

**AUSTIN CITY COUNCIL  
MINUTES****REGULAR MEETING  
THURSDAY, FEBRUARY 1, 2018**

**Invocation:** Rabbi Misha ben-David, the Recovery Rabbi

**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, February 1, 2018 in the Council Chambers of City Hall, 301 West Second Street, Austin, Texas.**

**Mayor Adler called the Council Meeting to order at 10:24 a.m.**

**CONSENT AGENDA**

**The following items were acted on by one motion.**

1. Approve the minutes of the Austin City Council discussion of December 11, 2017, work session of December 12, 2017, discussion of December 12, 2017, special called of December 13, 2017 (9 AM), special called of December 13, 2017 (3 PM) and regular meeting of December 14, 2017.  
**The minutes of the City Council discussion of December 11, 2017, work session of December 12, 2017, discussion of December 12, 2017, special called of December 13, 2017 (9 a.m.), special called of December 13, 2017 (3 p.m.) and regular meeting of December 14, 2017 were approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**

**Items 2 and 3 were pulled for discussion.**

4. Authorize negotiation and execution of a two-year collection agreement with the United States Forest Service to provide research and data analysis related to golden-cheeked warbler population viability within the Balcones Canyonlands Preserve for a total contract amount not to exceed \$98,788.  
**The motion authorizing negotiation and execution of a collection agreement with the United States Forest Service was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on a 10-1 vote. Council Member Troxclair voted nay.**
5. Authorize the negotiation and execution of a cost participation agreement with Austin Community College (ACC) under which the City will reimburse ACC for an amount not to exceed \$2,528,230 for costs associated with the design and construction of an oversized wastewater main and appurtenances related to Service Extension Request No. 3145 that will provide wastewater service to a proposed mixed-use development located at 5900 Airport Boulevard. District(s) Affected: District 4.

**The motion authorizing the negotiation and execution of a cost participation agreement with Austin Community College (ACC) was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**

6. Authorize award and execution of a construction contract with WPM Construction Services, Inc., for The Northern Walnut Creek Hike & Bike Trail PH1A project in the amount of \$581,413.60, plus a \$29,070.68 contingency, for a total contract amount not to exceed \$610,484.28. [Note: 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 7.34% MBE and 1.29% WBE participation.] District(s) Affected: District 6.  
**The motion authorizing award and execution of a construction contract with WPM Construction Services, Inc. was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**
7. Authorize execution of change order #11 to the construction contract with DeNucci Constructors, LLC, for the 3rd Street Reconstruction Phase 2 - Congress Avenue to Brazos Street and San Jacinto Boulevard to Trinity Street project in the amount of \$51,941.18, for a total contract amount not to exceed \$2,709,818.48. [Note: This change order will be awarded in compliance with City Code 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program). Current participation to date is 1.71% MBE and 2.94% WBE.] District(s) Affected: District 9.  
**The motion authorizing execution of change order number eleven to the construction contract with DeNucci Constructors, LLC was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on a 10-1 vote. Council Member Troxclair voted nay.**
8. Authorize award and execution of a construction contract with DeNucci Constructors, LLC, for the Sabine Street Promenade project in an amount of \$2,869,724 plus a \$286,972.40 contingency, for a total contract amount not to exceed \$3,156,696.40. [Note: This contract will be awarded in compliance with the Disadvantaged Business Enterprise (DBE) Program requirements (49 CFR Part 26) by meeting the goals with 11.42% DBE participation.] District(s) Affected: District 9.  
**The motion authorizing award and execution of a construction contract with DeNucci Constructors, LLC was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on a 10-1 vote. Council Member Troxclair voted nay.**
9. Authorize the use of the competitive sealed proposal procurement method for solicitation of construction of improvements to the Austin-Bergstrom International Airport Parking Garage for the New Airport Garage Solar Array project. (Note: DBE goals will be established prior to issuance of this solicitation due to project being supported by federal funds.)  
**This item was withdrawn on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**

**Items 10 through 13 were pulled for discussion.**

14. Approve 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; and creating offenses and establishing penalties.

**This item was postponed to May 10, 2018 on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**

15. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, supporting an application to be submitted by DMA Development Company, LLC, or an affiliated entity, competing for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs to help finance a proposed new construction, multi-family housing development to be call Travis Flats, located at 5325 - 5335 Airport Boulevard. District(s) Affected: District 4.  
**Resolution No. 20180201-015 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**
16. Approve a resolution to be submitted to the Texas Department of Housing and Community Affairs by DMA Development Company, LLC, or an affiliated entity, supporting an allocation of low income housing tax credits for the proposed new construction, multi-family housing development to be called Travis Flats, located at 5325 - 5335 Airport Boulevard, and acknowledging that the City of Austin has more than twice the state average of units per capita supported by low income housing tax credits or private activity bonds at the time of application. District(s) Affected: District 4.  
**Resolution No. 20180201-016 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**
17. Approve a resolution acknowledging that the proposed affordable multi-family development to be called the Travis Flats, located at 5325-5335 Airport Boulevard, is located one mile or less from another development serving the same type of household and which received an allocation of Low Income Housing Tax Credits within the last three years. District(s) Affected: District 4.  
**Resolution No. 20180201-017 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**

**Staff noted that the resolution would be corrected to cite to the Texas Administrative Code Section 11.3(D).**

**Item 18 was pulled for discussion.**

19. Approve a resolution to be submitted to the Texas Department of Housing and Community Affairs by DMA Development Company, LLC, or an affiliated entity, supporting an allocation of low income housing tax credits for the proposed new construction, multi-family housing development to be called Talavera Lofts, located at the southeast corner of East 5th and Navasota Streets, and acknowledging that the City of Austin has more than twice the state average of units per capita supported by low income housing tax credits or private activity bonds at the time of application. District(s) Affected: District 3.  
**Resolution No. 20180201-019 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**

**Item 20 was pulled for discussion.**

21. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, supporting an application to be submitted by Cambrian East Riverside, LP, or an affiliated entity, competing for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs to help finance a proposed multi-family housing development to be called

Cambrian East Riverside Apartments, located on East Riverside Drive, between Grove Boulevard and Clubview Avenue. District(s) Affected: District 3.

**Resolution No. 20180201-021 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**

22. Approve a resolution to be submitted to the Texas Department of Housing and Community Affairs by Cambrian East Riverside, LP, or an affiliated entity, supporting an allocation of low income housing tax credits for the proposed new construction, multi-family housing development to be called Cambrian East Riverside Apartments, located on East Riverside Drive, between Grove Boulevard and Clubview Avenue, and acknowledging that the City of Austin has more than twice the state average of units per capita supported by low income housing tax credits or private activity bonds at the time of application. District(s) Affected: District 3.  
**Resolution No. 20180201-022 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**
23. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, identifying an application to be submitted by Cambrian East Riverside, LP, or an affiliated entity, as the application that will contribute most to the City of Austin's revitalization efforts in competition for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs that would help finance a proposed multi-family housing development located in the East Riverside Corridor Master Plan Area on East Riverside Drive between Grove Boulevard and Clubview Avenue to be known as Cambrian East Riverside Apartments. District(s) Affected: District 3.  
**Resolution No. 20180201-023 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**
24. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, supporting an application to be submitted by Foundation Communities, Inc., or an affiliated entity, competing for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs to help finance a proposed new construction, single room occupancy development to be called Ben White Studios, located at 3400 Comsouth Drive. District(s) Affected: District 2.  
**Resolution No. 20180201-024 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on a 10-0 vote. Council Member Troxclair abstained.**
25. Approve a resolution to be submitted to the Texas Department of Housing and Community Affairs by Foundation Communities, Inc., or an affiliated entity, supporting an allocation of low income housing tax credits to help finance a proposed new construction, single room occupancy development to be called Ben White Studios, located at 3400 Comsouth Drive, and acknowledging that the City of Austin has more than twice the state average of units per capita supported by low income housing tax credits or private activity bonds at the time of application. District(s) Affected: District 2.  
**Resolution No. 20180201-025 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on a 10-0 vote. Council Member Troxclair abstained.**
26. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, identifying an application to be submitted by Foundation Communities, Inc., or an affiliated entity, as the application that will contribute most to the City of Austin's revitalization efforts in competition for an award of Low Income Housing Tax Credits from the Texas Department of Housing and

Community Affairs to help finance a proposed single room occupancy development located in the McKinney Planning Area of the Southeast Neighborhood Combined Plan at 3400 Comsouth Drive to be known as Ben White Studios. District(s) Affected: District 2.

**Resolution No. 20180201-026 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on a 10-0 vote. Council Member Troxclair abstained.**

27. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, supporting an application to be submitted by Foundation Communities, Inc., or an affiliated entity, competing for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs to help finance a proposed new construction, single room occupancy development to be called the Waters Park Studio Apartments. District(s) Affected: District 7.  
**Resolution No. 20180201-027 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**
28. Approve a resolution to be submitted to the Texas Department of Housing and Community Affairs by Foundation Communities, Inc., or an affiliated entity, supporting an allocation of low income housing tax credits to help finance a proposed new construction, single room occupancy development to be called Waters Park Studio Apartments, located at 12207 Waters Park Road, and acknowledging that the City of Austin has more than twice the state average of units per capita supported by low income housing tax credits or private activity bonds at the time of application. District(s) Affected: District 7.  
**Resolution No. 20180201-028 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**
29. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, supporting an application to be submitted by Generation Housing Development, LLC, or an affiliated entity, competing for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs to help finance a proposed new construction, multi-family housing development to be called the Heights at Lamar Apartments, located at 11630 North Lamar Boulevard. District(s) Affected: District 7.  
**Resolution No. 20180201-029 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**
30. Approve a resolution to be submitted to the Texas Department of Housing and Community Affairs by Generation Housing Development, LLC, or an affiliated entity, supporting an allocation of low income housing tax credits to help finance a proposed new construction, single room occupancy development to be called the Heights at Lamar Apartments, located at 11630 North Lamar Boulevard, and acknowledging that the City of Austin has more than twice the state average of units per capita supported by low income housing tax credits or private activity bonds at the time of application. District(s) Affected: District 7.  
**Resolution No. 20180201-030 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**

**Staff noted that the resolution would be corrected to cite to the 10 Administrative Code 11.3(C).**

31. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, supporting an application to be submitted by Austin Affordable Housing Corporation, or an affiliated entity, competing for an award of Low Income Housing Tax Credits from the Texas Department of

Housing and Community Affairs to help finance a proposed new construction, multi-family housing development to be called Pathways at Chalmers Courts East Apartments, located at the southwest corner of Chicon Street and East 4th Street. District(s) Affected: District 3.

**Resolution No. 20180201-031 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**

32. Approve a resolution to be submitted to the Texas Department of Housing and Community Affairs by Austin Affordable Housing Corporation, or an affiliated entity, supporting an allocation of low income housing tax credits for the proposed new construction, multi-family housing development to be called Pathways at Chalmers Courts East Apartments, located near the southwest corner of Chicon Street and East 4th Street, and acknowledging that the City of Austin has more than twice the state average of units per capita supported by low income housing tax credits or private activity bonds at the time of application. District(s) Affected: District 3.

**Resolution No. 20180201-032 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**

33. Approve a resolution acknowledging that the proposed affordable multi-family development to be called the Pathways at Chalmers Courts East Apartments, located at the southwest corner of Chicon Street and East 4th Street, is located one mile or less from another development serving the same type of household and which received an allocation of Low Income Housing Tax Credits within the last three years. District(s) Affected: District 3.

**Resolution No. 20180201-033 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**

**Staff noted that the resolution would be corrected to cite to the Texas Administrative Code Section 11.3(D).**

**Action was taken on item 34 but reconsidered later in the meeting.**

35. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, supporting an application to be submitted by Saigebrook Development, LLC, or an affiliated entity, competing for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs to help finance a proposed new construction, multi-family housing development to be called Casa Madera Apartments, located at 1201 East St. Elmo Road. District(s) Affected: District 3.

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

36. Approve a resolution to be submitted to the Texas Department of Housing and Community Affairs by Saigebrook Development, LLC, or an affiliated entity, supporting an allocation of low income housing tax credits for the proposed new construction, multi-family housing development to be called Casa Madera Apartments, located at 1201 East St. Elmo Road, and acknowledging that the City of Austin has more than twice the state average of units per capita supported by low income housing tax credits or private activity bonds at the time of application. District(s) Affected: District 3.

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

37. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, identifying an application to be submitted by Saigebrook Development, LLC, or an affiliated entity, as the

application that will contribute most to the City of Austin's revitalization efforts in competition for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs to help finance a proposed multi-family housing development located in the South Congress Combined Neighborhood Plan at 1201 East St. Elmo Road to be known as Casa Madera Apartments. District(s) Affected: District 3.

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

38. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, supporting an application to be submitted by Saigebrook Development, LLC, or an affiliated entity, competing for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs to help finance a proposed new construction, multi-family housing development to be called Vi Collina Apartments, located at 2431 East Oltorf Street. District(s) Affected: District 3.

**Resolution No. 20180201-038 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**

39. Approve a resolution to be submitted to the Texas Department of Housing and Community Affairs by Saigebrook Development, LLC, or an affiliated entity, supporting an allocation of low income housing tax credits for the proposed new construction, multi-family housing development to be called Vi Collina Apartments, located at 2431 East Oltorf Street, and acknowledging that the City of Austin has more than twice the state average of units per capita supported by low income housing tax credits or private activity bonds at the time of application. District(s) Affected: District 3.

**Resolution No. 20180201-039 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**

40. Approve a resolution acknowledging that the proposed affordable multi-family development to be called the Vi Collina Apartments, located at 2431 East Oltorf Street, is located one mile or less from another development serving the same type of household and which received an allocation of Low Income Housing Tax Credits within the last three years. District(s) Affected: District 3.

**Resolution No. 20180201-040 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**

41. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, identifying an application to be submitted by Saigebrook Development, LLC, or an affiliated entity, as the application that will contribute most to the City of Austin's revitalization efforts in competition for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs to help finance a proposed multi-family housing development to be called Vi Collina Apartments, located in the Parker Lane Section of the East Riverside/Oltorf Combined Neighborhood Planning Area at 2431 East Oltorf Street. District(s) Affected: District 3.

**Resolution No. 20180201-041 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**

**Staff noted that the resolution would be corrected to cite to the Texas Administrative Code Section 11.3(D).**

**Item 42 was pulled for discussion.**

43. Approve an ordinance creating temporary navigation control zones on Lake Austin during the PGA Tour World Golf Championships-Dell Technologies Match Play event, and creating an offense. District(s) Affected: District 10.  
**Ordinance No. 20180201-043 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**
44. Authorize award and execution of a multi-term contract with Liberty Process Equipment, Inc., to provide progressive cavity pump parts, for up to four years for a total contract amount not to exceed \$285,456. (Note: 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 multi-term contract with Liberty Process Equipment, Inc. was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**
45. Authorize negotiation and execution of a multi-term contract with American Medical Response of Texas, Inc. D/B/A American Medical Response, or the other qualified offeror to Request for Proposals EAD0133, to provide onsite emergency medical services, for up to five years for a total contract amount not to exceed \$500,000. (Note: 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.).  
**This item was withdrawn on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**

**Item 46 was pulled for discussion.**

47. Authorize award and execution of a multi-term contract with Pencco, Inc., to provide liquid ferrous chloride and liquid ferric chloride, for up to five years for a total contract amount not to exceed \$336,250. (Note: 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 multi-term contract with Pencco, Inc. was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**
48. Authorize award and execution of a multi-term contract with Vaughn Pasture and Range Management, LLC, to provide vegetation shredding services, for up to five years for a total contract amount not to exceed \$450,000. (Note: 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 a multi-term contract with Vaughn Pasture and Range Management, LLC was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**
49. Authorize negotiation and execution of a multi-term contract with Pure Technologies US Inc. D/B/A Wachs Water Services, to provide large diameter water main leak detection and assessment services, for up to five years for a total contract amount not to exceed \$5,000,000.

(Note: 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 multi-term contract with Pure Technologies US Inc. doing business as Wachs Water Services was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on a 10-0 vote. Council Member Troxclair abstained.**

50. Authorize award and execution of a multi-term contract with Pure Technologies US Inc. D/B/A Wachs Water Services, to provide valve assessment services, for up to five years for a total contract amount not to exceed \$1,752,600. (Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program and subcontracting opportunities were applied to the solicitation. The recommended contractor provided sufficient evidence of Good Faith Efforts and the resulting contract will include 2.27% WBE participation).

**The motion authorizing award and execution of a multi-term contract with Pure Technologies US Inc. doing business as Wachs Water Services was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**

51. Authorize award and execution of two multi-term contracts with Ferguson Enterprises Inc. D/B/A Ferguson Waterworks and Core & Main LP, to provide ball and gate valves, for up to five years for total contract amounts not to exceed \$409,000 divided between the contractors. (Note: 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 two multi-term contracts with Ferguson Enterprises, Inc. doing business as Ferguson Waterworks and Core & Main LP was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**

52. Authorize award and execution of a multi-term contract with Badger Meter, Inc. D/B/A National Meter & Automation, to provide cold water meters, for up to five years for a total contract amount not to exceed \$565,000. (Note: 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 multi-term contract with Badger Meter, Inc. doing business as National Meter & Automation was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**

53. Authorize negotiation and execution of a multi-term contract through the U.S. Communities Cooperative Program with McKesson Medical-Surgical, Inc., to provide pharmaceutical and clinic supplies, for up to five years for a total contract amount not to exceed \$2,750,000. (Note: 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 multi-term contract through the U.S. Communities Cooperative Program with McKesson Medical-Surgical, Inc. was approved**

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

54. Authorize an amendment to a contract with Sustainable Food Center to provide continued farm stands, for an increase in the amount of \$58,000 for a revised contract amount not to exceed \$348,000. (Note: This contract was awarded in accordance 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).

**The motion authorizing an amendment to a contract with Sustainable Food Center was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on a 10-1 vote. Council Member Troxclair voted nay.**

55. Authorize award and execution of a multi-term contract with A.J. Hurt Jr., Inc., to provide oil for turbines and other equipment, for up to three years for a total contract amount not to exceed \$165,599. (Note: 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). January 22, 2018 - Recommended by the Electric Utility Commission on a 7-1 vote, with Commissioner Hadden against, Commissioner Stout absent and two vacancies.

**The motion authorizing award and execution of a multi-term contract with A.J. Hurt Jr., Inc. was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**

56. Approve a resolution authorizing negotiation and execution of a Multiple Use Agreement with the Texas Department of Transportation for the installation of safety lighting under various overpasses along IH 35 between Lady Bird Lake and 15th Street. District(s) Affected: District 1, District 3, District 9.

**Resolution No. 20180201-056 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**

57. Approve a resolution authorizing the City Manager to provide funds in an amount not to exceed \$200,000 to the Texas Department of Transportation as a match to a Transportation Alternatives Program federal grant, to expand Austin's B-Cycle bike share program.

**Resolution No. 20180201-057 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on a 10-1 vote. Council Member Troxclair voted nay.**

**Items 58 and 59 were pulled for discussion.**

60. Authorize negotiation and execution of a professional services agreement with AECOM Technical Services, Inc. (staff recommendation), or one of the other qualified responders to the Request for Qualifications Solicitation No. CLMP233, to provide engineering services for the Austin Transportation Department's Transportation Engineering Staff Augmentation project, for an initial one-year term in the amount of \$2,500,000, with three one-year renewal options, for a total contract amount not to exceed \$10,000,000 including all renewals. [Note: 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 9.00% MBE and 24.00% WBE participation.].

**The motion authorizing negotiation and execution of a professional services agreement with AECOM Technical Services, Inc. was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**

61. Approve a resolution adopting the City of Austin Fiscal Year 2017-18 Investment Policy.  
**Resolution No. 20180201-061 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**
62. 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 were approved on consent Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**

<u>Board/Nominee</u>	<u>Nominated by</u>
Comprehensive Plan Joint Committee Conor Kenny	Planning Commission
Downtown Commission Wardaleen Belvin	Council Member Houston
Downtown Commission Chris Bryan	Arts Commission Rep
Early Childhood Council Serena Hill	Council Member Houston
Economic Prosperity Commission Michael Ybarra	Council Member Flannigan
Joint Inclusion Committee Awais Azhar	LGBTQ Commission Rep.
Joint Inclusion Committee (Alternate) Sandra Chavez	LGBTQ Commission Rep.
Planning Commission Todd Shaw	Council Member Pool
South Central Waterfront Advisory Board Cory Walton	Bouldin Creek Rep.
Urban Renewal Board Meagan Ellis	Mayor Adler
Urban Transportation Commission Brian O'Reilly	Council Member Houston

Outside Nominations

**City of Austin Employee Retirement System  
Stephanie Beach**

**Mayor Adler**

**Emergency Service District #4  
Michael Carter**

**Council Member Houston**

**Emergency Service District #4  
Linda Bailey**

**Council Member Alter**

**Waivers**

**There are no waivers at this time.**

63. Approve a resolution directing the City Manager to create a plan to periodically assess existing City regulations and rules. Council Sponsors: Council Member Delia Garza, Council Member Gregorio Casar, Council Member Jimmy Flannigan, Council Member Ellen Troxclair.  
**Resolution No. 20180201-063 was approved as amended below on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**

**A friendly amendment was made by Mayor Pro Tem Tovo and accepted without objection.**

**The amendment was to revise the last sentence of the first paragraph of the Be It Resolved clause to read:**

**"The plan should require that Council policies, Council-initiated recurring reports, and other rules and regulations City staff believe to be ineffective be reviewed by City staff at least once every five years and take into consideration the following:"**

64. Approve the waiver or reimbursement of fees and requirements for the Taiwan National Day event sponsored by the Austin Chapter of Taiwanese Chambers of Commerce which was held October 21, 2017 at the Asian American Resource Center. Council Sponsors: Council Member Jimmy Flannigan, Mayor Steve Adler, Mayor Pro Tem Kathie Tovo, Council Member Ora Houston.  
**This item was withdrawn on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**
65. Approve the waiver or reimbursement of fees and requirements for the City Wide Iftar event sponsored by the Austin Muslim Civic Ambassadors to be held Saturday, May 26, 2018 at the Asian American Resource Center. Council Sponsors: Council Member Jimmy Flannigan, Mayor Steve Adler, Mayor Pro Tem Kathie Tovo, Council Member Ora Houston.  
**This item was withdrawn on consent on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**

**Item 66 was pulled for discussion.**

67. Approve a resolution directing the City Manager to review and study the potential impacts to the City of any construction of a wall between the United States of America and Mexico, and further, develop a policy to apply the City's stated opposition to such a wall through use of the City's contracting policies and procedures. Council Sponsors: Council Member Delia Garza, Council Member Gregorio Casar, Council Member Sabino 'Pio' Renteria, Mayor Steve Adler, Council Member Ann Kitchen.

**Resolution No. 20180201-067 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on a 10-1 vote. Council Member Troxclair voted nay.**

**Item was 68 was pulled for discussion.**

69. Set a public hearing to consider an ordinance on first reading regarding the application submitted by Allegiance Mobile Health to approve a non-emergency medical transfer franchise under City Code Chapter 10-2. (Suggested date and time: March 1, 2018, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX.)  
**The public hearing was set on consent for March 1, 2018, 4:00 p.m. at 301 W. Second Street, Austin, TX on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**
70. Set a public hearing to consider a request by Kyle Hill, agent for Tasty Spoon, located at 1413 South 1st Street, to waive 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. (Suggested date and time: March 1, 2018, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX.) District(s) Affected: District 9.  
**The public hearing was set on consent for March 1, 2018, 4:00 p.m. at 301 W. Second Street, Austin, TX on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**
71. Set a public hearing to consider an ordinance amending City Code Title 25 to change the applicability of the Central Urban Redevelopment combining district (CURE) so that it does not apply east of IH-35 and East Avenue. (Suggested date and time: March 8, 2018, 4:00 p.m. at 301 W. Second St., Austin, TX).  
**The public hearing was set on consent for March 1, 2018, 4:00 p.m. at 301 W. Second Street, Austin, TX on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**
72. Set a public hearing to consider an ordinance adopting local standards of care for the City of Austin Parks and Recreation Department's Youth Programs. (Suggested date and time, February 15, 2018, 4:00 p.m. at Austin City Hall, 301 W. Second Street).  
**The public hearing was set on consent for February 15, 2018, 4:00 p.m. at 301 W. Second Street, Austin, TX on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**
123. Approve an ordinance waiving or reimbursing certain fees and requirements for the Taiwan National Day event sponsored by the Austin Chapter of Taiwanese Chambers of Commerce which was held October 21, 2017 at the Asian American Resource Center. Council Sponsors: Council Member Jimmy Flannigan, Mayor Steve Adler, Mayor Pro Tem Kathie Tovo, Council Member Ora Houston.  
**Ordinance No. 20180201-123 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on a 10-0 vote. Council Member Troxclair abstained.**
124. Approve an ordinance waiving or reimbursing certain fees and requirements for the City Wide Iftar event sponsored by the Austin Muslim Civic Ambassadors to be held Saturday, May 26, 2018 at the Asian American Resource Center. Council Sponsors: Council Member Jimmy Flannigan, Mayor Steve Adler, Mayor Pro Tem Kathie Tovo, Council Member Ora Houston.

**Ordinance No. 20180201-124 was approved on consent on Council Member Flannigan's motion, Council Member Garza's second on a 10-0 vote. Council Member Troxclair abstained.**

**Council Member Alter added funding in the amount of \$200 and Council Member Pool added funding in the amount of \$100.**

### **DISCUSSION ITEMS**

18. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, supporting an application to be submitted by DMA Development Company, LLC, or an affiliated entity, competing for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs to help finance a proposed multi-family housing development to be called Talavera Lofts, located at the southeast corner of East 5th and Navasota Streets. District(s) Affected: District 3.

**Resolution No. 20180201-018 was approved on Council Member Houston's motion, Council Member Pool's second on an 11-0 vote.**

**Action occurred on item 34 but was later reconsidered.**

20. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, identifying an application to be submitted by DMA Development Company, LLC, or an affiliated entity, as the application that will contribute most to the City of Austin's revitalization efforts in competition for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs to help finance a proposed multi-family housing development to be called Talavera Lofts, located in the Homestead Preservation Reinvestment Zone No. 1 at the southeast corner of East 5th and Navasota Streets. District(s) Affected: District 3. January 23, 2018 - Housing and Planning Committee voted 4-0 to recommend designation of Pathways at Chalmers Courts East as the most contributing project to the Homestead Preservation Reinvestment Zone #1 Concerted Revitalization Planning Area.

**This item was withdrawn without objection.**

2. Approve an ordinance authorizing acceptance of \$167,000 in grant funds from the Duffield Family Foundation, dba Maddie's Fund and amending the Fiscal Year 2017-2018 Austin Animal Services Office Operating Budget (Ordinance No. 20170913-001) to appropriate \$167,000 for the Community Outreach Program.

**Ordinance No. 20180201-002 was approved on Council Member Houston's motion, Council Member Pool's second on a 10-0 vote. Council Member Casar was off the dais.**

**Direction was given to staff to provide Council with information on the services being provided and a list of event dates that will take place in the three designated zip codes.**

73. Reappoint Dr. Charles Bell to the Central Health Board of Managers. Council Sponsors: Health and Human Services Committee.

**The reappointment of Dr. Charles Bell to the Central Health Board of Managers was approved on Council Member Houston's motion, Council Member Garza's second on a 10-0 vote. Council Member Casar was off the dais.**

3. Authorize the negotiation and execution of a wholesale water contract with Nighthawk located in eastern Travis County.

**The motion authorizing the negotiation and execution of a wholesale water contract with Nighthawk was approved on Council Member Garza's motion, Council Member Flannigan's second on a 9-0 vote. Council Members Alter and Casar were off the dais.**

10. Approve a resolution to authorize the Circuit Events Local Organizing Committee to act on behalf of the City for the Texas Events Trust Fund for the purpose of conducting economic studies, submitting applications, and submitting any required funding to the Texas Office of the Governor for World RallyCross events to be held at the Circuit of the Americas facility.  
**Resolution No. 20180201-010 was approved on Council Member Flannigan's motion, Council Member Garza's second on a 9-2 vote. Those voting aye were: Mayor Adler, Council Members Alter, Casar, Flannigan, Garza, Houston, Kitchen, Renteria and Troxclair. Those voting nay were: Mayor Pro Tem Tovo and Council Member Pool.**
11. Approve a resolution amending Resolution No. 20121213-095 to authorize the Circuit Events Local Organizing Committee to act on behalf of the City for the Texas Major Events Reimbursement Program, or in the alternative, the Texas Events Trust Fund, for the purpose of conducting economic studies, submitting applications, and submitting any required funding to the Texas Office of the Governor for future MotoGP events to be held at the Circuit of the Americas facility.  
**Resolution No. 20180201-011 was approved on a 9-2 vote. Those voting aye were: Mayor Adler, Council Members Alter, Casar, Flannigan, Garza, Houston, Kitchen, Renteria and Troxclair. Those voting nay were: Mayor Pro Tem Tovo and Council Member Pool.**
46. Authorize negotiation and execution of multi-term contracts with American Facilities Services, Inc. and BHW Operating Company, LP, or one of the other qualified offerors to Request for Proposals MDD0102, to provide custodial services, each for up to five years for a total contract amount not to exceed \$4,700,000; divided between the contractors. (This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9 C 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.)  
**A motion to approve the two year base contract without extensions was made by Mayor Pro Tem Tovo and seconded by Council Member Kitchen.**  
  
**The Council created an Ad Hoc Task Force consisting of Mayor Pro Tem Tovo, Council Member's Casar, Flannigan and Kitchen to review and develop recommended policy direction to staff on requests for proposals (RFP).**  
  
**A substitute motion to approve the two year base contract with extensions without approval failed on Council Member Flannigan's motion, Council Member Houston's second on a 3-8 vote. Those voting aye were: Council Members Flannigan, Houston and Troxclair. Those voting nay were: Mayor Adler, Mayor Pro Tem Tovo, Council Members Alter, Casar, Garza, Kitchen, Pool and Renteria.**  
  
**The motion authorizing negotiation and execution of multi-term contracts with American Facilities Services, Inc. and BHW Operating Company, LP as amended above was approved on Mayor Pro Tem Tovo's motion, Council Member Kitchen's second on a 10-1 vote. Council Member Pool voted nay.**

**Items 58 and 59 were acted on in a combined motion.**

58. Approve an ordinance amending the Fiscal Year 2017-2018 City of Austin Fee Schedule (Ordinance No. 20170913-002) to set administrative fees and use rent fees for monitoring, enforcement, parking infrastructure and overall management of the Shared Bike program and for the use of the right-of-way and transportation infrastructure for potential on-going privatized dockless bike share operations.  
**Ordinance No. 20170201-058 was approved on Council Member Kitchen’s motion, Council Member Flannigan’s second on a 10-1 vote. Council Member Troxclair voted nay.**
59. Approve a resolution authorizing the City Manager to establish a dockless bike share pilot demonstration program and the development of a permit process for permanent privatized dockless bike share operations.  
**Resolution No. 20180201-059 was approved as amended below on Council Member Kitchen’s motion, Council Member Flannigan’s second on a 10-1 vote. Council Member Troxclair voted nay.**

**An amendment made and accepted without objection on Council Member Kitchen to add the following language to the Be It Resolved clause. The language was “Prior to initiation, the program and associated process shall be presented to the Mobility Committee for review. Additional milestone presentations, during the pilot program period, shall also be presented to the Mobility Committee to provide status reports and allow public feedback.”**

**Direction was given to staff to include residents in the eastern part of the city for stakeholder input; and to collaborate with the Downtown Austin Alliance and stakeholders on concerns raised regarding the pilot program process.**

#### **CITIZENS COMMUNICATIONS: GENERAL**

Roy Mullin – TBA

Mike Valescu – Erosion on Country Club Creek Trail

Koo-Hyun Kim – Fire City Manager Elaine Hart and City Lawyer Anne Morgan - **Not Present**

Patrick Ebomwonyi – Loving our Police Officers - **Not Present**

Tony Farmer – City Construction

Iris Leija – Sick days

Varnerl Franklin – Paid sick day policy

Tom Friedley - TBA

#### **BRIEFING**

74. Briefing on labor relations issues concerning City of Austin public safety operations.  
**This item was withdrawn.**

**Mayor Adler recessed the Council Meeting to go into Executive Session at 12:24 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.**

75. 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.**
76. Discuss personnel issues related to the search for and appointment of a new city manager (Personnel matters - Section 551.074 of the Government Code).
77. Discuss legal issues related to Breacion King v. Officer Bryan Richter et al, Cause No. 1:16-cv-01020, in the United States District Court for the Western Division of Texas (Private consultation with legal counsel - Section 551.071 of the Government Code).  
**This item was withdrawn without objection.**
78. Discuss legal issues related to Cox Texas Newspapers, LP v. City of Austin, Cause No. D-1-GN-17-006050 in the 53rd Judicial District for Travis County (Private consultation with legal counsel pursuant to Section 551.071 of the Government Code).
79. Discuss legal issues related to Attorney General letter ruling No. OR2018-00740 concerning public information requests related to search for City Manager (Private consultation with legal counsel pursuant to Section 551.071 of the Government Code).
80. Discuss legal issues concerning oversight of Austin Police Department policies and practices (Private consultation with legal counsel - Section 551.071 of the Government Code).  
**This item was withdrawn without objection.**

**The Mayor announced that Council would discuss item number 12 on the regular agenda during Executive Session.**

12. Approve an ordinance on third reading authorizing execution of the first amendment to a settlement agreement relating to the development of property located at 6409 City Park Road (Champion Tract); amending Ordinance No. 960613-J; modifying provisions of the Lake Austin Watershed regulations in Ordinance No. 840301-F; and modifying provisions of the Hill Country Roadway regulations in City Code Chapter 25-2. District(s) Affected: District 10.

**Executive Session ended and Mayor Adler reconvened the meeting at 3:10 p.m.**

**ZONING AND NEIGHBORHOOD PLAN AMENDMENTS**

86. C14-2016-0121 - 7700 Parmer Lane - District 6 - Approve second and third readings of an ordinance amending City Code Title 25 by zoning property locally known as 7700 West Parmer Lane (Lake Creek Watershed). Applicant's Request: To rezone from limited industrial-planned development area (LI-PDA) combining district zoning to limited industrial-planned development area (LI-PDA) combining district zoning, to change a condition of zoning. First reading approved

limited industrial-planned development area (LI-PDA) combining district zoning on November 2, 2017. Vote: 9-0. Council Members Casar and Garza were off the dais. Owner/Applicant: BRI 1869 Parmer, LLC. Agent: Drenner Group (Amanda Swor). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 6.

**The motion approving the ordinance on second reading only for limited industrial-planned development area (LI-PDA) combining district zoning was approved on Council Member Houston's motion, Council Member Renteria's second on an 11-0 vote.**

87. C14-2017-0115 - 2510 West Parmer Lane - District 7 - Approve second and third readings of an ordinance amending City Code Title 25 by zoning property locally known as 2510 West Parmer Lane (Walnut Creek Watershed). Applicant's Request: To rezone from community commercial (GR) district zoning to general commercial services (CS) district zoning. First reading approved general commercial services (CS) district zoning, with conditions, on November 9, 2017. Vote: 11-0. Owner/Applicant: CSW 2510 West Parmer, LLC. Agent: Lenworth Consulting, LLC (Nash Gonzales). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 7.

**Ordinance No. 20180201-087 for general commercial services (CS) district zoning, with conditions was approved on Council Member Houston's motion, Council Member Renteria's second on an 11-0 vote.**

88. NPA-2016-0016.02 - Red Bluff Mixed Use Development -District 3 -Conduct a public hearing and approve an ordinance amending Ordinance No. 20030327-12, the Govalle/Johnston Terrace Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 20 Strandtman Cove & 5221 E. Cesar Chavez Street (Colorado River Watershed) from Industry to Mixed Use land use. Staff Recommendation: To not grant Mixed Use land use. Planning Commission Recommendation: Not applicable; withdrawn by Applicant. Owners/Applicants: AUS Holdings, LLC (Brian Bilderback, Managing Member) and Hustle and Flow, LLC (Elizabeth Lambert, Manager). Agent: Coats Rose (John Joseph) and Armbrust & Brown, PLLC (Michael Whellan). City Staff: Maureen Meredith, (512) 974-2695. District(s) Affected: District 3.

**This item was withdrawn without objection.**

89. NPA-2017-0015.03 - Jackie Robinson Street - District 1 -Conduct a public hearing and approve an ordinance amending Ordinance No. 20021107-Z-11 the East MLK Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on a property locally known as 1321 Delano St. and 5600 Jackie Robinson Street (Fort Branch Watershed) from Single Family and Mixed Residential to Higher Density Single Family land use. Staff Recommendation: To grant High Density Single Family land use. Planning Commission Recommendation: To be reviewed January 23 2018. Owner: Evangelo Sgarbi. Applicant: Land Answers, Inc. (Jim Wittliff). City Staff: Debora Gonzalez, 512-974-7973 and Jesse Gutierrez, 512- 974-1606 District(s) Affected: District 1.

**This item was postponed to February 15, 2018 at the request of staff on Council Member Houston's motion, Council Member Renteria's second on an 11-0 vote.**

90. C14-2017-0097 - Jackie Robinson Residential - District 1 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1321 Delano Street and 5600 Jackie Robinson Street (Fort Branch Watershed). Applicant Request: To rezone from family residence- neighborhood plan (SF-3-NP) combining district zoning to townhouse & condominium- neighborhood plan (SF-6-NP) combining district zoning. Staff Recommendation: To grant townhouse & condominium- neighborhood plan (SF-6-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on January 23, 2018. Owner: Evangelo

Sgarbi Applicant: Land Answers, Inc. (Jim Wittliff). City Staff: Scott Grantham, 512-974-3574. District(s) Affected: District 1.

**This item was postponed to February 15, 2018 at the request of staff on Council Member Houston's motion, Council Member Renteria's second on an 11-0 vote.**

91. NPA-2017-0002.01 - 4 East - District 3 - Conduct a public hearing and approve an ordinance amending Ordinance No. 19990513-70 the East Cesar Chavez Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally know as 1600, 1602, 1604, 1606, 1608, 1610 E. 4th (Town Lake Watershed) from Specific Regulating District to Specific Regulating District land use. Staff Recommendation: See zoning case number C14-2017-0105. Planning Commission Recommendation: Forwarded to Council without a recommendation due to lack of an affirmative vote. Owner: CC Third and Comal, LP and Tocayo Investments GP, LLC (Robert Gandy). Agent: Armbrust & Brown, PLLC (Michael Whellan). City Staff: Maureen Meredith, (512) 974-2695. District(s) Affected: District 3.

**This item was postponed to February 15, 2018 at the request of the applicant on Council Member Houston's motion, Council Member Renteria's second on an 11-0 vote.**

92. C14-2017-0105 - 4 East - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning property locally known as 1600, 1602, 1604, 1606, 1608, and 1610 East 4th Street (Lady Bird Lake Watershed). Applicant Request: To rezone from transit oriented development-neighborhood plan (TOD-NP) combining district zoning to transit oriented development-central urban redevelopment- neighborhood plan (TOD-CURE-NP) combining district zoning. Staff Recommendation: To grant transit oriented development-central urban redevelopment- neighborhood plan (TOD-CURE-NP) combining district zoning, with conditions. Planning Commission Recommendation: Forwarded to Council without a recommendation due to lack of an affirmative vote. Owner: Tocayo Investments GP, LLC & CC Third and Comal, LP (Robert Gandy IV). Applicant: Armbrust & Brown, PLLC (Michael J. Whellan). City Staff: Heather Chaffin, 512- 974-2122. District(s) Affected: District 3.

**This item was postponed to February 15, 2018 at the request of the applicant on Council Member Houston's motion, Council Member Renteria's second on an 11-0 vote.**

93. NPA-2017-0016.05 - Tillery MF -District 3 -Conduct a public hearing and approve an ordinance amending Ordinance No. 030327-12, the Govalle/Johnston Terrace Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 507 Tillery Street (Boggy Creek Watershed) from Single Family to Multifamily. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed on January 23, 2018. Owner/Applicant: 507 Tillery House, LLC. Agent: Rize Planning Development & Construction (Ross Frie). City Staff: Maureen Meredith, (512) 974-2695. District(s) Affected: District 3.

**This item was postponed to March 22, 2018 at the request of staff on Council Member Houston's motion, Council Member Renteria's second on an 11-0 vote.**

94. C14-2017-0106 - Tillery MF - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 507 Tillery Street (Colorado River and Boggy Creek Watersheds). Applicant Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district to multifamily residence low density-conditional overlay-neighborhood plan (MF-2- CO-NP). Staff Recommendation: Planning Commission Recommendation: To be reviewed January 23, 2018. Owner/Applicant: 507 Tillery House LLC (Caren W. Wendt and Katheryn L. Ingerly). Agent: Rize Planning, Development and

Construction (Ross Frie). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 3.

**This item was postponed to March 22, 2018 at the request of staff on Council Member Houston's motion, Council Member Renteria's second on an 11-0 vote.**

95. NPA-2017-0029.01- Austin Humane Society - District 4 - Conduct a public hearing and approve an ordinance amending Ordinance No. 20120426-100, the St. John/Coronado Hills Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 7600, 7602, 7604, 7608, 7610, 7614, and 7616 Bennett Avenue (Buttermilk Branch Watershed) from Single Family to Mixed Use land use. Staff Recommendation: To grant Neighborhood Mixed Use land use. Planning Commission Recommendation: To grant Neighborhood Mixed Use land use. Owner/Applicant: Austin Humane Society (Frances Jonon). Agent: Garrett-Ihnen Civil Engineers (Mike Wilson). City Staff: Maureen Meredith, (512) 974-2695. District(s) Affected: District 4.  
**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20180201-095 to change the land use designation on the future land use map (FLUM) to Neighborhood Mixed Use land use was approved on Council Member Houston's motion, Council Member Renteria's second on an 11-0 vote.**
96. C14-2017-0086 - Austin Humane Society Rezoning - District 1 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 7600, 7602, 7604, 7608, 7610, 7614, and 7616 Bennett Avenue (Buttermilk Branch Watershed) Applicant Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning. Staff Recommendation: To grant neighborhood commercial services-mixed use-neighborhood plan (LR-MU-NP) combining district zoning. Planning Commission Recommendation: To grant neighborhood commercial services-mixed use-neighborhood plan (LR-MU-NP) combining district zoning. Owner/Applicant: Humane Society of Austin & Travis County (Frances Jonon). Agent: Garrett-Ihnen Civil Engineers (Mike Wilson). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 1.  
**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20180201-096 for neighborhood commercial services-mixed use-neighborhood plan (LR-MU-NP) combining district zoning was approved on Council Member Houston's motion, Council Member Renteria's second on an 11-0 vote.**
99. NPA-2016-0014.01 - Nuckols Crossing Road - District 2 -Conduct a public hearing and approve an ordinance amending Ordinance No. 021010-11, the Southeast Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 4500 Nuckols Crossing Road (Williamson Creek Watershed) from Single Family to Multifamily land use. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed on February 27, 2018. Owner/Applicant: Angelos Angelou and John Sasaridis. Agent: Thrower Design (A. Ron Thrower). City Staff: Maureen Meredith, (512) 974-2695. District(s) Affected: District 2.  
**This item was postponed to March 8, 2018 at the request of staff on Council Member Houston's motion, Council Member Renteria's second on an 11-0 vote.**
100. C14-2017-0010 - 4500 Nuckols Crossing Road Rezoning - District 2 - Conduct a public hearing and approve an ordinance amending City Code Title25 by rezoning property locally known as 4500 Nuckols Crossing Road (Williamson Creek Watershed). Applicant's Request: To rezone from single family residence-standard lot-neighborhood plan (SF-2-NP) combining district

zoning to multi-family residence-medium density-neighborhood plan (MF-3-NP) combining district zoning. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed on February 27, 2018, 2017. Owner/Applicant: Angelos Angelou and John Sasaridis. Agent: Thrower Design (Ron Thrower). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 2.

**This item was postponed to March 8, 2018 at the request of staff on Council Member Houston's motion, Council Member Renteria's second on an 11-0 vote.**

103. C14-2017-0022 - Bluff Springs Commercial - District 2 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6901 and 7001 Bluff Springs Road (Williamson Creek Watershed; South Boggy Creek Watershed). Applicant's Request: To rezone from general commercial services-conditional overlay (CS-CO) combining district zoning to general commercial services-conditional overlay (CS-CO) combining district zoning, to change a condition of zoning. Staff Recommendation: Pending. Zoning and Platting Commission Recommendation: . Owner/Applicant: Buda Bluff, LLC (Salim Haddad). Agent: South Llano Strategies (Glen Coleman). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 2.

**This item was indefinitely postponed.**

104. C14-2017-0067 - Champion Tract 1C - District 10 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6500 FM 2222 Road (West Bull Creek Watershed). Applicant Request: To rezone from neighborhood commercial- conditional overlay (LR-CO) combining district zoning to general commercial services- conditional overlay (CS-CO) combining district zoning. Staff Recommendation: To grant general commercial services- conditional overlay (CS-CO) combining district zoning. Zoning and Platting Commission Recommendation: To deny general commercial services-conditional overlay (CS-CO) combining district zoning. Owner/Applicant: Champion, Meier Assets, Ltd. (Terry Bray). Agent: Ambrust & Brown, L.L.P (Richard T. Suttle, Jr.). City Staff: Scott Grantham, 512-974-3574. District(s) Affected: District 10.

**This item was postponed to February 15, 2018 at the request of the applicant on Council Member Houston's motion, Council Member Renteria's second on an 11-0 vote.**

105. C14-2017-0074 - Gilfillan Place - District 9 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 603 W. 8th Street (Shoal Creek Watershed). Applicant Request: To rezone from general office-historic landmark (GO-H) combining district zoning, general office- mixed use (GO-MU) combining district zoning, and GO (general office) district zoning to downtown mixed use- historic landmark (DMU-H) combining district zoning. Staff Recommendation: To grant downtown mixed use- historic landmark- conditional overlay (DMU-H-CO) combining district zoning. Historic Landmark Commission Recommendation: To be reviewed on February 26, 2018. Planning Commission Recommendation: To be reviewed on February 27, 2018. Owner/Applicant: 2015 Austin Gilfillan LP (Rene O. Campos). Agent: Drenner Group (Dave Anderson). City Staff: Scott Grantham, 512-974-3574. District(s) Affected: District 9.

**This item was postponed to March 22, 2018 at the request of staff on Council Member Houston's motion, Council Member Renteria's second on an 11-0 vote.**

107. C14-2017-0096 - Walnut Park II - District 7 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 12139-12205 North Lamar Boulevard (Walnut Creek Watershed). Applicant Request: To rezone from limited office (LO) district zoning to multi-family residence-low density (MF-2) district zoning. Staff Recommendation: To grant multi-family residence-low density-conditional overlay (MF-2-CO)

combining district zoning, with conditions. Zoning and Platting Commission Recommendation: To grant multi-family residence-low density-conditional overlay (MF-2-CO) combining district zoning, with conditions. Owner/Applicant: Crestmont Office Center, Ltd. (Jeffrey Schwartz, Vice President). Agent: Civile, LLC (Lawrence M. Hanrahan). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 7.

**The public hearing was conducted and a motion to close the public hearing and approve the ordinance on first reading only for multi-family residence-low density-conditional overlay (MF-2-CO) combining district zoning, with conditions was approved on Council Member Houston's motion, Council Member Renteria's second on an 11-0 vote.**

109. C14-2017-0122 - S. Lamar VMU - District 5 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1311 S. Lamar Boulevard, Unit 2 & 1401 S. Lamar Boulevard (West Bouldin Creek Watershed). Applicant Request: To rezone from general commercial services - conditional overlay (CS-CO) combining district zoning for Tract 1 and general commercial services - vertical mixed use - conditional overlay (CS-V-CO) combining district zoning for Tract 2 to general commercial services - vertical mixed use (CS-V) combining district zoning for Tract 1 and general commercial services - vertical mixed use (CS-V) combining district zoning for Tract 2. Staff Recommendation: To grant commercial services - vertical mixed use - conditional overlay (CS-V-CO) combining district zoning for both Tracts 1 and 2. Planning Commission Recommendation: To be reviewed January 23, 2018. Owner/Applicant: Seamless GCW, LTD (Joe Warnock). Agent: Armbrust & Brown, PLLC (Richard Suttle). City Staff: Andrew Moore, 512-974-7604. District(s) Affected: District 5.

**This item was postponed to March 8, 2018 at the request of staff on Council Member Houston's motion, Council Member Renteria's second on an 11-0 vote.**

110. C14-2017-0125 - 2514 Thrasher - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2514 Thrasher Lane (West Country Club Creek and Carson Creek Watersheds). Applicant Request: To rezone from general commercial services -conditional overlay- neighborhood plan (CS-CO-NP) combining district zoning to general commercial services - mixed use - neighborhood plan (CS-MU-NP) combining district zoning. Staff Recommendation: To deny general commercial services - mixed use - neighborhood plan (CS-MU-NP) combining district zoning. Planning Commission Recommendation: To grant general commercial services - mixed use-conditional overlay - neighborhood plan (CS-MU-CO-NP) combining district zoning. Agent: Drenner Group (Leah Bojo). Owner: Larry and Elizabeth Petree. City Staff: Andrew Moore, 512-974-7604. District(s) Affected: District 3.

**This item was postponed to March 8, 2018 at the request of applicant on Council Member Houston's motion, Council Member Renteria's second on an 11-0 vote.**

111. C14-2017-0126 - 2110 Thrasher Lane - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2110 Thrasher Lane (Carson Creek Watershed). Applicant Request: To rezone from Family residence - neighborhood plan (SF-3-NP) combining district zoning to Townhouse and Condominium residence - Neighborhood Plan (SF-6-NP) combining district zoning. Staff Recommendation: To grant Townhouse and Condominium residence - Neighborhood plan (SF-6-NP) combining district zoning. Planning Commission Recommendation: To deny Townhouse and Condominium residence - Neighborhood Plan (SF-6-NP) combining district zoning. Owner/Applicant: TLH Riverside 6507 MF-1, LP (David Cox). Agent: Graves, Dougherty, Moody, Hearn (Michael Whellan). City Staff: Andrew Moore, 512-974-7604. District(s) Affected: District 3.

**This item was withdrawn without objection.**

112. C14-2017-0132 - 4515 South Congress Rezoning - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 4515 South Congress Avenue and 134 Sheraton Avenue (Williamson Creek Watershed). Applicant's Request: To rezone from general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning and general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning to general commercial services-mixed use-vertical mixed use building-neighborhood plan (CS-MU-V-NP) combining district zoning. Staff Recommendation: To grant general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning, with conditions. Planning Commission Recommendation: To be reviewed on January 23, 2018. Owner: Life Storage LP (Michael J. Rogers). Applicant: LEMCO Holdings, LLC (David Cox). Agent: Graves, Dougherty, Hearon & Moody, P.C. (Michael Whellan). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 3.  
**This item was postponed to March 8, 2018 at the request of staff on Council Member Houston's motion, Council Member Renteria's second on an 11-0 vote.**
115. C14-2017-0136 - Lake Creek Commercial - District 6 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 9829 ½ North Lake Creek Parkway (Lake Creek Watershed). Applicant Request: To rezone from multi-family residence-highest density (MF-6) district zoning to community commercial (GR) district zoning. Staff Recommendation: To grant community commercial (GR) district zoning. Zoning and Platting Commission Recommendation: To grant community commercial-mixed use (GR-MU) combining district zoning. Owner/Applicant: 620/183 Limited Partnership (Fred Thomas). Agent: McLean & Howard, LLP (Jeffrey Howard). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 6.  
**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20180201-115 for community commercial-mixed use (GR-MU) combining district zoning was approved on Council Member Houston's motion, Council Member Renteria's second on an 11-0 vote.**
116. C14-2017-0137 - 2610 S. 1St Street - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2610 South First Street (East Bouldin Creek Watershed). Applicant Request: To rezone from family residence (SF-3) district zoning to community commercial - vertical mixed use building (GR-V) combining district zoning. Staff Recommendation: To grant community commercial - vertical mixed use building (GR-V) combining district zoning. Planning Commission Recommendation: To grant community commercial - vertical mixed use building (GR-V) combining district zoning. Owner: Maria Meneses. Agent: BML Consulting Engineering (Benigno Meneses). City Staff: Andrew Moore, 512-974-7604. District(s) Affected: District 3.  
**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20180201-116 for community commercial - vertical mixed use building (GR-V) combining district zoning was approved on Council Member Houston's motion, Council Member Renteria's second on an 11-0 vote.**
117. C14-2017-0151 - Del Valle Gas Station - District 2 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 3132 East State Highway 71 Eastbound (Colorado River Watershed). Applicant's Request: To rezone from general commercial services-conditional overlay (CS-CO) combining district zoning to general commercial services-conditional overlay (CS-CO) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant general commercial services-conditional

overlay (CS-CO) combining district zoning, to change a condition of zoning. Zoning and Platting Commission Recommendation: To be reviewed on January 30, 2018. Owner/Applicant: DiamondSprings Investments, Inc. (Shaukat Prasla). Agent: McClendon & Associates Development Consulting, LLC (Carl McClendon). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 2.

**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20180201-117 for general commercial services-conditional overlay (CS-CO) combining district zoning, to change a condition of zoning was approved on Council Member Houston's motion, Council Member Renteria's second on an 11-0 vote.**

120. C14-2017-0094 - Flats on Shady - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1125 Shady Lane (Boggy Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to multifamily residence moderate-high density-neighborhood plan (MF-4-NP) combining district zoning. Staff Recommendation: To grant Planning Commission Recommendation: To be reviewed January 23, 2018. Owner/Applicant: Otto Freidrich Jr. Estate (Johnette Champion). Agent: Drenner Group (Dave Anderson). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 3.

**This item was postponed to March 22, 2018 at the request of staff on Council Member Houston's motion, Council Member Renteria's second on an 11-0 vote.**

125. NPA-2017-0005.04 – 2514 Thrasher Lane – District 3 – Conduct a public hearing and approve an ordinance amending Ordinance No. 20010927-05, the Montopolis Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 2514 Thrasher Lange (Carson Creek Watershed) from Commercial to Mixed Use land use. Staff Recommendation: To deny Mixed Use land use. Planning Commission recommendation: To grant Mixed use land use. Owner/Applicant: Larry and Elizabeth Petree). Agent: Drenner Group (Leah Bojo). City Staff: Maureen Meredith, (512) 974-2695. District 3

**This item was postponed to March 8, 2018 at the request of the applicant on Council Member Houston's motion, Council Member Renteria's second on an 11-0 vote.**

126. C814-2017-0001 – 425 W. Riverside PUD – District 9 – Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 425 W. Riverside Drive (Lady Bird Lake Watershed). Applicant Request: To rezone from Commercial-Liquor Sales – Vertical Mixed Use – Neighborhood Plan (CS-1-V-NP) combining district zoning to Planned Unit Development – Neighborhood Plan (PUD-NP) combining district zoning. Staff Recommendation: To grant Planned Unit Development – Neighborhood Plan with conditions (PUD-NP). Planning Commission Recommendation: To be reviewed February 13, 2018. Owner/Applicant: Ronald A. Nelson, Trustee and Molley Belle Properties LP (Ronald A. Nelson). Agent: Arnbrust & Brown (Richard T. Suttle, Jr.). City Staff: Andrew Moore, 512-974-7604

**This item was postponed to March 8, 2018 at the request of staff on Council Member Houston's motion, Council Member Renteria's second on an 11-0 vote.**

### **DISCUSSION ITEMS CONTINUED**

**Action was taken on item on item 66 and later reconsidered.**

12. Approve an ordinance on third reading authorizing execution of the first amendment to a settlement agreement relating to the development of property located at 6409 City Park Road

(Champion Tract); amending Ordinance No. 960613-J; modifying provisions of the Lake Austin Watershed regulations in Ordinance No. 840301-F; and modifying provisions of the Hill Country Roadway regulations in City Code Chapter 25-2. District(s) Affected: District 10.

**A motion to approve the ordinance was made by Council Member Flannigan and seconded by Council Member Renteria.**

**A substitute motion to postpone the item to February 15, 2018 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 Troxclair. Those voting nay were: Council Members Casar, Flannigan, Garza and Renteria.**

**Direction was given to limit the public hearing to the changes in the data provided January 31, 2018 and for the Law Department staff to meet with neighbors.**

34. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, identifying an application to be submitted by Austin Affordable Housing Corporation, or an affiliated entity, as the application that will contribute most to the City of Austin's revitalization efforts in competition for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs to help finance a proposed multi-family housing development to be called Pathways at Chalmers Courts East Apartments, located in the Homestead Preservation Reinvestment Zone No. 1 at the southwest corner of Chicon Street and East 4th Street. District(s) Affected: District 3. January 23, 2018 - Housing and Planning Committee voted 3-0 to recommend designation of Pathways at Chalmers Courts East as the most contributing project to the Homestead Preservation Reinvestment Zone #1 Concerted Revitalization Planning Area. **Resolution No. 20180201-034 was approved on Council Member Renteria's motion, Council Member Houston's second on an 11-0 vote.**

**Clarification was read into the record to show the Housing and Planning Committee vote as 4-0.**

**A motion to reconsider item 34 and revise the fourth Whereas clause to read "Whereas, the City of Austin Homestead Preservation Reinvestment Zone No. 1, was approved by Ordinance 20151217-099, dated December 17, 2015" was approved on Council Member Pool's motion, Council Member Kitchen's second, on a 9-0 vote. Council Members Alter and Houston were off the dais.**

**Resolution No. 20180201-034 was approved as amended above on Council Member Garza's motion, Council Member Casar's second on a 9-0 vote. Council Members Alter and Houston were off the dais.**

66. Approve a resolution appointing Spencer Cronk as the City Manager and establishing compensation and benefits. Council Sponsors: Mayor Steve Adler, Mayor Pro Tem Kathie Tovo, Council Member Gregorio Casar, Council Member Ann Kitchen, Council Member Alison Alter. **Resolution No. 20180201-066 was approved on Council Member Flannigan's motion, Council Member Houston's second on an 11-0 vote.**

**A motion to reconsider item 66 was approved on Mayor Pro Tem Tovo's motion, Council Member Flannigan's second on an 11-0 vote.**

**Resolution No. 20180201-066 was approved as amended below on Council Member Flannigan's motion, Council Member Garza's second on an 11-0 vote.**

**Salary -\$325,000**

**Executive Allowance number 4 - \$7,200**

**Housing Allowance number 13 - \$4,500**

**Mayor Adler recessed the meeting at 5:31 p.m.**

### **LIVE MUSIC**

Huston-Tillotson University Concert Choir

### **PROCLAMATIONS**

Distinguished Service Award – Sheree Bailey - To be presented by Mayor Steve Adler and to be accepted by the honoree.

Distinguished Service Award – Carol Drennan – To be presented by Mayor Pro Tem Kathie Tovo and to be accepted by the honoree

Certificates of Appreciation – Fort Hood Warrior Transition Unit Kid's Holiday Care Package Drive participants – To be presented by Mayor Steve Adler and to be accepted by the honorees

Proclamation – City of Austin Mentor and Tutor Day – To be presented by Mayor Steve Adler

Distinguished Service Award – Cindy Jordan – To be presented by Mayor Steve Adler and to be accepted by the honoree

**Mayor Adler reconvened the meeting at 6:48 p.m.**

### **DISCUSSION ITEMS CONTINUED**

83. C14-2017-0028 - Great Hills Mixed Use - District 10 - Approve second and third readings of an ordinance amending City Code Title 25 by zoning property locally known as 9828 Great Hills Trail and 10224 Research Boulevard (Walnut Creek Watershed). Applicant Request: To rezone from community commercial (GR) district zoning and limited office (LO) district zoning to general commercial services-mixed use-vertical mixed use building (CS-MU-V) combining district zoning. First reading to approve general commercial services-mixed use-vertical mixed use building-conditional overlay (CS-MU-V-CO) combining district zoning, with conditions, on December 14, 2017. Vote: 9-1-1, J. Flannigan-No, E. Troxclair-off the dais. Owner/Applicant: Great Hills Retail, Inc. Agent: Drenner Group, PC (Amanda Swor). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 10.

**Ordinance No. 20180201-083 for general commercial services-mixed use-vertical mixed use building (CS-MU-V-CO) combining district zoning, with conditions was approved on Council Member Alter's motion, Council Member Pool's second on an 8-2 vote. Those voting aye were: Mayor Adler, Mayor Pro Tem Tovo, Council Members Alter, Garza, Houston, Kitchen, Pool and Renteria. Those voting nay were: Council Members Flannigan and Troxclair. Council Member Casar was off the dais.**

84. C14-2017-0109 - J.D. Warehouse - District 1 - Approve second and third readings of an ordinance amending City Code Title 25 by zoning property locally known as 6506 Decker Lane (Elm Creek Watershed). Applicant Request: To rezone from community commercial (GR) district zoning to limited industrial (LI) district zoning. First reading approved general commercial services-conditional overlay (CS-CO) combining district zoning on December 14, 2017 (10-1). Owner: Gold A&A Inc. (Adam Ahmad). Applicant: Moncada Enterprises (Phil Moncada). City Staff: Heather Chaffin, 512- 974-2122. District(s) Affected: District 1.

**A motion to approve the item for general commercial services-conditional overlay (CS-CO) combining district zoning was made by Council Member Houston and seconded by Council Member Alter.**

**An amendment by Council Member Flannigan to remove all conditional overlay uses failed on Council Member Flannigan's motion, Council Member Troxclair's second on a 2-9 vote. Those voting aye were: Council Member Flannigan and Troxclair. Those voting nay were: Mayor Adler, Mayor Pro Tem Tovo, Council Members Alter, Casar, Garza, Houston, Kitchen, Pool and Renteria.**

**Ordinance No. 20180201-084 for general commercial services-conditional overlay (CS-CO) combining district zoning was approved on Council Member Houston's motion, Council Member Alter's second on a 9-2 vote. Those voting aye were: Mayor Adler, Mayor Pro Tem Tovo, Council Members Alter, Casar, Garza, Houston, Kitchen, Pool and Renteria. Those voting nay were: Council Members Flannigan and Troxclair.**

85. C14-2017-0114 - 611 East Braker Lane - District 4 - Approve second and third readings of an ordinance amending City Code Title 25 by zoning property locally known as 611 East Braker Lane (Walnut Creek Watershed). Applicant's Request: To rezone from community commercial-conditional overlay-neighborhood plan (GR-CO-NP) combining district zoning to general commercial services-neighborhood plan (CS-NP) combining district zoning. First reading approved general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning, with conditions, on December 7, 2017. Vote: 9-0, D. Garza and E. Troxclair-absent. Owner/Applicant: Priesmeyer Family, LP (Victoria Priesmeyer). Agent: Lenworth Consulting, LLC (Nash Gonzales). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 4.

**The motion to approve the item for general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning, with conditions was made by Council Member Houston and seconded by Council Member Alter.**

**An amendment by Council Member Flannigan to remove all conditional overlay uses failed on Council Member Flannigan's motion, Council Member Troxclair's second on a 2-9 vote. Those voting aye were: Council Member Flannigan and Troxclair. Those voting nay were: Mayor Adler, Mayor Pro Tem Tovo, Council Members Alter, Casar, Garza, Houston, Kitchen, Pool and Renteria.**

**Ordinance No. 20180201-085 for general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning, with conditions was approved on Council Member Houston's motion, Council Member Alter's second on a 9-2 vote. Those voting aye were: Mayor Adler, Mayor Pro Tem Tovo, Council Members Alter, Casar, Garza, Houston, Kitchen, Pool and Renteria. Those voting nay were: Council Members Flannigan and Troxclair.**

**Items 101 and 102 were acted on in a combined motion.**

101. NPA-2017-0016.01 - Springdale Arts- District 3 - Conduct a public hearing to approve an ordinance amending Ordinance No. 030327-12, the Govalle/Johnston Terrace Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 3524, 3528, and 3532 Gonzales Street (Boggy Creek Watershed) from Single Family to Mixed Use land use. Staff Recommendation: To grant Higher Density Single Family land use. Planning Commission Recommendation: To grant Mixed Use land use. Owner/Applicant: Anmol Mehra. Agent: South Llano Strategies (Glen Coleman). City Staff: Maureen Meredith, (512) 974-2695. District(s) Affected: District 3.

**The public hearing was conducted and a motion to close the public hearing and approve the ordinance on first reading only to change the land use designation on the future land use map (FLUM) to Mixed Use land use was approved on Council Member Renteria's motion, Council Member Houston's second on a 10-1 vote. Council Member Flannigan voted nay.**

102. C14-2017-0090.SH - Springdale Arts- District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 3524, 3528, and 3532 Gonzales Street (Boggy Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to community commercial services-mixed use-neighborhood plan (GR-MU-NP) combining district zoning. Staff Recommendation: To grant townhouse condominium-neighborhood plan (SF-6-NP) combining district zoning. Planning Commission Recommendation: To grant community commercial services-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning. Owner/Applicant: Anmol Mehra. Agent: South Llano Strategies (Glen Coleman). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 3.

**The public hearing was conducted and a motion to close the public hearing and approve the ordinance on first reading only for community commercial services-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning was approved on Council Member Renteria's motion, Council Member Houston's second on a 10-1 vote. Council Member Flannigan voted nay.**

113. C14-2017-0133 - 4401 South Congress Rezoning - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 4401 South Congress Avenue (Williamson Creek Watershed). Applicant's Request: To rezone from general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning to general commercial services-mixed use-vertical mixed use building-neighborhood plan (CS-MU-V-NP) combining district zoning. Staff Recommendation: To grant general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning, with conditions. Planning Commission Recommendation: To grant general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning, with conditions. Owner/Applicant: Sabot Development, LLC (James W. Young). Agent: Graves, Dougherty, Hearon & Moody, P.C. (Michael Whellan). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 3.

**The public hearing was conducted and a motion to close the public hearing and approve the ordinance on first reading only for general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning, with conditions was approved on Council Member Renteria's motion, Council Member Garza's second on an 11-0 vote.**

119. C14-2017-0143 - 11500 Manchaca Road - District 5 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by zoning property locally known as 11500 Manchaca Road (Slaughter Creek Watershed). Applicant's Request: To zone from interim-rural residence (I-RR) district zoning to general commercial services-conditional overlay (CS-CO) combining district zoning for Tract 1, community commercial-conditional overlay (GR-CO) combining district zoning for Tract 2, and warehouse/limited office-conditional overlay (W/LO-CO) combining district zoning for Tract 3. Staff Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning for Tract 1, community commercial-conditional overlay (GR-CO) combining district zoning for Tract 2, and warehouse/limited office-conditional overlay (W/LO-CO) combining district zoning for Tract 3, with conditions. Zoning and Platting Commission Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning for Tract 1, community commercial-conditional overlay (GR-CO) combining district zoning for Tract 2, and warehouse/limited office-conditional overlay (W/LO-CO) combining district zoning for Tract 3, with conditions. Owner/Applicant: JG Manchaca Property LLC & Garcia Road LLC (Espiron Garcia. Agent: Metcalfe Wolff Stuart & Williams, LLP. (Michele Rogerson Lynch). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 5.

**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20180201-119 for general commercial services-conditional overlay (CS-CO) combining district zoning for Tract 1, community commercial-conditional overlay (GR-CO) combining district zoning for Tract 2, and warehouse/limited office-conditional overlay (W/LO-CO) combining district zoning for Tract 3, with conditions was approved on Council Member Kitchen's motion, Council Member Garza's second on a 9-1 vote. Council Member Flannigan voted nay. Council Member Casar was off the dais.**

121. C14-2016-0135 - 2500 N. Lamar - District 9 - Conduct a public hearing and approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 1200 W 25th Street (Shoal Creek Watershed). Applicant Request: To rezone from general office-mixed use- conditional overlay- neighborhood plan (GO-MU-CO-NP) combining district zoning to general office-mixed use-vertical mixed use building- conditional overlay-neighborhood plan (GO-MU-V-CO-NP) combining district zoning. First Reading approved on December 14, 2017. Vote: 9-0, Council Members Garza and Houston off the dais. Owner/Applicant: 2500 N. Lamar LLC. Agent: Drenner Group (Amanda Swor). City Staff: Scott Grantham, 512-974-3574. District(s) Affected: District 9.

**The motion to approve the item for general office-mixed use-vertical mixed use building-conditional overlay- neighborhood plan (GO-MU-V-CO-NP) combining district zoning was made by Council Member Pool and seconded by Mayor Pro Tem Tovo.**

**An amendment by Council Member Flannigan to remove all conditional overlay uses and restore height to 60 feet failed on Council Member Flannigan's motion, Council Member Troxclair's second on a 3-8 vote. Those voting aye were: Council Members Casar, Flannigan and Troxclair. Those voting nay were: Mayor Adler, Mayor Pro Tem Tovo, Council Members Alter, Garza, Houston, Kitchen, Pool and Renteria.**

**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20180201-121 for general office-mixed use-vertical mixed use building-conditional overlay- neighborhood plan (GO-MU-V-CO-NP) combining district zoning was approved on Council Member Pool's motion, Mayor Pro Tem Tovo's second on a 9-2 vote. Those voting aye were: Mayor Adler, Mayor Pro Tem Tovo, Council Members Alter, Casar, Garza, Houston, Kitchen, Pool and Renteria. Those voting nay were: Council Members Flannigan and Troxclair.**

**PUBLIC HEARINGS**

122. Conduct a public hearing and consider an ordinance concerning the complaint of Paul Robbins on Texas Gas Service's 2018 Conservation Adjustment Clause rate.

**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20180201-122 was approved on Council Member Pool's motion, Council Member Garza's second on a 10-1 vote. Council Member Troxclair voted nay.**

**Direction was given to staff to involve the Resource Management Commission and provide Council with findings for consideration.**

42. Approve adoption of the Aquatic Master Plan as developed by the Parks and Recreation Department.

**The following directives were made by Council Member Alter and approved without objection:**

- **Direct the City Manager to work with Public Works and Development Services Department to develop an expedited process of applying site specific variances to our local codes and ordinances for park and pool infrastructure, including but not limited to parking requirements, survey plans, and other identified by Parks and Recreation Department staff.**
- **Direct the City Manager to work with Austin Water to continue working with our Parks and Recreation Department staff to further partner in reducing water costs at city pools, building on the existing pilots and also exploring reduced water rates.**
- **Direct the City Manager to explore how private philanthropy can increase our investment in local pools and to identify what policy direction or resources the departments would need to have the appropriate framework to allow private philanthropy to invest in our pools.**
- **Direct the City Manager to report back to Council with funding scenarios on how to align our bond package with the principles contained in the Aquatics Master Plan, as well as whether any of our culturally significant and historic pools can be invested in using Hotel Occupancy Tax (HOT) funds.**
- **Direct the City Manager to report back to Council with scenarios on how to reinvest fees collected at any pool and invest that in a designated fund for pool maintenance and operations.**

**A friendly amendment to include the following language to the Aquatics Master Plan was approved on Mayor Pro Tem Tovo's motion, Council Member Pool's second on an 11-0 vote.**

**"No public pool may be decommissioned absent an affirmative vote of the Austin City Council. Prior to a Council decision regarding the potential initiation of a decommissioning process, Council must receive a staff presentation and conduct a public hearing."**

**The motion to adopt the Aquatic Master Plan as amended above with the additional direction was approved on Council Member Troxclair's motion, Council Member Casar's second on a 10-1 vote. Council Member Flannigan voted nay.**

68. Approve a resolution initiating a benchmarking study comparing Austin Water and Austin Resource Recovery to other Texas utilities and developing recommendations concerning Affordability Standards for both city-owned utilities. Council Sponsors: Council Member Ellen

Troxclair, Council Member Alison Alter, Council Member Sabino 'Pio' Renteria, Council Member Ora Houston.

**A motion to approve the resolution with the following amendments was made by Council Member Troxclair and seconded by Council Member Alter. The amendments were:**

**To add a new sixth Whereas clause to read: “Whereas, given the differences in the energy, water, and solid waste markets and the differences in services and other factors between utilities in different cities, the goals may be different for each utility; and”**

**To replace “Affordability Standards” with “Affordability Goals”.**

**An amendment was made by Mayor Pro Tem Tovo and accepted with the following friendly amendments to revise the first paragraph of the Be It Resolved clause to read:**

**“The City Council directs the City Manager to provide information about internal benchmarks that the City of Austin’s utilities conduct when assessing the affordability and sustainability of the utilities’ services to customers. The City Manager is directed to conduct a comprehensive, data-driven benchmarking study of public and private water and solid waste utilities in Texas that includes contextual information, such as efforts relating to sustainability, zero waste commitments, landfill diversion goals, conservation and drought mitigation efforts, the value of water, the source of water, purity standards, climate, and other components the City Manager deems appropriate.”**

**A friendly amendment was made by Council Member Alter to replace the language “that includes contextual information” with “and contextual information where useful”. The friendly amendment was accepted without objection.**

**A friendly amendment was made by Mayor Adler to replace the language “private water” with “and where readily available private”. The friendly amendment was accepted without objection.**

**An amendment was made by Mayor Pro Tem Tovo and accepted with the following friendly amendments to revise the second paragraph of the Be It Resolved clause to read:**

**“Utilizing the findings of this review, the City Manager shall make recommendations for how to continue the utilities’ evaluations with regard to affordability, as well as strategies for effectively communicating these ongoing efforts to customers.”**

**A friendly amendment was made by Council Member Alter to add the following language to the end of the second paragraph.**

**“...ongoing efforts to customers and how affordability goals might reasonably be determined, applied, tracked and disclosed. The amendment was accepted without objection.**

**Resolution No. 20180201-068 was approved as amended above on Council Member Troxclair’s motion, Council Member Alter’s second on an 11-0 vote.**

#### **AFTER 10:00 P.M.**

**The motion to waive the rules and allow Council to meet after 10 p.m. was approved on Council Member Casar’s motion, Mayor Pro Tem Tovo’s second on a 10-1 vote. Council Member Alter voted nay.**

#### **DISCUSSION ITEMS CONTINUED**

**Items 81 and 82 were acted on in a combined motion.**

81. NPA-2016-0016.01 - 3212 E. Cesar Chavez Street & 111 Tillery Street - District 3 - Approve second and third readings an ordinance amending Ordinance No. 20030327-12, the Govalle/Johnston Terrace Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 3212 E. Cesar Chavez Street and 111 Tillery Street (Colorado River Watershed) from Commercial and Industry to Multifamily and Mixed Use land use. First reading approved on December 7, 2017. Vote: 11-0. Owners Owners/Applicants: Painter Enterprises Inc. (Donald E. Painter) and 3212 Cesar Chavez, LP (Timothy Clark). Agent: Husch Blackwell (Nikelle Meade). City Staff: Maureen Meredith, (512) 974-2695. District(s) Affected: District 3. **This item was postponed to March 1, 2018 on Council Member Renteria's motion, Council Member Alter's second on an 11-0 vote.**
82. C14-2016-0079 - 3212 E. Cesar Chavez Street - District 3 - Approve second and third readings of an ordinance amending City Code Title 25 by zoning property locally known as 3212 East Cesar Chavez Street and 111 Tillery Street (Colorado River Watershed). Applicant Request: To rezone from limited industrial-conditional overlay-neighborhood plan (LI-CO-NP) combining district zoning and general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning to multifamily residence highest density-conditional overlay-neighborhood plan (MF-6-CO-NP) combining district zoning and general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. First reading approved on December 7, 2017. Vote: 11-0. Owners: Painter Enterprises Inc. (Donald E. Painter) and 3212 Cesar Chavez, LP (Timothy Clark). Applicant: Husch Blackwell LLP (Nikelle Meade). City Staff: Heather Chaffin, 512- 974-2122. District(s) Affected: District 3. **This item was postponed to March 1, 2018 on Council Member Renteria's motion, Council Member Alter's second on an 11-0 vote.**
106. C14-2017-0084 - 6507 E. Riverside - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6505, 6507. 6509 E. Riverside Drive and 2108 Thrasher Lane (Carson Creek Watershed). Applicant Request: To rezone from East Riverside Corridor - neighborhood residential (ERC-NR) district zoning to East Riverside Corridor - corridor mixed use (ERC-CMU) district zoning. Staff Recommendation: To grant East Riverside Corridor - corridor mixed use (ERC-CMU) district zoning. Planning Commission Recommendation: ERC-NMU for a portion of the requested area. Owner/Applicant: TLH Riverside 6507 MF-1, LP (David Cox). Agent: Armbrust & Brown, PLLC (Michael Whellan). City Staff: Andrew Moore, 512-974-7604. District(s) Affected: District 3. **This item was postponed to February 15, 2018 without objection.**

**Items 97 and 98 were acted on in a combined motion.**

97. NPA-2017-0005.03 - Affordable Dream Homes - District 3 - Conduct a public hearing and approve an ordinance amending Ordinance No. 20010927-05, the Montopolis Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 2404 Thrasher Lane (Country Club East & Carson Creek Watershed) from Commercial to Higher Density Single Family land use. Staff Recommendation: To grant Higher Density Single Family land use. Planning Commission Recommendation: To grant Higher Density Single Family land use: Owner/Applicant: Vahonia Realty, LLC. Agent: Land Answers, Inc. (Jim Wittliff). City Staff: Maureen Meredith, (512) 974-2695. District(s) Affected: District 3.

The public hearing was conducted and a motion to close the public hearing and deny the ordinance to change the land use designation on the future land use map (FLUM) to Higher Density Single Family land use failed on Council Member Renteria's motion, Council Member Pool's second on a 5-6 vote. Those voting aye were: Mayor Pro Tem Tovo, Council Members Alter, Kitchen, Pool and Renteria. Those voting nay were: Mayor Adler, Council Members Casar, Flannigan, Garza, Houston and Troxclair.

No further action was taken. The applicant indicated the application would be withdrawn.

98. C14-2017-0098 - Affordable Dream Homes - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2404 Thrasher Lane (Carson Creek Watershed). Applicant Request: To rezone from Commercial Services - Neighborhood Plan (CS-NP) combining district zoning to Urban Family Residence - Conditional Overlay - Neighborhood Plan (SF-5-CO-NP) combining district zoning. Staff Recommendation: To grant Urban Family Residence - Conditional Overlay - Neighborhood Plan (SF-5-CO-NP) combining district zoning. Planning Commission Recommendation: To grant Urban Family Residence - Conditional Overlay - Neighborhood Plan (SF-5-CO-NP) combining district zoning. Owner/Applicant: Vahonia Realty (Octavian F. Heresan). Agent: Landanswers (Jim Wittliff). City Staff: Andrew Moore, 512-974-7604. A valid petition has been filed in opposition to this rezoning request. District(s) Affected: District 3.

The public hearing was conducted and a motion to close the public hearing and deny the ordinance on first reading only for Urban Family Residence - Conditional Overlay - Neighborhood Plan (SF-5-CO-NP) combining district zoning use failed on Council Member Renteria's motion, Council Member Pool's second on a 5-6 vote. Those voting aye were: Mayor Pro Tem Tovo, Council Members Alter, Kitchen, Pool and Renteria. Those voting nay were: Mayor Adler, Council Members Casar, Flannigan, Garza, Houston and Troxclair.

No further action was taken. The applicant indicated the application would be withdrawn.

108. C14-2017-0118 - Texas Health and Science University Clinic - District 5 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1709 Fort View Road (West Bouldin Creek Watershed). Applicant Request: To rezone from Community commercial (GR) district zoning and Limited office (LO) district zoning to Community commercial - Mixed use (GR-MU) combining district zoning. Staff Recommendation: To grant Community commercial - Mixed use (GR-MU) combining district zoning. Planning Commission Recommendation: To grant Community commercial - Mixed use (GR-MU) combining district zoning. Owner/Applicant: T & L LP (Lisa Lin). Agent: Landanswers (Jim Wittliff). City Staff: Andrew Moore, 512-974-7604. District(s) Affected: District 5.

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 (GR-MU) combining district zoning was approved on Council Member Kitchen's motion, Council Member Renteria's second on a 10-0 vote. Council Member Troxclair was off the dais.

114. C14-2017-0134 - Gardens 3.01 - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 4310 James Casey Street (West Bouldin Creek Watershed). Applicant Request: To rezone from limited office - vertical mixed use building - neighborhood plan (LO-V-NP) combining district zoning to general office - vertical mixed use building - neighborhood plan (GO-V-NP) combining district zoning. Staff Recommendation: To grant general office - vertical mixed use building - neighborhood plan (GO-V-NP) combining district zoning. Planning Commission Recommendation: To grant general

office - vertical mixed use building - neighborhood plan (GO-V-NP) combining district zoning. Owner: 4310 Gardens Mob, LP. Applicant: Bennett Consulting (Rodney Bennett). City Staff: Scott Grantham, 512-974-3574. District(s) Affected: District 3.

**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20180201-114 for general office - vertical mixed use building - neighborhood plan (GO-V-NP) combining district zoning was approved on Council Member Renteria's motion, Council Member Casar's second on a 10-0 vote. Council Member Troxclair was off the dais.**

118. C14-2017-0156 - 1105 Airport Boulevard - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1105 Airport Boulevard (Boggy Creek Watershed) from community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning to community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant community commercial-mixed use-neighborhood plan (GR-MU-NP) combining district zoning. Planning Commission Recommendation: To grant community commercial-mixed use-neighborhood plan (GR-MU-NP) combining district zoning. Owner/Applicant: SL Shady Lane, LP (John Kiltz). Agent: McLean & Howard, LLP (Jeffrey S. Howard). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 3.

**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-neighborhood plan (GR-MU-NP) combining district zoning was approved on Council Member Renteria's motion, Council Member Houston's second on a 10-0 vote. Council Member Troxclair was off the dais.**

#### **DISCUSSION ITEMS CONTINUED**

13. Discussion and possible action regarding Attorney General letter ruling No. OR2018-00740 concerning public information requests related to search for City Manager.  
**No action was taken.**

**Mayor Adler adjourned the meeting at 11:54 p.m. without objection.**

**The minutes were approved on this the 15 day of February 2018 on Council Member Garza's motion, Council Member Flannigan's second on a 10-0 vote. Council Member Casar was off the dais.**