

**AUSTIN CITY COUNCIL  
MINUTES****REGULAR MEETING  
THURSDAY, JANUARY 29, 2015**

**Invocation:** Rev. Chuck Freeman, Free Souls Church

The following represents the actions taken by the Austin City Council in the order they occurred during the meeting. While the minutes are not in sequential order, all agenda items were discussed. The City Council of Austin, Texas, convened in a regular meeting on Thursday, January 29, 2015 in the Council Chambers of City Hall, 301 West Second Street, Austin, Texas.

Mayor Adler called the Council Meeting to order at 10:09 a.m.

**CONSENT AGENDA**

The following items were acted on by one motion.

1. Approve the minutes of the Austin City Council work session of December 9, 2014, regular meeting of December 11, 2014, canvassing of December 30, 2014 and special called meetings of January 6, 8, 13, 15, 20 and 22, 2015.  
**The minutes from the City Council work session of December 9, 2014, regular meeting of December 11, 2014, canvassing of December 30, 2014 and special called meetings of January 6, 8, 13, 15, 20 and 22, 2015 were approved on consent on Council Member Kitchen's motion, Council Member Renteria's second on a 10-1 vote. Council Member Zimmerman abstained.**
2. Approve issuance of a rebate to Austin Convention Enterprises for the installation of energy efficiency improvements at the Hilton Austin Hotel located at 500 East 4th Street, Austin, Texas 78701, in an amount not to exceed \$70,914.50.  
**The motion to approve the issuance of a rebate to Austin Convention Enterprises was approved on consent on Council Member Kitchen's motion, Council Member Renteria's second on a 10-1 vote. Council Member Zimmerman voted nay.**
3. Approve an ordinance amending City Code Title 9 relating to audible noises and music and solicitation.  
**This item was postponed to March 26, 2015 on consent on Council Member Kitchen's motion, Council Member Renteria's second on a 10-1 vote. Council Member Zimmerman abstained.**
4. Approve a resolution confirming the appointment of Eyna Canales-Zarate to the Firefighters', Police Officers' and Emergency Medical Services Personnel's Civil Service Commission.  
**Resolution No. 20150129-004 was approved on consent on Council Member Kitchen's motion, Council Member Renteria's second on a 10-0 vote. Council Member Zimmerman abstained.**
5. Authorize the negotiation and execution of all documents and instruments necessary or desirable to sell a 0.600-acre tract of undeveloped land at Austin-Bergstrom International Airport out of the Santiago Del

Valle Grant, in Austin, Travis County, and being a portion of 1500.870 acres of land known as Parcel 7, conveyed from the United States of America/Secretary of the Air Force to the City of Austin on July 27, 2001, in a Deed Without Warranty recorded in Document No. 2002002218, Official Public Records of Travis County, Texas, to the TEXAS DEPARTMENT OF TRANSPORTATION for the amount of \$126,315.

**The motion to authorize the negotiation and execution all documents and instruments necessary or desirable to sell a tract of undeveloped land was approved on consent on Council Member Kitchen's motion, Council Member Renteria's second on an 11-0 vote.**

6. Authorize the negotiation and execution of an encroachment agreement with ESCALA AT WEST 8TH, LLC, for the subterranean encroachment of unconstructed right-of-way by a concrete pier and steel cable stabilization system.

**The motion to authorize the negotiation and execution of an encroachment agreement with Escala At West 8th, LLC was approved on consent on Council Member Kitchen's motion, Council Member Renteria's second on a 10-0 vote. Council Member Zimmerman abstained.**

7. Approve a resolution authorizing the City to apply for up to \$40,000 in grant funding from the Texas Parks and Wildlife Department's Community Outdoor Outreach Program for nature based interpretive programming.

**Resolution No. 20150129-007 was approved on consent on Council Member Kitchen's motion, Council Member Renteria's second on a 10-0 vote. Council Member Zimmerman abstained.**

8. Approve a resolution authorizing the City to apply for up to \$200,000 in grant funding from the Texas Parks and Wildlife Department's Recreational Trail Grant Program to provide a new equestrian trail located in the Southpark Meadows Greenbelt.

**Resolution No. 20150129-008 was approved on consent on Council Member Kitchen's motion, Council Member Renteria's second on a 10-0 vote. Council Member Zimmerman abstained.**

9. Authorize award and execution of a 24-month requirements supply contract with MCADAMS GROUP, LLC DBA TEXAS ALTERNATOR STARTER SERVICE to provide remanufactured and new alternators, starters and parts in an amount not to exceed \$308,086, with four 12-month extension options in an amount not to exceed \$154,043 per extension option, for a total contract amount not to exceed \$924,258. (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 to authorize the award and execution of a requirements supply contract with McAdams Group, LLC doing business as Texas Alternator Starter Service was approved on consent on Council Member Kitchen's motion, Council Member Renteria's second on a 10-1 vote. Council Member Zimmerman voted nay.**

10. Authorize award and execution of a 36-month contract with TECHLINE INC. to provide network protectors in an amount not to exceed \$8,108,940, with three 12-month extension options in an amount not to exceed \$2,702,980 per extension option, for a total contract amount not to exceed \$16,217,880. (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.) Approved by the Electric Utility Commission on a vote of 6-0 on January 26, 2015.

**The motion to authorize the award and execution of a contract with Techline Inc. was approved on consent on Council Member Kitchen's motion, Council Member Renteria's second on a 10-0 vote. Council Member Zimmerman abstained.**

11. Authorize award and execution of a sole source contract with HACH COMPANY for the purchase and installation of turbidity and pH meters and associated control equipment for the Austin Water Utility in a

total contract amount not to exceed \$197,717. (Notes: This contract will be awarded as a sole source and is exempt from City Code Chapter 2-9D Minority-Owned and Women-Owned Business Enterprise Procurement Program as specified in Texas Government Code Chapter 252.022.)

**The motion to authorize the award and execution of a sole source contract with Hach Company was approved on consent on Council Member Kitchen's motion, Council Member Renteria's second on a 10-0 vote. Council Member Zimmerman abstained.**

12. Authorize award and execution of a 24-month requirements supply contract with COMMUNITY TRUCKING L.L.C. for the purchase of flexible base material for the Austin Water Utility in an amount not to exceed \$786,760 with two 12-month extension options in an amount not to exceed \$393,380 per option, for a total contract amount not to exceed \$1,573,520. (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 to authorize the award and execution of a requirements supply contract with Community Trucking L.L.C. was approved on consent on Council Member Kitchen's motion, Council Member Renteria's second on a 10-0 vote. Council Member Zimmerman abstained.**

13. Authorize award and execution of a contract through the Houston-Galveston Area Council Cooperative with SIDDONS-MARTIN EMERGENCY GROUP for five ambulances in an amount not to exceed \$1,177,015. (Notes: This cooperative 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 to authorize the award and execution of a contract through the Houston-Galveston Area Council Cooperative with Siddons-Martin Emergency Group was approved on consent on Council Member Kitchen's motion, Council Member Renteria's second on a 10-0 vote. Council Member Zimmerman abstained.**

14. Authorize award and execution of a 36-month service contract with MERIT SERVICE SOLUTIONS, LP, or one of the other qualified bidders for IFB-BV No. PAX0052, to provide landscaping services for City Hall, in an amount not to exceed \$238,863, with three 12-month extension options in an amount not to exceed \$79,621 per extension option, for a total contract amount not to exceed \$477,726. (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 to authorize the award and execution of a service contract with Merit Service Solutions, LP was approved on consent on Council Member Kitchen's motion, Council Member Renteria's second on a 10-1 vote. Council Member Zimmerman voted nay.**

15. Authorize award and execution of a 24-month requirements service contract with MARINE OUTLET, INC. to provide repair services for boats and boat engines in an amount not to exceed \$196,988, with four 12-month extension options in an amount not to exceed \$98,494 per extension option, for a total contract amount not to exceed \$590,964. (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 to authorize the award and execution of a requirements service contract with Marine Outlet, Inc. was approved on consent on Council Member Kitchen's motion, Council Member Renteria's second on a 10-1 vote. Council Member Zimmerman voted nay.**

16. Authorize award, negotiation, and execution of a 60-month requirements service contract with SIEMENS POSTAL PARCEL & AIRPORT LOGISTICS LLC to provide telephone technical support and on-site services for the baggage handling system at Austin-Bergstrom International Airport in an amount not to exceed \$431,250. (Notes: This contract will be awarded as a sole source and is exempt from City Code

Chapter 2-9C Minority-Owned and Women-Owned Business Enterprise Procurement Program as specified in Texas Government Code Chapter 252.022.)

**The motion to authorize the award, negotiation and execution of a requirements service contract with Siemens Postal Parcel & Airport Logistics LLC was approved on consent on Council Member Kitchen's motion, Council Member Renteria's second on an 11-0 vote.**

**Item 17 were pulled for discussion.**

18. Authorize award and execution of three 36-month contracts with POWER SUPPLY INC., PRIESTER-MELL & NICHOLSON INC., and KBS ELECTRICAL DISTRIBUTORS INC. for the purchase of three-phase, pad-mounted distribution transformers for Austin Energy in an amount not to exceed \$14,006,754 each and combined with three 12-month extension options in an amount not to exceed \$4,668,918 per extension option each and combined, for a total contract amount not to exceed \$28,013,508 each and combined. (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.) Approved by the Electric Utility Commission on a vote of 6-0 on January 26, 2015.

**The motion to authorize the award and execution of three contracts with Power Supply Inc.; Priester-Mell & Nicholson Inc.; and KBS Electrical Distributors Inc. was approved on consent on Council Member Kitchen's motion, Council Member Renteria's second on a 10-0 vote. Council Member Zimmerman abstained.**

19. Approve the second reading of an ordinance granting a franchise agreement to CenterPoint Energy Resources Corporation to provide natural gas distribution services.

**Ordinance No. 20150129-019 was approved on consent on Council Member Kitchen's motion, Council Member Renteria's second on a 10-0 vote. Council Member Zimmerman abstained.**

**Items 20, 21, 22 and 23 were pulled for discussion.**

24. Approve the waiver or reimbursement of certain fees and requirements under City Code Chapter 14-8, and authorize payment of certain costs for the City co-sponsored 2015 Martin Luther King, Jr. parade which was held Monday, January 19, 2015. (Notes: SPONSOR: Council Member Pio Renteria CO 1: Council Member Gregorio Casar CO 2: Council Member Ora Houston CO 3: Council Member Ann Kitchen CO 4: Council Member Delia Garza)

**The motion to approve the waiver or reimbursement of certain fees and requirements and authorize payment of certain costs for the City co-sponsored 2015 Martin Luther King, Jr. parade was approved on consent on Council Member Kitchen's motion, Council Member Renteria's second on a 10-0 vote. Council Member Zimmerman abstained.**

**Items 25 and 26 were pulled for discussion.**

Item 27 was a briefing item set for 10:30 a.m.

Items 28 through 49 were zoning items set for 2:00 p.m.

Items 50 through 53 were public hearing items set for 4:00 p.m.

## **DISCUSSION ITEMS**

17. Authorize award, negotiation, and execution of a 24-month contract with TRANSAMERICAN POWER PRODUCTS, INC., or another qualified offeror to RFP No. GAL0020, for the purchase of transmission and distribution steel utility poles for Austin Energy in an amount not to exceed \$10,000,000 with three 12-month extension options in an amount not to exceed \$5,000,000 per extension option, for a total

contract amount not to exceed \$25,000,000. (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.) Approved by the Electric Utility Commission on a vote of 6-0 on January 26, 2015.

**The motion to authorize the award, negotiation and execution of a contract with Transamerican Power Products, Inc. was approved on Mayor Pro Tem Tovo's motion, Council Member Houston's second on a vote of 10-0. Council Member Zimmerman abstained.**

20. 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 motion to postpone the following appointments to February 12, 2015 or an earlier special called council meeting if scheduled was approved with the following amendment on Council Member Troxclair's motion, Council Member Zimmerman's second on a 11-0 vote.**

**Board**

**Nominated By:**

Downtown Commission

Mark Gilbert

Urban Transportation Commission

Land Development Code Advisory Group

Nuria Zaragoza

Land Development Code Advisory Group

Community Development Commission

Bettye Taylor

St. John's Neighborhood Assoc.

**There was an amendment made by Council Member Casar and seconded by Council Member Gallo to approve the appointment of Bettye Taylor to the Community Development Commission. The amendment was approved on a vote of 11-0.**

21. Approve an ordinance amending City Code Title 2 relating to the functions and duties of the City Auditor and the Ethics Review Commission. (Notes: SPONSOR: Council Member William Spelman CO1: Mayor Pro Tem Sheryl Cole) On January 27, 2015, unanimously approved by the Ethics Review Commission on a 7-0 vote.

**Ordinance No. 20150129-021 was approved on Council Member Casar's motion, Council Member Pool's second on an 11-0 vote.**

22. Approve an ordinance creating the Regional Affordability Committee, an intergovernmental entity, and approving the appointment of City representatives to serve as members on the Regional Affordability Committee. (Notes: SPONSOR: Council Member Delia Garza CO 1: Council Member Ann Kitchen CO 2: Council Member Leslie Pool CO 3: Council Member Ellen Troxclair)

**Ordinance No. 20150129-022 was approved with the following friendly amendment on Council Member Garza's motion, Council Member Troxclair's second on a 10-1 vote. Council Member Zimmerman voted nay.**

**There was a friendly amendment made by Council Member Houston to add "child care" to the list of factors listed in Part 1, Section G. The amendment was accepted by the maker of the motion and Council Member Troxclair who seconded the motion.**

23. Approve a resolution creating a Task Force on Community Engagement, directing the Task Force to review existing City community engagement tools, and provide a recommendation on best practices, innovative techniques and technologies, including fiscal implications related to public engagement. (Notes: SPONSOR: Council Member Leslie Pool CO 1: Council Member Sheri Gallo CO 2: Council Member Ora Houston CO 3: Council Member Sabino "Pio" Renteria)

**Resolution No. 20150129-023 was approved on Council Member Pool's motion, Council Member Gallo's second on an 11-0 vote.**

25. Approve a resolution directing the City Manager to establish an administrative process allowing council members to reduce their annual salaries and to reallocate funds to other areas within their office budgets. (Notes: SPONSOR: Mayor Steve Adler CO 1: Council Member Ora Houston)

**Resolution No. 20150129-025 was approved on Mayor Adler's motion, Council Member Houston's second on an 11-0 vote.**

#### **CITIZEN COMMUNICATIONS: GENERAL**

Raul Alvarez - East Austin Conservancy Programs

Pablo Aviña - El Garrote – **Not present when name was called**

Sandra Hyland - Metro access – **Not present when name was called**

Gus Peña - 1) Start the social services funding deliberations early. 2) We need real affordable housing especially for families. Single women with children need real affordable housing and also single female vets with children need affordable housing. More S.R.O.'s being built. Not enough affordable units for families. 3) Jobs with top wages needed. Our children need a top quality education to succeed in life. 4) A society's worth is measured by its treatment of the less fortunate.

Valerie Romness - The Challenger Street newspaper

Susana Almanza - Address critical housing shortage by utilizing public land. Promote living wage \$15.00 hr.

Michael Elder - Cab ordinance, public transportation in general

Edward Sledge - Distracted driving

Jim Mikel - We are The Spirit Foundation, a 501c-3 focused on energy efficiency. Our interest is to reduce utility costs by providing the U.S. Dept. of Energy Home Energy Score in the C.O.A.'s E.C.A.D. ordinance started in 2011.

Joseph Bassi - Perspective of & relationship with the Austin City Homeless

**Mayor Adler recessed the meeting without objection at 12:45 p.m.**

**Mayor Adler called the meeting back to order at 1:35 p.m.**

#### **DISCUSSION ITEMS CONTINUED**

26. Approve an ordinance relating to council meeting procedures and council committee structure. (Notes: SPONSOR: Mayor Steve Adler CO 1: Mayor Pro Tem Kathie Tovo CO 2: Council Member Ora Houston CO 3: Council Member Delia Garza CO 4: Council Member Sabino "Pio" Renteria CO 5: Council Member Gregorio Casar CO 6: Council Member Ann Kitchen CO 7: Council Member Leslie Pool CO 8: Council Member Ellen Troxclair CO 9: Council Member Sheri Gallo)

**Ordinance No. 20150129-026 was approved with the following amendments on Council Member Kitchen's motion, Council Member Pool's second on an 11-0 vote.**

The motion to amend Section 2-5-103 (B) (5) to read “The Austin Energy Utility Oversight Committee may review issues related to the City’s electric utility. The Austin Energy Oversight Committee is a committee of the whole Council. Six members of the committee are a quorum, and the favorable votes of a majority of the quorum present at the meeting are required for the committee to take action. The committee may create subcommittees, including a subcommittee to address Austin Energy’s business model.” was approved on Council Member Casar’s motion, Council Member Kitchen’s second on a 10-1 vote. Council Member Zimmerman voted nay.

The motion to amend Subsection (B) of 2-5-103 to delete the Intergovernmental Affairs Committee was approved with the following amendment on Council Member Pool’s motion, Council Member Houston’s second on an 11-0 vote.

The amendment was to revised Section 2-5-101 (B) to read: “The Council may by resolution, or the mayor, may create temporary task forces of council members, or of council members and other persons, that are not subject to this article”. The amendment was approved on Council Member Zimmerman’s motion, Council Member Renteria’s second on an 11-0 vote.

The motion to amend Section 2-5-103 (B) (8) to read “The Planning and Neighborhood and Sustainability Committee may review the City’s comprehensive plan, the land development code, development processes, neighborhood planning, noise, zoning, annexations, eminent domain, landmark review, design, mobility as it concerns land use, environmental matters, climate protection, climate change, forestry, waterfront, heritage trees, open space, parks, rivers and lakes, aquifers, water quality, trash, recycling and compost, sustainability, cemeteries, and related matters.” and to delete Section 2-5-103 (B) (9), failed on Council Member Troxclair’s motion, Council Member Houston’s second on a 5-6 vote. Those voting aye were: Council Members Gallo, Houston, Renteria, Troxclair and Zimmerman. Those voting nay were: Mayor Adler, Mayor Pro Tem Tovo and Council Members Casar, Garza, Kitchen and Pool.

The motion to amend Section 2-5-103 (B) (11) to read “The Economic Opportunity Committee may review job creation and training, small and minority business development, economic incentives, improvement districts, economic development corporations, trade and commerce, minority and women owned business contracting policies, emerging technology, tourism, events, entertainment, live music, film and television production, sports, library, culture, art, and related matters.” and to delete Section 2-5-103(B) (12) was approved on Council Member Troxclair’s motion, Council Member Zimmerman’s second on a 6-5 vote. Those voting aye were: Mayor Pro Tem Tovo and Council Members Gallo, Houston, Renteria, Troxclair and Zimmerman. Those voting nay were: Mayor Adler and Council Members Casar, Garza, Kitchen and Pool.

There was motion to amend Section 2-5-103 (B) (1) and Parts 5 and 6 as follows. The amendment was approved on Council Member Troxclair’s motion, Council Member Casar’s second on an 11-0 vote.

Section 2-5-103 (B) 1 is amended to read “The Audit and Finance Committee may review audit reports, matters related to the City auditor, the city clerk, internal services, bond oversight, purchasing and contract audits, taxation, financial policy, government performance, bonds and City debt, bond-funded programs, retirement systems, employee benefits, banking and investment policies, performance metrics and reporting, budget matters, affordability, and related matters. The Audit and Finance Committee shall also have oversight of the City’s boards and commissions.”

Section 2-5-103 (B) (2) is deleted.

Part 5. Subsection (A) of City Code Section 2-3-9 (Council Audit and Finance Committee) is repealed, Subsections (B) and (C) of that section become Subsections (A) and (B) respectively. The

former Subsection (C)(1) of Section 2-3-9, now Subsection (B)(1) to amended to read: (1) review and make a recommendation to the full council regarding the city auditor's annual audit plan.

**Part 6. City Code 2-1-8 (Council Audit and Finance Committee) is amended to read:  
2-1-8 Council Audit and Finance Committee.**

**(A) The Council Audit and Finance Committee shall:**

- (1) Review each board's internal review report that is required by Section 2-1-46 (Annual Internal Review and Review Report);**
- (2) Make recommendations to the council on the continued need for and role of each board;**
- (3) Review and recommend that the full council approve or disapprove a board's requested amendment to the City's standard board bylaws;**
- (4) Receive notice of a board's failure to convene for a period of six months and make a recommendation to council on the continued existence or dissolution of the board;**
- (5) Make recommendations to council on other issues related to City related boards; and**
- (6) Receive annually from the city auditor and assessment of the risks related to boards using available information about board actions and recommend to the full council boards for performance audits.**

**(B) The committee may review a board audited by the city auditor.**

There was a friendly amendment to Section 2-5-26 (G) to have it read "When an item has been placed on a regular council agenda by four members in a way that bypasses the committee process, the posting for the item should state that the item has not be reviewed by a council committee. When an item that has been reviewed by a council committee is opened for public comment by four council members, the posting for the item should so state if that is known at the time the agenda that includes the item is posted." The amendment was accepted by the maker of the motion and Council Member Pool who seconded the motion.

The motion to amend Section 2-5-107 to add a new Subsection I to read " The City Manager shall provide electronic mail notification of the electronic posting of the draft council committee agenda to any citizen who requests notification by the established electronic notification system." was approved on Council Member Casar's motion, Council Member Zimmerman's second on an 11-0 vote.

The motion to amend Section 2-5-26 (A) to read "(4) include the final committee report in the back-up information for each agenda item that was reviewed by a council committee; and (5) include a specific notice for an item that was not reviewed by a council committee that the item was not reviewed by a committee." and to strike Section 2-5-26(G) was approved without objection on by Council Member Casar's motion.

The motion to amend Section 2-5-26 (D) to read "If a council member, the city clerk, the city auditor, the clerk of the municipal court, a municipal judge, or a board created by Chapter 2-1 (City Boards) wishes to place an item on a council agenda, the council member, the city clerk, the city auditor, the clerk of the municipal court, municipal judge, or board chair should follow the procedure set by this subsection." and to make necessary changes in other places of this section to make it conforming was approved on Council Member Kitchen's motion, Council Member Pool's second on an 11-0 vote.

There was a motion to amend Section 2-5-29 (A) to read: "For an item that has been considered by a council committee, up to twenty speakers shall be allowed to speak for two minutes each, with ten speaking slots allotted for speakers in favor and ten speaking slots allotted for speakers against the item to be assigned on a first come, first serve basis. A speaker signed up as neutral counts toward the total of twenty speakers allowed. Each neutral speaker is counted on an alternating basis toward the ten speakers allowed in favor and the ten speakers allowed against. Unlimited public



comment shall be taken at the request of four council members. The method in which this comment will be taken is at the discretion of the council. The remainder of this section applies only to an agenda item that has not been considered by a council committee. The motion was approved with the following friendly amendment on Council Member Garza's motion, Council Member Renteria's second on an 11-0 vote.

The friendly amendment was to replace the word "twenty" with "eight", replace the word "ten" with "four" and replace the word "unlimited" with "Separately, any further". The amendment was accepted by the maker of the motion and Council Member Renteria who seconded the motion.

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

**The following items were acted on by one motion.**

28. C14-2014-0153 -The Enclave at Oak Parke - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by zoning property locally known as 10301-10317 Salmon Drive (Slaughter Creek Watershed-Barton Springs Zone) from interim-rural residence (I-RR) district zoning and interim-single family residence-standard lot (I-SF-2) district zoning to single family residence-standard lot (SF-2) district zoning, with conditions. First reading approved on November 20, 2014. Vote: 7-0. Owner/Applicant: Mark Alan Cunningham. Agent: Frie Planning, Development & Construction (Ross Frie). City Staff: Wendy Rhoades, 512-974-7719.  
**This item was postponed on consent to February 12, 2015 at the staff's request on Council Member Houston's motion, Council Member Zimmerman's second on an 11-0 vote.**
29. C14-2014-0158 - East Parke Residential - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 5601 Durango Pass (Walnut Creek Watershed) from community commercial (GR) district zoning, limited office (LO) district zoning, multi-family residence-medium density (MF-3) district zoning, and family residence (SF-3) district zoning to family residence (SF-3) district zoning. First reading approved on December 11, 2014. Vote: 7-0. Owner/Applicant: Continental Homes of Texas, LP (Richard Maier). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Heather Chaffin, 512-974-2122.  
**This item was postponed on consent to February 12, 2015 at the staff's request on Council Member Houston's motion, Council Member Zimmerman's second on an 11-0 vote.**
30. C14-75-042(RCT1) - East Parke Residential - Conduct a public hearing and approve a restrictive covenant termination on property locally known as 5601 Durango Pass (Walnut Creek Watershed). Staff Recommendation: To grant the restrictive covenant termination. Zoning and Platting Commission Recommendation: To grant the restrictive covenant termination. Owner/Applicant: Continental Homes of Texas, LP (Richard Maier). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Heather Chaffin, 512-974-2122.  
**This item was withdrawn on Council Member Houston's motion, Council Member Zimmerman's second on an 11-0 vote.**
31. C14-75-042(RCA1) - East Parke Residential - Conduct a public hearing and approve a restrictive covenant amendment on property locally known as 5601 Durango Pass (Walnut Creek Watershed). Staff Recommendation: To grant the restrictive covenant amendment. Zoning and Platting Commission Recommendation: To grant the restrictive covenant amendment. Owner/Applicant: Continental Homes of Texas, LP (Richard Maier). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Heather Chaffin, 512-974-2122.  
**This item was postponed on consent to February 12, 2015 at the staff's request on Council Member Houston's motion, Council Member Zimmerman's second on an 11-0 vote.**

32. C14-75-042(RCA3) - East Parke Residential - Conduct a public hearing and approve a restrictive covenant amendment on property locally known as 5601 Durango Pass (Walnut Creek Watershed). Staff Recommendation: To grant the restrictive covenant amendment. Zoning and Platting Commission Recommendation: To be reviewed on February 3, 2015. Owner/Applicant: Continental Homes of Texas, LP (Richard Maier). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Heather Chaffin, 512-974-2122.  
**This item was postponed on consent to February 12, 2015 at the staff's request on Council Member Houston's motion, Council Member Zimmerman's second on an 11-0 vote.**
33. C14-76-083(RCA) - East Parke Residential - Conduct a public hearing and approve a restrictive covenant amendment on property locally known as 5601 Durango Pass (Walnut Creek Watershed). Staff Recommendation: To grant the restrictive covenant amendment. Zoning and Platting Commission Recommendation: To be reviewed on February 3, 2015. Owner/Applicant: Continental Homes of Texas, LP (Richard Maier). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Heather Chaffin, 512-974-2122.  
**This item was postponed on consent to February 12, 2015 at the staff's request on Council Member Houston's motion, Council Member Zimmerman's second on an 11-0 vote.**
34. C14-84-346(RCA1) - East Parke Residential - Conduct a public hearing and approve a restrictive covenant amendment on property locally known as 5601 Durango Pass (Walnut Creek Watershed). Staff Recommendation: To grant the restrictive covenant amendment. Zoning and Platting Commission Recommendation: To grant the restrictive covenant amendment. Owner/Applicant: Continental Homes of Texas, LP (Richard Maier). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Heather Chaffin, 512-974-2122.  
**This item was postponed on consent to February 12, 2015 at the staff's request on Council Member Houston's motion, Council Member Zimmerman's second on an 11-0 vote.**
35. C14-84-346(RCA2) - East Parke Residential - Conduct a public hearing and approve a restrictive covenant amendment on property locally known as 5601 Durango Pass (Walnut Creek Watershed). Staff Recommendation: To grant the restrictive covenant amendment. Zoning and Platting Commission Recommendation: To grant the restrictive covenant amendment. Owner/Applicant: Continental Homes of Texas, LP (Richard Maier). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Heather Chaffin, 512-974-2122.  
**This item was postponed on consent to February 12, 2015 at the staff's request on Council Member Houston's motion, Council Member Zimmerman's second on an 11-0 vote.**
36. NPA-2014-0016.01 - 2nd and Broadway - 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 203 Broadway and 2901 East 3rd Street (Colorado River Watershed) from Single Family to Mixed Use land use. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed on January 27, 2015. Owner/Applicant: McAdam's Enterprises, L.L.C. City Staff: Maureen Meredith, (512) 974-2695.  
**This item was postponed on consent to February 26, 2015 at the staff's request on Council Member Houston's motion, Council Member Zimmerman's second on an 11-0 vote.**
37. C14-2014-0115 - 2nd and Broadway - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 203 Broadway and 2901 East 3rd Street (Colorado River Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to community commercial-mixed use-neighborhood plan (GR-MU-NP) combining district zoning. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed on January 27, 2015. Owner/Applicant: McAdams Enterprises, LLC (Casey McPherson). Agent: RJ Madden, Inc. (Amy Torres). City Staff: Heather Chaffin, 512-974-2122.

**This item was postponed on consent to February 26, 2015 at the staff's request on Council Member Houston's motion, Council Member Zimmerman's second on an 11-0 vote.**

38. 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 forward to Council without a recommendation. 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 February 12, 2015 at the staff's request on Council Member Houston's motion, Council Member Zimmerman's second on an 11-0 vote.**

39. 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 forward to Council without a recommendation. 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 February 12, 2015 at the staff's request on Council Member Houston's motion, Council Member Zimmerman's second on an 11-0 vote.**

40. C14-2014-0037 - The Sealy - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 801 West Wells Branch Parkway (Harris Branch Watershed) from industrial park-conditional overlay (IP-CO) combining district zoning and community commercial-conditional overlay (GR-CO) combining district zoning to community commercial (GR) district zoning. Staff Recommendation: Pending. Zoning and Platting Commission Recommendation: To grant an indefinite postponement. Owner/Applicant: Sealy & Company (Michael Sealy). Agent: Garrett-Ihnen Civil Engineers, Inc. (Steve Ihnen, P.E.). City Staff: Sherri Sirwaitis, 512-974-3057.

**This item was postponed on consent indefinitely on Council Member Houston's motion, Council Member Zimmerman's second on an 11-0 vote. (Under City Code, items postponed indefinitely are withdrawn from the active agenda and must be re-noticed before being placed back on the council agenda.)**

41. C14-2014-0041 - New Tenant Project - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by zoning property locally known as 10300 Anderson Mill Road (Lake Creek Watershed) from interim-single family residence-standard lot (I-SF-2) district zoning to neighborhood commercial (LR) district zoning. Staff Recommendation: To grant neighborhood commercial-conditional overlay (LR-CO) combining district zoning, with conditions. Zoning and Platting Commission Recommendation: To grant neighborhood commercial-conditional overlay (LR-CO) combining district zoning, with conditions. Owner/Applicant: FN Corporation (Neelam Jan). Agent: Bennett Consulting (Jim Bennett). City Staff: Sherri Sirwaitis, 512-974-3057.

**This item was postponed on consent to February 12, 2015 at the staff's request on Council Member Houston's motion, Council Member Zimmerman's second on an 11-0 vote.**

42. 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 February 12, 2015 at the staff's request on Council Member Houston's motion, Council Member Zimmerman's second on an 11-0 vote.**
43. C14-2014-0157 - 8528 Burnet Road - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 8528-8600 Burnet Road (Shoal Creek Watershed) from general commercial services (CS) district zoning to multifamily residence-highest density (MF-6) district zoning. Staff Recommendation: To grant multifamily residence-highest density-conditional overlay (MF-6-CO) combining district zoning. Planning Commission Recommendation: To grant multifamily residence-highest density-conditional overlay combining (MF-6-CO) district zoning. Owner/Applicant: Robert L. Crump and Gordon Automotive (Charles M. Gordon). Agent: Bowman Consulting Group (R. Dave Irish, P.E.). City Staff: Sherri Sirwaitis, 512-974-3057.  
**This item was postponed on consent to February 12, 2015 at the staff's request on Council Member Houston's motion, Council Member Zimmerman's second on an 11-0 vote.**
44. C14-2014-0170 - Hidden Valley Section 1; Montview Harbor - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 3411 Blue Jay Lane and 13918 Hummingbird Lane (Bear Creek West Watershed) from Lake Austin residence (LA) district zoning and development reserve (DR) district zoning to single family residence-large lot (SF-1) district zoning for Tract 1 and Lake Austin residence (LA) district zoning for Tract 2. Staff Recommendation: To grant single family residence-large lot (SF-1) district zoning for Tract 1 and Lake Austin residence (LA) district zoning for Tract 2. Zoning and Platting Commission Recommendation: To grant single family residence-large lot (SF-1) district zoning for Tract 1 and Lake Austin residence (LA) district zoning for Tract 2. Owner/Applicant: Mary Ann Baker and Eric Hoffmaster. Agent: Mary Ann Baker. City Staff: Tori Haase, 512-974-7691.  
**This item was postponed on consent to February 12, 2015 at the staff's request on Council Member Houston's motion, Council Member Zimmerman's second on an 11-0 vote.**
45. C14-2014-0175A - Scott Airport Parking - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by zoning property locally known as 2426 Cardinal Loop (Colorado River Watershed) from interim-rural residence (I-RR) district zoning to aviation services (AV) district zoning. Staff Recommendation: To grant aviation services (AV) district zoning. Zoning and Platting Commission Recommendation: To grant aviation services (AV) district zoning. Owner/Applicant: City of Austin-Aviation Department (Jim Smith). Agent: Scott Airport Parking, LLC (Chris Von Dohlen). City Staff: Wendy Rhoades, 512-974-7719.  
**This item was postponed on consent to February 12, 2015 at the staff's request on Council Member Houston's motion, Council Member Zimmerman's second on an 11-0 vote.**
46. C14-2014-0175B - Scott Airport Parking - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 2411 and 2419 Cardinal Loop, and 2525 East State Highway 71 Westbound (Colorado River Watershed) from rural residence (RR) district zoning and community commercial-conditional overlay (GR-CO) combining district zoning to aviation services (AV) district zoning. Staff Recommendation: To grant aviation services (AV) district zoning. Zoning and Platting Commission Recommendation: To grant aviation services (AV) district zoning.

Owner/Applicant: City of Austin-Aviation Department (Jim Smith). Agent: Scott Airport Parking, LLC (Chris Von Dohlen). City Staff: Wendy Rhoades, 512-974-7719.

**This item was postponed on consent to February 12, 2015 at the staff's request on Council Member Houston's motion, Council Member Zimmerman's second on an 11-0 vote.**

47. C14-2014-0178 - Overlook at Spicewood Springs - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 4920 Spicewood Springs Road (Bull Creek Watershed) from single family residence-standard lot (SF-2) district zoning to limited office (LO) district zoning. Staff Recommendation: To grant limited office-conditional overlay (LO-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant limited office-conditional overlay (LO-CO) combining district zoning. Owner/Applicant: Joseph Benford and Richard A. Haberman Trust (Danny Haberman, Trustee). Agent: CIVILE, LLC (Lawrence M. Hanrahan). City Staff: Sherri Sirwaitis, 512-974-3057.

**This item was postponed on consent to February 12, 2015 at the staff's request on Council Member Houston's motion, Council Member Zimmerman's second on an 11-0 vote.**

48. C14-2014-0179 - Copperfield IV - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 1312-1/2 East Parmer Lane (Walnut Creek Watershed) from development reserve (DR) district zoning to multi-family residence-low density (MF-2) district zoning. Staff Recommendation: To grant multi-family residence-low density (MF-2) district zoning. Zoning and Platting Commission Recommendation: To grant multi-family residence-low density (MF-2) district zoning. Owner/Applicant: Rogers D. Wilson. Agent: RJ Madden, Inc. (Amy Torres). City Staff: Heather Chaffin, 512-974-2122.

**This item was postponed on consent to February 12, 2015 at the staff's request on Council Member Houston's motion, Council Member Zimmerman's second on an 11-0 vote.**

49. C14-2014-0189 - Tranquilo Trail Park - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 2015 Tranquilo Trail (Onion Creek Watershed) from single family residence-small lot-conditional overlay (SF-4A-CO) combining district zoning to public (P) district zoning. Staff Recommendation: To grant public (P) district zoning. Zoning and Platting Commission Recommendation: To grant public (P) district zoning. Owner/Applicant: Los Jardines HOA c/o Goodwin Management, Inc. (Pat Houston). Agent: Vincent Gerard & Associates, Inc. (Vince Huebinger). City Staff: Wendy Rhoades, 512-974-7719.

**This item was postponed on consent to February 12, 2015 at the staff's request on Council Member Houston's motion, Council Member Zimmerman's second on an 11-0 vote.**

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

50. 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 March 5, 2015 without objection.**
51. Conduct a public hearing and consider an ordinance amending City Code Title 25 changing regulations for secondary dwellings.  
**This item was postponed to March 5, 2015 without objection.**
52. 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 February 12, 2015 without objection.**
53. Conduct a public hearing and consider an appeal by DeWayne Lofton of a Planning Commission decision to approve a Conditional Use Permit (Springdale Multifamily, SPC-2014-0086C, located at 5605 Springdale Road).

The public hearing was conducted and the motion to close the public hearing and postpone this item to February 26, 2015 with direction to staff and the parties to continue conversation on disputed issues and to provide Council with additional information on traffic counts, proposed traffic improvements, educational impacts and additional data on retail space was approved on Council Member Houston's motion, Council Member Garza's second on an 11-0 vote.

**BRIEFING**

27. Land use issues, including issues related to transportation and environmental matters.  
**This item was withdrawn without objection.**

**Mayor Adler adjourned the meeting at 5:41 p.m. without objection.**

**LIVE MUSIC**

Dead Things Don't Bleed

**PROCLAMATIONS**

Distinguished Service Award, Retirement -- Marilla Shepherd -- to be presented by Mayor Steve Adler and to be accepted by the honoree

Proclamation -- National Stalking Awareness Month -- to be presented by Mayor Steve Adler and Council Member Leslie Pool and to be accepted by Gretta Gardner, Chair of the Austin/Travis County Family Violence Task Force

Proclamation -- National Wear Red Day -- to be presented by Female Council Members and to be accepted by Vanessa Fuentes

Proclamation -- Restore Rundberg -- to be presented by Council Member Greg Casar and to be accepted by Erica Saenz

**The minutes were approved on this the 12th day of February, 2015 on Council Member Pool's motion, Council Member Gallo's second on a 11-0 vote.**