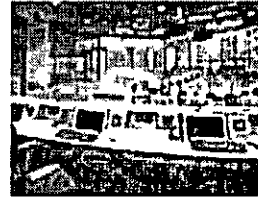
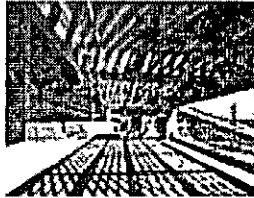
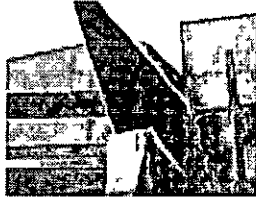


# AGENDA



**Thursday, May 24, 2007**

The Austin City Council will convene at 10 00 AM on  
Thursday, May 24, 2007 at Austin City Hall  
301 W Second Street, Austin, TX



AUSTIN CITY CLERK  
POSTING DATE/TIME  
2007 MAY 18 PM 1 33

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**

Dr. Marvin C. Griffin, Pastor, Ebenezer Baptist 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 17, 2007

### **Austin Energy**

2. Approve issuance of a rebate in the amount of \$61,221.41 to BRACKENRIDGE HOSPITAL, Austin, TX, for the installation of energy efficient centrifugal chillers at their location at 601 East 15th Street. Funding is available in the Fiscal Year 2006-2007 Operating Budget of the Conservation Rebates and Incentive Budget of Austin Energy. Recommended by the Resource Management Commission and the Electric Utility Commission.
3. Approve the issuance of a Letter of Intent for a rebate in the amount of \$96,435.90 to TEJAS SECURITIES, Austin, TX, for the installation of a solar photovoltaic system at their facility located at 8226 Bee Caves Road. Funding is available in the Fiscal Year 2006-2007 Operating Budget of Austin Energy in the Conservation Rebates and Incentives Fund. Recommended by the Resource Management Commission.
4. Approve funding a variety of recreational and educational opportunities for adults and children in the Holly Street Neighborhood, as well as neighborhood improvements, in an amount not to exceed \$100,000. Funding is available in the 2006-2007 Operating Budget of the Electric Utility Department. Recommended by the Electric Utility Commission.

## **Austin Water Utility**

- 5 Authorize the City Manager to negotiate and execute an agreement with Hill Country Golf, Inc (dba Lost Creek Country Club) and Barton Creek Resort, LLC, through its general manager, KSL Resorts, Inc , Travis County Municipal Utility District #4, and Stratus Properties, Inc concerning the disposal of treated effluent from the Lost Creek Municipal Utility District's wastewater treatment plant for golf course irrigation purposes. The funding for required operating expenses is dependent upon future budget adoptions. Recommended by the Water and Wastewater Commission
- 6 Approve an ordinance authorizing negotiation and execution of an amendment to the existing Cost Reimbursement Agreement with Nalle Woods Ltd , to increase the amount of City cost reimbursement for construction of a 12 and 16-inch water main and appurtenances for the Nalle Woods Subdivision by \$126,360 for actual construction costs, with a maximum cost reimbursement amount not to exceed \$358,360. Funding in the amount of \$126,360 is available in the Fiscal Year 2006-2007 Capital Budget of the Austin Water Utility. Recommended by the Water and Wastewater Commission

## **Neighborhood Planning & Zoning**

- 7 Approve an ordinance adopting a Strategic Partnership Agreement (SPA) between the City and Lost Creek Municipal Utility District (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). The City will incur no unanticipated costs from entering into the Strategic Partnership Agreement. The general fund will receive property tax revenue beginning in Fiscal Year 2008-2009 from the commercial areas to be annexed. The expected net present value of the cumulative 25 year cash flows associated with the SPA approximates the net present value of expected cash flows if the area were annexed in December 2008.

## **Parks and Recreation**

- 8 Authorize negotiation and execution of an amendment to the co-sponsorship agreement between the City and the Urban Life Group, Inc ,in the amount of \$25,000 to produce the rescheduled second day of the 2007 Urban Music Festival on June 23, 2007 for a total contract amount not to exceed \$69,000. Funding is available in the Fiscal Year 2006-2007 Operating Budget of the Parks and Recreation Department.

## **Police**

- 9 Approve an ordinance authorizing the application and acceptance of \$24,886 in grant funds from the State of Texas, Office of the Governor, Criminal Justice Division, Juvenile Accountability Block Grant Program (JABG), and amend the Fiscal Year 2006-2007 Police Department Operating Special Revenue Fund of Ordinance No. 20060911-001 to appropriate \$24,886 for technology resources for the City of Austin's Eastside Story Program. Funding is available from the State of Texas, Office of the Governor, Criminal Justice Division, for the grant period of August 1, 2007 through July 31, 2008. A cash match of \$2,765 is required and will be included in the Fiscal Year 2007-2008 Operating Budget of the Police Department. Total funding for the JABG project is \$27,651.

## **Public Safety and Emergency Management**

- 10 Approve a resolution ratifying the Meet and Confer Agreement with the Austin Public Safety Officers' Association (APSOA) covering peace officers in the Public Safety and Emergency Management Department Funding in the amount of \$108,042 is available in the Fiscal Year 2007-2008 Amended Operating Budget of the Public Safety and Emergency Management Department

## **Public Works**

- 11 Approve a resolution authorizing the fee simple acquisition of Lot 25, Block A, of Onion Creek Plantations Section One, a subdivision in Travis County, TX, and locally known as 7140 Dixie Drive, Austin, TX, from Geneva Garcia and Antonio Arismendez, Sr , for the Streambank Restoration and Erosion Management Program, in the amount of \$96,000 for the land and improvements and \$18,900 in owner assisted relocation benefits, plus moving related expenses not to exceed \$10,000, for a total amount not to exceed \$124,900 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 23, Block A, of Onion Creek Plantations Section One, a subdivision in Travis County, TX, and locally known as 7136 Dixie Drive, Austin, TX, from Susan Garcia for the Streambank Restoration and Erosion Management Program, in the amount of \$125,000 for the land and improvements and \$20,900 in owner assisted relocation benefits, plus moving related expenses not to exceed \$10,000, for a total amount not to exceed \$155,900 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 City Manager to negotiate and execute a contract to purchase approximately 50 403 acres in fee simple located along Hergotz Road and Thomas Lane from Williams C Love, Trustee, d/b/a Montopolis Land Company in an amount not to exceed \$2,850,000 for a total acquisition of \$3,000,000 Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Austin Water Utility
- 14 Authorize execution of a construction contract with TEXAS STERLING CONSTRUCTION, LP, San Antonio, TX, for the Oltorf Street Reconstruction and Utility Adjustment Project from South First Street to Congress Avenue in the amount of \$3,292,584, which includes a potential bonus of a maximum of \$120,000, plus a \$493,887 60 contingency, for a total contract amount not to exceed \$3,786,471 60 Funding in the amount of \$2,640,969 25 is in the Fiscal Year 2006-2007 Capital Improvement Budget of the Public Works Department Funding in the amount of \$1,145,502 35 is available in the Fiscal Year 2006-2007 Capital Budget of the Austin Water Utility 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, 12 92% MBE and 12 62% WBE subcontractor participation Recommended by the Water and Wastewater Commission
- 15 Authorize negotiation and execution of an amendment to the professional services agreement with CAMP DRESSER and McKEE (CDM) Austin, TX, in an amount not to exceed \$833,179 for additional construction phase services for the Ullrich Water Treatment Plant Expansion Contract 4 Project, for a total project cost for all project costs for design and construction phases in the

amount of \$24,522,563 Funding in the amount of \$833,179 is in the Fiscal Year 2006-2007 Capital Improvement Budget of the Austin Water Utility This contract was awarded in compliance with Chapter 2-9B of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program), 13 74% MBE and 24 38% WBE subconsultant participation to date Recommended by the Water and Wastewater Commission

- 16 Approve an ordinance amending Section 12-4-42 of the City Code to establish a 40 miles per hour speed limit on Ross Road from Pearce Lane to 545 feet north of Gilwell Drive and amending Section 12-4-64 of the City Code to establish a 25 miles per hour school zone on Ross Road from 310 feet south of Thome Valley Drive to 250 feet north of Thome Valley Drive for the Del Valle Elementary School No funding is needed because all necessary signs are already posted

## **Purchasing Office**

- 17 Authorize execution of Amendment No 2 to the contract with Complete Communication Services, Inc d/b/a Co Com Cabling Systems (WBE/FR), Pflugerville TX, to continue providing equipment and services for an additional 12-month period for the Rutherford Lane facility and campus backbone voice and data cabling and increase the contract in an estimated amount not to exceed \$175,000 for a revised total estimated contract amount not to exceed \$873,900 Funding in the amount of \$165,000 is available in Fiscal Year 2006-2007 Capital Budget of the Building Services Division of the Financial and Administrative Services Department Funding in the amount of \$10,000 is available in the Fiscal Year 2006-2007 Operating Budget of the Communications and Technology Management Department 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 and execution of a contract through the U S Communities Government Purchasing Alliance with Workplace Resource of Austin, Austin, TX, for the layout design and installation of existing modular furniture and the purchase and installation of additional modular furniture, in an amount not to exceed \$116,841 06 Funding is available in the Fiscal Year 2006-2007 Capital Improvement Project Fund of the Finance and Administrative Services Department, Building Services Division Purchasing Cooperative This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned 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
- 19 Approve ratification of award and execution of a 12-month contract with METRICSTREAM, INC , Redwood Shores, CA for the purchase of Quality Management Systems software, installation, and training to support ISO 9000 compliance in an amount not to exceed \$126,000, with four 12-month extension options in estimated amounts not to exceed \$123,600 for the first extension option, \$134,400 for the second extension option \$75,000 for the third extension option, and \$81,000 for the fourth extension option, for a total estimated contract amount not to exceed \$540,000 Funding in the amount of \$42,000 is available in the Fiscal Year 2006-2007 Operating Budget of Austin

Energy Funding in the amount of \$84,000 is available in the Fiscal Year 2006-2007 Capital Budget of Austin Energy Funding for the extension options is contingent upon available funding in future budgets Critical Business Need This purchase 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

- 20 Authorize award and execution of a contract with SAUBER MANUFACTURING COMPANY, Virgil, IL, for the purchase of two 21,000# cable reel trailers for Austin Energy in an amount not to exceed \$91,318 Funding is available in the Fiscal Year 2006-2007 Capital Budget of Austin Energy 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
- 21 Authorize award and execution of a 12-month requirements supply contract with HERSEY METER COMPANY, LLC, Cleveland, NC, for the purchase of water meters for the Austin Water Utility in an estimated amount not to exceed \$328,431, with two 12-month extension options in an estimated amount not to exceed \$377,696 for the first extension option and \$434,350 for the second extension option, for a total estimated contract amount not to exceed \$1,140,477 Funding in the amount of \$109,477 is available in the Fiscal Year 2006-2007 Operating Budget of the Austin Water Utility Funding for the remaining eight months of the original contract and extension options is contingent upon available funding in future budgets Lowest bid of three 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 Recommended by the Water and Wastewater Commission
- 22 Authorize award and execution of a 24-month requirements service contract with JOHNSON CONTROLS, INC , Austin, TX for chiller maintenance services in an estimated amount not to exceed \$147,222, with two 12-month extension options in an estimated amount not to exceed \$73,611 per extension option, for a total estimated contract amount not to exceed \$294,444 Funding in the amount of \$24,537 is available in the Fiscal Year 2006-2007 Operating Budget of the Finance and Administrative Services Department, Building Services Division Funding for the remaining 20 months of the original contract period and extension options is contingent upon available funding in future budgets Lowest 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
- 23 Authorize award and execution of a 36-month requirements supply contract through the STATE OF TEXAS, TEXAS BUILDING AND PROCUREMENT COMMISSION with SANOFI PASTEUR, Swiftwater, PA, for tetanus, diphtheria, and acellular pertussis vaccine and tetanus and diphtheria vaccine in an estimated amount not to exceed \$509,970, with three 12-month extension options in an estimated amount not to exceed \$169,990 per extension option, for a total estimated contract amount not to exceed \$1,019,940 Funding in the amount of \$56,663 is available in the Fiscal Year 2006-2007 Operating Budget

of the Community Care Services Department. Funding for the remaining 32 months of the original contract period and extension options is contingent upon available funding in future budgets. 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.

24. Authorize award and execution of a 12-month requirements service contract with RZ COMMUNICATIONS, INC. (MBE/MH), Austin, TX, for installation and maintenance of two-way radios and other peripheral equipment in an estimated amount not to exceed \$100,000, with four 12-month extension options in an estimated amount not to exceed \$100,000 per extension option, for a total estimated contract amount not to exceed \$500,000. Funding in the amount of \$33,334 is available in the Fiscal Year 2006-2007 Operating Budget of the Communications and Technology Management 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 2-9C 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.
25. Authorize award and execution of a 36-month requirements supply contract through the HOUSTON-GALVESTON AREA COUNCIL OF GOVERNMENTS (H-GAC) COOPERATIVE PURCHASING PROGRAM with SPRINT SOLUTIONS, Reston, VA, for wireless data network connectivity and related cellular/radio services in an estimated amount not to exceed \$1,800,000 with three 12-month extension options in an estimated amount not to exceed \$600,000 per extension option, for a total estimated contract amount not to exceed \$3,600,000. Funding in the amount of \$100,000 is available in the Fiscal Year 2006-2007 Operating Budgets of various departments. Funding in the amount of \$100,000 is available in the Capital Budget of Communications & Technology Management, Wireless Communications Services. Funding for the remaining 32 months of the original contract period and extension options is contingent upon available funding in future budgets. Purchasing Cooperative. 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 contract with KINLOCH EQUIPMENT & SUPPLY, INC., Arlington, TX, for the purchase of four tow-behind sand spreaders in an amount not to exceed \$74,660. Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Public Works Department. 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.
27. Authorize award and execution of a contract with TEREX UTILITIES SOUTH, INC., San Antonio, TX, for the purchase of one trailer-mounted four-drum cable puller in an amount not to exceed \$103,514. Funding is available in the Fiscal

Year 2006-2007 Capital Budget of Austin Energy. Lowest bid of three 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.

- 28 Authorize award and execution of a contract with CENTRAL TEXAS EQUIPMENT, Round Rock, TX, for the purchase of three walk-behind concrete saws with trailers in an amount not to exceed \$49,950. Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Public Works Department. Lowest 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.
- 29 Authorize execution of a 12-month service requirements agreement with TEXAS DISPOSAL SYSTEMS, AUSTIN, TX, for residential dumpster refuse and bulky item collection services at various four-plex and duplex locations in the City's Metropolitan area, in an estimated amount not to exceed \$260,752, with four 12-month extension options in an estimated amount not to exceed \$260,752 per extension option, for a total estimated contract amount not to exceed \$1,303,760. Funding in the amount of \$86,917 is available in the 2006-2007 Operating Budget of the Solid Waste Services Department. Funding for the remaining eight months of the original contract period and extension options will be contingent upon available funding in future budgets. Public Health & Safety Exemption. This contract will be awarded in compliance with Chapter 2-9A of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). This is a public health and safety service contract, therefore, it is exempted under Chapter 252.022 of the Texas Local Government Code and no goals were established for this solicitation. Not recommended by the Solid Waste Advisory Commission.
- 30 Authorize award, negotiation, and execution of a contract with EMA, INC., St Paul, MN, for the purchase of business process analysis services in an amount not to exceed \$104,736. Funding is available in Fiscal Year 2006-2007 Capital Budget of the Watershed Protection and Development Review Department. Best evaluated proposal of three proposals 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.

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

- 31 Approve appointments to citizen board and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members.

#### **Item(s) to Set Public Hearing(s)**

- 32 Set a public hearing to consider an ordinance amending Chapter 25-1, Subchapter E of Chapter 25-2, and Chapter 25-4 of the City Code relating to parkland dedication, and establishing the parkland cost for each dwelling unit.



There is no unanticipated fiscal impact. A fiscal note is not required. Recommended with minor revisions by the Parks and Recreation Board, Downtown Commission, and, the Design Commission. To be reviewed by the Planning Commission on May 22, 2007. (Suggested date and time: June 7, 2007 at 6:00 p.m., Austin City Hall, 301 W. Second Street, Austin, TX)

- 33 Set a public hearing to consider variance requests by Mr. Matt Worrall to allow construction of a single-family residence at 1104 Richardine Avenue in the 25-year and 100-year floodplains of Tannehill Branch and to waive the requirement to dedicate a drainage easement to the full limit of the 100-year floodplain for the footprint of the residence. (Suggested date and time: June 7, 2007 at 6:00 p.m., Austin City Hall, 301 W. Second Street, Austin, TX)
- 34 Set a public hearing to consider a request for a waiver from the minimum distance requirement of City Code, Section 4-9-4(A), which requires 300 feet between a business that proposes to sell alcoholic beverages at 800 Brazos Street (Brazos Place) and Central Presbyterian Church, at 200 East 8th Street. (Suggested date and time: June 7, 2007 at 6:00 p.m., Austin City Hall, 301 W. Second Street, Austin, TX)
- 35 Set a public hearing to consider an amendment to Section 25-2-713(B) of the City Code to provide that an interested party may appeal a decision by the Land Use Commission to grant or deny a variance requested under that section for property in any Waterfront Overlay subdistrict. Scheduled for consideration by the Codes & Ordinances Subcommittee on May 15, 2007 and for Planning Commission consideration on May 22, 2007. (Suggested date and time: June 7, 2007 at 6:00 p.m., Austin City Hall, 301 W. Second Street, Austin, TX)

#### **10:30 AM -- Morning Briefings**

- 36 Presentation and update on the City's Green Water Treatment Plant Decommissioning and Site Redevelopment

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

Frances Martinez - Cristo Rey Jamica June 3, 90 day Moratorium on Condos and Lofts on East Cesar Chavez St. & East 6th St., Code Enforcement neighborhood education, Restore "Holly Good Neighbor" Homeowners replacement 15 years forgivable loan and economic guidelines. SAVE EL BARRIO!

Marcelo Tafoya - Cristo Rey Jamica June 3, 90 day Moratorium on Condos and Lofts on East Cesar Chavez St. & East 6th St., Code Enforcement neighborhood education, Restore "Holly Good Neighbor" Homeowners replacement 15 years forgivable loan and economic guidelines. SAVE EL BARRIO!

Marcos De Leon - Cristo Rey Jamica June 3, 90 day Moratorium on Condos and Lofts on East Cesar Chavez St. & East 6th St., Code Enforcement neighborhood education, Restore "Holly Good Neighbor" Homeowners replacement 15 years forgivable loan and economic guidelines. SAVE EL BARRIO!

Fidel Acevedo - Cristo Rey Jamica June 3, 90 day Moratorium on Condos and Lofts on East Cesar Chavez St. & East 6th St., Code Enforcement neighborhood education, Restore "Holly Good Neighbor" Homeowners replacement 15 years

forgivable loan and economic guidelines SAVE EL BARRIO'

Paul Hernandez - Cristo Rey Jamica June 3, 90 day Moratorium on Condos and Lofts on East Cesar Chavez St & East 6th St , Code Enforcement neighborhood education, Restore "Holly Good Neighbor" Homeowners replacement 15 years forgivable loan and economic guidelines QUE VIVA EL BARRIO'

Gavino Fernandez Jr - Cristo Rey Jamica June 3, 90 day Moratorium on Condos and Lofts on East Cesar Chavez St & East 6th St , Code Enforcement neighborhood education, Restore "Holly Good Neighbor" Homeowners replacement 15 years forgivable loan and economic guidelines

Jimmy Castro - Children's Miracle Network

Cindy Fisher - The North Cross Development

Gloria Moreno - Cristo Rey Catholic Church Bazaar on June 3, 2007, 90 day moratorium on East Cesar Chavez, code enforcement Neighborhood Education & Restoring the Holly Good Neighbor Homeowner Repair & Replacement Program

CarolAnneRose Kennedy - THE GRAD YOU ATE

### **Executive Session**

- 37 Discuss legal issues concerning legislation in the 80th Legislative Session (Private Consultation with Attorney - Section 551 071)
- 38 Discuss legal issues concerning development at Northcross Mall (Private Consultation with Attorney - Section 551 071)
- 39 Discuss legal issues relating to the labor negotiations for a Meet and Confer contract with the Austin Safety Officers Association (Private Consultation with Attorney - Section 551 071)
- 40 Discuss legal issues regarding the terms of a proposed settlement agreement with the Lower Colorado River Authority (LCRA) concerning the use of return flows, water rights, future water supplies, and pending applications for water rights determinations before the Texas Commission on Environmental Quality (TCEQ) involving the Colorado River (Private Consultation with Attorney - Section 551 071)

### **3: 00 PM -- 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)

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

- 41 C14-07-0010 - Cardinal Substation - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property

locally known as 3306-3310 South 2nd Street (Bouldin Creek Watershed) from family residence (SF-3) district zoning to public (P) district zoning First reading approved on April 12, 2007 Vote 6-0 (Leffingwell absent) Applicant Austin Energy Agent Davar Engineering (Jim Herbert) City Staff Robert Heil, 974-2330

- 42 C14-06-0220 Thornton Bungalows - Approve second/third readings of 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 First reading approved on March 1, 2007 Vote 7-0 Applicant Thornton Cottages Austin, L P (James Austin) Agent Stansberry Engineering (Blayne Stansberry) City Staff Robert Heil, 974-2330

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

- 43 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
- 44 PH C14-06-0208 - Eastbourne Crossing - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3400-3517 Block of South FM 973 (Colorado River Watershed) from development reserve (DR) district zoning to general commercial services (CS) district zoning Staff Recommendation To grant general commercial services (CS) district zoning with conditions Zoning and Platting Commission Recommendation To grant general commercial services-conditional overlay (CS-CO) combining district zoning with conditions Applicant Eastbourne Crossing Limited Partnership Agent Drenner & Golden Stuart Wolff, LLP (Michele Rogerson) City Staff Tina Bui, 974-2755
- 45 PH C14-07-0003 - Manor Road - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 4611 Manor Road (Tannehill Branch Watershed) from planned unit development-neighborhood plan (PUD-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 Planning Commission Recommendation To grant community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning Applicant American Cancer Society (John P Martin) Agent Davcar Engineering (Jim Herbert) City Staff Robert Heil, 974-2330
- 46 PH C14-07-0009 - South Urban Lofts - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 4367 South Congress Avenue (Williamson Creek Watershed) from general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning and limited industrial-neighborhood plan (LI-NP)

- combining district zoning to general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning and multi-family residence-highest density-conditional overlay-neighborhood plan (MF-6-CO-NP) combining district zoning Staff Recommendation To grant general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning and multi-family residence-highest density-conditional overlay-neighborhood plan (MF-6-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 and multi-family residence-highest density-conditional overlay-neighborhood plan (MF-6-CO-NP) combining district zoning Applicant Urban Lofts (Mitch Ely) Agent Mike McHone Real Estate (Mike McHone) City Staff Robert Heil, 974-2330
- 47 PH C2A-06-0224 - Park at Aspen Lake - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 13700-13800 Research Boulevard (Lake Creek Watershed) from multi-family residence-low density-conditional overlay (MF-2-CO) combining district zoning and community commercial (GR) district zoning to limited industrial-planned development area (LI-PDA) combining district zoning Staff Recommendation To grant commercial highway-planned development area (CH-PDA) combining district zoning Zoning and Platting Commission Recommendation To grant commercial highway-planned development area (CH-PDA) combining district zoning Applicant Aspen Properties, Inc (Mark McAlister) Agent Armbrust & Brown, LLP (Amanda Morrow) City Staff Tina Bui, 974-2755
- 48 PH NPA-06-0009 02 - Los Abogados Gueros - Conduct a public hearing and approve an ordinance amending Ordinance 011213-41, the Central East Austin Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, to establish office mixed use designation on the future land use map (FLUM) for the property located at 1214 East 7th Street (Waller Creek and Town Lake Watersheds) Staff Recommendation To grant office mixed use designation Planning Commission Recommendation To grant office mixed use designation Applicant Los Abogados Gueros, L L C Agent Lopez-Phelps & Associates (Amelia Lopez-Phelps) City Staff Katie Halloran, 974-3509
- 49 PH C14-06-0162 and C14H-07-0002 - Los Abogados Gueros - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1214 East 7th Street (Waller Creek and Town Lake Watersheds) from family residence-neighborhood plan (SF-3-NP) combining district zoning to general office-historic-mixed use-conditional overlay-neighborhood plan (GO-H-MU-CO-NP) combining district zoning Staff Recommendation To grant general office-historic-mixed use-conditional overlay-neighborhood plan (GO-H-MU-CO-NP) combining district zoning Planning Commission Recommendation To grant general office-historic-mixed use-conditional overlay-neighborhood plan (GO-H-MU-CO-NP) combining district zoning Owner Los Abogados Gueros, L L C Agent Lopez-Phelps & Associates (Amelia Lopez-Phelps) City Staff Robert Heil, 974-2330
- 50 PH C14-07-0018 - Barton Place - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1600 Barton Springs Road (Town Lake Watershed) from general commercial services (CS) district zoning to multi-family residence-highest density (MF-6) district zoning Staff Recommendation To grant multi-

family residence-highest density-conditional overlay (MF-6-CO) combining district zoning Planning Commission Recommendation To grant multi-family residence-highest density-conditional overlay (MF-6-CO) combining district zoning Applicant Toomey Road Partners, Ltd (Susan Toomey Frost) Agent Rick Engel City Staff Robert Heil, 974-2330

- 51 PH C14-2007-0038 SH - Garden Terrace - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1015 W William Cannon Drive (South Boggy Creek Watershed) from multi-family residence-limited density-conditional overlay (MF-1-CO) combining district zoning to multi-family residence-low density (MF-2) district zoning Staff Recommendation To grant multi-family residence-low density-conditional overlay (MF-2-CO) combining district zoning Zoning and Platting Commission Recommendation To grant multi-family residence-low density-conditional overlay (MF-2-CO) combining district zoning Applicant and Agent Garden Terrace Housing Corporation (Jennifer Daughtrey/Walter Moreau) Tina Bui, 974-2755
- 52 PH C14-07-0019 - South Lamar Condos - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3508 South Lamar Blvd ((Barton Creek Watershed) from community commercial (GR) district zoning to community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning Staff Recommendation To grant community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning Planning Commission Recommendation To grant community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning Applicant ASC Management (Peter Barlin) Agent Shaw Hamilton Consultants (Shaw Hamilton) City Staff Robert Heil, 974-2330
- 53 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

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

Maneja Beto

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

Proclamation -- National Public Works Week -- to be presented by Mayor Will Wynn and to be accepted by Joe Ramos and Public Works Department personnel

Proclamation -- National Bike Month -- to be presented by Mayor Will Wynn and to be accepted by Joe Ramos

Proclamation -- ALS (Lou Gehrig's Disease) Awareness Month -- to be presented by Mayor Will Wynn and to be accepted by Nancy Matchus

Proclamation -- Women in Jazz Day -- to be presented by Mayor Will Wynn and to be accepted by Pamela Hart

Certificates of Congratulations -- Dia de las Madres Art and Writing Contest winners -- to be presented by Council Member Mike Martinez and to be accepted by the honorees

Certificates of Congratulations -- Speak Up Speak Out Anti-Drug Program -- to be presented by Mayor Pro Tem Betty Dunkerley and to be accepted by Akins High School students


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


- 54 PH Conduct a public hearing and approve an ordinance amending Chapter 25-2, Subchapter E, Article 5, of the Land Development Code (Design Standards & Mixed Use) to add roadway segments in the University Hills/Windsor Park Combined Neighborhood Planning Area to the list of Core Transit Corridors To be reviewed by Planning Commission on June 12, 2007
- 55 PH Conduct a public hearing to consider an ordinance amending the Austin Tomorrow Comprehensive Plan by adopting the University Hills/Windsor Park Combined Neighborhood Plan The combined planning area is bounded by IH-35 on the west, Highway 290 on the north, Highway 183 on the east and Manor Road and East 51st Street on the south To be reviewed by Planning Commission on June 12, 2007
- 56 PH Conduct a public hearing for the full purpose annexation of the following annexation areas (1) Avery Ranch Area, Group 3 (a) Tract One Approximately 1 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 Blvd and west of Parmer Lane, (d) Tract Four Approximately 19 acres in Williamson County south of the intersection of Avery Ranch Blvd and Staked Plains Drive, and (2) Avery Ranch Blvd Area (approximately 5 acres in Williamson County including Avery Ranch Blvd right-of-way approximately 800 feet east of the intersection of Avery Ranch Blvd and US 183 A)
- 57 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)
- 58 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)
- 59 PH Conduct a public hearing for the full purpose annexation of the IH 35 Service Road Right-of-Way at FM 1327 (approximately 17 acres in southern Travis

County at the intersection of IH 35 and FM 1327)

- 60 PH Conduct a public hearing for the full purpose annexation of the Sweetwater Glen Area (approximately 92 acres in Travis County east of Manchaca Road, approximately 1,070 feet south of the intersection of Slaughter Lane and Manchaca Road)
- 61 PH Conduct a public hearing for the full purpose annexation of the U S 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)
- 62 PH Conduct a public hearing and approve an ordinance authorizing the addition of new neighborhoods to the Restricted Parking Area Map in accordance with Section 12-5-29 of the City Code
- 63 PH Conduct a public hearing and approve an ordinance designating areas in which additional distance regulations will be applied to mobile food establishments
- 64 PH Conduct a public hearing and consider floodplain variances requested by Mr Jeffry 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
- 65 PH Conduct a public hearing and approve a resolution approving the recommendations set forth in the 2007 FAR Part 150 Noise Study Update for the Austin-Bergstrom International Airport Recommended by the Austin Airport Advisory Commission

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.

## **CITY COUNCIL AGENDA**

### Council Meetings

January 11, 2007  
January 25, 2007

February 1, 2007  
February 15, 2007

March 1, 2007  
March 8, 2007  
March 22, 2007

April 5, 2007  
April 12, 2007  
April 19, 2007

May 3, 2007  
May 17, 2007  
May 24, 2007

June 7, 2007  
June 21, 2007

July 26, 2007

August 9, 2007  
August 23, 2007  
August 30, 2007

September 10, 11, 12  
(Budget Readings)  
September 27, 2007

October 11, 2007  
October 18, 2007

November 1, 2007  
November 8, 2007  
November 29, 2007

December 6, 2007  
December 13, 2007

### Cancelled Meetings

January 4, 2007  
January 18, 2007

February 8, 2007  
February 22, 2007

March 15, 2007  
March 29, 2007

April 26, 2007

May 10, 2007  
May 31, 2007

June 14, 2007  
June 28, 2007

July 5, 2007  
July 12, 2007  
July 19, 2007

August 2, 2007  
August 16, 2007

September 6, 2007  
September 13, 2007  
September 20, 2007

October 4, 2007  
October 25, 2007

November 15, 2007  
November 22, 2007

December 20, 2007  
December 27, 2007