



**Austin City Council  
MINUTES**

**REGULAR MEETING  
THURSDAY, FEBRUARY 5, 2004**

**Invocation:** The Rev. Greg Rickel, St. James 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, February 5, 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 10:10 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 Dunkerley's second on a 7-0 vote.

1. Approval of minutes from the meeting of January 29, 2004.  
The minutes from the meeting of January 29, 2004 were approved
2. Authorize the City Manager to negotiate and execute the first amendment to the "Interlocal Agreement Regarding Temporary Wholesale Water and Wastewater Service" between the City of Austin, City of Pflugerville, and Northtown Municipal Utility District to set forth terms for the transition of wholesale water and wastewater service from the City of Pflugerville to the City of Austin for a portion of the Northtown Municipal Utility District and for the exchange of easements between the parties for the necessary water and wastewater infrastructure. (Recommended Water and Wastewater Commission) (Related Item 10)  
The motion authorizing the City Manager to negotiate and execute the first amendment to the Interlocal Agreement was approved.

Items 3 and 4 were pulled for discussion.

5. Amend Ordinance No. 030908-04, the Fiscal Year 2003-2004 Schedule of Fees, Fines, and Charges, to add a fee to be charged by the Library Department in an amount of \$10.00 for each delinquent customer account referred to a collection vendor. (Related Item 11)  
Ordinance No. 040205-05 was approved.

6. Authorize acceptance of grant funds from the Texas Association of Regional Councils (TARC), in the amount of \$45,000, and approve an ordinance amending the Fiscal Year 2003-2004 Office of Emergency Management Operating Budget of Ordinance No. 030909-01, to appropriate grant funds to the Office of Emergency Management Special Revenue Fund for support of the continuance of a Citizen Emergency Response Team (CERT) Program. (Funding is available in Fiscal Year 2003- 2004 from the Texas Association of Regional Councils for the grant period January 1, 2004 - August 31, 2004. No City match is required.)  
**The motion authorizing the acceptance of grant funds and approval of Ordinance No. 040205-6 was approved.**
7. Authorize negotiation and execution of an amendment to the professional services agreement with URS CORPORATION, A NEVADA CORPORATION, Austin, TX, for completion of design, bid/award, construction phase services and warranty assistance for the Mabel Davis Park Landfill Site Assessment and Remediation Project, in an amount not to exceed \$250,000, for a total contract amount not to exceed \$1,003,876. (Funding in the amount of \$250,000 is available in the Fiscal Year 2003-2004 Capital Budget of the Solid Waste Services Department.) 19% MBE and 7.66% WBE subcontractor participation to date. (Related Item 8)  
**The motion authorizing the negotiation and execution of an amendment to the professional services agreement was approved.**
8. Authorize negotiation and execution of an amendment to the professional services agreement with URS CORPORATION, A NEVADA CORPORATION, Austin, TX, for the completion of the Affected Property Assessment Report (APAR) required by Texas Commission on Environmental Quality (TCEQ) Voluntary Cleanup Program and additional environmental consulting services for the Mabel Davis Park Landfill Site Assessment and Remediation Project in an estimated amount of \$100,000, for a total contract amount not to exceed \$1,862,731.56. (Funding in the amount of \$100,000 is available in the Fiscal Year 2003-2004 Capital Budget of the Solid Waste Services Department.) 6.04% MBE and 18.00% WBE subcontractor participation to date. (Related Item 7)  
**The motion authorizing the negotiation and execution of an amendment to the professional services agreement was approved.**
9. Authorize execution of change order # 18 to the construction contract with AUSTIN FILTER SYSTEMS, INC., Austin, TX, for 355 linear feet of 15 inch diameter wastewater line to be bored under the Fort Branch channel and for a 70 linear foot long utility bridge supporting a 12 inch diameter water line crossing the Fort Branch channel on the Fort Branch Bridge and Channel Improvement Project, increasing the contract in the amount of \$300,000, for a total contract amount not to exceed \$3,249,039.78. (Funding in the amount of \$300,000 is included in the Fiscal Year 2003-2004 Capital Budget of the Austin Water Utility.) 22.96% MBE and 10.00% WBE subcontractor participation to date  
**The motion authorizing the execution of change order #18 to the construction contract was approved.**
10. Authorize the City Manager or designee to negotiate and execute an Interlocal Agreement with the City of Pflugerville and Northtown Municipal Utility District No. 1 to set forth terms and conditions for the exchange of easements for the construction of necessary water and wastewater infrastructure. (Related Item 2)  
**The motion authorizing the City Manager or designee to negotiate and execute an Interlocal Agreement was approved.**

11. Approve negotiation and execution of a 12-month revenue agreement with UNIQUE MANAGEMENT SERVICES, INC., Jeffersonville, IN for the collection of overdue library materials, fines and fees in an estimated annual revenue amount of \$82,000, with two 12-month extension options in an estimated revenue amount of \$82,000 per extension option, for a total estimated revenue agreement amount of \$246,000. (The estimated revenue amount of \$54,667 will be included in the Current Year Estimate of the Fiscal Year 2003-2004 Approved Operating Budget of the Austin Public Library. Estimated revenue for the remaining four months of the original contract period and extension options will be included in future budgets.) Best proposal of two received. This contract will be awarded in compliance with Chapter 2-9 of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. (Related Item 5)  
**The motion authorizing the negotiation and execution of a revenue agreement was approved.**
12. Authorize execution of a 12-month supply agreement with ARNOLD DENTAL SUPPLY COMPANY, INC., Lynnwood, WA, for dental supplies in an amount not to exceed \$70,000, with two 12-month extension options in an amount not to exceed \$70,000 per extension for a total agreement amount not to exceed \$210,000. (Funding in the amount of \$40,833.33 is available in the Fiscal Year 2003-2004 Approved Operating Budget of the Community Care Services Department. Funding for the remaining five months of the original contract period and extension options is contingent upon available funding in future budgets.) Lowest bid of three received. This contract will be awarded in compliance with Chapter 2-9 of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established.  
**The motion authorizing the execution of a supply agreement was approved.**
13. Authorize execution of a contract with EATON CORP., Austin, TX for the replacement of ten circuit breakers at the Domain Plant in an amount not to exceed \$211,032. (Funding is available in the Fiscal Year 2003-2004 Approved Capital Budget of the Electric Utility Department.) Low bid of six bids received. This contract will be awarded in compliance with Chapter 2-9 of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. All work will be performed by the contractor's own workforce.  
**The motion authorizing the execution of a contract was approved.**
14. Approve a resolution adopting the Great Streets Development Program to provide reimbursement in the Central Business District (CBD) for streetscape improvements that meet the Great Streets Master Plan streetscape standards. (Funding for the reimbursements will be provided through the Great Streets Parking Meter Revenue Fund.) (Recommended by the Downtown Commission and the Design Commission.) (Related Items 15, 16, 17)  
**Resolution No. 040205-14 was approved.**
15. Authorize negotiation and execution of an agreement for the reimbursement of streetscape improvement costs to Merit Littlefield Mall, L.P. for the Littlefield Mall renovation project located at 115 East 6th Street under the Great Streets Development Program in an amount not to exceed \$104,670. (Funding is available in the Fiscal Year 2003-2004 Amended Capital Budget of the Transportation, Planning & Sustainability Department from Great Streets Parking Meter Revenue.) (Related Items 14, 16, 17)  
**The motion authorizing the negotiation and execution of an agreement was approved.**

16. Authorize negotiation and execution of an agreement for the reimbursement of streetscape improvement costs to Hotel Properties Austin, L.P. for a Downtown Austin Marriott project located at 300 East 4th Street under the Great Streets Development Program in an amount not to exceed \$162,283.68. (Funding is available in the Fiscal Year 2003-2004 Amended Capital Budget of the Transportation, Planning & Sustainability Department from Great Streets Parking Meter Revenue.) (Related Items 14, 15, 17)

**The motion authorizing the negotiation and execution of an agreement was approved.**

17. Authorize negotiation and execution of an agreement for the reimbursement streetscape improvement costs to Colonial Bank N.A. for a project located at 601 West 5th Street under the Great Streets Development Program in an amount not to exceed \$70,490. (Funding is available in the Fiscal Year 2003-2004 Amended Capital Budget of the Transportation, Planning & Sustainability Department from Great Streets Parking Meter Revenue.) (Related Items 14, 15, 16)

**The motion authorizing the negotiation and execution of an agreement was approved.**

18. Board and Commission Appointments.

**The following appointments were made.**

<b>Board/ Appointee</b>	<b>Consensus/ Council Nominee</b>	<b>Appointment/ Reappointment</b>
<u>Animal Advisory Commission</u> Steven Keys	Council Member Dunkerley's	Appointment
<u>Austin-Travis County EMS Advisory Board</u> David Donnelly	Consensus	Reappointment
<u>Library Commission</u> Guy Manaster Rossana Barrios	Mayor Wynn's Council Member McCracken's	Reappointment Appointment
<u>Parks and Recreation Board</u> Leonard Lyons	Mayor Pro Tem Goodman's	Appointment
<u>Urban Transportation Commission</u> Dan Rozycki	Consensus	Appointment
<u>Water and Wastewater Commission</u> Leslie Pool	Council Member Dunkerley's	Appointment

**Item 19 was pulled for discussion.**

20. Approve a resolution requesting that the Central Texas Regional Mobility Authority and the Texas Department of Transportation reject plans for the conversion of Highway 183 in Northwest Austin to a toll facility. (Council Member Brewster McCracken)

**This item was withdrawn.**

Items 21 through 23 were Executive Session items.

Item 24 and 25 were Briefing items.

Items Z-1 through Z-7 were Zoning items set for 4:00 p.m.

Items 26 through 29 were public hearings set for 6:00 P.M.

Mayor Wynn recessed the Council Meeting to go into Executive Session at 10:18 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**

21. Discuss legal issues relating to the labor negotiations for a Meet and Confer contract with the Austin Police Association.
22. Discuss legal issues in *Ethel Spiller, et. al. v. Thomas E. White, et al.*, No. 02-50956, In the United States Court of Appeals, 5<sup>th</sup> Circuit. (regarding operation of the Longhorn Pipeline) (Related Item 3)
23. Discuss legal issues related to Cause No. A03CA570SS, *Texas Oil & Gas Association v. City of Austin, Texas*, in the United States District Court for the Western District of Texas. (Concerns a challenge to the insurance provisions of the City's ordinance regulating hazardous liquid pipelines) (Related Item 4)

Executive Session ended and Mayor Wynn recessed the Council Meeting at 11:25 a.m.

Mayor Wynn called the Council Meeting back to order at 12:10 p.m.

### **CITIZEN COMMUNICATIONS: GENERAL**

Amy Hettenhausen - Flashing Speed Limit Sign in front of Johnson High School

Pat Valls-Trelles - Spay Austin Campaign 2004 & The No Kill Goal. **She was not present when her name was called.**

Lawrence Cranberg - Grave Robbing, Forgery of Board Of Adjustment Documents. **He was not present when his name was called.**

Mary Lehmann - Mueller Update

Robert Singleton - Mueller Update

Edward Sledge - Changes to City Ordinances

Gavino Fernandez - Close the Holly Power Plant Now! Enact Proposition 13.

Jose Quintero - Gentrification - Historical (Hysterical) Zoning High Taxes, Minority's losing their homes led by the Master Plan's of the City Of Austin

Jennifer L. Gale - Official Announcement: District Eight . Austin Independent School District. Board of Trustees. At-Large position for healthier far better educated students without a "Special Education" for children already facing challenges.

Colin Clark - Cypress Realty

Mayor Wynn recessed the Council Meeting to go into Executive Session at 12:36 p.m.

#### **EXECUTIVE SESSION CONTINUED**

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.

#### **Personnel Matters – Section 551.074**

The Mayor announced that Council would discuss item number 19 on the regular agenda during Executive Session.

Executive Session ended and Mayor Wynn called the Council Meeting back to order at 2:55 p.m.

#### **BRIEFINGS**

24. Staff presentation regarding administrative approvals for wastewater infrastructure in the Weston Study area (the northeast quadrant of the City's corporate limits and extraterritorial jurisdiction within the Harris Branch, Gilleland Creek and Wilbarger Creek watersheds).  
**The presentation was made by Joe Pantalion, Watershed Protection and Development Review Department, Pat Murphy, Watershed Protection and Development Review Department and Chris Lippe, Water and Wastewater Utility Department.**
25. Quarterly economic update.  
**The quarterly economic update was made by Rudy Garza, Budget Office; Sue Edwards, Economic Growth & Redevelopment Services; and Alex Cavalli, University of Texas.**

#### **DISCUSSION ITEMS**

3. Authorize negotiation and execution of an amendment to the outside counsel contract with CONNIE ODE, ATTORNEY AT LAW, El Prado, New Mexico, in *Ethel Spiller, et al. v. Thomas E. White, et al.*, No. 02-50956; In the United States Court of Appeals, 5th Circuit, in the amount of \$40,000, with a total contract amount not to exceed \$164,500. (Funding in the amount of \$40,000 is available in the fiscal year 2003-2004 Approved Operating Budget of the Economic Development Fund.) (Related Item 22)  
**The motion authorizing the negotiation and execution of an amendment to the outside counsel contract was approved on Mayor Pro Tem Goodman's motion, Mayor Wynn's second on a 7-0 vote.**
4. Approve an ordinance repealing Chapter 4-7 of the City Code relating to the insurance requirements for hazardous pipelines. (Related Item 23)  
**Ordinance No. 040205-4 rescinding only the part that Judge Sparks ruled unconstitutional was approved on Mayor Pro Tem Goodman's motion, Mayor Wynn's second on a 7-0 vote.**

#### **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 Dunkerley's motion, Council Member Thomas' second on a 7-0 vote.**

- Z-1 C14-03-0177 - Jack Brown Site - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 11500 R.R. 2222 (Bull Creek Watershed) from single family residence standard lot (SF-2) district zoning to community commercial (GR) district zoning. Zoning and Platting Commission Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning. Applicant: Jack Brown Family III, LP (Paul Brown). Agent: Trammell Crow Company (Jill Allison). City Staff: Sherri Gager, 974-3057.  
**Ordinance No. 040205-Z-1 for community commercial-conditional overlay (GR-CO) combining district zoning was approved.**
- Z-2 C14R-85-149.70 (RCA) - Parmer Lane Baptist Church - Conduct a public hearing and approve a restrictive covenant amendment for the property locally known as 1605 West Parmer Lane (Walnut Creek Watershed). Zoning and Platting Commission Recommendation: To grant the Restrictive Covenant Amendment. Applicant: Parmer Lane Baptist Church (Edgar W. Hudgins). Agent: Wallace Group (Vana Proffitt). City Staff: Sherri Gager, 974-3057.  
**The motion authorizing the restrictive covenant amendment was approved.**
- Z-3 C14-03-0174 - 19th Street Condos - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 803-805 West Martin Luther King Jr. Blvd. (Shoal Creek Watershed) from multifamily residence moderate-high density (MF-4) district zoning and limited office (LO) district zoning to multifamily residence highest density-conditional overlay (MF-6-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant multifamily residence highest density-conditional overlay (MF-6-CO) district zoning. Applicant: William Gurasich. Agent: Shaw Hamilton Consultants (Shaw Hamilton). City Staff: Glenn Rhoades, 974-2775.  
**Ordinance No. 040205-Z-3 for multifamily residence highest density-conditional overlay (MF-6-CO) district zoning was approved.**

#### **ZONING DISCUSSION ITEMS**

- Z-4 C14-03-0120 - Centrum - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3413 North Hills Drive, 6415 Hart Lane and 6426 Mopac Expressway (Shoal Creek Watershed) from limited office-conditional overlay (LO-CO) combining district zoning and general office-conditional overlay (GO-CO) combining district zoning to neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning. Applicant: Balcones Centrum Ltd. (Gerald Kucera). Agent: Crocker Consultants (Sarah Crocker). City Staff: Glenn Rhoades, 974-2775.  
**This item was postponed to February 12, 2004 on Mayor Pro Tem Goodman's motion, Council Member McCracken's second on a 6-0 vote. Council Member Thomas was off the dais.**

- Z-5 C14-03-0165 - Shaid Zoning - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 3206 West Slaughter Lane (Slaughter Creek Watershed-Barton Springs Zone) from interim-rural residence (I-RR) district zoning to townhouse & condominium residence (SF-6) district zoning. Zoning and Platting Commission Recommendation: To grant townhouse & condominium residence (SF-6) district zoning. Applicant: Orrin Shaid. Agent: Crocker Consultants (Sarah Crocker). City Staff: Wendy Walsh, 974-7719.

**The public hearing was closed and first reading of the ordinance was approved on Council Member Thomas' motion, Council Member Dunkerley's second on a 6-1 vote. Those voting aye were: Mayor Wynn, Mayor Pro Tem Goodman, Council Members Alvarez, Dunkerley, McCracken and Thomas. Those voting nay were: Council Member Slusher.**

- Z-6 C14-03-0171 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 5007 Regency Drive (Walnut Creek Watershed) from neighborhood commercial-neighborhood plan (LR-NP) combining district zoning to neighborhood commercial-mixed use-neighborhood plan (LR-MU-NP) combining district zoning. Planning Commission Recommendation: To grant neighborhood commercial-mixed use-neighborhood plan (LR-MU-NP) combining district zoning. Applicant: Ben Turner. Agent: Ben Turner. City Staff: Annick Beaudet, 974-2975.

**Ordinance No. 040205-Z-6 for neighborhood commercial-mixed use-neighborhood plan (LR-MU-NP) combining district zoning was approved on Council Member Slusher's motion, Council Member McCracken's second on a 7-0 vote.**

- Z-7 C14-03-0176.SH - Pleasant Valley Courtyards - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 4503 - 4511 East St. Elmo Road (Williamson Creek Watershed) from multi-family residence medium density-conditional overlay-neighborhood plan (MF-3-CO-NP) combining district zoning to multi-family residence medium density-conditional overlay-neighborhood plan (MF-3-CO-NP) combining district zoning in order to change a condition of zoning. Planning Commission Recommendation: To be considered by the Commission on January 27, 2004. Applicant: Pleasant Valley Courtyards, L.P. (Craig Alter on behalf of Carlos Herrera). Agent: Brown McCarroll, L.L.P. (Nikelle Meade). City Staff: Wendy Walsh, 974-7719. (Continued from 1/29/04)

**The public hearing was closed on Council Member McCracken's motion, Mayor Wynn's second on a 7-0 vote**

**Ordinance No. 040205-Z-7 for multi-family residence medium density-conditional overlay-neighborhood plan (MF-3-CO-NP) combining district zoning was approved on Council Member Dunkerley's motion, Council Member McCracken's second on a 7-0 vote. Mayor Pro Tem added that there are private agreements on this property that are critical to this development.**

**Mayor Wynn recessed the Council Meeting at 5:33 p.m.**



LIVE MUSIC

Colin Gilmore

PROCLAMATIONS

Proclamations - Black Family Technology Awareness Week and a February 15 event - to be presented by Mayor Will Wynn and to be accepted by Wendell Ramsey

Proclamation - Black History Month - to be presented by Mayor Will Wynn and to be accepted by Betty Baker

Proclamation - St. David's Foundation Toast of the Town - to be presented by Mayor Will Wynn and to be accepted by Luke Doyle

**Mayor Wynn called the Council Meeting back to order at 6:09 p.m.**

PUBLIC HEARINGS AND POSSIBLE ACTION

26. Conduct a public hearing on the full purpose annexation of Northtown Triangle Area (Approximately 0.105 acres in Travis County north of Howard Lane, approximately one-half mile east of the intersection of IH-35 and Howard Lane.) (Related Item 28)  
**The public hearing was closed on Council Member Alvarez' motion, Mayor Pro Tem Goodman's second on a 4-0 vote. Council Members McCracken, Slusher and Thomas were off the dais.**
27. Conduct a public hearing for the full purpose annexation of the Prosser Estate Area (Approximately 21 acres) located in Travis County west of Bradshaw Road, approximately three-tenths of a mile north of the intersection of River Planation Drive and Bradshaw Road.  
**The public hearing was closed on Mayor Pro Tem Goodman's motion, Council Member Alvarez' second on a 6-0 vote. Council Member Slusher was off the dais.**
28. Conduct a public hearing for the full purpose annexation of the ZT Scott Area (Approximately 269 acres) located in Travis County approximately one-tenth of a mile south of the intersection of Bradshaw Road and Old Lockhart Highway. (Related Item 26)  
**The public hearing was closed on Council Member Alvarez' motion, Council Member Dunkerley's' second on a 6-0 vote. Council Member Slusher was off the dais.**
29. Conduct a public hearing and approve an ordinance amending Chapter 25-10 of the City Code relating to nonconforming sign technology and sign area. (Recommended by the Codes and Ordinances Committee of the Planning Commission, and the Planning Commission.)  
**The public hearing was closed and Ordinance No. 040205-29 was approved on Council Member Alvarez' motion, Mayor Wynn's second on a 7-0 vote. Council Member Dunkerley requested staff to take an additional amendment back for Planning Commission consideration as soon as possible. The proposed amendment would allow moving existing billboards from a desired development zone to a tract that is zoned but not in an urban renewal or redevelopment area designated by Council, not abutting residential or mixed use development, not within 500 feet of historic structures or district and not in a scenic corridor. The company would be able to move the sign without a penalty.**

**Mayor Wynn recessed the Council Meeting to go into Executive Session at 6:21 p.m.**

**Executive Session ended and Mayor Wynn called the Council Meeting back to order at 9:05 p.m.**

19. Approve 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)
- The first reading of the ordinance appointing Evelyn McKee as the Presiding Judge; Ferdinand Clervi, Michael Coffey, Alfred Jenkins, John Vasquez, Ronald Meyerson, Kenneth Vitucci and Mitchell Solomon as Associate Judges; and Arturo Alvarez, Erik Cary, Katherine Daniels, Kelly Evans, Barbara Garcia-DeLeon, Belinda Herrera, Stanley Kerr, Kirk Kuykendall, Beverly Landers, Donna Mulcahy, Linda Von Quintus, and David Garza as Substitute Judges was approved on Council Member Slusher's motion, Mayor Wynn's second on a 4 to 2 to 1. Those voting aye were Mayor Wynn and Council Members Dunkerley, McCracken and Slusher. Those voting nay were Council Members Alvarez and Thomas. Mayor Pro Tem Goodman abstained.**

**The motion to adjourn the meeting at 9:18 p.m. was approved on Council Member Slusher's motion, Mayor Pro Tem Goodman's second on a 7-0 vote.**

**The minutes for the Regular Meeting of February 5, 2004 were approved on this the 12th day of February, 2004 on Council Member Thomas' motion, Council Member McCracken's second on a 7-0 vote.**