

**AUSTIN CITY COUNCIL
MINUTES****REGULAR MEETING
THURSDAY, AUGUST 28, 2014**

Invocation: Dusty McCormick, Chaplain, Austin Fire Department

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, August 28, 2014 in the Travis County Administration Building, 700 Lavaca Street, Commissioners Courtroom, 1st Floor, Austin, Texas.

Mayor Leffingwell called the Council Meeting to order at 10:05 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 August 5, 2014, regular meeting of August 7, 2014 and special called meetings of August 14 and 15, 2014.
The minutes from the City Council work session of August 5, 2014, regular meeting of August 7, 2014 and special called meetings of August 14 and 15, 2014 were approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

Items 2 and 3 were pulled for discussion.

4. Approve issuance of a rebate to Apple Inc. for the installation of energy efficiency improvements at the Riata-Vista Phase I Campus and New Central Plant located at 5401 and 5501 West Parmer Lane, Austin, Texas, in an amount not to exceed \$180,359.
The motion to approve the issuance of a rebate to Apple Inc. was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.
5. Approve issuance of a rebate to Flextronics America, LLC, for the installation of energy efficiency improvements at its facilities located at 12455 Research Blvd., Austin, Texas, in an amount not to exceed \$158,125.
The motion to approve the issuance of a rebate to Flextronics America, LLC was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.
6. Approve issuance of a rebate to Intel Corporation for the installation of energy efficiency improvements at the AN4 Central Plant and Data Center located at 1300 S. Mopac Expressway, Austin, Texas, in an amount not to exceed \$178,890.
The motion to approve the issuance of a rebate to Intel Corporation was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

7. Authorize negotiation and execution of an agreement with COEUS BE Austin, LP, to provide performance-based incentives for the generation of solar energy at its facilities located at 1600 Royal Crest Drive, Austin, Texas, for an estimated \$8,047 per year, for a total amount not to exceed \$80,470 over a 10-year period.
The motion authorizing the negotiation and execution of an agreement with Coeus Be Austin, LP was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.
8. Approve an ordinance amending the Fiscal Year 2013-2014 Austin Energy Operating Budget (Ordinance No. 20130909-001) to decrease the Austin Energy Operating Fund ending balance by \$600,000 and increase the operating expenses by \$600,000 to provide additional funding for the Voluntary Utility Assistance Fund program.
Ordinance No. 20140828-008 was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.
9. Authorize negotiation and execution of a contract with Creedmoor-Maha Water Supply Corporation for wholesale water service.
The motion authorizing the negotiation and execution of a contract with Creedmoor-Maha Water Supply Corporation was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.
10. Approve an ordinance repealing City Code Section 15-9-157 relating to providing water and wastewater service connections to resubdivided single-family residential lots located in the urban watershed.
This item was withdrawn on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

Items 11 and 12 were pulled for discussion.

13. Approve an ordinance authorizing the negotiation and execution of a Developer Participation Agreement with SEAHOLM L/R, LLC, for the construction of access driveway infrastructure associated with Austin Water Utility facility access in connection with the Seaholm Power Plant redevelopment project in an amount not to exceed \$28,255.65.
Ordinance No. 20140828-013 was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.
14. Authorize negotiation and execution of an interlocal agreement between the City and the Capital Area Emergency Communication District (CAECD) related to the City's participation in the enhanced 9-1-1 emergency telephone system as follows: CAECD reimbursement in an amount not more than \$25,000 for a 12 month term to maintain Public Safety Answering Points, upgrade and maintain equipment and purchase supplies. Related to Item #15.
The motion authorizing the negotiation and execution of an interlocal agreement between the City and the Capital Area Emergency Communication District (CAECD) was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.
15. Authorize negotiation and execution of an interlocal agreement between the City and the Capital Area Emergency Communication District (CAECD) related to the City's participation in the enhanced 9-1-1 emergency telephone system as follows: CAECD reimbursement in an amount not to exceed \$577,874 for a 12 month term for maintenance of the 9-1-1 database on a county-wide basis. Related to Item #14.
The motion authorizing the negotiation and execution of an interlocal agreement between the City and the Capital Area Emergency Communication District (CAECD) was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

16. Authorize execution of an interlocal agreement with Travis County Emergency Services District No. 3 (ESD #3) to provide installation, maintenance and repair of ESD #3's wireless communications equipment for a 12-month term for an estimated amount not to exceed \$5,000 payable to the City and with annual automatic renewal terms in the same estimated amount per renewal. Related to Items #17 and #18.
The motion authorizing the execution of an interlocal agreement with Travis County Emergency Services District number three (ESD #3) was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.
17. Authorize execution of an interlocal agreement with Travis County Emergency Services District No. 9 (ESD #9) to provide installation, maintenance and repair of ESD #9's wireless communications equipment for a 12-month term for an estimated amount not to exceed \$5,000 payable to the City and with annual automatic renewal terms in the same estimated amount per renewal. Related to Items #16 and #18.
The motion authorizing the execution of an interlocal agreement with Travis County Emergency Services District number nine (ESD #9) was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.
18. Authorize execution of an interlocal agreement with Travis County Emergency Services District No. 14 (ESD #14) to provide installation, maintenance and repair of ESD #14's wireless communications equipment for a 12-month term for an estimated amount not to exceed \$5,000 payable to the City and with annual automatic renewal terms in the same estimated amount per renewal. Related to Items #16 and #17.
The motion authorizing the execution of an interlocal agreement with Travis County Emergency Services District number fourteen (ESD #14) was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.
19. Authorize negotiation and execution of a change order to the construction contract with AUSTIN FILTER SYSTEMS for the Harold Court East Regional Service Center Improvements Project in the amount of \$610,625 with a funding contingency in the amount of \$539,375 for additional change orders as necessary to resolve and mitigate health and safety conditions and unforeseen damage to City property for a total contract amount not to exceed \$6,481,415. (Notes: This contract was awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) with 0.96% MBE and 4.71% WBE subcontractor participation to date.)
The motion authorizing the negotiation and execution of a change order to the construction contract with Austin Filter Systems was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.
20. Authorize execution of a change order to the construction contract with LAUGHLIN-THYSSEN, INC., for the Williamson Creek - Blarwood Storm Drain Improvements Project in the amount of \$150,000 for a total contract amount not to exceed \$6,796,029.50.
The motion authorizing the execution of a change order to the construction contract with Laughlin-Thyssen, Inc. was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.
21. Authorize negotiation and execution of an amendment to the professional services agreements with the following eight firms: LIMBACHER AND GODFREY ARCHITECTS, INC. (WBE/FW), THE LAWRENCE GROUP, INC., MCKINNEY YORK ARCHITECTS (WBE/FW), AUSTIN ARCHITECTURE PLUS, INC. dba ARCHITECTURE + PLUS (WBE/FW); STANLEY-SALAIZ JOINT VENTURE; JACKSON AND MCELHANEY ARCHITECTS, INC.; HPA, LLP dba HATCH + ULLAND OWEN ARCHITECTS; and MWM DESIGNGROUP, INC. dba MWM DESIGNGROUP (WBE/FW) to provide architectural services for the 2013 General Architectural Services Rotation List in the amount of \$800,000 or until financial authorization is expended, for a total amount not to exceed

\$4,800,000 divided evenly among the eight firms. (Notes: This contract was awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) with 15.80% MBE and 15.80% WBE subconsultant participation.)

The motion authorizing the negotiation and execution of an amendment to the professional services agreements with Limbacher and Godfrey Architects, Inc. (WBE/FW), The Lawrence Group, Inc., McKinney York Architects (WBE/FW), Austin Architecture Plus, Inc. doing business as Architecture + Plus (WBE/FW); Stanley-Salaiz Joint Venture; Jackson and McElhaney Architects, Inc.; HPA, LLP doing business as Hatch + Ulland Owen Architects; and MWM Designgroup, Inc. doing business as MWM Designgroup (WBE/FW) was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

22. Authorize negotiation and execution of a professional service agreement with the following six staff recommended firms or one of the other qualified responders: INTERA, INC.; URS CORPORATION; TRC ENVIRONMENTAL CORPORATION; WESTON SOLUTIONS, INC.; BAER ENGINEERING AND ENVIRONMENTAL CONSULTING, INC. (WBE/FW); and CB&I ENVIRONMENTAL & INFRASTRUCTURE, INC., to RFQ Solicitation No. CLMP150 for the 2014 Environmental Services Rotation List for an estimated period of three years or until financial authorization is expended, for a total amount not to exceed \$4,800,000 divided evenly among the six firms. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 15.80% MBE and 15.80% WBE subconsultant participation.)

The motion authorizing the negotiation and execution of a professional service agreement with Intera, Inc.; URS Corporation; TRC Environmental Corporation; Weston Solutions, Inc.; Baer Engineering and Environmental Consulting, Inc. (WBE/FW); and CB&I Environmental & Infrastructure, Inc. was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

23. Authorize negotiation and execution of a professional services agreement with HALFF ASSOCIATES, INC., (staff recommendation) or one of the other qualified responders to RFQ Solicitation No. CLMP154, to provide engineering services for development of the YBC Urban Trail Route in an amount not to exceed \$800,000. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 16.00% MBE and 15.80% WBE subconsultant participation.)

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

24. Authorize negotiation and execution of an amendment to the professional services agreement with BLACK AND VEATCH CORPORATION for engineering services for the Walnut Creek Wastewater Treatment Filter Improvements Project in the amount of \$299,794 for a total contract amount not to exceed \$2,418,580. (Notes: This contract was awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) with 17.94% MBE and 12.82% WBE subconsultant participation to date.)

The motion authorizing the negotiation and execution of an amendment to the professional services agreement with Black and Veatch Corporation was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

25. Authorize the negotiation and execution of a Family Business Loan Program, Section 108 loan to 1707 Airport Commerce, LLC, for a new hotel development project located at 1707 Airport Commerce Drive, in an amount not to exceed \$402,000.

This item was postponed on consent to September 25, 2014 on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

Item 26 was pulled for discussion.

27. 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 \$1,831,928 for the following departments: Austin Energy, Austin Water Utility, Fleet Services, Parks and Recreation, and Public Works; and amending the Fiscal Year 2013-2014 Capital Budget (Ordinance No. 20130909-002) to transfer in and appropriate \$324,190 from the Fiscal Year 2013-2014 Operating Budget Special Revenue Fund of the Austin Water Utility and Parks and Recreation Department for repairs to city facilities and replacement of city property damaged or destroyed by the flooding of October 2013.

Ordinance No. 20140828-027 was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

28. Authorize negotiation and execution of a renewal to the interlocal agreement for fire protection services between the City and the City of Sunset Valley under which the City provides fire protection and emergency service response to the full purpose and extra-territorial jurisdiction of the City of Sunset Valley.

The motion authorizing the negotiation and execution of a renewal to the interlocal agreement between the City and the City of Sunset Valley was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

29. Approve an ordinance waiving the permit fee requirement for temporary food events on an Austin Independent School District (AISD) school campus, sponsored by AISD schools or any and all school-related, non-profit entities and authorizing negotiation and execution of a Memorandum of Cooperation with AISD for fiscal year 2015 with automatic renewal options, unless one or both parties terminate the agreement.

Ordinance No. 20140828-029 was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

30. Approve an ordinance waiving the permit fee requirement for temporary food events on a PFLUGERVILLE INDEPENDENT SCHOOL DISTRICT (PISD) school campus within the City of Austin, sponsored by PISD schools or any and all school-related, non-profit entities and authorizing negotiation and execution of a Memorandum of Cooperation with PISD for fiscal year 2015 with automatic renewal options, unless one or both parties terminate the agreement.

Ordinance No. 20140828-030 was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

Items 31 and 32 were pulled for discussion.

33. Authorize negotiation and execution of a modification to the Neighborhood Commercial Management Program (NCMP) loan to SOUTHWEST KEY PROGRAM, INC., to amend the terms of the loan to "deferred forgivable" through 2030.

This item was withdrawn on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

34. Authorize the conversion of a certain tract of land owned by the City, being approximately 1.9 acres, described as Lot 1, Block Z, Bend at the Villages of Spicewood, Austin, Travis County, Texas to dedicated parkland and the execution of an instrument evidencing the conversion of the property to parkland for recordation in the official public records of Travis County, Texas.

The motion authorizing the conversion of a certain tract of land owned by the City was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

35. Authorize the negotiation and execution of all documents and instruments necessary or desirable to purchase in fee simple a tract of land totaling approximately 1.5 acres in Travis County, Texas, located along Westcreek Drive, from John K. Condon and Edward R. Coleman, in an amount not to exceed \$195,000.

The motion authorizing the negotiation and execution of all documents and instruments necessary or desirable to purchase in fee simple a tract of land was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

36. Approve a resolution consenting to transfer of the ownership interests of Austin Java Holdings, LLC, tenant of Austin Java City Hall Café, to AJCC Holdings, LLC, and waiving the lease provision that would otherwise prohibit AJCC Holdings, LLC, as an assignee from exercising lease renewal options.

Resolution No. 20140828-036 was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

37. Authorize negotiation and execution of an amendment to an interlocal agreement with the University of Texas at Austin, extending the term by a 12-month period with one six-month extension option in which to complete the study of the hydrodynamics of water flow in Barton Springs Pool.

The motion authorizing the negotiation and execution of an amendment to an interlocal agreement with the University of Texas at Austin was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

Item 38 was pulled to be heard after the staff presentation.

39. Authorize the negotiation and execution of an interlocal agreement with Texas State University - San Marcos to reimburse costs of law enforcement services for the Texas Tobacco Enforcement Program for a total reimbursement not to exceed \$28,650.

The motion authorizing the negotiation and execution of an interlocal agreement with Texas State University – San Marcos was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

40. Authorize negotiation and execution of an interlocal agreement between the City, through its Police Department, and the Texas Workforce Commission to provide access to Texas Workforce Commission information for criminal investigative purposes.

The motion authorizing the negotiation and execution of an interlocal agreement between the City through its Police Department and the Texas Workforce Commission was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

Item 41 was pulled for discussion.

42. Authorize negotiation and execution of a contract with OSISOFT, LLC, for the purchase and implementation of an enterprise wide process information software license in support and management of Austin Energy's critical systems in an amount not to exceed \$1,847,099 with 60 months maintenance and support services following implementation completion in an amount not to exceed \$1,652,900, for a total amount not to exceed \$3,499,999. (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 negotiation and execution of a contract with Osisoft, LLC was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

43. Authorize award and execution of a 36-month supply contract with PREISTER-MELL & NICHOLSON, INC., for the purchase of acrylic and polypropylene meter seals for Austin Energy, in an amount not to exceed \$252,813, with three 12-month extension options in an amount not to exceed \$84,271 each, for a

total contract amount not to exceed \$505,626. (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 Preister-Mell & Nicholson, Inc. was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

44. Authorize award and execution of a 36-month requirements supply agreement with MOBILE MINI INC. to provide onsite storage containers in an amount not to exceed \$105,000, with three 12-month extension options in an amount not to exceed \$35,000 per extension option, for an total contract amount not to exceed \$210,000. (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 agreement with Mobile Mini Inc. was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

45. Authorize award and execution of a 29-month requirements service contract through the Houston-Galveston Area Council Cooperative with CERES ENVIRONMENTAL SERVICES, INC.; ASHBRIIT, INC. DBA ASHBRIIT ENVIRONMENTAL; PHILLIPS AND JORDAN, INC.; AND CROWDERGULF, LLC to provide disaster debris clearance and removal services 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 and execution of a requirements service contract through the Houston Galveston Area Council Cooperative with Ceres Environmental Services, Inc.; Ashbriit, Inc. doing business as Ashbriit Environmental; Phillips and Jordan, Inc.; and Crowdergulf, LLC was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

46. Authorize award and execution of a sole source contract with LAKESIDE EQUIPMENT CORPORATION for screening cartridges for the Austin Water Utility in a total contract amount of \$94,000. (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 solicitation.)

The motion authorizing the award and execution of a sole source contract with Lakeside Equipment Corporation was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

47. Authorize award and execution of a 36-month requirements service contract with ALLEGIANCE POWER SYSTEMS, INC. to provide back-up generator maintenance and repair services for various City departments, in an amount not to exceed \$581,935, with three 12-month extension options in an amount not to exceed \$193,979 for each extension option, for a total contract amount not to exceed \$1,163,870. (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 Allegiance Power Systems, Inc. was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

48. Authorize award and execution of a 12-month requirements contract with JOHN L. WORTHAM & SON, LP, DBA WORTHAM INSURANCE & RISK MANAGEMENT for property, boiler, and machinery insurance and loss prevention services, in an amount not to exceed \$3,150,000, with five 12-month extension options in amounts not to exceed \$3,622,500 for the first extension option, \$4,165,875 for the second extension, \$4,790,756 for the third extension, \$5,550,937 for the fourth extension, and \$6,383,578 for the fifth extension, for a total contract amount not to exceed \$27,663,646. (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 contract with John L. Wortham & Son, LP, doing business as Wortham Insurance & Risk Management was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.
49. Authorize award and execution of a 60-month requirements contract with MILLER UNIFORMS & EMBLEMS, INC., or one of the other qualified offerors to RFP No. PAX0116, for industrial clothing, supplies, and related services for various City Departments in an amount not to exceed \$14,250,000, with one 60-month extension option in an amount not to exceed \$14,250,000, for a total contract amount not to exceed \$28,500,000. (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 solicitation.)
The motion authorizing the award and execution of a requirements contract with Miller Uniforms & Emblems, Inc. was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.
50. Authorize award and execution of a 12-month requirements service agreement with AK SOLID STATE INC., for the purchase and installation of batteries and capacitors, and for the maintenance of the uninterruptible power supply modules for Austin Energy, in an amount not to exceed \$59,423, with four 12-month extension options for maintenance in an amount not to exceed \$8,475 per extension option, for a total contract amount not to exceed \$93,323. (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 agreement with AK Solid State Inc. was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.
51. Authorize and award two contracts for Austin Energy: with KBS ELECTRICAL DISTRIBUTORS INC., for the purchase of glass insulators in an amount not to exceed \$173,800, and with TECHLINE, INC., a local bidder that offers the City the best combination of contract price and additional economic development opportunities for the City created by the contract award, including the employment of residents of the City and increased tax revenues to the City, for the purchase of vibration dampers in an amount not to exceed \$34,650. (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 and awarding two contracts for Austin Energy with KBS Electrical Distributors Inc. and Techline, Inc. was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.
52. Authorize award and execution of a 31-month requirements supply contract through the Texas Local Government Purchasing Cooperative with DOOLEY TACKABERRY INC for bunker gear for the Emergency Medical Services Department in an amount not to exceed \$169,050. (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 through the Texas Local Government Purchasing Cooperative with Dooley Tackaberry Inc. was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

53. Authorize negotiation and execution of 24-month service contracts with ENTECH SALES AND SERVICE, INC., TRANE U.S. INC., and CENTRAL TEXAS COMMERCIAL A/C & HEATING INC., for the purchase of maintenance and repair services for the centrifugal chillers at Austin Energy's Sand Hill Energy Center, in an amount not to exceed \$666,666 aggregated with two 24-month extension options in an amount not to exceed \$666,666 aggregated for the first option and \$666,668 aggregated for the second option, for a total contract amount not to exceed \$2,000,000 aggregated. (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 negotiation and execution of service contracts with Entech Sales and Service, Inc., Trane U.S. Inc. and Central Texas Commercial A/C & Heating Inc. was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

54. Authorize award and execution of a 12-month requirements service agreement with CAPITAL AREA OCCUPATIONAL MEDICINE DBA ST. DAVIDS OCCUPATIONAL HEALTH SERVICES, or one of the other qualified bidders for IFB-BV No. TLG0101, to provide drug and alcohol testing services for various City departments, in an amount not to exceed \$111,845, with five 12-month extension options in an amount not to exceed \$111,845 per extension option, for a total contract amount not to exceed \$671,070. (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 agreement with Capital Area Occupational Medicine doing business as St. David's Occupational Health Services was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

55. Authorize award and execution of a 36-month requirements service agreement with SILVIA B KENIG, INC (WBE/FH), or one of the other qualified bidders for IFB-BV No. TLG0103, to provide Spanish interpretation and translation services for the Municipal Court, in an amount not to exceed \$1,785,396, with three 12-month extension options in an amount not to exceed \$595,132 per extension option, for a total contract amount not to exceed \$3,570,792. (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 agreement with Silvia B Kenig, Inc. (WBE/FH) was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

56. Authorize the negotiation and execution of Amendment No. 2 to a contract with FREEMAN DECORATING CO., D/B/A FREEMAN AUDIO VISUAL SOLUTIONS, INC., to provide facility rigging services for the Austin Convention Center Department and the Palmer Events Center (PEC) providing additional estimated revenue of \$50,000 for a revised estimated contract revenue total of \$2,550,000. (Notes: This contract was 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 negotiation and execution of amendment number two to a contract with Freeman Decorating Co., doing business as Freeman Audio Visual Solutions, Inc. was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

57. Authorize award and execution of a 48-month requirements supply agreement with VULCAN CONSTRUCTION MATERIALS LP to provide trap rock surface aggregates in an amount not to exceed \$4,125,628 with four 12-month extension options in an amount not to exceed \$1,031,407 per extension option, for a total contract amount not to exceed \$8,251,256. (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 agreement with Vulcan Construction Materials LP was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

58. Authorize award and execution of a 24-month requirements supply contract with EQUIPMENT SOUTHWEST INC., to provide custom tarps and tarp system replacement parts in a total amount not to exceed \$83,356 with four 12-month extension options in a total amount not to exceed \$41,678 for each extension option, for a total contract amount not to exceed \$250,068. (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 Equipment Southwest Inc. was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

59. Authorize award and execution of a 12-month requirements service contract with AUTOCLEAR, LLC. to provide conveyORIZED X-ray screening units, metal detection systems, on-site training, and maintenance and repair services in an amount not to exceed \$60,400, with four 12-month extension options in an amount not to exceed \$7,200 per extension option, for a total contract amount not to exceed \$82,000. (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 service contract with Autoclear, LLC was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

60. Authorize award and execution of a contract with LONGHORN INTERNATIONAL TRUCKS, LTD for the purchase of a brush body with crane and grapple for the Watershed Protection Department in an amount not to exceed \$246,000. (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 contract with Longhorn International Trucks, LTD was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

61. Authorize award and execution of a 24-month requirements supply agreement with OVERSEAS PARTS DISTRIBUTING, INC. DBA ALAMO BMW to provide parts and repair services for BMW Motorcycles in an amount not to exceed \$654,174, with four 12-month extension options in a total amount not to exceed \$327,087 per extension option, for a total contract amount not to exceed \$1,962,522. (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 Overseas Parts Distributing, Inc. doing business as Alamo BMW was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

62. Authorize award and execution of a 12-month requirements supply contract with ENERGY XTREME, LLC. for the purchase of Energy Xtreme Original Equipment manufacturer parts, installation and repair services for the City's Wireless Office in an amount not to exceed \$950,000, with three 12-month extension options in an amount not to exceed \$950,000 per extension option, for a total contract amount not to exceed \$3,800,000. (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 Energy Xtreme, LLC was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

63. Authorize award and execution of a 12-month requirements supply contract with CDW GOVERNMENT, LLC. for the purchase of InMotion Technology parts, repair and application software support services for the City's Wireless Office in an amount not to exceed \$80,000, with five 12-month extension options in an amount not to exceed \$80,000 per extension option, for a total contract amount not to exceed \$480,000. (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 CDW Government, LLC was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

64. Authorize award, negotiation, and execution of a 12-month professional services contract with BRIGHTIDEA, INC., to provide end to end innovation management services and system software for the City's Innovation Office in an amount not to exceed \$180,500, with one 12-month option in an amount not to exceed \$152,500, for a total contract amount not to exceed \$333,000. (Notes: This Professional Services contract is exempt from the MBE/WBE ordinance. This exemption is 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 professional services contract with Brightidea, Inc. was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

65. Authorize award and execution of a contract through the Texas Local Government Purchasing Cooperative with MAGNUM CUSTOM TRAILER MFG CO., INC. DBA MAGNUM TRAILERS for the purchase of an enclosed trailer in an amount not to exceed \$70,599. (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 through the Texas Local Government Purchasing Cooperative with Magnum Custom Trailer MFG Co., Inc. doing business as Magnum Trailers was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

66. Authorize award and execution of a 36-month requirements supply agreement with CUMMINS SOUTHERN PLAINS, LLC to provide parts and repair services for Cummins compressed natural gas engines in an amount not to exceed \$1,561,815, with three 12-month extension options in a total amount not to exceed \$520,605 per extension option, for a total contract amount not to exceed \$3,123,630. (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 Cummins Southern Plains, LLC was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

67. Authorize award, negotiation, and execution of 12-month requirements service contracts for RFP No. PAX0118 with PLANNED LIVING ASSISTANCE NETWORK OF CENTRAL TEXAS, INC. to provide one-to-one life skill training, on-call case management support, and client peer to peer support and CARITAS OF AUSTIN to provide life skill classes in an amount not to exceed \$310,000 combined, with five 12-month extension options for each contract in an amount not to exceed \$620,921 combined, for total contract amounts not to exceed \$2,172,763 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 Planned Living Assistance Network of Central Texas, Inc. and Caritas of Austin was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

68. Authorize award, negotiation, and execution of a 12-month requirements service contract with PADGETT, STRATEMANN & CO., LLP, or one of the other qualified offerors to RFQS No. TLG0500, to provide auditing services for the Austin Convention Center Department, in an amount not to exceed \$60,000, with four 12-month extension options in an amount not to exceed \$60,000 per extension option, for a total contract amount not to exceed \$300,000. (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 solicitation.)

The motion authorizing the award, negotiation and execution of a requirements service contract with Padgett, Stratemann & Co., LLP was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

69. Authorize award, negotiation, and execution of a 36-month service contract with DEARBORN NATIONAL, or one of the other qualified offerors to RFP No. TVN0037, to provide group term life insurance for City's employees and retirees in an amount not to exceed \$18,700,000, with three 12-month extension options in an amount not to exceed \$6,500,000 for the first extension option, \$6,600,000 for the second extension option, and \$6,800,000 for the third extension option, for a total contract amount not to exceed \$38,600,000. (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 Dearborn National was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

70. Authorize award and execution of 36-month contracts for the rental of off-site storage units for various City departments with LAMAR STORAGE LTD, in an amount not to exceed \$211,980 with three 12-month extension options in an amount not to exceed \$70,660 per extension option, for a total contract amount not to exceed \$423,960; and with ALL MY SONS MOVING & STORAGE OF AUSTIN, INC., in an amount not to exceed \$76,800, with three 12-month extension options in an amount not to exceed \$25,600 each, for a total contract amount not to exceed \$153,600. The annual amount for all rentals of off-site storage units will be for a total each and combined amount not to exceed \$96,260. (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 contracts with Lamar Storage LTD and All My Sons Moving & Storage of Austin, Inc. was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

71. Authorize award and execution of Amendment No. 4 to a contract with STRYKER CORPORATION to implement Powerload systems for the Emergency Medical Services Department, to increase the remaining three extension options by \$406,528 for the first extension option, \$362,181 for the second extension option, and \$313,399 for the third extension option for a revised total contract amount not to exceed \$2,241,957. (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 four to a contract with Stryker Corporation was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

72. Authorize award and execution of a contract with COBUS INDUSTRIES, LP for the purchase of two airport tarmac transport buses in a total amount not to exceed \$1,100,000.

The motion authorizing the award and execution of a contract with Cobus Industries, LP was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

73. Authorize award and execution of a contract with ACCESSAIR SYSTEMS, INC. for the purchase of a passenger airstair vehicle for use on the airport hardstand in a total amount not to exceed \$227,750. (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 Accessair Systems, Inc. was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

74. Approve an ordinance amending City Code Chapter 14-4 related to sidewalk cafes to clarify terms, expand definitions, and move from a license agreement to a permitting process.

Ordinance No. 20140828-074 was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

Item 75 was pulled to be heard after the related item.

76. Approve an ordinance authorizing a Letter of Credit Reimbursement Agreement between the City and Citibank, N.A. related to the City's Combined Utility Systems Taxable Commercial Paper Notes, and approving and authorizing all related documents, agreements, and fees.

Ordinance No. 20140828-076 was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

77. Approve an ordinance authorizing the issuance of Tax Exempt Commercial Paper Notes in a maximum principal amount outstanding at any one time of \$400,000,000 to provide low interest rates on interim financing on utility projects; and approving and authorizing the negotiation and execution of all agreements related to the City's Combined Utility Systems Commercial Paper Notes, Series A, all related documents, and fees.

Ordinance No. 20140828-077 was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

78. Authorize negotiation and execution of a project partnership agreement with the United States Department of the Army for the construction of the Lower Colorado River Basin Phase I, Onion Creek Forest/Yarrabee Bend Project in an amount not to exceed \$1,036,000 in addition to amounts already approved by Council in the project area.

The motion authorizing the negotiation and execution of a project partnership agreement with the United States Department of the Army was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

79. 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 consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

Board/Nominee

Nominated by

Hispanic/Latino Quality of Life Resource Advisory Commission

Jose Velasquez

Council Member Riley

Ethics Review Commission

Sylvia Hardman-Dingle

Mayor Pro Tem Cole

Sustainable Food Policy Board

Alexis Simon

Mayor Pro Tem Cole

Early Childhood Council

Anurita Mittra

Mayor Leffingwell

Waterfront Planning Advisory Board

Laura Touns

Council Member Riley

Commission on Immigrant Affairs

Mark Hand

Council Member Riley

Intergovernmental/Nominee

Nominated by

Austin Travis County Integral Care Board of Trustees

Robert Chapa, Jr.

Mayor Leffingwell

Waivers

Approve a waiver of the attendance requirement in Section 2-1-26 of the City Code for the service of Luke Metzger on the Resource Management Commission. The waiver includes absences through today's date.

Approve a waiver of the attendance requirement in Section 2-1-26 of the City Code for the service of Margarita Decierdo on the Community Development Commission. The waiver includes absences through today's date.

Approve a waiver of the attendance requirement in Section 2-1-26 of the City Code for the service of Tyler Zickert on the Waterfront Planning Advisory Board. The waiver includes absences through today's date.

Approve a waiver of the residency requirement in Section 2-1-21 of the City Code for the service of Anurita Mittra on the Early Childhood Council.

80. 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 September 25, 2014 on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

Item 81 was pulled for discussion.

82. Approve a resolution directing the City Manager to seek recommendations from the Parks and Recreation Board and the Animal Advisory Commission regarding potential code amendments or other measures necessary to allow swimming and to create an off-leash dog area in the Barton Springs Spillway and in Barton Creek between Barton Springs and Lady Bird Lake. (Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member Mike Martinez)
Resolution No. 20140828-082 was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.
83. Approve a resolution directing the City Manager to explore partnering opportunities for conducting a study of wage distribution within governmental institutions and to provide a report to Council. (Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member Mike Martinez)
Resolution No. 20140828-083 was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman recused himself.

Item 84 was pulled for discussion.

85. Approve a resolution directing the City Manager to research improvements that would decrease the amount of time it takes to review and complete service extension requests and report back to the City Council with findings and recommendations. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Laura Morrison CO 2: Council Member William Spelman)
Resolution No. 20140828-085 was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.
86. Approve a resolution directing the City Manager to return to council, no later than December 1 2014, with an ordinance establishing a homestead property tax exemption that will result in not more than a \$5,000.00 tax exemption for all homesteaded property. (Notes: SPONSOR: Council Member Kathie Tovo CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member Laura Morrison)
Resolution No. 20140828-086 was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.
87. Approve a resolution directing the City Manager to negotiate and execute an amendment to the City's lease to the Film Society of Austin for the Austin Film Studios complex in order to re-negotiate terms including the obligation to cover casualty risk on the facilities, approval for subtenant improvements, the local hire obligations of subtenants, and granting Film Society of Austin an option to extend the initial term for up to two additional 25-year extensions. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison CO 2: Council Member William Spelman)
Resolution No. 20140828-087 was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

Item 88 was pulled for discussion.

89. Approve a resolution directing the City Manager to develop a recommendation for expanding the online case management system for development projects, known as "AMANDA," to include information from

additional city departments. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Laura Morrison CO 2: Council Member Chris Riley)

Resolution No. 20140828-089 was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote. Direction was given to staff to include citizen input as recommendation is brought back.

90. Approve a resolution directing the City Manager to provide recommendations to capture the value of the release of public easements by the City and other modifications to the City Code that bring consistency to Section 14-11 Article 1 - Disposition of Public Easements and Right-of-Ways. (Notes: SPONSOR: Council Member Laura Morrison CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member Kathie Tovo)
Resolution No. 20140828-090 was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.
91. Approve a resolution directing the City Manager to recommend to CTRMA, TxDOT, and the Federal Highway Administration that a non-elevated and non-tolled "parkway" design with minimal frontage roads be advanced as an option for full and fair consideration under the Environmental Impact Statement in the final design phases for the US 290/SH 71 Oak Hill Parkway project. (Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Kathie Tovo CO 2: Mayor Pro Tem Sheryl Cole)
Resolution No. 20140828-091 was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.
92. Approve a resolution directing the City Manager to produce a plan for the Parking Enterprise to assume management of some or all City-owned parking facilities, including bringing facilities up to standards required for effective management. (Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member William Spelman)
Resolution No. 20140828-092 was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.
93. Approve a resolution directing the City Manager to report to Council on the outcome of the study currently underway concerning the ratios of management to employees in City government. (Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member William Spelman CO 2: Mayor Pro Tem Sheryl Cole)
Resolution No. 20140828-093 was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.
94. Approve a resolution adopting two replacement sites for the Google Fiber Community Connections Program. (Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Chris Riley CO 2: Council Member William Spelman)
Resolution No. 20140828-094 was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.
95. Approve a resolution adopting a policy to promote energy conservation by establishing standard temperature settings during summer months in all City office buildings. (Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Kathie Tovo CO 2: Council Member Mike Martinez)
Resolution No. 20140828-095 was approved on consent on Council Member Spelman's motion, Council Member Martinez' second on a 6-1 vote. Mayor Leffingwell voted nay.
96. Set public hearings to consider the full purpose annexation of the following annexation areas:
Braker Valley (approximately 370 acres in northeastern Travis County at the northeast corner of the intersection of Blue Goose Road and Cameron Road)

Bridge Point Parkway (approximately 68 acres in Travis County west of Capital of Texas Highway, approximately one quarter mile south of the intersection of City Park Road and Bridge Point Parkway)

City of Austin FM 812 Landfill (approximately 412 acres in southeastern Travis County at the southwest corner of the intersection of Burleson Road and FM 973)

Landmark Conservancy (approximately 23 acres in southwestern Travis County south of Old Bee Caves Road, approximately 130 feet east of the intersection of State Highway 71 and Old Bee Caves Road)

Parke North (approximately 49 acres in western Travis County west of FM 620, approximately two miles north of the intersection of FM 620 and FM 2222)

Stonecreek Ranch (approximately 10 acres in southern Travis County north of Slaughter Lane, approximately 2,100 feet east of the intersection of IH 35 South and Slaughter Lane)

Vistas of Austin (approximately 152 acres in southern Travis County south of Old Lockhart Road, approximately 1,920 feet east of the intersection of Old Lockhart Road and Bradshaw Road)

Suggested dates and times: October 16, 2014 at 4:00 pm and October 23, 2014 at 4:00 pm, Council Chambers of City Hall, 301 West 2nd Street, Austin, Texas

The public hearings were set on consent for October 16 and 23, 2014 at 4:00 p.m. at City Hall, 301 West 2nd Street, Austin, TX on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

97. Set a public hearing to consider an ordinance amending City Code Title 25 to allow metered parking spaces to be counted towards the minimum off-street parking required for non-residential uses. (Suggested date and time: September 25, 2014, 4:00 p.m. at Travis County Commissioners Court, 700 Lavaca Street, Austin, TX).
- The public hearing was set on consent for September 25, 2014 at 4:00 p.m. at Travis County Commissioners Court, 700 Lavaca Street, Austin, TX on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.**

Items 151 through 155 were pulled for discussion.

156. Approve a resolution directing the City Manager to process amendments to the City Code that authorize street performers and buskers on public right-of-way and to bring the proposed amendments to Council by a date certain. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Chris Riley CO 2: Mayor Pro Tem Sheryl Cole)
- This item was postponed on consent to September 25, 2014 on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.**

Items 157 was set for a time certain of 7:00 p.m.

Item 158 was pulled for discussion.

Item 98 was an Eminent Domain item.

Items 99 and 100 were items with closed public hearings.

Item 101 was a briefing item set for 10:30 a.m.

Items 102 through 105 were Executive Session items.

Items 106 through 111 were bond sale items set for 1:00 p.m.

Item 112 was a Mueller meeting set for 1:00 p.m.

Items 113 through 132 were zoning items set for 2:00 p.m.

Items 133 through 150 were public hearing items set for 4:00 p.m.

DISCUSSION ITEMS

Items 2 and 3 were acted on in a combined motion.

2. Approve an ordinance amending City Code Chapter 15-6 (Solid Waste Services) relating to requirements for the private solid waste collection program. Related to Item #3.
This item was postponed to November 6, 2014 on Council Member Morrison's motion, Council Member Martinez' second on a 7-0 vote.
3. Approve amendments to administrative rules associated with City Code Chapter 15-6 (Solid Waste Services) relating to requirements for the private solid waste collection program. Related to Item #2.
This item was postponed to November 6, 2014 on Council Member Morrison's motion, Council Member Martinez' second on a 7-0 vote.

BRIEFINGS

101. Magistration Center Briefing.
The presentation was made by Art Acevedo, Chief and Brian Manley, Assistant Chief, Austin Police Department.

DISCUSSION ITEMS CONTINUED

Items 11 and 12 were acted on in a combined motion.

11. Approve Service Extension Request No. 3406 for water service to a 25.5 acre tract at 11900 Buckner Road located within the Drinking Water Protection Zone, the City's Limited Purpose jurisdiction, and Austin Water Utility's service area.
This item was postponed to September 25, 2014 with the following direction on Council Member Tovo's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was off the dais.
Direction was given to staff to:
 - Perform an analysis to evaluate whether an extension is a better option than outside septic; and
 - Include staff recommendation in the RCA below the line.
12. Approve Service Extension Request No. 3407 for wastewater service to a 25.5 acre tract at 11900 Buckner Road located within the Drinking Water Protection Zone, the City's Limited Purpose jurisdiction, and Austin Water Utility's service area.
This item was postponed to September 25, 2014 with the following direction on Council Member Tovo's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was off the dais.
Direction was given to staff to:
 - Perform an analysis to evaluate whether an extension is a better option than outside septic; and
 - Include staff recommendation in the RCA below the line.

CITIZEN COMMUNICATIONS: GENERAL

Robert Ozer - City waivers/expenditures for the medical school

Gus Peña - 1. To improve the budget process; 2. To get out the vote; 3. This city is too expensive; we need affordable housing for the poor people; 4. City Council needs to make better decisions so that City actions will not adversely impact less fortunate and the poor.

Susana Almanza - Make Austin affordable!

Janet Herrera - Advocacy, care coordination and Human Resource consulting

Al Braden - I am supporting the work of the Gen Plan Task Force, especially the 2030 goal to end carbon emissions from Austin Energy generation, the recommendation for 600 MW more utility level solar to replace Decker, that AE negotiate to gain ownership of one Fayette unit for near term closure, that no more fossil fuel generation be built by Austin Energy without broad expert advice on the long-term outlook for gas pricing and that the Council affordability goals of February 2011 be adhered to.

Julian Reyes - Austin dogs

CAROLANNROSEKENNEDY - PRECEDENTIAL ASPIRATIONS

Steve Cochran - Non-enforcement of the McMansion ordinance

Teresa Cochran - Austin Energy

Eleanor Harris - Lacrosse usage for multipurpose fields

Mayor Leffingwell recessed the Council Meeting to go into Executive Session at 12:29 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.

102. Discuss legal issues related to City of Austin 2014 labor negotiations with employees in the Fire department (Private consultation with legal counsel-Section 551.071)

Executive Session ended and Mayor Leffingwell called the Council Meeting back to order at 1:16 p.m.

Mayor Leffingwell recessed the Council Meeting and called the Board of Directors' Meeting of the Mueller Local Government Corporation to order at 1:17 p.m. See separate minutes.

Mayor Leffingwell called the Council Meeting back to order at 1:18 p.m.

BOND SALES

Items 106 through 111 were acted on in a combined motion.

106. Approve an ordinance authorizing the City of Austin, Texas, Certificates of Obligation, Series 2014, in an amount not to exceed \$40,450,000, authorizing related documents, and approving related fees. These

bonds will be used for the Waller Creek Tunnel Project, Loop 1/290 connectors transportation project, and for the Watershed Home Buyout Program.

Ordinance No. 20140828-106 was approved on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Spelman was off the dais.

107. Approve an ordinance authorizing the issuance and sale of City of Austin, Texas, Certificates of Obligation, Taxable Series 2014, in a par amount not to exceed \$9,600,000 by February 28, 2015, in accordance with the parameters set out in the ordinance, authorizing related documents, and approving related fees. These bonds will be used for the Grey Rock Golf Course and improvements to that golf course.

Ordinance No. 20140828-107 was approved on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Spelman was off the dais.

108. Approve an ordinance authorizing the City of Austin Public Property Finance Contractual Obligations, Series 2014, in an amount not to exceed \$15,800,000, and approving all related documents, and related fees. Contractual obligations will be used to finance the purchase of equipment for Austin Transportation, Austin Water Utility, Communications Technology Management, and Public Works.

Ordinance No. 20140828-108 was approved on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Spelman was off the dais.

109. Approve an ordinance authorizing the issuance and sale of City of Austin Public Improvement Bonds, Taxable Series 2014, in a par amount not to exceed \$10,000,000 by February 28, 2015, in accordance with the parameters set out in the ordinance, authorizing related documents, and approving related fees. These bonds are being issued to provide funding relating to a reimbursement resolution previously approved by Council for 2013 bond election projects. The funds will be used as described in the Council-approved bond sale schedule for affordable housing.

Ordinance No. 20140828-109 was approved on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Spelman was off the dais.

110. Approve an ordinance authorizing the City of Austin Public Improvement Bonds, Series 2014, in an amount not to exceed \$104,620,000, authorizing related documents, and approving related fees. These bonds are being issued to provide funding relating to reimbursement resolutions previously approved by Council for 2006, 2010, and 2012 bond election projects. The funds will be used as described in the Council-approved bond sale schedule for health and human services facilities, library facilities, open space, parks and recreation projects, public safety facilities, and transportation and mobility infrastructure.

Ordinance No. 20140828-110 was approved on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Spelman was off the dais.

111. Approve a resolution authorizing the issuance of Mueller Local Government Corporation Contract Revenue Bonds, Series 2014 in a par amount not to exceed \$18,265,000, by the Mueller Local Government Corporation (Corporation), by February 28, 2015, in accordance with the parameters set out in the resolution, authorizing all related documents between the City and the Corporation, and approving related fees.

Resolution No. 20140828-111 was approved on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Spelman was off the dais.

Mayor Leffingwell recessed the Council Meeting to go into Executive Session at 1:27 p.m.

EXECUTIVE SESSION CONTINUED

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.

103. 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).
104. Discuss legal issues related to Open Government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
105. Discuss legal issues related to the November 2014 election (Private consultation with legal counsel - Section 551.071 of the Government Code).

Executive Session ended and Mayor Leffingwell called the Council Meeting back to order at 2:20 p.m.

26. Authorize negotiation and execution of a commission agreement with Michael Singer Inc., in an amount not to exceed \$1,200,000 for artwork for the Consolidated Rental Car Facility at Austin-Bergstrom International Airport.
The motion authorizing the negotiation and execution of a commission agreement with Michael Singer Inc. was approved on Council Member Spelman's motion, Council Member Morrison's second on a 5-0 vote. Mayor Leffingwell and Council Member Martinez were off the dais.
31. Approve negotiation and execution of a contract with Ending Community Homelessness Coalition, Inc. for homeless planning services and coordination, for a 12-month term beginning on October 1, 2014 and ending on September 30, 2015, in an amount not to exceed \$159,500, with five 12-month renewal options, each in an amount not to exceed \$159,500, for a total contract amount not to exceed \$957,000.
The motion authorizing the negotiation and execution of a contract with Ending Community Homelessness Coalition, Inc. was approved on Council Member Morrison's motion, Council Member Spelman's second on a 6-0 vote. Mayor Leffingwell was off the dais.
32. Approve a request for S.M.A.R.T. Housing(tm) certification for Songhai Development, LLC, for a proposed multi-family development located at 8700 West Gate Boulevard.
The motion to approve a request for S.M.A.R.T. Housing™ certification for Songhai Development, LLC was approved on Council Member Spelman's motion, Council Member Morrison's second on a 6-0 vote. Mayor Leffingwell was off the dais.
41. Approve an ordinance amending Section 12-1-34 of the City Code to prohibit use of a portable electronic device by hand while operating a motor vehicle or bicycle, and creating an offense.
Ordinance No. 20140828-041 was approved with the following amendment on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote. The amendment was to amend section F to include the wording "by an operator who is licensed by the Federal Communications Commission while operating a radio frequency device other than a portable electronic device".

ZONING ORDINANCES / RESTRICTIVE COVENANTS

113. C14-2014-0045 - El Chilito Restaurant -Approve second/third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 4501 and 4503 Manchaca Road (Williamson Creek Watershed) from limited office-vertical mixed use building (LO-V) combining district zoning to neighborhood commercial-vertical mixed use building (LR-V) combining district zoning, with conditions. First Reading approved on August 7, 2014. Vote: 7-0. Owner: Swenson Family Trust (Deborah S. Hamilton; Thomas E. Swenson). Applicant: El Chile Restaurant Group (Carlos Rivero). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Wendy Rhoades, 512-974-7719.

Ordinance No. 20140828-113 for neighborhood commercial-vertical mixed use building (LR-V) combining district zoning, with conditions was approved on consent on Council Member Spelman's motion, Council Morrison's second on a 7-0 vote.

Action was taken on item 114 but was reconsidered later in the meeting. See below.

115. C14-2014-0070 - Brown-Valdez - Approve second/third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 2309 Montopolis Drive and 6500 Carson Ridge (Country Club East Watershed; Carson Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to urban family residence-conditional overlay-neighborhood plan (SF-5-CO-NP) combining district zoning. First reading approved on August 7, 2014. Vote: 7-0. Owner/Applicant: Simon Brown-Valdez and Ronaldo Brown-Valdez. City Staff: Lee Heckman, 512-974-7604.

Ordinance No. 20140828-115 for urban family residence-conditional overlay-neighborhood plan (SF-5-CO-NP) combining district zoning was approved on consent on Council Member Spelman's motion, Council Morrison's second on a 7-0 vote.

116. C14-2013-0081 - Apostolic 1.5 - Approve second/third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 517 East Oltorf Street (Blunn Creek Watershed) from single family residence-standard lot-neighborhood plan (SF-2-NP) combining district zoning to community commercial-conditional overlay-neighborhood plan (GR-CO-NP) combining district zoning, as amended, with conditions. First Reading approved on June 12, 2014. Vote: 4-3, Council Members Martinez, Morrison and Tovo voted nay. Owner: Apostolic Assembly of the Faith in Christ Jesus, Inc. (Frank Balboa). Applicant: Jim Bennett Consulting (Jim Bennett). City Staff: Lee Heckman, 512-974-7604.

Ordinance No. 20140828-116 for community commercial-conditional overlay-neighborhood plan (GR-CO-NP) combining district zoning, as amended, with conditions was approved on consent on Council Member Spelman's motion, Council Member Morrison's second on a 5-2 vote. Those voting aye were: Mayor Leffingwell, Mayor Pro Tem Cole and Council Members Martinez, Riley and Spelman. Those voting nay were: Council Members Morrison and Tovo.

117. 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 grant Office land use. Owner/Applicant: Dick Rathgeber. City Staff: Maureen Meredith, 512-974-2695.

This item was postponed on consent to October 16, 2014 at the staff's request on Council Member Spelman's motion, Council Morrison's second on a 7-0 vote.

118. C14-2014-0028 - MDC Programs Annex - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 1001 East 50th Street and 4915 Harmon Avenue (Boggy Creek Watershed; Tannehill Branch Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to limited office-mixed use-conditional overlay-neighborhood plan (LO-MU-CO-NP) combining district zoning, as amended. Staff Recommendation: To grant limited office-mixed use-conditional overlay-neighborhood plan (LO-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To grant limited office-mixed use-conditional overlay-neighborhood plan (LO-MU-CO-NP) combining district zoning. Owner: Rathgeber Investment GP, Inc. and Manos de Cristo, Inc. (Dick Rathgeber). Applicant: Dick Rathgeber. City Staff: Heather Chaffin, 512-974-2122.

This item was postponed on consent to October 16, 2014 at the staff's request on Council Member Spelman's motion, Council Morrison's second on a 7-0 vote.

119. C14-2013-0118 - Cooper Commercial - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 7200 Cooper Lane (South Boggy Creek Watershed) from single family residence-standard lot (SF-2) 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: 38 1/2 Street LC (Guy Oliver). Agent: Husch Blackwell, LLP (Nikelle Meade). City Staff: Wendy Rhoades, 512-974-7719.
The public hearing was conducted and the motion to keep the public hearing open and adopt the first reading of the ordinance for community commercial-conditional overlay (GR-CO) combining district zoning, with conditions was approved on consent on Council Member Spelman's motion, Council Morrison's second on a 7-0 vote.
121. C14-2014-0011 - Garza Ranch - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 3800 Ben Garza Lane and 6313 South MoPac Expressway (Williamson Creek Watershed-Barton Springs Zone) from community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning to community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning, to change a condition of zoning. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed on September 9, 2014. Owner/Applicant: Rancho Garza, Ltd. (Ron White). Agent: Cunningham-Allen, Inc. (Jana Rice). City Staff: Wendy Rhoades, 512-974-7719.
This item was postponed on consent to September 25, 2014 at the staff's request on Council Member Spelman's motion, Council Morrison's second on a 7-0 vote.
123. C14-2014-0058 - Esperanza Crossing -Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2800 Esperanza Crossing (Walnut Creek Watershed) from north burnet/gateway-neighborhood plan (NBG-NP) district zoning to north burnet/gateway-neighborhood plan (NBG-NP) district zoning, by modifying the regulating plan, and by changing the subdistrict from transit oriented district (TOD) to corridor mixed use (CMU). Staff recommendation: To grant north burnet/gateway-conditional overlay-neighborhood plan (NBG-CO-NP) combining district zoning, with conditions. Planning Commission Recommendation: To grant north burnet/gateway-conditional overlay-neighborhood plan (NBG-CO-NP) combining district zoning, with conditions. Owner/Applicant: EOP Burnet Esperanza, Ltd. Agent: Land Use Solutions (Michele Haussmann). City Staff: Sherri Sirwaitis, 512-974-3057.
This item was withdrawn on consent on Council Member Spelman's motion, Council Morrison's second on a 7-0 vote.
124. C14-2014-0066 - Blue Owl Tap Room - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 2400 East Cesar Chavez Street (Lady Bird Lake Watershed) from general commercial services-conditional overlay-mixed use-neighborhood plan (CS-CO-MU-NP) combining district zoning to commercial-liquor sales-conditional overlay-neighborhood plan (CS-1-CO-NP) combining district zoning. Staff Recommendation: To grant commercial-liquor sales-conditional overlay-neighborhood plan (CS-1-CO-NP) combining district zoning, with conditions. Planning Commission Recommendation: To grant indefinite postponement. Owner: 3423 Holdings, LLC. Applicant: Moya Khabele. City Staff: Heather Chaffin, 512-974-2122.
This item was postponed on consent indefinitely on Council Member Spelman's motion, Council Morrison's second on a 7-0 vote. (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.)
125. C14-2014-0093 - Airport Commerce Zoning - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 1507 Airport Commerce Drive (Carson Creek Watershed) from general commercial services-conditional overlay-neighborhood plan

(CS-CO-NP) combining district zoning to general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning, to change a condition of zoning. Planning Commission Recommendation: To grant general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning, to change a condition of zoning. Owner/Applicant: SFSV Hill Airport Commerce II LLC (Vijay Patel). Agent: Thrower Design (Ron Thrower). City Staff: Wendy Rhoades, 512-974-7719.

The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20140828-125 for general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning, to change a condition of zoning was approved on consent on Council Member Spelman's motion, Council Morrison's second on a 7-0 vote.

126. C14-2014-0100 - 12008 Pollyanna Avenue - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 12008 Pollyanna Avenue (Walnut Creek Watershed) from single family residence-large lot (SF-1) district zoning to family residence (SF-3) district zoning. Staff Recommendation: To grant family residence (SF-3) district zoning. Zoning and Platting Commission Recommendation: To be reviewed on September 16, 2014. Owner/Applicant: Timothy M. Holck. City Staff: Sherri Sirwaitis, 512-974-3057.

This item was postponed on consent to September 25, 2014 at the staff's request on Council Member Spelman's motion, Council Morrison's second on a 7-0 vote.

127. C14-2014-0107 - Fredrickson 1.5 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by zoning property locally known as 8410 Anderson Mill Road (Lake Creek Watershed) from interim-rural residence (I-RR) district zoning to warehouse limited office (W/LO) district zoning. Staff Recommendation: To grant warehouse/ limited office-conditional overlay combining (W/LO-CO) district zoning, with conditions. Zoning and Platting Commission Recommendation: To grant warehouse/limited office-conditional overlay combining (W/LO-CO) district zoning, with conditions. Owner/Applicant: Realty Restoration, LLC (David Davidson). Agent: Bennett Consulting (Jim Bennett). 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 warehouse/limited office-conditional overlay combining (W/LO-CO) district zoning, with conditions was approved on consent on Council Member Spelman's motion, Council Morrison's second on a 7-0 vote.

128. C814-89-0006.05 - Canyon Ridge Phase B PUD Amendment #5 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 8110 F.M. 2222 Road (West Bull Creek Watershed) from planned unit development (PUD) district zoning to planned unit development (PUD) district zoning, to change a condition of zoning. Staff Recommendation: Pending. Zoning and Platting Commission Recommendation: To be reviewed on October 7, 2014. Owner/Applicant: CSGM Canyon Ridge, L.P. (Jesse McBay). Agent: Cunningham-Allen, Inc. (Jana Rice). City Staff: Sherri Sirwaitis, 512-974-3057.

This item was postponed on consent to October 23, 2014 at the staff's request on Council Member Spelman's motion, Council Morrison's second on a 7-0 vote.

159. C14-2014-0058 - Esperanza Crossing -Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2800 Esperanza Crossing (Walnut Creek Watershed) from north burnet/gateway-transit oriented-neighborhood plan (NBG-TOD-NP) district zoning to north burnet/gateway-commercial mixed use-neighborhood plan (NBG-CMU-NP) district zoning, by modifying the regulating plan, and by changing the subdistrict from transit oriented district (TOD) to commercial mixed use (CMU) . Staff recommendation: To grant north burnet/gateway-conditional overlay-neighborhood plan (NBG-CO-NP) combining district zoning, with conditions. Planning Commission Recommendation: To grant north burnet/gateway- conditional overlay-neighborhood plan (NBG -CO-NP) combining district zoning, with conditions. Owner/Applicant: EOP

Burnet Esperanza, Ltd. Agent: Land Use Solutions (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. 20140828-159 for north burnet/gateway-conditional overlay-neighborhood plan (NBG-CO-NP) combining district zoning, with conditions was approved on consent on Council Member Spelman's motion, Council Morrison's second on a 7-0 vote.

DISCUSSION ITEMS CONTINUED

81. Approve a resolution regarding development of a comprehensive urban forest management plan. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Kathie Tovo CO 2: Council Member Chris Riley)

Resolution No. 20140828-081 was approved on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.

84. Approve a resolution directing the City Manager to process code amendments related to gender-neutral signage requirements for single-occupancy restrooms and to create an implementation plan; to present these items to stakeholders for recommendations; and to report back to Council by a date certain. (Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member William Spelman CO 2: Mayor Pro Tem Sheryl Cole)

Ordinance No. 20140828-084 was approved with the following additional stakeholders on Council Member Riley's motion, Council Member Martinez' second on a 7-0 vote.

The additional stakeholders were:

- Chambers of Commerce
- Austin Independent Business Alliance
- Small business owners

There was a friendly amendment made by Council Member Spelman to add three additional stakeholders as listed below. The amendment was accepted by the maker of the motion and Council Member Martinez, who made the second.

- Building Owners and Managers Association
- Austin Hotel and Lodging Association
- Greater Austin Restaurant Association

EMINENT DOMAIN

This vote applies to all units of property (Item 98) to be condemned

98. Approve a resolution authorizing the filing of eminent domain proceedings for the Miscellaneous Water Rehabilitation 2009-10 Phase II Project for approximately 5,550 square feet for permanent waterline easements; approximately 16,546 square feet for temporary workspace easements; and approximately 977 square feet for a permanent waterline easement; said permanent waterline easements being situated across 10 tracts of land containing 0.127 acres (5,550 square feet) of land; said temporary workspace easements being situated across 2 tracts of land containing 0.380 acre (16,546 square feet) of land; and said permanent waterline easement being situated across a tract of land containing 0.022 acre (977 square feet) of land; all easements being situated in the James P. Wallace Abstract No. 57 in Travis County, Texas and being out of Lot A, Capital Plaza Subdivision, a Subdivision of record in Volume 19, Page 1 of the Plat Records of Travis County, Texas in the amount of \$96,312. The owner of the needed property interests is CAPITAL/HIGHWAY 35, LTD. The property is located at 5407 North Interstate Highway 35, in Austin, Travis County, Texas 78723. The general route covered by this project will include the following areas: Sweet Briar Avenue from Berkman Drive to Dunbury Drive; Dunbury Drive from Sweet Briar Avenue to Briarcliff Boulevard; Dunbury Drive from Briarcliff Boulevard to Chatham Avenue; Chatham Avenue from Dunbury Drive to Berkman Drive; Capital Plaza Rear Parking Lot at Cameron Road from Larkwood Drive to Corona Drive; Northridge Drive from Berkman Drive to Delwood Drive; Westminster Drive

from Northridge Drive to Rogge Lane; Loyola Lane from Creighton Lane to Drexel Drive; Arnold Drive from Northeast Drive to Carol Ann Drive; Glencrest Drive from Belfast Drive to Berkman Drive; Glencrest Drive from Cameron Road to Belfast Drive; and Brookside Drive from Wheless Lane to Glencrest Drive.

Resolution No. 20140828-098 was approved on Council Member Spelman's motion, Council Member Morrison's second on a 7-0 vote.

DISCUSSION ITEMS CONTINUED

88. Approve a resolution in support of City sponsorship of a Jazz Festival to be produced at Kenny Dorham's Backyard by the DiverseArts Culture Works. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Chris Riley)

There was a motion made by Council Member Martinez' and seconded by Council Member Riley to approve the resolution.

There was a substitute motion made by Mayor Pro Tem Cole and seconded by Council Member Morrison to deny and put on list to be considered during budget process. The motion passed on a vote of 4-2. Those voting aye were: Mayor Leffingwell, Mayor Pro Tem Cole and Council Members Morrison and Tovo. Those voting nay were: Council Members Martinez and Riley. Council Member Spelman recused himself.

ACTION ON ITEM(S) WITH CLOSED PUBLIC HEARINGS

99. Conduct a public hearing and consider approval of the Ann and Roy Butler Trail at the Southeast Shore Master Plan, which includes existing parkland along the southeast shore of Lady Bird Lake from I-35 east to the Longhorn Dam at Pleasant Valley Road. (THE PUBLIC HEARING FOR THIS ITEM WAS HELD AND CLOSED ON AUGUST 7, 2014).

The motion to approve the Ann and Roy Butler Trail at the Southeast Shore Master Plan was approved on Council Member Morrison's motion, Council Member Martinez' second on a 7-0 vote. Direction was given to staff to ensure this plan is in alignment with the Holly Shore Master Plan.

100. Approve an ordinance naming the parkland located at 3000 Del Curto Rd. the Thomas Lasseter Neighborhood Park. (THE PUBLIC HEARING FOR THIS ITEM WAS HELD AND CLOSED ON JUNE 26, 2014.)

There was a motion made by Mayor Pro Tem Cole and seconded by Council Member Tovo to approve the ordinance naming the park the South Lamar Neighborhood Park and the bridge the Thomas Lasseter Bridge. The motion was later withdrawn by Mayor Pro Tem Cole.

There was a motion made by Council Member Martinez and seconded by Council Member Riley to approve the ordinance naming the parkland the Tom Lasseter – South Lamar Neighborhood Park.

There was a substitute motion made by Mayor Leffingwell and seconded by Council Member Spelman to approve the ordinance naming the parkland Tom Lasseter Neighborhood Park. The motion failed on a vote of 3-4. 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.

Ordinance 20140828-100 was approved naming the parkland the Tom Lasseter – South Lamar Neighborhood Park on Council Member Martinez' motion, Council Member Riley's second on a 5-2 vote. Those voting aye were: Mayor Pro Tem Cole and Council Members Martinez, Morrison, Riley and Tovo. Those voting nay were: Mayor Leffingwell and Council Member Spelman.

Mayor Leffingwell recessed the Council Meeting to go into Executive Session at 3:49 p.m.

EXECUTIVE SESSION CONTINUED

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.

The Mayor announced that Council would discuss items number 151 through 154 on the regular agenda during Executive Session.

Executive Session ended and Mayor Leffingwell called the Council Meeting back to order at 4:04 p.m.

Mayor Leffingwell recessed the Council Meeting to go into Executive Session at 4:05 p.m.

EXECUTIVE SESSION CONTINUED

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.

The Mayor announced that Council would discuss items number 151 through 154 on the regular agenda during Executive Session.

Executive Session ended and Mayor Leffingwell called the Council Meeting back to order at 4:51 p.m.

Action was taken on items 151 through 154 but was reconsidered later in the meeting. See below.

PUBLIC HEARINGS AND POSSIBLE ACTIONS

Items 138 and 145 were acted on in a combined motion.

138. Conduct a public hearing and consider an ordinance amending City Code Title 25 relating to the regulation of efficiency dwelling units in certain multifamily zoning districts.
This item was postponed to October 2, 2014 on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.
145. Conduct a public hearing and 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.
This item was postponed to September 25, 2014 on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.
146. Conduct a public hearing and consider an ordinance amending City Code Chapter 25-10 relating to the placement of signage on legally permitted right-of-way installations. August 26, 2014 – Approved by the Planning Commission on an 8-0 vote with Commissioner Chimenti absent
The public hearing was conducted and the motion to close the public hearing and approve Ordinance No. 20140828-146 was approved on Council Member Spelman's motion, Mayor Leffingwell's second on a 7-0 vote.
147. Conduct a public hearing and 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. August 26, 2014 – Approved by the Planning Commission on an 8-0 vote with Commissioner Chimenti absent

The public hearing was conducted and the motion to close the public hearing and approve Ordinance No. 20140828-147 was approved on Council Member Martinez' motion, Council Member Spelman's second on a 7-0 vote.

DISCUSSION ITEMS CONTINUED

155. Approve a resolution directing the City Manager to negotiate with the Kinser family for operation of the Kinser Butler Pitch and Putt to increase the revenue share to the City, require improvements to the property, and report back to the Parks and Recreation Board and Council no later than October 16, 2014, in order for the Kinser Butler Pitch and Putt to remain as a family-friendly golf amenity and resolve transportation obstacles; and to use projected revenue generated by parking meters along Lee Barton Drive for improvements around the Kinser Butler Pitch and Putt. (Notes: SPONSOR: Council Member Kathie Tovo CO 1: Council Member Mike Martinez)
Resolution No. 20140828-155 was approved on Council Member Martinez' motion, Council Member Tovo's second on a 5-2 vote. Those voting aye were: Mayor Pro Tem Cole and Council Members Martinez, Morrison, Riley and Tovo. Those voting nay were: Mayor Leffingwell and Council Member Spelman.

Mayor Leffingwell recessed the Council Meeting for Proclamations at 5:30 p.m.

PROCLAMATIONS

Proclamation -- Getting Connected -- to be presented by Mayor Lee Leffingwell and to be accepted by Vicky Valdez

Proclamation -- Atzlan Dance Company's 40th Anniversary -- to be presented by Council Member and to be accepted by Roen Salinas

Proclamation -- Blood Cancer Awareness Month -- to be presented by Mayor Lee Leffingwell and to be accepted by Chris Britton

Distinguished Service Award -- Margo Sack -- to be presented by Mayor Pro Tem Sheryl Cole and to be accepted by the honoree

Certificate of Appreciation -- Grow Zone Program -- to be presented by Council Member Chris Riley and to be accepted by the honorees

Distinguished Service Award -- Amy Smith -- to be presented by Council Member Laura Morrison and to be accepted by the honoree

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

PUBLIC HEARINGS AND POSSIBLE ACTIONS CONTINUED

149. Conduct a public hearing and consider approving the Master Plan for Holly Shores/Edward Rendon Sr. Park at Festival Beach, Fiesta Gardens which covers approximately 99 acres generally located along the north shore of Lady Bird Lake from I-35 east to Pleasant Valley Road and south of Canterbury Street. (Notes: This item was postponed from the May 22, 2014 Council meeting with direction from Council to have this item at a 7:00 PM time certain.)
The public hearing was conducted and the motion to close the public hearing and approve the Master Plan for Holly Shores/Edward Rendon Sr. Park at Festival Beach was approved with the following friendly amendments and direction on Council Member Morrison's motion, Council Member Martinez' second on a 7-0 vote.

Direction was given to staff to make the sidewalks and the area ADA accessible a priority.

There was a friendly amendment made by Council Member Morrison to have staff locate an appropriate place in the plan to add the wording “although Edward Rendon Sr. Park is a part of the Town Lake Metropolitan Park it needs to retain the characteristics of a district park. Any future development or redevelopment of the 99 acres should ensure a primary goal of serving the surrounding neighborhoods.” The amendment was accepted by Council Member Martinez, who made the second.

There was a friendly amendment made by Council Member Morrison to include language in the plan to state there will be limitations on the size and number of special events and the limits will be adopted separately by the Council. The amendment was accepted by Council Member Martinez, who made the second.

There was a friendly amendment made by Council Member Martinez that if the option is exercised for the third bridge it will have to go back to Council for approval and be posted for a public hearing. The amendment was accepted by the maker of the motion.

There was a friendly amendment made by Council Member Martinez to limit the number of events to those that already have a commitment and for any additional events the Parks Department would prepare a recommendation for Council consideration. The amendment was accepted by the maker of the motion.

There was a friendly amendment made by Council Member Martinez to make the temporary fencing a priority in the \$2 million. The amendment was accepted by the maker of the motion.

There was a friendly amendment made by Council Member Martinez to move forward with phase one of a pilot program for the “Food Forrest” consisting of two-thirds of an acre and any other multi-phases must come before the Council with a public hearing. The amendment was accepted by the maker of the motion.

There was a friendly amendment to prioritize restrooms, temporary fencing, sidewalks and ADA compliance. The amendment was accepted by the maker of the motion and Council Member Martinez, who made the second.

139. Conduct a public hearing and approve a resolution pursuant to Section 2306.67071, Texas Government Code and Section 10.204(4), Texas Administrative Code, for an application to be submitted to the Texas Department of Housing and Community Affairs by TIMBERS CLAYTON 104 APARTMENTS, L.P., an affiliate of the Cesar Chavez Foundation, to finance the acquisition and rehabilitation of the Timbers Apartments at 1034 Clayton Lane with non-competitive Low Income Housing Tax Credits.
This item was postponed to October 23, 2014 on Council Member Morrison’s motion, Council Member Tovo’s second on a 7-0 vote.
38. Approve an ordinance to annex the Cascades Municipal Utility District No. 1 annexation area for limited purposes (approximately 136 acres in southern Travis County east of IH 35 South approximately four tenths of a mile south of the intersection of IH 35 South and Onion Creek Parkway).
Ordinance No. 20140828-038 was approved on Council Member Martinez’ motion and Council Member Spelman’s second on a 6-1 vote. Council Member Morrison voted nay.
141. Conduct a public hearing and approve a resolution authorizing execution of a Strategic Partnership Agreement (“SPA”) between the City of Austin and the Cascades Municipal Utility District No. 1 (“MUD”) which includes immediate limited purpose annexation and possible future full purpose annexation of the MUD.

The public hearing was conducted and the motion to close the public hearing and approve Resolution No. 20140828-141 was approved on Council Member Martinez' motion, Council Member Spelman's second on a 5-2 vote. Those voting aye were: Mayor Leffingwell, Mayor Pro Tem Cole and Council Members Martinez, Riley and Spelman. Those voting nay were Council Members Morrison and Tovo.

There was a motion made by Council Member Morrison and seconded by Council Member Spelman to recess the meeting after items 75 and 148 have been conducted until August 29, 2014 at Noon. The motion passed on a vote of 6-1. Council Member Tovo voted nay.

148. Conduct a public hearing and consider an ordinance amending City Code Chapter 25-10 relating to requirements for sidewalk signs and merchandise displays. August 26, 2014 – Approved by the Planning Commission on an 8-0 vote with Commissioner Chimenti absent Related to Item #75.

The public hearing was conducted and the motion to close the public hearing and approve Ordinance No. 20140828-148 was approved on Council Member Morrison's motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Spelman was off the dais.

75. Approve an ordinance amending City Code Chapter 14-9 relating to the display of signs, merchandise, and accessories on city sidewalks. Related to Item #148.

Ordinance No. 20140828-075 was approved on Council Member Morrison's motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Spelman was off the dais.

120. C14-2013-0158 - 7th and Congress Hotel - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 619 and 621 Congress Avenue (Lady Bird Lake Watershed) from central business district (CBD) to central business district-central urban redevelopment (CBD-CURE) combining district zoning. Staff Recommendation: To grant central business district-central urban redevelopment (CBD-CURE) combining district zoning, with conditions. Planning Commission Recommendation: To grant central business district-central urban redevelopment (CBD-CURE) combining district zoning, with conditions. Owner: Finley Company (Tim Finley, VP). Applicant: Matt Frankiewicz. Agent: Armbrust & Brown, PLLC (Lynn Ann Carley). City Staff: Lee Heckman, 512-974-7604.

This item was postponed to September 25, 2014 on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was off the dais.

There was a motion made by Council Member Riley and seconded by Mayor Pro Tem Cole to rescind the previous action to recess the meeting in order to take up items 157 and 158. The motion passed on a vote of 5-1. Mayor Leffingwell voted nay. Council Member Spelman was off the dais.

158. Approve a resolution directing the City Manager to create policies which increase energy efficiency program offerings for low income and low-moderate income customers, and creating a Low Income Consumer Advisory Task Force. (Notes: SPONSOR: Council Member Kathie Tovo CO 1: Council Member Laura Morrison CO 2: Mayor Pro Tem Sheryl Cole)

Resolution No. 20140828-158 was approved on Council Member Tovo's motion, Council Member Morrison's second on a 5-0 vote. Mayor Leffingwell and Council Member Spelman were off the dais.

157. Approve a resolution directing the City Manager to implement policies recommended by the 2014 Generation Resource Planning Task Force and the Electric Utility Commission that will reduce harmful emissions and the negative impacts of global warming. (Notes: SPONSOR: Council Member Chris Riley CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member Mike Martinez)

Resolution No. 20140828-157 was approved on Council Member Riley's motion, Council Member Martinez' second on a 5-0 vote. Mayor Leffingwell and Council Member Spelman were off the dais.

A request to reconsider item 157 was acted upon later in the meeting. See below.

Mayor Pro Tem Cole recessed the Council Meeting till August 29, 2014 at Noon without objection at 10:20 p.m.

Mayor Leffingwell called the Council Meeting back to order on August 29, 2014 at 12:01 p.m.

ZONING DISCUSSION ITEMS CONTINUED

133. Conduct a public hearing to receive public comment on the proposed increase to the drainage fee of the Watershed Protection Department as part of the Fiscal Year 2014-2015 proposed budget.
The public hearing was conducted and the motion to close the public hearing was approved on Council Member Morrison's motion, Mayor Pro Tem Cole's second on a 5-0 vote. Council Members Spelman and Tovo were off the dais.

Items 134 through 140 were acted on in a combined motion.

134. Conduct a public hearing to receive public comment on the proposed rate and fee changes for the Austin Water Utility as part of the Fiscal Year 2014-2015 Proposed Budget. Related to Item #140.
The public hearing was conducted and the motion to close the public hearing was approved on Council Member Morrison's motion, Mayor Pro Tem Cole's second on a 5-0 vote. Council Members Spelman and Tovo were off the dais.
140. Conduct a public hearing to receive public comment on growth-related projects within the Drinking Water Protection Zone to be included in the FY 2014-2015 Capital Budget. August 12, 2014 - Recommended by the Planning Commission on a 7-0-1-1 vote with Commissioner Nortey abstaining. Commissioner Bryan Rork absent. Related to Item #134.
The public hearing was conducted and the motion to close the public hearing was approved on Council Member Morrison's motion, Mayor Pro Tem Cole's second on a 5-0 vote. Council Members Spelman and Tovo were off the dais.
135. Conduct a public hearing to receive public comment on the proposed rate and fee changes for the Austin Resource Recovery Department as part of the Fiscal Year 2014-2015 Proposed Budget.
The public hearing was conducted and the motion to close the public hearing was approved on Council Member Morrison's motion, Mayor Pro Tem Cole's second on a vote. 5-0 vote. Council Members Spelman and Tovo were off the dais.
136. Conduct a public hearing to receive public comment on the City of Austin Fiscal Year 2014-2015 Proposed Budget.
The public hearing was conducted and the motion to close the public hearing was approved on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 5-0 vote. Council Members Morrison and Tovo were off the dais.
137. Conduct a public hearing on the proposed property (ad valorem) tax rate for Fiscal Year 2014-2015.
The public hearing was conducted and the motion to close the public hearing was approved on Council Member Morrison's motion, Mayor Pro Tem Cole's second on a 5-0 vote. Council Members Martinez and Tovo were off the dais.
150. Conduct a public hearing to receive public comment on the proposed rate and fee changes for Austin Energy as part of the Fiscal Year 2014-2015 Proposed Budget.

The public hearing was conducted and the motion to close the public hearing was approved on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 6-0 vote. Council Member Tovo was off the dais.

DISCUSSION ITEMS CONTINUED

Items 151 through 154 were acted on in a combined motion.

151. Approve a resolution relating to the compensation and benefits of the City Manager. (Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Mayor Pro Tem Sheryl Cole)

There was a motion to approve the resolution by Mayor Pro Tem Cole and seconded by Mayor Leffingwell.

A substitute motion to postponed this item to September 25, 2014 was approved on Council Member Spelman's motion, Council Member Martinez' second on a 5-2 vote. Those voting aye were: Council Members Martinez, Morrison, Riley, Spelman and Tovo. Those voting nay were: Mayor Leffingwell and Mayor Pro Tem Cole. Direction was given to staff to create the posting language to allow for provision of written documentation.

A motion to reconsider item 151 and postpone the item to October 2, 2014 with direction was approved on Council Member Spelman's motion, Council Member Martinez' second on a 6-0 vote. Council Member Tovo was off the dais. Direction was given to staff to create the posting language to allow for provision of written documentation.

152. Approve a resolution relating to the compensation and benefits of the City Clerk. (Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Mayor Pro Tem Sheryl Cole)

There was a motion to approve the resolution by Mayor Pro Tem Cole and seconded by Mayor Leffingwell.

A substitute motion to postponed this item to September 25, 2014 was approved on Council Member Spelman's motion, Council Member Martinez' second on a 5-2 vote. Those voting aye were: Council Members Martinez, Morrison, Riley, Spelman and Tovo. Those voting nay were: Mayor Leffingwell and Mayor Pro Tem Cole. Direction was given to staff to create the posting language to allow for provision of written documentation.

A motion to reconsider item 152 and postpone the item to October 2, 2014 with direction was approved on Council Member Spelman's motion, Council Member Martinez' second on a 6-0 vote. Council Member Tovo was off the dais. Direction was given to staff to create the posting language to allow for provision of written documentation.

153. Approve a resolution relating to the compensation and benefits of the City Auditor. (Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Mayor Pro Tem Sheryl Cole)

There was a motion to approve the resolution by Mayor Pro Tem Cole and seconded by Mayor Leffingwell.

A substitute motion to postponed this item to September 25, 2014 was approved on Council Member Spelman's motion, Council Member Martinez' second on a 5-2 vote. Those voting aye were: Council Members Martinez, Morrison, Riley, Spelman and Tovo. Those voting nay were: Mayor Leffingwell and Mayor Pro Tem Cole. Direction was given to staff to create the posting language to allow for provision of written documentation.

A motion to reconsider item 153 and postpone the item to October 2, 2014 with direction was approved on Council Member Spelman's motion, Council Member Martinez' second on a 6-0 vote.

Council Member Tovo was off the dais. Direction was given to staff to create the posting language to allow for provision of written documentation.

154. Approve an ordinance relating to the compensation and benefits for the Municipal Court Clerk. (Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Mayor Pro Tem Sheryl Cole)
There was a motion to approve the resolution by Mayor Pro Tem Cole and seconded by Mayor Leffingwell.

A substitute motion to postponed this item to September 25, 2014 was approved on Council Member Spelman's motion, Council Member Martinez' second on a 5-2 vote. Those voting aye were: Council Members Martinez, Morrison, Riley, Spelman and Tovo. Those voting nay were: Mayor Leffingwell and Mayor Pro Tem Cole. Direction was given to staff to create the posting language to allow for provision of written documentation.

A motion to reconsider item 154 and postpone the item to October 2, 2014 with direction was approved on Council Member Spelman's motion, Council Member Martinez' second on a 6-0 vote. Council Member Tovo was off the dais. Direction was given to staff to create the posting language to allow for provision of written documentation.

114. C14-2014-0052 - Cooper Lane Rezoning - Approve second/third readings of 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, with conditions. Owner/Applicant: Marval Property Investment, LLC (Michael Valenzuela). Agent: Thrower Design (Ron Thrower). City Staff: Wendy Rhoades, 512-974-7719.
Ordinance No. 20140828-114 for townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning, with conditions was approved on consent on Council Member Spelman's motion, Council Morrison's second on a 7-0 vote.

A motion to reconsider item 114 to amend the ordinance as follows was approved on Council Member Spelman's motion, Council Member Martinez' second on a 6-0 vote. Council Member Tovo was off the dais.

The amendment was to amend part 2, D to read, "Development of the Property may not exceed an average of 6.611 dwelling units per acre."

DISCUSSION ZONING ITEMS CONTINUED

122. C14-2014-0047 - Overlook at Spicewood Springs - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 4920 Spicewood Springs Road (Bull Creek Watershed) from single family residence-standard lot (SF-2) district zoning to general office (GO) district zoning. Staff Recommendation: To grant general office-conditional overlay (GO-CO) combining district zoning, with conditions. Zoning and Platting Commission Recommendation: To grant general office-conditional overlay (GO-CO) combining district zoning, with conditions. Owner/Applicant: Joseph Benford and Richard A. Haberman Trust (Danny Haberman). Agent: CIVILE, LLC (Lawrence M. Hanrahan). City Staff: Sherri Sirwaitis, 512-974-3057. A valid petition has been filed in opposition to this rezoning request.
The public hearing was conducted and the motion to hold the public hearing open and adopt the first reading of the ordinance for general office-conditional overlay (GO-CO) combining district zoning, with conditions and exclusion of the variance from the setback failed on Council Member Spelman's motion, Mayor Leffingwell's second on a 2-4 vote. Those voting aye were: Mayor Leffingwell and Council Member Spelman. Those voting nay were: Mayor Pro Tem Cole and Council Members Martinez, Morrison and Riley. Council Member Tovo was off the dais.

Items 129 through 132 were acted on in a combined motion.

129. NP-2013-0030 - South Austin Combined Neighborhood Plan - Conduct a public hearing and consider an ordinance amending the Imagine Austin Comprehensive Plan by adopting the South Austin Combined Neighborhood Plan. The boundaries for the South Austin Combined Neighborhood Planning Area are Ben White Blvd. on the north, South 1st St. on the east, William Cannon Drive on the south, and the Sunset Valley City Limits on the west.

The public hearing was conducted and the motion to keep the public hearing open to citizens who have not spoken and postpone action on the item to September 25, 2014 with the following direction was approved on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Tovo was off the dais. Direction was given to staff to provide Council with a map with the recharge zone; flood plain overlay; and information on whether or not there are additional deed restrictions.

130. C14-2014-0017 - Westgate Neighborhood Plan Area Rezoning - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as the Westgate Neighborhood Planning Area, generally bounded by West Ben White Boulevard on the north, Manchaca Road on the east, West Stassney Lane on the south, and generally along the lot line and Westgate Boulevard on the west (Williamson Creek Watershed). The proposed zoning changes will create a Neighborhood Plan Combining District (NPCD) covering the entire area described above. The proposed zoning changes also implement the land use recommendations of the South Austin Combined Neighborhood Plan, NP-2013-0030, on 537.02 acres. Under the proposed Westgate NPCD, the following are proposed to be applied area-wide: 1) design tools including parking placement and impervious cover restrictions, garage placement, and front porch setback, and 2) mobile food establishment restrictions. Staff Recommendation: To grant rezonings that implement the land use recommendations of the Westgate Neighborhood Plan. Planning Commission Recommendation: To forward to Council with no recommendation. Applicant and Agent: City of Austin, Planning and Development Review Department. City Staff: Francis Reilly, 512-974-7657.

The public hearing was conducted and the motion to keep the public hearing open to citizens who have not spoken and postpone action on the item to September 25, 2014 with the following direction was approved on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Tovo was off the dais. Direction was given to staff to provide Council with a map with the recharge zone; flood plain overlay; and information on whether or not there are additional deed restrictions.

131. C14-2014-0018 - South Manchaca Neighborhood Plan Area Rezoning - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as the South Manchaca Neighborhood Planning Area, generally bounded by West Ben White Boulevard on the north, South 1st Street on the east, West Stassney Lane on the south, and Manchaca Road on the west (West Bouldin Creek Watershed; Williamson Creek Watershed). The proposed zoning changes will create a Neighborhood Plan Combining District (NPCD) covering the entire area described above. The proposed zoning changes also implement the land use recommendations of the South Austin Combined Neighborhood Plan, NP-2013-0030, on 889 acres. Under the proposed South Manchaca NPCD, the following are proposed to be applied area-wide: 1) infill options including small-lot amnesty and secondary apartments, 2) design tools including parking placement and impervious cover restrictions, garage placement, and front porch setback, and 3) mobile food establishment restrictions; and 4) within designated subdistricts, the infill options of urban home and corner store. Staff Recommendation: To grant rezonings that implement the land use recommendations of the South Manchaca Neighborhood Plan. Planning Commission Recommendation: To forward to Council with no recommendation. Applicant and Agent: City of Austin, Planning and Development Review Department. City Staff: Francis Reilly, 512-974-7657.

The public hearing was conducted and the motion to keep the public hearing open to citizens who have not spoken and postpone action on the item to September 25, 2014 with the following direction was approved on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Tovo was off the dais. Direction was given to staff to provide Council with a map with the recharge zone; flood plain overlay; and information on whether or not there are additional deed restrictions.

132. C14-2014-0019 - Garrison Park Neighborhood Plan Area Rezoning - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as the Garrison Park Neighborhood Planning Area, generally bounded by West Stassney Lane on the north, South 1st Street on the east, West William Cannon Drive on the south, and Deatonhill Drive and generally along the lot line, and Westgate Boulevard on the west (Williamson Creek Watershed). The proposed zoning changes will create a Neighborhood Plan Combining District (NPCD) covering the entire area described above. The proposed zoning changes also implement the land use recommendations of the South Austin Combined Neighborhood Plan, NP-2013-0030, on 1,257.6 acres. Under the proposed Garrison Park NPCD, the following are proposed to be applied area-wide: 1) the infill option of small-lot amnesty, 2) design tools including parking placement and impervious cover restrictions, garage placement, and front porch setback, and 3) mobile food establishment restrictions; and 4) within designated subdistricts, the infill options of cottage lot, urban home and secondary apartments. Staff Recommendation: To grant rezonings that implement the land use recommendations of the Garrison Park Neighborhood Plan. Planning Commission Recommendation: To forward to Council with no recommendation. Applicant and Agent: City of Austin, Planning and Development Review Department. City Staff: Francis Reilly, 512-974-7657.

The public hearing was conducted and the motion to keep the public hearing open to citizens who have not spoken and postpone action on the item to September 25, 2014 with the following direction was approved on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Tovo was off the dais. Direction was given to staff to provide Council with a map with the recharge zone; flood plain overlay; and information on whether or not there are additional deed restrictions.

PUBLIC HEARING ITEMS CONTINUED

144. Conduct a public hearing and consider an ordinance naming parkland located at 1213 Shoal Creek Boulevard, the "Heath Eiland and Morgan Moss BMX Skate Park".

The public hearing was conducted and the motion to close the public hearing and approve Ordinance No. 20140828-144 was approved on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Tovo was off the dais.

142. Conduct a public hearing and consider an ordinance authorizing floodplain variances to demolish the existing single-family house at 4515 Speedway and construct a new two story duplex. This property is partially in the 25-year floodplain and entirely in the 100-year floodplain of Waller Creek.

The public hearing was conducted and the motion to close the public hearing and approve the first reading of the ordinance was approved on Council Member Riley's motion, Council Member Martinez' second on a 4-2 vote. Those voting aye were: Mayor Pro Tem Cole and Council Members Martinez, Riley and Spelman. Those voting nay were: Mayor Leffingwell and Council Member Morrison. Council Member Tovo was off the dais.

There was a motion made by Mayor Pro Tem Cole and seconded by Council Member Spelman to reconsider item 157. The motion failed on a vote of 3-3. Those voting aye were: Mayor Leffingwell, Mayor Pro Tem Cole and Council Member Spelman. Those voting nay were: Council Members Martinez, Morrison and Riley. Council Member Tovo was off the dais.

Action was taken on item 157 previously in the meeting. See above.

143. Conduct a public hearing and consider an ordinance adopting the Urban Trails Master Plan.
The public hearing was conducted and the motion to keep the public hearing open and postpone this item to September 25, 2014 was approved on Council Member Morrison's motion, Council Member Spelman's second on a 5-0 vote. Mayor Pro Tem Cole and Council Member Tovo were off the dais.

Mayor Leffingwell adjourned the meeting at 4:51 p.m. without objection.

The minutes were approved on this the 25th day of September, 2014 on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.