



## Austin City Council MINUTES

For DECEMBER 20, 1988 - 10:00 A.M. - SPECIAL CALLED MEETING

Council Chambers, 307 West Second Street, Austin, Texas

Mayor Cooke called to order the special called meeting at 10:14 A.M., noting the presence of all Councilmembers. Mayor Cooke announced Council would enter 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.

### 3. Personnel Matters - Section 2, Paragraph g

#### (a) City Manager Interviews/Selection

#### RECESS

Council recessed its meeting from 10:15 A.M. to 4:43 P.M.

#### SELECTION OF CITY MANAGER

Mayor Cooke announced that as a result of the executive session there would be a motion concerning selection of a new City Manager.

#### Motion

The Council, on Councilmember Humphrey's motion, Councilmember Nofziger's second, approved the selection of Craig Kocian as the City Manager, subject to successful negotiations with him. (7-0 Vote)

(At this point, Councilmember Nofziger left for the remainder of the day.)

#### OPERATING BUDGET AMENDMENT - RETIREE/ACTIVE EMPLOYEE HEALTH BENEFITS

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 1988-89 Operating Budget by implementing modifications to the City's subsidy of retiree/active employee health benefits and to fund employees terminal pay. (5-0 Vote, Mayor Pro Tem Shipman out of the room, Councilmember Nofziger absent.)

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, waived the requirement for three readings

and finally passed an ordinance approving modifications to the City's subsidy of retiree/active employee health benefits. (5-0 Vote, Mayor Pro Tem Shipman out of the room, Councilmember Nofziger absent)

Mayor Cooke stated that with this action the retirees will not have to pay any additional increase more than the City employees.

#### ELROY RESERVOIR TRANSMISSION MAIN, PHASE I

The Council, on Councilmember Urdy's motion, Councilmember Barnstone's second, adopted a resolution approving of an Interlocal Agreement between Travis County and the City of Austin regarding expediting acquisition of three easements for the Elroy Reservoir Transmission Main, Phase I. (4-0 Vote, Councilmembers Humphrey and Shipman out of the room, Councilmember Nofziger absent.)

#### CONTRACTS APPROVED - BRACKENRIDGE HOSPITAL

The Council, on Councilmember Urdy's motion, Councilmember Barnstone's second, adopted resolutions approving the following contracts: (4-0 Vote, Mayor Pro Tem Shipman, Councilmember Humphrey out of the room, Councilmember Nofziger absent.)

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| a. SIEMENS MEDICAL SYSTEMS, INC.<br>13003 Southwest Freeway<br>Stafford, Texas                     | - CT Scanner, Brackenridge Hospital<br>Total \$1,063,697.00 BH8-175                          |
| b. GENERAL ELECTRIC COMPANY<br>Medical Systems Group<br>10105 Metropolitan Avenue<br>Austin, Texas | - Biplane Angiocardigraphic<br>System, Brackenridge Hospital<br>Total \$1,706,479.00 BH8-111 |
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The Council, on Councilmember Urdy's motion, Councilmember Barnstone's second, adopted a resolution to enter into a contract with First Continental Financial Corporation for Lease Purchase financing to purchase a CT Scanner and a Biplane Angiocardigraphic System for a 5 year period. (4-0 Vote, Councilmember Humphrey and Mayor Pro Tem Shipman out of the room, Councilmember Nofziger absent)

#### EXECUTIVE SEARCH FIRM APPROVED

The Council, on Councilmember Urdy's motion, Councilmember Barnstone's second, adopted a resolution authorizing the Acting City Manager to use an executive search firm to recruit for the positions of: Director, Financial Services; Chief Financial Manager, Brackenridge Hospital; and Director, Human Resources. (4-0 Vote, Councilmember Humphrey & Mayor Pro Tem Shipman out of the room, Councilmember Nofziger absent.)

#### INVESTIGATION OF DISPOSAL SITES

The Council, on Councilmember Urdy's motion, Councilmember

Barnstone's second, adopted a resolution approving the Camp, Dresser, McKee contract for the investigation of disposal sites at the Seaholm Power Plant, Electric Utility Department. Total \$265,000.00 88-S236-JJ. (4-0 Vote, Councilmembers Humphrey and Shipman out of the room, Councilmember Nofziger absent)

#### LANDFILL RATE

Council had before them for consideration the creation of a landfill rate category for large volume haulers, and establishment of rate for same.

#### Motion

Councilmember Carl-Mitchell made a motion, seconded by Councilmember Humphrey that the City staff prepare an amendment to the landfill rates to establish a rate of 97¢ per cubic yard for larger volume haulers to be presented to Council on January 5, 1989. This rate would apply to those companies that haul a minimum of 15,000 cubic yards per month with self dumping trucks; also that staff work out a plan with each individual hauler that benefits from this rate or recommend a policy to insure that there is an acceptable method in place for the long term replacement of City land fill space that may be lost under this program and present this to Council for approval on January 5, 1989. (6-0 Vote, Councilmember Nofziger absent)

#### LEASE AGREEMENTS

The Council, on Councilmember Barnstone's motion, Councilmember Humphrey's second, adopted a resolution approving lease agreements for the consolidation of City office space in the Brown Building and in Two Commodore Plaza, approving Scenario I. (4-0 Vote, Councilmembers Urdy and Carl-Mitchell had a conflict of interest and Councilmember Nofziger absent)

#### ITEM POSTPONED

Postponed to January 5, 1989 is consideration of a resolution establishing a committee to look at the use of parkland for private commercial use.

#### ITEMS CONTINUED

Continued to January 5, 1989 are the following items:

- Consider second/third readings of an ordinance amending the 1988-89 Financial Plan by amending the Operating Budget of the Water and Wastewater Utility Department by:

- a. Increasing department O&M by \$700,000.00
- b. Decreasing the current revenue transfer to the Capital Improvements Program by \$700,000.00

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- Consider second/third readings of an ordinance amending the 1988-89 Capital Budget by:

- a. Decreasing the current revenue transfer of the Water and Wastewater Department by \$700,000.00

#### WORKSESSION - SUMIKEN INQUIRY

Bob Smith presented the status report on the Sumiken Inquiry. Council directed the City Manager to direct staff to post the second report on the February 2, 1989 agenda.

#### PAID PARKING AT PALMER

Council had before them for consideration a resolution to consider approving the concept of paid parking at Palmer Auditorium and the City Coliseum and authorized the Acting City Manager to develop construction plans and issue a Request for Proposal for a Public Event Facilities paid parking program.

#### Motion

The Council, on Mayor Pro Tem Shipman's motion, Councilmember Carl-Mitchell's second, approved the concept and requested the City Manager to request staff to submit the RFP to Council for its approval prior to issuing of same. (4-0 Vote, Councilmembers Barnstone and Humphrey out of the room, Councilmember Nofziger absent)

#### PROGRAM MANAGEMENT SERVICES - NEW AIRPORT

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Shipman's second, adopted a resolution approving action on the Professional Services Agreement between the City of Austin and Sverdrup Corporation for the Program Management Services for the new City of Austin Municipal Airport and authorization to proceed with Phase I - Program Development Services with all basic services as outlined for a total cost of \$1,418,000, subject to staff review with a friendly amendment from Mayor Cooke to estimate man hours, etc. (5-0 Vote, Councilmember Barnstone abstained, Councilmember Nofziger absent.)

#### ITEM POSTPONED

Postponed to January 5, 1989 is a resolution to consider approving payment of the assessment due to the Edward's Aquifer District.

#### EXECUTIVE SESSION

Mayor Cooke announced Council would enter 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 & Power
- (b) ETSI Pipeline Project et al v. Burlington Northern, Inc. et al., C.A. No. B-84-979-CA
- (c) Docket #8480 - Petition Sharen Schranz, et. al, for relief from electric utility rates set by the City of Austin

## 2. Land Acquisition - Section 2, Paragraph f

- (a) Land swap for Civic Center

## CIVIC CENTER PROJECT

Council had before them for consideration approval of an agreement for exchanging real property associated with the Civic Center Project. Council discussed but took no action.

## EXPERT WITNESSES

The Council, on Councilmember Urdy's motion, Councilmember Carl-Mitchell's second, adopted a resolution approving the selection of expert witnesses for defending the City's rate action at the Public Utility Commission of Texas. (6-0 Vote, Councilmember Nofziger absent)

## REPAIR OF ROSEWOOD-ZARAGOZA ROOF

Council had before them for consideration approval of a contract award for the repair/reroofing of the Rosewood Zaragoza Center.

Motion

Councilmember Urdy made a motion to approve the contract, seconded by Councilmember Carl-Mitchell.

Substitute Motion

Councilmember Humphrey offered a substitute motion, seconded by Councilmember Barnstone to instruct staff to put more roofers on the list for City contracts; re-roof and repair with minimum repair, the roof at Rosewood-Zaragoza with the contract not exceeding \$50,000; and a five-year maintenance contract.

Friendly Amendment - Accepted

Councilmember Barnstone offered a friendly amendment to reduce insurance requirements to \$100,000. Councilmember Humphrey accepted the friendly amendment.

Discussion followed. Councilmember Carl-Mitchell wanted to know if the substitute motion went against the State bidding process.

Fred Wiley, acting purchasing agent, said Council would have to reject the bid they have and re-bid the contract.

Friendly Amendment to Original Motion

Councilmember Barnstone offered a friendly amendment to the motion made by Councilmember Urdy to reduce insurance requirements to \$100,000 on all future bids.

More discussion followed with comments concerning the bidding process.

Second to Substitute Motion Withdrawn

Councilmember Barnstone withdrew his second to the substitute motion.

Roll Call on Motion

5-1-0 Vote, Councilmember Humphrey voted No,  
Councilmember Nofziger absent

ADJOURNMENT

Council adjourned its meeting at 9:50 A.M.