



**AUSTIN CITY COUNCIL
MINUTES**

**REGULAR MEETING
THURSDAY, MARCH 10, 2011**

Invocation: Meredith Beal, SGI-USA

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, March 10, 2011 in the Council Chambers of City Hall, 301 West Second Street, Austin, Texas.

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

CONSENT AGENDA

The following items were acted on by one motion. No separate action occurred on any of the items.

1. Approve the minutes of the Austin City Council special called meeting of March 2, 2011 and regular meeting of March 3, 2011.
The minutes from the special called meeting of March 2, 2011 and regular meeting of March 3, 2011 were approved on consent on Council Member Cole's motion, Council Member Spelman's second on a 7-0 vote.
2. Authorize negotiation and execution of a one-month renewal of a lease for 49,911 square feet of office space and a new 72-month lease with a one-year extension option for 71,806 square feet of office space at 811 Barton Springs Road with T-C Barton Springs LLC for an amount not to exceed \$12,167,173 with an extension option for an amount not to exceed \$2,208,034, for a total new lease amount not to exceed \$14,375,207. Funding is contingent upon available funding in future budgets. Recommended by the Electric Utility Commission.
This item was withdrawn on consent on Council Member Cole's motion, Council Member Spelman's second on a 7-0 vote.
3. Approve a resolution determining matters to be deemed competitive under Texas Government Code Sections 522.133 and 551.086 and thereby exempt from public disclosure for certain periods of time and directing the City Manager regarding efforts at transparency and public reporting. No funding is required. Recommended by the Electric Utility Commission.
Resolution No. 20110310-003 was approved on consent on Council Member Cole's motion, Council Member Spelman's second on a 7-0 vote.
4. Authorize the payment of an amount not to exceed \$875,000 to settle eminent domain proceedings relating to the acquisition of two 200-foot wide electric easements, being 1.055 acres each for a total of

2.110 acres, and the acquisition in fee of a 20.67-acre tract, all out of the James Gilleland Survey Number 13, Abstract Number 12, Travis County, Texas, in connection with the construction of a combination transmission/distribution substation and related improvements. The owners of the needed property interests are Fannie Ruth Salyer, Don Allen Salyer, and Sylvia Gay Meyer. Gravel rights interests are held by Ella Louise Lind, Ralph Daily Glass, James Robert Glass, Mary Francis Wisian, and James Parker, all of whom are parties to the eminent domain proceedings. Funding is available in the 2010-2011 Capital Budget of Austin Energy. Recommended by the Electric Utility Commission.

The motion authorizing the payment of an amount not to exceed \$875,000 to settle eminent domain proceedings was approved on consent on Council Member Cole's motion, Council Member Spelman's second on a 7-0 vote.

5. Approve a resolution authorizing payment to TEXAS DEPARTMENT OF TRANSPORTATION for the City's 10% participation of right-of-way acquisition for the expansion of U.S. Highway 183 from East of U.S. 290 to S.H. 71, in accordance with the June 27, 1986 Contractual Agreement for Right-of-Way Procurement, as amended by a Supplemental Contractual Agreement for Right-of-Way Procurement on February 24, 1994, and by a Second Supplemental Contractual Agreement for Right-of-Way Procurement on June 13, 2005, in an amount not to exceed \$471,938.65. Funding is available in the Fiscal Year 2010-2011 Capital Budget of the Public Works Department.

Resolution No. 20110310-005 was approved on consent on Council Member Cole's motion, Council Member Spelman's second on a 7-0 vote.

6. Approve a resolution authorizing the filing of eminent domain proceedings for the Braker at IH 35 TSM Project to acquire a 640 square foot right of way dedication and a 2,829 square foot temporary construction easement out of the John Applegait Survey No. 58, Travis County, Texas, in the amount of \$15,013. The owner of the needed property interest is MP BRAKER, L.P. The property is located at 611 E. Braker Lane, Austin, Travis County, Texas. Funding is included in the Fiscal Year 2010-2011 Capital Budget of the Public Works Department.

Resolution No. 20110310-006 was approved on consent on Council Member Cole's motion, Council Member Spelman's second on a 7-0 vote.

7. Approve a resolution authorizing the filing of eminent domain proceedings for the Fort Branch Watershed Management Area Reach 6 & 7 Channel Rehabilitation - Truelight Area and Eleanor Drive Area Project to acquire a 11,456 square foot drainage easement out of and a part of a 5.004-acre tract or parcel of land out of the Jesse C. Tannehill League Survey No. 29 in the City of Austin, Travis County, Texas, in the amount of \$10,826. The owner of the needed property interest is EDDIE WOULDGO INVESTMENTS, L.P. The property is located off of Lott Avenue, Austin, Travis County, Texas. Funding is included in the Fiscal Year 2010-2011 Capital Budget of the Watershed Protection Department.

Resolution No. 20110310-007 was approved on consent on Council Member Cole's motion, Council Member Spelman's second on a 7-0 vote.

8. Authorize execution of a construction contract with RODRIGUEZ BARR INC. DBA THE BARR COMPANY, AIA, Austin, TX for Ground Transportation Staging Area (GTSA) Relocation and Renovation at the Austin Bergstrom International Airport in the amount of \$4,209,000 plus a \$420,900 contingency, for a total contract amount not to exceed \$4,629,900. Funding is available in the Fiscal Year 2010-2011 Capital Budget of the Aviation Department. Lowest bid of six 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) by meeting the goals with 7.45% MBE and 14.32% WBE subcontractor participation. Recommended by the Airport Advisory Board.

The motion authorizing the execution of a construction contract with Rodriguez Barr Inc. doing business as The Barr Company, AIA, was approved on consent on Council Member Cole's motion, Council Member Spelman's second on a 7-0 vote.

9. Authorize the execution of an Interlocal Agreement with Texas Engineering Extension Service (TEEX), College Station, Texas to conduct Structural Collapse Training Courses for the Austin Fire Department for a 12 month period in an amount not to exceed \$193,472. Funding is available from the Federal Homeland Security Grant Program (HSGP), 2010 Urban Area Security Initiative Grant. The grant period is August 2, 2010 to February 28, 2013.

The motion authorizing the execution of an interlocal agreement with Texas Engineering Extension Service (TEEX) was approved on consent on Council Member Cole's motion, Council Member Spelman's second on a 7-0 vote.

10. Approve negotiation and execution of amendments to and renewals of contracts with four providers of services for people with HIV or AIDS. All renewals are for 12-month terms beginning on March 1, 2011. The amendments are: Amendment No. 3 with AIDS SERVICES OF AUSTIN, INC. in an amount not to exceed \$233,605, for a total contract amount not to exceed \$724,476; Amendment No. 3 with AUSTIN TRAVIS COUNTY MHMR in an amount not to exceed \$53,673, for a total contract amount not to exceed \$169,164; Amendment No. 3 with THE WRIGHT HOUSE WELLNESS CENTER in an amount not to exceed \$122,762, for a total contract amount not to exceed \$375,786; and Amendment No. 2 with PROJECT TRANSITIONS, INC. in an amount not to exceed \$87,849, for a total contract amount not to exceed \$263,547. Funding in the amount of \$290,435 is available in the Fiscal Year 2010-2011 Operating Budget of the Health and Human Services Department (HHSD). The contract period is March 1, 2011 to February 28, 2012. Funding for the five (5) months of the contract period October 1, 2011 through February 28, 2012, is contingent on available funding in future budgets.

The motion authorizing the negotiation and execution of amendments to and renewals of contracts with four providers as follows was approved on consent on Council Member Cole's motion, Council Member Spelman's second on a 7-0 vote. Amendment number three with AIDS Services of Austin, Inc.; amendment number three with Austin Travis County MHMR; amendment number three with The Wright House Wellness Center; and amendment number two with Project Transitions, Inc.

Item 11 was pulled for discussion.

Item 12 was pulled to be heard after the related staff presentation.

13. Approve an ordinance accepting \$2,500 in grant funds from the National Endowment for the Humanities and amending the Fiscal Year 2010-2011 Library Department Operating Budget Special Revenue to appropriate \$2,500 to support library outreach programs. Funding is available from the National Endowment for the Humanities. The grant period is January 1, 2011 through December 31, 2011.

Ordinance No. 20110310-013 was approved on consent on Council Member Cole's motion, Council Member Spelman's second on a 7-0 vote.

14. Approve a resolution authorizing the application for grant funding of up to \$600,000 from the U.S. Department of Health and Human Services, Centers for Disease Control and Prevention, Healthy Homes and Lead Poisoning Prevention program. Funding is available from the U.S. Department of Health and Human Services Centers for Disease Control and Prevention, Healthy Homes and Lead Poisoning Prevention program, for the grant period July 1, 2011 to June 30, 2014. There is no match requirement.

Resolution No. 20110310-014 was approved on consent on Council Member Cole's motion, Council Member Spelman's second on a 7-0 vote.

15. Approve an ordinance authorizing negotiation and execution of a Managed Growth Agreement with Walton Stacy Development Partners IV, LP, for the 5th and Brazos Parking Garage, located at 501 Brazos St.

Ordinance No. 20110310-015 was approved on consent on Council Member Cole's motion, Council Member Spelman's second on a 7-0 vote.

16. Approve an ordinance authorizing execution of an Interlocal Cooperation Agreement between Capital Metropolitan Transportation Authority and the City of Austin regarding construction of bus stops and associated Americans with Disabilities Act pedestrian improvements throughout the City of Austin; accepting funds of \$1,800,000 from Capital Metro; and amending the Fiscal Year 2010-2011 Public Works Department Capital Budget (Ordinance No. 20100913-003) to appropriate \$1,800,000. Funding in the amount of \$1,800,000 will be provided by Capital Metropolitan Transit Authority. Approved by the Capital Metro Board on January 26, 2010.
Ordinance No. 20110310-016 was approved on consent on Council Member Cole's motion, Council Member Spelman's second on a 7-0 vote.
17. Authorize negotiation and execution of a six-month Interlocal Agreement with the Capital Area Council of Governments (CAPCOG) for aerial laser measurement services and other geographic information systems related data for high-resolution elevation data and contours through an existing contract between CAPCOG and Sanborn Map Company, Inc., in an amount not to exceed \$350,000. Funding in the amount of \$250,000 is available in the Fiscal Year 2010-2011 Operating Budget of the Financial and Administrative Services Department, Communication and Technology Management. Funding in the amount of \$100,000 is available in the Fiscal Year 2010-2011 Capital Budget of the Watershed Protection Department. This Interlocal Agreement is exempt from the MBE/WBE Ordinance. This exemption is 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 the negotiation and execution of a six-month interlocal agreement with the Capital Area Council of Governments (CAPCOG) was approved on consent on Council Member Cole's motion, Council Member Spelman's second on a 7-0 vote.
18. Authorize award and execution of a 24-month requirements supply contract with REPUBLIC ITS, Grand Prairie, TX, for the purchase of five hundred (500) units of "Battery Backup Uninterrupted Power Supply" system, including the batteries, a 7-year warranty on the electronic components and hardware, and a 5-year warranty on the batteries for an estimated amount not to exceed \$1,596,000. Funding is available in the Fiscal Year 2010-2011 Capital Budget of the Transportation Department. Lowest bid of four 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 supply contract with Republic ITS was approved on consent on Council Member Cole's motion, Council Member Spelman's second on a 7-0 vote.
19. Approve an ordinance amending the Fiscal Year 2010-2011 Austin Transportation Department Operating Budget Ordinance No. 20100913-002 to increase parking revenue by \$661,723, and increase expenditures by \$534,033 for 11 full-time equivalent positions and related commodities associated with extended parking meter hours of operation and enforcement. Funding is available in the Fiscal Year 2010-2011 Operating Budget of the Transportation Department Parking Management Fund.
Ordinance No. 20110310-019 was approved on consent on Council Member Cole's motion, Council Member Spelman's second on a 6-1 vote. Council Member Morrison voted nay.
20. Approve an ordinance amending the Fiscal Year 2010-2011 Austin Transportation Department Operating Budget Ordinance No. 20100913-002 by \$38,444 for 2.50 full-time equivalent positions and associated commodities related to the voter-approved 2010 General Obligation Bonds and decrease the Transportation Fund Ending Balance by \$38,444. Funding is available in the Fiscal Year 2010-2011 Operating Budget of the Transportation Department.

Ordinance No. 20110310-020 was approved on consent on Council Member Cole's motion, Council Member Spelman's second on a 7-0 vote.

21. Authorize negotiation and execution of an Interlocal Agreement with the University of Texas at Austin (UT) for the time and expertise of UT engineers and staff to conduct data analysis, testing, and particle size analyses of stormwater in a cooperative project with City staff for an initial term of 12-months in the amount of \$15,000, with two 12-month extension options at no additional cost, for a total contract amount not to exceed \$15,000. Funding is available in the Fiscal Year 2010-2011 Operating Budget of the Watershed Protection Department.

The motion authorizing the negotiation and execution of an interlocal agreement with the University of Texas at Austin (UT) was approved on consent on Council Member Cole's motion, Council Member Spelman's second on a 5-0 vote. Council Members Morrison and Spelman recused themselves.

22. Approve appointments and certain related waivers to citizen boards and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members.

The following appointments were approved on consent on Council Member Cole's motion, Council Member Spelman's second on a 7-0 vote.

Board/Nominee

Nominated by

African American Resource Advisory Commission

Wayne Cook

Council Member Riley

Arts Commission

Scott Daigle

Council Member Spelman

Urban Forestry Board

Tom Hayes

Council Member Spelman

Items 23 through 25 were pulled for discussion.

26. Approve a resolution recognizing the contributions of the Waller Creek Citizen Advisory Committee in relation to the construction and development of the Waller Creek Tunnel Redevelopment Project, the City Council's adoption of the Waller Creek District Master Plan, and repealing Resolution 20070412-015, as amended. (Council Member Sheryl Cole Mayor Lee Leffingwell Council Member Randi Shade)

Resolution No. 20110310-026 was approved on consent on Council Member Cole's motion, Council Member Spelman's second on a 7-0 vote.

27. Approve the waiver of certain fees under City Code Chapter 14-8 for the Central Texas St. Patrick's Day Parade Benefiting the St. Baldrick's Foundation, sponsored by the Austin Fire Department, which is to be held on Saturday, March 12, 2011 beginning at South First Street and Barton Springs Road and ending at 214 West 4th Street. (Mayor Lee Leffingwell Council Member Chris Riley)

The motion to approve the waiver of certain fees for the Central Texas St. Patrick's Day Parade Benefiting the St. Baldrick's Foundation was approved on consent on Council Member Cole's motion, Council Member Spelman's second on a 7-0 vote.

28. Set a public hearing in accordance with Section 26.001 et seq. of the Texas Parks and Wildlife Code to consider using portions of dedicated parkland known as Town Lake - Holly Shores Park for purposes of accessing, constructing, maintaining, repairing and replacing a storm drain line and related appurtenances in connection with the Lady Bird Lake/East 4th Street Drainage Improvements (CIP ID 5789.028). The portions of the parkland to be used are (a) approximately 2,325 square feet for a permanent storm drain

line, and (b) approximately 5,125 square feet for a temporary access and workspace area. (Suggested date and time: April 7, 2011, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX). All costs associated with construction, as well as any parkland restoration will be paid by requester. Recommended by the Parks and Recreation Board.

The public hearing was set on consent for April 7, 2011 at 4:00 p.m., City Hall at 301 W. Second Street, Austin, TX on Council Member Cole's motion, Council Member Spelman's second on a 7-0 vote.

29. Set a public hearing and consider an ordinance on the local standards of care for the Parks and Recreation Department's Children Recreation Program for 2011. (Suggested date and time: March 24th, 2011, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX). Recommended by the Parks and Recreation Board.

The public hearing was set on consent for March 24, 2011 at 4:00 p.m., City Hall at 301 W. Second Street, Austin, TX on Council Member Cole's motion, Council Member Spelman's second on a 7-0 vote.

Items 30 and 31 were briefing items set for 10:30 a.m.

Items 32 and 33 were Executive Session items.

Items 34 through 39 were zoning items set for 2:00 p.m.

Items 40 and 41 were public hearing items set for 4:00 p.m.

BRIEFINGS

30. Enterprise Asset Management Strategy Implementation Proposal
This item was withdrawn without objection.
31. Solid Waste Services Long Term Recycling Services Contract
This item was withdrawn without objection.

DISCUSSION ITEMS

11. Authorize negotiation and execution of Renewal of and Amendment No. 2 to the Agreement for Child Care Voucher Services with YOUTH AND FAMILY ALLIANCE INC., d/b/a LIFEWORKS, to increase the contract amount for the current term, October 1, 2010 through September 30, 2011, by \$44,259, for a total contract amount not to exceed \$352,531, to increase the amount for the second 12-month renewal term by \$44,258, for a total contract renewal amount not to exceed \$352,530, and to increase performance measures. Funding for the third and fourth renewal terms remains the same, and the total maximum contract amount for all terms will now be \$1,428,159. Funding is available in the amount of \$44,259 in the Fiscal Year 2010-2011 Operating Budget of the Neighborhood Housing and Community Services Office through the Community Development Block Grant (CDBG). The contract period is October 1, 2010 through September 30, 2011. Funding for the renewal options is contingent upon available funding in future budgets.
The motion authorizing the negotiation and execution of renewal of and amendment number two to the agreement for Child Care Voucher Services with Youth and Family Alliance Inc. doing business as Lifeworks was approved on Council Member Cole's motion, Council Member Spelman's second on a 7-0 vote.
12. Approve a settlement in Randall Barnett v. City of Austin, et al., Cause No. GN501931; in the 353rd Judicial District Court of Travis County, Texas

The motion to approve a settlement in the amount of \$235,000 in Randall Barnett v. City of Austin, et al was approved on Council Member Council Member Spelman's motion, Council Member Cole's second on a 7-0 vote.

23. Approve a resolution amending the City's Legislative Program for the 82nd Texas Legislature to support, House Bill 1677, authored by Representative Eddie Rodriguez. (Mayor Pro Tem Mike Martinez Mayor Lee Leffingwell)
Resolution No. 20110310-023 was approved on Mayor Pro Tem Martinez' motion, Council Member Spelman's second on a 7-0 vote.
24. Approve a resolution directing the City Manager to explore parking options for the South Congress area and adjacent neighborhoods, including the creation of a Parking Benefits District, Residential Permit Parking districts, and the application of Residential Permit Parking within Vertical Mixed Use districts, and report back to council within 90 days; and initiate a code amendment related to Residential Permit Parking within Vertical Mixed Use districts. (Council Member Chris Riley Council Member William Spelman and Council Member Laura Morrison)
Resolution No. 20110310-024 was approved on consent on Council Member Morrison's motion, Council Member Spelman's second on a 7-0 vote.
25. Approve a resolution directing the City Manager to create a Leadership Committee on Supportive Housing Strategy. (Council Member Sheryl Cole Council Member Chris Riley Council Member Randi Shade)
Resolution No. 20110310-025 was approved on Council Member Cole's motion, Council Member Shade's second on a 7-0 vote.

Mayor Leffingwell recessed the Council Meeting to go into Executive Session at 10:35 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.

32. Discuss legal issues related to a Texas Open Meetings Act complaint, associated requests made under the Public Information Act, and the retention of records. (private consultation with legal counsel pursuant to Section 551.071 of the Government Code).
33. Discuss legal issues related to Cause No. D-1-GV-08-002666; City of Austin v. Magnum Tunneling, L.L.C., et. al; in the District Court, 201st Judicial District, Travis County, Texas. (private consultation with legal counsel pursuant to Section 551.071 of the Government Code).

Executive Session ended and Mayor Leffingwell called the Council Meeting back to order at 12:01 p.m.

CITIZEN COMMUNICATIONS: GENERAL

Walter Olenick - Water fluoridation

Heather Fazio - TBD

Susan Wampler - McKalla property and mobil loaves and fishes

Carmen Llanes - Annual Cesar Chavez Si Se Puede social justice march, Saturday March 26

Karen Hadden - Clean safe energy future for Austin

Ronnie Reefersseed - Peace, freedom and fluoride

Jeffery Tulis - The anti-lobbying ordinance. **Was not present when name was called.**

Paul Avina - Black History month

Richard Franklin - The African American quality of life

Darcy Bloom- Hydrofluorosilicic acid

Mayor Leffingwell recessed the Council Meeting at 12:30 p.m.

Mayor Leffingwell called the Council Meeting back to order at 3:03 p.m.

ZONING CONSENT ITEM (PUBLIC HEARING)

34. C14-2010-0197 - 600 W. 13th Street Rezoning - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 600 W. 13th Street (Shoal Creek Watershed) from general office (GO) district zoning to downtown mixed use (DMU) district zoning. Staff Recommendation: To grant downtown mixed use - conditional overlay (DMU-CO) combining district zoning. Planning Commission Recommendation: To grant downtown mixed use - conditional overlay (DMU-CO) combining district zoning. Applicant/Agent: The William B & Celia G. Mange Company, L.L.C. (William Mange). City Staff: Clark Patterson, 974-7691.
- The public hearing was closed and Ordinance No. 20110310-034 for downtown mixed use - conditional overlay (DMU-CO) combining district zoning was approved on Council Member Spelman's motion, Mayor Pro Tem Martinez' second on a 6-0. Council Member Cole was off the dais.**

ZONING DISCUSSION ITEMS

35. C14-2010-0205 - 5501 La Crosse Avenue - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 5501-5617 La Crosse Avenue (Slaughter Creek Watershed - Barton Springs Zone) from community commercial - conditional overlay (GR-CO) combining district zoning to community commercial - conditional overlay (GR-CO) combining district zoning to change a condition of zoning. Staff Recommendation: To grant community commercial - conditional overlay (GR-CO) combining district zoning to change a condition of zoning. Zoning and Platting Commission Recommendation: To grant community commercial - conditional overlay (GR-CO) combining district zoning to change a condition of zoning. Owner/Applicant: Circle C Land, LP (Erin D. Pickens). Agent: Metcalfe Williams, LLP (Michele Rogerson Lynch). City Staff: Wendy Rhoades, 974-7719.
- Action on the ordinance granting community commercial – mixed use - conditional overlay (GR-MU-CO) combining district zoning to modify a conditional overlay as it pertains to college and university facilities was postponed to March 24, 2011 at the neighborhood's request on Mayor Pro Tem Martinez' motion, Council Member Morrison's second on a 7-0 vote.**
36. C14H-2009-0026 - Byrne-Reed House - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1410 Rio Grande Street (Shoal Creek Watershed) from general office (GO) district zoning to general office - historic landmark

(GO-H) combining district zoning. Staff Recommendation: To grant general office - historic landmark (GO-H) combining district zoning. Historic Landmark Commission Recommendation: To grant general office - historic landmark (GO-H) combining district zoning. Planning Commission Recommendation: To grant general office - historic landmark (GO-H) combining district zoning. Applicant: Humanities Texas; Ken Johnson, Clayton and Little, Architects, agent. City Staff: Steve Sadowsky, 974-6454.

The public hearing was closed and Ordinance No. 20110310-036 for general office - historic landmark (GO-H) combining district zoning was approved on Mayor Pro Tem Martinez' motion, Council Member Shade's second on a 7-0 vote.

37. C14H-2010-0022 - Bones-Stokes House - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1107 W. 9th Street (Shoal Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning. Staff Recommendation: To deny family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning. Historic Landmark Commission Recommendation: To deny family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning. Planning Commission Recommendation: To deny family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning. Applicants: Albert Percival, III and Kevin "Chuck" Hughes, owners. City Staff: Steve Sadowsky, 974-6454.

The public hearing was closed and the motion to deny the rezoning request was approved on Mayor Pro Tem Martinez' motion, Council Member Spelman's second on a 6-0 vote. Council Member Morrison recused herself.

38. C14H-2010-0038 - Goyne-Norris House - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1208 Hackberry Street (Boggy Creek Watershed) from family residence - neighborhood plan (SF-3-NP) combining district zoning to family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning. Staff Recommendation: To grant family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning. Historic Landmark Commission Recommendation: To grant family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning. Planning Commission Recommendation: To grant family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning. Applicant: William Fleece, owner. City Staff: Steve Sadowsky, 974-6454.

The public hearing was closed and Ordinance No. 20110310-038 for family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning was approved on Council Member Spelman's motion, Council Member Cole's second on a 7-0 vote.

39. C14H-2010-0040 - Paulson-Sing House - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1705 Willow Street (Lady Bird Lake Watershed) from family residence - neighborhood plan (SF-3-NP) combining district zoning to family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning. Staff Recommendation: To deny family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning. Historic Landmark Commission Recommendation: To grant family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning. Planning Commission Recommendation: To grant family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning. Applicant: Raul Hernandez, owner; Suzanne Deaderick, agent. City Staff: Steve Sadowsky, 974-6454.

The public hearing was closed and Ordinance No. 20110310-039 for family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning was approved on Mayor Pro Tem Martinez' motion, Council Member Cole's second on a 7-0 vote.

PUBLIC HEARINGS AND POSSIBLE ACTION

40. Conduct a Public Hearing regarding ONCOR's proposal to increase customer electric rates.
This item was postponed indefinitely and withdrawn from the agenda on Mayor Pro Tem Martinez' motion, Council Member Shade's second on a 7-0 vote.
41. Conduct a public hearing and consider a resolution to endorse the Imagine Austin Plan Framework and forward the Plan Framework and the Imagine Austin Preferred Growth Scenario to working groups for development of the Imagine Austin Comprehensive Plan. Recommended by Planning Commission.
The public hearing was closed and Resolution No. 20110310-041 with the exception of strategic direction LUT #5 (as amended below) was approved on Council Member Morrison's motion, Council Member Shade's second on a 7-0 vote.

The motion to reword LUT #5 as follows was approved on Council Member Morrison's motion, Council Member Cole's second on a 7-0 vote. LUT #5 should read, "Create healthy and family-friendly communities through development that includes a mix of land uses and housing types, affords realistic opportunities for transit, bicycle, and pedestrian travel, and provides both community gathering spaces and safe outdoor play areas for children."

Mayor Leffingwell adjourned the meeting at 5:02 p.m. without objection.

The minutes for the Regular Meeting of March 10, 2011 were approved on this the 24th day of March 2011 on Mayor Pro Tem Martinez' motion, Council Member Shade's second on a 7-0 vote.

LIVE MUSIC

Meagan Tubb

PROCLAMATIONS

Proclamation - Fix-A-Leak Week -- to be presented by Mayor Lee Leffingwell and to be accepted by Greg Mezaros

Certificates of Appreciation -- J.J. Seabrook Bridge Renaming Project -- to be presented by Council Member Sheryl Cole and to be accepted by Robert O'Dell and Rev. Frank Costenbader

Proclamation – Style X Days – to be presented by Council Member Laura Morrison and to be accepted by Joah Spearman and Jon Pattillo