



# **Austin City Council MINUTES For**

SEPTEMBER 15, 1983 -- 1:00 P.M.

Council Chambers, 307 West Second Street, Austin, Texas

## **City Council**

Ron Mullen  
Mayor

John Treviño, Jr.  
Mayor Pro Tem

Council Members  
Mark Rose  
Roger Duncan  
Sally Shipman  
Mark E. Spaeth  
Charles E. Urdy

Nicholas M. Meiszer  
City Manager

Elden Aldridge  
Acting City Clerk

## **Memorandum To:**

Mayor Mullen called to order the meeting scheduled for 1:00 p.m., noting the presence of all Councilmembers.

### **MINUTES APPROVED**

The Council, on Councilmember Shipman's motion, Mayor Mullen's second, approved the minutes for regular meetings of May 12, 1983, August 25, 1983 and September 1, 1983. (5-0 Vote, Councilmember Urdy and Mayor Pro Tem Treviño were out of the room.)

### **BUILDING PERMITS DISCUSSED**

Mr. Leon Barish discussed compliance with City ordinance in context of issuance of building permits.

### **THREE CITIZENS DID NOT APPEAR**

The following had requested to discuss Access for Youth under Citizens Communications but did not appear: Mr. Donn G. Miller, Ms. V. Stafford and Mr. William Stafford.

### **AIRLINES DISCUSSED**

Ms. Velma Roberts discussed hiring practices of new businesses coming into the City. She said there are no Black ticket agents or managers. She asked Council to support affirmative action.

September 15, 1983

**CONSENT ORDINANCES**

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

**Zoning Ordinance**

Approved amending the following zoning ordinance to correct errors relating to legal description, passed on EMERGENCY BASIS: Ordinance No. 801113F - Case No. C14-70-036.

**Neonatal Transfers**

Approved amending Chapter 6-2 of the City code of the City of Austin to permit the non-emergency transfer franchise holder to provide neonatal transfers within the City of Austin.

**Street Name Change**

Approved changing the street name of Carmichael Boulevard to Ridgepoint Drive. (Requested by Trameil Crow Company)

**Land Conveyance**

Authorized to jointly with the Lower Colorado River Authority, convey 24.986 acres out of the Fayette Power Project site in exchange for 24.986 acres and a lignite lease in Fayette County. (6-1 Vote, Councilmember Duncan voted No.)

**Hyde Park Moratorium**

Approved extension of the Hyde Park Moratorium one week past the public hearing, to October 7, 1983. (Public hearing is on September 29, 1983.)

**Council Meeting Time Change**

Approved changing the starting time of the September 22, 1983 Council Meeting to 9:00 A.M.

**Zoning Ordinance**

Amended Chapter 13-2 of the Austin City Code (Zoning Ordinance) to cover the following changes: (6-1 Vote, Councilmember Duncan voted NO.)

CAPITAL CENTER COMPUTER  
By Mike Guerrero  
C14-82-199

11150 and 11140 Jollyville Road

From "O-1" & Interim  
"AA" 1st H&A to  
"BB" 1st H&A

Budget Amendment

Approved amending the Brackenridge Hospital 1982-83 Operating Budget by \$3,028,903 to fund operating expenses through September 30, 1983.

CONSENT RESOLUTIONS

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

Release of Easements

Authorized release of the following easements:

- a. A portion of an electric and telephone easement recorded in Volume 454, Page 371, of the Travis County Deed Records insofar as it affects The Crossing, Phase 1 Amended Subdivision. (Requested by Jeryl Hart Engineers, Inc.)
- b. An electric easement recorded in Volume 1297, Page 291, of the Travis County Deed Records. (Requested by City Electric Department)
- c. A portion of a drainage easement recorded in Volume 7624, Page 893, of the Travis County Deed Records and located on Lot 3, Block B, Columbia Oaks, 11900 Jollyville Road. (Requested by Watershed Resources Assoc., Inc.)
- d. A portion of a Blanket Water Line Easement recorded in Volume 1821, Page 10, of the Travis County Deed Records. (Requested by Lockwood Engineers, Inc.)

Sanitary Landfill Sites

Authorized and approved selection of Underground Resources Management, Inc., in connection with the investigation, analysis, evaluation and documentation of existing closed sanitary landfill sites within the City of Austin and adjacent environs for the Solid Waste Management Division of the Public Works Department - Total cost to the City \$44,000.00.

Capital Improvements Program

Approve an agreement with the State Department of Highways and Public Transportation for the construction of East Riverside Drive from Pleasant Valley Road to Ben White - total cost to City \$1,514,200.00. CAPITAL IMPROVEMENTS PROGRAM No. 73/62-03

Authorized selection of Trinity Engineer Testing Corporation to perform testing services in connection with the construction of Brackenridge Parking Garage Addition for Brackenridge Hospital. CAPITAL IMPROVEMENTS PROGRAM No. 80/84-08.

Capital Improvements Program

Approved the following change order under Capital Improvements Program:  
(No City cost participation)

a. In the amount of \$6,766.70 to Austin Road Company for Kramer Lane Improvements. (0.6% increase of the original contract)

Contracts Approved

Approved the following contracts:

- a. INDUSTRIAL INTERNATIONAL, INC., - 2,700 ft. of 12" PVC pipe for  
8016 Old Manor Road Walnut Creek Wastewater  
Austin, Texas Treatment Plant, Water and  
Wastewater Department  
Bid item 1 - \$28,485.00
- b. AUSTIN ARCHITECTURAL GRAPHICS - Brackenridge Hospital Interior  
302-A Bowie Street Signage, Public Works Department-  
Austin, Texas \$24,914.46
- c. Bid Award: - Overhaul and Transfer of Tank,  
Platform and Service Bodies  
Vehicle and Equipment Services  
Department - \$23,503.00
- (1) KURACHI PAINT & BODY SHOP (MBE) - \$14,040.00  
3101 Hibbits  
Austin, Texas
- (2) TRUCK & PICKUP EQUIPMENT CORP. - \$9,040.00  
4310 Willow Springs Road  
Austin, Texas
- d. ENVIRONMENTAL SALES AND SERVICES, - Captive Repair Parts for Leach  
1137 W. Hurst Boulevard Refuse Trucks, Vehicle and  
Austin, Texas Equipment Services Department  
Item 1 - \$25,000.00
- e. RIVER CITY MACHINERY COMPANY - Captive Repair Parts for CASE  
10411 N. Lamar Boulevard Equipment, Vehicle & Equipment  
Austin, Texas Services Department  
Item 1 - \$20,000.00
- f. Bid award: - Captive Repair Parts for  
Motorcycles, Vehicle and  
Equipment Services Department  
Twelve (12) Month Supply Agreement  
Total \$28,000

- (1) HONDA OF AUSTIN (MBE) - Item 1 - \$10,000  
1901 East 1st Street  
Austin, Texas
- (2) AUSTIN KAWASAKI - Item 2 - \$18,000  
6801 N. Lamar Boulevard  
Austin, Texas
- g. EAGLE SIGNAL CONTROLS - Traffic Signal Heads, Central  
Division of Gulf & Western Stores Division  
Manufacturing Company Items 1 & 2 - \$46,800  
8004 Cameron Road  
Austin, Texas
- h. APPLIED DATA RESEARCH, INC. - Database Management Software  
13101 Northwest Freeway, Suite 325 System, Information Systems  
Houston, Texas Department - \$280,299.00
- j. TEXAS COMMERCE BANK - Municipal Bond Registrar, Finance  
600 Travis Street Department - \$39,100.00  
Houston, Texas

#### Blood Center

Approved Brackenridge Hospital to enter into an agreement with the Central Texas Regional Blood Center whereby the Blood Center would provide a supply of whole blood and blood components to the hospital.

#### Public Hearings Set

Set public hearings on the following:

Zoning cases C14r-83-158 & C14r-83-159 for September 22, 1983 at 4:00 p.m.

#### No Action Necessary for Item

Council found it was not necessary to take action on a resolution to consider authorization to negotiate the purchase of computer graphics mapping system from the State of Texas Legislative Council for use by Water and Wastewater Department.

#### BOND ELECTION SET

The Council, on Councilmember Shipman's motion, Mayor Mullen's second, waived the requirement for three readings and finally passed an ordinance calling a bond election for October 22, 1983, making provision for the conduct of the election and other matters incident and related to such election. (7-0 Vote)

## ELECTION- (Continued)

Prior to the vote Councilmember Shipman stated that the money committed by bond election to be spent on projects shall be spent only as proposed. Bonds issued for lignite cannot be spent on mining.

## EXEMPTION REQUEST DENIED

The Council, on Councilmember Shipman's motion, Councilmember Duncan's second, DENIED the request of Mr. Allen Hill for exemption from demolition/relocation moratorium in Hyde Park Area. (6-1 Vote, Mayor Pro Tem Trevino voted NO.)

Prior to the vote Mr. Hill said there is a contract for sale pending and he wants to proceed with the contract. He proposes 10-12 unit condominium. Councilmember Shipman said the moratorium will not be in existence in three weeks. Mr. Hill fears the moratorium will be extended and the usage proposed is suitable.

## SOUTH CENTRAL GROWTH CORRIDOR MUD #1

The Council, on Councilmember Rose's motion, Councilmember Spaeth's second, waived the requirement for three readings and finally passed an ordinance approving the creation agreement and utility construction contract with the South Central Growth Corridor MUD #1. (5-0 Vote, Mayor Mullen and Mayor Pro Tem Trevino were out of the room.)

At this point, prior to the vote, Mayor Mullen turned the meeting over to Mayor Pro Tem Trevino, and left the Council Chamber to dedicate Centennial Park. Mayor Pro Tem Trevino relinquished the Chair to Councilmember Duncan because he may, in the future, have personal interest in this MUD.

## ITEM PULLED

Councilmember Duncan was still chairing the meeting at this point. Council agreed to pull from the agenda consideration of establishing a subsequent user fee for contract bond facilities constructed by the South Central Growth Corridor MUD #1.

## MAPLE RUN MUD

With Councilmember Duncan conducting the meeting (Mayor Mullen was attending a park dedication and Mayor Pro Tem Trevino relinquished the chair because he may, in the future, have personal interest in the MUD) Council made the following motion:

Motion

The Council, on Councilmember Rose's motion, Councilmember Urdy's second, waived the requirement for three readings and finally passed an ordinance approving the creation agreement and the utility construction contract with the Maple Run MUD with stipulation that curb cuts be no closer than 200'. (5-0 Vote, Mayor Mullen and Mayor Pro Tem Trevino were out of the room.)

## MAPLE RUN MUD - (Continued)

Prior to the motion, Ed Wendler Sr. stated that at the end of four years Austin will be given the right to annex, revoking the initial bonding authority automatically.

## BOARD &amp; COMMISSION APPOINTMENT

The Council, on Councilmember Urdy's motion, Councilmember Duncan's second, appointed Miss Jerry Joseph as a member of the Private Industry Council. (6-0 Vote, Mayor Mullen was out of the room.)

## EASEMENTS AUTHORIZED

The Council, on Councilmember Shipman's motion, Mayor Pro Tem Trevino's second, authorized release of the following easements: (5-0 Vote, Mayor Mullen and Mayor Pro Tem Trevino were out of the room.)

a. The 5' Public Utility and Drainage Easement on Lot 20-A, Resub of Lots 17-20, Block R, Highland Park West as dedicated by original subdivision of Lot 19, Block R, Highland Park West, 4603 Ridge Oak Drive. (Requested by Clark, Thomas, Winters and Shapiro.)

b. A portion of the 5' public utility and drainage easements recorded in Volume 4057, Page 669, of the Travis County Deed Records and located on Lot 33, Block A River Oak Lake Estates, Section 4, 12312 Indian Mound Drive. (Requested by Mr. Don G. Fergurson, owner)

## GIFT OF LAND FOR LIBRARY

The Council had before it a resolution to consider accepting a gift of land for library purposes from Ray Carrington, Ltd. Council, after hearing Steve Rohde, who represents three neighborhood organizations as for a public hearing, set a hearing for September 29, 1983 at 5:30 p.m.

## HEMPHILL PARK

City Manager Meiszer presented a report on Hemphill Park. He said it is his contention the streets should be allowed to remain as they are.

## RENNAISSANCE MARKET

City Manager Meiszer reported on the Renaissance Market. Council approved Mr. Meiszer's recommendation to direct that the street (23rd Street) operate as a one-way street system during January through October. The street would be restricted to pedestrian and City of Austin emergency vehicles during the holiday season of Thanksgiving and Christmas. This option would also permit the closing of the street for special events or festivals as specifically requested by users of the area.

## JOLLYVILLE ROAD STUDY

Dr. Benson, Director of Urban Transportation, presented the City Manager Report on the Jollyville Road Study. The Council instructed the City Manager to instruct the staff to carry the report further for additional information and bring it back on a future agenda under City Manager Reports when the information is ready.

## FLOOD PLAIN DEVELOPMENT

Council, on Councilmember Duncan's motion, Councilmember Rose's second, waived the requirement for three readings and finally passed an ordinance amending Chapter 13-3 of the Austin City Code concerning flood plain development. (5-1 Vote, Councilmember Spaeth voted No and Mayor Mullen was out of the room.)

Council, on Councilmember Duncan's motion, Councilmember Rose's second, waived the requirement for three readings and finally passed an ordinance amending Chapter 9-10 of the Austin City Code concerning flood plain development. (5-1 Vote, Councilmember Spaeth voted No, Mayor Mullen was out of the room.)

Both ordinances are adopted without guidelines and will go through board and commission reviews and then will be brought back to Council.

## RECESS

Council recessed its meeting at 3:05 p.m. and resumed its recessed meeting at 3:30 p.m.

## RECESS FOR EXECUTIVE SESSION

Council recessed its meeting at 3:32 p.m. to go into executive session pursuant to Article 6252-17 to discuss board and commission appointments, Section 2, Paragraph g, and Pending Litigation, Paragraph E. Any action to be taken will be done in open session. Council resumed its recessed meeting at 4:30 p.m.

## CAPITAL IMPROVEMENTS PROGRAM

The Council, on Councilmember Spaeth's motion, Mayor Mullen's second, adopted a resolution authorizing approval of the selection of Espey-Huston and Engineering Science for professional services in connection with the planning, design and construction of a + 100 MGD addition to the Ullrich Water Treatment Plant for the Water and Wastewater Department, CAPITAL IMPROVEMENTS PROGRAM. (6-1 Vote, Councilmember Shipman voted NO.)

Councilmember Shipman voted No because she said she does not question the qualifications of the engineers selected but felt the professional's selection of Black and Veatch a better choice.



September 15, 1983

## CAPITAL IMPROVEMENTS PROGRAM

The Council, on Councilmember Shipman's motion, Mayor Mullen's second, adopted a resolution authorizing and approving the selection of professional services of Camp, Dresser, and McKee, Inc. in connection with the planning, design and construction of an 18 MGD additional capacity improvements to the Walnut Creek Wastewater Treatment Facilities for the Water & Wastewater Department. (7-0 Vote)

A substitute motion made by Mayor Pro Tem Trevino and seconded by Councilmember Rose to approve Black and Veatch was defeated by a 3-4 vote with Mayor Mullen, Councilmembers Duncan, Shipman and Spaeth voting No.

## ROADWAY PLAN

The Council, on Councilmember Shipman's motion, Mayor Pro Tem Trevino's second, approved an amendment to the Austin Metropolitan Area Roadway Plan to add Boston Lane. (7-0 Vote)

## ZONING HEARING

Mayor Mullen opened the zoning hearing scheduled for 4:00 p.m. on the following. Council heard and on Mayor Pro Tem Trevino's motion, Mayor Mullen's second, voted 7-0 to continue the hearing at 6:15 p.m. on September 29, 1983.

C14-83 CITY OF AUSTIN  
170

1400 Block of Capital  
of Texas Highway

From Interim "AA" 1st H&A  
To "LR" 1st & 3rd H&A  
& "O-1" 1st H&A

CONTINUE TO 9/29/83 AT 6:15 P.M.

Jeff Friedman, representing Cornerstone Development Corporation, introduced records to Council and handed them to the City Clerk to be kept on permanent file.

Mayor Mullen stated that Mr. Nias, Assistant City Attorney, also has an opinion on file in the City Clerk's office and asked Council if they wanted to postpone this hearing to digest information. Mr. Friedman stated for the record that he does not favor a postponement.

Kathryn Lott, architect with American Design Group, showed slides.

Steve Jenkins, chairman, Woods of Westlake Neighborhood Association, said they do not want a nine story building in their neighborhood. Most of the buildings in the area are four story. Robert Monday, Lost Creek Neighborhood Association, is against the office project. Debbie Buchanan, Woods of West Lake N.A., is concerned with the Camp Craft entrance and wants it disallowed. Valerie Douglass, Lost Creek N.A. said the development is within 150' of homes. He said the building will look awful. Vic Neimeyer, Lost Creek, said Cornerstone should have consulted the people who live in the area. Marshall Linder, Woods of Westlake, said this is a beautiful development but does not belong in their neighborhood. Eugene Jarman, attorney representing neighbor closest to the development, said he objects. Ken & Margie Ehler said the development will look directly on top of their home.

## HEARING - (Continued)

Jeff Friedman said they have a legal right to build. He said traffic is a problem but they will move the curb cut if the Highway Department approves.

Bill Gurasich, Cornerstone Development, stated the fundamental disagreement with the neighborhood is the height. He said the commitment is to build the most beautiful building possible.

Council directed the continuance of the public hearing until 6:15 p.m. on September 29, 1983.

## COMMUNITY DEVELOPMENT COMMISSION REPORT

Mr. Bennie Sarrett, chairman, Community Development Commission, presented a resolution requesting authority to conduct hearings into low income housing needs in the City in conjunction with the C.D.C.'s mandate to address the over-all needs of community development.

Mayor Mullen said this will be brought back as an agenda item to set a public hearing.

## PUBLIC HEARING - NEW KEALING JUNIOR HIGH SCHOOL

Mayor Mullen opened the public hearing set for 5:15 p.m. on a joint effort by the City of Austin and the Austin Independent School District to relocate the site for the new Kealing Junior High School.

Ed Small, president, AISD, proposed to Council an exchange of land for parkland on which they want to build a new school. He said they will give the City the current site with the building which can be preserved.

Janice Robinson favored the project.

Della Green spoke against it. So did Steve Hanson, Sierra Club, who said this involves park land.

Motion

The Council, on Councilmember Shipman's motion, Councilmember Duncan's second, closed the public hearing. (7-0 Vote)

Mr. Small told Council that the amount of land owned by the school is 5.62 acres. AISD would like to trade for the City's 75% interest in 5.35 acres. The building footprint with Old Anderson High is 9,390 square feet.

Mayor Mullen said the City would get 1.4 acres more but he does not approve of the City taking over the building and having to renovate and care for it. Mr. Small said AISD has no plans for the building. Discussion followed concerning who should have the main interest in the building.

HEARING, SCHOOL - (Continued)

Motion

The Council, on Councilmember Urdy's motion, Councilmember Shipman's second, voted to proceed with the exchange of park land and proceed with HUD. (7-0 Vote)

Councilmember Spaeth asked why exchange, who not give the park land to AISD and let them maintain the school. Mayor Mullen wondered if the school area can be left in limbo until there is a resolution.

Motion to Reconsider

The Council, on Councilmember Duncan's motion, Councilmember Shipman's second, reconsidered the motion. (7-0 Vote)

Motion

The Council, on Councilmember Urdy's motion, Councilmember Duncan's second, voted to proceed with the exchange of park land with AISD, excluding the building of 9,390 square feet. (7-0 Vote)

STNP DISCUSSED

Mr. Dennis Larson appeared before Council to discuss the STNP. He asked if no one buys Austin's share of STNP, what will be done?

ADJOURNMENT

Council adjourned its meeting at 6:25 p.m.