

**AUSTIN CITY COUNCIL  
MINUTES****REGULAR MEETING  
THURSDAY, APRIL 16, 2015**

**Invocation:** Rev. Tom Mitchell, St. Andrew's Presbyterian Church

**Special Presentation:** Address by Adrian Farrell, Irish Consul General

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, April 16, 2015 in the Council Chambers of City Hall, 301 West Second Street, Austin, Texas.

Mayor Adler called the Council Meeting to order at 10:30 a.m.

**CONSENT AGENDA**

The following items were acted on by one motion.

1. Approve the minutes of the Austin City Council special called meeting of March 30, 2015, work session of March 31, 2015 and regular meeting of April 2, 2015.  
**The minutes from the City Council special called meeting of March 30, 2015, work session of March 31, 2015 and regular meeting of April 2, 2015 were approved on consent on Council Member Zimmerman's motion, Council Member Casar's second on an 11-0 vote.**

Items 2 and 3 were pulled for discussion.

4. Approve appointments and certain related waivers to citizen boards and commissions, to Council committees and other intergovernmental bodies and removal and replacement of members.  
**The following appointments and waivers were approved on consent on Council Member Zimmerman's motion, Council Member Casar's second on an 11-0 vote. Mayor Pro Tem Tovo and Council Member Pool voted nay on the appointment of Arif Panju to the Historic Landmark Commission. Council Members Garza, Houston and Kitchen abstained on the appointment of Arif Panju to the Historic Landmark Commission. Council Member Garza abstained on the appointment of Naveed Mahmood to the Electric Utility Commission and Matt Stillwell to the Arts Commission.**

**Nominations****Board/Nominee****Nominated by**

African American Resource Advisory Commission  
Dr. Chiquita Eugene

Council Member Kitchen

Arts Commission

Matt Stillwell

Council Member Zimmerman

Commission on Immigrant Affairs

Angela-Jo Touza-Medina

Council Member Garza

Commission on Seniors

Janee Briesemeister

Council Member Kitchen

Commission for Women

LaKisha Thigpen

Council Member Kitchen

Electric Utility Commission

Naveed Mahmood

Council Member Zimmerman

Environmental Commission

Mary Gay Maxwell

Mayor Pro Tem Tovo

Historic Landmark Commission

Arif Panju

Council Member Zimmerman

MBE/WBE & Small Business EnterpriseProcurement Committee

Regina Adams

Council Member Houston

Music Commission

Nakia Reynoso

Mayor Pro Tem Tovo

Task Force on Community Engagement

Navvab Taylor

Council Member Kitchen

**Waivers**

Approve a waiver of the attendance requirement in Section 2-1-26 of the City Code for the service of Schiller Liao on the MBE/WBE and Small Business Enterprise Procurement Program Advisory Committee. The waiver includes absences through today's date.

5. Approve a resolution rescinding an appointment to the Commission on Immigrant Affairs. (Notes: SPONSOR: Council Member Gregorio Casar CO 1: Council Member Ora Houston CO 2: Council Member Sabino "Pio" Renteria CO 3: Council Member Delia Garza)  
**This item was withdrawn on consent on Council Member Zimmerman's motion, Council Member Casar's second on an 11-0 vote.**
6. Set a public hearing regarding Texas Gas Service's proposal to increase customer's gas rates. (Suggested date and time May 21, 2015; 4:00 p.m. at City Hall; 301 W. Second Street, Austin, TX)  
**The public hearing was set on consent for May 21, 2015 at 4:00 p.m. at City Hall, 301 W. Second Street, Austin, TX on Council Member Zimmerman's motion, Council Member Casar's second on an 11-0 vote.**

**Items 7 and 8 were pulled for discussion**

Items 9 through 28 were zoning items set for 10:00 a.m.

Item 29 was a public hearing item set for 10:00 a.m.

Items 30 and 31 were Executive Session items.

Item 32 was a public hearing item set for 1:00 p.m.

**PUBLIC HEARINGS AND POSSIBLE ACTION**

29. Conduct a public hearing and consider an ordinance amending Title 25 of the City Code regarding adult-oriented businesses.

**The public hearing was conducted and the motion to close the public hearing and approve Ordinance No. 20150416-029 was approved on Mayor Pro Tem Tovo's motion, Council Member Zimmerman's second on a 9-0 vote. Council Members Kitchen and Troxclair were off the dais.**

**DISCUSSION ITEMS**

2. Authorize award and execution of a contract with TEXAS AIRSYSTEMS, LLC. for the purchase of heat exchangers for Austin Energy in an amount not to exceed \$540,031. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9D (Minority Owned and Women Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.)

**The motion authorizing the award and execution of a contract with Texas Airsystems, LLC was approved without objection on a 9-1 vote. Council Member Zimmerman voted nay. Council Member Troxclair was off the dais.**

3. Approve an ordinance amending City Code Chapter 13-2 relating to requirements for transportation charter services.

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

**There was a substitute motion made by Council Member Zimmerman to refer the item to the Council Mobility Committee. The motion failed for lack of a second.**

**Ordinance No. 20150416-003 was approved on Council Member Kitchen's motion, Council Member Gallo's second on an 11-0 vote.**

7. Set a public hearing to consider an application to be submitted to the Texas Department of Housing and Community Affairs by Harris AAHCLDG, LP, for a proposed affordable multi-family senior development to be called the Harris Branch Senior, located at 12331 Dessau Road. (Suggested date and time: April 23, 2015 beginning at 4 p.m. at Austin City Hall, 301 W. Second Street, Austin TX)

**The public hearing was set for April 23, 2015 at 4:00 p.m. at City Hall, 301 W. Second Street, Austin, TX on Council Member Pool's motion, Council Member Garza's second on a 9-0 vote. Mayor Pro Tem Tovo and Council Member Kitchen were off the dais.**

8. Set a public hearing to consider an application to be submitted to the Texas Department of Housing and Community Affairs by Reserve at Springdale, LP, for a proposed affordable multi-family development to be called the Reserve at Springdale, located at 5601 Springdale Road. (Suggested date and time: April 23, 2015 beginning at 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin TX)

The public hearing was set for April 23, 2015 at 4:00 p.m. at City Hall, 301 W. Second Street, Austin, TX on Council Member Houston's motion, Council Member Casar's second on a 9-0 vote. Mayor Pro Tem Tovo and Council Member Kitchen were off the dais.

### ZONING ORDINANCES / RESTRICTIVE COVENANTS

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

9. C14-2014-0041 - New Tenant Project - (District 6) - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by zoning property locally known as 10300 Anderson Mill Road (Lake Creek Watershed) from interim-single family residence-standard lot (I-SF-2) district zoning to neighborhood commercial-conditional overlay (LR-CO) combining district zoning. First Reading approved on February 12, 2015. Vote: 11-0. Owner: NZ Lands, Inc. (Zulfiqar Ali Prasla). City Staff: Sherri Sirwaitis, 512-974-3057.  
**Ordinance No. 20150416-009 for neighborhood commercial-conditional overlay (LR-CO) combining district zoning was approved on consent on Council Member Zimmerman's motion, Council Member Gallo's second on a 10-0 vote. Council Member Kitchen was off the dais.**
10. C14-2014-0053 - Walnut Park Crossing - (District 7) - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 12304 Walnut Park Crossing and 12101 North Lamar Boulevard (Walnut Creek Watershed) from limited office (LO) district zoning to multi-family residence-low density (MF-2) district zoning. First Reading approved on June 26, 2014. Vote: 6-0, Council Member Martinez was off the dais. Owner/Applicant: WP Walnut Park GR, LLC a General Partner of Walnut Park, LTD. (Larry Peel). Agent: Civile, LLC (Lawrence M. Hanrahan). City Staff: Sherri Sirwaitis, 512-974-3057.  
**Ordinance No. 20150416-010 for multi-family residence-low density (MF-2) district zoning was approved on consent on Council Member Zimmerman's motion, Council Member Gallo's second on a 10-0 vote. Council Member Kitchen was off the dais.**
13. C14-2014-0199 - Lakeline Plaza-Total Wine & More - (District 6) - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 11066 Pecan Park Boulevard (Lake Creek Watershed) from general commercial services (CS) district zoning to commercial-liquor sales (CS-1-CO) combining district zoning. First Reading approved on March 12, 2015. Vote: 9-0, Council Member Renteria was off the dais, Council Member Gallo was absent. Owner: Nathan-Jeffrey LLC & Jefan Trust. Applicant/Agent: Armbrust & Brown (Eric deYoung). City Staff: Sherri Sirwaitis, 512-974-3057.  
**Ordinance No. 20150416-013 for commercial-liquor sales (CS-1-CO) combining district zoning was approved on consent on Council Member Zimmerman's motion, Council Member Gallo's second on a 10-0 vote. Council Member Kitchen was off the dais.**
14. NPA-2014-0009.01 - Waller on Swede Hill - (District 1) - Conduct a public hearing and approve an ordinance amending Ordinance No. 011213-41, the Central East Austin 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 908 East 15th Street, 807 East 16th Street, 1506 Waller Street (Waller Creek Watershed) from Multifamily and Single Family land use to Mixed Use land use. Staff Recommendation: To grant Mixed Use land use. Planning Commission Recommendation: To deny Mixed Use land use. Owner/Applicant: WJP Swede Hill, L.L.C. (Wes Peoples). Agent: Kenneth T. Blaker. City Staff: Maureen Meredith, 512-974-2695.  
**This item was postponed on consent to May 14, 2015 at the staff's request on Council Member Zimmerman's motion, Council Member Gallo's second on a 10-0 vote. Council Member Kitchen was off the dais.**

15. C14-2015-0006 - Waller on Swede Hill - (District 1) - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 908 East 15th Street, 807 East 16th Street, and 1506 Waller Street (Waller Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning. Staff Recommendation: To grant multi-family residence-moderate high density-conditional overlay-neighborhood plan (MF-4-CO-NP) combining district zoning and limited office-mixed use-historic landmark-neighborhood plan (LO-MU-H-NP) combining district zoning. Planning Commission Recommendation: To grant family residence-neighborhood plan (SF-3-NP) combining district zoning and family residence-historic landmark-neighborhood plan (SF-3-H-NP) combining district zoning. Owner/Applicant: WJP Swede Hill, LLC (Wes Peoples). Agent: Morzie DCI (Kenneth Blaker). City Staff: Heather Chaffin, 512-974-2122.
- This item was postponed on consent to May 14, 2015 at the staff's request on Council Member Zimmerman's motion, Council Member Gallo's second on a 10-0 vote. Council Member Kitchen was off the dais.**
16. NPA-2014-0016.01 - 2nd and Broadway - (District 3) - Conduct a public hearing and approve an ordinance amending Ordinance No. 030327-12, the Govalle/Johnston Terrace 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 203 Broadway Street and 2901 E. 3rd Street (Colorado River Watershed) from Single Family to Mixed Use land use. Staff Recommendation: To grant Higher Density Single Family land use. Planning Commission Recommendation: To grant Higher Density Single Family land use. Owners/Applicants: McAdam's Enterprises, L.L.C. (Casey McPherson). Agent: Husch Blackwell, LLP (Nikelle Meade). City Staff: Maureen Meredith, (512) 974-2695.
- The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20150416-016 to change the land use designation on the future land use map (FLUM) to Higher Density Single Family land use was approved on consent on Council Member Zimmerman's motion, Council Member Gallo's second on a 10-0 vote. Council Member Kitchen was off the dais.**
17. C14-2014-0115 - 2nd and Broadway - (District 3) - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 203 Broadway Street and 2901 East 3rd Street (Colorado River Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to community commercial-mixed use-neighborhood plan (GR-MU-NP) combining district zoning. Staff Recommendation: To grant urban family residence-neighborhood plan (SF-5-NP) combining district zoning. Planning Commission Recommendation: To grant urban family residence-neighborhood plan (SF-5-NP) combining district zoning. Owner/Applicant: McAdams Enterprises, LLC (Casey McPherson). Agent: Husch Blackwell, LLP (Nikelle Meade). City Staff: Heather Chaffin, 512-974-2122.
- The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20150416-017 for urban family residence-neighborhood plan (SF-5-NP) combining district zoning was approved on consent on Council Member Zimmerman's motion, Council Member Gallo's second on a 10-0 vote. Council Member Kitchen was off the dais.**
19. C14-2014-0136 - Cameron Apartments - (District 1) - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 9201 Cameron Road (Little Walnut Creek Watershed) from limited industrial services (LI) district zoning to multi-family residence-high density (MF-5) district zoning. Staff Recommendation: To deny multi-family residence-high density (MF-5) district zoning. Zoning and Platting Commission Recommendation: To grant general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning. Owner: FSI Cameron Crossing, LP (Philip Capron). Agent: Husch Blackwell, LLP (Nikelle Meade). City Staff: Heather Chaffin, 512-974-2122.

**This item was postponed on consent to May 14, 2015 at the applicant's request on Council Member Zimmerman's motion, Council Member Gallo's second on a 10-0 vote. Council Member Kitchen was off the dais.**

26. C14-2015-0011 - Westover Hills Club, Inc. - (District 10) - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 8706 and 8800 Westover Club Drive (Bull Creek Watershed) from family residence (SF-3) district zoning to commercial recreation-conditional overlay (CR-CO) combining district zoning. Staff Recommendation: To grant commercial recreation-conditional overlay (CR-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant commercial recreation conditional overlay (CR-CO) combining district zoning. Owner: President of Westover Hills Club, Inc. (Evan Rowe). Applicant/Agent: Metcalfe Wolff Stuart & Williams (Michele R. Lynch). City Staff: Sherri Sirwaitis, 512-974-3057.  
**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20150416-026 for commercial recreation conditional overlay (CR-CO) combining district zoning was approved on consent on Council Member Zimmerman's motion, Council Member Gallo's second on a 10-0 vote. Council Member Kitchen was off the dais.**
27. C14-2015-0013 - 2363 Seventy One - (District 2) - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by zoning property locally known as 2363 East State Highway 71 Westbound (Colorado River Watershed) from interim-rural residence (I-RR) district zoning to general commercial services (CS) district zoning. Staff Recommendation: To grant general commercial services (CS) district zoning. Zoning and Platting Commission Recommendation: To grant general commercial services (CS) district zoning. Owner/Applicant: Mohammad Mokri; Javad Oskouipour. Agent: Paul E. Kennedy. City Staff: Wendy Rhoades, 512-974-7719.  
**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20150416-027 for general commercial services (CS) district zoning was approved on consent on Council Member Zimmerman's motion, Council Member Gallo's second on a 10-0 vote. Council Member Kitchen was off the dais.**
28. C14-2015-0021 - 4525 South Interstate Highway 35 - (District 2) - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 4525 South IH 35 Service Road Northbound (Williamson Creek Watershed) from community commercial-neighborhood plan (GR-NP) combining district zoning to general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning. Staff Recommendation: To grant general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning. Planning Commission Recommendation: To grant general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning. Owners/Applicants: Duke M. Covert; 1982 Rox B. Covert Children Trusts; Kenneth Ryan Covert; Cory Brown Covert; Rox B. Covert; Kimberly Carol Covert 1982 Trust; Martha Carol Covert Crowley; Courtney C. Elliott; Frank M. Covert, III; JP Morgan Chase Bank, N.A.; Frank M. Covert; Dan Carlson Revocable Trust Dated December 31, 2007; Kathryn Conway Covert; Gary Elizabeth Covert Baggett; Chance Cottingham Covert. Agent: Metcalfe, Wolff, Stuart & Williams, LLP (Michele Rogerson Lynch). City Staff: Wendy Rhoades, 512-974-7719.  
**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20150416-028 for general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning was approved on consent on Council Member Zimmerman's motion, Council Member Gallo's second on a 10-0 vote. Council Member Kitchen was off the dais.**

### **ZONING DISCUSSION ITEMS**

11. C14-2014-0114 - 11712 North Lamar Rezoning - (District 7) - Approve second and third readings of 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-conditional overlay (CS-CO) combining district zoning for Tract 1 and limited office-conditional

overlay (LO-CO) combining district zoning for Tract 2. First Reading approved on February 26, 2015. Vote: 9-2, Mayor Pro Tem Tovo and Council Member Renteria voted nay. Owner: Sheahan Business Center (Dennis W. Sheahan). Applicant/Agent: Thrower Design (A. Ron Thrower). City Staff: Sherri Sirwaitis, 512-974-3057.

**There was a motion made by Mayor Pro Tem Tovo and seconded by Council Member Renteria to approve the second reading of the ordinance with the staff's recommendation. The motion failed on a vote of 2-7. Those voting aye were: Mayor Pro Tem Tovo and Council Member Renteria. Those voting nay were: Mayor Adler and Council Members Casar, Gallo, Houston, Pool, Renteria, Troxclair and Zimmerman. Council Members Garza and Kitchen were off the dais.**

**Ordinance No. 20150416-011 for general commercial services-conditional overlay (CS-CO) combining district zoning for Tract 1 and limited office-conditional overlay (LO-CO) combining district zoning for Tract 2 was approved on Council Member Pool's motion, Council Member Zimmerman's second on a 7-2 vote. Those voting aye were: Mayor Adler and Council Members Casar, Gallo, Houston, Pool, Troxclair and Zimmerman. Those voting nay were: Mayor Pro Tem Tovo and Council Member Renteria. Council Members Garza and Kitchen were off the dais.**

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

Sharon Blythe - City Issues

CAROLANNROSEKENNEDY - DOMESTIC VIOLENCE: LUCILLE HER SONG

Sylvia Servin - Traffic problems

Carlos León - 1) Greatest glory to GOD, Jesus Christ, and the Holy Spirit 2) Clean air for Austin requires zero chemtrail air for Austin 3) Losing your marbles - Part VI

Monica Hernandez Mota - It's time for a change.

Phil Thomas - Historic zoning and landmark designation

Robert Youens - Statement by Chief Acevedo regarding restrictions on flying remote-controlled aircraft.

**Mayor Adler recessed the Council Meeting at 12:34 p.m.**

**Mayor Adler called the Council Meeting back to order at 1:16 p.m.**

#### **EXECUTIVE SESSION**

**The City Council went into Executive Session, pursuant to Chapter 551 of the Texas Government Code, to receive advice from Legal Counsel, to discuss matters of land acquisition, litigation, and personnel matters as specifically listed on this agenda and to receive advice from Legal Counsel regarding any other item on this agenda.**

30. Discuss legal issues related to Open Government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).  
**This item was withdrawn.**

31. Discuss legal issues related to United Motorcoach Association, Inc. v. City of Austin, Cause No. A-13-CA-1006-SS, in the United States District Court for the Western Division of Texas (Private consultation with legal counsel-Section 551.071).  
**This item was withdrawn.**

**ZONING CONTINUED**

20. C14-2014-0150 - Whiddon .85 - (District 5) - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 4102 Manchaca Road (West Bouldin Creek Watershed) from family residence (SF-3) district zoning to limited office-mixed use (LO-MU) combining district zoning, as amended. Staff Recommendation: To grant neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning. Planning Commission Recommendation: To deny neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning. Owner/Applicant: Mitchell Whiddon. Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Jerry Rusthoven, 512-974-3207.

**This item was postponed to May 14, 2015 at the neighborhood's request on Council Member Zimmerman's motion, Council Member Kitchen's second on an 11-0 vote.**

12. C14-2014-0157 - 8528 Burnet Road - (District 7) - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 8528-8600 Burnet Road and 8647 Rockwood Lane (Shoal Creek Watershed) from general commercial services (CS) district zoning to multi-family residence-highest density-conditional overlay (MF-6-CO) combining district zoning. First Reading approved on February 12, 2015. Vote: 7-4, Mayor Pro Tem Tovo and Council Members Houston, Kitchen and Pool voted nay. Owner/Applicant: Robert L. Crump and Gordon Automotive (Charles M. Gordon). Agent: Bowman Consulting Group (R. Dave Irish, P.E.). City Staff: Sherri Sirwaitis, 512-974-3057.

**The second reading of the ordinance for multifamily residence-high density-conditional overlay (MF-5-CO) with the following conditions failed on Council Member Pool's motion, Council Member Kitchen's second on a 5-6 vote. The conditions were: 60-foot height, 60% building coverage, 70% impervious cover and 1 to 1 floor to area ratio (FAR). Those voting aye were: Mayor Adler, Mayor Pro Tem Tovo and Council Members Houston, Kitchen and Pool. Those voting nay: were Council Members Casar, Gallo, Garza, Renteria, Troxclair and Zimmerman.**

**The second reading of the ordinance for multifamily residence-highest density-conditional overlay (MF-6-CO) was approved on Council Member Casar's motion, Council Member Zimmerman's second on an 8-3 vote. Those voting aye were: Mayor Adler and Council Members Casar, Gallo, Garza, Kitchen, Pool, Troxclair and Zimmerman. Those voting nay were: Mayor Pro Tem Tovo and Council Members Houston and Renteria.**

**A motion to reconsider item 12 was approved on Mayor Adler's motion, Council Member Casar's second on an 11-0 vote.**

**The motion to approve the second and third reading of the ordinance for multifamily residence-highest density-conditional overlay (MF-6-CO) failed on Council Member Zimmerman's motion, Council Member Renteria's second on a 5-6 vote. Those voting aye were: Council Members Garza, Gallo, Renteria, Troxclair and Zimmerman. Those voting nay were: Mayor Adler, Mayor Pro Tem Tovo and Council Members Casar, Houston, Kitchen and Pool.**

**The second reading of the ordinance for multifamily residence-highest density-conditional overlay (MF-6-CO) was approved on Council Member Casar's motion, Council Member Zimmerman's second on a 7-4 vote. Those voting aye were: Mayor Adler and Council Members Casar, Gallo, Garza, Pool, Troxclair and Zimmerman. Those voting nay were: Mayor Pro Tem Tovo and Council Members Houston, Kitchen and Renteria.**

**Direction was given to staff to bring the item back for third reading on April 23, 2015. The direction was approved on Council Member Garza's motion, Council Member Troxclair's second on a 7-4 vote. Those voting aye were: Mayor Adler and Council Members Casar, Garza, Gallo,**



**Renteria, Troxclair and Zimmerman. Those voting nay were: Mayor Pro Tem Tovo and Council Members Houston, Kitchen and Pool.**

18. C14-2014-0096 - Wildhorse Commercial Tract 1 (125.570 acres) - (District 1) - 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 and planned unit development (PUD) district zoning. Staff Recommendation: To grant commercial highway services-conditional overlay (CH-CO) combining district zoning and planned unit development (PUD) district zoning. Zoning and Platting Commission Recommendation: To grant commercial highway services-conditional overlay (CH-CO) combining district zoning and planned unit development (PUD) district zoning. Owner: Butler Family Partnership (Edward A. Butler). Agent: Drenner Group (Amanda Swor). City Staff: Heather Chaffin, 512-974-2122.  
**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20150416-018 for commercial highway services-conditional overlay (CH-CO) combining district zoning and planned unit development (PUD) district zoning was approved on Council Member Zimmerman's motion, Council Member Houston's second on a 10-0 vote. Mayor Adler recused himself.**
21. C14-2014-0167 - Cantarra Mixed Use - (District 1) - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 13007 Cantarra Drive (Harris Branch Watershed) from interim-rural residence (I-RR) district zoning to neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning. Staff Recommendation: To grant neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning. Owner: Michael Jeter. Applicant/Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Sherri Sirwaitis, 512-974-3057.  
**The public hearing was conducted and the motion to close the public hearing and adopt the first reading of the ordinance for neighborhood commercial-mixed use (LR-MU) combining district zoning was approved on Council Member Casar's motion, Council Member Houston's second on an 11-0 vote.**
22. C14-2014-0171 - MLK Rezone - (District 1) - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 2927 East Martin Luther King, Jr. Boulevard (Boggy Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to townhouse and condominium residence-neighborhood plan (SF-6-NP) combining district zoning. Staff Recommendation: To grant urban family residence-conditional overlay-neighborhood plan (SF-5-CO-NP) combining district zoning. Planning Commission Recommendation: To grant urban family residence-conditional overlay-neighborhood plan (SF-5-CO-NP) combining district zoning. Owner: Amos413 Ventures, LLC (Jonathan Klaus). Agent: Perales Engineering (Jerome Perales). City Staff: Heather Chaffin, 512-974-2122.  
**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20150416-022 for urban family residence-conditional overlay-neighborhood plan (SF-5-CO-NP) combining district zoning was approved on Council Member Renteria's motion, Council Member Houston's second on a 10-0 vote. Mayor Adler was off the dais.**
23. C14-2014-0175A - Scott Airport Parking - (District 2) - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by zoning property locally known as 2426 Cardinal Loop (Colorado River Watershed) from interim-rural residence (I-RR) district zoning to aviation services (AV) district zoning. Staff Recommendation: To grant aviation services (AV) district zoning. Zoning and Platting Commission Recommendation: To grant aviation services (AV) district zoning.

Owner/Applicant: City of Austin-Aviation Department (Jim Smith). Agent: Scott Airport Parking, LLC (Chris Von Dohlen). City Staff: Wendy Rhoades, 512-974-7719.

**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20150416-023 for aviation services (AV) district zoning was approved on Council Member Garza's motion, Council Member Pool's second on a 7-3 vote. Those voting aye were: Mayor Pro Tem Tovo and Council Members Casar, Gallo, Garza, Kitchen, Pool and Troxclair. Those voting nay were: Council Members Houston, Renteria and Zimmerman. Mayor Adler was off the dais.**

24. C14-2014-0175B - Scott Airport Parking - (District 2) - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 2411 and 2419 Cardinal Loop; 2525 East State Highway 71 Westbound (Colorado River Watershed) from rural residence (RR) district zoning and community commercial-conditional overlay (GR-CO) combining district zoning to aviation services (AV) district zoning. Staff Recommendation: To grant aviation services (AV) district zoning. Zoning and Platting Commission Recommendation: To grant aviation services (AV) district zoning. Owner/Applicant: City of Austin-Aviation Department (Jim Smith). Agent: Scott Airport Parking, LLC (Chris Von Dohlen). City Staff: Wendy Rhoades, 512-974-7719.

**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20150416-024 for aviation services (AV) district zoning was approved on Council Member Garza's motion, Council Member Pool's second on a 7-2 vote. Those voting aye were: Mayor Pro Tem Tovo and Council Members Casar, Gallo, Garza, Kitchen, Pool and Troxclair. Those voting nay were: Council Members Houston and Zimmerman. Council Member Renteria abstained. Mayor Adler was off the dais.**

25. C14-2014-0176 - Cuellar Rezoning - (District 3) - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 617 Thrasher Lane (Country Club East Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to single-family residence-small lot-neighborhood plan (SF-4A-NP) combining district zoning. Staff Recommendation: To grant single-family residence-small lot-neighborhood plan (SF-4A-NP) combining district zoning. Planning Commission Recommendation: To grant single-family residence-small lot-conditional overlay-neighborhood plan (SF-4A-CO-NP) combining district zoning. Owner/Applicant: Eddie Sanchez, Naomi Cuellar Sanchez, Susan G. Garza. Agent: I.T. Gonzalez Engineers (Bill Graham). City Staff: Tori Haase, 512-974-7691.

**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20150416-025 for single-family residence-small lot-neighborhood plan (SF-4A-NP) combining district zoning was approved on Council Member Renteria's motion, Council Member Zimmerman's second on a 10-0 vote. Mayor Adler was off the dais.**

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

32. Conduct a public hearing and consider citizen input on community needs concerning the City's Fiscal Year 2015-2016 Action Plan and Community Development Program, as required by the U.S. Department of Housing and Urban Development and Texas Local Government Code, Chapter 373.

**The public hearing was conducted and the motion to close the public hearing was approved on Council Member Zimmerman's motion, Council Member Pool's second on a 10-0 vote. Mayor Adler was off the dais. Direction was given to staff to provide additional information on the time period for public input and to provide an update on the planned unit development process to the Council Planning and Neighborhood Committee.**

**Mayor Pro Tem Tovo adjourned the meeting at 5:25 p.m. without objection.**

**The minutes were approved on this the 23rd day of April, 2015 on Mayor Adler's motion, Council Member Zimmerman's second on an 11-0 vote.**