



**AUSTIN CITY COUNCIL  
MINUTES**

**REGULAR MEETING  
THURSDAY, DECEMBER 11, 2014**

**Invocation:** Father Paul Ybarra, of St. Ignatius Martyr Church

The following represents the actions taken by the Austin City Council in the order they occurred during the meeting. While the minutes are not in sequential order, all agenda items were discussed. The City Council of Austin, Texas, convened in a regular meeting on Thursday, December 11, 2014 in the Council Chambers of City Hall, 301 West Second Street, Austin, Texas.

Mayor Leffingwell called the Council Meeting to order at 10:18 a.m.

**CONSENT AGENDA**

The following items were acted on by one motion.

1. Approve the minutes of the Austin City Council canvassing and work session meetings of November 18, 2014 and regular meeting of November 20, 2014.  
**The minutes from the City Council work session of November 18, 2014 and regular meeting of November 20, 2014 were approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
2. Approve issuance of a rebate to Bouldin Willows Apartments Inc., for performing energy efficiency improvements at The Willows Apartments located at 600 South 1st St., in an amount not to exceed \$67,900.  
**The motion to approve the issuance of a rebate to Bouldin Willows Apartments Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
3. Approve issuance of a rebate to Riverstone Residential, for performing energy efficiency improvements at the Fort Branch at Trumans Landing Apartments located at 5800 Techni Center Dr., in an amount not to exceed \$85,203.  
**The motion to approve the issuance of a rebate to Riverstone Residential was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
4. Approve issuance of a rebate to Westdale Asset Management, for performing energy efficiency improvements at Hunters Chase Apartments - East Phase located at 12343 Hunters Chase Dr., in an amount not to exceed \$131,250.  
**The motion to approve the issuance of a rebate to Westdale Asset Management was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

5. Authorize negotiation and execution of an agreement with LegalZoom to provide a performance-based incentive for the generation of solar energy at its facility located at 9900 Spectrum Drive, for an estimated \$34,142 per year, for a total amount not to exceed \$341,420 over a 10-year period.  
**The motion authorizing the negotiation and execution of an agreement with LegalZoom was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
6. Authorize negotiation and execution of an agreement with Overlook at Rob Roy's Hills Office Park, to provide a performance-based incentive for the generation of solar energy at its facility located at 4611 FM 2244, for an estimated \$9,371 per year, for a total amount not to exceed \$93,710 over a 10-year period.  
**The motion authorizing the negotiation and execution of an agreement with Overlook at Rob Roy's Hills Office Park was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
7. Authorize negotiation and execution of an agreement with Overlook at Rob Roy's Lake Pointe Center, to provide a performance-based incentive for the generation of solar energy at its facility located at 11612 FM 2244, for an estimated \$14,166 per year, for a total amount not to exceed \$141,660 over a 10-year period.  
**The motion authorizing the negotiation and execution of an agreement with Overlook at Rob Roy's Lake Pointe Center was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
8. Approve an ordinance amending the Fiscal Year 2014-2015 Austin Energy Operating Budget Enterprise Fund (Ordinance No. 20140908-001) to appropriate \$5,015,000 from the Better Buildings Grant Fund to continue the Better Buildings Program, including two temporary positions for continued implementation of the program, beyond the conclusion of the grant period.  
**Ordinance No. 20141211-008 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

**Items 9 and 10 were pulled for discussion.**

11. Authorize negotiation and execution of an interlocal agreement between the City and Travis County for the design of approximately 8,800 feet of water pipe between Gregg Lane and SH 130, in an amount not to exceed \$132,266. December 10, 2014 - Recommended by the Water and Wastewater Commission on a 5-0-0-2 vote with Commissioner Ohueri absent and Commissioner Lee was off the dais.  
**The motion authorizing the negotiation and execution of an interlocal agreement between the City and Travis County was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
12. Authorize negotiation and execution of an interlocal agreement with the Capital Area Council of Governments (CAPCOG) for digital aerial imagery through an existing contract between CAPCOG and Fugro Earth Data, Inc. in an amount not to exceed \$61,768.69.  
**The motion authorizing the negotiation and execution of an interlocal agreement with the Capital Area Council of Governments (CAPCOG) through an existing contract between CAPCOG and Fugro Earth Data, Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
13. Authorize extension of a contract with Bilfinger Tepsco Inc. for chilled water piping construction services in the right-of-way for an additional 12-month period in the amount of \$1,280,000, for a total contract in an amount not to exceed \$6,426,538.00. (Notes: This contract was awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) with 5.10% MBE and 14.00% WBE participation to date.)

**The motion authorizing the extension of a contract with Bilfinger Tepsco Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

14. Authorize execution of a change order to the construction contract with LAUGHLIN-THYSSEN, INC, for the Pemberton Heights Water Rehab Phase 3 Project in the amount of \$398,000, for a total contract amount not to exceed \$7,767,889. (Notes: This contract was awarded in compliance with City Code Chapter 2-9A (Minority-Owned and Women-Owned Business Procurement Program) with 94.64% MBE and 4.20% WBE participation to date.)

**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, Mayor Pro Tem Cole's second on a 7-0 vote.**

15. Authorize execution of a construction contract with PIATRA, INC., for the Walnut Creek Wastewater Treatment Plant Southern Security Fence Project in the amount of \$96,985 plus a \$4,850 contingency, for a total contract amount not to exceed \$101,835. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 37.67% MBE and 62.33% WBE participation.) December 10, 2014 - Approved by the Water and Wastewater Commission on a 5-0-2 vote with Commissioners Lee & Ohueri absent

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

16. Authorize award and execution of a construction contract with TEXAS ROOFING CO., LLP for the re-roofing and envelope weatherproofing of the air rescue and firefighting building at the Austin-Bergstrom International Airport in the amount of \$195,000 plus a contingency in the amount of \$19,500, for a total contract amount not to exceed \$214,500. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) through the achievement of Good Faith Efforts with 0.00% MBE and 23.10% WBE participation.) December 9, 2014 – Approved by the Austin Airport Advisory Commission on a 5-0-2 vote with Commission Member Farris and McDaniel absent

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

17. Authorize the use of the design-build procurement method in accordance with Texas Government Code Chapter 2269 for design and construction services for the Animal Center Kennel Addition and Campus Infrastructure Project (Notes: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program))

**The motion authorizing the use of the design-build procurement method was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

18. Authorize the use of the competitive sealed proposal procurement method in accordance with Texas Government Code Chapter 2269 for improvements to the Austin-Bergstrom International Airport Parking Operations Improvements Project. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program).) December 9, 2014 – Approved by the Austin Airport Advisory Commission on a 5-0-2 vote with Commission Member Farris and McDaniel absent

**The motion authorizing the use of the competitive sealed proposal procurement method was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

19. Authorize the use of the competitive sealed proposal procurement method in accordance with Texas Government Code Chapter 2269 for expansion and renovation of the Austin Shelter for Women and Children project.  
**The motion authorizing the use of the competitive sealed proposal procurement method was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
20. Authorize negotiation and execution of a professional services agreement with the following six staff recommended firms (or one of the other qualified responders) to Request For Qualifications Solicitation No. CLMP163: MCKINNEY YORK ARCHITECTS, AUSTIN ARCHITECTURE PLUS, INC dba ARCHITECTURE PLUS, SUSAN H. WELKER dba HARRIS WELKER ARCHITECTS, THE BOMMARITO GROUP INC., MADELINE ANZ SLAY ARCHITECTURE, PLLC dba SLAY ARCHITECTURE and PIERCE GOODWIN ALEXANDER & LINVILLE dba PGAL for architectural services for the 2015 Space Planning Services Rotation List for an estimated period of three years or until financial authorization is expended, with the total amount not to exceed \$3,000,000 divided 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 participation.)  
**The motion authorizing the negotiation and execution of a professional services agreement with McKinney York Architects; Austin Architecture Plus, Inc. doing business as Architecture Plus; Susan H. Welker doing business as Harris Welker Architects; The Bommarito Group Inc.; Madeline Anz Slay Architecture, PLLC doing business as Slay Architecture and Pierce Goodwin Alexander & Linville doing business as PGAL was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
21. Authorize execution of a construction contract with MUNIZ CONCRETE AND CONTRACTING INC., for the Shoal Creek Trail Greenbelt Improvements project in the amount of \$4,528,145.31 and a \$452,814.53 contingency, for a total contract amount not to exceed \$4,980,959.84. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the project subgoals with 2.18% African American, 83.05% Hispanic, 0.58% Native/Asian American, and 2.29% WBE subcontractor participation.)  
**The motion authorizing the execution of a construction contract with Muniz Concrete and Contracting Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
22. Authorize execution of a construction contract with INSITUFORM TECHNOLOGIES, LLC for the Rehabilitation of Wastewater Lines Through Trenchless Process - Environmental Protection Agency Special Appropriation Act Projects Grant Project in the amount of \$4,332,821 plus a \$216,641 contingency, for a total contract amount not to exceed \$4,549,462. (Notes: This contract will be awarded in compliance with the requirements of 49 CFR Part 26 (Disadvantaged Business Enterprise Program) and City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goal with 10.85% DBE subcontractor participation.) December 10, 2014 - Approved by the Water and Wastewater Commission on a 5-0-2 vote with Commissioners Lee & Ohueri absent  
**The motion authorizing the execution of a construction contract with Insituform Technologies, LLC was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
23. Authorize negotiation and execution of an amendment to the professional services agreement with HDR ENGINEERING, INC. for design services for the Bowie Underpass project in the amount of \$74,743 for a total contract amount not to exceed \$2,333,804. (Notes: This contract was awarded in compliance with

City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) with 9.80% MBE and 8.31% WBE participation to date.)

**The motion authorizing the negotiation and execution of an amendment to the professional services agreement with HDR Engineering, Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

24. Authorize the negotiation and execution of a management agreement with the South Congress Improvement Association for management of public services funded by the South Congress Preservation and Improvement District for a period of five years in an amount not to exceed \$85,000 per year.

**The motion authorizing the negotiation and execution of a management agreement with the South Congress Improvement Association was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

25. Authorize negotiation and execution of a one-year agreement with Greater Austin Economic Development Corporation for continued participation in the Opportunity Austin Campaign in an amount not to exceed \$350,000 per extension option, with four additional 12-month extension options, in an amount not to exceed \$350,000 per extension option, for a total contract amount not to exceed \$1,750,000.

**The motion authorizing the negotiation and execution of an agreement with Greater Austin Economic Development Corporation was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 6-1 vote. Council Member Martinez voted nay.**

26. Authorize negotiation and execution of a one-year contract agreement with the Greater Black Chamber of Commerce, to provide business development services in an amount not to exceed \$171,000, with four 12-month extension options, in an amount not to exceed \$171,000 per extension option, for a total contract amount not to exceed \$855,000.

**The motion authorizing the negotiation and execution of a contract agreement with the Greater Black Chamber of Commerce was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

27. Authorize negotiation and execution of a one-year agreement with the Austin Gay and Lesbian Chamber of Commerce, to provide business development services in an amount not to exceed \$153,750, with four 12-month extension options for a total contract amount not to exceed \$768,750.

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

28. Authorize negotiation and execution of a one-year agreement with the Greater Austin Hispanic Chamber of Commerce, to provide business development services in an amount not to exceed \$212,500, with four additional 12-month extension options, in an amount not to exceed \$212,500 per extension option, for a total contract amount not to exceed \$1,062,500.

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

29. Authorize negotiation and execution of a one-year agreement with the Greater Austin Asian Chamber of Commerce, to provide business development services in an amount not to exceed \$142,500, with four 12-month extension options in an amount not to exceed \$142,500 per extension option, for a total contract amount not to exceed \$712,500.

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

30. Approve a resolution amending Resolution No. 050217-28 to adopt revised Cultural Arts Program Exhibition Series Guidelines for exhibition of art at City Hall.  
**Resolution No. 20141211-030 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
31. Approve revisions to the City of Austin Artwork Donation and Loan Policy, which governs the review of proposed artwork donations and loans to the City. December 8, 2014 – Approved by the Austin Arts Commission on a vote of 7-0 with an amendment to require Austin Arts Commission review of short-term loans  
**The motion to approve the revisions to the City of Austin Artwork Donation and Loan Policy was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
32. Authorize negotiation and execution of a Family Business Loan Program Section 108 loan to Jose Luis Salon for the opening of a new salon located at 1100 South Lamar Boulevard, in an amount not to exceed \$523,727.  
**The motion authorizing the negotiation and execution of a Family Business Loan Program Section 108 loan to Jose Luis Salon was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
33. Authorize negotiation and execution of Family Business Loan Program Section 108 loan to Rosa Santis to provide funding for the refinance and renovation of an existing property at 4901 East Cesar Chavez, in an amount not to exceed \$800,000.  
**The motion authorizing the negotiation and execution of a Family Business Loan Program Section 108 loan to Rosa Santis was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
34. Approve a resolution re-establishing the Austin Industrial Development Corporation by approving updated bylaws and appointing members to the board of directors.  
**Resolution No. 20141211-034 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
35. Approve the execution of an amendment to renew the interlocal agreement between the City and Travis County to integrate management of hazardous material containment, and incidents, by sharing personnel, equipment, technology and data.  
**The motion to approve the execution of an amendment to renew the interlocal agreement between the City and Travis County was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
36. Approve the negotiation and execution of a contract with Brian G. Yarbrough for state agency and legislative representation services for an amount not to exceed \$90,000.  
**The motion authorizing the negotiation and execution of a contract with Brian G. Yarbrough was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
37. Approve a resolution amending the City's State Legislative Program for the 84th Texas Legislature to support legislation that expands the authority of municipalities with respect to the use of public improvement districts to encourage tourism.  
**Resolution No. 20141211-037 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
38. Authorize negotiation and execution of Amendment 1 to the interlocal agreement with AUSTIN TRAVIS COUNTY INTEGRAL CARE to increase funding by \$22,500 for a half-time research assistant for the

ReadyBy21 program, for a total contract amount not to exceed \$90,687 for the period of October 1, 2014 through September 30, 2015, with five 12-month renewal options, each in an amount not to exceed \$90,687, for a total contract amount not to exceed \$544,122.

**The motion authorizing the negotiation and execution of amendment one to the interlocal agreement with Austin Travis County Integral Care was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

39. Authorize negotiation and execution of an agreement with FRONT STEPS, INC. to fund housing location services and financial assistance for homeless individuals and operations of the Austin Resource Center for the Homeless, for a nine-month term beginning on December 1, 2014, and ending on August 31, 2015, in an amount not to exceed \$276,314 in grant funds from the Texas Department of Housing and Community Affairs, Homeless Housing and Services Program with five 12-month renewal options in an amount not to exceed \$276,314 per renewal option, for a total contract amount not to exceed \$1,657,884.  
**The motion authorizing the negotiation and execution of an agreement with Front Steps, Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
40. Approve an ordinance authoring acceptance of an additional \$23,745 in grant funds from the TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS through the HOMELESS HOUSING AND SERVICES PROGRAM, and amending the Fiscal Year 2014-2015 Health and Human Services Department Operating Budget Special Revenue Fund (Ordinance No. 20140908-001) to appropriate \$23,745 for the delivery of homeless services.  
**Ordinance No. 20141211-040 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
41. Approve negotiation and execution of Amendment No. 1 to the Agreement with Ending Community Homelessness Coalition, Inc. to increase funding for community coordination activities related to homeless services system improvements via the implementation of a new coordinated assessment system, in an amount not to exceed \$60,000 for a total amount not to exceed \$219,500 for the period of October 1, 2014 through September 30, 2015, with five 12-month renewal options, each in an amount not to exceed \$219,500, for a total contract amount not to exceed \$1,317,000.  
**The motion authorizing the negotiation and execution of amendment number one to the agreement with Ending Community Homelessness Coalition, Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
42. Authorize negotiation and execution of Amendment No. 2 to the agreement with Huston-Tillotson University to increase funding by \$225,000 for a total amount not to exceed \$524,000 for the period of August 1, 2014, to July 31, 2015, to fund an East Austin Community Health and Wellness Center, to be located on the University's campus, and to fund staff to oversee the start-up and expansion efforts of the Center.  
**The motion authorizing the negotiation and execution of amendment number two to the agreement with Huston-Tillotson University was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
43. Approve an ordinance authorizing acceptance of \$63,354 in additional funds from the U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT through a contract with NEIGHBORHOOD HOUSING AND COMMUNITY DEVELOPMENT and amending the Fiscal Year 2014-2015 Health and Human Services Department Operating Budget Special Revenue Fund (Ordinance No. 20140908-001) to appropriate \$63,354 for the HOPWA services program that provides rental, mortgage, utility and supportive services to people with the human immunodeficiency virus.  
**Ordinance No. 20141211-043 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

44. Authorize negotiation and execution of an agreement with The Salvation Army, Inc. to fund the Safe Sleep program for women and families for a nine-month term beginning on December 1, 2014, and ending August 31, 2015, in an amount not to exceed \$223,152 in grant funds from the Texas Department of Housing and Community Affairs, Homeless Housing and Services Program with five 12-month renewal options in an amount not to exceed \$223,152 per renewal option, for a total contract amount not to exceed \$1,338,912.  
**The motion authorizing the negotiation and execution of an agreement with The Salvation Army, Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
45. Authorize negotiation and execution of an interlocal agreement with TEXAS DEPARTMENT OF STATE HEALTH SERVICES to provide an oversampling in Travis County for the Texas Behavioral Risk Factor Surveillance System to increase the phone survey from 320 to 1,300 Travis County residents for the 2015 survey initiative in an amount not to exceed \$100,000 for the term of November 1, 2014 through September 1, 2016.  
**The motion authorizing the negotiation and execution of an interlocal agreement with Texas Department of State Health Services was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
46. Approve an ordinance authorizing acceptance of \$167,996 in additional grant funds from the TEXAS DEPARTMENT OF STATE HEALTH SERVICES, WIC PROGRAM, Austin, TX, and amending the Fiscal Year 2014-2015 Health and Human Services Department Operating Budget Special Revenue Fund (Ordinance No. 20140908-001) to appropriate \$167,996 for maintaining WIC services.  
**Ordinance No. 20141211-046 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
47. Approve negotiation and execution of a contract with LATINO HEALTHCARE FORUM to conduct a community health assessment and create a Community Health Improvement Plan for the Rundberg area, for a 12-month term beginning on October 1, 2014 and ending on September 30, 2015, for a total contract amount not to exceed \$75,000.  
**The motion authorizing the negotiation and execution of a contract with Latino Healthcare Forum was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
48. Authorize negotiation and execution of a 12-month interlocal agreement with Travis County Health Care District doing business as Central Health to purchase and maintain a web and data platform for planning and community engagement purposes in an amount not to exceed \$20,000 with up to four 12-month extension options in an amount not to exceed \$20,000 per extension for each succeeding year from October 1, 2015 through September 30, 2019 for a total contract amount not to exceed \$100,000.  
**The motion authorizing the negotiation and execution of an interlocal agreement with Travis County Health Care District doing business as Central Health was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
49. Approve an ordinance authorizing acceptance of one-time supplemental grant funds in the amount of \$34,693 from the TEXAS DEPARTMENT OF STATE HEALTH SERVICES, COMMUNITY PREPAREDNESS SECTION, for the Epidemiology and Disease Health Statistics Unit and amending the Fiscal Year 2014-2015 Health and Human Services Department Operating Budget Special Revenue Fund (Ordinance No. 20140908-001) to appropriate \$34,693 to support public health emergency preparedness activities.  
**Ordinance No. 20141211-049 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

**Item 50 was pulled for discussion.**



51. Approve an ordinance amending Ordinance No. 20141002-077 to correct the site plan application number and description of the floodplain variance for property located at 1010 West 10th Street.  
**Ordinance No. 20141211-051 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

**Item 52 was pulled to be heard after the staff presentation.**

53. Authorize negotiation and execution of an amendment to the legal services contract with Webb & Webb, Attorneys at Law, for legal representation, advice, and counsel relating to the administrative appeal of Austin wholesale water and wastewater rates to the Public Utility Commission of Texas, in the amount of \$213,000, for a total contract amount not to exceed \$1,171,000.  
**The motion authorizing the negotiation and execution of an amendment to the legal services contract with Webb & Webb, Attorneys at Law was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
54. Authorize the negotiation and execution of all documents and instruments necessary or desirable to acquire drainage and water quality easements for the Davis to Deer Lane/Brodie Lane to Corran Ferry Drive Improvements Project, located in the Samuel W. Hamilton Survey No. 16, Abstract No. 340, City of Austin, Travis County, Texas, from UCM/FSDC-DEERFIELD, LP, A DELAWARE LIMITED PARTNERSHIP, in an amount not to exceed \$111,029.  
**The motion authorizing the negotiation and execution of all documents and instruments necessary or desirable to acquire drainage and water quality easements from UCM/FSDC-Deerfield, LP, a Delaware Limited Partnership was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
55. Authorize the negotiation and execution of all documents, instruments and agreements necessary or desirable to purchase in fee simple a tract of land totaling approximately 49 acres in Travis County, located along State Highway 45 and MoPac South Expressway from SLAUGHTER 100, LTD. for a total amount not to exceed \$500,000.  
**The motion authorizing the negotiation and execution of all documents, instruments and agreements necessary or desirable to purchase in fee simple a tract of land from Slaughter 100, LTD was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
56. Authorize the negotiation and execution of all documents or instruments necessary or desirable to purchase in fee simple Lot 8, Denson Elmer Subdivision, Section 2, Travis County, Texas, locally known as 403 West St. Johns Street, from Ben S. and Calixto J. Cobos in an amount not to exceed \$289,000.  
**The motion authorizing the negotiation and execution of all documents or instruments necessary or desirable to purchase in fee simple was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
57. Authorize the negotiation and execution of all documents and instruments necessary or desirable to sell two tracts of land totaling approximately 215.436 acres out of and a part of the R.G. Anderson Survey in Williamson and Travis Counties, Texas, known locally as 15700 Anderson Mill Road, to the CITY OF CEDAR PARK, TEXAS, for the amount of \$4,100,000.  
**The motion authorizing the negotiation and execution of all documents and instruments necessary or desirable to sell two tracts of land to the City of Cedar Park, Texas was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
58. Approve an ordinance waiving certain annual license agreement fees required by City Code Chapter 14-11 and authorizing the reimbursement of certain annual license agreement fees.

**Ordinance No. 20141211-058 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

59. Authorize negotiation and execution of a 120-month lease for approximately 5,070 square feet of retail space, located at 600 East 4th Street, Space A, to THE ESCAPE GAME AUSTIN, LLC.  
**The motion authorizing the negotiation and execution of a lease to the Escape Game Austin, LLC was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
60. Authorize the negotiation and execution of all documents and instruments necessary or desirable to acquire a 30-foot-wide water line easement of approximately 1.270 acres and temporary work space easement totaling approximately 1.747 acres out of the Daniel J. Gilbert Survey No. 8, Abstract No. 313, situated in Austin, Travis County, Texas, locally known as Camp Mabry, from THE STATE OF TEXAS for the Texas Department of Transportation Utility Relocation, MoPac 42-inch Water Transmission Main Project, in an amount not to exceed \$765,750.  
**The motion authorizing the negotiation and execution of all documents and instruments necessary or desirable to acquire a water line easement from the State of Texas was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

**Items 61 and 62 were pulled for discussion.**

63. Authorize the negotiation and execution of an interlocal agreement with the University of Texas at Austin to support implementation of the Austin Urban Forest Plan.  
**The motion authorizing the negotiation and execution of an interlocal agreement with the University of Texas at Austin was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

**Item 64 was pulled for discussion.**

65. Authorize negotiation and execution of a reimbursement agreement between the City and MCI COMMUNICATIONS SERVICES, INC. for utility relocation costs necessary to accommodate the City's Bowie Street Underpass project in the amount not to exceed \$95,024.70. Related to Item #66.  
**The motion authorizing the negotiation and execution of a reimbursement agreement between the City and MCI Communications Services, Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
66. Authorize negotiation and execution of an interlocal agreement between the City and UNION PACIFIC RAILROAD COMPANY for construction services for the Bowie Underpass project in an amount not to exceed \$2,200,000. Related to Item #65  
**The motion authorizing the negotiation and execution of an interlocal agreement between the City and Union Pacific Railroad Company was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
67. Authorize award and execution of a 24-month requirements service contract with REINHART & ASSOCIATES, INC. to provide annual inspection and testing of aerial devices in an amount not to exceed \$576,828, with four 12-month extension options in a total amount not to exceed \$288,414 per extension option, for a total contract amount not to exceed \$1,730,484. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9C (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract.)  
**The motion authorizing the award and execution of a requirements service contract with Reinhart & Associates, Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

68. Authorize award and execution of a 12-month professional services contract with UNDERSTANDING LAB DBA HUMANTIFIC to provide innovation training and consulting services for the City's Innovation Office in an amount not to exceed \$146,500, with one 12-month extension option in an amount not to exceed \$153,500, 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 and execution of a professional services contract with Understanding Lab doing business as Humantific was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
69. Authorize award and execution 24-month sole source requirements supply contract with A.W. CHESTERTON TEXAS, for the supply of SXCF grease to lubricate rollers and seals for the Austin Water Utility in an amount not to exceed \$130,964, with two 24-month extension options in an amount not to exceed \$130,964 per extension option for a total contact amount not to exceed \$392,892. (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 requirements supply contract with A.W. Chesterton Texas was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
70. Authorize award and execution of Amendment No. 1, to increase extension options one and two of the contract with WHELAN SECURITY COMPANY, INC. to provide unarmed security guard and patrol services for the Austin Water Utility in an amount not to exceed \$99,786 for each of the two 24-month extension option periods for a revised total contract amount not to exceed \$6,914,364. (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 amendment number one with Whelan Security Company, Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
71. Authorize recurring exempted sole source procurements for the following categories: electronic subscriptions, permits, postage, professional dues, memberships, and licenses, under Texas Local Government Code 252 for expenditures to conduct routine City business with multiple agencies and vendors in a total amount not to exceed \$7,010,000.  
**The motion authorizing the recurring exempted sole source procurements for electronic subscriptions; permits; postage; professional dues; memberships and licenses was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
72. Authorize recurring exempted procurements (Advertising) under Local Government Code Chapter 252 for expenditures to conduct routine City business with multiple agencies and vendors in a total amount not to exceed \$3,000,000. (Notes: These expenses will be expended 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.)  
**The motion authorizing the recurring exempted procurements (Advertising) was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
73. Authorize recurring exempted procurements under Texas Local Government Code, Chapter 252 for expenditures to conduct appraisal services in separate amounts not to exceed a total amount of \$2,513,000. (Notes: These expenses will be expended 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.)

**The motion authorizing the recurring exempted procurements was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

74. Authorize recurring exempted procurements (Utilities) under Local Government Code Chapter 252 for expenditures to conduct routine City business with multiple agencies and vendors in a total amount not to exceed \$3,150,000. (Notes: These expenses will be expended 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.) December 9, 2014 – Recommended by the Austin Airport Advisory Commission on a 5-0-2 vote.

**The motion authorizing the recurring exempted procurements (Utilities) was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

75. Authorize negotiation, award, and execution of a 12-month requirements service contract with LINEBARGER, GOGGAN, BLAIR, SAMPSONS LLP, or one of the other qualified offerors to RFP No. CDL2001, to provide debt collections legal services with two 12-month extension options. (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 negotiation, award and execution of a requirements service contract with Linebarger, Goggan, Blair, Sampsons LLP was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

76. Authorize award and execution of a 36 -month requirements service contract with COVERT AUTO INC DBA COVERT CHRYSLER DODGE JEEP RAM to provide original equipment manufacturer Dodge parts and repair services in an amount not to exceed \$698,193, with three 12-month extension options in an amount not to exceed \$232,731 per extension option, for a total contract amount not to exceed \$1,396,386. (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 Covert Auto Inc. doing business as Covert Chrysler Dodge Jeep Ram was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

77. Authorize award and execution of a 36-month requirements supply contract with CAPITOL BEARING SERVICE to provide replacement parts for heating, ventilation, air conditioning, conveyor belts, motors, and pumps in an amount not to exceed \$298,365, with three 12-month extension options in an amount not to exceed \$99,455 per extension option, for a total contract amount not to exceed \$596,730. (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.) December 9, 2014 – Recommended by the Austin Airport Advisory Commission on a 5-0-2 vote.

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

78. Authorize award and execution of a 24-month requirements supply contract with TECHLINE INC, to provide various 145kV dead tank circuit breakers for Austin Energy, in an amount not to exceed \$1,845,640, with three 12-month extension options in an amount not to exceed \$922,820 per extension option, for a total contract amount not to exceed \$4,614,100. (Notes: This contract will be awarded in compliance with City Code Chapter 2-D (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 Techline Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

79. Authorize award and execution of a 36-month requirements supply contract with AIRPORT LIGHTING SYSTEMS, INC. to provide airfield lamps, fixtures, and sign panel replacement parts in an amount not to exceed \$491,434, with three 12-month extension options in an amount not to exceed \$164,000 per extension option, for a total contract amount not to exceed \$983,434. (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.) December 9, 2014 – Recommended by the Austin Airport Advisory Commission on a 5-0-2 vote.

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

80. Authorize award and execution of Amendment No. 8 to the contract with RICOH AMERICAS CORPORATION for a long term lease of multi-function office equipment devices and managed services, to increase the contract authorization in an amount not to exceed \$600,000, for a revised total contract amount not to exceed \$2,974,999. (Notes: This purchase 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 contract.)

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

81. Authorize award and execution of a 36-month requirements supply contract with NACHURS ALPINE SOLUTIONS, CORP. to provide deicing materials in an amount not to exceed \$402,000, with one 36-month extension option in an amount not to exceed \$402,000 for a total contract amount not to exceed \$804,000. (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.) December 9, 2014 – Recommended by the Austin Airport Advisory Commission on a 5-0-2 vote.

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

82. Authorize award and execution of an amendment to a requirements-based contract with SCHNEIDER ELECTRIC, INC., to provide additional functionality and upgrades in the existing Advanced Distribution Management System software, for an increase to the contract amount not to exceed \$1,200,000, and increase authorization for software maintenance and support services in an amount not to exceed \$85,000 per each of the remaining four annual extension options, for a total revised contract amount not to exceed \$7,240,000. (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 contract.)

**The motion authorizing the award and execution of an amendment to a requirements-based contract with Schneider Electric, Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

83. Authorize award and execution of two 12-month requirements service contracts with VEOLIA ES TECHNICAL SOLUTIONS, LLC. for the collection and disposal of industrial non-hazardous and

hazardous waste in an amount not to exceed \$150,704 with three 12-month extension options in an amount not to exceed \$150,704 per extension option, for a total contract amount not to exceed \$602,816; and CLEAN HARBORS ENVIRONMENTAL SERVICES in an amount not to exceed \$35,400, with three 12-month extension options in an amount not to exceed \$35,400 per extension option, for a total contract amount not to exceed \$141,600. The annual amount for all services required under these contracts will be for a total combined amount not to exceed \$186,104. (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 contract.)

**The motion authorizing the award and execution of two requirements service contracts with Veolia ES Technical Solutions, LLC and Clean Harbors Environmental Services was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

84. Authorize the award and execution of Amendment No. 7 to a contract with OPEN LINK INTERNATIONAL, INC., for the implementation of an upgrade to the Open Link software and purchase of three additional software modules, in an amount not to exceed \$2,342,400, and the addition of five 12-month extension options for maintenance and support services in amounts not to exceed \$421,686, \$426,064, \$430,529, \$435,084, and \$236,930 respectively, for a revised total contract amount not to exceed \$5,088,849. (Notes: This contract was awarded in compliance with City Code Chapter 2-9(C) (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 seven to a contract with Open Link International, Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

85. Authorize award and execution of a 36 -month requirements supply contract with YOUNGBLOOD AUTOMOTIVE & TIRE LLC to provide tires in an amount not to exceed \$1,703,478, with three 12-month extension options in an amount not to exceed \$567,826 per extension option, for a total contract amount not to exceed \$3,406,956.

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

86. Authorize award and execution of Amendment No. 1 to a 24-month requirements contract through the STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES cooperative purchasing program with SHI, for a citywide Microsoft Enterprise License Agreement and software assurance to increase the current contract amount in an amount not to exceed \$2,500,000 for a revised total contract amount not to exceed \$9,808,943.

**The motion authorizing the award and execution of amendment number one to a requirements contract through the State of Texas Department of Information Resources was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

87. Authorize award and execution of a contract with POWER SUPPLY INC. to provide LED 200W Teardrop Street Lights for installation along 6th Street from I-35 to Brazos Street in an amount not to exceed \$94,870. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9(D) (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.)

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

88. Approve first reading of an ordinance granting a franchise agreement to CenterPoint Energy Resources Corporation to provide natural gas distribution services.

**The first reading of the ordinance was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

89. Approve an ordinance amending City Code Chapter 13-2 to end a moratorium on pedicab permits, set a cap on available operating permits, and prohibit the use of trailer-type pedicabs as vehicles for hire. October 9, 2014 - Recommended by the Urban Transportation Commission on a 4/1/0/2 vote with Commissioner Deloney voting against and Commissioners MacKinnon and Gilbert absent.  
**Ordinance No. 20141211-089 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
90. Authorize negotiation and execution of a multi-agency memorandum of regional cooperation to facilitate effective and efficient traffic incident management in area roadways.  
**The motion authorizing the negotiation and execution of a multi-agency memorandum of regional cooperation was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
91. Approve an ordinance amending City Code Chapter 14-9 to except certain mobile street vendors from traffic and sidewalk obstruction regulations.  
**Ordinance No. 20141211-091 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
92. Approve a resolution authorizing negotiation and execution of an interlocal agreement with the Texas Department of Transportation for the City to furnish, install, and be reimbursed for traffic signal equipment placed at the intersection of Interstate Highway 35 and United States Highway 290. Related to Item #93  
**Resolution No. 20141211-092 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
93. Approve an ordinance amending the Fiscal Year 2014-2015 Austin Transportation Department Capital Budget (Ordinance No. 20140908-002) to accept and appropriate \$16,000 from the Texas Department of Transportation for furnishing and installing traffic signal equipment at the intersection of IH 35 and US 290. Related to Item #92  
**Ordinance No. 20141211-093 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
94. Authorize the negotiation and execution of an interlocal agreement with the Capital Metropolitan Transportation Authority (CapMetro) for the construction of stormdrain infrastructure along the CapMetro Redline between Comal Street and Interstate Highway 35.  
**The motion authorizing the negotiation and execution of an interlocal agreement with the Capital Metropolitan Transportation Authority (CapMetro) was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
95. Approve a resolution amending the Waller Creek Local Government Corporation's Articles of Incorporation and Bylaws to appoint additional directors to the board of the corporation.  
**Resolution No. 20141211-095 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
96. 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, Mayor Pro Tem Cole's second on a 7-0 vote.**

#### Nominations

**Board/Nominee**

**Nominated by**

Animal Advisory Commission

Meghan Wells

Council Member Martinez

Animal Advisory Commission

David Lundstedt

Council Member Riley

Austin Airport Advisory Commission

Stephanie Trinh

Council Member Morrison

Austin Community Technology and  
Telecommunications Commission

David Holmes

Council Member Martinez

Austin Mayor's Committee for People with Disabilities

Katie Navine

Council Member Martinez

Commission on Seniors

Angela Atwood

Council Member Tovo

Commission on Veterans Affairs

Honorable Michael Denton

Mayor Pro Tem Cole

Commission on Veterans Affairs

David Thomas

Council Member Morrison

Community Development Commission

Premal Amin

Council Member Martinez

Construction Advisory Committee

Karla Vargas

Council Member Martinez

Construction Advisory Committee

Michael Murphy

Council Member Morrison

Electric Utility Commission

Joep Meijer

Council Member Riley

Ethics Review Commission

Jolene Kiobassa

Council Member Tovo

MBE/WBE and Small Business

Enterprise Procurement Program Advisory Committee

Thomas Walker

Council Member Martinez

Urban Transportation Commission

D'Ann Johnson

Council Member Tovo

Zero Waste Advisory Commission

Kendra Bones

Council Member Riley

Zero Waste Advisory Commission



Jose Valera

Council Member Martinez

**Nominations to Intergovernmental Bodies****Board/Nominee****Nominated by**

Central Health Board of Managers  
(Travis County Healthcare District)  
Katrina Daniel

Council

**Waivers**

Approve a waiver of the residency requirement in Section 2-1-21 of the City Code for the service of Michael Denton on the Commission on Veterans Affairs.

Approve a waiver of the residency requirement in Section 2-1-21 of the City Code for the service of Katie Navine on the Austin Mayor's Committee for People with Disabilities.

Approve a waiver of the attendance requirement in Section 2-1-26 of the City Code for the service of Peter Shen on the Commission on Immigrant Affairs. The waiver includes absences through today's date.

97. Approve an ordinance waiving or reimbursing certain fees and costs, and waiving certain requirements for the City co-sponsored 2015 HOPE Farmer's Market at Plaza Saltillo Events during the 2015 calendar year. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Chris Riley CO 2: Council Member Mike Martinez)  
**Ordinance No. 20141211-097 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
98. Approve an ordinance waiving or reimbursing certain fees and costs, and waiving certain requirements for the City co-sponsored 2015 Austin Farmer's Markets events at Republic Square Park and Triangle Park during the 2015 calendar year. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Chris Riley CO 2: Council Member Mike Martinez)  
**Ordinance No. 20141211-098 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
99. Approve an ordinance waiving or reimbursing certain fees and granting a variance under City Code Chapter 10-3 for the monthly commuter pop-up breakfasts sponsored by Movability Austin taking place from December 1, 2014 through December 31, 2015. (Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member Mike Martinez CO 2: Council Member Kathie Tovo)  
**Ordinance No. 20141211-099 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
100. Approve an ordinance waiving or reimbursing certain fees for a banner to assist the YMCA of Austin with advertising for jobs sponsored by the YMCA. (Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member Kathie Tovo)  
**Ordinance No. 20141211-100 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
101. Approve an ordinance waiving certain fees and requirements for the Changing Lives Youth Theatre Ensemble event sponsored by SafePlace which is to be held on Monday, February 9, 2015 in the Boyd Vance Theatre at the George Washington Carver Museum and Cultural Center. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Mayor Lee Leffingwell CO 2: Council Member Mike Martinez)

**Ordinance No. 20141211-101 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Tovo recused herself.**

102. Approve the waiver or reimbursement of certain fees and requirements under City Code Chapter 14-8 for the 8th annual 5K and 1K Run/Walk event sponsored by St. James Missionary Baptist Church which is to be held on Saturday, March 28, 2015 beginning and ending at St. James Missionary Baptist Church. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Mayor Lee Leffingwell CO 2: Council Member Mike Martinez)

**The motion to approve the waiver or reimbursement of certain fees and requirements for the 8<sup>th</sup> annual 5K and 1K run/walk event was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

103. Approve an ordinance waiving or reimbursing certain banner fees for the City co-sponsored 2014 Veteran's Day Parade with Travis County Veterans Service Office, which was held on Tuesday, November 11, 2014 from the Ann Richards Congress Avenue Bridge to the Capitol Building. (Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member Kathie Tovo)

**Ordinance No. 20141211-103 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

104. Approve a resolution directing the City Manager to create a neighborhood plan contact team for the Mueller neighborhood to be effective upon the expiration of the Robert Mueller Municipal Airport Plan Implementation Advisory Commission and directing the City Manager to take certain additional steps related to the creation of the neighborhood plan contact team. (Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member Kathie Tovo CO 2: Mayor Pro Tem Sheryl Cole)

**Resolution No. 20141211-104 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

105. Approve a resolution asserting the City's goal of conserving water by encouraging submetering water use by residents of two, three, and four unit residential developments and directing the City Manager to identify possible code amendments and associated administrative rules necessary to meet this goal. (Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member Mike Martinez)

**Resolution No. 20141211-105 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

106. Approve a resolution directing the City Manager to explore the creation of an innovation zone, generally located in the northeast quadrant of downtown, to negotiate and execute interlocal agreements, as necessary, and to work with Central Health to confirm land uses permitted on the Central Health Downtown Campus and initiating a Code amendment to establish land use regulations for the zone. (Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member Chris Riley)

**Resolution No. 20141211-106 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

107. Approve a resolution initiating site specific variances and code amendments to address proposed redevelopment and expansion of St. Catherine of Siena Church, within the Barton Springs Zone. (Notes: SPONSOR: Council Member William Spelman CO 1: Mayor Lee Leffingwell CO 2: Council Member Chris Riley)

**Resolution No. 20141211-107 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

108. Approve a resolution directing the City Manager to implement city staff recommendations to reduce the occurrence of false alarms and to return to council with any required ordinance revisions. (Notes:

SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member William Spelman CO 2: Council Member Chris Riley)

**Resolution No. 20141211-108 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

109. Approve a resolution authorizing the City Manager to utilize an amount not to exceed \$60,000 from the music venue assistance loan program for a noise monitoring system to analyze urban noise levels. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Laura Morrison)

**Resolution No. 20141211-109 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

110. Approve a resolution supporting the application by Austin Travis County Integral Care and its affiliates to the Texas Department of Housing and Community Affairs for the 2015 Low Income Housing Tax Credit Program for the development of an affordable housing project to be located at 3000 Oak Springs Drive. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Laura Morrison)

**Resolution No. 20141211-110 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

111. Approve a resolution directing the City Manager to convene social service providers and other stakeholders on strategies to improve the local clients' connection to services prior to discharge from state owned mental health facilities and report back to council with their findings. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Chris Riley)

**Resolution No. 20141211-111 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

112. Approve a resolution establishing the goal of the City becoming a leader in public infrastructure adaptation of autonomous vehicle technology, and directing the City Manager to report on policy and infrastructure adaptation opportunities that support autonomous vehicles and potential funding sources and partnerships. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Mayor Lee Leffingwell CO 2: Council Member Laura Morrison)

**Resolution No. 20141211-112 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

113. Approve a resolution directing the City Manager to draft an ordinance prohibiting devices likely to cause physical injury, torment, or pain to animals in circuses. (Notes: SPONSOR: Council Member Kathie Tovo CO 1: Council Member Laura Morrison CO 2: Council Member Mike Martinez)

**Resolution No. 20141211-113 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

**Item 114 was pulled for discussion.**

115. Approve a resolution directing the City Manager to work with local higher education institutions and representative student bodies to develop a student quality of life initiative and report back to Council with recommendations for new or enhanced city programs, policies, or practices. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Mike Martinez CO 2: Council Member William Spelman)

**Resolution No. 20141211-115 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

116. Approve a resolution directing the City Manager to negotiate with a carousel vendor to provide a manufactured carousel and manage its operation with revenue sharing for the City and to present Council with options no later than March 1, 2015. (Notes: SPONSOR: Council Member Kathie Tovo CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member William Spelman)

**Resolution No. 20141211-116 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

**Item 117 was pulled for discussion.**

118. Approve an ordinance amending City Code Section 2-1-127 relating to the Community Development Commission. (Notes: SPONSOR: Council Member Kathie Tovo CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member Mike Martinez)

**Ordinance No. 20141211-118 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

119. Approve a resolution creating the Austin Integrated Water Resource Planning Community Task Force and further directing the City Manager to hire a consultant to assist in the development of an Integrated Water Resource Plan. (Notes: SPONSOR: Council Member Kathie Tovo CO 1: Council Member Laura Morrison CO 2: Council Member Chris Riley)

**Resolution No. 20141211-119 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

120. Approve a resolution directing the City Manager to evaluate all possible funding sources to implement the Colony Park Master Plan. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison CO 2: Mayor Pro Tem Sheryl Cole)

**Resolution No. 20141211-120 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

**Item 121 was pulled for discussion.**

122. Approve a resolution directing the City Manager to provide recommendations and an implementation plan for a corporation to assist with economic development within 180 days. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Laura Morrison)

**Resolution No. 20141211-122 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

123. Approve a resolution placing a moratorium on further additions to the Austin Music Memorial, and directing the City Manager to develop a long term plan for the Memorial and develop recommendations on new initiatives to preserve and promote the rich musical heritage of Austin. (Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Mike Martinez CO 2: Council Member Kathie Tovo)

**Resolution No. 20141211-123 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

124. Approve a resolution directing the City Manager to solicit the feedback of the Downtown Commission and other stakeholders for a naming convention or naming process for the downtown alleyway grid. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Kathie Tovo)

**Resolution No. 20141211-124 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

125. Approve a resolution expressing City Council's support of President Obama's executive action on immigration. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison)

**Resolution No. 20141211-125 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

126. Approve a resolution directing the City Manager to collaborate with the Association for Cultural Equity on a repatriation of Texas sound archives and appropriate recognition of Austin-born folklorist and musicologist, Alan Lomax. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Laura Morrison CO2: Council Member Kathie Tovo)  
**Resolution No. 20141211-126 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

**Item 127 was pulled for discussion.**

128. Approve a resolution initiating code amendments related to recycling requirements for construction and demolition projects and directing the City Manager to consider the recommendations proposed by the Zero Waste Advisory Commission, stakeholders, and staff. (Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Chris Riley CO 2: Council Member William Spelman)  
**Resolution No. 20141211-128 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
129. Approve a resolution directing the City Manager to continue efforts and outreach on the potential development of portions of the former Williamson Creek Wastewater Treatment Plant site to enhance the Dove Springs community. (Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Mike Martinez CO 2: Council Member Kathie Tovo)  
**Resolution No. 20141211-129 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
130. Approve a resolution amending the City's legislative program for the 84th Legislative Session to support legislation that would allow military personnel to claim a Texas homestead exemption when stationed in another state within the United States for a period of longer than two years. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member Laura Morrison)  
**Resolution No. 20141211-130 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

**Item 131 was pulled for discussion.**

132. Approve a resolution directing the City Manager to examine best practices in other cities regarding personnel policies for pregnant employees and develop recommendations for implementing improved City practices. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison)  
**Resolution No. 20141211-132 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
133. Approve a resolution directing the City Manager to incorporate transgender-inclusive benefits as part of the City employee benefits package in the Fiscal Year 2015-2016 proposed budget. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Chris Riley CO 2: Council Member Kathie Tovo)  
**Resolution No. 20141211-133 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
202. Approve an ordinance amending City Code Chapter 15-6 concerning the requirements of the private collection service program and the division of collection services between the City and licensed private collection services.  
**Ordinance No. 20141211-202 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

203. Approve amendments to administrative rules associated with City Code Chapter 15-6 relating to requirements for the private collection service program.  
**The motion to approve the amendments to administrative rules was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

**Item 204 was pulled for discussion.**

205. Approve an ordinance amending City Code Title 9 relating to audible noises and music and solicitation.  
**This item was postponed to January 29, 2015 on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
206. Approve an ordinance amending the Fiscal Year 2014-2015 Economic Development Department Operating Budget Special Revenue Fund (Ordinance No. 20140908-001) to adopt a budget for the South Congress Preservation and Improvement District, with a beginning balance of \$0.00, revenue of \$77,825, and requirements of \$75,825.  
**Ordinance No. 20141211-206 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
207. Approve an ordinance amending the Fiscal Year 2014-2015 Economic Development Department Operating Budget Special Revenue Fund (Ordinance No. 20140908-001) to adopt a budget for the Austin Downtown Public Improvement District, with a beginning balance of \$303,249, revenue of \$4,136,678, and requirements of \$4,136,678.  
**Ordinance No. 20141211-207 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
208. Approve an ordinance amending the Fiscal Year 2014-2015 Economic Development Department Operating Budget Special Revenue Fund (Ordinance No. 20140908-001) to adopt a budget for the East Sixth Street Public Improvement District, with a beginning balance of \$101,473, revenue of \$126,656, and requirements of \$126,656.  
**Ordinance No. 20141211-208 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
209. Authorize funding for the Independent Citizens Redistricting Commission's (ICRC) negotiation and execution of an amendment to the legal services agreement with David Richards, for legal counsel provided to the ICRC, by increasing funding in the amount of \$85,000 for a total contract amount not to exceed \$155,000.  
**The motion authorizing the funding for the Independent Citizens Redistricting Commission (ICRC) negotiation and execution of an amendment to the legal services agreement with David Richards was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
210. Approve an ordinance amending the Fiscal Year 2014-2015 Parks and Recreation Department Operating Budget Special Revenue Fund (Ordinance No. 20140908-001) to accept and appropriate up to \$250,000 from the Trail of Lights Foundation, and authorize waiver of certain fees and requirements for the 2014 Trail of Lights in an amount not to exceed \$174,725.  
**Ordinance No. 20141211-210 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
211. Approve an ordinance amending Title 4 related to gender-neutral signage for public restrooms and creating a penalty.  
**Ordinance No. 20141211-211 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

212. Authorize award, negotiation, and execution of a contract with THE AEGIS GROUP, INC., or one of the other qualified offerors to RFQS No. JRD0500, to provide property valuation services in an amount not to exceed \$380,000. (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 contract with The Aegis Group, Inc. was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
213. Approve an ordinance waiving certain additional construction inspection fees for the Mobile Loaves and Fishes, Community First Village project. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Chris Riley CO 2: Mayor Pro Tem Sheryl Cole)  
**Ordinance No. 20141211-213 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
214. Approve an ordinance waiving certain fees and payments; authorizing payment of certain costs; modifying certain City Code requirements related to the 2015 South by Southwest Conferences and Festival; and establishing a framework for long-term planning. (Notes: SPONSOR: Council Member William Spelman CO 1: Council Member Chris Riley CO 2: Mayor Pro Tem Sheryl Cole)  
**Ordinance No. 20141211-214 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
215. Approve a resolution initiating amendments to City Code Chapters 2-1 and 25-2 relating to the Residential Design & Compatibility Commission and associated waiver process for requirements of the McMansion ordinance. (Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Kathie Tovo CO 2: Council Member William Spelman)  
**Resolution No. 20141211-215 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
216. Approve an ordinance amending the City Code to establish a Parking and Transportation Management District. (Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member William Spelman CO 2: Mayor Pro Tem Sheryl Cole)  
**Ordinance No. 20141211-216 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

**Items 217 through 219 were pulled for discussion.**

220. Approve an ordinance amending Chapter 14-8 relating to permits for neighborhood block parties; and creating a penalty. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison CO 2: Council Member Chris Riley)  
**Ordinance No. 20141211-220 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

**Item 221 was pulled for discussion.**

222. Approve a resolution directing the City Manager to create a process to maintain public access across existing access easements and report back to Council including any recommendations for City Code amendments. (Notes: SPONSOR: Council Member Chris Riley CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member Kathie Tovo)  
**Resolution No. 20141211-222 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

223. Approve a resolution supporting the addition of at least one City of Austin representative to the Capital Area Metropolitan Planning Organization Transportation Policy Board and directing the City Manager to take the necessary steps to initiate this change. (Notes: SPONSOR: Council Member Chris Riley CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member William Spelman)  
**Resolution No. 20141211-223 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 6-1 vote. Mayor Leffingwell voted nay.**
224. Approve a resolution directing the City Manager to explore key features and deliverables of a walkability study for the area bounded by I-35, Manor Road, Chestnut/Pleasant Valley and Lady Bird Lake by identifying costs, potential funding sources and scope of such a study. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Laura Morrison CO 2: Council Member Chris Riley)  
**Resolution No. 20141211-224 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
225. Approve a resolution directing the City Manager to appoint a program administrator and create a task force to implement the city staff recommendation to conduct a detailed feasibility study of a municipally issued identification card that incorporates stakeholder feedback, designs program rules and processes, as well as exact features, and to return to council with a date-specific implementation plan. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Laura Morrison CO 2: Council Member William Spelman)  
**Resolution No. 20141211-225 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
226. Approve an ordinance authorizing payment of certain costs for the Day of the Fallen March sponsored by the Workers Defense Project which is taking place Wednesday, February 25, 2015, at the Texas State Capitol Building. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Kathie Tovo CO 2: Mayor Pro Tem Sheryl Cole)  
**Ordinance No. 20141211-226 was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**
227. Authorize negotiation and execution of a donation agreement with House the Homeless, Inc., accepting a figurative bronze sculpture titled "Home Coming Memorial" to be located at Auditorium Shores in near proximity to the existing Homeless Memorial site contingent on a positive recommendation from the Arts Commission. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison)  
**This item was withdrawn on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.**

Item 134 was an item with closed public hearing.

Items 135 through 137 were Executive Session items.

Items 138 through 181 were zoning items set for 2:00 p.m.

Item 182 was an Austin Housing and Finance Corporation meeting item.

Item 183 was The Austin Industrial Development Corporation meeting item.

Items 184 through 201 were public hearing items set for 4:00 p.m.

Items 202 through 231 were addendum items.

#### **ACTION ON ITEM(S) WITH CLOSED PUBLIC HEARINGS**



134. Authorize negotiation and execution of a 50-year license agreement with DECKER LAKE GOLF, LLC to provide funding, design, development, management, and maintenance services for a golf course at Walter E. Long Metropolitan Park. (THE PUBLIC COMMENT FOR THIS ITEM WAS HELD AND CLOSED ON NOVEMBER 20, 2014).  
**This item was postponed to February 26, 2015 without objection.**

### **DISCUSSION ITEMS**

9. Approve an ordinance amending the electric rate schedules of Ordinance No. 20140908-003 to add an expiration date of May 31, 2017 for all terms and conditions of electric service contracts with the State of Texas other than applicability of the fuel adjustment clause.  
**Ordinance No. 20141211-009 was approved on Council Member Martinez' motion, Council Member Spelman's second on a 7-0 vote.**

50. Approve third reading of an ordinance amending the City Code to prohibit discrimination based on an individual's source of income.  
**Ordinance No. 20141211-050 was approved with the following friendly amendment on Council Member Martinez' motion, Council Member Spelman's second on a 7-0 vote.**

**There was a friendly amendment made by Council Member Spelman to remove part 3 from the current ordinance. This was accepted by the maker of the motion.**

52. Approve a settlement in Laurel Castillo-Ryley v. City of Austin, Cause No. D-1-GN-14-001374, in the 126th Judicial District for Travis County, Texas.  
**The motion to settle the above referenced lawsuit, by the City paying \$105,000 to Laurel Castillo-Ryley, was approved on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote. In return the plaintiff will dismiss the lawsuit against the City with prejudice and release the City from any claims that have been or could be asserted against it.**

61. Approve an ordinance vacating an approximately 4,907 square foot portion of alley located between East 3rd Street and East 4th Street and between East Avenue and Sabine Street, to LION OUTDOOR, LLC, for the appraised value of \$83,910, subject to a retained public utility easement and a drainage easement.  
**Ordinance No. 20141211-061 was approved with the following amendments on Council Member Riley's motion, Council Member Morrison's second on a 7-0 vote.**

**The amendment was to have parts 3 and 4 read as follows:**

**Part 3. "A drainage easement and public utility easement over the vacated portion is reserved from the vacation by the City over and across the area described in Exhibit A and Lion Outdoor, LLC shall enter into a restrictive covenant agreeing to grant to the City a public access easement along the east bank of Waller Creek between 3<sup>rd</sup> Street and 4<sup>th</sup> Street prior to the release of a site plan."**

**Part 4. "Lion Outdoor, LLC has posted funds with the City in the amount of \$83,910, which is the appraised fair market value of the interest in the land being vacated to Lion Outdoor, LLC, and these funds will be deposited after approval of this ordinance and the satisfaction of the conditions set forth in Part 3."**

62. Authorize negotiation and execution of a Parkland Improvement, Management and Operations Agreement with Austin Parks Foundation and the Downtown Austin Alliance with a City contribution not to exceed \$2,381,144.95 for the re-improvement of Republic Square Park in accordance with the June 14, 2014 Council approved Republic Square Master Plan.

**The motion authorizing the negotiation and execution of a parkland improvement, management and operations agreement with Austin Parks Foundation and the Downtown Austin Alliance was approved with direction on Council Member Tovo's motion, Council Member Morrison's second on a 7-0 vote. Direction was given to staff to bring the number of paid events before Council for approval.**

114. Approve a resolution adopting a funding metric policy to be used in preparing future proposed budgets for the Health and Human Services Department (HHSD) and social service contracts, and adopting a three to five year goal and implementation plan for increasing the funding of HHSD and social service contracts. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison CO 2: Council Member Chris Riley)

**Resolution No. 20141211-114 was approved on Council Member Martinez' motion, Council Member Morrison'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. Council Member Tovo recused herself related to theater action project/creative action.**

117. Approve a resolution naming the parkland located at Dessau Road and Harris Branch Creek and establishing different criteria and procedures for the naming of this property. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Mayor Lee Leffingwell CO 2: Council Member William Spelman)

**Resolution No. 20141211-117 was approved with the following friendly amendment on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 6-0 vote. Council Member Tovo was off the dais.**

**There was a friendly amendment made by Council Member Morrison to add a new "Whereas" paragraph to read as follows. The amendment was accepted by the maker of the motion and Council Member Spelman, who made the second. The new "Whereas" paragraph should read, "Whereas, the amount dedicated in excess of the parkland dedication requirement is a donation for park purposes and will not be deemed to be a land credit for future parkland dedication associated with development of the property; and"**

#### **CITIZEN COMMUNICATIONS: GENERAL**

Brian Rodgers - Decker Lake Golf. **Not present when name called.**

Frank Cruz - Item 166.

Alan Roddy - Austin in the future.

Roy Waley - You've got to be kidding. **Not present when name called.**

Ronnie Reefersseed - Goodybye to the Mayor. **Not present when name called.**

Will McLeod - 1. Austin Bag Ban Repeal; 2. Remove Fluoride; 3. Stop Chemtrails; 4. Austin Affordability; 5. Marijuana legalization; 6. Stop the trains; 7. TBD.

Rae Nadler-Olenick - Water Fluoridation.

Linda Greene - All fluoride is not the same, some is worse.

Jere Locke - Generation Plan and gas. **Not present when name called.**

Carlos León - 1. The Son of God never negotiated or compromised with evil and neither should we the people. Thank you, Jesus; 2. Crush chemtrails, Stop spraying; 3. Truth straightens lies.

### **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.**

135. Discuss legal issues related to Open Government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).

**This item was withdrawn.**

136. Discuss legal issues relating to amending the City Code to establish a Parking and Transportation Management District (Private consultation with legal counsel - Section 551.071 of the Government Code)

**This item was withdrawn.**

137. Discuss legal issues related to the transition to electing the council from single-member districts (Private consultation with legal counsel - Section 551.071 of the Government Code).

**This item was withdrawn.**

**Mayor Leffingwell recessed the Council Meeting at 12:21 p.m.**

**Mayor Leffingwell called the Council Meeting back to order at 1:11 p.m.**

### **DISCUSSION ITEMS CONTINUED**

64. Approve an ordinance amending Ordinance No. 20140908-003 relating to non-consent towing fees for vehicles weighing 10,000 pounds or less.

**There was a motion to deny made by Council Member Martinez and seconded by Council Member Spelman. The motion was approved with the following direction on a vote of 6-1. Mayor Leffingwell voted nay. Direction was given to staff to further investigate finances and bring back to Council.**

121. Approve an ordinance amending the fee schedule for Temporary Food Permits. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison)

**There was a motion made by Council Member Martinez and seconded Council Member Morrison to approve the ordinance.**

**There was a substitute motion made by Council Member Spelman and seconded by Mayor Leffingwell to postpone this item to February 26, 2015. The motion passed on a vote of 4-3. Those voting aye were: Mayor Leffingwell, Mayor Pro Tem Cole and Council Members Riley and Spelman. Those voting nay were: Council Members Martinez, Morrison and Tovo.**

127. Approve a resolution directing the City Manager to dedicate \$24 million in funding from the Capital Metro quarter cent funds to pay for infrastructure improvements on Airport Boulevard. (Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member Mike Martinez CO 2: Mayor Pro Tem Sheryl Cole)

**Resolution No. 20141211-127 was approved with the following friendly amendment on Council Member Riley's motion, Mayor Pro Tem Cole's second on a 6-1 vote. Council Member Morrison voted nay.**

There was an amendment made by Council Member Spelman and seconded by Council Member Morrison to allocate two million dollars of the funds for short term. The second made by Council Member Morrison was later withdrawn and the motion to amend was withdrawn by the maker.

There was a friendly amendment made by Council Member Spelman to allocate two million dollars of the funds for short term. The amendment was accepted by the maker of the motion and Mayor Pro Tem Cole, who made the second.

217. Approve an ordinance amending City Code Title 2 relating to the functions and duties of the City Auditor and the Ethics Review Commission. (Notes: SPONSOR: Council Member William Spelman CO 1: Mayor Pro Tem Sheryl Cole)

**This item was postponed to January 29, 2015 on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 6-1 vote. Council Member Spelman voted nay.**

131. Approve a resolution authorizing the negotiation and execution of an amendment to the interlocal cooperation agreement between the City and Lone Star Rail District to set the City's increment participation level for the Transportation Infrastructure Zone funding at 50% and extending the "Two Year Timelin e" viability measure. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member William Spelman CO 2: Mayor Lee Leffingwell)

**Resolution No. 20141211-131 was approved with the following amendment on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 4-3 vote. Those voting aye were: Mayor Leffingwell, Pro Tem Cole and Council Members Riley and Spelman. Those voting nay were: Council Members Martinez, Morrison and Tovo.**

**The amendment were to:**

**Amend Article 1, section B.1.a.ii to read, "If by two years from the execution of this Agreement or by May 1, 2017, whichever is the later..."**

**Amend Article 2, section B2.b to read, "The City's percent increment participation level is fifty percent (50%) of the Tax Increment effective on the date that an amendment to the Texas Tax Code to treat captured appraised value under Transportation Code Section 173.256 the same as captured appraised value under Tax Code Section 26.03 and Section 311 becomes effective."**

204. Approve second and third reading of an ordinance amending City Code Chapter 2-1 relating to boards and commissions.

**Ordinance No. 20141211-204 was approved with the following friendly amendments on Council Member Spelman's motion, Council Member Morrison's second on a 7-0 vote.**

**There was a friendly amendment made by Mayor Pro Tem Cole to amend City Code Section 2-1-101 by amending Subsection (A) to change the reference to the Capital City African American Chamber of Commerce to the Greater Austin Black Chamber of Commerce, to amend Part 7 section D to include the George Washington Carver Museum and Cultural Center and the African American Cultural Heritage District and to amend section E to strike "community stakeholders" and amend section (E) to specify six stakeholders groups. Those six groups would be the Austin Revitalization Authority, the Greater Austin Black Chamber of Commerce, and the National Association for the Advancement of Colored People, and the Austin Area Urban League, the African American Cultural Heritage District Community Advisory Board, and the George Washington Carver Ambassadors." The amendment was accepted by the maker of the motion and Council Member Morrison, who made the second.**

**There was a friendly amendment made by Council Member Spelman to amend Part XX, City Code Section 2-1-22. The amendment was accepted Council Member Morrison, who made the second. The amendment was to amend Section 2-1-122 to read:**

**§ 2-1-122 BUILDING AND STANDARDS COMMISSION.**

(A) The Building and Standards Commission is established to hear cases concerning alleged violations of the City's regulations and ordinances relating to the condition of and minimum standards for the maintenance of existing residential and nonresidential structures, premises, property, and establishments. The commission consists of two panels. The panels may schedule their meetings and divide their caseloads to hear cases efficiently.

(B) Each panel consists of 11 members. Each member of each panel is appointed for a term of two years or until a successor is appointed and qualified. A vacancy is filled for the unexpired term.

(C) The fire marshal and the health authority are ex officio members of each panel of the commission. An ex officio member may designate a representative to attend a hearing.

(D) The code official or the code official's designee shall present cases to each panel and keep each panel's records.

**There was a friendly amendment made by Council Member Riley to delete Part 22, relating to the Downtown Commission and renumber accordingly. The amendment was accepted by the maker of the motion and Council Member Morrison, who made the second.**

218. Approve a resolution directing the City Manager to work with the Urban Land Institute so that a Technical Assistance Panel can provide expert recommendations on the proposed expansion of the Convention Center, including options for increasing the size of the space through expansion of the footprint as well as options within its current footprint. (Notes: SPONSOR: Council Member Chris Riley CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member Kathie Tovo)

**Resolution No. 20141211-218 was approved with the following amendment on Mayor Pro Tem Cole's motion, Council Member Martinez' second on a 6-0 vote. Spelman was off the dais. The amendment was to amend the last Whereas to read, "the recommendations from the group should be finalized no later than April 30, 2015: Now, Therefore,"**

219. Approve a resolution initiating amendments to City Code Chapter 25-1 to implement staff recommendations relating to Parkland Dedication, including land dedication, fees in-lieu of dedication, park development fees, and integration of park fees into the annual fee adoption process. (Notes: SPONSOR: Council Member Laura Morrison CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member Kathie Tovo)

**Resolution No. 20141211-219 was approved with the following amendment on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was off the dais. The amendment was to have the Be it Resolved paragraph amended to read "...The Manager is directed to continue gathering stakeholder input and return with the draft ordinance for Council consideration by April 30, 2015."**

221. Approve a resolution establishing City policy relating to property tax protests and property tax incentives and directing the City Manager to work with Travis County on property tax issues. (Notes: SPONSOR: Council Member Kathie Tovo CO 1: Council Member Mike Martinez CO 2: Council Member Laura Morrison)

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

**There was an amendment made by Council Member Riley and seconded by Mayor Pro Tem Cole to amend the resolution by adding the following language.**

**"Each economic development incentive agreement shall include language allowing for future adjustment of the incentive in the event of any reduction in the company's property tax evaluation resulting from a successful protest to the extent that the agreement is no longer revenue positive for the city.**

**Be it Further Resolved:** that in connection with the annual review of each active economic development incentive agreement the City Manager is directed to determine whether the company's property tax evaluation has been lowered as the result of a successful protest to the extent that the agreement is no longer revenue positive for the City. In that event the City Manager shall present the Council with the recommendation for adjusting the amount of the incentive commensurate with the reduction in property tax evaluation."

There was a friendly amendment made by Council Member Tovo to reinstate the last paragraph on the last page of the amended resolution to the amendment made by Council Member Riley. The paragraph should read, "Be it Further Resolved: The requirements of this resolution apply to agreements entered into after the date this resolution is adopted." The amendment was accepted by the maker of the amendment and Mayor Pro Tem Cole, who made the second.

There was a friendly amendment made by Council Member Tovo to reinstate paragraph three to the amendment made by Council Member Riley. The paragraph should read, "Be it Resolved by the City Council of the City of Austin: 3. The City will not offer a property tax incentive option to projects located in a tax increment finance district on City-owned property." The amendment was accepted by the maker of the amendment and Mayor Pro Tem Cole, who made the second.

The amendment made by Council Member Riley and seconded by Mayor Pro Tem Cole was approved with the friendly amendments listed above on a 4-3 vote. Those voting aye were: Mayor Leffingwell, Mayor Pro Tem Cole and Council Members Riley and Spelman. Those voting nay were: Council Members Martinez, Morrison and Tovo.

Resolution No. 20141211-221 was approved on Council Member Tovo's motion, Council Member Martinez' second with the amendments and friendly amendments listed above on a 7-0 vote.

#### **ZONING/RESTRICTIVE COVENANT CONSENT ITEMS**

138. NPA 2014-0022.02 - Terrace Hotel - Approve second and third readings of an ordinance amending Ordinance No. 20050929-Z001, the Greater South River City Combined 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 110 Academy Drive (East Bouldin Creek Watershed) from Multifamily land use to Mixed Use land use. First Reading approved on November 20, 2014. Vote: 7-0. Owner/Applicant: Matthew Lynaugh and Gloria J. Lee. Agent: Smith, Robertson, Elliott, Glen, Klein & Douglas, L.L.P. (David Hartman). City Staff: Maureen Meredith, 512-974-2695.

**Ordinance No. 20141211-138 to change the land use designation on the future land use map (FLUM) to Mixed Use land use was approved on consent on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

139. C14-2014-0117 - Terrace Hotel - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 1101 Music Lane and 110 Academy Drive (East Bouldin Creek Watershed) from general commercial services-neighborhood conservation combining district-neighborhood plan (CS-NCCD-NP) combining district zoning to general commercial services-neighborhood conservation combining district-neighborhood plan (CS-NCCD-NP) combining district zoning for Tract 1a and Tract 1b and from general commercial services-neighborhood conservation combining district-neighborhood plan (CS-NCCD-NP) combining district zoning to commercial-liquor sales-neighborhood conservation combining district-neighborhood plan (CS-1-NCCD-NP) combining district zoning for Tract 2, and to change conditions of the neighborhood conservation combining district for Tracts 1a, 1b, and 2. First Reading approved on November 20, 2014. Vote: 7-0. Owner: Peyton Riley No. 2, L.P. (Clark Lyda), Matthew Lynaugh, and Gloria J. Lee. Applicant: Smith, Robertson, Elliott, Glen, Klein & Douglas, L.L.P. (David Hartman). City Staff: Lee Heckman, 512-974-7604.

**Ordinance No. 20141211-139 for general commercial services-neighborhood conservation combining district-neighborhood plan (CS-NCCD-NP) combining district zoning for Tract 1a and Tract 1b and commercial-liquor sales-neighborhood conservation combining district-neighborhood plan (CS-1-NCCD-NP) combining district zoning for Tract 2, and to change conditions of the neighborhood conservation combining district for Tracts 1a, 1b, and 2 was approved on consent on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

140. NPA-2014-0025.02 - Lantana Tracts 28 & 33 - Approve second and third readings of an ordinance amending Ordinance No. 20081211-096, the Oak Hill Combined 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 5436 Vega Avenue and 6601-1/2 Rialto Boulevard (Barton Creek Watershed-Barton Springs Zone; Williamson Creek Watershed-Barton Springs Zone) from Office land use to Multifamily land use and Mixed Use land use. First Reading approved on November 20, 2014. Vote: 6-0, Council Member Spelman was off the dais. Owner/Applicant: Lantana Tract 28, LP and Lantana Tract 33, LP. Agent: Smith, Robertson, Elliott, Glen, Klein & Douglas, L.L.P. (Mary Stratmann). City Staff: Maureen Meredith, 512-974-2695.

**Ordinance No. 20141211-140 to change the land use designation on the future land use map (FLUM) to Multifamily land use and Mixed Use land use was approved on consent on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

141. C14-2014-0112 - Lantana Tract 28 & (a portion of) 33 - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 5436 Vega Avenue and 6601-1/2 Rialto Boulevard (Barton Creek Watershed-Barton Springs Zone; Williamson Creek Watershed-Barton Springs Zone) from limited office-neighborhood plan (LO-NP) combining district zoning to multi-family residence-moderate-high density-conditional overlay-neighborhood plan (MF-4-CO-NP) combining district zoning for Tract 1 and from general office-neighborhood plan (GO-NP) combining district zoning to general office-mixed use-conditional overlay-neighborhood plan (GO-MU-CO-NP) combining district zoning for Tract 2. First Reading approved on November 20, 2014. Vote: 6-0, Council Member Spelman was off the dais. Owner: Lantana Tract 28, LP and Lantana Tract 33, LP (Barry P. Marcus). Applicant: Smith, Robertson, Elliott, Glen, Klein & Douglas, L.L.P. (David Hartman). City Staff: Lee Heckman, 512-974-7604.

**Ordinance No. 20141211-141 for multi-family residence-moderate-high density-conditional overlay-neighborhood plan (MF-4-CO-NP) combining district zoning for Tract 1 and general office-mixed use-conditional overlay-neighborhood plan (GO-MU-CO-NP) combining district zoning for Tract 2 was approved on consent on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

142. NPA-2014-0027.02 - 1018 W. 31st Street - Approve second and third readings of an ordinance amending Ordinance No. 20100923-102, the Central West Austin Combined 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 1018 West 31st Street (Shoal Creek Watershed) from Multifamily land use to Mixed Use/Office land use. Staff Recommendation: To grant Mixed Use/Office land use. Planning Commission Recommendation: To grant Mixed Use/Office land use. First Reading approved on November 20, 2014. Vote: 7-0. Owner: Daughters of Charity Ministries, Inc. (Sister Jane Graves). Applicant/Agent: McLean & Howard, LLP (Jeffrey S. Howard). City Staff: Maureen Meredith, (512) 974-2695.

**Ordinance No. 20141211-142 to change the land use designation on the future land use map (FLUM) to Mixed Use/Office land use was approved on consent on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

143. C14-2014-0148 - 1018 W. 31st Street - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 1018 West 31st Street (Shoal Creek Watershed) from multi-family residence-low density-neighborhood plan (MF-2-NP) combining district

zoning to limited office-mixed use-conditional overlay-neighborhood plan (LO-MU-CO-NP) combining district zoning. First Reading approved on November 20, 2014. Vote: 7-0. Owner/Applicant: Daughters of Charity Ministries, Inc. (Sister Jane Graves). Agent: McLean & Howard, LLP (Jeffrey Howard). City Staff: Tori Haase, 512-974-7691.

**Ordinance No. 20141211-143 for limited office-mixed use-conditional overlay-neighborhood plan (LO-MU-CO-NP) combining district zoning was approved with additional conditions on consent on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

**Additional conditions were:**

**Permitted uses**

- **Maximum of three parking spaces are permitted in the front yard set-back (Vehicular access to 31<sup>st</sup> Street is prohibited except to access those three spaces.)**

**Prohibited uses**

- **hospital limited**
- **hospital general**

144. C14-2013-0113 - Lamar Center - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 11421 and 11423 North Lamar Boulevard (Walnut Creek Watershed) from neighborhood commercial (LR) district zoning to community commercial-conditional overlay (GR-CO) combining district zoning, with conditions. First Reading approved on November 20, 2014. Vote: 7-0. Owner/Applicant: Rundberg Square LLC (Son Thai). City Staff: Sherri Sirwaitis, 512-974-3057.

**Ordinance No. 20141211-144 for community commercial-conditional overlay (GR-CO) combining district zoning, with conditions was approved on consent on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

146. C14-2014-0027 - ACE Discount Glass - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by zoning property locally known as 6308 Spicewood Springs Road (Bull Creek Watershed) from interim-rural residence (I-RR) district zoning to townhouse & condominium residence-conditional overlay (SF-6-CO) combining district zoning. First Reading approved on November 20, 2014. Vote: 7-0. Owner/Applicant: ACE Discount Glass, Inc., ACE Auto Salvage (Roy Cavanaugh). Agent: Garrett-Ihnen Civil Engineers, Inc. (Steve Ihnen, P.E.). City Staff: Sherri Sirwaitis, 512-974-3057.

**Ordinance No. 20141211-146 for townhouse & condominium residence-conditional overlay (SF-6-CO) combining district zoning was approved on consent on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

149. C14-2014-0156 - MoPac Rezoning - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 8611-1/2 and 8627 North Mopac Expressway (Shoal Creek Watershed) from limited office (LO) district zoning to community commercial-conditional overlay (GR-CO) combining district zoning. First Reading approved on November 20, 2014. Vote: 7-0. Owner/Applicant: 8611 MoPac Investors, LP and U.S. REIF Eurus Austin, LLC. Agent: Armbrust & Brown, PLLC (Richard T. Suttle, Jr.). City Staff: Sherri Sirwaitis, 512-974-3057.

**Ordinance No. 20141211-149 for community commercial-conditional overlay (GR-CO) combining district zoning was approved on consent on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

150. C814-2014-0110.SH - Colony Park Sustainable Community Initiative PUD - Approve third reading of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as located on the north side of Loyola Lane between Johnny Morris Road and Decker Lane (Walnut Creek Watershed, Elm Creek Watershed, Decker Creek Watershed) from single family residence-standard lot (SF-2) district zoning, family residence (SF-3) district zoning, and multi-family residence low density (MF-2) district zoning to planned unit development (PUD) district zoning. First Reading approved on September 25, 2014. Vote: 7-0. Second Reading approved on November 20, 2014. Vote: 7-0. Owner: Austin Housing



Finance Corporation (Sandra Harkins). Applicant: Urban Design Group (Laura Toups). City Staff: Heather Chaffin, 512-974-2122.

**Ordinance No. 20141211-150 for planned unit development (PUD) district zoning was approved on consent on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

152. C14-85-288.8(RCA2) - Lantana Tract 28 RCA - Conduct a public hearing to amend a restrictive covenant on property locally known as 5436 Vega Avenue (Barton Creek Watershed-Barton Springs Zone; Williamson Creek Watershed-Barton Springs Zone). Staff Recommendation: To grant the restrictive covenant amendment to incorporate conditions of an associated rezoning request. Planning Commission Recommendation: To grant the restrictive covenant amendment to incorporate conditions of an associated rezoning request, with conditions. Owner: Lantana Tract 28, LP (Barry P. Marcus). Applicant: Smith, Robertson, Elliott, Glen, Klein & Douglas, L.L.P. (David Hartman). City Staff: Lee Heckman, 512-974-7604.

**The public hearing was conducted and the motion to close the public hearing and approve the amendment to the restrictive covenant was approved on consent on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

154. C14-2009-0151(RCA2) - Shoal Creek Walk - Conduct a public hearing and approve a restrictive covenant amendment on property locally known as 835 West 6th Street (Shoal Creek Watershed). Staff Recommendation: To grant the restrictive covenant amendment. Planning Commission Recommendation: To grant the restrictive covenant amendment. Owner: Schlosser Development (Bradley Schlosser). Applicant: A. Glasco Consulting (Alice Glasco). City Staff: Heather Chaffin, 512-974-2122.

**The public hearing was conducted and the motion to close the public hearing and approve the amendment to the restrictive covenant was approved on consent on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

159. C14-2014-0096 - Wildhorse Commercial Tract 1 (125.570 acres) - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by zoning and rezoning property locally known as 9701 East Parmer Lane (Gilleland Creek Watershed) from interim-rural residence (I-RR) district zoning and planned unit development (PUD) district zoning to commercial highway services (CH) district zoning and planned unit development (PUD) district zoning. Staff Recommendation: Pending. Zoning and Platting Commission Recommendation: To be reviewed on December 16, 2014. Owner: Butler Family Partnership (Edward A. Butler). Agent: Drenner Group (Amanda Swor). City Staff: Heather Chaffin, 512-974-2122.

**This item was postponed on consent to February 12, 2015 at the staff's request on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

161. C14-2014-0114 - 11712 North Lamar Rezoning - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 11712 North Lamar Boulevard (Walnut Creek Watershed) from limited office (LO) district zoning to general commercial services (CS) district zoning. Staff Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning for Tract 1 and limited office-conditional overlay (LO-CO) combining district zoning for Tract 2. Zoning and Platting Commission Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning for Tract 1 and limited office-conditional overlay (LO-CO) combining district zoning for Tract 2, with conditions. Owner: Sheahan Business Center (Dennis W. Sheahan). Applicant/Agent: Thrower Design (A. Ron Thrower). City Staff: Sherri Sirwaitis, 512-974-3057.

**This item was postponed on consent to January 29, 2015 at the staff's request on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

162. C14-2014-0133 - Tuscany Way Rezoning - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 9005 Tuscany Way (Walnut Creek

Watershed) from limited industrial services (LI) district zoning to commercial-liquor sales (CS-1) district zoning. Staff Recommendation: To grant commercial-liquor sales (CS-1) district zoning. Zoning and Platting Commission Recommendation: To grant commercial-liquor sales-conditional overlay (CS-1-CO) combining district zoning, with conditions. Owner: Tan Min Ho. Agent: Thrower Design (Ron Thrower). City Staff: Heather Chaffin, 512-974-2122.

**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20141211-162 for commercial-liquor sales-conditional overlay (CS-1-CO) combining district zoning, with conditions was approved on consent on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

163. C14-2014-0134 - 1301 W. 5th Street - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 1301 West 5th Street (Lady Bird Lake Watershed) from limited industrial services-conditional overlay-neighborhood plan (LI-CO-NP) combining district zoning to limited industrial services-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning. Staff Recommendation: To grant limited industrial services-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning, with conditions. Planning Commission Recommendation: To grant limited industrial services-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning, with conditions. Owner/Applicant: Southwestern Bell Telephone (Pat Orman). Agent: Armbrust & Brown, LLP (Richard Suttle). City Staff: Tori Haase, 512-974-7691.

**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20141211-163 for limited industrial services-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning, with conditions was approved with the following additional conditions on consent on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

**The additional conditions were:**

- **The absolute height on the property for buildings on this property will be 75' (this does not include the height exceptions)**
- **All set-backs outlined in the ordinance would apply to the ground structures only**
- **The minimum building set-back from the north property line is 17'**
- **The minimum set-back from the east property line is 8'**

**There was an additional condition added to the restrictive covenant by Council Member Riley, multi-family residential use parking spaces must be conveyed separately from dwelling units. The addition was accepted without objection.**

164. C14-2014-0158 - East Parke Residential - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 5601 Durango Pass (Walnut Creek Watershed) from community commercial (GR) district zoning, limited office (LO) district zoning, multi-family residence-medium density (MF-3) district zoning, and family residence (SF-3) district zoning to family residence (SF-3) district zoning. Staff Recommendation: To grant family residence-conditional overlay (SF-3-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant single family residence standard lot-conditional overlay (SF-2-CO) combining district zoning. Owner/Applicant: Continental Homes of Texas, LP (Richard Maier). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Heather Chaffin, 512-974-2122.

**The public hearing was conducted and the motion to close the public hearing and adopt the first reading of the ordinance for single family residence standard lot-conditional overlay (SF-2-CO) combining district zoning was approved on consent on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

165. C14-75-042(RCA1) - East Parke Residential - Conduct a public hearing and approve a restrictive covenant amendment on property locally known as 5601 Durango Pass (Walnut Creek Watershed). Staff Recommendation: To grant the restrictive covenant amendment. Zoning and Platting Commission

Recommendation: To grant the restrictive covenant amendment. Owner/Applicant: Continental Homes of Texas, LP (Richard Maier). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Heather Chaffin, 512-974-2122.

**This item was postponed on consent to January 29, 2015 at the staff's request on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

166. C14-75-042(RCT1) - East Parke Residential - Conduct a public hearing and approve a restrictive covenant termination on property locally known as 5601 Durango Pass (Walnut Creek Watershed). Staff Recommendation: To grant the restrictive covenant termination. Zoning and Platting Commission Recommendation: To grant the restrictive covenant termination. Owner/Applicant: Continental Homes of Texas, LP (Richard Maier). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Heather Chaffin, 512-974-2122.

**This item was postponed on consent to January 29, 2015 at the staff's request on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

167. C14-84-346(RCA1) - East Parke Residential - Conduct a public hearing and approve a restrictive covenant amendment on property locally known as 5601 Durango Pass (Walnut Creek Watershed). Staff Recommendation: To grant the restrictive covenant amendment. Zoning and Platting Commission Recommendation: To grant the restrictive covenant amendment. Owner/Applicant: Continental Homes of Texas, LP (Richard Maier). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Heather Chaffin, 512-974-2122.

**This item was postponed on consent to January 29, 2015 at the staff's request on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

168. C14-84-346(RCA2) - East Parke Residential - Conduct a public hearing and approve a restrictive covenant amendment on property locally known as 5601 Durango Pass (Walnut Creek Watershed). Staff Recommendation: To grant the restrictive covenant amendment. Zoning and Platting Commission Recommendation: To grant the restrictive covenant amendment. Owner/Applicant: Continental Homes of Texas, LP (Richard Maier). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Heather Chaffin, 512-974-2122.

**This item was postponed on consent to January 29, 2015 at the staff's request on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

169. C14-2014-0161 - Brighton Gardens - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 4323 Spicewood Springs Road (Shoal Creek Watershed) from neighborhood commercial (LR) district zoning to neighborhood commercial-mixed use (LR-MU) combining district zoning. Staff Recommendation: To grant neighborhood commercial-mixed use (LR-MU) combining district zoning. Zoning and Platting Commission Recommendation: To grant neighborhood commercial-mixed use (LR-MU) combining district zoning. Owner/Applicant: Bluebonnet Land Investments Partnership, Ltd. (Randall Kemper). Agent: Wes Peoples Homes, LLC (Kenneth Blaker). City Staff: Tori Haase, 512-974-7691.

**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20141211-169 for neighborhood commercial-mixed use (LR-MU) combining district zoning was approved on consent on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

170. C14-2014-0162 - Buratti .33 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 701 and 703 East 9th Street (Waller Creek Watershed) from general commercial services (CS) district zoning to central business district (CBD) zoning. Staff Recommendation: To grant central business district (CBD) zoning. Planning Commission Recommendation: To grant central business district (CBD) zoning. Owner/Applicant: Ann Buratti-Parsons Real Estate Trust (Richard Buratti). Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Tori Haase, 512-974-7691.

**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20141211-170 for central business district (CBD) zoning was approved on consent on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

171. C14-2014-0163 - Walker Brothers Venture - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 707 East 9th Street (Waller Creek Watershed) from general commercial services (CS) district zoning to central business district (CBD) zoning. Staff Recommendation: To grant central business district (CBD) zoning. Planning Commission Recommendation: To grant central business district (CBD) zoning. Owner/Applicant: Ann Buratti-Parsons Real Estate Trust (Richard Buratti). Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Tori Haase, 512-974-7691.

**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20141211-171 for central business district (CBD) zoning was approved on consent on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

172. C14-2014-0164 - DSHZ .46 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 1208 West Slaughter Lane (Slaughter Creek Watershed) from single family residence-standard lot (SF-2) district zoning to general office-mixed use (GO-MU) combining district zoning. Staff Recommendation: Pending. Zoning and Platting Commission Recommendation: To be reviewed on December 16, 2014. Owner/Applicant: DSHZ, Ltd. / Dawn Rush Dotson Mortgage Team (Zachary Dotson). Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Wendy Rhoades, 512-974-7719.

**This item was postponed on consent to February 12, 2015 at the staff's request on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

173. C14-2014-0168 - Manchaca Storage - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 9507 Manchaca Road (Slaughter Creek Watershed) from general commercial services-conditional overlay (CS-CO) combining district zoning to general commercial services-conditional overlay (CS-CO) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning, to change a condition of zoning. Zoning and Platting Commission Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning, to change a condition of zoning. Owner/Applicant: Laurelwood Business Park Group (Robert Russel Moore). City Staff: Wendy Rhoades, 512-974-7719.

**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20141211-173 for general commercial services-conditional overlay (CS-CO) combining district zoning, to change a condition of zoning was approved on consent on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

174. C14-2014-0173 -Rodolfo Carrera and Elena Montalvo - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 3100 Manchaca Road (West Bouldin Creek Watershed) from limited office-conditional overlay (LO-CO) combining district zoning to general office-mixed use-conditional overlay (GO-MU-CO) combining district zoning. Staff Recommendation: To grant general office-mixed use-conditional overlay (GO-MU-CO) combining district zoning. Planning Commission Recommendation: To grant general office-mixed use-conditional overlay (GO-MU-CO) combining district zoning. Owner: Rodolfo Carrera and Elena Montalvo. Applicant: M&H McLean & Howard, LLP (Jeffrey S. Howard). City Staff: Lee Heckman, 512-974-7604.
- The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20141211-174 for general office-mixed use-conditional overlay (GO-MU-CO) combining district zoning was approved on consent on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

175. C14-2014-0174 - Thomas Cook Roofing - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by zoning property locally known as 502 Thompson Lane (Carson Creek Watershed) from interim-single family residence-standard lot (I-SF-2) district zoning to general commercial services (CS) district zoning. Staff Recommendation: To grant general commercial services (CS-CO) combining district zoning, with conditions. Zoning and Platting Commission Recommendation: To be reviewed on January 6, 2015. Owner/Applicant: Thomas Lynn Cook; Jana Marie Cook. Agent: Enable Design (DeVon Wood). City Staff: Wendy Rhoades, 512-974-7719.  
**This item was postponed on consent to February 12, 2015 at the staff's request on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**
176. C14-2014-0184 - Austin [re]Manufacturing Hub and Closed FM 812 Landfill - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by zoning property locally known as 10108 FM 812 Road (Onion Creek Watershed; Cottonmouth Creek Watershed; North Fork Dry Creek Watershed) from interim-rural residence (I-RR) district zoning to limited industrial services (LI) district zoning. Staff Recommendation: To grant limited industrial services (LI) district zoning. Zoning and Platting Commission Recommendation: To grant limited industrial services (LI) district zoning. Owner/Applicant: City of Austin, Austin Resource Recovery (Bob Gedert). Agent: City of Austin, Austin Resource Recovery (Natalie Betts). City Staff: Wendy Rhoades, 512-974-7719.  
**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20141211-176 for limited industrial services (LI) district zoning was approved on consent on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**
177. C814-2012-0085.01 - Estancia Hill Country PUD-First Amendment - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 12814 Interstate Highway 35 South and FM 1327 (Puryear Road) at South IH 35 Service Road Southbound (Onion Creek Watershed) from planned unit development (PUD) district zoning to planned unit development (PUD) district zoning, to change a condition of zoning. Staff Recommendation: To grant planned unit development (PUD) district zoning, to change a condition of zoning. Zoning and Platting Commission Recommendation: To grant planned unit development (PUD) district zoning, to change a condition of zoning. Owner/Applicant: Sevensgreen One LTD; Quartersage II LTD; Reverde Three LTD; IV Capitol Pointe LTD; Stone Pointe Five LTD; Saladia VI LTD; Paol Grande Seven LTD; High Point Green VIII LTD; Golondrina Nine LTD; X Cordoniz LTD; Ciero Eleven LTD; Zaguan XII LTD; Thirteen Canard LTD; Ruissea XIV LTD; Dindon Fifteen LTD; Bois de Chene XVI LTD; Etourneau Seventeen LTD; Moineau XVIII LTD; SLF III - Onion Creek LP (The Stratford Company-Ocie Vest); Lennar Homes of Texas Land and Construction, LTD (Ryan Mattox). Agent: City of Austin-Planning and Development Review Department. City Staff: Wendy Rhoades, 512-974-7719.  
**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20141211-177 for planned unit development (PUD) district zoning, to change a condition of zoning was approved on consent on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**
178. C14H-2011-0002 - Routon-Alvarez-Lopez House - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 of the Austin City Code by rezoning property locally known as 809 East 9th Street (Waller Creek Watershed) from family residence-neighborhood conservation combining district-neighborhood plan (SF-3-NCCD-NP) combining district zoning to family residence-historic landmark-neighborhood conservation combining district-neighborhood plan (SF-3-H-NCCD-NP) combining district zoning. Staff Recommendation: To grant family residence-historic landmark-neighborhood conservation combining district-neighborhood plan (SF-3-H-NCCD-NP) combining district zoning. Historic Landmark Commission Recommendation: To grant family residence-historic landmark-neighborhood conservation combining district-neighborhood plan (SF-3-H-NCCD-NP) combining district zoning. Planning Commission Recommendation: To grant family residence-historic landmark-neighborhood conservation combining district-neighborhood plan (SF-3-H-NCCD-NP) combining district

zoning. Applicant: Historic Landmark Commission. City Staff: Steve Sadowsky, Historic Preservation Office, Planning and Development Review Department, 512-974-6454.

**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20141211-178 for family residence-historic landmark-neighborhood conservation combining district-neighborhood plan (SF-3-H-NCCD-NP) combining district zoning was approved on consent on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

179. C14H-2014-0011 - Stacy-Tate House - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 1705 Travis Heights Boulevard (Blunn Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to family residence-historic landmark-neighborhood plan (SF-3-H-NP) combining district zoning. Staff Recommendation: To grant family residence-historic landmark -neighborhood plan (SF-3-H-NP) combining district zoning. Historic Landmark Commission Recommendation: To grant family residence-historic landmark-neighborhood plan (SF-3-H-NP) combining district zoning. Planning Commission Recommendation: To grant family residence- historic landmark-neighborhood plan (SF-3-H-NP) combining district zoning. Applicant: Gary Gustovich and Susan Barr, owners. City Staff: Steve Sadowsky, Historic Preservation Office, Planning and Development Review Department, 512-974-6454. **The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20141211-179 for family residence- historic landmark-neighborhood plan (SF-3-H-NP) combining district zoning was approved on consent on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**
180. C14H-2014-0012 - Mary Nelson House - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 1502 West 9th Street (Shoal Creek Watershed) from multi-family residence-moderate-high density-neighborhood plan (MF-4-NP) combining district zoning to multi-family residence-moderate-high density-historic landmark-neighborhood plan (MF-4-H-NP) combining district zoning. Staff Recommendation: To grant multi-family residence-moderate-high density-historic landmark- neighborhood plan (MF-4-H-NP) combining district zoning. Historic Landmark Commission Recommendation: To grant multi-family residence-moderate-high density-historic landmark-neighborhood plan (MF-4-H-NP) combining district zoning. Planning Commission Recommendation: To grant multi-family residence-moderate-high density-historic landmark- neighborhood plan (MF-4-H-NP) combining district zoning. Applicant: Bryan Bayerdorffer, owner. City Staff: Steve Sadowsky, Historic Preservation Office, Planning and Development Review Department, 512-974-6454. **The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20141211-180 for multi-family residence-moderate-high density-historic landmark-neighborhood plan (MF-4-H-NP) combining district zoning was approved on consent on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**
181. C14H-2014-0013 - Louis and Maude Goldberg House - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 402 East 34th Street (Waller Creek Watershed) from family residence-neighborhood conservation combining district-neighborhood plan (SF-3-NCCD-NP) combining district zoning to family residence-historic landmark-neighborhood conservation combining district-neighborhood plan (SF-3-H-NCCD-NP) combining district zoning. Staff Recommendation: To grant family residence-historic landmark-neighborhood conservation combining district-neighborhood plan (SF-3-H-NCCD-NP) combining district zoning. Historic Landmark Commission Recommendation: To grant family residence-historic landmark-neighborhood conservation combining district-neighborhood plan (SF-3-H-NCCD-NP) combining district zoning. Planning Commission Recommendation: To grant family residence-historic landmark-neighborhood conservation combining district-neighborhood plan (SF-3-H-NCCD-NP) combining district zoning. Applicant: Eric N. Dudley, owner. City Staff: Steve Sadowsky, Historic Preservation Office, Planning and Development Review Department, 512-974-6454.

The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20141211-181 for family residence-historic landmark-neighborhood conservation combining district-neighborhood plan (SF-3-H-NCCD-NP) combining district zoning was approved on consent on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.

Mayor Leffingwell recessed the Council Meeting for Live Music and Proclamation at 5:32 p.m.

### LIVE MUSIC

John Evans

### PROCLAMATIONS

Proclamation -- Love Your Block Program and Recognition of Love Your Block Winners -- to be presented by Mayor Lee Leffingwell and to be accepted by the honorees

Distinguished Service Award -- Theresa Logan, Wireless Office -- to be presented by Mayor Lee Leffingwell and to be accepted by the honoree

Proclamation -- Butterfly Girl Day -- to be presented by Council Member Laura Morrison and to be accepted by John Evans

Proclamation -- Creative Ambassadors -- to be presented by Council Member Laura Morrison and to be accepted by the honorees

Proclamation -- Cherrywood Art Fair -- to be presented by Mayor Pro Tem Sheryl Cole and to be accepted by Celeste Quesada

Proclamation -- Eat Local Week -- to be presented by Council Member Mike Martinez and to be accepted by Marla Camp

Mayor Leffingwell called the Council Meeting back to order at 7:11 p.m.

### PUBLIC HEARINGS AND POSSIBLE ACTIONS

Items 184, 185, 187, 193, 195, 197, 198-200 and 229-231 were acted on in a combined motion.

184. Conduct a public hearing and consider an ordinance amending City Code Title 25 changing regulations for secondary dwellings.  
**This item was postponed to January 29, 2015 on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**
185. 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.  
**The public hearing was conducted and the motion to close the public hearing and approve Resolution No. 20141211-185 was approved on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**
187. Conduct a public hearing and consider an ordinance amending City Code Section 8-5-42 related to fishing in Lady Bird Lake and creating an offense.

**This item was postponed to February 26, 2015 on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

193. Conduct a public hearing and consider a request by Success Foods Management Group LLC d/b/a Torchy's Tacos, located at 1822 South Congress Avenue, Austin, Texas, to waive the distance requirement of City Code Section 4-9-4(A), which requires a minimum of 300 feet between a business that sells alcoholic beverages and a school.

**This item was postponed indefinitely on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

195. Conduct a public hearing and consider an ordinance amending City Code Title 25 relating to the regulation of residential uses in the Downtown Mixed Use and Central Business District zoning districts.

**This item was postponed to January 29, 2015 on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

197. Conduct a public hearing and consider an ordinance amending the Imagine Austin Comprehensive Plan by adopting the Colony Park Sustainable Community Initiative Master Plan and Design Guidelines. The general boundaries for the area covered by the Colony Park Sustainable Community Initiative Master Plan and Design Guidelines is the Colony Park Neighborhood on the west, Loyola Lane on the south, the Colony Meadows and Lakeside neighborhood to the east, and the privately held, undeveloped land to the north.

**The public hearing was conducted and the motion to close the public hearing and approve Ordinance No. 20141211-197 was approved on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

198. Conduct a public hearing and consider an appeal by DeWayne Lofton of a Planning Commission decision to approve a Conditional Use Permit (Springdale Multifamily, SPC-2014-0086C, located at 5605 Springdale Road).

**This item was postponed to January 29, 2015 on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

199. Conduct a public hearing and consider an ordinance repealing and replacing Article 4 (Electrical Code) of Chapter 25-12 of the City Code to adopt the 2014 National Electrical Code, and adopting certain local amendments to the Electrical Code.

**The public hearing was conducted and the motion to close the public hearing and approve Ordinance No. 20141211-199 was approved on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

200. Conduct a public hearing and consider an ordinance amending City Code Chapter 25-7 to establish interim development regulations to mitigate drainage impacts within the area of the South Lamar Neighborhood bound by Oltorf, Union Pacific railroad, Highway 290, and South Lamar/Manchaca; waiving Section 25-1-502(C); and declaring an emergency.

**The public hearing was conducted and the motion to close the public hearing and approve Ordinance No. 20141211-200 was approved on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

229. Conduct a public hearing and consider an ordinance regarding the Estancia Hill Country Public Improvement District 2015 assessment roll and authorizing the levying of the 2015 assessments.

**The public hearing was conducted and the motion to close the public hearing and approve Ordinance No. 20141211-229 was approved on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**



230. Conduct a public hearing and consider an ordinance regarding the Whisper Valley Public Improvement District 2015 assessment roll and authorizing the levying of the 2015 assessments.  
**The public hearing was conducted and the motion to close the public hearing and approve Ordinance No. 20141211-230 was approved on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**
231. Conduct a public hearing and consider an ordinance regarding the Indian Hills Public Improvement District 2015 assessment roll and authorizing the levying of the 2015 assessments.  
**The public hearing was conducted and the motion to close the public hearing and approve Ordinance No. 20141211-231 was approved on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**
191. Conduct a public hearing and consider a resolution regarding the permanent use of approximately 1,576 square feet of land and temporary working space use of approximately 3,656 square feet of land for construction, use, maintenance, repair, and replacement of a wastewater line for the Lindshire Lane Lift Station Project, through dedicated parkland known as Bauerle Ranch Park, located at 10500 Lindshire Lane, in accordance with Sec. 26.001 et seq. of the Texas Parks and Wildlife Code.  
**The public hearing was conducted and the motion to close the public hearing and approve Resolution No. 20141211-191 was approved on Council Member Morrison's motion, Mayor Pro Tem Cole's second on a 5-0 vote. Council Members Martinez and Spelman were off the dais.**
192. Conduct a public hearing and consider a resolution regarding the permanent use of approximately 16,397 square feet of land and temporary working space use of approximately 17,992 square feet of land for construction, use, maintenance, repair, and replacement of a roadway for the Colony Park Sustainable Community Initiative Project, through dedicated parkland known as Colony Park, located along Loyola Lane between Johnny Morris Road and Decker Lane, in accordance with Sec. 26.001 et seq. of the Texas Parks and Wildlife Code. December 9, 2014 – Approved by the Parks and Recreation Board on a vote of 6-0 with Board Member Roth off the dais.  
**The public hearing was conducted and the motion to close the public hearing and approve Resolution No. 20141211-192 was approved on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 5-0 vote. Council Members Martinez and Spelman were off the dais.**

**Mayor Leffingwell recessed the Council Meeting and called the Board of Directors' Meeting of the Austin Housing Finance Corporation to order at 8:11 p.m. See separate minutes.**

**Mayor Leffingwell adjourned the Board of Directors' Meeting of the Austin Housing Finance Corporation at 8:12 p.m.**

**Mayor Leffingwell called the Board of Directors' Meeting of the Austin Industrial Development Corporation to order at 8:13 p.m. See separate minutes.**

**Mayor Leffingwell called the Council Meeting back to order at 8:14 p.m.**

### **ZONING DISCUSSION ITEMS**

155. NPA-2014-0005.02 - 1007-1011 Montopolis Drive (aka PRJ Development) - Conduct a public hearing and approve an ordinance amending Ordinance No. 20010927-05, the Montopolis 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 1007-1011 Montopolis Drive (Country Club East Watershed; Carson Creek Watershed) from Civic land use to Mixed Use land use. Staff Recommendation: To grant Mixed Use land use. Planning Commission Recommendation: To grant Mixed Use land use. Owner/Applicant: PRJ Development, L.L.C. Agent: Thrower Design (A. Ron Thrower). City Staff: Maureen Meredith, 512-974-2695.

**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20141211-155 to change the land use designation on the future land use map (FLUM) to Mixed Use land use was approved on Council Member Riley's motion, Mayor Pro Tem Cole's second on a 6-1 motion. Council Member Martinez voted nay.**

156. C14-2014-0127 - 1007-1011 Montopolis Drive (aka PRJ Development) - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 1007 and 1011 Montopolis Drive (Country Club East Watershed; Carson Creek Watershed) from limited office-conditional overlay-neighborhood plan (LO-CO-NP) combining district zoning to limited office-mixed use-conditional overlay-neighborhood plan (LO-MU-CO-NP) combining district zoning. 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, with conditions. Owner: PRJ Development, LLC (Joe Stafford). Applicant: Thrower Design (Ron Thrower). City Staff: Lee Heckman, 512-974-7604.

**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20141211-156 for limited office-mixed use-conditional overlay-neighborhood plan (LO-MU-CO-NP) combining district zoning, with conditions was approved with additional conditions on Council Member Riley's motion, Mayor Pro Tem Cole's second on a 5-1 motion. Council Member Morrison voted nay. Council Member Martinez was off the dais.**

**The prohibited uses were:**

- **All office use (Except: administrative business; office land uses; and medical offices, medical office use will be limited to 1,500 square feet.)**
- **Vehicle trips per day limited to less than 2,000**
- **All structures on the property would be limited to a maximum of 2 story**
- **Maximum fence height of 6' that would be constructed along the northern property line**

#### **PUBLIC HEARINGS AND POSSIBLE ACTIONS CONTINUED**

188. Conduct a public hearing and consider an ordinance amending City Code Chapter 8-1 related to park operating hours.

**The public hearing was conducted and the motion to close the public hearing and approve Ordinance No. 20141211-188 was approved with the following amendments on Council Member Riley's motion, Council Member Spelman's second on a 7-0 vote.**

**The amendments were as follows:**

**“(A) The Director may adopt operating hours for a public recreation area by rule. To be effective, hours adopted by rule must be posted. When considering operating hours for a trail, the Director should consider whether the trail contributes to the City's transportation infrastructure. Unless the director adopts and posts different hours, the operating hours of a public recreation area are 5:00 a.m. to 10:00 p.m. [Except as provided in Subsection (B), a person may not enter or remain in a public recreation area between and 10:00 p.m. and 5:00 a.m.]**

**(B) The Pedestrian Advisory Council and Bicycle Advisory Council should be notified in advance of any rule changes that affect operating hours for a trail, including those trails established for the purpose of contributing to the City's transportation infrastructure.”**

190. Conduct a public hearing to receive comment from the public on the structure of council committees, how council committees provide council oversight for City departments, and council meeting management.

**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 7-0 vote.**

194. Conduct a public hearing and consider an ordinance amending City Code Chapter 25-6 to allow metered parking spaces to be counted towards the minimum off-street parking required for non-residential uses. **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 Spelman's second on a 4-3 vote. Those voting aye were: Mayor Pro Tem Cole and Council Members Martinez, Riley and Spelman. Those voting nay were: Mayor Leffingwell and Council Members Morrison and Tovo.**
196. Conduct a public hearing and consider an appeal by 35 Austin Partners Ltd regarding the Sign Review Board's approval of several variances for property at 6406 N IH 35. **The public hearing was conducted and the motion to close the public hearing and approve the appeal was approved on Council Member Spelman's motion, Mayor Leffingwell's second on a 7-0 vote.**

#### **ACTION ON ITEM(S) WITH CLOSED PUBLIC HEARINGS CONTINUED**

228. Approve third reading of an ordinance amending City Code Title 25 related to the development of multifamily units. December 9, 2014 – Approved on a 6-1-1 vote with Commission Nelson voting nay and Commissioner Noyola abstained. (PUBLIC HEARINGS FOR THIS ITEM WERE HELD ON OCTOBER 16, 2014 AND NOVEMBER 20, 2014. THE PUBLIC HEARING WAS CLOSED ON NOVEMBER 20, 2014.) **There was a motion made by Council Member Riley and seconded by Council Member Spelman to approve the ordinance.**

**There was a friendly amendment made by Council Member Tovo to amend section (c) and add a new part 3 as follows. The amendment was not accepted by the maker of the motion.**

**Amend Section (C) to read:**

**“(C) This subsection applies to a multifamily use that is located in a transit-oriented development district or on a core transit corridor or future core transit corridor and that complies with the requirements in Subsection (C)(3). The provisions of this subsection do not apply to a property until Council determines by separate action that this subsection applies in the neighborhood in which the property is located.”**

**Add a new Part 3 and renumber the remaining parts accordingly.**

**“PART 3. The City Manager is directed to establish a process by which a neighborhood may request that Council approve application of the provisions of this ordinance to properties within the neighborhood boundaries.”**

**There was an amendment made by Council Member Tovo and seconded by Council Member Morrison to amend section (c) and add a new part 3 as follows. The motion failed on a vote of 3-4. Those voting aye were: Council Members Martinez, Morrison and Tovo. Those voting nay were: Mayor Leffingwell, Mayor Pro Tem Cole and Council Members Riley and Spelman.**

**Amend Section (C) to read:**

**“(C) This subsection applies to a multifamily use that is located in a transit-oriented development district or on a core transit corridor or future core transit corridor and that complies with the requirements in Subsection (C)(3). The provisions of this subsection do not apply to a property until Council determines by separate action that this subsection applies in the neighborhood in which the property is located.”**

Add a new Part 3 and renumber the remaining parts accordingly.

**“PART 3. The City Manager is directed to establish a process by which a neighborhood may request that Council approve application of the provisions of this ordinance to properties within the neighborhood boundaries.”**

**Ordinance No. 20141211-228 striking part 1(C)5 was approved on Council Member Riley’s 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.**

### **ZONING DISCUSSION ITEMS CONTINUED**

**Items 157 and 158 were acted on in a combined motion.**

157. C14-2014-0011A - 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 (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: To grant community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning, to change a condition of zoning, with conditions. Planning Commission Recommendation: To be reviewed on December 9, 2014. Owner/Applicant: Rancho Garza, Ltd. (Ron White). Agent: Cunningham-Allen, Inc. (Jana Rice). City Staff: Wendy Rhoades, 512-974-7719. December 9, 2014 - Forwarded to Council without a recommendation.

**This item was postponed to January 29, 2015 on Council Member Morrison’s motion, Council Member Tovo’s second on a 5-2 vote. Those voting aye were: Mayor Pro Tem Cole and Council Members Morrison, Riley, Spelman and Tovo. Those voting nay were: Mayor Leffingwell and Council Member Martinez.**

158. C14-2014-0011B - Garza Ranch - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 3510 and 4003 Ben Garza Lane (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: To grant community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning, to change a condition of zoning, with conditions. Planning Commission Recommendation: To be reviewed on December 9, 2014. Owner/Applicant: Rancho Garza, Ltd. (Ron White). Agent: Cunningham-Allen, Inc. (Jana Rice). City Staff: Wendy Rhoades, 512-974-7719. December 9, 2014 - Forwarded to Council without a recommendation.

**This item was postponed to January 29, 2015 on Council Member Morrison’s motion, Council Member Tovo’s second on a 5-2 vote. Those voting aye were: Mayor Pro Tem Cole and Council Members Morrison, Riley, Spelman and Tovo. Those voting nay were: Mayor Leffingwell and Council Member Martinez.**

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

160. C14-2014-0111 - 4500 Speedway - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 4500 Speedway (Waller Creek Watershed) from family residence-neighborhood conservation combining district-neighborhood plan (SF-3-NCCD-

NP) combining district zoning to neighborhood office-neighborhood conservation combining district-neighborhood plan (NO-NCCD-NP) combining district zoning. Staff Recommendation: To grant neighborhood office-neighborhood conservation combining district-neighborhood plan (NO-NCCD-NP) combining district zoning, with conditions. Planning Commission Recommendation: To be reviewed on December 9, 2014. Owner: Navid Hoomanrad. Applicant/Agent: Husch Blackwell, LLP (Alexandra Jashinsky). City Staff: Sherri Sirwaitis, 512-974-3057. December 9, 2014 - Forwarded to Council without a recommendation.

**This item was postponed to February 26, 2015 with the following direction to staff on Council Member Morrison's motion, Mayor Pro Tem Cole's second on a 7-0. Direction was given to staff to take this item back to the Planning Commission to have it heard as rezoning for office.**

### **DISCUSSION ITEMS CONTINUED**

10. Approve an update to the Austin Energy Resource, Generation and Climate Protection Plan. **There was a motion made by Council Member Spelman and seconded by Council Member Morrison to approve an update to the Austin Energy Resource, Generation and Climate Protection Plan.**

**There was a friendly amendment made by Council Member Martinez to amend the General Plan. The amendment was accepted by the maker and Council Member Morrison, who made the second.**

**Page 6 of 9, under the subheading Solar should read, "Under the plan installed solar capacity would increase to at least 950 megawatts by 2025 including 200 megawatt of local solar. To ensure affordability, the plan recommends implementing a phased down of residential and commercial incentives programs to achieve the first 110 megawatt of local solar goals by 2020, including at least 70 megawatt of customer sited solar. Current projected cost declines of solar energy, technology improvements, finance alternatives and the implementation of supportive solar policies shall be utilized to enable the City to reach the 200 megawatt goal including at least 100 megawatts of customer sited local solar by 2025 absent further incentives.**

**There was a friendly amendment made by Council Member Martinez as follows. The amendment was later withdrawn by Council Member Martinez.**

**Under the 500 Megawatt Plant Decker Replacement Independent Review Process for Procurement and Scope of Work**

**Under the Procurement subheading:**

**The review process under number one and two should read, "1. The Electric Utility Commission(EUC) shall review and make recommendations regarding the scope of work and data assumptions as proposed by Austin Energy(AE) to City Council using the normally adhered to process. 2. AE staff will perform the final approval matrix evaluation and recommend three consultants one of which shall be approved by the City Council."**

**Under the Generation Plan Implementation**

**"Upon completion of the independent study if necessary AE may implement the following."**

**Qualifications of Proposer**

**Add a new bullet to read, "Experience and understanding of unique characteristics of a vertically integrated utility in the notal market under the experience that needs to be demonstrated by the proposer."**

**Scope of Work**

**"Comparison with other scenarios that use a portfolio of storage demand response or renewable energy in lieu of investing in a new plant."**

**“The assessment shall result in recommendations to Council of the least costly way or ways of meeting the generation plan when the full environmental costs are considered.**

**Last Section of the Time Line**

**Add to the fourth bullet point, “the preliminary draft report to be reviewed by staff and EUC will be delivered no later than May 29, 2015.”**

**There was a friendly amendment made by Council Member Tovo to amend the Generation Plan Summary as follows. The amendment was accepted by the maker of the motion and Council Member Morrison, who made the second.**

- **Inserting a heading titled “Appendix A” into related study titled, “500 MW Plant Decker Replacement Independent Review Process for Procurement and Scope of Work.”**

**There was a friendly amendment made by Council Member Tovo to amend the Generation Plan Summary as follows. The amendment was accepted by the maker of the motion and Council Member Morrison, who made the second.**

- **On page 4 of 9 replace item 1 to read: “Commencing a third party economic and environmental review as described in Appendix A of options for filling energy and capacity gaps created by the retirement of the Decker steam units and Fayette Power Plant.”**

**There was a friendly amendment made by Council Member Martinez to amend the Generation Plan with Appendix A as follows. The amendment was approved by the maker and Council Member Morrison, who made the second.**

**Appendix A**  
**Background**

**As part of its 2014 Resource Plan update, Austin Energy (AE) has identified the potential for retirements and additions to its generation fleet. In particular, it projects the potential retirement of 735 MW of steam gas fired generation at its Decker power plant site and the construction of a new combined cycle gas unit with a nominal rating of 500 MW by the end of 2018. AE plans to reduce dispatch beginning in 2020 and retire its share of Fayette Power Project (FPP) (602 MW) by as early as 2023.**

**As part of its plan, AE has committed to sponsor an independent economic and environmental review of the a new gas plant and other options for filling the resulting energy and capacity gaps. In addition to a new gas plant, the review should consider storage, renewables, power purchase, and demand response. The review is intended to provide an economic cost/benefit perspective of the new plant taking into consideration the construction and operating costs, changes in emissions and water usage, along with potential wholesale market revenue and benefits to the AE load zone and costs and risks as further detailed in the scope below. The review is intended to be shared on a public basis provided that certain specific competitive elements may be treated as confidential and shared only in executive sessions or non-public settings**

**Procurement**

**The selection of the consultant or proposer shall be performed using the City of Austin procurement process through a competitive Request for Proposal (RFP). The RFP and resultant report by the consultant shall be managed by the office of the Chief Financial Officer at AE. Large binding dollar investments will not be made pending the results of this report.**

**The following reviews and approvals will be contained in the RFP process:**

1. The Electric Utility Commission (EUC) shall review and make recommendations regarding the scope of work and data assumptions as proposed by Austin Energy to City Council using the normally adhered to process.
2. AE staff will perform the final approval matrix evaluation and recommend 3 consultants one of which shall be approved by City Council.

#### Qualifications of Proposer

Proposer must have ten plus years of analytic experience (individually or corporately) in the areas of wholesale power markets and the financial assessment of power generation facilities in those markets. In particular, the proposer should have a strong track record of conducting such analysis in the framework of competitive wholesale locational marginal price power markets with specific experience in the ERCOT nodal market. Proposer must demonstrate relevant experience and capabilities that include:

- Pro-forma financial analysis for power plant developments as noted above consistent with current industry practices.
- The ability to obtain or provide appropriate data inputs necessary for such analysis, including estimates of power plant construction and operating costs as well as projections of future fuel and power prices.
- The ability to support the analysis based on the use of a production cost model such as UPLAN, PROMOD or MAPs suitable for the ERCOT's nodal power market.
- The ability to analyze environmental risks and costs, including water usage and pollution impacts.
- Familiarity with energy efficiency, demand side management, renewable energy, energy storage, and purchase power agreements.
- Experience providing analytical support for with major domestic or international financing firms/ratings agencies (Fitch, Moody's, S&P) for large investments.
- The ability to use a Monte Carlo analysis for performing sensitivities. Experience in the use of Weibull distributions in engineering economics is preferred.
- Experience and understanding of the unique characteristics of a vertically integrated utility in the nodal market.

#### Scope of Work

AE seeks a financial assessment of the costs and benefits of a nominal 500 MW natural gas combined cycle plant to be constructed in the Austin area at either its Decker Creek plant site or its Sand Hill Energy Center site to the costs and benefits of alternatives such as, large-scale storage, renewables, purchased power and demand response. The assessment must include the following elements at a minimum:

- Expected and hi/lo sensitivities for construction costs of the gas plant including direct and financing costs
- Projected operation and dispatch of the gas plant that includes:
  - Detailed facility performance characteristics including heat rates, ramp constraints and other relevant operational limits
  - Hourly level dispatch using an appropriate production cost model such as UPLAN, PROMOD or MAPs that considers transmission topology in a security constrained economic dispatch approach based on the ERCOT market.

- Must include detailed description of the market driver inputs such as load, generating capacity and fuel
  - Expected and hi/lo sensitivities for on-going operating costs including operations and maintenance, fuel, and financing
  - Expected and hi/lo sensitivities for power market prices and plant revenue derived from energy and ancillary services
- The impact to revenue, cost and associated risks in the AE load zone under scenarios that include:
  - A retirement of its Decker steam units and FPP without a new generator in the Austin Energy load zone
  - A retirement of its Decker steam units with the construction of a new 500 MW gas combined cycle plant at the Decker site
  - A retirement of its Decker steam units with the construction of a new 500 MW gas combined cycle plant at the Sand Hill Energy Center site
- Comparison with two other scenarios that uses reasonable combinations of energy storage, demand response, or renewable energy in lieu of investing in a new plant
- Validation of inputs to be used for analysis
- Other benefits and impacts associated with the alternatives such as:
  - Resultant impact on water use
  - Resultant impact on local criteria pollutants and broader effects of these pollutants
  - Land use impacts at Sand Hill or Decker
  - Revenue benefits and costs to AE customers
  - General fund transfer/tax effects for Austin taxpayers
  - Local Economic impact of project/plant

The assessment shall result in recommendations to Council of the costs and impacts of each of the scenarios.

The Base Deliverables desired for this project are:

1. a written executive summary of the findings.
2. a PowerPoint slide deck of the findings.
3. a written report which includes the findings as well as narrative details regarding the findings, methods and assumptions used in the report.
4. A minimum of three meetings to be held in the Austin area to present the findings. These meetings may be held on non-consecutive dates over a period of several days or weeks.

Optional Deliverables may include:

5. Options for Proposer to attend one or more additional meetings in the Austin within the next 90 days.
6. Option to perform an assessment of local economic development impacts of the alternatives.

As previously noted, it is AE's intent that the majority of the deliverables will be publicly available. However, proposer may be required to execute a confidentiality agreement in order to receive access to competitive, non-public information from AE and to protect such information as it relates to the deliverables.

Please include the following in your response:



1. A list of staff to be involved in the project including resumes and work experience applicable to the requirements
2. Workplan and costing for the base deliverables
3. Costs for optional deliverables

#### Timeline

AE will endeavor to adhere to the following schedule:

- Present scope to EUC for review on December 15, 2014
- Present consultant selection to Council Committee on AE (CCAE) for review
- Review assumptions to be used in analysis with CCAE as soon as available
- A preliminary draft report to be reviewed by staff and EUC will be delivered no later than May 29, 2015
- The final report will be delivered for presentation to the EUC, Austin City Council or the CCAE by June 27, 2015.

There was a friendly amendment made by Mayor Pro Tem Cole to have the second paragraph of the above friendly amendment read as follows. The amendment was accepted by the maker of the motion and Council Member Morrison, who made the second.

The second paragraph should read, "As part of its plan, AE has committed to sponsor an independent economic and environmental review of the a new gas plant and other options for filling the resulting energy and capacity gaps. In addition to a new gas plant, the review should consider storage, renewables, power purchase, demand response, and energy efficiency. The review is intended to provide an economic cost/benefit perspective of the new plant taking into consideration the construction and operating costs, changes in emissions and water usage, along with potential wholesale market revenue and benefits to the AE load zone and costs and risks as further detailed in the scope below. The review is intended to be shared on a public basis provided that certain specific competitive elements may be treated as confidential and shared only in executive sessions or non-public settings."

There was a friendly amendment made by Mayor Pro Tem Cole to have number two under the procurement section in the above friendly amendment read, "AE staff will perform the final approval matrix evaluation, the EUC will provide comments to Council on recommendations and recommend 3 consultants one of which shall be approved by City Council." The amendment was accepted by the maker of the motion and Council Member Morrison, who made the second.

There was a friendly amendment made by Council Member Tovo to have the first paragraph under procurement section in the above friendly amendment read as follows. The amendment was accepted by the maker of the motion and Council Member Morrison, who made the second.

"The selection of the consultant or proposer shall be performed using the City of Austin procurement process through a competitive Request for Proposal (RFP). The RFP and resultant report by the consultant shall be managed by the office of the Chief Financial Officer at AE. Large binding dollar investments will not be made pending the results and Council's acceptance of this report."

There was a friendly amendment made by Council Member Tovo to amend the paragraph under Fossil Fuel Additions on page 6 of 9 to read as follows. The amendment was not accepted by the maker of the motion.

The amendment should read, "Prior to the addition of any gas generation, Austin Energy will issue an RFP to select a consultant with the expertise to analyze the ERCOT nodal market using a

production cost model to perform an independent review of the 500 MW investment to fully report benefits and risks of this strategy prior to any large binding dollar investments being made.”

There was an amendment made by Council Member Tovo to amend the paragraph under Fossil Fuel Additions on page 6 of 9 to read as follows. The amendment failed for lack of a second. The amendment should read, “Prior to the addition of any gas generation, Austin Energy will issue an RFP to select a consultant with the expertise to analyze the ERCOT nodal market using a production cost model to perform an independent review of the 500 MW investment to fully report benefits and risks of this strategy prior to any large binding dollar investments being made.”

There was a friendly amendment made by Council Member Spelman to amend the Fossil Fuel Additions paragraph to read, “The Plan would add 500 MW of additional gas units by the beginning of 2018 at the Sand Hill Energy Center or Decker. Austin Energy will issue an RFP to select a consultant with the expertise to analyze the ERCOT nodal market using a production cost model to perform an independent review of the 500 MW investment to fully report benefits and risks of this strategy prior to the addition of any gas generation.” The amendment was accepted by Council Member Morrison, who made the second.

There was a friendly amendment made by Council Member Riley to delete point #2 on page four of nine that reads, “An additional 100MW of local solar for a local solar portfolio of 200MW contingent upon a rate structure that maintains equity among customers.” The amendment was accepted by the maker of the motion and Council Member Morrison, who made the second.

There was a friendly amendment made by Council Member Martinez to add language that reads, “comparison with a minimum of two but no more than four other scenarios” in the Scope of Work. The amendment was accepted by the maker of the motion and Council Member Morrison, who made the second.

The motion to approve an update to the Austin Energy Resource, Generation and Climate Protection Plan was approved with the above friendly amendments on Council Member Spelman’s motion, Council Member Morrison’s second on a 6-1 vote. Mayor Leffingwell voted nay.

#### **ZONING DISCUSSION ITEMS CONTINUED**

147. C14-2014-0123 - Springdale Farm - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 755 Springdale Road (Boggy Creek Watershed) from general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning to general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning, to change a condition of zoning, with conditions. First reading approved on November 20, 2014. Vote: 5-1, Council Member Morrison voted nay. Council Member Spelman was off the dais. Owner/Applicant: Glenn M. & Paula W. Foore. City Staff: Heather Chaffin, 512-974-2122. A valid petition has been filed in opposition to this rezoning request.

Ordinance No. 20141211-147 for general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning, to change a condition of zoning, with conditions was approved with the following conditions and friendly amendment on Council Member Morrison’s motion, Council Member Tovo’s second on a 7-0 vote.

The conditions are as follows:

##### **Number of Events Per Year**

Events less than 50 people – no limit

Events with 51 to 150 people – no more than 20 events

**Events with over 150 people – no more than 5 events**

**Hours of Events**

**Monday – Thursday - 3:00 p.m. to 8:00 p.m.**

**Friday - 3:00 p.m. to 9:00 p.m.**

**Saturday - 10:00 a.m. to 10:00 p.m.**

**Sunday - 10:00 a.m. to 8:00 p.m.**

**No events over 150 will be allowed after 5:00 p.m.**

**Amplified Sound**

**Only permitted for 20 events of between 51 and 150 people, all other events are not amplified.**

**Hours of amplified sound are limited on Sunday through Friday from 10:00 a.m. to 8:00 p.m. and Saturday from 10:00 a.m. to 10:00 p.m.**

**All sounds are limited to no more than 75 decibels.**

**No amplified sound will be permitted during the last five days of “Spring Festival Season” as defined in 9-2-1(12)S.**

**Location of Events**

**No events are held within 80 feet from any property zoned or used for single family residential.**

**There was a friendly amendment made by Council Member Spelman to change the events with 51 to 150 people to no more than 22 events. The amendment was accepted by the maker of the motion and Council Member Tovo, who made the second.**

153. C14-99-2061(RCT) - Springdale Farm - Conduct a public hearing and approve a restrictive covenant termination on property locally known as 755 Springdale Road (Boggy Creek Watershed). Staff Recommendation: To grant the restrictive covenant termination. Planning Commission Recommendation: To grant the restrictive covenant termination. Owner/Applicant: Glenn M. & Paula W. Foore. City Staff: Heather Chaffin, 512-974-2122.

**The public hearing was conducted and the motion to close the public hearing and approve the termination of the restrictive covenant was approved on Mayor Pro Tem Cole’s motion, Council Member Spelman’s second on a 7-0 vote.**

148. C14-2014-0153 - The Enclave at Oak Parke - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by zoning property locally known as 10301-10317 Salmon Drive (Slaughter Creek Watershed-Barton Springs Zone) from interim-rural residence (I-RR) district zoning and interim-single family residence-standard lot (I-SF-2) district zoning to single family residence-standard lot (SF-2) district zoning, with conditions. First Reading approved on November 20, 2014. Vote: 7-0. Owner/Applicant: Mark Alan Cunningham. Agent: Frie Planning, Development & Construction (Ross Frie). City Staff: Wendy Rhoades, 512-974-7719.

**There was a motion made by Mayor Pro Tem Cole and seconded by Council Member Spelman to postpone this item to January 29, 2015.**

**There was a substitute motion made by Council Member Morrison to approve Ordinance No. 20141211-148 for rural residence (RR) district zoning and interim-single family residence-standard lot (I-SF-2) district zoning. The motion failed for lack of a second.**

**This item was postponed to January 29, 2015 at the applicant’s request on Mayor Pro Tem Cole’s motion, Council Member Spelman’s second on a 6-1 vote. Council Member Morrison voted nay.**

151. C14H-2014-0007 - Red River International House - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 3805 Red River Street (Waller Creek Watershed) from family residence-conditional overlay-neighborhood plan (SF-3-CO-NP)

combining district zoning to family residence-historic landmark-conditional overlay-neighborhood plan (SF-3-H-CO-NP) combining district zoning. First reading approved on October 16, 2014. Vote: 6-1, Council Member Martinez voted nay. Applicant: Historic Landmark Commission. City Staff: Steve Sadowsky, 512-974-6454. A valid petition has been filed in opposition to this rezoning request.

**Ordinance No. 20141211-151 for family residence-historic landmark-conditional overlay-neighborhood plan (SF-3-H-CO-NP) combining district zoning was approved on Council Member Spelman's motion, Council Member Morrison's second on a 6-1 vote. Council Member Martinez voted nay.**

#### **PUBLIC HEARING DISCUSSION ITEMS CONTINUED**

186. Conduct a public hearing and consider an ordinance amending City Code Section 8-5-49 related to swimming in Barton Creek.

**The public hearing was conducted and the motion to close the public hearing and approve Ordinance No. 20141211-186 was approved on Council Member Martinez' motion, Council Member Morrison'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.**

**There was a friendly amendment made by Council Member Martinez to include the following language, "An owner or handler of a dog may allow the dog to swim in Barton Creek between Lady Bird Lake and Barton Springs Pool. Section 3-4-1 does not apply to owners or handlers for purposes of this section." The amendment was accepted by Council Member Morrison, who made the second.**

189. Conduct a public hearing and consider an ordinance amending the Imagine Austin Comprehensive Plan. **There was a motion made by Council Member Morrison and seconded by Mayor Pro Tem Cole to approve the ordinance for recommendations one through four only and direction to staff to continue having conversations with stakeholders.**

**There was a substitute motion made by Council Member Riley to approve amendments one through four and deny amendment five. This motion failed for lack of a second.**

**The public hearing was conducted and the motion to close the public hearing and approve Ordinance No. 20141211-189 for recommendations one through four only was approved on Council Member Morrison's motion, Mayor Pro Tem Cole's second on a 7-0 vote. Direction was given to staff to continue having conversations with stakeholders.**

201. Conduct a public hearing and consider an ordinance amending City Code Title 25 related to the Congress Avenue combining district. December 9, 2014 – Approved by the Planning Commission on a 5-0 vote with Commissioners Nortey, Hernandez, Roark and Oliver absent  
**The public hearing was conducted and the motion to close the public hearing and approve Ordinance No. 20141211-201 was approved on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.**

#### **ZONING DISCUSSION ITEMS CONTINUED**

145. C14-2013-0158 - 7th and Congress Hotel - Approve second and third readings of 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) district zoning to central business district-central urban redevelopment (CBD-CURE) combining district zoning. First reading approved on October 16, 2014. Vote: 7-0. Owner: Finley Company (Tim Finley, VP). Applicant: Matt Frankiewicz. Agent:

Armbrust & Brown, PLLC (Lynn Ann Carley). City Staff: Lee Heckman, 512-974-7604. A valid petition has been filed in opposition to this rezoning request.

**This item was withdrawn without objection.**

**Mayor Leffingwell adjourned the meeting at 1:19 a.m. without objection.**

**The minutes were approved on this the 29th day of January, 2015 on Council Member Kitchen's motion, Council Member Renteria's second on a 10-1 vote. Council Member Zimmerman voted nay.**