



# Austin City Council MINUTES

For January 18, 1990

Council Chambers, 307 West Second Street, Austin, Texas

Mayor Cooke called to order the meeting of the Council, noting the presence of all Councilmembers.

## MINUTES APPROVED

The Council, on Mayor Pro Tem Shipman's motion, Councilmember Noziger's second, approved minutes for regular meeting of January 11, 1990 and special meetings of January 10 (meeting as Finance Committee) and special meeting of January 10, 1990 (City Council in Concert). (4-0 Vote, Councilmembers Urdy, Barnstone and Humphrey out of the room.)

## CITIZEN COMMUNICATIONS

Mr. Michael S. Heyl withdrew his request to speak. Mr. Von Reece discussed awards of auction services to local auctioneers in the City of Austin. Mr. Michael Cleghorn discussed his complaint regarding award of City contracts for auctioneering services to out-of-town contractors.

## ZONING ORDINANCES

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Shipman's second, approved second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code to rezone the property locally known as 11700 Research Boulevard, Zoning Case C14-89-0022-CO, Minnesota Mining & Mfg. (3M) by Asset Management Associates, Tract 1 from "LO" to "GR-CO", Tract 2 from "LO" to "LR-CO". First reading July 27, 1989; Vote 5-0, Councilmembers Barnstone and Humphrey out of the room. Conditions met as follows: (1) Conditional Overlay incorporated conditions imposed by Council prohibiting (a) vehicular access between the property and either Thunder Creek or Stanwood Road; (b) Restricting development to the following uses and floor-to-area ratios (FAR'S) as follows: food sales use restricted to .041 FAR, retail sales (general) and (convenience) to .08 FAR, restaurant (general) and (limited) to .009 FAR, restaurant (drive-in, fast food) to .003 FAR, and service station and consumer convenience services. The floor to area ratio calculations shall be based on the combining area of Tract 1 and Tract 2; (K) Additional uses shall be permitted if an updated TIE is approved by the Director of the City's Planning and Development Department. (2) Restrictive Covenant incorporating conditions imposed by Council has been executed requiring (a) a 50 foot undisturbed vegetative buffer along the western property line on Tract 1 and the adjacent single-family residence neighborhood; (b) no building permit shall be issued until right-of-way is dedicated for collector street extending through the tract between U.S. Highway 183 and Jollyville Road and (i) either construction contracts are let for grade separations at U.S. 183 and Balcones Woods Dr. and

U.S. Highway 183 and Duval Road, or (ii) an updated TIA is approved by the Director demonstrating that any portion of the development could be accomplished at an acceptable level of service without these grade separation improvements; (c) no site plan shall be approved and released until owner posts \$2400 for property's pro-rata share of signalization at Jollyville Road and Salton Dr. unless Salton Dr. is removed from the approved Jollyville Area Study. Signals shall not be installed until warrants are met; and (ii) owner reserves 150 feet of right-of-way from the proposed center line of U.S. Highway 183 for future right-of-way. (3) Street deed dedicating required right-of-way along U.S. Highway 183 has been executed. (5-0 Vote, Councilmembers Urdy and Humphrey out of the room.)

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The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Shipman's second, passed through second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code to rezone the property locally known as 11805-11841 North U.S. Highway 183, Zoning Case C14-89-0009-CO, Robert C. Wilson, Co., by Brown, Maroney & Oaks Hartline, from "LO" to "LI-CO". First reading on July 27, 1989; Vote 5-0, Councilmembers Barnstone and Humphrey out of the room. Conditions met as follows: (1) Conditional Overlay incorporates conditions imposed by Council (a) limiting height of any structures to no greater than 40 feet; (b) prohibiting the following uses on the entirety of the property: Scrap and salvage services; convenience storage (mini-warehousing); automotive rentals; automotive repair services; automotive sales; automatic washing (automotive or mechanical) and automotive washing (self-service); resource extraction; hotel-motel; basic industry; and vehicle storage; (c) prohibiting the following uses on approximately 1.67 acres on the rear portion of the property; general warehousing and distribution, equipment sales, equipment repair services and kennels; (d) development of the property shall not generate traffic exceeding the total specified in the TIA prepared by Watson, Hall and Machemekl, February, 1989; (e) no building permit to be issued by City of Austin unless all City requirements have been met and one of the following has occurred: (i) construction contracts have been awarded for roadway improvements along U.S. Highway 183 between the Williamson County Line and Balcones Drive; or (ii) a site plan for all or a portion of the property has been approved and released by the City of Austin. If any one of the above referenced two conditions (i) and (ii) have been satisfied, the City of Austin shall issue a building permit. (2) Restrictive Covenant incorporating conditions imposed by Council has been executed requiring (a) owner shall construct and maintain eight foot chain link fence along the northeasternmost portion of the property to deter access to and from the property and the two vacant residential lots abutting the property; (b) owner shall reserve 150 feet of right-of-way from center line of U.S. Highway 183 for future right-of-way; (c) prior to date of construction contracts awarded for U.S. 183, no site plan application shall be submitted to the City of Austin unless a site plan has been submitted to the Summit Oaks Neighborhood Association and such site plan has been approved in writing by the Summit Oaks Neighborhood Association. (5-0 Vote, Councilmembers Urdy and Humphrey out of the room.)

#### **ENGINEERING SERVICES - A.R. DAVIS WATER TREATMENT PLANT**

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Shipman's second, approved the selection of professional engineering services for the A.R. Davis Water Treatment Plant Laboratory, Electrical Pump Station,

Landscaping, Irrigation and Miscellaneous improvements at an estimated cost of \$424,800.00 included in budget for C.I.P. Project No. 227910. Prime recommendation: Camp, Dresser and McKee, Inc., 9442 Capital of Texas Highway No., Austin, Texas. (7-0 Vote)

Later in the Day:

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Shipman's second, reconsidered the motion because a citizen wished to discuss the contract. (6-0 Vote, Councilmember Urdy out of the room.)

Motion

The Council, on Councilmember Carl-Mitchell's motion, Mayor Cooke's second, approved the selection of Camp, Dresser and McKee, Inc., for professional engineering services for the A.R. Davis Water Treatment Plant Laboratory, Electrical, Pump Station, Landscaping, Irrigation and Miscellaneous improvements at an estimate cost of \$424,800.00 included in budget for C.I.P. Project No. 227910. (7-0 Vote)

**CONSENT RESOLUTIONS**

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, adopted the following resolutions all in one consent motion: (6-0 Vote, Councilmember Urdy out of the room.)

Land Purchase

Authorized the purchase of 6.0 and 2.36 acres of land along Davis Lane between Brodie Lane and Cameron Loop for park and recreational purposes. (Purchase amount for 6.0 acre tract is \$176,500; 2.36 acre tract = \$88,750.00. Funds are in the Parks and Recreation C.I.P. Fund 811, Agency 807 and Org. 0551)

State Litter Law Program

Authorized an agreement and execution thereof between the City of Austin and the State of Texas, acting by and through the State Department of Highways and Public Transportation, for City of Austin participation in the State Litter Law Program.

Lease Space

Approved leasing 20,000 square feet of office and operations space from Teachers Realty Corporation for the General Services Department in Southpark Business Park Bldg. E, located at 2100 East St. Elmo.

Outreach Arts Activities

Authorized acceptance of funding in the amount of \$2,865.00 from the 1989-90 Texas Commission on the Arts Arts-in-Education Program for outreach arts activities at City cultural facilities and museums.

Grants

Authorized application for and acceptance of grant funding for a Master Preservation Plan for the O. Henry Museum.

Approved to apply for and accept grant funding from the Texas Commission of the Arts (TCA) for an Organizational Assistance Program Grant and a General Project Assistance Grant.

Authorized acceptance of a \$107,710.00 grant from the Texas Department of Health (TDH) to fund an HIV Health and Social Services Project from January 1, 1990 to August 31, 1990, and amend the 1989/90 Health and Human Services Operating Budget by increasing expenditures and expense refunds by \$107,710.00.

License Agreements

Approved a License Agreement to allow the encroachment of a pipeline across Loyola Lane. The licensee will be Koch Refining Company, 115 E. Bagdad, Round Rock, Texas.

Approved a License Agreement for an Overhead Electric Line across City-owned railroad right-of-way near Milepost 147.67 and a parallel electric distribution line from Milepost 147.11 to Milepost 148.68

Approved License Agreement for two 12' x 25' double faced poster sign boards on City-owned railroad right-of-way near Milepost 153.91 to Norwood Outdoor, Inc.

Traffic Controllers

Approved a twelve month supply agreement contract award to Traffic Engineering & Controls, Huntsville, Texas, for traffic controllers in the total amount not to exceed \$103,135.00 - Department of Public Works and Transportation.

Moore's Crossing Transmission Main

Approved \$47,646.22 to Lewis Contractors Inc., Austin, Texas, for closure of the 36-inch diameter concrete steel cylinder Moore's Crossing Transmission Main Phase A. C.I.P. No. 390-227-0955 Serial No. 86/22-30.

U.S. 183/290 Projects

Approved authorization of City cost participation with State of Texas in real property acquisition for U.S. 183/290 projects.

Public Hearing Set

Set a public hearing for renewal of the Laidlaw Transit Inc. Charter Bus Franchise on February 1, 1990 at 3:00 P.M.

**ITEMS POSTPONED**

Postponed to February 1, 1990 is an ordinance to approve amending Ordinance No. 821118-G establishing an election process to select the retiree board member, change asset mix allowing international investing, and allowing the System to pay all actuarial costs.

Postponed to February 1, 1990 is a resolution authorizing the exercise of the option to purchase property owned by the Board of Regents of The University of Texas System on Site F for the Convention Center Project. (\$291,400.00 from C.I.P. No. 4838271000 Serial No. 79/80-04)

Postponed to February 1, 1990 is authorization of the implementation of two revised and three new housing programs funded with Community Development Block Grant funds.

Postponed to February 1, 1990 is authorization of the recirculation of Bid Invitation No. 900692JJ for the Braker/Mopac Water Transmission Main.

Postponed to February 1, 1990 is approval of a construction contract award to Oscar Renda Construction Inc., Austin, Texas for Braker Lane-Mopac Transmission Main C.I.P. No. 378-227-0550 in the amount of \$1,187,208.00 - Department of Public Works and Transportation.

Postponed to February 1, 1990 are all Executive Session items.

Postponed to February 1, 1990 is approval of a resolution authorizing real property acquisitions for (1) U.S. Highway 183/290 Project, (2) New Airport Project, (3) Any other C.I.P. Projects.

Postponed to February 1, 1990 is approval or reappointment of Municipal Court Judges and approval of an increase in their salaries.

**BANNER**

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Shipman's second, approved waiving the banner fees for the Voter Registration Drive. (6-0 Councilmember Urdy out of the room.)

**DOWNTOWN REVITALIZATION**

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Shipman's second, adopted a resolution supporting the submittal of the Regional Urban Design Assistance Team application, and supporting the commitment to proceed with a public-private program of downtown revitalization. (6-0 Vote, Councilmember Urdy out of the room)

**AUSTINPLAN**

Council had before them for consideration the approval of second reading of an ordinance on implementation and complete adoption of AustinPlan.

Motion

Councilmember Carl-Mitchell made a motion, seconded by Councilmember Nofziger to pass through second reading of the ordinance on implementation and complete adoption of AustinPlan.

Friendly Amendment

Mayor Pro Tem Shipman offered a friendly amendment to approve third reading on February 1, 1990, with a discussion of the amendments to be heard before sending to the Planning Commission. The friendly amendment was accepted.

Motion to Amend Motion - FAILED

Councilmember Barnstone made a motion to amend the motion to include the draft of Mayor Cooke's amendments 1b through 9. Mayor Cooke seconded the motion which FAILED by a vote of 2-4 with Mayor Pro Tem Shipman, Councilmembers Carl-Mitchell, Humphrey and Nofziger voting No, Councilmember Urdy out of the room.

Motion to Table - Died for Lack of Second

Councilmember Barnstone's motion to table the item died for lack of second.

Roll Call on Main Motion with Friendly Amendment

5-1-0 Vote, Councilmember Barnstone voted No, Councilmember Urdy out of the room.

**NURSES FOR BRACKENRIDGE HOSPITAL**

The Council, on Councilmember Humphrey's motion, Councilmember Carl-Mitchell's second, adopted a resolution approving a contract award for a twelve month period, with one renewal option for an additional twelve month period, to CRITICAL CARE, INC., 2121 South Oneida, Suite 414, Denver, Colorado, and to TravCorp., 40 Eastern Avenue, P.O. Box C9104, Malden, Massachusetts, to provide registered nurses for temporary (thirteen week) assignments at Brackenridge Hospital, (the total amount of the initial twelve month period for both contracts shall not exceed \$662,000.00); and add an additional local company for addressing nursing needs with local nurses whenever possible. (7-0 Vote)

**EVALUATION MATRIX FOR SELECTION OF PROFESSIONAL ENGINEERS**

Council had before them for consideration the approval of a revised evaluation matrix for selection of professional engineers.

Motion- FAILED

Councilmember Barnstone made a motion, seconded by Councilmember Nofziger, to adopt Alternative II. Motion FAILED by a vote of 3-4 with

Councilmembers Carl-Mitchell, Humphrey and Urdy and Mayor Pro Tem Shipman voting No.

Motion

Councilmember Humphrey made a motion, seconded by Councilmember Carl-Mitchell to approve the staff recommendation for the matrix.

Councilmember Barnstone asked for a point of clarification. He said, "The staff has indicated the closer we are in compliance with the professional criteria which was Alternative II, the more likely we are going to be conforming to State law, so the staff recommendation is really the motion which you just voted down. Will you clarify that you are talking about Alternative I?" Mayor Cooke stated, "I think it is level of degree here. The motion that was on the floor that just failed was moving us closer to and probably more closely aligned with State law than the proposal on the table now. It is my impression it would probably conform to State law but would not be quite as close but still more than 50%."

Substitute Motion- FAILED

Councilmember Barnstone offered a substitute motion that the Council not adopt any matrix and delete the matrix from the resolution and that we give it to the City Manager for her selection on a case by case basis, in conformity with Council goals. Mayor Cooke seconded the motion. MOTION FAILED by a vote of 3-3 with Councilmembers Carl-Mitchell, Humphrey and Urdy voting No, Mayor Pro Tem Shipman out of the room.

Amendment to Main Motion

Councilmember Carl-Mitchell offered an amendment to the main motion seconded by Councilmember Urdy "to change the language of Criteria 5, which is the headquarters and age of prime consultants' office, change the language on the 9 point line where it's local branch office and change the ten years to read continuously operated in Austin for the past five years". Motion passed by a vote of 4-3 with Mayor Cooke, Councilmembers Barnstone and Humphrey voting No.

Roll Call on Main Motion with Amendment

5-1 Vote, Councilmember Barnstone out of the room.

**EARTH DAY ACTIVITIES**

The Council, on Councilmember Humphrey's motion, Councilmember Nofziger's second, adopted a resolution authorizing a contract in the amount of \$28,000.00 with Austin Center for Policy Studies for coordination of Austin, Texas, 1990 Earth Day activities. (7-0 Vote)

**BLOOR ROAD**

The Council, on Mayor Pro Tem Shipman's motion, Councilmember

Carl-Mitchell's second, approved an Interlocal Agreement with Travis County for the repair and maintenance of Bloor Road (from Blue Bluff Road to the intersection of F.M. 973). Approved by Travis County Commissioners July 26, 1989. (Estimated cost to City - \$31,650.00 from the General Fund). (6-0 Vote, Councilmember Nofziger out of the room.)

#### **POLICE RETIREMENT SYSTEM**

The Council, on Councilmember Barnstone's motion, Councilmember Carl-Mitchell's second, waived the requirement for three readings and finally passed an ordinance amending Ordinance 821118-F establishing the Police Retirement System to allow the Police Retirement System to pay all actuarial costs and to change the asset mix to allow international investing, the minimum investment in the first section in Treasury Bills, U.S. obligation is not less than 35% rather than 50% and that equity investments be at a maximum of 50%, not 40%.

#### Friendly Amendment Made and Withdrawn

Councilmember Humphrey offered a friendly amendment "to send a message to the retirement system, Police, Fire and Personnel, that we as a Council have passed a working Anti-Apartheid Ordinance, and part of that Ordinance asked us as Councilmembers to request the members on these committees to divest from their investments in South Africa". The friendly amendment was accepted and then withdrawn when Mayor Cooke pointed out that this was understood by the members of the Council who serve on the retirement boards.

#### Roll Call on Motion

7-0 VOTE

#### **CAPITAL RECOVERY FEE**

The Council, on Councilmember Carl-Mitchell's motion, Mayor Cooke's second, approved sending the following resolution to the Planning Commission and Water and Wastewater Commission: (7-0 Vote)

Consider directing the staff to begin procedures to amend the Land Development Code to allow the following alternatives for amendments to the water and wastewater Capital Recovery Fee: (a) 25% discount for all single family homes built in Austin in 1990; (b) 25% discount for all classes of property built in Austin in 1990; and (c) elimination of the Capital Recovery Fee; and return their recommendations to Council.

The Council, on Councilmember Carl-Mitchell's motion, Mayor Cooke's second, set a public hearing on amendments to the Land Development Code, Sections 13-3-15 and 13-3-24 regarding Water and Wastewater Capital Recovery Fees for February 8, 1990 at 3:30 P.M. (7-0 Vote)



**ZONING HEARING**

Mayor Cooke announced Council would hear the following zoning case. Council heard, closed the public hearing and passed through **FIRST READING ONLY** of an ordinance for the following:

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. (7-0 Vote) FIRST READING

**POLICE RETIREMENT SYSTEM**

The Council, on Councilmember Barnstone's motion, Councilmember Carl-Mitchell's second, waived the requirement for three readings and finally passed an ordinance approving amending Ordinance No. 821118-F establishing the Police Retirement System to incorporate all amendments since 1982. (7-0 Vote)

**INTERSECTION IMPROVEMENTS**

The Council, on Councilmember Barnstone's motion, Mayor Cooke's second, adopted a resolution authorizing an agreement with the State Department of Highways and Public Transportation in the amount of \$309,593.00 for improvements to the intersection of RM 2222 and Balcones Drive. (6-0 Vote, Councilmember Barnstone out of the room.)

**BOARD AND COMMISSION APPOINTMENTS**

The following board and commission appointments were made:

Airport Advisory Board

Dr. Glen Johnson on Councilmember Urdy's motion, Councilmember Barnstone's second, 7-0 Vote.

Capital Metropolitan Transit Authority Board of Directors

Mr. Allen Kaplan, on Councilmember Humphrey's motion, Councilmember Urdy's second, 4-3 Vote, Mayor Cooke, Councilmembers Barnstone and Nofziger voted No.

Design Commission

Milosav Cekic, Tom Shefelman and George Villalva, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, 7-0 Vote.

Economic Development Commission

Barry Meyers and Jim Butler, on Councilmember Nofziger's motion, Councilmember Carl-Mitchell's second, 7-0 Vote.

Margaret Glendinning and Paul Hernandez, on Councilmember Nofziger's motion, Councilmember Carl-Mitchell's second, 6-0 Vote, Councilmember Humphrey abstained.

Jordan Whitfield and Terri Marshall, on Councilmember Urdy's motion, Councilmember Carl-Mitchell's second, 7-0 Vote.

Elisabet Ney Museum Board of Directors

Avis Davis and Sheree Scarbrough, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Shipman's second, 7-0 Vote.

Ethics Commission

Dr. Alan Sager, on Councilmember Barnstone's motion, Mayor Cooke's second, 7-0 Vote.

Library Commission

Betty Edgemond, Alice Kuhn and Helen Spear, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Shipman's second, 7-0 Vote.

Willie Kirk, on Councilmember Urdy's motion, Councilmember Carl-Mitchell's second, 7-0 Vote.

Medical Assistance Program Advisory Board

James Joy and Adelita Luna, on Mayor Pro Tem Shipman's motion, Councilmember Carl-Mitchell's second, 7-0 Vote.

Parks and Recreation Board

Motion - FAILED

Councilmember Carl-Mitchell's motion, seconded by Mayor Pro Tem Shipman's second, to appoint Dolores Ortega-Carter to the Parks and Recreation Board, FAILED by a vote of 3-2-2 with Mayor Pro Tem Shipman, Councilmember Nofziger voting No, Councilmembers Barnstone and Urdy abstaining.

The appointment of Ermalinda Cruz-Torres was on Councilmember Barnstone's motion, Mayor Pro Tem Shipman's second, 7-0 Vote.

Resource Management Commission

Sheryl McLaughlin, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, 7-0 Vote.

Solid Waste Advisory Commission

Alan Barley and Virginia Jones Smith, on Councilmember Barnstone's motion, Councilmember Carl-Mitchell's second, 7-0 Vote.

Water and Wastewater Commission

Connie Moore and Gerald Vogler, on Councilmember Humphrey's motion, Councilmember Nofziger's second, 7-0 Vote.

**JIMMY CLAY GOLF COURSE**

The Council, on Councilmember Humphrey's motion, Mayor Pro Tem Shipman's second, passed through second/third readings of an ordinance approving the use of \$215,000.00 from the ending balance of the Golf Enterprise Fund and \$85,000.00 from the Golf Surcharge Fund to fund engineering and architectural drawings for the new 18 holes at Jimmy Clay Golf Course. The Golf Enterprise Fund shall be repaid when appropriate funds are secured for the construction of the project. Included are friendly amendments by Councilmember Carl-Mitchell that 35 acres be considered for some other use; approach the Texas Parks and Wildlife about the bridge; look at and consider the greenbelt trail system. (6-0 Vote, Councilmember Barnstone out of the room.)

**PUBLIC HEARING BRACKENRIDGE HOSPITAL FUNDS**

Mayor Cooke opened the public hearing on appropriation of \$2,347,796.00 to the General Fund Contingency Reserve, and the transfer of \$2,000,000.00 from the General Fund to the Hospital Fund to establish a working capital reserve for Brackenridge Hospital.

There were several speakers on this subject and during discussions, Mayor Cooke left the Council Chamber at 6:15 P.M. to keep a previous appointment. He was gone for the remainder of the meeting. Speaker's cards are on file in the City Clerk's office.

Motion

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Shipman's second, closed the public hearing. (6-0 Vote, Mayor Cooke absent.)

Motion

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Shipman's second, waived the requirement for three readings and finally passed an ordinance amending Ordinance No. 890615-E revising the Financial Management Policy for the City of Austin. (6-0 Vote, Mayor Cooke absent)

Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, waived the requirement for three readings and finally passed an ordinance, **ON EMERGENCY BASIS**, amending Ordinance No. 890914-A by appropriating \$2,347,796.00 from the General Fund ending balance to fund a Contingency Reserve in the General Fund and by appropriating \$2,000,000.00 from the General Fund ending balance to partially fund a Working Capital Reserve for Brackenridge Hospital. (6-0 Vote, Mayor Cooke absent)

Council, when passing the above motions, directed the City Manager to include requests made by citizen's on a list of department head priorities and put them in order, as to priority, and bring them back to Council for consideration.

#### CONTRACTS

The Council, on Councilmember Nofziger's motion, Councilmember Carl-Mitchell's second, adopted a resolution approving a construction contract award to D & R CONTRACTING, Austin, Texas, for an office and storage building at the City landfill in the amount of \$53,125.00 - Environmental and Conservation Services Department. (5-0 Vote, Councilmember Humphrey out of the room, Mayor Cooke absent.)

The Council, on Councilmember Humphrey's motion, Councilmember Nofziger's second, adopted a resolution approving a twelve month supply contract award to Law Enforcement Equipment Company, Kansas City, Missouri, for soft body armor in an amount not to exceed \$56,500.00 - Austin Police Department. (6-0 Vote, Mayor Cooke absent.)

#### CDBG

The Council, on Councilmember Nofziger's motion, Mayor Pro Tem Shipman's second, adopted a resolution authorizing a revised written Citizen Participation Plan for the 16th Year CDBG Program funding allocation process. (6-0 Vote, Mayor Cooke absent.)

The Council, on Councilmember Barnstone's motion, Councilmember Urdy's second, adopted a resolution authorizing the implementation of the Neighborhood Commercial Management Program designed to address documented economic development needs funded from the 15th year Community Development Block Grant allocation (FY 1989-90) (\$1,150,000.00) (6-0 Vote, Mayor Cooke absent.)

#### PUBLIC HEARING SET

The Council, on Councilmember Barnstone's motion, Councilmember Urdy's second, set a public hearing for February 1, 1990 at 4:00 P.M. on reprogramming \$1,231,907.00 in unexpended CDBG funds from Fiscal Years 1986-87 through 1986-89 to Fiscal Year 1989-90 and to reallocate \$2,250,000.00 in 15th year funds to create new and revised CDBG housing and commercial revitalizations programs. (6-0 Vote, Mayor Cooke absent.)

#### LOBBY REGISTRATION AND DISCLOSURE FORMS

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Shipman's second, authorized the adoption of lobbying registration and disclosure forms and amend the appropriate ordinances to incorporate the forms, and directed City Manager to direct staff to correct errors, send to the Ethics Commission for review before February 1, 1990 and post for action under ordinances on February 1, 1990. (5-0 Vote, Councilmember Barnstone abstained, Mayor Cooke absent.)

**CITIZEN COMMUNICATIONS**

The following people had not registered for Citizen Communications but were allowed to speak at the end of the meeting. They discussed their negative feelings about the Outer Loop. Speakers were: Tim Jones, Roger Baker, Jack Goodman, Richard McCowan and David Dobbs.

**ADJOURNMENT**

The Council meeting was adjourned at 9:16 P.M.