



**AUSTIN CITY COUNCIL
MINUTES**

**REGULAR MEETING
THURSDAY, APRIL 7, 2016**

Invocation: Reverend Daryl Horton, Mt. Zion Baptist 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, April 7, 2016 in the Council Chambers of City Hall, 301 West Second Street, Austin, Texas.

Mayor Adler called the Council Meeting to order at 10:15 a.m.

CONSENT AGENDA

The following items were acted on by one motion.

1. Approve the minutes of the Austin City Council work session of March 29, 2016 and regular meeting of March 31, 2016.
The minutes from the Austin City Council work session of March 29, 2016 and regular meeting of March 31, 2016 were approved on consent on Council Member Houston's motion, Council Member Garza's second on an 11-0 vote.
2. Approve the appointment of Susana Carbajal to the Board of Directors of Austin-Bergstrom Landhost Enterprises, Inc.
The motion approving the appointment of Susana Carbajal to the Board of Directors of Austin-Bergstrom Landhost Enterprises, Inc. was approved on consent on Council Member Houston's motion, Council Member Garza's second on an 11-0 vote.
3. Authorize award and execution of a construction contract with RS ELLIS INC. DBA SOUTHWEST CORPORATION, for the Drill Field & Tower Repair - Renovation at Shaw Lane and Pleasant Valley project in the amount of \$1,375,104.04 plus a \$137,510 contingency, for a total contract amount not to exceed \$1,512,614.04. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) through the achievement of Good Faith Efforts with 26.88% MBE and 0.87% WBE participation.)
The motion authorizing award and execution of a construction contract with RS Ellis Inc. doing business as Southwest Corporation was approved on consent on Council Member Houston's motion, Council Member Garza's second on an 11-0 vote.

4. Authorize award and execution of a construction contract with MUNIZ CONCRETE & CONTRACTING INC. for the East 7th Street and Pleasant Valley Intersection Improvements project in the amount of \$346,179.70 plus a \$17,308.99 contingency, for a total contract amount not to exceed \$363,488.69. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 60.15% MBE and 1.72% WBE participation.)
The motion authorizing award and execution of a construction contract with Muniz Concrete & Contracting Inc. was approved on consent on Council Member Houston's motion, Council Member Garza's second on an 11-0 vote.

5. Approve an ordinance amending Ordinance No. 20160217-001, which ordered the May 7, 2016 special election, by repealing and replacing Exhibits A, B, C, D, E, F, and G with new exhibits that adopt changes to election day and early voting polling places, list election day judges, central counting station staff, and early voting ballot board members, and attach executed joint election agreements; repealing and replacing language regarding notice of the election; and declaring an emergency.
Ordinance No. 20160407-005 was approved on consent on Council Member Houston's motion, Council Member Garza's second on an 11-0 vote.

Item 6 was pulled for discussion.

7. Authorize negotiation and execution of a social services agreement with THE SALVATION ARMY for childcare and supportive services in an amount not to exceed \$160,000, for a 12-month term beginning July 1, 2016, with five 12-month renewal options, for a total contract amount not to exceed \$960,000.
The motion authorizing negotiation and execution of a social services agreement with The Salvation Army was approved on consent on Council Member Houston's motion, Council Member Garza's second on a 9-0 vote. Council Members Troxclair and Zimmerman abstained.
8. Approve negotiation and execution of Amendment No. 1 to a contract with SUSTAINABLE FOOD CENTER to increase funding in an amount not to exceed \$110,156, for a total contract amount not to exceed \$179,436 for the term of October 1, 2015 through September 30, 2016, with four 12-month renewal options in an amount not to exceed \$179,436 per renewal option, for a total contract amount not to exceed \$897,180.
The motion authorizing negotiation and execution of amendment number one to a contract with Sustainable Food Center was approved on consent on Council Member Houston's motion, Council Member Garza's second on a 10-0 vote. Council Member Zimmerman abstained.
9. Approve a settlement in John Murphy v. City of Austin, Cause No. D-1-GN-15-000401 in the 98th Judicial District Court of Travis County, Texas.
The motion to settle the above referenced lawsuit, by the City paying \$115,000 was approved on consent on Council Member Houston's motion, Council Member Garza's second on an 11-0 vote.
10. Authorize award and execution of a 36-month contract with ATLAS INSPECTION TECHNOLOGIES LLC to provide storm drain pipe inspection equipment and repair parts and services in an amount not to exceed \$451,048, with three 12-month extension options in an amount not to exceed \$50,000 per extension option, for a total contract amount not to exceed \$601,048. (Notes: This contract is exempt from City Code Chapter 2-9D Minority Owned and

Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established.)

The motion authorizing award and execution of a contract with Atlas Inspection Technologies LLC was approved on consent on Council Member Houston's motion, Council Member Garza's second on a 10-0 vote. Council Member Zimmerman abstained.

11. Authorize negotiation and execution of a contract with POWER SUPPLY, INC., for the purchase of generator circuit breakers for the switchgear at Mueller Energy Center, in an amount not to exceed \$110,530. (Notes: This contract is exempt from City Code Chapter 2-9C Minority and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established.)

The motion authorizing negotiation and execution of a contract with Power Supply, Inc. was approved on consent on Council Member Houston's motion, Council Member Garza's second on an 11-0 vote.

12. Authorize award and execution of two 36-month contracts for the purchase of technical rescue apparel and equipment with SAFETY SUPPLY, INC. in an amount not to exceed \$70,773, with three 12-month extension options in an amount not to exceed \$23,591 per extension option, for a total contract amount not to exceed \$141,546; and with RESCUEGEAR, INC. in an amount not to exceed \$247,115, with three 12-month extension options in an amount not to exceed \$82,372 per extension option, for a total contract amount not to exceed \$494,229. (Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this solicitation, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established.)

The motion authorizing award and execution of two contracts with Safety Supply Inc. and with Rescuegear, Inc. was approved on consent on Council Member Houston's motion, Council Member Garza's second on a 10-0 vote. Council Member Zimmerman abstained.

13. Authorize negotiation and execution of a contract with INDOFF, INC., or one of the other qualified offerors to Request For Proposal TVN0057-BP5-Rebid, to provide furniture and fixtures for the New Central Library for a total contract amount not to exceed \$300,915. (Notes: This contract will be awarded in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program through the achievement of good faith efforts with .34% MBE and 2.51% WBE participation.)

The motion authorizing negotiation and execution of a contract with Indoff, Inc. was approved on consent on Council Member Houston's motion, Council Member Garza's second on a 9-1 vote. Council Member Zimmerman voted nay. Council Member Troxclair abstained.

14. Authorize negotiation and execution of a contract with INDOFF, INC., or one of the other qualified offerors to Request For Proposal TVN0057-BP8-Rebid, to provide furniture and fixtures for the new central library for a total contract amount not to exceed \$287,556. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program with .34% MBE and 5.39% WBE participation.)

The motion authorizing negotiation and execution of a contract with Indoff, Inc. was approved on consent on Council Member Houston's motion, Council Member Garza's second on a 9-1 vote. Council Member Zimmerman voted nay. Council Member Troxclair abstained.

15. Authorize negotiation and execution of a contract with INDOFF, INC. to provide furniture and fixtures for the new central library for a total contract amount not to exceed \$215,876. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program by meeting the goals with .46% MBE and 7.5% WBE participation.)
The motion authorizing negotiation and execution of a contract with Indoff, Inc. was approved on consent on Council Member Houston's motion, Council Member Garza's second on a 9-1 vote. Council Member Zimmerman voted nay. Council Member Troxclair abstained.
16. Authorize award and execution of a 36-month contract with WOODS MAINTENANCE SERVICES, INC., to provide graffiti removal services, in an amount not to exceed \$270,000, with three 12-month extension options in an amount not to exceed \$90,000 per extension option, for a total contract amount not to exceed \$540,000. (Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this solicitation, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established.)
This item was withdrawn on consent on Council Member Houston's motion, Council Member Garza's second on an 11-0 vote.

Item 17 was pulled for discussion.

18. Approve appointments and certain related waivers to citizen boards and commissions, to Council committees and other intergovernmental bodies and removal and replacement of members; and amendments to board and commission bylaws.

Resolution No. 20160407-018 was approved on consent on Council Member Houston's motion, Council Member Garza's second on an 11-0 vote.

The following appointments were approved on consent on Council Member Houston's motion, Council Member Garza's second on an 11-0 vote.

Board and Commission Nominations and Waivers

April 7, 2016

Nominations

Board/Nominee	Nominated by
Airport Advisory Commission Samuel Sargent	Council Member Garza
Commission for Women Kasha Gamble	Council Member Troxclair
Community Technology & Telecommunications Commission Nehemiah Pitts III	Council Member Houston
Downtown Austin Community Court Advisory Committee	

Andrew Cates	Council Member Garza
Downtown Commission Jordan Mullins	Council Member Garza
Downtown Commission Jennifer Bristol	Council Member Pool
Mayor's Committee for People with Disabilities David Simmons	Council Member Renteria

Item 19 was pulled for discussion.

20. Approve an ordinance waiving or reimbursing certain fees and waiving certain requirements for the American Gateways event sponsored by American Gateways, which is to be held on Thursday, June 16, 2016 at Fiesta Gardens. (Notes: SPONSOR: Council Member Gregorio Casar CO 1: Council Member Delia Garza CO 2: Council Member Sabino "Pio" Renteria CO 3: Council Member Leslie Pool)
Ordinance No. 20160407-020 was approved on consent on Council Member Houston's motion, Council Member Garza's second on a 9-0 vote. Council Members Troxclair and Zimmerman abstained.
21. Approve an ordinance waiving or reimbursing certain fees for the 2016 South Asian New Year Festival sponsored by Texas Bengali Cultural Alliance which is to be held on Saturday, April 9, 2016 at Zilker Hillside Theater. (Notes: SPONSOR: Mayor Pro Tem Kathie Tovo CO 1: Mayor Steve Adler CO 2: Council Member Ann Kitchen CO 3: Council Member Gregorio Casar CO 4: Council Member Don Zimmerman)
Ordinance No. 20160407-021 was approved on consent on Council Member Houston's motion, Council Member Garza's second on a 10-0 vote. Council Member Troxclair abstained.
22. Approve an ordinance waiving or reimbursing certain fees for the Children's Picnic and Real Food Fair sponsored by Edible Austin which is to be held on Sunday, April 10, 2016 on the grounds of the French Legation Museum. (Notes: SPONSOR: Council Member Ora Houston CO 1: Mayor Steve Adler CO 2: Council Member Leslie Pool CO 3: Council Member Gregorio Casar)
Ordinance No. 20160407-022 was approved on consent on Council Member Houston's motion, Council Member Garza's second on an 11-0 vote.

Item 23 and 24 were pulled for discussion.

25. Set a public hearing to receive citizen input on community needs concerning the City's Fiscal Year 2016-2017 Action Plan and Fiscal Year 2016-2017 Community Development Program, as required by the U.S. Department of Housing and Urban Development and Texas Local Government Code, Chapter 373. (Suggested date and time: April 21, 2016, 4:00 p.m., at Austin City Hall, 301 W. Second Street, Austin, TX).
The public hearing was set on consent for April 21, 2016, 4:00 p.m. at 301 W. Second Street, Austin, TX on Council Member Houston's motion, Council Member Garza's second on an 11-0 vote.

26. Set a public hearing to consider an ordinance amending the Land Development Code (Title 25) relating to right-of-way dedications and transportation improvements required as a condition to mitigate the impacts of development approval. (Suggested date and time May 5, 2016, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX.)
The public hearing was set on consent for May 5, 2016, 4:00 p.m. at 301 W. Second Street, Austin, TX on Council Member Houston's motion, Council Member Garza's second on an 11-0 vote.
27. Set a public hearing to consider an ordinance amending the Land Development Code (Title 25) relating to site development standards for educational facilities. (Suggested date and time: May 5, 2016, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX.)
The public hearing was set on consent for May 5, 2016, 4:00 p.m. at 301 W. Second Street, Austin, TX on Council Member Houston's motion, Council Member Garza's second on an 11-0 vote.

Items 28 and 29 was Zoning Ordinances/Restrictive Covenants (Hearings Closed)

Items 30 through 32 were Executive Session Items.

Items 33 and 34 were Public Hearings items set for a time certain of 4:00 p.m.

Items 35 through 36 were Zoning and Neighborhood Plan Amendments (Public Hearings and Possible Action)

DISCUSSION ITEMS

17. Approve an ordinance amending City Code Chapter 13-2 relating to ground transportation passenger services.
Ordinance No. 20160407-017 was approved as amended on Council Member Kitchen's motion, Council Member Casar's second on a 9-1 vote. Council Member Zimmerman voted nay. Council Member Pool was off the dais.

The amendment was to strike Parts 2, 3, 4 and 5 from the ordinance.
6. Approve an ordinance amending City Code Chapter 2-2 relating to revision of campaign finance forms.
The motion to approve Ordinance No. 20160407-006 was made by Mayor Pro Tem Tovo and seconded by Council Member Troxclair.

A motion to replace "Independent Expenditure" with "Direct Campaign Expenditure" was approved on Council Member Kitchen's motion, Council Member Pool's second on a 10-1 vote. Council Member Zimmerman voted nay.

A motion to strike the proposed Part 13, City Code Section 2-2-32 (A) and renumber the remaining items in the section accordingly was approved on Council Member Kitchen's motion, Council Member Pool's second on an 8-1 vote. Council Member Zimmerman voted nay. Council Members Gallo and Troxclair abstained.

A motion to strike the proposed Part 13, City Code Section 2-2-32 (D) regarding the recommended reporting periods and reinstate the existing reporting periods listed in the City Code was approved on Council Member Kitchen's motion, Council Member Pool's

second on an 8-1 vote. Council Member Zimmerman voted nay. Council Members Gallo and Troxclair abstained.

A motion to amend Part 11, City Code Section 2-2-29 (A) (2) and (3) to change the \$25,000 total to \$10,000 was approved on Mayor Adler's motion, Council Member Pool's second on a 9-0 vote. Council Members Gallo and Zimmerman abstained.

Ordinance No. 20160407-006, excluding parts eight and ten was approved on Mayor Pro Tem Tovo's motion, seconded by Council Member Troxclair on a 10-0 vote. Council Member Zimmerman abstained.

Ordinance No. 20160407-006, including parts eight and ten was approved on Mayor Pro Tem Tovo's motion, seconded by Council Member Troxclair on a 10-0 vote. Council Member Zimmerman recused himself due to a conflict of interest.

CITIZENS COMMUNICATIONS: GENERAL

David King - Lenox Oaks.

Paul Robbins - City and budget issues.

Carlos León - 1) God, Jesus Christ, and the Holy Spirit crush Lucifer. 2) Chemtrails are the devil's work. 3) Losing your marbles Vol.2, No.2.

Paula Rojas - Resolution for equity tool.

Miyah Calhoun - Texas Roller Girls.

Mayor Adler recessed the Council Meeting to go into Executive Session at 12:20 p.m.

Mayor Adler reconvened the Council Meeting at 12:37 pm.

ZONING AND NEIGHBORHOOD PLAN AMENDMENTS

28. C14-91-0038(RCA) - 507 W 23rd Street - District 9 - Amend a restrictive covenant as it relates to property locally known as 507 West 23rd Street (Shoal Creek Watershed). Staff Recommendation: To grant the restrictive covenant amendment. Planning Commission Recommendation: To grant the restrictive covenant amendment. Owner/Applicant: Austin City Realty LLC (David Kanne). Agent: Mike McHone Real Estate (Mike McHone). City Staff: Victoria Haase, 512-974-7691.

A motion to grant restrictive covenant amendment was made by Council Member Pool and seconded by Council Member Casar.

There was a motion to amend the restrictive covenant made by Mayor Pro Tem Tovo and seconded by Council Member Pool. The amendment was accepted as friendly by the maker of the motion and Council Member Casar who seconded the motion. The friendly amendment was to amend the restrictive covenant as follows;

To amendment was to have the restrict covenant read:

1. Unified Development. For purposes of site plan review, modification, or approval by the City of Austin a home-rule municipal corporation located in Travis, Hays, and Williamson Counties, State of Texas, the Shoal Cliff Court Property shall be constructed as a unified development/single site ("Unified Development"). Any proposed modifications to Tract One and/or Tract Two or any portion of either Tract shall be construed as a modification of the Unified Development, in accordance with the provisions of the Land Development Code of the City of Austin. This section includes, but is not limited to, the extent of impervious coverage, parking, and landscaping and use restrictions applicable to the Unified Development Property. As of the Effective Date, the Shoal Cliff Court Property is a single site in perpetuity, and is not and will not be subject to subdividing or division by Owner under any circumstances.

2. The Dabney-Horne House existing on the Shoal Cliff Court Property on the date of recordation of this restrictive covenant shall be retained on the Shoal Cliff Court Property and any rehabilitation work on the structure shall meet the Secretary of the Interior Standards and Guidelines (36 CFR 67).

3. The Clyde Littlefield House existing on the Shoal Cliff Court Property on the date of execution of this restrictive covenant shall be retained on the Shoal Cliff Court Property and any rehabilitation work on the structure shall meet the Secretary of the Interior Standards and Guidelines (36 CFR 67).

4. Owner shall make a good faith effort to relocate the structure or salvage the historical architectural features and materials of the structure of the Existing House.

5. Within thirty (30) days of the relocation of the Dabney-Horne House to the Shoal Cliff Court Property, Owner shall initiate an historic zoning case for Tract One. Owner agrees not to protest the historic zoning case and further understands that this document provides no guarantee of approval of the zoning case by City Council.

The motion granting the restrictive covenant amendment as amended above was approved on Council Member Pool's motion, Council Member Casar's second on a 9-2 vote. Those voting aye were: Mayor Adler, Council Members Casar, Gallo, Garza, Kitchen, Pool, Renteria, Troxclair, and Zimmerman. Those voting nay were: Mayor Pro Tem Tovo and Council Member Houston. Council Member Troxclair abstained on the amendment.

29. C14H-2015-0007 - Clyde and Henrietta Littlefield House - District 9 - Approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 903 Shoal Cliff Court from multifamily residence-moderate-high density-conditional overlay-neighborhood plan (MF-4-CO-NP) combining district zoning to multifamily residence-moderate-high density-historic landmark-conditional overlay-neighborhood plan (MF-4-H-CO-NP) combining district zoning. Staff Recommendation: To grant multifamily residence-moderate-high density-historic landmark-conditional overlay-neighborhood plan (MF-4-H-CO-NP) combining district zoning. Historic Landmark Commission Recommendation: To grant multifamily residence-moderate-high density-historic landmark-conditional overlay-neighborhood plan (MF-4-H-CO-NP) combining district zoning. Planning Commission Recommendation: To forward to Council without a recommendation. City Staff: Steve Sadowsky, Historic Preservation Office, Planning and Zoning Department, 512-974-6454.

The motion to adopt the ordinance on first reading for multifamily residence-moderate-high density-historic landmark-conditional overlay-neighborhood plan (MF-4-H-CO-NP)

combining district zoning was approved on Council Member Zimmerman's motion, Council Member Pool's second on an 8-2 vote. Those voting aye were: Mayor Adler, Mayor Pro Tem Tovo, Council Members Casar, Gallo, Garza, Kitchen, Pool, and Zimmerman. Those voting nay were: Council Members Houston and Renteria. Council Member Troxclair abstained.

Mayor Adler recessed the Council Meeting to go into Executive Session at 12:42 p.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.

30. Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
This item was withdrawn without objection.
31. Discuss legal issues related to approving an ordinance repealing and replacing City Code Chapter 2-4 relating to the regulation of lobbyists and amending City Code Chapter 2-7 relating to the Ethics Review Commission (Private consultation with legal counsel - Section 551.071 of the government code).
This item was withdrawn without objection.
32. Evaluate the performance of, and consider compensation and benefits for, the City Manager (Personnel matters - Section 551.074 of the Government Code).

Mayor Adler reconvened the meeting at 3:49 p.m.

DISCUSSION ITEMS CONTINUED

23. Approve a resolution to create an administrative adjustment policy for Austin Water customers who experience an unexplained increase in water and wastewater usage. (Notes: SPONSOR: Council Member Ellen Troxclair CO 1: Council Member Ann Kitchen CO 2: Council Member Delia Garza CO 3: Council Member Don Zimmerman CO: 4 Council Member Sheri Gallo)
Resolution No. 20160407-023 was approved as amended below on Council member Troxclair's motion, Council member Zimmerman's second on a 10-1 vote. Mayor Pro Tem Tovo voted nay.

A motion to amend the resolution was made by Mayor Adler. The amendment was to revised the Be It Further Resolved clause to read: "The City Council directs the City Manager draft proposed amendments to the City Code and implement revised policies to the City's current leak adjustment policy related to calculating a customer's normal usage, how much the customer will pay for the excess usage, waiving certain rights to an administrative hearing related to the same water bill, and any other changes necessary. The City Manager is further requested to include any recommended modifications that may believe appropriate to the foregoing policies and procedures concurrently with the draft code amendments called for by this resolution." The amendment was accepted as friendly by the maker of the motion and Council Member Zimmerman who seconded the motion.

Direction was given to staff to report back to Council on the expenditures made once adopted.

PUBLIC HEARINGS

33. Conduct a public hearing for the full purpose annexation of the Parker Creek Ranch annexation area (approximately 90 acres in eastern Travis County west of Decker Lane approximately three quarters of a mile north of the intersection of Decker Lane and Loyola Lane; contiguous to District 1).

The public hearing was held and a motion to close the public hearing was approved on Council Member Houston's motion, Council Member Renteria's second on an 11-0 vote.

34. Conduct a public hearing for the full purpose annexation of the Cascades Municipal Utility District No. 1 annexation area (approximately 136 acres in southern Travis County east of IH 35 South approximately four tenths of a mile south of the intersection of IH 35 South and Onion Creek Parkway; District 5).

This item was withdrawn without objection.

DISCUSSION ITEMS CONTINUED

24. Approve a resolution directing the City Manager to explore the feasibility of increasing the use of bond funds for permanent affordable housing and develop recommendations for increasing home ownership opportunities. (Notes: SPONSOR: Council Member Delia Garza CO 1: Council Member Sabino "Pio" Renteria CO 2: Council Member Sheri Gallo CO 3: Council Member Gregorio Casar CO 4: Mayor Pro Tem Kathie Tovo)

Resolution No. 20160407-024 was approved as amended below on Council Member Garza's motion, Council Member Pool's second on a 10-1 vote. Council Member Zimmerman voted nay.

The amendment from Council Member Garza to revise the last BE IT RESOLVED clause to read:

"The City Manager is directed to present preliminary findings at a Council work session no later than June 14, 2016, and present a final report including a fiscal note for any recommendations regarding options for permanent affordable housing no later than August 2, 2016. Recommendations and findings of this report should be informed by and coordinated with the following:

- **White paper "Household Affordability Code Prescription," developed by Opticos consultant team, CAG (Code Advisory Group), and CodeNext Team; and**
- **Austin Housing Plan that will be presented by the Neighborhood Housing and Community Development."**

Mayor Adler recessed the meeting at 5:32 p.m. for Live Music and Proclamations.

LIVE MUSIC

Kathy and the Kilowatts

PROCLAMATIONS

Proclamation – Holland Taylor Day – to be presented by Council Member Leslie Pool and to be accepted by the honoree

Proclamation – Local Business Month – To be presented by Council Member Leslie Pool – Not Present

Proclamation – Tommy and Stacy Robertson Appreciation Day – To be presented by Council Member Ann Kitchen and to be accepted by the honorees

Proclamation - Sexual Assault Awareness Month – to be presented by Council Member Ora Houston and to be accepted by Sandra Molinari, Director of Community Education at SafePlace

Certificate of Congratulations – Clean Air Force of Central Texas High School Public Service Announcement Air Quality Contest winners – to be presented by and to be accepted by the honorees

Mayor Adler called the Council Meeting back to order at 7:06 p.m.

ZONING AND NEIGHBORHOOD PLAN AMENDMENTS

35. NPA-2015-0023.01 - Boys & Girls Club Legacy Club - District 1 - Conduct a public hearing and approve an ordinance amending Ordinance No. 20070809-55 of the University Hills/Windsor Park Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the future land use designation on the future land use map (FLUM) on property locally known as 4717 Turner Lane (Walnut Creek Watershed; Little Walnut Creek Watershed) from Higher Density Single Family, Transportation, and Commercial land uses to Civic land use. Staff Recommendation: To grant Civic land use. Planning Commission Recommendation: To grant Civic land use. Owner/Applicant: Boys and Girls Club of Austin (Chuck Carroll). Agent: Drenner Group (Amanda Swor). City Staff: Maureen Meredith, 512-974-2695.
- The public hearing was held and a motion to close the public hearing and approve the ordinance on first reading as amended below was approved on Council Member Houston's motion, Council Member Pool's second on an 11-0 vote.**

The amendment was to revise the zoning for Tract 1 and 2 and incorporate recommendations from the Planning Commission as follows:

Tract 1 (which is the tract already zoned LR-CO-NP) a change to GR-CO zoning with the only two permitted GR uses being indoor sports and recreation and outdoor sports and recreation. All other uses and site development regulations of the LR Zoning district apply.

Tract 2 (which is the tract already zoned SF-6-NP and SF-3-NP) a change to GR-MU-CO-NP zoning with the only two permitted GR uses being indoor sports and recreation and outdoor sports and recreation. All other uses of the SF-6 apply. For commercial uses the site development regulations of the LR district apply.

To incorporate the Planning Commission recommendation to limit the indoor sports and recreation use to no more than a total of 35,000 square feet and limit the height to 42 feet for both Tracts 1 and 2. To include the conditions of the proposed restrictive covenants as approved by the Planning Commission and deemed appropriate by the Law Department.

36. C14-2015-0086 - Boys and Girls - Legacy Club - District 1 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as

4717 Turner Lane (Walnut Creek Watershed; Little Walnut Creek Watersheds) from family residence-neighborhood plan (SF-3-NP) combining district zoning, townhouse and condominium residence-neighborhood plan (SF-6-NP) combining district zoning, and neighborhood commercial-conditional overlay-neighborhood plan (LR-CO-NP) combining district zoning to community commercial-conditional overlay-neighborhood plan (GR-CO-NP) combining district zoning. Staff Recommendation: To grant community commercial-conditional overlay-neighborhood plan (GR-CO-NP) combining district zoning. Planning Commission Recommendation: To grant community commercial-conditional overlay-neighborhood plan (GR-CO-NP) combining district zoning. Owner: Jimmy Nassour. Agent: Drenner Group (Amanda Swor). City Staff: Heather Chaffin, 512-974-2122.

The public hearing was held and a motion to close the public hearing and approve the ordinance on first reading with the following conditions was approved on Council Member Houston's motion, Council Member Pool's second on an 11-0 vote.

The additional conditions are that the applicant has agreed to require a property have permit or fencing, that the pedestrian access shall be allowed only via a front gate for the 183, accessing to Turner Lane. Pedestrian bike access to the northwestern border of the property shall be via a pathway that's attached as an exhibit. So long as the property is operated as a club, there will be no extension of Ashland drive and that's the road that comes from the south from the neighborhood to the terminus of Ashland drive, that the outdoor athletic fields which are proposed will not be illuminated except for security lighting so they won't have basically any lights lighting up the field all night long, and in no event shall a building or permanent improvement be instructed to 42 feet in height.

19. Approve an ordinance amending the process for public comment at city council and committee meetings. (Notes: SPONSOR: Council Member Gregorio Casar CO 1: Mayor Steve Adler CO 2: Mayor Pro Tem Kathie Tovo CO 3: Council Member Delia Garza CO 4: Council Member Leslie Pool)

The motion to approve the ordinance on first reading only was approved as amended below on Council Member Casar's motion, Council Member Kitchen's second on an 11-0 vote.

The amendment was to strike "1 hour" in Section 3J and replace with "90 minutes" and strike "2 hours" in Section 2I and replace with "90 minutes".

Mayor Adler adjourned the meeting at 8:25 p.m. without objection.

The minutes were approved on this the 14th day of April 2016 on Council Member Zimmerman's motion, on an 11-0 vote.