



## Austin City Council MINUTES

For JULY 21, 1988 - 1:00 P.M.

Council Chambers, 307 West Second Street, Austin, Texas

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

### MINUTES APPROVED

The Council, on Councilmember Humphrey's motion, Mayor Pro Tem Shipman's second, approved minutes for regular meetings of July 12 and 14, 1988, and special called meeting of July 12, 1988 as corrected. (4-0 Vote, Councilmembers Urdy, Barnstone and Carl-Mitchell out of the room)

### CITIZEN COMMUNICATIONS

Audley Blackburn withdrew his item for discussion. Jillian Coleman and James Williams did not speak, nor did Ronnie North. Tom Romberg, Mark Barkan and Jim Payne talked about the Resource Management Department. Julie Valdez did not appear. Mayor Cooke noted Jillian Coleman was in the audience so she did speak on CDBG Rehabilitation Funds. Mark Weaver discussed sexually oriented businesses.

### ITEMS PULLED

Pulled from the agenda were resolutions to consider an endangered species resolution, and to consider authorizing the City Manager to release an RFP for land acquisition relative to the Civic Center.

### ITEMS POSTPONED

Postponed until August 4, 1988 is consideration of approval of a phasing process relating to the Brushy Creek Regional Wastewater System.

Postponed indefinitely is a resolution to amend City of Austin Bicycle Plan to include a veloway, and the granting of an application to Texas Department of Parks & Wildlife for development of Veloway Park.

**AUSTIN ARTS COMMISSION REPORT**

Cynthia Alexander presented the Austin Arts Commission Report on Facilities Policies. Albert Valle read a resolution adopted by the Arts Commission. The Arts Sub-Committee, composed of Mayor Pro Tem Shipman, and Councilmembers Barnstone and Nofziger will report back to Council on August 11, 1988.

**PAVING ASSESSMENTS**

The Council, on Mayor Pro Tem Shipman's motion, Councilmember Carl-Mitchell's second, passed through **SECOND READING ONLY** of ordinances on paving assessments to be levied on the following:

- (1) Montopolis Drive, consisting of one unit covering approximately 17 blocks. C.I.P. No. 78/62-09
- (2) Riverside Drive, consisting of one unit covering approximately 30 blocks. C.I.P. No. 73/62-03

**SPEED ZONES**

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, waived the requirement for three readings and finally passed an ordinance amending the Austin City Code to modify the following speed zones: (7-0 Vote)

- a. Section 11-2-100(b) 40 mph

Add: Cross Park Drive from U.S. 290 East to Cameron Road

- b. Section 11-2-100(c) 45 mph

Add: William Cannon Drive from Brush Country Road to U.S. 290 West

Add: Stassney Lane from South Congress Avenue to West Service Road of I.H. 35

**EMPLOYEES' RETIREMENT BOARD**

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Shipman's second, adopted a resolution reappointing Ed Golden as a citizen member of the Employees' Retirement Board. (7-0 Vote)

**CONTRACT APPROVED**

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

CENTRAL TEXAS MEDICAL FOUNDATION  
4201 Marathon  
Austin, Texas

- Pediatric Cardiology/Intensive  
Care Services, Brackenridge

Hospital Twelve (12) Month  
Professional Services Contract  
Total \$180,000.00 BC8-293

**TRAFFIC CONTROL SIGNALS**

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Shipman's second, adopted a resolution approving entering into an agreement with the State Department of Highways and Public Transportation for the City of Austin to assume responsibility for the maintenance and operation of traffic control signals at the intersection of F.M. 969 and F.M. 973, and the intersection of I.H. 35 and Stassney Lane. (7-0 Vote)

**PUBLIC HEARING SET**

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Shipman's second, adopted a resolution setting a public hearing on the following: (7-0 Vote)

- a. Grandfather Clause to the Zoning Ordinance re:  
Carports: September 29, 1988 at 5:30 P.M.

**ITEM POSTPONED**

Postponed to July 28, 1988 is consideration of assigning the name "Reserve Road" to an unnamed park road which extends from a West 1st Street exit ramp in an easterly direction to the Humane Society of Austin Shelter, 1600 feet, more or less.

**CHANGE ORDERS**

The Council, on Councilmember Humphrey's motion, Councilmember Carl-Mitchell's second, adopted a resolution approving the following Change Order: (7-0 Vote)

In the amount of \$52,931.00 to Hill Constructors Inc., for the Walnut Creek Wastewater Treatment Plant Expansion. (Change Order #2 - 2.38% increase in the original amount of \$2,227,000.00 - Total change orders to date equal 3.35%) C.I.P. No. 82/23-81

-----

The Council, on Mayor Pro Tem Shipman's motion, Councilmember Humphrey's second, adopted a resolution approving the following Change Order: (7-0 Vote)

In the amount of \$157,197.71 to Garney Companies, Inc. for the Green Water Treatment Plant Transmission Main-North, Phase I; Green Water Treatment Plant Transmission Main-South; and Pilot Knob Transmission Main, Phase IV Contract. (Change Order #6 - 2.64% increase in the

original amount of \$5,960,302.50) C.I.P. Nos.  
85/22-18, 85/22-59, 82/22-17.

#### CONTRACT APPROVED

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

CAPITOL EXCAVATION COMPANY  
P.O. Box 1301  
Austin, Texas

- CAPITAL IMPROVEMENTS PROGRAM -  
Construction of Transportation  
Management Improvements - North  
Lamar Corridor, Phase I,  
Transportation and Public Services  
Department  
Total \$245,446.65 C.I.P. Nos.  
85/62-56. 87/22-39, 86/23-33

#### ITEM POSTPONED

Postponed until August 4, 1988 is consideration of a resolution approving a Supplemental Amendment to Professional Services Agreement between the City of Austin and EMA Services, Inc. for computer software development and construction phase services required for the "Information and Control System" for the Water and Wastewater Utility.

#### BARTON CREEK WATERSHED POLICY RECOMMENDATIONS

Council had before them for consideration the Barton Creek Watershed Policy recommendations from the Water and Wastewater Commission and staff recommendations.

##### Motion

Councilmember Nofziger stated: "I am interested in adopting the Barton Creek Policy recommendations of the Environmental Board with some exceptions." He discussed the matrix and then said, "On page 3 of the matrix, under C, wastewater service, I would like to go with the staff recommendation that recommends rigorous environmental review and evaluation of service area amendment requests until completion of a wastewater strategy. That is C2, staff recommendation. C3, I'd like to withhold from the motion and I would also like to withhold C5. With those three exceptions I would like to adopt the Board's recommendations." Councilmember Carl-Mitchell seconded the motion.

Councilmember Nofziger said there is a dollar figure which will have to be discussed after Council receives the proposed 1988-89 Financial Plan.

People who spoke have registration cards on file in the City Clerk's office.

##### Roll Call on Motion

5-0 Vote, Councilmembers Humphrey and Barnstone out of the room.  
This passed as a resolution.

7/21/88

## CITIZEN'S SOLID WASTE ADVISORY COMMISSION

The Council, on Mayor Pro Tem Shipman's motion, Mayor Cooke's second, approved expanding the charge to the Citizen's Solid Waste Advisory Commission. (7-0 Vote)

## EXECUTIVE SESSION

Mayor Cooke 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 final action, decision or vote by the City Council will be taken on any subject or matter unless specifically listed on the agenda for this meeting.

## 1. Pending Litigation - Section 2, Paragraph e

(a) City of Austin v. Houston Lighting and Power

## RECESS

Council recessed for executive session from 3:00 P.M. to 5:00 P.M.

## ZONING HEARINGS

Mayor Cooke announced Council would hear the following zoning cases. Council heard, closed the public hearings, passed ordinances or through first reading, where applicable.

-88 0039	ROBERT L. CLEMENT By Donna Kristaponis	3405 Glenview Avenue	From "SF-3" To "NO" RECOMMENDED ORDINANCE
-88 0051	TEXAS COMMERCE BANK Henry S. Miller Co.	10700 Jolly- ville Road	From "PUD" To "LO", "LR" "GO" & "GR" FIRST READING

RECOMMENDED TRACT 1: "GR" Community Commercial; Tract 2; "LO-CO" Limited Office, with a Conditional Overlay restricting the use to surface parking and a limit of 3 curb cuts on Jollyville Road; Tract 3: "LR-CO" Neighborhood Commercial, with a Conditional Overlay restricting the use to financial services; and Tract 4: "GO" General Office, subject to the following conditions: (1) Execute a restrictive covenant containing the following provisions prior to final ordinance reading: No certificate of occupancy to be issued until extension of Braker Lane from US 183 to Jollyville Road is completed. Make fiscal arrangements for a pro-rata share of the traffic signal at Jollyville Road and Braker (\$20,000.00 for 33.7% share), prior to

7/28/88

site plan release. Reserve up to 163 feet of right-of-way from new centerline of U.S. 183. Provide joint access to Jollyville Road for tract at southwest corner of intersection of proposed Braker Lane and Jollyville Road. Provide acceleration and deceleration lanes at Jollyville Curb cuts, subject to staff approval. (2) Vacate the recorded Executive Center PUD subdivision (G814-84-029.1) prior to final ordinance reading.

-88  
0071

CITY OF AUSTIN  
OFFICE OF LAND  
DEVELOPMENT  
SERVICES

9710 to 10203  
Spicewood Mesa  
8500 to 8605 Del  
Mesa Lane  
8400 to 8412 Horse  
Mountain Cove  
8500 to 8506  
Spicewood Mesa Cove  
8500 to 8506 Del  
Carmen Cove  
9900 to 10005 Kabar  
Trail

From "DR"  
To "SF-2/CO"  
ORDINANCE - EMERGENCY  
PASSAGE

RECOMMENDED "SF-2/CO" Single Family Residence with a Conditional Overlay limiting the density to a total of 90 units.

(On Councilmember Shipman's motion, Councilmember Nofziger's second 5-0 Vote, Councilmembers Barnstone and Humphrey out of the room.)

#### PUBLIC HEARING - RONALD MCDONALD HOUSE

Mayor Cooke opened the public hearing set for 4:00 p.m. on proposed amendments to the Brackenridge Urban Renewal Plan to allow relocation of the Ronald McDonald House to the Waterloo Building and approval.

People who spoke have registration cards on file in the City Clerk's office.

#### Motion

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Shipman's second, closed the public hearing and amended the Brackenridge Urban Renewal Plan to allow relocation of the Ronald McDonald House to the Waterloo Building and grant zoning as recommended. (5-0 Vote, Councilmembers Barnstone and Humphrey out of the room)

-----

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Shipman's second, closed the public hearing, waived the

7/24/88

requirement for three readings and finally passed an ordinance, to approve the following zoning change: (5-0 Vote, Councilmembers Barnstone and Shipman out of the room.)

-88	CITY OF AUSTIN	403 East 15th	From "CS"
0048	BRACKENRIDGE	Street	To "M-4"
	By Greiner, Inc.		<u>ORDINANCE</u>

RECOMMENDED "MF-4" Multiple Family Residence subject to City initiated zoning change to "P" for Waterloo Park and "P-H" for 1860's cottage; when Ronald McDonald House use ceases, City to initiate "P" case for the property; and a friendly amendment that prior to 3rd reading an agreement be reached between PARD and Brackenridge Hospital concerning the new PARD facilities.

#### PUBLIC HEARING - LAND DEVELOPMENT PROCEDURES

Mayor Cooke opened the public hearing set for 5:00 p.m. on proposed amendments to Chapter 13-1 Land Development Procedures.

Andy Martin, Assistant City Attorney, explained the amendments to Council.

People who spoke have registration cards on file in the City Clerk's office.

Council divided the question when they voted.

#### Motion

The Council, on Mayor Pro Tem Shipman's motion, Councilmember Carl-Mitchell's second, approved the amendments, except the small projects and site plan proposals. (6-0 Vote, Councilmember Humphrey out of the room)

#### Motion

The Council, on Councilmember Urdy's motion, Councilmember Nofziger's second, closed the public hearing, and passed through FIRST READING ONLY of an ordinance amending Chapter 13-1 Land Development Procedures with the staff recommendation concerning small projects. (4-3 Vote, Mayor Pro Tem Shipman, Councilmembers Carl-Mitchell and Nofziger voted No.)

#### WAIVER OF FEES

The Council, on Councilmember Urdy's motion, Councilmember Carl-Mitchell's second, waived the requirement for three readings and finally passed an ordinance waiving fees for the East Eleventh Street Neighborhood Conservation Combining District. (7-0 Vote)

COMPREHENSIVE WATERSHEDS ORDINANCE

The Council, on Councilmember Urdy's motion, Councilmember Carl-Mitchell's second, waived the requirement for three readings and finally passed an ordinance approving Lake Perspectives hardship from the Comprehensive Watersheds Ordinance. (7-0 Vote)

ADJOURNMENT

Council adjourned its meeting at 7:12 p.m.