

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

# AGENDA



**Thursday, April 26, 2012**

The Austin City Council will convene at 10:00 AM on  
Thursday, April 26, 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**

Rev. Cathy Norman, Church of Scientology

## **10:00 AM – City Council Convenes**

### **Consent**

#### **Approval of Minutes**

1. Approve the minutes of the Austin City Council work session of April 10, 2012, regular meeting of April 12, 2012 and special called meeting of April 14, 2012.

#### **Austin Energy**

2. Approve issuance of a rebate to Northland Investment Corporation for performing duct diagnostics and improvements at Madison at Stone Creek Apartments in an amount not to exceed \$79,473.

#### **City Clerk**

3. Approve an ordinance repealing and replacing Exhibits A through E of Ordinance No. 20111007-001 calling the May 12, 2012 Municipal Election to adopt changes to election day polling place locations, early voting locations, and election personnel.

#### **Contract Management**

4. Authorize execution of a construction contract with MUNIZ CONCRETE & CONTRACTING INC., (MBE/MH 78.85%) for the 2012 Miscellaneous Bridge Maintenance Project in an amount of \$387,854.00 plus a \$38,785.40 contingency for a total contract amount not to exceed \$426,639.40.

( 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 78.85% prime participation and 6.87% WBE subcontractor participation. )

5. Authorize execution of a construction contract with MID-STATE PLUMBING, INC., (WBE/FW 44.91%), for ABIA Information Systems Building Fire Protection Improvements in the amount of \$498,000 plus a \$49,800 contingency, for a total contract amount not to exceed \$547,800.  
( 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 4.07% MBE and 7.15% WBE subcontractor participation. )
6. Authorize execution of a construction contract with the BARR CO., for the ABIA Terminal HVAC Improvements in the amount of \$1,169,518 plus a \$116,952 contingency, for a total contract amount not to exceed \$1,286,470.  
( 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 8.07% MBE and 1.30% WBE subcontractor participation. )
7. Authorize execution of a construction contract with LANDMARK STRUCTURES I, L.P., for the Northwest C Pump Station and Elevated Storage Tank at Anderson Mill Project in the amount of \$8,184,000 plus an \$818,400 contingency, for a total contract amount not to exceed \$9,002,400.  
( 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 0.33% MBE and 1.62% WBE subcontractor participation. )
8. Authorize execution of change order #6 to the construction contract with TEXAS STERLING CONSTRUCTION, CO., for the West Campus Water and Wastewater Improvements – Area 5 in the amount of \$100,000.00 plus a contingency of \$20,000 for a total contract amount not to exceed \$4,496,872.00.  
( 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 9.74% MBE and 0.00% WBE subcontractor participation to date. )
9. Authorize negotiation and execution of an amendment to the professional services agreement with THE BROUSSARD GROUP, INC., dba TBG Partners, a Texas Corporation, for design services for the Parks and Recreation Department for the redevelopment of the Trailhead at Auditorium Shores in the amount of \$121,834, for a total contract amount not to exceed \$2,222,076.  
( Notes: This contract was awarded in compliance with Chapter 2-9B of the

City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) with 11.61% MBE and 8.15% WBE subcontractor participation to date. )

10. Authorize negotiation and execution of a professional services agreement with BROWN & GAY ENGINEERS, INC. or one of the other qualified responders to RFQ Solicitation No. CLMP107, to provide Professional Services for the Traffic Signal Retiming Analysis – Off Peak project with an amount not to exceed \$200,000.
11. Authorize execution of a construction contract with G. HYATT CONSTRUCTION, INC., for renovation of Pickfair Pocket Park and Recreation Center in the amount of \$289,000, plus a contingency of \$57,800, for an amount not to exceed \$346,800.  
( 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 6.29% MBE and 0.67%WBE subcontractor participation. )

#### **Economic Growth and Redevelopment Services**

12. Authorize negotiation and execution of a design and commission agreement with Sharon Engelstein for artwork for the 2nd Street Bridge and Extension (Shoal Creek to West Avenue) in an amount not to exceed \$166,000.

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

13. Authorize negotiation and execution of a 30-month contract with FRONT STEPS, INC. to provide permanent supportive housing services beginning April 1, 2012, in an amount not to exceed \$376,409, with two twelve-month extension options in the amount of \$100,000 per extension option for a total contract amount not to exceed \$576,409.
14. Approve an ordinance authorizing acceptance of \$532,113 in grant funds from the TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS, COMMUNITY SERVICES BLOCK GRANT, and amending the Fiscal Year 2011-2012 Health and Human Services Operating Budget Special Revenue Fund (Ordinance No. 20110912-005) to appropriate \$532,113 for the delivery of basic needs, case management, employment support and preventive health services to low-income residents.

#### **Human Resources**

15. Approve an ordinance authorizing acceptance of \$163,704 in grant funds from the United States Department of Housing and Urban Development, Fair Housing Act; and amending the Fiscal Year 2011-2012 Human Resources Department Operating Budget Special Revenue Fund (Ordinance No. 20110912-005) to appropriate \$163,704 to provide additional funding to

investigate and settle complaints of discrimination in housing.

#### **Law**

16. Approve an ordinance amending City Code Chapter 2-5 relating to council meeting procedures and declaring an emergency.
17. Authorize negotiation and execution of an amendment to the legal services agreement with Smith, Robertson, Elliot, Glen, Klein & Douglass, LLP, to finalize negotiations and draft the lease agreement regarding airport land for commercial and retail purposes, by increasing funding in the amount of \$25,000, for a total contract amount not to exceed \$75,000.
18. Authorize negotiation and execution of bond counsel legal services agreements with the following firms (or one of the other qualified responders); Fulbright & Jaworski, LLP; Bracewell & Guiliani, LLP; McCall, Parkhurst & Horton, LLP; Andrews Kurth, LLP, for the bond counsel services for the City for a period of 3 years, with an option to extend for an additional 2 years.  
( Notes: As set forth in Chapter 2-9B of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) no subcontracting opportunities were determined for these contracts therefore no goals were established. )

#### **Neighborhood Housing and Community Development**

19. Approve a resolution adopting a Substantial Amendment to the City's Fiscal Year 2011-2012 Action Plan and 2011-2012 Community Development Program as required by state and federal law.
20. Approve an ordinance authorizing acceptance of up to \$250,000 in grant funds from the United States Department of Health and Human Services, Administration for Children and Families, Assets for Independence Demonstration Program; and amending the Fiscal Year 2011-2012 Neighborhood Housing and Community Development Office Operating Budget Special Revenue Fund (Ordinance No. 20110912-005) to appropriate up to \$250,000 to establish a City of Austin Individual Development Accounts program to assist low-income persons achieve financial stability.

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

21. Authorize negotiation and execution of an amendment to the temporary license agreement between the City of Austin and Austin Pets Alive relating to Austin Pets Alive's use of the Town Lake Animal Center located at 1156 W. Cesar Chavez, Austin, Texas.

#### **Parks and Recreation**

22. Authorize a one-time exemption to City Code 10-6-2, which prohibits smoking in City parks, by approving two Temporary Designated Smoking Areas, one at Auditorium Shores and one at Republic Square Park, for April 27-29, 2012, for the Austin Food and Wine Festival.
23. Authorize a one-time exemption to City Code §10-6-2, which prohibits smoking in City parks, by authorizing a Temporary Designated Smoking Area at Pease District Park for April 28, 2012, for Eeyore's Birthday Party.
24. Approve an ordinance amending the Fiscal Year 2011-2012 Parks and Recreation Department Capital Budget (Ordinance No. 20110912-006) to appropriate \$306,800 in Parkland Dedication Fees for the renovation of Wooldridge Square.

### **Planning and Development Review**

25. Approve a resolution authorizing the issuance by North Austin Municipal Utility District ("District") of Unlimited Tax and Revenue Bonds, Series 2012, in an amount not to exceed \$11,360,000; and approving a substantial draft of the District's Bond Resolution and the Preliminary Official Statement.

### **Police**

26. Approve a resolution authorizing the application for \$762,242 in grant funding from the Texas Automobile Burglary and Theft Prevention Authority, to implement the Austin Police Department project entitled APD Auto Burglary and Theft Interdiction Project.

### **Purchasing Office**

27. Authorize award and execution of a 24-month requirements supply contract with BADGER METER, INC., for the purchase of water meters for the Austin Water Utility to be installed within the water distribution system in an estimated amount not to exceed \$244,166, with two 12-month extension options in and estimated amount not to exceed \$140,396, per extension option, for a total estimated contract amount not to exceed \$524,958. ( 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. )
28. Authorize award and execution of a 36-month requirement supply contract with BRENTAG SOUTHWEST, INC., for sodium carbonate for the Austin Water Utility to be used at the package plants for water softening in an estimated amount not to exceed \$32,400 with three 12-month extension options in an estimated amount not to exceed \$10,800 per extension option, for a total estimated contract amount not to exceed \$64,800.

( 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. )

29. Authorize Amendment No. 6 to a contract with SUMMUS INDUSTRIES, INC., (MBE/MB) for a Microsoft Enterprise License Agreement to add \$203,079 for a Department of Information Resources (DIR) contract increase, \$506,840 for additional requested Microsoft products for the current fiscal year, and \$2,557,979 in contingency spending authority for annual license true up for the remaining four years of the contract period, for a total amendment amount not to exceed \$3,267,898, for a total contract amount not to exceed \$18,865,334.
30. Authorize award, negotiation, and execution of a 12-month contract through the State of Texas Department of Information Resources cooperative purchasing program with VERDTEK, LLC (MBE/FH) for security staffing services to assist with responding to public information requests, to supplement staff for implementation of the Enterprise Security Access System, for design and engineering related to the implementation of the NetMotion Wireless product for network security and to perform security audits in an estimated amount not to exceed \$430,000.  
( Notes: This Cooperative Purchase is exempt from the MBE/WBE Ordinance. This exemption is in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract. )
31. Authorize award and execution of Amendment No. 2 to a contract through the Cooperative Purchasing Network (TCPN) with GRAINGER, INC., for industrial supplies and equipment to increase the current contract period in an estimated amount not to exceed \$1,400,000, and increase extension options three and four in estimated amounts not to exceed \$3,149,250 and \$3,212,235 respectively, for a revised total estimated contract amount not to exceed \$11,558,361.  
( 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. )
32. Authorize award and execution of a 24-month requirements supply agreement with A.W. CHESTERTON/ CHESTERTON TEXAS, for SXCF grease to lubricate rollers and seals for the Austin Water Utility in an estimated amount not to exceed \$100,486, with two 12-month extension options in an estimated amount not to exceed \$50,243 per extension option, for a total estimated contract amount not to exceed \$200,972.  
( 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. )

33. Authorize award and execution of a 24-month requirements supply agreement with AOC WELDING SUPPLY, for liquid sulfur dioxide for the Austin Water Utility in an estimated amount not to exceed \$338,800, with two 12-month month extension options in an estimated amount not to exceed \$169,400 per extension option, for a total estimated contract amount not to exceed \$677,600.

( 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. )

34. Authorize award and execution of a 24-month requirements supply agreement with SHANNON CHEMICAL CORP., for liquid phosphate for the Austin Water Utility to treat drinking water at the treatment plants in an estimated amount not to exceed \$1,222,640, with two 12-month month extension options in an estimated amount not to exceed \$611,320 per extension option, for a total estimated contract amount not to exceed \$2,445,280.

( 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. )

35. Authorize award and execution of a contract through the Texas Multiple Award Schedule with ALL BUSINESS MACHINES, INC. for the purchase of a gas chromatograph and a mass spectrometer for the Austin Police Department to be used in the identification of narcotic substances in an amount not to exceed \$88,383.94.

( 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. )

36. Authorize award and execution of a 24-month service requirements contract with KEEP AUSTIN BEAUTIFUL (KAB), or one of the other qualified bidders for IFB-BV No SDC0173, to provide educational services for youth in grades kindergarten through the 12th, introducing students to Zero Waste concepts including reuse, recycling and composting for the Austin Resource Recovery Department, in an estimated amount not to exceed \$274,890, with four 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 \$674,890.

( 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. )

37. Authorize award, negotiation, and execution of 12-month requirements service contract with SECURITY DESIGN, INC. dba EO INTEGRATED SYSTEMS, INC. for airport security system software and hardware maintenance, support services, and training at the Austin-Bergstrom International Airport in an estimated amount not to exceed \$105,000, with three 12-month extension options in an estimated amount not to exceed \$109,000, \$113,200, and \$118,000 respectively, for a total estimated contract amount not to exceed \$445,200.  
( 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. )
38. Authorize award and execution of a 36-month requirements service agreement with DENVER KOKEL TOWING, for towing services for the Public Works Department in an estimated amount not to exceed \$814,500 with three 12-month extension options in an estimated amount not to exceed \$271,500 for each option, for a total estimated contract amount not to exceed \$1,629,000.  
( 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. )
39. Authorize award and execution of a contract through The Cooperative Purchasing Network (TCPN) Contract, with AUDIO VISUAL INNOVATIONS, INC., for the purchase and installation of audio and video equipment, and a one year maintenance warranty, to provide audio and visual recordings at various meetings conducted at the Waller Creek Center by the Austin Water Utility, in an amount not to exceed \$146,560.  
( 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. )
40. Authorize award and execution of a 60-month requirements contract to provide passenger boarding bridge maintenance support and repair parts in an estimated amount not to exceed \$1,000,000; and authorize award and execution of a contract for the purchase and installation of 24 loading bridge preconditioned air units in an estimated amount not to exceed \$1,825,367, with JBT AEROTECH/JETWAYS SYSTEMS for the Aviation Department. JBT AeroTech/Jetway Systems is the sole source provider for these products.  
( 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. )

41. Authorize award and execution of a 36-month requirement service contract for vehicle cleaning and washing services for the Fleet Services Department with H2O CAR EXPRESS, LLC, in an estimated amount not to exceed \$393,120 with three 12-month extension options in an estimated amount not to exceed \$186,624 for the first extension option, \$223,949 for the second extension option, and \$268,739 for the third extension option, for a total estimated contract amount not to exceed \$1,072,432.  
( 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. )
42. Authorize award, negotiation, and execution of a contract with EMA INC., for the purchase of software, implementation and training of the Maximo Work Order and Maintenance Management System in Public Works Street & Bridge Operations in an estimated amount not to exceed \$1,551,860.  
( 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) by meeting the goals with 6.13% MBE and 3.85% WBE subcontractor participation. )
43. Authorize award and execution of a contract with OSHKOSH CORPORATION to provide an aircraft rescue and fire fighting vehicle in an amount not to exceed \$711,320.  
( 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. )
44. Authorize award and execution of 36–month requirements service contract with each vendor: ASPLUNDH TREE EXPERT CO. and WRIGHT TREE SERVICE, INC. for distribution utility line clearance services in an estimated amount not to exceed \$48,000,000 combined, with two 12-month extension options in an estimated amount not to exceed \$16,000,000 per extension option combined, for a total estimated contract amount not to exceed \$80,000,000 combined.  
( 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) by meeting the goals with 7.07% MBE and 1.57% WBE subcontractor participation for Asplundh; and through the achievements of good faith efforts with 1.40% MBE and 0.16% WBE subcontractor participation for Wright. )
45. Authorize award and execution of a 36–month requirements service contract

with ASPLUNDH TREE EXPERT CO. for transmission utility line clearance services in an estimated amount not to exceed \$6,000,000, with two 12-month extension options in an estimated amount not to exceed \$2,000,000 per extension option, for a total estimated contract amount not to exceed \$10,000,000.

( 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) through the achievements of Good faith Efforts with 9.28% MBE and 5.72% WBE subcontractor participation. )

46. Authorize award and execution of a 24-month requirements supply contract with OLDCASTLE APG TEXAS, INC. DBA CUSTOM CRETE for the purchase of ready-mix concrete for use by Austin Energy for electrical installation and maintenance projects in an estimated amount not to exceed \$1,166,560, with three 12-month extension options in an estimated amount not to exceed \$583,280 per extension option, for a total estimated contract amount not to exceed \$2,916,400.

( 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. )

47. Authorize award, negotiation, and execution of Amendment No. 3 to the contract with SCHNEIDER ELECTRIC USA, INC., dba SQUARE D COMPANY, to expand the existing Energy Profiler Online (EPO) web portal to include the Load Curtailment module for Austin Energy and increase the contract in an estimated amount not to exceed \$109,000 for the current option and in an estimated amount not to exceed \$25,800 for each of the three remaining options, for a total estimated contract amount not to exceed \$861,484.

( 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 Amendments to three contracts with AMERICAN FACILITY SERVICES to allow for the continuation of janitorial services for Austin Energy at various locations on a month-to-month basis for a maximum of 12 months, and to increase the current contracts in estimated amounts not to exceed \$352,200, \$110,200, and \$141,000, for total revised estimated contract amounts not to exceed \$1,987,948, \$613,861, and \$686,008.

( 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. )

49. Authorize award and execution of Amendment No. 2 to a requirements

service contract with THE EDWARDS FIRM, for court reporting services for administrative hearings and civil service proceedings for the Law Department to add funds for the second 12-month extension option in an estimated amount not to exceed \$30,000, with one additional 12-month extension option in an estimated amount not to exceed \$30,000, for a total estimated revised contract amount not to exceed \$180,000.

( Notes: The Cooperative Purchase is exempt from the MBE/WBE Ordinance. This exemption is in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract. )

50. Authorize negotiation and execution of an Interlocal Agreement with the NATIONAL JOINT POWERS ALLIANCE, a public corporation and agency, to allow the City of Austin to participate in this agency's cooperative purchasing program to purchase various types of goods and services offered on contracts available to the City.

( Notes: This Cooperative Purchase is exempt from the MBE/WBE Ordinance. This exemption is in compliance with Chapter 2-9C of the City Code (Minority –Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract. )

51. Authorize award and execution of a 26-month requirements supply contract through NATIONAL JOINT POWERS ALLIANCE (NJPA) Contract Purchasing Program with STAPLES CONTRACT & COMMERCIAL, INC., for purchase of office supplies in an estimated amount not to exceed \$5,750,000.

( Notes: This Cooperative Purchase is exempt from the MBE/WBE Ordinance. This exemption is in compliance with Chapter 2-9C of the City Code (Minority –Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract. )

52. Authorize award and execution of a contract through the US Communities Government Purchasing Alliance with KOMPAN, INC., for the purchase and installation of playground and outdoor exercise equipment for the Parks and Recreation Department at Gus Garcia Recreation Center in an amount not to exceed \$167,628.98

( 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 and execution of a 12-month requirements supply contract with CAPITOL SCIENTIFIC, INC. for laboratory chemicals and supplies to be used in the operation of Austin Energy Lab Services in an estimated

amount not to exceed \$40,000, with four 12-month extension options in an estimated amount not to exceed \$40,000 per extension option, for a total estimated contract amount not to exceed \$200,000.

( 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. )

54. Authorize award, negotiation, and execution of a 12-month requirements supply and service agreement with BRAZOS TECHNOLOGY, or one of the other qualified offerors to RFP No. MSO0052REBID, for Phase I of a project to provide electronic citation software, hardware, and hosting services for the Austin Police Department in an estimated amount not to exceed \$742,855.

( 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). Although no goals were established for this solicitation, 1.80% MBE and 1.20% WBE subcontractor participation has been met. )

55. Authorize award and execution of Amendment No. 1 to add the fourth and fifth year of funding for two lease agreements through the Texas Cooperative Purchasing Network (TCPN) with XEROX CORPORATION, to provide for the lease of multi-function document imaging machines for the Parks and Recreation at various locations in estimated amounts not to exceed \$35,059 and \$35,371, for revised total estimated contract amounts not to exceed \$87,647 and \$111,772.

( Notes: The 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. )

56. Authorize award and execution of a 36-month interlocal agreement with THE UNIVERSITY OF TEXAS, PROFESSIONAL DEVELOPMENT CENTER (UTPDC), to develop and deliver training to small business owners in an amount not to exceed \$470,250 with two additional 12 month extension options in an amount not to exceed \$156,750, for a total agreement amount not to exceed \$783,750.

( Notes: This Interlocal Agreement is exempt from the MBE/WBE Ordinance. This exemption is in compliance with Chapter 2-9C of the City Code (Minority –Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract. )

57. Authorize award and execution of a 36-month requirements service contract with for RUSH TRUCK CENTER OF TEXAS, LP dba RUSH TRUCK CENTER-AUSTIN to provide parts and repair services for medium and

heavy duty UD trucks for the Fleet Services Department in an amount not to exceed \$363,360 with three 12-month extension options in estimated amounts not to exceed \$172,072 for the first extension option, \$206,287 for the second extension option, and \$247,344 for the third extension option, for a total estimated contract amount not to exceed \$989,063.

( 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. )

58. Authorize award, negotiation, and execution of a 60-month services agreement through the State of Texas Department of Information Resources cooperative purchasing program with INSIGHT NETWORKING, for SMARTnet network maintenance for the City's Local and Wide Area Networks in an estimated amount not to exceed \$5,059,321.

( Notes: This Cooperative Purchase is exempt from the MBE/WBE Ordinance. This exemption is in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract. )

59. Authorize award, negotiation and execution of four six-month contracts, each with two 12-month extension options, with TLI ENVIRONMENTAL, WATSON CONSOLIDATED, SISK-ROBB INCORPORATED and VALDEZ REMODELING & WEATHERIZATION, or one of the other qualified offerors to RFP No. 20120123RFP-LBRG, for the LeadSmart Program, for an estimated amount not to exceed \$650,000 each and combined with two 12-month extension options in an estimated amount not to exceed \$1,100,000 for the first option, and \$386,800 for the second option, each and combined, for a total estimated contract amount not to exceed \$2,136,800, each and combined.

( Notes: This contract will be awarded in compliance with Chapter 2-9 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. )

### **Telecommunications and Regulatory Affairs**

60. Approve an ordinance suspending the effective date of CenterPoint Energy's proposed Gas Reliability Infrastructure Program interim customer charge.

### **Transportation**

61. Approve an ordinance amending Section 12-4-64(D) of the City Code to add a portion of West Gate Boulevard to the table of streets having a maximum speed limit of 35 mph; and adding a portion of West Gate Boulevard and Kentish Drive to the table of streets as having a maximum speed limit of 20 mph at certain times for students attending Cowan Elementary School; and

to provide emergency passage.

62. Approve conceptual design for Phase I of the IH 35 / 51st Street interchange improvements to the IH 35 Northbound Frontage Road from Barbara Jordan Boulevard to 53rd Street.
63. Approve an ordinance amending City Code Section 13-2-3 to require compliance with Chapter 13 of the City Code regardless of pick-up location; adding a new subsection (B) to City Code Section 13-2-103 regarding chauffeur permit requirements; amending City Code Section 13-2-202 relating to limousine vehicle requirements; amending City Code Section 13-2-203 increasing the limousine minimum fare; and amending City Code Section 13-2-204 relating to limousine trip ticket requirements.
64. 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".
65. 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".

#### **Item(s) from Council**

66. Approve appointments and certain related waivers to citizen boards and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members.
67. Approve an ordinance encouraging support of the Lemonade Day Austin 2012 event on Sunday, May 6, 2012 taking place City-wide, waiving the requirement and fees for a temporary food permit under City Code Chapter 10-3 and waiving the requirement and fees for a license agreement under City Code Chapter 14-11.  
( Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Council Member Chris Riley CO 2: Mayor Pro Tem Sheryl Cole )
68. Approve an ordinance placing a charter amendment on the November 2012 ballot to move the City's general election date from May to November.  
( Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Council Member Mike Martinez CO 2: Council Member Chris Riley )
69. Approve an ordinance for the November 2012 ballot to provide for the appointment of the City Attorney by the City Council.  
( Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Council Member Mike Martinez CO 2: Council Member Laura Morrison )

70. Approve an ordinance waiving certain fees and requirements for the Let's Go Govalle Fest fundraiser sponsored by the East Austin Conservancy which is to be held on Saturday, May 19, 2012 at Govalle Park.  
( Notes: SPONSOR: Council Member Mike Martinez CO 1: Mayor Pro Tem Sheryl Cole )
71. Approve an ordinance reimbursing certain fees to Latinitas for the Fotos de Mi Alma annual fundraiser event which was held on Thursday, March 29, 2012 at the Emma S. Barrientos Mexican American Cultural Center.  
( Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison CO 2: Council Member Kathie Tovo )
72. Approve an ordinance waiving certain fees and requirements for the Giving Austin Labor Support (GALS) fundraising event which is to be held on Friday, June 1, 2012 at the Emma S. Barrientos Mexican American Cultural Center.  
( Notes: SPONSOR: Council Member Mike Martinez CO 1: Mayor Lee Leffingwell CO 2: Council Member Laura Morrison )
73. Approve a resolution directing the City Manager to provide recommendations for a comprehensive air quality ordinance to control and abate air pollution and emissions of air contaminants, an enforcement mechanism, an implementation timeline, and any necessary funding requirements needed to ensure proper implementation; to consult with stakeholder groups; and to make his recommendations, including a draft ordinance, to the City Council by August 16, 2012.  
( Notes: SPONSOR: Council Member William Spelman CO 1: Mayor Lee Leffingwell CO 2: Council Member Laura Morrison )
74. Approve a resolution initiating an amendment to the City Code to reduce or eliminate minimum parking requirements in the CBD.  
( Notes: SPONSOR: Council Member Chris Riley CO 1: Mayor Pro Tem Sheryl Cole )
75. Approve a resolution in support of a shared-use bicycle and pedestrian facility in the MoPac corridor in conjunction with the managed lanes project.  
( Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member William Spelman )
76. Approve a resolution directing the city manager to work with city staff and the Urban Forestry Board to develop a pilot program using the Urban Forest Replenishment Fund to identify, maintain, and preserve prominent trees along transit corridors and in the urban core.  
( Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member William Spelman CO 2: Council Member Kathie Tovo )
77. Approve a resolution directing the City Manager to include bicycle detours

within the scope of work for certain capital improvement projects that affect bicycle routes and multi-use trails.

( Notes: SPONSOR: Council Member Chris Riley CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member William Spelman )

78. Approve an ordinance reimbursing certain fees for the Casa Marianella event which was held on Thursday, March 29, 2012 at the Fiesta Gardens.

( Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Kathie Tovo CO 2: Council Member Chris Riley )

79. Approve a resolution establishing an advisory task force on drawing geographical districts for city council elections and directing the city auditor to initiate a process of selection and appointment.

( Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member William Spelman )

80. Approve a resolution endorsing the East 51st Vision Plan in principle and directing the City Manager to bring forward a list of potential action items to implement its recommendations.

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

81. Approve a resolution creating the Austin Local Solar Advisory Committee and directing the City Manager to negotiate and execute a Memorandum of Understanding with Pecan Street Inc. to provide committee support.

( Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Chris Riley CO 2: Council Member William Spelman )

82. Approve a resolution directing the City Manager to assess implementation of bicycle parking at City sponsored events.

( Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member Mike Martinez CO 2: Mayor Lee Leffingwell )

83. Approve an ordinance waiving certain fees and requirements for the 3rd annual Barton Springs Pool Treeathlon event which is to be held on Saturday, April 28, 2012 at Barton Springs Pool.

( Notes: SPONSOR: Council Member Kathie Tovo CO 1: Council Member Chris Riley CO 2: Council Member Laura Morrison )

84. Approve an ordinance to achieve the recommendation of the Charter Revision Committee regarding expanding the jurisdiction of the Ethics Review Commission to include campaign finance violations.

( Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Kathie Tovo CO 2: Council Member Mike Martinez )

85. Approve an ordinance to achieve the recommendation of the Charter Revision Committee regarding requiring special reporting of campaign contributions made in the last 9 days before an election.

( Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Kathie Tovo CO 2: Council Member Mike Martinez )

86. Approve an ordinance to achieve the recommendation of the Charter Revision Committee regarding enhancing reporting of independent expenditures in City elections.  
( Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Kathie Tovo CO 2: Council Member Mike Martinez )
87. Approve an ordinance to achieve the recommendation of the Charter Revision Committee regarding creating a campaign finance database.  
( Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Kathie Tovo CO 2: Council Member Mike Martinez )
88. Approve an ordinance to achieve the recommendation of the Charter Revision Committee regarding enhancing required reporting regarding bundlers of campaign contributions and creating limits on the amounts of campaign contributions that may be bundled by lobbyists.  
( Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Kathie Tovo CO 2: Council Member Mike Martinez )

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

89. Set a public hearing to consider adoption of the Imagine Austin Comprehensive Plan. (Suggested date and time: May 24, 2012, at 4:00 p.m. at Austin City Hall, 301 West Second Street, Austin, TX).
90. Set a public hearing regarding Texas Gas Service's proposal to increase customer gas rates. (Suggested date and time: May 24, 2012, 4:00 p.m. at City Hall; 301 W. Second Street, Austin, TX).
91. Set a public hearing regarding Atmos Energy Corporation's proposal to increase customer rates. (Suggested date and time: May 24, 2012, 4:00 p.m. at City Hall, 301 W. Second Street, Austin, TX).
92. Set a public hearing to be conducted in accordance with Section 26.001 of the Texas Parks and Wildlife Code to consider a resolution authorizing the use of approximately 4,455 square feet of land for permanent drainage and 4,713 square feet for temporary workspace, staging and spoils storage site area in connection with the construction, use, maintenance, repair and replacement of a storm drain and appurtenances for the South Shore Storm Drain Improvement Project, which is located on dedicated parkland known as International Shores at Town Lake. (Suggested date and time: May 24, 2012 at 4:00 pm, at City Hall, 301 W. Second Street, Austin, TX.)
93. Set a public hearing to consider a resolution regarding a request by Speedy Shop Food Store #407, located at 1320 E Oltorf St., for a waiver from the distance requirement of City Code Section 4-9-4(A) which requires a

minimum of 300 feet between a business that sells alcoholic beverages and a public school. (Suggested date and time: May 24, 2012, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX)

94. Set a public hearing to consider a resolution regarding a request by Speedy Shop Food Store #409, located at 6707 Cameron Rd., for a waiver from the distance requirement of City Code Section 4-9-4(A) which requires a minimum of 300 feet between a business that sells alcoholic beverages and a public school. (Suggested date and time: May 24, 2012, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX)

## **Non-Consent**

### **10:30 AM - Morning Briefings**

95. Briefing on the draft Imagine Austin Comprehensive Plan.
96. Recommendations from the Leadership Committee on Permanent Supportive Housing Finance.

### **12:00 PM - Citizen Communications: General**

Michael Perez- Apple coming to Austin

Aaron Rochlen- Downtown family residents

Eliza May- Geographic Representation for Council Elections

Kathy Vale- Austinites for Geographic Representation 10:1

Leslie Aisenman- General City issues

Jose Quintero- Contact teams under the law of City of Austin

James O'Brien- Importance of dialogue

Dennis Paddie- The condition of the downtown library. It has been appropriated by the Homeless and they have the support of the librarian

Drew Williamson- Chief Acevedo and the Austin Police Department

Paul Robbins- City Issues

### **Executive Session**

97. Discuss legal issues related to Open Government matters (private consultation with legal counsel pursuant to Section 551.071 of the Government Code).

98. Discuss potential acquisition of land for park purposes along Lady Bird Lake.  
(Real Property - Section 551.072)

**2:00 PM - Briefing on Planned Unit Development Assessments**

99. CD-2011-0010 - Development Assessment of Covered Bridge Planned Unit Development, located at S.H. 71 West and Covered Bridge Road, within Williamson Creek Watershed - Barton Springs Zone

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

100. NP-2011-0029 – St. John/Coronado Hills Combined Neighborhood Plan – Approve second/third readings of an ordinance amending the Austin Tomorrow Comprehensive Plan by adopting the St. John/Coronado Hills Combined Neighborhood Plan, generally bounded by U.S. Highway 183 on the north, U.S. Highway 290 on the southeast, and Middle Fiskville Road to East Huntland Drive to Twin Crest Drive to East Croslin Street and generally along the lot line to U.S. Highway 183 on the west (Buttermilk Branch Watershed, Fort Branch Watershed, Tannehill Branch Watershed, Little Walnut Creek Watershed). First Reading for all tracts except Tracts 108, 113 and 114 approved on March 1, 2012. Vote: 7-0. First Reading for Tracts 108 and 114 approved on April 5, 2012. Vote: 7-0. First Reading for Tract 113 approved on April 5, 2012. Vote: 6-1, Council Member Tovo voted nay. Applicant and Agent: City of Austin, Planning and Development Review Department. City Staff: Dee Dee Quinnelly, 974-2976; Greg Dutton, 974-3509.
101. C14-2011-0115 – St. John Neighborhood Planning Area Rezoning – Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as the St. John Neighborhood Planning Area, generally bounded by U.S. Highway 183 to the north, Cameron Road to the east, U.S. Highway 290 to the south and Middle Fiskville Road to East Huntland Drive to Twin Crest Drive to East Croslin Street and generally along the lot line to U.S. Highway 183 to the west (Buttermilk Branch Watershed, Fort Branch Watershed, Tannehill Branch Watershed). The proposed zoning changes will create a Neighborhood Plan Combining District (NPCD) covering the entire area. The proposed zoning changes also implement the land use recommendations of the St. John/Coronado Hills Combined Neighborhood Plan, NP-2011-0029, on 58 tracts of land (273.6 acres). Under the proposed St. John NPCD, the following design tools are proposed to be applied area-wide: front porch setback. The following special use option is proposed to be applied area-wide: small-lot amnesty, cottage lot, urban home, secondary apartment, corner store. Other special use options proposed to be applied on a parcel specific basis include: residential infill and neighborhood urban center. The following affordable housing special use options are proposed to be applied area-wide: single

family residence-standard lot (SF-2) district or single family residence (SF-3) district, duplex residential use, secondary apartment special use. Other special use options that could be approved by City Council include: neighborhood mixed-use building. The following infill options will be applied to Tracts R, S, T, U and V: residential infill. The following infill options will be applied to Tracts A, B, C, D, E, F, G, H, I, J, K, L, M, N, O, P and Q: neighborhood urban center. In addition, mobile food establishment restrictions are proposed area-wide. The City Council may approve a zoning change to any of the following: rural residence (RR) district zoning; single family residence-large lot (SF-1) district zoning; single family residence-standard lot (SF-2) district zoning; family residence (SF-3) district zoning; single family residence-small lot (SF-4A) district zoning; single family residence-condominium site (SF-4B) district zoning; urban family residence (SF-5) district zoning; townhouse & condominium residence (SF-6) district zoning; multi-family residence limited density (MF-1) district zoning; multi-family residence-low density (MF-2) district zoning; multi-family residence-medium density (MF-3) district zoning; multi-family residence-moderate-high density (MF-4) district zoning; multi-family residence-high density (MF-5) district zoning; multifamily residence-highest density (MF-6) district zoning; mobile home residence (MH) district zoning; neighborhood office (NO) district zoning; limited office (LO) district zoning; general office (GO) district zoning; community recreation (CR) district zoning, neighborhood commercial (LR) district zoning; community commercial (GR) district zoning; warehouse/limited office (W/LO) district zoning; general commercial services (CS) district zoning; commercial-liquor sales (CS-1) district zoning; commercial highway (CH) district zoning; industrial park (IP) district zoning; limited industrial service (LI) district zoning; major industry (MI) district zoning and public (P) district zoning. A Conditional Overlay (CO), Mixed Use Combining District Overlay (MU), Vertical Mixed Use Building (V), or Neighborhood Plan Combining District (NP) may also be added to these zoning base districts. First Reading approved on March 1, 2012. Vote: 7-0. Agent: Planning and Development Review Department. City Staff: Dee Dee Quinnelly, 974-2976; Greg Dutton, 974-3509; Wendy Rhoades, 974-7719.

102. C14-2011-0116 – Coronado Hills Neighborhood Planning Area Rezoning – Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as the Coronado Hills Neighborhood Planning Area, generally bounded by U.S. Highway 183 on the north, U.S. Highway 290 on the southeast and Cameron Road on the west (Buttermilk Branch Watershed, Fort Branch Watershed, Little Walnut Creek Watershed). The proposed zoning changes will create a Neighborhood Plan Combining District (NPCD) covering the entire area. The proposed zoning changes also implement the land use recommendations of the St. John/Coronado Hills Combined Neighborhood Plan, NP-2011-0029, on 16 tracts of land (78.8 acres). Under the proposed Coronado Hills NPCD, the following design tools will be

applied area-wide: parking placement and impervious cover restrictions, garage placement, and front porch setback. The following special use option is proposed to be applied area-wide: small-lot amnesty. Other special use options proposed to be applied on a parcel specific basis include: residential infill, and neighborhood urban center. The following special use options will be applied in a subdistrict: cottage lot, and urban home. The subdistrict is generally bounded by Coronado Hills Drive and the lot line (includes TCAD parcel 230586) to the north, U.S. Highway 290 to the south, Creekside Drive to the east, and Cameron Road to the west. Other special use options that could be approved by City Council include secondary apartment, corner store, and neighborhood mixed-use building. The following infill options will be applied to Tracts Y, Z, and AA: residential infill. The following infill options will be applied to Tracts W and X: neighborhood urban center. In addition, mobile food establishment restrictions are proposed area-wide. The City Council may approve a zoning change to any of the following: rural residence (RR) district zoning; single family residence-large lot (SF-1) district zoning; single family residence standard lot (SF-2) district zoning; family residence (SF-3) district zoning; single family residence-small lot (SF-4A) district zoning; single family residence-condominium site (SF-4B) district zoning; urban family residence (SF-5) district zoning; townhouse & condominium residence (SF-6) district zoning; multi-family residence-limited density (MF-1) district zoning; multifamily residence-low density (MF-2) district zoning; multi-family residence medium density (MF-3) district zoning; multi-family residence moderate-high density (MF-4) district zoning; multi-family residence-high density (MF-5) district zoning; multi-family residence-highest density (MF-6) district zoning; mobile home residence (MH) district zoning; neighborhood office (NO) district zoning; limited office (LO) district zoning; general office (GO) district zoning; community recreation (CR) district zoning; neighborhood commercial (LR) district zoning; community commercial (GR) district zoning; warehouse/limited office (W/LO) district zoning; general commercial services (CS) district zoning; commercial-liquor sales (CS-1) district zoning; commercial highway (CH) district zoning; industrial park (IP) district zoning; limited industrial service (LI) district zoning; major industry (MI) district zoning and public (P) district zoning. A Conditional Overlay (CO), Mixed Use Combining District Overlay (MU), Vertical Mixed Use Building (V), or Neighborhood Plan Combining District (NP) may also be added to these zoning base districts. First Reading for all tracts except Tracts 108, 113 and 114 approved on March 1, 2012. Vote: 7-0. First Reading for Tracts 108 and 114 approved on April 5, 2012. Vote: 7-0. First Reading for Tract 113 approved on April 5, 2012. Vote: 6-1, Council Member Tovo voted nay. Applicant: City of Austin. Agent: Planning and Development Review Department. City Staff: Dee Dee Quinnelly, 974-2976; Greg Dutton, 974-3509; Wendy Rhoades, 974-7719. A valid petition has been filed by the property owner in opposition to Tract 108 of this rezoning request.

103. C14-2011-0111 – Naser Rezoning – Approve second/third readings of 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. First Reading: Approved December 8, 2011. Vote: (6-0, Council Member Cole-off the dais). Owner/Applicant: Faris Properties (Nasib Nasar). City Staff: Sherri Sirwaitis, 974-3057.

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

104. NPA-2012-0025.01 – 4806 ½ Trail West Drive (Estates of Travis Country) – Conduct a public hearing and approve an ordinance amending Ordinance No. 20081211-096, the Oak Hill Combined Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 4806 ½ Trail West Drive (Barton Creek Watershed - Barton Springs Zone) from Civic to Single Family land use. Staff Recommendation: To grant the change in the FLUM to Single Family land use. Planning Commission Recommendation: To be reviewed on May 8, 2012. Owner: Austin Independent School District (Paul Turner). Applicant: Independent Realty, L.L.C. (Nick Dean and Misha Spiridonov). Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Maureen Meredith, 974-2695.
105. C14-2012-0016 – Estates of Travis Country – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 4806 ½ Trail West Drive (Barton Creek Watershed - Barton Springs Zone) from public-neighborhood plan (P-NP) combining district to single family residence-standard lot-neighborhood plan (SF-2-NP) combining district zoning. Staff Recommendation: To grant single family residence-standard lot-neighborhood plan (SF-2-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on May 8, 2012. Applicant: Austin Independent School District (Paul Turner). Agent: Independent Realty (Nicholas Dean). City Staff: Clark Patterson, 974-7691.
106. C14-84-361(RCT) – Tillery Street – Conduct a public hearing and approve a restrictive covenant termination for property locally known as 2200 Tillery Street (Boggy Creek Watershed, Tannehill Branch Watershed) to terminate a Restrictive Covenant as it relates to certain uses and development standards. Staff Recommendation: To grant the Restrictive Covenant termination. Planning Commission Recommendation: To grant the Restrictive Covenant termination. Owner/Applicant: DCR III Mortgage, Sub I, LLC (Lance B. Amano). Agent: Richard H. Crank. City Staff: Sherri Sirwaitis, 974-3057.
107. C14-2011-0088 – Tillery Street – Conduct a public hearing and approve an

ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2200 Tillery Street (Boggy Creek Watershed, Tannehill Branch Watershed) from limited office-mixed use-neighborhood plan (LO-MU-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-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To grant general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning, with conditions. Owner/Applicant: DCR III Mortgage, Sub I, LLC (Lance B. Amano). Agent: Richard H. Crank. City Staff: Sherri Sirwaitis, 974-3057.

108. C14-2011-0160 – Capital City Salvage (L.K.Q.) – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 7600-7900 South Congress Avenue (South Boggy Creek Watershed) from development reserve (DR) district zoning to limited industrial service (LI) district zoning. Staff Recommendation: To grant limited industrial service-conditional overlay (LI-CO) combining district zoning, with conditions. Zoning and Platting Commission Recommendation: To deny limited industrial service-conditional overlay (LI-CO) district zoning, with conditions. Owner/Applicant: RDO Properties, LLC (Rob Ormand). Agent: Enabler Design Group (DeVon Wood). City Staff: Wendy Rhoades, 974-7719.
109. C14-2011-0131 – West 34th St. Redevelopment, Tract “A” – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 800 & 808 W. 34th Street (Shoal Creek Watershed, Waller Creek Watershed) from limited office-neighborhood plan (LO-NP) combining district zoning to general office-neighborhood plan (GO-NP) combining district zoning. Staff Recommendation: To grant general office-conditional overlay-neighborhood plan (GO-CO-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on May, 22, 2012. Applicant: REIT Management & Research, L.L.C. (Richard Stilovich). Agent: McCann Adams Studio (Jana McCann). City Staff: Clark Patterson, 974-7691.
110. C14-2011-0132 – West 34th St. Redevelopment, Tract “B” – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3316 Grandview Street (Shoal creek Watershed, Waller Creek Watershed) from limited office-neighborhood plan (LO-NP) combining district zoning to general office-neighborhood plan (GO-NP) combining district zoning. Staff Recommendation: To grant general office-conditional overlay-neighborhood plan (GO-CO-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on May, 22, 2012. Applicant: REIT Management & Research, L.L.C. (Richard Stilovich).

Agent: McCann Adams Studio (Jana McCann). City Staff: Clark Patterson, 974-7691.

111. C14-2011-0133 – West 34th St. Redevelopment, Tract “C” – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 801 W. 34th Street (Shoal Creek Watershed, Waller Creek Watershed) from limited office-neighborhood plan (LO-NP) combining district zoning to general office-neighborhood plan (GO-NP) combining district zoning. Staff Recommendation: To grant general office-conditional overlay-neighborhood plan (GO-CO-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on May, 22, 2012. Applicant: REIT Management & Research, L.L.C. (Richard Stilovich). Agent: McCann Adams Studio (Jana McCann). City Staff: Clark Patterson, 974-7691.
112. C14-2011-0134 – West 34th St. Redevelopment, Tract “D” – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 715 W. 34th Street (Shoal Creek Watershed, Waller Creek Watershed) from limited office-neighborhood plan (LO-NP) combining district zoning to general office-neighborhood plan (GO-NP) combining district zoning. Staff Recommendation: To grant general office-conditional overlay-neighborhood plan (GO-CO-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on May, 22, 2012. Applicant: REIT Management & Research, L.L.C. (Richard Stilovich). Agent: McCann Adams Studio (Jana McCann). City Staff: Clark Patterson, 974-7691.
113. C14-2011-0141 – Peaceful Hill Condominiums – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 8107 Peaceful Hill Lane and 501 Hubach Lane (South Boggy Creek Watershed) from development reserve (DR) district zoning to townhouse and condominium residence (SF-6) district zoning. Staff Recommendation: To grant townhouse and condominium residence (SF-6) district zoning with conditions. Zoning and Platting Commission Recommendation: To grant townhouse and condominium residence-conditional overlay (SF-6-CO) district zoning, with conditions. Owner/Applicant: Kristopher Alsworth, Delton Hubach, Jim Bula and Catherine Christopherson. Agent: The Moore Group (Mike Moore). City Staff: Wendy Rhoades, 974-7719. A valid petition has been filed in opposition this rezoning request.
114. C14-85-178(RCA) – Lakeline Boulevard Multi Family – Conduct a public hearing and approve a restrictive covenant amendment for property locally known as 2801 and 2829 South Lakeline Boulevard (Buttercup Creek Watershed) to amend a restrictive covenant to remove the requirement for the construction of a “Recharge Pond” and replace it with equivalent water

quality controls. Staff Recommendation: To grant the Restrictive Covenant Amendment. Zoning and Platting Commission Recommendation: To grant the Restrictive Covenant Amendment. Owner/Applicant: NAP Lakeline, LP (Mark Morris). Agent: Bury + Partners, Inc. (Steven J. Bertke, P.E.). City Staff: Sherri Sirwaitis, 974-3057.

115. C14-2012-0013 – Jollyville Rezoning – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 11602 Jollyville Road (Bull Creek Watershed) from limited office (LO) district zoning to neighborhood commercial (LR) district zoning. Staff Recommendation: To grant neighborhood commercial (LR) district zoning. Zoning and Platting Commission Recommendation: To grant neighborhood commercial (LR) district zoning. Owner/Applicant: George Kissinger. Agent: Permit Partners (David Cancialosi). City Staff: Sherri Sirwaitis, 974-3057.
116. 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 zoning to community commercial-conditional overlay (GR-CO) combining district zoning. Staff Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning. Zoning and Platting Commission Recommendation: To be reviewed on May 15, 2012. Owner/Applicant: ECO Resources. Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Sherri Sirwaitis, 974-3057.
117. C14-2012-0017 – San Felipe Boulevard 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 8007 San Felipe Boulevard (Rattan Creek Watershed) from community commercial (GR) district zoning to community commercial-mixed use (GR-MU) combining district zoning. Staff Recommendation: To grant community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. Owner/Applicant: SDI 2012 Urban, Ltd. (Randy Ziehe). Agent: Thrower Design (A. Ron Thrower). City Staff: Sherri Sirwaitis, 974-3057.
118. C14-2012-0019 – James Martin – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 10812 North FM 620 Road (Bull Creek Watershed) from single family residence-standard lot (SF-2) 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: James Martin. City Staff: Sherri Sirwaitis,

974-3057.

119. 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 May 8, 2012. Applicant: Shire's Court, Ltd. (David Mahn). Agent: Benchmark Development (Myra Goepp). City Staff: Wendy Rhoades, 974-7719.

### **3:00 PM - Tax Increment Financing Board**

120. The Mayor will recess the City Council meeting to conduct a Board of Directors' Meeting of the The Tax Increment Financing (TIF) Board #18. Following adjournment of the TIF Board meeting the City Council will reconvene (The TIF agenda is temporarily located at <https://austin.siretechnologies.com/sirepub/mtgviewer.aspx?meetid=231&doctype=AGEND>)

### **4:00 PM - Public Hearings and Possible Actions**

121. Conduct a public hearing to consider an appeal by Kerri and Max Krupp (appellant), along with David Cancialosi (appellant's agent) of a decision by the Residential Design and Compatibility Commission (RDCC) denying a modification request for an addition of a second story dwelling unit above an existing detached garage located at 3700 Lawton Avenue to increase the floor-to-area ratio (FAR) by 5.2%.
122. Conduct a public hearing and consider an ordinance amending City Code Chapters 25-1 and 25-2 relating to requirements for the issuance, notification, and appeal of zoning use determinations.
123. Conduct a public hearing and consider an ordinance adopting local standards of care for the Parks and Recreation Department's Youth Recreation Program for 2012.
124. Conduct a public hearing and consider an ordinance amending City Code Section 25-1-21 and Chapter 25-4 relating to requirements for flag lots.
125. Conduct a public hearing and consider an ordinance adopting the sixth plan modification to the East 11th and 12th Streets Urban Renewal Plan (Ordinance No.20081120-104) to increase the allowable floor to area ratio (F.A.R.) from 0.7:1 to 1:1 for the property at 1123 E. 11th Street.
126. Conduct a public hearing regarding a Strategic Partnership Agreement ("SPA") between the City of Austin and the Pilot Knob Municipal Utility District 1 ("MUD"); and limited purpose and full purpose annexation of approximately 340 acres.

127. Conduct a public hearing regarding a Strategic Partnership Agreement (“SPA”) between the City of Austin and the Pilot Knob Municipal Utility District 2 (“MUD”); and limited purpose and full purpose annexation of approximately 557 acres.
128. Conduct a public hearing regarding a Strategic Partnership Agreement (“SPA”) between the City of Austin and the Pilot Knob Municipal Utility District 3 (“MUD”); and limited purpose and full purpose annexation of approximately 644 acres.
129. Conduct a public hearing regarding a Strategic Partnership Agreement (“SPA”) between the City of Austin and the Pilot Knob Municipal Utility District 4 (“MUD”); and limited purpose and full purpose annexation of approximately 346 acres.
130. Conduct a public hearing regarding a Strategic Partnership Agreement (“SPA”) between the City of Austin and the Pilot Knob Municipal Utility District 5 (“MUD”); and limited purpose and full purpose annexation of approximately 327 acres.
131. Conduct a public hearing regarding a Strategic Partnership Agreement (“SPA”) between the City of Austin and the Southeast Travis County Municipal Utility District 1 (“MUD”); and limited purpose and full purpose annexation of approximately 188 acres.
132. Conduct a public hearing regarding a Strategic Partnership Agreement (“SPA”) between the City of Austin and the Southeast Travis County Municipal Utility District 2 (“MUD”); and limited purpose and full purpose annexation of approximately 475 acres.
133. Conduct a public hearing regarding a Strategic Partnership Agreement (“SPA”) between the City of Austin and the Southeast Travis County Municipal Utility District 3 (“MUD”); and limited purpose and full purpose annexation of approximately 563 acres.
134. Conduct a public hearing regarding a Strategic Partnership Agreement (“SPA”) between the City of Austin and the Southeast Travis County Municipal Utility District 4 (“MUD”); and limited purpose and full purpose annexation of approximately 378 acres.
135. Conduct a public hearing and consider a resolution directing the City Manager to amend the temporary license agreement between the City of Austin and Austin Pets Alive relating to Austin Pets Alive's use of the Town Lake Animal Center site, located at 1156 West Cesar Chavez, which is a portion of dedicated parkland known as Lamar Beach at Town Lake Park, in accordance with Sec. 26.001 of the Texas Parks and Wildlife Code.
136. Conduct a public hearing and consider amendments to the Tax Increment

Financing (TIF) Reinvestment Zone No. 18 (Seaholm Redevelopment Project) to increase its geographic boundaries, revise the Project and Finance Plan, and revise board appointments.

137. Conduct a public hearing and consider an ordinance amending Chapter 30-3-161 of the City Code related to provisions for joint access driveways for subdivisions in the Travis County ETJ (C2O-2011-015).
138. Conduct a public hearing and consider a resolution regarding a request by The Market on Collier, located at 1700 South Lamar Blvd., Suite 230 for a waiver from the distance requirement of City Code Section 4-9-4(A) which requires a minimum of 300 feet between a business that sells alcoholic beverages and a church (Siddha Yoga Meditation Center).
139. Conduct a public hearing and consider an ordinance amending City Code Chapter 25-2 (Zoning) relating to regulation of the location and use of buildings and land for alternative financial services businesses.

#### **5:30 PM - Live Music**

Wendy Colonna

#### **5:30 PM - Proclamations**

Proclamation -- Keep Austin's Air Clean Day -- to be presented by Mayor Lee Leffingwell and to be accepted by Tom DeCoster

Proclamation -- National Children's Mental Health Awareness Day -- to be presented by Mayor Lee Leffingwell and to be accepted by Christy Kuehn and the Child and Youth Mental Health Planning Partnership

Distinguished Service Award -- Ray Windsor, WPDR -- to be presented by Mayor Pro Tem Sheryl Cole and to be accepted by the honoree

Proclamation -- Girl Scouts' 100th Anniversary -- to be presented by Mayor Pro Tem Sheryl Cole and to be accepted by Girl Scout Troops

Proclamation -- National Infant Immunization Week -- to be presented by Mayor Pro Tem Sheryl Cole and to be accepted by Coleen Christian

Proclamation -- National Bicycling Month, Bike to School Day, Bike to Work Day -- to be presented by Council Member Chris Riley and to be accepted by Annick Beaudet

Distinguished Service Award -- David Smith, Hill Country Ride for AIDS -- to be presented by Chris Riley and to be accepted by the honoree

PR -- Blair Woods Education Program at Norman Elementary School -- to be presented by Council Member Kathie Tovo and to be accepted by Nancy

Manning, Judy Walther, Karen Schmutz and 4th and 5th graders at Norman Elementary

## 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.