

**AUSTIN CITY COUNCIL
MINUTES****SPECIAL CALLED MEETING
THURSDAY, MAY 28, 2015**

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 special called meeting on Thursday, May 28, 2015 in the Council Chambers of City Hall, 301 West Second Street, Austin, Texas.

Mayor Adler called the Council Meeting to order at 11:01 a.m. Council Member Garza was absent.

Item 1 was pulled for discussion.

2. Authorize award and execution of Amendment No. 2 to a service contract with GE PACKAGED POWER INC., TRANSCANADA TURBINES INC., and WOOD GROUP PRATT & WHITNEY, for maintenance and repair services for gas turbines at Decker Creek Power Station and Sand Hill Energy Center, and for the purchase of a standby LM6000 gas turbine for the Sand Hill Energy Center, increasing the contract amount for the current contract period in an amount not to exceed \$14,000,000, for a revised total contract amount not to exceed \$40,000,000. (Notes: This contract was 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 two with GE Packaged Power Inc. Transcanada Turbines Inc. and Wood Group Pratt & Whitney was approved on Council Member Zimmerman's motion, Council Member Renteria's second on an 8-2 vote. Those voting aye were: Mayor Adler, Mayor Pro Tem Tovo and Council Members Casar, Gallo, Kitchen, Renteria, Troxclair and Zimmerman. Those voting nay were: Council Members Houston and Pool. Council Member Garza was absent.**
3. 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 waiver were approved on Council Member Renteria's motion, Council Member Zimmerman's second on a 10-0 vote. Council Member Garza was absent.**

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

African American Resource u7y
Advisory Commission
Nelson Linder

Council Member Pool

Airport Advisory Commission

SPECIAL CALLED COUNCIL MINUTES

THURSDAY, MAY 28, 2015

Luke Legate

Council Member Troxclair

Arts Commission

Bruce Willenzik

Council Member Kitchen

Arts Commission

Amy Mok

Council Member Gallo

Asian American Quality of Life

Advisory Commission

Janki DePalma

Council Member Troxclair

Board of Adjustment

Don Leighton-Burwell

Council Member Pool

Building & Standards Commission

Charles Cloutman

Council Member Kitchen

Commission on Immigrants Affairs

Alba Sereno

Council Member Casar

Commission on Immigrant Affairs

Apryl Rosas

Council Member Kitchen

Commission on Veterans Affairs

Jason Denny

Council Member Kitchen

Commission on Seniors

Erica Garcia-Pittman

Council Member Pool

Community Technology &

Telecommunications Commission

Benjamin Graham

Council Member Casar

Community Technology &

Telecommunications Commission

William Floyd

Council Member Kitchen

Downtown Austin Community Court

Advisory Committee

David Courreges

Council Member Troxclair

Economic Prosperity Commission

Severino Sarabia Jr.

Council Member Kitchen

Ethics Review Commission

Austin Kaplan

Council Member Kitchen

Historic Landmark Commission

SPECIAL CALLED COUNCIL MINUTES

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David Whitworth

Council Member Gallo

Human Rights Commission

Ashley Normand

Council Member Kitchen

Library Commission

Steven Self

Council Member Kitchen

MBE/WBE & Small Business Enterprise
Procurement Program Advisory Committee

Jerry Jackson

Council Member Kitchen

Mechanical, Plumbing & Solar Board

David Dixon

Council Member Pool

Mexican American Cultural Center

Advisory Board

Adriel Meditz

Council Member Troxclair

Music Commission

Marshall Escamilla

Council Member Kitchen

Parks and Recreation Board

Michael Casias

Council Member Renteria

Parks and Recreation Board

Tom Donovan

Council Member Kitchen

Parks and Recreation Board

Mark Vane

Council Member Troxclair

Planning Commission

Tom Nuckols

Council Member Kitchen

Planning Commission

James Schissler

Council Member Troxclair

Public Safety Commission

Rebecca Gonzales

Council Member Renteria

Resource Management Commission

Leo Dielmann

Council Member Pool

Robert Mueller Municipal Airport Plan
Implementation Advisory Commission

Corky Hilliard

Council Member Pool

Urban Transportation Commission

SPECIAL CALLED COUNCIL MINUTES

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Celso Baez

Council Member Garza

Zoning & Platting Commission

Thomas Weber

Council Member Kitchen

Zoning & Platting Commission

Sean Compton

Council Member Pool

Land Development Code Advisory Group

Kevin Wier

Council Member Pool

Parkland Events Task Force

Gergo Perlaky

Council Member Renteria

Parkland Events Task Force

Edward Scruggs

Council Member Troxclair

Parkland Events Task Force

Bobby Garza

Open Space, Environment
& Sustainability Committee

Parkland Events Task Force

James Russell

Open Space, Environment
& Sustainability Committee

Parkland Events Task Force

Jeff Smith

Open Space, Environment
& Sustainability Committee

Task Force on Community Engagement

Michael Clark-Madison

Council Member Pool

Waivers

Approve a waiver of the residency requirement in Section 2-1-21 of the City Code for the service of Charles Cloutman on the Building and Standards Commission.

Item 4 was set for a time certain of 4:00 p.m.

Item 5 was an item from committee.

Items 6 through 8 were Executive Session items.

Items 9 and 10 were zoning items set for 11:00 a.m.

DISCUSSION ITEM

1. Approve third reading of an ordinance amending the electric rate schedules in Ordinance No. 20140908-003 with regard to contract rates for hospital systems receiving large primary voltage service. (THE PUBLIC COMMENT FOR THIS ITEM WAS HELD AND CLOSED ON MAY 21, 2015).

There was a motion made by Council Member Zimmerman and seconded by Council Member Kitchen to approve the ordinance to read as follows. The motion failed on a vote of 2-8. Those voting aye were: Council Members Kitchen and Zimmerman. Those voting nay were: Mayor Adler, Mayor Pro Tem Tovo and Council Members Casar, Gallo, Houston, Pool, Renteria and Troxclair. Council Member Garza was absent.

The ordinance was to read:

“Whereas St. David’s HealthCare and Seton Healthcare Family provide invaluable healthcare services to our community with more than \$100 million of uncompensated care in Travis County alone;

Whereas the City of Austin recognizes other important organizations that make significant contributions to the well-being of our community, such as places of worship, AISD, and the University of Texas at Austin, through Austin Energy long-term contracts; and

Whereas Seton Healthcare Family and St. David’s HealthCare have acknowledged that during this additional 6-month extension of their long-term contracts for their primary and secondary accounts, the hospitals will need to negotiate gradual rate increases with Austin Energy.

Be it so Moved:

Any Hospital System that (i) currently has an LPSSC Rider II contract and (ii) provides more than \$10 million in uncompensated care annually as reported to the State of Texas, may extend their existing Large Primary Service Special Contract Rider II agreement (for only the primary and secondary accounts listed in the agreements) to provide a term of June 1, 2015, to the end of the customer’s billing month that includes November 30, 2015.”

Ordinance No. 20150528-001 was approved on Council Member Kitchen’s motion, Council Member Pool’s second on a 7-3 vote. Those voting aye were: Mayor Adler and Council Members Gallo, Kitchen, Pool, Renteria, Troxclair and Zimmerman. Those voting nay were: Mayor Pro Tem Tovo and Council Members Casar and Houston. Council Member Garza was absent.

ZONING AND NEIGHBORHOOD PLAN AMENDMENTS

9. NPA-2014-0009.01 - Waller on Swede Hill - District 1 - Conduct a public hearing and approve an ordinance amending Ordinance No. 011213-41, the Central East Austin 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 908 East 15th Street, 807 East 16th Street, 1506 Waller Street (Waller Creek Watershed) from Multifamily and Single Family land use to Mixed Use land use. Staff Recommendation: To grant Mixed Use land use. Planning Commission Recommendation: To deny Mixed Use land use. Owner/Applicant: WJP Swede Hill, L.L.C. (Wes Peoples). Agent: Kenneth T. Blaker. City Staff: Maureen Meredith, 512-974-2695.
This item was withdrawn.
10. 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 East 15th Street, 807 East 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: To grant multi-family residence-moderate high density-conditional overlay-neighborhood plan (MF-4-CO-NP) combining district zoning and limited office-mixed use-historic landmark-neighborhood plan (LO-MU-H-NP) combining district zoning. Planning Commission Recommendation: To grant family residence-neighborhood plan (SF-3-NP) combining district zoning and family residence-historic landmark-

neighborhood plan (SF-3-H-NP) combining district zoning. Owner/Applicant: WJP Swede Hill, LLC (Wes Peoples). Agent: Morzie DCI (Kenneth Blaker). City Staff: Heather Chaffin, 512-974-2122.
This item was withdrawn.

Mayor Adler recessed the Council Meeting to go into Executive Session at 12:32 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.

6. Discuss personnel matters related to the appointment of a City Auditor, including compensation and benefits. (Personnel exception - Sec. 551.074 of the Government Code).
7. Discuss matters related to large primary and transmission electric customers (Certain Public Power Utilities: Competitive Matters - Section 551.086 of the Government Code).
This item was withdrawn.
8. Discuss legal issues related to the possibility of filing a challenge petition with the Appraisal Review Board for the Travis Central Appraisal District relating to commercial property values set by the Travis Central Appraisal District. (Private consultation with legal counsel-Section 551.071).

Executive Session ended and Mayor Adler called the Council Meeting back to order at 2:45 p.m.

ITEM(S) FROM COMMITTEE(S)

5. Approve a resolution appointing a City Auditor and setting compensation.
Ordinance No. 20150528-005 with an annual salary of \$145,000, effective June 1, 2015, was approved on Mayor Pro Tem Tovo's motion, Council Member Zimmerman's second on a 9-0 vote. Council Member Gallo was off the dais. Council Member Garza was absent.

Mayor Adler recessed the Council Meeting at 2:50 p.m.

Mayor Adler called the Council Meeting back to order at 4:09 p.m.

DISCUSSION ITEM CONTINUED

4. Approve a resolution directing the City Manager to file a challenge petition with the Appraisal Review Board relating to the level of appraisals of commercial property values by the Travis Central Appraisal District pursuant to Chapter 41 of the Texas Tax Code. (Notes: SPONSOR: Mayor Pro Tem Kathie Tovo CO 1: Council Member Ellen Troxclair CO 2: Council Member Don Zimmerman CO 3: Council Member Ann Kitchen)
Resolution No. 20150528-004 was approved on Mayor Pro Tem Tovo's motion, Council Member Zimmerman's second on a 9-0 vote. Council Member Gallo was off the dais. Council Member Garza was absent.

Mayor Adler adjourned the meeting at 5:03 p.m. without objection.

The minutes were approved on this the 4th day of June, 2015 on Mayor Pro Tem Tovo's motion, Council Member Pool's second on a 10-0 vote. Council Member Garza was off the dais.