



Austin City Council
MINUTES

REGULAR MEETING
THURSDAY, MARCH 29, 2001

The following represents the actions taken by the Austin City Council in the order they occurred during the meeting. While the minutes are not in sequential order, all agenda items were discussed.

The City Council of Austin, Texas, convened in a regular meeting on Thursday, March 29, 2001 in the Board Room at Lower Colorado River Authority Hancock Building, 3700 Lake Austin Boulevard.

INVOCATION – Pastor Daughtry - Austin Revival Center.

Mayor Watson called the meeting to order at 9:18 a.m.

Item 1 was approved later in the meeting.

BRIEFINGS

2. Green Builder's Task Force Final Report to Council
This item was postponed indefinitely.
3. Update on Skate Park Initiative
This item was removed from the agenda.

Items 4 through 5 were Executive Session items.

CONSENT AGENDA

The following items were acted on by one motion. No separate discussion or action occurred on any of the items. The consent items were approved on Council Member Wynn's motion, Council Member Thomas' second by a 7-0 vote.

6. Approve a resolution to amend and restate the Lease Agreement with Arts Center Stage for the Long Performing Arts Center project.
This item was postponed indefinitely.
7. C14-00-2178 –Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as West Stassney Lane at Gobi Drive (Williamson Creek Watershed) from SF-3, Family Residence district zoning to LR-MU-CO, Neighborhood Commercial-Mixed Use-Conditional Overlay Combining district zoning with conditions on Tract 1, and LO-MU-CO, Limited Office-Mixed Use-Conditional Overlay

Combining district zoning with conditions on Tract 2. First Reading on January 18, 2001; Vote: 5-1, Goodman-nay and Watson-absent. Conditions met as follows: Conditional overlay incorporates the conditions imposed by Council at first reading. Property Owner and Applicant: Maranatha Baptist Temple (Arthur Escobar). Agent: Morales & Associates (Ponciano Morales). City Staff: Wendy Walsh, 499-7719.

Ordinance No. 010329-07 was approved.

8. Set a public hearing to consider an ordinance amending Chapter 25-10-152 of the City Code relating to Nonconforming Signs. (Suggested Date and Time: April 5, 2001 at 6:00 P.M.)

Resolution No. 010329-08 was approved.

9. Approve an ordinance authorizing acceptance of \$32,523 in grant funds from the Capital. Area Regional Advisory Council for participation in the Texas Department of Health Trauma Care System; amend Ordinance No. 000912-1, the Fiscal Year 2000-2001 Operating Budget for the EMS Department, amending the Special Revenue Fund by appropriating \$32,523 in grant funds for the EMS Department Special Revenue Fund. (Funding from the Capital Area Regional Advisory Council.)

Ordinance No. 010329-09 was approved.

Items 10 through 11 were pulled for discussion.

12. Approve a resolution authorizing the negotiation and execution of a loan for Dell R. & Kathlyn S. Shaw in an amount not to exceed \$140,000 in Community Development Block Grant (CDBG) funds through the Neighborhood Commercial Management Program (NCMP) for the purpose of acquiring property at 2701-2709 South 1st Street, the site of Doug Scales Body Shop. (Funding is available in the Neighborhood Housing and Community Development Office (NHCD) Special Revenue Fund – 23rd & 24th CDBG years. Community Development Block Grant. No City match is required.)

Resolution No. 010329-12 was approved.

13. Approve an ordinance authorizing the amendment to Articles XII and XXXV of Chapter 2-4 of the city code regarding the Community Development Commission and the Urban Renewal Agency.

Ordinance No. 010329-13 was approved.

Item 14 was pulled for discussion.

15. Approve an ordinance repealing and replacing Chapter 12-3 of the City Code relating to solid waste service regulations; and creating offenses and penalties. (Recommended by Solid Waste Advisory Commission)

Ordinance No. 010329-15 was approved.

Item 16 was pulled for discussion.

17. Approve an ordinance amending Sections 1-1-2, 4-1-1, 12-2-1, 14-1-1, 10-2-1, 10-2-2, 10-2-3, 10-2-4, 10-2-5, and 10-2-6 of the City Code, updating the definition of City Health Authority and governing the correction of health/safety hazards on property in the city, and the appeal and lien filing process. (No additional cost anticipated. Funding exists within the Fiscal Year 2000-2001 Solid Waste Services Department budget to support related field investigations, vacant lot nuisance abatement, and other costs.)

Ordinance No. 010329-17 was approved.

Items 18 through 20 were pulled for discussion.

21. Approve a resolution authorizing construction contract award to SMITH CONTRACTING COMPANY, INC., Austin, Texas, for parking lot and drainage improvements at the Jimmy Clay Golf Course, in an amount not to exceed \$80,674.37. (Funding is included in the 2000-2001 Capital Budget of the Parks & Recreation Department.) Lowest of four bids received. 24.79% MBE, 8.55% WBE subcontracting participation.
Resolution No. 010329-21 was approved.
22. Approve a resolution authorizing execution of a construction contract with PRODUCTION ROOFING, INC. (MBE/FH), San Antonio, Texas, for reroofing of the Hancock Recreation Center and the Pharr Tennis Center, in the amount of \$170,456. (Funding is included in the 2000-2001 Capital Budget of the Parks and Recreation Department.) Lowest of three bids received. 96.89% MBE Prime; .18% MBE, 0% WBE subcontracting participation.
Resolution No. 010329-22 was approved.
23. Approve a resolution authorizing negotiation and execution of a 20-month contract with BRUCE LESLIE WOLFE, of Piedmont, California, to create a statue of Barbara Jordan for the Austin-Bergstrom International Airport, in the amount not to exceed \$250,000. (Funding was included in the 2000-2001 Approved Capital Budget of the Aviation Department.)
Resolution No. 010329-23 was approved.
24. Approve a resolution authorizing execution of a 12-month supply agreement with LAERDAL MEDICAL CORPORATION, Wappingers Falls, NY, to provide automated external defibrillators including replacement parts for the Austin Fire, Austin Police and Emergency Medical Services Departments in an amount not to exceed \$118,600 with two 12-month extension options in an amount not to exceed \$118,600 per extension for a total contract amount not to exceed \$355,800. (Funding in the amount of \$56,100 was included in the 2000-2001 Approved Operating Budget of the following departments: \$36,500 – Austin Fire; \$19,600 – Emergency Medical Services. Funding for the remaining six-months of the original contract period and extension options will be contingent upon available funding in future budgets.) Sole Source. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance. No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
Resolution No. 010329-24 was approved.
25. Approve a resolution authorizing modification No. 1 to a contract with AETNA U.S. HEALTHCARE, Austin, Texas, to cover increased costs in group medical coverage for employees and retirees through a health maintenance organization (HMO) due to enrollment increases in the amount of \$3,830,000 per year for a total amended amount of \$5,070,000 for the original contract year and for each extension option, for a total amended contract amount not to exceed \$15,210,000. (Funding in the amount of \$2,872,500 for the first nine months is available in the 2000-2001 Operating Budget for the Employee Benefits Fund. Funding for the remaining three months of the original contract and the extension options is contingent upon approval of future budgets.) The original contract was awarded in compliance with the 1996 MBE/WBE Ordinance. No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
Resolution No. 010329-25 was approved.
26. Approve a resolution authorizing execution of a 6-month contract with SOUTHWESTERN BELL TELEPHONE, Austin, Texas, for maintenance of existing Nortel Voice Equipment in an amount not to exceed \$112,766 with three 12-month extension options in an amount not to exceed

\$175,344, \$177,907 and \$175,907 respectively for a total amount not to exceed \$641,924. (Funding in the amount of \$40,376.07 is available in the 2000-2001 Approved Operating Budget for Electric Utility Department; \$32,532.76 is available in the Approved 2000-2001 Operating Budget for Water and Wastewater Utility; and \$39,857.17 is available in the 2000-2001 Approved Operating Budget for the Health and Human Services Department. Funding for the extension options will be contingent upon available funding in future budgets.) This is a sole source due to existing warranties and maintenance agreements. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified, therefore, no goals were established for this solicitation.

Resolution No. 010329-26 was approved.

27. Approve a resolution authorizing execution of a 12-month supply agreement with VULCAN MATERIALS, San Antonio, Texas, for the purchase of aggregate trap rock 5T and 4M and trap rock mill sand in an amount not to exceed \$602,610, with two 12-month extension options in the amount not to exceed \$602,610 per extension, for a total contract amount not to exceed \$1,807,830. (Funding in the amount of \$301,305 was included in the 2000-2001 Operating Budget of the Public Works and Transportation Department. Funding for the remaining six-months of the original contract period and extension options is contingent upon available funding in future budgets.) Sole Source. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance, as amended. This is a commodity that will be provided directly by the vendor. There are no subcontracting opportunities, therefore, no goals were established for this solicitation. This product is only found in the Knippa, Texas area and is exclusively mined by Vulcan Materials Company.

Resolution No. 010329-27 was approved.

28. Approve a resolution authorizing execution of a contract with LONGHORN INTERNATIONAL TRUCKS LTD., Austin, Texas, for the initial purchase of eight low entry truck chassis (refuse collection) for the Solid Waste Services Department in the amount of \$708,992 with an option to purchase up to 10 additional truck chassis within the next nine months in an amount not to exceed \$905,670 and a contract with FREIGHTLINER OF AUSTIN, Austin, Texas, for the initial purchase of nine conventional truck chassis (recycle collection) for the Solid Waste Services Department in the amount of \$508,097.70 with an option to purchase up to 10 additional truck chassis within the next 18 months in an amount not to exceed \$574,553. (Funding was included in the 2000-2001 Capital Budget of the Solid Waste Services Department.) Low bidders meeting specifications/three bids received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance, as amended. There are no subcontracting opportunities, therefore, no goals were established for this solicitation. (Recommended by Solid Waste Advisory Board)

Resolution No. 010329-28 was approved.

29. Approve a resolution authorizing execution of a contract with EQUIPMENT SOUTHWEST, INC., Irving, Texas, for the purchase of one 14 cubic yard rear loading refuse collection vehicle for the Solid Waste Services Department in the amount of \$79,753. (Funding was included in the 2000-2001 Capital Budget of the Solid Waste Services Department.) Only bid received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance, as amended. This equipment is being provided by an authorized dealer for the manufacturer and will be delivered directly to the City. There is no opportunity for subcontracting, therefore, no goals were established for this solicitation. (Recommended by Solid Waste Advisory Board)

Resolution No. 010329-29 was approved.

30. Approve a resolution authorizing execution of a contract with LANFORD EQUIPMENT COMPANY, INC., Austin, Texas, for the purchase of one small front-end loader tractor for the Watershed Protection Department in the amount of \$47,359. (Funding was included in the 2000-

2001 Capital Budget of the Watershed Protection Department.) Low bidder meeting specifications/two bids received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance, as amended. This equipment is being provided by an authorized dealer for the manufacturer and will be delivered directly to the City. There is no opportunity for subcontracting, therefore, no goals were established for this solicitation.

Resolution No. 010329-30 was approved.

31. Approve a resolution authorizing negotiation and execution of a contract with TRI TECH SOFTWARE SYSTEMS, San Diego, CA, to supply and install a Computer Aided Dispatch (CAD) System in an amount not to exceed \$6,931,391, with five 12-month options for system maintenance and support in an amount not to exceed \$798,766 per extension for a total contract amount not to exceed \$10,925,221. (Funding in the amount of \$6,931,391 was included in the 1999-2000 Capital Budget of the Information Services Department. \$3,993,830 for system maintenance and support is contingent upon available funding in future appropriations.) Best proposal/five proposals received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance, as amended.

Resolution No. 010329-31 was approved.

32. Approve a resolution authorizing execution of a 12-month service agreement with TEXAS INDUSTRIES FOR THE BLIND AND HANDICAPPED (TIBH), Austin, Texas, to provide sorting services of recycled materials at the Todd Lane Material Recovery Facility (MRF) and litter control services at the MRF and FM 812 Landfill in an amount not to exceed \$182,000. (Funding in the amount of \$91,000 was included in the 2000-2001 Operating Budget of the Solid Waste Services Department. Funding for the remaining six months of the original contract period and extension options will be contingent upon available funding in future budgets.) (Recommended by Solid Waste Advisory Board)

Resolution No. 010329-32 was approved.

33. Approve a resolution authorizing negotiation and execution of professional services agreements with the following three firms: JAMES R. SCHULTZ & ASSOCIATES, Austin, Texas; CHIANG, PATEL & YERBY, INC., Austin, Texas; and JOSHUA ENGINEERING GROUP, INC., San Antonio, Texas, to provide professional instrumentation and electrical engineering services for the Water and Wastewater Instrumentation and Electrical Rotation List (2001-2003), for an estimated period of two years or until financial authorization is expended, each agreement not to exceed \$450,000 per firm, with a combined amount of the three agreements not to exceed \$450,000 (estimated approximately \$150,000 per firm). [Funding is available in the 2000-2001 Amended Capital Budget of the Water and Wastewater Utility. These services will be funded from various funding sources depending on location and nature of project.] JAMES R. SCHULTZ & ASSOCIATES: 26% MBE, 20% WBE subcontracting participation; CHIANG, PATEL & YERBY, INC.: 8.70% MBE, 18.2% WBE subcontracting participation; JOSHUA ENGINEERING GROUP, INC.: 70% MBE PRIME, 30% WBE subcontracting participation. (Recommended by Water and Wastewater Commission)

Resolution No. 010329-33 was approved.

34. Approve a resolution authorizing negotiation and execution of professional services agreements with the following four firms: WESTIN ENGINEERING, INC., Austin, Texas; HARUTUNIAN ENGINEERING, INC. (WBE/FR) Austin, Texas; SHAH SMITH & ASSOCIATES, INC. (MBE/MA) Houston, Texas; and STANLEY CONSULTANTS, INC., Austin, Texas, to provide professional Supervisory Control and Data Acquisition (SCADA) system services for the Water and Wastewater Instrumentation and Electrical Rotation List (2001-2003), for an estimated period of two years or until contracting authority is expended, each agreement not to exceed \$1,500,000 per firm, with a total of the four agreements not to exceed \$1,500,000 (estimated approximately

\$500,000 for each of the top two ranked firms and \$250,000 each for the next two top ranked firms). [Funding in the amount of \$1,500,000 is available in the 2000-2001 Amended Capital Budget of the Water and Wastewater Utility. These services will be funded from various funding sources depending on location and nature of projects.] WESTIN ENGINEERING, INC.: 8.7% MBE, 18.2% WBE subcontracting participation; HARUTUNIAN ENGINEERING, INC. (WBE/FR): 78% WBE PRIME, 22% MBE subcontracting participation, SHAH SMITH & ASSOCIATES, INC. (MBE/MA): 68.9% MBE PRIME, 7.1% MBE, 20% WBE subcontracting participation and STANLEY CONSULTANTS, INC.: 8.7% MBE, 18.2% WBE subcontracting participation. (Recommended by Water and Wastewater Commission)

Resolution No. 010329-34 was approved.

35. Approve an ordinance waiving the fee and signature requirements of Chapter 15-11 of the City Code and approving the closure of a portion of Congress Avenue between 7th and 9th Streets for the White Linen Night Party on May 12, 2001. (Council Member Beverly Griffith and Mayor Pro Tem Jackie Goodman)

Ordinance No. 010329-35 was approved.

36. Approve an ordinance waiving the fee and signature requirements of Chapter 15-11 of the City Code for the 2001 Austin American Statesman Capitol 10,000 to be held on April 1, 2001. (Council Member Will Wynn)

Ordinance No. 010329-36 was approved.

Item 37 was pulled for discussion.

Items 38 through 42 were citizen communications.

Items 43 through 47 were zoning items.

Items 48 through 49 were discussion items.

Item 50 was an Executive Session item.

51. Approve a resolution directing the City Manager to develop and recommend a process for allocation of transportation funds from Capital Metro, and return to the Council at the April 19, 2001 Council meeting for approval. (Council Member Daryl Slusher, Mayor Pro-Tem Jackie Goodman and Council Member Raul Alvarez.)

Resolution No. 010329-51 was approved.

52. Approve a resolution directing the City Manager to negotiate and execute a Memorandum of Understanding with the Hill Country Conservancy to dedicate up to ten million dollars of the November 2000 open space bonds as matching funds towards the acquisition of open space. (Council Member Will Wynn, Council Member Daryl Slusher and Mayor Kirk Watson)

Resolution No. 010329-52 was approved.

53. Approve a resolution directing the City Manager to develop and bring back to Council for approval an economic development fee waiver program under Chapter 380, Local Government Code, to encourage the rehabilitation of affordable housing units by nonprofit organizations. (Council Member Raul Alvarez and Council Member Daryl Slusher.)

Resolution No. 010329-53 was approved.

54. Approve an ordinance waiving various building permit fees in connection with the rehabilitation by Con Ganas, Inc. of privately-owned affordable housing units located at 1907 East Eighth Street, 34 Chalmers Court and 2107 East Ninth Street. (Council Member Raul Alvarez, Council Member Danny Thomas and Council Member Daryl Slusher.)
Ordinance No. 010329-54 was approved.
55. Approve a resolution directing the City Manager to conduct a transportation analysis for Shoal Creek Boulevard, between Foster Lane and 38th Street, including input from and a charette with area residents and bicyclists, and review by the Urban Transportation Commission; and directing the City Manager to fund a pilot traffic calming program based on the results of the transportation analysis, using funds from the Neighborhood Match Traffic Calming Program (Mayor Pro Tem Jackie Goodman.)
Resolution No. 010329-55 was approved.

DISCUSSION ITEMS

1. Approval of minutes for regular meeting of March 22, 2001
The minutes for the regular meeting of March 22, 2001 were approved on Council Member Wynn's motion, Council Member Griffith's second by a 7-0 vote.
10. Approve a resolution authorizing the amendment to the Interlocal Agreement between the City of Austin and Travis County to fund and administer a contract with FIRST WORKERS CORPORATION for the operation of a day labor program for the period of January 1, 2001 through December 31, 2001, in an amount not to exceed \$251,215 (\$223,176 City; \$28,039 County) with one 12-month extension option at a cost of \$251,215 (\$223,176 City; \$28,039 County) for the extension (cumulative contract amount not to exceed \$653,243 (\$569,126 City; County \$84,117). (Funding in the amount of \$122,138 is available in the Fiscal Year 2000-2001 Approved Operating Budget of the Health and Human Services Department; \$45,244 funding is available in the Health and Human Services Special Revenue Fund, and \$21,029 was included in the 2000-2001 Travis County-Reimbursed Special Revenue Fund. The contract period is January 1, 2001 through December 31, 2001. Funding for the remaining three months of the contract period and the extension option is contingent upon available funding in future budgets.) (Related Item No. 11)
Resolution No. 010329-10 was approved on Council Member Wynn's motion, Council Member Alvarez' second by a 7-0 vote.
11. Approve a resolution authorizing negotiation and execution of a 12-month contract in the amount of \$251,215, with one 12-month extension option in an amount not to exceed \$251,215, with FIRST WORKERS' CORPORATION for a day labor program in a total amount not to exceed \$502,430. (Funding in the amount of \$122,138 is available in the Fiscal Year 2000-2001 Approved Operating Budget of the Health and Human Services Department; \$45,244 funding is available in the Health and Human Services Special Revenue Fund, and \$21,029 was included in the 2000-2001 Travis County-Reimbursed Special Revenue Fund. The contract period is January 1, 2001 through December 31, 2001. Funding for the remaining three months of the contract period and the extension option is contingent upon available funding in future budgets.) (Related Item No. 10)
Resolution No. 010329-11 was approved on Council Member Wynn's motion, Council Member Alvarez' second by a 7-0 vote.
14. Approve a resolution authorizing the City Manager to negotiate a contract with TEXAS DISPOSAL SYSTEMS, INC. for construction and operation of a solid waste transfer station and

related facilities to serve the northern portion of the Solid Waste Services Department's collection routes.

Resolution No. 010329-14 was approved with an amendment on Council Member Thomas' motion, Council Member Wynn's second by a 7-0 vote. Council Member Thomas' amendment is to include the concept that if there is a site near a neighborhood, staff will work to have some neighborhood involvement in the location of that site.

18. Consider an ordinance amending the City Code to implement certain organizational changes by creating new departments, abolishing old ones, and reassigning duties imposed by the City Code. Ordinance No. 010329-18 was approved with the following friendly amendment on Council Member Wynn's motion, Council Member Slusher's second by a 7-0 vote. Mayor Pro Tem Goodman's friendly amendment was to delete section 13 of the draft ordinance because it is in conflict with the charter. Council Member Slusher's friendly amendment was to change the name of Development Services and Watershed Protection Department to Watershed Protection and Development Review Department. This was accepted by the maker of the motion.
16. Amend ordinance # 000912-1 of the 2000-2001 Operating Budget for the General Fund Health and Human Services Department (HHSD) by transferring 14 FTE's and associated funding of \$689,260 and transferring \$82,770 in revenue to Solid Waste Services; Amend the Drainage Utility Fund by transferring \$46,893 and 1 FTE to Solid Waste Services and creating a transfer to the Solid Waste Services Fund for \$46,893; Amend the Solid Waste Services Department by increasing appropriations by \$736,153 and 15 FTE's, increasing revenue by \$82,770 and increasing the General Fund transfer by \$606,490 and create a Drainage Utility Fund transfer of \$46,893; Net effect of ending balance is \$0 for all funds. (The amount of \$606,490 in requirements and \$82,770 in revenue from the 2000-2001 Approved Budget of the Health and Human Services Department (HHSD) to the Solid Waste Services Department. \$46,893 from the 2000-2001 Approved Budget of the Drainage Utility Fund to the Solid Waste Services Department.)
Ordinance No. 010329-16 was approved on Council Member Slusher's motion, Council Member Wynn's second by a 7-0 vote.
20. Amend ordinance #000912-1, the 2000-2001 Operating Budget to recognize the effects of the reorganization that occurred in February 2001.
 1. Amend the General Fund by transferring \$6,038,094 and 132.5 FTE's from the Public Works and Transportation Department to the newly created Transportation, Planning and Design Department.
 2. Amend the General Fund by transferring \$1,147,291 and 18.0 FTE's from the Planning, Environmental and Conservation Services Department to the newly created General Fund Department of Neighborhood Planning and Zoning and transferring \$3,716,116 and 57.0 FTE's to the newly created General Fund Department of Transportation, Planning and Design.
 3. Amend the General Fund by transferring \$178,345 and 3.0 FTE's from the Development Review and Inspection Department to the newly created General Fund Department of Transportation, Planning and Design; transferring \$2,054,673 and 32.0 FTE's to the newly created General Fund Department of Neighborhood Planning and Zoning; transferring \$8,795,260 and 148.0 FTE's to the newly created Development Services Division (General Fund) of the newly created Department of Development Services and Watershed Protection; and transferring \$302,681 and 5.0 FTE's to the Infrastructure Support Services Department.
 4. Amend the Support Services Fund by transferring \$951,580 and 13.0 FTE's from Management Services – Office of Neighborhood Services to the newly created General Fund Department of Neighborhood Planning and Zoning.

5. Amend the Infrastructure Support Services Fund by reducing appropriations and expenditures in the amount of \$3,495,417 and reducing the number of FTE's by 39.0 and increasing transfers to the Information Systems Department in the amount of \$3,495,417. Amend the budget for the Information Systems Department by increasing transfers from Infrastructure Support Services and appropriating the same amount and increasing the number of FTE's by 39.0. (Funding in the amount of \$22,232,460 is available in the 2000-2001 Amended Operating budgets of the following General Fund Departments: Planning, Environmental and Conservation Services, \$4,863,407; Public Works and Transportation, \$6,038,094; Development, Review and Inspection, \$11,330,959. \$951,580 is available in the 2000-2001 Approved Operating Budget of the Support Services Fund – Management Services – Office of Neighborhood Services. \$3,495,417 is available in the Approved Operating Budget of the Infrastructure Support Services Department.)

Ordinance No. 010329-20 was approved on Council Member Slusher's motion, Council Member Wynn's second by a 7-0 vote.

37. Direct the City Manager to have items relating to the Capital Improvements Plan (CIP) for the Public Works department, transportation bond proposals, bicycle/pedestrian planning and implementation issues that will be considered by Council to be reviewed by the Urban Transportation Commission. Further direct the City Manager to have all issues relating to long-term transportation policy and planning reviewed by the Urban Transportation Commission. (Council Member Raul Alvarez, Mayor Pro Tem Jackie Goodman and Council Member Daryl Slusher)

Resolution No. 010329-37 was approved with the following amendment on Council Member Alvarez' motion, Council Member Thomas' second by a 7-0 vote. The amendment was to change the name of the department from Public Works to Transportation, Planning and Design to reflect Council's action on item 18.

19. Consider an ordinance amending the City Code to create a Zoning and Platting Commission and to allocate duties between that commission and the Planning Commission.
The motion to approved this ordinance clarifying that each Council Member would appoint one member, with two consensus appointments, and that five members of the board would constitute a quorum was made by Mayor Pro Tem Goodman and seconded by Council Member Thomas.

The substitute motion to postpone this item indefinitely was approved on Council Member Wynn's motion, Council Member Griffith's second by a 5-2 vote. Those voting aye were: Mayor Watson and Council Members Alvarez, Griffith, Slusher and Wynn. Those voting nay were: Mayor Pro Tem Goodman and Council Member Thomas.

The motion to recess the City Council meeting at 10:57 a.m. and go into Executive Session was approved on Council Member Thomas' motion, Council Member Wynn's second by a 7-0 vote.

EXECUTIVE SESSION

4. Discuss legal issues concerning proposed legislation in the 77th Legislature.
No discussion was held.
5. Discuss legal issues related to the Ochoa/Danziger convictions.
No discussion was held.
50. Discuss legal issues related to litigation in connection with the East Austin tank farm.

Executive session ended at 11:18 a.m.

Mayor Watson called the meeting back to order at 1:31 p.m.

1:30 P.M. CITIZEN COMMUNICATIONS: GENERAL

- 38. Gus Peña - City of Austin needs to expedite low income housing initiatives. Expedite funding for transitional housing for homeless families.
- 39. Sam Allison - Thanks to Parks and Recreation Department
- 40. Richard Troxell - Homelessness/Universal Living Wage
- 41. Dave Schroeder - City of Austin resolution against WCS (private radio active waste dump upstream from Austin. Alert public to Tx. Sen. bill 1541 and Tx. House Bill 3420 to privatize the atomic waste stream.) - **ABSENT**
- 42. Joan Burnahm - Child Care Council

The motion to recess the meeting at 1:40 p.m. was approved on Council Member Slusher's motion, Council Member Wynn's second by a 6-0 vote. Council Member Griffith was off the dais.

Mayor Watson called the meeting back to order at 4:00 p.m.

ZONING CONSENT

The following items were acted on by one motion. No separate discussion or action occurred on any of the items. The consent items were approved on Mayor Pro Tem Goodman's motion, Council Member Wynn's second by a 7-0 vote.

- 43. C14T-00-2163 – Brandt's Crossing – Public hearing to amend Chapter 25-2 of the Austin City Code by zoning property locally known as 2300-2304 Brandt Road (Onion Creek Watershed) from I-RR, Interim-Rural Residence district zoning to TND, Traditional Neighborhood District zoning. Planning Commission Recommendation: To grant TND, Traditional Neighborhood District zoning. Property Owner and Applicant: Steve Unger, Ray Garner, John Blazier. Agent: SDC Austin Communities (Haythem Dawlett). City Staff: Trann Lackey, 499-3341. (continued from 1/18/01, 1/25/01, 2/1/01, 2/15/01 and 3-1-01)
This item was postponed to May 3, 2001 at the applicant's request.

Item 44 was pulled for discussion.

- 45. C14-01-0004 - Public hearing to amend Chapter 25-2 of the Austin City Code by rezoning property locally known as 3806-3808 Manchaca Road (West Bouldin Creek Watershed) from LO, Limited Office district zoning and GR, Community Commercial district zoning to SF-4A, Single Family Residence Small Lot district zoning. Planning Commission Recommendation: To grant SF-4A, Single Family Residence Small Lot district zoning. Applicant: Scott Mattfeld. Agent: W. B. Howell. City Staff: Sherri Gager, 499-3057.
Ordinance No. 010329-45 was approved.
- 46. C14-01-0009 – Public hearing to amend Chapter 25-2 of the Austin City Code by rezoning property locally known as 1800 Evergreen Avenue (West Bouldin Creek Watershed) from SF-3, Family Residence district zoning to CS-MU, General Commercial Services-Mixed Use-Combining district zoning. Planning Commission Recommendation: To Grant CS-MU-CO, General Commercial Services-Mixed Use-Conditional Overlay Combining district zoning with conditions. Applicant: Richard de Vargas and K. Margiotta. Agent: Mallet de Vargas (Richard De Vargas). City Staff: Adam Smith, 499-2755.
Ordinance No. 010329-46 was approved.

47. C14-01-0006- Public hearing to amend Chapter 25-2 of the Austin City Code by rezoning property locally known as 9072 Bal Harbor Road (Lake Austin Watershed) from LA, Lake Austin district zoning to P, Public district zoning. Planning Commission Recommendation: To grant P-CO, Public-Conditional Overlay Combining district zoning with conditions. Applicant: Travis County W.C.I.D. #18 (Marcia Hyink). Agent: Holt Planners (David Holt). City Staff: Glenn Rhoades, 499-2775.

Ordinance No. 010329-47 was approved.

ZONING DISCUSSION ITEM

44. C14-00-2264 – Public hearing to amend Chapter 25-2 of the Austin City Code by zoning property locally known as 2201 Montopolis Drive (Carson Creek Watershed) LO, Limited Office district zoning to MF-3, Multifamily Residence Medium Density district zoning. Planning Commission Recommendation: To grant MF-3-CO, Multifamily Residence Medium Density-Conditional Overlay Combining district zoning with conditions. Applicant: Anthony Bertucci. Agent: Jerry Harris. City Staff: Don Perryman, 499-2786.

The public hearing was closed on Council Member Wynn's motion, Mayor Pro Tem Goodman's second by a 7-0 vote.

Ordinance No. 010329-44 was approved adopting staff's recommendation on Council Member Alvarez' motion, Council Member Thomas' second by a 6-0-1 vote. Council Member Griffith abstained.

The motion to recess the meeting at 4:56 p.m. was approved on Council Member Wynn's motion, Mayor Pro Tem Goodman's second by a 7-0 vote.

Mayor Watson called the meeting back to order at 6:03 p.m.

DISCUSSION ITEMS CONTINUED

48. Conduct a public hearing to consider an ordinance requiring an asbestos survey be conducted before a building permit to demolish or renovate a building is issued.

The public hearing was closed on Council Member Alvarez' motion, Council Member Slusher's second by a 7-0 vote.

49. Consider an ordinance requiring an asbestos survey be conducted before a building permit to demolish or renovate a building is issued.

Ordinance No. 010329-49 was approved after Council read the corrections to the ordinance as follows on Council Member Alvarez' motion, Council Member Slusher's second by a 7-0 vote. The amendments are to page 1, section 4-3-41(A), last line of paragraph should read, "... for analysis and by visual inspection." Page 1, last line should read, "... for analysis and by visual inspection." Page 2, (C)(5) insert a period after the word "units" and delete the next two lines.

The motion to adjourn the meeting at 6:20 p.m. was approved on Council Member Slusher's motion, Council Member Griffith's second by a 7-0 vote.

The minutes for the regular meeting of March 29, 2001 were approved on Council Member Wynn's motion, Council Member Alvarez' second by a 7-0 vote.