



## **AUSTIN CITY COUNCIL WORK SESSION**

**Tuesday, February 25, 2014**

The Austin City Council will convene at 9:00 AM on  
Tuesday, February 25, 2014 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.**

**9:00 AM – City Council Convenes**

- A. Pre-Selected Agenda Items
- B. Council Discussion
- C. Council Items of Interest
- D. Briefings

**Consent**

**Approval of Minutes**

1. Approve the minutes of the Austin City Council work session of February 11, 2014, regular meeting of February 13, 2014 and special called meeting of February 20, 2014.

**Austin Energy**

2. Authorize execution of a power purchase agreement with Lincoln Renewable Energy LLC, Chicago, IL, for a term of up to 18 years for up to 300 megawatts of wind-generated electricity, in an estimated amount of \$31,000,000 per year, for an estimated total contract amount not to exceed \$558,000,000.

**Austin Water Utility**

3. Authorize negotiation and execution of an interlocal agreement with the cities of Round Rock, Leander, and Cedar Park concerning the capacity, operation, maintenance, and improvements to the Southwest Interceptor of the Brushy Creek Regional Wastewater System in an amount not to exceed \$1,700,000 for the City's share of funding.

**Contract Management**

4. Authorize execution of a change order to the construction contract with SMITH CONTRACTING CO., INC., for utility and general right-of-way improvements to Davis/Deer Lane from Brodie to Corran Ferry project, in the amount of \$382,263.11 for a total contract amount not to exceed \$4,882,304.11.

5. Authorize execution of a construction contract with SANTA CLARA CONSTRUCTION, LTD., for the North Acres Final Conveyance utility project in the amount of \$3,884,509 plus a \$194,225.45 contingency, for a total contract amount not to exceed \$4,078,734.45.  
( 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 64.92% MBE and 1.76% WBE participation. )
6. Authorize execution of a construction contract with SMITH CONTRACTING CO., INC., for Waller Creek – Reilly Pond Detention Performance Modifications in the amount of \$944,187.40 plus a \$94,418.74 contingency, for a total contract amount not to exceed \$1,038,606.14.  
( 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 9.10% MBE and 2.34% WBE subcontractor participation. )
7. Authorize execution of a construction contract with AAR, INC., for the Onion Creek Flood Hazard Mitigation, Ecosystem Restoration and Recreation project in an amount not to exceed \$1,736,577 for the initial 24-month period with a 12-month extension for an additional \$1,000,000 for a total contract amount not to exceed \$2,736,577 over the three years or until funds have been exhausted.  
( Notes: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. )
8. Authorize negotiation and execution of a professional services agreement with VOLZ O'CONNELL HUTSON, INC., (staff recommendation) or one of the other qualified responders to RFQ Solicitation No. CLMP137, to provide architectural services for the Elisabet Ney Museum Restoration – Building, Interior and Site Improvements project in an amount not to exceed \$400,000.  
( Notes: This contract will be awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 22.15% MBE and 18.43% WBE subconsultant participation. )
9. Authorize execution of a construction contract with SMITH CONTRACTING CO., INC., for the Slaughter Creek at David Moore Drive Crossing Improvements project in the amount of \$848,592.50 plus an \$84,859.25 contingency, for a total contract amount not to exceed \$933,451.75.  
( 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 8.13% MBE and 2.69% WBE

subcontractor participation. )

### **Convention Center**

10. Authorize the negotiation and execution of the Fifth Amendment to the Second Amended and Restated Lease Agreement with Greater Austin Performing Arts Center, Inc. for the cooperative scheduling of events and capital improvements funding to preserve and protect the City's long-term investment in the Long Center facility.

### **Economic Development Department**

11. Approve a resolution authorizing Film Society of Austin, Inc. d/b/a the Austin Film Society to sublease Stage 5 of its leased premises at 1901 E. 51st Street to Rooster Teeth Productions, LLC.

### **Law**

12. Approve a settlement of claims asserted by the United States Department of Justice concerning hiring practices within the Austin Fire Department.

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

13. Authorize the Urban Renewal Agency of the City of Austin to negotiate and execute all documents and instruments necessary or desirable to sell an approximately 13,200-square-foot vacant lot, locally known as 1120 E. 12th Street, to BUTLER EQUITY HOLDINGS, LTD., in accordance with Local Government Code Section 374.017, in the amount of \$451,000, excluding any applicable closing costs, for the development of a five-story vertical mixed use building.
14. Authorize the Urban Renewal Agency of the City of Austin to negotiate and execute all documents and instruments necessary or desirable to sell approximately 26,206 square feet of vacant land, locally known as 1322, 1324, 1326, 1328, 1330, 1332, 1334 and 1336 E. 12th Street, to BUTLER EQUITY HOLDINGS, LTD., in accordance with Local Government Code Section 374.017, in the amount of \$901,000, excluding any applicable closing costs, for the development of a five-story vertical mixed use building.

### **Parks and Recreation**

15. Authorize negotiation of an agreement with the Radisson Hotel for the construction and operation of a restaurant deck and public terrace on parkland at Butler Shores at Town Lake Metropolitan Park adjacent to and directly behind the hotel. Related to Item #73.
16. Approve a resolution authorizing the use of Lake Austin, Lake Long, and Town Lake (also known as Lady Bird Lake) for certain public events in

accordance with City Code Chapter 8-5 for calendar year 2014.

### **Purchasing Office**

17. Authorize award and execution of a 36-month requirements service contract with TRAVIS COX PLUMBING COMPANY, LLC. to provide plumbing maintenance and repair services for various City Departments in an amount not to exceed \$2,364,375, with three 12-month extension options in an amount not to exceed \$868,219 for the first extension option, \$911,630 for the second extension option, and \$957,211 for the third extension option, for a total estimated contract amount not to exceed \$5,101,435.  
( 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. )
18. Authorize award and execution of a supply contract with TEXAS METER & DEVICE CO., LLC, for the purchase of three-phase portable meter testers for Austin Energy, in an amount not to exceed \$71,800.  
( 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. )
19. Authorize award and execution of a 24-month requirements supply contract with MOSAIC CROP NUTRITION, LLC, for the purchase of flourosilicic acid for the Austin Water Utility in an amount not to exceed \$1,110,450, with two 12-month extension options in an amount not to exceed \$555,225 per extension option, for a total contract amount not to exceed \$2,220,900.  
( 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. )
20. Authorize award, negotiation, and execution of a contract with AMATERRA ENVIRONMENTAL, INC. to provide cemetery consulting services to develop a cemetery Master Plan for the City of Austin's five cemeteries, in an amount not to exceed \$129,457 and a cemetery tree survey for the City of Austin's five cemeteries in an amount not to exceed \$78,191, for a total contract amount not to exceed \$207,648.
21. Authorize award and execution of a contract with ELXSI INC., D.B.A. CUES TV for the purchase of camera assemblies for the Austin Water Utility for a total contract amount not to exceed \$90,911.  
( 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. )

22. Authorized award and execution of a 7-month requirements supply contract through Texas Procurement and Support Services Cooperative Purchasing Program, administered by the State of Texas Comptroller of Public Accounts, with POLYDYNE, INC., for the purchase of flocculating polymer for the Austin Water Utility in an amount not to exceed \$25,084, with three 12-month extension options in an amount not to exceed \$43,000 per each extension option, for a total contract amount not to exceed \$154,084.  
( 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. )
23. Authorize award and executions of a contract with LEE COUNTY IRRIGATION dba LEE COUNTY ACE HARDWARE for the purchase of four self-retracting mobile water reels and nozzle guns for the Austin Water Utility in the total contract amount of \$199,990.  
( 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. )
24. Approve ratification of an emergency contract with DXI INDUSTRIES, INC., for the purchase of liquid sulfur dioxide for the Austin Water Utility in an amount of \$60,500.  
( Notes: This contract was awarded in compliance with City Code Chapter 2-9D (Minority-Owned and Women-Owned Business Enterprise Procurement Program). This was an emergency service contract; therefore, it is exempted under Chapter 791 of the Texas Local Government Code and no goals were established for this solicitation. )
25. Authorize award and execution of a 36-month requirements supply agreement with PARADIGM TRAFFIC SYSTEMS INC. for the purchase of signal hardware for the Transportation Department in an amount not to exceed \$316,350 with three 12-month extension options in amounts not to exceed \$105,450 for each extension option, for a total contract amount not to exceed \$632,700.  
( 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. )
26. Authorize award and execution of a 36-month requirements supply agreement with STRUCTURAL & STEEL PRODUCTS, INC, to provide steel poles and mast arms for the Transportation Department in an amount not to exceed \$2,465,550, with three 12-month extension options in an amount not to exceed \$821,850 per extension option, a total contract amount not to exceed \$4,931,100.

( 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. )

27. Authorize award and execution of a 60-month requirements service contract with SIEMENS INDUSTRY, INC., to provide Apogee building automation system maintenance and repair services for the Austin Police Department in an amount not to exceed \$150,797.

( 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. )

28. Authorize award and execution of Amendment No. 14 to a contract with ALLEGIANCE POWER SYSTEMS, INC., for the maintenance and repair of emergency back-up generators for use by various City departments, to increase the contract in an amount not to exceed \$58,345 for a revised total contract amount not to exceed \$1,023,742.

( 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 contract. )

29. Authorize award and execution of a contract through the Texas Multiple Award Schedule cooperative purchasing program with EATON CORPORATION, for the purchase, delivery, installation and testing of two 15kv switchgear breakers for Austin Energy's Domain District Cooling Plant, in an amount not to exceed \$68,062.

( 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. )

30. Authorize award, negotiation and execution of a 60-month requirements service contract with JOHNSON CONTROLS INC., to provide preventative maintenance services and extended warranty for chillers, air handler units and Metasys building automation software at Austin Energy's System Control Center in an amount not to exceed \$143,926.

( 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 contract. )

31. Authorize award and execution of a 36-month requirements supply agreement with TRILLIUM DEVELOPMENT LTD CO., to provide traffic signal cables in an amount not to exceed \$705,006 with three 12-month extension options in an amount not to exceed \$235,002 per extension option,

for a total contract amount not to exceed \$1,410,012.

( 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. )

32. Approve the ratification of an emergency contract with BFI WASTE SERVICES OF TEXAS, LP for emergency roll-off refuse container services in support of flood cleanup efforts in the Onion Creek area in an amount not to exceed \$75,768.

( Notes: This contract was awarded in compliance with City Code Chapter 2-9C (Minority-Owned and Women-Owned Business Enterprise Procurement Program). This was an emergency service contract; therefore, it is exempted under Chapter 791 of the Texas Local Government Code and no goals were established for this contract. )

### **Transportation**

33. Authorize negotiation and execution of an interlocal agreement with the United States General Services Administration that will reserve the on-street parking spaces adjacent to the historic Federal Courthouse for court personnel and to authorize the United States Marshal Service to control the use of these spaces during courthouse hours of operation.

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

34. Approve appointments and certain related waivers to citizen boards and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members.
35. Approve the waiver or reimbursement of certain fees and requirements and authorize payment of certain costs for the City co-sponsored 2014 Zilker Park Kite Festival which is to be held on Sunday, March 2, 2014.  
( Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member Mike Martinez )
36. Approve the waiver or reimbursement of certain fees and requirements under City Code Chapter 14-8 and authorize payment of certain costs for the Celebrate Texas Incorporated and City co-sponsored Texas Independence Day 5K Run and Parade which is to be held Saturday, March 1, 2014.  
( Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Mayor Pro Tem Sheryl Cole )
37. Approve a resolution establishing a sister city relationship between the City and the London Borough of Hackney, United Kingdom and authorize the Mayor to execute a sister city agreement to establish that relationship.  
( Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member William Spelman )



38. Approve the waiver of certain closure notice requirements that allow affected individuals and neighborhood associations to object to street closures under City Code Chapter 14-8 for the Fun Fun Fun Festival which is to be held on November 7, 8, and 9, 2014.  
( Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Chris Riley CO 2: Council Member William Spelman )
39. Approve the waiver of certain closure notice requirements that allow affected individuals and neighborhood associations to object to street closures under City Code Chapter 14-8 for the 9th Annual Austin Urban Music Festival which is to be held on March 28 and 29, 2014.  
( Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Chris Riley CO 2: Council Member William Spelman )
40. Approve the waiver of certain closure notice requirements that allow affected individuals and neighborhood associations to object to street closures under City Code Chapter 14-8 for the 2014 Austin Reggae Festival which is to be held on April 18, 19, and 20, 2014.  
( Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Chris Riley CO 2: Council Member William Spelman )
41. Approve an ordinance waiving or reimbursing certain fees for the Danzón Fest 2014 sponsored by the Butler School of Music, which is to be held on Sunday, March 23, 2014 at the Emma S. Barrientos Mexican American Cultural Center.  
( Notes: SPONSOR: Council Member Mike Martinez CO 1: Mayor Pro Tem Sheryl Cole )
42. Approve an ordinance waiving or reimbursing certain fees and requirements for the 2014 Bengali New Year Festival sponsored by the Bangladesh Association of Greater Austin which is to be held Saturday, April 19, 2014 at Fiesta Gardens.  
( Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Kathie Tovo CO 2: Council Member Chris Riley )
43. Approve a resolution directing the City Manager to create a tool to be easily accessible on the City's website that allows a voter to type in an address and find the council district that the address is in, no later than May 1, 2014.  
( Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Mayor Lee Leffingwell CO 2: Council Member Laura Morrison )
44. Approve a resolution directing the City Manager to review and verify estimated costs associated with the development of a South Shore Central Small Area Plan, to identify an appropriate funding source, and to prepare a budget amendment for Council consideration.  
( Notes: SPONSOR: Council Member Chris Riley CO 1: Mayor Pro Tem Sheryl Cole )

45. Approve a resolution directing the City Manager to form a Distracted Driving Study Group to develop recommendations to modify the current ordinance and to report the Study Group recommendations to the Public Safety Commission and to Council by August 1, 2014.  
( Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Mike Martinez CO 2: Council Member William Spelman )
46. Approve a resolution directing the City Manager to solicit feedback from the Parks and Recreation Board, the Downtown Commission, and the Early Childhood Council for a carousel pilot project as well as suggestions for how revenues might best serve Austin's youth, and to report back to the City Council by June 26, 2014 with options for locating, installing and operating a carousel for the use and enjoyment of Austin families and visitors at minimal or no cost to the City.  
( Notes: SPONSOR: Council Member Kathie Tovo CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member William Spelman )
47. Approve a resolution amending the City's legislative agenda to include support for prioritizing access to transit for the Texas Department of Housing and Community Affairs Low Income Tax Credit program.  
( Notes: SPONSOR: Council Member Chris Riley CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member Mike Martinez )
48. Approve an ordinance modifying certain requirements of City Code Section 8-1-52 regarding extended hours of operation of sound equipment for events at the Mexican American Cultural Center only during the period March 12 - 15, 2014.  
( Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Chris Riley )
49. Approve a resolution directing the City Manager to explore expanding the existing annual agreement with Austin Technology Council to include the Austin Tech Partnership, which is a proposed enhanced community engagement service.  
( Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Chris Riley CO 2: Council Member Laura Morrison )
50. Approve a resolution directing the City Manager to review and finalize cost estimates, to identify an appropriate funding source, and to return to Council with a budget amendment by March 6, 2014, to cover the costs of upgrading the Asian American Resource Center so that it has a commercial kitchen.  
( Notes: SPONSOR: Council Member Kathie Tovo CO 1: Council Member Laura Morrison )

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

51. Set a public hearing to consider a resolution regarding approval of the 138

kV (kilovolt) Gilleland to Techridge Transmission Line Project through dedicated parkland known as the Northeast Metropolitan Park, a Travis County Park, located in Pflugerville, Travis County, Texas, for a permanent use of approximately 325,173 square feet of land, equivalent to approximately 7.46-acre, 100 foot wide strip of land for electric use, for the construction, use, maintenance, repair, and replacement of electric transmission facilities, in accordance with Chapter 26 of the Texas Parks and Wildlife Code. (Suggested date and time of the hearing: March 27, 2014, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).

52. Set a public hearing to consider an ordinance regarding floodplain variances for the construction of a new single-family residence and a second dwelling at 5505 Jim Hogg Avenue as requested by the owner of the property. The property is partially in the 25-year and 100-year floodplains of the Hancock Branch of Shoal Creek. (Suggested date and time: March 6th, 2014, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).

## **Non-Consent**

### **Eminent Domain**

53. Approve a resolution authorizing the filing of eminent domain proceedings for the Lindshire Lift Station Relief Project for approximately 2,483 square feet of land for a permanent wastewater easement, approximately 6,555 square feet of land for a temporary working space easement, and approximately 9,038 square feet of land for a temporary staging area and material storage site easement, all being in the Theodore Bissell Survey No. 18, Abstract No. 3, Travis County, Texas, out of a called 25.102-acre tract of land, described as Tract 1, and all of a called 0.208 acre tract of land, described as Tract 2, having been conveyed to Jesco Construction Company, Inc. by Warranty Deed with Vendor's Lien, dated April 24, 1996, recorded in Volume 12679, Page 1099 of the Real Property Records of Travis County, Texas in the total amount of \$981. The owner of the needed property interests is JESCO CONSTRUCTION COMPANY, INC. A/K/A JESCO CONSTRUCTION, INC. The property is located at the west line of Lindshire Lane, south of Brantley Bend and terminus of Rocking Horse Road, in the City of Austin, Travis County, Texas. The general route covered by this project includes the area three blocks south of Slaughter Lane on Lindshire Lane and in the general vicinity of the Lindshire Lift Station, located at 10302 Lindshire Lane, next to Bauerle Ranch Park, in Austin, Travis County, Texas 78748.

### **Action on Item(s) with Closed Public Hearings - per City Code Section 2-5-27, additional speakers will not be registered**

54. Approve second and third readings of an ordinance amending Chapter 25-2 regarding density bonus regulations in the Downtown Density Bonus Program and the Rainey Street Subdistrict. THE PUBLIC HEARING FOR

THIS ITEM WAS HELD AND CLOSED ON FEBRUARY 13, 2014.

**Morning Briefings**

- 55. Briefing on Human Capital Management
- 56. Austin's Urban Forestry Plan

**Executive Session**

- 57. Discuss legal issues related to Open Government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
- 58. 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).
- 59. Discuss legal issues related to Austin Fire Department hiring process (Private consultation with legal counsel - Section 551.071 of the Government Code).

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

- 60. C14-2013-0083 – 2416 E. 6th Street – Approve second/third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 2416 East 6th Street (Lady Bird Lake Watershed) from limited industrial service-conditional overlay-neighborhood plan (LI-CO-NP) combining district zoning to general commercial services-vertical mixed use building-conditional overlay-neighborhood plan (CS-V-CO-NP) combining district zoning. First reading approved on February 13, 2014. Vote: 6-0 (Mayor Pro Tem Cole-off the dais). Owner: 2416 East Sixth Street LP (M. Timothy Clark). Applicant: Big Red Dog – Austin, LLC (Bob Brown). City Staff: Heather Chaffin, 512-974-2122.
- 61. C814-88-0001.10 - Canyons @ Rob Roy Rezoning - Approve third reading of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 800 North Capital of Texas Highway (Bee Creek Watershed) from planned unit development (PUD) district zoning to planned unit development (PUD) district zoning, to change a condition of zoning. First Reading approved on January 30, 2014. Vote: 7-0. Second Reading approved on February 13, 2014. Vote: 6-0, Mayor Pro Tem Cole off the dais. Owner: Brandywine Acquisition Partners (Ralph Bistline). Applicant: G5 Texas Development, L.L.C. (Jim Gallegos). Agent: Armbrust & Brown, PLLC (Richard Suttle). City Staff: Wendy Rhoades, 512-974-7719. City Staff: Wendy Rhoades, 512-974-7719. A valid petition has been filed in opposition to this rezoning request.

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

62. C814-88-0001(RCA) - Canyons @ Rob Roy Rezoning - Conduct a public hearing and approve a restrictive covenant amendment on property locally known as 800 North Capital of Texas Highway (Bee Creek Watershed) as it relates to certain uses and development standards. Staff Recommendation: To grant an amendment to a portion of the Restrictive Covenant as it relates to certain uses and development standards. Zoning and Platting Commission Recommendation: To grant an amendment to a portion of the Restrictive Covenant as it relates to certain uses and development standards. Owner: Brandywine Acquisition Partners (Ralph Bistline). Applicant: G5 Texas Development, L.L.C. (Jim Gallegos). Agent: Armbrust & Brown, PLLC (Richard Suttle). Agent: Armbrust & Brown, PLLC (Richard Suttle). City Staff: Wendy Rhoades, 512-974-7719.
63. 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 517 East Oltorf Street (Blunn Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to general office-conditional overlay-neighborhood plan (GO-CO-NP) combining district zoning, as amended. Staff Recommendation: To grant general office-conditional overlay-neighborhood plan (GO-CO-NP) combining district zoning, with conditions. Planning Commission Recommendation: To deny general office-conditional overlay-neighborhood plan (GO-CO-NP) combining district zoning, with conditions. Owner: Apostolic Assembly of the Faith in Christ Jesus, Inc. (Frank Balboa). Applicant: Jim Bennett Consulting (Jim Bennett). City Staff: Lee Heckman, 512-974-7604.
64. C14-2013-0149 – Tex-Mix Land Ltd. – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by zoning property locally known as 7900 Old Manor Road (Walnut Creek Watershed) from interim-rural residence (I-RR) district zoning to limited industrial service (LI) district zoning. Staff Recommendation: To grant limited industrial service-conditional overlay (LI-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant limited industrial service-conditional overlay (LI-CO) combining district zoning. Owner: Tex Mix Land Ltd (Logan Owens). Applicant: Hutson Land Planners (Duane Hutson). City Staff: Heather Chaffin, 512-974-2122.
65. C14-2013-0152 – 4020 Airport Boulevard - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 4020 Airport Boulevard (Boggy Creek Watershed) from neighborhood commercial-vertical mixed use building-mixed use-conditional overlay-neighborhood plan (LR-V-MU-CO-NP) combining district zoning to neighborhood commercial-vertical mixed use building-mixed use-conditional overlay-neighborhood plan (LR-V-MU-CO-NP) combining district zoning, to change conditions of zoning. Staff Recommendation: To grant neighborhood commercial-vertical mixed use building-mixed use-conditional overlay-neighborhood plan (LR-V-MU-CO-

NP) combining district zoning, to change conditions of zoning. Planning Commission Recommendation: To grant neighborhood commercial-vertical mixed use building-mixed use-conditional overlay-neighborhood plan (LR-V-MU-CO-NP) combining district zoning, to change conditions of zoning. Owner: D Airport Blvd. Trust (Betty G. Terrell). Applicant: PSW Real Estate, LLC (Glen Coleman). City Staff: Lee Heckman, 512-974-7604.

66. C14-2013-0155 – Pond Springs Challenger School – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by zoning property locally known as 13015 Pond Springs Road (Rattan Creek Watershed) from interim-rural residence (I-RR) district zoning to community commercial-conditional overlay (GR-CO) combining district zoning. Staff Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning. Owner/Applicant: Budget Leasing, Inc. (David S. Stein). Agent: Jones & Carter, Inc. (Shawn Graham, P.E.). City Staff: Sherri Sirwaitis, 512-974-3057.
67. C14-2013-0157 – 7200, 7202 and 7204 South Congress – Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 7200, 7202 and 7204 South Congress Avenue (South Boggy Creek Watershed) 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. Zoning and Platting Commission Recommendation: To grant limited office-mixed use (LO-MU) combining district zoning. Owner/Applicant: The Lloyd Earl Hunt Trust (Lloyd Earl Hunt). Agent: Texas Design Interests, LLC (Jeff Shindler). City Staff: Wendy Rhoades, 512-974-7719.

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

68. Conduct a public hearing and consider a resolution under Section 2306.67071, Texas Government Code and Section 10.204(4), Texas Administrative Code, for an application to be submitted to the Texas Department of Housing and Community Affairs by Villages at Ben White, LP for tax-exempt bond financing for a proposed 183-unit affordable senior housing development to be called the Villages at Ben White, located at 6934 East Ben White Boulevard.
69. Conduct a public hearing and consider a resolution under Section 2306.67071, Texas Government Code and Section 10.204(4), Texas Administrative Code, for an application to be submitted to the Texas Department of Housing and Community Affairs by Pedcor Investments-2012-CXXXI, LP for tax-exempt bond financing for a proposed 252-unit affordable multi-family development to be called William Cannon Apartments, located at 2112 East William Cannon Drive.

70. Conduct a public hearing and consider a resolution under Section 2306.67071, Texas Government Code and Section 10.204(4), Texas Administrative Code, for an application to be submitted to the Texas Department of Housing and Community Affairs by Ben White Development, LP for tax-exempt bond financing for a proposed 250-unit affordable multi-family development to be called the Pointe at Ben White, located at 7000 East Ben White Boulevard.
71. Conduct a public hearing and consider a resolution under Section 2306.67071, Texas Government Code and Section 10.204(4), Texas Administrative Code, for an application to be submitted to the Texas Department of Housing and Community Affairs by Pedcor Investments-2012-CXXX, LP for tax-exempt bond financing for a proposed 252-unit affordable multi-family development to be called Parmer Place, located at 1500 East Parmer Lane.
72. Conduct a public hearing and consider a resolution regarding approval of the permanent use of approximately 24,687 square feet of land and temporary working space use of approximately 21,156 square feet of land for construction, use, maintenance, repair, replacement, and extension of Pressler Street by 980 feet, including bicycle and pedestrian connectivity, right-of-way, and drainage for the Pressler Street Extension Project, through dedicated parkland known as Lamar Beach in accordance with Chapter 26 of the Texas Parks and Wildlife Code.
73. Conduct a public hearing regarding an agreement with the Radisson Hotel for the construction and operation of a restaurant deck and public terrace on parkland at Butler Shores at Town Lake Metropolitan Park adjacent to and directly behind the hotel. Related to Item #15.
74. Conduct a public hearing and consider an ordinance approving a site plan for the project at 9512 FM 2222; superseding conflicting requirements of the City Code; waiving site plan related fees and waiving City Code Section 25-1-502.
75. Conduct a public hearing and consider approving the Master Plan for Holly Shores/Edward Rendon Sr. Park at Festival Beach, Fiesta Gardens as developed in conjunction with Michael Van Valkenburgh & Associates, Inc. and the Austin Parks and Recreation Department. The Master Plan area includes approximately 9 acres of newly dedicated parkland and approximately 90 acres of existing parkland along the north shore of Lady Bird Lake from I-35 east to Pleasant Valley Road and south of Canterbury Street.
76. Conduct a public hearing and consider an ordinance to amend City Code Title 25 to allow placement of accessible ramps in a required yard setback.

## 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.