



**Austin City Council
MINUTES**

**REGULAR MEETING
THURSDAY, JANUARY 8, 2004**

Invocation: The Rev. Robby Vickery, St. Michael's Episcopal Church

The following represents the actions taken by the Austin City Council in the order they occurred during the meeting. While the minutes are not in sequential order, all agenda items were discussed. The City Council of Austin, Texas, convened in a regular meeting on Thursday, January 8, 2004 in the Board Room at Lower Colorado River Authority Hancock Building, 3700 Lake Austin Boulevard.

Mayor Wynn called the Council Meeting to order at 10:20 a.m.

CONSENT AGENDA

The following items were acted on by one motion. No separate discussion or action occurred on any of the items. The consent items were approved on Council Member McCracken's motion, Council Member Alvarez' second on a 6-0 vote. Mayor Pro Tem Goodman was off the dais.

1. Approval of minutes from the meeting of December 11, 2003.
The minutes from the meeting of December 11, 2003 were approved.

Item 2 was pulled for discussion.

3. Approve an Ordinance repealing Chapter 15-1 of the City Code and adopting a new Chapter 15-1 relating to Cross Connection Control regulations, creating offenses, and approving penalties. The Ordinance addresses connections between the City's water system and other water systems and the use of appropriate connection devices. (Funding for the implementation and operations of the Cross Connection Control Program was included in the Approved Fiscal Year 2003-2004 Operating Budget of the Austin Water Utility.) (Recommended by Water and Wastewater Commission)

Ordinance No. 040108-3 was approved.

4. Authorize negotiation and execution of an amendment to the existing professional services agreement with PBS&J, Austin, TX, for additional design phase engineering services for the Barton Creek Lift Station Force Main Project, in the amount not to exceed \$95,814 for a total amount not to exceed \$1,767,783. (Funding in the amount of \$95,814 is included in the Fiscal Year 1999-2000 Amended Capital Budget of the Austin Water Utility.) 11.6% MBE and 15.92% WBE subcontractor participation to date. (Recommended by Water and Wastewater Commission)

This item was postponed to January 15, 2004.

5. Approve Service Extension Request No. 2297 for water utility service not to exceed a peak hour flow of 425 gallon per minute (gpm) for a tract of approximately 44.43 acres owned by TCR South Central 1999, Inc., located within the Drinking Water Protection Zone at 8818 Travis Hill Drive. (Recommended by Water and Wastewater Commission)
The motion authorizing the Service Extension Request No. 2297 was approved.
6. Approve an Ordinance authorizing acceptance of \$491,782 in grant funds from the U.S. Department of Health and Human Services, Health Resources and Services Administration (HRSA) for renovations to the South Austin Multipurpose Center, and amending Ordinance No. 030908-02, the approved Fiscal Year 2003-2004 Capital Budget of the Health and Human Services Department, by appropriating \$491,782 in HRSA grant funds from the U.S. Department of Health and Human Services for renovations and creek bed stabilization at the South Austin Multipurpose Center. (Funding in the amount of \$491,782 will be available through a grant from the U.S. Health and Human Services Department.)
Ordinance No. 040108-06 was approved.
7. Authorize execution of a 3-month extension to the contract with CAPITAL IDEA, INC. (INVESTING IN DEVELOPMENT AND EMPLOYMENT OF ADULTS), Austin, TX for provision of workforce development social services in an amount not to exceed \$208,008 during the period October 1, 2003 through December 31, 2003, for a total 15-month contract amount not to exceed \$1,040,042. (Funding in the amount of \$208,008 is available in the Fiscal Year 2003-2004 Approved Operating Budget of the Health and Human Services Department.)
The motion authorizing the execution of an extension to the contract was approved.
8. Approve a resolution authorizing the application for \$31,875 in grant funding from the State of Texas, Governor's Office, Criminal Justice Division, Safe and Drug-Free Schools and Communities Act Fund for the Austin Faith Community Network to increase youth activities and continue hosting the annual conference. (Funding is available from the State of Texas, Governor's Office, Criminal Justice Division, for the grant period September 1, 2004 to August 31, 2005. An in-kind match of \$10,625 is required, and is included in the Fiscal Year 2003-2004 Operating Budget for the Austin Police Department, and will also be proposed in the Fiscal Year 2004-2005 Operating Budget for the Austin Police Department.)
Resolution No. 040108-8 was approved.
9. Authorize execution of a construction contract with TEXAS ROAD & UTILITIES, INC., (WBE/FR - 53.45%) Buda, TX for Del Valle Service to Annexed Areas Water & Wastewater Improvements Area 2B Project in the amount of \$3,199,183.75 plus a \$319,918 contingency, for a total contract amount not to exceed \$3,519,101.75. (Funding in the amount of \$3,519,101.75 is included in Fiscal Year 2002-2003 Amended Capital Budget of the Austin Water Utility.) Lowest bid of four received. 23.40% MBE and 1.98% WBE subcontractor participation. (Recommended by Water and Wastewater Commission.)
The motion authorizing the execution of a construction contract was approved.

10. Authorize execution of a construction contract with AUSTIN ENGINEERING COMPANY, INC., Austin, TX, for street reconstruction and utility improvements on 30th Street from Speedway to Lamar in the amount of \$1,927,069.65 plus a \$96,354 contingency, for a total contract amount not to exceed \$2,023,423.65. (Funding in the amount of \$1,521,964.13 is available in the Fiscal Year 2003-2004 Capital Budget of the Public Works Department; \$501,459.52 is available in Fiscal Year 2003-2004 Capital Budget of the Austin Water Utility.) Lowest bid of five received. 11.72% MBE and 12.36% WBE Subcontractor Participation.
The motion authorizing the execution of a construction contract was approved.
11. Authorize execution of a construction contract with CASH CONSTRUCTION COMPANY, LTD, Pflugerville, TX for the Austin Clean Water Program - Little Walnut/Buttermilk @ Centre Creek Project in the amount of \$3,009,857 plus a \$300,985.70 contingency, for a total contract amount not to exceed \$3,310,842.70. (Funding in the amount of \$3,310,842.70 is included in the Fiscal Year 2003-2004 Approved Capital Budget of the Austin Water Utility.) Lowest bid of seven received. 18.39% MBE and 3.20% WBE subcontractor participation.
This item was postponed to February 12, 2004.
12. Authorize execution of a construction contract with HAEGELIN CONSTRUCTION COMPANY, LTD., Austin, TX for the Austin Clean Water Program: West University Area Overflow Abatement Project Phase II and Lamar Boulevard Sidewalk (West 24th to West 29th St) in the amount of \$1,496,729.80 plus a \$149,672.98 contingency, for a total contract amount not to exceed \$1,646,402.78. (Funding in the amount of \$1,457,902.66 is included in the Fiscal Year 2003-2004 Capital Budget of the Austin Water Utility, and \$188,500.12 is available in the Fiscal Year 2000-2001 Amended Capital Budget of the Transportation, Planning, and Sustainability Department.) Lowest bid of 5 received 21.90% MBE and 8.64% WBE subcontractor participation
The motion authorizing the execution of a construction contract was approved.
13. Authorize execution of a 12-month service agreement with GLOVES, INC., Austell, GA for the cleaning and repair of bunker gear in an amount not to exceed \$70,000, with two 12-month extension options in an amount not to exceed \$70,000 per extension option, for a total agreement amount not to exceed \$210,000. (Funding in the amount of \$46,667 is available in the Fiscal Year 2003-2004 Approved Operating Budget of the Fire Department. Funding for the remaining 4 months of the original contract period and extension options is contingent upon available funding in future budgets.) Lowest bid of 2 bids received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
The motion authorizing the execution of a service agreement was approved.
14. Authorize execution of a 12-month supply agreement with CARBONITE FILTER CORPORATION, Delano, PA for anthracite filter material for the Austin Water Utility, in an amount not to exceed \$74,700, with two 12-month extension options in an amount not to exceed \$74,700 per extension option, for a total contract amount not to exceed \$224,100. (Funding in the amount of \$56,025 is available in the Fiscal Year 2003-2004 Approved Operating Budget of the Austin Water Utility. Funding for the remaining three months of the original contract period and extension options is contingent upon available funding in future budgets.) Low bid of four bids received. This contract will be awarded in compliance with the 1996 MBE/WBE Ordinance, as amended. No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
The motion authorizing the execution of a supply agreement was approved.

15. Authorize negotiation and execution of a contract through the Interlocal Agreement with Fairfax County, Virginia as part of the U.S. Communities Government Purchasing Alliance, with HERMAN MILLER, AUSTIN, TX, for the purchase and installation of furniture for George Washington Carver Museum and Cultural Center and Carver Branch Public Library in an amount not to exceed \$130,627.35. (Funding in the amount of \$130,627.35 is available in the Fiscal Year 2003-2004 Approved Capital Budget of the Library Department and Parks and Recreation Department.) Purchasing Cooperative.
The motion authorizing the negotiation and execution of a contract through the Interlocal Agreement was approved.

16. Approve an ordinance amending City Code Section 12-4-24 by repealing the subsection relating to Highview Drive and adding Spring Lake Drive/Highview Drive, Glass Mountain Trail and Asmara Drive/High Hollow Drive to the list of streets having a maximum speed limit of 25 miles per hour; amending Section 12-4-41 by adding a portion of River Place Boulevard to the list of streets having a maximum speed limit of 35 miles per hour; and Section 12-4-43 by adding portions of River Place Boulevard and McNeil Drive to the list of streets having a maximum speed limit of 45 miles per hour. (Funding in the amount of \$3000 is available in the Fiscal Year 2003-2004 Operating Budget of the Transportation, Planning & Sustainability Department for the installation of the appropriate speed limit signs.)
Ordinance No. 040108-16 was approved.

17. Authorize execution of an Advance Funding Agreement with the Texas Department of Transportation (TxDOT) for a High Occupancy Vehicle (HOV) Study. (Funding in the amount of \$160,000 is available from TxDOT in Federal Surface Transportation Program (STP) 4C funds and is included in the Fiscal Year 2003-2004 Amended Capital Budget of the Transportation, Planning & Sustainability Department. The City's match is \$40,000; funding is available in the Fiscal Year 2001-2002 Amended Capital Budget of the Transportation, Planning & Sustainability Department.)
The motion authorizing the execution of an Advance Funding Agreement was approved.

18. Board and Commission Appointments.
The following appointments were made:

Board/ Appointee	Consensus/ Council Nominee	Appointment/ Reappointment
<u>Balcones Canyonlands Conservation Plan Citizens Advisory Committee</u>		
Mary Ruth Holder (COA Environmental Board Rep.)	Consensus	Appointment
Glen Coleman (COA Water & Wastewater Com. Rep.)	Consensus	Appointment
Linda Guerrero (COA Parks and Recreation Board Rep.)	Consensus	Appointment
<u>Commission on Immigrant Affairs</u>		
Edna Yang	Consensus	Appointment
<u>Downtown Commission</u>		
Robert Knight (Urban Land Institute Rep.)	Consensus	Appointment
Joan Ternus (Hispanic Chamber of Commerce Rep.)	Consensus	Reappointment
<u>Federally Qualified Health Center Board</u>		
William Kuykendall	Consensus	Reappointment

Housing Authority of the City of Austin

Charles Bailey
Carl Richie

Mayor Wynn's
Mayor Wynn's

Reappointment
Reappointment

Water and Wastewater Commission

Laura Raun

Mayor Wynn's

Appointment

19. Consider an ordinance appointing the Presiding Judge, Associate Judges, Downtown Austin Community Court Judge and Substitute Judges to the City of Austin Municipal Court for the 2004-2005 judicial term, and setting compensation and benefits. (Mayor Will Wynn, Mayor Pro Tem Jackie Goodman and Council Member Brewster McCracken)
This item was postponed to January 15, 2004.
20. Authorize the City Manager to negotiate and execute an amendment to the Fiscal and Personnel Management Agreement and the related Letter of Agreement concerning staff management with the Capital Area Metropolitan Planning Organization (CAMPO) to remove the position of Executive Director from the City staff assigned to work on CAMPO matters. (Council Member Brewster McCracken and Mayor Will Wynn)
The motion authorizing the City Manager to negotiate and execute an amendment was approved.
21. Approve a resolution authorizing co-sponsorship by the City of Austin, waiving and authorizing reimbursement of various fees under Chapter 15-11 of the City Code, and authorizing payment of barricade, police and solid waste services costs associated with the Austin Area Heritage Council's 2003 Martin Luther King, Jr. Parade to be held on January 19, 2004. (Mayor Will Wynn, Mayor Pro Tem Jackie Goodman and Council Member Danny Thomas)
Resolution No. 030108-21 was approved.
22. Set a public hearing to consider a request for a waiver from the minimum distance requirement of City Code Section 8-3-4(A) between a proposed bar at 121 East 5th Street and a school located at 216 East 4th Street. (Suggested date and time: January 29, 2004 at 6:00 p.m., Lower Colorado River Authority, Hancock Building)
The public hearing was set for January 29, 2004 at 6:00 p.m., Lower Colorado River Authority, Hancock Building.
23. Set a public hearing to consider and approve an ordinance amending Chapter 25-10-152 of City Code relating to Nonconforming Sign technology and Sign area. (Suggested date and time: February 5, 2004 at 6:00 p.m., Lower Colorado River Authority, Hancock Building) (Recommended by the Codes and Ordinances Committee of the Planning Commission, and the Planning Commission.)
The public hearing was set for February 5, 2004 at 6:00 p.m., Lower Colorado River Authority, Hancock Building.

Items 24 and 25 were reconsidered later in the meeting.

Items 26 through 32 were Executive Session items.

Items 33 through 34 were Action on Executive Session items.

Items Z-1 to Z-8 were Zoning items set for 4:00 p.m.

Item 35 was a public hearing set for 6:00 P.M.

Mayor Wynn recessed the Council Meeting to go into Executive Session at 10:30 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.

Private Consultation with Attorney - Section 551.071

Item 26 was discussed later in Executive Session.

27. Discuss legal issues in *Nolan Lujan, et al. v. City of Austin*, Cause No. A-03-CA-56 SS; U.S. District Court, Western District of Texas-Austin Division. (concerns Emergency Medical Services employees seeking to recover overtime compensation) (Related Item 33)

Item 28 was discussed later in Executive Session.

29. Discuss legal issues related to *Northwest Austin Municipal Utility District No. 1, et al. v. City of Austin*, Cause No. GN203378, in the 53rd Judicial District Court of Travis County, Texas. (concerns tax issues in this particular municipal utility district)

Item 30 was discussed later in Executive Session.

31. Discuss legal issues related to *Brian Rodgers v. City of Austin and Endeavor Real Estate Group, L.L.C.*, Cause No. GN30466 in the 345th Judicial District Court of Travis County, Texas. (concerns the City's use of economic-development sales tax incentives to the developer of the Domain, a multi-use development located at MoPac Boulevard and Braker Lane)

Item 32 was discussed later in Executive Session.

Executive Session ended and Mayor Wynn called the Council meeting back to order at 12:05 p.m.

CITIZEN COMMUNICATIONS: GENERAL

Morgan Little - Veteran's Day Parade - Thank you Council for your support. Military Service Coalition representation.

Mary Lehmann - All-Lease Estimate for Mueller, An Update

Robert Singleton - Leasing Mueller

Pat Johnson - Molestation of motorists and property owners by towing companies.

Action on Executive Session

33. Approve settlement in *Nolan Lujan, et al. v. City of Austin*, Cause No. A-03-CA-56 SS; U.S. District Court; Western District of Texas-Austin Division. (concerns Emergency Medical Service employees seeking to recover overtime compensation)(Related Item 27)
The motion to accept the settlement in the amount of \$221,104.54 for the class members and \$301,236.20 for later claimants was approved on Council Member Alvarez' motion, Council Member Thomas' second on a 7-0 vote.

Mayor Wynn recessed the Council Meeting to go into Executive Session at 12:33 p.m.

EXECUTIVE SESSION CONTINUED

26. Discuss legal issues relating to the labor negotiations for a Meet and Confer contract with the Austin Police Association.
28. Discuss legal issues in *Susan M. Murray v. the City of Austin and Channy Soeur*, Cause No. A-02-CA-784SS; U.S. District Court, Western District of Texas-Austin Division. (concerns alleged employment discrimination and retaliation) (Related Item 34)
30. Discuss legal issues related to *Eli Garza, et al. v. the City of Austin*, Cause No. 03-03-00307-CV in the Third Court of Appeals at Austin. (concerns development rights of property at William Cannon and MoPac Boulevard)
32. Discuss legal issues in *Walter Session, et al. v. Rick Perry, et al.*, Cause No. 2:03-CV-254 in the U.S. District Court, Eastern District of Texas. (concerns Legislative redistricting)

Executive Session ended and Mayor Wynn called the Council Meeting back to order at 4:26 p.m.

Action on Executive Session Continued

34. Approve a settlement in *Susan M. Murray v. the City of Austin and Channy Soeur*, Cause No. A-02-CA-784SS; U.S. District Court; Western District of Texas-Austin Division (concerns alleged employment discrimination and retaliation) (Related Item 28)
The motion to accept the settlement of \$78,500 was approved on Council Member Dunkerley's motion, Mayor Wynn's second on a 5-0 vote. Mayor Pro Tem Goodman and Council Member McCracken were off the dais.
24. Set a public hearing on the proposed Brentwood/Highland Combined Neighborhood Planning Area, a proposed amendment to the Austin Tomorrow Comprehensive Plan. (Suggested date and time: March 25, 2004, 6:00 p.m., Lower Colorado River Authority, Hancock Building)
The public hearing was set for March 25, 2004, 6:00 p.m., Lower Colorado River Authority, Hancock Building.

A motion to reconsider Item 24 was approved on Council Member Alvarez' motion, Mayor Wynn's second on a 5-0 vote. Mayor Pro Tem Goodman and Council Member McCracken were off the dais.

The public hearing was set for March 25, 2004, 4:00 p.m., Lower Colorado River Authority, Hancock Building on Council Member Slusher's motion, Mayor Wynn's second on a 5-0 vote. Mayor Pro Tem Goodman and Council Member McCracken were off the dais.

25. Set a public hearing on a proposed amendment to the Montopolis Neighborhood Plan for a portion of 900 Bastrop Hwy and 7300-7320 Riverside Drive, to change the Future Land Use Map designation from commercial to residential. (Suggested date and time: January 15, 2004 at 6:00 p.m., Lower Colorado River Authority, Hancock Building.) (Planning Commission hearing for this case is set for January 15, 2004.)

The public hearing was set for January 15, 2004 at 6:00 p.m., Lower Colorado River Authority, Hancock Building.

A motion to reconsider Item 25 was approved on Council Member Alvarez' motion, Mayor Wynn's second on a 5-0 vote. Mayor Pro Tem Goodman and Council Member McCracken were off the dais.

The public hearing was set for January 15, 2004, 4:00 p.m., Lower Colorado River Authority, Hancock Building on Council Member Slusher's motion, Mayor Wynn's second on a 5-0 vote. Mayor Pro Tem Goodman and Council Member McCracken were off the dais.

ZONING CONSENT ITEMS

The following zoning items were acted on by one motion. No separate discussion or action occurred on any of the items. The public hearings were closed and consent items were approved on Council Member Thomas' motion, Mayor Pro Tem Goodman's second on a 7-0 vote.

- Z-1 Conduct a public hearing and approve an ordinance to amend the Central East Austin Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, to establish the areas within the planning area in which special uses and lot reduction option will be allowed. (December 9, 2003 - Four members of the Planning Commission voted in favor of this amendment and two voted against the amendment. Under the Commission rules, however, the affirmative vote of five commissioners is required for the Commission to take action.) (Related Items Z-2, Z-3)

This item was postponed to January 29, 2004 at staff's request.

- Z-2 Conduct a public hearing and approve an ordinance to amend the Central East Austin Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, to change the Future Land Use Map from single-family residential land use designation to a multi-family residential land use designation for 2017 & 2101 E. 8th Street. (Planning Commission Recommendation: To deny multi-family residential land use designation.) (Related Items Z-1, Z-3)

This item was postponed to February 12, 2004 at the applicant's request.

- Z-3 C14-03-0096 - Central East Austin Planning Area Rezoning - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2017 and 2101 East 8th Street (Town Lake Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to multifamily residence moderate-high density (MF-4) district zoning. Planning Commission Recommendation: To deny multi-family residence moderate-high density (MF-4) district zoning. Applicant: Louree Atkins. Agent: Bernice Butler. City Staff: Annick Beaudet, 974-2975 (Related Items Z-1, Z-2)

This item was postponed to February 12, 2004 at the applicant's request.

- Z-4 C14-03-0090.SH - KB Sheldon 230 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning and rezoning property locally known as southeast of Thaxton Road at Salt Springs Drive (Marble Creek and Onion Creek Watersheds) from interim-single family residence standard lot (I-SF-2) district zoning, family residence (SF-3) district zoning, and interim-single family residence small lot (I-SF-4A) district zoning to single family residence standard lot (SF-2) district zoning for Tracts 1 and 7; rural residence (RR) district zoning for Tracts 2 and 3; and single family residence small lot (SF-4A) district zoning for Tracts 4, 5 and 6. Zoning and Platting Commission Recommendation: To grant single family residence standard lot (SF-2) district zoning for Tracts 1 and 7; rural residence (RR) district zoning for Tracts 2 and 3; and single family residence small lot (SF-4A) district zoning for Tracts 4, 5 and 6, with conditions. Applicant: KB Home Lone Star, LP (John Zinsmeyer). Agent: Longaro & Clarke, Inc. (Alex Clarke). City Staff: Wendy Walsh, 974-7719.
Ordinance No. 040108-Z-4 for single family residence standard lot (SF-2) district zoning for Tracts 1 and 7; rural residence (RR) district zoning for Tracts 2 and 3; and single family residence small lot (SF-4A) district zoning for Tracts 4, 5 and 6, with conditions was approved.
- Z-5 C14-03-0151 - Allen Samuels Dodge - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 12301 Interstate Highway 35 North (Walnut Creek Watershed) from general office (GO) district zoning and limited office (LO) district zoning to community commercial-conditional overlay (GR-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant to community commercial-conditional overlay (GR-CO) combining district zoning. Applicant: Solo Star Realty, Inc. (William O. Welch). Agent: Lopez-Phelps & Associates (Amelia Lopez-Phelps). City Staff: Sherri Gager, 974-3057.
Ordinance No. 040108-Z-5 for community commercial-conditional overlay (GR-CO) combining district zoning with the addition of hotel and motel to the list of prohibited uses was approved.
- Z-6 C14-00-2112.SH (RCA) - Austin-Century Park Ltd. - Conduct a public hearing and approve a restrictive covenant amendment for the property locally known as 13601 & 13605 Ida Ridge Drive and 2700, 2800, and 2900 Century Park Drive (Walnut Creek Watershed). Zoning and Platting Commission Recommendation: To grant the restrictive covenant amendment. Applicant: Austin-Century Park Ltd. Agent: Mike McHone Real Estate (Mike McHone). City Staff: Sherri Gager, 974-3057.
The motion authorizing the restrictive covenant amendment was approved.
- Z-7 C14-03-0159 - Beeco Property - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1603 Century Street (Gilleland Creek Watershed) from single family residence standard lot (SF-2) district zoning to limited industrial services (LI) district zoning. Zoning and Platting Commission Recommendation: To grant limited industrial services-conditional overlay (LI-CO) combining district zoning. Applicant: Beeco Equipment Corporation (J. Randy Bean). Agent: Erik Solmundson. City Staff: Sherri Gager, 974-3057.
Ordinance No. 040108-Z-7 for limited industrial services-conditional overlay (LI-CO) combining district zoning was approved.

ZONING DISCUSSION ITEM

- Z-8 C14-03-0141 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1505 Bouldin Avenue (West Bouldin Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to single family residence small lot-neighborhood plan (SF-4A-NP) combining district zoning. Planning Commission Recommendation: To grant single family residence small lot-neighborhood plan (SF-4A-NP) combining district zoning. Applicant: Mayhen, L.L.C. Agent: Vincent Gerard & Associates, Inc. (Vincent Huebinger). City Staff: Annick Beaudet, 974-2975.
The public hearing was closed on Mayor Pro Tem Goodman's motion, Council Member Dunkerley's second on a 7-0 vote.

The first reading of the ordinance for single-family residence small lot-neighborhood plan (SF-4A-NP) combining district zoning was approved on Council Member McCracken's motion, Mayor Wynn's second on a 7-0 vote.

LIVE MUSIC

Byrd & Street

PROCLAMATIONS

Distinguished Service Award - Jody Hamilton - to be presented by Mayor Will Wynn and to be accepted by the honoree

Proclamation – Spay Austin Campaign Days – to be presented by Council Member Brewster McCracken and to be accepted by Natasha Rosofsky.

Honorary Citizen Certificates - Japanese Delegation - to be presented by Mayor Will Wynn and to be accepted by the honorees

PUBLIC HEARINGS AND POSSIBLE ACTION

35. Conduct a public hearing to receive public comment regarding the proposed amendment to Exhibit A of Ordinance 030908-4 affecting the GreenChoice® Energy Rider. (Related Item 2)
The public hearing was closed on Mayor Pro Tem Goodman's motion, Mayor Wynn's second on a 7-0 vote.
2. Amend Exhibit A of Ordinance No. 030908-4 to add a Batch-3 Green Power Charge for renewable energy sources to the Electric Rate Schedule GreenChoice® Energy Rider. (Recommended by the Resource Management Commission. Recommended by the Electric Utility Commission.) (Related Item 35)
Ordinance No. 040108-2 was approved on Council Member Slusher's motion, Council Member Dunkerley's second on a 7-0 vote.

The motion to adjourn the meeting at 6:24 p.m. was approved on Council Member Slusher's motion, Council Member Alvarez' second on a 7-0 vote.

The minutes for the Regular Meeting of January 8, 2004 were approved on this the 15th day of January, 2004 on Council Member Dunkerley's motion, Mayor Wynn's second on a 4-0 vote. Mayor Pro Tem Goodman and Council Members McCracken and Thomas were off the dais.