

**AUSTIN CITY COUNCIL
MINUTES****WORK SESSION
TUESDAY, MARCH 22, 2011**

The City Council will meet in a work session to discuss items on the Thursday, March 24, 2011 agenda. No action will be taken and there will be no citizen participation during the work session. Citizens will be permitted to address agenda items at the regularly scheduled City Council meeting on Thursday, March 24, 2011.

Mayor Leffingwell called the meeting to order at 9:04 a.m. Action was taken in the following order.

BRIEFINGS

1. Briefing and discussion on municipal policies and practices as they relate to open government issues. **The briefing was done by Karen Kennard, Acting City Attorney, and Robert Heath, Attorney with Bickerstaff Heath Delgado Acosta LLP.**

Pre-Selected Agenda Items**AUSTIN WATER UTILITY**

2. Approve Service Extension Request No. 2972 for wastewater service to 1807 Mount Larson Road, Austin, Texas located within the Drinking Water Protection Zone and the City's 2-mile extraterritorial jurisdiction. There is no unanticipated fiscal impact. Recommended by the Water and Wastewater Commission and the Environmental Board. (Council Member Bill Spelman)
Greg Meszaros, Director of Austin Water Utility, responded to the question.

Council Items of Interest

NONE SUBMITTED

The Mayor introduced the agenda for the March 24, 2011 Council meeting and allowed Council to give input or ask questions on any item posted on the agenda. Staff was available to provide verbal responses to Council questions.

Mayor Leffingwell adjourned the meeting at 10:07 a.m. without objection.

REGULAR COUNCIL AGENDA ITEMS FOR MARCH 24, 2011**APPROVAL OF MINUTES**

1. Approve the minutes of the Austin City Council special called meeting of March 8, 2011 and regular meeting of March 10, 2011.

AUSTIN WATER UTILITY

2. Approve Service Extension Request No. 2972 for wastewater service to 1807 Mount Larson Road, Austin, Texas located within the Drinking Water Protection Zone and the City's 2-mile extraterritorial jurisdiction. There is no unanticipated fiscal impact. Recommended by the Water and Wastewater Commission and the Environmental Board.

CONTRACT AND LAND MANAGEMENT

3. Authorize the negotiation and execution of a twelve (12) month lease renewal with GLENN AND BRITTA M. HERZOG, Manor, Texas, for horse stable and arena facilities located at 8011 Boyce Lane, Manor, Texas, for use by the Austin Police Department's Mounted Patrol Unit, in an amount not to exceed \$54,000. Funding in the amount of \$22,500 is available in the Fiscal Year 2010-2011 Operating Budget of the Austin Police Department. Funding for any remaining lease term period is contingent upon available funding in future budgets.
4. Approve a resolution authorizing the filing of eminent domain proceedings for the Group 6 Southwest Residential Street Reconstruction Project to acquire a 3,331 square foot drainage easement out of Lot 13, Block "C", Woodhaven, a subdivision in the City of Austin, Travis County, Texas, for the amount of \$3,747. The owner of the needed property interest is ROLLING HILLS WEST HOME GUARDIANS, INC. AKA ROLLING HILLS HOME GUARDIANS, INC. The property is located at 1404 Spring Garden Road, Austin, Travis County, Texas. Funding is included in the Fiscal Year 2010-2011 Capital Budget of the Public Works Department.
5. Authorize execution of a construction contract with RS ELLIS, INC. dba SOUTHWEST CORPORATION, Austin, TX for a Control House to serve the future Mueller Substation in an amount not to exceed \$123,323. Funding is available in the Fiscal Year 2010-2011 Capital Budget of Austin Energy. Lowest bid of four bids received. This contract will be awarded in compliance with Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) through the achievements of Good Faith Efforts with 0.00% MBE and 0.71% WBE subcontractor participation. Recommended by the Electric Utility Commission.
6. Authorize execution of a 12-month construction contract with PEABODY GENERAL CONTRACTORS, INC., (WBE/FW-50.48%), Dripping Springs, TX for the Large Diameter Waterline On-Call Services Indefinite Delivery/Indefinite Quantity Contract to provide on-call services for Austin Water, in an amount not to exceed \$1,938,711 with two 12-month extension options in an amount not to exceed \$1,938,711 per extension, for a total contract amount not to exceed \$5,816,133 over a three year period. Funding is available in the Fiscal Year 2010-2011 Capital Budget of the Austin Water Utility. Funding for the contract extension options are contingent upon available funding in future budgets. Lowest bid of five 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 with 8.00% MBE subcontractor and 50.48% WBE prime and 1.44% WBE subcontractor participation. Recommended by the Water and Wastewater Commission.
7. Authorize execution of a construction contract with RODRIGUEZ BARR INC. DBA THE BARR COMPANY, Austin, TX for ABIA Terminal Improvements Phase 4 Rebid in the amount of \$812,220 plus a contingency of \$81,222, for a total contract amount not to exceed \$893,442. Funding is available in the Fiscal Year 2010-2011 Capital Budget of the Department of Aviation. Lowest bid of four bids received. This contract will be awarded in compliance with Chapter 2-9A of the City Code (Minority

Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 7.72% MBE and 4.57% WBE subcontractor participation. Recommended by the Austin Airport Advisory Commission.

8. Authorize negotiation and execution of a contract with CENTRAL ROAD AND UTILITY, LTD. (MBE/MH-79.99%), Austin, TX, or one of the other qualified offerors to RFP Solicitation No. CLMB303, for the Group 8B – Elton Lane and Griswold Lane Reconstruction and Utility Adjustment, an ACCELERATE AUSTIN PROJECT, in the amount of \$977,668.60 plus a \$48,883.43 contingency, for a total contract amount not to exceed \$1,026,552.03. Funding in the amount of \$411,640.24 is available in the Fiscal Year 2010-2011 Capital Budget of the Public Works Department. Funding in the amount of \$614,911.79 is available in the Fiscal Year 2010-2011 Capital Budget of the Austin Water Utility. Best Value to the City of Austin of three proposals 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 with 8.35% MBE and 3.07% WBE subcontractor participation.
9. Authorize execution of a construction contract with BARECKY CONSTRUCTION CO., INC., Wimberley, TX for Emergency Medical Services Station No. 33 in the amount of \$1,711,932 plus a \$171,193 contingency, for a total contract amount not to exceed \$1,883,125. Funding is available in the Fiscal Year 2010-2011 Capital Budget of the Emergency Medical Services Department. Lowest bid of six 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 1.74% MBE and 13.29% WBE subcontractor participation.
10. Authorize execution of a construction contract with JAY-REESE CONTRACTORS, INC., Austin, TX for the 2011 Miscellaneous Bridge Maintenance Project in an amount of \$390,183 plus a \$39,018 contingency, for a total contract amount not to exceed \$429,201. Funding is available in the Fiscal Year 2010-2011 Operating Budget of the Public Works Department. Lowest bid of three 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 2.51% MBE and 5.12% WBE subcontractor participation.
11. Authorize negotiation and execution of an amendment to the professional services agreement with the following ten (10) firms: HNTB CORPORATION, Austin, TX, HALFF ASSOCIATES, INC., Austin, TX, OTHON, INC., Austin, TX, HVJ ASSOCIATES, INC. (MBE/MB), Austin, TX, FREESE AND NICHOLS, INC., Austin, TX, LOCKWOOD ANDREWS & NEWNAM, INC., Austin, TX, MWM DESIGN GROUP, INC. (MBE/MH), Austin, TX, S&B INFRASTRUCTURE, LTD, Austin, TX, DANNENBAUM ENGINEERING COMPANY, AUSTIN, TX, and; KLOTZ ASSOCIATES, INC., Austin, TX to provide professional engineering services for street reconstruction projects for the years 2011 through 2012 or until financial authorization is expended, in the amount of \$1,135,000 in additional authorization, for a total not to exceed amount of \$16,760,000 for this rotation list. The additional authorization will provide an estimated 4.8% increase for each of the ten firms, so that each of the top five ranked firms will receive an authorization increase of \$90,000 and each of the bottom five will receive an authorization increase of \$60,000. The remaining \$375,000 will be held in contingency and may be applied to any assignment, through the variance process, in the event an assignment exceeds the current estimates. The additional authorization is required for completion of the following ACCELERATE AUSTIN Projects that are currently in design, bid or construction phase: Group 0 (HNTB Corporation), Group 4, Group 10 and Group 19 (Othon Inc.), Rio Grande Street and E. 7th Street (HVJ Associates), Group 8 (Lockwood, Andrews & Newnam, Inc.), Group 22 and Group 35 (MWM Design Group), Group 7, 5th Street and Pedernales Street (S&B Infrastructure) and Group 17 (Klotz Associates). The contract authority will be allocated as needed to complete these existing assignments in accordance with Rotation List Management Procedures. Funding is available in the Capital and/or Operating and Maintenance Budgets of the various departments requiring services. This contract was awarded in compliance with

Chapter 2-9B of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) with 16.50% MBE and 14.20% WBE subconsultant participation to date.

12. Authorize negotiation and execution of an amendment to the professional services agreement with LOCKWOOD, ANDREWS and NEWNAM, INC., Austin, TX, for additional engineering design and construction phase services for the Spicewood Springs Pump Station Improvements in an amount not to exceed \$228,559 for a total authorization of \$1,524,069. Funding is available in the Fiscal Year 2010-2011 Capital Budget of the Austin Water Utility. This contract will be awarded in compliance with Chapter 2-9B of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) with 17.87% MBE and 45.65% WBE subconsultant participation to date. Recommended by the Water and Wastewater Commission.

CONVENTION CENTER

13. Approve an ordinance accepting \$47,000 in grant funds from the Austin Convention and Visitors Bureau (ACVB) Heritage Grant Fund, and amending the Fiscal Year 2010-2011 Austin Convention Center Operating Budget Special Revenue Fund of Ordinance No. 20100913-002 to appropriate \$47,000 for the reparation and restoration of the Trask House located at 217 Red River Street. Funding is available from the Austin Convention and Visitors Bureau (ACVB) Heritage Grant Fund. An additional \$75,000 is available in the Fiscal Year 2010-2011 Operating Budget of the Austin Convention Center Department.

HEALTH AND HUMAN SERVICES

14. Authorize negotiation and execution of an Interlocal Cooperative Agreement between the City of Austin and Austin Community College (ACC) under which ACC will provide free General Equivalency Diploma classes at the Rosewood Zaragosa Neighborhood Center for a five and a half month term from January 18, 2011 through June 30, 2011, with five one-year renewal options.
15. Authorize negotiation and execution of an Interlocal Agreement with AUSTIN INDEPENDENT SCHOOL DISTRICT to assist the City of Austin Health and Human Services Department Obesity Prevention Initiative by providing healthy foods and beverages in schools and making changes to an elementary school cafeteria, for a four-month term beginning on May 1, 2011, in an amount not to exceed \$40,000. Funding is available in the Fiscal Year 2010-2011 Operating Budget Special Revenue Fund for the Health and Human Services Department's Obesity Prevention Initiative grant.
16. Authorize negotiation and execution of an Interlocal Agreement with AUSTIN INDEPENDENT SCHOOL DISTRICT (AISD), under which AISD's Construction Management Department will install bike racks in certain schools, for a four-month term beginning on May 1, 2011, in an amount not to exceed \$35,000. The City's Health and Human Services Department will fund the contract with Obesity Prevention Initiative grant funds. Funding is available in the Fiscal Year 2010-2011 Operating Budget Special Revenue Fund for the Health and Human Services Department's Obesity Prevention Initiative grant.
17. Authorize negotiation and execution of an Interlocal Agreement with Travis County and the Austin Independent School District (AISD) for a software pilot project to reduce chronic absenteeism in an estimated amount not to exceed \$16,000, with two twelve month renewals in an amount not to exceed \$12,000 each, for a total amount not to exceed \$40,000. Funding in the amount of \$16,000 is available in the Fiscal Year 2010-2011 Operating Budget of the Health and Human Services Department (HHSD). Funding for the renewals is contingent on available funding in future budgets. Recommended by the City/AISD/County Joint Subcommittee.

18. Authorize negotiation and execution of an amendment to the Interlocal Agreement with AUSTIN TRAVIS COUNTY INTEGRAL CARE for tobacco prevention and control services effective March 1, 2011, in an amount not to exceed \$500,000 for a twelve-month term, for a total contract amount not to exceed \$690,000. Funding in the amount \$500,000 is available in the Fiscal Year 2009-2010 Operating Budget Special Revenue Fund for the Health and Human Services Department's Communities Putting Prevention to Work (CPPW) federal grant initiative. The grant period is March 19, 2010 to March 18, 2012.
19. Authorize negotiation and execution of Amendment No. 1 to the federal Homelessness Prevention and Rapid Re-Housing Program (HPRP) grant contract with CARITAS OF AUSTIN for HPRP Outreach and Intake Specialists (OIS) in an amount not to exceed \$148,077, for a total contract amount not to exceed \$628,077, incorporating the HPRP Housing Location and Inspection program. Funding is available in the Fiscal Year 2008-2009 Operating Budget of the Health and Human Services Department Homelessness Prevention and Rapid Re-Housing Program (HPRP) Special Revenue Fund.
20. Authorize negotiation and execution of Amendment No. 1 to the grant contract with YOUTH AND FAMILY ALLIANCE (dba LifeWorks) to reallocate up to \$100,000 from existing federal Homelessness Prevention and Rapid Re-Housing Program funds, for a total contract amount not to exceed \$2,067,840 for the period September 30, 2009 through September 30, 2011. Funding is available in the Fiscal Year 2008-2009 Operating Budget of the Health and Human Services Department Homelessness Prevention and Rapid Re-Housing Program (HPRP) Special Revenue Fund.

LAW

21. Approve a settlement in City of Austin v. Magnum Tunneling, et al., Cause No. D-1-GV-08-002666; in the 201st Judicial District Court of Travis County, Texas.

PARKS AND RECREATION

22. Authorize public events, which include swimming, in LAKE AUSTIN under City Code Section 8-5-46 (the XTERRA Triathlon to be held on August 20-21, 2011), in LONG LAKE under City Code Section 8-5-47 (the Rookie Triathlon to be held on April 17, 2011, the Danskin Triathlon to be held on June 5, 2011, the Couples Triathlon to be held on July 10, 2011, and the Ironman 70.3 Austin to be held on October 23, 2011), and in LADY BIRD LAKE (formerly Town Lake) under City Code Section 8-5-48 (the Cap 2k Open Water Race and Swim to be held on May 1, 2011, the Capital of Texas Triathlon to be held on May 29-30, 2011, and the Austin Triathlon to be held on September 5, 2011).

POLICE

23. Approve an ordinance accepting \$181,973 in grant funds from the State of Texas, Office of Governor, Criminal Justice Division; and amending the Fiscal Year 2010-2011 Police Department Operating Budget Special Revenue Fund (Ordinance No. 20100913-002) to appropriate \$181,973 for the Austin Police Department project entitled Assistance to Female Victims of Domestic Violence and Sexual Assault. Funding in the amount of \$181,973 is available in a grant from the State of Texas, Office of Governor, Criminal Justice Division, S.T.O.P. Violence Against Women Recovery Act (VAWA Recovery Act) Program. A cash match is not required. The grant period is from March 1, 2011 - June 30, 2011.
24. Approve a resolution authorizing the acceptance of \$181,973 in grant funding from the State of Texas, Governor's Office, Criminal Justice Division to implement the Austin Police Department project entitled APD ARRA VAWA - Assistance to Female Victims of Domestic Violence and Sexual Assault. Funding in the amount of \$181,973 is available from the State of Texas, Criminal Justice Division, S.T.O.P.

Violence Against Women Recovery Act (VAWA Recovery Act) Program for the project period of March 1 – June 30, 2011.

PUBLIC WORKS

25. Authorize negotiation and execution of an Interlocal Agreement between the City of Austin and the Texas Department of Transportation (TXDOT) for relocation of existing water lines in conflict with TXDOT roadway improvements within 0.55 miles west of Southwest Parkway to 0.14 miles east of Southwest Parkway in the amount of \$414,223.95 plus a \$62,133.59 contingency, for a total contract amount not to exceed \$476,357.54. Funding is available in the Fiscal Year 2010-2011 Capital Budget of Austin Water Utility. Recommended by the Water and Wastewater Commission.
26. Approve an ordinance amending the Fiscal Year 2010-2011 Public Works Department Operating Budget (Ordinance No. 20100913-002) to add 2.0 full-time equivalent positions in the Capital Project Management Fund for the Public Works Department. Funding for 2.0 full time equivalent positions in the amount of \$76,743 is available in the Fiscal Year 2010-2011 Operating Budget of the Public Works Department.

PURCHASING OFFICE

27. Authorize award, negotiation and execution of a 24-month contract with KEMA, INC., Burlington, MA; GDS ASSOCIATES, INC., Marietta, GA; and ICF INTERNATIONAL, Plano, TX, or one of the other qualified responders to RFQS No. TVN0010, for demand side management consulting services in an estimated amount not to exceed \$1,700,000 each and combined with one 12-month extension option in an estimated amount not to exceed \$850,000 each and combined, for a total estimated contract amount not to exceed \$2,550,000 each and combined. Funding in the amount of \$425,000 is available in the Fiscal Year 2010-2011 Operating Budget of Austin Energy. Funding for the remaining eighteen months of the original contract period and extension option is contingent upon available funding in future budgets. Best three qualification statements of ten 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. Recommended by the Resource Management Commission and the Electric Utility Commission.
28. Authorize award and execution of Amendment No. 15 to a requirements service contract with PIKE ELECTRIC INC, Mount Airy, NC to increase the contract for Transmission and Distribution electrical services for Austin Energy in an estimated amount not to exceed \$1,250,000, for a revised estimated contract amount not to exceed \$36,127,592.95. Funding is available in the Fiscal Year 2010-2011 Capital Budget of Austin Energy. Contract Amendment. 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 subcontractor opportunities were identified; therefore no goals were established for this solicitation. Recommended by the Electric Utility Commission.
29. Authorize award and execution of a 36-month requirements supply contract with 24 HR SAFETY, LLC., Deer Park, TX for gas monitors and parts for the Austin Water Utility in an estimated amount not to exceed \$120,000, with two 12-month extension options in an estimated amounts not to exceed \$40,000 per extension option, for a total estimated contract amount not to exceed \$200,000. Funding in the amount of \$20,000 is available in the Fiscal Year 2010-2011 Operating Budget of the Austin Water Utility. Funding for the remaining thirty months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid of eight 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.

30. Authorize award and execution of a 36-month requirements supply contract with ENVIRONMENTAL IMPROVEMENTS, INC., Buda, TX for the supply of Wallace and Tiernan replacement and repair parts for the Austin Water Utility in an amount not to exceed \$360,000, with three 12-month extension options in amounts not to exceed \$120,000 per extension option, for a total agreement amount not to exceed \$720,000. Funding in the amount of \$70,000 is available in the Fiscal Year 2010-2011 Operating Budget of the Austin Water Utility. Funding for the twenty-nine remaining 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. Recommended by the Water and Wastewater Commission.
31. Authorize award and execution of a 36-month requirements supply contract with FERGUSON WATERWORKS, Georgetown, TX for the supply of pipe adapters of various types and sizes for the for the Austin Water Utility in an amount not to exceed \$179,325.72, with three 12-month extension options in amounts not to exceed \$59,775.24 per extension option, for a total agreement amount not to exceed \$358,651.44. Funding in the amount of \$34,868.89 is available in the Fiscal Year 2010-2011 Operating Budget of the Austin Water Utility. Funding for the twenty-nine remaining 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 2-9D 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.
32. Approve ratification of an Interlocal Agreement between the City of Austin (COA) and the LOWER COLORADO RIVER AUTHORITY (LCRA) to promote the Water IQ water conservation awareness campaign in an amount not to exceed \$69,000. Funding is available in the Fiscal Year 2010-2011 Operating Budget of the Austin Water Utility. Contract Amendment. This Interlocal Agreement is exempt from the MBE/WBE Ordinance. This exemption is 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. Reviewed by the Water and Wastewater Commission.
33. Authorize award and execution of a 24-month requirements supply contract with SULFATREAT, Chesterfield, MI for the supply of SulfaTreat for the Austin Water Utility in an amount not to exceed \$250,800, with two 12-month extension options in amounts not to exceed \$125,400 per extension option, for a total contract amount not to exceed \$501,600. SulfaTreat is the sole source provider for this product. Funding in the amount of \$62,700 is available in the Fiscal Year 2010-2011 Operating Budget of the Austin Water Utility. Funding for the remaining eighteen months of the original contract period and 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). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. Recommended by the Water and Wastewater Commission.
34. Authorize award and execution of a 36-month requirements service contract with LIQUID ENVIRONMENTAL SOLUTIONS OF TEXAS LLC, Austin, TX to provide grease trap and sediment tank cleaning services in an estimated amount not to exceed \$90,000, with three 12-month extension options in an estimated amount not to exceed \$30,000 per extension option, for a total estimated contract amount not to exceed \$180,000. Funding in the amount of \$15,000 is available in the Fiscal Year 2010-2011 Operating Budget of the Austin Convention Center 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 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.

35. Authorize award, negotiation, and execution of a contract through the State of Texas Department of Information Resources cooperative purchasing program with ePLUS TECHNOLOGY, INC., Herndon, VA for network design services in an amount not to exceed \$150,000. Funding is available in the Fiscal Year 2010-2011 Capital Budget of the Finance and Administrative Services Department, Communications and Technology Management. This Cooperative Purchase is exempt from the MBE/WBE Ordinance. This exemption is 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.
36. Authorize award and execution of a 36-month requirements supply contract with LANFORD EQUIPMENT CO. INC., Austin, TX to provide repair parts and services for Massey Ferguson and Kubota equipment in an estimated amount not to exceed \$438,166, with three 12-month extension options in estimated amounts not to exceed \$204,923 for the first extension option, \$245,907 for the second extension option, and \$295,089 for the third extension option, for a total estimated contract amount not to exceed \$1,184,085. Funding in the amount of \$72,970 is available in the Fiscal Year 2010-2011 Operating Budget of the Financial and Administrative Services Department, Fleet Fund. Funding for the remaining 30 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 2-9C 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.
37. Authorize execution of Amendment No. 1 to Contract No. GC080000014, through the TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD) with GULF COAST PAPER COMPANY, Corpus Christi, TX, to increase the current contract amount by \$330,000 for the initial contract period for a revised amount not to exceed \$3,348,000. Funding in the amount of \$330,000 is available in the 2010-2011 Operating Budget for various city departments. This Cooperative Purchase is exempt from the MBE/WBE Ordinance. This exemption is 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.

TELECOMMUNICATIONS & REGULATORY AFFAIRS

38. Approve an ordinance suspending a Gas Reliability Infrastructure Program interim customer surcharge proposed by Texas Gas Service.

TREATY OFFICER

39. Approve a resolution adopting the City of Austin Fiscal Year 2010-11 Investment Policy. Recommended by Council's Audit and Finance Committee on January 25, 2011.

ITEM(S) FROM COUNCIL

40. Approve appointments and certain related waivers to citizen boards and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members.
41. Approve a resolution expressing City of Austin support for Senate Bill 853 currently under consideration by the 82nd Texas Legislature to restrict wastewater discharges in the Contributing Zone of the Barton

Springs segment of the Edwards Aquifer. (Mayor Lee Leffingwell, Mayor Pro Tem Mike Martinez and Council Member Chris Riley)

42. Authorize payment of certain costs for the Austin Lyric Opera event which is to be held on Saturday, April 9, 2011 at City Hall. (Mayor Lee Leffingwell, Council Member Chris Riley and Council Member Randi Shade)
43. Approve the waiver of certain fees and requirements for the Women of the Year Awards Celebration sponsored by the Young Women's Christian Association (YWCA) at the Emma S. Barrientos Mexican American Cultural Center. (Mayor Lee Leffingwell, Council Member Randi Shade and Mayor Pro Tem Mike Martinez)
44. Approve the waiver of certain fees under City Code Chapter 14-8 for the Cesar Chavez "Si Se Puede!" March sponsored by People Organized in Defense of Earth and her Resources (PODER) which is to be held Saturday, March 26, 2011 beginning at 1105 East Cesar Chavez Street and ending at the Texas State Capitol. (Mayor Pro Tem Mike Martinez, Council Member Chris Riley and Council Member Randi Shade)
45. Approve the waiver of certain fees and requirements under City Code Chapter 14-8 and authorize payment of certain costs for the Celebrate Texas Incorporated and City co-sponsored Texas Independence Day 5K Run and Parade which was held Saturday, March 5, 2011. (Council Member Laura Morrison, Mayor Pro Tem Mike Martinez and Council Member Randi Shade)

ITEM(S) TO SET PUBLIC HEARING(S)

46. Set a public hearing to receive citizen input on the community's needs for the development of the City's Fiscal Year 2011-2012 Action Plan, as required by the U.S. Department of Housing and Urban Development (HUD); and the Community Development 2011-2012 Program as required by Texas Local Government Code Chapter 373. (Suggested date and time: April 7, 2011, 4:00 p.m., at Austin City Hall, 301 W. Second Street, Austin, TX).

MORNING BRIEFINGS

47. Briefing on pending special district legislation
48. Solid Waste Services Long-Term Recycling Services Contract.

EXECUTIVE SESSION

49. Discuss legal issues related to a Texas Open Meetings Act complaint, associated requests made under the Public Information Act, the retention of records, and a complaint filed under the City's ethics provisions (private consultation with legal counsel pursuant to Section 551.071 of the Government Code).
50. Discuss legal issues related to the City of Burnet's application to TCEQ for a permit to direct discharge wastewater into a tributary of Lake Travis (TPDES Permit No. WQ 0010793002). (Private consultation with legal counsel pursuant to Section 551.071 of the Government Code).
51. Discuss legal issues relating to Emergency Responders for Equality, et al. v. Rhoda Mae Kerr, et al., NO. 09CA 886 LY, In the United States District Court for the Western District of Texas, Austin Division. (Private consultation with legal counsel pursuant to Section 551.071 of the Government Code).

ZONING AND NEIGHBORHOOD PLAN AMENDMENTS (PUBLIC HEARINGS AND POSSIBLE ACTION)

- 52 PH.C14-2010-0140 – Parker Lane – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1406-1506 Parker Lane (Town Lake Watershed) from family residence – neighborhood plan (SF-3-NP) combining district zoning to townhouse and condominium residence – conditional overlay – neighborhood plan (SF-6-CO-NP) combining district zoning. Staff Recommendation: To approve townhouse and condominium residence – conditional overlay – neighborhood plan (SF-6-CO-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on April 12, 2011. Applicant: Ryan Diepenbrock. Agent: Ryan Diepenbrock. City Staff: Stephen Rye 974-7604.
- 53 PH.C14-2010-0186 – 416 Congress – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 416 Congress Avenue (Town Lake Watershed) from central business district (CBD) district zoning to central business district – historic landmark – central urban redevelopment district (CBD-H-CURE) combining district zoning. Staff Recommendation: To grant central business district – historic landmark – central urban redevelopment district (CBD-H-CURE) combining district zoning. Historic Landmark Commission: To grant central business district – historic landmark – central urban redevelopment district (CBD-H-CURE) combining district zoning. Planning Commission Recommendation: To grant central business district – historic landmark – central urban redevelopment district (CBD-H-CURE) combining district zoning. Applicant: D3-BR 416 Congress, L.L.C. (Dan Benitz). Agent: Mike McHone Real Estate (Mike McHone). City Staff: Clark Patterson, 974-7691.
- 54 PH. C14-2010-0192 – Martin/Valentine Residence – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 8116 Big View Drive (West Bull Creek Watershed) from interim lake Austin residence (I-LA) district zoning to single family residence, large lot (SF-1) district zoning. Staff Recommendation: To grant Lake Austin residence (LA) district zoning. Zoning and Platting Commission Recommendation: To grant Lake Austin residence (LA) district zoning. Applicant: Bonita Vista Trust (James Valentine, IV). Agent: Land Answers (Jim Whittliff). City Staff: Clark Patterson, 974-7691.
- 55 PH. C14-2010-0199 – C G & S Corral – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 402 Corral Lane (South Boggy Creek Watershed) from single family residence standard lot (SF-2) district zoning to general commercial services - mixed use - conditional overlay (CS-MU-CO) combining district zoning. Staff Recommendation: To deny general commercial services - mixed use- conditional overlay (CS-MU-CO) combining district zoning. Zoning and Platting Commission Recommendation: To be reviewed on April 19, 2011. Owner/Applicant: C G & S Construction, Inc. (C. Wm. “Billy” Guerrero). Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Wendy Rhoades, 974-7719. A valid petition has been filed in opposition to this rezoning request.
- 56 PH. C14-2010-0205 - 5501 La Crosse Avenue - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 5501-5617 La Crosse Avenue (Slaughter Creek Watershed - Barton Springs Zone) from community commercial - mixed use - conditional overlay (GR-MU-CO) combining district zoning to community commercial - mixed use - conditional overlay (GR-MU-CO) combining district zoning to change a condition of zoning. Staff Recommendation: To grant community commercial - mixed use - conditional overlay (GR-MU-CO) combining district zoning to change a condition of zoning. Zoning and Platting Commission Recommendation: To grant community commercial -mixed use - conditional overlay (GR-MU-CO) combining district zoning to change a condition of zoning. Owner/Applicant: Circle C Land, LP (Erin D. Pickens). Agent: Metcalfe Williams, LLP (Michele Rogerson Lynch). City Staff: Wendy Rhoades, 974-7719.

- 57 PH. C14-91-0015(RCA) – Champion Commercial Development - Conduct a public hearing and approve a restrictive covenant amendment for the property locally known as 5617 FM 2222 (Bull Creek Watershed) to amend a portion of the Restrictive Covenant as it relates to access to the property. Staff Recommendation: To grant an amendment to a portion of a Restrictive Covenant as it relates to access to the property. Zoning and Platting Commission Recommendation: To be reviewed on April 19, 2011. Applicant: Champion Assets, Ltd. (Josie Champion). Agent: Graves, Dougherty, Heaton & Moody, P.C. (Michael Whellan). City Staff: Clark Patterson, 974-7691.
- 58 PH. C14H-2010-0032 - Robert and Helena Ziller House - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 800 Edgecliff Terrace (Lady Bird Lake Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to family residence-historic landmark-neighborhood plan (SF-3-H-NP) combining district zoning. Staff Recommendation: To grant family residence-historic landmark-neighborhood plan (SF-3-H-NP) combining district zoning. Historic Landmark Commission Recommendation: To grant family residence-historic landmark-neighborhood plan (SF-3-H-NP) combining district zoning. Planning Commission Recommendation: To grant family residence-historic landmark-neighborhood plan (SF-3-H-NP) combining district zoning. Applicants: Tim and Pam Walker, owners. City Staff: Steve Sadowsky, 974-6454.
- 59 PH. NPA-2010-0021.02 - Parker Lane - Conduct a public hearing and approve an ordinance amending Ordinance No. 20061116-055, the East Riverside/Oltorf Combined Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 1406-1506 Parker Lane (Town Lake Watershed) from Single Family to Higher-Density Single Family land use. Staff Recommendation: To grant Higher-Density Single Family land use. Planning Commission Recommendation: To be reviewed on April 12, 2011. Applicants/Owners: J. Ryan Diepenbrock, Michael Hackett, and Bryant Colman. Agent: J. Ryan Diepenbrock. City Staff: Maureen Meredith, 974-2695.

PUBLIC HEARINGS AND POSSIBLE ACTIONS

- 60 PH. Conduct a public hearing and consider an ordinance adopting local standards of care for the Parks and Recreation Department's Children's Recreation Program for 2011. Recommended by the Parks and Recreation Board.

The minutes for the Special Meeting of March 22, 2011 were approved on this the 7th day of April 2011 on Council Member Spelman's motion, Council Member Morrison's second on a 6-0 vote. Mayor Pro Tem Martinez was off the dais.