



**Austin City Council
MINUTES**

**REGULAR MEETING
THURSDAY, AUGUST 24 2000**

Mayor Watson called the meeting to order at 9:14 a.m.

The motion to recess the meeting at 9:18 a.m. for the invocation was approved on Council Member Griffith motion, Council Member Wynn's second by a 6-0 vote. Mayor Pro Tem Goodman was off the dais.

The meeting was called back to order at 9:21 a.m.

INVOCATION – The Reverend Ann Beatty, Tarrytown Methodist Church

1. **Approval of minutes for regular meeting of August 17, 2000
The minutes for the regular meeting of August 17, 2000 were approved on Council Member Wynn's motion, Council Member Alvarez' second by a 6-0 vote. Mayor Pro Tem Goodman was off the dais.**

Items 2 through 7 were Budget briefings.

Items 8 through 10 were Briefings.

Items 11 through 14 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 Griffith's motion, Council Member Alvarez' second by a 6-0 vote. Mayor Pro Tem Goodman was off the dais.

Items 15 through 23 were pulled for discussion.

24. **Approve a resolution authorizing negotiation and execution of a 24-month rail transportation contract with Burlington Northern and Sante Fe Railway Company, Fort Worth, Texas, for the delivery of coal to the Fayette Power Project ending December 21, 2002 in an amount not to exceed \$16,600,000, with a 12-month extension option in an amount not to exceed \$8,300,000 for**

a total contract amount not to exceed \$24,900,000. (Funding in an amount of \$24,900,000 will be provided through the Electric Utility Fuel Charge revenue. Funding for future years is contingent upon available funding in future budgets.) (Recommended by Electric Utility Commission)

Resolution No. 000824-24 was approved.

25. Set a public hearing to consider an ordinance amending Article VI of Chapter 25-12 of the City Code (The Uniform Plumbing Code) (Approved by Mechanical, Plumbing and Solar Board) (Suggested Date and Time: August 31, 2000 at 6:00 p.m.)
Resolution No. 000824-25 was approved.
26. Set a public hearing on an ordinance amending Chapter 25-12 of the City Code to adopt the 1999 National Electrical Code with local amendments and the 1996 Uniform Administrative Provisions for the National Electrical Code with local amendments. (Anticipated increase in General Fund revenue in future years from fee for apprentice license - \$22,000.) (Approved by Electrical Board) (Suggested Date and Time: August 31, 2000 at 6:00 P.M.)
Resolution No. 000824-26 was approved.
27. Approve a resolution authorizing negotiation and execution of a contract with FDM Software Ltd., North Vancouver, British Columbia V7P 1M6, Canada, to supply and install a Records Management System (RMS) in the amount not to exceed \$850,000 for the Austin Fire Department and the Department of Emergency Medical Services. (Funding was included in the 1999-2000 Capital Budget of the Information Services Department.) Best and lowest cost proposal received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance.
Resolution No. 000824-27 was approved.
28. Approve a resolution authorizing negotiation and execution of two 12-month contracts with THE HOBBS GROUP, L.L.C., Austin, Texas, through FM GLOBAL INSURANCE COMPANY for the purchase of All Risk Property and Boiler & Machinery Insurance and loss prevention services for City property excluding the Electric Utility Department in an amount not to exceed \$788,394, with three 12-month extension options in an amount not to exceed \$788,394 per extension for a total amount not to exceed \$3,153,576, and with JOHN L. WORTHAM & SON, L.L.P., Houston, Texas, through LLOYD'S OF LONDON for the purchase of Electric Utility Department All Risk Property and Boiler & Machinery Insurance and loss prevention services in an amount not to exceed \$1,314,495 with three 12-month extension options in an amount not to exceed \$1,314,495 per extension for a total amount not to exceed \$5,257,980, for a combined total not to exceed \$8,411,556. (Funding is contingent on a approval of the 2000-2001 Proposed Operating Budgets of various city departments. Funding for the extension options will be contingent upon available funding in future budgets.) Best evaluated proposal/eight proposals received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance. (Recommended by Electric Utility Commission)
Resolution No. 000824-28 was approved.
29. Approve a resolution authorizing execution of Amendment No. 5 to a supply agreement with the STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES (DIR), Austin, Texas, for the purchase of various computer software programs to increase the amount of the second extension option in an amount not to exceed \$1,525,988 and increase the amount of the third extension option period in an amount not to exceed \$1,251,724 for a total contract amount not to exceed \$7,172,468 (Funding in an amount of \$491,531 was included in the 1999-2000 Approved Operating Budget for various City departments. (See attachment #1) Funding for the remaining

three months of the second option of this contract period and the final option of this contract period is contingent upon available funding in future budgets.)

Resolution No. 000824-29 was approved.

30. Approve a resolution authorizing the execution of a 36-month agreement with the State of Texas Department of Information Resources (DIR), Austin, Texas, for a program to lease desktop computers in an amount of \$ 1,437,723 for the first year, \$2,607,166 for the second year and \$3,495,407 for the third year, with one three-year extension option in an amount not to exceed \$10,015,941 for a total not to exceed \$17,556,237. (Funding is included in and is contingent upon approval of the 2000-2001 Operating Budget for the Development Review and Inspection Department, Infrastructure Support Services Department, Public Works and Transportation Department, Planning, Environmental & Conservation Services Department, Watershed Protection Department, Fire Department, Small and Minority Business Resources Department, Water and Wastewater Department, Financial & Administrative Services Department; and The Electric Utility. Funding for second, third and successive year of the lease thereafter will be contingent upon available funding in future budgets.)
Resolution No. 000824-30 was approved.
31. Approve a resolution authorizing execution of a 12-month service agreement with KOKEL'S 24HR WRECKER SERVICE, INC., Austin, Texas, for towing and related services in the amount not to exceed \$150,000 with two 12-month extension options in an amount not to exceed \$150,000 per extension for a total contract amount not to exceed \$450,000. (Funding in an amount of \$25,000 was included in the 1999-2000 Approved Operating Budget for the Fleet Maintenance Fund of the Finance and Administrative Services Department. Funding for the remaining ten months of the original contract period and extension options is contingent upon available funding in future budgets.) Low bidder/three bids received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance. There are no opportunities for subcontracting. The suppliers of these services have historically provided all towing and related services with their own work force.
Resolution No. 000824-31 was approved.
32. Approve a resolution authorizing negotiation of contracts with GTE NETWORK SERVICES, Irving Texas, and TRI TECH SOFTWARE SYSTEMS, San Diego California, to supply and install a Computer Aided Dispatch (CAD) System in an amount not to exceed \$7,000,000 for a combined total amount for both contracts not to exceed \$7,000,000. (Funding was included in the 1999-2000 Capital Budget of the Information Services Department.) Five proposals were received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance. All of the design and implementation work will be performed by their own work force.
Resolution No. 000824-32 was approved.
33. Approve a resolution authorizing execution of a 12-month supply agreement with CASCO INDUSTRIES, INC., Shreveport, Louisiana, to provide fire tools for the Fire Department in an amount not to exceed \$81,068 with two extension options in an amount not to exceed \$81,068 per extension for a total contract amount not to exceed \$243,204. (Funding an amount of \$13,511.34 was included in the 1999-2000 Operating Budget of the Austin Fire Department. Funding for the remaining ten months and future extension options will be contingent upon available funding in future budgets.) Low bid meeting specifications/three bids received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance. There were no opportunities for subcontracting, therefore, no goals were established for this solicitation. The purchase is for a commodity with direct delivery by Casco Industries, Inc.

Resolution No. 000824-33 was approved.

34. Approve a resolution authorizing execution of a 15-month lease renewal of approximately 4,200 square feet of space located at 7110 Cameron Road, Suite E, from MUNDO LATINO, R.S., INC., Austin, Texas, for continued use as the St. John's Health Center, in an amount not to exceed \$65,250. (Funding in an amount of \$5,786 was included in the 1999-2000 Approved Operating Budget for the Health and Human Services Department. Funding for the remaining thirteen and two-third months of the original contract is contingent upon available funding in future budgets.)

Resolution No. 000824-34 was approved.

35. Approve a resolution authorizing negotiation and execution of a contract for child care referral and program services between the City of Austin and the TEXAS MIGRANT COUNCIL, Austin, Texas, in an amount not to exceed \$300,000 with two 12-month period options in an amount not to exceed \$300,000 for each extension option and total contract amount not to exceed \$900,000. (Funding in an amount of \$50,000 was included in the 1999-2000 Operating Budget for the Employee Benefits Fund. Funding for the remaining eleven months of the contract and the extension options is contingent upon approval of future budgets.) This contract is a sole source because the Texas Migrant Council is the only program authorized to administer State and Federally funds through CCMS for the Austin/Metropolitan area.

Resolution No. 000824-35 was approved.

36. Approve a resolution authorizing execution of an Interlocal Agreement between the City of Austin and the CAPITAL AREA PLANNING COUNCIL (CAPCO) for the purpose of acquiring new aerial photography through the existing contract between CAPCO and Analytical Surveys, Inc. (ASI), in an amount not to exceed \$70,446. (An amount of \$20,446 is available in the 1999-2000 Amended Operating Budget of Infrastructure Support Services; \$20,000 is available in the 1999-2000 Amended Operating Budget of Watershed Protection; \$20,000 is available in the 1999-2000 Amended Operating Budget of the Electric Utility; \$5,000 is available in the 1997-1998 Capital Budget of Water and Wastewater; \$5,000 is available in the 1999-2000 Amended Operating Budget of Planning and Environmental Services.)

Resolution No. 000824-36 was approved.

37. Approve a resolution authorizing participation by the Austin Public Library in the TexShare Card program, which is a reciprocal borrowing program, sponsored by the Texas State Library. (This is a state-funded program, no match is required.)

Resolution No. 000824-37 was approved.

38. Approve a resolution authorizing execution of a contract with TRAVIS PAVING & EXCAVATION COMPANY, (MBE/MH), Bastrop, Texas, for construction of Montopolis Recreation Center Parking Lot Repairs, in the amount of \$185,975. (Funding was included in the 1999-2000 Approved Capital Budget of the Parks and Recreation Department.) Low bid/three bids received. 2.56% MBE, 37.87% WBE subcontracting participation.

Resolution No. 000824-38 was approved.

39. Approve a resolution authorizing execution of an artwork commission contract not to exceed \$90,000 with LINNEA GLATT, Dallas, Texas, for an outdoor gathering place composed of a carved limestone vessel-like sculpture with a reflective surface, limestone seating elements and landscaping for the South Police/Fire/EMS Complex on Ralph Ablanado Drive. (Funding in an amount of \$6,489 was included in the 1993-1994 Amended Capital Budget for Arts in Public Places of the Parks and Recreation Department; \$41,276 was included in the 1999-2000 Amended

Capital Budget of the Austin Fire Department; \$33,198 was included in the 1998-1999 Amended Capital Budget of the Austin Fire Department; \$9,037 was included in the 1999-2000 Amended Capital Budget of the Austin Fire Department.) (Recommended by Austin Arts Commission)

Resolution No. 000824-39 was approved.

40. Approve a resolution authorizing payment to the TEXAS DEPARTMENT OF TRANSPORTATION for the City's participation in right-of-way acquisition for the U. S. 290/SH 71 Project, in accordance with the June 27, 1986 Contractual Agreement for Right-of-Way Procurement, in the amount of \$66,370. (Funding is available in the 1992 Amended Capital Budget of the Department of Public Works & Transportation.)

Resolution No. 000824-40 was approved.

41. Approve an ordinance authorizing the vacation of portions of right-of-way and public utility easements at Brimfield Drive and Brimfield Court, located in the Canyon Creek Subdivision, R.M. 620 at Boulder Lane, south of Anderson Mill Road, as requested by Jeb Brown on behalf of Standard Pacific of Texas, Inc. (Recommended by Planning Commission)

Ordinance No. 000824-41 was approved.

42. Approve an ordinance authorizing the vacation of portions of right-of-way and public utility easements on Chestnut Ridge Road, located in the Canyon Creek Subdivision, R.M. 620 at Boulder Lane, south of Anderson Mill Road, as requested by Jeb Brown on behalf of Standard Pacific of Texas, Inc. (Recommended by Planning Commission)

Ordinance No. 000824-42 was approved.

Item 43 was pulled for discussion.

44. Approve an ordinance authorizing the acceptance of \$53,150 in grant funding from the U.S. Environmental Protection Agency for an Environmental Education program to be conducted in cooperation with the University of Texas at Austin; amend Ordinance 990914-1, the 1999-2000 Amended Operating Budget; amending the Special Revenue Fund by appropriating \$53,150 in grant funds for the Water and Wastewater Utility's special revenue fund. (Funding will be provided by the U.S. Environmental Protection Agency. The grant period is July 1, 2000 through June 30, 2001. A grant match of \$59,400 is required and is available in the 1999-2000 Amended Operating Budget of the Water and Wastewater Utility.) (Recommended by Water and Wastewater Commission)

Ordinance No. 000824-44 was approved.

45. Direct the City Manager to conduct a comprehensive survey of Austin Energy's energy usage characteristics and energy conservation opportunities to assess the potential and need for energy conservation, and to undertake a survey of the potential for cogeneration and on-site generation. (Mayor Pro Tem Jackie Goodman and Council Member Raul Alvarez)

Resolution No. 000824-45 was approved.

46. Approve an ordinance waiving certain fees and requirements under Chapter 15-11 of the City Code relating to street closures on September 13, 2000 through September 16, 2000 for the Fiesta de Independencia Event and naming the City as a co-sponsor. (Council Member Raul Alvarez)

Ordinance No. 000824-46 was approved.

Items 45 through 47 were pulled for discussion.

48. Approve a resolution directing the City Manager to conduct a survey of the source of refuse in Travis County landfills. (Mayor Pro Tem Jackie Goodman and Council Member Raul Alvarez)
Resolution No. 000824-48 was approved.

Items 49 through 58 were Citizen Communication items.

Item 59 was a bond sale.

Items 60 through 68 were zoning items.

Item 69 was a public hearing

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| 70. MHMR Board of Trustees | | |
| Robert Chapa | re-appointment | Consensus |
| Toni Inglis | re-appointment | Consensus |

Items 71 was an Executive Session item.

DISCUSSION ITEMS

18. Approve an ordinance calling an election for November 7, 2000 for the voters to consider a proposition for the issuance of general obligation bonds for transportation construction and improvements. (Proposition one).
This item was approved at the Council Meeting on August 21, 2000.
19. Approve an ordinance calling an election for November 7, 2000 for the voters to consider a proposition for the issuance of general obligation bonds for parks, recreational facilities and renovation.
No action was taken on this item.
21. Approve an ordinance calling an election for November 7, 2000 for the voters to consider a proposition for the issuance of general obligation bonds to support low and moderate income housing.
No action was taken on this item.
22. Approve an ordinance establishing covenants with the voters with respect to one or more bond propositions to be considered by the voters at the election called for that purpose on November 7, 2000.
Ordinance No. 000824-22 was approved with the following friendly amendments to Version I on Council Member Slusher's motion, Mayor Watson's second by a 6-0 vote. Mayor Pro Tem Goodman was absent. Version I as amended will read as follows: "The City of Austin will maintain control of where the bond proceeds are spent. The bond proceeds will not be used to match funds for road infrastructure or right-of-way in the Drinking Water Protection Zone unless the road is authorized by an election of the City of Austin or another jurisdiction and approved by the Austin City Council. The bond proceeds will not be used to match funds for road infrastructure or right-of-way through a City of Austin preserve unless the road is authorized by an election of the City of Austin or another jurisdiction and approved by the Austin City Council. The bond proceeds will not be used to match funds for new road infrastructure or right-of-way through a City of Austin destination park unless the

road is authorized by an election of the City of Austin or another jurisdiction and approved by the Austin City Council. For each proposed use of bond proceeds for a road project, the Council will require City staff to make a recommendation on the proposed use, including an analysis of the tax equity and social equity implications for City of Austin residents. For each proposed use of bond proceeds for a road project, staff must present to the Council an analysis of the impact of the proposed project on the Drinking Water Protection Zone. For each proposed use of bond proceeds for a road project, staff must present to the Council an analysis of the impact of the proposed project on increased mobility, decreased congestion, and an air quality analysis of any alternatives to the proposed project that provide the same or better congestion relief with improved air quality.”

BUDGET BRIEFINGS

Betty Dunkerley, Acting Assistant City Manager made a brief introduction for each of the following budget presentation.

2. Youth, Family, and Neighborhood Vitality Summary
The presentation was made by Austan Librach, Director, Planning, Environmental and Conservation Services.
3. Parks and Recreation
The presentation was made by Jesus Olivares, Director, Parks and Recreation Department.
4. Library
The presentation was made by Brenda Branch, Director, Library Services.
5. Health and Human Services
The presentation was made David Lurie, Director, Health and Human Services.

DISCUSSION ITEMS CONTINUED

20. Approve an ordinance calling an election for November 7, 2000 for the voters to consider a proposition for the issuance of general obligation bonds for the acquisition of conservation land and open space throughout the Austin area and environmentally sensitive land over the Edwards Aquifer throughout the Austin area.
Ordinance No. 000824-20 was approved on Council Member Slusher's motion, Mayor Pro Tem Goodman's second by a 4-1-2 vote. Council Member Wynn voted no. Council Members Griffith and Thomas abstained.

The motion to recess the Council meeting 12:10 p.m. and go into Executive Session was approved on Council Member Alvarez' motion, Council Member Wynn's second by a 6-0 vote. Mayor Pro Tem Goodman was off the dais.

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

13. Discuss legal issues concerning a settlement proposal from appellant T.H.L. Ranch, Ltd., (Steiner Ranch) in *FM Properties Operating Co. v. City of Austin*, Cause No. 98-0685, in the Supreme Court of Texas, and legal issues concerning a related, proposed development agreement from the owners of the Steiner Ranch development.
71. Discuss legal issues regarding labor negotiations with the Austin Police Association.

Mayor Watson announced that Item #15 would also be discussed during Executive Session.

Executive Session ended at 1:30 p.m.

CITIZEN COMMUNICATIONS

49. George Thompson – Shoal Creek Blvd. Petition
50. Ernalee Duffy – Willie Nelson - **ABSENT**
51. Hudson Poston – Proposing a City funded and maintained skateboard park in Austin
52. Fred DuPuy – IH 35/Airport Blvd. N.A. Concerns pertaining Day Labor Board - **ABSENT**
53. Julio Cesar Ramirez Gonzalez – First Workers Comments by the workers explaining the rules and process of the First Workers’ Office - **ABSENT**
54. Alex Salinas – First Workers Comments - **ABSENT**
55. Clifton Griffin – Austin Public Library – Library for the Future Taskforce Report
56. Ruth Sanchez – First Workers - **ABSENT**
57. Daniel Imbien – First Workers - **ABSENT**
58. Alan Lampert – Shoal Creek Boulevard, Support of ongoing city and neighborhood effort. Rebuttal to Mr. George Thompson.

DISCUSSION ITEMS CONTINUED

15. Consider a settlement proposal from appellant T.H.L. Ranch, Ltd., (Steiner Ranch) in *FM Properties Operating Co. v. City of Austin*, Cause No. 98-0685, in the Supreme Court of Texas, and a related, proposed development agreement from the owners of the Steiner Ranch development.
Resolution No. 000824-15 adopting the term sheet was approved on Council Member Alvarez’ motion, Council Member Wynn’s second by a 7-0 vote.

BOND SALE

59. Approve a resolution authorizing the Aviation Department to use \$20,000,000 for the defeasance of outstanding Airport System Prior Lien Revenue Bonds, Series 1995A including the execution of an escrow agreement and all related documents. (Approximately \$20,000,000 from the Aviation Department.) (Approved by the Audit and Finance Committee)
Resolution No. 000824-59 was approved on Council Member Slusher’s motion, Mayor Pro Tem Goodman’s second by a 7-0 vote.

BUDGET BRIEFINGS CONTINUED

Betty Dunkerley, Acting Assistant City Manager made a brief introduction for each of the following budget presentation.

6. FQHC/Goggio

The presentation was made by Betty Dunkerley, Acting Assistant City Manager and Nelli Cavazos, Chief Officer for Primary Care Department.

7. Planning, Environmental and Conservation Services Department
The presentation was made Kay Music and John Kinning of JKM Consultants.

DISCUSSION ITEMS CONTINUED

47. Approve a resolution directing the City Manager to seek TxDOT authorization to hire a contractor to manage a parking facility on the land under IH 35 between 6th Street and 8th Street. (Council Member Will Wynn and Council Member Raul Alvarez)
Resolution No. 000824-47 was approved on Council Member Thomas' motion, Council Member Alvarez' second by a 7-0 vote.
43. Approve a resolution authorizing negotiation and execution of professional services agreements with the following six firms: IT CORPORATION, Austin, Texas; TRC ENVIRONMENTAL CORPORATION, INC., Austin, Texas; URS/RADIAN, Austin, Texas; GEOMATRIX CONSULTANTS, INC., Austin, Texas; ROY F. WESTON, INC., Austin, Texas; and RMT, INC., Austin, Texas, to provide environmental services for City of Austin Capital Improvement Program projects for an estimated period of two years, or until financial authorization is expended, each agreement in an amount not to exceed \$2,400,000 with a total combined amount of the six agreements not to exceed \$2,400,000 (estimated \$400,000 per firm). (Funding is available in the capital and operating budgets of the various projects and departments for which services are needed.) IT CORPORATION, 8.7% MBE, 18.2% WBE subcontracting participation; TRC ENVIRONMENTAL CORPORATION, INC., 8.8% MBE, 20% WBE subcontracting participation; URS/RADIAN, 8.7% MBE, 18.20% WBE subcontracting participation; GEOMATRIX CONSULTANTS, INC., 8.7% MBE, 18.20% WBE subcontracting participation; ROY F. WESTON, INC., 8.7% MBE, 18.20% WBE subcontracting participation; and RMT, INC., 8.7% MBE, 18.20% WBE subcontracting participation.
Resolution No. 000824-43 was approved on Council Member Griffith's motion, Council Member Slusher's second by a 7-0 vote.

BRIEFINGS CONTINUED

9. Report on the May 20th Neighbor to Neighbor: Solutions for a New Austin Workshop
The presentation was made by Sabrina Burmeister and Cathy Echols.
10. Annual Report for the Animal Advisory Commission
The presentation was made by Dr. Randall (Ph.D), Chair of the Animal Advisory Commission.

DISCUSSION ITEMS

23. C14-99-0069 – 200 South Congress – Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 200-210 South Congress, from LI, Limited Industrial Service district zoning to LI-PDA, Limited Industrial Service-Planned Development Area Combining district zoning with conditions. First reading on September 30, 1999; Vote: 5-2, Slusher and Griffith-nay. Applicant: Hixo, Inc. (Michael Hicks, President); Agent: Crocker Consultants (Sarah Crocker). City Staff: Adam Smith, 499-2755. (continued from 8/17/00)

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

The second reading of this ordinance adopting the new plan was approved on Mayor Pro Tem Goodman's motion, Council Member Thomas' second by a 5-2 vote. Those voting aye were: Mayor Watson, Mayor Pro Tem Goodman and Council Members Alvarez, Thomas and Wynn. Those voting nay were: Council Members Griffith and Slusher.

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.

61. C14-00-2025 - Public hearing to amend Chapter 25-2 of the Austin City Code by rezoning property locally known as 8100 Brodie Lane, Suites 110 and 110A from LR, Neighborhood Commercial district zoning to GR, Community Commercial district zoning. Planning Commission Recommendation: To grant GR-CO, Community Commercial District-Conditional Overlay Combining district zoning with conditions. Property Owner and Applicant: Brodie Plaza Joint Venture c/o LYS Corporation (Lily Saad). Agent: Crocker Consultants (Sarah Crocker). City Staff: Michele Rogerson, 499-2308.
Ordinance No. 000824-61 was approved.
62. C14-00-2097 - Public hearing to amend Chapter 25-2 of the Austin City Code by rezoning property locally known as 1623 Parmer Lane from DR, Development Reserve district zoning to GR-CO, Community Commercial-Conditional Overlay Combining district zoning with conditions. Planning Commission Recommendation: To grant GR-CO, Community Commercial-Conditional Overlay Combining District zoning with conditions. Applicant: Our Savior Lutheran Church (Barry Schwiesow); Agent: Consort, Inc. (Steve King). City Staff: Tammie Williamson (499-3056).
The first reading of this ordinance was approved.
64. C14-00-2105 – Public hearing to amend Chapter 25-2 of the Austin City Code by zoning property locally known as 13581 Pond Springs Road from I-RR, Interim Rural Residence District zoning to GR, Community Commercial district zoning. Planning Commission Recommendation: To Grant GR-CO, Community Commercial-Conditional Overlay Combining district zoning with conditions. Applicant: TCP Springwood, Inc. (David A. Thomas); Agent: Jim Bennett. City Staff: David Wahlgren, 499-6455.
Ordinance No. 000824-64 was approved.
65. C14-00-2113 – Public hearing to amend Chapter 25-2 of the Austin City Code by zoning property locally known as 7224 McNeil Road from I-RR, Interim Rural Residence to GR, Community Commercial district zoning. Planning Commission Recommendation: To Grant GR-CO, Community Commercial-Conditional Overlay Combining district zoning with conditions. Applicant: Robert P. Stern; Agent: Simmons-Smith Consulting Group (Michael Simmons-Smith). City Staff: David Wahlgren, 499-6455.
Ordinance No. 000824-65 was approved.
66. C14-00-2131 - Public hearing to amend Chapter 25-2 of the Austin City Code by rezoning property locally known as 9405 IH-35 North, service road, northbound from SF-3, Family Residence District zoning to CS-CO, General Commercial Services Conditional Overlay Combining district

zoning. Planning Commission Recommendation: To grant CS-CO, General Commercial Services-Conditional Overlay Combining district zoning with conditions. Applicant: Twin Oaks Associates (Joe Jung); Agent: Jim Bennett. City Staff: Clark Patterson, 499-2464.

Ordinance No. 000824-66 was approved.

68. C14-00-2138 - Public hearing to amend chapter 25-2 of the Austin City Code by rezoning property locally known as 2207 Pennsylvania Avenue and 1166 Chestnut from CS, General Commercial Services district zoning to SF-3, Family Residence district zoning. Planning Commission Recommendation: To grant SF-3, Family Residence district zoning. Applicant: Myrtle Pryor. Agent: Robert M. Collins. City Staff: Don Perryman, 499-2786.

Ordinance No. 000824-68 was approved.

ZONING DISCUSSION

60. C14-96-0002 (RCA) - Public hearing to amend Chapter 25-2 of the Austin City Code by amending a restrictive covenant for property locally known as 9300 Great Hills Trail. Planning Commission recommendation: To grant the restrictive covenant amendment. Applicant: ARV Assisted Living, Inc. Agent: Crocker Consultants (Sarah Crocker) City Staff: Clark Patterson, 499-2464

The public hearing was closed on Council Member Thomas' motion, Council Member Wynn's second by a 6-0 vote. Council Member Griffith was off the dais.

The motion to approve the amendments to the restrictive covenant was made on Council Member Wynn's motion, Council Member Thomas' second by a 7-0 vote.

63. C14-00-2104 - Public hearing to amend Chapter 25-2 of the Austin City Code by zoning property locally known 8501-8635 Old Bee Caves Road from I-RR, Interim Rural Residence district zoning, and RR, Rural Residence district zoning to MF-1-CO, Multi-Family Residence Limited Density-Conditional Overlay Combining district zoning with conditions. Planning Commission Recommendation: To grant MF-1-CO, Multi-Family Residence Limited Density-Conditional Overlay Combining district zoning with conditions. Applicant: Oak Forest Trust (Melissa Tan); Agent: Crocker Consultants (Sarah Crocker). City Staff: Adam Smith, 499-2755.

The first reading of this ordinance was approved on Council Member Wynn's motion, Council Member Alvarez' second by a 7-0 vote.

67. C14-00-2011 - Chestnut Neighborhood - Public hearing to amend Chapter 25-2 of the Austin City Code by rezoning the property bounded on the north by Martin Luther King Boulevard, on the east by Miriam Avenue to the railroad tracks, on the south by East 12th Street, and on the west by Chicon Avenue:

To add a NP, Neighborhood Plan combining district to each base zoning district within the property;

To permit under NP, Neighborhood Plan combining district the cottage special use, secondary apartment special use, small amnesty and urban home special on any lot in the area.

To permit a neighborhood urban center special use for Tract 9.

To permit neighborhood mixed use building special use for Tracts 7, 8, 11, 12, 13, 14, 18, and 19.

To change the base zoning districts on 30 tracts of land from SF-3, Family Residence district, MF-3, Multifamily Residence Medium Density district, MF-4, Multifamily Residence Moderate Density district, LR, Neighborhood Commercial district, CS-General Commercial Services district, CS-1, Commercial Liquor-Sales district and LI, Limited Industrial Services district zoning to SF-3-NP, Family Residence -Neighborhood Plan Combining district, LR-NP, Neighborhood Commercial

-Neighborhood Plan Combining district, P-NP, Public-Neighborhood Plan Combining district, PH-NP, Public-Historic -Neighborhood Plan Combining district, and CS-MU-CO-NP, General Commercial Services-Mixed Use-Conditional Overlay-Neighborhood Plan Combining district zoning with conditions.

Planning Commission Recommendation: To grant SF-3-NP, Family Residence-Neighborhood Plan Combining district, LR-NP, Neighborhood Commercial-Neighborhood Plan Combining district, P-NP, Public-Neighborhood Plan Combining district, PH-NP, Public-Historic-Neighborhood Plan Combining district, and CS-MU-CO-NP, General Commercial Services-Mixed Use-Conditional Overlay-Neighborhood Plan Combining district zoning with conditions.

Applicant: City of Austin, Planning Environmental and Conservation Services Department (Steve Barney, PECSD, ph. 499-6389). Agent: Development Review and Inspection Department (DRID). City Staff: Don Perryman, 499-2786.

The public hearing was closed on Council Member Thomas' motion, Council Member Wynn's second by a 6-0 vote. Council Member Griffith was off the dais.

The motion to recess the meeting at 5:56 p.m. was approved on Mayor Pro Tem Goodman's motion, Mayor Watson's second by a 6-0 vote. Council Member Griffith was off the dais.

The first reading of the ordinance for Item #67 was approved with a friendly amendment on Council Member Thomas' motion, Council Member Wynn's second by a 7-0 vote. The friendly amendments made by Council Member Slusher and Mayor Pro Tem Goodman were to work out the issues with the families located on Tract 5, 6 and 12. The friendly amendment was accepted by the maker of the motion and Council Member Wynn who seconded the motion.

DISCUSSION ITEMS CONTINUED

69. Conduct a public hearing on the 2000-2001 Proposed Budget: Youth, Family and Neighborhood Vitality

The public hearing was closed on Council Member Slusher's motion, Council Member Griffith's second by a 6-0 vote. Mayor Watson was off the dais.

The motion to recess the Council meeting at 8:15 p.m. and go into Executive Session was approved on Council Member Alvarez' motion, Council Member Wynn's second by a 6-0 vote. Mayor Watson was off the dais.

EXECUTIVE SESSSION

11. Discuss *Circle C Land Corp. v. City of Austin*, Cause No. 97-13994, in the Travis County District Court.
14. Discuss *City of Austin v. Lumbermen's Investment Corporation*, Cause Number 99-13013, pending in the Travis County District Court. (Sand Beach Reserve)

Mayor Watson called the meeting back to order at 10:00 p.m.

8. Cost of Service for the Drainage Utility Fund

This item was pulled from the agenda by the City Manager to be scheduled for a later date.

12. Discuss *Gordon Dunaway and Eli Garza v. City of Austin*, Cause No. 97-12434, in the Travis County District Court. (This litigation concerns development regulations applicable in the Barton Springs Zone.)

No action was taken on this item.

16. Consider a settlement proposal in *Gordon Dunaway and Eli Garza v. City of Austin*, Cause No. 97-12434, pending in the Travis County District Court. (This litigation concerns development regulations applicable in the Barton Springs Zone.)

No action was taken on this item.

17. 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)

No action was taken on this item.

The motion to adjourn the meeting at 10:01 p.m. was approved on Council Member Slusher's motion, Mayor Pro Tem Goodman's second by a 4-0 vote. Council Members Alvarez, Griffith and Thomas were off the dais.

The minutes for Special Called Meetings of August 21, 2000 and August 23, 2000 and Regular Meeting of August 24, 2000 were approved as part of the consent agenda on Council Member Thomas' motion, Mayor Pro Tem Goodman's second by a 6-0 vote. Mayor Watson was absent.