



Austin City Council MINUTES

WEDNESDAY,
MARCH 19, 1997

Mayor Todd called the meeting to order, Councilmembers Goodman and Reynolds temporarily absent.

11:30 A.M. BOARD AND COMMISSION REPORTS

1. ELECTRIC UTILITY COMMISSION - Teresa Reel, Chair
Presentation given by Teresa Reel.
2. RESOURCE MANAGEMENT COMMISSION - Glee Ingram, Chair
Presentation given by Glee Ingram and Roger Duncan.
3. MONTHLY ELECTRIC UTILITY MANAGEMENT REPORT
Presentation given by John Moore.

BRIEFINGS

4. AUSTIN ELECTRIC 2001 PROJECT UPDATE
Presentation given by Dorinda Pullium, Jim Blumberg and Roger Duncan.
5. ISSUE PAPER: SUSTAINABLE COMMUNITIES
Presentation given by Jim Smith, Roger Duncan, Randy Goss and Cathy Rogers.
6. DESIGN OF NEW AIRPORT PARKING GARAGE
Presentation given by Charles Gates, John Almond, Bob Binder and Joe Lessard.
7. LIBRARY INTERNET UPDATE
Presentation given by Brenda Branch.

1:00 P.M. CITIZENS COMMUNICATION: GENERAL

8. Mr. Frank Belanger, the future of Barton Springs is not yet written.

READING OF CONSENT AGENDA
READING OF DISCUSSION AGENDA
CITIZENS COMMUNICATION: CONSENT AGENDA
ACTION ON CONSENT AGENDA

1:00 P.M. - PREVIEW OF ITEMS FOR NEXT COUNCIL MEETING

9. Review of Proposed Agenda Items from the City Manager for March 27, 1997.
10. Review of Proposed Agenda Items from Council for March 27, 1997.
11. Discuss and identify consent and discussion agenda items for the March 20, 1997 Council meeting agenda. (Agenda for March 20, 1997 is attached and incorporated by reference.)
12. Set time certain, if necessary, for agenda items on the March 20, 1997 agenda.

ITEMS CONTINUED FROM PREVIOUS MEETINGS

13. Approve second/third readings amending Ordinance 960910-A, the 1996-97 Capital budget of the Aviation Department, by increasing the appropriations by \$25,000,000 of the Austin-Bergstrom International Airport Capital budget for expansion of the parking garage. (Funding in the amount of \$16,800,000 will be funded by the issuance of debt by Austin-Bergstrom International Airport (ABIA) Development Corporation, \$8,200,000 will be funded by contributions from the Airport Capital Fund.) (Recommended by Airport Advisory Board)
Ordinance No. 970319-A approved on, Councilmember Mitchell's motion, Councilmember Reynolds' second, 7-0 vote.
14. Amend Ordinance 960910-G, the 1996-97 operating budget, by decreasing the Electric Utility ending balance by \$100,000 and increasing the appropriation to the Electric Utility operating budget by \$100,000 to fund a professional service agreement with W. Scott McCollough. (Funding in the amount of \$100,000 is available in the 1996-97 ending balance of the Electric Utility Department.)
Motion to approve on Councilmember Mitchell's motion, Councilmember Goodman's second,

No vote taken

Ordinance No. 970319-B approved
15. Approve a resolution authorizing negotiation and execution of a contract with SCOTT McCOLLOUGH, for legal and consulting services to provide the consumer perspective on proposed changes at the Electric Utility Department, in the amount of \$100,000. (Funding is available in the 1996-97 operating budget of the Electric Utility Department.)
Approved with a substitute motion by Mayor Pro Tem Garcia to change the dollar amount not to exceed \$38,750
Items 14 and 15 approved on, Mayor Pro Tem Garcia's motion, Councilmember Griffith's second, 5-0-1 vote, Mayor Todd "ABSTAINING", Councilmember Reynolds off the dais.

ORDINANCES/RESOLUTIONS

ELECTRIC UTILITY

16. Approve a resolution authorizing execution of a contract with CAPITAL BEARING SERVICES, INC., Austin, Texas, for the purchase of sheet packing materials for valves and pumps, in the amount of \$38,174.08. (Funding is available in the 1996-97 operating budget of the Electric Utility Department.) Low bid of five meeting specifications. No M/WBE Subcontracting opportunities were identified. (Recommended by Electric Utility Commission)
Approved
17. Approve a resolution authorizing execution of a twelve month supply agreement with RAINBOW MATERIALS, INC., (MBE/MH), Austin, Texas, to provide 3,000 cubic yards of structural concrete, in an amount not to exceed \$156,000 with two twelve month extension options in an amount not to exceed \$156,000 per extension, for a total contract amount of \$468,000. (Funding in the amount of \$78,000 was included in the 1996-97 operating budget of the Electric Utility Department. Funding for the remaining six months and the extension options is contingent upon available funding in future budgets.) Low bid of two. 100% MBE Prime Participation. No M/WBE Subcontracting opportunities were identified. (Recommended by Electric Utility Commission)
Approved
18. Approve a resolution authorizing execution of a twelve month supply agreement with AMERICAN INDUSTRIAL PRECAST, Alvarado, Texas, to provide precast concrete manholes, in an amount not to exceed \$39,765 with two twelve month extension options in an amount not to exceed \$39,765 per extension, for a total contract amount of \$119,295. (Funding in the amount of \$19,882.50 is available in the 1996-97 operating budget of the Electric Utility Department. Funding for the remaining six months and the extension options is contingent upon available funding in future budgets.) Low bid of two. No M/WBE Subcontracting opportunities were identified. (Recommended by Electric Utility Commission)
Approved
19. Approve a resolution authorizing execution of a twelve month supply agreement with MAJESTIKLEEN, (MBE/MA), Austin, Texas, for janitorial services at Kramer Lane Service Center, in an amount not to exceed \$40,740 with two twelve month extension options in an amount not to exceed \$40,740 per extension, for a total contract amount of \$122,220. (Funding in the amount of \$20,370 is available in the 1996-97 operating budget of the Electric Utility Department. Funding for the remaining six months and the the extension options is contingent upon available funding in future budgets.) Low bid of ten. 100% MBE Prime Participation. No M/WBE Subcontracting opportunities were identified. (Recommended by Electric Utility Commission)
Approved
20. Approve a resolution authorizing execution of a contract with NORTHERN TELECOM LIMITED, Burnaby, Canada, for the purchase of three northern telecom fiber optic baseband transceiver systems for substation (analog lightwave repeater assembly), in the amount of

\$100,000. (Funding was included in the 1996-97 Capital budget of the Electric Utility Department.) Sole source. No M/WBE Subcontracting opportunities were identified. (Recommended by Electric Utility Commission)

Approved

21. Approve a resolution authorizing execution of a contract with GENERAL ELECTRIC SUPPLY COMPANY, Austin, Texas, for the purchase of thirty-two three phase, pad mounted distribution transformers, in the amount of \$452,043. (Funding was included in the 1996-97 Capital budget of the Electric Utility Department.) Low bid of seven. No M/WBE Subcontracting opportunities were identified. (Recommended by Electric Utility Commission)

Approved

22. Approve a resolution authorizing execution of a twelve month supply contract with DX DISTRIBUTORS, San Antonio, Texas, for the purchase of 324 tons of caustic soda, used to produce demineralized water in boilers and gas turbines at the Holly and Decker Power Plants, in an amount not to exceed \$121,014 with two twelve month extension options in an amount not to exceed \$121,014 per extension, for a total contract amount not to exceed \$363,042. (Funding in the amount of \$60,507 was included in the 1996-97 operating budget of the Electric Utility Department.) Low bid of eight meeting specifications. No M/WBE Subcontracting opportunities were identified. (Recommended by Electric Utility Commission)

Approved

23. Approve a resolution authorizing execution of a contract with UEC EQUIPMENT COMPANY, Houston, Texas, for the purchase of one fifty-five foot overcenter material handling aerial device, in the amount of \$154,219. (Funding was included in the 1996-97 Capital budget of the Electric Utility Department.) Low bid of four meeting specifications. No M/WBE Subcontracting opportunities were identified. (Recommended by Electric Utility Commission)

Approved

24. Approve a resolution authorizing execution of a contract with DAVIS FLEET MAINTENANCE, INC., Dallas, Texas, for the purchase of two truck-mounted digger derricks with crossbox and flatbed bodies, in the amount of \$269,812. (Funding was included in the 1996-97 Capital budget of the Electric Utility Department.) Low bid of three. No M/WBE Subcontracting opportunities were identified. (Recommended by Electric Utility Commission)

Approved

25. Approve a resolution authorizing execution of a contract with ODESSA ENGINEERING, Austin, Texas, for the purchase of software programming upgrades, in the amount of \$41,400. (Funding is available in the 1996-97 operating budget of the Electric Utility Department.) Sole source. No M/WBE Subcontracting opportunities were identified. (Recommended by Electric Utility Commission)

Approved

Items 16 through 25 approved on, Mayor Pro Tem Garcia's motion, Councilmember Griffith's second, 6-0 vote, Councilmember Reynolds temporarily absent.

26. Approve execution of an emergency contract with EQUISALES, INC., Houston, Texas, for the purchase of a used General electric power transformer for the Seaholm substation in the amount of \$390,000. (Funding was included in the 1996-97 Capital Budget for the Electric Utility Department) No M/WBE Subcontracting opportunities were identified.

Approved on, Mayor Pro Tem Garcia's motion, Councilmember Griffith's second, 6-0 vote, Councilmember Reynolds temporarily absent.

PLANNING, ENVIRONMENTAL & CONSERVATION SERVICES

27. Approve a resolution authorizing the issuance of a Letter of Intent and a rebate in the amount of \$150,000 to MOTOROLA, INC., for the installation of premium efficiency motors, fluorescent lighting system, water-cooled centrifugal chillers and variable frequency drives which operate the electric motors at 3501 Ed Bluestein Boulevard in Austin. Installation of this equipment will save an estimated 1,163 kilowatts at a cost of \$129 per kilowatt saved. (Funding is available in the 1996-97 operating budget of the Conservation Rebates and Incentives Fund.) (Recommended by Resource Management Commission)

Postponed one week

28. Approve a resolution authorizing the issuance of a Letter of Intent and a rebate in the amount of \$47,250 to JPI MULTI-FAMILY, INC., for the installation of high-efficiency air conditioning equipment at the Jefferson at Commons at Parke Green II Apartments. Energy improvements qualifying for this rebate will save an estimated 196 kilowatts at a program cost of \$241 per kilowatt saved. Each high efficiency air conditioner will save the residents between \$68 and \$135 per cooling season in energy costs. (Funding is available in the 1996-97 operating budget of the Conservation Rebates and Incentives Fund.) (Recommended by Resource Management Commission)

Postponed one week

29. Approve a resolution authorizing the issuance of a Letter of Intent and a rebate in the amount of \$67,025 to JPI MULTI-FAMILY, INC., for the installation of high-efficiency air conditioning equipment at the Jefferson at Walkers Bluff Apartments. Energy improvements qualifying for this rebate will save an estimated 218 kilowatts at a program cost of \$307 per kilowatt saved. Each high efficiency air conditioner will save the residents between \$68 and \$135 per cooling season in energy costs. (Funding is available in the 1996-97 operating budget of the Conservation Rebates and Incentives Fund.) (Recommended by Resource Management Commission)

Postponed one week

AVIATION

30. Approve a resolution authorizing the execution of a construction contract to SUNDT CORPORATION, Tucson, Arizona, for East Side Emergency and Cantonment Connector Roads Construction project for the Austin-Bergstrom International Airport, in the amount of 194,884 plus a contingency fund of \$19,491, for a total amount of \$214,375. (Funding was included in the 1996-97 Capital budget of the Aviation Department.) Low bid of six. 32.85% DBE participation: 1.41% MBE, 31.44% WBE. (To be reviewed by Airport Advisory Board March 18, 1997)

Approved

31. Approve a resolution authorizing the execution of a contract with WASTE CONTROL SERVICES, Channelview, Texas, for hazardous materials removal and remediation of construction areas on an as-needed basis at Austin-Bergstrom International Airport (ABIA), Site-wide Remediation II, in the amount of \$492,800 plus a contingency fund of \$49,280, for a total amount not to exceed \$542,080. (Funding was included in the 1996-97 Capital budget of the Aviation Department.) Low bid of six. 32.22% DBE participation: 32.22% MBE, 0% WBE. (To be reviewed by Airport Advisory Board March 18, 1997)

Approved

Items 30 and 31 approved on, Mayor Pro Tem Garcia's motion, Councilmember Griffith's second, 7-0 vote.

ITEMS FROM COUNCIL

32. Authorize negotiation and approval of wholesale wastewater service contract between Davenport Ranch Municipal Utility District No.1 and the City of Austin, and approve an amendment to the Consent Agreement to authorize this wastewater service. (Mayor Bruce Todd and Councilmember Jackie Goodman)

No action taken

33. Direct the City Manager to conduct Electric Utility cost of service study utilizing probability of dispatch data with current production costs and and present findings to the City Council for consideration within 60 days. (Councilmember Jackie Goodman and Mayor Pro Tem Gus Garcia)

Approved with a 120 day deadline on, Mayor Pro Tem Garcia's motion, Councilmember Goodman's second, 4-1 vote, Mayor Todd voting "NO", Councilmembers Mitchell and Reynolds temporarily absent.

EXECUTIVE SESSION (No Public Discussion on These Items)

Executive session held at 12:05 p.m. to 1:10 p.m. on items 36, 37, 38, 39 and 40.

Executive session held at 6:05 p.m. to 7:20 p.m. on items 34 and 35.

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.

Real Estate Acquisition - Section 551.072 (continued)

34. Discuss potential acquisition of Christopher House.

35. Discuss Lease/Right of First Refusal for One Texas Center.

Pending Litigation - Section 551. 071

36. Discuss City of Austin v. Southwest Travis County Water District, CA 96-13123, Travis County District Court, and laws relating to annexation.
37. Discuss Martin Thompson, et al v. City of Austin, Cause No. 95-03722, and Nigel Gusdorf v. City of Austin, Cause No. 95-03722-A, Travis County District Courts.
38. Discuss W.W. Deerfield Ltd. v. City of Austin, Cause No. 96-13413, Travis County District Court.
39. Discuss Austinites for a Little Less Corruption!, etc., et al. v. City of Austin, et al, Civil Action No. A-97-CA-120-SS, in the United States District Court for the Western District of Texas, Austin Division.
40. Discuss Austin Professional Firefighters v. City of Austin, Appeal No. 03-96-00132-CV, Third Court of Appeals, Travis County, Texas.

Action on the Executive Session Items

41. Consider settlement proposal in Austin Professional Firefighters v. City of Austin, Appeal No.03-96-00132-CV, Third Court of Appeals, Travis County, Texas.
Approved in an amount not to exceed \$2,169,585.46 on, Mayor Pro Tem Garcia's motion, Councilmember Goodman's second, 5-0 vote, Councilmembers Mitchell and Reynolds temporarily absent.
42. Consider settlement proposal in Firefighter David Burnham v. City of Austin Firefighter's and Police Officer's Civil Service Commission, et al: Cause No. 91-15886;In 345th District Court of Travis County, Texas.
No action taken
43. Authorize on action on Lease/Right of First Refusal on One Texas Center including action on any budget amendments and reimbursement resolutions required.
No action taken

ADJOURNED at 7:30 p.m.

Approved on this the 27th day of March, 1997, on, Mayor Pro Tem Garcia's motion, Councilmember Goodman's second, 6-0 vote, Councilmember Mitchell off the dais.