

AUSTIN CITY COUNCIL AGENDA

THURSDAY, MARCH 09, 2006, THE COUNCIL CHAMBERS OF CITY HALL, 301 WEST
2ND STREET, AUSTIN, TEXAS.

AUSTIN CITY CLERK
CITY OF AUSTIN

06 MAR -3 PM 5:42



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 IFFINGWELL ♦ RAUL ALVAREZ ♦ JENNIFER KIM ♦ BETTY DUNKERLEY ♦ BREWSTER MCCracken

**NOTICE OF REGULAR MEETING
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9:55 A.M. Invocation

Pastor Tony Johnson, Ministry of Challenge

10:00 A.M. City Council Convenes

THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS WILL CONVENE AT 10:00 AM ON THURSDAY, MARCH 09, 2006, 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 March 2, 2006.

10:30 A.M. ELECTION AND CHARTER AMENDMENT ORDINANCES

2. Approve an ordinance ordering an election for the purpose of submitting a proposed charter amendment to the voters related to the terms served by a municipal court judge. (Council Member Brewster McCracken, Mayor Pro Tem Danny Thomas and Council Member Betty Dunkerley)
3. Approve an ordinance ordering an election for the purpose of submitting a proposed charter amendment to the voters related to council member term limits. (Council Member Raul Alvarez, Council Member Betty Dunkerley and Council Member Brewster McCracken)

4. Approve an ordinance ordering an election for the purpose of submitting a proposed charter amendment to the voters related to campaign finance. (Council Member Betty Dunkerley, Council Member Lee Leffingwell and Council Member Brewster McCracken)
5. Approve an ordinance ordering an election for the purpose of submitting a citizen's initiative charter amendment to the voters related to development in the Barton Springs Edwards Aquifer watershed.
6. Approve an ordinance ordering an election for the purpose of submitting a citizen's initiative charter amendment to the voters related to mandating online access to city administrative records and eliminating certain state law authority.
7. Approve an ordinance ordering an election and determining the order in which the charter amendment propositions are to appear on the ballot.

Austin Energy

8. Authorize negotiation and execution of a 12-month construction contract service agreement with TEPCO, L.P., Deer Park, TX, for the installation of underground chilled water piping in an amount not to exceed \$4,000,000, with two 12-month extension options in an amount not to exceed \$4,000,000 for each option, for an overall contract amount not to exceed \$12,000,000. (Funding in the amount of \$4,000,000 is available in the Fiscal Year 2005-2006 Approved Capital Budget of Austin Energy.) 19.9% MBE and 1.5% WBE subcontractor participation
9. Authorize negotiation and execution of SOUTH TEXAS PROJECT (STP) agreements, including (1) Amended and Restated Interim Restructuring Agreement, (2) Amendment One to the STP Transmission Lines Maintenance Agreement, (3) STP Transmission Facilities Reconfiguration Agreement, (4) Right-of-Way & Easement for Electric Transmission Line (AEP Texas Central), (5) Right-of-Way & Easement for Electric Transmission Line (CenterPoint Energy), and (6) Right-of-Way & Easement for STP Switchyard and Transmission Corridor, and any other related agreements necessary to efficiently operate the STP assets to permit construction of the related Hillje transmission and substation construction project, and account for the restructuring of two prior STP owners pursuant to and as required by the Texas electric restructuring legislation enacted in 1999 (S.B. 7).

Economic Growth and Redevelopment Services

10. Approve an ordinance amending Ordinance No. 990715-31 to provide for additional fee waivers for SILICON LABORATORIES, INC., to Austin, TX for development permits related to the finish-out of 400 W. Cesar Chavez St., in an amount not to exceed \$35,325. (Foregone Watershed Protection and Development Review revenues, not to exceed \$35,325.)

Law

11. Authorize negotiation and execution of an amendment to the professional services agreement with Colette Holt & Associates, Chicago, IL, for services relating to the "second generation study" related to minority-owned and women-owned procurement program, in an amount not to exceed \$20,000, for a total contract amount not to exceed \$175,000. (Funding in the amount of \$20,000 is available in the Fiscal Year 2005-2006 Operating Budget of the Department of Small & Minority Business Review.) (Related Item 38)
12. Authorize negotiation and execution of a legal services agreement with Scott, Douglass & McConnico, L.L.P., in connection with project resolution and potential litigation related to the Ullrich Water Treatment Plant Expansion Project in the not to be exceeded amount of \$568,500. (Funding in the amount of \$568,500 is available in the 2005-2006 Operating Budget of the Austin Water Utility.) (Related Item 39)

Neighborhood Housing and Community Development

13. Approve a resolution approving the origination of mortgages within the Austin City limits from bond proceeds of the Travis County Housing Finance Corporation's 2006 Single Family Mortgage Revenue Refunding Bonds.
14. Approve an ordinance approving Amendment No. 2 to the Memorandum of Understanding for East Austin Economic Development between the City and Robertson Hill Land, Ltd. for the entire Robertson Hill property by expanding the geographic area where off-site affordable housing may be constructed or acquired to also include zip code areas 78721 and that portion of 78723 which lies south of 51st Street.

Police

15. Approve a resolution authorizing the application for renewal grant funding from the State of Texas, Governor's Office, Criminal Justice Division, Victims of Crime Act in the amount of \$411,366 for eight full-time equivalent (FTE) Victim Counselors for a "Comprehensive Victim Services Program." (Funding in the amount of \$411,366 is available in the grant period of July 1, 2006 - June 30, 2007 from the State of Texas, Governor's Office, Criminal Justice Division. A match of \$198,082 will be met by 2 FTE positions and in-kind volunteers Victim Service counselor hours. The match can be found in the approved Fiscal Year 2006 Operating Budget of the Austin Police Department Victim Services Program.)

Public Works

16. Authorize execution of a construction contract with OSCAR RENDA CONTRACTING, INC., Roanoke, TX for the Austin Clean Water Program: Downtown/White Horse Trail Wastewater Improvements Project, Phase I, in the amount of \$3,271,885 plus a \$20,000 incentive bonus and a \$327,185 contingency, for a total contract amount not to exceed \$3,619,035. (Funding in the amount of \$3,619,035 is included in the Fiscal Year 2005-2006 Capital Budget of the Austin Water Utility.) Lower bid of 2 received. 4.06% MBE and 7.03% WBE subcontractor participation. (Recommended by the Water and Wastewater Commission.)
17. Authorize negotiation and execution of a professional services agreement with DANNENBAUM ENGINEERING COMPANY - AUSTIN, LLC, Austin, TX, for engineering services for the William Cannon Bridge Over Onion Creek Phase 2, in an amount not to exceed \$300,000. (Funding in the amount of \$300,000 is available in the Fiscal Year 2005-2006 Amended Capital Budget of the Public Works Department.) Best qualification statement of 6 received. 15.9% MBE and 14.2% WBE subcontractor participation.
18. Authorize execution of change order # 6 to the construction contract with RODRIGUEZ BARR INC., DBA THE BARR COMPANY, AIA, (MBE/FH 73.0%) for ADA Sidewalk, Ramp and Bikeway Improvements 2004-2007 Group 2 in the amount of \$40,000, for a total contract amount not to exceed \$2,147,221.68 (Funding in the amount of \$40,000 is available in the Fiscal Year 2005-2006 Amended Capital Budget of the Public Works Department.) 8.32% MBE and 7.38% WBE subcontractor participation to date.

Purchasing

19. Authorize negotiation and execution of a 12-month service agreement with FRANK CRYSTAL & CO., OF TEXAS, INC., Houston, TX, to provide Airport Liability Insurance for Austin-Bergstrom International Airport through ACE USA, in an amount not to exceed \$141,779, with three 12-month extension options in an amount not to exceed \$155,957 for the first extension option, \$171,553 for the second extension option, and \$188,708 for the third extension option, for a total agreement amount not to exceed \$657,997. (Funding in the amount of \$141,779 is available in the Fiscal Year 2005-2006 Approved Operating Budget of the Aviation Department. Funding for the extension options is contingent upon available funding in future budgets.) Best evaluated proposal of four 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. (Approved by the Airport Advisory Commission)
20. Ratify a contract with EXCEL CONSTRUCTION SERVICES, LLC, Austin, TX, for emergency repair services of a chlorine scrubber at the Davis Water Treatment Plant in an amount not to exceed \$105,075. (Funding is available in the Fiscal Year 2005-2006 Approved Capital Budget of the Austin Water Utility.) Emergency Purchase.
21. Authorize execution of Amendment No. 1 to the contract with ALLIED BARTON SECURITY SERVICES, Austin, TX, to continue security services for the Cameron Road Campus for the Building Services Division of the Finance and Administrative Services Department in an amount not to exceed \$39,142.63, with the total agreement amount not to exceed \$86,142.63. (Funding is available in the Fiscal Year 2005-2006 Approved Operating Budget of the Cameron Road Campus Fund.)
22. Authorize execution of two contracts through the HOUSTON-GALVESTON AREA COUNCIL OF GOVERNMENTS (H-GAC) with: CLASSIC CHEVROLET, Beaumont, TX, for eleven pickup trucks and one service truck in an amount not to exceed \$234,734.73; and SANTEX TRUCK INTERNATIONAL, INC., San Antonio, TX, three truck cab & chassis in an amount not to exceed \$192,650.00. (Funding in the amount of \$198,377.04 is available in the Fiscal Year 2005-2006 Approved Vehicle Acquisition Fund. Funding in the amount of \$47,834.67 is available in the Fiscal Year 2005-2006 Approved Operating Budget of the Aviation Department. Funding in the amount of \$107,423.02 is available in the Fiscal Year 2005-2006 Approved Capital Budget of the Solid Waste Services Department. Funding in the amount of \$73,750.00 is available in the Fiscal Year 2005-2006 Approved Capital Budget of the Austin Energy Department.) Cooperative Purchase.

23. Authorize execution of a contract through the TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD), with PHILPOTT MOTORS, LTD., Nederland, Texas for the purchase of 135 light duty vehicles for a total contract amount not to exceed \$3,571,171.63. (Funding in the amount of \$369,069.80 is available in the Fiscal Year 2005-2006 Approved Vehicle Acquisition Fund. Funding in the amount of \$25,377 is available in the Fiscal Year 2005-2006 Approved Operating Budget of the Emergency Medical Services Department and \$25,377 is available in the Fiscal Year 2005-2006 Approved Capital Area Trauma Regional Advisory Council Grant Budget of the Emergency Medical Services Department. Funding in the amount of \$128,937.75 is available in the Fiscal Year 2005-2006 Approved Operating Budget of the Aviation Department. Funding in the amount of \$742,206.33 is available in the Fiscal Year 2005-2006 Approved Capital Budget of the Austin Water Utility. Funding in the amount of \$1,285,934.50 is available in the Fiscal Year 2005-2006 Approved Capital Budget of the Austin Energy Department. Funding in the amount of \$318,357.50 is available in the Fiscal Year 2005-2006 Approved Capital Budget of the Solid Waste Services Department. Funding in the amount of \$562,158.75 is available in the Fiscal Year 2005-2006 Approved Capital Budget of the Public Works Department. Funding in the amount of \$113,753 is available in the Fiscal Year 2005-2006 Approved Capital Budget of the Watershed Protection & Development Review Department.) Cooperative Purchase.
24. Authorize execution of Amendment No. 4 to Contract No. S040153 through the State of Texas Department of Information Resources (DIR) with AVNET NETWORK SOLUTIONS, Austin, TX, for Cisco network products, to increase the current year contract in an amount not to exceed \$3,798,000 and to increase the remaining extension option in an amount not to exceed \$1,888,500, for a revised total contract amount not to exceed \$13,440,500. (Funding in the amount of \$841,000 is available in the Fiscal Year 2005-2006 Approved Operating Budgets of various City Departments. (Library-\$18,000; ACCD-\$498,000; Aviation-\$125,000; CTM-\$200,000) Funding in the amount of \$2,957,000 is available in the Fiscal Year 2005-2006 Approved Capital Budgets of various City Departments. (AE-\$685,000; Library-\$30,000; HHSD-\$2,000; PARD-\$40,000; CTM-\$2,066,000; CTM/CTECC-\$134,000) Funding for the remaining extension option is contingent upon availability in future budgets.)

Watershed Protection and Development Review

25. Approve an ordinance waiving the interim development regulations of Ordinance No. 20060216-043 to allow the construction of a single family residence at 2005 Matthews Drive.

26. Approve an ordinance waiving the interim development regulations of Ordinance No. 20060216-043 to allow the construction of a single family residence at 2308 West 9th Street.

ITEMS FROM COUNCIL

27. Approve an ordinance amending Article 11 of Chapter 2-1 (*Boards and Commissions*) of the City Code relating to the Board of Adjustment to increase the board's membership from five to seven board members and to stagger the two-year terms of the board members. (Council Member Lee Leffingwell and Council Member Betty Dunkerley)
28. Approve appointments to citizen board and commissions, to Council subcommittees and other intergovernmental bodies, and removal and replacements of members.
29. Approve an ordinance waiving the signature requirement under Chapter 14-8 of the Code for Fado's Irish Pub's St. Patrick's Day Festival to be held on March 17, 2006. (Mayor Will Wynn and Council Member Lee Leffingwell)
30. Approve a resolution regarding the compensation and benefits for the City Auditor. (Related Item 43)(Mayor Will Wynn, Mayor Pro Tem Danny Thomas and Council Member Betty Dunkerley)
31. Approve waiver of certain rental and facility use fees for the Carver Museum Theatre under the Fiscal Year 2005-2006 Approved Budget Fee Schedule of Ordinance No. 20050912-004 for the YWCA Spring Hallmark Speakers Training, entitled "From Random Acts of Intolerance...to Conscious Acts of Awareness to be held on April 7, 2006. (Council Member Betty Dunkerley and Council Member Lee Leffingwell)
32. Approve waiver of banner fees under Chapter 25-10 of the City Code for the 2006 Texas Hill Country Wine & Food Festival. (Council Member Brewster McCracken and Council Member Jennifer Kim)
33. Approve an ordinance authorizing the waiver or reimbursement of certain fees and requirements under Chapter 14-8 of the City Code, and authorize payment of certain costs for the River City Ten-Miler to be held on March 19, 2006. (Council Member Brewster McCracken and Council Member Lee Leffingwell)

Item(s) to Set Public Hearing(s)

34. Set a public hearing to receive citizen comments on community needs to develop the City's (1) annual Action Plan for Fiscal Year 2006-07, related to allocation of the U.S. Department of Housing and Urban Development grant funds, and (2) Community Development Fiscal Year 2006-2007 Program required by Texas Local Government Code Chapter 373, including proposed funding allocations. (Suggested date and time: March 23, 2006 at 6:00 p.m., City Hall Council Chambers, 301 West Second Street.)

12:00 P.M. CITIZEN COMMUNICATIONS: GENERAL

Jimmy Castro - Star of Texas Fair & Rodeo

Sylvia Benini - General Observations - TREES

Jennifer L. Gale - Our Pets, Should they find (The Great Outdoors) and loose their beloved owner, are pleading with us for a (No Kill) Policy and to Spay & Neuter their (Free Loving) Ferral Friends

Paul Robbins - City Issues

CarolAnneRose Kennedy - TBA

Pat Johnson - Current Issues - Towing

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

35. Discuss legal issues regarding *In the Matter of the Application of KBDJ, L.P., for Approval of an Edwards Aquifer Water Pollution Abatement Plan, ID No. 03120103*; TCEQ Docket No. 2004-0988-EAQ, before the Texas Commission on Environmental Quality.
36. Discuss legal issues related to potential charter amendments on the May 2006 election ballot.

37. Discuss legal issues related to *Save Our Springs Alliance, Inc. v. City of Austin*; Cause No. GN-06-000627; in the 200th Judicial District Court of Travis County, Texas. (concerns development by Advanced Micro Devices (AMD) and an alleged violation of the Save Our Springs ordinance and the Open Meetings Act)
38. Discuss legal issues related to the City of Austin Minority and Women-Owned Business Enterprise Program, Second Generation Study and the professional service agreement with Colette Holt & Associates. (Related Item 11)
39. Discuss legal issues regarding expansion of the Ullrich Water Treatment Plant and the associated contract with Archer Western Contractors, Ltd., and discuss a legal services agreement with Scott, Douglass & McConnico, L.L.P., in connection with project resolution and potential litigation. (Related Item 12)
40. 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)
41. Discuss legal issues regarding Title 4, Chapter 4-1 (*Adult Arcade*) and Section 25-2-801(*Adult-oriented Businesses*) of the City Code relating to adult oriented businesses.

Real Property - Section 551.072

42. Discuss issues relating to the terms of the sale of Block 21, generally located at 2nd Street, Lavaca Street, 3rd Street, and Guadalupe.

Personnel Matters - Section-551.074

43. Evaluate the performance of and consider compensation and benefits for the City Auditor. (Related Item 30)

2:00 PM BRIEFINGS

44. Conduct a briefing regarding Single Stream Recycling Program.

4:00 P.M. ZONING HEARINGS AND APPROVAL OF ORDINANCES AND RESTRICTIVE COVENANTS**Zoning Ordinances / Restrictive Covenants**

45. C14-05-0111.03 - East Riverside/Oltorf Neighborhood Plan, Tract 208 - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2800 & 2904 Metcalfe Road (Country Club Creek Watershed) from family residence (SF-3) district zoning to public (P) district zoning. First reading approved on January 12, 2006. Vote: 6-0, Mayor Pro Tem Thomas-absent. Applicant: Austin Independent School District. Agent: Neighborhood Planning and Zoning Department. City Staff: Robert Heil, 974-2330.
46. C14-05-0111.04 - East Riverside/Oltorf Neighborhood Plan, Tract 213 - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2101 Wickshire (Country Club Watershed) from family residence (SF-3) district zoning to public (P) district zoning. First reading approved on January 12, 2006. Vote: 6-0, Mayor Pro Tem Thomas - absent. Applicant and Agent: City of Austin, Neighborhood Planning and Zoning Department. City Staff: Robert Heil, 974-2330.
47. C14-05-0111.05 - East Riverside/Oltorf Neighborhood Plan, Tract 224 - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 4705, 4707, 4709, 4801, 4803, 4805, 4807, 4809 & 4811 E. Oltorf Street (Country Club Creek Watershed) from multi-family residence-low density (MF-2) district zoning to townhouse and condominium residence (SF-6) district zoning. First reading approved on January 12, 2006. Vote: 6-0, Mayor Pro Tem Thomas - absent. Applicant: Janie M. Alegria. Agent: Neighborhood Planning and Zoning Department. City Staff: Robert Heil, 974-2330.
48. C14-05-0112.06 - East Riverside/Oltorf Neighborhood Plan, Tract 57 - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1840 Burton Drive (Country Club Creek Watershed) from neighborhood commercial (LR) district zoning to multi-family residence-medium density (MF-3) district zoning. First reading approved on January 12, 2006. Vote: 6-0, Mayor Pro Tem Thomas - absent. Applicant: Silverado Condominium Association. Agent: Neighborhood Planning and Zoning Department. City Staff: Robert Heil, 974-2330.

49. C14-05-0113.01 - East Riverside/Oltorf Neighborhood Plan, Tract 300 - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code rezoning property locally known as 1005 1/2 South Pleasant Valley Road (Country Club Creek Watershed) from multi-family residence-medium density (MF-3) district zoning and multi-family residence-high density (MF-5) district zoning to public (P) district zoning. First reading approved on January 12, 2006. Vote: 6-0 Mayor Pro Tem Thomas - absent. Applicant and Agent: City of Austin, Neighborhood Planning and Zoning Department. City Staff: Robert Heil, 974-2330.
50. C14-05-0113.04 - East Riverside/Oltorf Neighborhood Plan, Tract 309 - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2101 Wickersham Lane (Country Club Creek Watershed) from community commercial (GR) district zoning to community commercial-mixed use (GR-MU) combining district zoning. First reading approved on January 12, 2006. Vote: 6-0, Mayor Pro Tem Thomas - absent. Applicant: Jay Kaplan. Agent: Neighborhood Planning and Zoning Department. City Staff: Robert Heil, 974-2330.
51. C814-90-0003.13 - Harris Branch PUD Amendment #13 - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1375 U.S. Highway 290 East at Proposed State Highway 130 (Harris Branch, Gilleland Creek, Decker Creek Watersheds) from planned unit development (PUD) district zoning to planned unit development (PUD) district zoning to change a condition of zoning. First reading approved on October 27, 2005. Vote: 6-0, Council Member Alvarez off the dais. Applicant: Austin HB Residential Properties (John McCullough). Agent: Minter, Joseph & Thornhill, P.C. (John M. Joseph). City Staff: Sherri Sirwaitis, 974-3057.
52. C14-05-0110 - Bouldin Meadows - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as Barton Skyway at the Union Pacific Railroad (West Bouldin Creek Watershed) from general commercial services (CS) district zoning to family residence (SF-3) district zoning. First reading approved on December 15, 2005. Vote: 7-0. Applicant: Forest Cove Ltd. and Agent: John Hussey. City Staff: Robert Heil, 974-2330.

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

- Z- 1 C14-00-2062(RCA)(2) - Martens Zoning - Conduct a public hearing and approve a restrictive covenant amendment for the property located at 807 East 11th Street (Waller Creek Watershed). Planning Commission Recommendation: To approve the restrictive covenant amendment. Applicant: Steven Martens. Agent: David Armbrust. City Staff: Robert Heil, 974-2330. (Related Item Z-2)
- Z- 2 C14-00-2062(RCA)(3) - AMJRH Zoning - Conduct a public hearing and approve a restrictive covenant amendment for the property located at 811 East 9th Street and 808-818 East 8th Street (Waller Creek Watershed). Planning Commission Recommendation: To approve the restrictive covenant amendment. Applicant: AMJRH Investments Ltd. Agent: David Armbrust. City Staff: Robert Heil, 974-2330. (Related Item Z-1)
- Z- 3 C14-00-2062(RCA)(4) - Robertson Hill - Conduct a public hearing and approve a restrictive covenant amendment for the property located at 900-1000 San Marcos (Waller Creek Watershed). Planning Commission Recommendation: To approve the restrictive covenant amendment. Applicant: Robertson Hill Land Ltd. Agent: David Armbrust. City Staff: Robert Heil, 974-2330.
- Z- 4 C14-05-0166 - Buford Commercial Center - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 6800 Burnet Road (Shoal Creek Watershed) from general commercial services (CS) district zoning to commercial liquor-sales (CS-1) district zoning. Zoning and Platting Commission Recommendation: To grant commercial liquor-sales (CS-1) district zoning. Applicant: Henderson Buford. Agent: Sun, Wine & Spirits (John Cantrell). City Staff: Jorge Rousselin, 974-2975.
- Z- 5 C14-05-0212 - 2222 Business Park Lot 4 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 6612 Sitio Del Rio Boulevard (West Bull Creek & North Edwards Aquifer Recharge Zone) from general office-conditional overlay (GO-CO) combining district zoning to community commercial-conditional overlay (GR-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning. Applicant: International Bank of Commerce (Pete Dwyer). Agent: Urban Design (Laura Toups). City Staff: Jorge F. Rousselin, 974-2975.

- Z- 6 C14-05-0186 - 404 Sterzing - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 404 Sterzing (Town Lake Watershed) from general commercial services (CS) district zoning to general commercial services-conditional overlay (CS-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning. Applicant: Marjorie Saad. Agent: John Wooley. City Staff: Robert Heil, 974-2330.
- Z- 7 C14-05-0188 - 410 Sterzing - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 410 Sterzing (Town Lake Watershed) from general commercial services (CS) district zoning to general commercial services-conditional overlay (CS-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning. Applicant: Richard Ferris. Agent: John Wooley. City Staff: Robert Heil, 974-2330.
- Z- 8 C14-05-0189 - 1900 Barton Springs Rd. - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1900 Barton Springs Rd. (Town Lake Watershed) from general commercial services-conditional overlay (CS-CO) combining district zoning and limited office-conditional overlay (LO-CO) combining district zoning to general commercial services-conditional overlay (CS-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning. Applicant and Agent: John Wooley. City Staff: Robert Heil, 974-2330.
- Z- 9 C14-05-0214 - 4603 Commercial Park Drive - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 4603 Commercial Park Drive (Walnut Creek Watershed) from single-family residence-standard lot (SF-2) district zoning to limited industrial services-conditional overlay (LI-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant limited industrial services-conditional overlay (LI-CO) combining district zoning. Applicant and Agent: James White. City Staff: Robert Heil, 974-2330.

- Z- 10 C14-05-0216 - 4803, 4807, 4811 Commercial Park Dr. - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 4803, 4807 & 4811 Commercial Park Dr. (Walnut Creek Watershed) from interim single-family residence-standard lot (I-SF-2) district zoning to limited industrial services-conditional overlay (LI-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant limited industrial services-conditional overlay (LI-CO) combining district zoning. Applicant and Agent: Dalton Wallace. City Staff: Robert Heil, 974-2330.

5:30 P.M. LIVE MUSIC AND PROCLAMATIONS

LIVE MUSIC

Texas Heritage Songwriters Association (Sonny Throckmorton)

PROCLAMATIONS

Distinguished Service Award Retiring Citizen Review Panel Members - to be presented by Mayor Will Wynn and to be accepted by the honorees.

Proclamation Red Cross Month - to be presented by Mayor Will Wynn and to be accepted by Wayne Brennessel

Distinguished Service Award Assistant Chief Robert Dahlstrom - to be presented by Mayor Will Wynn and Assistant City Manager Rudy Garza and to be accepted by Assistant Chief Robert Dahlstrom

Distinguished Service Award Assistant Chief Rudy Landeros - to be presented by Mayor Will Wynn and Assistant City Manager Rudy Garza and to be accepted by Assistant Chief Rudy Landeros

6:00 P.M. PUBLIC HEARINGS AND POSSIBLE ACTION**Austin Energy**

53. Conduct a public hearing and approve amendments to the Time of Use (TOU) - Thermal Energy Storage Rider and the Load Cooperative Rider in the Electric Rate Schedule in Exhibit A of Ordinance No. 20050912-004, to make these riders available to more Austin Energy customers. (Reviewed by the Electric Utility Commission.)

Neighborhood Planning and Zoning

54. Conduct a public hearing on the limited purpose annexation of the Winfield MUD No. 2 Area (Approximately 575 acres in Travis County and Hays County approximately 1.5 miles east of I.H. 35 South and south of Turnersville Road). (Related Item 55)
55. Conduct a public hearing regarding a proposed Strategic Partnership Agreement (SPA) between the City of Austin and the Winfield Municipal Utility District No. 2 (approximately 575 acres in Travis County and Hays County approximately 1.5 miles east of I.H. 35 South and south of Turnersville Road). (Related Item 54)
56. Conduct a public hearing for the full purpose annexation of the Northeast Middle School Area (Approximately 74 acres located in Travis County west of Johnny Morris Road west of the intersection of Johnny Morris Road and Breezy Hill Road).
57. Conduct a public hearing and approve an ordinance to amend Section 25-1-46(D) of the City Code to place cases within Transit-Oriented Development (TOD) districts under the purview of the Planning Commission, and to Section 25-2-766.04(A) and Chapter 25-2, Appendix D of the City Code to establish an Oak Hill TOD District. (Recommended by Planning Commission.)
58. Conduct a public hearing and consider an amendment to Title 25 of the City Code to establish use and site development regulations applicable to single family residential uses, duplexes and other residential uses within certain zoning districts (McMansion). (Recommended by Planning Commission.)

Watershed Protection and Development Review

59. Conduct a public hearing on an appeal by applicant Tumbleweed Investment Joint Venture of the Zoning and Platting Commission's denial of applicant's extension requests for a site plan; Rancho La Valencia, SP-01-0356D, located at 9512 FM 2222. (The Zoning and Platting Commission denied appeal and denied three-year extension.)

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 12, 2006

January 26, 2006

February 2, 2006

February 9, 2006

February 16, 2006

March 2, 2006

March 9, 2006

March 23, 2006

April 6, 2006

April 20, 2006

April 27, 2006

May 4, 2006

May 18, 2006

May 25, 2006

June 8, 2006

June 22, 2006

July 27, 2006

August 10, 2006

August 24, 2006

August 31, 2006

September 11,12,13

(Budget Readings)

September 28, 2006

October 5, 2006

October 19, 2006

October 26, 2006

November 2, 2006

November 16, 2006

November 30, 2006

December 7, 2006

December 14, 2006

Cancelled Meetings

January 5, 2006

January 19, 2006

February 23, 2006

March 16, 2006

March 30, 2006

April 13, 2006

May 11, 2006

June 1, 2006

June 15, 2006

June 29, 2006

July 6, 2006

July 13, 2006

July 20, 2006

August 3, 2006

August 17, 2006

September 7, 2006

September 14, 2006

September 21, 2006

October 12, 2006

November 9, 2006

November 23, 2006

December 21, 2006

December 28, 2006