

**AUSTIN CITY COUNCIL
MINUTES****REGULAR MEETING
THURSDAY, JUNE 15, 2017**

Invocation: Reverend Doctor Matthew Seddon, St. John's Episcopal 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, June 15, 2017 in the Council Chambers of City Hall, 301 West Second Street, Austin, Texas.

Mayor Adler called the Council Meeting to order at 10:05 a.m.

CONSENT AGENDA

The following items were acted on by one motion.

1. Approve the minutes of the Austin City Council work session of June 6, 2017 and special called of June 7, 2017.
The minutes from the City Council work session of June 6, 2017 and special called meeting of June 7, 2017 were approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.
2. Authorize the execution of a franchise relicensing application with Hilton Franchise Holding, LLC to operate Austin-Bergstrom International Airport's full-service hotel under the Hilton brand; and authorize payment of an application fee in an amount not to exceed \$85,000.
The motion authorizing the execution of a franchise relicensing application with Hilton Franchise Holding, LLC was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.
3. Authorize negotiation and execution of job order contracts with the following contractors: BROWN & ROOT INDUSTRIAL SERVICES, LLC; JAMAIL & SMITH CONSTRUCTION, LP; ALPHA BUILDING CORPORATION; and HENSEL PHELPS CONSTRUCTION CO., (staff recommendation), or one or more of the other qualified responders for RFP Solicitation No. CLMB328 for the 2017 Job Order Contract Program for an initial two year term with three additional one-year extension options for a total contract amount not to exceed \$27,000,000. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) through the achievements of Good Faith Efforts with 13.69% MBE and 7.40% WBE participation.)
The motion authorizing negotiation and execution of job order contracts with Brown & Root Industrial Services, LLC; Jamial & Smith Construction, LP; Alpha Building Corporation; and Hensel Phelps Construction Co. was approved on consent on Council

Member Garza's motion, Council Member Houston's second on a 10-1 vote. Council Member Troxclair voted nay.

4. Authorize award and execution of a construction contract with SB CONTRACTORS, LLC, for the Violet Crown Trail - South project in the amount of \$994,726.26 plus a \$99,472.63 contingency, for a total contract amount not to exceed \$1,094,198.89. (District 8) (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 15.29% MBE and 6.62% WBE participation.)
The motion authorizing award and execution of a construction contract with SB Contractors, LLC was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.
5. Approve an ordinance setting the assessment rate and approving a proposed 2018 assessment roll for the East Sixth Street Public Improvement District. Related to Item 77
Ordinance No. 20170615-005 was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.
6. Approve an ordinance setting the assessment rate and approving a proposed 2018 assessment roll for the South Congress Preservation and Improvement District. Related to Item 78
Ordinance No. 20170615-006 was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.
7. Approve an ordinance setting the assessment rate and approving a proposed 2018 assessment roll for the Austin Downtown Public Improvement District. Related to Item 79
Ordinance No. 20170615-007 was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.
8. Approve an ordinance setting the assessment rate and approving a proposed 2018 assessment roll for the Estancia Hill Country Public Improvement District. Related to Items 9 & 74
Ordinance No. 20170615-008 was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.
9. Approve a resolution adopting the Estancia Hill Country Public Improvement District annual service and assessment plan update for 2018. Related to Items 8 & 74
Resolution No. 20170615-009 was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.
10. Approve an ordinance setting the assessment rate and approving a proposed 2018 assessment roll for the Indian Hills Public Improvement District. Related to Items 11 and 75
Ordinance No. 20170615-010 was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.
11. Approve a resolution adopting the Indian Hills Public Improvement District Annual Service and Assessment Plan Update for 2018. Related to Items #10 & 75
Resolution No. 20170615-011 was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.
12. Approve an ordinance setting the assessment rate and approving a proposed 2018 assessment roll for the Whisper Valley Public Improvement District. Related to Items #13 and #76.

Ordinance No. 20170615-012 was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

13. Approve a resolution adopting the Whisper Valley Public Improvement District annual Service and Assessment Plan Update for 2018 and the 2017 Addendum to Whisper Valley Public Improvement District Service and Assessment Plan. Related to Items #12 and #76.
Resolution No. 20170615-013 was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

Items 14 & 15 were pulled for discussion.

16. Approve second and third reading of an ordinance relating to special events and high capacity event venues, repealing and replacing City Code Chapter 14-8 relating to right-of-way closures for special events and neighborhood block parties, amending requirements for temporary food establishments during a special event, repealing City Code Section 14-6-3 relating to closures for a street festivity, amending City Code Chapter 9-2 relating to 24-hour live music and multi-day special event permits; creating offenses and establishing penalties.
This item was postponed to August 17, 2017 on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.
17. Authorize negotiation and execution of an interlocal agreement with the City of Round Rock, City of Pflugerville, Travis County, Williamson County, Housing Authority of the City of Austin, Housing Authority of Travis County, Housing Authority of the City of Georgetown, Housing Authority of the City of Round Rock, Housing Authority of the City of Taylor, and the Housing Authority of the City of Granger related to conducting a regional assessment of fair housing.
The motion authorizing negotiation and execution of an interlocal agreement with the City of Round Rock, City of Pflugerville, Travis County, Williamson County, Housing Authority of the City of Austin, Housing Authority of Travis County, Housing Authority of the City of Georgetown, Housing Authority of the City of Round Rock, Housing Authority of the City of Taylor, and the Housing Authority of the City of Granger was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.
18. Authorize negotiation and execution of a 42-month lease renewal for hangar space located at 4321 Emma Browning Avenue from SIGNATURE FLIGHT SUPPORT CORPORATION in an amount not to exceed \$22,168.98 (District 2).
The motion authorizing negotiation and execution of a lease renewal from Signature Flight Support Corporation was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.
19. Authorize negotiation and execution of a 36-month lease renewal for helicopter hangar space and 1,200 square feet of office space, located at 4309 Emma Browning Avenue, from ATLANTIC AVIATION in an amount not to exceed \$104,435.37 (District 2).
The motion authorizing negotiation and execution of a lease renewal from Atlantic Aviation was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.
20. Authorize negotiation and execution of an encroachment agreement with Austin Convention Enterprises, Inc. for an aerial walkway bridge and subsurface pier within the 4th Street right-of-way located at 400 1/2 Neches Street (District 9).

The motion authorizing negotiation and execution of an encroachment agreement with Austin Convention Enterprises, Inc. was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

21. Authorize negotiation and execution of an encroachment agreement with Austin 19 Hotel, LLC for the subsurface encroachment within the San Antonio Street right-of-way for a four-level parking garage, located at 414 West Martin Luther King Jr. Boulevard (District 9).
The motion authorizing negotiation and execution of an encroachment agreement with Austin 19 Hotel, LLC was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.
22. Authorize negotiation and execution of an encroachment agreement with Austin 20 Hotel, LLC for aerial encroachments of East Cesar Chavez Street and Trinity Street by cantilevered overhead enclosed building spaces and a subsurface encroachment of East Cesar Chavez Street for an underground parking garage, located at 306 - 316 East Cesar Chavez Street (District 9). (June 13, 2017 – Recommended by the Planning Commission 12-0 with Commissioner De Hoyos absent.)
This item was postponed to June 22, 2017 on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.
23. Approve an ordinance amending City Code Chapter 8-1 related to park use, enforcement, amplified sound, parking, motor vehicles, penalties, and limits on special event days at Zilker Metropolitan Park, Auditorium and Vic Mathias Shores at Town Lake Metropolitan Park, and Fiesta Garden/Edward Rendon Senior Metropolitan Park at Festival Beach; and amending City Code Chapter 12-5 related to parking at park facilities and property, and creating offenses and establishing penalties.
Ordinance No. 20170615-023 was approved on consent on Council Member Garza's motion, Council Member Houston's second on a 10-1 vote. Council Member Flannigan voted nay.
24. Approve up to 20 days that Republic Square Park may be closed to the general public per fiscal year.
This item was withdrawn on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.
25. Authorize purchase of postage from the United States Postal Services for notices related to CodeNEXT in an amount not to exceed \$200,000.
The motion authorizing purchase of postage from the United States Postal Services was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.
26. Authorize negotiation and execution of an amendment to the interlocal agreement with the TEXAS DEPARTMENT OF STATE HEALTH SERVICES to extend the term for 12 months for remote certification of vital records beginning September 1, 2017, and ending August 31, 2018, in an amount not to exceed \$25,000, for a total revised agreement amount not to exceed \$605,000.
The motion authorizing negotiation and execution of an amendment to the interlocal agreement with Texas Department of State Health Services was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.
27. Authorize negotiation and execution of an interlocal government agreement with The University of Texas Health Science Center School of Public Health Austin Regional Campus for the economic evaluation of eight Austin public health delivery system reform incentive payment programs, for a total contract amount not to exceed \$250,000, for an initial contract period from

June 1, 2017 to May 31, 2018 with an automatic six month renewal option ending in December 31, 2018.

The motion authorizing negotiation and execution of an interlocal agreement with The University of Texas Health Science Center School of Public Health Austin Regional Campus was approved on consent on Council Member Garza's motion, Council Member Houston's second on a 10-1 vote. Council Member Troxclair voted nay.

28. Authorize negotiation and execution of contract extensions through September 30, 2018 with one additional 12-month renewal option with the following four providers of services for people with HIV or AIDS: AIDS SERVICES OF AUSTIN, INC. in an amount not to exceed \$296,379, for a total contract amount not to exceed \$2,581,826; AUSTIN TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION, in an amount not to exceed \$58,202 for a total contract amount not to exceed \$539,075; PROJECT TRANSITIONS, INC. in an amount not to exceed \$95,262 for a total contract amount not to exceed \$941,791; and THE WRIGHT HOUSE WELLNESS CENTER in an amount not to exceed \$90,058 for a total contract amount not to exceed \$974,500.

The motion authorizing negotiation and execution of contract extensions with HIV or AIDS: AIDS Services of Austin, Inc.; Austin Travis County Mental Health Mental Retardation; Project Transitions, Inc; and The Wright House Wellness Center was approved on consent on Council Member Garza's motion, Council Member Houston's second on a 10-0 vote. Council Member Troxclair abstained.

29. Authorize negotiation and execution of a 12-month contract through the State of Texas Department of Information Resources cooperative purchasing program with CARAHSOFT TECHNOLOGY CORP., to provide Salesforce software, products and services, in an estimated amount of \$315,000, with four 12-month extension options in an estimated amount of \$315,000 per extension option, for a total contract amount not to exceed \$1,575,000. (Notes: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established.)

The motion authorizing negotiation and execution of a contract through the State of Texas Department of Information Resources cooperative purchasing program with Carahsoft Technology Corp. was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

30. Authorize negotiation and execution of a contract with ABB INC., to provide wireless temperature monitoring equipment and installation, in an amount not to exceed \$260,395. (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 no subcontracting opportunities; therefore, no subcontracting goals were established.)

The motion authorizing negotiation and execution of a contract with ABB Inc. was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

31. Authorize negotiation and execution of a 60-month contract with SCHNEIDER ELECTRIC SYSTEMS USA INC., to provide generator control system maintenance and support services, in an amount not to exceed \$1,200,000. (Notes: Sole source contracts are exempt from the City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established.)

The motion authorizing negotiation and execution of a contract with Schneider Electric Systems USA Inc. was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

Item 32 was pulled for discussion.

33. Authorize negotiation and execution of six contracts with TEXAS ELECTRIC COOPERATIVES, POWER SUPPLY INC., TECHLINE INC., STUART C. IRBY, PRIESTER-MELL & NICHOLSON INC., and KBS ELECTRICAL DISTRIBUTORS, to provide critical electric utility materials and supplies, for a term of 60 months, in an amount not to exceed \$125,000,000, divided among the contractors. (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 required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established.)

The motion authorizing negotiation and execution of six contracts with Texas Electric Cooperatives, Power Supply Inc., Techline Inc., Stuart C. Irby, Priestester-Mell & Nicholson Inc., and KBS Electrical Distributors was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

Item 34 was pulled for discussion.

35. Authorize negotiation and execution of a 24-month contract with PRITCHARD INDUSTRIES SOUTHWEST, INC., or one of the other qualified offerors to Request For Proposals JXP0504REBID, to provide janitorial services, in an estimated amount of \$585,310, with three 12-month extension options in an estimated amount of \$292,655 per extension option, for a total contract amount not to exceed \$1,463,275. (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 services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established.)

The motion authorizing negotiation and execution of a contract with Pritchard Industries Southwest, Inc. was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

36. Authorize negotiation and execution of a contract with FORD AUDIO-VISUAL SYSTEMS, LLC., or one of the other qualified offerors to Request For Proposals JXP0505, to provide a video wall for Austin Energy's System Control Center, in an estimated amount of \$1,333,495, with five 12-month extension options for maintenance and services, in an estimated amount of \$3,000 per extension option, for a total contract amount not to exceed \$1,348,495. (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 no subcontracting opportunities; therefore, no subcontracting goals were established.)

The motion authorizing negotiation and execution of a contract with Ford Audio-Visual Systems, LLC. was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

37. Authorize negotiation and execution of a contract with ABB INC., to provide gas-insulated substation design services and equipment, in an amount not to exceed \$679,020. (Notes: Sole source contracts are exempt from the City Code Chapter 2-9 C Minority Owned and Women

Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established.)

The motion authorizing negotiation and execution of a contract with ABB Inc. was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

Item 38 was pulled for discussion.

39. Authorize award and execution of two contracts with RALPH RIOJAS DBA RALPH RIOJAS ENTERPRISES and P.E.S. ENTERPRISES DBA CAPITOL COURIER, to provide courier services, with an initial 24-month term, in an estimated amount of \$190,000, with three 12-month extension options in an estimated amount of \$95,000 per extension option, for total contract amounts not to exceed \$475,000, divided between the contractors. (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 services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established.)

The motion authorizing award and execution of two contracts with Ralph Riojas doing business as Ralph Riojas Enterprises and P.E.S Enterprises doing business as Capitol Courier was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

40. Authorize award and execution of a 24-month contract with LEIF JOHNSON FORD, to provide parts and repair services for Ford vehicles, in an estimated amount of \$4,800,000, with three 12-month extension options in an estimated amount of \$2,400,000 per extension option, for a total contract amount not to exceed \$12,000,000. (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.)

This item was withdrawn on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

41. Authorize award and execution of a 36-month contract with SUPERIOR CRUSHED STONE LC, to provide dry rock rip rap, in an estimated amount of \$2,142,000, with two 12-month extension options in an estimated amount of \$714,000 per extension option, for a total contract amount not to exceed \$3,570,000. (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 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 Superior Crushed Stone LC was approved on consent on Council Member Garza's motion, Council Member Houston's second on a 10-1 vote. Council Member Troxclair voted nay.

42. Authorize negotiation and execution of an interlocal agreement with NATIONAL INTERGOVERNMENTAL PURCHASING ALLIANCE COMPANY to allow for cooperative procurement of goods and services. Related to Item #43. (Notes: Interlocal agreements are exempt from City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established.)

The motion authorizing negotiation and execution of an interlocal agreement with National Intergovernmental Purchasing Alliance Company was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

43. Authorize negotiation and execution of a 35-month contract through National Intergovernmental Purchasing Alliance Company cooperative purchasing program with AUTOZONE PARTS, INC., to provide automotive batteries and repair parts, in an estimated amount of \$1,743,000, with two 12-month extension options in an estimated amount of \$581,000 per extension option, for a total contract amount not to exceed \$2,905,000. Related to Item #42. (Notes: This procurement 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 required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established.)

The motion authorizing negotiation and execution of a contract through National Intergovernmental Purchasing Alliance Company cooperative purchasing program with Autozone Parts, Inc. was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

44. Authorize negotiation and execution of a 60-month contract with AIR CLEANING TECHNOLOGIES INC., to provide diesel exhaust removal systems, preventative maintenance, and inspection services, for a total contract amount not to exceed \$350,000. (Notes: exempt from the City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established.)

The motion authorizing negotiation and execution of a contract with Air Cleaning Technologies Inc. was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

Item 45 was pulled for discussion.

46. Authorize negotiation and execution of a contract through the Local Government Purchasing Cooperative, administered by the Texas Association of School Boards, Inc. (BuyBoard) with METRO FIRE APPARATUS SPECIALISTS, INC., for fire rescue equipment, in an amount not to exceed \$117,000. (Notes: This procurement 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 required for this procurement, there were no subcontracting opportunities and no certified M/WBEs; therefore, no subcontracting goals were established.)

The motion authorizing negotiation and execution of a contract through the Local Government Purchasing Cooperative, administered by the Texas Association of School Boards, Inc. (BuyBoard) with Metro Fire Apparatus Specialists, Inc. was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

47. Authorize negotiation and execution of an interlocal agreement with THE CITY OF LEWISVILLE, TEXAS, to allow for cooperative procurement of goods and services. (Notes: Interlocal agreements are exempt from the City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established.)

The motion authorizing negotiation and execution of an interlocal agreement with The City of Lewisville, Texas was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

48. Authorize negotiation and execution of seven contracts through the Local Government Purchasing Cooperative, administered by Texas Association of School Boards Inc. (BuyBoard) with AQUATIC COMMERCIAL SOLUTIONS, COMMERCIAL SWIM MANAGEMENT, DYNAMIC WATER SOLUTIONS, KRAFTSMAN LP, LESLIE'S POOLMART INC., PROGRESSIVE COMMERCIAL AQUATICS, R&K COMMERCIAL AQUATIC SERVICES, and various others, to provide maintenance, repair, equipment, and supplies for aquatic facilities, with an initial 12-month term in the estimated amount of \$500,000, with two 12-month extension options in the estimated amount of \$300,000 for the first extension option, and \$200,000 for the second extension option, for total contract amounts not to exceed \$1,000,000, divided among the contractors. (Notes: This procurement 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 procurement, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established.)

The motion authorizing negotiation and execution of seven contracts through the Local Government Purchasing Cooperative, administered by Texas Association of School Boards Inc. (BuyBoard) with Aquatic Commercial Solutions, Commercial Swim Management, Dynamic Water Solutions, Kraftsman LP, Leslie's Poolmart Inc., Progressive Commercial Aquatics, and R&K Commercial Aquatic Services was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

49. Authorize negotiation and execution of a 24-month contract with HERRERA & BOYLE, PLLC, to provide impartial hearing examiner services for the Austin Water cost of service and rate review, in an amount not to exceed \$300,000. (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 services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established.) (Recommended by the Water and Wastewater Commission on a 8-2 vote with Commissioner's Maia and Turrieta voting against and Commissioner Castleberry absent.)

The motion authorizing negotiation and execution of a contract with Herrera & Boyle, PLLC was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

50. Authorize negotiation and execution of a 12-month contract with DROPCOUNTR, INC, or one of the other qualified offerors to Request For Proposals GAZ0100, to provide a customizable residential water efficiency, customer engagement and water consumption reporting software program, in an estimated amount of \$157,500, with four 12-month extension options in the estimated amount of \$157,500 per extension option, for a total contract amount not to exceed \$787,500. (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 services required for this solicitation there were no subcontracting opportunities; therefore, no subcontracting goals were established.) (June 14, 2017 – Unanimously recommended by the Water and Wastewater Commission on a 10-0 vote with Commissioner Castleberry absent.)

The motion authorizing negotiation and execution of a contract with Dropcountr, Inc. was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

51. Authorize negotiation and execution of a 36-month contract with TEXAS GROWTH FUND REGIONAL CENTER, LLC, to provide EB-5 (international investment program for local

development) regional service, with two 12-month extension options, for an estimated revenue amount of 1% of the total EB-5 capital raised through this contract. (Notes: This revenue contract is exempt from the City Code Chapter 2-9B Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established.)

The motion authorizing negotiation and execution of a contract with Texas Growth Fund Regional Center, LLC was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

52. Authorize negotiation and execution of a 36-month contract with THE SOLUTION DESIGN GROUP, INC., to provide system analysis and documentation of Aviation CIP accounting and financial management processes and financial management software as a service, training, support, and related professional services, in an amount not to exceed \$265,080. (Notes: Sole source contracts are exempt from the City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established.)

The motion authorizing negotiation and execution of a contract with The Solution Design Group, Inc. was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

53. Authorize negotiation and execution of an amendment to the professional services agreement with URBAN DESIGN GROUP PC, to provide planning services for the Colony Park Sustainable Community Initiative and the Colony Loop Drive Corridor Mobility Project in an amount not to exceed amount of \$605,000, for a total contract amount not to exceed \$648,729.38. (District 1) (Notes: This contract will be awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 31.24% MBE and 56.67% WBE participation.)

The motion authorizing negotiation and execution of an amendment to the professional services agreement with Urban Design Group PC was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

54. Authorize negotiation and execution of a professional services agreement with TOOLE DESIGN GROUP, LLC, (staff recommendation) or one of the other qualified responders for Request for Qualifications Solicitation No. CLMP226 to provide planning and engineering services for the Austin Safe Routes to School Infrastructure Plan for a total contract amount not to exceed \$1,000,000. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 27.33% MBE and 15.80% WBE participation.)

The motion authorizing negotiation and execution of a professional services agreement with Toole Design Group, LLC was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

55. Authorize execution of a construction contract with MUNIZ CONCRETE & CONTRACTING, INC., for the Vision Zero Major Intersection Safety Construction - Indefinite Deliver Indefinite Quantity project for an amount of \$2,400,000 for an initial term of 18 months, with one 6-month optional extension of \$600,000 for a total contract amount not to exceed \$3,000,000. (District 2, 3, 5, 9) (Notes: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Business Enterprise Procurement Program) by meeting the goals with 93.05% MBE and 1.08% WBE participation.)

The motion authorizing execution of a construction contract with Muniz Concrete & Contracting, Inc. was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

56. Approve an ordinance amending City Code Section 12-3-5(B) to extend metered parking hours on Wednesday nights.
Ordinance No. 20170615-056 was approved on consent on Council Member Garza's motion, Council Member Houston's second on a 10-1 vote. Council Member Troxclair voted nay.
57. Approve an ordinance amending City Code Section 12-4-64 (D) to establish a maximum speed limit of 35 miles per hour on a section of Metlink Drive from Metro Center Drive to Metropolis Drive. (District 2).
Ordinance No. 20170615-057 was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.
58. Approve an ordinance amending City Code Section 12-4-64 (D) to establish a maximum speed limit of 45 miles per hour on a section of Metropolis Drive from US Highway 183 to Burleson Road. (District 2)
Ordinance No. 20170615-058 was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.
59. Approve an ordinance amending City Code Section 12-4-64 (D) to establish a maximum speed limit of 45 miles per hour on a section of East Slaughter Lane from 1,500 feet east of IH 35 Frontage Road to Brandt Road. (District 2)
Ordinance No. 20170615-059 was approved on consent on Council Member Garza's motion, Council Member Houston's second on a 10-0 vote. Council Member Troxclair abstained.
60. 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 Houston's second on an 11-0 vote.

Nominations

Board/Nominee	Nominated by
Joint Inclusion Committee	
Gregory Smith	African American Resource Advisory Commission
Mayor's Committee for People with Disabilities	
Diane Kearns-Osterweil	Council Member Alter
Planning Commission	
Fayez Kazi	Council Member Garza
Planning Commission	
James Schissler	Council Member Troxclair
Public Safety Commission	
Carol Lee	Council Member Alter

Waivers

There are no waivers at this time.

61. Approve a resolution directing the City Manager to develop recommendations addressing how the City of Austin and Capital Metropolitan Transportation Authority can cooperate to ensure that staff reports for zoning cases and site plan applications include information regarding the impact on public transit. (Notes: SPONSOR: Council Member Delia Garza CO 1: Council Member Jimmy Flannigan CO 2: Council Member Alison Alter CO 3: Council Member Sabino "Pio" Renteria CO 4: Council Member Ann Kitchen)
Resolution No. 20170615-061 was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

Item 62 was pulled for discussion.

63. Approve a resolution initiating the rezoning and future land use map amendment of the Stephenson Nature Preserve and Outdoor Education Center to Public (P) zoning district. (Notes: SPONSOR: Council Member Ann Kitchen CO 1: Council Member Ora Houston CO 2: Council Member Leslie Pool CO 3: Council Member Sabino "Pio" Renteria)
Resolution No. 20170615-063 was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

Item 64 was pulled for discussion.

65. Approve a resolution directing the City Manager to initiate the rezoning and neighborhood plan amendment of City parkland known as Georgian Acres Neighborhood Park. (Notes: SPONSOR: Council Member Gregorio Casar CO 1: Mayor Steve Adler CO 2: Council Member Leslie Pool CO 3: Council Member Delia Garza)
Resolution No. 20170615-065 was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.
66. Approve an ordinance waiving or reimbursing certain fees for the Pathways to Justice Training event sponsored by The Arc of Texas which will be held on Friday July 7, 2017 at the Asian American Resource Center. (Notes: SPONSOR: Council Member Ora Houston CO 1: Council Member Jimmy Flannigan CO 2: Council Member Alison Alter CO 3: Council Member Delia Garza)
Ordinance No. 20170615-066 was approved on consent on Council Member Garza's motion, Council Member Houston's second on a 10-0 vote. Council Member Troxclair abstained.
67. Approve a resolution relating to consideration of private activity bond issuance approval for qualified residential rental projects that acquire and rehabilitate existing residential structures. (Notes: SPONSOR: Mayor Pro Tem Kathie Tovo CO 1: Mayor Steve Adler CO 2: Council Member Alison Alter CO 3: Council Member Delia Garza CO 4: Council Member Leslie Pool)
Resolution No. 20170615-067 was approved on consent on Council Member Garza's motion, Council Member Houston's second on a 10-0 vote. Council Member Troxclair abstained.

Items 68 & 69 were pulled for discussion.

70. Approve a resolution relating to children's neighborhood beverage stands. (Notes: SPONSOR: Council Member Ellen Troxclair CO 1: Mayor Steve Adler CO 2: Council Member Ora Houston CO 3: Council Member Alison Alter)
Resolution No. 20170615-070 was approved on consent on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

Items 71 & 72 were pulled for discussion.

73. Approve the waiver or reimbursement of certain costs under City Code Chapter 14-8 for the Texas Equality March for Unity and Pride event sponsored by Queer Rights ATX which was held on Sunday, June 11, 2017 at the Texas Capitol. (Notes: SPONSOR: Council Member Jimmy Flannigan CO 1: Council Member Ora Houston CO 2: Mayor Steve Adler CO 3: Council Member Alison Alter CO 4: Council Member Ann Kitchen)
The motion approving the waiver or reimbursement of certain costs under City Code Chapter 14-8 for the Texas Equality March for Unity and Pride event was approved on consent on Council Member Garza's motion, Council Member Houston's second on a 10-0 vote. Council Member Troxclair abstained.
74. Set a public hearing to consider the Estancia Hill Country Public Improvement District 2018 assessments. (Suggested date and time: August 10, 2017, 4:00 pm, at Austin City Hall, 301 W. Second Street, Austin, TX). Related to #8 and #9.
The public hearing was set on consent for August 10, 2017, 4:00 p.m. at 301 W. Second Street, Austin, TX on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.
75. Set a public hearing to consider the Indian Hills Public Improvement District 2018 assessments. (Suggested date and time: August 10, 2017, 4:00, at Austin City Hall, 301 W. Second Street, Austin, TX). Related to Items #10 and #11.
The public hearing was set on consent for August 10, 2017, 4:00 p.m. at 301 W. Second Street, Austin, TX on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.
76. Set a public hearing to consider the Whisper Valley Public Improvement District 2018 assessments. (Suggested date and time: August 10, 2017, 4:00 PM, at Austin City Hall, 301 W. Second Street, Austin, TX). Related to Items #12 and #13.
The public hearing was set on consent for August 10, 2017, 4:00 p.m. at 301 W. Second Street, Austin, TX on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.
77. Set a public hearing to consider the East Sixth Street Public Improvement District 2018 assessments. (Suggested date and time: August 10, 2017, 4:00 p.m., at Austin City Hall, 301 W. Second Street, Austin TX). Related to Items #5.
The public hearing was set on consent for August 10, 2017, 4:00 p.m. at 301 W. Second Street, Austin, TX on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.
78. Set a public hearing to consider the South Congress Preservation and Improvement District 2018 assessments. (Suggested date and time: August 10, 2017, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin Texas). Related to Items #6.
The public hearing was set on consent for August 10, 2017, 4:00 p.m. at 301 W. Second Street, Austin, TX on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.
79. Set a public hearing to consider the Austin Downtown Public Improvement District 2018 assessments. (Suggested date and time: August 10, 2017, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin TX) Related to item #7.

The public hearing was set on consent for August 10, 2017, 4:00 p.m. at 301 W. Second Street, Austin, TX on Council Member Garza's motion, Council Member Houston's second on an 11-0 vote.

Item 80 was a Council Committee Item.

Items 81 through 85 were Executive Session Items.

Items 86 through 96 were Zoning and Neighborhood Plan Amendment Items (Public Hearing and Possible Action).

Items 97 through 104 were public hearing items set for 4:00 p.m.

DISCUSSION ITEMS

14. Authorize negotiation and execution of a design and commission agreement with Thoughtbarn LLC for artwork at Austin Fire Department/Austin-Travis County Emergency Medical Services Station #47 Onion Creek project at 11112 Old San Antonio Road for a total contract amount not to exceed \$90,000. (District 5)

The motion authorizing negotiation and execution of a design and commission agreement with Thoughtbarn LLC was approved on Council Member Kitchen's motion, Council Member Pool's second on a 9-2 vote. Those voting aye were: Mayor Adler, Mayor Pro Tem Tovo, Council Members Alter, Casar, Flannigan, Garza, Kitchen, Pool and Renteria. Those voting nay were: Council Members Houston and Troxclair.

15. Authorize execution of a service agreement compensating the City for providing fire services within Travis County Emergency Service District #4.

The motion authorizing execution of a service agreement was made by Council Member Alter and seconded by Council Member Pool.

An amendment to revise Section 13.01 and 13.04 of the Emergency Services District number four Interlocal Agreement was made by Council Member Alter. The amendment was accepted without objection. The amendment was to have Section 13.01 to read:

"13.01 The Coordinating Committee will include the following membership"

- **AFD Assistant Chief over Operations**
- **AFD Assistant Chief over Logistics**
- **AFD Assistant Director over Administrative Services**
- **AFD Finance Manager**
- **AFD Planning and Research Manager**
- **ESD 4 Board President**
- **ESD 4 Board Finance Manager**
- **ESD 4 Board Treasurer**
- **ESD 4 Board appointed Community Representative**
- **Council appointed ESD 4 Community Representative**
- **Council appointed ESD 4 Community Representative**

13.01.01 Council appointed Community Representatives (2) must reside or do business in the neighborhoods where the City of Austin extra-territorial jurisdiction overlaps with or is adjacent to ESD 4's jurisdiction.

- 13.01.02** All Council Members with Districts overlapping with or adjacent to ESD 4 will, as a group, select two Council appointed ESD 4 Community Representatives by March 15, 2018. The representation will begin with Council appointed ESD 4 Community representatives from District 10 and District 1.
- 13.01.03** The Council appointed ESD 4 Community Representative coming from District 10 overlapping with or adjacent to the ESD 4 will serve through January 2021 and thereafter will be selected by the Council Members with Districts overlapping with or adjacent to ESD 4.
- 13.01.04** The Council appointed ESD 4 Community Representative coming from District 1 overlapping with or adjacent to the ESD 4 will serve through January 2021 and thereafter will be selected by the Council Members with Districts overlapping with or adjacent to ESD 4.
- 13.01.05** The ESD 4 Community Representative will be selected by March 15, 2018, and will serve a two year appointment.
- 13.01.06** Such other agent(s) as designated by a party with expertise, responsibility, or authority is helpful to the committee process may attend meetings as invited guests of the coordinating committee.
- 13.01.07** Appointed entities will select alternates for their appointees. Alternates may attend meetings on an ongoing basis and will stand in for appointees to the Coordinating Committee in case an appointee cannot attend.”

13.04 No recommendation, advice, or conclusion shall be attributed to the Coordinating Committee, unless such recommendation, advice, or conclusion has been reached by consensus of the Coordinating Committee members. Members of the Coordinating Committee are encouraged to provide information and participate in discussion, yet consensus on final decisions shall be based on the will of the official Coordinating Committee members.”

A motion to revise Section 13.01.01 to read “Council appointed Community Representatives (2) must reside or own a business in the neighborhoods where the City of Austin extra-territorial jurisdiction overlaps with or is adjacent to ESD 4’s jurisdiction”, was approved on Council Member Alter’s motion and seconded by Council Member Garza. The amendment was accepted without objection.

The motion authorizing execution of a service agreement as amended above was approved on Council Member Alter’s motion, Council Member Pool’s second on an 11-0 vote.

32. Authorize award and execution of a 24-month contract with TECHLINE INC., to provide decorative lighting and ancillary equipment, in an amount of \$2,000,000, with three 12-month extension options in an estimated amount of \$1,000,000 per extension option, for a total contract amount not to exceed \$5,000,000. (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 required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established.)

The motion authorizing award and execution of a contract with Techline Inc. was approved on Mayor Pro Tem Tovo's motion, Council Member Kitchen's second on a 10-0 vote. Council Member Alter was off the dais.

34. Authorize negotiation and execution of a 24-month contract with GCA SERVICES GROUP, INC., or one of the other qualified offerors to Request For Proposals JXP0504REBID, to provide janitorial services, in an estimated amount of \$1,635,932, with three 12-month extension options in an estimated amount of \$817,966 per extension option, for a total contract amount not to exceed \$4,089,830. (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 services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established.)
The motion authorizing negotiation and execution of a contract with GCA Services Group, Inc. as amended below was approved on Mayor Pro Tem Tovo's motion, Council Member Houston's second on a 10-0 vote. Council Member Alter was off the dais.

The amendment to "award the extension options but not have authorization to execute without Council approval" was made by Mayor Pro Tem Tovo. The amendment was accepted without objection.

38. Authorize negotiation and execution of two contracts with ARBORHOLIC, LLC and TREEFOLKS, INC., to provide tree distribution and education programs, with a 12-month initial term, in an estimated amount of \$400,000, with four 12-month extension options in an estimated amount of \$400,000 per extension option, for total contract amounts not to exceed \$2,000,000, divided between the contractors. (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 an insufficient number of certified M/WBEs, therefore, no subcontracting goals were established.)
The motion authorizing negotiation and execution of two contracts with Arborholic, LLC and Treefolks, Inc. was approved on Council Member Houston's motion, Council Member Pool's second on a 9-1 vote. Council Member Troxclair voted nay. Council Member Alter was off the dais.

45. Authorize negotiation and execution of a 34-month contract through the Local Government Cooperative, administered by Texas Association of School Boards, Inc. (BuyBoard) cooperative purchasing program with DOOLEY TACKABERRY INC., to provide bunker gear, for a total contract amount not to exceed \$1,650,000. (Notes: This procurement 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 required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established.)
The motion authorizing negotiation and execution of a contract through the Local Government Cooperative, administered by Texas Association of School Boards, Inc. (BuyBoard) with Dooley Tackaberry Inc. was approved on Council Member Houston's motion, Mayor Pro Tem Tovo's second on a 10-0 vote. Council Member Alter was off the dais.

62. Approve a resolution establishing a 2018 Charter Review Commission to align the City Charter with changes to municipal ordinances and to make recommendations on improving other functions of city government. (Notes: SPONSOR: Council Member Leslie Pool CO 1: Mayor

Steve Adler CO 2: Council Member Delia Garza CO 3: Council Member Ann Kitchen CO4: Mayor Pro Tem Kathie Tovo)

This item was postponed to June 22, 2017 on Council Member Pool's motion, Council Member Kitchen's second on an 11-0 vote.

64. Approve a resolution directing the City Auditor to amend the City Auditor's Fiscal Year 2017 Audit Plan to include an audit of Austin Fire Department overtime. (Notes: SPONSOR: Council Member Jimmy Flannigan CO 1: Council Member Alison Alter CO 2: Mayor Steve Adler CO 3: Council Member Ellen Troxclair)

Resolution No. 20170615-064 was approved as amended below on Council Member Flannigan's motion on a 10-0 vote. Council Member Pool abstained.

A friendly amendment to revise the sixth Whereas clause by deleting the phrase "thus leaving City Council with a diminished funding capacity for necessary expenditures in the 2017-2018 budget" was made by Council Member Pool. The amendment was accepted without objection.

71. Approve a resolution directing the City Manager to take actions regarding green infrastructure and green stormwater infrastructure. (Notes: SPONSOR: Council Member Ann Kitchen CO 1: Council Member Leslie Pool CO 2: Council Member Alison Alter CO 3: Mayor Steve Adler)

A motion approving the resolution was made by Council Member Kitchen and seconded by Council Member Garza.

An amendment to revise the first and fourth bullets of the Be It Resolved clause was made by Council Member Kitchen. The amendment was accepted without objection. The amendments were:

To revise the first bullet point to read: "Develop a list of green stormwater infrastructure practices that can be utilized to achieve on-site beneficial use of stormwater that could optimize the use of rainwater and stormwater to augment potable water demand. It shall also include how these strategies might be coordinated with Austin Water Forward efforts to fully leverage integrated beneficial reuse of stormwater and recognize management of this resource as a key to water security and resilience in Austin;"

To revise the fourth bullet point to read: "Clarify the coordination of "Functional Green" and "On-Site Beneficial Reuse" tools in Exhibit A on projects as they are reviewed interdepartmentally by relevant departments and develop language to summarize the environmental elements integrated throughout the code, and citation of their locations in the code, to inform and achieve the natural and sustainable vision of Imagine Austin;"

An amendment to revise the second and third bullet of the first Be It Resolved clause and the second Be It Further Resolved clause was approved on Council Member Garza's motion, Council Member Kitchen's second on an 11-0 vote. The amendments were:

To revise the second bullet point to read: "Evaluate and test the proposed "Functional Green" standards in Exhibit A using different types of example projects to determine the most appropriate threshold(s) for the application of the tool as well as the estimated cost to the property owner of applying the tool;"

To revise the third bullet point to read: "Evaluate and test the "On-Site Beneficial Reuse" standards in Exhibit A using different types of example projects to determine the most

appropriate thresholds for application of the tool in commercial and residential. Determine the cost implications to the property owner of applying this tool to residential including both new development and remodels.”

To revise the second Be It Further Resolved clause to read: “The City Manager is directed to bring the work plan for the development of an Integrated Green Infrastructure Plan, including the report on the cost implications to property owners, to relevant Boards and Commissions for review and to City Council for approval by March 31, 2018.”

An amendment to revise the second Be It Further Resolved clause was approved on Council Member Garza’s motion, Council Member Kitchen’s second on an 11-0 vote. The amendment was to have the clause read: “The City Manager is directed to bring forth a catalog of existing Green Stormwater Infrastructure initiatives and an integrated plan that further leverages cross departmental programs and evaluations and testing of “Functional Green” and “On-Site Beneficial Reuse”, including the report on the cost implications to different housing types, by December 2017.”

Resolution No. 20170615-071 was approved as amended above on Council Member Kitchen’s motion, Council Member Garza’s second on an 11-0 vote.

CITIZENS COMMUNICATIONS: GENERAL

Henry Floyd - Del Valle community.

Jill Marshall - Funding for additional police officers in Austin.

Tony Farmer - Police station directing traffic off of Barton Springs outside of AE. – **Not Present.**

Elizabeth Crecente - The need for more community police officers.

Steve Simon - "topic of my choice"

Jay Johns - Gas station to be built in the Cantarra neighborhood. – **Not Present.**

Stacy Rodriguez - Case # C14-2017-0035. – **Not Present.**

Travis Wesley - Public Safety.

Elisabeth Earle - Public Safety.

Mayor Adler recessed the Council Meeting to go into Executive Session at 12:37 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.

81. 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.
82. Discuss competitive matters related to Austin Energy generation resource planning (Certain Public Power Utilities: Competitive Matters – Section 551.086 of the Government Code).
This item was withdrawn without objection.
83. Evaluate the performance of, and consider compensation and benefits for, the Interim City Manager (Personnel matters, Section 551.074 of the Government Code).
This item was withdrawn without objection.
84. Discuss legal issues related to the appointment of a member to the Central Health board of managers (Private consultation with legal counsel - Section 551.071 of the Government Code).
85. Discuss personnel matters related to appointment of a member to the Central Health board of managers (Personnel Matters - Section 551.074 of the Government Code).

The Mayor announced that Council would discuss item number 68 and 80 on the regular agenda during Executive Session.

68. Approve a resolution authorizing the City Manager to negotiate and execute amendments to the City's Improvement of Cultural Facilities for Public Use Funded With Bond Funds Agreement with the Mexic-Arte Museum extending the deadline for the expenditure of bond funds. (Notes: SPONSOR: Council Member Sabino "Pio" Renteria CO 1: Council Member Ora Houston CO 2: Council Member Delia Garza CO 3: Council Member Ann Kitchen)
80. Approve the appointment of Julie Oliver to the Central Health Board of Managers.

Executive Session ended and Mayor Adler reconvened the meeting at 2:14 p.m.

72. Approve a resolution directing the City Manager to identify funding for childcare services for participants in the Passages Program. (Notes: SPONSOR: Mayor Pro Tem Kathie Tovo CO 1: Council Member Delia Garza CO 2: Council Member Leslie Pool CO 3: Council Member Sabino "Pio" Renteria)
Resolution No. 20170615-072 was approved as amended below on Mayor Pro Tem Tovo motion, Council Member Pool's second on an 11-0 vote.

An amendment to the first Be It Resolved clause and to the Be It Further Resolved clauses was made by Mayor Adler to read: "Be It Resolved by the City of Austin City Council: For consideration along with other priorities discussed during Council's budget or other work sessions, other Council actions, and other priorities expressed by Council Members, the City Manager should consider ongoing funding for childcare services for Passages Program participants in the budget recommendations that come forward for Council consideration in July 2017.

Be It Further Resolved: The City Manager is also directed to investigate whether a budget surplus within the Budget Stabilization Fund can be used to extend funding for the Passages Program through October 31, 2017. If funds exist, the City Manager is directed to allocate the necessary amount of funds within the Budget Stabilization Fund for the extension of

childcare services for Passages Program participants through October 31, 2017. Further, the City Manager is asked to consider what could be done to avoid situations where funding for ongoing programs expires during the budget adoption process.”

Council decided to address each proposed change in the amendment separately.

The amendment to include the sentence “Further, the City Manager is asked to consider what could be done to avoid situations where funding for ongoing programs expires during the budget adoption process.” was accepted without objection.

The amendment to remove the amount of \$160,000 from the first Be It Resolved clause was accepted without objection.

The amendment to remove the language “and to as an item to be considered for incorporation this funding into” and replace it with “in”, so the sentence reads: “...for childcare services for Passages Program participants in the budget recommendations that come forward for Council consideration in July 2017.”

The motion to amend the first sentence of the first Be it Resolved was approved on Mayor Adler’s motion, Council Member Renteria’s second on an 8-3 vote. Those voting aye were: Mayor Adler, Council Members Alter, Casar, Flannigan, Houston, Kitchen, Renteria and Troxclair. Those voting nay were: Mayor Pro Tem Tovo, Council Members Garza and Pool. The amendment was to amend the first Be It Resolved clause to read: “For consideration along with other priorities discussed during Council’s budget or other work sessions, other Council actions, and other priorities expressed by Council members, the...”

The proposed amendment replacing “is directed to identify” with “should consider” previously offered by Mayor Adler was withdrawn.

An amendment to revise Be It Further Resolved clause was made by Mayor Pro Tem Tovo and accepted without objection. The amendment was to have one Be It Further Resolved clause to read: For consideration along with other priorities discussed during Council’s budget or other work sessions, other Council actions, and other priorities expressed by Council members, the City Manager is directed to identify ongoing funding for childcare services for Passages Program participants in the budget recommendations that come forward for Council consideration in July 2017. Further, the City Manager is asked to consider what could be done to avoid situations where funding for ongoing programs expires during the budget adoption process.”

68. Approve a resolution authorizing the City Manager to negotiate and execute amendments to the City’s Improvement of Cultural Facilities for Public Use Funded With Bond Funds Agreement with the Mexic-Arte Museum extending the deadline for the expenditure of bond funds. (Notes: SPONSOR: Council Member Sabino "Pio" Renteria CO 1: Council Member Ora Houston CO 2: Council Member Delia Garza CO 3: Council Member Ann Kitchen)
This item was postponed to June 22, 2017 without objection.

80. Approve the appointment of Julie Oliver to the Central Health Board of Managers.
The motion approving the appointment of Julie Oliver was approved on Council Member Houston’s motion, Mayor Pro Tem Tovo’s second on a 6-5 vote. Those voting aye were: Mayor Pro Tem Tovo, Council Members Flannigan, Garza, Houston, Kitchen and

Troxclair. Those voting nay were: Mayor Adler, Council Members Alter, Casar, Pool and Renteria.

ZONING AND NEIGHBORHOOD PLAN AMENDMENTS

86. C14-2016-0090 -130/Parmer - District 1 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning property locally known as 10208 Lindell Lane (Gilleland Creek Watershed) from interim-rural residence (I-RR) district zoning to community commercial-mixed use (GR-MU) combining district zoning. Staff Recommendation: Pending. Zoning and Platting Commission Recommendation: To be reviewed June 20, 2017. Owner: Cottonwood Holdings, Ltd. (Pete Dwyer). Applicant: Land Strategies, Inc. (Paul Linehan). City Staff: Heather Chaffin, 512- 974-2122.

A motion to postpone the item to August 3, 2017 at the request of staff was approved on Council Member Kitchen's motion, Council Member Alter's second on an 11-0 vote.

88. C14-2017-0002 - Strub Residential - District 7 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2401 Hancock Drive (Shoal Creek Watershed) from family residence (SF-3) district zoning to neighborhood office-mixed use (NO-MU) combining district zoning. Staff Recommendation: To deny neighborhood office-mixed use (NO-MU) combining district zoning. Zoning and Platting Commission Recommendation: To be reviewed on June 20, 2017. Owner/Applicant: Moose and Pony Property, LLC-Series Hancock (Mark Strub). Agent: Drenner Group (Jewels Nickells). City Staff: Wendy Rhoades, 512-974-7719

A motion to postpone the item to August 3, 2017 at the request of staff was approved on Council Member Kitchen's motion, Council Member Alter's second on an 11-0 vote.

89. C14-2017-0021 – Pathways at Goodrich – District 5 – Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1805 & 1807 Rabb Glen Street (West Bouldin Creek Watershed) from general commercial services (CS) district zoning to multifamily residence – medium density (MF-3) district zoning. Staff Recommendation: To grant multifamily residence – medium density (MF-3) district zoning. Planning Commission Recommendation: To grant multifamily residence – medium density (MF-3) district zoning. Owner: Housing Authority of the City of Austin. Applicant: Stantec Consulting Services, Inc (Stephen Rye). City Staff: Andrew Moore, 512-974-7604.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20170615-089 for multifamily residence – medium density (MF-3) district zoning was approved on Council Member Kitchen's motion, Council Member Alter's second on an 11-0 vote.

91. C14-2017-0029 – Great Hills Country Club - District 10 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 5914 Lost Horizon Drive (Bull Creek Watershed) from single family residence-standard lot (SF-2) district zoning and community commercial-conditional overlay (GR-CO) combining district zoning to commercial recreation (CR) district zoning for Tract 1 and from community commercial-conditional overlay (GR-CO) combining district zoning to commercial-liquor sales (CS-1) district zoning for Tract 2. Staff Recommendation: To grant commercial recreation (CR) district zoning for Tract 1 and commercial-liquor sales (CS-1) district zoning for Tract 2. Zoning and Platting Commission Recommendation: To grant commercial recreation (CR) district zoning for Tract 1 and commercial-liquor sales (CS-1) district zoning for Tract 2. Owner/Applicant: Great

Hills Golf Club of Austin, Inc. (Hayden Stewart). Agent: Thrower Design (A. Ron Thrower). City Staff: Sherri Sirwaitis, 512-974-3057.

The public hearing was conducted and a motion to close the public hearing and approve the ordinance on first reading only for commercial recreation (CR) district zoning for Tract 1 and commercial-liquor sales (CS-1) district zoning for Tract 2 was approved on Council Member Kitchen's motion, Council Member Alter's second on an 11-0 vote.

93. C14-2017-0035 – Cantarra Two - District 1 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 4604 and 4608 East Howard Lane (Harris Branch Watershed) from interim-single family residence-small lot (I-SF-4A) district zoning to single family residence-small lot (SF-4A) district zoning. Staff Recommendation: To grant single family residence-small lot (SF-4A) district zoning. Zoning and Platting Commission Recommendation: To grant single family residence-small lot (SF-4A) district zoning. Owner/Applicant: Continental Homes of Texas, L.P. (Ian Cude). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Sherri Sirwaitis, 512-974-3057.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20170615-093 for single family residence-small lot (SF-4A) district zoning was approved on Council Member Kitchen's motion, Council Member Alter's second on an 11-0 vote.

94. C14-2017-0043 - Onion Creek Greenbelt - District 2 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as the west side of South Pleasant Valley Road near the intersection of Springdale Lane (Onion Creek Watershed) from single family residence-standard lot (SF-2) district zoning to public (P) district zoning. Staff Recommendation: To grant public (P) district zoning. Zoning and Platting Commission Recommendation: To grant public (P) district zoning. Owner/Applicant: City of Austin. Agent: Parks and Recreation Department (Gregory Montes). City Staff: Wendy Rhoades, 512-974-7719.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20170615-094 for public (P) district zoning was approved on Council Member Kitchen's motion, Council Member Alter's second on an 11-0 vote.

95. C14-2017-0044 - Onion Creek Metro Park - Greenbelt - District 2 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning and rezoning property locally known 7004 Onion Creek Drive and 8652 Nuckols Crossing Road (Onion Creek Watershed; South Boggy Creek Watershed) from interim-rural residence (I-RR) district zoning, family residence (SF-3) district zoning, mobile home residence (MH) district zoning, mobile home residence-conditional overlay (MH-CO) combining district zoning, community commercial (GR) district zoning, warehouse/limited office- conditional overlay (W/LO-CO) combining district zoning and public (P) district zoning to public (P) district zoning. Staff Recommendation: To grant public (P) district zoning. Zoning and Platting Commission Recommendation: To grant public (P) district zoning. Owner/Applicant: City of Austin. Agent: Parks and Recreation Department (Gregory Montes). City Staff: Wendy Rhoades, 512-974-7719.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20170615-095 for public (P) district zoning was approved on Council Member Kitchen's motion, Council Member Alter's second on an 11-0 vote.

96. C14-2017-0056 – Howard Lane Tract, Part 2 - District 1 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 13000 Block of E. Howard Lane and 13414 Harris Glenn Drive (Harris Branch Watershed) from limited office-conditional overlay (LO-CO) combining district zoning to single family residence-small lot (SF-4A) district zoning. Staff Recommendation: To grant single family residence-small lot (SF-4A) district zoning.

district zoning. Zoning and Platting Commission Recommendation: To grant single family residence-small lot (SF-4A) district zoning. Owner: Ridge Investors Limited (Robert C. Wilson, III). Applicant: City of Austin-Planning and Zoning Department (Sherri Sirwaitis). City Staff: Sherri Sirwaitis, 512-974-3057.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20170615-096 for single family residence-small lot (SF-4A) district zoning was approved on Council Member Kitchen's motion, Council Member Alter's second on an 11-0 vote.

DISCUSSION ITEMS

90. C14-2017-0025 - Pompee-Clarke-Cook House - District 9 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2203 Nueces Street (Shoal Creek Watershed) from community commercial-mixed use-historic landmark-conditional overlay-neighborhood plan (GR-MU-H-CO-NP) combining district zoning to community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning. Staff Recommendation: To grant community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To grant community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO) combining district zoning. Owner/Applicant: 2203 Nueces, L.P. (Brad Zucker). Agent: Mike McHone Real Estate (Mike McHone). City Staff: Scott Grantham, 512-974-3574.

The public hearing was conducted and a motion to close the public hearing and approve the ordinance on first reading only for community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO) combining district zoning was approved on Mayor Pro Tem Tovo's motion, Council Member Pool's second on an 11-0 vote.

92. C14-2017-0032- 5810 Steiner Ranch Blvd- District 6 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 5810 Steiner Ranch Blvd (Bear Creek West Watershed) from neighborhood commercial-conditional overlay (LR-CO) combining district zoning to community commercial-conditional overlay (GR-CO) combining district zoning. Staff Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning. Owner/Applicant: MU 13 Investments, LTD (Gerald Kucera) Agent: Armbrust & Brown, PLLC (Richard T. Suttle, Jr.) City Staff: Scott Grantham, 512-974-3574.

The public hearing was conducted and a motion to close the public hearing and approve the ordinance as amended on first reading only for community commercial-conditional overlay (GR-CO) combining district zoning made by Council Member Flannigan and seconded by Council Member Casar. The amendment was to include the conditional overlay of a 2,000 trip limitation.

A motion to include an additional conditional overlay prohibiting access to FM620 was approved on Council Member Pool's motion, Council Member Alter's second on a 7-4 vote. Those voting aye were: Mayor Adler, Mayor Pro Tem Tovo, Council Members Alter, Houston, Kitchen, Pool and Renteria. Those voting nay were: Council Members Casar, Flannigan, Garza and Troxclair.

The public hearing was conducted and a motion to close the public hearing and approve the ordinance as amended above on first reading only for community commercial-conditional

overlay (GR-CO) combining district zoning was approved on Council Member Flannigan's motion, Council Member Casar's second on an 11-0 vote.

PUBLIC HEARINGS

97. Conduct a public hearing and consider an ordinance regarding CenterPoint Energy's proposal to increase customer natural gas rates.
The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20170615-097 was approved on Council Member Pool's motion, Council Member Garza's second on an 11-0 vote.
98. Conduct a public hearing to receive citizen input on the City's Draft Fiscal Year 2017-2018 Action Plan, as required by the U.S. Department of Housing and Urban Development and Fiscal Year 2017-2018 Community Development Program, as required by Texas Local Government Code Chapter 373.
The public hearing was conducted and a motion to close the public hearing was approved on Council Member Renteria's motion, Council Member Houston's second on an 11-0 vote.
103. Conduct a public hearing and consider a resolution supporting an application to be submitted to the Texas Department of Housing and Community Affairs by Del Valle 969 Apartments, Ltd., or an affiliated entity, for the new construction of an affordable multi-family development to be located at approximately 14011 FM 969, in the extraterritorial jurisdiction of the City of Austin.
This item was postponed to August 3, 2017 at the request of staff on Council Member Casar's motion, Council Member Pool's second on an 11-0 vote.

Direction was given to staff to work on ways to get higher credit deals moving forward in high opportunity areas.

Mayor Adler recessed the meeting at 5:50 p.m.

LIVE MUSIC

The Avocados

PROCLAMATIONS

Certificate of Congratulations – City of Austin Homeland Security and Emergency Management Office – To be presented by Mayor Steve Adler and to be accepted by Juan Ortiz, Director, Homeland Security and Emergency Management

Proclamation – Dorothy Richter Day – To be presented by Council Member Leslie Pool and to be accepted by the honoree

Proclamation – The Feedback Day – To be presented by Mayor Steve Adler and to be accepted by Bak Zoumanigui

Mayor Adler reconvened the meeting at 6:55 p.m.

DISCUSSION ITEMS CONTINUED

99. Conduct a public hearing and consider an ordinance that continues and readopts City Code Chapter 9-3, relating to juvenile day and night time curfews.

The public hearing was conducted and a motion to close the public hearing was approved on Council Member Casar's motion's Council Member Houston's second on an 11-0 vote.

A motion to deny the curfew ordinance was made by Council Member Casar and seconded by Council Member Garza.

An amendment to pass both the resolution and ordinance was made by Council Member Houston. No action occurred on the amendment.

An amendment to revise Part 1 of the curfew ordinance to "apply to evening hours only" was made by Council Member Kitchen. No action occurred on the amendment.

An amendment to extend the curfew ordinance until December 31, 2017 and allow stakeholders time to bring back recommendations was made by Council Member Houston. No action occurred on the amendment.

A motion was made to extend the curfew ordinance until the stakeholder group makes recommendations but no later than October 31, 2017 failed on Council Member Kitchen's motion, Council Member Houston's second on a 5-5 vote. Those voting aye were: Council Members Alter, Houston, Kitchen, Pool and Troxclair. Those voting nay were: Mayor Adler, Mayor Pro Tem Tovo, Council Members Casar, Flannigan and Garza. Council Member Renteria abstained.

A motion to prescribe that a ticket can only be issued after a warning was given was made by Council Member Renteria, seconded by Council Member Alter. No action occurred on the amendment.

A substitute motion to extend the curfew ordinance until the stakeholder group makes recommendations but no later than November 1, 2017 and to provide a curfew violation only if a warning has been previously provided was made by Council Member Alter and seconded by Council Member Kitchen.

A friendly amendment extending the curfew ordinance until the stakeholder group makes recommendations but no later than October 1, 2017 and to provide a curfew violation only if two warnings have been previously provided was made by Council Member Casar. The amendments were accepted by the maker of the motion.

An amendment to only enforce the curfew ordinance for the evening hours was approved on Council Member Casar's motion, Council Member Renteria's second on a 7-4 vote. Those voting aye were: Mayor Adler, Mayor Pro Tem Tovo, Council Members Casar, Flannigan, Garza, Houston and Renteria. Those voting nay were: Council Members Alter, Kitchen, Pool and Troxclair.

The substitute motion as amended above was approved on Council Member Alter's motion, Council Member Pool's second on a 7-4 vote. Those voting aye were: Council Members Alter, Flannigan, Houston, Kitchen, Pool, Renteria and Troxclair. Those voting nay were: Mayor Adler, Mayor Pro Tem Tovo, Council Members Casar and Garza.

69. Approve a resolution directing the City Manager to make recommendations on non-criminal policies or practices the City could implement to address violations of the Juvenile Curfew Ordinance. (Notes: SPONSOR: Council Member Gregorio Casar CO 1: Council Member Delia Garza CO 2: Council Member Ellen Troxclair CO 3: Mayor Pro Tem Kathie Tovo)

A motion to approve the Resolution with the following amendment was made by Council Member Casar and seconded by Council Member Garza. The amendment was to include the following stakeholders in the Be It Further Resolved clause: "... Austin Council of PTAs, Communities in Schools, Judge Rhonda Hurley (Juvenile Court System) or a representative, and Estela Medina (Chief Juvenile Probation Officer) or a representative.

An amendment to report back to Council by September 10, 2017 was made by Council Member Casar and seconded by Council Member Garza. The amendment was accepted without objection.

An amendment to include the following stakeholders to the Be It Further Resolved clause was made by Council Member Kitchen. The amendment was accepted without objection.

- Emergency Medical Service
- Austin Police Department
- Ending Community Homelessness Coalition (ECHO) as stakeholders

An amendment to include the following stakeholders to the Be It Further Resolved clause was made by Council Member Alter. The amendment was accepted without objection.

- Austin Interfaith
- School Board Members

Resolution No. 20170615-069 was approved as amended above on Council Member Casar's motion, Council Member Garza's second on an 11-0 vote.

100. Conduct a public hearing and consider an ordinance amending Article 12 of City Code Chapter 25-12, the Energy Code, to require that new residential and commercial buildings are constructed to reserve roof top space to more easily accommodate solar equipment.

The public hearing was conducted and a motion to close the public hearing and approve the ordinance was made by Council Member Garza and seconded by Council Member Houston.

A motion to amend Part 3, Section R701.7 of the ordinance was approved on Council Member Pool's motion, Mayor Pro Tem Tovo's second on a 10-1 vote. Council Member Troxclair voted nay. The amendment was to revise Part 3, Section R701.7 to read: "R701.7 Multifamily buildings. New multifamily buildings of four stories or fewer must have a Solar-Ready Zone that is not less than 35% of the total roof area of the building."

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20170615-100 as amended above was approved on Council Member Garza's motion, Council Member Houston's second on a 10-1 vote. Council Member Troxclair voted nay.

101. Conduct a public hearing and consider an appeal by Michael Rooney relating to the Mechanical, Plumbing, and Solar Board's decision to deny an exception to the Plumbing Code's requirement that 3704 Ranch Creek Drive be connected to the City's public water supply infrastructure. (District 10)

The public hearing was conducted and a motion to close the public hearing and grant the appeal failed on Council Member Alter's motion, Council Member Houston's second on a 5-6 vote. Those voting aye were: Council Members Alter, Garza, Houston, Kitchen and Troxclair. Those voting nay were: Mayor Adler, Mayor Pro Tem Tovo, Council Members Casar, Flannigan, Pool and Renteria.

AFTER 10:00 PM

The motion to waive the rules and allow Council to meet after 10 p.m. was approved on Council Member Garza's motion, Council Member Houston's second on a 9-2 vote. Those voting aye were: Mayor Adler, Mayor Pro Tem Tovo, Council Members Casar, Flannigan, Garza, Houston, Kitchen, Pool and Renteria. Those voting nay were: Council Members Alter and Troxclair.

87. C14-2016-0125 - 13007 Cantarra - District 1 -Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 13007 Cantarra Drive (Harris Branch Watershed) from neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning to neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning, with conditions. Zoning and Platting Commission Recommendation: To forward to City Council without a recommendation. Owner/Applicant: Unity Five Investment, LLC (Nasruddin Mahesania). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Sherri Sirwaitis, 512-974-3057.

The public hearing was conducted and a motion to close the public hearing and approve the ordinance on first reading only for neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning, to change a condition of zoning was approved on Council Member Houston's motion, Council Member Pool's second on a 10-1 vote. Council Member Flannigan voted nay.

The additional conditions are:

- **An off-site accessory parking use is a prohibited use on the Property.**
- **Drive-in service as an accessory use is prohibited on the Property.**
- **A 25-foot wide vegetative buffer shall be placed and maintained along the north and west property lines**
- **An 8-foot fence measuring 150 linear feet parallel to the building.**
- **5,000 feet of building square footage.**
- **4 fueling stations**

102. Conduct a public hearing to consider an ordinance amending City Code Section 25-1-21 (Definitions) and 30-1-21 (Definitions), amending City Code Chapter 25-2 relating to Planned Unit Development green building criteria, amending City Code Chapters 25-7 (Drainage) and 30-4 (Drainage), and amending City Code Chapters 25-8 (Environment) and 30-5 (Environment). This ordinance will amend Chapter 25-8, Subchapter A, Article 13 (Save Our Springs Initiative) and Chapter 30-5, Subchapter A, Article 13 (Save Our Springs Initiative). This action concerns land located within the Barton Springs Zone.

The public hearing was conducted and a motion to close the public hearing and approve the ordinance with the following staff recommended amendments was made by Council Member Pool and seconded by Council Member Alter. The amendments were:

To revise PART 10, Section 25-8-41 (A) (to read:

- (A) It is the applicant's burden to establish that the findings described in this Section have been met. Except as provided in Subsections (B) and (C), the Land Use Commission may grant a variance from a requirement of this subchapter after determining that:
- (1) the requirement will deprive the applicant of a privilege available to owners of other similarly situated property with approximately contemporaneous development subject to similar code requirements.
 - (2) the variance:
 - a. is not necessitated by the scale, layout, construction method, or other design decision made by the applicant, unless the design decision provides greater overall environment protection than is achievable without the variance;
 - b. is the minimum deviation from the code requirement necessary to allow a reasonable use of the property; and
 - c. does not create a significant probability of harmful environmental consequences; and
 - (3) development with the variance will result in water quality that is at least equal to the water quality achievable without the variance.

To revise PART 37 to replace the language related to Subsection (A) of City Code Section 30-5-41 (Land Use Commission Variances) in the same way language was replaced in PART 10 above.

To revise PART 17, City Code Section 25-8-261(F) (Critical Water Quality Zone Development) to read: "(F) In-channel detention basins and in-channel wet ponds are allowed in the critical water quality zone only if designed in accordance with the Environmental Criteria Manual."

To revise PART 44 to replace the language related to Subsection (F) of City Code Section 30-5-261 (Critical Water Quality Zone Development) in the same way language was replaced in PART 17 above.

To revise PART 17, City Code Section 25-8-261 (I) (Critical Water Quality Zone Development) to read: "(I) Development associated with power generation, transmission, or distribution at the Decker Creek Power Station is allowed in the critical water quality zone."

To revise PART 44 to replace the language related to Subsection (I) of City Code Section 30-5-261 (Critical Water Quality Zone Development) in the same way language was replaced in PART 17 above.

To revise PART 20, Subsection (A) of City Code Section 25-8-341 (Cut Requirements) to read:

- (A) Cuts on a tract of land may not exceed four feet of depth, except:
- (1) in an urban watershed;
 - (2) in a roadway right-of-way;
 - (3) for construction of a building foundation or swimming pool;
 - (4) for construction of a water quality control or detention facility and appurtenances for conveyance such as swales, drainage ditches, and diversion berms, if:
 - a. the design and location of the facility within the site minimize the amount of cut over four feet;
 - b. the cut is the minimum necessary for the appropriate functioning of the facility; and

- c. the cut is not located on a slope with a gradient of more than 15 percent or within 100 feet of a classified waterway;

To revise PART 47 to replace the language related to Subdivision (A) (4) of City Code Section 30-5-341 (Cut Requirements) in the same way language was replaced in PART 20 above.

To revise PART 21, Subsection (A) of City Code Section 25-8-342 (Fill Requirements) to read:

(A) Fill on a tract of land may not exceed four feet of depth, except:

- (1) in an urban watershed;
- (2) in a roadway right-of-way;
- (3) under a foundation with sides perpendicular to the ground, or with pier and beam construction;
- (4) for construction of a water quality control detention facility and appurtenances for conveyance such as swales, drainage ditches, and diversion berms, if:
 - a. the design and location of the facility within the site minimize the amount of cut over four feet;
 - b. the cut is the minimum necessary for the appropriate functioning of the facility; and
 - c. the cut is not located on a slope with a gradient of more than 15 percent or within 100 feet of a classified waterway;

To revise PART 48 to replace the language related to Subdivision (A) (4) of City Code Section 30-5-342 (Fill Requirements) in the same way language was replaced in PART 21 above.”

A motion to revise Section 25-8-464 (B) (1) and related Section in Title 30 to read: “is necessary to protect the public health and safety by addressing an existing threat, as determined by the director of the Watershed Protection Department.” was made by Council Member Garza. The amendment was accepted without objection.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20170615-102 as amended above was approved on Council Member Pool’s motion, Council Member Alter’s second on a 10-0 vote. Council Member Troxclair abstained.

104. Conduct a public hearing and consider an ordinance adopting plumbing requirements consistent with the 2015 International Residential Code and/or the 2015 Uniform Plumbing Code; and adopting specific amendments to the codes. (THE PUBLIC HEARING FOR THIS ITEM WAS HELD AND CLOSED ON JUNE 8, 2017)

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20170615-104 by adopting the Board recommendation was approved on Council Member Pool’s motion, Council Member Casar’s second on a 10-1 vote. Council Member Troxclair voted nay.

Mayor Adler adjourned the meeting at 10:42 p.m. without objection.

The minutes were approved on this the 22nd day of June 2017 on Council Member Garza’s motion, Council Member Casar’s second on a 10-0 vote. Council Member Troxclair was absent.