



Austin City Council MINUTES

REGULAR MEETING
THURSDAY, OCTOBER 23, 1997

Mayor Watson called the meeting to order noting the presence of all of the Council.

1. Approval of Minutes for Regular Meetings of October 6, October 14, October 15, and October 16, 1997.
Approve on Mayor Pro Tem Garcia's motion, Councilmember Spelman's second, 7-0 vote.

CITIZEN COMMUNICATIONS: GENERAL

2. Robert Thomas, to discuss employment at Rosewood Recreation Center.
3. Sheri Budreau, to discuss the 1st Annual Guadalupe Street Fair and the 23rd Street Renaissance Market, and the December 1st Tree Lighting Ceremony.
Not Present
4. Joe Quintero, to discuss East Austin Community Issues and threat to safety concerns.
5. Skip Cameron, to discuss the Bull Creek Watershed Ordinance.
6. Dorothy Jackson, to discuss a planetarium for the city.
7. Dale Johnson, to discuss bicycle plan funding.
8. Mary Aleshire, to discuss the City of Austin Public Information Officer; etiquette of cake serving at open reception honoring Chief of Police following his oath of office.
Not present

READING OF CONSENT AGENDA

READING OF DISCUSSION AGENDA

CITIZEN COMMUNICATIONS: CONSENT AGENDA

ACTION ON CONSENT AGENDA

Neighborhood Housing and Community Development

9. Approve a resolution authorizing negotiation and execution of an amendment to the contract with Anderson Community Development Corporation (ACDC) for the acquisition of land and development of an additional 48 low income rental housing units in the SCIP II project area, in an amount not to exceed \$2,411,814, for a total amount not to exceed \$5,941,814. (Funding in the amount of \$1,490,914 is available in the 1997-98 operating budget of the Neighborhood Housing and Community Development Office (HOME Year 6); \$920,000 is available from 23rd Year CDBG HIP.)
Postponed to October 30, 1997

Finance and Administrative Services

10. Approve a resolution authorizing amendments to the City's Investment Policy. (No fiscal impact.) [Recommended by Audit and Finance Committee]
Resolution No. 971023-10 approved on Mayor Pro Tem Garcia's motion, Councilmember Spelman's second, 7-0 vote.

Parks and Recreation

11. Set a public hearing to approve the use of 0.86 acres (36,645 square feet) and the temporary use of 0.2608 acre (11,000 square feet) for construction of Loyola Lane Road Improvement Project from dedicated parkland known as Northeast District Park and Colony Park in accordance with Section 26.001 et seq. of the Texas Parks and Wildlife Code. (No fiscal impact.) [Suggested date and time: November 20, 1997 at 6:00 p.m.]
Resolution No. 971023-11 approved with direction to Parks and Recreation Department to review noise abatement, to evaluate impact on Walnut Creek and to report back to Council on impact on Walnut Creek, on, Councilmember Slusher's motion, Mayor Pro Tem Garcia's second, 6-0 vote, Mayor Pro Tem Garcia off the dais.

Development Review

12. Set a public hearing for an appeal of the Planning Commission approval of a Hill Country Roadway site plan for a 498 unit apartment project known as Riverlodge Apartments. (No fiscal impact.) [Suggested date and time: November 20, 1997 at 6:15 p.m.]
Resolution No. 971023-12 approved

Telecommunications and Regulatory Affairs

13. Approve second reading of an ordinance authorizing a license agreement with QWEST COMMUNICATIONS CORPORATION for placement of underground fiber optic cable in a designated area of the City, with an annual usage fee in the amount of \$67,000. Fee revenue for 1997-98 is \$67,000. (Funding is available in Franchise Fee Revenue for 1997-98.)
Approved

Planning Environmental and Conservation Services

14. Set public hearings on the full purpose annexation of territory consisting of 4,661.248 acres, more or less, comprising the area known as the Southwest Travis County Water District. (Suggested date and time: November 6, 1997 at 6:15 p.m. at Council Chambers and November 19, 1997 at 7:00 p.m. at Bowie High School, located at 4103 W. Slaughter Lane) [Related to Item 18]
Resolution No. 971023-14 approved

ITEMS FROM COUNCIL

15. Approve a resolution urging the Congress of the United States of America to support House Concurrent Resolution 106 which speaks to protecting the earth's climate from global warming and assuming a leadership role in negotiating an international climate change agreement at the Third Conference of the Parties to the Framework Convention on Climate Change in Kyoto, Japan. (Mayor Pro Tem Gus Garcia)
Resolution No. 971023-15 approved
16. Approve an ordinance creating a Task Force and Advisory Committee on Welfare Reform and Immigration Issues. (Mayor Pro Tem Gus Garcia and Mayor Kirk Watson)
Ordinance No. 971023-A approved with friendly amendment to add Community Action Network

Items 12 - 16 approved on Mayor Pro Tem Garcia's motion, Councilmember Spelman's second, 7-0 vote.

17. Approve a resolution reaffirming the city's opposition to location of a nuclear waste dump in Hudspeth County, Texas. (Councilmembers Daryl Slusher and Jackie Goodman and Mayor Pro Tem Gus Garcia)
Resolution No. 971023-17 approved on Councilmember Slusher's motion, Councilmember Goodman's second, 7-0 vote.
18. Approve a resolution directing the City Manager to proceed with annexation of the territory consisting of 4,661.248 acres, more or less, comprising the area known as the Southwest Travis County Water District effective immediately upon the signing of the Court's judgment in Cause No. 96-13123. (Councilmembers Daryl Slusher and Beverly Griffith) [Related to Item 14]
Resolution No. 971023-18 approved
19. Set a public hearing on an ordinance amending the City Code by establishing regulations for land development applications in response to the repeal of Subchapter I, Chapter 481 of the Texas Government Code (S.B. 1704) and amending the SOS Ordinance. (Suggested date and time: November 20, 1997 at 5:00 p.m.) [Mayor Kirk Watson, Mayor Pro Tem Gus Garcia and Councilmember Daryl Slusher]
Resolution No. 971023-19 approved

Items 18 and 19 approved on Mayor Pro Tem Garcia's motion, Councilmember Spelman's

second, 7-0 vote.

20. Approve an ordinance amending Chapter 2-2 of the City Code relating to the conduct of City Council meetings. (Mayor Kirk Watson)
Postponed

4:30 P.M. - ZONING HEARINGS AND APPROVAL OF ORDINANCES

21. C14-97-0098 - Public hearing to amend Chapter 13-2 of the Austin City Code by zoning property locally known as Bluegrass Drive and Bluffstone Lane (formerly Forsythia Drive) from "SF-6", Townhouse and Condominium Residence to "SF-2", Single Family Residence (standard lot). Planning Commission Recommendation: To Grant "SF-2", Single Family Residence (standard lot) District zoning. Applicant: City of Austin; Agent: Development Review and Inspections Department. City Staff: Craig Alter, 499-2769. **(Related to Items 22 & 23)**

Approved first reading only

22. C14-97-0099 - Public hearing to amend Chapter 13-2 of the Austin City Code by zoning property locally known as Bluegrass Drive and Bluffstone Lane (formerly Forsythia Drive) from "SF-6", Townhouse and Condominium Residence to "SF-2", Single Family Residence (standard lot). Planning Commission Recommendation: To Grant "SF-2", Single Family Residence (standard lot) District zoning. Applicant: City of Austin; Agent: Development Review and Inspections Department. City Staff: Craig Alter, 499-2769. **(Related to Items 21 & 23)**

Approved first reading only

23. C14-97-0100 - Public hearing to amend Chapter 13-2 of the Austin City Code by zoning property locally known as North Capital of Texas Highway and Bluffstone Lane (formerly Forsythia Drive) from "LO", Limited Office, "DR", Development Reserve, and "SF-2", Single Family Residence (standard lot) to "GR", Community Commercial. Planning Commission Recommendation: To Grant "GR-CO", Community Commercial-Conditional Overlay District zoning with conditions, and RR Rural-Residential zoning for the area within the floodplain. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Craig Alter, 499-2769. **(Related to Items 21 & 22)**

Approved first reading only

Close public hearing on Councilmember Griffith's motion, Councilmember Lewis' second, 6-0 vote, Mayor Pro Tem Garcia off the dais.

Items 21 - 23 approved on Councilmember Lewis' motion, Councilmember Goodman's second, 7 -0 vote.

Friendly amendment by Councilmember Slusher to include impervious coverage of 25% and be on first reading only, ACCEPTED

PUBLIC HEARINGS

24. 5:00 P.M. - Public hearing to approve a request by Roadstar Productions (Fred Smith) on behalf of University Area Partners, Inc., for an outdoor fall festival located within the street right-of-way of the 2100, 2200 and 2300 Blocks of Guadalupe Street, 400 Block of West 22nd Street, and the 400 Block of West 23rd Street to waive Section 8-3-4 of the City Code (minimum separation distance) between the outdoor festival which intends to sell alcoholic beverages and the existing churches, public schools and/or public hospitals. (Councilmembers Daryl Slusher and Jackie Goodman)
Motion to close public hearing on, Councilmember Slusher's motion, Councilmember Spelman's second, 7-0 vote.
25. 5:30 P.M. - Public hearing reauthorizing the Austin Downtown Public Improvement District (PID). [PID Assessments (not to exceed \$0.10 per \$100 evaluation); City of Austin contribution of \$100,000 annually, DAA memberships, Capital Metro \$25,000, Travis County \$25,000.]
Motion to close public hearing on, Mayor Pro Tem Garcia's motion, Councilmember Lewis' second, 6-0 vote, Mayor Pro Tem Garcia off the dais,
26. 6:00 P.M. - Public hearing on the annexation of the following: Adey MF Tract, Parliament House Road, IH-35 North, and Tuscany Business Park.
Motion to close public hearing on, Councilmember Lewis' motion, Councilmember Goodman's second, 4-0 vote, Mayor Pro Tem Garcia, Councilmembers Slusher and Spelman off the dais.
27. 6:30 P.M. - Public hearing on the annexation of the Davenport Area.
Motion to close public hearing on, Councilmember Lewis' motion, Councilmember Goodman's second, 7-0 vote.
28. 7:00 P.M. - Public hearing for citizen comment on the City's proposed annexations. (Councilmembers Daryl Slusher, Jackie Goodman and William Spelman)
Motion to close public hearing on, Councilmember Lewis' motion, Councilmember Goodman's second, 7-0 vote.

ACTION ON PUBLIC HEARINGS

29. Approve a request by Roadstar Productions (Fred Smith) on behalf of University Area Partners, Inc., for an outdoor fall festival located within the street right-of-way of the 2100, 2200 and 2300 Blocks of Guadalupe Street, 400 Block of West 22nd Street, and the 400 Block of West 23rd Street to waive Section 8-3-4 of the City Code (minimum separation distance) between the outdoor festival which intends to sell alcoholic beverages and the existing churches, public schools and/or public hospitals. (Councilmembers Daryl Slusher and Jackie Goodman)

Approved on, Councilmember Slusher's motion, Councilmember Spelman's second, 7-0 vote.

30. Approve a resolution reauthorizing the Austin Downtown Public Improvement District (PID). [PID Assessments (not to exceed \$0.10 per \$100 evaluation); City of Austin contribution of \$100,000 annually, DAA memberships, Capital Metro \$25,000, Travis County \$25,000.]
Resolution 971023-30 approved on, Councilmember Spelman's motion, Mayor Pro Tem Garcia's second, 6-0 vote, Councilmember Griffith off the dais.

EXECUTIVE SESSION (No Public Discussion on These Items)

Executive Session held 12:00 p.m. until 12:46 p.m.

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.

Private Consultation with Attorney - Section 551.071

31. Discuss legal issues relating to annexation.

Personnel Matters - Section 551.074

32. Discuss performance of the Municipal Court Clerk.

33. APPOINTMENTS

Mayor's Committee for People w/Disabilities - DALLAS PATTERSON
Robert Mueller Municipal Airport (RMMA) Advisory Group - DEANNA JAIME (NEIGHBORHOOD LEADER), RICK KRIVONIAK (NEIGHBORHOOD LEADER), PETER NESBY (NEIGHBORHOOD LEADER), SAM GUZMAN (AUSTIN BUSINESS & INDUSTRY REPRESENTATIVE), JIM ROBERTSON (URBAN DESIGN EXPERIENCE REPRESENTATIVE), CARL MULLEN (STATE OF TEXAS REPRESENTATIVE)

Telecommunications Commission - DANIEL CASTRO

Approved

ADDENDUM

October 23, 1997

ITEMS FROM COUNCIL

34. Approve appointments of Councilmember Beverly Griffith, Councilmember Jackie Goodman, Councilmember Willie Lewis and Councilmember William Spelman to the City Council Subcommittee on Robert Mueller Municipal Airport Reuse and Redevelopment Initiatives. (Mayor Pro Tem Gus Garcia and Councilmembers Beverly Griffith and Jackie Goodman)

Approved

35. Approve a resolution requesting that the Texas Comptroller conduct a performance audit of Capital Metro. (Councilmembers Daryl Slusher and Beverly Griffith)
Resolution No. 971023-35 approved

Items 33 - 35 approved on Councilmember Goodman's motion, Councilmember Slusher's second, 6-0 vote, Mayor Pro Tem Garcia off the dais.

Recessed at 2:35 p.m. until 4:30 p.m. on Mayor Pro Tem Garcia's motion, Councilmember Lewis' second, 7-0 vote.

Called back to order at 2:36 p.m. Recessed from 2:37 p.m. until 4:15 p.m. on Councilmember Slusher's motion, Councilmember Spelman's second, 6-0 vote, Mayor Pro Tem Garcia off the dais.

Recessed at 4:22 p.m. until 4:30 p.m. on Councilmember Griffith's motion, Councilmember Slusher's second, 6-0 vote, Mayor Pro Tem Garcia off the dais.

Recessed at 4:50 p.m. until 5:00 p.m. on Councilmember Slusher's motion, Councilmember Goodman's second, 7-0 vote.

ADJOURNED at 8:38 p.m.

Approved on this the 30th day of October 1997, on, Mayor Pro Tem Garcia's motion, Councilmember Slusher's second, 7-0 vote.