



## Austin City Council MINUTES

For JUNE 2, 1988 - 1:00 P.M.

Council Chambers, 307 West Second Street, Austin, Texas

### Memorandum To:

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

#### MINUTES APPROVED

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Shipman's second, approved minutes for regular meeting of May 26, 1988 and special meeting of May 24, 1988. (6-0 Vote, Mayor Pro Tem Trevino out of the room)

#### CITIZEN COMMUNICATIONS

Mr. John Henneberger discussed the administrative costs of City Administered Housing Programs. Mr. Roger C. Baker Jr. talked about the proposed Mogan Freeway/Parkway.

#### RECESS

Council recessed its meeting from 1:50 to 2:17 p.m. to hold an Austin Housing Finance Corporation meeting.

#### BOND REVENUES

The Council, on Councilmember Carl-Mitchell's motion, Mayor Cooksey's second, adopted a resolution affirming the action of the Austin Housing Finance Corporation (AHFC) allocating \$690,000.00 in Residual Value Bond Revenues for first year activities. (6-0 Vote, Mayor Pro Tem Trevino out of the room)

#### TRANSITIONAL HOUSING FOR THE HOMELESS

The Council, on Councilmember Shipman's motion, Councilmember Nofziger's second, adopted a resolution approving a contract (RFP) to Greater Austin Housing Development Corporation for \$57,000.00; Blackland Community Development Corporation for \$50,000.00; YWCA \$50,000.00; and an award of \$52,000.00 for administration of health services for the homeless to Austin-Travis County Health Department in lieu of award to an outside vendor. (7-0 Vote)

## RECESS

Council recessed its meeting from 2:45 p.m. to 3:17 p.m.

## NEW CITY OF AUSTIN MUNICIPAL AIRPORT

Council had before them for consideration a resolution to approve the selection of professional engineering/architectural program management services (RFP) for the new City of Austin Municipal Airport planning, design and construction program. C.I.P. No. 88/81-05.

Motion

Councilmember Carl-Mitchell made a motion, seconded by Mayor Pro Tem Trevino to approve the staff recommendation, Turner, Collie and Braden, Inc. with principal subconsultant Day & Zimmerman, Inc.

Motion - FAILED

Councilmember Nofziger made a motion to table to time certain, June 21, 1988. Councilmember Humphrey seconded the motion. Councilmember Shipman offered a friendly amendment, which was accepted, to table the resolution to ~~May~~ 23, 1988. MOTION FAILED BY A VOTE OF 3-4 with Mayor Cooksey, Mayor Pro Tem Trevino, Councilmember Carl-Mitchell and Councilmember Urduy voting No.

Roll Call on Main Motion

7-0 Vote

## BUDGET AMENDMENT

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Trevino's second, waived the requirement for three readings and finally passed an ordinance amending the 1987-88 Annual Operating Budget by appropriating \$10,000.00 to the Mexican American Cultural Center Task Force. (7-0 Vote)

## CREATION AND OPERATION OF MUD'S

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Trevino's second, waived the requirement for three readings and finally passed an ordinance approving agreements concerning the creation and operation of: (7-0 Vote)

- a. West Travis County Municipal Utility District No. 3.
- b. West Travis County Municipal Utility District No. 4.
- c. West Travis County Municipal Utility District No. 5.

## STREET NAME CHANGE

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro

Tem Trevino's second, approved the following street name change:  
(7-0 Vote)

- a. Approximately 1,200 feet of Davis Lane to Guidepost Trail from the west line of Leo Street in a westerly direction.

#### CONSENT RESOLUTIONS

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Carl-Mitchell's second, adopted the following resolutions all in one consent motion: (7-0 Vote)

#### Capital Improvements Program

Approved the following Change Order:

- a. In the amount of \$28,975.00 to Hunter Industries, Inc. for Robert Mueller Municipal Airport Interim Terminal Apron Expansion Phase I. (.74% increase of the original amount of \$3,927,323.80 - Total change orders to date equal to a decrease of 14.87%) C.I.P. No. 86/81-01.

#### Contracts Approved

Approved the following contracts:

- a. Bid Award
  - CAPITAL IMPROVEMENTS PROGRAM -  
Weatherization Assistance Program  
for the Economically Disadvantaged,  
Resource Management Department  
Six Contracts  
Total \$450,000.00 C.I.P. Nos.  
85/52-02 and 88/52-01
- (1) E&T MASONRY CONSTRUCTION COMPANY (MBE)  
P.O. BOX 581  
Round Rock, Texas
  - \$75,000.00
- (2) AUSTIN CONSERVATION, INC. (MBE)  
625 E. 10th Street, Suite 810  
Austin, Texas
  - \$75,000.00
- (3) SUNBELT SERVICES  
10306 Quail Valley Blvd.  
Austin, Texas
  - \$75,000.00
- (4) CONSERVATION ENTERPRISES OF TEXAS, INC.  
8304 Bridgetown Drive  
Austin, Texas
  - \$75,000.00

June 2, 1988

- (5) ALL SEASONS WEATHERIZATION - \$75,000.00  
904 Koerner Lane  
Austin, Texas

The 6th contract to WEATHER-RITE, INC. (MBE), 5650 Randolph Blvd., San Antonio, Texas, was postponed to June 7 and 9, 1988.

- b. CDM CONTRACT FURNISHINGS - Systems furniture, Water  
2210 Denton Drive and Wastewater Utility  
Austin, Texas Department  
Item 1 - \$367,511.32 88-0226-DC

During the reading of the consent items, this contract was postponed to June 16, 1988, but later in the day a resolution was adopted approving the contract on Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, 5-1 Vote, Councilmember Humphrey voted No, Mayor Pro Tem Trevino out of the room.

#### Items Postponed

Postponed indefinitely is consideration of entering into a Community Facility Use Agreement with Bradley Development Corporation for construction of the Southwest Soccer Complex.

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Postponed entering into a License Agreement to allow the placement of landscaping and irrigation systems into the rights-of-way of Boulder Lane, Beckwood Drive, Appletree Lane and Crossland Drive at Canyon Creek. (Request submitted by Rosalyn Peterson on behalf of Nash Phillips/Copus, Inc.) This will be on the June 23, 1988 agenda.

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Postponed to June 7 and 9, 1988 is consideration of approval of the selection of law firms to act as bond counsel in the issuance, approval and sale and delivery of municipal bonds for the Convention Center, Housing/I.D.B., and lease/purchase for the City.

#### Interim Planning Board for the Homeless

Amended the resolution establishing the Interim Planning Board for the Homeless to increase the membership by one, making a total of 10. (7-0 Vote)

#### ECONOMIC IMPACT ORDINANCE

Councilmember Shipman introduced to Council an Economic Impact Ordinance. This will be on the June 9, 1988 agenda for action.

## ITEM POSTPONED

Postponed to June 23, 1988 is consideration of approval of a twelve month contract (RFP) to Radian Corporation in the amount of \$105,000.00 for analytical laboratory services for the Department of Environmental Protection.

## ITEM POSTPONED

Postponed to June 7, 1988 is consideration of office leasing space proposals.

## INDEPENDENT AUDIT OF BILLING ISSUES

Council had before them for consideration approval of a contract (RFP) award to CRESAP, A PERRIN TOWERS COMPANY in the amount of \$348,580.00 regarding the Independent Audit of Electric Billing Issues.

Motion - DIED

Councilmember Humphrey made a motion to offer the contract to Diversified Utilities Corporation. Motion died for lack of a second.

Motion

The Council, on Councilmember Shipman's motion, Councilmember Nofziger's second, adopted a resolution approving a contract (RFP) award to Cresap, A Perrin Towers Company in the amount of \$348,580.00 regarding the Independent Audit of Electric Billing Issues. (5-2 Vote, Councilmembers Humphrey and Urby voted No.)

## BRUSHY CREEK REGIONAL WASTEWATER SYSTEM TECHNICAL COMMITTEE

Council had before them for consideration a resolution to consider making appointments to the Brushy Creek Regional Wastewater System Technical Committee.

Motion

Councilmember Carl-Mitchell made a motion to adopt a resolution as follows:

Approve resolution with one change, that the second member instead of Manager, Capital Financing, Financial Services Department -Member, be David Price, who is a member of the Water and Wastewater Commission.

Substitute Motion

Councilmember Humphrey offered a substitute motion, seconded by Councilmember Nofziger to appoint Max Woodfin as an alternate member, substituting for Capital Finances Supervisor, Financial Services Department - Alternate Member, and have David Price as the

regular member as suggested by Councilmember Carl-Mitchell.

Roll Call on Substitute Motion

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

The make-up of the Brushy Creek Regional Wastewater System Technical Committee is as follows:

1. Director, Water and Wastewater Utility - Member
2. David Price (Rather than Manager, Capital Financing, Financial Services) - Member
3. Assistant Director, Wastewater Treatment, Water and Wastewater Utility - Alternate Member
4. Max Woodfin (Rather than Capital Finances Supervisor, Financial Services Department) - Alternate Member

**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 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 a
  - (a) City of Austin v. Houston Lighting and Power
2. Personnel Matters - Section 2, Paragraph g
  - (a) City Manager Search
  - (b) Appointment of Relief Judges
  - (c) Municipal Court Clerk
  - (d) Appointment of Presiding Judge

**RECESS**

Council recessed for executive session from 6:07 to 7:05 P.M.

**ANNOUNCEMENT**

At the conclusion of the executive session, Mayor Cooksey announced the appointment of the presiding judge will be made on June 7, 1988 or June 9, 1988.

## EASEMENTS

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Trevino's second, adopted a resolution to acquire 9,640 square feet of land for a waterline easement and 22,475 square feet of land for a temporary workspace easement for the Northwest "B" Water Transmission Main Project. (Indru Malkani, et ux) C.I.P. No. 85/22-27 (5-2 Vote, Councilmembers Humphrey and Nofziger voted No)

## COUNCIL MEETING CANCELLED

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Nofziger's second, waived the requirement for three readings and finally passed an ordinance cancelling the June 16, 1988 City Council Meeting. (7-0 Vote) (This was Item A.1 of the 5/13/88 agenda)

## ITEM POSTPONED

Postponed to June 7 and June 9, 1988 is consideration of the need for additional City Prosecutors for Municipal Court.

## PUBLIC HEARING SET

The Council, on Councilmember Shipman's motion, Councilmember Nofziger's second, set a public hearing on June 23, 1988 at 5:30 P.M. on the following: (5-0 Vote, Mayor Pro Tem Trevino, Councilmember Humphrey out of the room)

- a. Revisions to Floor Area Ratios (FARs) in the LO, LR, CS, CS-1 and CH districts.

## WOODHUE CROSSING

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Shipman's second, approved rescinding Council's previous action on Woodhue Crossing (RZ-87-024), approving a modified site plan, and instructing the City staff to process a conditional overlay zoning case on the remaining property and a zoning rollback of the "LI" zoning to "CS" as recommended by the Planning Commission and agreed to by the property owner and the neighborhood association. (4-0 Vote, Mayor Pro Tem Trevino, Councilmembers Humphrey and Urdy out of the room)

## SPECIES RESOLUTION

The Council, on Councilmember Nofziger's motion, Councilmember Carl-Mitchell's second, amended the Threatened and Endangered Species Resolution with an extension of 6 weeks. (4-0 Vote, Mayor Pro Tem Trevino, Councilmembers Humphrey and Urdy out of the room)

## ITEMS POSTPONED

Postponed to June 9, 1988, are the following items:

- Consider the Barton Creek Watershed Policy recommendations from the Water and Wastewater Commission and staff recommendations.
- Consider an ordinance creating a Solid Waste Advisory Commission.

#### UNIVERSAL VOTER REGISTRATION ACT

The Council, on Councilmember Humphrey's motion, Councilmember Nofziger's second, adopted a resolution supporting passage of the Universal Voter Registration Act of 1988. (4-0 Vote, Mayor Pro Tem Trevino, Councilmembers Carl-Mitchell and Urdy out of the room.)

#### ITEM POSTPONED

Postponed indefinitely is Austin Fire Department Business Plan City Manager Report.

#### REPORT ALREADY PRESENTED

The Internal Audit Business Plan was presented to Council on May 31, 1988.

#### PUBLIC HEARING - SIGN ORDINANCE

Mayor Cooksey opened the continued public hearing on amendments to the Sign Ordinance. People who spoke have registration cards on file in the City Clerk's office.

#### Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, closed the public hearing and scheduled action for June 7 or 9, 1988. (6-0 Vote, Mayor Pro Tem Trevino out of the room)

#### CIVIC CENTER HEARING

Council did not hold the hearing on Civic Center but unanimously approved continuing the hearing to June 7, 1988 at 4:00 P.M. and June 9, 1988 at 5:00 P.M., with action to be taken on one of those days.

#### ITEM POSTPONED

Postponed indefinitely is consideration of an ordinance amending the Energy Code to provide a minimum efficiency factor for fluorescent lamp ballasts in new commercial construction and to require central heat pumps in newly constructed living units over 500 square feet. (Recommended by the Resource Management Commission)

#### ADJOURNMENT

Council adjourned its meeting at 8:50 P.M.