

**AUSTIN CITY COUNCIL  
MINUTES****REGULAR MEETING  
THURSDAY, JANUARY 23, 2020****Invocation: Ricky Freeman from Ebenezer Baptist Church**

**The following represents the actions taken by the Austin City Council in the order they occurred during the meeting. While the minutes are not in sequential order, all agenda items were discussed. The City Council of Austin, Texas, convened in a regular meeting on Thursday, January 23, 2020 in the Council Chambers of City Hall, 301 West Second Street, Austin, Texas.**

**Mayor Adler called the Council Meeting to order at 10:04 a.m. Mayor Adler was absent.**

**CONSENT AGENDA**

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

1. Approve the minutes of the Austin City Council work session of December 3, 2019, special called of December 4, 2019, regular meeting of December 5, 2019, special called of December 7, 2019, special called of December 9, 2019, special called of December 10, 2019, special called of December 11, 2019, and discussion of December 11, 2019.  
**The minutes of the Austin City Council work session of December 3, 2019, special called of December 4, 2019, regular meeting of December 5, 2019, special called of December 7, 2019, special called of December 9, 2019, special called of December 10, 2019, special called of December 11, 2019, and discussion of December 11, 2019 were approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
2. Authorize negotiation and execution of all documents and instruments necessary or desirable to sell approximately 0.021 acres or 912 square feet of land out of the Thomas Anderson Survey No. 17, Travis County, Texas, to the State of Texas for the Texas Department of Transportation project known as the Oak Hill Parkway, located at 6005 McCarty Lane and conveyed by warranty deed to the City of Austin Electric Utility Department, recorded in Volume 11591, Page 1325, for the amount of \$6,384. Council Sponsors: Mobility. District(s) Affected: District 8.  
**This item was withdrawn.**

3. Approve an ordinance authorizing the issuance of City of Austin, Water and Wastewater System Revenue Bonds, Series 2020A, in the par amount of \$3,800,000, and approve related documents. Council Sponsors: Government That Works for All.  
**This item was withdrawn.**
4. Approve an ordinance authorizing the issuance of City of Austin, Water and Wastewater System Revenue Bonds, Series 2020B, in the par amount of \$11,200,000, and approve related documents. Council Sponsors: Government That Works for All.  
**This item was withdrawn.**
5. Authorize negotiation and execution of an amendment to the Lake Creek Collection System interlocal agreement with the City of Round Rock to extend the wastewater collection system for anticipated development. Council Sponsors: Government That Works for All. District(s) Affected: District 6.  
**The motion authorizing negotiation and execution of an amendment to the Lake Creek Collection System interlocal agreement with the City of Round Rock was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
6. Authorize negotiation and execution of an interlocal agreement with the University of Texas for reimbursement of costs associated with the design and construction of water main and appurtenances related to the reconstruction of Robert Dedman Drive between E. 20th Street and Dean Keeton Street, in an amount not to exceed \$639,400. Council Sponsors: Government That Works for All. District(s) Affected: District 1.  
**The motion authorizing negotiation and execution of an interlocal agreement with the University of Texas was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
7. Authorize negotiation and execution of a concession agreement with MAG US Lounge Management LLC to lease, design, construct, operate, and maintain a Shared Use Lounge Service Concession at Austin-Bergstrom International Airport (RFP-8100-ABIA-005). (Note: This contract will be awarded in compliance with 49 CFR Part 23 - Airport Concessions Disadvantaged Business Enterprise program by meeting goal with 13% participation.). Council Sponsors: Mobility.  
**This item was postponed to February 20, 2020 on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
8. Authorize negotiation and execution of a 25-year license agreement with ENGIE North America, or an ENGIE subsidiary, for use of the airport parking garage carport structure for placement of a distributed rooftop solar-generation facility. Council Sponsors: Mobility.  
**The motion authorizing negotiation and execution of a 25-year license agreement with ENGIE North America, or an ENGIE subsidiary was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

9. Approve a resolution authorizing acceptance of grants from the Federal Aviation Administration, the Department of Homeland Security, and other state and federal agencies to the City's Department of Aviation, for Austin-Bergstrom International Airport for Fiscal Year 2019-2020 in an amount not to exceed \$30,000,000. Council Sponsors: Mobility, Safety.  
**Resolution No. 20200123-009 was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
10. Authorize negotiation and execution of a professional services agreement with Harutunian Engineering, Inc., (WBE) (staff recommendation) or one of the other qualified responders for Request for Qualifications Solicitation No. CLMP276 to provide engineering services for the Davis Water Treatment Plant Supervisory Control and Data Acquisition (SCADA) System Improvements project in an amount not to exceed \$1,500,000. [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 15.80% MBE and 15.80% WBE participation.] Council Sponsors: Government That Works for All. District(s) Affected: District 10.  
**The motion authorizing negotiation and execution of a professional services agreement with Harutunian Engineering, Inc. or one of the other qualified responders was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
11. Authorize award and execution of a construction contract with Santa Clara Construction, Ltd. (MBE), for the Highland Park Water and Wastewater Improvements Phase 1 and WL-C1 project in the amount of \$5,821,470.10 plus a \$582,147.01 contingency, for a total contract amount not to exceed \$6,403,617.11. [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 83.28% MBE and 1.44% WBE participation.] Council Sponsors: Government That Works for All. District(s) Affected: District 10.  
**The motion authorizing the award and execution of a construction contract with Santa Clara Construction, Ltd was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
12. Authorize award and execution of a construction contract with Smith Contracting Co., Inc., for the Howard Lane Water Main Extension project in the amount of \$1,057,821.75 plus a \$105,782.18 contingency, for a total contract amount not to exceed \$1,163,603.93. [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 8.79% MBE and 1.99% WBE participation.] Council Sponsors: Government That Works for All. District(s) Affected: District 1.  
**The motion authorizing the award and execution of a construction contract with Smith Contracting Co., Inc. was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
13. Approve a resolution finding the use of the Job Order Contracting procurement method, as authorized by Subchapter I, Chapter 2269 of the Texas Government Code, is the project delivery

method that provides the best value to the City for the 2020 Job Order Contracts for City of Austin Facility Improvements, in order to award job order assignments to provide for facility maintenance, repair, alteration, renovation, remediation, or minor construction of City facilities. (Note: MBE/WBE goals will be established at the individual job order assignment level under the Job Order Contract and not for the issuance of this solicitation.) Council Sponsors: Government That Works for All.

**Resolution No. 20200123-013 was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

14. Authorize award and execution of a construction contract with Matous Construction, Ltd., for the Ullrich Water Treatment Plant Lime Feed Loop project in the amount of \$11,474,000 plus a \$1,147,400 contingency, for a total contract amount not to exceed \$12,621,400. [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 24.16% MBE and 5.68% WBE participation.] Council Sponsors: Government That Works for All.

District(s) Affected: District 8.

**The motion authorizing the award and execution of a construction contract with Matous Construction, Ltd. was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

15. Authorize negotiation and execution of a professional services agreement with CDM Smith Inc., (staff recommendation) or one of the other qualified responders for Request for Qualifications Solicitation No. CLMP280 to provide engineering services for the Ullrich Water Treatment Plant Conversion (OSGSH) project in an amount not to exceed \$2,000,000. [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 15.80% MBE and 15.80% WBE participation.] Council Sponsors: Government That Works for All. District(s) Affected: District 8.

**The motion authorizing negotiation and execution of a professional services agreement with CDM Smith Inc., or one of the other qualified responders was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

16. Authorize award and execution of a construction contract with PLW Waterworks, LLC, for the Walnut Creek Wastewater Treatment Plant Sludge Thickener Rehabilitation project in the amount of \$9,155,900 plus a \$915,590 contingency, for a total contract amount not to exceed \$10,071,490. [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 33.15% MBE and 0.72% WBE participation.] Council Sponsors: Government That Works for All. District(s) Affected: District 1.

**The motion authorizing the award and execution of a construction contract with PLW Waterworks, LLC was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**



17. Authorize award and execution of a construction contract with Facilities Rehabilitation, Inc. (MBE), for the Wastewater Collection System Replacement Lines - North project in the amount of \$4,373,958 plus a \$437,395.80 contingency, for a total contract amount not to exceed \$4,811,353.80. [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 2.74% MBE and 0.80% WBE participation.] Council Sponsors: Mobility. District(s) Affected: District 1, District 3, District 6, District 7, District 10.  
**The motion authorizing the award and execution of a construction contract with Facilities Rehabilitation, Inc. was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
18. Authorize negotiation and execution of an amendment to the professional services agreement with AECOM Technical Services Inc., for Technical Baggage Handling System Advisor for the Austin-Bergstrom International Airport Terminal Centralized Baggage Handling System Design Criteria Manual in the amount of \$1,000,000, for a total contract amount not to exceed \$1,758,000. [Note: This amendment will be awarded in compliance with 49 CFR Part 26 (Disadvantaged Business Enterprise Program). Current participation to date is 11.34% DBE.] Council Sponsors: Mobility. January 14, 2020 – Recommended by the Airport Advisory Commission on a 7-0-1-2 vote, with Commissioner Watry recused, and Commissioners Hendricks, and V. Sepulveda absent.  
**The motion authorizing negotiation and execution of an amendment to the professional services agreement with AECOM Technical Services Inc. was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
19. Authorize negotiation and execution of an interlocal agreement with Texas Department of Transportation, Austin District (TxDOT) allowing TxDOT to become an associate user of the Greater Austin Travis County Regional Radio System. Council Sponsors: Government That Works for All, Safety, Mobility.  
**The motion authorizing negotiation and execution of an interlocal agreement with Texas Department of Transportation, Austin District was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
20. Authorize the negotiation and execution of a one-year contract with Austin LGBTQ Chamber of Commerce to provide economic development recruitment and retention services in an amount not to exceed \$153,750. Council Sponsors: Economic Opportunity and Affordability, Culture and Lifelong Learning.  
**The motion authorizing negotiation and execution of a one-year contract with Austin LGBTQ Chamber of Commerce was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
21. Authorize the negotiation and execution of a one-year contract with Greater Austin Hispanic Chamber of Commerce to provide economic development recruitment and retention services in

an amount not to exceed \$212,500. Council Sponsors: Economic Opportunity and Affordability, Culture and Lifelong Learning.

**The motion authorizing negotiation and execution of a one-year contract with Greater Austin Hispanic Chamber of Commerce was approved consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

22. Authorize the negotiation and execution of a one -year contract with Greater Austin Asian Chamber of Commerce to provide economic development recruitment and retention services in an amount not to exceed \$202,500. Council Sponsors: Economic Opportunity and Affordability, Culture and Lifelong Learning.

**The motion authorizing negotiation and execution of a one-year contract with Greater Austin Asian Chamber of Commerce was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

23. Authorize the negotiation and execution of a one-year contract with Greater Austin Black Chamber of Commerce to provide economic development recruitment and retention services in an amount not to exceed \$171,000. Council Sponsors: Economic Opportunity and Affordability, Culture and Lifelong Learning.

**The motion authorizing negotiation and execution of a one-year contract with Greater Austin Black Chamber of Commerce was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

24. Authorize the negotiation and execution of a one-year contract for the Opportunity Austin Campaign with the Greater Austin Economic Development Corporation for a total contract amount not to exceed \$350,000. Council Sponsors: Economic Opportunity and Affordability, Culture and Lifelong Learning.

**The motion authorizing negotiation and execution of a one-year contract with the Greater Austin Economic Development Corporation was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

25. Authorize negotiation and execution of an interlocal agreement with Austin Community College (ACC) authorizing the City to provide decaling services for ACC and reimbursing the City for actual costs. Council Sponsors: Mobility.

**The motion authorizing negotiation and execution of an interlocal agreement with Austin Community College was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

26. Authorize negotiation and execution of a license agreement with the Travis County Tax Assessor-Collector to authorize the City to issue and pay for registration stickers for City-owned vehicles. Council Sponsors: Mobility.

**The motion authorizing negotiation and execution of license agreement with the Travis County Tax Assessor-Collector was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

27. Authorize negotiation and execution of a legal services contract with the law firm of Lloyd Gosselink Rochelle and Townsend, P.C. to advise and represent the City during its participation in the ratemaking proceeding filed by Texas Gas Service, in an amount not to exceed \$150,000. Related to Item #53. Council Sponsors: Government That Works for All, Economic Opportunity and Affordability.

**The motion authorizing negotiation and execution of a legal services contract with the law firm of Lloyd Gosselink Rochelle and Townsend, P.C. was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

**Direction was given to the City Manager to create opportunities for the public to engage in the process moving forward to the rate increases.**

28. Authorize an amendment to a legal services contract with Scott Douglas & McConnico for services related to Acuna et al v. City of Austin et al , Cause No. D-1-19-008617 in the 201st Judicial District Court of Travis County, Texas in an amount of \$61,000 for a total contract amount not to exceed \$121,000. Council Sponsors: Government That Works for All.

**The motion authorizing an amendment to the legal services contract with Scott Douglas & McConnico was approved on consent on Council Member Casar's motion, Council Member Ellis' second on an 6-3-1 vote. Those voting aye were Mayor Pro Tem Garza, Council Members Casar, Ellis, Flannigan, Harper-Madison, and Renteria. Those voting nay were Council Members Alter, Pool and Tovo. Council Member Kitchen abstained. Mayor Adler was absent.**

29. Authorize negotiation and execution of all documents and instruments necessary or desirable to sell approximately .145 acre of land out of the Thomas Anderson Survey No. 17, Abstract 2, Travis County, Texas, conveyed to the City of Austin and recorded in Volume 9073, Page 740, located on or near the intersection of West US 290 and McCarty Lane to the State of Texas Project locally known as Oak Hill Parkway, for the amount of \$1,000. Council Sponsors: Mobility. District(s) Affected: District 8.

**This item was withdrawn.**

**Item 31 was pulled for discussion.**

30. Approve an ordinance amending the Fiscal Year 2019-2020 Parks and Recreation Department Operating Budget Special Revenue Fund (Ordinance No. 20190911-001) to accept and appropriate an estimated \$250,000 from the Trail of Lights Foundation for City expenses and services, and authorizing waiver of certain permit, application, and similar fees and requirements for the 2019 Trail of Lights and Zilker Holiday Tree Lighting Ceremony in an amount estimated at \$225,000. Council Sponsors: Culture and Lifelong Learning.

**Ordinance No. 20200123-030 was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

32. Approve an ordinance amending the Fiscal Year 2019-2020 Fee Schedule (Ordinance No. 20190910-002) to increase the storage fee for vehicles 25 feet or less in length from \$20.00 per

day to \$20.64 per day; increase the storage fee for vehicles exceeding 25 feet in length from \$35.00 per day to \$36.11 per day; and increase the impoundment fee from \$20.00 to \$20.64.  
Council Sponsors: Safety, Mobility.

**Ordinance No. 20200123-032 was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

**Item 33 was pulled for discussion.**

34. Authorize negotiation and execution of an amendment to an interlocal agreement with Texas Department of State Health Services to provide an oversampling in Travis County for the Texas Behavioral Risk Factor Surveillance System to increase funding in an amount not to exceed \$300,000 for a revised total agreement amount not to exceed \$475,000, and to extend the term from February 1, 2020 through August 31, 2024. Council Sponsors: Health and Environment.  
**The motion authorizing negotiation and execution of an amendment to an interlocal agreement with Texas Department of State Health Services was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
35. Authorize negotiation and execution of Amendment No. 4 to an agreement with Texas RioGrande Legal Aid, Inc. for tenant advocacy services to increase funding in an amount not to exceed \$140,000 for the remaining 12-month extension option, for a total agreement amount not to exceed \$2,110,000. Council Sponsors: Economic Opportunity and Affordability.  
**The motion authorizing negotiation and execution of Amendment No. 4 to an agreement with Texas RioGrande Legal Aid, Inc. was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
36. Approve an ordinance amending the Fiscal Year 2019-2020 Austin Public Health Department Operating Budget Special Revenue Fund (Ordinance No. 20190911-001) to accept and appropriate \$35,135 in grant funding from the Texas Department of Housing and Community Affairs for the Ending Homelessness Fund. Related to Item #37. Council Sponsors: Economic Opportunity and Affordability, Health and Environment.  
**Ordinance No. 20200123-036 was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
37. Approve a resolution to authorize acceptance of grant funding in the amount of \$35,135 from the Texas Department of Housing and Community Affairs for the Ending Homelessness Fund. Related to Item #36. Council Sponsors: Economic Opportunity and Affordability, Health and Environment.  
**Resolution No. 20200123-037 was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
38. Authorize negotiation and execution of Amendment No. 6 to an agreement with The Salvation Army to expand shelter case management services in an amount not to exceed \$102,056, for a total agreement amount not to exceed \$1,847,331. Council Sponsors: Economic Opportunity and Affordability, Health and Environment.



**The motion authorizing negotiation and execution of Amendment No. 6 to an agreement with The Salvation Army was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

39. Authorize negotiation and execution of Amendment No. 2 with Austin Travis County Mental Health Mental Retardation Center, dba Integral Care, to expand homeless services in an amount not to exceed \$204,112, for a total agreement amount not to exceed \$2,204,112. Council Sponsors: Economic Opportunity and Affordability, Health and Environment.  
**The motion authorizing negotiation and execution of Amendment No. 2 with Austin Travis County Mental Health Mental Retardation Center, doing business as Integral Care was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
40. Authorize negotiation and execution of Amendment No. 1 to an agreement with Front Steps, Inc., to expand shelter case management services in an amount not to exceed \$102,056, for a total agreement amount not to exceed \$13,602,056. Council Sponsors: Economic Opportunity and Affordability, Health and Environment.  
**The motion authorizing negotiation and execution of Amendment No. 1 to an agreement with Front Steps, Inc. was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
41. Authorize negotiation and execution of Amendment No. 2 with Family Eldercare, Inc. to expand rapid re-housing case management services in an amount not to exceed \$102,056, for a total agreement amount not to exceed \$890,806. Council Sponsors: Economic Opportunity and Affordability, Health and Environment.  
**The motion authorizing negotiation and execution of Amendment No. 2 with Family Eldercare, Inc. was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
42. Approve negotiation and execution of Amendment No. 9 to the agreement with Caritas of Austin, Inc. to expand rapid re-housing services in an amount not to exceed \$102,056, for a total agreement amount not to exceed \$22,118,858. Council Sponsors: Economic Opportunity and Affordability, Health and Environment.  
**The motion approving negotiation and execution of Amendment No. 9 to the agreement with Caritas of Austin, Inc. was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
43. Authorize negotiation and execution of a multi-term contract with Chameleon Industries Inc., to provide liquid copper sulfate pentahydrate, for up to five years for a total contract amount not to exceed \$4,000,000. (Note: Sole source contracts are exempt from the City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established). Council Sponsors: Government That Works for All, Health and Environment.

**The motion authorizing negotiation and execution of a multi-term contract with Chameleon Industries Inc. was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

44. Authorize award of a multi-term contract with K&M Steam Cleaning, Inc., to provide carpet cleaning and related services, for up to five years for a total contract amount not to exceed \$1,070,000. (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). Council Sponsors: Government That Works for All, Economic Opportunity and Affordability.  
**The motion authorizing the award of a multi-term contract with K&M Steam Cleaning, Inc. was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

**Item 45 was pulled for discussion.**

46. Authorize award of a contract with Employee Owned Nursery Enterprises Ltd D/B/A Organics by Gosh, to provide topsoil, for up to five years for a total contract amount not to exceed \$351,825. (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). Council Sponsors: Government That Works for All, Safety.  
**The motion authorizing the award of a contract with Employee Owned Nursery Enterprises Ltd, doing business as Organics by Gosh was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
47. Authorize negotiation and execution of two cooperative contracts with Keeling Company and Pump Mechanical Technical Services, LLC, for irrigation systems and related services, in an amount not to exceed \$490,107 divided between the contractors. (Note: These procurements were reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for these procurements, there were no subcontracting opportunities; therefore, no subcontracting goals were established). Council Sponsors: Government That Works for All, Health and Environment.  
**The motion authorizing negotiation and execution of two cooperative contracts with Keeling Company and Pump Mechanical Technical Services, LLC was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
48. Authorize negotiation and execution of a multi-term contract with Pump Mechanical Technical Services, LLC, for maintenance and parts for MCI Flowtronex pumping systems, for up to five years for a total contract amount not to exceed \$889,000. (Note: Sole source contracts are exempt from the City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise

Procurement Program; therefore, no subcontracting goals were established). Council Sponsors: Government That Works for All.

**The motion authorizing negotiation and execution of a multi-term contract with Pump Mechanical Technical Services, LLC was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

49. Authorize award of three multi-term contracts with American Grinding Company LLC; Austin/San Antonio Concrete Raising, LLC; and Universal Concrete Grinding, LLC D/B/A Ohio Concrete Grinding, LLC; to provide sidewalk maintenance services, each for up to five years for total contract amounts not to exceed \$3,000,000, divided among the contractors. (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 insufficient subcontracting opportunities; therefore, no subcontracting goals were established). Council Sponsors: Mobility.

**The motion authorizing the award of three multi-term contracts with American Grinding Company LLC; Austin/San Antonio Concrete Raising, LLC; and Universal Concrete Grinding, LLC doing business as Ohio Concrete Grinding, LLC was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

50. Authorize negotiation and execution of a cooperative contract with Ramtech Building Systems, Inc., to provide a prefabricated modular building, in an amount not to exceed \$980,000. (Note: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9 D 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). Council Sponsors: Government That Works for All, Safety.

**The motion authorizing negotiation and execution of a cooperative contract with Ramtech Building Systems, Inc. was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

**Item 51 was pulled for discussion.**

52. Authorize negotiation and execution of a contract with Colette Holt & Associates, to conduct an availability and disparity study of minority-owned and women-owned business enterprises and disadvantaged business enterprises, in an amount not to exceed \$1,000,000. (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 and subcontractor goals were applied to the solicitation. The subcontracting goals were exceeded and the resulting contract will include 7.00% MBE participation). Council Sponsors: Economic Opportunity and Affordability.

**The motion authorizing negotiation and execution of a contract with Colette Holt & Associates was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

53. Approve an ordinance suspending a rate increase proposed by Texas Gas Service for natural gas services. Related to item #27. Council Sponsors: Economic Opportunity and Affordability. **Ordinance No. 20200123-053 was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
54. Authorize negotiation and execution of an interlocal agreement with Travis County for the construction of an extension of East Braker Lane from Samsung Boulevard to Harris Branch Parkway, for a total amount not to exceed \$5,600,000. Council Sponsors: Mobility, Safety. District(s) Affected: District 1. **The motion authorizing negotiation and execution of an interlocal agreement with Travis County was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
55. Approve negotiation and execution of an interlocal agreement with the Capital Metropolitan Transportation Authority to purchase transit passes in an amount not to exceed \$700,000 for use in a pilot program to increase transit ridership. Council Sponsors: Mobility, Economic Opportunity and Affordability. **This item was postponed to February 20, 2020 on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
56. Approve an ordinance waiving fees in an amount not to exceed \$3,500,000.00, related to the development of Phase One of the 2016 Texas Capitol Complex Master Plan. Council Sponsors: Government That Works for All, Mobility, Economic Opportunity and Affordability. District(s) Affected: District 1, District 9. **Ordinance No. 20200123-056 was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
57. Approve appointments and certain related waivers to citizen boards and commissions, to Council committees and other intergovernmental bodies and removal and replacement of members; and amendments to board and commission bylaws. **The following appointments and waivers were approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

#### Nominations

##### Board/Nominee

##### Nominated by

##### African American Resource Advisory Commission

Quincy Dunlap

Austin Area Urban League

##### Asian American Quality of Life Advisory Commission

Wei H Huang (Hanna Huang)

Mayor Steve Adler

##### Parks and Recreation Board

Sarah Foust

Council Member Kitchen



**Public Safety Commission**

Dr. William Kelly

Council Member Flannigan

**Waivers**

Approve a waiver of the attendance requirement in Section 2-1-26 of the City Code for the service of William Bunch on the Tourism Commission. The waiver includes absences through today's date.

Approve a waiver of the attendance requirement in Section 2-1-26 of the City Code for the service of Alta Alexander on the Tourism Commission. The waiver includes absences through today's date.

Approve a waiver of the attendance requirement in Section 2-1-26 of the City Code for the service of John Green on the Building and Standards Commission. The waiver includes absences through today's date.

58. Approve an ordinance waiving or reimbursing certain fees for the Austin Bangladesh Victory Day Celebration, sponsored by the Bangladeshi Community of Greater Austin, which was held on Saturday December 14, 2019 at the Asian American Resource Center. Council Sponsors: Council Member Kathie Tovo, Mayor Steve Adler, Council Member Jimmy Flannigan, Council Member Alison Alter, Council Member Gregorio Casar.  
**Ordinance No. 20200123-058 was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

**Item 59 was pulled for discussion.**

60. Approve a resolution authorizing the City Manager to participate in civil litigation and to negotiate and execute an agreement for legal services in an amount not to exceed \$100,000 related to opposing the Permian Highway Pipeline. Council Sponsors: Council Member Ann Kitchen, Mayor Steve Adler, Council Member Alison Alter, Council Member Leslie Pool, Council Member Paige Ellis.  
**Resolution No. 20200123-060 was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
61. Set a public hearing to consider an ordinance regarding floodplain variances for the construction of an addition to a single-family residence at 13108 Travis View Loop within the 100-year floodplain of Lake Travis. (Suggested date: February 6, 2020, at Austin City Hall, 301 W. Second Street, Austin, TX.) Council Sponsors: Safety. District(s) Affected: District 6.  
**The public hearing was set on consent for February 6, 2020, at Austin City Hall, 301 W. Second Street, Austin, TX on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

62. Set a public hearing to consider an ordinance adopting the Local Standards of Care for the City of Austin Parks and Recreation Department's Youth Programs. (Suggested date: February 20, 2020, at Austin City Hall, 301 W. Second Street). Council Sponsors: Culture and Lifelong Learning.  
**The public hearing was set on consent for February 20, 2020, at Austin City Hall, 301 W. Second Street, Austin, TX on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
63. Set a public hearing to consider an ordinance amending various sections of City Code Title 25 (Land Development) to remove residential uses as allowed uses in the Airport Overlay Zone Three (AO3). (Suggested date, February 20, 2020 at Austin City Hall, 301 W. Second Street, Austin, TX) Council Sponsors: Health and Environment.  
**The public hearing was set on consent for March 12, 2020 at Austin City Hall, 301 W. Second Street, Austin, TX on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
64. Set a public hearing to consider an ordinance amending various sections of City Code Title 25 (Land Development) to waive fees for neighborhood plan amendment applications for SMART Housing projects and plan amendment applications initiated by neighborhood plan contact teams. (Suggested date, February 20, 2020 at Austin City Hall, 301 W. Second Street, Austin, TX). Council Sponsors: Economic Opportunity and Affordability.  
**The public hearing was set on consent for February 20, 2020 at Austin City Hall, 301 W. Second Street, Austin, TX on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
65. Set a public hearing to consider an ordinance approving a Project Consent Agreement waiving or modifying provisions of City Code Chapters 25-7 (Drainage) and 25-8 (Environment) including Chapter 25-8, Subchapter A, Article 13 (Save Our Springs Initiative), to allow construction of a mixed-use residential project located at 7415 Southwest Parkway in the East Oak Hill Neighborhood Planning Area. This action concerns land located in the Barton Springs zone. (Suggested date and time February 6, 2020, Austin City Hall, 301 W. Second Street, Austin, TX) Council Sponsors: Health and Environment. District(s) Affected: District 8.  
**This item was withdrawn.**
106. Approve an ordinance authorizing the issuance of City of Austin, Water and Wastewater System Revenue Bonds, Series 2020B, in the par amount of \$3,800,000, and approve related documents. Council Sponsors: Government That Works for All.  
**Ordinance No. 20200123-106 was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
107. Approve an ordinance authorizing the issuance of City of Austin, Water and Wastewater System Revenue Bonds, Series 2020A, in the par amount of \$11,200,000, and approve related documents. Council Sponsors: Government That Works for All.  
**Ordinance No. 20200123-107 was approved on consent on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

**Item 108 was pulled for discussion.**

109. Approve the waiver or reimbursement of certain fees under City Code Chapter 14-8 for the 2020 Women's March, sponsored by the Women's March ATX, to be held on Saturday, January 18, 2020 starting at the Ann Richard Congress Avenue Bridge and proceeding to the Texas State Capitol Building. Council Sponsors: Council Member Alison Alter, Council Member Leslie Pool, Council Member Paige Ellis, Council Member Kathie Tovo, Council Member Natasha Harper-Madison.

**The motion approving the waiver or reimbursement of certain fees under City Code Chapter 14-8 for the 2020 Women's March, sponsored by the Women's March ATX, to be held on Saturday, January 18, 2020 was approved on consent on Council Member Cesar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

**Direction was given to staff to include the following amount toward the fee waiver:  
Balance of fees by Mayor Pro Tem Garza.**

110. Approve an ordinance waiving or reimbursing certain fees for the Lou Saldana Memorial Service, sponsored by the Saldana Family, which has held on Saturday, January 11, 2020 at Krieg Field. Council Sponsors: Council Member Sabino 'Pio' Renteria, Mayor Pro Tem Delia Garza, Council Member Jimmy Flannigan, Council Member Paige Ellis, Council Member Natasha Harper-Madison.

**Ordinance No. 20200123-110 was approved on consent on Council Member Cesar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

**Items 111 and 112 were pulled for discussion.**

### **DISCUSSION ITEMS**

**Items 31 and 33 were taken together in one motion.**

31. Authorize negotiation and execution of an interlocal agreement with Texas State University for law enforcement activities related to the sale of tobacco products to underage persons, for total payment not to exceed \$50,000. Council Sponsors: Safety, Health and Environment.  
**The motion authorizing negotiation and execution of an interlocal agreement with Texas State University was approved on Council Member Tovo's motion, Council Member Pool's second on a 10-0 vote. Mayor Adler was absent.**
33. Authorize execution of an interlocal agreement with the University of Texas at Austin for the Austin Police Department to provide assistance in the planning and execution of street closures and related activities required during parades, protests, sporting, and other special events in an amount not to exceed \$750,000. Council Sponsors: Safety, Government That Works for All.  
**The motion authorizing execution of an interlocal agreement with the University of Texas at Austin was approved on Council Member Tovo's motion, Council Member Pool's second on a 10-0 vote. Mayor Adler was absent.**

45. Authorize award of a multi-term contract with SiteScapes, Inc., to provide trash and recycling receptacles for downtown, for up to five years for a total contract amount not to exceed \$325,000. (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). Council Sponsors: Health and Environment. **The motion authorizing the award of a multi-term contract with SiteScapes, Inc. was approved on Council Member Tovo's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
51. Authorize negotiation and execution of a contract with Ricker - Cunningham, to provide real estate development consulting services, in an amount not to exceed \$150,000. (Note: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the services required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established). Council Sponsors: Government That Works for All, Economic Opportunity and Affordability. **The motion authorizing negotiation and execution of a contract with Ricker – Cunningham was approved on Council Member Alter's motion, Council Member Casar's second on a 10-0 vote. Mayor Adler was absent.**
108. Approve a resolution directing the City Manager to prepare a study with recommendations to improve the ecological health and safety of Austin's rivers, lakes, and creeks by addressing litter problems, prevention, and abatement; and directing the City Manager to explore and pursue immediate action to address the dumping of electric micromobility devices into Austin's watersheds and to mitigate the resulting environmental impacts. Council Sponsors: Council Member Paige Ellis, Mayor Steve Adler, Council Member Natasha Harper-Madison, Council Member Gregorio Casar, Council Member Kathie Tovo. **Resolution No. 20200123-107 was approved as amended below on Council Member Ellis' motion, Council Member Casar' second on a 10-0 vote. Mayor Adler was absent.**

**An amendment was made to include the following in the Be it Resolved by the City Council of the City of Austin, line 62:**

**“Manager is directed to update council on scope, timeline of the study and funding options by February 20, 2020 and include any portions which could be funded with currently approved budget to begin prior to the next fiscal year budget cycle.”**

**Direction was given to staff to look at various options, what funding sources could be used to move this forward and how that could be considered for the next year's budget. To have staff report back as soon as feasible on how the study might be funded and how quickly the study can begin, and to get feedback on how the study looks and how it can be implemented to be sure that it is equitable across all creeks and watersheds in the area.**



111. Approve a resolution relating to meetings and compensation of the Municipal Civil Service Commission. Council Sponsors: Council Member Alison Alter, Council Member Leslie Pool, Mayor Steve Adler, Council Member Kathie Tovo.  
**Resolution No. 20200123-111 was approved on Council Member Alter's motion, Council Member Pool's second on a 9-1 vote. Council Member Flannigan voted nay. Mayor Adler was absent.**
112. Approve a resolution regarding firearm safety equipment and educational materials. Council Sponsors: Mayor Pro Tem Delia Garza, Council Member Natasha Harper-Madison, Council Member Alison Alter, Council Member Paige Ellis, Council Member Kathie Tovo.  
**Resolution No. 20200123-112 was approved as amended below on Council Member Tovo's motion, Council Member Alter's second on a 10-0 vote. Mayor Adler was absent.**

**A friendly amendment was made by Council Member Tovo and accepted without objection to include the following:**

**To amend the fourth Whereas clause to read:**

**"WHEREAS, educational campaigns such as Be SMART that emphasize storing guns unloaded and locked with ammunition kept in a separate place can mitigate the potential risk for firearm injury and may save children's lives; and"**

**To amend the sixth Whereas clause to read:**

**"WHEREAS, Council passed Resolution No. 20161215-064 directing the City Manager to work with the Austin Police Department (APD) and with community partners as appropriate to immediately prepare and distribute gun safety brochures at community festivals, neighborhood association and community meetings, and other public events. Council further directed that these brochures should address the safe handling and storing of firearms as well as offer suggestions for how to discuss these matters with others."**

**To include a new sentence at the end of the seventh Whereas clause:**

**"In addition, there are other programs that distribute gun locks and educational materials; and"**

**To include a new eighth and ninth Whereas clause to read:**

**"WHEREAS, the NSSF imposes regulations on municipalities accepting such locks, including that they be distributed only with NSSF-approved literature; and WHEREAS, since Council's passage of Resolution No. 20161215-064, APD has distributed approximately 1,042 gun locks to the community; and"**

**To include a third Be it Further Resolved clause to read:**

**"The City Manager is directed to fully implement Resolution No. 20161215-064 to ensure that APD is distributing Be SMART materials that educate parents on storing guns responsibly and discussing gun safety with other adults."**

**A friendly amendment was made by Council Member Alter and accepted without objection to amend the final Be it Further Resolved clause to read:**

**“The City Manager will provide a report to City Council by August 1, 2020, on APD’s distribution of gun locks and other and other firearm safety equipment and educational materials, including numbers of locks distributed at events and directly to requestors, and any outside requests for locks and materials that were denied by the department.”**

66. Approve the appointment of Jessica Palvino to the Sobriety Center Local Government Corporation Board of Directors, doing business as the Sobering Center. Council Sponsors: Health and Human Services Committee.
- The motion approving the appointment of Jessica Palvino to the Sobriety Center Local Government Corporation Board of Directors, doing business as the Sobering Center, was approved on Council Member Harper-Madison’s motion, Council Member Tovo’s second on a 9-0 vote. Council Member Renteria was off the dais. Mayor Adler was absent.**

#### **AUSTIN HOUSING AND FINANCE CORPORATION MEETING**

**Mayor Pro Tem Garza recessed the Council Meeting and called the Board of Directors’ Meeting of the Austin Housing Finance Corporation to order at 11:42 a.m. See separate minutes.**

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

**Mayor Pro Tem Garza reconvened the Council Meeting at 11:46 a.m.**

#### **PUBLIC HEARINGS**

68. Conduct a public hearing and consider an ordinance adopting a consent agreement for the Austin Green Improvement District No. 1. Council Sponsors: Economic Opportunity and Affordability. **The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20200123-068 was approved on Council Member Kitchen’s motion, Council Member Ellis’ second on a 9-0 vote. Council Member Casar was off the dais. Mayor Adler was absent.**
69. Conduct a public hearing and consider an application by Vi Collina, LLC, or an affiliated entity, for housing tax credits for a multi-family development that will be financed through the private activity bond program to be known as Vi Collina, located at or near 2401 East Oltorf Street; and consider a resolution that relates to the proposed development, the application, and the allocation of housing tax credits and private activity bonds within the City and near the proposed development Council Sponsors: Economic Opportunity and Affordability. District(s) Affected: District 3.
- The public hearing was conducted and a motion to close the public hearing and approve Resolution No. 20200123-069 was approved on Council Member Casar’s motion, Council**

**Member Harper-Madison's second on a 9-0 vote. Council Member Alter was off the dais. Mayor Adler was absent.**

70. Conduct a public hearing related to an application by Austin Leased Housing Associates IV, Limited Partnership, or an affiliated entity, for housing tax credits for a multi-family development that will be financed through the private activity bond program, to be known as Woodway Village, located at or near 4600 Nuckols Crossing Road; and consider a resolution that relates to the proposed development, the application, and the allocation of housing tax credits and private activity bonds within the City and near the proposed development. Council Sponsors: Economic Opportunity and Affordability. District(s) Affected: District 2.

**The public hearing was conducted and a motion to close the public hearing and approve Resolution No. 20200123-070 was approved on Council Member Casar's motion, Council Member Harper-Madison's second on a 9-0 vote. Council Member Alter was off the dais. Mayor Adler was absent.**

71. Conduct a public hearing and consider an ordinance amending City Code Title 25 (Land Development Code) to create the Central Health Overlay district within the Downtown Austin Plan District Map. Council Sponsors: Economic Opportunity and Affordability.  
**This item was postponed to February 20, 2020 at the request of staff on Council Member Kitchen's motion, Council Member Tovo's second on a 9-0 vote. Council Member Alter was off the dais. Mayor Adler was absent.**

**Mayor Pro Tem Garza recessed the meeting at 11:52 p.m.**

**Mayor Pro Tem Garza reconvened the meeting at 12:00 p.m.**

**CITIZEN COMMUNICATIONS: GENERAL**

Carlos León – 1) God, Jesus Christ & The Holy Spirit cannot be beat; 2) Cancel chemtrail culture  
3) Go online to read Civil Action 92-0449, The Deep State demons must be defeated & their works destroyed

Jeff Robinson – Mobility issues in Rainey neighborhood

Jerry Hardin – Alternate approach for short-term housing.

Penny Adrian – Unhoused neighbors

Ruben Rivera-Clemente – Police brutality

Ann Marie Ellis – TBD

Angela Benavides Garza – The Heart of Austin Ordinance

**Mayor Pro Tem Garza recessed the meeting at 12:24 p.m.**

**EXECUTIVE SESSION**

72. Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).  
**This item was withdrawn.**

**Mayor Pro Tem Garza reconvened the Council Meeting at 2:06 p.m.**

**ZONING ORDINANCES / RESTRICTIVE COVENANTS**

73. NPA-2019-0020.04 - 600 Industrial - Approve third reading of an ordinance amending Ordinance No. 20050818-Z001, the South Congress 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 600 Industrial Boulevard, (Blunn Creek Watershed) from Industry to Mixed Use land use. First Reading approved on November 14, 2019. Vote: 11-0. Second Reading approved on December 5, 2019. Vote: 10-1, Council Member Harper-Madison voted nay. Owner: KC 600 Industrial LLC (Mitchell S. Johnson). Agent: Smith Robertson, L.L.P. (David Hartman). City Staff: Jesse Gutierrez, (512) 974-1606. District(s) Affected: District 3.  
**This item was postponed to February 6, 2020 at the request of applicant on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**
74. C14-2019-0082 - 600 Industrial Boulevard Mixed Use - Approve third reading of an ordinance amending City Code Title 25 by rezoning property locally known as 600 Industrial Boulevard (Blunn Creek Watershed). Applicant's Request: To rezone from limited industrial services-conditional overlay-neighborhood plan (LI-CO-NP) combining district zoning to limited industrial services-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning, with conditions. First Reading approved on November 14, 2019. Vote: 11-0. Second Reading approved on December 5, 2019. Vote: 10-1, Council Member Harper-Madison voted nay. Owner: KC 600 Industrial LLC (Mitchell S. Johnson). Agent: Smith Robertson, L.L.P. (David Hartman). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 3.  
**This item was postponed to February 6, 2020 at the request of applicant on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**
75. C14-2019-0134 - 10302 Old Manchaca Road - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 10302 Old Manchaca Road (Slaughter Creek Watershed). Applicant's Request: To rezone from single family residence-standard lot (SF-2) district zoning to family residence (SF-3) district zoning, with conditions. First Reading approved on December 5, 2019. Vote: 11-0. Owner/Applicant: John Noell. City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 5.  
**Ordinance No. 20200123-075 for family residence (SF-3) district zoning, with conditions was approved on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**



76. C14-2019-0100 - 7505 Cooper Lane - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 7501, 7503, 7505, 7507, 7509, and 7511 Cooper Lane (South Boggy Creek Watershed). Applicant's Request: To rezone from development reserve (DR) district zoning and single-family residence-standard lot (SF-2) district zoning to townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning, with conditions. First Reading approved on November 14, 2019. Vote: 11-0. Owner/Applicant: Estate of Nelma Mueller (Donnie Carter and Darlene Graber, Independent Executors); Donnie Carter. Agent: David Weekley Homes (Evan Caso). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 2.  
**Ordinance No. 20200123-076 for townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning, with conditions was approved on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**
77. C814-04-0055.04.SH Mueller - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as locally known as N. IH 35 at E. 51st Street (Boggy Creek and Tannehill Branch Watersheds) to rezone from planned unit development (PUD) district zoning to planned unit development (PUD) district zoning, to change a condition of zoning. First reading approved planned unit development (PUD) district zoning, to change a condition of zoning on December 5, 2019. This ordinance may include waiver of fees, alternative funding methods, modifications of City regulations, and acquisition of property. Owner/Applicant: City of Austin Economic Development Department (Pamela Hefner). Agent: McCann Adams Studio (Jana McCann). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 9.  
**Ordinance No. 20200123-077 for planned unit development (PUD) district zoning, to change a condition of zoning was approved on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**

#### **ZONING AND NEIGHBORHOOD PLAN AMENDMENTS**

78. C14-2019-0107.SH Diamond Forty-Two - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 5511, 5515, 5517, and 5519 Jackie Robinson Street (Fort Branch Watershed). Applicant Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to multifamily residence-low density-neighborhood plan (MF-2-NP) combining district zoning. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed January 28, 2020. Owner/Applicant: William D. Mosley. Agent: O-SDA Industries, LLC (Megan Lasch). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 4.  
**This item was postponed to March 12, 2020 at the request of staff on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**
79. C14-2019-0109 - Messinger Tract Rezoning - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 9900 David Moore Drive;

9800 Swansons Ranch Road (Slaughter Creek Watershed). Applicant's Request: To zone and rezone from interim-rural residence (I-RR) district zoning and rural residence (RR) district zoning to townhouse and condominium residence (SF-6) district zoning. Staff Recommendation: To grant townhouse and condominium residence (SF-6) district zoning, with conditions. Zoning and Platting Commission Recommendation: Forwarded to Council without a recommendation due to lack of an affirmative vote. Owner/Applicant: Milton A. Messinger Tax Exempt Family Trust. Agent: Thrower Design (Ron Thrower). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 5.

**This item was postponed to February 6, 2020 at the request of staff on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**

80. NPA-2019-0008.01 - 2711 - 2717 Manor Road - Conduct a public hearing and approve an ordinance amending Ordinance No. 20011129-67, the Rosewood 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 2711, 2713, 2715, 2717 Manor Road and 2204 Curtis Avenue (Boggy Creek Watershed) from Single Family to Mixed Use land use. Staff Recommendation and Planning Commission Recommendation to grant Mixed Use land use. Owner/Applicant: 2715 Manor, LLC; 2717 Manor, LLC; Dennis Bruyere and Andrew Pluta. Agent: Drenner Group (Amanda Swor). City Staff: Maureen Meredith, (512) 974-2695. District(s) Affected: District 1.

**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20200123-080 to change the land use designation on the future land use map (FLUM) to Mixed Use land use was approved on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**

81. C14-2019-0105 - 2711-2717 Manor Road - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2711, 2713, 2715 and 2717 Manor Road and 2204 Curtis Avenue (Boggy Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to general commercial services-vertical mixed use building-neighborhood plan (CS-V-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant general commercial services-vertical mixed use building-neighborhood plan (CS-V-NP) combining district zoning. Owner/Applicant: 2715 Manor, LLC; 2717 Manor, LLC; Dennis Bruyere and Andrew Pluta. Agent: Drenner Group (Amanda Swor). City Staff: Maureen Meredith, (512) 974-2695. District(s) Affected: District 1.

**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20200123-081 for general commercial services-vertical mixed use building-neighborhood plan (CS-V-NP) combining district zoning was approved on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**

82. C14-2019-0123 1408 E. 51st Street - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1408, 1410, 1414, 1416 and

1418 East 51st Street (Tannehill Branch Creek Watershed) from limited office-vertical mixed use building-neighborhood plan (LO-V-NP) combining district zoning to community commercial - mixed use-vertical mixed use building-neighborhood plan (GR-MU-V-NP) combining district zoning. Staff Recommendation: To grant community commercial -mixed use-vertical mixed use building-neighborhood plan (GR-MU-V-NP) combining district zoning. Planning Commission Recommendation: To grant community commercial -mixed use-vertical mixed use building-conditional overlay-neighborhood plan (GR-MU-V-CO-NP) combining district zoning. Owner/Applicant: Sage Crossroads, LLC (David Foor). Agent: Drenner Group PC (Leah Bojo). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 4.

**The public hearing was conducted and a motion to keep the public hearing open and approve the ordinance on the first reading only for community commercial -mixed use-vertical mixed use building-neighborhood plan (GR-MU-V-NP) combining district zoning was approved on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**

83. C14-71-278(RCA) - 1408 E. 51st Street - Conduct a public hearing and approve a restrictive covenant amendment on property locally known as 1408, 1410, 1414, 1416 and 1418 East 51st Street (Tannehill Branch Creek Watershed). Applicant Request: To amend the public restrictive covenant associated with zoning case C14-71-278. Staff Recommendation and Planning Commission Recommendation: To grant restrictive covenant amendment. Owner/Applicant: Sage Crossroads, LLC (David Foor). Agent: Drenner Group PC (Leah Bojo). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 4.

**This item was postponed to February 6, 2020 at the request of staff on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**

84. NPA-2017-0018.01 - 2106 Payne Avenue, - Conduct a public hearing and approve an ordinance amending Ordinance No. 20040513-30, the Brentwood/Highland 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 2106 Payne Avenue (Shoal Creek Watershed) from Single Family to Mixed Use/Office land use. Staff Recommendation and Planning Commission Recommendation: To grant Mixed Use/Office land use. Owner/Applicant: Arch Properties, Inc. Trustee. Agent: Daniel McFarland. City Staff: Maureen Meredith, (512) 974-2695. District(s) Affected: District 7.

**The public hearing was conducted and a motion to keep the public hearing open and approve the ordinance on the first reading only to change the land use designation on the future land use map (FLUM) to Mixed Use/Office land use was approved on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**

85. C14-2019-0053 - 2106 Payne -Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2106 Payne Avenue (Shoal Creek Watershed). Applicant Request: To rezone from family residence - neighborhood plan (SF-3-NP) combining district zoning to neighborhood office - mixed use - neighborhood plan (NO-MU-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation:

To grant neighborhood office - mixed use - neighborhood plan (NO-MU-NP) combining district zoning. Owner/Applicant: ARCH Properties (Daniel McFarland). City Staff: Kate Clark, 512-974-1237. District(s) Affected: District 7.

**The public hearing was conducted and a motion to keep the public hearing open and approve the ordinance on the first reading only for neighborhood office - mixed use - neighborhood plan (NO-MU-NP) combining district zoning was approved on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**

86. C14-2019-0124 - Ramendu Complex at Lyndon Lane - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning property locally known as 12303 Morris Road (Lake Creek Watershed). Applicant Request: To zone from interim-residence (I-RR) district zoning to townhouse & condominium residence (SF-6) district zoning. Staff Recommendation: To grant family residence (SF-3) district zoning. Zoning and Platting Commission Recommendation: To grant townhouse & condominium residence-conditional overlay (SF-6-CO) combining district zoning. Applicant/Owner: Ramendu at Lyndon Investments, LLC (Amar Gulhane). Agent: Thos Watts Land Planning (Thos B. Watts). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 6.

**This item was postponed to February 6, 2020 at the request of Council Member Flannigan on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**

87. NPA-2019-0012.02 - 3201 & 3203 Merrie Lynn Avenue, - Conduct a public hearing and approve an ordinance amending Ordinance No. 20020801-91, the Upper Boggy Creek 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 2804 Manor Road (formerly 3201 Merrie Lynn Avenue) and 3203 Merrie Lynn Avenue (Boggy Creek Watershed) from Multifamily to Mixed Use/Office land use. Staff recommendation and Planning Commission Recommendation: To grant Mixed Use/Office land use. Owner/Applicant: 3201 Merrie Lynn, LLC and David Bills. Agent: Drenner Group (Amanda Swor). City Staff: Maureen Meredith, (512) 974-2695. District(s) Affected: District 9.

**This item was postponed to February 20, 2020 at the request of applicant on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**

88. C14-2019-0106 - 3201 and 3203 Merrie Lynn - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2804 Manor Road (formerly 3201 Merrie Lynn Avenue) and 3203 Merrie Lynn Avenue (Boggy Creek Watershed) from multifamily residence moderate high density-neighborhood plan (MF-4-NP) combining district zoning to limited office-mixed use-neighborhood plan (LO-MU-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant limited office-mixed use-neighborhood plan (LO-MU-NP) combining district zoning. Owner/Applicant: 3201 Merrie Lynn LLC. Agent: Drenner Group PC (Amanda Swor). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 9.

**This item was postponed to February 20, 2020 at the request of applicant on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**

89. NPA-2019-0016.01 - 914 Shady Lane - 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 914 Shady Lane (Boggy Creek Watershed) from Single Family and Water land use to Mixed Use and Higher Density Single Family land use. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed on January 14, 2020. Owner/Applicant: Kimberly Beal and Stephanie Scherzer. Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Maureen Meredith, (512) 974-2695. District(s) Affected: District 3.

**This item was postponed to March 26, 2020 at the request of staff on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**

90. NPA-2017-0021.01 - 4530 E. Ben White Blvd. - Conduct a public hearing and approve an ordinance amending Ordinance No. 20061116-055 of the East Riverside/Oltorf Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the future land use designation on the future land use map (FLUM) on property locally known as 4530 E. Ben White Blvd. (Country Club Creek Watershed) from Commercial to Mixed Use land use. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed on January 28, 2020. Owner/Applicant: Belco Equities, Inc. Agent: Coats Rose, P.C. (John M. Joseph). City Staff: Maureen Meredith, (512) 974-2695. District(s) Affected: District 3.

**This item was postponed to February 20, 2020 at the request of staff on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**

91. C14-2019-0143 / C14H-01-0104 - Matthew Brown Homestead - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 10140 Old San Antonio Road (Slaughter Creek Watershed). Applicant's Request: To rezone from community commercial-mixed use-historic landmark-conditional overlay (GR-MU-H-CO) combining district zoning for Tract 1 and community commercial-conditional overlay (GR-CO) combining district zoning for Tract 2 to public-historic landmark (P-H) combining district zoning for Tract 1 and public (P) district zoning for Tract 2. Staff Recommendation and Historic Landmark Commission Recommendation and Zoning and Platting Commission Recommendation: To grant public-historic landmark (P-H) combining district zoning for Tract 1 and public (P) district zoning for Tract 2. Owner/Applicant: City of Austin - Parks and Recreation Department (Scott Grantham). Agent: City of Austin - Planning and Zoning Department (Wendy Rhoades). 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. 20200123-091 for public-historic landmark (P-H) combining district zoning for Tract 1 and public (P) district zoning for Tract 2 was approved on Council Member**



**Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**

92. C14-2019-0133 - The Bridge at Turtle Creek Apartments - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 735 Turtle Creek Boulevard, 6020 South 1st Street and 6102 South 1st Street (Williamson Creek Watershed). Applicant Request: To rezone from family residence - neighborhood plan (SF-3-NP) and limited office - neighborhood plan (LO-NP) combining district zoning to neighborhood commercial - vertical mixed use building - neighborhood plan (LR-V-NP) combining district zoning. Staff and Planning Commission Recommendation: To grant neighborhood commercial - vertical mixed use building - neighborhood plan (LR-V-NP) combining district zoning for Tract 1, and general office - vertical mixed use building - neighborhood plan (GO-V-NP) combining district zoning for Tract 2, with conditions. Owner: New Hope Wesleyan Church (Daniel Robinson, Pastor) Applicant: Alice Glasco Consulting (Alice Glasco). City Staff: Kate Clark, 512-974-1237. District(s) Affected: District 2.

**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20200123-092 for neighborhood commercial - vertical mixed use building - neighborhood plan (LR-V-NP) combining district zoning was approved on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**

93. C14-2019-0146 - 3525 Far West - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 3525 Far West Boulevard (Shoal Creek Watershed). Applicant Request: To rezone from neighborhood commercial-vertical mixed use building (LR-V) combining district zoning and limited office-vertical mixed use building (LO-V) combining district to community commercial-vertical mixed use building (GR-V) combining district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant community commercial-vertical mixed use building (GR-V) combining district zoning. Owner: Frost National Bank (Ross Wood). Applicant: Drenner Group P.C. (Amanda Swor). City Staff: Mark Graham, 512-974-3574. District(s) Affected: District 10.

**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20200123-093 for community commercial-vertical mixed use building (GR-V) combining district zoning was approved on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**

94. C814-88-0001.12 - Davenport West PUD Amendment 12 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 4417 Westlake Drive (St. Stephens Creek Watershed). Applicant's Request: To rezone from Planned Unit Development (PUD) district zoning to Planned Unit Development (PUD) district zoning, to change a condition of zoning. Staff Recommendation and Zoning and Platting Recommendation: To grant Planned Unit Development (PUD) district zoning, to change conditions of zoning, with conditions. This ordinance may include waiver of fees, alternative funding methods, modifications of City regulations, and acquisition of property. Owner/Applicant: Michael and

Susan Dell Foundation. Agent: Metcalfe, Wolff, Stuart & Williams (Michele Rogerson Lynch). City Staff: Mark Graham, 512-974-3574. District(s) Affected: District 10.

**The public hearing was conducted and a motion to keep the public hearing open and approve the ordinance on the first reading only for Planned Unit Development (PUD) district zoning, to change a condition of zoning was approved on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**

95. NPA-2019-0007.01- Settlement Home - Conduct a public hearing and approve an ordinance amending Ordinance No. 20000629-106, the North Austin Civic Association (NACA) 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 8900 Hunters Trace (Little Walnut Creek Watershed) from Single Family to Mixed Use/Office land use. Staff recommendation and Planning Commission Recommendation: To grant Mixed Use/Office land use. Owner: The Settlement Club. Agent: Julie Schechter. Applicant: City of Austin, Planning & Zoning Dept. 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. 20200123-095 to change the land use designation on the future land use map (FLUM) to Mixed Use/Office land use was approved on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**
96. C14-2019-0141 - Settlement Home - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 8900 Hunters Trace (Little Walnut Creek Watershed). Applicant Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to neighborhood office-mixed use-neighborhood plan (NO-MU-CO) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant neighborhood office-mixed use-neighborhood plan (NO-MU-NP) combining district zoning. Owner: Settlement Club. Agent: City of Austin-Planning and Zoning Department (Sherri Sirwaitis). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 4. **This item was withdrawn.**
97. C14-2019-0158 - Alonti Catering - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 3421 West William Cannon Drive, Suite 115 (Williamson Creek Watershed-Barton Springs Zone). Applicant's Request: To rezone from community commercial (GR) district zoning to general commercial services-conditional overlay (CS-CO) combining district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning. Owner: Cannon Oaks, LLC (Timothy Timmerman). Agent: Lenworth Consulting (Nash Gonzales). 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. 20200123-097 for general commercial services-conditional overlay (CS-CO) combining district zoning was approved on Council Member Kitchen's motion, Council**

**Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**

98. C14-2019-0103 - 9100 US-290 East- Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 9100 US 290 East (Walnut Creek Watershed) from limited industrial-conditional overlay (LI-CO) combining district zoning to general commercial services-conditional overlay (CS-CO) combining district. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district. Owner/Applicant: Gladstone Commercial Corp. (Perry Linney). Agent: Drenner Group (Dave Anderson). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 1. A valid petition has been filed in opposition to this rezoning case.  
**This item was postponed to February 6, 2020 at the request of staff on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**
99. C14-2019-0137 - Delwau Campgrounds- Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 7715 Delwau Lane (Colorado River Watershed). Applicant Request: To rezone from single family residence standard lot (SF-2) district zoning to general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning, with conditions. Owner/Applicant: Delwau LLC (Noah Zimmerman). Agent: South Llano Strategies (Glen Coleman). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 1.  
**This item was postponed to February 20, 2020 at the request of the Neighborhood on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**
100. C14-2019-0142 -AISD Loyola Lane Tract-Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6412 Ed Bluestein Boulevard (Little Walnut 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-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To be reviewed January 14, 2020. Owner/Applicant: Blusky Interests, Ltd. (John McCormack). Agent: Metcalfe, Wolff, Stuart & Williams, LLP (Amanda Brown). City Staff: Heather Chaffin, 512-974-2122.  
**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20200123-100 for community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning, to change a condition of zoning was approved on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**

101. C814-2012-0128.03.SH - thinkEAST Austin PUD -Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1141 Shady Lane and 5300 Jain Lane (Boggy Creek Watershed) from planned unit development-neighborhood plan (PUD-NP) combining district zoning to planned unit development-neighborhood plan (PUD-NP) combining district zoning, to change a condition of zoning. Staff Recommendation and Planning Commission Recommendation: To grant planned unit development-neighborhood plan (PUD-NP) combining district zoning, to change a condition of zoning. This ordinance may include waiver of fees, alternative funding methods, modifications of City regulations, and acquisition of property. Owner/Applicant: THINKEAST AUSTIN LP (Richard deVarga). Agent: Drenner Group PC (Amanda Swor). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 3.

**The public hearing was conducted and a motion to keep the public hearing open and approve the ordinance on the first reading only for Planned Unit Development (PUD) district zoning, to change a condition of zoning was approved on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**

102. C814-2018-0121 - 218 S. Lamar -Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 218 South Lamar Boulevard ( Lady Bird Lake Watershed) from general commercial services-vertical mixed use building-neighborhood plan (CS-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 (PUD-NP) combining district zoning. This ordinance may include waiver of fees, alternative funding methods, modifications of City regulations, and acquisition of property. Planning Commission Recommendation: To be reviewed January 14, 2020. Owner/Applicant: Michael Pfluger, William Reid Pfluger & the Pfluger Spousal Irrevocable Trust Agent: Drenner Group PC (Amanda Swor). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 5.

**This item was postponed to February 6, 2020 at the request of staff on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**

103. C14-2019-0139 - Forest Wood Road - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 7708 Forest Wood Road (South Boggy Creek Watershed). Applicant Request: To rezone from single family residence-standard lot (SF-2) district zoning to family residence (SF-3) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant family residence (SF-3) district zoning. Owner/Applicant Michael Lubitz. City Staff: Mark Graham, 512-974-3574. District(s) Affected: District 5.

**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20200123-103 for family residence (SF-3) district zoning was approved on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**

104. C14H-2019-0112 - Herrera House, 1805 E. 3rd Street - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1805 E. 3rd Street. Applicant request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning. Staff Recommendation, Historic Landmark Commission Recommendation and Planning Commission Recommendation: To grant family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning. Applicant: Historic Landmark Commission. Owner: Rex Bowers. City Staff: Cara Bertron, Historic Preservation Office, Planning and Zoning Department, 512-974-1446. District(s) Affected: District 3.

**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20200123-104 for family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning was approved on Council Member Kitchen's motion, Council Member Alter's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.**

105. C14H-2019-0148 - Edward, Sr. and Connie Rendon House - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1705 Haskell Street Applicant: Historic Landmark Commission. Applicant's Request: To rezone from family residence- neighborhood plan (SF-3-NP) combining district zoning to family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning. Staff Recommendation and Historic Landmark Commission Recommendation: To grant family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning. Planning Commission Recommendation: To be reviewed January 14, 2019. Applicant: City of Austin. City Staff: Steve Sadowsky, Historic Preservation Office, Planning and Zoning Department, 512-974-6454. District(s) Affected: District 3.

**Council Member Renteria moved to deny historic designation, seconded by Council Member Kitchen.**

**A motion to postpone was made by Council Member Kitchen, seconded by Council Member Pool. The motion was withdrawn.**

**A motion to postpone was made by Council Member Tovo, seconded by Council Member Alter. The motion was withdrawn.**

**The public hearing was conducted and a motion to close the public hearing and approve the ordinance for family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning failed on Council Member Pool's motion, Council Member Tovo's second on a 3-3-3 vote. Those voting aye were: Council Members Alter, Pool and Tovo. Those voting nay were: Council Members Ellis, Kitchen, and Renteria. Those abstaining were: Mayor Pro Tem Garza, Council Members Casar and Harper-Madison. Council Member Flannigan was off the dais. Mayor Adler was absent.**

**The motion to deny the historic designation failed on Council Member Renteria's motion, Council Member Kitchen's second on a 1-4-4 vote. Those voting aye were: Council Member**



**Renteria. Those voting nay were: Council Members Alter, Ellis, Pool and Tovo. Those abstaining were: Mayor Pro Tem Garza, Council Members Casar and Harper-Madison and Kitchen. Council Member Flannigan was off the dais. Mayor Adler was absent.**

113. C14-2019-0141 - Settlement Home - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 8900 Hunters Trace (Little Walnut Creek Watershed). Applicant Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to neighborhood office-mixed use-neighborhood plan (NO-MU-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant neighborhood office-mixed use-neighborhood plan (NO-MU-NP) combining district zoning. Owner: Settlement Club. Agent: City of Austin-Planning and Zoning Department (Sherri Sirwaitis). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 4.

**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20200123-113 for neighborhood office-mixed use-neighborhood plan (NO-MU-NP) combining district zoning was approved on Council Member Kitchen's motion, Council Member Alter's second on an 8-1 vote. Council Member Tovo abstained. Council Member Flannigan was off the dais. Mayor Adler was absent.**

**Mayor Pro Tem Garza recessed the meeting at 3:33 p.m.**

**Mayor Pro Tem Garza reconvened the meeting at 4:05 p.m.**

#### **DISCUSSION ITEMS CONTINUED**

59. Approve a resolution relating to the enforcement of low-level marijuana and cannabis-related offenses and the expenditure of City resources for THC concentration testing. Council Sponsors: Council Member Gregorio Casar, Council Member Natasha Harper-Madison, Mayor Pro Tem Delia Garza, Council Member Jimmy Flannigan.  
**Council Member Casar moved to approve the resolution, seconded by Mayor Pro Tem Garza.**

**A friendly amendment was made by Council Member Alter and accepted without objection to include the following:**

**Include the following language to page 7, line 124:**

**"and to provide a written report to Council on the implementation of this resolution by January 31, 2021."**

**Add the following language after line 128:**

**"The City Manager is directed to inform City Council should available testing at state or private labs inhibit the ability to prosecute high priority felony-level cannabis-related trafficking offenses or a violent felony charge (not a cannabis-related charge) in a timely manner."**

A friendly amendment to Council Member Alter's amendment was made by Council Member Casar and accepted without objection to include the following:

Change the following after line 128:

"The City Manager is directed to ensure that testing at state or private labs does not inhibit the ability to prosecute high priority felony-level cannabis-related trafficking offenses or a violent felony charge (not a cannabis-related charge) in a timely manner, and to report to Council on progress."

Resolution No. 20200123-059 was approved as amended above on Council Member Casar's motion, Mayor Pro Tem Garza's second on a 9-0 vote. Council Member Flannigan was off the dais. Mayor Adler was absent.

#### LIVE MUSIC

BLXPLTN

#### PROCLAMATIONS

Proclamation – QBS Recognition - To be presented by Council Member Paige Ellis and to be accepted by Rolando Fernandez, Jr.

Proclamation – #CourageousClaire Day - To be presented by Council Member Kathie Tovo and to be accepted by Claire and Family.

Mayor Pro Tem Garza adjourned the meeting at 5:19 p.m. without objection.

The minutes were approved on this the 6<sup>th</sup> day of February 2020 on Council Member Pool's motion, Council Member Alter's second on an 11-0 vote.