



Austin City Council MINUTES

REGULAR MEETING
THURSDAY, FEBRUARY 5, 1998

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

1. Approval of Minutes for Regular Meetings of January 14, 15, 21 & 22, 1998.
Postponed

CITIZEN COMMUNICATIONS: GENERAL

2. Guy Oliver, to discuss utility service to 10611 Research which property taxes have been paid for.
3. Richard Knowlton, to discuss public safety.
Absent
4. Gus Pena, to discuss city issues, community concerns, and the health clinics.
5. Jennifer Gale, to discuss problem with police officers and Internal Affairs Division's location; question/answer Recall 98.
Absent
6. Jimmy Castro, to discuss Government Technology Conference.
7. Gavino Fernandez, to discuss Tax Equity Justice Task Force.
8. Ray Hendricks, to discuss St. John's neighborhood and East Austin.
9. Dave Dobbs, to discuss Amtrak "Whistlestop."
10. David Blakely, to discuss lean beef.

READING OF CONSENT AGENDA

READING OF DISCUSSION AGENDA

CITIZEN COMMUNICATIONS: CONSENT AGENDA

ACTION ON CONSENT AGENDA

2:00 P.M. - BONDS

11. Approve an ordinance authorizing the Letter of Credit and Reimbursement Agreement and amendments to ordinance 950817-B authorizing the issuance of \$28,000,000 City of Austin, Texas, Airport System Variance Rate Revenue Notes, Series A, and authorize amendments to the Bond Purchase Agreement and Tender Agreement and approve the Official Statement subject to modifications and changes as approved by the City Manager and other related documents. (\$797,222 estimated debt service requirement for the proposed note sale is provided through Capitalized interest.)
Ordinance No. 980205-A approved on Mayor Pro Tem Garcia's motion, Mayor Watson's second, 7-0 vote.

ITEMS CONTINUED FROM PREVIOUS MEETINGS

12. Approve an Ordinance to authorize entering into Land Development Agreements with the Lake Travis Independent School District and the Manor Independent School District in accordance with Section 212.902 of the Local Government Code and Section 13-2-620 of the Land Development Code.
Ordinance No. 980205-K approved authorizing the Land Development Agreement with the Lake Travis Independent School district for three years and the Manor Independent School District for 25 years on Mayor Pro Tem Garcia's motion, Councilmember Goodman's second, 7-0 vote.
13. Approve a resolution authorizing the negotiation and execution of an amendment to the March 22, 1996 contract with the Austin Revitalization Authority (ARA) to extend the term of the contract until March 30, 1999, to approve an increase in an amount not to exceed \$402,985 for a total contract amount not to exceed \$925,000 to the ARA for operating expenses to continue the implementation of the East 11th and 12th Street Redevelopment Program, and to approve an option to extend the agreement for up to two additional one-year terms in an amount not to exceed \$275,000 for each one-year term. (Funding in the amount of \$127,985 is available from the balance of the twenty second year 1996-97 CDBG appropriation, and \$275,000 is available from the twenty third year 1997-98 CDBG appropriation. Funding for the extension options beyond March 30, 1999 is contingent upon available funding in future budgets.)
Motion by Councilmember Lewis to recommend to staff the following recommendations: With regard to the executive director, the goal would be the hiring of a full time permanent executive director within 60 days, but no more than 90 days.

As it relates to Shorty's bar, it would entail contacting people for the lease of the space and contract for restoration within 120 days.

With regard to the ARA's board composition, the community at large would have two representatives, the Chambers of Commerce would have zero representatives, area businesses two, neighborhood association, Guadalupe, one, Anderson Robertson Hill one, Chestnut Hill one, Blackshear/Prospect Hill one, Kealing one, Swede Hill one. The real estate

representative would be one, Urban league one, Huston Tillotson one, NAACP one, Youth/East Side Story one, Churches, Pastoral Community zero, Ebenezer Baptist one, Our Lady of Guadalupe one. Other area churches three, in community development-East Austin Economic Development would be one, Guadalupe would be one, Anderson one, bank representatives, zero, East Austin Credit Union one, and one historical preservation representative for a total of 25, Councilmember Griffith's second,

Friendly amendment by Councilmember Goodman to add into the BE IT FURTHER RESOLVED part, for the notation of staff, the section of the options to extend, is that each time we extend, that comes back to us for approval.

Friendly amendment accepted by maker and seconder.

Friendly amendment by Councilmember Spelman to go back to the staff's proposal that shows three community at large, three Chambers of commerce on down to the churches, one, zero, zero, two, but require a 2/3 vote of the board on all Master Plan related votes.

Friendly amendment not accepted by maker.

Friendly amendment by Councilmember Spelman seconded by Councilmember Goodman for further discussion.

The motion made by Councilmember Spelman seconded by Councilmember Goodman to approve the resolution with the following additions or changes: One is Councilmember Goodman's proposal with regard to the fact any renewal would not be administrative, Councilmember Lewis' statement with regard to the executive director that a fulltime permanent executive director be hired with a goal of that being within 60 days and no more than 90 days.

With regard to Shorty's bar, it would entail contacting people for lease of the space and a contract restoration be in place in 20 days, so all the decision the board composition would remain as recommended. With all decisions regarding the composition of the master plan and implementation of a master plan requiring a two thirds majority vote, 3-4 vote, Mayor Pro Tem Garcia, Councilmembers Griffith, Lewis and Slusher voting "NO".

Friendly amendment by Councilmember Slusher to add Chambers back and put in Councilmember Spelman's 2/3 vote.

Friendly amendment accepted by maker and seconder.

Approved main motion with the incorporation of Councilmember Spelman's two thirds rule and the four additional members, (Community at large, three, Chamber of commerce, three, area businesses, two, neighborhoods: Guadalupe, one, Anderson Robertson Hill, one, Chestnut Hill, one, Blackshear, Project one, Kealing, one, Urban League, one, Huston-Tillotson, one, NAACP, one, Youth East Side Story, one. Churches: Ebenezer, one, Our Lady of

Guadalupe, one other area churches two. East Austin Economic Development, one, Guadalupe, one, Anderson, one, Bank Representative, one, East Austin, one, Credit Union, one and one historical preservation representative for a total of 29), 7-0 vote.

14. Approve second/third readings of an ordinance amending the City Code to rename the Drainage Utility to the "Watershed Protection Department," incorporate references, duties and name changes of the Development Review and Inspection Department, and Planning and Environmental and Conservation Services Department, as approved by Council on June 13, 1996, and amend Chapter 14-3 to conform to changes in administration of the chapter. (No fiscal impact.) [Recommended by Planning Commission and Environmental Board]
Ordinance No. 980205-L approved on Mayor Pro Tem Garcia's motion, Councilmember Goodman's second, 7-0 vote.

Motion to reconsider on Mayor Pro Tem Garcia's motion, Councilmember Slusher's second, 7-0 vote.

Motion to rename to Watershed Protection Utility on Mayor Pro Tem Garcia's motion, Councilmember Slusher's second, 7-0 vote.

15. Approve a resolution authorizing negotiation and execution of a 25-Year Concession Lease Agreement with three five year extension options with LANDMARK ORGANIZATION, INC., for the renovation of Building 2900 (Donut) to a 200-room luxury hotel at Austin-Bergstrom International Airport, at a revenue of \$78,408 per year. (Revenue from this source will be budgeted in future years.) No M/WBE opportunities cannot be identified at this time due to the scope of work. [Recommended by Airport Advisory Board]
Resolution No. 980205-15 approved on Mayor Pro Tem Garcia's motion, Councilmember Spelman's second, 7-0 vote.

16. Approve a resolution authorizing the selection, negotiation and execution of a twenty year agreement with one five year extension option with AUSTIN BELLYPORT DEVELOPMENT, L.L.C., Austin, Texas, for the nonexclusive right to design, finance, construct, manage, market, and operate airline freight (belly freight) facilities at the new Austin-Bergstrom International Airport. (There is no cost to the City for this contract. The Aviation Fund will receive ground rental fees of approximately \$1,434,045.60 during the initial 20-year term. Revenue from this source will be budgeted in future years.) DBE Participation: 32% (30.73% MBE, .27% WBE) Subcontractor participation. [Recommended by Airport Advisory Board]
Resolution No. 980205-16 approved on Councilmember Lewis' motion, Councilmember Goodman's second, 6-0 vote, Councilmember Spelman absent.

17. Approve a resolution authorizing the selection, negotiation and execution of a twenty year agreement with one five year extension option with Austin GSEMPort Development, L.L.C., Austin, Texas, for the nonexclusive right to design, finance, construct, manage, market and operate Ground Service Equipment Maintenance (GSEM) facilities at Austin-Bergstrom International Airport. (There is no cost to the City for this contract. The Aviation Fund will receive ground rental fees of approximately \$682,322.24 during the initial 20-year term.

Revenue from this source will be budgeted in future years.) DBE Participation: 30%. 29.61% MBE, .39% WBE Subcontractor participation. (Recommended by Airport Advisory Board)
Resolution No. 980205-17 approved on Councilmember Lewis' motion, Councilmember Goodman's second, 6-0 vote, Councilmember Spelman absent.

18. Approve a resolution authorizing execution of a one year contract with RETRIEVER SALES POINT SYSTEMS, INC., Conroe, Texas, to provide bank card acceptance capabilities at various City offices, in an amount not to exceed \$225,618 with two twelve month extension options in an amount not to exceed \$225,618 per extension, for a total estimated amount not to exceed \$676,854. (Funding in the amount of \$169,213.50 was included in the 1997-98 operating budgets of the user departments. Funding for the remaining three months of the contract and the extension options is contingent upon available funding in future budgets.) Low bid of five meeting specifications. No M/WBE Subcontracting opportunities were identified.
Resolution No. 980205-18 approved

Finance and Administrative Services

19. Approve a resolution authorizing an amendment to the service agreement with SILVER STAR SECURITY, San Antonio, Texas, for security guard services at the Municipal Annex, located at 301 West Second St., in the amount of \$8,570.70, for a total agreement amount of \$42,853.50. (Funding is available in the 1997-98 operating budget of the Finance and Administrative Services Department, Building Services Division.) No M/WBE Subcontracting opportunities were identified.
Resolution No. 980205-19 approved
20. Approve a resolution authorizing execution of an Interlocal Agreement with LOWER COLORADO RIVER AUTHORITY (LCRA), Austin, Texas, for maintenance, repair and testing services for the City's fleet of aerial tower trucks, in an amount not to exceed \$200,000 with four twelve month extension options in an amount not to exceed \$200,000 per extension, for a total contract amount not to exceed \$1,000,000. (Funding in the amount of \$133,333 was included in the 1997-98 operating budgets of various City departments. Funding for the remaining four months of the contract and the extension options is contingent upon available funding in future budgets.)
Resolution No. 980205-20 approved

Items 18 through 20 approved on Mayor Pro Tem Garcia's motion, Councilmember Goodman's second, 7-0 vote.

21. Approve a resolution authorizing execution of a twelve month supply agreement with AUSTIN CRUSHED STONE COMPANY, INC., Austin, Texas, for the purchase of flexible base material used in the construction and rehabilitation of streets and alleys, in an amount not to exceed \$285,985 with two twelve month extension options in an amount not to exceed \$285,985 per extension, for a total contract amount not to exceed \$857,955. (Funding in the amount of \$31,363.33 was included in the 1997-98 Transportation Inventory Fund of the

Public Works and Transportation Department. Funding in the amount of \$79,313.33 was included in the 1997-98 operating budget of the Electric Utility Department; \$62,300 was included in the 1997-98 operating budget of the Water and Wastewater Utility; \$17,680 was included in the 1997-98 operating budget of the Parks and Recreation Department. Funding for the remaining four months of the contract and the extension options is contingent upon available funding in future budgets.) Single bid. No M/WBE Subcontracting opportunities were identified.

Resolution No. 980205-21 approved on Councilmember Lewis' motion, Mayor Pro Tem Garcia's second, 6-0 vote, Councilmember Spelman absent.

22. Approve a resolution authorizing execution of a construction contract with L.D. TEBBEN CO., Austin, Texas, for reroofing of Service Center #5, located at 714 E. 8th Street; Fire Station #15, located at 829 Airport; and the Construction Inspection Field Office, located at 1111 Rio Grande, in the amount of \$149,022. (Funding in the amount of \$63,262 is included in the 1997-98 Capital Budget of the Finance and Administrative Department; \$85,760 is included in the 1995-96 Capital Budget of the Finance and Administrative Department.) Low bid of six. 36% MBE, 0% WBE Subcontractor participation.

Resolution No. 980205-22 approved on Mayor Pro Tem Garcia's motion, Councilmember Lewis' second, 6-0 vote, Councilmember Spelman absent.

23. Approve a resolution authorizing an amendment to the service agreement with THE HOBBS GROUP, Austin, Texas, through Arkwright Insurance Company for a property insurance premium increase, in the amount of \$68,000, for the first, second and third renewal options for a total increase of \$204,000, for a total amount of \$752,000 per option. The increase in premium is for non-Austin Electric Utility property. (Funding was included in the 1997-98 operating budgets of various City funds. Funding for the remaining two years is contingent upon available funding in future budgets.) No M/WBE Subcontracting opportunities were identified.

Resolution No. 980205-23 approved on Councilmember Lewis' motion, Mayor Pro Tem Garcia's second, 6-0 vote, Councilmember Spelman absent.

24. Amend Ordinance 970915-A, the 1997-98 operating budget, by appropriating \$50,000 from the General Fund Contingency Reserve; increasing the transfer from the General Fund to the Support Services Fund, and increasing appropriations for Financial Services for expenditures associated with the Austin Music Network. (Funding is available in the 1997-98 General Fund Contingency Reserve from the General Fund.)

Ordinance No. 980205-Q approved on Mayor Pro Tem Garcia's motion, Councilmember Slusher's second, 5-0 vote, Councilmember Spelman absent, Councilmember Griffith abstained.

Drainage Utility

25. Approve a resolution authorizing a twelve month supply agreement with CONTECH CONSTRUCTION PRODUCTS, INC., Taylor, Texas, for the purchase of erosion control

materials, in an amount not to exceed \$133,995 with two twelve month extension options in an amount not to exceed \$133,995 per extension, for a total contract amount not to exceed \$401,985. (Funding was included in the 1995-96 amended Capital budget of the Drainage Utility Department.) Low bid of four. No M/WBE Subcontracting opportunities were identified. Resolution No. 980205-25 approved on Councilmember Lewis' motion, Mayor Pro Tem Garcia's second, 6-0 vote, Councilmember Spelman absent.

Public Works

26. Approve a resolution authorizing negotiation and execution of an Amendment to the Professional Services Agreement with BARTON-ASCHMAN ASSOCIATES, INC., of the PARSONS TRANSPORTATION GROUP COMPANY, Dallas, Texas, for Phase II (design) and Phase III (construction management and implementation) professional engineering services for the Traffic Signal System Improvements Project, in an amount not to exceed \$3,000,000 plus \$300,000 to be used as a contingency fund for unanticipated additional services, for a total agreement amount not to exceed \$3,600,000. (Funding was included in the 1996-97 amended Capital budget of the Public Works and Transportation Department.) 14.76% MBE, 5.60% WBE Subconsultant participation. Resolution No. 980205-26 approved on Councilmember Lewis' motion, Councilmember Slusher's second, 6-0 vote, Councilmember Spelman absent.

Human Resources

27. Approve a resolution authorizing negotiation and execution of a twelve month contract with WILLIS-ROLLINSON, INC., Dallas, Texas, for administration of the City Workers' Compensation Program, in an amount not to exceed \$886,460 with three twelve month extension options in an amount not to exceed \$966,460 for the first extension and \$1,053,460 for the second and the third extension, for a total contract amount not to exceed \$3,959,840. (Funding in the amount of \$517,100 is available in the 1997-98 Workers' Compensation Fund for the Human Resources Department. Funding for the remaining five months of the contract and the extension options is contingent upon available funding in future budgets.) Best proposal of nine. 8.50% MBE, 1.30% WBE Subcontractor participation. Resolution No. 980205-27 approved on Councilmember Spelman's motion, Councilmember Lewis' second, 6-0 vote, Councilmember Slusher off the dais.

Cable and Regulatory Affairs

28. Approve third reading of an ordinance authorizing a license agreement with QWEST COMMUNICATIONS CORPORATION for placement of underground fiber optic cable in designated areas of the City. (\$46,992 Unanticipated Franchise Fee Revenue for 1997-98) [Recommended by Telecommunications Commission] Ordinance No. 980205-R approved on Councilmemberr Slusher's motion, Mayor Pro Tem Garcia's second, 6-0 vote, Councilmember Spelman absent.
29. Approve first reading of an ordinance authorizing a license agreement with WORLDCOM

NETWORK SERVICES, INC., for placement of underground fiber optic cable in designated areas of the City. (\$46,992 Unanticipated Franchise Fee Revenue for 1997-98) [Recommended by Telecommunications Commission and Council Committee for Telecommunications Infrastructure]
Approved first reading only

Health and Human Services

30. Approve a resolution authorizing a fourth amendment to the Interlocal Cooperation Agreement with the Austin Independent School District (AISD) for Community Education in the amount of \$245,000; Victory Tutorial in the amount of \$204,909; After School Enrichment in the amount of \$499,642; Summer Camp/Teen Camp in the amount of \$64,000; School and Community Beautification in the amount of \$10,000; Computer Learning in the amount of \$68,000; and 78744 After School Enrichment in the amount of \$40,000, for a total amount not to exceed \$1,131,551. (Funding in the amount of \$719,663 was included in the 1997-98 General Fund operating budget of the Health and Human Services Department, \$172,000 was included in the Health and Human Services Special Revenue Fund for the Texas Department of Protective and Regulatory Services grant. Funding for the remainder of the contract is contingent upon available funding in future budgets.)
Resolution No. 980205-30 approved
31. Approve an ordinance authorizing acceptance of an additional \$2,945,326 in grant funds from the Texas Workforce Commission, Child Care Management System; amend Ordinance 970917-A, the 1997-98 operating budget, by appropriating an additional \$2,945,326 in grant funds for the Health and Human Services Department Special Revenue Fund for child care services, for a total grant amount of \$14,129,326. (A City match is not required.)
Ordinance No. 980205-B approved
32. Approve an ordinance authorizing acceptance of an additional \$22,461 in grant funds from the Texas Department of Health's Bureau of Clinical and Nutrition Services, Title V (Maternal and Child Health); amend Ordinance 970917-A, the 1997-98 operating budget, by appropriating an additional \$22,461 in grant funds for the Health and Human Services Department Special Revenue Fund for the Health Ministry Team Project, for a total grant amount of \$135,382. (A City match is not required.)
Ordinance No. 980205-C approved
33. Approve an ordinance authorizing acceptance of \$32,700 in grant funds from the Texas Department of Health for the Refugee Transition Project; amend Ordinance 970917-A, the 1997-98 operating budget, by appropriating \$32,700 in grant funds for the Health and Human Services Department Special Revenue Fund to provide support services to refugee women. (A City match is not required.)
Ordinance No. 980205-D approved

34. Approve an ordinance authorizing acceptance of a \$491,155 grant from United States Department of Health and Human Services, Ryan White Title III Early Intervention Grant program; amend Ordinance 970917-A, the 1997-98 operating budget, by appropriating an additional \$122,155 in grant funds for the Health and Human Services Department Special Revenue Fund, for a total grant amount of \$491,155. (A City match is not required.)
Ordinance No. 980205-E approved

Parks and Recreation

35. Amend Ordinance 970917-A, the 1997-98 Operating Budget of the General Fund, decreasing the transfer to Neighborhood Housing and Community Development (NHCD), increasing the transfer to the CIP by \$392,924 and amending the NHCD Operating Budget accordingly. Amend Ordinance 970915-A, the 1997-98 Capital Budget of the Parks and Recreation Department, increasing transfers from the General Fund by \$392,924 and increasing the appropriation for the Central City Entertainment Center project by like amount. [Recommended by Planning Commission]
Ordinance No. 980205-F approved
36. Approve a resolution authorizing ratification of an amendment to the agreement between the AUSTIN ROSEWOOD COMMUNITY DEVELOPMENT CORPORATION (ARCDC) and CLOVIS HEIMSATH ARCHITECTS, Austin, Texas, for additional services related to repackaging of construction documents and value engineering for the Central City Entertainment Center, in an amount not to exceed \$31,625, for a total contract amount not to exceed \$1,142,990.43. (Funding was included in the 1997-98 Amended Capital budget of the Parks and Recreation Department.) 50.86% MBE, 17.39% WBE Subconsultant participation.
Resolution No. 980205-36 approved
37. Approve a resolution authorizing execution of a contract between the Austin Rosewood Community Development Corporation and James E. Talbot, Austin, Texas, for a sculptural fountain memorializing victims of youth violence entitled, "Free and Clear," for the rotunda of the Central City Entertainment Center, in an amount not to exceed \$70,000. (Funding is available in the 1997-98 amended Capital budget of the Parks and Recreation Department.) Best proposal of eighteen. (Recommended by Arts Commission, and the Arts in Public Places Panel.)
Postponed to February 12, 1998

Items 29 through 37 approved on Mayor Pro Tem Garcia's motion, Councilmember Goodman's second, 7-0 vote.

38. Approve execution of a construction contract between the AUSTIN ROSEWOOD COMMUNITY DEVELOPMENT CORPORATION and O'NEAL CONSTRUCTION OF TEXAS for the exterior and interior construction package as part of the Central City Entertainment Center project, in the amount of \$4,860,000 plus \$250,000 to be used as a contingency fund

for change orders, for a total contract amount of \$5,110,000. (Funding is included in the 1997-98 Capital Budget of the Parks & Recreation Department. Low compliant bid of three. 29.1% MBE; .87% WBE Subcontractor Participation.

Postponed one week on Councilmember Griffith's motion, Councilmember Lewis' second, 6-0 vote, Councilmember Spelman absent.

39. Set a public hearing to consider granting permanent and temporary use agreements through dedicated parkland known as Town Lake, Red Bud Isle, Deep Eddy, Austin High Tennis Center, and Sand Beach Reserve for the construction of the Ullrich Medium Service Transmission Main in accordance with Section 26.001 et seq. of the Texas Parks and Wildlife Code. (Suggested date and time: March 5, 1998 at 6:00 p.m.)

Approved

Police

40. Approve an ordinance authorizing the acceptance of \$79,986 in first year grant funding from the State of Texas, Governor's Office, Criminal Justice Division, Violence Against Women Act (VAWA) Fund, to implement outreach services to female victims of domestic violence and stalking; amend Ordinance 970917-A, the 1997-98 operating budget, amending the Austin Police Department Special Revenue Fund, by increasing grant funding and grant expenditures by \$79,986 and adding two regular full-time equivalent (FTE) victim counselor positions. (An in-kind match in the amount of \$36,274 is required and represents existing salary costs approved in the 1997-98 operating budget of the Police Department, Victims Services Program. Funding for continued operation is contingent upon available funding in future budgets.)

Ordinance No. 980205-G approved

Planning, Environmental and Conservation Services

41. Approve an ordinance authorizing acceptance of a grant from the American Public Power Association to produce an introductory guidebook for local officials to inform them about aggregation of electric loads for obtaining or providing electricity under the emerging competitive marketplace, in the amount of \$14,500; amend Ordinance No. 970917-A, the 1997-98 Operating Budget by increasing budgeted revenue and expenditures by \$14,500 in the Environmental and Conservation Services Special Revenue Fund. (The City will provide \$1,312 in in-kind staff time for project oversight; NLC/SML, NACo, and ICMA will each provide \$1,700 in in-kind staff time; Public Technology will provide \$6,250 in printing costs for a total of \$27,162.)

Ordinance No. 980205-H approved

42. Approve an ordinance annexing for full purposes a 5 acre tract of land, more or less, out of the Samuel Hamilton Survey No. 16 in Travis County being described in a deed from Polly Blanton Brooks to Ira Jon Yates, trustee, of record in volume 10009 at page 349 of the real property records of Travis County, Texas. (No fiscal impact.)

Ordinance No. 980205-J approved

Items 39 through 42 approved on Mayor Pro Tem Garcia's motion, Councilmember Goodman's second, 7-0 vote.

Aviation

43. Approve a resolution authorizing the execution of a contract with ANCHOR POST PRODUCTS OF TEXAS, dba Anchor Fence, New Braunfels, Texas, for the construction of the Site Fencing Package (South) at Austin-Bergstrom International Airport, in the amount of \$182,961.80, plus a contingency fund of \$18,296.20 for a total of \$201,258. (Funding was included in the 1997-98 Amended Capital Budget for Aviation.) Low bid of four. DBE Subcontractor participation: 3.74% MBE, 28.26% WBE Subcontractor participation. [Recommended by Airport Advisory Board]
Resolution No. 980205-43 approved on Mayor Pro Tem Garcia's motion, Councilmember Goodman's second, 7-0 vote.

Development Review and Inspection

44. C14-97-0079 - Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code by zoning property locally known as 7703 Bluff Springs Road, from "I-RR", Interim Rural Residence District to "MH-CO" Mobile Home Residence-Conditional Overlay District zoning with conditions. First reading on November 20, 1997; Vote 4-2-1, Watson and Garcia voting "No" - Goodman abstained. Applicant: Regency Village at Onion Creek (Kathleen Godwin); Agent: Bury & Pittman, Inc., (Jim Gallegos). City Staff: Joe Arriaga, 499-2308. (continued from 12-11-97)
Motion to suspend rules and give each side five minutes to speak on Councilmember Slusher's motion, Councilmember Lewis' second, 6-0 vote, Councilmember Spelman absent.

Motion to approve second reading with MH-CO zoning limited to 200 units by Councilmember Griffith, Councilmember Lewis' second,

Motion withdrawn by maker and seconder.

Motion to change zoning to SF-2 on Councilmember Griffith's motion, Mayor Pro Tem Garcia's second,

No vote taken

Substitute motion to approve MH-CO limited to 350 units, parkland and a school, second reading only on Councilmember Goodman's motion, Councilmember Slusher's second, 4-2 vote, Councilmembers Griffith and Lewis voting "NO", Councilmember Spelman absent.
45. Set a public hearing on an ordinance to amend Chapter 13-8 of the Land Development Code repealing the National Electrical Code, 1993 edition with local amendments and adopting the

1996 National Electrical Code with local amendments. (Suggested date and time: February 26, 1998 at 6:00 p.m.)

Approved

46. Set a public hearing on an ordinance zoning all territory annexed effective December 31, 1997 with the exception of territory included in the Village of Western Oaks Municipal Utility District Land Use Plan, Southland Oaks Municipal Utility District Land Use Plan; Carson Creek Section Four Subdivision, Travis County, Texas; Phase 7, Section 1, and Davenport Ranch Subdivision, Travis County, Texas. (This action will result in foregone revenues estimated at \$110,000. These revenues were not included in the estimated revenues for the 1997-98 budget.) [Suggested date and time: February 12, 1998 at 6:00 p.m.]

Approved

ITEMS FROM COUNCIL

47. Approve a resolution to set a public hearing regarding the renaming of the Zaragosa Branch Library to the Eustacio Cepeda Branch Library. (Suggested date and time: February 26, 1998 at 6:30 p.m.) [Mayor Pro Tem Gus Garcia]

Resolution No. 980205-47 approved

48. Approve an ordinance relating to additional appointments to the Design Commission. (Mayor Kirk Watson and Mayor Pro Tem Gus Garcia)

Ordinance No. 980205-1 approved

Items 45 through 48 approved on Mayor Pro Tem Garcia's motion, Councilmember Goodman's second, 7-0 vote.

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

49. C14-97-0083 - Public hearing to amend Chapter 13-2 of the Austin City Code by zoning property locally known as 6610 River Place Blvd. from "DR", Development Reserve to "GR", Community Commercial. Planning Commission Recommendation: To Grant "LR-CO", Neighborhood Commercial-Conditional Overlay District zoning with conditions. Applicant: Four Points Development (John Sanford); Agent: Prossner & Associates (Kurt Prossner). City Staff: Don Perryman, 499-2786. (continued from 10/30/97, 12/4/97, 12/18/97) Note: a valid petition has been filed in opposition to this rezoning request.

Postponed to February 12, 1998

50. C14-97-0119 - Public hearing to amend Chapter 13-2 of the Austin City Code by zoning property locally known as Bonaventure Drive from "DR", Development Reserve to "LO", Limited Office. Planning Commission Recommendation: To Grant "LO-CO", Limited Office-Conditional; Overlay zoning with conditions. Applicant: Robert B. and Nina Thurmond (Bob Thurmond); Agent: Realtex Ventures (Jim Mills). City Staff: Don Perryman, 499-2786. (continued from 11/20/97)

Postponed to February 12, 1998

51. C14-97-0126 - Public hearing to amend Chapter 13-2 of the Austin City Code by zoning property locally known as 1607 Dessau Ridge Lane from "DR", Development Reserve to "GR", Community Commercial. Planning Commission Recommendation: To Grant "GR-CO", Community Commercial-Conditional Overlay zoning with conditions. Applicant: Dessau Partnership (Scott Sayers, Jr.); Agent: Crocker Consulting (Sarah Crocker). City Staff: Don Perryman, 499-2786. (continued from 1/8/98)
Approved first reading only

Items 49 through 51 approved on Mayor Pro Tem Garcia's motion, Councilmember Lewis' second, 5-0 vote, Councilmember Goodman and Spelman off the dais.

52. C14-97-0032 - Public hearing to amend Chapter 13-2 of the Austin City Code by zoning property locally known as 817-823 North Bluff Drive from "GR", Community Commercial to "CS", General Commercial Services. Planning Commission Recommendation: To Deny "CS", General Commercial Services District zoning. Applicant: North Bluff and William Cannon, Inc. (Robert Elberger); Agent: Garrett Associates Engineering, Inc. (Michael Simmons-Smith). City Staff: Craig Alter, 499-2769.
Motion to close public hearing and deny zoning on, Mayor Pro Tem Garcia's motion, Councilmember Slusher's second, 5-0 vote, Councilmembers Goodman and Spelman off the dais.

53. C14-97-0154 - Public hearing to amend Chapter 13-2 of the Austin City Code by zoning property locally known as 9300-9509 Carson Creek Boulevard, 9300-9327 Evening Shadows Drive, 1400-1511 Darold Drive, 1400-1511 Estrellas Drive, 1300-1302 Brandt Drive, and 1400-1507 Tall Shadows Drive from "I-RR", Interim Rural Residence and "I-SF-2", Interim Single Family Residence (standard lot) to "MH", Mobile Home Residence. Planning Commission Recommendation: To Grant "MH", Mobile Home Residence District zoning and "RR" Rural Residential District zoning. Applicant: City of Austin. Agent: Development Review and Inspections Department. City Staff: Greg Guernsey, 499-2387
Ordinance No. 980205-N approved with a limit of 150 units, emergency passage

54. C14-97-0162 - Public hearing to amend Chapter 13-2 of the Austin City Code by zoning property locally known as 6601 Jester Boulevard from "LR", Neighborhood Commercial to "CS", General Commercial Services. Planning Commission Recommendation: To Grant "GR-CO", Community Commercial-Conditional Overlay District zoning with conditions. Applicant: Beard Family Partnership (James Beard); Agent: Amelia Lopez-Phelps. City Staff: Craig Alter, 499-2769.
Approved first reading only

55. C14-97-0133 - Public hearing to amend Chapter 13-2 of the Austin City Code by zoning

property locally known as Brodie Lane and Paisano Trail from "SF-2", Single Family Residence (standard lot) to "SF-4A", Single Family Residence (small lot). Planning Commission Recommendation: To Grant "SF-4A", Single Family Residence (small lot) District zoning for Tract 1 and "RR", Rural Residence District zoning for Tract 2, with conditions. Applicant: Joe W. McDaniel; Agent: The Faust Group (Bill Faust). City Staff: Deborah Reyes, 499-6369. (continued from 1-8-98, 1-22-98)
Postponed to March 5, 1998

Items 53 through 55 approved on Mayor Pro Tem Garcia's motion, Councilmember Lewis' second, 5-0 vote, Councilmember Goodman off the dais, Councilmember Spelman absent.

PUBLIC HEARINGS

56. 4:00 P.M. - Public hearing to discuss financing options for Waller Creek Tunnel. (Mayor Kirk Watson, Mayor Pro Tem Gus Garcia and Councilmember Jackie Goodman)
Motion to close public hearing on Councilmember Goodman's motion, Mayor Pro Tem Garcia's second, 6-0 vote, Councilmember Spelman off the dais.
57. 6:00 P.M. - Public hearing to rename Washington Avenue to S.L. Davis Avenue. (Councilmember Willie Lewis)
Motion to close public hearing on Councilmember Griffith's motion, Councilmember Lewis' second, 6-0 vote, Councilmember Spelman off the dais.
58. 6:30 P.M. - Public hearing to amend Chapter 13-8 of the Land Development Code repealing the UNIFORM MECHANICAL CODE, 1991 edition, with local amendment and adopting the Uniform Mechanical Code, 1997 with local amendments.
Motion to close public hearing on Councilmember Slusher's motion, Councilmember Goodman's second, 6-0 vote, Councilmember Spelman absent.
59. 6:45 P.M. - Public hearing to amend Chapter 13-8 of the Land Development Code repealing the UNIFORM PLUMBING CODE, 1991 edition, with local amendment and adopting the Uniform Plumbing Code, 1997 edition, with local amendments
Motion to close public hearing on Councilmember Slusher's motion, Councilmember Goodman's second, 6-0 vote, Councilmember Spelman absent.

ACTION ON PUBLIC HEARINGS

60. Approve a resolution to request the property owners adjacent to Waller Creek to petition the City to create a Public Improvement District to finance public amenities along the creek and to direct the City Manager to begin creating a Tax Increment Financing District to finance the remaining public amenities associated with the project.(Councilmember William Spelman and

Mayor Kirk Watson)
Pulled

61. Approve a resolution to finance the expansion of the Convention Center and Waller Creek Tunnel through use of additional revenues created on passage of a two percent increase to the hotel/motel occupancy tax and to direct the City Manager to return to Council within 30 days with a recommendation for an election date. (Councilmember Jackie Goodman, Mayor Pro Tem Gus Garcia, and Mayor Kirk Watson)
Resolution No. 980205-61 approved on Councilmember Goodman's motion, Mayor Pro Tem Garcia's second, 6-0 vote, Councilmember Spelman off the dais.
62. Approve an ordinance to rename Washington Avenue to S.L. Davis Avenue. (Councilmember Willie Lewis)
Ordinance No. 980205-M approved on Councilmember Lewis' motion, Councilmember Slusher's second, 6-0 vote, Councilmember Spelman off the dais.
63. Approve an amendment to Chapter 13-8 of the Land Development Code repealing the UNIFORM MECHANICAL CODE, 1991 edition, with local amendment and adopting the Uniform Mechanical Code, 1997 with local amendments. [No fiscal impact.] (Recommended by Mechanical, Plumbing, and Solar Board)
Ordinance No 980205-O approved
64. Approve an amendment to Chapter 13-8 of the Land Development Code repealing the UNIFORM PLUMBING CODE, 1991 edition, with local amendment and adopting the Uniform Plumbing Code, 1997 edition, with local amendments. [No fiscal impact.] (Recommended by Mechanical, Plumbing, and Solar Board)
Ordinance No. 980205-P approved

Items 63 and 64 approved on Mayor Pro Tem Garcia's motion, Councilmember Griffith's second, 6-0 vote, Councilmember Spelman absent.

EXECUTIVE SESSION (No Public Discussion on These Items)

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

65. Discuss legal issues relating to annexation.

ADDENDUM

FEBRUARY 5, 1998

APPOINTMENTS

66. Citizen's Bond Committee - 1
Postponed to February 12, 1998 on Mayor pro Tem Garcia's motion, Councilmember Goodman's second, 7-0 vote.

ADJOURNED at 12:08 a.m. on Councilmember Slusher's motion, Mayor Pro Tem Garcia's second, 6-0 vote, Councilmember Spelman absent.

Minutes for January 21, 1998, February 5, 1998 and February 11, 1998 approved on this the 26th day of February, 1998, minutes for January 14, 1998, January 15, 1998, January 22, 1998 and February 12, 1998 postponed on Mayor Pro Tem Garcia, Mayor Watson's second 5-0 vote, Councilmembers Griffith and Spelman off the dais.