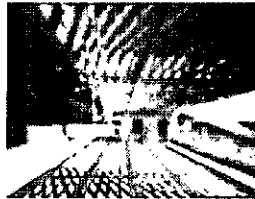


AGENDA



Thursday, April 2, 2009

The Austin City Council will convene at 10:00 AM on
Thursday, April 2, 2009 at Austin City Hall
301 W. Second Street, Austin, TX

AUSTIN CITY CLERK
POSTING: DATE/TIME
2009 MAR 27 PM 4 52



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.

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

Rabbi David Komerofsky, Executive Director, Texas Hillel

10:00 AM -- City Council Convenes

Approval of Minutes

1. Approve the Minutes of the Austin City Council March 26, 2009 Regular meeting.

Austin Energy

2. Authorize execution of a deed to TRAVIS COUNTY for conveyance of a 1.738 acre tract of land on the north side and 602 square feet tract on the south side of Blake Manor Road, adjacent to the City of Austin's Webberville property near the intersection of Blake Manor Road and Brown Cemetery Road, for reconstruction of that section of road. No funding is needed. Recommended by the Electric Utility Commission.
3. Approve issuance of a rebate to The University of Texas PRC (J.J. Pickle Research Center) for the installation of energy efficient lighting, in an amount not to exceed \$68,805.24. 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.

Contract and Land Management

4. Authorize execution of a contract through the TASB Buy Board, a Cooperative Purchasing Network, with LD TEBBEN COMPANY INC., Austin, TX, for the purchase of weatherproofing and roofing services at the Howson Branch Library in an amount not to exceed \$119,000. Funding is available in the Fiscal Year 2008-2009 Capital Budget of the Library Department. Cooperative Purchase through the TASB Buy Board, a Cooperative Purchasing Network. LD Tebben Company Inc. has been approved through the competitive bid procurement process outlined by Texas statute. 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.

5. Authorize execution of a construction contract with ZAPALAC/ REED CONSTRUCTION CO.,LP, Austin, TX for the Avery Ranch/ Davis Springs Fire/ EMS Station in the amount of \$2,759,000 plus a \$100,000 contingency, for a total contract amount not to exceed \$2,859,000. Funding in the amount of \$2,859,000 is available in the Fiscal Year 2008-2009 Capital Budget of the Austin Fire Department. Lowest bid of ten (10) 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 achievements of Good Faith Efforts with 7.61% MBE and 18.98% WBE subcontractor participation.
6. Authorize execution of a supplemental agreement to the professional services agreement with WESTON SOLUTIONS, INC., Austin, TX for engineering design and bid phase services for the Holly Street Power Plant Decommissioning Project in an amount not to exceed \$1,959,281.50 for a total contract not to exceed \$2,609,004.59. Funding in the amount of \$1,959,281.50 is available in the Fiscal Year 2008-2009 Capital Budget of Austin Energy. This contract was awarded in compliance with Chapter 2-9B of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) 6.43% MBE and 2.04% WBE subcontractor participation to date. Recommended by the Electric Utility Commission.

Health and Human Services

7. Authorize negotiation and execution of an Interlocal Agreement between the CITY and the CITY OF BEE CAVE for the inspection and permitting of food establishments and child care facilities for the period of April 1, 2009 through September 30, 2009 with a 12-month renewal option for up to four successive terms. Revenues from the City of Bee Cave to the General Fund will total \$7,750 for the initial 6-month term.

Law

8. Authorize negotiation and execution of an amendment to an outside legal contract with Jackson Walker L.L.P. for legal services related to the City's request for proposals regarding a new customer information system in an amount not to exceed \$30,000, for a total contract amount not to exceed \$105,000. Funding in the amount of \$30,000 is available in the Fiscal Year 2008-09 Operating Budget of Austin Energy.

Library

9. Approve an ordinance amending the Fiscal Year 2008-2009 Library Department Operating Budget Special Revenue Fund of Ordinance No. 20080908-002 to add a one full-time equivalent (FTE) position, resulting in a total of three FTE positions for the Loan Star Libraries Grant Program funded by the Texas State Library and Archives Commission. Funding for this FTE increase is available in the amount of \$28,279 from the Texas State Library and Archives Commission. The grant periods are September 1, 2008 through August 31, 2009 and September 1, 2009 through August 31, 2010.
10. Approve an ordinance authorizing the acceptance of \$1,000 in grant funds from Humanities Texas for the Oral History-Austin's Mexican American Elders grant program; and amending the Fiscal Year 2008-2009 Library Department Operating Budget Special Revenue Fund of Ordinance No. 20080908-002 to appropriate \$1,000. Funding is available from Humanities Texas. The grant period is April 1, 2009 through September 30, 2009.

Neighborhood Planning & Zoning

11. Approve an ordinance amending Ordinance No. 20081120-078, to correct the zoning case number for C14-2007-0259.001, the Govalle/Johnston Terrace Combined Neighborhood Planning Area Vertical Mixed Use Building (V) Opt-in/Opt-Out Process.

12. Approve an ordinance to annex the Barclay Drive Right-Of-Way Annexation Area for full purposes (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). Funding necessary to provide general governmental services to this tract is available in the budgets of the departments which will be providing the services. February 12, 2009: Council set public hearings for February 26 and March 5, 2009. February 26, 2009: Council conducted a public hearing. March 5, 2009: Council conducted a public hearing.
13. Approve an ordinance to annex the International Residence Apartments Annexation Area for full purposes (Approximately 4 acres in southern Williamson County at the northeast corner of the intersection of Copper Creek Drive and Pond Woods Road). Funding necessary to provide general governmental services to this tract is available in the budgets of the departments which will be providing the services.
14. Approve an ordinance to annex the South IH 35 Annexation Area for full purposes (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). Funding necessary to provide general governmental services to this tract is available in the budgets of the departments which will be providing the services.

Parks and Recreation

15. Approve a resolution to amend the articles of incorporation and approve the Austin Rosewood Community Development Corporation's (ARCDC) amendment of its bylaws to expand and to appoint members to the ARCDC Board of Directors, and authorize the City Manager to implement the resolution.

Purchasing Office

16. Authorize award and execution of a 24-month requirements supply contract with ELLIOTT ELECTRIC, Austin, TX, for electrical distribution panelboards and circuit breakers in an estimated amount not to exceed \$97,505, with three 12-month extension options in an estimated amount not to exceed \$48,753 per extension option, for an estimated contract amount not to exceed \$243,764. Funding in the amount of \$14,628 is available in the Fiscal Year 2008-2009 Operating Budget of Austin Energy. Funding in the amount of \$19,501 is available in the Fiscal Year 2008-2009 Capital budget of Austin Energy. Funding for the remaining 18 months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid meeting specifications of six 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.
17. Authorize award and execution of Amendment No. 3 to a requirements supply contract with QEI, INC., Springfield, NJ, for remote terminal units to increase the current contract period in an estimated amount not to exceed \$30,000, and to increase the remaining extension option in an estimated amount not to exceed \$30,000, for a revised total estimated contract amount not to exceed \$209,700. Funding in the amount of \$3,000 is available in the Fiscal Year 2008-2009 Operating Budget of Austin Energy. Funding in the amount of \$12,000 is available in the Fiscal Year 2008-2009 Capital Budget of Austin Energy. Funding for the remaining six months of the current contract period and extension option is contingent upon available funding in future budgets. Contract Amendment. This contract was 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.

18. Approve ratification of purchases of supplies and services from Aramark Sports & Entertainment, Austin, TX in the amount of \$384,308.20 and WalMart, Austin, TX in the amount of \$91,488 to provide support for Hurricane Ike evacuees. Funds will be reimbursed by the State of Texas Department of Emergency Management through a grant to the City for sheltering operations. Public Health and Safety. This contract was awarded in compliance with Chapter 2-9C of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program). This was an emergency service contract; therefore, it is exempted under Chapter 252 of the Texas Local Government Code and no goals were established for this solicitation.
19. Authorize award and execution of a 7-month requirements supply contract through the Texas Local Government Purchasing Cooperative (BuyBoard) with O'REILLY AUTOMOTIVE, INC., Springfield, MO, for the purchase of automotive batteries and parts in an estimated amount not to exceed \$128,000, with two 12-month extension options in estimated amounts not to exceed \$231,000 for the first extension option, and \$242,550 for the second extension option, for a total estimated contract amount not to exceed \$601,550. Funding in the amount of \$91,428 is available in the Fiscal Year 2008-2009 Operating Budget of the Financial and Administrative Services Department, Fleet Fund. Funding for the remaining two months of the original contract period and the 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 Woman 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.
20. Authorize award and execution of a contract through the TEXAS MULTIPLE AWARD SCHEDULE (TXMAS) with AGATI, Chicago, IL, for the purchase of library furniture in an amount not to exceed \$88,010. Funding in the amount of \$88,010 is available in the Fiscal Year 2008-2009 Capital Budget of the Library Department. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority Owned and Woman 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. Related to Item #21.
21. Authorize award and execution of a contract with EDUCATOR'S DEPOT, INC., Sugarland, TX, for the purchase of library shelving in an amount not to exceed \$95,384.81. Funding in the amount of \$95,384.81 is available in the Fiscal Year 2008-2009 Capital Budget of the Library Department. Sole Source. 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 purchase. Related to Item #20.
22. Authorize award and execution of a 36-month requirements supply contract with CENTEX MATERIALS, LLC, Austin, Texas for the purchase of ready-mix concrete in an estimated amount not to exceed \$255,000, with three 12-month extension options in an estimated amount not to exceed \$85,000 per extension option, for a total estimated contract amount not to exceed \$510,000. Funding in the amount of \$42,500 is available in the Fiscal Year 2008-2009 Operating Budget for the Parks and Recreation Department. Funding for the remaining 30 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 2-9C 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 two contracts for the purchase of modular office furniture through the U.S. Communities Government Purchasing Alliance (U.S. Communities)/Herman Miller with WORKPLACE RESOURCE, Austin, TX, for the Parks and Recreation Department in an amount not to exceed \$148,718.44, and for the Library Department in an amount not to exceed \$94,701.40. Funding in the amount of \$148,718.44 is available in the Fiscal Year 2008-2009 Capital Budget of the Parks and

Recreation Department. Funding in the amount of \$94,701.40 is available in the Fiscal Year 2008-2009 Capital Budget of the Library Department. 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.

Transportation

24. Approve an ordinance amending City Code Section 12-4-64(D) to establish a maximum speed limit of 25 miles per hour on certain streets within the area bounded by Webberville Road, Springdale Road, Airport Boulevard, the Fort Branch of Boggy Creek and the Austin and Northwestern Railroad. Funding in the amount of \$3200 is available in the Fiscal Year 2008-2009 Operating Budget of the Transportation Department for installation of necessary signs.
25. Approve an ordinance amending City Code Section 12-4-64(D) to establish a maximum speed limit of 25 miles per hour on certain streets within the area bounded by East Martin Luther King, Jr. Boulevard, Springdale Road, East 51st Street, and Ed Bluestein Boulevard. Funding in the amount of \$3700 is available in the Fiscal Year 2008-2009 Operating Budget of the Transportation Department for the installation of necessary signs.
26. Authorize the negotiation and execution of a lease agreement with CAR2GO, a subsidiary of DAIMLER, for a period of up to 12 months to operate a Smart Car car-sharing pilot program.
27. Approve issuance of a street event permit for the Swamp Thing Festival, a fee paid event in the 1800 block of Brazos Street between MLK Boulevard and 18th Street. The event is scheduled for April 4, 2009 from 10:00 a.m. to 10:30 p.m.
28. Approve issuance of a street event permit for The Grind, a fee paid event in the 1800 block of Brazos Street between MLK Boulevard and 18th Street. The event is scheduled for April 5, 2009 from 11:00 a.m. to 10:00 p.m.

Watershed Protection and Development Review

29. Approve a resolution authorizing execution of an Interlocal Agreement with Hays County regarding subdivision regulations applicable in a portion of Austin's extraterritorial jurisdiction.

Item(s) from Council

30. Approve appointments to citizen board and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members.
31. Approve an ordinance encouraging support of Lemonade Day Austin 2009 on May 3, 2009; waiving the requirement for a temporary food permit under City Code Chapter 10-3; and waiving the requirement for a license agreement under Chapter 14-11. (Council Member Randi Shade and Mayor Will Wynn)
32. Approve a resolution directing the City Manager to work with local governments and organizations in Central Texas to support and implement measures to improve regional air quality, as a participant in "The Big Push" program. (Mayor Will Wynn, Council Member Lee Leffingwell and Council Member Mike Martinez)
33. Approve a resolution directing the City Manager to work with community stakeholders on upcoming light conservation projects and to review electricity use practices at city-

owned buildings and recommend measures to reduce light and energy use when buildings are unoccupied. (Council Member Lee Leffingwell, Council Member Randi Shade and Council Member Mike Martinez)

34. Approve a resolution directing the City Manager to allocate \$15,000 from the Holly Good Neighbor "Cultural Arts" Program to fund Fiesta Patrias activities associated with Cinco de Mayo and Diez y Seis de Septiembre. (Council Member Mike Martinez, Council Member Lee Leffingwell and Council Member Laura Morrison)
35. Approve the waiver of certain fees for the Dragon Boat Festival and Races to be held on April 25, 2009, at Festival Beach, 2101 Bergman Street. (Council Member Lee Leffingwell and Council Member Randi Shade)
36. Approve the waiver of certain fees for Latinitas Fotos de Mi Alma events, fee paid events, which are to be held on April 16 and May 8, 2009, at the Mexican American Cultural Center. (Council Member Lee Leffingwell, Mayor Pro Tem Brewster McCracken and Council Member Mike Martinez)
37. Approve the reimbursement of certain fees under City Code Chapter 14-8 for the Rosedale Ride event which was held on March 28, 2009. (Council Member Laura Morrison and Council Member Mike Martinez)

Item(s) to Set Public Hearing(s)

38. Set a public hearing to consider an ordinance amending Title 25 of the City Code related to regulations in the waterfront overlay ordinance. (Suggested date and time: April 23, 2009, 6:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).
39. Set a public hearing to consider a resolution authorizing the use of approximately 43,849 SF (1.01 acres) wastewater shaft uses, 428,630 SF (9.84 acres) wastewater line subterranean tunnel uses, 16,134 SF (0.37 acre) access uses, 332,634 SF (7.64 acres) temporary workspace uses and 14,983 SF (0.3440 acre) temporary ingress and egress use to allow for the construction of the Downtown Wastewater Tunnel Project through dedicated parkland known as the Town Lake – Lamar Beach, Auditorium Shores, Festival Beach, Holly Beach, Longhorn Shores, Lakeshore, Waller Beach, Butler Shores, Martin Park and Roy G. Guerrero Colorado River Park, all located along Lady Bird Lake in accordance with Sec. 26.001 et seq. of the Texas Parks and Wildlife Code. (Suggested date and time: April 30, 2009, 6:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX). All costs associated with construction, as well as any parkland restoration will be paid by requester. Recommended by the Parks and Recreation Board. To be reviewed by the Water and Wastewater Commission April 8, 2009.
40. Set a Public Hearing to receive citizen comments on a Substantial Amendment to the City's (1) Fiscal Years 2004-2009 Consolidated Plan; (2) Annual Action Plan for Fiscal Year 2008-2009, required by the U.S. Department of Housing and Urban Development (HUD); and to (3) the Texas Local Government Code Chapter 373, Community Development 2008-2009 Program. The Substantial Amendment allows the City of Austin to apply, receive, and administer additional grant funds made available to the City of Austin from the American Recovery and Reinvestment Act of 2009. (Suggested date and time: April 23, 2009, 6:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).
41. Set a public hearing to consider an ordinance amending Ordinance No. 20070621-150 extending the expiration date to October 3, 2011, for floodplain variances granted for construction of a mixed-use commercial project at 835 W. 6th Street. (Suggested date and time: April 30, 2009, 6:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX.) .

12:00 PM -- Citizen Communications: General

Linda Greene - Neighborhood gardens vs. fluoride

John Boulton - Law enforcement

Gus Pena - 1.To discuss city issues. 2. To discuss the budget and again inform City Council of the needs in our great city. 3. Crime is on the increase. We need to have more officers patrol our streets; please no layoffs. 4.Please if possible, increase the funding for the social service agencies. The need increases for the poor, the needy, have-nots and homeless. 5. Adopt a needy family, help them in their times of need. 6. Please pray for and support our military personnel, their suffering, sacrifices and needs are tremendous.7. Please help our youth and senior citizens in their times of need. "GOD Bless America." 8. Lets bring equity and fairness in the upkeep and repair of Morris Williams golf course.

Robert L. Thomas - Unfair labor and industrial relations at the Rosewood Park and Recreation center

Ken Vasseau - TBA

Jennifer Berliner - Building one-wall handball courts within one or more of the City of Austin's parks

Michael Mendoza - Echo Earth - Capitol Metro rail- public safety awareness campaign proposal. Capital Metro has no public awareness aimed at drivers

Robert G. MacDonald - Saving "Austin" money and homelessness

Yesenia Garcia - Green business speaking about companies going green. Her company's name is Green Rose I.T.

Paul Robbins - City Issues

2:00 PM -- Briefings

- 42. General overview and progress update on the Mueller redevelopment
- 43. Travis County Healthcare District Transition briefing

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

- 44. C14-2008-0159 - 3rd and Colorado Hotel - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 311 Colorado, 301 Colorado and 114 W. 3rd St. (Town Lake Watershed) from central business district (CBD) district zoning to central business district-central urban redevelopment (CBD-CURE) combining district zoning. First reading approved on March 26, 2008. Vote: 7-0. Applicant: S/H Austin Partnership (John Beauchamp). Agent: Drenner & Golden Stuart Wolff, LLP (Michele Haussmann). City Staff: Clark Patterson, 974-7691.

45. C814-2008-0146 - Oertli PUD - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 12422 & 12424 Dessau Road and 1200 East Parmer Lane (Harris Branch/Walnut Creek Watershed) from development reserve (DR) district zoning and single-family residence-standard lot (SF-2) district zoning to planned unit development (PUD) district zoning with conditions. First reading approved on February 26, 2009. Vote: 6-0 (Mayor Wynn off the dais.) Applicant: Jerry Oertli Estate (Linda Oertli). Agent: Drenner & Golden Stuart Wolff, LLP (Michele Rogerson). City Staff: Clark Patterson, 974-7691.
46. NPA-2007-0012.02 - 1600 Block of East MLK (1600, 1602, 1604, and 1606 E. Martin Luther King Jr. Blvd.) - Approve third reading of an ordinance amending Ordinance No. 020801-91, the Upper Boggy Creek 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 properties located at 1600, 1602, 1604, and 1606 E. Martin Luther King, Jr. Blvd. (Boggy Creek Watershed). First reading approved on December 11, 2008. Vote: 5-2 (Leffingwell and Morrison voted Nay). Second Reading approved on January 15, 2009. Vote: 4-3 (Leffingwell, Martinez and Morrison voted Nay.) Applicant: E-MLK Properties LLC. Agent: Ryan Diepenbrock, PSW Real Estate. City Staff: Kathleen Fox, 974-7877.
47. C14-2008-0099 - 1600 Block of East MLK - Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1600, 1602, 1604 and 1606 E. Martin Luther King Jr. Boulevard (Upper Boggy Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to neighborhood commercial-mixed use-vertical mixed use building-conditional overlay-central urban redevelopment-neighborhood plan (LR-MU-V-CO-CURE-NP) combining district zoning. First reading approved on December 11, 2008. Vote: 5-2 (Leffingwell and Morrison voted Nay). Second Reading approved on January 15, 2009. Vote: 4-3 (Leffingwell, Martinez and Morrison voted Nay.) Applicant: E-MLK Properties, L.L.C. Agent: Ryan Diepenbrock, PSW Real Estate. City Staff: Robert Heil, 974-2330. A valid petition has been filed in opposition to this rezoning request.
48. C14-2008-0031 - MLK Jr. Blvd. Station Area Plan - Approve third reading of an ordinance adopting Transit Oriented Development (TOD) district zoning for the Featherlight properties located at Martin Luther King (MLK) Jr. Blvd. and Miriam Avenue within the boundaries of the MLK Jr. Blvd. Station Area, generally bounded by Boggy Creek on the north and east; the Northwest and Austin Railroad on the east; East 12th Street on the south; and Ulit Avenue, Miriam Avenue, Alexander Avenue, and Randolph Road on the west, including select properties at the intersections of MLK Jr. Blvd. with Airport Blvd. and Manor Rd. with Airport Blvd. First reading approved on April 10, 2008. Vote: 7-0. Second reading approved on November 6, 2008. Vote: 7-0. Applicant and Agent: City of Austin Neighborhood Planning and Zoning Department. City Staff: Molly Scarbrough, 974-3515.
49. C14-2007-0232 - Rundberg Business Park - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 320 E. Rundberg Lane (Little Walnut Creek Watershed) from multi-family residence-medium density (MF-3) district zoning, limited office (LO) district zoning, and community commercial (GR) district zoning for Tract 1; and multi-family residence-medium density (MF-3) district zoning, limited office (LO) district zoning, and community commercial (GR) district zoning for Tract 2 to warehouse-limited office-conditional overlay (W/LO-CO) combining district zoning for Tract 1, and general commercial services-conditional overlay (CS-CO) combining district zoning for Tract 2. First reading approved on August 28, 2008. Vote: 7-0. Applicant: Rundberg Business Park (John Dimeblid). Agent: Thrower Design (Ron Thrower). City Staff: Wendy Rhoades, 974-7719.
50. C814-97-0001.07 - Leander Rehabilitation - PUD Amendment #8 - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as RM 620 (Lake Creek Watershed) from planned unit development (PUD) district zoning to planned unit development (PUD) district

zoning to change a condition of zoning. First reading approved on February 12, 2009. Vote: 7-0. Applicant: SV ONA Lakeline Office Ltd.; Sonmar of Phoenix, LLC. Agent: McLean & Howard (Jeff Howard). City Staff: Jerry Rusthoven, 974-3207.

51. C14-2008-0221 - Conn Tract - Approve second/third readings 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 interim-rural residence (I-RR) district zoning 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 off the dais.) Second Reading approved on March 5, 2009. Vote: 7-0. Applicant: South IH-35 Investors, L.P. (C.W. Hetherly). Agent: Graves, Dougherty, Hearon & Moody, P.C. (Peter Cesaro). City Staff: Wendy Rhoades, 974-7719.
52. NPA-2008-0021.01 - 1406 Parker - Town Lake Watershed - Approve second/third readings of 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 (Boggy Creek Watershed). First reading approved on March 5, 2009. Vote: 5-2 (Leffingwell and Morrison voted nay.) Applicant and Agent: Ryan Diepenbrock. City Staff: Jacob Browning, 974-7657.
53. C14-2008-0162 - 1406 Parker - Approve second/third readings of an 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 townhouse and condominium residence-conditional overlay-neighborhood plan (SF-6-CO-NP) combining district zoning. First reading approved on March 5, 2009. Vote: 5-2 (Leffingwell and Morrison voted nay.) Applicant and Agent: Ryan Diepenbrock. City Staff: Joi Harden, 974-2122. A valid petition has been filed in opposition to this rezoning request.

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

- 54 PH. C14-2008-0242 - Mueller Austin Energy Substation - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2403 East 51st Street (Tannehill Branch Watershed) from community commercial-neighborhood plan (GR-NP) combining district zoning to public-neighborhood plan (P-NP) combining district zoning. Staff Recommendation: to grant public-neighborhood plan (P-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on May 12, 2009. Applicant: Austin Energy. Agent: Stanley Consultants (Charles Steinman). City Staff: Joi Harden, 974-2122.
- 55 PH. C14-2009-0003 - Austin Chinese Church - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 11118 Dessau Road (Walnut Creek Watershed) from single-family residence-standard lot (SF-2) district zoning; townhouse and condominium residence (SF-6) district zoning; and planned unit development (PUD) district zoning to limited office-conditional overlay (LO-CO) combining district zoning with conditions. Staff Recommendation: To grant limited office-conditional overlay (LO-CO) combining district zoning with conditions. Planning Commission Recommendation: To grant limited office-conditional overlay (LO-CO) combining district zoning with conditions. Applicant: Austin Chinese Church (Leo Young). Agent: Land Answers (Jim Witliff). City Staff: Joi Harden, 974-2122.
- 56 PH. NPA-2008-0015.03 - Precinct 1 New Office Building - Conduct a public hearing and approve an ordinance amending Ordinance No.021107-Z11, the East MLK 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 mixed use designation to civic use designation for the property located at 1811 Springdale Road and 4705 Heflin Lane (Fort Branch Watershed). Staff Recommendation: To approve civic use designation. Planning Commission Recommendation: To approve civic use designation. Applicant and Agent: Travis County Facilities Management Department. City Staff: Paul DiGiuseppe, 974-2865.

- 57 PH. C14-2008-0174 - Precinct 1 New Office Building - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1811 Springdale Road and 4705 Heflin Lane (Fort Branch Watershed) from community commercial-neighborhood plan (GR-NP) combining district zoning and limited office-neighborhood plan (LO-NP) combining district zoning to public-neighborhood plan (P-NP) combining district zoning. Staff Recommendation: To grant public-conditional overlay-neighborhood plan (P-CO-NP) combining district zoning. Planning Commission Recommendation: To grant public-conditional overlay-neighborhood plan (P-CO-NP) combining district zoning. Applicant and Agent: Travis County Facilities Management Department. City Staff: Joi Harden, 974-2122.
- 58 PH. C14-85-339(RCA) - East Yager Lane Restrictive Covenant Amendment - Conduct a public hearing to approve a restrictive covenant amendment for the property located at 400-900 Block of East Yager Lane (Walnut Creek Watershed). Staff Recommendation: Pending. Zoning and Platting Commission Recommendation: To be reviewed on April 7, 2009. Applicant: Armbrust & Brown, L.L.P. (Amanda Morrow). Agent: Allen Samuels Realty (Jeff Wooley); Solo Star Realty, Inc. (John McCormack); Burton Landing L.L. C. (Robert S. Peed Jr.); and Austin Korean Presbyterian Church. City Staff: Joi Harden.
- 59 PH. C14-2008-0193 - 500 Block of VFW and Yager Lane Rezoning - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as the 500 Block of VFW Road (Walnut Creek Watershed) from multi-family residence-low density (MF-2) district zoning; limited office (LO) district zoning and neighborhood commercial (LR) district zoning to townhouse and condominium residence (SF-6) district zoning. Staff Recommendation: To grant townhouse and condominium residence (SF-6) district zoning. Zoning and Platting Commission Recommendation: To be reviewed on April 7, 2009. Applicant: Armbrust & Brown, L.L.P. (Amanda Morrow). Agent: Solo Star Realty, Inc. (John McCormack and John Gilbert.) City Staff: Joi Harden, 974-2122.

5:30 PM -- Live Music


Larry Wilson


5:30 PM -- Proclamations

6:00 PM -- Public Hearings and Possible Actions

- 60 PH. Conduct a public hearing and consider an ordinance amending Chapter 14-8 and repealing Chapters 4-5 and 14-7 of the City Code relating to street closures and creation of Right-Of-Way Event Rules.
- 61 PH. Conduct a public hearing and consider a resolution authorizing the permanent use of approximately 6,824 SF (0.157 acre) for right-of-way 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. All costs associated with construction, as well as any parkland restoration will be paid by requester. Recommended by the Parks and Recreation Board.

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 |