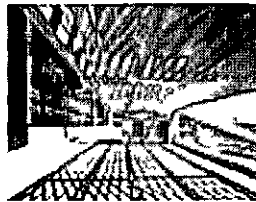


AUSTIN CITY COUNCIL

AGENDA



Thursday, May 17, 2007

The Austin City Council will convene at 10 00 AM on
Thursday, May 17, 2007 at Austin City Hall
301 W Second Street, Austin, TX



AUSTIN CITY CLERK
POSTING DATE/TIME
2007 MAY 11 PM 2 36

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

Bishop-Elect Sid Johnson, Higher Dimension Church

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 May 3, 2007

Austin Water Utility

- 2 Approve an ordinance authorizing negotiation and execution of a second amendment to the existing Water Cost Reimbursement Agreement with Lennar Buffington Zachary Scott, L P to change the cost reimbursement payment schedule for both Phase One and Phase Two on the construction of a 24-inch water main and appurtenances with a cost not to exceed \$3,428,000 to provide water service to the Zachary Scott Tract located in the south corner of the Old Lockhart Highway and Bradshaw Road, and to waive the requirements of Section 25-9-67 of the City Code relating to cost reimbursement payments. No impact to the Capital Budget of the Austin Water Utility. To be reviewed by both the Water and Wastewater Commission and the Environmental Board on May 16, 2007.
- 3 Approve an ordinance authorizing negotiation and execution of an amendment to the existing Wastewater Cost Reimbursement Agreement

with Lennar Buffington Zachary Scott, L P , to increase the amount of City cost reimbursement for construction of an 18-inch and 30-inch wastewater main and appurtenances to provide wastewater service to the Zachary Scott Tract located in the south corner of the Old Lockhart Highway and Bradshaw Road intersection for a new total actual construction cost for wastewater improvements not to exceed \$3,696,000, and for the professional services costs for engineering, design and project management only for the original design, the aerial crossing design and the new wastewater tunnel alignment in an amount not to exceed \$774,999, and cost reimbursement of the pump and haul operations in an amount not to exceed \$150,000, increasing the original Council approval amount by \$3,287,259 for a new overall total amount not to exceed \$4,620,999, and waiving the requirements of Section 25-9-63 of the City Code relating to amount of cost reimbursement, waiving the requirements of Section 25-9-67 of the City Code relating to the schedule for cost reimbursement payments Funding in the amount of \$3,287,259 is included in the Fiscal Year 2006-2007 Capital Improvement Budget of the Austin Water Utility To be reviewed by both the Water and Wastewater Commission and the Environmental Board on May 16, 2007

Aviation

- 4 Amend the Fiscal Year 2006-2007 Department of Aviation Capital Budget of Ordinance No 20060911-002 to appropriate \$1,750,000 for the Baggage Handling System Improvements and the Security System Upgrade Funding is available in the Fiscal Year 2006-2007 Capital Fund of the Department of Aviation Recommended by the Airport Advisory Commission

Fire

- 5 Authorize acceptance of grant funds in the amount of \$71,147 from the United States Federal Emergency Management Agency, Department of Homeland Security, Assistance to Firefighters Grant Program for Fire Prevention and Safety, and amend the Fiscal Year 2006-2007 Austin Fire Department Operating Budget Special Revenue Fund of Ordinance No 20060911-001 to appropriate \$71,147 for the purpose of purchasing smoke alarms and publicizing the availability of these resources to a targeted population Funding is available from the Federal Emergency Management Agency (FEMA), Department of Homeland Security, Assistance to Firefighters Grant Fire Safety and Prevention Program An in-kind match of \$17,787 is required and available in the Austin Fire Department Fiscal Year 2006-2007 Operating Budget The grant period is April 13, 2007 to April 12, 2008 There is no unanticipated fiscal impact

Law

- 6 Approve an amendment to the professional service agreement with

Andrews Kurth, L L P , Austin, TX, in an amount not to exceed \$170,000, for a total contract amount not to exceed \$340,000, for legal counsel related to the City's Minority-Owned and Women-Owned Business Enterprise Program (MBE/WBE), including an updated availability and disparity study of minority-owned and women-owned businesses. Funding is available in the Fiscal Year 2006-2007 Operating Budgets of various General Fund and Enterprise Fund Departments.

- 7 Authorize negotiation and execution of an amendment to an outside counsel contract with Cox Smith Matthews, San Antonio, TX, for legal services related to City of Austin v. Harry M. Whittington, et al., Cause No. 2403 in the County Court at Law No. 1 in Travis County, Texas, in an amount of \$50,000, for a total contract amount not to exceed \$240,000 (concerns the City's condemnation case). Funding in the amount of \$25,000 is available in the Fiscal Year 2006-2007 Operating Budget of the Austin Convention Center and funding in the amount of \$25,000 is available in the Fiscal Year 2006-2007 Operating Budget of Austin Energy.

Office of Emergency Management

- 8 Authorize acceptance of grant funds in the amount of \$8,000 from the State of Texas Governor's Division of Emergency Management, Fiscal Year 2007 Emergency Management Performance Grant Program, and amend the Fiscal Year 2006-2007 Public Safety and Emergency Management Department Operating Budget Special Revenue Fund of Ordinance No. 20060911-001 to appropriate \$8,000 to improve the City of Austin's mitigation, preparedness, response, and recovery capabilities. Funding is available from the State of Texas, Governor's Division of Emergency Management. An in-kind match of \$122,000 is required and included in the Public Safety and Emergency Management Department Fiscal Year 2006-2007 Operating Budget. The grant period is October 1, 2006 to September 30, 2007. There is no unanticipated fiscal impact.

Parks and Recreation

- 9 Approve the naming of the Boggy Creek Pavilion located at 808 Nile Street adjacent to the Conley - Guerrero Senior Center to the Conley Pavilion. Recommended by the Parks and Recreation Board.

Police

- 10 Authorize an Interlocal Agreement between the City of Austin and Travis County, in the amount of \$5,800 per month, for funding a sixth Forensic Chemist Full Time Employee who will perform drug analysis at the Austin Police Department Forensic Science Division Laboratory. Funding for a sixth forensic chemist will be provided by Travis County on a reimbursement basis at the rate of \$5,800 per month, compensation for partial months will be prorated.

Public Works

- 11 Approve a resolution authorizing the fee simple acquisition of Lot 23, Block J, Onion Creek Forest, Section 2, Amended Plat, a subdivision in Travis County, Texas, located at 6908 Onion Crossing Court from Ruth A Lowman for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, in the amount of \$35,000 for the land and improvements and \$29,550 in owner assisted relocation benefits, plus moving related expenses not to exceed \$10,000, for a total amount not to exceed \$74,550 Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Watershed Protection and Development Review Department
- 12 Approve a resolution authorizing the fee simple acquisition of Lot 5, Block H, Onion Creek Forest, Section 2, Amended Plat, a subdivision in Travis County, Texas, located at 6906 Onion Crossing Drive, from Emma C Yocum for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, in the amount of \$40,000 for the land and improvements and \$54,500 in owner assisted relocation benefits, plus moving related expenses not to exceed \$10,000, for a total amount not to exceed \$104,500 Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Watershed Protection and Development Review Department
- 13 Approve a resolution authorizing the fee simple acquisition for the Austin Clean Water Program Govalle 1- West of Lamar Area Wastewater Project for a temporary working space easement comprising 127 square-feet of land and a temporary ingress and egress easement comprising 22,806 square feet of land out of a portion of Lot 31, Block A, Wallingwood Section II-A P U D , a subdivision in Travis County, TX, located at 2800 Barton's Bluff Lane, from UDR Texas Properties, L P , in an amount not to exceed \$52,200 Funding is available in the Fiscal Year 2006-2007 Capital Improvement Budget of the Austin Water Utility Recommended by the Water and Wastewater Commission
- 14 Authorize execution of a construction contract with TURNKEY ENVIRONMENTAL, LLC, (MBE), Austin, TX, for the Old Austin Recreation Center Demolition Project in an amount not to exceed \$300,000 Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Financial Administration Services Department Lowest compliant bid of four bids received This contract will be awarded in compliance with Chapter 2-9A of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program) through the achievement of Good Faith Efforts with 62 44% MBE and 1 64% WBE subcontractor participation Recommended by the Historic Landmark Commission and the Parks and Recreation Board
- 15 Authorize execution of a construction contract with J D RAMMING PAVING CO , LTD , Austin, TX, for the 2007 Miscellaneous Streets Overlay Project in an amount of \$3,061,357 11 plus a \$153,067 86

contingency for a total contract amount not to exceed \$3,214,424 97 Funding in the amount of \$1,464,424 97 is available in Fiscal Year 2006-2007 Operating Budget of the Public Works Department Funding in the amount of \$1,750,000 is available in Fiscal Year 2006-2007 Capital Budget of the Public Works Department Lower of two bids received This contract will be awarded in compliance with Chapter 2-9A of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program) by meeting the goals, 13% MBE and 15 77% WBE subcontractor participation

- 16 Authorize negotiation and execution of an amendment to the professional services agreement with CAMP DRESSER and MCKEE (CDM), (Non-WBE) Austin, TX, for the engineering and construction phase services for the FM 812 Landfill Erosion Control Project in the amount of \$213,837 for a total contract amount not to exceed \$927,811 54 Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Solid Waste Services Department This contract was awarded in compliance with Chapter 2-9B of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program), 5 93% MBE and 6 24% WBE subconsultant participation to date
- 17 Authorize negotiation and execution of an Interlocal Agreement between the City and Travis County for relocating existing water facilities as a part of the Howard Lane Improvements – Cameron Road to Dessau Road Project in an amount not to exceed \$1,000,000 Funding is available in the Fiscal Year 2006-2007 Capital Improvement Budget of the Austin Water Utility Recommended by the Water and Wastewater Commission

Purchasing Office

- 18 Authorize award, negotiation, and execution of a contract with SIEMENS CORPORATION, DFW Airport, TX, for baggage handling system improvements and equipment installation at Austin-Bergstrom International Airport in an amount not to exceed \$1,306,312 plus a \$40,000 contingency, for a total contract amount not to exceed \$1,346,312 Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Aviation Department Sole Source 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 purchase Recommended by the Austin Airport Advisory Commission
- 19 Authorize award and execution of a 24-month requirements service contract with EAGLE HYDRO BLAST, Pflugerville, TX, for hardscape and paver maintenance services in Tax Increment Financing Reinvestment Zone #15, consisting of Blocks 2 (Silicon Labs), Block 3 (City Hall), Block 4 (CSC), and Block 21 (Stratus), in an estimated amount not to exceed \$183,270, with two 12-month extension options in an estimated amount not to exceed \$91,635 per extension option, for a total

estimated contract amount not to exceed \$366,540 Funding in the amount of \$517 is available in the Fiscal Year 2006-2007 Operating Budget of the Finance and Administrative Services Department, Building Services Division Funding in the amount of \$30,028 is available in the Tax Increment Financing Fund for Tax Increment Financing Reinvestment Zone #15 Funding for the remaining 20 months of the original contract period and extension options is contingent upon available funding in future budgets Lowest responsive bid of three bids received This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program) No subcontracting opportunities were identified, therefore, no goals were established for this solicitation To be reviewed by the Tax Increment Financing Board on May 17, 2007

- 20 Authorize negotiation and execution of contracts with 18 underwriting firms, including 6 minority owned firms, to provide professional underwriting and negotiated refunding transaction services, each contract for a term of three-years with two 12-month extension options (Services related to municipal bond sales) Payment for underwriters will be made from the proceeds of each bond sale Best 18 qualification statements of 28 responses received This contract will be awarded in compliance with Chapter 2-9B 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
- 21 Approve the ratification of Amendment No 1 to increase the contract amount with E J WARD, INC , San Antonio, TX, for the purchase of parts for the Radio Frequency Fueling System Program in an amount of \$86,860, for a revised total contract amount not to exceed \$281,570 Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Financial and Administrative Services Department, Fleet Fund 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 solicitation
- 22 Authorize award and execution of a 36-month requirements supply contract with GRAPHIC SOLUTIONS GROUP, Dallas, TX, to provide decals for vehicles in an estimated amount not to exceed \$229,723, with three 12-month extension options in an estimated amount not to exceed \$73,094 for the first extension option, \$76,748 for the second extension option, and \$80,586 for the third extension option, for a total estimated contract amount not to exceed \$460,151 Funding in the amount of \$31,906 is available in the Fiscal Year 2006-2007 Operating Budget of the Finance and Administrative Services Department, Fleet Services Fund Funding for the remaining 31 months of the original contract period and extension options is contingent upon available funding in future budgets Lowest responsive bid of two bids received This contract will be awarded in compliance with Chapter 2-9D of the

City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program) No subcontracting opportunities were identified, therefore, no goals were established for this solicitation

- 23 Authorize award and execution of a 24-month requirements service contract with LONGHORN CAR-TRUCK RENTALS, Austin, TX, to provide vehicle rental services in an estimated amount not to exceed \$800,000, with two 12-month extension options in an estimated amount not to exceed \$400,000 per extension option, for a total estimated contract amount not to exceed \$1,600,000 Funding in the amount of \$166,667 is available in the Fiscal Year 2006-2007 Operating Budget of the Finance and Administrative Services Department, Fleet Services Fund Funding for the remaining 19 months of the original contract period and extension options is contingent upon available funding in future budgets Best evaluated bid of two bids received This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program) No subcontracting opportunities were identified, therefore, no goals were established for this solicitation
- 24 Authorize award and execution of two contracts with the following vendors LONGHORN INTERNATIONAL TRUCKS, LTD , Austin, TX for the purchase of 10 dump trucks in an amount not to exceed \$776,881, and BRIGGS EQUIPMENT, Austin, TX for the purchase of one terminal tractor in an amount not to exceed \$79,642 74 Funding in the amount of \$65,820 is available in the Fiscal Year 2006-2007 Operating Budget of the Aviation Department Funding in the amount of \$153,578 is available in the Fiscal Year 2006-2007 Vehicle Acquisition Fund of the Financial and Administrative Services Department Funding in the amount of \$557,483 is available in the Fiscal Year 2006-2007 Capital Budget of the Austin Water Utility Funding in the amount of \$79,642 74 is available in the Fiscal Year 2006-2007 Capital Budget of the Solid Waste Services Department Lowest bidders of four bids received This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program) No subcontracting opportunities were identified, therefore no goals were established for this solicitation
- 25 Authorize award and execution of a contract through the TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD) with HOLT CAT, Austin, TX for the purchase of one high-lift wheeled loader in an amount not to exceed \$223,162 Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Solid Waste Services Department Cooperative purchase This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program) This contract is a Cooperative Purchase, therefore, it is exempted under Chapter 252 022 of the Texas Local Government Code and no goals were established for this solicitation
- 26 Authorize award and execution of a 12-month service contract with

HOLT CAT, Austin TX, for the rental of a bulldozer for the Solid Waste Services Department in an amount not to exceed \$80,100, with two 12-month extension options in an amount not to exceed \$80,100 for each extension option, for a total contract amount not to exceed \$240,300 Funding in the amount of \$33,375 is available in the Fiscal Year 2006-2007 Operating Budget of the Solid Waste Services Department Funding for the remaining seven months of the original contract and extension options is contingent upon available funding in future budgets Sole bid received This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program) No subcontracting opportunities were identified, therefore, no goals were established for this solicitation

Item(s) from Council

- 27 Approve appointments to citizen board and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members
- 28 Approve an ordinance waiving certain development fees for Salvage Vanguard Theater in an amount not to exceed \$6066 50 for redevelopment of property located at 2803 Manor Road, Austin, TX (Mayor Pro Tem Betty Dunkerley, Council Member Mike Martinez and Council Member Brewster McCracken)
- 29 Approve a resolution declaring the Council s intent to maintain ownership of approximately 2853 acres of land on FM 969 in eastern Travis County, Texas, and directing the City Manager to investigate the feasibility of using the property to provide public services and benefits (Mayor Will Wynn, Mayor Pro Tem Betty Dunkerley and Council Member Lee Leffingwell)
- 30 Approve a resolution opposing the expansion applications for both the Waste Management Community Landfill and the Allied BFI Landfill and work with Travis County and the Texas Commission on Environmental Quality in seeking and planning for permanent closure and enforcing operating standards at both landfills (Council Member Lee Leffingwell, Council Member Mike Martinez and Council Member Sheryl Cole)
- 31 Approve a resolution directing the City Manager to initiate an amendment to Section 4 3 5 of Chapter 25-2, Subchapter E (Design Standards and Mixed Use) to do the following (1) provide that a neighborhood that files an opt-in/opt-out application in accordance with the provisions of Section 4 3 5 may file an amendment to the application on or before the 45th day after the original filing date established in Section 4 3 5, and (2) delete the 45-day reference to Council action of an opt-in/opt-out application (Council Member Brewster McCracken, Council Member Mike Martinez and Council Member Sheryl Cole)

- 32 Approve a resolution waiving the entry fee for Deep Eddy Pool for a free swim day on Saturday, June 2, 2007 as part of Deep Eddy's grand re-opening event (Mayor Pro Tem Betty Dunkerley, Council Member Lee Leffingwell and Council Member Mike Martinez)
- 33 Approve a resolution authorizing the use of Town Lake for water events to be held on May 21, 2007 associated with the annual Capital 2K open water swim and the Capital of Texas Triathlon (Mayor Will Wynn and Council Member Mike Martinez)
- 34 Approve waiver of certain Parks rental fees for the Equality Texas Pride Festival to be held at Waterloo Park on June 9, 2007 (Mayor Will Wynn, Council Member Jennifer Kim and Council Member Lee Leffingwell)
- 35 Approve waiver of Park rental fees and requirements for the 2007 Austin Fire Fighters Association's Annual Retirement Party to be held at Fiesta Gardens May 16, 2007 (Council Member Mike Martinez, Council Member Lee Leffingwell and Council Member Jennifer Kim)
- 36 Approve waiver of fees under Chapter 14 of the City Code, and Parks rental fees for the Freescale Road to Austin Live Music Capital of the World event to be held at Auditorium Shores on May 19, 2007 (Mayor Will Wynn, Mayor Pro Tem Betty Dunkerley and Council Member Sheryl Cole)

Item(s) to Set Public Hearing(s)

- 37 Set a public hearing to consider an ordinance authorizing the addition of new neighborhoods to the Restricted Front Yard Parking Area Map in accordance with Section 12-5-29 of the City Code (Suggested date and time May 24, 2007 at 6 00 p m , Austin City Hall, 301 West Second Street, Austin, TX)
- 38 Set a public hearing to consider an ordinance designating areas in which additional distance regulations will be applied to mobile food establishments (Suggested date and time May 24, 2007 at 6 00 p m , Austin City Hall, 301 West Second Street, Austin, TX)
- 39 Set a public hearing to consider floodplain variances requested by Mr Jeffrey Russell to allow construction of a single-family residence at 8206 Sandalwood Cove in the 25-year and 100-year floodplains of Shoal Creek and to waive the requirement to dedicate a drainage easement to the full limit of the 100-year floodplain to exclude the footprint of the proposed duplex (Suggested date and time May 24, 2007 at 6 00 p m , Austin City Hall, 301 West 2nd Street, Austin, TX)

10 30 AM -- Morning Briefings

- 40 Presentation from the Affordable Housing Incentive Task Force

12 00 PM -- Citizen Communications General

Pat Johnson - The Men and Women of the Austin Police Department

Lynn Goodman-Strauss - Comforting the Sick in Austin, Texas

M E M Taylor - Funding for the Historic African American

Ural Jarmon - Culturing Differences

Sheila Reiter - Northcross Re-Development

Dr Jan Triplett - Northcross Re-Development in Northcross Area

Audley Blackburn - Northcross Re-Development

Daniel Llanes - VMU/Affordable Housing

Deborah Femat - Wal-Mart Northcross Site Plan

Susana Almanza - VMU - Just another gentrification/displacement too!
80% MFI for family of 4 = \$56,900 & 100% MFI for 4 = \$69,600, this is
not affordable!! We don t need anymore Condos & Lofts for single
people in East Austin!!! We need housing for the poor & working poor
families!

Executive Session

- 41 Discuss legal issues concerning legislation in the 80th Legislative Session (Private Consultation with Attorney - Section 551 071)
- 42 Discuss legal issues concerning development at Northcross Mall (Private Consultation with Attorney - Section 551 071)
- 43 Discuss legal issues regarding the City s Minority-Owned and Women-Owned Business Enterprise Program (MBE/WBE), including the availability and disparity study of minority-owned and women-owned businesses (Private Consultation with Attorney - Section 551 071)
- 44 Discuss legal issues related to City of Austin v Harry M Whittington, et al , Cause No 2403, in the County Court at Law No 1, Travis County, Texas (concerns the City's condemnation case) (Private Consultation with Attorney - Section 551 071)

- 45 Discuss legal issues relating to Cause No C-1-CV-06-005508, James Harper d/b/a James Harper Landscaping v Rodriguez Barr, Inc d/b/a The Barr Company, and the City of Austin, In the County Court at Law No 2, Travis County, Texas (concerns the Caswell Tennis Courts construction project) (Private Consultation with Attorney - Section 551 071) (Related to Item #46)

Action on Executive Session

- 46 Approve settlement in Cause No C-1-CV-06-005508, James Harper d/b/a James Harper Landscaping v Rodriguez Barr, Inc d/b/a The Barr Company, and the City of Austin, In the County Court at Law No 2, Travis County, Texas (concerns the Caswell Tennis Courts construction project) (Related to item #45)

3 00 PM -- Tax Increment Financing Board

- 47 The Mayor will recess the City Council meeting to conduct a Board of Directors' Meeting of the The Tax Increment Financing (TIF) Board #15 Following adjournment of the TIF Board meeting the City Council will re-convene (See attached agenda)

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

- 48 PH C12M-07-0001(RCA) - Camden Property - Conduct a public hearing and approve a restrictive covenant amendment to allow multi-family use for the property located at State Farm Way at West Parmer Lane (Lake Creek Watershed) Staff Recommendation To approve the restrictive covenant amendment to allow multi-family use Planning Commission Recommendation To approve the restrictive covenant amendment to allow multi-family use Applicant North Austin Utility District No 1 Agent Bury+Partners (Melissa Matthiesen) City Staff Robert Heil, 974-2330
- 49 PH C14-06-0236 - 13201 Pond Springs Road - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 13201 Pond Springs Road (Lake Creek Watershed) from interim-rural residence (I-RR) district zoning to community commercial-conditional overlay (GR-CO) combining district zoning for Tract 1, and commercial-liquor sales-conditional overlay (CS-1-CO) combining district zoning for Tract 2 Staff Recommendation To grant community commercial-conditional

overlay (GR-CO) combining district zoning for Tract 1, and commercial-liquor sales-conditional overlay (CS-1-CO) combining district zoning for Tract 2 Zoning and Platting Commission Recommendation To grant community commercial-conditional overlay (GR-CO) combining district zoning for Tract 1, and commercial-liquor sales-conditional overlay (CS-1-CO) combining district zoning for Tract 2 Applicant Priesmeyer Family, L P (Victoria Priesmeyer) Agent Vincent Gerard & Associates (Vince Huebinger) City Staff Tina Bui, 974-2755

50 PH C14H-07-0001 - Shelby-Matthews-Bergquist House - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2705 Oakhurst 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 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 Fred and Anne Dure City Staff Steve Sadowsky, 974-6454

51 PH C14-06-0188 - Parker Lane - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1406-1506 Parker Lane (Town Lake Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to multi-family residence-moderate-high density-neighborhood plan (MF-4-NP) combining district zoning Staff Recommendation To deny multi-family residence-moderate-high density-neighborhood plan (MF-4-NP) combining district zoning Planning Commission Recommendation To deny multi-family residence-moderate-high density-neighborhood plan (MF-4-NP) combining district zoning Applicant J Ryan Dinepenbrok, Julia Schleber, Michael Hackett and Bryant Colman Agent Sergio Lozano-Sanchez (LOC Consulting) City Staff Robert Heil, 974-2330

52 PH C14-07-0011 - Lamar/Manchaca Mixed Use - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2711-2715 South Lamar and 2803-2901 Manchaca (West Bouldin Creek Watershed) from general commercial services (CS) district zoning to general commercial services-conditional overlay (CS-CO) combining district zoning to permit Vertical Mixed use on the site Staff Recommendation To grant general commercial services-conditional overlay (CS-CO) combining district zoning to permit Vertical Mixed use on the site Planning Commission Recommendation To grant general commercial services-conditional overlay (CS-CO) combining district zoning to permit Vertical Mixed use on the site Applicant Alexander Madison Land Co (Robert Watts), JBS Holdings, L P (Winston Krause) Agent Drenner & Golden Stuart Wolff (Michele Rogerson) City Staff Robert Heil, 974-2330

53 C14-07-0013 - Caswell Lofts - Conduct a public hearing and approve an

PH ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2205 North Lamar Boulevard and 2209 Shoal Creek Boulevard (Shoal Creek Watershed) from general office-mixed use-conditional overlay-neighborhood plan (GO-MU-CO-NP) combining district zoning to general office-mixed use-conditional overlay-neighborhood plan (GO-MU-CO-NP) combining district zoning to change a condition of zoning Staff Recommendation To grant general office-mixed use-conditional overlay-neighborhood plan (GO-MU-CO-NP) combining district zoning to change a condition of zoning Planning Commission Recommendation To grant general office-mixed use-conditional overlay-neighborhood plan (GO-MU-CO-NP) combining district zoning to change a condition of zoning Applicant Caswell Lofts, LP (Allen Cowden) Agent Smith, Robertson, Elliott, Glen, Klein (David Hartman) City Staff Jorge E Rousselin, 974-2975

5 30 PM -- Live Music

Bocastria

5 30 PM -- Proclamations

Distinguished Service Award -- Mexican American Cultural Committee and Certificates of Appreciation -- Artists Carlos Pineda and Steve Herrera for the Que Vivan Los 25! Banner Project -- to be presented by Mayor Will Wynn and to be accepted by the honorees

Certificate of Appreciation -- Solid Waste Services' first WasteSMART Partner -- to be presented by Mayor Will Wynn and to be accepted by the Green Team from Silicon Laboratories

Proclamation -- Prenatal Care Awareness Day -- to be presented by Mayor Will Wynn and to be accepted by David Lurie and Vanessa Metzger

Proclamation -- 30th Annual O Henry Pun-Off -- to be presented by Mayor Will Wynn and to be accepted by Deborah Rosenquist and Marshall Jones

Proclamation -- EMS Week -- to be presented by Council Member Lee Leffingwell and to be accepted by Ernie Rodriguez

Proclamation -- Shudde Fath Day -- to be presented by Council Member Lee Leffingwell and to be accepted by the honoree

Proclamation -- Theatre Action Project Day -- to be presented by Council Member Mike Martinez and to be accepted by Karen LaShelle


6 00 PM -- Public Hearings and Possible Actions


- 54 PH Conduct a public hearing to receive citizen comments on the following (1) the Annual Draft Action Plan Fiscal Year 2007-2008, required by the U S Department of Housing and Urban Development (HUD), and (2) Texas Local Government Code Chapter 373 Community Development 2007-2008 Program, including proposed funding allocations for Fiscal Year 2007-2008
- 55 PH Conduct a public hearing regarding a proposed strategic partnership agreement (SPA) between the City and Lost Creek Municipal Utility District (MUD) (approximately 788 acres located in Travis County west of Capital of Texas Highway west of the intersection of Lost Creek Boulevard and Capital of Texas Highway)
- 56 PH Conduct a public hearing to amend Section 25-8-514(A) of the City Code, grant a waiver to Section 25-8-213(D) of the City Code, and grant variances to Sections 25-8-301, 25-8-341, 25-8-342, and 25-8-454 of the City Code to allow construction of the Westbank Community Library facility and parking at the intersection of Bee Caves Road and Cuernavaca Drive This action requires a site-specific amendment of the Save Our Springs Initiative and concerns property in the Barton Springs Zone Recommended by the Planning Commission and the Environmental Board, with conditions
- 57 PH Conduct a public hearing to amend Section 25-8-514(A) of the City Code, grant a waiver of Section 25-8-213(D) of the City Code, and grant a variance to Section 25-8-483 of the City Code to allow construction of the Zion Rest Baptist Church facility and parking at 3341 Paisano Trail This action requires a site-specific amendment of the Save Our Springs Initiative and concerns property in the Barton Springs Zone Recommended by the Planning Commission and the Environmental Board, with conditions
- 58 PH Conduct a public hearing for the full purpose annexation of the following areas (1) Avery Ranch Area, Group 3 (a) Tract One approximately one acre in Williamson County south of Brushy Creek and east of Parmer Lane, (b) Tract Two approximately 185 acres in Williamson County south of Brushy Creek and west of Parmer Lane, (c) Tract Three approximately 30 acres in Williamson County south of Avery Ranch Boulevard and west of Parmer Lane, (d) Tract Four approximately 19 acres in Williamson County south of the intersection of Avery Ranch Boulevard and Staked Plains Drive, and (2) Avery Ranch Blvd Area (approximately 5 acres in Williamson County including Avery Ranch Boulevard right-of-way approximately 800 feet east of the intersection of Avery Ranch Boulevard and US-183A)
- 59 PH Conduct a public hearing for the full purpose annexation of the Dakota Springs Area (approximately 102 acres in Travis County south of Frate Barker Road at the intersection of Frate Barker Road and Brodie Lane)
- 60 PH Conduct a public hearing for the full purpose annexation of the Goodnight Ranch North Area (approximately 239 acres in southern

Travis County north of the proposed Slaughter Lane extension, approximately 680 feet east of the intersection of Slaughter Lane and Old Lockhart Road)

- 61 PH Conduct a public hearing for the full purpose annexation of the IH-35 Service Road Right-of-Way at FM 1327 Area (approximately 17 acres in southern Travis County at the intersection of IH-35 and FM 1327)
- 62 PH Conduct a public hearing for the full purpose annexation of the Sweetwater Glen Area (approximately 90 acres in Travis County east of Manchaca Road, approximately 1,070 feet south of the intersection of Slaughter Lane and Manchaca Road)
- 63 PH Conduct a public hearing on the full purpose annexation of the US 290 East/Ed Bluestein Right-of-Way Area (approximately 16 32 acres in Travis County southeast of the intersection of US 290 East and Ed Bluestein)

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.