



## Austin City Council MINUTES

APRIL 15, 1993 - 1:00 P.M.

### MEETING CALLED TO ORDER - 1:00 P.M.

1. Approval of Minutes for Regular Meeting of April 1, 1993  
Postponed

### CITIZEN COMMUNICATIONS: GENERAL

2. Mr. Henry Ratliff, to address the topic "How's the campaign for 5/1/93 going?"
3. Mr. Glenn West, to discuss the airport.
4. Mr. Bob Paulissen, to discuss Bergstrom.
5. Ms. Charlene Shillman, to discuss the downtown museum and City funding for location at 804 Congress.  
Not present.
6. Mr. Don Gardner, to request that the City press HL&P and other partners to shut down STNP.
7. Mr. Greg Walker, to discuss the investigation and closing of South Texas Nuclear Project.
8. Ms. Janice Bailey, to discuss the South Texas Nuclear Project.
9. Mr. Scott Angel McReynolds, to discuss the South Texas Nuclear Project.
10. Mr. E. Dragon, to discuss "to dare to stop him before he blows (STNP)."
11. Mr. J. Laurence Weis, to discuss the South Texas Nuclear Project.

### PERFORMANCE REPORT

Acting Financial Services Director Charles Curry presented the Performance Report.

ITEMS CONTINUED FROM PREVIOUS MEETINGS

12. Discuss and resolve the terms of the funding agreement between the City of Austin and the Austin Hospital Authority.

The Council, on Councilmember Garcia's motion, Councilmember Larson's second, approved staff recommendation, which included the following amendment: (7-0 Vote)

AHA agrees and represents that no member of its board of directors has nor shall have a direct or indirect financial interest in the agreement and further agrees that the board of directors shall abide by Chapter 2-3, Code of the City of Austin, 1992, which governs ethics and financial disclosure as though the board members were members of the Hospital Board.

13. Approve and adopt revisions for the 1993-94 Goals and Objectives for the City of Austin Council Priority: Health and Hospital.

On Councilmember Garcia's motion, Councilmember Larson's second, 7-0 Vote.

14. Approve the selection and authorize the negotiation of three (3) Bond Counsel team contracts to provide legal services associated with the City's enterprise fund-based bonds, general obligation bonds and housing bonds with compensation to be used on hourly rates, to be negotiated. (Funding is payable out of the proceeds of each bond sale and issuance.) (Reviewed by Audit and Finance Committee)

Motion

Councilmember Garcia made a motion, seconded by Councilmember Epstein to "approve the recommendation of the Council Audit Subcommittee with one change and that is to add a fourth firm, McGinnis & Lochridge as co-bond counsel". - After discussion, the motion was withdrawn.

Motion

The Council, on Councilmember Garcia's motion, Councilmember Epstein's second, "approved the staff and Audit Subcommittee recommendation". 7-0 Vote.

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The following items #95 and 96 were added to the agenda to be placed under Items from Council and Zoning Hearings and Approval of Ordinances. They are taken out of the agenda sequence for clarity, because they are related to #15-17. Items 15, 16, 17 and 96 were considered in the same motions.

95. Request that C14-92-0078 - Austin Treemont Inc., (Larry Peel), by Land Strategies, Inc., (Paul Linehan), to reconsider action of April 1, 1993, so that this item can be considered as a total decision along with items No. 15, 16 & 17, on the April 15, 1993 agenda. (Councilmember Ronney Reynolds and Mayor Pro Tem Charles Urdy)

Approved, on Councilmember Garcia's motion, Councilmember Reynolds' second, 7-0 Vote.

96. C14-92-0078 - AUSTIN TREEMONT INC. (Larry Peel), by Land Strategies, Inc. (Paul Linehan), 1300-1400 Block of Capital Parkway and 2800 Block of Montebello. Planning Commission Recommendation: to Grant SF-2-C0, Single Family Residence (standard lot) - Conditional Overlay, zoning with the condition that access to Barton Skyway be prohibited, and including conditions offered by the applicant related to transportation and land use/zoning. (Related to and to be considered along with Items 15, 16 & 17).

#### FIRST READING

15. Request by Treemont Holdings, L.P. to amend the Austin Metropolitan Area Roadway Plan (AMARP) by deleting Barton Skyway from Loop 1 to RM 2244 from the AMARP. (Public Hearing Closed - No Citizen Sign-up) [Related to Items 16-17]

Passage contingent upon Third Reading of #16,17 and 96.

16. C14-92-0136 - AUSTIN TREEMONT INC. (Larry Peel), by Land Strategies, Inc. (Paul Linehan/Jim Bechtol), 1001-1921 Capital Parkway and 1000-1920 Mopac South. From G0, L0, LR and SF-2 to SF-6. Planning Commission Recommendation: To Grant SF-6-C0, Townhouse and Condominium Residence-Conditional Overlay, zoning as amended, subject to: (1) limitation of 506 units (9.35 units per acre); (2) posting of fiscal surety for roadway improvements as outlined in the Memorandum from George Zapalac to Betty Baker, dated January 6, 1993; and (3) the tract of land north of Capital Parkway (zoned SF-3), adjacent to single-family lots and a portion of the L0 tract (the triangular portion that would remain if Capital Parkway were extended to connect to Doris Ann Boulevard) will remain undeveloped as an open space, and the only permitted development will be a storage facility for maintenance of all open-space areas. Also,

including conditions offered by the applicant relating to transportation and land use/zoning. (Emergency Passage Requested) [Public Hearing Closed - No Citizen Sign-up] (Related to Items 15 & 17)

**FIRST READING**

17. C14-92-0137 - AUSTIN TREEMONT INC. (Larry Peel), by Land Strategies, Inc. (Paul Linehan/Jim Bechtol), 1000-1032 Capital Parkway. From: LO to MF-2. Planning Commission Recommendation: To Grant MF-2-CO, Multifamily Residence (low density)-Conditional Overlay, zoning subject to: (1) limitation of 106 units (17.3 units per acre); (2) posting of fiscal surety for roadway improvements as outlined in the Memorandum from George Zapalac to Betty Baker, dated January 6, 1993; and including conditions offered by the applicant relating to transportation and land use/zoning. (Emergency Passage Requested) [Public Hearing Closed - No Citizen Sign-Up] (Related to Items 15 & 16)

**FIRST READING**

(#15, 16, 17 and 96 were considered together and motions made encompassed all four items.)

Motion

Councilmember Reynolds made a motion, seconded by Councilmember Epstein to approve as follows:

- 15. Approve as recommended by the Planning Commission
- 16. Reduce to 430 units and reduce impervious cover to 29%
- 17. Limit to 100 units and if any CEF is found in Dry Creek, there will be a 150' set-back.
- 96. Approve as recommended by the Planning Commission.

Substitute Motion

Councilmember Nofziger offered a substitute motion, seconded by Councilmember Garcia as follows:

- 15. Approve as recommended by the Planning Commission on FIRST READING
- 16. Approve on FIRST READING as recommended by the Planning Commission and apply SOS Ordinance because this is in the Barton Creek Watershed.

96. Approve on FIRST READING as recommended by the Planning Commission

Friendly Amendment - Accepted

Councilmember Garcia offered a friendly amendment that #17 & 96, which are in the Dry Creek area, will be protected under the 1986 CVO

Friendly Amendment - Accepted

Councilmember Reynolds offered a friendly amendment that passage of #15 will be contingent upon THIRD READINGS of #16, 17 and 96.

Roll Call on Substitute Motion with Friendly Amendments

7-0 Vote

ORDINANCES

18. Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code rezoning property locally known as 2300-2312 and 2400-2410 Gracy Farms Lane, Case No. C14-93-0011, from "DR", Development Reserve and "LO", Limited Office to "MI-CO", Major Industry-Conditional Overlay, IBM CORPORATION (J.F. Gagliardi, Jr.), by McGinnis, Lochridge & Kilgore (William Bingham). First reading on March 18, 1993; Vote 7-0. Conditions met as follows: Conditional Overlay incorporates conditions imposed by Council.

On Councilmember Garcia's motion, Councilmember Larson's second, 6-0-1 Vote, Councilmember Reynolds abstained.

19. Approve third readings of an ordinance amending Chapter 13-2 of the Austin City Code rezoning property locally known as 614 Capital of Texas Highway South, Case No. C14r-85-080, from "I-SF-2," Interim Single Family Residence (standard lot) to "LO-CO," Limited Office-Conditional Overlay, GERALD STEIN, by Con-REAL Support Group, Inc. (Howard Kells). First reading on March 6, 1986; Vote 5-0, Councilmember Rose out of the room and Humphrey absent). Conditions met as follows: Conditional Overlay incorporates conditions imposed by Council. Request for extension of application approved by Council on February 11, 1993. Second reading April 1, 1993, 6-0 Vote, Mayor Pro Tem Urdy absent.

20. Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code rezoning property locally known as 9100-9400 Metric Boulevard and 8931-8960 Research Boulevard, Case No. C14r-85-041(DE) from LI-PDA, Limited Industrial-Planned Development Area to LI-PDA, Limited Industrial-Planned Development Area to delete a portion of a previously approved PRA/Conditional of site plan. MARC T. KNUTSEN; by Hollford Group. First reading on April

1, 1993; Vote 7-0. Conditions met as follows: Conditions imposed by Council have been incorporated into the ordinance. (Emergency Passage Requested)

#19-20 on Councilmember Garcia's motion, Councilmember Larson's second, 7-0 Vote.

21. Approve second readings of an ordinance amending Chapter 13-2 of the Austin City Code rezoning property locally known as 5010 U.S. Highway 290 West, Case No. C14-92-0149, from "RR", Rural Residence to "GR-CO", Community Commercial-Conditional Overlay, K-MART CORPORATION, by Bury & Pittman (Greg Strmiska). First reading on March 18, 1993; Vote 4-3, Mayor Todd, Councilmembers Garcia and Nofziger voting "No". Conditions met as follows: Conditional overlay incorporates conditions imposed by Council.

On Councilmember Reynolds' vote, Mayor Pro Tem Urdy's second, 4-3 Vote, Councilmember Garcia, Councilmember Nofziger and Mayor Todd voted No.

22. Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code rezoning property locally known as 4401-4415 Small Drive, 4324-4410 Cross Valley Run, and 5701-5709 Mount Bonnell Drive, Case No. C14-85-122, from "SF-6", Townhouse and Condominium Residence to "SF-6-CO", Townhouse and Condominium Residence-Conditional Overlay, 2222 PARTNERS LTD., by Barry Campbell Engineering (Barry Campbell). First reading on February 11, 1993; Vote 7-0. Conditions met as follows: Conditional overlay incorporates conditions imposed by Council.

23. Amend Article XIX of Chapter 2-4, Section 2-4-245 of the Code of the City of Austin, 1992, as amended, to add one (1) member to the Emergency Medical Services Quality Assurance Team. (No fiscal impact.) [Recommended by Quality Assurance Team]

24. Amend the Austin City Code by modifying Section 16-4-5(C) - Speed Limits, to establish the speed limit at 45 mph for the portions of Brodie Lane and West Slaughter Lane that were annexed into the City of Austin on December 31, 1992. (No fiscal impact.)

25. Approve changing the street name of New East Riverside Drive to Riverside Drive East (from the intersection of Ben White Blvd. East and New East Riverside Drive south-eastward to limits of right-of-way.) [No fiscal impact.]

#22-25 on Councilmember Garcia's motion, Councilmember Larson's second, 7-0 Vote.

26. Grant a hardship exemption through December 31, 1993 from Section 4-3-12(B) of the Ozone Depleting Chemicals Ordinance for businesses

using products manufactured with methyl chloroform. (No fiscal impact.) [Reviewed by Environmental Board]

Postpone to April 22, 1993.

27. Authorize application for and acceptance of a grant in the amount of \$50,000 from the State of Texas, Governor's Office, Criminal Justice Division, to provide continuation of funding for the Austin Police Department's Victim Assistance program; amend Ordinance No. 920922-E, the 1992-93 operating budget by appropriating \$50,000 for the Austin Police Department Special Revenue Fund, and authorizing 1.5 full-time grant funded employee. (City's match of \$10,000 will be met by existing personnel costs.)

Aviation (Items 28-35)

28. Amend Ordinance No. 920922A, the 1992-93 Capital Budget for the Aviation Department, by transferring \$600,000 from the Reconstruction/Overlay 13R/31L project, and \$150,000 from the Interim Terminal Area Expansion - Phase III Project to the Taxiway C, H & L Evaluation and Rehabilitation Project. (Reviewed and recommended by Planning Commission and Airport Advisory Board 8-0 Vote)

RESOLUTIONS      Aviation (Items 28-35)

29. Approve a construction contract award to AUSTIN BRIDGE & ROAD, INC., Austin, Texas, for pavement rehabilitation improvements to the Robert Mueller Municipal Airport Taxiway C, H and L, in the amount of \$1,424,475. (Funding is available in the 1992-93 Capital Budget as amended for the Department of Aviation.) Single bid. DBE Subcontractor participation: 20.52% (9.14% MBE, 11.38% WBE).
30. Authorize acceptance of a Federal Aviation Administration (FAA) grant in the amount of \$1,959,293 for 75% reimbursement of eligible costs for three projects at Robert Mueller Municipal Airport.
31. Approve a construction contract award to AMERIBRIDGE SERVICES, INC., Indianapolis, Indiana, for upgrading electrical controls and mechanical devices to eleven (11) passenger boarding bridges at Robert Mueller Municipal Airport, in the amount of \$71,597.07. (Funding is available in the 1991-92 Capital Budget of the Aviation Department.) 12.74% MBE, 7.73% WBE Subcontractor participation.
32. Approve execution of a contract award to POOL AND ROGERS PAVING COMPANY INC., Buda, Texas, for pavement maintenance of Parking Lot "C" and the Rental Car Return Area at the Robert Mueller Municipal Airport, in the amount of \$209,327. (Funding is included in the 1992-93 Capital Budget of the Department of Aviation.) Single Bid. 10.2% MBE, 13.1% WBE Subcontractor participation.

33. Approve execution of a contract award to W.K. JENNINGS ELECTRIC CO., INC., Austin, Texas, for construction of Airfield Sign Improvements at Robert Mueller Municipal Airport, in the amount of 391,690. (Funding is included in CIP 881-817-5541. Estimated grant participation by the Federal Aviation Administration is \$293,767.) Low bid of three (3). DBE Subcontractor participation: 15.06% (0% MBE, 15.06% WBE.) [Reviewed by Airport Advisory Board]

34. Approve a construction contract award to W.K. JENNINGS ELECTRIC CO., INC., Austin, Texas, for lighting and sound system rehabilitations to the Main Terminal of Robert Mueller Municipal Airport, in the amount of \$181,151. (Funding is included in the 1991-92 Capital Budget for the Department of Aviation.) Low bid of three (3). DBE Subcontractor participation: 15.06% (15.06% MBE, 0% WBE).

#27-34 on Councilmember Garcia's motion, Councilmember Larson's second, 7-0 Vote.

35. Approve the Master Plan for the new Airport at Bergstrom and authorize its submission to the Federal Aviation Administration (FAA) for review and approval. (No fiscal impact.)

Postponed to April 22, 1993.

36. Authorize application for and acceptance of a grant in the amount of \$45,000 from the Texas Water Development Board to determine the water savings associated with and cost effectiveness of three water conservation programs. (City's match is \$45,000 cash match (for rebates) and \$45,000 of in-kind services performed by existing personnel. Funding for the match is available in the 1992-93 operating budget of the Environmental and Conservation Services Department.) [Recommended by Resource Management Commission and Water and Wastewater Commission]

On Councilmember Garcia's motion, Councilmember Larson's second, 7-0 Vote.

37. Approve negotiation and execution of a lease of 6,600 net usable square feet of clinic space at 21 Waller Street from the Austin Geriatric Center, Inc., for Health and Human Service Department clinic operations, in the amount of \$44,880. (Funding is available in the 1992-93 operating budget for the Health and Human Services Department; funding for the remaining term is subject to appropriation of funds in future budgets.)

Pulled off agenda.

38. Authorize the negotiation and execution of an agreement with Friends of the Parks for improvements (renovating existing playscape,



installation of a sand water play area, and installation of the re-furbished fire truck) to the Zilker Park playground area. (Funding for all improvements to be paid by Friends of the Parks.) [Recommended by Parks Board on April 13, 1993, 7-0 Vote]

On Councilmember Garcia's motion, Councilmember Epstein's second, 6-0 Vote, Councilmember Nofziger out of the room.

39. Approve execution of a twelve (12) month service agreement with GENERAL MICROGRAPHICS CORPORATION, Waco, Texas, for microfilming/microfiching services for the Medical Records Department, Laboratory Department and Accounts Payable Division of Brackenridge Hospital, in an amount not to exceed \$73,381.40, including an option to extend thereafter for up to one (1) additional twelve (12) month period, in an amount not to exceed \$106,231.40, for a total amount not to exceed \$179,612.80. (Funding in the amount of \$36,690.70 is available in the 1992-93 operating budget of Brackenridge Hospital; funding for the final six months of the original contract period and the extension option is contingent upon availability of funding in future budgets.) Low bid of nine (9). No M/WBE Subcontracting opportunities were identified. Reference No. BC3-035.
40. Approve a construction contract award to CHAMBERLIN WATERPROOFING AND ROOFING SYSTEMS, Dallas, Texas, for the partial waterproofing of the Brackenridge Hospital parking garage, in an amount not to exceed \$184,400. (Funding is included in the 1990-91 Capital Budget for Brackenridge Hospital.) Low bid of four (4). 24% MBE, 0% WBE Subcontractor participation. Reference No. BC3-153.
41. Approve execution of a twelve (12) month supply agreement with ANAQUEST, Madison, Wisconsin, for Forane and Suprane anesthetics for use in anesthesia machines at Brackenridge Hospital, in an amount not to exceed \$88,149.60, including an option to extend thereafter for up to two (2) additional twelve (12) month periods, in an amount not to exceed \$88,149.60 per extension, for a total amount not to exceed \$264,448.80. (Funding in the amount of \$44,074.80 is available in the 1992-93 operating budget of Brackenridge Hospital; funding for the final six months of the contract and the extension options is contingent upon available funding in future budgets.) Low bid of two (2) for Forane; Sole Source for Suprane. No M/WBE Subcontracting opportunities were identified. Reference No. BS3-050.
42. Approve execution of a twelve (12) month supply agreement with SOUTHERN SAFETY SALES, Austin, Texas, for disposable prep trays to be used in the Surgery Department of Brackenridge Hospital, in an amount not to exceed \$35,735.04, including an option to extend thereafter for up to one (1) additional twelve (12) month period, in an amount not to exceed \$35,735.04, for a total amount not to exceed

\$71,470.08. (Funding in the amount of \$17,867.52 is available in the 1992-93 operating budget of Brackenridge Hospital; funding for the final six months of the original contract period and the extension option is contingent upon available funding in future budgets.) Low bid of seven (7) meeting specifications. No M/WBE Subcontracting opportunities were identified. Reference No. B53-052.

43. Approve execution of a twelve (12) month service agreement with BROWNING-FERRIS, INC., Del Valle, Texas, for refuse collection at Brackenridge Hospital, in an amount not to exceed \$48,600, including an option to extend thereafter for up to one (1) additional twelve (12) month period, in an amount not to exceed \$48,600, for a total amount not to exceed \$97,200. (Funding in the amount of \$24,300 is available in the 1992-93 operating budget of Brackenridge Hospital; funding for the final six months of the original contract period and the extension option is contingent upon available funding in future budgets.) Low bid of three (3). No M/WBE Subcontracting opportunities were identified. Reference No. BC3-112.
44. Approve negotiation and execution of a twelve (12) month contract with SPECTRUM FINANCIAL SERVICES, INC., Houston, Texas, for follow-up and collection of Brackenridge Hospital outpatient accounts, in an amount not to exceed \$150,000, including an option to extend thereafter for up to one (1) additional twelve (12) month period, in an amount not to exceed \$150,000, for a total amount not to exceed \$300,000 (Funding in the amount of \$75,000 is available in the 1992-93 operating budget of Brackenridge Hospital; funding for the final six months of the original contract period and the extension option is contingent upon availability of funding in future budgets. An estimated \$1.5 million in collections will be realized as a result of this contract.) Best offer of nine (9). No M/WBE Subcontracting opportunities were identified. Reference No. BC2-327.
45. Approve execution of a contract award with GENERAL ELECTRIC MEDICAL SYSTEMS, Austin, Texas, for the purchase of two (2) mobile X-ray units for use by Brackenridge Hospital, and a one (1) year warranty, in an amount not to exceed \$79,130. (Funding is available in the 1992-93 operating budget for Brackenridge Hospital Disproportionate Share Fund.) Low bid of two (2). No M/WBE Subcontracting opportunities were identified. Reference N. BH3-154.
46. Approve execution of a contract with MAXEY GLASS COMPANY, Austin, Texas, for the replacement of exterior doors at Palmer Auditorium, in the amount of \$65,978. (Funding is available in the 1991-92 Capital Budget for the Convention Center Department.) Low bid of two (2). No M/WBE Subcontracting opportunities were identified.

47. Approve a construction contract award to AUSTIN BRIDGE AND ROAD, INC., Dallas, Texas, for construction of the Transportation System Management (TSM) Project at 45th Street and Burnet Road, in the amount of \$461,320. (Funding in the amount of \$396,650 is included in the 1992-93 Capital Budget of the Public Works and Transportation Department; \$64,670 is included in the 1991-92 Capital Budget of the Water and Wastewater Utility.) Low bid of three (3). 10.61% MBE, 11.98% WBE Subcontractor participation. (Recommended by Water and Wastewater Commission)
  48. Approve selection of the firm of BURY & PITTMAN, INC., Austin, Texas, for negotiation and execution of a contract to provide professional engineering and associated services for the Walsh Tract Lift Station Relief Interceptor Project, in the amount of \$49,127. (Funding is included in the 1991-92 Capital Budget for the Water and Wastewater Utility.) Best proposal of thirteen (13). 10% MBE, 6.5% WBE Subcontractor participation. (Recommended by Water and Wastewater Commission)
  49. Approve a construction contract award to KINSEL INDUSTRIES, INC., Houston, Texas, for the Bergstrom Wastewater Diversion Line to the Govalle Diversion Tunnel Project, in the amount of \$763,252. (Funding is included in the 1991-92 Capital Budget for the Water and Wastewater Utility.) Low bid of five (5). 4.91% MBE, 1.34% WBE Subcontractor participation. (Recommended by Water and Wastewater Commission)
  50. Approve Change Order #7 to AUSTIN BRIDGE AND ROAD, INC., Austin, Texas, for removal and replacement of existing concrete pavement as part of the Barton Springs Road Overlay Project, in the amount of \$3,442.17, for a total contract amount of \$509,246.50. (Funding is included in the 1991-92 Capital Budget for the Public Works and Transportation Department.) 0% MBE, 13% WBE Subcontractor participation.
  51. Approve Change Order #9 to HAEGELIN CONSTRUCTION CO. INC., Austin, Texas, for additional wastewater main improvements as part of the Greenleaf Estates Annexed Area Water and Wastewater Improvements Project, in the amount of \$63,678.01, for a total contract amount of \$1,959,915.91. (Funding is included in the 1991-92 Capital Budget for the Water and Wastewater Utility.) 1.20% MBE, 1.54% WBE Subcontractor participation. (Recommended by Water and Wastewater Commission)
- #39-51 on Councilmember Garcia's motion, Councilmember Larson's second, 7-0 Vote.
52. See listing under Items from Council.

53. Set a public hearing to adopt an ordinance approving waiver of wastewater Capital Recovery Fee of \$590.25 per connection for owner occupied single family residential properties in Plaza Granados Subdivision pursuant to Sec. 13-3A-18, Land Development Code; waiving the requirement of Sec. 13-3A-18(c) that funds be appropriated from other city funds in an amount equal to the reduction of Capital Recovery Fees caused by the waiver. (Recommended by Water and Wastewater Commission) [Suggested date and time: April 22, 1993 at 7:00 p.m.]
54. Set a public hearing on an appeal of Planning Commission approval of a Conditional Use Permit for a Campus Center for the Episcopal Theological Seminary. (Suggested date and time: May 6, 1993 at 5:00 p.m.)

#53-54 On Councilmember Garcia's motion, Councilmember Larson's second, 7-0 Vote.

**3:30 P.M. - ELECTRIC UTILITY (Items 55-73)**

55. Electric Utility Commission Report - John Moore, Director of Electric Utility reported.
56. Resource Management Commission Report - No report.
57. Monthly Management Report - John Moore reported.
58. Utility Receivable Report - Charles Curry, Acting Director of Finance, reported.
59. Approve amendment Number 2 to the Fayette Power Project Coal Transportation Agreement. (This amendment is expected to reduce the cost of coal transportation by approximately \$3.3 million over the next three years.)
60. Approve execution of a contract with ASEA BROWN BOVERI, c/o WESTINGHOUSE ELECTRIC SALES CO., San Antonio, Texas, for the purchase of transmission line and substation protective relaying equipment, in the amount of \$197,707.40. (Funding is included in the 1991-92 Capital Budget for the Electric Utility.) Low bid of two (2). No M/WBE Subcontracting opportunities were identified.
61. Approve execution of a contract with ASCENSION TECHNOLOGY, Lincoln Center, MA, for the purchase and installation of a 12 kilowatt solar photovoltaic system to be installed and monitored for one (1) year on Town Lake Center, located at 721 Barton Springs Road, to evaluate the potential of solar photovoltaics for demand-site management and fossil fuel emissions reduction, in the amount of \$60,000. (Funding is included in the 1992-93 Capital Budget for the Electric Utility; the Environmental Protection Agency will fund \$60,000 to

design and install the system.) Sole Source. No M/WBE Subcontracting opportunities were identified.

62. Approve execution of a twelve (12) month supply agreement with GIFFORD HILL & COMPANY, Austin, Texas, for the purchase of pullboxes, cover and rings used to install conduit wire, in the amount of \$77,949, with the option to extend for one (1) additional twelve (12) month period, in the amount of \$77,949, for a total amount of \$155,898. (Funding in the amount of \$38,974.50 is available in the 1992-93 operating budget for the Electric Utility; funding for the final six months of the original contract period and the extension option is contingent upon available funding in future budgets.) Low bid of two (2). No M/WBE Subcontracting opportunities were identified.
63. Approve execution of a twelve (12) month supply agreement with PRIESTER-MELL & NICHOLSON, INC., Austin, Texas, for the purchase of hydraulic and mechanical die insert sets, in the amount of \$51,851, with the option to extend for two (2) additional twelve (12) month periods, in the amount of \$51,851 per extension, for a total amount of \$155,553. (Funding in the amount of \$25,925.50 is available in the 1992-93 operating budget for the Electric Utility; funding for the final six months of the original contract period, and the extension option is contingent upon available funding in future budgets.) Low bid of three (3). No M/WBE Subcontracting opportunities were identified.
64. Approve execution of a contract with POWELL ELECTRICAL MFG., San Antonio, Texas, for the purchase of metal-clad switchgear units for installation at the Walnut Creek Substation and Koenig Lane Substation, in the amount of \$493,048. (Funding is included in the 1991-92 Capital Budget for the Electric Utility.) Low bid of eight (8). No M/WBE Subcontracting opportunities were identified.
65. Approve execution of an Interlocal Agreement with the Texas Engineering Extension Service, College Station, Texas, an agency of the Texas A&M University System, for job safety and crew foreman training classes, in the amount of \$23,190. (Funding is available in the 1992-93 operating budget for the Electric Utility.)
66. Approve execution of ten (10) 24 month supply agreements with the following firms: TEXACO GAS MARKETING, Houston, Texas; CONFUELS INC., Houston, Texas; AQUILA SOUTHWEST MARKETING, San Antonio, Texas; TAURUS ENERGY, Dallas, Texas; REATA INDUSTRIAL GAS L.P., San Antonio, Texas; MOBIL NATURAL GAS, INC., Houston, Texas; DGS TRADING INC., Houston, Texas; ENSERCH GAS COMPANY, Dallas, Texas; MIDCON TEXAS PIPELINE, Houston, Texas; and TENNGASCO MARKETING CORP., Houston, Texas, for the purchase of constant daily spot natural gas for the City's electric generating plants over a two (2) year term commencing on May 1, 1993, in the total estimated amount of \$7

million. (Funding will be provided through Electric Fuel Charge revenues.) Low bids of fifteen (15). No M/WBE Subcontracting opportunities were identified.

67. Approve execution of a contract with SIEMENS ENERGY & AUTOMATION INC., San Antonio, Texas, for the purchase of a metal-clad switchgear unit for the Brackenridge Substation, in the amount of \$640,401. (Funding included in the 1991-92 Capital Budget for the Electric Utility.) Low bid of three (3) meeting specifications. No M/WBE Subcontracting opportunities were identified.
68. Approve Change Order #6 with TECOM CONSTRUCTION, INC., Austin, Texas, to extend the existing service road at the St. Elmo Service Center as part of the Electric Utility Department Expansion, Phase I, in the amount of \$188,437, for a total contract amount of \$1,716,950. (Funding is included in the 1992-93 Capital Budget for the Electric Utility.) 2.65% MBE, 1.89% WBE Subcontractor participation.
69. Approve execution of a contract award to ROBERT JENTSCH CONSTRUCTION, INC., Austin, Texas, for the construction of Seaholm 35kv Electric Substation improvements, in the amount of \$743,111. (Funding is included in the 1991-92 Capital Budget for the Electric Utility.) Low bid of two (2). 17.98% MBE, .19% WBE Subcontractor participation.
70. Approve execution of a contract with RAMZEL-TEXAS SERVICES, Austin, Texas, for the removal of asbestos material and re-insulation of equipment and piping at the Decker Creek Power Plant, in the amount of \$138,184. (Funding is included in the 1992-93 Capital Budget for the Electric Utility.) Low bid of five (5). 0% MBE, 36% WBE Subcontractor participation.
71. Approve execution of two (2) contracts for the purchase of truck-mounted aerial towers for use by the Electric Utility, with the following vendors: COMMERCIAL BODY CORPORATION, San Antonio, Texas, in an amount not to exceed \$222,769; and TECO, INC., Fort Wayne, Indiana, in an amount not to exceed \$639,964 with two (2) twelve (12) month extension options; the first extension option in amounts not to exceed \$222,769 and \$1,005,980 respectively, and the second option in amounts not to exceed \$222,769 and \$1,148,395 respectively, for a total estimated amount not to exceed \$3,462,646. (Funding is available in the 1992-93 Capital Budget for the Electric Utility Department; funding for extension options is contingent upon availability of funding in future budgets.) Low bid of four (4) meeting specifications. No M/WBE Subcontracting opportunities were identified.

72. Approve execution of six (6) 24 month supply agreements with the following firms: ANTHEM ENERGY COMPANY, Houston, Texas; MIDCON TEXAS PIPELINE, Houston, Texas; NATURAL GAS MARKETING AND STORAGE CO., Houston, Texas; MOBIL NATURAL GAS, INC., Houston, Texas; REATA INDUSTRIAL GAS L.P. San Antonio, Texas; and TENNGASCO MARKETING CORP., Houston, Texas, for the purchase of daily nomination spot natural gas to provide fuel for the City's electric generating plants over a two year term commencing on May 1, 1993, in the total estimated amount of \$9 million. (Funding will be provided through Electric Fuel Charge revenues.) Low bid of six (6) meeting specifications. No M/WBE Subcontracting opportunities were identified.
73. Approve execution of a twelve (12) month service agreement contract with HALL SOUTHWEST, Austin, Texas, to provide environmental sampling of petroleum products and hazardous materials for the Electric Utility, in the amount of \$131,819, with the option to extend for up to two (2) one (1) year periods, in the amount of \$131,819 per year, for a total amount of \$395,457. (Funding is available in the 1992-93 operating budget of the Electric Utility; funding for the extension options is contingent upon availability of funding in future budgets.) Low responsive bid of nineteen (19). 10% MBE, 5% WBE Subcontractor participation.

#59-73 on Councilmember Larson's motion, Mayor Pro Tem Urdy's second, 7-0 Vote.

#### ITEMS FROM COUNCIL

52. Provide direction and support to the City of Austin's Charter Revision Committee. (Mayor Pro Tem Charles Urdy)
- Postpone to April 22, 1993.
74. Discussion of the City of Austin's long term plans for the Hargrave Solid Waste yard. (Mayor Pro Tem Charles Urdy) [Related to Item 75]
- Discussion was held.
75. Direct the City Manager to conduct a minimum of two (2) town meetings in the community surrounding the Hargrave Solid Waste yard regarding current and future operations of the Hargrave Solid Waste Utility, and recommend alternatives to the use of the Hargrave Solid Waste facility. (Mayor Pro Tem Charles Urdy) [Related to Item 74]
- The Council, on Mayor Pro Tem Urdy's motion, Councilmember Larson's second, directed the City Manager to direct the staff to recommend

alternatives to the use and report back to Council in thirty (30) days.

76. Receive a report on the condition of playscapes in City park and recreational areas and direct the City Manager to include funds in the 1993-94 Capital Budget for their refurbishment or repair. (Mayor Pro Tem Charles Urdy and Councilmember Ronney Reynolds)

Postponed to April 22, 1993.

77. Approve a resolution to commemorate friendship between the State of Israel and the City of Austin. (Mayor Bruce Todd and Councilmember Louise Epstein)

On Councilmember Garcia's motion, Councilmember Larson's second, 7-0 Vote.

78. Approve a resolution providing for an alternative to the existing PID petition. (Councilmember Bob Larson)

Pulled off agenda.

79. Approve revisions to the 1988 Affirmative Action Plan. (Affirmative Action Subcommittee)

Pulled off agenda.

80. Approve Citizen's Task Force recommendations to the City Council. (Mayor Bruce Todd and Councilmember Gus Garcia)

Accept the recommendation of the Citizen's Task Force, with six items still to be resolved, on Councilmember Garcia's motion, Councilmember Larson's second, 6-0 Vote, Councilmember Nofziger abstained.

81. Direct the City Manager to develop options available for the City of Austin's General Fund, so that revenues to the General Fund can be maximized by the redevelopment of the non-aviation portions of the Bergstrom Air Force Base, while minimizing costs to the airlines and other users of the new municipal airport. (Councilmember Ronney Reynolds)

Postponed to April 22, 1993.

4:00 P.M. - ZONING HEARINGS AND APPROVAL OF ORDINANCES

82. C14-93-0001 - DAVENPORT LTD., By Griffin Engineering Group, Loop 360 South and Westlake Drive. From SF-2 to MF-4-CO. Planning



Commission Recommendation: To grant SF-6, Townhouse and Condominium Residence, zoning as amended, subject to the Comprehensive Watershed Ordinance.

83. C14-93-0004 - JAMES C. PHILLIPS, by Carson Planners, 5900-6000 Mopac Expressway South. From GR-CO to MF-2. Planning Commission recommendation: To grant MF-2-CO, limiting density to 20 units per acre.

To be heard by Planning Commission on April 13, 1993; Recommendation to Follow

84. C14-85-149.40.(93)1- BLUEBONNET SAVINGS BANK FSB, by Land Strategies, Inc., 11900 Stonehollow Drive. Restrictive Covenant Termination.
85. C14-93-0025 - BLUEBONNET SAVINGS BANK FSB, by Land Strategies, Inc., 11900 Stonehollow Drive. From RR and SF-6 to MF-3.
86. C14-93-0028 - BLUEBONNET SAVINGS BANK, by Land Strategies, Inc., 9100 block of Stonehollow Drive. From L0 to MF-3.
87. C14-92-0150 - TEXAS COMMERCE BANK (Doug Snyder), by Holford Group (David Holt), IH-35 and VFW Road. From SF-2 to CS.

#82-87 postponed to May 6, 1993.

#### FINAL CITIZEN COMMUNICATIONS

Robert Singleton, Daryl McKay, Al St. Louis, John Corry, Mike Workman, Susan Lee, Ronnie Dorsher, Pamela Overunder, M.T. Moore

#### PUBLIC HEARINGS AND APPROVAL OF ORDINANCES/RESOLUTIONS

88. 3:00 P.M. - Creation of a Downtown Austin Public Improvement District.

#### Motion

The Council, on Councilmember Reynolds motion, Councilmember Larson's second, closed the public hearing. 7-0 Vote.

#### Motion - FAILED

Councilmember Larson made a motion, seconded by Councilmember Nofziger to delay decision for ninety (90) days. Motion FAILED by a vote of 2-5, with Mayor Todd, Mayor Pro Tem Urdy, Councilmembers Epstein, Garcia and Reynolds voting No.

Mayor Pro Tem Urdy took the Chair so the following motion could be made.

Motion

Mayor Todd made a motion, seconded by Councilmember Epstein to approve the PID.

Friendly Amendment

Councilmember Reynolds offered a friendly amendment to exempt hospitals from the tax. The amendment was accepted.

Roll Call on Motion with Friendly Amendment

5-2 Vote, Councilmembers Larson and Nofziger voted No.

89. Approval of Austin Downtown Public Improvement District Assessment rate for 1993.

Approved 8 cents per \$100.00, on Councilmember Garcia's motion, Mayor Pro Tem Urdy's second, 5-1-1 Vote, Councilmember Nofziger voted No, Councilmember Larson abstained.

90. Set a public hearing to set the assessment roll for the Downtown Austin Public Improvement District (PID) pending its creation by Council. (Suggested date and time: May 6, 1993 at 5:30 p.m.)

On Councilmember Epstein's motion, Councilmember Garcia's second, 7-0 Vote.

91. 5:00 P.M. - Full purpose annexation of the National Linen Service Tract.

Public hearing closed on Councilmember Garcia's motion, Mayor Pro Tem Urdy's second, 4-0 Vote, Councilmembers Epstein, Nofziger and Reynolds out of the room.

RECESS - Council recessed from 6:10 to 6:53 P.M. on Councilmember Epstein's motion, Councilmember Reynolds second, 7-0 Vote.

EXECUTIVE SESSION (No Public Discussion on These Items)

Executive Session was held the morning of this date in the Mayor's office.

The City Council will announce that it will go into Executive Session, if necessary, pursuant to Article 6252-17, Texas Revised Civil Statutes Annotated to receive advice from Legal Counsel, to

discuss matters of land acquisition, litigation and personnel matters. No final action will be taken on any subject or matter unless specifically listed on the agenda for this meeting.

Land Acquisition - Section 2, Paragraph f

92. Discussion of Real Property Acquisition for potential Zaragosa Branch Library/Recreation Center.
93. Discussion of land acquisition for a downtown art museum and for park and recreation purposes.
94. APPOINTMENTS

Charter Revision Committee - 9

No action.

10:30 P.M. - ADJOURN - On Councilmember Reynolds' motion, Councilmember Larson's second, 7-0 Vote.

Earlier in the evening the Council had voted to extend the time of adjournment to 10:30 P.M., on Councilmember Garcia's motion, Mayor Pro Tem Urdy's second, 7-0 Vote.

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THE  
FEDERAL  
BUREAU OF  
INVESTIGATION

UNITED STATES DEPARTMENT OF JUSTICE

WASHINGTON, D. C. 20535

MEMORANDUM FOR THE DIRECTOR

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