



Austin City Council MINUTES

For NOVEMBER 6, 1986 - 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 absence of Councilmember Carl-Mitchell.

MINUTES APPROVED

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Humphrey's second, approved minutes for regular meetings of October 23 & 30, 1986 and special meetings of October 28 & 29, 1986. (4-0 Vote, Councilmember Carl-Mitchell absent, Councilmembers Shipman and Urdy out of the room.)

SIGN ORDINANCE

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Urdy's second, passed through SECOND READING of an ordinance amending Chapter 13-2A (Zoning) and 13-13 (Advertising and Signs) to adopt comprehensive sign regulations. (6-0 Vote, Councilmember Carl-Mitchell absent.)

ZONING ORDINANCE

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Urdy's second, passed through SECOND AND THIRD readings of the following ordinances amending Chapter 13-2 and 13-2A of the Austin City Code (Zoning Ordinance) to cover the following changes: (6-0 Vote, Councilmember Carl-Mitchell absent.)

PAISANO PROPERTIES	3311-3341 Paisano	From "SF-2" to
By Armbrust & Brown	Trail	"SF-4A" & "RR"
C14-86-133		

Second and third readings. First reading on
July 31, 1985, (5-0). Mayor Pro Tem John Trevino, Jr.
and Councilmember Smoot Carl-Mitchell absent. No
conditions to be met. (6-0 Vote, Councilmember Carl-Mitchell absent)

11/6/86

THREE POINTS JOINT 15251-15321 I.H. 35 From Interim "SF-2"
VENTURE and 15151-15221 to "CS"
By Armbrust & Brown FM 1825
C14r-85-270

Second and third readings. First reading on
December 5, 1985, (6-0). Councilmember Smoot Carl-
Mitchell absent. Conditions to be met as follows:
Right-of-way on F.M. 1825 and Grand Street has been
dedicated by street deed.

OAK HILL UNITED 7815 Highway 290 From "DR" to
METHODIST CHURCH West "LO"
C14r-86-173

Second and third readings. First reading on
August 28, 1986. (6-0). Councilmember Mark Rose out of
room at roll call. Conditions have been met as follows:
Development restricted to that shown on site plan
attached as Exhibit to the ordinance and right-of-way
to be dedicated by street deed.

The Council, on Mayor Pro Tem Trevino's motion, Councilmember
Urduy's second, passed through THIRD reading of the following ordinances
amending Chapter 13-2 and 13-2A of the Austin City Code (Zoning
Ordinance) to cover the following changes: (4-2-0 Vote, Councilmembers
Shipman and Humphrey voted NO, Councilmember Carl-Mitchell absent.)

CITY OF AUSTIN Hwy. 71 West From Interim "RR"
C14-85-288.54 to "LR" & "NO"

Third reading only. Second reading on October 16,
1986, (4-3). Councilmembers Sally Shipman, George
Humphrey and Smoot Carl-Mitchell voted "NO". Conditions
have been met as follows: Restrictive covenant in-
corporating conditions imposed by Council has been
executed.

JOHN REYNOLDS 1100 Block of Bluff From "SF-2" to
& ASSOC., INC. Bend Drive "SF-6" & "LO"
C14-86-040

Third reading only. Second reading on October 30,
1986, (Tr. 1 4-3) (Tr. 2 7-0). Councilmembers Smoot
Carl-Mitchell, Sally Shipman and George Humphrey voted
"NO". Conditions have been met as follows: Restrictive
covenant incorporating conditions imposed by Council
has been executed.

ITEM POSTPONED

Postponed to November 13, 1986 was consideration of establishing the date of the bond election and establish the propositions in the form of a ballot. This item will also be included in the work session on November 12, 1986.

CONSENT ORDINANCES

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Humphrey's second, waived the requirement for three readings and finally passed the following ordinances in one consent motion: (6-0 Vote, Councilmember Carl-Mitchell absent)

Meetings Cancelled

Approved cancelling all Council Meetings for the weeks of November 24-28, 1986, December 22-26, 1986 and December 29, 1986 through January 2, 1987.

Item Postponed

Postponed to November 13, 1986 is consideration of authorizing and approving the creation of a nonprofit corporation for the purpose of developing and implementing a parkland acquisition program; approving articles of incorporation; approving the initial bylaws thereof; and appointing the initial directors thereof.

Zoning Ordinance

Amended Chapter 13-2 and 13-2A of the Austin City Code (Zoning Ordinance) to cover the following changes: (6-0 Vote, Councilmember Carl-Mitchell absent.)

WINNIE M. STEPHENS 12200 Jekel Circle From "SF-3" to "LI"
C14-84-511

Heard and granted April 4, 1985, (6-0). Conditions have been met as follows: Right-of-way on Jekel Circle has been dedeicated by street deed.

CONSENT RESOLUTIONS

The Council, on Councilmember Humphrey's motion, Mayor Pro Tem Trevino's second, adopted the following resolutions in one consent motion: (6-0 Vote, Councilmember Carl-Mitchell absent)

Release of Easements

Authorized release of the following easements:

- a. A portion of a public utility easement on Lot 1, Timberline Amended, 1300 Spyglass Drive. (Request submitted by Andrew Wells Engineers, Inc.)
- b. An electric easement of record in Volume 659, page 561, Travis County Real Property Records insofar as it affects that certain 5.02 acre tract of land out of the Wilkerson Sparks Survey #4 and the David Thomas Survey #1. (Request submitted by Robert B. Baldwin III, and Jannis S. Baldwin)

Eminent Domain Proceedings

Authorized eminent domain proceedings to acquire an electric transmission easement over the following tract of land owned by Lewis Little for the Circuit 3125; Lytton Springs to Trading Post Project as follows:

- a. 4.17 acres out of a 114.28 acre tract described in the deed recorded in Volume 332, page 106, of the Deed Records of Travis County, Texas.

Capital Improvements Program

Authorized eminent domain proceedings to acquire 25,705 square feet of land in fee simple for Phase III, William Cannon extension, more particularly described as follows (C.I.P. No. 76/62-12)

- a. 8,847 square feet out of the Second Amended Plat of Mausoleum Complex No. 2; and
- b. 2,444 square feet out of a certain 3.08 acre tract of land out of the First Amended Plat of Mausoleum Complex No. 2; and
- c. 7,940 square feet out of the remaining portion of the Second Amended Plat of Mausoleum Complex No. 2; and
- d. 6,474 square feet out of a certain 3.08 acre tract of land out of the First Amended Plat of Mausoleum Complex No. 2.

Contracts Approved

Approved the following contracts:

- a. STAKER CONSTRUCTION
2700 County Road #172
Round Rock, Texas
 - CAPITAL IMPROVEMENTS PROGRAM -
Community Development District
No. 18 Street and Drainage
Improvements, Public Works
Department
Total \$688,334.30 C.I.P. Nos.
75/62-20, 83/22-03 & 86/23-33
- b. DON E. PHILLIPS, INC.
8000 Blue Goose Road
Manor, Texas
 - CAPITAL IMPROVEMENTS PROGRAM -
Installation of Underground
Electric Distribution Facilities
for Milwood Section 30-B, Electric
Utility Department
Total \$29,496.14 C.I.P. No.
87/15-01

Radio Communications Equipment

Approved a twelve (12) month agreement for Radio Communications Equipment to Motorola Communications, Inc. (\$1,704,852.00), Radio Communication Engineering (\$186,162.00), General Electric Company (\$53,720.00) and APW Electronics, Inc. (WBE) (\$33,943.00). Total amount \$1,978,677.00.

Pipe Line License Agreement

Approved entering into a Pipe Line License Agreement with the Southern Pacific Transportation Company (SOPAC) for the placement of a ten inch (10") wastewater main line across SOPAC's right-of-way to serve the proposed Scofield Farms Area.

Utility Joint Use Agreement

Approved entering into a Utility Joint Use Agreement with the State Department of Highways and Public Transportation for the relocation of water and wastewater utilities at the bridge on R.M. 2222 at Shoal Creek and the intersection of R.M. 2222 and Shoal Creek Boulevard.

Downtown Commission

Approved clarifying the role and composition of the Downtown Commission.

Public Hearing Set

Set a public hearing on the following: Affordable Housing Subcommittee Report: November 13, 1986 at 6:00 P.M.

PUBLIC HEARING SET - MINORITY AND WOMEN OWNED BUSINESS PROCUREMENT

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Urdy's second, set a public hearing on a minority and women owned business procurement ordinance: December 11, 1986 at 6:00 p.m. (6-0 Vote, Councilmember Carl-Mitchell absent.)

ITEM POSTPONED

Postponed for two weeks was consideration of amendment to the North Travis County M.U.D. #1,2 & 3 Consent Agreement.

INTENT TO ZONE PROPERTY

The Council, on Councilmember Shipman's motion, Councilmember Humphrey's second, adopted a resolution concerning City Council intent to zone property included in the City initiated zoning area studies if conditions of zoning are not satisfied in six (6) months. (6-0 Vote, Councilmember Carl-Mitchell absent.)

ITEM POSTPONED

Postponed to November 12, 1986 is consideration of appointment of members to the Select Committee on Services and Spending.

CITIZEN COMMUNICATIONS

Mr. Hal Klein did not appear. Mr. Bill Howell discussed FM 1826 regarding Slaughter to 190 West. (Councilmember Rose requested the issue be put on the next Planning Commission agenda and then brought back to Council for action.) Mr. Lloyd B. Amos discussed waiver of electrical fees. Mr. Laurence Miller and Ms. Viola Palomba did not appear.

ORDINANCE ADOPTING C.I.P.

The Council, on Councilmember Rose's motion, Councilmember Urdy's second, approved sending to Urban Transportation Commission and Planning Commission, for review, a proposal to add to the Capital Improvements Program, improvements along Slaughter Lane to FM 1826, and then bring it back to Council as soon as possible. (5-0 Vote, Councilmember Carl-Mitchell absent, Mayor Cooksey out of the room.)

DENIAL OF REQUESTS FOR WAIVERS

The Council, on Councilmember Shipman's motion, Councilmember Humphrey's second, waived the requirement for three readings and

finally passed an ordinance denying the following requests for waivers from the provisions of Ordinance No. 860717-A, the Right-of-Way Dedication and Reservation Ordinance, on staff's recommendation:

- a. 13110 Research Boulevard (Sonesta West) - J. Patrick Roeder
- b. 7901 Cameron Road - Andrew Guzman
- c. 89-1-8917 Research Boulevard - Russell Mackenson

CEMETERIES

The Council, on Councilmember Humphrey's motion, Councilmember Urdy's second, waived the requirement for three readings and finally passed an ordinance amending certain provisions of Ordinance No. 830616-C, Cemeteries. (5-0 Vote, Mayor Cooksey out of the room, Councilmember Carl-Mitchell absent.)

CITY MANAGER REPORT - ALCOHOL SALES IN CITY PARKS

The City Manager Report on alcohol sales in City Parks was presented by Tracy Watson, Assistant Director of OLDS. He said the report was in response to Councilmember Shipman's request concerning the sale of alcoholic beverages at Lake Long Park during the Aqua Fest. She had asked if there were alternatives without re-zoning. Mr. Watson said the City Manager has three options: (1) Temporary beverage permits; (2) "CS-1" with restrictions; and, (3) Amend "P" Public to allow alcohol sales under conditional use.

Council directed that this be included for discussion at the November 18, 1986 work session.

ZONING ORDINANCES

The Council, on Councilmember Shipman's motion, Councilmember Rose's second, PASSED THROUGH SECOND READING of an ordinance amending Chapter 13-2 and 13-2A of the Austin City Code (Zoning Ordinance) to cover the following changes: (5-0 Vote, Mayor Cooksey out of the room, Councilmember Carl-Mitchell absent.)

WSLA DEVELOPMENT CORP.	10500, 10600, 10602	From "SF-2" to
By Thomas J. Ellis	10704, 10706, 10900	"GR" & "CH"
C14r-86-118	Pecan Park Road	

Second reading. First reading on August 28, 1986, (5-0, Mayor Pro Tem Trevino and Councilmember Rose out of the room at roll call.) Conditions to be met as follows: Development restricted to that shown on site plan attached as Exhibit to the ordinance and restrictive covenant incorporating conditions imposed by Council has been executed. Right-of-way on R.M. 620 North and U.S. Highway 183 North has been dedicated by street deeds.

The Council, on Councilmember Shipman's motion, Councilmember Rose's second, passed through SECOND READING of an ordinance amending Chapter 13-2 and 13-2A of the Austin City Code (Zoning Ordinance) to cover the following changes: (5-0 Vote, Mayor Cooksey out of the room, Councilmember Carl-Mitchell absent.)

WSLA DEVELOPMENT CORP.	10501-12701 Pecan Park	From "SF-2" & "DR"
By Thomas J. Ellis	Road	to "GR" & "GO"
C14r-86-119		

Second reading. First reading on August 28, 1986, (5-0 Vote, Mayor Pro Tem Trevino and Councilmember Rose out of the room at roll call. Conditions have been met as follows: Development restricted to that shown on site plan attached as exhibit to the ordinance and restrictive covenant incorporating conditions imposed by Council has been executed. Right-of-way on R.M. 620 and U.S. Highway 183 north has been dedicated by street deeds.

ZONINGS POSTPONED

Postponed to November 13, 1986 were the following zoning cases:

- (1) C14-r-86-187 STANLEY J. WILLIAMS INTERESTS
- (2) C14-86-161 GEORGE S. NALLE III

RECESS

The Council recessed its meeting from 2:45 p.m. to 4:05 p.m.

PUBLIC HEARING - HILL COUNTRY ROADWAY CORRIDOR

Mayor Pro Tem Trevino opened the public hearing set for 4:00 p.m. on amending Chapter 13-2A to add Southwest Parkway (Boston Lane) as a Hill Country Roadway and providing other requirements and criteria for development within the Hill Country Roadway Corridor.

No one appeared to speak at the hearing.

Motion

The Council, on Councilmember Humphrey's motion, Councilmember Urdy's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance amending Chapter 13-2A-1227, 13-2A-5188 and 13-2A-5189 adding Southwest Parkway (Boston Lane) as a Hill Country Roadway and providing other requirements and criteria for development within the Hill Country Roadway Corridor. (5-0 Vote, Councilmember Shipman out of the room, Councilmember Carl-Mitchell absent.)

APPEAL SET

The Council, on Councilmember Urdy's motion, Councilmember Humphrey's second, at the request of Mr. Tony Bokich, set a public hearing on an appeal of the denial of Site Development Permit Application 7694 at 8310-8320 Hwy. 71 West, Nelms Bradshaw Commercial Tract, for November 20, 1986 at 5:00 p.m. (5-0 Vote, Councilmember Shipman out of the room, Councilmember Carl-Mitchell absent.)

EXECUTIVE SESSION

Mayor Cooksey announced 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 official action of the City Council will be taken unless they are specifically listed on the agenda.

- a. Pending Litigation - Section 2, Paragraph e.
 - (1) City of Austin v. Austin Cablevision
- b. Land Acquisition - Section 2, Paragraph f.
 - (1) Town Lake Parkland
 - (2) Sumiken Building
 - (3) MOC
- c. Personnel Matters - Section 2, Paragraph g.
 - (1) Benefits Packages of Council Appointees

RECESS

Council recessed for executive session at 4:15 p.m. and resumed its recessed meeting at 7:15 p.m.

HEARING POSTPONED

Postponed to November 13, 1986 at 4:30 p.m. was the 4:30 p.m. public hearing on consent to creation of Senna Hills MUD.

CITY'S TOURISM PROGRAM

Council had before them for consideration the creation of a non-profit organization to administer the City's tourism program.

Councilmember Shipman told Council the name of the organization should be Austin Convention and Visitor Bureau, Inc. The board should consist of 15 members: 8 from the community-at-large and 7 from a variety of tourism and convention-related business's. She also suggested the minority market corporations should have 1/4¢ of 1¢ of tourism funds.

Motion

Councilmember Shipman made a motion, to pass through FIRST READING only an ordinance creating a non-profit organization to administer the City's tourism program. Councilmember Humphrey seconded the motion.

Jim Bell and Steve Howser spoke favoring the ordinance. Blake Alexander, Rick Meyer, Philip Creer, and Daryl Glasco said a small portion should go toward historic preservation. Ron Paynter, president, Hotel/Motel Association, spoke to Council.

Roll Call on Motion

6-0 Vote, Councilmember Carl-Mitchell
absent

Consideration of an ordinance to extend the contracts for tourism and convention promotion was postponed to November 13, 1986.

PUBLIC HEARING - EXEMPTIONS FROM THE SITE PLAN REQUIREMENT

Mayor Cooksey opened the public hearing set for 5:00 p.m. amending Chapter 13-2A to provide for exemptions from the site plan requirement of compatibility standards for small projects (1000 square feet or 25% of existing square footage whichever is less).

Tracy Watson, Assistant Director of OLDS, explained. He said no more than one building permit for any site will be issued in a two year period.

Michael Curry and Dorothy Richter spoke.

Motion

The Council, on Councilmember Shipman's motion, Councilmember Humphrey's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance amending Chapter 13-2A to provide for exemptions from the site plan requirement of compatibility standards for small projects (1000 square feet or 25% of existing square footage whichever is less). (5-0 Vote, Councilmember Urdu out of the room, Councilmember Carl-Mitchell absent.) There was an attachment which stipulates this be reviewed by the Planning Commission in one year from the date of ordinance.

PUBLIC HEARING - APPEAL

Mayor Cobksey opened the public hearing set for 6:00 p.m. on an appeal of Mr. Don C. Roberts of the Planning Commission's decision regarding Case No. CSW-86-108.

Marie Gaines, OLDS, reviewed.

A man from the Shoalcrest Neighborhood Association said he protests a 750 square foot addition to the Senior Citizen Center for shelling pecans because there is not enough parking space for participants. Harvey Jones also spoke against, and Mr. Brendan Kenny presented a petition against.

Mrs. O.B. Connelly spoke for the center. Susan Toomey Frost read a letter supporting the waiver against. John Clements and Al Dalton, members of the board of the Senior Citizen Center spoke in favor of the addition.

Motion

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Humphrey's second, closed the public hearing, and will vote on the issue on November 13, 1986.

ADJOURNMENT

Council adjourned its meeting at 9:03 p.m.