



# Austin City Council MINUTES

REGULAR MEETING  
THURSDAY, JULY 9, 1998

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

1. Approval of Minutes for Regular Meetings of June 24 & 25, 1998.  
Approved on Mayor Pro Tem Garcia's motion, Councilmember Griffith's second, 6-0 vote, Councilmember Lewis off the dais.

## CITIZEN COMMUNICATIONS: GENERAL

2. Richard Knowlton, to discuss firefighting staffing.
3. Gus Pena, to discuss budget and City issues.
4. Leonard Lyons, to discuss current policy.  
**Absent**
5. Harley C. Oakes, to discuss government.  
**Absent**
6. Joseph Chalko-Bush  
**Absent**
7. Ricky S. Hall, to discuss traffic calming accord.
8. Ben Obodiegwu, to express gratitude to the City Council and to discuss prostitution issues.
9. Richard Troxell, to discuss homelessness issues in Austin.  
**Absent**

## READING OF CONSENT AGENDA

## READING OF DISCUSSION AGENDA

## CITIZEN COMMUNICATIONS: CONSENT AGENDA

## ACTION ON CONSENT AGENDA

## ITEMS CONTINUED FROM PREVIOUS MEETINGS

10. Approve a resolution authorizing execution of a twelve month supply agreement with FISHER SAFETY, Richardson, Texas, for the purchase of cotton and leather work gloves to be used by City personnel, in an amount not to exceed \$105,511.25 with two twelve month extension options in an amount not to exceed \$105,511.25 per extension, for a total contract amount not to exceed \$316,533.75. (Funding in the amount of \$26,378 was included in the 1997-98 Operating budget of various City departments. Funding for the remaining nine months and the extension options is contingent upon available funding in future budgets.) Low bid of sixteen meeting specifications. No M/WBE Subcontracting opportunities were identified.  
**Resolution No. 980709-10 approved**

#### Finance and Administrative Services

11. Approve a resolution authorizing execution of twelve month supply agreements with INGRAM LIBRARY SERVICES, INC., Lavergne, Tennessee; and BAKER AND TAYLOR, INC., Charlotte, North Carolina, for library books at all City libraries in amounts not to exceed \$769,500 and \$180,500 respectively with two twelve month extension options in amounts not to exceed \$619,650 and \$145,350 for the first extension, respectively, and \$579,150 and \$135,850 for the second extension, respectively, for total contract amounts not to exceed \$1,968,300 and \$461,700 respectively. (Funding in the amount of \$37,000 was included in the 1996-97 Capital budget of the Library Department; \$148,000 was included in the 1997-98 Operating budget of the Library Department. Funding for the remaining nine months and the extension options is contingent upon available funding in future budgets.) Best discounts of three. No M/WBE Subcontracting opportunities were identified.  
**Resolution No. 980709-11 approved**
12. Approve a resolution authorizing execution of a twelve month supply agreement with BAKER AND TAYLOR, INC., Charlotte, North Carolina, to provide pre-recorded video cassettes (children and family, special interests, educational, instructional and documentary) for all City libraries in an amount not to exceed \$80,000 with two twelve month extension options in an amount not to exceed \$80,000 per extension, for a total contract amount not to exceed \$240,000. (Funding in the amount of \$18,300 was included in the 1997-98 Operating budget of the Library Department; \$1,700 was included in the 1996-97 Capital Budget of the Library Department.) Funding for the remaining nine months and the extension options is contingent upon available funding in future budgets.) Best discount of four. No M/WBE Subcontracting opportunities were identified.  
**Resolution No. 980709-12 approved**
13. Approve a resolution authorizing execution of a contract with KAPLAN COMPANIES, INC., Lewisville, North Carolina, to provide toys and other educational supplies, and training to qualified child care providers through the state Child Care Management System (CCMS) grant program, in the amount of \$49,898.99. (Funding is available in the Special Revenue Fund for the Health and Human Services Department, Child Care Management System 1997 grant program.) Low bid of three meeting specifications. No M/WBE Subcontracting opportunities were identified.  
**Resolution No. 980709-13 approved**
14. Approve a resolution authorizing negotiation and execution of a twelve month contract with AUSTIN ORAL & MAXILLOFACIAL SURGERY ASSOCIATES, P.C., Austin, Texas, for the provisions of specialized oral surgery services to Medical Assistance Program (MAP) clients of the

Health and Human Services Department, in an amount not to exceed \$100,000 with three twelve month extension options in an amount not to exceed \$100,000 per extension, for a total contract amount not to exceed \$400,000. (Funding in the amount of \$21,918 is available in the 1997-98 Operating budget of the Health and Human Services Department. Funding for the remainder of the contract and the extension options is contingent upon available funding in future budgets.) Single proposal. No M/WBE Subcontracting opportunities were identified.

**Resolution No. 980709-14 approved**

15. Approve a resolution authorizing execution of a contract with HEMPHILL SALES, INC., Denton, Texas, for the purchase of one passenger bus for use by the Senior Service Program of the Parks and Recreation Department, in the amount of \$54,138. (Funding was included in the 1997-98 Vehicle Acquisition Fund.) Single bid. No M/WBE Subcontracting opportunities were identified.  
**Resolution No. 980709-15 approved**

### Planning, Environmental and Conservation Services

16. Approve second reading of an ordinance annexing the Motorola Tract Annexation Area for limited purposes. (Limited purpose annexation does not have a significant budgetary impact.)  
**Approved second reading only**
17. Approve second reading of an ordinance annexing the Del Valle Annexation Area for limited purposes. (Limited purpose annexation does not have a significant budgetary impact. Following conversion to full purpose status, however, the City will incur significant costs associated with the provision of capital improvements. The scope of these improvements has yet to be determined. The scope and costs of those improvements will be determined during the mandatory planning process leading to full purpose annexation. Anticipating the costs of engineering studies, the Water and Wastewater Utility has budgeted \$1 million a year for three years starting in FY 99-00.)  
**Approved second reading only**

### Public Works

18. Approve an ordinance to amend the Austin City Code by modifying the Basic Traffic Ordinance, Section 16-4-4(D), Speed Limits, for installing a reduced speed school zone on Thompkins Drive for the protection of students attending Copperfield Mountain Elementary School. (Funding in the amount of \$8,800 for school flashers and sign installation is available in the 1997-98 Operating Budget for the Child Safety Fund for the Department of Public Works and Transportation.)  
**Ordinance No. 980709-A approved**

### Police

19. Authorize the acceptance of \$79,986 in second year grant funding from the State of Texas, Governor's Office, Criminal Justice Division, Violence Against Women Act (VAWA) Fund, to continue implementation of a grant program to provide outreach to female victims of family violence and stalking. (An in-kind match of \$39,567 is available in the 1997-98 and included in the proposed 1998-99 Operating Budget of the Police Department Victim Services program; grant funding and expenditures will be included in the 1998-99 proposed Operating Budget of the Police

department; funding for the continued operation of this program is contingent upon available funding in future budgets.)

**Approved**

20. Authorize the acceptance of \$79,986 in grant funding from the State of Texas, Governor's Office, Criminal Justice Division, Violence Against Women Act Fund, to enhance emergency outreach services to female victims of domestic violence and affected family members; amend Ordinance No. 97-917-A, the 1997-98 Operating Budget, amending the Police Department Special Revenue Fund by increasing grant funding and grant expenditures by \$79,986 and adding two full-time equivalent victim counselors. (An in-kind match of \$31,103 is available in the 1997-98 Operating Budget of the Police Department, Victim Services Program. Funding for the continued operation of this program is contingent upon available funding in future budgets.)

**Approved**

### Police

21. Authorize the acceptance of \$3,225,000 in grant funding from the U.S. Department of Justice, Office of Community Oriented Policing Services (COPS) to assist in funding the salary costs for 43 new police officers to be added as part of the 1998-99 proposed Operating Budget for the Police Department (\$75,000 per officer over the next three years.) [Funding will be included in the FY 1998-99, FT 1999-00, and FY 2000-01 proposed Operating budgets.]

**Approved**

### Watershed Protection

22. Approve a resolution authorizing negotiation and execution of an Interlocal Agreement with the Lower Colorado River Authority for environmental laboratory services, in an amount not to exceed \$84,008, which is the remaining amount encumbered by Watershed protection Department under a recently expired interlocal for the same services. (Funding is available in the 1997-98 Amended Operating Budget of the Watershed Protection Department.)

**Resolution No. 980709-22 approved**

**Items 10 through 22 approved on Mayor Pro Tem Garcia's motion, Councilmember Spelman's second, 7-0 vote.**

### Electric Utility

23. Approve a resolution authorizing negotiation and execution of a twelve-month contract with the CONVERGENT GROUP, Englewood, Colorado, to develop & implement a strategic Information Technology Plan for the Electric Utility Department, in an amount not to exceed \$268,371. (Funding is available in the 1997-98 Operating Budget of the Electric Utility Department.) Best proposal of six. No M/WBE Subcontracting opportunities were identified.

**Resolution No. 980709-23 approved on Councilmember Lewis' motion, Mayor Pro Tem Garcia's second, 7-0 vote.**

## Development Review and Inspection

24. Approve a resolution authorizing negotiation and execution of a Managed Growth Agreement with St. Theresa's Catholic Church for development over a fifteen-year period under current regulations. (No fiscal impact.) [Recommended by Planning Commission]  
**Postponed one week to modify agreement to: 1) limit impervious cover to 45 percent of net site; 2) City Council reserves the right to impose new or additional regulations on the project if necessary to protect public health, safety and welfare on Councilmember Slusher's motion, Councilmember Spelman's second, 7-0 vote.**
25. C14-98-0026 - Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code by rezoning property locally known as Spicewood Springs Road and Chancellor Drive, from "SF-2", Single Family Residence (standard lot) to "LO-CO", Limited Office-Conditional Overlay District zoning with conditions. First reading on June 11, 1998; Vote 6-0, Mayor Watson off the dais. Conditions met as follows: Conditional overlay incorporates conditions imposed by Council at first reading. Applicant: Mitchell Wong, M.D.; Agent: Carter & Burgess, Inc. (Hank Smith). City Staff: David Wahlgren, 499-6455.  
**Ordinance No. 980709-B approved**
26. C14-98-0027 - Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code by rezoning property locally known as 11320 FM 2222 Road, from "I-SF-2", Interim Single Family Residence (standard lot) to "GR-CO", Community Commercial-Conditional Overlay District zoning with conditions. First reading on June 11, 1998; Vote 6-0, Mayor Watson off the dais. Conditions met as follows: Conditional overlay incorporates conditions imposed by Council at first reading. Applicant: Joel H. & Elena Smith; Agent: Amelia Lopez-Phelps. City Staff: David Wahlgren, 499-6455.  
**Ordinance No. 980709-C approved**

## Development Review and Inspection

27. C14-98-0063 - Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code by rezoning property locally known as 1101 to 1147 Airport Blvd. from "LI", Limited Industrial Services to "GR-MU-CO", Community Commercial-Mixed Use-Conditional Overlay District zoning with conditions. First reading on June 25, 1998; Vote 6-0, Spelman absent. Conditions met as follows: Conditional overlay incorporates conditions imposed by Council at first reading. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Ivan Naranjo, 499-2724.  
**Ordinance No. 980709-D approved**
28. C14-98-0064 - Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code by rezoning property locally known as Jain Lane and Custer Road from "LI", Limited Industrial Services to "LO-MU-CO", Limited Office-Mixed Use-Conditional Overlay District zoning with conditions. First reading on June 25, 1998; Vote 6-0, Spelman absent. Conditions met as follows: Conditional overlay incorporates conditions imposed by Council at first reading. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Ivan Naranjo, 499-2724.  
**Ordinance No. 980709-E approved**

29. C14-98-0065 - Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code by rezoning property locally known as 1149 to 1199 Airport Blvd. and 1005 to 1023 Springdale Road from "LI", Limited Industrial Services to "GR-MU-CO", Community Commercial-Mixed Use-Conditional Overlay District and "RR-CO" Rural Residence-Conditional Overlay District zoning with conditions. First reading on June 25, 1998; Vote 6-0, Spelman absent. Conditions met as follows: Conditional overlay incorporates conditions imposed by Council at first reading. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Ivan Naranjo, 499-2724.  
**Ordinance No. 980709-F approved**
30. Set a public hearing on a request to waive the minimum separation distance requirement of City Code Section 8-3-4, between a proposed restaurant (Outback Steakhouse) at 5501 U.S. Highway 290 West which intends to sell alcoholic beverages and a public school (Patton Elementary School and the site of the new C.C. Small Middle School). File #SP-98-0222(AW). Applicant: Madera Production Company (Mr. Louis R. Williams); Agent: Small, Craig & Werkenthin, P.C. (Jim Nias). (Suggested date and time: August 6, 1998 at 6:30 p.m.)  
**Approved**

#### Convention Center

31. Approve an ordinance to make certain findings and determinations regarding the Austin Convention Center/Waller Creek Venue Project, create the Venue Project Fund required by Chapter 334, Local Government Code, and amend Chapter 5-3 of the Code of the City of Austin to provide for the levy of an additional two percent tax upon the cost of occupancy of a hotel room.  
**Ordinance No. 980709-G approved**

#### Law

32. Approve a resolution authorizing payment of fees and expenses to George, Donaldson & Ford, L.L.P., for legal services in connection with City of Austin v. Southwest Travis County Water district, at an additional amount up to \$28,000, for a total amount not to exceed \$68,000. (Funding is available in the 1997-98 Operating Budget for the Law Department.)  
**Resolution No. 980709-32 approved**
33. Approve a resolution authorizing payment of fees and expenses to Bracewell & Patterson, L.L. P., for legal services related to "water quality protection zones" established pursuant to Texas Water Code 26.179 in an additional amount of up to \$50,000, for a total amount not to exceed \$85,000. (Funding is available in the 1997-98 Operating Budget for the Law Department.)  
**Resolution No. 980709-33 approved**

34. Approve a resolution authorizing payment of fees and expenses to Scott, Douglas & McConnico, L.L.P., for legal services in L.S. Ranch et al. vs. City of Austin and City of Austin v. Horse Thief Hollow Ranch, Ltd., et al., in an additional amount of up to \$310,000, for a total amount not to exceed \$345,000. (Funding is available in the 1997-98 Operating budget for the Law Department.)  
**Resolution No. 980709-34 approved**
35. Approve a resolution authorizing payment of additional fees and expenses to Webb & Webb (MBE/MH), for legal services provided in connection with 1997 annexations, in an additional amount of up to \$25,200, for a total amount not to exceed \$100,200. (Funding is available in the 1997-98 Operating Budget for the Law Department.)  
**Resolution No. 980709-35 approved**

Items 25 through 35 approved on Mayor Pro Tem Garcia's motion, Councilmember Spelman's second, 7-0 vote.

### Parks and Recreation

36. Amend Ordinance No. 970917-A, the 1997-98 Operating Budget by appropriating \$125,000 from the General Fund Contingency Reserve and increasing the appropriation of the Parks and Recreation Department by \$125,000 for a lease rental agreement for the Cinema West Theater located at 2130 South Congress. **(Related to Items 37-39)**  
**Ordinance No. 980709-M approved**

### Library

37. Amend Ordinance No. 970915-A, the 1997-98 Capital budget for the Library Department by appropriating \$450,000 for expenses related to the acquisition of the property at 2130 South Congress (Cinema West Theater) and creating a project known as the Twin Oaks Branch Library. (Funding to be reimbursed from the proceeds of long term debt issuance.) **[Related to Items 36 & 38-39]**  
**Ordinance No. 980709-N approved**
38. Approve a resolution expressing the City of Austin's official intent to reimburse eligible costs, in the amount of \$450,000, associated with the acquisition of property located at 2130 South Congress for the new Twin Oaks Branch Library, and amend the 1997-98 two-year proposed debt sale to include debt issuance. **(Related to Items 36-37 & 39)**  
**Resolution No. 980709-38 approved**

### ITEMS FROM COUNCIL

39. Approve a resolution authorizing the City Manager to negotiate a lease or rental agreement with potential purchasers of the Cinema West Theater, in an amount not to exceed \$125,000, and failing such an agreement, to negotiate purchase of the Cinema West Theater at an appraised value not to exceed \$450,000. (Councilmember Jackie Goodman) **[Related to Items 36-38]**  
**Resolution No. 980709-39 approved**

Items 36 through 39 approved on Councilmember Goodman's motion, Councilmember Lewis' second, 7-0 vote.

40. Approve a resolution directing the City Manager to present a plan for developing and implementing Healthy Community Initiatives during the Health and Human Services 1998-99 budget presentation to Council. (Mayor Pro Tem Gus Garcia and Councilmember William Spelman)  
Resolution No. 980709-40 approved
41. Amend section 2-4-486 of the City Code to increase the membership of the Water and Wastewater Commission. (Councilmember Jackie Goodman, Mayor Kirk Watson and Mayor Pro Tem Gus Garcia)  
Ordinance No. 980709-H approved

Items 40 and 41 approved on Mayor Pro Tem Garcia's motion, Councilmember Spelman's second, 7-0 vote.

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

42. C14-97-0155 - Public hearing to amend Chapter 13-2 of the Austin City Code by zoning property locally known as approx. 1600' along the east of side of Cameron Loop, north from its intersection with Davis Lane, previously known as Southland Oaks Municipal Utility District No. 1 (Cherry Creek 9), from "I-RR", Interim Rural Residence and "I-SF-2", Interim Single Family Residence (standard lot) to "RR", Rural Residence; "SF-1", Single Family Residence (large lot); "SF-2", Single Family Residence (standard lot); "SF-3", Family Residence; "SF-4A", Single Family Residence (small lot); "SF-5", Urban Family Residence; "SF-6", Townhouse and Condominium Residence; "MF-1", Multifamily Residence (limited density); "MF-2", Multifamily Residence (low density); "MF-3", Multifamily Residence (medium density); "MF-4", Multifamily Residence (moderate-high density); "NO" Neighborhood Office; "LO" Limited Office; "GO" General Office; "LR", Neighborhood Commercial; "GR", Community Commercial; "CS", General Commercial Services; and "P", Public District. Planning Commission Recommendation: To Grant "SF-2", Single Family Residence (standard lot) District; "SF-3", Family Residence District; "MF-2-CO", Multifamily Residence (low density)-Conditional Overlay District; "LR-CO", Neighborhood Commercial-Conditional Overlay District; and "P", Public District zoning with conditions. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387.  
**Motion to close public hearing and approve Ordinance No. 980709-L by Councilmember Spelman, Councilmember Lewis' second, 7-0 vote.**
43. C14-84-376R#1 - Public hearing to amend Chapter 13-2 of the Austin City Code by zoning property locally known as 10701 Mopac North from "LI-PDA", Limited Industrial Services - Planned Development Area to "LI-PDA", Limited Industrial Services. Planning Commission Recommendation: To Grant "LI-PDA", Limited Industrial Services District zoning. Applicant: Carr Development and Construction, L.P. (Will Shepard); Agent: Brown McCarroll & Oaks Hartline, L.L.P. (Jerry L. Harris) City Staff: Don Perryman, 499-2786.  
**Ordinance No. 980709-I approved LI-PDA as amended on Councilmember Spelman's motion, Councilmember Lewis' second, 7-0 vote.**



44. C14-98-0037 - Public hearing to amend Chapter 13-2 of the Austin City Code by zoning property locally known as 2106 Bergman Avenue from "SF-3", Family Residence to "P", Public District. Planning Commission Recommendation: To Deny. Applicant: City of Austin Parks and Recreation Department (Stuart Strong); Agent: Morales & Associates (Ponciano Morales III). City Staff: Ivan Naranjo, 499-2724.  
**Motion to close public hearing by Councilmember Slusher, Mayor Pro Tem Garcia's second, 7-0 vote.**
- Motion to approve first reading only with friendly amendment by Councilmember Slusher to change to "P", Public District and to use grass street, non asphalt for the 28 parking places and that no trees would be eliminated,**
- Friendly amendment accepted by maker and seconder, by Mayor Pro Tem Garcia, Councilmember Griffith's second, 7-0 vote.**
45. C14-98-0041 - Public hearing to amend Chapter 13-2 of the Austin City Code by zoning property locally known as 900 Willow Street from "SF-3", Family Residence to "LO", Limited Office. Planning Commission Recommendation: To Deny. Applicant: Courtland L. Logue; Agent: Ron Beard & Associates (Ron D. Beard). City Staff: Ivan Naranjo, 499-2724.  
**Postponed to July 30, 1998**
46. C14-98-0044 - Public hearing to amend Chapter 13-2 of the Austin City Code by zoning property locally known as 9400 Lampasas Trail from "I-RR", Interim-Rural Residence District to "SF-1", Single Family Residence (large lot) District zoning. Planning Commission Recommendation: To Grant "RR-CO", Rural Residence-Conditional Overlay District zoning with conditions. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: David Wahlgren, 499-6455.  
**Postponed to September 10, 1998**
47. C14-98-0053 - Public hearing to amend Chapter 13-2 of the Austin City Code by zoning property locally known as 3001 South Congress Avenue from "LR", Neighborhood Commercial to "MF-3", Multi-Family Residence (medium density). Planning Commission Recommendation: To Grant "MF-3", Multi-Family Residence (medium density) District zoning. Applicant: St. Edwards University (David Dickson); Agent: Dick Lillie & Associates (Dick Lillie). City Staff: Ivan Naranjo, 499-2724.  
**Ordinance No. 980709-J approved**
48. C14-98-0059 - Public hearing to amend Chapter 13-2 of the Austin City Code by zoning property locally known as 4016 Manchaca Road from "SF-3", Family Residence to "LO", Limited Office. Planning Commission Recommendation: To Grant "LO", Limited Office District zoning. Applicant: James A. Sparks; Agent: Michael Crane. City Staff: Ivan Naranjo, 499-2724.  
**Approved first reading only**
49. C14R-83-167 (DE): Public hearing to amend Chapter 13-2 of the Austin City Code by zoning property locally know as 2323 Ridgepoint Drive and 2401 Ridgepoint Drive from "LI", Limited Industrial Services to "LI-CO", Limited Industrial Services-Conditional Overlay District zoning and to delete a portion of a previously approved Principal Roadway Area Site Plan. Planning Commission: To Grant "LI-CO", Limited Industrial-Conditional Overlay District zoning with conditions and delete a

portion of a previously approved Principal Roadway Site Plan. Applicant: Petula Associates (David Ellingson); Agent: Turner, Collie & Braden, Inc. (David P. Smith); City Staff: Don Perryman, 499-2786.

Ordinance No. 980709-K approved

Items 45 through 49 approved on Councilmember Spelman's motion, Councilmember Lewis' second, 7-0 vote.

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

Executive session held at 12:10 p.m. to 1:35 p.m.

Executive session held at 3:20 to 3:50 p.m. on items 36, 37, 38 and 39.

Executive session held at 6:11 p.m. to 8:30 p.m. on items 51, 53, 54, 55 and 56.

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 Property – Section 551.072

50. Discuss acquisition of parkland.
51. Discuss acquisition of property for expansion of the Convention Center.

#### Private Consultation with Attorney - 551.071

52. Discuss legal issues regarding the Transportation User Fee and Drainage Utility Fee.
53. Discuss issues relating to annexation.
54. Discuss legal issues concerning Ordinance No. 970905-A (the "Interim Development" Ordinance).
55. Discuss Ira and Charmaine Bedford, et al. v. The City of Austin, et al., Cause No. A-97-CV-094-SS, United States District Court for Western District of Texas.
56. Discuss Ethel Spiller, et al. v. Robert M. Walker, et al., Cause No. A98-CA-255 SS, in the United States District Court for the Western District of Texas

#### ACTION ON THE FOLLOWING

57. Authorize fee simple acquisition of 9,582 square feet of land and improvements legally described as Lot 2, The Railyard; Austin, Travis County, Texas, locally known as 519 East 4th Street from

SW States Management & Louis Shanks of Texas, Inc., for the expansion of the Convention Center.

**No action taken**

58. Authorize the filing of eminent domain proceedings in the event negotiations are unsuccessful for the fee simple acquisition of 9,582 square feet of land and improvements legally described as Lot 2, The Railyard, Austin, Travis County, Texas, locally known as 519 East 4th Street owned by SW States Management & Louis Shanks of Texas, Inc., for the expansion of the Convention Center.

**No action taken**

59. Approve execution of amendment to the contract with Robert Icenhauer-Ramirez for legal services in the retrial of Ira and Charmaine Bedford, et al. v. The City of Austin, et al., Cause No. A-97-CV-094-SS, United States District Court for Western District of Texas.

**Approved in the amount of \$30,000, not to exceed \$69,000 on Mayor Pro Tem Garcia's motion, Councilmember Spelman's second, 7-0 vote.**

60. **APPOINTMENTS**

Arts Commission – BERNADETTE PHIFER (REAPPOINTMENT-COUNCILMEMBER LEWIS)

Board of Adjustment – FRANCISCO FUENTES (CONSENSUS)

Building Standards Commission - TIM HILL (REAPPOINTMENT-CONSENSUS); MARK ROGERS (REAPPOINTMENT-CONSENSUS)

Downtown Commission - MICHAEL ZAKES (URBAN TRANSPORTATION COMMISSION REP.- CONSENSUS)

Electric Utility Commission – SHUDDE FATH (REAPPOINTMENT-COUNCILMEMBER SLUSHER); W. NEAL KOCUREK (REAPPOINTMENT-COUNCILMEMBER SPELMAN); BARADA SARMA (REAPPOINTMENT-MAYOR WATSON); LINDA SHAW (REAPPOINTMENT- CONSENSUS)

Environmental Board – CELIA MARIE ISRAEL (MAYOR PRO TEM GARCIA); TIM JONES (REAPPOINTMENT-COUNCILMEMBER SLUSHER); GEORGE AVERY (COUNCILMEMBER GOODMAN)

Ethics Review Commission – DAYNA FINET (REAPPOINTMENT-COUNCILMEMBER SLUSHER); GINA AGNEW (COUNCILMEMBER GOODMAN)

Federally Qualified Health Center Board - ALFREDIA MILLER (ROSEWOOD ZARGOSA CLINIC USER-CONSENSUS)

Human Rights Commission – DR. LORI OCHOA (COUNCILMEMBER GRIFFITH)

Mechanical, Plumbing & Solar Board – GERARDO GARZA (INTERESTED CITIZEN REPRESENTATIVE-CONSENSUS)

Music Commission – SUSAN CALDWELL (COUNCILMEMBER GRIFFITH); GAVIN GARCIA (MAYOR PRO TEM GARCIA); VICTORIA CRAWFORD (COUNCILMEMBER GOODMAN)

Parks & Recreation Board – ELAINE CARTER (REAPPOINTMENT)

Planning Commission – SUSANA ALMANZA (CONSENSUS); CLOVIS BENTON HEIMSATH, JR. (CONSENSUS); ARTHUR NAVARRO (REAPPOINTMENT-MAYOR WATSON); GWENDOLYN WEBB (COUNCILMEMBER LEWIS)

Solid Waste Advisory Commission – ALAN BOJORQUEZ (REAPPOINTMENT-MAYOR PRO TEM GARCIA)

Solid Waste Operations Task Force – GREG POWEL; RENE BARRERA; SILVESTRE GARZA

Telecommunications Commission - JIM BUTLER (REAPPOINTMENT-COUNCILMEMBER SLUSHER; REID CRAMER (REAPPOINTMENT-COUNCILMEMBER GRIFFITH); ELANGO "RAJ" RAJAGOPAL (MAYOR WATSON)

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

ADJOURNED at 8:31 p.m. on Councilmember Slusher's motion, Councilmember Lewis' second, 7-0 vote.

Approved on this the 16<sup>th</sup> day of July, 1998 on Councilmember Slusher's motion, Councilmember Griffith's second, 6-0 vote, Councilmember Spelman off the dais.