

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

March 19, 1981
6:00 P.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: None

The Invocation was given by Reverend Donald Williamson, Minister of Christian Education and Youth Ministries, Central Assembly of God.

VISITORS FROM AUSTRALIA

Mayor McClellan welcomed to the Council Chamber the Honorable David Tonkin, premier, South Australia; Max Tiddy, director, State Development; Graham Loughlin, executive assistant; and Mike Stone, press secretary. The visitors from Australia were accompanied by Randy Lee, executive director, Texas 1886 Sesquicentennial Commission. Mayor McClellan presented Certificates of Honorary Citizenship and Keys to the City to the visitors from Australia. The Honorable David Tonkin thanked the Mayor and Council and the City of Austin for its hospitality.

CHARLES B. LACEY DAY

March 19, 1981 is Charles B. Lacey Day in Austin. Mayor McClellan read a proclamation and presented it to Lee Garza, publicity chairman, benefit dance for Charles B. Lacey; and Guadalupe Chapa, owner of the Casino Ballroom. They thanked the Mayor for the proclamation.

AUSTIN WILDLIFE WEEK

Suzanne Heller, recording secretary, Wildlife Rescue; and Tess O'Brien, Wildlife Coordinator, accepted with their appreciation and thanks the proclamation the Mayor read designating the week of March 22 through 28th, 1981 as Austin Wildlife Week.

LARRY NELSON DAY

Mayor McClellan read and presented a proclamation, as well as a Distinguished Service Award to Larry Nelson. She proclaimed March 20, 1981 as Larry Nelson Day in honor of his award as "Beam Club Member of the Year" by the National Association of Builders and Contractors. Mr. Nelson and his wife, Mrs. Jimmie Nelson thanked the Mayor and Council for the proclamation and award.

MINUTES APPROVED

Councilmember Himmelblau moved that the Council approve the Minutes of the Meeting for March 5 and March 12, 1981, as corrected. The motion, seconded by Mayor McClellan, carried by the following vote:

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

Noes: None

Not in Council Chamber when roll was called: Councilmember
Goodman

BOARD AND COMMISSION APPOINTMENTS

Mayor McClellan announced the following board and commission appointments will be made next week:

Building Standards Commission, 2
EMS Quality Assurance Team, 1
Ethics Review Commission, 1
On-Going Goals Assembly Committee, 5
MH/MR Public Responsibility Committee, 1
Urban Transportation Commission, 5
Renewable Energy Resources Commission, 1
Water Quality Review Board, 5
Community Development Commission, 6
Dental Health Advisory Committee, 9
Downtown Revitalization Committee, 13

Council representatives are to be chosen for the following:

Capital Area Planning Council, 1
Police Department Internal Affairs Committee, 1
Employees Retirement System of the City of Austin, 1
and
Social Policy Advisory Committee, 1

ITEM PULLED FROM AGENDA

Councilmember Himmelblau moved that the Council pull from the Agenda the following item:

Consider approval of the following Oversize Water and Wastewater Mains:

BILL MILBURN

- For construction of a 16-inch water oversize main to be installed in Maple Run, Section Four. Estimated City cost participation will be \$28,235 if annexed within one year.

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

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

CAPITAL IMPROVEMENTS PROGRAM

Mayor Pro Tem Trevino moved that the Council adopt a resolution selecting professional services of International Aerial Mapping Company for mapping survey and preparation of parcel plats for transmission line from Commons Ford Substation to Jett Substation, CAPITAL IMPROVEMENTS PROGRAM Nos. 75/13/07 & 75/13-06. The motion, seconded by Councilmember Goodman, carried by the following vote:

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

Noes: None

Absent: Councilmember Mullen

Mayor Pro Tem Trevino moved that the Council adopt a resolution selecting the firm of Dailey & Wann for architectural services in connection with South Austin Service Center, C.I.P. No. 73/60-06. The motion, seconded by Councilmember Goodman, carried by the following vote:

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

Noes: None

Absent: Councilmember Mullen

ALCOHOL COUNSELING SERVICES

Mayor Pro Tem Trevino moved that the Council adopt a resolution authorizing to contract with Travis County for \$25,403.00 to provide Austin-Travis County Alcohol Counseling Services. The motion, seconded by Councilmember Goodman, carried by the following vote:

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

Noes: None

Absent: Councilmember Mullen

ON-THE-JOB-TRAINING PROGRAM 5

Mayor Pro Tem Trevino moved that the Council adopt a resolution authorizing an additional \$150,000 of CETA Title II-B funds for the On-The-Job Training Program to be distributed equally among three local sub-contractors (Austin Area Urban League, Austin Women's Center, and SER-Jobs for Progress.) The motion, seconded by Councilmember Goodman, carried by the following vote:

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

Noes: None

Absent: Councilmember Mullen

YOUTH EMPLOYMENT AND TRAINING PROGRAM

Mayor Pro Tem Trevino moved that the Council adopt a resolution authorizing submission of a grant application to the Texas Department of Community Affairs Special Grants Section for \$250,000 for a Youth Employment and Training Program for FY '81. The motion, seconded by Councilmember Goodman, carried by the following vote:

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

Noes: None

Absent: Councilmember Mullen

CETA TITLE II-B 6

Mayor Pro Tem Trevino moved that the Council adopt a resolution authorizing an additional \$125,000 in CETA Title II-B funds to enroll eligible participants in vocational education classes with local proprietary schools. The motion, seconded by Councilmember Goodman, carried by the following vote:

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

UMTA

Mayor Pro Tem Trevino moved that the Council adopt a resolution authorizing submission of a grant application to UMTA for a Capital Assistance Grant, TX-05-CAPL, for \$828,523 and set a public hearing for April 16, 1981 at 8:00 p.m. The motion, seconded by Councilmember Goodman, carried by the following vote:

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

Mayor Pro Tem Trevino moved that the Council adopt a resolution authorizing submission of a grant application to UMTA for an Operating Assistance Grant, TX-05-OPRL, for \$1,793,562 and set a public hearing on April 16, 1981 at 8:00 p.m. The motion, seconded by Councilmember Goodman, carried by the following vote:

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

ITEM PULLED FROM AGENDA

Mayor Pro Tem Trevino moved that the Council pull from the Agenda the following item: Consider setting a public hearing on the proposed revisions to the water and wastewater policies. The motion, seconded by Councilmember Goodman, carried by the following vote:

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

Councilmember Himmelblau requested a progress report.

PAYMENT AUTHORIZED

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

BEECAVE WOOD DEVELOPMENT COMPANY - CAPITAL IMPROVEMENTS PROGRAM -
The cost difference of 12"/8"
water main installed in Beecave
Woods, Section III - \$19,595.00
C.I.P. No. 75/22-07

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

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

CONTRACTS APPROVED

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

BRINKMANN INSTRUMENT, INC. - Nitrogen Analyzer, Water and
4120 Southwest Freeway Wastewater Department
Houston, Texas Items 1-1 ea., 2-1 ea., 3-12 ea., 4-2 ea.,
5-1 ea., and 6-2 ea., - \$5,199.00

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

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

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

DAVIS TRUCK AND EQUIPMENT CO., INC.	-	Overhaul of Refuse Unit Hydraulic
520 Crescent		Cylinders, Vehicle and Equipment
Waco, Texas		Services Department
		Twelve (12) Month Supply Agreement
		Items 1-23 - \$29,336.00

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

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

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

GRAYBAR ELECTRIC COMPANY	-	Portable Hydraulic Reel Cart,
7434 N. Lamar Boulevard		Central Stores Division
Austin, Texas		Item 1, 1 ea. - \$6,482.00

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

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

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

JOHNSON INTERNATIONAL MATERIAL, INC. - Disposable Wiping Rags, Central
2908 Boca Chica Boulevard Stores Division
Brownsville, Texas Twelve (12) Month Supply Agreement
Item 1 - \$39,200.00

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

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

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

Bid award: - Water and Wastewater Materials,
Central Stores Division
Three (3) Month Supply Agreement
Multiple progressive awards from
1st low bidder to next high bidder,
etc. - \$11,500.00

AMERICAN UTILITY SUPPLY COMPANY
Rt. 1, Georgetown Industrial Park North
Georgetown, Texas

AUSTIN PIPE & SUPPLY
300 Medina
Austin, Texas

ROHAN COMPANY
508-D E. St. Elmo Road
Austin, Texas

TRANS-TEX SUPPLY COMPANY
4618 East 7th Street
Austin, Texas

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

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

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

Bid award:	- Riding Mowers, Parks & Recreation Department
GOLDTHWAITE'S OF TEXAS 10751 Sentinel San Antonio, Texas	- Item 1 - \$10,768.00
WATSON DISTRIBUTING COMPANY 9111 Broadway San Antonio, Texas	- Item 2 - \$5,487.00

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

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

Motion to Reconsider

Councilmember Mullen moved that the Council reconsider the following contract:

GOLDTHWAITE'S OF TEXAS	- Riding Rotary Lawn Mowers, Parks and Recreation Department Item 1, 15 ea. - \$99,480.00
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The motion, seconded by Mayor McClellan, carried by unanimous vote.

Motion

Mayor Pro Tem Trevino moved that the Council pull the item for discussion. The motion, seconded by Councilmember Mullen, carried by unanimous vote.

LATER IN THE DAY

Mr. Watson, owner of Watson Distributing Company, appeared before Council, questioned why his bid had not been accepted. He said it was lower, his machine is better and he took no exceptions of the bid request. Mr. Solon Bennett, Director of Purchasing, told him Goldthwaites specifications were in order and their mowers have a heavy duty air cleaner. Mr. Watson said his did also and after some discussion Mr. Bennett said there may be some misunderstanding. Council agreed to hold their vote on this contract until March 26, 1981.

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

AUSTIN CONCESSION
500 Broken Bow
Austin, Texas

- Food and Drink Concession, Morris
Williams Golf Course, Parks and
Recreation Department
Two (2) Year Contract
Estimated Annual Revenue to the
City \$14,700.00

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

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

Noes: None

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

WESTINGHOUSE ELECTRIC CORP.
201 N. St. Mary's Street, #512
San Antonio, Texas

- CAPITAL IMPROVEMENTS PROGRAM -
Network Protector Test Kit,
Electric Utility Department
Item 1, 1 ea. - \$6,970.15

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

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

Noes: None

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

B.G. BOYD CONSTRUCTION COMPANY
9701 Gray Boulevard
Austin, Texas

- CAPITAL IMPROVEMENTS PROGRAM -
San Bernard St. & E. 16th St.
1978-79 Safe School Sidewalk -
\$9,852.75 C.I.P. No. 78/61-62

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

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

Noes: None

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

PUFFER-SWEIVEN, INC.
4230 Greenbiar
Stafford, Texas

- Fisher Control Cards, Electric
Utility Department
Items 1 thru 15 - \$7,094.00

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

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

CAPITAL IMPROVEMENTS PROGRAM

Councilmember Himmelblau moved that the Council adopt a resolution to approve joining with City Public Service Board of San Antonio, Central Power and Light Company and the Lower Colorado River Authority in a Memorandum of Intent concerning an Option on Valero Lignite Leases. (Total project \$100,000; City share \$18,000) CAPITAL IMPROVEMENTS PROGRAM No. 81/12-02. The motion, seconded by Councilmember Mullen, carried by the following vote:

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

ELECTRIC DEPARTMENT POLES

Councilmember Himmelblau moved that the Council adopt a resolution authorizing a contract between the City of Austin and Travis County Cablevision pertaining to the rental of Electric Department poles. The motion, seconded by Councilmember Mullen, carried by the following vote:

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

PART OF ETJ RELEASED

Councilmember Himmelblau moved that the Council adopt a resolution consenting to the release of a part of Austin's extraterritorial jurisdiction to the City of West Lake Hills. The motion, seconded by Councilmember Mullen, carried by the following vote:

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

TIME FOR REPAIRS EXTENDED

Councilmember Himmelblau moved that the Council adopt a resolution approving a recommendation of the Building Standards Commission to grant owner an additional 120 days to repair the historically designated structure located at 3816 Avenue G. (Robert Edward Hill, owner) The motion, seconded by Councilmember Mullen, carried by the following vote:

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

MEDICAL RECORDS ADMINISTRATION STUDENTS

Councilmember Himmelblau moved that the Council adopt a resolution approving a contract between Brackenridge Hospital and Southwest Texas State University to accept medical records administration students at no cost to the City. (Recommended by the Hospital Board) The motion, seconded by Councilmember Mullen, carried by the following vote:

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

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NURSING STUDENTS

Councilmember Himmelblau moved that the Council adopt a resolution approving a contract between Brackenridge Hospital and the University of Texas at Austin to allow nursing students to engage in clinical education experience at no cost to the City. (Recommended by the Hospital Board) The motion, seconded by Councilmember Mullen, carried by the following vote:

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

NAPH MEMBERSHIP APPROVED

Councilmember Himmelblau moved that the Council adopt a resolution authorizing Brackenridge Hospital's membership in the National Association of Public Hospitals (NAPH). (Recommended by the Hospital Board) The motion, seconded by Councilmember Mullen, carried by the following vote:

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

SUPPORT FOR S.B. 566

Councilmember Himmelblau moved that the Council adopt a resolution approving support for S.B. 566 relating to state payments to reimburse municipalities for the expenses of providing certain services to state facilities. The motion, seconded by Councilmember Mullen, carried by the following vote:

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

CITY DEPOSITORIES 15

Councilmember Himmelblau moved that the Council adopt a resolution approving the designation of all banks in the City of Austin as City depositories. The motion, seconded by Councilmember Mullen, carried by the following vote:

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

Noes: None

Abstain: Councilmember Goodman, Mayor McClellan

Mayor McClellan said her abstention is as it relates to Franklin Savings and Loan.

ZILKER PARK SHUTTLE SYSTEM
TO BE STUDIED FURTHER

Councilmember Himmelblau moved that the Council send to the Parks Board for their recommendation, a proposed resolution to establish the Zilker Park Shuttle System as an on-going internal program. The motion, seconded by Councilmember Mullen, carried by the following vote:

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

Noes: None

CDBG PROJECTS AUTHORIZED

Councilmember Himmelblau moved that the Council adopt a resolution authorizing contracts for the following projects under the FY 1980-81 Community Development Block Grant:

1. Housing Improvement Neighborhood Assistance Program, Austin Area Urban League in the amount of \$75,000
2. Housing Counseling Program, Austin Area Urban League in the amount of \$57,305
3. Rental Repair and Technical Assistance Program, Austin Tenants' Council in the amount of \$32,975
4. Housing Counseling Project, MIGHT/ARCIL in the amount of \$21,646
5. Architectural Barriers Removal Program, United Cerebral Palsy of Texas in the amount of \$40,000
6. Clarksville Housing Development Project, Clarksville Community Development Corporation in the amount of \$73,854

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

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

TASK FORCE FOR DOWNTOWN REVITALIZATION

Councilmember Himmelblau moved that the Council adopt a resolution defining the scope of responsibilities for the Task Force for Downtown Revitalization. The motion, seconded by Councilmember Mullen, carried by the following vote:

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

PROPOSED SCOPE OF RESPONSIBILITIES OF DOWNTOWN REVITALIZATION TASK FORCE

1. Review existing data, planning efforts, public testimony and other information relevant to the issue of revitalizing downtown and identify who will benefit from such actions.
2. Identify who should be served by downtown revitalization activities, in what ways and how they should be represented in the process.
3. Develop a set of criteria for use in testing, evaluating and monitoring the performance of any public and private revitalization plan or project.
4. Recommend a process for providing information and coordinating service for developers to help them produce proposals that meet revitalization criteria and that will be readily accepted by the public as a valuable contribution to our central city environment. This process must ensure that criteria are met and must include authority over proposals not developed within this process.
5. Review all current and proposed expenditures of public funds in the downtown area. Identify other funding sources and mechanisms which may be useful. Recommend a process for analyzing cost benefits for the city where public expenditures and services are required.

6. Identify new public efforts that may be required such as the coordination of current planning efforts and propose actions to initiate and fund these efforts.
7. Work with city boards and commissions and interested citizens by holding open sessions and appointing subcommittees as necessary.
8. Have access to city staff for required tasks.
9. Provide Council with progress report in 90 days.
10. The responsibilities of this task force do not include authority to alter or in any way supercede the responsibilities of the Congress Avenue Task Force.

TEMPORARY STREET CLOSINGS

Councilmember Himmelblau moved that the Council adopt a resolution approving the temporary closing of the following street:

PEARL STREET from 24th Street to 25th Street on April 10, 1981 from 2:00 p.m. to 7:00 p.m., as requested by Kevin Eltife, representing Sigma Alpha Epsilon Fraternity.

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

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

Councilmember Himmelblau moved that the Council adopt a resolution approving the temporary closing of the following street:

NUECES from 21st Street to 22nd Street on April 1, 1981 from 4:00 p.m. to 8:30 p.m., for a benefit street party, as requested by Mr. Michael Kidd, representing Sigma Tau Gamma.

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

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

Councilmember Himmelblau moved that the Council adopt a resolution approving the temporary closing of the following street:

CONGRESS AVENUE from 7th Street to 8th Street from 10:00 a.m. to 6:00 p.m. on Sunday, March 29, 1981, as requested by Franklin Savings Association for the Walter Tips Building Dedication Ceremonies.

The motion, seconded by Councilmembers Mullen, carried by the following vote:

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

PUBLIC HEARINGS SET

Councilmember Himmelblau moved that the Council set a public hearing for March 26, 1981 at 2:15 p.m., establishing South Austin Park-and-Ride Service. The motion, seconded by Councilmember Mullen, carried by the following vote:

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

Councilmember Himmelblau moved that the Council set a public hearing for March 26, 1981 at 2:15 p.m., for modifying the Downtown Fox Theatre Park-and-Ride Service. The motion, seconded by Councilmember Mullen, carried by the following vote:

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

Councilmember Himmelblau moved that the Council set a public hearing for April 9, 1981 at 10:00 a.m., on Zoning Case C14-80-138, BILL MILBURN, INC., by John C. Meinrath, 3516-3540 Duval Road. The motion, seconded by Councilmember Mullen, carried by the following vote:

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

JOINT ELECTION

Councilmember Himmelblau moved that the Council adopt a resolution authorizing a joint election with Travis County on April 4, 1981. The motion, seconded by Councilmember Mullen, carried by the following vote:

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

Councilmember Himmelblau asked the records reflect that there is a joint use of City appointed election judges and a procedure must be worked out concerning county reimbursement to the City for the extra judges.

CDBG CREDIT UNION CONTRACT

Councilmember Himmelblau moved that the Council adopt a resolution amending the 5th Year CDBG Credit Union Contract with the Austin Area Urban League to extend the contract period to June 1, 1981. The motion, seconded by Councilmember Mullen, carried by the following vote:

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

RESTRICTIVE COVENANT AMENDED

Councilmember Himmelblau moved that the Council adopt a resolution amending the restrictive covenant relating to Zoning Case No. C14-80-232 by deleting the two story building requirement. The motion, seconded by Councilmember Mullen, carried by the following vote:

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

CAPITAL IMPROVEMENTS PROGRAM

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING THE OPERATING BUDGET FOR THE FISCAL YEAR 1980-1981 BY REALLOCATING \$126,000.00 FROM THE AVAILABLE UNAPPROPRIATED WATER CAPITAL IMPROVEMENT PROGRAM FUNDS FOR THE CONSTRUCTION OF THE NORTHWEST "A" IMPROVEMENTS (A 12-INCH WATER MAIN IN THE ANGUS VALLEY SUBDIVISION); 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: Councilmember Goodman, Himmelblau, Mullen, Mayor Pro Tem Trevino, Mayor McClellan, Councilmember Cooke
Noes: None

The Mayor announced that the ordinance had been finally passed.

OPERATING BUDGET AMENDED

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING THE OPERATING BUDGET FOR THE FISCAL YEAR 1980-1981 BY AUTHORIZING THE EXPENDITURE OF \$549,785.00 BY THE TAX DEPARTMENT FROM ADDITIONAL REVENUES TO FUND INCREASED EXPENSES AS REQUIRED BY THE CITY OF AUSTIN'S CONTRACT WITH THE TRAVIS COUNTY APPRAISAL DISTRICT; 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: Councilmember Goodman, Himmelblau, Mullen, Mayor Pro Tem Trevino, Mayor McClellan, Councilmember Cooke
Noes: None

The Mayor announced that the ordinance had been finally passed.

SUBDIVISION PLATTING MORATORIUM EXTENDED 19

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ESTABLISHING A TEMPORARY MORATORIUM, UNTIL THE 17TH DAY OF APRIL, 1981, ON THE PROCESSING OF SUBDIVISION PLAT APPLICATIONS PERTAINING TO LAND LOCATED WITHIN THOSE PORTIONS OF THE SLAUGHTER CREEK AND BEAR CREEK WATERSHEDS WHICH ARE 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 EN 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

The Mayor announced that the ordinance had been finally passed.

DECLINING BLOCK CONCEPT

Mayor McClellan brought up the following ordinance for its second reading:

AN ORDINANCE PRESCRIBING AND LEVYING RATES AND CHARGES FOR SALES MADE AND SERVICES RENDERED IN CONNECTION WITH THE ELECTRIC LIGHT AND POWER WORKS AND SYSTEM OF THE CITY OF AUSTIN FOR RESIDENTIAL, COMMERCIAL, PUBLIC AND OTHER USES OF ELECTRIC LIGHT AND POWER SOLD AND SERVED BY THE CITY OF AUSTIN, ESTABLISHING A FUEL CHARGE FORMULA; ADJUSTING THE ELECTRIC UTILITY ACCOUNT "RECOVERABLE FUEL COSTS" BY REDUCING THE BALANCE BY THE BALANCE OF THE "CONTINGENT FUEL COST ADJUSTMENT RESERVE" AND THE LOVACA/VALERO SECURITIES TRUST INVESTMENT ACCOUNT; ESTABLISHING A CHARGE AND REBATE FORMULA FOR RECOVERABLE FUEL COSTS TO CUSTOMERS; REPEALING ALL ORDINANCES IN CONFLICT THEREWITH; AND PROVIDING AN EFFECTIVE DATE.

The ordinance was read the second time, and Councilmember Mullen moved that the ordinance be passed to its third reading. The motion, seconded by Councilmember Cooke, carried by the following vote:

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

The Mayor announced that the ordinance had been passed through its second reading only.

ZONING ORDINANCES 20

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:

0.511 ACRE OF LAND, LOCALLY KNOWN AS THE REAR OF 4701-B BURNET ROAD, FROM "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT AND "C" COMMERCIAL, SECOND HEIGHT AND AREA DISTRICT TO "O" OFFICE, 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. (Sherrard J. Hubbard, Sr., C14-81-001)

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

The Mayor announced that the ordinance had been finally passed.

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:

THE WEST 31 FEET OF LOT 1 AND THE EAST 30.5 FEET OF LOT 2, OUTLOT 4 AND DIVISION E, BURLAGE SUBDIVISION, LOCALLY KNOWN AS 813 WEST 11TH, FROM "B" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT TO "O" OFFICE, 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. (George L. Bristol & Valarie Bristol, C14-81-002)

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

The Mayor announced that the ordinance had been finally passed.

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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:

A PORTION OF THE SOUTH $\frac{1}{2}$ OF LOT 3, BLOCK 3, FREEWATER ADDITION, LOCALLY KNOWN AS 3808 SOUTH 1ST STREET, FROM "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT TO "O" OFFICE, 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. (Elsie R. Polvado, C14-81-005)

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

The Mayor announced that the ordinance had been finally passed.

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:

LOT THREE, BLOCK F, OF THE OAK RIDGE HEIGHTS ADDITION, SECTION ONE, LOCALLY KNOWN AS 2706 SOUTH 1ST STREET, FROM "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT TO "O-1" OFFICE, 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. (Carol Ann Ault, C14-81-017)

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

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance: 22

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:

AN 8,820 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS REAR OF 2320 SOUTH LAMAR FROM "A" RESIDENCE, 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 PROVIDING AN EFFECTIVE DATE. (The Southland Corporation, C14-81-009)

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

The Mayor announced that the ordinance had been finally passed.

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:

LOT 2, RESEARCH BOULEVARD COMMERCIAL AREA, LOCALLY KNOWN AS 8540 RESEARCH BOULEVARD AND 1410 FAIRFIELD, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL, 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. (Frances H. Ritter, Individually & as executrix of the Estate of Jack Ritter, Jr. C14r-80-228)

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

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance: 23

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:

A 6.24 ACRE TRACT OF LAND, LOCALLY KNOWN AS 7010-7060 BLOCK OF MOPAC AND 3400-3470 BLOCK OF FAR WEST BOULEVARD, FROM INTERIM "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT TO "O" OFFICE, 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. (Sarah Barrow Kemper, & Texas Commerce Bank N.A. Ind. Exec. C14-79-232)

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, Mullen, Mayor Pro Tem Trevino,
Mayor McClellan, Councilmember Cooke

Noes: None

Abstain: Councilmember Himmelblau

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan brought up the following ordinance for its third reading:

AN ORDINANCE ORDERING A CHANGE IN HEIGHT AND AREA AND CHANGING THE HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS: A 2.08 ACRE TRACT OF LAND LOCALLY KNOWN AS 2209 SOUTH I.H. 35, FROM "LR" LOCAL RETAIL, FIRST HEIGHT AND AREA DISTRICT TO "LR" LOCAL RETAIL, SECOND 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. (Janus Sales, Inc. C14r-80-232)

The ordinance was read the third time, and Councilmember Mullen moved that the ordinance be finally passed. The motion, seconded by Councilmember Cooke, carried by the following vote:

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

Noes: None

Abstain: Councilmember Himmelblau

The Mayor announced that the ordinance had been finally passed.

DEAF INTERPRETER FOR
COUNCIL MEETINGS

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Mayor McClellan brought up the following ordinance for its second reading:

AN ORDINANCE AMENDING THE OPERATING BUDGET FOR THE FISCAL YEAR 1980-81 BY APPROPRIATING \$2,178.00 FROM THE GENERAL FUND ENDING BALANCE TO PROVIDE FOR A DEAF INTERPRETER AT REGULAR CITY COUNCIL MEETINGS: SUSPENDING THE RULE REQUIRING ORDINANCES TO BE READ THREE SEPARATE DAYS: AND DECLARING AN EMERGENCY.

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

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

The Mayor announced that the ordinance had been finally passed.

Prior to the vote, Councilmember Himmelblau said, "This is the first time we've had an interpreter for a full Council meeting and we also have the special cameras here from ACTV. I would like the people who are here tonight to tell us if this is something they would like on a weekly basis or if they would like it for the night meetings and then on demand."

Mayor McClellan said there should be an interpreter present at each meeting. Many times it may not be discovered until the day of the meeting or until the meeting is going on that something of particular interest to them is being discussed.

Councilmember Cooke stated for the record: "Since we do have some citizens that are deaf here tonight I need to again reiterate my position and the reason I have taken my position. I basically feel that Mrs. Himmelblau's offer is a very appropriate one and that the reason I could not support this motion is because I feel like it should be on request and fundamentally, more important, based on a number of issues that have come up over the last two months about amending the ending balance where I have voted against amending the ending balance and I still feel very strongly there because of the low status of our ending balance. It is unfortunate that there are some times we as Councilmembers have to turn things down. It is no indictment at all against the deaf community. I think we have a very workable plan to have an "on request" situation that Councilwoman Himmelblau has recommended to see how that works and if there is a demand for the day Council meeting, then we should reconsider. I know we disagree on this but I want them to understand where I am coming from on the issue and wanted that in the discussion since Councilwoman Himmelblau pulled it."

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Mayor McClellan said she thought they were landing on the wrong item concerning the ending balance.

A man who did not identify himself said he thought there should be no restrictions.

Jerry Hassle, representing Texas Association for the Deaf, spoke through the interpreter and thanked the Mayor and Council for the interpreter at Council meetings. He urged Council to give them a chance to know what is going on.

Ann Wallace, president, Travis County Council for the Deaf, asked that there be an interpreter at the meetings from now on.

At the time of roll call, Councilmember Himmelblau said she was changing her vote from the first reading roll call but she would like to see an effort made to fund a camera in the future; it may come from a private foundation, so that this can be televised on a weekly basis. Councilmember Goodman concurred.

PROPOSED SCHEDULE - 1981-82 OPERATING BUDGET

Ms. Lee Thompson, Budget Director, presented the proposed schedule for consideration of the 1981-82 Operating Budget. She indicated competition for funds will be keen, the budget will be essentially the same, and Council will receive the Proposed Budget on August 13, 1981. The Personnel Volume will be sent to Council August 18, 1981; the Utility Volume on August 20, 1981; the Grants Volume August 23-24; and the Revenue Volume on August 28, 1981.

MERIT PAY TASK FORCE REPORT

Mr. Carl Lynch, Acting Director, Personnel Department, presented the following City Manager Report on the Merit Pay Task Force:

"In September, 1980, the City Council directed staff to develop and present to Council a pay plan which would be more performance oriented. The report you have is a result of that effort by the special task force which was especially selected for this responsibility. Essentially the report defines a methodology for shifting emphasis from across the board general increases, to a plan for superior performance and demonstrates a potential savings of \$2.2 million. It addresses three specific areas. Number 1, all City classifications would be evaluated annually to insure proper pay for assigned duties, responsibilities, productivity and labor market equity. This would eliminate the need for general increases. Number 2, all regular City employees would receive performance evaluations at the same time each year and be awarded merit increases of 0-10%. To maximize the flexibility of the program, pay scales would be implemented which identify the minimum to maximum value of each classification who would not be broken

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down into a specific number of steps. Additionally city employees who must assume greater duties and responsibilities for short term projects would be eligible for a special performance bonus of 0-5% of their annual pay. The amount would be based on the level of duties and responsibilities assumed, the length of the project and the quality of the performance on that project. Number 3, all regular City employees would receive service incentive pay, currently called stability pay after completing three years of service in a currently budgeted position, utilizing the present approved formula. This should serve to mitigate the relatively high turnover rate we currently experience in the 3-6 year employee category."

BOY SCOUT TROOP INTRODUCED

Mr. Frank Ivy, Scoutmaster, and members of Troop 421 were in the Council Chamber to observe the procedures. They are working on their Citizenship Badge.

ZONING HEARING POSTPONED

Mayor McClellan opened the zoning hearing scheduled for 6:30 p.m. Judge Charles Webb, representing the applicant asked for a postponement.

Motion

Mayor Pro Tem Trevino moved that the Council postpone hearing the following zoning case until May 21, 1981 at 7:00 p.m.:

LEON HOWARD, CHARLES
HOWARD, JAMES K.
EICHELBERGER JR. &
LEE BLOCKER

By James K. Eichelberger Jr.
C14-81-012

7115 Burnet Road

From "GR" General Retail
6th Height and area
To "C-2" Commercial District
1st Height and area
NOT RECOMMENDED

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

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

Noes: None

HEARING NOT NECESSARY

An appeal, scheduled for 7:15 p.m., from Mr. Rudolph Williams of the Building Standards Commission's decision to deny a moving permit to relocate a structure from 40 East Avenue to 1910 East 18th Street was not necessary as the house had been demolished.

PROPOSED EXTENSION OF SHOAL CREEK
HIKE AND BIKE TRAIL

Mayor McClellan opened the public hearing, scheduled for 7:30 p.m. on the proposed extension of the Shoal Creek Hike and Bike Trail.

Mr. Leonard Ehrler, Director of Parks and Recreation, showed slides of the proposed trail and reviewed what has been done so far at meetings held. He said there are endorsements from six organizations, other than boards and commission, favoring the extension of the Shoal Creek Hike and Bike Trail. They are: Allendale Neighborhood Association, West Austin Neighborhood Association, Ridgelea Neighborhood Association, Travis County Audubon Society, Brykerwoods PTA, and AAIA.

Councilmember Himmelblau stated she does not like the option proposed as it infringes on property owners. She said she would like a bike lane through the street and not through private property. Mr. Ehrler told her that option still exists.

Curtis Dixon, vice president, Rosedale Neighborhood Association, said they are against the proposal. The trail would be out of the greenbelt area and into the neighborhood. This would disturb the integrity of the neighborhood. He went on to say it will cost a half million dollars to purchase land in their neighborhood for the trail, and it will also increase traffic in the neighborhood.

Ray Miranda, a member of the University community, said there should be an ecological balance in every neighborhood.

Forrest Hill discussed jogging and said the worst place to jog is black top.

Mr. Ivey discussed the easement and said the trail would be 30' from his back bedroom window. He does not feel the hike and bike trail would be in the public interest.

Barbara Berry, Ridgelea Neighborhood Association, urges Council to pass the plan as presented.

Forrest Priest, who lives on Shoal Creek Boulevard, is against the proposed extension. He said joggers are difficult to see at night. The trail would go across 56 driveways.

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Joseph Witherspoon, who lives on Shoal Creek Boulevard, is not against the extension of the trail but is against it being on Shoal Creek. He said it will destroy many trees.

Franklin Casion said the side of his house is on Shoal Creek. He is against the extension of the trail.

Alice Scarbrough complimented the Parks and Recreation Department but is opposed to the trail. She feels the ones already in existence should be taken care of before new trails are made.

Helen Hill, Great Oaks Parkway, and a member of the Rosedale Neighborhood Association, said the trails should be in greenbelts.

John Hartman supports the trail as far as 45th. The proposed path, he says, is not suitable for its purpose and not suited to the neighborhood.

Martha Boyd, 3903 Jefferson, is in favor of the hike and bike extension. She read a resolution and petition with 16 signatures which is on file in the City Clerk's office.

Bob Anderson, member of the American Society of Landscape Architects, told Council they favor the extension and said the benefits will be many.

Mary Louise Nelson read a letter from West Austin Neighborhood Group supporting the proposed extension.

Kermit Voelkel said hike and bike trails attract sex deviates and cited the crime on the trail which extends from Town Lake to 29th Street. He thinks the funds should be used to improve the trail from 19th to Town Lake with lights, telephones and rest rooms.

Kay Doty, 4503 Shoal Creek, said it would be dangerous for people to drive at night and that the people drive too fast along 45th. She said she does not want strangers in the neighborhood.

Daniel Torres, 2500 Woolridge Drive, representing Brykerwoods PTA would like to see an extension to 45th so the kids in the neighborhood could walk the trail.

Don Kranfield, 5404 Shoal Creek, said his neighbors are opposed to the hike and bike trail. He read a letter from them.

Al McMurtrey, vice president, Allendale Neighborhood Association, proposed the hike and bike trail continue down Spicewood Springs Road.

Mary Arnold, member of Parks and Recreation Board, said each segment of the trail should be evaluated rather than taking it as a whole. 29

A man who did not identify himself said a hike and bike trail which would go through front yards is out of line.

Dorothy Watts said hike and bike trails are for green belts, not for streets and yards.

Tom Sheffleman said it seems strange people will accept cars going by their houses but cannot stand to see people walk by. He said the hike and bike trail should be along the greenbelt and not along streets.

Charlie Allison, 4609 Shoal Creek, feels valid reasons against the hike and bike trail on Shoal Creek have been presented to Council. He said he thinks Council will protect the neighborhood and said the Shoal Creek segment should be deleted.

Motion

Councilmember Mullen moved that the Council close the public hearing on the proposed extension of the Shoal Creek Hike and Bike Trail. The motion, seconded by Councilmember Cooke, carried by the following vote:

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

Noes: None

Not in Council Chambers when roll was called: Councilmember Himmelblau

RECESS

Council recessed its meeting at 8:55 p.m. and resumed its recessed meeting at 9:15 p.m.

PUBLIC HEARING - AMENDMENTS TO CHAPTER 29

Mayor McClellan opened the public hearing, scheduled for 8:30 p.m. on amendments to Chapter 29 pertaining to the Williamson Creek Watershed and Edwards Aquifer area.

DAVID BODENMAN, Chairman of the task force, noted Chapter 29 is the sister ordinance to Chapter 41A. The site development ordinance tracks the wording of Chapter 41A which was adopted in December. 30

JOE RIDDELL appeared and said he does not want the ordinance and said the Williamson Creek Ordinance is not strict enough. People who care about protecting the aquifer and Barton Springs are not in favor of the ordinance.

JAYSON PAVLOVIK does not like Chapter 41A and thinks the ordinance is a compromise which should be revised because it is ineffective.

Councilmember Mullen stated, "In adopting amendments to Chapter 41 for the Williamson Creek Watershed the Council exempted approved and disapproved finals and covered approved preliminaries. In order to make the proposed amendments to Chapter 29 for Williamson Creek completely consistent with the Chapter 41 amendments while still requiring an unsubdivided lot to comply with site development regulations, I propose the following change:

Section 101.2 Application of Article

- (b) No development shall be undertaken on any land, tract, parcel or lot within the Aquifer-related Williamson Creek Watershed until a safe development permit for said development has been obtained from the Director of Public Works. This requirement shall not apply to any single-family or duplex residential structures or appurtenance thereto where one such structure is built per legal lot or to a development within a subdivision that has been disapproved or finally approved by the Planning Commission prior to the effective date of Chapter 41A, Article II."

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ADDING CHAPTER 29A, ARTICLE I TO THE CODE OF THE CITY OF AUSTIN; DECLARING CERTAIN FINDINGS OF FACT; PROVIDING STANDARDS FOR THE DEVELOPMENT OF LAND LOCATED WITHIN THE AQUIFER-RELATED WATERSHED OF WILLIAMSON CREEK; SUSPENDING THE RULE REQUIRING THAT ORDINANCES BE READ ON THREE SEPARATE DAYS; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

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

Ayes: Councilmembers Goodman, Himmelblau, Mullen, Mayor McClellan, Councilmember Cooke

Noes: None

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

The Mayor announced that the ordinance had been finally passed.

(This includes the above amendment)

BARTON CREEK DISCUSSED 31

Mr. Joe Riddell appeared before Council to discuss the City's continuing failure to protect Barton Creek and Barton Springs from the ravages of development. He showed slides and alluded to samples of water which he said the City Manager's office has not allowed to be tested. Mayor McClellan took exception to Mr. Riddell's insinuations and asked for a report on the two samples of water as well as any information concerning Mr. Riddell's opinion of what he thinks the City is not doing. Mayor McClellan stated the present Council has been very conscious and dedicated to preserving Barton Creek.

EASTER PAGEANT BANNERS

Councilmember Goodman moved that the Council approve the request of Mr. Leon Miller to place banners at Martin L. King Blvd. & Brazos and 38th and Lamar for the Easter Pageant. The motion, seconded by Mayor McClellan, carried by the following vote:

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

WASTEWATER MAIN

Councilmember Cooke moved that the Council adopt a resolution approving the following wastewater main:

MILWOOD JOINT VENTURE CORP.	- For construction of a 21-inch wastewater main thru Milwood Section 10. Estimated city cost participation will be \$50,000 for wastewater if annexed within one year.
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The motion, seconded by Councilmember Goodman, carried by the following vote:

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

Prior to the vote, Joe Riddell spoke in opposition because he³² said it would subsidize growth. He asked Council to respect the wishes of the people to not subsidize growth in an environmentally sensitive area.

Councilmember Himmelblau expressed her wish that the new water and wastewater policies will be ready soon.

WATER APPROACH MAIN

Council had before it for consideration approval of a water approach main:

EMILE JAMAIL

- For construction of a 16-inch water approach main for a 16-acre tract of land located on RM 2222 approximately 175' east of Mt. Bonnell Road. Estimated City cost participation will be \$49,036 which includes 6% engineering fee.

JOHN MEINRATH, attorney representing Emile Jamail, said they are not in agreement with the size of line needed. He said an 8" capacity is all that is needed and that would be installed with no cost to the City.

JOE RIDDELL appeared and said the City staff recommends a 16" water line. It would serve a large area in the Lake Austin watershed and he expressed opposition.

MR. BILL BULLOCH, Director of Water and Wastewater, showed a detailed map of the area and the water approach mains in existence as well as the one proposed. Council discussed the proposed water approach main.

Motion

Councilmember Mullen moved that the Council approve the water approach main. The motion was seconded by Councilmember Himmelblau.

Councilmember Himmelblau asked if it were a 12" line what it would serve. Mr. Bulloch told her it would have a potential of a 750' elevation line.

Roll Call on Motion - FAILED

Roll call on the motion FAILED to carry by the following vote:

Ayes: Councilmembers Himmelblau, Mullen

Noes: Mayor Pro Tem Trevino, Mayor McClellan, Councilmember Goodman

Not in Council Chamber when roll was called: Councilmember Cooke

Motion

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Councilmember Himmelblau moved that the Council adopt a resolution approving the following water approach main:

EMILE JAMAIL

- For construction of a 12-inch water approach main for a 16-acre tract of land located on RM 2222 approximately 175' east of Mt. Bonnell Road. Estimated City cost participation will be \$14,745 which includes 6% engineering fee.

The motion, seconded by Mayor McClellan, carried by the following vote:

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

Before the vote was taken, Councilmember Mullen asked Mr. DeLaRosa, Assistant City Attorney, to review the City's legal obligations to service this area. Mr. DeLaRosa said, "As Mr. Bulloch has pointed out the City of Austin has existing water lines providing water service to customers. We are not in a position to deny water service, legally, to a customer in the area that we are providing services because we cannot pick and choose our customers. We are a utility and subject to the same type of rules and regulations that a private water company is in and we cannot discriminate the provision of utility service. So, therefore, we have available capacity in the system & all the developer must meet is to comply with all the applicable rules and regulations of the City for the provision of that service. In this case, that is the approach main." Councilmember Mullen asked if that has been done. Mr. DeLaRosa said yes.

ELECTRIC POWER TRANSMISSION LINES

Councilmember Himmelblau moved that the Council adopt a resolution authorizing negotiations and condemnation proceedings for acquiring right-of-way easements for Electric Power Transmission Lines from Barton Sub-station to Oak Hill Substation. CAPITAL IMPROVEMENTS PROGRAM No. 79/13-02. The motion, seconded by Councilmember Cooke, carried by the following vote:

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

JOE RIDDELL appeared before Council before the vote was taken and told Council they are creating a capacity to serve more development.

SUPPORT FOR S.B. 886 34

Councilmember Mullen moved that the Council adopt a resolution supporting S.B. 886 relating to a five hundred dollar maximum for Municipal Court fines. The motion, seconded by Councilmember Cooke, carried by the following vote:

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

Prior to the vote, Ms. Ruby Goodwin asked about the five hundred dollar maximum and what it would apply to. Mr. Albert DeLaRosa, Assistant City Attorney, told her it will comply to Class C misdemeanors which are violations of a City ordinance. If someone violates a City ordinance they can be prosecuted in Municipal Court for that violation and the judge can assess a penalty up to \$200.00 at this point in time. This bill would authorize the Municipal Court judge to assess a penalty of up to \$500.00. It just increases the amount of the fine someone can be assessed for violation of an ordinance. It does not expand their jurisdiction, just the amount of fine they can levy."

6TH YEAR CDBG FUNDS

Council had before it for consideration committing 6th Year CDBG funds to be used by the Austin Redevelopment Authority exclusively for housing rehabilitation within the Guadalupe and Rainey Street Neighborhood Areas and instructing the Human Services Department to take whatever actions necessary to include this commitment within the 6th Year CDBG Contract with the Authority.

Mayor Pro Tem Trevino stated, "At my request I had asked staff to prepare a formal motion so we could rectify the problems arising from the Council's intent last February in allocating some monies to do some rehabilitation in the areas of Rainey Street and Guadalupe, the so called French Legation area. I do have a motion prepared but before I take such action I want to ask Mr. Herrera ...in the motion, we are making a stipulation for the monies allocated to ARA, that priorities be given to these two areas. I'd like to know how many homes we are going to be talking about in the general allocation to ARA."

Mr. Herrera said the area consists of 21 units in the Rainey Street area and 71-73 units in the Guadalupe area. We have on the Agenda for next week a recommendation to consider approving 100 units for the remaining six months of the year. This is \$950,000 with \$9,500 per unit. Mayor Pro Tem Trevino said if Council wants to proceed with rehabilitation in priority, no first come first served, there would be sufficient money to serve the two target areas. Mr. Herrera said yes, but in the existing contract it would be clearly stipulated that that is what you want. Mayor Pro Tem Trevino said, "Now that we have established that we would have enough

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money to rehab these houses in these two target areas, do we have enough time to be able to do this much work between now and the end of the program year?" Mr. Herrera said the amount recommended has been negotiated with ARA in the remaining time. This does not mean all the work will be completed but it can be encumbered and gotten into line.

Councilmember Himmelblau asked, "Going back to the time we thought we were allocating the \$422,000 could we find out where those monies were spent because I think Mr. Trevino and I thought it was going to go to these neighborhoods." Mr. Herrera said the allocation was there all along "we had held it in abeyance and did not include in the original contract because at that time ARA was not working on reaching its goals on time. Later they proved to be more successful in being able to reach their goals so we brought that to the attention of the Council to go ahead and release and add this fund to their contract. At that point in time the issue came up about targeting funds and as we pointed out the director of the agency at that time was directed to return to Council with a report on how the priority could be given to these neighborhoods. That was not done. We had at that point instructed to add money to a contract, subsequently the amendment would have been done had the complete scenario been worked out. It never was." Councilmember Himmelblau said, "That was their executive director's fault as far as I am concerned. Mr. Trevino, if it would meet with your approval I would ask the City Manager's office to come back next week with a full report on the City's progress with housing rehabilitation since we will be looking at the contract next week." Mayor Pro Tem Trevino said we need to take a look at what options are available to us and determine if we should continue as we have in the past or look at some other methods of trying to meet the problem.

More discussion followed.

Mr. Gilbert Guerrero, EACEDC, said he does not want the people penalized.

Council unanimously agreed to bring this back next week.

COMMUNITY CROSSROADS HOME

Council had before it for consideration amending the 1980-81 Operating Budget by appropriating \$3,700 from the General Fund ending balance to provide support for Community Crossroads Home.

Mayor Pro Tem Trevino asked if there was any new information since last week. Mr. Carlos Herrera, Director of Human Services, said there is no change in their consideration to not fund Community Crossroads Home.

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Mrs. Robinson, representing Community Crossroads Home, asked what the findings of the City are. Mr. Herrera explained that the records have been checked and found the funds to be incorrectly managed. He said there should be some guarantee the organization can handle funds in the future, before the City commits itself to financial support.

Motion

Mayor Pro Tem Trevino moved that the Council deny the request for \$3,700 from General Fund ending balance to provide support for Community Crossroads Home. The motion was seconded by Councilmember Mullen. The roll was not called.

AGENDA ITEMS TO BE BROUGHT BACK

Mayor McClellan requested her two items be brought back for action next week:

1. Request a report from the City Manager regarding alternatives for extension of wastewater service to existing areas in the City limits such as Angus Valley which are currently on septic tanks.
2. Request a report from the City Manager on Cherry Creek area drainage problems and options for immediate action.

AGENDA ITEM POSTPONED

The following resolution will be considered at a later date:

Consider appointing members of a Citizen Technical Task Force for Alternatives Analysis of major transit options for Austin.

ADJOURNMENT

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Council adjourned its meeting at 10:45 p.m.

APPROVED

Carole Beckman Melillo
Mayor

ATTEST:

Graeme Monice
City Clerk