

**AUSTIN CITY COUNCIL
MINUTES****REGULAR MEETING
THURSDAY, JUNE 26, 2014**

Invocation: Rev. Sid Hall, Trinity United Methodist Church

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, June 26, 2014 in the Council Chambers of City Hall, 301 West Second Street, Austin, Texas.

Mayor Leffingwell called the Council Meeting to order at 10:12 a.m.

CONSENT AGENDA

The following items were acted on by one motion.

1. Approve the minutes of the Austin City Council work session of June 10, 2014, regular meeting of June 12, 2014 and discussion meeting of June 17, 2014.
The minutes from the City Council work session of June 10, 2014, regular meeting of June 12, 2014 and discussion meeting of June 17, 2014 were approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
2. Authorize negotiation and execution of a 36-month agreement with KINDER MORGAN TEXAS PIPELINE LLC for natural gas pipeline transportation services for an estimated amount of \$15,000,000, with one 24-month extension option for an estimated amount of an additional \$10,000,000, for a total estimated contract amount of \$25,000,000.
The motion authorizing the negotiation and execution of an agreement with Kinder Morgan Texas Pipeline LLC was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
3. Authorize negotiation and execution of an agreement with Ben E. Keith Beverage, to provide a performance-based incentive for the generation of solar energy at its facility located at 4101 McKinney Falls Parkway in Austin, Texas, for an estimated \$35,905 per year, for a total amount not to exceed \$359,050 over a 10-year period.
The motion authorizing the negotiation and execution of an agreement with Ben E. Keith Beverage was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
4. Authorize negotiation and execution of an agreement with Build-A-Sign to provide a performance-based incentive for the generation of solar energy at its facility located at 11550 Stonehollow Drive in Austin, Texas, for an estimated \$31,495 per year, for a total amount not to exceed \$314,950 over a 10-year period.

The motion authorizing the negotiation and execution of an agreement with Build-A-Sign was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

5. Authorize negotiation and execution of an agreement with Build-A-Sign to provide a performance-based incentive for the generation of solar energy at its facility located at 11525 Stonehollow Drive Unit #100 in Austin, Texas, for an estimated \$12,029 per year, for a total amount not to exceed \$120,290 over a 10-year period.

The motion authorizing the negotiation and execution of an agreement with Build-A-Sign was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

6. Authorize negotiation and execution of an agreement with Esperanza Hospitality, to provide a performance-based incentive for the generation of solar energy at its facility located at 2800 Esperanza Crossing in Austin, Texas, for an estimated \$6,821 per year, for a total amount not to exceed \$68,210 over a 10-year period.

The motion authorizing the negotiation and execution of an agreement with Esperanza Hospitality was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

7. Authorize negotiation and execution of an agreement with Goodwill Industries of Central Texas to provide a performance-based incentive for the generation of solar energy at its facility located at 8965 Research Boulevard in Austin, Texas, for an estimated \$18,304 per year, for a total amount not to exceed \$183,040 over a 10-year period.

The motion authorizing the negotiation and execution of an agreement with Goodwill Industries of Central Texas was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

8. Authorize negotiation and execution of an agreement with Goodwill Industries of Texas to provide a performance-based incentive for the generation of solar energy at its facility located at 9111 S. 1st Street in Austin, Texas, for an estimated \$7,865 per year, for a total amount not to exceed \$78,650 over a 10-year period.

The motion authorizing the negotiation and execution of an agreement with Goodwill Industries of Texas was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

9. Authorize negotiation and execution of an agreement with Westminster Manor, to provide a performance-based incentive for the generation of solar energy at its facility located at 4100 Jackson Avenue in Austin, Texas, for an estimated \$33,704 per year, for a total amount not to exceed \$337,040 over a 10-year period.

The motion authorizing the negotiation and execution of an agreement with Westminster Manor was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

10. Authorize negotiation and execution of an interlocal agreement with the Upper Brushy Creek Water Control and Improvement District for the relocation of a 15-inch diameter wastewater line in an amount not to exceed \$1,965,000.

The motion authorizing the negotiation and execution of an interlocal agreement with the Upper Brushy Creek Water Control and Improvement District was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

11. Approve the appointment of Gregory S. Milligan to the Board of Directors of Austin-Bergstrom Landhost Enterprises, Inc., to replace David Arthur.

The motion to approve the appointment of Gregory S. Milligan to the Board of Directors of Austin-Bergstrom Landhost Enterprises, Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

Item 12 was pulled for discussion.

Item 13 was set for a time certain of 7:15 p.m.

14. Authorize execution of a construction contract with PEABODY GENERAL CONTRACTORS, INC., for the Facilities and Force Main Services Indefinite Delivery/Indefinite Quantity Contract Rebid with an initial amount of \$4,544,818 with two contract extension options, the first extension amount \$4,772,058, the second extension amount \$5,010,661, for a total contract amount not to exceed \$14,327,537 over an estimated three years or until financial authorization is depleted. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 9.39% MBE and 0.78% WBE subcontractor participation; and 65.94% WBE prime participation.)

The motion authorizing the execution of a construction contract with Peabody General Contractors, Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

15. Authorize execution to increase a construction contract with PRISM DEVELOPMENT INC for \$30,794 for construction improvements of Information System Building 7355 Emergency Power Improvements at the Austin-Bergstrom International Airport with \$72,652.90 in owner's contingency, with an amount not to exceed \$1,137,906.90. (Notes: This contract was awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) through the achievements of good faith efforts with 54.15% MBE and 0.09% WBE subcontractor participation.)

The motion authorizing the execution to increase a construction contract with Prism Development Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

16. Authorize negotiation and execution of a design-build agreement with TURNER CONSTRUCTION COMPANY for a new Austin Energy office building and parking structure at Riverside Drive and Grove Boulevard for preliminary and design phase services and remaining professional services in an amount not to exceed \$8,300,000 plus \$830,000 contingency for a total amount not to exceed \$9,130,000.

This item was postponed on consent indefinitely and withdrawn from the agenda on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

17. Authorize ratification of a construction contract with MATOKA, INC., for the landscape services portion of the FM 812 Municipal Solid Waste Landfill Final Closure and Erosion Control Improvements project in an amount not to exceed \$317,837.11. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9A . (Minority Owned and Women Owned Business Enterprise Procurement Program). This is a health and safety service contract; therefore, it is exempted under Chapter 252.022 of the Texas Local Government Code and no goals were established for this solicitation.)

The motion to ratify a construction contract with Matoka, Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

18. Authorize negotiation and execution of a 12-month interlocal agreement with the Capital Area Council of Governments for further analysis of the economic impact of Project Connect and other transportation initiatives on Austin residents.

The motion authorizing the negotiation and execution of an interlocal agreement with the Capital Area Council of Governments was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

19. Approve an ordinance establishing classifications and positions in the classified service of the Emergency Medical Services Department; establishing pay rates; eliminating and creating certain positions; and repealing Ordinance No. 20140320-014 relating to Emergency Medical Services Department classifications and positions.
Ordinance No. 20140626-019 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
20. Approve an ordinance amending the Fiscal Year 2013-2014 General Fund Operating Budget (Ordinance No. 20130909-001) to add 7.0 Telecom Cadet civilian full-time equivalent positions to the Emergency Medical Services Department.
Ordinance No. 20140626-020 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
21. Approve an ordinance accepting grant funds from the Texas Department of Public Safety, and amending the Fiscal Year 2013-2014 Operating Budget Special Revenue Fund (Ordinance No. 20130909-001) in the amount of \$1,780,011 for the following departments: Aviation Department, Austin Resource Recovery, Financial Services Department, Parks and Recreation Department, Public Works Department, and Watershed Protection Department; and amending the Capital Budget (Ordinance No. 20130909-002) to transfer in from the Fiscal Year 2013-2014 Operating Budget Special Revenue Fund and appropriate \$650,119 for the following departments: Austin Resource Recovery, Parks and Recreation Department, and Public Works Department for repairs to city facilities and replacement of city property damaged or destroyed by the flooding of October 2013.
Ordinance No. 20140626-021 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

Items 22 through 24 items were pulled for discussion.

25. Authorize negotiation and execution of an amendment to a legal services contract with Parker, Hudson, Ranier and Dobbs, LLP, for services related to Austin Fire Department 2012 and 2013 hiring issues, in the amount of \$285,000, for a total contract amount not to exceed \$435,000.
The motion authorizing the negotiation and execution of an amendment to a legal services contract with Parker, Hudson, Ranier and Dobbs, LLP was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
26. Authorize negotiation and execution of a legal services contract with Husch Blackwell, LLP, for services related to the Austin-Bergstrom International Airport hotel in an amount not to exceed \$90,000.
The motion authorizing the negotiation and execution of a legal services contract with Husch Blackwell, LLP was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
27. Authorize a payment not to exceed \$3.1 million for a judgement and associated costs in Raymond Chandler et al., v. City of Austin, D-1-GN-09-004161 in the 353rd Travis County Judicial District, Travis County, Texas.
The motion to authorize a payment not to exceed \$3.1 million for a judgement and associated costs in Raymond Chandler et al., v. City of Austin was approved on Council Member Spelman's motion, Mayor Pro Tem Cole's second, on a 7-0 vote.

Item 28 was set for a time certain of 7:15 p.m.

29. Approve an ordinance vacating an approximately 0.442-acre portion of Whitis Avenue, between West Martin Luther King, Jr. Boulevard and West 20th Street; and vacating an approximately 0.129-acre alley located between Whitis Avenue and Guadalupe Street and also between West Martin Luther King, Jr. Boulevard and West 20th Street, to THE BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS

SYSTEM, owner of the abutting properties located on Whitis Avenue and Guadalupe Street, for the appraised value of \$613,899, subject to retained public utility easements and drainage easements.

Ordinance No. 20140626-029 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

30. Authorize negotiation and execution of an interlocal agreement with Austin Independent School District (AISD) to plant native trees on AISD-owned school properties.
The motion authorizing the negotiation and execution of an interlocal agreement with Austin Independent School District (AISD) was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
31. Approve an ordinance authorizing the creation of the Onion Creek Metro Park District and the execution of a consent agreement between the City, Onion Creek Metro Park District and Austin Goodnight Ranch, LP.
Ordinance No. 20140626-031 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
32. Approve a resolution authorizing a redevelopment exception in the Barton Springs Zone under City Code Section 25-8-26 for the 11.92-acre tract located at 3207 W. Slaughter Lane (the Parkside-Slaughter Campus) for the redevelopment of an existing civic use within the Barton Springs Zone.
Resolution No. 20140626-032 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
33. Approve a resolution authorizing negotiation and execution of an agreement between the Capital Area Metropolitan Planning Organization, the State of Texas, and the City outlining the responsibilities of each party regarding their fiscal relationship through September 30, 2018.
Resolution No. 20140626-033 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
34. Approve an ordinance amending Ordinance No. 20140522-071, to correct a portion of the zoning description for the property located at 4300 Avenue G.
Ordinance No. 20140626-034 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
35. Approve an ordinance accepting \$50,000 in grant funds from the State of Texas, Governor's Office, Criminal Justice Division, Title V Program; and amending the Fiscal Year 2013-2014 Austin Police Department Operating Budget Special Revenue Fund (Ordinance No. 20130909-001) to appropriate \$50,000 for the Austin Police Department's Juvenile Gang Prevention and Intervention Coordination Project. Related to Item #36
Ordinance No. 20140626-035 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
36. Approve a resolution authorizing the application and acceptance of \$50,000 in grant funding from the State of Texas, Governor's Office, Criminal Justice Division to implement the Austin Police Department project entitled the "APD Juvenile Gang Prevention and Intervention Coordination Project." Related to Item #35
Resolution No. 20140626-036 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
37. Authorize award and execution of three, 36-month requirements service contracts with WORLD OF PROMOTIONS, INC., AUTHENTIC PROMOTIONS.COM, and AMERICAN MINORITY BUSINESS FORMS, INC. DBA AMERICAN DIVERSITY BUSINESS SOLUTIONS to provide marketing collateral supplies in an amount not to exceed \$600,000 each and combined, with three 12-month

extension options in an amount not to exceed \$200,000 per extension option each and combined, for a total contract amount not to exceed \$1,200,000 each and combined. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9D (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract.)

This item was postponed on consent to August 7, 2014 on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

38. Authorize award, negotiation and execution of a 12-month requirements service contract with BRYCOMM, LLC for on-call service and warranty support of the structured cabling system which serves the Austin Bergstrom International Airport an estimated amount not to exceed \$75,000, with four 12-month extension options in an amount not to exceed \$75,000 per extension option, for a total contract amount not to exceed \$375,000. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9C (Minority-Owned and Women-Owned Business Enterprise Procurement Program by meeting the goals with 14.10% MBE and 15.00% WBE subcontractor participation.)

The motion authorizing the award, negotiation and execution of a requirements service contract with Brycomm, LLC was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

39. Authorize award and execution of contracts for light-duty vehicles through the Texas Local Government Purchasing Cooperative (BuyBoard) with CALDWELL COUNTRY CHEVROLET DBA BABY JACK II AUTOMOTIVE, LTD for the purchase of 28 light-duty vehicles in an amount not to exceed \$836,241; GRAPEVINE DODGE CHRYSLER JEEP, LLC DBA GRAPEVINE DCJ, LLC for the purchase of 37 light-duty vehicles in an amount not to exceed \$1,937,453; SILSBEE FORD, INC. for the purchase of 26 light-duty vehicles in an amount not to exceed \$673,818; and SILSBEE TOYOTA, INC. for the purchase of one Prius in an amount not to exceed \$24,122; for total contracts amount not to exceed \$3,471,634. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9D (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.)

The motion authorizing the award and execution of contracts for light-duty vehicles through the Texas Local Government Purchasing Cooperative (BuyBoard) with Caldwell Country Cheverolet doing business as Baby Jack II Automotive, Ltd.; Grapevine Dodge Chrysler Jeep, LLC doing business as Grapevine DCJ, LLC; Silsbee Ford, Inc.; and Silsbee Toyota, Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

40. Authorize award and execution of contracts for heavy-duty vehicles through the Texas Local Government Purchasing Cooperative with AUSTIN TRUCK & EQUIPMENT INC. LTD DBA FREIGHTLINER OF AUSTIN for the purchase of four heavy-duty vehicles in an amount not to exceed \$188,722; and FARBER SPECIALTY VEHICLES INC. for the purchase of one mobile health van in an amount not to exceed \$149,850; for total contracts amount not to exceed \$338,572. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9D (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.)

The motion authorizing the award and execution of contracts for heavy-duty vehicles through the Texas Local Government Purchasing Cooperative with Austin Truck & Equipment Inc. Ltd doing business as Freightliner of Austin and Farber Specialty Vehicles Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

41. Authorize award and execution of contracts for a heavy-duty vehicle through the Houston-Galveston Area Council Cooperative with NATIONAL BUS SALES AND LEASING, INC. for the purchase of one bus in an amount not to exceed \$84,319. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9D (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.)

The motion authorizing the award and execution of contracts for a heavy-duty vehicle through the Houston-Galveston Area Council Cooperative with National Bus Sales and Leasing, Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

42. Authorize award and execution of a contract with POWER SUPPLY INC, for the purchase of generator circuit breakers for the switchgear at Austin Energy's Mueller Energy Center in an amount not-to-exceed \$157,900. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9D (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.)

The motion authorizing the award and execution of a contract with Power Supply Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

43. Authorize award and execution of a requirements supply contract with MELLOW JOHNNY'S LLC, to provide mountain bicycles for the Austin Police Department in an amount not to exceed \$86,676. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9D (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.)

The motion authorizing the award and execution of a requirements supply contract with Mellow Johnny's LLC was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

44. Authorize award and execution of a 12-month requirements service contract with WATERS TECHNOLOGY CORPORATION, to provide preventative maintenance and repair services for the Ultra Performance Liquid Chromatograph Mass Spectrometer for the Austin Police Department, in an amount not to exceed \$22,763, with four 12-month extension options in an amount not to exceed \$23,446 for the first extension option, \$24,149 for the second extension option, \$24,874 for the third extension option, and \$25,620 for the fourth extension option for a total contract amount not to exceed \$120,852. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9C (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.)

The motion authorizing the award and execution of a requirements service contract with Waters Technology Corporation was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

45. Authorize award and execution of a contract with TEXAS TIMBERJACK, INC. for the purchase of a brush truck body with crane and grapple for the Public Works Street & Bridge Department in an amount not to exceed \$76,671. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9D (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract.)

The motion authorizing the award and execution of a contract with Texas Timberjack, Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

46. Authorize award and execution of a 36-month requirements service contract with BUSCH SYSTEMS INTERNATIONAL, INC. AND IPL, INC. to provide recycling containers in an amount not to exceed \$270,000 each and combined, with three 12-month extension options in an amount not to exceed \$90,000 per extension option each and combined, for a total contract amount not to exceed \$540,000 each and combined. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9D (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract.)

The motion authorizing the award and execution of a requirements service contract with Busch Systems International, Inc. and IPL, Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

47. Authorize award and execution of Amendment No. 3 to the contract with N-LINE TRAFFIC MAINTENANCE LP (WBE), for the rental of temporary traffic control devices and roadway pavement marking services to increase the contract value in an amount not to exceed \$1,190,020 for a revised total contract amount not to exceed \$5,950,102. (Notes: This contract was awarded in compliance with City Code Chapter 2-9D. (Minority Owned and Women Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract.)
The motion authorizing the award and execution of amendment number three to the contract with N-Line Traffic Maintenance LP (WBE) was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
48. Authorize award and execution of a 36-month requirements service agreement with EXCELL ENVIRONMENTAL, INC. DBA EXCELL FUELING SYSTEMS, for the maintenance and repair of fuel tanks in an amount not to exceed \$991,110, with three 12-month extension options in an amount not to exceed \$330,370 per extension option, for an total contract amount not to exceed \$1,982,220. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9C (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract.)
The motion authorizing the award and execution of a requirements service agreement with Excell Environmental, Inc. doing business as Excell Fueling Systems was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
49. Authorize award, negotiation, and execution of a 12-month requirements service and supply contract with SCHNEIDER ELECTRIC BUILDINGS AMERICAS, INC for the continued maintenance and support of existing safety and security systems in City of Austin facilities in an amount not to exceed \$1,912,800 with three 12-month extension options in amounts not to exceed \$1,442,500 for the first extension option, \$1,415,900 for the second option, and \$1,080,300 for the third extension option, for a total contract amount not to exceed \$5,851,500. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9C (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.)
The motion authorizing the award, negotiation and execution of a requirements service and supply contract with Schneider Electric Buildings Americas, Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
50. Authorize award, negotiation, and execution of a 36-month requirements service contract with INNOVYZE, INC. for hydrologic and hydraulic modeling software, training, and maintenance for the Watershed Protection Department in an amount not to exceed \$66,825. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9C (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract.)
The motion authorizing the award, negotiation and execution of a requirements service contract with Innovyze, Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
51. Authorize award, negotiation, and execution of a 60-month citywide service contract through the State of Texas Department of Information Resources with XEROX CORPORATION for the lease, installation and maintenance of multifunctional devices and managed services in an amount not to exceed \$11,609,400 with one 60-month extension option in an amount not to exceed \$12,269,782 for a total contract amount not to exceed \$23,879,182. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9C (Minority-Owned and Women-Owned Business Enterprise Procurement

Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract.)

The motion authorizing the award, negotiation and execution of a citywide service contract through the State of Texas Department of Information Resources with Xerox Corporation was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

52. Authorize award, negotiation, and execution of a service contract with ZUCKER SYSTEMS, or one of the other qualified offerors to Request for Proposal TVN0035 to provide consulting services for Planning and Development Review Department in an amount not to exceed \$249,500. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9C (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract.)

The motion authorizing the award, negotiation and execution of a service contract with Zucker Systems was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

53. Authorize award and execution of contract with LOADOMETER CORPORATION for portable wheel load scales in an amount not to exceed \$78,320. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9D (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.)

The motion authorizing the award and execution of a contract with Loadometer Corporation was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

54. Authorize award and execution of a 12-month requirements supply contract with GT DISTRIBUTORS, INC. for the purchase of Whelen Brand Parts and Accessories for mobile lighting and signaling equipment for the City of Austin Wireless Office in an amount not to exceed \$80,000, with four 12-month extension options in an amount not to exceed \$80,000 per extension option, for a total contract amount not to exceed \$400,000. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9D (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract.)

The motion authorizing the award and execution of a requirements supply contract with GT Distributors, Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

55. Authorize award and execution of a 36-month requirements supply agreement with KARMORE INCORPORATED DBA MEINEKE CAR CARE CENTER for vehicle exhaust system maintenance and repair services in an amount not to exceed \$62,265, with three 12-month extension options in a total amount not to exceed \$20,755 per extension option, for a total contract amount not to exceed \$124,530. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9C (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract.)

The motion authorizing the award and execution of a requirements supply agreement with Karmore Incorporated doing business as Meineke Car Care Center was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

56. Authorize award, negotiation, and execution of 36-month requirements service contracts with LEIGHFISHER, INC. to provide airport financial rates and financial planning services, UNISON CONSULTING, INC. to provide airport financial and strategic planning for capital improvement programs, and RICONDO AND ASSOCIATES, INC. to provide airport consolidated rental car facility and customer facility charges analysis, recommendations, and reports in an amount not to exceed \$600,000 each and combined, with three 12-month extension options in an amount not to exceed

\$200,000 per extension option each and combined, for a total contract amount not to exceed \$1,200,000 each and combined. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9C (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.)

The motion authorizing the award, negotiation and execution of requirements service contracts with Leighfisher, Inc.; Unison Consulting, Inc. and Ricondo and Associates, Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

57. Authorize award and execution of three contracts for computer hardware and video equipment through the Department of Information Resources with APPLE INC. in an amount not to exceed \$51,611; authorize award and execution of a contract through the Texas Local Government Purchasing Cooperative with B & H FOTO AND ELECTRONICS CORP. DBA B & H PHOTO VIDEO PRO AUDIO in an amount not to exceed \$44,973; and a contract through the Texas Local Government Purchasing Cooperative with SOUTHERN COMPUTER WAREHOUSE, INC. DBA SCS SOUTHERN COMPUTER SUPPLIES, INC. in an amount not to exceed \$17,774; for total contracts amount not to exceed \$114,358. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9D (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.)

The motion authorizing the award and execution of three contracts through the Department of Information Resources with Apple Inc.; through the Texas Local Government Purchasing Cooperative with B & H Foto and Electronics Corp. doing business as B & H Photo Video Pro Audio; and through the Texas Local Government Purchasing Cooperative with Southern Computer Warehouse, Inc. doing business as SCS Southern Computer Supplies, Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

58. Authorize award and execution of a 24-month requirements supply contracts with BEASLEY TIRE SERVICE - HOUSTON, INC. DBA BEASLEY TIRE SERVICE to provide tire retread and repair services in a total amount not to exceed \$1,102,370, with four 12-month extension options in a total amount not to exceed \$551,185 per extension option, for a total contract amount not to exceed \$3,307,110. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9D (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract.)

The motion authorizing the award and execution of a requirements supply contract with Beasley Tire Service – Houston, Inc. doing business as Beasley Tire Service was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

59. Authorize award and execution of an 18-month requirements service contract with MATCO SERVICES INC., for the purchase of a system-wide distribution pole audit for Austin Energy in an amount not to exceed \$1,481,700. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9C (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.)

The motion authorizing the award and execution of a requirements service contract with Matco Services Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

60. Authorize award, negotiation, and execution of a 12 month service contract with Cen-Tex Certified Development Corporation, dba BCL of Texas, or one of the other qualified offerors to RFP PAX0115 to provide underwriting services and technical assistance for commercial loan applications to small business owners for the Economic Development Department, in an amount not to exceed \$90,000, with three 12 month extension options in an amount not to exceed \$90,000 for each extension option, for a total contract amount not to exceed \$360,000. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9C (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract.)

The motion authorizing the award, negotiation and execution of a service contract with Cen-Tex Certified Development Corporation doing business as BCL of Texas was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

61. Authorize negotiation and execution of a six month agreement between the City and Movability Austin to expand the City's involvement in transportation mobility programs, in an amount not to exceed \$25,000.
The motion authorizing the negotiation and execution of an agreement between the City and Movability Austin was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
62. Approve an ordinance amending City Code Section 12-4-64(D) to add a 25 miles per hour school zone on a segment of Escarpment Boulevard for the safety of students attending Mills Elementary School; and provide for emergency passage.
Ordinance No. 20140626-062 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
63. Approve a resolution authorizing the negotiation and execution of an advance funding agreement between the City and the Texas Department of Transportation to install bicycle signals and detection equipment at specific intersections.
Resolution No. 20140626-063 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

Item 64 was set for a time certain of 4:00 p.m.

65. Approve a resolution directing the publication of an Official Notice of Intention to Issue \$50,050,000 City of Austin Certificates of Obligation Series 2014.
Resolution No. 20140626-065 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

Items 66 and 67 were set for a time certain of 7:15 p.m.

Item 68 was pulled for discussion.

69. Approve a resolution initiating amendments to the City's International Residential Code to reduce or eliminate building permit requirements for accessible ramps less than 30-inches high in single-family and duplex residential units. (Notes: SPONSOR: Council Member Chris Riley CO 1: Mayor Lee Leffingwell)
Resolution No. 20140626-069 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
70. Approve a resolution directing the City Manager to explore a capital improvement project related to the streetscape, sidewalk, and utility lines on West Avenue between 3rd Street and 7th Street. (Notes: SPONSOR: Council Member Chris Riley CO 1: Mayor Pro Tem Sheryl Cole)
Resolution No. 20140626-070 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
71. Approve a resolution directing the City Manager to provide two budget items for City Council consideration during the Fiscal Year 2015 budget process that would fund the initial park readiness and a master plan for the City-owned land located at 401 West St. John's. (Notes: SPONSOR: Council Member Chris Riley CO 1: Mayor Pro Tem Sheryl Cole)
Resolution No. 20140626-071 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

72. Approve an ordinance authorizing the reimbursement of certain costs for the Equal Parenting Rights Rally sponsored by the Equal Parenting Rights Movement of Texas which was held on Friday, June 13, 2014 beginning and ending at the Texas State Capitol building. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison CO 2: Mayor Pro Tem Sheryl Cole)
Ordinance No. 20140626-072 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
73. Approve a resolution directing the City Manager to evaluate the impact on small businesses of the charge for electric demand above ten kilowatts, including conducting stakeholder meetings with small businesses, and to report back to the Electric Utility Commission and the City Council with findings and potential policy options for minimizing the cost impact of the demand charge on customers having a demand of between ten and twenty kilowatts. (Notes: SPONSOR: Council Member Kathie Tovo CO 1: Council Member Mike Martinez)
Resolution No. 20140626-073 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
74. Approve a resolution directing the City Manager to analyze the impact on homeowners and the City budget of providing a general homestead exemption as a percentage of appraised value and to present this information to Council at the earliest possible budget or Council work session. (Notes: SPONSOR: Council Member Kathie Tovo CO 1: Council Member Laura Morrison CO 2: Mayor Pro Tem Sheryl Cole)
Resolution No. 20140626-074 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
75. Approve a resolution directing the City Manager to prepare an ordinance amending Section 2-1-26 of the City Code to include required military leave as an additional permissible reason for a city board member's failure to attend a regular meeting of the board to which the board member is appointed. (Notes: SPONSOR: Council Member Kathie Tovo CO 1: Council Member William Spelman CO 2: Mayor Pro Tem Sheryl Cole)
Resolution No. 20140626-075 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
76. Approve a resolution amending the City's state legislative agenda to include support for: (1) legislation that would create an affirmative defense to prosecution for patients who are being treated by a licensed physician and who use medical marijuana; or (2) legislation to legalize the use of medical marijuana. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member William Spelman CO 2: Council Member Chris Riley)
Resolution No. 20140626-076 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

Item 77 was pulled for discussion.

78. Approve a resolution directing the City Manager to evaluate current funding levels for the Health and Human Services Department and social service contracting, and develop recommendations for a metric to determine the minimum level of funding in future budget years. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison CO 2: Council Member Chris Riley)
Resolution No. 20140626-078 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
79. Approve a resolution directing the City Manager to prepare an ordinance amending City Code Section 2-1-125 to add one additional member to the City's Commission on Immigrant Affairs to be appointed by Travis County. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Chris Riley CO 2: Mayor Pro Tem Sheryl Cole)

Resolution No. 20140626-079 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

80. Approve a resolution directing the City Manager to confer with the University of Texas to express the City's continued concern about the ethical treatment of animals performing circuses, further directing that the City Manager, through the Austin Police Department, coordinate with the University of Texas Police Department to ensure that circus animals are treated humanely, and directing the City Manager to determine whether the City has authority under state and federal law to ban devices likely to cause physical injury, torment, or pain to animals in circuses, and to return to Council with a memo or draft ordinance by August 7, 2014. (Notes: SPONSOR: Council Member Kathie Tovo CO 1: Council Member Laura Morrison)

Resolution No. 20140626-080 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

81. Approve a resolution directing the City Manager to implement the recommendations resulting from the community meetings and the Parks and Recreation Board regarding future options for the use of City property located at 401 West St. Johns Avenue. (Notes: SPONSOR: Council Member Kathie Tovo CO 1: Council Member Mike Martinez CO 2: Council Member Laura Morrison)

Resolution No. 20140626-081 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

82. Approve a resolution directing the City Manager to consider all of the provisions of the Imagine Austin comprehensive plan in making recommendations to the Land Use Commission for applications to amend a preliminary plan. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member William Spelman CO 2: Council Member Laura Morrison)

Resolution No. 20140626-082 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

83. Approve a resolution directing the City Manager to adopt a coyote conflict management strategy and coyote behavior classification chart. (Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member Laura Morrison CO 2: Council Member Mike Martinez)

This item was postponed on consent to August 28, 2014 on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

84. Approve a resolution directing the City Manager to make recommendations on a process for permitting treehouses and other structures in the public right-of-way. (Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member Mike Martinez)

Resolution No. 20140626-084 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

85. Approve an ordinance amending Ordinance No. 20140417-056 relating to pedicabs to extend the moratorium on new pedicab permits until January 1, 2015. (Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member William Spelman)

Ordinance No. 20140626-085 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

86. Approve an ordinance amending City Code Chapter 14-11 to include a new section requiring notice to the neighborhood plan contact team and the registered neighborhood organization when an application fee is received for an encroachment agreement within their boundaries. (Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member Mike Martinez)

Ordinance No. 20140626-086 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

87. Approve a resolution directing the City Manager to work with the Music Commission to facilitate musician loading and unloading downtown and report back with proposed solutions, including any Code amendments, by September 1, 2014. (Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member Mike Martinez)
Resolution No. 20140626-087 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
88. Approve an ordinance reimbursing certain fees for the Solstice Austin event sponsored by Solstice which was held Saturday, June 21, 2014 at various locations throughout Austin. (Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member Mike Martinez CO 2: Council Member Kathie Tovo)
Ordinance No. 20140626-088 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
89. Approve a resolution supporting a partnership with Austin Community College regarding redevelopment of the Highland Mall campus and directing the City Manager to report to Council a proposed timeline, steps, and funding sources related to the Highland Mall redevelopment project as well as for a timeline and proposed financing plan related to the Airport Boulevard corridor and form-based code. (Notes: SPONSOR: Council Member Chris Riley CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member William Spelman)
Resolution No. 20140626-089 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
90. Approve a resolution directing the City Manager to communicate to the Texas Department of Transportation the need for a stakeholder working group for Segment 4 of the I-35 Improvement Project to explore mobility improvements. (Notes: SPONSOR: Council Member Chris Riley CO 1: Mayor Pro Tem Sheryl Cole)
Resolution No. 20140626-090 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
91. Approve a resolution directing the City Manager to examine issues that have arisen with the applicability of the Energy Conservation Audit and Disclosure ordinance (City Code Chapter 6-7) to smaller commercial facilities and to consider additional measures to facilitate compliance, such as enhanced education efforts, and present an update to the Council Committee on Austin Energy. (Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member Mike Martinez CO 2: Council Member William Spelman)
Resolution No. 20140626-091 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
92. Approve a resolution directing the City Manager to conduct a pilot innovation project related to the development of a simplified solicitation procedure for an upcoming procurement, and report back to Council by August 10, 2014. (Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member Laura Morrison CO 2: Council Member William Spelman)
Resolution No. 20140626-092 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
93. Approve a resolution directing the City Manager to conduct a pilot process improvement project related to the Human Resources Department hiring process and to report back to Council by August 10, 2014. (Notes: SPONSOR: Council Member Chris Riley CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member William Spelman)
Resolution No. 20140626-093 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

Action was taken on item 94 but was reconsidered later in the meeting. See below.

95. Approve an ordinance authorizing "In Light, a Sight-Specific Aerial Dance on IBC Bank," as a City co-sponsored event for the year 2014, which will be held September 23-28, 2014 and waiving or reimbursing certain fees and waiving certain requirements. (Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Chris Riley CO 2: Council Member Kathie Tovo)
Ordinance No. 20140626-095 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
96. Approve a resolution directing the City Manager to provide one-time funding for stabilization of the recently assumed Charles Umlauf home and studio, to include options for increased operational funding as a part of the Fiscal Year 2014-15 budget process. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Chris Riley)
Resolution No. 20140626-096 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Martinez recused himself.
97. Approve a resolution directing the City Manager to estimate the construction related utility fees assessed to the Sunshine Camps at Zilker Park and to include options for funding those utility fees from the General Fund as a part of the Fiscal Year 2014-15 Budget Process. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member William Spelman)
Resolution No. 20140626-097 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
98. Approve a resolution directing the City Manager to inventory existing historic surveys and to provide a plan to conduct a phased approach for a city-wide Historic Resources Survey and to work with the Historic Landmark Commission and other stakeholders to develop priority areas of focus for the first phase. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Laura Morrison CO 2: Council Member Chris Riley)
Resolution No. 20140626-098 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

Item 99 was set for a time certain of 7:00 p.m.

Item 100 was pulled for discussion.

101. Approve an ordinance waiving or reimbursing certain fees and waiving certain requirements for the "Let's Talk About It: A Discussion on Breaking Down Barriers to Mental Health Care in Communities of Color" training sponsored by the YWCA of Greater Austin which is to be held Friday, July 25, 2014 at the Asian American Resource Center. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison CO 2: Council Member Kathie Tovo)
Ordinance No. 20140626-101 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

Item 102 was pulled for discussion.

103. Set a public hearing to consider an ordinance renaming Rosewood Recreation Center, the Delores Duffie Recreation Center located at 1182 Pleasant Valley Rd. (Suggested date and time: August 7, 2014, 4:00 p.m. Travis County Commissioner's Court, 700 Lavaca Street, Austin, TX).
The public hearing was set on consent for August 7, 2014 at 4:00 p.m. at Travis County Commissioner's Court, 700 Lavaca Street, Austin, TX on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
104. Set a public hearing to consider the reauthorization of the East Sixth Street Public Improvement District. (Suggested date and time: August 7, 2014, 4:00 p.m. at Travis County Commissioner's Court, 700 Lavaca Street, Austin, TX)

The public hearing was set on consent for August 7, 2014 at 4:00 p.m. at Travis County Commissioner's Court, 700 Lavaca Street, Austin, TX on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

105. Set a public hearing to consider approval of the Ann and Roy Butler Trail at the Southeast Shore Master Plan. The Master Plan area includes existing parkland along the southeast shore of Lady Bird Lake from I-35 east to the Longhorn Dam at Pleasant Valley Road. (Suggested date and time: August 7, 2014, at 4:00 pm, Travis County Commissioner's Court, 700 Lavaca Street, Austin, TX.)
The public hearing was set on consent for August 7, 2014 at 4:00 p.m. at Travis County Commissioner's Court, 700 Lavaca Street, Austin, TX on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
106. Set a public hearing to consider an ordinance amending City Code Title 25 relating to requirements for parkland dedication in connection with building permits and subdivision plats. (Suggested date and time: August 7, 2014, 4:00 p.m. at Travis County Commissioner's Court, 700 Lavaca Street, Austin, TX).
The public hearing was set on consent for August 7, 2014 at 4:00 p.m. at Travis County Commissioner's Court, 700 Lavaca Street, Austin, TX on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
107. Set a public hearing to consider an ordinance amending City Code Title 25 relating to requirements for a sidewalk sign. (Suggested date and time: August 7, 2014, 4:00 p.m. at Travis County Commissioner's Court, 700 Lavaca Street, Austin, TX).
The public hearing was set on consent for August 7, 2014 at 4:00 p.m. at Travis County Commissioner's Court, 700 Lavaca Street, Austin, TX on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
108. Set a public hearing to consider an ordinance amending City Code Title 25 relating to the placement of signage on a legally permitted right-of-way installation. (Suggested date and time: August 7, 2014, 4:00 p.m. at Travis County Commissioner's Court, 700 Lavaca Street, Austin, TX).
The public hearing was set on consent for August 7, 2014 at 4:00 p.m. at Travis County Commissioner's Court, 700 Lavaca Street, Austin, TX on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
109. Set a public hearing to consider an ordinance amending City Code Title 25 to allow independent school districts to install and modify temporary, non-electronic, signs without a sign permit. (Suggested date and time: August 7, 2014, 4:00 p.m. at Travis County Commissioner's Court, 700 Lavaca Street, Austin, TX).
The public hearing was set on consent for August 7, 2014 at 4:00 p.m. at Travis County Commissioner's Court, 700 Lavaca Street, Austin, TX on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
110. Set a public hearing to consider an ordinance amending City Code Title 25 to amend the boundary of the Northwest Park and Ride (Lakeline) Transit Oriented Development located at 9829 1/2 North Lake Creek Parkway. (Suggested date and time: August 7, 2014, 4:00 p.m. at Travis County Commissioner's Court, 700 Lavaca Street, Austin, TX).
The public hearing was set on consent for August 7, 2014 at 4:00 p.m. at Travis County Commissioner's Court, 700 Lavaca Street, Austin, TX on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.
111. Set a public hearing to receive citizen feedback on the Boards and Commissions Transition Task Force report regarding the recommendations on changes to membership, purpose, and processes referenced in Sections 2 through 4 of the report. (Suggested date and time: August 7, 2014, 4:00 p.m. Travis County Commissioner's Court, 700 Lavaca Street, Austin, TX).

The public hearing was set on consent for August 7, 2014 at 4:00 p.m. at Travis County Commissioner's Court, 700 Lavaca Street, Austin, TX on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

112. Set a public hearing to consider a proposed strategic partnership agreement ("SPA") between the City and the Cascades Municipal Utility District No. 1 ("MUD") which includes immediate limited purpose annexation and possible future full purpose annexation of the MUD. (Suggested dates and times: August 7, 2014 at 4:00 pm, at Travis County Commissioner's Court, 700 Lavaca Street, Austin, TX; August 28, 2014 at 4:00 pm, at Travis County Commissioner's Court, 700 Lavaca Street, Austin, TX).

The public hearings were set on consent for August 7, and August 28, 2014 at 4:00 p.m. at Travis County Commissioner's Court, 700 Lavaca Street, Austin, TX on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

150. Authorize additional funding for negotiation and execution of a Job Order Assignment to JAMAIL & SMITH CONSTRUCTION to renovate existing Council Chambers and Executive Sessions Conference Room to accommodate four new Council Members for an additional amount of \$148,803.14 with a maximum contingency of \$169,200.79 for a total not-to-exceed amount of \$846,003.93. (Notes: This contract was awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) with 5.88% MBE and 1.81% WBE subcontractor participation.)

The motion authorizing additional funding for negotiation and execution of a job order assignment to Jamail & Smith Construction was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

151. Approve a resolution adopting a resolution of the Joint Subcommittees of the Austin City Council, the Austin Independent School District Board of Trustees, and the Travis County Commissioner's Court supporting efforts to provide financial and other assistance to the Family Resource Centers, directing the City Manager to identify funding available to assist with critical short-term and long-term needs of the centers, and authorizing the City Manager to negotiate and execute an interlocal agreement addressing the centers' short-term financial needs. (Notes: SPONSOR: Council Member Kathie Tovo CO 1: Council Member Laura Morrison CO 2: Council Member Mike Martinez)

Resolution No. 20140626-151 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

Items 113 and 114 were action items with closed public hearings.

Items 115 through 120 were Executive Session items.

Items 121 through 137 were zoning items set for 2:00 p.m.

Item 138 and 139 were briefing items set for 2:00 p.m.

Items 140 through 149 were public hearing items set for 4:00 p.m.

Items 150 through 152 were Addendum items.

DISCUSSION ITEMS

12. Authorize execution of a construction maintenance contract with AUSTIN FILTER SYSTEMS, INC. for the J. J. Seabrook Stream Restoration, Rain Garden, and Urban Trail Project in the amount of \$1,729,775.45 plus a \$172,977.55 contingency, for a total contract amount not to exceed \$1,902,753. Related to Items #28, #66 and #67. (Notes: This contract will be awarded in compliance with City Code

Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 15.25% MBE and 4.74% WBE subcontractor participation.)

The motion authorizing the execution of a construction maintenance contract with Austin Filter Systems, Inc. was approved on Council Member Spelman's motion, Council Member Morrison's second on a 7-0 vote.

22. Approve an ordinance authorizing acceptance of \$89,391 in grant funds from the TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS, and amending the Fiscal Year 2013-2014 Health and Human Services Department Operating Budget Special Revenue Fund (Ordinance No. 20130909-001) to appropriate \$89,391 for the delivery of basic needs, case management, employment support and preventive health services to low-income residents.

Ordinance No. 20140626-022 was approved on Council Member Morrison's motion, Council Member Spelman's second on a 6-0 vote. Council Member Tovo was off the dais.

23. Authorize negotiation and execution of a 12-month agreement with Huston-Tillotson University beginning on August 1, 2014 and ending on July 31, 2015, to fund an East Austin Community Health and Wellness Center, to be located on the University's campus, and to fund staff to oversee the start-up and expansion efforts of the Center, in an amount not to exceed \$250,000.

The motion authorizing the negotiation and execution of an agreement with Huston-Tillotson University was approved on Council Member Martinez' motion, Council Member Morrison's second on a 7-0 vote.

CITIZEN COMMUNICATIONS: GENERAL

Cindy Dicosimo - The noise and taxes going up in my neighborhood

Susana Almanza - Equity for East Austin children & families

Nikela Bryson - Crossfit Gym noise in residential neighborhood

Chandler Gandy - Construction beginning too early in the morning

Kevin Mac Donnell - Lawsuit filed by the Austin Firefighters Union against the City

Will McLeod - 1. City of Austin to work with me to repeal the bag ban 2. Project Disconnect 3. Stop the Time Warner/Comcast merger 4. TBD

Gus Peña - 1. Retain our City Manager Marc Ott. He is a good City Manager and is inclusive of all aspects. We military veterans of all branches support him. 2. Lets start working early on next years budget. Affordable housing, jobs with good liveable wages, economic development, traffic congestion issues, taxes (lower), educating our children with top quality education. 3. Hold accountable all social service agencies. Need more money to help the poor, needy, single women with children (housing, food, healthcare) 4. Please help and support our military veterans.

Leonard Gardner - Contest award of retread contract IFB 7800 LMR00007 **Not present when name was called.**

Christopher Ringstaff - Stop the corporate subsidies

Greg Smith - City Manager's performance re: neighborhood sustainability

Mayor Leffingwell recessed the Council Meeting to go into Executive Session at 12:30 p.m.

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.

115. Evaluate the performance of and consider compensation and benefits for the City Manager (Personnel matters- Section 551.074 of the Government Code)
116. Evaluate the performance of and consider compensation and benefits for the City Auditor (Personnel matters- Section 551.074 of the Government Code)
117. Discuss legal issues related to Open Government matters (Private consultation with legal counsel- Section 551.071 of the Government Code).
This item was withdrawn.
118. Discuss legal issues related to the transition to electing the council from single-member districts (Private consultation with legal counsel- Section 551.071 of the Government Code).
This item was withdrawn.
119. Discuss legal issues related to the November 2014 election (Private consultation with legal counsel- Section 551.071 of the Government Code).
This item was withdrawn.
120. Discuss legal issues related to Ahmede Bradley, et al. v. Officer Eric Copeland, et al., Cause No. 1:14-cv-00212-LY, in the United States District Court for the Western District of Texas, Austin Division. (Private consultation with legal counsel- Section 551.071 of the Government Code).
This item was withdrawn.

Executive Session ended and Mayor Leffingwell called the Council Meeting back to order at 4:00 p.m.

DISCUSSION ITEMS CONTINUED

64. Approve the 2014 Austin Strategic Mobility Plan, which includes the identification of roadways of regional significance, and a locally preferred alternative for urban rail on a route from the East Riverside corridor through Downtown, the Capitol Complex, and the University of Texas to Highland/ACC.
The motion to approve the 2014 Austin Strategic Mobility Plan was approved on Mayor Leffingwell's motion, Council Member Spelman's second on a 7-0 vote.

Mayor Leffingwell recessed the Council Meeting for Live Music and Proclamation at 5:42 p.m.

LIVE MUSIC

Chencho Flores

PROCLAMATIONS

Installation into the Employee Memorial honoring Lt. Clay Crabb, APD

Distinguished Service Award (retirement) -- Dr. Laurie Dries -- to be presented by Council Member Laura Morrison and to be accepted by the honoree

Proclamation -- Pre-4th of July Barrio Parade -- to be presented by Council Member Mike Martinez and to be accepted by Parade organizers

Proclamation -- Frank Phillips Day -- to be presented by Council Member Mike Martinez and to be accepted by the honoree

Proclamation -- Boltage -- to be presented by Mayor Pro Tem Sheryl Cole and to be accepted by Janna Griffin and DeDe Church

Proclamation -- Emma Lou Linn Day -- to be presented by Mayor Pro Tem Sheryl Cole and to be accepted by the honoree

Mayor Leffingwell called the Council Meeting back to order at 7:06 p.m.

DISCUSSION ITEMS CONTINUED

99. Approve a resolution opposing the use of Travis County resources for implementation of the U.S. Immigration and Customs Enforcement (ICE) Secure Communities program, urging the Travis County Sheriff to stop complying with ICE detainers, directing the City Manager to research options to minimize or replace the City's use of the Travis County Central Booking Facility, and directing the City Manager to send a copy of the resolution to the Travis County Judge, Commissioners, and Sheriff. (Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Mike Martinez CO 2: Mayor Pro Tem Sheryl Cole)

Resolution No. 20140626-099 was approved on Council Member Morrison's motion, Council Member Martinez' second on a 7-0 vote.

13. Authorize negotiation and execution of a professional services agreement with HDR ENGINEERING, INC. (staff recommendation) or one of the other qualified responders to RFQ Solicitation No. CLMP153, to provide consultant services for Floodplain Evacuation Support Services project in an amount not to exceed \$12,000,000 for a contract term of six years with two one-year extension options. Related to items #28, #66 and #67 (Notes: This contract will be awarded in compliance with 49 CFR Part 26 (Disadvantaged Business Enterprise Program) and City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goal with 10.00% DBE subcontractor participation.)

The motion authorizing the negotiation and execution of a professional services agreement with HDR Engineering, Inc. was approved on Council Member Martinez' motion, Council Member Morrison's second on a 7-0 vote.

28. Approve a resolution authorizing the negotiation and execution of all documents and instruments necessary or desirable to purchase or otherwise acquire an estimated 140 properties at high risk of flooding located outside of the United States Army Corps of Engineers (USACE) buyout project area that will remain at risk of flooding in the 25-year floodplain within the Onion Creek Forest, Onion Creek Plantations, Yarrabee Bend, and Silverstone neighborhoods (Lower Onion Creek area) in the Onion Creek watershed, in an amount not to exceed \$31,000,000. Related to Items #13, #66 and #67.

Resolution No. 20140626-028 was approved on Council Member Martinez' motion, Council Member Morrison's second on a 7-0 vote.

66. Approve a resolution declaring the City of Austin's official intent to reimburse itself from Certificates of Obligation to be issued for expenditures in the total amount of \$35,500,000 for costs associated with the Onion Creek buyouts of single family houses in flood-prone areas and related improvements. Related to Items #13, #28 and #67.

Resolution No. 20140626-066 was approved on Council Member Martinez' motion, Council Member Morrison's second on a 7-0 vote.

67. Approve an ordinance amending the Fiscal Year 2013-2014 Watershed Protection Department Capital Budget (Ordinance No. 20130909-002) to increase appropriations by \$35,500,000 for the buyout and demolition of single family houses in the floodplain of Onion Creek near the intersection of South Pleasant Valley Road and East William Cannon Drive. Related to Items #13, #28 and #66.

Ordinance No. 20140626-067 was approved on Council Member Martinez' motion, Council Member Morrison's second on a 7-0 vote.

ZONING ORDINANCES / RESTRICTIVE COVENANTS

The following items were acted on by one motion. No separate action occurred on any of the items.

121. C14-2014-0051 - 12th & Navasota - Approve second/third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 1194, 1196, and 1198 Navasota Street (Waller Creek Watershed) from general commercial services-mixed use-conditional overlay-neighborhood conservation combining district-neighborhood plan (CS-MU-CO-NCCD-NP) combining district zoning to general commercial services-mixed use-conditional overlay-neighborhood conservation combining district-neighborhood plan (CS-MU-CO-NCCD-NP) combining district zoning, to change a condition of zoning. First Reading approved on February 13, 2014. Vote: 7-0. Owner: 12th and Waller, LP (Edward Butler). Applicant: City of Austin, Planning and Development Review Department (Jerry Rusthoven). City Staff: Heather Chaffin, 512-974-2122.

Ordinance No. 20140626-121 for general commercial services-mixed use-conditional overlay-neighborhood conservation combining district-neighborhood plan (CS-MU-CO-NCCD-NP) combining district zoning, to change a condition of zoning was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Martinez was off the dais.

122. NPA-2014-0011.01 - 1001 East 50th Street and 4915 Harmon Ave. (MDC Programs Annex) -Conduct a public hearing and approve an ordinance amending Ordinance No. 020523-30, the North Loop Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 1001 East 50th Street and 4915 Harmon Ave (Boggy Creek Watershed; Tannehill Branch Watershed) from Single Family to Office land use. Staff Recommendation: To grant Office land use. Planning Commission Recommendation: To be reviewed on June 24, 2014. Owner/Applicant: Dick Rathgeber. City Staff: Maureen Meredith, 512-974-2695.

This item was postponed on consent to August 28, 2014 at the staff's request on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Martinez was off the dais.

124. C14-2014-0049 - Cooper Villas - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 7805 Cooper Lane (South Boggy Creek Watershed) from general commercial services-conditional overlay (CS-CO) combining district zoning to multi-family residence-limited density (MF-1) district zoning. Staff Recommendation: To grant multi-family residence-limited density-conditional overlay (MF-1-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant multi-family residence-limited density-conditional overlay (MF-1-CO) combining district zoning. Owner/Applicant: Cooper Villas Venture, LLC (Herman Cardenas). Agent: Barfield & Binkley, Inc. (Reynaldo Gonzalez). City Staff: Wendy Rhoades, 512-974-7719.

The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20140626-124 for multi-family residence-limited density-conditional overlay (MF-1-CO) combining district zoning was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Martinez was off the dais.

125. C14-2014-0052 - Cooper Lane Rezoning - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 7405, 7409 and 7415 Cooper Lane (South Boggy Creek Watershed) from single family residence-standard lot (SF-2) district zoning to townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning, as amended. Staff Recommendation: To grant townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning, with conditions. Zoning and Platting Commission Recommendation: To grant townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning, with conditions. Owner/Applicant: Dalton Mueller; Marval Property Investment (Michael Valenzuela). Agent: Thrower Design (Ron Thrower). City Staff: Wendy Rhoades, 512-974-7719.
This item was postponed on consent to August 7, 2014 at the applicant's request on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Martinez was off the dais.
126. C14-2014-0053 - Walnut Park Crossing - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 12304 Walnut Park Crossing (Walnut Creek Watershed) from limited office (LO) district zoning to multi-family residence-low density (MF-2) district zoning. Staff Recommendation: To grant multi-family residence-low density (MF-2) district zoning, with conditions. Zoning and Platting Commission Recommendation: To grant multi-family residence-low density (MF-2) district zoning, with conditions. Owner/Applicant: Crestmont Office Center, LTD. (Jeffrey Schwartz); Brock Spavinaw Partnership, LTD. Agent: Civile, LLC (Lawrence M. Hanrahan). City Staff: Sherri Sirwaitis, 512-974-3057.
The public hearing was conducted and the motion to close the public hearing and adopt the first reading of the ordinance for multi-family residence-low density (MF-2) district zoning, with conditions was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Martinez was off the dais.
127. C14-2014-0059 - Horizon Rezoning - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 13497 U.S. Highway 183 North (Lake Creek Watershed) from community commercial-conditional overlay (GR-CO) combining district zoning to commercial-liquor sales-conditional overlay (CS-1-CO) combining district zoning. Staff Recommendation: To grant commercial-liquor sales-conditional overlay (CS-1-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant commercial-liquor sales-conditional overlay (CS-1-CO) combining district zoning. Owner/Applicant: Austin Horizon LLC & Horizon Ventures LLC. Agent: Thrower Design (A. Ron Thrower). City Staff: Sherri Sirwaitis, 512-974-3057.
The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20140626-127 for commercial-liquor sales-conditional overlay (CS-1-CO) combining district zoning was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Martinez was off the dais.
128. C14-2014-0061 - Lake Creek Rezoning - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by zoning property locally known as 10313 Lake Creek Parkway (Lake Creek Watershed) from interim-rural residence (I-RR) district zoning to community commercial (GR) district zoning. Staff Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning, with conditions. Zoning and Platting Commission Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning, with conditions. Owner/Applicant: Van Family Real Estate Partnership, Ltd. (Glenn Van Shellenbeck). Agent: Permit Partners (David Cancialosi). City Staff: Sherri Sirwaitis, 512-974-3057.
The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20140626-128 for community commercial-conditional overlay (GR-CO) combining district zoning, with conditions was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Martinez was off the dais.

129. C14-2014-0062 - The Kenzie - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 3201 Esperanza Crossing (Walnut Creek Watershed) from major industrial-planned development area (MI-PDA) combining district zoning to major industrial-planned development area (MI-PDA) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant major industrial-planned development area (MI-PDA) combining district zoning, to change a condition of zoning. Planning Commission Recommendation: To grant major industrial-planned development area (MI-PDA) combining district zoning, to change a condition of zoning. Owner/Applicant: Austin Domain Residential, LP (Thomas Bakewell). Agent: Land Solutions, LLC (Michele Haussmann). City Staff: Sherri Sirwaitis, 512-974-3057.

The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20140626-129 for major industrial-planned development area (MI-PDA) combining district zoning, to change a condition of zoning was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Martinez was off the dais.

130. C14-2014-0064 - Commodore Perry Estate - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 710 East 41st Street (Waller Creek Watershed) from community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning for Tracts 1 and 2, and community commercial-mixed use-conditional overlay-historic landmark-neighborhood plan (GR-MU-CO-H-NP) combining district zoning for Tract 1A to community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning for Tracts 1 and 2, and community commercial-mixed use-conditional overlay-historic landmark-neighborhood plan (GR-MU-CO-H-NP) combining district zoning for Tract 1A, to change conditions of zoning. Staff Recommendation: To grant community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning for Tracts 1 and 2, and community commercial-mixed use-conditional overlay-historic landmark-neighborhood plan (GR-MU-CO-H-NP) combining district zoning for Tract 1A, to change conditions of zoning. Planning Commission Recommendation: To grant community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning for Tracts 1 and 2, and community commercial-mixed use-conditional overlay-historic landmark-neighborhood plan (GR-MU-CO-H-NP) combining district zoning for Tract 1A, to change conditions of zoning. Owner: Perry Estate, LLC (Clark Lyda). Applicant: Metcalfe, Wolff, Stuart & Williams, LLP (Michelle Rogerson Lynch). City Staff: Lee Heckman, 512-974-7604.

The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20140626-130 for community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning for Tracts 1 and 2, and community commercial-mixed use-conditional overlay-historic landmark-neighborhood plan (GR-MU-CO-H-NP) combining district zoning for Tract 1A, to change conditions of zoning was approved on consent with the following amendments on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Martinez was off the dais.

The amendments were to amend Part 3 as follows:

"The following applies to Tract 1:

Only residential uses are permitted within 75 feet and 53 feet of the north zoning boundary line for those portions of Tract 1, beginning at the western edge of Tract 1 and ending at the shared lot line of Lots 32 and 33, Block 23 Perry Estates Subdivision, Book 3, Page 52, of the Plat Records of Travis County, Texas, as depicted on Exhibit "E"."

"The following applies to Tract 2":

B. Vehicular access from Tract 2 to East 41st Street is limited to residential uses, except for pedestrian, bicycle, and emergency ingress and egress. All non-residential vehicular access to Tract 2 shall be from other adjacent public streets or through other adjacent property."

131. C14-2014-0067 - 13219 U.S. Highway 183 Rezoning - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by zoning and rezoning property locally known as 13219 Research Boulevard (Lake Creek Watershed) from community commercial (GR) district zoning and interim-rural residence (I-RR) district zoning to community commercial (GR) district zoning. Staff Recommendation: To grant community commercial (GR) district zoning. Zoning and Platting Commission Recommendation: To grant community commercial (GR) district zoning. Owner/Applicant: 13219 Highway 183, Ltd. (Paul Terrill). Agent: Holt Planners (David Holt). City Staff: Sherri Sirwaitis, 512-974-3057.

The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20140626-131 for community commercial (GR) district zoning was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Martinez was off the dais.

132. C14-2014-0071 - Congress Avenue Commercial Tract - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 8832-1/2 South IH-35 Service Road (Onion Creek Watershed) from unzoned, development reserve (DR) district zoning and single family residence-standard lot (SF-2) district zoning to general commercial services (CS) district zoning. Staff Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning. Owner/Applicant: HEB Grocery Company, LP (Todd Piland). Agent: Bury, Inc. (Melissa Neslund). City Staff: Wendy Rhoades, 512-974-7719.

The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20140626-132 for general commercial services-conditional overlay (CS-CO) combining district zoning was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Martinez was off the dais.

133. C14-2014-0073 - Public Storage - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 14000 Owen Tech Boulevard (Walnut Creek Watershed) from community commercial (GR) district zoning to general commercial services (CS) district zoning. Staff Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning. Owner/Applicant: Owen Tech, LLC (Behzad Bahramni). Agent: Jackson Walker, L.L.P. (Katherine Loayza). City Staff: Sherri Sirwaitis, 512-974-3057.

The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20140626-133 for general commercial services-conditional overlay (CS-CO) combining district zoning was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Martinez was off the dais.

134. C14-2014-0074 - Cedar Bend Ambulatory Surgery Center - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 2410 Cedar Bend Drive (Walnut Creek Watershed) from general office-conditional overlay (GO-CO) combining district zoning to general office-conditional overlay (GO-CO) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant general office-conditional overlay (GO-CO) combining district zoning, to change a condition of zoning. Zoning and Platting Commission Recommendation: To grant general office-conditional overlay (GO-CO) combining district zoning, to change a condition of zoning. Owner: Austin Diagnostic Clinic (John Ratcliff). Applicant/Agent: City of Austin-Planning and Development Review Department (Sherri Sirwaitis). City Staff: Sherri Sirwaitis, 512-974-3057.

The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20140626-134 for general office-conditional overlay (GO-CO) combining district zoning, to change a condition of zoning was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Martinez was off the dais.

135. C814-97-0001.11 - Leander Rehabilitation PUD Amendment #12 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as North F.M. 620 Road (Lake Creek Watershed) from planned unit development (PUD) district zoning to planned unit development (PUD) district zoning, to change a condition of zoning. Staff Recommendation: To grant planned unit development (PUD) district zoning. Planning Commission Recommendation: To grant planned unit development (PUD) district zoning. Owner/Applicant: Austin 129, LLC. Agent: Metcalfe Wolff Stuart & Williams (Michele R. Lynch). City Staff: Sherri Sirwaitis, 512-974-3057.
The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20140626-135 for planned unit development (PUD) district zoning was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Martinez was off the dais.
136. C814-06-0106.02 - Hyatt PUD Amendment #2 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 208 Barton Springs Road (Lady Bird Lake Watershed) from planned unit development-neighborhood plan (PUD-NP) combining district zoning to planned unit development-neighborhood plan (PUD-NP) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant planned unit development-neighborhood plan (PUD-NP) combining district zoning, to change a condition of zoning. Planning Commission Recommendation: To be reviewed on June 24, 2014. Owner: Tantallon Austin Hotel, LLC (Terry M. Shaikh). Applicant: Edinburgh Management, LLC (Shelly Schadeegg). City Staff: Lee Heckman, 512-974-7604.
This item was postponed on consent to August 7, 2014 at the staff's request on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Martinez was off the dais.
137. C814-2012-0085.01 - Estancia Hill Country PUD-First Amendment - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 12814 Interstate Highway 35 South and FM 1327 (Puryear Road) at South IH 35 Service Road Southbound (Onion Creek Watershed) from planned unit development (PUD) district zoning to planned unit development (PUD) district zoning, to change a condition of zoning. Staff Recommendation: To grant planned unit development (PUD) district zoning, to change a condition of zoning. Zoning and Platting Commission Recommendation: To grant indefinite postponement. Owner/Applicant: Sevensgreen One LTD; Quartersage II LTD; Reverde Three LTD; IV Capitol Pointe LTD; Stone Pointe Five LTD; Saladia VI LTD; Paol Grande Seven LTD; High Point Green VIII LTD; Golondrina Nine LTD; X Cordoniz LTD; Ciero Eleven LTD; Zaguan XII LTD; Thirteen Canard LTD; Ruissea XIV LTD; Dindon Fifteen LTD; Bois de Chene XVI LTD; Etourneau Seventeen LTD; Moineau XVIII LTD; SLF III - Onion Creek LP (The Stratford Company-Ocie Vest); Lennar Homes of Texas Land and Construction, LTD (Ryan Mattox). Agent: City of Austin-Planning and Development Review Department. City Staff: Wendy Rhoades, 512-974-7719.
This item was postponed on consent indefinitely on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Martinez was off the dais. (Under City Code, items postponed indefinitely are withdrawn from the active agenda and must be re-noticed before being placed back on the council agenda.)

DISCUSSION ITEMS CONTINUED

24. Approve an ordinance adopting the Municipal Civil Service Rules as recommended by the Municipal Civil Service Commission.
Ordinance No. 20140626-024 was approved with the following amendments on Council Member Martinez' motion, Council Member Morrison's second on a 7-0 vote.

The amendments were as follows.

Amend Section 4.05 to read:

“As a part of merit and Fitness, the Department may require job-related criteria, such as background checks, drug and alcohol testing, and employment reference checks on any Selection or Direct appointment. Drug and alcohol testing and criminal background investigations will be conducted when required by City policy, state, and/or federal law. Criminal background investigations may also be conducted by procedures for Employees who are in Positions directly working with or in frequent contact with vulnerable populations and Positions with financial responsibilities to include employees in accounting and financial positions, cash handling, check signing authority, Pro Card users, grant fund oversight, and distribution of funds to community groups, timekeepers, employees with privileged system approval access and employees who regularly access the customer billing system and AMANDA in alignment with essential job functions.”

Amend Section 5.01 to read:

“A Reduction-in-Force of Employees may occur when it becomes necessary for the City to effect immediate reductions in the size of the City workforce.”

Eliminate Section 5.02.

Amend Section 5.03C(2) to read:

“Second, all other Employees shall be separated based on length of service with the City as the first criterion and documented past work performance as the second criterion. The Employee last hired by the City without a break in service shall be separated first. If there is a tie in length of service, it shall be broken by ranking affected Employees according to documented performance appraisals for the previous twelve (12) months. If the documented past performance is equal, the Human Resources Director shall select by lot the Employee who will be separated.”

Amend Section 5.03D to read:

“Whenever possible, with the exception of Employees funded through external sources, Employees will be provided sixty (60) Days’ notice of a separation due to Reduction-in-Force. A Reduction-in-Force notice may be provided to the affected Employee by personal delivery or, if the affected Employee is not present in the workplace, via certified mail or electronic mail when possible, to the address shown for the Employee in the City’s personnel records. Upon recommendation of the Director of Human Resources, the City Manager may provide up to twelve weeks of severance pay to an Employee who has been laid off.”

Amend Section 5.04C(1) to read:

“An affected Employee shall be placed on a Citywide reemployment list for a period of one (1) Year following the effective date of the layoff. The recall list shall be used to fill a vacant Position with the same Classification from which the Employee was laid off, so long as the Employee qualifies for the Position. The last Employee laid off shall be the first Employee recalled and shall continue in that order. Nothing herein shall be construed as a guarantee of reemployment.”

Eliminate Section 6.02B(4)(g).

Amend Section 6.02B(6) to read:

“Ineligibility – failure to maintain a license, certification, other qualification or job-related criteria, including failure to pass a criminal background investigation due to a relevant conviction, that results in the inability to perform an essential job function required for the Position held by the Employee.

Amend Section 6.02B(8) to read:

“Unsafe Behavior – intentional or repeated failure to follow established workplace safety rules, standards, and guidelines.”

Amend Section 6.02B(10) to read:

“Policy Violation – violation of City personnel policies, written work rules and procedures aligned to personnel policies, and administrative bulletins distributed to and acknowledged by the Employee.”

Amend Section 6.03B(3) to read:

“the manner in which similar conduct has been addressed in the past by the City.”

Amend Section 6.03D(1)(a) to read:

“a) An Employee may bring a representative of his/her choice to the following types of meetings: a pre-disciplinary meeting, a meeting formally requested by management at which discipline will be issued, a performance improvement plan (PIP) issuance meeting, and an Investigatory Interview at which the Employee is a complainant, Respondent, or witness, excluding initial written witness statements (hereinafter referred to collectively as “meetings”).”

Amend Section 7.06H(3) to read:

“The Commission shall permit the parties to make an opening statement concerning the Appeal. The party with the burden of proof shall go first.”

Amend Section 7.06H(6) to read:

“The Commission shall permit the parties to make a closing statement. The order of the party’s closing statement will be the same as the order of the opening statement.”

Amend Section 7.08C to read:

“The Department shall have the burden of proof and will present its evidence first in the hearing.”

Amend Section 7.09C to read:

“The Employee shall have the burden of proof and will present his/her evidence first at the hearing.”

Amend Section 7.10B to read:

“The Department shall have the burden of proof and will present its evidence first at the hearing.”

Amend Part 3 to read:

“(A) Rule 7 of the modified Municipal Civil Service Rules recommended by the Commission in the form attached as Exhibit “A,” with the amendments set forth in Part 2, takes effect on July 7, 2014. (B) The remainder of this ordinance take effect on October 27, 2014.”

68. Approve appointments and certain related waivers to citizen boards and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members. **The following appointments and waivers were approved on Council Member Tovo’s motion, Council Member Spelman’s second on a 7-0 vote.**

Nominations

Board/Nominee

Downtown Commission
Maureen Metteauer

Nominated by

Council Member Morrison

Environmental Board

Ruthie Redmond

Council Member Tovo

Planning Commission

Lesley Varghese

Mayor Leffingwell

Human Rights Commission

Lauren Guilbeaux

Council Member Spelman

Parks and Recreation Board

Michael Casias

Council Member Martinez

Waivers

Approve a waiver of the filing deadline for the statement of financial information as prescribed in Sections 2-1-25 and 2-7-72 of the City Code and establishing a new deadline of Friday, July 25, 2014.

Approve a waiver of the requirement in Section 2-1-21(H) of the City Code for the appointment of Lesley Varghese to the Planning Commission. The waiver allows her simultaneous service on the Asian American Quality of Life Advisory Commission and Planning Commission for July 2014.

There was a motion made by Council Member Tovo to nominate Council Member Morrison to the Balcones Canyonlands Conservation Plan Coordinating Committee. The motion died for lack of a second.

77. Approve a resolution directing the City Manager to explore potential funding options in the Fiscal Year 2013-14 and 2014-15 budgets to allocate an additional \$850,000 of one-time funds and/or provide repayment options for Phase 1 of Huston-Tillotson's (HT) Community Health and Wellness (Center), and identify other opportunities to provide additional resources on an ongoing basis for programming at the HT Center. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison CO 2: Mayor Pro Tem Sheryl Cole)

Resolution No. 20140626-077 was approved on Mayor Pro Tem Cole's motion, Council Member Martinez' second on a 7-0 vote.

94. Approve a resolution directing the Commission for Women to engage with the Women's Engagement Group, a group of public stakeholders, hosted by the Central Health Board of Managers Ad Hoc Women's Health Committee, to support opportunities for dialogue on the provision of women's health services, and report back to Council with a status of the efforts. (Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member William Spelman CO 2: Council Member Kathie Tovo)

Resolution No. 20140626-094 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

A motion to reconsider and approve the amendments as follows to item 94 was approved on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.

The amendments were:

The fifth "Whereas" should read,

"Whereas, upon its creation Central Health assumed responsibility for the provision of healthcare services to residents of Travis County including the provision of women's health services and works

to develop and maintain a network of health care services by identifying and prioritizing the community's needs and meeting those needs in the most effective and efficient ways possible and thus contracts with a variety of providers to meet the health care needs of residents; and"

The sixth "Whereas" should read,

"Whereas, Central Health and its Board are committed to providing un and under-insured-residents of Travis County, particularly the most vulnerable residents, with access to the highest quality healthcare and remain resolute in their commitment to ensuring that all women have access to the complete range of women's health services and that those services remain available to women who need or want those services; and"

The seventh "Whereas" should read,

"Whereas, the Central Health Ad Hoc Women's Health Committee has established a Women's Engagement Group; and"

The tenth "Whereas" should read,

"Whereas, with the new transformation of health care services and new partners working together in Austin/Travis County, there is a tremendous opportunity for the City of Austin Commission for Women to work with the Women's Engagement Group hosted by the Central Health Ad Hoc Women's Health Committee on women's health care issues. Now, Therefore,"

The "Be it Resolved by the City Council of the City of Austin" should read,

"The Commission for Women to engage with the Women's Engagement Group hosted by the Central Health Ad Hoc Women's Health Committee support opportunities dialogue on the provision of women's health services, and to develop ideas for ways the Commission can support engagement on the topic of women's health, and report back to Council within 90 days with a status of the efforts."

100. Approve a resolution directing the City Manager to convene community meetings to discuss development ideas for the 411 Chicon Street site and prepare analyses for Council resulting from the community meetings. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Kathie Tovo CO 2: Council Member Chris Riley)
Resolution No. 20140626-100 was approved on Mayor Pro Tem Cole's motion, Council Member Tovo's second on a 7-0 vote.
102. Approve a resolution to clarify that the Council's intent in enacting Resolution No. 20140515-024, creating a stakeholder group to advise the Council on transportation network companies, was to have members of the Urban Transportation Commission's Transportation Network Companies Committee act as a part of the stakeholder group, and not to have the stakeholder group and the Transportation Network Companies Committee meet separately. (Notes: SPONSOR: Council Member Kathie Tovo CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member Laura Morrison)
There was a motion made by Council Member Tovo and seconded by Council Member Morrison to approve the resolution. The motion failed on a vote of 3-4. Those voting aye were: Mayor Pro Tem Cole and Council Members Morrison and Tovo. Those voting nay were: Mayor Leffingwell and Council Members Martinez, Riley, and Spelman.

ACTION ON ITEMS WITH CLOSED PUBLIC HEARINGS

113. Approve third reading of an ordinance and consider amending sections of City Code Chapters 25-1, 25-2, 25-5, 25-7 and 25-8 relating to Lake Austin (LA) District zoning regulations and general regulations for boat dock and shoreline development. (THE PUBLIC HEARING FOR THIS ITEM WAS HELD AND CLOSED ON MAY 15, 2014.). Related to Item #114

Ordinance No. 20140626-113 was approved with the following friendly amendment on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 7-0 vote. Council Member Tovo recused herself from the following sections of the ordinance:

Part 2, City Code Section 25-2-551(B)(3)(Lake Austin (LA) District Regulations); Part 3, City Code Section 25-2-893(G") and (H) (Accessory Uses for a Principal Residential Use); Part 4, Subsection (D) of City Code Section 25-2-963 (Modification and Maintenance of Noncomplying Structures); Part 5, City Code Section 25-2-964 (C) (Restoration and Use of Damaged or Destroyed Noncomplying Structures); Part 7, City Code Section 25-2-1172(2) and (3) Definitions); Part 8, City Code Section 25-2-1173(A), (B), and (C) (Permit Required for Construction); Part 9, City Code Section 25-2-1174(A), (B), and (C) (Structural Requirements); Part 10, City Code Section 25-2-1175(B) and (C) (Lighting and 28 Electrical Requirements); Part 11. City Code Section 25-2-1176(A) (Regulations); Part 12, City Code Section 25-2-1177(A), (B), and (C) (Dock Exempt from City Licensing); Part 13, City Code Chapter 25-2-1179(A) and (B) (Docks, Bulkheads, and 14 Shoreline Access); Part 15, City Code Section 25-5-2(A) and (L) and new Subsection (M) (Site Plan Exemptions); Part 16, City Code Section 25-5-3(B) (Small Projects); Part 18, City Code Section 25-7-96(B)(2)(ii) (Exceptions in the 25-Year 7 Floodplain); Part 21, City Code Section 25-8-261(C)(1) and (4) (Critical Water Quality Zone Development); and Part 22, City Code Section 25-8-652(A), (B), (C), (D), and (E) (Fills at Lake Austin, Lady Bird Lake, and Lake Walter E. Long).

There was a friendly amendment made by Council Member Spelman to remove Section 25.2.1177(C) of Part 12 of the ordinance. The amendment was accepted by the maker of the motion and Council Member Morrison, who made the second.

The motion to waive the rules and allow Council to meet after 10 p.m. was approved on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 7-0 vote.

114. Approve third reading of an ordinance amending City Code Chapter 25-2 to create a Lake Austin (LA) district zoning overlay extending environmental protections from the LA base zoning district to certain properties within 1,000 feet of Lake Austin. (THE PUBLIC HEARING FOR THIS ITEM WAS HELD AND CLOSED ON MAY 15, 2014.) Related to Item #113

Ordinance No. 20140626-114 was approved on Council Member Morrison's motion, Council Member Spelman's second on a 6-1 vote. Mayor Leffingwell voted nay.

ZONING CONTINUED

123. C14-2014-0023 - 1826 Oak Hill Med, LLC - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 8515 FM 1826 Road (Williamson Creek Watershed-Barton Springs Zone) from limited office-conditional overlay-neighborhood plan (LO-CO-NP) combining district zoning for Tract 1 and single family residence-standard lot-conditional overlay-neighborhood plan (SF-2-CO-NP) combining district zoning for Tract 2, to limited office-conditional overlay-neighborhood plan (LO-CO-NP) combining district zoning for Tracts 1 and 2. Staff Recommendation: To grant limited office-conditional overlay-neighborhood plan (LO-CO-NP) combining district zoning for Tracts 1 and 2. Planning Commission Recommendation: To grant limited office-conditional overlay-neighborhood plan (LO-CO-NP) combining district zoning for Tracts 1 and 2, with conditions. Owner/Applicant: Oak Hill Med, LLC (John Guries). Agent: Consort, Inc. (Ben Turner). City Staff: Wendy Rhoades, 512-974-7719.

The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20140626-123 for limited office-conditional overlay-neighborhood plan (LO-CO-NP) combining district zoning for Tracts 1 and 2, with conditions was approved on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.

The conditions were:

- 1. Limit trips to 2,000 trips per day**
- 2. Limit the number of driveways for vehicular access to FM 1826 to two**

3. Maximum height for building or structure will be 35 feet from ground level and the building may not exceed one level
4. 50 foot wide building setback along the north and south property lines
5. Prohibit the following uses:
 - Art gallery
 - Art workshop
 - Bed and breakfast
 - Residential group one bed and breakfast
 - Residential group two club or lodge
 - College university facilities
 - Communication services facilities
 - Communication services
 - Community events
 - Community recreation (private)
 - Community recreation (public)
 - Congregate living
 - Convalescent services
 - Counseling services
 - Cultural services
 - Family home
 - Group home
 - Class one group home
 - Class II (limited)
 - Group home Class II
 - Hospital services (limited)
 - Public primary educational facilities
 - Public secondary educational facilities
 - Residential treatment
 - Safety services
 - Special use historic

BRIEFING ON PLANNED UNIT DEVELOPMENT ASSESSMENTS

138. CD-2014-0010 - Presentation and discussion of development assessment of the Austin Oaks Planned Unit Development, located at the southwest corner of Spicewood Springs Road and Mopac Expressway (3409, 3420, 3429, 3445, 3520, 3636, 3701, 3721, 3724, and 3737 Executive Center Drive and 7601, 7718, and 7719 Wood Hollow Drive) within the Shoal Creek Watershed.
The presentation was made by Jerry Rusthoven, Manager, Planning and Development Review.
139. CD-2014-0005.SH - Presentation and discussion of development assessment of the Colony Park Sustainable Community Initiative Planned Unit Development, located at Loyola Lane and Wentworth Drive, within the Walnut Creek Watershed - Desired Development Zone.
The presentation was made by Jerry Rusthoven, Manager, Planning and Development Review.

PUBLIC HEARINGS AND POSSIBLE ACTIONS

140. Conduct a public hearing and consider an ordinance regarding CenterPoint Energy's proposal to increase customer gas rates.
The public hearing was conducted and the motion to close the public hearing and approve Ordinance No. 20140626-140 was approved on Council Member Morrison's motion, Council Member Riley's second on a 7-0 vote.

141. Conduct a public hearing and consider an ordinance regarding floodplain variances for the construction of a new single-family residence and a second dwelling at 5505 Jim Hogg Avenue as requested by the owner of the property. The property is partially in the 25-year floodplain and entirely in the 100-year floodplain of the Hancock Branch of Shoal Creek.
The public hearing was conducted and the motion to close the public hearing and approve Ordinance No. 20140626-141 was approved on Council Member Riley's motion, Council Member Martinez' second on a 5-1 vote. Council Member Tovo voted nay. Council Member Morrison was off the dais.
142. Conduct a public hearing to receive citizen comments on the City's Draft Five Year Consolidated Plan for Fiscal Years 2014-2019, Action Plan for Fiscal Year 2014-2015, and the Community Development 2014-2015 Program.
The public hearing was conducted and the motion to close the public hearing was approved on Council Member Morrison's motion, Council Member Riley's second on a 6-0 vote. Council Member Spelman was off the dais.
143. Conduct a public hearing and consider an appeal regarding the decision to issue an outdoor music venue permit to Ski Shores Café at 2905 Pearce Road.
This item was withdrawn without objection.
144. Conduct a public hearing and consider an appeal of the Waterfront Planning Advisory Board's denial of a request to increase the allowable impervious cover for 1106 Lambie St. from 40% to 55%.
This item was postponed to August 7, 2014 on Mayor Pro Tem Cole's motion, Council Member Riley's second on a 6-0 vote. Council Member Spelman was off the dais.
145. Conduct a public hearing and consider an ordinance amending City Code Title 25 related to the mobile retail sale of goods and services. June 24, 2014 – Approved by the Planning Commission on a 5-0 vote with Commissioners Nortey, Oliver and Stevens absent and one vacancy
The public hearing was conducted and the motion to close the public hearing and approve Ordinance No. 20140626-145 was approved on Council Member Martinez' motion, Council Member Riley's second on a 7-0 vote.
146. Conduct a public hearing and consider a resolution to expand the Austin Downtown Public Improvement District by adding one parcel as requested by the property owner.
The public hearing was conducted and the motion to close the public hearing and approve Resolution No. 20140626-146 was approved on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.
147. Conduct a public hearing and consider an ordinance regarding floodplain variances for construction of a mixed-use building and associated parking at 718 W. 5th Street (known as 5th and West) within the 25-year and 100-year floodplains of Shoal Creek.
The public hearing was conducted and the motion to close the public hearing and approve Ordinance No. 20140626-147 was approved with the following conditions on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
The conditions were.
 - **Prior to issuance of a building permit:**
Structural certification
 - **Prior to issuance of a certificate of occupancy:**
Elevation certificate
Floodproofing certificate
148. Conduct a public hearing and consider an ordinance naming the parkland located at 3000 Del Curto Road. The Parks and Recreation Board entertained 3 recommendations, none of which were accepted.

There was a motion made by Council Member Morrison and seconded by Mayor Pro Tem Cole to close the public hearing and approve the ordinance naming the park the South Lamar Neighborhood Park with direction to staff.

Direction was given to staff to work with the Lasseter family to find an appropriate memorial for Tom Lasseter.

A substitute motion was made by Council Member Riley and seconded by Council Member Spelman to close the public hearing and approve the first reading of the ordinance naming the park the Tom Lasseter Park. The motion passed on a vote of 4-3. Those voting aye were: Mayor Leffingwell and Council Members Martinez, Riley and Spelman. Those voting nay were: Mayor Pro Tem Cole and Council Members Morrison and Tovo.

149. Conduct a public hearing and consider an ordinance adopting the Urban Trails Master Plan. **This item was postponed to August 28, 2014 on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
152. Conduct a public hearing and consider an ordinance approving a Project Consent Agreement under City Code Section 25-1-544 to allow construction of a single-family residential development at 5816 Harper Park Drive in the East Oak Hill Neighborhood Planning Area; waiving strict compliance with Chapter 25-8 and Section 25-1-132; and adopting a site-specific amendment to the Save Our Springs Initiative. This action concerns land located in the Barton Springs zone. **The public hearing was conducted and the motion to close the public hearing and adopt the first reading of the ordinance failed on Council Member Spelman's motion, Mayor Leffingwell's second on a 3-4 vote. Those voting aye were Mayor Leffingwell and Council Members Riley and Spelman. Those voting nay were Mayor Pro Tem Cole and Council Members Martinez, Morrison and Tovo.**

Mayor Leffingwell adjourned the meeting at 1:39 a.m. without objection.

The minutes were approved on this the 7th day of August, 2014 on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.