

**AUSTIN CITY COUNCIL
MINUTES****WORK SESSION MEETING
TUESDAY, NOVEMBER 17, 2015**

The City Council of Austin, Texas convened in a Work Session Meeting on Tuesday, November 17, 2015, City Hall at 301 W. Second Street, Austin, Texas.

Mayor Adler called the Council Meeting to order at 9:17 a.m.

COUNCIL ITEMS OF INTEREST

The Mayor introduced the agenda for the November 19, 2015 Council meeting and allowed Council to give input or ask questions on any item posted on the agenda. Staff was available to provide verbal responses to Council questions. Discussion was held on the following items taken from Thursday's agenda.

65. Approve a resolution congratulating the City of Adelaide on its 175th Anniversary and extending an invitation to the Adelaide City Council to visit Austin for an exchange of Sister City gifts. (Notes: SPONSOR: Council Member Leslie Pool CO 1: Mayor Steve Adler CO 2: Mayor Pro Tem Kathie Tovo CO 3: Council Member Ellen Troxclair)
92. Conduct a public hearing and consider an ordinance amending City Code Title 25 related to planned unit development density bonuses.
97. Conduct a public hearing and consider a resolution supporting an application to be submitted to the Texas Department of Housing and Community Affairs by The Mulholland Group, LLC, and its affiliates, for the Cross Creek Apartments, located at 1124 Rutland Drive. (District 4)
19. Approve an ordinance setting the assessment rate and approving a proposed 2016 assessment roll for the Austin Downtown Public Improvement District. Related to items #20 and #69.
20. Approve a resolution adopting the Austin Downtown Public Improvement District service plan and budget for 2016-2017. Related to items #19 and #69.
23. Approve an ordinance setting the assessment and approving a proposed 2016 assessment roll for the Estancia Hill Country Public Improvement District. Related to items #24 and #70.
24. Approve a resolution adopting Estancia Hill Country Public Improvement District service plan and budget for 2016. Related to items #23 and #70.

25. Approve an ordinance setting the assessment and approving a proposed 2016 assessment roll for the Indian Hills Public Improvement District. Related to items #26 and #71.
26. Approve a resolution adopting Indian Hills Public Improvement District service plan and budget for 2016. Related to items #25 and #71.
27. Approve an ordinance setting the assessments and approving a proposed 2016 assessment roll for the Whisper Valley Public Improvement District. Related to items #28 and #72.
28. Approve a resolution adopting the Whisper Valley Public Improvement District service plan and budget for 2016. Related to items #27 and #72.
72. Set a public hearing to consider the Whisper Valley Public Improvement District 2016 assessments. (Suggested date and time: December 10, 2015, 4:00 pm, at Austin City Hall, 301 W. Second Street, Austin, TX). Related to items #27 and #28.
33. Approve an ordinance amending the Fiscal Year 2015-2016 Fee Schedule (Ordinance No. 20150908-003) to establish a new registration fee for central preparation facilities serving mobile food establishments.
59. Approve an ordinance amending City Code Chapters 2-9A, 2-9B, 2-9C and 2-9D to extend the Minority-Owned and Women-Owned Business Enterprise Procurement Program and revise its sunset date.
67. Approve an ordinance extending the expiration date of Ordinance No. 20141211-200 related to interim drainage regulations in the South Lamar Neighborhood Area; and waiving City Code Section 25-1-502 related to Planning Commission review. (Notes: SPONSOR: Council Member Ann Kitchen CO 1: Council Member Gregorio Casar CO 2: Council Member Leslie Pool CO 3: Mayor Pro Tem Kathie Tovo)
79. Approve amendments to administrative rules related to City Code Chapter 15-6 (Solid Waste Service) relating to recycling and reuse of materials generated by construction and demolition projects. Related to item #98.
4. Approve an ordinance amending the Fiscal Year 2015-16 Operating Budget of Austin Resource Recovery (Ordinance No. 20150908-001) to increase transfers out by \$2,792,001 and amending the Fiscal Year 2015-2016 Austin Resource Recovery Capital Budget (Ordinance No. 20150908-002) to transfer in and appropriate \$2,792,001 from the Austin Resource Recovery Operating Budget for facility development and construction. Related to item #38.
Direction was given to staff to analyze the possible use of this location as a dog park and provide a map of the location of existing dog parks.
76. Approve a co-development agreement with the Rocky Mountain Institute to conduct a multi-year “Mobility Transformation” program, which focuses on approaches for transforming personal mobility.
Direction was given to staff to provide a brief presentation to Council at the November 19, 2015 Council Meeting and a request for a time certain may be requested.

80. Approve an ordinance on third reading to amend City Code Title 25 relating to secondary dwelling units. (THE PUBLIC HEARING FOR THIS ITEM WAS HELD AND CLOSED ON JUNE 18, 2015).
83. C814-2012-0152 - Pilot Knob Planned Unit Development - District 2 - Approve second reading of an ordinance amending City Code Chapter 25-2 by zoning property locally known as east and southeast of the intersection of East William Cannon Drive and McKinney Falls Parkway, and west of South U.S. Highway 183 and FM 1625 (Cottonmouth Creek Watershed; North Fork Creek Watershed; South Fork Creek Watershed) from interim-rural residence (I-RR) district zoning and interim-single family residence-standard lot (SF-4A) district zoning to planned unit development (PUD) district zoning. First Reading approved on October 8, 2015. Vote: 10-0, Council Member Pool was off the dais. Owner/Applicant: Carma Easton, Inc. (Logan Kimble). Agent: Armbrust & Brown, L.L.P. (Lynn Ann Carley). City Staff: Wendy Rhoades, 512-974-7719.
16. Authorize additional funding in an amount not to exceed \$12,000,000 for the 2013 Job Order Contract for City of Austin Facilities Improvements with KBR, LLC; WARDEN CONSTRUCTION CORP.; and JAMAIL & SMITH CONSTRUCTION LP, based on work authorization and availability. (Notes: This contract was awarded in compliance with City Code Chapter 2-9A Minority Owned and Women Owned Business Enterprise Procurement Program with 5.88% MBE and 1.81% WBE, 8.20% MBE and 3.10% WBE, and 5.88% MBE and 1.81% WBE participation, respectively.)
Direction was given to staff to provide an explanation of what happens when a developer does not meet the goals.

Mayor Adler recessed the Council Meeting to go into Executive Session at 12:11 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.

- E.1 Discuss legal issues related to open government matters (private consultation with legal counsel - Section 551.071 of the Government Code).
Withdrawn without objection.
- E.2 Discuss legal issues related to the Austin Energy Nacogdoches biomass power purchase contract (private consultation with legal counsel - Section 551.071 of the Government Code).
- E.3 Discuss legal issues related to vested rights (“grandfathering”) under Texas Local Government Code Chapter 245 and/or Section 43.002, both generally and as related to development at ACE Salvage Yard, 6308 Spicewood Springs Road (private consultation with legal counsel – Section 551.071 of the Government Code).
- E.4 Discuss legal issues related to Donald Zimmerman v. City of Austin, Cause No. 1:15-cv-00628, in the United States District Court for the Western Division of Texas. (private consultation with legal counsel - Section 551.071 of the Government Code).

- E.5 Discuss legal issues related to a resolution directing the City Manager to clarify the physical boundaries of the Town Lake Community Event Center Venue project (private consultation with legal counsel - Section 551.071 of the Government Code).

The Mayor announced that Council would discuss item number 92 on the work session agenda During Executive Session.

92. Conduct a public hearing and consider an ordinance amending City Code Title 25 related to planned unit development density bonuses.

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

Mayor Adler adjourned the meeting at 2:20 p.m. without objection.

The minutes were approved on this the 10th day of December 2015 on Council Member Gallo's motion, Council Member Renteria's second on a 9-0 vote. Council Member Kitchen was off the dais. Mayor Adler was absent.