



**AUSTIN CITY COUNCIL
MINUTES**

**WORK SESSION MEETING
TUESDAY, DECEMBER 13, 2011**

The City Council of Austin, Texas convened in a Special Called Meeting on Tuesday, December 13, 2011, City Hall at 301 W. Second Street, Austin, Texas.

Mayor Leffingwell called the meeting to order at 9:05 a.m. Mayor Pro Tem Cole was absent.

Mayor Leffingwell recessed the Work Session to go into Executive Session at 9:06 a.m.

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.

- D.1 Discuss legal issues related to Byron Carter Sr., et al v. City of Austin et al, Cause No. A-11-CA-887-LY in the U.S. District Court, Western District of Texas (Private consultation with legal counsel pursuant to Section 551.071 of the Government Code).

Executive Session ended and Mayor Leffingwell called the Work Session back to order at 9:59 a.m.

PRE-SELECTED AGENDA ITEMS

- A.1 Item #51: Approve an ordinance establishing interim council meeting procedures.
Council Member Morrison clarified some of the items contained in the ordinance.
- A.2 Item #62: Approve a resolution directing the City Manager to prepare a contract management plan that ensures the City of Austin meets best practice contracting standards, and directing the City Auditor to provide any support requested by the City Manager for the preparation of the contract management plan and to prepare for and deliver a report to the City Council assessing the City Manager's contract management plan, particularly focusing on how the plan addresses risk management and financial and legal controls.
The briefing was done by Financial Services staff: Greg Canally, Deputy Chief Financial Officer, Byron Johnson, Purchasing Officer, Denise Lucas, Deputy Purchasing Officer; and Rosie Truelove, Director of Contract and Land Management Department.

COUNCIL ITEMS OF INTEREST

- B.1 NONE SUBMITTED.
- B.2 Discussion of format and agenda for February 1, 2012 Council Retreat
The discussion was led by Ed Van Eenoo, Budget Officer. The Council concurred with having the retreat on February 1, 2011 at Palmer Event Center from 9 to 4. They directed staff to consider a

local facilitator. At a work session in mid-January, Council will discuss the agenda for the retreat. Before this work session, Council Members were asked to submit their ideas to Ed Van Eenoo to collate.

BRIEFINGS

- C.1 Review of proposed Municipal Utility District.
The presentation was made by George Adams, Assistant Director, and Virginia Collier, Planner Senior, from Planning and Development Review Department; and Sharon Smith, Assistant City Manager, Law Department.
- C.2 Briefing on Council appointment of Directors to Municipal Utility District Boards.
The presentation was made by Sharon Smith, Assistant City Attorney, Law Department. There was Council concurrence that Council does want to make an appointment to each Municipal Utility District but will discuss later the process on how the appointments will be made

The Mayor introduced the agenda for the December 15, 2011 Council meeting and allowed Council to give input or ask questions on any item posted on the agenda. Staff was available to provide verbal responses to Council questions. Discussion was held on the following items taken from Thursday's agenda.

- 55. Approve an ordinance amending City Code Chapter 9-2 relating to requirements for Live Music Permits.
(Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison)
- 19. Approve an ordinance on third reading amending Chapter 10-6 of the City Code (Smoking in Public Places) by prohibiting smoking in City parks.
- 12. Authorize the execution of a new nine-month agreement, including five 12-month extension options, with the Urban Renewal Agency of the City of Austin relating to roles, responsibilities and processes for the redevelopment of the East 11th and 12th Street Revitalization Project.
Council requested this item be pulled from the Consent Agenda on Thursday for a brief presentation.
- 17. Authorize the negotiation and execution of all documents and instruments necessary or desirable to purchase in fee simple a tract of land totaling approximately 3.53 acres in Travis County, Texas, located at 2100 Parker Lane from FS VENTURES, L.P., A TEXAS LIMITED PARTNERSHIP, for a total amount not to exceed \$1,100,000.
- 90. Conduct a public hearing and consider an ordinance creating an economic development program for and authorizing the negotiation and execution of an economic development agreement with US Farathane Corporation.
- 65. Approve a resolution directing the City Manager to amend City Code Chapter 13-2 related to taxicab franchise permits and ownership requirements; and to prepare a report regarding taxicab franchise agreement terms.
(Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison CO 2: Council Member Kathie Tovo)
Council requested this item be pulled from the Consent Agenda on Thursday for a brief presentation.
- 57. Approve a resolution directing the City Manager to implement an additional pilot program to assess the efficiency of food waste disposers in diverting the organics from landfills, and to fully explore additional options for residentially-generated food scraps.

(Notes: PONSOR: Council Member William Spelman CO 1: Mayor Lee Leffingwell CO 2: Council Member Mike Martinez)

Council requested this item be pulled from the Consent Agenda on Thursday for a brief presentation.

10. Authorize negotiation and execution of a design and commission agreement with Christian Moeller Studio LLC, Los Angeles, CA, for artwork to be displayed at the new Central Library in an amount not to exceed \$385,000.

Mayor Leffingwell adjourned the meeting at 12:02 p.m. without objection.

The minutes for the work session of December 13, 2011 were approved on this the 12th day of January 2012 on Council Member Morrison's motion, Council Member Riley's second on a 7-0 vote.