



AUSTIN CITY COUNCIL
MINUTES

REGULAR MEETING
THURSDAY, AUGUST 10, 2006

Invocation: Dr. David Haney, Senior Pastor, Riverbend 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, August 10, 2006 in the Council Chambers of City Hall, 301 W. 2nd Street, Austin, Texas.

Mayor Wynn called the Council Meeting to order at 10:15 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 Leffingwell's motion, Council Member McCracken's second on a 7-0 vote.

1. Approval of the minutes from the special called meeting of July 19, 2006 and the regular Council meeting of July 27, 2006.
The minutes from the special called meeting of July 19, 2006 and the regular Council meeting of July 27, 2006 were approved.

Item 2 was pulled to be taken on a roll call vote.

3. Approve an ordinance changing the street name Charter Oak Lane to Florencia Lane. The application fee of \$415 has been paid. The processing fee of \$646.47 has been determined.
Ordinance No. 20060810-003 was approved.
4. Approve an ordinance changing the street name Cheremoya Drive to Seville Drive. The application fee of \$415 has been paid. The processing fee of \$446.30 has been determined.
Ordinance No. 20060810-004 was approved.
5. Approve an ordinance changing the street name Cielo Serena Trail to Cordoba Drive. The application fee of \$415 has been paid. The processing fee of \$459.30 has been determined.
Ordinance No. 20060810-005 was approved.
6. Approve an ordinance changing the street name Longhouse Creek Drive to Toscana Avenue. The application fee of \$415 has been paid. The processing fee of \$459.30 has been determined.
Ordinance No. 20060810-006 was approved.

7. Approve an ordinance authorizing acceptance of grant funds in the estimated amount of \$236,000 from the Texas Department of Public Safety, Division of Emergency Management under Presidential Disaster Declaration Federal Emergency Management Agency (FEMA) 3216 E M resulting from the Hurricane Katrina evacuation, and \$14,000 under Presidential Disaster Declaration FEMA 1606 EM resulting from the Hurricane Rita evacuation; amending the Fiscal Year 2005-2006 Financial and Administrative Services Operating Budget Special Revenue Fund of Ordinance No. 20050912-001 to appropriate the aggregate grant funds described above; and approving payment of these grant funds to sub-grantees for assistance provided under mutual aid agreements. Funding in the amount of \$250,000 is available from the Texas Department of Public Safety, Division of Emergency Management.
Ordinance No. 20060810-007 was approved.
8. Approve a resolution declaring the City of Austin's official intent to reimburse itself at a future date from the proceeds of Certificates of Obligation for costs related to compressed natural gas fuel facility. (As required by Section 103 of the Internal Revenue Code of 1986, as amended.) \$1,320,000 in non-tax related Certificates of Obligation to be issued in August 2007 or later. (Related to item # 9 and item #45)
Resolution No. 20060810-008 was approved.
9. Approve an ordinance authorizing application for and acceptance of \$150,000 in grant funds from the State Energy Conservation Office for the construction of a compressed natural gas fueling facility; amending the Fiscal Year 2005-2006 Fleet Services Special Revenue Fund Operating Budget of Ordinance No. 20050912-001 to appropriate \$150,000 in grant proceeds; and amending the Fiscal Year 2005-2006 Fleet Services Capital Budget of Ordinance No. 20050912-002 to appropriate \$150,000 from the Fleet Services Special Revenue Fund Operating Budget and \$1,320,000 from Certificates of Obligation proceeds for the construction of a compressed natural gas fueling facility. Funding in the amount of \$150,000 is available from a grant from the State Energy Conservation Office (SECO); funding in the amount of \$1,320,000 is available from Certificates of Obligation. (Related to item # 8 and item #45)
Ordinance No. 20060810-009 was approved.
10. Approve negotiation and execution of a 5-year \$100,000 contract with the River City Youth Foundation for expanded youth services in the renovated River City Youth Foundation Technology Center. Funding in the amount of \$100,000 is included in the Fiscal Year 2005-2006 Approved Operating Budget for the Health and Human Services Department
The motion authorizing the negotiation and execution of a contract was approved.
11. Authorize the execution of an Interlocal Agreement with MANOR INDEPENDENT SCHOOL DISTRICT, Manor, TX, to establish a district-wide, coordinated school health program focusing on health promotion and disease prevention, in support of the goals of the Steps to a Healthier Austin Program, in an amount not to exceed \$27,000, with two 12-month renewal options in an amount not to exceed \$55,000 per renewal option, for a total agreement amount not to exceed \$137,000. Funding in the amount of \$27,000 is included in the Fiscal Year 2005-2006 Approved Operating Budget of the Health and Human Services Special Revenue Fund Steps to a Healthier US grant program. The initial Interlocal agreement period is June 1, 2006 through and including September 21, 2006. The grant period is September 22, 2005 to September 21, 2006. Funding for renewal options is contingent upon available funding in future budgets.
The motion authorizing the execution of an interlocal agreement was approved.
12. Approve an ordinance authorizing acceptance of \$43,000 in grant funds from the United States Housing and Urban Development Department for compliance with the Fair Housing Act and amending the Fiscal Year 2005-2006 Human Resources Department Operating Budget Special Revenue Fund of Ordinance

No. 20050912-001 to appropriate \$43,000 in grant funds. Funding of \$43,000 is available from the U.S. Department of Housing and Urban Development. The grant period is October 1, 2005-September 30, 2006. An in-kind match is not required. A fiscal note is attached.

Ordinance No. 20060810-012 was approved.

13. 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 \$35,000 for a total contract amount not to exceed \$1,093,000. Funding in the amount of \$35,000 is available in the Fiscal Year 2005-2006 Capital Budget of the Austin Water Utility. (Related to item #65)

The motion authorizing an amendment of the outside counsel contract was approved.

14. Cancel the Peninsula Annexation public hearing previously scheduled for August 31, 2006. No fiscal impact.

The motion to cancel the Peninsula Annexation public hearing was approved.

15. Approve ratification, negotiation and execution of an agreement with the Urban Renewal Agency of the City of Austin and the Austin Revitalization Authority in an amount not to exceed \$900,000, for a three year term beginning October 1, 2004, for acquisition and development of property in the East 11th and 12th Streets Urban Renewal Area. There is no unanticipated fiscal impact. Recommended by the Urban Renewal Board.

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

16. Approve an ordinance authorizing acceptance of \$31,000 in grant funds from the CAPITAL AREA FOOD BANK; and amending the 2005-2006 Parks and Recreation Department Operating Budget Special Revenue Fund of Ordinance No. 20050912-001 to appropriate \$31,000 for a total grant of \$50,000 for the Kids Café located at the Montopolis Recreation Center and Dove Springs Recreation Center. Funding is available from the Capitol Area Food Bank of Texas.

Ordinance No. 20060810-016 was approved.

17. Approve execution of an Interlocal Agreement with Travis County to allow the County to connect to the City of Austin's Automated Palm and Fingerprint System (APFIS); to enter its fingerprint and palm records into the APFIS database; and to search the database for matches. The contract is initiated upon signing and will renew automatically on October 1 of each successive year for up to four renewal periods, unless terminated. Funding for the APFIS access and related costs will be maintained by Travis County.

The motion authorizing the execution of an interlocal agreement was approved.

18. Authorize the negotiation and execution of a one-year Interlocal Agreement with Travis County in the amount of \$4,589,912 for central booking and related jail services with four 12-month renewals. Funding in the amount of \$4,589,912 will be included in the Proposed Police Operating Budget for Fiscal Year 2007.

The motion authorizing the negotiation and execution of a one-year interlocal agreement was approved.

19. Approve a resolution to authorize the fee simple acquisition of 1.00 acre of land out of the Garner Mayes Survey No. 501, Travis County, Texas, locally known as 9310 FM 812, from Arnulfo Cruz and Maria E. Cruz for the Airport Noise Mitigation Program, in the amount of \$150,000 for the land and improvements and \$135,000 relocation benefits, plus closing costs and moving related expenses in the amount of \$10,000, for a total amount not to exceed \$295,000. Funding in the amount of \$295,000 is available in

the Fiscal Year 2005-2006 Capital Budget of the Department of Aviation using airport funds and available Federal Aviation Administration (FAA) Grants.

Resolution No. 20060810-019 was approved.

20. Approve a resolution to authorize the fee simple acquisition of a 1,044 square foot wastewater line easement and a 48,047 square foot water and wastewater line easement out of the William H. Sanders Survey No. 54, Abstract No. 690, Travis County, Texas, located at 7801 and 7817 Harris Branch Parkway and US Highway 290 East from APPLIED MATERIALS, INC., in a total amount not to exceed \$79,780 for the US Highway 290 East from Blue Goose Project. Funding is included in the 2005-2006 Capital Budget of the Austin Water Utility.
Resolution No. 20060810-020 was approved.
21. Authorize execution of a construction contract with AUSTIN UNDERGROUND INC., Lago Vista, TX, for the Barclay Drive STAA Wastewater Improvement Project in an amount not to exceed \$185,799. Funding is included in the Fiscal Year 2005-2006 Capital Budget of the Austin Water Utility. Lowest of six bids received. 15.07% MBE and 5.33% WBE subcontractor participation. Recommended by the Water and Wastewater Commission.
The motion authorizing the execution of a construction contract was approved.
22. Authorize execution of a construction contract with BENITEZ CONSTRUCTION, INC. (MBE/MH 84.21%), Manor, TX, for the Austin Clean Water Program: Govalle 4 - Pedernales Street Wastewater Improvements Project in an amount not to exceed \$192,834. Funding is included in the Fiscal Year 2005-2006 Capital Budget of the Austin Water Utility. Lowest of eight bids received. 0% MBE and 6.45% WBE subcontractor participation. Recommended by the Water and Wastewater Commission.
The motion authorizing the execution of a construction contract was approved.
23. Authorize execution of a construction contract with CENTRAL TEXAS UTILITY SERVICES, LLC. (MBE/FH 81.78%), Del Valle, TX, for the Austin Clean Water Program: Little Walnut-Georgian Drive Wastewater Improvements Project in an amount not to exceed \$261,440. Funding is included in the Fiscal Year 2005-2006 Capital Budget of the Austin Water Utility. Lowest of five responsive bids received. 16.99% MBE and 1.23% WBE subcontractor participation. Recommended by the Water and Wastewater Commission.
The motion authorizing the execution of a construction contract was approved.
24. Authorize execution of a construction contract with LEWIS CONTRACTOR'S INC., Austin, TX, for the Airport Boulevard Wastewater Improvements (Service Extension Request #2279) in the amount of \$1,453,738 plus a \$72,687 contingency, for a total contract amount not to exceed \$1,526,425. Funding in the amount of \$1,526,425 is available in the Fiscal Year 2005-2006 Capitol Budget of Austin Water Utility. Lowest of five bids received. 6.17% MBE and 8.53% WBE subcontractor participation. Recommended by the Water and Wastewater Commission.
The motion authorizing the execution of a construction contract was approved.
25. Authorize execution of a construction contract with M AND M WATERPROOFING and RESTORATION, LLC, Houston, TX for the George Washington Carver Historic Museum Exterior Renovation Project in an amount not to exceed \$78,750. Funding is available in the Fiscal Year 2005-2006 Amended Capital Budget of the Parks and Recreation Department. Lowest of three bids received. This contract will be awarded in compliance with Chapter 2-9A of the City Code (Minority-Owned and Woman-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified. Therefore, no goals were established for this solicitation.
The motion authorizing the execution of a construction contract was approved.

26. Authorize negotiation and execution of an amendment to the professional services agreement with DANNENBAUM ENGINEERING COMPANY, Austin, TX, for engineering services for the William Cannon Bridge over Onion Creek Phase 2 Project in the amount of \$250,000, for a total contract amount not to exceed \$550,000. Funding in the amount of \$250,000 is available in the Fiscal Year 2005-2006 Amended Capital Budget of the Public Works Department. 15.79% MBE and 17.34% WBE subconsultant participation to date.
The motion authorizing the negotiation and execution of an amendment to the professional services agreement was approved.
27. Authorize negotiation and execution of an amendment to the professional services agreement with CARTER DESIGN ASSOCIATES, (MBE/FB 24%), Austin, TX, for design phase architectural and engineering services for interior renovation of the George Washington Carver Historic Museum in the amount of \$15,850, for a total contract amount not to exceed \$1,163,694. Funding in the amount of \$15,850 is available in the Fiscal Year 2005-2006 Approved Capital Budget of the Parks and Recreation Department. 14.0% MBE and 19.0% WBE overall sub-consultant participation to date including this amendment.
The motion authorizing the negotiation and execution of an amendment to the professional services agreement was approved.
28. Authorize negotiation and execution of an amendment to the professional services agreement with URBAN DESIGN GROUP (WBE/FR 52.23%), Austin, TX, for engineering services for the East 7th Street Corridor Improvements Project – Priority Area 1 for streetscape and safety improvements in the amount of \$385,000, for a total contract amount not to exceed \$730,985.96. Funding in the amount of 385,000 is available in the Fiscal Year 2005-2006 Approved Capital Budget of the Neighborhood Planning and Zoning Department. 19.60% MBE and 19.70% WBE subconsultant participation to date. A briefing was presented to the Design Commission and to the Urban Transportation Commission.
The motion authorizing the negotiation and execution of an amendment to the professional services agreement was approved.
29. Approve an ordinance to amend Section 12-4-63 of the City Code to establish a 20 miles-per-hour school zone on Parker Lane from 200 feet north of Wickshire Lane to 232 feet south of Wickshire Lane for Linder Elementary School; and provide for emergency passage. Funding in the amount of \$19,720.05 is available in the Fiscal Year 2005-2006 Operating Budget of the Public Works Department for the installation of necessary signs.
Ordinance No. 20060810-029 was approved.

Item 30 was pulled for discussion.

31. Authorize award and execution of Amendment No. 8 to the contract with REMEDY INTELLIGENT STAFFING, Austin, TX, for temporary customer contact center and city-wide information center (3-1-1) personnel services, to increase the second extension option in an estimated amount not to exceed \$507,500, for a revised total estimated contract amount not to exceed \$4,881,810. Funding in the amount of \$253,750 is available in the Fiscal Year 2005-2006 Amended Operating Budget for Austin Energy. Funding for the remaining two months of the last contract period is contingent upon available funding in future budgets. Contract Amendment. This contract was awarded in compliance with Chapter 2-9C 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.
The motion authorizing an award and execution of amendment number 8 to the contract was approved.

32. Authorize award, negotiation and execution of two 12-month requirements service contracts with APPLEONE EMPLOYMENT SERVICES, Austin, Texas and EUROSTAFF, Austin, Texas to provide temporary staffing services for the Austin Energy Utility and the Citywide Information (3-1-1) customer contact in-bound call centers in an estimated combined amount not to exceed \$3,062,098, with four 12-month extension options in an estimated combined amount not to exceed \$3,062,098 per extension option, for a total estimated combined contract amount not to exceed \$15,310,490. Funding in the amount of \$255,174.83 is available in the Fiscal Year 2005-2006 Amended Operating Budget for Austin Energy. Funding for the remaining 11 months of the original contract period and extension options is contingent upon available funding in future budgets. Best two evaluated proposals of five proposals received. This contract will be awarded in compliance with Chapter 2-9C 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.
The motion authorizing the award, negotiation and execution of two requirements service contracts was approved.
33. Authorize award and execution of a 36-month requirements service contract with ASPLUNDH TREE EXPERT CO., Corpus Christi, TX for transmission utility line clearance services in an estimated amount not to exceed \$4,525,900, with two 12-month extension options in an estimated amount not to exceed \$1,524,171 for the first extension option and \$1,532,158 for the second extension option, for a total estimated contract amount not to exceed \$7,582,229. Funding in the amount of \$125,720 is available in the Fiscal Year 2005-2006 Amended Operating Budget of Austin Energy. Funding for the remaining 35 months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid of two bids received. 13.17% MBE and 4.40% WBE Subcontractor Participation.
This item was postponed to August 24, 2006.
34. Authorize award, execution, and modification of a 36-month requirements service contract with ASPLUNDH TREE EXPERT CO., Corpus Christi, TX and DAVEY TREE SURGERY CO., Livermore, CA for distribution utility line clearance services in a revised combined and estimated amount not to exceed \$36,000,000, with two 12-month extension options in a revised combined and estimated amount not to exceed \$12,000,000 per extension option, for a total revised combined and estimated contract amount not to exceed \$60,000,000. Funding in the amount of \$1,000,000 is available in the Fiscal Year 2005-2006 Amended Operating Budget of Austin Energy. Funding for the remaining 35 months of the original contract period and extension options is contingent upon available funding in future budgets. Two bids received. 24.4% MBE and 3.92% WBE subcontractor participation (Asplundh Tree); & 4.28% MBE and 3.05% WBE subcontractor participation (Davey Tree)
This item was postponed to August 24, 2006.
35. Authorize award, negotiation, and execution of a contract with DUTKO WORLDWIDE, LLC, Washington, DC, for business consulting services for the plug-in hybrid campaign in an estimated amount not to exceed \$97,800. Funding is available in the Fiscal Year 2005-2006 Amended Operating Budget of Austin Energy. Best evaluated proposal of two proposals received. This contract will be awarded in accordance with Chapter 2-9C 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.
The motion authorizing the award, negotiation, and execution of a contract was approved.
36. Authorize execution of Amendment No. 7 to a contract with HONEYWELL UTILITY SOLUTIONS, Austin, TX, to increase the current and remaining option for the installation of programmable thermostats and water heater switches/timers, and administration of the direct load controllers for the Power Partner Program, in an estimated amount not to exceed \$103,600 for the current option and an estimated amount

not to exceed \$567,740 for the final option, for a total estimated contract amount not to exceed \$6,540,624. Funding in the amount of \$69,067 is available in the Fiscal Year 2005-2006 Amended Operating Budget of Austin Energy. Funding for the remaining one month of the contract period and the extension option is contingent upon available funding in future budgets. Contract Amendment This contract was awarded in compliance with Chapter 2-9C 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.

The motion authorizing the execution of amendment number 7 to a contract was approved.

37. Authorize award, negotiation and execution of a contract with OSISOFT, INC., San Leandro, CA, for the purchase of a data historian system (software and communication) to incorporate into the existing microprocessor control systems at Holly, Decker, and Sand Hill power plants, in an amount not to exceed \$359,757. Funding is available in Fiscal Year 2005-2006 Amended Capital Budget of Austin Energy. Sole proposal received. This contract will be awarded in compliance with Chapter 2-9D 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.

The motion authorizing the award, negotiation and execution of a contract was approved.

38. Authorize award and execution of Amendment No. 2 with POWELL ELECTRICAL SYSTEMS, INC., Houston, TX, for 15kV metal-clad switchgear to increase funding in an estimated amount not to exceed \$843,092, for a revised total estimated contract amount not to exceed \$14,739,668. Funding is available in the Fiscal Year 2005-2006 Amended Capital Budget of Austin Energy. Contract Amendment. This contract was awarded in compliance with Chapter 2-9D of the City Code (Minority and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

The motion authorizing the award and execution of amendment number 2 was approved.

39. Authorize award and execution of three contracts with the following vendors: S.D.P. MANUFACTURING, INC., Dunkirk, IN, for the purchase of one trailer-mounted mini-derrick in an amount not to exceed \$126,000; TEAM FENEX, Sandoval, IL, for the purchase of two trailer-mounted power units in an amount not to exceed \$65,866.44; and with TEREX UTILITIES SOUTH, INC., San Antonio, TX, for the purchase of one trailer-mounted four-drum cable puller in an amount not to exceed \$124,907. Funding in the amount of \$316,773.44 is available in the Fiscal Year 2005-2006 Amended Capital Budget of Austin Energy. Lowest bids meeting specifications of five bids received. This contract will be awarded in compliance with Chapter 2-9D 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.

The motion authorizing the award and execution of three contracts was approved.

40. Authorize award, negotiation and execution of a 12-month requirements service contract with TMG CONSULTING, INC., Austin, TX, for Customer Information Systems (CIS) gap analysis and related services in an estimated amount not to exceed \$217,100, with two 12-month extension options in an estimated amount not to exceed \$217,100 per extension option, for a total estimated contract amount not to exceed \$651,300. Funding in the amount of \$217,100 is available in the Fiscal Year 2005-2006 Amended Operating Budget of Austin Energy. Funding for the extension options is contingent upon available funding in future budgets. Best evaluated proposal of eight proposals received. This contract will be awarded in accordance with Chapter 2-9C 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.

This item was withdrawn.

41. Authorize award and execution of a contract with ASHBROOK SIMON-HARTLEY, Houston, TX, for new upgrade replacement parts and factory machine reconditioning of three gravity belt thickeners for the Austin Water Utility for a total contract amount not to exceed \$159,477. Funding is available in the Fiscal Year 2005-2006 Approved Operating Budget of the Austin Water Utility. Sole Source. This contract will be awarded in compliance with Chapter 2-9C 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 procurement.
The motion authorizing the award and execution of a contract was approved.
42. Authorize ratification of a contract with BRENNTAG SOUTHWEST, Sand Springs, OK, for the emergency purchase of approximately 588,000 lbs. of liquid chlorine for the Austin Water Utility's Ullrich Water Treatment Plant, in an estimated amount not to exceed \$540,960. Funding is available in the Fiscal Year 2005-2006 Approved Operating Budget of the Austin Water Utility. Emergency Purchase
The motion authorizing the ratification of a contract was approved.
43. Authorize award and execution of a 24-month requirements supply contract with WESTCOAST ROTOR INC., Gardena, CA, for repair parts for Robbins & Myers Progressive Cavity Pumps for the Austin Water Utility, in an estimated amount not to exceed \$100,000, with two 12-month extension options in an estimated amount not to exceed \$50,000 for the first extension option and an estimated amount not to exceed \$62,500 for the second extension option, for a estimated total contract amount not to exceed \$212,500. Funding in the amount of \$8,333 is available in the Fiscal Year 2005-2006 Approved Operating Budget of the Austin Water Utility. Funding for the remaining 22 months of the original contract period and extension options will be contingent upon available funding in future budgets. Sole bid received. This contract will be awarded in compliance with Chapter 2-9D 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 procurement.
The motion authorizing the award and execution of a requirements supply contract was approved.
44. Authorize award and execution of a 12-month requirements service contract with LONGHORN CAR-TRUCK RENTALS, INC., Austin, TX for the rental of full-size pick-up trucks in an estimated amount not to exceed \$117,720. Funding in the amount of \$19,620 is available in the Fiscal Year 2005-2006 Approved Operating Budget of the Financial and Administrative Services Department, Fleet Fund. Funding for the remaining ten months of the original contract period is contingent upon available funding in future budgets. Lowest bid meeting specification of five bids received. This contract will be awarded in compliance with Chapter 2-9C 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.
The motion authorizing the award and execution of a requirements service contract was approved.
45. Authorize award, negotiation, and execution of a 11-year contract with PINNACLE CNG SYSTEMS, LLC, Midland, TX, for the design, installation, operation, and maintenance of a compressed natural gas (CNG) fueling facility in an estimated amount not to exceed \$2,691,952, with one 5-year extension option in an estimated amount not to exceed \$1,217,158, for a total estimated contract amount not to exceed \$3,909,110. Funding in the amount of \$1,164,621 is available from certificates of obligation and a grant from the State Energy Conservation Office (SECO) in the Fiscal Year 2005-2006 Amended Capital Budget of the Financial and Administrative Services Department, Fleet Services Division. Funding in the amount of \$1,527,331 for the ongoing annual maintenance and operation of the compressed natural gas site is contingent upon available funding in future budgets. Best evaluated proposal of two proposals received. This contract will be awarded in compliance with Chapter 2-9C 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 to item #8 and item #9)

The motion authorizing the award, negotiation, and execution of a contract was approved.

46. Authorize award, negotiation, and execution of a 36-month requirements service contract with ERISA ADMINISTRATIVE SERVICES, INC., Austin, TX for benefit plan administration services including dental claims, flexible benefits, COBRA and retiree self-pay, and eligibility in an estimated amount not to exceed \$2,744,000, with three 12-month extension options in estimated amounts not to exceed \$1,105,000 for the first extension option, \$1,229,000 for the second extension option, and \$1,568,000 for the third extension option, for a total estimated contract amount not to exceed \$6,646,000. Funding in the amount of \$686,000 is available in the Fiscal Year 2006-2007 Proposed Operating Budget of the Employee Benefits Fund of the Human Resources Department. Funding for the remaining 27 months of the original contract period and extension options is contingent upon available funding in future budgets. Best evaluated proposal of ten proposals received. This contract will be awarded in compliance with Chapter 2-9C 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.

The motion authorizing the award, negotiation, and execution of a requirements service contract was approved.

47. Authorize award, negotiation, and execution of two requirements service contracts with UNITEDHEALTHCARE OF TEXAS, Plano, TX, as follows: a 36-month service contract for a provider network, utilization review and claims administration for a self-funded Preferred Provider Organization medical plan and for Prescription Benefit Management services in an estimated amount not to exceed \$11,230,000, with three 12-month extension options in estimated amounts not to exceed \$4,917,000 for the first extension option, \$5,680,000 for the second extension option and \$7,545,000 for the third extension option, for a total estimated contract amount not to exceed \$29,372,000; and a 12-month service contract for Stop-Loss coverage for the self-funded Preferred Provider Organization medical plan in an estimated amount not to exceed \$490,000, with five 12-month extension options in estimated amounts not to exceed \$620,000 for the first extension option, \$784,000 for second extension option, \$992,000 for the third extension option, \$1,255,000 for the fourth extension option and \$1,588,000 for the fifth extension option, for a total estimated contract amount not to exceed \$5,729,000. Funding in the amount of \$3,175,000 is available in the Fiscal Year 2006-2007 Proposed Operating Budget of the Employee Benefits Fund of the Human Resources Department. Funding for the remaining 27 months of the original contract period for one contract and the remaining three months of the other contract, and extension options is contingent upon available funding in future budgets. Best evaluated proposal of fourteen proposals received. This contract will be awarded in compliance with Chapter 2-9C 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.

The motion authorizing the award, negotiation, and execution of two requirements service contracts was approved.

48. Authorize award and execution of an Interlocal agreement with THE STATE OF TEXAS DEPARTMENT OF STATE HEALTH SERVICES, Austin, Texas for laboratory services in amount not to exceed \$30,000 with four 12-month extension options in an amount not to exceed \$30,000 per extension for a total agreement amount not to exceed \$150,000. Funding in the amount of \$5,000 is included in the Fiscal Year 2005-2006 Operating Budget of the Health and Human Services Department. Funding for the remaining ten months of the original period and extension options is contingent upon available funding in future budgets. Interlocal Agreement.

The motion authorizing the award and execution of an interlocal agreement was approved.

49. Authorize award and execution of a 24-month requirements supply contract with CORPORATE EXPRESS IMAGING AND COMPUTER GRAPHIC SUPPLIES, Arlington, TX, for blank videotapes

and other media in an estimated amount not to exceed \$104,189.20, with two 12-month extension options in an estimated amount not to exceed \$52,094.60 per extension option, for an estimated total contract not to exceed \$208,378.40. Funding in the amount of \$8,682.43 is available in the Fiscal Year 2005-2006 Approved Operating Budget of the Austin Police Department. Funding for the remaining 22 months of the original contract period and the 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 2-9D 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. **The motion authorizing the award and execution of a requirements supply contract was approved.**

50. Authorize Amendment No. 1 to an interlocal agreement with TRAVIS COUNTY, Austin, TX, for the funding of an Assistant District Attorney for the Project Safe Neighborhood Gun Violence Program in an amount not to exceed \$40,786. Funding is available in the Fiscal Year 2005-2006 Approved Operating Budget of the Austin Police Department, Special Revenue Fund: Project Safe Neighborhood Grant. Interlocal agreement.

The motion authorizing amendment number 1 to an interlocal agreement was approved.

51. Authorize award and execution of a cooperative purchase through the Texas Local Statewide Government Purchasing Cooperative (Buyboard) with COMARK BUILDING SYSTEMS, DeSoto, TX for the purchase and installation of a modular classroom building in an amount not to exceed \$88,127. Funding is available in the Fiscal Year 2005-2006 Approved Operating Budget of the Austin Police Department, Special Revenue Fund - Justice Assistance Grant. Cooperative Purchase.

The motion authorizing the award and execution of a cooperative purchase was approved.

52. Authorize award and execution of a contract with TRAILERS OF TEXAS, INC., Houston, TX, for the purchase of one vacuum tank trailer in an amount not to exceed \$57,400. Funding is available in the Fiscal Year 2005-2006 Amended Capital Budget of the Watershed Protection and Development Review Department. Sole bid received. This contract will be awarded in compliance with Chapter 2-9D 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.

The motion authorizing the award and execution of a contract was approved.

53. Authorize award and execution of a 12-month requirements supply and services contract with the STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES (DIR) Austin, TX, for the purchase of computer software products, maintenance, training, information technology services, and telecommunication products and services in an estimated amount not to exceed \$9,500,000, with one 12-month extension option in an estimated amount not to exceed \$8,000,000, for a total estimated contract amount not to exceed \$17,500,000. Funding in the amount of \$3,043,523.20 is available in Fiscal Year 2005-2006 Approved Operating Budgets from various departments. Funding in the amount of \$1,533,155 is available in the Fiscal Year 2005-2006 Approved Capital Budgets from various departments. Funding in the amount of \$81,500 is available in Fiscal Year 2005-2006 Grant Budgets. Funding for the remaining 11 months of the contract period and extension option is contingent upon available funding in future budgets.

The motion authorizing the award and execution of a requirements supply and services contract was approved.

54. Authorize amendment of the agreement with Grande Communications for playback services for the public access channels for additional amount not to exceed \$42,330.24. Funding will be available in the FY 2006-2007 proposed Cable Access Fund Budget. Recommended by Emerging Technology and Telecommunications Council Subcommittee.

The motion authorizing an amendment of the agreement was approved.

55. Approve a resolution authorizing and direct publication of an Official Notice of Intention to Issue \$24,150,000 City of Austin, Texas, Certificates of Obligation, Series 2006. There is no unanticipated fiscal impact. A fiscal note is not required. Reviewed by the Audit and Finance Committee.
Resolution No. 20060810-055 was approved.

56. Approve issuance of a Street Event Permit for "The 2nd Annual Austin Bat Festival", a fee paid event in the 100 block of South Congress Avenue Bridge, for a fundraising event benefiting Bat Conservation International; scheduled for September 2-3, 2006.
The motion authorizing the issuance of a Street Event Permit was approved.

57. Approve appointments to citizen board and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members.
The following appointments were made:

<u>Board/ Appointee</u>	<u>Consensus/ Council Nominee</u>	<u>Appointment/ Reappointment</u>
<u>Asian American Resource Center Advisory Board</u>		
Shih-Jen (Schiller) Liao	Consensus	Reappointment
<u>Electric Board</u>		
Randy Pomikahl	Council Member McCracken's	Reappointment
<u>Electric Utility Commission</u>		
Raul Alvarez	Council Member Martinez'	Appointment
<u>Ethics Review Commission</u>		
Catherine Kyle	Consensus (Austin Bar Association representative)	Reappointment
Velva Price	Consensus	Confirmation
<u>Renaissance Market Commission</u>		
Jeffrey Beckage	Consensus	Reappointment
<u>Solid Waste Advisory Commission</u>		
Casey Walker	Consensus	Reappointment
<u>Travis County Healthcare District Board of Managers</u>		
Rose Lancaster	Consensus	Reappointment
<u>Water and Wastewater Commission</u>		
Ronnie Jones	Council Member Cole's	Appointment

58. Authorize payment of costs and waiver of requirements under Chapter 14-8 of the Code in amount not to exceed \$2,700 for the Austin Independent School District's 125th Anniversary Celebration and Parade to be held on September 16, 2006. (Mayor Will Wynn Council Member Sheryl Cole Council Member Jennifer Kim)
The motion authorizing payment of costs and waiver of requirements was approved.

59. Approve a resolution directing the City Manager to initiate an amendment to Ordinance No. 040826-58 which established the North University Neighborhood Conservation-Neighborhood Plan Combining District (generally bounded by 38th Street on the north, Duval Street on the East, San Jacinto Boulevard, Speedway, and 27th Street to the south, and Guadalupe Street to the west) to address the location of club or lodge uses. (Council Member Lee Leffingwell, Mayor Pro Tem Betty Dunkerley, and Mayor Will Wynn)
Resolution No. 20060810-059 was approved.
60. Approve a resolution directing the City Manager to create a task force to develop a plan for consideration by Council that by 2015 all new single-family homes be built as "Zero Energy Capable Homes". (Mayor Will Wynn Council Member Jennifer Kim Council Member Lee Leffingwell)
Resolution No. 20060810-060 was approved.

Item 61 was pulled until after the related Executive Session was held.

Item 62 was a briefing

Items 63 through 66 were Executive Session items.

Item 67 was an Action on Executive Session item.

Items 69 through 73 were zoning items set for 4:00 p.m.

Items 74 through 76 were public hearings set for 6:00 p.m.

DISCUSSION ITEMS

30. Approve an ordinance awarding a taxicab franchise to ABCABCO, INC., d/b/a LONE STAR CAB COMPANY, CAPITAL CITY CAB COMPANY or GREEN EAGLES, INC., d/b/a LONGHORN CAB COMPANY, as chosen by lottery pursuant to Section 13-2-309(C) of the City Code, to operate a taxicab service in the City; and waiving the provisions of Section 13-2-309(B) of the City Code establishing the maximum number of permits that may be allocated to a franchise applicant. The taxicab permit fee of \$400 per year per permit is a revenue source. Expected annual revenue is \$22,000. The taxicab permit fee of \$400 per year per permit is a revenue source. Expected annual revenue is \$22,000.
The motion to deny awarding a taxicab franchise based on the lottery system outlined in the Municipal Code was approved on Council Member Martinez' motion, Council Member Cole's second on a 7-0 vote. Direction was given to staff by Council Member Martinez to bring Code changes on August 24, 2006, after review by the Urban Transportation Commission, which would create a merit based system for awarding new franchises. Council Member Cole directed staff to include the financial strength of the company and their ADA accessibility as part of the qualification process.

Mayor Wynn recessed the Council Meeting to go into Executive Session at 10:45 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.

Items 63 through 64 were discussed later in Executive Session.

65. 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 damage to the City's Onion Creek Tunnel and liner) (Private Consultation with Attorney - Section 551.071) (Related to item #13)
This item was withdrawn.
66. Discuss legal issues related to the state law requirements for adopting a maximum proposed tax rate. (Private Consultation with Attorney - Section 551.071)

Executive Session ended and Mayor Wynn called the Council Meeting back to order at 11:17 a.m.

DISCUSSION ITEMS

2. Adopt the maximum proposed ad valorem tax rate to be considered for Fiscal Year 2006-2007. (Related to item #61)
The maximum proposed ad valorem tax rate of 41.26 cents per \$100 was approved on a roll call vote on Mayor Pro Tem Dunkerley's motion, Council Member McCracken's second on a 7-0 vote.
61. Approve a resolution setting the date that the City Council will adopt a Fiscal Year 2006-2007 ad valorem tax rate (Monday, September 11, 2006, Tuesday, September 12, 2006, or Wednesday, September 13, 2006); and setting public hearings on the proposed tax rate (6:00 p.m. Thursday, August 24, 2006 and 6:00 p.m. Thursday, August 31, 2006). (Related to item #2)
Resolution No. 20060810-061 was approved on Council Member Cole's motion, Council Member Leffingwell's second on a 7-0 vote.

CITIZEN COMMUNICATIONS: GENERAL

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

Gene Rodgers - Access to Visitor's Bureau

Sara Strandtman - Bouldin Meadows

Patty Sprinkle - Neighborhood Issues

Jennifer Gale - City Council Dept. of \$40,000

Paul Robbins - City Issues

Debbie Russell - Police Issues; Red Light Cameras

Johnette Mason - Making the AIDS virus vaccine more available to HTP Virus. Make available to the low-income, poor and those without insurance visiting the clinics. **She was not present when her name was called.**

Anabel Acuna - Increase Services for Youth in Austin Presentation by PODER's Young Scholars for Justice.

Nicole Martinez - Increase Services for Youth Presentations by PODER's YSJ

Mayor Wynn recessed the Council Meeting to go into Executive Session at 12:40 p.m.

EXECUTIVE SESSION CONTINUED

63. Discuss legal issues related to Texas Local Government Code Chapter 245 claims by Advanced Micro Devices and Stratus Properties regarding development of the Lantana Tract. (concerns development in an area subject to the Save Our Springs Initiative, Chapter 25-8 of the City Code)(Private Consultation with Attorney 551.071)
64. Discuss legal issues concerning a settlement agreement in EEOC Charge No. 31CA00865, filed in 2000 and currently pending before the U.S. Equal Employment Opportunity Commission, alleging discrimination related to the Candidate Physical Ability Test (CPAT) used by the Austin Fire Department in selecting new firefighters. (Private Consultation with Attorney - Section 551.071)(Related to item #67)

Executive Session ended and Mayor Wynn called the Council Meeting back to order at 2:28 p.m.

BRIEFINGS

62. Presentation of the Fiscal Year 2006-2007 Proposed Budget for the Community Services Departments, including the Parks and Recreation Department, the Library Department, the Health and Human Services Department, the Neighborhood Housing and Community Development Department, and Solid Waste Services Department.
The presentation was made by Toby Futrell, City Manager; Michael McDonald, Assistant City Manager; Warren Struss, Director of Parks and Recreation Department; Brenda Branch, Director of Libraries; David Lurie, Director of Public Health; Paul Hilgers, Director of Housing and Community Development; and Willie Rhodes, Director of Solid Waste Services.

ACTION ON EXECUTIVE SESSION

67. Approve a settlement agreement in connection with EEOC Charge No. 31CA00865 filed in 2000 and currently pending before the U.S. Equal Employment Opportunity Commission, alleging discrimination related to the Candidate Physical Ability Test (CPAT) used by the Austin Fire Department in selecting new firefighters. (Related to Item #64)
The motion authorizing the settlement agreement in the amount of \$190,000 was approved on Council Member Martinez' motion, Council Member Kim's second on a 7-0 vote.

BOARD OF DIRECTORS MEETING OF AUSTIN HOUSING FINANCE CORPORATION.

Mayor Wynn recessed the Council Meeting at 4:51 p.m. to go into the Board of Director's Meeting of the Austin Housing Finance Corporation. See separate minutes.

AHFC adjourned and Mayor Wynn called the Council Meeting back to order at 5:12 p.m.

ZONING

68. C14-06-0099 - Goodrich - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2105 Goodrich Avenue (West Bouldin Creek Watershed) from family residence (SF-3) district zoning to urban family residence-conditional overlay (SF-5-CO) combining district zoning. First reading approved on July 27, 2006. Vote: 7-0. Applicant: David Ward. Agent: David Ward. City Staff: Robert Heil, 974-2330.
Ordinance No. 20060810-068 for urban family residence-conditional overlay (SF-5-CO) combining district zoning was approved on Council Member Leffingwell's motion, Mayor Pro Tem Dunkerley'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 Mayor Pro Tem Dunkerley's motion, Council Member Leffingwell's second on a 7-0 vote.

69. C14-06-0116 - 1017 West Slaughter - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1017 West Slaughter Lane (Slaughter Creek Watershed) from development reserve (DR) district zoning to neighborhood commercial (LR) district zoning. Zoning and Platting Commission Recommendation: To grant neighborhood commercial-conditional overlay (LR-CO) combining district zoning for Tract 1, and limited office-conditional overlay (LO-CO) combining district zoning for Tract 2. Applicant: Elinor Walther (Elinor Kosta). Agent: Land Answers (Jim Wittliff). City Staff: Wendy Walsh, 974-7719.
This item was postponed to August 24, 2006 at the applicant's request.
70. C14-06-0086 - Bill's Auto Parts - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 8200 South Congress Avenue (South Boggy Creek Watershed) from development reserve (DR) district zoning and single-family residence-standard lot (SF-2) district zoning to limited industrial (LI) district zoning. Zoning and Platting Commission Recommendation: To grant limited industrial-conditional overlay (LI-CO) combining district zoning for Tract 1, and rural-residence-conditional overlay (RR-CO) combining district zoning for Tract 2. Applicant: South Side Storage (Bobby New). Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Wendy Walsh, 974-7719.
Ordinance No. 20060810-070 for limited industrial service-conditional overlay (LI-CO) combining district zoning for Tract 1, and rural-residence-conditional overlay (RR-CO) combining district zoning for Tract 2 was approved.
71. C14-06-0092 - Austin Diagnostic Clinic - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 12201, 12303 and 12301 Tomanet Trail; and 2312, 2316, 2400, 2402 & 2404 Cedar Bend Drive (Walnut Creek Watershed) from limited office-conditional overlay (LO-CO) combining district zoning to general office-conditional overlay (GO-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant general office-conditional overlay (GO-CO) combining district zoning. Applicant: Austin Diagnostic Clinic Association (Robert Spureck). Agent: Clark, Thomas & Winters, P.C. (John M. Joseph). City Staff: Jorge E. Rousselin, 974-2975.
Ordinance No. 20060810-071 for general office-conditional overlay (GO-CO) combining district zoning was approved.
73. C14-06-0079 - Bluebonnet Creek - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2215 Bluebonnet Lane (West Bouldin Creek Watershed) from family residence (SF-3) district zoning to multi-family residence-medium

density-conditional overlay (MF-3-CO) combining district zoning. Planning Commission Recommendation: To grant multi-family residence-medium density-conditional overlay (MF-3-CO) combining district zoning. Applicant: Howard Baker. Agent: Charles Whitford. City Staff: Robert Heil, 974-2330.

This item was postponed to August 24, 2006 at Council's request.

ZONING DISCUSSION ITEM

72. C14-06-0131 - Riata Phase 9 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 5701-5725 Diehl Trail (Walnut Creek Watershed) from general office-conditional overlay (GO-CO) combining district zoning to general office-mixed use-conditional overlay (GO-MU-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant general office-mixed use-conditional overlay (GO-MU-CO) combining district zoning. Applicant: Blue Star Austin Land, L.P. (George C. Mitchell). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Sherri Sirwaitis, 974-7057.
- The public hearing was closed and Ordinance No. 20060810-072 for general office-mixed use-conditional overlay (GO-MU-CO) combining district zoning with building coverage increased to 60% and impervious coverage increased to 80% was approved on Council Member McCracken's motion, Council Member Leffingwell's second on a 7-0 vote.

LIVE MUSIC

KidsActing

PROCLAMATIONS

Proclamation -- Meet the Lender Fair -- to be presented by Mayor Will Wynn and to be accepted by Rosy Jalifi

Proclamation -- John Henry Faulk Free Speech Day -- to be presented by Mayor Will Wynn and to be accepted by Stefan Wray

Proclamation -- 2006 National Poetry Slam -- to be presented by Mayor Will Wynn and to be accepted by Phil West

PUBLIC HEARINGS AND POSSIBLE ACTIONS

76. Conduct a public hearing and consider action on an appeal by Ian Inglis, President, Austin City Lofts Homeowner's Association, of the Planning Commission's decision to approve a Conditional Use Site Plan Permit, to allow a cocktail lounge within the DMU, Downtown Mixed Use zoning district, SPC-06-0104A, located at 817 W. 5th Street. Approved staff recommendation to allow the cocktail lounge use with the DMU, Downtown Mixed Use zoning district, and limit the hours of operations from 7am to 12 midnight, Planning Commission, May 23, 2006, (8-0)
- The public hearing was closed and a motion to modify the Planning Commission decision in accordance with the agreement of the appellant and property owner was approved on Council Member Cole's motion, and Council Member Leffingwell's second on a 5-0 vote. Mayor Wynn and Council Member McCracken were off the dais. The modifications to the Planning Commission decision were: (1) closing time shall be no later than 2 hours past midnight on Friday night (i.e. 2:00 a.m. Saturday morning) and Saturday night (i.e. 2:00 a.m. Sunday morning) and midnight for the remaining days of the week (i.e. Sunday through Thursday); (2) sound emanating from the site is limited to 75 decibels at all times; (3) the owner or operator of the cocktail lounge use will secure

a sound equipment permit as required by City Code before using any sound equipment; (4) sound equipment may not be used later than 10:00 p.m. on Sunday through Wednesday, 11:00 p.m. on Thursday, and midnight on Friday and Saturday; and (5) sound equipment may not be used before 10:00 a.m.

75. Conduct a public hearing to receive comments on issues related to the full purpose annexation of the Lost Creek MUD annexation area (approximately 789 acres in Travis County, located west of Capital of Texas Highway, west of the intersection of Lost Creek Boulevard and Capital of Texas Highway). Full purpose annexation is anticipated in December 2008 in accordance with the City's Municipal Annexation Plan. The public hearing was closed on Council Member Leffingwell's motion, Council Member Martinez' second on a 7-0 vote.
74. Conduct a public hearing to receive public comment on the City of Austin Fiscal Year 2006-2007 Proposed Budget for the Community Services Departments, including the Parks and Recreation Department, the Library Department, the Health and Human Services Department, the Neighborhood Housing and Community Development Department, and Solid Waste Services Department. The public hearing was closed on Council Member Leffingwell's motion, Council Member McCracken's second on a 7-0 vote.

Mayor Wynn adjourned the meeting at 10:10 p.m. without objection.

The minutes for the Regular Meeting of August 10, 2006 were approved on this the 24th day of August, 2006 on Council Member Martinez' motion, Council Member Dunkerley's second on a 7-0 vote.