

A U S T I N C I T Y C O U N C I L

AGENDA



Thursday, March 22, 2012

The Austin City Council will convene at 10:00 AM on
Thursday, March 22, 2012 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.

9:55 AM – Invocation

Rick Randall, Sr. Chaplain, APD Chaplaincy Program

10:00 AM – City Council Convenes

Consent

Approval of Minutes

1. Approve the minutes of the Austin City Council work session of March 6, 2012, special work session of March 7, 2012, regular meeting of March 8, 2012 and special called meeting of March 15, 2012.

Austin Water Utility

2. Approve Service Extension Request No. 3077 for wastewater service to 1205 Constant Springs Drive located within the Drinking Water Protection Zone and the City's 2-mile extraterritorial jurisdiction.
3. Authorize the negotiation and execution of a developer agreement with D 71, L.P. to reimburse costs to construct an oversized 24-inch water transmission main and appurtenances related to Service Extension Request No. 3046 to provide water service to the 71 Commercial development located at 4650 E. SH 71 for a total reimbursement not to exceed \$1,098,077.50.
4. Approve Service Extension Request No. 2998 for water service to the property known as the Austin Seventy One development, located at 10549 W. SH 71 located within the Drinking Water Protection Zone and the City's 2-mile extraterritorial jurisdiction.
5. Authorize the negotiation and execution of a developer agreement with Continental Homes of Texas, L.P. to reimburse costs to construct an

oversized 16-inch water line and appurtenances related to Service Extension Request No. 3025 to provide water service to the Pioneer Hill development located at 10217 Dessau Road for a total reimbursement not to exceed \$429,525.

6. Authorize the negotiation and execution of an interlocal agreement between the City of Austin and the University of Texas at Austin for water and wastewater infrastructure improvements along a portion of Robert Dedman Drive for an amount not to exceed \$235,000.

City Clerk

7. Approve an ordinance amending the Fiscal Year 2011-2012 Support Services Fund Operating Budget (Ordinance No. 20110912-005) to increase the Beginning Balance by \$2,106,620 to appropriate \$1,029,986 into the Office of the City Clerk for the May 2012 Municipal Election and decrease the Support Services Fund Ending Balance by \$1,029,986.

Contract Management

8. Authorize funding in the amount of \$4,962,835 and the negotiation and execution of amendments for the Bartholomew and West Enfield Pool Facilities Construction Work Packages and changes to the work for the Deep Eddy Pool Improvements of the PARD Aquatics Facilities Improvements Design Build Project with Design-Builder CHASCO CONSTRUCTORS, LTD., L.L.P., Round Rock, TX for a final Guaranteed Maximum Price not to exceed \$8,000,000.

(Notes: The remaining Work Package Amendments will be awarded in compliance with Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program). Construction Participation Goals for Bartholomew Construction Work Package are: 1.02% African American, 2.75% Hispanic, 0.47% Native/Asian, and 1.08% WBE; and Construction Participation Goals for West Enfield Construction Work Package are: 1.45% African American, 2.39% Hispanic, 1.01% Native/Asian, and 1.48% WBE. MBE/WBE participation to date for Preliminary Phase Services for all three pool site is: .91% African American, 14.91% Hispanic, 11.39 Native/Asian American, and 33.27 WBE. Participation to date for construction phase services currently underway at Deep Eddy is: 0.00% African American, 0.00% Hispanic, 0.49% Native/Asian American, and 1.39% WBE.)

9. Authorize execution of a construction contract with KIVA, INC., Buda, TX for the BAE Reclaimed Water Line project in the amount of \$556,670.05 plus a \$55,667.01 contingency, for a total contract amount not to exceed \$612,337.06.

(Notes: This contract will be awarded in compliance with Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) through the achievements of Good Faith Efforts with

4.30% MBE and 2.83% WBE subcontractor participation.)

10. Authorize execution of a construction contract with PRISM DEVELOPMENT, INC., (DBE/MH-81.66%), Austin, TX for ADA Ramp & Bus Stop Improvements 2012 City Wide in the amount of \$860,243.50 plus an \$86,024.35 contingency, for a total contract amount not to exceed \$946,267.85
(Notes: This contract will be awarded in compliance with the requirements of 49 CFR Part 26 (Disadvantaged Business Enterprise Program) and Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 81.66% prime and 1.78% DBE subcontractor participation.)
11. Authorize execution of a construction contract with RESTOCON CORPORATION, Houston, TX for the 2nd Street Parking Garage Waterproofing project in an amount not to exceed \$141,242.
(Notes: This contract will be awarded in compliance with Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 3.67% MBE and 4.59% WBE subcontractor participation.)
12. Authorize negotiation and execution of an amendment to the professional services agreement with COPLEY WOLFF DESIGN GROUP, Boston, MA, for design services on the Second Street District Streetscape Improvement Project, in the amount of \$389,556 for a total contract amount not to exceed \$2,068,976.
(Notes: This contract will be awarded in compliance with Chapter 2-9B of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) with 4.72% MBE and 7.58% WBE subconsultant participation to date.)
13. Authorize negotiation and execution of an amendment to the professional services agreement with ATKINS NORTH AMERICA INC, Austin, Texas, for engineering services for Loop 360 Area Water Improvements Project in the amount of \$20,616.43, for a total contract amount not to exceed \$3,286,307.75.
(Notes: This contract will be awarded in compliance with Chapter 2-9B of the City Code (Minority Owned and Woman Owned Business Enterprise Procurement Program) with 3.94% MBE and 31.40% WBE subconsultant participation to date.)
14. Authorize negotiation and execution of an amendment to the professional services agreement with CP&Y, INC., Austin, TX, for engineering services for the Walnut Creek Wastewater Treatment Plant (WWTP) Water Resource Initiative (WRI) Tank Assessment & Repairs and High Service Pump Station Improvements project in the amount of \$405,865, for a total contract amount not to exceed \$857,171.
(Notes: This contract will be awarded in compliance with Chapter 2-9B of

the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) with 19.70% MBE and 22.76% WBE subcontractor participation to date.)

15. Authorize execution of change order #11 to the construction contract with TEXAS STERLING CONSTRUCTION CO., San Antonio, TX for the Shoal Creek Allandale Storm Drain Improvement Project in the amount of \$410,198.60 for a total contract amount not to exceed \$6,732,461.65.
(Notes: This contract will be awarded in compliance with Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) with 18.31% MBE and 1.94% WBE subcontractor participation to date.)
16. Authorize negotiation and execution of an amendment to the professional services agreement with CARTER DESIGN ASSOCIATES, INC.
(MBE/FB- 60%), Austin, Texas, for architectural and engineering services for George Washington Carver Historic Museum Interior Renovation in the amount of \$11,000, for a total contract amount not to exceed \$1,222,194.
(Notes: This contract will be awarded in compliance with Chapter 2-9B of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) with 30.3% MBE Prime and 11.76% MBE and 16.76%WBE subconsultant participation to date.)
17. Authorize execution of a construction contract with QUEST CIVIL CONSTRUCTORS TEXAS, LLC, Phoenix, AZ for the Govalle Tunnel Centralized Odor Control Phase I and II project in the amount of \$3,903,422 plus a \$195,171.10 contingency, for a total contract amount not to exceed \$4,098,593.10.
(Notes: This contract will be awarded in compliance with Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 10.16% MBE and 2.32% WBE subcontractor participation.)

Economic Growth and Redevelopment Services

18. Authorize negotiation and execution of a design and commission agreement with The Art Guys – John A. Massing and Michael Galbreth, Ken Dawson Little, Anthony Thompson Shumate and Gary Sweeney for artwork for the Lady Bird Lake Boardwalk Trail, in an amount not to exceed \$264,000.

Health and Human Services

19. Approve an ordinance amending City Code Chapter 3-6 to provide for the relocation of wild or abandoned bees that do not threaten human or animal health or interfere with the normal use or enjoyment of public or private property.
20. Authorize negotiation and execution of an amendment to the social services

contract with RIVER CITY YOUTH FOUNDATION for an additional six-month term beginning April 1, 2012 through September 30, 2012, in a total amount not to exceed \$73,000, for a total contract amount not to exceed \$410,493.

21. Authorize negotiation and execution of an interlocal agreement with TRAVIS COUNTY HEALTHCARE DISTRICT dba CENTRAL HEALTH, to assist the Health and Human Services Department fulfill its Community Transformation Grant federal initiative to implement evidence-based policy, systems, environmental, programmatic and infrastructure changes that address tobacco-free living, active living and healthy eating, increased use of high impact quality clinical preventive services, social and emotional wellness, and healthy and safe physical environments, for a one-year term beginning September 30, 2011, in an amount not to exceed \$70,000, with four annual options to renew, in an amount not to exceed \$70,000 per annual renewal option, for a total contract amount not to exceed \$350,000.
22. Approve appointment of PHILIP P. HUANG, M.D., M.P.H. as Health Authority and designation of PAUL HINCHEY, M.D., BIRCH DUKE KIMBROUGH, M.D., and JOSE G. CABANAS, M.D., each individually, as an Alternate Health Authority for Austin/Travis County Health and Human Services Department effective April 1, 2012.
23. Approve negotiation and execution of Amendment No 1 to a social service Interlocal Cooperation Agreement with the Austin Travis County Mental Health Mental Retardation Center d.b.a. "Austin Travis County Integral Care" (ATCIC) to continue to provide mental health support services for a (6) six -month term beginning April 1, 2012 through September 30, 2012 in an the amount not to exceed \$840,580.
24. Approve an ordinance amending the Fiscal Year 2011-2012 General Fund Budget Stabilization Reserve Fund (Ordinance No. 20110912-005) by reducing the fund balance in the amount of \$840,580; and amending the General Fund Health and Human Services Operating Budget (Ordinance No. 20110912-005) by increasing appropriations in the amount of \$840,580 to increase funding for Social Services contracts for Austin Travis County Integral Care.

Law

25. Approve an ordinance amending City Code Chapter 11-1, correcting a clerical error, and relating to the determination of tax exemption amounts for historic landmarks.
26. Authorize negotiation and execution of an amendment to the legal services agreement with Brown McCarroll, LLP, to provide legal services related to Texas Campaign for the Environment v. LCRA, 4:11-CV-00791, In the U.S.

District Court for the Southern District of Texas, Houston Division, to increase funding in the amount of \$ 50,000, for a total contract amount not to exceed \$259,550

27. Authorize negotiation and execution of an amendment to the professional services agreement with John Hall Public Affairs, in connection with Texas Campaign for the Environment v. LCRA, 4:11-CV-00791, In the U.S. District Court for the Southern District of Texas, Houston Division, relating to the Fayette Power Plant, to increase funding in the amount of \$60,000, for a total contract amount not to exceed \$233,000.

Parks and Recreation

28. Approve a resolution declaring the City of Austin's official intent to reimburse itself from Certificates of Obligation in the amount of \$700,000 for improvements to the Williams Morris Golf Course. Related to item #29.
(Notes:)
29. Approve an Ordinance amending the Fiscal Year 2011-2012 Parks and Recreation Department Capital Budget (Ordinance No. 20110912-006) to appropriate \$700,000 for the Morris Williams Golf Course. Related to item #28.
30. Approve two temporary designated smoking areas at Auditorium Shores for March 30 and 31, 2012, for the Austin Urban Music Festival in accordance with Section 10-6-3 of the City Code.

Planning and Development Review

31. Approve second and third readings of an ordinance that adopts a consent agreement for the Pilot Knob Municipal Utility District 1 ("MUD"); the consent agreement will be conditioned on the approval of an ordinance that adopts a strategic partnership agreement between the City and the MUD.
32. Approve second and third readings of an ordinance that adopts a consent agreement for the Pilot Knob Municipal Utility District 2 ("MUD"); the consent agreement will be conditioned on the approval of an ordinance that adopts a strategic partnership agreement between the City and the MUD.
33. Approve second and third readings of an ordinance that adopts a consent agreement for the Pilot Knob Municipal Utility District 3 ("MUD"); the consent agreement will be conditioned on the approval of an ordinance that adopts a strategic partnership agreement between the City and the MUD.
34. Approve second and third readings of an ordinance that adopts a consent agreement for the Pilot Knob Municipal Utility District 4 ("MUD"); the consent agreement will be conditioned on the approval of an ordinance that adopts a strategic partnership agreement between the City and the MUD.

35. Approve second and third readings of an ordinance that adopts a consent agreement for the Pilot Knob Municipal Utility District 5 (“MUD”); the consent agreement will be conditioned on the approval of an ordinance that adopts a strategic partnership agreement between the City and the MUD.
36. Approve second and third readings of an ordinance that adopts a consent agreement for the Southeast Travis County Municipal Utility District 1 (“MUD”); the consent agreement will be conditioned on the approval of an ordinance that adopts a strategic partnership agreement between the City and the MUD subject to adoption of an ordinance approving a strategic partnership agreement between the City and the MUD.
37. Approve second and third readings of an ordinance that adopts a consent agreement for the Southeast Travis County Municipal Utility District 2 (“MUD”); the consent agreement will be conditioned on the approval of an ordinance that adopts a strategic partnership agreement between the City and the MUD.
38. Approve second and third readings of an ordinance that adopts a consent agreement for the Southeast Travis County Municipal Utility District 3 (“MUD”); the consent agreement will be conditioned on the approval of an ordinance that adopts a strategic partnership agreement between the City and the MUD.
39. Approve second and third readings of an ordinance that adopts a consent agreement for the Southeast Travis County Municipal Utility District 4 (“MUD”); the consent agreement will be conditioned on the approval of an ordinance that adopts a strategic partnership agreement between the City and the MUD.
40. Approve execution of an interlocal agreement with the Austin Independent School District for the City of Austin's Historic Preservation Office to provide AISD with evaluation, analysis, and recommendations on properties applying for a historic tax abatement.

Police

41. Approve a resolution to apply for and accept \$84,945 in grant funding from the State of Texas, Governor’s Office, Criminal Justice Division to implement the Austin Police Department project entitled APD Juvenile Gang Prevention and Intervention Coordination Project. Related to item # 42.
(Notes:)
42. Approve an ordinance accepting \$84,945 in grant funds from the State of Texas, Office of Governor, Criminal Justice Division; and amending the Fiscal Year 2011-2012 Police Department Operating Budget Special Revenue

Fund (Ordinance No. 20110912-005) to appropriate \$84,945 for the Austin Police Department project entitled APD Juvenile Gang Prevention and Intervention Coordination Project. Related to item # 41.

(Notes:)

Purchasing Office

43. Authorize award and execution of a 12-month service contract with CLEANSERVE, INC., to provide cleaning, televising and point repair of sanitary sewer collection system pipes for the Austin Water Utility in the downtown area in an estimated amount not to exceed \$362,750, with two 12-month extension options in an estimated amount not to exceed \$362,750 per extension option, for a total estimated contract amount not to exceed \$1,088,250; and with PIPELINE VIDEO INSPECTION & CLEANING, to provide cleaning, televising and point repair of sanitary sewer collection systems pipes for the Austin Water Utility in city wide areas outside downtown in an estimated amount not to exceed \$394,920, with two 12-month extension options in an estimated amount not to exceed \$394,920 per extension option, for a total estimated contract amount not to exceed \$1,184,760.

(Notes: This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.)

44. Authorize award and execution of a 24-month requirements supply agreement with EXCELLANCE OPTO. INC., for LED pedestrian traffic signal heads with countdown display & LED pedestrian signal modules for the Transportation Department, in an amount not to exceed \$499,500 with three 12-month extension options in an amount not to exceed \$249,750 for each option, for a total contract amount not to exceed \$1,248,750.

(Notes: This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.)

45. Authorize award and execution of a 36-month requirements service contract with ALAMO DOOR SYSTEMS OF TEXAS, INC., for overhead door maintenance and repair for various city facilities in an estimated amount not to exceed \$1,200,000 with three 12-month extension options in an estimated amount not to exceed \$450,000 for the first extension option; \$500,000 for the second extension option, and \$550,000 for the third extension option, for a total estimated contract amount not to exceed \$2,700,000.

(Notes: This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.)

46. Authorize award and execution of a 36-month requirements service contract with KOETTER FIRE PROTECTION, INC., for fire panel maintenance and services for the Austin Water Utility at the Waller Creek Plaza in an estimated amount not to exceed \$110,160, with three 12-month extension options in an estimated amount not to exceed \$36,720 per extension option, for a total estimated contract amount not to exceed \$220,320.
(Notes: This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.)
47. Authorize award and execution of a 36-month requirement supply contract for schedule 40 PVC brass and/or iron fittings for the Austin Water Utility to be used in water services installations and repairs with ROMAR SUPPLY, INC. in an amount not to exceed \$62,241 with three 12-month extension options in an amount not to exceed \$20,747 per extension option, for a total contract amount not to exceed \$124,482; MUNICIPAL WATER WORKS in an amount not to exceed \$81,708 with three 12-month extension options in an amount not to exceed \$27,236 per extension option, for a total contract amount not to exceed \$163,416; and with FERGUSON ENTERPRISES, in an amount not to exceed \$20,223 with three 12-month extension options in an amount not to exceed \$6,741 per extension option, for a total contract amount not to exceed \$40,446.
(Notes: This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.)
48. Authorize award and execution of a 36-month requirement supply contract with MUNICIPAL WATER WORKS SUPPLY for inserts and couplings for the Austin Water Utility to be used in water services installations and repairs in an amount not to exceed \$66,129, with three 12-month extension options in amounts not to exceed \$22,043 per extension option, for a total agreement amount not to exceed \$132,258.
(Notes: This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.)
49. Authorize award and execution of a 36-month requirements service contract with HEARTLAND SERVICES, INC., to provide repair services for rugged laptop computers that are used in public safety vehicles for Wireless Communication Services in an estimated amount not to exceed \$105,000 with three 12-month extension options in an amount not to exceed \$35,000 per option, for a total estimated contract amount not to exceed \$210,000.
(Notes: This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified;

therefore no goals were established for this solicitation.)

50. Authorize award and execution of a 24-month requirements service agreement contract with TRIPLE-D SECURITY, or one of the other qualified bidders for IFB-BV No. JSD0211, to provide armored car services at various City locations in an estimated amount not to exceed \$171,438 with two 12-month extension options in an amount not to exceed \$92,200 for the first extension option, and \$96,810 for the second extension option, for a total contract amount not to exceed \$360,448.
(Notes: This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.)
51. Authorize award and execution of a 24-month requirements supply contract with POWELL ELECTRICAL SYSTEMS, INC. for the purchase of 15kV Arc-Resistant Switchgear for Austin Energy in an estimated amount not to exceed \$12,347,692, with two 24-month extension options in an estimated amount not to exceed \$12,347,692 per extension option, for a total estimated contract amount not to exceed \$37,043,076.
(Notes: This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.)
52. Authorize award and execution of a 48-month requirements supply agreement with TEXAS MULTIPLE AWARD SCHEDULE (TXMAS), TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD) or any other cooperative purchasing organization contracts available within the State of Texas and authorized by the Austin City Council for the purchase of automotive tires for Fleet Services and Aviation in an amount not to exceed \$6,602,640.
(Notes: This Cooperative Purchase is exempt from the MBE/WBE Ordinance. This exemption is in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract.)
53. Authorize award, negotiation, and execution of a 12-month requirements service contract with OSISOFT LLC for the purchase of additional licenses and maintenance and support services for process integration software for Austin Energy in an estimated amount not to exceed \$127,711, with four 12-month extension options in an estimated amount not to exceed \$79,330 per extension option, for a total estimated contract amount not to exceed \$445,031.
54. Authorize award and execution of a contract with PRIESTER-MELL & NICHOLSON INC for the purchase of voltage regulators for Austin Energy

in an amount not to exceed \$88,694.

(Notes: This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

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55. Authorize award and execution of a six 6-month service contract with TEXAS LAWN & LANDSCAPE SERVICES, or one of the other qualified bidders for IFB-BV No. CB30066, to provide grounds maintenance mowing service for the Parks and Recreation Department's Zones 7 and 10, in amounts not exceed \$26,982 respectively with four 12-month extension options in estimated amounts not to exceed \$53,956 per extension option, for total estimated contract amounts not to exceed \$242,806.

(Notes: This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.)

56. Authorize award, negotiation, and execution of a 36-month requirements service contract with JP Morgan Chase, or one of the other qualified offerors to RFP No. JSD0111, for depository services in an estimated amount not to exceed \$624,777, with two 12-month extension options in estimated amounts not to exceed \$230,364 for the first option, and \$308,507 for the second extension option, for a total estimated contract amount not to exceed \$1,163,648.

(Notes: This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.)

57. Authorize award and execution of a 24-month requirements service contract with AMERICAN FACILITY SERVICES, or one of the other qualified bidders for IFB-BV No. KDW0070, to provide janitorial services at various Austin Energy locations in an estimated amount not to exceed \$1,057,024, with three 12 month extension options in an estimated amount not to exceed \$581,363 for the first extension option, \$634,214 for the second extension option and \$687,066 for the third extension option, for a total estimated contract amount not to exceed \$2,959,667.

(Notes: This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.)

Transportation

58. Approve third reading of an ordinance amending Ordinance No. 20070517-064 that awarded a taxicab franchise to Lone Star Cab Company to allow additional taxicab permits, and deleting Part 4 of Ordinance No. 20070517-064 relating to taxicab franchise owner requirements; and discuss the annual calculation of necessary franchise permits, also known as the "formula".
59. Approve third reading of an ordinance amending Ordinance No. 20100527-047 that renewed a taxicab franchise to Austin Cab Company to allow additional taxicab permits; and discuss the annual calculation of necessary franchise permits, also known as the "formula".
60. Authorize negotiation and execution of a 12-month interlocal agreement in the amount of \$15,000 between the City of Austin and the Capital Area Council of Governments to provide funding and extend the City's involvement in clean air programs.

Item(s) from Council

61. Approve appointments and certain related waivers to citizen boards and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members.
62. Approve an ordinance waiving certain fees and requirements for the HONK!TX event which is to be held March 23 - 25, 2012 at the Adams-Hemphill Park and Republic Square Park; and declaring an emergency.
(Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member Mike Martinez CO 2: Council Member Laura Morrison)
63. Approve an ordinance waiving certain fees for the Austin Conference of Minority Transportation Officials (COMTO) Chapter meeting which is to be held Wednesday, March 28, 2012 at Emma S. Barrientos Mexican American Cultural Center.
(Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Chris Riley)
64. Approve the waiver of certain fees under City Code Chapter 14-8 for the Cesar Chavez "Si Se Puede!" March sponsored by People Organized in Defense of Earth and her Resources (PODER) which is to be held Saturday, March 31, 2012 beginning at 1105 East Cesar Chavez Street and ending at Austin City Hall.
(Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Chris Riley CO 2: Council Member Kathie Tovo)
65. Approve a resolution directing the City Manager to prepare a budget amendment for the April 5, 2012 Council Meeting transferring \$250,000 from the Budget Stabilization Reserve Fund to the Health and Human Services Department Budget and begin negotiations with Southwest Key Programs to establish contracting principles and performance measures so

that funds can be allocated as quickly as possible.

(Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison)

66. Approve an ordinance directing the City Manager to implement a pilot Street Patio at 609 Congress Avenue.

(Notes: SPONSOR: Council Member Chris Riley CO 1: Mayor Pro Tem Sheryl Cole)

67. Approve a resolution directing the City Manager to make recommendations on a long-term Street Patio program.

(Notes: SPONSOR: Council Member Chris Riley CO 1: Mayor Pro Tem Sheryl Cole)

Item(s) to Set Public Hearing(s)

68. Set a public hearing to receive citizen input on the community's needs for the purpose of developing the City of Austin's Fiscal Year 2012-2013 Action Plan and the Community Development 2012-2013 Program, as required by the U.S. Department of Housing and Urban Development and Texas Local Government Code, Chapter 373. (Suggested date and time: April 5, 2012, 4:00 p.m., at Austin City Hall, 301 W. Second Street, Austin, TX.).

Non-Consent

10:30 AM - Morning Briefings

69. Green Water Treatment Plant Master Development Agreement briefing.

12:00 PM - Citizen Communications: General

Rae Nadler-Olenick - Water Fluoridation

Walt Olenick - Water fluoridation

Helen Varty - Mabel Davis Dog Park

Librado Almanza - Cesar Chavez March 3-31-12 assemble @ Terrazas Library 10 AM

Susana Almanza - Celebrate Cesar Chavez birthday, Saturday, March 31st at 10:30 am, at Terrazas Library - 1105 E. Cesar Chavez street. Cesar Chavez march to City Hall

Matthew Sturtevant - Mabel Davis

CAROLANNEROSE KENNEDY - ODE 2 LESLIE : FIRE and RAIN and APRILice 2012 and HIPPAcrapLAW

Jeannette Heindel - The off leash dog park, Mabel Davis

Clay Dafoe - To be announced

Daniel White - The flowers that bloom in the spring

Executive Session

70. Discuss legal issues related to Reagan National Advertising of Austin, Inc. v. City of Austin, Cause No. D-1-GN-10-003379; In the 250th Judicial District of Travis County, Texas (Private consultation with legal counsel pursuant to Section 551.071 of the Government Code)
71. Discuss legal issues related to Open Government matters (Private consultation with legal counsel pursuant to Section 551.071 of the Government code).

2:00 PM - Zoning Ordinances / Restrictive Covenants (HEARINGS CLOSED)

72. C14-2011-0158 – Ethos Riverside – Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2117-2129 and 2209-2225 Maxwell Lane (Carson Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to townhouse and condominium-neighborhood plan (SF-6-CO-NP) combining district zoning with conditions. First Reading approved with conditions on March 1, 2012. Vote: 6-0, Council Member Tovo recused herself. Applicant: Marbella Development, LP (Mitchell Kalogridis). Agent: Granite Development Services (Keith Parkan). City Staff: Stephen Rye, 974-7604.

2:00 PM - Zoning and Neighborhood Plan Amendments (Public Hearings and Possible Action)

73. NPA-2011-0023.01 – 6500 Manor Road – Approve second/third readings of an ordinance amending Ordinance No. 20070809-55, the University Hills/Windsor Park 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 6500 and 6502 Manor Road (Little Walnut Creek Watershed) from Office land use to Commercial land use. On February 2, 2012, Neighborhood Mixed Use land use was approved on First Reading. Vote: 5-2, Council Members Morrison and Tovo voted nay. Owner/Applicant: Kennie and Mildred Sneed. City Staff: Maureen Meredith, 974-2695.
74. C14-2011-0087 – 6500 Manor Road – Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 6500 and 6502 Manor Road (Little Walnut Creek

Watershed) from limited office-neighborhood plan (LO-NP) combining district zoning to general commercial services-neighborhood plan (CS-NP) combining district zoning. On February 2, 2012, LR-MU-CO-NP district zoning was approved on First Reading. Vote: 5-2, Council Members Morrison and Tovo voted nay. Owner/Applicant: Sneed Realtors (Mildred and Kennie Sneed). City Staff: Wendy Rhoades, 974-7719. A valid petition has been filed in opposition to this rezoning request.

75. C14-2011-0169 – CSK Austin – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 7016 East Ben White Boulevard Westbound (Carson Creek Watershed) from limited industrial service-neighborhood plan (LI-NP) combining district zoning and general commercial services-neighborhood plan (CS-NP) combining district zoning to general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning. Staff Recommendation: To grant general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning. Planning Commission Recommendation: To grant general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning. Applicant: CSK Partners, LLC (Chris Whitt). Agent: Garrett-Ihnen Civil Engineers (Steve Ihnen). City Staff: Stephen Rye, 974-7604.
76. C14-79-074(RCT) – CSK Austin RCT1 – Conduct a public hearing to approve a restrictive covenant termination for the property locally known as 7016 East Ben White Boulevard Westbound (Carson Creek Watershed). Staff Recommendation: To grant the restrictive covenant termination. Planning Commission Recommendation: To grant the restrictive covenant termination. Applicant: CSK Partners, LLC (Chris Whitt). Agent: Garrett-Ihnen Civil Engineers (Steve Ihnen). City Staff: Stephen Rye, 974-7604.
77. C14-79-285(RCT) – CSK Austin RCT2 – Conduct a public hearing to approve a restrictive covenant termination for the property locally known as 7016 East Ben White Boulevard Westbound (Carson Creek Watershed). Staff Recommendation: To grant the restrictive covenant termination. Planning Commission Recommendation: To grant the restrictive covenant termination. Applicant: CSK Partners, LLC (Chris Whitt). Agent: Garrett-Ihnen Civil Engineers (Steve Ihnen). City Staff: Stephen Rye, 974-7604.
78. C14-04-0181.SH(RCA) – Shire's Court – Conduct a public hearing to approve a restrictive covenant amendment for the property locally known as 1910 1/2 Wickshire Lane (Country Club East Watershed). Staff Recommendation: To deny the restrictive covenant amendment. Planning Commission Recommendation: To be reviewed on April 12, 2012. Applicant: Shire's Court, Ltd. (David Mahn). Agent: Benchmark Development (Myra Goepp). City Staff: Stephen Rye, 974-7604.
79. C14-2011-0016 - Helms Condominiums - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by

rezoning properly locally known as 201 East 34th Street (Waller Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to single family residence-small lot-neighborhood plan (SF-4A-NP) combining district zoning. Staff Recommendation: To grant single family residence-small lot-neighborhood plan (SF-4A-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on April 10, 2012. Applicant/Agent Farzad Bozogrmehr City Staff Clark Patterson, 974-7691.

80. C14-2011-0157 – Animal Allergy Center – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2207 Lake Austin Boulevard (Town Lake Watershed) from neighborhood office-neighborhood plan (NO-NP) combining district zoning to neighborhood commercial-neighborhood plan (LR-NP) combining district zoning. Staff Recommendation: To grant neighborhood commercial-conditional overlay-neighborhood plan (LR-CO-NP) combining district zoning. Planning Commission Recommendation: To grant neighborhood commercial-conditional overlay-neighborhood plan (LR-CO-NP) combining district zoning. Applicant: Minerva, Ltd. (Doug Kadison). Agent: Animal Allergy Center (Patrick Nichols, DVM). City Staff: Clark Patterson, 974-7691.
81. C14-2011-0163 – 3106 Fallwell Lane – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 3106 Fallwell Lane (Colorado River Watershed) from interim-single family residence (I-SF-2) district zoning to community commercial (GR) district zoning. Staff Recommendation: To deny community commercial (GR) district zoning. Zoning and Platting Commission Recommendation: To deny community commercial (GR) district zoning. Owner/Applicant: Gustavo Aldama; Oscar Aldama. Agent: Austin Civil Engineering (Brent Hammond). City Staff: Wendy Rhoades, 974-7719.
82. C14-2011-0103 – IBC Mueller View – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1206, 1208, 1210, 1212, 1216 and 1218 East 51st Street (Tannehill Branch Watershed) from community commercial-mixed use-vertical mixed use building- conditional overlay-neighborhood plan (GR-MU-V-CO-NP) combining district zoning to community commercial-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (GR-MU-V-CO-NP) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant community commercial-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (GR-MU-V-CO-NP) combining district zoning to community commercial-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (GR-MU-V-CO-NP) combining district zoning, to change a condition of zoning. Planning Commission Recommendation: To grant community commercial-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (GR-MU-

V-CO-NP) combining district zoning to community commercial-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (GR-MU-V-CO-NP) combining district zoning, to change a condition of zoning. Applicant: Tommie Bernal, Gary & Doyle Valdez, Larry Bartling, Thomas McDonald, Mueller View, L.P. & Austin Gay and Lesbian International Film Festival. Agent: Graves, Dougherty, Hearon & Moody, P.C. (Peter Cesaro). City Staff: Clark Patterson, 974-7691.

83. C14-2012-0001 – 9215 South 1st Street Zoning – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 9215 South 1st Street (Slaughter Creek Watershed) from community commercial-conditional overlay (GR-CO) combining 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: Slaughter SF, Ltd. (Chris Ellis). Agent: Slaughter SF, Ltd. (Will Marsh). City Staff: Wendy Rhoades, 974-7719.
84. C14-2012-0006 – Eco-9 – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 9511 North FM 620 Road (Bull Creek Watershed) from public-conditional overlay (P-CO) combining district, general office-conditional overlay (GO-CO) combining district and rural residence district (RR) district zoning to community commercial-mixed use-conditional overlay (GR-MU-CO) combining zoning district 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 be reviewed on March 20, 2012. Owner/Applicant: ECO Resources. Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Sherri Sirwaitis, 974-3057.
85. C14-2012-0007 – D K Ranch Project – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 10711 D-K Ranch Road (Bull Creek Watershed) from interim-rural residence (I-RR) district zoning to single family residence-standard lot (SF-2) district zoning. Staff Recommendation: To grant single family residence-standard lot (SF-2) district zoning. Zoning and Platting Commission Recommendation: To grant single family residence-standard lot (SF-2) district zoning. Owner/Applicant: Jae Park and Kil Woo Park. City Staff: Sherri Sirwaitis, 974-3057.
86. C14-2012-0009 – 11711 North Lamar Re-Zoning – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 11711 North Lamar Boulevard (Walnut Creek Watershed) from limited office (LO) district zoning to limited office-mixed use (LO-MU) combining district zoning. Staff

Recommendation: To grant limited office-mixed use-conditional overlay (LO-MU-CO) combining district zoning. Zoning and Platting Commission
Recommendation: To grant limited office-mixed use-conditional overlay (LO-MU-CO) combining district zoning. Owner/Applicant: Griffin Engineering Group, Inc. (Gregory Griffin). City Staff: Sherri Sirwaitis, 974-3057.

87. C14-2012-0020 - Lamar/Manchaca Mixed Use - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2807 Manchaca Road (West Bouldin Creek Watershed; Barton Creek Watershed-Barton Springs Zone) from community commercial (GR) district zoning to community commercial-conditional overlay (GR-CO) combining district zoning. Staff
Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning. Planning Commission
Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning. Applicant: City of Austin Planning and Development Review Department. City Staff: Stephen Rye, 974-7604.

4:00 PM - Public Hearings and Possible Actions

88. Conduct a public hearing and consider an ordinance to amend the regulating plan for the North Burnet/Gateway Zoning District to allow the continuation of certain industrial and commercial uses in an area of the neighborhood residential and neighborhood mixed use subdistricts until redevelopment requiring a site plan occurs.
89. Conduct a public hearing and consider an ordinance creating an economic development program with APPLE INC. and authorizing the negotiation and execution of an Economic Development Agreement with APPLE INC.

5:30 PM - Live Music

Bobby Whitlock

5:30 PM - Proclamations

Proclamation -- Vietnam Veterans Day -- to be presented by Mayor Lee Leffingwell and to be accepted by John Miterko

Proclamation -- International Year of the Co-op -- to be presented by Mayor Lee Leffingwell and to be accepted by Kate Vickery

Proclamation -- Money Box Cap 2K 10th Annual Open Water Race & Pledge Swim -- to be presented by Council Member Laura Morrison and to be accepted by Dr. Keith Bell


Certificates of Congratulations -- 2012 GTOPs (Grant for Technology


Opportunities Program) Grant Winners -- to be presented by Council Member Laura Morrison and to be accepted by the honorees

Proclamation -- Diabetes Alert Day -- to be presented by Council Member Laura Morrison and to be accepted by Jane Koble

Proclamation -- Autism Awareness Month -- to be presented by Council Member William Spelman and to be accepted by Traci Whitney and Max Whitney

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.*

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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.