

# AGENDA



## AUSTIN CITY COUNCIL WORK SESSION

**Tuesday, November 01, 2011**

The Austin City Council will convene at 9:00 AM on  
Tuesday, November 01, 2011 at Austin City Hall  
301 W. Second Street, Austin, TX



**Mayor Lee Leffingwell**  
**Mayor Pro Tem Sheryl Cole**  
**Council Member Chris Riley, Place 1**  
**Council Member Mike Martinez, Place 2**  
**Council Member Kathie Tovo, Place 3**  
**Council Member Laura Morrison, Place 4**  
**Council Member William Spelman, Place 5**

For meeting information, contact the City Clerk, 974-2210

*The City Council will go into a closed session under Chapter 551 of the Texas Government Code to receive advice from legal counsel, to discuss matters of land acquisition, to discuss personnel matters, to discuss or take action on a "competitive matter" of Austin Energy as provided for under Section 551.086, or for other reasons permitted by law as specifically listed on this agenda. If necessary, the City Council may go into a closed session as permitted by law regarding any item on this agenda.*

**Reading and Action on Consent Agenda**

***Action on the Following:***

**Ordinances / Resolutions / Motions -**

**All of the following items may be acted upon by one motion. No separate discussion or action on any of the items is necessary unless desired by a Council Member.**

**9:00 AM – City Council Convenes**

The City Council will meet in a work session to discuss items on the Thursday, November 3, 2011 agenda. No action will be taken and there will be no citizen participation during the work session. Citizens will be permitted to address agenda items at the regularly scheduled City Council meeting on Thursday, November 3, 2011.

A. Pre-Selected Agenda Items

A.1 NONE SUBMITTED.

B. Council Items of Interest

B.1 Discussion on procedures for citizen participation at city council meetings.

C. Briefings

C.1 NONE SUBMITTED.

D. Executive Session

D.1 NONE SUBMITTED.

Regular Council Agenda

**Approval of Minutes**

1. Approve the minutes of the Austin City Council special called meeting of August 23, 2011, work session meeting of October 18, 2011 and regular meetings of October 6 and 20, 2011.

**City Clerk**

2. Approve a May 2012 general election runoff date of June 23, June 30, or July 7 for purposes of finalizing the May 2012 election calendar.

## **Contract and Land Management**

3. Authorize execution of a construction contract with CENTRAL ROAD & UTILITY, LTD. (DBE/MH-86.47%), Austin, TX for Lance Armstrong Bike Trail, Phase III in the amount of \$554,397.71 plus a \$55,439.77 contingency, for a total contract amount not to exceed \$609,837.48.
4. Authorize execution of a construction contract with MCLEAN CONSTRUCTION, INC., Killeen, TX for the East Bouldin Euclid-Wilson Storm Drain Improvements, in the amount of \$5,632,346 plus a \$563,234 contingency, for a total contract amount not to exceed \$6,195,580.
5. Authorize execution of change order #8 to the construction contract with TEXAS STERLING CONSTRUCTION CO., San Antonio, TX for the Shoal Creek Allandale Storm Drain Improvement in the amount of \$223,607, for a total contract amount not to exceed \$6,322,263.05.
6. Authorize the negotiation and execution of a professional services agreement with FREESE AND NICHOLS, INC., Austin, TX, (staff recommendation) or one of the other qualified responders to RFQ Solicitation CLMP088, to provide Professional Services for the Stormwater Pond Safety Program Engineering Services with an amount not to exceed \$1,250,000.
7. Authorize execution of a construction contract with JERDON ENTERPRISE, LP, San Antonio, TX for the Rebid-Parkway Channel and Stream Stabilization project in an amount not to exceed \$496,688.50.
8. Authorize negotiation and execution of professional services agreements with the following six (6) staff recommended firms (or one of the other qualified responders): ENCOTECH ENGINEERING CONSULTANTS, INC. (MBE/MA), Austin, TX; JOSE I. GUERRA, INC. (MBE/MH), Austin, TX; TEXAS ENERGY ENGINEERS SERVICES, INC. (MBE/MA), Austin, TX; ENERGY ENGINEERING CONSULTING INC., dba EEA CONSULTING ENGINEERS, Austin, TX; O'CONNELL ROBERTSON, Austin, TX, and the ARIZPE GROUP, INC. (MBE/MH), Austin, TX, for Professional Engineering Services for the 2012 Mechanical Electrical and Plumbing (M.E.P.) Rotation List for a period of three years or until financial authorization is expended, with a total authorization amount not to exceed \$1,200,000.00 divided among the 6 firms.

## **Economic Growth and Redevelopment Services**

9. Approve the Schematic Design for Seaholm Substation Wall Art in Public Places Project prepared by NADAAA, Inc., and authorize proceeding with Design Development Services.
10. Approve an ordinance amending Chapter 7-2 of the City Code to allow the waiver of certain fees for projects commissioned by the City's Art in Public Places Program.

## **Financial and Administrative Services**

11. Approve an ordinance accepting and approving a Service and Assessment Plan and

Assessment Roll related to the property located in the Indian Hills Public Improvement District and further related to the City of Austin, Texas Special Assessment Revenue Bonds, Senior Series (Indian Hills Public Improvement District) and the City of Austin, Texas Special Assessment Revenue Bonds, Subordinate Series 2011 (Indian Hills Public Improvement District) and levying special assessments on the property within the Indian Hills Public Improvement District. Related to Items # 52 and 53.

12. Approve an ordinance accepting and approving a Service and Assessment Plan and Assessment Roll related to the property located in the Whisper Valley Public Improvement District and further related to the City of Austin, Texas Special Assessment Revenue Bonds, Senior Series (Whisper Valley Public Improvement District) and the City of Austin, Texas Special Assessment Revenue Bonds, Subordinate Series 2011 (Whisper Valley Public Improvement District) and levying special assessments on the property within the Whisper Valley Public Improvement District. Related to Items # 54 and 55.

#### **Fire**

13. Approve an ordinance amending Ordinance No. 20111020-012 to waive the requirements of City Code section 25-1-502 for a public hearing before the city council; and declaring an emergency.

#### **Health and Human Services**

14. Approve an ordinance authorizing acceptance of \$17,000 in grant funds from the TEXAS DEPARTMENT OF STATE HEALTH SERVICES, Division of Prevention and Preparedness Services, and amending the Fiscal Year 2011-2012 Health and Human Services Department Operating Budget Special Revenue Fund (Ordinance No. 20110912-005) by appropriating \$17,000 for the Influenza Incidence Surveillance Project.
15. Approve an ordinance authorizing acceptance of \$252,608 in grant funds from the U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, HEALTH RESOURCES AND SERVICES ADMINISTRATION, Washington, D.C.; and amending the Fiscal Year 2011-2012 Health and Human Services Department Operating Budget Special Revenue Fund (Ordinance No. 20110912-005) to appropriate \$252,608 for the Ryan White Part A HIV Emergency Relief Project and Minority AIDS Initiative Grant Program to provide medical and supportive services to people with the human immunodeficiency virus.
16. Authorize negotiation and execution of a renewal and amendment to the Interlocal Agreement with the CITY OF MANOR (Manor) to provide certain public health services to Manor for a one year term beginning October 1, 2011, with an option to renew for one 12-month term.

#### **Law**

17. Authorize negotiation and execution of an amendment to a legal services agreement with Richards Rodriguez & Skeith, LLP to pay for legal services related to Cause No. A 11-CA 887-LY; Bryon Carter, Sr., et al v. City of Austin et al; In the U.S. District Court for the Western District of Texas, Austin Division, to increase funding in the amount

of \$300,000 for a total contract amount not to exceed \$355,000.

### **Management Services**

18. Approve a resolution appointing Michael Trimble, Capital Planning Officer to the Board of Directors of Austin Convention Enterprises, Inc. and removing Leslie Browder, Chief Financial Officer.
19. Approve an ordinance setting the Austin City Council meeting schedule for calendar year 2012 and waiving certain requirements of City Code Section 2-5-24.

### **Office of Real Estate Services**

20. Authorize the negotiation and execution of a 12-month lease renewal for 2.52 acres of land and 3,000 square feet of office and warehouse improvements located at 5109 E. Ben White, from 5005 B.W. LP, for use by the Watershed Protection Department, Pond Maintenance Program, in an amount not to exceed \$58,000.

### **Purchasing Office**

21. Authorize award and execution of a 36-month supply agreement with INDUSTRIAL ASPHALT, Austin, TX, for hot mix-cold laid asphaltic concrete cold mix, Type D for the Public Works Department in an amount not to exceed \$111,750 with three 12-month extension options in an amount not to exceed \$37,250 for each option, for a total contract amount not to exceed \$223,500.
22. Authorize award, negotiation and execution of a 36-month requirements service contract with ORCOM SOLUTIONS LLC, D/B/A VERTEX GROUP, Richardson, TX for the purchase of an Electronic-Customer Information System (E-CIS) archive access database with associated hosting services, maintenance and support for Austin Energy, in an estimated amount not to exceed \$952,920.
23. Authorize award, negotiation, and execution of a 12-month contract with EPSIIA CORP., dba FISERV SOLUTIONS, INC., Austin, TX, or one of the other qualified offerors to RFP No. MSO0054, to provide maintenance and support of financial report storage and retrieval software in an amount not to exceed \$69,250, with four 12-month extension options in an amount not to exceed \$43,500 per extension option, for a total contract amount not to exceed \$243,250.
24. Authorize award and execution of Amendment No.1 to a 36-month requirements contract with LONE STAR TENNIS COMPANY, Austin, TX, for tennis pro management services at the Austin Tennis Center for the Parks and Recreation Department, for two additional 2-year extension options in an amount not to exceed \$90,000 per extension option, for a total revised contract amount not to exceed \$315,000.
25. Authorize award and execution of a contract with TRILLIUM DEVELOPMENT LTD CO., Scottsdale, AZ, for a one-time purchase of 120,000 feet of traffic signal cable for the Austin Transportation Department, for a total contract amount not to exceed \$55,638.

26. Authorize award and execution of a 12-month requirements supply contract with EQUIPMENT DEPOT, PFLUGERVILLE, TX for the lease of forklifts for Austin Energy in an estimated amount not to exceed \$177,240, with three 12-month extension options in an estimated amount not to exceed \$177,240 per extension option, for a total estimated contract amount not to exceed \$708,960.
27. Authorize award and execution of Amendment No. 12 to a contract with AMERICAN LEGAL PUBLISHING, CORP., Cincinnati, OH, for recodification (codification) of the Code of the City of Austin and supplements, and the City's Technical Criteria Manuals and supplements, in an amount not to exceed \$30,000, for a revised total estimated contract amount not to exceed \$331,182.
28. Authorize award, negotiation and execution of a 36-month requirements service contract with SUCCESSFACTORS (USA), San Mateo, CA for the purchase of an Application Service Provider (ASP) performance management hosted software subscription and software maintenance and support services for Austin Energy in an estimated amount not to exceed \$778,593, with two 12-month extension options in an estimated amount not to exceed \$259,531 per extension option, for a total estimated contract amount not to exceed \$1,297,655.

### **Transportation**

29. Approve the negotiation and execution of an Interlocal Agreement with Travis County to extend Tuscany Way South from US Highway 290 to Springdale Road, in an amount not to exceed \$1,500,000.
30. Approve the negotiation and execution of an Interlocal Agreement with Travis County to extend Slaughter Lane from Goodnight Ranch Subdivision (Old Lockhart Highway) to Thaxton Road, in an amount not to exceed \$1,500,000.
31. Authorize negotiation and execution of a 36-month Interlocal Agreement between the City of Austin and the Downtown Austin Transportation Management Association (DATMA), to provide funding to DATMA in support of its accessibility, mobility and sustainable growth programs, and to extend the City's involvement in clean air programs in the amount of \$37,500 for 12 months, with two 12-month renewal options, for a total agreement amount not to exceed \$112,500.
32. Approve a resolution stating the City's preference for proposed sound walls along the Loop 1 (MoPac) corridor as part of the MoPac Improvement Project in the City's capacity as adjacent property owner to the proposed project, and directing the City Manager to draft an agreement for use of the City's Right-of-Way for the potential construction of Wall No. 3.

### **Watershed Protection Department**

33. Authorize negotiation and execution of a 12-month Interlocal Agreement with Texas AgriLife (TAL), of the Texas A&M University System for the time and expertise of TAL engineers and staff to develop additional water quality modeling capabilities in a cooperative project with City of Austin staff, with three 12-month extension options, for a total contract amount not to exceed \$100,000.
34. Approve a resolution authorizing the City Manager to prepare and submit an

application to the United States Fish and Wildlife Service for a 10(a)(1)(B) Incidental Take permit for the endangered Barton Springs Salamander (*Eurycea sosorum*) and the Austin Blind Salamander (*Eurycea waterlooensis*) in anticipation of its listing as endangered. The permit will apply to Barton Springs and adjacent springs located in Zilker Park through 2033.

**Item(s) from Council**

35. Approve appointments and certain related waivers to citizen boards and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members.
36. Approve a resolution naming the entire hike and bike trail around Lady Bird Lake as the "Ann and Roy Butler Hike and Bike Trail", and waiving the applicable requirements of Chapter 14-1 of the City Code related to naming this property.  
( Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member William Spelman )
37. Approve a resolution supporting the City's application for a technical assistance grant from the American Institute of Architects Sustainable Design Assessment Team.  
( Notes: SPONSOR: Council Member Chris Riley CO 1: Mayor Pro Tem Sheryl Cole )
38. Approve a resolution requesting the City Manager prepare recommendations and provide funding strategies whereby the City of Austin may financially participate in the establishment of the Social Enterprise Complex, based on the Southwest Key Proposal and report back to Council no later than January 3, 2012.  
( Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison CO 2: Council Member Chris Riley )
39. Approve the waiver of certain fees and requirements under City Code Chapter 14-8 for the 5th annual 5K and 1K Run/Walk event sponsored by St. James Missionary Baptist Church which is to be held on Saturday, March 31, 2012 beginning and ending at St. James Missionary Baptist Church.  
( Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Laura Morrison CO 2: Council Member Kathie Tovo )
40. Approve the waiver of certain fees and requirements for the Insights Art Show and Sale event sponsored by the Volunteer Services Council of the Austin State Hospital which is to be held on Thursday, January 26, 2012 taking place at the Emma S. Barrientos Mexican American Cultural Center.  
( Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Mayor Lee Leffingwell CO 2: Council Member Chris Riley )
41. Approve the waiver of certain fees and requirements under City Code Chapter 14-8 for the 21st Annual ThunderCloud Subs Turkey Trot which is to be held on Thursday, November 24, 2011 at the Long Center for the Performing Arts.  
( Notes: SPONSOR: Council Member Chris Riley CO 1: Mayor Lee Leffingwell CO 2: Council Member Mike Martinez )
42. Authorize reimbursement of certain costs for the Becker Elementary School Fall Festival which was held Friday, October 28, 2011 at Becker Elementary School.

( Notes: SPONSOR: Council Member Kathie Tovo CO 1: Mayor Pro Tem Sheryl Cole )

43. Approve a resolution affirming City Council's intention to hold a charter amendment election in November 2012.

( Notes: SPONSOR: Council Member Laura Morrison CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member Mike Martinez )

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

44. Set a public hearing to consider proposed changes to the City Code to amend provisions relating to the City's historic preservation program, including changes to the criteria for designating historic landmarks, property tax exemptions for historic landmarks, and provisions relating to properties located within National Register and Local Historic Districts. (Suggested date and time: December 8, 2011, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).
45. Set a public hearing to consider an ordinance amending the City Code to make the Personal Services land use a permitted or conditional use in the Limited Office (LO) base zoning district. (Suggested date and time: November 10, 2011, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).

#### **Non-Consent**

#### **Morning Briefings**

46. Austin Energy Quarterly briefing.
47. Austin Resource Recovery Master Plan briefing.

#### **Executive Session**

48. Discuss legal issues relating to Austin Firefighters Association, et. al. v. City of Austin, et al.; cause no. D-1-GN-08-003824 in the 250th Judicial District Court of Travis County, Texas; (private consultation with legal counsel pursuant to Section 551.071 of the Government Code).
49. Discuss legal issues related to Open Government matters (Private consultation with legal counsel pursuant to Section 551.071 of the Government Code).
50. Discuss legal issues related to Byron Carter Sr., et al v. City of Austin et al, Cause No A-11-CA 887-LY in the U.S. District Court, Western District of Texas (private consultation with legal counsel pursuant to Section 551.071 of the Government Code)

#### **Discussion and Possible Action on Bond Sales**

51. Approve an ordinance authorizing the issuance of City of Austin, Texas, Water and Wastewater System Revenue Refunding Bonds, Series 2011, in an amount not to exceed \$240,000,000 by May 3, 2012 in accordance with the parameters set out in the ordinance, authorizing related documents, and approving related fees. These funds will be used to refund tax-exempt commercial paper and certain outstanding Water and



Wastewater Revenue Refunding Bonds, and Combined Utility System Subordinate Lien Revenue Bonds. Refunding these obligations is intended to free a significant portion of the commercial paper credit line for future borrowing needs as well as result in present value savings exceeding the City's target guideline of 4.25%.

52. Approve an ordinance authorizing the issuance of City of Austin, Texas Special Assessment Revenue Bonds, Senior Series 2011 (Indian Hills Public Improvement District), in an amount not to exceed \$ 3,500,000, and approving all related documents and fees. Related to Items # 11 and 53.
53. Approve an ordinance authorizing the issuance of City of Austin, Texas Special Assessment Revenue Bonds, Subordinate Series 2011 (Indian Hills Public Improvement District), in an amount not to exceed \$3,000,000 and approving all related documents and fees. Related to Items # 11 and 52.
54. Approve an ordinance authorizing the issuance of City of Austin, Texas Special Assessment Revenue Bonds, Senior Series 2011 (Whisper Valley Public Improvement District), in an amount not to exceed \$16,500,000, and approving all related documents and fees. Related to Items # 12 and 55.
55. Approve an ordinance authorizing the issuance of City of Austin, Texas Special Assessment Revenue Bonds, Subordinate Series 2011 (Whisper Valley Public Improvement District), in an amount not to exceed \$18,800,000, and approving all related documents and fees. Related to Items # 12 and 54.

#### **Zoning and Neighborhood Plan Amendments (Public Hearings and Possible Action)**

56. NPA-2011-0015.01 – Walnut Creek Greenbelt – Conduct a public hearing and approve an ordinance amending Ordinance No. 20021107-Z-11 of the East MLK Combined Neighborhood Plan, to change the future land use designation on the future land use map (FLUM) on property locally known as 6406 Garden View Lane (Walnut Creek Watershed) from Mixed Residential and Mixed Use to Recreation/Open Space land use. Staff Recommendation: To grant Recreation/Open Space land use on the FLUM. Planning Commission Recommendation: To be reviewed on November 8, 2011. Applicant/Owner: City of Austin, Parks and Recreation Department (Gregory Montes). City Staff: Maureen Meredith, 974-2695.
57. C14-2011-0086 – Southern Walnut Creek Hike & Bike Trail – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 6406 Garden View Drive (Walnut Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to public-neighborhood plan (P-NP) combining district zoning. Staff Recommendation: To grant public-neighborhood plan (P-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on November 8, 2011. Applicant/Owner: City of Austin, Parks and Recreation Department (Gregory Montes). City Staff: Stephen Rye, 974-7604.
58. C14-2011-0082 – Southern Walnut Creek Hike & Bike Trail – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 5702 ½ Jain Lane (Boggy Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to public-neighborhood plan (P-NP) combining district zoning. Staff Recommendation: To

grant public-neighborhood plan (P-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on November 8, 2011. Applicant/Owner: City of Austin, Parks and Recreation Department (Gregory Montes). City Staff: Stephen Rye, 974-7604.

59. NPA-2011-0016.01 – East Boggy Creek Greenbelt – Conduct a public hearing and approve an ordinance amending Ordinance No. 20030327-12 of the Govalle/Johnston Terrace Combined Neighborhood Plan, to change the future land use designation on the future land use map (FLUM) on property locally known as 5702 ½ Jain Lane (Boggy Creek Watershed) from Single Family and Civic to Recreation/Open Space land use. Staff Recommendation: To grant Recreation/Open Space land use on the FLUM. Planning Commission Recommendation: To be reviewed on November 8, 2011. Applicant/Owner: City of Austin, Parks and Recreation Department. Agent: Greg Montes, Senior Planner, Parks and Recreation Department. City Staff: Maureen Meredith, 974-2695.
60. C14-2011-0083 – Southern Walnut Creek Hike & Bike Trail – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 5200 Bolm Road and 5509-5609 Stuart Circle (Boggy Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to public-neighborhood plan (P-NP) combining district zoning. Staff Recommendation: To grant public-neighborhood plan (P-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on November 8, 2011. Applicant/Owner: City of Austin, Parks and Recreation Department (Gregory Montes). City Staff: Stephen Rye, 974-7604.
61. NPA-2011-0016.02 – East Boggy Creek Greenbelt – Conduct a public hearing and approve an ordinance amending Ordinance No. 20030327-12 of the Govalle/Johnston Terrace Combined Neighborhood Plan, to change the future land use designation on the future land use map (FLUM) on property locally known as 5509-5609 Stuart Circle (Boggy Creek Watershed) from Single Family and Water to Recreation/Open Space land use. Staff Recommendation: To grant Recreation/Open Space land use on the FLUM. Planning Commission Recommendation: To be reviewed on November 8, 2011. Applicant/Owner: City of Austin, Parks and Recreation Department (Gregory Montes). City Staff: Maureen Meredith, 974-2695.
62. C14-2011-0102 – Southern Walnut Creek Hike & Bike Trail – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2907 ½ Delwau Lane (Boggy Creek Watershed) from single family residence-standard lot (SF-2) district zoning to public (P) district zoning. Staff Recommendation: To grant public (P) district zoning. Zoning and Platting Commission Recommendation: To grant public (P) district zoning. Applicant/Owner: City of Austin, Parks and Recreation Department (Gregory Montes). City Staff: Stephen Rye, 974-7604.
63. C14-2011-0107 – Southern Walnut Creek Hike & Bike Trail – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 7112 ½ Zachary Drive (Walnut Creek Watershed) from single family residence-small lot (SF-4A) district zoning to public (P) district zoning. Staff Recommendation: To grant public (P) district zoning. Zoning and Platting Commission Recommendation: To grant public (P) district zoning. Applicant/Owner: City of Austin, Parks and Recreation Department (Gregory Montes). City Staff:

Stephen Rye, 974-7604.

64. C14-2011-0114 – Southern Walnut Creek Hike & Bike Trail – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2906 ½ Delwau Lane (Boggy Creek Watershed) from single family residence-standard lot (SF-2) district zoning to public (P) district zoning. Staff Recommendation: To grant public (P) district zoning. Zoning and Platting Commission Recommendation: To grant public (P) district zoning. Applicant/Owner: City of Austin, Parks and Recreation Department (Gregory Montes). City Staff: Stephen Rye, 974-7604.
65. C14-2011-0055 – Kessler Zoning Change – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 12502 Tomanet Trail (Walnut Creek Watershed) from single family residence-large lot (SF-1) district zoning to neighborhood office-mixed use (NO-MU) combining district zoning. Staff Recommendation: To grant neighborhood office-mixed use-conditional overlay (NO-MU-CO) combining district zoning. Zoning and Platting Commission Recommendation: To forward to City Council without a recommendation. Owner/Applicant: Illan David Kessler. City Staff: Sherri Sirwaitis, 974-3057.
66. C14-2011-0092 – Hoffman-Pauls Triangle – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 8901, 8903 and 8905 FM 969 Road (Elm Creek Watershed) from development reserve (DR) district zoning to community commercial (GR) district zoning. Staff Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning with conditions. Zoning and Platting Commission Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning with additional conditions. Owner/Applicant: Connie Hoffman. City Staff: Sherri Sirwaitis, 974-3057.
67. C14-2011-0093 – The Grove – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3707 Manchaca Road from limited office (LO) district zoning and multi-family residence-low density (MF-2) district zoning to multi-family residence-medium density (MF-3) district zoning. Staff Recommendation: To grant multi-family residence-medium density (MF-3) district zoning. Planning Commission Recommendation: To be reviewed on November 8, 2011. Applicant: FHB Forest Apartments, LP. Agent: WFA Austin (Scott Wuest). City Staff: Stephen Rye, 974-7604.
68. C14-2011-0097 – Round Rock ISD West Transportation Facility – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 15000 North FM 620 Road (Lake Creek Watershed) from development reserve (DR) district zoning to community commercial (GR) district zoning. Staff Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning. Owner/Applicant: Round Rock Independent School District (Alan Albers). Agent: Cunningham-Allen, Inc. (Jana Rice). City Staff: Sherri Sirwaitis, 974-3057.
69. C14-2011-0108 – Grandview Hills Section 9 – Conduct a public hearing and approve

an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 12701 Wilson Parke Avenue (Lake Travis Watershed) from limited office (LO) district zoning to single family residence-standard lot (SF-2) district zoning. Staff Recommendation: Pending. Zoning and Platting Commission Recommendation: This case was withdrawn by the applicant prior to the public hearing. Owner/Applicant: Wilson Parke Avenue, Ltd. (Jeremy Smitheal). Agent: Brown McCarroll (Nikelle Meade). City Staff: Sherri Sirwaitis, 974-3057.


70. C14-2011-0110 – Parmer Lane Luxury Apartments – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 5922 ½ Parmer Lane (Walnut Creek Watershed) from interim-rural residence (I-RR) district zoning to multi-family residence-moderate-high density (MF-4) district zoning. Staff Recommendation: To grant multi-family residence-moderate-high density-conditional overlay (MF-4-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant multi-family residence-moderate-high density-conditional overlay (MF-4-CO) combining district zoning. Owner/Applicant: Robinson Land Limited Partnership, Et Al (John Oscar Robinson). Agent: Bury & Partners, Inc. (Megan Wanek). City Staff: Sherri Sirwaitis, 974-3057.
71. C14-2011-0111 – Naser Rezoning – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 12030 North Lamar Boulevard (Walnut Creek Watershed) from neighborhood commercial-conditional overlay (LR-CO) combining district zoning to neighborhood commercial-conditional overlay (LR-CO) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant neighborhood commercial-conditional overlay (LR-CO) combining district zoning, to change a condition of zoning. Zoning and Platting Commission Recommendation: To be heard on November 15, 2011. Owner/Applicant: Faris Properties (Nasib Nasar). City Staff: Sherri Sirwaitis, 974-3057.


#### **Public Hearings and Possible Actions**

72. Conduct a public hearing for the full purpose annexation of the Burleson-Felter (approximately 97 acres in Travis County south of Burleson Road approximately 1,100 feet west of the intersection of Burleson Road and McKinney Falls Parkway).
73. Conduct a public hearing for the full purpose annexation of the Ribelin Ranch Preserve (approximately 542 acres in Travis County north of FM 2222 approximately 900 feet north of the intersection of FM 2222 and McNeil Drive).
74. Conduct a public hearing for the full purpose annexation of the Northridge Park Section 2 (approximately 97 acres in Travis County at the northeast corner of the intersection of Manor Road and Old Manor Road).
75. Conduct a public hearing and consider an ordinance amending City Code Sections 25-1-364 and 25-2-921 to authorize temporary pop-up retail in the Central Business District and Downtown Mixed Use zoning districts.
76. Conduct a public hearing and consider an ordinance amending Chapters 25-1 and 25-2 of the City Code to modify requirements for open space (C20-2010-020).
77. MP-2011-0003 Conduct a public hearing and consider an ordinance amending the

Austin Tomorrow Comprehensive Plan by adopting the Downtown Austin Plan, directing the City Manager to process code amendments recommended in the Downtown Austin Plan, and initiating re-zonings of properties as recommended in 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.

## Adjourn

 *The City of Austin is committed to compliance with the Americans with Disabilities Act. Reasonable modifications and equal access to communications will be provided upon request.*

 *For assistance please call 974-2210 OR 974-2445 TDD.*

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

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