

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

# AGENDA



## AUSTIN CITY COUNCIL WORK SESSION

Tuesday, January 29, 2013

The Austin City Council will convene at 9:00 AM on  
Tuesday, January 29, 2013 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
  - B.1 Discuss Code Revision Committee nominations
- C. Council Items of Interest
- D. Briefings
  - D.1 Briefing on the Municipal Civil Service developments to date.

### **Consent**

#### **Austin Energy**

- 2. Approve issuance of a rebate to Pointserve, Inc. (Mobi) for the installation of an energy efficient technology in an amount not to exceed \$73,165.

#### **Austin Water Utility**

- 3. Approve Service Extension Request No. 3158 for water service to a 1.49 acre tract of land, known as 8647 W. Highway 290, located within the Drinking Water Protection Zone and the City's 2-mile extraterritorial jurisdiction.

#### **Contract Management**

- 4. Authorize negotiation and execution of professional services agreements with each of the following three staff-recommended firms (or one of the other qualified responders): STANLEY CONSULTANTS, INC., ENERGY ENGINEERING ASSOCIATES, INC., and AFFILIATED ENGINEERS, INC. for Austin Energy's 2013 Engineering Services for Chilled Water Pipes in Plants & Distribution Service Areas Rotation List for an estimated period of three years or until financial authorization is expended, with the total amount not to exceed \$1,500,000 divided among the three firms.  
(Notes: This contract will be awarded in compliance with Chapter 2-9B of the City Code (Minority Owned and Women Owned Business Enterprise

Procurement Program) by meeting the goals with 15.80% MBE and 15.80% WBE subconsultant participation. )

5. Authorize negotiation and execution of an amendment to the professional services agreement with LOCKWOOD, ANDREWS AND NEWNAM, INC., Austin, TX, for additional engineering design phase services for the Spicewood Springs Pump Station Improvements in an amount not to exceed \$88,000, for a total contract amount not to exceed \$1,615,559.  
( Notes: This contract was awarded in compliance with Chapter 2-9B of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) with 15.70% MBE and 50.70% WBE sub-consultant participation to date. )
6. Authorize execution of a construction contract with MUNIZ CONCRETE & CONTRACTING INC. (MH/DBE- 88.25%), for the North Walnut Creek Bike Trail Project in the amount of \$5,643,325.98 plus a \$282,166.30 contingency, for a total contract amount not to exceed \$5,925,492.28. Related to Item #16.  
( Notes: This contract will be awarded in compliance with the requirements of 49 CFR Part 26 (Disadvantaged Business Enterprise Program) and Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goal with 88.25% DBE prime participation and 1.82% DBE subcontractor participation. )
7. Authorize negotiation and execution of a professional services agreement with the following three staff recommended firms ( or one of the other qualified responders): JACOBS ENGINEERING GROUP, INC.; ESPEY CONSULTANTS, INC. dba RPS ESPEY; and BURY + PARTNERS, INC. for engineering services for Austin Energy's 2013 Engineering Services for Chilled Water in the Right-of-Way Rotation List for an estimated period of three years or until financial authorization is expended, with the total amount not to exceed \$1,500,000 divided among the three firms.  
( Notes: This contract will be awarded in compliance with Chapter 2-9B of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 15.80% MBE and 15.80% WBE subcontractor participation. )

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

8. Authorize negotiation and execution of an amendment to the contract with NADAAA, Inc., a Boston based design firm with lead artist Nader Tehrani for additional design services for the Seaholm Electrical Substation Wall Art in Public Places Project in the Seaholm District, in an amount not to exceed \$107,893 for a total contract amount of \$302,358.
9. Authorize negotiation and execution of a professional service agreement between the City of Austin and Troublemaker Studios, L.P. to create a pilot program that will establish a creative industry incubator at Troublemaker

Studios to promote the film and digital media industry and authorize funding for the program in the amount of \$200,000 for a one-year term with two extension options.

### **Health and Human Services**

10. Authorize negotiation and execution of amendments to contracts with the following four providers of services for people with HIV or AIDS to provide additional funding and extend contract terms through September 30, 2013: Amendment No.7 with AIDS SERVICES OF AUSTIN, INC. in an amount not to exceed \$159,435, for a total contract amount not to exceed \$1,152,718; Amendment No.7 with AUSTIN TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION CENTER in an amount not to exceed \$31,309 for a total contract amount not to exceed \$258,432; Amendment No.7 with PROJECT TRANSITIONS, INC. in an amount not to exceed \$51,245 for a total contract amount not to exceed \$482,449; Amendment No.7 with THE WRIGHT HOUSE WELLNESS CENTER in an amount not to exceed \$48,446 for a total contract amount not to exceed \$540,251.
11. Approve an ordinance authorizing acceptance of \$51,893 in grant funds from the U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, HEALTH RESOURCES AND SERVICES ADMINISTRATION, and amending the Fiscal Year 2012-2013 Health and Human Services Department Operating Budget Special Revenue Fund (Ordinance No. 20120910-001) to appropriate \$51,893 for the Ryan White Part A HIV Emergency Relief Project and Minority AIDS Initiative Grant Program that provides medical and supportive services to people with the human immunodeficiency virus.

### **Management Services**

12. Approve an ordinance authorizing acceptance of \$25,000 in grant funds for the Cities of Service Impact Volunteering Fund Grant from Cities of Service, Inc.; and amending the Fiscal Year 2012-2013 Management Services Department Operating Budget Special Revenue Fund (Ordinance No. 20120910-001) for the implementation of the Invasive Species Management Plan.

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

13. Approve a resolution authorizing the City Manager to submit an application for grant funding in an amount up to \$2.5 million from the United States Department of Housing and Urban Development Lead-Based Paint Hazard Control Program for the City's LeadSmart Program.

### **Parks and Recreation**

14. Approve an ordinance amending the Parks and Recreation Department

Capital Budget (Ordinance No. 20120910-002) to transfer \$42,255 from the Fiscal Year 2012-2013 Parks and Recreation Department Special Revenue Fund Operating Budget (Ordinance No. 20120910-001) for restoration of the Swedish Cabin at the Zilker Botanical Gardens.

15. Approve negotiation and execution of an interlocal agreement with the Austin Independent School District for mentoring services at Metz Elementary School for a term of nine months beginning August 22, 2012, in an amount not to exceed \$100,000; and ratifying payment of \$100,000 for the 2011-2012 program year, for a total contract amount not to exceed \$200,000.
16. Approve an Ordinance amending the Fiscal Year 2012-2013 Parks and Recreation Department Capital Budget (Ordinance No. 20120910-002) to reallocate and appropriate \$1,400,000 from facility renovations to trails; amending the Fiscal Year 2012-2013 Financial Services Department Capital Budget (Ordinance No. 20120910-002) to transfer \$1,198,850 to the Parks and Recreation Department Capital Budget; and amending the Fiscal Year 2012-2013 Parks and Recreation Department Capital Budget (Ordinance No. 20120910-002) to appropriate the \$1,198,850 transfer for the Northern Walnut Creek Trail project. Related to Item #6.

### **Planning and Development Review**

17. Approve an ordinance regarding a Managed Growth Agreement with Pearson Place at Avery Ranch, LTD, for the 196 acre tract located at Avery Ranch Blvd. and Double Eagle Pass known as the Pearson Place Preliminary Plan, C8J-2008-0056(XT).MGA.
18. Approve an ordinance regarding a Managed Growth Agreement with Shady Hollow Garden Townhomes, for the 34.94 acre tract located at 2601 and 2645 Frate Barker Road known as the Shady Hollow Garden Townhomes site plan SP-2008-0061C(XT2).MGA.
19. Approve an ordinance waiving City Code Section 25-2-945 for the limited purpose of allowing the relocation of two noncomplying off-premise signs formerly located at 6712 1/2 N. FM. 620 and 6800 1/2 N. FM 620.

### **Purchasing Office**

20. 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. BKH0135REBID, to provide information technology master plan services for the Aviation Department in an estimated amount not to exceed \$989,700.  
( Notes: This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 5.67% MBE and 2.36% WBE subcontractor participation. )

21. Authorize award and execution of a 36-month requirements supply contract with HOSELINE, INC., to provide the Fleet Services Department Hoseline components for use in emergency vehicle repairs in an estimated amount not to exceed \$91,000, with three 12-month extension options in an estimated amount not to exceed \$43,200, \$51,840, and \$62,208 respectively, for a total estimated contract amount not to exceed \$248,248.  
( 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. )
22. Authorize award, negotiation, and execution of a 36-month requirements service contract with BERLITZ LANGUAGES, INC., or the other qualified offeror to RFP No. JSD0129, to provide Language Proficiency Exam Services for the Human Resources Department in an estimated amount of \$112,500, with a 36-month extension option in the amount of \$112,500, for a total estimated contract amount not to exceed \$225,000.  
( 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. )
23. Authorize recurring payments under the Greater Austin Area Telecommunications Network Agency interlocal agreement for the City of Austin's share of the variable and joint project costs at an anticipated average of \$584,111 annually for the remaining 20 years of the agreement for a total amount not to exceed \$11,682,220.  
( 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. )
24. Authorize the negotiation and execution of Amendment No. 17 to the contract with IBM Corporation for envelopes, paper and other consumables for the City of Austin's utilities billing system, the Customer Care & Billing or CC&B System, in an amount not to exceed \$1,800,000 for a total estimated contract amount not to exceed \$61,039,728.  
( Notes: This contract was awarded in compliance with Chapter 2-9C of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) with 16.18% MBE and 12.70% WBE subcontractor participation to date. )

### **Transportation**

25. Authorize negotiation and execution of an interlocal agreement assigning the City of Buda the responsibility of construction and maintenance of a gateway

“Way-Finding” sign on the Texas Department of Transportation right of way of IH-35 South and within the City of Austin limits.

26. Authorize the execution of an amendment extending the interlocal agreement with the LONE STAR RAIL DISTRICT until December 31, 2014 and increasing the authorization requested by \$200,000 for a total agreement in an amount not to exceed \$550,000 for Project Connect and other regional rail and mobility efforts.

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

27. Approve appointments and certain related waivers to citizen boards and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members.
28. 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 )
29. Approve a resolution amending Resolution No. 20121206-074 relating to membership requirements of the Land Development Code advisory group and ensuring diversity of stakeholder perspectives.  
( Notes: SPONSOR: Council Member William Spelman CO 1: Mayor Pro Tem Sheryl Cole CO 2: Mayor Lee Leffingwell )
30. Approve a resolution directing the City Manager to coordinate with Travis County and Austin Community College District and prepare a report for Council within 45 days on the proposed Lone Star rail service and interlocal agreement.  
( Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member Mike Martinez )
31. Approve a resolution initiating a code amendment to the Plaza Saltillo TOD District Station Area Plan and Regulating Plan to allow indoor entertainment as a conditional use in the TOD Mixed Use zoning category and directing the City Manager to process the amendment.  
( Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison CO 2: Council Member Kathie Tovo )
32. Approve a resolution directing the City Manager to develop recommendations relating to a Tax Increment Financing Policy that ensures consistent consideration of proposals, transparency and accountability, as well as the financial viability and efficiency of such arrangements and report the recommendations to Council by May 15, 2013.  
( Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Mayor Lee

Leffingwell CO 2: Council Member Mike Martinez )

33. Approve a resolution directing the City Manager to reallocate all funds originally identified and budgeted for a master planning process of the Capitol Complex and state-owned properties to the weatherization program for low income families.  
( Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison )
34. Approve a resolution authorizing Mayor Lee Leffingwell to execute an amendment to the Capital Area Metropolitan Planning Organization Joint Powers Agreement to allow former members of Caldwell County's Commissioners Court to serve on the Transportation Policy Board.  
( Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Council Member William Spelman CO 2: Council Member Chris Riley )

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

35. Set a public hearing to consider an ordinance amending Chapter 25-6 of the City Code pertaining to downtown parking requirements. (Suggested date and time: February 28, 2013, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin TX).
36. Set a public hearing to consider an ordinance amending Chapter 25-2, to make cocktail lounges a conditional use in the Rainey Street subdistrict of the Waterfront Overlay. (Suggested date and time: February 28, 2013, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).
37. Set a public hearing to consider an ordinance amending Chapter 25-2 of the City Code to make electronic prototype assembly and electronic testing conditional uses in the downtown mixed use (DMU) base zoning district. (Suggested date and time: February 28, 2013, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).
38. Set a public hearing to consider an ordinance amending City Code Chapter 25-2, to allow a property that has as its principal developed use religious assembly, private primary educational facilities, private secondary educational facilities, public primary educational facilities, public secondary educational facilities, or community recreation (public), to apply for a temporary use permit for outdoor assembly. (Suggested date and time: March 21, 2013, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).
39. Set a public hearing to consider an ordinance amending City Code Chapter 25 to clarify definitions, standards, and regulations related to bicycle parking. (Suggested date and time: March 21, 2013, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).

**Non-Consent**

## **Eminent Domain**

40. Approve a resolution authorizing the filing of eminent domain proceedings for the Austin Clean Water Program: Govalle 4 – Webberville/San Bernard/4th Street Wastewater Improvement Project for a 324 square foot permanent wastewater line easement out of Lot 5 and Lot 4, Sam Huston Heights Annex, a subdivision in the City of Austin, of record in Book 4, Page 3, Plat Records, Travis County, Texas in the amount of \$689. The owner of the needed property interests is KYLE ORDIORNE. The property is located at 3019 East 12th Street, Austin, Travis County, Texas. The general route covered by this completed project included various streets in central east Austin, including Webberville Road, San Bernard Street and 4th Street.
41. Approve a resolution authorizing the filing of eminent domain proceedings for the North Acres Final Conveyance Project for 445 square feet of land for a permanent wastewater line easement out of the J. Applegait Survey No. 58, Abstract No. 29, Travis County, Texas, being a portion of Lot 12, Block G, North Acres Section Four, a subdivision of record in Volume 46, Page 95 of the Plat Records of Travis County, Texas, conveyed to the Fragosa Family Trust, Antonio Fragosa and Leonila G. Fragosa, Trustees, in Volume 12655, Page 709 of the Real Property Records of Travis County, Texas in the amount of \$470. The owners of the needed property interests are THE SUCCESSOR TRUSTEE(S) OF THE FRAGOSA FAMILY TRUST, DATED MARCH 25, 1996. The property is located at 10623 Denell Circle, in Austin, Travis County, Texas 78753. The general route covered by this project is along Polecat Creek, west of Dessau Road.

## **Morning Briefings**

42. Project Connect Regional Transit Update.
43. Briefing on Concepts for Rainey Street Improvements.

## **Executive Session**

44. Discuss legal issues related to Open Government matters (Private consultation with legal counsel - Section 551.071).
45. Discuss legal issues related to November 6, 2012 election (Private consultation with legal counsel - Section 551.071).
46. Discuss legal issues related to City of Austin 2013 labor negotiations with employees in the Fire, Police, and EMS departments (Private consultation with legal counsel-Section 551.071)
47. Discuss legal issues related to PUCT Docket No. 40627, Petition by Homeowners United for Rate Fairness to Review City of Austin Rate

Ordinance No. 20120607-055 (Private consultation with legal counsel - Section 551.071).

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

48. C14-2012-0028 - 3rd & Colorado - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 301 and 311 Colorado Street, and 114 West 3rd Street (Town Lake Watershed) from central business district-central urban redevelopment district (CBD-CURE) combining district zoning to central business district-central urban redevelopment district (CBD-CURE) combining district zoning, to change a condition of zoning. First reading approved on August 16, 2012. Vote 7-0. Applicant: S/H Austin Partnership (John Beauchamp). Agent: Winstead, P.C. (Stephen O. Drenner). City Staff: Clark Patterson, 974-7691.
49. C14-2012-0032 – Del Curto Homes – Approve second/third readings of 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 Creek Watershed) from family residence (SF-3) district zoning to townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning, with conditions. First Reading approved on December 6, 2012. Vote: 7-0. Owner/Applicant: PSW Lightsey, LP (J. Ryan Diepenbrock). City Staff: Heather Chaffin, 974-2122. A valid petition has been filed in opposition to this rezoning request.
50. C14-2012-0070 - Drink. Well. Rezone - Approve third 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-conditional overlay-neighborhood plan (GR-CO-NP) combining district zoning. First reading approved on September 27, 2012. Vote 6-0. Mayor Pro Tem Cole was off the dais. Second reading approved on December 6, 2012. Vote 7-0. Applicant: M & J Properties, L.L.C. (Michael Sanders). Agent: Vasquez Ventures, L.L.C. (Rick Vasquez). City Staff: Clark Patterson, 974-7691.
51. C14-2012-0097 – Little Woodrow’s Bar & Restaurant – Approve second/third readings of 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. First reading approved on December 13, 2012. Vote 4-2, Council Members Morrison and Tovo voted nay. Council Member Martinez was off the dais. Applicant: Rick Engel. Agent: Alice Glasco Consulting, Inc. (Alice Glasco). City Staff: Clark Patterson, 974-7691.

52. C14-2012-0114 - Monaco II - Approve second/third readings of 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-conditional overlay (GR-MU-CO) combining district zoning with conditions. First Reading approved on January 17, 2013. Vote 6-0, Mayor Leffingwell was absent. Owner: PDQ Austin Overlook, Inc. (T. Mark Knutsen). Applicant: Vaughn & Associates (Rick Vaughn). City Staff: Lee Heckman, 974-7604.

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

53. C14-2008-0159(RCA) - 3rd & Colorado - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 301 and 311 Colorado Street, and 114 West 3rd Street (Town Lake Watershed) to amend a portion of the Restrictive Covenant as it relates to certain uses and development standards. Staff Recommendation: To grant an amendment to a portion of the Restrictive Covenant. Planning Commission Recommendation: To grant an amendment to a portion of the Restrictive Covenant. Applicant: S/H Austin Partnership (John Beauchamp). Agent: Winstead, P.C. (Stephen O. Drenner). City Staff: Clark Patterson, 974-7691.
54. C14-74-145(RCT) - 500 South Third - Conduct a public hearing to terminate a restrictive covenant on property locally known as 500 South 3rd Street (Town Lake Watershed). Staff Recommendation: To grant the restrictive covenant termination. Planning Commission Recommendation: To grant the restrictive covenant termination. Owner: Michael G. Martin. Applicant: Vaughn & Associates (Rick Vaughn). City Staff: Lee Heckman, 974-7604.
55. C14-2012-0151 – Lot 7, 81 William Cannon Joint Venture Subdivision – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2112 East William Cannon Drive (Williamson Creek Watershed) from neighborhood commercial (LR) district zoning to multi-family residence-medium density (MF-3) district zoning. Staff Recommendation: To grant multi-family residence-medium density (MF-3) district zoning. Zoning and Platting Commission Recommendation: To grant multi-family residence-medium density (MF-3) district zoning. Owner/Applicant: East William Cannon 2007, LTD (William Hale). Agent: CSF Civil Group, LLC (Charles E. Steinman). City Staff: Wendy Rhoades, 974-7719.
56. 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.

57. 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.
58. 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.
59. 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.

60. 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.
61. 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. A valid petition has been submitted in opposition to this rezoning request.
62. C14-2012-0060 - 8401 South 1st Street - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 8401 South 1st Street (South Boggy Creek Watershed) from development reserve (DR) district zoning and single family residence-standard lot (SF-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 for Tract 1 and townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning for Tract 2. Zoning and Platting Commission Recommendation: To grant neighborhood commercial-mixed use-

conditional overlay (LR-MU-CO) combining district zoning for Tract 1 and townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning for Tract 2. Owner/Applicant: PV First Street Investors LLC (Joe Simmons). Agent: Aquila Commercial (Jim Gallegos). City Staff: Wendy Rhoades, 974-7719.

63. C14-2012-0123 - The Paloma - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1123 East 11th Street (Town Lake Watershed) from commercial-liquor sales-neighborhood conservation combining district-neighborhood plan (CS-1-NCCD-NP) combining district zoning to commercial-liquor sales-neighborhood conservation combining district-neighborhood plan (CS-1-NCCD-NP) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant commercial-liquor sales-neighborhood conservation combining district-neighborhood plan (CS-1-NCCD-NP) combining district zoning, with conditions. Planning Commission Recommendation: To grant commercial-liquor sales-neighborhood conservation combining district-neighborhood plan (CS-1-NCCD-NP) combining district zoning, with conditions. Owner/Applicant: 1123 Partners (Mark Vornberg). City Staff: Heather Chaffin, 974-2122.
64. C14-85-288.45(RCA2) – Covered Bridge Planned Unit Development – Conduct a public hearing and approve a restrictive covenant amendment for property locally known as 6714 Covered Bridge Drive (Williamson Creek Watershed-Barton Springs Zone) to amend a portion of the Restrictive Covenant to remove 32.025 acres out of the 194.74 Restrictive Covenant. Staff Recommendation: To grant an amendment to amend a portion of the Restrictive Covenant to remove 32.025 acres out of the 194.74 Restrictive Covenant. The land in the PUD is within the area known as the Barton Springs Zone in which the City's Save Our Springs (SOS) ordinance applies. PUD zoning may modify City ordinances applicable to development of the land. Planning Commission Recommendation: To grant an amendment to amend a portion of the Restrictive Covenant to remove 32.025 acres out of the 194.74 Restrictive Covenant. Owner/Applicant: PPF AMLI Covered Bridge Drive, LLC; CBAL Whitecrowe LLC; Covered Bridge Section 8, LLC. Agent: Thrower Design (Ron Thrower). City Staff: Heather Chaffin, 974-2122..
65. C814-2012-0055 – Covered Bridge Planned Unit Development – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 6714 Covered Bridge Drive (Williamson Creek Watershed-Barton Springs Zone) from community commercial- neighborhood plan (GR-NP) combining district zoning, community commercial-conditional overlay- neighborhood plan (GR-CO-NP) combining district zoning, multi-family residence (limited density)-neighborhood plan (MF-1-NP) combining district zoning, townhouse and condominium residence-neighborhood plan (SF-6-NP) combining district zoning, and rural residence-neighborhood plan (RR-NP)

combining district zoning to planned unit development-neighborhood plan (PUD-NP) combining district zoning. The land in the PUD is within the area known as the Barton Springs Zone in which the City's Save Our Springs (SOS) ordinance applies. PUD zoning may modify City ordinances applicable to development of the land. Staff Recommendation: To grant planned unit development-neighborhood plan (PUD-NP) combining district zoning, with conditions. Planning Commission Recommendation: To grant planned unit development- neighborhood plan (PUD-NP) combining district zoning, with conditions. Owner/Applicant: PPF AMLI Covered Bridge Drive, LLC; CBAL Whitecrowe LLC; Covered Bridge Section 8, LLC. Agent: Thrower Design (Ron Thrower). City Staff: Heather Chaffin, 974-2122.

66. C14H-2012-0005 – Webb-Shaw Building (East Half) – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 214 E. 6th Street (Lady Bird Lake Watershed) from Central Business District (CBD) zoning to Central Business District-Historic Landmark (CBD-H) combining district zoning. Staff Recommendation: To grant Central Business District-Historic Landmark (CBD-H) combining district zoning. Historic Landmark Commission Recommendation: To grant Central Business District-Historic Landmark (CBD-H) combining district zoning. Planning Commission Recommendation: To grant Central Business District-Historic Landmark (CBD-H) combining district zoning. Applicant: Doug Guller. City Staff: Steve Sadowsky, 974-6454.

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

67. Conduct a public hearing and consider an ordinance amending City Code Chapters 25-1, 25-2, and 25-5 to require Land Use Commission approval for construction of outdoor amphitheatres and similar structures, whether associated with a principal or accessory use or not.
68. Conduct a public hearing and consider an ordinance adopting the seventh plan modification to the East 11th and 12th Streets Urban Renewal Plan.
69. Conduct a public hearing and consider an ordinance authorizing floodplain variances requested by the owners of a single family residence at 8412 Millway Drive located in the 25-year and 100-year floodplains of Shoal Creek, to convert a portion of the existing garage into a living area.

### **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.