

**AUSTIN CITY COUNCIL
MINUTES****REGULAR MEETING
THURSDAY, MAY 14, 2015**

Invocation: Sheikh Mohamed-Umer Ismail, Islamic Center of Greater Austin

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, May 14, 2015 in the Council Chambers of City Hall, 301 West Second Street, Austin, Texas.

Mayor Adler called the Council Meeting to order at 10:20 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 April 27, 2015, work session of May 5, 2015, budget work session of May 6, 2015 and regular meeting of May 7, 2015.
The minutes from the City Council special called meeting of April 27, 2015, work session of May 5, 2015, budget work session of May 6, 2015 and regular meeting of May 7, 2014 were approved on consent on Council Member Zimmerman's motion, Mayor Pro Tem Tovo's second on an 11-0.

Item 2 was pulled for discussion.

3. 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 were approved on consent on Council Member Zimmerman's motion, Mayor Pro Tem Tovo's second on an 11-0.

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

African American Resource
Advisory Commission
Clifford Gillard

Council Member Renteria

Animal Advisory Commission
Jonathan Hogue

Council Member Zimmerman

REGULAR COUNCIL MINUTES

THURSDAY, MAY 14, 2015

Animal Advisory Commission
Lisa Mitchell

Mayor Pro Tem Tovo

Animal Advisory Commission
Robert Shaw

Council Member Gallo

Commission on Veterans Affairs
George Bailey Harrington

Mayor Pro Tem Tovo

Electric Board
Delwin Goss

Council Member Renteria

Electric Utility Commission
Michael Osborne

Mayor Pro Tem Tovo

Electric Utility Commission
Brent Heidebrecht

Council Member Gallo

Ethics Review Commission
Matthew Lamon

Council Member Gallo

Hispanic/Latino Quality of Life
Resource Advisory Commission
Dianna Velasquez

Council Member Garza

Library Commission
Cindy Fisher

Council Member Renteria

Music Commission
Barbara Rappaport

Council Member Zimmerman

Parks and Recreation Board
Rick Cofer

Mayor Pro Tem Tovo

Parks and Recreation Board
Alison Alter

Council Member Gallo

Planning Commission
Fayez Kazi

Council Member Garza

Planning Commission
Jean Stevens

Mayor Pro Tem Tovo

Public Safety Commission
Michael Levy

Council Member Gallo

Urban Transportation Commission
Eric Rangel

Council Member Renteria

Task Force on Community Engagement

Jose Velasquez

Council Member Renteria

Task Force on Community Engagement

Richard Fonte

Council Member Gallo

4. Approve a resolution directing the City Manager to initiate a process to cultivate native milkweed into the City's landscape portfolio at Austin City Hall, City-owned buildings, properties, preserve lands, parks, and open spaces. (Notes: SPONSOR: Council Member Leslie Pool CO 1: Mayor Pro Tem Kathie Tovo CO 2: Council Member Ann Kitchen CO 3: Council Member Gregorio Casar)
Resolution No. 20150514-004 was approved on consent on Council Member Zimmerman's motion, Mayor Pro Tem Tovo's second on a 10-1. Council Member Zimmerman voted nay.

Items 5 and 6 were items referred from Committees.

Items 7 through 26 were zoning items set for 10:00 a.m.

Items 27 and 28 were Executive Session items.

Item 29 was a zoning item set for 2:00 p.m.

Items 30 and 31 were public hearing items set for 2:00 p.m.

ITEM(S) REFERRED FROM COMMITTEE(S)

Action was taken on item 5 but was reconsidered later in the meeting. See below.

DISCUSSION ITEMS

2. Approve second and third readings of an ordinance adopting and authorizing execution of an Impervious Cover Transfer Agreement associated with a 5.92 acre property located at 6308 Spicewood Springs Road known as Ace Salvage Yard and Ace Discount Glass (District 10).
There was a motion made by Council Member Gallo and seconded by Council Member Houston to approve the second reading of the ordinance with removal of access to Yaupon.

There was an amendment made by Mayor Pro Tem Tovo and seconded by Council Member Pool to amend section V. Site Plan, A, of the Impervious Cover Transfer Agreement to have the last sentence read, "The original site plan shall expire on June 26, 2018". The amendment passed on a vote of 9-1. Council Member Zimmerman voted nay. Council Member Houston abstained.

The second reading of the ordinance was approved with removal of access to Yaupon and the previous amendment on Council Member Gallo's motion, Council Member Houston's second on an 11-0 vote.

5. Approve a resolution appointing two individuals to the Municipal Civil Service Commission, each for a term of three years, and designating a chair for the Municipal Civil Service Commission.
Resolution No. 20150514-005A appointing Lottie Dailey to the Municipal Civil Service Commission was approved on Mayor Pro Tem Tovo's motion, Council Member Renteria's second on an 11-0 vote.

Resolution No. 20150514-005B appointing Michael Murphy to the Municipal Civil Service Commission was approved on Mayor Pro Tem Tovo's motion, Council Member Renteria's second

on an 8-1 vote. Council Member Zimmerman voted nay. Council Members Houston and Troxclair voted abstain.

A motion to reconsider item 5 was approved without objection.

Resolution No. 20150514-005A appointing Lottie Dailey to the Municipal Civil Service Commission was approved on Mayor Pro Tem Tovo's motion, Council Member Renteria's second on an 11-0 vote.

Resolution No. 20150514-005B appointing Michael Murphy to the Municipal Civil Service Commission was approved on Mayor Pro Tem Tovo's motion, Council Member Renteria's second on an 8-1 vote. Council Member Zimmerman voted nay. Council Members Houston and Troxclair voted abstained.

Resolution No. 20150514-005C designating Pamela Lancaster as the chair for the Municipal Civil Service Commission was approved on Mayor Pro Tem Tovo's motion, Council Member Pool's second on a 9-0 vote. Council Member Zimmerman abstained. Council Member Garza was off the dais.

CITIZEN COMMUNICATIONS: GENERAL

Volma Overton III - I have an inexpensive idea for traffic relief that has proven successful in another major US city and would like to share that idea with the council.

Tommy Eden - Thanks to City Council and to city staff for bicycle and pedestrian safety improvements on S. Lamar Blvd

Bill Oakey - Discuss affordability proposals

Latreese Cook - M.E.E.E.L.J. justice center and resources for felons

Amy Hilbrook - Child Protective Services **Not present when name was called.**

CAROLANNROSEKENNEDY - THE GRAD YOU ATE

Eric Bell - Commuting activism: the need for more youth after school programs **Not present when name was called.**

Paul Robbins - City and Budget issues

Carlos León - 1) God, Jesus Christ, and the Holy Spirit are the highest and mightiest.
2) Zero chemtrails for zero Austin air pollution.
3) Losing your marbles-Part IX

Mayor Adler recessed the Council Meeting to go into Executive Session at 12:28 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.

27. Discuss legal issues associated with City Council Resolution No. 20140612-065 that directs the City Manager to file a challenge petition with the Travis County Appraisal Review Board relating to commercial property values in the City set by the Travis Central Appraisal District (Private consultation with legal counsel-Section 551.071).
28. Discuss legal issues related to Open Government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
This item was withdrawn.

Executive Session ended and Mayor Adler called the Council Meeting back to order at 2:29 p.m.

Items 9, 10, 13 through 26, 29 and 30 were acted on in a combined motion.

ZONING ORDINANCES / RESTRICTIVE COVENANTS

9. C14-2014-0165 - 2712 & 2800 Del Curto Rezoning - District 5 - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 2712 and 2800 Del Curto Road (West Bouldin Creek Watershed) from family residence (SF-3) district zoning to townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning. First Reading approved on March 5, 2015. Vote: 9-0, Council Members Kitchen and Zimmerman were off the dais. Owner/Applicant: Jett Abram, LLC (Sarah Lahmers). Agent: Thrower Design (Ron Thrower). City Staff: Heather Chaffin, 512-974-2122.
Ordinance No. 20150514-009 for townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning was approved on consent on Council Member Zimmerman's motion, Council Member Pool's second on an 11-0.
10. C14-2015-0007 - Alice Mae Rezoning - District 5 - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 9500 Alice Mae Lane (Slaughter Creek Watershed) from community commercial-conditional overlay (GR-CO) combining district zoning to community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. First Reading approved on March 26, 2015. Vote: 11-0. Owner/Applicant: SP Meadows West, Ltd. (David Roche). Agent: Armbrust & Brown, LLC (Richard T. Suttle, Jr.). City Staff: Wendy Rhoades, 512-974-7719.
This item was postponed on consent to May 21, 2015 at the applicant's request on Council Member Zimmerman's motion, Council Member Pool's second on an 11-0.
13. 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 general commercial services-mixed use (CS-MU) combining district zoning, as amended. Staff Recommendation: To deny general commercial services-mixed use (CS-MU) combining 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 June 11, 2015 at the applicant's request on Council Member Zimmerman's motion, Council Member Pool's second on an 11-0.
14. 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 on consent to June 11, 2015 at the staff's request on Council Member Zimmerman's motion, Council Member Pool's second on an 11-0.

15. C14-2014-0172 - Cottages of Lantana - District 8 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 5610 and 5804 Wier Hills Road (Williamson Creek Watershed-Barton Springs Zone) from limited office-neighborhood plan (LO-NP) combining district zoning to townhouse and condominium residence-neighborhood plan (SF-6-NP) combining district zoning. Staff Recommendation: To grant townhouse and condominium residence-neighborhood plan (SF-6-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on May 12, 2015. Owner/Applicant: EuroAmerican Holdings, Ltd. (Jean Pelissero); Janet Wier Rourke; Linda Kay Wier. Agent: Smith, Robertson, Elliott & Douglas, L.L.P. (Mary Stratmann). City Staff: Wendy Rhoades, 512-974-7719.

This item was postponed on consent to June 11, 2015 at the staff's request on Council Member Zimmerman's motion, Council Member Pool's second on an 11-0.

16. C14-85-288.36(RCA) - Cottages of Lantana - District 8 - Conduct a public hearing to amend a restrictive covenant on property locally known as 5804 Wier Hills Road (Williamson Creek Watershed-Barton Springs Zone). Staff Recommendation: To grant the restrictive covenant amendment. Planning Commission Recommendation: To be reviewed on May 12, 2015. Owner/Applicant: EuroAmerican Holdings, Ltd. (Jean Pelissero). Agent: Smith, Robertson, Elliott & Douglas, L.L.P. (Mary Stratmann). City Staff: Wendy Rhoades, 512-974-7719.

This item was postponed on consent to June 11, 2015 at the staff's request on Council Member Zimmerman's motion, Council Member Pool's second on an 11-0.

17. C14-2014-0181 - Moore's Crossing 3.8 Acre Rezone - District 2 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as the north side of Elroy Road between Ross Road and Heine Farm Road (Dry Creek East Watershed) from multi-family residence-low density (MF-2) district zoning to community commercial (GR) district zoning. Staff Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning. Planning Commission Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning. Owner/Applicant: SR Development, Inc. (Bill Gurasich). Agent: Carlson, Brigrance & Doering, Inc. (Geoff Guerrero). City Staff: Wendy Rhoades, 512-974-7719.

The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20150514-017 for community commercial-conditional overlay (GR-CO) combining district zoning was approved on consent on Council Member Zimmerman's motion, Council Member Pool's second on an 11-0.

18. C14-2015-0005 - 8060 West U.S. 290 Highway - District 8 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 8060 West U.S. 290 Highway (Williamson Creek Watershed-Barton Springs Zone) from limited office-neighborhood plan (LO-NP) combining district zoning to neighborhood commercial-mixed use-neighborhood plan (LR-MU-NP) combining district zoning. Staff Recommendation: To grant neighborhood commercial-mixed use-conditional overlay-neighborhood plan (LR-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To grant neighborhood commercial-mixed use-conditional overlay-neighborhood plan (LR-MU-CO-NP) combining district zoning. Owner/Applicant: George Wilhelm Rodenbusch; Cora Shuler Rodenbusch. City Staff: Wendy Rhoades, 512-974-7719.

The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20150514-018 for neighborhood commercial-mixed use-conditional overlay-neighborhood plan (LR-MU-CO-NP) combining district zoning was approved on consent on Council Member Zimmerman's motion, Council Member Pool's second on an 11-0.

19. C14-2015-0016 - Thaxton Road - District 2 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by zoning property locally known as 7864 Thaxton Road and 6218 Bumpstead Drive (Onion Creek Watershed) from interim-rural residence (I-RR) district zoning to family residence (SF-3) district zoning. Staff Recommendation: To grant family residence (SF-3) district zoning. Zoning and Platting Commission Recommendation: To grant single family residence-standard lot (SF-2) district zoning. Owner/Applicant: Laurie Crisp. Agent: Eric Crisp. City Staff: Wendy Rhoades, 512-974-7719.
The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20150514-019 for single family residence-standard lot (SF-2) district zoning was approved on consent on Council Member Zimmerman's motion, Council Member Pool's second on an 11-0.
20. C14-2015-0031.SH - Azul 620 - District 6 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 11411 North FM 620 Road (Bull Creek Watershed) from development reserve (DR) district zoning to multi-family residence-limited density (MF-1) district zoning. Staff Recommendation: To grant multi-family residence-limited density (MF-1) district zoning. Zoning and Platting Commission Recommendation: To be reviewed on July 7, 2015. Owner: Judy and Fred Helms; Kathy and Donald Gross. Applicant/Agent: DMA Development Company, LLC (Janine Sisak). City Staff: Sherri Sirwaitis, 512-974-3057.
This item was postponed on consent to August 13, 2015 at the staff's request on Council Member Zimmerman's motion, Council Member Pool's second on an 11-0.
21. C14-2015-0032 - Design Ecology Office - District 5 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 3714 Manchaca Road (West Bouldin Creek Watershed) from multi-family residence-moderate-high density (MF-4) zoning district to limited office-mixed use (LO-MU) combining district zoning. Staff Recommendation: To grant limited office-mixed use (LO-MU) combining district zoning. Planning Commission Recommendation: To grant limited office-mixed use (LO-MU) combining district zoning. Owner/Applicant: 3802 Manchaca LLC (Kristopher Cummings). City Staff: Tori Haase, 512-974-7691.
The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20150514-021 for limited office-mixed use (LO-MU) combining district zoning was approved on consent on Council Member Zimmerman's motion, Council Member Pool's second on an 11-0.
22. C14-2015-0033 - Park at Wellspoint - District 7 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by zoning property locally known as 1300 West Wells Branch Parkway (Harris Branch Watershed) from interim-rural residence (I-RR) district zoning to townhouse & condominium residence (SF-6) district zoning. Staff Recommendation: To grant townhouse & condominium residence-conditional overlay (SF-6-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant townhouse & condominium residence-conditional overlay (SF-6-CO) combining district zoning. Owner: River City Partners, Ltd. (GW Broesche). Applicant/Agent: LJA Engineering, Inc. (Michael Chapa, P.E.). City Staff: Sherri Sirwaitis, 512-974-3057.
The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20150514-022 for townhouse & condominium residence-conditional overlay (SF-6-CO) combining district zoning was approved on consent on Council Member Zimmerman's motion, Council Member Pool's second on an 11-0.
23. C14-2015-0035 - 10810 Spicewood Parkway Rezoning Request - District 6 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 10810 Spicewood Parkway (Bull Creek Watershed) from single family residence-large lot (SF-1) district zoning to single family residence-standard lot (SF-2) district zoning. Staff Recommendation: To grant single family residence-standard lot (SF-2) district zoning. Zoning and Platting Commission Recommendation: To grant single family residence-standard lot (SF-2) district zoning. Owner/Applicant: Michael W. Wilson. City Staff: Sherri Sirwaitis, 512-974-3057.

The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20150514-023 for single family residence-standard lot (SF-2) district zoning was approved on consent on Council Member Zimmerman's motion, Council Member Pool's second on an 11-0.

24. C14-2015-0036 - Secured Climate Storage - District 6 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by zoning property locally known as 9311 North FM 620 Road (Bull Creek Watershed) from interim-rural residence (I-RR) district zoning to general commercial services (CS) district zoning. Staff Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning. Owner: CSP Asset 1, LLC (James R. Carpenter). Applicant/Agent: Mathias Company (Richard Mathias). City Staff: Sherri Sirwaitis, 512-974-3057.

The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20150514-024 for general commercial services-conditional overlay (CS-CO) combining district zoning was approved with the additional permitted use of limited warehousing and distribution on consent on Council Member Zimmerman's motion, Council Member Pool's second on an 11-0.

25. C14-2015-0037 - Coelho Living Trust - District 6 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by zoning property locally known as 5833 River Place Boulevard (Panther Hollow Watershed; West Bull Creek Watershed) from interim-rural residence (I-RR) zoning district to single family residence-standard lot (SF-2) district zoning. Staff Recommendation: To grant single family residence-standard lot (SF-2) district zoning. Zoning and Platting Commission Recommendation: To grant single family residence-standard lot (SF-2) district zoning. Owner/Applicant: Coelho Living Trust (Michael A. and Ashley D. Coelho). Agent: Moncada Consulting (Phil Moncada). City Staff: Tori Haase, 512-974-7691.

The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20150514-025 for single family residence-standard lot (SF-2) district zoning was approved on consent on Council Member Zimmerman's motion, Council Member Pool's second on an 11-0.

26. C14H-2014-0015 - R.W. and Ida Mae Gissell House - District 9 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 513 East Annie Street (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: Brent Hunter, owner. City Staff: Steve Sadowsky, 512-974-6454.

The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20150514-026 for family residence-historic landmark-neighborhood plan (SF-3-H-NP) combining district zoning was approved on consent on Council Member Zimmerman's motion, Council Member Pool's second on an 11-0.

ZONING AND NEIGHBORHOOD PLAN AMENDMENTS

29. C14-2015-0020 - Monarch Suzuki Academy - District 8 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 6000 Mountain Shadows Drive (Williamson Creek Watershed-Barton Springs Zone) from limited office-mixed use-neighborhood plan (LO-MU-NP) combining district zoning to neighborhood commercial-mixed use-neighborhood plan (LR-MU-NP) combining district zoning. Staff Recommendation: To grant neighborhood commercial-mixed use-conditional overlay-neighborhood plan (LR-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To grant neighborhood commercial-mixed use-conditional overlay-neighborhood plan (LR-MU-CO-NP) combining district zoning.

Owner/Applicant: David and Shana Guidi. Agent: Permit Partners, LLC. (David Cancialosi). City Staff: Tori Haase, 512-974-7691.

The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20150514-029 for neighborhood commercial-mixed use-conditional overlay-neighborhood plan (LR-MU-CO-NP) combining district zoning was approved on Council Member Zimmerman's motion, Council Member Pool's second on an 11-0 vote.

PUBLIC HEARINGS AND POSSIBLE ACTIONS

30. Conduct a public hearing and consider an appeal by Daniel Llanes, regarding the Planning Commission's approval of a variance from City Code Section 25-2-721(B)(1), which prohibits the construction of a building or parking area within the primary setback of the Waterfront Overlay in the Red Bluff Subdistrict (District 3).

This item was postponed to May 21, 2015 on Council Member Zimmerman's motion, Council Member Pool's second on an 11-0 vote.

ITEM(S) REFERRED FROM COMMITTEE(S) CONTINUED

6. Approve a resolution adopting a policy to provide City employees and their families access to Applied Behavioral Analysis benefits and directing the City Manager to incorporate Applied Behavioral Analysis benefits as part of the City employee benefits package in the Fiscal Year 2015-2016 proposed budget. (Notes: SPONSOR: Council Member Delia Garza CO 1: Mayor Pro Tem Kathie Tovo CO 2: Council Member Ann Kitchen CO 3: Council Member Sabino "Pio" Renteria)

There was a motion made by Council Member Houston and seconded by Mayor Adler to direct the City Manager to include applied behavioral analysis benefits in the City's employee group benefits package beginning January 1, 2016, and report back to the Council during the 2015-2016 budget process to identify coverage options and projected costs.

There was a substitute motion made by Council Member Garza and seconded by Council Member Zimmerman to approve the resolution.

There was an amendment made by Mayor Pro Tem Tovo and seconded by Council Member Kitchen to amend the resolution as follows. The amendment passed on a vote of 11-0.

The amendment was to have the "Be it Further Resolved" read, "That the City Manager is directed to provide detailed information when presenting the recommended budget on any additional options that the City Council might consider."

There was an amendment made by Council Member Zimmerman to amend the resolution as follows. The amendment died for lack of a second.

The amendment was to have the "Be it Resolved" read, "The City Council hereby adopts the policy that Applied Behavioral Analysis should be provided for City employees and their families with the cost 100% financed by the employee choosing this additional coverage, and the City Manager is directed to incorporate Applied Behavioral Analysis benefits as part of the City employee benefits package in the Fiscal Year 2015-2016 proposed budget at a level that is similar to the coverage required of "health benefit plans" that are regulated by Section 1355 of the Texas Insurance Code, and could be considered a cap of 680 hours of ABA therapy annually."

There was a substitute motion made by Council Member Garza and seconded by Council Member Zimmerman to approve Resolution No. 20150514-006 with the previous amendment. The motion passed on a vote of 10-0. Council Member Zimmerman abstained.

ZONING DISCUSSION ITEMS

7. NPA-2014-0017.01 - Korean United Presbyterian Church - District 7 - Approve second and third readings of an ordinance amending the Crestview/Wooten 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 2000 Justin Lane and 2009 Cullen Avenue (Shoal Creek Watershed) from Civic and Multifamily land use to Mixed Use/Office land use. First Reading approved on October 16, 2014. Vote: 4-2, Council Members Martinez and Tovo voted nay; Council Member Morrison was off the dais. Owner/Applicant: Korean United Presbyterian Church (Roy M. Kim). Agent: Thrower Design (A. Ron Thrower). Staff: Maureen Meredith, 512-974-2695.
This item died for lack of a motion.
8. C14-2014-0036 - Korean United Presbyterian Church Rezoning - District 7 - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 2000 Justin Lane and 2009 Cullen Avenue (Shoal Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning, limited office-neighborhood plan (LO-NP) combining district zoning, and multi-family residence-medium density-neighborhood plan (MF-3-NP) combining district zoning to general office-mixed use-conditional overlay-neighborhood plan (GO-MU-CO-NP) combining district zoning. First Reading approved on October 16, 2014. Vote: 4-2, Council Members Martinez and Tovo voted nay; Council Member Morrison was off the dais. Owner/Applicant: Korean United Presbyterian Church (Roy M. Kim). Agent: Thrower Design (Ron Thrower). City Staff: Jerry Rusthoven, 512-974-3207. A valid petition has been filed in opposition to this rezoning request.
This item died for lack of a motion.

PUBLIC HEARINGS AND POSSIBLE ACTIONS CONTINUED

31. Conduct a public hearing and consider an appeal of a decision of the Building & Fire Code Board of Appeals to uphold the issuance of a building permit relating to property located at 3100 Highland Terrace West (District 10).
The public hearing was conducted and the motion to close the public hearing and deny the appeal was approved on Council Member Renteria's motion, Council Member Zimmerman's second on a 6-3 vote. Those voting aye were: Mayor Adler and Council Members Casar, Gallo, Renteria, Troxclair and Zimmerman. Those voting nay were: Council Members Houston, Kitchen and Pool. Mayor Pro Tem Tovo abstained. Council Member Garza was off the dais.

ZONING DISCUSSION ITEMS CONTINUED

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

11. 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 to May 28, 2015 at the applicant's request on Council Member Houston's motion, Council Member Zimmerman's second on a 9-0 vote. Council Members Gallo and Garza were off the dais.
12. 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 to May 28, 2015 at the applicant's request on Council Member Houston's motion, Council Member Zimmerman's second on a 9-0 vote. Council Members Gallo and Garza were off the dais.

Mayor Adler adjourned the meeting at 6:37 p.m. without objection.

The minutes were approved on this the 21st day of May, 2015 on Council Member Zimmerman's motion, Council Member Casar's second on a 10-0 vote. Council Member Garza was absent.