

**AUSTIN CITY COUNCIL  
MINUTES****REGULAR MEETING  
THURSDAY, MARCH 27, 2014**

**Invocation:** Pastor Ryan Rush, Bannockburn Baptist Church

The following represents the actions taken by the Austin City Council in the order they occurred during the meeting. While the minutes are not in sequential order, all agenda items were discussed. The City Council of Austin, Texas, convened in a regular meeting on Thursday, March 27, 2014 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.

1. Approve the minutes of the Austin City Council work session of March 18, 2014 and regular meeting of March 20, 2014.  
**The minutes from the City Council work session of March 18, 2014 and regular meeting of March 20, 2014 were approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**
2. Authorize negotiation and execution of a power purchase agreement with SunEdison, and/or with one of the other qualified respondents to the October 21, 2013 request for proposals, for a term of up to 25 years for a combined total of up to 150 megawatts of solar-generated electricity, in an estimated amount of \$21,000,000 per year, for a total estimated contract amount not to exceed \$525,000,000.  
**The motion authorizing the negotiation and execution of a power purchase agreement with SunEdison was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**
3. Approve issuance of a rebate to HID Global Corporation, for the installation of energy efficient equipment at its facility located at 611 Center Ridge Drive, Austin, Texas 78753, in an amount not to exceed \$107,823.  
**The motion to approve the issuance of a rebate to HID Global Corporation was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**
4. Approve issuance of a rebate to PBH Grove LLC, for performing energy efficiency improvements at The Grove Apartments located at 3707 Manchaca Road, Austin, Texas 78704, in an amount not to exceed \$115,000.  
**The motion to approve the issuance of a rebate to PBH Grove LLC was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**

5. Approve issuance of a rebate to Post Riverside Country Club LLC, for performing energy efficiency improvements at the Country Club Creek Apartments located at 4501 E. Riverside Drive, Austin, Texas 78741, in an amount not to exceed \$144,319.  
**The motion to approve the issuance of a rebate to Post Riverside Country Club LLC was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**
6. Approve issuance of a rebate to South Congress Apartments LP, for performing energy efficiency improvements at the Santa Maria Apartments located at 8071 N. Lamar Blvd., Austin, Texas 78753, in an amount not to exceed \$96,800.  
**The motion to approve the issuance of a rebate to South Congress Apartments LP was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**
7. Approve issuance of a rebate to the Teachers Insurance and Annuity Association of America, for performing energy efficiency improvements at The Cliffs at Barton Creek Apartments located at 3050 Tamarron Blvd., Austin, Texas 78746, in an amount not to exceed \$105,000.  
**The motion to approve the issuance of a rebate to the Teachers Insurance and Annuity Association of America was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**
8. Approve issuance of a rebate to Westdale Asset Management, for performing energy efficiency improvements at Hunters Chase Apartments - West Phase located at 12342 Hunters Chase Drive, Austin, Texas 78729, in an amount not to exceed \$133,750.  
**The motion to approve the issuance of a rebate Westdale Asset Management was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**
9. Authorize negotiation and execution of an agreement with Lynxs Austin Cargoport, LLC for the refinancing, lease, and operation for cargo facilities at Austin-Bergstrom International Airport.  
**This item was postponed to April 10, 2014 on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**
10. Authorize negotiation and execution of an amendment to the interlocal agreement with the UNIVERSITY OF TEXAS for the use of the Texas Event Trust Fund, a program established by the State of Texas to assist local government entities in attracting major sporting events to increase tourism and generate economic activity.  
**This item was postponed indefinitely on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**
11. Authorize negotiation and execution of a design and commission agreement with Animalis Works LLC in an amount not to exceed \$85,000, for artwork for the Colorado Street Streetscape Enhancement Project in Downtown Austin.  
**The motion authorizing the negotiation and execution of a design and commission agreement with Animalis Works LLC was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**
12. Authorize negotiation and execution of an interlocal cooperation agreement with Travis County for the design, remodeling, operation, and management of an emergency shelter for homeless women and children at 4523 Tannehill Lane, Austin, Texas.  
**The motion authorizing the negotiation and execution of an interlocal cooperation agreement with Travis County was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**
13. Approve an ordinance authorizing the negotiation and execution of an amendment to the interlocal cooperation agreement authorized by Ordinance No. 20130829-036 between the City of Austin and the

Board of Regents of the University of Texas System (ILA) to further specify the applicable fee waivers, means of conveying real property, project boundaries, and scope of work, and also waiving certain fees and requirements for the realignment of Red River Street and related work as specified in the ILA.

**Ordinance No. 20140327-013 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**

14. Approve the negotiation and execution of a license agreement with the Girl Scouts of Central Texas to allow their continued use of the Zilker Cabin.  
**The motion authorizing the negotiation and execution of a license agreement with the Girl Scouts of Central Texas was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**
15. Authorize award and execution of three 36-month requirements supply agreements for the purchase of PVC conduit and accessories for Austin Energy with: STUART C. IRBY in an amount not to exceed \$369,912 with three 12-month extension options in an amount not to exceed \$123,304 per extension option, for a total contract amount not to exceed \$739,824; CRAWFORD ELECTRIC SUPPLY in an amount not to exceed \$21,522 with three 12-month extension options in an amount not to exceed \$7,174 per extension option, for a total contract amount not to exceed \$43,044; and with KBS ELECTRICAL DISTRIBUTORS INC. in an amount not to exceed \$21,441, with three 12-month extension options in an amount not to exceed \$7,147 per extension option, for a total contract amount not to exceed \$42,882. The annual amount for all PVC conduit and accessories required under these contracts will be for a total each and combined amount not to exceed \$137,625. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9D (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 three requirements supply agreements with Stuart C. Irby; Crawford Electric Supply; and KBS Electrical Distributors Inc. was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**
16. Approve the ratification of an emergency contract with REINHART & ASSOC., INC for emergency inspection and testing services for aerial devices in an amount not to exceed \$73,631. (Notes: This contract was awarded in compliance with City Code Chapter 2-9C (Minority-Owned and Women-Owned Business Enterprise Procurement Program). This was an emergency service contract; therefore, it is exempted under Chapter 791 of the Texas Local Government Code and no goals were established for this solicitation.)  
**The motion to ratify an emergency contract with Reinhart & Assoc., Inc. was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**
17. Authorize award and execution of a 36-month supply contract through the U.S. Communities Government Purchasing Alliance with HERTZ EQUIPMENT RENTAL CORPORATION for the rental of heavy-duty, commercial, industrial, and construction equipment and vehicles in an amount not to exceed \$432,000, with one 24-month extension option in an amount not to exceed \$288,000, for a total contract amount not to exceed \$720,000. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9C (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 supply contract through the U.S. Communities Government Purchasing Alliance with Hertz Equipment Rental Corporation was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**
18. Authorize award, negotiation, and execution of a consulting services contract with M. ARTHUR GENSLER, JR. & ASSOCIATES, INC (DBA GENSLER), or one of the other qualified offerors to RFP No. GLB0300, to develop a long-range master plan for the Austin Convention Center Department, for a

total contract amount not to exceed \$238,570. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9C (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 award, negotiation and execution of a consulting services contract with M. Arthur Gensler, Jr. & Associates, Inc. doing business as Gensler was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**

19. Approve an ordinance authorizing a non-exclusive license agreement with AT&T Corp. allowing its continued use of certain public rights-of-way for placement of an underground fiber-optic cable for long-distance transmission services.  
**Ordinance No. 20140327-019 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**
20. Approve an ordinance amending City Code Section 12-4-64(D) to add 20 miles per hour school zones on segments of Pecan Creek Parkway, Salt Mill Hollow, and Millwright Parkway for students attending Anderson Mill Elementary School; and provide for emergency passage.  
**Ordinance No. 20140327-020 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**
21. Approve an ordinance amending City Code Section 12-4-64(D) to add 20 and 25 miles per hour school zones on segments of Turtle Rock Road, Broadmeade Avenue, and Anderson Mill Road for students attending Live Oak Elementary School and Deerpark Middle School; and provide for emergency passage.  
**Ordinance No. 20140327-021 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**
22. Approve an ordinance amending City Code Section 12-4-64(D) to add 20 miles per hour school zones on segments of Lake Creek Parkway, Deerbrook Trail, and School House Lane for students attending Noel Grisham Middle School; and provide for emergency passage.  
**Ordinance No. 20140327-022 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**
23. Approve an ordinance amending City Code Section 12-4-64(D) to add 20 miles per hour school zones on segments of Tanglebriar Trail and El Salido Parkway for students attending Purple Sage Elementary School; and provide for emergency passage.  
**Ordinance No. 20140327-023 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**
24. Approve an ordinance amending City Code Section 12-4-64(D) to add a 25 miles per hour school zone to a segment of Anderson Mill Road for students attending Spicewood Elementary School; and provide for emergency passage.  
**Ordinance No. 20140327-024 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**
25. Approve an ordinance amending City Code Section 12-4-64(D) to add 20 miles per hour school zones on segments of Mellow Meadow Drive and Hymeadow Drive for students attending Westwood High School; and provide for emergency passage.  
**Ordinance No. 20140327-025 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**
26. Approve an ordinance amending City Code Section 12-4-64 (D) to establish a maximum speed limit of 35 miles per hour on a segment of Boulder Lane.

**Ordinance No. 20140327-026 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**

27. Approve an ordinance amending City Code Section 12-4-64(D) to establish a maximum speed limit of 35 miles per hour on a segment of East Braker Lane; add 20 mile per hour school zones on segments of East Braker Lane for students attending Graham Elementary School; and provide for emergency passage.

**Ordinance No. 20140327-027 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**

28. Approve an ordinance amending City Code Section 12-4-64(D) to extend the 20 miles per hour school zone on a segment of Harris Avenue for students attending Lee Elementary School; and provide for emergency passage.

**Ordinance No. 20140327-028 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**

29. Approve issuance of a street closure permit under City Code Chapter 14-8 for the Art City Austin Festival, a fee-paid event which is to be held on Saturday, April 12, 2014 and Sunday, April 13, 2014.

**The motion to approve the issuance of a street closure permit for the Art City Austin Festival was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**

30. 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 Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**

#### Nominations

##### Board/Nominee

##### Nominated by

Austin Generation Resource Planning Task Force

Cyrus Reed

Mayor Pro Tem Cole

Austin Generation Resource Planning Task Force

Carol Biedrzycki

Council Member Martinez

Austin Generation Resource Planning Task Force

Tom "Smitty" Smith

Council Member Morrison

Austin Generation Resource Planning Task Force

Michael Osborne

Council Member Riley

Austin Generation Resource Planning Task Force

Michelle Van Hyfte

Council Member Spelman

Austin Generation Resource Planning Task Force

Mike Sloan

Council Member Tovo

Commission on Seniors

Joyce Lauck

Council Member Riley

#### Intergovernmental Bodies

Austin Travis County Integral Care Board of Trustees  
Terri Broussard Williams

Mayor Leffingwell

### Waivers

There are no waivers scheduled for today.

31. Approve an ordinance waiving or reimbursing fees and requirements for the 2014 Mother Earth Day Festival which is to be held Friday, May 9, 2014 at the Springs in Zilker Park. (Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Kathie Tovo CO 2: Council Member Chris Riley)  
**Ordinance No. 20140327-031 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**
32. Approve an ordinance waiving or reimbursing fees and requirements for the Lady Bird Lake Festival which is to be held Tuesday, May 20, 2014 at Fiesta Gardens. (Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Kathie Tovo CO 2: Mayor Pro Tem Sheryl Cole)  
**Ordinance No. 20140327-032 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**
33. Approve an ordinance waiving or reimbursing certain fees for the Children's Picnic and Real Food Fair sponsored by Edible Austin which is to be held on Sunday, March 30, 2014 on the grounds of the French Legation Museum. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison CO 2: Council Member Chris Riley)  
**Ordinance No. 20140327-033 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**

**Item 34 was pulled for discussion.**

35. Approve a resolution authorizing the City Manager to take any and all steps necessary in order for the City to become a Workplace Partner for Life and promote organ and tissue donation. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Laura Morrison)  
**Resolution No. 20140327-035 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**

**Item 36 was pulled for discussion.**

37. Approve a resolution directing the City Manager to create a "Housing/Transit/Jobs Action Team" that will evaluate and recommend City programs and policies in light of the Federal Transit Administration (FTA) New Starts Program criteria in anticipation of applying for FTA New Start funding. (Notes: SPONSOR: Council Member Laura Morrison CO 1: Mayor Pro Tem Sheryl Cole)  
**Resolution No. 20140327-037 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**
38. Approve a resolution directing the City Manager to expedite the public process for renaming the baseball fields located at 5801 Ainez Drive to Freddy P. Zamora Jr. Baseball Fields, and bring back an ordinance for Council approval on May 1, 2014. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison CO 2: Council Member Kathie Tovo)  
**Resolution No. 20140327-038 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**

Items 39 and 40 were pulled for discussion.

41. Approve an ordinance waiving or reimbursing fees and requirements for Austin Lyric Opera which is to be held Tuesday, April 15, 2014 at the Emma S. Barrientos Mexican American Cultural Center. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Kathie Tovo CO 2: Council Member Laura Morrison)  
**Ordinance No. 20140327-041 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**
42. Approve an ordinance waiving or reimbursing certain fees and requirements and authorize payment of certain costs for the HONK! TX event which is to be held Friday-Sunday, March 21-23, 2014 at the Adams-Hemphill and Pan Am Parks. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Kathie Tovo CO 2: Council Member Laura Morrison)  
**Ordinance No. 20140327-042 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**
43. Set a public hearing to consider an ordinance amending the Imagine Austin Comprehensive Plan by adopting the South Austin Combined Neighborhood Plan. The boundaries for the South Austin Combined Neighborhood Planning Area are Ben White Blvd. on the north, South 1st St. on the east, William Cannon Drive on the south, and the Sunset Valley City Limits on the west. (Suggested date and time: April 10, 2014, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX.)  
**The public hearing was set on consent for April 10, 2014 at 4:00 p.m. at City Hall, 301 W. Second Street, Austin, TX on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**

Items 44 and 45 were briefing items set for 10:30 a.m.

Items 46 through 48 were Executive Session items.

Items 49 through 52 were zoning items set for 2:00 p.m.

Items 53 through 56 were public hearing items set for 4:00 p.m.

### **DISCUSSION ITEMS**

34. Approve a resolution initiating a code amendment to amend the "Transit" criteria included in Section 25-1-703(B)(4) related to the S.M.A.R.T. Housing Program requirements that specifies that a project needs to be within 1/2 mile of a transit stop, and that the route from the project to the transit stop is an accessible route for pedestrians and people with disabilities and directing the City Manager to present the amendment to Council in conjunction with the 2014-2019 Consolidated Plan or as soon as possible thereafter. (Notes: SPONSOR: Council Member Chris Riley CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member Mike Martinez)  
**There was a motion made by Council Member Riley and seconded by Mayor Pro Tem Cole to approve the resolution with the following amendments.**

**The amendments were to:**

**Add the following language to the end of the first "Be It Further Resolved" paragraph. The language should read, "The code amendment process should include consideration of any potential exceptions or adjustments to the 1/2-mile requirement. Staff should present all stakeholder feedback, and any alternative recommendations on strengthening the S.M.A.R.T. Housing Program transit requirement, at the same time as the draft code amendment."**

Add a new “Whereas” paragraph to the resolution to read, “Whereas, the City is also currently developing the Analysis of Impediments to Fair Housing, which will analyze Austin’s impediments to fair housing choice, such as access to transportation and walkability, and make recommendations on how to resolve those impediments; and”

There was a substitute motion made by Council Member Martinez and seconded by Council Member Morrison to postpone this item to April 10, 2014. The motion passed on a vote of 5-2. Those voting aye were: Mayor Leffingwell, Mayor Pro Tem Cole and Council Members Martinez, Morrison and Tovo. Those voting nay were: Council Members Riley and Spelman.

### **BRIEFINGS**

44. Briefing on universal city-wide Translation Service Policy (Follow-up from Council Resolution No. 20131017-038).  
**This item was withdrawn.**

### **CITIZEN COMMUNICATIONS: GENERAL**

Chris Thompson - Locally owned business up for a procurement award

Alan Roddy - Lake Austin **Not present when name was called.**

Pat Johnson - Corruption and greed at the expense of our citizens

Susana Almanza - Your invited to the 13th Annual Cesar E. Chavez march on March 29th, 2014. March starts at 10 am at Terrazas Library and ends at City Hall Plaza. Speakers, music and dance.

Paul Robbins - City and budget issues

Tina Lippert-Nuñez - Zoning issues

Emilio Chronis - Water fluoridation update

Marcia Zwilling - Onion Creek flood

**Staff was given direction to:**

- **Report back to Council on whether or not any entities have authority over potential environmental hazards that might be in close proximity to a waterway; and**
- **Examine what opportunities there might be for collaboration with Travis County on some of these issues that are common to Travis County and the City of Austin.**

Jere Locke - Generation plan

Cody Huffman - Onion Creek Flood Plan Buy-Out Program failure **Not present when name was called.**

**Mayor Leffingwell recessed the Council Meeting to go into Executive Session at 12:41 p.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.



46. Discuss legal issues related to Open Government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).  
**This item was withdrawn.**
47. Discuss legal issues related to the transition to electing the council from single-member districts (Private consultation with legal counsel- Section 551.071 of the Government Code).  
**This item was withdrawn.**
48. Discuss legal issues related to the hotel at Austin-Bergstrom International Airport (Private consultation with legal counsel- Section 551.071 of the Government Code)

**Executive Session ended and Mayor Leffingwell called the Council Meeting back to order at 1:47 p.m.**

### **BRIEFING CONTINUED**

45. Project Connect Central Corridor Update.  
**The presentation was made by Kyle Keahey, HNTB Corporation.**

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

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

49. NPA-2014-0003.01 - 1805 & 1807 Ulit Avenue - Conduct a public hearing and approve an ordinance amending Ordinance No. 990715-113, the Chestnut Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 1805 and 1807 Ulit Avenue (Boggy Creek Watershed) from Civic to Single Family land use. Staff Recommendation: To grant Single Family land use. Planning Commission Recommendation: To grant Single Family land use. Owner: BDB Ventures, LLC (Shawn Breedlove). Agent: City of Austin, Planning and Development Review Department (Jerry Rusthoven). City Staff: Maureen Meredith, 512-974-2695.  
**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20140327-049 to change the land use designation on the future land use map (FLUM) to Single Family land use was approved on consent on Council Member Martinez' motion, Council Member Spelman's second on a 7-0 vote.**
50. C14-2014-0006 - Ulit Avenue Rezoning - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 1805 and 1807 Ulit Avenue (Boggy Creek Watershed) from public-neighborhood plan (P-NP) combining district zoning to family residence-neighborhood plan (SF-3-NP) combining district zoning. Staff Recommendation: To grant family residence-neighborhood plan (SF-3-NP) combining district zoning. Planning Commission Recommendation: To grant family residence-neighborhood plan (SF-3-NP) combining district zoning. Owner: BDB Ventures, LLC (Shawn Breedlove). Applicant: City of Austin, Planning and Development Review Department (Jerry Rusthoven). City Staff: Heather Chaffin, 512-974-2122.  
**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20140327-050 for family residence-neighborhood plan (SF-3-NP) combining district zoning was approved on consent on Council Member Martinez' motion, Council Member Spelman's second on a 7-0 vote.**
51. C14-2013-0147 - 707 West Avenue Rezoning - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 707 West Avenue (Shoal Creek Watershed) from general commercial services-conditional overlay (CS-CO) combining 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. Owner: Cirrus Logic, Inc. (Thurman Case). Applicant: Armbrust & Brown, P.L.L.C. (Richard Suttle). City Staff: Heather Chaffin, 512-974-2122.

**This item was postponed on consent to April 10, 2014 at the staff's request on Council Member Martinez' motion, Council Member Spelman's second on a 7-0 vote.**

52. C14-2014-0010 - BET-EL - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by zoning property locally known as 11031 Manchaca Road (Slaughter Creek Watershed) from interim-rural residence (I-RR) district zoning to limited office (LO) district zoning. Staff Recommendation: To grant limited office-conditional overlay (LO-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant limited office-conditional overlay (LO-CO) combining district zoning. Owner/Applicant: Iglesia Cristiana BET-EL Austin (Isaias Galan). Agent: John Zerr. City Staff: Wendy Rhoades, 512-974-7719.

**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20140327-052 for limited office-conditional overlay (LO-CO) combining district zoning was approved on consent on Council Member Martinez' motion, Council Member Spelman's second on a 7-0 vote.**

### DISCUSSION ITEMS CONTINUED

36. Approve a resolution directing the City Manager to conduct a post-event evaluation of the South by Southwest Music Conference and Festival that includes stakeholder feedback, to report to Council the results of the evaluation, and to bring any proposed code changes; and requesting the Music Commission and Urban Transportation Commissions hold public hearings and provide feedback related to the evaluation and relevant proposed code changes. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Chris Riley CO 2: Council Member Kathie Tovo)

**Resolution No. 20140327-036 was approved on Council Member Martinez' motion, Council Member Tovo's second on a 7-0 vote.**

39. Approve a resolution directing the City Manager to analyze and report to Council the costs and timelines for a variety of short- and long-term water-related capital projects and funding options available. (Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member Mike Martinez CO 2: Council Member Laura Morrison)

**Resolution No. 20140327-039 was approved with the following amendments and friendly amendment on Council Member Riley's motion, Council Member Martinez' second on a 7-0 vote.**

**The amendments were to:**

- Remove the wording "regional transmission systems and partnerships" from the second "Be It Resolved" paragraph of the resolution; and
- Add ", such as Barton Springs." to the very end of the second "Be It Resolved" paragraph of the resolution.

**There was a friendly amendment made by Council Member Spelman to place the wording "regional transmission systems and partnerships" back into the second "Be It Resolved" paragraph of the resolution. The amendment was accepted by the maker of motion and Council Member Martinez, who made the second.**

40. Approve a resolution initiating amendments to Title 25 of the City Code and directing the City Manager to develop an ordinance that reduces or eliminates parking and site area requirements for dwelling units less than 500 square feet in size and that are located on core transit corridors, future core transit corridors, or within a Transit Oriented Development District. (Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member William Spelman CO 2: Mayor Pro Tem Sheryl Cole)

Resolution No. 20140327-040 was approved with the following amendments and friendly amendments on Council Member Riley's motion, Council Member Spelman's second on a 7-0 vote.

The amendments were to:

Replace the words "older, inner-city neighborhoods" with "Austin's neighborhoods" in the second "Whereas" paragraph of the resolution.

Add a new "Whereas" paragraph to read, "Whereas, decoupling parking from housing costs – i.e., renting or selling parking separately, rather than automatically including it in the price of the living space – typically results in a demand reduction of up to 30%; and"

Add a new "Be It Further Resolved" paragraph to read, "The amendment process should include consideration of how the provisions allowing micro-units should be integrated with current provisions for Vertical Mixed Use development, particularly in regard to affordable housing requirements."

Amend existing "Be It Further Resolved" paragraph to read, "The City Manager is directed to seek input from housing stakeholders and the Community Development Commission and return this ordinance to the City Council within 120 days."

There was a friendly amendment made by Council Member Morrison to add the two following "Whereas" paragraphs. The amendment was accepted by the maker of the motion and Council Member Spelman, who made the second.

"Whereas, site area requirements are waived in the Vertical Mixed Use Combining District under 25-2, Subchapter E, Section 4.3.3 for projects that meet affordability requirements, thus providing programs that incentivize affordable housing and an increase in density of dwelling units; and

Whereas, because the VMU Combining District is generally available on Core Transit Corridors (CTC) and future CTCs, there is a risk reducing or eliminating site area requirements on CTCs and future CTCs could decrease the effectiveness of VMU as a tool for housing affordability in Austin;"

There was a friendly amendment made by Council Member Morrison to add language to the paragraph directing the City Manager to have it read as follows. The amendment was accepted by the maker of the motion and Council Member Spelman, who made the second.

"The City Manager is directed to seek input from housing stakeholders and the Community Development Commission; and to include a status on the effort in the Housing/Transit/Jobs Action Team report to the Comprehensive Planning and Transportation Council Committee by June 15, 2014; and to return this ordinance to the City Council within 120 days."

There was a friendly amendment made by Council Member Morrison to amend the new "Be It Further Resolved" paragraph above to read as follows. The amendment was accepted by the maker of the motion and Council Member Spelman, who made the second.

"The amendment process should include consideration of how the provisions allowing micro-units should be integrated with current provisions for Vertical Mixed Use and Transit Oriented development, particularly in regard to affordable housing requirements."

There was a friendly amendment made by Council Member Tovo to add the following “Whereas” and “Be It Further Resolved” paragraphs. The amendment was accepted by the maker of the motion and Council Member Spelman, who made the second.

“Whereas, initial staff research suggests that Portland’s reduced parking requirements for micro-units has led to tenants parking on the streets of adjacent neighborhoods;”

“Be It Further Resolved

The City Manager is further directed to compile detailed information and best practices from other cities about the relationship between micro-units and affordability, car ownership, parking, and adjacent neighborhoods.”

Mayor Leffingwell recessed the Council Meeting at 3:52 p.m.

Mayor Leffingwell called the Council Meeting back to order at 4:05 p.m.

### **PUBLIC HEARINGS AND POSSIBLE ACTIONS**

53. Conduct a public hearing and consider an ordinance amending City Code Title 25 to allow mobile retail sale of goods and to establish permitting requirements.  
**This item was postponed to May 15, 2014 on Mayor Pro Tem Cole’s motion, Council Member Spelman’s second on a 7-0 vote.**
54. Conduct a public hearing to receive citizen comments on community needs in order to develop the City’s five-year Consolidated Plan for Fiscal Years 2014 through 2019, as required by the United States Department of Housing and Urban Development, the City’s Citizen Participation Plan, and the Texas Local Government Code Chapter 373.  
**The public hearing was conducted and the motion to close the public hearing was approved on Council Member Morrison’s motion, Mayor Pro Tem Cole’s second on a 7-0 vote.**
55. Conduct a public hearing and consider a resolution regarding approval of the 138 kV (kilovolt) Gilleland to Techridge Transmission Line Project through dedicated parkland known as the Northeast Metropolitan Park, a Travis County Park, located in Pflugerville, Travis County, Texas, for a permanent use of approximately 325,173 square feet of land, equivalent to approximately 7.46-acre, 100 foot wide strip of land for electric use, for the construction, use, maintenance, repair, and replacement of electric transmission facilities, in accordance with Chapter 26 of the Texas Parks and Wildlife Code.  
**The public hearing was conducted and the motion to close the public hearing and approve Resolution No. 20140327-055 was approved on Mayor Pro Tem Cole’s motion, Council Member Spelman’s second on a 7-0 vote.**

Mayor Leffingwell recessed the Council Meeting at 5:43 p.m.

### **LIVE MUSIC**

Atlas Maior

### **PROCLAMATIONS**

Proclamation -- Million Mile Month -- to be presented by Mayor Lee Leffingwell and to be accepted by Steve Amos

Proclamation -- Esther’s Follies 37th Anniversary -- to be presented by Mayor Lee Leffingwell and to be accepted by Shannon Sedwick and Cynthia Wood

Distinguished Service Award (In Memoriam) -- Byron Johnson, Purchasing -- to be presented by Mayor Lee Leffingwell and to be accepted by Linda Johnson and Yolanda Miller and Mark Walsh

Proclamation -- Local Business Month -- to be presented by Council Member Laura Morrison and to be accepted by Rebecca Melancon

Proclamation -- Junior League's 80th Anniversary -- to be presented by Mayor Pro Tem Sheryl Cole and to be accepted by Kelly Breeden

Proclamation -- American Heart Association's Walking Day -- to be presented by Mayor Pro Tem Sheryl Cole and to be accepted by Courtney DeBower

Distinguished Service Award -- Chip Rosenthal -- to be presented by Council Member Kathie Tovo and to be accepted by the honoree

**Mayor Leffingwell called the Council Meeting back to order at 7:06 p.m.**

**PUBLIC HEARINGS AND POSSIBLE ACTIONS CONTINUED**

56. Conduct a public hearing and consider an appeal by Kareem Hajjar regarding the Planning Commission's denial of a conditional use site plan (Weather Up, SPC-2013-0405A) with a late-hours permit and parking variance for an existing restaurant located at 1808 East Cesar Chavez St.

**The public hearing was conducted and there was a motion made by Council Member Martinez and seconded by Council Member Morrison to close the public hearing and deny the appeal.**

**A substitute motion was made by Council Member Spelman and seconded by Council Member Riley to postpone this item to May 22, 2014.**

**There was a friendly amendment made by Council Member Riley to postpone this item indefinitely. The amendment was accepted by the maker of the motion.**

**The motion failed on a vote of 3-4. Those voting aye were: Mayor Leffingwell and Council Members Riley and Spelman. Those voting nay were: Mayor Pro Tem Cole and Council Members Martinez, Morrison and Tovo.**

**The public hearing was conducted and the motion to close the public hearing and deny the appeal was approved on Council Member Martinez' motion, Council Member Morrison's second on a 6-1 vote. Council Member Spelman voted nay.**

**Mayor Leffingwell adjourned the meeting at 7:55 p.m. without objection.**

**The minutes were approved on this the 10th day of April, 2014 on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.**