Austin City Council
MINUTES

AUGUST 29, 1991

MEETING CALLED TO ORDER - 1:00 P.M.

Mayor Todd called to order the meeting of the Council, noting the presence of all members.

MINUTES APPROVED

1. Approval of Minutes for Regular Meeting of August 15, 1991 and Special Meeting of August, 13, 14, and 16, 1991.

   On Councilmember Epstein's motion, Councilmember Reynolds' second, 5-0 Vote, Mayor Pro Tem Urdy and Councilmember Garcia out of the room.

1:00 P.M. - CITIZEN COMMUNICATIONS

2. Mr. Robert S. Crampton requested support and funding for preservation of the O'Henry Museum.

3. Mr. Henry Ratliff discussed City problems.

4. Mr. Leonard Lyons discussed communication to and from Council.

5. Mr. Eric Boll requested the City Council to hold a public hearing concerning unwarranted employer conducted random drug searches of employees.

6. Mr. Howard Nirken explained a national program entitled "Into the Streets" which has been brought to the University of Texas, and to involve the Mayor and City Council in this program.

7. Ms. Laurie Watson presented a check for $10,000.00 to the Youth at Risk Program on behalf of The 1991 Budweiser Freedom Festival.

8. Mr. Joe Riddell discussed the City's development of plans to pave and provide utilities for a previously undeveloped block of Havana Street, and to request the City Council to direct the staff to make improvements to the plans.

9. Mr. Carl Shooter, to discuss flooding problems at 1312 E. 52nd St. Did not speak.

10. Ms. Glee Ingram spoke in support of a resolution that all City of Austin landscape installations follow Xeriscape principles and practices.

11. Ms. Cecilia Games discussed Council ethics.

ITEMS CONTINUED FROM PREVIOUS MEETINGS

12. Approved third reading of the Urban Watersheds Ordinance amending Chapter 13-7, Article I (Water Quality) of the Austin City Code of 1981 by providing regulations for development in Urban Watersheds; establishing a formula for payment in lieu of structural stormwater controls (13-7-19.1) and setting an effective date. (Continued from August 15, 1991)

    On Councilmember Garcia's motion, Councilmember Reynolds second, 6-1 Vote, Councilmember Nofziger voted No, (as amended on Part 7, 8 and 16, on Councilmember Garcia's motion, Councilmember Larson's second, 6-1 Vote, Councilmember Nofziger voted No).

ORDINANCES

13. Approved second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code rezoning property locally known as 12535 N. Mopac Expressway, Case No. C14-90-0049, from "SF-6," Townhouse and Condominium Residence, and "GR," Community Commercial to "GR," Community Commercial for Tract 1, "GR-CO," Community Commercial-Conditional Overlay for Tract 1A, and "CS-CO," General Commercial Services-Conditional Overlay for Tract 2, PARMER POINT, LTD., by Bury & Pittman, Inc. First reading on February 28, 1991; Vote 4-3, Councilmembers Carl-Mitchell, Epstein and Nofziger voting "No". Conditions met as follows: Conditions imposed by Council have been incorporated into a Conditional Overlay and Restrictive Covenant. A Traffic Phasing Agreement has been executed.

    On Councilmember Larson's motion, Mayor Pro Tem Urdy's second, 6-0 Vote, Councilmember Nofziger out of the room.

14. Approved a street name change request for a portion of McCall Lane to "McKinney Falls Parkway." (Funding in the amount of $100 for street sign cost included in the 1990-91 Operating Budget of Public Works and Transportation.)

15. Approved designating the unnamed portion of Arterial 5 as "McKinney Falls Parkway." (Funding in the amount of $100 for street sign cost included in the 1990-91 Operating Budget of Public Works and Transportation.)

16. Amended the 1990-91 Operating Budget by accepting and appropriating a $10,000 grant from the Moody Foundation to pay for the development of an Oak Wilt Test Kit by the University of Texas.

17. Amended the 1990-91 Parks and Recreation Department Special Revenue Fund by accepting and appropriating a grant in the amount of $19,022 from the Capital Area Planning Council (CAPCO)/Texas Department on Aging for the Senior Nutrition Program.

#14-17 on Councilmember Epstein's motion, Mayor Pro Tem Urdy's second, 7-0 Vote.

RESOLUTIONS

18. Approved the filing of Eminent Domain Proceedings to acquire 0.049 of an acre of land for a permanent waterline easement out of the Walker Wilson Survey No. 2 located in the City of Austin, Travis County, Texas, owned by William F. Munday, Trustee of the Munday Trust Number One for the Slaughter Lane Water Transmission Main (Manchaca Road Segment) Project.

19. Approved the filing of Eminent Domain Proceedings to acquire a permanent waterline easement containing 0.251 (10,954 square feet) of an acre of land and a temporary construction easement (includes temporary equipment and storage) containing 0.958 (41,734 square feet) of an acre of land out of the Walker Wilson Survey No. 2 located in the City of Austin, Travis County, Texas, owned by Jessie B. Shelby Anderson for the Slaughter Lane Water Transmission Main (Manchaca Road Segment).

20. Approved the filing of Eminent Domain Proceedings to acquire 0.352 of an acre (15,333 square feet) of land, title to the following: all that Main Building and Metal Canopy and a ten (10) feet wide strip of land containing 909 square feet for a permanent wastewater easement out of and a part of Lot 1-A, Town and Country Village Addition, Section 2-A, a Subdivision in the City of Austin, Williamson County, Texas, owned by Autotronics Systems, Inc., for the U.S. 183 Improvement Project.

21. Authorized application for and acceptance of a grant to the State Department of Highways and Public Transportation for the synchronization of traffic signals, in the amount of $205,000. (City's match amounts to a 25% share of in-kind services [$69,036] - Funding included in the 1991-92 Special Revenue Funds.)

22. Approved entering into an agreement with the State Department of Highways and Public Transportation for maintenance, upgrading, and operation of four traffic signals at the intersection of Loop 1 (MoPac) at William Cannon, IH-35 at Hancock, SH 71 at Center of the Hills, and SH 71 at Silvermine/Fletcher Lane. (City's cost for maintenance and operation amounts to a cost of $150 per year for each signal. Funding included in the 1990-91 Operating Budget of the Public Works and Transportation Department.)

23. Authorized and approve an Escrow Agreement with the State Department of Highways and Public Transportation in the amount of $139,600 for the relocation of water and wastewater lines on U.S. 183 at the Colorado River Bridge. (Funding in the amount of $119,558 included in C.I.P. No. 439-237-6947 - Wastewater Fund & $20,041.20 included in C.I.P. No 388-227-6956 - Water Fund)

#18-23 approved on Mayor Pro Tem Urdy's motion, Councilmember Larson's second, 7-0 Vote.

24. Authorize negotiation and execution of an agreement with Travis County to amend existing Interlocal Agreements by establishing an escrow account for payment of contractor estimates for the relocation of water and wastewater lines in conjunction with Travis County's Burleson Road, Dessau Road, Bluff Springs Road, Slaughter Lane Segments II and II, and Brodie Lane North C.I.P. roadway improvements. (No fiscal impact.)

Pulled off agenda.

25. Approved execution of a contract with BAKER AND TAYLOR BOOKS, Charlotte, North Carolina, for a twelve (12) month supply agreement for adult and juvenile books, in an amount not to exceed $220,000, including two (2) twelve (12) month extension options, in an amount not to exceed $220,000 per extension, for a total amount not to exceed $660,000. (Funding provided from Texas State Library and Archives Commission grant funds.) Low bid of two (2). 0% M/WBE Subcontractor participation. The prime did not identify any subcontracting opportunities. Reference No. 910774-1CM.

26. Approved execution of a construction contract award with HAEGELIN CONSTRUCTION COMPANY, INC., Austin, Texas, for the Milwood Northwest "B" Transmission Main project, in the amount of $80,897.50.

(Funding included in C.I.P. No. 375-227-0824 - Water Fund.) Low bid of three (3). 1.12% MBE, 3.04% WBE Subcontractor participation. Reference No. 91-0761-2-SA.

#25-26 on Mayor Pro Tem Urdy's motion, Councilmember Larson's second, 7-0 Vote.

27. Approve execution of a twelve (12) month supply agreement contract with ELF ASPHALT, Austin, Texas, for the purchase of HFRS Emulsion to be used for seal coat resurfacing of city streets, in an amount not to exceed $468,000, including the option to extend thereafter for one (1) additional twelve (12) month period, in an amount not to exceed $468,000, for a total amount not to exceed $936,000. (Funding in the amount of $19,500 included in the 1990-91 Operating Budget of Public Works and Transportation; the remaining $448,500 is included in the 1991-92 Operating Budget of Public Works and Transportation.) Sole Source. 0% M/WBE Subcontractor participation. The prime did not identify any subcontracting opportunities. Reference No. 910791-1RF.

Postponed to September 5, 1991.

28. Approved a construction award to EDWARD COLEMAN, Austin, Texas, for demolition and removal of certain water utility structures and equipment, in the amount of $70,901. (Funding included in the Water Fund of the Water and Wastewater Department.) Low bid of four (4). 11.28% MBE, 0% WBE Subcontractor participation. Reference No. 91-0707-2-SA.

29. Approved execution of a contract award with W.L. GORE & ASSOCIATES INC., Elkton, Maryland, for a twelve (12) month supply agreement for cardiovascular grafts, in an amount not to exceed $65,385, including the option to extend thereafter for one (1) additional twelve (12) month period, in an amount not to exceed $65,385, for a total amount not to exceed $130,770. (Funding in the amount of $5,449 included in the 1990-91 Operating Budget of Brackenridge Hospital; $59,936 included in the 1991-92 Operating Budget of Brackenridge Hospital.) Low bid of two (2). 0% M/WBE Subcontractor participation. The prime did not identify any subcontracting opportunities. Reference No. BSI-127.

30. Approved execution of a contract award with SOUTHERN SAFETY SALES, Austin, Texas, for a twelve (12) month supply agreement for tubing/nebulizer sets for ventilators, in an amount not to exceed $41,706.36, including the option to extend thereafter for up to one (1) additional twelve (12) month period, in an amount not to exceed $41,706.36, for a total amount not to exceed $83,412.72. (Funding in the amount of $3,476.36 included in the 1990-91 Operating Budget of Brackenridge Hospital; $38,230.36 included in the 1991-92 Operating Budget of Brackenridge Hospital.) Low bid of six (6). 0%

M/WBE Subcontractor participation. The prime did not identify any subcontracting opportunities. Reference No. BSI-175.

31. Approved execution of a contract award with GENERAL MEDICAL, Austin, Texas, for a twelve (12) month supply agreement for urological trays, in an amount not to exceed $110,407.20, including the option to extend thereafter for up to one (1) additional twelve (12) month period, in an amount not to exceed $110,407.20, for a total amount not to exceed $220,814.40. (Funding in the amount of $9,201 included in the 1990-91 Operating Budget of Brackenridge Hospital; $101,206 included in the 1991-92 Operating Budget of Brackenridge Hospital.) Low bid of four (4). 0% M/WBE Subcontractor participation. The prime did not identify any subcontracting opportunities. Reference No. BSI-123.

32. Approved execution of a contract with TRANE CO., La Crosse, Wisconsin, for two (2) high efficient chillers for the central plant at Brackenridge Hospital, in an amount not to exceed $268,820. (Funding included in C.I.P. funds and from matching grant funds from the Department of Energy.) Sole bid. 0% M/WBE Subcontractor participation. The prime did not identify any subcontracting opportunities. Reference No. 910697-1RF.

#28-32 on Mayor Pro Tem Urdy's motion, Councilmember Larson's second, 7-0 Vote.

33. Approved execution of a twelve (12) month contract with ARROW INDUSTRIES, Dallas, Texas, for the purchase of disposable plastic can liners, in an amount not to exceed $77,640, including the option to extend thereafter for up to one (1) additional twelve (12) month period, in an amount not to exceed $77,640, for a total amount not to exceed $155,280. (Funding in the amount of $6,470 included in the 1990-91 Operating Budget of the General Services Department; $71,170 included in the 1991-92 Operating Budget of Financial Services Department.) Low bid of six (6). 0% M/WBE Subcontractor participation. The prime did not identify any subcontracting opportunities. Reference N. 910658-1BO.

Approved but bring back to Council before approving any extension, on Councilmember Epstein's motion, Mayor Pro Tem Urdy's second, 6-0 Vote, Councilmember Nofziger out of the room.

34. Approved execution of a twelve (12) month contract with MONARCH PAPER CO., Austin, Texas, for the supply of high speed copier and laser printer paper for use by City departments, in an amount not to exceed $161,332, including the option to extend thereafter for up to two (2) six (6) month periods, in an amount not to exceed $80,666 for each period, for a total amount not to exceed $322,664. (Funding in the amount of $13,444 included in the 1990-91 Operating Budget of General Services Department; $147,888 included in the

1991-92 Operating Budget of Financial Services Department.) Low bid of three (3). 0% M/WBE Subcontractor participation. The prime did not identify any subcontracting opportunities. Reference No. 910721-1RH.

35. Approved execution of a contract with DATA-AIDS, Austin, Texas, for the purchase of computer equipment for a Maternal & Child Health Program personal computer network at the Health and Human Services Department/Travis County Health Department facilities, in an amount not to exceed $75,598. (Funding provided from the Texas Department of Health, Maternal and Child Health Grant Funds.) Low bid of nine (9). 0% M/WBE Subcontractor participation. The prime did not identify any subcontracting opportunities. Reference No. 910887-3JR.

#34-35 on Mayor Pro Tem Urdy's motion, Councilmember Larson's second, 7-0 Vote.

36. Approved negotiation and execution of a twelve (12) month contract with WILLIS-ROLLINSON INC., Dallas, Texas, for administration of the City's Worker's Compensation Program, in an amount not to exceed $861,380, including two (2) twelve (12) month extension options, in an amount not to exceed $892,000 for the first option year and $922,500 for the second option year, for a total amount not to exceed $2,675,880. (Funding included in the 1991-92 Worker's Compensation Fund.) Best proposal of five (5). 0% M/WBE Subcontractor participation.

Pulled off agenda.

37. Approved submitting the franchise audit dispute arbitration in accordance with the compliance agreement of October 15, 1987, between the City of Austin and Austin Cablevision.

On Councilmember Epstein's motion, Councilmember Garcia's second, 6-0 Vote, Councilmember Garcia out of the room.

38. Set a public hearing on an ordinance amending Chapter 13-5 of the Land Development Code to modify parking requirements for new or expanded cocktail lounges, bowling alleys and billiard parlors. Date and time: October 3, 1991 at 5:00 p.m.

On Mayor Pro Tem Urdy's motion, Councilmember Larson's second, 7-0 Vote.

PUBLIC HEARINGS AND APPROVAL OF ORDINANCES/RESOLUTIONS

39. 3:30 P.M. - Approved an Ordinance creating Tax Abatement Reinvestment Zone No. 7 for Lots 1 and 2, Block A, of the Harris

Branch Replat of the Park of Commerce, Section 1, in accordance with Chapter 312 of the Texas Tax Code.

On Councilmember Larson's motion, Councilmember Reynolds' second, 6-0 Vote, Councilmember Nofziger out of the room.

40. Approve a Resolution authorizing execution of a Tax Abatement Agreement with American Airlines Direct Marketing Corporation.

Pulled off agenda.

41. Approved a Resolution authorizing execution of a Tax Abatement Agreement with Tadpole Technology, Inc.

On Councilmember Garcia's motion, Mayor Pro Tem Urdy's second, 6-0 Vote, Councilmember Nofziger out of the room.

42. 4:30 P.M. - Special Exception to provisions of the Barton Springs Contributing Zone Interim Amendments to the Land Development Code, Ordinance No. 910221-E for the Storm 290 Subdivision (C8-86-040)

Postponed to September 19, 1991 at 5:00 P.M.

43. 4:45 P.M. - Special Exception to provisions of the Barton Springs Contributing Zone interim Amendments to the Land Development Code, Ordinance No. 910221-E, for the John Phillip's Tract (Westfield Center Subdivision).

Postponed to September 19, 1991 at 5:30 P.M.

44. 5:00 P.M. - Proposed 1991-92 Operating Budget and Capital Improvements Program.

Closed public hearing, on Councilmember Larson's motion, Mayor Pro Tem Urdy's second, 6-0 Vote, Councilmember Epstein out of the room.

45. 6:00 P.M. - Austin Baptist Chapel and Day Laborers Program on East 1st Street and I.H. 35. (Councilmembers Michael "Max" Nofziger and Gus Garcia)

Closed public hearing, on Councilmember Reynolds' motion, Councilmember Epstein's second, 7-0 Vote.

ITEMS FROM COUNCIL

46. Approved a Resolution declaring the City of Austin the Live Music Capital of the World. (Councilmember Michael "Max" Nofziger and Mayor Bruce Todd)

47. Approved recommendations of the Health Services Oversight Committee to change the name of the Health Services and Financial District Task Force to Health Care Task Force, and appoint task force members. (Health Oversight Committee)

#46-47 on Councilmember Epstein's motion, Mayor Pro Tem Urdy's second, 7-0 Vote.

48. Approved a Resolution expressing City Council support for the Policy Project Proposal on Bridging the Gap: Implementing School-to-Work Transition by the LBJ School of Public Affairs and directing the City Manager to provide assistance to the project. (Mayor Bruce Todd)

On Councilmember Reynolds' motion, Councilmember Nofziger's second, 6-0 Vote, Councilmember Garcia out of the room.

49. Approved a Resolution requiring all future City of Austin landscape projects, new or renovated, be designed and implemented using Xeriscape materials and strategies. (Councilmember Ronney Reynolds)

On Councilmember Reynolds' motion, Councilmember Nofziger's second, 6-0 Vote, Councilmember Garcia out of the room.

50. Approved a Resolution offering tax abatement on new improvements as an incentive to encourage Photronics, Inc. to locate manufacturing facilities within an Austin Enterprise Zone. (80% tax abatement for a seven year period.) [Mayor Pro Tem Charles Urdy]

On Mayor Pro Tem Urdy's motion, Councilmember Larson's second, 6-0 Vote, Councilmember Nofziger out of the room.

SPEAKERS AT END OF MEETING

Todd Wayne, Roger Baker and Mark Nowackie spoke at the end of the meeting.

ADJOURN

The meeting was adjourned at 8:50 P.M.