



# Austin City Council MINUTES

REGULAR MEETING  
THURSDAY, SEPTEMBER 10, 1998

Mayor Pro Tem Garcia called the meeting to order, noting the absence of Mayor Watson.

1. Approval of Minutes for Regular Meetings of September 2 & 3, 1998.  
Approved on Councilmember Griffith's motion, Councilmember Goodman's second, 5-0 vote, Councilmember Spelman temporarily absent, Mayor Watson absent.

## CITIZEN COMMUNICATIONS: GENERAL

2. Robert L. Thomas, to discuss Rosewood Recreational Center.
3. John K. McMillan, the City of Austin should establish an advisory municipal Traffic Safety Commission.
4. Gus Pena, to request that \$100,000 be allocated to continue after school programs at Ortega Elementary and other schools.
5. Gerald Daugherty, to discuss Capital Metro.
6. Leonard Lyons, to discuss RFP process.
7. Kenneth Snyder, to discuss Northridge Acres.

## READING OF CONSENT AGENDA

## READING OF DISCUSSION AGENDA

## CITIZEN COMMUNICATIONS: CONSENT AGENDA

## ACTION ON CONSENT AGENDA

## BOARD AND COMMISSION REPORTS

8. ELECTRIC UTILITY COMMISSION – Teresa Reel, Chair  
Presentation given by Milton Lee
9. RESOURCE MANAGEMENT COMMISSION – Peter Pfeiffer, Chair  
Presentation given by Michael Osborne

## CITY MANAGER REPORT

10. MONTHLY AUSTIN ENERGY MANAGEMENT REPORT  
Presentation given by Milton Lee

### Solid Waste

11. Approve a resolution-authorizing acceptance of the EPA Brownfields Assessment Demonstration Pilot grant, in the amount of \$200,000. (Funding was included in the 1998-99 proposed budget of the Solid Waste Services Department.) [Recommended by Solid Waste Advisory Commission] (Time Certain – 2:30 P.M.)  
Resolution No. 980910-11 approved on Councilmember Spelman's motion, Councilmember Slusher's second, 6-0 vote, Mayor Watson absent.

### Austin Energy

12. Approve a resolution authorizing modification #2 of the contract with WESTERN WASTE INDUSTRIES, INC., Pasadena, Texas, to provide additional funding for the transportation and disposal of polychlorinated biphenyl's and petroleum contaminated material associated with the remediation of the Seaholm Substation, in an amount not to exceed \$38,810, for a total contract amount not to exceed \$585,685. (Funding was included in the 1997-98 Operating budget of the Electric Utility Department.) No M/WBE Subcontracting opportunities were identified. [Recommended by Electric Utility Commission]  
Resolution No. 980910-12 approved
13. Approve a resolution authorizing execution of a contract with LONGHORN INTERNATIONAL EQUIPMENT, INC., Austin, Texas, for the purchase of one heavy duty truck chassis to be used to install equipment or perform repairs to overhead power lines, in the amount of \$51,807. (Funding was included in the 1997-98 Capital budget of the Austin Energy.) Low bid of three. No M/WBE Subcontracting opportunities were identified. [Recommended by Electric Utility Commission]  
Resolution No. 980910-13 approved

Items 12 and 13 approved on Councilmember Spelman's motion, Councilmember Slusher's second, 6-0 vote, Mayor Watson absent.

14. Approve a resolution authorizing execution of a twelve month service agreement with RED SIMPSON, INC., Austin, Texas, for overhead transmission and distribution construction and maintenance services, in an amount not to exceed \$6,400,000 with four twelve month extension options in an amount not to exceed \$6,400,000 per extension, for a total amount not to exceed \$32,000,000. (Funding in the amount of \$620,800 was included in the 1998-99 proposed operating budget of the Austin Energy. \$5,779,200 was included in the 1998-99 proposed Capital budget of Austin Energy.) Low bid of four. 24.80% MBE, 9.56% WBE Subcontractor participation. [Recommended by Electric Utility Commission]  
Resolution 980110-14 approved for one year on Councilmember Lewis' motion, Councilmember Slusher's second, 6-0 vote, Mayor Watson absent.

15. Approve a resolution authorizing a twenty foot telecommunications and wastewater easement to the Lake Travis Independent School District for service to the new Bee Cave Elementary school located on Hamilton Pool Road across a portion of the Trading Post Substation tract on Highway 71 West. (No fiscal impact.) [Recommended by Electric Utility Commission]  
**Resolution No. 980910-15 approved**

#### Finance and Administrative Services

16. Approve a resolution authorizing execution of a twelve month supply agreement with UNISOURCE WORLDWIDE, INC., Austin, Texas, for the purchase of recycled copy paper and three hole paper in bulk quantities, in an amount not to exceed \$108,916 and BOISE CASCADE OFFICE SUPPLIES, Austin, Texas, for the purchase of small quantities of white and colored copy paper, continuous printer paper and labels in an amount not to exceed \$289,374.84 with two twelve month extension options in an amount not to exceed \$108,916 and \$289,374.84 respectively for each option period for a total contract amount not to exceed \$326,748 and \$868,124.52 respectively. (Funding in the amount of \$398,290.84 is included in the proposed 1998-99 Operating budget of various City departments. Funding for the extension options is contingent upon available funding in future budgets.) Low bid of six. No M/WBE Subcontracting opportunities were identified.  
**Resolution No. 980910-16 approved**
17. Approve a resolution authorizing execution of a contract with INDUSTRIAL DISPOSAL SUPPLY COMPANY, San Antonio, Texas, for the purchase of two Tymco Model 600 Sweepers for use by the Solid Waste Services to clean streets and gutters throughout the City, in the amount of \$189,782. (Funding was included in the 1997-98 Amended Capital budget of the Solid Waste Services Department.) Low bid of three. No M/WBE Subcontracting opportunities were identified.  
**Resolution No. 980910-17 approved**
18. Approve a resolution authorizing execution of a twelve month supply agreement with CAPITOL AGGREGATES, LTD., Austin, Texas, for the purchase of approximately 7,730 tons of blended wash river gravel to be used in waterline repairs, in an amount not to exceed \$81,762 with two twelve month options in an amount not to exceed \$81,762 per extension option, for a total amount not to exceed \$245,286. (Funding in the amount of \$6,814 was included in the 1997-98 operating budget of the Water and Wastewater Utility. Funding for the remainder of the contract and the extension options is contingent upon available funding in future budgets.) Single bid. No M/WBE Subcontracting opportunities were identified. [Recommended by Water and Wastewater Commission]  
**Resolution No. 980910-18 approved**
19. Approve a resolution authorizing execution of five supply agreements for the purchase of various cold water meters and water meter parts for the Water and Wastewater Utility with US FILTER DISTRIBUTION GROUP, Dallas, Texas; BADGER METER, INC., Dallas, Texas; HERSEY METERS DIVISION OF MUELLER COMPANY, Cleveland, North Carolina; SCHLUMBERGER INDUSTRIES NEPTUNE WATER DIVISION, Dallas, Texas; and METRON-FARNIER, Boulder, Colorado, in amounts not to exceed \$128,517, \$379,264, \$236,611, \$191,497, and \$226,820 respectively with two twelve month extension options in amounts not to exceed \$128,517, \$379,264, \$236,611, \$191,497, and \$226,820 respectively for each extension option, for total contract amounts not to exceed \$385,551, \$1,137,792, \$709,833, \$574,491 and \$680,460 respectively. (Funding in the

amount of \$96,892 was included in the 1997-98 Operating budget of the Water and Wastewater Utility. Funding for the remainder of the contract and the extension options is contingent upon available funding in future budgets.) Low bids of five. No M/WBE Subcontracting opportunities were identified. [Recommended by Water and Wastewater Commission]  
**Resolution No. 980910-19 approved**

**Items 15 through 19 approved on Councilmember Spelman's motion, Councilmember Slusher's second, 6-0 vote, Mayor Watson absent.**

20. Approve a resolution authorizing execution of a twelve month supply agreement with ADVANCE BATTERY COMPANY, INC., Austin, Texas, for the purchase of automotive batteries for the City's fleet of automobiles and equipment, in an amount not to exceed \$150,000 with two twelve month extension options in an amount not to exceed \$150,000 per extension, for a total contract amount not to exceed \$450,000. (Funding is included in the proposed 1998-99 operating budget of various City departments. Funding for the extension options is contingent upon available funding in future budgets.) Low bid of three. No M/WBE Subcontracting opportunities were identified.  
**Resolution No. 980910-20 approved on Councilmember Lewis' motion, Councilmember Spelman's second, 6-0 vote, Mayor Watson absent.**
21. Approve a resolution authorizing execution of a twelve month service agreement with G & K SERVICES, INC., Austin, Texas, for rental of floor mats for various City buildings, in an amount not to exceed \$45,275.36 with two twelve month extension options in an amount not to exceed \$45,275.36 per extension, for a total contract amount not to exceed \$135,826.08. (Funding in the amount of \$17,604 is included in the proposed 1998-99 operating budget of the Financial and Administrative Services Department, Parks and Recreation Department \$8,815.56, Water and Wastewater Department \$8,636.68, Austin Energy Department \$5,135.78, Police Department \$2,706.34, and Aviation Department \$2,376.40. Funding for the extension options is contingent upon available funding in future budgets.) Low bid of three. No M/WBE Subcontracting opportunities were identified.  
**Resolution No. 980910-21 approved**
22. Approve a resolution authorizing execution of a contract with LONGHORN INTERNATIONAL EQUIPMENT, INC., Austin, Texas, for the purchase of seven replacement and three additional heavy duty truck chassis to be used to remove residential refuse and recyclable materials, in the amount of \$856,935 with an option to purchase up to ten trucks during the next fiscal year in an amount not to exceed \$926,200, for a total contract amount not to exceed \$1,783,135. (Funding was included in the 1997-98 Amended Capital budget of the Solid Waste Services Department. Funding for the purchasing option is contingent upon available funding in future budgets.) Sole source. No M/WBE Subcontracting opportunities were identified.  
**Resolution No. 980910-22 approved**
23. Approve a resolution authorizing execution of a contract with SMART TRUCK SYSTEMS, Moreno Valley, California, for the purchase of three additional recycle collection bodies to be used by Solid Waste Services Department, in the amount of \$105,000 with an option to purchase up to twenty additional recycle bodies over the next twenty-four month period, in an amount not to exceed \$350,000 for each fiscal year, for a total contract amount not to exceed \$805,000. (Funding was included in the 1997-98 Amended Capital budget of the Solid Waste Services Department. Funding

for the purchase options is contingent upon available funding in future budgets.) Low bid of five. No M/WBE Subcontracting opportunities were identified.

**Resolution No. 980910-23 approved**

24. Approve a resolution authorizing execution of a contract with DAVIS TRUCK & EQUIPMENT COMPANY OF SAN ANTONIO, INC., San Antonio, Texas, for the purchase of eight replacement and one additional refuse collection bodies to be used by Solid Waste Services Department, in the amount of \$284,568 with an option to purchase up to ten additional bodies in the next fiscal year in an amount not to exceed \$323,890, for a total contract amount not to exceed \$608,458. (Funding is included in the 1997-98 Capital budget of the Solid Waste Services Department. Funding for the purchase option is contingent upon available funding in future budgets.) Low bid of three meeting specifications. No M/WBE Subcontracting opportunities were identified.  
**Resolution No. 980910-24 approved**

25. Approve a resolution authorizing execution of a contract with HOUSTON-GALVESTON AREA COUNCIL OF GOVERNMENTS COOPERATIVE PURCHASING PROGRAM, Houston, Texas, for the purchase of a Command Star Radio Console to be used as support for 911 Emergency Communications, in the amount of \$63,005. (Funding was included in the 1997-98 Operating budget of the Police Department.)  
**Resolution No. 980910-25 approved**

26. Approve a resolution authorizing negotiation and execution of a twelve month contract with: (1) SAFECO LIFE INSURANCE COMPANY (SAFECO), Plano, Texas, to provide stop-loss insurance, in an amount not to exceed \$292,392 with two twelve month extension options in an amount not to exceed \$292,392 per extension, for a total contract amount not to exceed \$877,176; and (2) AETNA LIFE INSURANCE COMPANY (AETNA), Houston, Texas, to provide short-term disability and long-term disability insurance, in an amount not to exceed \$1,280,871 with two twelve month extension options in an amount not to exceed \$1,280,871 per extension, for a total contract amount not to exceed \$3,842,613. (Funding in the amount of \$1,179,947 is included in the 1998-99 Operating budget of the Employee Benefits Fund. Funding for the remainder of the contract and the extension options is contingent upon available funding in future budgets.) Low bids of thirteen. No M/WBE Subcontracting opportunities were identified.  
**Resolution No. 980910-26 approved**

27. Approve a resolution authorizing negotiation and execution of a twelve month contract with ERISA ADMINISTRATIVE SERVICES, INC., (MBE/MA), Austin, Texas, to provide third party administrator services for the City Medical Plan, in the amount of \$1,297,384.80 with two twelve month extension options in the amount of \$1,297,384.80 per extension option, for a total contract amount not to exceed \$3,892,154.40. (Funding in the amount of \$973,038.60 is included in the 1998-99 proposed Operating budget of the Employee Benefits Fund. Funding for the remainder of the contract and the extension options is contingent upon available funding in future budgets.) Single proposal. 93% MBE Prime participation. 0% MBE, 2.7% WBE Subcontractor participation.  
**Resolution No. 980910-27 approved**

28. Approve a resolution authorizing execution of a twelve month service agreement with PRINT ASSIST, Mesquite, Texas, for the purchase of maintenance and support services for laser printers for various City departments, in an amount no to exceed \$168,000, and two twelve month extension

options in the amount not to exceed \$168,000 per extension, for a total contract amount of \$504,000. (Funding for \$14,000 was included in the 1997-98 Operating Budget for various City departments. Funding for the remaining 11 months of the initial contract period and option periods will be contingent upon available funding in future budgets.) Single bid of four meeting specifications. No M/WBE Subcontracting opportunities were identified.

**Resolution No. 980910-28 approved**

### Library

29. Approve a resolution authorizing execution of a contract with RECSOM DATATECH, Pflugerville, Texas, for the purchase and installation of a voice and data cable distribution system for the John Henry Faulk Central Library, in the amount of \$95,251. (Funding was included in the 1997-98 Capital budget of the Library Department.) Low bid of four. No M/WBE Subcontracting opportunities were identified.

**Resolution No. 980910-29 approved**

30. Approve a resolution authorizing execution of a contract with BORROUGHS CORPORATION, Kalamazoo, Michigan, for the purchase and installation of Wilsonstak steel library shelving for the Ralph Yarbrough Library, located at 2200 Hancock Drive, in the amount of \$54,956.98. (Funding was included in the 1996-97 Capital budget of the Library Department.) Sole source. No M/WBE Subcontracting opportunities were identified.

**Resolution No. 980910-30 approved**

31. Approve a resolution authorizing execution of a twelve month supply agreement with BOUND TO STAY BOUND BOOKS, INC., Jacksonville, Illinois, for the purchase of pre-bound children's books for the 66 libraries of the Central Texas Library System, in an amount not to exceed \$45,000 with two twelve month extension options in an amount not to exceed \$45,000 per extension, for a total contract amount not to exceed \$135,000. (Funding was included in the 1997-98 Special Revenue Fund of the Library Department. Funding for the extension options is contingent upon available funding in future budgets.) Low bid of two meeting specifications. No M/WBE Subcontracting opportunities were identified.

**Resolution No. 980910-31 approved**

32. Approve a resolution authorizing execution of a twelve month supply agreements with NGRAM LIBRARY SERVICES, INC., Lavergne, Tennessee, and BRODART COMPANY, Williamsport, Pennsylvania, for the purchase of books for the sixty six member libraries of the Central Texas Library System, in amounts not to exceed \$300,000 and \$200,000 respectively with two twelve month extension options in amounts not to exceed \$300,000 and \$200,000 respectively per extension, for total contract amounts not to exceed \$900,000 and \$600,000 respectively. (Funding in the amount of \$400,000 was included in the 1997-98 Special Revenue Fund of the Library Department, \$45,000 was included in the 1996-97 Capital budget of the Library Department and \$45,000 was included in the 1997-98 Capital budget of the Library Department, \$10,000 will be included in the 1998-99 Operating budget of the Library Department. Funding for the extension options are contingent upon available funding in future budgets.) Low bid of three. No M/WBE Subcontracting opportunities were identified.

**Resolution No. 980910-32 approved**

33. Approve a resolution authorizing negotiation and execution of a Joint Trench Agreement with SOUTHERN UNION GAS COMPANY for construction of water, wastewater and gas line adjustments as a part of the utility relocation work associated with the Texas Department of Transportation's widening of US 183 from Hunter's Chase to Lake Line Mall Boulevard. (No fiscal impact associated with the execution of this agreement. Southern Union Gas will place approximately \$1,490,400 in an escrow account for the construction of the work. The Joint Trench Agreement provides that the City will bid and manage the relocation of water, wastewater and gas line relocations required by the TxDOT project. Southern Union Gas will place in an escrow account the cost of relocating their facilities estimated to be \$1,200,000 plus a 20% construction contingency and the cost of the ROCIP, maximum 3.5% of construction cost.)  
**Resolution No. 980910-33 approved**
34. Approve a resolution authorizing execution of a construction contract with EDWARD R. COLEMAN CONSTRUCTION, INC., Austin, Texas, for construction of wastewater improvements to the U.S. 183 East annexed area known as the Anderson Arbor/U.S. 183 East Service to Annexed Area Wastewater Improvements project, in the amount of \$679,878.81 plus \$67,987.88 to be used as a contingency fund for change orders, for a total contract amount not to exceed \$747,866.69. (Funding is available in the 1997-98 Amended Capital budget of the Water and Wastewater Utility.) Second low bid of four. 31.46% MBE, 4.84% WBE Subcontractor participation. [Recommended by Water and Wastewater Commission]  
**Resolution No. 980910-34 approved**
35. Approve a resolution authorizing negotiation and execution of a twelve month contract with CHEMWARE, INC., Raleigh, North Carolina, to purchase a Laboratory Information Management System, in an amount no to exceed \$229,512, including a one-year warranty, with options to purchase maintenance for five additional years for \$16,038 per year for a total contract amount not to exceed \$309,702. (Funding in the amount of \$114,756 was included in the 1997-98 Amended Capital Budget of the Water Utility and \$114,756 was included in the 1997-98 Amended Capital Budget of the Wastewater Utility. Funding for the options is contingent upon funding being available in future operating budgets of the Water and Wastewater Utility.) Best proposal of seven. No M/WBE Subcontracting opportunities were identified. (Recommended by Water and Wastewater Commission)  
**Resolution No. 980910-35 approved**

### Parks and Recreation

36. Amend Ordinance 970915-A, amending the 1997-98 Capital budget of the Parks and Recreation Department by transferring and appropriating \$145,000 from the completed Dove Springs Recreation Center project to the South Austin Senior Activity Center project amount for the purpose of acquiring land for additional parking. [Recommended by Planning Commission] **(Related to Item 37)**  
**Ordinance No. 980910-A approved**
37. Approve a resolution authorizing acquisition of approximately .91 acres of land from LOUISE DORAN BLOMBERG to expand the existing South Austin Senior Activity Center, located at 3911 Manchaca Road, for park and recreational purposes, in an amount not to exceed \$134,900. (Funding was included in the 1997-98 Amended Capital budget of the Parks and Recreation Department.) **[Related to Item 36]**

**Resolution No. 980910-37 approved**

38. Approve a resolution authorizing execution of Change Order #2 to the construction contract with TREMUR CONSULTING CONTRACTORS, INC., Del Valle, Texas, for water and wastewater utility site requirements at the Montopolis Sports Complex, located at 800 Grove Boulevard, in the amount of \$28,643.24, for a total contract amount not to exceed \$2,377,443.24. (Funding is available in the 1997-98 Amended Capital budget of the Parks and Recreation Department.) 77.32% MBE, 11.86% WBE Subcontractor participation.

**Resolution No. 980910-38 approved**

**Health and Human Services**

39. Approve a resolution authorizing negotiation and execution of a professional services agreement with ROBERT JACKSON/EMILY LITTLE JOINT VENTURE ARCHITECTS, (WBE/FR), Austin, Texas, for architectural design and construction phase services for the third floor renovations at the Rebekah Baines Johnson Building located at 15 Waller Street, in an amount not to exceed \$89,000. (Funding is available in the 1996-97 Amended Capital budget of the Health and Human Services Department.) Best qualification statement of seven. 56% WBE Prime participation. 9% MBE, 0% WBE Subconsultant participation.

**Resolution No. 980910-39 approved**

40. Approve a resolution authorizing a renewal and modification of the Interlocal Cooperation Agreement with Travis County under The Ryan White Comprehensive AIDS Resources Emergency (CARE) Act of 1990 as Amended by the Amendments of 1996, for the period of October 1, 1998, through September 30, 1999, with automatic renewals for successive one-year terms contingent upon available funds under the Act or until modified or terminated by either party to incorporate federally mandated requirements. (No fiscal impact.)

**Resolution No. 980910-40 approved**

41. Approve a resolution authorizing execution of a twelve month supply agreement with AMERICAN HEALTH SUPPLIES, INC., (MBE/MB), Austin, Texas, to provide disposable medical supplies for use by enrollees of the Health and Human Services Department City of Austin Medical Assistance Program (MAP) in the enrollees' homes, in an amount not to exceed \$55,000 with two twelve month extension options in an amount not to exceed \$55,000 per extension, for a total contract amount not to exceed \$165,000. (Funding is included in the 1998-99 Proposed Operating budget of the Health and Human Services Department City of Austin Medical Assistance Program. Funding for the extension options is contingent upon available funding in future budgets.) Single bid. 100% MBE Prime participation. No M/WBE Subcontracting opportunities were identified.

**Resolution No. 980910-41 approved**

**Police**

42. Amend Ordinance 970917-A, the 1997-98 Operating budget, by transferring \$90,000 from the General Fund Contingency Reserve to the Austin Police Department and increasing funding and expenditures by \$90,000, for the purpose of funding a professional services agreement for a community input process regarding Internal Affairs activities of the Austin Police Department. (Related to Item 43)



**Ordinance No. 980910-B approved**

43. Approve a resolution authorizing negotiation of a Professional Services Agreement with A.W. Dean and Associates to conduct a community input process regarding the Internal Affairs activities of the Austin Police Department, in an amount not to exceed \$90,000. (Funding is available from the General Fund Contingency Reserve.) **[Related to Item 42]**  
**Resolution No. 980910-43 approved**
44. Amend Ordinance No. 970917-A, the 1997-98 Operating budget, amending the Federal Asset Forfeiture Fund by increasing the beginning balance by \$28,812, increasing revenue from asset forfeitures by \$875,000 and Liquidation of assets by \$52,806, increasing appropriations by \$200,000 and increasing the ending balance by \$756,618, to fund higher than anticipated overtime costs in the Police Department. (Funding is available from higher than anticipated proceeds received from forfeitures, which occurred over the past several years.)  
**Resolution No. 980910-C approved**

**Municipal Court**

45. Approve a resolution authorizing submittal of a concept paper as a pre-application for \$225,000 in grant funding from the U.S. Department of Justice, Bureau of Justice Assistance, Community Courts Grant Program, to purchase computer equipment to create an information management system for the Austin Downtown Community Court. (Grant funding is available from the U.S. Department of Justice Bureau of Justice Assistance, Community Courts Grant Program, for the grant period January 1, 1999 to June 30, 2000.)  
**Resolution No. 980910-45 approved**

**Watershed Protection**

46. Approve a resolution authorizing execution of a construction contract with EDWARD R. COLEMAN CONSTRUCTION, INC., Austin, Texas, for construction of a detention and water quality pond at St. Edward's University located at Woodward Street and South Congress Avenue, in the amount of \$858,440.12 plus \$85,844 to be used as a contingency fund for change orders, for a total contract amount not to exceed \$944,284.12. (Funding is available in the 1996-97 Amended Capital budget of the Watershed Protection Department.) Low bid of four. 17.72% MBE, 21.91% WBE Subcontractor participation. [Recommended by Environmental Board]  
**Resolution No. 980910-46 approved**
47. Approve a resolution authorizing execution of a construction contract with AUSTIN FILTER SYSTEMS, Austin, Texas, for construction of seven erosion control projects at the following tributaries to Little Walnut Creek: Quail Valley Boulevard at Quail Ridge Drive; Mearns Meadow Boulevard at Quail Valley Road; Mearns Meadow Boulevard at Mountain Quail Drive; Stonebridge Drive at Parkfield Drive; Collinfield Drive at the creek; Thurmond Street at the creek; and Aberdeen Way at Rundberg Lane, in the amount of \$495,594.09, plus \$74,339.11 to be used as a contingency fund for change orders, for a total contract amount not to exceed \$569,933.20. (Funding was included in the 1997-98 Capital budget of the Watershed Protection Department.) Second low bid of three. 13.8% MBE, 18.5% WBE Subcontractor participation. [Recommended by Environmental Board]

Pulled off agenda

Items 21 through 47 approved on Councilmember Spelman's motion, Councilmember Slusher's second, 6-0 vote, Mayor Watson absent.

#### Planning, Environmental & Conservation Services

48. Amend Ordinance 970917-A, amending the 1997-98 Operating budget of the Planning, Environmental and Conservation Services Department, as follows:
- a. Planning, Environmental and Conservation Services Fund: appropriate \$122,401 in transfers in from Performance Contracting Fund; decrease expenditures by \$3,872,847; appropriate \$4,333,547 in transfers out to the Performance Contracting Fund; decrease other requirements by \$338,299. (Decrease) Transfer 40 FTEs to Performance Contracting Fund;
  - b. Performance Contracting Fund: appropriate \$4,333,547 in transfers in from the Planning, Environmental and Conservation Services Fund; increase expenditures by \$3,872,847; appropriate \$324,859 in transfers out to Infrastructure Support Services; increase other requirements by \$13,440; appropriate \$122,401 in transfers out to the Planning, Environmental and Conservation Services Fund. (Increase) Transfer 40 FTEs from Planning Environmental Conservation Services Fund;
  - c. Infrastructure Support Services Fund: decrease revenue from Planning, Environmental and Conservation Services Fund by \$324,859; appropriate revenue of \$324,859 from the Performance Contracting Fund;
  - d. Transfer 40 positions from the Austin Energy Services Unit of the Planning, Environmental and Conservation Services Fund to the Performance Contracting Fund;  
(Funding in the amount of \$4,333,547 is available in the Planning, Environmental and Conservation Services Fund)
- Ordinance No. 980910-D approved on Councilmember Slusher's motion, Councilmember Spelman's second, 6-0 vote, Mayor Watson absent.**

49. Approve a resolution authorizing execution of a revenue generating contract with LAMAR-SIXTH-AUSTIN, INC., Austin, Texas, whereby Austin Energy Services (AES) will provide the following: 1) AES will purchase up to \$1,000,000 in central chilling plant equipment for use in Lamar-Sixth-Austin's Austin Market Place project, such equipment to be purchased by Lamar-Sixth-Austin over a twenty-year period; 2) related engineering services for which AES will receive a one-time payment of \$125,000; and 3) related billing services for which AES will be paid \$30,000 per year (to be adjusted annually during the course of the agreement) for twenty-five years. (Funding is available in the proposed 1998-99 budget of the Performance Contracting Fund.)  
**Resolution No. 980910-49 approved**

#### City Clerk

50. Approve a resolution authorizing Joint Election Agreement between the City of Austin and Williamson County for a joint election on November 3, 1998.  
**Resolution No. 980910-50 approved**

### Development Review and Inspection

51. Set a public hearing on a request to waive the minimum separation/distance requirement of City Code Section 8-3-4, between a gas station/convenience store which intends to sell alcoholic beverages at 5933 Westminster Drive (at Gaston Place), and a public school (Harris Elementary School) and a church (Trinity Presbyterian Church). File #SP-98-0315 (AW). (Suggested date and time: October 8, 1998 at 6:30 P.M.)  
**Resolution No. 980910-51 approved**

### Public Works

52. Approve a resolution authorizing additional contingency funding to the construction contract with GUERRA CONSTRUCTION COMPANY, (MBE/MH), Austin, Texas, for the Central Market Wastewater Improvements Project, in the amount of \$100,000, for a total contract amount not to exceed \$1,523,547. (Funding is available in the 1991-92 Amended Capital Budget of the Water and Wastewater Utility.) 65.6% Prime Participation; 2.26% MBE, 4.98% WBE Subcontractor participation. (Recommended by Water and Wastewater Commission)  
**Resolution No. 980910-52 approved**

**Items 49 through 52 approved on Councilmember Spelman's motion, Councilmember Slusher's second, 6-0 vote, Mayor Watson absent.**

53. Approve a resolution authorizing execution of a construction contract with BRAUN & BUTLER, INC., Austin, Texas, for construction of the Fire/EMS Station at Four Points, located at 7701 River Place Boulevard, in the amount of \$1,770,000. (Funding is available in the 1997-98 Amended Capital Budget of the Fire Department.) Low bid of four. 7.71% MBE, 5.82% WBE Subcontractor participation.  
**Resolution No. 980910-53 approved on Councilmember Lewis' motion, Councilmember Slusher's second, 6-0 vote, Mayor Watson absent.**

### ITEMS FROM COUNCIL

54. Staff report on funding of Vision Village. (Councilmember Willie Lewis)  
**Pulled from agenda**
55. Approve the City of Austin's co-sponsorship with the Travis County Veteran's Day Parade Committee, of the Annual Capital City Veteran's Day Parade to be held on November 11, 1998. (Mayor Pro Tem Gus Garcia and Councilmember Willie Lewis)  
**Resolution No. 980910-55 approved**
56. Approve a resolution to expand the responsibility of the Judicial Subcommittee to provide continuing oversight and supervision of the Presiding Judge and Court Clerk; and to assign additional administrative responsibilities to the Presiding Judge and to assign additional administrative responsibilities to the Court Clerk. (Mayor Kirk Watson, Mayor Pro Tem Gus Garcia, and Councilmember William Spelman)  
**Resolution No. 980910-56 approved**

Items 54 through 56 approved on Councilmember Spelman's motion, Councilmember Slusher's second, 6-0 vote, Mayor Watson absent.

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

57. C14-98-0082 - Public hearing to amend Chapter 13-2 of the Austin City Code by rezoning property locally known as 12500 Tomanet Trail from "NO", Neighborhood Office district to "GR", Community Commercial district. Planning Commission Recommendation: To Grant "GR-CO", Community Commercial-Conditional Overlay district zoning with conditions. Applicant: Killough Investment Trust (Anita Worsham); Agent: Crocker Consulting (Sarah Crocker). City Staff: David Wahlgren, 499-6455. (continued from 9/3/98)

**Approved first reading only on Councilmember Lewis' motion, Councilmember Spelman's second, 6-0 vote, Mayor Watson absent.**

58. 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.

**Closed public hearing on Councilmember Slusher's motion, Councilmember Goodman's second, 6-0 vote, Mayor Watson absent.**

**Approved Planning Commission recommendation, first reading only on Councilmember Griffith's motion, Councilmember Goodman's second, 6-0 vote, Mayor Watson absent.**

59. C14-98-0091 - Public hearing to amend Chapter 13-2 of the Austin City Code by zoning property locally known as Old Bee Caves Road and Weir Loop Circle from "I-RR", Interim-Rural Residence District to "MH", Mobile Home Residence District zoning. Planning Commission Recommendation: To Grant "MH-CO", Mobile Home Residence-Conditional Overlay District zoning with conditions. Applicant: Travis Star Corporation (Mac Spellmann); Agent: A. R. Thrower Design (Ron Thrower). City Staff: Susan Villarreal, 499-6319.

**Postponed to October 1, 1998**

60. C14-98-0018 - Public hearing to amend Chapter 13-2 of the Austin City Code by zoning property locally known as 1706 West 6th Street from "SF-3", Family Residence to "LO-MU", Limited Office-Mixed Use. Planning Commission Recommendation: To grant "NO-MU-CO", Neighborhood Office-Mixed Use-Conditional Overlay District zoning with conditions. Applicant: Oxford Custom Homes, Inc. (Rick Linda); Agent: Austin Permit Service (Melissa Whaley). City Staff: Don Perryman, 499-2786. (continued from 6/25/98, 8/13/98 and 8/20/98) Note: A valid petition has been filed in opposition to this rezoning request.

**Postponed to October 1, 1998**

**Items 59 and 60 postponed to October 1, 1998 on Councilmember Lewis' motion, Councilmember Spelman's second, 6-0 vote, Mayor Watson absent.**

## PUBLIC HEARINGS

61. 6:00 P.M. - Public hearing on an appeal by Mr. Joe Quintero and Ms. Cathy Vasquez of the Planning Commission's decision to approve a Conditional Use Permit for the Arnold Oil Company located at 1645 East 6th Street. File #SPC-97-0441C. (continued from 8/6/98 and 9/3/98)  
Fifty-one speakers, cards on file in the Office of the City Clerk.

Close public hearing on Councilmember Slusher's motion, Councilmember Spelman's second, 6-0 vote, Mayor Watson absent.

## ACTION ON PUBLIC HEARINGS

62. Approve/deny an appeal by Mr. Joe Quintero and Ms. Cathy Vasquez of the Planning Commission's decision to approve a Conditional Use Permit for the Arnold Oil Company located at 1645 East 6th Street. File #SPC-97-0441C. (continued from 8/6/98 and 9/3/98)  
Motion to deny appeal with friendly amendment by Councilmember Slusher that approval is subject to building being built in accordance to rendering plans to Council by Councilmember Lewis, Councilmember Slusher's second, 5-1 vote, Mayor Pro Tem Garcia voting "NO", Mayor Watson 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.

## 63. APPOINTMENTS

Community Development Commission – DONALD DODSON (SOUTH AUSTIN NEIGHBORHOOD REPRESENTATIVE-CONSENSUS)

Downtown Commission – JEAN MATHER (PLANNING COMMISSION REPRESENTATIVE-CONSENSUS); TERESA RABAGO (HISTORIC LANDMARK COMMISSION REPRESENTATIVE-CONSENSUS)

Electric Utility Commission – THOMAS OWENS (COUNCILMEMBER LEWIS)

Ethics Review Commission – KAREN HASCHKE (NOMINATION-LEAGUE OF WOMEN VOTERS REPRESENTATIVE-CONSENSUS); MARY NELL MATHIS (CONFORMATION-COUNCILMEMBER GRIFFITH)

MBE/WBE Advisory Committee – JOYCE SMITH (REAPPOINTMENT-NON CERTIFIED CONTRACTOR REPRESENTATIVE-CONSENSUS); FRANK LAM (REAPPOINTMENT-PROFESSIONAL ORGANIZATION REPRESENTATIVE-CONSENSUS); JESUS RAMIREZ (OWNER OF CERTIFIED MBE REPRESENTATIVE-CONSENSUS)

Mechanical, Plumbing & Solar Board – PAUL HOVEY (NATURAL GAS UTILITY REPRESENTATIVE-CONSENSUS)

Medical Assistance Program Advisory Board – SWARUP DURAWAL (MAP USER-CONSENSUS)

Renaissance Market Commission – RICHARD CONDE (REAPPOINTMENT-CONSENSUS)

Resource Management Commission – ALBERT DIETZ (REAPPOINTMENT-CONSENSUS); MAX WOODFIN (REAPPOINTMENT-CONSENSUS)

Robert Mueller Municipal Airport Advisory Group – MIKE LIBRIK (PARKS & RECREATION REPRESENTATIVE-CONSENSUS), RAY VRUDHULA (PLANNING COMMISSION REPRESENTATIVE-CONSENSUS)

Water & Wastewater Commission – DARWIN MCKEE (REAPPOINTMENT-COUNCILMEMBER LEWIS)

Approved on Councilmember Spelman's motion, Councilmember Slusher's second, 6-0 vote, Mayor Watson absent.

Motion to waive 10:00 p.m. rule on Councilmember Griffith's motion, Councilmember Lewis' second, 6-0 vote, Mayor Watson absent.

ADJOURNED at 10:09 p.m. on Councilmember Slusher's motion, Councilmember Lewis' second, 6-0 vote, Mayor Watson absent.

Approved on this the 1<sup>st</sup> day of October, 1998 on Councilmember Slusher's motion, Councilmember Goodman's second, 6-0 vote, Mayor Pro Tem Garcia off the dais.