



Austin City Council MINUTES

APRIL 11, 1996

Mayor Todd called the meeting to order, Councilmember Mitchell off the dais, Councilmembers Shea and Goodman temporarily absent.

1. Approval of Minutes for Worksession of March 27, 1996 and Regular Meeting of March 28, 1996.
Approved on, Mayor Pro Tem Garcia's motion, Mayor Todd's second, 5-0 vote, Councilmembers Shea and Goodman temporarily absent.

CITIZEN COMMUNICATIONS: GENERAL

2. Mr. Gus Pena, to discuss youth-at-risk programs and funding for homeless programs.
3. Mr. Jimmy Castro, to discuss A.I.S.D. school bond election.
4. Mr. Joe Quintero, to discuss relocation of soup kitchen.
5. Mr. Richard Halpin, to discuss youth opportunities at Austin Community Television.
Absent
6. Mr. Frank Ringer, to discuss Austin Community Television.
7. Mr. Richard Troxell, to discuss homeless issues.
8. Ms. Ronda von Sehrwald, to discuss Board of Adjustment and Development Services.
9. Mr. Dudley Houghton, to discuss the report on the Board of Adjustment.
10. Ms. Pamel Small, to discuss Board of Adjustment and Development Services.
Absent
11. Mr. Paul Robbins, to discuss city issues.

BOARD AND COMMISSION REPORTS

12. Citizens' Planning Committee, to distribute final report. (Councilmember Jackie Goodman)
Presentation by Ben Heimsath

ITEMS CONTINUED FROM PREVIOUS MEETINGS

13. Approve second reading of an ordinance granting a charter bus franchise to Admiral Coach Lines, Inc., and a proposed rate of fare. (5% of gross revenue for the first year, 10% each additional year.) (Recommended by Urban Transportation Commission)
Postponed indefinitely
14. Authorize negotiation and execution of a professional services agreement with ROGERS & PERRY ARCHITECTS, Austin, Texas, to provide architectural design and construction phase services for the North Loop Area Branch Library, in the amount of \$147,500. (Funding was included in the 1995-96 Capital budget of the Library Department.) Best qualification statement of twenty-two. 8.6% MBE, 18.2% WBE Subconsultant participation.
Approved

ORDINANCES

15. Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code rezoning property locally known as 2903, 2909, 2915, 3005 & 3011 West William Cannon Drive, Case No. C14-95-0106, from "SF-2", Single Family Residence (standard lot) to "LO-CO", Limited Office-Conditional Overlay, zoning subject to limiting development to an intensity that will generate less than 2,000 vehicle trips per day; JUBILEE CHRISTIAN CENTER (Jimmy Seal). First reading on November 2, 1995; Vote 6-0, Reynolds off the dais. Conditions met as follows: Conditional overlay incorporates conditions imposed by Council.
Ordinance No. 960411-A approved
16. Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code rezoning property locally known as 3103, 3109, 3113 & 3203 West William Cannon Drive, Case No. C14-95-0107, from "SF-2", Single Family Residence (standard lot) to "LO-CO", Limited Office-Conditional Overlay, zoning subject to the following: (1) limit development to an intensity that will generate less than 2,000 vehicle trips per day; and (2) prohibit access to Stage Coach Trail; JUBILEE CHRISTIAN CENTER (Jimmy R. Seal). First reading on November 2, 1995; Vote 6-0, Reynolds off the dais. Conditions met as follows: Conditional overlay incorporates conditions imposed by Council.
Ordinance No. 960411-B approved
17. Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code rezoning property locally known as 4309 and 4311 Marathon Boulevard, Case No. C14-95-0200, from "SF-3", Family Residence to "P", Public District; C.O.A.-PLANNING AND DEVELOPMENT. First reading on February 29, 1996; Vote 7-0. Conditions met as follows: There are no conditions to be met.
Ordinance No. 960411-C approved
18. Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code rezoning property locally known as North F.M. 620 and Broadmeade Avenue, Case No. C14-95-0163, from "SF-2", Single Family Residence (standard lot) & "LR", Neighborhood Commercial to "GR-CO", Community Commercial-Conditional Overlay for Tract 1 and "RR", Rural Residence District for Tract 2 (floodplain). The provisions of the

overlay are as follows: prohibit the following uses - Automotive Repair Services, Automotive Sales, Automotive Washing (any type), Drop-Off Recycling Collection Facility, Exterminating Services, Indoor Entertainment, Indoor Sports and Recreation, Business or Trade Services, Hotel-Motel, and sale or rental of Adult-Oriented Products if such sale or rental accounts for 10% or more revenues of a specific business; JOE HAJAR. First reading on March 7, 1996; Vote 4-0, Mitchell, Nofziger & Shea off the dais. Conditions met as follows: conditional overlay incorporates conditions imposed by Council. (cont'd. from 03/21/96)

Postponed two weeks

19. Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code rezoning property locally known as North F. M. 620 and Broadmeade Avenue, Case No. C14-95-0164, from "LR", Neighborhood Commercial to "GR-CO", Community Commercial-Conditional Overlay zoning for Tract 2, with the provisions of the overlay as follows: (1) prohibit the following uses - Automotive Repair Services, Automotive Sales, Automotive Washing (any type), Drop-Off Recycling Collection Facility, Exterminating Services, Indoor Entertainment, Indoor Sports and Recreation, Business or Trade School, Hotel-Motel, and sale or rental of Adult-Oriented Products if such sale or rental accounts for 10% or more revenues of a specific business; and (2) dedication of up to 35 feet of right-of-way from the existing centerline of Briar Hollow Drive; AND "CS-1-CO", Commercial Liquor Sales-Conditional Overlay, zoning for Tract 1 with the provisions of the overlay limiting: (1) uses permitted in GR zoning district; (2) one liquor store only; and (3) this liquor store will be limited to a maximum of 5,000 square feet; JOE HAJAR. First reading on March 7, 1996; Vote 4-0, Mitchell, Nofziger & Shea off the dais. Conditions met as follows: conditional overlay incorporates conditions imposed by Council. (cont'd. from 03/21/96)

Postponed two weeks

20. Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code rezoning property locally known as North F.M. 620 and Briar Hollow Drive, Case No. C14-95-0165, from "SF-2", Single Family Residence (standard lot) to "GR-CO", Community Commercial-Conditional Overlay zoning, with the provisions of the overlay as follows: (1) prohibit the following uses - Automotive Repair Services, Automotive Sales, Automotive Washing (any type), Drop-Off Recycling Collection Facility, Exterminating Services, Indoor Entertainment, Indoor Sports and Recreation, Business or Trade School, Hotel-Motel, and sale or rental of Adult-Oriented Products if such sale or rental accounts for 10% or more revenues of a specific business; and (2) dedication of up to 35 feet of right-of-way from the existing centerline of Briar Hollow Drive; JOE HAJAR. First reading on March 7, 1996; Vote 4-0, Mitchell, Nofziger & Shea off the dais. Conditions met as follows: conditional overlay incorporates conditions imposed by Council. (cont'd. from 03/21/96)

Postponed two weeks

Items 14 through 20 approved on, Mayor Pro Tem Garcia's motion, Councilmember Reynolds' second, 7-0 vote.

21. Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code rezoning property locally known as 5601 - 5839 S. MoPac NB, Case No. C14-95-0117, from "MF-3-CO", Multifamily Residence (medium density)-Conditional Overlay to "MF-3-CO", Multifamily Residence (medium density)-Conditional Overlay, zoning subject

to: (1) limit density to 25 units per acre, and (2) recommendations of the Transportation Review Memorandum, dated November 20, 1995; PHILLIPS & COPUS CREDITORS (Allen T. Jacoby), by Graves, Dougherty, Hearon (Ann E. Vanderburg). First reading on February 29, 1996; Vote 6-1; Shea voting "No". Conditions met as follows: Conditional overlay incorporates conditions imposed by Council. At first reading of the ordinance, the applicant's request to delete the previous conditional overlay requirement to comply with the S.O.S. standards was granted.

Ordinance No. 960411-D approved on Mayor Pro Tem Garcia's motion, Councilmember Reynolds' second, 5-2 vote, Councilmembers Shea and Nofziger voting "NO".

22. Approve second/third readings of an ordinance amending the Austin Metropolitan Area Transportation Plan element of the Comprehensive Plan by adopting the 1995 Bicycle Plan, Part 1. (Recommended by Planning Commission, Parks Board, Environmental Board, Urban Transportation Commission). (Councilmember Max Nofziger, Mayor Pro Tem Gus Garcia, Councilmember Jackie Goodman)

Ordinance No. 960411-E approved on, Mayor Pro Tem Garcia's motion, Councilmember Reynolds' second, 7-0 vote.

23. Approve issuance by Wells Branch Municipal Utility District of Unlimited Tax and Refunding Bonds, Series 1996, in an amount not to exceed \$10,100,000; approving terms, conditions and covenants of a Bond Order, and Preliminary Official Statement. (No fiscal impact. The City is not obligated for payment on District bonds until annexation and dissolution of the District.)

Ordinance No. 960411-F approved on, Mayor Pro Tem Garcia's motion, Councilmember Reynolds' second, 6-1 vote, Councilmember Shea voting "NO".

24. Approve issuance by Circle C Municipal Utility District #3 of Combination Unlimited Tax and Revenue Bond Series 1996, in an amount not to exceed \$2,750,000; approve substantial draft of Bond Resolution, Notice of Sale, Bid Instructions, Form of Bid, and Preliminary Official Statement. (No fiscal impact. The City is not obligated for payment on district bonds.)

Ordinance No. 960411-G approved on, Mayor Pro Tem Garcia's motion, Councilmember Reynolds' second, 6-1 vote, Councilmember Shea voting "NO".

25. Approve first reading of an ordinance granting a franchise agreement between the City of Austin and GST Lightwave, Inc., to provide telecommunication services. (Unanticipated revenue in the amount of \$8,750 for 1995-96.) (Recommended by Telecommunications Infrastructure Subcommittee and Telecommunications Commission)

Approve first reading only on, Mayor Pro Tem Garcia's motion, Councilmember Reynolds' second, 7-0 vote.

26. Approve amendments to Chapter 5-7 of the City Code, the Minority- Owned and Women-Enterprise Program. (No fiscal impact.) (Approved by MBE/WBE Advisory Committee.)

Ordinance No. 960411-H approved emergency passage on, Mayor Pro Tem Garcia's motion, Councilmember Reynolds' second, 6-0-1 vote, Councilmember Mitchell abstaining.

RESOLUTIONS

27. Approve execution of a twelve month supply agreement with BAXTER HEALTHCARE CORPORATION SCIENTIFIC PRODUCTS DIVISION, Grand Prairie, Texas, for the purchase of laboratory expendable supplies, for the Water and Wastewater Utility, in an amount not to exceed \$150,000 with two twelve month extension options in an amount not to exceed \$150,000 per extension, for a total amount not to exceed \$450,000. (Funding in the estimated amount of \$75,000 is available in the 1995-96 operating budget of the Water and Wastewater Utility. Funding for the remaining six months and the extension options is contingent upon available funding in future budgets.) Low bid of five. No M/WBE Subcontracting opportunities were identified. (To be reviewed by Water and Wastewater Commission April 3, 1996) (Recommended by the Water and Wastewater Commission)

Approved

28. Approve execution of a twelve month supply agreement with J. B. BATTLE UNIFORM COMPANY, Oklahoma City, Oklahoma, for the purchase of police uniforms, in an amount not to exceed \$131,075.95 with two twelve month extension options in an amount not to exceed \$131,075.95 per extension, for a total amount not to exceed \$393,227.85. (Funding in the amount of \$65,538 is available in the 1995-96 operating budget of the Police Department. Funding for the remaining six months and the extension options is contingent upon available funding in future budgets.) Low responsive bid of four. No M/WBE Subcontracting opportunities were identified.

Approved

Items 27 and 28 approved on, Mayor Pro Tem Garcia's motion, Councilmember Reynolds' second, 7-0 vote.

29. Approve execution of a contract with IBM CORPORATION, Austin, Texas, for the purchase of an upgrade to the existing IBM minicomputer in the Municipal Court, in an amount not to exceed \$89,973. (Funding is available in the 1995-96 operating budget of the Municipal Court.) Sole Source. NO M/WBE Subcontractor opportunities were identified.

Approved on, Mayor Pro Tem Garcia's motion, Councilmember Reynolds' second, 6-0-1 vote, Councilmember Reynolds abstaining.

30. Approve negotiation and execution of two twelve month contract awards to AUSTIN COMMUNITY COLLEGE, CHILD DEVELOPMENT DEPARTMENT, Austin, Texas, for child care quality improvement services, in an amount not to exceed \$57,600; and to FOUNDATION FOR TEXAS CHILDREN, Austin, Texas, for child care services, in an amount not to exceed \$44,000.00, for a total amount of \$101,600. (Funding is available in the 21st Year Community Development (CDBG) Special Revenue Fund.) (Recommended by Community Development Commission and Child Care Council)

Approved

Aviation (Items 31-35)

31. Approve the execution of a construction contract to ENVIRONMENTAL RECONDITIONING, INC., for Remediation and Demolition Project No. 4B for the Austin-Bergstrom International Airport (ABIA), in the amount of \$201,500.00, plus a contingency fund of \$20,150.00, for a total amount of \$221,650. (Funding was included in the 1995-96 Capital budget of the Aviation Department.) Low bid of six. 35% DBE Subcontractor participation: 0% MBE, 35% WBE. (Reviewed by Airport Advisory Board)
Approved
32. Approve the execution of a construction contract to LIGHTHOUSE INTERNATIONAL, INC.,(DBE/MB) for Remediation and Demolition Project #3 for the Austin-Bergstrom International Airport (ABIA), in the amount of \$988,420.00, plus a contingency fund of \$98,842.00, for a total amount of \$1,087,262.00. (Funding was included in the 1995-96 Capital budget of the Aviation Department.) Low bid of six. 32% DBE participation: 32% MBE, 0% WBE. (Reviewed by Airport Advisory Board)
Approved
33. Approve the execution of a construction contract to LIGHTHOUSE INTERNATIONAL, INC.,(DBE/MB) for Remediation and Demolition Project #4A for the Austin-Bergstrom International Airport (ABIA), in the amount of \$621,690.00, plus a contingency fund of \$62,169.00, for a total amount of \$683,859.00. (Funding was included in the 1995-96 Capital budget of the Aviation Department.) Low bid of six. 32% DBE participation: 32% MBE, 0% WBE. (Reviewed by Airport Advisory Board)
Approved
34. Approve a contract with CCC GROUP, INC., San Antonio, Texas for hazardous materials removal and remediation at non-project specific construction area at Austin -Bergstrom International Airport (ABIA) in the amount of \$712,892.10, plus a contingency fund of \$71,289 for change orders. (Funding was included in the 1995-96 Capital Budget of the Aviation Department.)Low bid of six. 31.56% DBE participation: 31.56% MBE, 0% WBE. (Reviewed by Airport Advisory Board)
Approved
35. Approve a construction contract award to TEXAS COMMERCIAL FENCE, INC, Austin, Texas for construction of sign improvements at Robert Mueller Municipal Airport in the amount of \$176,485. (Funding was included in the in the 1995-96 Capital budget of the Aviation Department.) Low responsive bid of five. No subcontracting opportunities identified. (Reviewed by the Airport Advisory Board.)
Approved
36. Approve Change Order #2 to AUSTIN FILTER SYSTEMS, INC., Austin, Texas, for additional materials needed to complete the Child Safety Sidewalk Project, in the amount of \$9,415.20, for a total contract amount of \$288,657.36. (Funding is available in the 1995-96

operating budget of the Child Safety Fund.) 8.42% MBE, 0% WBE Subcontractor participation.

Approved

Items 30 through 36 approved on, Mayor Pro Tem Garcia's motion, Councilmember Reynolds' second, 7-0 vote.

37. Approve a construction contract award to EDWARD R. COLEMAN CONSTRUCTION, Austin, Texas, for a Traffic System Management (TSM) Project on Congress and Oltorf, to include drainage improvements, in the amount of \$388,982.25. (Funding in the amount of \$344,807.25 was included in the 1995-96 Capital budget of the Public Works and Transportation Department; \$5,200 was included in the 1991-92 Capital budget of the Water and Wastewater Utility; \$38,975 was included in the 1995-96 Capital budget of the Water and Wastewater Utility.) Low bid of six. 26.8% MBE, 9.6% WBE Subcontractor participation. (Recommended by Water and Wastewater Commission)
Approved to refer to Urban Transportation Commission on, Councilmember Nofziger's motion, Councilmember Shea's second, 7-0 vote.
38. Approve negotiation and execution of a professional services agreement with CAMP, DRESSER & MCKEE, INC., Austin, Texas, to provide professional engineering services for the study of Infiltration and Inflow of the Crosstown Tunnel, in the amount of \$550,000. (Funding was included in the 1995-96 Approved Capital budget of the Water and Wastewater Utility.) 8.6% MBE, 18.2% WBE Subconsultant participation. (Recommended by Water and Wastewater Commission)
Approved
39. Approve execution of a twelve month service agreement with AUSTIN LANDFILL DIVERSION AND RECYCLING, INC., dba ALD RECYCLING, Del Valle, Texas, to provide recycling services and manage the Material Diversion Center at the City of Austin, FM 812 Landfill, in an amount not to exceed \$47,910 with four twelve month extension options in an amount not to exceed \$47,910 per extension, for a total amount not to exceed \$239,550. (Funding in the amount of \$24,000 is available in the 1995-96 operating budget of Solid Waste Services. Funding for the remaining six months and the extension options is contingent upon available funding in future budgets.) Single bid. No M/WBE Subcontracting opportunities were identified.
Approved
40. Approve execution of a contract with WAUKESHA-PEARCE INDUSTRIES, INC., Austin, Texas, for the purchase of a chassis mounted hydraulic excavator used to clean creek beds and detention ponds, in an amount not to exceed \$239,594. (Funding is available in the 1995-96 operating budget of the Drainage Utility Fund.) Sole Source. No M/WBE Subcontracting opportunities were identified.
Approved
41. Authorize City of Austin participation with the State of Texas in real property acquisition of the US 290/SH 71 project, in the amount of \$813,805. (Funding was included in the 1991-92 Capital budget of the Public Works and Transportation Department.)

Approved

Items 38 through 41 approved on, Mayor Pro Tem Garcia's motion, Councilmember Reynolds' second, 7-0 vote.

42. Authorize City of Austin participation with the State of Texas in real property acquisition for the U.S. 290/SH 71 project, in the amount of \$1,353,560. (Funding was included in the 1991-92 Capital budget of the Public Works and Transportation Department.)
Postponed to April 18, 1996

43. Authorize City of Austin participation with the State of Texas in real property acquisition of the U.S. 183 Project, in the amount of \$1,272,700. (Funding was included in the 1991-92 Capital budget of the Public Works and Transportation Department.)
Approved

44. Authorize the filing of the eminent domain proceedings to acquire a Temporary Work Space Easement containing 3.149 acres of land (137,200 square feet); and a Waterline Easement containing 1.052 acres (45,837 square feet) out of the Alexander Walter Survey No. 67 in Travis County, Texas, owned by Ridge Investors Limited, a Texas Limited Partnership for the N.E. Austin Water Transmission Main, Phase 4-A Project.
Approved

Items 43 and 44 approved on, Mayor Pro Tem Garcia's motion, Councilmember Reynolds' second, 7-0 vote.

45. Approve an agreement with the Leander Independent School District to have a joint early voting location and two polling place locations for the upcoming May 4, 1996 election. (Estimated savings in the amount of \$1,000 for the 1995-96 operating budget of the City Clerk Department.)
Pull off agenda, passed in meeting of April 10, 1996.

46. Approve negotiation of a franchise agreement and electric-utility infrastructure agreement with CSW Communications, Inc., to construct and operate a city-wide broadband telecommunications network and to implement utility applications and services, beginning with a pilot project. (No fiscal impact.) (Recommended by Telecommunications Subcommittee.)
Approved on, Mayor Pro Tem Garcia's motion, Councilmember Shea's second, 6-0-1 vote, Councilmember Mitchell abstaining.

47. Set a public hearing for a paving assessment to be levied for Oltorf Street. (Suggested date and time: July 25, 1996 at 4:30 p.m.)
Approved on, Mayor Pro Tem Garcia's motion, Councilmember Reynolds' second, 7-0 vote.

ITEMS FROM COUNCIL

48. Approve a resolution to direct the City Manager to conduct an assessment and testing for lead-based paint on City playscapes, and immediately begin to abate and remove

lead-based paint from all City playscapes. (Councilmember Eric Mitchell and Councilmember Ronney Reynolds)

Approved on, Councilmember Mitchell's motion, Councilmember Reynolds' second, 4-0 vote, Councilmembers Goodman, Nofziger and Shea off the dais.

49. Approve a resolution to direct the City Manager to develop a plan for addressing the future of the Seaholm Power Plant, and to report back to Council in 60 days. (Councilmember Max Nofziger, Mayor Pro Tem Gus Garcia, and Councilmember Brigid Shea)

Approved on, Mayor Pro Tem Garcia's motion, Councilmember Reynolds' second, 7-0 vote.

50. Approve a resolution to direct the City Manager to make recommendations concerning bus franchise policies and procedures, including fees paid to the City for the award of bus franchises. (Councilmember Eric Mitchell and Councilmember Ronney Reynolds)

Approved on, Mayor Pro Tem Garcia's motion, Councilmember Reynolds' second, 6-0-1 vote, Councilmember Shea abstaining.

51. Approve a resolution to direct the City Manager to implement certain recommendations of the Robert Mueller Municipal Airport Redevelopment Process and Goals Task Force. (Councilmember Max Nofziger, Councilmember Brigid Shea, and Mayor Pro Tem Gus Garcia)

Approved on, Mayor Pro Tem Garcia's motion, Councilmember Nofziger's second, 7-0 vote.

4:00 P.M. - ZONING HEARINGS AND APPROVAL OF ORDINANCES

52. C14-95-0168 - WILLOW/RIVERSIDE (A. Leon Thompson), by Amelia Lopez-Phelps, Consulting, 2427 East Riverside Drive. From SF-3 to MF-3. Planning Commission Recommendation: To Grant MF-3-CO, Multifamily Residence (medium density)-Conditional Overlay, with the provisions of the overlay as follows: (1) limit development to generate less than 2,000 vehicle trips per day; (2) dedication up to 70 feet of right-of-way from the existing centerline of Willow Mill Drive; and (3) limited to 22 units per acre. (cont'd. from 3-21-96)

Postponed indefinitely, requested by applicant.

53. C14-95-0136 - TOM WHITE PROPERTIES (Tom White), by Land Strategies, Inc. (Paul Linehan), U.S. Hwy. 290 West & Southwest Parkway. From DR to IP, CS & RR. Planning Commission Recommendation: To Grant CS, Commercial Services for Tract 1; IP-CO, Industrial Park-Conditional Overlay for Tracts 2 and 4; and RR, Rural Residence for Tract 3. The conditional overlay provisions for Tracts 2 and 4 are as follows: (1) limit height to a maximum of 35 feet; (2) prohibit the following uses - Automotive Rentals, Automotive Sales, Automotive Repair Services, Construction Sales and Service, Convenience Storage, Off-Site Accessory Parking, Outdoor Entertainment, Restaurant (drive-in, fast food), Restaurant (limited), Restaurant (general), Service Station, Vehicle Storage, Railroad Facilities, Outdoors Sports and Recreation, and Exterminating Services; All tracts subject to the following: (1) the recommendations in the Transportation Impact Analysis dated February 26, 1996; (2) subject to the Integrated Pest Management Program (I.P.M.); and (3) 70% Xeriscape landscaping.

Postponed indefinitely

54. C14-96-0003 - BYRAM PROPERTIES (Gary Stillwell), by William J. Scudder, Architect (Pat Scudder), 1700 East Anderson Lane. From MF-3-CO to LO. Planning Commission Recommendation: To Grant LO-CO, Limited Office-Conditional Overlay and RR, Rural Residence zoning for the area of the site within the 100 year floodplain. The provisions of the overlay are as follows: (1) a 50 foot undisturbed vegetative buffer along the south property line; (2) a 6 foot privacy fence; and (3) limit development to generate less than 2,000 vehicle trips per day.
Approve first reading only
55. C14-78-219 - JOE HAJJAR, North R.M. 620 and Broadmeade. Request for Restrictive Covenant Termination. Planning Commission Recommendation: Approve termination of restrictive covenant. (cont'd. from 2/1/96, 2/8/96, 2/29/96 & 03/21/96)
Postponed to April 25, 1996
56. C14-96-0005 - SID ORTON INVESTMENTS (Sid Orton), by Holland Co. (Steve Holland), 8601 South 1st Street. From DR to LI. Planning Commission Recommendation: To Grant IP, Industrial Park subject to: (1) height limit of 40 feet; and (2) 50% impervious coverage for the site. ACTION: POSTPONED TO 4/11/96, APPLICANT'S FIRST REQUEST (5-0 TODD-ABSENT, MITCHELL-OFF THE DAIS)
Approved first reading only, with Planning Commission recommendations, with modifications and additions as follows: 1) impervious cover - 70%; 2) no access to Swanson Lane; 3) limit hours of operation to 7 a.m. to 9 p.m.; and staff will work with applicant and neighborhood to fine-tune conditions prior to 2nd & 3rd readings.

Items 52 through 56 approved on, Councilmember Reynolds' motion, Councilmember Goodman's second, 5-0 vote, Councilmembers Shea and Nofziger off the dais.

EXECUTIVE SESSION (No Public Discussion on These Items)

Executive session held on the morning of this date.

The City Council will announce it will 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. The City Council may also announce it will go into Executive Session, if necessary, to receive advice from Legal Counsel regarding any other item on this agenda.

Advice of Counsel - Section 551.071

57. Discuss City of Austin v. Houston Lighting and Power Company, Cause No. 94-007946, in the 11th District Court of Harris County, Texas.
58. Discuss legal issues relating to renewal of Time Warner Entertainment Cable Franchise.
59. Discuss legal issues relating to proposed Bond Issue of Circle C Municipal Utility District No. 3.

Staff Briefing - Section 551.075

60. Staff briefing on City telecommunications initiative.(Request for strategic partner.) (No City Council deliberation permitted under Section 551.075.)

Real Estate Acquisition - Section 551.072

61. Discuss the purchase of lots 1 through 4, Block 34, Original City of Austin, from Southern Pacific Transportation, for the Austin Convention Center.

62. APPOINTMENTS

ANIMAL ADVISORY COMMISSION - KAREN MEDICUS.

COMMUNITY DEVELOPMENT COMMISSION - BOBBIE JOHNSON, SHERRIE HORTON, DARRELL GLASCO, PAUL HILGERS, BEN SIFUENTES.

CONSTRUCTION ADVISORY COMMITTEE - JON BURESS.

DOWNTOWN COMMISSION - KERRY TATE.

EMS QUALITY ASSURANCE TEAM - DR. PATRICK CROCKER, DR. ROBERT TATE, DR. RONALD PATRICK, DR. ROY LEAMON.

HOMELESS TASK FORCE - MIKE MANOR, ROSE LANCASTER, KATHY STARK, MAJOR JOHN JORDAN, CATHY NORMAN, GARY OFFINEER.

HUMAN RIGHTS COMMISSION - KATASHA VARNER.

LIBRARY COMMISSION - CLIFTON GRIFFIN.

STREET CLOSURE TASK FORCE - HOMER HILL, REGINALD HOLLEY.

URBAN TRANSPORTATION COMMISSION - KIT KRANKEL.

Approved on Mayor Pro Tem Garcia's motion, Mayor Todd's second, 5-0 vote, Councilmembers Nofziger and Mitchell off the dais.

ADDENDUM

Resolutions

63. Approve a resolution directing the City Manager to review the North University Neighborhood Association Parking Proposal; authorize the City Traffic engineer to implement the Proposal by preparation of an ordinance amending the applicable Sections of Chapter 16 of the Austin City Code, as amended; and forward the Proposal to the applicable Boards and Comissions of the City of austin for review and comment within two weeks. (Councilmembers Jackie Goodman and Max Nofziger)
Approved on Mayor Pro Tem Garcia's motion, Councilmember Reynolds second,7-0 vote.

ADJOURNED at 5:00 p.m.

Approved on this the 18th day of April, 1996, on, Mayor Pro Tem Garcia's motion, Councilmember Goodman's second, 5-0 vote, Councilmembers Shea and Mitchell temporarily absent.

