



Austin City Council  
MINUTES

REGULAR MEETING  
THURSDAY, OCTOBER 24, 2002

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, October 24, 2002 in the Board Room at Lower Colorado River Authority Hancock Building, 3700 Lake Austin Boulevard.

**Invocation:** Gen Kelfang Dema, American Buddhist Nun and Principal Teacher, Chittamani Buddhist Center.

Mayor Garcia called the Council Meeting to order at 12:11 p.m.

Mayor Garcia recessed the Council Meeting at 12:13 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.

**Private Consultation with Attorney - Section 551.071**

1. Discuss legal issues related to *Northwest Austin MUD #1, et al. v. City of Austin, Cause Number GN203378* in the 53rd Judicial District Court of Travis County, Texas (involves tax issues in this particular MUD). **No discussion was held on this item. It was postponed to November 7, 2002.**
2. Discuss legal issues related to *John Mount, et al. v. City of Austin, Cause Number 95-14287*, in the 261st Judicial District Court of Travis County, Texas (concerns pay issues for certain APD officers). **No discussion was held on this item. It was postponed to November 7, 2002.**
3. Discuss legal issues relating to labor negotiations for a Meet and Confer contract with the Austin Professional Fire Fighters Association.

**Real Property – Section 551.072**

4. Discuss real property related to the Barton Springs Clean Water Project funded by May 1998 election, Proposition 2 Bonds.

01/22/03  
2:39 PM

Executive Session ended at 1:34 p.m. and Mayor Garcia called the Council Meeting back to order.

**CITIZEN COMMUNICATIONS: GENERAL**

5. Jose Quintero-The Developing of the Inner City Issues Regarding Gentrification, High Taxes & the Right's of the Originals inhabitants for Neighborhood Planning, not Smart Growth. **Absent**
6. William J. Thomas- Police Chief. **Absent**
7. John Hardman-Taxi (6<sup>th</sup> ST. Parking.) **Absent**
8. Gus Pena-To Discuss City Issues, Affordable Housing and the Economy. **Absent**
9. Jennifer Gale- On November 5<sup>th</sup>, 2002, Remember that Congressman Lloyd Doggett was afraid of debate and has brought us to the brink of war.

**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 Thomas's motion, Mayor Pro Tem Goodman's second on a 6-0 vote. Council Member Dunkerley was absent.**

10. Approval of minutes from worksession of October 9, 2002 and regular meeting of October 10, 2002.  
**The minutes from the work session of October 9, 2002 and the regular meeting of October 10, 2002 were approved.**
11. Approve a resolution authorizing settlement in *John Mount, et al. v. City of Austin, Cause Number 95-14287*, in the 261st Judicial District Court of Travis County, Texas (concerns pay issues for certain APD officers).  
**This item was postponed indefinitely.**
12. Approve negotiation and execution of an amendment to the Professional Services Agreement with ROMA DESIGN GROUP, San Francisco, CA, for Robert Mueller Municipal Airport (RMMA) Master Developer Agreement Negotiations in the amount of \$1,350,000 for a total contract amount not to exceed \$2,804,520. (The amount of up to \$1,350,000 will be provided by Catellus Development Corporation as reimbursement to the City.)  
**The motion authorizing the negotiation and execution of an amendment to the Professional Services Agreement was approved.**
13. Approve an ordinance to amend Ordinance No. 020910-01 the 2002-2003 Operating Budget to establish a Special Revenue Fund entitled "RMMA Reimbursement", for the Economic Growth & Redevelopment Services Office, for collecting quarterly deposits from Catellus Development Corporation and dispersing monthly payments for the City's negotiation expenses related to negotiating a Disposition and Development Agreement for the redevelopment of the site known as the former Robert Mueller Municipal Airport (RMMA), and to appropriate \$1,904,250 to the fund. (The amount of \$1,904,250 to be provided from developer reimbursements to the City. \$424,000 represents the initial reimbursement deposit to be made by Catellus Development Corporation into the RMMA Reimbursement Special Revenue fund. Quarterly deposits will be made by Catellus into the Fund to maintain a minimum balance at the start of each quarter of \$424,000.)  
**Ordinance No. 021024-13 was approved.**

14. Approve a resolution directing the Planning Commission to consider neighborhood plans for the Crestview and Wooten neighborhood planning areas.  
**Resolution No. 021024-14 was approved.**
15. Consider an ordinance establishing procedures for amending the neighborhood plan elements of the Austin Tomorrow Comprehensive Plan. (Planning Commission adopted a resolution establishing a neighborhood plan amendment process and criteria for employing the process.)  
**This item was postponed to November 7, 2002.**
16. C14-02-0019 – Hammons Hotel – Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 2031 East State Highway 71 (Carson Creek Watershed) from I-RR, Interim-Rural Residence district, zoning to LI-PDA, Limited Industrial Services-Planned Development Area Combining district, zoning for Tract 1A and GR-CO, Community Commercial district-Conditional Overlay Combining, zoning for Tract 1B and Tract 2. Second Reading on September 26, 2002; Vote: 7-0. First Reading on June 27, 2002; Vote: 6-0, Goodman off the dais. Conditions met as follows: Conditional overlay incorporates the conditions approved by Council at second ordinance reading. Applicant: Austin Bergstrom Airport, Ltd. (George Kucera). Agent: Crocker Consultants (Sarah Crocker). City Staff: Glen Rhoades, 974-2775.  
**Ordinance No. 021024-16 was approved.**
17. C14-02-0035 – Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 3226 West Slaughter Lane (Slaughter Creek Watershed) from I-RR, Interim-Rural Residence district, zoning to MF-4-CO, Multi-family Residence Moderate-High Density-Conditional Overlay Combining district, zoning with conditions. First Reading on July 11, 2002; Vote: 7-0. Conditions met as follows: Conditional overlay and restrictive covenant incorporates the conditions imposed or accepted by Council at first ordinance reading. Applicants and Property Owners: John M. and Joyce W. Harmon. Agent: Graves, Dougherty, Hearon & Moody, P.C. (David Hartman). City Staff: Wendy Walsh, 974-7719. (continued from 8/22/02, 8/29/02 and 9/26/02)  
**This item was postponed to November 7, 2002 at the request of the applicant.**
18. C14-02-0057.001 – Approve second/third reading of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2917 Cherrywood Road (Tract 16) in the Upper Boggy Creek Neighborhood Plan Area (Boggy Creek Watershed) from SF-2, Single Family Residence Standard Lot, district zoning to LR-MU-CO-NP, Neighborhood Commercial-Mixed Use-Conditional Overlay-Neighborhood Plan Combining district, zoning. First Reading on August 22, 2002; Vote: 6-0, Garcia off the dais. Conditions met as follows: Conditional overlay incorporates the conditions approved by Council at first ordinance reading. Applicant: City of Austin. Agent: Neighborhood Planning & Zoning Department. Property Owner: Katherine Williams. City Staff: Annick Beaudet, 974-2975, Mark Walters, 974-7695. Note: A valid petition has been filed in opposition to this rezoning request.  
**Ordinance No. 021024-18 was approved.**
19. C14-02-0057.002 – Approve second/third reading of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3001 Cherrywood Road (Tract 17) in the Upper Boggy Creek Neighborhood Plan Area (Boggy Creek Watershed), from CS, General Commercial Services district, zoning to SF-3-NP, Family Residence district, zoning. First Reading on August 22, 2002; Vote: 6-0, Garcia off the dais. Conditions met as follows: No conditions were imposed at first ordinance reading. Applicant: City of Austin. Agent:

Neighborhood Planning & Zoning Department. Property Owner: Kristine Shaw. City Staff: Annick Beaudet, 974-2975, Mark Walters, 974-7695. Note: Valid petitions have been filed in opposition to this rezoning request.

**Ordinance No. 021024-19 was approved.**

20. C14-02-0106 – Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as West William Cannon Drive, west of Beckett Road (Williamson Creek Watershed) from SF-3, Family Residence district, zoning to GO-CO, General Office-Conditional Overlay Combining district, zoning. First Reading on September 26, 2002; Vote: 7-0. Conditions met as follows: Conditional Overlay and Restrictive Covenant incorporates the conditions imposed or accepted by Council at first ordinance reading. Applicant and Property Owner: Lumbermen's Investment Corp. (Melvin W. Bilich). Agent: Carlson, Brigrance & Doering, Inc. (Lauretta Dowd). City Staff: Wendy Walsh, 974-7719.  
**Ordinance No. 021024-20 was approved.**
21. Approve negotiation and execution of a construction contract with MUNIZ CONCRETE AND CONTRACTING, INC., (MBE/MH, 90.23%) Austin, Texas for construction of Mabel Davis Playscape in the amount not to exceed \$99,860. (Funding was included in Fiscal Year 2001-2002 approved Capital Budget of the Parks and Recreation Department.) 9.77% WBE subcontracting participation.  
**The motion authorizing the negotiation and execution of a construction contract was approved.**
22. Approve negotiation and execution of a professional services agreement with THC, INC. formerly known as TERRELL, HUNDLEY & CARROLL, INC., Duluth, GA, for noise support consultant services to assist with implementing the Austin-Bergstrom International Airport Noise Mitigation Program, for an initial term of five years in an amount not to exceed \$4,250,000 with the option to extend for up to two additional terms of one year each, in an amount not to exceed \$500,000 per extension option, for a total contract amount not to exceed \$5,250,000. (Funding in the amount of \$1,500,000 is available in the Fiscal Year 2001-2002 Capital Budget of the Department of Aviation using airport funds and available Federal Aviation Administration (FAA) grants. Funding for future fiscal years is subject to availability of budgeted funds.) 27% DBE subconsultant participation. (Recommended by Aviation Advisory Board)  
**The motion authorizing the negotiation and execution of a professional services agreement was approved.**
23. Approve a resolution authorizing the fee simple acquisition of Lot 30, Linda Vista Subdivision, locally known as 10901 Linda Vista Drive, Del Valle, Texas, from Urbano & Yolanda Constancio for the Airport Noise Mitigation Program, in the amount of \$50,000 plus \$45,000 relocation benefits, for a total amount not to exceed \$95,000. [Funding is available in the 2002-2003 Capital Budget of the Aviation Department using airport funds and available Federal Aviation Administration (FAA) grants.]  
**Resolution No. 021024-23 was approved.**
24. Approve execution of an Amendment No. 3 to the professional services agreement with BUSINESSES INVEST IN GROWTH, INC., Austin, Texas to extend the contract for 11 months, in an amount not to exceed \$146,667 to provide the technical assistance portion of the Micro-enterprise Technical Assistance and Lending Services Program, for a total contract amount of \$426,667. [Funding in the amount of \$146,667 is available in the Fiscal Year 2002-2003 Neighborhood Housing and Community Development (NHCD) special revenue fund for the

Community Development Block Grant (CDBG).] No MBE/WBE goals have been established for this contract. BIG is a non-profit entity, and professionals such as accountants or lawyers provide most of its subcontracted training services free or at a reduced rate as a public service. Because BIG does not procure services on a profit-driven, competitive basis, MBE/WBE participation goals would be inappropriate.

**The motion authorizing the execution of Amendment No. 3 to the professional services agreement was approved.**

25. Approve execution of Amendment No. 9 to the professional services agreement with BUSINESS RESOURCE CONSULTANTS (MBE/FB 93.4%), Austin, Texas to extend the contract for 11 months, in an amount not to exceed \$97,031, to provide African-American owned construction businesses with a support network and technical assistance for the Development Assistance Services Program needed to succeed in competitive markets, for a total contract amount not to exceed \$722,310. (Funding in the amount of \$97,031 was included in the 2002-2003 Approved Budget of the Department of Small and Minority Business Resources.) 6.6% MBE subcontracting participation.  
**The motion authorizing the execution of Amendment No. 9 to the professional services agreement was approved.**
26. Approve execution of Amendment No. 4 to the professional services agreement with the CAPITAL CITY AFRICAN-AMERICAN CHAMBER OF COMMERCE, Austin, Texas, to extend the contract for 11 months, in an amount not to exceed \$63,250 under the Small Minority Business Assistance Program to provide training and technical assistance to small minority and women business owners that will help them to succeed in competitive markets, for a total contact amount not to exceed \$150,000. [Funding in the amount of \$63,250 is available in the Fiscal Year 2001-2002 Neighborhood Housing and Community Development Office (NHCD) special revenue fund for the Community Development Block Grant (CDBG), Small Minority Business Assistance Program.] The CCAACC provides services with its own staff or through volunteer instructors. There is no opportunity for MBE/WBE subcontracting in the original contract or in this amendment.  
**The motion authorizing the execution of Amendment No. 4 to the professional services agreement was approved.**
27. Approve execution of Amendment No. 6 of the professional services agreement with the CAPITAL CITY AFRICAN-AMERICAN CHAMBER OF COMMERCE, Austin, Texas to extend the agreement for 11 months, in an amount not to exceed \$161,997, to provide technical assistance to small minority and women business owners that will help them to succeed in competitive markets, for a total contract amount not to exceed \$616,353. (Funding in the amount of \$161,997 is available in the Fiscal Year 2002-2003 Approved Budget of the Department of Small and Minority Business Resources.) The CCAACC provides services with its own staff or through volunteer instructors. There is no opportunity for MBE/WBE subcontracting in the original contract or in this amendment.  
**The motion authorizing the execution of Amendment No. 6 to the professional services agreement was approved.**
28. Approve execution of Amendment No. 2 to the professional services agreement with the HISPANIC CONTRACTOR'S ASSOCIATION, Austin, Texas, to extend the contract for 11 months, in an amount not to exceed \$59,583.33 to provide technical assistance to small minority and women business owners located in Austin that will help them to succeed in competitive markets, for a total contact amount not to exceed \$83,000. [Funding in the amount of

\$59,583.33 is available in the Fiscal Year 2001-2002 Neighborhood Housing and Community Development Office (NHCD) special revenue fund for the Community Development Block Grant (CDBG), Small Minority Business Assistance Program.] The HCA provides services with its own staff or through volunteer instructors. There is no opportunity for MBE/WBE subcontracting in the original contract or in this amendment.

**The motion authorizing the execution of Amendment No. 2 to the professional services agreement was approved.**

29. Approve execution of Amendment No. 6 to the professional services agreement with the GREATER AUSTIN HISPANIC CHAMBER OF COMMERCE, Austin, Texas to extend the agreement for 11 months, in an amount not to exceed \$129,910 to provide technical assistance to small minority and women business owners, for a total contract amount not to exceed \$502,590. (Funding in the amount of \$129,910 is available in the 2002-2003 Approved Budget of Department of Small and Minority Business Resources.) The GAHCC provides services with its own staff or through volunteer instructors. There is no opportunity for MBE/WBE subcontracting in the original contract or in this amendment.

**The motion authorizing the execution of Amendment No. 6 to the professional services agreement was approved.**

30. Approve execution of Amendment No. 8 to the professional services agreement with the TEXAS CENTER FOR WOMEN'S BUSINESS ENTERPRISE (TxCWBE), Austin, Texas, to extend the contract for 11 months, in an amount not to exceed \$91,438 to provide women and minority-owned business enterprises with a support network and technical assistance needed to succeed in competitive markets, for a total contract amount not to exceed \$644,000. (Funding in the amount of \$91,438 is available in the 2002-2003 Approved Budget of the Department of Small and Minority Business Resources.) TxCWBE provides services with its own staff or through volunteer instructors. There is no opportunity for MBE/WBE subcontracting in the original contract or in this amendment.

**The motion authorizing the execution of Amendment No. 8 to the professional services agreement was approved.**

31. Authorize an agreement with HDR ENGINEERING, INC., for construction phase services, design, bid preparation, tunnel inspection and forensic evaluation related to the Onion Creek Tunnel Liner Removal Emergency Project in an amount not to exceed \$1,423,182 with a \$100,000 contingency for a total amount not to exceed \$1,523,182. (Funding in the amount of \$1,523,182 is available in the 1995-1996 Amended Capital Budget of the Water and Wastewater Utility.) 16.22% MBE, 1.20% WBE subcontracting participation.

**The motion authorizing the agreement was approved.**

32. Approve Amendment No. 6 to add three 12-month extension options to the contract with CAPITAL AREA TRAINING FOUNDATION, Austin, Texas, for the continuation of the Community Technology and Training Center Program in an amount not to exceed \$270,000 per extension option, for a revised total amount not to exceed \$1,720,000. (Funding in the amount of \$270,000 is available in the Approved 2002-2003 Sustainability Fund of the Finance and Administrative Services Department. Funding for the extension options is contingent upon available funding in future budgets.) This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance, as amended. No MBE/WBE subcontracting opportunities were identified.

**The motion authorizing Amendment No. 6 to add three 12-month extension options to the contract was approved.**

**Item #33 was pulled for discussion.**

34. Approve amendment #2 to increase the contract amount with AUSTIN COMMUNITY ACCESS CENTER, INC. (ACAC), Austin, Texas, for management of Austin's Community Access channels, studio facilities and equipment, in an amount not to exceed \$120,000 for the first 24-month extension option and \$80,000 for the second 24-month extension option, for a revised total contract amount not to exceed \$3,705,000. (Funding in the amount of \$697,500 is available in the 2002-2003 Approved Operating Budget of the Austin Cable Access Fund. Funding for the extension option is contingent upon available funding in future budgets.) Overall Subconsultant participation for this project including this Amendment is 1.09% MBE, 1.14% WBE subcontracting participation.  
**The motion authorizing amendment #2 to increase the contract was approved.**
35. Approve execution of a contract with OEM PARTS NETWORK, LLC, Fontana, CA, for the purchase of turbine parts and accessories for the Sand Hill Energy Center, in an amount not to exceed \$51,620.80. (Funding is available in the 2002-2003 Approved Operating Budget of the Electric Utility Department.) Sole Bid. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance. These items will be purchased directly from the authorized distributor. No subcontracting opportunities were identified, therefore, no MBE/WBE goals were established for these contracts.  
**The motion authorizing the execution of a contract was approved.**
36. Approve Modification No. 3 to increase the contracts for weatherization services with CLIMATE MECHANICAL, INC., Austin, Texas in an amount not to exceed \$53,500 for a total contract amount not to exceed \$784,000; and with AIRTECH ENERGY SYSTEMS INC., Austin, Texas in an amount not to exceed \$38,500 for a total contract amount not to exceed \$492,500. (Funding in the amount of \$92,000 is available in the 2002-2003 Approved Operating Budget for the Electric Utility Department.) These contracts were awarded in compliance with the MBE/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.  
**The motion authorizing Modification No. 3 was approved.**
37. Approve execution of a contract with GE PACKAGED POWER, INC., Houston, TX and QUALITY AVIATION, INCORPORATED, c/o Wakefield Associates, Inc., Houston, TX for the purchase of gas turbine parts for the Sand Hill Energy Center, in an amount not to exceed \$69,709.20. (Funding is available in the 2002-2003 Operating Budget of Electric Utility Department.) Low Bid/3 bids received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance, as amended. These items will be purchased directly from the authorized distributor. No subcontracting opportunities were identified; therefore, no M/WBE goals were established for these contracts.  
**The motion authorizing the execution of a contract was approved.**
38. Approve execution of a contract with MERIT ELECTRICAL, INC., dba, E & I CONTRACTOR, MERIT ELECTRICAL, INC., Prairieville, LA, for the installation of the Decker Creek Power Station Unit #2 control system and field equipment as a part of a controls upgrade project, in an amount not to exceed \$735,000 with a contingency in an amount not to exceed \$150,000, for an unanticipated labor and/or materials for a total amount not to exceed \$885,000. (Funding in the amount of \$885,000 is available in the 2002-2003 Approved Capital

Budget for the Electric Utility Department.) Low bid / 4 bids received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance, as amended. Due to the highly specialized work required, the prime contractor will provide these services. No subcontracting opportunities were identified; therefore, no MBE/WBE goals were established for this solicitation.

**The motion authorizing the execution of a contract was approved.**

39. Approve a resolution authorizing application of a Safe Routes to School Grant from the Texas of Transportation for the implementation of various improvements, including sidewalks, pedestrian and bicycle crossings, on-street bicycle facilities, and similar facilities. (The total amount of funding that is available statewide for the Safe Routes to School Program is \$3,000,000. There is no limit set on the amount of funding that is available to any individual political entity.)

**Resolution No. 021024-39 was approved.**

40. Approve the issuance of a Street Event Permit for a fee paid event in the 100 block of East 5th Street for the Mexic-Arte Museum's Dia de los Muertos Celebration. The proposed street closure will occur on November 1, 2002 beginning at 9:00 a.m. and ending at 11:00 p.m. The celebration will begin at 6:00 p.m. and end at 9:00 p.m.

**The motion authorizing the issuance of a Street Event Permit was approved.**

41. Approve a resolution for the annexation of a tract comprising approximately 2.19 acres owned by Earle Britton and located on Whipporwill Trail approximately 2900 feet south of the intersection of Canyon Rim and FM 2244 into Travis County Water Control Improvement District (WCID 10). (Recommended by Water and Wastewater Commission and by Planning Commission.)

**Resolution No. 021024-41 was approved.**

42. Approve an ordinance to amend Ordinance No. 020910-01, the 2002-2003 Operating Budget of the Transportation, Planning & Sustainability Department by increasing budgeted positions by one full-time equivalent (FTE) for the Capital Area Metropolitan Planning Organization (CAMPO); and increasing appropriations and expenditures by CAMPO in the amount of \$47,729; and increasing reimbursements by CAMPO in the same amount. [Funding is available from Federal Transportation Planning funds from the Federal Highway Administration (FHWA), and the Federal Transit Administration (FTA). The federal funds require a non-federal match that is supplied by the Texas Department of Transportation.] (Recommended by CAMPO Policy Advisory Committee)

**Ordinance No. 021024-42 was approved.**

43. Approve the negotiation and execution of an amendment to the existing professional service agreement with Thonhoff Consulting Engineers, Austin, Texas, for additional Design phase services in association with the Wastewater Lift Station Relief and Rehabilitation Project, for the Taylor Slough and Taylor Branch Lift Stations in an amount not to exceed \$86,947 for a total amount not to exceed \$1,245,275. (Funding in the amount of \$86,947 is available in the 2001-2002 Amended Capital Budget of the Water and Wastewater Utility.) 7.25% MBE, 7.13% MBE subcontracting participation. (Recommended by Water and Wastewater Commission)

**The motion authorizing the negotiation and execution of an amendment to the existing professional service agreement was approved.**

44. Approve an ordinance amending Section 18-2-002 and 18-2-003 of Chapter 18-2 of the Code relating to Sewers and Sewage Disposal; repealing and replacing Article II, Chapter 18-2 relating to regulations of liquid waste haulers; and creating offenses. (Funding for the implementation



and operations of the pretreatment program was included in the Approved Fiscal Year 2002-2003 Operating Budget of the Water and Wastewater Utility.) (Recommended by Water and Wastewater Commission)

**Ordinance No. 021024-44 was approved.**

45. Ratify a construction contract with STTI CONSTRUCTION, INC, Converse, Texas, for construction of the W. 9<sup>th</sup> Street Wastewater Replacement Project, in the amount of \$301,626. (Funding is available in the 2001-2002 Amended Capital Budget of the Water and Wastewater Utility.)

**The motion authorizing the construction contract was approved.**

46. Approve an ordinance to amend Ordinance No. 020909-2, the 2002-2003 Capital Budget by increasing appropriations to the Water and Wastewater Utility by \$2,718,515 and creating a new wastewater project known as "Killingsworth Meadows/Jeter Tract" for \$2,718,515. (Funding will be provided from the proceeds of debt issuance when the annual obligation comes due in future budget years. (Recommended by Water and Wastewater Commission) (Related items # 47 and 48)

**This item was postponed indefinitely.**

47. Approve a resolution to declare official intent to reimburse construction costs in the amount of \$2,718,515 to be paid for developer reimbursements for the Killingsworth Meadows/Jeter Tract Wastewater project. (The amount of \$2,718,515 for the Water and Wastewater Utility to be funded by the issuance of commercial paper.) (Recommended by Water and Wastewater Commission) (Related items # 46 and 48)

**This item was postponed indefinitely.**

48. Approve an ordinance for negotiation and execution of a cost reimbursement agreement with Killingsworth Residential Partners, L.P., and Gregg Lane Management, Inc., providing terms and conditions for construction of 12, 15, 18 and 24-inch gravity wastewater mains, permanent wastewater lift station and wastewater force main and appurtenances to provide wastewater service to the Killingsworth Meadows and Jeter Tract located on Cameron Road and Gregg Lane with City cost participation and reimbursement in an amount not to exceed \$2,718,515, for actual "hard" construction costs; approve an ordinance waiving the requirements of Section 25-9-61, of the City Code relating to facilities eligible for cost reimbursement, the maximum cost reimbursement of a facility; waiving the requirements of Section 25-9-63, of the City Code relating to amount of cost reimbursement. (Funding is included in the 2002-2003 Amended Capital Budget of the Water and Wastewater Utility.) (Recommended by Water and Wastewater Commission) (Related item # 46 and 47)

**This item was postponed indefinitely.**

49. Appointments to Boards and Commissions.  
**The following appointments were made:**

**Board/  
Appointee**

**Consensus/  
Council Nominee**

**Appointment/  
Reappointment**

**Animal Advisory Commission**

Cindy Carroccio  
Babette Ellis

Council Member Thomas  
Council Member Slusher

appointment  
reappointment

Arts Commission

Martha Iglehart

Consensus

appointment

Resource Management Commission

Carole Craig Barron

Council Member Wynn

appointment

50. Approve an ordinance waiving certain requirements and fees, and approving a fee paid event under Chapter 15-11 of the City Code for the Texas Book Festival to be held on November 14 through 18, 2002. (Council Member Will Wynn and Council Member Raul Alvarez)  
**Ordinance No. 021024-50 was approved.**
51. Set public hearings regarding a proposed strategic partnership agreement (SPA) between the City of Austin and the Springwoods Municipal Utility District (approximately 468 acres west of the intersection of Pond Springs Road and Anderson Mill Road) (Suggested Dates and Times: November 7, 2002 at 6.p.m., Lower Colorado River Authority Hancock Building and November 21, 2002 at 6.p.m., Lower Colorado River Authority Hancock Building)  
**The public hearings were set for November 7, 2002 and November 21, 2002 at 6:00 p.m., at the Lower Colorado River Authority Hancock Building.**
52. Set a public hearing to consider an amendment to the Southeast Combined Neighborhood Plan, part of the Austin Tomorrow Comprehensive Plan, to change the Future Land Use Map from Office, Commercial, and Open Space uses to Multi-family to accommodate an 163-unit S.M.A.R.T. Housing project near the intersection of St. Elmo at Pleasant Valley Road at 4501, 4511, and 4601 East St. Elmo Road. (Recommended by Planning Commission)(Recommended date and time: Thursday, October 31, 2002 at 4:00 p.m.)  
**The public hearing was set for November 7, 2002 at 4:00 p.m., at the Lower Colorado River Authority Hancock Building.**

**Mayor Garcia recessed the Council Meeting at 2:03 p.m.**

**Mayor Garcia called the Council Meeting back to order at 4:33 p.m.**

**ZONING HEARINGS AND APPROVAL OF ORDINANCES/RESTRICTIVE COVENANTS**

**The following items were acted on by one motion. No separate discussion or action occurred on any of the items. The public hearings were closed and consent items were approved on Council Member Wynn's motion, Council Member Thomas's second on a 6-0 vote. Council Member Dunkerley was absent.**

- Z-1. C14H-01-0011 - Raymond House - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 419 Congress Avenue (Town Lake Watershed) from CBD, Central Business District, zoning to CBD-H, Central Business District-Historic Combining district, zoning. Zoning and Platting Commission: To grant CBD-H, Central Business District-Historic combining district, zoning. Historic Landmark Commission Recommendation: To grant CBD-H, Central Business District-Historic combining district, zoning. Applicant: City of Austin Historic Landmark Commission. Property Owner: Mexicarte Museum (Sylvia Orozco). City Staff: Barbara Stocklin, Transportation and Sustainability Department, 974-2414.

**This item was postponed to November 7, 2002 at Council's request.**

- Z-2. C14-085-288.73 – Conduct a public hearing and approve a restrictive covenant amendment for the property locally known as 8628 Thunderbird Road (Williamson Creek Watershed). Zoning and Platting Commission Recommendation: To grant the restrictive covenant amendment request. Applicant and Property Owner: Betty Fay Wallace. City Staff: Annick Beaudet, 974-2975.  
**The motion authorizing the restrictive covenant amendment was approved.**
- Z-3. C814-88-0001 (RCA) – Davenport Ranch PUD – Conduct a public hearing and approve a restrictive covenant amendment for the property locally known as 2800 Waymaker Way (Lake Austin Watershed). Zoning and Platting Recommendation: To grant the restrictive covenant amendment with conditions. Applicant: Parmer Ridge Limited (John Lloyd). Agent: Armbrust, Brown and Davis (Kris Kasper) City Staff: Glenn Rhoades, 974-2775. (continued from 5/23/02, 8/8/02 and 9/26/02)  
**This item was postponed to November 21, 2002 at staff's request.**
- Z-4. C14-02-0074 – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 12501 Pearce Lane and 5821 Ross Road (Dry Creek East Watershed) from DR, Development Reserve district, zoning to SF-4A, Single Family Residence Small Lot district, zoning. Zoning and Platting Commission Recommendation: To grant SF-4A, Single Family Residence Small Lot district, zoning. Applicant: Gilbert and Chester Anderson. Agent: Bury and Partners (Jim Gallegos, P.E.), City Staff: Glenn Rhoades, 974-2775.  
**The first reading of the ordinance for SF-4A, Single Family Residence Small Lot district zoning, was approved.**
- Z-5. C14-02-0125 – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 709 Blackson Avenue (Buttermilk Branch Watershed) from LR, Neighborhood Commercial district, zoning to LR-MU Neighborhood Commercial-Mixed Use Combining district, zoning. Zoning and Platting Commission Recommendation: To grant LR-MU Neighborhood Commercial-Mixed Use Combining district. Applicant and Property Owner: Edith Evans. Agent: AIC Designers (Alan Castaneda). City Staff: Glenn Rhoades, 974-2775.  
**Ordinance No. 021024-Z5 for LR-MU Neighborhood Commercial-Mixed Use Combining district zoning, was approved.**
- Z-6. C14-02-0126 – C-Hunt's Icehouse – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 9611 McNeil Road (Little Walnut Creek Watershed) from LI, Limited Industrial Services district, zoning to CS-1, Commercial-Liquor Sales district, zoning. Planning Commission Recommendation: To grant CS-1-CO zoning, Commercial-Liquor Sales-Conditional Overlay Combining district, zoning. Applicant: Chester Hunt. Agent: Armbrust & Brown, L.L.P. (Casey Ware). City Staff: Sherri Gager, 974-3057.  
**Ordinance No. 021024-Z6 for CS-1-CO Commercial-Liquor Sales-Conditional Overlay Combining district zoning, was approved.**
- Z-7. C14-02-0127.SH – Oak Springs Villas – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3000 Oak

Springs Drive (Boggy Creek Watershed) from P, Public district, zoning to MF-3, Multifamily Residence Medium Density district, zoning. Planning Commission Recommendation: To grant MF-3, Multifamily Residence Medium Density district, zoning. Applicant and Property Owner: Austin Finance Corporation. Agent: Murray Legge. City Staff: Annick Beaudet, 974-2975.

**Ordinance No. 021024-Z7 for MF-3, Multifamily Residence Medium Density district zoning, was approved.**

**Items #Z-8 and Z-9 were pulled for discussion.**

- Z-10. C14-02-0135 – Perfect Shirt – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 12500 Tomanet Trail (Walnut Creek Watershed) from NO, Neighborhood Office district, zoning to GR, Community Commercial district, zoning. Zoning and Platting Commission Recommendation: To grant GR-CO, Community Commercial-Conditional Overlay Combining district, zoning. Applicant: Perfect Shirt, Inc. (Long T. Chau). Agent: Jim Bennett. City Staff: Sherri Gager, 974-3057.  
**Ordinance No. 021024-Z10 for GR-CO, Community Commercial-Conditional Overlay Combining district zoning, was approved.**
- Z-11. C14-02-0136 – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1509 West North Loop Blvd. (Shoal Creek Watershed) from LO, Limited Office district, rezoning to LR, Neighborhood Commercial district, zoning. Zoning and Platting Commission Recommendation: To grant LR, Neighborhood Commercial district, zoning. Applicant: Michael London. City Staff: Glenn Rhoades, 974-2775.  
**The first reading of the ordinance for LR-CO, Neighborhood Commercial district zoning, was approved with food sales, service station and restaurant (limited) as prohibited uses.**
- Z-12. C14-02-0138 – Pivot Storage – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 12835 Pond Springs Road (Rattan Creek Watershed) from I-RR, Interim-Rural Residence district, zoning to CS, General Commercial Services district, zoning. Zoning and Platting Commission Recommendation: To grant CS-CO, General Commercial Services-Conditional Overlay Combining district, zoning. Applicant: Pivot Storage (Jeff Price). Agent: Crocker Consultants (Sarah Crocker). City Staff: Sherri Gager, 974-3057.  
**Ordinance No. 021024-Z12 for CS-CO, General Commercial Services-Conditional Overlay Combining district zoning, was approved.**
- Z-13. C14-02-0141 – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 6030 U.S. Highway 290 West (Barton Creek Watershed) from DR, Development Reserve district, zoning to GR, Community Commercial district, zoning. Zoning and Platting Commission Recommendation: To grant GR-CO, Community Commercial-Conditional Overlay Combining district, zoning. Applicant and Property Owner: Kal Zare. City Staff: Annick Beaudet, 974-2975.  
**The first reading of the ordinance for GR-CO, Community Commercial-Conditional Overlay Combining district zoning, was approved.**
- Z-14. C14-02-0143 – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 5446 U.S. Highway 290 West (Barton Creek Watershed) from SF-2, Single Family Standard Lot district, zoning to CS-CO, General Commercial Services -Conditional Overlay Combining district, zoning. Zoning and

Platting Commission Recommendation: To grant CS-CO, General Commercial Services-Conditional Overlay Combining, district zoning. Applicant and Property Owner: C.G. H. Industrial #45, LTD. Agent: Bill Faust. City Staff: Annick Beaudet, 974-2975.

**The first reading of the ordinance for CS-CO, General Commercial Services-Conditional Overlay Combining, district zoning, was approved.**

- Z-15. C14-02-0144 – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 519 Thompson Lane (Carson Creek Watershed) from I-RR, Interim-Rural Residence district, zoning to CS, General Commercial Services district, zoning. Zoning and Platting Commission Recommendation: To grant CS, General Commercial Services district, zoning. Applicant and Property Owner: John P. Madden. Agent: Bull's Ally Motorcycle Accessories (Earl Wilson). City Staff: Wendy Walsh, 974-7719. **Ordinance No. 021024-Z15 for CS, General Commercial Service's district zoning, was approved.**
- Z-16. C14-02-0153 – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 8423 State Highway 71 West (Williamson Creek Watershed) from I-RR, Interim-Rural Residence district, zoning to LR, Neighborhood Commercial district, zoning. Zoning and Platting Commission Recommendation: To be considered by the Commission on October 29, 2002. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. Property Owner: Dennis Dement. City Staff: Glenn Rhoades, 974-2775. **This item was postponed to November 21, 2002 at staff's request.**
- Z-17. Conduct a public hearing and consider an ordinance amending the Austin Tomorrow Comprehensive Plan by adopting the East MLK Combined Neighborhood Plan for the area bounded by Airport Blvd. on the west, Manor Rd and Loyola Lane on the north, former MO-KAN Railroad right-of-way on the east, and the Austin & NW Railroad on the south. (There is no fiscal impact associated with adopting the East MLK Combined Neighborhood Plan. An estimate of the fiscal impact to implement all of the recommendations in the plan is \$15,362,840. This plan is advisory and does not legally obligate the Council to implement any particular recommendation.) **This item was postponed to November 7, 2002 at the request of a neighborhood association president.**
- Z-18. C14-02-0142 – EAST MLK COMBINED NEIGHBORHOOD PLAN REZONINGS – Conduct a public hearing and approve an ordinance amending Chapter 25 of the Austin City Code by rezoning property known as the East MLK Combined Neighborhood Plan area, bounded on the north by Little Walnut Creek, Ed Bluestein Boulevard, and Loyola Lane, on the west by Manor Road, Anchor Lane, and Airport Boulevard, and on the south and east by the Missouri-Kansas Railroad right-of-way (Walnut, Little Walnut, Fort Branch, Tannehill Branch, and Boggy Creek Watersheds). The proposed zoning change will create three Neighborhood Plan Combining Districts (NPCD) covering the entire area. The proposed zoning change will: 1) add a Neighborhood Plan Combining District (NPCD) to each base zoning district; 2) permit the neighborhood urban center special use on Tracts 1, 2, 15, 16, 21, 22, 26-28, 105, 110, 133, 139, 140, 143, 145, 146, 154, 159, 222 and 233; 3) permit the neighborhood mixed use building special use on Tracts 1-3, 5-8, 14-17, 20-22, 26, 27, 29, 31-35, 101-103, 105, 110, 114, 115, 117-119, 122-124, 127, 130, 139, 140, 143, 151-155, 159, 201, 208-237, 244-248, 254, 259, 260 and 267; 4) permit the residential infill special use on Tracts 4, 11, 18, 19, 23-25, 30, 104, 112, 113, 128, 129, 141, 142, 154, 156, 157, 159, 203, 205-207, 243, 249, 250, 257, and 263; 5) permit the

cottage, urban home, and secondary apartment special uses in 3 sub-districts; 6) permit the small lot amnesty special use; and 7) change the base zoning districts on 157 tracts of land from: SF-2, Single Family Residence Standard Lot district; SF-3, Family Residence district; I-SF-3, Interim-Family Residence district; SF-6, Townhouse & Condominium Residence district; MF-2, Multi-Family Residence Low Density district; MF-3, Multi-Family Residence Medium Density district; NO, Neighborhood Office district; LO, Limited Office district; GO, General Office district; LR, Neighborhood Commercial district; LR-CO, Neighborhood Commercial-Conditional Overlay Combining district; GR, Community Commercial district; GR-CO, Community Commercial-Conditional Overlay Combining district; CS, General Commercial Services district; CS-CO, General Commercial Services-Conditional Overlay Combining district; CS-1, Commercial Liquor Sales district; IP, Industrial Park district; LI, Limited Industrial Services district; LI-CO, Limited Industrial Services-Conditional Overlay Combining district; PUD, Planned Unit Development district, zoning; to: SF-3-NP, Family Residence-Neighborhood Plan Combining district; SF-4A-NP, Single Family Residence Small Lot-Neighborhood Plan Combining district; SF-6-NP, Townhouse & Condominium Residence-Neighborhood Plan Combining district; MF-2-NP, Multi-Family Residence Low Density-Neighborhood Plan Combining district; MF-3-NP, Multi-Family Residence Medium Density-Neighborhood Plan Combining district; MF-3-CO-NP, Multi-Family Residence Medium Density-Conditional Overlay-Neighborhood Plan Combining district; NO-MU-NP, Neighborhood Office-Mixed Use-Neighborhood Plan Combining district; LO-MU-NP, Limited Office-Mixed Use-Neighborhood Plan Combining district; GO-NP, General Office-Neighborhood Plan Combining district; LR-NP, Neighborhood Commercial-Neighborhood Plan Combining district; LR-CO-NP, Neighborhood Commercial-Conditional Overlay-Neighborhood Plan Combining district; LR-MU-NP, Neighborhood Commercial-Mixed Use-Neighborhood Plan Combining district; GR-NP, Community Commercial-Neighborhood Plan Combining district; GR-CO-NP, Community Commercial-Conditional Overlay-Neighborhood Plan Combining district; GR-MU-NP, Community Commercial-Mixed Use-Neighborhood Plan Combining district); GR-MU-CO-NP, Community Commercial-Mixed Use-Conditional Overlay-Neighborhood Plan Combining district; CS-NP, General Commercial Services-Neighborhood Plan Combining district; CS-CO-NP, General Commercial Services-Conditional Overlay-Neighborhood Plan Combining district; CS-MU-NP, General Commercial Services-Mixed Use-Neighborhood Plan Combining district; CS-1-MU-NP, Commercial Liquor Sales-Mixed Use-Neighborhood Plan Combining district; IP-NP, Industrial Park-Neighborhood Plan Combining District); LI-NP, Limited Industrial Services-Neighborhood Plan Combining district; LI-PDA-NP, Limited Industrial Services-Planned Development Area-Neighborhood Plan Combining district; PUD-NP, Planned Unit Development-Neighborhood Plan Combining district; P-NP, Public-Neighborhood Plan Combining district, zoning. Planning Commission Recommendation: To grant SF-3-NP, Family Residence-Neighborhood Plan Combining district; SF-4A-NP, Single Family Residence Small Lot-Neighborhood Plan Combining district; SF-6-NP, Townhouse & Condominium Residence-Neighborhood Plan Combining district; MF-2-NP, Multi-Family Residence Low Density-Neighborhood Plan Combining district; MF-3-NP, Multi-Family Residence Medium Density-Neighborhood Plan Combining district; MF-3-CO-NP, Multi-Family Residence Medium Density-Conditional Overlay-Neighborhood Plan Combining district; NO-MU-NP, Neighborhood Office-Mixed Use-Neighborhood Plan Combining district; LO-MU-NP, Limited Office-Mixed Use-Neighborhood Plan Combining district; GO-NP, General Office-Neighborhood Plan Combining district; LR-NP, Neighborhood Commercial-Neighborhood Plan Combining district; LR-CO-NP, Neighborhood Commercial-Conditional Overlay-Neighborhood Plan Combining district; LR-MU-NP, Neighborhood Commercial-Mixed Use-Neighborhood Plan Combining district; GR-NP, Community Commercial-Neighborhood Plan Combining district; GR-CO-NP, Community Commercial-Conditional Overlay-Neighborhood Plan Combining district; GR-MU-NP, Community Commercial-Mixed Use-

Neighborhood Plan Combining district); GR-MU-CO-NP, Community Commercial-Mixed Use-Conditional Overlay-Neighborhood Plan Combining district; CS-NP, General Commercial Services-Neighborhood Plan Combining district; CS-CO-NP, General Commercial Services-Conditional Overlay-Neighborhood Plan Combining district; CS-MU-NP, General Commercial Services-Mixed Use-Neighborhood Plan Combining district; CS-I-MU-NP, Commercial Liquor Sales-Mixed Use-Neighborhood Plan Combining district; IP-NP, Industrial Park-Neighborhood Plan Combining District); LI-NP, Limited Industrial Services-Neighborhood Plan Combining district; LI-PDA-NP, Limited Industrial Services-Planned Development Area-Neighborhood Plan Combining district; PUD-NP, Planned Unit Development-Neighborhood Plan Combining district; P-NP, Public-Neighborhood Plan Combining district, zoning with conditions on Tracts 5, 6, 8, 15, 16, 17, 20, 22, 26, 27, 28B, 29, 110, 145B, 146, 208, 209, and 235. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. City Staff: Sue Hounsel, Neighborhood Planning & Zoning Department, 974-6564; Glenn Rhoades, Neighborhood Planning & Zoning Department, 974-2775.

**This item was postponed to November 7, 2002 at the request of a neighborhood association president.**

### **ZONING DISCUSSION ITEMS**

- Z-8. C14-02-0133 – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2007 West Koenig Lane (Shoal Creek Watershed) from SF-3, Family Residence district, zoning to LO, Limited Office district, zoning. Zoning and Platting Commission Recommendation: To grant, LO-CO, Limited Office-Conditional Overlay Combining district, zoning. Applicant and Property Owner: Vorgilio Escutia. City Staff: Glenn Rhoades, 974-2775.

**The public hearing was closed on Council Member Wynn's motion, Council Member Slusher's second on a 6-0 vote. Council Member Dunkerley was absent.**

**The first reading of the ordinance for NO zoning was approved on Council Member Wynn's motion, Mayor Pro Tem Goodman's second on a 5-0 vote. Mayor Garcia was off the dais. Council Member Dunkerley was absent. Staff was directed to research the impact of NO use on this property prior to the second and third readings particularly as it pertains to maximum impervious cover.**

- Z-9. C14-02-0134 – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 9701-9723 Anderson Mill Road (Bull Creek and Lake Creek Watersheds) from LR-CO, Neighborhood Commercial-Conditional Overlay Combining district, zoning to SF-6, Townhouse & Condominium district, zoning. Zoning and Platting Commission Recommendation: To grant SF-6, Townhouse & Condominium district, zoning. Applicant: Children's Academy (Dortha Louise Barr). Agent: Jim Bennett. City Staff: Sherri Gager, 974-3057.

**The public hearing was closed on Council Member Wynn's motion, Council Member Thomas's second on a 6-0 vote. Council Member Dunkerley was absent.**

**The first reading of the ordinance for SF-6, Townhouse & Condominium district zoning was approved on Council Member Wynn's motion, Mayor Pro Tem Goodman's second on a 5-0 vote. Mayor Garcia off the dais. Council Member Dunkerley was absent. Staff was directed to report back on flooding complaints. What has been done, and what the applicant can do to help mitigate the situation.**

Mayor Pro Tem Goodman recessed the Council Meeting at 5:34 p.m

Mayor Pro Tem Goodman called the Council Meeting back to order at 6:17

**PUBLIC HEARINGS AND POSSIBLE ACTION**

Item #53 was discussed later in the meeting.

54. Conduct a public hearing for the full purpose annexation of the following annexation areas:  
**Forest Hills** (Approximately 10 acres in southern Travis County on the east side of Manchaca Road approximately seven tenths of a mile south of the intersection of Manchaca Road and Slaughter Lane).  
**The public hearing was closed on Council Member Wynn's motion, Mayor Pro Tem Goodman's second on a 4-0 vote. Mayor Garcia and Council Member Alvarez were off the dais. Council Member Dunkerley was absent.**

**Manchaca Road** (Approximately 1 acre in Travis County consisting of Manchaca Road right-of-way approximately one tenth of a mile at the intersection of Manchaca Road and Melibee Trail).  
**The public hearing was closed on Council Member Thomas' motion, Council Member Wynn's second on a 4-0 vote. Mayor Garcia and Council Member Alvarez were off the dais. Council Member Dunkerley was absent.**

**Morse TND / Dessau Road** (Approximately 285 acres in Travis County east of Dessau Road and east of the intersection of Applegate Drive and Dessau Road including Dessau Road right-of-way (ROW) from approximately one tenth of a mile south of the intersection of Dessau Road and Sprinkle Cutoff Road south to approximately three tenths of a mile north of the intersection of Dessau Road and Rundberg Lane).  
**The public hearing was closed on Council Member Wynn's motion, Mayor Pro Tem Goodman's second on a 4-0 vote. Mayor Garcia and Council Member Alvarez were off the dais. Council Member Dunkerley was absent.**

**Avery Ranch Area** (Approximately 83 acres in Williamson County north of the intersection of Avery Ranch Blvd and Staked Plains Drive).  
**The public hearing was closed on Council Member Thomas' motion, Council Member Wynn's second on a 4-0 vote. Mayor Garcia and Council Member Alvarez were off the dais. Council Member Dunkerley was absent.**

**Eagles Landing** (Approximately 53 acres in Travis County west of Decker Lane approximately 190 feet south of the intersection of Larical Trail and Decker Lane).  
**The public hearing was closed on Mayor Pro Tem Goodman's motion, Council Member Wynn's second on a 5-0 vote. Council Member Alvarez was off the dais. Council Member Dunkerley was absent.**

**FM 973 ROW** (Approximately 18 acres in Travis County of FM 973 right-of-way (ROW) from approximately one quarter of a mile south of the intersection of FM 973 and State Highway 71 south to approximately one tenth of a mile south of the intersection of FM 973 and Fincher Road)



**The public hearing was closed on Mayor Pro Tem Goodman's motion, Council Member Wynn's second on a 5-0 vote. Council Member Alvarez was off the dais. Council Member Dunkerley was absent**

55. Conduct a public hearing for the limited purpose annexation of the following annexation area: **McKinney Falls East Addition** (Approximately 42 acres in Travis County west of Thaxton Road approximately 425 feet south of the intersection of Thaxton Road and Alum Rock Drive). **The public hearing was closed on Mayor Pro Tem Goodman's motion, Council Member Wynn's second on a 5-0 vote. Council Member Alvarez was off the dais. Council Member Dunkerley was absent.**

53. Conduct a public hearing and approve a resolution reauthorizing the Austin Downtown Public Improvement District (PID). **The public hearing was closed on Council Member Wynn's motion, Council Member Slusher's second on a 4-0 vote. Mayor Garcia and Council Member Alvarez were off the dais. Council Member Dunkerley was absent.**

**Resolution No. 021024-53 was approved on Council Member Slusher's motion, Council Member Thomas's second on a 5-0 vote. Council Member Alvarez was off the dais. Council Member Dunkerley was absent.**

33. Approve an amendment to the DOWNTOWN AUSTIN ALLIANCE contract (DAA, formerly the Austin DMO, Inc.) for the management of the Austin Downtown Public Improvement District (PID), and to extend the term of the contract for an additional five years in an amount not to exceed \$2,000,000 per year. [The DAA will be funded by the Austin Downtown PID Assessments (\$0.10 per \$100 evaluation), interest accrued in the PID account, and City of Austin annual contribution (not to exceed \$150,000 annually). DAA Service Plans and Budgets and the PID Assessment Roll are subject to Council approval on an annual basis.] (Related to 6:00 p.m. Public Hearing Item No. 53)  
**The motion authorizing an amendment to the Downtown Austin Alliance contract was approved on Council Member Wynn's motion, Council Member Slusher's second on a 4-0 vote. Mayor Garcia and Council Member Alvarez were off the dais. Council Member Dunkerley was absent.**

**The motion to adjourn the meeting at 6:47 p.m. was approved on Council Member Slusher's motion, Council Member Wynn's second on a 5-0 vote. Council Member Alvarez was off the dais. Council Member Dunkerley was absent.**

**The minutes from the regular session of October 24, 2002 were approved on October 31, 2002 on Council Member Slusher's motion, Mayor Pro Tem Goodman's second on a 7-0 vote.**

