



**AUSTIN CITY COUNCIL  
MINUTES**

**WORK SESSION MEETING  
TUESDAY OCTOBER 16, 2012**

The City Council of Austin, Texas convened in a Work Session Meeting on Tuesday, October 16, 2012, City Hall at 301 W. Second Street, Austin, Texas.

Mayor Leffingwell called the meeting to order at 9: 10 a.m.

Mayor Leffingwell recessed the Work Session Meeting to go into Executive Session at 9:12 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.

- A.1 Discuss legal issues related to the Fayette Power Plant (Private consultation with legal counsel-Section 551.071).

Executive Session ended and Mayor Leffingwell called the Council Meeting back to order at 10:03 a.m.

**BRIEFINGS**

- B.1 Saturday Citizens Forum  
City Manager had one clarification question regarding which staff members Council would like to have available. Council indicated there was no need for staff not required to run the equipment in the Chambers to attend.
- B.2 Austin Energy Quarterly Briefing  
Mayor Leffingwell announced this item will be postponed to the October 30, 2012 Work Session.

**COUNCIL ITEMS OF INTEREST**

- C.1 Discussion of Citizen Communications at the November 1, 2012 Council meeting.  
It was determined a quorum of Council would be present during the Citizen Communication portion of the November 1, 2012 Council Meeting (even though a conflicting community event has been scheduled during that time). Therefore, no change to the time for Citizen Communications was required.

Mayor Pro Tem Cole introduced the agenda for the October 18, 2012 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.

28. Approve an ordinance amending the Fiscal Year 2012-2013 Schedule of Fees, Fines, and Other Charges (Ordinance No. 20120910-003) to create a new Short Term Rental registration notification fee in the amount of \$50.00, and declaring an emergency.  
**Direction was given to staff regarding items 28 and 69 to provide a cost analysis of the standard fee and the proposed changes and to identify notifications requirements different from the standard requirements including the process and associated fees.**
69. Approve a resolution directing the City Manager to provide recommendations for changes to regulation of short-term rentals to ensure better compliance and ease of enforcement. (Notes: SPONSOR: Council Member William Spelman CO 1: Council Member Chris Riley CO 2: Council Member Mike Martinez)  
**Direction was given to staff regarding items 28 and 69 to provide a cost analysis of the standard fee and the proposed changes and to identify notifications requirements different from the standard requirements including the process and associated fees.**
16. Authorize execution of a construction contract with MUNIZ CONCRETE AND CONTRACTING, INC. (MBE/MH-88.57%), for ADA Sidewalk and Ramp Improvements 2012 Group 14 City Wide in the amount of \$3,221,133.50 plus a \$322,113.35 contingency, for a total contract amount not to exceed \$3,543,246.85. (Notes: 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 88.57% MBE prime participation and 2.11% MBE and 4.77% WBE subcontractor participation.)
48. Authorize recurring exempted procurements (Electricity) under Local Government Code Chapter 252 for expenditures to conduct routine City of Austin business with multiple agencies and vendors in separate amounts not to exceed totals listed below and a total expenditure amount not to exceed \$700,000. (Notes: These expenses will be expended 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.)
49. Authorize recurring exempted procurements (Advertising) under Local Government Code Chapter 252 for expenditures to conduct routine City of Austin business with multiple agencies and vendors in separate amounts not to exceed totals listed below and a total expenditure amount not to exceed \$1,697,000. (Notes: These expenses will be expended 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.)
50. Authorize recurring exempted procurements (Medical Exams) under Local Government Code Chapter 252 for expenditures to conduct routine City of Austin business with St. David's Healthcare Partnership LP, for a total expenditure amount not to exceed \$90,000. (Notes: These expenses will be expended 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.)
51. Authorize recurring exempted procurements (Veterinarian Services) under Local Government Code Chapter 252 for expenditures to conduct routine City of Austin business with multiple agencies and vendors in separate amounts not to exceed totals listed below and a total expenditure amount not to exceed \$265,000. (Notes: These expenses will be expended 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.)

52. Authorize recurring exempted procurements (Real Estate Appraisals) under Local Government Code Chapter 252 for expenditures to conduct routine City of Austin business with multiple agencies and vendors in separate amounts not to exceed totals listed below and a total expenditure amount not to exceed \$338,000. (Notes: These expenses will be expended 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.)
53. Authorize recurring exempted procurements (Subscriptions) under Local Government Code Chapter 252 for expenditures to conduct routine City of Austin business with multiple agencies and vendors in separate amounts not to exceed totals listed below and a total expenditure amount not to exceed \$507,000. (Notes: These expenses will be expended 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.)
54. Authorize recurring exempted procurements (Permits) under Local Government Code Chapter 252 for expenditures to conduct routine City of Austin business with the Texas Commission on Environmental Quality for a total expenditure amount not to exceed \$825,000. (Notes: These expenses will be expended 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.)
55. Authorize recurring exempted procurements (Postage) under Local Government Code Chapter 252 for expenditures to conduct routine City of Austin business with multiple agencies and vendors in separate amounts not to exceed totals listed below and a total expenditure amount not to exceed \$3,450,000. (Notes: These expenses will be expended 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.)
56. Authorize recurring exempted procurements (Professional Dues and Memberships/Licenses) under Local Government Code Chapter 252 for expenditures to conduct routine City of Austin business with multiple agencies and vendors in separate amounts not to exceed totals listed below and a total expenditure amount not to exceed \$639,000. (Notes: These expenses will be expended 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.)
57. Authorize recurring exempted procurements (Appraisal District fees) under Local Government Code Chapter 252 for expenditures to conduct routine City of Austin business with multiple agencies and vendors in separate amounts not to exceed totals listed below and a total expenditure amount not to exceed \$1,920,000. (Notes: These expenses will be expended 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.)
58. Authorize recurring exempted procurements (Books, Brochures, and Educational Materials) under Local Government Code Chapter 252 for expenditures to conduct routine City of Austin business with West Publishing Corporation for a total expenditure amount not to exceed \$100,000. (Notes: These expenses will be expended 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.)
59. Authorize recurring exempted procurements (Telephone and Utility Services) under Local Government Code Chapter 252 for expenditures to conduct routine City of Austin business with multiple agencies and vendors in separate amounts not to exceed totals listed below and a total expenditure amount not to exceed \$1,450,000. (Notes: These expenses will be expended 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.)

**Council Member Riley left the meeting at 11:10 a.m.**

47. Authorize award, negotiation, and execution of a 12-month Professional Service Agreement for calendar year 2013 with CLEAN AIR FORCE, for a one-year membership in an amount not to exceed \$10,000 and to provide funding for the City's involvement in clean air programs for 2013, for the Austin Transportation Department in an amount not to exceed \$80,000, for a total agreement amount not to exceed \$90,000. (Notes: 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 City Manager will request this item be postponed on Thursday to give staff time to analyze the proposed agreement to ensure it is consistent with Council direction given during the budget hearings.**

**Mayor Pro Tem Cole left the meeting at 11:14 a.m.**

62. Approve an ordinance amending City Code Section 13-2 (Ground Transportation) by adding a new Subpart H to Article 2 (Ground Transportation Services Other than Taxicabs) to provide for special events permits for limousine, charter services, shuttles and airport shuttles.

**Direction was given to staff to: review the length of time a license is valid depending on the length of the special event; recommend an amendment to provide staff with a process to deny requests once the number of permits granted reaches a certain number; and, to provide clarification on the term "in-service" for both taxicabs and other types of chartered vehicles.**

**Mayor Leffingwell left the meeting at 11:34 a.m.**

**Council Member Martinez adjourned the meeting at 11:36 a.m. without objection.**

**The minutes for the meeting were approved on this the 1st day of November 2012 on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 7-0 vote.**