



AUSTIN CITY COUNCIL
MINUTES

REGULAR MEETING
THURSDAY, MARCH 5, 2015

Invocation: Invocation—Mark Washington, Pastor of Vision of Hope AME Church

The following represents the actions taken by the Austin City Council in the order they occurred during the meeting. While the minutes are not in sequential order, all agenda items were discussed. The City Council of Austin, Texas, convened in a regular meeting on Thursday, March 5, 2015 in the Council Chambers of City Hall, 301 West Second Street, Austin, Texas.

Mayor Adler called the Council Meeting to order at 1:51 p.m.

CITIZEN COMMUNICATIONS: GENERAL

Paul Aviña - El Garrote **Not present when name was called**

Monika Hernandez - It's time for a change

Mark Edgette - Fluoride is an industrial waste from aluminum, phosphate fertilizer, and nuclear waste. The people of America were not given the right to informed consent which is against article seven of the Geneva convention. Sodium fluoride is a component of satin nerve gas. Ending fluoridation of water will save money and help our failed medical system. Please use common sense and end fluoridation of drinking water. You are committing a criminal act. **Not present when name was called**

Edward Sledge - City Code Section 2 - 5 - 13

Lisa Whitted - Autism coverage for City of Austin employees

CAROLANNROSEKENNEDY - SALES TAX, PROPERTY TAX AND INCOME TAX
MANIPULATION

Tina Wilburn - My Austin Energy residential service

Susan Granata - Please ban the use of fluoride in the entire USA. Thanks. **Not present when name was called**

Jacqueline Perez - I would like to speak about the Onion Creek buy-outs 240 homes remaining. My background is in Psychology, Real Estate and Public Policy. I am also a flood survivor and resident of Onion Creek.

Sarah Cook - Code Compliance **Not present when name was called**

CONSENT AGENDA

The following items were acted on by one motion.

1. Approve the minutes of the Austin City Council special called meetings of February 17, 19, and 23, 2015, work session of February 24, 2015 and regular meeting of February 26, 2015.
The minutes from the City Council special called meetings of February 17, 19, and 23, 2015, work session of February 24, 2015 and regular meeting of February 26, 2015 were approved on consent on Council Member Pool's motion, Mayor Adler's second on an 11-0 vote.
2. Authorize negotiation and execution of an agreement with Hops and Grain, LLC to provide a performance-based incentive for the generation of solar energy at its facility located at 507 Calles St. for an estimated \$9,208 per year, for a total amount not to exceed \$92,080 over a 10-year period.
The motion authorizing the negotiation and execution of an agreement with Hops and Grain, LLC was approved on consent on Council Member Pool's motion, Mayor Adler's second on a 10-1. Council Member Zimmerman voted nay.
3. Authorize negotiation and execution of an agreement with The Settlement Home for Children to provide performance-based incentives for the generation of solar energy at its facility located at 1600 Payton Gin Rd., for an estimated \$11,038 per year, for a total amount not to exceed \$110,380 over a 10-year period.
The motion authorizing the negotiation and execution of an agreement with the Settlement Home for Children was approved on consent on Council Member Pool's motion, Mayor Adler's second on an 8-1. Council Member Zimmerman voted nay. Mayor Pro Tem Tovo and Council Member Gallo abstained.
4. Approve issuance of a rebate to Austin Community College for energy efficiency improvements at its newly constructed Highland Campus located at 6101 Airport Blvd., in an amount not to exceed \$86,926.65.
The motion to approve the issuance of a rebate to Austin Community College was approved on consent on Council Member Pool's motion, Mayor Adler's second on a 10-1. Council Member Zimmerman voted nay.
5. Approve issuance of a rebate to Freescale Semiconductor Inc. for energy efficiency improvements at its Oak Hill Campus located at 6501 William Cannon Drive West, in an amount not to exceed \$58,286.39.
The motion to approve the issuance of a rebate to Freescale Semiconductor Inc. was approved on consent on Council Member Pool's motion, Mayor Adler's second on a 10-1. Council Member Zimmerman voted nay.
6. Approve issuance of a rebate to Barrington Austin Apartments LLC for energy efficiency improvements at the Barrington at Park Place Apartments Phase II located at 3220 Duval Rd., in an amount not to exceed \$212,399.
The motion to approve the issuance of a rebate to Barrington Austin Apartments LLC was approved on consent on Council Member Pool's motion, Mayor Adler's second on a 10-1. Council Member Zimmerman voted nay.
7. Approve issuance of a rebate to F&F Copper Creek Associates LP for energy efficiency improvements at The Hendrix Apartment Homes located at 9811 Copper Creek Dr., in an amount not to exceed \$265,149.
The motion to approve the issuance of a rebate to F&F Copper Creek Associates LP was approved on consent on Council Member Pool's motion, Mayor Adler's second on a 10-1. Council Member Zimmerman voted nay.

8. Approve issuance of a rebate to Mesa Verde Apartments LLC for energy efficiency improvements at The Mesa Verde Apartments located at 3201 Duval Rd., in an amount not to exceed \$143,200.
The motion to approve the issuance of a rebate to Mesa Verde Apartments LLC was approved on consent on Council Member Pool's motion, Mayor Adler's second on a 10-1. Council Member Zimmerman voted nay.
9. Authorize execution of a 12-month interlocal agreement with the Greater Austin Area Telecommunications Network Agency to provide network operations and management services in the amount of \$213,000 payable to the City with four 12-month renewal options in an estimated amount of not less than \$213,000 for each option for a total amount of not less than \$1,065,000.
The motion authorizing the execution of an interlocal agreement with the Greater Austin Area Telecommunications Network Agency was approved on consent on Council Member Pool's motion, Mayor Adler's second on a 10-0. Council Member Zimmerman abstained.
10. Authorize award and execution of a construction contract with MUNIZ CONCRETE AND CONTRACTING, INC. for Americans with Disabilities Act Sidewalk and Ramp Improvements 2015 Group #16 City Wide Project for a total contract amount not to exceed \$3,500,000 for an initial term of 18 months with two 12-month extension options. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9A of the (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 88.95% MBE and 1.64% WBE participation.)
The motion authorizing the award and execution of a construction contract with Muniz Concrete and Contracting, Inc. was approved on consent on Council Member Pool's motion, Mayor Adler's second on a 10-0. Council Member Zimmerman abstained.
11. Authorize award and execution of a construction contract with MUNIZ CONCRETE AND CONTRACTING, INC. for Americans with Disabilities Act Sidewalk and Ramp Improvements 2015 Group #17 City Wide Project for a total contract amount not to exceed \$3,500,000 for an initial term of 18 months with one 18-month extension option. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9A Minority Owned and Women Owned Business Enterprise Procurement Program by meeting the goals with 86.38 % MBE and 5.29% WBE participation.)
The motion authorizing the award and execution of a construction contract with Muniz Concrete and Contracting, Inc. was approved on consent on Council Member Pool's motion, Mayor Adler's second on a 10-0. Council Member Zimmerman abstained.

Items 12 and 13 were pulled for discussion.

Item 14 was set for a time certain of 6:30p.m.

15. Approve a resolution authorizing the City to apply for up to \$1,000,000 in grant funding from the Texas Parks and Wildlife Department's Local Park Urban Outdoor Grant Program for the Waller Creek District.
Resolution No. 20150305-015 was approved on consent on Council Member Pool's motion, Mayor Adler's second on a 10-0 vote. Council Member Zimmerman abstained.
16. Approve a resolution naming the parkland located at 401 West St. Johns.
Resolution No. 20150305-016 was approved on consent on Council Member Pool's motion, Mayor Adler's second on an 11-0 vote.
17. Approve an ordinance on first reading only adopting an amendment to the Agreement Concerning Creation and Operation of Winfield Municipal Utility Districts Nos. 1, 2, 3 and 4 ("Winfield" now renamed as "Sunfield") concerning the requirements and restrictions of the water district which includes approximately 575 acres and is located east of IH 35 along the Travis and Hays County line south of Turnersville Road in Austin's limited purpose jurisdiction. Related to Item #18

Ordinance No. 20150305-017 was approved on consent on Council Member Pool's motion, Mayor Adler's second on a 10-0. Council Member Zimmerman abstained.

18. Approve an ordinance on first reading only adopting an amendment to the Strategic Partnership Agreement between the City and the Sunfield Municipal Utility District No. 2 (previously named "Winfield Municipal Utility District No. 2") concerning the requirements and restrictions of the water district which includes approximately 575 acres and is located east of IH 35 along the Travis and Hays County line south of Turnersville Road in Austin's limited purpose jurisdiction. Related to Item #17.

Ordinance No. 20150305-018 was approved on consent on Council Member Pool's motion, Mayor Adler's second on a 10-0. Council Member Zimmerman abstained.

19. Authorize award, negotiation and execution of a contract with DOBLE ENGINEERING COMPANY for the purchase of three-phase relay test sets for Austin Energy in an amount not to exceed \$236,020. (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.)

The motion authorizing the award, negotiation and execution of a contract with Doble Engineering Company was approved on consent on Council Member Pool's motion, Mayor Adler's second on a 10-0. Council Member Zimmerman abstained.

20. Authorize award and execution of a 36-month contract with TEXAS ELECTRIC COOPERATIVES to provide pressure treated wood poles for Austin Energy in an amount not to exceed \$3,767,343 with three 12-month extension options in an amount not to exceed \$1,255,781 per extension option, for a total contract amount not to exceed \$7,534,686. (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.)

This item was postponed on consent to March 26, 2015 on Council Member Pool's motion, Mayor Adler's second on a 10-0. Council Member Zimmerman abstained.

21. Authorize award and execution of a 60-month revenue contract with LONE STAR RIVERBOAT, INC. to provide boat excursion services on Lady Bird Lake for an estimated revenue amount of \$150,000, with one 60-month extension option in an estimated amount of \$150,000 for a total estimated revenue amount of \$300,000.

This item was postponed on consent to March 26, 2015 on Council Member Pool's motion, Mayor Adler's second on a 10-0. Council Member Zimmerman abstained.

22. Approve issuance of a street closure permit under City Code Chapter 14-8 for the Fado's Irish Pub St. Patrick's Day Festival, a fee-paid event in the 200 block of West 4th Street, which will be held on Tuesday, March 17, 2015, from 5:00 a.m. to midnight.

The motion to approve the issuance of a street closure permit for the Fado's Irish Pub St. Patrick's Day Festival was approved on consent on Council Member Pool's motion, Mayor Adler's second on an 11-0 vote.

23. Approve issuance of a street closure permit under City Code Chapter 14-8 for the Art City Austin Festival, a fee-paid event which will be held on Saturday, April 25, 2015, from 10:00 a.m. to 8:00 p.m. and Sunday, April 26, 2015, from 11:00 a.m. to 6:00 p.m.

The motion to approve the issuance of a street closure permit for the Art City Austin Festival was approved on consent on Council Member Pool's motion, Mayor Adler's second on an 11-0 vote.

24. Approve appointments and certain related waivers to citizen boards and commissions, to Council committees and other intergovernmental bodies and removal and replacement of members.

The following appointments and waivers were approved on consent on Council Member Pool's motion, Mayor Adler's second on an 11-0 vote.

Nominations**Board/Nominee****Nominated by**

Austin Integrated Water Resource
Planning Community Task Force
Perry Lorenz

Council Member Renteria

Austin Integrated Water Resource
Planning Community Task Force
Sharlene Leurig

Council Member Casar

Waivers

Approve a waiver of the attendance requirement in Section 2-1-26 of the City Code for the service of Brian Roark on the Downtown Commission. The waiver includes absences through today's date.

Approve a waiver of the attendance requirement in Section 2-1-26 of the City Code for the service of Edward Reyes on the Community Development Commission. The waiver includes absences through today's date.

Approve a waiver of the attendance requirement in Section 2-1-26 of the City Code for the service of Alfonso Hernandez on the Planning Commission. The waiver includes absences through today's date

25. Approve a resolution creating the Parkland Events Task Force to develop recommendations for policies regarding special events on parkland. (Notes: SPONSOR: Mayor Pro Tem Kathie Tovo CO 1: Council Member Ellen Troxclair CO 2: Council Member Ann Kitchen CO 3: Council Member Sabino "Pio" Renteria CO 4: Council Member Leslie Pool)
Resolution No. 20150305-025 was approved on consent on Council Member Pool's motion, Mayor Adler's second on an 11-0 vote.

Item 26 was pulled for discussion.

27. Approve an ordinance waiving certain building permit fees for the People's Community Clinic's new facility located at 1101 Camino La Costa. (Notes: SPONSOR: Council Member Gregorio Casar CO 1: Council Member Sabino "Pio" Renteria CO 2: Council Member Ann Kitchen CO 3: Council Member Leslie Pool CO 4: Council Member Ora Houston)
Ordinance No. 20150305-027 was approved on consent on Council Member Pool's motion, Mayor Adler's second on an 11-0 vote.

Item 28 was a closed public hearing.

Item 29 were Executive Session items.

Items 30 through 31 were zoning items set for 2:00 p.m.

Items 32 and 33 were public hearing items set for 4:00 p.m.

ACTION ON ITEM(S) WITH CLOSED PUBLIC HEARINGS

28. Authorize negotiation and execution of a 50-year license agreement with DECKER LAKE GOLF, LLC to provide funding, design, development, management, and maintenance services for a golf course at Walter E. Long Metropolitan Park. Reviewed by the Parks and Recreation Board on February 24, 2015. Motion to recommend approval failed on a vote of 3-3-1, with Board Members Roth, Osgood, and Glover supporting, Vice Chair Francell and Board Members Casias and Abell against, and Chair Rivera abstaining. (THE PUBLIC COMMENT FOR THIS ITEM WAS HELD AND CLOSED ON NOVEMBER 20, 2014).

There was a motion made by Council Member Houston and seconded by Mayor Adler to authorize the negotiation and execution of the agreement with Decker Lake Golf, LLC.

There was a substitute motion made by Mayor Adler and seconded by Council Member Zimmerman to refer this item to the Open Space, Environment, and Sustainability and the Economic Opportunity Committees and return back to Council by the end of April. The motion passed on a vote of 9-1. Council Member Houston voted nay. Council Member Garza abstained.

DISCUSSION ITEMS

12. Authorize negotiation and execution of an interlocal agreement with the Austin Independent School District for administration of the proposed Austin Promise Zone, intended to revitalize high poverty communities in the Rundberg, St. John's, Colony Park, East Central, and Dove Springs areas, pending designation by the U.S. Department of Housing and Urban Development.

There was a motion made by Council Member Zimmerman and seconded by Council Member Houston to refer this item to a council committee. The motion failed on a vote of 6-5. Those voting aye were: Mayor Adler and Council Members Gallo, Houston, Troxclair and Zimmerman. Those voting nay were: Mayor Pro Tem Tovo and Council Members Casar, Garza, Kitchen, Pool and Renteria

There was a motion made by Council Member Casar to postpone this item to March 12, 2015. The motion died for lack of a second.

The motion authorizing the negotiation and execution of an interlocal agreement with the Austin Independent School District was approved on Council Member Renteria's motion, Council Member Casar's second on an 8-3 vote. Those voting aye were: Mayor Adler, Mayor Pro Tem Tovo and Council Members Casar, Gallo, Garza, Kitchen, Pool and Renteria. Those voting nay were: Council Members Houston, Zimmerman and Troxclair.

13. Approve an ordinance setting the council meeting schedule for calendar year 2015.
Ordinance No. 20150305-013 was approved on Council Member Pool's motion, Council Member Houston's second on a 10-0 vote. Council Member Casar was off the dais.

26. Approve a resolution directing the City Manager to implement an appropriate traffic control device to eliminate unauthorized cut-through automotive traffic in a new roadway extension of Aldwyche Drive. (Notes: SPONSOR: Council Member Ann Kitchen CO 1: Council Member Ellen Troxclair CO 2: Mayor Pro Tem Kathie Tovo CO 3: Mayor Steve Adler)

Resolution No. 20150305-026 was approved on Council Member Kitchen's motion, Council Member Pool's second on a 7-4 vote. Those voting aye were: Mayor Adler and Mayor Pro Tem Tovo and Council Members Gallo, Kitchen, Pool, Troxclair and Zimmerman. Those voting nay were: Council Members Casar, Garza, Houston, and Renteria.

ZONING CONSENT ITEMS

Items 32 and 33 were acted on in a combined motion.

32. C14-2014-0165 - 2712 & 2800 Del Curto Rezoning - (District 5) - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 2712 & 2800 Del Curto Road (West Bouldin Creek Watershed) from family residence (SF-3) district zoning to townhouse and condominium residence (SF-6) district zoning. Staff Recommendation: To grant townhouse and condominium residence (SF-6) district zoning, with conditions. Planning Commission Recommendation: To grant townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning, with conditions. Owner/Applicant: Jett Abram, LLC (Sarah Lahmers). Agent: Thrower Design (Ron Thrower). 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 townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning, with conditions was approved on consent on Council Member Pool's motion, Council Member Houston's second on a 9-0 vote. Council Members Kitchen and Zimmerman were off the dais.

33. C14-2015-0006 - Waller on Swede Hill - (District 1) - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 908 E. 15th Street, 807 E. 16th Street, and 1506 Waller Street (Waller Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed March 24, 2015. Owner/Applicant: WJP Swede Hill, LLC (Wes Peoples). Agent: Morzie DCI (Kenneth Blaker). City Staff: Heather Chaffin, 512-974-2122.

This item was postponed on consent to April 16, 2015 at the staff's request on Council Member Pool's motion, Council Member Houston's second on a 9-0 vote. Council Members Kitchen and Zimmerman were off the dais.

ZONING DISCUSSION ITEMS

Items 30 and 31 were acted on in a combined motion.

30. C14-2014-0011A - Garza Ranch - (District 8) - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by zoning 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. First Reading approved on February 26, 2015. Vote: 9-2, Mayor Pro Tem Tovo and Council Member Casar voted nay. Owner/Applicant: Rancho Garza, Ltd. (Ron White). Agent: Cunningham-Allen, Inc. (Jana Rice). City Staff: Wendy Rhoades, 512-974-7719.

There was a motion made by Council Member Zimmerman and seconded by Council Member Houston to approve the ordinance on second reading with 16,200 gross trips per the engineer's traffic study.

There was an amendment made by Council Member Troxclair and seconded by Council Member Renteria to approve the ordinance on second and third readings with 13,000 unadjusted trips. The amendment was approved on a 7-4 vote. Those voting aye were: Mayor Adler and Council Members Casar, Gallo, Houston, Renteria, Troxclair and Zimmerman. Those voting nay were: Mayor Pro Tem Tovo and Council Members Garza, Kitchen and Pool.

Ordinance No. 20150305-030 for community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning, to change a condition of zoning with 13,000 gross trips was approved with the previous amendment on Council Member Zimmerman's motion, Council Member Houston's second on a 7-4 vote. Those voting aye were: Mayor Adler and Council Members Casar, Gallo, Houston, Renteria, Troxclair and Zimmerman.

Those voting nay were: Mayor Pro Tem Tovo and Council Members Garza, Kitchen and Pool. Direction was given to staff to amend the Restrictive Covenant to reflect the new date that includes the gate and tighten up the language of the new conditions of the trip count.

31. C14-2014-0011B - Garza Ranch - (District 8) - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by zoning 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. First Reading approved on February 26, 2015. Vote: 9-2, Mayor Pro Tem Tovo and Council Member Casar voted nay. Owner/Applicant: Rancho Garza, Ltd. (Ron White). Owner/Applicant: Rancho Garza, Ltd. (Ron White). Agent: Cunningham-Allen, Inc. (Jana Rice). City Staff: Wendy Rhoades, 512-974-7719.

There was a motion made by Council Member Zimmerman and seconded by Council Member Houston to approve the ordinance on second reading with 16,200 gross trips per the engineer's traffic study.

There was an amendment made by Council Member Troxclair and seconded by Council Member Renteria to approve the ordinance on second and third readings with 13,000 unadjusted trips. The amendment was approved on a 7-4 vote. Those voting aye were: Mayor Adler and Council Members Casar, Gallo, Houston, Renteria, Troxclair and Zimmerman. Those voting nay were: Mayor Pro Tem Tovo and Council Members Garza, Kitchen and Pool.

Ordinance No. 20150305-031 for community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning, to change a condition of zoning with 13,000 gross trips was approved with the previous amendment on Council Member Zimmerman's motion, Council Member Houston's second on a 7-4 vote. Those voting aye were: Mayor Adler and Council Members Casar, Gallo, Houston, Renteria, Troxclair and Zimmerman. Those voting nay were: Mayor Pro Tem Tovo and Council Members Garza, Kitchen and Pool. Direction was given to staff to amend the Restrictive Covenant to reflect the new date that includes the gate and tighten up the language of the new conditions of the trip count.

PUBLIC HEARINGS AND POSSIBLE ACTIONS

Items 34 and 35 were acted on in a combined motion.

34. Conduct a public hearing and consider an ordinance amending City Code Title 25 to limit the redevelopment of existing small (substandard) lots that are developed as a single building site.
This item was postponed to May 7, 2015 on Council Member Zimmerman's motion, Council Member Renteria's second on an 11-0 vote.
35. Conduct a public hearing and consider an ordinance amending City Code Title 25 changing regulations for secondary dwellings.
This item was postponed to May 7, 2015 on Council Member Zimmerman's motion, Council Member Renteria's second on an 11-0 vote.

Mayor Adler recessed the Council Meeting for Live Music and Proclamation at 5:30 p.m.

LIVE MUSIC

Fog & Bone

PROCLAMATIONS

Proclamation -- Women in Construction Week -- to be presented by Mayor Steve Adler and to be accepted by Cindy Richter

Proclamation -- Supply Chain Month -- to be presented by Mayor Steve Adler and to be accepted by Jerry Binder

Proclamation -- Women Veterans Month -- to be presented by Mayor Steve Adler and to be accepted by Women Veterans

Proclamation -- Rodeo Austin 2015 -- to be presented by Council Member Ora Houston and to be accepted by Hap Feuerbacher and Bucky Lamb

Proclamation -- ADA Legacy Bus Tour -- to be presented by Mayor Steve Adler and to be accepted by Bob Kafka, Tanya Winters and Dolores Gonzalez

Proclamation -- Ramsey Park Day -- to be presented by Council Member Leslie Pool and to be accepted by Alison Alter and Rosedale Neighborhood representatives

Mayor Adler called the Council Meeting back to order at 6:55 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.

29. Discuss legal issues related to Open Government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).

This item was withdrawn.

DISCUSSION ITEMS CONTINUED

14. Authorize negotiation and execution of all documents and instruments necessary or desirable to purchase in fee simple 240 properties at high risk of flooding in the 100-year floodplain of the lower Onion Creek area, in an amount not to exceed \$60,000,000.

The motion authorizing the negotiation and execution of all documents and instruments necessary to purchase in fee simple properties was approved on Council Member Garza's motion, Council Member Casar's second on a 10-0 vote. Council Member Zimmerman abstained.

Mayor Adler adjourned the meeting at 9:15 p.m. without objection.

The minutes were approved on this the 12th day of March, 2015 on Council Member Pool's motion, Council Member Renteria's second on a 10-0 vote. Council Member Gallo was absent