



**Austin City Council
MINUTES**

**SPECIAL CALLED MEETING
TUESDAY, SEPTEMBER 12, 2000**

Mayor Watson called the meeting to order at 9:17 a.m.

The following represents the actions taken by the Austin City Council in the order they occurred during the meeting.

The City Council of Austin, Texas, convened in a Special Called Meeting on Tuesday, September 12, 2000 in the Assembly Room of Town Lake Center, 721 Barton Springs Road, Austin, Texas for the following purposes:

13. Authorize the City Manger to extend the current Meet and Confer Agreement with the Austin Police Association on the terms and conditions approved by the membership of the Austin Police Association; and take such other action as may be needed to implement an extension of the current Meet and Confer Agreement with the Austin Police Association.
Resolution No. 000912-13 was approved on Mayor Pro Tem Goodman's motion, Council Member Alvarez' second on a 7-0 vote.
14. Approve an ordinance waiving certain fees and requirements under Chapter 15-11 of the City Code relating to street closures on September 16, 2000 for the East Side Jazz and Blues Festival. (Sponsored by Council Member Danny Thomas.)
Ordinance No. 000912-14 was approved on Council Member Thomas' motion, Council Member Slusher's second on a 7-0 vote.
1. Approve an ordinance adopting the Operating Budget for the fiscal year beginning October 1, 2000 and ending September 30, 2001, and making appropriations for each department, project, and account, including the errata.
The second reading of the ordinance was approved on Council Member Slusher's motion, Council Member Thomas' second on a 7-0 vote.

The following friendly amendments were accepted by Council Member Slusher, as maker of the motion, and Council Member Thomas, who made the second:

- **The motion to rescind action taken on September 11, 2000 concerning funding for Immigrant Health and instead provide additional funding in the amount of \$265,000 for Mental Health Mental Retardation was approved on Mayor Pro Tem Goodman's motion, Council Member Slusher's second on a 7-0 vote.**

- **The motion to rescind action taken on September 11, 2000 concerning \$100,000 funding for Eastside Story and instead provide increased funding in the amount of \$300,000 and two additional FTEs for Eastside Story was approved on Council Member Thomas' motion, Mayor Watson's second on a 7-0 vote.**
- **The motion to rescind action taken on September 11, 2000 concerning transfer of funds to the FQHC fund and instead amend the FQHC fund by increasing the transfer in from the Hospital Fund by \$100,000 and increasing expenditures by \$220,000 for Immigrant Health, and decreasing the ending balance accordingly, and amending the Hospital Fund to increase the transfer to FQHC by \$100,000, and reducing the ending balance accordingly was approved on Council Member Thomas' motion, Council Member Wynn's second on a 7-0 vote.**
- **The motion to rescind action taken on September 11, 2000 concerning increased funding for Libraries for the Future Match and instead increase funding by \$100,000 for Libraries for the Future Match including two (2) FTEs was approved on Council Member Wynn's motion, Council Member Thomas' second on a 7-0 vote.**
- **The motion to rescind action taken on September 11, 2000 to fund repairs for the steam train and increasing the 1999-2000 ending balance of the Tourism and Promotion Fund and instead increase the 2000-01 beginning balance of the Convention Center Combined Fund to reflect an increase in the 1999-2000 ending balance in the amount of \$686,686 and increase appropriations by \$82,603 for the steam train, increase the ending balance by \$604,083 and increase the 2000-01 beginning balance of the Tourism and Promotion Fund to reflect an increase in the 1999-2000 ending balance in the amount of \$167,397 and increase expenditures by \$167,397 for steam train costs was approved on Mayor Pro Tem Goodman's motion, Council Member Slusher's second on a 7-0 vote.**
- **The motion to rescind action taken on September 11, 2000 to amend the Special Revenue Fund by appropriating \$150,000 for the Office of Emergency Management by creating the Project Impact Program Grant and instead amend the Special Revenue Fund for the Office of Emergency Management by creating the Project Impact Program Grant, appropriating \$300,000 and authorizing one (1) FTE was approved on motion by Council Member Wynn, Council Member Slusher's second on a 7-0 vote.**
- **The motion to increase the beginning balance of the Airport Asset Forfeiture Fund by \$93,335 to reflect increased revenue in 1999-2000, appropriate \$150,000 to fund a portion of an Austin Police Department helicopter and reduce the ending balance by \$56,665 was approved on Council Member Wynn's motion, Council Member Thomas' second on a 7-0 vote.**
- **There was a motion directing the City Manager to develop a process to accept and review a proposal for the construction of "Janet's House." Due diligence would be done to determine the project's feasibility and funding sources, including appropriate federal funding. Such feasibility should include a plan to secure operations and maintenance of childcare facilities in the future. This was approved on Mayor Pro Tem Goodman's motion, Council Member Griffith's second on a 7-0 vote.**
- **The motion to fund South First Street Construction from the November 7, 2000 \$150 million bond package contingent upon bond passage and allocate the \$9.1 million funding for South First as follows: \$600,000 for parks maintenance, \$2.0 million for the purchase of sensitive land along Town Lake, \$2.5 million for Colony Park Development, \$3.0 million for housing, \$1.0 million for the Community Action Network (CAN) was made by Mayor Pro Tem Goodman, seconded by Council Member Thomas. Council Member Griffith offered a friendly amendment that the wording for the purchase of sensitive land be expanded to include the purchase of land in the drinking water protection zone. Mayor Pro Tem Goodman and Council Member Thomas accepted this friendly amendment. The motion failed on a 4-3 vote. Those voting nay were: Mayor Watson, Council Member**

Alvarez, Slusher, and Wynn. Those voting aye were: Mayor Pro Tem Goodman, Council Members Griffith and Thomas.

Ordinance No. 000912-01 was approved including the errata, the amendments passed on September 11, 2000 and shown those above on Council Member Slusher's motion, Council Member Thomas' second on a 7-0 vote.

2. Approve an ordinance adopting the Capital Budget for the fiscal year beginning October 1, 2000 and ending September 30, 2001, and making appropriations for each project and account, including the errata.
Ordinance No. 000912-02 was approved including the errata and all the amendments approved on September 11, 2000 on Council Member Thomas' motion, Council Member Slusher's second on a 7-0 vote.
3. Approve an ordinance fixing and levying Municipal Ad Valorem taxes for the City of Austin, Texas for the fiscal year 2000-2001, and for each year thereafter until otherwise provided; directing the assessment and collection of those taxes; approving property tax exemptions for agriculture, historic property, persons with disabilities, and elderly persons; and validating all prior Ad Valorem taxes.
Ordinance No. 000912-03 was approved at a rate of \$0.4663 per \$100 assessed valuation on Council Member Slusher's motion, Mayor Pro Tem Goodman's second on a 7-0 vote.
4. Approve an ordinance authorizing fees, fines, and other charges for City of Austin services and use of City of Austin facilities.
Ordinance No. 000912-04 was approved including the amendments approved on September 11, 2000 on Council Member Thomas' motion, Council Member Alvarez' second on a 7-0 vote.
5. Approve an ordinance providing for the classification of and number of positions of the classified Civil Service of the Police Department and repeal Ordinance No. 000217-25.
This item was approved at the Council Meeting on September 11, 2000.
6. Approve an ordinance providing for the classification of and number of positions of the classified Civil Service of the Fire Department and repeal Ordinance No. 000907-38.
This item was approved at the Council Meeting on September 11, 2000.
7. Approve Fiscal Year 2000-2001 Cultural Arts Services contracts in the amount of \$3,509,832. (Funding available in the Cultural Arts Fund.)
Resolution No. 000912-07 was approved as follows on Council Member Alvarez' motion, Mayor Watson's second, on a 7-0 vote. The resolution approves the fiscal year 2000-01 Cultural Arts Service Contracts in the amount of \$3,772,332 and amend the proposed list of contracts in accordance with the amendment previously approved in the operating budget by \$262,500 of which \$12,500 is for additional funding for the Austin International Music Extravaganza, \$25,000 for a feasibility study for providing assistance to Austin musicians, and \$225,000 for the Music Loan Program, for total cultural contracts of \$3,772,332. Mayor Pro Tem Goodman's friendly amendment that this program be administered by the Financial Services Department was accepted by Council Member Alvarez, maker of the motion and Mayor Watson, who made the second.
8. Approve the Marketing Plan, the proposed budget in the amount of \$6,114,068 and set the contract payment from the City of Austin at \$5,187,380 for the fiscal year beginning October 1, 2000 and ending September 30, 2001 for the Austin Convention and Visitors Bureau (ACVB). (Funding in an amount of \$5,187,380 is available in the 2000-2001 Proposed Operating Budget for the Tourism and Promotion Fund. The 2000-2001 Tourism and Promotion Fund is attached.)

Resolution No. 000912-08 was approved on Mayor Pro Tem Goodman's motion, Council Member Thomas' second, on a 7-0 vote.

9. Authorize the acceptance of federal housing and community development grants for FY2000-2001 in an amount equal to \$12,314,000; approve the negotiation and execution of a one-year extension of the current contract with the Austin Housing Finance Corporation for FY 2000-01 in an amount not to exceed \$8,768,587; authorize the City Manager to adopt program guidelines for Council approved programs; and authorize the Austin Housing Finance Corporation to manage and operate certain City Housing Programs in FY 2000-01.

This item was approved at the Council Meeting on September 11, 2000.

President Watson called the Board of Director's Meeting of the Austin Housing Finance Corporation to order at 11:07 a.m.

BOARD OF DIRECTORS' MEETING OF AUSTIN HOUSING FINANCE CORPORATION

A Board meeting of the Austin Housing Finance Corporation (AHFC) will be convened. Item 12 is the AHFC item to be considered by the Austin Housing Finance Corporation's Board of Directors.

12. Approve a resolution authorizing the Austin Housing Finance Corporation (AHFC) and the Housing Assistance Fund (HAF) FY 2000-01 Operating Budgets, including the FY 2000-01 HAF transfer to the AHFC Fund in an amount equal to \$1,477,270 and the expenditure of sales proceeds in an amount equal to \$1,300,000, for a total AHFC budget of \$16,415,938; approve the program descriptions of the proposed housing programs to be funded by the AHFC in FY 2000-01; authorize the General Manager to adopt program guidelines for Board approved programs; and approve acceptance of grants from the City of Austin and the negotiation and execution of a one-year extension to the current contract between the AHFC and the City for funding of FY 2000-01 operations, including managing and operating certain City Housing Programs, in an amount not to exceed \$8,768,587.

Resolution No. 000912-12 was approved with the following friendly amendment on Board Member Alvarez' motion, Board Member Wynn's second on a 7-0 vote. The friendly amendment was to amend the AHFC budget by increasing the transfer in from the Neighborhood Housing and Community Development Fund in the amount of \$591,247 increasing the appropriation by the same amount and authorizing five (5) additional positions. This was accepted by both the maker of the motion and Board Member Wynn, who made the second.

The motion to adjourn the Board meeting of the Austin Housing Finance Corporation at 11:10 a.m. and reconvene the regular City council meeting was approved on Board Member Slusher's motion, Vice President Goodman's second by a 7-0 vote.

The motion to recess the City Council meeting at 11:11 a.m. and go into Executive Session was approved on Council Member Slusher's motion, Mayor Pro Tem Goodman's second by a 7-0 vote.

EXECUTIVE SESSION

The City Council went into Executive Session, pursuant to Chapter 551 of the Texas Government Code, to receive advice from Legal Counsel, to discuss matters of land acquisition, litigation, and personnel matters as specifically listed on this agenda and to receive advice from Legal Counsel regarding any other item on this agenda.

Private Consultation with Attorney - Section 551.071

11. Discuss *Ethel Spiller, et al. v. Robert M. Walker, et al.*, Cause No. A 98 CA 255 SS, in the federal district court in Austin. (Longhorn Pipeline case)

Executive session ended at 12:01 p.m.

The Mayor called the Council Meeting back to order at 1:08 p.m.

10. Planning Commission Appointments

There was a motion by Council Member Slusher, seconded by Mayor Pro Tem Goodman to reappoint Ben Heimsath and to appoint Lydia Ortiz to the Planning Commission.

There was a substitute motion by Council Member Thomas, seconded by Council Member Griffith to appoint Stacey Dukes-Rhone and Lydia Ortiz to the Planning Commission.

Due to the lack of consensus both Council Member Slusher and Council Member Thomas withdrew their motions.

ADJOURNED at 1:08 p.m. on Council Member Slusher's motion, Council Member Griffith's second on a 7-0 vote.

The minutes for the regular meeting of September 7, 2000 and Special Called Meetings of September 7, 2000, September 11, 2000 and September 12, 2000 were approved on Council Member Alvarez' motion, Mayor Watson's second by a 5-0 vote. Mayor Pro Tem Goodman and Council Member Wynn was off the dais.