



AUSTIN CITY COUNCIL
MINUTES

REGULAR MEETING
THURSDAY, JULY 28, 2011

Invocation: Rev. Joel Salas, Emmanuel United Methodist Church

The following represents the actions taken by the Austin City Council in the order they occurred during the meeting. While the minutes are not in sequential order, all agenda items were discussed. The City Council of Austin, Texas, convened in a regular meeting on Thursday, July 28, 2011 in the Council Chambers of City Hall, 301 West Second Street, Austin, Texas.

Mayor Leffingwell called the Council Meeting to order at 10:07 a.m.

CONSENT AGENDA

The following items were acted on by one motion.

1. Approve the minutes of the Austin City Council work session of June 21, 2011, regular meeting of June 23, 2011, Canvassing of June 28, 2011, Mayor Pro Tem election of June 28, 2011 and special called meeting of June 29, 2011.
The minutes from the work session of June 21, 2011, regular Council meeting of June 23, 2011, canvassing of June 28, 2011, Mayor Pro Tem election of June 28, 2011 and special called meeting of June 29, 2011 were approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 6-0 vote. Council Member Tovo abstained.
2. Approve issuance of a rebate to Spring Valley Apartments for performing duct sealing at their 214-unit complex located at 2302 E. William Cannon Drive, in an amount not to exceed \$80,965.
The motion to approve the issuance of a rebate to Spring Valley Apartments was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
3. Approve an ordinance authorizing acceptance of \$363,250 in American Recovery and Reinvestment Act (ARRA) grant funds administered through the State Energy Conservation Office (SECO) and amending the Fiscal Year 2010-2011 Austin Energy Operating Budget Special Revenue Fund (Ordinance No. 20100913-002) to appropriate such grant funds, and authorize negotiation and execution of a grant agreement between SECO and Austin Energy for the installation of a solar photovoltaic system at the City of Austin's George Washington Carver Museum and Library.
Ordinance No. 20110728-003 was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
4. Authorize the negotiation and execution of an agreement with Brushy Creek Municipal Utility District (Brushy Creek) for the provision of out-of-district temporary water service to the Round Rock

Independent School District school bus maintenance facility site adjacent to Brushy Creek's southern boundary.

The motion authorizing the negotiation and execution of an agreement with Brushy Creek Municipal Utility District was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

5. Authorize the negotiation and execution of a contract to allow pass-through wastewater service from Moore's Crossing Municipal Utility District in order for the City to provide retail wastewater service to a 67-acre tract.

The motion authorizing the negotiation and execution of a contract with Moore's Crossing Municipal Utility District was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

6. Authorize execution of a construction contract with FORSYTHE BROTHERS INFRASTRUCTURE, LLC, Austin, Texas for Berkman Fire Station #18 Driveway Renovation in an amount not to exceed \$76,500.

The motion authorizing the execution of a construction contract with Forsythe Brothers Infrastructure, LLC was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

7. Authorize execution of a construction contract with TEXAS STERLING CONSTRUCTION COMPANY, San Antonio, Texas for the Group 10 Collector/Residential Streets Southwest and Havana Street Water Line, an ACCELERATE AUSTIN PROJECT, in the amount of \$3,915,137.75 plus a \$195,756.89 contingency, for a total contract amount not to exceed \$4,110,894.64.

The motion authorizing the execution of a construction contract with Texas Sterling Construction Company was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

8. Authorize execution of a construction contract with MUNIZ CONCRETE & CONTRACTING, INC. (MBE/MH- 78.08%), Austin, TX for Tillery Street Storm Drain Outfall Stabilization in the amount of \$1,033,106 plus a \$103,310 contingency, for a total contract amount not to exceed \$1,136,416.

The motion authorizing the execution of a construction contract with Muniz Concrete & Contracting, Inc. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

9. Authorize execution of a construction contract with HAEGELIN CONSTRUCTION CO., LTD, Austin, TX for North Acres Water and Wastewater Improvements - North in an amount of \$2,074,638.80 plus a \$103,732 contingency, for a total amount not to exceed \$2,178,370.80.

The motion authorizing the execution of a construction contract with Haegelin Construction Co., Ltd. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

10. Authorize execution of a construction contract through the TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE with WEATHERPROOFING TECHNOLOGIES, INC., Houston, TX for ABIA Cargo Apron Parking in an amount not to exceed \$309,206.93.

The motion authorizing the execution of a construction contract through the Texas Local Government Purchasing Cooperative with Weatherproofing Technologies, Inc. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

11. Authorize execution of Change Order #4 to the construction contract with AUSTIN UNDERGROUND, INC., Austin, TX, (MBE/MH-88.63%) for the West Austin Sanitary Sewer Overflow Abatement project in the amount of \$74,273.38, for a total contract amount not to exceed \$1,217,731.66.

The motion authorizing the execution of change order number four to the construction contract with Austin Underground, Inc. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

12. Authorize execution of Change Order #9 to the construction contract with SAK/QUEST JOINT VENTURE, O'Fallon, MO, for the Downtown Wastewater Tunnel project in the amount of \$4,743,454.24, for a total contract amount not to exceed \$39,962,121.20.

The motion authorizing the execution of change order number nine to the construction contract with SAK/Quest Joint Venture was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

13. Authorize negotiation and execution of an amendment to the professional services agreement with ELLERBE BECKET INC., Minneapolis, MN, for architectural consulting services for Austin Energy's new System Control Center in the amount of \$230,240.34 for a total not-to-exceed contract amount of \$5,167,837.11.

The motion authorizing the negotiation and execution of an amendment to the professional services agreement with Ellerbe Becket Inc. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

14. Authorize negotiation and execution of an amendment to the professional services agreement with URS CORPORATION, Austin, TX for engineering services for the Upper Boggy Creek Integrated Watershed Management project in the amount of \$358,068, for a total contract amount not to exceed \$1,808,068.

The motion authorizing the negotiation and execution of an amendment to the professional services agreement with URS Corporation was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

15. Authorize negotiation and execution of an amendment to the professional services agreement with HDR ENGINEERING, INC., Austin, TX for design services for the Bowie Underpass in the amount of \$504,046 for a total contract amount not to exceed \$2,259,061.

The motion authorizing the negotiation and execution of an amendment to the professional services agreement with HDR Engineering, Inc. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

16. Authorize negotiation and execution of an agreement with Austin DMO, Inc., doing business as the Downtown Austin Alliance, to provide and manage retail consultant services for retail recruitment in the downtown area, for a one-year term beginning on August 1, 2011, in an amount not to exceed \$45,000, with two optional one year renewal terms in an amount not to exceed \$45,000 per term, for a total amount not to exceed \$135,000.

The motion authorizing the negotiation and execution of an agreement with Austin DMO, Inc. doing business as the Downtown Austin Alliance was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

17. Authorize execution of a Preliminary Engineering Agreement with UNION PACIFIC RAILROAD to review plans prepared by HDR Engineering, Inc. for the Bowie Pedestrian and Bicycle Underpass, in the amount of \$75,000.

The motion authorizing the execution of a preliminary engineering agreement with Union Pacific Railroad was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

18. Approve negotiation and execution of an Interlocal Agreement between the City and the Travis County Healthcare District (District) to provide ground emergency medical services to the District's eligible Medical Assistance Program (MAP) beneficiaries for a fee of \$364,000 for an initial term of one year

beginning on October 1, 2010 and ending on September 30, 2011, with an option to renew for an additional one year term.

The motion to approve the negotiation and execution of an interlocal agreement between the City and the Travis County Healthcare District was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

19. Authorize negotiation and execution of an Interlocal Agreement with the TEXAS DEPARTMENT OF STATE HEALTH SERVICES to purchase human immunodeficiency virus medications for eligible clients under the City's Ryan White Part A HIV Emergency Relief Project grant, for a seven-month term from August 1, 2011 through February 28, 2012, in an amount not to exceed \$200,000.

The motion authorizing the negotiation and execution of an interlocal agreement with the Texas Department of State Health Services was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

20. Authorize the negotiation and execution of an amendment to the 2006 Interlocal Agreement among the CITY OF AUSTIN, TRAVIS COUNTY and WORKFORCE SOLUTIONS - CAPITAL AREA relating to the functions, responsibilities, roles, and relationships of the parties in the delivery of workforce development services to comply with the changes in the Workforce and Economic Competitiveness Act and related regulations and to authorize four additional one-year term extensions.

The motion authorizing the negotiation and execution of an amendment to the 2006 interlocal agreement among the City of Austin, Travis County and Workforce Solutions – Capital Area was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

21. Approve an ordinance accepting \$25,485 in grant funds from the United States Department of Health and Human Services, Health Resources and Services Administration, and amending the Fiscal Year 2010-2011 Health and Human Services Department Operating Budget Special Revenue Fund (Ordinance No. 20100913-002) to appropriate \$25,485 for the Ryan White Part C HIV Early Intervention Services Grant Program. Related to Item #25.

Ordinance No. 20110728-021 was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

22. Approve an ordinance authorizing acceptance of \$281,267 in additional grant funds from the TEXAS DEPARTMENT OF STATE HEALTH SERVICES, WOMEN, INFANTS, AND CHILDREN PROGRAM, Austin, Texas; and amending the Fiscal Year 2010-2011 Health and Human Services Department Operating Budget Special Revenue Fund (Ordinance No. 20100913-002) to appropriate \$281,267 for maintaining Women, Infants and Children services.

Ordinance No. 20110728-022 was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

23. Approve an ordinance accepting \$35,000 in grant funds from the NATIONAL ASSOCIATION OF COUNTY & CITY HEALTH OFFICIALS, and amending the Fiscal Year 2010-2011 Health and Human Services Operating Budget Special Revenue Fund (Ordinance No. 20100913-002) to appropriate \$35,000 to fund a community health assessment and community health improvement plan for Austin/Travis County.

Ordinance No. 20110728-023 was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

Item 24 was pulled for discussion.

25. Approve negotiation and execution of an amendment to the contract with AIDS SERVICES OF AUSTIN, INC. for Ryan White Part C Early Intervention grant services for a five-month period beginning on

August 1, 2011, in an amount not to exceed \$25,000, for a total contract amount not to exceed \$866,554. Related to Item #21. (Notes: 7567)

The motion authorizing the negotiation and execution of an amendment to the contract with AIDS Services of Austin, Inc. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

Items 26 and 27 were pulled for discussion.

28. Authorize negotiation and execution of an amendment to the legal services agreement with Bickerstaff Heath Delgado Acosta, LLP, to provide legal services related to districting and charter amendments, to increase funding in the amount of \$150,000, for a total contract amount not to exceed \$203,000. Funding is available in the Fiscal Year 2010-2011 Operating Budget of the Law Department.

The motion authorizing the negotiation and execution of an amendment to the legal services agreement with Bickerstaff Heath Delgado Acosta, LLP was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

29. Approve an ordinance accepting \$4,000 in grant funds from the National Endowment for the Humanities and amending the Fiscal Year 2010-2011 Library Department Operating Budget Special Revenue Fund (Ordinance No. 20100913-002) to appropriate \$4,000 for the People & Stories/Gente y Cuentos Grant Program.

Ordinance No. 20110728-029 was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

30. Approve an ordinance accepting \$750 in grant funds from the Texas State Library and Archive Commission (TSLAC) and amending Fiscal Year 2010-2011 Library Department Operating Budget Special Revenue Fund (Ordinance No. 20100913-002) to appropriate \$750 to send librarians or other qualified personnel to a TSLAC-sponsored Tech Training Exchange workshop.

Ordinance No. 20110728-030 was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

Item 31 was pulled for discussion.

32. Approve a resolution appointing Kathie Tovo as a Director and reappointing Chris Riley and Laura Morrison as Directors of the Austin Housing Finance Corporation for terms expiring on June 15, 2014, and appointing Mike Martinez as a Director and Sheryl Cole as Vice President of the Austin Housing Finance Corporation for a term expiring on June 20, 2012.

Resolution No. 20110728-032 was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

33. Approve a resolution adding the Austin Independent School District (AISD) to the City's Hazard Mitigation Action Plan (HMAP) Update and adopting an amendment to the HMAP Update that adds AISD's hazard data to the HMAP Update.

Resolution No. 20110728-033 was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

34. Approve a resolution authorizing the filing of eminent domain proceedings for the Harris Branch Interceptor Lower A Project for a 1.160-acre tract of land for a wastewater line easement, being out of and a part of the Lucas Munos Survey No. 55, Abstract No. 513, in Travis County, Texas, in the amount of \$17,400. The owner of the needed property interests is AUSTIN HB RESIDENTIAL PROPERTIES, LTD. The property is located on the east side of Harris Branch Parkway, 0.5 mile south of Farmer Lane in the northeast portion of the City of Austin, Travis County, Texas.

Resolution No. 20110728-034 was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

35. Approve a resolution authorizing the filing of eminent domain proceedings for the Harris Branch Interceptor Lower A Project for a 19,208 square foot tract of land for a wastewater line easement, being out of and a part of the Lucas Munos Survey No. 55, Abstract No. 513, in Travis County, Texas, in the amount of \$1,433. The owner of the needed property interests is HARRIS BRANCH MASTER ASSOCIATION, INC. The property is located on the east side of Harris Branch Parkway, 0.4 mile south of Farmer Lane in the City of Austin, Travis County, Texas.
Resolution No. 20110728-035 was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
36. Approve a resolution authorizing the filing of eminent domain proceedings for the South IH-35 Water and Wastewater Infrastructure Improvements Program Project to acquire permanent waterline easements of 4.647-acre and 895 square feet; temporary working space easements of 3.111-acre and 0.094-acre; and temporary staging area and material storage site easements of 0.689-acre and 0.699-acre out of the Trinidad Varcinas Survey No. 535, Abstract No. 785, and the Santiago Del Valle Grant, Abstract No. 24, both in Travis County, Texas, in the amount of \$36,933. The owner of the needed property interests is HFH INVESTMENTS, LP, SUCCESSOR IN INTEREST TO TURNERSVILLE DEVELOPMENT, LTD. The property is located north of F.M. 1327, west of Bradshaw Road, and east of IH-35, in Austin, Travis County, Texas.
Resolution No. 20110728-036 was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
37. Approve a resolution authorizing the filing of eminent domain proceedings for the South IH-35 Water and Wastewater Infrastructure Improvements Program Project to acquire permanent waterline easements of 0.720-acre and 0.007-acre; a temporary working space easement 0.449-acre; and a temporary ingress and egress easement of 0.014-acre out of the Trinidad Varcinas Survey No. 535, Abstract No. 785, in Travis County, Texas, in the amount of \$60,187. The owner of the needed property interests is YARARA, LLC. The property is located at the northeast corner of IH-35 and SH 45 SE/FM 1327, in Austin, Travis County, Texas.
Resolution No. 20110728-037 was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
38. Approve a resolution authorizing the filing of eminent domain proceedings for the South IH-35 Water and Wastewater Infrastructure Improvements Program Project to acquire a 0.667-acre permanent waterline easement; a 0.445-acre temporary working space easement; a 0.014-acre temporary ingress and egress easement; and a 1.377-acre temporary staging area and material storage site easement, all out of the Trinidad Varcinas Survey No. 535, Abstract No. 785, in Travis County, Texas, in the amount of \$107,807. The owner of the needed property interests is ELEVEN-MILE HILL, LLC. The property is located north of SH 45/F.M. 1327, just east of IH-35, in Austin, Travis County, Texas.
Resolution No. 20110728-038 was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
39. Approve a resolution authorizing the filing of eminent domain proceedings for the South IH-35 Water and Wastewater Infrastructure Improvements Program Project to acquire permanent waterline easements of 0.667-acre and 0.010-acre, said 0.010-acre tract of land is comprised of two parcels of land, equivalent to a total of 400 square feet; and a temporary working space easement of 0.445-acre of land out of the Trinidad Varcinas Survey No. 535, Abstract No. 785, in Travis County, Texas, in the amount of \$44,656. The owner of the needed property interests is BOONE AND HERMAN'S, LLC. The property is located north of SH 45 SE/F.M. 1327, just east of IH-35, in Austin, Travis County, Texas.
Resolution No. 20110728-039 was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

40. Approve a resolution authorizing the filing of eminent domain proceedings for the South IH-35 Water and Wastewater Infrastructure Improvements Program Project to acquire a 0.800-acre tract of land for a temporary working space easement, out of the Trinidad Varcinas Survey No. 535, Abstract No. 785, in Travis County, Texas, in the amount of \$26,650. The owner of the needed property interests is KING EDWARD IX, LLC. The property is located east of IH-35, north of F.M. 1327 and SH 45 SE, in Austin, Travis County, Texas.
Resolution No. 20110728-040 was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
41. Approve a resolution authorizing the filing of eminent domain proceedings for the South IH-35 Water and Wastewater Infrastructure Improvements Program Project to acquire a 0.699-acre permanent waterline easement; a 0.484-acre temporary working space easement; and a 0.065-acre temporary staging area and materials storage site easement, all out of the Trinidad Varcinas Survey No. 535, Abstract No. 785, in Travis County, Texas, in the amount of \$60,725. The owner of the needed property interests is 3648, LLC. The property is located east of IH-35, north of F.M. 1327 and SH 45 SE, in Austin, Travis County, Texas.
Resolution No. 20110728-041 was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
42. Approve a resolution authorizing the filing of eminent domain proceedings for the South IH-35 Water and Wastewater Infrastructure Improvements Program Project to acquire a 0.768-acre for a permanent waterline easement and 0.507-acre for a temporary working space easement out of the Trinidad Varcinas Survey No. 535, Abstract No. 785, in Travis County, Texas, in the amount of \$58,125. The owner of the needed property interests is LIZARD CRAWL, LLC. The property is located east of IH-35, north of F.M. 1327 and SH 45 SE, in Austin, Travis County, Texas.
Resolution No. 20110728-042 was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
43. Authorize the negotiation and execution of all documents and instruments necessary to acquire a drainage easement of 2,507 square feet out of Lot 35 of Forest Wood, a subdivision in Travis County, Texas, according to the map or plat of record in Volume 15, Page 68, of the Plat Records of Travis County, Texas, for the East Bouldin-Euclid-Wilson Storm Drain Improvements Project from MELBA MARIE MEZIERE, RICHARD E. MEZIERE, JANET L. GARBUTT, EUGENE L. MEZIERE, JR., DEBRA M. MEZIERE AND DAVID M. MEZIERE in an amount not to exceed \$56,178, and which is located at 2511 Euclid Avenue.
The motion authorizing the negotiation and execution of all documents and instruments necessary to acquire an easement was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
44. Approve a resolution authorizing the issuance by Northtown Municipal Utility District ("District") of Unlimited Tax and Revenue Bonds, Series 2011, in an amount not to exceed \$5,150,000; and approving a substantial draft of the District's Bond Resolution and the Preliminary Official Statement.
Resolution No. 20110728-044 was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
45. Approve an ordinance authorizing the negotiation and execution of an Advance Funding Agreement between the City of Austin and the Texas Department of Transportation (TXDOT) awarding \$300,000 to prepare plans, determine right of way and perform environmental clearance work for Phase II, Section 1 "Violet Crown Trail," accepting grant funds in the amount of \$300,000 from the Texas Department of Transportation; amending the Fiscal Year 2010-2011 Public Works Department Operating Budget Special Revenue Fund (Ordinance No. 20100913-002) to appropriate \$300,000; and amending the Fiscal Year 2010-2011 Public Works Department Capital Budget (Ordinance No. 20100913-003) to transfer in and appropriate \$300,000 from the Public Works Department Operating Budget Special Revenue Fund.

Ordinance No. 20110728-045 was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

46. Authorize award and execution of a contract with L-3 COMMUNICATIONS MOBILE-VISION INC., Boonton, NJ for the purchase a driver training simulator for the Austin Police Department in an amount not to exceed \$120,750.
The motion authorizing the award and execution of a contract with L-3 Communications Mobile-Vision Inc. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
47. Authorize award and execution of a 36-month requirements supply contract with LONE STAR PRODUCTS AND EQUIPMENT LLC, Houston, TX, or one of the other qualified bidders for IFB-BV WDJ0025, to provide SoundOff signal parts and accessories in an estimated amount not to exceed \$750,000, with three 12-month extension options in an estimated amount not to exceed \$250,000 per extension option, for a total estimated contract amount not to exceed \$1,500,000.
The motion authorizing the award and execution of a requirements supply contract with Lone Star Products and Equipment LLC was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
48. Authorize award, negotiation, and execution of a 15-month contract with VERMONT SYSTEMS, INC., Essex Junction, VT, or one of the other qualified offerors to RFP No. MSO0048REBID, to provide parks and recreation automated management software and hardware in an amount not to exceed \$323,675, with four 12-month extension options for hosting services and support in an amount not to exceed \$73,083 per extension option, for a total contract amount not to exceed \$616,007.
This item was withdrawn on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
49. Authorize award, negotiation, and execution of Amendment No. 3 to a contract with CONCOURSE COMMUNICATIONS GROUP LLC, Chicago, IL, for additional security system cameras to be integrated into the neutral host wireless local area network system at Austin-Bergstrom International Airport in an amount not to exceed \$151,991.05, for a revised total contract amount not to exceed \$579,627.05.
The motion authorizing the award, negotiation and execution of amendment number three to a contract with Concourse Communications Group LLC was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
50. Authorize award and execution of a contract through the Houston-Galveston Area Council of Governments Cooperative Purchasing Program (HGAC) with FISHER SCIENTIFIC, Pittsburgh, PA, for the purchase of one self-contained decontamination trailer for the Austin Police Department in an amount not to exceed \$78,300.
The motion authorizing the award and execution of a contract through the Houston-Galveston Area Council of Government Cooperative Purchasing Program (HGAC) with Fisher Scientific was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
51. Authorize award and execution of a contract with ADVANCED INTERACTIVE SYSTEMS INC., Tukwila, WA for the purchase of a software upgrade and simulator accessory for the Austin Police Department in an amount not to exceed \$53,176.
The motion authorizing the award and execution of a contract with Advanced Interactive Systems Inc. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

52. Authorize award, negotiation, and execution of a 36-month requirements service contract with FREDERICK BRADSTREET, PHD, Austin, TX to provide psychological and mentoring services for the Austin Police Department, Austin Fire Department, and Emergency Medical Services Department in an estimated amount not to exceed \$150,000, with three 12-month extension options in an estimated amount not to exceed \$50,000 per extension option, for a total estimated contract amount not to exceed \$300,000.
The motion authorizing the award and execution of a requirements service contract with Frederick Bradstreet, PHD was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
53. Authorize award and execution of a 24-month requirements contract with NORIT AMERICAS, INC., Marshall, TX, for the purchase of powdered activated carbon for the Austin Water Utility in an estimated amount not to exceed \$1,292,600, with two 12-month extension options in an estimated amount not to exceed \$646,300 per extension option, for a total estimated contract amount not to exceed \$2,585,200.
The motion authorizing the award and execution of a requirements contract with Norit Americas, Inc. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
54. Authorize award and execution of a 36-month requirements supply contract with DOOLEY TACKABERRY INC., Deer Park, TX to provide firefighter boots in an estimated amount not to exceed \$371,301, with three 12-month extension options in estimated amounts not to exceed \$136,345 for the first extension option, \$143,162 for the second extension option, and \$150,320 for the third extension option, for a total estimated contract amount not to exceed \$801,128.
The motion authorizing the award and execution of a requirements supply contract with Dooley Tackaberry Inc. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
55. Authorize award and execution of a 12-month requirements service contract with MS POWER & BATTERY LLC, Austin, TX, for installation of uninterruptible power supply traffic signal cabinets in an amount not to exceed \$67,000.
The motion authorizing the award and execution of a requirements service contract with MS Power & Battery LLC was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
56. Authorize award and execution of a 24-month requirements supply contract with COMMUNITY TRUCKING, LLC, Cedar Creek, TX, for the purchase of aggregate materials for the Austin Water Utility in an estimated amount not to exceed \$285,803.40, with two 12-month extension options in an estimated amount not to exceed \$142,901.70 per extension option, for a total estimated contract amount not to exceed \$571,606.80.
The motion authorizing the award and execution of a requirements supply contract with Community Trucking, LLC was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
57. Authorize award and execution of a contract through the Texas Multiple Award Schedule (TXMAS) Cooperative Purchasing with ADVANCE OFFICE SYSTEMS, INC., Austin, TX, for the purchase and installation of office systems in an estimated amount not to exceed \$135,470.94.
The motion authorizing the award and execution of a contract through the Texas Multiple Award Schedule (TXMAS) Cooperative Purchasing with Advance Office Systems, Inc. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
58. Authorize award and execution of Amendment No. 3 to a contract with THE ACTIVE NETWORK, INC., San Diego, CA, for maintenance and support of Safari recreation management software for the Parks and Recreation Department, to extend the contract for one 12-month period in an amount not to exceed \$40,791, for a revised total contract amount not to exceed \$163,164.

The motion authorizing the award and execution of amendment number three to a contract with The Active Network, Inc. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

59. Authorize award and execution of a 12-month requirements supply contract with NOLAN POWER GROUP, LLC, Houston, TX for the purchase of battery banks for Austin Energy in an estimated amount not to exceed \$138,325, with four 12-month extension options in an estimated amount not to exceed \$138,325 per extension option, for a total estimated contract amount not to exceed \$691,625.

The motion authorizing the award and execution of a requirements supply contract with Nolan Power Group, LLC was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

60. Authorize award and execution of a 12-month requirements supply contract with MCCAIN INC., League City, TX, for the purchase of 30 "Traffic Signal Cabinets (342 ITS cabinet type) in an amount not to exceed \$284,310 with two 12-month extension options in an amount not to exceed \$284,310 per extension for a total contract amount not to exceed \$852,930.

The motion authorizing the award and execution of a requirements supply contract with McCain Inc. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

61. Authorize award and execution of a 24-month requirements supply contract with CARBONITE FILTER CORPORATION, Delano, PA, for the purchase of anthracite filter material for the Austin Water Utility in an estimated amount not to exceed \$278,004, with two 12-month extension options in an estimated amount not to exceed \$139,002 per extension option, for a total estimated contract amount not to exceed \$556,008.

The motion authorizing the award and execution of a requirements supply contract with Carbonite Filter Corporation was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

62. Authorize award and execution of a 12-month requirements service contract with PURE TECHNOLOGIES US, INC., Columbia, MD for non-destructive leak detection and condition assessment related professional services for the Austin Water Utility in an estimated amount not to exceed \$1,000,000, with two 12-month extension options in an estimated amount not to exceed \$1,000,000 per extension option, for a total estimated contract amount not to exceed \$3,000,000. Pure Technologies US, Inc. is the sole source provider for these services.

The motion authorizing the award and execution of a requirements service contract with Pure Technologies US, Inc. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

63. Authorize award and execution of a contract with AGILENT TECHNOLOGIES INC., Santa Clara, CA for the purchase of a gas chromatograph and a mass spectrometer for the Austin Police Department in an amount not to exceed \$101,595.10. Agilent Technologies, Inc. is the single source provider for this equipment.

The motion authorizing the award and execution of a contract with Agilent Technologies Inc. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

64. Authorize award and execution of Amendment No. 1 to a contract for a 42-month lease agreement through The Cooperative Purchasing Network (TCPN) with XEROX CORPORATION, Austin, TX, for the lease, installation and maintenance of seven multi-function document imaging machines for the Austin Police Department, to increase the contract in the amount not to exceed \$46,856.40 for a revised total contract estimated amount not to exceed \$173,436.

This item was withdrawn on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

65. Authorize award and execution of a contract through the Texas Multiple Award Schedule (TXMAS) Cooperative Purchasing with LIFE FITNESS, Schiller Park, IL, for the purchase of fitness equipment and enhancements for Parks & Recreation fitness centers in an estimated amount not to exceed \$75,966.43.
The motion authorizing the award and execution of a contract through the Texas Multiple Award Schedule (TXMAS) Cooperative Purchasing with Life Fitness was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
66. Authorize award, negotiation and execution of Amendment No. 2 to a contract with SIMPLEX GRINNELL L.P., Round Rock, TX, for inspection, testing, maintenance, and repair service for fire suppression and alarm systems for Austin Energy, to increase the original period and the four extension options in an estimated not to exceed \$119,654 per year, for a revised total estimated contract amount not to exceed \$2,098,270.
The motion authorizing the award, negotiation and execution of amendment number two to a contract with Simplex Grinnell L.P. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
67. Approve Amendment No. 2 to a services requirements contract with TRADEBE TREATMENT AND RECYCLING LLC, Palatine, IL for the management and disposal of hazardous and Class 1 non-hazardous and universal waste for the Austin Water Utility, to exercise the first option in an estimated amount not to exceed \$50,000, and to approve two additional extension options in estimated amounts of \$50,000, for a total contract amount not to exceed \$250,000.
The motion to approve amendment number two to a services requirements contract with Tradebe Treatment and Recycling LLC was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
68. Authorize award and execution of a contract with CONTROL COMPONENTS, INC., Rancho Santa Margarita, CA, for the purchase of valve repair parts for Unit 5 at the Sand Hill Energy Center in an amount not to exceed \$62,963.
The motion authorizing the award and execution of a contract with Control Components, Inc. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
69. Authorize award, negotiation and execution of a 12-month requirements service contract with GREEN CONSTRUCTOR GROUP, LLC, (WB), Coupland, TX, to provide maintenance and repairs of stormwater ponds owned, operated and or affecting Austin Energy in an estimated amount not to exceed \$200,000, with five 12-month extension options in an estimated amount not to exceed \$100,000 per extension option, for a total estimated contract amount not to exceed \$700,000.
The motion authorizing the award, negotiation and execution of a requirements service contract with Green Constructor Group, LLC was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
70. Authorize award and execution of a 36-month supply agreement with MELENDREZ TRUCKING LLC, (WBE/FH) Austin, TX, for trucking/hauling services for the Public Works Department in an amount not to exceed \$123,750 with three 12-month extension options in an amount not to exceed \$41,250 for each option, for a total contract amount not to exceed \$247,500.
The motion authorizing the award and execution of a supply agreement with Melendrez Trucking LLC was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

71. Authorize award and execution Amendment No. 3 to exercise the third year option to a 12- month requirements service contract with POLLYANNA THEATRE CO., Austin, TX, to provide outreach video program services for Solid Waste Services in an estimated amount not to exceed \$16,640 for a revised total contract amount not to exceed \$69,710.
The motion authorizing the award and execution of amendment number three with Pollyanna Theatre Co. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
72. Authorize award and execution of a Professional Services contract with ECONOMIC & PLANNING SYSTEMS, Berkeley, CA, or one of the other qualified responders for RFQS JSD0502, to prepare a Development Strategy for the East 11th and 12th Streets Urban Renewal Plan in an estimated amount not to exceed \$99,994.
The motion authorizing the award and execution of a professional services contract with Economic & Planning Systems was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 6-1 vote. Council Member Spelman recused himself.
73. Authorize award and execution of Amendment No. 1 to a contract for a 48-month lease agreement through The Cooperative Purchasing Network (TCPN) with XEROX CORPORATION, Austin, TX, for the lease, installation and maintenance of 28 multi-function document imaging machines for the Austin Police Department, to increase the contract in the amount not to exceed \$128,106.80, for a revised total contract estimated amount not to exceed \$715,415.60.
This item was withdrawn on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
74. Authorize award and execution of Amendment No. 1 to a contract for an 18-month rental agreement through State of Texas Procurement and Support Services Cooperative Purchasing Program (State of Texas Coop), with XEROX CORPORATION, Austin, TX, for the rental, installation and maintenance of seven multi-function document imaging machines for the Austin Police Department, to increase the contract in the amount not to exceed \$13,900 for a revised total contract estimated amount not to exceed \$66,900.
This item was withdrawn on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
75. Authorize award and execution of a contract through the Houston-Galveston Area Council (HGACBUY) Cooperative Purchasing with TWINCREST TECHNOLOGIES, Mansfield, TX, for SmartSensor equipment for the Austin Transportation Department's Advanced Traffic Management System, in an estimated amount not to exceed \$175,950.
The motion authorizing the award and execution of a contract through the Houston-Galveston Area Council (HGACBUY) Cooperative Purchasing with Twincrest Technologies was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
76. Authorize award and execution of eleven contracts through the Texas Local Government Purchasing Cooperative (BuyBoard) with: EQUIPMENT SOUTHWEST, INC., Irving, TX for the purchase of one dump body and three loader attachments in an amount not to exceed \$262,992.40; JOHN DEERE SHARED SERVICES, INC., Moline, IL for the purchase of six tractor/loader/backhoes, two wheel loaders, and one rubber track loader in an amount not to exceed \$960,891.15; WAUKESHA-PEARCE INDUSTRIES, INC., Houston, TX for the purchase of two wheeled excavators in an amount not to exceed \$607,520.80; KINLOCH EQUIPMENT & SUPPLY, INC., Arlington, TX for the purchase of one Vactor sewer body in an amount not to exceed \$207,323.51; COOPER EQUIPMENT CO., INC., San Antonio, TX for the purchase of two gooseneck trailers and one 7,500 gallon water tank in an amount not to exceed \$236,446.10; RUSH TRUCK CENTERS OF TEXAS LP, Buda, TX for the purchase of five cab and chassis and one street-flusher truck in an amount not to exceed \$573,150.00; TEXAN WASTE EQUIPMENT INC. dba HEIL OF TEXAS, Houston, TX for the purchase of seven refuse collection

bodies in an amount not to exceed \$638,460.00; CHASTANG ENTERPRISES, INC., Houston, TX for the purchase of two cab and chassis in an amount not to exceed \$279,378.00; TIGER CORPORATION, Sioux Falls, SD for the purchase of one slope mower in an amount not to exceed \$99,225.52; TEREX UTILITIES, INC., San Antonio, TX for the purchase of one aerial device in an amount not to exceed \$118,182.00; WIRTGEN AMERICA, INC., Antioch, TN for the purchase of one milling machine and one drum roller in an amount not to exceed \$282,229.70.

The motion authorizing the award and execution of eleven contracts through the Texas Local Government Purchasing Cooperative (BuyBoard) with Equipment Southwest, Inc.; John Deere Shared Services, Inc.; Waukesha-Pearce Industries, Inc.; Kinloch Equipment & Supply, Inc.; Cooper Equipment Co. Inc.; Rush Truck Centers of Texas LP; Texan Waste Equipment Inc. doing business as Heil of Texas; Chastang Enterprises, Inc.; Tiger Corporation; Terex Utilities, Inc; and Wirtgen America, Inc. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

77. Authorize award and execution of three contracts through the Houston-Galveston Area Council of Governments Cooperative Purchasing Program (HGAC) with: SANTEX TRUCK CENTERS, LTD., San Antonio, TX for the purchase of eight dump trucks, two water service trucks, two truck-tractors, and two cab and chassis in an amount not to exceed \$1,578,266; MENZI USA SALES, INC., Lakeland, FL for the purchase of one walking excavator in an amount not to exceed \$322,522; and EAST TEXAS MACK SALES, LLC, Dallas, TX for the purchase of one cab and chassis in an amount not to exceed \$112,440.

The motion authorizing the award and execution of three contracts through the Houston-Galveston Area Council of Governments Cooperative Purchasing Program with Santex Truck Centers, Ltd.; Menzi USA Sales, Inc.; and East Texas Mack Sales LLC was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

78. Authorize award, negotiation, and execution of a 5 year contract with KIMLEY-HORN & ASSOCIATES INC, Austin, TX or one of the other qualified offerors to RFP No. SDC0004, to provide for the procurement and implementation of a citywide Advanced Traffic Management System (ATMS) in an amount not to exceed \$1,870,000 with two 12-month extension options for warranty and maintenance services and support in an amount not to exceed \$40,000 per extension option, for a total contract amount not to exceed \$1,950,000.

The motion authorizing the award, negotiation and execution of a contract with Kimley-Horne & Associates Inc. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

79. Authorize award and execution of Amendment No. 1, to add funding for the third year of the initial 36-month requirements contract with WHOLE LIFE ENTERPRISES, Austin, TX, for basketball management and operation services for the Parks and Recreation Department, in an estimated amount not to exceed \$22,950 and to add three 12-month extension options in an estimated amount not to exceed \$22,950 per extension option, for a total revised contract amount not to exceed \$137,700.

The motion authorizing the award and execution of amendment number one with Whole Life Enterprises was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

80. Authorize award and execution of Amendment No. 2 to exercise the first of three 12-month extension options of a 36-month requirements service contract with GROOVY AUTOMOTIVE, Austin, TX, to provide annual mandatory inspections of ground transportation vehicles per City Code for the Transportation Department, in an estimated amount not to exceed \$26,478.75 and enter into two additional 12-month extension options in an estimated amount not to exceed \$26,578.74 per option when appropriate, for a revised total contract amount not to exceed \$158,872.50.

The motion authorizing the award and execution of amendment number two with Groovy Automotive was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

81. Authorize award and execution of Amendment No.1 to add funding for the third year of the initial 36-month requirements contract with WHOLE LIFE ENTERPRISES, Austin, TX, for flag football operation services for the Parks and Recreation Department in an estimated amount not to exceed \$19,812.50 and to add three 12-month extension options in the amount not to exceed \$19,812.50 per extension option, for a total contract amount not to exceed \$118,875.
The motion authorizing the award and execution of amendment number one with Whole Life Enterprises was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
82. Authorize award and execution of a 34-month supply agreement through the Texas Association of School Boards (Buyboard) Cooperative Purchasing with JUSTIN SEED CO., Justin, TX, for the purchase of re-vegetation materials in an estimated amount not to exceed \$94,750.80.
The motion authorizing the award and execution of a supply agreement through the Texas Association of School Boards (Buyboard) Cooperative Purchasing with Justin Seed Co. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
83. Authorize award and execution of a 36-month requirements supply contract with BAILEY'S FIREARMS COUNTRY, Houston, TX to provide rifles, pistols, and accessories in an estimated amount not to exceed \$1,421,050, with three 12-month extension options in estimated amounts not to exceed \$283,490 for the first extension option, \$340,188 for the second extension option, and \$408,225 for the third extension option, for a total estimated contract amount not to exceed \$2,452,953.
The motion authorizing the award and execution of a requirements supply contract with Bailey's Firearms Country was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
84. Authorize award and execution of a contract with CALDWELL COUNTRY CHEVROLET, Caldwell, TX, or one of the other qualified bidders for IFB-BV SAP0123, for the purchase of five 15-passenger vans in an amount not to exceed \$114,880.
The motion authorizing the award and execution of a contract with Caldwell Country Chevrolet was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
85. Authorize award and execution of a contract with AUSTIN TRUCK & EQUIPMENT, INC., LTD, dba FREIGHTLINER OF AUSTIN, Austin, TX, or one of the other qualified bidders for IFB-BV SAP0122, for the purchase of two passenger vans in an amount not to exceed \$74,108.
The motion authorizing the award and execution of a contract with Austin Truck & Equipment, Inc., Ltd. doing business as Freightliner of Austin was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
86. Authorize award and execution of Amendment No. 2 to a contract with COMP-UTILITY CORPORATION, Austin, TX for the purchase of Uninterruptible Power Supply (UPS) power modules and external battery system maintenance for the 911 back-up center at the Combined Transportation, Emergency & Communications Center (CTECC) to extend the contract for one 12-month extension option in an estimated amount not to exceed \$14,919 with two additional 12-month extension options in an estimated amount not to exceed \$14,919 each, for a revised total estimated contract amount not to exceed \$106,383.
The motion authorizing the award and execution of amendment number two to a contract with Comp-Utility Corporation was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

87. Authorize award, negotiation, and execution of a 12-month requirements service contract with KISTERS NORTH AMERICA, INC., Citrus Heights, CA, to provide software maintenance and support for hydrological management software, training, license upgrades, and internet implementation services in an estimated amount not to exceed \$240,675, with five 12-month extension options in estimated amounts not to exceed \$47,907 for the first extension option, \$51,579 for the second extension option, \$55,768 for the third extension option, \$60,552 for the fourth extension option, and \$66,021 for the fifth extension option, for a total estimated contract amount of \$522,502. Kisters North America, Inc. is the sole source provider for these products and services.
The motion authorizing the award, negotiation and execution of a requirements service contract with Kisters North America, Inc. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
88. Approve ratification of a contract with AEROMARITIME AMERICA INC., Mesa, AZ for the emergency repair of a helicopter for the Austin Police Department for a total contract amount not to exceed \$57,596.40.
The motion to ratify a contract with Aeromarine America Inc. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
89. Authorize award and execution of 26-month requirements supply contract through the TEXAS MULTIPLE AWARD SCHEDULE (TXMAS) with AMFA INC, dba AUSTIN BUSINESS FURNITURE, Austin, TX for the purchase and installation of furniture and fixtures for the Health & Human Services Department, including the New Animal Services Center, in an amount not to exceed \$550,000.
The motion authorizing the award and execution of a requirements supply contract through the Texas Multiple Award Schedule with AMFA Inc. doing business as Austin Business Furniture was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
90. Authorize award and execution of a contract with CALDWELL COUNTRY CHEVROLET, Caldwell, TX for the purchase of twelve Chevrolet Tahoes in an amount not to exceed \$331,619.45.
The motion authorizing the award and execution of a contract with Caldwell Country Chevrolet was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
91. Authorize award and execution of a 36-month requirements supply contract with BEAUDRY MOTORS, INC. dba KAWASAKI POLICE AUTHORITY SALES, Hayden, ID, or one of the other qualified bidders for IFB-BV SAP0124, for the purchase of police motorcycles in an amount not to exceed \$713,126 with three 12-month extension options in an estimated amount not to exceed \$273,393 for the first extension option, \$334,906 for the second extension option, and \$351,652 for the third extension option, for a total estimated contract amount not to exceed \$1,673,077.
The motion authorizing the award and execution of a requirements supply contract with Beaudry Motors, Inc. doing business as Kawasaki Police Authority Sales was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
92. Authorize award and execution of a contract with LONGHORN INTERNATIONAL TRUCKS, LTD, Austin, TX or one of the other qualified bidders for IFB-BV SAP0120, for the purchase of one knuckleboom crane with dump body in an amount not to exceed \$232,290.
The motion authorizing the award and execution of a contract with Longhorn International Trucks, Ltd. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

93. Authorize award and execution of a contract through the Texas Local Government Purchasing Cooperative (BuyBoard) with PHILPOTT MOTORS, LTD, Nederland, TX, for the purchase of thirty five light-duty hybrid vehicles in an amount not to exceed \$958,944.50.
The motion authorizing the award and execution of a contract through the Texas Local Government Purchasing Cooperative (BuyBoard) with Philpott Motors, Ltd. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
94. Authorize award, negotiation, and execution of a 22-month contract with TUEFF-DAVIS ENVIROMEDIA, INC., Austin, TX, or the other qualified offeror to RFP No. SMH0120, for marketing services in an estimated amount not to exceed \$1,000,000, with one 24-month extension option in an estimated amount not to exceed \$800,000, for a total estimated contract amount not to exceed \$1,800,000.
The motion authorizing the award, negotiation and execution of a contract with Tuerff-Davis Enviromedia, Inc. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
95. Authorize award and execution of Amendment No. 1 to exercise the first of three extension options of a requirements agreement with EAGLE CONSTRUCTION AND ENVIRONMENTAL SERVICES LLC, Eastland, TX, for the purchase of rapid response remediation services for the Watershed Protection Department in an estimated amount not to exceed \$145,800, with three extension options in an amount not to exceed \$48,600 per extension option, for a revised total contract amount not to exceed \$291,600.
The motion authorizing the award and execution of amendment number one to a requirements agreement with Eagle Construction and Environmental Services LLC was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
96. Authorize award and execution of Amendment No. 2 to the contract with CONCENTRA MEDICAL CENTERS, Austin, TX, for medical evaluation services for Solid Waste Services to add three 12-month extension options in an amount not to exceed \$29,904 per extension option, for a revised total contract amount not to exceed \$179,424.
The motion authorizing the award and execution of amendment number two to the contract with Concentra Medical Centers was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
97. Authorize award, negotiation, and execution of a 84-month contract with POWER SYSTEMS MFG, LLC, Jupiter, FL, or one of the other qualified offerors to RFP No. SMH0118, for a long term maintenance agreement for Sand Hill Energy Center's gas turbine and generator unit #5 in an estimated amount not to exceed \$22,937,248.
The motion authorizing the award, negotiation and execution of a contract with Power Systems Mfg, LLC was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
98. Approve third reading of an ordinance granting a franchise agreement to Bluebonnet Electric Cooperative ("BEC") for use of the City's rights of way for placing facilities or equipment to provide electric utility services within BEC's certificated area.
This item was postponed on consent to August 25, 2011 on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
99. Authorize negotiation and execution of an Interlocal Agreement with Austin Independent School District for the use of one educational access channel.
The motion authorizing the negotiation and execution of an interlocal agreement with Austin Independent School District was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

100. Authorize negotiation and execution of an Interlocal Agreement with Austin Community College for the use of one educational access channel.
The motion authorizing the negotiation and execution of an interlocal agreement with Austin Community College was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
101. Authorize negotiation and execution of an Interlocal Agreement with Travis County for the use of one governmental access channel.
The motion authorizing the negotiation and execution of an interlocal agreement with Travis County was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
102. Approve the 2011 General Obligation Bond Sale Schedule (\$86,540,000 in Public Improvement Bonds, \$51,150,000 in Certificates of Obligation, and \$26,725,000 in Contractual Obligations).
The motion to approve the 2011 general obligation bond sale schedule was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
103. Authorize negotiation and execution of a 12-month State Use Agreement with TIBH Industries, Inc. for vegetation control in creeks and detention/water quality ponds, for the hauling of excessive vegetation and debris from specified job site locations to an acceptable landfill, and for herbicide application, in an amount not to exceed \$1,765,000.
The motion authorizing the negotiation and execution of a state use agreement with TIBH Industries, Inc. was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
104. Approve appointments and certain related waivers to citizen boards and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members.
The following appointments and waivers were approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

Board/Nominee**Nominated by**African American Resource Advisory Commission

Wayne Cook
 Daryl Horton

Council Member Riley
 Council Member Tovo

Animal Advisory Commission

Lisa McClain

Council Member Riley

Arts Commission

Brett Barnes
 Samuel Tinnon

Council Member Morrison
 Council Member Riley

Asian American Resource Center Advisory Board

Imad Ahmed
 Erica Estetter

Council Member Riley
 Council Member Tovo

Austin Airport Advisory Commission

D'Ann Johnson
 James Kelsey
 Dale Murphy

Council Member Morrison
 Council Member Riley
 Council Member Tovo

Austin Community Technology and Telecommunications Commission

COUNCILMEETINGMINUTES

THURSDAY, JULY 28, 2011

Chip Rosenthal
Elizabeth Quintanilla
Lemuel Williams, Jr.

Council Member Tovo
Council Member Riley
Council Member Morrison

Austin Mayor's Committee for People with Disabilities

Norman Kieke
George Luc

Council Member Morrison
Council Member Riley

Board of Adjustment

Jeff Jack

Council Member Morrison

Bond Oversight Committee

Tyler Anderson
Jennifer McPhail

Council Member Riley
Council Member Morrison

Building and Fire Code Board of Appeals

Michael Cannatti
Michael Thorn-Leeson

Council Member Morrison
Council Member Riley

Commission for Women

Amy Welborn

Council Member Riley

Board/Nominee

Nominated by

Commission on Immigrant Affairs

Sunny Ogunro

Council Member Morrison

Community Development Commission

Karen Langley

Council Member Tovo

Design Commission

Dean Almy
Bart Whatley

Council Member Riley
Council Member Morrison

Downtown Austin Community Court Advisory Committee

T. Marshall Jones

Council Member Riley

Early Childhood Council

Albert Black
Debra Keith-Thompson

Council Member Morrison
Council Member Riley

Electric Board

Randy Pomikahl
waiving the residency requirement in Section 2-1-21, City Code

Council Member Riley

Electric Utility Commission

Linda Shaw

Council Member Morrison

Environmental Board

J. Robert "Bob" Anderson
Mary Gay Maxwell
Jennifer Walker

Council Member Riley
Council Member Morrison
Council Member Tovo

COUNCILMEETINGMINUTES

THURSDAY, JULY 28, 2011

Ethics Review Commission

Abu Hafiz
Susan Morrison

Council Member Riley
Council Member Morrison

Historic Landmark Commission

Terri Myers

Council Member Morrison

Human Rights Commission

Judy Cortez
L. George Reynolds

Council Member Morrison
Council Member Riley

Impact Fee Advisory Committee

Kris Bailey

Council Member Tovo

Library Commission

David Fox
Peggy Lee Pleasant
Wendy Price Todd

Council Member Tovo
Council Member Riley
Council Member Morrison

MBE/WBE and Small Business Enterprise Procurement Program Advisory Committee

Regina Adams
Barbra Boeta

Council Member Riley
Council Member Morrison

Board/Nominee

Nominated by

Mechanical, Plumbing and Solar Board

Nick Dawson
Michael Nail

Council Member Riley
Council Member Morrison

Mexican American Cultural Center Advisory Board

Marisa Limon
Velia Sanchez-Ruiz
Cassie Smith

Council Member Tovo
Council Member Morrison
Council Member Riley

Parks and Recreation Board

William "Hill" Abell
Jane Rivera

Council Member Riley
Council Member Morrison

Planning Commission

Dave Sullivan

Council Member Riley

Public Safety Commission

Ramey Ko

Council Member Morrison

Residential Design and Compatibility Commission

Jean Stevens

Council Member Morrison

Resource Management Commission

Christine Herbert
Luke Metzger

Council Member Tovo
Council Member Morrison

Robert Mueller Municipal Airport Plan Implementation Advisory Commission

Jim Walker

Council Member Morrison

Solid Waste Advisory Commission

Maydelle Fason

Brent Perdue

Council Member Morrison

Council Member Riley

Sustainable Food Policy Board

Marla Camp

Council Member Morrison

Urban Transportation Commission

Boone Blocker

Eileen Schaubert

Council Member Morrison

Council Member Riley

Water and Wastewater Commission

Sarah Baker Faust

Council Member Morrison

Zoning and Platting Commission

Gregory Bourgeois

Donna Tiemann

Council Member Riley

Council Member Morrison

Nominations to Intergovernmental Bodies**Board/Nominee****Nominated by**Long Center Board of Trustees

Buck McKinney

Council

WaiversElectric Board

Approve a waiver of the residency requirement in Section 2-1-21 of the City Code for Randy Pomikahl's service on the Electric Board.

Environmental Board

Approve a waiver of the attendance requirement in Section 2-1-26 of the City Code for J. Robert "Bob" Anderson's service on the Environmental Board. The waiver includes absences through today's date.

Approve a waiver of the attendance requirement in Section 2-1-26 of the City Code for Eva Hernandez's service on the Environmental Board. The waiver includes absences through today's date.

Mechanical, Plumbing and Solar Board

Approve a waiver of the residency requirement in Section 2-1-21 of the City Code for Michael Nail's service on the Mechanical, Plumbing and Solar Board.

105. Approve a resolution initiating amendments to City Code Title 25 and Chapter 11-1 and directing the City Manager to develop an ordinance, make recommendations, and take other actions relating to the City's historic preservation program.

This item was postponed on consent to August 4, 2011 on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

Items 106 and 107 were pulled for discussion.

108. Approve a resolution initiating amendments to the City Code to create a temporary retail use and short-term certificates of occupancy in the central business district, and directing the City Manager to process

these amendments and bring a recommendation to Council on or before November 3, 2011. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Chris Riley CO 2: Council Member William Spelman)

Resolution No. 20110728-108 was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

109. Approve a resolution directing the City Manager to draft an amendment to the Fire Code which prohibits open flame cooking in multi-family complexes in areas not currently designated for outdoor cooking when environmental conditions exist that represent a high risk of wildfires. (Notes: SPONSOR: Council Member Mike Martinez CO 1: Mayor Lee Leffingwell CO 2: Council Member Laura Morrison)
Resolution No. 20110728-109 was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

Item 110 was pulled for discussion.

111. Approve the waiver of certain fees and requirements for the Austin CommUNITY Fest Wellness Clinic and Kindness Give-away event which is to be held Saturday, August 6, 2011 at Kealing Middle School. (Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Mayor Lee Leffingwell)
The motion to approve the waiver of certain fees and requirements for the Austin CommUNITY Fest Wellness Clinic and Kindness Give-away event was approved on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
112. Approve the waiver of certain fees and requirements and authorize payment of certain costs for the City co-sponsored Night of the Bat event which is to be held on August 27, 2011, at the Ann Richards Bridge on Congress Avenue. (Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Council Member Chris Riley CO 2: Council Member Mike Martinez)
This item was withdrawn on consent on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
113. Set a public hearing to consider an ordinance amending the Austin Tomorrow Comprehensive Plan by adopting the Downtown Austin Plan. The planning area includes properties bounded approximately by Interstate 35 to the east, the west side of Lamar Blvd. to the west, Lady Bird Lake to the south and Martin Luther King Jr. Blvd. to the north. (Suggested date and time: August 25, 2011 at 4:00 p.m., Austin City Hall, 301 W. Second Street, Austin, TX).
The public hearing was set on consent for August 25, 2011 at 4:00 p.m., City Hall at 301 W. Second Street, Austin, TX on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
114. Set a Public Hearing to receive public comment on the City of Austin Fiscal Year 2011-2012 Proposed Budget. (Suggested date and time: August 25, 2011, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).
The public hearing was set on consent for August 25, 2011 at 4:00 p.m., City Hall at 301 W. Second Street, Austin, TX on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
115. Set a public hearing to receive public comment on the proposed rate and fee changes for the Austin Water Utility as part of the Fiscal Year 2011-2012 Proposed Budget. (Suggested date and time: August 25, 2011, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX)
The public hearing was set on consent for August 25, 2011 at 4:00 p.m., City Hall at 301 W. Second Street, Austin, TX on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

116. Set a Public Hearing to receive public input on the proposed rate and fee changes for the Solid Waste Services Department as part of the Fiscal Year 2011-2012 Proposed Budget. (Suggested date and time: August 25, 2011, 4:00 pm at Austin City Hall, 301 W. Second Street, Austin, TX.)
The public hearing was set on consent for August 25, 2011 at 4:00 p.m., City Hall at 301 W. Second Street, Austin, TX on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
117. Set a public hearing to consider the use of approximately 20,688 square feet for permanent drainage purposes, approximately 7,731 square feet for temporary access purposes, and approximately 36,345 square feet for a temporary workspace, staging area and material storage purpose in connection with the construction, use, maintenance, repair and replacement of a storm drain line and appurtenances for a portion of the East Bouldin - Euclid/Wilson Storm Drain Improvements project through dedicated parkland known as Gillis Park in accordance with Sec. 26.001 et seq. of the Texas Parks and Wildlife Code. (Suggested date and time: August 25, 2011, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX.)
The public hearing was set on consent for August 25, 2011 at 4:00 p.m., City Hall at 301 W. Second Street, Austin, TX on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
118. Set a public hearing to consider the proposed assessments on the Public Improvement District for the Whisper Valley Area (approximately 2,066 acres in Travis County east of FM 973 and approximately 782 feet north of the intersection of FM 969 and Taylor Lane). (Suggested date and time: August 4, 2011, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX)
The public hearing was set on consent for August 4, 2011 at 4:00 p.m., City Hall at 301 W. Second Street, Austin, TX on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.
119. Set a public hearing to consider the proposed assessments on the Public Improvement District for the Indian Hills Area (approximately 234 acres in Travis County west of SH130 and east of FM 973 at the intersection of FM 973 and Decker Lake Road). (Suggested date and time: August 4, 2011, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).
The public hearing was set on consent for August 4, 2011 at 4:00 p.m., City Hall at 301 W. Second Street, Austin, TX on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 7-0 vote.

Items 120 through 122 were Executive Session items.

Items 123 through 135 were zoning items set for 2:00 p.m.

Items 136 and 137 were public hearing items set for 4:00 p.m.

CITIZEN COMMUNICATION: GENERAL

Jeannie Ramirez - The circus is coming to town

Philip Greene - City resolution

Rae Nadler-Olenick - Water fluoridation

Steve Jackobs - IDEA annual report

Richard Troxell - Homelessness in Austin

Darcy Bloom - Fluoridation nation

Travis Tybor - Water quality

Susana Almanza - Keep Montopolis pool open and continue to fund youth services and programs. Montopolis needs new recreation center, include in next bond election.

Zenobia C. Joseph - Texas urban renewal law and board appointments

Mayor Leffingwell recessed the Council Meeting to go into Executive Session at 12:37 p.m.

EXECUTIVE SESSION

The City Council went into Executive Session, pursuant to Chapter 551 of the Texas Government Code, to receive advice from Legal Counsel, to discuss matters of land acquisition, litigation, and personnel matters as specifically listed on this agenda and to receive advice from Legal Counsel regarding any other item on this agenda.

120. Discuss legal issues related to an Open Meetings Act complaint, associated requests made under the Public Information Act, the retention of records and financial disclosure (Private consultation with legal counsel pursuant to Section 551.071 of the Government Code).

This item was withdrawn.

121. Discuss legal issues related to City of Austin v. Trudy's Texas Star, Inc. d/b/a South Congress Cafe; Cause No. D-1-GV-05-004526; In the 201st Judicial District Court of Travis County, Texas (private consultation with legal counsel pursuant to Section 551.071 of the Government Code)

122. Discuss legal issues related to Cause No. D-1-GN-11-001063; Dominic Chavez, Alfred Stanley, and Michael Levy v. City of Austin and City Council Members, Lee Leffingwell, Mayor, Chris Riley, Place 1, Mike Martinez, Place 2 and Mayor Pro Tem, Randi Shade, Place 3, Laura Morrison, Place 4, Bill Spelman, Place 5, and Sheryl Cole, Place 6.; In the 419th Judicial District Court of Travis County, Texas. (private consultation with legal counsel pursuant to section 551.071 of the Government Code).

Executive Session ended and Mayor Leffingwell called the Council Meeting back to order at 1:46 p.m.

DISCUSSION ITEMS

110. Approve a resolution directing the City Manager to determine the costs of postponing completion of Water Treatment Plant 4 for five years and for ten years, relative to the costs of on-time completion, and to halt further issuances of Notices to Proceed for construction of Water Treatment Plant 4 until these cost estimates have been provided to the Council and the public (Notes: SPONSOR: Council Member William Spelman CO 1: Council Member Chris Riley CO 2: Council Member Laura Morrison)

Resolution No. 20110728-110 was approved with the following amendments and friendly amendment on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 5-2 vote. Those voting aye were: Mayor Pro Tem Cole, Council Members Morrison, Riley, Spelman and Tovo. Those voting nay were: Mayor Leffingwell and Council Member Martinez.

The amendment was to make the following sections read as follows.

"BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

The City Manager is directed to determine the approximate costs associated with postponing completion of Water Treatment Plant 4 for five years and for ten years relative to the costs of on-time completion.

BE IT FURTHER RESOLVED:

This information shall be estimated to at least the nearest \$5 million, and shall be provided to the City Council and the public by close of business, August 18, 2011.

BE IT FURTHER RESOLVED:

The City Manager is directed to immediately suspend issuance of Notices to Proceed on construction of Water Treatment Plant 4 until 10 days after postponement costs have been provided to the City Council and the public, as set forth above but not later than September 1, 2011.

BE IT FURTHER RESOLVED:

The City Manager is further directed to determine the approximate cost of increased water conservation, reclamation, and distribution improvement above 20% of current capacity for the next five and ten years and without consideration of the existing capital work plan. This information shall be estimated to at least the nearest \$5 million, and shall be provided to the City Council and the public by close of business, August 18, 2011.

BE IT FURTHER RESOLVED:

The City Manager is further directed to determine how redistribution of Water Treatment Plant 4 net cost savings will most likely impact the financial position of the utility. “

There was a friendly amendment from Council Member Morrison to amend the second and last “Be It Further Resolved” paragraphs to read as follows, respectively. The amendment was accepted by the maker of the motion and by Council Member Spelman, who made the second.

BE IT FURTHER RESOLVED:

The City Manager is directed to immediately suspend issuance of Notices to Proceed on construction of Water Treatment Plant 4 until September 2, 2011.

BE IT FURTHER RESOLVED:

The City Manager is further directed to determine how redistribution of Water Treatment Plant 4 cost will most likely impact the financial position of the utility.

Items 24, 26 and 27 were acted on in a combined motion.

24. Approve an ordinance amending the Fiscal Year 2010-2011 Sustainability Fund (Ordinance No. 20100913-002) by increasing appropriations in the amount of \$350,000; amending the Fiscal Year 2010-2011 General Fund Budget Stabilization Reserve Fund (Ordinance No. 20100913-002) by reducing the fund balance in the amount of \$200,000; and amending the General Fund Health and Human Services Operating Budget (Ordinance No. 20100913-002) by increasing appropriations in the amount of \$200,000, for a total amount of \$550,000 of increased funding for Social Services contracts for Youth Programs. Related to Items #26 and 27.
Ordinance No. 20110728-024 was approved on Council Member Morrison's motion, Council Member Spelman's section on a 7-0 vote.
26. Authorize negotiation and execution of an amendment to the Interlocal Agreement between the City of Austin and TRAVIS COUNTY regarding funding and certain services for the Summer Youth Employment Program to provide a one-time funding increase in an amount not to exceed \$56,250, for a total contract amount not to exceed \$618,804 through September 30, 2011, with one 12-month renewal through September 30, 2012 in an amount not to exceed \$562,554, for a total contract amount not to exceed \$1,181,358. Related to Items # 24 and 27.

The motion authorizing the negotiation and execution of an amendment to the interlocal agreement between the City of Austin and Travis County was approved on Council Member Morrison's motion, Council Member Spelman's section on a 7-0 vote.

27. Authorize negotiation and execution of amendments to the following four social services contracts to provide additional funding for current contract terms, all to expire on September 30, 2011: WORKFORCE SOLUTIONS- CAPITAL AREA WORKFORCE BOARD, in an amount not to exceed \$67,500, for a total contract amount not to exceed \$870,019; BOOKSPRING, in an amount not to exceed \$60,000, for a total contract amount not to exceed \$97,494; YOUTH AND FAMILY ALLIANCE, DBA LIFEWORKS, in an amount not to exceed \$50,000, for a total contract amount not to exceed \$ 612,093, and YOUTH AND FAMILY ALLIANCE, DBA LIFEWORKS (Housing and Homeless Services), in an amount not to exceed \$186,250, for a total contract amount not to exceed \$662,537. Related to Items # 24 and 26.

The motion authorizing the negotiation and execution of amendments to the following four social services contracts: Workforce Solutions – Capital Area Workforce Board, Bookspring, Youth and Family Alliance doing business as Lifeworks and Youth and Family Alliance doing business as Lifeworks was approved on Council Member Morrison's motion, Council Member Spelman's section on a 7-0 vote.

31. Approve a resolution adopting the City's Fiscal Year 2011-2012 Action Plan related to the allocation of the United States Department of Housing and Urban Development grant funds, and the 2011-2012 Community Development Program as required by Texas Local Government Code Chapter 373, including proposed funding allocations for Fiscal Year 2011-2012.

Resolution No. 20110728-031 was approved on Council Member Martinez' motion, Mayor Pro Tem Cole's second on a 6-0 vote. Mayor Leffingwell was off the dais.

106. Approve a resolution directing the City Manager to require compliance with the City's 10 hour Occupational Safety and Health Administration (OSHA) approved safety training requirement for all construction workers and the 30 hour OSHA approved safety training requirement for all construction supervisors in the City's third party agreements, including but not limited to developer participation agreements, ground lease agreements, and other third party agreements. (Notes: SPONSOR: Council Member William Spelman CO 1: Council Member Laura Morrison CO 2: Council Member Chris Riley)

Resolution No. 20110728-106 was approved on Council Member Spelman's motion, Council Member Morrison's second on a 7-0 vote.

ZONING CONSENT ITEMS

The following zoning items were acted on by one motion. No separate action occurred on any of the items.

123. C14-2011-0029 - Colonial at Quarry Oaks - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by zoning and rezoning property locally known as 6263 McNeil Drive (Walnut Creek Watershed) from multi-family residence-medium density-conditional overlay (MF-3-CO) combining district zoning to multi-family residence-medium density-conditional overlay (MF-3-CO) combining district zoning to change a condition of zoning. First Reading approved with conditions on June 23, 2011. Vote: 7-0. Owner/Applicant: CMF 15 Portfolio LLC, c/o Colonial Properties Trust (Ed Wright). Agent: Kimley-Horn and Associates, Inc. (Joseph Willrich). City Staff: Sherri Sirwaitis, 974-3057.

Ordinance No. 20110728-123 for multi-family residence-medium density-conditional overlay (MF-3-CO) combining district zoning to change a condition of zoning was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

124. NPA-2011-0001.01 - Studio 141 - Conduct a public hearing and approve an ordinance amending Ordinance No. 980827-B, the Dawson 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 141 West Oltorf Street (East Bouldin Creek Watershed) from single family use to mixed use or mixed use/office land use. Staff Recommendation: Not recommended. Planning Commission Recommendation: To be reviewed on August 9, 2011. Owner/Applicant: Kathleen A. Pixley. City Staff: Maureen Meredith, 974-2695.

This item was postponed on consent to August 25, 2011 at the applicant's request on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

125. C14-2011-0015 - Studio 141 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 141 West Oltorf Street (East Bouldin Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to general office-mixed use conditional overlay-neighborhood plan (GO-MU-CO-NP) combining district zoning. Staff Recommendation: To deny general office-mixed use conditional overlay-neighborhood plan (GO-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on August 9, 2011. Owner/Applicant: Kathleen Pixley. City Staff: Stephen Rye, 974-7604.

This item was postponed on consent to August 25, 2011 at the applicant's request on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

126. C14-93-0090.01 - 7700 Parmer Lane - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 7700 Parmer Lane (Lake Creek Watershed) from interim-limited industrial service-planned development area (I-LI-PDA) combining district zoning to limited industrial service-planned development area (LI-PDA) combining district zoning to change a condition of zoning. Staff Recommendation: To grant limited industrial service-planned development area (LI-PDA) combining district zoning to change a condition of zoning. Zoning and Platting Commission Recommendation: To grant limited industrial service-planned development area (LI-PDA) combining district zoning to change a condition of zoning. Owner/Applicant: Parmer Lane Parent, L.P. (John Grassi). Agent: Aquila Commercial (Jim Gallegos). City Staff: Sherri Sirwaitis, 974-3057.

The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20110728-126 for limited industrial service-planned development area (LI-PDA) combining district zoning to change a condition of zoning was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

127. C14-2010-0206 - Arabella - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1502 West Avenue (Shoal Creek Watershed) from limited office-historic landmark (LO-H) combining district zoning to general office-historic landmark (GO-H) combining district zoning. Staff Recommendation: To grant general office-historic landmark (GO-H) combining district zoning. Historic Landmark Commission Recommendation: To grant general office-historic landmark (GO-H) combining district zoning. Planning Commission Recommendation: To forward to City Council without a recommendation. Owner/Applicant: William & Cynthia Baschnagel. City Staff: Clark Patterson, 974-7691. A valid petition has been filed in opposition to this rezoning request.

This item was postponed on consent to December 8, 2011 at the Council's request on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

130. C14-2011-0040 - St. Stephen's Baptist Church - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3103 - 3107 East 51st Street (Fort Branch Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to multi-family residence-low density-neighborhood plan (MF-2-NP) combining district zoning. Staff Recommendation: To grant multi-family residence-low density-neighborhood plan (MF-2-NP) combining district zoning. Planning Commission Recommendation: To grant multi-family residence-low density-neighborhood plan (MF-2-NP) combining district zoning. Owner/Applicant: St.

Stephen's Baptist Church (Herbert Johnson). Agent: PAX Engineering, LLC (David P. Smith). City Staff: Wendy Rhoades, 974-7719.

The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20110728-130 for multi-family residence-low density-neighborhood plan (MF-2-NP) combining district zoning was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

131. C14-2011-0043 - 753 Montopolis - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 753 Montopolis Drive (Country Club East Watershed) from general commercial services-neighborhood plan (CS-NP) combining district zoning and commercial-liquor sales-neighborhood plan (CS-1-NP) combining district zoning to commercial-liquor sales-neighborhood plan (CS-1-NP) combining district zoning and general commercial services-neighborhood plan (CS-NP) combining district zoning. Staff Recommendation: To grant commercial-liquor sales-neighborhood plan (CS-1-NP) combining district zoning and general commercial services-neighborhood plan (CS-NP) combining district zoning. Planning Commission Recommendation: To grant commercial liquor sales-neighborhood plan (CS-1-NP) combining district zoning and general commercial services-neighborhood plan (CS-NP) combining district zoning. Owner/Applicant: Babubhai Mohammad. Agent: Rafiq B. Mohammad. City Staff: Stephen Rye, 974-7604.

This item was postponed on consent to August 4, 2011 at the applicant's request on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

132. C14-2011-0048 - 973 Retail - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3311 South FM 973 Road (Colorado River Watershed) from development reserve (DR) district zoning to general commercial services-conditional overlay (CS-CO) combining district zoning. Staff Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning. Owner/Applicant: 973 Retail, LLC c/o East Bourne Investments (Frank Egan). Agent: Metcalfe Williams, LLP (Michele Rogerson Lynch). City Staff: Wendy Rhoades, 974-7719.

The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20110728-132 for general commercial services-conditional overlay (CS-CO) combining district zoning was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

133. C14-2011-0051 - 6104 South 1st Zoning - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 6104 South 1st Street (Williamson Creek Watershed) from limited office (LO) district zoning to general office (GO) district zoning. Staff Recommendation: To grant general office-conditional overlay (GO-CO) combining district zoning. Zoning and Platting Commission Recommendation: To be reviewed on August 2, 2011. Owner/Applicant: Mursch Partners, LP (J. Winston Krause). Agent: Werner Campbell Permits (Danae Falvo). City Staff: Wendy Rhoades, 974-7719.

This item was postponed on consent to August 18, 2011 at the staff's request on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

134. C14-2011-0056 - Najar - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 7503 Wynne Lane (South Boggy Creek Watershed) from mobile home residence (MH) district zoning to family residence (SF-3) district zoning. Staff Recommendation: To grant family residence (SF-3) district zoning. Zoning and Platting Commission Recommendation: To grant family residence (SF-3) district zoning. Owner/Applicant: Xochi Najar. Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Wendy Rhoades, 974-7719.

The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20110728-134 for family residence (SF-3) district zoning was approved on consent on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

135. C14-2011-0049 - Pioneer Hill - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 9900-10324 Dessau Road (Lake Creek Watershed) from traditional neighborhood district (TND) zoning to multi-family residence-limited density (MF-1) district zoning for Tract 1, townhouse and condominium residence (SF-6) district zoning for Tract 2, multi-family residence-medium density (MF-3) district zoning for Tract 3, community commercial (GR) district zoning for Tract 4, and limited industrial (LI) district zoning for Tracts 5A and 5B. Staff Recommendation: To grant multi-family residence-limited density-conditional overlay (MF-1-CO) combining district zoning for Tract 1, townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning for Tract 2, multi-family residence-medium density-conditional overlay (MF-3-CO) combining district zoning for Tract 3, community commercial-conditional overlay (GR-CO) combining district zoning for Tract 4, and limited industrial-conditional overlay (LI-CO) combining district zoning for Tracts 5A and 5B, with conditions. Zoning and Platting Commission Recommendation: To grant multi-family residence-limited density-conditional overlay (MF-1-CO) combining district zoning for Tract 1, townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning for Tract 2, multi-family residence-medium density-conditional overlay (MF-3-CO) combining district zoning for Tract 3, community commercial-conditional overlay (GR-CO) combining district zoning for Tract 4, and limited industrial-conditional overlay (LI-CO) combining district zoning for Tracts 5A and 5B, with conditions. Owner/Applicant: Continental Homes of Texas, LP/D.R. Horton (Richard N. Maier), Estate of Fred Morse (Scott Morse). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Sherri Sirwaitis, 974-3057.

This item was postponed on consent to August 4, 2011 at the applicant's request on Council Member Spelman's motion, Mayor Pro Tem Cole's second on a 7-0 vote.

DISCUSSION ITEMS CONTINUED

107. Approve a resolution directing the City Manager to delay implementation of City Code Section 12-3-5 as it pertains to extended parking meter hours in the area bounded by Lady Bird Lake, IH-35, 10th Street and Lamar Boulevard until January 1, 2012, and to conduct a public process to allow stakeholders the opportunity to provide input and express concerns regarding extended parking meter hours in this area. (Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Kathie Tovo)

A motion was made by Council Member Morrison and seconded by Council Member Tovo to approve the resolution.

A substitute motion was made by Council Member Spelman and seconded by Mayor Pro Tem Cole to postpone this item to August 4, 2011. This motion passed on a vote of 7-0.

Mayor Leffingwell recessed the Council Meeting at 5:37 p.m.

LIVE MUSIC

JoDee Purkeypile

PROCLAMATIONS

Proclamation -- ADA Anniversary and presentation of the Austin Access Awards -- to be presented by Mayor Lee Leffingwell and to be accepted by Tanya Winters and Award honorees

Proclamation -- Meet the Lender Day -- to be presented by Mayor Lee Leffingwell and to be accepted by Rosy Jalifi

Distinguished Service Awards -- Ruby Roa and Susana Almanza -- to be presented by Council Member Laura Morrison and to be accepted by the honorees

Certificates of Appreciation -- The Austin Internet and Global Citizens Project participants -- to be presented by Council Member Laura Morrison and to be accepted by the honorees

Proclamation -- Emancipet Mobile Unit Day -- to be presented by Council Member Laura Morrison and to be accepted by Amy Mills

Mayor Leffingwell called the Council Meeting back to order at 6:49 p.m.

ZONING DISCUSSION CONTINUED

129. C14-2011-0006 - 701 & 711 West 7th St. Rezoning - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 701 and 711 West 7th Street (Shoal Creek Watershed) from general office (GO) district zoning to central business district (CBD) district zoning. Staff Recommendation: To grant central business district-conditional overlay (CBD-CO) combining district zoning. Planning Commission Recommendation: To grant downtown mixed use-central urban redevelopment district-conditional overlay (DMU-CURE-CO) combining district zoning. Owner/Applicant: LOWA, Ltd. (Daryl Kunik). Agent: Thrower Design (Ron Thrower). City Staff: Clark Patterson, 974-7691.

The public hearing was conducted and the motion to close the public hearing and adopt the first reading of the ordinance for central business district-conditional overlay (CBD-CO) combining district zoning was approved with the following conditions on Mayor Pro Tem Cole's motion, Council Member Riley's second on a 5-2 vote. Those voting aye were: Mayor Leffingwell, Mayor Pro Tem Cole, Council Members Martinez, Riley and Spelman. Those voting nay were: Council Members Morrison and Tovo.

The conditions were:

- **Height limitation of 375 feet;**
- **No less than 50% of the net square footage of the building for residential use;**
- **At least one floor of underground parking;**
- **2,000 trips per day limitation;**
- **Use entitlements restricted to those permitted under DMU zoning; and**
- **Additionally limit the use entitlements by prohibiting the following: any use that would require an outdoor music permit, pawn shop services, automotive services, and bail bond services.**

128. C14-2010-0207 - Robinson Foundation Offices - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 510 West 8th Street (Shoal Creek Watershed) from multi-family residence-moderate high density (MF-4) district zoning to downtown mixed use-conditional overlay (DMU-CO) combining district zoning. Staff Recommendation: To grant downtown mixed use-conditional overlay (DMU-CO) combining district zoning. Planning Commission Recommendation: To grant downtown mixed use-conditional overlay (DMU-CO) combining district zoning. Owner/Applicant: Darnell Robinson Family, LLC (Michael Ginsberg). Agent: AG Consulting (Alice Glasco). City Staff: Stephen Rye, 974-7604.

The public hearing was conducted and the motion to close the public hearing and adopt Ordinance No. 20110728-128 for downtown mixed use-conditional overlay (DMU-CO) combining district zoning was approved with the following conditions on Council Member Riley's motion, Council Member Martinez' second on a 5-2 vote. Those voting aye were: Mayor Leffingwell, Mayor Pro Tem Cole, Council Members Martinez, Riley and Spelman. Those voting nay were: Council Members Morrison and Tovo.

The conditions were:

- **limit property to a maximum of 90 feet;**

- prohibited uses are: bail bond services, stand alone cocktail lounges, pawnshop, and liquor sales;
- conditional use is a cocktail lounge associated with an on-site club, hotel or bed and breakfast use;
- if proposed structure exceeds 60 feet in height, a minimum of 50% of the net air conditioned space of such building must be residential.

PUBLIC HEARINGS AND POSSIBLE ACTION

136. Conduct a public hearing to consider an appeal by Moncada Consulting (Phil Moncada), representing Pepper's Bistro (Raul Aguilar), of the Planning Commission's decision to deny a Conditional Use Site Plan application for a change of use to a Cocktail Lounge for Pepper's Bistro, 1926 E. Riverside Drive (SPC-2010-0288A).

The public hearing was conducted and the motion to close the public hearing and deny the appeal was approved on Council Member Spelman's motion, Council Member Martinez' second on a 7-0 vote.

137. Conduct a public hearing to consider an appeal by David A. Rodewald of a decision by the Director of the Austin Water Utility approving an On-Site Sewage System at 2700 Edgewater Drive.

The public hearing was conducted and the motion to close the public hearing and deny the appeal was approved on Council Member Spelman's motion, Council Member Martinez' second on a 6-1 vote. Council Member Morrison voted nay.

Mayor Leffingwell adjourned the meeting at 9:50 p.m. without objection.

The minutes for the regular meeting of July 28, 2011 were approved on this the 4th day of August 2011 on Mayor Pro Tem Cole's motion, Council Member Spelman's second on a 7-0 vote.