



Austin City Council MINUTES

For APRIL 7, 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 absence of Councilmembers Shipman and Nofziger.

CITIZEN COMMUNICATIONS

Henry B. Mayes, John Fields, Jerry Willingham, Lyle S. Killey, Jim DeLine, Calbert Marcantel, Lucy R. Ross and Mrs. Haskell Hudson discussed Highway 290 West Right-of-Way. Not present were John Green and James A. Akridge.

CHANGE ORDERS AND SUPPLEMENTAL AMENDMENTS

Lilas Kinch, Assistant Director, Transportation and Public Service Department, presented a report by means of charts on Change Orders and Supplemental Amendments. Ron Bond and Rick Wilkinson also discussed these topics.

CITY MANAGER REPORTS

The reports on Office of Land Development Services Business Plan, and Library Department Business Plan were given on April 5, 1988.

The City Manager report on Telecommunications Planning was not given.

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.

2. Personnel matters - Section 2, Paragraph g

(a) City Manager Search

RECESS

Council recessed for executive session from 3:30 to 4:45 P.M.

OLD BUSINESS - ORDINANCES

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, passed through second/third readings of ordinances amending Chapter 13-2A of the Austin City Code (Zoning Ordinance) to cover the following changes: (5-0 Vote, Councilmembers Shipman and Nofziger absent)

- (1) HOWARD KELLS 8739 Old Bee Caves From "I-RR"
C14-85-288.139 Road to "MF-1"
8740 Mountain Crest

First reading on June 18, 1986, (7-0). Conditions have been met as follows: Restrictive Covenant incorporating conditions imposed by Council has been executed.

- (2) SHERRILL JETER & 6812-6816 Mountain From "I-SF-2"
MERRY MILLER Shadows Drive to "MF-1"
C14-85-288.170

First reading on June 18, 1986, (7-0). Conditions have been met as follows: Restrictive Covenant incorporating conditions imposed by Council has been executed.

- (3) PAISANO ENTERPRISES 6626 Silvermine From "I-RR"
INC. & ANDREW L. Drive to "LO"
KIVLIN
C14-85-288-100C

First reading on October 9, 1986, (5-0). Councilmember Urdy out of room at roll call. Conditions have been met as follows: Restrictive Covenant incorporating conditions imposed by Council has been executed.

ITEM POSTPONED

Postponed until April 14, 1988 is consideration of amending Section 11-2-100 and 11-2-101 of the City Code of the City of Austin, 1981, as amended thereby declaring the maximum prima facie speed limits upon certain portions of Airport Boulevard in accordance with the "Uniform Act Regulating Traffic on Highways."

CONSENT ORDINANCES

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, waived the requirement for three readings and finally passed the following ordinances all in one motion: (5-0 Vote, Councilmembers Shipman and Nofziger absent)

Capital Improvements

Approved declaring the necessity for ordering improvements to Tony Burger Lane, Phase I, consisting of 1 unit covering approximately 4 blocks. C.I.P. No. 85/62-30

Speed Zones

Amended the Austin City Code to modify the following Speed Zones:

11-2-100(a) 35 mph

Delete: Oak Springs Drive from Webberville to Springdale Road.

Add: Oak Springs Drive from Webberville Road/
Ridgeway Drive to Springdale Road.

CONSENT RESOLUTIONS

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, adopted the following resolutions all in one consent motion: (4-0 Vote, Mayor Pro Tem Trevino out of the room, Councilmembers Shipman and Nofziger absent)

Release of Easements

Authorized release of the following easements:

- a. A portion of a 15' Sanitary Sewer and Water Line Easement of record in Volume 4186, Page 646, Travis County Real Property Records, 4900 North Lamar. (Request submitted by John C. Patterson on behalf of the State of Texas Purchasing and General Services Commission)
- b. An Electric and Telephone Easement of record in Volume 2179, Page 305, Travis County Real Property Records, located at Forest Mesa Drive at Spicewood Springs Road. (Request submitted by Lockwood Engineers, Inc. on behalf of Spicewood Triangle Joint Venture)
- c. A portion of Drainage Easement located along the northerly subdivision line of Lot 2S, Stoney Creek Landing, of record in Volume 7166, Page 159, Travis County Deed Records, 9121 Interstate 35. (Request submitted by Andrew Wells Engineers, Inc. on behalf of Prem D. Nasta)

Eminent Domain Proceedings

Authorized the filing of Eminent Domain Proceedings to acquire:

- a. 0.129 acre (5,624 square feet) of land in fee simple out of the George W. Davis Survey No. 15 in Travis County, Texas owned by Phillips 66 Company for the U.S. Highway 183 Expansion Project. C.I.P. No. 85/62-01
- b. 0.016 of one acre (676 square feet) of land in fee simple out of Lot 1-B, Town and Country Village Addition, Section 2-A,

a subdivision in the Henry Rhodes Survey, Abstract No. 522, Williamson County, Texas, owned by James A. Mattox, Trustee, for the U.S. Highway 183 Improvement Project. C.I.P. No. 85/62-01.

- c. A Water Transmission Main Easement containing a total of 8,599 square feet of land out of the William Frampton Survey, Abstract No. 230 in the City of Austin, Williamson County, Texas, owned by Sagesse, a Texas General Partnership, for the Jollyville Water Transmission Main Project. C.I.P. No. 85/22-23.
- d. 7,854 square feet of land in fee simple and a temporary slope and workspace easement containing 5,850 square feet of land out of the Thomas Anderson Survey No. 17 in Travis County, Texas, owned by Bill N. Cox and wife Wanda F. Cox for the Convict Hill Road Improvement Project. C.I.P. No. 83/62-28.
- e. 1.313 acres of land in fee simple out of the Santiago Del Valle Grant in Travis County, Texas owned by the Santiago Del Valle Business Center Joint Venture, a Texas Joint Venture, for the U.S. Highway 290/SH 71 Expansion Project. C.I.P. No. 85/62-02.

Capital Improvements Program

Approved an amendment for additional design services in the amount of \$55,633.27 to the architectural consultant, Wilson Stoeltje Martin, Inc. for the Energy Management and Control Center of 301 West Avenue. C.I.P. No. 85/11-01.

Approved a Supplemental Amendment to the Professional Services Agreement between the City of Austin and the joint venture of Gebhard/Furlong Engineers for design phase services related to the "Onion Creek Wastewater Interceptor - Slaughter to Bear Segment." C.I.P. No. 85/23-28.

Approved the following Change Order:

- a. In the amount of \$85,000.00 to S.A. HEALY COMPANY for the Govalle Wastewater Interception and Diversion System. (0.34% increase of the original amount of \$24,755,000.00 - Total change orders to date equal 4.54%) C.I.P. No. 86-23/10
- b. In the amount of \$40,229.00 to ARCEE CORPORATION for the Govalle Wastewater Service Area Interception and Diversion System, Contract No. 2 - South Austin Regional Wastewater Treatment Plant Lift Station No. 2. (0.64% increase of the original amount of \$6,274,100.00 - Total change orders to date equal 3.72%)

Contracts Approved

Approved the following contracts:

- | | |
|---|---|
| a. INSTITUFORM TEXARK, INC.
9330 LBJ, Suite 900
Dallas, Texas | - Wastewater Rehabilitation Project,
Transportation & Public Services
Department
Total \$315,376.00 88-C050-JJ |
| b. PRO-KOTE, INC.
P.O. Box 1416
Round Rock, Texas | - Asbestos Abatement at the Dougherty
Arts Center and Fire Station #6
Transportation & Public Service
Department
Total \$31,237.00 88-C023-JJ |

Item Postponed

Postponed to April 14, 1988 is approval of the following contract, which is a professional services contract, not a bid award.

- | | |
|---|---|
| MOBILE DATA INTERNATIONAL
11411 Number Five Road
Richmond, B.C., Canada | - Computer Aided Dispatch System,
Austin Police, Fire and Emergency
Medical Services Departments
Twelve (12) Month Contract
Total \$2,544,457.00 87-S324-KK |
|---|---|

Pipe Line License Agreement

Approved entering into a Pipe Line License Agreement with the Missouri Pacific Railroad for placement of a forty-eight inch (48") line across MPRC's right-of-way.

Aquifer Election

Authorized the City Clerk to enter into an Election Services Agreement with the Barton Springs-Edwards Aquifer Conservation District.

Item Postponed

Postponed to April 14, 1988 is consideration of authorization to submit to the State Department of Highways and Public Transportation a list of proposed roadway projects for funding under the Federal Aid Urban - Principal Arterial Street System Program.

Fire Protection for MUD

Authorized an agreement between the City of Austin and the North Central Austin Growth Corridor MUD No. 1 for the provision of fire protection service by the Austin Fire Department to the MUD.

Public Hearing Set

Set a public hearing on the following:

- a. Dedication of Slope and Drainage Easements in Oak Hill Park to allow construction of Southwest Parkway: April 21, 1988 at 6:00 p.m.

BLUEBONNET PARKWAY

Councilmember Carl-Mitchell introduced an item to Council to rename Highway 290 from I-35 to Elgin, the Bluebonnet Parkway. The request will be sent to the State Highway Department and a resolution will be on the April 14, 1988 agenda for Council to consider renaming of that portion of the highway.

NO ACTION

No action was taken on consideration of an amendment to the Endangered Species Task Force Resolution to include two more members and to consider those appointments.

EAST 11TH & 12TH STREET REVITALIZATION & PRESERVATION

Council had before them for consideration a resolution to consider concept of East 11th and 12th Streets area revitalization preservation presented in the Operation Impact Working Paper and directing the City Manager to take such steps to continue to process described in Operation Impact Working Paper.

Discussion concerning the area was held by Council. Councilmember Carl-Mitchell said, "My suggestion is we go ahead and adopt the remainder of the program, in terms of the district, and direct staff to contact the Guadalupe Neighborhood Association and Sister Amalia and make sure they are involved in the work in creating the neighborhood conservation combining district. I think the concern is over a controversial zoning case held a number of years ago and I know the Robinson Hill people supported that case and the Guadalupe people opposed it and I think this is a good opportunity to try to get them working together in concert on that and I think that was the intent of the report. I think if we can just drop that one section and I would like to direct staff to work with the neighborhood and business groups in the area on that issue. I would really like to move forward with the rest of the Operation Impact program..."

Mayor Cooksey said he agreed, "I think a neighborhood combining district is good. I don't want to be on record as favoring the boundaries of the district because I think we have included too much.....part of the Blackshear neighborhood is included in it and I want to make sure you include that you work with both the Blackshear and the Guadalupe neighborhood associations."

Motion

Councilmember Carl-Mitchell made a motion, seconded by Councilmember Humphrey to endorse the concept of the East 11th and 12th Street area revitalization preservation. Motion passed by a vote of 5-0 with Councilmember Shipman and Councilmember Nofziger absent.

CAPITAL IMPROVEMENTS PROGRAM

The Council, on Mayor Pro Tem Trevino's motion, Mayor Cooksey's second, adopted a resolution to approve the sale of right-of-way for the U.S. Hwy. 183 Expansion Project from the City-owned fire station on U.S. 183 at the Old Southern Pacific Railroad right-of-way east of Burnet Road. C.I.P. No. 85/62-01.

WALLER CREEK EROSION CONTROL

The Council, on Councilmember Urdy's motion, Councilmember Carl-Mitchell's second, adopted a resolution to approve the following change order: (4-1-0 Vote, Councilmember Humphrey voted No, Councilmembers Shipman and Nofziger absent)

LITTLE WALNUT CREEK FLOOD CONTROL

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, adopted a resolution to issue a Letter of Intent to the U.S. Corps of Engineers in support of their flood proposal for Little Walnut Creek in the reach between Peyton Gin Road and Rundberg Lane with instructions that downstream will not be disturbed. (4-0 Vote, Mayor Cooksey had left the Council Chamber, Councilmembers Shipman and Nofziger absent)

PUBLIC HEARING ON APPEAL SET

The Council unanimously agreed to set a public hearing on an appeal of the Planning Commission's decision regarding Case No. SP-88-0034A as requested by Mr. Stan Biderman, for April 28, 1988 at 6:30 p.m.

PUBLIC HEARING - STREET VACATIONS

Mayor Pro Tem Trevino opened the public hearings set for 5:45 p.m. on vacating the following:

- a. A portion of Old Manor Road (4900 Block) and Wilbarger Place right-of-way. (Request submitted by John C. Patterson on behalf of the State Aircraft Pooling Board)
- b. Lovell Drive, Warwick Drive and a portion of Old Manor Road (Request submitted by Director of Aviation on behalf of the Municipal Airport)

No one appeared to be heard.

Motion

The Council, on Councilmember Humphrey's motion, Councilmember Urdy's second, closed the public hearings and directed the City Manager to direct staff to post for action April 12 and 14, 1988. (4-0 Vote, Councilmembers Shipman and Nofziger and Mayor Cooksey absent)

AFFORDABLE HOUSING POLICY PUBLIC HEARING

Council unanimously approved continuing the public hearing on Affordable Housing Policy to April 14, 1988 at 6:00 P.M.

MINUTES APPROVED

The Council, on Councilmember Humphrey's motion, Councilmember Carl-Mitchell's second, approved minutes for regular meeting of March 31, 1988 and special meeting of March 29, 1988. (4-0 Vote, Councilmembers Shipman and Nofziger and Mayor Cooksey absent)

APPOINTMENT

The Council, on Councilmember Humphrey's motion, Councilmember Carl-Mitchell's second, appointed Jesse Limon as a member of the Economic Development Commission. (4-0 Vote, Mayor Cooksey, Councilmembers Shipman and Nofziger absent)

ACTION ITEMS

The Gilbane Update of the Civic Center Project was presented on April 5, 1988. City Manager Search was considered in executive session. Cost Containment Plan will be posted on the April 12 and 14 agendas.

ADJOURNMENT

Council adjourned its meeting at 6:20 p.m.