

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

AGENDA



Thursday, August 23, 2012

The Austin City Council will convene at 10:00 AM on
Thursday, August 23, 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.

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

Dr. Gary Dyer, Austin Baptist Church

10:00 AM – City Council Convenes

Consent

Approval of Minutes

1. Approve the minutes of the Austin City Council work session of August 14, budget work session of August 15, 2012, regular meeting of August 16, 2012, and special called meetings of August 17, 18, and 20, 2012,

Austin Resource Recovery

2. Approve an ordinance amending the City Code Chapter 15-6, to rename the Anti-Litter Fee and revise the uses of the fee.

Building Services

3. Approve an ordinance amending the Fiscal Year 2011-2012 Support Services Fund Operating Budget (Ordinance No. 20110912-005) to increase the number of authorized positions by 28 within the Building Services Department to provide custodial services at several Austin Energy facilities.

City Clerk

4. Approve an ordinance amending Chapter 2-1 of the City Code related to the use of electronic mail by City boards and commissions.

Communications and Technology Management

5. Authorize execution of a 12-month Interlocal Cooperation Agreement for Management Services with Williamson County, Texas for the provision of City management and administrative services for the Williamson County Radio

Communications System in the amount of \$135,000 payable to the City, with up to four (4) 12-month automatic renewal terms in an amount of \$135,000 payable to the City per renewal term, for a total amount of \$675,000.

Contract Management

6. Authorize execution of change order #4 to the construction contract with CASH CONSTRUCTION COMPANY, INC., for the West 34th Street from Shoal Creek Bridge to West Avenue Street Reconstruction and Utility Improvements Project, an ACCELERATE AUSTIN PROJECT, in the amount of \$228,000 for a total contract amount not to exceed \$3,832,103. (Notes: This contract was awarded in compliance with Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) with 7.65% MBE and 1.11% WBE subcontractor participation to date.)
7. Authorize execution of a construction contract with AUSTIN FILTER SYSTEMS, INC., for Boggy Creek Greenbelt Reach B8 Stream Restoration in the amount of \$2,491,472.40 plus a \$249,147.24 contingency, for a total contract amount not to exceed \$2,740,619.64. (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 23.67% MBE and 2.45% WBE subcontractor participation.)
8. Authorize execution of a construction contract with THE BARR COMPANY, AIA, for the ABIA Terminal Directories project in an amount not to exceed \$241,000. (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 3.05% MBE and 4.28% WBE subcontractor participation.)
9. Authorize execution of change order #1 to the construction contract with QUEST CIVIL CONSTRUCTORS TEXAS, LLC for the Govalle Tunnel Centralized Odor Control Phase I and II project in the amount of \$282,770 plus additional contingency in the amount of \$195,171.10, for a total contract amount not to exceed \$4,631,534.20. (Notes: This contract was awarded in compliance with Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) with 0.00% MBE and 0.06% WBE subcontractor participation to date.)
10. Authorize execution of Amendment No. 2 to the 2010 Job Order Contracting Agreement for an additional \$1,500,000 to be distributed to Kellogg Brown & Root, LLC (KBR), Alpha Building Corporation, and Prism Development, Inc. (MBE/MH) for City of Austin facilities improvements based on work authorization and availability.

(Notes: This contract was awarded in compliance with Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) with solicitation goals as follows: 1.70% African American, 9.70% Hispanic, 2.30% Native/Asian American, and 13.80% WBE subcontractor participation.)

Economic Growth and Redevelopment Services

11. Authorize award and execution of a 12-month professional services contract with ATI-BIOSCIENCE, a division of the Austin Technology Incubator, a project of the University of Texas-Austin, to provide strategic business consulting services to Austin high technology startups to foster economic development and job creation in an amount not to exceed \$118,750, with four additional twelve-month extension options for a total contract amount not to exceed \$593,750.
12. Authorize award and execution of a 12-month professional services contract with ATI-IT/WIRELESS, a division of the Austin Technology Incubator, a project of the University of Texas-Austin, to provide strategic business consulting services to Austin high technology start-ups to foster economic development and job creation in an amount not to exceed \$190,000, with four additional twelve-month extension options for a total contract amount not to exceed \$950,000.

Health and Human Services

13. Approve an ordinance authorizing acceptance of \$84,846 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 \$84,846 for the delivery of basic needs, case management, employment support and preventive health services to low-income residents.
14. Approve negotiation and execution of two contract amendments with the following providers of HIV-related services under the Ryan White Part C HIV Early Intervention grant: COMMUNITY ACTION OF CENTRAL TEXAS, INC., in an amount not to exceed \$32,300 for an annual contract amount of \$103,521 for the period January 1, 2012 to December 31, 2012, with four 12-month renewal options in a revised amount not to exceed \$103,521 per renewal option for a total contract amount not to exceed \$517,605; AIDS SERVICES OF AUSTIN, INC., in an amount not to exceed \$24,914 for an annual contract amount of \$177,854 for the period January 1, 2012 to December 31, 2012, for a total contract amount not to exceed \$789,614.
15. Approve negotiation and execution of a contract amendment with PROJECT TRANSITIONS, INC., under the U.S. Department of Housing and Urban Development Housing Opportunities for Persons with AIDS

grant program in an amount not to exceed \$3,000 for the period of August 1, 2012 to September 30 2012, and a revised contract amount not to exceed \$1,153,488.

16. Authorize negotiation and execution of an amendment to the current interlocal agreement between the City and Travis County under which City provides certain public health services to Travis County to include the Community Health Assessment and Community Health Improvement Plan, in exchange for an increased payment of \$34,000 for a revised contract amount not to exceed \$3,162,888.
17. Approve an ordinance authorizing acceptance of \$1,752,357 in grant funds from the TEXAS DEPARTMENT OF STATE HEALTH SERVICES, and amending the Fiscal Year 2011-2012 Health and Human Services Operating Budget Special Revenue Fund (Ordinance No. 20110912-005) to appropriate \$1,752,357 for programs authorized under the Texas Health and Safety Code: HIV Surveillance Control Program, Sexually Transmitted Disease Control, Refugee Health Screening Program, Tuberculosis (TB) Prevention and Control Federal Program, TB Prevention and Control State Program, Public Health Emergency Preparedness Program, Immunization Program, and Office of Public Health Practice programs.

Law

18. Approve a settlement in Harper Park Two, LP v. City of Austin, et al. Cause No. D-1-GN-09-003295; in the 200th Judicial District Court of Travis County, Texas.
19. Authorize negotiation and execution of an amendment to the legal services agreement with Greenberg Traurig, LLP in the amount of \$75,000 for a total contract amount not to exceed \$125,000.

Office of Real Estate Services

20. Authorize the negotiation and execution of a month-to-month parking agreement renewal with funding authorization for up to 36 months, for up to 110 parking spaces for employees of the Faulk Central Library and the Austin History Center of the Austin Public Library Department, located at 316 W. 8th Street, with AMPCO SYSTEM PARKING, INC., Austin Texas, in an amount not to exceed \$396,000.
21. Authorize the negotiation and execution of a lease amendment to lease an additional 597 square feet of office space located at 4029 South Capital of Texas Hwy, Suite, 111B, from BRODIE OAKS CENTER, LTD. for the Economic Growth and Redevelopment Services Office, Small Business Development Program, in an amount not to exceed \$65,015.
22. Authorize negotiation and execution of all documents and instruments

necessary or desirable to sell an approximate 0.2699-acre parcel of land, located on Lot A, Rainey River Addition, according to the map or plat thereof, recorded in Volume 68, Page 72, Plat Records, Travis County, Texas and locally known as 64 Rainey Street, Austin, Travis County, Texas to 70 RAINEY STREET, LP for \$100,000 plus 30 privately managed, controlled access, public parking spaces, with all revenue generated from the spaces, less cost of maintenance and management of the spaces remitted to the City at least quarterly.

Parks and Recreation

23. Approve a resolution declaring the City's official intent to reimburse itself from contractual obligations in the amount of \$865,000 for the purchase of golf and utility carts. Related to item #24.
24. Approve an Ordinance amending the Fiscal Year 2011-2012 Parks and Recreation Department Capital Budget (Ordinance No. 20110912-006) to appropriate \$865,000 from the issuance of contractual obligations for the purchase of golf and utility carts. Related to Item #23.

Planning and Development Review

25. Approve an ordinance amending Resolution No. 20120524-025 to supplement Exhibit A, a list of historic or archaeological sites recommended by the Historic Landmark Commission to receive a partial exemption from ad valorem taxes for 2012; and waiving the deadline requirements of City Code Sections 11-1-23, 11-1-24, and 11-1-25.
26. Approve an ordinance amending the April 11, 2000 Impervious Cover Allocation Agreement and Ordinance No. 000406-13 regarding retention of impervious cover credits associated with the City's purchase of the Friesenhahn Tract. The Tract is located southwest of the intersection of Capital of Texas Highway South (Loop 360) and MoPac (Loop One) in an area subject to the Save Our Springs Initiative (City Code Chapter 25-8, Subchapter A, Article 12).

Police

27. Approve an ordinance accepting \$21,497 in additional grant funds from the U.S. Department of Transportation; and amending the Fiscal Year 2011-2012 Austin Police Department Operating Budget Special Revenue Fund (Ordinance No. 20110912-005) to appropriate \$21,497 for the Austin Police Department project entitled MCSAP-Traffic Safety and Education Program.

Purchasing Office

28. Authorize award, negotiation and execution of a professional services

contract BEVERLY SILAS & ASSOCIATES, (WBE/FB) or one of the other qualified responders to RFQS JSD0512, for a Public Engagement Liaison for the Neighborhood Housing and Community Development Office Colony Park Sustainable Communities Grant in an estimated amount not to exceed \$90,000, with two 12-month extension options in an estimated amount not to exceed \$20,000 combined, for a total estimated contract amount not to exceed \$110,000.

29. Authorize award and execution of a 36-month requirements supply contract with FORD AUDIO-VIDEO SYSTEMS, INC. to provide replacement parts for innovative electronic designs announcement control system at the Austin Bergstrom International Airport for the Aviation Department in an estimated amount not to exceed \$201,213, with three 12-month extension options in estimated amounts not to exceed \$67,071 per extension option, for a total estimated contract amount not to exceed \$402,426.

(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.)

30. Authorize award, negotiation, and execution of a 24-month requirements service contract with THE JW GROUP, INC., or one of the other qualified offerors to RFP No. BKH0135, to provide information technology master plan services for the Aviation Department in an estimated amount not to exceed \$1,100,000.

(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.)

31. Authorize award and execution of a contract with TEXTRON, INC., dba E-Z-GO, for the purchase and delivery of electric golf and utility carts for the Golf Division of the Parks and Recreation Department in an amount not to exceed \$854,086.

(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 negotiation and execution of an interlocal agreement with the AUSTIN INDEPENDENT SCHOOL DISTRICT, to allow for cooperative procurement of goods and services.

(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.)

33. Authorize negotiation and execution of a 12-month services agreement with BRIDGEALL LIBRARIES LIMITED, for a subscription-based hosted software application called collectionHQ for the Austin Public Library, to track usage of various collections such as books, audio books, music, and dvds, to assist in the selection and management of the Library's collection in an estimated amount not to exceed \$38,550, with two 12-month extension options in an amount not to exceed \$31,050 for each extension option, for a total contract amount not to exceed \$100,650.
(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.)
34. Authorize award and execution of four 24-month requirements supply agreements for the purchase of transmission insulators and insulator hardware for Austin Energy with KBS ELECTRICAL DISTRIBUTORS INC. in an estimated amount not to exceed \$205,762, with two 12-month extension options in an estimated amount not to exceed \$102,881 per extension option, for a total estimated contract amount not to exceed \$411,524; TECHLINE INC. in an estimated amount not to exceed \$179,780, with two 12-month extension options in an estimated amount not to exceed \$89,890 per extension option for a total estimated contract amount not to exceed \$359,560; POWER SUPPLY in an estimated amount not to exceed \$119,758, with two 12-month extension options in an estimated amount not to exceed \$59,879 per extension option, for a total estimated contract amount not to exceed \$239,516; and PRIESTER-MELL NICHOLSON INC. in an estimated amount not to exceed \$26,248, with two 12-month extension options in an estimated amount not to exceed \$13,124 per extension option, for a total estimated contract amount not to exceed \$52,496. The annual amount for all transmission insulators and insulator hardware required under these agreements will be for a total estimated amount not to exceed \$265,774 each and combined.
(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.)
35. Approve ratification of a contract with LUCIDITY CONSULTING GROUP, LP., to assist in the configuration, testing and implementation of a new utility rate structure for the City's newly deployed Customer Care and Billing System for Austin Energy in an estimated amount not to exceed \$400,000.
(Notes: This contract was awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). This was an emergency service contract; therefore, it is exempted under Chapter 791 of the Texas Local Government Code and no goals were established for this solicitation.)

36. Authorize award, negotiation, and execution of a contract with GE ENERGY CONTROL SOLUTIONS, INC. for the purchase of an upgraded control system for Austin Energy's Sand Hill Energy Center Unit 5 turbine and generator in an estimated amount not to exceed \$274,619 and maintenance and support services for 60 months in an estimated amount not to exceed \$92,633, for a total estimated contract amount not to exceed \$367,252.
(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.)
37. Authorize award and execution of Amendment No. 2 to a contract with EMCERT INC., dba EMCERT.COM, to provide medical continuing-education hours for the Austin Fire Department and the Emergency Medical Services Department to extend the contract for two 12-month extension options in an amount not to exceed \$11,907.50 per extension option, for a revised total estimated contract amount not to exceed \$71,445.
(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 CLEAN HARBORS ENVIRONMENTAL SERVICES, INC., to package, transport and dispose of household hazardous waste collected at the Austin Resource Recovery Department's Household Hazardous Waste Collection Facility in an amount not to exceed \$1,456,694.25, with three 12-month extension options each in an amount not to exceed \$485,564.75 per extension for a total contract amount not to exceed \$2,913,388.50.
(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. Approve ratification of a 6-month requirements service contract with SENTRY SECURITY AND INVESTIGATIONS LP, (MBE/MH), to provide unarmed security guard and patrol services at seven locations within the Austin Water Utility for a total estimated contract amount not to exceed \$520,000.
(Notes: This contract was awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). This was an emergency service contract; therefore it is exempted under Chapter 791 of the Texas Local Government Code and no goals were established for this solicitation.)
40. Authorize award and execution of a contract with SAUBER MFG. CO. for

the purchase of a cable reel trailer for Austin Energy for transporting large reels of electrical conductor, in an amount not to exceed \$56,000.

(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.)

41. Authorize award and execution of a contract through the Texas Multiple Award Schedule with ALTEC INDUSTRIES, INC. for the purchase of a track mounted backyard aerial unit for Austin Energy in an amount not to exceed \$113,698.
(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). This contract is a Cooperative Purchase; therefore, it is exempted under Chapter 791 of the Texas Local Government Code and no goals were established for this solicitation.)
42. Authorize award and execution of a 36-month requirements service contract with TEXAS PRISONER TRANSPORTATION DIVISION LLC for prisoner transportation services for the Austin Police Department in an estimated amount not to exceed \$63,838, with three 12-month extension options in an estimated amount not to exceed \$23,442 for the first extension option, \$24,614 for the second extension option, and \$25,845 for the third extension option for a total estimated contract amount not to exceed \$137,739.
(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.)
43. Authorize award and execution of a 12-month service requirements agreement with GREAT COMMUNICATE, LLC AND CONCEPT DEVELOPMENT AND PLANNING, LLC, or the other qualified bidder for IFB-BV No. SDC0177, for universal recycling public outreach services for the Austin Resource Recovery Department in an amount not to exceed \$151,923 with five 12-month extension options in an estimated amount not to exceed \$159,519 for a total contract amount not to exceed \$949,518, each and 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). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.)
44. Authorize award, negotiation, and execution of a 48-month requirements supply and service contract with ESRI, for the purchase of software, consulting services, software maintenance, training, cloud services, and support for the City's Geographic Information System for the Communications and Technology Management Department in an estimated

amount not to exceed \$4,520,000.

(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.)

45. Authorize award and execution of a 12-month requirements service contract with AAR INC., or one of the other qualified bidders for IFB-BV No. CEA0018, to provide lead removal and abatement services at the Austin Police Department's indoor and mobile shooting range in an estimated amount not to exceed \$82,040, with five 12-month extension options in an estimated amount not to exceed \$86,142 for the first extension option, \$90,449 for the second extension option, \$94,972 for the third extension option, \$99,720 for the fourth extension option, and \$104,706 for the fifth extension option for a total estimated contract amount not to exceed \$558,029.

(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 ten contracts through the Texas Local Government Purchasing Cooperative (BuyBoard) with: BOBCAT COMPANY for the purchase of three skid-steer loaders in an amount not to exceed \$178,364; COOPER EQUIPMENT for the purchase of one gooseneck trailer in an amount not to exceed \$77,331; RDO EQUIPMENT for the purchase of one track loader, one skid loader, one track excavator, and one backhoe in an amount not to exceed \$447,703, FREIGHTLINER OF AUSTIN for the purchase of sixteen heavy-duty vehicles in an amount not to exceed \$1,794,760; CHASTANG'S BAYOU CITY AUTOCAR for the purchase of eleven Autocar refuse truck chassis in the amount of \$1,532,154; RUSH TRUCKS for the purchase of two UD refuse truck chassis in an amount not to exceed \$185,316; LONGHORN INTERNATIONAL for the purchase of one Crane Carrier CNG refuse truck chassis in an amount not to exceed \$246,922; HEIL OF TEXAS for the purchase of thirteen Heil refuse bodies in an amount not to exceed \$1,909,612; GRANDE TRUCK CENTER for the purchase of two Mack truck chassis in an amount not to exceed \$231,416 and EQUIPMENT SOUTHWEST for the purchase of three hydraulic loading arms and two sidewalk sweepers in an amount not to exceed \$344,837.

(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). This contract is a cooperative contract; therefore, it is exempted under Chapter 791 of the Texas Government Code and no goals were established for this contract.)

47. Authorize award and execution of four contracts through the Texas Local Government Purchasing Cooperative (BuyBoard) with CLS EQUIPMENT

CO. for the purchase of one Ford E450 fully equipped TV inspection van body in an amount not to exceed \$143,554; PHILPOTT MOTORS for the purchase of 22 medium-duty service vehicles in an amount not to exceed \$1,115,289; PROFESSIONAL TURF PRODUCTS for the purchase of four mowers and a trailer in an amount not to exceed \$129,175; and KIRBY SMITH MACHINERY, INC. for the purchase of five vibratory rollers and one trailer in an amount not to exceed \$64,705 for various City Departments. (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). This contract is a cooperative contract; therefore, it is exempted under Chapter 791 of the Texas Government Code and no goals were established for this contract.)

48. Authorize award and execution of a 36-month requirements service contract with AUSTIN ARBORIST COMPANY, dba AUSTIN TREE EXPERTS; FOREVER GREEN TROPICALS PLANT LEASING, INC., dba FOREVER GREEN; RIOS TREE SERVICE, INC.; and UNITY CONTRACTOR SERVICES, INC. (MBE/MB), or one of the other qualified bidders for IFB-BV No. SAP0135, to provide tree-trimming and removal services for various City Departments in an estimated amount not to exceed \$3,602,000 each and combined, with three 12-month extension options in estimated amounts not to exceed \$1,286,100 for the first extension option, each and combined; \$1,332,405 for the second extension option, each and combined; and \$1,381,025 for the third extension option, each and combined; for a total estimated contract amount not to exceed \$7,601,530 each and 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). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.)

49. Authorize award and execution of a contract through the State of Texas Procurement and Support Services Cooperative Program administered by the State of Texas Comptroller of Public Accounts with AMERICAN EUROCOPTER CORPORATION for the purchase of a helicopter for the Austin Police Department in an amount not to exceed \$2,625,276.

(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.)

50. Authorize award and execution of a six 6-month service contract with MALDONADO NURSERY & LANDSCAPING, INC., 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 Zone 7 and 10 in an estimated amount not exceed \$38,538 with four 12-month extension options in an estimated amount not to exceed \$77,076 per extension option,

for a total estimated contract amount not to exceed \$346,842.

(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 the award and execution of a 12-month requirements service agreement with FOREVER GREEN TROPICALS PLANT LEASING, INC., dba FOREVER GREEN, or the other qualified bidder of IFB-BV No. KDW0071, to provide landscaping services at the Combined Transportation, Emergency, and Communications Center facility in an estimated amount not to exceed \$19,240, with four 12-month extension options in an estimated amount not to exceed \$19,240 per extension option, for a total estimated contract amount not to exceed \$96,200.
(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.)

Telecommunications and Regulatory Affairs

52. Authorize the negotiation and execution of interlocal agreement with the Austin Independent School District (AISD) to contribute up to \$250,000.00 from fees collected by the City from Austin's cable providers for public, educational, and governmental access channels for AISD's purchase of approximately \$550,000.00 of equipment necessary for the operation of the AISD educational access channel.

Transportation

53. Approve an ordinance amending Section 12-4-64 (D) of the City Code to delete from the table of speed limits Davis Lane from Brodie Lane to Guidepost Trail, which will revert the segment to a 30 mph speed limit, and to establish a maximum speed limit of 25 mph on Davis Lane from Westgate Boulevard to Guidepost Trail.
54. Approve an amendment to Resolution No. 030612-76 relating to the City's Parking Revenue Allocation Plan, to clarify the allocation of parking meter revenue collected during extended hours.
55. Approve an ordinance amending Section 12-4-64(D) of the City Code to add a portion of Aberdeen Way and Teasdale Terrace to the table of streets having a maximum speed limit of 20 miles per hour during certain times for students attending Dobie Middle School; and provide for emergency passage.
56. Approve a resolution authorizing the execution of an Agreement to Contribute Right of Way between the City of Austin and the Texas Department of Transportation for a contribution of 10% cost participation

in SH 71 from east of Montopolis Drive to US 183 for the CCSJ: 0113-13-149 account in an amount not to exceed \$5,000.

57. Approve a resolution authorizing negotiation and execution of an Advance Funding Agreement with the Texas Department of Transportation for a roadway safety improvement project on State Highway 71 at the Promise Land West Church driveway, 8901 West Highway 71, Austin, Texas, in an amount not to exceed \$43,120. Related to Items #58 & 59.
58. Approve the negotiation and execution of a Roadway Improvement Agreement with Promise Land West Church, Inc., for funding of a Texas Department of Transportation roadway safety improvements project at 8901 West Highway 71, Austin, Texas, in the amount of \$45,276. Related to Items #57 and 59.
59. Approve an ordinance amending the Fiscal Year 2011-2012 Austin Transportation Department Capital Budget (Ordinance No. 20110912-006) to appropriate \$45,276 for funding roadway safety improvements project on State Highway 71 at the Promise Land Church driveway, 8901 West Highway 71. Related to Items #57 and 58.

Item(s) from Council

60. Approve appointments and certain related waivers to citizen boards and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members.
61. Approve a resolution relating to the compensation and benefits of the City Clerk.
(Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Mayor Pro Tem Sheryl Cole)
62. Approve an ordinance relating to the compensation and benefits for the Municipal Court Clerk.
(Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Mayor Pro Tem Sheryl Cole)
63. Approve a resolution relating to the compensation and benefits of the City Auditor.
(Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Mayor Pro Tem Sheryl Cole)
64. Approve a resolution relating to the compensation and benefits of the City Manager.
(Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Mayor Pro Tem Sheryl Cole)
65. Approve a resolution authorizing the City Manager to negotiate and execute

any necessary amendments to the Agreement between City of Austin and Mexic-Arte Museum for Improvement of Cultural Facilities for Public Use Funded With Bond Funds to extend the deadlines contained in the Agreement.

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

66. Approve an ordinance appointing Substitute Judges to fill vacancies to the City of Austin Municipal Court for the remainder of the 2010-2013 term.
(Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Council Member Mike Martinez)
67. Approve a resolution directing the City Manager to present an ordinance requiring registration for water wells drilled on any property served by the Austin Water Utility and further directing the City Manager to explore permitting wells to ensure compliance with health and safety codes and to collect data on potential impacts associated with well drilling in Austin Water Utility's service area.
(Notes: SPONSOR: Council Member Kathie Tovo CO 1: Council Member Laura Morrison)
68. Approve a resolution directing the City Manager to explore the feasibility and fiscal impact of managing cemetery operations through one or more City departments and provide a report to the City Council Audit and Finance Committee.
(Notes: SPONSOR: Council Member Kathie Tovo CO 1: Council Member Laura Morrison CO 2: Mayor Pro Tem Sheryl Cole)
69. Approve a resolution giving Fourth Street between Congress Avenue and Rio Grande Street the honorary name of Bettie Naylor Street.
(Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member William Spelman)
70. Approve a resolution directing the City Manager to study the technology developed by FireWatch America to determine the feasibility and appropriateness of use by the City of Austin to assist in the detection and suppression of fires in the Wildland Urban Interface and identify possible opportunities for interlocal agreements and cooperation.
(Notes: SPONSOR: Council Member Mike Martinez CO 1: Mayor Lee Leffingwell CO 2: Council Member Laura Morrison)
71. Approve a resolution directing the City Manager to identify potential funding sources to meet the increased demand for services and conferences offered by the African American Men and Boys Harvest Foundation.
(Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member Mike Martinez)
72. Approve a resolution directing the City Manager to work with stakeholders

to conduct a comprehensive analysis of impacts from events at Auditorium Shores and Zilker Park, and provide recommendations on a balanced solution that enhances public access and enjoyment of Austin's public park system.

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

73. Approve the waiver of certain fees and requirements under City Code Chapter 14-8 for the National Alliance on Mental Illness (NAMI) Austin Walk event sponsored by NAMI Austin which is to be held on Saturday, October 6, 2012 beginning at Riverside and South 1st St. and ending at the Texas State Capitol.
(Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member Kathie Tovo)
74. Approve a resolution directing the City Manager to assist in planning an event in September to recognize Central Texas Olympic athletes and coaches.
(Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Chris Riley)
75. Approve issuance of a street closure permit under City Code Section 14-8-3 for the Karaoke 5K event, which is to be held on Cesar Chavez and South 1st Street on September 29, 2012.
(Notes: SPONSOR: Council Member Mike Martinez CO 1: Mayor Pro Tem Sheryl Cole)

Item(s) to Set Public Hearing(s)

76. Set a public hearing to consider the reauthorization of the Austin Downtown Public Improvement District (PID). (Suggested date and time: September 27, 2012, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX)
77. Set a public hearing to be conducted in accordance with Section 26.001 et seq. of the Texas Parks and Wildlife Code to consider a resolution authorizing the use of approximately 1,205 square feet of land for permanent wastewater line, 10,386 square feet for temporary working space, 31,755 square feet for temporary staging area and material storage site, and 54,886 square feet for temporary ingress and egress to construct, use, maintain, repair and replace a wastewater line and appurtenances for the North Acres Wastewater Tunnel Project, which is located on dedicated parkland known as Walnut Creek Park. (Suggested date and time, September 27, 2012, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX)
78. Set public hearings to consider the full purpose annexation of the following annexation areas:

Estancia Hill Country/Wunneburger-Strange (Approximately 619 acres in

southern Travis County west of IH 35 South approximately eight tenths of a mile south of the intersection of IH 35 South and Onion Creek Parkway)

Avaña Phase 1 (Approximately 29 acres in northeastern Hays County, approximately one mile south of the intersection of State Highway 45 and Escarpment Blvd)

Dessau Business Park (Approximately 151 acres in northeastern Travis County, east of the intersection of Dessau Road and Howard Lane)

Greyrock Ridge (Approximately 179 acres in southwestern Travis County, south of the intersection of South Mopac Expressway and State Highway 45)

Lynnbrook Drive (Approximately 16 acres in southern Travis County, north and south of Lynnbrook Drive and approximately one quarter mile west of the intersection of Old Manchaca Road and Lynnbrook Drive)

Marbella (Approximately 114 acres in southern Travis County, east of IH 35 South and approximately 3,400 feet north of the intersection of IH 35 and Slaughter Lane)

Parmer Lane Luxury Apartments (Approximately 71 acres in northern Travis County east of Parmer Lane and north of the intersection of Parmer Lane and Legendary Drive)

Upper Bear Creek COA Parcels (Approximately 1,102 acres in southwestern Travis County and northeastern Hays County, east of South Mopac Expressway at the intersection of South Mopac Expressway and State Highway 45)

Westlake Crossroads/Loop 360 Right-of-Way (Approximately 159 acres in Travis County at the southeast corner of the intersection of Loop 360 and Westbank Drive, including approximately two and a half miles of Loop 360 right of way between the intersection of Bee Caves Road and Walsh Tarlton Lane)

Wells Fargo Tract (Approximately 162 acres in Travis County at the southwest corner of the intersection of US Highway 290 East and State Highway 130)

Circuit of the Americas (Approximately 1,587 acres in Travis County south of Pearce Lane and approximately one half mile east of the intersection of Pearce Lane and Ross Road)

Suggested dates and times: October 11, 2012, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX, and
October 18, 2012, 4:00 p.m. at Austin City Hall, 301 W. Second Street,

Austin, TX.

Non-Consent

Eminent Domain

79. Approve a resolution authorizing the filing of eminent domain proceedings for the Govalle Tunnel Centralized Odor Control Project for 911 square feet of land for a permanent wastewater easement out of the Santiago Del Valle Grant, Travis County, Texas and being out of that tract described as 21.463 acres, less and except 0.230 of one acre, 0.748 of one acre and 0.569 of one acre in the deed of record in Volume 13071, Page 1645, Real Property Records, Travis County, Texas in the amount of \$524. The owner of the needed property interests is BRUCE ANTON. The property is located at 829 Bastrop Highway, in Austin, Travis County, Texas 78742. The general route covered by this project will include the following areas: Govalle Tunnel Lockheed shaft; 829-831 Bastrop Highway; 800-821 Patton Avenue; east side of Patton Lane; Canterbury shaft site; and Montopolis shaft site.
80. Approve a resolution authorizing the filing of eminent domain proceedings for the Williamson Creek Tributary 2 Spring Meadow Road - Lark Creek Drive Stream Rehabilitation Creek Project for 4,843 square feet of land for a temporary working space easement, 8,560 square feet of land for a drainage and access easement, and 1,855 square feet of land for a drainage easement, all out of the Santiago Del Valle Grant, Abstract No. 24, in Travis County, Texas, being out of and a part of that certain 0.5609-acre parcel of land known as "Tract 5;" and for 1,425 square feet of land for a drainage easement out of the Santiago Del Valle Grant, Abstract No. 24, in Travis County, Texas, being out of and a part of that certain 0.063-acre parcel of land known as "Tract 1," in the amount of \$834. The owners of the needed property interests are MICHAEL R. ELEDGE, THOMAS M. MAYS, MARK N. HARDEMAN AKA MARK HARDEMAN, AND FRANCINE FIELDS HARDEMAN. The property is located on the east side of Stassney Lane at Williamson Creek in the City of Austin, Travis County, Texas. The general route covered by this project will include Williamson Creek Tributary 2 from Nuckols Crossing to east Stassney Lane, traversing along the stream bank between Spring Meadow Road and Lark Creek Drive.

12:00 PM - Citizen Communications: General

Walter Olenick- Water fluoridation

Joe Zamecki- TBD

Sylvia Mendoza- City issues

Kunda Wicce- Impact on health

Mona Gonzalez- Funding support for River City Youth Foundation serving Dove Springs

Susana Almanza- Montopolis Community needs City Council support on: Economic Development, safety and transportation and neighborhood planning.

Angelica Noyola- The Holly Shores/Edward Rendon Master Plan

Sammt Easterday- Speak in opposition to #16719 alcohol waiver for Speedy Stop 6707 Cameron Road

Tom Jones- A complaint against the Legal Department

Brian Leonard- The parks

Executive Session

81. 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 Discussion and Possible Action on Bond Sales

82. Approve an ordinance authorizing the issuance of City of Austin, Public Improvement Bonds, Series 2012A in an amount not to exceed \$78,980,000, and all related documents, and approve related fees. These bonds are being issued to provide funding relating to reimbursement resolutions previously approved by Council for 2006 and 2010 bond election projects. The funds will be used as described in the Council-Approved bond sale schedule for infrastructure, including streets and signals, watershed protection, parks and recreation projects, cultural arts facilities, central library, and public safety facilities.
83. Approve an ordinance authorizing the issuance of City of Austin, Public Property Finance Contractual Obligations, Series 2012 in an amount not to exceed \$29,515,000, related documents, and approve related fees. Contractual obligations will be used to finance the purchase of equipment for Communications & Technology Management, Police, Public Works, Transportation, Solid Waste Services, and Austin Water Utility. The financing of this equipment is consistent with the Financial policies for the non-voter approved debt listed in Attachment A as back-up to this request for Council action.
84. Approve an ordinance authorizing the issuance of City of Austin, Public Improvement Bonds, Taxable Series 2012B in an amount not to exceed \$6,650,000, and all related documents, and approve related fees. The funding is for reimbursement resolutions that have already been approved by Council and the funds will be used for Affordable Housing projects approved by the

Austin voters in the 2006 bond election.

85. Approve an ordinance authorizing the issuance of City of Austin Certificates of Obligation, Series 2012 in an amount not to exceed \$25,890,000, and all related documents, and approve related fees. These funds will be used for environmental remediation projects, transportation projects, golf course improvements, Turner Roberts Multi-Purpose Pavilion and the Waller Creek Tunnel Project.
86. Approve a resolution authorizing the issuance of Mueller Local Government Corporation Contract Revenue Bonds, Series 2012 in a par amount not to exceed \$17,500,000, by the Mueller Local Government Corporation and authorizing all related documents between the City of Austin and the Corporation.

2:00 PM - Mueller Local Government Corporation Meeting

87. The Mayor will recess the City Council meeting to conduct a Board of Directors' meeting of the Mueller Local Government Corporation. Following adjournment of the MLGC Board meeting the City Council will re-convene (The MLGC agenda is temporarily located at <https://austin.siretechnologies.com/sirepub/mtgviewer.aspx?meetid=287&doctype=AGENDA>)

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

88. NPA-2012-0011.02 – North Loop Residential Design Tools Neighborhood Plan Amendment – Conduct a public hearing to approve an ordinance amending Ordinance No. 020523-30, the North Loop Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, generally bounded by Koenig Lane to the north, IH-35 South to the east, East 51st and East 45th Streets to the south, and North Lamar Boulevard to the west, to adopt three residential design tools area-wide. These three tools include: Parking Placement and Impervious Surface Coverage for New Single-Family Construction, Garage Placement for New Single-Family Construction, and Front Porch Placement Extending into the Front Yard Setback for New and Existing Single-Family Construction, which if adopted will be included in Appendix F of the plan. Staff Recommendation: To grant adoption of the three residential design tools. Planning Commission Recommendation: To grant adoption of the three residential design tools. Applicant: North Loop Neighborhood Plan Contact Team (Sebastian Wren). Agent: City of Austin Planning and Development Review Department. City Staff: Kathleen Fox, 974-7877.
89. C14-2012-0057 – North Loop Neighborhood Plan Amendments – Conduct a public hearing to approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as the North Loop Neighborhood Planning Area generally bounded by Koenig Lane to the north, IH-35 South to the east, East 51st and East 45th Streets to the south,

and North Lamar Boulevard to the west, to adopt three residential design tools area-wide. These three tools include: Parking Placement and Impervious Surface Coverage for New Single-Family Construction, Garage Placement for New Single-Family Construction and Front Porch Placement Extending into the Front Yard Setback for New and Existing Single-Family Construction. Staff Recommendation: To grant adoption of the three residential design tools. Planning Commission Recommendation: To grant adoption of the three residential design tools. Applicant: North Loop Neighborhood Plan Contact Team (Sebastian Wren). Agent: City of Austin Planning and Development Review Department. City Staff: Clark Patterson, 974-7691

90. C14-2012-0051 – Felter Lane Hot Bodies – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 4134 Felter Lane (Onion Creek Watershed) from interim-rural residence (I-RR) district zoning to commercial-liquor sales (CS-1) district zoning. Staff Recommendation: To grant commercial-liquor sales-conditional overlay (CS-1-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant commercial-liquor sales-conditional overlay (CS-1-CO) combining district zoning. Owner/Applicant: Michael Kuhn. Agent: KPP International (Eleftherios “Lefty” Karamolegkos). City Staff: Wendy Rhoades, 974-7719.
91. C14-2011-0165 – Randerson Creekside Rezoning – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3108 East 51st Street (Fort Branch Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to multi-family residence-low density-neighborhood plan (MF-2-NP) combining district zoning. Staff Recommendation: To grant townhouse and condominium residence-conditional overlay-neighborhood plan (SF-6-CO-NP) combining district zoning. Planning Commission Recommendation: To grant multi-family residence-low density-conditional overlay-neighborhood plan (MF-2-CO-NP) combining district zoning. Owner/Applicant: CNB Austin (Mark Kalish). Agent: Central Texas Development Assessments (Mike Wilson). City Staff: Heather Chaffin, 974-2122.

4:00 PM - Public Hearings and Possible Actions

92. Conduct a public hearing to consider an appeal by Richard and Andrea Stovall of a decision by the Residential Design and Compatibility Commission denying a modification request for an increase in the floor-to-area ratio from 40% (4,425.6 square feet) to 48.2% (5,335 square feet) to construct a 132 square foot accessory building consisting of a bathroom and storage area at 1807 Stamford Lane.
93. Conduct a public hearing and receive public comment on the proposed increase to the drainage fee of the Watershed Protection Department as part

of the Fiscal Year 2012-13 Proposed Budget.

94. Conduct a public hearing to receive public comment on the proposed rate and fee changes for the Austin Water Utility as part of the Fiscal Year 2012-2013 Proposed Budget.
95. Conduct a public hearing to receive public comment on the City of Austin Fiscal Year 2012-2013 Proposed Budget.
96. Conduct a Public Hearing to receive public comment on the proposed rate and fee changes for Austin Energy as part of the Fiscal Year 2012-2013 Proposed Budget.
97. Conduct a public hearing on the proposed property (ad valorem) tax rate for Fiscal Year 2012-2013.
98. Conduct a public hearing to receive public comment on the proposed rate and fee changes for the Austin Resource Recovery Department as part of the Fiscal Year 2012-2013 Proposed Budget.
99. Conduct a public hearing and adopt an ordinance approving an interim consent agreement for the Rio de Vida Municipal Utility District (“MUD”); and waiving Sections 25-9-155 (review of petition and recommendation by city employees), 25-9-156 (board and commission review and recommendation), and 25-9-157 (distribution of reports) of the City Code relating to an interim consent agreement.

5:30 PM - Live Music

Suns of Orpheus

5:30 PM - Proclamations

Proclamation -- Austin Diversity Month -- to be presented by Mayor Lee Leffingwell and to be accepted by Carla Scales

Proclamation -- Childhood Cancer Month -- to be presented by Mayor Lee Leffingwell and to be accepted by Georgia Lee Moore

Proclamation -- O. Henry's 150th Birthday -- to be presented by Mayor Lee Leffingwell and to be accepted by Michael Hoinski

Proclamation -- Take a Loved One for a Check-Up Day -- to be presented by Mayor Pro Tem Sheryl Cole and to be accepted by Joe Barnes


Proclamation -- Jazz in Motion Youth Concert -- to be presented by Mayor Pro Tem Sheryl Cole and to be accepted by Pam Hart

Proclamation -- Peace & Dignity Day -- to be presented by Mayor Pro Tem

Sheryl Cole and to be accepted by Bob Carroll

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.