



AUSTIN CITY COUNCIL MINUTES

REGULAR MEETING
THURSDAY, NOVEMBER 16, 2006

Invocation: Pastor David Perez, Victory Chapel

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, November 16, 2006 in the Council Chambers of City Hall, 301 W. 2nd Street, Austin, Texas.

Mayor Wynn called the Council Meeting to order at 10:27 a.m.

CONSENT AGENDA

The following items were acted on by one motion. No separate discussion or action occurred on any of the items. The consent items were approved on Council Member McCracken's motion, Council Member Martinez' second on a 7-0 vote.

1. Approval of the minutes of the Austin City Council from the Special Called Meeting of October 30, 2006 and the regularly scheduled meeting of November 2, 2006.
The minutes from the special called meeting of October 30, 2006 and the regularly scheduled meeting of November 2, 2006 were approved.
2. Approve the issuance of a Letter of Intent for a rebate in the amount of \$100,000 to 90 RAINEY STREET, Austin, TX, for the installation of a solar photovoltaic system at their facility located at 90 Rainey Street. Funding is available in the Fiscal Year 2006-2007 Operating Budget of Austin Energy in the Conservation Rebates and Incentives Fund. Recommended by the Resource Management Commission.
The motion authorizing the issuance of a letter of intent for a rebate was approved.
3. Approve the issuance of a Letter of Intent for a rebate in the amount of \$100,000 to FOUNDATION COMMUNITIES, SKYLINE TERRACE HOUSING, Austin, TX, for the installation of a solar photovoltaic system at their facility located at 1212 Sprinkle Road. Funding is available in the Fiscal Year 2006-2007 Operating Budget of Austin Energy in the Conservation Rebates and Incentives Fund. Recommended by the Resource Management Commission.
The motion authorizing the issuance of a letter of intent for a rebate was approved.
4. Approve Service Extension Request for water service not to exceed a peak hour flow of 33 gallons per minute (gpm) for 16 existing single-family homes located within the Drinking Water Protection Zone in the City's limited-purpose jurisdiction along Antler Lane. There is no unanticipated fiscal impact. To be reviewed by the Water and Wastewater Commission on November 15, 2006. Recommended by the Water and Wastewater Commission.

The motion authorizing the service extension request for water service was approved.

5. Approve an ordinance waiving \$38,000 in Engineering Review and Inspection Fee for North Austin Municipal Utility District No. 1's ("North Austin MUD No. 1") construction of the in-line booster station water project. No City expenditures are required by this action. North Austin MUD No. 1 will construct the necessary water infrastructure. To be reviewed by the Water and Wastewater Commission on November 15, 2006. Recommended by the Water and Wastewater Commission.
Ordinance No. 20061116-005 was approved.

Item 6 was pulled for discussion.

7. Authorize the negotiation and execution of separate Interlocal Agreements between the City of Austin (City) and the Capital Area Council of Governments (CAPCOG) related to the City's required maintenance of the CAPCOG enhanced 9-1-1 emergency telephone system database and CAPCOG Public Service Answering Points (PSAP). The first agreement provides \$340,697 to the City for required maintenance of the CAPCOG 9-1-1 database on a county-wide basis. The second agreement provides \$4,500 to the City to maintain the CAPCOG PSAP, upgrade equipment, and train personnel to participate in the enhanced 9-1-1 emergency telephone system in the CAPCOG region. Funding for the CAPCOG Database Agreement in the amount of \$340,697 is available in the Fiscal Year 2006-2007 Operating Budget of Communications and Technology Management. Funding for the CAPCOG PSAP Agreement in the amount of \$4,500 (\$1,500 for each participating department) is in the Fiscal Year 2006-2007 Operating Budgets of the Austin Police Department, Austin Fire Department and Austin Emergency Medical Services Department.

The motion authorizing the negotiation and execution of separate interlocal agreements was approved.

8. Approve a resolution adopting the East 6th Street Public Improvement District (PID) Service Plan and Budget for 2007. The Pecan Street Owners Association (PSOA) submitted a 2007 budget for the PID in the amount of \$132,588. This budget will be funded from a total projected revenue of \$136,588. This amount includes \$41,214 in 2007 assessments (at a 90% collection rate), (\$432) in collections from 2006, \$2,306 interest accrued in the PID Account and late payments; \$50,000 in donations to be raised by the PSOA; and a \$43,500 annual contribution from the City of Austin. Appropriation of the \$101,533 in the Economic Growth and Redevelopment Services Department Special Revenue Fund will require City Council authorization, and possible adjustment, after the assessment roll hearing on November 30, 2006. \$4,000 of the total amount will be retained as a reserve fund to cover revenue adjustments to the assessment roll. (Related to item #9)

Resolution No. 20061116-008 was approved.

9. Approve an ordinance setting the assessment rate and proposed 2007 assessment roll for the East 6th Street Public Improvement District (PID). The 2007 assessment rate of \$0.10/\$100 valuation is estimated to produce \$41,214 at a 90% collection rate. (Related to item #8)

Ordinance No. 20061116-009 was approved.

10. Approve a resolution adopting the Austin Downtown Public Improvement District (PID) Service Plan and Budget for 2007-2008. The Downtown Austin Alliance submitted a 2007-2008 budget for the PID in the amount of \$2,023,061. This budget will be funded from a total of \$2,123,061. This amount includes \$1,868,116 in 2007 assessments (at a 96% collection rate), \$42,915 in collections from 2006; \$62,030 interest accrued in the PID Account and late payments; and a \$150,000 annual contribution from the City of Austin (\$75,000 Austin Convention Center Fund, and \$75,000 in the Water & Wastewater Utility fund). Appropriation of the \$2,123,061 in the Economic Growth and Redevelopment Services Department Special Revenue Fund will require City Council authorization, and possible adjustment, after

the assessment roll hearing on November 30, 2006. \$100,000 of the total amount will be retained as a reserve fund to cover revenue adjustments to the assessment roll. (Related to item #11)

Resolution No. 20061116-010 was approved.

11. Approve an ordinance setting the assessment rate and proposed 2007 assessment roll for the Austin Downtown Public Improvement District (PID). The 2007 assessment rate of \$0.10/\$100 valuation is estimated to produce \$1,868,116 at a 96% collection rate. (Related to item # 10)
Ordinance No. 20061116-011 was approved.
12. Approve an ordinance authorizing acceptance of \$1,449,044 in grant funds from the TEXAS DEPARTMENT OF STATE HEALTH SERVICES (DSHS), PUBLIC HEALTH PREPAREDNESS SECTION, Austin, TX; amending the Fiscal Year 2006-2007 Health and Human Services Department Operating Budget Special Revenue Fund of Ordinance No. 20060911-001 to appropriate \$1,449,044 between the Public Health Preparedness (PHP) Program Base Funding grant and the Public Health Preparedness Pandemic Influenza grant; and extending the grant period through August 31, 2007. These additional grant funds bring the total grant amount to \$2,775,044. Funding is available from the Texas Department of State Health Services, Public Health Preparedness Section. The grant period is September 1, 2005 through August 31, 2007. No City match is required.
Ordinance No. 20061116-012 was approved.
13. Approve a resolution confirming the appointment of Janis Guerrero Thompson, Ph.D. to the Firefighters' and Police Officers' Civil Service Commission.
This item was postponed to November 30, 2006.
14. Approve a resolution confirming the appointment of Stephen C. Edmonds to the Firefighters' and Police Officers' Civil Service Commission.
This item was postponed to November 30, 2006.
15. Approve an ordinance amending Ordinance No. 20061005-052 to correctly reflect Council action establishing the Highland Mall Transit Oriented District and South IH-35 Park and Ride Transit Oriented District by repealing Part 2 and Part 3.
Ordinance No. 20061116-015 was approved.
16. Authorize negotiation and execution of an amendment to the legal services agreement with Brown McCarroll, L.L.P., Austin, TX, for legal representation, advice, and counsel concerning securing Austin's long-term water supply, including regulatory matters involving the Colorado River and the Lower Colorado River Authority (primarily permit applications before the Texas Commission on Environmental Quality), and contractual matters relating to raw water supply, in an amount not to exceed \$265,000, for a total contract amount not to exceed \$1,575,000. Funding is available in the Fiscal Year 2006-2007 Operating Budget of the Austin Water Utility.
The motion authorizing the negotiation and execution of an amendment to the legal services agreement was approved.
17. Authorize negotiation and execution of a 12-month lease renewal of 8,000 square feet of office and warehouse space located at 4122 Todd Lane, from MINA PARVEN, Austin, TX, for the Health and Human Services Department Vector Control Program, in an amount not to exceed \$62,400. Funding is available in the Fiscal Year 2006-2007 Operating Budget of the Health and Human Services Department. Funding for the remaining contract period is contingent upon available funding in future budgets.
The motion authorizing the negotiation and execution of a lease renewal was approved.

18. Authorize negotiation and execution of a 60-month lease renewal of approximately 2,100 square feet of health clinic space located at 5405 S. Pleasant Valley Road, Suite C, from PLEASANT VALLEY PLAZA, LLC, Austin, TX, for the Health and Human Services Department, in an amount not to exceed \$201,600. Funding is available in the Fiscal Year 2006-2007 Operating Budget of the Health and Human Services Department. Funding for the remaining contract period is contingent upon available funding in future budgets.
The motion authorizing the negotiation and execution of a lease renewal was approved.
19. Authorize execution of Change Order #2 to the construction contract with OSCAR RENDA CONTRACTING, INC., Roanake, TX, for the Austin Clean Water Program: Downtown/White Horse Trail Wastewater Improvements Project Phase I, in the amount of \$236,215, for a total contract amount not to exceed \$3,901,565. Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Austin Water Utility. 3.42% MBE and 6.56% WBE subcontractor participation to date including this change order. To be reviewed by the Water and Wastewater Commission on November 15, 2006. Recommended by the Water and Wastewater Commission.
The motion authorizing the execution of change order number 2 to the construction contract was approved.
20. Authorize negotiation and execution of an amendment to the professional services agreement with DMJM H and N, Los Angeles, CA, for engineering and related services for the Austin-Bergstrom International Airport (ABIA) Security System Upgrade Project, to provide reconfiguration of the dispatch center, additional security measures for the baggage handling system, a blast analysis for the baggage screening rooms, and construction phase services in the amount of \$296,859, for a total contract amount not to exceed \$900,000. Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Department of Aviation. 16.72% DBE subconsultant participation to date. Recommended by the Austin Airport Advisory Commission.
The motion authorizing the negotiation and execution of an amendment to the professional services agreement was approved.
21. Authorize negotiation and execution of professional services agreements with the following eight firms: THE LAWRENCE GROUP, Austin, TX; WHITE DOLCE and BARR ARCHITECTS, Austin, TX; LAURIE SMITH DESIGN ASSOCIATES (WBE/FR) + MORTON ARCHITECTURE JOINT VENTURE, Austin, TX; ELLIOTT and HAMILL ARCHITECTS, INC., Austin, TX; MARTINEZ WRIGHT and MENDEZ, INC. (MBE/MH), Austin, TX; HATCH PARTNERSHIP ARCHITECTS, Austin, TX; ARCHITECTURE + PLUS (WBE/FR) and; LIMBACHER and GODFREY ARCHITECTS (WBE/FR), Austin, TX; for architectural services projects for a period of two years or until financial authorization is expended, with a total of the eight agreements in an amount not to exceed \$4,000,000. An estimated \$600,000 per firm will be assigned to the top four ranking firms and \$400,000 for each of the remaining four ranking firms. Funding is available in the Capital Budgets and/or Operating Budgets of the Public Works Department and various other departments requiring services. Best eight qualification statements of 25 statements received. 16.50% MBE and 14.2% WBE subconsultant participation.
The motion authorizing the negotiation and execution of professional services agreement was approved.
22. Authorize negotiation and execution of a professional services agreement with each of the following four firms: CAMP DRESSER and MCKEE, INC., Austin, TX; HDR ENGINEERING, INC., Austin, TX; ROBINSON, STAFFORD and RUDE, INC.(RSR), Olympia, WA; H.R. GRAY, Austin, TX, for architectural and engineering services for the Value Engineering Rotation List 2006-2008 for a period of approximately two years or until financial authorization is expended, each agreement in an amount not to exceed \$1,000,000, with a total amount of the four agreements not to exceed \$1,000,000. Funding is available in the Fiscal Year 2006-2007 Operating Budget of the Public Works Department. Best

qualification statement of 11 statements received. This contract will be awarded in compliance with Chapter 2-9B 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 negotiation and execution of a professional services agreement was approved.

23. Approve an ordinance amending Section 12-4-24 of the City Code to establish a maximum speed limit of 25 miles per hour on residential streets within Gracywoods Neighborhood bounded by Lincolnshire Drive to the north, Braker Lane to the south, Lamar Boulevard to the east, and Metric Boulevard to the west. Funding in the amount of \$9,460 is available in the Fiscal Year 2006-2007 Operating Budget of the Public Works Department for the installation of necessary signs.
Ordinance No. 20061116-023 was approved.
24. Approve an ordinance amending Section 12-4-24 of the City Code to establish a maximum speed limit of 25 miles per hour on residential streets within the Allandale Neighborhood area, bounded by Anderson Lane to the north, Burnet Road to the east, RM 2222 (Koenig Lane) to the south, and Loop 1 (MoPac Expressway) to the west. Funding in the amount of \$5,170 is available in the Fiscal Year 2006-2007 Operating Budget of the Public Works Department for the installation of necessary signs.
Ordinance No. 20061116-024 was approved.
25. Authorize award and execution of a 48-month requirements supply contract with RIO TINTO ENERGY AMERICA INC., Gillette, Wyoming, for the purchase of coal for the Fayette Power Project in an amount not to exceed \$30,000,000. Funding will be provided through the Electric Utility Fuel Charge Revenue. Funding for future years is contingent on approval of future budgets. Best evaluated proposal by Lower Colorado River Authority. 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.
26. Authorize award and execution of a 24-month requirements supply contract with ACT PIPE & SUPPLY, Pflugerville, TX for pipe adapters of various types and sizes for the Austin Water Utility in an estimated amount not to exceed \$172,113.98, with two 12-month extension options in an estimated amount not to exceed \$86,056.99 per extension option, for a total estimated contract amount not to exceed \$344,227.96. Funding in the amount of \$64,542.74 is available in the Fiscal Year 2006-2007 Operating Budget of the Austin Water Utility. Funding for the remaining 15 months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid meeting specifications of three 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.
27. Authorize award and execution of four 36-month service requirements contracts with AMAZING SCAPES, Austin, TX., PIMPTON'S LANDSCAPING, INC. (MBE/MB), Austin, TX, RED & WHITE GREENERY, INC., Georgetown, TX, and WILLIAMSON LAND DEVELOPMENT (MBE/MB), Cedar Park, TX, for grounds maintenance mowing service, in amounts not exceed \$257,815.05, \$191,464.80, \$153,604.56, and 104,496 respectively, with three 12-month extension options in estimated amounts not to exceed \$85,938.35, \$63,821.60, \$51,201.52, and \$34,832 respectively per extension option, for a total estimated contract amount not to exceed \$515,630.10, \$382,929.60, \$307,209.12, and \$208,992 respectively. Funding in the amount of \$216,145 is available in the Fiscal Year 2006-2007 Operating Budget of the Parks and Recreation Department. Funding for the remaining 25 months of the original

contract period and extension options is contingent upon available funding in future budgets. Lowest bids of seven 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 four service requirements contracts was approved.

28. Authorize award and execution of a 24-month requirements service contract with ACE FIRE Equipment Co., Inc. Austin, Texas for inspection and repair services for the fire alarm and suppression systems at Austin-Bergstrom International Airport, in an estimated amount not to exceed \$477,777.76, with two 12-month extension options in an estimated amount not to exceed \$238,888.88 per extension option, for a total estimated contract amount not to exceed \$955,555.52. Funding in the amount of \$218,981.51 is available in the Fiscal Year 2006-2007 Operating Budget of the Aviation Department Fund. Funding for the remaining 13 months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid of three 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. Recommended by the Austin Airport Advisory Commission.
The motion authorizing the award and execution of a requirements service contract was approved.
29. Authorize award and execution of a 36-month requirements service contract with EMR, INC., Austin, TX for elevator and escalator maintenance and repair services in an amount not to exceed \$461,220, with three 12-month extension options in an estimated amount not to exceed \$153,740 per extension option, for a total estimated contract amount not to exceed \$922,440. Funding in the amount of \$140,928 is available in the Fiscal Year 2006-2007 Operating Budget of the Austin Convention Center Department. Funding for the remaining 25 months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid of four 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.
30. Authorize award and execution of a 24-month requirements supply contract with MILLER UNIFORMS & EMBLEMS, INC., Austin, TX for the purchase of uniforms for the Emergency Medical Services Department in an estimated amount not to exceed \$502,764, with two 12-month extension options in an estimated amount not to exceed \$251,382 per extension option, for a total estimated contract amount not to exceed \$1,005,528. Funding in the amount of \$230,434 is available in the Fiscal Year 2006-2007 Operating Budget of the Emergency Medical Service Department. Funding for the remaining 13 months of the original contract period and extension options is 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 solicitation.
The motion authorizing the award and execution of a requirements supply contract was approved.
31. Authorize award, negotiation and execution of a 10-month service agreement with BUSINESS INVESTMENT GROWTH (BiG), Austin, TX, to provide technical assistance in an amount not to exceed \$181,818. Funding is available in the Fiscal Year 2006-2007 Operating Budget of the Neighborhood Housing and Community Development Department. 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.

The motion authorizing the award negotiation and execution of a service agreement was approved.

32. Authorize negotiation and execution of 24-month Interlocal Agreement with the UNIVERSITY OF TEXAS, Austin, TX, for conference services and facilities in an estimated amount not to exceed \$90,000, with three 12-month extension options in an estimated amount not to exceed \$45,000 per extension option, for a total estimated contract amount not to exceed \$225,000. Funding in the amount of \$37,500 is available in the Fiscal Year 2006-2007 Operating Budget of the Austin Police Department. Funding for the remaining 14 months of the original contract period and extension options is contingent upon available funding in future budgets. Interlocal Agreement.

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

33. Authorize award and execution of a 12-month requirements service contract with SCS FIELD SERVICES, Austin TX, for gas collection and control system operation maintenance services for the Solid Waste Services Department in an estimated amount not to exceed \$72,550, with two 12-month extension options in an estimated amount not to exceed \$72,550 per extension option, for a total estimated contract amount not to exceed \$217,650. Funding in the amount of \$66,504 is available in the Fiscal Year 2006-2007 Operating Budget of the Solid Waste Service Department. Funding for the remaining one month of the original contract period and extension options is contingent upon available funding in future budgets. Sole bid. 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.

34. Authorize negotiation and execution of an Interlocal Agreement with THE COOPERATIVE PURCHASING NETWORK (REGION 4 EDUCATION SERVICE CENTER), Houston, TX, for the purchase of various types of goods and services offered on its existing contracts. Procurements under this Interlocal Agreement will not be made unless funds are available in appropriate departmental budgets. Interlocal Agreement.

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

35. Authorize award and execution of a 24-month requirements service contract with NATIONAL ENVELOPE – GRAND PRAIRIE, LLC, Grand Prairie, TX, for the purchase of departmental envelopes in an estimated amount not to exceed \$118,424, with two 12-month extension options in an estimated amount not to exceed \$59,212 per extension option, for a total estimated contract amount not to exceed \$236,848. Funding in the amount of \$54,278 is available in the Fiscal Year 2006-2007 Operating Budgets of all City Departments. Funding for the remaining 13 months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid meeting specification of four 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 service contract was approved.

36. Approve a resolution regarding a surcharge application filed by Texas Gas Service to recover utility relocation costs.

Resolution No. 20061116-036 was approved.

37. Approve negotiation and execution of an Interlocal Agreement with the Texas Parks and Wildlife Department (TPWD) to study Hydrologic Delineation of Habitat Management Zones for the Jollyville Plateau salamander in the Austin, TX area in an amount not to exceed \$33,350.36 (\$24,763 federal grant; \$8,595.36 City match). Total Project cost: \$33,358.36. Grant funding of up to \$24,763 (74.23%) is available in USFWS Section 6 program funds administered by the TPWD. Local matching funds of

\$8,595.36 (25.77%) are required for the grant. Up to \$8,600 in local matching funds are available in the 2006-2007 Operating Budget of the Watershed Protection and Development Review Department.

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

38. 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>Day Labor Community Advisory Committee</u>		
Parisa Fatehi <i>representative - Commission on Immigrant Affairs</i>	Consensus	Appointment
<u>Downtown Commission</u>		
Bryan Ruiz Cady <i>representative - Greater Austin Hispanic Chamber of Commerce</i>	Consensus	Appointment
<u>Music Commission</u>		
Don Pitts	Council Member McCracken's	Appointment
<u>Residential Design and Compatibility Commission</u>		
Heidi Goebel <i>representative - residential design professional</i>	Consensus	Appointment
<u>Resource Management Commission</u>		
Liz Cunningham	Consensus	Appointment

39. Approve a resolution directing the City Manager to evaluate and provide recommendations on improvements to the City of Austin's current Public Use of City Hall policy for Council review or approval in 90 days. (Council Member Mike Martinez Council Member Sheryl Cole)

Resolution No. 20061116-039 was approved with the following amendment from Council Member Martinez. The amendment was as follows: The last sentence of the resolution should read, "The evaluation shall include an opportunity for public input through the Austin Community Technology and Telecommunications Commission." This amendment was accepted by the maker of the motion, Council Member McCracken.

Item 40 was pulled for discussion.

41. Approve waiver of fees and requirements under Chapter 14 of the Code for the 2006 Thundercloud Subs Turkey Trot to be held on November 23, 2006. (Mayor Pro Tem Betty Dunkerley Council Member Mike Martinez Council Member Sheryl Cole)

The motion authorizing the waiver of fees and requirements was approved.

42. Approve an ordinance waiving Chapter 25-9 of the City Code relating to the capital recovery and tap fees for the Ronald McDonald House located at 4900 Mueller Boulevard, Austin, TX. (Mayor Pro Tem Betty Dunkerley Council Member Brewster McCracken Council Member Mike Martinez)

Ordinance No. 20061116-042 was approved.

43. Set a public hearing to consider an ordinance amending Section 25-2-1051 of the City Code to clarify that compatibility standards apply to development unless otherwise provided by a specific provision of the City Code and amending Section 25-2-1052 to clarify the conditions that apply to the exception from compatibility standards related to construction of a residential use permitted in an urban family residence or more restrictive zoning district (Suggested date and time: November 30, 2006 at 6:00 p.m., Austin City Hall, 301 West 2nd Street, Austin, TX)
The public hearing was set for November 30, 2006 at 6:00 p.m., Austin City Hall, 301 West 2nd Street, Austin, Texas.
44. Set public hearings for the full purpose annexation of the following Avery Ranch annexation areas: (1) Tract One: Avery Far West Phase 1, Section 5; Avery Far West Phase 2, Section 1; and Avery Far West Phase 2, Section 2 (approximately 56 acres in Williamson County north of Avery Ranch Boulevard at the intersection of Avery Ranch Boulevard and Nearabout Road); and (2) Tract Two: Avery Commercial Southwest; and Avery Church Subdivision (approximately 15 acres in Williamson County at the southwest corner of the intersection of Avery Ranch Boulevard and Parmer Lane.) Suggested dates and times: December 7, 2006 at 6:00 p.m., and December 14, 2006 at 6:00 p.m., Austin City Hall, 301 West 2nd Street, Austin, TX)
The public hearings were set for December 7 and 14, 2006 at 6:00 p.m., Austin City Hall, 301 West 2nd Street, Austin, Texas.
45. Set a public hearing to consider an amendment to Sections 25-2-766.13 and 25-2-766.14(A) of the City Code to authorize the administrative waiver of certain interim development design standards established in the Transit-Oriented Development (TOD) ordinance. (Suggested date and time: December 14, 2006 at 6:00 p.m., Austin City Hall, 301 West 2nd Street, Austin, TX)
The public hearing was set for December 14, 2006 at 6:00 p.m., Austin City Hall, 301 West 2nd Street, Austin, Texas.
46. Set a public hearing to consider amending Title 25 of the City Code to establish additional requirements for the location of large retail uses ("Big Box retail") in permitted zoning districts. (Suggested date and time, December 14, 2006 at 6:00 p.m., Austin City Hall, 301 West 2nd Street, Austin, TX) Recommended by the Planning Commission.
The public hearing was set for December 14, 2006 at 6:00 p.m., Austin City Hall, 301 West 2nd Street, Austin, Texas.
47. Set a public hearing on the Austin Downtown Public Improvement District (PID) 2007 assessments. (Suggested date and time: November 30, 2006 at 6:00 p.m., Austin City Hall, 301 West 2nd Street, Austin, TX)
The public hearing was set for November 30, 2006 at 6:00 p.m., Austin City Hall, 301 West 2nd Street, Austin, Texas.
48. Set a public hearing on the East 6th Street Public Improvement District (PID) 2007 assessments. (Suggested date and time: November 30, 2006 at 6:00 p.m., Austin City Hall, 301 West 2nd Street, Austin, TX)
The public hearing was set for November 30, 2006 at 6:00 p.m., Austin City Hall, 301 West 2nd Street, Austin, Texas.
49. Set a hearing to receive public comment regarding proposed amendments to the pole, tower and other infrastructure attachment fees in the Electric Rate Schedule in Exhibit A of Ordinance No. 20060911-004. (Suggested date and time: November 30, 2006, at 6:00 p.m., Austin City Hall, 301 West 2nd Street, Austin, TX) There is no unanticipated fiscal impact. A fiscal note is not required. Recommended by the Electric Utility Commission.

The public hearing was set for November 30, 2006, at 6:00 p.m., Austin City Hall, 301 West 2nd Street, Austin, Texas.

50. Set a hearing to receive public comment regarding the addition of a Large Primary Service Special Contract – Industrial Rider to the Electric Rate Schedule in Exhibit A of Ordinance No. 20060911-004. (Suggested date and time: November 30, 2006, at 6:00 p.m., Austin City Hall, 301 West 2nd Street, Austin, TX)

The public hearing was set for November 30, 2006, at 6:00 p.m., Austin City Hall, 301 West 2nd Street, Austin, Texas.

80. Approve a resolution amending Resolution No. 20061019-005, related to authorization and approval of the issuance of Convention Center Hotel Revenue Refunding Bonds in one or more series by Austin Convention Enterprises, Inc.

Resolution No. 20061116-080 was approved.

Item 82 was an addendum Executive Session item.

Item 51 was a bond sale item set for 2:00 p.m.

Item 52 was a briefing set for 2:00 p.m.

Items 53 through 76 were zoning items set for 4:00 p.m.

Items 77 through 79 were public hearings set for 6:00 p.m.

Item 81 was an addendum item from Council.

Item 82 was an Executive Session addendum item.

DISCUSSION ITEM

6. Approve a resolution canvassing the results of the November 7, 2006 Special Municipal Election. Resolution No. 20061116-006 was approved on Council Member Leffingwell's motion, Council Member Cole's second on a 7-0 vote. This was approved right after the Consent Agenda..

40. Approve an ordinance naming the Congress Avenue bridge and waiving any applicable requirements of Chapter 14-1 of the City Code. (Mayor Will Wynn Council Member Lee Leffingwell Mayor Pro Tem Betty Dunkerley)

Ordinance No. 20061116-040 was approved on Mayor Pro Tem Dunkerley's motion, Council Member Leffingwell's second on a 7-0 vote.

Mayor Wynn recessed the Council Meeting to go into Executive Session at 10: 55 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.

82. Discuss issues relating to compensation and benefits for the Austin Municipal Court Judges. (Personnel Matters – Section 551.074)

Executive Session ended and Mayor Wynn called the Council Meeting back to order at 12:03 p.m.

CITIZEN COMMUNICATION: GENERAL

John Kim - ACC Community College and their Education Policy

Sylvia Benini - City Policy

Steve Brooks - City Policy

Hart Vigas - Help with War Memorial to be set up in Pease Park

CarolAnneRose Kennedy - GIVING THANKS

Don A. Williamson - Rolling Stones by Water. He was not present when his name was called.

Mayor Wynn recessed the Council Meeting at 12:19 p.m.

Mayor Wynn called the Council Meeting back to order at 2:03 p.m.

BONDS

51. Approve an ordinance authorizing the issuance of City of Austin, Texas, Water and Wastewater System Revenue Refunding Bonds, Series 2006A, in the approximate amount of \$135,000,000, and authorizing the execution of all related documents. No fiscal impact during Fiscal Year 2006-2007. \$3,375,000 estimated debt service and \$150 for paying agent/registrar fees were included in the Fiscal Year 2006-2007 approved Budget of the Utility Revenue Bond Redemption Fund.
Ordinance No. 20061116-051 was approved on Council Member Cole's motion, Mayor Pro Tem Dunkerley's second on a 7-0 vote.

BRIEFINGS

52. Presentation by the Austin Music Commission related to recent and future projects.
The presentation was made by Teresa Ferguson, Chair of Music Commission, and Brad Stein, Music Commission.

DISCUSSION ITEM CONTINUED

81. Approve an ordinance setting Mayor and Council salaries and compensation and repealing Ordinance No. 000511-71. (Mayor Will Wynn, Mayor Pro Tem Betty Dunkerley, and Council Member Brewster McCracken)
Ordinance No. 20061116-081 was approved on Mayor Pro Tem Dunkerley's motion, Council Member McCracken's second on a 7-0 vote.

Mayor Wynn recessed the Council Meeting at 2:25 p.m.

Mayor Wynn called the Council Meeting back to order at 4:10 p.m.

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 consent items were approved on Council Member Martinez' motion, Council Member Cole's second on a 7-0 vote.

53. C814-04-0187.SH - Goodnight Ranch PUD - Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as the East side of Old Lockhart Highway between Nuckols Crossing Road and Capitol View Drive (Onion Creek Watershed) from interim-rural residence (I-RR) district zoning to planned unit development (PUD) district zoning with conditions. First reading approved on April 20, 2006. Vote: 6-0 (Mayor Pro Tem Thomas off the dais). Second reading approved on June 22, 2006. Vote: 5-0 (Council Members McCracken and Kim off the dais). Applicants: MVE Venture, Ltd. (Claude Dean Goodnight); Austin Goodnight Ranch, L.P. (Terry Mitchell); Benchmark Land & Exploration, Inc. (David C. Mahn); Austin Independent School District (Mark Williams, President, Board of Trustees). Agent: TBG Partners (Sean Compton). City Staff: Wendy Walsh, 974-7719.

Ordinance No. 2001116-053 was approved for planned unit development (PUD) district zoning with amendments to decrease the number of what is called Mansion Houses on the property from 4 to 2 and to allow the trees to be located less than 35 feet on center to allow more trees along some street frontages.

54. C14-06-0182 - Thornton Bungalows - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2206-2210 Thornton Road (West Bouldin Creek Watershed) from family residence (SF-3) district zoning to urban family residence (SF-5) district zoning. First reading approved on November 2, 2006. Vote: 6-0 (McCracken off the dais.) Applicant: Thornton Cottages Austin, LP (James Austin). Agent: Stansberry Engineering (Blayne Stansberry). City Staff: Robert Heil, 974-2330.

Ordinance No. 2001116-054 for urban family residence (SF-5-CO) district zoning was approved limiting the impervious cover to 50% and limiting non-condominium residential uses to no more than 14 units and will provide parking as required by the Code.

ZONING CONSENT ITEMS

The following zoning items were acted on by one motion. No separate discussion or action occurred on any of the items. The public hearings were closed and consent items were approved on Council Member Leffingwell's motion, Council Member Cole's second on a 7-0 vote.

60. C14-06-0178 - TexMecs Research Ltd. - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 6012 West William Cannon Drive (Williamson Creek Watershed - Barton Springs Zone) from neighborhood commercial (LR) district zoning to community commercial (GR) district zoning. Staff Recommendation: To grant community commercial (GR) district zoning. Planning Commission Recommendation: To grant community commercial (GR) district zoning. Applicant: TexMecs Research Ltd. (E. David Pampe, M.D.) Agent: Lopez-Phelps & Associates (Amelia Lopez-Phelps). City Staff: Wendy Walsh, 974-7719.

Ordinance No. 20061116-060 for community commercial (GR) district zoning was approved.

61. C14R-84-443(RCA) - North Fork - Conduct a public hearing and approve a restrictive covenant amendment for the property located at 3107 Oak Creek Drive (Walnut Creek Watershed). Staff Recommendation: To approve the restrictive covenant amendment. Zoning and Platting Commission Recommendation: To approve the restrictive covenant amendment. Applicant: Nana's Kids Ltd.; Realtrust

Services, Inc. (Thurman Blackburn). Agent: Land Answers (Jim Wittliff). City Staff: Jorge E. Rousselin, 974-2975. City Staff: Jorge E. Rousselin, 974-2975.

The motion authorizing a restrictive covenant amendment was approved.

62. C14H-04-0006 – Splitrock - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2815 Wooldridge Drive (Shoal Creek Watershed) from family residence (SF-3) district zoning to family residence-historic (SF-3-H) combining district zoning. Staff recommendation: To grant 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 grant family residence-historic (SF-3-H) combining district zoning. Applicant: Jayne Klein. City Staff: Steve Sadowsky, 974-6454.
Ordinance No. 20061116-062 for family residence-historic (SF-3-H) combining district zoning was approved.
63. C14H-06-0021 – Herbert and Alice Bohn House - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1301 W. 29th Street (Shoal Creek Watershed) from family residence (SF-3) district zoning to family residence-historic (SF-3-H) combining district zoning. Staff Recommendation: To grant 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 grant family residence-historic (SF-3-H) combining district zoning. Applicant: Historic Landmark Commission. Agent: Neighborhood Planning and Zoning Department. City Staff: Steve Sadowsky, 974-6454.
Ordinance No. 20061116-063 to rezone only the eastern 132 feet of property for family residence-historic (SF-3-H) combining district zoning was approved.
64. C14H-06-0024 – Cloud-Kingsbery House - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1001 E. Riverside Drive (Town Lake Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to family residence-historic-neighborhood plan (SF-3-H-NP) combining district zoning. Staff recommendation: To grant family residence-historic-neighborhood plan (SF-3-H-NP) combining district zoning. Historic Landmark Commission recommendation: To grant family residence-historic-neighborhood plan (SF-3-H-NP) combining district zoning. Planning Commission recommendation: To grant family residence-historic-neighborhood plan (SF-3-H-NP) combining district zoning. Applicants: Robert Gotchall and Kim Isom. City Staff: Steve Sadowsky, 974-6454.
Ordinance No. 20061116-064 for family residence-historic-neighborhood plan (SF-3-H-NP) combining district zoning was approved.
65. C14H-06-0025 – Victory Grill - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1104 E. 11th Street (Waller Creek Watershed) from general office-conditional overlay-neighborhood conservation- neighborhood plan (GO-CO-NCCD-NP) combining district zoning to general office-historic-conditional overlay- neighborhood conservation-neighborhood plan GO-H-CO-NCCD-NP) combining district zoning. Staff recommendation: To grant general office-historic-conditional overlay-neighborhood conservation-neighborhood plan GO-H-CO-NCCD-NP) combining district zoning. Historic Landmark Commission recommendation: To grant general office-historic-conditional overlay-neighborhood conservation-neighborhood plan (GO-H-CO-NCCD-NP) combining district zoning. Planning Commission recommendation: To grant general office-historic-conditional overlay-neighborhood conservation-neighborhood plan (GO-H-CO-NCCD-NP) combining district zoning. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. City Staff: Steve Sadowsky, 974-6454.

Ordinance No. 20061116-065 for general office-historic-conditional overlay-neighborhood conservation-neighborhood plan (GO-H-CO-NCCD-NP) combining district zoning was approved.

66. C14-06-0066 - Furrows North - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 13427 Pond Springs Road (Lake Creek Watershed) from interim-rural residence (I-RR) district zoning to general commercial services-conditional overlay (CS-CO) combining district zoning for Tract 1 and community commercial-conditional overlay (GR-CO) combining district zoning for Tract 2. Staff Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning for Tract 1 and community commercial-conditional overlay (GR-CO) combining district zoning for Tract 2. Zoning and Platting Commission Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning for Tract 1 and community commercial-conditional overlay (GR-CO) combining district zoning for Tract 2. Applicant: Furrows North Properties, Ltd. (John Lewis, President). Agent: John Lewis Company (Graham Carter). City Staff: Sherri Sirwaitis, 974-3057.
This item was postponed to November 30, 2006 at the applicant's and neighborhood's request.
71. C14-06-0078 - South IH-35 Transit Facility - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 7902-7926 South IH-35 Service Road Southbound (South Boggy Creek Watershed) from community commercial (GR) district zoning to limited industrial service-planned development area (LI-PDA) combining district zoning. Staff Recommendation: To grant limited industrial service-planned development area (LI-PDA) combining district zoning. Zoning and Platting Commission Recommendation: To grant limited industrial service-planned development area (LI-PDA) combining district zoning. Applicant: Rock Realty, Inc. (John McCormack); Capital Metropolitan Transit Authority (Fred Gilliam). Agent: Doucet & Associates (Carol M. Stewart). City Staff: Wendy Walsh, 974-7719.
The first reading of the ordinance for limited industrial service-planned development area (LI-PDA) combining district zoning was approved.
73. C14-06-0172 - Arboretum Retirement Community - Conduct a public hearing and approve and ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 11601 Jollyville Road (Walnut Creek Watershed) from limited office (LO) district zoning to community commercial-mixed use (GR-MU) combining district zoning for Tract 1 and limited office-mixed use (LO-MU) combining district zoning for Tract 2. Staff Recommendation: To grant community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning for Tract 1 and limited office-conditional overlay (LO-CO) combining district zoning for Tract 2. Zoning and Platting Commission Recommendation: Applicant: JV Road Limited, Texas Limited Partnership (Michael R. Young). Agent: Land Strategies, Inc. (Paul W. Linehan). City Staff: Sherri Sirwaitis, 974-3057. A valid petition has been filed in opposition to this rezoning request.
This item was postponed to December 14, 2006 at the owner's request.
74. C14H-05-0017 – Baugh-Colby House - Approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1102 Enfield Road (Shoal Creek Watershed) from multi-family residence-medium density-neighborhood plan (MF-3-NP) combining district zoning to multi-family residence-medium density-historic-neighborhood plan (MF-3-H-NP) combining district zoning. Staff Recommendation: To grant multi-family residence-medium density-historic-neighborhood plan (MF-3-H-NP) combining district zoning. Planning Commission Recommendation: To grant multi-family residence-medium density-historic-neighborhood plan (MF-3-H-NP) combining district zoning. Applicant: Historic Landmark Commission. City Staff: Steve Sadowsky, 974-6454. A valid petition has been filed in opposition to this rezoning request.
This item was postponed to December 14, 2006 at the owner's request.

75. C14H-05-0021 – Noyes Smith House - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 911 W. 21st Street (Waller Creek Watershed) from multi-family residence-moderate high density-conditional overlay-neighborhood plan (MF-4-CO-NP) combining district zoning to multi-family residence-moderate high density-historic-conditional overlay-neighborhood plan (MF-4-H-CO-NP) combining district zoning. Staff Recommendation: To document the house to HABS Level II standards and allow relocation. Historic Landmark Commission Recommendation: To grant multi-family residence-moderate high density-historic-conditional overlay-neighborhood plan (MF-4-H-CO-NP) combining district zoning. Planning Commission recommendation: To deny historic zoning upon the completion of HABS Level II documentation and allow relocation of the house. Applicant: Historic Landmark Commission. Agent: Neighborhood Planning and Zoning Department. City Staff: Steve Sadowsky, 974-6454.
The request for rezoning was denied.
76. C14H-06-0030 – Farquhar-Schriber House-Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1207 E. Live Oak Street (Blunn Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to family residence-historic-neighborhood plan (SF-3-H-NP) combining district zoning. Staff Recommendation: To grant family residence-historic-neighborhood plan (SF-3-H-NP) combining district zoning. Historic Landmark Commission Recommendation: To grant family residence-historic-neighborhood plan (SF-3-H-NP) combining district zoning. Planning Commission recommendation: To grant family residence-historic-neighborhood plan (SF-3-H-NP) combining district zoning. Applicant: Historic Landmark Commission. Agent: Neighborhood Planning and Zoning Department. City Staff: Steve Sadowsky, 974-6454
This item was postponed to December 14, 2006 at the owner's request.

ZONING DISCUSSION ITEMS

55. NPA-05-0021 - Approve second/third readings of an ordinance amending the Austin Tomorrow Comprehensive Plan by adopting the East Riverside/Oltorf Combined Neighborhood Plan with the exception of certain tracts removed from the Plan by City Council on first reading. The combined planning area is bounded by IH-35 on the west, Town Lake and the Colorado River on the north, Grove Boulevard and Montopolis Drive on the east and State Highway 71 (Ben White Boulevard East) on the south. First reading approved on October 19, 2006. Vote: 7-0. City Staff: Melissa Laursen, 974-6413.
Ordinance No. 20061116-055 adopting the East Riverside/Oltorf Combined Neighborhood Plan except for the following was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 6-0 vote. Council Member Kim abstained. These contested tracks were removed from the ordinance and taken as separate motions: 203, 222, 37, 39, 41, 43, 43A, 44, 45, 45A, 45B, 46, 47, 49, 50 and the IRS site (1800 ½, 1804 ½, 1806 ½, 3601, 3651, 3651 ½, 3605 ½ IH-35 Service Road NB, 1615 and 1619 Woodward Street). Tracts listed as Attachment A-1 to the ordinance were withdrawn from the Neighborhood Plan for discussion at a later date. Tract 9 and 1818 South Lakeshore Boulevard were added to the list of properties that will be discussed later.

The motion to approve the Future Land Use Map (FLUM) designation of Civic for the IRS Site (1800 ½, 1804 ½, 1806 ½, 3601, 3651, 3651 ½, 3605 ½ IH-35 Service Road NB; 1615 and 1619 Woodward Street was approved on Council Member Kim's motion, Council Member McCracken's second on a 7-0 vote.

All of the following will come back to Council as a separate ordinance for the third reading:

The motion to amend on second reading the future land use map for Tract 203 at 2600, 2600 ½ S. Pleasant Valley Road to Single Family (SF-3-NP) was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 7-0 vote.

The motion to amend on second reading the future land use map for Tract 37 at 2109-2237 E. Riverside Drive (Burton Terrace Sec 1-A Amended, lots 4 and 5, and Riverside Drive Plaza Joint Venture, lots 8-9 except for the 10,012 SF tract of land out of Lot 9 as described in Tract 38) and 1700-1702 Willow Creek Drive (Riverside Drive Plaza Joint Venture Lots 10-11) to Mixed Use was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 6-0 vote. Council Member Kim abstained.

The motion to amend on second reading the future land use map for Tract 39 at 1701, 1703, 1705, 1707, 1709, 1711 and 1713 Burton Drive to Mixed Use/Office was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 6-0 vote. Council Member Kim abstained.

The motion to amend on second reading the future land use map for Tract 41 at 2017 E. Riverside Drive (a 12,695 square foot tract of land comprised of three tracts of land one containing 4,305 square feet, one 2,648 square feet and the last 5,742 square feet, out of Lot 11D of the Second Resubdivision of Colorado Hills Estates Sect) to Mixed Use was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 6-0 vote. Council Member Kim abstained.

The motion to amend on second reading the future land use map for Tract 43 at 2003-2023 E. Riverside Drive and 1407 ½ Royal Crest Drive (excluding portions identified in Tracts 41, 42 and 44) to Mixed Use was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 6-0 vote. Council Member Kim abstained.

The motion to amend on second reading the future land use map for Tract 43A at 2001 E. Riverside Drive to Mixed Use, was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 6-0 vote. Council Member Kim abstained.

The motion to amend on second reading the future land use map for Tract 44 at 2003 E. Riverside Drive (5,983 square foot tract of land out of Lot 11C of the First Resubdivision of Colorado Hills Estates) to Mixed Use, was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 7-0 vote.

The motion to amend on second reading the future land use map for Tract 45 at 1801-1919 E. Riverside Drive (Lot B River Hills Addition) except for the portion described in Tract 45A and Tract 45B to Mixed Use was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 6-0 vote. Council Member Kim abstained.

The motion to amend on second reading the future land use map for Tract 45A at 1805-1909 E. Riverside Drive (a 7699 square foot tract of land out of Lot 10 of Colorado Hills Estates, Section 5) to Mixed Use was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 7-0 vote.

The motion to amend on second reading the future land use map for Tract 45B at 1905 E. Riverside Drive (1,987 square foot tract of land out of Lot B River Hills Addition) to Mixed Use was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 6-0 vote. Council Member Kim abstained.

The motion to amend on second reading the future land use map for Tract 46 at 1605 E. Riverside Drive to Commercial was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 7-0 vote.

The motion to amend on second reading the future land use map for Tract 47 at 1005 Summit Street. (Lot 3 less the north 24 feet of Thomas and Burch Subdivision) and 1007 Summit Street to Mixed Use/Office was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 6-0 vote. Council Member Kim abstained.

The motion to amend on second reading the future land use map for Tract 49 at 1301 S. I-35 Service Road NB (Lot 3-A, Resubdivision of Lot 3 Parkinson Lela Subdivision and Lot 12 Block 10 Bellevue Park except the portion described in Tract 50) to Vertical Mixed Use was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 6-0 vote. Council Member Kim abstained.

56. C14-05-0111 – Parker Lane Neighborhood Plan Combining District - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property bounded on the north by Oltorf Street, on the east by Montopolis Drive, on the south by Ben White Blvd./US 71, and on the west by IH-35 (Blunn, Carson, Country Club, Harpers Branch, Town Lake, Williamson Watersheds) with the exception of certain tracts removed from the Plan by City Council on first reading. The proposed zoning change will create the Parker Lane Neighborhood Plan Combining District (NPCD) and implement the land use recommendations of the East Riverside/Oltorf Combined Neighborhood Plan for a total of 7 tracts (within the planning area of 1,130.72 acres). Under the proposed Parker Lane NPCD, "Small Lot Amnesty", "Garage Placement", "Impervious Cover and Parking Placement Restrictions" are proposed for the entire area. "Prohibited Parking in the Front Yard" is proposed for the entire area except for the Burleson Heights and Terrilance Subdistricts. The Burleson Heights Subdistrict is generally described as a triangular shaped area bounded by the northern boundary of the Burleson Road Heights Subdivision to the north, the eastern boundary of the Burleson Road Heights Subdivision on the east to the eastern boundary of the Polvado Subdivision southward to a point at Burleson Road near the intersection of Santa Monica Drive, and the western boundary of the Burleson Road Heights Subdivision to Burleson Road on the west. The Subdistrict includes Douglas Street, Princeton Drive, Ware Road, Benjamin Street and a portion of Burleson Road. The Terrilance Subdistrict is generally described as the area bounded by the northern boundaries of the Reissig Heights Subdivision No. 3 and Markhills Subdivision on the north, the eastern boundary of Markhills Subdivision to the east, the southern boundaries of Reissig Heights Subdivision No.2 and the Markhills Subdivision on the south, and Burleson Road on the west. The Subdistrict includes Terrilance Drive and a portion of Pleasant Valley Road. The "Urban Home" special use is proposed for the Parker Lane, and Mission Hill Subdistricts. The Parker Lane Subdistrict includes the lots adjoining the east side of Parker Lane between Carlson Drive and Wickshire Lane within the Greenbriar Subdivision, Section Two, Resub of Block F. The Mission Hill Subdistrict includes the lots adjoining the north and south sides of Mission Hill Drive within the Mission Hill and Mission Hill Section Four Subdivisions and the lots adjoining the south side of Mission Hill Drive within the Mission Hill Section Three Subdivision. The City Council may approve a zoning change to any of the following: Rural Residential (RR); Single-Family Residence – Large Lot (SF-1); Single-Family Residence—Standard Lot (SF-2); Family Residence (SF-3); Single-Family – Small Lot & Condominium Site (SF-4A/B); Urban Family Residence (SF-5); Townhouse & Condominium Residence (SF-6); Multi-Family Residence - Limited Density (MF-1); Multi-family Residence - Low Density (MF-2); Multi-family Residence - Medium Density (MF-3); Multi-family Residence – Moderate-High Density (MF-4); Multi-family Residence - High Density (MF-5); Multi-family Residence - Highest Density (MF-6); Mobile Home Residence (MH); Neighborhood Office (NO); Limited Office (LO); General Office (GO); Commercial Recreation (CR); Neighborhood Commercial (LR); Community Commercial (GR);

Warehouse / Limited Office (W/LO); Commercial Services (CS); Commercial-Liquor Sales (CS-1); Commercial Highway (CH); Industrial Park (IP); Major Industrial (MI); Limited Industrial Services (LI); Research and Development (R&D); Development Reserve (DR); Agricultural (AG); Planned Unit Development (PUD); Historic (H); and Public (P). A Conditional Overlay (CO), Planned Development Area Overlay (PDA), Mixed Use Combining District Overlay (MU); Neighborhood Conservation Combining District (NCCD); or Neighborhood Plan Special Use (NP) may also be added to these zoning base districts. First reading approved on October 19, 2006. Vote: 7-0. Applicant and Agent: City of Austin, Neighborhood Planning and Zoning Department. City Staff: Robert Heil 974-2330 and Melissa Laursen 974-7226

Ordinance No. 20061116-056 adopting the Neighborhood Plan Combining District for the Parker Lane Neighborhood Planning Area, except for the following, was approved on Council Member Leffingwell's motion, Council Member McCracken's second on a 6-0 vote. Council Member Kim abstained. The contested tracts 203 and 222 were withdrawn from the ordinance along with tracts withdrawn from the NPCD for discussion at a later date as listed on Attachment A-2 to the ordinance.

The motion to approve on second reading rezoning of Tract 203 at 2600, 2600 ½ S. Pleasant Valley Road to SF-3-NP was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 7-0 vote.

The motion to approve on second reading rezoning Tract 222 at 4600, 4604 E. Ben White Boulevard to GO-CO-NP (the conditional overlay was to impose a building setback of 50 feet from the creek centerline) was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 7-0 vote.

57. C15-05-0112 – Riverside Neighborhood Plan Combining District - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property bounded on the north by Town Lake, on the east by Pleasant Valley Road, on the south by Oltorf Street, and on the west by IH-35 (Colorado River, Country Club, Harpers Branch, Town Lake Watersheds) with the exception of certain tracts removed from the Plan by City Council on first reading. The proposed zoning change will create the Riverside Neighborhood Plan Combining District (NPCD) and implement the land use recommendations of the East Riverside/Oltorf Combined Neighborhood Plan for a total of 20 tracts (within the planning area of 729.96 acres). Under the proposed Riverside NPCD, "Small Lot Amnesty", "Garage Placement", "Impervious Cover and Parking Placement Restrictions" and "Prohibited Parking in the Front Yard" are proposed for the entire area. The Neighborhood Mixed Use Building special use is proposed for Tracts 21B, 35A, 37, 38, 42, 43A, 45, 45A, 45B, and 47. The Neighborhood Urban Center special use is proposed for Tracts 21B, 35A, 37, 38, 42, 43A, 45, 45A and 45B. The City Council may approve a zoning change to any of the following: Rural Residential (RR); Single-Family Residence – Large Lot (SF-1); Single-Family Residence—Standard Lot (SF-2); Family Residence (SF-3); Single-Family – Small Lot & Condominium Site (SF-4A/B); Urban Family Residence (SF-5); Townhouse & Condominium Residence (SF-6); Multi-Family Residence - Limited Density (MF-1); Multi-family Residence - Low Density (MF-2); Multi-family Residence - Medium Density (MF-3); Multi-family Residence – Moderate-High Density (MF-4); Multi-family Residence - High Density (MF-5); Multi-family Residence - Highest Density (MF-6); Mobile Home Residence (MH); Neighborhood Office (NO); Limited Office (LO); General Office (GO); Commercial Recreation (CR); Neighborhood Commercial (LR); Community Commercial (GR); Warehouse / Limited Office (W/LO); Commercial Services (CS); Commercial-Liquor Sales (CS-1); Commercial Highway (CH); Industrial Park (IP); Major Industrial (MI); Limited Industrial Services (LI); Research and Development (R&D); Development Reserve (DR); Agricultural (AG); Planned Unit Development (PUD); Historic (H); and Public (P). A Conditional Overlay (CO), Planned Development Area Overlay (PDA), Mixed Use Combining District Overlay (MU); Neighborhood Conservation Combining District (NCCD); or Neighborhood Plan Special Use (NP) may also be added to

these zoning base districts. First reading approved on October 19, 2006. Vote: 7-0. Applicant and Agent: City of Austin, Neighborhood Planning and Zoning Department. City Staff: Robert Heil 974-2330 and Melissa Laursen 974-7226

Ordinance No. 20061116-057 adopting the Neighborhood Plan Combining District for the Riverside Neighborhood Planning Area, except for the following, was approved on Mayor Pro Tem Dunkerley's motion, Council Member McCracken's second on a 6-0 vote. Council Member Kim abstained. The following contested tracts were withdrawn: 37, 39, 41, 43, 43A, 44, 45, 45A, 45B, 46, 47, 49, 50 along with tracts withdrawn from the NPCD for discussion at a later date as listed on Attachment A-3 to the ordinance and Tract 9 and 1818 S. Lakeshore Boulevard

The motion to approve on second reading rezoning Tract 37, at 2109-2237 E. Riverside Drive (Burton Terrace Sec 1-A Amended, lots 4 and 5, and Riverside Drive Plaza Joint Venture, lots 8-9 except for the 10,012 SF tract of land out of Lot 9 as described in Tract 38) and 1700-1702 Willow Creek Drive (Riverside Drive Plaza Joint Venture Lots 10-11) to GR-NP with Mixed Use Building and Neighborhood Urban Center (MUB and NUC) was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 6-0 vote. Council Member Kim abstained.

The motion to approve on second reading rezoning Tract 39 at 1701, 1703, 1705, 1707, 1709, 1711 and 1713 Burton Drive to LO-MU-CO-NP (the conditional overlay prohibits multifamily residential) was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 6-0 vote. Council Member Kim abstained.

The motion to approve on second reading rezoning Tract 41 at 2017 E. Riverside Drive (a 12,695 SF tract of land comprised of three tracts of land one containing 4,305 SF, one 2,648 SF and the last 5,742 SF out of Lot 11D of the Second Resubdivision of Colorado Hills Estates Sect) to CS-1-MU-CO-NP with the following conditions was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 6-0 vote. Council Member Kim abstained. The conditions for the combined Tracts 41, 43, and 44 include: 1) maximum FAR of 1.8:1; 2) limited to GR site development standards; 3) minimum of 10% open space; 4) minimum of 10% of the development's gross floor area shall be used for commercial; 5) minimum of 25% of the development's gross floor area shall be used for residential uses, of which 30% shall be townhouses or condominiums; also recommended a private restrictive covenant between the developer and the neighborhood to cap the number of rental units to 300; and public restrictive covenant that the development must comply with the Commercial Design Standards which will take effect on January 13, 2007.

The motion to approve on second reading rezoning Tract 43 at 2003-2023 E. Riverside Drive; 1407 ½ Royal Crest Drive (excluding portions identified in Tracts 41, 42, 44) to CS-MU-CO-NP with the following conditions was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 6-0 vote. Council Member Kim abstained. The conditions for the combined Tracts 41, 43, and 44 include: 1) maximum FAR of 1.8:1; 2) limited to GR site development standards; 3) limited to 10% open space; 4) minimum of 10% of the development's gross floor area shall be used for commercial; 5) minimum of 25% of the development's gross floor area shall be used for residential uses, of which 30% shall be townhouses or condominiums; also recommended a private restrictive covenant between the developer and the neighborhood to cap the number of rental units to 300; and public restrictive covenant that the development must comply with the Commercial Design Standards which will take effect on January 13, 2007.

The motion to approve on second reading rezoning Tract 43A at 2001 E. Riverside Drive to CS-NP with MUB and NUC was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 6-0 vote. Council Member Kim abstained.

The motion to approve on second reading rezoning Tract 44 at 2003 E. Riverside Drive (5,983 SF tract of land out of Lot 11C of the First Resubdivision of Colorado Hills Estates) to CS-1-MU-CO-NP with the following conditions was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 7-0 vote. The conditions for the combined Tracts 41, 43, and 44 include: 1) maximum FAR of 1.8:1 2) limited to GR site development standards 3) limited to 10% open space 4) minimum of 10% of the development's gross floor area shall be used for commercial 5) minimum of 25% of the development's gross floor area shall be used for residential uses, of which 30% shall be townhouses or condominiums; also recommended a private restrictive covenant between the developer and the neighborhood to cap the number of rental units to 300; and public restrictive covenant that the development must comply with the Commercial Design Standards which will take effect on January 13, 2007.

The motion to approve on second reading rezoning Tract 45 at 1801-1919 E. Riverside Drive (Lot B River Hills Addition) except for the portion described in Tract 45A and Tract 45B to GR-NP with MUB and NUC was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 6-0 vote. Council Member Kim abstained.

The motion to approve on second reading rezoning Tract 45A at 1805-1909 E. Riverside Drive (a 7,699 SF tract of land out of Lot 10 of Colorado Hills Estates, Section 5) to CS-1-NP with MUB and NUC was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 6-0 vote. Council Member Kim abstained.

The motion to approve on second reading rezoning Tract 45B at 1905 E. Riverside Drive (1,987 SF tract of land out of Lot B River Hills Addition) to CS-NP with MUB and NUC was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 6-0 vote. Council Member Kim abstained.

The motion to approve on second reading rezoning Tract 46 at 1605 E. Riverside Drive to GR-NP was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 6-0 vote.

The motion to approve on second reading rezoning Tract 47 at 1005-1007 Summit Street (Lot 3 Less North 24 ft of Thomas and Burch Subdivision) to LO-MU-CO-NP with MUB (prohibit multifamily residential) was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 6-0 vote. Council Member Kim abstained.

The motion to approve on second reading rezoning Tract 49 at 1301 S. I-35 Service Road NB (Lot 3-A, Resubdivision of Lot 3 Parkinson Lela Subdivision and Lot 12 Block 10 Bellevue Park save and except the portion described in Tract 50) to LR-MU-CO-NP (any redevelopment shall be no closer to the eastern property line than the current buildings) was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 6-0 vote. Council Member Kim abstained.

The motion to approve on second reading rezoning Tract 50 at 1301 S. IH-35 Service Road NB (a 0.2 acre tract, more or less, out of Lot 3-A, Resubdivision of Lot 3 Parkinson Lela Subdivision and Lot 12 Block 10 Bellevue Park, comprised of the east 50 feet west of and parallel to the western property line of Lot 11, Block 10, Bellevue Park Subdivision) to LO-CO-NP (conditional overlay is

to limit height to 12 ft. and prohibit access to Lupine) was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 7-0 vote.

Council Member McCracken requested staff to include requirements on third reading that all property developed commercially be required to comply with the Commercial Design Standards and that all properties designated as mixed use comply with the vertical mixed use standards.

58. C14-05-0113 – Pleasant Valley Neighborhood Plan Combining District - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property bounded on the north by the Colorado River, on the east by Grove Blvd., on the south by Oltorf Street and on the west by Pleasant Valley Road save and except approximately 183 acres of land known as the Austin Community College "ACC" tract (Colorado River, Country Club, Town Lake Watersheds) with the exception of certain tracts removed from the Plan by City Council on first reading. The proposed zoning change will create the Pleasant Valley Neighborhood Plan Combining District (NPCD) and implement land use recommendations of the East Riverside/Oltorf Combined Neighborhood Plan for a total of 3 tracts (within the planning area of 1,275 acres). Under the proposed Pleasant Valley NPCD, "Small Lot Amnesty", "Garage Placement", "Impervious Cover and Parking Placement Restrictions" and "Prohibited Parking in the Front Yard" are proposed for the entire area. The City Council may approve a zoning change to any of the following: Rural Residential (RR); Single-Family Residence – Large Lot (SF-1); Single-Family Residence—Standard Lot (SF-2); Family Residence (SF-3); Single-Family – Small Lot & Condominium Site (SF-4A/B); Urban Family Residence (SF-5); Townhouse & Condominium Residence (SF-6); Multi-Family Residence - Limited Density (MF-1); Multi-family Residence - Low Density (MF-2); Multi-family Residence - Medium Density (MF-3); Multi-family Residence – Moderate-High Density (MF-4); Multi-family Residence - High Density (MF-5); Multi-family Residence - Highest Density (MF-6); Mobile Home Residence (MH); Neighborhood Office (NO); Limited Office (LO); General Office (GO); Commercial Recreation (CR); Neighborhood Commercial (LR); Community Commercial (GR); Warehouse / Limited Office (W/LO); Commercial Services (CS); Commercial-Liquor Sales (CS-1); Commercial Highway (CH); Industrial Park (IP); Major Industrial (MI); Limited Industrial Services (LI); Research and Development (R&D); Development Reserve (DR); Agricultural (AG); Planned Unit Development (PUD); Historic (H); and Public (P). A Conditional Overlay (CO), Planned Development Area Overlay (PDA), Mixed Use Combining District Overlay (MU); Neighborhood Conservation Combining District (NCCD); or Neighborhood Plan Special Use (NP) may also be added to these zoning base districts. First reading approved on October 19, 2006. Vote: 7-0. Applicant and Agent: City of Austin, Neighborhood Planning and Zoning Department. City Staff: Robert Heil 974-2330 and Melissa Laursen 974-7226

Ordinance No. 20061116-058 adopting the Neighborhood Plan Combining District for the Pleasant Valley Neighborhood Planning Area except for tracts withdrawn from the NPCD for discussion at a later date as listed on Attachment A-4 to the ordinance was approved on Council Member Leffingwell's motion, Council Member McCracken's second on a 6-0 vote. Council Member Kim abstained.

Council Member McCracken requested staff to include requirements on third reading that all property developed commercially be required to comply with the Commercial Design Standards and that all properties designated as mixed use comply with the vertical mixed use standards.

Mayor Wynn recessed the Council Meeting at 5:32 p.m.

LIVE MUSIC

White Ghost Shivers

PROCLAMATIONS

Certificates of Congratulations -- International Trade with Mexico Certification Program Graduates -- to be presented by Mayor Will Wynn and to be accepted by the honorees

Distinguished Service Award -- John Patterson, Design Commission -- to be presented by Mayor Will Wynn and to be accepted by the honoree

Proclamation -- Thanksgiving Image Project -- to be presented by Mayor Will Wynn and to be accepted by Jill and Dennis McDaniel and Phoebe Allen

Proclamation -- Great American Smokeout -- to be presented by Mayor Will Wynn and to be accepted by Rodney Ahart

Community Service Award -- African American Men and Boys Conference -- to be presented by Council Member Sheryl Cole and to be accepted by Michael Lofton

Certificates of Congratulations -- Volunteers of the Month for September and October -- to be presented by Council Member Brewster McCracken and to be accepted by Marjorie Bronk and Mayre Artusi

Mayor Wynn called the Council Meeting back to order at 6:35 p.m.

PUBLIC HEARINGS

77. Conduct a public hearing and consider variance requests by Melinda Myers Simmen and Frank Simmen to allow construction of a single-family residence at 6704 Pixie Cove in the 100-year floodplain of Lake Austin and to waive the requirement to dedicate a drainage easement to the full limit of the 100-year floodplain for the footprint of the proposed house and attached garage. This item was postponed to December 7, 2006 on Council Member Martinez' motion, Council Member Leffingwell's second on a 4-0 vote. Council Members Cole, Kim, and McCracken were off the dais.

ZONING DISCUSSION ITEMS CONTINUED

59. C14-05-0112 - Riverside Neighborhood Plan - Tract 9 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1708, 1712 and 1720 Lakeshore Drive (Town Lake Watershed) from multi-family residence-medium density (MF-3) district zoning to community commercial (GR) district zoning. Staff Recommendation: To grant community commercial (GR) district zoning. Planning Commission recommendation: Forward to City Council without a recommendation. Applicant and Agent: Neighborhood Planning and Zoning Department. City Staff: Robert Heil, 974-2330.
- The public hearing was closed and the first reading of the ordinance was approved with the following amendments on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 7-0 vote. Council Member McCracken's amendments were: require compliance with the Commercial Design Standards on the entire property and, vertical mixed use standards on the portion of the property along Riverside Drive, and requiring no gates. Staff was directed to do an analysis of vertical mixed use affordability standards of 10% of the units at 80% of median family income (MFI) for tenants 5% of the for sale units at 100% MFI, and 5% of the for sale units at 80% of MFI Council Member Leffingwell's friendly amendments were to include the following in either a restrictive covenant or an overlay: within 100 feet of the shoreline there will be no development, with the exception of utility crossings, drainage, and water quality improvements,

and the passive recreation hike and bike trails; a 60-foot height limit overall; a 30-foot easement for the trail, and the requirements that the trail be constructed by the owner and have public access on both the east and west sides; 45 of the units be available for sale; a maximum of 375 apartments and a minimum of 10,000 square feet of retail on Riverside Drive. Mayor Pro Tem Dunkerley's friendly amendment was that the water quality standards be increased to cover the ten acres agreed to by the applicant. These amendments were accepted by the maker of the motion, Council Member McCracken.

67. NPA-06-0016.01 - Dental Clinic - Conduct a public hearing and approve an ordinance amending Ordinance No. 20030327-012, the Govalle/Johnston Terrace Combined Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, by amending the future land use map from single-family to mixed use for the property located at 4711 Red Bluff Road (Colorado River Watershed). Staff Recommendation: To deny mixed use designation. Planning Commission Recommendation: To deny mixed use designation. Applicant: Victor Garcia. Agent: Manuel Garcia. City Staff: Adrienne Domas, 974-6355.
The public hearing was closed and request to amend the Govalle/Johnston Terrace Combined Neighborhood Plan was denied on Council Member Martinez' motion, Council Member McCracken's second on a 7-0 vote.
68. C14-06-0143 - Dental Clinic - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 4711 Red Bluff Road (Colorado River Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to limited office-mixed use-conditional overlay-neighborhood plan (LO-MU-CO-NP) combining district zoning. Staff Recommendation: To deny limited office-mixed use-conditional overlay-neighborhood plan (LO-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To deny limited office-mixed use-conditional overlay-neighborhood plan (LO-MU-CO-NP) combining district zoning. Applicant: Victor Garcia. Agent: Manuel Garcia. City Staff: Robert Heil, 974-2330.
The public hearing was closed and requested rezoning was denied on Council Member Martinez' motion, Council Member McCracken's second on a 7-0 vote.
69. C14-06-0123 - Ardent 1 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1500 South Lamar Boulevard (West Bouldin Creek Watershed) from community commercial (GR) district zoning and general commercial services (CS) district zoning to community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. Staff Recommendation: To grant community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. Planning Commission Recommendation: To grant community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. Applicant: Ocean Stone SC, L.L.C. (Robert S. Peek Jr.). Agent: Drenner & Golden Stuart Wolff, SSP (Michele Rogerson). City Staff: Robert Heil, 974-2330.
The public hearing was closed and the first reading of the ordinance for community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 7-0 vote.
70. C14-06-0124 - Ardent 2 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1418 South Lamar Boulevard (West Bouldin Creek Watershed) from multi-family residence-medium density (MF-3) district zoning and general commercial services (CS) district zoning to community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. Staff Recommendation: To grant community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. Planning Commission Recommendation: To grant community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning.

Applicant: Ocean Stone SC, L.L.C. (Robert S. Peek Jr.). Agent: Drenner & Golden Stuart Wolff, SSP (Michele Rogerson). City Staff: Robert Heil, 974-2330.

The public hearing was closed and the first reading of the ordinance for community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning was approved Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 7-0 vote.

72. C14-06-0029 - 620 North - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 15400-15402 North FM 620 (Lake Creek Watershed) from interim-rural residence (I-RR) district zoning and development reserve (DR) district zoning to general commercial services (CS) district zoning. Staff Recommendation: To grant neighborhood commercial-conditional overlay (LR-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant development reserve (DR) district zoning. Applicant and Agent: Ali Bahrami. City Staff: Wendy Walsh, 974-7719.

The public hearing was closed. The first reading of the ordinance to grant Community Commercial (GR) district zoning from Council Member Martinez that was seconded by Council Member Cole. Council Member Leffingwell offered a friendly amendment to approve Community Commercial Conditional Overlay (GR CO) district zoning with the only GR use allowed being a restaurant with alcohol service and allowing all other Neighborhood Commercial (LR) uses with the CO being a 2,000 trip per day limitation. This was accepted by the maker of the motion and Council Member Cole who made the second. It was approved on a 7-0 vote.

The motion to waive the rules and allow Council to meet after 10 p.m. was approved on Council Member Martinez' motion, Council Member Leffingwell's second on a 7-0 vote.

PUBLIC HEARINGS CONTINUED

78. Conduct a public hearing and approve a resolution authorizing the use of approximately 0.425 acres of parkland for roadway improvements as part of the Cesar Chavez Conversion Project through dedicated parkland known as Town Lake Park, in accordance with Section 26.001 et seq. of the Texas Parks and Wildlife Code. All costs associated with construction, as well as any parkland restoration, will be paid by requester. Recommended by the Parks Board.

The public hearing was closed and Resolution No. 20061116-078 was approved on Council Member Leffingwell's motion, Mayor Pro Tem Dunkerley's second on a 7-0 vote.

79. Conduct a public hearing to consider a motion to rescind a March 23, 2006 Council action changing the street name of Pauling Falls Cove to California Cove and approve an ordinance repealing Ordinance No. 20060323-004.

The public hearing was closed and the motion to take no action was approved on Council Member Cole's motion, Council Member Martinez' second on a 7-0 vote.

Mayor Wynn adjourned the meeting at 10:30 p.m. without objection.

The minutes for the Regular Meeting of November 16, 2006 were approved on this the 30th day of November, 2006 on Council Member Leffingwell's motion, Council Member Martinez' second on a 7-0 vote.