



Austin City Council MINUTES

For JUNE 26, 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 Councilmembers Rose and Urdy, who entered the Council Chamber later.

MINUTES APPROVED

The Council, on Councilmember Humphrey's motion, Councilmember Carl-Mitchell's second, approved the minutes for the regular meeting of June 19, 1986. (5-0 Vote, Councilmember Rose and Urdy absent.)

CITIZEN COMMUNICATIONS

Mr. John Joseph discussed a building permit for the property located at 5801 Whitebrook Drive.

Mr. Dean Langston discussed cable contract with the City.

Mr. James Pinedo did not appear.

Mr. Don Trepagnier discussed painting the Green Water Treatment Plant as the Yellow Rose of Texas.

Mr. Tom Fitzpatrick did not appear.

Ms. Barbara H. Cilley discussed waste-to-energy facility.

Mr. Steve Sawyer discussed waste to energy plant.

Mr. Chip Harris talked about enlarging space at the North Village Library. Council directed the City Manager to get reports from Library Director and Library Commission concerning 1000 square feet of additional space.

Mr. Larry Akers did not speak.

Ms. Karen Williams discussed North Lamar Corridor improvements.

OLD BUSINESS CONSENT ORDINANCES

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

Zoning Ordinances

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

- | | | | |
|-----|------------------------|--------------|-------------|
| (1) | RONALD P. BROOKS | 12210-12212 | From "SF-3" |
| | By Terrence Lang Irion | Pecan Street | to "LI" |
| | C14-85-185 | | |

Second and third readings. First reading on September 5, 1985, (6-0). Councilmember Mark Rose out of room. Conditions have been met as follows: Subject to 45 feet of right-of-way from centerline of McNeil Road and up to 40 feet of right-of-way from centerline of Pecan Street.

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|-----|-----------------------------|--------------------------|-------------|
| (2) | WILLIAM & JEAN HEATH, ET AL | 12207, 12201 - | From "SF-3" |
| | By Terrence Lang Irion | 12129 Pecan St. | to "LI" |
| | C14-85-183 | 12204-12212 Jekel Circle | |

Second and third readings. First reading on September 5, 1985, (6-0). Councilmember Mark Rose out of room. Conditions have been met as follows: Subject to 40 feet of right-of-way from centerline of Jekel Circle and Pecan Street.

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|-----|------------------------|-----------------|--------------|
| (3) | WILLIAM W. OATES | 7119 McNeil | From "A" 1st |
| | By Terrence Lang Irion | 12209 Pecan St. | (SF-3) |
| | C14-85-164 | | to "LI" |

Second and third readings. First reading on September 5, 1985, (6-0). Councilmember Mark Rose out of room. Conditions have been met as follows: Development is subject to 40 feet of right-of-way from centerline of Jekel Circle and up to 45 feet of right-of-way from centerline of McNeil Road.

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|-----|------------------------|--------------|-------------|
| (4) | DAVID R. BOONE | 12130-12220 | From "SF-3" |
| | By Terrence Lang Irion | Pecan Street | to "LI" |
| | C14-85-184 | | |

Second and third readings. First reading on September 5, 1985, (6-0). Councilmember Mark Rose out of room. Conditions have been met as follows: Development is subject to 40 feet of right-of-way from centerline of Pecan Street.

6/26/86

- (5) W. PATRICK MCLEAN, TRS. 3604-3606 From "SF-6"
BY MINTER, JOSEPH & Clawson Road to "MF-2"
THORNHILL
C14-85-342

Second and third readings. First reading on January 9, 1986, (6-0). Mayor Pro Tem John Trevino, Jr. absent. Conditions have been met as follows: Limited to no more than two (2) units on this tract.

- (6) CITY OF AUSTIN Braker Lane at From Interim
By Office of Land proposed North "SF-2"
Development Services MoPac Extension to "IP" &
C14-85-244(4) "LI"

Second and third readings. First reading on January 30, 1986, (7-0). Conditions have been met as follows: Restrictive Covenant incorporating conditions imposed by Council has been executed.

Item Postponed

Postponed until July 3, 1986 is consideration of the third reading of an ordinance releasing certain territory from Austin's Extra-Territorial Jurisdiction.

Right-of-Way Dedication and Reservation

Passed through second reading of an ordinance establishing right-of-way dedication and reservation policy for the City, providing requirements and amending the subdivision ordinance accordingly.

SHARED MEDICAL CONTRACT

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Urdy's second, adopted a resolution approving an amendment to the Shared Medical Contract for installation of software at an estimated cost of \$336,000.00. (7-0 Vote)

DISCHARGE PERMITS

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Urdy's second, adopted a resolution authorizing opposition to all discharge permits from package treatment plants within the City of Austin extra-territorial jurisdiction that do not meet the suggested guidelines outlined in the Comprehensive Watershed Ordinance. (7-0 Vote)

CONSENT ORDINANCES

The Council, on Councilmember Urdy'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)

Bond Sale

Approved the award and sale of City of Austin Combined Utility Systems Revenue Bonds, Series 1986B.

Resolution Adopted

Adopted a resolution authorizing execution of the Paying Agent/Registrar Agreement in relation to the City of Austin Combined Utility Systems Revenue Bonds, Series 1986B.

Amended the 1985-86 Annual Operating Budget by:

- a. Reapportioning \$2,500,000.00 from the Conservation Fund Resource Management to the following programs:

- (1) Residential Rebates - \$600,000.00
- (2) Direct Weatherization - \$500,000.00
- (3) Residential Wholehouse - \$200,000.00
- (4) Commercial Incentives - \$600,000.00
- (5) Program Evaluation - \$300,000.00
- (6) Commercial Lighting - \$300,000.00

Contract Revenue Bonds

The following were passed on a 5-0 Vote with Mayor Cooksey and Mayor Pro Tem Trevino abstaining:

Approved \$22,900,000.00 in Contract Revenue Bonds for the Village at Western Oaks Municipal Utility District.

Approved \$30,900,000.00 in Contract Revenue Bonds for the Southland Oaks Municipal Utility District.

Approved \$20,900,000.00 in Contract Revenue Bonds for the Maple Run at Austin Municipal Utility District No. 1.

Release of Easement

Authorized release of the following easement:

The 15' Public Utility Easement retained at the vacation of a portion of Howard Lane in Ordinance No. 840927-0 and Quitclaim Deed in Volume 8896, Page 106 and Volume 9345, Page 292 of the Travis County Real Property Records.

Historic Properties

Approved adoption of a nonsubstantive revision of the provisions in Ordinance No. 780413-V pertaining to partial exemption of certain historic properties from ad valorem taxation.

Watershed Ordinance Waivers

Approved Comprehensive Watersheds Ordinance Waivers.
6-1 Vote, Mayor Cooksey voted No.)

Health Department Service Charges

Approved revising the sliding fee scale used to determine charges for certain Health Department services, and to standardize its use in two additional programs.

UT Shuttle Bus Routes

Approved proposed route changes for the University of Texas Shuttle Bus System.

Urban Transportation

Amended the Urban Transportation Commission Ordinance.

Item Postponed

Postponed consideration of adopting a Revised Deferred Compensation Ordinance.

Speed Zones

Amended the Austin City Code to modify the following speed zones: (Seven separate ordinances)

- a. SECTION: 11-2-99(d) (School Speed Zone) 20 mph

ADD: Village Square Drive from Nuckols Crossing Road to Pleasant Valley Road South

- b. SECTION: 11-2-100(a) 35 mph

DELETE: MoPac Boulevard (Loop 1) East and West Service Roads from Barton Springs Road to South City Limits

- c. SECTION: 11-2-100(a) 35 mph

ADD: MoPac Boulevard (loop 1) East and Service Roads from mile point 16.005 (Barton Springs Road) to mile point 16.106 (Columbus/Rollingwood Drive)

- d. SECTION: 11-2-100(b) 40 mph

ADD: MoPac Boulevard (Loop 1) East and West Service Roads from mile point 16.106 (Rollingwood/Columbus Drive) to mile point 16.659 (1040.16 feet south of the centerline of R.M. 2244)

e. SECTION: 11-2-100(c) 45 mph

ADD: MoPac Boulevard (Loop 1) East and West Service Roads from mile point 16.659 to mile point 16.913 (1040.16 feet south of the centerline of R.M. 2244 to 1341.12 feet south of the centerline of R.M. 2244)

f. SECTION: 11-2-100(b) 40 mph

DELETE: Burleson Road from Ben White Boulevard east (3600 Block) to South City Limits (Montopolis Drive) (6200 Block)

g. SECTION: 11-2-100(a) 35 mph

ADD: Burleson Road from Todd Lane to Montopolis Drive

h. SECTION: 11-2-100(b) 40 mph

DELETE: Teri Road from South Pleasant Valley Road to Nuckols Crossing Road

i. SECTION: 11-2-100(a) 35 mph

DELETE: Teri Road from East Service Road of I.H. 35 to South Pleasant Valley Road

ADD: Teri Road from East Service Road to I.H. 35 to Nuckols Crossing Road.

j. SECTION: 11-2-100(a) 35 mph

ADD: Lakeshore Boulevard south from Riverside Drive east to Pleasant Valley Road south

k. SECTION: 11-2-99(d) (School Speed Zone) 20 mph

ADD: Palo Blanco Lane from Nuckols Crossing Road to Acacia Drive

l. SECTION: 11-2-99(g) (School Speed Zone) 30 mph

ADD: Nuckols Crossing Road from 200 feet north of Palo Blanco Lane to 200 feet south of Village Square Drive

Arts Commission

Amended Chapter 10-2, Sections 10-2-2(a) and 10-2-6 of the code of the City of Austin, as amended, to change the composition of the Arts Commission.

Contract Revenue Bonds

Approved agreement regarding facilities to be financed with contract revenue bonds between the City of Austin and Village at Western Oaks Municipal Utility District. (6-0 Vote, Mayor Cooksey abstained.)

CONSENT RESOLUTIONS

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

Release of Easement

Authorized release of the following easement:

- a. The 10' Public Utility Easement on Lot 2, Meadowcreek on Manor Road at Creekwood Road. (Request submitted by Cooper Brothers, Inc. on behalf of Manor Road Investment Company)

License Agreements

Approved entering into the following license agreements:

- a. To allow the encroachment of a brick retainer wall into the public right-of-way of Sausalito Drive adjoining Lot 68, Block A, Great Hills X, 10206 Sausalito Drive. (Request submitted by Mr. Larry Locke, owner)
- b. To allow the encroachment of retainer walls into the public right-of-way of Capital Parkway in Treemont Subdivision Phase B-1. (Request submitted by Espey, Huston and Associates on behalf of the property owners.)
- c. To allow the encroachment of landscaping and pavers into the public right-of-way adjoining Block 30, Original City of Austin. (Request submitted by Mr. Terry Bray on behalf of Crow-Gottesman-Buchanan #6)

Capital Improvements Program

Approved acquisition of a 0.828 acre (36,067.97 square feet tract of land for the purpose of U.S. Highway 183 (Protective Acquisition) right-of-way. C.I.P. No. 85/62-01.

Approved acquisition of 36.67 acres of parkland along Walnut Creek. C.I.P. No. 83/86-25

Approved modifying the lease agreement with Texas Center Associates for conversion of a conference room on the 9th Floor of One Texas Center into a computer room for the Public Works Department.

Contracts Approved

Approved the following contracts:

- a. GENERAL ELECTRIC COMPANY SUITE
1550 Northeast Loop 410, Ste. 206
San Antonio, Texas
 - CAPITAL IMPROVEMENTS PROGRAM -
Three (3) 345KV Potential
Transformers, Electric Utility
Department
Item 1 - \$53,550.00 C.I.P. No.
82/16-04
- b. HENKELS & MCCOY, INC.
4220 Justin Road
Lewisville, Texas
 - CAPITAL IMPROVEMENTS PROGRAM -
Construction of Overhead Electric
Distribution Facilities for Murfin
Road north to Big Horn Drive,
Electric Utility Department
Total \$60,064.35 C.I.P. No.
86/14-02
- c. HENKELS & MCCOY, INC.
4220 Justin Road
Lewisville, Texas
 - CAPITAL IMPROVEMENTS PROGRAM -
Construction of Overhead Electric
Distribution Facilities for FM 969
and Hunters Bend Reconductor,
Electric Utility Department
Total \$26,956.02 C.I.P. No.
86/14-02
- d. CAPITAL EXCAVATION COMPANY
P. O. Box 1301
Austin, Texas
 - CAPITAL IMPROVEMENTS PROGRAM -
Construction of TSM - Isolated
Intersection Improvements Anderson
Mill Road at U.S. 183 and Spicewood
Springs Road, Public Works
Department
Total \$291,979.90 C.I.P. No.
85/62-56
- e. TRI-LEVEL CORPORATION
1825 Fortview Road #114
Austin, Texas
 - CAPITAL IMPROVEMENTS PROGRAM -
Construction of TSM - Airport
Boulevard Corridor Improvements at
Manor Road, Public Works Department
Total \$104,439.34 C.I.P. No.
85/62-56
- f. GCA CONSTRUCTION, INC.
7600 Chevy Chase Drive
Austin, Texas
 - CAPITAL IMPROVEMENTS PROGRAM -
Construction of South Austin
Service Center, Public Works
Department
Total \$3,013,000.00 C.I.P. Nos.
79/60-01 & 77/11-04

- g. Southwest Metrotrans
3909 East Overton Road
Dallas, Texas
 - A Fourteen (14) Passenger Bus for Handicapped Persons, Vehicle & Equipment Services Department
Total \$35,775.00 86-0276-QM
- h. FRELL, INC.
1313 Corn Products Road
Corpus Christi, Texas
 - A 3000 Gallon Vacuum Tank, Vehicle & Equipment Services Department
Item No. VT-1 - \$35,438.10
- i. ANAQUEST
2005 West Beltline Highway
Madison, Wisconsin
 - Inhalation Anesthetic, Brackenridge Hospital
Twelve (12) Month Contract
Total \$41,976.00 BS6-135

Approach Mains

Approved the following approach mains:

- a. 392 Ganzert Park II-Amend. 4 (Water)
- b. 630 Vigil Caskey Tract (Water)
- c. 769 West Rim (Water)
- d. 852 Robert Wilson U.S. 183 Tr. (Water)
- e. 853 Robert Wilson U.S. 183 Tr. (Wastewater)
- f. 858 Forest No. Estates 11.8 Ac. (Water)
- g. 859 Forest No. Estates 11.8 Ac. (Wastewater)
- h. 860 Forest No. Estates 13.69 Ac. (Water)
- i. 861 Forest No. Estates 13.69 Ac. (Wastewater)
- j. 872 Springwoods East Ph. B (Water)
- k. 873 Springwoods East Ph. B (Wastewater)
- l. 876 Ross Venture Office Build (Water)
- m. 880 Silberberg Tract (Water)
- n. 881 Silberberg Tract (Wastewater)
- o. 913 Alamo Steel A (Water)
- p. 914 Alamo Steel A (Wastewater)
- q. 915 Alamo Steel B (Water)
- r. 953 Rainbow Properties (Water)
- s. 954 Rainbow Properties (Wastewater)
- t. 955 Ganzert Park II-Amend. 4 (Wastewater)
- u. 996 West Rim (Wastewater) City Cost Participation, \$22,260.00
- v. 1004 T.I. Tract (Wastewater)
- w. 1038 Foxwood Square (Water)
- x. 1047 HEB No. 16 (Wastewater)
- y. 1068 15 Ac. William Cannon Tr. (Wastewater)
- z. 1093 Wormley Tract (Water)
- aa. 1094 Wormley Tract (Wastewater) City Cost Participation, \$9,646.00

The amount of LUE's approved for wastewater commitment does not guarantee service in the event that the flows to affected treatment plants exceed legally permitted flows, and does not imply commitment for land use.

Item Withdrawn

Withdrawn from the agenda was a resolution to consider determining winner and runner-up of the Affordable House Design Competition.

Law Firm Retained

Approved retaining the law firm of Bickerstaff, Heath, and Smiley to assist the Legal and Electric Utility Departments in matters relating to the City's natural gas supply. (In excess of \$26,000

Travis County Water Control

Authorized acquisition of Travis County Water Control and Improvements District No. 12.

Utility Construction Agreement Postponed

Authorizing first amendment to Utility Construction Agreement between the City of Austin, Texas and Northtown Municipal Utility District was postponed to July 3, 1986.

Items Postponed

Postponed until July 3, 1986 was resolution to consider entering into an agreement with Louie's on the Lake for the use of Walsh Boat Landing.

Postponed until July 3, 1986 was consideration of the transfer of equipment and furnishings from the City of Austin to Austin Minority Economic Development Corporation (AMEDC).12

Standard Rehabilitation Program

Adopted revisions to the Policy Guidelines for the Standard Rehabilitation Program.

Senior Lunch Program

Approved applying for and accepting funding for the Austin/Travis County Senior Luncheon Program in the amount of \$394,688.00 for FY 86-87.

Item Postponed

Postponed to July 3, 1986 is consideration of recommendation of the Hospital Advisory Board.

Public Hearings Set

Set public hearings on the following:

- a. Dedication of a 20' Sanitary Sewer Easement and Temporary Construction Easement across Onion Creek Park: July 31, 1986 at 2:30 p.m.
- b. Dedication of a drainage easement on Onion Creek Greenbelt: July 31, 1986 at 2:45 p.m.
- c. Dedication of a 15' permanent easement and a 30' temporary working easement for the construction of wastewater approach main across a portion of a Northeast District Park: July 31, 1986 at 3:00 p.m.
- d. Proposed amendments to Section 3-3-1 and 3-3-5 of the City Code regarding "Vicious Dogs": July 3, 1986 at 6:00 p.m.
- e. An amendment to Chapter 13-2A (Zoning) relating to group homes and accessory apartments for elderly persons: July 17, 1986 at 3:00 p.m.
- f. Consider amending Zoning Ordinance (13-2A-5725) to make handicapped parking requirements consistent with State Standards: July 31, 1986 at 5:45 p.m.

Architectural Excellence Commission

Approved increasing the membership of the Architectural Excellence Commission from 7 to 9 members.

Lease Agreement

Approved adjustment to lease agreement for the ground lease from the City to Congress Associates; and parking lease from Congress Associates to the City.

Reinvestment Zone

Approved the 1986 Status Report relating to the Reinvestment Zone Number One, City of Austin, Texas, pursuant to the Texas Increment Financing Act of 1981, Article 1066e, Texas Revised Civil Statutes, as amended.

CAPITAL IMPROVEMENTS PROGRAM BUDGET

The Council, on Councilmember Shipman's motion, Councilmember Urdy's second, waived the requirement for three readings and finally passed an ordinance amending the 1985-86 Capital Improvements Program budget by:

- a. Transferring \$46,500.00 from the Convention Center Reserve Fund to the FY 85-86 CIP for the Department of Public Events Facilities in order to fund additional studies for phase 1 of the Civic Center Project. Total appropriations

for the Department of Public Events Facilities for
FY 85-86 will be \$890,500.00

AUSTIN ETHICS AND FINANCIAL DISCLOSURE ORDINANCE

Council had before them for consideration the second and third reading of a new City of Austin Ethics and Financial Disclosure Ordinance.

Motion

Councilmember Shipman made a motion to amend Section 2362, on page 12, "which was pulled at our first reading and we requested the Blue Ribbon Committee re-word that section to accomplish their objective. It is known as H1 on page 12. It says no city official or employee shall solicit or accept other employment to be performed or compensation to be received while still a City employee or official if the employment or compensation could reasonably be expected to impair independence in judgement or performance of City duties. That will allow a City employee to be upwardly mobile, should they decide a career change. This is in essence a moonlighting clause, which is the intent, I am told, as opposed to limiting City employees from making a job transition." Councilmember Rose seconded the motion. Motion passed by a vote of 7-0.

Motion

The Council, on Councilmember Rose's motion, Councilmember Urdy's second, passed through second reading of a new City of Austin Ethics and Financial Disclosure Ordinance as amended. (7-0 Vote)

LEASE AGREEMENT

Council had before them a resolution to consider entering into a lease agreement with Trammell Crow Company for office space for the Office of Economic Development and International Trade. The City Manager asked that they reject all bids because of some discrepancies.

Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, rejected all bids and directed the bids be re-done. (7-0 Vote)

CDBG PROGRAM GUIDELINES

The Council, on Councilmember Urdy's motion, Mayor Pro Tem Trevino's second, adopted a resolution adopting CDBG Program Guidelines for the Housing and Economic Development Fund. (6-0 Vote, Councilmember Shipman was out of the room.) COPY OF THE CHANGES SUGGESTED BY COUNCILMEMBER URDY IS ON FILE IN CITY CLERK'S OFFICE.

SOCIAL SERVICES AGENCY FUNDING POLICIES

Council had before them a resolution to consider adopting Social Services Agency Funding Policies.

Mayor Cooksey proposed, "that we give the Human Services Organization one on this and staff one, that we do set aside a special fund for mid-year funding, and that we, on the other hand, take the staff's recommendation that we have an AISD review."

Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, adopted a resolution adopting Social Services Agency Funding Policies as per the Mayor's suggestions. (7-0 Vote)

EXECUTIVE SESSION

Mayor Cooksey announced Council would go into Executive Session pursuant to Article 6252-17, Texas Revised Civil Statutes Annotated to discuss the following matters. No action of the Council will be taken except in open session.

Land Acquisition - Section 2, Paragraph f.

(1) Electric Utility Lease

(2) Municipal Office Complex

RECESS

Council recessed for executive session for 2:45 to 4:40 p.m.

MUNICIPAL OFFICE CONSOLIDATION

The Council, on Councilmember Rose's motion, Councilmember Carl-Mitchell's second, adopted a resolution selecting Henry S. Miller as the lease consultant for the Municipal Office Consolidation Project. (7-0 Vote)

ELECTRIC UTILITY LEASE

The Council, on Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, adopted a resolution approving an agreement to a 20 year lease/purchase of the Town Lake building by Sumikan for the Electric Utility Department. (7-0 Vote)

CONSULTANT SERVICES

The Council, on Councilmember Rose's motion, Mayor Pro Tem Trevino's second, adopted a resolution approving an amendment to contract with Skidmore, Owings and Merrill for consultant services in an amount not to exceed \$45,000.00. (7-0 Vote)

EXECUTIVE SESSION

Mayor Cooksey announced Council would go into executive session pursuant to Article 6252-17, Texas Revised Civil Statutes annotated to discuss the following matter. No action will be taken except in open session. (Council met with the members of the board for Capital Metro.)

Land Acquisition - Section 2, Paragraph f.

Acquisition of railroad right-of-way.

RECESS

Council recessed its meeting for executive session from 4:55 to 5:10 p.m.

RAILROAD RIGHT-OF-WAY

The Council had before them a resolution to consider approving acquisition of railroad right-of-way.

Mayor Cooksey asked Ms. Hicky of the Capital Metro board to state the understanding arrived at in executive session between the City of Austin and Capital Metro.

Ms. Hicky stated, "It is our understanding that the City of Austin is today assigning its interest as signatory in the option agreement with the Southern Pacific, which covers the Southern Pacific downtown properties. A copy of the option contract between the City of Austin and Southern Pacific is here and this is what you would be assigning that the City is the signatory on. That refers to the assignment of the downtown property. The second matter involves what is known as the Southern Pacific mainline which goes from Giddings to Llano and the Council has agreed that the share of the City contribution will be reduced, that the share of the Capital Metro contribution will be increased and that the revenues that are returned from the freight operation will reflect the percentage contributions made by the City and Capital Metro as they presently do in our inter-local agreement on revenues from any sales of the Southern Pacific mainline. We have also agreed that the inter-local agreement will correct, as revised by the staff, and by the City and Capital Metro, will correct the title to the property, the fashion in which the City wants to own the Southern Pacific mainline and it will also reflect that transit purposes will occur from Manor past Liberty Hill some 15 miles

for a total of 68 miles of transit service on the line....Those new percentages would be 81.4% of the Capital Metro contribution or some \$2,454,000 and some 19.6% for the City of Austin, or \$600,000.00."

Councilmember Carl-Mitchell stated for the record to advise the City Manager to advise staff to revise the interlocal agreement with Capital Metro to reduce the City's participation to 19.6% and that we assign or option to the Southern Pacific downtown property to Capital Metro and I assume the interlocal agreement will come back for our approval.

Motion

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Carl-Mitchell's second, adopted a resolution approving acquisition of the railroad right-of-way. (6-0 Vote, Councilmember Rose out of the room.)

AUSTIN WASTE-TO-ENERGY PROJECT

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, adopted a resolution authorizing the City Manager to enter into an agreement with Babcock and Wilcox Company in the amount of \$20,462,616.00 for the City of Austin Waste-To-Energy Project. (6-1 Vote, Councilmember Humphrey voted No.)

Friendly Amendment

Mayor Pro Tem Trevino offered a friendly amendment to choose an alternate site five miles east of Decker Power Plant because the City already owns 1875 acres there and 20 acres can be used for the plant.

Councilmember Carl-Mitchell said this should be looked into as well as transportation costs but that he would prefer the Hornsby Bend site.

CAPITAL IMPROVEMENTS PROGRAM

The Council, on Councilmember Rose's motion, Councilmember Carl-Mitchell's second, adopted a resolution approving the retention of law firm of Minter, Joseph & Thornhill for assistance in the acquisition of easements/properties needed for construction of the Govalle Wastewater Service Area Interception and Diversion System. (7-0 Vote)

PARTNERSHIP AGREEMENT

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Carl-Mitchell's second, adopted a resolution extending for 60 days the proposed JTPA PIC-CEO Partnership Agreement between the City, County and Private Industry Council (PIC). (7-0 Vote)

CONTRACT

The Council, on Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, adopted a resolution approving the following contract: (7-0 Vote)

CROTHALL AMERICAN, INC.
The Meadows at Interwood
14950 Heathrow Forest Pkwy.
Suite 130
Houston, Texas

- Consultant/Management House-
keeping Services, Brackenridge
Hospital
July 20, 1986 - September 30, 1987

APPOINTMENT OF MUNICIPAL COURT CLERK

The Council, on Mayor Pro Tem Trevino's motion, Mayor Cooksey's second, appointed Walter Stueck as Municipal Court Clerk. (7-0 Vote)

COMPREHENSIVE PLAN TASK GROUP

The Council, on Councilmember Shipman's motion, Councilmember Rose's second, adopted a resolution ratifying the City Manager's appointment of resource people to one of the Comprehensive Plan Task Groups - Land Development, as follows: (7-0 Vote)

Kenneth Benton, Bob Howell, Pat Malone, Jim Nias,
Alice Menassian, Donna Carter, Seth Searcy & Roy Bechtol

CITY MANAGER REPORTS

Four of the City Manager reports listed were presented at the June 25, 1986 meeting. Neighborhood Traffic Management Report and Status of Liberty Lunch reports were presented.

PUBLIC HEARING SET

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Humphrey's second, set a public hearing at the request of Mr. Kenneth M. de Silva on an appeal of the Planning Commission's decision regarding property at 4808 Duval Road. (6-0 Vote, Councilmember Urdy out of the room.) July 31, 1986 at 6:30 p.m.

ZONING HEARINGS

Mayor Cooksey announced zoning hearings scheduled for 4:00 p.m. would be heard. Council heard, closed the public hearings, granted and passed through either first reading or all three readings, some cases. Other cases were continued, postponed or withdrawn. Action taken follows each case.

- | | | | | |
|-----|------|--------------------|--------------------|--------------------------------|
| (1) | -85 | INDIAN RIDGE FUD | Fireoak Drive & | From "DR" |
| | 029 | By J. B. Goodwin | Skyflower Drive | To "FUD-Townhome" |
| | | | | RECOMMENDED subject to |
| | | | | Staff recommendation that |
| | | | | competability standards |
| | | | | be met and neighborhood |
| | | | | condition that a second |
| | | | | outlet be provided prior |
| | | | | to construction of infra- |
| | | | | structure for the FUD. |
| | | | | <u>GRANTED - FIRST READING</u> |
| (2) | -86 | CITY OF AUSTIN | 5305-5705 E. | From "SF-2" |
| | 100 | By Office of | Stassney Lane | To "SF-3" |
| | | Land Development | | RECOMMENDED |
| | | Services | | GRANTED |
| | | | | <u>ORDINANCE PASSED</u> |
| (3) | -86 | THE UPLANDS, | 11728-11814 Hwy 71 | From "DR" |
| | 017 | PHASE 1, | West | To "FUD"/ |
| | | Section FUD | | Single Family |
| | | | | RECOMMENDED |
| | | | | GRANTED |
| | | | | <u>ORDINANCE PASSED</u> |
| (4) | -84 | DAMON-BROWN- | 1110 East 32nd | From "SF-3" |
| | 292 | PIERCE, INC. | Street | To "NO-H" |
| | h-85 | By Donna H. | | RECOMMENDED |
| | 010 | Kristaponis | | GRANTED |
| | | | | <u>ORDINANCE PASSED</u> |
| (5) | -86 | FIRST UNITARIAN | 4700 Grover Avenue | From "SF-3" |
| | 094 | CHURCH OF AUSTIN | | To "LO" |
| | | By Paul D. Medley | | RECOMMENDED |
| | | | | GRANTED |
| | | | | <u>ORDINANCE PASSED</u> |
| (6) | -86 | CITY OF AUSTIN | 3657 Duval Road | From "SF-2" |
| | 095 | PARKS & RECREA- | | To "P" |
| | | TION DEPARTMENT | | RECOMMENDED |
| | | By R. J. Williford | | GRANTED |
| | | | | <u>ORDINANCE PASSED</u> |
| (7) | r-86 | CITY OF AUSTIN/ | 8020 North Lamar | From "CS" |
| | 104 | CAPITAL METRO | | To "P" |
| | | By Bob DeShazo | | RECOMMENDED |
| | | | | GRANTED |
| | | | | <u>ORDINANCE PASSED</u> |

6/26/86

(8) r-86 CARL S. PETTY 7800 IH-35 North
065 By Wendell E. Brannen

From "CS" & "GR"
To "CS-1"
RECOMMENDED

GRANTED - FIRST READING

(9) r-86 ALLEN R. RUNDELL 5108-5172 Hwy 290
088 By Gail Temple West, 4500-4518
Boston Lane

From "DR"
To "CS"
RECOMMENDED "CS" subject
to a restrictive covenant
which limits the use of
the "CS" to the existing
uses, including a small
concrete batch plant
operation and roll back
to "GR" if the uses are
discontinued.

GRANTED

EMERGENCY PASSAGE OF ORDINANCE

(10) r-86 PIERRE M. LICHAA 217-219 RM 620
063 By Mark Boehlke South

From "SF-2"
To "LR"
RECOMMENDED subject to
dedication of 35 feet of
right-of-way from the
centerline of Pheasant
Lane, and to approve the
following requests: 1)
A waiver from the 25 foot
compatibility standards
setback requirement (Sec.
4717) for the proposed
building, parking area
and internal driveway
from the north property
line & 2) A waiver from
the 300 foot driveway
separation require-
ment (Sec. 5191) of the
Hill Country Roadway
Corridor ordinance, and;
3) A waiver from the 40%
natural area requirement
(Sec 5189c) of the Hill
Country Roadway Corridor
ordinance, and 4) A bonus
under the Performance In-
centives (Sec 5192c) of
the Hill Country Roadway
Corridor ordinance, that
would allow an increase
in the maximum floor to
area ratio from 0.25 to
0.29 on 0-15% slopes.

POSTPONED TO 7/31/86

All cases to this point:

(On Mayor Pro Tem Trevino's motion,
Councilmember Rose's second, 7-0 Vote)

(11) -86 ADON E. SITRA
059 By Terrence L.
Irion

12184-12186 Jolly-
ville Road

From "LO"
To "LR"

RECOMMENDED subject to
bank use only, no
development on rear port-
ion of tract until U.S.
183 freeway improvements
complete (can be used by
neighborhood as a ball-
field until then) and
rear of tract, when
developed, subject to
NO regulations and uses,
plus other agreements.

(Partial hearing held on this date.)

(Hearing continued by acclamation.)

HEARING CONTINUED TO
7/17/86 AT 6 P.M.

(12) -86 MOLLY CONNER
051 OGORZALY
By Robert S.
Ogorzaly

4812 Rowena

From "SF-3"
To "SF-5"

RECOMMENDED subject to
owner not opposing roll-
back if NOC District
is created.

GRANTED "SF-5" TWO FAMILY USE, CITY RE-DO
LICENSE AGREEMENT, PAY FULL FEE- FIRST READING

(On Councilmember Carl-Mitchell's motion, Mayor Pro Tem Trevino's second,
4-3 vote, Councilmembers Rose and Shipman and Mayor Cooksey voted No.)

(13) -86 LARRY BAUGH, TRS.
052 By James Harper

114 Huntland Blvd.

From "CS"
To "CS-1"

RECOMMENDED subject to
1) be fenced along the
back (covering four
adjacent lots) at a
height and design to
dispel noise (suggested
height eight feet); 2)
fifty foot buffer along
MF-4 zoned area to be
planted with landscaping
scaping design to dispel
noise, with a fence on
the "inside" to keep
people from entering
the buffer area from
on-site; 3) sexually-
oriented use(s), as
defined by City
Code, to be prohibited;
also, topless display

and topless dancing to be prohibited; 4) amplified music limited to 70 decibels at the property line; 5) use limited to a night-club operated by James Harper only, not other use permitted. (The legal department has advised that this condition is no appropriate and should be void.)

CONTINUED JULY 17, 1986
@ 6:30 P.M.

(14)r-85 CAMILLA K. 2203 & 2205 Lake
331 HORNING & GOODALL Austin Blvd.
W. TWINING

From "SF-3"
To "LO"

RECOMMENDED subject to dedication of up to 25 feet of right-of-way from centerline of Foster Avenue, and to approve waiver from Compatibility Standards 21 feet parking and 25 feet building setback requirements (5 feet and 17.3 feet setbacks proposed).

FIRST READING

(15) -86 JAMES W. & 1100 West Avenue
075 PHYLLIS THOMAS
By Joyce Campbell

From "MF-4"
To "LO"

RECOMMENDED subject to retention of existing structure

FIRST READING

(16) -86 CLARKSVILLE 1805, 1807 West
093 COMMUNITY 11th
DEVELOPMENT CORP.
By Karen Paup

From "SF-3"
To "P"

RECOMMENDED subject to rollback to "SF-3" when the City ceases leasing the property.

FIRST READING

(17) -86 A. EDWIN WHITE, 1501 West 35th
098 JR., & WM. H.
HEGGEN III
SAM H. SCHNEIDER

From "LO"
To "LR"

RECOMMENDED subject to 1) zoning change is tied by restrictive covenant to the building presently on the site. As additional protection, the covenant

6/26/86

(17) -86 A. EDWIN WHITE, (continued)
098 JR., & WM. H.
HEGGEN III
SAM H. SCHNEIDER

will prohibit development of the site in consolidation with the adjoining properties. 2) All signs (or lettering) will be mounted flat against the

building wall or the wall surrounding the building and will be in the following locations and of the following sizes: (a) a sign no larger than two and one-half feet high by eight feet long may be mounted on the east side of the building and (b) a sign no larger than two and one-half feet high by six feet long may be mounted on the north side of the building. The signs shall be illuminated by indirect lighting only; 3) if a site plan is required, notes may address site specifics and limit to veterinary clinic with no outside kennels or runs; 4) conditions of zoning shall be addressed through restrictive covenant and site plan notes.

FIRST READING

(18) -86 ROK COVERT
092 By Kristaponis
Gregory &
Associates

2401 & 2405 Thornton
Road

From "SF-3"
To "MF-2"
RECOMMENDED limited to
18 units per acre, subject
to dedication of up to 30
feet of right-of-way from
the centerline of Thornton
Road.

FIRST READING

(On Mayor Pro Tem Trevino's motion, Councilmember Rose's second,
7-0 Vote)

- (19) -86 BOSTON/290 JOINT 4707-4803 Boston
101 VENTURE Lane
By Cunningham-
Graves, Inc.

From "DR"
To "GO"
RECOMMENDED subject to
compliance with the design
standards adopted for
Boston Lane if adopted by
October 1, 1986; if not,
then compliance with the
PRA Ordinance requirements.

FIRST READING

(On Councilmember Shipman's motion, Councilmember Carl-Mitchell's second,
5-0 Vote, Councilmembers Urdy and Rose out of the room.)

- (20) -86 GREAT HILLS PUD Lost Horizon Drive
001 #2 and Bluestein Drive

From "SF-6"
To "PUD"
RECOMMENDED subject to
driveway location restric-
tions, speed advisory
signs and 28 feet streets.

FIRST READING

- (21) -86 MANFRED KERSCHKE 1143 3/4-1147 Gunter
102 By Larry G. Hada 3603, 3605 Abbate
Circle, 1144
Wayneroy

From "SF-3"
To "MF-3"
RECOMMENDED subject to
"MF-2" density (23 units
per acre) and dedication
of up to 30 feet of right
-of-way from centerline
of Gunter Street.

FIRST READING

- (22) -86 SOUTHLAND 1107 East Yager
110 CORPORATION Lane
By C. G. Rutter

From "DR"
To "LR"
RECOMMENDED subject to
dedication of up to 45
feet of right-of-way
from centerline of
Yager Lane and up to
32 feet right-of-way
from centerline of
Thompkins Drive.

FIRST READING

(On Mayor Pro Tem Trevino's motion, Councilmember Rose's second, 7-0 Vote)

(23)r-86 JOHN S. GREEN, 13505 RM 620
060 TRUSTEE FOR
OUTER LOOP JOINT
VENTURE
By Wm. Clarke Howard

From "SF-2"
To "LR" (as amended)
RECOMMENDED subject to
filtration of stormwater
runoff and dedication of
up to 60 feet of right
-of-way from centerline
of R.M. 620 applicant is
encouraged to reserve an
additional 100 feet.
FIRST READING ONLY

(24)r-86 JOHN HOLLINGSHEAD 12710 Research Blvd.
099 By Terrence Lang
Irion

From "LO"
To "LR"
RECOMMENDED subject to
applicant working with
Office of Land Develop-
ment Services Transpor-
tation Review staff to
resolve possible driveway
cut through problems by
means acceptable to Office
of Land Development
Services prior to re-
lease of site plan.
FIRST READING ONLY

(25)r-86 MILLENIUM 6504 Bridgepoint
087 By Graeber, Parkway
Simmons & Cowan

From "LO"
To "GR"
RECOMMENDED subject to
limiting to restaurant
and IO uses only and limit-
ing the restaurant to
10,000 square feet of
floor space and 200 seats.
FIRST READING ONLY

(26)r-86 SHEPHERD OF THE 5211 McCarty Lane
089 HILLS PRESBY-
TERIAN CHURCH
By Michael Petty

From "SF-2"
To "LO" and "RR"
RECOMMENDED subject to
clarification of driveway
location issued prior to
City Council hearing.

GRANTED - EMERGENCY
PASSAGE OF ORDINANCE

(28)r-85 TREETOPS FUD Loop 360 & Spicewood
024 By Jana Hevelka Springs Road

From "SF-2"
To "FUD"-Condominium/
Townhouse/Single Family
RECOMMENDED subject to staff
recommendations, and
agreements between the
developer and the neighbor-
hood groups.

FIRST READING ONLY

(On Mayor Pro Tem Trevino's motion, Councilmember Rose's
second, 7-0 Vote)

(29)r-86 LOUIS HOWARD
136 By Terrence Lang
Irion

12654 Research Blvd. From Tr. 1: "LO"
Tr. 2: "CS-1"
To Tr. 1: "CS-1"
Tr. 2: "GR"

GRANTED
FIRST READING

(On Mayor Pro Tem Trevino's motion, Councilmember Rose's second,
7-0 Vote)

PUBLIC HEARING

Mayor Cooksey opened the public hearing set for 5:00 p.m. at 11:20 p.m. on an appeal by Mr. Terrance Long Irion of the Planning Commission's disapproving a site plan. (Case No. C14p-85-046)

After a short hearing at which Terry Irion, Gilber Guyagos, Sarah Lee Lewis, Jerry Quick, Robert Schmidt, Clyde Littlefield, Ronald Luke, Mike McKown and Suzanne Cannon plus Scott Storm spoke, the following motion was made:

Motion

The Council, on Councilmember Rose's motion, Councilmember Urdy's second, granted the appeal and approved the conditional use for the parking garage. (5-2 Vote, Councilmembers Carl-Mitchell and Shipman voted No.)

PUBLIC HEARINGS RESCHEDULED

The following public hearings were re-scheduled:

- 5:30 P.M. - Appeal of the Planning Commission's decision regarding Project for Ben Callaway (located at 806 Taulbee Lane). File No. CSW-86-048
JULY 3, 1986 6:00 P.M.
- 6:00 P.M. - Appeal of Mr. Andrew Guzman, Jr., of the Planning Commission's decision regarding Thurmond Apartments (Phase II, 8409 Guadalupe Street). File No. SP-86-018
JULY 3, 1986 6:45 p.m.
- 6:30 P.M. - Appeal of Mr. Chip Harris of the Planning Commission's decision to grant a waiver on site plan requirements at 1521 Anderson Lane. File No. CSW-86-035
JULY 31, 1986 6:30 P.M.
- 6:45 P.M. - Amendment to Chapter 13-2A of the City Code (Zoning Ordinance) establishing a Waterfront Overlay District (WO), for properties in the Town Lake Corridor.

JULY 3, 1986 7:15 P.M.

ANNEXATION HEARINGS

Mayor Cooksey opened the public hearings set for 7:00 through 8:15 p.m. at 12:45 a.m. on six annexations. There were short hearings and then all cases had their public hearing closed as follows:

Annexation of the following; Second Hearing:

- a. 7:00 P.M. - Decker Creek MUD #1,2,3,4, & 5 Area, Full Purpose.
(C7ar-86-007) Mayor Pro Tem Trevino's motion, Councilmember Rose' second, 7-0 Vote
- b. 7:15 P.M. - North Travis County MUD #1,2, & 3 Area, Full Purpose.
(C7ar-86-003) Mayor Pro Tem Trevino's motion, Councilmember Urdy's second, 7-0 Vote
- c. 7:30 P.M. - Moores Crossing MUD, Full Purpose.
(C7ar-86-002) Mayor Pro Tem Trevino's motion, Councilmember Carl-Mitchell's second, 7-0 Vote
- d. 7:45 P.M. - Brodie Tract Area, Full Purpose.
(C7ar-86-010) Councilmember Urdy's motion, Councilmember Humphrey' second, 6-0 Vote, Mayor Pro Tem Trevino abstained.
- e. 8:00 P.M. - North Oaks Area, Limited Purpose.
(C7ar-86-009). Councilmember Humphrey's motion, Mayor Pro Tem Trevino's second, 7-0 Vote
- f. 8:15 P.M. - Boston Lane (Southwest Parkway) Area, Limited Purpose.
(C7ar-86-008) Mayor Pro Tem Trevino's motion, Councilmember Carl-Mitchell's second, 7-0 Vote

APPOINTMENT

The Council, on Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, approved the appointment of Carol Guthrie to the Pay Equity Task Force. (4-0 Vote, Councilmembers Humphrey, Rose and Urdy were out of the room.)

ADJOURNMENT

Council adjourned its meeting at 1:00 a.m., June 27, 1986.