



**Thursday, September 26, 2013**

The Austin City Council will convene at 10:00 AM on  
Thursday, September 26, 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, (512) 974-2210

*The City Council may go into a closed session as permitted by the Texas Open Meetings Act, (Chapter 551 of the Texas Government Code) regarding any item on this agenda.*

**All of the following items may be acted upon by one motion. No separate discussion or action on any of the items is necessary unless desired by a Council Member.**

**9:55 AM – Invocation**

Imam Islam Mossaad, North Austin Muslim Community Center

**10:00 AM – City Council Convenes**

**Consent**

**Approval of Minutes**

1. Approve the minutes of the Austin City Council work session meeting of August 27, 2013, regular meeting of August 29, 2013, special called meeting of September 3, 2013 and budget adoption reading meeting of September 9, 2013.

**Animal Services Office**

2. Authorize negotiation and execution of an interlocal agreement with Travis County under which City will provide certain animal services to Travis County, in exchange for payment of \$1,115,472, for a 12-month period beginning October 1, 2013.

**Austin Energy**

3. Authorize negotiation and execution of an agreement with Feather & Fur Animal Hospital, to provide a performance-based incentive for the generation of solar energy at its facility located at 9125 Manchaca Road, Austin, Texas 78748, for an estimated \$6,057 per year, for a total amount not to exceed \$60,570 over a 10-year period.
4. Authorize negotiation and execution of an agreement with Steve Jackson Games, to provide a performance-based incentive for the generation of solar energy at its facility located at 3735 Promontory Point Drive, Austin, Texas 78744, for an estimated \$23,488 per year, for a total amount not to exceed \$234,880 over a 10-year period.
5. Authorize negotiation and execution of an agreement with Western Will Properties, to provide a performance-based incentive for the generation of solar energy at its facility located at 2555 Western Trails Bend, Austin, Texas 78745, for an estimated \$9,963 per year, for a total amount not to exceed \$99,630 over a 10-year period.

6. Authorize negotiation and execution of an agreement with Whole Foods Market Rocky Mountain/Southwest, L.P., to provide a performance-based incentive for the generation of solar energy at its facility located at 840 Interchange Blvd., Austin, Texas 78721, for an estimated \$42,888 per year, for a total amount not to exceed \$428,880 over a 10-year period.

### **Aviation**

7. Authorize negotiation and execution of a lease and development agreement with Scott Airport Parking, LLC for up to 64 acres of land at Austin-Bergstrom International Airport to develop and operate public covered parking facilities and additional services that enhance public use of the Airport.
8. Authorize execution of a lease with ABIA Retail, LLC for a tract of approximately 13 acres of land at Austin-Bergstrom International Airport to develop for commercial retail uses.

### **Budget**

9. Approve an ordinance amending the Fiscal Year 2013-2014 General Fund Operating Budget (Ordinance No. 20130909-001) reducing the transfer out to the Economic Incentives Reserve Fund in the amount of \$2,160,895, amending the Fiscal Year 2013-2014 Emergency Medical Services Department Operating Budget (Ordinance No. 20130909-001) to increase appropriations by \$2,160,895, amending the Fiscal Year 2013-2014 Economic Incentives Reserve Fund Operating Budget (Ordinance No. 20130909-001) reducing the transfer in from the General Fund in the amount of \$2,160,895 and decreasing total requirements by the same amount for costs associated with the Meet and Confer Agreement between the City and the Austin/Travis County Emergency Medical Services Employees' Association.

### **City Clerk**

10. Authorize execution of an interlocal agreement with Hays County for election services in an amount not to exceed \$2,000.

### **Code Compliance**

11. Approve an ordinance amending City Code Title 4 to add Chapter 4-14 establishing a pilot program requiring rental registration for multi-family rental properties and non-compliant single family and duplex rental properties; establishing a penalty; amending Section 2-1-122 relating to the Building and Standards Commission; and establishing pilot program evaluation criteria. Related to Item #12.
12. Approve an ordinance amending City Code Title 4 to add Chapter 4-14

relating to registration of rental property; establishing a penalty; and amending Section 2-1-122 relating to the Building and Standards Commission. Related to Item #11.

### **Contract Management**

13. Authorize execution of a construction contract with DENUCCI CONSTRUCTORS, LLC, for 3rd Street Reconstruction Phase 2 Project, from Congress Avenue to Brazos Street and San Jacinto Boulevard to Trinity Street, in the amount of \$2,365,343 plus a \$236,534.30 contingency, for a total contract amount not to exceed \$2,601,877.30.  
( Notes: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority-Owned and Women-Owned Business Enterprise Procurement Program) by meeting the goals with 6.68% MBE and 2.98% WBE subcontractor participation. )
14. Authorize execution of a construction contract with SMITH CONTRACTING COMPANY, INC. for the Davis Lane - Leo Street to West Gate Project in the amount of \$1,947,203, plus a \$233,664.36 contingency, for a total contract amount not to exceed \$2,180,867.36.  
( Notes: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 7.68% MBE and 2.10% WBE subcontractor participation. )
15. Authorize additional contingency to the construction contract with MCLEAN CONSTRUCTION INC., for the Group 19 Phase 1 Street Reconstruction and Utility Adjustments Project, a 2010 BOND PROGRAM, in the amount of \$250,000, for a total contract amount not to exceed \$4,908,199.47.  
( Notes: This contract was awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) with 15.54% MBE and 1.08% WBE subcontractor participation to date. )
16. Authorize execution of a construction contract with BLASTCO TEXAS, INC. for Jollyville Reservoir Improvements in the amount of \$2,411,370, plus a \$241,137 contingency, for a total contract amount not to exceed \$2,652,507.  
( Notes: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) through the achievement of Good Faith Efforts with 5.99% MBE and 4.16% WBE subcontractor participation. )
17. Authorize execution of a construction contract with AUSTIN UNDERGROUND, INC. for the Smith Road Extension Project in an amount not to exceed \$2,927,112.75, plus a \$146,355.64 contingency, for a total contract amount not to exceed \$3,073,468.39.

( Notes: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 81.86% MBE prime participation; 2.22% MBE and 2.56% WBE subcontractor participation. )

### **Convention Center**

18. Approve a resolution adopting the Austin Convention and Visitors Bureau 2013-2014 Marketing Plan and Proposed Budget of \$13,339,141 setting the contract payment in an amount not to exceed \$11,032,841 for 2013-2014, and authorizing the City Manager to file the approved documents with the City Clerk's office as required by the Texas Tax Code.

### **Economic Development Department**

19. Authorize negotiation and execution of a professional services agreement with Skillpoint Alliance to continue the Community Technology and Training Center Program, for a one-year term beginning October 1, 2013, in an amount not to exceed \$287,833, with two twelve-month renewal options, for a total estimated contract amount not to exceed \$863,499.
20. Authorize negotiation and execution of a design and commission agreement with Eric Eley for artwork for the Spirit of Austin Lane Cell Phone Waiting Area Project at the Austin Bergstrom International Airport, in an amount not to exceed \$355,000.
21. Authorize negotiation and execution of a design and commission agreement with Mikyoung Kim for artwork for the Terminal East Infill Project at Austin-Bergstrom International Airport, in an amount not to exceed \$700,000.
22. Approve a resolution authorizing the City Manager to award cultural arts services contracts for Fiscal Year 2013-2014 in an amount not to exceed \$5,358,610.

### **Emergency Medical Services**

23. Approve a resolution ratifying the Meet and Confer Agreement between the City and the Austin/Travis County Emergency Medical Services Employees' Association relating to wages, hours, and terms and conditions of employment for covered employees. Related to Item #24.
24. Approve an ordinance establishing classifications and positions in the classified service of the Emergency Medical Services Department, establishing pay rates, creating certain positions, and repealing Ordinance No. 20130909-006 relating to Emergency Medical Services Department's classifications and positions. Related to Item #23.

25. Approve a resolution authorizing the City Manager, by and through the EMS Director, to hold over for one hundred and twenty days the current interlocal agreement between the City and Travis County for Emergency Medical Services, as provided for in the agreement. Related to Item #26.
26. Authorize negotiation and execution of an interlocal agreement between the City and Travis County to provide emergency medical services in areas of Travis County outside the City's corporate limits and dispatch support services to Travis County's STAR Flight program for a 12-month term beginning on October 1, 2013. Related to Item #25.

## **Fire**

27. Authorize negotiation and execution of an interlocal agreement between the City and the North Lake Tahoe Fire Protection District to establish a framework of cooperation for training and field experience related to fuels management and wildland fire suppression activities. The initial term is three years and the parties may renew for additional terms on mutual consent.
28. Authorize negotiation and execution of an interlocal agreement between the City and the U.S. Fish and Wildlife Service (USFWS) to establish a framework of cooperation for assistance during prescribed fire, wildfire, and other "all hazard" incidents on USFWS refuges and other federal properties.

## **Health and Human Services**

29. Authorize negotiation and execution of Closed Point of Dispensing agreements with businesses to provide emergency medication to an estimated 200,000 Austin area employees and family members in the event of a public health emergency.
30. Authorize execution of interlocal agreements between the City and the cities of Bee Cave, Lakeway, Manor, Rollingwood, Village of San Leanna, Sunset Valley, Village of Volente and West Lake Hills to provide public health services for initial terms of one year with renewal options for up to four additional successive one year terms.
31. Authorize negotiation and execution of amendments to four contracts with providers of services for people living with HIV or AIDS: AIDS SERVICES OF AUSTIN, INC. in an amount not to exceed \$273,317, for a total contract amount not to exceed \$1,426,035; AUSTIN TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION CENTER, in an amount not to exceed \$53,673 for a total contract amount not to exceed \$312,105; PROJECT TRANSITIONS, INC. in an amount not to exceed \$87,849 for a total contract amount not to exceed \$570,298; THE WRIGHT HOUSE WELLNESS CENTER in an amount not to exceed \$83,050 for a total contract amount not to exceed \$623,301.

32. Authorize negotiation and execution of an interlocal agreement with the TEXAS DEPARTMENT OF STATE HEALTH SERVICES to purchase human immunodeficiency virus medication for eligible clients under the City's Ryan White Part A HIV Emergency Relief Project grant, for a five-month term from October 1, 2013 through February 28, 2014, for a total contract amount not to exceed \$400,000.
33. Authorize negotiation and execution of a 12-month contract with FRONT STEPS, INC., Austin, for the provision of homeless social services at the Austin Resource Center for the Homeless in an amount not to exceed \$2,173,627 for the period October 1, 2013 through September 30, 2014, with four 12-month renewal options in an amount not to exceed \$2,173,627 per renewal term, for a total contract amount not to exceed \$10,868,135.
34. Approve an ordinance accepting \$73,572 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 \$73,572 for the Ryan White Part C HIV Early Intervention Services Grant Program which provides medical and supportive services to people with the human immunodeficiency virus.
35. Authorize negotiation and execution of Amendment No. 4 to the Agreement with the ENDING COMMUNITY HOMELESSNESS COALITION, INC., Austin, to increase funding for community coordination activities related to homeless services system improvements developed by implementing a new coordinated assessment system, for the period of October 12, 2012 to September 30, 2013, in an amount not to exceed \$60,000, for a total contract amount not to exceed \$377,000.
36. Authorize negotiation and execution of contract amendments with two providers of HIV-related services under the Ryan White Part C Outpatient Early Intervention Services Grant: AIDS SERVICES OF AUSTIN, INC., in the amount of \$23,821, for a total second year contract of \$176,761, with three 12-month renewal options in an amount not to exceed \$176,761 per renewal option, for a total contract amount not to exceed \$884,898; and CENTRAL TEXAS COMMUNITY HEALTH CENTERS-DAVID POWELL CLINIC, in the amount of \$29,987, for a total second year contract of \$503,414, with three 12-month renewal option, in an amount not to exceed \$503,414 per renewal option for a total contract amount not to exceed \$2,487,083.
37. Authorize negotiation and execution of an Interlocal Agreement with Travis County under which the City will provide public health services in exchange for payment of \$3,122,526, for a 12-month period beginning October 1, 2013.
38. Approve an ordinance authorizing acceptance of \$257,578 in grant funds

from the TEXAS DEPARTMENT OF STATE HEALTH SERVICES, and amending the Fiscal Year 2012-2013 Health and Human Services Department Operating Budget Special Revenue Fund (Ordinance No. 20120910-001) to appropriate \$257,578 for programs authorized under the Texas Health and Safety Code: Office of Public Health Practice Program, HIV Surveillance Control Program, Sexually Transmitted Disease Control, Refugee Health Screening Program, Tuberculosis (TB) Prevention and Control Federal Program, TB Prevention and Control State Program, Public Health Emergency Preparedness Program, and the Immunization Outreach Program.

### **Law**

39. Authorize negotiation and execution of an amendment to the legal services agreement with the law firm of Mayer Brown to provide legal services related to minority and women-owned business enterprise procurement program issues in the amount of \$10,000, for a total contract amount not to exceed \$100,000.

### **Library**

40. Approve an ordinance accepting \$737 in grant funds from the Texas State Library and Archives Commission; and amending the Fiscal Year 2012-2013 Library Department Operating Budget Special Revenue Fund (Ordinance No. 20120910-001) to appropriate \$737 for staff to attend the Edge Focus Group Meeting.

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

41. Authorize negotiation and execution of a one-year service agreement with the Austin Housing Finance Corporation to manage and operate various housing programs on the City's behalf during Fiscal Year 2013-2014 using funds from federal and local sources in the amount of \$9,426,028.
42. Authorize negotiation and execution of a one-year contract with AUSTIN TENANTS' COUNCIL to fund and administer the Tenants' Rights Assistance program for community education and information about tenant protection laws in an amount not to exceed \$288,729.
43. Authorize negotiation and execution of a one-year contract with BUSINESS INVESTMENT GROWTH to provide training and technical assistance services to certified microenterprise firms in an amount not to exceed \$200,000.
44. Authorize negotiation and execution of a one-year contract with PEOPLEFUND in an amount not to exceed \$150,000 to administer the Community Development Bank program and to support job creation and expansion of small businesses by providing loan services through



PEOPLETUND's Small Business Development program.

### **Office of Homeland Security and Emergency Management**

45. Approve an ordinance accepting \$40,000 in additional grant funds from the Texas Department of Public Safety; and amending the Fiscal Year 2012-2013 Management Services Department Operating Budget Special Revenue Fund (Ordinance No. 20120910-001) to appropriate \$40,000 for the Office of Homeland Security and Emergency Management for public safety equipment, training, and services.

### **Parks and Recreation**

46. Approve an ordinance accepting \$1,047 in grant funds from the Texas Commission on the Arts; and amending the Fiscal Year 2012-2013 Parks and Recreation Department Operating Budget Special Revenue Fund (Ordinance No. 20120910-001) to appropriate \$1,047 to fund musical performances for the public.
47. Approve an ordinance accepting \$15,000 in grant funds from the Austin Community Foundation; and amending the Fiscal Year 2012-2013 Parks and Recreation Department Operating Budget Special Revenue Fund (Ordinance No. 20120910-001) to appropriate \$15,000 to provide youth football programs to under-served youth at recreation centers.
48. Authorize negotiation and execution of an interlocal agreement between the City of Austin and the Austin Independent School District for the presentation of the Austin Nature and Science Center Conservation Quest Exhibit Program to 5th grade Title I AISD elementary school students, at a cost to the City not to exceed \$4,600.
49. Authorize negotiation and execution of an interlocal agreement between the City of Austin and the Austin Independent School District for the ACE Reading and Tutoring Intervention Program to be offered at Allison, Brooke, Govalle, Metz, Ortega and Zavala Elementary Schools.

### **Planning and Development Review**

50. Approve a resolution consenting to the annexation of 3.75 acres into Travis County Water Control and Improvement District No. 10 ("WCID No. 10") for the provision of retail water service.
51. Approve second and third reading of an ordinance adopting site-specific amendments to City Code Chapter 25-8, Article 12 (Save Our Springs Initiative) and variances to City Code Sections 25-8-281, 25-8-483, and 25-8-65 for property generally located at 3712 Ben Garza Lane; and waiving City Code Section 25-1-502. This action concerns land located in the Barton Springs Zone.

## **Police**

52. Authorize negotiation and execution of an interlocal agreement for Booking and Related Services between Travis County and the City of Austin in the amount not to exceed \$6,389,648 for Fiscal Year 2013-2014.
53. Approve an ordinance authorizing accepting \$26,779 in additional grant funds from the Downtown Austin Alliance; and amending the Fiscal Year 2012-2013 Austin Police Department Operating Budget Special Revenue Fund (Ordinance No. 20120910-001) to appropriate an additional \$26,779 for the Downtown Ranger Program.

## **Public Works**

54. Approve an ordinance accepting funds in the amount of \$350,000 from BIKE SHARE OF AUSTIN for a portion of the local matching funds necessary to meet the grant requirements for the Bike Share Program; amending the Public Works Department Operating Budget Special Revenue Fund (Ordinance No. 20120910-001) in the amount of \$350,000; and amending the Public Works Department Capital Budget (Ordinance No. 20120910-002) to transfer in and appropriate \$350,000 from the Public Works Department Operating Budget Special Revenue Fund for the Bike Share Program.
55. Authorize negotiation and execution of an interlocal agreement with Travis County to designate the City as the lead agency in a partnership with the County for preliminary engineering studies and design on the extension of Braker Lane from its existing terminus to Harris Branch Parkway. Related to Item #56.
56. Approve a resolution authorizing the City Manager to seek the approval of the Capital Area Metropolitan Planning Organization (CAMPO) of an amendment to the project scope and limits; and of the reallocation of Surface Transportation Program Metropolitan Mobility federal funds administered through CAMPO and the Texas Department of Transportation for preliminary engineering and environmental studies on the extension of Braker Lane from its existing terminus near Dessau Road to Samsung Boulevard project. Related to Item #55.
57. Authorize negotiation and execution of an amendment to the interlocal agreement between the City and the Texas Department of Transportation for the US 290 Intersection Improvement Project at FM 1826 and Convict Hill Road in an amount not to exceed \$379,274.50 for a total amount not to exceed \$898,876.50.

## **Purchasing Office**

58. Authorize award, negotiation, and execution of a 24-month requirements supply contract with SUN COAST RESOURCES, INC., or one of the other qualified offerors to RFP No. SMW0118, to provide bulk motor fuels and fuel related products in an amount not to exceed \$34,650,000, with four 12-month extension options in an amount not to exceed \$19,965,000 for the first option, \$21,961,500 for the second option, \$24,157,650 for the third option, and \$26,573,415 for the final option, for a total contract amount not to exceed \$127,307,565.

( 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. )

59. Authorize award, negotiation, and execution of a 24-month requirements service agreement with EMERGE KNOWLEDGE DESIGN INC., or one of the other qualified offerors to RFP No. SDC0010 to design, develop and maintain a secure Web-based data collection and reporting system for Austin Resource Recovery in an amount not to exceed \$200,000, with four 12-month extension options in an amount not to exceed \$100,000 per extension option for a total contract amount not to exceed \$600,000.

60. Authorize negotiation, award, and execution of a contract with CYRUN CORPORATION or to one of the other qualified offerors to provide computer-aided dispatch and record management system for the Austin Convention Center Department in an amount not to exceed \$100,000.  
( Notes: This contract will be awarded in compliance with City Code Chapter 2-9D (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. )

61. Authorize award and execution of a 36-month requirements service contract with SIMPLEX GRINNELL L.P., or one of the other qualified offerors to RFP No. PAX0108 for inspection, testing, maintenance, repair, upgrades, and new system installation for fire alarm, suppression, alarm monitoring, and related systems for various city departments in an amount not to exceed \$4,200,000, with three 12-month extension options in an amount not to exceed \$1,400,000 per option for a total contract amount not to exceed \$8,400,000.

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

62. Authorize award and execution of a contract through the Texas Multiple Award Schedule (TXMAS) with BRUNSWICK COMMERCIAL AND GOVERNMENT PRODUCTS, INC. for the purchase of one patrol boat in an amount not to exceed \$112,395.

( Notes: This contract will be awarded in compliance with City Code Chapter

2-9D (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract. )

63. Authorize award and execution of a 36-month requirements service agreement with AUSTIN COMMUNITY RADIO, INC. KAZI-FM to provide radio broadcasts of City Council meetings in an amount not to exceed \$240,000.  
( Notes: This contract will be awarded in compliance with City Code Chapter 2-9C (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. )
64. Authorize award and execution of various supply and service contracts during the Fiscal Year 2013-2014 through the STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES cooperative purchasing program for the purchase of computer, telephone, and network hardware and related maintenance services in an amount not to exceed \$30,606,339.  
( Notes: This contract will be awarded in compliance with City Code Chapter 2-9C (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established; however, SMBR will assist in the identification of subcontracting opportunities on a case by case basis. )
65. Authorize award and execution of various supply and service contracts during the Fiscal Year 2013-2014 through the STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES cooperative purchasing program, for the purchase of computer software and software maintenance and support in an amount not to exceed \$21,115,309.  
( Notes: This contract will be awarded in compliance with City Code Chapter 2-9C (Minority –Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established. However, SMBR will assist in the identification of subcontracting opportunities on a case by case basis. )
66. Authorize award and execution of various service contracts during the Fiscal Year 2013-2014 through the STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES cooperative purchasing program for the purchase of technology services in an amount not to exceed \$37,365,387.  
( Notes: This contract will be awarded in compliance with City Code Chapter 2-9D (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established; however, SMBR will assist in the identification of subcontracting opportunities on a case by case basis. )
67. Authorize award and execution of three contracts for the purchase of video and audio production equipment for Channel 6, with VIDEO TAPE

PRODUCTS, INC. in an amount not to exceed \$100,390; VSA, INC. in an amount not to exceed \$82,485; and with ZVS MEDIA, LLC. in an amount not to exceed \$46,638.

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

### **Transportation**

68. Approve an ordinance amending City Code Section 12-4-64(D) to add a 20 mile per hour school zone to a segment of West 10th Street, during certain times, for students attending O. Henry Middle School, and provide for emergency passage.

### **Treasury Office**

69. Approve a resolution adopting the City of Austin Fiscal Year 2013-14 Investment Policy.
70. Approve an ordinance authorizing the issuance of City of Austin, Texas, Airport System Revenue Bonds, Series 2013A, in an amount not to exceed \$38,255,000, providing for the award of the sale of the bonds, authorizing related documents, and approving related fees. The funds will be used to refund previously issued Airport System Prior Lien Revenue Refunding Bonds, Series 2003. Refunding these obligations is intended to result in present value savings exceeding the City's target guideline of 4.25%.

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

71. Approve appointments and certain related waivers to citizen boards and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members.
72. Approve a resolution authorizing the negotiation and execution of an interlocal agreement with Austin Community College relating to the provision of educational language classes at the Asian American Resource Center.  
( Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Kathie Tovo CO 2: Mayor Lee Leffingwell )
73. Approve a resolution directing the City Manager to develop and implement an online message board for use by Council Members.  
( Notes: SPONSOR: Council Member William Spelman CO 1: Council Member Kathie Tovo CO 2: Council Member Mike Martinez )
74. Approve an ordinance to recognize the donation of six acres of new parkland in north Austin by the Oertli family, to name the park "Oertli Park," and to

waive the applicable requirements of Chapter 14-1 of the City Code related to naming this property.

( Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member Laura Morrison CO 2: Mayor Lee Leffingwell )

75. Approve a resolution directing the City Manager to explore distance to transit stops and the provision of accessible housing units as criteria to be scored in the Rental Housing Development Assistance application scoring matrix.  
( Notes: SPONSOR: Council Member Chris Riley CO 1: Mayor Pro Tem Sheryl Cole )
76. Approve a resolution amending the Austin Energy Resource, Generation, and Climate Protection Plan to 2020 to specify a goal for the portion of solar generation that will be local distributed solar projects.  
( Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member William Spelman CO 2: Council Member Laura Morrison )
77. Approve a resolution directing the City Manager to obtain community input and report to Council by October 24, 2013 with options for the future use of the City-owned tract of land located at 401 West St. Johns Avenue in Austin, also known as Reznicek Field.  
( Notes: SPONSOR: Council Member Kathie Tovo CO 1: Council Member Mike Martinez CO 2: Council Member Laura Morrison )
78. Approve a resolution directing the City Manager to produce an analysis of direct and indirect costs of special events over the last 5 years; to provide recommendations as necessary; and to provide both the analysis and recommendations to Council by November 1, 2013.  
( Notes: SPONSOR: Council Member Kathie Tovo CO 1: Council Member Laura Morrison CO 2: Council Member William Spelman )
79. Approve a resolution directing the City Manager to incorporate review forms into the performance review process for Council appointed positions.  
( Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member William Spelman )
80. Approve a resolution directing the City Manager to engage with pedestrian stakeholder groups and assist the Urban Transportation Commission (UTC) on bylaw amendments to improve communication between the UTC, the Pedestrian Advisory Council, and the Bicycle Advisory Council.  
( Notes: SPONSOR: Council Member Chris Riley CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member Laura Morrison )
81. Approve an ordinance creating a Commission on Seniors to serve as an advisory board to the City Council concerning the quality of life for seniors in the Austin area and to ensure they are productive, independent, and healthy.  
( Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Council Member

Laura Morrison CO 2: Council Member Kathie Tovo )

82. Approve an ordinance repealing the 180-day expiration of City Code Section 25-6-592 relating to requirements for loading facilities in the Central Business and Downtown Mixed Use zoning districts.  
( Notes: SPONSOR: Council Member Chris Riley CO 1: Mayor Pro Tem Sheryl Cole )
83. Approve a resolution directing the City Manager to limit any utility service cut-off for nonpayment to electric service only.  
( Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Mike Martinez CO 2: Council Member Kathie Tovo )
84. Approve a resolution directing the city manager to report to council regarding the general fund impact of increasing property tax exemptions for seniors and persons with disabilities, to provide an ordinance to council increasing these property tax exemptions for Fiscal Year 2014-2015, and to propose a procedure to council allowing consideration of annual increases in these exemptions to offset the impact of property tax increases for seniors and people with disabilities who own median priced homes.  
( Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Mike Martinez )
85. Approve an ordinance ending the pilot program which allowed biking on trails on a 24-hour basis by repealing Ordinance No. 20130131-028 and Ordinance No. 20130228-033.  
( Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Council Member Kathie Tovo )
86. Approve a resolution directing the city manager to allocate up to \$450 from Council Member Tovo's office budget balance, as well as from the office budget balances of any other councilmembers who have funds available in their office budget balances and who want to contribute, to reimburse the Texas Book Festival for parking expenses at the Austin Bergstrom International Airport.  
( Notes: SPONSOR: Council Member Kathie Tovo CO 1: Mayor Lee Leffingwell )

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

87. Set a public hearing to consider an ordinance adopting the eighth plan modification to the East 11th and 12th Street Urban Renewal Plan which includes adding commercial and mixed use as a conditional site use for 1311 East 12th Street. (Suggested date and time: October 3, 2013, beginning at 4 p.m. at Austin City Hall, 301 W. Second Street, Austin TX)
88. Set a public hearing to consider an ordinance adopting the ninth plan modification to the East 11th and 12th Street URBAN RENEWAL PLAN

which includes adding commercial use as a permitted use for FRANKLIN'S BBQ KITCHEN, located at 901 Juniper Street. (Suggested date and time: October 17, 2013, beginning at 4 p.m. at Austin City Hall, 301 W. Second Street, Austin TX)

89. Set a public hearing to consider an ordinance regarding floodplain variances sought by the property owner at 4406 Avenue F for the construction of a new single-family residence. The property is partially in the 25-year floodplain and entirely in the 100-year floodplain of Waller Creek. (Suggested date and time: October 3, 2013, 4:00 p.m. at Austin City Hall, 301 West Second Street, Austin, TX).
90. Set a public hearing to consider an ordinance amending City Code Title 25 to allow commercial images to be temporarily projected on to building facades in the downtown area during certain special events and establish permitting requirements. (Suggested date and time: October 17, 2013, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).
91. Set a public hearing to consider an ordinance amending City Code Chapter 15-5 related to on-site sewage facilities. (Suggested date and time, October 3, 2013, 4:00 p.m. at Austin City Hall, 301 West Second Street, Austin, TX).
92. Set a public hearing to consider an ordinance amending City Code Title 25 to amend the definition of urban farm, create new uses related to urban farms, and amend regulations related to urban farms. (Suggested date and time: October 17, 2013, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).

## **Non-Consent**

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

93. Briefing on the Local and Healthy Food Policy and Recommendations.
94. Briefing on the proposed amendments to the City environmental and drainage regulations.

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

Susan Eschenburg - Bull Creek Charring Cross drain study. City of Austin project ID # 5789.097

Kathy Abood - City of Austin construction projects

Laura Katy Martinez - I would like to request the Council review the situation of 5 households in a flood prone area of North Austin. We are requesting a buyout of our properties.

Francine Pilkington - Banning the use of trapping coyotes in the City of Austin



Jan Harrigan - Coyotes

Zachary Ingram - Training for Law Enforcement, handling aggressive dogs

Carlos León - 1.) Keeping Austin's blue skies clear of chemtrails 2.) Verdad = Libertad 3.) Fear God; Repent; Return to God; put God first and at the center

Wayne Hensley - Neighborhood issues

Ernest Samudio - Austin Aquarium

Monica O. Nwevo - The topic I had gone to the Mayor's office and City Manager Offices but got no solution because of Police involvement

### **Executive Session**

95. Discuss legal issues related to Open Government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
96. Discuss legal issues related to the transition to electing the council from single-member districts (Private consultation with legal counsel - Section 551.071 of the Government Code).
97. Discuss legal issues related to a property and personal injury claim from Jill Turner (Private consultation with legal counsel - Section 551.071 of the Texas Government Code).
98. Discuss legal issues related to the Texas voter identification law (Private consultation with legal counsel - Section 551.071 of the Government Code).
99. Discuss legal issues related to special events and high-capacity venues (Private consultation with legal counsel - Section 551.071 of the Government Code).

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

100. C14-2011-0091 – Jaylee, Ltd. – Approve second/third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 1601 and 1645 East 6th Street (Lady Bird Lake Watershed) from transit oriented district-neighborhood plan (TOD-NP) combining district zoning to transit oriented district-neighborhood plan-central urban redevelopment (TOD-NP-CURE) combining district zoning. First reading approved on August 29, 2013. Vote: 7-0. Owner: Jaylee, Ltd. (Jim Arnold). Agent: Winstead PC (Amanda Swor). City Staff: Heather Chaffin, 512-974-2122.
101. C14-2013-0031 - Clawson Patio Homes - Approve third reading of an

ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3907 Clawson Road (West Bouldin Creek Watershed) from family residence (SF-3) district zoning to urban family residence-conditional overlay (SF-5-CO) combining district zoning with conditions. First and Second reading approved on August 22, 2013. Vote 5-2, Council Members Morrison and Tovo voted nay. Owner: Dean Chen. Applicant: Bleyl Interests, Inc. (Vincent G. Huebinger). City Staff: Lee Heckman, 974-7604. A valid petition has been filed in opposition to this rezoning request.

102. C14-2013-0032 - Clawson Patio Homes II - Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3903 Clawson 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, as amended. First and Second reading approved on August 22, 2013. Vote 5-2, Council Members Morrison and Tovo voted nay. Owner: Roy G. Crouse. Applicant: Bleyl Interests, Inc. (Vincent G. Huebinger). City Staff: Lee Heckman, 974-7604.
103. C14-2013-0045 – Huber Family Tract – Approve second reading of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 4200 Rivercrest Drive (Lake Austin Watershed) from Lake Austin residence (LA) district zoning to single family residence-standard lot-conditional overlay (SF-2-CO) combining district zoning. First reading approved on June 27, 2013. Vote 5-1, Council Member Morrison voted nay. Council Member Spelman was off the dais. Applicant: Brian Huber. Agent: Land Answers (Jim Wittliff). City Staff: Clark Patterson, 974-7691.

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

104. NPA-2013-0015.01 – Airport Café – Conduct a public hearing and approve an ordinance amending Ordinance No. 20021107-Z-11, the East MLK 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 1137 and 1139 Airport Boulevard, and 1138 Gunter Street (Boggy Creek Watershed) from Single Family to Mixed Use land use. Staff Recommendation: To grant Neighborhood Mixed Use land use. Planning Commission Recommendation: To grant Mixed Use land use. Owner: R & J Partners, LLC (Ron Meyeres). Applicant/Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Maureen Meredith, (512) 974-2695.
105. C14-2013-0055 – Airport Café – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 1137 and 1139 Airport Boulevard, and 1138 Gunter Street (Boggy Creek Watershed) from family residence-neighborhood plan (SF-3-NP)

combining district zoning to general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning. Staff Recommendation: To grant neighborhood commercial-mixed use-conditional overlay-neighborhood plan (LR-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To grant general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Owner: R & J Partners LLC (Ronnie and Joellen Meyeres). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Heather Chaffin, 512-974-2122.

106. NPA-2013-0022.01 – 1511 South Congress Avenue (Congress Avenue Baptist Church) – Conduct a public hearing and approve an ordinance amending Ordinance No. 20050929-Z001, the Greater South River City 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 1511 South Congress Avenue (East Bouldin Creek Watershed) from Civic to Mixed Use land use. Staff Recommendation: To grant Mixed Use land use. Planning Commission Recommendation: To be reviewed on October 8, 2013. Owner: Congress Avenue Baptist Church (Tut Hill). Applicant/Agent: Thrower Design (Ron Thrower). City Staff: Maureen Meredith, 512-974-2695.
107. C14-2013-0022 – Congress Avenue Baptist Church – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 1511 South Congress Avenue (East Bouldin Creek Watershed) from family residence-neighborhood conservation combining district-neighborhood plan (SF-3-NCCD-NP) combining district zoning to community commercial-neighborhood conservation combining district-neighborhood plan (GR-NCCD-NP) combining district zoning, as amended. Staff Recommendation: To grant general office-neighborhood conservation combining district-neighborhood plan (GO-NCCD-NP) combining district zoning, with conditions. Planning Commission Recommendation: To be reviewed on October 8, 2013. Owner: Congress Avenue Baptist Church (Tut Hill). Applicant/Agent: Thrower Design (Ron Thrower). City Staff: Lee Heckman, 974-7604.
108. NPA-2013-0025.01 - 5816 Harper Park Drive (Harper Park Residential) - Conduct a public hearing and approve an ordinance amending Ordinance No. 20081211-096, the Oak Hill 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 5816 Harper Park Drive (Barton Creek Watershed-Barton Springs Zone) from Office land use to Mixed Use/Office land use. Staff Recommendation: To grant Mixed Use/Office land use. Planning Commission Recommendation: To be reviewed on September 24, 2013. Owner: Harper Park Two LP (Gail M. Whitfield). Applicant/Agent: The Whitfield Company (Marcus Whitfield). City Staff: Maureen Meredith, 974-2695.

109. C14-2013-0006 - Harper Park Residential - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 5816 Harper Park Drive (Barton Creek Watershed-Barton Springs Zone) from limited office (LO) 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, with conditions. Planning Commission Recommendation: To be reviewed on September 24, 2013. Owner: Harper Park Two, L.P. (Gail M. Whitfield). Applicant: The Whitfield Company (Marcus Whitfield). City Staff: Lee Heckman, 974-7604.
110. C14-86-077(RCA) - Harper Park Residential RCA - Conduct a public hearing to amend a restrictive covenant on property locally known as 5816 Harper Park Drive (Barton Creek Watershed-Barton Springs Zone). Staff Recommendation: To grant the restrictive covenant amendment to incorporate necessary conditions of an associated rezoning request. Planning Commission Recommendation: To be reviewed on September 24, 2013. Owner: Harper Park Two, L.P. (Gail M. Whitfield). Applicant: The Whitfield Company (Marcus Whitfield). City Staff: Lee Heckman, 974-7604.
111. NPA-2013-0025.02 – Lantana Tract 32 – Conduct a public hearing and approve an ordinance amending Ordinance No. 20081211-096, the Oak Hill 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 6401 Rialto Boulevard (Barton Creek Watershed-Barton Springs Zone) from Office to Multifamily land use. Staff Recommendation: To grant Multifamily land use. Planning Commission Recommendation: To grant Multifamily land use. Owner: Lantana Tract 32, LP. Applicant/Agent: Smith Robertson Elliott Glen Klein & Douglas, LLP (David Hartman). City Staff: Maureen Meredith, 512-974-2695.
112. C14-2013-0044 – Lantana Tract 32 – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 6401 Rialto Boulevard (Barton Creek Watershed-Barton Springs Zone) from general office-neighborhood plan (GO-NP) combining district zoning to multi-family residence-moderate-high density-conditional overlay-neighborhood plan (MF-4-CO-NP) combining district zoning. Staff Recommendation: To grant multi-family residence-moderate-high density-conditional overlay-neighborhood plan (MF-4-CO-NP) combining district zoning, with conditions. Planning Commission Recommendation: To grant multi-family residence-moderate-high density-conditional overlay-neighborhood plan (MF-4-CO-NP) combining district zoning, with conditions. Owner: Lantana Tract 32, L.P. (John Poston). Applicant: Smith, Robertson, Elliott & Douglas, L.L.P. (David Hartman). City Staff: Lee Heckman, 974-7604.

113. C14-85-288.8(RCA) – Lantana Tract 32 Restrictive Covenant Amendment – Conduct a public hearing to amend a restrictive covenant on property locally known as 6401 Rialto Boulevard (Barton Creek Watershed-Barton Springs Zone). Staff Recommendation: To grant the restrictive covenant amendment to incorporate conditions of an associated rezoning request. Planning Commission Recommendation: To grant the restrictive covenant amendment to incorporate conditions of an associated rezoning request. Owner: Lantana Tract 32, L.P. (John Poston). Applicant: Smith, Robertson, Elliott & Douglas, L.L.P. (David Hartman). City Staff: Lee Heckman, 974-7604.
114. C14-2012-0109 - Sunflower - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 1201 Robert E Lee Road (Lady Bird Lake Watershed) from family residence (SF-3) district zoning to townhouse and condominium residence (SF-6) district zoning. Staff Recommendation: To grant townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning. Planning Commission Recommendation: To deny townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning. Owner/Applicant: Joe Joseph, Jr.; Hazel Joseph. Agent: Vinson Radke Investments (Steven Radke). City Staff: Lee Heckman, 974-7604. A valid petition has been filed in opposition to this rezoning request.
115. C14-2013-0023 - 6.11 Acre Tract - Westgate and Davis Lane - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2901 Davis Lane (South Boggy Creek; Slaughter Creek-Barton Springs Zone) from rural residence (RR) district zoning to townhouse and condominium residence (SF-6) district zoning. Staff Recommendation: To grant townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning. Owner/Applicant: Susan Parker Leigh. Agent: Bleyl & Associates (Vincent G. Huebinger). City Staff: Wendy Rhoades, 974-7719.
116. C14-2013-0041 - Fort Dessau-GR - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1602 Fish Lane (Harris Branch Watershed) from single family residence-standard lot-conditional overlay (SF-2-CO) combining 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: John C. & Dana Fish. Agent: Land Strategies, Inc. (Paul W. Linehan). City Staff: Sherri Sirwaitis, 974-3057.
117. C14-2013-0042 - Fort Dessau-P - Conduct a public hearing and approve an

ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 13826 Dessau Road (Harris Branch Watershed) from single family residence-standard lot-conditional overlay (SF-2-CO) combining district zoning to public (P) district zoning. Staff Recommendation: To grant public (P) district zoning. Zoning and Platting Commission Recommendation: To grant public (P) district zoning. Owner/Applicant: John C. & Dana Fish. Agent: Land Strategies, Inc. (Paul W. Linehan). City Staff: Sherri Sirwaitis, 974-3057.

118. C14-2013-0043 - Fort Dessau-SF-6 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 13826 Dessau Road (Harris Branch Watershed) from neighborhood commercial (LR) district zoning to townhouse & condominium residence (SF-6) district zoning. Staff Recommendation: To grant townhouse & condominium residence (SF-6) district zoning. Zoning and Platting Commission Recommendation: To grant townhouse & condominium residence (SF-6) district zoning. Owner/Applicant: John C. & Dana Fish. Agent: Land Strategies, Inc. (Paul W. Linehan). City Staff: Sherri Sirwaitis, 974-3057.
119. C14-2013-0060 - Bluff Springs Food Mart - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 7101 Bluff Springs Road (Onion Creek Watershed) from single family residence-small lot-conditional overlay (SF-4A-CO) combining district zoning and neighborhood commercial-conditional overlay (LR-CO) combining district zoning to neighborhood commercial-conditional overlay (LR-CO) combining district zoning. Staff Recommendation: To grant neighborhood commercial-conditional overlay (LR-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant neighborhood commercial-conditional overlay (LR-CO) combining district zoning. Owner: Bluff Springs Food Mart, Inc. (Tariq Majeed). Applicant: Moncada Consulting (Phil Moncada). City Staff: Wendy Rhoades, 974-7719.
120. C14-2013-0061 – Simpson Tract – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by zoning property locally known as South Chisholm Trail, 4,800 feet south of its intersection with West Slaughter Lane (Slaughter Creek Watershed) from interim-rural residence (I-RR) district zoning to townhouse and condominium residence (SF-6) district zoning. Staff Recommendation: To grant townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning. Owner/Applicant: Floyd Earl Simpson, Sr.; Calvin Wesley Simpson, Jr. (Sandra Simpson). Agent: Thrower Design (Ron Thrower). City Staff: Wendy Rhoades, 974-7719.
121. C14-2013-0062 - Sutton-Lakeshore Addition - Conduct a public hearing and

approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 3909 Westlake Drive (Lake Austin Watershed) from Lake Austin residence (LA) district zoning to single family residence-standard lot (SF-2) district zoning. Staff Recommendation: To grant an indefinite postponement. Zoning and Platting Commission Recommendation: To grant an indefinite postponement as requested by Staff. Applicant: Glenn Sutton. Agent: Law Office of Terrence L. Irion. (Terry Irion). City Staff: Clark Patterson, 974-7691.

122. C14-2013-0064 - Limerick Center - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 12412 Limerick Avenue (Walnut Creek Watershed) from neighborhood office (NO) district zoning to general office (GO) district zoning. Staff Recommendation: To grant limited office-mixed use-conditional overlay (LO-MU-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant limited office-mixed use-conditional overlay (LO-MU-CO) combining district zoning.. Owner/Applicant: First Network Realty (Son Thai). City Staff: Sherri Sirwaitis, 512-974-3057.
123. C14-2013-0076 - Rogers Juice Bar - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 5210 Rogers Lane (Walnut Creek Watershed) from single family residence-standard lot (SF-2) district zoning to neighborhood commercial (LR) district zoning. Staff Recommendation: To grant neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning. Owner/Applicant: Auspicious Investments, LLC (Jason Jagoda). City Staff: Heather Chaffin, 512-974-2122.
124. C14-2013-0081 – Apostolic 1.5 – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 518 East Oltorf Street (Blunn Creek Watershed) from single family residence-standard lot-neighborhood plan (SF-2-NP) combining district zoning to community commercial-neighborhood plan (GR-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 be reviewed on October 22, 2013. Owner: Apostolic Assembly of the Faith in Christ Jesus, Inc. (Frank Balboa). Applicant: Jim Bennett Consulting (Jim Bennett). City Staff: Lee Heckman, 974-7604.
125. C14-2013-0082 – Ellis Oaks – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 7208 Cooper Lane (South Boggy Creek Watershed) from development reserve (DR) district zoning to family residence (SF-3) district zoning. Staff Recommendation: To grant family residence (SF-3) district

zoning. Zoning and Platting Commission Recommendation: To grant family residence (SF-3) district zoning. Owner/Applicant: Thomas Ellis. Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Wendy Rhoades, 974-7719.

126. C14-2013-0084 – Franklin BBQ Kitchen – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 901 Juniper Street (Waller Creek Watershed) from multi-family residence-medium density-neighborhood conservation combining district-neighborhood plan (MF-3-NCCD-NP) combining district zoning to community commercial-conditional overlay-neighborhood conservation combining district-neighborhood plan (GR-CO-NCCD-NP) combining district zoning. Staff Recommendation: To grant community commercial-conditional overlay-neighborhood conservation combining district-neighborhood plan (GR-CO-NCCD-NP) combining district zoning. Planning Commission Recommendation: To grant community commercial-conditional overlay-neighborhood conservation combining district-neighborhood plan (GR-CO-NCCD-NP) combining district zoning. Owner: Ben's Long Branch Bar-B-Q, Inc. (Perry Lorenz). Agent: LS Johnston Architects (Linda Johnston). City Staff: Heather Chaffin, 512-974-2122.
127. C14-2013-0085 – Franklin BBQ Kitchen (NCCD Amendment) – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 to allow food preparation as a conditional land use to the East 11th Street Neighborhood Conservation Combining District for the property locally known as 901 Juniper Street (Waller Creek Watershed). Staff Recommendation: To grant food preparation as a conditional land use. Planning Commission Recommendation: To grant food preparation as a conditional land use. Owner: Ben's Long Branch Bar-B-Q, Inc. (Perry Lorenz). Agent: LS Johnston Architects (Linda Johnston). City Staff: Heather Chaffin, 512-974-2122.
128. C14-2013-0088 – 1300 Plaza II – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 1300 South Lamar Boulevard (West Bouldin Creek Watershed) from general commercial services-vertical mixed use building (CS-V) combining district zoning to commercial-liquor sales-vertical mixed use building (CS-1-V) combining district zoning. Staff Recommendation: To grant commercial-liquor sales-vertical mixed use building (CS-1-V) combining district zoning. Planning Commission Recommendation: To grant commercial-liquor sales-vertical mixed use building (CS-1-V) combining district zoning, with conditions. Owner: Lantzsch Family Trust (Thomas P. Lantzsch). Applicant: UTE Consultants, Inc. (Joan Ternus). City Staff: Lee Heckman, 974-7604.
129. C14-2013-0095 – 9405 Fourteen Tee Drive – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning and



zoning property locally known as 9405 Fourteen Tee Drive (Bull Creek Watershed) from rural residence (RR) district zoning and interim-single family residence-standard lot (I-SF-2) district zoning to single family residence-large lot (SF-1) district zoning. Staff Recommendation: To grant single family residence-large lot (SF-1) district zoning. Zoning and Platting Commission Recommendation: To be reviewed on October 1, 2013. Owner/Applicant: Balcones Country Club Membership Association (David Dew). Agent: Hutson Land Planners (Duane Hutson). City Staff: Sherri Sirwaitis, 974-3057. A valid petition has been filed in opposition to this rezoning request.

130. C14-2013-0096 – 11512 Spicewood Parkway – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 11512 Spicewood Parkway (Bull Creek Watershed) from rural residence (RR) district zoning to single family residence-large lot (SF-1) district zoning. Staff Recommendation: To grant single family residence-large lot (SF-1) district zoning. Zoning and Platting Commission Recommendation: To be reviewed on October 1, 2013. Owner/Applicant: Balcones Country Club Membership Association (David Dew). Agent: Hutson Land Planners (Duane Hutson). City Staff: Sherri Sirwaitis, 974-3057. A valid petition has been filed in opposition to this rezoning request.
131. C14-2013-0097 – 11300 Spicewood Parkway – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 11300 Spicewood Parkway (Bull Creek Watershed) from rural residence (RR) district zoning to single family residence-large lot (SF-1) district zoning. Staff Recommendation: To grant single family residence-large lot (SF-1) district zoning. Zoning and Platting Commission Recommendation: To be reviewed on October 1, 2013. Owner/Applicant: Balcones Country Club Membership Association (David Dew). Agent: Hutson Land Planners (Duane Hutson). City Staff: Sherri Sirwaitis, 974-3057. A valid petition has been filed in opposition to this rezoning request. A valid petition has been filed in opposition to this rezoning request.
132. C14-2013-0098 – 9900 Mandeville Circle – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 9900 Mandeville Circle (Bull Creek Watershed) from rural residence (RR) district zoning to single family residence-large lot (SF-1) district zoning. Staff Recommendation: To grant single family residence-large lot (SF-1) district zoning. Zoning and Platting Commission Recommendation: To be reviewed on October 1, 2013. Owner/Applicant: Balcones Country Club Membership Association (David Dew). Agent: Hutson Land Planners (Duane Hutson). City Staff: Sherri Sirwaitis, 974-3057. A valid petition has been filed in opposition to this rezoning request.
133. C814-06-0106.01 – Hyatt PUD Amendment – Conduct a public hearing

and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 208 Barton Springs Road (Lady Bird Lake Watershed) from planned unit development-neighborhood plan (PUD-NP) combining district zoning to planned unit development-neighborhood plan (PUD-NP) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant planned unit development-neighborhood plan (PUD-NP) combining district zoning, to change a condition of zoning. Planning Commission Recommendation: To grant planned unit development-neighborhood plan (PUD-NP) combining district zoning, to change a condition of zoning. Owner: Tantallon Austin Hotel, LLC (Terry M. Shaikh). Applicant: Graves, Dougherty, Hearon & Moody, P.C. (Michael J. Whellan). City Staff: Lee Heckman, 974-7604.

### **3:00 PM - Austin Housing and Finance Corporation Meeting**

134. 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=461&doctype=Agenda>)

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

135. Conduct a public hearing for the full purpose annexation of the Wildhorse Ranch annexation area (approximately 2,380 acres in eastern Travis County south of US Highway 290 East at the intersection of State Highway 130 and US Highway 290 East).
136. Conduct a public hearing for the full purpose annexation of the Goodnight Ranch South annexation area (approximately 458 acres in southern Travis County, approximately 670 feet east of the intersection of East Slaughter Lane and Old Lockhart Road).
137. Conduct a public hearing for the full purpose annexation of the Morse Tract annexation area (approximately 180 acres in Travis County east of the intersection of Ed Bluestein Blvd and US 290 East and west of Springdale Road/Manor Road).
138. Conduct a public hearing for the full purpose annexation of the Ace Auto Salvage annexation area (approximately 6 acres in northwestern Travis County north of Spicewood Springs Road approximately 250 feet west of the intersection of Spicewood Springs Road and Yaupon Drive).
139. Conduct a public hearing for the full purpose annexation of the Preserve at Thomas Springs Road annexation area (approximately 13 acres in southwestern Travis County south of Thomas Springs Road, approximately three tenths of a mile west of the intersection of State Highway 71 and

Thomas Springs Road).

140. Conduct a public hearing for the full purpose annexation of the Avaña-Spillar annexation area (approximately 293 acres in southwestern Travis County and northeastern Hays County, approximately one and one quarter miles south of the intersection of State Highway 45 and Escarpment Blvd).
141. Conduct a public hearing for the full purpose annexation of the Marbella annexation area (approximately 133 acres in southern Travis County east of IH 35 South approximately 3,400 feet north of the intersection of IH 35 South and Slaughter Lane).
142. Conduct a public hearing for the full purpose annexation of the Prosperity Business Park annexation area (approximately 13 acres in southern Travis County south of Slaughter Lane approximately 280 feet east of the intersection of IH 35 South and Oak Hill Lane).
143. Conduct a public hearing for the full purpose annexation of the State Highway 71 East annexation area (approximately 407 acres in southeastern Travis County south of State Highway 71 East, at the southwest corner of the intersection of State Highway 71 and State Highway 130).
144. Conduct a public hearing and consider an ordinance amending City Code Chapters 25-2 and 25-12 relating to the regulation of short-term rental residential uses and other regulated lodging establishments; authorizing the limited refund or credit for certain fees paid; and waiving the review requirement of Section 25-1-502. Related to Item #145.
145. Conduct a public hearing and consider an ordinance repealing and replacing Article 9 of City Code Chapter 25-12 to adopt the 2012 International Property Maintenance Code and local amendments. Related to Item #144.
146. Conduct a public hearing in accordance with Texas Parks and Wildlife Code, Chapter 26 and consider a resolution approving the permanent use and temporary working space use for construction, use, maintenance, repair, and replacement of a wastewater line for the Austin Water Utility Wastewater Line Relay and Spot Repair Services, 2506 Hartford Road to 2614 Jefferson Street Project, through dedicated parkland known as Hartford Strip.
147. Conduct a public hearing on a proposed Strategic Partnership Agreement between the City of Austin and Shady Hollow Municipal Utility District (MUD) regarding future full purpose annexation of the MUD (approximately 451 acres in southwestern Travis County located along Brodie Lane, approximately eight-tenths of a mile south of the intersection of Slaughter Lane and Brodie Lane).
148. Conduct a public hearing and consider an appeal by Doug Stuart regarding

the Sign Review Board's decision to deny a variance request on his property at 6920 Lee Manor Cove.

149. Conduct a public hearing and consider an ordinance approving a consent agreement for the Cascades Municipal Utility District No. 1 ("MUD") subject to adoption of an ordinance approving a strategic partnership agreement between the City and the MUD.

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

Hot Texas Swing Band

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

Proclamation -- Grand Opening of the Asian American Resource Center -- to be presented by Mayor Lee Leffingwell and to be accepted by Schiller Liao, Ph.D. and Taja D. Beekley

Proclamation -- Mental Health Awareness Month -- to be presented by Mayor Lee Leffingwell and to be accepted by Adrienne Kennedy and Karen Ranus

Proclamation -- National Night Out -- to be presented by Mayor Lee Leffingwell and to be accepted by Chief Art Acevedo

Proclamation -- Jim Swift Day -- to be presented by Mayor Lee Leffingwell and to be accepted by the honoree


Certificate of Congratulations -- Watershed Protection Department for Award from Texas Floodplain Management Association -- to be presented by Mayor Lee Leffingwell and to be accepted by Jose Guerrero


Proclamation -- National Forum for Black Public Administrators Week -- to be presented by Mayor Pro Tem Sheryl Cole and to be accepted by Dusty McCormick

Proclamation -- Domestic Violence Awareness Month -- to be presented by Council Member Laura Morrison and to be accepted by Julia Spann

Certificates of Appreciation -- Hispanic Quality of Life Committee -- to be presented by Council Member Mike Martinez and to be accepted by the honorees

### **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 (512) 974-2210 OR (512) 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 (512) 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 (512) 974-2210 con anticipo o informe al personal del Secretario/a Municipal presente en la sesión del Consejo.