

**AUSTIN CITY COUNCIL
MINUTES****REGULAR MEETING
THURSDAY, JUNE 9, 2005**

Invocation: Pastor Carlos Cloyd, Parker Lane United Methodist 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, June 9, 2005 in the Council Chambers of City Hall, 301 W. 2nd Street, Austin, Texas.

Mayor Wynn called the Council Meeting to order at 10:20 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 Alvarez' motion, Council Member Thomas' second on a 7-0 vote.

1. Approval of minutes from the meetings of May 12 and May 26, 2005.
The minutes from the meetings of May 12 and May 26, 2005 were approved.
2. Approve issuance of a rebate in the amount of \$51,484 to SEARS GRAND, Austin, TX, for the installation of high efficiency lighting and air conditioning equipment at 12625 N. IH 35. (Funding is available in the Fiscal Year 2004-2005 Operating Budget of the Conservation Rebates and Incentive Budget of Austin Energy.) (Recommended by the Resource Management Commission.)
The motion authorizing the issuance of a rebate was approved.
3. Approve issuance of a rebate in the amount of \$55,857 to SOLECTRON, Austin, TX, for the installation of a high efficiency lighting retrofit at 12445 Research Blvd. (Funding is available in the Fiscal Year 2004-2005 Operating Budget of the Conservation Rebates and Incentive Budget of Austin Energy.) (Recommended by the Resource Management Commission.)
The motion authorizing the issuance of a rebate was approved.
4. Approve the issuance of a Letter of Intent in the amount of \$93,186 to 4709 INC. a.k.a. MIDTOWN LIVE, Austin, TX, for the installation of a solar photovoltaic system at their facility located at 7408 E. Cameron Road. (Funding is available in the Fiscal Year 2004-2005 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 was approved.

5. Approve an ordinance waiving the annual renewal fees for currently issued smoking permits; extending the expiration date of current permits terminated by the effect of the citizen's initiative election to August 31, 2005, extending the expiration date of the eight restricted permits allowed by the effect of the citizen's initiative election to August 31, 2012, and continuing restrictions.
Ordinance No. 20050609-005 was approved.
6. Authorize negotiation and execution of an outside counsel contract with ANDREWS & KURTH, L.L.P., Austin, TX, to provide legal counsel to the City regarding the City's Minority-Owned and Women-Owned Business Enterprise Program and Ordinance and purchasing issues, in the amount of \$100,000. (Funding is available in the Fiscal Year 2004-2005 Approved Operating Budget of the Economic Development Fund.)
The motion authorizing the negotiation and execution of an outside counsel contract was approved.
7. Authorize execution of a legal services agreement with WATSON BISHOP LONDON BROPHY, P.C., Austin, TX relating to negotiation of the development of the Seaholm Power Plant, grounds, and adjacent property, located on Cesar Chavez between Lamar Boulevard and Guadalupe Street west of the Green Water Treatment Plant, in an amount not to exceed \$350,000. (Funding in the amount of \$100,000 is available in the Fiscal Year 2004-2005 Approved Operating Budget of Economic Growth and Redevelopment Services Office. Funding for contract costs to be incurred in future fiscal years is contingent upon available funding in future budgets.)
The motion authorizing the execution of a legal services agreement was approved.
8. Authorize execution of a legal services agreement with WATSON BISHOP LONDON BROPHY, P.C., Austin, TX relating to negotiation of the terms of the sale of Block 21, generally located at 2nd Street, Lavaca Street, 3rd Street, and Guadalupe, in an amount not to exceed \$100,000. (Funding in the amount of \$100,000 is available in the Fiscal Year 2004-2005 Approved Operating Budget of Economic Growth and Redevelopment Services Office. Funding for contract costs to be incurred in future fiscal years is contingent upon available funding in future budgets.)
The motion authorizing the execution of a legal services agreement was approved.
9. Approve the negotiation and execution of a loan to AUSTIN REVITALIZATION AUTHORITY, Austin TX, in compliance with applicable federal requirements, including Code of Federal Regulations Title 24 Section 85.40 performance goals, under the East 11th and 12th Street Revitalization Program in an amount not to exceed \$342,000 for the reconstruction and addition of approximately 3,000 square feet of office space to the historical structure located at 1154 Lydia Street, commonly known as the Herman Shieffer House. (Funding in the amount of \$224,000 is available in the Neighborhood Housing and Community Development Department Special Revenue Fund - Section 108 loan proceeds, and \$100,000 in the Neighborhood Housing and Community Development Fiscal Year 29th Year Community Development Block Grant and East 11th and 12th Streets Revitalization Program.)
The motion authorizing the negotiation and execution of a loan was approved.
10. Approve a resolution to authorize the fee simple acquisition of a parcel of land located at 1400 East 12th Street from the Urban Renewal Agency of the City of Austin for future use by Austin Revitalization Authority, Austin TX, as a community parking lot. (Related Item 11)
Resolution No. 20050609-010 was approved.

11. Approve a resolution authorizing the negotiation and execution of a loan to AUSTIN REVITALIZATION AUTHORITY, Austin TX, in compliance with applicable federal requirements, including Code of Federal Regulations Title 24 Section 85.40 performance goals, under the East 11th and 12th Streets Urban Renewal Plan in an amount not to exceed \$75,000 and the transfer to Austin Revitalization Authority a parcel of land located at 1400 East 12th Street for development as a community parking lot. (Funding is available in Neighborhood Housing and Community Development Department Fiscal Year 29th Year CDBG.) (Transfer authorized by the Urban Renewal Board.) (Related Item 10)
Resolution No. 20050609-011 was approved.
12. Approve the negotiation and execution of a loan to WHITE BIRD MONTESSORI SCHOOL, Austin, TX, in compliance with applicable federal requirements, including Code of Federal Regulations Title 24 Section 85.40 performance goals, under the Neighborhood Commercial Management Program in an amount not to exceed \$135,000 for the acquisition of real property located at 9000 Manchaca to relocate the school from leased property. (Funding is available in the Neighborhood Housing and Community Development Department Special Revenue Fund - Section 108, Fiscal Year 2004-2005.)
The motion authorizing the negotiation and execution of a loan was approved.
13. Authorize the negotiation and execution of an amendment to the one-year service agreement with the AUSTIN HOUSING FINANCE CORPORATION in an amount not to exceed \$2,492,697 for a total amount not to exceed \$16,192,367 to increase funding to operate various City housing programs in Fiscal Year 2004-2005. (Funding in the amount of \$1,847,442 from the HOME Investment Partnerships Program, and \$645,255 in CDBG from the NHCD Grant Operating Budget for Fiscal Year 2004-2005.) (Related Items AHFC-2, AHFC-3)
The motion authorizing the negotiation and execution of an amendment to the service agreement was approved.
14. Approve an ordinance authorizing acceptance of \$26,900 in grant funds from the Junior League of Austin; and amending the Fiscal Year 2004-2005 Parks and Recreation Department Operating Budget Special Revenue Fund of Ordinance No. 040913-1, to appropriate \$26,900 for the Naturalist Workshop Project at the Austin Nature and Science Center. (Funding in the amount of \$26,900 is available from the Junior League of Austin. The grant period is June 15, 2005 through May 31, 2006. No City match is required.)
Ordinance No. 20050609-014 was approved.
15. Approve a resolution to authorize the fee simple acquisition of Lot 6, Block K, Onion Creek Forest, Section 2, Amended Plat, a subdivision in Travis County, Texas, located at 5508 Vine Hill Drive from Robert Rangel for the Onion Creek Flood Buyout Program, in the amount of \$52,000 for the land and improvements and \$22,500 owner assisted relocation benefits, plus moving related expenses not to exceed \$10,000, for a total not to exceed \$84,500. (Funding in the amount of \$84,500 is included in the Fiscal Year 2004-2005 Amended Capital Budget of the Watershed Protection and Development Review Department.)
Resolution No. 20050609-015 was approved.

16. Approve an ordinance authorizing negotiations and execution of all documents necessary to vacate a 3.153 acre portion of Sprinkle Cutoff Road and a 0.583 acre portion of prescriptive easement rights for a portion of Sprinkle Cutoff Road to PIONEER AUSTIN DEVELOPMENT LTD. (Pioneer) to improve road alignment and facilitate traffic flow, in exchange for Pioneer conveying a 4.493 acre tract to, and constructing portions of Braker Lane, Pioneer Farms Drive, and Sprinkle Cutoff Road for the City of Austin. (Recommended by the Zoning and Platting Commission and Urban Transportation Commission.)
Ordinance No. 20050609-016 was approved.
17. Authorize negotiation and execution of a five year lease with three options to extend for an additional five years each, with WIRELESS TOYZ, for the use of a City-owned 0.48 acre of land and a 2,400 square foot free-standing retail building located at 5700 North Lamar Boulevard, to operate a retail business.
The motion authorizing the negotiation and execution of a lease was approved.
18. Approve an ordinance on third reading to renew the HARLEM CAB COMPANY d.b.a. AUSTIN CAB taxicab franchise. (Revenue source - taxicab permit fee of \$400 per year per permit. Expected annual revenue \$55,600.) (Recommended by the Urban Transportation Commission.)
Ordinance No. 20050609-018 was approved.
19. Approve an ordinance on third reading to renew the GREATER AUSTIN TRANSPORTATION COMPANY d.b.a. YELLOW CAB COMPANY taxicab franchise. (Revenue source - taxicab permit fee of \$400 per year per permit. Expected annual revenue \$121,600.) (Recommended by the Urban Transportation Commission.)
Ordinance No. 20050609-019 was approved.
20. Authorize execution of a construction contract with DIBCO UNDERGROUND, INC., Bolton, Ontario, Canada, for the Barton Creek Lift Station Relief Tunnel, Sections 1 and 2, as part of the Austin Clean Water Program in the amount of \$9,199,516.20 plus a \$460,000 contingency, for a total contract amount not to exceed \$9,659,516.20. (Funding in the amount of \$9,659,516.20 is included in the Fiscal Year 2004-2005 Capital Budget of the Austin Water Utility.) Lowest of three bids received. 15.18% MBE and 6.72% WBE subcontractor participation. (Recommended by the Water and Wastewater Commission.)
The motion authorizing the execution of a construction contract was approved.
21. Authorize execution of a construction contract with RGM CONSTRUCTORS, L.P., Pflugerville, TX, for Circle S Road Culvert Replacement (Rebid) in an amount not to exceed \$820,852.50. (Funding in the amount of \$527,824.50 is available in the Fiscal Year 2004-2005 Amended Capital Budget of the Public Works Department. Funding in the amount of \$293,028 is included in the Fiscal Year 2004-2005 Capital Budget of the Austin Water Utility.) Lowest responsive of six bids received. 5.38% MBE and 11.13% WBE subcontractor participation to date. (Recommended by the Water and Wastewater Commission.)
The motion authorizing the execution of a construction contract was approved.
22. Authorize execution of a construction contract with GUERRERO-MCDONALD & ASSOCIATES, INC., (MBE/FH 44.72%), Austin, TX for the City Hall Modifications project in an amount not to exceed \$216,901. (Funding in the amount of \$216,901 is available in the Fiscal Year 2004-2005 Approved Capital Budget of the Financial and Administrative Service Department.) Lower bid of two received. 0.00 % MBE and 0.04% WBE subcontractor participation.
The motion authorizing the execution of a construction contract was approved.

23. Ratify a construction contract with AUSTIN FILTER SYSTEMS, INC., Austin, TX, for the Tannhill Branch at Manor Circle Emergency Contract in an amount of \$403,317.50. (Funding is available in the Fiscal Year 2004-2005 Approved Capital Budget of the Watershed Protection and Development Review Department.) Lowest bid of four received. This contract will be awarded in compliance with Chapter 2-9 of the City Code (Minority-Owned and Woman-Owned Business Enterprise Procurement Program). No subcontractor opportunities were identified; therefore no goals were established for this solicitation.
The motion authorizing the construction contract was approved.
24. Authorize negotiation and execution of a 12-month service agreement with JER/BRE AUSTIN TECH L.P., Austin, TX, for maintenance and technical services support at the Domain Plant in an amount not to exceed \$146,664.96, with three 12-month extension options in an amount not to exceed \$146,664.96 per extension option, for a total agreement amount not to exceed \$586,659.84. (Funding in the amount of \$36,666.24 is available in the Fiscal Year 2005-2006 Amended Operating Budget of Austin Energy. Funding for the remaining nine months of the original contract period and extension options is contingent upon available funding in future budgets.) Best evaluated proposal of two proposals received. This contract will be awarded in compliance with Chapter 2-9 of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
The motion authorizing the negotiation and execution of a service agreement was approved.
25. Authorize execution of a 12-month supply agreement with POWER SUPPLY, INC., Austin, TX, for streetlight poles in an amount not to exceed \$52,662, with three 12-month extension options in an amount not to exceed \$52,662 per extension option, for a total agreement amount not to exceed \$210,648; and a 12-month supply agreement with TECHLINE, INC., Austin, TX, in an amount not to exceed \$535,925 with three 12-month extension options in an amount not to exceed \$535,925 per extension option, for a total agreement amount not to exceed \$2,143,700. (Funding in the amount \$588,587 is available in Fiscal Year 2004-2005 Approved Capital Budget of Austin Energy. Funding for the extension options is contingent upon available funding in future budgets.) Lowest bids meeting specifications of four bids received. This contract will be awarded in compliance with Chapter 2-9 of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
The motion authorizing the execution of a supply agreement was approved.
26. Approve a revision to the authorization for each existing master gas supply agreements to supply natural gas to Austin Energy's power plants by increasing the aggregate amount by \$92 million per fiscal year, for a revised amount not to exceed \$245 million per fiscal year. (Funding will be available through Austin Energy's electric fuel charge revenue.) These contracts were awarded in compliance with Chapter 2-9 of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No Subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
The motion authorizing a revision to the authorization for existing master gas supply agreements was approved.

27. Authorize execution of a contract with MECHANICAL & PROCESS SYSTEMS, LLC, Austin, TX, (MBE/MA-100%), for Phase III chiller activation at the District Cooling Plant No. 1 in an amount not to exceed \$209,656. (Funding is available in the Fiscal Year 2004-2005 Approved Capital Budget of Austin Energy.) Lowest bid of three bids received. This contract will be awarded in compliance with Chapter 2-9 of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

The motion authorizing the execution of a contract was approved.

28. Authorize execution of a 12-month supply agreement with WESTCOAST ROTOR INC., Gardena, CA, for repair parts for Robbins & Myers Progressive Cavity Pumps for the Austin Water Utility in an amount not to exceed \$50,000, with two 12-month options in an amount of \$50,000 per extension option, for a total contract amount not to exceed \$150,000. (Funding in the amount of \$12,500 is available in the Fiscal Year 2004-2005 Approved Operating Budget of the Austin Water Utility. Funding for the remaining nine 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 2-9 of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

This item was postponed to June 23, 2005.

29. Authorize execution of a 12-month supply agreement with CASCO INDUSTRIES, INC., Pasadena, TX, for the purchase of protective outerwear for Emergency Medical Services personnel in an amount not to exceed \$154,840, with three 12-month extension options in an amount not to exceed \$154,840 per extension option, for a total agreement amount not to exceed \$619,360. (Funding in the amount of \$51,613 is available in Fiscal Year 2004-2005 Approved Operating Budget of the Emergency Medical Services Department. Funding for the remaining eight 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 2-9 of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

The motion authorizing the execution of a supply agreement was approved.

Item 30 was pulled for discussion.

31. Authorize execution of a contract with PHILIPS MEDICAL SYSTEMS, Seattle, WA, for automated external defibrillators and accessories for the Austin Police Department in an amount not to exceed \$85,694.25. (Funding is available in the Fiscal Year 2004-2005 Approved Police Federal Seized Fund Budget of the Austin Police Department.) Sole Source. This contract will be awarded in compliance with Chapter 2-9 of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this purchase.

The motion authorizing the execution of a contract was approved.

32. Authorize execution of a 12-month service agreement with PHILIP RECLAMATION SERVICES, Houston, TX, for packaging, transportation, and disposal of household hazardous waste collected at the Household Hazardous Waste Collection Facility, in an amount not to exceed \$325,900.75, with three 12-month extension options in an amount not to exceed \$325,900.75 per extension option, for a total contract amount not to exceed \$1,303,603. (Funding in the amount of \$108,634 is available in the Fiscal Year 2004-2005 Approved Operating Budget of the Solid Waste Services Department. Funding for the remaining eight months of the original contract period and extension options is contingent upon available funding in future budgets.) Lowest bid of two bids received. This contract will be awarded in compliance with Chapter 2-9 of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. (Recommended by Solid Waste Advisory Commission)
The motion authorizing the execution of a service agreement was approved.
33. Authorize a 12-month supply agreement with the STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES, Austin, TX, for computer software products, maintenance and training in an amount not to exceed \$7,417,698. (Funding in the amount of \$6,413,198 is available in Fiscal Year 2004-2005 Approved Operating Budgets of various departments. Funding in the amount of \$204,500 is available in the Fiscal Year 2004-2005 Approved Special Revenue Budgets of various departments. Funding in the amount of \$50,000 is available in the Fiscal Year 2004-2005 Approved Capital Budget of Watershed Protection Department. Funding in the amount of \$750,000 is available in the Fiscal Year 2004-2005 Approved Capital Budget of Austin Energy.) Cooperative Purchasing.
The motion authorizing a supply agreement was approved.
34. Authorize execution of a 12-month supply agreement with SUN COAST RESOURCES, INC., Houston, TX, for automotive gasoline and diesel fuel in an amount not to exceed \$7,977,702, with four 12-month extension options in amounts not to exceed \$8,217,033 for the first extension option, \$8,463,544 for the second extension option, \$8,717,450 for the third extension option, and \$8,978,974 for the fourth extension option, for a total agreement amount not to exceed \$42,354,703. (Funding in the amount of \$2,659,234 is available in the Fiscal Year 2004-2005 Approved Operating Budgets of various City departments. Funding for the remaining eight months of the original contract period and extension options is contingent upon available funding in future budgets.) One bid received. This contract will be awarded in compliance with Chapter 2-9 of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
The motion authorizing the execution of a supply agreement was approved.
35. Authorize execution of an interlocal agreement with WILLIAMSON COUNTY, TX to establish a cooperative purchasing agreement that will authorize Williamson County to purchase traffic safety vests from the City's supply contract number C040282. Cooperative Purchasing.
The motion authorizing the execution of an interlocal agreement was approved.
36. Board and Commission appointments.
The following appointments were made:

Board/
Appointee

Consensus/
Council Nominee

Appointment/
Reappointment

Animal Advisory Commission

- | | | |
|---|-----------------------|---------------|
| Tracey Whitley | Mayor Pro Tem Goodman | Appointment |
| <u>Asian American Resource Center Advisory Board</u> | | |
| Shih-Jen Liao | Consensus | Appointment |
| <u>Downtown Austin Community Court Advisory Committee</u> | | |
| Dennis Barkway | Consensus | Reappointment |
| Mandy Dealey | Consensus | Reappointment |
| Chip McCormick | Consensus | Reappointment |
| Lori Renteria | Consensus | Reappointment |
| <u>Renaissance Market Commission</u> | | |
| Michael Kleinman | Consensus | Reappointment |
| Roland Dirk De Noie | Consensus | Appointment |
37. Approve a resolution accepting the Economic Growth and Redevelopment Service Office's Cultural Arts Division's Mission Statement and Guidelines for the Music Program at the Austin City Hall. (Council Member Raul Alvarez, Mayor Will Wynn and Mayor Pro Tem Jackie Goodman)
Resolution No. 20050609-037 was approved.
- Item 38 was pulled for discussion.**
39. Approve a resolution directing the City Manager to explore and implement a program by which employees may, within reasonable limits, be granted administrative leave time for the purpose of donating blood, bone marrow or organs for medical purposes. (Council Member Betty Dunkerley, Mayor Pro Tem Jackie Goodman and Council Member Raul Alvarez)
Resolution No. 20050609-039 was approved.
40. Approve an ordinance amending Chapter 2-1 of the City Code to add a new Article creating the African American Resource Advisory Commission. (Council Member Danny Thomas and Council Member Brewster McCracken)
This item was withdrawn.
41. Approve a resolution directing the City Manager to initiate the amendment of Chapter 25-8, Subchapter B, Article 1, Divisions 1 and 2 of the City Code (tree preservation) to incorporate the recommendations of the Heat Island Mitigation Working Group. (Mayor Pro Tem Jackie Goodman, Council Member Raul Alvarez and Council Member Brewster McCracken)
Resolution No. 20050609-041 was approved.
42. Approve a resolution directing the City Manager to review how other jurisdictions regulate large scale retail development. (Mayor Pro Tem Jackie Goodman, Mayor Will Wynn and Council Member Betty Dunkerley)
Resolution No. 20050609-042 was approved.

Item 43 was pulled for discussion.

Items 44 and 45 were pulled for a 5:15 p.m. presentation.

46. Approve an ordinance waiving the signature requirement under Chapter 14-8 of the City Code for the Silicon Labs Marathon Relay to be held on July 4, 2005. (Mayor Will Wynn, Council Member Brewster McCracken and Council Member Danny Thomas)
Ordinance No. 20050609-046 was approved.
47. Approve a resolution authorizing the City Manager to review options to include the office and hanger complex currently under lease to the Texas Military Facilities Commission at 1901 East 51st Street, in the lease premises for the Film Society of Austin, Inc. during lease negotiations. (Mayor Will Wynn, Mayor Pro Tem Jackie Goodman and Council Member Brewster McCracken)
Resolution No. 20050609-047 was approved.
48. Set a public hearing on proposed amendment to Chapter 5-1 of the City Code relating to accessibility for the mobility impaired in housing constructed with public funds. (Suggested date and time: June 23, 2005 at 6:00 p.m., City Hall Council Chambers, 301 West 2nd St.) (Recommended by Mayor's Committee for People with Disabilities and the Community Development Commission.)
The public hearing was set for June 23, 2005 at 6:00 p.m., City Hall Council Chambers, 301 West 2nd St.

Items 49 through 52 were Executive Session items.

Item 53 was action on Executive Session item.

Item 54 was a briefing set for a time certain of 2:00 p.m.

Items AHFC-1 through AHFC-3 were set for a time certain of 3:00 a.m.

Items 55 through 67 and Z-1 through Z-13 were zoning items set for 4:00 p.m.

Item 68 was a public hearing set for 6:00 p.m.

DISCUSSION ITEMS

30. Authorize negotiation and execution of a 12-month service agreement with CENTRAL PARKING SYSTEM, Austin, TX, for the management and operation of the IH-35 parking lots for the Building Services Division of the Finance and Administrative Services Department in an amount not to exceed \$72,280, with two 12-month extension options in an amount not to exceed \$72,280 per extension option, for a total agreement amount not to exceed \$216,840. (Funding in the amount of \$24,093 is available in the Fiscal Year 2004-2005 Approved IH-35 Fund of the Finance and Administrative Services Department, Building Services Division. Funding for the remaining eight months of the original contract period and extension options is contingent upon available funding in future budgets.) Best evaluated proposal of five proposals received. This contract will be awarded in compliance with Chapter 2-9 of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
This item was postponed to June 23, 2005 on Council Member Alvarez' motion, Mayor Wynn's second on a 7-0 vote.

38. Approve a resolution directing the City Manager to initiate a Code amendment waiving application fees for a zoning variance from the Board of Adjustment if at least eighty percent of the property owners located within 300 feet of the property for which a variance is requested do not oppose approval of the variance. (Mayor Pro Tem Jackie Goodman and Council Member Brewster McCracken)

Resolution No. 20050609-038 was approved on Mayor Pro Tem Goodman's motion, Council Member McCracken's second on a 7-0 vote.

43. Approve a resolution directing the City Manager to allocate money budgeted for the planned Land Development Code rewrite to be used to fund contract employees, including planning staff to work on code amendments. (Mayor Pro Tem Jackie Goodman)

The motion from Mayor Pro Tem Goodman to approve a resolution directing the City Manager to allocate the money budgeted for the planned Land Development Code rewrite be used to fund contract employees, including planning staff, to work on code amendments, failed due to lack of a second.

The City Manager was directed by Mayor Wynn to develop a scope of work to achieve issues raised during the Council discussion. The plan should address how the work could be accomplished in the FY2006 budget. Council Member McCracken requested an analysis of which bidder, of those who responded to the Request for Qualifications, has the most expertise to do a code rewrite. Council Member Alvarez directed the City Manager to prepare a Request for Qualifications to address changes in the Land Development Code to incorporate the neighborhood plans and not move forward with the code rewrite until there is a demonstration that these issues will be codified during the rewrite of the code.

CITIZEN COMMUNICATIONS: GENERAL

James Humphrey - South Austin Tennis Center

Tim Staley - Expansion of South Austin Tennis Center

Johnette Mason - Mayor's Mental Health Task Force. **She was not present when her name was called.**

Anthony Tatu - Expansion of South Austin Tennis Center

Sarah Pernell - South Austin Tennis Center

Kathryn Kawazoe - Efficiency & Effectiveness

Gavino Fernandez, Jr. - East Austin Mexican-American Vote for Austin City Council Run-Off Election June 11, 2005. I agree with 93% of Registered Voters in 6 Mexican-American Precincts who did not vote in the May 7, 2005 Election. Neither Margo Clarke nor Jennifer Kim are speaking of East Austin Issues

Pat Johnson - Wait and See

Mayor Wynn recessed the Council Meeting to go into Executive Session at 12:38 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.

Private Consultation with Attorney - Section 551.071

49. Discuss legal issues concerning proposed legislation in the 79th Legislative Session.
50. Discuss legal issues related to Collective Bargaining with the Austin Association of Professional Fire Fighters.
51. Discuss the legal issues in *City of Austin v. Ryan-O Excavating, Inc.*, Cause No. 03-05-00108CV in the Third Court of Appeals, Austin, Texas. (concerns the Barton Springs Road utility construction project) (Related Item 53)
This item was withdrawn.

Public Power Utility Competitive Matters - Section 551.086

52. Discuss issues regarding electric generation resource planning.

Action on Executive Session

53. Approve a settlement agreement in *City of Austin v. Ryan-O Excavating, Inc.*, Cause No. 03-05-00108CV in the Third Court of Appeals, Austin, Texas. (concerns the Barton Springs Road utility construction project)(Related Item 51)
This item was withdrawn.

Executive Session ended and Council Member Slusher called the Council Meeting back to order at 2:46 p.m.

BRIEFINGS

54. Presentation by Naismith Engineering on the Regional Water Quality Protection Plan for the Barton Springs Segment of the Edwards Aquifer and its Contributing Zone.
The presentation was made by Terry Tull; Grant A. Jackson; and Nancy McClintock, Watershed Protection & Development Review.

BOARD OF DIRECTORS MEETING OF AUSTIN HOUSING FINANCE CORPORATION.

Mayor Wynn recessed the Council Meeting at 3:38 p.m. to go into the Board of Director's Meeting of the Austin Housing Finance. See separate minutes.

AHFC adjourned and the regular Council meeting was called back to order at 3:47 p.m.

Mayor Wynn recessed the Council Meeting at 3:48 p.m.

Mayor Wynn called the Council Meeting back to order at 4:29 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 Thomas' motion, Mayor Wynn's second on a 6-0 vote. Council Member McCracken was off the dais.

55. C14H-04-0029 – King-von Rosenberg House. Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1500 Lorrain Street from multi-family residence (medium density) (MF-3) district zoning to multi-family residence (medium density) – historic (MF-3-H) combining district zoning. First reading on May 12, 2005. Vote 7-0. Applicants: Sharon A. Dunn and Robert A. Prentice (owners). City Staff: Steve Sadowsky, Neighborhood Planning and Zoning Department, 974-6454.
Ordinance No. 20050609-055 for multi-family residence (medium density) – historic (MF-3-H-NP) combining district zoning was approved.
56. C14-05-0035 - Burns - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3101-3105 West Howard Lane (Walnut Creek Watershed) from general office (GO) district zoning to community commercial-conditional overlay (GR-CO) combining district zoning. First reading on May 19, 2005. Vote: 6-0, Council Member Thomas off the dais. Applicant: Dot's Tot's (Jerald Jackson Burns). Agent: Gregory L. Smith. City Staff: Sherri Sirwaitis, 974-3057.
Ordinance No. 20050609-056 for community commercial-conditional overlay (GR-CO) combining district zoning was approved.
57. C14-05-0037.SH - Hearthside (S.M.A.R.T. Housing) - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 7101 North I.H. 35 from limited industrial services (LI) district zoning and general commercial services (CS) district zoning to general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning. Conditions met as follows: Conditional Overlay incorporates the conditions imposed at first ordinance reading. First reading on May 12, 2005. Vote 7-0. Applicant: Austin CSAI, L.P. (Todd Dobson). Agent: Foundation Communities (Walter Moreau). City Staff: Robert Heil, 974-2330.
Ordinance No. 20050609-057 for general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning was approved.
58. C14-05-0021 - 5808 Manor - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 5808 Manor Road (Fort Creek Watershed) from neighborhood commercial (LR) district zoning to community commercial-conditional overlay (GR-CO) combining district zoning with conditions. Conditions met as follows: Conditional overlay incorporates the conditions imposed by Council at first ordinance reading. First reading on April 28, 2005. Vote 5-0. Mayor Wynn and Council Member McCracken off the dais. Applicant and Agent: Maria Sosa. City Staff: Robert Heil, 974-2330.
Ordinance No. 20050609-058 for community commercial-conditional overlay (GR-CO) combining district zoning with conditions was approved.

59. C14-05-0058 - 903 South Center Street - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 903 South Center Street (West Bouldin Creek Watershed) from mobile home residence (MH) district zoning to family residence (SF-3) district zoning. Conditions met as follows: No conditions were imposed by Council at first ordinance reading. First reading on May 12, 2005. Vote: 7-0. Applicant and Agent: Ronald Dean. City Staff: Robert Heil, 974-2330.
Ordinance No. 20050609-059 for family residence (SF-3) district zoning was approved.
60. C14-05-0059 - 907 South Center Street - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 907 South Center Street (West Bouldin Creek Watershed) from mobile home residence (MH) district zoning to family residence (SF-3) district zoning. Conditions met as follows: No conditions were imposed by Council at first ordinance reading. First Reading on May 12, 2005. Vote 7-0. Applicant and Agent: Ronald Dean. City Staff: Robert Heil, 974-2330.
Ordinance No. 20050609-060 for family residence (SF-3) district zoning was approved.
61. C14-05-0024 - Cardinal Lane - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as the southeast corner of Cardinal Lane and South 2nd Street (East Bouldin Watershed) from family residence (SF-3) district zoning to townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning. Conditional overlay incorporates the conditions imposed by Council at first ordinance reading. First reading on May 19, 2005. Vote: 6-0. Thomas off the dais. Applicant: T.E. Kolenda. Agent: Bill Faust. City Staff: Robert Heil, 974-2330.
Ordinance No. 20050609-061 for townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning was approved.
62. C14-05-0009 - Brazos - Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 11410 Manchaca Road (Slaughter Creek Watershed) from interim - rural residence (I-RR) district zoning to community commercial-conditional overlay (GR-CO) combining district zoning, with conditions. The conditional overlay and restrictive covenant incorporates the conditions imposed or accepted at second ordinance reading. Second Reading on May 12, 2005. Vote: 7-0. Applicant: Ray Pickard, Jr.; Wayne Edward Pickard; Rene Leon Pickard. Agent: Crocker Consultants (Sarah Crocker). City Staff: Wendy Walsh, 974-7719.
This item was postponed to June 23, 2005 at the applicant's request.
63. C14-04-0173 - Neches - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 901-903 Neches Street and 900 Red River Street (Waller Creek Watershed) from multi-family residence moderate-high density (MF-4) district zoning and commercial-liquor sales (CS-1) district zoning to central business district-conditional overlay (CBD-CO) combining district zoning. Conditions met as follows: Conditional overlay incorporates the conditions imposed by City Council at first ordinance reading. First reading on May 19, 2005. Vote: 5-1. Mayor Pro Tem Goodman nay and Council Member Thomas off the dais. Applicant: Jimmy Nassour, Raymond Francis, Steven Soward and Assoc. (Steven Soward). Agent: Steven Soward and Assoc. (Steven Soward). City Staff: Glenn Rhoades, 974-2775.
Ordinance No. 20050609-063 for central business district-conditional overlay (CBD-CO) combining district zoning was approved.

64. C14-04-0185 - Neches Park Towers - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 501 East 10th Street (Waller Creek Watershed) from general commercial services (CS) district zoning to central business district-conditional overlay (CBD-CO) combining district zoning. First Reading on May 19, 2005. Vote: 5-1. Mayor Pro-Tem Goodman nay and Council Member Thomas off the dais. Applicant: Texas Elementary Principals and Supervisors. Agent: Steven Soward and Assoc. (Steven Soward). City Staff: Glenn Rhoades, 974-2775.
Ordinance No. 20050609-064 for central business district-conditional overlay (CBD-CO) combining district zoning was approved.
65. NPA-04-0009.02 - Central East Austin - Approve second/third readings of an ordinance to amend the Central East Austin Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, to change the Future Land Use Map from single-family residential land use designation to a mixed-use office land use designation for 901 E. 15th Street. First Reading: April 7, 2005. Vote 6-1. Council Member Slusher - Nay. Applicant: Dr. Fernando Loya. Agent: Lopez-Phelps and Associates (Amelia Lopez-Phelps). City Staff: Adam Smith, 974-7685. (Related Item 66)
The second reading of the ordinance for mixed-use office land use designation was approved. Mayor Pro Tem Goodman and Council Member Slusher voted nay.
66. C14-05-0091 - Family Dental Practice - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 901 East 15th Street (Waller Creek 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 with conditions. First reading on June 9, 2005. Vote 6-1. Slusher nay. Applicant: Fernando H. Loya. Agent: Lopez-Phelps & Associates (Amelia Lopez-Phelps). City Staff: Sherry Sirwaitis, 974-3057. (Related Item 65)
The second reading of the ordinance for limited office-mixed use-conditional overlay-neighborhood plan (LO-MU-CO-NP) combining district zoning with conditions was approved. Mayor Pro Tem Goodman and Council Member Slusher voted nay.
67. C14-04-0012.003 - Brentwood/Highland Combined Neighborhood Plan rezoning (Part) - Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 6208 Burns Street (Waller Creek Watershed) from multi-family residence medium density-neighborhood plan (MF-3-NP) combining district zoning to community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning with conditions. First reading on November 4, 2004. Vote: 7-0. Second reading on May 26, 2005. Vote: 7-0. Conditions met as follows: Conditional overlay and restrictive covenant incorporates the conditions imposed or accepted at first ordinance reading. Applicant: City of Austin. Agent: Neighborhood Planning & Zoning Department. City Staff: Greg Guernsey, 974-2387. Note: A valid petition has been filed in opposition to this rezoning request.
This item was postponed to June 23, 2005 at staff's request.

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 Dunkerley's motion, Council Member Thomas' second on a 6-0 vote. Council Member McCracken was off the dais.

- Z-1 C14-05-0051 - Tomanet Estates #1 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 12502-12604 Tomanet Trail (Walnut Creek Watershed) from interim-rural residence (I-RR) district zoning to single family residence - large lot (SF-1) district zoning. Zoning and Platting Commission Recommendation: To grant single-family residence - large lot (SF-1) district zoning. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. City Staff: Sherri Sirwaitis, 974-3057.
Ordinance No. 20050609-Z001 for single-family residence - large lot (SF-1) district zoning was approved.
- Z-2 C14-05-0052 - Tomanet Estates #2 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 12505-12605 Tomanet Trail, and 12502-12610 Silver Spur (Walnut Creek Watershed) from interim-rural-residence (I-RR) district zoning to single-family residence - large lot (SF-1) district zoning. Zoning and Platting Commission Recommendation: To grant single-family residence - large lot (SF-1) district zoning. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. City Staff: Sherry Sirwaitis, 974-3057.
Ordinance No. 20050609-Z002 for single-family residence - large lot (SF-1) district zoning was approved.
- Z-3 C14-05-0053 - Tomanet Estates #3 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 12503-12609 Silver Spur (Walnut Creek Watershed) from interim rural-residence to single-family residence - large lot (SF-1) district zoning. Zoning and Platting Commission Recommendation: To grant single-family residence - large lot (SF-1) district zoning. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. City Staff: Sherri Sirwaitis, 974-3057.
Ordinance No. 20050609-Z003 for single-family residence - large lot (SF-1) district zoning was approved.
- Z-4 C14-05-0054 - Tomanet Estates #4 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 2206-2310 Cindy Lane (Walnut Creek Watershed) from interim rural-residence (I-RR) district zoning to single-family residence - large lot (SF-1) district zoning. Zoning and Platting Commission Recommendation: To grant single-family residence - large lot (SF-1) district zoning. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. City Staff: Sherri Sirwaitis, 974-3057.
Ordinance No. 20050609-Z004 for single-family residence - large lot (SF-1) district zoning was approved.
- Z-5 C14-05-0055 - Tomanet Estates #5 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 12700-12702 Tomanet Trail (Walnut Creek Watershed) from interim-rural residence (I-RR) district zoning to single-family residence - large lot (SF-1) district zoning. Zoning and Platting Commission Recommendation: To grant single-family residence - large lot (SF-1) district zoning. Applicant: City of Austin. Agent: Neighborhood Planning and Zoning Department. City Staff: Sherri Sirwaitis, 974-3057.
Ordinance No. 20050609-Z005 for single-family residence - large lot (SF-1) district zoning was approved.

- Z-7 C14-04-0161 - Zennia Street - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 5117 North Lamar Blvd. and 703 Zennia Street (Waller Creek Watershed) from limited office-neighborhood plan (LO-NP) combining district zoning and general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning to general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To grant general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Applicant: Ely Properties (E. Mitch Ely). Agent: McHone Real Estate (Mike Mchone). City Staff: Glenn Rhoades, 974-2775.
Ordinance No. 20050609-Z007 for general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning was approved.
- Z-9 C814-01-0038.02 - Parmer/Walnut Creek PUD Amendment #2 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1200-1210 West Parmer Lane (Walnut Creek Watershed) from community commercial (GR) district zoning and planned unit development (PUD) district zoning to planned unit development (PUD) district zoning. Zoning and Platting Commission Recommendation: To grant planned unit development (PUD) district zoning with conditions. Applicant: Edgar and Linda Perry, Exxon Corporation (Sandra L. Heysinger). Agent: McLean & Howard, L.L.P. (William P. McLean). City Staff: Sherri Sirwaitis, 974-3057.
This item was postponed to June 23, 2005 at staff's request.
- Z-10 C14H-04-0031 - Ikins-O'Connell-Messer House. Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2608 McCallum Drive from family residence (SF-3) district zoning to 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 deny family - residence - historic (SF-3-H) combining district zoning. Applicant: Historic Landmark Commission. City Staff: Steve Sadowsky, Historic Preservation Office, Neighborhood Planning and Zoning Department, 974-6454.
This item was postponed to June 23, 2005 at staff's request.
- Z-11 C14H-05-0006 - Thompson-Carter House. Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1815 Waterston Avenue from family residence, neighborhood plan (SF-3-NP) combining district zoning to family residence, neighborhood plan - historic (SF-3-H-NP) combining district zoning. Historic Landmark Commission Recommendation: To grant family residence, neighborhood plan - historic (SF-3-H-NP) combining district zoning. Planning Commission Recommendation: Forward without a recommendation due to lack of a quorum vote. Applicant: Historic Landmark Commission. City Staff: Steve Sadowsky, Historic Preservation Office, Neighborhood Planning and Zoning Department, 974-6454.
This item was postponed to June 23, 2005 at staff's request.

- Z-12 C814-88-0001.08 - Gables at Westlake - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3100-3320 North Capital of Texas Highway (Lake Austin Watershed) from planned unit development (PUD) district zoning to planned unit development (PUD) district zoning to change a condition of zoning. Zoning and Platting Commission Recommendation: To grant planned unit development (PUD) district zoning with conditions. Applicant: Protestant Episcopal School Council (Brad Powell). Agent: Drenner Stuart Metcalfe von Kreisler (Steve Drenner). City Staff: Glenn Rhoades, 974-2775. (Related Item Z-13)

This item was postponed to June 23, 2005 at staff's request.

- Z-13 C814-88-0001(RCA) - Gables at Westlake - Conduct a public hearing and approve a restrictive covenant amendment for the property locally known as 3100-3320 Capital of Texas Highway (Lake Austin Watershed). Zoning and Platting Commission Recommendation: To approve the restrictive covenant amendment. Applicant: Protestant Episcopal School Council (Brad Powell). Agent: Drenner Stuart Metcalfe von Kreisler (Steve Drenner). City Staff: Glenn Rhoades, 974-2775. (Related Item Z-12)

This item was postponed to June 23, 2005 at staff's request.

ZONING DISCUSSION ITEMS

- Z-6 C14-05-0067 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin city Code by rezoning property locally known as 10 North IH-35 Service Road South Bound (Tracts 1 and 2) from downtown mixed use-conditional overlay (DMU-CO) combining district zoning to central business district (CBD) zoning. Zoning and Platting Commission Recommendation: To grant central business district – conditional overlay (CBD-CO) combining district zoning subject to conditions Applicant and Property Owner: Calhoon Properties (Thomas Calhoon). City Staff: Jorge Rousselin, 974-2975.

The public hearing was closed and Ordinance. No. 20050609-Z006 was approved with the following amendments on Council Member Alvarez' motion, Council Member Dunkerley's second on a 5-0 vote. Council Member McCracken was absent and Council Member Slusher abstained. The amendments were: Part 1 should read, "The zoning map established by Section 25-2-191 of the City Code is amended to change the base district from downtown mixed use-conditional overlay (DMU-CO) combining district to central business district (CBD) district on property described in Zoning Case No. C14-05-0067, on file at the Neighborhood Planning and Zoning Department, as follows: . . ."

Part 2, was amended to read, "The Property may be developed and used in accordance with the regulations established for the central business district (CBD) base district and other application requirements of the City Code."

- Z-8 C14-04-0198 - 801 West Oltorf - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 801 West Oltorf (East Bouldin Creek Watershed) from family residence (SF-3) district zoning to neighborhood office-mixed use (NO-MU) combining district zoning. Zoning and Platting Commission: To deny neighborhood office-mixed use (NO-MU) combining district zoning. Applicant: Lopez & Urrutia, L.L.P. Agent: Land Answers (Jim Witliff). City Staff: Robert Heil, 974-2330.

The public hearing was closed and the first reading of the ordinance was approved on Council Member Alvarez' motion, Council Member Slusher's second on a 5-1 vote. Mayor Pro Tem Goodman voted nay. Council Member McCracken was off the dais.

44. Approve a resolution directing the City Manager to begin the process of placing a plaque on 6th Street to commemorate Antone's 30th Anniversary. (Council Member Daryl Slusher, Council Member Danny Thomas and Council Member Betty Dunkerley)
Resolution No. 20050609-044 was approved on Council Member Slusher's motion, Council Member Thomas' second on a 6-0 vote. Council Member McCracken was off the dais.
45. Approve a resolution directing the City Manager to begin the process of placing a plaque denoting the original site of the Armadillo World Headquarters (Council Member Daryl Slusher, Council Member Danny Thomas and Council Member Betty Dunkerley)
Resolution No. 20050609-045 was approved on Council Member Slusher's motion, Mayor Pro Tem Goodman's second on a 6-0 vote. Council Member McCracken was off the dais.

Mayor Wynn recessed the Council Meeting at 5:47 p.m.

LIVE MUSIC

Charles Yang

PROCLAMATIONS

Distinguished Service Awards - Mayor Pro Tem Goodman's and Council Member Slusher's Staff members - to be presented by Mayor Pro Tem Goodman and Council Member Slusher

Mayor Wynn called the Council Meeting back to order at 8:20 p.m.

PUBLIC HEARINGS AND POSSIBLE ACTION

68. Conduct a public hearing and consider an appeal by Mike McHone under Section 25-11-247 of the City Code of the denial of a Certificate of Appropriateness by the Historic Landmark Commission under Section 25-11-243 of the City Code for the Maverick Miller House, located at 910 Poplar Street. (Certificate of Appropriateness denied by Historic Landmark Commission.)
This item was postponed to June 23, 2005 on Council Member Thomas, Council Member Dunkerley's second on a 6-0 vote. Council Member McCracken was off the dais.

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