



Austin City Council MINUTES

For

FEBRUARY 13, 198~~7~~⁶ - 1:00 P.M.

Council Chambers, 307 West Second Street, Austin, Texas

City Council

Frank C. Cooksey
Mayor

John Treviño, Jr.
Mayor Pro Tem

Council Members
Mark Rose
Smoot Carl-Mitchell
Sally Shipman
George Humphrey
Charles E. Urdy

Jorge Carrasco
City Manager

Elden Aldridge
City Clerk

Memorandum To:

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

MINUTES APPROVED

The Council, on Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, approved minutes of regular meeting of February 6, 1986 and special meetings of February 4 & 5, 1986. (4-0 Vote, Councilmembers Rose, Urdy and Mayor Pro Tem Trevino out of the room.)

CITIZENS COMMUNICATIONS

Mr. Rick Iverson, who had requested to speak, did not appear.

Mr. Roger Baker spoke against an Outer Loop, Part I.

Ms. Brooks Kasson discussed the Austin Transportation Study, as well as Mr. David D. Dobbs.

Ms. Margarine G. Beaman discussed changing classroom space to open office space to effectively operate training center.

WATERSHED INTERIM DEVELOPMENT CONTROLS

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Carl-Mitchell's second, passed through SECOND READING ONLY of an ordinance amending Ordinance No. 850905-J (Interim Development Controls for the Onion, Bear, and Little Bear Watersheds) to provide for approval of exemptions from requirements imposed thereby. (4-3 Vote, Councilmembers Humphrey and Shipman and Mayor Cooksey voted No.)

CONSENT ORDINANCES

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

Operating Budget Amendment

Amended the FY 1985-86 Annual Operating Budget by transferring \$5,422 previously appropriated to the Capital Area Food Bank to Dr. Donald Baumann of the University of Texas for completion of the "Interagency Program Serving the Homeless", and authorizing a contract for said purposes.

Construction Along the Lakes

Amended Chapter 9-10-15 and 9-10-78 of the Austin City Code to allow the Parks and Recreation Board authority to grant variances to regulations governing construction along the lakes.

Employee's Retirement System

Amended Ordinance No. 821118-G to reduce the number of City Council members on the Employees' Retirement System Board from two to one and to add a City Council appointed retired employee member to the Board.

Amended Ordinance No. 821118-G to allow members of the Employees' Retirement System to receive credit for certain previous service under the Firemen's Relief and Retirement Fund.

Zoning Ordinances

Passed through second and third readings of ordinances amending Chapter 13-2 and 13-2(A) of the Austin City Code (Zoning Ordinance) to cover the following changes:

STANLEY P. SMITH	5909-6017 McCarty Lane	From Interim "SF-2"
By Carl E. Newsome	(6-1 Vote, Mayor Cooksey voted No.)	to "GR"
C14-85-248		

LAKELAND JOINT	2305, 2411, 2715	From Interim "RR"
VENTURE	R.M. 620 North	to "GO"
By Brad Burns	(4-3 Vote, Councilmembers Humphrey, Carl-Mitchell and	
C14-85-173	Shipman voted No.)	

Zoning Ordinances

Amended Chapter 13-2 and 13-2(A) of the Austin City Code (Zoning Ordinance) to cover the following changes:

JOHN SIMMONS By Melinda Longtain C14r-84-525	12613-12925 I.H. 35 North and proposed Parmer Lane	From Interim "RR" to "CS" & "LI"
JOHN SIMMONS By Melinda Longtain C14r-84-523	Proposed Parmer Lane East	From Interim "SF-2" & Interim "RR" to "CS"
NORTH LAMAR AREA STUDY By Office of Land Development Services C14-85-149 (part)	An area generally bounded by Howard Ln. on the north, I.H. 35 on the east, Braker Ln. & Kramer Len. on the south & Burnet Road on the west.	From Interim "RR" Interim "SF-2" and Interim "SF-3" to "RR" & "MF-2"

FIRST READING ONLY (4-3 Vote, Councilmembers Humphrey, Carl-Mitchell and Shipman voted No.)

CONSENT RESOLUTIONS

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

Release of Easements

Authorized release of the following easement: The Drainage Easement of record in Volume 8824, Page 744 of the Travis County Real Property Records and located on Lot 32, Block A, Cherry Creek Subdivision. (Request submitted by the Real Estate Division of the Public Works Department.)

Change Order

Approved the following change order: In the amount of \$28,988.03 to Wright-Hankey, Inc. for the Calcasieu Building Remodeling. (10% increase of the original contract.)

Contracts Approved

Approved the following contracts:

- | | |
|--|---|
| a. SCIENTIFIC ATLANTA, INC.
% Len T. Deloney Company
1900 Mistywood Drive
Austin, Texas | - CAPITAL IMPROVEMENTS PROGRAM -
Radio Energy Management System,
Electric Utility Department
Total \$115,120.00 C.I.P. No.
84/12-04 |
|--|---|

- b. ANTHONY BROTHERS CONSTRUCTION CO. - CAPITAL IMPROVEMENTS PROGRAM -
4200 Marathon Boulevard
Austin, Texas
Sitework, Foundations, Manholes,
Prefab Metal Building, Fencing
and Underground Ductline for Patton
Lane Substation, Electric Utility
Department
Total \$253,172.22 C.I.P. No.
85/16-06
- c. Bid award: - CAPITAL IMPROVEMENTS PROGRAM -
Padmount Transformers, Electric
Utility Department
Total \$778,260.00 C.I.P. No.
86/15-01
- (1) TECHLINE, INC. - Items 1, 2, 3, - \$269,710.00
8750 Shoal Creek Boulevard
Austin, Texas
- (2) TEMPLE, INC. - Items 5-10 - \$508,550.00
3900-J Drossett
Austin, Texas
- d. Bid award: - CAPITAL IMPROVEMENTS PROGRAM -
Insulators and Hardware, Electric
Utility Department
Total \$307,752.75 C.I.P. Nos.
85/13-12 & 85/13-03
- (1) SOUTHWAY ELECTRIC UTILITY, - Bid Schedules 1c, 2, 3 -
INC. \$294,404.65
9705 Beck Circle
Austin, Texas
- (2) TECHLINE, INC. - Bid Schedule 4 -
8750 Shoal Creek Boulevard \$13,348.10
Austin, Texas
- e. TEMPLE, INC. (WBE) - Station Post Insulators, Electric
3900-J Drossett Utility Department
Austin, Texas Items 1 & 2 - \$109,677.75
86-0083-OM
- f. R. C. RODRIGUEZ, INC. - Modifications to the 7th Floor of
2214 South First Street, of Brackenridge Hospital for
Austin, Texas renovation to the Renal Dialysis
Unit, Public Works Department
Total \$79,083.00 86-C055-JJ
- g. AUSTIN ROOFING MAINTENANCE - Reroofing the Electric Department
12131 Roxie Drive Administration, Public Works
Austin, Texas Department
Total \$36,800.00 86-C063-JJ

- h. AT&T INFORMATION SYSTEMS
3721 Executive Center Dr. #200
Austin, Texas - Telecommunications System,
Resource Management Department
Total \$137,973.25 85-S985-FW
- i. GENERAL ELECTRIC COMPANY
8101 Cameron Road, Suite 201
Austin, Texas - Radio Communications and
Telemetry Captive parts, Vehicle
and Equipment Services Department
Total \$45,000.00 86-S227-BD

Home Chemical Clean Up & Collection Day

Approved designating April 26, 1986 as Home Chemical and Clean Up Collection Day.

Item Postponed

Postponed indefinitely is consideration of approval of a request for the South Austin Growth Corridor MUD to provide 17 LUEs for temporary out-of-district water service.

1986 Work Program

Approved the Work Program for 1986, as required by the Program Evaluation Ordinance.

Acquisition of Southern Pacific Rail Line

Approved an Interlocal Agreement between the City of Austin and Capital Metro for acquisition, operation, and management of the Southern Pacific Rail Line.

Authorized expenses related to the acquisition of railroad right-of-way for Southern Pacific Rail Line.

Item Postponed

Postponed until February 20, 1986 is consideration of a policy in favor of preparing zoning studies for the assignment of permanent zoning to properties upon their annexation into the City limits.

Public Hearings Set

Set the following public hearings:

- a. Austin Arts Plan: February 27, 1986 at 5:00 p.m.
- b. General Topic Areas for the 12th Year CDBG Program:
March 20, 1986 at 5:00 p.m.

HAZARDOUS MATERIAL STORAGE

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, waived the requirement for three readings and finally passed Part I of an ordinance amending Chapter 9-10, Rivers, Lakes and Water Courses, Article VI, Hazardous Materials Storage and Registration to enhance enforcement expedite implementation and clarify relation to new state law. (7-0 Vote, Part II will be considered on February 20, 1986.)

ZONING ORDINANCE

The Council, on Councilmember Rose's motion, Councilmember Urdy's second, passed through SECOND READING ONLY of an ordinance amending Chapter 13-2 and 13-2(A) of the Austin City Code (Zoning Ordinance) to cover the following changes: (4-3 Vote, Councilmembers Shipman, Carl-Mitchell and Humphrey voted NO.)

NORTH LAMAR AREA STUDY 11400-11402 Tedford
By Davison Properties
C14-85-149

From Interim "RR"
Interim "SF-2" and
Interim "SF-3" to "CS"

ITEM POSTPONED

Postponed until February 27, 1986 (after sub-committee meeting) is consideration of leasing City owned property to the Blackland Community Development Corporation for construction of low-cost rental housing.

STANDARD UTILITY AGREEMENT

The Council, on Councilmember Shipman's motion, Councilmember Carl-Mitchell's second adopted a resolution entering into the Standard Utility Agreement with the State Department of Highways and Public Transportation for utility relocation for U.S. Highway 290 and Proposed Loop 1 South (MoPac). (6-0 Vote, Mayor Pro Tem Trevino out of the room.)

ITEMS FROM COUNCIL

Economic Impact of Water and Energy Conservation

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, approved a study concerning the Economic Impact of Water and Energy Conservation Businesses. (4-0 Vote, Mayor Pro Tem Trevino, Councilmembers Rose and Urdy out of the room.)

Council Subcommittee on the Comprehensive Plan

The Council, on Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, approved establishing a Council Subcommittee on the Comprehensive Plan and appointed Councilmembers Shipman, Carl-Mitchell and Rose as members of the Subcommittee. (4-0 Vote, Mayor Pro Tem Trevino, Councilmember Rose and Urdy out of the room.)

Task Force

The Council, on Councilmember Shipman's motion, Councilmember Humphrey's second, approved formation of a task force to reassess the charge and structure of the Commission for Women. (5-0 Vote, Councilmember Urdy and Mayor Pro Tem Trevino out of the room.)

Public Hearing Set on Use of Proceeds from Brown & Root

The Council, on Councilmember Shipman's motion, Councilmember Humphrey's second, set a public hearing for March 13, 1986 at 5:00 p.m. on consideration of reducing electric rates by approximately 7% using proceeds of the first year Brown & Root Settlement monies and savings resulting from updated fuel cost projections. (5-0 Vote, Mayor Pro Tem Trevino and Councilmember Urdy out of the room.)

ANNEXATION HEARING

Mayor Cooksey opened the public hearing set for 3:00 p.m. on annexation of approximately 316 acres in the vicinity of Riddle Road and Brodie Lane. C7a-86-001. No one appeared to be heard.

Motion

The Council, on Councilmember Rose's motion, Councilmember Carl-Mitchell's second, closed the public hearing and approved approximately 316 acres in the vicinity of Riddle Road and Brodie Lane. C7a-86-001. (5-0 Vote, Councilmember Urdy out of the room, Mayor Pro Tem Trevino abstained.)

CITY MANAGER REPORT ON IMPACT OF GRAMM-RUDMAN

Virginia Rutledge, Director of Finance, presented the City Manager report on Impact of Gramm-Rudman on municipal government pertaining to the City of Austin. She went over several areas and said there are still a lot of unknowns.

RECESS

Council recessed its meeting from 3:37 to 4:15 p.m.

EXECUTIVE SESSION

Mayor Cooksey announced Council would go into executive session pursuant to Article 6252-17, Texas Revised Civil Statutes Annotated, to discuss appointments to the Comprehensive Plan Steering Committee. Any action to be taken will be done in open meeting.

PUBLIC HEARING - APPEAL OF PLANNING COMMISSION DECISION

Mayor Cooksey opened the public hearing set for 4:00 p.m. on an appeal from Ms. Patricia A. Gregory of the Planning Commission decision regarding 8.56 acre tract located at the intersection of South I.H. 35 and Battle Bend Boulevard. (Case No. RZ-85-086)

Pat Gregory explained the Apple Dodge application. She said their business would add about 1,000 trips a day, but it would not infringe upon the adjoining neighborhood. She said test driving would occur on the frontage road and not in the neighborhood. The issue is the placement of the driveways, two being on Battle Bend.

Steve Hay, engineer, discussed the drainage problem and said they had taken out one driveway it would have created a flooding situation.

Bernard Levitan said the neighborhood would like two driveways on I.H. 35 and none on Battle Bend.

Laura Fairbanks and Joan Davis, who both live on Battle Bend, said there is already too much traffic there and no sidewalks for people to walk upon.

Pat Gregory summed up her presentation and said there are adjacent dealerships on smaller areas.

Motion

Councilmember Shipman made a motion, seconded by Councilmember Carl-Mitchell to deny the appeal and uphold the Planning Commission recommendation on the site plan with no access to Battle Bend.

Substitute Motion - FAILED

Mayor Pro Tem Trevino offered a substitute motion, seconded by Councilmember Urday to grant appeal and limit to one driveway on Battle Bend. Motion FAILED by a vote of 3-4 with Councilmember Carl-Mitchell, Councilmembers Humphrey, Rose and Shipman voting No.

Roll Call on Motion

5-2 Vote, with Councilmember Urday and Mayor Pro Tem Trevino voting No.

BOARD & COMMISSION REPORTS

A progress report was presented on Comprehensive Watershed Ordinance Technical Review Committee and Mayor Cooksey wants a public hearing on March 13, 1986. (No time was set.)

RECESS

Council recessed its meeting from 5:00 to 5:25 p.m.

ZONING HEARING

Mayor Cooksey opened the public hearing set on the following zoning case. Council heard, closed the public hearing and passed through FIRST READING ONLY of an ordinance as follows:

-85	SAN GABRIEL,	2901-2903 San	From Tr. 1 - "LO"
303	LIMITED	Gabriel	Tr. 2 - "MF-2"
	By Jim Nias	912-916 West 29th	Tr. 3 - "MF-3"
		907-911 West 30th	To Tr. 1 - "GR"
			Tr. 2 - "GR"
			Tr. 3 - "SF-3"
			NO RECOMMENDATION
			<u>GRANTED - FIRST READING</u>

(On Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, 4-0 Vote, Mayor Pro Tem Trevino, Councilmember Rose out of the room.)

RECESS

Council recessed its meeting from 5:30 to 6:25 p.m.

WEST BULL CREEK TRANSMISSION LINE

Councilmember Rose introduced an item to Council to consider directing the City Manager regarding the West Bull Creek Transmission Line location between Mesa Drive and Loop 360. It was stated the developer will put the line down Spicewood Springs Road.

APPOINTMENTS TO COMPREHENSIVE PLAN STEERING COMMITTEE

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Shipman's second, made the following appointments to the Comprehensive Plan Steering Committee: Oscar Rodriguez, Mike Guerrero, Rich Chavana, Subino Renteria, Diane J. Harrison, William T. Tetch, Jean Mather, Judy Young, Dan Rogers, Mike McHone, Frank Cimino, Robin Abrams. (4-0 Vote, Councilmember Urday, Mayor Pro Tem Trevino and Councilmember Rose out of the room.)

PUBLIC HEARINGS ON APPEALS

Mayor Cooksey opened the public hearings set for 6:00 p.m. on an appeal from Ms. Linda Salinas of the Planning Commission's decision concerning a Special Permit for Congress 25 LTD. C14p-85-032; and on an appeal from Ms. Linda Salinas of the Planning Commission's decision on Special Permit Case No. C14p-85-033, a 276 unit apartment project at 5100 South Congress. (Council reconsideration)

Mrs. Hartman showed slides and said the site is a poor one for apartments. She said flooding could occur and it is not a good area for children. She wants commercial. Howard Lynch said the addition of apartments would cause too much traffic. Rosalinda Salinas, president, Fairview Estates Neighborhood, said they would like an office strip. Betsy Buchanan, Steve Amos and Mrs. Childers all reiterated the above. Betty Edgemond wants a "C" project.

John Harris, representing the applicant, spoke in favor of the apartments. Fred Dennick an engineer, said they will make improvements along Ramble Lane. Bill Brown, representing Congress 25 LTD. spoke about the merits of his plan and asked Council to deny the appeal.

Motion

The Council, on Councilmember Shipman's motion, Councilmember Humphrey's second, upheld the previous decision of the Council and denied the Special Permit. (5-2 Vote, Councilmember Urdy and Mayor Pro Tem Trevino voted No.)

Motion

The Council, on Councilmember Humphrey's motion, Councilmember Shipman's second, closed the public hearing and granted the appeal, using Criteria 1 and 9, from Ms. Linda Salinas of the Planning Commission's decision. (4-3 Vote, Councilmember Urdy, Mayor Pro Tem Trevino and Councilmember Carl-Mitchell voted No.)

ZONING CASE POSTPONED

The following zoning case has been postponed to June 5, 1986 at 4:00 p.m.:

-84 E.E. BOYD &
476 NANCY BOYD
By Thomas L. Luth

1701 Matthews Lane
7233 Manchaca Road

From "Tr.1: I-SF-3"
"Tr.2: RR"
To "LR,LI & LO"
NO RECOMMENDATION

ZONING HEARING

Mayor Cooksey opened the public hearing on the following zoning case. Council heard, closed the public hearing and passed through FIRST READING ONLY, the following:

-85	CITY OF AUSTIN	Generally bounded on	From "GR". "LI", "SF-3"
244	By Office of Land	the north by McNeil	"I-SF-2". I-LI
	Development	Drive Council Bluff	"SF-2" & "MF-2"
	Services	Drive, proposed	To Appropriate Zoning
	(GOLDEN TRIANGLE)	Parmer; on the east	NOT RECOMMENDED
		El Camino Road,	RECOMMENDED "IP" & "LI"
		Palfrey Drive, Leaf	GRANTED "RR" - FIRST READING
		Lane, Burnet Road;	<u>FOR 1, 2, 15 & 16</u>
		on the south by U.S.	
		183, and on the west	J.W. Small Tract will be
		by Conrad Road.	considered on 3/6 @ 4 p.m.

(On Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, 7-0 Vote)

ADJOURNMENT

Council adjourned its meeting at 8:35 p.m.