Austin City Council MINUTES

For

JANUARY 30, 1986 - 1:00 P.M.

Council Chambers, 307 West Second Street, Austin, Texas

City Council

Frank C. Cooksey Mayor

John Treviño, Jr. Mayor Pro Tem

Council Members
Mark Rose
Smoot Carl-Mitchell
Sally Shipman
George Humphrey
Charles E. Urdy

Jorge Carrasco City Manager

Elden Aldridge City Clerk

Memorandum To:

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

MINUTES APPROVED

The Council, on Councilmember Humphrey's motion, Councilmember Carl-Mitchell's second, approved the minutes of the regular meeting of January 23, 1986 and special meetings of January 14, January 21 (4:00 P.M.) and January 21, 1986 (5:30 P.M.) (4-0 Vote, Councilmember Urdy, Mayor Pro Tem Trevino and Councilmember Rose out of the room.)

CITIZENS COMMUNICATIONS

Mr. John Joseph discussed applicability of 13-2 and 13-2(A) to the construction of signs incident to pre-existing zoning and site plan approval.

Mr. Robert J. Kleeman discussed ordinances imposing standards for signs.

Mr. Philip F. Parry discussed real property or homestead and ordinance violations.

Mr. John Sloan did not appear.

Mr. James Austin Pinedo discussed Roadway C.I.P. Project in the Bouldin Creek Neighborhood.

Mr. Conley Giles discussed construction on Daniel Drive.

Mr. Dan L. Harrison discussed process of writing contract for performance of study on Conservation vs. the South Texas Nuclear Project.

Mr. David Armbrust discussed amending the Subidivision Ordinance as it regards fiscal requirements.

Mr. Daniel Traverso and Mr. Robert Meisel discussed extension of the March 1, 1986 deadline of the Grandfather Clause of the Zoning Ordinance.

POLICY ON LAKE AUSTIN SHORELINE PROPERTIES

Council had before them an ordinance to consider declaring a policy on the matter of the Lake Austin shoreline properties.

At first there was some discussion as to which version to approve. Mayor Cooksey read the version for approval. The ordinance concerns putting properties on the tax roll.

Mr. Terry Irion, representing several of the landowners of shoreline properties, said the property was placed on the 1984 tax rolls in error.

Councilmember Rose said he would abstain from discussion and vote because there is a question whether or not the water district he has interest in would fall into the category of being conflict of interest in this matter, therefore, he said he would abstain.

Mayor Pro Tem Trevino asked Mr. Isham to speak to his memo concerning this item and its legal ramifications.

Paul Isham, City Attorney, said there are several risks if Council passes the ordinance. He said a property owner may decide he wants to pay taxes and receive services. A big risk would be, if the ordinance is passed, a taxpayer within the City limits of Austin could bring a suit against the City saying all taxes in the City are not equal.

Discussion followed by members of the Council. Mayor Cooksey said the purpose of the ordinance is to return the property in question to its ante bellum state before change of policy,

Mayor Pro Tem Trevino said he would vote against the ordinance because of the advice of the attorney. Councilmember Urdy asked if the action of the Council would remove the properties from the tax rolls. Mr. Irion told him "No, the property owners would have to petition the Tax Appraisal Board."

Motion

Councilmember Shipman made a motion, seconded by Councilmember Humphrey to waive the requirement for three readings and finally pass an ordinance declaring a policy on the matter of the Lake Austin shoreline properties.

Roll Call on Motion

4-2-0 Vote, Mayor Pro Tem and Councilmember Urdy voted No, Councilmember Rose abstained.

Mayor Pro Tem Trevino noted this would not pass on through all three readings since there were only four votes favoring, therefore he said he would change his vote, even though he feels they should follow the advice of the City Attorney, in order to get the ordinance passed. Councilmember Urdy agreed.

Motion to Reconsider

Councilmember's motion to reconsider, seconded by Councilmember Shipman, passed by a vote of 7-0.

Roll Call on Motion

6-0 Vote, Councilmember Rose abstained.

RECESS

Council recessed its meeting at 3:10 p.m. and resumed its recessed meeting at 3:20 p.m.

CONSENT ORDINANCES

The Council, on Councilmember Humphrey's motion, Mayor Pro Tem Trevino's second waived the requirement for three readings and finally passed the following ordinances in one consent motion: (6-0 Vote, Mayor Cooksey out of the room.)

Code Amended

Approved amending Section 6-3-83 of the 1981 City Code of the City of Austin, as amended by Ordinance No. 850506-C for the purpose of naming additional ad-hoc members to the Brackenridge Hospital Board.

Item Pulled

Pulled off the agenda was consideration of changing the name of Alvin DeVane Boulevard to Micro Boulevard.

Appeal Procedures

Amended Section 13-10-4 of the City Code, establishing appeal procedures for the regulations provided therein.

North Austin MUD Land Plan

Passed through second and third readings of an ordinance revising the North Austin MUD Plan. $(5-1-0\ \text{Vote},\ \text{Councilmember Humphrey voted}$ No, Mayor Cooksey out of the room.) This is subject to all recommendations of the Planning Commission.

Zoning Ordinances

Amended Chapter 13-2 and 13-2(A) of the Austin City Code (Zoning Ordinance) to cover the following changes:

a. PAUELA GUTTERFEZ C14-85-078 1141 Shady Lane

From Interim "SF-3" & "SF-3" to "CS"

Heard and granted July 11, 1985, (6-0). Councilmember Charles E. Urdy out of room at roll call. Conditions have been met as follows: (1) Kestrictive covenant incorporating conditions imposed by Council has been executed (2) Right-of-way on Shady Lane has been conveyed by Street Deed.

b. ANAWATY PROPERTIES By Richard Mathias C14-85-226 4915 Hamilton Lane

From Interim "SF-2" to "GR"

Heard and granted October 3, 1985, (7-0). Conditions have been met as follows: Right-of-way on Hamilton Lane has been conveyed by Street Deed.

c. SYSTEMS OFFICE BUILDING, ASSOC. C14r-85-069 12096 Park 35 Circle

From Interim "SF-2" to "IP"

Heard and granted May 2, 1985, (6-0). Conditions have been met as follows: Development restricted to that shown on site plan attached as Exhibit "A" to the ordinance.

d. JOHN E. SIMMONS, TRUSITE By Melinga Longtain C14r-85-046 901 Dessau Road

From Interim "RR" to

Heard and granted May 2, 1985 (6-0). Conditions have been been met as follows: Development restricted to that shown on site plan attached as Exhibit "A" to the ordinance.

e. ZIPPY PROPERTY, INC. By Cary D. Hones C14r-84-238 Northeast Corner of Northridge & FM 1325 From Interim "SF-3" to "IR"

EMERGENCY PASSAGE OF ORDINANCE

Heard and granted October 4, 1984, Councilmember Sally Shipman absent. Conditions have been met as follows: Development restricted to that shown on site plan attached as Exhibit "A" to the ordinance.

1/30/86

Release of ETJ

Released that portion of Austin's Extra-Territorial Jurisdiction which is entirely within Blanco County.

CONSENT RESOLUTIONS

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, adopted the following resolutions in one consent motion: (6-0 Vote, Mayor Cooksey out of the room.)

Release of Easement

Approved release of the following easement:

A portion of an Electric Easement of record in Volume 408, Page 340 of the Travis County Real Property Records insofar as it affects Family Investments Subdivision (U.S. Hwy 183 and Cameron Road). (Submitted by Barry Campbell Engineering, Inc. on behalf of Mr. Ronald B. Zent)

Change Orders

Approved the following Change Orders:

- a. In the amount of \$140,000.00 to SYNERCOM TECHNOLOGY, INC., for the upgrade of existing Synercom Mapping Software. (6% increase of the original contract)
- b. CAPITAL INTROVEMENTS PROGRAM In the amount of \$43,718.00 to AUSIIN KOAD COMPANY, Contractor for the North Bluff, Phase II Road Improvements. (7.55% increase of the original contract) C.1.P. 86/22-04
- c. CAPITAL IMPROVEMENTS PROGRAM In the amount of \$51,806.98 to ALLAN CONSTRUCTION COMPANY, INC., Contractor for the Nuckols Crossing Road Improvements. (5.5% increase of the original contract) C.I.P. No's. 78/62-36, 83/22-04, 83/23-06
- d. CAPITAL IMPROVEMENTS PROCRAM In the amount of \$26,563.43 to AUSTIN ROAD COMPANY, Contractor for the 1982 Congress Avenue Improvements. (1.0% increase of the original contract) C.I.P. No. 75/62-09
- e. CAPITAL IMPROVEMENTS PROCRAM In the amount of \$276,547.00 to C. E. AMERICAN POLE STRUCTURES for fabricated tubular steel transmission poles. (22.2% increase of the original contract) C.1.P. No. 85/13-12
- f. CAPITAL IMPROVEMENTS PROGRAM In the amount of \$787,972.00 to the construction contract with the Paul A. Laurence Company for the South Austin Regional Wastewater Treatment Plant. (2.88% increase of the original contract) C.I.P. 85/23-16

Industrial Street Improvements

Approved selection of professional engineering services to Coneway & Associates, Inc., associated with Industrial Street Improvements (North). C.I.P. No. 85/62-62 (\$90,500.00)

Capital Improvements Program

Approved selection of professional service agreements with Thomas W. Beels and William Edward Lytle for the acquisition of right-of-way required for the construction of 345KV transmission lines, and 138KV transmission lines. CAPITAL IMPROVEMENTS PROGRAM No's 85/13-10, 85/13-11, 85/13-15, 85/13-08, 85/13-09, 85/13-05 (\$73,472.00)

Approved railroad crossing agreement between the Southern Pacific Transportation Company and the City of Austin for completion of Braker Lane Street and Drainage Project. CAPITAL IMPROVEMENTS PROGRAM No. 74/61-02 (\$170,000.00)

Contracts Approved

PAT CANION EXCAVATING COMPANY 12732 Twin Creek Road Memchaca, Texas

W.M. CRAWFORD, INC. 9063 Research Blvd. Suite D Austin, Texas

1.1BRARY BINDING COMPANY 2900 Franklin Avenue Waco, Texas

ARKWRIGHT-BOSTON INSURANCE 7202 Timberloch Place, Suite 130 The Woodlands, Texas

- CAPITAL IMPROVEMENTS PROCRAM Sitework, Foundations, Manholes, Prefab Metal Building, Fencing & Underground Ductline, Electric Utility Department Total \$237,004.00 C.I.P. No. 85/16-05
- CAPITAL IMPROVEMENTS PROGRAM Construction of Sidewalk and
 Sidewalk Ramp Improvements (Steck
 Ave, Oak Knoll Dr., Robbie Dr.
 Thorncliff Dr., Mesa Dr., Chimney
 Corners, Hart Ln., Cima Serena)
 Public Works Department
 Total \$81,710.00 C.I.P. No.
 85/61-03
- Hard Binding Paperback Books
 Twelve (12) North Supply Agreement
 Austin Public Libraries
 Total \$29,693.00 86-0044-CN
- All-risk Property Insurance Twelve (12) North Supply Agreement Financial Services Department Total \$880,000.00

Grant Application

Authorized submission of an Institute of Museum Services grant application in the amount of \$52,068.00 to be used for general operating support at the Austin Nature Center during Fiscal Year 1986-87.

Authorized submission of a grant to the Texas Commission on the Arts for the Artist in Residency Program in the amount of \$6,750.00 matching funds to be administered through the Dougherty Arts Center.

Item Postponed

Postponed to be taken up in a work session is establishment of a policy on the format and contents of Development and Facilities agreements for phased projects.

Public Hearing Set

Set a public hearing on February 27, 1986 at 4:00 p.m. on proposed amendment to Chapter 13-2(A), establishing "LO/W" Limited Office/Warehouse District as a new Zoning District.

Item Pulled

Pulled from the agenda was the setting of a public hearing for General Topic Areas for the 12th Year CDBG Program.

Grant Application

Authorized submission of an amended grant application for the acquisition of the Southern Pacific Main Line to establish priority funding of railroad right-of-way purchase. Priorities will be set as follows:

- 1. Southern Pacific Main Line
- 2. Southern Pacific Downtown
- 3. Missouri-Kansas-Texas

INNOVATIVE WASTEWATER TREATMENT TECHNOLOGY

Councilmembers Shipman and Rose introduced an item to Council to consider preparing a Request for Proposal for study of innovative wastewater treatment technology. Councilmember Rose said he thinks the City should allocate some resources to broaden land base technology and asked staff to find out resources of advanced technology through RFP procedures.

The Council, on Councilmember Shipman's motion, Councilmember Rose's second, approved preparing a Request for Proposal for study of innovative wastewater treatment technology. (6-0 Vote, Mayor Cooksey absent.)

Motion

Council Memo 8 1/30/86

ITEMS POSTPONED

Postponed until February 6, 1986 were the following items:

- Consider consenting to the creation of the Moore's Crossing Municipal Utility District.
- Consider consenting to the creation of the North Travis County Municipal Utility Districts 1-3.
- Consider consenting to the creation of the Decker Creek Municipal Utility Districts 1-5.

NORTHWEST AREA LAND USE GUIDANCE PLAN

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Rose's second, waived the requirement for three readings and finally passed an ordinance amending the Northwest Area Land Use Guidance Plan by establishing a corridor for higher intensity uses and providing a method for determining equivalent uses, as amended. (7-0 Vote)

MUNICIPAL OFFICE COMPLEX

Council had a discussion of the Municipal Office Complex. Mayor Cooksey said the proposed option agreement with Watson-Casey is unviable in its present form. There is a question of more space needed. He said the City needs a frugal building making use of all of the City's land and the Council should look at a new land use plan that maximizes all our resources. He asked Council to consider use of the three blocks of land, City-owned, as a PUD and ground lease land. The two blocks on either side of the block where a new municipal office complex will be built should be developed in four different units.

Mayor Cooksey stated, "As a PUD we can acquire certain things. We need an office building on this space. An open square is no longer possible for frugality reasons. We need either to have a ground lease or sell 1/2 block north and the other 1/4 block for money. This should be done in order to create a reserve for City building and we should not build until we have enough money so there will be no impact on taxpayers for the City of Austin. In the meantime, we could have a five year lease on a new building being erected where several departments could be in one place. I suggest a work session in the near future on these suggestions."

Councilmember Rose said he generally agrees and said we won't have a new City Hall unless we do it as private/public venture.

Councilmember Shipman said a year ago in December Watson-Casey had been approved unanimously but now the option agreement has been looked at by a law firm who recommends against an option agreement. She said a PUD with ground leases would be a good idea.

Council discussed looking at other options. Councilmember Urdy wondered where the City could look for other property. Mayor Pro Tem Trevino reminded Council a sub-committee had been appointed to study the Municipal Office Complex and a report has never been made to Council by the sub-committee. "Are we going to abandon everything?" Mayor Pro Tem Trevino asked.

City Manager Carrasco said his office has met with the developer concerning financing but they have not devised any specific plans and the same fundamental options are still open.

City Attorney Isham said the oral arguments concerning the El Paso case will be in March concerning tax increment financing and that the method may ultimately be approved by the Supreme Court.

Councilmember Humphrey said Council should vote on a new office complex "today". Mayor Cooksey told him Council was not ready for any motions and that a work session is needed. A work session was set for Tuesday, February 4, 1986 at 4:00 P.M.

LAKELAND JOINT VENTURE

First Boding

The Council, on Mayor Pro Tem/Trevino's motion, Councilmember Urdy's second, passed through SECOND-READING of an ordinance amending Chapter 13-2 and 13-2(A) of the Austin City Code (Zoning Ordinance) to cover the following changes: (4-3 Vote, Councilmembers Carl-Mitchell, Humphrey and Shipman voted No.)

LAKELAND JOINT VENTURE By Brad Burns

2305,2411, 2715 R.M.

From Interim "RR" to "GO"

C14r-85-173

620 North

First reading only November 21, 1985, (4-3), Councilmembers Carl-Mitchell, Humphrey and Shipman voted "No". Conditions have been met as follows: (1) Development restricted to that shown on site plan attached as Exhibit "A" to the ordinance (2) Right-of-way requirement has been deleted.

ZONING ORDINANCE

The Council, on Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, waived the requirement for three readings and finally passed the following ordinance; as an emergency: (7-0 Vote)

EDWARD W. TURLEY By Fred Arbuckle C14r-85-122

4401-4415 Small Drive 5701-5709 Mt. Bonnell Road, 4324-4410 Cross Valley Run From Interim "SF-2"
to "PUD"
GRANTED AND PASSED ORDINANCE
FOR:

366 M2

"SF-6" LIMITED TO FOUR UNITS
PER ACRE WITH SITE PLAN BEFORE
COUNCIL THIS DATE; AND SAME
CONDITIONS AS THE DECEMBER 12,
1985 MOTION AND VOTE

Motion from December 12, 1985:

The Council, on Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, approved "S F-2" PUD at four units per acre with deed restrictions that say the area that is not built upon will not be built upon; that the minimum size unit will be 900 feet; that 50% of the units will be masonry with the other of natural surfaces of either wood or stucco; the roofs will be made of tile; the driveway will be at least 15% pervious pavers; and a high energy program of at least 250 points as stated by Resource Management. (7-0 Vote)

CONTRACT APPROVED

The Council, on Councilmember Humphrey's motion, Mayor Pro Tem Trevino's second, adopted a resolution approving the following contract: (6-0 Vote, Councilmember Rose out of the room.)

INTERVOICE, INC.

1850 North Greenville Avenue

Suite 184

Richardson, Texas

Interactive Inspection Request System, Building Inspection

Department

Total \$42,164.00 86-S197-KM

INTERIM IMPROVEMENTS TO ROBERT MUELLER AIRPORT

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Shipman's second, adopted a resolution authorizing the issuance of requests for proposal for the Interim Improvements to Robert Mueller Airport. (7-0 Vote)

PARKING METER COLLECTIONS

The Council, on Councilmember Urdy's motion, Councilmember Carl-Mitchell's second, adopted a resolution approving hiring of personnel by the Urban Transportation Department to provide for more frequent parking meter collections. (5-0 Vote, Mayor Pro Tem Trevino absent, Councilmember Rose out of the room.)

W EXECUTIVE SESSION

Mayor Cooksey announced Council would go into executive session pursuant to Article 6252-17, Texas Revised Civil Statutes Annotated, to discuss matters of land acquisition, litigation, and for personnel matters. No official action of the City Council will be taken on any of these matters unless such item is specifically listed on the agenda. The Mayor announced Council would discuss board and commission appointments, Section 2, Paragraph g.

RECESS

Council recessed its meeting at 6:05 p.m. and resumed its recessed meeting at 7:00 p.m.

FIVE YEAR FINANCIAL PLAN

The Council, on Councilmember Rose's motion, Councilmember Urdy's second, adopted a resolution approving planning assumptions to be used in preparation of the Five Year Financial Forecast for the years 1986-87. (7-0 Vote)

JOBS TRAINING FACILITY

Mayor Cooksey opened the public hearing scheduled for 4:45 p.m. to consider naming of the Jobs Training Facility currently under construction at 2209 Rosewood.

Geneva Connelly suggested the name of Arthur B. DeWitty.

Della Green suggested Martin Luther King Jr.

Councilmember Urdy said that the name of Arthur B. DeWitty had been suggested to him before this item was placed on the agenda as a public hearing.

Motion

The Council, on Councilmember Urdy's motion, Councilmember Rose's second, closed the public hearing and named the Jobs Training Facility after Arthur B. DeWitty. (7-0 Vote)

PUBLIC HEARING

Mayor Cooksey opened the public hearing set for 5:00 p.m. on an appeal of Ms. Colleen R. O'Brien and Mr. Richard T. Suttle of the Planning Commission's action regarding Lake Austin Watershed Variance request for street grades on Arterial #8. Tom Hensel of OLDS discussed.

Richard Suttle, representing the applicant, explained their request and said under the 6-8% criteria there will be hills with big cuts.

Nik Brown, Balcones Civic Association, said 25' cuts are not within the realm of reasonableness.

Paula Totch, Balcones Civic Association, who lives on Adirondak Drive, said they want a 10% slope.

Vaughn Stennis, guardian for property on 360 and Spicewood Springs Road, spoke for a 10% grade.

Allen Brecher, Director of Urban Transportation, said 8% is consistent with the Roadway Plan.

Motion

The Council, on Councilmember Rose's motion, Councilmember Carl-Mitchell's second, closed the public hearing and granted the appeal. (7-0 Vote)

AMENDMENT TO RESTRICTIVE COVENANT

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Rose's second, approved the following: (6-0 Vote, Councilmember Urdy out of the room.)

C14-80 220	J.W. SMALL & JOAVA M. GOOD	13486-13520 Research Boulevard	Amendment to Restrictive Covenant & Site Plan
	By David Bodenman	9610-9622 Anderson Mill	RECOMMENDED APPROVED AMENDMENT

PUBLIC HEARING POSTPONED

Postponed indefinitely was the public hearing scheduled for 5:00 p.m. on amending Section 13-2-1 of the Zoning Ordinance, amending the definition of "Restaurant" to conform to current regulations.

PUBLIC HEARING - ZONING

Mayor Cooksey announced Council would hear the zoning case scheduled for 4:00 p.m. Council heard, closed the public hearing, postponed part of the parcels to February 13, 1986 at 7:00 p.m.; and passed through FIRST READING OF ORDINANCES for several others.

> -85 CITY OF AUSTIN 244 By Office of Land Development Services

Drive Council Bluff Drive, proposed Parmer; on the east El Camino Road, Palfrey Drive, Danny Drive, Leaf Lane, Burnet Road; on the south by U.S. 183, and on the west by Conrad Road.

Generally bounded on From "GR", "LI", "SF-3" the north by McNeil "I-SF-2", I-Ll "SF-2" & "MF-2" To Appropriate Zoning NOT RECOMMENDED RECOMMENDED "IP" & "LI"

> POSTPONED 1, 2, AND 9 UNTIL FEBRUARY 13, 1986 AT 7:00 P.M. ALL OTHERS APPROVED IN SEPARATE MOTIONS, AS FOLLOWS THROUGH FIRST READING ONLY

Motion

The Council, on Councilmember Carl-Mitchell's motion, Council-member Shipman's second, approved 4(a) "IP" ; and 4(b) "LI". (7-0 Vote) (Trammel1 Crow/David Bodenman)

The Council, on Councilmember Urdy's motion, Councilmember Rose's second, approved 5 LI3 without restrictions, with a friendly amendment from Councilmember Shipman to develop with PDA standards, 3a, 1st section subject to PDA; 3b delete; 3c will remain. (7-0 Vote) (Col. Thomas Madison/ Dan Nelson)

The Council, on Councilmember Urdy's motion, Mayor Pro Tem Trevino's second, approved 11 as LI3 ("same as number 5" stated Councilmember Urdy). (7-0 Vote) (John Joseph)

Motion

The Council, on Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, approved 6 a as "P"; 6 b as "IP", 6 c as "P". (7-0 Vote) (University of Texas/Lee Smith)

Motion

The Council, on Councilmember Shipman's motion, Councilmember Rose's second, zoned 7 a,c,d,e "CS" and b as "GR" with conditions as recommended by the Planning Commission, FAR .9 zoning conditioned on future site plan review, tied to letter Councilmember Shipman had, right-of-way dedication when subdivision is sought. (7-0 Vote) (Fred Morse/Bill Bingham)

Council Memo

Motion

14

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Urdy's second, approved 8 as LI⁴. (7-0 Vote) (Bill Milburn/Scott Roberts)

Motion

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Carl-Mitchell's second, approved tracts as follows: (7-0 Vote)

12. SF-6⁶ (Cornelia Smith)

13. a. Pulled off agenda. (NPC/Steve Paulson)

b. RR

c. LI

14. a. RR

(L&K Partnership/Jim Butler)

b. SF-2

c. SF-3

And approved balance of any tracts identified on the map, which is in the Office of Land Development Services.

ACTION ON ZONING

Council was scheduled to take action at 7:00 p.m. on the following:

- 1. Consider an appeal from Mr. Thomas Miner of the Planning Commission's decision regarding a Special Permit for 6705-6713 Manor Road. C14p-85-010
- Zoning District:
 - a. Recommended by the Planning Commission as Requested, With Conditions:
 - (1) -83 V.C. INVESTMENTS 6713 Manor Road 253 By Hormann Vigil

From "I-A" 1st (I-SF-3) to "B" 1st (MF-3) RECOMMENDED subject to up to 50' of right-of-way from centerline of Springdale and up to 35' of right-of-way from centerline of Turner.

Motion

Councilmember Urdy made a motion to DENY the Special Permit Appeal and to approve the zoning, MF-3 on 4.506 acre tract with these conditions: (1) Reduce the density on that tract to 23.4 units per acre; (2) To install approximately 24 4" caliper live oak trees along Manor Road and Turner Lane instead of the 1½" trees proposed in the site plan; (3) Provide for landscape berms along Manor Road and

Turner Lane; (4) Use brick veneer on the chimneys and patio walls instead of whatever the other material was proposed; and that all of these will be done through a restrictive covenant; also comply with energy conservation measurements.

Friendly Amendment

Councilmember Shipman stated, "What is the distance on the rear property line as we discussed as an "RR" strip that would trigger compatibility standards for any future development on that adjoining tract? 25', O.K. In our discussions we referenced the 25'. The compatibility standards are the same for "RR" as they are for the Interim "SF-2". You have already met the compatibility standards. This will trigger them in the event the "SF-2" that is undeveloped comes in for more intensive use. It will help the neighborhood in the long term. Would you add that to your motion, accept it as a friendly amendment?" Councilmember Urdy said, "25' buffer on the east side of the tract which is adjacent to undeveloped...that 25' strip would be zoned 'RR'," and accepted the friendly amendment.

The applicant said this was acceptable.

Roll Call on Motion with Friendly Amendment

7-0 Vote

PROCEEDS FROM SETTLEMENT

The Council, on Councilmember Shipman's motion, Mayor Pro Tem Trevino's second, directed the City Manager to develop a process to determine how to dispose of the proceeds of the Settlement with Halliburton/Brown and Root and report back to the City Council. (7-0 Vote)

CITY MANAGER REPORTS

Mr. Carrasco told Council they already had the Tax Reform Update report.

Mr. Carrasco reported on Zoning Ordinance Deadline for Building Permits.

Motion

The Council, on Councilmember Humphrey's motion, Councilmember Urdy's second, approved a public hearing on February 20, 1986 at 4:00 p.m. on Zoning Ordinance Deadline for Building Permits. (7-0 Vote)

ADJOURNMENT - Council adjourned its meeting at 10:30 P.M.