



**AUSTIN CITY COUNCIL
MINUTES**

**REGULAR MEETING
THURSDAY, NOVEMBER 15, 2018**

Invocation: Rabbi Alan Freedman, Temple Beth Shalom.

The following represents the actions taken by the Austin City Council in the order they occurred during the meeting. While the minutes are not in sequential order, all agenda items were discussed. The City Council of Austin, Texas, convened in a regular meeting on Thursday, November 15, 2018 in the Council Chambers of City Hall, 301 West Second Street, Austin, Texas.

Mayor Adler called the Council Meeting to order at 10:14 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 October 30, 2018 and regular meeting of November 1, 2018.
The motion approving the minutes of the Austin City Council work session of October 30, 2018 and regular meeting of November 1, 2018 were approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.
2. Approve a resolution authorizing acceptance of grants from the Federal Aviation Administration, the Department of Homeland Security, and other state and federal agencies to the City of Austin, Department of Aviation, for Austin-Bergstrom International Airport for Fiscal Year 2018-2019 in an amount not to exceed \$30,000,000.
Resolution No. 20181115-002 was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.
3. Authorize additional funding in the amount of \$15,000,000 for the Austin Bergstrom International Airport Parking Garage and Administration Offices Construction Manager-At-Risk contract with Austin Commercial, LP for a revised contractual Construction Cost Limitation not to exceed amount of \$236,200,000. District(s) Affected: District 2.
The motion authorizing additional funding in the amount of \$15,000,000 was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.
4. Authorize negotiation and execution of a professional services agreement with the following eighteen staff recommended firms (or other qualified responders) for Request for Qualifications

Solicitation No. CLMP239: McGray & McGray Land Surveyors, Inc. (WBE); MWM Design Group, Inc. (WBE); Jacobs Engineering Group, Inc.; Landmark Surveying, LP (WBE); CP&Y, Inc.; Cobb Fendley & Associates, Inc.; Brown & Gay Engineers, Inc.; McKim & Creed, Inc.; Bowman Consulting Group, Ltd.; Surveying And Mapping, LLC; Halff Associates, Inc.; LNV, Inc.; Pape-Dawson Consulting Engineers Inc. dba Pape-Dawson Engineers, Inc.; Hejl Lee & Associates, Inc.; Unintech Consulting Engineers, Inc. (WBE); Landesign Services, Inc.; Doucet & Associates, Inc.; and Zamora, LLC (MBE) for engineering services for the 2018 Surveying Services Rotation List for an estimated period of three years or until financial authorization is expended, with the total amount not to exceed \$6,300,000 divided among the eighteen firms. [Note: This contract will be awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 4.96% MBE and 4.90% WBE participation.]

The motion authorizing negotiation and execution of a professional services agreement with the following eighteen staff recommended firms (or other qualified responders) for Request for Qualifications Solicitation No. CLMP239: McGray & McGray Land Surveyors, Inc. (WBE); MWM Design Group, Inc. (WBE); Jacobs Engineering Group, Inc.; Landmark Surveying, LP (WBE); CP&Y, Inc.; Cobb Fendley & Associates, Inc.; Brown & Gay Engineers, Inc.; McKim & Creed, Inc.; Bowman Consulting Group, Ltd.; Surveying And Mapping, LLC; Halff Associates, Inc.; LNV, Inc.; Pape-Dawson Consulting Engineers Inc. dba Pape-Dawson Engineers, Inc.; Hejl Lee & Associates, Inc.; Unintech Consulting Engineers, Inc. (WBE); Landesign Services, Inc.; Doucet & Associates, Inc.; and Zamora, LLC (MBE) was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.

5. Authorize award and execution of a construction contract with Asd Consultants, Inc., (MBE) for Ricky Guerrero Pocket Park General Park Improvements project in the amount of \$377,000 plus a \$37,700 contingency, for a total contract amount not to exceed \$414,700. (District 9) [Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) through the achievements of Good Faith Efforts with 56.63% MBE and 2.25% WBE participation.] District(s) Affected: District 9.
The motion authorizing award and execution of a construction contract with Asd Consultants, Inc., (MBE) was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.
6. Authorize negotiation and execution of a design build agreement with JE Dunn Construction, for design and construction services for New Fire / EMS Stations project in an amount not to exceed \$60,000,000. (Districts 2, 6, 8, and 10). [Note: This contract will be awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals 28.90% MBE and 18.50% WBE participation.] District(s) Affected: District 2, District 6, District 8, District 10.
This item was withdrawn.
7. Approve revisions to the City of Austin Artwork Donation and Loan Policy which governs the review of proposed artwork donations and loans to the City.
The motion approving revisions to the City of Austin Artwork Donation and Loan Policy was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.
8. Authorize negotiation and execution of an agreement with Studio Modo, in an amount not to exceed \$212,000, for artwork for the Parking Garage and Administration Building Project at Austin-Bergstrom International Airport. District(s) Affected: District 2.

The motion authorizing negotiation and execution of an agreement with Studio Modò, in an amount not to exceed \$212,000 was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 9-1 vote. Council Member Troxclair voted nay. Mayor Pro Tem Tovo was off the dais.

9. Authorize negotiation and execution of an agreement with Fidencio Duran, in an amount not to exceed \$140,000, for artwork for the Montopolis Recreation and Community Center Project. District(s) Affected: District 3.
The motion authorizing negotiation and execution of an agreement with Fidencio Duran, in an amount not to exceed \$140,000 was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.
10. Approve a resolution to nominate Samsung Austin Semiconductor, LLC for designation by the Governor's Office of Economic Development and Tourism as a single Texas Enterprise Project in accordance with Chapter 2303 of the Texas Government Code. District(s) Affected: District 1.
Resolution No. 20181115-010 was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.
11. Authorize negotiation and execution of an interlocal agreement with Travis County to provide emergency medical services in areas of Travis County outside the City's corporate limits and dispatch support services to Travis County's STAR Flight program in exchange for payment by Travis County.
The motion authorizing negotiation and execution of an interlocal agreement with Travis County was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.
12. Authorize negotiation and execution of an interlocal agreement with Emergency Service District (ESD) 11 to provide emergency medical services and dispatch support services, and to co-locate City-owned emergency vehicles in ESD 11 Stations for a one-year term beginning on October 1, 2018, with five additional one year renewal terms.
The motion authorizing negotiation and execution of an interlocal agreement with Emergency Service District (ESD) 11 was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.
13. Authorize negotiation and execution of an amendment to and renewal of the agreement with the Community Care Collaborative to provide ground emergency medical transport services to the Travis County Healthcare District's (d/b/a Central Health) eligible Medical Access Program beneficiaries for a fee of \$696,822 for a term of one year.
The motion authorizing negotiation and execution of an amendment to and renewal of the agreement with the Community Care Collaborative was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.
14. Authorize negotiation and execution of an interlocal agreement with Austin/Travis County Sobriety Center Local Government Corporation to purchase medical supplies for a term of one year beginning on October 1, 2018, with three annual renewal options.
The motion authorizing negotiation and execution of an interlocal agreement with Austin/Travis County Sobriety Center Local Government Corporation was approved on

consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.

15. Approve a settlement in John Jenkins v. City of Austin, Cause No. C-1-CV-17-008732, in the Travis County Court at Law No. 2, Travis County, Texas.
The motion approving the settlement in the above-referenced lawsuit, by the City paying \$75,000.00 to John Jenkins was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.

Item 16 was pulled for discussion.

17. Approve a resolution confirming the City Manager's appointment of Joel Baker as Chief of the Austin Fire Department in accordance with Section 143.013 of the Texas Local Government Code.
Resolution No. 20181115-017 was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.

Item 18 was pulled for discussion.

19. Approve an ordinance amending the Fiscal Year 2018-2019 Parks and Recreation Department Operating Budget Special Revenue Fund (Ordinance No. 20180911-001) to accept and appropriate an estimated \$250,000 from the Trail of Lights Foundation which pays for City expenses, and authorize waiver of certain permit, application, and similar fees, and requirements for the 2018 Trail of Lights in an amount estimated at \$225,000.
Ordinance No. 20181115-019 was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.

Item 20 was pulled for discussion.

21. Approve an ordinance naming a Park Road located south of Slaughter Lane and Vinemont Drive, 'Donald E. Carpenter Way'.
Ordinance No. 20181115-021 was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.

Items 22 and 23 were pulled for discussion.

24. Approve a resolution recognizing the renaming of the 'Franzetti Store Building of Wheatville' to 'The Reverend Jacob Fontaine Gold Dollar Building' to commemorate the African-American history of the building, the contributions of Reverend Jacob Fontaine to Austin's African-American population, and the freedmens' settlement at Wheatville. District(s) Affected: District 9.
Resolution No. 20181115-024 was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.
25. Approve a resolution authorizing the City's continued membership in the Capital Area Council of Governments and payment of the related membership fee, in an amount not to exceed \$94,946.00.
Resolution No. 20181115-025 was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.
26. Authorize negotiation and execution of an interlocal agreement with the Health and Human Services Commission for the Community Partner Program for a 48-month term.

The motion authorizing negotiation and execution of an interlocal agreement with the Health and Human Services Commission was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.

27. Approve an ordinance amending the Fiscal Year 2018-2019 Austin Public Health Department Operating Budget Special Revenue Fund (Ordinance No. 20180911-001) authorizing 14.0 full-time equivalent grant positions for the Delivery System Reform Incentive Payment program, also known as the 1115 Waiver Program.
Ordinance No. 20181115-027 was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.
28. Approve a resolution that adopts a newly updated list of projects approved for Quarter Cent funding.
Resolution No. 20181115-028 was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.
29. Authorize negotiation and execution of two multi-term contracts with Brad Norton and Ronald L. Johnson, to provide impartial hearing officer services, each for up to five years for total contract amounts not to exceed \$1,000,000 divided between the contractors. (Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established).
The motion authorizing negotiation and execution of two multi-term contracts with Brad Norton and Ronald L. Johnson was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.
30. Authorize negotiation and execution of a multi-term contract with Contract Callers, Inc., or one of the other qualified offerors to Request For Proposals 1100 SMB3001, to provide tertiary level collection services on delinquent utility accounts, for up to five years for a total contract amount not to exceed \$2,500,000. (Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established).
The motion authorizing negotiation and execution of a multi-term contract with Contract Callers, Inc. was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.
31. Authorize negotiation and execution of a cooperative contract with Sirius Computer Solutions, Inc., to provide Veritas-Netbackup products and services including maintenance, training and support services, for a term of three years in an amount not to exceed \$3,713,000. (Note: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established).
The motion authorizing negotiation and execution of a cooperative contract with Sirius Computer Solutions, Inc. was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.

32. Authorize negotiation and execution of a contract with BryComm, LLC, to provide structured communications cabling services, for a term of five years in an amount not to exceed \$9,000,000. (Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program and subcontractor goals were applied to the solicitation. The subcontracting goals were met and the resulting contract will include 5.35% MBE and 2.34% WBE participation).
The motion authorizing negotiation and execution of a contract with BryComm, LLC was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.
33. Authorize award and execution of a contract with Techline, Inc., for galvanized steel poles, in an amount not to exceed \$109,055. (Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established).
The motion authorizing award and execution of a contract with Techline, Inc. was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.
34. Authorize award and execution of a contract with Power Supply, Inc., for metering current transformers, in an amount not to exceed \$84,930. (Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established).
The motion authorizing award and execution of a contract with Power Supply, Inc. was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.
35. Authorize negotiation and execution of a contract with Suez Treatment Solutions Inc., to remove, design, and purchase an electrodeionization assembly system for water purification at the Sand Hill Energy Center, in an amount not to exceed \$400,000. (Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this solicitation, there were no available M/WBEs; therefore, no subcontracting goals were established).
The motion authorizing negotiation and execution of a contract with Suez Treatment Solutions Inc. was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.

Item 36 was pulled for discussion.

37. Authorize negotiation and execution of advanced funding agreements with Pressler RRI, LP to establish the Pressler/Paul Street Railroad Quiet Zone Project in an amount not to exceed \$1,611,379; amending the Fiscal Year 2018-2019 Austin Transportation Department Operating Budget Special Revenue Fund (Ordinance No. 20180911-001) to accept \$1,611,379 from Pressler RRI, LP; and amending the Fiscal Year 2018-2019 Austin Transportation Department Capital Budget (Ordinance No. 20180911-001) to transfer in and appropriate up to \$1,611,379 from the Austin Transportation Department Operating Budget Special Revenue Fund in support of the Pressler/Paul Street Railroad Quiet Zone Project. Related to Item 38. District(s) Affected: District 9.

The motion authorizing negotiation and execution of advanced funding agreements with Pressler RRI, LP was approved on consent on Council Member Alter’s motion, Council Member Houston’s second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.

- 38. Authorize negotiation and execution of Public Highway At-Grade Crossing Agreements with the Union Pacific Railroad to establish the Pressler/Paul Street Railroad Quiet Zone Project in an amount not to exceed \$2,087,555. Related to Item 37. District(s) Affected: District 9.
The motion authorizing negotiation and execution of Public Highway At-Grade Crossing Agreements with the Union Pacific Railroad was approved on consent on Council Member Alter’s motion, Council Member Houston’s second on a 10-0 vote. Mayor Pro Tem was absent.
- 39. Authorize payment of the City's membership fees for Fiscal Year 2018-2019 to the Greater Austin-San Antonio Corridor Council, which promotes the region's economic development, in an amount not to exceed \$100,000.
The motion authorizing payment to the Greater Austin-San Antonio Corridor Council was approved on consent on Council Member Alter’s motion, Council Member Houston’s second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.
- 40. Approve appointments and certain related waivers to citizen boards and commissions, to Council committees and other intergovernmental bodies and removal and replacement of members; and amendments to board and commission bylaws.
The following appointments and certain related waivers were approved on consent on Council Member Alter’s motion, Council Member Houston’s second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.

Nominations

<u>Board/Nominee</u>	<u>Nominated by</u>
<u>Construction Advisory Commission</u> Bobby Smith	Council Member Pool
<u>Community Technology and Telecommunications Commission</u> Dina Ayman	Council Member Pool
<u>Building and Standards Commission</u> Timothy Stostad	Council Member Pool
<u>Electric Board</u> Nicole Stasek	Council Member Kitchen
<u>Environmental Commission</u> Curtis Smith	Council Member Garza
<u>Board of Adjustment</u> Ada Corral	Mayor Adler

- 41. Approve a resolution directing the City Manager to provide a preliminary report and public briefing to the City Council related to the recent boil water mandate and water use restrictions; to

take actions related to emergency communications and further expressing City Council commitment to a resilient, clean and safe water supply. Council Sponsors: Council Member Ellen Troxclair, Council Member Sabino 'Pio' Renteria, Council Member Leslie Pool, Council Member Ora Houston, Council Member Alison Alter.

Resolution No. 20181115-041 was approved on consent as amended below on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.

The amendment proposed by Council Member Flannigan and included without objection was to add new Whereas clauses to read:

“WHEREAS, in a memo titled, Next Steps Regarding 2018-10-16 Flooding Event, dated October 28, 2018, the City Manager reports that, with any significant emergency when the Emergency Operations Center is activated, the City Manager prepares an After Action Report and Corrective Action Plan; and

WHEREAS, we would expect that the City Manager would fully assess all such significant events and report back to Council and the community, even without Council action; and

WHEREAS, in the October 28, 2018 memo the City Manager indicated the intent to discuss the After Action Report and Austin Water's in-depth review of its operations at the most recent and also at future council work sessions to report to Council; and

WHEREAS, at the November 13, 2018 council work sessions, the City Manager continued his reporting to Council with presentation of the boil water notification timeline as outlined in the November 9, 2018 memo titled, “October Boil Water Notification Timeline.”

42. Approve an ordinance waiving or reimbursing certain fees for the Art of Living Annual Fundraiser and Dinner, sponsored by Art of Living, to be held on December 16, 2018 at the Asian American Resource Center. Council Sponsors: Council Member Sabino 'Pio' Renteria, Council Member Jimmy Flannigan, Council Member Leslie Pool, Council Member Delia Garza. District(s) Affected: District 1.
Ordinance No. 20181115-042 was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.
43. Approve an ordinance waving or reimbursing certain fees for the Durga Puja 2018 event, sponsored by Central Texas Bengali Association, held from October 20-21, 2018, at the Asian American Resource Center. Council Sponsors: Council Member Alison Alter, Mayor Pro Tem Kathie Tovo, Council Member Jimmy Flannigan, Council Member Leslie Pool. District(s) Affected: District 1.
Ordinance No. 20181115-043 was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.
44. Approve the waiver or reimbursement of certain fees for the 2018 Shakespeare in the Park event, sponsored by Something for Nothing Theater, held from October 25 to November 10, 2018, at Ramsey Neighborhood Park. Council Sponsors: Council Member Alison Alter, Council Member Ann Kitchen, Mayor Pro Tem Kathie Tovo, Council Member Leslie Pool. District(s) Affected: District 10.

The motion approving the waiver or reimbursement of certain fees for the 2018 Shakespeare in the Park event was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.

45. Approve an ordinance waiving or reimbursing certain fees for the Transgender Day of Remembrance event, sponsored by Transgender Education Network of Texas, to be held on November 20, 2018, at George Washington Carver Museum, Cultural & Genealogy Center. Council Sponsors: Council Member Jimmy Flannigan, Council Member Delia Garza, Council Member Ann Kitchen, Council Member Sabino "Pio" Renteria, Mayor Steve Adler. District(s) Affected: District 1.
Ordinance No. 20181115-045 was approved on consent on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.
46. Set a public hearing in accordance with Chapter 26 of the Texas Parks and Wildlife Code to consider a resolution for the use of dedicated parkland, known as Quail Creek Neighborhood Park, for an approximately 69,970 square feet permanent expansion of the existing storm water detention pond and approximately 20,083 square feet for a temporary staging area; to construct, use, maintain, repair, and expand the existing detention pond as part of the Little Walnut Creek Flood Risk Reduction Project. (Suggested date and time: December 13, 2018 at 4:00 p.m., Austin City Hall, 301 W. 2nd Street, Austin, TX.) District(s) Affected: District 4.
The public hearing was set on consent for December 13, 2018, 4:00 p.m. at 301 W. Second Street, Austin, TX on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.
47. Set a public hearing to consider the expansion of the Austin Downtown Public Improvement District by adding one parcel of land at 208 Nueces Street, also known as 601 West Third Street, as requested by the property owner. (Suggested date and time: December 13, 2018, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX) District(s) Affected: District 9.
The public hearing was set on consent for December 13, 2018 4:00 p.m. at 301 W. Second Street, Austin, TX on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.
48. Set a public hearing relating to an application by The NRP Group, Ltd., or an affiliated entity, to the Texas Department of Housing and Community Affairs for the construction of a multi-family development to be known as Loyola Apartments, located at 6420 Loyola Lane, in the City of Austin. (Suggested date and time: November 29, 2018 at 4:00p.m., Austin City Hall, 301 W. Second Street, Austin, TX). District(s) Affected: District 1.
The public hearing was set on consent for November 29, 2018, 4:00 p.m. at 301 W. Second Street, Austin, TX on Council Member Alter's motion, Council Member Houston's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.
49. Set a public hearing to consider a request for a waiver from the minimum separation distance requirement of City Code, Section 4-9-4(A), which prohibits a business from selling alcoholic beverages within 300 feet of a public school. Hotel Magdalena, a proposed hotel at 110 Academy Dr., is situated on property that is within 300 feet of the Texas School for the Deaf, a public school located at 1102 S. Congress Ave. (Suggested date and time: December, 13, 2018, 4:00 p.m. at Austin City Hall, 301 W., Second Street, Austin, TX). District(s) Affected: District 9.
The public hearing was set on consent for December 13, 2018 4:00 p.m. at 301 W. Second Street, Austin, TX on Council Member Alter's motion, Council Member Houston's second on an 8-2 vote. Those voting aye were: Mayor Adler, Council Members Alter, Casar,

Flannigan, Garza, Kitchen, Renteria and Troxclair. Those voting nay were: Council Members Houston and Pool. Mayor Pro Tem Tovo was off the dais.

50. Set a public hearing to consider a request for a waiver from the minimum separation distance requirement of City Code, Section 4-9-4(A), which prohibits a business from selling alcoholic beverages within 300 feet of a public school. Soho House, a proposed private club at 1011 S. Congress Ave, is situated on property that is within 300 feet of the Texas School for the Deaf, a public school located at 1102 S. Congress Ave. (Suggested date and time: December, 13 2018, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX). District(s) Affected: District 9.1.

The public hearing was set on consent for December 13, 2018, 4:00 p.m. at 301 W. Second Street, Austin, TX on Council Member Alter's motion, Council Member Houston's second on an 8-2 vote. Those voting aye were: Mayor Adler, Council Members Alter, Casar, Flannigan, Garza, Kitchen, Renteria and Troxclair. Those voting nay were: Council Members Houston and Pool. Mayor Pro Tem Tovo was off the dais.

Items 73 and 74 were pulled for discussion.

DISCUSSION ITEMS

73. Authorize negotiation and execution of a design build agreement with JE Dunn Construction, for design and construction services for New Fire / EMS Stations project in an amount not to exceed \$12,000,000. [Note: This contract will be awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals 28.90% MBE and 18.50% WBE participation.]. District(s) Affected: District 2, District 6, District 8, District 10.

The motion authorizing negotiation and execution of a design build agreement with JE Dunn Construction was approved on Council Member Garza's motion, Council Member Alter's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.

18. Authorize negotiation and execution of all documents and instruments necessary or desirable to transfer in fee simple Lot 1, Brykerwoods Annex, a subdivision in Travis County, Texas, located at 3000 Funston Street to the Austin Housing Finance Corporation for the development of affordable residential housing. District(s) Affected: District 10.

The motion authorizing negotiation and execution of all documents and instruments necessary or desirable to transfer in fee simple Lot 1, Brykerwoods Annex was approved on Council Member Alter's motion, Council Member Renteria's second on a 10-0 vote. Mayor Pro Tem Tovo was off the dais.

20. Approve an ordinance amending the Fiscal Year 2018-2019 Schedule of Fees, Fines, and Other Charges to be set or charged by the City (Ordinance No. 20180911-002) to revise the Parks and Recreation Department's Cemetery Operations fees to fund increased contract fees from the vendor for interment services.

Ordinance No. 20181115-020 was approved on Council Member Houston's motion, Council Member Pool's second on a 9-0 vote. Council Member Troxclair voted nay. Mayor Pro Tem Tovo was off the dais.

22. Approve an ordinance amending the fiscal year 2018-2019 Parks and Recreation Department Operating Budget (Ordinance No. 20180911-001) for increased expenses and revenue associated with the amended contract for burial services at City cemeteries.

Ordinance No. 20181115-022 was approved on Council Member Houston's motion, Council Member Pool's second on a 9-1 vote. Council Member Troxclair voted nay. Mayor Pro Tem Tovo was off the dais.

36. Authorize an amendment to an existing contract with Interment Services, Inc., for continued interment and burial services at city cemeteries, to increase the amount by \$4,650,000 and to extend the term for up to five years, for a total revised contract amount not to exceed \$8,584,000. (Note: This contract amendment will be awarded in compliance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program).

The motion authorizing an amendment to an existing contract with Interment Services, Inc. was approved on Council Member Houston's motion, Council Member Pool's second on a 9-1 vote. Council Member Troxclair voted nay. Mayor Pro Tem Tovo was off the dais.

Mayor Adler recessed the Council Meeting at 11:12 a.m.

52. The Mayor will recess the City Council meeting to conduct a Board of Directors' Meeting of the Austin Housing Finance Corporation. Following adjournment of the AHFC Board meeting the City Council will reconvene.

Mayor Adler reconvened the Council Meeting at 11:14 a.m.

51. Approve a resolution authorizing the filing of eminent domain proceedings for the Wastewater Collection System Replacement Lines Group A Project for the acquisition of approximately 0.0137 of one acre (596 square feet) of land for a temporary working space easement and approximately 0.1488 of one acre (6,483 square feet) of land for a temporary access easement, all being out of Lot 1, Spicewood Springs Road Office Park, a Subdivision of Record in Book 85, pages 124A-124B, Plat Records, Travis County, Texas, said Lot 1 being described in a deed to Spicewood Forest Office Condominiums, of Record in Volume 12654, Page 1588, Real Property Records, Travis County, Texas, and in Volume 12840, page 2839, Real Property Records, Travis County, Texas, in the amount of \$11,657. The owner of the needed property is Spicewood Forest Owner's Association. The property is located entirely in District 10, at 4131 Spicewood Springs Road, Austin, Texas 78731. The general route of the project starts at the access driveway located at approximately 4131 Spicewood Springs Road and proceeds southwest for approximately 550 feet as a temporary access easement that encompasses approximately three parking spaces. District(s) Affected: District 10.

Resolution No. 20181115-051 was approved on Council Member Flannigan's motion, Council Member Casar's second 10-0 vote. Mayor Pro Tem Tovo was off the dais.

Mayor Adler recessed the Council Meeting to go into Executive Session at 11:20 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.

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

This item was withdrawn.

54. Discuss legal issues related to Lake Austin property tax issues (Private consultation with legal counsel-Section 551.071 of the Government Code).
This item was withdrawn.
55. Discuss legal issues related to Union Pacific Railroad and downtown noise (Private Consultation with legal counsel-Section 551.071 of the Government Code).
This item was withdrawn.

Mayor Adler stated item 23 would be discussed in Executive Session.

23. Approve an ordinance authorizing the negotiation and execution of an interlocal agreement regarding the release of approximately 33 acres of extraterritorial jurisdiction to the City of Dripping Springs. This action concerns land located within the Barton Springs Zone.
This item was postponed to November 29, 2018 on Council Member Pool's motion, Council Member Houston's second on an 8-2 vote. Those voting aye were: Mayor Adler, Mayor Pro Tem Tovo, Council Members Alter, Garza, Houston, Kitchen, Pool, and Renteria. Those voting nay were: Council Members Flannigan and Troxclair. Council Member Casar was off the dais.

Executive Session ended and Mayor Adler called the Council Meeting back to order at 12:20 p.m.

CITIZENS COMMUNICATIONS: GENERAL

Richard Colgan - TBD

Kathy Muelker – Animal Services - **Not Present**

Paul Robbins – City and budget issues

Susana Almanza – Reclaim, Rename, and Rebuild our city for people of all incomes

Dr. Koo Hyun Kim – I sued Texas Governor Greg Abbott to the Texas Criminal Supreme Court but he did not respond and failed to respond. He must go out of the office of Texas governor and he can't be re-elected at all.

Johnette Mason – Stopping automatic tax increases on historic home properties - **Not Present**

Mark Nowacki – Code enforcement - **Not Present**

Brian Seay – Update: Traffic congestion Project

Anthony Farmer – Fiscal Responsibility

Mckinley Gipson – The Arch Homeless shelter/Homelessness

DISCUSSION ITEMS CONTINUED

23. Approve an ordinance authorizing the negotiation and execution of an interlocal agreement regarding the release of approximately 33 acres of extraterritorial jurisdiction to the City of Dripping Springs. This action concerns land located within the Barton Springs Zone.

The motion to postpone was approved on Council Member Pool's motion, Council Member Houston's second on an 8-2 vote. Those voting aye were: Mayor Adler, Mayor Pro Tem Tovo, Council Members Alter, Garza, Houston, Kitchen, Pool, and Renteria. Those voting nay were: Council Members Flannigan and Troxclair. Council Member Casar was off the dais.

Mayor Adler recessed the Council Meeting at 12:52 p.m.

Mayor Adler called the Council Meeting back to order at 2:00 p.m.

ZONING AND NEIGHBORHOOD PLAN AMENDMENTS

56. C14H-1981-0018 - Kenney House - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning a portion of the property locally known as 611 W. 22nd Street from general office - mixed use - historic landmark (GO-MU-H) combining district to general office - mixed use (GO-MU) combining district zoning. First Reading approved on November 1, 2018. Vote: 10-0, Council Member Pool was off the dais. Applicant: Mike McHone. City Staff: Steve Sadowsky, Historic Preservation Office, Planning and Zoning Department, 512-974-6454. District(s) Affected: District 9.
The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20181115-056 for general office - mixed use-neighborhood plan (GO-MU-NP) combining district zoning for a portion of the tract was approved on Council Member Garza's motion, Council Member Pool's second on a 10-0 vote. Council Member Troxclair was off the dais.
57. NPA-2017-0021.01 -4530 E. Ben White Blvd. -Conduct a public hearing and approve an ordinance amending Ordinance No. 20061116-055 of the East Riverside/Oltorf Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the future land use designation on the future land use map (FLUM) on property locally known as 4530 E. Ben White Blvd. (Country Club Creek Watershed) from Commercial to Mixed Use land use. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed November 27, 2018. Owner/Applicant: Belco Equities, Inc. Agent: Coats Rose (John M. Joseph). City Staff: Maureen Meredith, (512) 974-2695. District(s) Affected: District 3.
This item was postponed to December 13, 2018 at the request of staff on Council Member Garza's motion, Council Member Pool's second on a 10-0 vote. Council Member Troxclair was off the dais.
60. C14-2018-0062 - University of Texas Law School Foundation- Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2902 Medical Arts Street and 2901 Hampton Road (Waller Creek Watershed). Applicant Request: To rezone from neighborhood commercial - mixed use - conditional overlay - neighborhood plan (LR-MU-CO-NP) combining district zoning to community commercial - mixed use - conditional overlay - neighborhood plan (GR-MU-CO-NP) combining district zoning. Staff Recommendation: To grant community commercial - mixed use - conditional overlay - neighborhood plan (GR-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on November 27, 2018. Owner/Applicant University of Texas Law School Foundation (Susan Hartenstein). Agent: Jackson Walker L.L.P. (Katherine Loayza). City Staff: Scott Grantham, 512-974-3574. District(s) Affected: District 9.
This item was postponed to December 13, 2018 at the request of staff on Council Member Garza's motion, Council Member Pool's second on a 10-0 vote. Council Member Troxclair was off the dais.

61. C14-2018-0056 6901 -Old Bee Caves Road- Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6901 Bee Caves Road (Williamson Creek Watershed- Barton Springs Zone). Applicant Request: To rezone from general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning to general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed November 13, 2018. Owner/Applicant: SRE/MRE Oak Hill Ltd. (J. Mark Stevenson). Agent: Drenner Group PC (Amanda Swor). City Staff: Heather Chaffin, 512 974-2122. District(s) Affected: District 8.
This item was postponed to November 29, 2018 at the request of staff on Council Member Garza's motion, Council Member Pool's second on a 10-0 vote. Council Member Troxclair was off the dais.
62. C14-85-288.43(RCA) 6901 Old Bee Caves Road - Conduct a public hearing and approve a restrictive covenant amendment on property locally known as 6901 Bee Caves Road (Williamson Creek Watershed- Barton Springs Zone). Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed November 13, 2018. Owner/Applicant: SRE/MRE Oak Hill Ltd. (J. Mark Stevenson). Agent: Drenner Group PC (Amanda Swor). City Staff: Heather Chaffin, 512 974-2122. District(s) Affected: District 8.
This item was postponed to November 29, 2018 at the request of staff on Council Member Garza's motion, Council Member Pool's second on a 10-0 vote. Council Member Troxclair was off the dais.
63. C14-2018-0079 - 11713 Jollyville Road - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 11713 Jollyville Road (Walnut Creek Watershed). Applicant Request: To rezone from limited office (LO) district zoning to community commercial-mixed use (GR-MU) combining district zoning. Staff Recommendation: To grant general office-mixed use-conditional overlay (GO-MU-CO) combining district zoning. Zoning and Platting Commission Recommendation: To be reviewed November 6, 2018. Owner/Applicant: Asian American Cultural Center, LLC (Amy Wong Mok). Agent: Armbrust and Brown, PLLC (Michael Whellan). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 10.
This item was postponed to November 29, 2018 at the request of staff on Council Member Garza's motion, Council Member Pool's second on a 10-0 vote. Council Member Troxclair was off the dais.
64. C14-2018-0092 - 11900 Buckner Road - District 6 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 11900 Buckner Road (Lake Creek Watershed). Applicant Request: To rezone from townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning to community commercial-mixed use (GR-MU) combining district zoning for Tract 1 and limited office-mixed use (LO-MU) combining district zoning for Tract 2. Staff Recommendation: Pending. Zoning and Platting Commission Recommendation: To be reviewed November 6, 2018. Owner/Applicant: Budget Leasing, Inc. (David Stein). Agent: McLean & Howard, LLP (Jeffrey Howard). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 6.
This item was postponed to December 13, 2018 at the request of staff on Council Member Garza's motion, Council Member Pool's second on a 10-0 vote. Council Member Troxclair was off the dais.

65. C14-2018-0077 Damac Commercial-Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 7712 FM 969 Road (Walnut Creek Watershed) from single family residence-standard lot (SF-2) district zoning to community commercial -mixed use (GR-MU) combining district zoning on Tract 1 and townhouse and condominium residence (SF-6) district zoning on Tract 2. Staff Recommendation: To grant neighborhood commercial-mixed use (LR-MU) combining district zoning on a portion of the property and townhouse and condominium residence (SF-6) district zoning on the remainder of the property. Zoning and Platting Commission Recommendation: To grant neighborhood commercial -mixed use (LR-MU) combining district zoning on a portion of the property and single family residence-standard lot (SF-2) district zoning on the remainder of the property. Owner/Applicant: Damac Real Estate Investment Group (Saqib Ali). Agent: Ausland Architects (Kennedy Whiteley). City Staff: Heather Chaffin, 512-974-2122. A Valid Petition has been filed in opposition to this request. District(s) Affected: District 1.
This item was postponed to November 29, 2018 at the request of Council on Council Member Garza's motion, Council Member Pool's second on a 10-0 vote. Council Member Troxclair was off the dais.
66. C14-2018-0094 - 2432 W Ben White Blvd Service Road Westbound - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning property locally known as 2432 West Ben White Boulevard Service Road Westbound (Barton Creek-Barton Springs Zone). Applicant's Request: To zone from unzoned to general commercial services (CS) district zoning. Staff Recommendation: To grant general commercial services (CS) district zoning. Planning Commission Recommendation: To grant general commercial services (CS) district zoning. Owner/Applicant: Vaquero Austin Lamar Partners, LP (W.A. Landreth, III). Agent: Coats Rose (John M. Joseph). City Staff: Scott Grantham, 512-974-3574. District(s) Affected: District 5.
The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20181115-066 for general commercial services (CS) district zoning was approved on Council Member Garza's motion, Council Member Pool's second on a 10-0 vote. Council Member Troxclair was off the dais.
58. NPA-2018-0023.01 -Berkman Terraces -Conduct a public hearing and approve an ordinance amending Ordinance No. 20070809-55, the University Hills/Windsor Park 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 6203, 6205, 6207 Berkman Drive & 6210 Hickman Avenue (Fort Branch Watershed) from Higher Density Single Family to Mixed Use land use. Staff recommendation: To approve an alternative recommendation of Neighborhood Mixed Use land use. Planning Commission Recommendation: To grant Mixed Use land use. Owner/Applicant: Berkman Terraces, LLC (Pierre Fay, Manager). Agent: Keepers Consulting (Ricca Keepers). City Staff: Maureen Meredith, (512) 974-2695. District(s) Affected: District 1.
The public hearing was conducted and a motion to close the public hearing and approve the ordinance on first reading only to change the land use designation on the future land use map (FLUM) to Mixed Use land use was approved on Council Member Casar's motion, Council Member Houston's second on an 11-0 vote.
59. C14-2018-0037- Berkman Terraces - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6203, 6205, and 6207 Berkman Drive and 6210 Hickman Avenue (Boggy Creek Watershed). Applicant Request: To rezone from neighborhood commercial -mixed use-neighborhood plan (LR-MU-NP) combining district zoning and townhouse and condominium residence-neighborhood plan (SF-6-NP) combining district to community commercial -mixed use-neighborhood plan (GR-MU-NP)

combining district zoning. Staff Recommendation: To grant neighborhood commercial -mixed use-neighborhood plan (LR-MU-NP) combining district zoning. Planning Commission Recommendation: To grant community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning. Owner/Applicant: Berkman Terraces, LLC (Pierre Fay). Agent: Keepers Consulting (Ricca Keepers). City Staff: Heather Chaffin, 512 974-2122. District(s) Affected: District 1.

The public hearing was conducted and a motion close to the public hearing and approve the ordinance on first reading only for community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning with the following conditions was approved on Council Member Casar's motion, Council Member Houston's second on an 11-0 vote.

The additional conditions were to:

- **Limit height to LR (40 ft and 3 stories)**
- **Limit uses to LR**
- **Prohibit service station use**
- **Prohibit vehicular access except emergency access to Hickman**

67. NPA-2018-0028.01 -Dessau Homes -Conduct a public hearing and approve an ordinance amending Ordinance No. 20110113-059, the Heritage Hills/Windsor Hills 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 10300 Dessau Road (Walnut Creek Watershed) from Single Family to Higher Density Single Family land use. Staff Recommendation: To grant Higher Density Single Family Use land use. Planning Commission recommendation: To grant Higher Density Single Family land use. Owner/Applicant: Central Texas Group, LLC. (Preya Sundaram). City Staff: Maureen Meredith, (512) 974-2695. District(s) Affected: District 1.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20181115-067 to change the land use designation on the future land use map (FLUM) to Higher Density Single Family land use was approved on Council Member Houston's motion, Council Member Pool's second on a 9-1 vote. Council Member Flannigan voted nay. Council Member Troxclair was off the dais.

68. C14-2018-0075 -Dessau Homes - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 10300 Dessau Road (Walnut Creek Watershed). Applicant Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to townhouse and condominium residence-neighborhood plan (SF-6-NP) combining district zoning. Staff Recommendation: To grant to townhouse and condominium residence-neighborhood plan (SF-6-NP) combining district zoning. Planning Commission Recommendation: To grant townhouse and condominium residence-conditional overlay - neighborhood plan (SF-6-CO-NP) combining district zoning. Owner/Applicant: Central Texas Group, LLC (Preya Sundaram). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 1.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20181115-068 for townhouse and condominium residence-neighborhood plan (SF-6-NP) combining district zoning was approved on Council Member Houston's motion, Council Member Pool's second on a 9-1 vote. Council Member Flannigan voted nay. Council Member Troxclair was off the dais.

Mayor Adler recessed the Council Meeting at 3:29 p.m.

Mayor Adler called the Council Meeting back to order at 3:54 p.m.

DISCUSSION ITEMS CONTINUED

16. Approve an ordinance amending the City Code to add a new Chapter 2-15 to create the Office of Police Oversight.

The motion to approve the ordinance was made by Council Member Casar and seconded by Council Member Kitchen.

A motion to amend the ordinance was approved on Council Member Casar's motion, Council Member Alter's second and accepted without objection.

The amendments were to add the following:

To revise PART 2. §2-15-1, (A) (2) to read:

“(2) COMPLAINT means a verbal or written communication alleging that an officer may have violated a civil service rule established by the City of Austin Firefighters’, Police Officers’ and Emergency Medical Services Personnel’s Civil Service Commission, and any expansion of the definition of COMPLAINT in a labor agreement with the Austin Police Association.”

To add a new PART 2. §2-15-2, (B) (10-13) to read:

“(10) Advise the City Manager on public release of police video recordings, as soon as permitted by law, including vehicle dash camera and body worn camera video, involving incidents of significant public interest taking into consideration the City's law enforcement and public safety needs and the findings of this ordinance.

(11) Conduct preliminary reviews of external complaints and make recommendations regarding potential department policy violations and the department's investigative review classifications;

(12) Conduct random assessments of the department's use of force reviews and body camera usage;

(13) Conduct community engagement activities;”

To revise PART 2. §2-15-2, (C) to read:

“(1) have direct access as permitted by law, to department personnel and to records of the department, including records concerning investigations, necessary to carry out the responsibilities in part (B) of this section; and

“(2) shall make public, as permitted under Chapter 143 of the Texas Local Government Code or the terms of any labor agreement with the Austin Police Association, information received from the department.”

Resolution No. 20181115-016 was approved as amended above on Council Member Casar's motion, Council Member Kitchen's second on an 11-0 vote.

74. Discuss and take appropriate action regarding the proposed Meet and Confer Agreement between the City of Austin and the Austin Police Association relating to wages, hours, and terms and conditions of employment for police officers employed by the Austin Police Department.

Resolution No. 20181115-074 was approved on Council Member Flannigan's motion, Council Member Alter's second on an 11-0 vote.

PUBLIC HEARINGS

69. Conduct a public hearing and consider an ordinance regarding Texas Gas Service's revised Conservation Adjustment Clause Tariff and its proposal to change customer gas rates and the complaint of an affected person under the Texas Utilities Code.
The motion to postpone the item to November 29, 2018 was approved on Council Member Alter's motion, Council Member Garza's second on an 8-0 vote. Mayor Adler, Council Member Houston and Casar were off the dais.
70. Conduct a public hearing and consider a resolution relating to an application by AMTEX Multi-Housing, LLC, or an affiliated entity, to the Texas Department of Housing and Community Affairs for Low Income Housing Tax Credits for the construction of an affordable multi-family development to be known as the Limestone Ridge Senior Apartments, located at 6907 & 7011 McKinney Falls Parkway, Austin, Texas 78744, which is in the City's extraterritorial jurisdiction.
The public hearing was conducted and a motion to close the public hearing and approve Resolution No. 20181115-070 was approved on Council Member Renteria's motion, Council Member Flannigan's second on a 6-0 vote. Council Members Garza and Troxclair abstained. Mayor Adler, Council Members Alter and Houston were off the dais.
71. Conduct a public hearing and consider a resolution relating to an application by RISE Residential Construction, L.P., or an affiliated entity, to the Texas Department of Housing and Community Affairs for the construction of a multi-family development to be known as Lakeway Apartment Homes, located on FM 620 at Storm Drive, in the City's extraterritorial jurisdiction and acknowledging certain facts related to the allocation of housing tax credits and private activity bonds within the City and near the proposed development.
The public hearing was conducted and a motion to close the public hearing and approve Resolution No. 20181115-071 was approved on Council Member Flannigan's motion, Council Member Renteria's second on an 8-0 vote. Mayor Adler, Council Members Alter and Houston were off the dais.
72. Conduct a public hearing and consider a resolution relating to an application by RISE Residential Construction, L.P., or an affiliated entity, to the Texas Department of Housing and Community Affairs for the construction of a multi-family development to be known as Austin Parmer II Apartment Homes, located near the intersection of Bellingham and East Parmer Lane, in the City's extraterritorial jurisdiction and acknowledging certain facts related to the allocation of housing tax credits and private activity bonds within the City and near the proposed development.⁵⁶ Conduct a public hearing and consider an appeal by David Knapp, represented by Nikelle Meade, of the Zoning and Platting Commission's denial of a preliminary plan and associated environmental variance for Live Oak Springs preliminary plan, located at 9406 Morninghill Drive.
The public hearing was conducted and a motion to close the public hearing and approve Resolution No. 20181115-072 was approved on Council Member Renteria's motion, Council Member Flannigan's second on a 6-1 vote. Council Member Troxclair voted nay. Mayor Adler, Council Members Alter, Casar and Houston were off the dais.

Mayor Pro Tem Tovo adjourned the meeting at 5:21 p.m. without objection.

LIVE MUSIC

Aldo Ramon

PROCLAMATIONS

Wildland Conservation Volunteer Appreciation Day – To be presented by Mayor Pro Tem Kathie Tovo and to be accepted by Samantha Eberhardt and Wildland volunteers.

Habitat for Humanity Electrical Crew Volunteer Recognition Day – To be presented by Council Member Ann Kitchen and to be accepted by Barry Fisette, Kirby Watson, and Jon Wells.

The minutes were approved on this the 29th day of November 2018 on Council Member Garza's motion, Mayor Pro Tem Tovo's second on a 10-0 vote. Council Member Troxclair was off the Dias.