



Austin City Council MINUTES For

JANURY 21, 1982 - 3:00 P.M.

Council Chambers, 301 West Second Street, Austin, Texas

City Council

Carole Keeton McClellan
Mayor

John Treviño, Jr.
Mayor Pro Tem

Council Members
Larry Deuser
Roger Duncan
Richard Goodman
Ron Mullen
Charles E. Urdy

Nicholas M. Meiszer
City Manager

Grace Monroe
City Clerk

Memorandum To:

Mayor McClellan called to order the Meeting of the Council, scheduled for 3:00 p.m., at 3:00 p.m. She noted the absence of the rest of the Councilmembers and announced the meeting could not begin until a quorum is present. Councilmember Urdy arrived at 3:02, Councilmembers Deuser and Duncan at 3:08, Councilmember Mullen at 3:10, Councilmember Goodman at 3:25 and Mayor Pro Tem Trevino at 3:30.

INVOCATION

The Invocation was given by Reverend Karl A. Gronberg, Gethsemane Lutheran Church.

INTERN INTRODUCED

Mayor McClellan introduced her new intern, Katy Holt, from Travis High School.

ANNEXATION - I-35/FM 1327 STRIP

Council had before it for consideration a resolution authorizing the Planning Department to initiate annexation of I-35 South to current ETJ line and a portion of FM 1327 east of I-35.

Mr. Gilbert Martinez, Planning Commission, reported on the three options: 1. I.H. 35/FM 1327 - total length 5.5 miles; 2. Old Lockhart Highway - total length 3.4 miles; 3. Thaxton Road - total length 1.8 miles. He said that during the review of the Creedmoor incorporation request the three corridor options which encircle Creedmoor with Austin ETJ were discussed and the advantages and disadvantages of each outlined. Based on the review, the annexation of the I.H. 35/FM 1327 corridor seemed most appropriate.

ANNEXATION - (Continued)

Councilmember Deuser discussed obtaining a fiscal note to compare options 1 and 3. Councilmember Deuser felt that the sparsely developed area along Thaxton Road would require substantially less operating expenditure, especially fire and police. Council discussed the various options. Mr. Martinez pointed out the Planning Commission was unanimous in their approval of Option 1. Mayor McClellan said she agrees.

Motion

Councilmember Goodman made a motion, seconded by Mayor McClellan to authorize the Planning Department to initiate annexation of I-35 south to current ETJ line and a portion of FM 1327 east of I-35, Option 1. *

Friendly Amendment - Not Accepted

Councilmember Deuser offered a friendly amendment to receive a fiscal note on Option 3. His amendment was not accepted.

Roll Call on Motion

6-1 Vote, Councilmember Deuser voted No

* Option 1:

1. I.H. 35/FM 1327 - total length: 5.5 miles

Advantages

1. Will provide land use control within the 200 ft. strip adjacent to each side of the Highway which is the main southern entrance to the City.
2. The City will have no responsibility for roadway maintenance on I.H. 35. Maintenance of only 0.4 miles of FM 1327, however, will be City responsibility.
3. Austin ETJ will extend to provide control around cities of Hays and Buda as well as Creedmoor.
4. ETJ extension will allow more subdivision control in the sensitive Onion Creek watershed which is continuing to experience development pressures.
5. Engineering field notes and map are prepared.
6. A high potential for commercial type development, if it is to occur, will provide a stronger tax base to offset city services.

Disadvantages

1. It will be the responsibility of the City to provide services in the annexed area.

EACEDC CONTRACT

The Council had before it for consideration approval of a contract for East Austin Chicano Economic Development Corporation to implement Phase I of the Guadalupe Community Development Program, 12 month contract, for a total of \$149,500.00.

Council had discussed this the previous week and Mayor McClellan asked if any renegotiating on the contract had been done. Mr. Carlos Herrera, Human Services Department told her no.

Motion

Councilmember Deuser made a motion, seconded by Councilmember Duncan to approve the contract.

Friendly Amendment

Councilmember Mullen offered a friendly amendment to delete the \$20,000 from the house and counselor allotment and add it to money to be spent on the neighborhood, making a total of \$112,000 to be spent rather than \$92,000.

After some discussion Council agreed to let staff negotiate with members of EACEDC and return later in the day to continue discussion of the resolution.

LATER IN THE DAY: Mr. Herrera returned to Council to state that there can be a 10% reduction in the house and counselor allotment, \$3,710 from administrative costs by cutting the secretary to half time, and \$2,280 in audit fees by reducing them in half, for a total of \$5,990.00. This would put more money into the neighborhood.

After some discussion Councilmember Mullen said he wants to be certain something is done by the end of the year.

Motion

The Council, on Councilmember Deuser's motion, Mayor Pro Tem Trevino's second, adopted a resolution to approve the following, with a 10% reduction in administration and shift the amount to the revolving loan fund:

EAST AUSTIN CHICANO ECONOMIC
DEVELOPMENT CORPORATION
1212 East 9th Street
Austin, Texas

- Implement Phase I of the
Guadalupe Community Development
Program
Twelve (12) Month Contract
Total \$149,500.00

COUNCILMEMBER URDY'S INTERN

Mayor McClellan introduced to the Chamber audience, Oliver Rowe, who is Councilmember Urdy's intern.

ZONING HEARING

Mayor McClellan opened the zoning hearing scheduled for 3:45 p.m. Council, when no one appeared to be heard, closed the public hearing, granted and instructed the City Attorney to draw up the necessary ordinances on the following:

C14-81	D.C.B. DEVELOPMENT	8018-8114 Hwy. 290	From Interim "A" 1st H&A
r217	INC.	East	To "DL" 1st H&A
	By W.M. Faust		RECOMMENDED
			<u>GRANTED AS RECOMMENDED</u>

(PASSED AS AN EMERGENCY)

(On Councilmember Deuser's motion, Councilmember Duncan's second, 7-0 Vote)

SACKING CHAMPIONSHIP

The Council, on Councilmember Duncan's motion, Councilmember Goodman's second, approved the request of the Taylor Jaycees to hold the National Rattlesnake Sacking Championship in Austin on April 17 & 18, 1982.

DISCUSSION OF WOOLWORTH'S

Mr. Frank J. Horsfall appeared before Council to discuss saving Woolworth Department Store. He said he hopes Council will be able to influence one of the new building complex owners to install a store comparable to Woolworths.

PARADE PERMITS

The Council, on Councilmember Goodman's motion, Councilmember Mullen's second, approved the following request for Parade Permits: (7-0 Vote)

- a. Donya M. Andrews, for Austin American-Statesman--Capitol 10,000, from 10:00 a.m. to 12:00 noon, Sunday, March 21, 1982, beginning from 15th and Congress, west on 15th (& Enfield) to Exposition Boulevard, left on Exposition, left again on Lake Austin Boulevard, right on West 1st Street and right on the 1st Street Bridge, right on Riverside Drive and enter the finish area on Auditorium Shores.
- b. Randy M. Lee, for Capitol Centennial Committee & Texas 1986 Sesquicentennial Commission, from 10:50 a.m. to 11:00 a.m., Monday, February 1, 1982, beginning 16th at Congress Avenue to Capitol, around Capitol out onto West Drive, South onto Colorado, east onto Congress and north onto Capital Drive.

DRAINAGE & ENVIRONMENTAL CONTROLS

Mr. Waldo L. Born appeared before Council to discuss ordinance requiring drainage and environmental controls. He said the developer and builder of the Keystone Apartments in Mesa Park have not complied. He said the City should have an ordinance that does not allow occupancy until requirements are met. Mr. Lonnie Davis, Director of Building Inspection told him that before Keystone is allowed to occupy their last building (16 units) they must clear up drainage problems.

Councilmember Mullen asked for a report in two weeks on when and how the situation is taken care of.

ANNEXATION - DAVENPORT MUNICIPAL UTILITY DISTRICT

The Council, on Councilmember Deuser's motion, Mayor McClellan's second, adopted a resolution approving annexation of 65 acres to Davenport Municipal Utility District. (7-0 Vote)

Mr. Albert DeLaRosa, Acting City Attorney, stated for the record: "We have received the proper petition. The owners of the property are petitioning for the consent of the City to allow the annexation."

Councilmember Deuser said further qualification is that this is just land that was surrounding their golf course and they are excluding the golf course from their MUD and the area they are asking for today will be part of the MUD and will have unified rates throughout their subdivision.

Mr. DeLaRosa continued, "And a further stipulation is that this annexation is subject to the consent resolution Council previously passed regarding the creation of the Davenport Ranch MUD and the agreement." Councilmember Goodman and Councilmember Mullen inquired if there was any problem on this and Mr. Lillie, Director of Planning said there is not.

EXECUTIVE SESSION

Mayor McClellan announced council will convene in a closed or executive session authorized by Section 2, Paragraphs (e), (f) and (g) of Article 6252-17, Texas Revised Civil Statutes annotated; and after such closed or executive session, any final action, decision or vote with regard to any matter considered in the closed or executive session will be made in open session, should such action, decision or vote be necessary.

RECESS

Council recessed for executive session at 4:35 p.m. and resumed its recessed meeting at 5:20 p.m.

BOARD & COMMISSION APPOINTMENTS

The Council, on Councilmember Goodman's motion, Councilmember Duncan's second, approved the following board and commission appointments:

Plumbing Advisory Board: Neal Barkhurst
Vending Commission: Donald A. Eierdam, Annette McAfee
Private Industry Council: Margarine G. Beaman
Human Relations Commission: Lydia B. Gardner
Affirmative Action Plan Advisory Committee: David Van Os, Robert Garcia, Susan Marie Beckwith, Jim Cannon, James J. Shaffer
Medical Assistance Program Advisory Board: Carol A. McCauley, Jennie Ruiz, Helen H. Ragland, Rose L. Lopez
Environmental Board: Christine E. Crosby
Metropolitan Transit Authority Task Force: Lyndon Henry, Abel R. Ruiz
Public Library Commission: Helen C. Spear, Willie M. Kirk
MH/MR Public Responsibility Committee: Michael J. Churgin, Toni Casteel
Police Retirement Board: Evelyn McKee
Heating, Air-Conditioning and Refrigeration Appeals Board: Mike Chang, Larry G. Zunker
Citizens Traffic Safety: Loyd Duane Smith, Jack C. Young, William L. Nolen Jr., John H. Gray
Downtown Revitalization Task Force: Arthur Navarro

Motion

Councilmember Deuser made a motion to appoint Debra Darden to the Historic Landmark Commission.

Substitute Motion

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Goodman's second, approved John Barrantine for the Historic Landmark Commission. (6-1 Vote, Councilmember Deuser voted No.)

Future Appointments

Mayor McClellan announced future appointments to be made are the same as announced last week with the addition of one appointment due to be made to the Environmental Board.

PUBLIC HEARING - ELIGIBLE BLIGHTED AREA

Mayor McClellan opened the public hearing scheduled for 5:00 p.m. to continue the hearing on designation of an Eligible Blighted Area pursuant to the Rules of Issuing Industrial Development Bonds issued by the Texas Industrial Commission.

Mr. Albert DeLaRosa, Acting City Attorney, addressed Council as follows:

AREA - (Continued)

"The purpose of this public hearing is to consider the designation of an eligible blighted area. pursuant to the issuance of Industrial Development Bonds that have been promulgated by the Texas Industrial Commission. Previously the City Council has authorized the creation of the Austin Industrial Development Corporation pursuant to the Development Corporation Act of 1979. This is the Act which regulates the issuance of Industrial Development Bonds throughout the State of Texas. The Development Corporation Act was amended by the Texas Legislature in 1981 to authorize financing of commercial facilities which are those that do not qualify as manufacturing or industrial projects if those facilities qualify as a project. The Texas Industrial Commission has promulgated certain rules for the authority to issue bonds for these type of commercial projects. One of the main criteria for the issuance of industrial development bonds for commercial projects is that these projects be located within an area which has been designated as a blighted or economically distressed area of the City. These blighted areas are defined by the rules of the Texas Industrial Commission as (I'm quoting from the rules) 'Those areas immediately adjacent thereto within a City which by reason of the presence of a substantial number of sub-standard slum deteriorated or deteriorating structures, or which suffer from a high relative rate of unemployment which the City finds and determines after its hearing substantially impaired or avert the sound growth of the City or constitute an economic or social liability and/or a menace to the public health, safety or welfare in the present condition in use.' On December 16, 1981 the City Council authorized that notice of this public hearing be published in the newspaper and that notice of this hearing be sent to the Texas Industrial Commission for their comment and review. At the time the hearing was set the staff recommended that the Council consider designating a particular area of the City which are low and moderate income areas. This area was based on the census tracts of the City which meant Federal guidelines, specifically those for UDAG assistance and CDBG assistance. The staff of the Human Services Department, Buck Apelt, Monty Goff and Clotille Davis Hanes have examined the area which the City Council initially proposed to examine for consideration as an eligible blighted area. They have taken the census tracts for these areas and come up with criteria for the Council to consider in the designation of the blighted area. A distressed index rating was developed for each census tract and staff looked at three components: the percentage of residents unemployed in the area, the percentage with family incomes below 80% of median and the percentage of residents residing in sub-standard housing. Then all the tracts were assigned a rating of a low of 1 to a high of 3 on each of the variables. A distressed index rating was computed for each of the tracts by aggregating the rating from the three variables and dividing by 3. They then chose various cut-offs and looked at various ratings and ranked them on a scale and from the rankings we are presenting three options for Council to consider as an eligible blighted area." He then showed slides. (Maps and descriptions of the areas shown are on record in City Clerk's Office.

Palmer Wright appeared before Council and urged them to consider carefully when choosing.

Ernest Peralez said further study should be done.

Celeste Cromack thinks neighborhoods and individuals should be given a chance for their input.

AREA - (Continued)

Karen McGraw said this is a question of public process.

Lewis Bunch, First Southwest Company, said the rules have been pretty well hammered out by the State.

David Elrod said the planning process should be done carefully. Ari Wright agreed as well as Phil Conard.

David Henderson, Bradford-Austin Hotel, asked Council to vote tonight as they thought they were in the blighted area and they would have bonds. They have a commitment for someone to buy the bonds from Republic Bank of Dallas.

Council then discussed the number of times this item has been on the agenda.

Tom Mullens, representing himself, said industrial development bonds are an indirect subsidy by the public sector of the private sector. He said the bonds are a tax exemption for rich companies but is a public subsidy.

Councilmember Duncan said he realizes no legal commitments have been made to the Bradford or the Driskill but has always felt if the funds were ever available, renovation of the existing structures in the downtown area are an appropriate use of the funds. "I would like to go ahead and proceed with the process a step further since we do have to designate an area and have a specific hearing on that area. So I would like to make the following motion that has four parts to it:

Motion

- Councilmember Duncan made a motion, seconded by Councilmember Deuser to
- 1) Staff prepare an eligible blighted area that includes only the Bradford-Austin and the Driskill Hotels and specifically state in that eligible blighted area, specifically limit the adjacent area to one foot outside the boundaries of those structures, so we don't have any discussion about a whole block being included as adjacent area;
 - 2) Secondly, that no other area be designated as a blighted area at this time and that the Downtown Revitalization Task Force make recommendations on the downtown area, as to which area, if any, should be so designated and the amenities that the City should request from prospective projects;
 - 3) That a specific recovery plan be included for the eligible blighted area and that every eligible blighted area that this Council considers have a specific recovery plan and that a public hearing be held on each eligible blighted area and related recovery plan;
 - 4) And, consequently, part of the motion is to leave this public hearing open and reconvene this hearing on the specific EBA as requested, that being the Bradford-Austin and the Driskill as soon as possible, preferably next week.

Friendly Amedment - Accepted

Mayor McClellan offered a friendly amendment to continue the public hearing on February 4 at 6:00 p.m. because she will be at the Conference of Mayors next week. Her friendly amendment was accepted.

Jim Farber appeared before Council. He and his partner are developing an airport hotel at the corner of Manor bounded by Pershing and Greenwood. He said the downtown area is the only one spoken of as an area where there is a pending project and he pointed out the area of East Austin is a blighted area where they will create 200 to 250 jobs and will interject some 7-9 million dollars of investment. He said the EBA designation is very important to them. They have not filed an application with the development corporation but have tried to follow through without asking Council to issue letters of inducement subject to EBA. He said they also have a bank which is interested in purchasing their bonds and asked Councilmember Duncan to amend his motion to include their area.

Councilmember Duncan said he has not yet seen the first project that has been attracted to the area because of the bonds. He has seen several existing projects that would like to use the bond money.

Discussion followed.

Motion Amended

Councilmember Duncan amended his motion to include the hotel site at the corner of Manor bounded by Pershing and Greenwood..

Roll Call on Amended Motion with Friendly
Amendment

7-0 Vote

RAINEY STREET BARRIO PLAN

Council had before it for consideration approval of the Rainey Street Barrio Plan. The following motions were made:

Motion

The Council, on Councilmember Duncan's motion, Councilmember Deuser's second, adopted the Land Use Plan, noting that any zoning roll back will be done on a case by case basis. (5-2 Vote, Councilmember Mullen and Mayor McClellan voted No.

Motion

The Council, on Councilmember Duncan's motion, Councilmember Goodman's second, approved committing the street and bridge yard to multi-family low and moderate income dwellings (specifics to be worked out in the next 12 months with participation with the Rainey Street neighborhood). (5-2 Vote, Mayor McClellan, Councilmember Mullen voted No.)

Motion

The Council, on Councilmember Goodman's motion, Mayor McClellan's second, directed staff to study the feasibility of increased parkland (lot 24-26 in Block 5 along with East Avenue right-of-way from Town Lake to point contiguous with lots 24-26). (6-0 Vote, Councilmember Mullen voted No.)

Motion

The Council, on Councilmember Goodman's motion, Councilmember Deuser's second, directed the staff to study the feasibility of designation of Rainey Neighborhood as an Historical Conservation District. (5-2 Vote, Councilmember Mullen and Mayor McClellan voted No.)

Motion

The Council, on Councilmember Goodman's motion, Councilmember Duncan's second, directed staff to investigate traffic control through implementing changes in the nature of the traffic patterns which discourage non-residential traffic. (7-0 Vote.)

Proposal Pulled from Agenda

Council pulled from the agenda a proposal to discuss with state officials the authorization to establish a temporary Model Rent Control and Housing Cooperation District in the Rainey Area.

Proposal Postponed

Council postponed a proposal to direct staff to work with the neighborhood group to research and develop an anti-speculation ordinance to be brought back to Council.

RECESS

Council recessed its meeting at 7:30 p.m. and resumed its recessed meeting at 8:00 p.m.

PUBLIC HEARING - LOST CANYON CONDOMINIUMS

Mayor McClellan opened the public hearing scheduled for 6:00 p.m. on appeals from Ms. Glenna Balch, representing Zilker Neighborhood Association and Mr. Don Dodson, of the Planning Commission's decision on granting a Special Permit for Lost Canyon Condominiums. (C14p-81-079)

Mr. Lillie reviewed the Special Permit. Lost Canyon Condominiums are to be located at Kinney Avenue and Barton Springs Road with 18.7 units per acre.

LOST CANYON - (Continued)

Jack Holford, the applicant, reviewed the proposed plan.

Ben Greider discussed the soil.

Richard Grauvois, Zilker Neighborhood Association, said only two acres of the area are buildable. He said this is the area where geology students are shown an example of bad soil. He said it would be better to have 40 units rather than 66 because of the soil and there would be less impact on the neighborhood.

Don Dodson told Council the applicant did not bring out the problems of soil in their proposal. He said the density should be reduced because of the topographical problems. He showed slides.

Henry W. Nolen lives on a bluff overlooking the condominium site. He said they would undermine the topography and all the water from his house will go right down on top of the condo's. Mr. Nolen stated is is the oldest living former Councilmember.

Shawn McWhirter spoke against and talked of the water and wastewater problem and said there would be more water run off when the area is covered with concrete.

George Faust, a resident of Lost Canyon Trailer Park, discussed the culvert near his trailer and said that the developer is proposing to cover a natural stream with a bed of asphalt.

Liz Murphy spoke in opposition.

Claire Anderson spoke in opposition

Shudde Fath said there are drainage problems in the area. There would be more of them if Lost Canyon is paved. She said density should be lowered.

Mike Powers showed slides. So did Kathleen McWhorter.

Jenny Washington discussed the clay in the area and said she lives in the trailer park and knows what happens when it rains. She is opposed.

Frank Horsfall knows the area well. He said it should go back to being a park.

Mayor McClellan said the hearing will be continued.

Mr. Holford returned to say he will be glad to work with the staff and the neighbors.

Don Dodson spoke against the people who own the property and the way the residents in mobile homes have been treated.

Bob Binder, one of the owners of the land, defended himself.

Motion

The Council, on Councilmember Duncan's motion, Councilmember Deuser's second, voted to continue the public hearing on February 4, 1982 at 7:00 p.m. on the public hearing on appeals from Ms. Glenna Balch, representing Zilker Neighborhood Association and Mr. Don Dodson, of the Planning Commission's decision on granting a Special Permit for Lost Canyon Condominiums. (C14p-81-079)

ACTION POSTPONED

Posted on the agenda for action by Council were proposed amendments to the Zoning Ordinance concerning landscaping. Council asked that this be brought back on February 3, 1982 for action.

PUBLIC HEARING - OFF-PEAK WASTEWATER COLLECTION DISCHARGE SYSTEM
ORDINANCE

Mayor McClellan opened the public hearing scheduled for 7:00 p.m. on the review of the proposed off-peak wastewater collection discharge system ordinance.

Motion

Councilmember Goodman made a motion, seconded by Councilmember Deuser to continue the public hearing in two weeks; in the meantime staff is not to approve any off-peak discharge systems.

David Bodenman said he does not disagree but suggested this go back through the commissions and then come back to Council for review.

Jerry Harris, attorney, discussed the grandfather clause.

Leda Rozelle, chairperson, Water and Wastewater Commission, said they are not against the concept of off-peak pumping, but some problems have been brought to them and they are just asking for time.

Roll Call on Motion

7-0 Vote

MUNICIPAL JUDGE SCREENING COMMITTEE

Mayor McClellan introduced an item to Council to appoint the Municipal Judges screening committee and adopt a schedule for evaluation meetings and appointment of judges.

The following were appointed as members of the screening committee: Mayor Pro Tem Trevino appointed Gabe Guterrez; Councilmember Deuser appointed Jerry C. Saegert; Councilmember Goodman appointed Mack Kidd; Councilmember Mullen

COMMITTEE - (Continued)

appointed Tom Curtis; Mayor McClellan appointed Pam Giblin; Councilmember Urdy appointed Isaiah Hardy; and Councilmember Duncan appointed Ken Houp.

Motion

The Council, on Councilmember Goodman's motion, Councilmember Urdy's second, appointed the Municipal Judges screening committee of Gabe Guterrez, Jerry C. Saegert, Mack Kidd, Tom Curtis, Pam Giblin, Isaiah Hardy and Ken Houp; and set the interviews for 3:00 p.m. Monday, February 15, 1982.

WATER APPROACH MAIN

Council had before it for consideration approval of the following water approach main:

MILWOOD JOINT VENTURE

- Water Approach Main for Milwood Subdivision, Sections 14-21 and adjoining properties. Total cost estimated to be \$3,801,160. No City cost participation.

Keith Young, Milwood Joint Venture, showed a map and described what the approach main will do. He said they will agree to participate in any joint use which Council agrees with. Also, he said, there will be pump stations and a transmission line to keep Jollyville full and prevent some of the problems they have had in the past.

Motion

Councilmember Mullen made a motion, seconded by Councilmember Goodman to approve a 30" water approach main from Jollyville Road along McNeil Road to Milwood Section 1421; approve the on-site 24" line through Milwood Section 1421; go with staff's recommendation that storage facilities not be required until 1,000 LUE's within the subdivision have been developed and any storage or pumps required be subject to development of a joint use facility; an additional 500 LUE's be released with approval of this approach main and an additional 500 LUE's when it is finished with the further stipulation that it must be completed within two years. Motion passed, 5-1 Vote; Councilmember Duncan, No; Councilmember Deuser present not voting. Mr. Albert DeLaRosa, Acting City Attorney, stated he will come back with an agreement between the City and the developer.

Joe Riddell appeared before Council and spoke against piecemeal development. He said the City does not have money for this right now. In the future the developer will come back and ask for another line for a PUD. Mr. Riddell said there is no well planned system to the north for the City to put their money into.

Motion to Reconsider

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Deuser's second, voted unanimously to reconsider the motion.

WATER APPROACH MAIN - (Continued)

Motion

The Council, on Councilmember Mullen's motion, Councilmember Goodman's second, approved a 30" water approach main from Jollyville Road along McNeil Road to Milwood Section 1421; approved the on-site 24" line through Milwood Section 1421; go with staff's recommendation that storage facilities not be required until 1000 LUE's within the subdivision have been developed and any storage or pumps required be subject to development of a joint use facility; an additional 500 LUE's be released with approval of this approach main and an additional 500 LUE's when it is finished with the further stipulation that it must be completed within two years; contract to be brought back to Council. (5-2 Vote, Councilmembers Deuser and Duncan voted No.)

At this point, Councilmember Goodman left the Council Chambers.

RESOLUTION CONCERNING
HIGHWAY 183

The Council, on Councilmember Mullen's motion, Mayor McClellan's second, adopted a resolution reaffirming the resolution of June 1, 1978 concerning Highway 183. (6-0 Vote, Councilmember Goodman absent.)

Prior to the vote, Councilmember Deuser asked what is included in the intersection of Loop 1 and 183. Councilmember Mullen said it will be kept as planned. The State is concerned in spending any money if the City does not plan to go ahead with 183.

Councilmember Duncan said he will support if there is an item on the Agenda to include transit routes in the area.

MH-MR BOARD OF TRUSTEES

The Council, on Mayor McClellan's motion, Councilmember Mullen's second, adopted a resolution confirming by Council Travis County Commissioner's Court appointment of Jeff Heard to the MH-MR Board of Trustees. (6-0 Vote, Councilmember Goodman absent.)

UTILITY OPERATING BUDGET AMENDMENT

Council had before them a resolution to consider amending the Utility 1981-82 Operating Budget to appropriate \$1,859,000 to the Electric Utility 1981-82 Capital Improvements Program.

UTILITY - (Continued)

Councilmember Deuser said that with this "we are dipping into the ending balance and spending as if we had bond money to spend and we don't". He asked for a full explanation of the proposed expenditures before Council votes. Councilmember Duncan said he agrees. He said they would be sending a message to the public that if a bond election fails, water and wastewater and electricity improvements proceed anyway.

Mayor McClellan said she thought it would be all right to hold up on everything but lighting for Langford Elementary School.

Motion

The Council, on Councilmember Deuser's motion, Mayor McClellan's second, waived the requirement for three readings and finally passed an ordinance amending the Utility 1981-82 Operating Budget to appropriate money for outdoor lighting at Langford Elementary School to the Electric Utility 1981-82 Capital Improvements Program. (6-0 Vote, Councilmember Goodman absent.)

APPROACH MAIN CONTRACT

The Council, on Councilmember Duncan's motion, Mayor McClellan's second, approved the following five year approach main contract: (6-0 Vote, Councilmember Goodman absent)

MILWOOD JOINT VENTURE

- To pay the developer the City's share of the construction cost of a 24-inch water approach main and a 21-inch wastewater approach main for Milwood Section Eight (8). City cost participation for water main is \$94,587.31 and for wastewater main \$152,031.51.

AGENDA ITEM TO BE BROUGHT BACK

An ordinance included on the agenda to consider prohibiting further approval of subdivision plan or plat applications utilizing off-peak pumping discharge facilities will be brought back in two weeks.

ADJOURNMENT

Council adjourned its meeting at 11:20 p.m.