



**Austin City Council  
MINUTES**

**REGULAR MEETING  
THURSDAY, SEPTEMBER 7, 2000**

The following represents the actions taken by the Austin City Council in the order they occurred during the meeting. While the minutes are not in sequential order, all agenda items were discussed.

The City Council of Austin, Texas, convened in a regular meeting on Thursday, September 7, 2000 in the Board Room at Lower Colorado River Authority Hancock Building, 3700 Lake Austin Boulevard.

**INVOCATION** – David Bernard of New Life

1. Approval of minutes for regular meeting of August 31, 2000.  
The minutes for regular meeting of August 31, 2000 were approved on Council Member Slusher's motion, Council Member Thomas' second by a 6-0 vote. Mayor Pro Tem Goodman was off the dais.

Items 2 through 8 were Budget Briefings

Items 9 through 12 were Executive Session items.

**CONSENT AGENDA**

The following items were acted on by one motion. No separate discussion or action occurred on any of the items. The consent items were approved on Council Member Wynn's motion, Council Member Slusher's second by a 6-0 vote. Mayor Pro Tem Goodman was off the dais.

Items 13 through 16 were pulled for discussion.

18. Approve a resolution authorizing the purchase of 1.17 acres of land adjacent to the Electric Utility Department's Burluson Substation from Carolyn Grace Rountree Individually and as Trustee of the Helen Tegge Family Trust #2 in an amount not to exceed \$410,000. (Funding is available in the 1999-2000 Amended Capital Budget for the Electric Utility Department.) (Recommended by the Electric Utility Commission)  
**Resolution No. 000907-18 was approved.**
19. Approve a resolution authorizing execution of a construction contract with HOLLOWAY WELDING & PIPE COMPANY, Allen, Texas, for the Holly Power Plant Oil Water Separator

Improvements Project in an amount not to exceed \$1,143,877 and a contingency fund in an amount not to exceed \$228,775 for a total contract amount not to exceed \$1,372,652. (Funding for \$1,372,652 is available in the 1999-2000 Amended Capital Budget of the Electric Utility Department.) Second lowest bid of five bids received. .36% MBE, 5.7% WBE subcontracting participation. (Recommended by the Electric Utility Commission)

**Resolution No. 000907-19 was approved.**

20. Approve a resolution authorizing negotiation and execution of a 12-month service agreement with CITADEL SECURITY, Malacof, Texas, for unarmed, security guard services in an amount not to exceed \$217,000 with three 12-twelve month extension options in an amount not to exceed \$217,000 per extension, for total contract amount not to exceed \$868,000. (Funding in an amount of \$217,000 is contingent upon approval of the 2000-2001 Operating Budget for the Electric Utility Department. Funding for the extension options is contingent upon available funding in future budgets.) Best Proposal/3 proposals received. This contract will be awarded in compliance with the 1996 M/WBE Ordinance. No subcontracting opportunities were identified; therefore M/WBE goals were not established for this solicitation. All work will be performed by the contractor's own workforce. (Recommended by the Electric Utility Commission)  
**Resolution No. 000907-20 was approved.**
21. Approve a resolution authorizing negotiation and execution of a contract with ABB Power T&D Company Inc, North Brunswick, New Jersey, for the purchase and installation of the Fiesta Substation in an amount not to exceed \$4,244,771. (Funding is available in the 1999-2000 Approved Capital Budget of the Electric Utility Department.) Best evaluated proposer/5 proposals received. 20% MBE, 0% WBE subcontracting participation. (Recommended by the Electric Utility Commission)  
**Resolution No. 000907-21 was approved.**
22. Approve a resolution authorizing execution of modification #1 to a contract with YORK INTERNATIONAL CORP., Austin, Texas, for the purchase of two each 2000 ton chillers for use in the Hobby district chilled water plant, in the amount of \$730,000, for a total contract of \$1,877,400. (Funding for the amount of \$730,000 is contingent upon approval of the Fiscal Year 2000-2001 Capital Budget.) This contract was awarded in compliance with the 1996 MBE/WBE Ordinance. No subcontracting opportunities were identified; therefore no MBE/WBE goals were established for this solicitation. This contract is for a commodity purchase with direct delivery by the manufacturer. (Recommended by Electric Utility Commission)  
**Resolution No. 000907-22 was approved.**
23. Approve a resolution authorizing execution of a contract with TURBINE CONTROL SERVICE ASSOCIATES, Pittsburgh, PA, for the replacement and upgrade of the voltage regulators in Decker Creek Power Station Units #1 & #2 in the amount of \$108,680. (Funding is available in the 1999-2000 Amended Capital Budget for the Electric Utility Department.) Sole Source. Turbine Control Service Associates is the sole manufacturer of Westinghouse compatible equipment that can be installed using all of the same control switches and meters. (Recommended by the Electric Utility Commission)  
**Resolution No. 000907-23 was approved.**
24. Approve a resolution authorizing execution of a contract with HYDROCHEM INDUSTRIAL SERVICES, INC., Deer Park, Texas, for the cleaning of Decker Creek Power Plant Unit #2 boiler in the amount of \$117,600. (Funding is available in the 1999-2000 Amended Operating Budget for the Electric Utility Department.) Low bid/three bids received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance. No subcontracting opportunities were

identified; therefore M/WBE goals were not established for this solicitation. Services will be performed by the contractor's own workforce. (Recommended by the Electric Utility Commission)  
**Resolution No. 000907-24 was approved.**

25. Approve a resolution authorizing negotiation and execution of a 12-month service agreement with CREDIT SYSTEMS INTERNATIONAL, INC.(WBE), Ft. Worth, Texas, for the collection of delinquent utility services accounts, in an amount not to exceed \$767,520, with three 12-month extension options in an amount not to exceed \$767,520 per extension for a total contract amount not to exceed \$3,070,080. (Funding for the amount of \$767,520 is contingent upon approval of the 2000-2001 Operating Budget for Electric Utility Department. Funding for the extension options is contingent upon available funding in future budgets.) Best proposal/Six proposals received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance. No subcontracting opportunities were identified; therefore, no MBE/WBE goals were established for this solicitation. All work will be performed by the Contractor's own workforce. (Recommended by the Electric Utility Commission)  
**Resolution No. 000907-25 was approved.**
26. Approve an ordinance establishing the speed limits on public roads at Austin-Bergstrom International Airport. (Reviewed by Airport Advisory Board on 8/15/00)  
**Ordinance No. 000907-26 was approved.**
27. Approve a resolution authorizing an Interlocal Agreement with Travis County for the November 7, 2000, election. (Funding in an amount of \$260,000 was included in the Fiscal Year 2000-2001 Proposed Operating Budget.)  
**Resolution No. 000907-27 was approved.**
28. Approve a resolution authorizing the City Clerk to negotiate joint election agreements between the City of Austin and Williamson County and the City of Austin and Capital Metro for conducting the November 7, 2000 election.  
**Resolution No. 000907-28 was approved.**

**Items 29 through 30 were pulled for discussion.**

31. C14-00-2027 – Texas Oaks Baptist Church - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 9910 Bilbrook Place from I-RR, Interim Rural Residence district zoning to SF-6-CO, Townhouse and Condominium Residence-Conditional Overlay Combining district zoning with conditions. First reading on August 3, 2000; Vote: 7-0. Conditions met as follows: Conditional overlay incorporates the conditions imposed by Council at first reading. Property Owner and Applicant: Texas Oaks Baptist Church (Billy J. McCarty). Agent: Mark H. Brooks. City Staff: Wendy Walsh, 499-7719.  
**Ordinance No. 000907-31 was approved on an emergency basis and, therefore, is effective immediately.**
32. To set a public hearing on an appeal of the Planning Commission's decision to approve a conditional use permit site plan for Hot Potatoes Learning Center, a day care services (general) use located at 1420 Dominique Drive. Appellants: Mr. Jerry Freese and Ms. Lin Blansit. Applicant: Karessa Figueroa; Agent: Lopez-Phelps, Vaughn & Associates (Rick Vaughn) City Staff: Christopher Johnson, 499-2769. (Suggested date and time: October 5, 2000 at 6:00 p.m.)  
**Resolution No. 000907-32 was approved.**

33. To set a public hearing on a request by Draker Enterprises, Inc. to waive the minimum separation requirement of Section 8-3-4 of the City Code between a restaurant (general) use which intends to sell alcoholic beverages at 8100 Brodie Lane, Suites 110 and 110A, and a religious assembly use and a public school use. Applicant: Maudies Restaurant (Joe Draker); Agent: Crocker Consultants (Sara Crocker) City Staff: Susan Walker, 499-2202. (Suggested date and time: October 5, 2000 at 6:00 p.m.)

**Resolution No. 000907-33 was approved.**

34. Approve a resolution authorizing execution of a 12-month contract with CONTROL SOFTWARE, INC., Wayne, PA., for renewal of software license and maintenance for the Integrated Fleet Maintenance and Management System in an amount not to exceed \$56,410.20 with three 12-month extension option in amounts not to exceed \$59,230.68, \$62,192.15, and \$65,301.72 respectively for a total contract amount not to exceed \$243,134.75. (Funding is contingent upon approval of the proposed Fiscal Year 2000-2001 Operating Budget for Fleet Services Division. Funding for the extension option will be contingent upon available funding in the future budget.) Sole Source.

**Resolution No. 000907-34 was approved.**

35. Approve Texas Term as an authorized investment vehicle for the City of Austin as provided under the Texas Public Funds Investment Act. (Approved by the Investment Committee)

**Resolution No. 000907-35 was approved.**

36. Approve a resolution authorizing execution of a construction contract with BARECKY CONSTRUCTION COMPANY, Wimberly, Texas, for renovations and additions to the East Service Center located at 6301 Harold Court, in an amount not to exceed \$409,225 plus a contingency fund not to exceed \$40,775, for a total contract amount not to exceed \$450,000. (Funding in an amount of \$225,000 is available in the 1999-2000 Amended Operating Budget of the Watershed Protection Department; \$225,000 is included in the 1999-2000 Amended Operating Budget of the Public Works & Transportation Department.) Lowest of four bids received. 4.1% MBE, 0% WBE subcontracting participation.

**Resolution No. 000907-36 was approved.**

**Item 37 was pulled for discussion.**

38. Adopt an ordinance to establish classifications and positions in the classified service of the Austin Fire Department and repeal Ordinance No. 000113-39.

**Ordinance No. 000907-38 was approved.**

**Item 39 was pulled for discussion.**

40. Approve a resolution authorizing negotiation and execution of a 12-month contract with: UNITED DENTAL CARE OF TEXAS, Dallas, Texas, to provide a managed care dental maintenance organization (DMO) dental plan for City of Austin retirees in an amount not to exceed \$100,500, with two 12-month extension options in an amount not to exceed \$100,500 per extension for a total contract amount not to exceed \$301,500 and DELTA DENTAL INSURANCE COMPANY, Irving, Texas, to provide an indemnity dental plan for City of Austin retirees in an amount not to exceed \$304,600, with two 12-month extension options in an amount not to exceed \$304,600 per extension for a total contract amount not to exceed \$913,800. (Funding in an amount of \$100,500 (United Dental Care of Texas) is contingent upon approval of the 2000-2001 Proposed Operating Budget. Funding in the amount of \$75,375 for the first nine months of the contract will be included in the 2000-2001 Proposed Operating Budget for the Employee Benefits Fund. Funding in an amount of \$304,600 (Delta Dental Insurance Company) is contingent upon approval of the 2000-2001 Proposed Operating Budget. Funding in the amount of \$228,450 for the first nine months of the

contract will be included in the 2000-2001 Proposed Operating Budget for the Employee Benefits Fund. Funding for the remaining three months of the original contracts and the extension options is contingent upon approval of future budgets.) Best proposal/3 proposals received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance. No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

**Resolution No. 000907-40 was approved.**

41. Approve a resolution authorizing negotiation and execution of a 12-month contract with TEXAS LEGAL PROTECTION PLAN, INC., Austin, Texas, to provide a pre-paid legal services plan for employees of the City of Austin in an amount not to exceed \$202,000 with two 12-month extension options in an amount not to exceed \$202,000 per extension, and a total contract amount not to exceed \$606,000. (Funding is contingent upon approval of the 2000-2001 Proposed Operating Budget. Funding in the amount of \$151,500 for the first nine months of the contract will be included in the 2000-2001 Proposed Operating Budget for the Employee Benefits Fund. Funding for the remaining three months of the contract and the extension options is contingent upon approval of future budgets.) Six proposals were received.

**Resolution No. 000907-41 was approved.**

42. Approve a resolution authorizing negotiation and execution of a 12-month contract with AETNA U.S. HEALTHCARE, Austin, Texas, to provide a Health Maintenance Organization (HMO) medical plan for City of Austin employees and retirees in an amount not to exceed \$1,240,000, with two 12-month extension options in an amount not to exceed \$1,240,000 for each extension option for a total contract amount not to exceed \$3,720,000. (Funding is contingent upon approval of the 2000-2001 Proposed Operating Budget. Funding in the amount of \$930,000 for the first nine months of the contract will be included in the 2000-2001 Proposed Operating Budget for the Employee Benefits Fund. Funding for the remaining three months of the contract and the extension options is contingent upon approval of future budgets.) Best proposal/3 proposals received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance. No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

**Resolution No. 000907-42 was approved.**

43. Approve amendment No. 2 to the contract with AMIL INTERNATIONAL, Austin, Texas, to cover increased plan year 2000 medical coverage payments for employees and retirees in an amount not to exceed \$584,000 and reduce the contract term to two years ending December 31, 2000, for a total contract amount not to exceed \$2,474,000. (Funding in the amount of \$438,000 for the first nine months of the first contract extension is available in the 1999-2000 Operating Budget of the Employee Benefits Fund. Funding for the remaining three months of the contract is contingent upon approval of 2000-2001 Budget.) (Related Item #44)

**Resolution No. 000907-43 was approved.**

44. Approve a resolution authorizing negotiation and execution of a 12-month contract with AMIL, Austin, Texas, to provide a Health Maintenance Organization (HMO) medical plan for City of Austin employees and retirees in an amount not to exceed \$20,572,000, with two 12-month extension options in an amount not to exceed \$20,572,000 for each extension option, for a total contract amount not to exceed \$61,716,000. (Funding is contingent upon approval of the 2000-2001 Proposed Operating Budget. Funding in the amount of \$15,429,000 for the first nine months of the contract will be included in the 2000-2001 Proposed Operating Budget for the Employee Benefits Fund. Funding for the remaining three months of the contract and the extension options is contingent upon approval of future budgets.) Best proposal/3 proposals received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance. No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. (Related Item #43)

**Resolution No. 000907-44 was approved.**

45. Approve modification No. 4 to a contract with SAFECO LIFE INSURANCE COMPANY (SAFECO), Plano, Texas, to cover increased stop-loss insurance costs for the City Medical Plan in the amount not to exceed \$154,000 per extension option for a total amount not to exceed \$573,392 per extension, for a total contract amount not to exceed \$1,571,176. (Funding in the amount of \$115,500 for the first nine months of the first contract extension is available in the 1999-2000 Operating Budget for the Employee Benefits Fund. Funding for the remaining three months of the first contract extension and the second extension option is contingent upon approval of future budgets.) The original contract was awarded in compliance with the 1996 MBE/WBE Ordinance. No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

**Resolution No. 000907-45 was approved.**

46. Amend Ordinance No. 990914-1, the 1999-2000 Municipal Court Technology Fund Operating Budget to recognize \$386,194 in revenue and appropriating \$197,894 in expenditures for an integrated electronic document and workflow management system pilot project for the Municipal Court's Parking Enforcement program. (Funding is available in the 1999-2000 Technology Fund Revenue Account.) (Related Item # 47)

**Ordinance No. 000907-46 was approved.**

47. Approve a resolution authorizing the negotiation and execution of a contract with HART INFORMATION SERVICES, Austin, Texas, for the purchase of hardware, software and implementation services for a pilot integrated electronic document and workflow management system for the Municipal Court in an estimated amount of \$197,894. (Funding was included in the 1999-2000 Amended Operating Budget for Municipal Court Technology Fund.) Best proposal of six received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance. No subcontracting opportunities were identified, therefore, no goals were established for this solicitation. (Related Item #46)

**Resolution No. 000907-47 was approved.**

48. Approve an ordinance to name the newly constructed activity center located at 34 Robert Martinez Jr. Street the Lorraine "Grandma" Camacho Center. (Recommended by Parks and Recreation Board)

**Ordinance No. 000907-48 was approved.**

49. Adopt an ordinance approving a regulatory plan for the Interport Tract, which is being annexed for limited purposes. The tract is located at the northeast corner of the intersection of Falwell Lane and SH 71. (Third reading.)

**Ordinance No. 000907-49 was approved.**

50. Adopt an ordinance to annex the Interport Tract for limited purposes of planning and zoning. The Interport tract is approximately 652 acres and is located at the northeast corner of the intersection of Falwell Lane and SH 71. (Limited purpose annexation does not have a fiscal impact.) (Third reading.)

**Ordinance No. 000907-50 was approved.**

51. Set public hearings for the full purpose annexation of the Davenport West Annexation Area (approximately 270 acres located on the west side of Loop 360 at the intersection of Capital of Texas Highway and Westlake Drive). (Suggested Dates and Times: October 26<sup>th</sup>, at 7:00 p.m., Lower Colorado River Authority Hancock Building; October 30<sup>th</sup>, at 7:00 p.m., Riverbend Church, 4214 Capital of Texas Hwy. N.)

**Resolution No. 000907-51 was approved.**

52. Set public hearings for the full purpose annexation of the Eubank Acres Annexation Area (approximately 286 acres located in northern Travis County at the northeast intersection of Lamar Boulevard and Braker Lane.) (Suggested Dates and Times: October 2<sup>nd</sup>, at 7:00 p.m., St. Mark United Methodist Church, 601 W Braker. October 5<sup>th</sup>, at 6:30 p.m., Lower Colorado River Authority Hancock Building.)

**Resolution No. 000907-52 was approved.**

53. Set public hearings for the full purpose annexation of following annexation areas:
- Ivanhoe area** (approximately 1010 acres located on the north side of FM 2222 at the intersection of FM 2222 and Bell Mountain Dr);
  - Cortana area** (approximately 1765 acres located on the east side of River Place Blvd between River Place Municipal Utility District (MUD) and the Steiner Ranch development);
  - FM 2222 Frontage area** (approximately 3 acres located on the west side of FM 2222 approximately .3 miles north of the intersection of F 2222 and River Place Blvd);
  - RiverPlace Blvd./FM 2222 Intersection area** (approximately 7 acres located on the west side of FM 2222 at the intersection of River Place Blvd and FM 2222);
  - Grandview Section 14 area** (approximately 72 acres located on the west side of FM 620 at the intersection of FM 620 and Boulder Ln);
  - Anderson Development Tract Area** (approximately 120 acres located at the southeast corner of the intersection of Dessau Road and Parmer Lane);
  - Avery Ranch West** (approximately 80 acres located approximately .3 miles west of the intersection of Parmer Lane and Avery Ranch Road); and
  - Hwy 71 ROW area** (approximately 66 acres of SH 71 right-of-way located across from Austin-Bergstrom International Airport,)
- (Suggested Dates and Times: October 5<sup>th</sup>, at 6:00 p.m., Lower Colorado River Authority Hancock Building; October 12<sup>th</sup>, at 6:00 p.m., Lower Colorado River Authority Hancock Building.)
- Resolution No. 000907-53 was approved.**

**Item 54 was pulled for discussion.**

55. Approve a resolution authorizing execution of a contract with CENTRAL TEXAS HARLEY-DAVIDSON LP, Austin, Texas, for the purchase of 14 police motorcycles in the amount of \$227,583.02. (Funding in an amount of \$178,815.23 was included in the 1999-2000 Approved Vehicle Acquisition Fund. \$48,767.79 was included in the 1999-2000 Approved Operating Budget of the Austin Police Department.) Only bid received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance. This equipment is being provided by an authorized dealer for the manufacturer and will be delivered directly to the City. There is no opportunity for subcontracting, therefore, no goals were established for this solicitation.
- Resolution No. 000907-55 was approved.**

56. Approve a resolution authorizing execution of a contract through the State of Texas Cooperative Purchasing Program with HAWORTH, INC., Holland, MI., for the purchase and installation of modular furniture for the Department of Public works and Transportation, in the amount of \$227,427.45. (Funding was included in the 1999-2000 Approved Operating Budget of the Department of Public Works and Transportation.) The modular furniture and panels are being provided by a contract that was competitively bid and awarded by the State of Texas, General Services Commission.
- Resolution No. 000907-56 was approved.**

57. Set a public hearing to approve an Access Use Agreement with the LOWER COLORADO RIVER AUTHORITY for construction of a 16-foot wide concrete driveway to allow maintenance access to parts of Tom Miller Dam through dedicated parkland known as the northern portion of Red Bud Island, in accordance with Sec. 26.001 et seq. of the Texas Parks and Wildlife code. (All costs associated with the road as well as any parkland restoration will be paid by the Lower Colorado River Authority.) (Suggested  
Date and Time: October 5, 2000 at 6:00 p.m.) (Action to be taken by the Parks and Recreation Board on 9/12/00)  
**Resolution No. 000907-57 was approved.**

**Item 58 was pulled for discussion.**

59. Approve a resolution authorizing issuance of a street event permit to La Zona Rosa for a fee paid event in the 600-700 block of West 4<sup>th</sup> to be held September 21, 2000 for the Dell Computer Direct Connect Street Event.(A portion of the gate receipts will be deposited in the Great Streets account for downtown beautification.)  
**Resolution No. 000907-59 was approved.**
60. Approve a resolution authorizing issuance of a street event permit to Roadstar Production for a fee paid event in the 600-700 block of Trinity, to be held September 28, 2000 for the High Tech Happy Hour. (A portion of the gate receipts will be deposited in the Great Streets account for downtown beautification.)  
**Resolution No. 000907-60 was approved.**
61. Approve a resolution authorizing negotiation and execution of amendments of the professional service agreements with the following two firms: SITE SPECIFICS (WBE/FR), Austin, Texas, and URBAN DESIGN GROUP (WBE/FR), Austin, Texas, for professional consultants land development services for miscellaneous projects, a combined amount not to exceed \$100,000, for a total combined amount of the two agreements not to exceed \$240,000. (Funding for these services is available in the various Capital and/or Operating Budgets of the Departments needing the services.) SITE SPECIFICS (WBE/FR) 50% Prime, 9% MBE, 0% WBE subcontracting participation; URBAN DESIGN GROUP (WBE/FR) 90% WBE Prime, 10% MBE, 0% WBE subcontracting participation.  
**Resolution No. 000907-61 was approved.**
62. Approve a resolution appointing Council Members Raul Alvarez, Danny Thomas, and Will Wynn, and reappointing Mayor Kirk Watson, to the Board of Directors of Reinvestment Zone No. 15, a Tax Increment Financing Reinvestment Zone; and reappointing Mayor Kirk Watson as Board Chair.  
**Resolution No. 000907-62 was approved.**
63. Approve a resolution authorizing execution of Change Order #2 to the construction contract with F.T. WOODS CONSTRUCTION SERVICES, INC., Georgetown, Texas, for modifications associated with construction of the Todd Lane Service Center, Phase II, located at 4108 Todd Lane, in an amount not to exceed \$133,469, for a total contract amount not to exceed \$4,573,406 (Funding in an amount of \$133,469 is included in the 1999-2000 Capital Budget of the Solid Waste Services Department.) 86.91% MBE, 0% WBE subcontracting participation.  
**Resolution No. 000907-63 was approved.**

**Items 64 through 65 were pulled for discussion.**



66. Approve Change Order No. 4 to the construction contract with RANGER EXCAVATING, INC., Austin, Texas, for modification of the slope-protection materials at the Gardens at Bull Creek Regional Detention Facility, in an amount not to exceed \$87,768 for a total contract amount not to exceed \$1,080,606.83. (Funding in an amount of \$87,768 is available in the 1999-2000 Capital Budget of the Watershed Protection Department).0% MBE, 80.32% WBE subcontracting participation. (Recommended by Parks and Recreation Board, Environmental Board and Planning Commission)  
**Resolution No. 000907-66 was approved.**

**Items 67 through 68 were pulled for discussion.**

69. Set a public hearing to receive public comment on proposed changes to the rate and fee structure for the Drainage Fee of the Watershed Protection Department as a result of an updated cost of service study for the fee. (Suggested Date and Time: October 5, 2000 at 6:00 P.M.)  
**Resolution No. 000907-69 was approved.**
70. Approve an ordinance amending Chapter 18-3 of the Austin City Code by extending the exemption from drainage utility fees for churches that join in a coalition to assist the homeless. (Mayor Pro Tem Jackie Goodman)  
**Ordinance No. 000907-70 was approved.**
71. An Ordinance waiving the requirements of sections 15-11-11 (B) and 15-11-21 (B) of the City Code and the permit fee under Ordinance No. 990914-4 for Aids Walk Austin 2000 on October 15, 2000. (Council Member Daryl Slusher and Council Member Raul Alvarez)  
**Ordinance No. 000907-71 was approved.**
72. Approve a resolution directing the City Manager to identify and recommend to the Council additional funds and resources to invest into a major, long-range Affordable Housing Initiative for the City of Austin. (Council Member Raul Alvarez, Mayor Kirk Watson and Council Member Danny Thomas)  
**Resolution No. 000907-72 was approved.**

**Item 73 was pulled for discussion.**

**Items 74-82 were Citizen Communications.**

**Items 83-84 were Bond Sales.**

**Items 85-87 were Austin Housing Finance Corporation items.**

**Items 88-90 were Zoning items.**

**Items 91-94 were public hearings.**

**Item 95 was Appointments.**

**Item 96 was a consultant's report**

**Item 97 was an additional Citizen Communication.**

**BUDGET BRIEFINGS**

3. Revenue Update  
**The presentation was made by Charles Curry, Budget Officer**
2. Summary: Affordability  
**The presentation was made by John Stephens, Director of Financial Services.**

**Jim Smith, Assistant City Manager made a brief introduction for each of the following budget presentation.**

4. Austin Energy  
**The presentation was made by Charles Manning, General Manager, Elaine Kuhlman, Vice President of Finance and Roger Duncan, Vice President of Austin Energy.**

#### **DISCUSSION ITEMS**

17. Authorize amendment of the participation agreement with ENRON NORTH AMERICA CORP., Houston, Texas, for joint ownership of a gas turbine based peaking power plant, to increase the scope of work and increase spending authority by \$2,460,000. (Funding is available in the Fiscal Year 1999-2000 Amended CIP Budget of the Electric Utility Department.) (Recommended by the Electric Utility Commission)  
**Resolution No. 000907-17 was approved on Council Member Slusher's motion, Council Member Griffith's second by a 6-0 vote. Mayor Watson was off the dais.**

#### **BUDGET BRIEFINGS CONTIUNUED**

5. Water and Wastewater  
**The presentation was made by Chris Lippe, Director of Water and Wastewater.**
6. Solid Waste Services  
**The presentation was made by Willie Rhodes, Director of Solid Waste Services.**
7. Housing  
**The presentation was made by Paul Hilgers, Director, Neighborhood Housing and Community Services.**
8. Pay and Benefits  
**No presentation was given. The City Manager will provide Mayor and Council with written information instead of the presentation.**

**The motion to recess the meeting at 11:50 a.m. was approved on Council Member Slusher's motion, Council Member Griffith's second by a 7-0 vote.**

**Mayor Watson called the meeting back to order at 1:49 p.m.**

#### **CITIZEN COMMUNICATIONS**

74. Gus Pena – Discuss City Budget. To support and request funding for low income affordable housing and transitional housing funding.
75. David Martin – About the Proposal for a City-funded Skate Park
76. Loretta Martin – Skate Park
77. Jimmy Castro – City Budget
78. Brian Watson – Comments on civic conditions in Austin will read prepared statement.

79. Robert F. Loftin – Austin Skate Board Park
80. Richard Troxell - Homelessness in Austin
81. Lynn Moshier – Central Booking
82. William Reynolds – Need of a free public Skateboard Park
97. Jennifer Gale

### **Bond Sales**

83. Approve an ordinance authorizing the issuance of \$52,930,000 City of Austin, Texas, Public Improvement Bonds, Series 2000, and all related documents and declaring an emergency. (The amount of \$4,926,460 in the first year debt service requirement and \$600 annual administration fee for the paying agent/registrar for the proposed bond sale is included in the 2000-2001 Proposed Operating Budget of the General Obligation Debt Service Fund.) (Recommended by the Bond Oversight Committee and the Planning Commission)

**Ordinance No. 000907-83 was approved on Council Member Slusher's motion, Mayor Pro Tem Goodman's second by a 7-0 vote.**

84. Approve an ordinance authorizing the issuance of \$6,060,000 City of Austin, Texas, Certificates of Obligation, Series 2000, and all related documents and declaring an emergency. (The amount of \$530,882 in the first year debt service requirement and \$600 annual administration fee for the paying agent/registrar for the proposed Certificate of Obligation sale is included in the 2000-2001 Proposed Operating Budget of the General Obligation Debt Service Fund.) (Recommended by the Bond Oversight Committee and the Planning Commission)

**Ordinance No. 000907-84 was approved on Council Member Slusher's motion, Mayor Pro Tem Goodman's second by a 7-0 vote.**

**Mayor Watson recessed the meeting at 2:20 p.m. to go into Executive Session.**

### **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.

9. Discuss legal issues regarding labor negotiations with the Austin Police Association.
11. Discuss City of Austin v. Lumbermen's Investment Corporation, Cause Number 99-13013, pending in the Travis County District Court. (Sand Beach Reserve)
12. Discuss proposed terms to acquire real property in the downtown area to use for museum purposes.

**Executive session ended at 4:16 p.m.**

**The Mayor called the Board of Directors' meeting of the Austin Housing Finance Corporation to order at 4:17 p.m.**

### **BOARD OF DIRECTOR'S MEETING OF AUSTIN HOUSING FINANCE COPORATION**

A Board meeting of the Austin Housing Finance Corporation (AHFC) was convened. Items 85-87 were the AHFC items considered by the Austin Housing Finance Corporation's Board of Directors.

85. Approval of minutes for Austin Housing Finance Corporation regular meeting of June 29, 2000 and August 3, 2000.

**The minutes for the Austin Housing Finance Corporation regular meetings of June 29, 2000 and August 3, 2000 were approved on Board Member Thomas' motion, Vice President Goodman's second by a 7-0 vote.**

86. Approve a resolution authorizing the negotiation and execution of a HOME Investment Partnership Act (HOME) Housing Implementation Program (HIP) loan in the amount not to exceed \$500,000 to Campbell-Hogue and Associates (CHA) for development costs and fees for the development of the Fort Branch Landing Apartments at 4300 Ed Bluestein Boulevard. (Funding is available in the Fiscal Year 1999-2000 Austin Housing Finance Corporation budget; therefore, no fiscal impact is anticipated.)  
**Resolution No. 000907-86 was approved on Vice President Goodman's motion, Board Member Wynn's second by a 7-0 vote.**
87. Approve a resolution authorizing the Manager of the Austin Housing Finance Corporation (AHFC) to file an application for allocation of Private Activity Bond authority with the Texas Bond Review Board in the amount of \$23,000,000 or such additional amount as the corporation may be entitled to receive, and for the purpose of implementing a new Bond or Mortgage Credit Certificate Program.  
**Resolution No. 000907-87 was approved on Vice President Goodman's motion, Board Member Wynn's second by a 7-0 vote.**

**The AHFC Board Meeting was adjourned at 4:23 p.m. on Board Member Griffith's motion, Board Member Slusher's second by a 7-0 vote.**

**The regular meeting of the City Council was called back to order at 4:24 p.m.**

### ZONING CONSENT

**The following items were acted on by one motion. No separate discussion or action occurred on any of the items. The consent items were approved on Mayor Pro Tem Goodman's motion, Council Member Thomas second by a 7-0 vote.**

88. C14-99-2116 – Public hearing to amend Chapter 25-2 of the Austin City Code by zoning property located at 1215 Dalton Lane and Bastrop Highway from I-RR, Interim-Rural Residence, to RR, Rural Residence district zoning on Tract 1, and CS, General Commercial Service district zoning on Tract 2. Planning Commission Recommendation: To grant RR, Rural Residence district zoning on Tract 1 and Tract 2. Property owners: Klatt Properties, LLC and George & Carine Moreland. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Adam Smith, 499-2755.  
**Ordinance No. 000907-88 was approved.**

**Item 89 was pulled for discussion.**

90. C14-00-2107 – Public hearing to amend Chapter 25-2 of the Austin City Code by rezoning property located at North Lake Creek Drive & Lakeline Boulevard from MF-3, Multifamily Residence Medium Density district zoning to GO, General Office district zoning. Planning Commission Recommendation: To grant to GO, General Office district zoning. Applicant: S.P.F. Joint Venture (Alice K. Meyer); Agent: Crocker Consultants (Sarah Crocker). City Staff: David Wahlgren, 499-6455.

The first reading of the ordinance was approved.

### ZONING DISCUSSION ITEMS

89. C14-99-2127 – Mickey Rich Plumbing & Heating – Public hearing to amend Chapter 25-2 of the Austin City Code by rezoning property locally know as 8400 Block of South 1<sup>st</sup> Street, from DR, Development Reserve District zoning to MF-2-CO, Multi-Family Residence Low Density-Conditional Overlay Combining district zoning. Planning Commission Recommendation: To grant MF-1-CO, Multi-Family Residence Limited Density-Conditional Overlay Combining district zoning with conditions. Applicant: Mickey Rich Plumbing & Heating (Mickey Rich); Agent: Jim Bennett. City Staff: Trann Lackey, 499-3441.

**The public hearing was closed on Mayor Pro Tem Goodman's motion, Council Member Slusher's second by a 7-0 vote.**

**The first reading of this ordinance was approved adopting staff's recommendation for MF-2 zoning with a conditional overlay and allowing 14 units per acre on Council Member Wynn's motion, Mayor Watson's second by a 7-0 vote.**

### DISCUSSION ITEMS CONTINUED

13. Consider a settlement proposal in *City of Austin v. Lumbermen's Investment Corporation*, Cause Number 99-13013, pending in the Travis County District Court. (Sand Beach Reserve)  
**The motion to direct the City's attorneys to use the LIC's proposal as the basis for negotiation of a mutually acceptable agreement to be discussed at a public hearing on October 5, 2000 and Council action on October 12, 2000 was approved on Council Member Wynn's motion, Mayor Watson's second by a 4-3 vote. Those voting aye were: Mayor Watson, Mayor Pro Tem Goodman, Council Members Slusher and Wynn. Those voting nay were: Council Members Alvarez, Griffith and Thomas.**

**The motion to recess the meeting at 5:56 p.m. was approved on Council Member Wynn's motion, Mayor Watson's second by a 7-0 vote.**

**The meeting was called back to order at 6:38 p.m.**

### DISCUSSION ITEMS CONTINUED

29. C14-99-2097 – Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property located at Hergotz Lane, Linger Lane and Ed Bluestein Boulevard from I-RR, Interim-Rural Residence District zoning to RR, Rural Residence District zoning. First reading on June 1, 2000; Vote: 5-0, (Spelman/Slusher off dais). Conditions met as follows: No conditions to be met. Property Owners: City of Austin, Capitol Aggregates Ltd., Arlene Bolm Fitzpatrick (Life Estate), Sam and Annie Brooks, James Brown, and Alan Moser. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Adam Smith, 499-2755.  
**The motion to postpone this item until October 5, 2000 at the property owner's request was approved on Council Member Griffith's motion, Council Member Wynn's second by a 5-0 vote. Mayor Watson and Council Member Slusher were off the dais.**
30. C14-00-2004 – Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 403, 413, 445, 501 Bastrop Highway, 414, 418, 422, 426, 434 Thompson Lane and Hergotz Lane from I-RR, Interim-Rural Residence District zoning to RR, Rural Residence District zoning. First reading on June 1, 2000; Vote: 4-2,

(Goodman/Griffith-nay, Spelman-off dais). Conditions met as follows: No conditions to be met. Property Owners: Arlene Bolm Fitzpatrick, Fred W. Hoskins, Capitol Feed & Milling Co., Inc., Callahans General Store of Austin, Inc., HRG, Inc., David Willhoite, Mark Bearden, Bobby Ray and Barbara Jean Burkland, Q. S. Franks, James A. Crist, and Joaquinna Flores Crist. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Adam Smith, 499-2755.

**The motion to send this request back to the Planning Commission for consideration for the Fitzpatrick tract to DR and the Callaghan tract to CS zoning was approved on Council Member Griffith's motion, Council Member Wynn's second by a 5-0 vote. Mayor Watson and Council Member Slusher was off the dais.**

16. Approve a resolution authorizing execution of Change Order #10 to the construction contract with TRIPLE H CONTRACTING, INC. / BRH-GARVER, Inc., Joint Venture, Buda, Texas, for the removal of the existing wooden railroad trestle, as part of the Ullrich Medium Service Transmission Main Pipeline Project, in an amount not to exceed \$84,650 for a total contract amount not to exceed \$16,129,034.52. (Funding in an amount of \$84,650 is available in the 1997-1998 Capital Budget of the Water & Wastewater Utility.) 9.69% MBE, 0% WBE subcontracting participation. (Recommended by Water and Wastewater Commission)  
**The motion to deny the change order #10 was approved on Council Member Wynn's motion, Council Member Griffith's second by a 5-0 vote. Mayor Watson and Council Member Slusher were off the dais. The City Manager clarified that this denial means leaving the trestle but continuing with the trail design and addressing the safety issues mentioned.**
67. Set a public hearing to consider approval of a variance request to allow encroachment of a proposed building on the 25-year and 100-year flood plains of Shoal Creek at 800 West 5th Street, and to waive the requirement to dedicate a drainage easement to the limits of the 100-year flood plain. (Suggested Date and Time: September 28, 2000 at 6:00 P.M.)  
**Resolution No. 000907-67 was approved on Council Member Alvarez' motion, Mayor Pro Tem Goodman's second by a 6-0 vote. Mayor Watson was off the dais.**
68. Set a public hearing to consider approval of a variance request to allow encroachment of a proposed building on the 25-year and 100-year flood plains of Shoal Creek at 801 West 5th Street, and to waive the requirement to dedicate a drainage easement to the limits of the 100-year flood plain. (Suggested Date and Time: September 28, 2000 at 6 P.M.)  
**Resolution No. 000907-68 was approved on Council Member Alvarez' motion, Mayor Pro Tem Goodman's second by a 6-0 vote. Mayor Watson was off the dais.**
14. C14-99-2052 – Interport – Approve second reading of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property located along Fallwell Lane at State Highway 71 East from DR, Development Reserve district and I-RR, Interim Rural Residence district zoning to LI-PDA, Limited Industrial Service-Planned Development Area Combining district zoning with conditions. First reading on August 17, 2000; Vote: 6-0, Goodman absent. Applicant: Interport Holdings, Ltd. (Peter A. Dwyer); Agent: Armbrust Brown & Davis (David B. Armbrust). City Staff: Adam Smith, 499-2755.  
**The second reading of this ordinance was approved on Council Member Slusher's motion, Mayor Pro Tem Goodman's second by a 7-0 vote.**
15. C14-99-2053 – Interport – Approve second reading of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property located along Fallwell Lane at State Highway 71 East from DR, Development Reserve district zoning, I-SF-2, Interim Single-Family Residence Standard Lot district zoning and I-RR, Interim Rural Residence district zoning to LI-PDA, Limited Industrial Service-Planned Development Area Combining district zoning with conditions. . First reading on

August 17, 2000; Vote: 6-0, Goodman absent. Applicant: Interport Holdings, Ltd. (Peter A. Dwyer); Agent: Armbrust Brown & Davis (David B. Armbrust). City Staff: Adam Smith, 499-2755

**The second reading of this ordinance was approved on Council Member Slusher's motion, Mayor Pro Tem Goodman's second by a 7-0 vote.**

58. Approve a resolution authorizing negotiation and execution of an amendment to the existing professional service agreements with the following 16 firms: SURVCON, INC., Austin, Texas; PBS & J (formerly Survey Resources, Inc.), Austin, Texas; SURVEYING AND MAPPING, INC. (MBE/MB), Austin, Texas; MCGRAY AND MCGRAY LAND SURVEYORS, INC. (WBE/FR), Austin, Texas; CAPITAL SURVEYING COMPANY, INC., Austin, Texas; CANALES, MARTINEZ & NASH SURVEYING COMPANY (MBE/MB), Austin, Texas; BAKER-AICKLEN & ASSOCIATES, INC., Austin, Texas; MACIAS & ASSOCIATES, INC. (MBE/MH), Austin, Texas; TERRA FIRMA, Austin, Texas; EARTH TECH, INC., Austin, Texas; LANDMARK SURVEYING, INC. (WBE/FR), Austin, Texas; EARTH QUEST (formerly Accu Surve, Inc.), Austin, Texas; RALPH HARRIS SURVEYOR, INC., Austin, Texas; CHAPARRAL PROFESSIONAL LAND SURVEYING, Austin, Texas; MARTINEZ, WRIGHT & MENDEZ, INC. (MBE/MH), Austin, Texas; and JAMES E. GARON & ASSOCIATES, Austin, Texas, for land surveying services on Capital Improvements Projects, in a combined amount not to exceed \$300,000, for a total combined amount of the sixteen agreements not to exceed \$1,800,000. (Funding for these services is available in the various Capital budgets of the departments needing the services.) SURVCON, INC. 8.6% MBE, 18.2% subcontracting participation, PBS & J (formerly Survey Resources, Inc.) 8.6% MBE, 18.2% subcontracting participation, SURVEYING AND MAPPING, INC. (MBE/MB): 71.4% MBE PRIME, 8.6% MBE, 20% subcontracting participation; MCGRAY AND MCGRAY LAND SURVEYORS, INC. (WBE/FR) 90.4% WBE PRIME, 9.6% MBE, 0% WBE subcontracting participation, CAPITAL SURVEYING COMPANY, INC. 8.6% MBE, 18.2% subcontracting participation,, CANALES, MARTINEZ & NASH SURVEYING COMPANY (MBE/MH) 73.2% MBE PRIME, 8.6% MBE, 18.2% WBE subcontracting participation; BAKER-AICKLEN & ASSOCIATES, INC. 8.6% MBE, 18.2% subcontracting participation, MACIAS & ASSOCIATES, INC. (MBE/MH) 73.2% PRIME, 8.6% MBE, 18.2% subcontracting participation; TERRA FIRMA 8.6% MBE, 18.2% subcontracting participation, EARTH TECH, INC. 8.6% MBE, 18.2% subcontracting participation, LANDMARK SURVEYING, INC. (WBE/FR) 73.2% WBE PRIM, 8.6% MBE, 18.2% subcontracting participation; EARTH QUEST (formerly Accu Surve, Inc). 8.6% MBE, 18.2% subcontracting participation, RALPH HARRIS SURVEYOR, INC. 8.6% MBE, 18.2% subcontracting participation; CHAPARRAL PROFESSIONAL LAND SURVEYING 8.6% MBE, 18.2% subcontracting participation; MARTINEZ, WRIGHT & MENDEZ, INC. (MBE/MH) 81.8% MBE PRIME 8.6% MBE, 18.2% WBE, subcontracting participation; and JAMES E. GARON & ASSOCIATES, 9% MBE, 19% subcontracting participation.

**Resolution No. 000907-58 was approved on Council Member Alvarez' motion, Council Member Slusher's second by a 7-0 vote.**

91. Conduct a public hearing on the 2000-2001 Proposed Budget: Affordability  
**The public hearing was closed on Council Member Thomas' motion, Council Member Wynn's second by a 6-0 vote. Mayor Pro Tem Goodman was off the dais.**
92. Conduct a public hearing to receive public comment on the proposed rate and fee increases for the Comprehensive Drainage Fee of the Watershed Protection Department as part of the 2000-2001 Proposed Budget.  
**The public hearing was closed on Council Member Wynn's motion, Council Member Thomas' second by a 6-0 vote. Mayor Pro Tem Goodman was off the dais.**

93. Conduct a public hearing to receive public comment on the proposed rate changes for the Water and Wastewater Utility, Solid Waste Services Department and on all other proposed City rates and fees as part of the 2000-2001 Proposed Budget.

**The public hearing was closed on Mayor Pro Tem Goodman's motion, Mayor Watson's second by a 7-0 vote.**

94. C14H-00-0006 - Oertli-Ekstrom House - Public Hearing to amend Chapter 25-5 of the Austin City Code by rezoning property located at 4012 Duval Street from MF-4, Multifamily Residence Moderate-High Density district zoning to MF-4-H, Multifamily Residence Moderate-High Density-Historic district zoning. Historic Landmark Commission Recommendation: To grant MF-4-H, Multifamily Residence Moderate-High Density-Historic district zoning. Planning Commission Recommendation: To deny MF-4-H, Multifamily Residence Moderate-High Density-Historic district zoning. Applicant: Historic Landmark Commission (City of Austin); Agent: Development Review and Inspection Department; Property Owner: Duval 4012 Joint Venture (Dan Day). City Staff: Barbara Stocklin, 499-2414. Note: A valid petition has been filed by the property owner in opposition to this rezoning request. (continued from 8/31/00)

**The public hearing was closed on Council Member Slusher motion, Mayor Watson's second by a 7-0 vote.**

**The first reading of this ordinance was approved for MF4-CO zoning with the CO having SF3 site development regulations, including the 25 foot setback on Mayor Pro Tem Goodman's motion, Council Member Alvarez' second by a 7-0 vote.**

96. Consultant's Report on Alternatives for Algae Control at Barton Springs Pool  
**The presentation was made by Peggy Glass, Consultant with Allan Plummer and Associates, and Mike Heitz, Director of Watershed Protection.**

95. APPOINTMENTS

Animal Advisory		
Becky Rhone	appointment	Goodman
Pat Valls-Trells	re-appointment	Alvarez
Bond Oversight Committee		
Gregory Canally	appointment	Consensus
Environmental Board		
Sean Garretson	appointment	Wynn
Mechanical, Plumbing & Solar		
Thomas Combs	re-appointment	Consensus
Gerardo Garza	re-appointment	Consensus
Bertis Ward	re-appointment	Consensus
Resource Management		
Albert Dietz	re-appointment	Consensus
Kathryn Houser	appointment	Mayor
Urban Forestry		
Brandi Marie Clark	appointment	Consensus
Darrell Williams	appointment	Consensus
Joyce Basciano	re-appointment	Mayor



Urban Transportation		
Ana Rodriguez	appointment	Alvarez
Water and Wastewater		
Chien Lee	re-appointment	Goodman
Dacio Marin	re-appointment	Alvarez
Telecommunications Commission		
Matthew Curtis	re-appointment	Consensus
Mayor's Committee for People with Disabilities		
Chip Howe	appointment	
Deshaun Bradley	appointment	
John Garvey	appointment	

**The motion to confirm the appointments as listed above was approved on Mayor Pro Tem Goodman's motion, Council Member Wynn's second by a 7-0 vote.**

**The motion to suspend the rules to go pass 10:00 p.m. was approved on Council Member Griffith's motion, Council Member Slusher's second by a 7-0 vote.**

54. Approve a resolution authorizing execution of a twenty-four month Interlocal Agreement with Travis County for central booking and related jail services with three twelve-month renewals. (The amount of \$2.7 million is included in the Proposed Police Operating Budget Fiscal Year 2001. Funding for the remaining twelve months of the original contract period and the renewals will be contingent upon available funding in future budgets.)

**The presentation was made by Police Chief Stan Knee, Assistant Police Chief Michael McDonald and Sheriff Frazier from the Travis County Sheriff Department. .**

**The motion to suspend the rules to allow fifteen minutes for citizen input was approved on Council Member Slusher's motion, Mayor Pro Tem Goodman's second by a 7-0 vote.**

**Action on this item was postponed until Council could review the financial analysis more carefully.**

64. Approve an ordinance amending the license agreement with QWEST COMMUNICATIONS (Ordinance No. 980205-R) to provide for placement of additional facilities in the right of way. (Additional franchise fee revenue of \$3,151 in Fiscal Year 2000.)

**The motion to postpone this item until September 28, 2000 was approved on Council Member Slusher's motion, Council Member Griffith's second by a 6-0 vote. Mayor Watson was off the dais.**

65. Approve an ordinance granting a license to PF.NET NETWORK SERVICES CORPORATION for the placement of facilities in the public right of way. (License fee revenue of \$142,856 in Fiscal Year 2000.)

**The motion to postpone this item until September 28, 2000 was approved on Council Member Slusher's motion, Council Member Griffith's second by a 6-0 vote. Mayor Watson was off the dais.**

39. Approve an Ordinance repealing and replacing Article III of Chapter 2-4 of the City Code regarding the Animal Advisory Commission to become effective October 1, 2000. (Adopted by the Animal Advisory Commission)

The friendly amendment by Council Member Alvarez was to have five members on this Commission as designated by the State law and four members appointed by consensus of the City Council and to amend the wording so one member was a licensed veterinarian but eliminate the need to have that person appointed by any outside group. This was seconded by Council Member Griffith.

There was a substitute motion by Council Member Thomas, seconded by Mayor Pro Tem Goodman to have seven members appointed by individual Council members, one County appointment and one consensus appointment. This passed on a 4-1-1 vote. Those voting aye were Mayor Pro Tem Goodman, and Council Member Griffith, Thomas and Wynn. Council Member Slusher voted nay. Council Member Alvarez abstained. Mayor Watson was off the dais. However, when the call on the main motion was made, Council Member Alvarez withdrew his motion.

Ordinance No. 000907-39 was approved with the amendment that there would be seven positions filled by individual Council appointments, one position appointed by County and one on consensus. This was approved on Council Member Thomas' motion, Mayor Pro Tem Goodman's second by a 5-0 vote. Council Member Slusher voted no. Mayor Watson was off the dais.

37. Approve amendments to the City of Austin Financial Policies. (The amount of \$4,316,595 is included in operational expenditures in the 2000-2001 Proposed Budget as a result of the change in the reserve policy. In addition, an additional \$2,082,252 is available in the Proposed budget as a result of the change in the transfer policies.)

Ordinance No. 000907-37 was approved with an amendment to leave \$15 million in this fiscal year but to ask the Audit and Finance Committee to study the option of a percentage approach for future budgets on Council Member Griffith's motion, Council Member Slusher's second by a 6-0 vote. Mayor Watson was off the dais.

The motion to approve the other two recommendations from the Audit and Finance Committee was approved on Council Member Slusher's motion, Council Member Griffith's second on a 6-0 vote. Mayor Watson was off the dais.

73. Present a list of general fund ending balances for Fiscal Year 1999-2000. This should be available for allocation by Council. Please present a list of how staff is proposing to spend these funds. (Council Member Beverly Griffith, Mayor Pro Tem Jackie Goodman and Council Member Danny Thomas)

No action was required on this item.

10. Discuss *Circle C Land Corp. v. City of Austin*, Cause No. 97-13994, in the Travis County District Court.

No action was taken on this item.

The meeting was adjourned at 11:18 p.m. on Council Member Slusher's motion, Council Member Goodman's second by a 6-0 vote. Mayor Watson was off the dais.

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.