

**AUSTIN CITY COUNCIL
MINUTES****REGULAR MEETING
THURSDAY, JUNE 21, 2007**

Invocation: Bishop L. A. Wilkerson, Agape Christian Ministries

The following represents the actions taken by the Austin City Council in the order they occurred during the meeting. While the minutes are not in sequential order, all agenda items were discussed. The City Council of Austin, Texas, convened in a regular meeting on Thursday, June 21, 2007 in the Council Chambers of City Hall, 301 West Second Street, Austin, Texas.

Mayor Wynn called the Council Meeting to order at 10:20 a.m.

The Mayor asked Council Members to report on upcoming agenda items; however, no upcoming items were mentioned.

CONSENT AGENDA

The following items were acted on by one motion. No separate discussion or action occurred on any of the items. The consent items were approved on Council Member Kim's motion, Mayor Pro Tem Dunkerley's second on a 7-0 vote.

1. Approval of the minutes of the Austin City Council from the regularly scheduled meeting of June 7, 2007.
The minutes from the meeting of June 7, 2007 were approved.
2. Approve an ordinance authorizing acceptance of \$95,000 in grant funds from the State of Texas Energy Conservation Office (SECO); and amending the Fiscal Year 2006-2007 Austin Energy Operating Budget of Ordinance No. 20060911-001 to appropriate \$95,000 for the design and implementation of an ENERGY STAR(r) Refrigerator Replacement/Recycling Program for Austin Housing Authority public housing properties. Funding is available from the State of Texas Energy Conservation Office. Recommended by the Electric Utility Commission and the Resource Management Commission.
Ordinance No. 20070621-002 was approved.
3. Authorize negotiation and execution of a 24-month Interlocal Agreement between the City and the State of Texas Energy Conservation Office (SECO) for grant funding in an amount not to exceed \$190,000 to Austin Energy for the design and implementation of an ENERGY STAR(r) Appliance Replacement/Recycling Program for public housing properties owned and managed by the Austin Housing Authority. Through the Interlocal Agreement, SECO will fund up to \$190,000 over twenty four months and Austin Energy will fund an in-kind match; \$95,000 is available in the Fiscal Year 2006-2007 Operating Budget of the Conservation Rebates and Incentive Budget of Austin Energy. Funding for the remaining in-kind match is contingent upon available funding in future budgets. Recommended by the Electric Utility Commission and the Resource Management Commission.
The motion authorizing the negotiation and execution of an interlocal agreement was approved.
4. Authorize execution of a construction contract with 5F MECHANICAL GROUP, INC., Austin, TX, for the demolition and removal of piping, roof penetrations and roof-top mounted equipment at the Domain Plant, in

an amount not to exceed \$165,000. Funding is available in the Fiscal Year 2006-2007 Capital Budget of Austin Energy. This contract was awarded in compliance with Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. Recommended by the Electric Utility Commission.

The motion authorizing the execution of a construction contract with 5F Mechanical Group, Inc. was approved.

5. Authorize negotiation and execution of Amendment No. 1 to the construction contract service agreement with TEPSCO, L.P., Deer Park, TX, to increase the first 12-month extension option by an amount not to exceed \$5,880,000, for an overall contract amount not to exceed \$17,880,000, for the installation of underground chilled water piping. Funding is available in the Fiscal Year 2006-2007 Capital Budget of Austin Energy. This contract was awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program) with 14.20% MBE and 0.47%WBE subcontractor participation. Recommended by the Electric Utility Commission.
The motion authorizing the negotiation and execution of amendment number 1 to the construction contract service agreement with Tepsco, L.P. was approved.

6. Approve an ordinance authorizing the application for and acceptance of State and Tribal Assistance Grant funds in the amounts of \$481,100 (Phase II) and \$477,900 (Phase III) from the United States Environmental Protection Agency (EPA); amending the Fiscal Year 2006-2007 Austin Water Utility Special Revenue Fund Operating Budget of Ordinance No. 20060911-001 to appropriate \$959,000 for activities associated with the mitigation of Sanitary Sewer Overflows bringing the total grant award to \$3,032,200; and amending the Fiscal Year 2006-2007 Austin Water Utility Capital Budget of Ordinance No. 20060911-002 to appropriate \$959,000 from the Austin Water Utility Special Revenue Fund Operating Budget. Funding in the amount of \$3,032,200 is awarded by the United States EPA in three phases with an allowable project cost of \$5,513,092. There is a 45% of the allowable project cost local match requirement of \$2,480,892 which will be provided through previously authorized expenditures associated with the corrective actions of Sanitary Sewer Overflows. Grant funding along with the matching funds are used to rehabilitate deteriorated wastewater pipeline facilities and all contracts are processed by the Purchasing Office through competitive bidding. Recommended by the Water and Wastewater Commission.
Ordinance No. 20070621-006 was approved.

Item 7 was pulled for discussion.

8. Authorize an amendment in an amount not to exceed \$75,000 for a revised total contract amount not to exceed \$124,000 to the professional services agreement with Protiviti, Inc. to provide computer forensic services related to the Office of the City Auditor's provision of information to KPMG, LLP, Austin, TX, regarding the City's Fiscal Year 2006 financial statements. Funding is available in the Fiscal Year 2006-2007 Operating Budget of the Austin Convention Center. Contract Amendment. This contract was awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract.
The motion authorizing an amendment to the professional services agreement was approved.
9. Authorize negotiation and execution of a renewal to and amendment number two to the Interlocal Agreement between the City and Travis County, to extend the Agreement for continued reimbursement to the County for 1) salaries and benefits of four County employees performing services for the Medical Assistance Program on behalf of the Travis County Healthcare District; and, 2) facility support services and leases for certain Travis County Healthcare District clinics in an amount not to exceed \$271,059. Funding is available from the Travis County Healthcare District under the City's Interlocal Agreement with the Travis County Healthcare District.

The motion authorizing the negotiation and execution of a renewal to and amendment number two to the interlocal agreement was approved.

10. Authorize negotiation and execution of an Interlocal Agreement among the City, the Travis County Healthcare District and the University of Texas Medical Branch under which the City will purchase tubal ligation services from the University of Texas Medical Branch for eligible Austin Women's Hospital patients from May 1 through August 31, 2007, using grant funds awarded to the City by the Texas Department of State Health Services, in an amount not to exceed \$135,000. Funding is included in the Fiscal Year 2006-2007 Operating Budget of the Community Care Services Department.

The motion authorizing the negotiation and execution of an interlocal agreement was approved.

11. Approve an ordinance authorizing acceptance of \$7,000 in grant funds from the Texas Department of Family and Protective Services; and amending the Fiscal Year 2006-2007 Health and Human Services Department Operating Budget Special Revenue Fund of Ordinance No. 20060911-001 to appropriate \$7,000 for a total grant amount of \$801,000 for the 78744 Youth of Promise Initiative Community Youth Development Program. Funding is available from the Texas Department of Family and Protective Services, Youth of Promise Initiative (YPI) Community Youth Development Program (CYD). The grant period is March 1, 2006 through August 31, 2007. No City match is required.

Ordinance No. 20070621-011 was approved.

12. Authorize negotiation and execution of an amendment to an outside counsel contract with Cox Smith Matthews, San Antonio, TX, for legal services related to City of Austin v. Harry M. Whittington, et al.; Cause No. GV-07-000942, in the 353rd Judicial District Court (formerly Cause No. 2403 in the County Court at Law No. 1) in Travis County, Texas, in an amount of \$140,000, for a total contract amount not to exceed \$380,000. (concerns the City's condemnation case) Funding in the amount of \$70,000 is available in the Fiscal Year 2006-2007 Operating Budget of the Austin Convention Center and funding in the amount of \$70,000 is available in the Fiscal Year 2006-2007 Operating Budget of Austin Energy.

The motion authorizing the negotiation and execution of an amendment to an outside counsel contract with Cox Smith Matthews was approved.

Item 13 was pulled for discussion.

14. Approve a resolution to support the Travis County Housing Finance Corporation's Single-Family Mortgage Revenue Bond and Refunding Series 2007 Bond, and authorize the origination of mortgages inside the Austin city limits with bond proceeds from the refunding.

Resolution No. 20070621-014 was approved.

15. Authorize the negotiation and execution of a loan to Salvage Vanguard Theater in Austin, TX, under the Neighborhood Commercial Management Loan Program in an amount not to exceed \$274,952, in compliance with applicable federal requirements including Title 24 Code of Federal Regulations Section 85.40 performance goals, to rehabilitate an existing building into a theater at the property located at 2803 Manor Road, Austin, TX. Funding is available in the Neighborhood Housing and Community Development Office Special Revenue Fund; \$234,952 in Section 108 Loan funds under the Neighborhood Commercial Management Loan Program (NCMP); \$20,000 from the Community Preservation and Revitalization (CP&R) Small Business Loan Program and \$20,807 from the Facade Improvement Program.

The motion authorizing the negotiation and execution of a loan to Salvage Vanguard Theater was approved.

16. Approve an ordinance amending Ordinance No. 020808-24 related to the transfer of property to the Austin Revitalization Authority (ARA) to develop low-income or moderate-income housing by adding Exhibit A as an attachment.

Ordinance No. 20070621-016 was approved.

17. Authorize negotiation and execution of a settlement agreement with Hill Country Electric Supply for goods and services in the amount of \$99,297.92. Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Neighborhood Planning and Zoning Department from 1998 General Obligation (GO) Bond funds.
The motion authorizing the negotiation and execution of a settlement agreement with Hill Country Electric Supply was approved.

Item 18 was pulled for discussion.

19. Approve a resolution authorizing the negotiation and execution of an amendment to the Interlocal Agreement with Capital Area Planning Council of Governments (CAPCOG) for the City's funding participation in Envision Central Texas for Fiscal Year 2006-2007, in the amount of \$67,000, for a total contract amount of \$1,351,000. Funding is available in the Fiscal Year 2006-2007 Operating Budget of the Neighborhood Planning and Zoning Department.
This item was withdrawn.
20. Approve an ordinance to annex the Avery Ranch Group 3 Annexation Areas for full purposes: (a) Tract One: Approximately 1 acres in Williamson County south of Brushy Creek and east of Parmer Lane; (b) Tract Two: Approximately 185 acres in Williamson County south of Brushy Creek and west of Parmer Lane; (c) Tract Three: Approximately 30 acres in Williamson County south of Avery Ranch Blvd and west of Parmer Lane; (d) Tract Four: Approximately 19 acres in Williamson County south of the intersection of Avery Ranch Blvd and Staked Plains Drive And waive zoning application fees for property within the annexed area for a period of one year from the effective date of annexation. Funding necessary to provide general governmental services to this tract is available in the budgets of the departments which will be providing the services.
Ordinance No. 20070621-020 was approved.
21. Approve an ordinance to annex the Avery Ranch Blvd. right-of-way Annexation Area for full purposes (approximately 4 acres in Williamson County including Avery Ranch Blvd right-of-way approximately 800 feet east of the intersection of Avery Ranch Blvd. and US 183 A) and waive zoning application fees for property within the annexed area for a period of one year from the effective date of annexation. Funding necessary to provide general governmental services to this tract is available in the budgets of the departments which will be providing the services.
Ordinance No. 20070621-021 was approved.
22. Approve an ordinance to annex the Dakota Springs Annexation Area for full purposes (approximately 102 acres in Travis County south of Frate Barker Road at the intersection of Frate Barker Road and Brodie Lane), assign interim zoning of I-SF-4A, I-SF2, and I-RR to the area, and waive zoning application fees for property within the annexed area for a period of one year from the effective date of annexation. Funding necessary to provide general governmental services to this tract is available in the budgets of the departments which will be providing the services.
Ordinance No. 20070621-022 was approved.
23. Approve an ordinance to annex the Goodnight Ranch North Annexation Area for full purposes (approximately 239 acres in southern Travis County north of the proposed Slaughter Lane extension approximately 680 feet east of the intersection of Slaughter Lane and Old Lockhart Road). Funding necessary to provide general governmental services to this tract is available in the budgets of the departments which will be providing the services.
Ordinance No. 20070621-023 was approved.

24. Approve an ordinance to annex the IH 35 Service Road Right-of-Way at FM 1327 Annexation Area for full purposes (approximately 17 acres in southern Travis County at the intersection of IH 35 and FM 1327). Funding necessary to provide general governmental services to this tract is available in the budgets of the departments which will be providing the services.
Ordinance No. 20070621-024 was approved.
25. Approve an ordinance to annex the Sweetwater Glen Annexation Area for full purposes (approximately 90 acres in Travis County east of Manchaca Road approximately 1,070 feet south of the intersection of Slaughter Lane and Manchaca Road) and waive zoning application fees for property within the annexed area for a period of one year from the effective date of annexation. Funding necessary to provide general governmental services to this tract is available in the budgets of the departments which will be providing the services.
Ordinance No. 20070621-025 was approved.
26. Approve an ordinance to annex the US 290 East/Ed Bluestein Right-of-Way Annexation Area for full purposes (approximately 16.32 acres in Travis County southeast of the intersection of US 290 East and Ed Bluestein). Funding necessary to provide general governmental services to this tract is available in the budgets of the departments which will be providing the services.
Ordinance No. 20070621-026 was approved.

Item 27 was pulled for discussion.

28. Approve the renaming of Festival Beach at 2101 Bergman Street to "Edward Rendon Sr. Park at Festival Beach". Recommended by the Parks and Recreation Board.
The motion authorizing the renaming of Festival Beach to Edward Rendon Sr. Park at Festival Beach was approved.
29. Approve a resolution authorizing the application for \$71,771 in grant funds from the State of Texas, Governor's Office, Criminal Justice Division, State Criminal Justice Planning Program for training, equipment, and contractual services for the Police Department Child Exploitation Project. Funding is available from the State of Texas, Governor's Office, Criminal Justice Division, State Criminal Justice Planning Program for the grant period September 1, 2007 to August 31, 2008. This is the first year of a 5-year grant project. There is no required match.
Resolution No. 20070621-029 was approved.
30. Approve a resolution authorizing the application for \$40,200 in grant funds from the State of Texas, Governor's Office, Criminal Justice Division, Safe and Drug-Free Schools and Communities Act Grant Program for the operation of the Police Department Gang Prevention Project. Funding is available from the State of Texas, Governor's Office, Criminal Justice Division, Safe and Drug-Free Schools and Communities Act Grant Program for the grant period September 1, 2007 - August 31, 2008. This is the first year of a 5-year grant project. There is no required match.
Resolution No. 20070621-030 was approved.
31. Approve a resolution authorizing the application of \$24,886 in grant funds from the State of Texas, Office of the Governor, Criminal Justice Division, Juvenile Accountability Block Grant Program (JABG) for technology resources for the City of Austin's Eastside Story Program. Funding is available from the State of Texas, Office of the Governor, Criminal Justice Division, JABG for the grant period of August 1, 2007 through July 31, 2008. A cash match of \$2,765 is required and is contingent upon available funding in future budgets. Total funding for the JABG project is \$27,651.
Resolution No. 20070621-031 was approved.

32. Approve a resolution authorizing application for \$6,000,000 in grant funds from the U.S. Department of Justice, Office of Community Oriented Policing Services to purchase radio system infrastructure and subscriber radio equipment to expand the Austin/Travis County Regional Radio System to the City of Lockhart and Bastrop County. Funding is available from the Fiscal Year 2007 COPS Technology Program for the grant period of September 1, 2007 to August 30, 2009. A cash match of \$2 million is required and will be provided by the grant participants.
Resolution No. 20070621-032 was approved.
33. Approve a resolution authorizing the fee simple acquisition of Lot 16, Block J, Onion Creek Forest, Section 2, Amended Plat, a subdivision in Travis County, Texas, located at 6905 Onion Crossing Court, from Joan French for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, in the amount of \$50,000 for the land and improvements and \$26,995 in owner assisted relocation benefits, plus moving related expenses not to exceed \$10,000, for a total amount not to exceed \$86,995. Funding is available in Fiscal Year 2006-2007 Capital Budget of the Watershed Protection and Development Review Department.
Resolution No. 20070621-033 was approved.
34. Approve a resolution authorizing the fee simple acquisition of Lot 3, Block C, Onion Creek Forest, Section 1, a subdivision in Travis County, Texas, located at 6804 Onion Creek Drive from Cathy Hair, for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, in the amount of \$42,000 for the land and improvements and \$37,000 in owner assisted relocation benefits, plus moving related expenses not to exceed \$10,000, for a total amount not to exceed \$89,000. Funding is available in Fiscal Year 2006-2007 Capital Budget of the Watershed Protection and Development Review Department.
Resolution No. 20070621-034 was approved.
35. Approve a resolution authorizing the negotiation and execution of the fee simple acquisition of Lot 19, Block H, Onion Creek Forest, Section 4, a subdivision in Travis County, Texas, according to the map or plat of record in Volume 68, Page 49, of the Plat Records of Travis County, Texas, located at 6917 South Pleasant Valley Road, Austin Texas, from Joe Gordon Isam for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, for a total amount not to exceed \$130,000 for the land and improvements . Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Watershed Protection and Development Review Department.
Resolution No. 20070621-035 was approved.
36. Approve a resolution authorizing the negotiation and execution of the fee simple acquisition of Lot 20, Block H, Onion Creek Forest, Section 4, a subdivision in Travis County, Texas, according to the map or plat of record in Volume 68, Page 49, of the Plat Records of Travis County, Texas, located at 6915 South Pleasant Valley Road, Austin Texas, from Aparna Mohanta and Samaresh Mohanta for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, for a total amount not to exceed \$134,000 for the land and improvements . Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Watershed Protection and Development Review Department.
Resolution No. 20070621-036 was approved.
37. Approve a resolution authorizing the negotiation and execution of the fee simple acquisition of Lot 14, Block H, Onion Creek Forest, Section 4 Re-Subdivision of Lots 11, 12, 13, & 14 of Block "H" and Lots 10, 11, 12, 13, 14 & 15 of Block "M", a subdivision in Travis County, Texas, according to the map or plat of record in Volume 72, Page 67, of the Plat Records of Travis County, Texas, located at 7101 South Pleasant Valley Road, Austin Texas, from Eliberto S. Ontiveroz and Maria Alfaro for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, for a total amount not to exceed \$133,000 for the land and improvements. Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Watershed Protection and Development Review Department.
Resolution No. 20070621-037 was approved.

38. Approve a resolution authorizing the negotiation and execution of the fee simple acquisition of Lot 24, Block H, Onion Creek Forest, Section 4, a subdivision in Travis County, Texas, according to the map or plat of record in Volume 68, Page 49, of the Plat Records of Travis County, Texas, located at 6907 South Pleasant Valley Road, Austin Texas, from Gail Prib for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, for a total amount not to exceed \$123,000 for the land and improvements. Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Watershed Protection and Development Review Department.
Resolution No. 20070621-038 was approved.
39. Approve a resolution authorizing the fee simple acquisition of Lot 15, Block H, Onion Creek Forest, Section 4, a subdivision in Travis County, Texas, located at 7007 South Pleasant Valley Road, Austin Texas, from Ruth Ramos for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, for the total amount of \$98,000 for the land and improvements. Funding is available in Fiscal Year 2006-2007 Capital Budget of the Watershed Protection and Development Review Department.
Resolution No. 20070621-039 was approved.
40. Approve a resolution authorizing the fee simple acquisition of Lot 4, Block C, Onion Creek Forest, Section 1, a subdivision in Travis County, Texas, located at 6806 Onion Creek Drive, from Noradino Rubio for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, in the amount of \$42,000 for the land and improvements and \$57,900 in owner assisted relocation benefits, plus moving related expenses not to exceed \$10,000, for a total amount not to exceed \$109,900. Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Watershed Protection and Development Review Department.
Resolution No. 20070621-040 was approved.
41. Approve a resolution authorizing the fee simple acquisition of Lot 10, Block C, Onion Creek Forest, Section 1, a subdivision in Travis County, Texas, located at 5402 Sand Hill Drive, from Paul C. Wynkoop for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, in the amount of \$34,000 for the land and improvements and \$55,500 in owner assisted relocation benefits, plus moving related expenses not to exceed \$10,000, for a total amount not to exceed \$99,500. Funding is available in Fiscal Year 2006-2007 Capital Budget of the Watershed Protection and Development Review Department.
Resolution No. 20070621-041 was approved.
42. Approve a resolution authorizing the fee simple acquisition of Lot 10, Block M, resubdivision of lots 11, 12, 13, and 14, of Block H and lots 10, 11, 12, 13, 14 and 15 of Block M Onion Creek Forest, Section 4, Amended Plat, a subdivision in Travis County, Texas, located at 7101 Onion Crossing Drive, from Jesus and Betania Anicua for the Onion Creek Voluntary Flood Buyout-FEMA 1606-DR Project for the land and improvements for a total amount not to exceed \$120,000. Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Watershed Protection and Development Review Department.
Resolution No. 20070621-042 was approved.
43. Approve a resolution authorizing the fee simple acquisition of Lot 20, Block J, Onion Creek Forest, Section 2, Amended Plat, a subdivision in Travis County, Texas, located at 6902 Onion Crossing Court, from Gary J. DeLeon for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, in the amount of \$30,000 for the land and improvements and \$46,500 in owner assisted relocation benefits, plus moving related expenses not to exceed \$10,000, for a total amount not to exceed \$86,500. Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Watershed Protection and Development Review Department.
Resolution No. 20070621-043 was approved.

44. Approve a resolution authorizing the fee simple acquisition of Lot 20, Block K, Onion Creek Forest, Section 2, Amended Plat, a subdivision in Travis County, Texas, located at 5705 Thornhill Drive from Jimmy and Betty E. Doran for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project for the land and improvements for a total amount not to exceed \$50,000. Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Watershed Protection and Development Review Department.
Resolution No. 20070621-044 was approved.
45. Approve a resolution authorizing the fee simple acquisition of Lot 13, Block K, Onion Creek Forest, Section 2, Amended Plat, a subdivision in Travis County, Texas, located at 5700 Vine Hill Drive, from Trinidad and Dominga G. Escamilla for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, in the amount of \$54,000 for the land and improvements and \$35,500 in owner assisted relocation benefits, plus moving related expenses not to exceed \$10,000, for a total amount not to exceed \$99,500. Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Watershed Protection and Development Review Department.
Resolution No. 20070621-045 was approved.
46. Approve a resolution authorizing the fee simple acquisition of Lot 14, Block K, Onion Creek Forest, Section 2, Amended Plat, a subdivision in Travis County, Texas, located at 5702 Vine Hill Drive, from Jesus and Irene Escamilla for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, in the amount of \$52,000 for the land and improvements and \$37,900 in owner assisted relocation benefits, plus moving related expenses not to exceed \$10,000, for a total amount not to exceed \$99,900. Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Watershed Protection and Development Review Department.
Resolution No. 20070621-046 was approved.
47. Approve a resolution authorizing the fee simple acquisition of Lot 3, Block A, Onion Creek Forest, Section 1, Amended Plat, a subdivision in Travis County, Texas, located at 6807 Onion Creek Drive, from Jimmy Doran for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project for the land and improvements for a total amount not to exceed \$52,000. Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Watershed Protection and Development Review Department.
Resolution No. 20070621-047 was approved.
48. Approve a resolution authorizing the fee simple acquisition of Lot 9, Block G, Onion Creek Forest, Section 2, Amended Plat, a subdivision in Travis County, Texas, located at 5400 Thornwood Drive, from Jim and Mary Alice Sanchez for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, in the amount of \$42,000 for the land and improvements and \$34,500 in owner assisted relocation benefits, plus moving related expenses not to exceed \$10,000, for a total amount not to exceed \$86,500. Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Watershed Protection and Development Review Department.
Resolution No. 20070621-048 was approved.
49. Approve a resolution authorizing the fee simple acquisition of 0.500 acres of land, more or less, out of the Santiago Del Valle League, Abstract No. 24 in Travis County, Texas, located at 2501 Hoeke Lane, Austin, TX, from Ramiro Figueroa and Elvia H. Rosales for the Carson Creek Buyouts-Hoeke Lane Area, in the amount of \$84,000 for the land and improvements and \$22,500 in owner assisted relocation benefits, plus moving related expenses not to exceed \$10,000, for a total amount not to exceed \$116,500. Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Watershed Protection and Development Review Department.
Resolution No. 20070621-049 was approved.

50. Authorize the use of the Design/Build method for contracting for facility construction for the Public Safety Training Facility Project and the Construction Manager at Risk method of contracting for facility construction for the new Energy Control Center Project as permitted by Subchapter H of Chapter 271 of the Texas Local Government Code. Recommended by the MBE/WBE and Small Business Council Subcommittee and the MBE/WBE and Small Business Advisory Committee.
The motion authorizing the use of the design/build method for contracting for facility construction for the Public Safety Training Facility Project and the Construction Manager at Risk method of contracting for facility construction for the new Energy Control Center Project was approved.
51. Authorize the advertisement for sealed bid offers and authorize the negotiation of final offers for the sale or exchange of an approximately 7.07 acre tract out of an 820 acre tract known as Reicher Ranch, Balcones Canyonlands Preserve (BCP), located at 3635 RR 620 South, for not less than the fair market value. Recommended by BCCP Citizens Advisory Committee, BCCP Scientific Advisory Committee, BCCP Coordinating Committee, US Fish and Wildlife Service, and Environmental Board and the Water and Wastewater Commission.
The motion authorizing the advertisement for sealed bid offers and authorizing the negotiation of final offers for the sale or exchange of an approximately 7.07 acre tract was approved.
52. Approve an ordinance vacating the 1300 block of Woodlawn Boulevard for a future multi-family development. Recommended by Planning Commission and the Urban Transportation Commission.
Ordinance No. 20070621-052 was approved.
53. Approve the negotiation and execution of a 24-month lease renewal, with an early termination provision, for 30,000 square feet of warehouse space for evidence storage by the Austin Police Department, located at 921 Reinli, from GOLDSTAR INVESTMENTS LTD, Austin TX, in an amount not to exceed \$240,000. Funding is available in the Fiscal Year 2006-2007 Operating Budget of the Austin Police Department. Funding for the remaining contract period is contingent upon available funding in future budgets.
The motion authorizing the negotiation and execution of a lease renewal, with an early termination provision for 30,000 square feet of warehouse space, was approved.
54. Approve the negotiation and execution of a 36-month lease renewal with the possibility of additional future renewals for 1,643 square feet of storage space for the Organized Crime Unit of the Austin Police Department, located at 6448 Highway 290 East, #A-110B, from MB-LA COSTA LTD., in an amount not to exceed \$57,600 for the initial renewal. Funding is available in the Fiscal Year 2006-2007 Operating Budget of the Austin Police Department. Funding for the remaining contract period is contingent upon available funding in future budgets.
The motion authorizing the negotiation and execution of a lease renewal, with the possibility of additional future renewals for 1,643 square feet of storage space, was approved.
55. Approve the negotiation and execution of a 4-month lease renewal for approximately 22,171 square feet of office space for the Austin Police Department and Financial Services Department, located at 1106 Clayton Lane, Suite Numbers 100E, 215E, 415E, 496E, 490E and 500E, from TWIN TOWERS LTD. PARTNERSHIP, in an amount not to exceed \$97,883.25. Funding is available in the Fiscal Year 2006-2007 Operating Budget of the Austin Police Department and Financial and Administrative Services Department. Funding for the remaining contract period is contingent upon available funding in future budgets.
The motion authorizing the negotiation and execution of a lease renewal for approximately 22,171 square feet of office space was approved.
56. Approve the negotiation and execution of a 36-month lease renewal with the possibility of additional future renewals, for 10,000 square feet of warehouse space for the Transportation Division of the Public Works Department, and the Water Conservation Division of the Austin Water Utility, located at 6014 Technicenter Drive, Suite 2-201, from TECHNI-CENTER PARTNERS LTD., Austin TX, in an amount not to exceed

\$166,100 for the initial renewal. Funding is available in the Fiscal Year 2006-2007 Operating Budget of the Public Works Department and Austin Water Utility. Funding for the remaining lease term is contingent upon available funding in future budgets.

The motion authorizing the negotiation and execution of a lease renewal with the possibility of additional future renewals for 10,000 square feet of warehouse space was approved.

57. Approve the negotiation and execution of a 16-month lease renewal for approximately 25,000 square feet of medical clinic space for the Community Care Services Department, located at 7112-Z Ed Bluestein Boulevard, from TR AUSTIN RETAIL CORP., Chicago, IL, in an amount not to exceed \$466,667. Funding is available in the Fiscal Year 2006-2007 Operating Budget of the Community Care Services Department. Funding for the remaining contract period is contingent upon available funding in future budgets.

The motion authorizing the negotiation and execution of a lease renewal for approximately 25,000 square feet of medical clinic space was approved.

58. Approve the negotiation and execution of a 31-month lease renewal with the possibility of additional future renewals, for approximately 3,300 square feet of office space for use by the City Prosecutor's Office of the Law Department, located at 723 East 6th Street, from JHMBW L.P., Austin, TX, in an amount not to exceed \$173,600 for the initial renewal. Funding is available in the Fiscal Year 2006-2007 Operating Budget of the Law Department. Funding for the remaining contract period is contingent upon available funding in future budgets.

The motion authorizing the negotiation and execution of a lease renewal with the possibility of additional future renewals for approximately 3,300 square feet of office space was approved.

59. Approve the negotiation and execution of a 54-month lease extension for one boat slip for the Marine Enforcement Unit of the Public Safety and Emergency Management Department, located at 2215 Westlake Drive, from LAKE AUSTIN MARINA I L.P., Austin TX, in an amount not to exceed \$7,425 for the initial extension. Funding is available in the Fiscal Year 2006-2007 Operating Budget of the Public Safety and Emergency Management Department. Funding for the remaining contract period is contingent upon available funding in future budgets.

The motion authorizing the negotiation and execution of a lease extension for one boat slip was approved.

60. Approve the negotiation and execution of a 60-month lease with the possibility of future renewals for 4,045 square feet of office space for the Program Management Division of the Public Works Department, located at 105 West Riverside Drive, Suite 200, from By Well I, Ltd., a Texas limited partnership, in an amount not to exceed \$342,207 for the initial lease. Funding is available in the Fiscal Year 2006-2007 Operating Budget of the Public Works Department. Funding for the remaining contract period is contingent upon available funding in future budgets.

The motion authorizing the negotiation and execution of a lease with the possibility of future renewals for 4,045 square feet of office space was approved.

61. Authorize negotiation and execution of a professional services agreement with INTERA INCORPORATED, Austin, TX, for Environmental Commissioning services for the design, construction, and start-up phases of Water Treatment Plant No. 4 in an amount not to exceed \$3,400,000. Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Austin Water Utility Department. Best qualification statement of four statements received. This contract will be awarded in compliance with Chapter 2-9B of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program) by meeting the goals with 22.3% MBE and 14.5% WBE subconsultant participation.

The motion authorizing the negotiation and execution of a professional services agreement with Intera Incorporated was approved.

62. Authorize negotiation and execution of an amendment to the professional services agreement with CASABELLA ARCHITECTS, (MBE 70.72%), Austin, TX, for architectural and engineering services for Phase 1A of the Mexican American Cultural Center in the amount of \$400,000, for a total contract amount not to exceed \$2,458,225.40. Funding in the amount of \$400,000 is available in the Fiscal Year 2006-2007 Capital Budget of the Parks and Recreation Department. This contract was awarded in compliance with Section 2-9B of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program) with 10.84% MBE and 5.02% WBE subconsultant participation to date.
The motion authorizing the negotiation and execution of an amendment to the professional services agreement with Casabella Architects was approved.
63. Authorize negotiation and execution of an amendment to the professional services agreement with BAKER-AICKLEN and ASSOCIATES, Round Rock, TX, BURY and PARTNERS, INC., Austin, TX, C FAULKNER ENGINEERING LP, Austin, TX, CANALES, MARTINEZ and NASH SURVEYING (MBE/MH), Austin, TX, CAPITAL SURVEYING COMPANY, INC., Austin, TX, CARTER and BURGESS, INC., Austin, TX, CHAPARRAL PROFESSIONAL LAND SURVEYING, INC. (WBE/FR), Austin, TX, HALFF ASSOCIATES, INC., Austin, TX, HARRIS-GRANT SURVEYING, INC. (WBE/FR), Austin, TX, I T GONZALEZ ENGINEERS (MBE/MH), Austin, TX, LANDMARK SURVEYING LP (WBE/FR), Austin, TX, LOOMIS AUSTIN, INC., Austin, TX, MACIAS ASSOCIATES, INC. (MBE/MH), Austin, TX, MARTINEZ, WRIGHT and MENDEZ, INC. (MBE/MH), Austin, TX, MCGRAY and MCGRAY LAND SURVEYORS, INC. (WBE/FR), Austin, TX, SURVCON, INC., Austin, TX, SURVEYING and MAPPING, INC., Austin, TX, and ZAMORA-WARRICK and ASSOCIATES, LLC (MBE/MH), Austin, TX, for professional land surveying services for the Surveying Services Rotation List, in the amount of \$500,000 for a total contract amount not to exceed \$3,197,000 including administrative approvals. Funding is available in the Fiscal Year 2006-2007 Capital Budgets and/or Operating Budgets of the various departments for which services are needed. This contract was awarded in compliance with Chapter 2-9B of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program) with 5.59% MBE and 3.03% WBE sub-consultant participation to date.
The motion authorizing the negotiation and execution of an amendment to the professional services agreement with Baker-Aicklen and Associates, Bury and Partners, Inc., C Faulkner Engineering LP, Canales, Martinez and Nash Surveying, Capital Surveying Company, Inc., Carter and Burgess, Inc., Chaparral Professional Land Surveying, Inc., Halff Associates, Inc., Harris-Grant Surveying, Inc., IT Gonzalez Engineers, Landmark Surveying LP, Loomis, Macias Associates, Inc., Martinez, Wright and Mendez, Inc., McGray and McGray Land Surveyors, Inc., Survcon, Inc, Surveying and Mapping, Inc., and Zamora-Warrick and Associates was approved.
64. Authorize execution of change order #10 to the construction contract with SOLIS CONSTRUCTORS, INC., (MBE/MH 47.18%), Austin, TX, for the Mexican American Cultural Center in the amount of \$38,551.86, for a total contract amount not to exceed \$12,765,815.36. Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Parks and Recreation Department. This contract was awarded in compliance with Chapter 2-9A of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program) with 3.63% MBE and 5.31% WBE subcontractor participation to date including this change order.
The motion authorizing the execution of change order #10 to the construction contract with Solis Constructors, Inc. was approved.
65. Authorize the negotiation and execution of a Boundary Line and Exchange Agreement with Spring Austin Partners, Ltd., for the exchange of interests in right-of-way and approve an ordinance waiving fee requirements regarding the temporary use of right-of-way along a portion of West Third Street from Bowie Street to North Lamar Boulevard and Sections 14-11-71 to 14-11-73 of the City Code regarding vacations of City right-of-way.
The motion authorizing the negotiation and execution of a boundary line and exchange agreement and Ordinance No. 20070621-065 was approved.

66. Authorize the negotiation and execution of an Interlocal Agreement between the City and Williamson County for the extension of Avery Ranch Boulevard from its current terminus to US 183A.
The motion authorizing the negotiation and execution of an interlocal agreement was approved.
67. Authorize the negotiation and execution of a Community Facilities Contract between the City and SteepleRock Texas, LP, a Texas limited partnership, for construction of a westbound right turn lane on West Slaughter Lane at MoPac Expressway East Frontage Road, including acquisition of the necessary right-of-way. Funding in the amount of \$450,000 is available in the Fiscal Year 2006-2007 Capital Budget of the Public Works Department.
The motion authorizing the negotiation and execution of a community facilities contract was approved.
68. Approve an ordinance amending Section 12-4-24 of the City Code to establish a maximum speed limit of 25 miles per hour on certain streets within the area bounded by Barton Springs Road to the north, South 1st Street to the east, West Oltorf Street to the south, and South Lamar Boulevard to the west. Funding in the amount of \$10,500 is available in the Fiscal Year 2006-2007 Operating Budget of the Public Works Department for installation of necessary signs.
Ordinance No. 20070621-068 was approved.
69. Approve an ordinance amending Section 12-4-24 of the City Code to establish a maximum speed limit of 25 miles per hour on certain streets within the area bounded by West 29th Street to the north, Guadalupe Street to the east, West 24th Street to the south, and North Lamar Boulevard to the west. Funding in the amount of \$2,400 is available in the Fiscal Year 2006-2007 Operating Budget of the Public Works Department for the installation of necessary signs.
Ordinance No. 20070621-069 was approved.
70. Approve an ordinance amending Section 12-4-24 of the City Code to establish a maximum speed limit of 25 miles per hour on certain streets within an area bounded by East and West 38th Street to the north, Red River Street to the east, West 29th Street, San Jacinto Boulevard, and Dean Keeton Street to the south, and Guadalupe Street to the west. Funding in the amount of \$9,400 is available in the Fiscal Year 2006-2007 Operating Budget of the Public Works Department for the installation of necessary signs.
Ordinance No. 20070621-070 was approved.
71. Approve an ordinance amending Section 12-4-24 of the City Code to establish a maximum speed limit of 25 miles per hour on certain streets within the area bounded by West William Cannon Drive to the north, Manchaca Road to the east, Davis Lane to the south, and West Gate Boulevard to the west. Funding in the amount of \$10,000 is available in the Fiscal Year 2006-2007 Operating Budget of the Public Works Department for installation of necessary signs.
Ordinance No. 20070621-071 was approved.
72. Approve an ordinance amending Section 12-4-63 of the City Code to add River Place Boulevard from 430 feet south of Bonaventure Drive to 840 feet south of Bonaventure Drive to the list of streets having a maximum speed limit of 20 miles per hour during certain times for students attending Leander Independent School District Elementary School #18 River Place Elementary School). Funding in the amount of \$12,500 is available in the Fiscal Year 2006-2007 Child Safety Fund of the Public Works Department for the installation of necessary flashers, signs and markings.
Ordinance No. 20070621-072 was approved.
73. Authorize award and execution of Amendment No. 3 to the requirements service contract with ADVANCE SECURITY INC., Austin, TX, for uniformed security guard services to increase the contract in an estimated amount not to exceed \$232,535 for the current contract term and \$232,535 for each of the two remaining extension options, for a revised total estimated contract amount not to exceed \$5,350,247.80. Funding in the amount of \$232,535 is available in the Fiscal Year 2006-2007 Operating Budget of Austin Energy. Funding

for the extension options is contingent upon available funding in future budgets Contract Amendment. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

The motion authorizing the award and execution of amendment number 3 to the requirements service contract with Advance Security Inc. was approved.

74. Authorize award and execution of a 12-month requirement supply contract with ALCAD STANDBY BATTERIES C/O WEISLER & ASSOCIATES, Houston, TX for battery banks in an estimated amount not to exceed \$165,766, with three 12-month extension options in an estimated amount not to exceed \$165,766 per extension option, for a total estimated contract amount not to exceed \$663,064. Funding in the amount of \$165,766 is available in the Fiscal Year 2006-2007 Capital Budget of Austin Energy. Funding for the extension options is contingent upon available funding in future budgets. Lowest bid meeting specifications of seven bids received. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

The motion authorizing the award and execution of a requirement supply contract with Alcad Standby Batteries in care of Weisler and Associates was approved.

75. Authorize award and execution of a contract with ALSTOM POWER, INCORPORATED, Wellsville, NY, for the purchase of air pre-heater baskets on Decker Unit #2 boiler, in an amount not to exceed \$165,400. Funding is available in Fiscal Year 2006-2007 Capital Budget of Austin Energy. Low bid of 2 bids received. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

The motion authorizing the award and execution of a contract with Alstom Power, Incorporated was approved.

76. Authorize award, negotiation, and execution of a 12-month requirements service contract with CORIX UTILITIES, INC., Milwaukee, WI, for meter reading services in an estimated amount not to exceed \$3,996,850, with five 12-month extension options in an estimated amount not to exceed \$3,996,850 per extension option, for a total estimated contract amount not to exceed \$23,981,100. Funding in the amount of \$999,212 is available in the Fiscal Year 2006-2007 Operating Budget of Austin Energy. Funding for the remaining nine months of the original contract period and extension options is contingent upon available funding in future budgets. Best evaluated proposal of three proposals received. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

The motion authorizing the award, negotiation and execution of a requirements service contract with Corix Utilities, Inc. was approved.

77. Authorize negotiation, execution, and award of a contract with CORMETECH, INC, Durham, NC, for the testing, purchase, and installation of catalyst at Sand Hill Energy Center for simple cycle gas turbines in an amount not to exceed \$2,178,000. Funding is available in the Fiscal Year 2006-2007 Capital Budget of Austin Energy. Best evaluated proposal of two proposals received. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

The motion authorizing the negotiation, execution and award of a contract with Cormetech, Inc. was approved.

78. Authorize award and execution of Amendment No. 2 to the contract with ECCO INTERNATIONAL, INC., San Francisco, CA, for a market system evaluation relating to the Electric Reliability Council of Texas (ERCOT) nodal market in an amount not to exceed \$387,001, for a revised total contract amount not to exceed \$581,000. Funding in the amount of \$132,001 is available in the Fiscal Year 2006-2007 Operating Budget of Austin Energy. Funding in the amount of \$255,000 is available in the Fiscal Year 2006-2007 Capital Budget of Austin Energy. Contract Amendment. This contract was awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
The motion authorizing the award and execution of amendment number 2 to the contract with Ecco International, Inc. was approved.
79. Authorize award and execution of a contract with GENERAL SUPPLY AND SERVICES, Austin, TX, for the purchase of polyphase meters with two way radio modules in an amount not to exceed \$2,120,000. Funding is available in the Fiscal Year 2006-2007 Capital Budget of Austin Energy. Sole Source. This contract will be awarded in accordance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
The motion authorizing the award and execution of a contract with General Supply and Services was approved.
80. Authorize award and execution of two 24-month requirements supply contracts with SIEMENS POWER TRANSMISSION & DISTRIBUTION, New Braunfels, TX, in an estimated amount not to exceed \$986,644 and POWER SUPPLY, Austin, TX in an estimated amount not to exceed \$254,596 for 15kV circuit breakers, with two 12-month extension options in an estimated amount not to exceed \$493,322 and \$127,298 respectively per extension option, for total estimated contract amounts not to exceed \$1,973,288 and \$509,192 respectively. Funding in the amount of \$155,156 is available in the Fiscal Year 2006-2007 Operating Budget of the Austin Energy Department. Funding for the remaining 21 months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bids of two bids received. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program) No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
The motion authorizing the award and execution of two requirements supply contracts with Siemens Power Transmission and Distribution was approved.
81. Authorize award, negotiation, and execution of a 12-month requirements service contract with TREE FOLKS, INC., Austin, TX for organization and management of the neighborhood tree planting program in an estimated amount not to exceed \$166,080, with four 12-month extension options in an estimated amount not to exceed \$166,080 per extension option, for a total estimated contract amount not to exceed \$830,400. Funding in the amount of \$41,520 is available in the Fiscal Year 2006-2007 Operating Budget of Austin Energy. Funding for the remaining nine months of the original contract period and extension options is contingent upon available funding in future budgets. Sole proposal received. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
The motion authorizing the award, negotiation and execution of a requirements service contract with Tree Folks, Inc. was approved.
82. Authorize award and execution of a contract with VANTAGE PUMP & COMPRESSOR, San Antonio, TX, for the purchase of a starting air compressor to be installed on the gas turbine unit at the Decker Power Plant, in an amount not to exceed \$123,096, Funding is available in Fiscal Year 2006-2007 Capital Budget of Austin Energy. Sole bid received. This contract will be awarded in compliance with Chapter 2-9 of the City Code

(Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

The motion authorizing the award and execution of a contract with Vantage Pump and Compressor was approved.

83. Authorize award and execution of Amendment No. 4 to the 60-month service agreement through the State of Texas Multiple Awards Schedule (TXMAS) with XEROX CORPORATION, Austin, TX, for the lease of multi-function business machines and maintenance services for an increase in an estimated amount not to exceed \$252,000, for a total revised contract amount not to exceed \$3,132,639. Funding in the amount of \$18,000.00 is available in the Fiscal Year 2006-2007 Operating Budget of Austin Energy. Funding for the remaining 39 months of the original of contract period is contingent upon available funding in future budgets. Contract Amendment. This contract was awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). This contract is a Cooperative Purchase; therefore, it is exempted under Chapter 252.022 of the Texas Local Government Code and no goals were established for this project.

The motion authorizing the award and execution of amendment number 4 to the service agreement through the State of Texas Multiple Awards Schedule with Xerox Corporation was approved.

84. Authorize award and execution of a contract with ATLAS COPCO COMPTEC INC. Voorheesville, NY, for the purchase of Atlas Copco blower repair parts for the Austin Water Utility's South Austin Regional Wastewater Treatment Plant in an amount not to exceed \$71,327.00 Funding is available in the Fiscal Year 2006-2007 Operating Budget of the Austin Water Utility. Sole Source. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

The motion authorizing the award and execution of a contract with Atlas Copco Comptec Inc. was approved.

85. Authorize award, negotiation, and execution of a 16 month professional services contract with DMJM H&N, Albuquerque, NM, for contract equipment, installation, and monitoring administration services for the security system upgrade at Austin Bergstrom International Airport in an amount not to exceed \$381,944, with four one month extension options in an amount not to exceed \$23,755 per extension option, for a total contract amount not to exceed \$476,964. Funding in the amount of \$381,944 is available in the Fiscal Year 2006-2007 Capital Budget of the Department of Aviation. Best qualifications of six submittals received. This contract was awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract. June 12, 2007 - Recommended by the Airport Advisory Commission.

The motion authorizing the award, negotiation and execution of a professional services contract with DMJM H&N was approved.

86. Authorize award and execution of amendment number one to the Interlocal Agreement with the AUSTIN-TRAVIS COUNTY MHMR, Austin, TX, to provide an additional psychiatrist for mental health counseling services in an estimated amount not to exceed \$296,523 for the current contract term, and in an estimated amount not to exceed \$168,828 for the first extension option, in an estimated amount not to exceed \$173,892 for the second extension option, and in an estimated amount not to exceed \$179,109 for the third extension option, for a revised total contract amount not to exceed \$6,086,242. Funding in the amount of \$78,568 is available in the Fiscal Year 2006-2007 Operating Budget of the Community Care Services Department. Funding for the remaining 20 months of the contract period and extension options is contingent upon available funding in future budgets. Contract Amendment. This contract was awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement

Program). This is an Interlocal Agreement; therefore it is exempted under Chapter 252.022 of the Texas Local Government Code and no goals were established for this project.

The motion authorizing the award and execution of amendment number one to the interlocal agreement with the Austin-Travis County MHMR was approved.

87. Authorize execution of a contract with BRAZOS ROOFING INTERNATIONAL OF SOUTH DAKOTA, INC., Waco, TX, for roof replacement of Building 062 at the Austin Energy Domain Plant in an amount not to exceed \$273,898. Funding is available in the Fiscal Year 2006-2007 Capital Budget of Austin Energy. Lowest bid of ten bids received. This contract will be awarded in compliance with Chapter 2-9A of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. Recommended by the Electric Utility Commission.

The motion authorizing the execution of a contract with Brazos Roofing International of South Dakota, Inc. was approved.

88. Authorize award and execution of a 36-month requirements supply contract with SOUTHERN SAFETY SALES, INC., Austin, TX for disposable nitrile gloves in an estimated amount not to exceed \$418,033, with three 12-month extension options in an estimated amount not to exceed \$139,344 per extension option, for a total estimated contract amount not to exceed \$836,065. Funding in the amount of \$34,836 is available in the Fiscal Year 2006-2007 Operating Budget of various City departments. Funding for the remaining 33 months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid meeting specification of seven bids received. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

The motion authorizing the award and execution of a requirements supply contract with Southern Safety Sales, Inc. was approved.

89. Authorize award and execution of a 36-month requirements supply contract with GRAYS WHOLESALE TIRE, Fort Worth, TX for police tires in an estimated amount not to exceed \$858,360, with three 12-month extension options in an estimated amount not to exceed \$286,120 per extension option, for a total estimated contract amount not to exceed \$1,716,720. Funding in the amount of \$71,530 is available in the Fiscal Year 2006-2007 Operating Budget of the Financial and Administrative Services Department, Fleet Fund. Funding for the remaining 33 months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid of two bids received. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

The motion authorizing the award and execution of a requirements supply contract with Grays Wholesale Tire was approved.

90. Authorize award and execution of a 36-month requirements service contract with PRECISION MICROGRAPHICS & IMAGING, INC., Austin, TX to provide microfilming services in an estimated amount not to exceed \$300,000, with three 12-month extension options in an estimated amount not to exceed \$100,000 per extension option, for a total estimated contract amount not to exceed \$600,000. Funding in the amount of \$25,000 is available in the Fiscal Year 2006-2007 Operating Budget of the City Clerk Department. Funding for the remaining 33 months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid meeting specification of three bids received. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
The motion authorizing the award and execution of a requirements service contract with Precision Micrographics and Imaging, Inc. was approved.
91. Authorize award, negotiation, and execution of a service contract with GRIER-BANKETT CONSULTING, INC. (MBE/FB), Austin, TX, to provide African-American cultural training for Austin Police Department employees in an amount not to exceed \$49,852. Funding is available in the Fiscal Year 2006-2007 Operating Budget of the Austin Police Department. There is no unanticipated fiscal impact. A fiscal note is not required. Best evaluated proposal of three proposals received. This contract will be awarded in compliance with Chapter 2-9B of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. Recommended by the African-American Quality of Life Committee.
The motion authorizing the award, negotiation and execution of a service contract with Grier-Bankett Consulting, Inc. was approved.
92. Authorize award and execution of a 24-month requirements supply contract with GT DISTRIBUTORS, INC., Austin, TX, for ammunition in an estimated amount not to exceed \$358,280, with two 12-month extension options in an estimated not to exceed \$179,140 per extension option, for a total estimated not to exceed \$716,560. Funding in the amount of \$40,336 is available in the Fiscal Year 2006-2007 Operating Budget of the Austin Police Department and \$4,449 is available in the Fiscal Year 2006-2007 Operating Budget of the Public Safety and Emergency Management Department. Funding for the remaining 21 months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid of two bids received. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
The motion authorizing the award and execution of a requirements supply contract with GT Distributors, Inc. was approved.
93. Authorize award and execution of a 24-month requirements service contract with A&R DEMOLITION, Del Valle TX, for demolition services for the Solid Waste Services Department in an estimated amount not to exceed \$188,000, with two 12-month extension options in an estimated amount not to exceed \$94,000 for each extension option, for a total estimated contract amount not to exceed \$376,000. Funding in the amount of \$23,500 is available in the Fiscal Year 2006-2007 Operating Budget of the Solid Waste Services Department. Funding for the remaining 21 months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid of three bids received. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program.) No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
The motion authorizing the award and execution of a requirements service contract with A&R Demolition was approved.

94. Authorize award and execution of a contract through the Texas Building and Procurement Commission with TOTER INC., Statesville, NC, for the purchase of garbage carts for the Solid Waste Services Department in an amount not to exceed \$275,528. Funding is available in the Fiscal Year 2006-2007 Capital Budget of Solid Waste Services Department. Cooperative Purchase. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). This contract is a Cooperative Purchase; therefore it is exempted under Chapter 252.022 of the Texas Local Government Code and no goals were established for this solicitation.
The motion authorizing the award and execution of a contract through the Texas Building and Procurement Commission with Toter Inc., was approved.

95. Authorize award and execution of a 36-month requirements supply contract with AUS-TEX PRINTING & MAILING, Austin, TX, for printing the Austin plant guides in an estimated amount not to exceed \$180,000, with three 12-month extension options in an estimated amount not to exceed \$60,000 per extension option, for a total estimated contract amount not to exceed \$360,000. Funding in the amount of \$15,000 is available in the Fiscal Year 2006-2007 Operating Budget of the Watershed Protection and Development Review Department. Funding for the remaining 33 months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid of three bids received. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
The motion authorizing the award and execution of a requirements supply contract with Aus-Tex Printing and Mailing was approved.

96. Approve appointments to citizen board and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members.
The following appointments were made:

**Board/
Appointee**

**Consensus/
Council Nominee**

**Appointment/
Reappointment**

Ethics Review Commission

Jody Hughes

Appointment Confirmed

Library Commission

Carol Martin

Mayor Wynn's

Appointment

97. Approve an ordinance creating the Families and Children Task Force and waiving the requirements of City Code Chapter 2-7, Article 5 relating to financial reporting. (Council Member Jennifer Kim Mayor Pro Tem Betty Dunkerley Council Member Sheryl Cole)
Ordinance No. 20070621-097 was approved.

98. Approve a resolution adopting the Public Safety Task Force's recommendations related to public safety personnel staffing levels and electronic building mapping systems and directing the City Manager to take appropriate action. (Council Member Mike Martinez Mayor Pro Tem Betty Dunkerley Council Member Lee Leffingwell)
Resolution No. 20070621-098 was approved.

99. Approve a resolution directing the City Manager to develop a policy to expand public access to Civil Service disciplinary appeal hearings through use of Channel 6, and request that the Civil Service Commission amend its rules to include the policy in its hearing procedures. (Council Member Sheryl Cole Council Member Mike Martinez Council Member Lee Leffingwell)
Resolution No. 20070621-099 was approved.

100. Approve a resolution directing the City Manager to implement an annual free swim day at Barton Springs Pool on the second Saturday of July, and waiving the pool entry fee. (Council Member Mike Martinez Council Member Lee Leffingwell)
Resolution No. 20070621-100 was approved.
101. Approve a resolution naming Austin Energy's Downtown District Cooling Plant No. 1, located at 300 San Antonio Street, the "Paul Robbins District Cooling Plant". Recommended by the Resource Management Commission. (Council Member Lee Leffingwell Mayor Will Wynn Mayor Pro Tem Betty Dunkerley)
Resolution No. 20070621-101 was approved.
102. Approve waiver of park rental fees for the Texas Bengali Cultural Alliance's General Meeting and post Pohela Boishakh Appreciation party to be held on July 7, 2007 at the Zilker Botanical Garden Auditorium. (Council Member Mike Martinez Council Member Jennifer Kim)
The motion authorizing the waiver of park rental fees for the Texas Bengali Cultural Alliance's General Meeting was approved.
103. Authorize payment of Austin Police Department costs for the South River City Neighborhood Association's Fourth of July Parade to be held on July 4, 2007. (Council Member Jennifer Kim Mayor Will Wynn Mayor Pro Tem Betty Dunkerley)
The motion authorizing the payment of Austin Police Department costs for the South River City Neighborhood Association's Fourth of July Parade was approved.
104. Set a public hearing to consider an ordinance amending Chapter 25-2, Subchapter E, of the City Code (Design Standards and Mixed Use) regarding Vertical Mixed Use and the Opt-In/Opt-Out process. (Suggested date and time: July 26, 2007 at 6:00 p.m., Austin City Hall, 301 W. Second Street, Austin, TX)
The public hearing was set for July 26, 2007 at 6:00 p.m., Austin City Hall, at 301 W. Second Street, Austin, Texas.
105. Set a public hearing to amend Title 25 of the City Code to add sign regulations related to building signage in the University Neighborhood Overlay area. (Suggested date and time: July 26, 2007 at 6:00 p.m., Austin City Hall, 301 W. Second Street, Austin, TX.)
The public hearing was set for July 26, 2007 at 6:00 p.m., Austin City Hall, at 301 W. Second Street, Austin, Texas.
106. Set a public hearing to approve an ordinance amending Section 25-2-943 of the City Code relating to substandard lots. (Suggested date and time: July 26, 2007 at 6:00 p.m., Austin City Hall, 301 W. Second Street, Austin, TX.)
The public hearing was set for July 26, 2007 at 6:00 p.m., Austin City Hall, at 301 W. Second Street, Austin, Texas.
107. Set a public hearing to consider and approve an ordinance on first reading regarding the application submitted by Acadian Ambulance Service, Inc. for a non-emergency medical transfer franchise under Chapter 10-2 of the City Code. (Suggested Date and Time: July 26, 2007 at 6:00 p.m., Austin City Hall, 301 W. Second Street, Austin, TX).
The public hearing was set for July 26, 2007 at 6:00 p.m., Austin City Hall, at 301 W. Second Street, Austin, Texas.
152. Adopt an ordinance enacting a policy to procure and maintain contracts for goods and services relating to apparel, garments, and corresponding accessories in a manner that supports humane and legal labor practices. (Council Member Mike Martinez, Council Member Sheryl Cole and Council Member Lee Leffingwell)
Ordinance No. 20070621-152 was approved.

153. Set a public hearing to consider an appeal of a decision of the Building and Fire Code Board of Appeals upholding the approval and issuance of a building permit relating to property located at 2104 Stamford Lane. (Suggested date and time: July 26, 2007 at 6:00 p.m., Austin City Hall, 301 W. Second Street, Austin, Tx)
The public hearing was set for July 26, 2007 at 6:00 p.m., Austin City Hall, at 301 W. Second Street, Austin, Texas.

Item 108 was a briefing item set for 10:30 a.m.

Items 109 through 114 were Executive Session items.

Item 115 was a briefing item set for 2:00 p.m.

Items 116 through 149 were zoning items set for 4:00 p.m.

Items 150 and 151 were public hearings set for 6:00 p.m.

DISCUSSIONITEM

13. Approve a resolution confirming the City Manager's appointment of Arturo "Art" Acevedo as Chief of the Austin Police Department in accordance with Section 143.013 of the Texas Local Government Code. Funding is available in the Fiscal Year 2006-2007 Operating Budget of the Austin Police Department.
Resolution No. 20070621-013 was approved on Mayor Wynn's motion, Mayor Pro Tem Dunkerley's second on a 7-0 vote.

Mayor Wynn recessed the Council Meeting to go into Executive Session at 11:15 a.m.

EXECUTIVE SESSION

The City Council went into Executive Session, pursuant to Chapter 551 of the Texas Government Code, to receive advice from Legal Counsel, to discuss matters of land acquisition, litigation, and personnel matters as specifically listed on this agenda and to receive advice from Legal Counsel regarding any other item on this agenda.

Item 109 was discussed later in Executive Session.

110. Briefing regarding Austin Energy's preparations for upcoming implementation by the Electric Reliability Council of Texas (ERCOT) of a nodal market design in the Texas power grid. (Public Utilities: Competitive Matters - Section 551.086)
111. Discuss acquisition of an interest in real property for Open Space Project, to be funded by proposed November 2006 bonds. (Real Property - Section 551.072)
This item was withdrawn.
112. Discuss the proposed sale or lease of the Seaholm Power Plant building and property on West Cesar Chavez Street for redevelopment. (Real Property - Section 551.072)

Items 113 and 114 were discussed later in Executive Session.

Executive Session ended and Mayor Wynn called the Council back to order at 12:05 p.m.

CITIZEN COMMUNICATIONS: GENERAL

Julia Dworschack - Town Lake Animal Center

Robert MacDonald - "Austin World Fair" He was not present when his name was called.

Sunshine Mathon - East Austin Environmental Justice Pilot Project - Part II

Elizabeth Walsh - East Austin Environmental Justice Pilot Project - Part I

Susana Almanza - Protect the health of the Children of Zavala Elementary & Community. Relocate Pure Castings Facility.

Leticia Fonseca - Protect the health of the Children of Zavala Elementary & Community. Relocate Pure Castings Facility.

Erika Gonzales - Protect the health of the Children of Zavala Elementary & Community. Relocate Pure Castings Facility.

Valerie Joiner - Budget

Sal Cavazos spoke for Elizabeth Gonzales - Budget

Gavino Fernandez Jr. - Setting the record straight after El Concilo Members were unjustifiably publicly scolded by Council Member Mike Martinez. We never opposed the VMU Ordinance. We asked for single family zoning in Leiu Li on 6th St. Yet we got CS-MU

Mayor Wynn recessed the Council Meeting to go into Executive Session at 12:37 p.m.

EXECUTIVE SESSION CONTINUED

The Mayor announced that Council would discuss item numbers 7 and 18 on the regular agenda during Executive Session.

- 109. Briefing regarding district cooling business strategies. (Public Utilities: Competitive Matters - Section 551.086)
- 113. Discuss legal issues related to various agreements with the Austin Revitalization Authority. (Private Consultation with Attorney - Section 551.071)
- 114. Discuss legal issues related to City of Austin v. Harry M. Whittington, et al. Cause No. GV-07-000942; in the 353rd Judicial District Court, (formerly Cause No. 2403, in the County Court at Law No. 1), Travis County, Texas. (concerns the City's condemnation case) (Private Consultation with Attorney - Section 551.071)

Executive Session ended and Mayor Wynn called the Council Meeting back to order at 2:31 p.m.

DISCUSSION ITEMS CONTINUED

- 7. Authorize the negotiation and execution of an agreement with Hill Country Golf, Inc. (dba Lost Creek Country Club) and Barton Creek Resort, LLC, through its general manager, KSL Resorts, Inc., Travis County Municipal Utility District #4, and Stratus Properties, Inc. concerning the disposal of treated effluent from the Lost Creek Municipal Utility District's wastewater treatment plant for golf course irrigation purposes. The

funding for required operating expenses is contingent upon available funding in future budgets. Recommended by the Water and Wastewater Commission.

The motion authorizing the negotiation and execution of an agreement with Hill Country Golf Inc. was approved on Council Member Leffingwell's motion, Mayor Pro Tem Dunkerley's second on a 6-0 vote. Council Member Cole was off the dais.

18. Approve an ordinance adopting a Strategic Partnership Agreement (SPA) between the City and Lost Creek Municipal Utility District (approximately 788 acres located in Travis County west of Capital of Texas Highway west of the intersection of Lost Creek Boulevard and Capital of Texas Highway). The City will incur no unanticipated costs from entering into the Strategic Partnership Agreement. The general fund will receive property tax revenue beginning in Fiscal Year 2008-2009 from the commercial areas to be annexed. The expected net present value of the cumulative 25 year cash flows associated with the SPA approximates the net present value of expected cash flows if the area were annexed in December 2008.
Ordinance No. 20070621-018, authorizing the City Manager to proceed to arbitration with Lost Creek Municipal Utility District, with the mediated Strategic Partnership Agreement as the offer to be considered by the arbitrator, was approved on Council Member Kim's motion, Mayor Pro Tem Dunkerley's second on a 7-0 vote.

BRIEFINGS

108. Staff briefing on a proposed master lease with General Electric Commercial Aviation regarding possible new airline services.
The presentation was made by Jim Smith, Director of Aviation.
115. Presentation and update on City's Webberville Property.
The presentation was made by Bert Lumbreras, Assistant City Manager; Laura Huffman, Assistant City Manager; and Mark Hemingway, Geomatrix Consultant, Inc.

DISCUSSION ITEM CONTINUED

27. Approve an ordinance amending Chapter 25-1, Subchapter E of Chapter 25-2, and Chapter 25-4 of the City Code relating to parkland dedication, and establishing the parkland cost for each dwelling unit. Recommended with minor revisions by the Parks and Recreation Board; the Downtown Commission; the Design Commission; and the Planning Commission.
Ordinance No. 20070621-027 was approved with the following amendments on Council Member Cole's motion, Mayor Wynn's second on a 7-0 vote.
Staff's recommended amendments were:
 - ♦ Amend the first sentence of Part 1, Section 25-1-605, page 4, line 27 to read, "The amount of the deposit is determined by multiplying the number of dwelling units by the parkland cost for each dwelling unit, excluding the affordable dwelling units."
 - ♦ Amend Part 1, Section 25-1-605 to add a new subsection (D)(3) to read, "Affordable dwelling unit means a dwelling unit that is certified by the director of the Neighborhood Housing and Community Development Department as being reasonably priced under the S.M.A.R.T. Housing Program standards adopted by council resolution."
 Council Member Leffingwell's amendment to Part 1, Section 25-1-604 (A), page 4, line 2 changing the provision to read as follows was seconded by Council Member Kim and approved on a 7-0 vote. This section will read, "(A) The director of the Parks and Recreation Department may allow up to a 50 percent credit toward fulfilling the requirements of this article for privately owned and maintained park and recreational facilities that are available for use by the public."
Council Member McCracken's amendment that the affordable housing exemption applies to 80% MFI and below for both rental and sales was seconded by Council Member Cole and approved on a 7-0 vote.

ZONING CONSENT ITEMS

The following zoning items were acted on by one motion. No separate discussion or action occurred on any of the items. The consent items were approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 7-0 vote.

116. C14-06-0132 - Rathgeber Village - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 4800 Manor Road (Tannehill Branch Watershed) from family residence (SF-3) district zoning and planned unit development (PUD) district zoning to general office-mixed use-conditional overlay (GO-MU-CO) combining district zoning. First reading approved on August 24, 2006. Vote: 6-0 (Kim off the dais). Applicant: Catellus Austin, LLC (Greg Weaver). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Robert Heil, 974-2330.
Ordinance No. 20070621-116 for general office-mixed use-conditional overlay (GO-MU-CO) combining district zoning was approved.
117. C14-06-0098 - Harris Ridge - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 13809 Harris Ridge Boulevard (Harris Branch Watershed) from limited industrial service-conditional overlay (LI-CO) combining district zoning to townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning for Tract 1 and limited industrial-conditional overlay (LI-CO) combining district zoning for Tract 2. First reading approved on December 7, 2006. Vote: 6-0 (Kim off the dais). Applicant: Capital City-Howard Lane, Ltd. (Christopher H. Whitworth.) Agent: Momark Development (Chris Risher). City Staff: Tina Bui, 974-2755.
Ordinance No. 20070621-117 for townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning for Tract 1 and limited industrial-conditional overlay (LI-CO) combining district zoning for Tract 2 was approved.
118. C14-06-0201 - Cearley Mobile Homes - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 8703 FM 969 Road (Walnut Creek Watershed) from development reserve (DR) district zoning to general commercial services-conditional overlay (CS-CO) combining district zoning. First reading approved on January 11, 2007. Vote: 7-0. Applicant and Agent: Daniel J. Cearley. City Staff: Tina Bui, 974-2755.
Ordinance No. 20070621-118 for mobile home residence (MH) district zoning was approved.
119. C14-06-0208 - Eastbourne Crossing - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3400-3517 Block of South FM 973 (Colorado River Watershed) from development reserve (DR) district zoning to general commercial services-conditional overlay (CS-CO) combining district zoning. First reading approved on June 7, 2007. Vote: 7-0. Applicant: Eastbourne Crossing Limited Partnership. Agent: Drenner & Golden Stuart Wolff, LLP (Michele Rogerson). City Staff: Tina Bui, 974-2755.
Ordinance No. 20070621-119 for general commercial services-conditional overlay (CS-CO) combining district zoning was approved.
120. C14-07-0011 - Russell Drive - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 4405, 4407 and 4411 Russell Drive (Williamson Creek Watershed) from limited office (LO) district zoning and multi-family residence-medium density (MF-3) district zoning to neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning. First reading approved on June 7, 2007. Vote: 7-0. Agent: Vickrey & Associates, Inc. (Dean Thomas). City Staff: Tina Bui, 974-2755.

Ordinance No. 20070621-120 for neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning was approved.

121. NPA-06-0015.01 - Springdale Road-East MLK - Approve second/third readings of an ordinance amending Ordinance No. 021107-Z-11, the East MLK Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, to change the land use designation on the future land use map (FLUM) from open space to mixed use on Tract 1 and multi-family use for Tract 2 for the property located at 0 Springdale Road (21.2 acres of Abs 22 Sur 29 Tannehill JC) (Little Walnut Creek Watershed). First reading approved on February 15, 2007. Vote: 7-0. Applicant: Neighborhood Planning and Zoning Department; Seiders Family Trust, Et. Al. Agent: Peter Cesaro. City Staff: Paul DiGiuseppe, 974-2685.

Ordinance No. 20070621-121 for mixed use on Tract 1 and multi-family use for Tract 2 was approved.

122. C14-06-0221 - Springdale Road-East MLK Combined Neighborhood Plan - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as O (21.2 Acres of Abs 22 Sur 29 Tannehill JC) Springdale Road (Little Walnut Creek Watershed) from public-neighborhood plan (P-NP) combining district zoning to community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning for Tract 1 and multi-family-medium density-conditional overlay-neighborhood plan (MF-3-CO-NP) combining district zoning for Tract 2. First reading approved on February 15, 2007. Vote: 7-0. Applicant: Neighborhood Planning and Zoning Department; Seiders Family Trust, Et. Al). Agent: Peter Cesaro. City Staff: Jerry Rusthoven, 974-3207.

Ordinance No. 20070621-122 for community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning for Tract 1 and multi-family- medium density-conditional overlay-neighborhood plan (MF-3-CO-NP) combining district zoning for Tract 2 was approved.

ZONING CONSENT ITEMS

The following zoning items were acted on by one motion. No separate discussion or action occurred on any of the items. The public hearings were closed and consent items were approved on Council Member Martinez' motion, Council Member McCracken's second on a 7-0 vote.

123. C14-2007-0031 - Block 1 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1000 E. 5th Street and 1001, 1003, 1009, & 1015 E. 6th Street (Waller Creek Watershed) from general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning to general commercial services-mixed use-conditional overlay-central urban redevelopment-neighborhood plan (CS-MU-CO-CURE-NP) combining district zoning to permit Vertical Mixed Use on the site. Staff Recommendation: To grant general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on June 26, 2007. Applicant: 6th & Medina LTD (Perry Lorenz). Agent: LOC Consulting (Sergio Lozano). City Staff: Robert Heil, 974-2330.

This item was postponed to July 26, 2007 at the staff's request.

125. NPA-07-0020.01 - LaVista on North Bluff - Conduct a public hearing and approve an ordinance amending Ordinance No. 20050818-Z001, the South Congress Combined Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, to change the land use designation on the future land use map (FLUM) from single-family to multi-family for the property located at 807 North Bluff Drive (Williamson Creek Watershed). Staff Recommendation: To approve high density single-family land use designation. Planning Commission Recommendation: To approve high density single-family land use designation. Applicant: Oak Bluff, Ltd. (Mark Leyva). Agent: LOC Consultants (Sergio Lozano-Sanchez). City Staff: Mark Walters, 974-7695.

Ordinance No. 20070621-125 for high density single-family land use designation was approved.

126. C14-07-0016 - La Vista on North Bluff - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 807 North Bluff Drive (Williamson Creek Watershed) from single-family residence-small lot-neighborhood plan (SF-4A-NP) combining district zoning to multi-family residence-low density-neighborhood plan (MF-3-NP) combining district zoning. Staff Recommendation: To grant townhouse and condominium residence-neighborhood plan (SF-6-NP) combining district zoning. Planning Commission Recommendation: To grant townhouse and condominium residence-neighborhood plan (SF-6-NP) combining district zoning. Applicant: Oak Bluff, Ltd. (Mark Leyva). Agent: LOC Consultants (Sergio Lozano-Sanchez). City Staff: Wendy Walsh, 974-7719.
Ordinance No. 20070621-126 for townhouse and condominium residence-neighborhood plan (SF-6-NP) combining district zoning was approved.
128. NPA-07-0022.01 - St Cecilia Hotel - Conduct a public hearing and approve an ordinance amending Ordinance 20050929-z001, the Greater South River City Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, to change the land use designation from multi-family to commercial on the future land use map (FLUM) for the property located at 112 Academy Drive (East Bouldin Creek Watershed). Staff Recommendation: To grant commercial use designation. Planning Commission Recommendation: To grant commercial use designation. Applicant: 112 Academy, L.L.C. Agent: Brown McCarroll, LLP (Nikelle Meade or Andrew Martin). City Staff: Mira Hahn, 974-6404
Ordinance No. 20070621-128 for commercial use designation on the future land use map (FLUM) was approved.
129. C14-2007-0056 - 112 Academy Drive - St. Cecilia Hotel - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 112 Academy Drive (East Bouldin Creek Watershed) from multi-family residence-moderate-high density-historic-neighborhood conservation combining district-neighborhood plan (MF-4-H-NCCD-NP) combining district zoning to community commercial-historic-neighborhood conservation combining district-neighborhood plan (GR-H-NCCD-NP) combining district zoning. Staff Recommendation: To grant community commercial-historic-neighborhood conservation combining district-neighborhood plan (GR-H-NCCD-NP) combining district zoning. Planning Commission Recommendation: To grant community commercial-historic-neighborhood conservation combining district-neighborhood plan (GR-H-NCCD-NP) combining district zoning. Applicant: 112 Academy, LLC. Agent: Brown McCarroll, LLP (Nikelle Meade). City Staff: Robert Heil, 974-2330.
Ordinance No. 20070621-129 for community commercial-historic-neighborhood conservation combining district-neighborhood plan (GR-H-NCCD-NP) combining district zoning was approved.
130. C14-2007-0057 - Pressler - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1304-1316 West 5th Street; and 507 Pressler Street (Town Lake Watershed) from general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning to general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning to change a condition of zoning. Staff Recommendation: To grant general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning to change a condition of zoning. Planning Commission Recommendation: To grant general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning to change a condition of zoning. Applicant: 507 Pressler LTD (Peter Lamy). Agent: Drennenr & Golden Stuart Wolff, LLP (Michele Rogerson). City Staff: Jorge E. Rousselin, 974-2975.
Ordinance No. 20070621-130 for general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning to change a condition of zoning was approved.
131. C14-2007-0058.SH - Kaleidoscope 2 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 6302 F.M. 969 Road (Walnut Creek

Watershed) from neighborhood commercial-neighborhood plan (LR-NP) combining district zoning to neighborhood commercial-mixed use-neighborhood plan (LR-MU-NP) combining district zoning. Staff Recommendation: To grant neighborhood commercial-mixed use-neighborhood plan (LR-MU-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on June 12, 2007. Applicant: Ernest Karam. Agent: Rivera Engineering (Michael Rivera). City Staff: Tina Bui, 974-2755.

Ordinance No. 20070621-131 for neighborhood commercial-mixed use-conditional overlay-neighborhood plan (LR-MU-CO-NP) combining district zoning was approved.

133. C14-2007-0070 - Rathgeber Village, Phase One - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as Portion of 4800 Manor Road (Tannehill Branch Watershed) from planned unit development (PUD) district zoning to general office-mixed use (GO-MU) combining district zoning. Staff Recommendation: To grant general office-mixed use (GO-MU) combining district zoning. Planning Commission Recommendation: To grant general office-mixed use (GR-MU) combining district zoning. Applicant: Catellus Austin Land, LP (Gregory J. Weaver). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Tina Bui, 974-2755.
Ordinance No. 20070621-133 for general office-mixed use (GO-MU) combining district zoning was approved.
134. C14-82-091(RCT) - 21 Rio - Conduct a public hearing and approve termination of the restrictive covenant for the property located at 2103 and 2105 Rio Grande Street (Shoal Creek Watershed). Staff Recommendation: To approve termination of the restrictive covenant. Planning Commission Recommendation: To approve termination of the restrictive covenant. Applicant: David M. Fender Family Partnership (David M. Fender). Agent: Mike McHone. City Staff: Jorge E. Rousselin, 974-2975.
The motion terminating the restrictive covenant was approved.
135. C14H-07-0035 - Brogan House - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3018 West Avenue (Shoal Creek Watershed) from family residence- conditional overlay-neighborhood plan (SF-3-CO-NP) combining district zoning to family residence-historic-conditional overlay-neighborhood plan (SF-3-H-CO-NP) combining district zoning. Staff recommendation: To grant family residence-historic-conditional overlay- neighborhood plan (SF-3-H-CO-NP) combining district zoning. Historic Landmark Commission recommendation: To grant family residence-historic-conditional overlay- neighborhood plan (SF-3-H-CO-NP) combining district zoning. Planning Commission recommendation: To grant family residence-historic-conditional overlay-neighborhood plan (SF-3-H-CO-NP) combining district zoning. Applicant and Agent: Steven and Lindsey Crow. City Staff: Steve Sadowsky, 974-6454.
Ordinance No. 20070621-135 for family residence-historic-conditional overlay- neighborhood plan (SF-3-H-CO-NP) combining district zoning was approved.
136. C814-2007-0009 - Hwy 71 PUD - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 8500 State Highway 71 (Williamson Creek Watershed - Barton Springs Zone) from rural residence (RR) district zoning to planned unit development (PUD) district zoning. Staff Recommendation: To grant planned unit development (PUD) district zoning. Planning Commission Recommendation: To grant planned unit development (PUD) district zoning. Applicant: Michael Knepp. Agent: Paul W. Linehan (Strategies, Inc.). City Staff: Robert Heil, 974-2330.
The first reading of the ordinance for planned unit development (PUD) district zoning was approved.
137. C14-2007-0062 - Vintner's Cellar of Austin - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 7010 W. SH 71 (Williamson Creek Watershed - Barton Springs Zone) from community commercial (GR) district zoning to commercial-liquor sales (CS-1) district zoning. Staff Recommendation: To grant commercial-liquor sales (CS-1) district zoning. Planning Commission Recommendation: To grant commercial-liquor sales (CS-1) district zoning. Applicant: Vinter's Cellar of Austin. Agent: Jim Bennett. City Staff: Robert Heil, 974-2330.

The first reading of the ordinance for commercial-liquor sales (CS-1) district zoning was approved.

138. C14-06-0188 - Parker Lane - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1406-1506 Parker Lane (Town Lake Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to multi-family residence-moderate-high density-neighborhood plan (MF-4-NP) combining district zoning. Staff Recommendation: To deny multi-family residence-moderate-high density-neighborhood plan (MF-4-NP) combining district zoning. Planning Commission Recommendation: To deny multi-family residence-moderate-high density-neighborhood plan (MF-4-NP) combining district zoning. Applicant: J. Ryan Dinepenbrok, Julia Schleber, Michael Hackett and Bryant Colman. Agent: Sergio Lozano-Sanchez (LOC Consulting). City Staff Robert Heil, 974-2330. A valid petition has been filed in opposition to this rezoning request.
This item was withdrawn.
139. C14-06-0228 - Wolfcreek Development - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 6825 Wolfcreek Pass (Williamson Creek Watershed - Barton Springs Zone) from neighborhood office (NO) district zoning and urban family residence (SF-5) district zoning to neighborhood commercial-mixed use (LR-MU) combining district zoning for Tract 1 and townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning for Tract 2. Staff Recommendation: To grant neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning for Tract 1 and townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning for Tract 2. Planning Commission Recommendation: To grant neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning for Tract 1 and townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning for Tract 2. Applicant: Kelly and William Jelson; Lynn Mickleburgh (Jon Crain). Agent: MWM Design Group (Amelia Lopez-Phelps). City Staff: Wendy Walsh, 974-7719.
Ordinance No. 20070621-139 for neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning for Tract 1 and townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning for Tract 2 was approved.
141. C14-07-0019 - South Lamar Condos - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3508 South Lamar Blvd. (Barton Creek Watershed - Barton Springs Zone) from community commercial (GR) district zoning to community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. Staff Recommendation: To grant community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. Planning Commission Recommendation: To grant community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. Applicant: ASC Management (Peter Barlin). Agent: Shaw Hamilton Consultants (Shaw Hamilton). City Staff: Robert Heil, 974-2330.
This item was withdrawn.
143. C14-2007-0034 - Harmon - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 4703 Harmon Avenue (Boggy Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to general office-neighborhood plan (GO-NP) combining district zoning. Staff Recommendation: To grant limited office-mixed use-neighborhood plan (LO-MU-NP) combining district zoning. Planning Commission Recommendation: To grant limited office-mixed use-conditional overlay-neighborhood plan (LO-MU-CO-NP) combining district zoning. Applicant: Julian Oviedo. Agent: Lucy Montealvo. City Staff: Robert Heil, 974-2330.
The first reading of the ordinance for limited office-mixed use-conditional overlay-neighborhood plan (LO-MU-CO-NP) combining district zoning was approved.
145. C14H-07-0005 - Bull House - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2213 Windsor Road, East (Shoal Creek

Watershed) from family residence (SF-3) district zoning to family residence-historic (SF-3-H) combining district zoning. Staff recommendation: To grant family residence-historic (SF-3-H) combining district zoning. Historic Landmark Commission recommendation: To grant family residence-historic (SF-3-H) combining district zoning. Zoning and Platting Commission recommendation: To be reviewed on July 31, 2007. Applicant: Historic Landmark Commission. Owners: Carlos and Aurora Tames. City Staff: Steve Sadowsky, 974-6454.

This item was postponed to August 9, 2007 at the staff's request.

146. Conduct a public hearing to consider an ordinance amending the Austin Tomorrow Comprehensive Plan by adopting the University Hills/Windsor Park Combined Neighborhood Plan. The combined planning area is bounded by IH-35 on the west, Highway 290 on the north, Highway 183 on the east and Manor Road and East 51st Street on the south. Reviewed by Planning Commission.

This item was postponed to July 26, 2007 at the staff's request.

147. Conduct a public hearing and approve an ordinance amending Chapter 25-2, Subchapter E, Article 5, of the Land Development Code (Design Standards & Mixed Use) to add roadway segments in the University Hills/Windsor Park Combined Neighborhood Planning Area to the list of Core Transit Corridors. Reviewed by Planning Commission.

This item was postponed to July 26, 2007 at the staff's request.

148. C14-2007-0006 - University Hills Neighborhood Plan Combining District - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property bounded by Hwy 290 & Hwy 183 to the north, Hwy 183 to the east, Manor Road to the south, and Northeast Drive to the West (726 acres). The proposed zoning change will create the University Hills Neighborhood Plan Combining District (NPCD) and implement the land use recommendations of the University Hills / Windsor Park Combined Neighborhood Plan for a total of 23 tracts (156 acres). Under the proposed University Hills NPCD, "Small Lot Amnesty," "Impervious Cover and Parking Placement Restrictions," and "Front Porch Setback" are proposed for the entire area. The Neighborhood Urban Center special use is proposed for Tract 208. The Planning Commission may recommend and the City Council may approve a zoning change to any of the following: Single Family Standard Lot (SF-2); Family Residence (SF-3); Townhouse & Condominium Residence (SF-6); Multi-Family Residence - Limited Density (MF-1); Multi-family Residence - Low Density (MF-2); Multi-family Residence - Medium Density (MF-3); Multi-family Residence - Moderate-High Density (MF-4); Neighborhood Office (NO); Limited Office (LO); General Office (GO); Neighborhood Commercial (LR); Community Commercial (GR); Commercial Services (CS); Commercial-Liquor Sales (CS-1); Limited Industrial Services (LI) and Public (P). A Conditional Overlay (CO), Mixed Use Combining District Overlay (MU); or Neighborhood Plan Special Use (NP) may also be added to these zoning base districts. Applicant and Agent: City of Austin, Neighborhood Planning and Zoning Department. City Staff: Robert Heil, 974-2330; Adrienne Domas, 974-6355.

This item was postponed to July 26, 2007 at the staff's request.

149. C14-2007-0007 - Windsor Park Neighborhood Plan Combining District - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property bounded by I-35 to the west, Hwy 290 to the north, Northeast Drive to the east, Manor Road & E. 51st Street to the South (1526 acres). The proposed zoning change will create the Windsor Park Neighborhood Plan Combining District (NPCD) and implement the land use recommendations of the University Hills / Windsor Park Combined Neighborhood Plan for a total of 100 tracts (300 acres). Under the proposed Windsor Park NPCD, "Small Lot Amnesty," "Secondary Apartment," "Corner Store", "Impervious Cover and Parking Placement Restrictions," and "Front Porch Setback" are proposed for the entire area. The Neighborhood Urban Center special use is proposed for Tract 17, 20, 42. The Planning Commission may recommend and the City Council may approve a zoning change to any of the following: Family Residence (SF-3); Townhouse & Condominium Residence (SF-6); Multi-Family Residence - Limited Density (MF-1); Multi-family Residence - Low Density (MF-2); Multi-family Residence - Medium Density (MF-3); Multi-family Residence -

Moderate-High Density (MF-4); Neighborhood Office (NO); Limited Office (LO); General Office (GO); Neighborhood Commercial (LR); Community Commercial (GR); Commercial Services (CS); Commercial-Liquor Sales (CS-1); Limited Industrial Services (LI) and Public (P). A Conditional Overlay (CO), Mixed Use Combining District Overlay (MU); or Neighborhood Plan Special Use (NP) may also be added to these zoning base districts. Applicant and Agent: City of Austin, Neighborhood Planning and Zoning Department. City Staff: Robert Heil, 974-2330; Adrienne Domas, 974-6355.

This item was postponed to July 26, 2007 at the staff's request.

ZONING DISCUSSION ITEMS

Item 127 was reconsidered later in the meeting.

132. C14-2007-0051 - Pierce Suites - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2028 West Ben White Boulevard (Williamson Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to general office-mixed use (GO-MU) combining district zoning. Staff Recommendation: To grant general office-mixed use-conditional overlay (GO-MU-CO) combining district zoning. Planning Commission Recommendation: To grant limited office-mixed use-conditional overlay (LO-MU-CO) combining district zoning. Applicant: Lawrence A. Pierce. Agent: Ross Frie (Frie Planning and Development). City Staff: Robert Heil, 974-2330.
The public hearing was closed and the first reading of the ordinance for limited office-mixed use (LO-MU) combining district zoning was approved on Council Member Leffingwell's motion, Mayor Pro Tem Dunkerley's second on a 7-0 vote.
124. C14-07-0014 - Cameron Condo - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2903 Cameron Loop (South Boggy Creek Watershed) from rural residence (RR) district zoning to townhouse and condominium residence (SF-6) district zoning. Staff Recommendation: To grant townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning with conditions. Zoning and Platting Commission Recommendation: To grant townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning with conditions. Applicant: Judd Olson. Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Wendy Walsh, 974-7719.
The public hearing was closed and Ordinance No. 20070621-124 for townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning with conditions was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 7-0 vote.
140. C14-07-0017 - Stassney Office Condos - Conduct a public and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1210 Gobi Drive (Williamson Creek Watershed) from neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning; and limited office-mixed use-conditional overlay (LO-MU-CO) combining district zoning to neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning. Staff Recommendation: To grant neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning for Tract 1; and limited office-mixed use-conditional overlay (LO-MU-CO) combining district zoning for Tract 2 with conditions. Zoning and Platting Commission Recommendation: To grant neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning for Tract 1; and limited office-mixed use-conditional overlay (LO-MU-CO) combining district zoning for Tract 2 with conditions. Applicant: Clifford P. McDaniel. Agent: Ned McDaniel. City Staff: Wendy Walsh, 974-7719.
The public hearing was closed and Ordinance No. 20070621-140 for neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning for Tract 1; and limited office-mixed use-conditional overlay (LO-MU-CO) combining district zoning for Tract 2 with conditions was approved with prohibited uses and providing for the following: 1) limit of 2,000 vehicle trips per day

and 2) remove turn out limitation to Gobi Drive on Mayor Pro Tem Dunkerley's motion, Council Member Cole's second on a 7-0 vote.

127. C14-2007-0054 - Ardent VMU - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1500 South Lamar (West Bouldin Creek Watershed) from community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning to community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning to permit vertical mixed use on the site. Staff Recommendation: To grant community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning to permit vertical mixed use on the site. Planning Commission Recommendation: To grant community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning to permit vertical mixed use on the site. Applicant: Ocean Stone SC, LLC (Robert Peek). Agent: Michele Rogerson (Drenner & Golden Stuart Wolfe). City Staff: Robert Heil, 974-2330.

The public hearing was closed and Ordinance No. 20070621-127 for community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning to permit vertical mixed use on the site was approved with the following conditions and prohibitions on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 7-0 vote. The conditional overlay would include a trip limitation of no more than 2,000 trips per day and prohibit the following uses: automotive rentals, automotive repair services, automotive sales, automotive washing (of any type), bail bond services, commercial off-street parking, drop-off recycling collection facility, exterminating services, funeral services, indoor sports and recreation, outdoor sports and recreation, pawn shop services, service station, local utility services, theater, telecommunication Tower-1, and residential treatment.

A motion to reconsider Item 127 was approved on Council Member McCracken's motion, Council Member Leffingwell's second on a 7-0 vote.

The public hearing was closed and Ordinance No. 20070621-127 for community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning to permit vertical mixed use on the site was approved with the following prohibitions on Council Member McCracken's motion, Council Member Kim's second on a 7-0 vote. The conditional overlay would prohibit the following uses: automotive rentals, automotive repair services, automotive sales, automotive washing (of any type), bail bond services, commercial off-street parking, drop-off recycling collection facility, exterminating services, funeral services, indoor sports and recreation, outdoor sports and recreation, pawn shop services, service station, local utility services, theater, telecommunication Tower-1, and residential treatment.

144. C14-2007-0053 - Mean-Eyed Cat - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1621 West 5th Street (Town Lake Watershed) from limited industrial service-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning to limited industrial service-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning to change conditions of zoning. Staff Recommendation: To grant limited industrial service-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning to change conditions of zoning. Planning Commission Recommendation: To grant limited industrial service-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning to change conditions of zoning. Applicant: J17 Fortune, LP (Peggy Jean & Randolph George Mueller). Agent: Mike Blizzard. City Staff: Tina Bui, 974-2755.

The public hearing was closed and Ordinance No. 20070621-144 for limited industrial service-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning to change conditions of zoning was approved on Council Member Martinez' motion, Council Member Kim's second on a 7-0 vote.

Mayor Wynn recessed the Council Meeting at 5:40 p.m.

LIVE MUSIC

Michael Cross

PROCLAMATIONS

Proclamation -- National Safety Month -- to be presented by Mayor Will Wynn and to be accepted by Mark Medley

Distinguished Service Award -- Pat Austin -- to be presented by Mayor Will Wynn and City Manager Toby Hammett Futrell and to be accepted by the honoree

Distinguished Service Award - Irene Neumann - to be presented by Mayor Will Wynn and City Manager Toby Hammett Futrell and to be accepted by the honoree

Certificates of Appreciation - Gus Garcia Park Design Competition Organizers - to be presented by Mayor Will Wynn and to be accepted by the honorees

Proclamation -- Shudde Fath Day -- to be presented by Council Member Lee Leffingwell and to be accepted by the honoree

Distinguished Service Award - Bill Hoffman - to be presented by Council Member Lee Leffingwell and City Manager Toby Hammett Futrell and to be accepted by the honoree

Proclamation - Austin Bangladesh Association - to be presented by Council Member Mike Martinez and to be accepted by members of the ABA Board

Proclamation -- Dump the Pump Day -- to be presented by Council Member Mike Martinez and to be accepted by Capital Metro representatives

Mayor Wynn called the Council meeting back to order at 6:52 p.m.

ZONING DISCUSSION ITEM CONTINUED

142. C14-2007-0014 - Webb Estates - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 4700 City Park Road, north of the intersection of City Park Road and Westminster Glen (Turtle Creek and West Bull Creek Watersheds) from development reserve (DR) district zoning to single-family residence-large lot (SF-1) district zoning. Staff Recommendation: To grant single-family residence-large lot-conditional overlay (SF-1-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant single-family residence-large lot-conditional overlay (SF-1-CO) combining district zoning. Applicant: 4914 City Park Road (Letha Webb) and James Boanerges. Agent: Longaro and Clark (James McCann). City Staff: Jorge E. Rousselin, 974-2975. The public hearing was held open and the first reading of the ordinance for single-family residence-large lot-conditional overlay (SF-1-CO) combining district zoning was approved with the following conditions on Council Member Leffingwell's motion, Council Member Martinez' second on a 6-0 vote. Mayor Wynn was off the dais. Staff will work on the conditions of the public restrictive covenant and bring forth on July 26, 2007. The public restrictive covenant should include: 1) limit impervious cover per lot; 2) integrate pest management and educational plans with respect to the habitat land; 3) narrowing lots to match the adjacent lots in Westminster Glen; 4) impose RR rear yard setback requirements along Westminster Glen; and 5) through subdivision process ensure that drainage does not adversely impact any adjacent property.

PUBLIC HEARINGS

150. Conduct a public hearing and consider floodplain variances requested by Shoal Creek Walk, Ltd. to allow construction of an eight-story mixed-use building, a five-story mixed use building, and a three-level underground parking structure at 835 West 6th Street in the 25-year and 100-year floodplains of Shoal Creek and to waive the requirement to dedicate a drainage easement to the full limit of the 100-year floodplain to exclude the footprints of the proposed structures.

The public hearing was closed and Ordinance No. 20070621-150 was approved on Council Member McCracken's motion, Council Member Martinez' second on a 6-0 vote. Mayor Wynn recused himself.

151. Conduct a public hearing and consider approval of an ordinance creating the proposed Tax Increment Financing Reinvestment Zone No. 17 for the Waller Creek tunnel project and related facilities, establishing a Board of Directors for the zone, and related matters. The proposed zone is to be located within the area bounded on the west by Red River Street from 12th Street south to 3rd Street, then west along 3rd Street to Trinity Street, then south along Trinity Street to Town Lake; on the south by Town Lake from Trinity Street east to Cumming Street, then east along Cummings Street to East Avenue; on the east by East Avenue from Cummings Street north to the south bound access road of IH-35, then along said access road north to 11th Street, then west along 11th Street to Sabine Street, and north along Sabine Street to Red River Street; and on the north by 12th Street between Sabine Street and Red River Street.

The public hearing was closed and Ordinance No. 20070621-151 was approved on Council Member Cole's motion, Mayor Pro Tem Dunkerley's second on a 7-0 vote.

Mayor Wynn adjourned the meeting at 7:30 p.m. without objection.

The minutes for the Regular Meeting of June 21, 2007 were approved on this the 26th day of July, 2007 on Council Member Kim's motion, Council Member Martinez' second on a 7-0 vote.