

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

# AGENDA



## AUSTIN CITY COUNCIL WORK SESSION

Tuesday, December 04, 2012

The Austin City Council will convene at 9:00 AM on  
Tuesday, December 04, 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.**

### **9:00 AM – City Council Convenes**

- A. Pre-Selected Agenda Items
- B. Council Discussion
- C. Council Items of Interest
  - C.1 Council Meeting Policy Discussion
- D. Briefings
  - D.1 Briefing by the City Auditor regarding the implementation of the selection process for the Citizens Independent Redistricting Commission and the Applicant Review Panel required by the City Charter.

### **Consent**

#### **Austin Energy**

- 2. Approve the issuance of a performance based incentive to Youth and Family Alliance dba LifeWorks for the generation of solar energy at its facility located at 835 N. Pleasant Valley Road in Austin, Texas, for an estimated \$40,800 per year for a total amount not to exceed \$408,000 over a 10-year period.
- 3. Authorize reimbursement to Seaholm Power, LLC, for design and engineering services for chilled water transmission lines and mechanical room design for chilled water service connections to a high-rise residential building and the former Seaholm power plant facility on the southern portion of the Seaholm Redevelopment site in an amount not to exceed \$210,840.

#### **Austin Water Utility**

- 4. Approve an ordinance amending the Fiscal Year 2012-2013 Austin Water Utility Capital Budget (Ordinance No. 20120910-002) to increase appropriations by \$15,500,000 for a total appropriation of \$523,500,000 for all remaining construction phase services for Water Treatment Plant No. 4. Related to Item #8.

5. Approve Service Extension Request No. 3114 for wastewater service to 1851 Westlake Drive, located within the Drinking Water Protection Zone and partially in the City's limited purpose jurisdiction, to serve one existing single family house.

#### **City Clerk**

6. Approve an ordinance repealing Section 2-1-104 of the City Code dissolving the Asian American Resource Center Advisory Board.

#### **Communications and Technology Management**

7. Approve an ordinance changing the name of ARENA DRIVE to SHORE DISTRICT DRIVE, or another name determined to be appropriate.

#### **Contract Management**

8. Authorize additional contract authority in the amount of \$13,500,000 plus \$2,000,000 owner contingency, for a total contract amount not to exceed \$374,500,000 for all remaining construction phase services in the Construction Manager at Risk Agreement with MWH CONSTRUCTORS, INC. for Water Treatment Plant No. 4. Related to Item #4.
9. Authorize execution of a construction contract with RODRIGUEZ BARR, INC. dba THE BARR COMPANY, AIA, for ABIA Terminal Improvements 2012 in the amount of \$6,479,800, including an allowance and alternate bid items, plus a \$323,990 contingency, for a total contract amount not to exceed \$6,803,790.
10. Authorize the execution of a professional services agreement with BRANDSTETTER CARROLL, INC., for RFQ Solicitation CLMP101A, to provide professional services for the Aquatic Facilities Strategic Master Plan project in the amount of \$250,000.
11. Authorize execution of a construction contract with AUSTIN FILTER SYSTEMS for Harold Court East Regional Service Center Improvements in the amount of \$4,795,831.40 plus a \$479,583.14 contingency, for a total contract amount not to exceed \$5,275,414.54.
12. Authorize execution of a construction contract with PEABODY GENERAL CONTRACTORS, INC. (WBE/FW 88.12%), for Central Business District Alley Waterlines 2010 Phase 1 in the amount of \$1,677,089 plus a \$251,563 contingency, for a total contract amount not to exceed \$1,928,652.
13. Authorize negotiation and execution of change order #15 to the construction contract with BARECKY CONSTRUCTION COMPANY for Emergency Medical Station No. 33 in the amount of \$75,992.30 for a total contract

amount not to exceed \$2,116,117.30.

14. Authorize negotiation and execution of a job order contract with KBR, INC.; WARDEN CONSTRUCTION CORP.; JAMAIL & SMITH CONSTRUCTION; and RHJ-JOC, INC. (staff recommendation), or one or more of the other qualified responders, for the 2013 Job Order Contract for City of Austin Facilities Improvements. The budget for the initial two-year term of the Contract is \$6,000,000 to be distributed among the four selected Contractors based on work authorization and availability. The initial contract term may be renewed for up to three additional one-year terms if sufficient funds are available at the end of the initial term or if additional funds are appropriated.
15. Authorize negotiation and execution of an amendment to the professional services agreement with FOUND DESIGN LLC, dba MERJE, to provide additional professional services for the Downtown Austin Wayfinding project in the amount of \$86,154 for a total contract not to exceed \$319,154.

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

16. Authorize the negotiation and execution of a furniture, fixtures, equipment and working capital loan to 11E5, LLC in an amount not to exceed \$1,081,101 under the Family Business Loan Program, for redevelopment of the property at 1100 East 5th Street as a multi-purpose event venue.

#### **Emergency Medical Services**

17. Approve an ordinance repealing section 12-4-5 of the City Code relating to the speed limit of an ambulance responding to an emergency call.

#### **Fleet Services**

18. Authorize negotiation and execution of interlocal agreements with twelve local governmental agencies and political subdivisions to provide decaling services by the City's Fleet Services Department with estimated annual revenue of \$10, 000 to the City.

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

19. Approve negotiation and execution of a social services contract with AUSTIN TRAVIS COUNTY INTEGRAL CARE, for a twenty-two month term beginning on December 1, 2012, in an amount not to exceed \$3,362,320, with two twelve-month extension options in an amount not to exceed \$1,681,160 per extension option, for a total contract amount not to exceed \$6,724,640.

#### **Law**

20. Authorize negotiation and execution of an amendment to the legal services contract with Bickerstaff, Heath, Delgado, Acosta LLP, Austin, Texas, for legal services related to the November 2012 election, in the amount of \$175,000 for a total contact amount not to exceed \$378,000.

### **Management Services**

21. Approve an ordinance setting the council meeting schedule for calendar year 2013.

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

22. Approve an ordinance authorizing acceptance of an additional \$50,000 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 2012-2013 Neighborhood Housing and Community Development Office Operating Budget Special Revenue Fund (Ordinance No. 20120910-001) for a total authorization of \$300,000 to establish a City of Austin Individual Development Accounts program to help participating low-income persons achieve financial stability.

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

23. Authorize the negotiation and execution of all documents and instruments necessary or desirable to sell 11.4095 acres of land, out of the Rueben Hornsby Survey No. 17, Abstract 15, Travis County, Texas, and being a portion of that certain tract of land described as 285.287 acres, Tract Number One, in the Deed to the City of Austin, of record in Volume 9247, Page 710 of the Real Property Records, Travis County, Texas, to the TEXAS DEPARTMENT OF TRANSPORTATION in the amount of \$261,861.
24. Authorize the negotiation and execution of all documents and instruments necessary or desirable to sell an approximate 0.341 of an acre of land, more or less, out of and a part of the Santiago Del Valle Grant, in Travis County, Texas, and being that certain 0.36 acre tract more particularly described by metes and bounds in a Warranty Deed to Cesar R. Jeffery, recorded in Document No. 2007212572, Official Public Records, Travis County, Texas; save and except a 0.017 acre tract conveyed to Travis County, Texas, by Right of Way Deed recorded in Volume 1790, Page 218, Deed Records, Travis County, Texas, locally known as 1325 Dalton Lane, to Oliver A. Billingsley, for the fair market value of \$13,600 as determined by a sealed bid auction held on October 10, 2012.
25. Authorize the negotiation and execution of all documents and instruments necessary or desirable to sell approximately 23.172 acres of land, more or less, out of the Santiago Del Valle Grant, Abstract No. 24, in Travis County, Texas, being the same property conveyed to Dennis R. Worsham by deed

recorded in/under 11037/552 of the Real Property Records of Travis County, Texas, locally known as 5611 Colton Road, to O.C. GREENBELTS, LLC, for the fair market value of \$127,000 as determined by a sealed bid auction held on October 10, 2012.

26. Authorize the negotiation and execution of all documents and instruments necessary or desirable to sell approximately 13.292 acres of land, more or less, out of the Noel M. Bain Survey No. 1, Abstract No. 61, Travis County, Texas, and being more particularly described by metes and bounds in a Warranty Deed recorded under Document No. 2004171658, of the Official Public Records of Travis County, Texas, locally known as 7201 Bain Road, to O.C. GREENBELTS, LLC, for the fair market value of \$60,000 as determined by a sealed bid auction held on October 10, 2012.
27. Authorize the negotiation and execution of all documents and instruments necessary or desirable to sell Lots 1 and 2, of the United Pentecostal Subdivision, a Subdivision in Travis County, Texas, according to the map or plat thereof, recorded in Document No. 2007000088, of the Official Public Records of Travis County, Texas, locally known as 1201 and 1213 Bastrop Highway, to Jonathan Weinstein, for the fair market value of \$280,100 as determined by a sealed bid auction held on October 10, 2012.
28. Authorize the negotiation and execution of all documents and instruments necessary or desirable to sell property generally known as 818, 820, 822, 824, 825, 827 and 829 Patton Avenue and 915 Bastrop Highway, to Oliver A. Billingsley, for the fair market value of \$62,757 as determined by a sealed bid auction held on October 10, 2012.
29. Authorize the negotiation and execution of all documents and instruments necessary or desirable to acquire a drainage easement of approximately 3.662 acres (159,513 square feet) for the Slaughter Creek at David Moore Drive Crossing Improvements Project, situated in the S.F. Slaughter Survey No. 1, Abstract 20, in Travis County, Texas, located at 10000 David Moore Drive, Austin, Texas 78748, from The Most Reverend John McCarthy, Bishop of the Catholic Diocese of Austin, and his successors in office, in an amount not to exceed \$138,986.
30. Authorize the negotiation and execution of any and all documents and instruments necessary for the conveyance of approximately 17,279 square feet of land in fee simple between the City of Austin and Steve and Michele Turnquist. Related to Item #110.
31. Approve an ordinance vacating a portion of Right-of-Way, recorded in Book 3, Page 136, Travis County Plat Records, to Earl Michael Gatewood, as Trustee of the Wilson GST Gift Trust, generally located northwest of the intersection of Wooldridge Avenue and Gaston Avenue.

## **Parks and Recreation**

32. Approve an ordinance amending City Code Chapter 8-1, Article 7 and City Code Chapter 10-6 to clarify the authority of the director of the Parks and Recreation Department, terminology, and fine ranges related to prohibitions on fire hazard activity and smoking on parkland for increased public health and safety protection from smoking and fire hazard activity in parks during burn ban orders or prohibitions on outdoor cooking and grilling; and declaring an emergency.
33. Approve an ordinance amending the Fiscal Year 2012-2013 Special Revenue Fund Operating Budget of the Parks and Recreation Department (Ordinance No. 20120910-001) to accept and appropriate up to \$175,000 from the Run Tex Foundation, and waiving certain fees and requirements for the 2012 Trail of Lights in an amount not to exceed \$119,526.
34. Authorize the execution of the Amendment #1 to Joint Operations Agreement between the City of Austin and the YMCA of Austin.
35. Approve execution of a temporary license agreement with American Youth Hostels, Inc., d/b/a Hostelling International-USA ("HI-USA"), on park land located at 2200 S. Lakeshore Drive, for an initial term of five years with one five-year renewal option, in exchange for a license payment to the City of \$2,000 per month .
36. Approve a resolution waiving the requirements of the City's policy related to concessions on park land, adopted by Council Resolution No. 980312-025, for a food and beverage and stand-up paddle board concession agreement between American Youth Hostels, Inc., d/b/a Hostelling International, and EpicSUP to be located at 2200 S. Lakeshore Drive.

### **Planning and Development Review**

37. Approve a resolution authorizing the City's continued membership in the Capital Area Council of Governments (CAPCOG) and payment of the related membership fee, in an amount not to exceed \$81,023.
38. Authorize negotiation and execution of an amendment to the Memorandum of Understanding between the City and Waller Creek Conservancy for the City to contribute an amount not to exceed \$75,000 toward the Waller Creek Conservancy's hiring of a Project Coordinator and to acknowledge the Conservancy's and City's agreement to retain the selected design team.
39. Approve a resolution authorizing the negotiation and execution of a Managed Growth Agreement with The Protestant Episcopal Church Council of the Diocese of Texas, St. Michael's Episcopal Church, for the 11.32 acre tract located at 1500 Capital of Texas Highway, known as the St. Michael's Episcopal Church site plan, SPC-01-0456C(XT2).MGA.

40. Approve an ordinance amending ordinance No. 20071213-088, to reflect the correct zoning for the property located at 1209 South 1st Street.
41. Approve second/third readings of an ordinance to annex the Estancia Hill Country/Wunneburger Strange area for full purposes (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).

## **Police**

42. Authorize negotiation and execution of an interlocal agreement between the City of Austin and the University of Texas at Austin in the amount of \$300,000 to cover the costs of research and evaluation for the City of Austin Byrne Criminal Justice Innovation Program over the 3-year grant period.
43. Authorize negotiation and execution of an interlocal agreement between the City and the Austin Independent School District in the amount of \$12,000 to cover the cost of gang prevention/intervention training and school district police overtime for Austin/Travis County Joint Juvenile Gang Intervention Team programming.
44. Authorize negotiation and execution of an interlocal agreement between the City and Travis County for one Assistant District Attorney position, which is to be devoted to handling criminal matters in the Downtown Business District in the amount of \$20,000.
45. Authorize negotiation and execution of amendment number one to the interlocal agreement between the City of Austin and Travis County concerning the FY2009 Justice Assistance Grant (JAG) Program that will extend the term of the interlocal through March 31, 2013, for a total contract amount not to exceed \$100,000.

## **Purchasing Office**

46. Authorize award and execution of Amendment No. 1 to a contract with CHASE PAYMENTECH SOLUTIONS, LLC, for Visa and MasterCard credit card processing services to increase funding in an estimated amount not to exceed \$469,249, for a revised estimated total contract amount not to exceed \$5,940,966.  
( Notes: This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. )
47. Authorize award and execution of a 12-month requirements contract through the Texas Local Government Purchasing Cooperative (Buy Board) with PCMALLGOV, for AIM, a database Client/Server Application, licenses and



support for Early Intervention Software for the Austin Police Department, Internal Affairs in an estimated amount not to exceed \$79,750, with five 12-month extension options for technical assistance and support in an amount not to exceed \$10,000, \$10,000, \$10,500, \$11,000, \$11,500 respectively, for a total estimated contract amount not to exceed \$132,750.

48. Authorize award, negotiation, and execution of a 36-month requirements service contract with JPMORGAN CHASE BANK, NA, or with the other qualified respondents to RFP BKH0152 to provide an enterprise-wide online e-payment system in an estimated amount not to exceed \$661,400 with two 24-month extension options in an estimated amount not to exceed \$903,650 for the first extension option and \$1,407,377 for the second extension option, for a total estimated contract amount not to exceed \$2,972,427.
49. Authorize award and execution of a contract through the Texas Local Government Purchasing Cooperative (BuyBoard) with McCOURT & SONS EQUIPMENT, INC for the purchase of one compost windrow turner for the Austin Water Utility in an amount not to exceed \$532,060.  
( 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 contract. )
50. Authorize award and execution of a 36-month requirements service agreement with SPECIALIZED RESPONSE SOLUTIONS, L.P., for the cleaning, inspection and certification of bulk chlorine storage tanks at the Ullrich Water Treatment Plant for the Austin Water Utility, in a total estimated contract amount not to exceed \$68,520.
51. Authorize award and execution of a 36-month requirements service contract with HI-LITE MARKINGS, INC. to provide airfield marking removal and reapplication for the Aviation Department, in an estimated amount not to exceed \$2,004,975, with three 12-month extension options in estimated amounts not to exceed \$668,325 for each extension option, a total estimated contract amount not to exceed \$4,009,950.  
( 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. )
52. Authorize award, negotiation, and execution of an 12-month requirements service contract with INDUSTRIAL ORGANIZATIONAL SOLUTIONS, INC., or one of the other qualified offerors to RFP No. CEA0111, to provide Civil Service hiring and promotional examination services for the Emergency Medical Services Department (EMS) in an estimated amount not to exceed \$81,000, with two 12-month extension options in an estimated amount not to exceed \$81,000 per extension option, for a total estimated contract amount not to exceed \$243,000.

( 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. )

53. Authorize award and execution of a contract through the Texas Local Government Purchasing Cooperative (BuyBoard) with SAN ANTONIO AMBULANCE SALES for the purchase of six ambulances for the Emergency Medical Services Department in an amount not to exceed \$1,107,224.

( 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 contract. )

54. Authorize award and execution of a 36-month requirements service contract with SIMPLEX GRINNELL LP to provide maintenance and repair of security access control and closed-circuit television monitoring systems for the Building Services Department, in an estimated amount not to exceed \$236,700, with three 12-month extension options in estimated amounts not to exceed \$78,900 per extension option, for a total estimated contract amount not to exceed \$473,400.

( 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. )

55. Authorize award and execution of Amendment No. 7 to a contract with ATHLETES SERVICES NETWORK AMERICA, dba AUSTIN MIDNIGHT BASKETBALL, for management and operation of the Midnight Basketball Program for the Parks and Recreation Department (PARD) to increase the contract amount in an amount not to exceed \$40,800 for the final extension option, for a revised total estimated contract amount not to exceed \$530,000.

( 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 contract. )

56. Authorize negotiation and execution of a Amendment No. 3 to a contract with OPEN TEXT INC, for additional licenses, maintenance and support for the Enterprise Document Imaging and Management System (EDIMS), in an amount not to exceed \$203,667 with increases to three existing 12-month extension options in amounts not to exceed \$36,542, \$42,783 and \$47,061 respectively, for a total contract amount not to exceed \$868,224.

## **Transportation**

57. Approve an ordinance amending the Fiscal Year 2012-2013 Austin Transportation Department Parking Management Fund Operating Budget (Ordinance No. 20120910-001) increasing revenue by \$353,040, increasing program expenses by \$179,120, adding 1.0 new full-time equivalent position, and increasing transfers out by \$88,699, for a total of \$267,819; and amending the Fiscal Year 2012-2013 Austin Transportation Department Capital Budget (Ordinance No. 20120910-002) to appropriate \$88,699 from the Austin Transportation Department Parking Management Fund Operating Budget (Ordinance No. 20120910-001) for West Campus Neighborhood improvements.
58. Approve a resolution authorizing the submission of an application for a federal construction grant in an amount not to exceed \$382,494 under the Texas Department of Transportation (TxDOT) Transportation Enhancement Program for the first phase of the Decker Lane Pedestrian Facility and Bridge project.

#### **Treasury Office**

59. Approve a resolution expressing the City's consent, as required by Internal Revenue Code Section 147(f), to Northeast Higher Education Facilities Corporation's loan to Hyde Park Baptist School, Inc. ,in an amount not to exceed \$15,000,000, for refinancing the cost of a secondary education facility, including classrooms and labs with a total capacity not exceeding 600 students, a dedicated two-story library, a multipurpose hall serving as an auditorium and cafeteria, administrative and support facilities, a 10,000 square foot athletic complex, including locker rooms with shower areas and restrooms, laundry facilities, weight rooms, and coaches' offices, and utilities, drainage, roads, landscaping, and parking, for facilities of the Borrower located at 11400 N. MoPac Expressway, Austin, and paying certain expenses in connection with the issuance of the loan.

#### **Watershed Protection Department**

60. Authorize negotiation and execution of Amendment No. 8 to an Interlocal Agreement with the University of North Texas for a native vegetation restoration project to be conducted in Lake Austin and Lady Bird Lake extending the termination date to December 31, 2015, in an amount not to exceed \$120,000, for a revised contract amount not to exceed \$645,000.

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

61. Approve appointments and certain related waivers to citizen boards and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members.
62. Approve an ordinance reimbursing certain rental fees for the 10th Annual Chess Tournament in the Park sponsored by the Austin Parks Foundation,

which took place on Saturday, November 10, 2012, at Brush Square Park.  
( Notes: SPONSOR: Council Member Chris Riley CO 1: Mayor Pro Tem Sheryl Cole )

63. Approve a resolution directing the City Manager to execute an interlocal agreement with the Texas Facilities Commission to participate in the Texas Facilities Commission's Capitol Area Development Strategy for sites located in the City.  
( Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member William Spelman CO 2: Council Member Chris Riley )
64. Approve a resolution directing the City Manager to provide notice about, and to submit to the first available land use commission meeting for public hearing, project proposals that have been submitted for consideration to the Texas Facilities Commission for properties within the City of Austin for which City comments are required pursuant to Texas Government Code Section 2267.055.  
( Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Chris Riley CO 2: Council Member William Spelman )
65. Approve an ordinance reimbursing certain fees and waiving certain requirements for the 39th Annual Fall String Festival sponsored by the Austin Independent School District which was held on Tuesday, November 6, 2012, at the Zilker Park Hillside Theatre.  
( Notes: SPONSOR: Council Member Kathie Tovo CO 1: Mayor Pro Tem Sheryl Cole CO 2: Mayor Lee Leffingwell )
66. Approve a resolution directing the City Manager to bring forward for Council consideration amendments to City Code Section 25-8-27 (Redevelopment Exception in the Barton Springs Zone) and other sections of the Code that will improve water quality and redevelopment opportunities in the Barton Springs Zone and other areas of the City.  
( Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Council Member Mike Martinez CO 2: Council Member Chris Riley )
67. Approve a resolution directing the City Manager to provide a report to Council, addressing the backlog of residential permit applications.  
( Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Chris Riley )
68. Approve the reimbursement of certain fees under City Code Chapter 14-8 and authorize payment of certain costs for the 25th annual AIDS Walk Austin 2012 event, sponsored by AIDS Services of Austin, which was held on Sunday, October 21, 2012.  
( Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Kathie Tovo CO 2: Mayor Lee Leffingwell )
69. Approve an ordinance creating a pilot program to authorize walking and

biking in certain trails on a 24-hour basis for the 2013 calendar year and waiving City Code Section 8-1-14 regarding park curfews for the limited purpose of walking or biking during the pilot program period.

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

70. Approve a resolution appointing a new City Clerk and establishing compensation and benefits.  
( Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Mayor Pro Tem Sheryl Cole )
71. Approve a resolution initiating amendments to Title 25 of the City Code and directing the City Manager to develop an ordinance that allows businesses, under certain conditions, to utilize underutilized parking lots on city parkland to satisfy minimum parking requirements in exchange for providing significant amenities or enhancements to serve the park.  
( Notes: SPONSOR: Council Member Chris Riley CO 1: Mayor Pro Tem Sheryl Cole )
72. Approve a resolution directing the City Manager to have the City of Austin participate in the "Work-From-Home" pilot day on February 8, 2013.  
( Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member William Spelman CO 2: Council Member Kathie Tovo )
73. Approve an ordinance initiating amendments to City Code Chapter 25-6 to establish a pilot program to reduce parking requirements for commercial businesses utilizing trip-reduction strategies; and waiving the requirement of City Code Section 25-1-502.  
( Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member William Spelman )
74. Approve a resolution establishing an advisory group to assist in the development and preparation of a new Land Development Code per the Imagine Austin Comprehensive Plan.  
( Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Chris Riley )

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

75. Set a public hearing to consider a resolution granting a waiver to Wheatsville Food Co-op, located at 4001 South Lamar Blvd., 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: December 13, 2012, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).
76. Set a public hearing to consider an ordinance on first reading regarding the application submitted by American Medical Response of Texas, Inc. to renew

a non-emergency medical transfer franchise under Chapter 10-2 of the City Code. (Suggested date and time: January 17, 2013, 4pm at Austin City Hall, 301 W. Second Street, Austin, TX.

## **Non-Consent**

### **Eminent Domain**

77. Approve a resolution authorizing the filing of eminent domain proceedings to acquire the following easements for the construction of the 345 kV Austrop to Dunlap Transmission Line Project: an approximately 1.779 acre tract of land and an approximately 2.342 acre tract of land out of the James Gilleland Survey No. 13, Abstract No. 12, Travis County, Texas, in the amounts of \$19,213 and \$25,294 respectively. The owner of the needed property interest is Beard & Beard Investments, LP. The general route of the project runs west from the Austrop Substation located on Blake-Manor Road to the Dunlap Substation under construction east of Taylor Lane. The easements being acquired run along and parallel to the north and south sides of an existing City of Austin electric transmission easement.

### **Briefings**

78. Office of Sustainability Update.
79. Austin Energy Update on the Electric Vehicle Program.

### **Executive Session**

80. Discuss legal issues related to Open Government matters (Private consultation with legal counsel -Section 551.071).
81. Discuss legal issues related to the November 6, 2012 election ( Private consultation with legal counsel-Section 551.071)
82. Discussion of personnel matters related to the appointment of a new City Clerk (Personnel Matters-551.074)
83. Discuss a real property acquisition of approximately 46 acres located east of US 183 ( Real Property-Section 551.072)

### **Zoning Ordinances / Restrictive Covenants (HEARINGS CLOSED)**

84. C14-2011-0066 – Creekside – Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 5616 South 1st Street (Williamson Creek Watershed) from community commercial-conditional overlay (GR-CO) combining district zoning to townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning. First reading

approved on October 20, 2011. Vote: 6-0, Mayor Pro Tem Cole was off the dais. Owner/Applicant: Equilibrium Development (Brad Schubert). Agent: PSW Homes (Ryan Diepenbrock). City Staff: Wendy Rhoades, 974-7719.

85. C14-2012-0063 – Christian Life Austin – Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 4700 West Gate Boulevard and 4701 Sunset Trail (Williamson Creek Watershed) from single family residence-standard lot (SF-2) district zoning, single family residence-standard lot-conditional overlay (SF-2-CO) combining district zoning, multi-family residence-low density (MF-2) district zoning, and multi-family residence-low density-conditional overlay (MF-2-CO) combining district zoning to general office-conditional overlay (GO-CO) combining district zoning. First reading approved on September 27, 2012. Vote: 5-1, Council Member Riley voted nay; Council Member Martinez was off the dais. Second Reading approved on November 8, 2012. Vote 6-1, Council Member Riley voted nay. Owner/Applicant: Christian Life Church of Austin (Josh Reynolds). Agent: Enabler Design (DeVon Wood). City Staff: Wendy Rhoades, 974-7719.
86. C14-2012-0070 – Drink. Well. Rezone – Approve second reading of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 207 East 53rd Street (Waller Creek Watershed) from neighborhood commercial-conditional overlay-neighborhood plan (LR-CO-NP) combining district zoning to community commercial-neighborhood plan (GR-NP) combining district zoning. First reading approved for community commercial-conditional overlay-neighborhood plan (GR-CO-NP) combining district zoning on September 27, 2012. Vote 6-0, Mayor Pro Tem Cole was off the dais. Applicant: M & J Properties, L.L.C. (Michael Sanders). Agent: Vasquez Ventures, L.L.C. (Rick Vasquez). City Staff: Clark Patterson, 974-7691.
87. C14-2012-0106 – 5th & San Jacinto Rezoning – Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 300 East 5th Street (Town Lake Watershed) from central business district (CBD) district zoning to central business district-central urban redevelopment district (CBD-CURE) combining district zoning. First reading approved on November 8, 2012. Vote 6-1, Council Member Tovo voted nay. Applicant: Harry Whittington, Mercedes Whittington, Sally May, Mercedes Greg, Margaret Puckett Trust, Sara May Trust, Caroline Puckett Trust, Michael May Trust, Camille May Trust, William Puckett Trust, Claire Whittington Trust. Agent: Armbrust & Brown, PLLC (Richard Suttle). City Staff: Clark Patterson, 974-7691.

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

88. NPA-2012-0019.03 - 2814 San Pedro - Conduct a public hearing and approve an ordinance amending Ordinance No. 040826-056, the Central

Austin Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 2814 San Pedro Street (Shoal Creek) from Single Family to Multifamily land use. Staff Recommendation: To deny Multifamily land use. Planning Commission Recommendation: This case was withdrawn by the Applicant prior to the Planning Commission hearing. Owner/Applicant: Cater Joseph. Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Maureen Meredith, 974-2695.

89. NPA-2012-0018.02 - George Shia NPA - Conduct a public hearing and approve an ordinance amending Ordinance No. 040513-30, the Brentwood/Highland Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 828, 836, 900 and 902 Houston Street, and 5527 Sunshine Drive (Waller Creek Watershed) from Higher Density Single Family land use and Mixed Use/Office land use to Multifamily land use. Staff Recommendation: To grant Multifamily land use. Planning Commission Recommendation: To deny Multifamily land use. Owner/Applicant: George Shia. Agent: Coats, Rose, Yale, Ryman & Lee (John M. Joseph). City Staff: Maureen Meredith, 974-2695.
90. C14-2012-0052 - George Shia Zoning - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 828 Houston Street and 5527 Sunshine Drive (Waller Creek Watershed) from townhouse and condominium residence-neighborhood plan (SF-6-NP) and limited office-mixed use-neighborhood plan (LO-MU-NP) combining district zoning to multifamily-high density-neighborhood plan (MF-5-NP) combining district zoning. Staff Recommendation: To grant multifamily-high density-neighborhood plan-conditional overlay (MF-5-NP-CO) combining district zoning. Planning Commission Recommendation: To deny multifamily-high density-neighborhood plan-conditional overlay (MF-5-NP-CO) combining district zoning. Applicant: George Shia. Agent: Coats, Rose, Yale, Ryman, & Lee (John Joseph). City Staff: Clark Patterson, 974-7691.
91. C14-2009-0055.01 (formerly identified as C14-2012-0053) - Texas State Troopers Zoning - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 5536-5540 North Lamar Boulevard (Waller Creek Watershed) from commercial-liquor sales-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-1-MU-V-CO-NP) combining district zoning and general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning to commercial-liquor sales-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-1-MU-V-CO-NP) combining district zoning and general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning, to change a condition of zoning. Staff



Recommendation: To grant commercial-liquor sales-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-1-MU-V-CO-NP) combining district zoning and general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning, to change a condition of zoning. Planning Commission Recommendation: To deny commercial-liquor sales-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-1-MU-V-CO-NP) combining district zoning and general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning, to change a condition of zoning. Applicant: Texas State Troopers Association (Claude Hart). Agent: Coats, Rose, Yale, Ryman, & Lee (John Joseph). City Staff: Clark Patterson, 974-7691.

92. NPA-2012-0026.02 – Georgian Retail – Conduct a public hearing and approve an ordinance amending Ordinance No. 20100624-110, the North Lamar Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 9310 Georgian Drive (Little Walnut Creek Watershed) from Single Family land use to Neighborhood Mixed Use land use. Staff Recommendation: To grant Neighborhood Mixed Use land use. Planning Commission Recommendation: To grant Neighborhood Mixed Use land use. Owner/Applicant: Amir Hossein Batoeinng. City Staff: Maureen Meredith, 974-2695.
93. C14-2012-0101– 9310 Georgian Drive – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 9310 Georgian Drive (Little Walnut Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to neighborhood commercial-mixed use-neighborhood plan (LR-MU-NP) combining district zoning. Staff Recommendation: To grant limited office-mixed use-conditional overlay-neighborhood plan (LO-MU-CO-NP) combining district zoning. Zoning and Platting Commission Recommendation: To grant neighborhood commercial-mixed use- conditional overlay-neighborhood plan (LR-MU-CO-NP) combining district zoning. Owner/Applicant: Amir Hossein Batoeinng. City Staff: Sherri Sirwaitis, 974-3057.
94. NPA-2012-0019.01 – West 34th Street Redevelopment – Conduct a public hearing and approve an ordinance amending Ordinance No. 040826-056, the Central Austin Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 3206 West Avenue, 3205 and 3207 Grandview Street (Shoal Creek Watershed; Waller Creek Watershed) from Single Family land use to Mixed Use/Office land use. Staff Recommendation: To grant Mixed Use/Office land use. Planning Commission Recommendation: To grant Mixed Use/Office land use. Owner/Applicant: B & G Partners, L.P. (Richard D. Stilovich). Agent:

Armbrust & Brown, PLLC (Amanda Morrow) and McCann Adams Studios (Jana McCann). City Staff: Maureen Meredith, 974-2695.

95. 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 and 808 West 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, with conditions. Planning Commission Recommendation: To grant general office-conditional overlay-neighborhood plan (GO-CO-NP) combining district zoning, with conditions. Applicant: REIT Management & Research, L.L.C. (Richard Stilovich). Agent: McCann Adams Studio (Jana McCann). City Staff: Clark Patterson, 974-7691.
96. 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, with conditions. Planning Commission Recommendation: To grant general office-conditional overlay-neighborhood plan (GO-CO-NP) combining district zoning, with conditions. Applicant: REIT Management & Research, L.L.C. (Richard Stilovich). Agent: McCann Adams Studio (Jana McCann). City Staff: Clark Patterson, 974-7691.
97. 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 West 34th Street, 3205 and 3207 Grandview Street, and 3206 West Avenue (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, with conditions. Planning Commission Recommendation: To grant general office-conditional overlay-neighborhood plan (GO-CO-NP) combining district zoning, with conditions. Applicant: REIT Management & Research, L.L.C. (Richard Stilovich). Agent: McCann Adams Studio (Jana McCann). City Staff: Clark Patterson, 974-7691.
98. 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 West 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, with conditions. Planning Commission Recommendation: To grant general office-conditional overlay-neighborhood plan (GO-CO-NP) combining district zoning, with conditions. Applicant: REIT Management & Research, L.L.C. (Richard Stilovich). Agent: McCann Adams Studio (Jana McCann). City Staff: Clark Patterson, 974-7691.

99. C14-2011-0065 – The Austin Hotel – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 800 and 804 Congress Avenue (Town Lake Watershed) from central business district (CBD) and central business district-historic landmark (CBD-H) combining district zoning to central business district-central urban redevelopment district (CBD-CURE) and central business district-historic landmark-central urban redevelopment district (CBD-H-CURE) combining district zoning. Staff Recommendation: To grant central business district-central urban redevelopment district (CBD-CURE) combining district zoning and central business district-historic landmark-central urban redevelopment district (CBD-H-CURE) combining district zoning. Planning Commission Recommendation: To deny central business district-central urban redevelopment district (CBD-CURE) combining district zoning and central business district-historic landmark-central urban redevelopment district (CBD-H-CURE) combining district zoning. Applicant: Gone to Texas Capital One, L.P. (David Kahn), The Karotkin Family Real Estate Trust (Doris Karotkin, Trustee). City Staff: Clark Patterson, 974-7691.
100. C14-2012-0032 – Del Curto Homes – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2905 Del Curto Road and 1814 Lightsey Road (West Bouldin Watershed) from family residence (SF-3) zoning to townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning. Staff Recommendation: To grant townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning, with conditions. Planning Commission Recommendation: To grant townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning, with conditions. Owner/Applicant: PSW Lightsey, LP (J. Ryan Diepenbrock). City Staff: Heather Chaffin, 974-2122.
101. C14-2012-0097 – Little Woodrow's Bar & Restaurant – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 5425 Burnet Road (Waller Creek Watershed) from general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning to commercial liquor sales-mixed use-vertical

mixed use building-conditional overlay-neighborhood plan (CS-1-MU-V-CO-NP) combining district zoning. Staff Recommendation: To approve commercial liquor sales-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-1-MU-V-CO-NP) combining district zoning. Planning Commission Recommendation: To approve commercial liquor sales-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-1-MU-V-CO-NP) combining district zoning. Applicant: Rick Engel. Agent: Alice Glasco Consulting, Inc. (Alice Glasco). City Staff: Clark Patterson, 974-7691.

102. C14-2012-0121 – Tech Ridge Center Phase III Apartments – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 12504 McCallen Pass (Walnut Creek Watershed) from limited industrial services (LI) district zoning, community commercial (GR) district zoning, and rural residence (RR) district zoning to multi-family residence-moderate-high density (MF-4) district zoning. Staff Recommendation: To grant multi-family residence-moderate-high density (MF-4) district zoning. Zoning and Platting Commission Recommendation: To grant multi-family residence-moderate-high density (MF-4) district zoning. Owner/Applicant: Tech Ridge Phase III, LP (Paul Juarez, VP Tech Ridge GP, LLC). Agent: Tech Ridge Management, LLC (Gina E. Diehl). City Staff: Sherri Sirwaitis, 974-3057.
103. C14-2012-0113 – 7003 E. Riverside Drive – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 7003 East Riverside Drive (Carson Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to townhouse and condominium residence-neighborhood plan (SF-6-NP) combining district zoning. Staff Recommendation: To grant townhouse and condominium residence-conditional overlay-neighborhood plan (SF-6-CO-NP) combining district zoning, with conditions. Planning Commission Recommendation: To grant townhouse and condominium residence-conditional overlay-neighborhood plan (SF-6-CO-NP) combining district zoning, with conditions. Owner: Bradsher Family Trust (Jack Bradsher). Applicant: Thrower Design (Ron Thrower). City Staff: Lee Heckman, 974-7604.
104. C14-2012-0114 – Monaco II – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2440 Wickersham Lane (Country Club East Creek Watershed) from multi-family residence-low density (MF-2) district zoning to community commercial-mixed use (GR-MU) combining district zoning. Staff Recommendation: To grant neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning. Planning Commission Recommendation: To grant community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. Owner: PDQ Austin Overlook, Inc. (T. Mark Knutsen). Applicant: Vaughn & Associates (Rick Vaughn). City Staff: Lee Heckman, 974-7604.

105. C14-2012-0115 – Landscape Resources – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 7401 Old Bee Caves Road (Williamson Creek Watershed-Barton Springs Zone) from rural residence-neighborhood plan (RR-NP) combining district zoning to neighborhood commercial-neighborhood plan (LR-NP) combining district zoning. Staff Recommendation: To grant general office-mixed use-conditional overlay-neighborhood plan (GO-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To grant general office-mixed use-conditional overlay-neighborhood plan (GO-MU-CO-NP) combining district zoning. Owner: WEAPSA LLC (Werrick E. Armstrong). Applicant: Thrower Design (Ron Thrower). City Staff: Lee Heckman, 974-7604.
106. C14-2012-0117 – Harlan Rezoning - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 4200 Manchaca Road (West Bouldin Creek Watershed) from family residence (SF-3) district zoning to limited office-mixed use (LO-MU) combining district zoning. Staff Recommendation: To grant limited office-mixed use (LO-MU) combining district zoning. Planning Commission Recommendation: To grant limited office-mixed use (LO-MU) combining district zoning. Owner: Estate of Orlena H. Harlan (Don Wilson Herron and Jon Taylor Herron). Applicant: Alice Glasco Consulting (Alice Glasco). City Staff: Lee Heckman, 974-7604.
107. C14-2012-0119 – The Oaks Phase III – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 14233 The Lakes Boulevard (Harris Branch Watershed) from general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning to multi-family residence-low density (MF-2) district zoning. Staff Recommendation: To grant multi-family residence-low density (MF-2) district zoning. Zoning and Platting Commission Recommendation: To grant multi-family residence-low density (MF-2) district zoning. Owner/Applicant: Tech Ridge Spectrum B.C., L.P. Agent: Smith, Robertson, Elliott, Glen, Klein & Douglas (David Hartman). City Staff: Sherri Sirwaitis, 974-3057.
108. C14-2012-0127 – Govalle Tunnel Centralized Odor Control Facility – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 818-826 Patton Avenue (Carson Creek Watershed) from public (P) district zoning to general commercial services (CS) district zoning. Staff Recommendation: To grant general commercial services (CS) district zoning. Zoning and Platting Commission Recommendation: To grant general commercial services (CS) district zoning. Owner/Applicant: City of Austin Public Works Department (Jonathan Thompson). Agent: Parsons Corporation (Monica Suarez). City Staff: Wendy Rhoades, 974-7719.

## **Austin Housing and Finance Corporation Meeting**

109. The Mayor will recess the City Council meeting to conduct a Board of Directors' Meeting of the Austin Housing Finance Corporation. Following adjournment of the AHFC Board meeting the City Council will reconvene. (The AHFC agenda is temporarily located at <https://austin.siretechnologies.com/sirepub/mtgviewer.aspx?meetid=328&doctype=AGEND>)

## **Public Hearings and Possible Actions**

110. Conduct a public hearing in accordance with Section 26.001 et seq. of the Texas Parks and Wildlife Code and consider a resolution approving the change in use and conveyance of approximately 17,279 square feet of land in fee simple to Steve and Michele Turnquist through the Balcones Canyonland Preserve tract known as Cortana, located along River Place Boulevard. Related to Item #30.
111. Conduct a public hearing and consider an ordinance regarding the Austin Downtown Public Improvement District (PID) 2013 assessment roll and authorize the levying of 2013 assessments.
112. Conduct a public hearing and consider an ordinance regarding the East 6th Street Public Improvement District (PID) 2013 assessment roll and authorize the levying of 2013 assessments.
113. Conduct a public hearing and consider an ordinance amending City Code Chapter 25-2, Subchapter C, Article 3, Division 9 (University Neighborhood Overlay District Requirements) relating to affordable housing regulations in the university neighborhood overlay (UNO) district.
114. Conduct a public hearing and consider an ordinance creating an economic development program for and authorizing the execution of an Economic Development Agreement with Visa Inc. and Visa U.S.A. Inc.
115. Approve an ordinance amending City Code Chapter 25-2 to create the East Riverside Corridor (ERC) zoning district, adopt a regulating plan for the district, amend Subchapter E: Design Standards & Mixed Use to exempt the ERC zoning district, and approve a collector street plan for the East Riverside Corridor Area on property located along or in proximity to East Riverside Drive, between IH-35 on the west and State Highway 71 on the east. THE PUBLIC HEARING FOR THIS ITEM WAS HELD AND CLOSED ON NOVEMBER 8, 2012. PER CITY CODE SECTION 25-5-27, ADDITIONAL SPEAKERS WILL NOT BE REGISTERED FOR THIS ITEM.
116. NPA-2012-0021.02 - East Riverside Corridor Regulating Plan (East Riverside/Oltorf Combined (EROCC) Neighborhood Planning Area) - Approve an ordinance amending Ordinance No. 20061116-055, an element of the Imagine Austin Comprehensive Plan, by adopting the East Riverside

Corridor Regulating Plan and changing the future land use designations of approximately 815 acres from various future land use designations to Specific Regulating District (SRD), on property in the EROC Neighborhood Planning Area located along or in proximity to East Riverside Drive, between IH-35 on the west and Grove Boulevard on the east (Harper's Branch Watershed, Town Lake Watershed, Country Club East Creek Watershed, Country Club West Creek Watershed, Carson Creek Watershed). Staff Recommendation: To grant Specific Regulating District. Planning Commission Recommendation: To grant Specific Regulating District, with conditions. On November 8, 2012, Council conducted the public hearing. Applicant and Agent: Planning and Development Review Department. City Staff: Erica Leak, 974-2856. THE PUBLIC HEARING FOR THIS ITEM WAS HELD AND CLOSED ON NOVEMBER 8, 2012. PER CITY CODE SECTION 2-5-27, ADDITIONAL SPEAKERS WILL NOT BE REGISTERED FOR THIS ITEM.

117. NPA-2012-0005.04 - East Riverside Corridor Regulating Plan (Montopolis Neighborhood Planning Area) - Approve an ordinance amending Ordinance No. 010927-05, an element of the Imagine Austin Comprehensive Plan, by adopting the East Riverside Corridor Regulating Plan and changing the future land use designations of approximately 271 acres from various future land uses designations to Specific Regulating District (SRD), on property in the Montopolis Neighborhood Planning Area located along or in proximity to East Riverside Drive, between Grove Boulevard on the west and State Highway 71 on the east (Country Club East Creek Watershed, Carson Creek Watershed, Colorado River Watershed). Staff Recommendation: To grant Specific Regulating District. Planning Commission Recommendation: To grant Specific Regulating District, with conditions. On November 8, 2012, Council conducted the public hearing. Applicant and Agent: Planning and Development Review Department. City Staff: Erica Leak, 974-2856. THE PUBLIC HEARING FOR THIS ITEM WAS HELD AND CLOSED ON NOVEMBER 8, 2012. PER CITY CODE SECTION 2-5-27, ADDITIONAL SPEAKERS WILL NOT BE REGISTERED FOR THIS ITEM.
118. C14-2012-0111a - East Riverside Corridor Regulating Plan (East Riverside Neighborhood Planning Area) - Approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning 13 tracts (approximately 228 acres) within the East Riverside Corridor Regulating Plan boundaries, on property in the East Riverside Neighborhood Planning Area located along or in proximity to East Riverside Drive, between IH-35 on the west and Pleasant Valley Road on the east (Harper's Branch Watershed, Town Lake Watershed, Country Club West Creek Watershed) from unzoned, rural residence-neighborhood plan (RR-NP) combining district zoning, multi-family residence-low density (MF-2) district zoning, multi-family residence-low density-conditional overlay-neighborhood plan (MF-2-CO-NP) combining district zoning, multi-family residence-medium density (MF-3) district zoning, multi-family residence-medium density-conditional overlay

(MF-3-CO) combining district zoning, multi-family residence-medium density-neighborhood plan (MF-3-NP) combining district zoning, multi-family residence-moderate-high density (MF-4) district zoning, multi-family residence-moderate-high density-conditional overlay-neighborhood plan (MF-4-CO-NP) combining district zoning, multi-family residence-highest density-conditional overlay-neighborhood plan (MF-6-CO-NP) combining district zoning, limited office-neighborhood plan (LO-NP) combining district zoning, limited office-conditional overlay-neighborhood plan (LO-CO-NP) combining district zoning, limited office-mixed use-conditional overlay-neighborhood plan (LO-MU-CO-NP) combining district zoning, general office-neighborhood plan (GO-NP) combining district zoning, general office-conditional overlay-neighborhood plan (GO-CO-NP) combining district zoning, general office-mixed-use-conditional overlay-neighborhood plan (GO-MU-CO-NP) combining district zoning, neighborhood commercial-neighborhood plan (LR-NP) combining district zoning, neighborhood commercial-vertical mixed use building-conditional overlay-neighborhood plan (LR-V-CO-NP) combining district zoning, community commercial (GR) district zoning, community commercial-conditional overlay (GR-CO) combining district zoning, community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning, community commercial-neighborhood plan (GR-NP) combining district zoning, community commercial-mixed use-neighborhood plan (GR-MU-NP) combining district zoning, community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning, warehouse/limited office-conditional overlay-neighborhood plan (W/LO-CO-NP) combining district zoning, general commercial services (CS) district zoning, general commercial services-conditional overlay (CS-CO) combining district zoning, general commercial services-neighborhood plan (CS-NP) combining district zoning, general commercial services-mixed-use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning, commercial-liquor sales (CS-1) district zoning, commercial-liquor sales-neighborhood plan (CS-1-NP) combining district zoning, commercial-liquor sales-mixed-use-conditional overlay-neighborhood plan (CS-1-MU-CO-NP) combining district zoning, and lake commercial-conditional overlay-neighborhood plan (L-CO-NP) combining district zoning to East Riverside Corridor (ERC) district zoning. The proposed zoning changes will implement the land use recommendations of the adopted East Riverside Corridor (ERC) Master Plan. Staff Recommendation: To grant East Riverside Corridor (ERC) district zoning. Planning Commission Recommendation: To grant East Riverside Corridor (ERC) district zoning, with conditions. On November 8, 2012, Council conducted the public hearing. Applicant and Agent: Planning and Development Review Department. City Staff: Erica Leak, 974-2856. THE PUBLIC HEARING FOR THIS ITEM WAS HELD AND CLOSED ON NOVEMBER 8, 2012. PER CITY CODE SECTION 2-5-27, ADDITIONAL SPEAKERS WILL NOT BE REGISTERED FOR THIS ITEM.



119. C14-2012-0111b - East Riverside Corridor Regulating Plan (Pleasant Valley Neighborhood Planning Area) - Approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning 25 tracts (approximately 365 acres) within the East Riverside Corridor Regulating Plan boundaries, on property in the Pleasant Valley Neighborhood Planning Area located along or in proximity to East Riverside Drive, between Pleasant Valley Road on the west and Grove Boulevard on the east (Country Club East Creek Watershed, Country Club West Creek Watershed) from rural residence (RR) district zoning, rural residence-neighborhood plan (RR-NP) combining district zoning, single family residence-large lot-neighborhood plan (SF-1-NP) combining district zoning, single family residence-standard lot-neighborhood plan (SF-2-NP) combining district zoning, family residence-neighborhood plan (SF-3-NP) combining district zoning, multi-family residence-low density (MF-2) district zoning, multi-family residence-low density-conditional overlay (MF-2-CO) combining district zoning, multi-family residence-low density-neighborhood plan (MF-2-NP) combining district zoning, multi-family residence-medium density-conditional overlay (MF-3-CO) combining district zoning, multi-family residence-medium density-neighborhood plan (MF-3-NP) combining district zoning, multi-family residence-moderate-high density (MF-4) district zoning, limited office-mixed use-conditional overlay-neighborhood plan (LO-MU-CO-NP) combining district zoning, general office-mixed-use-conditional overlay-neighborhood plan (GO-MU-CO-NP) combining district zoning, neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning, neighborhood commercial-neighborhood plan (LR-NP) combining district zoning, neighborhood commercial-mixed use-conditional overlay-neighborhood plan (LR-MU-CO-NP) combining district zoning, community commercial (GR) district zoning, community commercial-conditional overlay (GR-CO) combining district zoning, community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning, community commercial-neighborhood plan (GR-NP) combining district zoning, community commercial-mixed use-neighborhood plan (GR-MU-NP) combining district zoning, warehouse/limited office-conditional overlay-neighborhood plan (W/LO-CO-NP) combining district zoning, general commercial services (CS) district zoning, general commercial services-conditional overlay (CS-CO) combining district zoning, general commercial services-mixed-use-neighborhood plan (CS-MU-NP) combining district zoning, commercial-liquor sales (CS-1) district zoning, commercial-liquor sales-neighborhood plan (CS-1-NP) combining district zoning, industrial park-neighborhood plan (IP-NP) combining district zoning, and limited industrial service-neighborhood plan (LI-NP) combining district zoning to East Riverside Corridor (ERC) district zoning. The proposed zoning changes will implement the land use recommendations of the adopted East Riverside Corridor (ERC) Master Plan. Staff Recommendation: To grant East Riverside Corridor (ERC) district zoning. Planning Commission Recommendation: To grant East Riverside Corridor (ERC) district zoning, with conditions. On November 8, 2012, Council conducted the public

hearing. Applicant and Agent: Planning and Development Review Department. City Staff: Erica Leak, 974-2856. THE PUBLIC HEARING FOR THIS ITEM WAS HELD AND CLOSED ON NOVEMBER 8, 2012. PER CITY CODE SECTION 2-5-27, ADDITIONAL SPEAKERS WILL NOT BE REGISTERED FOR THIS ITEM.

120. C14-2012-0112 - East Riverside Corridor Regulating Plan (Montopolis Neighborhood Planning Area) - Approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning 11 tracts (approximately 235 acres) within the East Riverside Corridor Regulating Plan boundaries, on property located in the Montopolis Neighborhood Planning Area along or in proximity to East Riverside Drive, between Grove Boulevard on the west and State Highway 71 on the east (Country Club East Creek Watershed, Carson Creek Watershed, Colorado River Watershed) from rural residence-neighborhood plan (RR-NP) combining district zoning, family residence-neighborhood plan (SF-3-NP) combining district zoning, single family residence-small lot-neighborhood plan (SF-4A-NP) combining district zoning, multi-family residence-low density-neighborhood plan (MF-2-NP) combining district zoning, multi-family residence-low density-conditional overlay-neighborhood plan (MF-2-CO-NP) combining district zoning, multi-family residence-medium density-neighborhood plan (MF-3-NP) combining district zoning, multi-family residence-medium density-conditional overlay-neighborhood plan (MF-3-CO-NP) combining district zoning, general office-mixed use-conditional overlay-neighborhood plan (GO-MU-CO-NP) combining district zoning, neighborhood commercial-neighborhood plan (LR-NP) combining district zoning, neighborhood commercial-mixed use-neighborhood plan (LR-MU-NP) combining district zoning, community commercial-neighborhood plan (GR-NP) combining district zoning, community commercial-mixed use-neighborhood plan (GR-MU-NP) combining district zoning, community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning, general commercial services-neighborhood plan (CS-NP) combining district zoning, general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning, general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning, general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning and limited industrial service-neighborhood plan (LI-NP) combining district zoning to East Riverside Corridor (ERC) district zoning. The proposed zoning changes will implement the land use recommendations of the adopted East Riverside Corridor (ERC) Master Plan. Staff Recommendation: To grant East Riverside Corridor (ERC) district zoning. Planning Commission Recommendation: To grant East Riverside Corridor (ERC) district zoning, with conditions. On November 8, 2012, Council conducted the public hearing. Applicant and Agent: Planning and Development Review Department. City Staff: Erica Leak, 974-2856. THE PUBLIC HEARING FOR THIS ITEM WAS HELD AND CLOSED ON NOVEMBER 8, 2012. PER CITY CODE SECTION 2-5-27,

ADDITIONAL SPEAKERS WILL NOT BE REGISTERED FOR THIS ITEM.

## 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.