



## **AUSTIN CITY COUNCIL WORK SESSION**

**Tuesday, September 26, 2017**

The Austin City Council will convene at 9:00 AM on  
Tuesday, September 26, 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 Boards and Commissions Transition Task Force Presentation
- C. Council Items of Interest
- D. Council 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 Discuss legal issues related to Breiaon King v. Officer Bryan Richter et al, Cause No. 1:16-cv-01020, in the United States District Court for the Western Division of Texas (Private consultation with legal counsel - Section 551.071 of the Government Code).
  - E.3 Discuss legal issues related to HB 100 (state regulation of Transportation Network Companies) (Private consultation with legal counsel - Section 551.071 of the Government Code).

September 28, 2017 Council Meeting

**Consent**

**Approval of Minutes**

1. Approve the minutes of the Austin City Council budget work session of August 23, 2017, special called emergency meeting of August 29, 2017, work session of August 29, 2017, budget work session of August 30, 2017, special called emergency meeting of August 31, 2017, regular meeting of August 31, 2017, special called of September 5, 2017, special called of September 6, 2017, special called of September 7, 2017, and budget and tax adoption meetings of September 11, 2017, September 12, 2017 and September 13, 2017.

**Animal Services Office**

2. Authorize negotiation and execution of a fourth amendment to the interlocal

agreement with Travis County for the City's provision of animal services, for a 12-month term beginning October 1, 2017 in an amount not to exceed \$1,658,126.

3. Approve negotiation and execution of an interlocal agreement with Travis County for the enrichment and training of canines by incarcerated individuals for an initial 12-month term, with two 12-month renewal options.
4. Approve negotiation and execution of an interlocal agreement with Travis County for the fostering of kittens by incarcerated individuals for an initial 12-month term, with two 12-month renewal options.

#### **Austin Energy**

5. Approve issuance of a rebate to the Mary Lee Foundation for performing energy efficiency improvements at its facilities located on Lamar Square Drive, in an amount not to exceed \$99,639. (District 5)
6. Approve issuance of a rebate to Dillard's, Inc., for performing energy efficiency improvements at its retail facility located at 3211 Feathergrass Court, in an amount not to exceed \$79,992. (District 7)
7. Approve issuance of a rebate to Round Rock ISD for performing energy efficiency improvements at McNeil High School located at 5720 McNeil Drive, in an amount not to exceed \$70,265.
8. Approve issuance of a rebate to the Texas Facilities Commission for performing energy efficiency improvements at the Brown-Heatly Office Building located at 4900 N. Lamar Blvd., in an amount not to exceed \$113,798. (District 9)
9. Approve issuance of a rebate to the Texas Facilities Commission for performing energy efficiency improvements at the William P. Hobby Jr. Office Building located at 333 Guadalupe Street, in an amount not to exceed \$154,924 (District 9).

#### **Austin Water**

10. Authorize the negotiation and execution of a Community Facilities and Cost Reimbursement Agreement with Austin 1801 East 6th, L.P., a Texas limited partnership, for a portion of the Plaza Saltillo Water Rehabilitation Phase II Capital Improvement Project for an amount not to exceed \$250,000. (District 3)
11. Authorize the negotiation and execution of a cost participation agreement with the Austin Community College District for the City to reimburse the Austin Community College District for an amount not to exceed \$1,460,660 for costs associated with the design and construction of an oversized wastewater main and appurtenances related to Service Extension Request No. 3145 that will provide wastewater service to a proposed mixed-use development located at 5900 Airport Boulevard. (District 4)

#### **Capital Contracting Office**

12. Authorize the use of the Design-Build procurement method in accordance with

Texas Government Code Chapter 2269 for the design and construction services for the Downtown Chiller Capacity Addition. (District 9)

13. Authorize negotiation and execution of a professional services agreement with PARSONS WATER & INFRASTRUCTURE INC., (staff recommendation) or one of the other qualified responders for Request for Qualifications Solicitation No. CLMP230 to provide engineering services for the Greater Walnut Area Centralized Odor Control Facility in an amount not to exceed \$800,000. (District 1)
14. Authorize award and execution of a construction contract with SANTA CLARA CONSTRUCTION, LTD, for the Citywide Stormwater Infrastructure Maintenance Indefinite Delivery/Indefinite Quantity in the amount of \$2,000,000 for an initial one-year term, with three one-year extension options of \$2,000,000, for a total contract amount not to exceed \$8,000,000.

#### **Convention Center**

15. Approve a resolution adopting the Austin Convention and Visitors Bureau (doing business as Visit Austin) 2017-2018 Marketing Plan and Proposed Budget; setting the contract payment as required by the Chapter 351 of the Texas Tax Code; 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**

16. Approve a resolution authorizing the City Manager to grant agreements for Fiscal Year 2017-2018 in an amount not to exceed \$8,624,405, and authorizing payment in the amount of \$60,000 for Zachary Scott Theatre Center maintenance required under a separate operations agreement.

#### **Emergency Medical Services**

17. Approve negotiation and execution of an interlocal agreement with Travis County to purchase emergency response vehicles from Travis County in an amount not to exceed \$1,616,600.

#### **Fire**

18. Approve a resolution ratifying the collective bargaining agreement between the City and the Austin Firefighters Association relating to wages, hours, and terms and conditions of employment for Austin firefighters.

#### **Municipal Court**

19. Approve an ordinance amending City Code Chapter 2-10 (Municipal Court) to revise and add provisions regarding indigency.

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

20. Approve a resolution consenting to the issuance of Multi-family Private Activity Bonds, by Austin Affordable PFC, Inc., an affiliate of the Housing Authority of the

City of Austin, in an amount not to exceed \$38,000,000 to finance, in part, the development and new construction of an affordable multi-family rental development located at the southwest corner of Dessau Road and Howard Lane.(District 7)

21. Authorize the negotiation and execution of Amendment No. 1 to the Agreement Concerning Implementation of the East 11th and 12th Streets Urban Renewal Plan between the City and the Urban Renewal Agency relating to the roles, responsibilities, and processes for the redevelopment of the East 11th and 12th Street Revitalization Project to add two 12-month extension options.
22. Authorize the 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 with one 12-month extension option in an amount not to exceed \$200,000, for a total contract amount not to exceed \$400,000.
23. 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 with one 12-month extension option in an amount not to exceed \$288,729 per extension option, for a total contract amount not to exceed \$577,458.
24. Authorize negotiation and execution of a 12-month contract with PEOPLEFUND to fund and administer the Community Development Bank program, to support job creation and expansion of small businesses by providing loan services, in an amount not to exceed \$150,000 with one 12-month extension option in an amount not to exceed \$150,000 per extension option, for a total contract amount not to exceed \$300,000.
25. 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 2017 - 2018 using funds received by the City from the U.S. Department of Housing and Urban Development, in addition to local City funds, in an amount not to exceed \$17,782,983.
26. Authorize the negotiation and execution of a one-year contract with FAMILY ELDERCARE, INC. to fund and administer the Senior Services Program in an amount not to exceed \$134,000 with one 12-month extension option in an amount not to exceed \$134,000, for a total contract amount not to exceed \$268,000.

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

27. Authorize negotiation and execution of an 84-month lease for approximately 59,494 square feet of office space for the Development Services Department and Austin Energy, at 5202 East Ben White Boulevard, in Austin, Travis County, Texas, from 5204 BEN WHITE 2017, LP, A TEXAS LIMITED PARTNERSHIP, in an amount not to exceed \$10,936,187.34 (District 3).
28. Authorize negotiation and execution of a 60-month lease renewal for approximately 27,520 square feet of warehouse space for the Austin Police Department for the

Blue Santa Program and the Community Liaison Unit, located at 4101 South Industrial Drive, Suite 260, Austin, Travis County, Texas, from ICON OWNER POOL 6 AUSTIN, LLC, in an amount not to exceed \$1,455,257.60 (District 2).

### **Planning and Zoning**

29. Approve negotiation and execution of an interlocal agreement regarding the exchange of extraterritorial jurisdiction ("ETJ") with the City of Manor, whereby approximately 27 acres will be released from Austin's ETJ to Manor's ETJ and approximately 7 acres will be disannexed from Manor's city limits and released to Austin's ETJ.

### **Police**

30. Authorize the execution of an interlocal agreement with the University of Texas at Austin to provide special event services on an as-needed basis.

### **Public Health**

31. Authorize negotiation and execution of a fourth amendment to the interlocal agreement with Travis County for the City's provision of public health services, for a 12-month period beginning October 1, 2017 in an amount not to exceed \$4,403,824.

### **Purchasing Office**

32. Authorize negotiation and execution of a contract with Pike Electric, LLC, or the other qualified offeror to Request For Proposals DNJ0003REBID, to provide electric relay devices and related services, for an initial term of two years with three one-year extension options, for a total contract amount not to exceed \$4,160,000. ( 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. )
33. Authorize negotiation and execution of a contract through the State of Texas Department of Information Resources cooperative purchasing program with Neos Consulting Group LLC (WBE), to provide software and implementation services for a time and attendance, labor scheduling and leave management solution, for an initial term of three years with one two-year extension option, for a total contract amount not to exceed \$8,598,885.  
( Notes: This procurement 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 procurement, there were an insufficient number of certified M/WBEs; therefore, no subcontracting goals were established. )
34. Authorize negotiation and execution of a contract with Bentley Systems, Inc., to provide an enterprise license for engineering and design software and support, for a term of three years, in an amount not to exceed \$654,134.  
( Notes: Sole source contracts are exempt from the City Code Chapter 2-9C

Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established. )

35. Authorize negotiation and execution of various cooperative contracts during Fiscal Year 2017-2018 through the State of Texas Department of Information Resources cooperative purchasing program for the purchase of computer, network and other technology hardware, software and related maintenance and technology services, for a total amount not to exceed \$65,733,000.  
( Notes: These contracts will be awarded by a cooperative purchase agreement with the State of Texas Department Information Resources in accordance with Chapter 2054 of the Texas Government Code. )
36. Authorize award and execution of a contract with Fortiline Inc. DBA Fortiline Waterworks, to provide water meter lids and boxes, for an initial term of two years, with three one-year extension options, for a total contract amount not to exceed \$570,000.  
( 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 no subcontracting opportunities; therefore, no subcontracting goals were established. )
37. Authorize negotiation and execution of four contracts with Dooley Tackaberry, Inc., First Alarm Fire Sales, LLC, Hilti, Inc., and The Supply Cache, Inc., to provide fire protection equipment and supplies, each for an initial term of three years, with two one-year extension options, for total contract amounts not to exceed \$525,000, divided among the contractors.  
( 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 no subcontracting opportunities; therefore, no subcontracting goals were established. )
38. Authorize award and execution of a contract with Metro Fire Apparatus Specialists, Inc., to provide fire apparatus pumps and associated parts, for an initial term of three years, with two one-year extension options, for a total contract amount not to exceed \$370,000.  
( 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 no subcontracting opportunities; therefore, no subcontracting goals were established. )
39. Authorize an amendment to prior Council action authorizing a contract to provide automotive batteries and repair parts with AutoZone Parts, Inc., to correct the cooperative program from National Intergovernmental Purchasing Alliance Company to The Cooperative Purchasing Network (Region 4 Education Service Center).  
( Notes: This procurement 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 procurement, there were no subcontracting opportunities; therefore, no

subcontracting goals were established. )

40. Authorize award and execution of a contract with Lone Star Products and Equipment LLC, to provide light bars, sirens, parts, and accessories for emergency vehicles for an initial term of three years with two one-year extension options, for a total contract amount not to exceed \$850,000.  
( 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 goods and services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established. )
41. Authorize award and execution of a contract with Elastec, Inc., to provide two pontoon boats, motors, and trailers, in an amount not to exceed \$116,080.  
(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 no subcontracting opportunities; therefore, no subcontracting goals were established.)
42. Authorize award and execution of a contract with Martin Marietta Materials, Inc., to provide concrete materials, for an initial term of two years, with three one-year extension options, for a total contract amount not to exceed \$1,212,500.  
(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.)
43. Authorize negotiation and execution of a contract through the National Joint Powers Alliance cooperative purchasing program with Tyler Technologies, Inc., to provide a public health inspection and permitting software, including maintenance and support, with an initial term of three years and two one-year extension options, for a total contract amount not to exceed \$655,289.  
(Notes: This procurement 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 procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established.)
44. Approve an ordinance amending City Code Chapter 2-7, Article 6 relating to anti-lobbying and procurement.
45. Authorize negotiation and execution of an interlocal agreement with the University of Texas at Austin to provide a gentrification, displacement, and mapping study of vulnerable neighborhoods in an amount not to exceed \$69,000.  
(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.)

## **Telecommunications and Regulatory Affairs**



46. Approve the second reading of an ordinance granting a franchise agreement to Oncor Electric Delivery Company LLC for use of the City's rights of way for placing facilities or equipment to provide electric utility services within Oncor's certificated area.

### **Transportation**

47. Authorize negotiation and execution of a 12-month interlocal agreement with the Capital Area Council of Governments to provide funding as part of the Ozone Advance Program, a clean air program, in an amount not to exceed \$108,304.
48. Approve an ordinance amending City Code Section 12-4-64 (D) to modify the length of an existing school zone by 185 feet, on Travis Country Circle for the safety of the students attending Regents School of Austin and providing for emergency passage.

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

49. 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.
50. Approve a resolution relating to the creation of Neighborhood Empowerment Zones and a Multifamily Property Tax Exemption Program to improve access to affordable housing.  
( Notes: SPONSOR: Mayor Pro Tem Kathie Tovo CO 1: Mayor Steve Adler CO 2: Council Member Ora Houston CO 3: Council Member Ann Kitchen CO 4: Council Member Sabino "Pio" Renteria)
51. Approve a resolution initiating amendments to the regulating plan for the Plaza Saltillo Transit-Oriented Development Station Area, by extending its boundaries to include the Housing Authority of the City of Austin Chalmers Courts location.  
( Notes: SPONSOR: Council Member Sabino "Pio" Renteria CO 1: Council Member Jimmy Flannigan CO 2: Mayor Steve Adler CO 3: Council Member Delia Garza CO 4: Council Member Gregorio Casar )
52. Approve a resolution directing the City Manager to explore funding options such as public improvement districts, tax increment financing, public-private partnerships, and increases in hotel occupancy taxes to fund improvements to downtown Austin, to address homelessness in downtown Austin, to support the local music industry, and to fund park, civic, and historic facilities and districts including expansion of the Convention Center.  
( Notes: SPONSOR: Mayor Steve Adler CO 1: Council Member Sabino "Pio" Renteria CO 2: Council Member Gregorio Casar CO 3: Council Member Jimmy Flannigan CO 4: Council Member Ann Kitchen )
53. Approve an ordinance waiving or reimbursing certain additional fees for the 1st Annual Charity Show and Shine and BBQ, sponsored by the Consuelo Mendez Middle School PTSA, which was held Saturday August 5, 2017 at Dove Springs Recreation Center.  
( Notes: SPONSOR: Council Member Delia Garza CO 1: Council Member Ann

Kitchen CO 2: Mayor Pro Tem Kathie Tovo CO 3: Council Member Gregorio Casar )

54. Approve an ordinance waiving or reimbursing certain fees for the Taiwan Night Market event, sponsored by the Chinese Society of Austin, which was held on Saturday, September 16, 2017, at the Asian American Resource Center.  
( Notes: SPONSOR: Mayor Pro Tem Kathie Tovo CO 1: Council Member Alison Alter CO 2: Council Member Ora Houston CO 3: Council Member Jimmy Flannigan )
55. Approve a resolution directing the City Manager to convene a stakeholder process to gain feedback on elements of a paid sick days policy for private employers in Austin.  
( Notes: SPONSOR: Council Member Gregorio Casar CO 1: Council Member Delia Garza CO 2: Council Member Ann Kitchen CO 3: Mayor Steve Adler )
56. Approve a resolution authorizing negotiation of the acquisition, restoration, programming, and maintenance of 500 Montopolis Drive as a historic museum that would attract tourists.  
( Notes: SPONSOR: Mayor Steve Adler CO 1: Council Member Sabino "Pio" Renteria CO 2: Mayor Pro Tem Kathie Tovo CO 3: Council Member Ora Houston )
57. Approve a resolution directing the City Manager to develop a comprehensive city-wide needs and gap assessment of high quality child care facilities and the feasibility of adding a child care facility to the Austin Community College Highland Campus. ( Notes: SPONSOR: Council Member Delia Garza CO 1: Mayor Pro Tem Kathie Tovo CO 2: Council Member Gregorio Casar CO 3: Council Member Ann Kitchen CO 4: Council Member Leslie Pool )
58. Approve an ordinance waiving or reimbursing certain fees for the Shakespeare in the Park event, sponsored by the Something for Nothing Theater, which will be held on October 19 to November 4, 2017 at Ramsay Park.  
( Notes: SPONSOR: Council Member Alison Alter CO 1: Council Member Jimmy Flannigan CO 2: Council Member Ora Houston CO 3: Council Member Leslie Pool )
59. Approve a waiver or reimbursement of certain fees under City Code Chapter 14-8 for the AIDS Walk Austin event, sponsored by AIDS Services of Austin, which will be held on Sunday October 29, 2017 at Republic Square Park.  
( Notes: SPONSOR: Council Member Jimmy Flannigan CO 1: Mayor Steve Adler CO 2: Mayor Pro Tem Kathie Tovo CO 3: Council Member Delia Garza CO 4: Council Member Sabino "Pio" Renteria )
60. Approve a resolution directing the City Manager to initiate an amendment to City Code Section 11-1-28(C) to change the calculation for the maximum number of years for which additional taxes may be collected from three years to the fullest extent the law allows prior to the date of historic designation removal.  
( Notes: SPONSOR: Mayor Pro Tem Kathie Tovo CO 1: Mayor Steve Adler CO 2: Council Member Ora Houston CO 3: Council Member Sabino "Pio" Renteria CO 4: Council Member Alison Alter )

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

61. Set a public hearing to consider an ordinance on first reading regarding the application submitted by Acadian Ambulance Service of Texas, Inc., to renew a non-emergency medical transfer franchise under Chapter 10-2 of the City Code. (Suggested date and time: October 5, 2017, 4:00 p.m., at Austin City Hall, 301 West Second Street, Austin, TX.)
62. Set a public hearing for an application to be submitted to the Texas Department of Housing and Community Affairs by Austin DMA Housing III, LLC, or an affiliated entity, for a proposed affordable multi-family development for seniors to be known as The Nightingale and located at 5900 Charles Merle Drive in the Goodnight Ranch Planned Unit Development. (District 2) (Suggested date and time: October 19, 2017 beginning at 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX)
63. Set a public hearing for an application to be submitted to the Texas Department of Housing and Community Affairs by the Austin Geriatric Center, Inc., or an affiliated entity, for the rehabilitation of the senior housing units in the Rebekah Baines Johnson Center and the development of additional new affordable senior housing at the site, located at 21 Waller Street. (District 3) (Suggested date and time: October 19, 2017 beginning at 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX)

#### **Non-Consent**

##### **Briefing**

64. Public Safety Labor Negotiations Update.

#### **Austin Housing and Finance Corporation Meeting**

65. 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=1541&doctype=Agenda>)

#### **Executive Session**

66. Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
67. Discuss legal issues related to Breiaon King v. Officer Bryan Richter et al, Cause No. 1:16-cv-01020, in the United States District Court for the Western Division of Texas (Private consultation with legal counsel - Section 551.071 of the Government Code).

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

68. C14-2017-0036 Parker Creek Ranch Residential – District 1 – Approve second/third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 7620 Decker Lane (Decker Creek and Walnut Creek Watersheds). Applicant Request: To rezone from interim-rural residence (I-RR) district zoning

and single-family residence (standard lot) (SF-2) district zoning to single-family residence (small lot) (SF-4(A)) district zoning. First Reading approved on August 31, 2017. Vote: 11-0. Owner: Continental Homes of Texas L.P. (Ian Cude). Applicant: Alice Glasco Consulting (Alice Glasco). City Staff: Heather Chaffin, 512- 974-2122.

69. C14-2017-0054 – San Antonio Street Rezoning - District 9 – Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 1202 San Antonio Street (Shoal Creek Watershed) from general office (GO) district to downtown mixed use-conditional overlay (DMU-CO) combining district zoning. First Reading approved on August 3, 2017. Vote: 10-0-1, Mayor Adler – abstained. Owner/Applicant: Texas Association of Counties (Gene Terry). Agent: A Glasco Consulting (Alice K Glasco). City Staff: Scott Grantham, 512-974-3574.

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

70. 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 with text amendments to the plan document. Planning Commission Recommendation: To grant adding the Garage Placement Design tool with text amendments to the plan document. Applicant: Bouldin Creek Neighborhood Plan Contact Team (Sean Kelly, Chair/Stuart Hampton, Previous Chair). City Staff: Maureen Meredith, 512-974-2695.
71. 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. Planning Commission Recommendation: To grant adding the Garage Placement Design Tool (Sec. 25-2-1604) to the planning area. Applicant: Bouldin Creek Neighborhood Plan Contact Team (Sean Kelly, Chair/Stuart Hampton, Previous Chair). City Staff: Andrew Moore, 512-974-7604.
72. NPA-2016-0005.04 - 500 Montopolis Drive - District 3 - Conduct a public hearing and approve an ordinance amending Ordinance No. 20010927-05, the Montopolis 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 500 Montopolis Drive (Country Club East) from Single Family to Mixed Use land use. Staff Recommendation: To grant Mixed Use land use. Planning Commission Recommendation: To deny the change of the land use designation on the future land use map (FLUM). Owner/Applicant: Keep Investment Group, LLC (Austin Stowell). Agent: Drenner Group (Amanda Swor). City Staff: Maureen

Meredith, (512) 974-2695.

73. C14H-2017-0055 - 500 Montopolis - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 500 Montopolis Drive (Country Club East Creek Watershed). Applicant Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to community commercial-mixed use-historic landmark-neighborhood plan (GR-MU-H-NP) combining district zoning and community commercial-mixed use-neighborhood plan (GR-MU-NP) combining district zoning. Staff Recommendation: To grant community commercial-mixed use-historic landmark-conditional overlay-neighborhood plan (GR-MU-H-CO-NP) combining district zoning and community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning. Historic Landmark Commission: To grant community commercial-mixed use-historic landmark-conditional overlay-neighborhood plan (GR-MU-H-CO-NP) combining district zoning and community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To grant family residence-historic landmark-neighborhood plan (SF-3-H-NP) combining district zoning. Owner: KEEP Investment Group, LLC (Austin Stowell). Applicant: City of Austin Planning and Zoning Department (Jerry Rusthoven). City Staff: Heather Chaffin, 512- 974-2122.
74. NPA-2016-0005.02 - Montopolis - Ben White FLUM Amendment - District 3 - Conduct a public hearing and approve an ordinance amending Ordinance No. 20010927-05, the Montopolis 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 6700 and 6800 E. Ben White Blvd., & 2601 Montopolis Drive (Country Club East Watershed; Carson Creek Watershed) from Industry to Commercial land use (Tract 3) and Mixed Use land use (Tracts 1 & 2). Staff Recommendation: To deny Mixed Use land use. Planning Commission Recommendation: To be reviewed October 24, 2017. Owner/Applicant: Ocampo Partners, Ltd. Agent: Coats Rose (John M. Joseph). City Staff: Maureen Meredith, 512-974-2695.
75. C14-2016-0085 - Montopolis - E. Ben White Zoning - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6700 and 6800 East Ben White Boulevard, and 2601 Montopolis Drive (Country Club East Watershed; Carson Creek Watershed). Applicant Request: Applicant request: To rezone from limited industrial services - neighborhood plan (LI-NP) combining district zoning to general commercial services - mixed use - neighborhood plan (CS-MU-NP) combining district zoning for Tracts 1 & 2 and from limited industrial services - neighborhood plan (LI-NP) combining district zoning to general commercial services - neighborhood plan (CS-NP) combining district zoning for Tract 3. Staff Recommendation: To deny general commercial services - mixed use - neighborhood plan (CS-MU-NP) combining district zoning for Tracts 1 & 2 and general commercial services - neighborhood plan (CS-NP) combining district zoning for Tract 3. Planning Commission Recommendation: To be reviewed on October 24, 2017. Owner: Ocampo Partners Ltd. Applicant/Agent: Coats Rose/John Joseph. City Staff: Andrew Moore, 512-974-7604.
76. C14-78-220 (RCT) -Montopolis - Ben White Subdivision - District 3 - Conduct a

public hearing to terminate a restrictive covenant on property locally known as 6700 & 6800 E. Ben White Blvd and 2601 Montopolis Drive (Country Club West and Carson Creek Watersheds). Staff Recommendation: To grant the termination of the Restrictive Covenant as it relates to this property. Planning Commission Recommendation: To be reviewed October 24, 2017. Applicant/Agent: Coats Rose/John Joseph. Owner: Ocampo Partners Ltd. City Staff: Andrew Moore, 512-974-7604.

77. NPA-2016-0016.01 - 3212 E. Cesar Chavez Street - District 3 - District 3 - Conduct a public hearing and approve an ordinance amending Ordinance No. 20030327-12, the Govalle/Johnston Terrace 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 3212 East Cesar Chavez Street and 111 Tillery Street (Colorado River Watershed) from Commercial and Industry land uses to Multifamily and Mixed Use land uses. Staff Recommendation: To grant Mixed Use land use. Planning Commission Recommendation: To grant Mixed Use land use. Owner/Applicant: Painter Enterprises, a Texas Corporation. Agent: Husch Blackwell (Nikelle Meade). City Staff: Maureen Meredith, 512-974-2695.
78. C14-2016-0079 - 3212 E. Cesar Chavez Street - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 3212 East Cesar Chavez Street and 111 Tillery Street (Colorado River Watershed). Applicant Request: To rezone from limited industrial services-conditional overlay-neighborhood plan (LI-CO-NP) combining district zoning and general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning to multifamily residence-highest density-conditional overlay-neighborhood plan (MF-6-CO-NP) combining district zoning and general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Staff Recommendation: To grant multifamily residence-highest density-conditional overlay-neighborhood plan (MF-6-CO-NP) combining district zoning and general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To grant multifamily residence-highest density-conditional overlay-neighborhood plan (MF-6-CO-NP) combining district zoning and general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Owner: Painter Enterprises Inc. (Donald E. Painter). Applicant: Husch Blackwell LLP (Nikelle Meade). City Staff: Heather Chaffin, 512-974-2122.
79. C14-2017-0089 – Georgian Acres Neighborhood Park - District 4 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 500 East Powell Lane (Little Walnut Creek Watershed). Applicant's Request: To rezone from general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning to public-neighborhood plan (P-NP) combining district zoning. Staff Recommendation: To grant public-neighborhood plan (P-NP) combining district zoning. Planning Commission Recommendation: To grant public-neighborhood plan (P-NP) combining district zoning. Owner/Applicant: City of Austin Park & Recreation Department (Gregg Montes). City Staff: Sherri Sirwaitis, 512-974-3057.
80. NPA-2016-0016.02 --20 Strandtman Cove & 5221 E. Cesar Chavez Street - District

3 – Conduct a public hearing and approve an ordinance amending Ordinance No. 20030327-12, the Govalle/Johnston Terrace 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 20 Strandtman Cove & 5221 E. Cesar Chavez Street (Colorado River Watershed) from Industry to Mixed Use land use. Staff Recommendation: Recommendation is pending. Planning Commission Recommendation: To be reviewed on September 26, 2017. Owner/Applicant: AUS Holdings, LLC (Brian Bilderback) and William Wappler. Agent: Coats Rose (John Joseph) and Graves, Dougherty, Hearon & Moody (Michael Whellan). City Staff: Maureen Meredith, (512) 974-2695.

81. C14-2016-0021 - Double Creek Residences - District 5 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 420 East FM 1626 Road (Onion Creek Watershed). Applicant Request: To rezone from general commercial services-conditional overlay (CS-CO) combining district zoning; general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning and community commercial (GR-CO) combining district zoning to general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning. Staff Recommendation: Pending. Zoning and Platting Commission Recommendation: To be reviewed on October 3, 2017. Owner/Applicant: Riddell Family Limited Partnership (Jim Henry). Agent: Walters Southwest (Amanda Swor). City Staff: Wendy Rhoades, 512-974-7719.
82. C14-2016-0090 130/Parmer – District 1 - 130/Parmer - District 1 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning property locally known as 10208 Lindell Lane (Gilleland Creek Watershed). Applicant Request: To rezone from interim-rural residence (I-RR) district zoning to community commercial-mixed use (GR-MU) combining district zoning. Staff Recommendation: Pending. Zoning and Platting Commission Recommendation: To be reviewed October 3, 2017. Owner: Cottonwood Holdings. Ltd. (Pete Dwyer). Applicant: Land Strategies, Inc. (Paul Linehan). City Staff: Heather Chaffin, 512-974-2122.
83. C14-2017-0027 - Texas Motor Transportation and Oil Field Haulers Inc. - District 1 -Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 700 East 11th Street (Waller Creek Watershed). Applicant Request: To rezone from general commercial services (CS) district zoning to Central Business District (CBD) zoning. Staff Recommendation: To grant Central Business District (CBD) zoning. Planning Commission Recommendation: To grant Central Business District (CBD) zoning. Owner/Applicant: Texas Motor Transportation & Oil Field Haulers, Inc. (John Esparza). Agent: Metcalfe Wolff Stuart & Williams (Michele R. Lynch). City Staff: Scott Grantham, 512-974-3574.
84. C14-2017-0050 - 1501 Airport Commerce Drive - District 3 -Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1501 Airport Commerce Drive (Carson Creek Watershed). Applicant Request: To rezone from general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning to general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant general commercial services-conditional overlay- neighborhood plan (CS-

CO-NP) combining district zoning, to change a condition of zoning. Planning Commission Recommendation: To be reviewed on September 12, 2017. Owner/Applicant: W2 Hill ACP II LP/Simmons Vedder (Steven Freche). Agent: Thrower Design (Ron Thrower). City Staff: Andrew Moore, 512-974-7604.

85. C14-2017-0052 - 4920 Spicewood Springs Road - District 10 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 4920 Spicewood Springs Road (Bull Creek Watershed). Applicant's Request: To rezone from limited office-conditional overlay (LO-CO) combining district zoning to limited office-conditional overlay (LO-CO) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant limited office-conditional overlay (LO-CO) combining district zoning. Zoning and Platting Commission Recommendation: To deny Applicant's request for rezoning limited office-conditional overlay (LO-CO) combining district zoning, to change a condition of zoning. Owner/Applicant: Richard Haberman Trust (Danny Haberman, Trustee). Agent: Civile, LLC (Lawrence M. Hanrahan, P.E.). City Staff: Sherri Sirwaitis, 512-974-3057. A valid petition has been filed in opposition to this rezoning request.
86. C14-2017-0064 - Verizon Wireless - Armadillo - District 2 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6705-1/2 Emerald Forest Drive (Williamson Creek Watershed) from neighborhood office-mixed use-conditional overlay-neighborhood plan (NO-MU-CO-NP) combining district zoning to neighborhood office-mixed use-conditional overlay-neighborhood plan (NO-MU-CO-NP) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant neighborhood office-mixed use-conditional overlay-neighborhood plan (NO-MU-CO-NP) combining district zoning, to change a condition of zoning. Planning Commission Recommendation: To grant neighborhood office-mixed use-conditional overlay-neighborhood plan (NO-MU-CO-NP) combining district zoning, to change a condition of zoning. Owner/Applicant: James Hembree and Tina Keeling. Agent: Vincent Gerard & Associates, Inc. (Vincent G. Huebinger). City Staff: Wendy Rhoades, 512-974-7719.
87. C14-2017-0067 – Champion Tract 1C - District 10 – Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6500 FM 2222 Road (West Bull Creek Watershed) from neighborhood commercial- conditional overlay (LR-CO) combining district to general commercial services- conditional overlay (CS-CO) combining district. Staff Recommendation: To grant general commercial services- conditional overlay (CS-CO) combining district. Zoning and Platting Commission Recommendation: To be reviewed on September 19, 2017. Owner/Applicant: Champion, Meier Assets, Ltd. (Terry Bray). Agent: Ambrust & Brown, L.L.P (Richard T. Suttle, Jr.). City Staff: Scott Grantham, 512-974-3574.
88. C14-2017-0079 – 3003 & 3005 Manchaca Road – District 5 – Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 3003 & 3005 Manchaca Road (West Bouldin Watershed). Applicant Request: To rezone from family residence (SF-3) 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. Planning Commission Recommendation: To grant limited office-mixed use (LO-MU)



combining district zoning. Owner/Applicant: Goodman-Lee, LLC (Daniel Carl, 3003 Manchaca Rd) & Aziz and Nneka Laurent (3005 Manchaca Rd). Agent: Metcalf Wolff Stuart & Williams, LLP (Michele Rogerson Lynch). City Staff: Andrew Moore, 512-974-7604.

89. C14-2017-0080 – 3101 Manchaca Road – District 5 – Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 3101 Manchaca Road (West Bouldin Watershed). Applicant Request: To rezone from family residence (SF-3) 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. Planning Commission Recommendation: To grant limited office-mixed use (LO-MU) combining district zoning. Owner/Applicant: Goodman-Lee, LLC (Daniel Carl). Agent: Metcalf Wolff Stuart & Williams, LLP (Michele Rogerson Lynch). City Staff: Andrew Moore, 512-974-7604.
90. C14-2017-0081 – 2005 South Lamar Blvd – District 5 – Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2005 South Lamar Boulevard (West Bouldin Creek Watershed). Applicant Request: To rezone from family residence (SF-3) district zoning to general commercial services –vertical mixed use (CS-V) combining district zoning. Staff Recommendation: To grant general commercial services –vertical mixed use (CS-V) combining district zoning. Planning Commission Recommendation: To grant general commercial services –vertical mixed use (CS-V) combining district zoning. Owner/Applicant: Michael Kuhn. Agent: Metcalf Wolff Stuart & Williams, LLP (Michele Rogerson Lynch). City Staff: Andrew Moore, 512-974-7604.
91. C14-2017-0083 - Mosaic Sound Collective – District 1 –Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning property locally known as 6400 FM 969 (Walnut Creek Watershed). Applicant Request: To rezone from general office-neighborhood plan (GO-NP) combining district to commercial-liquor sales-mixed use-neighborhood plan (CS-1-MU-NP) combining district zoning for Tract 1 and general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning for Tract 2. Staff recommendation: To grant commercial-liquor sales-mixed use-conditional overlay-neighborhood plan (CS-1-MU-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. Planning Commission recommendation: To grant commercial-liquor sales-mixed use-conditional overlay-neighborhood plan (CS-1-MU-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. Owner: Austin 1825 Fortview, Inc. (Jimmy Nassour). Applicant: Alice Glasco Consulting (Alice Glasco). City Staff: Heather Chaffin, 512-974-2122.
92. C14-2017-0085 – Charles Ford Rezoning - District 6 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 12101 ½ Conrad Road (Walnut Creek Watershed). Applicant's Request: To rezone from single family residence-standard lot (SF-2) district zoning to family residence (SF-3) district zoning. Staff Recommendation: To grant family residence (SF-3) district zoning. Zoning and Platting Commission Recommendation: Forwarded to Council without a recommendation due to lack of an affirmative vote.

Owner/Applicant: Charles Ford. City Staff: Sherri Sirwaitis, 512-974-3057.

93. C14-2017-0087 - Mockingbird - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 203 West Mockingbird Lane (Williamson Creek Watershed) from single family residence-small lot-neighborhood plan (SF-4A-NP) combining district zoning to family residence-neighborhood plan (SF-3-NP) combining district zoning. Staff Recommendation: To grant family residence-neighborhood plan (SF-3-NP) combining district zoning. Planning Commission Recommendation: To grant family residence-neighborhood plan (SF-3-NP) combining district zoning.  
Owner/Applicant: Stuart Carr. Agent: Cody Carr. City Staff: Wendy Rhoades, 512-974-7719.

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

94. Conduct a public hearing and consider an ordinance adopting the 2017 National Electrical Code, and related local amendments.
95. Conduct a public hearing and consider an ordinance adopting the 2015 International Fire Code, and related local amendments.
96. Conduct a public hearing and consider an ordinance adopting the 2015 International Building Code, the 2015 International Existing Building Code, and related local amendments.
97. Conduct a public hearing and consider an ordinance adopting the 2015 International Property Maintenance Code and related local amendments.
98. Conduct a public hearing and consider an ordinance regarding a floodplain variance for the construction of a church building and associated parking at 7604 FM 969 as requested by the owner of the property. The property is partially in the 25-year and 100-year floodplains of Walnut Creek. (District 1).
99. Conduct a public hearing and consider an ordinance amending City Code Section 25-2-355 relating to voting requirements applicable to zoning recommendations by the Historic Landmark Commission.
100. Set a public hearing to receive recommendations from the stakeholders group established by City Council to make recommendations concerning non-criminal alternatives to City Code Chapter 9-3, relating to a juvenile curfew, and to consider an ordinance that continues, readopts, or amends City Code Chapter 9-3, relating to a juvenile curfew.

September 28, 2017 Addendum

**Items from Council**

101. Approve a resolution directing the City Manager to establish criteria for requiring small area planning in designated areas along major corridors and to incorporate this criteria in the CodeNext rewrite of the Land Development Code.

( Notes: SPONSOR: Council Member Ann Kitchen CO 1: Mayor Steve Adler CO 2: Council Member Leslie Pool CO 3: Council Member Gregorio Casar )

**Office of Real Estate Services**

102. Authorize negotiation and execution of a 60-month lease for approximately 6,959 square feet of office and warehouse space for the Office of Innovation and for Communication and Technology Management, located at 93 Red River Street, from 93 RED RIVER INVESTORS, LTD., in an amount not to exceed \$1,222,109.07 (District 9).

**4:00 p.m. – Public Hearings and Possible Action**

103. Conduct a public hearing to receive recommendations from the stakeholders group established by City Council to make recommendations concerning non-criminal alternatives to City Code Chapter 9-3, relating to a juvenile curfew, and to consider an ordinance that continues, readopts, or amends City Code Chapter 9-3, relating to a juvenile curfew.

## **Consent Agenda**

### **Approval of Minutes**

1. Approve the minutes of the Austin City Council special called meeting of September 20, 2017, work session meeting of September 26, 2017, special called meeting of September 27, 2017, and regular meeting of September 28, 2017.

### **Austin Energy**

2. Approve issuance of a rebate to Bassham Properties, for performing energy efficiency improvements at The Villages of Bella Vista located at 8515 Brodie Lane, in an amount not to exceed \$139,615.

District(s): District 5

### **Austin Water**

3. Authorize negotiation and execution of an interlocal agreement with Travis County to procure a consulting contract for assistance with plans for an amendment or renewal of the Balcones Canyonlands Conservation Plan, in an amount not to exceed \$25,000.

### **Aviation**

4. Approve a resolution authorizing acceptance of grants from the Federal Aviation Administration, the Department of Homeland Security, and other state and federal agencies for Austin-Bergstrom International Airport for Fiscal Year 2017-2018 in an amount not to exceed \$30,000,000.

### **Capital Contracting Office**

5. Authorize award and execution of a construction contract with Majestic Services, Inc., for the New Field Operations Facility project, in the amount of \$649,777 plus a \$64,977.70 contingency, for a total contract amount not to exceed \$714,754.70.

(Note: 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 35.34% MBE and 25.79% WBE participation.)

District(s): District 2

6. Authorize award and execution of a construction contract with Muniz Concrete & Contracting, Inc., for the Asphalt and Concrete Repair Indefinite Delivery/Indefinite Quantity project in the amount of \$1,000,000 for an initial one-year term, with two one-year extension options of \$1,000,000 each, for a total contract amount not to exceed \$3,000,000.

(Note: 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 11.21% MBE and 0.17% WBE participation.)

District(s): District 1; District 2; District 3; District 4; District 5; District 6; District 7; District 8; District 9; District 10

## **Library**

7. Authorize negotiation and execution of a contract with Proquest LLC to provide subscription services, for a term of 12-months in an amount not to exceed \$81,000.

## **Municipal Court**

8. Authorize the negotiation and execution of an amendment to the interlocal agreement with Austin Travis County Mental Health Mental Retardation Center D/B/A Integral Care (IC) for the Homeless Outreach Street Team (HOST), to connect homeless individuals and families with services necessary to begin their process of stability and recovery, by adding four 12-month renewal options, in the amount of \$242,354 per renewal option, beginning October 1, 2017, for a total increase in an amount not to exceed \$969,416, and a total contract amount not to exceed \$1,211,770.

## **Office of Real Estate Services**

9. Authorize negotiation and execution of an encroachment agreement with Music Lane Owner, LLC, 1117 South Congress, LLC and 1009 South Congress Limited Partnership for the subsurface encroachment of right-of-way by a below ground retention system wall at the intersections of Academy Drive with South Congress Avenue and Music Lane, located at 1009 South Congress Avenue.

District(s): District 9

## **Planning and Zoning**

10. Approve an ordinance amending Ordinance No. 20170831-077 to correct the conditional overlay in the zoning ordinance for property described in zoning file C14-2017-0059 located at 1105 Rio Grande Street.

District(s): District 9

#### **Public Health**

11. Authorize execution of an interlocal agreement in the form of a memorandum of understanding with Travis County for the provision of fire safety inspections of mobile food vendors operating in the unincorporated area of Travis County for an initial twelve-month term with four 12-month renewal options.
12. Approve the negotiation and execution of an interlocal agreement with TRAVIS COUNTY for early childhood services for an initial 12-month term beginning October 1, 2017 in an amount not to exceed \$250,000, with one, 12-month extension option not to exceed \$150,000, for a total contract amount not to exceed \$400,000.
13. Approve an ordinance authorizing acceptance of \$315,000 in grant funds from the Corporation for National and Community Service and amending the Fiscal Year 2017-2018 Austin Public Health Department Operating Budget Special Revenue Fund (Ordinance No. 20170913-001) to appropriate \$315,000 to implement the AmeriCorps Volunteers in Service to America Program.

#### **Purchasing Office**

14. Authorize negotiation and execution of a contract with Honeywell International, Inc. to provide maintenance, support, and related parts for the Honeywell energy management system, for a term of five years in an amount not to exceed \$570,283.  
(Note: Sole source contracts are exempt from the City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established.)
15. Authorize negotiation and execution of a contract with ARC Document Solutions, LLC, to provide records scanning and electronic conversion services, for a term of three years in an amount not to exceed \$432,256.  
(Note: 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 an insufficient number of subcontracting opportunities; therefore, no subcontracting goals were established.)
16. Authorize negotiation and execution of a contract with JMR Technology, Inc. to provide an upgrade to the planning guidelines and design standard reporting software for the checked baggage inspection system, in an amount not to exceed \$292,430.  
(Note: Sole source contracts are 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 negotiation and execution of a multi-term contract with Infor (US), Inc., to provide maintenance and support for water and pipeline software, for up to three years for a total contract amount not to exceed \$1,052,565.

(Note: Sole source contracts are exempt from the City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established.)
18. Authorize award and execution of a contract with TSE International, Inc. to provide a drum type cable puller/tensioner, in an amount not to exceed \$131,256.

(Note: 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 no subcontracting opportunities; therefore, no subcontracting goals were established.)
19. Authorize award and execution of a contract with Sherman + Reilly Inc., to provide a trailer mounted underground cable puller, in an amount not to exceed \$126,841.

(Note: 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 no subcontracting opportunities; therefore, no subcontracting goals were established.)
20. Authorize award and execution of a multi-term contract with Elk Ridge Construction LLC, to provide grounds maintenance services for Austin Energy substations and other parcels, for up to five years for a total contract amount not to exceed \$496,450.

(Note: 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 no subcontracting opportunities; therefore, no subcontracting goals were established.)
21. Authorize negotiation and execution of three multi-term contracts with CLEAResult Consulting, Inc., Atlas Efficiency Solutions, LLC, and French Ventures, LLC, or one of the other qualified offerors to Request For Proposals RMJ0311, to provide home energy performance assessments, each for up to five years, with total combined contract amounts not to exceed \$1,744,125; divided among the contractors.

(Note: 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 goods and services required for this solicitation, there were an insufficient number of certified M/WBEs; therefore, no subcontracting goals were established.)
22. Authorize negotiation and execution of a contract through the State of Texas Department of Information Resources cooperative purchasing program with SHI Government Solutions Inc., to provide Novell SUSE operating systems including maintenance and support, for a term of five years for a total contract amount not to exceed \$1,265,000.

(Note: This procurement 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 procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established.)

23. Authorize award and execution of a multi-term contract with TBEA USA Company, to provide voltage transformers, for up to five years for a total contract amount not to exceed \$986,715.  
(Note: 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 no subcontracting opportunities; therefore, no subcontracting goals were established.)
24. Authorize negotiation and execution of a multi-term contract with Stanley Convergent Security Solutions Inc., to provide an electronic alarm system which includes monitoring, maintenance, and installation services, for up to three years for a total contract amount not to exceed \$855,000.  
(Note: Sole source contracts are exempt from the City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established.)
25. Authorize negotiation and execution of a multi-term contract with Trajen Funding Inc. DBA Atlantic Aviation Services, to provide jet fuel, for up to four years for a total contract amount not to exceed \$600,000.  
(Note: Sole source contracts are exempt from the City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established.)

#### **Telecommunications and Regulatory Affairs**

26. Approve the third reading of an ordinance granting a franchise agreement to Oncor Electric Delivery Company LLC for use of the City's rights of way for placing facilities or equipment to provide electric utility services within Oncor's certificated area.

#### **Transportation**

27. Approve an ordinance amending City Code Title 13 (Transportation Services) relating to chauffeur's permits and creating a Conditional Chauffeur Permit.

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

28. 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.
29. Approve an ordinance amending City Code Chapter 2-2 relating to campaign finance and election fundraising time periods; and creating an offense.  
Sponsors: Council Member Leslie Pool, Mayor Steve Adler, Council Member Gregorio Casar, Council Member Jimmy Flannigan, and Council Member Ann Kitchen
30. Approve a resolution relating to residential leases, guarantors, and tenants' rights.  
Sponsors: Mayor Pro Tem Kathie Tovo, Council Member Sabino "Pio" Renteria, Council Member Gregorio Casar, and Council Member Leslie Pool



31. Approve a resolution condemning the display of monuments and memorials of the Confederacy; and directing the City Manager to submit a report to Council identifying City-owned monuments and memorials of the Confederacy located on City-owned property and discussing options to address them.
- Sponsors: Council Member Sabino "Pio" Renteria, Council Member Jimmy Flannigan, Mayor Steve Adler, and Council Member Ora Houston
32. Approve a resolution declaring the second Monday in October as Indigenous Peoples' Day in the City of Austin.
- Sponsors: Council Member Ora Houston, Mayor Steve Adler, Council Member Sabino "Pio" Renteria, and Mayor Pro Tem Kathie Tovo
33. Approve a resolution directing the City Manager to expand access to Austin Energy solar energy programs for underserved markets, including multifamily affordable housing, low-income residents, renters, and non-profits.
- Sponsors: Council Member Gregorio Casar, Council Member Leslie Pool, Council Member Delia Garza, and Council Member Sabino "Pio" Renteria
34. Approve a resolution amending the City's federal legislative program and agenda to address immigration and border policy issues.
- Sponsors: Council Member Gregorio Casar, Council Member Leslie Pool, Council Member Delia Garza, Council Member Sabino "Pio" Renteria, and Mayor Steve Adler
35. Approve an ordinance waiving or reimbursing certain fees for the ATX Think Bilingual Fair, sponsored by Think Bilingual Austin, which will be held on Sunday November 12, 2017 at the Asian American Resource Center.
- Sponsors: Council Member Sabino "Pio" Renteria, Council Member Delia Garza, Council Member Gregorio Casar, Council Member Alison Alter, and Council Member Jimmy Flannigan
36. Approve an ordinance waiving or reimbursing certain fees for the Annual Dia de la Raza Celebration, sponsored by the Friends of the Emma S. Barrientos Mexican American Cultural Center, which will be held on Thursday, October 12, 2017, at the Mexican American Resource Center.
- Sponsors: Council Member Sabino "Pio" Renteria, Mayor Steve Adler, Council Member Gregorio Casar, Mayor Pro Tem Kathie Tovo, and Council Member Ann Kitchen
37. Approve an ordinance waiving or reimbursing certain fees for the Rainey Street Neighborhood Association's Annual Meeting, sponsored by the Rainey Street Neighborhood Association, which will be held on Wednesday, October 18, 2017 at the Mexican American Resource Center.
- Sponsors: Mayor Pro Tem Kathie Tovo, Mayor Steve Adler, Council Member Sabino "Pio" Renteria, Council Member Ora Houston, and Council Member Leslie Pool

## Non-Consent

## **Executive Session**

38. Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
39. Discuss personnel issues related to the search for and appointment of a new city manager (Personnel matters - Section 551.074 of the Government Code).

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

40. C14-2016-0134 - Pioneer at Walnut Creek - District 1 - Approve third reading of an ordinance amending City Code Title 25 by zoning property locally known as 11126 Sprinkle Cutoff Road (Walnut Creek Watershed). Applicant's Request: To zone from interim-rural residence (I-RR) district zoning to multifamily residence-low density (MF-2) district zoning. First reading approved townhouse and condominium residence (SF-6) district zoning, with conditions, on May 4, 2017. Vote: 10-0, Councilmember Garza-absent. Second Reading approved townhouse and condominium residence (SF-6) district zoning, with conditions, on June 8, 2017. Vote: 9-0, Councilmembers Kitchen and Garza-off the dais. Owner/Applicant: Nirav Amin. Agent: Vincent Gerard & Associates (Vincent G. Huebinger). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 1

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

41. C14-2017-0020 - The Rail Spur Building - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 618 Tillery Street (Colorado River Watershed) from limited office-conditional overlay-neighborhood plan (LO-CO-NP) combining district zoning and limited office-mixed use-conditional overlay-neighborhood plan (LO-MU-CO-NP) combining district zoning to community commercial-conditional overlay-neighborhood plan (GR-CO-NP) combining district zoning and community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed on October 10, 2017. Owner/Agent: Peter Barlin. City Staff: Heather Chaffin, 512-974-2122.

District(s): District 3

42. C14-2017-0042 - 12602 Blackfoot Trail - District 6 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6610 McNeil Drive/12602 Blackfoot Trail (Rattan Creek Watershed) from neighborhood commercial-conditional overlay (LR-CO) combining district zoning and single family residence-standard lot (SF-2) district zoning to general commercial-mixed use (CS-MU) combining district zoning. Staff Recommendation: To grant neighborhood commercial-mixed use (LR-MU) combining district zoning, with conditions. Zoning and Platting Commission Recommendation: To grant single family residence-standard lot (SF-2) district zoning for Tract 1 and community commercial-mixed use-conditional overlay combining (GR-MU-CO) district zoning for Tract 2. Owner/Applicant: Abraham Birgani. Agent: Shaw Hamilton Consultants (Shaw Hamilton). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 6

43. C14-2017-0076 - ACC Rio Grande Campus - Block 153 Zoning - District 9 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1212 Rio Grande Street (Shoal Creek Watershed). Applicant Request: To zone from unzoned (UNZ) district (Tract 1) and unzoned- historic landmark (UNZ-H) district zoning (Tract 2) to downtown mixed use- conditional overlay (DMU-CO) combining district zoning (Tract 1) and downtown mixed use- historic landmark- conditional overlay (DMU-H-CO) combining district zoning (Tract 2). Staff Recommendation: To grant downtown mixed use- conditional overlay (DMU-CO) combining district zoning (Tract 1) and downtown mixed use- historic landmark- conditional overlay (DMU-H-CO) combining district zoning (Tract 2). Historic Landmark Commission Recommendation: To grant downtown mixed use- conditional overlay (DMU-CO) combining district zoning (Tract 1) and downtown mixed use- historic landmark- conditional overlay (DMU-H-CO) combining district zoning (Tract 2). Planning Commission Recommendation: To grant downtown mixed use- conditional overlay (DMU-CO) combining district zoning (Tract 1) and downtown mixed use- historic landmark- conditional overlay (DMU-H-CO) combining district zoning (Tract 2). Owner/Applicant: Austin Community College District (Paul R Mason). Agent: Urban Design Group (Vanessa Mendez). City Staff: Scott Grantham, 512-974-3574.

District(s): District 9

44. C14-2017-0077 - Austin Community College District - District 9 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1218 West Avenue (Shoal Creek Watershed). Applicant Request: To rezone from Family Residence (SF-3) district zoning and Public (P) district zoning to downtown mixed use (DMU) district zoning. Staff Recommendation: To grant downtown mixed use-conditional overlay (DMU-CO) combining district zoning. Planning Commission Recommendation: To grant downtown mixed use-conditional overlay (DMU-CO) combining district zoning. Owner/Applicant: Austin Community College District (Paul R Mason). Agent: Urban Design Group (Vanessa Mendez). City Staff: Scott Grantham, 512-974-3574.

District(s): District 9

45. C14-2017-0042 - 12602 Blackfoot Trail - District 6 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6610 McNeil Drive/12602 Blackfoot Trail (Rattan Creek Watershed). Applicant's Request: To rezone from neighborhood commercial-conditional overlay combining (LR-CO) district zoning and single family residence-standard lot (SF-2) district zoning to general commercial-mixed use combining (CS-MU) district zoning. Staff Recommendation: To grant neighborhood commercial-mixed use combining (LR-MU) district zoning. Zoning and Platting Commission Recommendation: To grant single-family residence-standard lot (SF-2) district zoning for Tract 1 and community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning for Tract 2. Owner/Applicant: Abraham Birgani. Agent: Shaw Hamilton Consultants (Shaw Hamilton). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 6

46. C14-2017-0095 - Brodie Marketplace - District 8 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 8916 Brodie Lane, Suite 500 (Williamson Creek Watershed-Barton Springs Zone). Applicant Request: To rezone from neighborhood commercial (LR) district zoning and community commercial (GR) district zoning to commercial-liquor sales (CS-1) district zoning. Staff Recommendation: To grant commercial-liquor sales (CS-1) district zoning. Zoning and Platting Commission Recommendation: To grant commercial-liquor sales (CS-1) district zoning. Owner/Applicant: Brodie Marketplace Capital LLC (Tylere Brennan). Agent: Gertie Wilson. City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 8

47. C14-2017-0091 - U.S. Army Corps of Engineers Lower Onion Creek Flood Mitigation Project - District 2 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property located East of South Pleasant Valley Road and West of East William Cannon Drive (Onion Creek Watershed; Marble Creek Watershed). Applicant Request: To rezone from single family residence-standard lot (SF-2) district zoning, family residence (SF-3) district zoning and mobile home residence (MH) 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: City of Austin. Agent: Watershed Protection Department (Pamela Kearfott). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 2

48. C14-2017-0104 - 3812 S. 1st Street - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25-2 by rezoning property locally known as 3812 South First Street (East & West Bouldin Creek Watersheds). Applicant Request: To rezone from family residence (SF-3) district zoning to neighborhood commercial - mixed use (LR-MU) combining district zoning. Staff Recommendation: To grant neighborhood commercial - mixed use (LR-MU) combining district zoning. Planning Commission Recommendation: To grant neighborhood commercial - mixed use-conditional overlay (LR-MU-CO) combining district zoning. Owner: Rahul and Shalini Singh. City Staff: Andrew Moore, 512-974-7604.

District(s): District 3

49. C14H-2017-0082 - McDonald-Doughtie House - District 10 - Conduct a public hearing and approve an ordinance amending City Code Title 25 of the Austin City Code by rezoning property locally known as 1616 Northwood Road. Applicant Request: To rezone from single family residence (SF-3) district zoning to single family residence - historic landmark (SF-3-H) combining district zoning. Staff Recommendation: To grant single family residence - historic landmark (SF-3-H) combining district zoning. Historic Landmark Commission Recommendation: To grant single family residence - historic landmark (SF-3-H) combining district zoning. Planning Commission Recommendation: To grant single family residence - historic landmark (SF-3-H) combining district zoning. Applicant: Craig Duewall, owner City Staff: Steve Sadowsky, Historic Preservation Office, Planning and Zoning Department, 512-974-6454.

District(s): District 10

50. C14H-2017-0107 - Tucker-Winfield Apartment House - District 9 - Conduct a public hearing and approve an ordinance amending City Code Title 25 of the Austin City Code by rezoning property locally known as 1105 Nueces Street. Applicant Request: To rezone from general office (GO) district zoning to general office - historic landmark (GO-H) combining district zoning. Staff Recommendation: To grant general office - historic landmark (GO-H) combining district zoning. Historic Landmark Commission Recommendation: To grant general office - historic landmark (GO-H) combining district zoning. Planning Commission Recommendation: To grant general office - historic landmark (GO-H) combining district zoning. Applicant: Elayne Lansford, owner City Staff: Cara Bertron, Historic Preservation Office, Planning and Zoning Department, 512-974-1446.

District(s): District 9

51. NPA-2016-0016.04 - The Rail Spur Building - District 3 - Conduct a public hearing to approve an ordinance amending Ordinance No. 030327-12, the Govalle/Johnston Terrace 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 618 Tillery Street (Boggy Creek Watershed) from Office and Mixed Use land use to Commercial and Mixed Use land use. Staff Recommendation: To grant Commercial and Mixed Use land use. Planning Commission Recommendation: To be reviewed on October 10, 2017. Owner/Applicant: Peter Barland. Agent: Peter Barland. City Staff: Maureen Meredith, 512 - 974-2695

District(s): District 3

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

52. Conduct a public hearing regarding the application submitted by Acadian Ambulance Service, Inc. to renew a non-emergency transfer franchise, under Chapter 10-2 of the City Code and approve the franchise agreement on first reading.

- 53.** Conduct a public hearing to consider an ordinance amending City Code Section 25-8-25 (Redevelopment Exception in Urban and Suburban Watersheds), City Code Section 25-8-26 (Redevelopment Exception in the Barton Springs Zone), City Code Section 25-8-27 (Redevelopment Exception in the Water Supply Rural and Water Supply Suburban Watersheds), City Code Section 25-8-211 (Water Quality Control Requirement), and City Code Section 30-5-211 (Water Quality Control Requirement). This action concerns land located within the Barton Springs Zone.