

**AUSTIN CITY COUNCIL  
MINUTES****REGULAR MEETING  
THURSDAY, NOVEMBER 6, 2014**

**Invocation:** Capt. Eric Gerber, Chaplain, U.S. Army

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, November 6, 2014 in the Council Chambers of City Hall, 301 West Second Street, Austin, Texas.

Mayor Leffingwell called the Council Meeting to order at 10:18 a.m. Council Member Spelman was absent.

**CONSENT AGENDA**

The following items were acted on by one motion.

1. Approve the minutes of the Austin City Council work session meeting of October 21, 2014 and regular meeting of October 23, 2014.  
**The minutes from the City Council work session of October 21, 2014 and regular meeting of October 23, 2014 were approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**
2. Approve an ordinance amending the Fiscal Year 2014-2015 General Fund Operating Budget (Ordinance No. 20140908-001) to increase the Animal Services Office Operating Budget appropriation by \$219,920; and to add 2.0 Animal Protection Officer full-time equivalent positions, operating equipment, and vehicles for animal control services in Travis County.  
**Ordinance No. 20141106-002 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**
3. Approve an ordinance amending City Code Chapter 15-6 relating to requirements for the private solid waste collection program. Related to Item #4.  
**This item was postponed to November 20, 2014 on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**
4. Approve amendments to administrative rules associated with City Code Chapter 15-6 relating to requirements for the private solid waste collection program. Related to Item #3.  
**This item was postponed to November 20, 2014 on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

**Items 5 and 6 were pulled for discussion.**

7. Authorize negotiation and execution of an amendment to a reimbursement agreement with Austin-Bergstrom Landhost Enterprises, Inc. for debt restructuring professional services related to the Austin-Bergstrom International Airport hotel in the amount of \$300,000 for a total contract amount not to exceed \$355,000.

**The motion authorizing the negotiation and execution of an amendment to a reimbursement agreement with Austin Bergstrom Landhost Enterprises, Inc. was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

8. Approve a resolution authorizing acceptance of grants from the Federal Aviation Administration, the Department of Homeland Security, and other state and federal agencies to the City of Austin, Department of Aviation, for Austin-Bergstrom International Airport for Fiscal Year 2014-2015 in an amount not to exceed \$50,000,000.

**Resolution No. 20141106-008 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

**Item 9 was pulled for discussion.**

10. Authorize negotiation and execution of an amendment to the professional services agreements with the following nine firms: JACOBS ENGINEERING GROUP, INC.; ATKINS NORTH AMERICA, INC.; KELLOGG BROWN & ROOT SERVICES, INC.; ESPEY CONSULTANTS, INC.; MWM DESIGNGROUP, INC.; OTHON, INC.; WALKER PARTNERS, LLC; ENCOTECH ENGINEERING CONSULTANTS, INC.; and KLOTZ ASSOCIATES, INC. to RFQ Solicitation No. CLMP079 for engineering services for the 2011 Large Scale General Civil Engineering Rotation List until financial authorization is expended, in the amount of \$1,444,999.97 in additional authorization divided among the nine firms, for a total amount not to exceed \$11,044,999.97. (Notes: This contract was awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 1.90% African America; 9.00% Hispanic; 4.90% Native/Asian and 15.80% WBE participation.)

**The motion authorizing the negotiation and execution of an amendment to the professional services agreements with Jacobs Engineering Group, Inc.; Atkins North America, Inc.; Kellogg Brown & Root Services, Inc.; Espey Consultants, Inc.; MWM Designgroup, Inc.; Othon, Inc.; Walker Partners, LLC; Encotech Engineering Consultants, Inc.; and Klotz Associates, Inc. was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

11. Authorize execution of a change order to the construction contract with SMITH CONTRACTING CO., INC., for utility and general right-of-way improvements to Davis/Deer Lane from Brodie to Corran Ferry Project in the amount of \$108,550 for a total contract amount not to exceed \$5,043,854.11. (Notes: This contract was awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) with 14.89% MBE and 1.92% WBE subcontractor participation to date)

**The motion authorizing the execution of a change order to the construction contract with Smith Contracting Co., Inc. was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

12. Authorize execution of a construction contract with BUILDING ABATEMENT DEMOLITION COMPANY, INC., for the Lower Onion Creek Floodplain Buyouts Project in an amount not to exceed \$2,000,000 for the initial 24-month period with a 12-month extension for an additional \$1,500,000 for a total contract amount not to exceed \$3,500,000 over the three years or until funds have been exhausted. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9A (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 execution of a construction contract with Building Abatement Demolition Company, Inc. was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

13. Authorize negotiation and execution of a professional services agreement with Jacobs Engineering Group, Inc., or one of the other qualified responders to RFQ Solicitation No. CLMP160, to provide engineering services for Austin Energy's Domain District Cooling Plant Cooling Tower Improvements Project, in an amount not to exceed \$700,000. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 15.80% MBE and 15.80% WBE sub-consultant participation.)  
**The motion authorizing the negotiation and execution of a professional services agreement with Jacobs Engineering Group, Inc. was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**
14. Approve an ordinance setting the assessment rate and approving a proposed 2015 assessment roll for the Austin Downtown Public Improvement District. Related to Items #15 and #70.  
**Ordinance No. 20141106-014 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**
15. Approve a resolution adopting the Austin Downtown Public Improvement district service plan and budget for 2015-2016. Related to Items #14 and #70  
**Resolution No. 20141106-015 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**
16. Approve an ordinance setting the assessment rate and approving a proposed 2015 assessment roll for the East Sixth Street Public Improvement District. Related to Items #17 and #71  
**Ordinance No. 20141106-016 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**
17. Approve a resolution adopting the East Sixth Street Public Improvement District service plan and budget for 2015. Related to Items #16 and #71  
**Resolution No. 20141106-017 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**
18. Approve an ordinance setting the assessment rate and approving a proposed 2015 assessment roll for the South Congress Preservation and Improvement District. Related to Items #19 and #72  
**Ordinance No. 20141106-018 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**
19. Approve a resolution adopting the South Congress Preservation and Improvement District service plan and budget for 2015. Related to Items #18 and #72  
**Resolution No. 20141106-019 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

**Item 20 was pulled for discussion.**

21. Approve an ordinance amending City Code Chapter 9-2 to authorize the use of "C-weighting" as a sound mitigation tool for amplified sound permits and making other changes relating to posting, notification, and enforcement of requirements for amplified sound permits.  
**Ordinance No. 20141106-021 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

**Items 22 and 23 were pulled for discussion.**

24. Approve negotiation and execution of a contract with LATINO Healthcare Forum for insurance enrollment educational outreach and navigation services for the Affordable Care Act Health Insurance Marketplace, for a twelve-month term beginning on October 1, 2014 and ending on September 30, 2015, for a total contract amount not to exceed \$200,000  
**The motion authorizing the negotiation and execution of a contract with Latino Healthcare Forum was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**
25. Approve ratification of advertising expenditures to support 1115 Medicaid Waiver Tobacco Prevention and Cessation required milestones in the amount of \$136,342.  
**This item was postponed to November 20, 2014 on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**
26. Approve negotiation and execution of a contract with FOUNDATION COMMUNITIES Inc. for insurance enrollment educational outreach and navigation services of the Affordable Care Act Health Insurance Marketplace, for a twelve-month term beginning on October 1, 2014 and ending on September 2015, for a total contract amount not to exceed \$100,000.  
**The motion authorizing the negotiation and execution of a contract with Foundation Communities Inc. was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

**Item 27 was pulled for discussion.**

28. Approve an ordinance vacating a portion of unconstructed street right-of-way parallel to Old San Antonio Road in exchange for the dedication of equal right-of-way directly adjacent to Old San Antonio Road, near the northeast corner of the intersection of Old San Antonio Road and F.M. 1626.  
**Ordinance No. 20141106-028 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

**Item 29 was pulled for discussion.**

30. Authorize negotiation and execution of an interlocal agreement between the City and the Austin Independent School District (AISD), an independent school district as defined by state law, for the lease of Butler Fields, and finding that the AISD use of Butler Fields constitutes a park purpose.  
**The motion authorizing the negotiation and execution of an interlocal agreement between the City and the Austin Independent School District was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**
31. Approve an exemption under City Code Section 10-6-3(A)(11) to authorize temporary designated smoking areas at Auditorium Shores on November 7-9, 2014 for the Fun Fun Fun Fest.  
**The motion to approve an exemption to authorize temporary designated smoking areas at Auditorium Shores was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**
32. Approve an ordinance adopting the Lee Annexation and Development Agreement, concerning annexation and development of approximately 88 acres in Travis County, west of the intersection of Giles Lane and Blue Goose Road and north of Blue Goose Road.  
**Ordinance No. 20141106-032 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

33. Approve an ordinance adopting the Remmert and Wendland Annexation and Development Agreement, concerning annexation and development of approximately 99 acres in Travis County west of the intersection of Giles Lane and Blue Goose Road and north of Blue Goose Road.

**Ordinance No. 20141106-033 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

**Item 34 was pulled for discussion.**

**Item 35 was set for a time certain of 6:30 p.m.**

36. Approve an ordinance amending the Fiscal Year 2014-2015 Public Works Department Capital Budget (Ordinance No. 20140908-002) to appropriate \$20,000 from contributions for the Public Works Neighborhood Partnering Program for rain gardens to enhance the Sidewalks to Battle Bend Park project along Suburban Drive in Austin.

**Ordinance No. 20141106-036 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

37. Authorize award and execution of a 24-month requirements supply agreement with EQUIPMENT DEPOT, LTD. to provide parts and repair services for tractors in an amount not to exceed \$472,788, with four 12-month extension options in a total amount not to exceed \$236,394 per extension option, for a total contract amount not to exceed \$1,418,364. (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 and execution of a requirements supply agreement with Equipment Depot, Ltd was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

38. Authorize award and execution of a contract with CANTERBURY DESIGNS OF OHIO, LLC DBA CANTERBURY INTERNATIONAL for the purchase of custom trash and recycle receptacles for the Austin Resource Recovery Department, for a total contract amount not to exceed \$85,840. (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 contract.)

**The motion authorizing the award and execution of a contract with Canterbury Designs of Ohio, LLC doing business as Canterbury International was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

39. Authorize award, negotiation, and execution of a 36-month service contract with ENERTECH RESOURCES LLC, to provide repair, restoration, and maintenance of moonlight towers for Austin Energy, in an amount not to exceed \$2,127,280, with three 12-month extension options in an amount not to exceed \$600,000 per extension option, for a total contract amount not to exceed \$3,927,280. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 8.41% MBE and 1.91% WBE subcontractor participation.)

**The motion authorizing the award, negotiation and execution of a service contract with Enertech Resources LLC was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

40. Authorize award and execution of a 24-month requirements-based service contract with GREATER AUSTIN CRANE SERVICES LTD, for the purchase of crane services for Austin Energy, in an amount not to exceed \$582,850, with three 12-month extension options in an amount not to exceed \$291,425 per extension option, for a total contract amount not to exceed \$1,457,125. (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 requirements-based service contract with Greater Austin Crane Services LTD was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

41. Authorize award and execution of a 24-month supply contract with FARWEST LINE SPECIALTIES, LLC, for the purchase of pole climbing fall arrest systems for Austin Energy, in an amount not to exceed \$214,577, with three 12-month extension options in an amount not to exceed \$38,810 per extension option, for a total contract amount not to exceed \$331,007. (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 a supply contract with Farwest Line Specialties, LLC was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

42. Authorize award and execution of a 36-month requirements supply contract with JUSTIN SEED COMPANY to provide re-vegetation material in an amount not to exceed \$475,980, with three 12-month extension options in an amount not to exceed \$158,660 per extension option, for a total contract amount not to exceed \$951,960. (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 contract.)

**The motion authorizing the award and execution of a requirements supply contract with Justin Seed Company was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

43. Authorize award and execution of Amendment No. 6 to a requirements service contract with SOLAR TURBINES, INC., for gas turbine maintenance at Austin Energy's Mueller Energy Center, to increase funding in an amount not to exceed \$1,500,000 for a revised total contract amount not to exceed \$2,360,100. (Notes: This contract is to 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 amendment number six to a requirements service contract with Solar Turbines, Inc. was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

44. Authorize award and execution of a 24-month requirements supply contract with DPC INDUSTRIES COMPANY for the supply of liquid chlorine for the Austin Water Utility in an amount not to exceed \$1,100,840, with two 12-month extension options in an amount not to exceed \$550,420 per extension option, for a total contract amount not to exceed \$2,201,680. (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 a requirements supply contract with DPC Industries Company was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

45. Authorize award and execution of a service contract with NATIONAL WORKS, INC., for the removal of debris from an influent wet well for the Austin Water Utility in an amount not to exceed \$217,500.

**The motion authorizing the award and execution of a service contract with National Works, Inc. was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

46. Authorize award and execution of a contract through the Texas Local Government Purchasing Cooperative with SIDDONS-MARTIN EMERGENCY GROUP for the purchase of two pumper fire trucks and one ladder fire truck in an amount not to exceed \$2,262,885. (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 a contract through the Texas Local Government Purchasing Cooperative with Siddons-Martin Emergency Group was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

47. Authorize award and execution of a 36-month requirements supply contract with AUSTIN TRUCK & EQUIPMENT, INC. LTD DBA FREIGHTLINER OF AUSTIN to provide parts and repair services for Freightliner Cab and Chassis vehicles in an amount not to exceed \$355,095, with three 12-month extension options in a total amount not to exceed \$118,365 per extension option, for a total contract amount not to exceed \$710,190. (Notes: This contract will be awarded in compliance with of the 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 and execution of a requirements supply contract with Austin Truck & Equipment, Inc. LTD doing business as Freightliner of Austin was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

48. Authorize award and execution of a 10-month service contract through the State of Texas Procurement and Support Services Cooperative Purchasing Program with LIBERTY TIRE RECYCLING, LLC, for removal and proper recycling of scrap tires in an amount not to exceed \$164,947, with two 12-month extension options in amounts not to exceed \$164,947 additional per extension option, for a total contract amount not to exceed \$494,841. (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 and execution of a service contract through the State of Texas Procurement and Support Services Cooperative Purchasing Program with Liberty Tire Recycling, LLC was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

49. Authorize award and execution of a 36-month requirements service contract with AARON CONCRETE CONTRACTORS LP to provide the cleaning and grading of trap rock aggregate in an amount not to exceed \$285,681, with three 12-month extension options in an amount not to exceed \$95,227 per extension option, for a total contract amount not to exceed \$571,362. (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 and execution of a requirements service contract with Aaron Concrete Contractors LP was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

50. Authorize award, negotiation, and execution of a 12-month service contract with JI SPECIALTY SERVICES, INC., or one of the other qualified offerors to RFP No. TVN0042, to administer the City's Workers Compensation Program in an amount not to exceed \$1,602,082, with five 12-month extension

options not to exceed \$1,624,610, \$1,649,269, \$1,689,641, \$1,722,809 and \$1,758,043 respectively, for a total contract amount not to exceed \$10,046,454. (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, negotiation and execution of a service contract with JI Specialty Services, Inc. was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

51. Authorize award and execution of contracts with JOHN DEERE LANDSCAPES in an amount not to exceed \$49,015, SHADES OF GREEN (WBE/FW) in an amount not to exceed \$45,469, CEDAR CREEK FARMS in an amount not to exceed \$24,278, RENNERWOOD, INC. in an amount not to exceed \$9,579, and JAMES LOVERGREN DBA L & L GROWERS in an amount not to exceed \$2,250 to provide landscape trees and seedlings in a total amount not to exceed \$130,591. (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 contracts with John Deere Landscapes; Shades of Green; Cedar Creek Farms; Rennerwood, Inc; and James Lovergren doing business as L & L Growers was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

52. Authorize award and execution of four 24-month requirements supply contracts for the purchase of transmission & substation insulators and hardware for Austin Energy with: KBS ELECTRICAL DISTRIBUTORS INC., in an amount not to exceed \$1,247,820 with two 12-month extension options in an amount not to exceed \$623,910 per extension option, for a total contract amount not to exceed \$2,495,640; PRIESTER-MELL & NICHOLSON INC., in an amount not to exceed \$462,128 with two 12-month extension options in an amount not to exceed \$231,064 per extension option, for a total contract amount not to exceed \$924,256; TECHLINE INC., in an amount not to exceed \$383,770, with two 12-month extension options in an amount not to exceed \$191,885 per extension option, for a total contract amount not to exceed \$767,540; and with STUART C. IRBY CO., in an amount not to exceed \$311,472 with two 12-month extension options in an amount not to exceed \$155,736 per extension option, for a total contract amount not to exceed \$622,944. The annual amount for all transmission & substation insulators and hardware required under these contracts will be for a total each and combined amount not to exceed \$1,202,595. (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 requirements supply contracts with KBS Electrical Distributors Inc.; Priester-Mell & Nicholson Inc.; Techline Inc.; and Stuart C. Irby Co. was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

53. Authorize award and execution of a 24-month service contract with NEWGEN STRATEGIES AND SOLUTIONS, LLC., or one of the other qualified offerors to RFP No. RML0027, for regulatory consulting services for Austin Energy, in an amount not to exceed \$465,000. (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 service contract with Newgen Strategies and Solutions, LLC was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**



54. Approve an ordinance amending City Code Chapter 13-2 (Ground Transportation Passenger Services) to revise and add definitions, and amend the regulations related to the operation of charter services.  
**Ordinance No. 20141106-054 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**
55. 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 and waivers were approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

#### Nominations

##### Board/Nominee

##### Nominated by

Building & Standards Commission  
Craig Wright

Council Member Riley

#### Nominations to Intergovernmental Bodies

##### Board/Nominee

##### Nominated by

Housing Authority of the City of Austin  
Dr. Tyra Duncan-Hall

Mayor Leffingwell

Housing Authority of the City of Austin  
Edwina Carrington

Mayor Leffingwell

Housing Authority of the City of Austin  
Isaac Robinson

Mayor Leffingwell

#### Waivers

Approve a waiver of the residency requirement in Section 2-1-21 of the City Code for the service of Craig Wright on the Building & Standards Commission.

**Item 56 was pulled for discussion.**

57. Approve an ordinance amending Resolution No. 021003-40 to make the Viva! Streets Ciclovía a City co-sponsored event, waiving certain fees, and authorizing payment of certain costs for the event which was held on October 26, 2014. (Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member Mike Martinez CO 2: Mayor Pro Tem Sheryl Cole)  
**Ordinance No. 20141106-057 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

**Item 58 was pulled for discussion.**

59. Approve an ordinance waiving certain fees and requirements for the "Off the Rack" fashion fundraiser event sponsored by RunWay Underground which is to be held on Sunday, November 9, 2014 at the George Washington Carver Museum and Cultural Center. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member Laura Morrison)  
**Ordinance No. 20141106-059 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

60. Approve an ordinance waiving certain banner fees for the Day of Tango Festival sponsored by the Academy of Tango-Texas which is to be held Saturday, December 6, 2014 at the Ben Hur Shrine Temple Auditorium. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison CO 2: Mayor Pro Tem Sheryl Cole)  
**Ordinance No. 20141106-060 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**
61. Approve an ordinance authorizing payment of certain costs for the People's Climate March: ATX event sponsored by Shield the People which took place Sunday, September 21, 2014 at the Texas State Capitol Building. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison CO 2: Council Member Kathie Tovo)  
**Ordinance No. 20141106-061 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**
62. Approve an ordinance waiving certain fees and requirements for the MAPJAM 2015 Festival sponsored by KUTX Austin which is to be held on Saturday, February 21, 2015 at the Emma S. Barrientos Mexican-American Cultural Center, Fiesta Gardens, and Pan Am Park. (Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Kathie Tovo CO 2: Council Member Mike Martinez)  
**Ordinance No. 20141106-062 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**
63. Approve a resolution directing the City Manager to work with the City of Austin's Economic Development Department to designate Travis County U.S. Census Tract 48453002431 as a City of Austin Economic Development Zone. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison)  
**Resolution No. 20141106-063 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**
64. Approve a resolution initiating a Code amendment to City Code Chapter 14-9 (Traffic or Sidewalk Obstructions) to except certain mobile street vendors from traffic and sidewalk obstruction regulations and directing the City Manager to process the Code amendment and bring it back to Council for adoption by November 20, 2014. (Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Council Member Chris Riley)  
**Resolution No. 20141106-064 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

**Item 65 was pulled to be heard after the related Executive Session item.**

66. Approve a resolution directing the city manager to prepare a report on the City's living wage policies with respect to social service contracts. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Laura Morrison)  
**This item was postponed on consent to November 20, 2014 on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**
67. Set a public hearing to consider an ordinance amending the Imagine Austin Comprehensive Plan. (Suggested date and time: December 11, 2014, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).  
**The public hearing was set on consent for December 11, 2014 at 4:00 p.m. at City Hall, 301 W. Second Street, Austin, TX on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**
68. Set a public hearing to consider the permanent use of approximately 1,576 square feet of land and temporary working space use of approximately 3,656 square feet of land for construction, use,

maintenance, repair, and replacement of a wastewater line for the Lindshire Lane Lift Station Project, through dedicated parkland known as Bauerle Ranch Park in accordance with Chapter 26 of the Texas Parks and Wildlife Code. (Suggested date and time, December 11, 2014, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).

**The public hearing was set on consent for December 11, 2014 at 4:00 p.m. at City Hall, 301 W. Second Street, Austin, TX on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

69. Set a public hearing to consider an ordinance amending City Code Title 25 to change regulations for secondary dwellings. (Suggested date and time: December 11, 2014, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).

**The public hearing was set on consent for December 11, 2014 at 4:00 p.m. at City Hall, 301 W. Second Street, Austin, TX on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

70. Set a public hearing to consider the Austin Downtown Public Improvement District 2015 assessments. (Suggested date and time: November 20, 2014, 4:00 p.m., at Austin City Hall, 301 W. Second Street, Austin, TX). Related to Items #14 and #15

**The public hearing was set on consent for November 20, 2014 at 4:00 p.m. at City Hall, 301 W. Second Street, Austin, TX on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

71. Set a public hearing to consider the East Sixth Street Public Improvement District 2015 assessments. (Suggested date and time: November 20, 2014, 4:00 p.m., at Austin City Hall, 301 W. Second Street, Austin, TX). Related to Items #16 and #17

**The public hearing was set on consent for November 20, 2014 at 4:00 p.m. at City Hall, 301 W. Second Street, Austin, TX on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

72. Set a public hearing to consider the South Congress Preservation and Improvement District 2015 assessments. (Suggested date and time: November 20, 2014, 4:00 p.m., at Austin City Hall, 301 W. Second Street, Austin, TX). Related to Items #18 and #19

**The public hearing was set on consent for November 20, 2014 at 4:00 p.m. at City Hall, 301 W. Second Street, Austin, TX on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

73. Set a public hearing to receive public comment on the proposed residential water rate changes for the Austin Water Utility as part of the Fiscal Year 2014-2015 Approved Budget. (Suggested date and time: November 20, 2014, 4:00 p.m. at City Hall)

**The public hearing was set on consent for November 20, 2014 at 4:00 p.m. at City Hall, 301 W. Second Street, Austin, TX on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

129. Initiate an amendment to City Code Section 25-2-643 relating to the minimum height within the Congress Avenue overlay district and authorize the City Manager to process the amendment and present it to Council for action on or before December 11, 2014.

**The motion to initiate an amendment relating to the minimum height within the Congress Avenue overlay district and authorizing the City Manager to process the amendment and present to Council on or before December 11, 2014 was approved on consent on Mayor Pro Tem Cole's motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

Item 74 was briefing items set for 10:30 a.m.

Items 75 through 78 were Executive Session items.

Items 79 through 116 were zoning items set for 2:00 p.m.

Item 117 was an AHFC meeting set for 3:00 p.m.

Items 118 through 128 were public hearing items set for 4:00 p.m.

Item 129 was an addendum item

### **DISCUSSION ITEMS**

29. Authorize negotiation and execution of all documents and instruments necessary or desirable to sell two tracts of land totaling approximately 215.436 acres out of and a part of the R.G. Anderson Survey in Williamson and Travis Counties, Texas, known locally as 15700 Anderson Mill Road, to the CITY OF CEDAR PARK, TEXAS, for the amount of \$4,100,000.

**The motion authorizing the negotiation of all documents and instruments necessary or desirable to sell tracts of land was approved with the following direction on Council Member Morrison's motion, Council Member Tovo's second on a 4-2 vote. Those voting aye were: Council Members Martinez, Morrison, Riley and Tovo. Those voting nay were: Mayor Leffingwell and Mayor Pro Tem Cole. Council Member Spelman was absent. Direction was given to staff to provide a report to Council with information on whether staff recognized any significant difference, if so how it would impact the sale price and bring forward to Council with a recommendation.**

### **BRIEFINGS**

74. Briefing on the Social Services Request for Application Process.  
**The presentation was made by Carlos Rivera, Director and Stephanie Hayden, Assistant Director, Health Department.**

### **DISCUSSION ITEMS CONTINUED**

5. Approve Service Extension Request No. 3406 for water service to a 25.5 acre tract at 11900 Buckner Road located within the Drinking Water Protection Zone, the City's limited purpose jurisdiction, and Austin Water Utility's service area.

**There was a motion made by Mayor Pro Tem Cole and seconded by Mayor Leffingwell to approve service extension request number 3406. The motion failed on a vote of 3-3. Those voting aye were: Mayor Leffingwell, Mayor Pro Tem Cole and Council Member Riley. Those voting nay were: Council Members Martinez, Morrison and Tovo. Council Member Spelman was absent.**

**There was a motion made by Council Member Martinez and seconded by Mayor Pro Tem Cole to postpone this item to November 20, 2014. The motion passed on a vote of 6-0. Council Member Spelman was absent.**

6. Approve Service Extension Request No. 3407 for wastewater service to a 25.5 acre tract at 11900 Buckner Road located within the Drinking Water Protection Zone, the City's limited purpose jurisdiction, and Austin Water Utility's service area.

**There was a motion made by Mayor Pro Tem Cole and seconded by Mayor Leffingwell to approve service extension request number 3407. The motion failed on a vote of 3-3. Those voting aye were: Mayor Leffingwell, Mayor Pro Tem Cole and Council Member Riley. Those voting nay were: Council Members Martinez, Morrison and Tovo. Council Member Spelman was absent.**

There was a motion made by Council Member Martinez and seconded by Mayor Pro Tem Cole to postpone this item to November 20, 2014. The motion passed on a vote of 6-0. Council Member Spelman was absent.

### **CITIZEN COMMUNICATIONS: GENERAL**

Gus Peña - Please remember what Veterans Day is. We remember all Veterans who have served in the military of all branches. You will have the day off. A lot of us veterans are disabled, homeless, or ill due to complications of wounds or other things. Show your appreciation for the veterans who fought to defend our freedom, safety and democracy. We veterans gave it our all. Veterans need jobs, housing, healthcare. Happy birthday to our United States Marine Corps. We will celebrate the birthday of our glorious U.S.M.C. November 10, 2014. We celebrate our USMC birthday (239 years). Semper Fideles always faithful.

Javier Bonafont - I would like to address support for a temporary library while the Milwood Branch is closed for renovations. Thank you. **Not present when name was called.**

Jessie Mercer - The need to establish a male clinic.

Lauren Gregorcyk - Noise violation statute **Not present when name was called.**

David King - Google

Raymond Weyandt - Williamson Creek buyout plan

Carolina Castano - Home buyout for 1100 Radam Circle

Edward Sledge - Distracted driving **Not present when name was called.**

Paul Robbins - City and budget issues **Not present when name was called.**

Carlos León - 1) Jesus, please keep helping us defeat evil 2) Erase chemtrails 3) Truth piledrives lies

**Mayor Leffingwell recessed the Council Meeting to go into Executive Session at 12:31 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.**

**The Mayor announced that Council would discuss item number 65 on the regular agenda during Executive Session.**

75. 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.**
76. Discuss legal issues related to the November 2014 election (Private consultation with legal counsel - Section 551.071 of the Government Code).  
**This item was withdrawn.**

77. Discuss legal issues related to Open Government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).  
**This item was withdrawn.**
78. Discuss legal issues related to the acquisition of land for the Austin Convention Center (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 2:16 p.m.**

#### **DISCUSSION ITEMS CONTINUED**

34. Approve second and third readings of an ordinance amending City Code Chapter 9-2 relating to permitting requirements for non-peak hour concrete installation.  
**This item was postponed to November 20, 2014 on Council Member Riley's motion, Mayor Leffingwell's second on a 6-0 motion. Council Member Spelman was absent. Direction was given to staff to take this item to the Downtown Commission on November 19, 2014.**
56. Approve a resolution directing the City Manager to adopt the coyote conflict management strategy recommended by the Animal Advisory Commission and the City Council Public Health and Human Services Committee. (Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member Laura Morrison CO 2: Council Member Mike Martinez)  
**This item was postponed to November 20, 2014 on Council Member Riley's motion, Council Member Morrison's second on a 6-0 motion. Council Member Spelman was absent.**

#### **ZONING ORDINANCES / RESTRICTIVE COVENANTS**

81. C14-2014-0077 - Whole Life Learning Center - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by zoning property locally known as 10801 Old San Antonio Road (Onion Creek Watershed) from interim-rural residence (I-RR) district zoning to limited office-mixed use-conditional overlay (LO-MU-CO) combining district zoning. First Reading approved on August 7, 2014. Vote: 7-0. Owner/Applicant: Michael Carberry; Caroline Riley. City Staff: Wendy Rhoades, 512-974-7719.  
**Ordinance No. 20141106-081 for limited office-mixed use-conditional overlay (LO-MU-CO) combining district zoning was approved on consent on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**
82. C14-2014-0100 - 12008 Pollyanna Avenue - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 12008 Pollyanna Avenue (Walnut Creek Watershed) from single family residence-large lot (SF-1) district zoning to family residence (SF-3) district zoning. First reading approved on October 2, 2014. Vote: 7-0. Owner/Applicant: Timothy M. Holck. City Staff: Sherri Sirwaitis, 512-974-3057.  
**Ordinance No. 20141106-082 for family residence (SF-3) district zoning was approved on consent on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**
83. C14-2013-0158 - 7th and Congress Hotel - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 619 and 621 Congress Avenue (Lady Bird Lake Watershed) from central business district (CBD) district zoning to central business district-central urban redevelopment (CBD-CURE) combining district zoning. First reading approved on October 16, 2014. Vote: 7-0. Owner: Finley Company (Tim Finley, VP). Applicant: Matt Frankiewicz. Agent: Armbrust & Brown, PLLC (Lynn Ann Carley). City Staff: Lee Heckman, 512-974-7604. A valid petition has been filed in opposition to this rezoning request.

**This item was postponed on consent to December 11, 2014 at the applicant's request on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**

84. C14-2014-0099 - 1500 S Pleasant Valley Road - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 1500 South Pleasant Valley Road (Lady Bird Lake Watershed; Country Club West Watershed) from East Riverside Corridor (ERC) district zoning to East Riverside Corridor (ERC) district zoning, to amend the East Riverside Corridor Regulating Plan to change the subdistrict designation, modify a transit hub boundary, and specify eligibility and a maximum development bonus height. First Reading approved on October 23, 2014. Vote: 6-0. Owner: 1500 SPV LLC (Colin Brothers). Applicant: Drenner Group, P.C. (Stephen Rye). City Staff: Lee Heckman, 512-974-7604.

**Ordinance No. 20141106-084 for East Riverside Corridor (ERC) district zoning, to amend the East Riverside Corridor Regulating Plan to change the subdistrict designation, modify a transit hub boundary, and specify eligibility and a maximum development bonus height was approved on consent on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**

89. C14-97-0044(RCT) - 1500 S Pleasant Valley - Conduct a public hearing and approve a restrictive covenant termination on property locally known as 1500 S Pleasant Valley Road. Staff recommendation: To grant termination of the restrictive covenant. Planning Commission Recommendation: To grant termination of the restrictive covenant. Owner: 1500 SPV LLC (Colin Brothers). Applicant: Drenner Group, P.C. (Stephen Rye). City staff: Lee Heckman, 512-974-7604.

**The public hearing was conducted and the motion to close the public hearing and approve the restrictive covenant termination was approved on consent on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**

90. NPA-2014-0011.01 - MDC Programs Annex - Conduct a public hearing and approve an ordinance amending Ordinance No. 020523-30, the North Loop 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 1001 East 50th Street and 4915 Harmon Ave (Boggy Creek Watershed; Tannehill Branch Watershed) from Single Family to Office land use. Staff Recommendation: To grant Office land use. Planning Commission Recommendation: To grant Office land use. Owner/Applicant: Dick Rathgeber. City Staff: Maureen Meredith, 512-974-2695.

**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20141106-090 to change the land use designation on the future land use map (FLUM) to Office land use was approved on consent on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**

91. C14-2014-0028 - MDC Programs Annex - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 1001 East 50th Street and 4915 Harmon Avenue (Boggy Creek Watershed; Tannehill Branch Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to limited office-mixed use-conditional overlay-neighborhood plan (LO-MU-CO-NP) combining district zoning, as amended. Staff Recommendation: To grant limited office-mixed use-conditional overlay-neighborhood plan (LO-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To grant limited office-mixed use-conditional overlay-neighborhood plan (LO-MU-CO-NP) combining district zoning. Owner: Rathgeber Investment GP, Inc. and Manos de Cristo, Inc. (Dick Rathgeber). Applicant: Dick Rathgeber. City Staff: Heather Chaffin, 512-974-2122.

**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20141106-091 for limited office-mixed use-conditional overlay-neighborhood plan (LO-MU-CO-NP) combining district zoning was approved on consent on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**

92. NPA-2014-0016.02 - Springdale Farm - Conduct a public hearing and approve an ordinance amending Ordinance No. 030327-12, the Govalle/Johnson Terrace Combined 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 755 Springdale Road (Boggy Creek Watershed) from Single Family to Mixed Use land use. Staff Recommendation: To grant Mixed Use land use. Planning Commission Recommendation: To deny Mixed Use land use. Owners/Applicants: Glenn M. and Paula Foore. City Staff: Maureen Meredith, (512) 974-2695.  
**This item was postponed on consent to November 20, 2014 at the neighborhood's request on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**
93. C14-99-2061(RCT) - Springdale Farm - Conduct a public hearing and approve a restrictive covenant termination on property locally known as 755 Springdale Road (Boggy Creek Watershed). Staff Recommendation: To grant the restrictive covenant termination. Planning Commission Recommendation: To grant the restrictive covenant termination. Owner/Applicant: Glenn M. & Paula W. Foore. City Staff: Heather Chaffin, 512-974-2122.  
**This item was postponed on consent to November 20, 2014 at the neighborhood's request on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**
94. C14-2014-0123 - Springdale Farm - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 755 Springdale Road (Boggy 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-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, with conditions. Planning Commission Recommendation: To grant general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning, with conditions. Owner/Applicant: Glenn M. & Paula W. Foore. City Staff: Heather Chaffin, 512-974-2122. A valid petition has been filed in opposition to this rezoning request.  
**This item was postponed on consent to November 20, 2014 at the neighborhood's request on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**
95. C14-2014-0114 - 11712 North Lamar Rezoning - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 11712 North Lamar Boulevard (Walnut Creek Watershed) from limited office (LO) district zoning to general commercial services (CS) district zoning. Staff Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning for Tract 1 and limited office-conditional overlay (LO-CO) combining district zoning for Tract 2. Zoning and Platting Commission Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning for Tract 1 and limited office-conditional overlay (LO-CO) combining district zoning for Tract 2, with conditions. Owner: Sheahan Business Center (Dennis W. Sheahan). Applicant/Agent: Thrower Design (A. Ron Thrower). City Staff: Sherri Sirwaitis, 512-974-3057.  
**This item was postponed on consent to November 20, 2014 at the applicant's request on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**
96. NPA-2014-0022.02 - Terrace Hotel - Conduct a public hearing and approve an ordinance amending Ordinance No. 20050929-Z001, the Greater South River City Combined 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 110 Academy Drive (East Bouldin Creek Watershed) from Multifamily land use to Mixed Use land use. Staff Recommendation: To grant Mixed Use land use. Planning Commission Recommendation: To grant Mixed Use land use. Owner/Applicant: Matthew Lynaugh and Gloria J. Lee. Agent: Smith, Robertson, Elliott, Glen, Klein & Douglas, L.L.P. (David Hartman). City Staff: Maureen Meredith, 512-974-2695.

**This item was postponed on consent to November 20, 2014 at the neighborhood's request on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**

97. C14-2014-0117 - Terrace Hotel - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 1101 Music Lane and 110 Academy Drive (East Bouldin Creek Watershed) from general commercial services-neighborhood conservation combining district-neighborhood plan (CS-NCCD-NP) combining district zoning to general commercial services-neighborhood conservation combining district-neighborhood plan (CS-NCCD-NP) combining district zoning for Tract 1a and Tract 1b and from general commercial services-neighborhood conservation combining district-neighborhood plan (CS-NCCD-NP) combining district zoning to commercial liquor sales-neighborhood conservation combining district-neighborhood plan (CS-1-NCCD-NP) combining district zoning for Tract 2, and to change conditions of the neighborhood conservation combining district for Tracts 1a, 1b, and 2. Staff Recommendation: To grant general commercial services-neighborhood conservation combining district-neighborhood plan (CS-NCCD-NP) combining district zoning for Tracts 1a and 1b, and commercial liquor sales-neighborhood conservation combining district-neighborhood plan (CS-1-NCCD-NP) combining district zoning for Tract 2, and to change conditions of the neighborhood conservation combining district for Tracts 1a, 1b, and 2.. Planning Commission Recommendation: To grant general commercial services-neighborhood conservation combining district-neighborhood plan (CS-NCCD-NP) combining district zoning for Tracts 1a and 1b, and commercial liquor sales-neighborhood conservation combining district-neighborhood plan (CS-1-NCCD-NP) combining district zoning for Tract 2, and to change conditions of the Fairview Park neighborhood conservation combining district (NCCD) for Tracts 1a, 1b, and 2. Owner: Peyton Riley No. 2, L.P. (Clark Lyda), Matthew Lynaugh, and Gloria J. Lee. Applicant: Smith, Robertson, Elliott, Glen, Klein & Douglas, L.L.P. (David Hartman). City Staff: Lee Heckman, 512-974-7604.

**This item was postponed on consent to November 20, 2014 at the neighborhood's request on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**

98. NPA-2014-0025.02 - Lantana Tracts 28 & 33 - Conduct a public hearing and approve an ordinance amending Ordinance No. 20081211-096, the Oak Hill Combined 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 5436 Vega Avenue & 6601 1/2 Rialto Boulevard (Barton Creek Watershed-Barton Springs Zone; Williamson Creek Watershed-Barton Springs Zone) from Office land use to Multifamily land use and Mixed Use land use. Staff Recommendation: To grant Multifamily land use for Tract 1 and Mixed Use land use for Tract 2. Planning Commission Recommendation: To grant Multifamily land use for Tract 1 and Mixed Use land use for Tract 2. Owner/Applicant: Lantana Tract 28, LP and Lantana Tract 33, LP. Agent: Smith Robertson Elliott Glen Klein & Douglas, LLP (Mary Stratmann). City Staff: Maureen Meredith, 512-974-2695.

**This item was postponed on consent to November 20, 2014 at the applicant's request on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**

99. C14-2014-0112 - Lantana Tract 28 & (a portion of) 33 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 5436 Vega Avenue and 6601-1/2 Rialto Boulevard (Barton Creek Watershed-Barton Springs Zone; Williamson Creek Watershed-Barton Springs Zone) from limited office-neighborhood plan (LO-NP) combining district zoning and general office-neighborhood plan (GO-NP) combining district zoning to multi-family

residence-moderate-high density-conditional overlay-neighborhood plan (MF-4-CO-NP) combining district zoning for Tract 1 and general office-mixed use-conditional overlay-neighborhood plan (GO-MU-CO-NP) combining district zoning for Tract 2. Staff Recommendation: To grant multi-family residence-moderate-high density-conditional overlay-neighborhood plan (MF-4-CO-NP) combining district zoning for Tract 1 and general office-mixed use-conditional overlay-neighborhood plan (GO-MU-CO-NP) combining district zoning for Tract 2, with conditions. Planning Commission Recommendation: To grant multi-family residence-moderate-high density-conditional overlay-neighborhood plan (MF-4-CO-NP) combining district zoning for Tract 1 and general office-mixed use-conditional overlay-neighborhood plan (GO-MU-CO-NP) combining district zoning for Tract 2, with conditions. Owner: Lantana Tract 28, LP and Lantana Tract 33, LP (Barry P. Marcus). Applicant: Smith, Robertson, Elliott, Glen, Klein & Douglas, L.L.P. (David Hartman). City Staff: Lee Heckman, 512-974-7604.

**This item was postponed on consent to November 20, 2014 at the applicant's request on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**

100. C14-85-288.8(RCA2) - Lantana Tract 28 RCA - Conduct a public hearing to amend a restrictive covenant on property locally known as 5436 Vega Avenue (Barton Creek Watershed-Barton Springs Zone and Williamson Creek Watersheds). Staff Recommendation: To grant the restrictive covenant amendment to incorporate conditions of an associated rezoning request. Planning Commission Recommendation: To grant the restrictive covenant amendment to incorporate conditions of an associated rezoning request, with conditions. Owner: Lantana Tract 28, LP (Barry P. Marcus). Applicant: Smith, Robertson, Elliott, Glen, Klein & Douglas, L.L.P. (David Hartman). City Staff: Lee Heckman, 512-974-7604.

**This item was postponed on consent to November 20, 2014 at the staff's request on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**

101. NPA-2014-0027.02 - 1018 W. 31st Street - Conduct a public hearing and approve an ordinance amending Ordinance No. 20100923-102, the Central West Austin Combined 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 1018 West 31st Street (Shoal Creek Watershed) from Multifamily land use to Mixed Use/Office land use. Staff Recommendation: To grant Mixed Use/Office land use. Planning Commission Recommendation: To be reviewed on November 12, 2014. Owner: Daughters of Charity Ministries, Inc. (Sister Jane Graves). Applicant/Agent: McLean & Howard, LLP (Jeffrey S. Howard). City Staff: Maureen Meredith, 512-974-2695.

**This item was postponed on consent to November 20, 2014 at the staff's request on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**

102. C14-2014-0148 - 1018 W. 31st Street - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 1018 West 31st Street (Shoal Creek Watershed) from multi-family residence-limited density-neighborhood plan (MF-2-NP) combining district zoning to limited office-mixed use-conditional overlay-neighborhood plan (LO-MU-CO-NP) combining district zoning. Staff Recommendation: To grant limited office-mixed use-conditional overlay-neighborhood plan (LO-MU-CO-NP) combining district zoning, with conditions. Planning Commission Recommendation: To be reviewed on November 12, 2014. Owner/Applicant: Daughters of Charity Ministries, Inc. (Sister Jane Graves). Agent: McLean & Howard, LLP (Jeffrey Howard). City Staff: Tori Haase, 512-974-7691.

**This item was postponed on consent to November 20, 2014 at the staff's request on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**

103. NPA-2014-0029.01 - Little Walnut Creek - Conduct a public hearing and approve on first reading an ordinance amending Ordinance No. 20120426-100, the St. John/Coronado Hills Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use on property locally known as 7400, 7424, and 7450 E. U.S. Hwy 290 and 2509 E. Anderson Lane (Little Walnut Creek Watershed) from Office to Mixed Use/Office land use. Staff Recommendation: To grant Mixed Use/Office land use. Planning Commission Recommendation: To be reviewed on November 12, 2014. Owner/Applicant: Cozy Living, L.L.C., AAA Fire & Safety, Inc. and Seyed Miri. Agent: Coats Rose (Pamela Madere). City Staff: Maureen Meredith, (512) 974-2695.  
**This item was postponed on consent to November 20, 2014 at the staff's request on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**
104. C14-2014-0135 - Little Walnut Creek - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 7400, 7424, and 7450 E. U.S. Hwy 290 and 2509 E. Anderson Lane (Little Walnut Creek Watershed) from general office-neighborhood plan (GO-NP) combining district zoning to general office-mixed use-neighborhood plan (GO-MU-NP) combining district zoning. Staff Recommendation: To grant general office-mixed use-neighborhood plan (GO-MU-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on November 12, 2014. Owner/Applicant: Cozy Living, L.L.C., AAA Fire & Safety, Inc. and Seyed Miri. Agent: Coats Rose (Pamela Madere). City Staff: Heather Chaffin, (512) 974-2122.  
**This item was postponed on consent to November 20, 2014 at the staff's request on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**
105. C14-2014-0011A - Garza Ranch - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 3800 Ben Garza Lane (Williamson Creek Watershed-Barton Springs Zone) from community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning to community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning, to change a condition of zoning, with conditions. Planning Commission Recommendation: To be reviewed on November 12, 2014. Owner/Applicant: Rancho Garza, Ltd. (Ron White). Agent: Cunningham-Allen, Inc. (Jana Rice). City Staff: Wendy Rhoades, 512-974-7719.  
**This item was postponed on consent to November 20, 2014 at the staff's request on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**
106. C14-2014-0011B - Garza Ranch - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 3510 and 4003 Ben Garza Lane (Williamson Creek Watershed-Barton Springs Zone) from community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning to community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning, to change a condition of zoning, with conditions. Planning Commission Recommendation: To be reviewed on November 12, 2014. Owner/Applicant: Rancho Garza, Ltd. (Ron White). Agent: Cunningham-Allen, Inc. (Jana Rice). City Staff: Wendy Rhoades, 512-974-7719.  
**This item was postponed on consent to November 20, 2014 at the staff's request on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**

107. C14-2014-0081 - Hetherly Tract - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 11821-12124 South IH 35 Service Road Northbound (Onion Creek Watershed) from general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning to general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning, with conditions. Zoning and Platting Commission Recommendation: To grant general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning, with conditions. Owner/Applicant: South IH 35 Investors, LP (C.W. Hetherly, Jr.). Agent: Graves, Dougherty, Hearon & Moody, P.C. (Peter J. Cesaro). City Staff: Wendy Rhoades, 512-974-7719.

**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20141106-107 for general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning, with conditions was approved on consent on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**

108. C14-2014-0088 - 1023 Springdale - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 1023 Springdale Road (Walnut Creek Watershed; Tannehill Branch Watershed, Boggy Creek Watershed) from rural residence-conditional overlay-neighborhood plan (RR-CO-NP) combining district zoning and community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning to general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning. Staff Recommendation: To grant general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning, with conditions. Planning Commission Recommendation: To grant general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning, with conditions. Owner: Springdale Partners, LTD (Sid Orton). Applicant: South Llano Strategies (Glen Coleman). City Staff: Heather Chaffin, 512-974-2122.

**The public hearing was conducted and the motion to close the public hearing and adopt the first reading of the ordinance for general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning, with conditions was approved on consent on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**

**Conditions:**

- **400 trip limit per day**
- **25 foot vegetative buffer shall be provided and maintained along the north and east property lines**

**Vegetative screening within the buffer is subject to the screening standards under section 2.9.1 of the Environmental Criteria Manual. Improvements permitted in the buffer are limited to underground utility improvements or those improvements that may be otherwise required by the City of Austin or specifically authorized in the ordinance.**

109. C14-2014-0111 - 4500 Speedway - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 4500 Speedway (Waller Creek Watershed) from family residence-neighborhood conservation combining district-neighborhood plan (SF-3-NCCD-NP) combining district zoning to neighborhood office-neighborhood conservation combining district-neighborhood plan (NO-NCCD-NP) combining district zoning. Staff recommendation: To grant neighborhood office-neighborhood conservation combining district-neighborhood plan (NO-NCCD-NP) combining district zoning, with conditions. Planning Commission Recommendation: To be heard on November 12, 2014. Owner: Navid Hoomanrad. Applicant/Agent: Husch Blackwell, LLP (Alexandra Jashinsky). City Staff: Sherri Sirwaitis, 512-974-3057.

**This item was postponed on consent to December 11, 2014 at the staff's request on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**

110. C14-2014-0130 - Thaxton Properties, Inc. - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 7930 Thaxton Road (Onion Creek Watershed) 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: Thaxton Properties, Inc. (Mustaquali Momin). Agent: Thrower Design (Thrower Design). City Staff: Wendy Rhoades, 512-974-7719.  
**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20141106-110 for community commercial-conditional overlay (GR-CO) combining district zoning, to change a condition of zoning was approved on consent on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**
111. C14-2014-0131 - Burleson Industrial Park - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by zoning property locally known as 7103 Burleson Road (Onion Creek Watershed) from interim-rural residence (I-RR) district zoning to limited industrial service (LI) district zoning. Staff Recommendation: To grant limited industrial service (LI) district zoning. Zoning and Platting Commission Recommendation: To grant limited industrial service (LI) district zoning. Owner/Applicant: Burleson Park Holdings, LP. (Ron W. Mills). Agent: KLove Engineering (Priscilla Gonzalez). City Staff: Wendy Rhoades, 512-974-7719.  
**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20141106-111 for limited industrial service (LI) district zoning was approved on consent on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**
112. C14-2014-0144 - Loma Verde Residential - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 7231 Colton Bluff Springs Road (Marble Creek Watershed; Cottonmouth Creek Watershed) from community commercial (GR) district zoning and neighborhood commercial (LR) district zoning to townhouse & condominium residence (SF-6) district zoning for Tract 1 and single family residence-small lot (SF-4A) district zoning for Tract 2. Staff Recommendation: To grant townhouse & condominium residence (SF-6) district zoning for Tract 1 and single family residence-small lot (SF-4A) district zoning for Tract 2. Zoning and Platting Commission Recommendation: To grant townhouse & condominium residence (SF-6) district zoning for Tract 1 and single family residence-small lot (SF-4A) district zoning for Tract 2. Owner: Colton Bluff, LLC (Grady Collins) and Continental Homes of Texas, LP (Richard N. Maier). Applicant/Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Sherri Sirwaitis, 512-974-3057.  
**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20141106-112 for townhouse & condominium residence (SF-6) district zoning for Tract 1 and single family residence-small lot (SF-4A) district zoning for Tract 2 was approved on consent on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**
113. C14-2014-0145 - Loma Verde Residential - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 7231 Colton Bluff Springs Road (Marble Creek Watershed; Cottonmouth Creek Watershed) from rural residence (RR) district zoning to single family residence-small lot (SF-4A) district zoning. Staff Recommendation: To grant single family residence-small lot (SF-4A) district zoning. Zoning and Platting Commission Recommendation: To grant single family residence-small lot (SF-4A) district zoning. Owner/Applicant:

Colton Bluff, LLC (Grady Collins) and Continental Homes of Texas, LP (Richard N. Maier). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Sherri Sirwaitis, 512-974-3057.

**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20141106-113 for single family residence-small lot (SF-4A) district zoning was approved on consent on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**

115. C14-2014-0147 - Loma Verde Residential - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 6917 Colton Bluff Springs Road (Marble Creek and Cottonmouth Creek Watersheds) from rural residence (RR) district zoning to single family residence-small lot (SF-4A) district zoning. Staff recommendation: To grant single family residence-small lot (SF-4A) district zoning. Zoning and Platting Commission Recommendation: To grant single family residence-small lot (SF-4A) district zoning. Owner/Applicant: Colton Bluff, LLC (Grady Collins) and Continental Homes of Texas, LP (Richard N. Maier). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Sherri Sirwaitis, 512-974-3057.

**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20141106-115 for single family residence-small lot (SF-4A) district zoning was approved on consent on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**

116. C14-2014-0152 - The Oaks at Techridge, Lot 1B - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 14401 The Lakes Boulevard (Walnut Creek Watershed; Harris Branch Watershed) from general commercial services-conditional overlay (CS-CO) combining district zoning to general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning. Staff Recommendation: To grant general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning. Owner/Applicant: Tech Ridge Spectrum B.C., L.P. Agent: Smith, Robertson, Elliott, Glen, Klein & Douglas (David Hartman). City Staff: Sherri Sirwaitis, 512-974-3057.

**The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20141106-116 for general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning was approved on consent on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**

#### **DISCUSSION ITEMS CONTINUED**

9. Approve an ordinance amending City Code Chapter 2-1 relating to boards and commissions.  
**There was a motion made by Council Member Martinez and seconded by Council Member Morrison to approve the ordinance. Council Member Morrison later withdrew her second.**

**The first reading of the ordinance was approved with the following directions and friendly amendments on Council Member Martinez' motion, Mayor Leffingwell's second on a 6-0 vote. Council Member Spelman was absent.**

**The following directions were given to staff to bring the following back to Council in the form of a proposal.**

**Animal Advisory Commission – the appointment of the five required members shall be determined by the future Council.**

**Bond Oversight Commission – Members shall be appointed by the Audit and Finance Committee.**

**Incorporate the Asian American Resource Center into the scope and definition of the Asian American Quality of Life Advisory Commission and increase the membership to 15 members (11 appointed by Council and 4 community representatives from stake holder groups. The 4 community representative nominations will be submitted to Council by the Commission.).**

**Emma Barrientos Mexican American Cultural Center Advisory Board and the Hispanic/Latino Quality of Life Resource Advisory Commission will remain as two separate commissions.**

**Environmental Board and Urban Forestry Board merge together into the Environmental Commission consisting of 11 members.**

**The MBE/WBE Small Business Enterprise Procurement Program Advisory Committee and the Construction Commission will remain separate.**

**Residential Design and Compatibility Commission will remain separate.**

**Building and Standards Commission – bring back both options: increasing membership to 22 and keeping the Commission at 11.**

**Joint Cultural Committee – meet as necessary.**

**Joint Sustainability Committee – meet as necessary.**

**Resource Management Commission – Keep as is.**

**Joint Inclusion Committee - meet as necessary and have consistency by having each commission appoint a named representative to serve on the committee and a select a second designee if the appointee can't make it.**

**Direction was given to staff to make a recommendation on using the term “commission” rather than “board” and using Austin in the name consistently.**

**Incorporate the African American Cultural & Heritage Facility into the scope and definition of the African American Resource Advisory Commission and increase the membership to 15 members (11 appointed by Council and 4 community representatives from stake holder groups. The 4 community representative nominations will be submitted to Council by the Commission.).**

**Community Development Commission - incorporate the taskforce recommendation to leave the membership at 15; 7 nominated by residents from each geographic location and the 8 additional appointed by the Mayor.**

**Sustainable Food Policy Board - incorporate the taskforce recommendation to leave the membership at 13 members; 6 nominated by Travis County Commissioners Court and the additional 7 nominated by the Mayor.**

**Incorporate the taskforce recommendations relating to the Planning Commission and the Zoning and Platting Commission including the creation of the two new permanent subcommittees (Economic and Capital Budget Joint Subcommittee and the Small Area Planning Joint Subcommittee).**

**Incorporate the taskforce recommendation to merge the Downtown Commission into the Small Area Planning Joint Subcommittee of the Planning Commission and the Zoning and Platting Commission.**

**Incorporate the taskforce recommendation to reassign the duties of the Waterfront Planning Advisory Board to the Small Area Planning Joint Subcommittee of the Planning Commission and the Zoning and Platting Commission.**

#### **Friendly Amendments**

**There was a friendly amendment made by Council Member Morrison to remove staff's change to the Taskforce's recommendation by creating a new Bond Oversight Commission. The amendment was accepted by the maker of the motion and Mayor Leffingwell.**

**There was a friendly amendment made by Council Member Tovo to leave the Austin Mayor's Committee for People with Disabilities and the Commission on Seniors as two separate commissions. The amendment was accepted by the maker of the motion and Mayor Leffingwell, who made the second.**

**There was a friendly amendment made by Council Member Riley to include language to the affect of encouraging the Austin Mayor's Committee for People with Disabilities and the Commission on Seniors to hold joint meetings periodically. The amendment was accepted by the maker of the motion and Mayor Leffingwell, who made the second.**

**There was a friendly amendment made by Mayor Leffingwell to bring back on second and third readings both options to merge and keep separate the Downtown Austin Community Court Advisory Committee and the Public Safety Commission. The amendment was accepted by the maker of the motion.**

**Mayor Leffingwell recessed the Council Meeting and called the Board of Directors' Meeting of the Austin Housing Finance Corporation to order at 3:06 p.m. See separate minutes.**

**Mayor Leffingwell called the Council Meeting back to order at 3:08 p.m.**

#### **DISCUSSION ITEMS CONTINUED**

20. Authorize negotiation and execution of a Family Business Loan Program, Section 108 loan to 1707 Airport Commerce, LLC, for a new hotel development project located at 1707 Airport Commerce Drive, in an amount not to exceed \$402,000.

**The motion authorizing the negotiation and execution of a Family Business Loan Program was approved on Council Member Tovo's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**

22. Approve an ordinance amending City Code Chapters 8-1 and 9-2 relating to requirements for amplified sound on city parkland.

**Ordinance No. 20141106-022 was approved with the following amendment on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**

**The amendment was to amend part 1 to replace section 8-1-41(B) with the following:**

**"(B) If the director determines that an event to be held on city parkland is likely to be attended by 7,500 or more people on any day, the use of sound equipment is governed by Chapter 9-2 (Noise and Amplified Sound). This requirement does not apply if, in the judgment of the Music Office, the event is not primarily geared towards music and that any music included will be incidental to the main purpose of the event."**



23. Approve adoption of the Community Wildfire Protection Plan created by the Austin/Travis County Joint Wildfire Task Force.  
**The motion to approve the adoption of the Community Wildfire Protection Plan was approved on Council Member Riley's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**
58. Approve an ordinance waiving Chapter 2-7, Article 6, of the City Code for Decker Lake Golf LLC., with respect to City of Austin RFQS TVN0102 for the development of municipal golf facilities at Walter E. Long Park. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Kathie Tovo)  
**Ordinance No. 20141106-058 was approved on Council Member Martinez' motion, Mayor Leffingwell's second on a 6-0 vote. Council Member Spelman was off the dais.**

### **PUBLIC HEARING AND POSSIBLE ACTIONS**

**Items 121 through 123, 126 and 127 were acted on in a combined motion.**

121. Conduct a public hearing and consider an ordinance amending City Code Title 25 to limit the re-development of existing small (substandard) lots that are developed as a single building site.  
**This item was postponed to January 29, 2015 on Council Member Morrison's motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Spelman was off the dais.**
122. Conduct a public hearing and consider an ordinance amending City Code Title 25 relating to the regulation of fence height.  
**This item was postponed to November 20, 2014 on Council Member Morrison's motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Spelman was off the dais.**
123. Conduct a public hearing and consider an ordinance amending City Code Title 25 relating to the regulation of residential uses in the Downtown Mixed Use and Central Business District zoning districts.  
**This item was postponed to December 11, 2014 on Council Member Morrison's motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Spelman was off the dais.**
126. Conduct a public hearing and consider a request by Success Foods Management Group LLC d/b/a Torchy's Tacos, located at 1822 South Congress Avenue, Austin, Texas, to waive the distance requirement of City Code Section 4-9-4(A), which requires a minimum of 300 feet between a business that sells alcoholic beverages and a school.  
**This item was postponed to December 11, 2014 on Council Member Morrison's motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Spelman was off the dais.**
127. Conduct a public hearing and consider an ordinance amending City Code Chapter 25-6 to allow metered parking spaces to be counted towards the minimum off-street parking required for non-residential uses.  
**This item was postponed to December 11, 2014 on Council Member Morrison's motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Spelman was off the dais.**

### **ZONING DISCUSSION ITEMS**

**Items 79, 80 and 114 were acted on in a combined motion.**

79. NPA-2014-0020.01 - St. Elmo's Market and Lofts - Approve second and third readings of an ordinance amending the South Congress Combined 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 113 Industrial Blvd, 4323 South Congress Ave., & 4300 Block of Willow Springs Rd. (Williamson Creek and Bouldin Creek Watershed) from Industry to Mixed Use. Staff Recommendation:

To deny Mixed Use land use. Planning Commission Recommendation: To approve Mixed Use land use Owner: JFP Industrial Interests, Inc. (William Levihn-Coon). Applicant: GFD Holdings, LLC (Brandon Bolin). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Maureen Meredith, (512) 974-2695.

**This item was postponed to November 20, 2014 at the applicant's request on Council Member Martinez' motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

80. C14-2014-0034 - St. Elmo's Market and Lofts - Approve second/third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 113 Industrial Boulevard, 4323 South Congress Avenue and the 4300 Block of Willow Springs Road (East Bouldin Creek Watershed; Williamson Creek Watershed) from general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning, limited industrial services-neighborhood plan (LI-NP) combining district zoning and limited industrial services-conditional overlay-neighborhood plan (LI-CO-NP) combining district zoning to limited industrial services-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning, with conditions. First Reading approved on October 23, 2014. Vote: 4-2, Council Member Morrison and Council Member Tovo voted nay. Mayor Leffingwell was off the dais. Owner: JFP Industrial Interests, Inc. (William Levihn-Coon). Applicant: GFD Holdings, LLC (Brandon Bolin). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Wendy Rhoades, 512-974-7719.

**This item was postponed to November 20, 2014 at the applicant's request on Council Member Martinez' motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

114. C14-2014-0146 - Loma Verde Residential - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 6917 Colton Bluff Springs Road (Marble Creek Watershed; Cottonmouth Creek Watershed) from neighborhood commercial (LR) district zoning to single family residence-small lot (SF-4A) district zoning. Staff Recommendation: To deny single family residence-small lot (SF-4A) district zoning. Zoning and Platting Commission Recommendation: To grant neighborhood commercial-mixed use combining (LR-MU) district zoning. Owner/Applicant: Colton Bluff, LLC (Grady Collins) and Continental Homes of Texas, LP (Richard N. Maier). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Sherri Sirwaitis, 512-974-3057.

**This item was postponed to November 20, 2014 at the applicant's request on Council Member Martinez' motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**

119. Conduct a public hearing to consider the permanent use of approximately 15,960 square feet of land and temporary working space use of approximately 7,658 square feet of land for construction, use, maintenance, repair, and replacement of a wastewater line for the Little Walnut Creek Wastewater Project, through dedicated parkland known as Little Walnut Creek District Park 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 the permanent use of land and temporary working space was approved on Council Member Martinez' motion, Council Member Riley's second on a 6-0 vote. Council Member Spelman was absent.**

### **DISCUSSION ITEMS CONTINUED**

27. Approve second and third reading of an ordinance amending City Code Chapter 5-1 to prohibit discrimination based on an individual's source of income.

**There was a motion made by Council Member Martinez and seconded by Council Member Morrison to approve the ordinance with an amendment.**

**There was a friendly amendment made by Mayor Pro Tem Cole to approve the ordinance on second reading. The amendment was accepted by the maker of the motion and Council Member Morrison, who made the second.**

The second reading of the ordinance was approved with the following amendment and previous friendly amendment on Council Member Martinez' motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.

The amendment was to amend section 5-1-19 to read:

“(A) Subject to Subsections (B) and (C), the provisions of this article, as they relate to unlawful discriminatory practices on the basis of source of income, shall not apply to a person who owns less than five rental dwellings, except that the prohibition against discriminatory advertising in Section 5-1-52 (Publication Indicating Discrimination) shall apply to a person described in this subsection.

(B) The exemption described in Subsection (A) does not apply to a person with a legal, equitable, direct or indirect ownership interest in one or more legal entities and the person and legal entities own more than four rental dwellings.

(C) The exemption described in Subsection (A) does not apply to a person that uses another person to manage its rental dwellings.”

Direction was given to staff to bring this item back to Council with the Good Landlord resolution on December 11, 2014.

65. Approve a resolution directing the City Manager to petition the Texas Parks and Wildlife Department for an amendment to the Texas Administrative Code, which requires that governing boards post and maintain buoys in areas designated as no-wake zones, specifically waiving these requirements on Lake Austin and allowing the City the authority to place buoys, pilings, and other notices as the City deems necessary to protect public health and safety. (Notes: SPONSOR: Council Member Kathie Tovo CO 1: Council Member Laura Morrison CO 2: Council Member Chris Riley)

**Resolution No. 20141106-065 was approved on Council Member Tovo's motion, Council Member Morrison's second on a 5-1 vote. Mayor Leffingwell voted nay. Council Member Spelman was absent.**

**Mayor Leffingwell recessed the Council Meeting for Live Music and Proclamations at 5:32 p.m.**

### **LIVE MUSIC**

Austin Community Steel Band

### **PROCLAMATIONS**

Proclamation -- Pancreatic Cancer Month -- to be presented by Mayor Lee Leffingwell and to be accepted by Jamie Smith

Proclamation -- Municipal Court Week -- to be presented by Mayor Lee Leffingwell and to be accepted by Judge Sherrie Statman and Rebecca Stark

Community Service Award -- Toni and Tim Guckert and Britt Jones -- to be presented by Mayor Lee Leffingwell and to be accepted by the honorees

Proclamation -- Healthy Mom/Healthy Baby Community Resource Fair -- to be presented by Mayor Pro Tem Sheryl Cole and to be accepted by Deborah Duncan

Proclamation -- 25th Anniversary of Foundation for the Homeless -- to be presented by Mayor Pro Tem Sheryl Cole and to be accepted by Sharon Lowe

Proclamation -- Adoption Day -- to be presented by Mayor Pro Tem Sheryl Cole and to be accepted by Denise Hyde

**Mayor Leffingwell called the meeting back to order at 7:07 p.m.**

**ZONING DISCUSSION ITEMS CONTINUED**

85. NP-2014-0030 - South Austin Combined Neighborhood Plan - Approve second and third readings of 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 Boulevard on the north, South 1st Street on the east, William Cannon Drive on the south, and the Sunset Valley City Limits, and generally along Deatonhill Drive and the lot line on the west. First Reading approved on September 25, 2014. Vote: 7-0. Applicant and Agent: City of Austin, Planning and Development Review Department. City Staff: Francis Reilly, 512-974-7657.

**Ordinance No. 20141106-085 to grant the land use recommendations that implement the South Austin Combined Neighborhood Plan was approved on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**

86. C14-2014-0017 - Westgate Neighborhood Plan Area Rezonings - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as the Westgate Neighborhood Planning Area, generally bounded by West Ben White Boulevard on the north, Manchaca Road on the east, West Stassney Lane on the south, and generally along the lot line and Westgate Boulevard on the west (Williamson Creek Watershed). The proposed zoning changes will create a Neighborhood Plan Combining District (NPCD) covering the entire area described above. The proposed zoning changes also implement the land use recommendations of the South Austin Combined Neighborhood Plan, NP-2014-0030, on 537.02 acres. Under the proposed Westgate NPCD, the following are proposed to be applied area-wide: 1) design tools including parking placement and impervious cover restrictions, garage placement, and front porch setback, and 2) mobile food establishment restrictions and front yard parking restrictions. Applicant and Agent: City of Austin, Planning and Development Review Department. First Reading approved on September 25, 2014. Vote: 7-0. City Staff: Francis Reilly, 512-974-7657.

**Ordinance No. 20141106-086 for rezoning that implements the land use recommendations of the Westgate Neighborhood Plan was approved with the following design tools and restrictions on Council Member Morrison's motion, Council Member Martinez' second on a 6-0. Council Member Spelman was absent.**

**Design tools:**

- **Parking placement and impervious cover restrictions**
- **Garage placement**
- **Front porch setback**

**Restrictions:**

- **Mobile food establishment restrictions**
- **Front yard parking restrictions**

87. C14-2014-0018 - South Manchaca Neighborhood Plan Area Rezonings - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as the South Manchaca Neighborhood Planning Area, generally bounded by West Ben White Boulevard on the north, South 1st Street on the east, West Stassney Lane on the south, and Manchaca Road on the west (West Bouldin Creek Watershed; Williamson Creek Watershed). The proposed zoning changes will create a Neighborhood Plan Combining District (NPCD) covering the entire area described above. The proposed zoning changes also implement the land use recommendations of the South Austin Combined Neighborhood Plan, NP-2014-0030, on 889 acres. Under the proposed South Manchaca NPCD, the following are proposed to be applied area-wide: 1) infill options including small-lot amnesty and

secondary apartments, 2) design tools including parking placement and impervious cover restrictions, garage placement, and front porch setback, 3) mobile food establishment restrictions; and, 4) the infill option of corner store within a designated subdistrict. First Reading approved on September 25, 2014. Vote: 7-0. Applicant and Agent: City of Austin, Planning and Development Review Department. City Staff: Francis Reilly, 512-974-7657.

**Ordinance No. 20141106-087 for rezoning that implement the land use recommendations of the South Manchaca Neighborhood Plan was approved with the following options, tools and restrictions on Council Member Morrison's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent. Direction was given to staff to work with the neighborhood contact team to process the small lot amnesty immediately after the code amendment related to small lot amnesty is in effect.**

**Adopt the following infill options:**

- **Corner stores, limited to the eastern side of Manchaca Rd.**
- **Secondary apartment area-wide**

**Infill options in the floodplain and in the Deer Park Section 1-2 and Hilltop subdivisions are excluded.**

**Adopt the following design tools:**

- **Parking placement and impervious cover restrictions**
- **Garage placement for new construction**
- **Front porch setback**

**Adopt mobile food establishment restrictions**

88. C14-2014-0019 - Garrison Park Neighborhood Plan Area Rezoning - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as the Garrison Park Neighborhood Planning Area, generally bounded by West Stassney Lane on the north, South 1st Street on the east, West William Cannon Drive on the south, and Deatonhill Drive and generally along the lot line, and Westgate Boulevard on the west (Williamson Creek Watershed). The proposed zoning changes will create a Neighborhood Plan Combining District (NPCD) covering the entire area described above. The proposed zoning changes also implement the land use recommendations of the South Austin Combined Neighborhood Plan, NP-2014-0030, on 1,257.6 acres. Under the proposed Garrison Park NPCD, the following are proposed to be applied area-wide: 1) the infill option of small-lot amnesty, 2) design tools including parking placement and impervious cover restrictions, garage placement, and front porch setback, 3) mobile food establishment restrictions; and the infill option of secondary apartment within a designated subdistrict. First Reading approved on September 25, 2014. Vote: 6-1, Council Member Morrison voted nay. Applicant and Agent: City of Austin, Planning and Development Review Department. City Staff: Francis Reilly, 512-974-7657.

**There was a motion made by Council Member Riley and seconded by Council Member Martinez to approve the ordinance with the following options, tools and restrictions.**

**Adopt small-lot amnesty for the 58 parcels identified on the neighborhood plan map**

**Adopt secondary apartments only in sub-district of Garrison Park east of the UP railroad tracks and not in floodplain**

**Adopt the following design tools:**

- **Parking placement and impervious cover restrictions**
- **Garage placement for new construction**
- **Front porch setback**

**Adopt mobile food establishment restrictions**

There was a friendly amendment made by Council Member Morrison to remove the small lot amnesty. The amendment was accepted by the maker of the motion and Council Member Martinez, who made the second. The maker of the motion later withdrew his acceptance of the friendly amendment.

There was an amendment made by Council Member Morrison and seconded by Council Member Tovo to remove small lot amnesty. The amendment failed on a vote of 2-4. Those voting aye were: Council Members Morrison and Tovo. Those voting nay were: Mayor Leffingwell, Mayor Pro Tem Cole and Council Members Martinez and Riley. Council Member Spelman was absent.

Ordinance No. 20141106-088 was approved with the options, tools and restrictions listed above on Council Member Riley's motion, Council Member Martinez' second on a 5-1 vote. Council Member Morrison voted nay. Council Member Spelman was absent.

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

118. Conduct a public hearing and consider an ordinance adopting the Austin 2014 Bicycle Master Plan and updating the Austin Metropolitan Area Transportation Plan and the Imagine Austin Comprehensive Plan. **The public hearing was conducted and the motion to close the public hearing and approve Ordinance No. 20141106-118 was approved with the following friendly amendments on Council Member Riley's motion, Council Member Martinez' second on a 6-0 vote. Council Member Spelman was absent.**

There was a friendly amendment made by Council Member Morrison to add a statement in the master plan that says something to the effect that there will be robust but flexible public engagement to ensure successful and appropriate implementation. The amendment was accepted by the maker of the motion and Council Member Martinez, who made the second.

There was a friendly amendment made by Mayor Leffingwell to specifically recognize addressing the issues of parking and traffic capacity in that public process. The amendment was accepted by the maker of the motion and Council Member Martinez, who made the second.

120. Conduct a public hearing to consider an ordinance amending City Code Title 25 relating to parking requirements for single-family development and other projects exempt from site plan requirements. **The public hearing was conducted and the motion to close the public hearing and approve Ordinance No. 20141106-120 was approved on Council Member Morrison's motion, Mayor Pro Tem Cole's second on a 5-1 vote. Council Member Riley voted nay. Council Member Spelman was absent.**
124. Conduct a public hearing and consider approval of an ordinance amending City Code Title 25 related to safe, mixed income, accessible, and reasonably priced transit-oriented housing. **The public hearing was conducted and the motion to close the public hearing and approve Ordinance No. 20141106-124 was approved on Council Member Martinez' motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.**
125. Conduct a public hearing and consider action on the CodeNEXT Code Approach Alternatives and Annotated Outline. **There was a motion made by Council Member Riley and seconded by Mayor Pro Tem Cole to approve CodeNEXT Code approach alternative three. The motion was later withdrawn by the maker.**

There was a substitute motion made by Council Member Martinez to approve CodeNEXT Code approach alternative two. The motion failed for lack of a second.

The public hearing was conducted and the motion to close the public hearing and postpone this item to November 20, 2014 was approved with direction on Council Member Riley's motion, Mayor Pro Tem Cole's second on a 6-0 vote. Direction was given to staff to bring examples to Council on how to maintain affordability.

128. Conduct a public hearing and consider an ordinance on second and third readings amending City Code Title 25 related to the development of multifamily units that are 500 square feet or less.

The public hearing was conducted and there was a motion made by Council Member Riley and seconded by Mayor Pro Tem Cole to close the public hearing and approve the second reading of the ordinance with the following amendments and direction.

The amendment was to:

1. Change affordability threshold for homeownership units to 80% Medium Family Income (MFI);
2. Require that parking spaces be leased separately from dwelling units;
3. Require first floor retail if it would otherwise be required;
4. Exempt 3-bedroom units from site area requirements; and

Direction was given to staff to monitor parking around projects built without parking to determine if expedited RPP is warranted.

There was an amendment made by Council Member Morrison and seconded by Council Member Martinez to include 60% parking requirement. The amendment failed on a vote of 3-3. Those voting aye were: Council Members Martinez, Morrison and Tovo. Those voting nay were: Mayor Leffingwell, Mayor Pro Tem Cole and Council Member Riley. Council Member Spelman was absent.

There was an amendment made by Council Member Morrison and seconded by Council Member Martinez to add opt in opt out provision. The amendment failed on a vote of 3-3. Those voting aye were: Council Members Martinez, Morrison and Tovo. Those voting nay were: Mayor Leffingwell, Mayor Pro Tem Cole and Council Member Riley. Council Member Spelman was absent.

The public hearing was conducted and a motion was made by Council Member Riley and seconded by Mayor Pro Tem Cole to close the public hearing and approve the second reading of the ordinance with the amendment listed above. The motion failed on a vote of 3-3. Those voting aye were: Mayor Leffingwell, Mayor Pro Tem Cole and Council Member Riley. Those voting nay were: Council Members Martinez, Morrison and Tovo. Council Member Spelman was absent.

There was a motion made by Council Member Riley and seconded by Mayor Leffingwell to postpone this item to November 20, 2014. The motion passed on a vote of 6-0. Council Member Spelman was absent.

The motion to waive the rules and allow Council to meet after 10 p.m. was approved without objection.

35. Authorize negotiation and execution of an interlocal agreement for booking and related services between the City and Travis County in the amount of \$6,579,495 for Fiscal Year 2014-2015.

The motion authorizing the negotiation and execution of an interlocal agreement between the City and Travis County was approved with the following friendly amendments on Council Member Martinez' motion, Council Member Morrison's second on a 6-0 vote. Council Member Spelman was absent.

There was a friendly amendment made by Council Member Martinez to include the following language in the agreement. The amendment was accepted by Council Member Morrison, who made the second.

“Individuals arrested by Austin Police Department shall only be detained on behalf of federal immigration authorities and/or Secure Communities detainer requests will only be honored where probable cause is established or an arrest warrant signed by a judge is issued for a specific individual indicating that person committed a crime.”

There was a friendly amendment made by Council Member Martinez to add the following language to 12.05 in the interlocal agreement. The amendment was accepted by Council Member Morrison, who made the second.

“Review the use of secure communities and offer concrete alternatives to current screening and detention practices and incorporate input from stake holder groups including the Austin Immigrants Rights Coalition, Grass Roots Leadership, Texas Civil Rights Projects and the American Civil Liberties Union of Texas and other interested parties.”

There was a friendly amendment made by Council Member Martinez to add number 5 under 17.03 to amend the data collection reporting requirement and performance data section to include a provision that would require a quarterly reporting to the City. The amendment was accepted by Council Member Morrison, who made the second. The language should read, “5. The number of City prisoners held, and the duration of each such hold, as a result of a detainer request from the Department of Homeland Security Immigration and Custom Enforcement (ICE).”

Mayor Leffingwell adjourned the meeting at 10:31 p.m. without objection.

The minutes were approved on this the 20<sup>th</sup> day of November, 2014 on Council Member Martinez’ motion, Mayor Pro Tem Cole’s second on a 7-0 vote.