



Austin City Council MINUTES

AUGUST 17, 1995

Mayor Todd called the meeting to order.

1. Approval of Minutes for; Regular Council Meeting of August 3, 1995; and Worksession of August 9, 1995.
Approved with changes of Worksession to Special Called Meeting, on Mayor Pro Tem Garcia's motion, Councilmember Goodman's second, 6-0 vote, Councilmember Shea off the dais.

CITIZEN COMMUNICATIONS: GENERAL

2. Ms. Barbara Rush, to discuss employee relations.
3. Ms. Carol Guthrie, to discuss employee relations.
4. Ms. Elizabeth J. Ayer, to discuss discrimination of handicapped.
5. Mr. Jimmy A. Castro, to discuss budget: public safety.
6. Mr. Richard Troxell, encourage Council to fund a comprehensive, cost effective, detoxification, treatment job training, job placement program to assist homeless adults to work their way off the streets of Austin permanently.
7. Mr. Gus Pena, to request that the Mayor and City Council Members direct the City Manager to establish a task force to address health, human social service issues to include crime, public safety issues. Discuss the proposed budget for 1995-96.
Absent
8. Mr. Henry Winston Ault, to speak to Council about the condition of the 1900-2000 block of Wickershire Street.
Absent
9. Mr. Paul Robbins, to speak on City issues.
10. Mr. James Perry, to speak about City matters, old zoning laws, and opening up new business.
Absent
11. Mr. Lance Winters, to discuss a serious demerit for the Office of the City Clerk and the Mayoral connection.

1:30 P.M. - BOND SALE (Items 12-14)

12. Authorize the issuance of City of Austin, Texas, Airport System Prior Lien Revenue Bonds, Series 1995A in an amount not to exceed \$366,000,000 including approval and authorization of a Bond Purchase Agreement, Paying Agent/Register Agreement, and Official Statement pertaining thereto. (Funding in the amount of \$21,722,481 for the debt service requirement for the proposed bond sale in 1995-96 will be provided by the Airport Revenue Bond Redemption Fund.)

Ordinance No. 950817-A approved

13. Authorize the issuance of approximately \$28,220,000 City of Austin, Texas, Airport System Variable Rate Revenue Notes, Series A, including approval and authorization of a Bond Purchase Agreement, Remarketing Agreement, Paying Agent/Registrar Agreement, Tender Agent Agreement, and Official Statement pertaining thereto. (No debt service is required for the proposed bond sale in 1995-96. Debt service will commence in 1996-97 and will be provided by the Airport Revenue Bond Redemption Fund.)

Ordinance No. 950817-B approved

14. Authorize the issuance of approximately \$30,620,000 City of Austin, Texas, Airport System Prior Lien Revenue Refunding Bonds, Series 1995B including approval and authorization of a Bond Purchase Agreement, Special Escrow Agreement, Paying Agent/Registrar Agreement, and Official Statement pertaining thereto. (Funding in the amount of \$1,697,617 for the debt service requirement for the proposed bond sale in 1995-96 will be provided by the Airport Revenue Bond Redemption Fund.)

Ordinance No. 950817-C approved

Items 12 through 14 approved, on Councilmember Reynolds' motion, Councilmember Nofziger's second, 7-0 vote.

ORDINANCES

15. Amend Ordinance 940912-E, the 1994-95 Capital budget for Aviation, transferring \$11,779,000 from the New Airport Supplemental Cost Project to the New Airport Management Reserve project account; and appropriating \$19,321,000 of additional management reserves to the New Airport Management Reserve project account, for a total appropriation of \$31,100,000. (Funding in the amount of \$11,779,000 was included in the 1994-95 Approved Capital budget of the Aviation Department and \$19,321,000 is available in additional management reserves.)

Ordinance No. 950817-D, approved on Mayor Pro Tem Garcia's motion, Councilmember Nofziger's second, 7-0 vote.

16. Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code rezoning property locally known as 4309 to 4311 Marathon Boulevard, Case No. C14-95-0053, from "SF-3", Family Residence to "GO-MU-CO", General Office-Mixed Use Combining District-Conditional Overlay with the provisions of the overlay as follows: (1) to prohibit the following uses - Administrative and Business Office, Arts and Crafts (limited), Business Support Services, Business and Trade Schools, Communication Services, Medical Offices, Personal Improvement, Professional Office, Restaurant (limited), Convalescent Services, Counseling Services, Day Care (limited, general & commercial), Guidance Services, Hospital Services (limited and general), Local Utility Services, Safety Services, Cultural Services, Private Primary Education, Private Secondary Education, and

Community Services Facility; (2) prohibit access to Marathon Boulevard; and (3) post fiscal to provide for a solid six foot masonry fence along the west property line; CENTRAL TEXAS REGIONAL BLOOD BANK (Trudell Green), by Ray Wilkerson Companies (Jim Spence). First reading on July 20, 1995; Vote 5-0-2, Shea and Goodman abstaining. Conditions met as follows: conditional overlay incorporates conditions imposed by Council. A Letter of Credit has been posted for the construction of the required fence.

Approve second reading only, on Mayor Pro Tem Garcia's motion, Councilmember Reynolds' second, 6-0-1, Councilmember Shea abstaining.

17. Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code rezoning property locally known as 900 E. Braker Lane, Case No. C14-95-0034, from "GR", Community Commercial to "CS-1", Commercial Liquor Sales, WALNUT RIDGE SHOPPING, by Fitzgerald's AKA Jamn' Production (Jerry Jackson). First reading on June 1, 1995; Vote 4-1-2, Shea voting "No"; Goodman and Todd abstaining. Conditions met as follows: restrictive covenant incorporating condition imposed by Council has been executed.

Approve second reading only, on Councilmember Mitchell's motion, Mayor Pro Tem Garcia's second, 4-1-2 vote, Mayor Todd and Councilmember Goodman abstaining, Councilmember Shea 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 since January 1, 1995. (The City Code Supplement is compiled and edited by American Legal Publishing Corporation at a cost of approximately \$5,000 per supplement. Funding for the supplement is available in the operating budget of the Law Department.)

Ordinance No. 950817-E, approved

19. Approve issuance by Travis County Water Control and Improvement District No. 10 of Unlimited Tax Improvement and Refunding Bonds, Series 1995, in an amount not to exceed \$3,600,000; approving the terms, conditions and covenants of the Bond Resolution, and the Preliminary Official Statement. (No fiscal impact to the City. The City is not obligated for payment on District bonds until annexation and dissolution of the District.) [Recommended by Water and Wastewater Commission]

Ordinance No. 950817-F, approved

20. Amend Part I of Ordinance 950720-A by revising the classifications for City of Austin firefighters to reflect civil service staffing changes due to the Fire Department restructuring plan; deleting one administrative Division Chief and adding an Assistant Chief; the total number of positions authorized remains unchanged. (Funding in the amount of \$564 is available in the 1994-95 operating budget of the Austin Fire Department.)

Ordinance No 950817-G, approved

Approve items 18 through 20, on Mayor Pro Tem Garcia's motion, Councilmember Nofziger's second, 6-0 vote, Councilmember Mitchell off the dais.

21. Amend Part 1 Ordinance No. 950309-D, by creating additional positions and providing for the

abolishment of certain positions within the classified service of the Austin Police Department. (Funding in the amount of \$1,474 is included in the 1994-95 operating budget of the Police Department.)

Amendment to decrease Captains from 15 to 12, on Councilmember Goodman's motion.

Motion fails for lack of second.

Ordinance No. 950817-M, approved on Councilmember Shea's motion, Mayor Pro Tem Garcia's second, 7-0 vote.

22. Approve a request by A.S.C., Inc., to construct an aerial passageway between the buildings located at 2707 Rio Grande Street and 2706 Nueces Street, pursuant to Section 4508 of the Building Code, and waiving setback requirements. (No fiscal impact.)

Ordinance No. 950817-H, approved

23. Authorize acceptance of up to \$11,183,644 in contract renewal funds from the Texas Department of Human Services (DHS) for Child Care Management Services (CCMS); amend Ordinance No. 940912-D, the 1994-95 operating budget, amending the Special Revenue Fund by appropriating \$11,183,644 in contract renewal funds for the Health and Human Services Department Special Revenue Fund. Recommended by Planning Commission. 8-0.

Ordinance No. 950817-I, approved

24. Amend the Austin City Code by modifying the Basic Traffic Ordinance, Section 16-4-4 (E) Speed Limits, for the installation of a 20 mph school zone on Toomey Road for students attending Parkside Community School. (\$500 for signs is available in the 1994-95 Child Safety Fund of the Public Works and Transportation Department.)

Ordinance No. 950817-J, approved

25. Amend the Austin City Code by modifying the Basic Traffic Ordinance, Section 16-4-4 (D) Speed Limits, for a 20 mph school zone on Manchaca Road for students attending Joslin Elementary School. (No fiscal impact.)

Ordinance No. 950817-K, approved

26. Amend Ordinance No. 940912-E, the 1994-95 Capital Budget by increasing transfers into the General Government Capital Budget by \$235,753 from the General Government Capital Program Interest Income Fund; and appropriating \$235,753 to the Police Academy Training Facility Project. (To be reviewed by Planning Commission on August 15, 1995) **[Related to Item 27]**

Ordinance No. 950817-L, approved

RESOLUTIONS

27. Approve a construction contract award to MAC ROOFING & SUPPLIES, INC., (WBE/FR), Port Arthur, Texas, for reroofing of the Police Academy Training and Firing Range Buildings at 4800 Shaw Lane, in the amount of \$187,453. (Funded is included in the 1994-95 Amended Capital Budget of the Police Department.) Low bid of four (4). No M/WBE Subcontracting opportunities were identified. **(Related to Item 26) Approved**

28. Approve the award of a construction contract to CH ENTERPRISES, Round Rock, Texas, for the remediation and/or demolition of 44 buildings at the Austin-Bergstrom International Airport, in an amount of \$496,809, plus a contingency fund of \$49,680 for change orders. (Funding was included in the 1994-95 Approved Capital budget of the Aviation Department.) Low responsive bid of nine (9). 64.70% DBE participation: 62% MBE, 2.70% WBE. (Reviewed by Airport Advisory Board)

Approved

29. Approve negotiation and execution of a contract with PERSONAL PERFORMANCE CONSULTANTS, INC., St. Louis, Missouri, for the Employee Assistance Program, in an amount not to exceed \$241,920, with two (2) twelve (12) month extension options in an amount not to exceed \$241,920 per extension, or a total amount not to exceed \$725,760. (Funding is included in the 1995-96 proposed operating budget of the Employee Benefits Fund; funding for the extension options is contingent upon available funding in future budgets.) Best proposal of six (6). 15.16% MBE, 0% WBE Subcontractor participation.

Approved

Items 22 through 29 approved, on Mayor Pro Tem Garcia's motion, Councilmember Nofziger's second, 6-0 vote, Councilmember Mitchell off the dais.

30. Approve execution of a twelve (12) month contract with TRAVELERS HEALTH NETWORK OF TEXAS, INC., Austin, Texas, to provide a managed care health maintenance organization (HMO) medical plan for City of Austin employees and retirees, in an amount not to exceed \$2,082,000, with two (2) twelve (12) month extension options, in an amount not to exceed \$2,082,000 per extension option, for a total contract amount not to exceed \$6,246,000. (Funding in the amount of \$1,561,500 for the first nine months of the contract will be included in the 1995-96 proposed operating budget of the Employee Benefits Fund; funding for the remaining three months of the contract and the extension options are contingent upon available funding in future budgets. Best proposal of eight (8). 0% MBE, 6.8% WBE Subcontractor participation.

Approved, on Mayor Pro Tem Garcia's motion, Councilmember Nofziger's second, 6-0 vote, Councilmember Mitchell off the dais, but abstaining for the record.

31. Approve execution of a twelve (12) month contract with PCA HEALTH PLANS OF TEXAS, Austin, Texas, to provide a managed care health maintenance organization (HMO) medical plan for City of Austin employees and retirees, in an amount not to exceed \$5,746,000, with two (2) twelve (12) month extension options, in an amount not to exceed \$5,746,000 per extension, for a total contract amount not to exceed \$17,238,000. (Funding in the amount of \$4,309,500 for the first nine (9) months of the contract is included in the 1995-96 proposed operating budget of the Employee Benefits Fund; funding for the remaining three (3) months of the contract and the extension options are contingent upon available funding in future budgets. Best proposal of eight (8). .69% MBE, .69% WBE Subcontractor participation.

Approved, on Mayor Pro Tem Garcia's motion, Councilmember Nofziger's second, 6-0 vote, Councilmember Mitchell off the dais, but abstaining for the record.

32. Approve execution of a twelve (12) month contract with PRUCARE OF AUSTIN, Austin, Texas, to provide a managed care health maintenance organization (HMO) medical plan for City of Austin employees and retirees, in an amount not to exceed \$1,719,000, with two (2) twelve (12) month extension options, in an amount not to exceed \$1,719,000 per extension, for a total contract amount

not to exceed \$5,157,000. (Funding in the amount of \$1,289,250 for the first nine months of the contract is included in the 1995-96 proposed operating budget of the Employee Benefits Fund; funding for the remaining three (3) months of the contract and extension options are contingent upon available funding in future budgets. Best proposal of eight (8). No M/WBE Subcontracting opportunities were identified.

Approved, on Mayor Pro Tem Garcia's motion, Councilmember Nofziger's second, 6-0 vote, Councilmember Mitchell off the dais, but abstaining for the record.

33. Approve execution of a contract amendment with Jerry Lawyer & Associates and Standard Insurance Company, for supplemental life insurance, dependent life insurance and long-term disability, to increase the contract for 1995 in an estimated amount of \$90,000, for a total estimated contract amount of \$1,463,000 for the 1995 calendar year, for a total contract amount of \$2,209,000. (Funding is available in the 1994-95 Employee Benefits Fund. The contract is fully funded by employee contributions. Funding for the remaining balance of the 1995 contract and the extension option are contingent upon available funding in future budgets.)

Approved, on Mayor Pro Tem Garcia's motion, Councilmember Nofziger's second, 6-0 vote, Councilmember Mitchell off the dais, but abstaining for the record.

34. Authorize execution of an Interlocal Agreement with Travis County for the maintenance of Local Emergency Planning Commission data with an automatic renewal provision, in the amount of \$24,311. (Funding is available in the 1994-95 operating budget of the Fire Department.)

Approved

35. Approve execution of a twelve (12) month supply agreement with MILE-HI T FIRE EQUIPMENT, INC., Round Rock, Texas, to purchase uniforms for the Austin Fire Department personnel, in an amount not to exceed \$113,503.68 with two (2) twelve (12) month extension options in an amount not to exceed \$113,503.68 per extension for a total amount not to exceed \$340,511.04. [Funding in the amount of \$9,458.64 is available in the 1994-95 operating budget of the Fire Department. Funding in the amount of \$104,045.04 for the remaining eleven (11) months of the original contract and extension options is contingent upon available funding in future budgets.] Low bid of six (6). No M/WBE Subcontracting opportunities were identified.

Approved

36. Approve execution of a twelve (12) month supply agreement with GALE RESEARCH, INC., Detroit, Michigan, to purchase reference books and products for the Austin Public Library, in an amount not to exceed \$90,000 with two (2) twelve (12) month extension options in an amount not to exceed \$90,000 per extension, for a total amount not to exceed \$270,000. [Funding in the amount of \$7,500 is available in the 1994-95 operating budget of the Austin Public Library. Funding for the remainder of the contract and the extension options is contingent upon available funding in future budgets.] Single bid. No M/WBE Subcontracting opportunities were identified.

Approved

37. Approve a contract amendment with KPMG PEAT MARWICK to expand the scope of the fiscal 1994-95 audit for the Hospital, Airport, Electric, and Water-Wastewater funds, in the amount of \$89,725, and for financial assistance in the transition of Brackenridge Hospital from the City to Seton Medical Center in the amount of \$40,800, for a contract amount for the 1995-96 extension year of \$298,752, and a total contract amount of \$1,405,923.50. [Funding is available in the 1995-96

proposed operating budgets of the Aviation Department (\$21,500), the Electric Utility Department (\$9,000), the Water-Wastewater Utility Department (\$7,800) and Brackenridge Hospital (\$92,225)].

Approved

38. Approve execution of one (1) twelve (12) month service agreement to TEXAS INDUSTRIES FOR THE BLIND AND HANDICAPPED (TIBH), Austin, Texas, to provide mowing and trash removal services from neglected property for the Health and Human Services Department (HHSD), in an estimated amount not to exceed \$91,718 with three (3) twelve (12) month extension options in an estimated amount not to exceed \$91,718 per extension, for a total estimated amount of \$366,872. [Funding in the estimated amount of \$15,286 is available in the 1994-95 operating budget of the Health and Human Services Department. Funding for the final ten (10) months of the original contract and the extension options is contingent upon available funding in future budgets.]

Approved

39. Approve execution of a contract with LONGHORN INTERNATIONAL EQUIPMENT, INC., Austin, Texas, for the purchase of one (1) truck cab and chassis with a mounted wrecker service body for use by the Fleet Maintenance and Services Division, in an amount not to exceed \$53,830. (Funding is available in the 1994-95 Vehicle Acquisition Fund.) Low bid of two (2). No M/WBE Subcontracting opportunities were identified.

Approved

40. Approve execution of a contract with LONGHORN INTERNATIONAL EQUIPMENT, INC., Austin, Texas, for the purchase of one (1) truck cab and chassis with a mounted aerial device and service body to be used by the Signals Division of the Public Works and Transportation Department, in an amount not to exceed \$49,976. (Funding is available in the 1994-95 operating budget of the Public Works and Transportation Department.) Low bid of four (4). No M/WBE Subcontracting opportunities were identified.

Approved

41. Approve execution of a twelve (12) month supply agreement with INDUSTRIAL DISPOSAL SUPPLY COMPANY, San Antonio, Texas, for the purchase of captive repair parts for the City's fleet of TYMCO street sweepers, in an amount not to exceed \$47,000 with two (2) twelve (12) month extension options in an amount not to exceed \$47,000 per each extension, for a total amount not to exceed \$141,000. [Funding in the amount of \$3,917 is available in the 1994-95 operating budget of the Fleet and Radio Maintenance Fund. Funding for the remaining eleven (11) months and the extension options is contingent upon available funding in future budgets.] Sole Source. No M/WBE Subcontracting opportunities were identified.

Approved

42. Approve a construction contract award to SHASTA INDUSTRIES INCORPORATED, Phoenix, Arizona, for construction of the Dick Nichols Park Pool and Bathhouse, in the amount of \$1,437,000. (Funding is available in the 1994-95 Capital budget of the Parks and Recreation Department.) Low bid of four (4). 12.43% MBE, 7.77% WBE Subcontractor participation.

Approved

43. Approve a construction contract award to ENGINEERING MICRO RESEARCH, INC. (WBE/FA),

Austin, Texas, for construction of curb ramps in East Austin within the boundaries of IH-35, Ed Bluestein, East 38th 1/2 Street, and Town Lake necessary to comply with the Americans with Disabilities Act, in the amount of \$148,000. (Funding was included in the 1994-95 Capital budget of the Public Works and Transportation Department.) Low bid of seven (7). 8.11% MBE, 4.73% WBE Subcontractor participation.

Approved

44. Approve a construction contract award to AUSTIN ENGINEERING COMPANY, INC., Austin, Texas, for the construction of four (4) erosion control projects (Williamson Creek at Silvermine, Shoal Creek at 10th Street, 2700 Little Valley Cove, and Grover Channel at 1012 Romeria Drive.), as part of the Erosion Control Group 3 Project, in the amount of \$204,883. (Funding in the amount of \$186,581 was included in the 1994-95 Capital budget of the Drainage Utility; \$18,302 is available in the 1994-95 operating budget of the Transportation Fund.) Low bid of three (3). 12.01% MBE, 4.52% WBE Subcontractor participation.

Approved

45. Authorize negotiation and execution of an agreement with Capitol Aggregates, Ltd., Austin, Texas, for the disposal, by the Water and Wastewater Utility, of materials excavated during pipeline maintenance. (Capitol Aggregates agrees to allow the Water and Wastewater Utility to use the property at no cost. The Utility will be responsible to push and level the spoils and conduct soil testing at an estimated amount of \$21,100 for the contract year. Funding is available in the 1994-95 operating budget of the Water and Wastewater Utility.) [Recommended by Water and Wastewater Commission]

Approved

46. Approve a construction contract award to JKL, INC., Austin, Texas, to repair the access road leading to the Oak Hill Water Reservoir, in the amount of \$141,490.70. (Funding in the amount of \$41,490.70 was included in the 1991-92 Approved Capital budget of the Water and Wastewater Utility. \$100,000 was included in the 1994-95 Approved Capital budget of the Water and Wastewater Utility.) Low bid of seven (7). 13.50% MBE, 12.12% WBE Subcontractor participation. (Recommended by Water and Wastewater Commission)

Approved

47. Approve execution of a twelve (12) month supply agreement with THE ROHAN COMPANY, Austin, Texas, for the purchase of ductile iron pipe fittings of various types for the Water and Wastewater Utility, in an amount not to exceed \$124,324.64 with two (2) twelve (12) month extension options in an amount not to exceed \$124,324.64 per extension, for a total amount not to exceed \$372,973.92. [Funding in the estimated amount of \$10,360.39 is available in the 1994-95 operating budget of the Water and Wastewater Utility. Funding for the remaining eleven (11) months of the contract and extension options is contingent upon available funding in future budgets.] Low bid of two (2). No M/WBE Subcontracting opportunities were identified. (Recommended by Water and Wastewater Commission)

Approved

48. Approve five (5) Single Family Housing Loans to replace one-story, single family, owner-occupied

dwellings located on Victor Street and in the Springdale/Webberville, Guadalupe, and Blackshear neighborhoods, in an amount not to exceed \$227,500. (Funding is available in the Community Development Block Grant 19th Year (CDBG) funds budgeted in the Special Revenue Fund of the Planning and Development Department.)

Approved

Items 34 through 48, approved, on Mayor Pro Tem Garcia's motion, Councilmember Nofziger's second, 6-0 vote, Councilmember Mitchell off the dais.

ITEMS FROM COUNCIL

49. Discussion and report on baseball stadium issues. (Councilmember Brigid Shea) **Pulled off the agenda**

50. Direct the City Manager to discontinue efforts to change the governance of the health clinics until a feasibility study is conducted. (Councilmember Jackie Goodman and Brigid Shea)
Approved, on Councilmember Goodman's motion, Mayor Pro Tem Garcia's second, 7-0 vote.

51. Amend Section 13-1-35(c) of the Land Development Code, relating to extension of deadlines for updates to an application, by deleting the expiration date for Section 13-1-35(c). (Councilmembers Ronney Reynolds and Jackie Goodman)
Ordinance No. 950817-N, approved, on Councilmember Reynolds' motion, Councilmember Goodman's second, 6-1 vote, Councilmember Nofziger voting "NO".

Amendment to a 14 month extension rather than making it permanent, consequently establishing another sunset clause to the ordinance, on Councilmember Shea's motion, Mayor Pro Tem Garcia's second, 5-1-1 vote, Councilmember Reynolds voting "NO", Councilmember Nofziger abstaining.

52. Approve a resolution pledging Austin as an Energy Smart City and joining cities all over the world in the Cities for Climate Protection Campaign. (Mayor Bruce Todd and Councilmembers Michael "Max" Nofziger and Brigid Shea)
Approved, on Mayor Pro Tem Garcia's motion, Councilmember Nofziger's second, 6-0 vote, Councilmember Mitchell off the dais.

53. Discussion and possible action on the process for awarding and negotiating Requests for Proposal (RFP) contracts. (Councilmember Eric Mitchell)
Discussion held, no action taken.

54. Direct the City Manager to prepare and bring back to the City Council for final approval articles of incorporation and by-laws creating a public, non-profit corporation to carry out various economic redevelopment activities in the East Austin area. (Councilmember Eric Mitchell)
Approved, on Councilmember Mitchell's motion, Mayor Pro Tem Garcia's second, 7-0 vote.

Baseball (Items 55-57)

55. Amend Ordinance No. 940912-D, the 1994-95 operating budget, by decreasing the General Fund Contingency Reserve by \$140,000; amend the 1994-95 operating budget of the City Clerk's Office by appropriating \$140,000 to fund the costs of a special called election. (Fiscal impact is \$190,000; \$140,000 is available in the amended 1994-95 operating budget of the City Clerk's Office, and an additional \$50,000 in increased expenditures will be required in the proposed 1995-96 operating budget). [Mayor Bruce Todd and Councilmember Ronney Reynolds]
Ordinance No. 950817-S, approved, on Councilmember Reynolds' motion, Mayor Todd's second, 6-1 vote, Councilmember Shea voting "NO".
56. Approve an ordinance calling an election to be held October 7, 1995 for the purpose of approving general obligation bonds for a baseball/multi-use stadium. (Mayor Bruce Todd and Councilmember Ronney Reynolds)
Ordinance No. 950817-R, approved on Councilmember Reynolds' motion, Mayor Todd's second, 6-1 vote, Councilmember Shea voting "NO".

Amendment to specify the amount of the bond issue as \$10M, on Councilmember Garcia's motion, Councilmember Shea's second, 4-2-1 vote, Mayor Todd and Councilmembers Reynolds voting "NO", Councilmember Mitchell abstaining.

Amendment to change the date of the election to 11/7/95, on Mayor Pro Tem Garcia's motion, Councilmember Nofziger's second, 3-3-1 vote, Mayor Todd and Councilmembers Mitchell and Reynolds voting "NO", Councilmember Goodman abstaining.

Amendment by Councilmember Shea to request baseball team to help pay for the cost of a special election, the dollar amount being the difference between holding the election in October versus holding it in November, \$90K to \$116K.

Motion dies for lack of second.

Motion to sever the votes on items 55 through 57, on Councilmember Shea's motion.

Amendment to change ballot language, striking the word "high" from "high school" in the relevant phrase, "...and suitable for minor-league baseball, youth, and high school sports, concerts, festivals, and other community activities."

Amend to Reynolds' amendment to add to the ballot language proposed as an amendment above by Reynolds by adding on the following information, which taken from the proposition: "and to provide for the payment of the principle of, the interest on said bonds by levying a tax sufficient to pay the annual interest and to create a sinking fund sufficient to redeem said bonds as they become due.", on Councilmember Shea's motion, Councilmember Goodman's second, 5-2 vote, Councilmember Mitchell and Reynolds voting "NO".

Correction noted by City Clerk Elden Aldridge: Under Part 4 of the ordinance, the Central Accounting Station should be the City Coliseum at 101 Dawson Road and not the basement of

Palmer (Auditorium). Acceptable to the maker and second of the main motion, on Councilmember Reynolds' motion, Mayor Todd's second, 7-0 vote.

57. Approve a resolution authorizing negotiation and execution of an amended Memorandum of Understanding related to a baseball/multi-use stadium. (Mayor Bruce Todd and Councilmember Ronney Reynolds) Motion to approve items 55-57 all together as-is, on Councilmember Reynolds' motion, Mayor Todd's second.

Approved on Councilmember Reynolds' motion, Mayor Todd's second, 6-1 vote, Councilmember Shea voting "NO".

3:30 P.M. - BOARD OF DIRECTOR'S MEETING OF AUSTIN HOUSING FINANCE CORPORATION

The Mayor will recess the City Council meeting. A Board meeting of the Austin Housing Finance Corporation (AHFC) will be conducted. Following adjournment of the AHFC Board meeting, the City Council will be reconvened. Items 58-61 are the AHFC items to be considered by the Austin Housing Finance Corporation's Board of Directors.

58. Approve minutes of March 23, April 27, May 18, June 29, and July 20, 1995, meetings.
59. Presentation by Travis County Commissioner Sam Biscoe relative to the Travis County Housing Finance Corporation.
60. Authorize the Austin Housing Finance Corporation (AHFC) to administer the Travis County Housing Finance Corporation HOME grant of \$145,600 awarded by the Texas Department of Housing and Community Affairs (TDHCA) designed to provide down payment assistance to first time home buyers and direct the AHFC Manager to negotiate and execute a mutually acceptable agreement. (Recommended by Housing Subcommittee)
61. Authorize application for allocation of \$23,000,000 in Private Activity Bond Authority with the Texas Bond Review Board. (Funding in the amount of \$500 is available in the Austin Housing Finance Corporation budget.) [Recommended by Housing Subcommittee]

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

62. C14-95-0061 - DAVIS & ASSOC. PROPERTY MANAGEMENT (Jeff Bomes), by Crocker Consulting (Sarah Crocker), 8906 Wall Street. From I-RR to LI. Planning Commission Recommendation: To Grant LI-CO, Limited Industrial Services-Conditional Overlay, zoning subject to the following conditions: (1) limit development to a density that will generate less than 2,000 vehicle trips per day; and (2) prohibit access to Future Drive.
Ordinance 950817-0, approved Planning Commission recommendation with prohibited uses as follows: 1) automotive repair services, 2) automotive sales, 3) kennels, 4) scrap and salvage services, 5) service station 6) vehicle storage, 7) veterinary services, 8) basic industry and 9) resource extraction.
63. C14-95-0071 - DAVIS SPRINGS PROPERTIES, LTD. (Perry O. Blanton), by Huffcut & Associates (Gina E. Diehl), Neenah Ave. and W. Parmer Lane. From P to SF-2. Planning Commission

Recommendation: To Grant SF-2, Single Family Residence (standard lot), zoning as requested.
Ordinance 950817-P, approve Planning Commission recommendation.

Items 62 and 63 approved, on Mayor Pro Tem Garcia's motion, Councilmember Reynolds' second, 7-0 vote.

64. C14-93-0116 - BRIDGE OAK LODGE, LIMITED (Ken Beall), by Lopez-Phelps & Young Management Services (Amelia Lopez-Phelps), 2433-2507 E. Oltorf Street. From SF-3 & LR to MF-3-CO. Request for 180 day extension.

Approve extension for 180 days (February 17, 1996)

65. C14-93-0139 - BRIDGE OAK LODGE, LIMITED (Ken Beall), by Lopez-Phelps & Young Management Services (Amelia Lopez-Phelps), 2502 E. Oltorf Street and 2432 South Pleasant Valley Road. From SF-3 & LR to MF-3-CO. Request for 180 day extension.

Approve extension for 180 days (February 17, 1996)

66. C14-93-0140 - BRIDGE OAK LODGE, LIMITED (Ken Beall), by Lopez-Phelps & Young Management Services (Amelia Lopez-Phelps), 2514 E. Oltorf Street, 2209-2243 South Pleasant Valley Road, and 2513 Sheringham Drive. From SF-3 & LR to MF-3-CO. Request for 180 day extension.

Approve extension for 180 days (February 17, 1996)

Items 64 through 66, approved, on Mayor Pro Tem Garcia's motion, Councilmember Nofziger's second, 7-0 vote.

To be heard by Planning Commission on August 15, 1995; Recommendation to Follow

67. C14-95-0083 - TROJAN INVESTMENT (M. A. Bohsali), by Ken Small Architect (Ken Small), 3825 West Parmer Lane. From LO & GR to GR & LO.

Ordinance No. 950817-Q, approved GR-CO zoning requiring conditional use site plan for indoor sports and recreation, and LO zoning, on Mayor Pro Tem Garcia's motion, Councilmember Nofziger's second, 7-0 vote.

PUBLIC HEARING AND APPROVAL OF ORDINANCES/RESOLUTIONS

68. 5:00 P.M. - Public hearing on Operating and Capital budgets including proposed rates and fees.

Certificates of Obligation (Items 69-70)

69. Authorize and direct publication of an Official Notice of Intention to issue Certificates of Obligation in the amount of \$8,350,000 for the acquisition of a baseball stadium/multi-use facility together with related real estate. (No fiscal impact.)

70. Authorize and direct publication of an Official Notice of Intention to issue Certificates of Obligation in the amount of \$8,660,000 for the acquisition and improvement of real property for renovation of the Town Lake Animal Shelter for new solid waste facilities and a Fleet Maintenance Center. (No fiscal impact.)

Approved, on Mayor Pro Tem Garcia's motion, Councilmember Goodman's second, 7-0 vote.

EXECUTIVE SESSION (No Public Discussion on These Items)

Executive session held on the morning of this date.

The City Council will announce it will go into Executive Session, if necessary, pursuant to Chapter 551 of the Texas Government Code, to receive advice from Legal Counsel, to discuss matters of land acquisition, litigation and personnel matters as specifically listed on this agenda. The City Council may also announce it will go into Executive Session, if necessary, to receive advice from Legal Counsel regarding any other item on this agenda.

Real Estate - Section 551.072

71. Discuss the negotiation and execution of a lease amendment with Trust for Public Land (TPL).

Advice of Counsel - Section 551.071

72. Seek legal advice on implementation of Senate Bill 10.

Staff Briefing - Section 551.075

73. Staff briefing on the electric revenue requirements, rate comparisons, and competition in the electric utility industry. (City Council deliberation is not permitted under Section 551.075)
74. Staff briefing on real estate issues regarding the Uplands Tract. (City Council deliberation is not permitted under Section 551.075)

ACTION ON THE FOLLOWING

75. Authorize the negotiation and execution of a lease amendment which expressly permits the Trust for Public Land (TPL), the property owner, to allocate 650 residential density units from property known as the proposed Colorado River Park to Northwest Colonial Limited Partnership and William S. Walters, III.
Approved, on Mayor Pro Tem Garcia's motion, Councilmember Nofziger's second 7-0 vote.

76. APPOINTMENTS

BUILDING AND FIRE CODE BOARD OF APPEALS - SETH FOWLER, ALAN SCHUMAN.

COMMUNITY DEVELOPMENT COMMISSION - ELVIA ORTIZ-CASTRO.

DOWNTOWN COMMISSION - RICK LANE.

ELECTRIC UTILITY COMMISSION - JAMES "CHARLIE" O'CONNELL.

HISTORIC LANDMARK COMMISSION - BLAKE ALEXANDER, GLENN REYNOLDS.

MECHANICAL, PLUMBING & SOLAR BOARD - THOMAS COMBS, MICHAEL NAIL, ROBERT WESCH, THOMAS ALEXANDER, LARRY WERNER.

RESOURCE MANAGEMENT COMMISSION - GLEE INGRAM, PAUL WILLIAMS, VICTOR AQUINO.

ROBERT MUELLER MUNICIPAL AIRPORT REDEVELOPMENT TASK FORCE - GIRARD KINNEY,
JOHN WORRALL, GORDON BENNETT, STAN KERR, WILLIE LEWIS, RICK KRIVONIAK, CHRIS
WIENCEK, LEWIS WRIGHT, DIANE SOLIZ, J.C. "DUSTY" MCCORMIC.
TELECOMMUNICATIONS COMMISSION - GREG HARTMAN
URBAN FORESTRY - CLARE BARRY.
WATER AND WASTEWATER COMMISSION - WILLIAM SPELLMAN

Approved, on Mayor Pro Tem Garcia's motion, Councilmember Nofziger's second, 6-0 vote,
Councilmember Mitchell off the dais.

CITY MANAGER REPORT

77. Status report on Holly Power Plant.
Postponed to August 24

ITEMS CONTINUED FROM PREVIOUS MEETINGS

78. Approve negotiation and execution of a developer agreement to reimburse MP Operating Company for the construction of certain water system improvements to serve the Lantana tract and existing utility customers. The City's cost participation for oversizing some water mains and City reimbursement for some of the system improvements amount to approximately \$4,011,500. (The Utility will reimburse FMP Operating Company in three annual payments of \$1,337,167 each from current revenues of the Water Utility in 1996-97, 1997-98 and 1998-99. The Utility estimates it will receive additional revenue of approximately \$2.3 million annually from the sale of water and wastewater services to the Lantana tract.) (Reviewed by Water and Wastewater Commission)

Motion to call the question, on Councilmember Mitchell's motion, Councilmember Reynolds' second, 5-2 vote, Councilmembers Shea and Nofziger voting "NO".

Substitute motion to phase in the expanded service area as needed under the City's normal CIP (Capital Improvement Project) program, on Councilmember Shea's motion, Councilmember Nofziger's second, 2-3-2 vote, Mayor Todd, Councilmembers Reynolds and Mitchell voting "NO", Mayor Pro Tem Garcia and Councilmember Goodman abstaining.

Approved on a motion to approve as-is, on Councilmember Mitchell's motion, Reynolds' second, 5-2 vote, Councilmembers Shea and Nofziger voting "NO".

ADJOURNED at 12:00 a.m., on Councilmember Reynolds' motion, Mayor Pro Tem Garcia's second, 6-0 vote, Councilmember Mitchell off the dais.

Approved on this the 14th day of September, 1995, on Councilmember Goodman's motion, Mayor Pro Tem Garcia's second, 5-0 vote, Mayor Todd and Councilmember Shea absent.