



**AUSTIN CITY COUNCIL
MINUTES**

**SPECIAL CALLED MEETING
WEDNESDAY, FEBRUARY 17, 2016**

The City Council of Austin, Texas convened in a Special Called Meeting on Wednesday, February 17, 2016, City Hall, 301 W. Second Street, Austin, Texas.

Mayor Adler called the meeting to order at 10:09 a.m.

Mayor Adler recessed the Council Meeting to go into Executive Session at 10:11 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.

Mayor Adler announced that item 1 would be discussed in executive session.

1. Approve an ordinance ordering a municipal election to be held on May 7, 2016, to submit to the voters a proposed citizen-initiated ordinance, certified sufficient on February 2, relating to regulation of Transportation Network Companies; providing for the conduct of the election, including authorizing the City Clerk to enter into joint election agreements with other local political subdivisions as may be necessary for the orderly conduct of the election; and declaring an emergency.

Executive Session ended and Mayor Adler called the Council meeting back to order 11:06 a.m.

DISCUSSION ITEM

1. Approve an ordinance ordering a municipal election to be held on May 7, 2016, to submit to the voters a proposed citizen-initiated ordinance, certified sufficient on February 2, relating to regulation of Transportation Network Companies; providing for the conduct of the election, including authorizing the City Clerk to enter into joint election agreements with other local political subdivisions as may be necessary for the orderly conduct of the election; and declaring an emergency.

A motion to amend Part 1 of the ordinance was made by Council Member Kitchen and seconded by Council Member Renteria. The amendment was to revise Part 1 to read:

PART 1. A special municipal election shall be held in the City on May 7, 2016, to submit to the voters of the city an ordinance initiated by petition relating to the regulation of transportation network companies. The ballot shall be prepared to permit voting “for” or “against” the following proposition:

“Shall the City Code be amended to repeal City Ordinance No. 20151217-075 relating to Transportation Network Companies; and replace with an ordinance that would repeal and prohibit required fingerprinting, repeal the requirement to identify the vehicle with a distinctive emblem, repeal the prohibition against loading and unloading passengers in a travel lane, and require other regulations for Transportation Network Companies?”

A substitute motion to amend Part 1 was made by Council Member Zimmerman and seconded by Council Member Troxclair. The motion was to revise Part 1 to read: “Shall the current city ordinance that regulates Transportation Network Companies (“TNCs”) be repealed and replaced with an ordinance that requires TNCs to pay 1% of their gross revenues, imposes safety regulations, and provides a penalty for violations?”. The motion failed on Council Member Zimmerman’s motion, Council Member Troxclair’s second on a 2-9 vote. Those voting aye were: Council Members Troxclair and Zimmerman. Those voting nay were: Mayor Adler, Mayor Pro Tem Tovo and Council Members Casar, Gallo, Garza, Houston, Kitchen, Pool and Renteria.

Ordinance 20160217-001 was approved with the amendment listed above on Council Member Kitchen’s motion, Council Member Renteria’s second on a 9-2 vote. Those voting aye were: Mayor Adler, Mayor Pro Tem Tovo and Council Members Casar, Gallo, Garza, Houston, Kitchen, Pool and Renteria. Those voting nay were: Council Member Troxclair and Zimmerman.

Mayor Adler adjourned the meeting at 11:26 a.m. without objection.

The minutes were approved on this the 25th day of February 2016 on Council Member Gallo’s motion, Council Member Houston’s second on an 11-0 vote.