



Austin City Council MINUTES

For APRIL 23, 1987 - 1:00 P.M.

Council Chambers, 307 West Second Street, Austin, Texas

City Council

Frank C. Cooksey
Mayor

John Treviño, Jr.
Mayor Pro Tem

Council Members
Mark Rose
Smoot Carl-Mitchell
Sally Shipman
George Humphrey
Charles E. Urdy

Jorge Carrasco
City Manager

Elden Aldridge
City Clerk

Memorandum To:

Mayor Cooksey called to order the meeting of the Council, noting the absence of Councilmember Rose, who entered the Council Chamber late in the afternoon.

CITIZEN COMMUNICATIONS

Mr. Larry Deuser, Mr. James Pinedo and Ms. Karen Campbell thanked Council for their work on behalf of neighborhoods and the environment. Mr. Ray Reece thanked Council for Town Lake Park dedication and job creation. Mr. John Houghton commended Council's economic development activities. Mr. Rick Iverson discussed additional lighting in Hemphill Park. Dr. Jerry Roemisch also discussed lighting in Hemphill Park. Mr. Charles A. Siller discussed the recall issue. Mr. Neal Graham discussed proposed alignment of a 138KV transmission line (CKT. 966/23) and its resulting environmental and economic impact. Mr. James Zeeck discussed staff recommendations and evaluative criteria.

RECESS

Industrial Development

Council recessed its regular meeting at 2:25 p.m. to hold the meeting of the Austin ~~Housing Finance~~ Corporation Board. Council resumed its regular called meeting at 3:07 p.m.

CONSENT ORDINANCES - OLD BUSINESS ZONING

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Trevino's second, passed through second or third readings of the following ordinances amending Chapter 13-2A of the Austin City Code (Zoning Ordinance) to cover the following changes: (Vote follows each case)

From Interim "RR"
to "LO", "LR"
"GR" & "IP"

First reading on April 16, 1986, (5-0). Mayor Pro Tem Trevino and Councilmember Humphrey absent. Conditions have been met as follows: Restrictive covenant incorporating conditions imposed by Council has been executed.

THIRD READING - ORDINANCE

6-0 Vote, Councilmember Rose absent.

From "GR", "LI"
"SF-3", Interim
"LI", "SF-2" &
"MF-2" to "LI"

6-0 Vote. Councilmember Rose absent.

First reading on January 30, 1986, (7-0). Conditions have been met as follows: Restrictive Covenant incorporating conditions imposed by Council has been executed.

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Carl-Mitchell's second, adopted a resolution to enter into the following license agreement: (6-0 Vote, Councilmember Rose absent)

To allow the encroachment of a retaining wall into the public right-of-way of Kassarine Pass located at the rear

of Lot 7, Block "K" Revised Amended Plat of Horseshoe Bend, Section Three, 2402 Kathy Cove. (Request submitted by Mr. and Mrs. Richard Balough)

CONSENT ORDINANCES

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Trevino's second, waived the requirement for three readings and finally passed the following ordinances in one consent motion: (5-0 Vote, Councilmember Urdy out of the room, Councilmember Rose absent)

Police Retirement System

Amended Ordinance No. 821118-F to allow police officers to purchase retirement system creditable service for military service performed prior to becoming a member of the retirement system. (Recommended by the Police Retirement System Board of Trustees)

Flora-Rama

Approved limiting free access to Zilker Municipal Gardens for two days, and charge admission by donation of \$2 for entrance to the 30th Annual Flora-Rama to be held Saturday and Sunday, May 2 and 3, 1987.

Annexation Ordinance

Amended the Annexation Ordinance No. 861211-U (Springfield Area Annexation) to correct the legal description.

CONSENT RESOLUTIONS

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Carl-Mitchell's second, adopted the following resolutions in one consent motion: (6-0 Vote, Councilmember Rose absent)

Wastewater Easement

Approved dedication of a wastewater easement across a portion of City-owned land at U.S. Highway 183 at Neils Thompson Drive.

Capital Improvements Program

Authorized eminent domain proceedings to acquire the following tract of land for the construction of right-of-way for the Braker Lane Improvement Project. C.I.P. No. 82/62-15.

- a. Fee simple title to 51,574 square feet of land, situated in the Applegait Survey, Travis County, Texas, City of Austin, and being out of a 3.09 acre tract.

Change Orders

Approved the following change orders:

- a. In the amount of \$79,207.70 to Austin Engineering Company, Inc. for Spicewood Springs Road, Phase I. (7.96% increase of the original contract amount of \$994,964.25) C.I.P. Nos. 83/22-04 and 83/23-04
- b. In the amount of \$49,148.00 to Energy Plant Constructors, Inc. for the South Austin Regional Wastewater Treatment Plant Expansion and Improvements Project. (0.568% increase of the original contract amount of \$8,657,190.00 - Total change orders to date represent an increase of 11.465%) C.I.P. No. 85/23-16

Contracts Approved

Approved the following contracts:

- a. HILL CONSTRUCTORS, INC.
P. O. Box 2136
Austin, Texas
 - CAPITAL IMPROVEMENTS PROGRAM -
Walnut Creek Wastewater Treatment Plant Contract 3A, Transportation and Public Services Department
Total \$2,227,000.00 C.I.P. No. 82/23-81
- b. CAPITAL EXCAVATION COMPANY
5508 Hwy. 290 West
Austin, Texas
 - CAPITAL IMPROVEMENTS PROGRAM -
Armadillo Road - Street & Drainage Improvements, Transportation and Public Services Department
Total \$70,605.26 C.I.P. Nos. 87/62-07 & 85/23-09
- c. GARNEY COMPANIES, INC.
12909 Dessau Road
Austin, Texas
 - CAPITAL IMPROVEMENTS PROGRAM -
South I.H. 35 Transmission Main Project, Water and Wastewater Utility Department
Total \$2,075,421.80 C.I.P. No. 85/22-64
- d. PAT CANION EXCAVATING COMPANY, INC.
12732 Twin Creek Road
Manchaca, Texas
 - Sitework, Foundation, Manholes, Prefab Metal Building, and Underground Ductline for Trading Post Substation, Electric Utility Dept.
Total \$426,080.25 C.I.P. No. 85/16-02
- e. D. A. WEAVER CONSTRUCTION COMPANY, INC.
601 Bowden
Copperas Cove, Texas
 - Eight East Renovation/Rehabilitation Improvements for Brackenridge Hospital
Total \$128,132.00

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f. SOUTHERN SAFETY SALES
P. O. Box 4065
Austin, Texas

- Bandages and Gauze, Brackenridge
Hospital
Twelve (12) Month Supply Agreement
Total \$48,261.72 BS7-117

Approach Main

Approved the following approach main:

NOTE: The amount of LUE's approved for wastewater commitment does not guarantee service in the event that the flows to affected treatment plants exceed legally permitted flows, and does not imply commitment for land use. (Water and Wastewater Commission recommends approval)

a. 935 Westview on Lake Austin Phase C (Wastewater)

Title X Family Planning Contract

Approved renewing the annual Title X Family Planning Contract with the Texas State Department of Health for the period April 1, 1987 to December 31, 1987.

Civil Service Commission Appointment

Confirmed reappointment of Dr. William G. Wolfe to the Civil Service Commission, effective May 7, 1987.

Item Postponed

Postponed consideration of a resolution supporting the Sixth Street Sidewalk Star Program. Councilmember Shipman asked for a cost estimate.

Item Postponed

Postponed the creation of a committee to prepare a response to Travis County's proposal on jail consolidation until April 30, 1987.

SPEED ZONES MODIFIED

waived requirement for 3 readings & finally passed an ordinance
The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Trevino's second, ~~adopted a resolution~~ amending the Austin City Code to modify the following speed zones: (6-0 Vote, Councilmember Rose absent)

a. Section 11-2-100(a) 35 mph

Delete: 45th Street from Duval Street to Airport Boulevard

Section 11-2-100(a) 35 mph

Add: East 45th Street from Duval Street to Airport Boulevard

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

Delete: Balcones Drive from Northland Drive to U.S. 183

Section 11-2-100(b) 40 mph

Add: Balcones Drive from Northland Drive to 750 feet north of Northland Drive

Section 11-2-100(c) 45 mph

Add: Balcones Drive from 750 feet north of Northland Drive to North Hills Drive

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

Delete: Burnet Road (FM 1325) from U.S. 183 (Research Boulevard) to 250 feet north of McHale Court

Section 11-2-100(c) 45 mph

Delete: Burnet Road (FM 1325) from U.S. 183 (Research Boulevard) to 2.221 miles north of U.S. 183 (Research Boulevard)

Section 11-2-100(d) 50 mph

Delete: Burnet Road (FM 1325) from 250 feet north of McHale Court to 0.607 miles south of north City Limits

Section 11-2-100(e) 55 mph

Delete: Burnet Road from 2.221 miles north of U.S. 183 (Research Boulevard) to north City Limits

Section 11-2-100(c) 45 mph

Add: Burnet Road (FM 1325) from U.S. 183 (Research Boulevard) (mile point 6.476) to 1014 feet north of Rutland Drive (mile point 5.561)

Section 11-2-100(d) 50 mph

Add: Burnet Road (FM 1325) from 1014 feet north of Rutland Drive (mile point 5.561) to 1061 feet south of Oak Creek Drive (mile point 2.704)

Section 11-2-100(e) 55 mph

Add: Burnet Road (FM 1325) from 1061 feet south of Oak Creek Drive (mile point 2.704) to Austin City Limits (mile point 0.584)

ZONING ORDINANCE

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Trevino's second, passed through THIRD READING of an ordinance amending Chapter 13-2A of the Austin City Code (Zoning Ordinance) to cover the following changes: (6-0 Vote, Councilmember Rose absent)

WALTER CARRINGTON CO. 5022-5206 & 5109-5305
By Danze & Davis Architects New Manor Road, 2300-
C14-86-198 2800 E. 51st Street

From "GR" to
"CS"

First reading on October 23, 1986, (7-0). Conditions have been met as follows: Restrictive Covenant incorporating conditions imposed by Council has been executed.

ITEM POSTPONED

Postponed to April 30, 1987 is the request of Mr. John W. Davenport to set a public hearing on an appeal of the Building Standards Commission's decision regarding the relocation of two houses presently located at 10701 and 10800 Pecan Park Road.

UTILITY HEARING EXAMINER SYSTEM

The Council, on Councilmember Carl-Mitchell's motion, Mayor Cooksey's second, passed through SECOND READING of an ordinance adopting a Utility Hearing Examiner System. (4-2-0 Vote, Councilmember Humphrey and Shipman voted NO, Councilmember Rose absent)

CAPITAL RECOVERY FEES

The Council, on Councilmember Carl-Mitchell's motion, Mayor Cooksey's second, passed through SECOND READING only of an ordinance establishing Capital Recovery fees for residential and property other than residential property; providing for reimbursements in certain situations; establishing a policy for extensions and additions to the water and wastewater systems; providing a sunset provision for taps purchased. (4-0 Vote, Councilmember Rose absent, Councilmembers Urdy and Humphrey out of the room)

This is to be brought back for third reading on May 7, 1987.

CAPITAL IMPROVEMENTS PROGRAM

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Carl-Mitchell's second, adopted a resolution approving a Supplemental Amendment to the existing Professional Services Agreement between the City of Austin and Stone and Webster Engineering Corporation in connection with the gas turbine project, construction phase and post-construction phase engineering services. C.I.P. No. 85/12-04. (4-1 Vote, Councilmember Humphrey voted No, Councilmember Shipman out of the room, Councilmember Rose absent)

ZONING ORDINANCE

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, passed through SECOND READING ONLY of an ordinance amending Chapter 13-2A of the Austin City Code (Zoning Ordinance) to cover the following changes: (4-1 Vote, Mayor Cooksey voted NO, Councilmember Shipman ~~out of the room~~, Councilmember Rose absent)

Voted No.

THE TERRACE PUD
W & G PARTNERSHIP
By Armbrust & Brown
C814-86-009

3237-3339 Capitol
of Texas Highway
and 3199-3301
MoPac Boulevard

From "SF-2"
to "PUD"

First reading on February 12, 1987, (5-2). Mayor Cooksey and Councilmember Shipman voted NO. Conditions have been met as follows: Restrictive covenant incorporating conditions imposed by Council has been executed.

MAYOR'S CRIMINAL JUSTICE TASK FORCE

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Carl-Mitchell's second, adopted a resolution concerning the Mayor's Criminal Justice Task Force. (5-0 Vote, Councilmember Shipman out of the room, Councilmember Rose absent)

CIVIC CENTER ITEM POSTPONED

Council had before them for consideration a resolution to consider the selection of a Civic Center Project Manager. Council agreed to have a work session and discussion on Tuesday, April 28, 1987 in the City Council Chambers, and post for action on April 30, 1987.

ZONING HEARINGS

Mayor Cooksey announced Council would hear the following zoning cases. Council heard, closed the public hearings, passed ordinances where applicable, and postponed if necessary. Disposition of cases follows each listing.

a. Item continued from previous meeting:

(1)	-85	OAK GROVE JOINT	9023 Old Lampasas	From "I-RR"
	232	VENTURE	Trail	To Tr. 1,6 "SF-2"
		By Richardson		Tr. 2 "SF-6"
		Verdoorn, Inc.		Trs. 4,5 "LR"
				Floodplain "RR"

CONTINUE TO APRIL 30, 1987 @ 5:00 P.M.

RECOMMENDED "SF-2" Trs. 1 and 6, subject to a maximum density of 2.5 units per acre; "SF-6" on Tr. 2, subject to a maximum density of 8 units per acre; delete Tr. 3; "LR" on Tracts 4 and 5, subject to 100% masonry exterior with a preference for native stone, limited to berm signs as defined in the Hill Country Roadway Ordinance, no development in the Critical Water Quality Zone as defined by the Comprehensive Watershed Ordinance, limitation of 40% impervious cover on the remainder of the tract, compliance with the Lake Austin Watershed Ordinance, maximum F.A.R. of .15, no access to Spicewood Springs Road from Tract 5, no development on Tract 5 until construction of the roadway is complete, driveway locations on Tract 4 to be reviewed at the time of site plan, and posting of \$17,350 in fiscal for roadway and intersection improvements prior to issuance of building permits; and "RR" on 100-year floodplains, subject to dedication of floodplains as a greenbelt with no development in the Critical Water Quality Zone.

The following motions were made:

Motion (FAILED)

Councilmember Shipman made a motion, seconded by Mayor Cooksey to close the public hearing and grant Tract 1, 6, 5, 4 "SF-2"; and Tract 2, "SF-6". Motion FAILED by a vote of 3-3 with Councilmember Urdy, Mayor Pro Tem Trevino and Councilmember Carl-Mitchell voting No, Councilmember Rose absent.

Motion (FAILED)

Councilmember Urdy made a motion, seconded by Mayor Pro Tem Trevino to grant the Planning Commission recommendation. Motion FAILED by a vote of 3-3 with Mayor Cooksey, Councilmembers Humphrey and Shipman voting No.

Motion (FAILED FOR LACK OF SECOND)

Councilmember Humphrey made a motion to grant Tract 1,6,5,4 "SF-2" and Tract 2 "LO". Motion FAILED for lack of second.

Motion

The Council, on Councilmember Urdy's motion, Councilmember Humphrey's second, unanimously continued the hearing until 5:00 p.m. on April 30, 1987. (6-0 Vote, Councilmember Rose absent)

b. Recommended by the Planning Commission, As Requested:

(2) h-87 METROPOLITAN 002 A.M.E. CHURCH	1101 East 10th Street	From "SF-3" To "SF-3-H" RECOMMENDED ORDINANCE
(3) r-87 C. H. SMITH 022 Reynolds Salas	10300 Block of N. IH-35	From "SF-2" To "CS" RECOMMENDED FIRST READING

(On Councilmember Urdy's motion, Mayor Pro Tem Trevino's second, 6-0 Vote, Councilmember Rose absent)

c. Recommended by the Planning Commission, As Requested; With Conditions:

(4) -87 WALNUT BUSINESS 011 PARKS, INC. By Joe R. Wyman	Walnut Creek Business Park NE & NW of Cross Park Dr. & U.S. Hwy. 290 East Intersections	From "LI" To "CH" FIRST READING
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RECOMMENDED "CH" as amended, subject to fulfilling the recommendations of the Transportation Impact Analysis, and submitting a restrictive covenant containing the following provisions: impervious cover limited to 65 percent; floor area ratio limited to 1.00; building heights limited as follows: no building to exceed 100 feet; buildings accounting for no more than one-fourth of total building coverage to exceed 85 feet; buildings accounting for no more than one-half of total building coverage to exceed 60 feet. Also, reservation of up to 150 feet of right-of-way from the centerline of U.S. 290 East, and adding condition that restrictive covenant cover area be withdrawn from original request.

(On Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, 5-0 Vote, Councilmembers Rose and Humphrey absent) (Councilmember Humphrey left the Council Chamber at 5:30 p.m.)

- (5) -87 THE HAMLETS CORP. 10300 Block South From "SF-2
008 By James M. Nias IH-35 To Tr. 1 "GR"
Tr. 2 "GR"
Tr. 3 "GO"
Tr. 4 "MF-2"
FIRST READING

RECOMMENDED "GR" for Tract 1, subject to an F.A.R. limitation of .60, "GR" for Tract 2, subject to an F.A.R. limitation of .35, "GO" for Tract 3, subject to an F.A.R. limitation of .60, "MF-2" for Tract 4, subject to density limitation of 23 units/per/acre, hotel development limited to 300 rooms. Compliance with recommendations of the T.I.A.

- (6) -87 MRS. HARRY G. 2206 Lake Austin From "SF-3"
018 GARNER Boulevard To "LO"
FIRST READING

RECOMMENDED subject to no access to Lake Austin Boulevard. Applicant is to supply abstract to Office of Land Development Services staff by April 7, 1987 to determine structure's architectural significance.

(On Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, 5-0 Vote, Councilmembers Humphrey and Rose absent)

- (7) -87 WESLEY PEARSON 121 A, B & C Pickle From "SF-3"
017 Road To "LI" FIRST READING

RECOMMENDED subject to dedication of up to 40 feet of right-of-way from the centerline of Pickel Road and proper termination of the road.

(On Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, 5-0 Vote, Councilmembers Humphrey and Rose absent)

c. Recommended by the Planning Commission, As Requested, With Conditions:
(continued)

(8)	-87	JOHN REYNOLDS	IH-35 @ West Dessau	From "SF-2"
	015	By Kristaponis,	Road	To "LI"
		Gregory & Assoc.	(900-1200 Blocks	<u>FIRST READING</u>
			West Dessau Road)	

RECOMMENDED subject to dedication of 60 feet of right-of-way from the centerline of Dessau Road, and a restrictive covenant limiting development to "IP" Industrial Park site development regulations, except allowing 1/2 acre lot sizes, and prohibiting access onto I.H. 35.

(9)	-87	MRS. RITA NEVILLE	901 & 903 Oltorf	From "SF-3"
	021	By Penrose &	Street	To "LO"
		Assoc.	2400, 2402 & 2404	<u>FIRST READING</u>
			South 4th Street	

RECOMMENDED "LO" limited to "NO" uses, subject to dedication of 45 feet of right-of-way from the centerline of West Oltorf, and 32 feet of right-of-way from the centerline of South 4th Street. Provide parking as required by City Ordinances.

(On Councilmember Urdy's motion, Mayor Pro Tem Trevino's second, 6-0 Vote, Councilmember Rose absent.)

(10)	r-86	HOWETH REALTOR	3413 Riddle Road	From "SF-2"
	240	By Richard Bower	(Slaughter Lane)	To "NO"

1st Reading

RECOMMENDED subject to dedication of up to 60 feet of right-of-way from the centerline of Riddle Road.

(On Councilmember Urdy's motion, Mayor Pro Tem Trevino's second, 5-0 Vote, Councilmember Rose absent, Mayor Pro Tem Trevino present but not voting - This was part of the consent motion on zoning cases, that is why the second by Mayor Pro Tem Trevino...the vote included several cases.)

d. NOT Recommended by the Planning Commission:

(11)	r-86	TOMMY WARREN	5263-5264 Martin L.	From "SF-3"
	200	By Dukes	King Boulevard	To "W/LO", "GR", "LO"
		Investment Group,		& "SF-3"
		Inc.		NOT RECOMMENDED
				<u>POSTPONED INDEFINITELY</u>

(On Councilmember Urdy's motion, Councilmember Carl-Mitchell's second, 5-0 Vote, Councilmembers Humphrey and Shipman absent) (Councilmember Shipman left the Council Chamber at 5:50 p.m.) (Councilmember Rose entered the Council Chamber at 6:07 p.m.)

ZONING ORDINANCES

The Council, on Councilmember Rose's motion, Mayor Cooksey's second, passed through SECOND READING of an ordinance amending Chapter 13-2A of the Austin City Code (Zoning Ordinance) to cover the following changes: (4-0 Vote, Mayor Pro Tem Trevino abstained, Councilmembers Shipman and Humphrey absent)

LEXINGTON DEVELOPMENT	9700-10100 U.S. 290	From "DR" and
COMPANY	East, 8600-9500, 5700-	"I-RR" to
(North Travis County	6500 Boyce Lane, 9700-	"SF-2", "SF-4"
MUDS 1,2,3)	12000 Giles Road,	"SF-6", "MF-2"
By Robert A. Moorman	5200-5700 Cameron Road	"MF-3", "LR"
C14-86-188		"GR", "GO", "LO"
		"LI", "IP" & "P"
		<u>SECOND READING</u>

First reading on December 18, 1986, (4-2-1). Councilmembers Carl-Mitchell and Shipman voted "NO". Mayor Pro Tem Trevino abstained. Conditions have been met as follows: Restrictive covenant incorporating conditions imposed by Council has been executed.

The Council, on Councilmember Rose's motion, Mayor Cooksey's second, passed through SECOND READING of an ordinance amending Chapter 13-2A of the Austin City Code (Zoning Ordinance) to cover the following changes: (4-1-0 Vote, Councilmember Carl-Mitchell voted No, Councilmembers Shipman and Humphrey absent)

STAN SCHLEUTER,	500-900 Blocks of	From Interim "RR"
By Kristaponis,	Yager Lane	to "GR", "LR",
Gregory & associates		"GO", "LO", "MF-2",
C14-85-339		"SF-6" and Block B
		"SF-6" to "MF-2"

ITEM POSTPONED

Postponed to April 30, 1987 is consideration of a Litter Abatement Ordinance.

1987-88 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

The Council, on Councilmember Urdy's motion, Councilmember Rose's second, adopted a resolution establishing the general topic areas for the 1987-88 Community Development Block Grant (CDBG) Program. (4-0 Vote, Mayor Pro Tem Trevino out of the room, Councilmembers Shipman and Humphrey absent)

SEE FOLLOWING PAGES FOR APPROVED RECOMMENDATIONS

April 23, 1987

SUMMARY OF RECOMMENDATIONS FOR THE 13th YEAR (FY 1987-88) CDBG PROGRAM

4/23/87

PRIORITY NEEDS	12TH YEAR ALLOCATION	COMMUNITY DEVELOPMENT SUBCOMMITTEE	COMMUNITY DEVELOPMENT COMMISSION (CDC)	CITY MANAGER	CITY COUNCIL
HOUSING					
a) Improve the housing stock through standard rehabilitation of owner-occupied units up to the City Housing Code.	\$1,749,856 (61 units)	\$1,750,000	\$1,750,000	\$1,845,451	\$1,780,451
b) Provide Homeowner Maintenance Education to clients assisted through CDBG housing rehabilitation and new construction programs. Coordinate volunteer efforts for minor home repairs. (New program)	-0-	-0-	-0-	\$ 50,000	\$ 50,000
c) Alleviate threats to health and safety through emergency repairs to owner-occupied housing units.	\$ 319,500 (190 units)	\$ 320,000	\$ 320,000	\$ 319,500	\$ 319,500
d) Provide architectural barrier removal services and counseling services to elderly and/or handicapped households.	\$ 314,175 (220 units)	\$ 315,000	\$ 315,000	\$ 314,175	\$ 314,175
e) Provide counseling on rental repairs to tenants; provide for mediation to facilitate repairs for tenants; provide tools to home-owners and tenants for repairs to housing units.	\$ 159,750 (100 units)	\$ 160,000	\$ 160,000	\$ 159,750	\$ 159,750
f) Public housing improvements.	\$ 600,000	-0-	-0-	-0-	-0-
g) Provide for temporary emergency housing needs of families.	\$ 100,000 (hotel vouchers)	\$ 70,000	\$ 70,000	\$ 80,000	\$ 80,000
h) Provide for mortgage assistance to very low and low-and-moderate income individuals desiring to acquire a house constructed with CDBG funds as owner-occupied housing. (New program)	-0-	-0-	-0-	\$ 170,000	\$ 170,000

4/23/87

SUMMARY OF RECOMMENDATIONS FOR THE 13th YEAR (FY 1987-88) CDBG PROGRAM

PRIORITY NEEDS	12TH YEAR ALLOCATION	COMMUNITY DEVELOPMENT SUBCOMMITTEE	COMMUNITY DEVELOPMENT COMMISSION (CDC)	CITY MANAGER	CITY COUNCIL
II. ECONOMIC DEVELOPMENT					
a) Provide funds for Management and Technical Assistance for Business Development	\$ 200,000	\$ 200,000	\$ 200,000	\$ 760,000	\$ 660,000 (5)
b) Small Business Development Loan Fund	\$ 200,000	\$ 100,000	\$ 100,000	-0-	-0-
c) Capital Improvement Business Loan Program	\$ 300,000	\$ 200,000	\$ 200,000	-0-	-0-
d) Other Innovative Economic Development Project					
e) Community Job Training and Placement (new program)					
f) Minority Procurement Assistance					
III. SPECIAL PROJECTS/HOUSING AND ECONOMIC DEVELOPMENT					
	\$1,145,000 (A)	*	*	-0-	-0-
a) Provide a fund for innovative housing and economic development projects to benefit residents of CDBG target areas (i.e. scattered site construction of affordable rental and owner-occupied housing in East Austin for low/moderate income households, construction and operation of a small business incubator, feasibility studies for economic development activities, etc.).		\$ 100,000	\$ 100,000	\$ -150,000	\$ 150,000
b) Housing Fund for landbanking: provide a fund for an innovative housing landbanking project to benefit residents of CDBG target areas. (New program).		\$ 725,000	\$ 725,000	-0-	-0-
c) Economic Development Fund: provide a fund for innovative economic development projects to benefit residents of CDBG target areas.					
* Housing and Economic Development Funds: provide for two separate funds for (a) housing and (b) economic development.					

*Housing and Economic Development Funds: provide for two separate funds for (a) housing and (b) economic development.

4/23/87

SUMMARY OF RECOMMENDATIONS FOR THE 13th YEAR (FY 1987-88) CDCG PROGRAM

PRIORITY NEEDS	12TH YEAR ALLOCATION	COMMUNITY DEVELOPMENT SUBCOMMITTEE	COMMUNITY DEVELOPMENT COMMISSION (CDC)	CITY MANAGER	CITY COUNCIL
IV. SPECIAL PROJECTS Provide a fund for projects which present creative and/or innovative strategies for developing viable urban communities.	\$ 201,525	\$ 30,000	\$ 30,000	\$ 100,944	\$ 165,944
V. GRANT ADMINISTRATION	\$ 815,459	\$ 846,000	\$ 846,000	\$ 846,180	\$ 846,180
TOTAL	\$6,105,265 (A)	\$4,816,000	\$4,816,000	\$4,816,000	\$4,716,000 (B)

(A) Includes \$100,000 in 11th Year CDCG funds allocated to two Economic Development Activities in February, 1987.

(B) \$100,000 in available reprogrammable funds from prior years was allocated by Council to a Job Training and Placement Program to be implemented during FY 1986-87 (12th Year CDCG).

** Designate one staff person to provide technical assistance to groups and to answer questions regarding the CDCG Program.

PUBLIC HEARING - PAVING ASSESSMENTS

Mayor Cooksey opened the public hearing set for 4:00 p.m. on the levying of assessments on Wheless Lane covering approximately 6 blocks.

Jim Smith explained the assessments. Barney Knight, City Attorney, questioned Herbert Sladek concerning his qualifications as an appraiser and about the enhancement of property.

Danny Womack, representing Myrtle W. Johnson, asked Council not to assess his client because it would cause hardship.

Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, closed the public hearing and approved levying the assessments on Wheless Lane covering approximately 6 blocks, with the exception of Parcel 3. C.I.P. No. 85/62-61. (5-0 Vote, Councilmembers Humphrey and Shipman absent)

PUBLIC HEARING - SUSPENSION OF GAS RATES

Mayor Cooksey opened the public hearing set for 5:00 p.m. on suspending the increase in gas rates proposed by Southern Union Gas Company in SUG Filing No. CT09-86.

Gary Hunt, Assistant City Manager, discussed and explained. No one else appeared to be heard.

Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance suspending the increase in gas rates proposed by Southern Union Gas Company in SUG Filing No. CT09-86. (5-0 Vote, Councilmembers Humphrey and Shipman absent)

APPROVAL OF SITE PLANS

The Council, on Councilmember Carl-Mitchell's motion, Mayor Cooksey's second, approved interpretation of the definition of Section 6175 of the Zoning Ordinance as to the effective date of approval for site plans. (5-0 Vote, Councilmembers Shipman and Humphrey absent)

AMENDMENTS TO ETHICS ORDINANCE

Mayor Cooksey and Councilmember Carl-Mitchell introduced an Item to Council to consider amendments to the Ethics Ordinance proposed

by the Ethics Commission.

Barney Knight, City Attorney, told Council the amendments to the Ethics Ordinance are housekeeping items. "There were two ordinances forwarded to you by the Ethics Review Commission. I sent you a memo to consider an ordinance we have prepared rolling them into one ordinance and adding one change to it. The Ethics Review Commission recommends that this ordinance which removes the prohibition that a member may not hold another appointed City office. They also recommend addition of a the requirement that a member recuse himself/herself from a complaint involving a member of another commission of which he/she is also a member. Third, they recommend that the addition of candidates for election to City offices to the list of persons to whom a sworn complaint may be filed. Fourthly, a change of the date for filing financial disclosure information by candidates to establish a uniform dateline at a point where all of them have to file by a certain date rather than based on when they filed for office. Then, I recommended you consider that Councilmembers not be prohibited from voting on the items which would include their salaries, terms of office, travel budgets, etc. that Councilmembers could directly benefit from. This has not gone directly before the Ethics Review Commission, the last change, but they have had this issue before them in the recent past. They do not agree that that is necessary because their interpretation of the ordinance, they feel that is not a conflict. I suggest that change be made because when I read the ordinance it is very clear to me the Council has a direct interest in their salaries and I think it is directly in violation of the ordinance. I recommend this change because even though this commission may interpret it that way, there may be new people coming into it in the future and it will also prevent Councilmembers from being subjected to complaints."

Motion

The Council, on Councilmember Carl-Mitchell's motion, Mayor Cooksey's second, voted to approve the five changes to the Ethics Ordinance. (5-0 Vote, Councilmembers Shipman and Humphrey absent)

ITEM POSTPONED

Postponed to April 30, 1987 is consideration of sidewalk placement on the 51st Street extension (Pecan Springs to Springdale Road).

MINUTES APPROVED

The Council, on Councilmember Rose's motion, Councilmember Carl-Mitchell's second, approved minutes for regular meeting of April 16, 1987 and special meeting of April 14, 1987. (4-0 Vote, Mayor Pro Tem Trevino out of the room, Councilmembers Humphrey and Shipman absent)

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 e

- (a) City of Austin v. Houston Lighting and Power
- (b) City of Austin v. Moore, et al
- (c) Enforcement of Agreed Judgement and Settlement

2. Land Acquisition - Section 2, Paragraph f

- (a) Rail Spur to the Fayette Power Project
- (b) Eminent Domain - Grove Boulevard
- (c) Avante Building
- (d) Municipal Office Consolidation

RECESS AND ADJOURNMENT

Council recessed its meeting at 8:00 p.m. and adjourned its meeting at 8:20 p.m.

WORKSESSION SCHEDULE

Earlier in the meeting Council had discussed an all day meeting concerning work session scheduling. Mayor Cooksey said he would work on it.