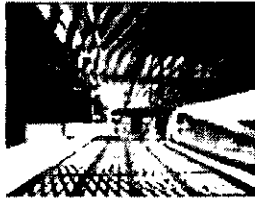


**AGENDA**

**Thursday, March 5, 2009**

The Austin City Council will convene at 10:00 AM on  
Thursday, March 5, 2009 at Austin City Hall  
301 W. Second Street, Austin, TX

AUSTIN CITY CLERK  
POSTING: DATE/TIME

2009 FEB 27 PM 4 54



Mayor Will Wynn  
Mayor Pro Tem Brewster McCracken  
Council Member Lee Leffingwell, Place 1  
Council Member Mike Martinez, Place 2  
Council Member Randi Shade, Place 3  
Council Member Laura Morrison, Place 4  
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.*

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

Rabbi Neil Blumofe, Congregation Agudas Achim

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

#### **Approval of Minutes**

1. Approve the minutes of the Austin City Council February 26, 2009 Regular meeting.

#### **Austin Energy**

2. Approve the issuance of a Letter of Intent for a rebate to the Austin Travis County Mental Health and Retardation (ATCMHMR) Center for the installation of a solar photovoltaic system at the new facility located at 6222 N. Lamar, Austin, Texas, in an amount not to exceed \$100,000. Funding is available in the Fiscal Year 2008-2009 Operating Budget of Austin Energy Conservation Rebates and Incentives Fund. Recommended by the Resource Management Commission.
3. Approve an ordinance amending City Code Chapter 15-9 as it relates to utility service contracts and the adjustment of utility bills. Recommended by the Electric Utility Commission.

#### **Austin Water Utility**

4. Approve Service Extension Request No. 2771 for wastewater service not to exceed an Estimated Peak Wet Weather Flow of 12 gallons per minute (gpm) for MARY LEIDEN, the owner of a proposed development of 14 Single Family Residences located within the Drinking Water Protection Zone in the City's Limited Purpose jurisdiction and within the Robert E. Lee Road Interceptor Study Area not designated for centralized service at 3301 STONERIDGE RD, AUSTIN, TX 78746. There is no unanticipated fiscal impact. Reviewed by the Water and Wastewater Commission. Not recommended by the Environmental Board.

#### **Contract and Land Management**

5. Authorize negotiation and execution of a professional services agreement with H.R. GRAY, Austin, TX to provide professional value engineering services for the Waller Creek Tunnel Project, in an amount not to exceed \$300,000. Funding is available in the Fiscal Year 2008-2009 Capital Budget of the Watershed Protection and Development Review Department. Best qualification statement of two (2) statements 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) by meeting the goals with 16.50% MBE and 14.20% WBE subconsultant participation.

6. Authorize negotiation and execution of a Construction Manager at Risk (CM@R) contract with DPR CONSTRUCTION, INC., Austin, TX for pre-construction phase services for the Austin Energy New System Control Center-Reissue project, in an amount not to exceed \$145,000. Funding is available in the Fiscal Year 2008-2009 Capital Budget of Austin Energy. Best qualification statement of nine (9) statements 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. Recommended by the Electric Utility Commission.

### **Health and Human Services**

7. Approve an ordinance accepting \$14,420 in grant funds from the U.S. Department of Health and Human Services, Health Resources and Services Administration; and amending the Fiscal Year 2008-2009 Health and Human Services Department Operating Budget Special Revenue Fund Ordinance No. 20080908-002 to appropriate \$14,420 for the Ryan White Part A Minority AIDS Initiative grant program. Funding in the amount of \$14,420 is available from the Department of Health and Human Services Health Resources and Services Administration. The grant period is from August 1, 2008 to July 31, 2009. No City match is required.
8. Authorize negotiation and execution of four 12-month contracts, to be effective March 1, 2009, with one 12-month renewal option for the delivery of human immunodeficiency virus/acquired immune deficiency syndrome related services with the following providers: AIDS Services of Austin, Inc. in an amount not to exceed \$233,605 with a 12-month renewal option in an amount not to exceed \$233,605 for a total contract amount not to exceed \$467,210; Austin Travis County MHMR in an amount not to exceed \$53,673 with a 12-month renewal option in an amount not to exceed \$53,673 for a total contract amount not to exceed \$107,346; The Wright House Wellness Center, Inc. in an amount not to exceed \$122,762 with a 12-month renewal option in an amount not to exceed \$122,762 for a total contract amount not to exceed \$245,524; and Project Transitions, Inc. in an amount not to exceed \$87,849 with a 12-month renewal option in an amount not to exceed \$87,849 for a total contract amount not to exceed \$175,698. Funding in the amount of \$290,435 is available in the Fiscal Year 2008-2009 Approved Operating Budget of the Health and Human Services Department (HHSD). The contract period is March 1, 2009 to February 28, 2010. Funding for the five (5) months of the contract period October 1, 2009 through February 28, 2010, or for any extension options is contingent on available funding in future budgets.

### **Management Services**

9. Authorize negotiation and execution of a Records Interlocal Agreement between the City and Travis County Healthcare District (District) relating to the retention and storage of, access to and disposal of City Community Care Services Department (CCSD) records and Human Resources Department personnel records of CCSD employees who will become employees of the District on March 1, 2009, for an initial term of one year beginning on March 1, 2009, with 14 automatic one-year renewal terms.

### **Parks and Recreation**

10. Approve a resolution approving the alignment of the Boardwalk Trail at Lady Bird Lake as a preliminary concept for purposes of beginning the planning and design phase of the project. Recommended by the Parks and Recreation Board.

## **Police**

11. Approve a resolution authorizing the application for \$19,674 in grant funds from the State of Texas, Governor's Office, Criminal Justice Division, Safe and Drug-Free Schools and Communities Act Grant Program for the operation of the APD Gang Prevention Project. Funding is available from the State of Texas, Governor's Office, Criminal Justice Division, Safe and Drug-Free Schools and Communities Act Grant Program for the grant period September 1, 2009 - August 31, 2010. This is the third year of a 5-year grant project. There is no required match.
12. Approve a resolution authorizing the application for grant funding from the State of Texas, Governor's Office, Criminal Justice Division, Violence Against Women Act grant program in the amount of \$124,071 for three (3) existing full-time equivalent (FTE) Victim Services Counselors for the Austin Police Services for Victims of Domestic Violence Project. Funding is available from the State of Texas, Governor's Office, Criminal Justice Division, Violence Against Women Act grant program for the period September 1, 2009 to August 31, 2010. The required cash match of \$66,808 is included in the Approved Budget and will be met by accounting for a portion of the salary of an existing APD Victim Services Supervisor.

## **Public Works**

13. Approve a resolution adopting the 2008 Sidewalk Master Plan (Pedestrian Master Plan Phase II) for the City of Austin to prioritize the need for absent sidewalks, update the City's Americans with Disabilities Transition Plan, and recommend a funding schedule for sidewalk improvements. Recommended by the Mayor's Committee for People with Disabilities, the Planning Commission and the Urban Transportation Commission. Related to Item #14.
14. Authorize execution of a first amendment to an Interlocal Agreement between the City of Austin and the Capital Area Council of Governments relating to the Pedestrian Master Plan (Phase II) that will modify the scope of the agreement and add \$49,973.76 to the agreement for a total agreement amount not to exceed \$599,476.76. Funding in the amount of \$49,973.76 is available in the Fiscal Year 2008-2009 Capital Budget of the Public Works Department. Related to Item #13.

## **Purchasing Office**

15. Authorize award and execution of a 24-month requirements supply contract with DEALERS ELECTRICAL SUPPLY CO., Austin, TX, for ION® meters in an estimated amount not to exceed \$1,003,382, with three 12-month extension options in an estimated amount not to exceed \$501,691 per extension option, for an estimated contract amount not to exceed \$2,508,455. Funding in the amount of \$234,122 is available in the Fiscal Year 2008-2009 Operating Budget of Austin Energy. Funding in the amount of \$602,029 is available in the Fiscal Year 2008-2009 Capital Budget of Austin Energy. Funding for the remaining 17 months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid meeting specification 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. Recommended by the Electric Utility Commission.
16. Authorize award, negotiation, and execution of a contract with GEMINI SOLAR DEVELOPMENT COMPANY, LLC, San Francisco, CA, to purchase up to 30 megawatts of solar-generated power over a 25-year term at an estimated annual amount of \$10,000,000, for an estimated total contract amount of \$250,000,000. Funding will be provided through the Electric Fuel Charge revenue or future Green Choice revenue. Best evaluated proposal of 15 proposals received. Gemini has agreed to provisions of the Third Party MBE/WBE Subcontracting agreements. SMBR will work with Gemini on expenditures related to this project. Recommended by the Electric Utility Commission.

17. Authorize award and execution of a 12-month requirements supply contract with GT DISTRIBUTORS, INC., Austin, TX for flame resistant work shirts in an estimated amount not to exceed \$172,963, with four 12-month extension options in an estimated amount not to exceed \$172,963 per extension option, for a total estimated contract amount not to exceed \$864,815. Funding in the amount of \$100,895 is available in the Fiscal Year 2008-2009 Operating Budget of Austin Energy. Funding for the remaining five months of the original contract period and extension options is contingent upon available funding in future budgets. Terry Nicholson, Senior Buyer/322-6586. 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.
18. Authorize award and execution of a 12-month requirements service contract with OSIsoft, Inc., Houston, TX for the maintenance and support of the Process Integration (PI) System for Austin Energy power plants in an estimated amount not to exceed \$59,875, with four 12-month extension options in an estimated amount not to exceed \$59,875 per extension option, for a total estimated contract amount not to exceed \$299,375. Funding in the amount of \$34,927 is available in the Fiscal Year 2008-2009 Operating Budget of Austin Energy. Funding for the remaining five months of the original contract period and extension options is contingent upon available funding in future budgets. 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 solicitation. Recommended by the Electric Utility Commission.
19. Authorize award and execution of a contract with TECHLINE INC., Austin, TX for the purchase of fiberglass utility poles in an amount not to exceed \$90,716. Funding is available in the Fiscal Year 2008-2009 Capital Budget of Austin Energy. Lowest bid meeting specification 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. Recommended by the Electric Utility Commission.
20. Authorize award and execution of a 12-month requirements service contract with TEXAS DISPOSAL SYSTEMS, INC, Austin, TX for the management and disposal of industrial Class 2 non-hazardous waste for Austin Energy in an estimated amount not to exceed \$305,458, with three 12-month extension options in an estimated amount not to exceed \$305,458 per extension option, for a total estimated contract not to exceed \$1,221,832. Funding in the amount of \$178,184 is available in the Fiscal Year 2008-2009 Operating Budget of Austin Energy. Funding for the remaining five 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.
21. Authorize award and execution of a 12-month supply requirements contract with POLYDYNE, INC., Riceboro, GA, for the purchase of liquid emulsion polymer for the Austin Water Utility in an estimated amount not to exceed \$858,808, with three 12-month extension options in estimated amounts not to exceed \$901,748 for the first extension option, \$946,836 for the second extension option, and \$994,183 the third extension option, for a total estimated contract amount not to exceed \$3,701,575. Funding in the amount of \$500,972 is available in the Fiscal Year 2008-2009 Operating Budget of the Austin Water Utility. Funding for the remaining five months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid of four bids received. This contract will be awarded in compliance with Chapter 2-9D 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 36-month requirements supply contract with AIRGAS SOUTHWEST, Austin, TX, for the purchase of medical grade oxygen for the Emergency Medical Services Department and the Austin Fire Department in an estimated amount not to exceed \$456,513, with three 12-month extension options in an estimated amount not to exceed \$152,171 per extension option, for a total estimated contract amount not to exceed \$913,026. Funding in the amount of \$8,636 is available in the Fiscal Year 2008-2009 Operating Budget of the Austin Fire Department. Funding in the amount of \$80,130 is available in the Fiscal Year 2008-2009 Operating Budget of the Emergency Medical Services Department. Funding for the remaining 29 months of the original contract period 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.
23. Authorize execution of nine-month requirements supply contract through the TEXAS MULTIPLE AWARD SCHEDULE (TXMAS) with GRAINGER, INC., Austin, TX, to purchase industrial supplies and equipment in an estimated amount not to exceed \$1,687,500, with one 12-month extension option in an estimated amount not exceed \$2,250,000, for a total estimated contract amount not to exceed \$3,937,500. Funding in the amount of \$1,312,500 is available in the 2008-2009 Operating Budget of various City departments. Funding for the remaining extension options is contingent upon available funding in future budgets. 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 791 of the Texas Local Government Code and no goals were established for this solicitation.
24. Authorize award and execution of a 36-month requirements supply contract with PHILIPS ELECTRONICS NORTH AMERICA CORPORATION, Seattle, WA for the purchase of automated external defibrillators and supplies for the Austin Fire Department and the City of Austin/Travis County Emergency Medical Services Department in an estimated amount not to exceed \$813,000, with three 12-month extension options in estimated amounts not to exceed \$321,000 for the first extension option, \$346,000 for the second extension option, and \$371,000 for the third extension option, for a total estimated contract amount not to exceed \$1,851,000. Funding in the amount of \$56,666 is available in the Fiscal Year 2008-2009 Operating Budget of the Austin Fire Department. Funding in the amount of \$57,333 is available in the Fiscal Year 2008-2009 Operating Budget of the Emergency Medical Services Department. Funding in the amount of \$50,000 is available in the Fiscal Year 2008-2009 Operating Budgets of various City departments. Funding for the remaining 28 months of the original contract period and extension options is contingent upon available funding in future budgets. Single 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 solicitation.
25. Authorize award and execution of a 36-month requirements service contract with SUPERIOR SEPTIC/CLEAN CAN, Round Rock, TX for the rental and maintenance of portable toilets in an estimated amount not to exceed \$253,569, with three 12-month extension options in an estimated amount not to exceed \$84,523 per extension option, for a total estimated contract amount not to exceed \$507,138. Funding in the amount of \$56,349 is available in the Fiscal Year 2008-2009 Operating Budget of the Parks and Recreation Department. Funding for the remaining 28 months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid of five 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.

## **Transportation**

26. Authorize award and execution of an Interlocal Agreement with the CITY OF SEATTLE, WASHINGTON, for a bi-lateral agreement to allow each municipality to utilize each others' contracts for goods and services. Procurements under this Interlocal Agreement will not be made unless funds are available in appropriate departmental budgets. 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 791 of the Texas Local Government Code and no goals were established for this solicitation.
27. Approve a resolution declaring the City of Austin's official intent to reimburse itself from Contractual Obligations in the amount of \$7,600,000 related to parking pay station \$7,600,000 in Contractual Obligations to be issued in August 2009 or later.
28. Authorize award, negotiation, and execution of a 36-month requirements supply contract with PARKEON, Moorestown, NJ, through an Interlocal Agreement with the City of Seattle, for a "pay and display" pay station parking management system in an estimated amount not to exceed \$8,399,743. Funding in the amount of \$46,525 is available in the Fiscal Year 2008-2009 Operating Budget of the Transportation Department. Funding in the amount of \$7,148,700 is available in the Fiscal Year 2008-2009 Capital Budget of the Transportation Department. Funding for the remaining 30 months of the original contract period is contingent upon available funding in future budgets. 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 791 of the Texas Local Government Code and no goals were established for this solicitation.

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

29. Approve appointments to citizen board and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members.
30. Approve a resolution directing the City Manager to negotiate and execute a Managed Growth Agreement with Austin Presbyterian Theological Seminary for a period extending until November 18, 2017. (Mayor Pro Tem Brewster McCracken and Council Member Sheryl Cole )

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

31. Set a public hearing to consider the permanent use of approximately 6,824 SF (0.157 acre) and approximately 2,832 SF (0.065 acre) for a temporary staging area to allow for the construction of a new bridge over Bull Creek for the Lakewood Drive Low Water Crossing at Bull Creek Project through dedicated parkland known as the Bull Creek Park in accordance with Sec. 26.001 et seq. of the Texas Parks and Wildlife Code. (Suggested date and time: April 2, 2009 at 6:00 p.m., Austin City Hall, 301 West Second St., Austin, TX). All costs associated with construction, as well as any parkland restoration, will be paid by requester. Reviewed by the Parks and Recreation Board.

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

Rae Nadler-Olenick - Water fluoridation

Sylvia Mendoza - City issues

Melissa Perkins - Present video clip pertaining to BFI purpose land bill expansion

Paul Robbins - City issues

Gus Pena - 1.To discuss city issues and the budget 2. Increase funding for social service agencies. The need increases for the poor, the needy and the have nots 3.Hopefully Austin will benefit from the stimulus package from Washington 4. Please don't layoff employees. The unemployment ranks are high enough without having to add to them 5. Please pray for and support our military veterans. Veterans need re entry programs, counseling, jobs, mental health and P.T.S.D. treatment, health care and affordable housing 6. Thank you for the community forums on the budget 7. Do not cut funding for youth and senior citizen programs

Robert MacDonald - "Violence of Homelessness"

Jill Chamberlain - Incorrect information from the parks department

Michael Lumbley - Regarding the proposed Webberville utility solar array

Mike Abkowitz - Including housing opportunities for the homeless in the City of Austin consolidated plan.

Girard Kinney - Cherrywood Green and ATT

### **Executive Session**

32. Discuss legal issues and possible settlement of an EPA claim related to the Malone Service Company Superfund Site, Texas City Texas, under the Comprehensive Environmental Response, Compensation, and Liability Act, commonly known as the federal "superfund" law. (Private Consultation with Attorney - Section 551.071).

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

33. Briefing on Neighborhood Housing & Community Development's Austin Housing Market Study
34. Agenda Process Briefing

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

35. C14-2007-0144 - 800 West Avenue - Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 800 West Avenue (Shoal Creek Watershed) from general office (GO) district zoning and limited office (LO) district zoning to downtown mixed use-conditional overlay (DMU-CO) combining district zoning. First reading approved on November 29, 2007. Vote: 7-0. Second reading approved on August 18, 2008. Vote: 5-1 (Morrison voted Nay; Shade off the dais). Applicant: Joseph T. Wells. Agent: Armbrust and Brown (Lynn Ann Carley.) City Staff: Robert Heil, 974-2330. A valid petition has been filed in opposition to this rezoning request.
36. C14-2008-0217 - Peaceful Hill Lane - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 8524 Peaceful Hill Lane (Onion Creek Watershed) from single-family residence-standard lot (SF-2) district zoning to warehouse/limited office-conditional overlay (W-LO-CO) combining district zoning with conditions. First reading approved on February 12, 2009. Vote: 7-0. Applicant: Randall L. Smitheal Family Trust (Amanda Tatum/Jeremy



Smitheal). Agent: McLean & Howard L.L.P. (Jeffrey S. Howard). City Staff: Wendy Rhoades, 974-7719.

37. C14-2008-0221 - Conn Tract - Approve second reading of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 11821-12124 South IH-35 Service Road Northbound (Onion Creek Watershed) from unzoned to general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning. First reading approved on February 26, 2009. Vote: 6-0. (Mayor Wynn of the dais). Applicant: South IH-35 Investors, L.P. (C.W. Hetherly, Jr.) Agent: Graves, Dougherty, Hearon & Moody, P.C. (Peter Cesaro). City Staff: Wendy Rhoades, 974-7719.
38. C14-2007-0262 - Central Austin Combined Neighborhood Planning Area Vertical Mixed Use Building (V) Zoning Opt-in/Opt-Out Process - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by applying Vertical Mixed Use Building (V) zoning regulations to certain tracts within the Central Austin Combined Neighborhood Planning Area, bounded by 45th Street on the north, IH-35 on the east, Martin Luther King, Jr. Boulevard on the south, and Lamar Boulevard on the west, excluding the University of Texas at Austin campus (Shoal Creek, Waller Creek watersheds). Regulations governing Vertical Mixed Use Building dimensional standards; allowable uses for a Vertical Mixed Use Building in office base district zoning; relaxed parking standards for commercial uses in a Vertical Mixed Use Building; and affordability requirements for Vertical Mixed Use Building developments will be considered for adoption. The Austin City Council may consider adopting all or some of these regulations, or amending the Vertical Mixed Use (VMU) overlay district to exclude properties within the Central Austin Combined Neighborhood Planning Area from the overlay district. First reading was approved on January 29, 2009. Vote: 7-0. Applicant and Agent: Neighborhood Planning and Zoning Department. City Staff: Minal Bhakta, 974-6453.

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

- 39 PH. NPA-2008-0021.01 - 1406 Parker - Conduct a public hearing and approve an ordinance amending Ordinance No. 20061116-055, the East Riverside-Oltorf Combined Neighborhood Planning Area, an element of the Austin Tomorrow Comprehensive Plan, to change the land use designation on the Future Land Use Map (FLUM) from single-family use to multi-family use for the property located at 1406, 1408, 1504 and 1506 Parker (Town Lake Watershed). Staff Recommendation: To approve higher-density-single family use designation. Planning Commission Recommendation: To approve higher-density-single family use designation. Applicant and Agent: Ryan Diepenbrock. City Staff: Jacob Browning, 974-7657.
- 40 PH. C14-2008-0162 - 1406 Parker - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1406, 1408, 1504 and 1506 Parker Lane (Town Lake Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to multi-family residence-medium density-neighborhood plan (MF-3-NP) combining district zoning. Staff Recommendation: To grant townhouse and condominium residence-conditional overlay-neighborhood plan (SF-6-CO-NP) combining district zoning. Planning Commission Recommendation: To grant townhouse and condominium residence-conditional overlay-neighborhood plan (SF-6-CO-NP) combining district zoning. Applicant and Agent: Ryan Diepenbrock. City Staff: Joi Harden, 974-2122. A valid petition has been filed in opposition to this rezoning request.
- 41 PH. NPA-2008-0019.01 - 3301 Kings Lane - Conduct a public hearing and approve an ordinance amending Ordinance No. 040826-57, the Central Austin Combined Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, to change the land use designation on the future land use map (FLUM) from single family to

neighborhood mixed use for the property located at 3301 Kings Lane (Waller Creek Watershed). Staff Recommendation: To approve neighborhood mixed use land use designation. Planning Commission Recommendation: To deny neighborhood mixed use designation. Applicant: David Heaps. Agent: Phil Moncada. City Staff: Victoria Craig, 974-2857.

- 42 PH. C14-2008-0223 - David Heaps - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3301 Kings Lane (Waller Creek Watershed) from limited office-neighborhood plan (LO-NP) combining district zoning to limited office-mixed use-neighborhood plan (LO-MU-NP) combining district zoning. Staff Recommendation: To grant limited office-mixed use-neighborhood plan (LO-MU-NP) combining district zoning. Planning Commission Recommendation: To grant single-family residence-small lot-neighborhood plan (SF-4A-NP) combining district zoning. Applicant: David Heaps & Associates (David Heaps). Agent: A.E.C. Inc. (Phil Moncada). City Staff: Clark Patterson, 974-7691.

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


Rattletree Marimba


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

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

- 43 PH. Conduct a public hearing for the full purpose annexation of Barclay Drive ROW Annexation Area (Approximately 0.10 acre in Travis County at the northernmost extent of Barclay Drive which is approximately 400 feet north of the intersection of Barclay Drive and Wild Briar Pass).
- 44 PH. Conduct a public hearing for the full purpose annexation of the International Residence Apartments Annexation Area (Approximately 4 acres in southern Williamson County at the northeast corner of the intersection of Copper Creek Drive and Pond Woods Road).
- 45 PH. Conduct a public hearing for the full purpose annexation of the South IH 35 Annexation Area (Approximately 58 acres in southern Travis County east of IH 35 approximately one half mile south of the intersection of IH 35 and Onion Creek Parkway).
- 46 PH. Conduct a public hearing to receive citizen input on community needs for the development of the City's (1) five-year Consolidated Plan for fiscal years 2009 - 2014, as required by the U.S. Department of Housing and Urban Development; (2) the Annual Fiscal Year 2009-2010 Action Plan, as required by the U.S. Department of Housing and Urban Development; and (3) the Community Development 2009-2010 Program, as required by Texas Local Government Code Chapter 373.
- 47 PH. Conduct a public hearing and consider an ordinance repealing and replacing Article 4 of Chapter 25-12 (The Electrical Code) of the City Code to adopt the 2008 National Electrical Code (NEC) and local amendments to the Electrical Code. On January 14, 2009, the Electric Board recommended Council adopt the 2008 National Electrical Code and local amendments.
- 48 PH. Conduct a public hearing and consider an appeal by Helen and Charles Heard, Niyanta and Bill Spelman, and John Mayfield of an administrative site plan (SP-2007-0321C) for a proposed religious assembly/education building for the Hyde Park Baptist Church located at 3901 Speedway.

## **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 974-2210 OR 974-2445 TDD.

A person may request a Spanish language interpreter be made available by contacting the Office of the City Clerk not later than twenty-four hours before the scheduled time of the item on which the person wishes to speak. Please call 974-2210 in advance or inform the City Clerk's staff present at the council meeting.

Cualquier persona puede solicitar servicios de intérprete en español comunicándose con la oficina del Secretario/a Municipal a no más tardar de veinte y cuatro horas antes de la hora determinada para el asunto sobre el cual la persona desea comentar. Por favor llame al 974-2210 con anticipo o informe al personal del Secretario/a Municipal presente en la sesión del Consejo.

## 2009 Austin City Council Meeting Dates

MEETINGS	CANCELLED DATES
	January 1, 2009
	January 8, 2009
January 15, 2009	
	January 22, 2009
January 29, 2009	
	February 5, 2009
February 12, 2009	
	February 19, 2009
February 26, 2009	
March 5, 2009	
March 12, 2009	
	March 19, 2009
March 26, 2009	
April 2, 2009	
	April 9, 2009
	April 16, 2009
April 23, 2009	
April 30, 2009	
	May 7, 2009
May 14, 2009	
May 21, 2009	
	May 28, 2009
	June 4, 2009
June 11, 2009	
June 18, 2009	
	June 25, 2009
	July 2, 2009
	July 9, 2009
	July 16, 2009
July 23, 2009	
	July 30, 2009
August 6, 2009	
	August 13, 2009
August 20, 2009	
August 27, 2009	
	September 3, 2009
	September 10, 2009
September 14, 15 and 16, 2009 (Budget Readings)	
	September 17, 2009
September 24, 2009	
October 1, 2009	
	October 8, 2009
October 15, 2009	
October 22, 2009	
	October 29, 2009
November 5, 2009	
	November 12, 2009
November 19, 2009	
	November 26, 2009
	December 3, 2009
December 10, 2009	
December 17, 2009	
	December 24, 2009
	December 31, 2009