



Austin City Council MINUTES For

OCTOBER 31, 1991 - 1:00 P.M.

MEETING CALLED TO ORDER - 1:00 P.M.

Mayor Todd called to order the meeting of the Council, noting the presence of all Councilmembers.

MINUTES APPROVED

1. Approved Minutes for Regular Meeting of October 17, 1991; and Special Meeting of October 16, 1991.

On Councilmember Larson's motion, Councilmember Garcia's second, 6-0 Vote, Mayor Pro Tem Urdy out of the room.

1:00 P.M. - CITIZEN COMMUNICATIONS

2. Mr. Charles Weeks presented a progress report on the National Model Detoxification Pilot Program.
3. Mr. David Van Os discussed Austin Cablevision issues.
4. Mr. Richard Trachtenberg discussed the Balcones Canyonland Conservation Plan.
5. Mr. Steve Swanson discussed bidding and procurement procedures for the construction industry.
6. Mr. Kirk Becker to explain how the dog loves us. Not present.
7. Mr. Lance Winters addressed the issue of liability at the Lions Municipal Golf Course and similar municipal golf courses in Austin.
8. Mr. Leonard Lyons, to discuss communication to and from Council. Not present.
9. Mr. Henry Ratliff discussed Austin opportunities.
10. Mr. David Elliott discussed current City issues.
11. Mr. Charlie Waits, to discuss ethics. Not present.

ITEMS CONTINUED FROM PREVIOUS MEETINGS

12. Approved supplemental amendment #6 to the Professional Services Agreement with Espey-Huston & Associates, Austin, Texas, to provide additional engineering services for the South Austin Outfall, including pre-design studies, and design phase services, in the amount of \$121,988, for a total contract amount of \$927,650.82. (Funding included in C.I.P. 443-237-0749.) [Continued from October 10, 1991 - No Citizen Sign Up.]

On Councilmember Reynolds' motion, Councilmember Larson's second, 4-3 Vote, Mayor Todd, Councilmembers Garcia and Nofziger voted No.

Councilmember Nofziger had made a motion, seconded by Councilmember Garcia to delay action and include this as part of a work session and include in the 1992 spring bond election. This was the main motion, the substitute motion, above, passed, so no vote was taken on this motion.

ORDINANCES

13. Approved second/third readings of an Ordinance amending Chapter 13-2 of the Austin City Code rezoning property locally known as 6109-6211 S. Congress Avenue and 100-110 North Bluff Drive, Case No. C14-91-0030, from "SF-3" to "GR", HALF-VAST ENTERPRISES, INC., by R.S. Milner. First reading on June 27, 1991; Vote 5-0, Councilmembers Epstein out of the room and Reynolds absent. Conditions met as follows: Conditional Overlay incorporates conditions imposed by Council.

On Councilmember Epstein's motion, Councilmember Reynolds' second, 7-0 Vote.

14. Approve second/third readings of an Ordinance amending Chapter 13-2 of the Austin City Code rezoning property locally known as 4712 to 4720 South Congress Avenue, Case No. C14-91-0077, from "CS", "SF-3" to "CS", RESOLUTION TRUST CORP. FOR CONTINENTAL SAVINGS ASSOC., by DJ-X, Inc. First reading on October 10, 1991; Vote 7-0. Conditions met as follows: Conditional Overlay incorporates conditions as imposed by Council. A street deed satisfying the right-of-way dedication requirement has been executed.

Pulled off agenda.

15. Approved third reading of an Ordinance amending Chapter 13-2 of the Austin City Code rezoning property locally known as 7356-7550 Fireoak Drive, Case No. C14-91-0050, from "DR" to "SF-1", RESERVE GROUP LTD., by Carlson Engineering, Co. First and second readings on August 1, 1991; Vote 7-0.

16. Approved third reading of an Ordinance amending Chapter 13-2 of the Austin City Code rezoning property locally known as 7537-7545 Fireoak Drive and 10601-10605 Skyflower Drive, Case No. C14-91-0051, from "DR" to "SF-1", RESERVE GROUP LTD., by Carson Engineering, Co. First and second readings on August 1, 1991; Vote 7-0.

#15-16 on Councilmember Epstein's motion, Councilmember Reynolds' second, 7-0 Vote.

17. Amended the 1991-92 Operating Budget by appropriating \$40,422 from the Contingency Reserve to Public Works and Transportation Department to fund an unexpected increase in contract custodial services. (Related to Item 18)

On Councilmember Garcia's motion, Councilmember Epstein's second, 6-0 Vote, Councilmember Reynolds abstained.

RESOLUTIONS

18. Approved termination of a current contract with K-B Contract Cleaning, Inc., Austin, Texas, and approve execution of an eleven (11) month service agreement with JANI-KING, Austin, Texas, for custodial services at sixteen (16) Health and Human Service facilities, in an amount not to exceed \$258,852, with one (1) twelve (12) month extension option in an amount not to exceed \$282,384, for a total amount not to exceed \$541,236. (Funding in the amount of \$221,000 included in the 1991-92 budget for the Building Services Division, Public Works and Transportation Department; \$40,422 contingent upon approval of budget amendment; extension option is subject to availability of funds.) Second low bid of seven (7). 0% MBE, .5% WBE Subcontractor participation. (Related to Item 17)

On Councilmember Garcia's motion, Councilmember Epstein's second, 6-0 Vote, Councilmember Reynolds abstained.

19. Approved execution and negotiation of a contract award with EASTMAN KODAK, San Antonio, Texas, for a twelve (12) month chemistry analyzer/reagent rental agreement for Brackenridge Hospital, in an amount not to exceed \$184,099, including the option to extend thereafter for up to three (3) additional twelve (12) month periods, in an amount not to exceed \$184,099 per extension, for a total amount not to exceed \$736,396. (Funding included in the 1991-92 Operating Budget of Brackenridge Hospital.) Best proposal of three (3). The prime did not identify any subcontracting opportunities. Reference No. BC0-300.

20. Approved execution of four (4) twelve (12) month supply agreements for the purchase of tires with the following vendors: YOUNGBLOOD GENERAL TIRE, Austin, Texas, in an amount not to exceed \$115,000; WALKER TIRE COMPANY, Austin, Texas, in an amount not to exceed \$161,000; PURCELL TRUCK AND TIRE CENTER, Austin, Texas, in an amount not to exceed \$79,000; A to Z TIRE CO., Austin, Texas, in an amount not to exceed \$220,000, for a total amount not to exceed \$575,000, including the option to extend the agreement for two (2) additional twelve (12) month periods in the amounts of \$115,000; \$161,000; \$79,000; and \$220,000 respectively per extension, for a total amount not to exceed \$1,725,000. (Funding included in the 1991-92 Operating Budget for the user departments. Each department will be charged appropriately as it purchases tires.) Low bids of four (4). The prime did not identify any subcontracting opportunities.
21. Approved execution of a twelve (12) month supply agreement with ARNOLD OIL COMPANY, Austin, Texas, for the purchase of antifreeze for winterization of City vehicles and equipment, in an amount not to exceed \$40,000, including two (2) twelve (12) month extension options, in an amount not to exceed \$40,000 per extension, for a total amount not to exceed \$120,000. (Funding for these stock items is included in the 1991-92 Operating Budgets for the user departments. Each department will be charged appropriately as it withdraws items from the central stores.) Single bid. The prime did not identify any subcontracting opportunities. Reference No. 10850-1RH.
22. Approved execution of amendments to contracts for weatherization assistance for low income Austin residents with the following vendors: AUSTIN WEATHERIZATION, Austin, Texas; WEATHER-RITE OF AUSTIN, Austin, Texas; TIM'S CONSTRUCTION-SIGNS AND BARRICADES, Austin, Texas; and VALDEZ REMODELING COMPANY, Austin, Texas, to increase the amount of each contract in an amount not to exceed \$27,000, twenty-five (25%) of the original contract amount, and to add a minimum of twenty-two (22) homes to be completed by each contractor for a total amount not to exceed \$135,000 per contract and a total minimum of one hundred twelve (112) homes to be completed by each contractor. (Funding included in Brown & Root Conservation Fund, Direct Weatherization Program.)
23. Authorized repayment to the U.S. Department of Housing and Urban Development (HUD) for ineligible Section 8 payments, in the amount of \$97,882. (Funding included in the 1990-91 Operating Budget of the Department of Planning and Development.) Recommended by Housing Subcommittee.
24. Approved execution of an option to extend the contract with Prudential Health Care Plan, Inc., a/k/a PruCare of Austin, for health maintenance organization services for the benefit of City

employees, for one (1) additional contract year, in the estimated amount of \$3,150,000. (Funding in the amount of \$2,316,216 included in the 1991-92 Employee Benefit Fund; \$833,784 will be requested in the 1992-93 budget.)

#19-24 on Mayor Pro Tem Urdy's motion, Councilmember Nofziger's second, 7-0 Vote.

25. Authorize negotiation and execution of an Interlocal Agreement with Travis County to provide Homecare services to eligible County residents, and Utilization Review of hospital billings for the Travis County Rural Medical Assistance Program (RMAP) through September 30, 1992, with three (3) twelve (12) month options. (Funding provided by Travis County Human Services.)

Postponed to November 7, 1991

26. Authorized application for and acceptance of a Community Services Block Grant in the amount of \$377,588 from the Texas Department of Housing and Community Affairs for delivery of basic needs services through the City's seven (7) neighborhood centers and five (5) rural neighborhood centers operated by Travis County. (No City match required.)
27. Set a public hearing on an appeal by Dorcas Calvert of the Building Standards Board order to demolish the building located at 3515 East 12th Street. Date and time: November 21, 1991 at 4:30 p.m.
28. Set a worksession to review scope, Board and Commission and public input schedule for a potential Spring, 1992 Bond Election. Date and time: November 20, 1991 at 2:00 p.m. (Wednesday)

#26-28 On Mayor Pro Tem Urdy's motion, Councilmember Nofziger's second, 7-0 Vote.

PUBLIC HEARINGS AND APPROVAL OF ORDINANCES/RESOLUTIONS

29. 5:00 P.M. - Approved an Ordinance creating a Tax Abatement Reinvestment Zone for approximately 7.7 acres of land in the Santiago Del Valle Grant, Abstract #24, in Travis County, Texas, with frontage on the 2200 block of Grove Blvd. in southeast Austin (Photronics Inc.) [Mayor Pro Tem Charles Urdy and Mayor Bruce Todd]

On Mayor Pro Tem Urdy's motion, Councilmember Reynolds' 5-0 Vote, Councilmembers Epstein and Nofziger out of the room.

30. Approved a Resolution authorizing execution of a Tax Abatement Agreement with Photronics. (80% abatement for improvements over a seven (7) year period.)

On Mayor Pro Tem Urdy's motion, Councilmember Reynolds' second, 5-0 Vote, Councilmembers Epstein and Nofziger out of the room.

31. 6:30 P.M. - Full purpose annexation for Walnut Creek Business Park, Scofield Farms/North Shields, Canyon Ridge/Jester Estates, Great Hills, Barton Creek Greenbelt, Maple Run Outparcels.

Public hearing closed, on Councilmember Reynolds' motion, Councilmember Nofziger's second, 5-0 Vote, Mayor Pro Tem Urdy and Councilmember Epstein out of the room.

ITEMS FROM COUNCIL

32. Approved establishing a bicycle and pedestrian only night during the 1991 Trail of Lights program. (Councilmember Michael "Max" Nofziger)

On Councilmember Nofziger's motion, Councilmember Garcia's second, 6-0 Vote, Mayor Pro Tem Urdy out of the room.

Councilmember Reynolds asked that the Bicycle Task Force look at this to determine safety for cyclists at the event and on their way home. Mayor Todd said, "We need the Parks Board to look at this for their comments, also."

33. Adopted a Resolution declaring December 1, 1991, a "Day Without Art and a Night Without Light" in conjunction with World AIDS Day, and pledging to support the activities of this project. (Councilmember Michael "Max" Nofziger)

On Councilmember Nofziger's motion, Councilmember Epstein's second, 6-0 Vote, Mayor Pro Tem Urdy out of the room.

34. Direct the City Manager to fund the installation of banners during March 1-13 for the South by Southwest Conference. (Councilmembers Michael "Max" Nofziger and Gus Garcia)

Discussion but no action.

35. Approved a Resolution appointing Louise Nivison as a Member Emeritus of the Parks and Recreation Board. (Councilmember Ronney Reynolds)

On Councilmember Reynolds' motion, Councilmember Epstein's second, 7-0 Vote.

36. Approved an Ordinance amending Chapter 11-2 of the Austin City Code to allow the designation of streets on which the operation of certain trucks is prohibited. (Councilmember Bob Larson and Mayor Pro Tem Charles Urdy)

On Councilmember Larson's motion, Councilmember Reynolds' second, 5-0 Vote, Mayor Pro Tem Urdy and Councilmember Garcia out of the room.

37. Review and approve procedures for Financial Services to submit to Council a listing of price agreements (on contracts) by extension options on a rolling six month basis. (Councilmember Ronney Reynolds)

Discussed, no motion needed.

38. Approved a Resolution supporting the Dick Nichols grant application to the Texas Parks and Wildlife Department and changed the language from "abled and disabled children" to "all children, including those with disabilities". (Mayor Bruce Todd and Councilmember Gus Garcia)

On Councilmember Reynolds' motion, Councilmember Epstein's second, 6-0 Vote, Councilmember Nofziger out of the room.

39. Approved an Ordinance amending the 1991-92 C.I.P. Budget to include sewage effluent lines projects for the Morris Williams golf course and Jimmy Clay golf course. (Councilmembers Gus Garcia and Michael "Max" Nofziger)

Pulled off agenda.

42. The City Council directed the City Manager to create a plan for safely facilitating the world's largest Halloween party, and that such plan be brought back to the Council for review in time for the 1992 Halloween Celebration. (Councilmember Louise Epstein)

On Councilmember Epstein's motion, Councilmember Larson's second, 4-2-0 Vote, Mayor Todd and Councilmember Garcia voted No, Councilmember Nofziger out of the room.

A motion, by Councilmember Garcia, seconded by Councilmember Nofziger to delete the last three WHEREAS paragraphs, FAILED by a vote of 3-3 with Councilmembers Epstein, Larson and Reynolds voting No, Mayor Pro Tem Urdy abstained.

EXECUTIVE SESSION (No Public Discussion on These Items)

The Mayor announced that Council would go into Executive Session, pursuant to Article 6252-17, Texas Revised Civil Statutes Annotated, to discuss matters of land acquisition, litigation, and for personnel matters. No final action, decision, or vote by the City Council will be taken on any subject or matter unless specifically listed on the agenda for this meeting.

40. Personnel Matters: Section 2, Paragraph g

Discussion of annual Performance Review/1992 Compensation and Benefits package of the City Clerk.

ACTION ON THE FOLLOWING

41. Authorized and approved the City Clerk's 1992 Compensation and Benefits Package.

Raised 7 1/2% effective October 1, 1991. On Councilmember Nofziger's motion, Councilmember Garcia's second. 5-0 Vote, Mayor Pro Tem Urdy and Councilmember Epstein out of the room.

SPEAKERS AT THE END OF THE DAY

Robert Singleton, Al St. Louis, Ron Moore, and Chan Snyder.

ADJOURN

The meeting was adjourned at 7:22 P.M.

ADDENDUM

October 31, 1991 Austin, Texas, City Council Meeting

ITEMS FROM COUNCIL (continued) *to direct the*

- City Council*
42. ~~Direct the City Manager to instruct the Convention Center Department, Parks and Recreation Department and Police Department to create a plan for safely facilitating the world's largest Halloween party, and that such plan be brought back to the Council for review in time for the 1992 Halloween Celebration. (Councilmember Louise Epstein)~~

4-2-9
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whereas H's
3-3 Failed*

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NOTE: The above item will be considered under its respective category, but follows the last number posted on the Austin, Texas, City Council Agenda for October 31, 1991.

POSTED: October 28, 1991
12:55 p.m.

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