

# AGENDA



**Thursday, February 15, 2007**

The Austin City Council will convene at 10:00 AM on  
Thursday, February 15, 2007 at Austin City Hall  
301 W. Second Street, Austin, TX

AUSTIN CITY CLERK  
POSTING DATE/TIME

2007 FEB 9 PM 4:02



Mayor Will Wynn  
Mayor Pro Tem Betty Dunkerley  
Council Member Lee Leffingwell, Place 1  
Council Member Mike Martinez, Place 2  
Council Member Jennifer Kim, Place 3  
Council Member Brewster McCracken, Place 5  
Council Member Sheryl Cole, Place 6

For meeting information, contact City Clerk, 974-2210

*The City Council will go into a closed session under Chapter 551 of the Texas Government Code to receive advice from legal counsel, to discuss matters of land acquisition, to discuss personnel matters, to discuss or take action on a "competitive matter" of Austin Energy as provided for under Section 551 086, or for other reasons permitted by law as specifically listed on this agenda. If necessary, the City Council may go into a closed session as permitted by law regarding any item on this agenda*

## **Reading and Action on Consent Agenda**

### **Action on the Following:**

#### **Ordinances / Resolutions / Motions -**

**All of the following items may be acted upon by one motion. No separate discussion or action on any of the items is necessary unless desired by a Council Member.**

## **9 55 AM -- Invocation**

APD Chaplain David Culp

## **10 00 AM -- City Council Convenes**

**Announcements of proposed items for upcoming council meeting (No discussion on these items )**

### **Approval of Minutes**

- 1 Approval of the minutes of the Austin City Council from the regularly scheduled meeting of February 1, 2007

### **Economic Growth & Redevelopment Services**

- 2 Authorize execution of a 12-month Economic Development Agreement with ATI-WIRELESS, a division of the Austin Technology Incubator, a project of the University of Texas, Austin, TX, in an amount not to exceed \$200,000, to provide strategic business consulting services to Austin high technology startups to foster economic development and job creation. Funding is available in the Fiscal Year 2006-2007 Operating Budget of the Financial Services Office.
- 3 Approve an ordinance creating the Retail Retention and Enhancement Program for Congress Avenue and East 6th Street as an economic development program of the City, and approving program guidelines. The eligible program area is bounded by 11th Street on the north, Town Lake on the south, and the alleys directly east and west of Congress Avenue, and the area of East 6th Street bounded by Congress Avenue on the west, the southbound frontage road of I-35 on the east, and the alleys directly north and south of East 6th Street.

## **Fire**

- 4 Adopt an ordinance to establish classifications and positions in the classified service of the Austin Fire Department eliminating positions, creating positions, repealing and repeal Ordinance No 20060911-005, and declaring an emergency Funding in the amount of \$54,937 is available in the Fiscal Year 2006-2007 Operating Budget of the Austin Fire Department A fiscal note is not required

## **Law**

- 5 Approve an amendment to the outside counsel contract with Scott, Douglass & McConnico, LLP, Austin, TX, for legal counsel concerning development at Northcross Mall, in an amount of \$175,000, for a total contract amount of \$224,000 Funding in the amount of \$175,000 is available in the Liability Reserve Fund

## **Neighborhood Housing and Community Development**

- 6 Authorize acceptance of grant funds from the Lead Hazard Reduction Demonstration Program of the United States Department of Housing and Urban Development in the amount of \$3,761,662 00, and amend the Fiscal Year 2006-2007 Operating Budget of the Neighborhood Housing and Community Development Special Revenue Fund of Ordinance No 20060911-001 to appropriate \$3,761,662 00 for the City's LeadSMART Program to be used to provide lead testing and lead hazard control services Funding in the amount of \$3,761,662 is available from the U S Department of Housing and Urban Development Office of Healthy Home and Lead Hazard Control Funding in the amount of \$940,464 is provided as a local match using CDBG funds and in-kind services

## **Public Works**

- 7 Approve a resolution authorizing the fee simple acquisition of Lot 26, Block H, Onion Creek Forest, Section 4, a subdivision in Travis County, Texas, located at 6903 South Pleasant Valley Road, from Abron and Edith Mack for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, in an amount not to exceed \$97,000 for the land and improvements Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Watershed Protection and Development Review Department
- 8 Approve a resolution authorizing the fee simple acquisition of Lot 25, Block H, Onion Creek Forest, Section 4, a subdivision in Travis County, Texas, located at 6905 South Pleasant Valley Road, from Abron and Edith Mack for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, in the amount of \$100,000 for the land and improvements Funding is available in Fiscal Year 2006-2007 Capital Budget of the Watershed Protection and Development Review Department
- 9 Approve a resolution authorizing the fee simple acquisition of Lot 3, Block J, Onion Creek Forest, Section 2, Amended Plat, a subdivision in Travis County, Texas, located at 6907 Onion Crossing Drive from Bill and Sophie Roberts for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, in the amount of \$125,000 for the land and improvements and \$46,900 owner assisted relocation benefits, plus moving related expenses not to exceed \$10,000, for a

total amount not to exceed \$181,900 Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Watershed Protection and Development Review Department

- 10 Approve a resolution authorizing the fee simple acquisition of Lot 15, Block D, Onion Creek Forest, Section 2, Amended Plat, a subdivision in Travis County, Texas, located at 6905 Shady Cedar Drive from Kathryn A Webb for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, in the amount of \$60,000, for the land and improvements and \$22,000 for owner assisted relocation benefits, plus moving related expenses not to exceed \$20,000, for a total amount not to exceed \$102,000 Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Watershed Protection and Development Review Department
- 11 Approve a resolution authorizing the fee simple acquisition of Lot 3, Block G, Onion Creek, Texas, located at 5305 Sand Hill Drive, from John and Linda Hutson for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, in the amount of \$55,000 for the land and improvements and \$34,900 owner assisted relocation benefits, plus moving related expenses not to exceed \$10,000 and handicap modifications not to exceed \$50,000, for a total amount not to exceed \$149,900 Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Watershed Protection and Development Review Department
- 12 Authorize execution of a construction contract with MUNIZ CONCRETE AND CONTRACTING, INC (DBE 80 82%) Austin, TX, for construction of portions of the Lance Armstrong Bikeway in the amount of \$1,222,843 17 plus a \$61,142 16 contingency, for a total contract amount not to exceed \$1,283,985 33 Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Public Works Department Lower of two bids received This contract will be awarded in compliance with the requirements of 49 CFR Part 26 (Disadvantaged Business Enterprise Program) and Chapter 2-9A of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program) by meeting the goal 4 28% DBE subcontractor participation Recommended by the Urban Transportation Commission (July 1999), the Planning Commission (July 1999), the Capital Area Metropolitan Planning Organization (July 1999), the Environmental Board (July 1999) and the Parks and Recreation Department Board (May 2006)
- 13 Authorize execution of a construction contract with LAUGHLIN-THYSSEN LTD, Houston, TX, for the Austin Clean Water Program Govalle 1 - West Lamar Area Wastewater Improvements Project in the amount of \$3,198,880 plus a \$159,944 contingency, for a total contract amount not to exceed \$3,358,824 Funding is available in the Fiscal Year 2006-2007 Capital Improvement Budget of the Austin Water Utility Lowest of three bids received This contract will be awarded in compliance with Chapter 2-9A of the City Code (Minority-Owned and Woman-Owned Business Enterprise Procurement Program) by meeting the goals 11 69 % MBE and 3 69% WBE subcontractor participation Recommended by the Water and Wastewater Commission
- 14 Authorize execution of an Interlocal Agreement between the City and Williamson County for the extension of Lakeline Boulevard from Lyndhurst Street to Lakeline Boulevard/Neenah Avenue
- 15 Approve a resolution authorizing the City Manager to negotiate and execute an amendment to the Municipal Maintenance Agreement between the City and the

Texas Department of Transportation (TxDOT) for transfer of control, jurisdiction, and maintenance responsibility to the City for Airport Boulevard from 45th Street to Martin Luther King, Jr Boulevard with the exclusion of the IH-35 right-of-way to support the Robert Mueller Municipal Airport Project

- 16 Approve an ordinance to establish a Quiet Zone eliminating the need to sound train horns or other warning devices at the Union Pacific Railroad crossing at Dittmar Road

#### **Purchasing Office**

- 17 Authorize award and execution of Amendment No 5 to a contract with TRITECH SOFTWARE SYSTEMS, San Diego, CA, to purchase additional software licenses, system installation services, and software maintenance in an amount not to exceed \$208,217 50, and increase the remaining two extension options in an amount not to exceed \$34,870, per extension option, for a revised total contract amount not to exceed \$4,223,294 40 Funding in the amount of \$243,087 50 is available in the Fiscal Year 2006-2007 Capital Budget of the Financial and Administrative Services Department, Communications and Technology Management Office Funding for the remaining extension option is contingent upon available funding in future budgets Contract Amendment This contract was awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program) No subcontracting opportunities were identified, therefore, no goals were established for this contract
- 18 Authorize award, negotiation, and execution of a contract with MGT OF AMERICA, INC , Austin, TX, for professional consulting services to evaluate the police public safety operations and administration in an amount not to exceed \$315,243 Funding of \$200,000 is available in the Fiscal Year 2006-2007 Operating Budget of the Office of the City Auditor The appropriation of the remaining required funding of \$115,243 is included in related item #29 on this agenda Best evaluated response of three responses received This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program) No subcontracting opportunities were identified, therefore, no goals were established for this solicitation (Related to item #29)

#### **Watershed Protection and Development Review**

- 19 Approve issuance of a Street Event Permit for a fee paid event in the 200 block of West 4th Street for a Fado Irish Pub fundraising event scheduled for March 17, 2007 There is no unanticipated fiscal impact A fiscal note is not required
- 20 Approve issuance of a Street Event Permit for the Texas State Arts Festival, a fee paid event in the 1800 block of Brazos Street, scheduled for March 3-4, 2007 There is no unanticipated fiscal impact A fiscal note is not required
- 21 Approve negotiation and execution of a 12-month supply agreement with The United States Department of the Interior, Geological Survey (USGS), Austin, Texas, for the provision of installing, rating, and maintaining 10 new stream flow monitoring stations in the Austin area, in an annual amount of \$304,250, with one 12-month extension option in the amount not to exceed \$139,000 per extension, for a total contract amount not to exceed \$443,250 00 Funding in the amount of \$443,250 is available in the Fiscal Year 2006-2007 Capital Budget for the Watershed Protection and Development Review Department

## **Item(s) from Council**

- 22 Approve appointments to citizen board and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members
- 23 Approve a resolution adopting a Climate Protection Plan for the reduction of greenhouse gas emissions and directing the City Manager to develop the policies and procedures necessary to implement the Plan (Mayor Will Wynn, Council Member Lee Leffingwell and Council Member Brewster McCracken)
- 24 Approve a resolution directing the City Manager to negotiate and execute an amended Interlocal Agreement with the University of Texas's Clean Energy Incubator to establish procedures for Austin Energy to evaluate and test new clean energy products and technologies (Council Member Brewster McCracken, Mayor Will Wynn Council and Council Member Lee Leffingwell)
- 25 Approve a resolution requesting the State Legislature to appropriate \$200 million annually to the Texas Rail Relocation and Improvement Fund during the 80th Legislative Session and subsequent sessions of the Texas Legislature (Council Member Jennifer Kim and Council Member Brewster McCracken )
- 26 Approve a resolution supporting passage of legislation maximizing the use of revenue from State generated sporting goods sales tax to fund parks and recreation programs (Mayor Will Wynn, Council Member Lee Leffingwell and Council Member Mike Martinez)
- 27 Approve a resolution authorizing execution of a revised Joint Powers Agreement (JPA) with the Capital Area Metropolitan Planning Organization (CAMPO) to reduce membership from 23 to 18 members, and other related revisions (Mayor Will Wynn, Mayor Pro Tem Betty Dunkerley and Council Member Brewster McCracken)
- 28 Approve a resolution amending Resolution No 20061214-041 regarding the Bond Oversight Committee to add the task of reviewing the annual appropriation and spending plan of bond funds (Council Member Mike Martinez and Council Member Sheryl Cole)
- 29 Approve an ordinance amending the Fiscal Year 2006-2007 General Fund, Budget Stabilization Fund and Support Services Fund of Ordinance No 2006-0911-001 to increase Budget Stabilization Fund transfers to the General Fund and increasing the General Fund (One-Time Critical) transfer to the Support Services Fund by an amount of \$115,243, and increasing the Support Services Transfer in from the General Fund (One-Time Critical) and increasing budgeted appropriations to the Office of the City Auditor Operating Budget by the same amount for professional consulting services (Related to item #18) (Mayor Pro Tem Betty Dunkerley, Council Member Mike Martinez and Council Member Lee Leffingwell)
- 30 Authorize payment of APD costs in an amount not to exceed \$190 for the North Shoal Creek Neighborhood Association's Fourth of July Parade to be held on July 4, 2007 (Council Member Brewster McCracken and Council Member Jennifer Kim )
- 31 Approve waiver of the signature requirement under Chapter 14-8 of the Code for the AT & T Austin Marathon to be held on Sunday, February 18, 2007

(Council Member Lee Leffingwell and Mayor Will Wynn )

- 32 Approve waiver of fees and requirements under Chapter 14 of the Code for the Austin Jewish Academy's Bagelfest 5K, to be held on Sunday, March 5, 2007 (Council Member Brewster McCracken, Council Member Jennifer Kim and Mayor Pro Tem Betty Dunkerley)

#### **10:00 AM -- Austin Housing Finance Corporation Board of Directors' Meeting**

The Mayor will recess the City Council meeting to conduct a Board of Directors' Meeting of the Austin Housing Finance Corporation. Following adjournment of the AHFC Board meeting the City Council will re-convene (See attached AHFC agenda)

#### **12:00 PM -- Citizen Communications: General**

Don A. Williamson - K A B II

Gary Johnson - Public Access Television

CarolAnneRose Kennedy - STATE OF THE UNION ADDRESS I ROCK and YOU RAN 'HELL NO! PLEASE DON'T GO'

Robert G. MacDonald - A "Real Living Wage" and why The City of Austin should support this in Truth & Deed

Donald Wilhite - Drugs & Christianity - Judgement of people by what is seen instead of what they are, What is Love?

Paul Robbins - City Issues

Henry Floyd - Annexation of Del Valle

Pat Johnson - Municipal Court

Kelly McDonald - Push Up Foundations, Inc , 1701 E. Cesar Chavez (Neighborhood Concerns)

Johnette Mason - Stagnant Water in the 24 Area

#### **Executive Session**

- 33 Discuss legal issues concerning legislation in the 80th Legislative Session (Private Consultation with Attorney - Section 551.071)
- 34 Discuss legal issues concerning development at Northcross Mall (Private Consultation with Attorney - Section 551.071)
- 35 Discuss legal issues on the Minority-Owned and Women-Owned Business Enterprise Procurement Program 2007 Availability and Disparity Study and Annual Goals (Private Consultation with Attorney - Section 551.071)

- 36 Discuss legal issues concerning Sherri Forbes v City of Austin, Cause No D-1-GN-06-004264, in the 126th Judicial District Court, Travis County, Texas (personal injury lawsuit) (Private Consultation with Attorney - Section 551 071) (Related to item #37)

#### **Action on Executive Session**

- 37 Approve a settlement in Sherri Forbes v City of Austin, Cause No D-1-GN-06-004264, in the 126th Judicial District Court, Travis County, Texas (Related to item #36)

#### **2: 00 PM -- Briefings**

- 38 Presentation on the Families with Children Report

#### **4: 00 PM -- Zoning Ordinances / Restrictive Covenants (HEARINGS CLOSED)**

- 39 C14-05-0112 - Riverside Neighborhood Plan - Tract 9 - Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1708, 1712 and 1720 South Lakeshore Drive (Town Lake Watershed) from multi-family residence-medium density (MF-3) district zoning to community commercial-conditional overlay (GR-CO) combining district zoning with conditions First Reading approved on November 16, 2006 Vote 7-0 Second reading approved on December 14, 2006 Vote 7-0 Applicant and Agent Neighborhood Planning and Zoning Department City Staff Robert Heil, 974-2330
- 40 C14-06-0078 - South IH-35 Transit Facility - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 7902-7926 South IH-35 Service Road Southbound (South Boggy Creek Watershed) from community commercial (GR) district zoning to limited industrial service-planned development area (LI-PDA) combining district zoning First reading approved on November 16, 2006 Vote 7-0 Applicant Rock Realty, Inc (John McCormack), Capital Metropolitan Transit Authority (Fred Gilliam) Agent Doucet & Associates (Carol M Stewart) City Staff Wendy Walsh, 974-7719
- 41 C14-06-0098 - Harris Ridge - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 13809 Harris Ridge Boulevard (Harris Branch Watershed) from limited industrial-conditional overlay (LI-CO) combining district zoning to townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning for Tract 1 and limited industrial-conditional overlay (LI-CO) combining district zoning for Tract 2 First reading approved on December 7, 2006 Vote 7-0 Applicant Capital City-Howard Lane, Ltd (Christopher H Whitworth) Agent Momark Development (Chris Risher) City Staff Tina Bui, 974-2755
- 42 C2A-84-002 - Schlumberger PDA Amendment #5 - Approve third reading of an ordinance amending Chapter 25-2 of the City Code by rezoning property locally known as 8311 RR 620 North (Bull Creek Watershed) from research and development-planned development area R&D - PDA) combining district zoning



to research and development-planned development area (R&D - PDA) combining district zoning to change a condition of zoning with conditions First reading approved on January 11, 2007 Vote 7-0 Second Reading approved on January 25, 2007 Vote 6-0 (Mayor Wynn absent) Applicant USL Austin Reserve, L P Agents Armbrust & Brown, L L P (Richard Suttle) and Consort (Ben Turner) City Staff Tina Bui, 974-2755

- 43 C814-06-0106 - 208 Barton Springs Road - Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 208 Barton Springs Road (Town Lake Watershed) from commercial-liquor sales-neighborhood plan (CS-1-NP) combining district zoning and lake commercial-neighborhood plan (L-NP) combining district zoning to planned unit development-neighborhood plan (PUD-NP) combining district zoning First reading approved on January 25, 2007 Vote 6-0 (Wynn-absent) Applicant 208 Barton Springs (Glenn Jones) Agent Graves, Dougherty, Hearon & Moody, P C (Michael Whellan) City Staff Jorge E Rousselin, 974-2975
- 44 C14H-05-0017 - Baugh-Colby House - Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1102 Enfield Road (Shoal Creek Watershed) from multi-family residence-medium density-neighborhood plan (MF-3-NP) district zoning to multi-family residence-medium density-conditional overlay-neighborhood plan (MF-3-CO-NP) combining district zoning First and second readings approved on December 14, 2006 Vote 6-1 (Leffingwell-Nay) Applicant Historic Landmark Commission Agent Neighborhood Planning and Zoning Department City Staff Steve Sadowsky, 974-6454

#### **4: 00 PM -- Zoning and Neighborhood Plan Amendments (Public Hearings and Possible Action)**

- 45 C14-06-0085 SH - Zachary Scott Subdivision Tract 1 - Conduct a public  
PH hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 10016-10136 Old Lockhart Highway East of Bradshaw Road (Rinard Creek Watershed) from interim-rural residence (I-RR) district zoning to single-family residence-small lot (SF-4A) district zoning Staff Recommendation To grant single-family residence-small lot (SF-4A) district zoning with conditions Zoning and Platting Commission Recommendation To grant single-family residence-small lot (SF-4A) district zoning with conditions Applicant Lennar Buffington Zachary Scott, L P (Bryan Sims) Agent Cuatro Consultants, Ltd (Hugo Elizondo, Jr ) City Staff Wendy Walsh, 974-7719
- 46 C14-06-0084 SH - Zachary Scott Subdivision Tract 2 - Conduct a public  
PH hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 10142-10620 Bradshaw Road (Onion Creek and Rinard Creek Watersheds) from interim-rural residence (I-RR) district zoning to single-family residence-small lot (SF-4A) district zoning Staff Recommendation To grant single-family residence-small lot (SF-4A) district zoning Zoning and Platting Commission Recommendation To grant single-family residence-small lot (SF-4A) district zoning Applicant Lennar Buffington Zachary Scott, L P (Bryan Sims) Agent Cuatro Consultants, Ltd (Hugo Elizondo, Jr ) City Staff Wendy Walsh, 974-7719

- 47 PH C14-06-0144 – Rancho Alto 1 – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as the southeast corner of Frate Barker Road and Rancho Alto Road (Bear Creek and Slaughter Creek Watersheds) from interim-rural residence (I-RR) district zoning and interim-single-family residence-standard lot (I-SF-2) district zoning to single-family residence-standard lot (SF-2) district zoning for Tract 1 and community commercial (GR) district zoning for Tract 2 Staff Recommendation To grant single-family residence-standard lot (SF-2) district zoning for Tract 1 and neighborhood commercial (LR) district zoning for Tract 2 with conditions Zoning and Platting Commission Recommendation To grant single-family residence-standard lot (SF-2) district zoning for Tract 1 and neighborhood commercial (LR) district zoning for Tract 2 with conditions Applicant Rancho Alto Ventures, Ltd (Doyle Wilson) Agent Carlson, Brigance & Doering, Inc (Steven P Cates) City Staff Wendy Walsh, 974-7719
- 48 PH C14-06-0145 – Rancho Alto 2 – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 12200-12222 Rancho Alto Road (Bear Creek Watershed) from interim-single-family residence-standard lot (I-SF-2) district zoning to single-family residence-standard lot (SF-2) district zoning Staff Recommendation To grant single-family residence-standard lot (SF-2) district zoning with conditions Zoning and Platting Commission Recommendation To grant single-family residence-standard lot (SF-2) district zoning with conditions Applicant Rancho Alto Ventures, Ltd (Doyle Wilson) Agent Carlson, Brigance & Doering, Inc (Steven P Cates) City Staff Wendy Walsh, 974-7719
- 49 PH C14-06-0146 – Rancho Alto 3 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 1900-1920 Ralph Cox Road, 11800-11916 Dave Silk Drive (Bear Creek Watershed) from interim-single-family residence-standard lot (I-SF-2) district zoning to single-family residence-standard lot (SF-2) district zoning Staff Recommendation To grant single-family residence-standard lot (SF-2) district zoning with conditions Zoning and Platting Commission Recommendation To grant single-family residence-standard lot (SF-2) district zoning with conditions Applicant Rancho Alto Ventures, Ltd (Doyle Wilson) Agent Carlson, Brigance & Doering, Inc (Steven P Cates) City Staff Wendy Walsh, 974-7719
- 50 PH C14-06-0147 – Rancho Alto 4 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 1700-1724 O'Callahan Drive (Bear Creek Watershed) from interim-single-family residence-standard lot (I-SF-2) district zoning to single-family residence-standard lot (SF-2) district zoning Staff Recommendation To grant single-family residence-standard lot (SF-2) district zoning with conditions Zoning and Platting Commission Recommendation To grant single-family residence-standard lot (SF-2) district zoning with conditions Applicant Rancho Alto Ventures, Ltd (Doyle Wilson) Agent Carlson, Brigance & Doering, Inc (Steven P Cates) City Staff Wendy Walsh, 974-7719
- 51 PH C14-06-0148 – Rancho Alto 5 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 1800-1820 Ralph Cox Road, 11801-12229 and 12200-12224 Buzz Schneider Lane, 1609-1641 Pavelich Pass, and 12116-12124 Verchota Drive (Bear Creek Watershed, Slaughter Creek Watershed) from interim-

single-family residence-standard lot (I-SF-2) district zoning to single-family residence-standard lot (SF-2) district zoning Staff Recommendation To grant single-family residence-standard lot (SF-2) district zoning with conditions Zoning and Platting Commission Recommendation To grant single-family residence-standard lot (SF-2) district zoning with conditions Applicant Rancho Alto Ventures, Ltd (Doyle Wilson) Agent Carlson, Brigance & Doering, Inc (Steven P Cates) City Staff Wendy Walsh, 974-7719

- 52 PH C14-06-0149 – Rancho Alto 6 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 1701 McClannahan Drive, 1700 Stoebel Lane (Bear Creek Watershed) from interim-single-family residence-standard lot (I-SF-2) district zoning to single-family residence-standard lot (SF-2) district zoning Staff Recommendation To grant single-family residence-standard lot (SF-2) district zoning with conditions Zoning and Platting Commission Recommendation To grant single-family residence-standard lot (SF-2) district zoning with conditions Applicant Rancho Alto Ventures, Ltd (Doyle Wilson) Agent Carlson, Brigance & Doering, Inc (Steven P Cates) City Staff Wendy Walsh, 974-7719
- 53 PH C14-06-1050 – Rancho Alto 7 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 12113 Verchota Drive, 1600-1628 Pavelich Pass, and 1701 Stoebel Lane (Bear Creek Watershed) from interim-single-family residence-standard lot (I-SF-2) district zoning to single-family residence-standard lot (SF-2) district zoning Staff Recommendation To grant single-family residence-standard lot (SF-2) district zoning with conditions Zoning and Platting Commission Recommendation To grant single-family residence-standard lot (SF-2) district zoning with conditions Applicant Rancho Alto Ventures, Ltd (Doyle Wilson) Agent Carlson, Brigance & Doering, Inc (Steven P Cates) City Staff Wendy Walsh, 974-7719
- 54 PH C14-06-0151 – Rancho Alto 8 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 1813-1913 Ralph Cox Road, and 1800-1824 Bill Baker Drive (Bear Creek and Slaughter Creek Watersheds) from interim-single-family residence-standard lot (I-SF-2) district zoning to single-family residence-standard lot (SF-2) district zoning Staff Recommendation To grant single-family residence-standard lot (SF-2) district zoning with conditions Zoning and Platting Commission Recommendation To grant single-family residence-standard lot (SF-2) district zoning with conditions Applicant Rancho Alto Ventures, Ltd (Doyle Wilson) Agent Carlson, Brigance & Doering, Inc (Steven P Cates) City Staff Wendy Walsh, 974-7719
- 55 PH C14-06-0152 – Rancho Alto 9 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 1801-1825 Bill Baker Drive, and 1700-1724 O'Callahan Drive (Bear Creek Watershed) from interim-single-family residence-standard lot (I-SF-2) district zoning to single-family residence-standard lot (SF-2) district zoning Staff Recommendation To grant single-family residence-standard lot (SF-2) district zoning with conditions Zoning and Platting Commission Recommendation To grant single-family residence-standard lot (SF-2) district zoning with conditions Applicant Rancho Alto Ventures, Ltd (Doyle Wilson) Agent Carlson, Brigance & Doering, Inc (Steven P Cates) City Staff Wendy Walsh, 974-7719

- 56 PH C14-06-0191 – Fox Hill – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 11421-11717 South IH-35 Service Road Northbound (Onion Creek Watershed) from interim-rural residence (I-RR) district zoning to rural residence-conditional overlay (RR-CO) combining district zoning for Tract 1 and multi-family residence-low density-conditional overlay (MF-2-CO) combining district zoning for Tract 2 Staff Recommendation To grant rural residence (RR) district zoning for Tract 1 and multi-family residence-low density-conditional overlay (MF-2-CO) combining district zoning for Tract 2 with conditions Zoning and Platting Commission Recommendation To grant rural residence (RR) district zoning for Tract 1 and multi-family residence-low density-conditional overlay (MF-2-CO) combining district zoning for Tract 2 with conditions Applicant Onion Associates, Ltd (Bruce T Morrison) Agent Vaughn & Associates, Ltd (Rick Vaughn) City Staff Wendy Walsh, 974-7719
- 57 PH C14-06-0225 – San Felipe Market – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 7701 San Felipe Boulevard (Rattan Creek Watershed) from community commercial-conditional overlay (GR-CO) combining district zoning to commercial-liquor sales (CS-1) district zoning Staff Recommendation To grant commercial-liquor sales (CS-1) district zoning with conditions Zoning and Platting Commission Recommendation To grant commercial-liquor sales (CS-1) district zoning with conditions Applicant San Felipe Market, Ltd (John Greenwood) Agent Jim Bennett Consulting Jim Bennett) City Staff Tina Bui, 974-2755
- 58 PH C14-06-0232 – 11200 F M 2222 – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 11200 F M 2222 (Bull Creek Watershed) from interim-single-family residence-standard lot (I-SF-2) district zoning to community commercial-conditional overlay (GR-CO) combining district zoning Staff Recommendation To grant community commercial-conditional overlay (GR-CO) combining district zoning Zoning and Platting Commission Recommendation To grant community commercial-conditional overlay (GR-CO) combining district zoning Applicant Henry B Mayes, Jr Trustee Agent Graves, Dougherty, Hearon & Moody, P C (Peter Cesaro) City Staff Wendy Walsh, 974-7719
- 59 PH C14H-06-0039 – A E and Wesie Spires House - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1500 Hardoun Avenue (Shoal Creek Watershed) from family residence (SF-3) district zoning to family residence-historic (SF-3-H) combining district zoning Staff Recommendation To grant family residence-historic (SF-3-H) combining district zoning Historic Landmark Commission recommendation To grant family residence-historic (SF-3-H) combining district zoning Zoning and Platting Commission recommendation To grant family residence-historic (SF-3-H) combining district zoning Applicants Lawrence and Dale Van Sickle City Staff Steve Sadowsky, 974-6454
- 60 PH C14-04-0196 01 - Horn Building - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as Guadalupe Street and Avenue A (Waller Creek Watershed) from neighborhood conservation combining district (NCCD) district zoning to neighborhood conservation combining district (NCCD) district zoning to change

a condition of zoning Staff Recommendation To grant neighborhood conservation combining district (NCCD) district zoning to change a condition of zoning Planning Commission Recommendation To be reviewed on February 13, 2007 Applicant and Agent Horn Building Partnership (Richard Horn) City Staff Glenn Rhoades, 974-2775

- 61 PH C14-06-0112 - Slaughter 2-458 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1100 Block of West Slaughter Lane (Slaughter Creek Watershed) from neighborhood commercial (LR) district zoning to community commercial (GR) district zoning Staff Recommendation To deny community commercial (GR) district zoning Zoning and Platting Commission Recommendation To deny community commercial (GR) district zoning Applicant Herby's Joint Venture (Jimmy Nassour) Agent Jim Bennett Consulting (Jim Bennett) City Staff Wendy Walsh, 974-7719
- 62 PH C14-06-0220 - Thornton Bungalows - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2206-2210 Thornton Road (West Bouldin Creek Watershed) from urban family residence-conditional overlay (SF-5-CO) combining district zoning to single-family residence-condominium-conditional overlay (SF-4B-CO) combining district zoning Staff Recommendation To grant single-family residence-condominium-conditional overlay (SF-4B-CO) combining district zoning Planning Commission Recommendation To grant single-family residence-condominium-conditional overlay (SF-4B-CO) combining district zoning Applicant Thornton Cottages Austin, L P (James Austin) Agent Stansberry Engineering (Blayne Stansberry) City Staff Robert Heil, 974-2330
- 63 PH NPA-06-0010 01 - Cristo Rey Catholic Church - Conduct a public hearing and approve an ordinance amending Ordinance No 011213-43, the Holly Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, by amending the future land use map from single family to office use for the property located at 2201-2205 East 2 1/2 Street (Town Lake Watershed) Staff Recommendation To grant office use Planning Commission Recommendation To grant office use Applicant Catholic Diocese of Austin (Gregory M Aymond) City Staff Adrienne Domas, 974-6355
- 64 PH C14-06-0196 - Cristo Rey Catholic Church - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2201-2205 E 2 1/2 Street (Town Lake Watershed) from family residence (SF-3) district zoning to general office-conditional overlay-neighborhood plan (GO-CO-NP) combining district zoning Staff Recommendation To grant general office-conditional overlay-neighborhood plan (GO-CO-NP) combining district zoning Planning Commission Recommendation To grant general office-conditional overlay-neighborhood plan (GO-CO-NP) combining district zoning Applicant Catholic Diocese of Austin (Gregory M Aymond) City Staff Robert Heil, 974-2330
- 65 PH NPA-06-0015 01 - Springdale Road -East MLK Combined Neighborhood Plan - Conduct a public hearing and approve an ordinance amending Ordinance No 021107-Z-11, the East MLK Combined Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, by amending the future land use map from open space to mixed use for the property located at O (21 2 Ac of Abs 22 Sur 29 Tannehill JC) Springdale Road Staff Recommendation To grant mixed use designation Planning Commission Recommendation To grant mixed use designation Applicant Neighborhood Planning and Zoning Department,

Seiders Family Trust, Et Al Agent Peter Cesaro City Staff Kathleen Welder, 974-2856

- 66 PH C14-06-0221 - Springdale Road-East MLK Combined Neighborhood Plan - conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as O (21 2 Ac of Abs 22 Sur 29 Tannehill JC) Springdale Road (Little Walnut Creek Watershed) from public-neighborhood plan (P-NP) combining district zoning to community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning Staff Recommendation To grant community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning and multi-family residence-medium density-neighborhood plan (MF-3-NP) combining district zoning Planning Commission Recommendation To grant community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning, and townhouse and condominium residence-neighborhood plan (SF-6-NP) combining district zoning Applicant Neighborhood Planning and Zoning Department, Seiders Family Trust, Et Al) Agent Peter Cesaro City Staff Jerry Rusthoven, 974-3207
- 67 PH NPA-06-0019 01 - East Avenue PUD - Conduct a public hearing and approve an ordinance amending Ordinance No 040826-56, the Central Austin Combined Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, to establish high density-mixed use designation on the future land use map (FLUM) for the property located at 3400 N IH 35 (Concordia University) Staff Recommendation To approve mixed use designation Planning Commission Recommendation To be reviewed on February 13, 2007 Applicant Concordia University (David Kluth) Agent Alice Glasco Consulting (Alice Glasco) and Armbrust and Brown, L L P (Richard Suttle) City Staff Mark Walters, 974-7695
- 68 PH C814-06-0175 - East Avenue PUD - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3400 North IH-35 Service Road (Waller Creek and Boggy Creek Watersheds) from general office-neighborhood plan (GO-NP) combining district zoning, limited office-mixed use-neighborhood plan (LO-MU-NP) combining district zoning, and general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning to planned unit development-neighborhood plan (PUD-NP) combining district zoning Staff Recommendation To grant planned unit development-neighborhood plan (PUD-NP) combining district zoning with conditions Planning Commission Recommendation To be reviewed on February 13, 2007 Applicant Concordia University (David Kluth) Agent Alice Glasco Consulting (Alice Glasco) and Armbrust and Brown, L L P (Richard Suttle) City Staff Jorge E Rousselin, 974-2975
- 69 PH C14-06-0183 - CLB/7th and Rio Grande - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 605 and 615 West 7th Street (Shoal Creek Watershed) from community commercial (GR) district zoning to central business district-central urban redevelopment (CBD-CURE) combining district zoning Staff Recommendation To grant central business district-central urban redevelopment (CBD-CURE) combining district zoning with conditions Planning Commission Recommendation To grant downtown mixed use-conditional overlay (DMU-CO) combining district zoning Applicant Michael J McGinnis

Agent Drenner & Golden Stuart Wolff, L L P (Michele M Rogerson) City Staff  
Jorge E Rousselin, 974-2975

- 70 PH C14-06-0121 - The Domain - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 10700-11000 Burnet Road, 11100-11900 Burnet Road, 2800 Block of Braker Lane and 3300 West Braker Lane (Walnut Creek Watershed) from major industrial-planned development area (MI-PDA) combining district zoning to major industrial-planned development area (MI-PDA) combining district zoning to change a condition of zoning Staff Recommendation To grant major industrial-planned development area (MI-PDA) combining district zoning to change a condition of zoning with conditions Planning Commission Recommendation To be reviewed on February 13, 2007 Applicant RREEF Domain, L P (Chad Marsh) Agent Drenner+Golden, Stuart, Wolff, L L P (Michele Haussmann) City Staff Jorge E Rousselin, 974-2975

### **5: 30 PM -- Live Music**

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### **5 30 PM -- Proclamations**

Proclamation -- Austin Energy Regional Science Festival -- to be presented by Mayor Will Wynn and to be accepted by Ingrid Weigand

Certificate of Appreciation -- Troy Kimmel -- to be presented by Mayor Will Wynn and City Manager Toby Hammett Futrell and to be accepted by the honoree

Proclamation -- 15th Annual Postcard Show and Sale -- to be presented by Mayor Will Wynn and to be accepted by Paul S Lewis

Certificate of Congratulations -- LatinWorks for Super Bowl commercial -- to be presented by Mayor Will Wynn and to be accepted by Manny Flores

Proclamation -- International Mother Language Day -- to be presented by Mayor Will Wynn and to be accepted by students of the Austin Bangla School

Proclamation -- MS Science and Technology Commercialization/IC<sup>2</sup> Institute Anniversary -- to be presented by Council Member Brewster McCracken and to be accepted by Don Cook

Distinguished Service Award -- Julie Miller -- to be presented by Mayor Pro Tem Betty Dunkerley and City Manager Toby Hammett Futrell and to be accepted by the honoree

Distinguished Service Award -- Karen Cox, CASA -- to be presented by Council Member Lee Leffingwell and to be accepted by the honoree

### **6. 00 PM -- Public Hearings and Possible Actions**


- 71 PH Conduct a public hearing and approve an ordinance amending Chapter 25-2, Subchapter E, Design Standards and Mixed Use, of the City Code regarding Vertical Mixed Use and the Opt-In/Opt-Out process (Recommended by Planning Commission)


- 72 PH Conduct a public hearing and approve an ordinance amending Title 25 of the City Code to establish additional requirements for the location of large retail uses ("Big Box retail") There is no unanticipated fiscal impact A fiscal note is not required To be reviewed by the Planning Commission on January 30, 2007
- 73 PH Conduct a public hearing and consider action on requests made by Reagan National Advertising, Inc , to waive or modify size, and location requirements, and the requirement that relocated signs be removed after 25 years, established by Section 25-10-152(B)(6) of the City Code, for each of five existing off-premise signs (billboards) proposed for removal and relocation (for off-premise signs located at 1209 East 11th Street, at Navasota, 6403 North Lamar Boulevard, at 720 Lamar Place, 2007 South Lamar Boulevard, near Oltorf, 8711 North Lamar Boulevard, near West Elliott, and 6400 Burleson Road, just east of its intersection with Montopolis Drive to be relocated to 3205 RR 620 North, 3717 RR 620 North, 6900 RR 620 North, 6901 RR 620 North, and 9706 Bilbrook Place, at Slaughter Lane east of Manchaca)

### **6: 15 PM -- Zoning Ordinances / Neighborhood Plans Amendments (Public Hearings and Possible Actions)**

- 74 PH NPA-06-0009 01 - University Enterprises - Conduct a public hearing and approve an ordinance amending Ordinance No 011213-41, the Central East Austin Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, by amending the future land use map from single family to mixed use for the property located at 1901-1903 E 11th Street Staff Recommendation To deny mixed use designation Planning Commission Recommendation To deny mixed use designation Applicant University Enterprises (Bertha Means) Agent Carter Design Group (Donna Carter) City Staff Robert Heil, 974-2330
- 75 PH C14-06-0159 University Enterprises - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1901-1903 E 11th Street (Town Lake Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to community commercial-mixed use-neighborhood plan (GR-MU-NP) combining district zoning Staff Recommendation To deny community commercial-mixed use-neighborhood plan (GR-MU-NP) combining district zoning Planning Commission Recommendation To deny community commercial-mixed use-neighborhood plan (GR-MU-NP) combining district zoning Applicant University Enterprises (Bertha Means) Agent Carter Design Associates (Donna Carter) City Staff Robert Heil, 974-2330

Adjourn

 The City of Austin is committed to compliance with the Americans with Disabilities Act Reasonable modifications and equal access to communications will be provided upon request

 For assistance please call 974-3256 OR 974-2445 TDD .

A person may request a Spanish language interpreter be made available by contacting the City Clerk's Office not later than two hours before the scheduled time of the item on which the person wishes to speak Please call 974-3256 in advance or inform the City Clerk's staff present at the council meeting

Cualquier persona puede solicitar servicios de interprete en español comunicandose con la oficina del Secretario/a Municipal a no mas tardar de dos horas antes de la hora determinada para el asunto sobre el cual la persona desea comentar Por favor llame al 974-3256 con anticipo o informe al personal del Secretario/a Municipal presente en la sesion del Consejo