



**Austin City Council  
MINUTES**

**REGULAR MEETING  
THURSDAY, SEPTEMBER 30, 1999**

The following represents the actions taken by the Austin City Council in the order they occurred during the meeting. While the minutes are not in sequential order, all agenda items were discussed.

The City Council of Austin, Texas, convened a regular meeting on Thursday, September 30, 1999 at City Council Chambers, 307 West Second Street.

Mayor Watson called the meeting to order at 9:28 a.m.

**BRIEFINGS**

1. Discuss a water supply agreement between the City of Austin and the Lower Colorado River Authority to increase the firm yield available to Austin to 325,000 acre-feet/year.  
A presentation was given by the following: Randy Goss, Director of Water and Wastewater; Mark Rose, General Manager, LCRA; David Burna, Management Solution Analyst, CH2MHill; Craig Pedersen, Executive Administrator, Texas Water Development Board; Herb Grubb, Consultant, HDR Engineering; Birny Birnbaum, Rate Advocate; John Pitts, Attorney with Akin, Gump, Strauss, Hauer, & Feld, LLP; and Perwez Moheet, Acting Assistant Director, Water and Wastewater.
2. Discuss City of Austin wastewater service to the City of West Lake Hills.  
A presentation was given by Randy Goss, Director of Water and Wastewater, and Dwight Thompson, Mayor of Westlake Hills.
3. Telecommunications policy issues.  
A presentation was given by Michael Parks, Deputy Controller, Finance Department.

A motion was made to recess the Council Meeting at 12:35 p.m. on Council Member Garcia's motion, Council Member Spelman's second by a 7-0 vote.

LIVE MUSIC: Johnny Edson

INVOCATION – Pastor Mac Richard – Lake Hills Church

Mayor Watson called the meeting to order at 2:15 p.m., Council Member Slusher was off the dais.

**EXECUTIVE SESSION ITEM****Personnel Matters – Section 551.074**

14. Consider the appointment of a Community Court Judge and Substitute Judge. **There was no Executive Session discussion of this item.**
77. Appoint the Downtown Austin Community Court Judge and Substitute Judge. (Mayor Kirk Watson and Council Member Gus Garcia and Council Member Bill Spelman)  
**An amendment accepting Judge Earl's resignation as Municipal Court Judge was approved on Council Member Garcia's motion, Council Member Spelman's second on a 7-0 vote.**

**Ordinance No. 990930-77 appointing Elizabeth Earl as the Community Court Judge was approved on Council Member Spelman's motion, Council Member Garcia's on a 7-0 vote. No action was taken on the Substitute Judge.**

**The Judge Earl was sworn in by County Court Law Judge Mike Denton.**

16. Approval of the minutes for the Council meeting of September 2 and 9, 1999.  
**The minutes were approved on Council Member Spelman's motion, Council Member Garcia's second on a 7-0 vote.**

**CITIZEN COMMUNICATIONS: GENERAL**

17. Dr. Lisa Daniel – Ban Animal Acts in Austin - **Absent**
18. Robert D. Gurley – Proposed City Ordinance Banning Animal Acts in City
19. John Corey – Holly St. Plant/Move up Closure/Children HAZ for 5 Years. Risking the Softball field people for 5 Years is too much for us to bear
20. Jennifer L. Gale – Health Clinics and a New Austin City Hall - **Absent**
21. Robert L. Thomas – Discuss revisions and employment at the Rosewood Recreation Center
22. Karen Akins – Sidewalks, Child Safety
23. Robin Roberts Harven – Millennium Youth Entertainment Center
24. Levi Singleton – American Institute for Learning
25. Alberto Ramirez – American Institute for Learning
26. Richard Troxell – Homelessness in Austin

**CONSENT AGENDA**

**The following items were acted on by one motion. No separate discussion or action occurred on any of the items. The consent items were approved on Council Member's Spelman's motion, Council Member Garcia's second by a 7-0 vote.**

27. Approve a resolution authorizing execution of Change Order No. 2 to the construction contract with SOUTHWEST CONSTRUCTORS, INC., Austin, Texas, for the fabrication and installation of stainless steel grab bars along the north wall of the Barton Springs Pool. The amount of Change No. 2 is \$36,902.41 for a total contract amount not to exceed \$326,491.60. (Funding in the amount of \$36,902.41 was included in the 1998-1999 Amended Capital Budget of the Watershed Protection Department.) 0% MBE, 72.39% WBE Subcontracting participation.

**Resolution No. 990930-27 was approved.**

**Item 28 was pulled for discussion.**

29. Approve a resolution authorizing negotiation and execution of an amendment to the professional services agreement with ROBERT JACKSON/EMILY LITTLE JOINT VENTURE ARCHITECTS (WBE/FR), Austin, Texas, to provide architectural design and rebidding services for the Emergency Medical Services Station #13, in an amount not to exceed \$7,195, for a total agreement not to exceed \$147,527. (Funding in the amount of \$7,195 is included in the 1998-1999 Capital Budget of the Emergency Medical Services Department.) 54% WBE Prime participation, 32% MBE, 4% WBE Subcontracting participation. (Recommended by Planning Commission)

**Resolution No. 990930-29 was approved.**

30. Approve an Interlocal Agreement with Travis County regarding the provision of emergency medical services in Travis County outside the City's corporate limits, and the provision of STAR Flight services. (Funding in the amount of \$4,958,631 to be paid by Travis County.) See companion Budget Amendment Item No. 31.

**Resolution No. 990930-30 was approved.**

31. Amend Ordinance 990914-1, the 1999-2000 Operating Budget of the Emergency Medical Services Department by increasing General Fund revenues by \$305,850 for service to Travis County and amend the Travis County Reimbursable Fund to decrease revenues and expenditures by \$457,571 and reduce FTEs by 14.0. (A total of \$4,958,631 is estimated revenues will be received from Travis County in the City's Fiscal Year 1999-2000 in accordance with a proposed Interlocal Agreement.) (Related to Item No. 30)

**Ordinance No. 990930-31 was approved.**

32. Approve an ordinance authorizing acceptance of \$100,000 from the Texas Department of Health to conduct the Diabetes Awareness and Education in the Community Project (DAEC) for the period of July 1, 1999 through June 30, 2000. authorize two twelve-month contract renewal options in an amount not to exceed \$100,000 for each for a total grant amount not to exceed \$300,000 for the three-year period July 1, 1999 through June 30, 2002; and amend Ordinance No. 980915-A, the 1998-1999 Operating Budget by appropriating \$100,000 for the Health and Human Services Department Special Revenue Fund, amend Ordinance No. 980915-A, the 1998-1999 Operating Budget of the Health and Human Services Department Special Revenue Fund and to authorize two grant-funded full-time equivalent positions for the DAEC program for a total of 2.0 grant-funded positions. (Funding in the amount of \$100,000 for the first year of the grant award is available from Texas Department of Health to conduct the Diabetes Program/Council. The grant period is July 1, 1999 through June 30, 2000. The

second and third-year funding will be contingent upon funding from the grantor at \$100,000 per renewal option. A City match is not required.)

**Ordinance No. 990930-32 was approved.**

33. Amend Ordinance No. 980915-A, the 1998-1999 Operating Budget, and amend the Health and Human Services Department Special Revenue Fund to appropriate an additional \$18,806 in grant funds from the Texas Department of Health, Tuberculosis Elimination Division, for a new total grant amount of \$170,806. (Funding in the amount of \$18,806 is available from the Texas Department of Health, Tuberculosis Elimination Division. The grant period is September 1, 1999-August 31, 2000. Total grant amount is \$170,806. No match is required.)

**Ordinance No. 990930-33 was approved.**

34. Amend Ordinance No. 980915-A, the 1998-1999 Operating Budget, and amend the Health and Human Services Department Special Revenue Fund to appropriate \$10,250 in grant funds from the Texas Department of Health, Bureau of HIV and STD Prevention Division. (Funding is available from the Texas Department of Health, Bureau of HIV and STD Prevention Division. The grant period is January 1, 1999-December 31, 1999. Total grant amount is \$10,250. No match is required.)

**Ordinance No. 990930-34 was approved.**

35. Approve a resolution authorizing execution of Amendment No. 2 to the contract with ECKERD HEALTH SERVICES (EHS), Pittsburgh, Pennsylvania, for the provision of pharmacy services and pharmacy management for enrollees of the City of Austin and Travis County Medical Assistance Program (MAP) to increase the contract in an amount not to exceed \$150,000 for a total contract amount not to exceed \$18,302,598. (Funding is available in the 1998-1999 Amended Budget for the Health and Human Services Department's Medical Assistance Program. Of the \$150,000 requested, \$46,500 will be used to fund services for City of Austin MAP enrollees and \$103,500 will be used to fund services for Travis County MAP enrollees.)

**Resolution No. 990930-35 was approved.**

36. Approve a resolution authorizing execution of an Interlocal Agreement with Travis County for consolidated jury management for six months, with six-month renewals up to five years. (Funding is available in the 1999-2000 Operating Budget of the City of Austin Municipal Court. Renewal options are contingent upon available funding in future budgets.)

**Resolution No. 990930-36 was approved.**

37. Approve a resolution authorizing execution of a twelve-month supply agreement with POWELL ELECTRIC MANUFACTURING COMPANY, Houston, Texas, for the purchase of arc resistant, 15 kV substation switchgear, in an amount not to exceed \$1,659,000, with three twelve-month extension options in an amount not to exceed \$1,659,000 per extension for a total contract amount not to exceed \$6,636,000. (Funding in the amount of \$1,659,000 was included in the 1998-1999 Approved Capital Budget for the Electric Utility Department. Funding for the extension options is contingent upon available funding in future budgets.) Low bid of two. No MBE/WBE subcontracting participation.

**Resolution No. 990930-37 was approved.**

38. Approve a resolution authorizing execution of a twelve-month supply agreement with DOCUCORP INTERNATIONAL, Atlanta, Georgia for the purchase of window envelopes on utility customer service billing in an amount not to exceed \$173,651.65 with the option to extend for two twelve-month periods in an amount not to exceed \$173,651.65 per extension for a total contract amount not to exceed \$520,954.95. (Funding in the amount of \$173,651.65 was included in the 1999-2000 Approved Operating Budget for the Electric Utility Department. There is no unanticipated fiscal impact. Funding for the extension options in contingent upon available funding in future budgets.) Low bid of four. No MBE/WBE Subcontracting participation (Recommended by Electric Utility Commission)

**Resolution No. 990930-38 was approved.**

39. Approve a resolution authorizing execution of a twelve-month supply agreement with PRECEPT BUSINESS PRODUCTS INC., Austin, Texas for the purchase of utility statement forms and paper bond in an amount not to exceed \$63,101.09 with the option to extend for two twelve-month periods in an amount not to exceed \$63,101.09 per extension for a total contract amount not to exceed \$189,303.27. (Funding in the amount of \$63,101.09 was included in the 1999-2000 Approved Operating Budget for the Electric Utility Department. There is no unanticipated fiscal impact. Funding for the extension options in contingent upon available funding in future budgets.) Low bid of six. No MBE/WBE subcontracting participation. (Recommended by Electric Utility Commission)

**Resolution No. 990930-39 was approved.**

40. Approve an ordinance granting a non-exclusive municipal consent agreement with NEXTLINK, TEXAS, INC., to provide telecommunications services. (First Reading) (Facilities will be under construction and will not be operational. No anticipated revenue for FY 1999-2000 projected at this time. Revenue may result from fees to be negotiated in subsequent years.) (Recommended by Telecommunication Commission – 8/25/99)

**Ordinance No. 990930-40 was approved.**

41. Approve a resolution authorizing negotiation and execution of a contract with PEREGRINE SYSTEMS, INC. to purchase a Radio & Electronic Communications Equipment Information Management System (RECEIMS) in an amount not to exceed \$98,400 with options to purchase maintenance for five additional years for \$10,000 per year for a total contract amount not to exceed \$148,400. (Funding in an amount of \$98,400 was included in the 1998-99 Operating Budget of the Radio Communication Division of the Finance & Administrative Services Department. Funding for the maintenance options is contingent upon available funding in future budgets.) Best of two proposals. No MBE/WBE subcontracting participation.

**Resolution No. 990930-41 was approved.**

42. Approve a resolution authorizing the filing of eminent domain proceedings to acquire a water line easement containing 62,954 square feet of land, situated in the William Lewis Survey Number Two, Abstract No. 479, in the City of Austin, Travis County, Texas, owned by Nancy A. Wilbur and Hazel B. Horton for the Elroy Water Line Rehabilitation Project. (Funding in the amount of \$780 is included in the 1998-1999 Amended Capital Budget of the Water and Wastewater Department.)

**Resolution No. 990930-42 was approved.**

43. Approve a resolution authorizing the filing of eminent domain proceedings to acquire a water line easement containing 28,026 square feet of land, situated in the William Lewis Survey Number Two, Abstract No. 479, in the City of Austin, Travis County, Texas, owned by Mitchel Wong as Trustee of the Mitchel Wong Grantor Retained Annuity Trust and as Trustee of the Rose T. Wong Grantor Retained Annuity Trust for the Elroy Water Line Rehabilitation Project. (Funding in the amount of \$300 is included in the 1998-1999 Amended Capital Budget of the Water and Wastewater Department.)

**Resolution No. 990930-43 was approved.**

44. Approve a resolution authorizing execution of Change Order No. 3 to the construction contract with KEYSTONE CONSTRUCTION, Austin, Texas, for additional base and paving, edge mill and four additional wastewater services on Tanglewild Valley View Water and Wastewater Improvements, in the amount of \$98,427.68 for a total contract amount of \$931,816.79. (Funding in the amount of \$47,588.28 is available in the 1995-96 Amended Capital Budget of the Water and Wastewater Utility. \$50,839.40 is contingent upon approval of the 1999-2000 Proposed Operating Budget of the Public Works and Transportation Department, Transportation Fund.) 60.45% MBE; 0% WBE Subcontracting participation. (Recommended by Water and Wastewater Commission)

**Resolution No. 990930-44 was approved.**

45. Approve a resolution authorizing execution of a construction contract with LANDMARK STRUCTURES INC., Fort. Worth, Texas for construction of the Circleville Elevated Storage Reservoir for the Water and Wastewater in the amount of \$2,095,000. (Funding is included in the 1998-99 Amended Capital Budget of the Water and Wastewater Utility.) 8.4% MBE, .39% WBE Subcontracting participation. (Recommended by Water and Wastewater Commission)

**Resolution No. 990930-45 was approved.**

46. Approve a resolution authorizing the request for out-of-district water service to approximately 84 acres owned by the Town and Country Optimist Club from North Austin Municipal Utility District (MUD). The Optimist Club is located within the MUD and within Springwoods MUD. (No fiscal impact to the City.) (Recommended by Water and Wastewater Commission)

**Resolution No. 990930-46 was approved.**

**Items 47 and 48 were pulled for discussion.**

49. Approve execution of a twelve-month service agreement with MASTEC OF NORTH AMERICA-AUSTIN DIVISION, Austin, Texas, for traffic signal installation and services in the amount not to exceed \$910,362.18, with two twelve-month extension options in the amount not to exceed \$910,362.18 per extension, for a total contract amount not to exceed \$2,731,086.54. (Funding is contingent upon approval of the 1999-2000 Capital Budget of the Department of Public Works and Transportation. Funding for the extension options will be contingent upon available funding in future budgets.) Low bid of two. No MBE/WBE subcontracting participation.

**Resolution No. 990930-49 was approved.**

50. Approve a resolution requesting and accepting control, jurisdiction, and maintenance of Loop 275 (South Congress Boulevard) from US 290 (Ben White Boulevard) to Williamson Creek, from the TEXAS DEPARTMENT OF TRANSPORTATION, which acceptance is to be effective upon the entry of the Highway Commission Minute Order.  
**Resolution No. 990930-50 was approved.**

**Items 51 and 52 were pulled for discussion.**

53. Approve execution of a construction contract with CAPITAL EXCAVATION COMPANY, Austin, Texas, for street and utility improvements on six streets located in South Austin for the Group 4 Bond Street Reconstruction Project, in the amount of \$3,290,804.78, plus \$164,540 contingency, for a total amount not to exceed \$3,455,344.78. (Funding in the amount of \$2,836,446.99 is contingent upon approval of the 1999-2000 Proposed Capital Budget \$410,000 is available in the 1998-1999 Amended Capital Budget of the Department of Public Works & Transportation; \$40,500 is available in the 1995-1996 Amended Capital Budget of the Water & Wastewater Utility; \$155,403.45 is available in the 1998-1999 Amended Capital Budget of the Water & Wastewater Utility. \$12,994.45 was included in the 1998-1999 Operating Budget of the Watershed Protection Department.) Low bid of three. 22.3% MBE, 34.38% WBE Subcontracting participation.  
**Resolution No. 990930-53 was approved.**

54. Approve execution of two-12 month supply agreements for the purchase of airfield lamps with ADB-ALNACO, Columbus, Ohio, in an amount not to exceed \$102,231.05 and FLIGHT LIGHT, Sacramento, CA in an amount not to exceed \$62,354.30 for a total amount for both contracts not to exceed \$164,585.35 with the option to extend each contract thereafter for two 12-month periods in an amount not to exceed \$102,231.05 and \$62,354.30 respectively for each option period for a total amount not to exceed 493,756.05. (Funding in the amount of \$164,585.35 was included in the 1999-2000 Proposed Operating Budget of the Aviation Department. Funding for the extension options is contingent upon available funding in future budgets.) Low bid of three. No MBE/WBE subcontracting participation. (Recommended by Airport Advisory Board)  
**Resolution No. 990930-54 was approved.**

55. Approve a resolution authorizing the execution of a contract with RANGER EXCAVATING, INC., Austin, Texas for Taxiway H Construction at Austin-Bergstrom International Airport, in the amount of \$3,699,931 plus a contingency fund of \$369,993 for a total contract amount not to exceed \$4,069,924.00. (Funding in an amount of \$4,069,924.00 is contingent upon approval of the 1999-2000 Proposed Capital Budget for Aviation.) 23.19% MBE, 9.09% WBE Subcontracting participation. (Recommended by Airport Advisory Board)  
**Resolution No. 990930-55 was approved.**

56. Approve a resolution authorizing the execution of a contract with TEXAS TREES & LANDSCAPES OF AUSTIN, Texas for State Pooling Board Landscape - Phase II at Austin-Bergstrom International Airport (ABIA) Contract No. L5090C, in the amount of \$50,000 plus a contingency fund of \$5,000 for a total contract amount not to exceed \$55,000. (Funding in the amount of \$55,000 is included in the 1998-1999 Amended Capital Budget for Aviation.) No MBE/WBE subcontracting participation. (Recommended by Airport Advisory Board)

**This item was postponed indefinitely at the request of staff.**

57. Approve a resolution authorizing execution of amendment No. 1 to the contract with ECKERD HEALTH SERVICES, Pittsburgh, Pennsylvania for the provision of pharmacy services and pharmacy management for enrollees of the City Medical Plan as well as for the retirees who select the Seton Senior Care program in the Year 2000 in the amount not to exceed \$570,000 with increases to the four 12-month extension options in the amounts not to exceed \$1,751,000; \$2,699,600; \$3,975,600; and \$5,675,900 respectively for a total amount not to exceed \$35,720,400. (Funding in the amount of \$570,000 was included in the 1999-2000 Operating Budget for the Employees Benefits Fund. Funding for the extension options is contingent upon available funding in future budgets.)

**Resolution No. 990930-57 was approved.**

58. Approve execution of a twelve-month contract with: (1) ANTHEM HEALTH & LIFE COMPANY (AH&L), Austin, Texas, to provide basic, supplemental and dependent life insurance for employees and basic life for retirees in an amount not to exceed \$1,171,200 with two twelve-month extension options in the amount \$1,203,600 for the first extension option and \$1,237,200 for the second extension option for a total contract amount not to exceed \$3,612,000 and; (2) AIG LIFE INSURANCE (AIG), Wilmington, Delaware, to provide basic and supplemental accidental death and dismemberment insurance for employees in an amount not to exceed \$151,200 with two twelve-month extension options in the amount \$156,000 for the first extension option and \$159,600 for the second extension option for a total contract amount not to exceed \$466,800. (Funding in the amount of \$991,800 for the first nine months of the contracts is included in the 1999-2000 Operating Budget for the Employee Benefits Fund. Funding for the remaining three months of the contracts and the extension options is contingent upon approval of future budgets.)

**Resolution No. 990930-58 was approved.**

59. Approved execution of amendment #1 with BLUE CROSS BLUE SHIELD OF TEXAS (BCBSTX), Austin, Texas, to add two additional twelve-month contract extension options, beginning January 1, 2000 through December 31, 2001, in order to continue providing a fully insured medical plan for retirees of the City of Austin in an amount not to exceed \$1,920,000 per year, for a total contract amount not to exceed \$7,714,000. (Funding in the amount of \$1,440,000 for the first nine months of the contract is included in the Approved 1999-2000 Operating Budget of Human Resources Department, Employee Benefits Fund. Funding for the remaining three months of the contract and the extension option is contingent upon approval of future budgets.)

**Resolution No. 990930-59 was approved.**

60. Approve an ordinance authorizing acceptance of an additional \$11,883 in grant funds from the Texas State Library to provide interlibrary loan services through the Austin Public Library, Central Texas Library System; amend ordinance 980915-A, the 1998-1999 Operating Budget, amending the Library Special Revenue Fund to appropriate an additional \$11,883 for a total grant amount of \$226,883. (Funding in an amount of \$11,883 from the Texas State Library. Total grant amount is \$226,883. The grant period is September 1, 1999 through August 21, 2000. No match is required.)

**Ordinance No. 990930-60 was approved.**

61. Approve an ordinance revising assessments of certain properties for the Austin Downtown Public Improvement District for District Operational years 1997-1999. (Planning, Environmental and Conservation Services Department Special Revenue Fund for the Austin Downtown Public Improvement District. Funding is available in the Reserve for Revenue Collections Fund established for both purposes.)

**Ordinance No. 990930-61 was approved.****Item 62 was pulled for discussion.**

63. C14-98-0194 – Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 10901 North IH-35 Service Road Northbound from SF-2, Single Family Residence (Standard Lot) District to CS-CO, General Commercial Services-Conditional Overlay Combining District zoning with conditions. First reading on July 15, 1998; Vote 6-0, Garcia absent. Conditions met as follows: Conditional overlay incorporates the conditions imposed by Council on first ordinance reading. Applicant: I-35 Ltd. (Blazier, Rutland & Lerner); Agent: Roy Rutland. City Staff: Susan Villarreal, 499-6319.

**This item was postponed to November 4, 1999.**

64. C14-98-0216 – East Austin – Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 611-613 Tillery Street, 3211 Holton Street and 610 Allen Street from LI, Limited Industrial Service District to SF-3, Family Residence District zoning. First reading on May 20, 1999; Vote: 7-0. Applicant: Trinidad Amaro, Marta Murieta and Julio & Isabel Teran; Agent: City of Austin, Development Review and Inspection Department. City Staff: Susan Villarreal, 499-6319. Note: A valid petition has been filed in opposition to this rezoning request.

**Ordinance No. 990930-64 was approved.**

65. C14-98-0217 – East Austin – Approve second/third readings on an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 508-600 Allen Street from LI, Limited Industrial District to SF-3, Family Residence District zoning. First reading on April 15, 1999; Vote: 7-0. Conditions met as follows: No conditions were imposed by Council on first ordinance reading. Applicant: City of Austin; Agent: Development Review and Inspection Department. Owner: Isabel Ramos & Gabriel Rodriguez. City Staff: Susan Villarreal, 499-6319.

**Ordinance No. 990930-65 was approved.**

66. C14-98-0218 – East Austin – Approve second/third readings on an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 507 Tillery from LI, Limited Industrial District zoning to SF-3, Family Residence District zoning. First reading on April 15, 1999; Vote: 7-0. Conditions met as follows: No conditions were imposed by Council on first ordinance reading. Applicant: City of Austin; Agent: Development Review and Inspection Department. Owner: Santiago Duarte. City Staff: Susan Villarreal, 499-6319. Note: A valid petition has been filed in opposition to this rezoning request.

**Ordinance No. 990930-66 was approved.**

67. C14-98-0219 – East Austin – Approve second/third readings on an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 601-607 Tillery Street from LI, Limited Industrial District zoning to SF-3, Family Residence District zoning. First reading on April 15, 1999; Vote: 7-0. Conditions met as follows: No conditions were imposed by Council on first ordinance reading. Applicant: City of Austin; Agent: Development Review and Inspection Department. Owner: Pete Ruiz, Rosie Montoya, Gloria Garcia & William Zamarripa. City Staff: Susan Villarreal, 499-6319. Note: A valid petition has been filed in opposition to this rezoning request.  
**Ordinance No. 990930-67 was approved.**
68. C14-98-0259 – East Austin – Approve second/third readings on an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 603 Allen Street from LI, Limited Industrial District to SF-3, Family Residence District zoning. First reading on April 15, 1999; Vote: 7-0. Conditions met as follows: No conditions were imposed by Council on first ordinance reading. Applicant: City of Austin; Agent: Development Review and Inspection Department. Owner: Fidler Faloree & Guadalupe Villarreal. City Staff: Susan Villarreal, 499-6319.  
**Ordinance No. 990930-68 was approved.**
69. C14-98-0260 – East Austin – Approve second/third readings on an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 507 Allen Street from LI, Limited Industrial District to SF-3, Family Residence District zoning. First reading on April 15, 1999; Vote: 7-0. Conditions met as follows: No conditions were imposed by Council on first ordinance reading. Applicant: City of Austin; Agent: Development Review and Inspection Department. Owner: Socorro Carrasco. City Staff: Susan Villarreal, 499-6319.  
**Ordinance No. 990930-69 was approved.**
70. C14H-99-0005 – Miller-Crockett House – Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 112 Academy Street from MF-4, Multi-Family Residence (Moderate-High Density) District to MF-4-H, Multi-Family Residence (Moderate-High Density)-Historic District zoning. First reading on August 19, 1999; Vote: 7-0. Conditions met as follows: No conditions were imposed by Council on first ordinance reading. Applicant: Kathleen Rikardsen. City Staff: Barbara Stocklin, 499-2414.  
**Ordinance No. 990930-70 was approved.**

**Item 71 was pulled for discussion.**

72. C14-99-0090 – Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code rezoning property locally known as 9801 Spectrum Drive from R&D, Research and Development District to IP, Industrial Park District zoning for Tract 1; and from R&D, Research and Development District and P, Public District to IP-CO Industrial Park-Conditional Overlay Combining District zoning with conditions for Tract 2. First reading on August 26, 1999; Vote 7-0. Conditions met as follows: Conditional overlay incorporates the

conditions imposed by Council on first ordinance reading. Applicant: Sovereign Investments, Inc. (Fred Eppright) Agent: Greg Griffin City Staff: David Wahlgren, 499-6455.

**Ordinance No. 990930-72 was approved.**

73. C14-98-0108 – Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 8001 FM 620 North from I-RR, Interim-Rural Residential District to LR-MU-CO Neighborhood Commercial – Mixed Use-Conditional Overlay Combining District zoning with conditions for Tract 1; from I-RR, Interim-Rural Residential to W/LO-CO Warehouse/Limited Office-Conditional Overlay Combining District zoning with conditions for Tract 2; and from I-RR, Interim-Rural Residential District to CS-CO, General Commercial Services-Conditional Overlay Combining District zoning with conditions for Tract 3. First reading on December 3, 1998; Vote 5-0, Griffith off dais, Lewis absent. Conditions met as follows: Conditional overlay incorporates the conditions imposed by Council on first ordinance reading. Applicant: Automotive Group I, Inc. (Michael Hopkins) Agent: Joseph Lucas. City Staff: David Wahlgren, 499-6455.
- Ordinance No. 990930-73 was approved.**

**Items 74-76 were items from the Board of Director's Meeting of the Austin Housing Finance Corporation.**

**Item 77 was voted on earlier in the meeting.**

78. Appoint Council Member Bill Spelman to serve on the Capitol Area Metropolitan Planning Organization Policy Advisory Committee. (Mayor Pro Tem Jackie Goodman and Council Member William Spelman)
- Resolution No. 990930-78 was approved.**
79. Appoint Council Member Jackie Goodman to serve on the City Council Judicial Subcommittee. (Mayor Pro Tem Jackie Goodman and Council Member William Spelman)
- Resolution No. 990930-79 was approved.**
80. Appoint Council Member Willie Lewis to serve on the City Council subcommittee designated to meet jointly with representatives of the Commissioners Court as the City/County Joint Subcommittee. (Mayor Pro Tem Jackie Goodman and Council Member William Spelman)
- Resolution No. 990930-80 was approved.**

**Items 81-96 were zoning items.**

**Items 97-99 were 6:00 p.m. public hearings.**

**Items 100-102 were action taken on the public hearings.**

103. **APPOINTMENTS**

Community Development Commission

**Sabino Renteria**

**(East Austin Neighborhood Representative)**

**Consensus**

Electrical Board <b>Gilbert Ferrales</b> <b>(Active Master Electrician Representative)</b>	<b>Mayor Watson</b>
Environmental Board <b>Dr. Jessica J. Christie</b> <b>(Reappointment)</b>	<b>Consensus</b>
Ethics Review Commission <b>Susan Albers (Confirmation)</b> <b>Jesus Vasquez (Nomination)</b>	<b>Mayor Watson</b> <b>Council Member Garcia</b>
Library Commission <b>Patricia Y. Rodriguez</b>	<b>Mayor Watson</b>
MHMR Board of Trustees <b>Dr. Exalton A. Delco, Jr.</b> <b>(Reappointment)</b>	<b>Consensus</b>
<b>Martha A. Martinez</b> <b>(Reappointment)</b>	<b>Consensus</b>
Music Commission <b>Charlie Jones</b>	<b>Mayor Watson</b>
<b>Larry Cordell</b>	<b>Mayor Pro Tem Goodman</b>
Parks & Recreation Board <b>Edward Clinton Small, Jr.</b>	<b>Mayor Watson</b>
Solid Waste Advisory Commission <b>Carol Szerszen</b>	<b>Council Member Griffith</b>
Telecommunication Commission <b>Christopher Gamble (Reappointment)</b> <b>Leslie Pool</b>	<b>Consensus</b> <b>Council Member Griffith</b>
Urban Forestry Board <b>Kurt Jobe</b>	<b>Council Member Lewis</b>
Water & Wastewater Commission <b>Michael Wilson</b>	<b>Consensus</b>

**DISCUSSION AGENDA**

47. Approve a resolution authorizing negotiation and execution of agreement with BORDEN, INC., setting forth terms and conditions for alternative wastewater billing based on installation of wastewater flow metering equipment located at Strandtman Cove. (No funding required. It is anticipated that alternative wastewater billing for the Borden, Inc. facility will result in a decrease in retail wastewater revenues; however, the amount of the decrease is unknown at this time.) (Recommended by Water and Wastewater Commission)

**Resolution No. 990930-47 was approved with direction to staff to conduct a study of residential use and report back to Council in 45 days on Mayor Pro Tem Goodman's motion, Council Member Garcia's second by a 7-0 vote.**

48. Approve a resolution authorizing negotiation and execution of Metering and Billing Agreement with ADVANCED MICRO DEVICES, INC., to provide terms for alternative wastewater billing for the AMD Complex at 5204 E. Ben White Boulevard; and adopt an Ordinance approving cost reimbursement to AMD for new wastewater flow metering equipment in an amount not to exceed \$81,472.50; waiving the provisions of Sec. 25-9-61, City Code, limiting the projects eligible for reimbursement; waiving the provisions of Sec. 25-9-63 limiting the amount of cost reimbursement; waiving the requirement of Sec. 25-9-64 that application for cost reimbursement be made at the time of service extension approval; waiving the requirement of Sec. 25-9-65 that construction for which reimbursement is made conform to the Utility Criteria Manual; waiving the provisions of Sec. 25-9-66 prohibiting payment of cost reimbursement unless the applicant complies with City regulations relating to public advertisement and competitive bidding and requiring documentation of same; waiving the provisions of Sec. 25-9-67 prescribing the schedule for cost reimbursement payments to allow a lump sum reimbursement within thirty (30) days after final acceptance, tender of actual cost data by AMD, and verification by the City of actual costs eligible for reimbursement. (Funding in an amount not to exceed \$81,472.50 is available in the 1998-99 Amended Capital Budget of the Water and Wastewater Utility. A fiscal note is attached.) (Recommended by Water and Wastewater Commission)

**Resolution No. 990930-48 was approved with direction to staff to conduct a study of residential use and report back to Council in 45 days on Mayor Pro Tem Goodman's motion, Council Member Garcia's second by a 7-0 vote.**

28. Approve a resolution authorizing execution of a construction contract with O'NEAL CONSTRUCTION OF TEXAS INC., Austin, Texas for the East Austin Youth Center Building located at 2215 Riverview Street, adjacent to the Roy G. Velasquez Sports Complex, in the amount of \$1,623,000 plus \$64,920 in contingency, for a total amount not to exceed \$1,687,920. (Funding in the amount of \$1,687,920 was included in the 1998-1999 Approved Capital Budget for the Electric Utility Department.) Low bid of two. 11.66% MBE; 3.35% WBE Subcontracting participation. (Recommended by the Parks and Recreation Board)

**Resolution No. 990930-28 was approved on Council Member Garcia's motion, Council Member Griffith's second by a 7-0 vote.**

62. C14-98-0156 - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as Johnny Morris Road and Loyola Lane, from LI-CO, Limited Industrial Service-Conditional Overlay Combining District, W/LO-CO, Warehouse/Limited Office-Conditional Overlay Combining District to MH-CO, Mobile Home Residence-Conditional Overlay Combining District zoning with conditions. First

reading on July 29, 1999; Vote: 6-0, (Lewis-off dais). Conditions met as follows: Conditional overlay incorporates the conditions imposed by Council on first ordinance reading. Applicant: Drs. Carey & Georgia Leggett (Georgia Leggett); Agent: Republic Commercial Properties (Doug Hodge). City Staff: Susan Villarreal, 499-6319. Note: A valid petition has been filed in opposition to this rezoning request.

Ordinance No. 990930-62

**Ordinance No. 990930-62 was approved with the removal of Part 2 on Council Member Spelman's motion, Council Member Slusher's second by a 6-1 vote. Council Member Lewis voted no.**

**A motion to recess the Council meeting at 3:20 p.m. was approved on Mayor Pro Tem Goodman's motion, Council Member Griffith's second on a 7-0 vote.**

**A Board meeting of the Austin Housing Finance Corporation (AHFC) was convened. Items 74-76 were the AHFC items considered by the Austin Housing Finance Corporation's Board of Directors.**

74. Approve a resolution to re-appoint Melinda Ruby and Martin Gonzalez as Directors of the Austin Inner City Redevelopment Corporation for a two-year term expiring September 21, 2001.

**Resolution No. 990930-74 was approved on Board Member Griffith's motion, Board Member Slusher's second by a 4-0 vote. Vice President Goodman, Board Members Garcia and Spelman were off the dais.**

75. Approve a resolution authorizing the issuance of Austin Housing Finance Corporation Multifamily Housing Revenue bonds (Princeton and Stony Creek project) Series 1999 A & B, in an amount not to exceed an aggregate principal amount of \$10,500,000; the form and substance of a trust indenture, a loan agreement, a regulatory agreement with respect to the project; and other matters in connection with the transaction requested by the San Antonio Alternative Housing Corporation, a 501 (c) (3) Texas non-profit Corporation, to finance the acquisition and rehabilitation of the Princeton Apartments located at 4411 Airport Blvd. and the Stony Apartments located at 4911 Manchaca Road. (All fees are to be paid by requestor or out of the bond proceeds. The Austin Housing Finance Corporation will receive a financing fee of .5% of the amount of the bonds from bond proceeds at closing. The financing fee revenue will not exceed \$52,500.)

**This item was postponed to October 7, 1999.**

76. Approve a resolution authorizing the Austin Housing Finance Corporation (AHFC) and the Housing Assistance Fund (HAF) 1999-2000 Operating Budgets; approve the HAF transfer to the AHFC Fund for 1999-2000 at \$865,129 for a total budget in an amount equal to \$8,123,725; approve the establishment of the Development Partnerships Program; approve new program guidelines for the Home Ownership Opportunities Program, and approve negotiation and execution of a one-year contract between AHFC and the City of Austin for funding of the 1999-2000 operations in an amount not to exceed \$7,258,596. (Housing Assistance Fund transfer of \$865,129; City of Austin Grant Proceeds of \$5,958,363; Sale proceeds and Program Income of \$941,600. 1999-2000 Proposed Beginning Balance of \$240,521. A net of \$424,138 in beginning sales proceeds and a negative \$183,617

representing expenditures that have not been reimbursed by the City of Austin. Of the \$424,138, \$358,633 will be spent in FY 1999-2000 and \$65,505 will be carried forward to FY 2000-2001.)

**Resolution No. 990930-76 was approved on Board Member Spelman's motion, Board Member Slusher's second by a 6-0 vote. Vice President Goodman was off the dais.**

**The AHFC Board Meeting was adjourned at 4:25 p.m. on Board Member Griffith's motion, Board Member Slusher's second by a 7-0 vote.**

**Council was called to order at 4:30 p.m.**

**A motion to recess the Council meeting and go into Executive Session at 4:31 p.m. was approved on Council Member Slusher's motion, Council Member Spelman's second by a 7-0 vote.**

**EXECUTIVE SESSION (No Public Discussion on These Items)**

The City Council announced it would go into Executive Session, if necessary, pursuant to Chapter 551 of the Texas Government Code, to receive advice from Legal Counsel to discuss matters of land acquisition, litigation, and personnel matters as specifically listed on this agenda and to receive advice from Legal Counsel regarding any other item on this agenda.

**Private Consultation with Attorney - Section 551.071**

6. Discuss legal issues regarding implementation of House Bill 1777.
7. Discuss legal issues and contract status regarding the Meet and Confer process with the Austin Professional Firefighters Association.
8. Discuss legal issues relating to utility service to the Heep Ranch and a pending application by Creedmoor Maha Water Supply Corp. before the Texas Natural Resource Conservation Commission to amend its certificate of convenience and necessity.
9. Discuss legal issues concerning the northern boundary line of the Sand Beach Reserve tract on the North side of Town Lake at Lamar Boulevard.
10. Discuss legal issues concerning Chapter 245 of the Texas Local Government Code.
11. Discuss *FM Properties Operating Co. v. City of Austin*, Cause No. 98-0685, in the Supreme Court of Texas. (This litigation concerns development regulations applicable in the Barton Springs Zone.)
12. Discuss *City of Austin v. LS Ranch Ltd, et al.*, Cause No. 039800542-CV, in the Third Court of Appeals (Austin, Texas). (This litigation concerns development regulations applicable in the Barton Springs Zone.)

13. Discuss legal issues regarding conveyance of real property purchased under the Barton Springs Clean Drinking Water Project (May 2, 1998, Bond Proposition 2) to the State of Texas for highway right-of-way.

**Executive Session ended at 5:45 p.m.**

51. Approve a resolution authorizing negotiation and execution of an Interlocal Agreement with TRAVIS COUNTY for the construction of the East William Cannon Bridge over Onion Creek on East William Cannon Drive between Pleasant Valley and Running Water, in the amount of no less than \$1,828,791.55 and no more than \$2,000,000. (Related Item No. 52)  
**This item was postponed to October 28, 1999 on Council Member Slusher's motion, Council Member Garcia's second by a 7-0 vote.**
52. Approve a resolution authorizing execution of a construction contract with CYPRESS CONSTRUCTION COMPANY, Johnson City, Texas for the William Cannon Bridge over Onion Creek, in the amount of \$1,828,791.55 plus \$182,879.15 contingency, for a total amount not to exceed \$2,011,670.70. (Funding in the amount of \$182,879.15 is included in 1999-2000 Approved Capital Budget of the Department of Public Works and Transportation. Funding in the amount of \$182,879.15 is available in the 1998-1999 Amended Capital Budget of the Public Works and Transportation Department.) Low bid of six. 25.3% MBE; 11.0% WBE Subcontracting participation. (Related Item No. 51)  
**This item was postponed to October 28, 1999 on Council Member Slusher's motion, Council Member Garcia's second by a 7-0 vote.**

**PREVIEW OF ITEMS FOR NEXT COUNCIL MEETING**

4. Review of Proposed Agenda Items from the City Manager for October 7, 1999.  
**Discussion was held on this item, but no action was taken.**
5. Review of Proposed Agenda Items from Council for October 7, 1999.  
**Discussion was held on this item, but no action was taken.**

**CONSENT ZONING ITEMS**

**All of the following zoning items were acted on by one motion. No separate discussion or action occurred on any of the items. The public hearings were closed and the consent items were approved on Council Member Lewis' motion, Council Member Spelman's second by a 7-0 vote.**

84. C14-98-0256 – Public hearing to amend Chapter 25-2 of the Austin City Code by rezoning property locally known as 1019 West 32<sup>nd</sup> Street from SF-3, Family Residence District and MF-2, Multi-Family Residence (Low Density) District to GO, General Office District zoning. Planning Commission Recommendation: To grant GO-CO, General Office-Conditional Overlay Combining District zoning with conditions.. Applicants: St. Andrews Episcopal School (Lucy Nazro) and Daughters of Charity of St. Vincent de Paul (Bob Moroz); Agent: Bury & Pittman (Paul J. Bury, III). City Staff: Ellen Meadows, 499-2339.  
**Ordinance No. 990930-84 was approved.**

85. C14H-99-0006 – Schieffer House-County Agricultural Extension Office – Public hearing to amend Chapter 25-2 of the Austin City Code by rezoning property locally known as 1154 Lydia Street from “CS-1-NCCD”, Commercial-Liquor Sales-Neighborhood Conservation Combining District zoning to “CS-1-NCCD-H”, Commercial-Liquor Sales-Neighborhood Conservation Combining District-Historic District zoning. Planning Commission Recommendation: To grant to “CS-1-NCCD-H”, Commercial-Liquor Sales-Neighborhood Conservation Combining District-Historic District zoning. Applicant: City of Austin; Agent: Development Review and Inspection. City Staff: Barbara Stocklin, 499-2414.  
**This item was postponed to November 4, 1999 at the request of the applicant.**

**Items 86-88 were pulled for discussion.**

89. C14-99-0082 – Public hearing to amend Chapter 25-2 of the Austin City Code by rezoning property locally known as 901-905 Nueces Street from MF-4, Multifamily Residence (Moderate-High Density) District to DMU, Downtown Mixed Use District zoning. Planning Commission Recommendation: To grant DMU-CO, Downtown Mixed Use-Conditional Overlay Combining District zoning with conditions. Applicant: Horton Investments (John C. Horton, III); Agent: Crocker Consultants (Sarah Crocker). City Staff: Cecilia Williams, 499-2251.

**Ordinance No. 990930-89 was approved.**

90. C14-99-0086 – Public hearing to amend Chapter 25-2 of the Austin City Code by rezoning property locally known as 2207 Uphill Lane from SF-3, Family Residence District to SF-6, Townhouse and Condominium District zoning. Planning Commission Recommendation: To grant SF-6-CO, Townhouse and Condominium Residence-Conditional Overlay Combining District zoning with conditions. Applicant: Kathleen F. Meece (Frank Meece); Agent: Frank Meece. City Staff: Cecilia Williams, 499-2251.

**Ordinance No. 990930-90 was approved.**

91. C14-99-0121 – Public hearing to amend Chapter 25-2 of the Austin City Code by rezoning property locally known as 1200 Stobaugh Street from SF-3, Family Residence District to GR, Community Commercial District zoning. Planning Commission Recommendation: To deny the request for rezoning. Applicant: Anderson Lane Body Shop (Travis Hastings); Agent: Jim Bennett. City Staff: Cecilia Williams, 499-2251.

**This item was postponed to November 4, 1999 at the request of the applicant.**

92. C14-99-0122 – Hoover Tract - Public hearing to amend Chapter 25-2 of the Austin City Code by rezoning property locally known as 11100 Anderson Mill Road from DR, Development Reserve District to SF-2, Single-Family Residence (Standard Lot) District zoning for Tract 1; LO-MU, Limited Office-Mixed Use District zoning for Tracts 2 & 4, and SF-6, Townhouse and Condominium Residence District zoning for Tract 3. Planning Commission Recommendation: To grant SF-2-CO, Single-Family Residence (Standard Lot)-Conditional Overlay Combining District zoning with conditions for Tract 1; and SF-6-CO, Townhouse and Condominium Residence-Conditional Overlay Combining District zoning with conditions for Tract 2. Applicant: R. W. Hoover; Agent: RMD & Company, Inc. (Rhett Dawson). City Staff: David Wahlgren, 499-6455.

**The public hearing was closed and the first reading of this ordinance was approved. Council will suspend the rules and reopen the public hearing, if needed, at the Council meeting when the second and third readings are considered.**

**A motion to reconsider this item was approved on Council Member Slusher's motion, Council Member Griffith's second by a 6-0 vote. Council Member Lewis was off the dais.**

**Ordinance No. 990930-92 was approved on Council Member Slusher's motion, Council Member Griffith's second by a 6-0 vote. Council Member Lewis was off the dais.**

**Item 93 was pulled for discussion.**

94. C14-99-0129 – Southpark Meadows – Public hearing to amend Chapter 25-2 of the Austin City Code by zoning property locally known as 9600 South IH-35 service Road from I-RR, Interim Rural Residence to “LO”, Limited Office District and CS-1, Commercial-Liquor Sales District zoning. Planning Commission Recommendation: To Grant LO, Limited Office District zoning for Tracts 1 & 3, and CS-1-CO, Commercial Services-Liquor Sales-Conditional Overlay Combining District zoning for Tract 2. Applicant: Theriot Family Partnership Universal Concerts; Agent: Richard Suttle, Jr. City Staff: Joe Arriaga, 499-2308. **This item was postponed to October 7, 1999 at the request of the neighborhood.**

96. C14-99-0137 - Public hearing to amend Chapter 25-2 of the Austin City Code by zoning property locally known as 9518 Anderson Mill Road from I-RR, Interim-Rural Residence District to LI, Limited Industrial Service District zoning. Planning Commission Recommendation: To grant LI-CO, Limited Industrial Service-Conditional Overlay Combining District zoning with conditions. Applicant: William and Robert Balzen. City Staff: David Wahlgren, 499-6454.

**This item was postponed to November 4, 1999 at the request of the applicant.**

#### **DISCUSSION ZONING ITEMS.**

81. C14-98-0161 – Champion Property – Public hearing to amend Chapter 25-2 of the Austin City Code by rezoning property locally known as 6507 Winterberry Drive from DR, Development Reserve District to SF-2, Single-Family Residence (Standard Lot) District zoning. Planning Commission Recommendation: To grant SF-2-CO, Single-Family Residence (Standard Lot)-Conditional Overlay Combining District zoning with conditions. Applicant: Josie Champion, Juanita Meier and Mary Roberson; Agent: Graves, Dougherty, Heaton & Moody (Mike Whellan). City Staff: Ellen Meadows, 499-2339.

**This item was postponed to November 4, 1999 on Council Member Garcia's motion, Council Member Slusher's second by a 7-0 vote. The postponement was at the request of the neighborhood.**

82. C14-98-0162 – Champion Property – Public hearing to amend Chapter 25-2 of the Austin City Code by rezoning property locally known as 6011-6411 City Park Road, 5801-6507 FM 2222 from SF-2, Single-Family Residence (Standard Lot) District to GO-MU, General Office-Mixed Use Combining District zoning. Planning Commission Recommendation: To grant

GO-MU-CO, General Office-Mixed Use- Conditional Overlay Combining District zoning with conditions for Tract 3. Applicant: Josie Champion, Juanita Meier, and Mary Roberson; Agent: Graves, Dougherty, Hearon & Moody (Mike Whellan) and Lockwood Engineers, Inc. (Fred Lockwood). City Staff: Ellen Meadows, 499-2339.

**This item was postponed to November 4, 1999 on Council Member Garcia's motion, Council Member Slusher's second by a 7-0 vote. The postponement was at the request of the neighborhood.**

83. C14-98-0163 – Champion Property – Public hearing to amend Chapter 25-2 of the Austin City Code by rezoning property locally known as 5614-5620 FM 2222; 6300-6406 Lakewood Drive; 6700-6708 Lakewood Drive; 6401-6711 Capital of Texas Highway North from SF-2 Single-Family Residence (Standard Lot) District to GR-MU, Community Commercial-Mixed Use Combining District zoning. Planning Commission Recommendation: To grant GR-MU-CO, Community Commercial-Mixed Use-Conditional Overlay Combining District zoning with conditions for Tract 5. Applicant: Josie Champion, Juanita Meier, and Mary Roberson; Agent: Graves, Dougherty, Hearon & Moody (Mike Whellan) and Lockwood Engineers, Inc. (Fred Lockwood). City Staff: Ellen Meadows, 499-2339.

**This item was postponed to November 4, 1999 on Council Member Garcia's motion, Council Member Slusher's second by a 7-0 vote. The postponement was at the request of the neighborhood.**

87. C14-99-0076 – Champion Property – Public hearing to amend Chapter 25-2 of the Austin City Code by rezoning property locally known as 5800-6802 FM 2222 and 6100-6712 Capital of Texas Highway North from DR, Development Reserve District and SF-2, Single-Family Residence (Standard Lot) District to MF-2, Multifamily Residence (Low Density) District zoning for Tract 1B; from SF-2, Single-Family Residence (Standard Lot) District to GR-MU, Community Commercial-Mixed Use Combining District zoning for Tract 1C; from DR, Development Reserve District and SF-2, Single-Family Residence (Standard Lot) District to GO-MU, General Office-Mixed Use Combining District zoning for Tract 1D. Planning Commission Recommendation: To grant MF-1-CO, Multifamily Residence (Limited Density)-Conditional Overlay Combining District zoning with conditions for Tract 1B; GR-MU-CO, Community Commercial-Mixed Use-Conditional Overlay Combining District zoning with conditions for Tract 1C; GO-MU-CO, General Office-Mixed Use-Conditional Overlay Combining District zoning with conditions for Tract 1D. Applicant: Josie Champion, Juanita Meier, and Mary Roberson; Agent: Graves, Dougherty, Hearon & Moody (Mike Whellan). City Staff: Ellen Meadows, 499-2339.

**This item was postponed to November 4, 1999 on Council Member Garcia's motion, Council Member Slusher's second by a 7-0 vote. The postponement was at the request of the neighborhood.**

88. C14-99-0077 – Champion Property – Public hearing to amend Chapter 25-2 of the Austin City Code by rezoning property locally known as 6100-6404 City Park Road and 6509-6909 FM 2222 from DR, Development Reserve District to GR-MU-CO, Community Commercial-Mixed Use Conditional Overlay Combining District zoning with conditions. Planning Commission Recommendation: To grant; GR-MU-CO, Community Commercial-Mixed Use-Conditional Overlay Combining District zoning with conditions for Tract 2. Applicant: Josie

Champion, Juanita Meier, and Mary Roberson; Agent: Graves, Dougherty, Hearon & Moody (Mike Whellan). City Staff: Ellen Meadows, 499-2339.

**This item has been postponed to November 4, 1999 on Council Member Garcia's motion, Council Member Slusher's second by a 7-0 vote. The postponement was at the request of the neighborhood.**

### PUBLIC HEARINGS

86. C14-99-0069 – Gotham Condominium – Public hearing to amend Chapter 25-2 of the Austin City Code by rezoning property locally known as 200-210 South Congress from LI, Limited Industrial Service district zoning to LI-PDA, Limited Industrial Service-Planned Development Area Combining District zoning. Planning Commission Recommendation: To Grant LI-PDA, Limited Industrial Service-Planned Development Area Combining District zoning with conditions. Applicant: Hixco, Inc. (Michael Hicks, President); Agent: Crocker Consultants (Sarah Crocker). City Staff: Susan Villarreal, 499-6319. (continued from 8/26/99 and 9/9/99)

**A motion was made to recess the public hearing on this item by Council Member Garcia's motion, Council Member Slusher's second by a 6-0 vote. Council Member Lewis was off the dais.**

**The public hearing was closed on Mayor Pro Tem Goodman's motion, Council Member Griffith's second by a 6-0 vote. Council Member Spelman was off the dais.**

**A motion was made by Mayor Pro Tem Goodman to approve first reading with zoning of LI-PDA, height limitation of 60', with direction to staff that the time before the 2<sup>nd</sup> and 3<sup>rd</sup> readings be used to explore the issues surrounding the height bonus that was supposed to be part of the Town Lake overlay/corridor, the parking requirements by code, and any alternatives. Council Member Griffith seconded the motion.**

**A substitute motion to accept the Planning Commission's recommendation on first reading was approved on Council Member Garcia's motion, Council Member Spelman's second on a 5-2 vote. Council Members Griffith and Slusher voted no.**

97. Conduct a public hearing on a proposed street name change for a portion of 18<sup>th</sup> Street (East and West) changing it to BOB BULLOCK WAY (from the west right-of-way line of Trinity Street in a westerly direction to the east right-of-way line of West Avenue), in honor of former Lieutenant Governor Bob Bullock.

**This item was postponed at Council's request on Council Member Slusher's motion, Council Member Garcia's second on a 7-0 vote.**

102. Consider a proposed street name change for a portion of 18<sup>th</sup> Street (East and West) changing it to BOB BULLOCK WAY (from the west right-of-way line of Trinity Street in a westerly direction to the east right-of-way line of West Avenue), in honor of former Lieutenant Governor Bob Bullock.

**This item was postponed at Council's request on Council Member Slusher's motion, Council Member Garcia's second on a 7-0 vote.**

93. C14-99-0128 - Public hearing to amend Chapter 25-2 of the Austin City Code by rezoning property located at Bonaventure Drive and River Place Boulevard from DR, Development Reserve District to NO-CO, Neighborhood Office District zoning. Planning Commission Recommendation: To grant NO-CO, Neighborhood Office District zoning. Applicant: Realtex Ventures, Inc. (Glen Irby); Agent: Land Strategies, Inc. (Paul W. Linehan). City Staff: Cecilia Williams, 499-2251.

**The public hearing was closed on Council Member Garcia's motion, Council Member Spelman's second by a 5-0 vote. Council Members Griffith and Lewis were off the dais.**

**Ordinance No. 990930-93 was approved on Council Member Spelman's motion, Council Member Slusher's second by a 6-1 vote. Mayor Watson voted no.**

95. C14-99-0134 - Public hearing to amend Chapter 25-2 of the Austin City Code by zoning property located at 1010-1070 Dalton Lane from I-RR, Interim Rural Residence District to RR, Rural Residence District and LI-CO, Limited Industrial Services-Conditional Overlay Combining District zoning with conditions. Planning Commission Recommendation: To Grant RR, Rural Residence District and LI-CO, Limited Industrial-Conditional Overlay Combining District zoning with conditions. Applicant: (Dalton Lane General Partnerships (George Dawkins); Agent: Ray Wilkerson Companies (Jim Spence). City Staff: Adam Smith, 499-2755.

**The public hearing was closed on Council Member Garcia's motion, Council Member Slusher's second by a 6-0 vote. Council Member Spelman was off the dais.**

**The first reading of this ordinance on Mayor Pro Tem Goodman's motion, Mayor Watson's second by a 5-0 vote. Council Members Griffith and Spelman were off the dais.**

98. Conduct a public hearing on an ordinance amending Chapter 25-2 regarding the use and site development regulations for a custom manufacturing use. City Staff: Greg Guernsey, 499-2387.

**The public hearing was closed on Council Member Slusher's motion, Council Member Garcia's second by a 7-0 vote.**

100. Approve an ordinance amending Chapter 25-2 regarding the use and site development regulations for a custom manufacturing use. Case No.: C2O-99-005 – City Staff: Greg Guernsey, 499-2387.

**Ordinance No. 990930-100 was approved on Council Member Lewis' motion, Mayor Watson's second by a 6-0 vote. Council Member Griffith was off the dais.**

99. Conduct a public hearing on an ordinance amending Chapter 25-2 regarding the use and site development regulations for the W/LO, Warehouse/Limited Office District. City Staff: Greg Guernsey, 499-2387.

**The public hearing was closed on Council Member Garcia's motion, Council Member Griffith's second by a 6-0 vote. Council Member Slusher was off the dais.**

101. Approve an ordinance amending Chapter 25-2 regarding the use and site development regulations for the W/LO, Warehouse/Limited Office District. Case No.: C2O-99-007 – City Staff: Greg Guernsey, 499-2387.

**First reading of this ordinance was approved on Mayor Pro Tem Goodman's motion, Council Member Griffith's second by a 7-0 vote. Second reading is scheduled for November 4, 1999.**

71. C14-99-0075 – Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property located 8810 Cullen Lane DR, Development Reserve District to CS-CO, General Commercial Services District zoning with conditions for Tract 1 and LO-CO, Limited Office-Conditional Overlay Combining District zoning with conditions for Tract 2. First reading on August 19, 1999; Vote: 7-0. . Conditions met as follows: Conditional overlay incorporates the conditions imposed by Council on first ordinance reading Applicant: William Ferris; Agent: Jim Bennett. City Staff: Joe Arriaga, 499-2308.  
**The public hearing was closed and Ordinance No. 990930-71 was approved on Council Member Spelman's motion, Council Member Garcia's second by a 7-0 vote.**
15. Authorize negotiation and execution of a contract and all documents necessary for the consummation of the fee simple sale of approximately 37.262 acres from two tracts of land acquired for the Barton Springs Clean Water Project, to the STATE OF TEXAS for right-of-way for the State Highway 45 construction project.  
**No action was taken on this item.**

**ADJOURNED at 10:18 p.m. on Council Member Slusher's motion, Council Member Garcia's second by a 7-0 vote.**

**The minutes for the Regular Meetings of September 30, 1999 and October 28, 1999, were approved on this the 4<sup>th</sup> day of November, 1999 on Council Member Spelman's motion, Council Member Garcia's second by a 4-0 vote. Mayor Pro Tem Goodman and Council Member Lewis abstained. Mayor Watson was absent.**