



Thursday, October 20, 2016

The Austin City Council will convene at 10:00 AM on
Thursday, October 20, 2016 at Austin City Hall
301 W. Second Street, Austin, TX



Mayor Steve Adler
Mayor Pro Tem Kathie Tovo, District 9
Council Member Ora Houston, District 1
Council Member Delia Garza, District 2
Council Member Sabino “Pio” Renteria, District 3
Council Member Gregorio Casar, District 4
Council Member Ann Kitchen, District 5
Council Member Don Zimmerman, District 6
Council Member Leslie Pool, District 7
Council Member Ellen Troxclair, District 8
Council Member Sheri Gallo, District 10

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

Reverend Karen Thompson, Metropolitan Community Church

10:00 AM – City Council Convenes

Consent

Approval of Minutes

1. Approve the minutes of the Austin City Council budget work session of August 15, 2016, regular meeting of September 22, 2016, work session of October 11, 2016 and regular meeting of October 13, 2016.

Austin Water

2. Approve an ordinance authorizing the issuance of City of Austin, Water and Wastewater System Revenue Bonds, Series 2016A, in a par amount not to exceed \$20,430,000, and approve related documents.

Capital Contracting Office

3. Authorize award and execution of a construction contract with PEABODY GENERAL CONTRACTORS, for the Onion Creek Wastewater Treatment Plant Demolition project in the amount of \$744,415 plus a \$74,441 contingency, for a total contract amount not to exceed \$818,856. (District 5) (Notes: This contract will be awarded in compliance with City Code Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 10.26% MBE and 10.75% WBE participation.)
4. Authorize negotiation and execution of a professional services agreement with the following fourteen staff recommended firms (or other qualified responders): ARIAS & ASSOCIATES, INC.; CONSTRUCTION TECHNOLOGY LABORATORIES dba CTL GROUP; ECS TEXAS, LLP; FUGRO CONSULTANTS, INC.; HOLT ENGINEERING, INC.; HVJ ASSOCIATES, INC.; KLEINFELDER, INC; PAVETEX ENGINEERING & TESTING, INC.; PROFESSIONAL SERVICE INDUSTRIES, INC.; RABA-KISTNER, INC.; RODRIGUEZ ENGINEERING LABORATORIES, LLC; RONE ENGINEERING SERVICES, LTD.; TERRACON CONSULTANTS, INC.; and WISS,

JANNEY, ELSTNER ASSOCIATES, INC., for the 2017 Construction Materials, Geotechnical, and Forensic Engineering Services Rotation List for an estimated period of two years or until financial authorization is expended, with the total amount not to exceed \$10,000,000 to be divided among the 14 firms.

(Notes: This contract will be awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program). No goals were established for this solicitation.)

5. Authorize execution of an amendment to the construction contract with MUNIZ CONCRETE & CONTRACTING, INC., for Americans with Disability Act Sidewalk and Ramp Improvements 2016 Group #18 City Wide Indefinite Delivery/Indefinite Quantity changing the term of the contract to 18 months with no extension options, for a total contract amount not to exceed 4,000,000.

(Notes: This contract was awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) with 88.97% MBE and 1.63% WBE participation.)

Financial Services

6. Approve a resolution authorizing the issuance by Pilot Knob Municipal Utility District No. 3 of Unlimited Tax Bonds, Series 2016, in an amount not to exceed \$3,250,000.
7. Approve a resolution authorizing the issuance by Senna Hills Municipal Utility District of Unlimited Tax and Waterworks and Sewer System Revenue Bonds, Series 2016, in an amount not to exceed \$1,105,000.

Fire

8. Approve an ordinance amending the Fiscal Year 2016-2017 Austin Fire Department Operating Budget Special Revenue Fund (Ordinance No. 20160914-001) to accept and appropriate \$30,000 in grant funds from the Fire Adapted Communities Learning Network program for wildfire prevention and education.

Government Relations

9. Approve a resolution authorizing negotiation and execution of contracts for federal agency and legislative representation services for a total combined amount not to exceed \$174,000.
10. Approve a resolution authorizing negotiation and execution of contracts for state agency and legislative representation services for a total combined amount not to exceed \$708,000.
11. Approve a resolution adopting the City's State Legislative Program for the

85th Texas Legislature.

Health and Human Services

12. Approve an ordinance amending City Code Section 2-1-127 relating to the Community Development Commission.

Planning and Zoning

13. Approve a resolution authorizing the City's continued membership in the Capital Area Council of Governments and payment of the related membership fee, in an amount not to exceed \$90,577.70.

Public Works

14. Authorize negotiation and execution of an amendment to the interlocal agreement with the Texas Department of Transportation for the US 290 Intersection Improvements at FM 1826 and Convict Hill Road project in the amount of \$123,652.41 for a total interlocal agreement amount not to exceed \$1,022,528.91. (District 8)

Purchasing Office

15. Authorize negotiation and execution of two 12-month contracts with CONCEPT DEVELOPMENT and PLANNING, LLC and ZERO WASTE STRATEGIES, LLC, to provide outreach services for the zero waste and recycling programs, in an amount not to exceed \$320,000 each and combined, with five 12-month extension options in an amount not to exceed \$320,000 per extension option each and combined, for total contract amounts not to exceed \$1,920,000 each and combined.
(Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program) and subcontractor goals were applied to the solicitation. The subcontracting goals were met and the resulting contract with Concept Development and Planning, LLC will include 6.02% MBE and 93.98% WBE participation; the contract with Zero Waste Strategies, LLC will include 24.54% MBE and 19.14% WBE participation.)
16. Authorize negotiation and execution of a contract with INVENSYS SYSTEMS INC., to provide distributed control system workstation upgrades, in an amount not to exceed \$779,000.
(Notes: This contract is exempt from the City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established.)
17. Authorize award and execution of a 36-month contract with GMSL CONSULTING, LLC DBA CENTEXSHRED, to provide citywide shredding services, in an amount not to exceed \$229,875, with three 12-

month extension options in an amount not to exceed \$76,625 per extension option, for a total contract amount not to exceed \$459,750.

(Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program). For the services required for this solicitation, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established.)

18. Authorize award and execution of a 36-month contract with MELENDREZ TRUCKING, LLC, to provide aggregate materials, in an amount not to exceed \$631,239, with three 12-month extension options in an amount not to exceed \$210,413 per extension option, for a total contract amount not to exceed \$1,262,478.

(Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program and subcontractor goals were applied to the solicitation. The subcontracting goals were met and the resulting contract will include 46.40% WBE participation.)

19. Authorize award and execution of a contract with DMSI HOLDINGS LP DBA DETECTION AND MEASUREMENT SYSTEMS, to provide gas detection equipment and support, in an amount not to exceed \$75,681.42. (Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D (Minority Owned and Women Owned Business Enterprise Procurement Program). For the goods required for this solicitation, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established.)

20. Authorize award and execution of a 12-month contract with VWR INTERNATIONAL LLC, to provide laboratory chemicals and supplies in an amount not to exceed \$435,923, with five 12-month extension options in an amount not to exceed \$505,837 per extension option, for a total contract amount not to exceed \$2,965,108.

(Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D (Minority Owned and Women Owned Business Enterprise Procurement Program). For the goods required for this solicitation, there were insufficient subcontracting opportunities and an insufficient number of certified M/WBEs; therefore, no subcontracting goals were established.)

21. Authorize negotiation and execution of an interlocal agreement with CITY OF PASADENA, TEXAS to allow for cooperative procurement of goods and services.

(Notes: This contract is exempt from City Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program); therefore, no subcontracting goals were established.)

22. Authorize negotiation and execution of a 60-month contract with

SYNAGRO OF TEXAS-CDR, INC., or one of the other qualified offerors to Request For Proposals CDL2003, for the management of biosolids reuse in an amount not to exceed \$9,424,778, with five 12-month extension options in an amount not to exceed \$2,185,180 per extension option, for a total contract amount not to exceed \$20,350,678.

(Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program). For the services required for this solicitation, there were insufficient subcontracting opportunities and an insufficient number of certified M/WBEs; therefore, no subcontracting goals were established.)

23. Authorize negotiation and execution of a 12-month revenue contract with ALLEN CLICK, or one of the other qualified offerors to Request For Proposals JXP0501, for the sale and removal of compost material for an estimated revenue amount of \$64,500, with five 12-month extension options with an estimated revenue of \$64,500 per extension option, for a total estimated revenue amount of \$387,000.

(Notes: This revenue generating contract is exempt from City Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program); therefore, no subcontracting goals were established.)

Transportation

24. Approve an ordinance amending Exhibit A to the Fiscal Year 2016-2017 City of Austin Fee Schedule Ordinance No. 20160914-003 to set administrative fees and rental fees for considering, approving, monitoring, and licensing the use of right of way and transportation infrastructure by wireless service providers for small cell networks.

Item(s) from Council

25. Approve appointments and certain related waivers to citizen boards and commissions, to Council committees and other intergovernmental bodies and removal and replacement of members; and amendments to board and commission bylaws.
26. Approve a resolution directing the City Manager to explore the creation of a Bull Creek Road Area Local Traffic Improvement Fund.
(Notes: SPONSOR: Council Member Sheri Gallo CO 1: Council Member Sabino "Pio" Renteria CO 2: Council Member Ann Kitchen CO 3: Council Member Don Zimmerman)
27. Approve a resolution relating to funding repairs for manufactured homes.
(Notes: SPONSOR: Council Member Sabino "Pio" Renteria CO 1: Council Member Delia Garza CO 2: Council Member Gregorio Casar CO 3: Council Member Ann Kitchen CO 4: Council Member Ora Houston)

28. Approve an ordinance waiving or reimbursing certain fees for the Durga Puja event sponsored by the Central Texas Bengali Association which was held on Saturday and Sunday, October 8-9, 2016 at the Asian American Resource Center.
(Notes: SPONSOR: Council Member Sheri Gallo CO 1: Mayor Pro Tem Kathie Tovo CO 2: Council Member Ora Houston CO 3: Council Member Sabino "Pio" Renteria)
29. Approve a resolution regarding the hiring and public input process for the selection of a new City Manager.
(Notes: SPONSOR: Mayor Steve Adler CO 1: Mayor Pro Tem Kathie Tovo CO 2: Council Member Sabino "Pio" Renteria CO 3: Council Member Sheri Gallo)
30. Approve a resolution relating to amenities in mobile home parks.
(Notes: SPONSOR: Council Member Sabino "Pio" Renteria CO 1: Council Member Delia Garza CO 2: Council Member Leslie Pool CO 3: Council Member Gregorio Casar CO 4: Council Member Ora Houston)

Non-Consent

10:00 AM - Zoning Ordinances / Restrictive Covenants (HEARINGS CLOSED)

31. NPA-2016-0025.01 - Lantana Tract 33 - District 8 - Approve second and third readings of 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 6701, 6825-1/2, and 7045-1/2 Rialto Boulevard (Barton Creek Watershed; Williamson Creek Watershed-Barton Springs Zone) from Office land use to Multifamily land use. First Reading approved on September 22, 2016. Vote: 10-0, Council Member Troxclair was off the dais. Owner/Applicant: Lantana Tract 33, L.P. (Barry P. Marcus). Agent: Smith, Robertson, Elliott & Douglas, LLP (Mary Stratmann). City Staff: Maureen Meredith, 512-974-2695.
32. C14-2016-0011 - Lantana Tract 33 - District 8 - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 6701, 6825-1/2, and 7045-1/2 Rialto Boulevard (Barton Creek Watershed; Williamson Creek Watershed-Barton Springs Zone) from general office-neighborhood plan (GO-NP) combining district zoning to multifamily residence-moderate-high density-conditional overlay-neighborhood plan (MF-4-CO-NP) combining district zoning. First Reading approved on September 22, 2016. Vote: 10-0, Council Member Troxclair was off the dais. Owner/Applicant: Lantana Tract 33, LP (Barry P. Marcus). Agent: Smith, Robertson, Elliott & Douglas, LLP (David Hartman). City Staff: Andrew Moore, 512-974-7604.

10:00 AM - Zoning and Neighborhood Plan Amendments (Public Hearings and Possible Action)

33. C814-2015-0074 - The Grove at Shoal Creek PUD - District 10 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by zoning property locally known as 4205 Bull Creek Road (Shoal Creek Watershed) from unzoned (UNZ) district zoning to planned unit development (PUD) district zoning. Staff Recommendation: To grant planned unit development (PUD) district zoning. Zoning and Platting Commission Recommendation: To grant planned unit development (PUD) district zoning. Owner/Applicant: ARG Bull Creek, Ltd. (Garrett Martin). Agent: Thrower Design (A. Ron Thrower). City Staff: Sherri Sirwaitis, 512-974-3057.
34. C14-85-288.8 (RCA3) - Lantana Tract 33 - District 8 - Conduct a public hearing to amend a restrictive covenant on property locally known as 6701, 6825-1/2, and 7045-1/2 Rialto Boulevard (Barton Creek Watershed; Williamson Creek Watershed-Barton Springs Zone). Staff Recommendation: To grant the amendment to remove net leasable square footage and floor-to-area ratio restriction, reduce the allowable impervious cover and require on-site water quality controls. Planning Commission Recommendation: To grant the amendment to remove net leasable square footage and floor-to-area ratio restriction, reduce the allowable impervious cover and require on-site water quality controls. Owner/Applicant: Lantana Tract 33, LP (Barry P. Marcus). Agent: Smith, Robertson, Elliott & Douglas, LLP (David Hartman). City Staff: Andrew Moore, 512-974-7604.
35. C14-79-065(RCT) - Earl M. McClure - District 9 - Conduct a public hearing to terminate a restrictive covenant on property locally known as 80 Red River Street (Waller Creek Watershed). Staff Recommendation: To grant termination of the restrictive covenant. Planning Commission Recommendation: To grant termination of the restrictive covenant. Owner/Applicant: Villas of Town Lake HOA (Gary L. Johnson). Agent: Consort, Inc. (Ben Turner). City Staff: Wendy Rhoades, 512-974-7719.

12:00 PM - Citizen Communications: General

John Goldstone - Mobility bond deception.

William Burke - The Board of Directors of Anderson Mill Limited District and the Anderson Mill Neighborhood Association request the continuation of the Anderson Mill Limited District for the purpose of serving the 12,000 residents. (Videoconferencing from District 6 office).<?xml:namespace prefix = "o" ns = "urn:schemas-microsoft-com:office:office" /><o:p></o:p>

Joe Quintero - Not in my neighborhood, Code Enforcement.

Executive Session

36. Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).

4:00 PM - Public Hearings and Possible Actions

37. Conduct a public hearing and consider an appeal of an Outdoor Music Venue permit, approved by the Development Services Department, for the Scoot Inn at 1308 E. 4th Street.
38. Conduct a public hearing and consider a resolution regarding a request by Kyle Hill (Martin, Frost & Hill) for Snarf's Sandwiches located at 1404 S. 1st St. for a waiver from the distance requirement of City Code Section 4-9-4(A) which requires a minimum of 300 feet between a business that sells alcoholic beverages and a school.

5:30 PM - Live Music

Carry Illinois

5:30 PM - Proclamations

Proclamation – National Reuse Day – To be presented by Mayor Steve Adler and to be accepted by Rebecca Stuch, Chair of the Reuse Alliance – Texas Chapter

Proclamation – National Retirement Security Week – To be presented by Council Member Delia Garza and to be accepted by Lei Ye

Proclamation – Cities Connecting Children to Nature – To be presented by Council Member Leslie Pool

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 TTY users route through 711.*

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.

