



**Austin City Council  
MINUTES  
For**

January 4, 1990

Council Chambers, 307 West Second Street, Austin, Texas

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Mayor Cooke called to order the meeting of the Council noting the absence of Councilmember Humphrey.

**MINUTES APPROVED**

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Nofziger's second, approved minutes for regular meetings of December 12, 1989, meeting as the Electric Utility Board, and December 14, 1989; and special meetings of December 12, 13 and 14, 1989, with an amendment to the regular meeting of December 14, 1989, by Councilmember Carl-Mitchell. (6-0 Vote, Councilmember Humphrey absent.)

**ETHICS ORDINANCE**

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Nofziger's second, waived the requirement for three readings and finally passed an ordinance amending the Ethics Ordinance to add definitions which were deleted by mistake in Ordinance No. 870423-M. (6-0 Vote, Councilmember Humphrey absent.)

**WATER SERVICE EXTENSION**

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Nofziger's second, adopted a resolution authorizing the Woodland Business Park, Water Service Extension Request No. 1341 and authorized City cost reimbursement of \$241,920.00, as requested by Bennett Properties. (6-0 Vote, Councilmember Humphrey absent.)

**PUBLIC UTILITY EASEMENT**

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Nofziger's second, adopted a resolution authorizing the release of a portion of the Public Utility Easement on Lot 1, Block Y, Balcones Woods Section 3-A 1503 Toledo Drive. (6-0 Vote, Councilmember Humphrey absent)

**CONSENT ORDINANCES**

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

**Zoning Ordinances**

Approved second/third readings of an ordinance amending Chapter 13-2 of

the Austin City Code to rezone the property locally known as 200-208 Pickle Road, Case No. C14-87-177, Tract 1 from "SF-3" to "LI"; Tr. 2 from "SF-3" to "W/LO"; Tr. 3 from "SF-3" to "W/LO"; Tr. 4 from "SFG-3" to "W/LO"; Tr. 5 from "SF-3" to "W/LO"; Tr. 6 from "SF-3" to "W/LO"; Tr. 7 from "SFG-3" to "W/LO". Nick and Grace Voudouris and Wesley Pearson, Et Al., by Wesley Pearson. First reading: January 28, 1988; Vote 7-0. Conditions met as follows: Street deeds dedicating right-of-way have been executed and improvements to the street have been completed. **EMERGENCY PASSAGE OF ORDINANCE**

Approved second/third readings of an ordinance amending Ordinance No. 861211-) by deleting reference to a site plan for the property locally known as 11900-12000 Burnet Rd., Case No. C14r-86-163, and delete the legal description and the use designation of that 6.40 acre tract designated as Tract 2 from the property zoned by said ordinance.

Speed Zones

Approved an amendment to the Austin City Code to modify the following speed zones:

Section 11-2-99 (d) 20 mph

Delete: Walsh Tarlton Lane from 180' south of Pinnacle Road to 385' south of Terrapin Court

Add: Walsh Tarlton Lane from 31 feet north of Sanderling Trail to 154 feet north of Wilderness Trail (Hill Country Middle School)

Delete: Rosewood Avenue from 373 feet east of Angelina Street (north curb) to 145 feet west of San Bernard Street (north curb)

Add: Rosewood Avenue from 225 feet west of Angelina Street to 373 feet east of Angelina Street (Kealing/Blackshear School)

Add: Rosewood Avenue from 93 feet west of Chicon Street to 225 feet west of Salina Street (Kealing/Blackshear School)

Delete: Manor Road from 350 feet west of Old Manor Road to 43 feet east of Wellington

Add: West Dittmar Road from Wynne Lane to 150 feet east of Persimmon Trail (A.B. Dittmar Park)

Cancellation of City Council Meetings for 1990:

Approved cancellation of the following City Council meetings for 1990:

January 25, 1990

April 12, 1990  
May 3, 1990  
July 5, 1990  
September 27, 1990  
October 25, 1990  
November 22, 1990  
December 20, 1990  
December 27, 1990

### **CONSENT RESOLUTIONS**

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

#### **Eminent Domain Proceedings**

Authorized the filing of eminent domain proceedings to acquire a temporary workspace easement containing 500 square feet of land out of Lot 10, ACI Industrial Park II, a subdivision in Austin, Travis County, Texas, owned by Texion, Incorporated for the Burleson Road Project.

Authorized the filing of eminent domain proceedings to acquire 0.342 acre (14,874 square feet) of land in fee simple out of the James P. Wallace Survey No. 57, Austin, Travis County, Texas, owned by Capital Metropolitan Transportation Authority for the U.S. Highway 183 expansion project. (\$219,390.00 to be acquired from CIP funds)

#### **Public Utility Easement**

Authorized release of the Public Utility Easement on Lot 7, Block A, Great Hills Section 23, locally known as 7602 Bellflower Cove, submitted by J.B. Goodwin Development, Inc.

#### **Sanitary Sewer Easement**

Authorized release of a Sanitary Sewer Easement on Lot 40, Speedway Heights, of record in Volume 405, Page 605 of the Travis County Deed Records, 3119 Tom Green, submitted by James A. Martindale on behalf MFM Joint Venture.

#### **Slaughter Lane Water Transmission Main**

Approved an agreement with Travis County, in an amount not to exceed \$1,260,745.00 for the installation of the Slaughter Lane Water Transmission Main with the County's Slaughter Lane C.I.P. project and the installation of sleeves under the roadway to allow for future wastewater lines.

#### **Contracts**

Approved the following contracts:

Reddico Construction Company, Inc., 15212, RR 620, Austin, Texas, for Windmill Run/SERB Transmission Main, in an amount of \$1,652,825.30 included in C.I.P. No. 375-227-0875, Public Works Department.

Trantex Transportation Products, 3310 Frick Road, Building DQ, Houston, Texas (\$89,960.00) and Sherwin Williams 5795 Airport Blvd., Austin, Texas, (\$48,650.00) for a twelve month supply agreement for traffic paint, total amount to not exceed \$138,610.00 included in the Public Works and Transportation Department Operations and Maintenance Funds.

OCE' Industries, Inc., 2180 North Loop West, Suite 103, Houston, Texas, in an amount not to exceed \$57,572.64 for two year rental of an engineering copier system including maintenance for the Planning & Development Department.

#### Public Hearing Set

Set a public hearing on the appropriation of \$2,352,297.00 to the General Fund Contingency Reserve and the transfer of \$2,000,000.00 to Brackenridge Hospital's working capital fund: January 18, 1990 at 5:30 P.M.

#### CONVENTION CENTER ITEMS

The Council, on Mayor Pro Tem Shipman's motion, Councilmember Carl-Mitchell's second, adopted a resolution approving a contract with Southwestern Bell Telephone for design and construction of aerial and buried telephone service items, in an amount not to exceed \$125,194.00, included in C.I.P. 493 827 1000 from Convention Center Bonds)

The Council, on Mayor Pro Tem Shipman's motion, Councilmember Carl-Mitchell's second, approved the application for a U.S. Environmental Protection Agency grant to pay for expansion of stormwater treatment facilities at the Convention Center to accept and treat runoff from offsite areas. No additional City funds would be required.

#### BOARD & COMMISSION REPORTS

Gregg Hartman, chairperson, Ethics Commission, discussed with Council the vacancies on the Commission.

Jeannette Watson, chairperson, Child Care Commission, reported on Commission goals and Child Care Alert Program. Mayor Pro Tem Shipman requested the City Manager to report back to Council on February 1, 1990.

#### MKT RAILROAD ITEMS

The Council, on Councilmember Barnstone's motion, Councilmember Urdy's second, waived the requirement for three readings and finally passed an ordinance amending the FY 1989-90 Capital Budget by appropriating \$151,812.00 of interest earnings from general government Capital Improvement Project (C.I.P.) construction funds to the MKT Acquisition Project. C.I.P. No. 90/620-02.(6-0

Vote, Councilmember Humphrey absent.)

The Council, on Councilmember Barnstone's motion, Councilmember Urdy's second, adopted a resolution authorizing the negotiation and execution of an Interlocal Agreement for the acquisition of the MKT Railroad right-of-way for SH 130 and Mass Transit. (6-0 Vote, Councilmember Humphrey absent.)

Later in the day

The Council, on Councilmember Carl-Mitchell's motion, Mayor Cooke's second, reconsidered the items to allow a citizen to speak. (5-0 Vote, Councilmember Barnstone out of the room, Councilmember Humphrey absent.)

Motions

The Council, on Councilmember Barnstone's motion, Councilmember Carl-Mitchell's second, waived the requirement for three readings and finally passed an ordinance amending the FY 1989-90 Capital Budget by appropriating \$151,812.00 of interest earnings from general government Capital Improvement Project construction funds to the MKT Acquisition Project. C.I.P. No. 90/620-02. (5-0 Vote, Mayor Cooke out of the room, Councilmember Humphrey absent.)

The Council, on Councilmember Barnstone's motion, Councilmember Carl-Mitchell's second, adopted a resolution authorizing the negotiation and execution of an Interlocal Agreement for the acquisition of the MKT Railroad right-of-way for SH 130 and Mass Transit. (5-0 Vote, Mayor Cooke out of the room, Councilmember Humphrey absent.)

**AIRPORT TERMINAL IMPROVEMENTS**

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, adopted a resolution authorizing Change Order No. 9 to the construction contract between the City of Austin and Cahaba Construction Co., 13430 N.W. Freeway, Suite 750, Houston, Texas, in the amount of \$100,702.00 for the Robert Mueller Airport Terminal Improvements: Phase II; funding is provided in C.I.P. Project No. 817503 881-817-0503. (5-0-0 Vote, Mayor Pro Tem Shipman abstained due to conflict of interest, Councilmember Humphrey absent.)

**ITEMS POSTPONED**

Postponed to set a public hearing on January 11, 1990 an ordinance on approving an amendment to the Land Development Code Section 13-3-15 and 13-3-24 regarding Capital Recovery Fees for water and wastewater.

Postponed to January 11, 1990 is a supplemental amendment to the Professional Services Agreement with Alan Plummer & Associates, Inc. for wastewater treatment plant discharge permit assistance.

Postponed to no time certain is discussion of the effects of the 1985 Charter amendment increasing the City Manager's authority to sign without further Council approval purchases up to \$29,000.00. Also postponed to no time

certain is a review of all personal services contracts under \$29,000.00 entered into, renewed, or extended for the past year.

Postponed indefinitely is authorization of the issuance of parking permits to certain board and commission members.

Postponed to January 11, 1990 is an ordinance amendment to the Austin City Code of 1981 to allow one member of the Economic Development Commission to reside outside of the City limits, but within the ETJ of the City.

#### **PUBLIC HEARING - GOLD CROSS AMBULANCE SERVICES**

Mayor Cooke opened the public hearing set for 2:00 P.M. on renewal of the Gold Cross Services non-emergency transfer/transport franchise. There was a staff report, but no one else appeared to be heard.

#### Motion

The Council, on Councilmember Urdy's motion, Councilmember Nofziger's second, closed the public hearing, and passed on **FIRST READING ONLY** an ordinance renewing the Gold Cross Services non-emergency transfer/transport franchise. (5-0 Vote, Councilmember Barnstone out of the room, Councilmember Humphrey absent.)

#### **INTERGOVERNMENTAL AGREEMENT**

The Council, on Mayor Pro Tem, Shipman's motion, Councilmember Carl-Mitchell's second, adopted a resolution approving an Intergovernmental Agreement to lend the State of Texas General Land Office three natural gas compressors and related equipment. (All costs to be paid by Texas Land Office) (5-0 Vote, Councilmember Barnstone out of the room, Councilmember Humphrey absent.)

#### **NORTH AUSTIN MUD CONSENT AGREEMENT**

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, waived the requirement for three readings and finally passed an ordinance amending the North Austin MUD Consent Agreement deleting the requirement for collection of the special rate before annexation (pre-annexation surcharge). (5-0 Vote, Councilmember Barnstone out of the room, Councilmember Humphrey absent)

#### **PUBLIC HEARING - AMENDMENT TO LAND DEVELOPMENT CODE**

Mayor Cooke opened the public hearing set for 2:30 P.M. amending the Land Development Code relating to fees paid in lieu of required parkland. Speaker's cards are on file in the City Clerk's office.

#### Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Nofziger's second, closed the public hearing, waived the requirement for three

readings and finally passed an ordinance amending the Land Development Code relating to fees paid in lieu of required parkland. (6-0 Vote, Councilmember Humphrey absent.)

#### **LOW INCOME RENTAL HOUSING**

The Council, on Mayor Pro Tem Shipman's motion, Councilmember Nofziger's second, adopted a resolution authorizing and approving the sale of 110 East 1st Street and the transfer of the substantial rehabilitation contract to the Guadalupe Neighborhood Development Corporation for the development and maintenance of low income rental housing. (5-0 Vote, Councilmember Barnstone out of the room, Councilmember Humphrey absent.)

#### **PUBLIC HEARING - SUBDIVISION REGULATIONS**

Mayor Cooke opened the public hearing set for 2:45 P.M. on an ordinance amending Chapters 13-1 and 13-2 of the Land Development Code relating to subdivision regulations. A staff report was presented but no one else appeared to be heard.

#### Motion

The Council, on Mayor Pro Tem Shipman's motion, Councilmember Carl-Mitchell's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance amending Chapters 13-1 and 13-2 of the Land Development Code relating to subdivision regulations. (5-0 Vote, Councilmember Barnstone out of the room, Councilmember Humphrey absent.)

#### **CONTRACT FOR SOLID WASTE DISPOSAL**

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Shipman's second, adopted a resolution approving a contract award to Browning-Ferris, Inc., 3424 FM 973, Dell Valle, Texas, in an estimated amount of \$282,000.00 for a twelve month contract for disposal of solid waste, included in the 1989-90 budget - Environmental and Conservation Services Department. (5-0 Vote, Councilmember Barnstone out of the room, Councilmember Humphrey absent.)

#### **PUBLIC HEARING - SOLAR ENERGY CODE**

Mayor Cooke opened the public hearing on adoption of 1988 Uniform Solar Energy Code and local amendments. There was a staff report, but 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 adopting the 1988 Uniform Solar Energy Code and local amendments. (5-0 Vote, Councilmember Barnstone out of the room, Councilmember Humphrey absent.)

**NUTRIENT DISCHARGE STUDY**

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Shipman's second, adopted a resolution approving a Supplemental Amendment to the Professional Services Agreement with The University of Texas at Austin for Nutrient Discharge Study of the Colorado River in connection with wastewater effluent discharge permits. (Estimated maximum cost of \$110,000. included in C.I.P. No. 237435) C.I.P. No. 86/23-10. (5-0 Vote, Councilmember Barnstone out of the room, Councilmember Humphrey absent.)

**BARTON CREEK WATERSHED STUDY**

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Nofziger's second, adopted a resolution accepting a grant from the U.S. Department of Interior through the Texas Water Resources Institute requiring in-kind funds from the City in the amount of \$50,233.00 to assist in funding the Barton Creek Watershed Study. (6-0 Vote, Councilmember Humphrey absent.)

**LEGAL SERVICES, CONVENTION CENTER LAND ACQUISITION**

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Shipman's second, adopted a resolution authorizing the extension of the agreement for legal services of Armbrust & Brown for Convention Center land acquisition at an addition not to exceed cost of \$15,000.00. (6-0 Vote, Councilmember Humphrey absent.)

**PUBLIC HEARING - UNIFORM PLUMBING CODE AND LOCAL AMENDMENTS**

Mayor Cooke opened the public hearing set for 3:15 P.M. on adoption of 1988 Uniform Plumbing Code and local amendments. Speaker's cards are on file in the City Clerk's office.

Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Nofziger's second, closed the public hearing, waived the requirement for three readings and finally passed the 1988 Uniform Plumbing Code and local amendments and asked the Plumbing Board to review and advise Council on expanding applicability of new plumbing permit procedures. (5-0 Vote, Councilmember Urdy out of the room, Councilmember Humphrey absent.)

**PUBLIC HEARING - FEES FOR PLUMBING REPAIR PERMITS**

Mayor Cooke opened the public hearing set for 3:30 P.M. on adoption of an ordinance revising fees for certain plumbing repair permits. Speaker's cards are on file in the City Clerk's office.

Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember



Nofziger's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance revising fees for certain plumbing repair permits and asked the Plumbing Board to review and advise Council on expanding applicability of new plumbing permit procedures. (6-0 Vote, Councilmember Humphrey absent.)

**PUBLIC HEARING -- UNIFORM MECHANICAL CODE**

Mayor Cooke opened the public hearing set for 3:45 P.M. on adoption of 1988 Uniform Mechanical Code. Speaker's cards are on file in the City Clerk's office.

Motion

The Council, on Mayor Pro Tem Shipman's motion, Councilmember Carl-Mitchell's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance adopting the 1988 Uniform Mechanical Code and local amendments. (5-0 Vote, Councilmember Nofziger out of the room, Councilmember Humphrey absent.)

**BOARD AND COMMISSION APPOINTMENTS**

Council made the following board and commission appointments:

Action for Metropolitan Government Committee

Oscar Wright, on Councilmember Barnstone's motion, Councilmember Carl-Mitchell's second, 6-0 Vote, Councilmember Humphrey absent.

Arts Commission

Marilyn Good, on Mayor Pro Tem Shipman's motion, Councilmember Barnstone's second, 6-0 Vote, Councilmember Humphrey absent.

Child Care Commission

Ronya Kozmetsky, on Mayor Pro Tem Shipman's motion, Councilmember Barnstone's second, 6-0 Vote, Councilmember Humphrey absent.

City of Austin Commission for Women

Lidia Agraz, on Councilmember Barnstone's motion, Mayor Cooke's second, 6-0 Vote, Councilmember Humphrey absent.

Gloria Black, Barbara Foreman, Sunny Graham and Peggy Vasquez, on Mayor Pro Tem Shipman's motion, Councilmember Barnstone's second, 6-0 Vote, Councilmember Humphrey absent.

Community Development Commission

Aaron Demerson, on Councilmember Urdy's motion, Councilmember Barnstone's second, 6-0 Vote, Councilmember Humphrey absent.

Margaret Loera, on Councilmember Nofziger's motion, Mayor Pro Tem Shipman's second, 6-0 Vote, Councilmember Humphrey absent.

Downtown Commission

David Thomas, on Mayor Pro Tem Shipman's motion, Mayor Cooke's second, 6-0 Vote, Councilmember Humphrey absent.

EMS Quality Assurance Team

Mary Campbell, Dr. Patrick Crocker, Dr. Roy Leamon, Pam Reed, Dr. Robert Tate, on Mayor Pro Tem Shipman's motion, Councilmember Carl-Mitchell's second, 6-0 Vote, Councilmember Humphrey absent.

Historic Landmark Commission

William Pratt, on Mayor Pro Tem Shipman's motion, Councilmember Carl-Mitchell's second, 6-0 Vote, Councilmember Humphrey absent.

Housing Authority of the City of Austin

Cathy Bonner, on Councilmember Carl-Mitchell's motion, Mayor Cooke's second, 6-0 Vote, Councilmember Humphrey absent.

Human Rights Commission

James Adamko, Sylvia Cedillo, James Hill, Deanna Jaime, Douglas Key, Alicia Taliaferro, on Mayor Pro Tem Shipman's motion, Councilmember Urdy's second, 6-0 Vote, Councilmember Humphrey absent.

MH/MR Board of Trustees

Arvid Youngquist, on Councilmember Barnstone's motion, Mayor Cooke's second, 6-0 Vote, Councilmember Humphrey absent.

Private Industry Council

Kwaku Agbottah, Martin Aguirre, Garry Bandel, Margarine Beamar, Norris Carr, Susan Clare, Ray Cleveland, Ramon Dovalina, Charlotte Flynn and Deanna Jaime, on Mayor Pro Tem Shipman's motion, Mayor Cooke's second, 6-0 Vote, Councilmember Humphrey absent.

Ethics Commission

Councilmember Barnstone designated Dr. Alan Sager as his appointee to the Ethics Commission. Confirmation will be at a later meeting.

**PUBLIC HEARING -- INSURANCE REQUIREMENTS FOR RELOCATION PERMITS**

Mayor Cooke opened the public hearing set for 4:00 P.M. on adoption of ordinance revising insurance requirements for issuance of relocation permits. No one appeared to speak.

Motion

The Council, on Councilmember Carl-Mitchell's motion, Mayor Cooke's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance revising insurance requirements for issuance of relocation permits. (5-0 Vote, Councilmember Nofziger out of the room, Councilmember Humphrey absent.)

**ZONING HEARINGS**

Mayor Cooke announced Council would hear the following zoning cases. Council heard, closed the public hearings, or postponed. Disposition of cases follows.

Recommended by the Planning Commission, As Requested

C14-89-0060 - WILLIAM E. FINDLEY, by Lockwood Engineers, Inc., Brodie and West Slaughter Lanes, from "DR" to "SF-2". RECOMMENDED. **ORDINANCE**

C14-89-0063 - TRAMMEL CROW COMPANY, by Site Specifics, 10127-10225 Research Blvd., from "CH" to "GR". RECOMMENDED. **ORDINANCE**

C14-89-0067 - CITY OF AUSTIN, by Neal Graham, 9300 Bluegrass Drive, from "DR" to "SF-2". RECOMMENDED. **ORDINANCE**

Recommended by the Planning Commission, As Requested, With Conditions

C14-89-0062 - SETON MEDICAL CENTER, 1201 West 38th Street, from "GO" to "CS". RECOMMENDED to grant "CS-CO" subject to the following conditions: (1) Limiting uses to those permitted in "GO" zoning district; (2) Maximum building coverage of 60%; (3) No more than 1.25 FAR 4) Maximum impervious coverage of 85%. (Applicant Requests Emergency Passage of Ordinance.) **EMERGENCY PASSAGE OF ORDINANCE**

C14-89-0064 - JOHN HAMILTON, by Site Specifics, 12461 IH-35 North, from "SF-2" to "GR". RECOMMENDED to grant "GR-CO" subject to the following conditions: (1) Developer shall not exceed the estimated traffic volumes determined in the traffic impact analysis; (2) Three (3) driveways will be constructed as shown in the TIA, and the geometrics matching those used in the TIA, subject to review and approval by the State Department of Highways and Public Transportation; (3) The deceleration lanes will be constructed if required by the State. **ORDINANCE**

C14-89-0065 - BRIGHT BANC SAVINGS ASSOC., by Hays & Anson, 5736-5908 MoPac North, from "LO" to "GR". RECOMMENDED to grant "GR-CO" subject to the agreement between applicant and Northwest Austin Civic Association. The agreement should indicate that

the applicant will pay notification fees for amendments to traffic impact analysis.  
POSTPONED TO JANUARY 18, 1990 AT 4:00 P.M.

C2A-74-002 - FRANKLIN FEDERAL BANKCORP, by FFB Realty Corp., 11824 Jollyville Road, Amendment to PDA Land Use and Agreement. RECOMMENDED subject to privacy fence on property line on Woodcrest, included in the PDA agreement. (Applicant Requests All Three Readings and Emergency Passage of Ordinance) **EMERGENCY PASSAGE OF ORDINANCE**

(On Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, 6-0 Vote, Councilmember Humphrey absent.)

#### **EXECUTIVE SESSION**

Mayor Cooke 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.

#### **Pending Litigation - Section 2, Paragraph e**

(a) Settlement of lawsuit styled James A. Williams and Terry Page v. City of Austin and Barney L. Knight.

#### **Land Acquisition - Section 2, Paragraph f**

(a) Status of land acquisition for the Convention Center and exercise of options.

#### **RECESS**

Council recessed its regular meeting from 4:14 to 5:04 P.M. for executive session. When Council resumed its recessed meeting, the Mayor announced no action would be taken by Council as a result of executive session discussion concerning the status of land acquisition for the Convention Center.

#### **SETTLEMENT**

The Council, on Councilmember Nofziger's motion, Councilmember Carl-Mitchell's second, approved the settlement of lawsuit styled James A. Williams and Terry Page v. City of Austin and Barney L. Knight. (6-0 Vote, Councilmember Humphrey absent.)

#### **PUBLIC HEARING - EXTENDING DEADLINE FOR BUILDING INSPECTORS**

Mayor Cooke opened the public hearing on adoption of an amendment to the Building Code extending deadline for inspectors. Speaker's cards are on file in the City Clerk's office.

Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Nofziger's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance adopting an amendment to the Building Code extending deadline for inspectors. (6-0 Vote, Councilmember Humphrey absent.)

#### **CITY OF AUSTIN FOUNDATION**

Mayor Cooke introduced an item to Council to recognize and support the creation of a foundation for the benefit of the City of Austin by the following individuals: Mayor Lee Cooke, Mayor Pro Tem Sally Shipman, Councilmembers Charles Urdy, George Humphrey, Smoot Carl-Mitchell, Michael "Max" Nofziger and Robert Barnstone. Council discussed the idea. No action taken.

#### **SOUTH AUSTIN YOUTH SERVICES**

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Shipman's second, approved a contract amendment increasing the amount of the contract award for South Austin Youth Services by \$33,044.00. (6-0 Vote, Councilmember Humphrey absent.)

#### **CDBG FUNDS**

Councilmember Barnstone introduced an item to Council to approve a resolution instructing the City Manager to develop a plan for the use of CDBG funds for closing costs for housing for eligible low-moderate income families. Councilmember Barnstone instructed the City Manager to report back to Council on his item.

#### **ADJOURNMENT**

Council adjourned its meeting at 6:32 P.M.