CHANGES AND CORRECTIONS
Thursday, March 24, 2005

6. Approve a resolution revising and amending the Music Venue Relocation Program for Downtown Development established on April 15, 1999 under Chapter 380, Texas Local Government Code, and rename the program the Legendary Music Venue Relocation and Redevelopment Program. (Related Items 7, 8) **(Postponed Indefinitely)**

7. Authorize the negotiation and execution of an economic development agreement including a forgivable loan agreement and other documents with 4709 Incorporated d/b/a Midtown Live in an amount not to exceed $750,000 under the Legendary Music Venue Relocation and Redevelopment Program for the redevelopment of property located at 7408 Cameron Road. (Funding is available in the Fiscal Year 2004-2005 Amended Operating Budget of the Downtown Development Fund.) **(Postponed Indefinitely)**

8. Amend the Fiscal Year 2004-2005 General Fund Operating Budget of Ordinance No. 040913-01 to create a new line item entitled "Transfers Out to the Downtown Development Fund" in the amount of $561,688; and to amend the Fiscal Year 2004-2005 Special Revenue Fund, the Downtown Development Fund, to appropriate the beginning balance of $188,312, to create a new line item "Transfers In from the General Fund" in the amount of $561,688, and to increase expenditure appropriations by $750,000 to fund the Legendary Music Venue Relocation and Redevelopment Program. (Funding is available in the beginning balance of the General Fund, in the amount of $509,465 from proceeds from the Liberty Lunch repayment and in the amount of $52,223 from prior year savings.) **(Postponed Indefinitely)**

23 PP to 4/14

32. Authorize execution of a 12-month supply agreement with BAKER & TAYLOR, INC., Charlotte, NC, for the purchase of music compact discs for the Austin Public Library in an amount not to exceed $145,860, with two 12-month extension options in an amount not to exceed $145,860 per extension option, for a total agreement amount not to exceed $437,580....**(Postponed to April 7, 2005)**

34. Authorize negotiation and execution of a five-year revenue agreement with THE PEPSI BOTTLING GROUP, Austin, TX, for an exclusive beverage vending service agreement in an estimated revenue amount of $3,362,879, with two 5-year extension options in an estimated revenue amount of $3,362,879 per option, for a total estimated revenue agreement amount of $10,088,637. ... **(Postponed until April 14, 2005)**

46. Discuss legal issues regarding an ordinance to adopt a settlement agreement (hereafter "Settlement Agreement Ordinance") in Cause No. GV-400101; *City of Sunset Valley, Texas, Save Barton Creek Association, Inc., and Save Our Springs Alliance, Inc., vs. City of Austin, Texas and Lowe's Home Center, Inc.*; in the 201st Judicial District; Travis County, Texas; waiving board and commission review and allowing for development other than that allowed by the Save Our Springs Initiative Ordinance (hereafter "SOS"), Chapter 25-8, Article 12, of the Austin City Code. ...

48. Approve an ordinance to adopt a settlement agreement (hereafter "Settlement Agreement Ordinance") in Cause No. GV-400101; *City of Sunset Valley, Texas, Save Barton Creek Association, Inc., and Save Our Springs Alliance, Inc., vs. City of Austin, Texas and Lowe's Home Center, Inc.*; in the 201st Judicial District; Travis County, Texas; waiving board and commission review and allowing for development other than that allowed by the Save Our Springs Initiative Ordinance (hereafter "SOS"), Chapter 25-8, Article 12, of the Austin City Code. If this Settlement Agreement Ordinance is approved by Council, development that does not comply with SOS would occur on a tract of land that is owned by Lowe's Home Center, Inc., located on the west side of Brodie Lane between William Cannon Drive and Country White Lane over the Barton Springs portion of the Edwards Aquifer recharge zone. **(concerns a challenge to the Garza Brodie agreement by which the Lowe's litigation was resolved)** (Related Item 46)

Items with late backup:

6
13
17
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38
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TIME CERTAIN ITEMS
Thursday, March 24, 2005

9:55 A.M. Invocation

10:00 A.M. City Council Convenes

12:00 P.M. CITIZEN COMMUNICATIONS: GENERAL

2:00 PM BRIEFINGS AND POSSIBLE ACTION **(Items 49-~~48~~ 50, & 57)**

4:00 P.M. ZONING AND NEIGHBORHOOD PLAN AMENDMENT HEARINGS AND APPROVAL OF ORDINANCES AND RESTRICTIVE COVENANTS **(Items 51-54 and Items Z-1 – Z-20)**
(Requests for postponement on the following:
#52 & #53 - West University Neighborhood Plan & Rezoning of Tract 80A – to May 12, 2005
Z-17 & Z-18 – Gables at Westlake)

5:30 P.M. LIVE MUSIC AND PROCLAMATIONS

6:00 P.M. PUBLIC HEARINGS AND POSSIBLE ACTION **(Items 55 and 56)**
(A postponement to April 14, 2005 will be requested at the time certain for Item 55 – Commercial Design Standards)

ITEMS PULLED FOR DISCUSSION
Thursday, March 24, 2005

12 & 13

37. Approve an ordinance waiving the board and commission residency requirements, the prohibition against serving on multiple boards or commissions, and the nine-member limit on board and commission composition under Chapter 2-1 of the City Code, and appointment members to the Bond Advisory Committee. (Mayor Will Wynn, Mayor Pro Tem Jackie Goodman and Council Member Betty Dunkerley) **(Mayor Will Wynn)**

11 + 25