



Austin City Council MINUTES

For FEBRUARY 26, 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 presence of all Councilmembers.

MINUTES APPROVED

The Council, on Councilmember Rose's motion, Councilmember Shipman's second, approved minutes for regular meeting of February 19, 1987 and special meetings of February 10 & 17, 1987. (4-0 Vote, Mayor Pro Tem Trevino, Councilmembers Humphrey and Urdy not in the room)

CITIZEN COMMUNICATIONS

Mr. Harry Nolen thanked Council for work done on the cemetery in Garrison Park. Mr. Veon McReynolds discussed Affordable Housing in Blackland Neighborhood. Mr. Nelson Page discussed the Grievance Committee with regards to deliberation in executive sessions. Ms. Mary Nealy talked about full annexation for Wells Branch Neighborhood. Ms. Dorothy Richter thanked the Parks and Recreation Department for feeder boxes on Barton Creek. Rev. David Dukes discussed the "I Care Program" of Christ in America Church. Ms. Alice Embree talked about relocation of Robert Mueller Airport.

OLD BUSINESS

Zoning Ordinances

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, passed through second and third readings of ordinances amending Chapter 13-2A of the Austin City Code (Zoning Ordinance) to cover the following changes:

(6) BILLY D. YOUNG
C14-85-288.80

Corner of Scenic
Brook Drive and
Thunderbird Road

From Interim "RR"
to "NO"

Second and third readings. First reading on April 16, 1986, (5-0). Mayor Pro Tem John Trevino, Jr. absent and Councilmember George Humphrey out of room at roll call. Conditions have been met as follows: Restrictive Covenant incorporating conditions imposed by Council has been executed.

(7) LOLA WILLIAMS &
HOWARD NALLEY
By Wade Masterson
C14-85-376

9310 and 9328
Jollyville Road

From Interim "SF-3"
to "LO"

Second and third readings. First reading on August 28, 1986, (6-0). Councilmember Mark Rose out of room at roll call. Conditions have been met as follows: Restrictive Covenant incorporating conditons imposed by Council has been executed.

CONSENT ORDINANCES

The Council, on Councilmember Rose's motion, Mayor Pro Tem Trevino's second, waived the requirement for three readings and finally passed the following ordinances in one consent motion: (7-0 Vote)

Wrecker Companies and Wrecker Drivers

Amended Chapter 8-7 Code of the City of Austin to replace Article V relating to regulation of wrecker companies and wrecker drivers.

Zoning Ordinance Corrections

Amended th following Zoning Ordinances to correct various errors relating to address and legal descriptions:

- a. Ordinance No. 861204-WW, Case No. C14r-86-230
(12636 Research Boulevard, Suite A-10)
- b. Ordinance No. 861211-C, Case No. C14r-85-047
(11514 Research Boulevard)
- c. Ordinance No. 850307-N, Case No. C14r-84-397
(8000 Block, Capital of Texas Highway)

Five Year Financial Forecast

Amended Ordinance No. 840216-E, an ordinance providing for a five-year financial forecast, by changing the deadline date for Council adoption of a resolution accepting the forecast, from February 28, 1987 to March 15, 1987.

ITEM POSTPONED

Council until March 5, 1987 consideration of amending Section 2-2-27(c) Code of the City of Austin, 1981, as amended, relating to the length of terms of the Ethics Review Commission.

ITEM WITHDRAWN

Withdrawn from the agenda was consideration of cancelling the regular meeting of Thursday, March 5, 1987 and continuing all items scheduled to March 12, 1987.

ITEMS POSTPONED

Postponed to March 12, 1987 is consideration of entering into a Lease Agreement with the Clarksville Community Development Corporation for the Clarksville Neighborhood Center at 1807 West 11th Street.

Postponed indefinitely is consideration of approval of a nine month contract with AKG+M Communications, Inc. in the amount of \$74,060.00 and Research and Planning Consultants, Inc. in the amount of \$79,515.00 for Comprehensive Marketing Program for Conservation Programs, Resource Management Department - total amount of \$153,575.00. C.I.P. No. 85/52-03.

Postponed to March 19, 1987 is consideration of approving the following contract:

Sun Medical
1179 Corporate Drive, Suite 100
Arlington, Texas

Eight Pulse Oximeter Units
and Probes, Brackenridge
Hospital
Total \$28,760.00 BH7-081

Postponed to March 12, 1987 is consideration of adopting the Five-Year Forecast for Fiscal Years 1987-88 - 1991/92.

Postponed indefinitely is consideration of approval of the selection of professional engineering services in connection with the Water and Wastewater Utility Innovative/Alternative Wastewater Treatment Methods.

CONSENT RESOLUTIONS

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

Aspen Properties Lease

Amended the lease with Aspen Properties for additional space for the meter readers of the Utility Customer Services Department.

Lease with Equitec Fund XIV

Approved entering into a lease agreement with Equitec Fund XIV, Equitec Properties Company, for office space for the Austin Police Department.

Capital Improvements Program

Authorized eminent domain proceedings to acquire in fee simple the following tracts of land for the construction of right-of-way and related drainage improvements for Stassney Lane from Interstate Highway 35 to South Congress Avenue: C.I.P. No. 81/62-11

- a. A 45,507 square foot tract of land, out of the William Cannon League Survey No. 19, Abstract No. 6, in the City of Austin, Travis County, Texas, for Permanent Street Right-of-Way purposes.
- b. A 90 square foot tract of land and a 1,775 square foot tract of land, out of the William Cannon League Survey No. 19, Abstract No. 6, in the City of Austin, Travis County, Texas, for Drainage Easements.
- c. A 6,175 square foot tract of land, a 411 square foot tract of land, and an 11,097 square foot tract of land, out of the William Cannon League Survey No. 19, Abstract No. 6, in the City of Austin, Travis County, Texas, for three Lateral Support Easements.
- d. A 3,826 square foot tract of land and a 1,082 square foot tract of land, out of the William Cannon League Survey No. 19, Abstract No. 6, in the City of Austin, Travis County, Texas, for two Temporary Working Space Easements.
- e. A 3,374 square foot tract of land, out of the William Cannon League Survey No. 19, Abstract No. 6, in the City of Austin, Travis County, Texas, for Right-of-Way purposes.
- f. A 1,181 square foot tract of land, out of the William Cannon League Survey No. 19, Abstract No. 6, in the City of Austin, Travis County, Texas, for Permanent Street Right-of-Way purposes.

Capital Improvements Program

Approved acquisition of 1.5 acres of parkland along Bull Creek.
C.I.P. No. 85/86-18

Approved acquisition of 5.25 acres of parkland along Bull Creek.
C.I.P. No. 83/86-18, 75/86-13 & 85/86-18

Approved a proposed supplemental amendment to the existing professional services agreement between the City of Austin and Espey, Huston and Associates, Inc. for Circuit 968 - Surveying, Engineering and Environmental Services, C.I.P. No. 85/13-05.

Approved a contract with Westin Engineering, Inc. in the amount of \$35,240.00 for consulting services to review the Electric Utility Department's statement of requirements for its Energy Management System (EMS) and to assist in evaluation of proposals to be received for the EMS. C.I.P. No. 85/11-01

Approved a twelve month contract with Synercom Technology, Inc. in the amount of \$79,728.00 and Digital Equipment Corporation in the amount of \$130,245.00 for Annual Hardware Maintenance on the Land Base Information System, Planning and Growth Management Department - total amount of \$209,973.00

Contracts Approved

Approved the following contracts:

BURNUP & SIMS OF TEXAS, INC. 2716 East 5th Street Austin, Texas	- CAPITAL IMPROVEMENTS PROGRAM - Underground Electric Construction, Maintenance and Pole Setting, Electric Utility Department Total \$3,514,740.79 C.I.P. Nos. 87/14-01 & 87/15-01
AMERICAN UTILITY SUPPLY COMPANY 377 Main Street Georgetown, Texas	- Fire Hydrants, General Services Department Twelve (12) Month Supply Agreement Items 1-4 - \$82,721.00 87-0085-DC
CAPITAL AREA PERFUSIONIST, INC. P. O. Box 5291 Austin, Texas	- Perfusion Services, Brackenridge Hospital Twelve (12) Month Contract Total \$61,000.00 BC6-280

Bid award:

- Generic Pharmaceuticals,
Brackenridge Hospital
Twelve (12) Month Supply Agreement
Total \$289,864.70 RS7-036
- (1) HYLAND THERAPEUTICS - \$91,084.10
444 West Glenoak Boulevard
Glendale, California
- (2) E. R. SQUIBB & SONS - \$33,488.48
P. O. Box 4000
Princeton, New Jersey
- (3) MERCK SHARP & DOHME - \$125,311.48
925 111th Street
Arlington, Texas
- (4) TPAVENOL LABS, INC. - \$39,980.64
1425 Lake Cook Road
Deerfield, Illinois
- SEGUIN PRODUCE, INC. - Bulk Produce, Brackenridge Hospital
4502 S. Congress, No. 128 Twelve (12) Month Supply Agreement
Austin, Texas Total \$30,298.32 BC7-095

Radio Communication Maintenance

Approved a one month contract with Austin Communications, Inc. for radio communication maintenance for the City of Austin in the amount of \$23,207.19

Applications to Criminal Justice Division

Approved resolutions supporting applications to the Criminal Justice Division of the Governor's Office of the State of Texas for funds for the following:

- a. To enhance the Police Department's Community Crime Prevention Programs.
- b. To establish a Criminal Justice Internship Program in the Police Department.

Repeat Offender Prosecution Unit

Approved supporting a joint application by Austin Police Department and Travis County District Attorney's Office to the Criminal Justice Division of the Governor's Office of the State of Texas for funds to establish a Repeat Offender Prosecution Unit.

Approved entering into a proposed Interlocal Agreement with Travis County to allow establishment of a Repeat Offender Prosecution Unit, operated by the Austin Police Department and the Travis County District Attorney's Office.

PARMER LANE

Approved a resolution requesting the Highway Commission to expedite the construction of Parmer Lane from FM 1325 to Highway 620, on Councilmember Shipman's motion, Mayor Pro Tem Trevino's second, 7-0 Vote.

APPEAL TO COUNCIL WITHDRAWN

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Rose's second, set a public hearing at the request of Mr. Bruce Todd on an appeal of the Planning Commission's decision regarding a site plan extension for 8501-8811 RM 2222, Case No. C14r-84-454 for March 19, 1987 at 4:30 p.m. (7-0 Vote)

LATER IN THE DAY:

Motion to Reconsider

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Urdy's second, reconsidered the motion setting the public hearing. (6-0 Vote, Councilmember Humphrey out of the room)

Motion

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Urdy's second, approved the request of Bruce Todd to withdraw his appeal. (6-0 Vote, Councilmember Humphrey out of the room)

AERIAL PHOTOGRAPHY

The Council, on Councilmember Humphrey's motion, Councilmember Urdy's second, adopted a resolution approving a contract award for the purchase of aerial photography, survey and mapping services with United Aerial Mapping. (7-0 Vote)

AMENDMENTS TO ANNUAL OPERATING BUDGET

Council had before them several amendments to the Annual Operating Budget for 1986-87:

- a. Reducing the appropriation to the Growth Services Fund (Total Operating Requirements) by \$1,493,512.00
- b. Increasing the appropriation to the Growth Services Fund (Transfer from the General Fund) by \$5,122,619.00.

- c. Increasing the General Government C.I.P. (Interest Income) Transfer to the General Fund by \$1,500,000.00.
- d.(1)Increasing the Transit Fund Transfer to the General Fund by \$1,000,000.00
- (2)Approving in General Fund a transfer from the Transit Fund in the amount of \$1,000,000.00.
- e. Reducing General Fund appropriations (Total department) by \$2,622,619.00
- f. Reducing the number of authorized positions with the classification of Fire Lieutenant by one (1).

Motion

Councilmember Rose made a motion, seconded by Councilmember Shipman to waive the requirement for three readings and finally pass ordinances amending the 1986-87 Annual Operating Budget as listed above.

Councilmember Rose said there may have to be deeper cuts at the end of the second quarter.

Councilmember Shipman stated for the record: "Just one word about the areas discussed. In recent years we have really improved, through the Fire Department, the subdivision review processing and the planning review processing and I think we are looking at more careful fire safety issues before the fact instead of after the fact and I think that is really commendable. I want to reiterate my concern about transferring this one position because we are at the same time trying to expedite the plan review process. I will be very carefully looking at whether or not that actually takes place and will be asking the Manager for follow-up on that as we move toward the remainder of this fiscal year and I would like to enter that into the record."

Mayor Cooksey went over some points and made the following motion:

Motion - DIED FOR LACK OF SECOND

Mayor Cooksey made a motion to retain the librarian/volunteer coordinator. Motion died for lack of second.

Mayor Cooksey pointed out that since there will be a cut back in employees, the use of volunteers will be badly needed.

Roll Call on Motion

7-0 Vote

**EMINENT DOMAIN PROCEEDINGS - ELECTRIC TRANSMISSION & DISTRIBUTION
EASEMENTS**

The Council, on Councilmember Humphrey's motion, Councilmember Rose's second, adopted a resolution authorizing eminent domain proceedings to acquire electrical transmission and distribution easements as part of Circuit 3125, Lytton Springs to Trading Post. (6-1 Vote, Councilmember Shipman voted No.)

- a. Tract 20A being 0.36 acres of land out of a 10.00 acre tract described in the deed recorded in Volume 6668, Page 754 of the Deed Records of Travis County, Texas.
- b. Tract 26F being 0.9 acres of land out of a 3.6 acre tract described in the deed recorded in Volume 7679, Page 267 of the Deed Records of Travis County, Texas.
- c. Tract 26G being 0.46 acres of out of a 45.27 acre tract described in the deed recorded in Volume 3538, Page 470 of the Deed Records of Travis County, Texas.
- d. Tract 26H being 0.28 acres of out of a 5 acre tract described in the deed recorded in Volume 6957, Page 1706 of the Deed Records of Travis County, Texas.
- e. Tract 26J being 1.54 acres of out of a 10 acre tract described in the deed recorded in Volume 6957, Page 1706 of the Deed Records of Travis County, Texas.
- f. Tract 57 being 6.72 acres of land out of a 36.40 acre tract described in the deed recorded in Volume 9378, Page 726 of the Deed Records of Travis County, Texas.
- g. Tract 61 being 4.39 acres of land out of a 73 acre tract described in the deed recorded in Volume 1021, Page 497 and Volume 9421 Page 12 of the Deed Records of Travis County, Texas.
- h. Tract 63 being 8.45 acres of land out of a 29.62 acre tract described in the deed recorded in Volume 8957, Page 657 of the Deed Records of Travis County, Texas.
- i. Tract 206 being 2.14 acres of out of a 38.3613 acre tract described in the deed recorded in Volume 8562, Page 736 of the Deed Records of Travis County, Texas.

ALTERNATE ROUTE STUDY FOR CIRCUIT 912

The Council, on Councilmember Shipman's motion, Mayor Pro Tem Trevino's second, adopted a resolution approving a proposed Supplemental Amendment to the existing professional services agreement between the City of Austin and Dames and Moore, Inc., in connection with the Alternate Route Study for Circuit 912. CIP No. 82/13-03 (6-0 Vote, Councilmember

Rose out of the room.)

Councilmember Shipman stated: "I want the City Manager to enter into the record the public participation process and plans for it since this is going to be an inter-governmental transaction and we are going through the City of Westlake Hills..what steps are going to be taken to work with the elected officials in Westlake Hills."

City Manager Carrasco stated, "We have already been working extensively with representatives of the City of Westlake Hills. This is an additional element of that effort to identify all the routes for this transmission facility that would be mitigating the impact on that community. There are public hearings that will be planned once we have alternatives to present and discuss publicly. Of course, we will continue to work with the Mayor, members of Council and other officials of the City of Westlake Hills before the final action will be contemplated."

CONTRACT APPROVED

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, adopted a resolution approving the following contract: (5-0 Vote, Mayor Pro Tem Trevino and Councilmember Rose out of the room)

SYNERCOM TECHNOLOGY, INC.
10405 Corporate Drive
Sugar Land, Texas

- Software Maintenance Contract for
Synercom Software on Land Base
Information System, Planning and
Growth Management Department
Total \$87,407.73 85/S462-FW/KW

POWER PLANT CYCLIC OPERATION STUDY

Council had before them for consideration approval of a resolution for contract award for engineering consultant services for the power plant cyclic operation study with Ebasco Services, Inc., in the amount of \$104,000.00.

Motion

Councilmember Humphrey made a motion, seconded by Mayor Cooksey to DENY.

Substitute Motion

The Council, on Councilmember Urdy's motion, Mayor Pro Tem Trevino's second, approved a substitute motion to adopt a resolution approving the staff recommendation to approve the contract award to Ebasco Services, Inc. Motion passed by a vote of 6-1 with Councilmember Humphrey voting No. (Amount is \$104,000.00)

CIRCUIT 3125

The Council, on Councilmember Rose's motion, Mayor Pro Tem Trevino's second, adopted a resolution ratifying amendments to the right-of-way alignment of Circuit 3125 and negotiations with property owners as to such amended alignment. (6-1 Vote, Councilmember Shipman voted No.)

IMPROVEMENTS TO REAGAN HIGH SCHOOL

The Council, on Councilmember Rose's motion, Councilmember Shipman's second, adopted a resolution approving authorization of a waiver of required right-of-way dedication for the Austin Independent School District in connection with pending improvements to Reagan High School. (7-0 Vote)

PUBLIC HEARINGS - CONSIDER STREET NAME CHANGES

Mayor Cooksey opened the public hearings set for 3:30 p.m. on several street name changes. There was discussion on a portion of Cameron Road being changed to Dessau Road.

Ramon Miguez, Transportation and Public Services Department, showed charts of all the proposed changes.

Sue Metzler, representing Houston Instrument-Engineering said they have spent \$1,000,000 on advertising products with the address of Cameron Road and requested the change be denied.

Walter B. Neitsh, 8514 Cameron Road, said he had lived at that address for 30 years. A change in name would be too expensive for all of the businesses in the area.

Jackie Luth, Clear Creek Estate, spoke about image.

Bob Carruthers, representing Fisher Controls said they had spent \$2,000,000 in advertising with their present address and do not want a change. William Sweetman, representing Eagle Signal Controls said the time and money wasted would be bad. Joe Hoakum and Buddy Barfield spoke against the address change.

Councilmember Shipman stated that when a change in street name is being contemplated, the owners of property should be notified and a meeting set before the idea goes very far.

Motion

The Council, on Councilmember Humphrey's motion, Councilmember Urdy's second, closed the public hearing and DENIED a street name change for a portion of Cameron Road to Dessau Road. (6-0 Vote, Councilmember Rose out of the room)

Motion

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Trevino's second, closed the public hearing, waived the requirement for three readings and finally passed ordinances approving the following street name changes: (5-0 Vote, Councilmembers Humphrey and Rose out of the room.)

PORTION OF CAMERON ROAD TO FUTURE DRIVE. (Request submitted by Transportation and Public Services Department) NC-87-002

PORTION OF DESSAU ROAD TO PLEASEANT LANE. (Request submitted by Transportation & Public Health Services Department) NC-87-003

Motion

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Carl-Mitchell's second, waived the requirement for three readings and finally passed ordinances approving the following street name changes: (5-0 Vote, Councilmembers Humphrey and Rose out of the room)

PORTION OF CONVICT HILL ROAD to WILLIAM CANNON DRIVE WEST
(Request submitted by Transportation and Public Services Department) NC-87-004

PORTION OF MCCARTY LANE to WILLIAM CANNON DRIVE WEST
(Request submitted by Transportation & Public Services Department) NC-87-005

Reverend David Fetter, Abiding Love Lutheran Church, said they oppose the proposed change of a portion of McCarty Lane to Brush Country Road, since their church is the only address on the portion of McCarty Lane in question. He was afraid there would be an identity problem.

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Carl-Mitchell's second had made a motion to approve the name change and it had passed by a vote of 5-0 with Councilmembers Humphrey and Rose out of the room.

LATER IN THE DAY AFTER REV. FETTER SPOKE

Motion

Mayor Pro Tem Trevino made a motion, seconded by Councilmember Urdy to reconsider the vote on this change. Motion passed by a vote of 5-0 with Councilmembers Humphrey and Rose out of the room

Council then unanimously agreed to postpone the consideration of this street name change until March 5, 1987.

Motion

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Carl-Mitchell's second, closed the public hearings, waived the requirement for three readings and finally passed ordinances approving the following street name changes: (5-0 Vote, Councilmembers Rose and Humphrey out of the room)

PORTION OF MCCARTY LANE to CONVICT HILL ROAD (Request submitted by Transportation & Public Services Department) NC-87-007

BIRD VIEW BOULEVARD to CONVICT HILL ROAD (Request submitted by Transportation & Public Services Department) NC-87-008

PORTION OF CONVICT HILL ROAD to ESCARPMENT BOULEVARD (Request submitted by Transportation & Public Services Department) NC-87-009

PUBLIC HEARINGS - REVISED ZONING REGULATIONS

Mayor Cooksey opened the public hearings set for 3:30 p.m. to consider amending Chapter 13-2A (Revised Zoning Regulations). No one appeared to speak.

Motion

The Council, on Councilmember Shipman's motion, Mayor Pro Tem Trevino's second, closed the public hearings, waived the requirement for three readings and finally passed ordinances amending Chapter 13-2A (Revised Zoning Regulations) by: (6-0 Vote, Councilmember Humphrey out of the room)

- a. Amending Section 13-2A-2230 by deleting the requirement that no land may be zoned "SF-4A" Single Family Residence (Small Lot) until approved as a small lot subdivision and served by public water and centralized sewer systems.
- b. Amended Section 13-2A-2236 to modify the purpose statement for the "SF-5" Urban Family Residence District; amending Section 13-2A-2240(c) to provide additional site development regulations in the "SF-5" District.
- c. Amending Section 13-3-107 by deleting the requirement that small lots may not be created from previously platted one or two family residential lots.

ZONING HEARINGS

Mayor Cooksey announced Council would hear zoning hearings. Council heard, closed the public hearings, and passed through first or third readings or postponed the cases. Action follows each case.

a. Items continued from previous meeting:

(1)	r-86	FLOYD J. REISSIG	5710 E. Martin L.	From "SF-2"
	066	By Ann Engles	King Boulevard	To "GR"
				NOT RECOMMENDED
				<u>POSTPONED INDEFINITELY</u>

b. Recommended by the Planning Commission, As Requested:

(2)	-86	CITY OF AUSTIN	Long Hoq Hollow &	From "SF-2"
	291	PARKS &	Floral Park Drive	To "p"
		RECREATION		RECOMMENDED
		DEPARTMENT		<u>ORDINANCE</u>
(3)	-86	CITY OF AUSTIN	6701 Lakewood Drive	From "SF-2"
	315	PARKS & RECREATION		To "p"
				RECOMMENDED
				<u>ORDINANCE</u>
(4)	-86	WESTENFIELD	2400-2406 & 2401-	From "CS"
	330	DEVELOPMENT	2431 Exposition	To "GR"
		COMPANY	3100-3118 & 3200-	RECOMMENDED
		By City of Austin,	3204 Windsor Road	<u>FIRST READING</u>
		Office of Land	2400-2430 Spring Lane	
		Development	2601-2621 Bowman Ave.	

(On Councilmember Carl-Mitchell's motion, Mayor Pro Tem Trevino's second, 7-0 Vote)

(5)	8-84	BARTON CREEK	2658-2712 Capital of	From "LO"
	037	OFFICE PARK PUD	Texas Hwy. South	To "PUD"
		By Terry Reynolds		RECOMMENDED
				<u>ORDINANCE</u>

(On Councilmember Carl-Mitchell's motion, Councilmember Rose's second, 7-0 Vote)

(6)	r-86	ESTATE OF CLOVIS	13263 & 13265	From "SF-2"
	319	BALLARD	Research Boulevard	To "GR"
		By D. Edward Moore		RECOMMENDED
				<u>FIRST READING</u>

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

(7)	r-85	GLENN SYNOTT	320 West William	From "LO"
	336	By James M. Rose	Cannon Drive	To "GR"
				<u>FIRST READING</u>

RECOMMENDED subject to ordinance requirements and department. Recommendations subject to the following conditions: Restrictive covenant prohibiting drive-thru, fast food, and convenience store uses, and prohibiting obtrusive lighting (down-lighting only), noting 6 ft. fence along east property line is adequate.

(On Councilmember Carl-Mitchell's motion, Mayor Pro Tem Trevino's second, 6-0 Vote, Councilmember Rose abstained)

2/26/87

- (8) -86 AUSTIN COMMUNITY 5712 E. Riverside From "I-SF-3"
325 COLLEGE Drive To "GO" & "RR"
By William Bingham POSTPONED TO MARCH 5, 1987

RECOMMENDED subject to a restrictive covenant providing for a rollback to "SF-3" should the use as a college campus cease; providing for rezoning to "P" Public should the ordinance be amended to allow a college campus as a permitted use in the "P" district; and prohibiting compatibility standards from being imposed from the "RR" zoned floodplain.

- (9) -86 GERALD HARVEY 3001 South Bell From "DR"
162 JONES (U.S. 183 North) To "CH"
By Black, Atkinson,
Vernoo, Inc. POSTPONED INDEFINITELY

RECOMMENDED subject to dedication of up to 75 feet of right-of-way from the centerline of U.S. Hwy. 183 and reservation of 70 feet to 125 feet of right-of-way, each based on the future alignment of U.S. 183, and limited to a maximum of 1,232 peak hour trips (PHT) based upon the "Four Corners" phasing agreement, and a maximum .77 F.A.R. with an equivalent 446,098 sq. ft.

- (10) -86 JOHN R. HAMILTON 300 Block West From "SF-2"
317 By Espey, Huston Yager Lane To "GR" (as amended)
& Associate, POSTPONED TO MARCH 26, 1987

RECOMMENDED subject to an F.A.R. limitation of .25; the dedication of 45 feet of right-of-way from the centerline of Yager Lane; No Certificate of Occupancy to be issued until completion of Yager Lane CIP or TIA is submitted to OLDS demonstrating that additional traffic will not degrade existing traffic conditions; OLDS review of proposed access to Yager Lane; and \$34,840 letter of credit to be posted prior to issuance of building permit.

- (11) -86 C. B. FRANCIS 10415 Morado Circle From "LO"
320 By Carole To "GO"
Rylander FIRST READING

RECOMMENDED "GO" limited to "LO" site development regulations per agreement with neighborhood associations.

- (12) -86 BEN WHITE JOINT 3100-3700 Montopolis From "SF-2" & "LI"
322 VENTURE Drive To "LI" (as amended)
By Lichliter/
Jameson & Assoc., POSTPONED INDEFINITELY
Inc.

RECOMMENDED subject to Restrictive covenant required as a condition of zoning for the rest of the Austin South Business Park. The applicant should be required to dedicate 45 feet of right-of-way from the centerline of Montopolis Boulevard. To fulfill the recommendations of the transportation impact analysis.

- (13) -86 BEN WHITE JOINT 5600-6200 Ben White From "SF-2" & "LI"
323 VENTURE Boulevard To "LI" & "RR"
By Lichliter/ FIRST READING
Jameson & Assoc.,
Inc.

RECOMMENDED (as amended) subject to the following conditions: The Restrictive covenant required as a condition of zoning for the "LI" portion of the tract as well as the rest of the Austin South Business Park should be extended to cover the balance of the tract. The applicant should be required to dedicate 75 feet of right-of-way from the centerline of Ben White Boulevard and to reserve an additional 75 feet of right-of-way, pending verification with the State Highway Department. To fulfill the recommendations of the transportation impact analysis.

- (14) -86 BEN WHITE JOINT 5600-6200 Ben White From "SF-2" & "LI"
324 VENTURE Boulevard To "CS" & "RR"
By Lichliter/ FIRST READING
Jameson & Assoc.,
Inc.

RECOMMENDED (as amended) subject to the following conditions: The restrictive covenant required as a condition of zoning for the "LI" portion of the tract should be extended to the balance of the tract. The applicant should be required to dedicate 75 feet of right-of-way from the centerline of Ben White Boulevard, and to reserve an additional 75 feet of right-of-way, pending verification with the State Highway Department. To fulfill the recommendations of the transportation impact analysis.

- (15) -86 JAY WILLIAMSON 501 W. Stassney From Tr. 1 "LR" & "SF-3"
229 By James M. Rose Lane Tr. 2 "LR"
5627-5643 South To Tr. 1 "GR"
1st Street Tr. 2 "LO"
FIRST READING

RECOMMENDED subject to "automall project" as the only "GR" use, and the remainder of the "GR" tract limited to "LR", Neighborhood Commercial uses, and "LO" for tract 2, as requested.

(6-0 Vote, Councilmember Rose abstained)

(On Councilmember Carl-Mitchell's motion, Mayor Pro Tem Trevino's second, 7-0 Vote)

2/26/87

(16) 8-87 MEADOWCREEK PUD 4611-4805 Manor From "GR" & "LO"
 002 By Kristaponis, Road To "PUD"
 Gregory & Assoc. FIRST READING

RECOMMENDED subject to uses within the "GR", "W/LO" and "LO" use districts with the exception of the following: Commercial Recreation, Funeral Services, Hotel-Motel, Pawn Shop Services, Service Stations, Building Maintenance Services, Custom Manufacturing, Automotive Washing, Automotive Sales, Equipment Sales, Equipment Repair Service and subject to a restrictive covenant precluding stand-alone bars and/or amplified music, automotive repair or welding courses, moving storage firms, research warehousing services, and bulk storage of agricultural goods such as feed or grain.

APPROVED staff recommendation, auto only in Building C

(On Councilmember Urdy's motion, Councilmember Rose's second, 5-2 Vote, Councilmember Shipman and Mayor Cooksey voted No)

d. To be heard by the Planning Commission February 24, 1987 (Recommendation to follow)

(17) -86 AUSTIN COMMUNITY 5712 E. Riverside From "I-SF-3"
 326 COLLEGE Drive To Trs. 1,11,12 "GO-MU"
 By William H. Tr. 2 "LO-MU"
 Bingham Trs. 4 & 7 "SF-6"
 Trs. 5,9,10 "MF-3"
 Tr. 6 "LR", Tr. 8
 "MF-2", Tr. 13 "P"
POSTPONED TO MARCH 5, 1987

(18) -87 TERRY LEE NAGLE 8600 Old Bee Caves From "I-SF-2"
 003 Road To "CS"
Recommended with Conditions FIRST READING

(19) -87 GUY & J. B. 7813 South 1st From "SF-3"
 006 GOODWIN Street To "LR"
 By HAP 620 Dittmar Road
 Investments, Inc. FIRST READING

Recommended with Conditions

(On Councilmember Carl-Mitchell's motion, Mayor Pro Tem Trevino's second, 7-0 Vote)

2/26/87

2. HILL COUNTRY SITE PLAN APPROVAL**a. Recommended by the Planning Commission as Requested:**

(1)	-86	LUCIEN HUGHES	5000 R.M. 620 South	Hill Country Site Plan
	041	MARSHALL FORD		Approval and Request
		BAPTIST CHURCH		for FAR Bonus of 0.05
		By John Furlong		RECOMMENDED
				<u>FIRST READING</u>

3. WAIVER FROM HILL COUNTRY ORDINANCE REQUIREMENTS**a. Recommended by the Planning Commission as Requested:**

(1)	r-85	STAN SCHLUETER	9716 R.M. 2222	Waiver from Hill
	340	By Kristaponis,		Country Ordinance
		Gregory & Assoc.		(Sec. 5189a) Require-
				ment for 6" Tree Survey
				and Cluster Survey
				RECOMMENDED
				<u>FIRST READING</u>

4. AMENDMENT OF CONDITIONS OF ZONING**a. Recommended by the Planning Commission as Requested, With Conditions:**

(1)	-83	GAYLE FARMER	1710 Fortview Road	RECOMMENDED subject
	012	By Bury & Pittman		to restrictive covenant
				as agreed to by the
				applicant and Planning
				Commission, as to "CS"
				uses as attached subject
				to restrictive covenant
				enforceable by surround-
				ing property owners
				within 400 ft.

EMERGENCY PASSAGE**ORDINANCE**

(On Councilmember Carl-Mitchell's motion, Mayor Pro Tem Trevino's second, 7-0 Vote)

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.

1. Pending Litigation - Section 2, Paragraph e
 - a. Greenberg v. City of Austin CA411,140
 - b. City of Austin v. Greenberg, CA42,837
 - c. City of Austin v. Houston Lighting and Power
 - d. Concerned land owners & Citizen Org. v. Renfro

2/26/87

RECESS

Council recessed its meeting at 6:00 p.m. and resumed its recessed meeting at 6:55 p.m.

ITEM POSTPONED

Postponed until March 5, 1987 is action on the following:

STEPHEN A. GREENBERG
By Kathryn E. Allen
C14-86-154

1512 Eva Street

From "SF-3" to
"NO"
NOT RECOMMENDED

SUBDIVISION OF DUPLEXES

Councilmember Rose introduced an item to Council to consider approval of Building Code Amendments relating to the subdivision of duplexes.

People who spoke on the subject were Beth Holt, Chuck Hempstead, Terry Sasser, Charles Smith, W.R. Coleman, Martin Gonzales.

Motion

The Council, on Councilmember Rose's motion, Councilmember Urdy's second, instructed the City Manager to instruct staff to bring back an ordinance on March 5, 1987 amending the Building Code, grandfathering existing duplexes concerning fire wall and sprinkler system & include requirement for retrofit for water and wastewater and electrical outlets. (7-0 Vote)

ZONING ORDINANCES

The Council, on Councilmember Rose's motion, Councilmember Carl-Mitchell's second, waived the requirement for three readings and finally passed ordinances amending Chapter 13-2A of the Austin City Code (Zoning Ordinance) to cover the following changes:

MRS. GAYLE FARMER
By Kathy Hardin
C14-83-012

1710 Fortview Road

From "LO" to
"CS"

EMERGENCY PASSAGE OF ORDINANCE

Heard and granted April 7, 1983 (5-0). Conditions have been met as follows: Restrictive covenant incorporating conditions imposed by Council has been executed. Right-of-way has been dedicated by street deed.

MRS. GAYLE FARMER

1710 Fortview Road

Amendment to Condition
of zoning

EMERGENCY PASSAGE OF ORDINANCE

ADJOURNMENT

Council adjourned its meeting at 7:26 p.m.