



## **AUSTIN CITY COUNCIL WORK SESSION**

**Tuesday, May 09, 2017**

The Austin City Council will convene at 9:00 AM on  
Tuesday, May 09, 2017 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 Jimmy Flannigan, District 6**

**Council Member Leslie Pool, District 7**

**Council Member Ellen Troxclair, District 8**

**Council Member Alison Alter, 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.**

**9:00 AM – City Council Convenes**

- A. Pre-Selected Agenda Items
- B. Briefings
  - B.1 Parks and Recreation Department Facility Visits/Pass System presentation.
  - B.2 Pay Equity Briefing
- C. Council Items of Interest
- D. Council Discussion
  - D.1 Legislative update.
  - D.2 CodeNEXT discussion.
- E. Executive Session
  - E.1 Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
  - E.2 Evaluate the performance of, and consider compensation and benefits for, the City Clerk (Personnel matters, Section 551.074 of the Government Code).
  - E.3 Evaluate the performance of, and consider compensation and benefits for, the City Auditor (Personnel matters, Section 551.074 of the Government Code).
  - E.4 Evaluate the performance of, and consider compensation and benefits for, the Clerk of the Austin Municipal Court (Personnel matters, Section 551.074 of the Government Code).
  - E.5 Evaluate the performance of, and consider compensation and benefits for, the Interim City Manager (Personnel matters, Section 551.074 of the Government Code).
  - E.6 Discuss legal issues related to Montez v. City of Austin, Cause No. D-1-GN-15-005354 in the 201st Judicial District for Travis County, Texas (Private

consultation with legal counsel—Section 551.071).

- E.7 Discuss the purchase, exchange, lease, or value of real property locally known as the Lions Municipal Golf Course, generally located at the intersection of Lake Austin Boulevard and Exposition Boulevard (Real property - Section 551.072 of the Government Code).
- E.8 Discuss legal issues regarding the purchase, exchange, lease, or value of real property locally known as the Lions Municipal Golf Course, generally located at the intersection of Lake Austin Boulevard and Exposition Boulevard (Private consultation with legal counsel - Section 551.071 of the Government Code).

## **Consent**

### **Approval of Minutes**

- 1. Approve the minutes of the Austin City Council budget work session of April 26, 2017, work session of May 2, 2017, budget work session of May 3, 2017 and regular meeting of May 4, 2017.

### **Development Services**

- 2. Approve an ordinance authorizing execution of the first amendment to a settlement agreement relating to the development of property located at 5330 Bluffstone Lane.

### **Fire**

- 3. Approve an ordinance amending the Fiscal Year 2016-2017 Budget Stabilization Reserve Fund Operating Budget (Ordinance No. 20160914-001) to transfer out \$3,500,000 to the General Fund; and amending the General Fund Operating Budget (Ordinance No. 20160914-001) to increase the transfer in by \$3,500,000 from the Budget Stabilization Reserve Fund; and appropriating \$3,500,000 to increase expenditures in the Austin Fire Department Operating Budget (Ordinance No. 20160914-001) to provide additional overtime funds that are needed due to the high number of sworn fire vacancies and the requirement to maintain four-person staffing requirements.

### **Fleet Services**

- 4. Approve an ordinance authorizing acceptance of \$400,000 in grant funds from the Texas Commission on Environmental Quality; amending the Fiscal Year 2016-2017 Fleet Services Department Operating Budget Special Revenue Fund (Ordinance No. 20160914-001) to appropriate these funds; and amending the Fiscal Year 2016-2017 Fleet Services Department Capital Budget (Ordinance No. 20160914-002) to transfer in and appropriate

\$400,000 from the Fleet Services Department Operating Budget Special Revenue Fund for the upgrade and expansion to the existing Compressed Natural Gas fueling station.

### **Planning and Zoning**

5. Approve a resolution consenting to Travis County Water Control & Improvement District No. 18's annexation of 60 out-of-district water customer properties currently in Austin's extraterritorial jurisdiction, adjacent to Council District 10.

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

6. 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.
7. Approve a resolution directing the City Manager to draft code amendments to add electronic smoking devices to City Code Chapter 10-6 (Smoking in Public Places) and to clarify related definitions.  
( Notes: SPONSOR: Council Member Ora Houston CO 1: Mayor Pro Tem Kathie Tovo CO 2: Council Member Alison Alter CO 3: Council Member Ann Kitchen )
8. Approve a resolution directing the City Manager to explore and report on options related to the drainage charge to individually bill customers in certain multifamily properties and on the feasibility of implementing a discount or billing cap for certain elderly and fixed-income customers.  
( Notes: SPONSOR: Council Member Jimmy Flannigan CO 1: Council Member Sabino "Pio" Renteria CO 2: Council Member Ora Houston CO 3: Council Member Alison Alter )
9. Approve a resolution directing the City Manager to create a Student Commission, which will make recommendations to Council on topics that affect or have particular relevance to the higher-education student population.  
( Notes: SPONSOR: Mayor Pro Tem Kathie Tovo CO 1: Mayor Steve Adler CO 2: Council Member Ora Houston CO 3: Council Member Leslie Pool )

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

10. Set a public hearing regarding Texas Gas Service's proposal to increase customer gas rates. (Suggested date and time June 8, 2017; 4:00 p.m. at City Hall; 301 W. Second Street, Austin, TX).
11. Set a public hearing regarding CenterPoint's proposal to increase customer gas rates. (Suggested date and time June 15, 2017 at 4:00 p.m. at City Hall;

301 W. Second Street, Austin, TX)

12. Set a public hearing to consider an ordinance amending City Code Chapter 25-12, Article 12 (Energy Code), relating to regulations for solar ready provisions in the construction of new residential and commercial buildings (Suggested date and time: June 15, 2017, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).
13. Set a public hearing regarding Oncor Electric's proposal to increase customer electric utility rates. (Suggested date and time August 10, 2017; 4:00 p.m. at City Hall; 301 W. Second Street, Austin, TX).

## **Non-Consent**

### **Executive Session**

14. Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
15. Evaluate the performance of, and consider compensation and benefits for, the City Clerk (Personnel matters, Section 551.074 of the Government Code).
16. Evaluate the performance of, and consider compensation and benefits for, the City Auditor (Personnel matters, Section 551.074 of the Government Code).
17. Evaluate the performance of, and consider compensation and benefits for, the Clerk of the Austin Municipal Court (Personnel matters, Section 551.074 of the Government Code).
18. Evaluate the performance of, and consider compensation and benefits for, the Interim City Manager (Personnel matters, Section 551.074 of the Government Code).
19. Discuss legal issues related to Montez v. City of Austin, Cause No. D-1-GN-15-005354 in the 201st Judicial District for Travis County, Texas (Private consultation with legal counsel—Section 551.071).
20. Discuss the purchase, exchange, lease, or value of real property locally known as the Lions Municipal Golf Course, generally located at the intersection of Lake Austin Boulevard and Exposition Boulevard (Real property - Section 551.072 of the Government Code).
21. Discuss legal issues regarding the purchase, exchange, lease, or value of real property locally known as the Lions Municipal Golf Course, generally located at the intersection of Lake Austin Boulevard and Exposition Boulevard (Private consultation with legal counsel - Section 551.071 of the Government

Code).

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

22. C14-2016-0071 - 1301 West Koenig Rezoning - District 7 - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 1301 West Koenig Lane (Shoal Creek Watershed) from general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning to multifamily residence-highest density-conditional overlay-neighborhood plan (MF-6-CO-NP) combining district zoning for Tract 1 and general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning for Tract 2, to change a condition of zoning, with conditions. First Reading approved on April 20, 2017. Vote: 11-0. Owner: Hardeman Family Joint Venture, Ltd. (Bryan Hardeman). Applicant: Smith, Robertson, Elliott & Douglas, L.L.P. (David Hartman). City Staff: Wendy Rhoades, 512-974-7719.


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


23. C14-2017-0026 – Bouldin Creek Neighborhood Plan Area-Wide Neighborhood Plan Amendment to Add Garage Placement Design Tool -- Conduct a public hearing to approve an ordinance amending Ordinance No. 20020523-33, the Bouldin Creek Neighborhood Plan zoning ordinance, an element of the Imagine Austin Comprehensive Plan, to adopt the Garage Placement design tool for Single-Family, Duplex, and Two-Family Residential uses (Sec. 25-2-1604) area wide in this planning area. Staff Recommendation: To recommend adoption of the Garage Placement Design tool. Applicant: Bouldin Creek Neighborhood Plan Contact Team (Sean Kelly, Chair/Stuart Hampton, Previous Chair). City Staff: Andrew Moore, (512) 974-7604.
24. NPA-2017-0013.01 – Bouldin Creek Neighborhood Plan Area-Wide Neighborhood Plan Amendment to Add Garage Placement Design Tool - Conduct a public hearing to approve an ordinance amending Ordinance No. 20020523-32, the Bouldin Creek Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to adopt the Garage Placement design tool for Single-Family, Duplex, and Two-Family Residential uses (Sec. 25-2-1604) area wide in this planning area. If adopted, text will be added to the plan document with general information on Section 24-2-1604. Staff Recommendation: To recommend adoption of the Garage Placement Design tool. Applicant: Bouldin Creek Neighborhood Plan Contact Team (Sean Kelly, Chair/Stuart Hampton, Previous Chair). City Staff: Maureen Meredith, (512) 974-2695.

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

25. Conduct a public hearing and consider an appeal of the decision of the Historic Landmark Commission to grant a demolition permit for property located at 1207 W. 22½ Street and 1209 W. 22½ Street. (HDP-2016-0468 and HDP-2016-0469) (District 9)

## 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.