

AUSTIN CITY COUNCIL AGENDA

**THURSDAY, AUGUST 04, 2005, THE COUNCIL CHAMBERS OF CITY HALL, 301 WEST
2ND STREET, AUSTIN, TEXAS.**

AUSTIN CITY CLERK
POSTING DATE/TIME

05 JUL 29 PM 1:14



For meeting information, contact the City Clerk, 974-2210

**THE CITY OF AUSTIN IS COMMITTED TO COMPLIANCE WITH THE
AMERICANS WITH DISABILITIES ACT. REASONABLE MODIFICATIONS AND
EQUAL ACCESS TO COMMUNICATIONS WILL BE PROVIDED UPON REQUEST.
FOR ASSISTANCE PLEASE CALL 974-3256 OR 974-2445 TDD.**

**WILL WYNN, MAYOR ♦ DANNY THOMAS, MAYOR PRO TEM
LEE LEFFINGWELL ♦ RAUL ALVAREZ ♦ JENNIFER KIM ♦ BETTY DUNKERLEY ♦ BREWSTER MCCrackEN**

**NOTICE OF REGULAR MEETING
THURSDAY, AUGUST 04, 2005**

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9:55 A.M. Invocation

Rev. Sandra Wilcox, Pastor, Messiah Lutheran Church

10:00 A.M. City Council Convenes

THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS WILL CONVENE AT 10:00 AM ON THURSDAY, AUGUST 04, 2005, IN THE COUNCIL CHAMBERS OF CITY HALL, 301 WEST 2ND STREET, AUSTIN, TEXAS.

The City Council will go into a closed session under Chapter 551 of the Texas Government Code to receive advice from legal counsel, to discuss matters of land acquisition, to discuss personnel matters, to discuss or take action on a "competitive matter" of Austin Energy as provided for under Section 551.086, or for other reasons permitted by law as specifically listed on this agenda. If necessary, the City Council may go into a closed session as permitted by law regarding any item on this agenda.

READING AND ACTION ON CONSENT AGENDA**ACTION ON THE FOLLOWING:**

ORDINANCES / RESOLUTIONS / MOTIONS - All of the following items may be acted upon by one motion. No separate discussion or action on any of the items is necessary unless desired by a Council Member.

Meeting Minutes

1. Approval of the minutes from the meeting of July 28, 2005.

Austin Energy

2. Authorize negotiation and execution of a cost reimbursement agreement with THE DOMAIN SHOPPING CENTER, L.P., Austin, TX, for the purchase and installation of required piping and related equipment as needed to interconnect its new commercial and retail development to the Austin Energy Domain Utility Plant district cooling system in an amount not to exceed \$4,200,000. (Funding is available in the Fiscal Year 2004-2005 Approved Capital Budget of Austin Energy.) (Approved by the Electric Utility Commission.)
3. Authorize execution of a contract with JAY-REESE CONTRACTORS, INC., Austin, TX, for construction of Austin Energy's Northwest Substation, in an amount not to exceed \$1,588,800. (Funding is available in the Fiscal Year 2004-2005 Capital Improvement Budget of Austin Energy.) Lowest bid of two received. 2.72% MBE and 0.92% WBE (Approved by the Electric Utility Commission.)
4. Approve an ordinance authorizing acceptance of \$700 in grant funds from the Capital Area Metropolitan Planning Commission (CAMPO); and amending the Fiscal Year 2004-2005 Austin Energy Operating Budget of Ordinance No. 040913-01 to appropriate \$700 for Commute Solutions Innovator Grant Assistance funding. (Grant funding of \$700 is available in Commute Solutions Innovator Grant Assistance Funding administered by CAMPO.) (Related Item 5)
5. Authorize negotiation and execution of an Interlocal Agreement with Capital Area Metropolitan Planning Commission (CAMPO) for Commute Solutions Innovator Grant Assistance funding in the amount of \$700.00. (Grant funding is available in Commute Solutions Innovator Grant Assistance Funding administered by CAMPO.) (Related Item 4)

Community Care Services

6. Approve negotiation and execution of the First Amendment to the Interlocal Agreement between the City of Austin and the Travis County Hospital District to increase Service Operating Payments to the City for a portion of the initial term; describe support services to be provided to the Hospital District by the Communications Technology Management Department; and summarize the responsibilities of a new employee to be hired by the Hospital District. (Funding in the amount of \$22,346 will be available in the net transfer of funds from the Travis County Hospital District to the City of Austin in Fiscal Year 2004 -2005.)

Economic Growth and Redevelopment Services

7. Approve a resolution appointing Council Members Lee Leffingwell and Jennifer Kim, and reappointing Mayor Will Wynn, Mayor Pro Tem Danny Thomas and Council Members Raul Alvarez, Betty Dunkerley, and Brewster McCracken to the Board of Directors of Reinvestment Zone Number Fifteen, City of Austin, Texas, a Tax Increment Financing Reinvestment Zone (Downtown - Blocks 2,4, 3 and 21), and reappointing Mayor Will Wynn as Board Chair.

Financial and Administrative Services

8. Approve a resolution setting the date that the City Council will adopt a Fiscal Year 2005-2006 ad valorem tax rate on Monday, September 12, 2005, Tuesday, September 13, 2005, or Wednesday, September 14, 2005, and setting public hearings on the proposed tax rate for 6:00 p.m. Thursday, August 25, 2005, and 6:00 p.m. Thursday, September 1, 2005, in the City Hall Council Chambers, 301 West 2nd Street.
9. Adopt an ordinance amending the Fiscal Year 2004-2005 Operating Budget of the Ordinance 040913-01 to transfer appropriations and full time equivalent positions to fund the newly created Public Safety and Emergency Management Department, and to create full-time equivalent positions for the Public Safety and Emergency Management Department to support service delivery to the Parks and Recreation Department. (Funding in the amount of \$368,303 is available in existing appropriations in the Fiscal Year 2004-2005 Operating Budgets of Parks & Recreation, Municipal Court and Management Services.)

Law

10. Approve an amendment of the outside counsel contract with SCOTT, DOUGLASS & MCCONNICO, L.L.P, Austin, TX, for legal representation in connection with the City's claims in *City of Austin v. Level 3 Communications, Inc. and Level 3 Communications, LLC*; Cause No. GN 304585, in the 353rd Judicial District Court, Travis County, Texas, for damages to the City's Onion Creek Tunnel and liner, in an amount not to exceed \$708,000 for a total contract amount not to exceed \$1,058,000. (Funding in the amount of \$708,000 is available in the Fiscal Year 2004-2005 Approved Operating Budget of the Austin Water Utility.) (Related Item 34)

Library

11. Authorize execution of a construction contract with THERMAL MECHANICAL CONTRACTORS, INC., Austin, TX, for the Old Quarry Branch Library HVAC Upgrade Re-Bid in an amount not to exceed \$133,300.00 (Funding in the amount of \$133,300.00 is available in the Fiscal Year 2004-2005 Approved Capital Budget of the Library Department.) Only bid received. 2.13% MBE and 0.00% WBE subcontractor participation.
12. Approve an ordinance authorizing acceptance of \$1,500 in grant funds from the American Library Association Jewish Literature grant and amending Fiscal Year 2004-2005 Operating Budget Special Revenue Fund of Ordinance No. 040913-01 to appropriate \$1,500 to the Austin Public Library's Jewish literature project entitled "Let's Talk About It: Jewish Literature." (Funding in the amount of \$1,500 is available from the American Library Association. The grant period is August 1, 2005 through August 1, 2006. No city match is required.)

Neighborhood Housing and Community Development

13. Approve a resolution approving the City's (1) annual Action Plan for Fiscal Year 2005-2006, related to allocation of the U.S. Department of Housing and Urban Development grant funds, and (2) Community Development Fiscal Year 2005-2006 Program required by Texas Local Government Code Chapter 373, including funding allocations, and authorizing application to the U.S. Department of Housing and Urban Development for a \$3 million Section 108 Program loan to fund business loans under the City's Neighborhood Commercial Management Program. (Funding available through the following Federal Funds: CDBG, HOME, ESG, HOPWA, EDI Grant, Section 108 Funds, American Dream Downpayment Initiative, Lead Hazard Control Grant, Healthy Homes Grant; and other Funds: Housing Assistance Fund, General Fund, Housing Trust Fund, Housing Bonds. Please see attached budget back-up.) (The Community Development Commission (CDC) received citizen input on April 12 and May 10, 2005 on the Fiscal Year 2005-2006 Action Plan and Chapter 373 Community Development Fiscal Year 2005-2006 Program. The CDC adopted recommendations to the Council for use of Fiscal Year 2005-2006 CDBG and HOME funds on June 14, 2005.)

Police

14. Authorize an Interlocal Agreement between the City of Austin and Travis County for a Organized Crime District Attorney in an amount not to exceed \$98,486. (Funding is available subject to approval of the Fiscal Year 2005-2006 Proposed Operating Budget of the Austin Police Department.)

Purchasing

15. Authorize execution of a 12-month service agreement with COOK-HURLBERT, INC., Austin, TX, for software maintenance and support in an amount not to exceed \$113,000 with four 12-month extension options in an amount not to exceed \$115,260 for the first extension option, \$118,717 for the second extension option, \$123,466 for the third extension option, and \$129,639 for the fourth extension option, for a total agreement amount not to exceed \$600,082. (Funding in the amount of \$9,417 is available in the Fiscal Year 2004-2005 Amended Operating Budget of Austin Energy. Funding for the remaining eleven months of the original contract period and extension options is contingent upon available funding in future budgets.) Sole Source.
16. Authorize execution of a contract with WABASH NATIONAL TRAILER CENTERS, San Antonio, TX, for the purchase of a frame-type semi-trailer for the Austin Water Utility in an amount not to exceed \$97,664. (Funding is included in the Fiscal Year 2004-2005 Capital Budget of the Austin Water Utility.) Only bid 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.
17. Authorize execution of Amendment No. 2 to the contract with WALGREENS HEALTH INITIATIVES, Deerfield, IL, for pharmacy management and dispensing services, to increase the amounts for extension options one through four as follows: amounts not to exceed \$1,397,638, \$1,495,351, \$1,623,823, and \$1,787,566 respectively for each succeeding year; for a total revised contract amount not to exceed \$14,343,054. (Funding in the amount of \$932,546 is available in the Fiscal Year 2004-2005 Approved Operating Budget of the Community Care Services Department. Funding for the remaining eight months of the first option and remaining extension options is contingent upon available funding in future budgets.) 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.

18. Authorize execution of a 12-month service agreement with C. I. E. MANAGEMENT SERVICES (MBE-MA), Austin, TX, for hardscape maintenance services for Tax Increment Financing Reinvestment Zone #15, consisting of Blocks 2, 3, 4, and 21 for the Economic Growth and Redevelopment Services Office in an amount not to exceed \$61,290, with two 12-month extension options in an amount not to exceed \$61,290 per extension option, for a total agreement amount not to exceed \$183,870. (Funding in the amount of \$5,107.50 is available in the Tax Increment Financing Fund for Tax Increment Financing Reinvestment Zone #15. Funding for the remaining eleven months of the original contract period and extension options is contingent upon available funding in future budgets.) Lowest bid of five 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. (Related Item TIF-1)
19. Authorize execution of a contract with SEARCH SYSTEMS, INC., Bakersfield, CA, for the purchase of remote imaging devices for the Emergency Medical Services Department in an amount not to exceed \$65,774. (Funding is available in the Office for Domestic Preparedness, U.S. Department of Homeland Security Fiscal Year 2004 Grant.) Lowest bid of three 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.
20. Authorize negotiation and execution of a 12-month service agreement with CENTRAL PARKING SYSTEM, Austin, TX, for the management and operation of the IH-35 parking lots for the Building Services Division of the Finance and Administrative Services Department in an amount not to exceed \$70,720, with two 12-month extension options in an amount not to exceed \$70,720 per extension option, for a total agreement amount not to exceed \$212,160. (Funding in the amount of \$11,787 is available in the Fiscal Year 2004-2005 Approved IH-35 Fund of the Finance and Administrative Services Department, Building Services Division. Funding for the remaining ten months of the original contract period and extension options is contingent upon available funding in future budgets.) Best evaluated proposal of five proposals 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.

21. Authorize execution of a contract with AIR INSTRUMENTATION, INC., Round Rock, TX, for a one time purchase of gas monitoring equipment and a four-year maintenance agreement for the Austin Fire Department in an amount not to exceed \$139,619. (Funding is available in the Office for Domestic Preparedness, U.S. Department of Homeland Security Grant.) Lowest bid of two 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.
22. Authorize execution of a 12-month supply agreement with RECORDED BOOKS, LLC, Prince Frederick, MD, for the purchase of unabridged audio books on cassette and compact disc for the Austin Public Library in an amount not to exceed \$231,250, with two 12-month extension options in an amount not to exceed \$231,250 per extension option, for a total agreement amount not to exceed \$693,750. (Funding in the amount of \$30,938 is available in the Fiscal Year 2004-2005 Approved Operating Budget of the Library Department. Funding in the amount of \$7,604 is available in the Fiscal Year 2004-2005 Approved Capital Budget of the Library Department. Funding for the remaining ten months of the original contract period and extension options is contingent upon available funding in future budgets.) Sole Source. 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 purchase.
23. Authorize execution of two contracts through the Houston-Galveston Area Council of Governments (H-GAC) with RUSH TRUCK CENTER, Houston, TX, for the purchase of one medium duty truck chassis in an amount not to exceed \$62,944, and with M-B COMPANIES, INC., Montgomery, PA for the purchase of one thermoplastic pavement striping body for the Public Works Department in an amount not to exceed \$242,784. (Funding in the amount of \$305,728 is available in the Fiscal Year 2004-2005 Approved Capital Budget of the Public Works Department.) Purchase Cooperative.

24. Authorize negotiation and execution of a 60-month service agreement with USA MOBILITY, Dallas, TX, (formerly Metrocall) for paging services (wireless text and numeric messaging) in an amount not to exceed \$2,700,000, with five 12-month extension options in an amount not to exceed \$540,000 per extension option, for a total agreement amount not to exceed \$5,400,000. (Funding in the amount of \$540,000 is available in the Fiscal Year 2005-2006 Proposed Operating Budgets of various departments. Funding for the remaining 48-months of the original contract and extension options is contingent upon available funding in future budgets.) Best proposal of two proposals 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.

ITEMS FROM COUNCIL

25. Board and Commission appointments.
26. Approve a resolution establishing the scope and purpose of new or existing Council sub-committees, approving appointments to local intergovernmental and interregional organizations or committees, and abolishing unnecessary sub-committees. (Mayor Will Wynn, Mayor Pro Tem Danny Thomas and Council Member Raul Alvarez)
27. Approve a resolution directing the City Manager to present a briefing to Council regarding the current cost estimate for the construction of Town Lake Park and the impact of reducing Riverside Drive where it passes through the park to two lanes, giving particular attention to the addition of density in the downtown area, the conversion of Cesar Chavez to two-way, and future traffic flow on Barton Springs Road, Lamar Boulevard, and South First Street. (Council Member Jennifer Kim and Mayor Will Wynn)
28. Approve an ordinance authorizing the waiver or reimbursement of certain fees and requirements, and authorizing payment of certain costs, for the Austin Family Eldercare Employee Appreciation Lunch to be held on Saturday, October 1, 2005, at the Hancock Recreation Center. (Council Member Lee Leffingwell, Council Member Raul Alvarez and Council Member Betty Dunkerley)
29. Approve an ordinance authorizing payment of Emergency Medical Services costs associated with the Senior Wellness Alliance's Senior Olympic finals to be held September 24, 2005 - October 2, 2005. (Council Member Lee Leffingwell, Mayor Pro Tem Danny Thomas and Council Member Brewster McCracken)

30. Approve a resolution designating August 7, 2004 as a free swim day at Barton Springs Pool in commemoration of the 12th Anniversary of the passage of the Save Our Springs Ordinance. (Council Member Raul Alvarez, Mayor Will Wynn and Council Member Lee Leffingwell)

Item(s) to Set Public Hearing(s)

31. Set a public hearing to consider an ordinance amending the Austin Tomorrow Comprehensive Plan by adopting the South Congress Combined Neighborhood Planning Area. The area is bounded by South 1st St. on the west, Ben White Blvd. on the north, IH-35 on the east, and William Cannon Dr. on the south. (Suggested date and time: August 18, 2005 at 4:00 p.m., City Hall Council Chambers, 301 West Second Street.

10:30 A.M. TAX INCREMENT FINANCING (TIF)

The Board of Directors of Tax Increment Financing Reinvestment Zone #15 will convene for a special called meeting for the following purpose. Following adjournment of the TIF Board Meeting, the City Council will re-convene.

- TIF- 1 Approve execution of a 12-month service agreement with C. I. E. Management Services (MBE-MA), Austin, TX, for hardscape maintenance services for Tax Increment Financing Reinvestment Zone #15, consisting of Blocks 2, 3, 4, and 21, in an amount not to exceed \$61,290, with two 12-month extension options in an amount not to exceed \$61,290 per extension option, for a total agreement amount not to exceed \$183,870. (Funding in the amount of \$5,107.50 is available in the Tax Increment Financing Fund for Tax Increment Financing Reinvestment Zone #15. Funding for the remaining 11 months of the original contract period and extension options is contingent upon available funding in future budgets.) (Related Item 18)

12:00 P.M. CITIZEN COMMUNICATIONS: GENERAL

Jimmy Castro - Back to School for A.I.S.D.

Paul Robbins - City Issues

Pat Johnson - With 20 calls holding at 2:30am in one sector alone, we need more police officers and detectives to better serve our citizens

Michelle Huang - Overseas Persecution of Falun Gong

Clinton Smith - Brief discussion of the Gray Panthers position on public safety and public services as reflected in the Fiscal Year 2005-2006 budget.

Torsten Trey - Overseas Persecution of Falun Gong

EXECUTIVE SESSION (No Public Discussion On These Items)**Private Consultation with Attorney - Section 551.071**

32. Discuss legal issues related to Collective Bargaining with the Austin Association of Professional Fire Fighters.
33. Discuss legal issues concerning curb island street improvements on Shoal Creek Boulevard.
34. Discuss legal issues in *City of Austin v. Level 3 Communications, Inc. and Level 3 Communications LLC*; Cause No. GN 304585, in the 353rd Judicial District Court of Travis County, Texas and the outside counsel contract with Scott, Douglass & McConnico. (concerns damages to the City's Onion Creek Tunnel and liner) (Related Item 10)
35. Discuss legal issues in *State of Texas v. John Francis Curran III*, Cause No 553926, in the Municipal Court of the City of Austin. (concerns the City's solicitation ordinance)
36. Discuss legal issues in *Josie Ellen Champion, et al. v. City of Austin*, Cause No. GN-400513, in the Travis County District Court. (concerns a legal challenge to zoning ordinances governing tracts at FM 2222 and Loop 360)

Real Property - Section 551.072

37. Discuss sealed bid offers received for the purchase of property located at 1022 East 12th Street, Austin, Texas. (Related Item 38)

Action on Executive Session

38. Approve an ordinance authorizing the City Manager to accept the highest bid offer and negotiate and execute a contract of sale for the property located at 1022 East 12th Street, Austin, Texas. (Related Item 37)

2:00 P.M. Bond Sales

39. Approve an ordinance authorizing the issuance of approximately \$306,225,000 City of Austin, Texas, Airport System Variable Rate Revenue Refunding Bonds, Series 2005, including approval and authorization of all related documents. (No fiscal impact during Fiscal Year 2004-2005. \$18,089,615 estimated debt service requirement and \$600 estimated annual paying agent/registrar fee will be included in the Fiscal Year 2005-2006 Proposed Budget of the Airport Revenue Bond Redemption Fund.)

2:00 PM BRIEFINGS

40. Presentation of the Fiscal Year 2005-2006 Proposed Budget for the Community Services Departments, including the Neighborhood Housing and Community Development Department, the Library Department, the Parks and Recreation Department, and the Health and Human Services Department.

3:00 P.M. BOARD OF DIRECTORS MEETING OF AUSTIN HOUSING FINANCE CORPORATION. The Mayor will recess the City Council meeting. A Board meeting of Austin Housing Finance Corporation (AHFC) will be conducted. The AHFC Board may go into a closed session on any item on the AHFC agenda under Chapter 551 of the Texas Government Code to receive advice from legal counsel, to discuss matters of land acquisition, to discuss personnel matters, or for other reasons permitted by law as specifically listed on this agenda. Following adjournment of the AHFC Board meeting the City Council will re-convene.

- AHFC- 1 Approve the minutes of the July 28, 2005 meeting of the Austin Housing Finance Corporation.

- AHFC- 2 Approve the negotiation and execution of a loan agreement in an amount not to exceed \$71,000 to PARKER LANE SENIORS APARTMENTS, L.P., for the development and construction of 70 units of rental housing on a 4.45 acre tract located at the intersection of the 4000 block of Parker Lane and the 1900 block of Woodward Street. (Funding is available in Housing Trust Funds in the Fiscal Year 2004-2005 Austin Housing Finance Corporation budget under the Rental Housing Development Assistance Program.)

4:00 P.M. ZONING HEARINGS AND APPROVAL OF ORDINANCES AND RESTRICTIVE COVENANTS

Zoning Ordinances / Restrictive Covenants

41. C14-04-0012.003 - Brentwood/Highland Combined Neighborhood Plan rezoning (Part) - Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 6208 Burns Street (Waller Creek Watershed) from multi-family residence medium density-neighborhood plan (MF-3-NP) combining district zoning to community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning with conditions. First reading on November 4, 2004. Vote: 7-0. Second reading on May 26, 2005. Vote: 7-0. Conditions met as follows: Conditional overlay and restrictive covenant incorporates the conditions imposed or accepted at first ordinance reading. Applicant: City of Austin. Agent: Neighborhood Planning & Zoning Department. City Staff: Greg Guernsey, 974-2387. Note: A valid petition has been filed in opposition to this rezoning request.

Zoning and Neighborhood Plan Amendment Hearings and Approval of Ordinances / Restrictive Covenants

- Z- 1 NPA-05-0007-01 - North Austin Civic Association - Conduct a public hearing and approve an ordinance amending the North Austin Civic Association Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, to change the Future Land Use Map from multi-family designation to commercial designation for property located at 9117 Northgate Boulevard, Lot 3 of Northgate Terrace Section 1. Planning Commission Recommendation: To change the future land use map to mixed use designation. Applicant: Syed Asif Shamise. Agent: Bennett Consulting (Jim Bennett). City Staff: Scott Whiteman, 974-2865. (Related Item Z-2)

- Z- 2 C14-05-0030 - Shamise 1 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 9117 Northgate Blvd. (Little Walnut Creek Watershed) from multi-family-medium density-neighborhood plan (MF-3-NP) combining district zoning to neighborhood commercial-neighborhood plan (LR-NP) combining district zoning. Zoning and Platting Commission Recommendation: To grant neighborhood commercial-conditional overlay-neighborhood plan (LR-CO-NP) combining district zoning. Applicant: Syed Asif Shamise. Agent: Bennett Consulting: Jim Bennett. City Staff: Sherri Sirwaitis, 974-3057. (Related Item Z-1)
- Z- 3 C14-05-0065.SH - Harris Branch Apartments - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 12317 Dessau Road (Harris Branch Watershed) from interim-rural residence (I-RR) district to multi-family residence-low density (MF-2) district zoning. Zoning and Platting Commission Recommendation: To grant multi-family residence-low density-conditional overlay (MF-2-CO) combining district zoning with conditions. Applicant: Dessau 21, Ltd. (Paul Joseph). Agent: Thrower Design (Ron Thrower). City Staff: Sherri Sirwaitis, 974-3057.
- Z- 4 C14-05-0066 - Trans - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 11704-11706 North Lamar Blvd. (Walnut Creek Watershed) from limited office (LO) district zoning to community commercial (GR) district zoning. Zoning and Platting Commission Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning for Tract 1; and limited office-conditional overlay (LO-CO) combining district zoning for Tract 2. Applicant and Agent: Mau Tran and Khanh Huynh Tran. City Staff: Sherri Sirwaitis, 974-3057.
- Z- 5 C14-05-0083 - Jack & Johns - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 7402 McNeil Drive (Rattan Creek Watershed) from community commercial-conditional overlay (GR-CO) combining district zoning to community commercial-conditional overlay (GR-CO) combining district zoning in order to change a condition of zoning. Zoning and Platting Commission Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning. Applicant: Jack & Johns, Ltd. (John Baunach). Agent: Bennett Consulting: Jim Bennett. City Staff: Sherri Sirwaitis, 974-3057.

- Z- 6 C14-05-0087 - 4611 Manchaca Road - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 4611 Manchaca Road (Williamson Creek Watershed) from family residence (SF-3) district zoning to limited office (LO) district zoning. Zoning and Platting Commission Recommendation: To grant limited office-conditional overlay (LO-CO) combining district zoning. Applicant: Ruth Framel. Agent: Thrower Design (Ron Thrower). City Staff: Wendy Walsh, 974-7719.
- Z- 7 C14-05-0064 - Parmer Meadows - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 12509 North Lamar Blvd. (Walnut Creek Watershed) from community commercial-conditional overlay (GR-CO) combining district zoning to commercial liquor sales-conditional overlay (CS-1-CO) combining district zoning. Zoning and Platting Commission Recommendation: To deny commercial liquor sales-conditional overlay (CS-1-CO) combining district zoning. Applicant: Continental I-35 Fund Limited Partnership (Daniel J. Minahan). Agent: Doucet and Associates, Inc. (Carol M. Stewart). City Staff: Sherri Sirwaitis, 974-3057.
- Z- 8 C14H-04-0031 – Ikins-O'Connell-Messer House. Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2608 McCallum Drive from family residence (SF-3) district zoning to family residence-historic (SF-3-H) combining district zoning. Historic Landmark Commission Recommendation: To grant family residence-historic (SF-3-H) combining district zoning. Zoning and Platting Commission Recommendation: To deny family residence-historic (SF-3-H) combining district zoning. Applicant: Historic Landmark Commission. City Staff: Steve Sadowsky, Historic Preservation Office, Neighborhood Planning and Zoning Department, 974-6454. Note: A valid petition has been filed in opposition to this rezoning request.
- Z- 9 C14-04-0048 - Palm Harbor Round Rock Sales Office - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 15996 N. IH-35 Service Road-Southbound (Walnut Creek Watershed) from single family residence standard lot (SF-2) district zoning to general commercial services (CS) district zoning. Zoning and Platting Commission Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning with conditions. Applicant: Palm Harbor Homes (Greg Vaughn). Agent: The Moore Group Inc. (Ed Moore). City Staff: Sherri Sirwaitis, 974-3057.

5:30 P.M. LIVE MUSIC AND PROCLAMATIONS**LIVE MUSIC**

Robert Ortiz

PROCLAMATIONS

Proclamation - National Arts Program Week - to be presented by Mayor Will Wynn and to be accepted by April Sullivan

Proclamation - Community Health Center Week - - to be presented by Mayor Will Wynn and to be accepted by TBA

Distinguished Service Awards - Austin Fire Department Engine 19 and EMS Medic 8 personnel - to be presented by Mayor Will Wynn and to be accepted by the honorees

Proclamation - Lights On! After School - to be presented by Mayor Will Wynn and to be accepted by Alvin Pruitt

6:00 P.M. PUBLIC HEARINGS AND POSSIBLE ACTION**Financial and Administrative Services - Budget**

42. Conduct a public hearing to receive public comment on the City of Austin Fiscal Year 2005-2006 Proposed Budget including the Neighborhood Housing and Community Development Department, the Library Department, the Parks and Recreation Department, and the Health and Human Services Department.

Police

43. Conduct a public hearing and approve the continuation of Chapter 9-3, relating to juvenile day and night time curfews.

Watershed Protection and Development Review

44. Conduct a public hearing and approve an ordinance adopting an amendment to Chapter 25-10, Sign Regulations, of the City Austin Land Development Code to repeal language in subsection 25-10-43(B) which allows automatic approval of a variance application if the Sign Review Board does not act on the variance request by the 46th day after the application is filed. (Approved by the Planning Commission.)
45. Conduct a public hearing to consider a variance request by Mitchell and Jan Davis to allow construction of a single-family house in the 25-year and 100-year floodplains of Boggy Creek at Clifford Avenue, at Lots 1, 2 and 3, Block A of the proposed Z-Lofts Subdivision located at the southeast corner of the intersection of Martin Luther King Jr. Boulevard and Clifford Avenue.
46. Conduct a public hearing to consider a variance request by Greystar Management Services to allow construction of a multi-family structure with parking garage in the 25-year floodplain of Waller Creek at 901 Red River Street.

ADJOURN

THE CITY OF AUSTIN IS COMMITTED TO COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT. REASONABLE MODIFICATIONS AND EQUAL ACCESS TO COMMUNICATIONS WILL BE PROVIDED UPON REQUEST. FOR ASSISTANCE PLEASE CALL 974-3256 OR 974-2445 TDD.

A person may request a Spanish language interpreter be made available by contacting the City Clerk's Office at 974-2210 no later than three hours before the scheduled time of the item on which the person wishes to speak at the council meeting.

Cualquier persona puede solicitar servicios de intérprete en español comunicándose con la oficina del Secretario/a Municipal al 974-2210 a no más tardar de tres horas antes de la hora determinada para el asunto sobre el cual la persona desea comentar en la sesión del Consejo.

Council Meetings

January 13, 2005
January 27, 2005

February 3, 2005
February 10, 2005
February 17, 2005

March 3, 2005
March 10, 2005
March 24, 2005

April 7, 2005
April 14, 2005
April 28, 2005

May 12, 2005
May 19, 2005
May 26, 2005

June 9, 2005
June 23, 2005

July 28, 2005

August 4, 2005
August 18, 2005
August 25, 2005

September 1, 2005
September 12,13,14
(Budget Readings)
September 29, 2005

October 6, 2005
October 20, 2005
October 27, 2005

November 3, 2005
November 17, 2005

December 1, 2005
December 15, 2005

Cancelled Meetings

January 6, 2005

January 20, 2005

February 24, 2005

March 17, 2005
March 31, 2005

April 21, 2005

May 5, 2005

June 2, 2005
June 16, 2005
June 30, 2005

July 7, 2005
July 14, 2005
July 21, 2005

August 11, 2005

September 8, 2005

September 15, 2005
September 22, 2005

October 13, 2005

November 10, 2005
November 24, 2005

December 8, 2005
December 22, 2005
December 29, 2005