



Austin City Council MINUTES

JANUARY 23, 1992 - 1:00 P.M.

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

Mayor Pro Tem Urdy called to order the meeting of the Council, noting the absence of Mayor Todd.

1. Approval of Minutes for Regular Meeting of January 16, 1992 and Special Meetings of January 15 and 16, 1992

On Councilmember Garcia's motion, Councilmember Nofziger's second, with deletion of repetition of item titled Speakers at End of Meeting. (6-0 Vote, Mayor Todd absent.)

1:00 P.M. - CITIZEN COMMUNICATIONS

2. Mr. Henry Ratliff discussed Austin needs.
3. Mr. David Elliott discussed current City issues.
4. Mr. Leonard Lyons discussed accountability and responsibility of staff.
5. Mr. John W. Gann addressed Council on Austin Cablevision's Franchise infraction from the January 9th Council meeting.
6. Ms. Rachel Cywinski formally announced the formation of "Gardens Neighborhood Association" and invited Councilmembers to attend their meetings.

1:30 P.M. - BOND REFUNDING

7. Adopted an Ordinance approving issuance by the Maple Run at Austin Municipal Utility District of Contract Revenue Refunding Bonds, Series 1992, in an amount not to exceed \$19,000,000, and with a present value savings of at least 4.25% of the par value of the refunded bonds; approving the terms, conditions, and covenants of the District Bond Resolution and Preliminary Official Statement.
8. Adopted an Ordinance approving First Amendment to Utility Construction Contract with Maple Run at Austin Municipal Utility District to modify the definition of "bonds" to include refunding bonds and specify terms for issuance of same.

9. Approved a Resolution authorizing preparation of plans for the issuance of approximately \$160,000,000 in Public Improvement Refunding Bonds, and approximately \$690,000,000 Combined Utility Systems Revenue Refunding Bonds, including the policy and procedure to be used in selecting underwriters. (Recommended by Policy, Planning and Budget Subcommittee)

#7-9 on Councilmember Garcia's motion, Councilmember Larson's second, 5-0 Vote, Councilmember Epstein out of the room, Mayor Todd absent.

BOARD AND COMMISSION REPORTS

10. MUSIC COMMISSION - Annual Report

Ms. Nancy Copland, Chairperson, presented the report.

ITEMS CONTINUED FROM PREVIOUS MEETINGS

11. Authorized acceptance of \$3,222 in grant funds from the Texas Commission on the Arts for an educational forum to train visual artists to develop competitive art proposals for Art in Public Places projects; Amend Ordinance No. 910912-A, the 1991-92 Operating Budget, amending the Special Revenue Fund for the Parks and Recreation Department by appropriating \$3,222, increasing revenues and expenditures.

On Councilmember Reynolds' motion, Councilmember Epstein's second, 6-0 Vote, Mayor Todd absent.

12. Authorize the City Manager to enter into an agreement with Friend of the Parks, Inc., to construct lighting improvements along the Town Lake hike and bike trail from Lamar Blvd. east to Waller Creek on the north shore and east to approximately 1700 feet east of the Congress Avenue Bridge on the south shore. (Councilmember Michael "Max" Nofziger)

Postponed to January 30, 1992, on Councilmember Nofziger's motion, Councilmember Reynolds' second, 6-0 Vote, Mayor Todd absent.

13. Approved the fifth (5th) renewal of a service contract with the Texas Department of Human Services for the provision of on-site caseworkers at Brackenridge Hospital and at the Austin-Travis County Health Department Clinics for the period of October 1, 1991 to September 30, 1992, in an amount not to exceed \$231,375, and authorize renewals, extension or amendments for three (3) additional twelve (12) month periods in an estimated amount of \$231,375 per year, for an estimated total amount of \$925,500. (Funding in the amount of \$136,375 included in the 1991-92 Operating Budget of the

Health and Human Services Department; the remaining \$95,000 is budgeted at Brackenridge Hospital. Funding for the extensions will be requested in each respective fiscal year budget.

On Councilmember Reynolds' motion, Councilmember Epstein's second, 6-0 Vote, Mayor Todd absent.

ORDINANCES

14. Approved second reading of an ordinance amending Chapter 13-2 of the Austin City Code rezoning property locally known as 6310 South Congress Avenue, Case No. C14-91-0063, from "LR" to "LI-CO", RIVERSIDE RESOURCES CORPORATION, by Pat Scudder. First reading on October 3, 1991; Vote 4-2, Mayor Pro Tem Urdy out of the room and Councilmembers Nofziger and Garcia voted "No". Conditions met as follows: Conditional Overlay incorporates conditions imposed by Council. A Restrictive Covenant incorporating conditions imposed by Council has not been executed due to a change proposed by the applicant.

Approved with the change proposed by applicant: Hours of operation will be 6:00 A.M. to 6:00 P.M., rather than 8:00 A.M. to 6:00 P.M., on Councilmember Larson's motion, Councilmember Reynolds' second, 4-2 Vote, Councilmembers Garcia and Nofziger voted No, Mayor Todd absent.

15. Approved second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code rezoning property locally known as 5905-6016 U.S. Hwy. 290 West, Case No. C14-86-077, from "DR" to "GR-CO" for Tracts 1, 2, 3, 4 and 7; "MF-1-CO" for Tract 2B; "SF-6-CO" for Tract 5; and "LO-CO" for Tract 6, NCNB TEXAS NATIONAL BANK, by Strasburger & Price, Armbrust & Brown. First reading on July 31, 1986; Vote 5-0, Councilmembers Urdy and Shipman out of the room. Conditions met as follows: Conditional Overlay incorporates conditions imposed by Council. Restrictive Covenant incorporating conditions imposed by Council has been executed.

On Councilmember Garcia's motion, Councilmember Reynolds' second, 6-0 Vote, Mayor Todd absent.

16. Approved second/third readings of an Ordinance amending Chapter 13-2 of the Austin City Code rezoning property locally known as 9310 to 9328 Jollyville Road, Case No. C14-90-0031, from "LO" Limited Office, to "GO-CO" General Office-Conditional Overlay, Grace Covenant Church, by Strasburger & Price, Armbrust & Brown (Richard Suttle). First reading on August 2, 1990; Vote 7-0. Conditions met as follows: Conditions imposed by Council have been incorporated into a Conditional Overlay and a Restrictive Covenant.

On Councilmember Garcia's motion, Councilmember Reynolds' second, 6-0 Vote, Mayor Todd absent.

17. Amend the Austin City Code by modifying the Basic Traffic Ordinance, Chapter 11-2; Article IV Speed Limits, to increase the speed limit on Enfield Road from West Lynn Street to Lake Austin Boulevard/Scenic Drive from 30 mph to 35 mph. (Funding in the amount of \$420 to change speed limit signs included in the 1991-92 Operating Budget of the Department of Public Works and Transportation.)

Postponed for review and bring back February 6, 1992, on Councilmember Reynolds' motion, Councilmember Garcia's second, 6-0 Vote, Mayor Todd absent.

18. Amend the Austin City Code by modifying the Basic Traffic Ordinance, Chapter 11-2; Article IV Speed Limits, to increase the speed limit on East 26th Street from San Jacinto Boulevard to Manor Road from 30 mph to 35 mph. (Funding in the amount of \$300 to change speed limit signs included in the 1991-92 Operating Budget of the Department of Public Works and Transportation.)

Postponed until February 6, 1992.

19. Authorize acceptance of \$4,500 in grant funds from the Tobacco Institute for a Children's Safety and Fire Education Program; amend Ordinance No. 910912-A, the 1991-92 Operating Budget, amending the Special Revenue Fund for the Fire Department by appropriating \$4,500, increasing revenues and expenditures. (No City match required.)

Postponed to January 30, 1992.

20. Authorized acceptance of \$150,000 in grant funds from the United States Environmental Protection Agency (USEPA) for the implementation of an urban stormwater quality control retrofit program; amend Ordinance No. 910912-A, the 1991-92 Operating Budget, amending the Special Revenue Fund for the Environmental and Conservation Services Department by appropriating \$150,000, increasing revenues and expenditures. (City's match amounts to \$100,000 in in-kind services.)

On Councilmember Epstein's motion, Councilmember Garcia's second, 5-0 Vote, Councilmember Larson out of the room, Mayor Todd absent.

RESOLUTIONS

21. Authorized supplemental payment to the State of Texas for the U.S. Highway 183 Expansion Project, Account 8014-1-58. In the amount of \$145,000.00.

On Councilmember Nofziger's motion, Councilmember Larson's second, 6-0 Vote, Mayor Todd absent.

22. Approved execution of a contract award with PSENCIK CONSTRUCTION COMPANY, Temple, Texas, for the Davis Water Treatment Plant Solids Processing Improvements Project, in the amount of \$1,639,670. (Funding included in CIP 378-227-0910 - Water Fund.) Low bid of six (6). .85% MBE, 0% WBE Subcontractor participation.

On Councilmember Reynolds' motion, Councilmember Larson's second, 5-1-0 Vote, Councilmember Garcia voted No, Mayor Todd absent.

23. Authorized ratification of Change Order No. 2 in the amount of \$25,875 for the purchase of a flume for the odor control system, and approve Change Order #3 in the amount of \$308,340 for the Sludge Thickening Facility Project at the Hornsby Bend Wastewater Treatment Plant, for a total contract amount of \$6,933,408.79. (Funding included in CIP 436-237-0361 - Wastewater Fund.)
24. Approved the selection (RFQ) of professional engineering planning, design and construction phase services for Wastewater Treatment Plants Dechlorination Improvements to ABBE/GARRETT ENGINEERING, INC., Austin, Texas, for the Walnut Creek Wastewater Treatment Plant, in the amount of \$300,000; and to TURNER, COLLIE & BRADEN, INC., Austin, Texas, for the South Austin Regional and Govalle Wastewater Treatment Plants, in the amount of \$260,000. (Funding in the amount of \$300,000 included in CIP 434-237-0934; \$200,000 included in CIP 437-237-0909; and \$60,000 included in CIP 431-237-0907.) Best proposals of nine (9). 10% MBE, 10% WBE Subcontractor participation (Abbe/Garrett Engineering); 10% MBE, 5% WBE Subcontractor participation (Turner, Collie & Braden).
25. Approved a construction contract award to SPAW-GLASS, INC., San Antonio, Texas, for the Kitchen Build-out Package which includes construction of the lounge, dining area and bar within the Austin Convention Center, in the amount of \$2,115,000. (Funding included in CIP 493-827-1000 - Convention Center Bonds.) Low bid of four (4). 19.22% MBE, 0% WBE Subcontractor participation. (Recommended by Convention Center Subcommittee)
26. Approved a technical service contract with SYSTEM BALANCING, INC., Houston, Texas, for testing, adjusting and balancing of the air conditioning system for the Austin Convention Center, in the amount of \$35,500. (Funding included in CIP 493-827-1000 - Convention Center Bonds.) Low bid of four (4). The prime did not identify any subcontracting opportunities. (Recommended by Convention Center Subcommittee)
27. Approved an amendment to increase a \$27,430 contract previously negotiated with CABLETRON SYSTEMS, INC., Rochester, New Hampshire, for the installation of additional nodes for the Aviation Department Local Area Network (LAN), in the amount of \$5,768, for a total contract amount of \$33,198. (Funding included in the 1991-92 Operating Budget of the Aviation Department.)

28. Approved execution of a contract with WAGNER-SMITH COMPANY, Burleson, Texas, for the purchase of a puller tension trailer to be used by the Traffic Signal Division for the Department of Public Works and Transportation, in an amount not to exceed \$36,315. (Funding included in CIP 829-607-2221.) Low bid of four (4). The prime did not identify any subcontracting opportunities. Reference No. 920171-1RH.
29. Approved execution of a twelve (12) month supply agreement with MIDWEST LAN, Englewood, Colorado, for the purchase of communications cable for the Traffic Signals Division of the Department of Public Works and Transportation, in an amount not to exceed \$84,939, with two (2) twelve (12) month extension options, in an amount not to exceed \$84,939 per extension, for a total amount not to exceed \$254,817. (Funding included in the 1991-92 CIP in connection with various projects; each project will be charged appropriately as work is completed.) Low bid of six (6). The prime did not identify any subcontracting opportunities. Reference No. 920213-1RH.
- #23-29 on Councilmember Nofziger's motion, Councilmember Reynolds' second, 6-0 Vote, Mayor Todd absent.
30. Approved execution of a twelve (12) month contract with ARKWRIGHT INSURANCE COMPANY, The Woodlands, Texas, for property, boiler and machinery insurance, and loss prevention services for City facilities, in an amount not to exceed \$989,000, with two (2) twelve (12) month extension options, in an estimated amount of \$1,039,000 for the first option year, and \$1,090,000 for the second option year, for a three year total of \$3,118,000. (Funding included in the 1991-92 General Fund and Enterprise Funds. Funding for the extensions will be requested in the 1992-93 and 1993-94 proposed budgets.) Low bid of seven (7) meeting specifications. The prime did not identify any subcontracting opportunities. Reference No. 920161-3LI and 920162-3LI.

On Councilmember Garcia's motion, Councilmember Reynolds' second, 5-0 Vote, Councilmember Epstein out of the room, Mayor Todd absent.

31. Approved a construction contract award to BRATH, INC., Round Rock, Texas, for the remodeling of Avante Plaza for the relocation of the Information Systems Department Data Center, in the amount of \$1,870,460. (Funding in the amount of \$935,230 included in C.I.P. 392-227-6722 - Water Fund; \$935,230 included in CIP 430-237-0465 - Wastewater Fund.) Low bid of seven (7). 6.07% MBE, 1.92% WBE Subcontractor participation.

On Councilmember Nofziger's motion, Councilmember Reynolds' second, 6-0 Vote, Mayor Todd absent.

32. Authorized negotiation and execution (RFP) of eight (8) month contracts totaling \$226,313 with the following agencies for HIV Services: Project Transitions, Inc., in the amount of \$26,300; AIDS Services of Austin, in the amount of \$148,475; Pediatric AIDS League, in the amount of \$51,538; and authorize renewals for two (2) additional 12-month periods to Project Transitions, Inc., in the amount of \$36,735; AIDS Services of Austin, in the amount of \$207,304; Pediatric AIDS League, in the amount of \$71,987, for a total amount not to exceed \$316,026 per renewal period, for a total amount not to exceed \$858,385. (Funding included in the 1991-92 Social Services budget of the Health and Human Services Department. Funding for the renewals will be included in the proposed budgets for each respective fiscal year.) Best proposals of five (5). The primes did not identify any subcontracting opportunities.

On Councilmember Nofziger's motion, Councilmember Reynolds' second, 6-0 Vote, Mayor Todd absent.

33. Authorized negotiation and execution of an amendment to the Interlocal Agreement with Capital Metro to allow the City to continue providing railroad right-of-way engineering services such as review of design and plans for construction crossing railroads. (No fiscal impact - Funding will be provided by Capital Metro Railroad Operating Budget.) (Recommended by Railroad Joint Use Committee.)

34. Approved the purchase of intercity long distance voice telephone services through the State Purchasing and General Services Commission's contract, in an estimated amount of \$50,000 for up to one year. (Funding included in the 1991-92 budget for each City department for Long Distance Telephone Services.)

#33-34 on Councilmember Nofziger's motion, Councilmember Reynolds' second, 6-0 Vote, Mayor Todd absent.

35. Authorized negotiation and execution of a contract with Frank Boatright for the purchase of approximately 8.58 acres of land for park and recreational purposes along the Upper Bull Creek Greenbelt System, in an amount not to exceed \$117,000. (Funding in the amount of \$110,074 included in the Bull Creek Greenbelt Fund; \$6,926 included in Zone 1 Land Acquisition Fund.)

On Councilmember Garcia's motion, Councilmember Larson's second, 6-0 Vote, Mayor Todd absent.

36. Approved the 1992 City Council Subcommittee meeting schedule.

On Councilmember Garcia's motion, Councilmember Reynolds' second, 5-0 Vote, Councilmember Reynolds' out of the room, Mayor Todd absent. Councilmember Reynolds vent out of the room during discussion and did not return for the vote.

37. Set a public hearing to consider increasing the Drainage Utility residential fee rate by \$0.50 per month (to \$3.82 per month) and the Drainage Utility commercial fee rate by \$5.40 per acre per month (to \$41.23 per acre per month) to fund the first year implementation of the Barton Springs Zone Business Plan. Date and time: March 5, 1992 at 5:00 p.m.

On Councilmember Nofziger's motion, Councilmember Reynolds' second, 6-0 Vote, Mayor Todd absent.

ITEMS FROM COUNCIL

38. Approved an Ordinance amending Chapters 10-6 and 2-3 of the Austin City Code by making the Music Commission an advisory body. (Councilmembers Michael "Max" Nofziger and Gus Garcia)

On Councilmember Garcia's motion, Councilmember Nofziger's second, 6-0 Vote, Mayor Todd absent.

39. Approved a Resolution requesting the Texas Federal Legislative Delegation initiate and promote legislation which would extend the eligibility deadline cut-off date of the Military Assistance Program so that Bergstrom Air Force Base will be eligible for funding under the Military Airport Program. (Councilmembers Louise Epstein and Ronney Reynolds)

On Councilmember Nofziger's motion, Councilmember Epstein's second, 6-0 Vote, Mayor Todd absent.

40. Approved a Resolution inviting the Board of Trustees of the Austin Independent School District, the Commissioners Court of Travis County and leaders of neighboring governmental bodies to join in forming a Student Pedestrian Safety Task Force that will ensure open communication and timely and appropriate action to provide for the pedestrian safety of students. (Councilmembers Louise Epstein and Mayor Pro Tem Charles Urdy)

On Councilmember Epstein's motion, Councilmember Garcia's second, 6-0 Vote, Mayor Todd absent.

ADJOURN

Council adjourned its meeting at 5:55 P.M.