

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

October 2, 1980
9:00 A.M.

Council Chambers
301 West Second Street

The meeting was called to order with Mayor McClellan presiding.

Roll Call:

Present: Mayor McClellan, Councilmembers Cooke, Goodman,
Himmelblau, Mullen, Mayor Pro Tem Trevino

Absent: Councilmember Snell

The Invocation was given by Reverend John C. Towery, Congregational Church of Austin.

AUSTIN EMPLOY THE HANDICAPPED WEEK

Mayor McClellan read a proclamation designating October 5-11, 1980, as Austin Employ the Handicapped Week. It was accepted by Ralph White, Chairperson, Mayor's Committee on Employment of the Handicapped, with his thanks.

JAZZ AMBASSADORS DAY

Mayor McClellan read a proclamation designating October 4, 1980 as Jazz Ambassadors Day. It was accepted with thanks by Lucy Garretson, American Statesman Research and Promotion Director.

OSTOMY AWARENESS MONTH

Councilmember Himmelblau read a proclamation designating October, 1980 as Ostomy Awareness Month. It was accepted by Carole Laubach, R.N., President, Local Chapter of the United Ostomy Association and Robert Hamner, Vice-president, with their appreciation.

MS READ-A-THON WEEK

Councilmember Trevino read a proclamation designating the week of October 6, 1980 as MS Read-A-Thon Week. It was accepted with thanks by J. Crossno, Chairman, Multiple Sclerosis Foundation; Bill Sheffall, Vice-president; and Cindy Carter, MS Executive Director, Central Texas Chapter.

FALL FESTIVAL DAY

Mayor McClellan read a proclamation designating October 5, 1980 as Fall Festival Day. Mr. and Mrs. William N. Puckett accepted the proclamation with their thanks.

SOLAR ACTION WEEK

Councilmember Cooke read a proclamation designating October 4-11, 1980 as Solar Action Week. Recipients of the proclamation were: Marian Wizard, Chairman of the Board, Phogg Phoundation; Susan Dirks, member of the Renewable Energy Resource Commission; and Dr. Larry Deuser, Vice-president, Austin Neighborhood Council.

NATIONAL FAMILY SEX EDUCATION WEEK

Councilmember Goodman read a proclamation designating October 5-11 as National Family Sex Education Week. It was accepted, with appreciation, by Dr. Larry Brownstone, Sally Sullivan, Pricilla Ebersole, Kathy McCorda and Leslie Benitez.

CONSUMER EDUCATION WEEK

Mayor McClellan read a proclamation designating the week of October 5-11 as Consumer Education Week. It was accepted by: Beverly Cotton, Vince Cammareri, George Stone and Jennifer Burgess, Jan Dietrick, John Etchieson, Erasmo Andrade, Mary Hitchcock, Carol Barger, Darell Hortman, Frances Allen, Roy Smithers, Rebecca Lightsey, Opal Washington.

ANNOUNCEMENT

Mayor McClellan announced that there will be a change in scheduled zoning days, due to the fact Thanksgiving, Christmas and New Year's all fall on Thursday. Zoning will be heard November 6, December 4, January 8 and January 29. She said that if formal action needs to be taken, it will be on next week's agenda.

MINUTES APPROVED

Councilmember Himmelblau moved that the Council approve the Minutes of the Meeting for September 18, 1980 and Special Meeting of September 10, 1980. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Himmelblau, Mullen,
Mayor Pro Tem Trevino

Noes: None

Absent: Councilmember Snell

Not in Council Chamber when roll was called: Councilmember Goodman

BOARD AND COMMISSION APPOINTMENTS

Mayor McClellan announced there will be an Executive Session October 8, 1980, at which time Council will make Board and Commission appointments. She said the following Board and Commission appointments will be made October 9, 1980:

On-Going Goals Assembly Committee - 3
Community Development Commission - 4
Vending Commission - 1
Dental Health Advisory Committee - 3
EMS Quality Assurance Team - 1
Environmental Board - 2
Commission on Status of Women - 1
Board of Adjustment - 1
MH/MR Public Responsibility Committee - 1
Human Relations Commission - 1
MH/MR Board of Trustees - 2
Manpower Advisory Planning Council - 15
Arts Commission - 5
Building Standards Commission - 1
Austin Community Education Consortium - 7
Construction Advisory Committee - 4
Electric Utility Commission - 1
Private Industry Council - 6

The Mayor announced the following appointments are due to be made November 6, 1980:

Board of Adjustment - 1
On-Going Goals Assembly Committee - 1
Human Relations Commission - 6
Parks and Recreation Board - 1

Council set the time for the Executive Session at 4:00 p.m.

RELEASE OF EASEMENTS

Councilmember Mullen moved that the Council adopt a resolution authorizing the release of the following easements:

A portion of an Electric and Telephone Easement recorded in Volume 2451, page 319 of the Travis County Deed Records, 6414 North Hampton Drive. (Requested by Mr. Alton Mutschink, representing the Hope Lutheran Church)

The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor Pro Tem Trevino, Mayor McClellan

Noes: None

Absent: Councilmember Snell

Councilmember Mullen moved that the Council adopt a resolution authorizing the release of the following easement:

A portion of a 10 foot public utility easement located in Lots 5 and 7, Block S, Allendale Estates Section II, locally known as 8311 Shoal Creek Boulevard. (Requested by Roy Beard)

The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor Pro Tem Trevino, Mayor McClellan

Noes: None

Absent: Councilmember Snell

CAPITAL IMPROVEMENTS PROGRAM

Councilmember Mullen moved that the Council adopt a resolution entering into an agreement with the State Department of Highways and Public Transportation for construction of Pleasant Valley Road from East 7th Street to Webberville Road and authorizing payment to the State for the City's portion of the cost estimated at \$178,800. (Total estimated cost is \$1,336,695) CAPITAL IMPROVEMENTS PROGRAM No. 75/62-06 The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor Pro Tem Trevino, Mayor McClellan

Noes: None

Absent: Councilmember Snell

Councilmember Mullen moved that the Council adopt a resolution approving the following change order:

To NPC Realty Company in the amount of \$6,830.20 for Kramer Lane and Pecusa Drive (Parkfield Drive) paving and drainage improvements. CAPITAL IMPROVEMENTS PROGRAM No. 78/62-21

The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

Councilmember Mullen moved that the Council adopt a resolution approving the following Change Order:

To Olmos Construction Company in the amount of \$6,125.00 for 1980 interim airside improvements at Robert Mueller Municipal Airport. CAPITAL IMPROVEMENTS PROGRAM No. 79/81-06.

The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

Councilmember Mullen moved that the Council adopt a resolution selecting Shilstone Engineering Testing Laboratory, Inc., for soil investigative and Engineering Testing Services and authorizing the contract on connection with Montopolis Neighborhood Center. CAPITAL IMPROVEMENTS PROGRAM No. 78/72-04. The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

Councilmember Mullen moved that the Council adopt a resolution selecting Jessen & Associates for architectural services and authorizing contract in connection with the City Coliseum renovation. CAPITAL IMPROVEMENTS PROGRAM No. 79/80-03. The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

EXTENSION OF SERVICE AGREEMENTS

Councilmember Mullen moved that the Council adopt a resolution authorizing extension of existing engineering testing and soils investigative services agreements in connection with the 1980-81 Public Works Department and Subdivision, Street, Drainage and Bridge Project. The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

APPROVAL OF CONTRACTS

Councilmember Mullen moved that the Council adopt a resolution approving the following contract:

WOODY'S CONSTRUCTION COMPANY	- CAPITAL IMPROVEMENTS PROGRAM
901 Wagon Trail	Construction of an addition to
Austin, Texas	Fire Station No. 25, located at
	5228 Duval Road - \$25,211.00
	C.I.P. No. 78/93-01

The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

Councilmember Mullen moved that the Council adopt a resolution approving the following contract:

NATIONAL ELECTRIC COIL	- Emergency repairs to forced draft
20010 Gulf Freeway	fan motor on Decker Unit #1 -
Houston, Texas	\$21,388.00

The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

Councilmember Mullen moved that the Council adopt a resolution approving the following contract:

REYNOLDS & REYNOLDS COMPANY	- Printing Controlled Substance
2121 South Lamar, Suite 212	Records, Public Information
Austin, Texas	Department
	Items 1 & 2 - \$6,278.06

The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

Councilmember Mullen moved that the Council adopt a resolution approving the following contract:

TEL-TEX, INC.	- Data Communications Printer for
8900 Shoal Creek Boulevard	Library
Austin, Texas	Item 1, 1 ea. - \$7,073.00
	\$6,209.00 purchase price &
	\$864.00 for maintenance

The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

Councilmember Mullen moved that the Council adopt a resolution approving the following contract:

ICI AMERICAS, INC.	- Vapor-Phase Activated Carbon,
Concord Pike and New Murphy Road	Water & Wastewater Utility
Wilmington, Delaware	Department
	Item 1 - \$33,000.00

The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

Councilmember Mullen moved that the Council adopt a resolution approving the following contract:

AMERICAN ECONO-CLAD SERVICES	- Catalogs, Mail Bags, Books, for
507 Jackson	"Books by Mail Service",
Topeka, Kansas	Library Department
	Twelve Month Supply Agreement
	Item 1-3, Estimated total: \$8,229.50

The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

Councilmember Mullen moved that the Council adopt a resolution approving the following contract:

L-H BUILDERS
4526 Westgate Boulevard
Austin, Texas

- Reconstruction of Hanger for Ragsdale
Aviation, Office of Facilities
Planning and Construction
Job No. 80-89 - Total: \$80,659.00

The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan

Noes: None

Absent: Councilmember Snell

Councilmember Mullen moved that the Council adopt a resolution approving the following contract:

SUHLER TENNIS CONSULTANTS
220 Sunway
San Antonio, Texas

- Pro-Manager of the Pharr Tennis
Center, Parks and Recreation
Twelve Month Contract
Estimated Revenue: \$2,200.00 annually

The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan

Noes: None

Absent: Councilmember Snell

REJECTION OF BIDS

Councilmember Mullen moved that the Council adopt a resolution rejecting bids received for sale of a 6.84 acre tract north of Northland Drive and bounded by Balcones Drive and MoPac. (City Property No. S-133/134) The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan

Noes: None

Absent: Councilmember Snell

PAYMENT AUTHORIZED

Councilmember Mullen moved that the Council adopt a resolution authorizing payment to the following:

GIBRALTAR SAVINGS ASSOCIATION

- CAPITAL IMPROVEMENTS PROGRAM -
The cost difference for installation
of 36", 16", and 12" water main to
Great Hills Street Dedication "C"
Extended - \$182,536.03
C.I.P. No. 75/22-07

The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

TEMPORARY STREET CLOSING

Councilmember Mullen moved that the Council adopt a resolution temporarily closing the 2500 block of Leon from 3:00 p.m. to 7:00 p.m. on October 8, 1980 as requested by Mr. Jeff Weinstein of Sigma Alpha Mu - Kappa Alpha Fraternity. The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

HAZARD FLASHERS

Councilmember Mullen moved that the Council adopt a resolution entering into an agreement with the State Department of Highways and Public Transportation to permit the City to assume operation and maintenance of hazard flashers at twelve locations. The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

ELECTRONIC ASSEMBLY TRAINING
GOODWILL INDUSTRIES

Councilmember Mullen moved that the Council adopt a resolution entering into a contract with Goodwill Industries to provide electronic assembly training to approximately twenty handicapped individuals for the period of October 1, 1980 to December 30, 1980 in the amount of \$17,146 under Title VII for the Comprehensive Employment and Training Act. The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

CONTRACT RENEWED

Councilmember Mullen moved that the Council adopt a resolution renewing a contract between Brackenridge Hospital and the Capital Anesthesiology Association from October 1, 1980 through September 30, 1981 in the amount of \$232,000. (Recommended by the Hospital Board) The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

CONTRACT EXTENDED

Councilmember Mullen moved that the Council adopt a resolution extending a contract to August 31, 1981 between Brackenridge Hospital and the Texas Medical Foundation to provide for the review of patients with benefits under Title XIX of the Social Security Act at no cost to City. (Recommended by the Hospital Board) The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

CRT TERMINALS FOR BRACKENRIDGE

Councilmember Mullen moved that the Council adopt a resolution approving a contract between Brackenridge Hospital and Group Hospital Service for two (2) CRT terminals to provide verification of Blue Cross benefits, at a cost of \$530 per month. (Recommended by the Hospital Board) The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

MEDICAL ASSISTANCE PROGRAM

Councilmember Mullen moved that the Council adopt a resolution to renew a contract for six months between Brackenridge Hospital and the Texas Department of Human Resources to provide services for the Medical Assistance Program in the amount of \$12,474. (Recommended by the Hospital Board) The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

CONTRACT RE PRISONERS

Councilmember Mullen moved that the Council adopt a resolution to renew a contract between Brackenridge Hospital and the U.S. Department of Justice, Bureau of Prisons to provide treatment of prisoners from the Federal Correctional Institution in Bastrop, Texas at no cost to City. (Recommended by the Hospital Board) The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

CONTRACT EXTENDED

Councilmember Mullen moved that the Council adopt a resolution to extend a contract until January 31, 1981 between Brackenridge Hospital and the Austin Ophthalmological Society. (Recommended by the Hospital Board) The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

CONTRACT RENEWED

Councilmember Mullen moved that the Council adopt a resolution to renew a contract between Brackenridge Hospital and the State Commission of the Blind from October 1, 1980 to September 30, 1981. (Recommended by the Hospital Board) The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

GRANT REQUIREMENTS

Councilmember Mullen moved that the Council adopt a resolution to approve the administrative policy and procedure relating to grant requirements of the U.S. Department of Transportation. The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

AUDITING CONTRACT

Councilmember Mullen moved that the Council adopt a resolution authorizing a contract with Peat, Marwick, Mitchell and Company for Professional Services to include an audit of FY 1979-80 indirect cost plan and the preparation of a City-wide cost plan for FY 1980-81. The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

PUBLIC HEARINGS SET

Councilmember Mullen moved that the Council set a public hearing for October 9, 1980 to amend the 1969 Expressway and Major Arterial Plan to delete a portion of Metric Drive between Rundberg Lane and U.S. 183 and extension of Rundberg Lane northwest to Burnet Road for 3:30 p.m. The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

Councilmember Mullen moved that the Council set a public hearing for November 13, 1980 at 5:30 p.m. on changing the name of 6th Street to Old Pecan Street. The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

APPOINTMENT APPROVED

Councilmember Mullen moved that the Council approve AISD's (Austin Independent School District) appointment of Steve M. Ferguson, Sr., to the Board of Trustees for the Austin-Travis County MH/MR Center. The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

TAX APPEAL HEARING SET

Councilmember Mullen moved that the Council set a hearing on November 20, 1980 at 3:00 p.m. on the following Tax Appeals:

Wendal Lee Phillips, Jr. - 1 parcel
Paul H. Wendler - 1 parcel
Stephen Dean - 1 parcel

The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

FEDERAL DISASTER ASSISTANCE ADMINISTRATION

Councilmember Mullen moved that the Council designate Daron K. Butler as the City's official representative in the preparation of applications and the receipt of funds from the Federal Disaster Assistance Administration. The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell

ITEM PULLED FROM THE AGENDA

Councilmember Mullen moved that the Council pull the following item off the Agenda:

Consider an amendment to Chapter 21 of the Austin City Code pertaining to Parking Meter Zones and Parking Lot Zones.

The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mullen, Mayor Pro Tem
Trevino, Mayor McClellan, Councilmember Cooke
Noes: None
Absent: Councilmember Snell

1980-81 OPERATING BUDGET AMENDED

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING THE OPERATING BUDGET FOR THE FISCAL YEAR 1980-1981 BY ACCEPTING AND APPROPRIATING \$60,000.00 FROM THE UNITED STATES DEPARTMENT OF TRANSPORTATION, URBAN MASS TRANSPORTATION ADMINISTRATION FOR THE PURPOSE OF FUNDING A TECHNICAL STUDIES GRANT FOR THE AUSTIN TRANSIT SYSTEM; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilmember Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mullen, Mayor Pro Tem
Trevino, Mayor McClellan, Councilmember Cooke
Noes: None
Absent: Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING THE OPERATING BUDGET FOR THE FISCAL YEAR 1980-1981, BY ACCEPTING AND APPROPRIATING \$137,238 FROM THE CRIMINAL JUSTICE DIVISION OF THE OFFICE OF THE GOVERNOR FOR THE PURPOSE OF FUNDING THE GREATER AUSTIN AREA ORGANIZED CRIME CONTROL UNIT/5; SUSPENDING THE RULE REQUIRING ORDINANCES TO BE READ ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilmember Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mullen, Mayor Pro Tem
Trevino, Mayor McClellan, Councilmember Cooke
Noes: None
Absent: Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

Councilmember Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mullen, Mayor Pro Tem
Trevino, Mayor McClellan, Councilmember Cooke
Noes: None
Absent: Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

SPEED ZONES

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING SUBSECTIONS (b) AND (c) OF SECTION 21-42 OF THE AUSTIN CITY CODE OF 1967, MAKING CERTAIN ADDITIONS AND DELETION TO SAID SUBSECTIONS, THEREBY DECLARING THE MAXIMUM PRIMA FACIE SPEED LIMITS UPON THAT CERTAIN STREET WITHIN THE CORPORATE LIMITS OF THE CITY OF AUSTIN, PURSUANT TO AND IN ACCORDANCE WITH THE PROVISIONS OF THE "UNIFORM ACT REGULATING TRAFFIC ON HIGHWAYS" (VERNON'S ANN. CIV. ST., ART. 6701d); REPEALING ALL ORDINANCES IN CONFLICT WITH THIS ORDINANCE; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY. (Jollyville Road)

Councilmember Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mullen, Mayor Pro Tem
Trevino, Mayor McClellan, Councilmember Cooke
Noes: None
Absent: Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

Speed zones are as follows:

SECTION 21-42

<u>ON</u>	<u>FROM</u>	<u>TO</u>
DELETION - Sub-section c - 45 mph		
Jollyville Road (Old U.S. 183)	Balcones Drive	U.S. 183 (Research Boulevard)
ADDITION - Sub-section c - 45 mph		
Jollyville Road (Old U.S. 183)	Great Hills Trail (10100 Block)	Research Boulevard (U.S. 183)(12700 Block)
ADDITION - Sub-section b - 40 mph		
Jollyville Road (Old U.S. 183)	Balcones Drive (9200 Block)	Capital of Texas Highway (Loope 360)(9600 Block)

CLERICAL MISTAKE CORRECTED

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 770908-1, ENACTED BY THE CITY COUNCIL ON SEPTEMBER 8, 1977, BY CORRECTING THE LEGAL DESCRIPTION OF THE PROPERTY ZONED BY SAID ORDINANCE; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE.

Councilmember Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mullen, Mayor Pro Tem Trevino, Mayor McClellan, Councilmember Cooke

Noes: None

Absent: Councilmember Snell

HOSPITAL ROOM RATE

Mayor McClellan introduced the following ordinance:

Councilmember Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mullen, Mayor Pro Tem
Trevino, Mayor McClellan, Councilmember Cooke
Noes: None
Absent: Councilmember Snell

The Mayor announced that the ordinance had been finally passed, setting the 1980-81 Fiscal Year rate for semi-private hospital rooms.

STREET CLOSED

Mayor McClellan introduced the following ordinance:

Councilmember Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance, closing the following to vehicular traffic: Sabine Street, between East 3rd and the alley north of East 3rd Street, as requested by Leonard Ehrler, Director of the Parks and Recreation Department. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mullen, Mayor Pro Tem
Trevino, Mayor McClellan, Councilmember Cooke
Noes: None
Absent: Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

ZONING ORDINANCE

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

TRACT 2: A 9.926 ACRE TRACT OF LAND, LOCALLY KNOWN AS 4606-4806 TERI ROAD, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT, SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Ted & Edward Wendlandt, Tract 2 only, C14-80-091)

Councilmember Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mullen, Mayor Pro Tem Trevino, Mayor McClellan, Councilmember Cooke

Noes: None

Absent: Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

CONGRESS AVENUE PLAN

Mayor McClellan introduced an item to consider issuing request for proposals from the private sector for a trial run on the approved Congress Avenue Plan. She said she has had four private firms contact her office to tell her they can do the trial run inexpensively. She said, "I am firm about the fact that I am opposed to the adopted plan. I would think that those who opposed it would like to see the trial runs and I would ask that we let the private sector have an option to bid on running the trial run with the understanding that if none of those are acceptable to us we can always reject them and we respectfully request your approval." Council took no action.

PROCEDURAL CHANGES FOR SALE OF SURPLUS PROPERTY

Mr. Joe Morahan, Director of Property Management, presented the following City Manager Report on Procedural Changes for Sale of Surplus Property:

"This is in response to the request Councilman Richard Goodman made during the City Council meeting September 4, 1980. The specific request was that we bring back recommendations for a change in our sale of land procedures which would permit the City Council to have an opportunity to consider the potential offering of a property for sale early in the sale process rather than for the City Council to consider the sale for the first time after bids have been received.

"The basic steps of the sale procedure are outlined below. The process can be initiated either by staff or by a citizen.

1. Obtain departmental comments
2. Review comments and prepare recommendation
3. Consideration by Planning Commission
4. Survey and legal description, appraisal and title examination
5. Advertisement for sealed bids or finalize negotiations if direct sale
6. Consideration by City Council
7. Completion of sale

"Examples of the information submitted for consideration by the Planning Commission are attached. The attachments cover properties that have been approved for sale by the Planning Commission but have not yet been sold.

"My suggestion is that as Step 3 (a) we continue to forward the sale recommendation for consideration by the Planning Commission. Then, after the Planning Commission has acted, as Step 3 (b) we present the sale recommendation as a City Manager Report item at a regular meeting of the City Council. The Planning Commission's action would be included as part of the package. Unless the City Council instructed us to alter or suspend the proposal at that point, we would proceed with the remaining steps. The Council would consider the matter again in Step 6 as a final approval after the exact terms of the sale were known.

"One possible alternative would be to simply provide a memorandum to the Mayor and Councilmembers at the same time the sale recommendation is forwarded to the Planning Commission. Any Councilmember could request additional information, if needed, or place an item on a subsequent agenda for discussion and action by the City Council.

"A second alternative would be to go first to the City Council to receive authorization to proceed on to the Planning Commission.

"At present, no notices are sent to nearby owners and the Planning Commission does not conduct a public hearing when considering a sale of property item.

"The City Council might wish to amend that part of the process to provide for some type of advance notice to the neighborhood association, if any, or to directly abutting property owners before the matter is given formal consideration."

SALE OF CITY PROPERTY (BALCONES TRACT)

Mr. Joe Morahan presented the following City Manager's Report on Sale of City Property S-133/S-134 (Balcones Tract). He said this coincided with a resolution, passed today in the consent motion, by Council which rejected bids received for sale of 6.84 acre tract north of Northland Drive and bounded by Balcones Drive and MoPac. He then reported as follows:

"This is in response to the Item from Council presented by Councilmember Richard Goodman at the City Council meeting September 4, 1980. Mr. Goodman's specific questions were:

1. How much do we expect to receive for the sale of this property?
2. Did we consider making it a greenbelt?

"The answer to the first question is that the tract has been appraised as having a fair market value of \$895,000.00. The appraisal was made by Rudy Robinson of Robinson and Associates. Mr. Robinson places a value of \$3.00 per square foot on the 6.84 acre (297,950 square feet) tract of land. This value is based on the presumption that the property could be rezoned to "O" Office, 1st Height and Area from the present "I-A", 1st Height and Area zoning. The value is derived from examination of sales of comparable tracts of land in the general area. In the past, we have recommended approval of sales of land where the highest bid was reasonably close to the appraised value.

October 2, 1980

"As to the second question, PARD (Parks and Recreation Department) was offered an opportunity to comment on or object to the sale of the property during the departmental review process. Mr. Ehrler feels that the tract is not suitable for any type of recreational uses because it is narrow, sloping and adjacent to major thoroughfares. He feels that the tract could serve as an open space buffer, but would not be high on a list of priorities because of the substantial cost of purchasing the tract from Public Works (Street Improvement Bond Funds)."

Mr. Morahan said the key question he would like answered is whether or not to advertise for bids again. Councilmember Goodman answered, "I would say yes. Having been one of the people who raised a question about this particular parcel and the procedure and having had the procedure rectified and it now comes to us at the front end in considering the value of the property, though I was in favor of looking at retaining it for open space...but if it is worth something in the neighborhood of \$900,000 I would be in favor of readvertising for bids and see if we can get close to that."

There was no objection, so the Mayor said Council would proceed with the agenda.

INSURANCE FOR PART TIME EMPLOYEES

Mr. Carl Lynch of the Personnel Department presented the following City Manager Report on Insurance for Part Time Employees:

"On July 3, 1980, the City Council voted to extend the opportunity for health insurance coverage to permanent part-time employees working less than 30 hours per week. Costs for this optional insurance program will be assumed entirely by the eligible employee. Part-time employees working between 30 and 40 hours per week are not effected by this change since these individuals are already covered under the regular insurance program.

"In response to this Council action, the Personnel Department has worked with our insurance carrier, Connecticut General, the Legal Department and the Finance Department to develop a plan for implementing the new coverage. Our recommendations relative to the provision of these benefits are as follows:

1. The medical and life benefits made available to these part-time employees and their dependents should be identical to those provided other City employees covered by the health plan.
2. These benefits should be made available effective October 1, 1980, at the current group rates designated in the plan. We do not recommend, however, that the current approximate 17% reduction in these rates which was approved by the Council earlier this year through the use of excess premiums returned because of excellent prior experience be extended to these employees. Costs for these employees were not included in our computation of this temporary rate reduction which is scheduled to end January, 1981. If the Council decides to use additional available funds to extend this reduction, past January, all employees should be included at that time.

3. Automatic payroll deduction should be made available to employees wishing to take this coverage.
4. A 60-day open enrollment period should be held for current employees beginning October 1, 1980, and ending November 30, 1980. New employees should be provided a 30-day time period within which to sign up for this program. An employee who does not sign up during the appropriate enrollment period should be required to provide proof of insurability.

"In reviewing these recommendations, it should be noted that Connecticut General expressed several concerns about the extension of these benefits to part-time employees. The most significant of these concerns was the potential negative impact of this new employee group on our total group experience since, under an optional program generally only employees who have an established need for medical attention will enroll. Because of the small number of employees involved (approximately 300 are eligible), I do not believe this problem will occur; however, I do agree that we should carefully assess any charge in our experience following implementation.

"I also recommend that the City consider at some point in the future assuming at least part of the premium costs for the employee, e.g. one-half. This action would, I believe, afford more employees who may need the coverage an opportunity to do so and would not represent a significant cost item for the City (maximum cost would be approximately \$43,000 per year).

"I have attached for your review a proposed communication for City employees effected by this change. I recommend that we present this implementation plan to Council on September 18, 1980, if you concur with the recommendations. Please contact me if you have any questions."

The Council all agreed that the plan sounds fine.

PUBLIC HEARING ON ANNEXATION

Mayor McClellan opened the public hearing, scheduled for 9:45 a.m. on consideration of annexation of and directing the administration to institute annexation proceedings to annex the following:

41.00 acres of land (36.60 acres requested by owner and known as Maple Run, Section One, Phases A and 4.40 acres initiated by the City of Austin) C7a-80-003

Mr. Lillie, Director of Planning, reviewed the application. He said the annexation request is located southwest of the city, off of McCarty Lane and west of Brodie Lane in the area currently being considered by the Edwards Aquifer Task Force in their development of performance standards for subdivision. The subdivision has been requested by the owners and the staff has added right of way on an additional area between the subdivision and the current city limit line to make it attached to the existing city limits. The subdivision will include 139 dwelling units. It is anticipated to be fully developed by 1982 with a

population of about 400 people. The fiscal note has been sent to all departments and their response to the Research and Budget Office was that the cost revenue data for the operating budget indicates that future costs associated with provision of service to this area are offset by increase in revenues over the period of projection. Over the five year total, the revenues will exceed expenditures by about \$40,000. Under the Water and Wastewater report, water service is available from Southwest A; wastewater service is available from Williamson Creek South Fork Wastewater Interceptor. Requirements for the subdivision include a 12" water approach main and oversize main. Anticipated cost participation is \$14,443.00 for the 12" water approach main. 12" water main oversize is \$19,720.00. Mr. Lillie said he does not recall if the approach mains have been before Council but if not, they will be subject to Council's approval. There is a Capital Improvements cost also noted which is the reconstruction of Latta Lane, which is now a rural roadway including a bridge over Williamson Creek. That cost estimate by Public Works is \$600,000.00 scheduled in 1981-82. Councilmember Himmelblau asked why that would be part of this annexation. Mr. Lillie answered, "As the land comes into the city limits then the City picks up the cost of Street and Bridge improvements."

MS. DOROTHY HARBILL, recently from Rochester, Minnesota, discussed the Edwards Aquifer.

MR. JOE RIDDELL said the annexation would save money for the developers and cost the City much money if it is annexed before it is developed. He felt the annexation would result in a piecemeal type of thing.

Councilmember Goodman moved that the Council close the public hearing and direct the City Manager to direct the administration to institute annexation proceedings to annex the 41.00 acres of land (36.60 acres requested by owner as Maple Run, Section One, Phases A and 4.40 acres initiated by the City of Austin.) (C7a-80-003) The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmember Mullen, Mayor McClellan, Councilmembers Cooke,
Goodman, Himmelblau
Noes: None
Abstain: Mayor Pro Tem Trevino
Absent: Councilmember Snell

URBAN DEVELOPMENT GRANT ACTION APPLICATION

Mayor McClellan opened the public hearing scheduled for 10:00 a.m. on the Urban Development Grant Application.

Paula Manning, Department of Human Services, presented the following report on the Urban Development Grant Action Application. "In August, the City Council approved a process by which the City, through the Human Services Department, would pursue the solicitation, development and submission of the UDAG application for a January 1981 submission to the Department of Housing and Urban Development. This process provided for the following steps:

1. An introduction for the Austin Community to the UDAG program to the identification of persons or groups that would be interested in creating a partnership between the private sector, the residents of the pocket and the City for the purpose of developing a joint proposal for improving economic conditions in the pocket as well as economic status of its residents.
2. Receipt of specific project ideas which could then be developed into proposals and the conducting of a public hearing and staff presentation to the City Council regarding UDAG project ideas received.

After having carried out the first three of these steps, we are presenting to you today three project ideas received for UDAG funding consideration. While much is left to be done to mold these ideas into competitive UDAG proposals, the sponsor should be commended for the time and effort which they have put in their projects to date. I will give you a brief overview of each proposal received, including the sponsor's name, project title and a short descriptive summary of exactly what it is they are proposing to do. Also, we have developed a table which we will be supplying to the Council later which gives a summary of each proposal, utilizing key criteria which are the basis for HUD's (Housing and Urban Development) determination on each proposal's completeness and whether or not they will in fact be competitive. We have listed all of the things HUD will be looking for, are developing this into a table and at this point there are some items we have got to clarify with the proposers and will be providing you with that chart in the near future. The first proposal for discussion is one presented by the East Austin Chicano Economic Development Corporation. The title of the project is "The East Austin Scattered Site Infill Housing Project." They propose the construction of 500 new single family housing units and possibly involve some housing rehabilitation as well throughout the target area. This project does not have one specific location. (Ms. Manning then referred to a map.)

Councilmember Trevino asked if the area indicated was the only one under consideration and pointed out there are several pocket areas in the city. Ms. Manning told him the area outlined on the map still has a tremendous need and HUD indicated the guidelines are very clear on that. Councilmember Trevino questioned the downtown area being included and wondered how many people west of IH 35 fall into the category as outlined by HUD. Ms. Manning said they will check those figures for him.

Ms. Manning continued with the report: "The accomplishment of the objectives that EACEDC is proposing will result, according to their proposal, in the new construction of housing units equivalent to 38.5% of the housing units lost between 1950 and 1980 in East Austin. \$12.5 million in private funds will be leveraged by \$5 million in UDAG funds and \$1 million in local matched funds. The UDAG funds as well the local funds, will be used to acquire and develop the land and provide for public infrastructure improvements and administration. One of the things we will be doing in the next couple of weeks before we return with another report to you will be to determine what kind of things the public money could do for this particular project, where those monies would come from. The local dollar can be certain kinds of Federal dollars, such as CDBG (Community Development Block Grant) and certain other kind...CETA (Comprehensive Employment and Training Act), etc., can be that local match, but we will be identifying possible sources of those funds to determine whether or not we'll be able to make that match.

"The second proposal we have received is from the Youth Employment Service (YES). The title is "The YES Assembly Company." YES's objective is the establishment of a skills training oriented sub-assembly manufacturing enterprise aimed at training 150 of Austin's youth for permanent employment with light industries located or locating in Austin. Although details of their financing plan have not yet been provided, approximately \$817,000.00 of the total project budget of \$1.6 million is to be used for the acquisition of land and an existing structure to acquire the land and structure that's on it and the rehabilitation and renovation of that structure and furnishing of the physical plant with equipment suitable to the light assembly manufacturing enterprise to be undertaken. This organization provided a very detailed budget as to what will be required to go into the renovation of that building to allow for this type of structure. We have to work with them to tie down some of the other figures better so we can determine what kind of time schedule to put this particular project on.

"The third project is the R. J. Henderson and Regina T. Henderson, dba Henderson Properties, The Tamma Building. Henderson Properties proposes to use UDAG funds in conjunction with existing project funds to renovate the Lincoln-Juarez University Building and create additional space with the construction of an addition, the result of which will be 28,000 square feet of commercial office space. The project total, \$1.28 million of combined public-private fund. The exact amount of UDAG and local funds and the use to which they will be put are not entirely clear at this point. It is suggested the funds will be used to offset Henderson Properties anticipated monthly deficit of \$8,000 during and after completion of the project. It is suggested by the applicant that this can be accomplished by utilizing project funds to meet the principal and interest payment and use the funds to reduce their tax burden.

"Human Services staff will be preparing a presentation to Council concerning the possible schedule of these projects for development in the UDAG applications. This and other information will be provided to you within the next two weeks. We are taking the approach of looking at each of these proposals and based on the amount of work required to be completed yet on them should the City decide to submit them. We think there is a project within this group that could be completed for a January submission. Some of the others may need longer time frame for solidifying. These are extremely competitive grants and we will have to have very professional documents before we can go to Washington and hope to get them funded."

Mayor Pro Tem Trevino moved that the Council close the public hearing. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Mayor Pro Tem Trevino, Mayor McClellan, Councilmembers
Himmelblau, Mullen

Noes: None

Absent: Councilmember Snell

Not in Council Chamber when roll was called: Councilmembers Cooke,
Goodman

ZONING HEARINGS

Mayor McClellan announced Council would hear zoning cases scheduled for 10:00 a.m. Pursuant to published notice thereof, the following zoning cases were publicly heard:

ARLON BINDSEIL AND WIFE C14-80-149	4303 South 1st Street	From "A" Residence 1st Height and Area To "0" Office 1st Height and Area RECOMMENDED (as amended) by the Planning Commission
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Councilmember Goodman moved that the Council grant "0" Office, 1st Height and Area District, as amended, as recommended by the Planning Commission. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Mayor Pro Tem Trevino, Mayor McClellan, Councilmembers
Goodman, Himmelblau, Mullen

Noes: None

Absent: Councilmember Snell

Not in Council Chamber when roll was called: Councilmember Cooke

The Mayor announced that the change had been granted to "0" Office, 1st Height and Area District, as amended, and the City Attorney was instructed to draw the necessary ordinance to cover.

MAURICE D. COHN, M.D., THOMAS E. HUGHES, JR., M.D., AND MILTON W. TALBOT, JR., M.D. C14-80-150	3912-3916 Medical Parkway 1104 West 39-1/2 Street	From "A" Residence 1st Height and Area To "0" Office 1st Height and Area RECOMMENDED (as amended) by the Planning Commission
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Councilmember Goodman moved that the Council grant "0" Office, 1st Height and Area District, as amended, as recommended by the Planning Commission. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Mayor Pro Tem Trevino, Mayor McClellan, Councilmembers
Goodman, Himmelblau, Mullen

Noes: None

Absent: Councilmember Snell

Not in Council Chamber when roll was called: Councilmember Cooke

The Mayor announced that the change had been granted to "0" Office, 1st Height and Area District, as amended, and the City Attorney was instructed to draw the necessary ordinance to cover.

TWIN ROCK
ASSOCIATES
By Charles L.
Albers
C14-80-151

12518 Research Boulevard

From "GR" General Retail
1st Height and Area
To "C-1" Commercial
1st Height and Area (Tract 1)
"C-2" Commercial
1st Height and Area (Tract 2)
RECOMMENDED by the Planning
Commission

Councilmember Goodman moved that the Council grant "C-1" Commercial, 1st Height and Area District (Tract 1), and "C-2" Commercial, 1st Height and Area District (Tract 2), as recommended by the Planning Commission. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Mayor Pro Tem Trevino, Mayor McClellan, Councilmembers
Goodman, Himmelblau, Mullen

Noes: None

Absent: Councilmember Snell

Not in Council Chamber when roll was called: Councilmember Cooke

The Mayor announced that the change had been granted to "C-1" Commercial, 1st Height and Area District (Tract 1), and "C-2" Commercial, 1st Height and Area District (Tract 2), with the ordinance to be passed on an emergency basis.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

TRACT 1: A 750 SQUARE FOOT TRACT OF LAND; FROM "GR" GENERAL RETAIL, FIRST HEIGHT AND AREA DISTRICT TO "C-1" COMMERCIAL, FIRST HEIGHT AND AREA DISTRICT; AND,

TRACT 2: A 2,750 SQUARE FOOT TRACT OF LAND, FROM "GR" GENERAL RETAIL, FIRST HEIGHT AND AREA DISTRICT TO "C-2: COMMERCIAL, FIRST HEIGHT AND AREA DISTRICT; ALL OF THE ABOVE PROPERTY IS LOCALLY KNOWN AS 12518 RESEARCH BOULEVARD, SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY. (Twin Rock Associates, C14-80-151)

Councilmember Goodman moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Mayor Pro Tem Trevino, Mayor McClellan, Councilmembers
Goodman, Himmelblau, Mullen

Noes: None

Absent: Councilmember Snell

Not in Council Chamber when roll was called: Councilmember Cooke

The Mayor announced that the ordinance had been finally passed.

WESTOVER HILLS,
INC. & C.G.I.
INVESTMENTS
By Jim Spence
C14-80-156

5608-5804 Courtyard
Drive

From Interim "AA" Planned
Unit Development, 1st
Height and Area
To "C" Commercial
1st Height and Area
RECOMMENDED by the Planning
Commission

Councilmember Goodman moved that the Council grant "C" Commercial, 1st Height and Area District, as recommended by the Planning Commission. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Mayor Pro Tem Trevino, Mayor McClellan, Councilmembers
Goodman, Himmelblau, Mullen

Noes: None

Absent: Councilmember Snell

Not in Council Chamber when roll was called: Councilmember Cooke

The Mayor announced that the change had been granted to "C" Commercial, 1st Height and Area District, and the City Attorney was instructed to draw the necessary ordinance to cover.

JOHN AND JENNIFER
BIRD
By Terry J. Sasser
C14-80-157

8899, 8901-8929
Research Boulevard

From Interim "A" Residence
1st Height and Area
To "GR" General Retail
1st Height and Area
RECOMMENDED (as amended)
by the Planning Commission

Councilmember Goodman moved that the Council grant "GR" General Retail, 1st Height and Area, as amended, as recommended by the Planning Commission. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Mayor Pro Tem Trevino, Mayor McClellan, Councilmembers
Goodman, Himmelblau, Mullen

Noes: None

Absent: Councilmember Snell

Not in Council Chamber when roll was called: Councilmember Cooke

The Mayor announced that the change had been granted to "GR" General Retail, 1st Height and Area District, as amended, and the City Attorney was instructed to draw the necessary ordinance to cover.

STRIPLING-BLAKE 8300-8406 Shoal Creek
LUMBER COMPANY, INC. Boulevard
By Kerry Merritt
C14-80-159

From "O" Office
1st Height and Area
To "C" Commercial
1st Height and Area
RECOMMENDED by the Planning
Commission

Councilmember Goodman moved that the Council grant "C" Commercial, 1st Height and Area District, as recommended by the Planning Commission. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Mayor Pro Tem Trevino, Mayor McClellan, Councilmembers
Goodman, Himmelblau, Mullen

Noes: None

Absent: Councilmember Snell

Not in Council Chamber when roll was called: Councilmember Cooke

The Mayor announced that the change had been granted to "C" Commercial, 1st Height and Area District, with the ordinance to be passed on an emergency basis.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

LOTS 3-12, BLOCK V, ALLANDALE ESTATES, SECTION TWO, LOCALLY KNOWN AS 8300-8406 SHOAL CREEK BOULEVARD, FROM "O" OFFICE, FIRST HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL, FIRST HEIGHT AND AREA DISTRICT, SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY. (Stripling-Blake Lumber Company, Inc., C14-80-159)

Councilmember Goodman moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Mayor Pro Tem Trevino, Mayor McClellan, Councilmembers
Goodman, Himmelblau, Mullen

Noes: None

Absent: Councilmember Snell

Not in Council Chamber when roll was called: Councilmember Cooke

The Mayor announced that the ordinance had been finally passed.

GARY R. CHILES 6006-6007 Cougar Drive
By Carlson & Dippel, 815-985 Stassney Lane
Inc.
C14-80-165

From "GR" General Retail
1st Height and Area and
"BB" Residence
1st Height and Area
To "A" Residence and
 "BB" Residence
 1st Height and Area
RECOMMENDED by the Planning
Commission

Councilmember Goodman moved that the Council grant the change to "A" Residence and "BB" Residence, 1st Height and Area District, as recommended by the Planning Commission. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Mayor Pro Tem Trevino, Mayor McClellan, Councilmembers
 Goodman, Himmelblau, Mullen

Noes: None

Absent: Councilmember Snell

Not in Council Chamber when roll was called: Councilmember Cooke

The Mayor announced that the change had been granted to "A" Residence and "BB" Residence, 1st Height and Area District, and the City Attorney was instructed to draw the necessary ordinance to cover.

VAN CLEAVE
DEVELOPMENT
COMPANY, INC.
By Thomas Delisi
C14-80-134

9700 North Lamar
Boulevard

From "GR" General Retail
1st Height and Area
To "GR" General Retail
 2nd Height and Area
RECOMMENDED by the Planning
Commission

Councilmember Goodman moved that the Council grant the change to "GR" General Retail, 2nd Height and Area District, as recommended by the Planning Commission. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Mayor Pro Tem Trevino, Mayor McClellan, Councilmembers
 Goodman, Himmelblau, Mullen

Noes: None

Absent: Councilmember Snell

Not in Council Chamber when roll was called: Councilmember Cooke

The Mayor announced that the change had been granted to "GR" General Retail, 2nd Height and Area District, and the City Attorney was instructed to draw the necessary ordinance to cover.

RON CHITSEY
C14-79-235

5107 Leralynn

From "A" Residence
1st Height and Area
To "A-2" Condominiums
1st Height and Area
RECOMMENDED by the Planning
Commission

Councilmember Goodman moved that the Council grant "A-2" Condominiums, 1st Height and Area District, as recommended by the Planning Commission. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Mayor Pro Tem Trevino, Mayor McClellan, Councilmembers
Goodman, Himmelblau, Mullen

Noes: None

Absent: Councilmember Snell

Not in Council Chamber when roll was called: Councilmember Cooke

The Mayor announced that the change had been granted to "A-2" Condominiums, 1st Height and Area District, and the City Attorney was instructed to draw the necessary ordinance to cover.

BUFORD H. JONES
C14-80-161

205 East Rundberg Lane
also bounded by North
Drive

From "A" Residence
1st Height and Area
To "O" Office
1st Height and Area
RECOMMENDED by the Planning
Commission subject to site plan and
Rundberg Lane Study requirements.

Councilmember Goodman moved that the Council grant "O" Office, 1st Height and Area District, subject to conditions, as recommended by the Planning Commission. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Goodman, Himmelblau, Mullen,
Mayor Pro Tem Trevino

Noes: None

Absent: Councilmember Snell

Not in Council Chamber when roll was called: Councilmember Cooke

The Mayor announced that the change had been granted to "O" Office, 1st Height and Area District, subject to conditions, and the City Attorney was instructed to draw the necessary ordinance to cover.

RICHARD D. SEIDERS,
ET AL
By Terry J. Sasser
C14-80-050

1600-1646 East 51st
Street

From "BB" Residence and
"LR" Local Retail
1st Height and Area
To "DL" Light Industrial
1st Height and Area
(continued)

RECOMMENDED by the Planning Commission subject to restrictions volunteered by the applicant and tied to site plan as submitted, and to the specific use of light air freight

Councilmember Goodman moved that the Council grant "DL" Light Industrial, 1st Height and Area District, subject to conditions, as recommended by the Planning Commission. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Goodman, Himmelblau, Mullen,
Mayor Pro Tem Trevino

Noes: None

Absent: Councilmember Snell

Not in Council Chamber when roll was called: Councilmember Cooke

The Mayor announced that the change had been granted to "DL" Light Industrial, 1st Height and Area District, subject to conditions, and the City Attorney was instructed to draw the necessary ordinance to cover.

SUN VIEW DEVELOPMENT 6500-6800 South IH 35
OF TEXAS, INC. 1600 North Bluff Drive
By Everett Owen-
Espey
C14-80-075

From Interim "A" Residence
1st Height and Area
To "C" Commercial, "GR"
General Retail, "O" Office,
"A" Residence and "DL"
Light Industrial
1st Height and Area
NOT Recommended

RECOMMENDED by the Planning Commission to approve amended application, deleting Tracts 5, 6, and 7; grant "GR" General Retail on Tract 1; "LR" Local Retail on Tract 2 and "O" Office on Tract 3, both tied to site plans; and "A-H" Residence-Historic on Tract 4.

Councilmember Mullen moved that the Council grant an amended application, deleting Tracts 5, 6 and 7; grant "GR" General Retail on Tract 1; "LR" Local Retail on Tract 2, and "O" Office on Tract 3, both tied to site plans; and "A-H" Residence-Historic on Tract 4, as recommended by the Planning Commission. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mullen, Mayor Pro Tem
Trevino, Mayor McClellan

Noes: None

Absent: Councilmember Snell

Not in Council Chamber when roll was called: Councilmember Cooke

The Mayor announced that the change had been granted as an amended application, deleting Tracts 5, 6 and 7; with "GR" General Retail on Tract 1; "LR" Local Retail on Tract 2, and "O" Office on Tract 3, both tied to site plans; and "A-H" Residence-Historic on Tract 4; and the City Attorney was instructed to draw the necessary ordinance to cover.

JUDGE SEBRON SNEED 1703 North Bluff Drive
HOME
By Stuart Henry
C14h-77-011

From Interim "A-H" Residence-
Historic, 1st Height and
Area
To "A-H" Residence-Historic
1st Height and Area
RECOMMENDED by the Planning
Commission

Councilmember Mullen moved that the Council accept finding of fact a, b, c, d, e, f, g, h, i, j, k, l, and m, and grant "A-H" Residence-Historic, 1st Height and Area District, as recommended by the Planning Commission. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mullen, Mayor Pro Tem
Trevino, Mayor McClellan
Noes: None
Absent: Councilmember Snell
Not in Council Chamber when roll was called: Councilmember Cooke

The Mayor announced that the change had been granted to "A-H" Residence-Historic, 1st Height and Area District, and the City Attorney was instructed to draw the necessary ordinance to cover.

MEADOW MOUNTAIN
P.U.D. II
By L. M. Holder,
III, et al
C14c-80-006

Far West Boulevard
and Stoney Meadow Lane

A Planned Unit Development
for residential use
RECOMMENDED by the Planning
Commission

Councilmember Mullen moved that the Council grant a Planned Unit Development for residential use, as recommended by the Planning Commission. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Trevino, Mayor McClellan, Councilmembers
Cooke, Goodman, Himmelblau, Mullen
Noes: None
Absent: Councilmember Snell

The Mayor announced that the change had been granted to a Planned Unit Development for residential use, and the City Attorney was instructed to draw the necessary ordinance to cover.

THE COURTYARD
PHASE 6-A
By Westover Hills,
Inc.
C14c-75-002

Scout Island Circle
North

A Planned Unit Development
for residential use
RECOMMENDED by the Planning
Commission

Councilmember Mullen moved that the Council grant a Planned Unit Development for residential use, as recommended by the Planning Commission. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Trevino, Mayor McClellan, Councilmembers
Cooke, Goodman, Himmelblau, Mullen

Noes: None

Absent: Councilmember Snell

The Mayor announced that the change had been granted to a Planned Unit Development for residential use, and the City Attorney was instructed to draw the necessary ordinance to cover.

HUGHES, BOATRIGHT,
ADAMS, WILLIAMS,
NEELY, LAW, COOPWOOD
& CROW & ASSOCIATES
C14-80-055

Neely Drive and Spice-
wood Springs Road

From Interim "A" Residence
1st Height and Area
To "A-2" Condominiums
1st Height and Area

RECOMMENDED by the Planning Commission
subject to ordinance requirements and
departmental recommendations, with the
recommendation that an alternate location
be considered for the sewer line.

Mr. Lillie, Director of Planning, reviewed the application by use of slides.

LARRY PEEL, representing the applicant, showed a plan of the two-story buildings and also showed aerial photos of the land.

IRWIN SALMONSON, representing the applicant, appeared and asked Council to approve the 120-unit project on 15 acres. He said it will be a well done project and built around the rim of a valley area. Plans are to keep the wooded area of the valley as it is.

RON ALLEN, President, Balcones Civic Association, expressed concern about the density. They believe there should be strict regulations imposed to keep the green belt area as it is. He said there should be provisions to keep the area clear of litter. Mr. Salmonson said he is willing to work with the City Attorney and work out something to keep the integrity of the valley.

MARIA HOUTH, representing the neighborhood at the edge of Great Hills, expressed concern with the proposed site plan and felt it is not reasonable use of the land and does not harmonize with the existing homes and town homes.

LESLIE MILLER showed slides of the area and said the site plan proposed will not fit in.

SUSAN ENGLE, who lives in the area, said a sewer line would be detrimental to the valley area. She also said the sizes of the planned units, 900 square feet to 1300 square feet, are not in character with the homes in the surrounding area.

HANS HUTH expressed opposition to the sewer line. He said it cannot be laid without scarring the land. He asked Council to not approve the site plan without the recommendation of the Planning Commission.

ROBERT LEONARD presented a petition to Council with 176 names of people who are opposed to the proposed development. Councilmember Goodman asked if the petition is valid. Mr. Lillie told him that the land is zoned interim so it is not.

Mr. Salmonson returned and said the neighbors requests are reasonable. He said the valley will be protected and asked Council to approve the zoning request.

Discussion followed regarding the density, the height of the homes, etc.

Motion

Councilmember Goodman moved that the Council grant "A-2" Condominiums, 1st Height and Area District, subject to conditions, as recommended by the Planning Commission. The motion was seconded by Councilmember Himmelblau.

Substitute Motion - Died for Lack of Second

Councilmember Cooke made a substitute motion to limit development to 10 units per acre. There was no second.

Friendly Amendment to Original Motion

Councilmember Mullen offered a friendly amendment to bring the site plan back to Council for approval. The amendment was accepted by Councilmembers Goodman and Himmelblau.

Roll Call on Motion with Friendly Amendment

Roll call on the motion to grant "A-2" Condominiums, 1st Height and Area District, subject to conditions, and with the additional condition to bring site plan back to Council for approval, showed the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mullen, Mayor McClellan

Noes: Councilmember Cooke

Absent: Councilmember Snell

Not in Council Chamber when roll was called: Mayor Pro Tem Trevino

The Mayor announced that the change had been granted to "A-2" Condominiums, 1st Height and Area District, subject to conditions, and the City Attorney was instructed to draw the necessary ordinance to cover.

HERMAN F. WATERS,
JR., ET AL
By Herman F.
Waters, Jr.
C14-80-144

9111 Old Jollyville
Road and also bounded
by U.S. 183

From Interim "A" Residence
1st Height and Area
To "GR" General Retail
1st Height and Area
RECOMMENDED by the Planning
Commission (as amended) subject
to U.S. 183 recommendations.

This case was heard in the afternoon.

Mr. Lillie reviewed the application by use of slides. Councilmember Himmelblau asked what will happen to Mesa Drive where it intersects with Old Jollyville Road. She wondered if it will go through to 183.

MR. HERMAN WATERS appeared before Council and said he has filed a request to delete the continuation of Mesa to 183 from the Master Plan. He said he has a contract for the land which calls for "GR" General Retail zoning.

RON ALLEN, President, Balcones Civic Association, said they are opposed to "GR" and would prefer "O" Office zoning. He said the neighborhood does not want Mesa to be cut through to 183 because this would cause much more traffic in the neighborhood.

GARY McKENZIE felt that Mesa Drive should be opened to 183 because if it is not, it is difficult to get in and out of the area.

Mr. Waters said "GR" is really not wanted or needed, but that he prefers "LR" Local Retail rather than "O" Office. Councilmember Goodman suggested the property should first be zoned "O" and then if an "LR" use is needed, the applicant can apply later.

Motion

Councilmember Mullen moved that the Council grant "O" Office, 1st Height and Area District, as amended, subject to conditions. The motion was seconded by Councilmember Goodman

Friendly Amendment

Councilmember Cooke made a friendly amendment for the site plan to come back to Council. It was accepted by Councilmember Mullen.

Roll Call on Motion with Friendly Amendment

Ayes: Councilmember Mullen, Mayor Pro Tem Trevino, Councilmembers
Cooke, Goodman, Himmelblau

Noes: None

Absent: Councilmember Snell, Mayor McClellan

The Mayor announced that the change had been granted to "O" Office, 1st Height and Area District, subject to conditions, and the City Attorney was instructed to draw the necessary ordinance to cover.

L. L. McCANDLESS & 2211 Post Road
OCIE McCANDLESS
By Larry Nelson
C14-80-160

From "C" Commercial
1st and 2nd Height and Area
and "A" Residence, 1st Height
and Area

To "BB" Residence and "B"
Residence, 1st Height and
Area

RECOMMENDED by the Planning Commission
"B" Residence on Tracts 1 and 2, and
"BB" Residence on Tract 4, limited to
176 units total.

BILL BROWN, representing the applicant, said they have met with the neighborhood, they will put a fence around the property, and will save as many of the trees as they can. The only access to the property will be through a cul de sac.

LEW DANZE, architect, spoke for the applicant and reviewed plans for apartments.

JEAN MATHER appeared before Council and distributed letters to them. CITY CLERK DID NOT RECEIVE A COPY. She said they have a problem with density and hope for condominiums with ownership and less density.

GLENDA KUHN, 303 East Live Oak, said there will be increased traffic and the proposed apartment complex is behind her property. She said she does organic gardening for her livelihood and the shade from the buildings will not allow her land enough sunlight. She needs six hours of sunlight in order to grow her vegetables.

HARRY WEBSTER, 310 East Live Oak Street, said the apartments would worsen traffic.

ESTHER MATHEWS said the area now is a mobile home park, and it is not fair to make the owners of the mobile homes move. She is opposed to the traffic increase from apartments.

JERRY HILL, member of South River City Citizens, favors "BB" Residence zoning.

Bill Brown returned and said he understands the concern of the neighborhood. He said there could be a worse development there than they have planned. He expressed sympathy for Mrs. Kuhn's garden and said they will move the building behind her so she will have more sun. He said they do not want to cut down trees.

Councilmember Mullen moved that the Council grant "B" Residence, 1st Height and Area District on Tracts 1 and 2, and "BB" Residence, 1st Height and Area District on Tract 4, limited to 176 units total, as recommended by the Planning Commission, and with the additional condition of fencing adjacent to the shopping center. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Mayor Pro Tem Trevino, Councilmembers Cooke, Himmelblau, Mullen

Noes: Councilmember Goodman

Absent: Councilmember Snell, Mayor McClellan

The Mayor announced that the change had been granted to "B" Residence, 1st Height and Area District on Tracts 1 and 2, and "BB" Residence, 1st Height and Area District on Tract 4, and the City Attorney was requested to draw the necessary ordinance to cover.

PEARCE JOHNSON
By John B. Meadows
C14-80-167

309 Old Lockhart Highway

From Interim "AA" Residence
1st Height and Area
To "C" Commercial
1st Height and Area
NOT Recommended
RECOMMENDED by the Planning
Commission "A-2" Condominiums
1st Height and Area

This case was heard in the afternoon.

Mr. Lillie reviewed the application by use of slides. The applicant did not appear.

WOODROW SLEDGE, representing the Austin Independent School District, said they oppose "C" Commercial next to a school. The "A-2" Condominiums is all right.

LYNN ELLISON, who lives in the area, reiterated what Mr. Sledge had said.

KAY BYER, Principal at Pleasant Hill Elementary School, said they do not want "C" zoning next to their school.

Councilmember Goodman moved that the Council grant "A-2" Condominiums, 1st Height and Area District, as recommended by the Planning Commission. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Mayor Pro Tem Trevino, Councilmembers Cooke, Goodman, Himmelblau, Mullen

Noes: None

Absent: Mayor McClellan, Councilmember Snell

The Mayor announced that the change had been granted to "A-2" Condominiums, 1st Height and Area District, and the City Attorney was instructed to draw the necessary ordinance to cover.

G. R. OWENS, JR.
By Ruby Meridith-
Grigsby & Company
C14-80-147

7806-7808 South 1st
Street

From "AA" Residence
1st Height and Area
To "GR" General Retail
1st Height and Area
NOT Recommended by the Planning
Commission

This case was heard in the afternoon.

Mr. Lillie reviewed the application by use of slides.

MS. RUBY G. MEREDITH appeared before Council and asked for their consideration for this zoning application and stated they would accept "O" Office.

Councilmember Goodman asked Mr. Lillie for the staff's recommendation. Mr. Lillie said it is "O" Office or "LR" Local Retail.

Councilmember Goodman moved that the Council grant "O" Office, 1st Height and Area District. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino

Noes: None

Absent: Mayor McClellan, Councilmember Snell

The Mayor announced that the change had been granted to "O" Office, 1st Height and Area District, and the City Attorney was instructed to draw the necessary ordinance.

Zoning Case Withdrawn

SCOTT ESTATE, PAT
CAIN, TRUSTEE
By Bob Sendgikoski
C14-80-126

6224 Crow Lane

From Interim "A" Residence
1st Height and Area
To "DL" Light Industrial
1st Height and Area
NOT Recommended

RECOMMENDED by the Planning Commission to
accept staff recommendation to deny
"DL" and recommend permanent "A" Residence

Councilmember Cooke moved that the Council permit withdrawal of the above zoning case. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mullen, Mayor Pro Tem
Trevino, Mayor McClellan

Noes: None

Absent: Councilmember Snell

Not in Council Chamber when roll was called: Councilmember Cooke

Zoning Cases Postponed

MALCOLM ROBINSON
C14-80-146

1102 West 22-1/2 Street

From "A" Residence
1st Height and Area
To "B" Residence
1st Height and Area
NOT Recommended by the Plan-
ning Commission

A valid petition was submitted, so Council postponed the hearing of the case until all Councilmembers will be present.

Councilmember Goodman moved that the Council postpone the zoning case to October 9, 1980 at 3:15 p.m. The motion, seconded by Councilmember Cooke, carried by unanimous vote, Councilmember Snell absent.

CLARENCE & VERA
WILLIAMS
By Mildred Sneed
C14-80-100

3211 Jack Cook, also
bounded by Northeast
Drive to the north and
Manor Road to the east

From "A" Residence
1st Height and Area
To "LR" Local Retail
1st Height and Area
NOT Recommended by the Planning
Commission

Mayor Pro Tem Trevino moved that the Council postpone to October 16, 1980, at 6:30, the above zoning case. The motion, seconded by Councilmember Mullen, carried unanimously, Councilmember Snell absent.

Sent Back to Planning Commission

DON NEUENSCHWANDER
By Larry Langley
C14-80-148

2906-2912 West Avenue

From "BB" Residence
1st Height and Area
To "B" Residence
1st Height and Area
NOT Recommended by the Planning
Commission

Mr. Langley appeared before Council and said they would like this case to go back to the Planning Commission.

Motion

Councilmember Mullen moved that the Council send this case back to the Planning Commission. Mayor McClellan seconded the motion and it carried unanimously, Councilmember Snell absent.

Motion

Councilmember Mullen moved that the applicant refile, pay \$100.00 and put up the zoning change signs. The motion was seconded by Councilmember Goodman, and the Mayor did not request the roll be called.

Councilmember Goodman thought the case should be heard today.

Motion to Reconsider

Councilmember Cooke moved that the Council reconsider this case. The motion was seconded by Mayor McClellan, and there was a unanimous vote, Councilmember Snell absent.

Motion - Died for Lack of Second

Councilmember Goodman moved that the Council hear the zoning case C14-80-148 on October 9, 1980 at 8:00 p.m. There was no second.

Both Councilmember Himmelblau and Councilmember Goodman stated that they will not vote for intense zoning when this case comes back.

Motion

Councilmember Mullen moved that the Council send Zoning Case C14-80-148 back to the Planning Commission. The motion, seconded by Mayor McClellan, carried by the following vote:

Ayes: Councilmembers Himmelblau, Mullen, Mayor Pro Tem Trevino,
Mayor McClellan
Noes: Councilmembers Cooke, Goodman
Absent: Councilmember Snell

Zoning Cases Denied

JIM RAY, TRUSTEE
By Darrell Smith
C14-80-155

520 William Cannon
Drive

From "GR" General Retail
1st Height and Area
To "C" Commercial
1st Height and Area
NOT Recommended by the Planning
Commission

Mayor Pro Tem Trevino moved that the Council uphold the recommendation of the Planning Commission and DENY the zoning change. The motion, seconded by Councilmember Mullen, carried by a unanimous vote, Councilmember Snell absent.

The Mayor announced that the zoning case had been DENIED.

ROBERT MUELLER, JR.
By Vernon Magness
C14-80-163

1240 Barton Hills Drive

From "LR" Local Retail
1st Height and Area
To "C" Commercial
1st Height and Area
NOT Recommended by the Planning
Commission

Councilmember Goodman moved that the Council uphold the recommendation of the Planning Commission, and DENY the zoning change. The motion, seconded by Mayor Pro Tem Trevino, carried unanimously, Councilmember Snell absent.

The Mayor announced that the zoning change had been DENIED.

Pending Zoning Applications

ALBERT VANDERLEE
C14-77-098

12001 U.S. Highway 183
12100-12102 Bell Avenue
12000-12004 Tweed Court
12200 Howlett Court
5901-6001 and 6000-6004
McCoy Road

From Interim "AA" Residence
1st Height and Area
To "O" Office
1st Height and Area
RECOMMENDED Extension by the
Planning Commission

Councilmember Goodman moved that the Council grant EXTENSION as recommended by the Planning Commission. The motion, seconded by Mayor McClellan, carried unanimously, Councilmember Snell absent.

THE WESLEYAN CHURCH
By Gary Sawyer
C14-79-012

6012-6106 South 1st
Street

From "A" Residence
1st Height and Area
To "O" Office
1st Height and Area
RECOMMENDED Extension by the
Planning Commission

Councilmember Goodman moved that the Council grant EXTENSION as recommended by the Planning Commission. The motion, seconded by Mayor McClellan, carried unanimously, Councilmember Snell absent.

WILLIAM F. MUNDAY
By Kenny Dryden
C14-79-143

1000-1400 William Cannon
Drive

From Interim "A" Residence
1st Height and Area
To "O" Office
1st Height and Area
RECOMMENDED Extension by the
Planning Commission

Councilmember Goodman moved that the Council grant EXTENSION as recommended by the Planning Commission. The motion, seconded by Mayor McClellan, carried unanimously, Councilmember Snell absent.

RONALD J. LOVE,
JR., ET AL
C14-79-245

13728-13716 U.S. Highway
183
10100-10106 Hymeadow
Drive

From Interim "AA" Residence
1st Height and Area
To "O" Office
1st Height and Area
RECOMMENDED Dismissal by the
Planning Commission

Councilmember Goodman moved that the Council DISMISS the zoning case. The motion, seconded by Mayor McClellan, carried unanimously, Councilmember Snell absent.

FRANK YI
By Edd Ogden
C14-79-268

9827 U.S. Highway 183

From Interim "AA" Residence
1st Height and Area
To "GR" General Retail
1st Height and Area
RECOMMENDED Extension by the
Planning Commission

Councilmember Goodman moved that the Council grant EXTENSION as recommended by the Planning Commission. The motion, seconded by Mayor McClellan, carried unanimously, Councilmember Snell absent.

RECESS

Council recessed its meeting at 12:05 p.m. and resumed its recessed meeting at 2:17 p.m.

Mayor McClellan was absent from the afternoon session of the Council meeting.

SUBDIVISION AND ZONING APPLICATION FEE INCREASES

Mayor Pro Tem Trevino opened the public hearing, scheduled for 2:00 p.m. on the amendment of Chapter 41 and 45 of the Austin City Code relating to fee increases for subdivision and zoning applications. He said Councilmember Mullen has requested the public hearing be held today, but that the vote be held for two weeks. Councilmember Mullen stated, "Assistant City Manager Butler is working up some rationalization for our fees and why they were the way they were and how much, etc. I'd like to wait until we get them and have a full Council here and decide this on October 16, 1980."

No one appeared to speak.

Motion

Councilmember Goodman moved that the Council continue the public hearing on amending Chapter 41 and 45 of the Austin City Code relating to fee increases for subdivision and zoning applications until October 16, 1980 at 6:00 p.m. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Councilmembers Himmelblau, Mullen, Mayor Pro Tem Trevino,
Councilmembers Cooke, Goodman

Noes: None

Absent: Councilmember Snell, Mayor McClellan

PRESENTATION OF ENERGY CONSERVATION
AWARDS

Mayor Pro Tem Trevino asked Lt. Col. Wesley Collins and his family to join him at the podium. Mayor Pro Tem Trevino announced, "The City Council is pleased to recognize Lt. Col. Wesley Collins as the Energy Conservation Award recipient in the Individual Category. With individual efforts within his own household he displayed diligent energy conservation awareness. His daughters, Melody and Candy nominated their father for the award by enlisting energy conservation practice in the Collins household. They do not use a clothes dryer, instead they use an outdoor clothesline. They wash dishes by hand rather than using a dishwasher. The thermostat is set at 80 degrees. Television is watched only during the evenings. When cooking, the outside grill or dutch oven is used. Trees and plants are used to shade the house. The Lt. Col. takes part in a car pool. For home use, a standard four-speed drive compact vehicle is used. Lt. Col. Collins' daughters said they nominated their father because he thinks they do not appreciate his efforts to conserve energy." Mayor Pro Tem Trevino then presented the Energy Conservation Award to Lt. Col. Collins, who thanked the City and Council members for the award.

COMPREHENSIVE ENERGY MANAGEMENT
PROGRAM TASK FORCE

W. A. BRANT, Chairman, Energy Conservation Commission, introduced to the Council Mr. Mike Mitchum of IBM who is the newest member of the Commission. Mr. Brant then presented the Commission's report on the Formation of a Comprehensive Energy Management Task Force as follows:

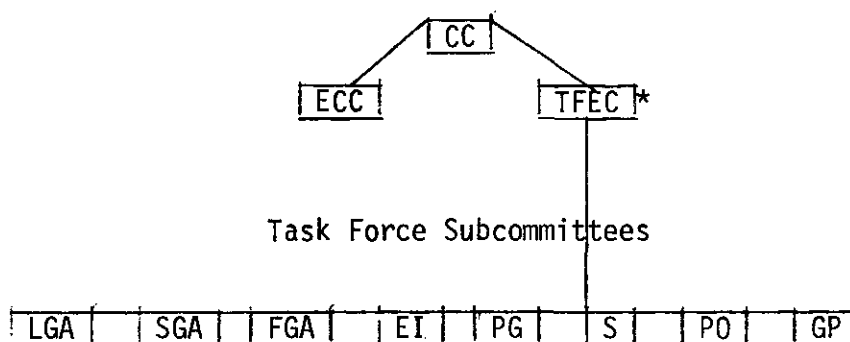
"The Energy Conservation Commission is pleased to recommend to the City Council the formation of the Comprehensive Community Energy Management Program Task Force as outlined in the CCEMP Grant which the City Council accepted on August 28, 1980.

"The Commission is recommending that the Task Force have a wide and diverse representation of Austin citizens, professional organizations, public interest groups and governmental agencies.

"The Commission recommends that each specifically identified group be allowed to select a representative to serve on the Task Force. This approach will assist the City Council in its efforts to have appointments made to the Task Force in a timely manner. The schedule for the CCEMP work provides for Task Force organizational meetings in late November and early December, 1980. The Task Force, through the Executive Committee, will work in developing an Austin Energy Management Plan for submission to the City Council in August, 1981. Once the Final Report, submitted by the Task Force Executive Committee, is accepted by the City Council, the Task Force can be dissolved.

COMPREHENSIVE COMMUNITY ENERGY MANAGEMENT PROGRAM TASK FORCE

"A Task Force with several subcommittees representing the various agencies, educational institutions, professional groups, suppliers, private organizations and residents that will participate in the CCEMP process.



- *TFEC - Executive Committee
- LGA - Local/areawide governmental agencies
- SGA - State governmental agencies
- FGA - Federal governmental agencies
- EI - Educational Institutions
- PG - Public interest/Professional groups
- S - Utilities/Suppliers
- PO - Private Organizations - Commercial and Residential
- GP - General Public

"Each committee will have two representatives on the Task Force Executive Committee.

"The CCEMP grant proposal recommended these categories for participation in the process. The committees would have representation from each of the listed organizations under their broad category title."

Mr. Brant said that the gasoline consumption by the City has been reduced by 19.3% and commended all the City departments for effectively reducing consumption. He said several more conservation programs will be initiated and that the controversy over fossil fuel still rages.

Council accepted the report and directed this to come back in two weeks for adoption.

EDWARDS AQUIFER TASK FORCE

DAVID BODENMAN, Chairman, Southwest Area Task Force, passed out a copy of the resolution passed by the Task Force at their September 29 meeting, which reads as follows: The Southwest Area Task Force requests the City Council apply the moratoria (both ordinances) to each step in the process of approval of proposed subdivisions which have not received final approval in order to allow proper deliberation by the Task Force to evaluate alternative development controls."

RELIEF FROM MORATORIUM REQUESTED

MR. NORMAN R. FLEEMAN appeared before Council to discuss and request relief from a 60-day moratorium on the processing of a two-lot, one-house subdivision plat application in Slaughter Creek Watershed. Council told him no action can be taken today, but said this will be placed back on the agenda.

Councilmember Mullen moved that the Council have brought back as an agenda item on October 9, 1980, Mr. Fleeman's request concerning relief from the 60-day moratorium in Slaughter Creek Watershed. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mullen, Mayor Pro
Tem Trevino, Councilmember Cooke

Noes: None

Absent: Councilmember Snell, Mayor McClellan

BARTON SPRINGS AQUIFER

MR. JOE RIDDELL appeared before Council to request them to reconsider wastewater approach mains approved on September 18, 1980 and that Planning Commission postpone further approvals of proposed subdivision or utility service until after Council has acted on recommendations of the Aquifer Task Force for protecting the Barton Springs Aquifer in accordance with the Austin Tomorrow Comprehensive Plan.

183 STUDY DISCUSSED

MR. WALDO L. BORN appeared before Council to discuss the U.S. 183 Study, subsequent implementing ordinances as amended and current non-compliance with the spirit and intent reference driveway under construction at Miller Bar-B-Q site at corner of U.S. 183 and Balcones Woods Drive.

Staff will report on this October 9, 1980.

SOUTHERN UNION GAS RATES

MR. STEPHEN GARDNER had requested to discuss the Southern Union Gas Company's rate case during Citizen's Communications, but he spoke instead at the public hearing.

PARADE PERMITS

Councilmember Mullen moved that the Council approve the following requests for Parade Permits:

1. Parade permit as requested by MRS. CAROLYN BERRY for Texas Woman's Missionary Union from 3:45 p.m. to 4:30 p.m. Sunday, October 5, 1980, beginning west on Trinity to 10th Street across Congress Avenue to 10th and Colorado.
2. Parade permit as requested by MR. JOHN L. JONES for Anderson High School, from 5:00 p.m. to 6:00 p.m., Wednesday, October 22, 1980, beginning from north parking lot of Anderson High School, right on Tallwood, left on Hyridge, left on Silver Ridge to Emerald Hill, back to Silver Ridge, left on Steck to south parking lot of Anderson High School.
3. Parade permit as requested by MS. MARY FADELL for Crockett High Student Council, from 10:00 a.m. to 11:00 a.m., Saturday, October 18, 1980, beginning at Burger Center, up Jones Road south, Manchaca Road to Crockett parking lot.

The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmember Mullen, Mayor Pro Tem Trevino, Councilmembers Cooke, Goodman, Himmelblau

Noes: None

Absent: Councilmember Snell, Mayor McClellan

POLLING PLACE APPROVED

Councilmember Goodman moved that the Council approve the request of Mrs. Doris Shropshire, County Clerk, to use the City of Austin Fire Station, 100 East 43rd Street, as a polling place for the General Election to be held on Tuesday, November 4, 1980. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Mayor Pro Tem Trevino, Councilmembers Cooke, Goodman, Himmelblau, Mullen

Noes: None

Absent: Councilmember Snell, Mayor McClellan

EXEMPTION FROM MORATORIUM
REQUESTED

MR. CHASE BAROME0, JR., appeared before Council to request exemption of Ashley Oaks, (suburban subdivision) located west of Oak Hill, Texas, in Slaughter Creek Watershed from moratorium on that watershed.

Motion

Councilmember Mullen moved that the Council place this on the October 9, 1980, agenda. The motion, seconded by Councilmember Goodman, carried unanimously, Mayor McClellan and Councilmember Snell absent.

SOUTHERN UNION GAS COMPANY
STATEMENT OF INTENT TO CHANGE RATES

Mayor Pro Tem Trevino opened the public hearing, scheduled for 3:30 p.m. on the Southern Union Gas Company's Statement of Intent to Change Rates filed on September 2, 1980.

MR. ROBERT M. LACZKO, District Vice-President, Southern Union Gas Company, stated to Council: "On September 2, 1980, statements of intent to change rates for our Austin customers, as well as for the remainder of our Central Texas District, were filed. The proposed rate changes have been applied uniformly to each class of customer throughout the service area without regard to location. The effect of the proposed changes would be to increase the revenues of the company by \$3,830,365.00. Because of the unique way in which revenue deficiencies are calculated for utilities in the rate making process, it is only fair to recognize that nearly half of this increase would go to Federal, State and local government in the form of taxes. As an example, additional gross receipts taxes to the City of Austin alone would amount to over \$70,000.00. This Council is certainly aware of the effects of inflation on operations of a business since the City itself is a very big business. More specifically, the City operates the electric, water, wastewater and transportation utilities in Austin and has most of the same problems which we as a natural gas distribution utility must face. Increasing costs for labor, materials and supplies must be covered by increased revenues. In addition, the gas company is also experiencing rapidly growing demands for capital investment to serve a growing population in an expanding metropolitan area. Whereas several years ago the local news media headlined the fact that Austin had the highest gas rates in the country, a recent survey indicates that our local residential rates for 10 mcf of gas ranked 46th on a list of 70 cities and areas served by major natural gas utilities.

"We are all aware that the days of cheap energy are gone. I am somewhat pleased, however, that even though it has been over two years that I last appeared before the Council asking for an increase in our rates, the increase which we have proposed would add only \$1.90 or 6.6% to the monthly bills of a residential customer using 10 mcf. I would expect that most Austin citizens would be delighted if all the good services they purchased would have gone up only 6.6% in the last two years. One party questioning me regarding the percentage increase in the request as compared to the much higher inflation rate we have been experiencing asked why our request was so modest. My answer to that question was that our request closely follows recent decisions in rate

matters before the Railroad Commission of Texas and that we make every effort to operate efficiently and to improve our productivity. As an example, a recent newspaper series entitled "City spending, what's in it for you?" furnished information that the population of Austin increased by 44.2% in the last 10 years and during that same time, City employees increased by 65.1%. At Southern Union, our customers increased 41.6% during the last 10 years, which is very close to the percentage growth of the city population, but our employees increased by only 33.5%. Requests for increases in rates are not decided by these type of statistics, however. Rather, the Public Utility Regulatory Act along with procedures involved in rate making by the Railroad Commission of Texas, have established the criteria by which natural gas utility rates are determined.

"I would first like to make several suggestions to the Mayor and members of the City Council. First I would like to suggest that the City Council, as the regulatory authority having jurisdiction, should give preference to public hearings scheduled to consider our statement of intent as provided in Section 43(d) of the Public Utility Regulatory Act. Second, I would like to suggest that the Council instruct the City Attorney and outside counsel and consultants if it is determined it is necessary, to examine Southern Union's Statement of Intent as well as any other necessary data in light of the information contained in the Railroad Commission's Municipality Assistance Packet which summarizes the current procedures and issues involved in rate making in the State of Texas. It is in this area that the City and Southern Union have had substantial differences in recent rate cases. More specifically, these differences in rate making practices have produced recommendations to the City Council by its consultants which were unacceptable to the company and which made it necessary for the company to appeal the City's decisions to the Railroad Commission. The most significant of these differences are:

1. Use of an average year rate base
2. Arbitrarily increasing the deduction for age and condition as applied to current values
3. Deduction of the full amount of deferred income taxes
4. Failure to properly compute working capital allowances
5. Failure to include construction work in progress in rate base
6. Use of other than the 60%-40% weighting of original cost appreciation and the current cost less adjustments for age and condition.

"I have for the Council a listing of differences in rate making practices, as well as an excerpt from the sworn testimony of the City's consultant in our last rate case, Mr. George Hess, stating that the practices which he employed in Southern Union's last Austin rate case, were not in accordance with Railroad Commission practices. Last, I would like to suggest that the City Council give serious consideration to saving our Austin rate payers the additional expenses of the appeal process which could amount to \$100,000 or more and which have been encouraged in every rate matter brought before the

City Council by Southern Union in the last 20 years. If the Council is willing to assume the full burden of regulatory responsibility, which includes dealing fairly with both the rate payer and the utility company, I am confident that this rate matter can be settled at the City level and on a timely basis."

MR. ROBERT L. RUSSELL, Executive Secretary, The College Houses, Inc., appeared before Council to tell them about the solar system installed at their 21st Street College House. They were put on a minimum consumption limit of 300,000 cubic feet of gas per month by the Southern Union Gas Company in conjunction with their use of a natural gas-fired 88 ton absorption chiller which the designer of the system incorporated in anticipation of the use of solar energy. Since that time, the solar system has become a reality at College House, and six months out of the year the solar system has reduced their gas consumption to well below the 300,000 cubic feet per month they have to pay for. Many months they have consumed only half of the minimum, but Southern Union still bills them for twice the gas they actually consume, anyway. Mr. Russell said he has appealed many times for a relief on their rates and also has appeared before the Railroad Commission with no success. Mr. Russell said, "It is clear that Southern Union can tailor contract for their customers, they do it all the time. That's what I want, a contract tailor-made for our solar system, a contract that rewards rather than punishes energy innovation and energy conservation. ... They can give us the high volume rate we deserve and they can remove the minimum consumption level that now stands in our way."

MR. STEVE GARDNER appeared as the attorney for ACORN with a Petition to Intervene and asked the Council to adopt a motion to this effect.

MR. BOB REIMER, attorney for Southern Union, said he did not think it proper for a group to present a Petition to Intervene, that it must be presented by an effected person. Discussion ensued between Mr. Harris, City Attorney, Mr. Garnder, and Mr. Reimer, as well as members of the Council.

Motion - Failed

Councilmember Mullen moved that the Council not accept ACORN as an intervenor. The motion, seconded by Councilmember Cooke, failed to carry by the following vote:

Ayes: Councilmembers Cooke, Himmelblau, Mullen
Noes: Councilmember Goodman, Mayor Pro Tem Trevino
Absent: Mayor McClellan, Councilmember Snell

The motion failed to pass as 4 votes are necessary.

Motion

Councilmember Goodman moved that the Council continue the public hearing at a later date on Southern Union Gas Company's Statement of Intent to change rates filed on September 2, 1980. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen,
Mayor Pro Tem Trevino
Noes: None
Absent: Councilmember Snell, Mayor McClellan

RATE CONSULTANT SELECTED
RATE SCHEDULE SUSPENSION

Councilmember Goodman moved that the Council adopt a resolution selecting R. W. Beck and Associates as rate consultant to advise the City in its consideration of Southern Union Gas Company's Statement of Intent to Change Rates. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino

Noes: None

Absent: Councilmember Snell, Mayor McClellan

Councilmember Goodman moved that the Council adopt a resolution to suspend the operation of the proposed rate schedules filed by Southern Union Gas Company for a period of 120 days beyond October 10, 1980, the date on which the rate schedules would otherwise go into effect. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Mullen, Mayor
Pro Tem Trevino

Noes: None

Absent: Councilmember Snell, Mayor McClellan

FUNDING OF WATER SERVICE
IMPROVEMENTS

Council had before it for consideration the amending of the 1980-85 Capital Improvements Program by:

Reallocating \$307,000 to fund the necessary improvements in water services areas SWA (Southwest A) and SWB (Southwest B).

JOE RIDDELL appeared before Council and said it has been proposed that the City pay all and this is contrary to the Master Plan. He said these water projects would go to serve development that isn't in accord with proper guideline development for the area. He feels the CIP (Capital Improvements Program) process is being subverted and Council is being asked to reallocate the limited water CIP funds for projects that are outside the preferred growth corridor. He said the Southwest Area Study makes it sound as if the water that comes from these improvements would only go to existing residents and existing legal lots. "That's not the way these improvements would be used, instead they would be used to supply buildout in whatever subdivisions come along. The Maple Run Subdivision, which didn't even have preliminary approval back on August 6th would benefit from these improvements even though there were not any legal lots out there back then. The \$300,000 would be a shot in the arm for continued development out there to allow continued approval of plats without proper development controls."

Mr. Bill Bulloch, Director of Water and Wastewater, stated, "The staff as a part of the Southwest Area Study put together a technical analysis of water capability in that area. Based on this, we identified some water service pressure problems that have been present and have been getting worse in the past five years. We have quantified to the Council the areas to be served by these improvements, and these are along existing water lines in growth management areas 2, 3 and 4. Of the lots that would be served by these water improvements, they would include existing customers' lots in approved final subdivision and possibly lots in approved preliminaries depending upon their going to final platting as a result of Council's action they are considering now in the task force the Council has created. Some 5,500 lots are in approved final subdivision in Growth Management Areas 2 and 3. Eighteen hundred lots are approved in final subdivisions in Growth Management Area 4. There are existing on the books approved preliminary plats in Growth Management Areas in 2 and 3 that would benefit from these improvements of around 1,024. There are another 537 lots which are a part of approved preliminary subdivisions which would benefit from these subdivisions, if they are to go to final platting in the Growth Management Area 4."

Councilmember Mullen asked what would happen if they waited 30 days for approval. Mr. Bulloch told him they would not be able to get the pumps ordered on time, come back to Council for bids, and have the improvements installed by summer. "If that's the Council's wish, we will be considering looking at some lease agreements for pumps in lieu of the portable pumping and so forth we did last year."

After some discussion, the following motion was made:

Motion

Councilmember Goodman moved that the Council have this item brought back next week. The motion was seconded by Councilmember Himmelblau.

Friendly Amendment

Councilmember Mullen amended the motion to allocate \$167,000 for the necessary improvements in Water Services Areas SWA only. His amendment was accepted.

Mayor Pro Tem Trevino introduced the following ordinance:

AN ORDINANCE AMENDING THE OPERATING BUDGET FOR THE FISCAL YEAR 1980-81 BY APPROPRIATING FROM VARIOUS ENDING FUND BALANCES CERTAIN SUMS OF MONEY FOR VARIOUS CITY DEPARTMENTS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

The ordinance was read the first time, and Councilmember Goodman moved that it be passed to its second reading. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Mullen, Mayor Pro
Tem Trevino

Noes: Councilmember Cooke

Absent: Councilmember Snell, Mayor McClellan

The Mayor Pro Tem announced that the ordinance had been passed through first reading only.

Mayor Pro Tem Trevino introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 800915-A; PROVIDING FOR THE ESTABLISHING OF A 180-DAY MORATORIUM ON THE PROCESSING OF SUBDIVISION PLAT APPLICATIONS COVERING LAND LOCATED WITHIN THAT PORTION OF THE SLAUGHTER CREEK WATERSHED AND THE BEAR CREEK WATERSHED WHICH IS WITHIN THE EDWARDS AQUIFER RECHARGE ZONE OR THE EDWARDS AQUIFER CONTRIBUTING RECHARGE ZONE BEYOND BEING ACCEPTED FOR FILING AND DISAPPROVED BY THE PLANNING COMMISSION; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCE ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilmember Goodman moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Mayor Pro Tem Trevino, carried by the following vote:

Ayes: Councilmembers Himmelblau, Mullen, Mayor Pro Tem Trevino,
Councilmembers Cooke, Goodman

Noes: None

Absent: Councilmember Snell, Mayor McClellan

The Mayor Pro Tem announced that the ordinance had been finally passed.

WILLIAMSON CREEK WATERSHED MORATORIUM

Mayor Pro Tem Trevino brought up the following ordinance for its second reading:

AN ORDINANCE ESTABLISHING A TEMPORARY 30-DAY MORATORIUM ON THE PROCESSING OF PLAT APPLICATIONS COVERING LAND LOCATED WITHIN THAT PORTION OF THE WILLIAMSON CREEK WATERSHED WHICH IS WITHIN THE EDWARDS AQUIFER RECHARGE ZONE OR THE EDWARDS AQUIFER CONTRIBUTING RECHARGE ZONE BEYOND BEING ACCEPTED FOR FILING AND DISAPPROVED BY THE PLANNING COMMISSION; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

The ordinance was read the second time, and Councilmember Cooke moved that the Council waive the requirement for third reading, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Mullen, Mayor Pro Tem Trevino, Councilmembers
Cooke, Goodman, Himmelblau

Noes: None

Absent: Councilmember Snell, Mayor McClellan

The Mayor Pro Tem announced that the ordinance had been finally passed.

Prior to the vote, Councilmember Himmelblau said, "I understood with the extension of the Bear and Slaughter Creek that there was an agreement with the Environmental Group that the moratorium was not needed in Williamson Creek." JOE RIDDELL answered her by referring to the research done by Save Barton Creek. Councilmember Himmelblau said she has not heard from Mr. Searcy regarding this. Mr. Riddell said he was at the recent meeting and voted for a draft of the statement.

MORATORIUM EXEMPTION

Mayor Pro Tem Trevino introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 800915-A; TO EXEMPT FROM THE MORATORIUM ON THE PROCESSING OF CERTAIN SUBDIVISION PLAT APPLICATIONS COVERING LAND LOCATED WITHIN CERTAIN AREAS OF THE SLAUGHTER AND BEAR CREEK WATERSHEDS PLATS COVERING 93 ACRES OF LAND ON THREE LOTS, ONE OF WHICH IS ONE ACRE IN SIZE; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilmember Goodman moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Mayor Pro Tem Trevino, Councilmembers Cooke, Goodman, Himmelblau, Mullen

Noes: None

Absent: Councilmember Snell, Mayor McClellan

The Mayor Pro Tem announced that the ordinance had been finally passed.

BICYCLE INSPECTION FEE

Councilmember Cooke moved that the Council delete from consideration an ordinance prescribing and/or levying new fees or rate schedules to be effective for the 1980-81 fiscal year for the bicycle inspection fee. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Mayor Pro Tem Trevino, Councilmembers Cooke, Goodman, Himmelblau, Mullen

Noes: None

Absent: Mayor McClellan, Councilmember Snell

ADJOURNMENT

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

ATTEST:

Grace Monroe
City Clerk

APPROVED:

Carole Keeton McClellan
Mayor