

**AUSTIN CITY COUNCIL
MINUTES****WORK SESSION MEETING
TUESDAY, NOVEMBER 10, 2015**

The City Council of Austin, Texas convened in a Work Session Meeting on Tuesday, November 10, 2015, City Hall at 301 W. Second Street, Austin, Texas.

Mayor Adler called the Council Meeting to order at 9:20 a.m. Council Member Kitchen was absent.

CONSENT

- A.1 C7a-2015-0005 – ARR Johnny Morris Road – Approve an ordinance to annex the ARR Johnny Morris Road annexation area for full purposes (approximately 145 acres in eastern Travis County approximately three tenths of a mile south of the intersection of Johnny Morris Road and Daffan Lane; contiguous to District 1). (THE PUBLIC HEARING FOR THIS ITEM WAS HELD AND CLOSED ON OCTOBER 1, 2015 AND OCTOBER 15, 2015).
Ordinance 20151110-A001 was approved on consent on Council Member Zimmerman's motion, Council Member Houston's second on a 10-0 vote. Council Member Kitchen was absent.
- A.2 C7a-2015-0006 - Bellingham Meadows - Approve an ordinance to annex the Bellingham Meadows annexation area for full purposes (approximately 190 acres in eastern Travis County west of Parmer Lane at the intersection of Parmer Lane and Bellingham Drive; contiguous to District 1). (THE PUBLIC HEARING FOR THIS ITEM WAS HELD AND CLOSED ON OCTOBER 1, 2015 AND OCTOBER 15, 2015).
Ordinance 20151110-A002 was approved on consent on Council Member Zimmerman's motion, Council Member Houston's second on a 10-0 vote. Council Member Kitchen was absent.
- A.3 C7a-2015-0007 – Blue Goose Road – Approve an ordinance to annex the Blue Goose Road annexation area for full purposes (approximately 28 acres in eastern Travis County east of Blue Goose Road approximately 975 feet northwest of the intersection of US Highway 290 East and Blue Goose Road; contiguous to District 1). (THE PUBLIC HEARING FOR THIS ITEM WAS HELD AND CLOSED ON OCTOBER 1, 2015 AND OCTOBER 15, 2015).
Ordinance 20151110-A003 was approved on consent on Council Member Zimmerman's motion, Council Member Houston's second on a 10-0 vote. Council Member Kitchen was absent.
- A.4 C7a-2015-0008 – Cantarra/Howard Subdivision – Approve an ordinance to annex the Cantarra/Howard Subdivision annexation area for full purposes (approximately 263 acres in northeastern Travis County north of Howard Lane approximately 700 feet east of the intersection of Howard Lane and Cantarra Drive and also north and south of Howard Lane immediately west of the intersection of Howard Lane and Cantarra Drive; contiguous to District 1). (THE PUBLIC

HEARING FOR THIS ITEM WAS HELD AND CLOSED ON OCTOBER 1, 2015 AND OCTOBER 15, 2015).

The motion to adopt the ordinance on first reading was approved on Council Member Zimmerman's motion, Council Member Houston's second on a 10-0 vote. Council Member Kitchen was absent.

- A.5 C7a-2015-0009 – Heritage Oaks at Pearson Ranch – Approve an ordinance to annex the Heritage Oaks at Pearson Ranch annexation area for full purposes (approximately 135 acres in southern Williamson County south of Avery Ranch Blvd at the intersection of Avery Ranch Blvd and Pearson Ranch Road; contiguous to District 6). (THE PUBLIC HEARING FOR THIS ITEM WAS HELD AND CLOSED ON OCTOBER 1, 2015 AND OCTOBER 15, 2015).

Ordinance 20151110-A005 was approved on consent on Council Member Zimmerman's motion, Council Member Houston's second on a 10-0 vote. Council Member Kitchen was absent.

- A.6 C7a-2015-0010 – Lost Creek Connector Piece – Approve an ordinance to annex the Lost Creek Connector Piece annexation area for full purposes (approximately 165 acres in Travis County north of Lost Creek Blvd approximately 380 feet west of the intersection of Lost Creek Blvd and Bend of the River Drive, adjacent to the Lost Creek MUD; contiguous to District 8). (THE PUBLIC HEARING FOR THIS ITEM WAS HELD AND CLOSED ON OCTOBER 1, 2015 AND OCTOBER 15, 2015).

Ordinance 20151110-A006 was approved on consent on Council Member Zimmerman's motion, Council Member Houston's second on a 10-0 vote. Council Member Kitchen was absent.

- A.7 C7a-2015-0001 – Lost Creek MUD Remaining Property – Approve an ordinance to amend the City boundaries to include within the full purpose city limits approximately 738 acres referred to as the Lost Creek MUD Remaining Property, in accordance with the Strategic Partnership Agreement between the City of Austin and the Lost Creek Municipal Utility District (located in Travis County west of Capital of Texas Highway west of the intersection of Lost Creek Boulevard and Capital of Texas Highway; contiguous to Council District 8). (THE PUBLIC HEARING FOR THIS ITEM WAS HELD AND CLOSED ON MAY 3, 2007 AND MAY 17, 2007).

Ordinance 20151110-A007 was approved on consent on Council Member Zimmerman's motion, Council Member Houston's second on a 9-0 vote. Council Member Troxclair abstained. Council Member Kitchen was absent.

Item A.8 was pulled for discussion.

- A.9 C7a-2015-0011 - TxDOT/US 183 A Tollway - Approve an ordinance to annex the TxDOT/US 183 A Tollway annexation area for full purposes (approximately 87 acres in southern Williamson County north of Avery Ranch Boulevard at the intersection of US 183 A Tollway and Avery Ranch Boulevard; contiguous to District 6). (THE PUBLIC HEARING WAS HELD AND CLOSED ON OCTOBER 1, 2015 AND OCTOBER 15, 2015).

Ordinance 20151110-A009 was approved on consent on Council Member Zimmerman's motion, Council Member Houston's second on a 10-0 vote. Council Member Kitchen was absent.

- A.10 C7a-2015-0013 – Vaught Ranch – Approve an ordinance to annex the Vaught Ranch annexation area for full purposes (approximately 9 acres in Travis County south of FM 2222 at the southwest corner of the intersection of FM 2222 and Vaught Ranch Road; contiguous to District 10). (THE PUBLIC HEARING FOR THIS ITEM WAS HELD AND CLOSED ON OCTOBER 1, 2015 AND OCTOBER 15, 2015).

Ordinance 20151110-A010 was approved on consent on Council Member Zimmerman's motion, Council Member Houston's second on a 10-0 vote. Council Member Kitchen was absent.

- A.11 C7a-2015-0014 – Walnut Creek Place – Approve an ordinance to annex the Walnut Creek Place annexation area for full purposes (approximately 138 acres in eastern Travis County west of Sprinkle Cutoff Road approximately 477 feet north of the intersection of Sprinkle Cutoff Road and Samsung Blvd; contiguous to District 1). (THE PUBLIC HEARING FOR THIS ITEM WAS HELD AND CLOSED ON OCTOBER 1, 2015 AND OCTOBER 15, 2015).

Ordinance 20151110-A011 was approved on consent on Council Member Zimmerman's motion, Council Member Houston's second on a 10-0 vote. Council Member Kitchen was absent.

DISCUSSION ITEMS

- A.8 C7a-2015-0012 – Old Lampasas Trail – Approve an ordinance to annex the Old Lampasas Trail annexation area for full purposes (approximately 83 acres in northern Travis County south of Old Lampasas Trail south of the intersection of Old Lampasas Trail and Talleyran Drive; contiguous to Districts 6 & 10). (THE PUBLIC HEARING FOR THIS ITEM WAS HELD AND CLOSED ON OCTOBER 1, 2015 AND OCTOBER 15, 2015).

Mayor Pro Tem Tovo made a motion to approve the ordinance which was seconded by Council Member Casar. The motion was later withdrawn.

The motion to deny the annexation was approved on Council Member Houston's motion, Council Member Zimmerman's second on a 6-4 vote. Those voting aye were: Council Members Gallo, Houston, Pool, Renteria, Troxclair and Zimmerman. Those voting nay were: Mayor Adler, Mayor Pro Tem Tovo and Council Members Casar and Garza. Council Member Kitchen was absent.

COUNCIL ITEMS OF INTEREST

The Mayor introduced the agenda for the November 12, 2015 Council meeting and allowed Council to give input or ask questions on any item posted on the agenda. Staff was available to provide verbal responses to Council questions. Discussion was held on the following items taken from Thursday's agenda.

10. Approve an ordinance authorizing acceptance of \$499,989 in grant funds from the United States Embassy in Islamabad, Pakistan; and amending the Fiscal Year 2015-2016 Economic Development Department Operating Budget Special Revenue Fund (Ordinance No. 20150908-001) to appropriate \$499,989 for an entrepreneurship grant program to provide strategic economic development assistance and to promote growth for small businesses in Austin and Islamabad. Related to items #11 and #12.

A request to refer this item to a Council Committee may be made at the November 12, 2015 Council Meeting.

11. Authorize negotiation and execution of a one-year agreement with the Greater Austin Asian Chamber of Commerce, for management and execution activities in Austin related to the ATX+PAK Entrepreneurship grant program from the U.S. Embassy in Islamabad, Pakistan, in an amount not to exceed \$187,050, with one 12-month extension in an amount not to exceed \$146,820 for a total contract amount not to exceed \$333,870. Related to items #10 and #12.

A request to strike the word "execution" may be made at the November 12, 2015 Council Meeting.

12. Authorize negotiation and execution and of a one-year agreement with the Information Technology University, Lahore, Pakistan, for the management and execution of activities in Pakistan related to the ATX+PAK: Launch entrepreneurship exchange and training program in an amount not to exceed \$81,880, with one 12-month extension in an amount not to exceed \$76,040 for a total contract amount not to exceed \$157,920. Related to items #10 and #11.
A request to strike the word “execution” may be made at the November 12, 2015 Council Meeting.
17. Approve negotiation and execution of Amendment No. 2 to a contract with FOUNDATION COMMUNITIES Inc., for insurance enrollment educational outreach and navigation services of the Affordable Care Act Health Insurance Marketplace, to increase funding in an amount not to exceed \$100,000, for a total contract amount not to exceed \$600,000.
A request to strike the word “execution” may be made at the November 12, 2015 Council Meeting.
21. Authorize negotiation and execution of a 12-month interlocal agreement with CAPITAL METROPOLITAN TRANSPORTATION AUTHORITY (Capital Metro) to allow City employees to use Capital Metro’s transportation services in an amount not to exceed \$400,000, with four 12-month extension options in an amount not to exceed \$400,000 for each extension option for a total amount not to exceed \$2,000,000.
A request to strike the word “execution” may be made at the November 12, 2015 Council Meeting.
7. Approve third reading of an ordinance adopting and authorizing execution of an Impervious Cover Transfer Agreement associated with a 5.92 acre property located at 6308 Spicewood Springs Road known as Ace Salvage Yard and Ace Discount Glass (District 10).
A request to postpone this item to November 19, 2015 may be made at the November 12, 2015 Council Meeting.
27. Approve a resolution initiating code amendments related to relocation requirements for developments that will result in displacement of tenants. (Notes: SPONSOR: Council Member Sabino "Pio" Renteria CO 1: Mayor Pro Tem Kathie Tovo CO 2: Council Member Delia Garza CO 3: Council Member Gregorio Casar CO 4: Council Member Ann Kitchen)
33. Approve a resolution adopting the Austin Convention Center's Long-Range Master Plan regarding Convention Center facilities.
Direction was given to staff to provide Council with the average rate for hotel rooms including taxes.
78. Conduct a public hearing and consider an ordinance that suspends issuing new short-term rental Type 2 licenses.
Direction was given to staff to prepare a second ordinance that would require Council to take affirmative action to continue the suspension rather than to remove the suspension.
81. Conduct a public hearing and consider an ordinance amending City Code Chapter 25-1 and Ordinance No. 20070621-027 relating to parkland dedication requirements and associated fees imposed as a condition to development approval.
Direction was given to staff to provide the results of the parkland fee audit; to provide an analysis of the impact on the proposed calculations in relation to urban settings which may result in the actual dedication being larger than the site area; to provide information on the

case law relating to the use of parkland dedication; and to provide direction on requests for approving requests from citizens on postponements on non-zoning cases.

37. C814-2012-0152 – Pilot Knob Planned Unit Development - District 2 – Approve second reading of an ordinance amending City Code Chapter 25-2 by zoning property locally known as east and southeast of the intersection of East William Cannon Drive and McKinney Falls Parkway, and west of South U.S. Highway 183 and FM 1625 (Cottonmouth Creek Watershed; North Fork Creek Watershed; South Fork Creek Watershed) from interim-rural residence (I-RR) district zoning and interim-single family residence-standard lot (SF-4A) district zoning to planned unit development (PUD) district zoning. First Reading approved on October 8, 2015. Vote: 10-0, Council Member Pool was off the dais. Owner/Applicant: Carma Easton, Inc. (Logan Kimble). Agent: Armbrust & Brown, L.L.P. (Lynn Ann Carley). City Staff: Wendy Rhoades, 512-974-7719.
57. C14-2014-0186 – Hopper-Finley Tract – District 7 – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 2500 South Heatherwilde Boulevard (Harris Branch Watershed) from development reserve (DR) district zoning to single family residence-small lot (SF-4A) district zoning for Tract 1, multifamily residence-moderate-high density (MF-4) district zoning for Tract 2 and community commercial (GR) district zoning for Tract 3. Staff Recommendation: To grant single family residence-small lot (SF-4A) district zoning for Tract 1, multifamily residence-moderate-high density (MF-4) district zoning for Tract 2 and community commercial (GR) district zoning for Tract 3, with conditions. Zoning and Platting Commission Recommendation: To grant single family residence-small lot-conditional overlay (SF-4A-CO) combining district zoning for Tract 1, multifamily residence-moderate-high density (MF-4) district zoning for Tract 2 and community commercial (GR) district zoning for Tract 3, with conditions. Owner/Applicant: Finley Company (Tim Finley). Agent: Graves Dougherty Hearon & Moody (Michael J. Whellan). City Staff: Sherri Sirwaitis, 512-974-3057.

A request to approve this item on first reading only may be made at the November 12, 2015 Council Meeting.

Mayor Adler recessed the Council Meeting to go into Executive Session at 11:43 a.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.

- F.1 Discuss legal issues related to open government matters (private consultation with legal counsel - Section 551.071 of the Government Code).
This item was withdrawn without objection.
- F.2 Discuss legal issues related to Mercer et al v. City of Austin et al, Cause No. 1:13-cv-00830, in the United States District Court for the Western Division of Texas (private consultation with legal counsel - Section 551.071 of the Government Code) (Related to July 26, 2013 officer-involved shooting).
Conducted

- F.3 Discuss legal issues related to City of Austin v. Travis Central Appraisal District et. al, Cause No. D-1-GN-15-003492 in the 126th Judicial District for the Travis County District Court (private consultation with legal counsel - Section 551.071 of the Government Code).

This item was postponed to Thursday, November 12, 2015.

Executive Session ended and Mayor Adler called the Council Meeting back to order at 12:53 p.m.

COUNCIL DISCUSSION

- E.1 Discussion regarding the operating procedures of the city council and of council committees.

This item was withdrawn without objection.

- E.2 Discussion regarding implementation steps by the Development Services and Planning and Zoning Departments to improve the delivery of planning and development services.

This item was withdrawn without objection.

Mayor Adler adjourned the meeting at 12:54 p.m. without objection.

The minutes were approved on this the 19th day of November 2015 on Council Member Gallo's motion, Council Member Garza's second on an 11-0 vote.