



# Austin City Council

## MINUTES

WORKSESSION  
WEDNESDAY, OCTOBER 7, 1998

Mayor Watson called the meeting to order at 1:45 p.m., Councilmembers Griffith, Spelman and Lewis temporarily absent.

### CITIZENS COMMUNICATION: GENERAL

1. Jennifer McPhail, to discuss proposed Visitability Ordinance.
2. Sean Pevsner, to discuss Austin Visitability Ordinance.
3. Cathy Cranston, to discuss Visitability Ordinance.
4. Sparky Metz, to discuss Visitability Ordinance.
5. Bill Scarborough, for Fair Housing Ordinance.
6. Rona Schnall, to discuss Visitability Ordinance, housing for people with disabilities.
7. David Wittie, to discuss Austin Visitability Ordinance.
8. Stephanie Thomas, to discuss Visitability Ordinance.

### BOARD AND COMMISSION REPORTS

9. ENVIRONMENTAL JUSTICE TASK FORCE  
Presentation given by Susanna Almanza.
10. ELECTRIC UTILITY COMMISSION – Theresa Reel, Chair  
Presentation given by
11. RESOURCE MANAGEMENT COMMISSION – Peter Pfeiffer, Chair  
Postponed

### BRIEFINGS

12. WALLER CREEK CHARRETTE  
Presentation given by Michael Knox.
13. WATER AND WASTEWATER LAND MANAGEMENT REPORT  
Postponed

14. VISITABILITY ORDINANCE (Related to Item 36) [2:00 p.m. – Time Certain]  
Presentation given by Joe Canales, Patricia Perez, Stewart Hirsh and Paul Hilgers.

#### CITY MANAGER REPORT

15. MONTHLY AUSTIN ENERGY MANAGEMENT REPORT
- Austin Energy Reorganization  
Presentation given by City Manager Jesus Garza.

#### READING OF CONSENT AGENDA

#### READING OF DISCUSSION AGENDA

#### CITIZENS COMMUNICATION: CONSENT AGENDA

#### ACTION ON CONSENT AGENDA

#### PREVIEW OF ITEMS FOR NEXT COUNCIL MEETING

16. Review of Proposed Agenda Items from the City Manager for October 22, 1998.
17. Review of Proposed Agenda Items from Council for October 22, 1998.
18. Discuss and identify consent and discussion agenda items for the October 8, 1998 Council meeting agenda. (Agenda for October 8, 1998 is attached and incorporated by reference.)  
Items pulled for discussion: #s 10, 11, 12, 14, 16, 18, 23 and 25.
- Items on consent agenda: #s 13, 15, 17, 19, 20, 21, 22, 24, 26, 27, 28, 32, 33, 34, 35, 36, 37, 38 and 39.
19. Set Time Certain, if necessary, for agenda items on the October 8, 1998 Agenda.

#### ITEMS CONTINUED FROM PREVIOUS MEETINGS

20. Approve a resolution authorizing execution of a construction contract with AUSTIN FILTER SYSTEMS, INC., Austin, Texas, for sidewalk improvements to the 200 block of Congress Avenue, in the amount of \$593,000 plus \$59,300 as a contingency fund for change orders, for a total contract amount not to exceed \$652,300. (Funding is available in the 1991-92 Amended Capital budget of the Public Works and Transportation Department.) Second Low bid of three. 6.43% MBE, 10.67% WBE Subcontractor participation.  
Resolution No. 981007-20 approved on Councilmember Spelman's motion, Councilmember Garcia's second with the addition of one parking space and to start on the west side of street,  
Friendly amendment by Councilmember Slusher to explore angle parking in the 100 block of East 3<sup>rd</sup> St. and to have the lights installed at the same time.

Friendly amendment accepted by maker and seconder, 6-0 vote, Councilmember Griffith absent.

### Austin Energy

21. Approve a resolution authorizing execution of a contract with GENERAL ELECTRIC SUPPLY COMPANY, Austin, Texas, for the purchase of breaker vacuum bottle assemblies, in the amount of \$65,025. (Funding was included in the 1998-99 operating budget of Austin Energy.) Sole source. No M/WBE Subcontracting opportunities were identified. [Recommended by Electric Utility Commission]  
**Resolution No. 981007-21 approved on Councilmember Spelman's motion, Councilmember Griffith's second, 7-0 vote.**
  
22. Approve a resolution authorizing execution of a twelve month Interlocal Agreement with TEXAS AGRICULTURAL EXTENSION SERVICE, Bryan, Texas, to control damages caused by vultures at the Garfield and Linda Vista Substations, in an amount not to exceed \$14,000. (Funding is available in the 1998-99 operating budget of Austin Energy.) [Recommended by Electric Utility Commission]  
**Resolution No. 981007-22 approved on Councilmember Garcia's motion, Councilmember Spelman's second, 5-0 vote, Mayor Pro Tem Goodman voting "NO", Councilmember Griffith off the dais.**
  
23. Approve a resolution authorizing execution of a contract with POWELL ELECTRICAL MANUFACTURING, Houston, Texas, for the purchase of a 15kV arc-resistant switchgear, in the amount of \$1,367,421. (Funding was included in the 1998-99 Capital budget of Austin Energy.) Low bid of two meeting specifications. No M/WBE Subcontracting opportunities were identified. [Recommended by Electric Utility Commission]  
**Resolution No. 981007-23 approved**
  
24. Approve a resolution authorizing execution of a contract with AMERICAN POWER SERVICES, Erlanger, Kentucky, to upgrade the main condenser at Decker Unit 1, in the amount of \$825,887. (Funding was included in the 1998-99 Capital budget of Austin Energy.) Low bid of four. No M/WBE Subcontracting opportunities were identified. [Recommended by Electric Utility Commission]  
**Resolution No. 981007-24 approved**
  
25. Approve a resolution authorizing execution of a thirty-six month service agreement with LONE STAR HEAVY HAUL, INC., Lindsay, Texas, to provide hauling services for heavy equipment, in an amount not to exceed \$87,715. (Funding in the amount of \$29,238 was included in the 1998-99 operating budget of Austin Energy. Funding for the remainder of the contract is contingent upon available funding in future budgets.) Single bid. No M/WBE Subcontracting opportunities were identified. [Recommended by Electric Utility Commission]  
**Resolution No. 981007-25 approved**

Items 23 through 25 approved on Councilmember Spelman's motion, Councilmember Griffith's second, 7-0 vote.

## Water and Wastewater

26. Approve a resolution authorizing Service Extension Request No. 1813 for wastewater service submitted by Richard Hill for the Howard Lane Industrial Park tract which is located outside the city limits of Austin. (No fiscal impact.) [Recommended by Water and Wastewater Commission] **(Related to Item 27)**

Postponed

27. Approve a resolution authorizing the negotiation and execution of an agreement with Hill Partners, for the construction of a 24-inch water main and appurtenances to provide permanent water service within and near the proposed Howard Lane Industrial Park with City cost reimbursement in an amount not to exceed \$450,000. (Cost reimbursement is contingent upon available funding in future budgets of the Water and Wastewater Utility's Capital Improvement Project Funds.) [Recommended by Water and Wastewater Commission] **(Related to Item 26)**

Postponed

**Items 26 and 27 postponed on Councilmember Garcia's motion, Councilmember Spelman's second, 6-0 vote, Councilmember Griffith out of the room.**

28. Approve a resolution authorizing an escrow account with Travis County in the amount of \$2,908,246 pursuant to the Howard Lane Interlocal Cooperation Agreement with Travis County, for Segments 2,3, and 4 of the Howard Lane Transmission Main East of IH 35; authorize the removal of 1,548 linear feet of 18-inch wastewater main from the "Dell Agreement" and include that wastewater main in this Howard Lane project. (Funding is included in the 1997-98 Capital budget of the Water and Wastewater Utility.) [Recommended by Water and Wastewater Commission]

**Resolution No. 981007-28 approved on Councilmember Garcia's motion, Councilmember Spelman's second, 6-0 vote, Councilmember Griffith out of the room.**

29. Approve a resolution authorizing execution of a construction contract with Dean Johnston, Inc., Austin, Texas, for installation of remote terminal units to electronically monitor and control the City's water distribution system, in the amount of \$568,683 plus additional supplemental services for ten undeveloped sites and contingency in the amount of \$122,397, for a total amount not to exceed \$691,080. (Funding was included in the 1995-96 Capital budget of the Water and Wastewater Utility.) Low bid of three. 10.37% MBE, 3.27% WBE Subcontractor participation. [Recommended by Water and Wastewater Commission]

**Resolution No. 981007-29 approved**

30. Approve a resolution authorizing official intent to reimburse acquisition and construction costs to be paid out of the following funds: Water CIP Funds; 3760, 3780, 3790, 3810, 3830, 3840, 3850, 3860, 3880, 3890, 3910, 3950, 3960, 3970, 3980, and \$2,444,000 for projects associated with the November 1998 Bond Election; Wastewater CIP Funds; 4320, 4360, 4390, 4400, 4430, 4440, 4550, 4570, and \$300,000 for projects associated with the November 1998 Bond Election. (No fiscal impact.)

**Resolution No. 981007-30 approved**

31. Approve a resolution authorizing fee simple acquisition of Lot 5, and approximately 0.377 of an acre of land out of Lot 6, Block B, River Valley Estates, locally known as 13010 Three Island Road, Del Valle, Texas, from Harvey Meyer for the expansion of the South Austin Regional Wastewater Treatment Plant, in the amount of \$134,000 plus \$6,200 in relocation benefits, for a total amount of \$140,200. (Funding was included in the 1997-98 Amended Capital budget of the Water and Wastewater Utility.)  
**Resolution No. 981007-31 approved**

32. Approve a resolution authorizing fee simple acquisition of Lot 2, Block C, River Valley Estates, locally known as 13201 Coachman Lane, Del Valle, Texas, from Ruben A. Navarro and Arleen T. Navarro for the expansion of the South Austin Regional Wastewater Treatment Plant, in the amount of \$126,000 plus \$28,700 in relocation benefits, for a total amount of \$154,700. (Funding is included in the 1997-98 Amended Capital budget of the Water and Wastewater Utility.)  
**Resolution No. 981007-32 approved**

33. Approve a resolution authorizing execution of a construction contract with RYAN-O EXCAVATING, INC., Dripping Springs, Texas, for construction of water and wastewater lines in the North Park Estates 1996 Annexation Area, located near Braker Lane and Lamar Boulevard, in the amount of \$1,046,940. (Funding in the amount of \$149,955 is available in the 1995-96 Amended Capital budget and \$896,985 is available in the 1997-98 Amended Capital budget of the Water and Wastewater Utility.) Low bid of seven. 24.5% MBE, 12.1% WBE Subcontractor participation. [Recommended by Water and Wastewater Commission]  
**Resolution No. 981007-33 approved**

**Items 29 through 33 approved on Councilmember Spelman's motion, Councilmember Griffith's second, 7-0 vote.**

34. Approve a resolution authorizing negotiation and execution of an amendment to the existing Professional Services Agreement with CH2M-HILL, INC., Austin, Texas, for additional Phase II design phase services and Phase III construction phase services for the Ullrich Medium Service Water Transmission Main, and for additional Phase II design phase services and Phase III construction phase services for the Green Water Treatment Plant as part of the Safe Drinking Water Act Improvements Project, in the amount of \$3,112,000, for a total amount not to exceed \$7,463,552. (Funding is included in the 1995-96 and 1997-98 Amended Capital budgets of the Water and Wastewater Utility.) 12.8% MBE, 6.9% WBE Subconsultant participation. [Recommended by Water and Wastewater Commission]  
**Postponed on Councilmember Garcia's motion, Councilmember Spelman's second, 6-0 vote, Councilmember Griffith out of the room.**

35. Approve a resolution authorizing execution of a twelve month supply agreement with VWR SCIENTIFIC PRODUCTS, Suwanee, Georgia, for the purchase of laboratory chemicals used by all the utility's laboratories in performing analytical tests, in an amount not to exceed \$60,000 with two twelve month extension options in an amount not to exceed \$60,000 per extension, for a total contract amount not to exceed \$180,000. (Funding is included in the 1998-99 operating budget of the Water and Wastewater Utility. Funding for the extension options is contingent upon available funding in future budgets.) Low bid of two. No M/WBE Subcontracting opportunities were identified. [Recommended by Water and Wastewater Commission]  
**Resolution No. 981007-35 approved on councilmember Spelman's motion, Councilmember Griffith's second, 7-0 vote.**

## Housing

36. Approve an ordinance requiring newly constructed single family dwellings, duplexes and triplexes which receive City assistance prior to the start of construction be designed and constructed to provide accessibility and usability for individuals with disabilities. (No fiscal impact.) [Related to Item 14] Ordinance No. 981007-A approved on Councilmember Garcia's motion, Councilmember Lewis' second,

Friendly amendment by Councilmember Spelman to make the openings of the house 2x6 or larger.

Amendment accepted by maker and seconder, 7-0 vote.

37. Set public hearings on proposed amendments to the 1998-99 Community Development Program and the Consolidated Plan to reprogram \$445,000 in CDBG funds. (Suggested dates and times: October 22, 1998 at 6:30 p.m. and November 5, 1998 at 6:30 p.m.) Resolution No. 981007-37 approved on Councilmember Spelman's motion, Councilmember Griffith's second, 7-0 vote.

## ITEMS FROM COUNCIL

38. Discuss the Austin Energy reorganization. (Councilmember Gus Garcia)  
Discussion held, no action taken.

Recessed to executive session at 4:35 p.m. on Councilmember Lewis' motion, Councilmember Garcia's second, 4-3 vote, Councilmembers Griffith, Slusher and Spelman voting "NO".

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

Executive session held at 4:35 p.m. to 5:35 p.m. on item # 39.

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 matter 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

39. Discuss legal issues relating to Charter requirements and restrictions concerning the reorganization of city departments and divisions.

ADJOURNED at 7:35 p.m. on Councilmember Garcia's motion, Mayor Pro Tem Goodman's second, 6-0 vote, Councilmember Griffith out of the room.

Approved on this the 22<sup>nd</sup> day of October, 1998 on Councilmember Garcia's motion, Mayor Pro Tem Goodman's second, 5-0 vote, Councilmembers Slusher and Spelman off the dais.