



Austin City Council MINUTES

For AUGUST 13, 1987 - 1:00 P.M.

Council Chambers, 307 West Second Street, Austin, Texas

Memorandum To:

Mayor Cooksey called to order the meeting of the Council, noting the absence of Councilmember Urdy and Mayor Pro Tem Trevino.

MINUTES APPROVED

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Nofziger's second, approved minutes for regular meeting of August 6, 1987 and special meetings of August 4 & 6, 1987. (4-0 Vote, Councilmember Urdy and Mayor Pro Tem Trevino absent, Councilmember Humphrey out of the room)

CITIZEN COMMUNICATIONS

Mr. Thad Coker did not appear. Ms. Barbara Cilley discussed letters of credit. Mr. H.P. Gillespie discussed 3rd Street Parkway Plan, 345 KV Transmission Line and Austin Plan. Mr. Sam Griswold discussed airport noise.

ELECTRIC UTILITY COMMISSION

No recommendation was given concerning the cost of service and rates model.

ITEM POSTPONED

Postponed to August 27, 1987 was consideration of second and third readings of the Development Processing Ordinance (13-1) and the Performance Overlay Ordinance.

CONTINUATION OF MENTAL HEALTH UNIT

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, adopted a resolution to enter into an Interlocal Cooperation Agreement with Travis County to provide for the continuation of the Mental Health Unit. (5-0 Vote, Councilmember Urdy & Mayor Pro Tem Trevino absent)

SPEED ZONE ORDINANCE

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, waived the requirement for three readings and finally passed the following amendment to the Austin City Code to modify the following speed zones: (5-0 Vote, Councilmember Urdy, Mayor Pro Tem Trevino absent)

Section 11-2-100 (c) 45 mph

DELETE: U.S. 290 West from Ben White Boulevard (Station 204+16.57) to 900 feet south of Sunset Trail (Station 173+00).

ADD: U.S. 290 west from Loop 360/Capital of Texas Highway, South/Ben White Boulevard to Stearn's Lane at Sunset Valley City Limits Mile Point 10.169.

ADD: U.S. 290 West from Mile Point 8.496 to Mile Point 6.184.

Section 11-2-100 (d) 50 mph

ADD: U.S. 290 West (westbound) from Mile Point 9.773 to Mile Point 9.280

ADD: U.S. 290 West (westbound) from Mile Point 9.091 to Mile Point 8.496.

ADD: U.S. 290 West (eastbound) from Mile Point 8.496 to Mile Point 9.773.

Section 11-2-100 (e) 55 mph

ADD: U.S. 290 West (westbound) from Mile Point 9.280 to Mile Point 9.091.

ADD: U.S. 290 West from Mile Point 6.184 to F.M. 1826/Mile Point 5.398 Austin City Limits.

RESOLUTIONS

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Shipman's second, adopted the following resolutions in one consent motion: (5-0 Vote, Mayor Pro Tem Trevino and Councilmember Urdy absent)

Release of Easements

Authorized release of the following easements:

- a. Portions of a 7.5' Public Utility Easement of record in Cabinet "F", Slide 11, Williamson County Plat Records and located on Lot 47, Block "H", Hunters Chase Section

Four, 8102 Chain Fire Cove. (Request submitted by Certified Savings Association of Georgetown, Texas)

- b. A portion of a 10' Public Utility Easement across the rear of Lot 1, Resubdivision of Lots 45 and 46 of the George L. Robertson Subdivision Outlot 55, Division B, 1103 Olive Street. (Request submitted by Tom Hatch)
- c. An Electric & Telephone Easement of record in Volume 9827, Page 157, Travis County Real Property Records. (Request submitted by the Electric Department)
- d. An Electric and Telephone Easement of Record in Volume 9811, Page 5137, Travis County Real Property Records. (Request submitted by the Electric Department)

Capital Improvements Program

Approved acquisition of a tract of land (one of three which will be necessary) for the construction of a Joint-Use Fire/Police Training Academy facility on the west side of Shaw Lane just south of Burleson Road. (Charles Goodnight, et al, owner) C.I.P. No. 82/83-01

Approved Eminent Domain Proceedings to acquire the following:
C.I.P. Nos. 85/22-27 & 85/22-23

- a. A permanent 4,322 square foot water transmission main easement and a permanent 27,050 square foot Water Transmission Main Easement plus Temporary Construction Easements out of the Green McCoy Survey No. 29 in the Travis County, Texas from Oak Grove Joint Venture for the Northwest "A" Water Transmission Main.
- b. A permanent Water Transmission Main Easement containing 12,033 square feet (0.2762 acres) of land and Temporary Working Space Easements out of the Green McCoy Survey No. 29 in Travis County, Texas from Oak Grove Joint Venture II for the Northwest "A" Water Transmission Main.
- c. A 3,243 square foot Water and Wastewater Easement out of the Henry Rhodes Survey No. 5, Abstract No. 522 in Williamson County, Texas from Charles R. Evans for the Jollyville Water Transmission Main.
- d. A permanent Water Transmission Main Easement containing 15,286 square feet (0.35 acres) of land and a Temporary Construction Easment containing 2.19 acres of land out of the Henry Rhodes Survey, Abstract No. 522 in Williamson County Texas from A.G. Spanos Construction, Inc. for the Northwest "A" Water Transmission Main.

CONTRACTS APPROVED

Approved the following contracts:

- a. DON E. PHILLIPS, INC.
8000 Blue Goose Road
Manor, Texas
- CAPITAL IMPROVEMENTS PROGRAM -
Installation of Underground
Electric Distribution Facilities
for Shepard Mountain, Electric
Utility Department
Total \$39,810.22 C.I.P. No.
85/15-01
- b. INDUSTRIAL DISPOSAL SUPPLY COMPANY
1106 Paulsun
San Antonio, Texas
- Nine (9) Regeneration Air Street
Sweepers, General Services
Department
Five (5) of the nine (9) units will
be purchased outright and four (4)
units will be funded by third party
financing
Total \$534,645.00 86-0342-FC/OM
- c. Bid award:
- Nine (9) Truck Mounted Hydraulic
Cranes, General Services Department
Total \$330,914.00 87-0336-OM
- (1) UEC EQUIPMENT COMPANY
3004 Navigation Blvd.
Houston, Texas
- HC 1-1, 1-2 & 1-3 - \$208,163.00
- (2) NIECE EQUIPMENT & SUPPLY
15630 Hwy 181
Austin, Texas
- HC 2-1 - \$53,245.00
- (3) DAVIS UTILITY HYDRAULICS
753 East Hwy. 121
Lewisville, Texas
- HC 1-4 - \$69,506.00
- d. MILLER UNIFORM COMPANY
816 West 12th Street
Austin, Texas
- Uniform Shirts, General Services
Department
Twelve (12) Month Supply Agreement
Items 1-4 - \$41,199.00 87-0307-DC

Approach Main Contracts

Approved the following approach main contracts:

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

- a. 947 Johnston 10 Acre Tract - Water (City cost participation)
- b. 948 17 Acre Boston Lane Tract - Water (City cost participation)
- c. 989 17 Acre Boston Lane Tract - Wastewater

1987 Police Retirement Board

Appointed five (5) members and five (5) alternate members to the 1987 Police Retirement Board Nominating and Election Committee as follows:

Principal Members

Richard Pulatie
Ruben Lopez
Delbert M. Cullough
Ruth Bullock
Randy Malone

Deputy Chief of Police
Lieutenant
Senior Sergeant
Police Officer
Police Officer

Alternate Members

John Vasquez
John Ross
Ernest Shugart
Jimmie Broaders
Janis Dickerson

Captain
Lieutenant
Senior Sergeant
Senior Sergeant
Police Officer

Interlocal Agreement for Purchase of Natural Gas

Approved entering into an Interlocal Agreement with the State of Texas for the purchase of natural gas for 13 City buildings.

Items Postponed

Postponed to August 27, 1987 is consideration of authorizing execution of a traffic phasing agreement for the Lake Creek Development.

Postponed indefinitely is consideration of a request for 15,000 gallons of out-of-district service from WCID-20 to three sites currently served by WCID-10.

PUBLIC EVENT FACILITIES IMPROVEMENTS

The Council, on Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, adopted a resolution approving and authorizing the selection of The Architect's Office for architectural services in connection with the design and construction of the Public Event Facilities Improvements. C.I.P. No. 87/80-01. (5-0 Vote, Councilmember Urdy and Mayor Pro Tem Trevino absent)

EXECUTIVE SESSION

Mayor Cooksey announced Council would enter 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) Overton et al v. City of Austin
- (c) Letters of Credit
- (d) West Lake Hills Truck Routes

2. Land Acquisition - Section 2, Paragraph f

- (a) Tips Warehouse
- (b) Airport

RECESS

Council recessed its meeting from 2:12 p.m. to 4:40 p.m. and resumed its recessed meeting.

PUBLIC HEARING - LAKEVIEW PUD INCLUSION IN WATER & WASTEWATER SERVICE

Mayor Cooksey opened the public hearing set for 4:30 p.m. on amending Ordinance No. 810820-B to include the Lakeview PUD in the Water and Wastewater Service Area.

Jim Thompson, Director of Water and Wastewater, reviewed. No one else appeared to speak.

Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance amending Ordinance No. 810820-B to include the Lakeview PUD in the Water and Wastewater Service Area. (5-0 Vote, Councilmember Urday and Mayor Pro Tem Trevino absent)

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- (b) Overton et al v. City of Austin
- (c) Letters of Credit

2. Land Acquisition - Section 2, Paragraph f

(a) Tips Warehouse

RECESS

Council recessed its meeting from 4:45 p.m. to 5:00 p.m. when it resumed its recessed meeting.

ALLEY VACATION

Mayor Cooksey opened the public hearing set for 5:00 p.m. on vacation of the following: A portion of East 11th Street alley (300 Block) for aerial and subsurface rights. (Request submitted by James M. Nias on behalf of The Texas Association of Realtors, Inc.

Jim Smith, Director of Transportation and Public Service, reviewed. No one else appeared to speak.

Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Shipman's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance vacating a portion of East 11th Street Alley (300 Block) for Aerial and Subsurface Rights. (5-0 Vote, Councilmember Urdy and Mayor Pro Tem Trevino absent)

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1. Pending Litigation - Section 2, Paragraph e

- (b) Overton et al v. City of Austin
- (c) Letters of Credit

2. Land Acquisition - Section 2, Paragraph f

(a) Tips Warehouse

RECESS - Council recessed for executive session from 5:05 to 6 p.m.

PUBLIC HEARING - SOUTHERN UNION GAS COMPANY'S REQUESTED RATE INCREASE

Mayor Cooksey opened the public hearing set for 6:00 p.m. on Southern Union Gas Company's requested rate increase. The following people appeared to speak:

Don Butler reviewed; Roger Duncan against; Mary Peterson against; Kim Hill for; Kathleen Strong and Fred McNair against; Evelyn Erickson, Laura Oswal, Diana Fabre, Dorothy Culoer, for; Gary Gleason spoke about banking; Charlie Ford against; Roseann and four helpers from SUG for; Bill Domestigus, Clint Butler, Emma Imperial, Virgie Kinsey, Susie Salinas, L.C. Jones, Joe Morris, George Smith for; Chris Strand against; Tom Smith no position; Liz Cortez, Kippa Smith, Wayne Brown, John Osgood for; Merle Moden and Marcos deLeon also spoke.

Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, closed the public hearing. (5-0 Vote, Councilmember Urdy and Mayor Pro Tem Trevino absent)

Motion

The Council, on Councilmember Humphrey's motion, Councilmember Carl-Mitchell's second, appointed a sub-committee of Councilmembers Humphrey, Carl-Mitchell, Nofziger and Mayor Cooksey to come back to Council on August 20, 1987 with recommendations. (5-0 Vote, Mayor Pro Tem Trevino and Councilmember Urdy absent)

RECESS

Council recessed its meeting from 8:00 to 8:15 p.m.

PUBLIC HEARING - PROPOSED AMENDMENTS TO AUSTIN METROPOLITAN AREA ROADWAY PLAN

Mayor Cooksey opened the public hearing set for 6:00 p.m. on twenty proposed amendments to the Austin Metropolitan Area Roadway Plan.

Mike Aulick, Growth Management Department, reviewed the Metropolitan Area Roadway Plan by means of maps.

The following people spoke at the hearing: Robin Abrams, Robert L. Akers, Roger Baker, David Bearden, Nancy Bessent, Jan Bessent, Charles Bounds, Phyllis Brinkley, Earl Burklund, Don Burwell, Cheryl Chance, E.N. Conner, Bert Cromack, R. Steve Deutsch, Daniel Dierschke, Judith Doran, Dave Dobbs, Barbara Dugelby, Shudde Fath, David Frederick, Susan Frost, John L. German, H.P. Gillespie, Jack Goodman, Neal Graham, Chip Harris, BeBe Henderson, Chuck Hempstead, Paul Hernandez, Elmer Hixson, John Houghton, Scott Johnson, Mary C. Kaiser, Beverly Kimbrough, Lynda Kirk, David G. Krausse, Barbara McArthur, Allan McMurtry, Mary Nunnally, Otto Paganin, Carolyn Parker, Augustin Redwine, Felix R. Rosales Jr., Mark Sanders, Tony Sanders, Grace Sanders, Charles Siller, Irene H. Sribny, Joe Thrash, James W. Thomas, Monica Walden, Phyllis Warner, Shirley Weiler, Phyllis Worob and Marc Worob.

Motion

The Council, on Councilmember Nofziger's motion, Councilmember Carl-Mitchell's second, approved keeping Koenig Lane from I-35 to Loop 1 the same as it is in the Roadway Plan. (5-0 Vote, Mayor Pro Tem Trevino and Councilmember Urdy absent)

Motion

The Council, on Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, voted to make no change in the Roadway Plan on 2222 from 620 to Loop 1. (5-0 Vote, Mayor Pro Tem Trevino and Councilmember Urdy absent)

Motion

The Council, on Councilmember Nofziger's motion, Councilmember Carl-Mitchell's second, voted to delete the Outer Loop from I-35 South to West 183 North, leaving the Roadway Plan the way it is. (5-0 Vote, Mayor Pro Tem Trevino and Councilmember Urdy absent)

Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Shipman's second, closed the public hearing and posted the remaining items for action only on August 27, 1987. (5-0 Vote, Mayor Pro Tem Trevino and Councilmember Urdy absent)

PUBLIC HEARING - OPERATING/CAPITAL BUDGET FEES AND TAX RATE

Mayor Cooksey opened the public hearing set for 7:00 p.m. on Operating, Capital Budget, Fees and Tax Rate.

Speakers were: Helen Spear for Library Commission; Chip Harris LEND (Libraries Encourage Neighborhood Development); Dr. Van Winkle; David Kirkland representing firefighters; Phyllis Brinkley; and Ron Willett.

CITY MANAGER REPORTS NOT PRESENTED

The City Manager reports on Legislative Update and Worksession Schedule were not presented. At the August 11, 1987 special called Council meeting, the report on Letters of Credit was given.

CONTINUATION OF WORKSESSION NOT HELD

Council did not hold the 2:30 p.m. continuation of worksession on Operating/Capital Budget which was begun on August 12, 1987.

ADJOURNMENT

Council adjourned its meeting on 8/14/87 at 12:02 A.M.