



## **Austin City Council MINUTES**

**APRIL 28, 1994 - 1:00 P.M.**

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

### **MINUTES APPROVED**

1. Approval of Minutes for Special Meeting of April 19, 20, 21, 1994 and Regular Meeting April 21, 1994.

Approved on Councilmember Goodman's motion, Mayor Pro Tem Nofziger's second, 4-0 vote, Councilmember Garcia and Reynolds out of the room.

### **CITIZEN COMMUNICATIONS: GENERAL**

2. Mr. Daniel Stetson, to inform the Austin City Council about Laguna Gloria Art Museum.
3. Ms. Kay Taylor, to inform the Austin City Council about Fiesta 1994.
4. Mr. John Johnson, speak to citizens of Austin.
5. Mr. Richard Trachtenberg, discuss City issues.  
Not Present
6. Mr. Ron Kessler, to support City Charter Proposition #1 to create neighborhood election districts for Austin City Council.
7. Ms. Diana Castaneda, to support City Charter Proposition #1 to create neighborhood election districts for Austin City Council.
8. Ms. Eva Lindsey, to support City Charter Proposition #1 to create neighborhood election districts for Austin City Council.
9. Ms. Mary K. Isaacs, to support City Charter Proposition #1 to create neighborhood election districts for Austin City Council.
10. Mr. Richard McCown, to support City Charter Proposition #1 to create neighborhood election districts for Austin City Council.
11. Mr. Glen Maxey, to support City Charter Proposition #1 to create neighborhood election districts for Austin City Council.

### **12. FINANCIAL PERFORMANCE REPORT**

Report presented by Charles Curry, Joe Malaski, Maria Alicia Garcia, Paul Hofmann and Larry Anderson.

#### ITEMS CONTINUED FROM PREVIOUS MEETINGS

13. Approve second/third readings of the Campaign Finance Reform Ordinance.  
(Councilmembers Brigid Shea and Gus Garcia)  
Referred to Campaign Finance Reform Task Force for further review
14. Approve second/third readings amending Ordinance No. 930915-A, the 1993-94 General Fund Operating Budget, by appropriating \$100,000 to the Health and Human Services Department, Social Services Fund, to fund an adolescent violence and drug abuse prevention project. (Funding is available in the 1993-94 General Fund unreserved ending balance.) [Recommended by Community Action Network]

Ordinance No. 940428-A approved on Councilmember Garcia's motion, Councilmember Goodman's second, 6-0 vote.

15. Amend Ordinance No. 930915-A, the 1993-94 General Fund operating budget, by reducing the appropriation for Reappropriation of Departmental Savings by \$154,768 and increasing the appropriation for the Department of Planning and Development operating budget by \$154,768 to fund professional services related to downtown development projects. (Funding is available in the 1993-94 General Fund.)  
[Related to Item 16]

Approve 1st Reading only on Councilmember Garcia's motion, Mayor Todd's second, 4-2 vote, Mayor Pro Tem Nofziger and Councilmember Reynolds voting NO.

16. Approve negotiation and execution of a two (2) year contract with KEYSER MARSTON ASSOCIATES, INC., San Francisco, California, for professional services related to downtown development, in an estimated amount not to exceed \$184,000, with the option to extend for three (3) twelve (12) month periods in an amount not to exceed \$150,000 per extension, for a total amount not to exceed \$634,000. (Funding is available in the 1993-94 operating budget of the Department of Planning and Development; funding for the extension options is contingent upon available funding in future budgets.) Best proposal of fifteen (15). 10.6% MBE, 5.4% WBE Subcontractor participation. (Related to Item 15)

Approved negotiation of one year contract (draft to be brought back to council for review before execution) only for \$92,000 on Councilmember Garcia's motion, Mayor Todd's second and with friendly amendment offered by Mayor Todd and accepted by Councilmember Garcia that council approve any extension options, 4-2 vote, Mayor Pro Tem Nofziger and Councilmember Reynolds voting NO. .

#### ORDINANCES

17. Approve second/third readings to levy paving assessments for Havana Street.

Ordinance No. 940428-B approved on Councilmember Garcia's motion, Councilmember Goodman's second, 5-1 vote, Councilmember Reynolds voting NO.

18. Amend Ordinance No. 920604-A to adopt a supplement to the Code of the City of Austin, 1992, to include ordinances enacted by the City Council since August, 1993. (Funding in the amount of \$5,000 is available in the 1993-94 operating budget of the Law Department.)  
Ordinance No. 940428-C

19. Amend the Austin City code by modifying the Basic Traffic Ordinance, Section 16-4-4 (D), Speed Limits, for the installation of a 20 mph school zone on Westminster Drive in the vicinity of Blanton Elementary School. (Funding in the amount of \$9,000 for flashing equipment, signs and markings is available in the 1993-94 operating budget of the Public Works and Transportation Department.) Ordinance No. 940428-D
20. Amend the Austin City Code by modifying the Basic Traffic Ordinance, Sections B and C 16-4-5, Speed Limits, to set the speed limit on Burleson Road from Todd Lane to Chapman Lane at 40 mph; and from Chapman Lane to Montopolis Drive at 45 mph. (Funding in the amount of \$390 for signs is available in the 1993-94 operating budget of the Public Works and Transportation Department.) Ordinance No. 940428-E
21. Amend Ordinance No. 930915-A, the 1993-94 operating budget, by adding two (2) full-time equivalents (FTEs) to the Electric Department; adding two (2) FTEs to the Aviation Department; adding one (1) FTE to the Human Resources Department, adding two (2) FTEs to the Management Services Department for the Office of Minority Business Affairs, and adding one (1) FTE to the Public Works Department. (Funding in the amount of \$90,941.94 is available in the 1993-94 operating budget. Brackenridge Hospital will provide transition funding for these employees in the amount of \$52,660.44; the departments will fund remaining current fiscal year costs from savings. Total cost of these positions for 1994-95 is \$62,261.08 for the Electric Department; \$47,022.72 for the Aviation Department; \$33,549.05 for the Public Works Department; and \$93,616.20 for the Support Service Fund. Funding is contingent upon budget approval.) Ordinance No. 940418-F
22. Amend Ordinance 930915-A, the 1993-94 General Fund Operating Budget, decreasing Transfers Out to the Support Services Fund by \$100,000 and increasing the appropriation of the Police Department by \$100,000; decreasing Support Services Transfers In from the General Fund by \$100,000 and decreasing the appropriation of the City Clerk's Office by \$100,000, for the Children's Advocacy Center. (Related to Item 27) Ordinance No. 940428-G

Convention Center (Items 23-26)

23. Amend Ordinance No. 930915-B, the 1993-94 Capital Budget, by reducing the appropriation for the Convention Center Facility Project by \$803,758 and increasing transfers out to the Convention Center Operating Reserve Fund by \$803,758. Amend Ordinance No. 930915-A, the 1993-94 Operating Budget, for the Convention Center as follows:  
Ordinance No. 940428-L

Tax Fund

Amend the Convention Center Tax Fund by increasing budgeted revenue from the Hotel/Motel Bed Tax by \$402,088, increasing the transfer out to Series A Debt Service by \$376,464 and increasing the transfer out to the Revenue Fund by \$25,624.

#### Revenue Fund

Amend the Convention Center Revenue Fund by decreasing the beginning balance by \$500,000, increasing budgeted revenue from operations by \$255,312, increasing transfers in from the Tax Fund by \$25,624, decreasing transfers out to the Series B Debt Service Fund by \$1,976,215 and increasing transfers out to the Series B Debt Service Reserve Fund by \$35,281, and increasing the transfer to the Convention Center Operating Fund by \$2,221,870 and decreasing the ending balance by \$500,000.

#### Operating Fund

Amend the Convention Center Operating Fund by decreasing the beginning balance by \$2,960, increasing the transfer in from the Revenue Fund by \$2,221,870, increasing the transfer in from the Operating Reserve by \$2,660,686, reducing operating requirements by \$464,834, increasing appropriations by \$5,347,390 (\$5,538,534 for the payoff amount less \$191,144 for the \$47,786 monthly payment from June to September) for prepayment of the Convention Center Parking Garage note and decreasing the ending balance by \$2,960.

#### Operating Reserve Fund

Amend the Convention Center Operating Reserve Fund by decreasing the beginning balance by \$546,295, increasing the transfer in from the Capital Budget by \$803,758, increasing the transfer in from the Series B Debt Service Reserve Fund by \$366,449, increasing the transfer out to the operating fund by \$2,660,686 and decreasing the ending balance by \$2,036,774.

(Funding in the amount of \$402,088 is from increased Hotel/Motel Bed Tax revenue, \$255,312 from increased facility revenue, \$464,834 from reduced operating expenses, \$191,144 from not having to pay the June-September garage note payments, \$803,758 from transfers in from the Convention Center Capital Budget, \$1,930,919 in net savings from the bond refunding in January, 1994, a decrease of \$1,490,479 in the Operating Reserve balance (there is also a \$546,295 decrease in the beginning balance for a total decrease in the Operating Reserve Fund ending balance of \$2,036,774.) Additional Council action is required to authorize prepayment of the Convention Center Parking Garage note.) (To be reviewed by Planning Commission on April 26, 1994)

#### RESOLUTIONS

24. Authorize prepayment of the Convention Center Parking Garage note on or before May 2, 1994, in an amount not to exceed \$5,538,534.45. (Funding is available in the amended 1993-94 operating budget of the Convention Center Department. Prepayment will result in a savings of \$1,631,971 in interest expense)  
Deleted
25. Approve the establishment of a process for developing a strategic marketing plan for the Austin Convention and Visitors Bureau. (No fiscal impact)  
Approved
26. Approve the establishment of a process for the revision of the Austin Convention Center Department's booking policy, that affirms maximizing economic impact and bed tax revenue as the first priority. (No fiscal impact)  
Approved

27. Approve negotiation and execution of a twelve (12) month contract with CHILDREN'S ADVOCACY CENTER, INC., Austin, Texas, for the provision of investigation and prosecution services for abused children cases, in an amount not to exceed \$100,000. (Funding is available in the 1993-94 operating budget of the Police Department.) [Recommended by the Community Action Network] (Related to Item 22) Approved
28. Authorize negotiation and execution of a joint funding agreement for water resources investigation projects between the City of Austin and the United States Department of the Interior Geological Survey for a research project entitled "Sources of Pollution for Shoal and Waller Creek Watersheds." (The City's portion of the cost is \$304,805. Funding is available in the 1993-94 operating budget of the Environmental and Conservation Services Department.) Approved
29. Approve execution of a twelve (12) month lease with HOLT COMPANY, San Antonio, Texas, for lease of a bulldozer with maintenance and insurance coverage for use at the City of Austin FM 812 Landfill, in the amount of \$121,080 with the option to extend for two (2) twelve (12) month periods, in the amount of \$121,080 per extension, for a total amount of \$363,240. [Funding in the amount of \$40,360 is available in the 1993-94 operating budget of the Solid Waste Service Fund; funding for the final eight (8) months of the original contract period and the extension options is contingent upon availability of funding in future budgets.] Low bid of three (3) meeting specifications. No M/WBE Subcontracting opportunities were identified. Approved
30. Approve execution of contracts with HENNA CHEVROLET, INC., Austin, Texas, for the purchase of two (2) truck cabs and chassis and three (3) utility vehicles in an amount not to exceed \$91,415 and HENDRIX GMC TRUCKS, INC., Austin, Texas, for the purchase of nine (9) truck cabs and chassis in an amount not to exceed \$119,924. (Funding in the amount of \$95,040 is available in the 1993-94 operating budget of the Department of Public Works and Transportation, \$93,975 is available in the 1993-94 operating budget of the Aviation Department.) Low bid of six (6). No M/WBE Subcontracting opportunities were identified. Approved
31. Approve a construction award to HALL ALBERT CONSTRUCTION COMPANY, Fort Worth, Texas, for the rehabilitation of an 18" & 24" Wastewater Interceptor on Jollyville Road from U.S. Hwy 183 to Salton Drive, in the amount of \$763,640.00. (Funding was included in the 1992-93 Capital budget of the Water and Wastewater Utility.) Low bid of three (3). 24.57% MBE, 3.47% WBE Subcontractor participation. (Recommended by the Water and Wastewater Commission) Approved
32. Authorize negotiation and execution of an agreement with WELLS BRANCH MUNICIPAL UTILITY DISTRICT AND JAMES B. BROOK, JR., to allow pass-through wastewater service utilizing District lines in order to facilitate direct City retail wastewater service to properties located on Quitman Pass. (All cost of connection to be paid by customers. The Utility would receive additional wastewater revenue of approximately \$100 per month.) [Recommended by the Water and Wastewater Commission] Approved

33. Approve negotiation and execution of an agreement with GARDEN VALLEY WATER SUPPLY CORPORATION and/or JAMES D. PERKINS, amending the existing Wholesale Water Service Contract to provide terms for expansion of the existing designated service area to include the Green Grove Subdivision located north of Hwy. 71 East and F.M. Road 973. (The Utility will realize additional revenue of \$350.00 per month from increased water sales to the Corporation.) [Recommended by the Water and Wastewater Commission]  
Approved
34. Authorize negotiation and execution of an agreement with SPRINGWOODS MUD AND REG ENTERPRISES, INC., to provide terms and conditions for temporary pass-through wastewater service to the Timberwood Subdivision, located off of U.S. Hwy 183 North near the intersection of Pond Springs Road and Anderson Mill Road. (All cost of connection to be paid by customers. The Utility would receive annual wastewater revenue of approximately \$22,800 based on current rates at full buildout of the subdivision.) [Recommended by the Water and Wastewater Commission]  
Approved
35. Approve execution of a twelve (12) month supply agreement with AUSTIN WINTRONIC CO., Austin, Texas, for traffic signal cable, in an amount not to exceed \$49,860, with two (2) twelve (12) month extension options in an amount not to exceed \$49,860 per extension, for a total amount not to exceed \$149,580. (Funding was included in the 1993-94 Capital budget of the Public Works and Transportation Department. Funding for the extension options is contingent upon available funding in future budgets.) Low bid of nine (9). No M/WBE Subcontracting opportunities were identified.  
Approved
36. Approve a construction contract award to NBS CONSTRUCTION, INC., Austin, Texas, for reconstruction of failed pavement, curbs, gutters, asphalt overlay, and handicapped accessibility improvements as part of the West 24th/Chicon Street Reconstruction and Overlay Project, in the amount of \$1,093,619. (Funding provided by Capital Metro's Build Austin Program - \$1,057,219 was included in the 1993-94 Capital budget of the Public Works and Transportation Department; \$31,850 was included in the 1991-92 Capital budget of the Water and Wastewater Utility; \$4,550 was included in the 1993-94 operating budget of the Public Works and Transportation Department.) Low bid of three (3) DBE Subcontractor participation 29.97% (26.41% MBE, 3.56% WBE) [Recommended by the Water and Wastewater Commission]  
Approved
37. Approve a construction contract award to ESCO ELEVATORS, INC., Austin, Texas, for elevator modernization, repair, and Americans with Disabilities Act (ADA) compliance at the Municipal Building, Central Library, and Robert Mueller Municipal Airport in the amount of \$118,239. (Funding in the amount of \$84,968 was included in the 1992-93 Capital budget of the Public Works and Transportation Department; \$29,454 was included in the 1992-93 Capital budget of the Library Department; \$3,817 was included in the 1993-94 Capital budget of the Airport.) Low bid of four (4). 2.96% MBE, 0% WBE Subcontractor participation.  
Approved

38. Approve Change Order No. 7 to CRAIG, SHEFFIELD & AUSTIN, INC., Houston, Texas, for modifications at the Thomas C. Green Water Treatment Plant, in the amount of \$296,470, for a total contract amount of \$2,566,681,64. (Funding was included in the 1991-92 Capital budget of the Water and Wastewater Utility.) 5.68% MBE, 0.34% WBE Subcontractor participation. (Recommended by the Water and Wastewater Commission)  
Approved
39. Approve an Interlocal Agreement authorizing Travis County to proceed with the development of Farmer Lane within the City's limits, from I.H. 35 to U.S. 290, to acquire right-of-way, including condemnation proceedings, and to relocate utilities. (No fiscal impact.)  
Approved
40. Approve the filing of eminent domain proceedings to acquire fee simple title in a parcel containing 1,775 square feet of land and a temporary work space easement containing 808 square feet of land out of and a part of Lots 9 and 10, Block 20 of the Louis Horst's Subdivision of Outlot 20, Division "D" in Austin, Travis County, Texas, owned by Exxon Corporation for the Traffic Systems Management design plans for Martin Luther King, Jr. Boulevard at Guadalupe Street Project. (Appraised value is \$54,015)  
Approved
41. Approve the filing of eminent domain proceedings to acquire fee simple title in a parcel containing 1.92298 acres of land out of Lot 2, Westminster Place also known as 5801 Westminster Drive, in Austin, Travis County, Texas, owned by Chris Petropolous for Windsor Park Branch Library #3421 Project. (Appraised value is \$92,000)  
Approved
42. Set a public hearing to approve the construction of a permanent and subsurface lift station relief interceptor through .06 acres of dedicated parkland known as Walsh Boat Landing in accordance with Chapter 26.001 et seq. of the Texas Parks and Wildlife Code. (Recommended by Parks Board and Water and Wastewater Commission) [Suggested date and time: May 26, 1994 at 4:30 p.m.]  
Approved

#### ITEMS FROM COUNCIL

43. Approve a resolution creating the Committee for Telecommunications Infrastructure to advise the City Council on telecommunication and infrastructure issues, and appoint three members. (Councilmember Brigid Shea)  
Approved
44. Amend Ordinance No. 930915-A, the 1993-94 General Fund Operating Budget, by appropriating \$14,871 from the General Fund Contingency Reserve to the Health and Human Services Department operating budget, and adding one (1) full-time equivalent (FTE). [Fiscal impact for the FTE for FY 1993-94 is \$14,871; annual cost for future years is \$40,529]. (Councilmembers Jackie Goodman and Gus Garcia)  
Ordinance No. 940428-H

Items 18-44 approved on Councilmember Garcia's motion, Councilmember Goodman's second, 6-0 vote.

45. Approve the appointment of a Task Force made up of four (4) members from the Airport Advisory Board and five (5) members of the Community Development Commission to work with the Department of Aviation and the Department of Planning and Development to immediately develop a plan to dispose of housing assets at the former Bergstrom Air Force Base. (Councilmember Jackie Goodman)

Approved with addition of word "feasible" under "Be it Resolved" to read "Plan feasible interim use" and right before "further resolved" change "can be" to "is" to read "development of Airport is maintained" and the ending date was changed to April 1, 1995, on Councilmember Goodman's motion, Councilmember Shea's second, 6-0 vote.

46. Approve a resolution supporting designation of Barton Creek and Barton Springs as Outstanding National Resource Waters by the Texas Natural Resource Conservation Commission as part of this year's revisions to the State Water Quality Standards, and instructing the City Manager to formally request and support the designation through appropriate actions. (Councilmembers Brigid Shea, Jackie Goodman and Gus Garcia)

Approved on Councilmember Garcia's motion, Councilmember Goodman's second, 6-0 vote.

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

47. C14-94-0025 - CITIZEN INSURANCE (Mark Oliver), by Conley Engineering (Carl Conley), 301 to 309 East Wonsley Dr. From MF-2 to MF-3. Planning Commission Recommendation: To grant MF-3-CO, Multifamily Residence (medium density)-Conditional Overlay, zoning subject to: (1) maximum density of 28 dwelling units and ingress and egress to East Wonsley Drive limited to Emergency access use only, restrictive covenant for compliance with an Integrated Pest Management Plan, private agreement between applicant and the Georgian Acres Neighborhood Association for the mix of 28 dwelling units to be 14 one-bedroom units and 14 two-bedroom units, requiring a key pad and security system and a resident manager on site on a part-time basis.  
Approved 1st Reading with deletion of "and ingress and egress to East Wonsley Drive limited to Emergency access use only,"
48. C14-93-0111 - John J. Stokes (Beth Wavak), by Conley Engineering, Inc. (Carl Conley), 705-707 Woodward Street. From LR to MF-3. PLANNING COMMISSION RECOMMENDATION: To Deny MF-3-CO, Multifamily Residence (medium density)-Conditional Overlay, zoning.  
Postponed to May 26, 1994
49. C14-93-0120 - Courtyard Tennis & Swim Club (Glenn H. Ivy), 5608 to 5804 Courtyard Drive. From SF-4A to SF-6. PLANNING COMMISSION RECOMMENDATION: To Grant SF-6, Townhouse and Condominium Residence, for the first 50 foot strip on the rectangular tract and SF-2, Single Family Residence (standard lot) for the remainder of the tract.  
Approved 1st Reading subject to change of SF-2 for remainder of the rectangular lot, and SF-6-CO, limiting density to one unit for the tract to the south next to the tennis courts.



50. C14r-85-143 Amendment - SAGE-WATERFORD LTD. (Ralph E. Reed), By: Brown McCarroll & Oaks Hartline (Henry H. Gilmore), 9000-9212 Waterford Centre Blvd. (Shoal Creek and Little Walnut watersheds) LI-PDA. Amendment to the Planned Development Area site plan for Waterford Centre, Block C, Lots 1-4. Planning Commission Recommendation: Approve revised site plan subject to compliance with an Integrated Pest Management Program.  
Approved Ordinance No. 940428-I approving Planning Commission recommendation.
51. C14-94-0036 - A.I.S.D./A.R. & ERLINE ENOCH (Curtis Shaw), by Wayne Ahart, 6240 U.S. Hwy. 290 West. From DR to GR. PLANNING COMMISSION RECOMMENDATION: Approve alternate staff recommendation to grant GR-CO, Community Commercial-Conditional Overlay, zoning limiting development to the following uses and accompanying floor-to-area ratios (FAR): Retail (general and convenience) - 0.6 FAR; Food Sales - 0.01 FAR; Financial Services - 0.03 FAR; and Medical Office - 0.27 FAR.  
Approved Ordinance No. 940428-K

Items 47-51 approved on Councilmember Goodman's motion, Councilmember Reynolds' second, 5-0 vote, Mayor Pro Tem Nofziger out of the room.

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

52. 4:30 P.M. - Public hearing on proposed amendments to the Land Development Code (Sections 13-1-200, 13-1-202, and 13-1-241) adding notice and public hearing procedures for hearings required under Chapter 26, of the Texas Parks and Wildlife Code, for the protection of public parks and recreational lands. (Mayor Pro Tem Michael "Max" Nofziger and Councilmember Brigid Shea)

Deleted

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

Council held executive session 6:00 to 7:10 P.M. for discussion on Items 56-57.

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 the matters of land acquisition, litigation and personnel matters as specifically listed on the meeting agenda. Council would take any subsequent action in the open meeting as listed on the 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 listed on this agenda.

53. Discuss real property acquisition for the Zaragoza Branch Library Project.
54. Discuss real property acquisitions for the Barton Creek Wilderness Park.
55. Discuss legal issues relating to investigation of Brackenridge Hospital.
56. Discuss pending litigation status of Julia Menchaca, et al. v. Pool and Rogers Paving Company and City of Austin, Cause No. 92-15620, 200th Judicial District Court of Travis County, Texas.
57. Discuss pending litigation status of City of Austin v. Transcontinental Insurance Company, Cause No. 94-02833; in the 250th District Court of Travis County, Texas.

**ACTION ON THE FOLLOWING**

58. Amend Ordinance No. 930915-B, the 1993-94 Capital Budget, for the Library Department by transferring \$200,000 from the North Loop Library project, \$225,000 from the Oak Hill Branch Library project and \$160,000 from the Austin History Center Heating, Ventilation, and Air Conditioning (HVAC) project to the Zaragoza Branch Library project in the amount of \$585,000. (Funding was included in the 1992-93 Approved Capital Budget of the Library Department.) (Recommended by the Library Commission)  
Ordinance No. 940428-I

59. Authorize real property acquisition for the Zaragoza Branch Library Project.  
Approved for \$770,000

60. Express the City Council's official intent to reimburse the costs of acquiring real property for the Barton Creek Wilderness Park.  
Approved

Items 58-60 approved on Councilmember Garcia's motion, Councilmember Goodman's second, 6-0 vote.

61. Authorize the negotiation and execution of a contract for the acquisition of approximately 19.8 acres of land known collectively as the Stanzel tract from the Trust for Public Land.

Approved \$1,130,000 on Councilmember Garcia's motion, Councilmember Goodman's second, 5-0-1 vote, Mayor Todd abstained.

62. Authorize the negotiation and execution of a contract for the acquisition of approximately 102.983 acres of land known collectively as the Parkstone tract from the Trust for Public Land.  
Approved for \$6,350,000

63. Authorize the Law Department to waive the attorney-client privilege of the City of Austin in grant jury proceedings regarding matters related to Brackenridge Hospital.  
Approved

Items 62-63 approved on Councilmember Garcia's motion, Councilmember Goodman's second, 6-0 vote.

64. Approve settlement of Julia Menchaca, et al. v. Pool and Rogers Paving Company and City of Austin, Cause No. 92-15620, 200th Judicial District Court of Travis County, Texas.  
No Action

65. Approve settlement of City of Austin v. Transcontinental Insurance Company, Cause No. 94-02833; in the 250th District Court of Travis County, Texas.  
No Action

66. APPOINTMENTS

FEDERALLY QUALIFIED HEALTH CENTER BOARD - Terry Moore

Approved on Councilmember Goodman's motion, Councilmember Shea's second, 6-0 vote.

ADJOURN at 7:25 p.m.

Approved with correction to:

Item 16 should read: Friendly Amendment by Councilmember Shea

Item 23 should read: Councilmember Garcia's motion, Mayor Pro Tem Nofziger's second, 6-0 vote

Item 24 should read: Councilmember Garcia's motion, Mayor Pro Tem Nofziger's second, 6-0 vote.

Approved on the 16<sup>th</sup> day of June, 1994.

