



**AUSTIN CITY COUNCIL
MINUTES**

**SPECIAL CALLED MEETING
SUNDAY, NOVEMBER 8, 2015**

The following represents the actions taken by the Austin City Council in the order they occurred during the meeting. The City Council of Austin, Texas, convened in a special called meeting on Sunday, November 8, 2015 in the Council Chambers of City Hall, 301 West Second Street, Austin, Texas.

Mayor Adler called the Special Called Meeting to order at 2:08 p.m. Council Member Troxclair was absent.

DISCUSSION ITEMS

1. Approve a resolution ratifying a Declaration of Local State of Disaster due to flooding events that occurred beginning October 30, 2015, and consenting to continuation of the disaster declaration for a period of more than seven days.

Resolution 20151108-001 was approved as amended on Council Member Zimmerman's motion, Council Member Renteria's second on a 10-0 vote. Council Member Troxclair was absent.

The amendment was to amend the resolution to make it effective for thirty days. The amendment was accepted without objection.

2. Approve an ordinance waiving permitting and development fees and certain requirements and reimbursing certain fees and costs required to address damage resulting from the flooding events that occurred beginning October 30, 2015; and declaring an emergency.

Ordinance 20151108-002 was approved on Council Member Zimmerman's motion, Council Member Garza's second on a 10-0 vote. Council Member Troxclair was absent.

Direction was given to staff to discuss with the Onion Creek Home Owners Association the possibility to provide temporary on-site assistance to answer permitting questions and consider providing Development Services staff at the town hall meeting for Del Valle on November 14, 2015 to answer permitting questions.

3. Approve an ordinance waiving certain requirements for the acquisition of properties in the 25-year and 100-year floodplain.

There was a motion made by Council Member Garza and seconded by Council Member Casar to approve the ordinance with the following amendments.

To amendments were:

To add a new Section (D) to Part 1 to read “It is necessary for the City Council to take action to facilitate individuals moving out of harm’s way to increase public health and safety and reduce risks to first responders in any future flood event.”

To amend Part 2 to read “The City Council amends the Prior Buyout Authorizations for the properties that have not been acquired by the City (i) to allow for the appraisal of properties as of October 29, 2015, (ii) to waive any occupancy requirements for individuals that occupied the property as of October 29, 2015, and (iii) to exclude the deduction of any insurance proceeds allocated to the structure from the purchase price up to the amount expended by the seller in response to the October 30, 2015 flood event, limited to (a) necessary home repairs for life and safety, (b) temporary housing prior to completion of life and safety home repairs, (c) basic home needs (including mattresses, bedding, and clothing), and (d) food prior to completion of life and safety home repairs. Consistent with existing Prior Buyout Authorizations, the City Council directs the City Manager to disregard any insurance proceeds allocated to personal property losses. The City Council directs the City Manager to establish sufficient controls in the implementation of these authorizations.”

The motion to amend Part 2 of the ordinance was approved on Mayor Adler’s motion, Council Member Casar’s second on 9-1 vote. Those voting aye were: Mayor Adler, Mayor Pro Tem Tovo and Council Members Casar, Gallo, Garza, Houston, Kitchen, Pool and Renteria. Council Member Zimmerman voted nay. Council Member Troxclair was absent.

The amendment was to have Part 2 read:

Part 2. The City Council amends the Prior Buyout Authorizations for the properties that have not been acquired by the City (i) to allow for the appraisal of properties as of October 29, 2015, (ii) to waive any occupancy requirements for individuals that occupied the property as of October 29, 2015, and (iii) to exclude the deduction of any insurance proceeds allocated to the structure up to \$15,000 with or without receipts; for sums beyond \$15,000 the homeowners or the applicant must provide receipts and get prior City approval for the expenditures once approved the expenditures can be reimbursed or included from the purchase price up to the amount expended by the seller in response to the October 30, 2015 flood event, limited to (a) necessary home repairs for life and safety, (b) temporary housing prior to completion of life and safety home repairs, (c) basic home needs (including mattresses, bedding, and clothing), and (d) food prior to completion of life and safety home repairs. Consistent with existing Prior Buyout Authorizations, the City Council directs the City Manager to disregard any insurance proceeds allocated to personal property losses. The City Council directs the City Manager to establish sufficient controls in the implementation of these authorizations.”

There was a motion to include the statement “to the extent permitted by law, the City Council waives the eligibility requirements set forth in 49 C.F.R, Section 24.208” was approved on Council Member Casar’s motion, Council Member Garza’s second on a 9-1 vote. Those voting aye were: Mayor Adler, Mayor Pro Tem Tovo and Council Members Casar, Gallo, Garza, Houston, Kitchen, Pool and Renteria. Council Member Zimmerman voted nay. Council Member Troxclair was absent.

Ordinance 20151108-003 was approved with the amendments listed above on Council Member Garza’s motion, Council Member Casar’s second on a 9-0 vote. Council Member Zimmerman abstained. Council Member Troxclair was absent.

- 4. Consider and take appropriate action related to the flood event beginning on October 30, 2015. Discussion occurred and the following direction was given to staff: to provide Council with an itemization of how the \$12 million budgeted for HDR is being spent; to identify ways to speed up the work being performed by the Flood Mitigation Taskforce including finalizing the report the taskforce is waiting to receive; inform Council of any Council request that takes City resources away from providing assistance to the impacted communities; and provide options to Council on how the process for adding additional buyout locations such as the Upper Onion Creek area could be for streamlined.**

Mayor Adler adjourned the meeting at 6:25 p.m. without objection.

The minutes were approved on this the 19th day of November 2015 on Council Member Gallo’s motion, Council Member Garza’s second on an 11-0 vote.