



**AUSTIN CITY COUNCIL
MINUTES**

**REGULAR MEETING
THURSDAY, APRIL 21, 2016**

Invocation: Reverend Larry Bethune, University Baptist 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, April 21, 2016 in the Council Chambers of City Hall, 301 West Second Street, Austin, Texas.

Mayor Pro Tem Tovo called the Council Meeting to order at 10:05 a.m. Mayor Adler was absent.

CONSENT AGENDA

The following items were acted on by one motion.

1. Approve the minutes of the Austin City Council work session of April 12, 2016 and regular meeting of April 14, 2016.
The minutes from the City Council work session of April 12, 2016 and regular meeting of April 14, 2016 were approved on consent on Council Member Garza's motion, Council Member Renteria's second on a 10-0 vote.
2. Approve issuance of a rebate to Fifth/Colorado JV, LLC, for the installation of energy efficiency measures at 201 West 5th Street, in an amount not to exceed \$82,929. April 18, 2016 – Recommended by the Electric Utility Commission on a vote of 10-0, with Commissioner Wray off the dais; April 19, 2016 – Recommended by the Resource Management Commission on a vote of 7-0 with Commissioners Metzger and Santiago absent.
The motion approving the issuance of a rebate to Fifth/Colorado JV, LLC was approved on consent on Council Member Garza's motion, Council Member Renteria's second on an 8-1 vote. Council Member Troxclair voted nay. Council Member Zimmerman abstained.
3. Approve an ordinance amending the Fiscal Year 2015-2016 Austin Resource Recovery Fund Operating Budget (Ordinance No. 20150908-001) to transfer out \$1,200,000 and amending the Fiscal Year 2015-2016 Austin Resource Recovery Capital Budget (Ordinance No. 20150908-002) to transfer in and appropriate \$1,200,000 from the Austin Resource Recovery Operating Budget for FM 812 Landfill repairs.
Ordinance No. 20160421-003 was approved on consent on Council Member Garza's motion, Council Member Renteria's second on a 7-1 vote. Council Member Zimmerman voted nay. Council Members Gallo and Troxclair abstained.

Items 4 through 6 were pulled for discussion.

7. Authorize award and execution of a construction contract with SANTA CLARA CONSTRUCTION, LTD. for the Miscellaneous Erosion Control projects in the amount of \$683,183 plus a \$68,317 contingency, for a total contract amount not to exceed \$751,500. (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 96.53% MBE and 1.49% WBE participation.)
The motion authorizing award and execution of a construction contract with Santa Clara Construction, Ltd. was approved on consent on Council Member Garza's motion, Council Member Renteria's second on a 9-0 vote. Council Member Zimmerman abstained.
8. Authorize award and execution of a construction contract with PROTA CONSTRUCTION INC./PROTA INC., JOINT VENTURE for the Spicewood Springs Pump Station Utility Improvements project in the amount of \$3,101,040 plus a \$310,000 contingency, for a total contract amount not to exceed \$3,411,040. (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 22.00% MBE and 1.81% WBE participation.)
The motion authorizing award and execution of a construction contract with Prota Construction Inc./Prota Inc., Joint Venture was approved on consent on Council Member Garza's motion, Council Member Renteria's second on a 10-0 vote.
9. Authorize negotiation and execution of a one-year contract with CAPITAL INVESTING IN DEVELOPMENT AND EMPLOYMENT OF ADULTS, INC. (CAPITAL IDEA), for workforce development services, for a total contract amount not to exceed \$350,000.
The motion authorizing negotiation and execution of a contract with Capital Investing In Development and Employment of Adults, Inc. was approved on consent on Council Member Garza's motion, Council Member Renteria's second on a 9-0 vote. Council Member Zimmerman abstained.
10. Approve a resolution approving issuance by Travis County Water Control and Improvement District Number 10 of Unlimited Tax Bonds, Series 2016, in a par amount not to exceed \$45,970,000.
Resolution No. 20160421-010 was approved on consent on Council Member Garza's motion, Council Member Renteria's second on a 9-0 vote. Council Member Troxclair abstained.

Items 11 & 12 were pulled for discussion.

13. Authorize execution of an interlocal agreement with the University of North Texas for collaborative research on use of robotics in emergency response.
The motion authorizing execution of an interlocal agreement with the University of North Texas was approved on consent on Council Member Garza's motion, Council Member Renteria's second on a 10-0 vote.
14. Authorize execution of an interlocal agreement with the University of Texas' Cockrell School of Engineering, for aerial robotics education and research in support of fire and water search and rescue.
The motion authorizing execution of an interlocal agreement with the University of Texas' Cockrell School of Engineering was approved on consent on Council Member Garza's motion, Council Member Renteria's second on a 10-0 vote.

15. Approve an ordinance authorizing acceptance of \$48,200 in additional grant funds from the Texas Department of Public Safety, and amending the Fiscal Year 2015-2016 Management Services Department Operating Budget Special Revenue Fund (Ordinance No. 20150908-001) to appropriate \$48,200 to purchase structural collapse equipment.
Ordinance No. 20160421-015 was approved on consent on Council Member Garza's motion, Council Member Renteria's second on a 10-0 vote.
16. Approve a resolution directing the City Manager to include a partial exemption from ad valorem taxes for certain historically-designated properties in budget calculations for the coming year; to provide this resolution to the Austin Independent School District; and to prepare an ordinance approving these partial exemptions to be considered by Council concurrently with the annual tax levy.
Resolution No. 20160421-016 was approved on consent on Council Member Garza's motion, Council Member Renteria's second on a 9-0 vote. Council Member Zimmerman abstained.

Items 17 & 18 were pulled for discussion.

19. Authorize award and execution of a contract with TEXAS ELECTRIC COOPERATIVES for the purchase of three-phase, pad-mounted distribution transformers for a total contract amount not to exceed \$136,578. (Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this solicitation, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established.)
The motion authorizing award and execution of a contract with Texas Electric Cooperatives was approved on consent on Council Member Garza's motion, Council Member Renteria's second on a 10-0 vote.
20. Authorize award and execution of a contract with LEWIS CLARK TRUCKING LLC (MBE), to provide relocation services of distribution steel poles, for a total contract amount not to exceed \$98,250. (Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this solicitation, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established.)
The motion authorizing award and execution of a contract with Lewis Clark Trucking LLC was approved on consent on Council Member Garza's motion, Council Member Renteria's second on a 10-0 vote.
21. Authorize an amendment to the contract with CLEAVER-BROOKS SALES AND SERVICE INC., PRO SERV INDUSTRIAL CONTRACTORS, LLC, and TEI CONSTRUCTION SERVICES INC., to repair and upgrade the heat recovery steam generator at Sand Hill Energy Center in an amount not to exceed \$3,000,000 each and combined, for a revised total contract amount not to exceed \$11,000,000 each and combined. (Notes: The original 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 the original contract.)
The motion authorizing an amendment to the contract with Cleaver-Brooks Sales and Service Inc., Pro Serv Industrial Contractors, LLC, and TEI Construction Services Inc. was approved on consent on Council Member Garza's motion, Council Member Renteria's second on a 9-0 vote. Council Member Zimmerman abstained.

22. Authorize award and execution of a 36-month contract with ECOCUTTER to provide grounds maintenance of right of ways, medians, and urban trails in an amount not to exceed \$579,006, with three 12-month extension options in an amount not to exceed \$193,002 per extension option, for a total contract amount not to exceed \$1,158,012. (Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this solicitation, there were insufficient subcontracting opportunities; therefore, no subcontract goals were established.)

The motion authorizing award and execution of a contract with Ecocutter was approved on consent on Council Member Garza's motion, Council Member Renteria's second on a 9-1 vote. Council Member Zimmerman voted nay.

23. Authorize negotiation and execution of an 18-month contract with SORENSON FORENSICS, LLC, or one of the other qualified offerors to Request for Proposal EAD0125, for the Austin Police Department's sexual assault backlog elimination program for a total contract amount not to exceed \$1,180,000. (Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this solicitation, there were insufficient subcontracting opportunities and insufficient number of certified M/WBEs; therefore, no subcontracting goals were established.)

The motion authorizing negotiation and execution of a contract with Sorenson Forensics, LLC was approved on consent on Council Member Garza's motion, Council Member Renteria's second on a 9-0 vote. Council Member Zimmerman abstained.

Item 24 was pulled for discussion.

25. Approve an ordinance amending the Fiscal Year 2015-2016 Austin Transportation Department Operating Budget Special Revenue Fund (Ordinance No. 20150908-001) to accept grant funds in the amount of \$100,000 from the United States Department of Transportation; amending the Austin Transportation Department Capital Budget (Ordinance No. 20150908-002) to transfer in and appropriate \$100,000 from the Austin Transportation Department Operating Budget Special Revenue Fund for the Smart City Challenge.

Ordinance No. 20160421-025 was approved on consent on Council Member Garza's motion, Council Member Renteria's second on a 9-0 vote. Council Member Troxclair abstained.

26. Approve appointments and certain related waivers to citizen boards and commissions, to Council committees and other intergovernmental bodies and removal and replacement of members; and amendments to board and commission bylaws.

The following appointments and certain related waivers were approved on consent on Council Member Garza's motion, Council Member Renteria's second on a 10-0 vote.

Board/Nominee

Nominated by

Commission on Veterans Affairs
Molly Mae Potter

Council Member Casar

27. Approve the waiver or reimbursement of certain fees under City Code Chapter 14-8 for the Texans for Parental Equality March sponsored by the Texas Fathers' Rights Movement which is to be held Friday, June 17, 2016 at the Texas State Capitol building. (Notes: SPONSOR: Council

Member Ann Kitchen CO 1: Council Member Leslie Pool CO 2: Council Member Delia Garza CO 3: Council Member Sheri Gallo)

This item was withdrawn on consent on Council Member Garza's motion, Council Member Renteria's second on a 10-0 vote.

28. Approve an ordinance waiving or reimbursing certain fees and waiving certain requirements for the AgniFITathon event sponsored by Agni Dance Company which was held Saturday, April 16, 2016 at the Asian American Resource Center. (Notes: SPONSOR: Mayor Steve Adler CO 1: Council Member Sabino "Pio" Renteria CO 2: Council Member Delia Garza CO 3: Council Member Gregorio Casar CO 4: Mayor Pro Tem Kathie Tovo)
Ordinance No. 20160421-028 was approved on consent on Council Member Garza's motion, Council Member Renteria's second on a 9-0 vote. Council Member Troxclair abstained.
29. Set a public hearing to consider an ordinance to amend the Land Development Code (Title 25) relating to approval of special exceptions by the Board of Adjustment. (Suggested date and time: May 19, 2016, 4:00 p.m. at 301 W. Second St., Austin, TX).
The public hearing was set on consent for May 19, 2016 at 4:00 p.m. at 301 W. Second Street, Austin, TX on Council Member Garza's motion, Council Member Renteria's second on a 10-0 vote.
30. Set a public hearing to consider the use of approximately 146,231 square feet of dedicated parkland, known as Bolm Road District Park (District 3), for permanent water and wastewater line uses, to construct, use, maintain, repair, and replace water and wastewater lines for a portion of the 183 South Utility Relocations – Package 12, Boggy Creek to Bolm Road project, in accordance with Chapter 26 of the Texas Parks and Wildlife Code. (Suggested date and time: June 9, 2016 at 4:00 p.m., Austin City Hall, Council Chambers, 301 West Second Street, Austin, TX).
The public hearing was set on consent for June 9, 2016 at 4:00 p.m. at 301 W. Second Street, Austin, TX on Council Member Garza's motion, Council Member Renteria's second on a 10-0 vote.
31. Set a public hearing to consider the use of dedicated parkland through an unnamed Williamson County Park, commonly referred to as Lake Creek Park and Lake Creek Trail Park, located in the Austin extraterritorial jurisdiction, west of Parmer Lane near the intersection of Parmer Lane and Sage Grouse Drive, in Williamson County, Texas, for approximately 9,961 square feet of permanent wastewater line use, approximately 452 square feet of subterranean utility use, approximately 1,747 square feet of public utility use, and approximately 21,947 square feet of temporary working space use, for the construction, use, maintenance, repair and replacement of wastewater facilities for the Parmer Lane Interceptor Project, in accordance with Chapter 26 of the Texas Parks and Wildlife Code. (Suggested date and time: May 19, 2016 at 4:00 p.m., Austin City Hall, Council Chambers, 301 West Second Street, Austin, TX.)
The public hearing was set on consent for May 19, 2016 at 4:00 p.m. at 301 W. Second Street, Austin, TX on Council Member Garza's motion, Council Member Renteria's second on a 10-0 vote.
32. Set a public hearing to consider a request by Andy Oliver, agent for Torchy's Tacos, located at 1822 S. Congress Ave., for a waiver of 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. (District 9) (Suggested date and time: May 19, 2016, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX.)

The public hearing was set on consent for May 19, 2016 at 4:00 p.m. at 301 W. Second Street, Austin, TX on Council Member Garza's motion, Council Member Renteria's second on an 8-2 vote. Those voting aye were: Mayor Pro Tem Tovo, Council Members Casar, Gallo, Garza, Kitchen, Pool, Troxclair and Zimmerman. Those voting nay were: Council Members Houston and Renteria.

Item 33 was pulled for discussion.

34. Set a public hearing to consider adopting the Vision Zero Action Plan, which is focused on reducing fatal and serious injury crashes in the City. (Suggested date and time: May 19, 2016 at 4:00 p.m., City Council Chambers, 301 West Second Street.)

The public hearing was set on consent for May 19, 2016 at 4:00 p.m. at 301 W. Second Street, Austin, TX on Council Member Garza's motion, Council Member Renteria's second on a 10-0 vote.

Items 35 and 36 were referred from Council Committees.

Item 37 was an Executive Session Item.

Item 38 was the Austin Housing and Finance Corporation Meeting set for 3:00 p.m.

Items 39 and 40 were public hearing items set for 4:00 p.m.

DISCUSSION ITEMS

4. Approve a resolution authorizing the City Manager to apply for loans from the Texas Water Development Board (TWDB) in an amount not to exceed \$80,195,000 as part of the TWDB's State Water Implementation Fund for Texas loan program for the development and implementation of a smart meter system for Austin Water. Related to Item #5.

The motion to divide the question and take separate votes on items 4 and 5 was made by Council Member Zimmerman and approved without objection.

Resolution No. 20160421-004 was approved on Council Member Pool's motion, Council Member Houston's second on a 9-1 vote. Council Member Zimmerman voted nay.

5. Approve a resolution authorizing the City Manager to apply for funding from the Texas Water Development Board (TWDB) for loans in an amount not to exceed \$86,980,456 as part of the TWDB's State Water Implementation Fund for Texas loan program for the implementation of multiple capital improvement projects associated with Austin Water's wastewater and reclaimed water systems. Related to Item #4.

Resolution No. 20140421-005 was approved on Council Member Houston's motion, Council Member Renteria's second on an 8-1 vote. Council Member Zimmerman voted nay. Council Member Casar was off the dais.

6. Approve an ordinance amending the Fiscal Year 2015-2016 Austin Water Operating Budget (Ordinance No. 20150908-001) to increase the transfer in from the Capital Improvement Program by \$7,900,000 and transfer out \$18,200,000; and amending the Fiscal Year 2015-2016 Operating Budget Combined Utility Revenue Bond Redemption Fund (Ordinance No. 20150908-001) to transfer in from Austin Water Operating Budget by \$18,200,000 and increase other operating requirement expenditures by \$18,200,000 for debt defeasance. Related to Items #11 and #12.

Ordinance No. 20160421-006 was approved on Council Member Zimmerman's motion, Council Member Houston's second on a 7-0 vote. Council Members Casar, Garza and Troxclair were off the dais.

11. Approve an ordinance authorizing the issuance and sale of tax-exempt City of Austin, Texas, Water and Wastewater System Revenue Refunding Bonds, Series 2016, in a par amount not to exceed \$295,000,000, in accordance with the parameters set out in the ordinance, authorizing related documents, approving the payment of the costs of issuance, and providing that the issuance and sale be accomplished by January 31, 2017. Related to Item #6 and #12.

Ordinance No. 20160421-011 was approved on Council Member Pool's motion, Council Member Kitchen's second on an 8-2 vote. Those voting aye were: Mayor Pro Tem Tovo, Council Members Casar, Gallo, Garza, Houston, Kitchen, Pool and Renteria. Those voting nay were: Council Members Troxclair and Zimmerman.

12. Approve a resolution authorizing the defeasance of certain outstanding Combined Utility System Revenue Bonds and Water and Wastewater System Revenue Refunding Bonds, including authorizing the execution of an escrow agreement, and related documents. Related to Item #6 and #11.

Resolution No. 20160421-012 was approved on Council Member Kitchen's motion, Council Member Pool's second on a 10-0 vote.

17. Authorize award and execution of a 36-month contract with ATMOS RESEARCH AND CONSULTING to provide an evaluation of climate change impacts on hydrology in an amount not to exceed \$116,000. (Notes: This contract was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this contract, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established.) Recommended by the Austin Integrated Water Resource Planning Community Task Force on a 7-0 9-0 vote with Member's Zerrenner and Bartee absent.

A motion to postpone the item to May 5, 2016 failed on Council Member Zimmerman's motion, Council Member Gallo's second on a 4-5 vote. Those voting aye were: Council Members Gallo, Renteria, Troxclair and Zimmerman. Those voting nay were: Mayor Pro Tem Tovo, Council Members Casar, Garza, Kitchen and Pool. Council Member Houston was off the dais.

The motion authorizing award and execution of a contract with Atmos Research and Consulting was approved on Council Member Pool's motion, Council Member Casar's second on a 6-3 vote. Those voting aye were: Mayor Pro Tem Tovo, Council Members Casar, Garza, Kitchen, Pool and Renteria. Those voting nay were: Council Members Gallo, Troxclair and Zimmerman. Council Member Houston was off the dais.

18. Authorize an amendment to the contract with WHELAN SECURITY COMPANY, INC. for additional unarmed security guard and patrol services, for an increase of \$1,479,126, for a revised total contract amount not to exceed \$8,393,490. (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 an amendment to the contract with Whelan Security Company, Inc. was approved on Council Member Garza's motion, Council Member Pool's second on a 7-1 vote. Council Member Zimmerman voted nay. Council Members Houston and Troxclair abstained.

33. Set a public hearing to consider a request by Thrower Design (Ron Thrower), agent for Lone Star Pizza Garden Inc. (dba Austin Pizza Garden), located at 6266 W. U.S. Hwy. 290, for a waiver from 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 public school. (District 8) (Suggested date and time: May 19, 2016, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX). **The public hearing was set for May 19, 2016 at 4:00 p.m. at 301 W. Second Street, Austin, TX on Council Member Garza's motion, Council Member Casar's second on an 8-2 vote. Those voting aye were: Mayor Pro Tem Tovo, Council Members Casar, Gallo, Garza, Kitchen, Pool, Troxclair and Zimmerman. Those voting nay were: Council Members Houston and Renteria.**
24. Authorize award and execution of a 36-month contract with ALEON PROPERTIES, INC. (MWBE), to provide graffiti removal services in an amount not to exceed \$309,000, with three 12-month extension options in an amount not to exceed \$103,000 per extension option, for a total contract amount not to exceed \$618,000. (Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this solicitation, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established.) **The motion authorizing award and execution of a contract with Aleon Properties, Inc. was approved on Council Member Pool's motion, Council Member Houston's second on an 8-2 vote. Those voting aye were: Mayor Pro Tem Tovo, Council Members Casar, Gallo, Garza, Houston, Kitchen, Pool and Renteria. Those voting nay were: Council Members Troxclair and Zimmerman.**

CITIZENS COMMUNICATIONS: GENERAL

Daniel Llanes - Gentrification, systemic racism.

Sara Black - "Lies, Lies, Lies."

Kellee Coleman - Equity tool.

Pat Valls-Trelles - Animal Services issues.

Nailah Sankofa - Austin Fashion Industry, Runway Underground Bootcamp. – **Not Present**

Mayor Pro Tem Tovo recessed the Council Meeting at 12:25 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.

37. Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
This item was withdrawn without objection.

Mayor Pro Tem Tovo reconvened the meeting at 1:09 p.m.

DISCUSSION ITEMS

35. Approve a resolution directing the City Manager to include mobile home residents as part of the ordinance that is being developed in response to Resolution No. 20151112-027, relating to a Tenant Relocation Program for tenants displaced by development. (Notes: Committee)
Resolution No. 20160421-035 was approved as amended below on Council Member Renteria's motion, Council Member Casar's second on an 8-1 vote. Council Member Zimmerman voted nay. Council Member Gallo abstained.

A motion to amend the resolution was made by Council Member Gallo. The amendment was to revise the fourth whereas clause to read: "WHEREAS, on April 13, 2016, the Housing and Community Development Committee, with a vote of 3-1, voted to recommend to the City Council that Council direct the City Manager to include mobile homes in the proposed Tenant Relocation Ordinance initiated by Resolution No. 20151112-027 and provide other recommendations for addressing the displacement of mobile home residents;" The amendment was accepted as friendly by the maker of the motion and Council Member Casar who seconded the motion.

Direction was given to staff to incorporate the mobile home stakeholder groups into the existing timeline of stakeholder meetings provided it does not push the timeline more than six additional weeks.

36. Approve a resolution directing the City Manager to explore the feasibility of extending Meadow Lake Boulevard, and to prepare an item for Council consideration during the Fiscal Year 2016-2017 budget process. (Notes: Committee)
Resolution No. 20160421-035 was approved on Council Member Garza's motion, Council Member Renteria's second on a 9-0 vote. Council Member Houston was off the dais.

A motion to strike the fifth whereas clause failed on Council Member Zimmerman's motion, Council Member Troxclair's second on a 2-8 vote. Those voting aye were: Council Members Troxclair and Zimmerman. Those voting nay were: Mayor Pro Tem Tovo, Council Members Casar, Gallo, Garza, Houston, Kitchen, Pool and Renteria. The motion was to strike the language "WHEREAS, Perez Elementary School, located on South Pleasant Valley Road, is losing students which impacts their funding level, and this reduction in attendance could be offset by promoting new housing for families in the area on properties outside of a floodplain; and"

A motion to reconvene the meeting at 3:00 p.m. was made by Council Member Zimmerman. The motion failed for lack of a second.

Mayor Pro Tem Tovo recessed the Council Meeting at 2:38 p.m.

Mayor Pro Tem Tovo reconvened the meeting at 3:36 p.m.

Mayor Pro Tem Tovo recessed the Council Meeting and called the Board of Directors' Meeting of the Austin Housing Finance Corporation to order at 3:37 p.m. See separate minutes.

38. The Mayor will recess the City Council meeting to conduct a Board of Directors' Meeting of the Austin Housing Finance Corporation. Following adjournment of the AHFC Board meeting the City Council will reconvene.

Mayor Pro Tem Tovo called the Council Meeting back to order at 3:48 p.m.

Mayor Pro Tem Tovo recessed the Council Meeting at 3:49 p.m.

Mayor Pro Tem Tovo reconvened the meeting at 4:00 p.m.

PUBLIC HEARINGS

39. Conduct a public hearing and consider second and third reading of an ordinance amending City Code Title 25 and Title 30 of the Land Development Code to change the staff review time for development applications from calendar days to the equivalent number of business days, define review times in administrative rules, modify the life of a site plan or subdivision application from 180 days with an available 180 day extension to one year with no extension provision, establish a stop-clock provision for development application life for related applications that require a public hearing, and establish expiration dates for subdivision vacation and subdivision construction plan applications consistent with other development permit applications.
The public hearing was held and the motion to close the public hearing and approve Ordinance No. 20160421-039 was approved on Council Member Zimmerman's motion, Council Member Renteria's second on a 10-0 vote.
40. Conduct a public hearing concerning the City's Fiscal Year 2016-2017 Action Plan and Fiscal Year 2016-2017 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 held and the motion to close the public hearing was approved on Council Member Garza's motion, Council Member Houston's second on a 9-0 vote. Council Member Zimmerman abstained.

Mayor Pro Tem Tovo adjourned the meeting at 4:41 p.m. without objection.

LIVE MUSIC

Austin Community College Choir

PROCLAMATIONS

Proclamation--Pet Month--To be presented by Council Member Sheri Gallo and to be accepted by TBA

Proclamation--National Infant Immunization Week--to be presented by Council Member Ora Houston and to be accepted by TBA

Proclamation – National Small Business Week - To be presented by Mayor Steve Adler and to be accepted by Sylnovia Holt-Rabb, Assistant Director, Economic Development Department

Proclamation – University of Texas at Austin Healthy Student Organization Program - To be presented by Mayor Steve Adler and to be accepted by the participating organizations

Proclamation – International Jazz Day – To be presented by Council Member Ora Houston and to be accepted by Tom Van Tassel and Clay Robinson of the Austin Jazz Society

Distinguished Service Award—Kim Wood, Municipal Court retirement – To be presented by Mayor Steve Adler and to be accepted by the honoree

The minutes were approved on this the 5th day of May 2016 on Council Member Zimmerman's motion, Mayor Pro Tem Tovo's second on a 10-0 vote. Council Member Renteria was absent.