



AUSTIN CITY COUNCIL
AGENDA

Thursday, June 28, 2018

The City Council will convene at 10:00 AM on
Thursday, June 28, 2018 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.

9:55 AM – Invocation

Reverend Joshua Edmond, Associate Minister, Freedom Temple Pentecostal Church

10:00 AM – City Council Convenes

Consent Agenda

Approval of Minutes

1. Approve the minutes of the Austin City Council regular meeting of May 10, 2018, special called of June 5, 2018, and regular meeting of June 14, 2018.

Austin Water

2. Authorize negotiation and execution of an interlocal agreement with the University of Texas to conduct a study on tawny crazy ant expansion and experimental treatment within Balcones Canyonlands Preserve sites in an amount not to exceed \$25,300.
3. Approve an ordinance amending City Code Chapter 15-5 related to on-site sewage facilities and liquid waste hauling.

Aviation

4. Approve a resolution expressing the City’s consent, as required by Internal Revenue Code Section 147(f), to the Public Finance Authority’s issuance of bonds for the purpose of making a loan to Austin FBO, LLC in an amount not to exceed \$50,000,000 for the construction and equipping of facilities providing services to general aviation aircraft operations at Austin-Bergstrom International Airport.

District(s): District 2

5. Approve an ordinance amending City Code Chapter 13-1 relating to off-airport rental car business at Austin-Bergstrom International Airport.

District(s): District 2

Capital Contracting Office

6. Authorize award and execution of a construction contract with Harley Blackbum Holdings LLC dba HB Construction, for the Renovation of Will Hampton Branch Library at Oak Hill-REBID in the amount of \$821,545 plus an \$82,154.50 contingency, for a total contract amount not to exceed \$903,699.50.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority

Owned and Women Owned Business Enterprise Procurement Program) through the achievement of Good Faith Efforts with 25.47% MBE and 12.69% WBE participation.]

District(s): District 8

7. Authorize award and execution of a construction contract with Facilities Rehabilitation, Inc. (MBE), for Citywide - Stormwater Infrastructure Improvement Projects - Closed Systems Indefinite Delivery/Indefinite Quantity contract in the amount of \$2,000,000 for an initial 1-year term, with three 1-year extension options of \$2,000,000 for a total contract amount not to exceed \$8,000,000.

[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 8.11% MBE and 2.54% WBE participation.]

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

8. Authorize award and execution of a construction contract with Insituform Technologies, LLC, for the In-Situ Wastewater Line Renewal Program (2018-2020) Indefinite Delivery/Indefinite Quantity contract in the amount of \$900,000 for an initial 1-year term, with two 1-year extension options of \$900,000, for a total contract amount not to exceed \$2,700,000.

[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 5.94% MBE and 0.70% WBE participation.]

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

9. Authorize award and execution of a construction contract with Insituform Technologies, LLC, for the Nueces St. Wastewater Rehabilitation from West 8th Street to East Martin Luther King Jr. Boulevard project in the amount of \$2,342,631 plus a \$234,263.10 contingency, for a total contract amount not to exceed \$2,576,894.10.

[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 6.27% MBE and 4.05% WBE participation.]

District(s): District 9

10. Authorize award and execution of a construction contract with Harley Blackburn Holdings, LLC, dba HB Construction for the Govalle Neighborhood Park Pool Renovation Rebid project in the amount of \$2,632,950 plus a \$263,295 contingency, for a total contract amount not to exceed \$2,896,245.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) through the achievement of Good Faith Efforts with 18.52% MBE and 0.00% WBE participation.]

District(s): District 3

Communications and Technology Management

11. Authorize negotiation and execution of an interlocal agreement with Williamson County, Texas to share dispatch data to facilitate closest unit emergency call response.

Controller's Office

12. Approve an ordinance setting the assessment rate and approving a proposed 2019 assessment roll for the Indian Hills Public Improvement District. Related to Items #17 and #75.
13. Approve an ordinance approving a proposed assessment roll for the Whisper Valley Public Improvement District. Related to Items #14 and #73.
14. Approve a resolution adopting the Whisper Valley Public Improvement District 2019 Annual Service and Assessment Plan Update (as it relates to the Master Improvement Area) and the Preliminary 2018 Addendum to the Whisper Valley Public Improvement District Service and Assessment Plan (as it relates to the Improvement Area #1). Related to Items #13 and #73.
15. Approve an ordinance approving a proposed assessment roll for the Estancia Hill Country Public Improvement District. Related to Items #16 and #74.
16. Approve a resolution adopting the Estancia Hill Country Public Improvement District 2019 Annual Service and Assessment Plan Update. Related to Items #15 and #74.
17. Approve a resolution adopting the Indian Hills Public Improvement District 2019 Annual Service and Assessment Plan Update. Related to Items #12 and #75.

Convention Center

18. Approve award of a Local Business Marketing Grant by Visit Austin to LookThinkMake, LLC, or to one of the other qualified offerors, to market and promote local Austin businesses to tourists, for a term ending September 30, 2018, for a total grant award not to exceed \$200,000.

Economic Development Department

19. Approve an ordinance setting the assessment rate and approving a proposed 2019 assessment roll for the East Sixth Street Public Improvement District. Related to Item #76.

District(s): District 9

20. Approve an ordinance setting the assessment rate and approving a proposed 2019 assessment roll for the Austin Downtown Public Improvement District. Related to Item #77.

District(s): District 1; District 9

21. Approve an ordinance setting the assessment rate and approving a proposed 2019 assessment roll for the South Congress Preservation and Improvement District. Related to Item #78.

District(s): District 9

22. Authorize negotiation and execution of a Section 108 Family Business Loan Program loan to Performance Edge, Inc. (doing business as Great Harvest Bread Company), for acquisition of existing business, machinery and working capital for a leased space located at 3201 Bee Caves

Rd. # 126, Austin, TX, 78746, in an amount not to exceed \$82,000.

District(s): District 8

23. Approve a resolution repealing resolutions related to economic development programs and adopting economic development Guiding Principles and a Chapter 380 Policy.
24. Approve an ordinance establishing a Business Expansion Program pursuant to Texas Local Government Code Chapter 380.
25. Approve an ordinance repealing Part 2 of Ordinance No. 20090312-005 to the extent necessary to authorize the City Manager to develop the Locational Enhancement Program for Economic Development under Chapter 380 of the Texas Local Government Code and to return to council with this program for Council review and possible approval.

Financial Services

26. Approve an ordinance adopting the first amendment to the Estancia Hill Country Public Improvement District (PID) Financing Agreement between the City of Austin and SLF III- Onion Creek L.P. concerning the procurement process for public improvements within the PID.
27. Approve a resolution relating to the City Manager's recommended bond package for a November 2018 General Obligation Bond election.

Law

28. Approve a settlement in Stephen Melvin et al v. City of Austin, Cause No. D-1-GN-17-006621 in the 459th Judicial District Court of Travis County, Texas.
29. Approve a settlement in Thomas Munroe II et al v. City of Austin et al Cause No. 1:16-cv-011166-RP, in the United States District Court for the Western Division of Texas.
30. Authorize negotiation and execution of a contract with Kaplan Kirsch & Rockwell LLP for legal services related to airline consortium contracts and other general airport law advice for a multi-year term in an amount not to exceed \$100,000.

Management Services

31. Approve a resolution authorizing negotiation and execution of an amendment to the interlocal agreement for Regional Mobility and Transportation Projects with Capital Metropolitan Transportation Authority (Capital Metro) that authorizes the program to fund certain mobility and transportation projects using the City's pro rata share of 25% of Capital Metro's one cent sales tax imposed by Capital Metro on sales within Capital Metro's service area in a certain fiscal year (the "Quarter Cent program").
32. Approve an ordinance amending City Code Section 9-4-13 relating to prohibited solicitations.

Municipal Court

33. Approve negotiation and execution of an interlocal agreement with the Texas Department of Motor Vehicles to withhold vehicle registrations for people with outstanding traffic warrants, fines, and unpaid red light camera cases for a term of five years for a total contract amount not to exceed

\$10,000 per year.

Office of Real Estate Services

34. Authorize negotiation and execution of a 84-month lease agreement for approximately 20,105 square feet of office space for the Corridor Program Office with 5204 Ben White 2017, LP, a Texas Limited Partnership, located at 5202 E. Ben White Boulevard, in amount not to exceed \$3,870,619.75.

District(s): District 5

35. Authorize negotiation and execution of an exclusive negotiation agreement with Catellus Development Corporation for acquisition of approximately 3.3 acres and improvements located at the northeast corner of Philomena Street and Mueller Street in the Mueller Development, and earnest money in an amount not to exceed \$1,000,000.00.

District(s): District 9

Parks and Recreation

36. Approve an ordinance authorizing negotiation and execution of an agreement with the Zilker Botanical Garden Conservancy (Conservancy) for the creation of a membership program for the Conservancy, waiving certain fees in an amount not to exceed \$69,128 for fiscal year 2019, and authorizing the City Manager to seek waivers for a period beginning fiscal year 2019.

District(s): District 8

Police

37. Approve a resolution authorizing the acceptance of \$74,181.53 in grant funding from the State of Texas, Office of the Governor, Criminal Justice Division to implement the Austin Police Department project entitled APD Juvenile Delinquency Prevention Project.
38. Approve a resolution authorizing the acceptance of \$120,831.41 in grant funding from the State of Texas, Office of the Governor, Criminal Justice Division to implement the Austin Police Department project entitled APD Violence Against Women Investigative Project.
39. Approve a resolution authorizing the acceptance of \$1,213,309.17 in grant funding from the State of Texas, Office of the Governor, Criminal Justice Division to implement the Austin Police Department project entitled APD Victim Crisis Intervention Project.
40. Approve a resolution authorizing the application for and acceptance of grant funding in the amount of \$430,685 from the Texas Automobile Burglary and Theft Prevention Authority to continue the Austin Police Department project entitled the APD Auto Burglary and Theft Interdiction Project.

Public Health

41. Authorize negotiation and execution of an interlocal agreement with Austin Independent School District for the provision of startup costs for three new Pre-Kindergarten classrooms to expand affordable childcare options for Austin residents, with a three-month term starting July 1, 2018, in an amount not to exceed \$48,000.

42. Authorize negotiation and execution of Amendment No. 3 to the agreement with Austin Travis County Mental Health Mental Retardation Center dba Integral Care for the provision of permanent supportive housing services, adding two 12-month extension options beginning October 1, 2018 in an amount not to exceed \$1,074,675 per extension option, for a total agreement amount not to exceed \$5,402,700.
43. Approve negotiation and execution of an agreement with The Salvation Army, a Georgia Corporation for the provision of homeless services to women and children in an amount not to exceed \$1,939,765 for the 12-month period beginning October 1, 2018, with up to four 12-month extension options not to exceed \$1,939,765 per extension option, for a total agreement amount not to exceed \$9,698,825.
44. Approve negotiation and execution of Amendment No. 2 to the interlocal agreement with Austin-Travis County Sobriety Center Local Government Corporation for implementation of direct program services during the 12-month period ending September 30, 2018.
45. Authorize negotiation and execution of Amendment No. 4 to an agreement with Foundation Communities, Inc. for the provision of permanent supportive housing assertive community treatment services for permanent supportive housing residents, adding two 12-month extension options beginning October 1, 2018 in an amount not to exceed \$322,000 per extension option, for a total agreement amount not to exceed \$1,932,000.
46. Authorize negotiation and execution of Amendment No. 8 to an agreement with Foundation Communities, Inc. for the provision of permanent supportive housing services, adding one 12-month extension option beginning October 1, 2018 in an amount not to exceed \$111,149, for a total agreement amount not to exceed \$736,736.
47. Authorize negotiation and execution of an agreement with The University of Texas Health Science Center at Houston for conducting community health assessments in Montopolis and Del Valle for a 12-month period beginning August 1, 2018, in an amount not to exceed \$75,000.
48. Authorize negotiation and execution of an agreement with three social services agencies to provide homeless rapid re-housing services in an amount not to exceed \$400,000, for a 15-month term beginning July 1, 2018, with four 12-month extension options not to exceed \$400,000 per extension option, for a total agreement amount not to exceed \$2,000,000.
49. Approve an ordinance authorizing acceptance of \$8,177 in additional grant funds from the Texas Department of State Health Services and amending the Fiscal Year 2017-2018 Austin Public Health Department Operating Budget Special Revenue Fund (Ordinance No. 20170913-001) to appropriate \$8,177 for public health emergency preparedness activities.
50. Approve an ordinance authorizing acceptance of \$179,708 in additional grant funds from the Texas Department of State Health Services, and amending the Fiscal Year 2017-2018 Austin Public Health Department Operating Budget Special Revenue Fund (Ordinance No. 20170913-001) to appropriate \$179,708 for the Special Supplemental Nutrition Program for Women, Infants, and Children.

Public Works

51. Authorize negotiation and execution of an Advance Funding Agreement with the Texas Department of Transportation for the relocation and construction of water lines, wastewater lines, and

appurtenances in conflict with the Texas Department of Transportation RM 2222 Roadway Mobility Improvements project from Bonaventure Drive to Ribelin Ranch Road in the amount of \$4,839,117.18 plus a 15% contingency of \$725,867.58 for a total amount not to exceed \$5,564,984.76.

District(s): District 6

52. Authorize negotiation and execution of an Advance Funding Agreement with Texas Department of Transportation (TxDOT) for the relocation and adjustments of existing water lines and appurtenances in conflict with the TxDOT Boyce Lane Roadway Improvements project at Harris Branch Creek in the amount of \$78,759.00 plus a 20% contingency of \$15,751.80, for a total amount not to exceed \$94,510.80.

District(s): District 1

Telecommunications and Regulatory Affairs

53. Approve an ordinance suspending a rate increase proposed by Atmos Energy Corporation for natural gas services.

Transportation

54. Approve an ordinance amending City Code Chapter 13-2 (Ground Transportation Passenger Services) related to regulation of taxicabs and limousines, and repealing certain requirements.
55. Approve an ordinance amending City Code Chapter 13-2 (Ground Transportation Passenger Services) related to regulation of taxicabs and limousines, and repealing certain requirements.

Transportation - Mobility Bond

56. Approve a resolution authorizing the submittal of two transportation projects as candidates for the US Department of Transportation (US DOT) Better Utilizing Investments to Leverage Development Transportation Discretionary Grant administered by the US DOT and directing the City Manager to identify options for the required local matching funds.

District(s): District 1; District 7

57. Authorize award and execution of a construction contract with DIJ Construction, LLC, for the 2016 Bond - Austin Transportation Department Markings and Removal Indefinite Delivery/Indefinite Quantity contract (REBID) in the amount of \$3,363,310 for an initial 2-year term, with two 1-year extension options of \$1,681,655 for a total contract amount not to exceed \$6,726,620.

[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 a combined MBE/WBE participation goal of 4.62%.]

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

Item(s) from Council

58. 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.
59. Approve an ordinance waiving or reimbursing certain fees for a 4th of July Independence Day Celebration, sponsored by the Village at Western Oaks, to be held on Wednesday July 4, 2018 at Dick Nichols Park.
- Sponsors: Council Member Ellen Troxclair, Mayor Steve Adler, Council Member Alison Alter, and Council Member Ora Houston
60. Approve a resolution directing the City Manager to solicit plans for the development of 10414 McKalla Place.
- Sponsors: Council Member Leslie Pool, Council Member Alison Alter, Council Member Ora Houston, and Council Member Ellen Troxclair
61. Approve a resolution directing the City Manager to establish minimum training and apprenticeship standards on City projects.
- Sponsors: Council Member Gregorio Casar, Council Member Ann Kitchen, Council Member Sabino "Pio" Renteria, Mayor Pro Tem Kathie Tovo, and Council Member Jimmy Flannigan
62. Approve a resolution directing the City Manager to investigate and report back to Council on best practices to enforce city civil rights and labor protections.
- Sponsors: Council Member Gregorio Casar, Mayor Steve Adler, Council Member Ann Kitchen, and Council Member Delia Garza
63. Approve a resolution relating to notification and relocation assistance for tenants who reside or resided at a multi-family or mobile home property that is the subject of an application that will result in displacement.
- Sponsors: Mayor Pro Tem Kathie Tovo, Council Member Sabino "Pio" Renteria, Council Member Delia Garza, and Council Member Ora Houston
64. Approve a resolution directing the City Manager to analyze the proposal from Precourt Sports Ventures and to begin negotiations for a Major League Soccer stadium to be located at 10414 McKalla Place.
- Sponsors: Mayor Pro Tem Kathie Tovo, Mayor Steve Adler, Council Member Sabino "Pio" Renteria, and Council Member Delia Garza
65. Approve a resolution directing the City Manager to develop recommended ballot language for charter amendments related to the Planning Commission, Municipal Civil Service Commission and minor harmonization.
- Sponsors: Mayor Steve Adler, Council Member Alison Alter, Council Member Ann Kitchen, and Mayor Pro Tem Kathie Tovo
66. Approve a resolution establishing an efficient, centralized Public Information Request staffing model and the associated budget item for Council consideration for Fiscal Year 2018-2019.
- Sponsors: Mayor Pro Tem Kathie Tovo, Council Member Alison Alter, Council Member Gregorio Casar, and Council Member Leslie Pool
67. Approve an ordinance waiving fees related to a Conditional Use Permit application for the Jeremiah Program located at 1200 Paul Teresa Saldaña Street.

Sponsors: Council Member Sabino "Pio" Renteria, Council Member Gregorio Casar, Mayor Pro Tem Kathie Tovo, Council Member Delia Garza, and Mayor Steve Adler

68. Approve an ordinance waiving or reimbursing certain fees for the Cristo Rey Jamaica event, sponsored by the Iglesia Catolica de Cristo Rey Catholic Church, which was held on Sunday June 10, 2018 at Iglesia Catolica de Cristo Rey Catholic Church.

Sponsors: Council Member Sabino "Pio" Renteria, Council Member Delia Garza, Council Member Gregorio Casar, and Council Member Alison Alter

69. Approve an ordinance waiving or reimbursing certain fees for improvements to the St. John Pocket Park, sponsored by the Austin Parks Foundation located at 889 Wilks Avenue, Austin, TX 78752.

Sponsors: Council Member Gregorio Casar, Council Member Sabino "Pio" Renteria, Council Member Alison Alter, and Council Member Leslie Pool

District(s): District 4

70. Approve a resolution regarding a potential contract with the Austin Rowing Club for the management and operation of the boathouse on Lady Bird Lake.

Sponsors: Mayor Pro Tem Kathie Tovo, Council Member Leslie Pool, Council Member Ann Kitchen, and Council Member Alison Alter

71. Approve a resolution directing the City Manager to strengthen the City's integrated pest management program and implementing a policy that restricts the use of glyphosate and bans the use of chlorpyrifos and neonicotinoid based pesticides on City property.

Sponsors: Council Member Alison Alter, Mayor Pro Tem Kathie Tovo, Council Member Leslie Pool, and Council Member Ann Kitchen

72. Approve a resolution directing the City Manager to take actions related to improving transportation options and addressing parking challenges in and around Zilker Park.

Sponsors: Council Member Ann Kitchen, Council Member Ellen Troxclair, and Council Member Leslie Pool Council Member Alison Alter

Item(s) to Set Public Hearing(s)

73. Set a public hearing to consider the Whisper Valley Public Improvement District assessments. (Suggested date and time: August 9, 2018, 4:00 PM, at Austin City Hall, 301 W. Second Street, Austin, TX). Related to Items #13 and #14.

74. Set a public hearing to consider the Estancia Hill Country Public Improvement District assessments. (Suggested date and time: August 9, 2018, 4:00 PM, at Austin City Hall, 301 W. Second Street, Austin, TX). Related to Items #15 and #16.

75. Set a public hearing to consider the Indian Hills Public Improvement District assessments. (Suggested date and time: August 9, 2017, 4:00 P.M., at Austin City Hall, 301 W. Second Street, Austin, TX). Related to Items #12 and #17.

76. Set a public hearing to consider the East Sixth Street Public Improvement District 2019 assessments. (Suggested date and time: August 9, 2018, 4:00 p.m., at Austin City Hall, 301 W. Second Street, Austin TX). Related to Item #19.

District(s): District 9

77. Set a public hearing to consider the Austin Downtown Public Improvement District 2019 assessments. (Suggested date and time: August 9, 2018, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin TX). Related to Item # 18-2116.
- District(s): District 1; District 9
78. Set a public hearing to consider the South Congress Preservation and Improvement District 2019 assessments. (Suggested date and time: August 9, 2018, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin Texas). Related to Item #21.
- District(s): District 9
79. Set a public hearing to consider an update of the City of Austin Water and Wastewater Impact Fee Land Use Assumptions and Capital Improvement Plan. (Suggested date and time: August 30, 2018, 4:00 p.m. at Austin City Hall, Council Chambers, 301 W. Second Street, Austin, TX).

Non-Consent

Item(s) Referred from Council Committee(s)

80. Approve a resolution relating to a program to connect low-income households in need of housing with available income restricted units.
- Sponsors: Housing and Planning Committee

Eminent Domain

81. Approve a resolution authorizing the filing of eminent domain proceedings for the fee simple title acquisition of approximately 0.852 acre (37,104 SF) out of the Santiago Del Valle Survey, Abstract No. 24, Travis County, Texas; and being a portion of that called 1.82 acre tract conveyed by deed recorded in Volume 1297, Page 401, Deed Records, Travis County, Texas in the amount of \$362,000 for the public use the restoration, programming, and maintenance of 500 Montopolis Drive as a historic museum. The owner of the needed property is KEEP Investment Group, LLC. The property is located entirely in District 3, at 500 Montopolis Drive, Austin, Texas 78741.
- District(s): District 3

12:00 PM - Citizen Communications: General

Carlos León - 1) GOD, Jesus Christ, & The Holy Spirit are the strongest & smartest; 2) Chemtrails never belong in Austin airspace; 3) Losing your marbles Vol. IV, Part. 4

Akwasi Evans - The cost of color

Shawn Collins - TBD

Dan Conrad - TBD

Roderick Mercado - TBD

Brian Koetter - I believe if MLS is brought to Austin it would be a great community involvement event!

Mike Winand - TBD

Joan Brook - CodeNEXT

Monica Guzman - undetermined at this time.

David King - McKalla Place.

Executive Session

82. Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
83. Discuss legal issues related to the November 2018 election (Private consultation with legal counsel - Section 551.071 of the Government Code).
84. Discuss legal issues related to the Waller Creek Tunnel Construction Project (Private consultation with legal counsel - Section 551.071 of the Government Code).
85. Discuss competitive matters related to Austin Energy generation resource planning (Certain Public Power Utilities: Competitive Matters - Section 551.086 of the Government Code).

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

86. NPA-2016-0016.01 - 3212 E. Cesar Chavez Street & 111 Tillery Street - District 3 - Approve second and third readings of 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 E. Cesar Chavez Street and 111 Tillery Street (Colorado River Watershed) from Commercial and Industry to Multifamily and Mixed Use land use. First reading approved on December 7, 2017. Vote: 11-0. Owners Owners/Applicants: Painter Enterprises Inc. (Donald E. Painter) and 3212 Cesar Chavez, LP (Timothy Clark). Agent: Husch Blackwell (Nikelle Meade). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 3

87. C14-2016-0079 - 3212 E. Cesar Chavez Street - District 3 - Approve second and third readings of 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-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. First reading approved on December 7, 2017. Vote: 11-0. Owners: Painter Enterprises Inc. (Donald E. Painter) and 3212 Cesar Chavez, LP (Timothy Clark). Applicant: Husch Blackwell LLP (Nikelle Meade). City Staff: Heather Chaffin, 512- 974-2122.

District(s): District 3

88. C14-2016-0136 - Broadmoor - District 7 - Approve second and third readings of an ordinance

amending City Code Title 25 by rezoning property locally known as 11501 Burnet Road (Walnut Creek Watershed). Applicant Request: To rezone from north burnet/gateway-commercial mixed use-neighborhood plan (NBG-CMU-NP) combining district zoning to north burnet/gateway-transit oriented development-gateway zone-neighborhood plan (NBG-TOD-NP) combining district zoning. First Reading approved north burnet/gateway-transit oriented development-gateway zone-neighborhood plan (NBG-TOD-NP) combining district zoning, with conditions on April 12, 2018. Vote: 6-0. Owner/Applicant: Brandywine Austin, LLC (Leon Shadowen). Agent: Drenner Group, PC (Dave Anderson). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 7

89. C14-2017-0012 - South Austin Regional Wastewater Treatment Plant and Electrical Substation No. 1 Replacement - District 2 - Approve second and third readings of an ordinance amending City Code Title 25 by zoning property locally known as 1017, 1101 and 1103 Fallwell Lane (Colorado River Watershed; Onion Creek Watershed). Applicant's Request: To zone from interim-rural residence (I-RR) district zoning to public (P) district zoning. First Reading approved on April 13, 2017. Vote: 9-1, Council Member Houston voted nay; Council Member Pool was off the dais. Owner/Applicant: Austin Water (Brent Bassett); Austin Energy (Pamela England). Agent: Austin Water (Eric Sermeno). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 2

90. C14-2017-0149 - Rezoning of 5521 Springdale Road- District 1 - Approve second and third readings of an ordinance amending City Code Title 25 by zoning property locally known as 5521 Springdale Road (Little Walnut Creek Watershed) from community commercial-neighborhood plan (GR-NP) combining district zoning to community commercial-mixed use-neighborhood plan (GR-MU-NP) combining district zoning. First reading approved community commercial-mixed use-neighborhood plan (GR-MU-NP) combining district zoning on April 26, 2018 (9-0). Second reading approved community commercial-mixed use-neighborhood plan (GR-MU-NP) combining district zoning on May 24, 2018 (11-0). Owner/Applicant: Kingdom of God Christian Center, Inc. (Fredrick Moore). Agent: Armbrust & Brown, PLLC (Amanda Morrow). City Staff: Heather Chaffin, 512-974-2122

District(s): District 1

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

91. NPA-2017-0021.01 -4530 E. Ben White Blvd. - District 3 - Conduct a public hearing and approve an ordinance amending Ordinance No. 20061116-055 of the East Riverside/Oltorf Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the future land use designation on the future land use map (FLUM) on property locally known as 4530 E. Ben White Blvd. (Country Club Creek Watershed) from Commercial to Mixed Use land use. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed on June 26, 2018. Owner/Applicant: Belco Equities, Inc. Agent: Coats Rose (John M. Joseph). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 3

92. NPA-2017-0016.03 - 3232 & 3306 E. Cesar Chavez Street - District 3 - Conduct a public hearing and 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 3232 & 3306 E. Cesar Chavez Street (Colorado River Watershed) from Commercial to Mixed Use land use. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed on July 10, 2018. Owner/Applicant: The Betty Sue Kurtz Trust and The Thelma Ann Zirkelbach Trust. Agent: Husch Blackwell, LLP (Stacey L. Milazzo). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 3

93. 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: Neighborhood Mixed Use. Planning Commission Recommendation: To deny Applicant's request for Mixed Use land use. Owner/Applicant: Keep Investment Group. Agent: Drenner Group (Amanda Swor). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 3

94. 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.

District(s): District 3

95. NPA-2016-0014.01 - 4500 Nuckols Crossing Road - District 2 -Conduct a public hearing and approve an ordinance amending Ordinance No. 021010-11, the Southeast 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 4500 Nuckols Crossing Road (Williamson Creek Watershed) from Single Family to Multifamily land use. Staff Recommendation: To deny Multifamily land use. Planning Commission Recommendation: To be reviewed on July 24, 2018. Owner/Applicant: Angelos Angelou and John Sasaridis. Agent: Thrower Design (A. Ron Thrower). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 2

96. C14-2017-0010 - 4500 Nuckols Crossing Road Rezoning - District 2 - Conduct a public hearing

and approve an ordinance amending City Code Title 25 by rezoning property locally known as 4500 Nuckols Crossing Road (Williamson Creek Watershed). Applicant's Request: To rezone from single family residence-standard lot-neighborhood plan (SF-2-NP) combining district zoning to multi-family residence-medium density-neighborhood plan (MF-3-NP) combining district zoning. Staff Recommendation: To deny multi-family residence-medium density-neighborhood plan (MF-3-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on July 24, 2018. Owner/Applicant: Angelou Angelos and John Sasaridis. Agent: Thrower Design (Ron Thrower). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 2

97. C14-2017-0138 - 3232 and 3306 East Cesar Chavez Rezoning - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as locally known as 3232 and 3306 East Cesar Chavez Street (Colorado River Watershed). Applicant Request: To rezone from limited industrial-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 be reviewed June 12 July 10, 2018. Owner/Applicant: The Betty Sue Kurtz Trust and The Thelma Ann Zirkelbach Trust. Agent: Husch Blackwell, LLP (Stacey L. Milazzo). City Staff: Maureen Meredith, (512) 974-2695. City Staff: Heather Chaffin, 512- 974-2122.

District(s): District 3

98. C14-2015-0062.01 - Met Center PDA Amendment - District 2 - Conduct a public hearing and approve an ordinance amending City Code Chapter Title 25-2 by rezoning property locally known as 2900-3024 U.S. Highway 183 South (Carson Creek Watershed; Onion Creek Watershed) from limited industrial services-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning to limited industrial services-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning, to change a condition of zoning. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed on May 22 June 26, 2018. Owner/Applicant: Met Center NYCTEX, Phase II, Ltd. (Howard Yancy). Agent: Thrower Design (Ron Thrower). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 2

99. C14-2017-0130 - Genesis Autos - District 2 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 4410 East William Cannon Drive (Williamson Creek Watershed). Applicant's Request: To rezone from community commercial-conditional overlay (GR-CO) combining district zoning to community commercial-conditional overlay (GR-CO) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning, to change a condition of zoning. Zoning and Platting Commission Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning, to change a condition of zoning. Owner/Applicant: Genesis Autos (Daniel Garcia).

Agent: LOC Consultants (Sergio Lozano-Sanchez, P.E.). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 2

100. C14-2017-0139 - Ferguson Crossing - District 1- Conduct a public hearing and approve second and third readings of an ordinance amending City Code Title 25 by zoning property locally known as 3207 Ferguson Lane (Walnut Creek Watershed) from warehouse limited office-conditional overlay (W/LO-CO) combining district zoning, rural residence (RR) district zoning, neighborhood office-conditional overlay (NO-CO) combining district zoning, and single family residence large lot-conditional overlay (SF-1-CO) combining district zoning to warehouse limited office-conditional overlay (W/LO-CO) combining district zoning on Tract 1 and to grant multifamily limited density-conditional overlay (MF-1-CO) combining district zoning on Tract 2. First reading approved on May 24, 2018. Vote: 10-1. Owner/Applicant: Fergi AV Land, LLC. (Colin Armstrong). Agent: Armbrust & Brown, PLLC (Amanda Morrow). City Staff: Heather Chaffin, 512-974-2122

District(s): District 1

101. C14-2017-0148 - Eightfold - District 1 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as locally known as 3443 Ed Bluestein Boulevard (Walnut Creek and Boggy Creek Watersheds). Applicant Request: To rezone from limited industrial-neighborhood plan (LI-NP) combining district zoning to limited industrial-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning. Staff Recommendation: Pending. Planning Commission Recommendation: Postponed indefinitely by Applicant. Owner/Applicant: 3443 Zen Garden, LP (Adam Zarafshani) Agent: Sprouse Shrader Smithfield (Terrence L. Irion). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 1

102. NPA-2018-0002.01 - Chalmers Court East - District 3 - Conduct a public hearing and approve an ordinance amending Ordinance No. 19990513-70 the East Cesar Chavez 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 know 1600 East 3rd Street and 300 Chicon Street (Lady Bird Lake Watershed) from Multifamily to Specific Regulating District land use. Staff Recommendation: To grant Specific Regulating District land use. Planning Commission Recommendation: To grant Specific Regulating District land use. Owner: Housing Authority of the City of Austin, Michael Gerber, President & CEO. Applicant: City of Austin, Planning & Zoning Department. Agent: Urban Design Group, PC (Laura Toups). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 3

103. C14-2017-0050.SH - Chalmers Courts East - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as locally known as 300 Chicon Street (Lady Bird Lake Watershed). Applicant Request: To rezone from multifamily residence moderate high density-neighborhood plan (MF-4-NP) combining district zoning to transit oriented development-neighborhood plan (TOD-NP) combining district zoning. Staff Recommendation: To grant transit oriented development-neighborhood plan (TOD-NP) combining district zoning. Planning Commission Recommendation: To grant transit oriented development-neighborhood plan (TOD-NP) combining district zoning. Owner/Applicant: City of

Austin Housing Authority (Michael Gerber) Agent: Urban Design Group PC (Laura Toups). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 3

- 104.** C14-2017-0051.SH -Chalmers Courts West - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as locally known as 31600 East 3rd Street (Lady Bird Lake Watershed). Applicant Request: To rezone from multifamily residence moderate high density-neighborhood plan (MF-4-NP) combining district zoning to transit oriented development-neighborhood plan (TOD-NP) combining district zoning. Staff Recommendation: To grant transit oriented development-neighborhood plan (TOD-NP) combining district zoning. Planning Commission Recommendation: To grant transit oriented development-neighborhood plan (TOD-NP) combining district zoning. Owner/Applicant: City of Austin Housing Authority (Michael Gerber) Agent: Urban Design Group PC (Laura Toups). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 3

- 105.** C14-2018-0005 - Lantana Block P, Lot 3 - District 8 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 7415 Southwest Parkway (Williamson Creek Watershed-Barton Springs Zone). Applicant's Request: To rezone from community commercial-neighborhood plan (GR-NP) combining district zoning to general commercial services-liquor sales-neighborhood plan (CS-1-NP) combining district zoning. Staff Recommendation: To grant general commercial services-liquor sales-neighborhood plan (CS-1-NP) combining district zoning. Planning Commission Recommendation: To grant general commercial services-liquor sales-conditional overlay-neighborhood plan (CS-1-CO-NP) combining district zoning. Owner/Applicant: Lantana Place, L.L.C. (Erin D. Pickens). Agent: Stratus Properties (Melissa Neslund). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 8

- 106.** C14-2018-0029 - ERS Zoning - District 1 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 200 E 18th Street (Waller Creek Watershed). Applicant Request: To rezone from general commercial services (CS) district zoning and commercial - liquor sales (CS-1) 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: Employees Retirement Systems of Texas (ERS). Agent: Jackson Walker, LLP (Katherine Loayza). City Staff: Scott Grantham, 512-974-3574.

District(s): District 1

- 107.** C14-2018-0044 - First Citizens Bank - District 10 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 4101 Marathon Boulevard (Waller Creek Watershed). Applicant Request: To rezone from limited office (LO) district zoning to general commercial services (CS) district zoning. Staff Recommendation: To grant neighborhood commercial (LR) district zoning. Zoning and Platting Commission Recommendation: To be reviewed on June 19, 2018. Owner/Applicant: First Citizens Bank (Elizabeth Kolepp-Mayer). Agent: Kimley Horn and Associates (Joel Wixson). City Staff: Scott Grantham, 512-974-3574.

District(s): District 10

108. C14-2018-0030 - Pure Yoga - District 9 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 506 Oakland Avenue (Lady Bird Lake Watershed). Applicant Request: To rezone from limited office - neighborhood plan (LO-NP) combining district zoning to neighborhood commercial - neighborhood plan (LR-NP) combining district zoning. Staff Recommendation: To grant neighborhood commercial - neighborhood plan (LR-NP) combining district zoning. Planning Commission Recommendation: To grant neighborhood commercial - neighborhood plan (LR-NP) combining district zoning. Owner/Applicant: JCMC Holding, LLC (Jeffrey Chen). Agent: Forsite Studio (Jason Fryer). City Staff: Scott Grantham, 512-974-3574.

District(s): District 9

109. C14-2018-0035 - Metric at Howard - District 7 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 13614 Metric Boulevard (Little Walnut Creek Watershed). Applicant Request: To rezone from townhouse and condominium residence (SF-6), general office (GO) and community commercial (GR) district zoning to general office (GO) district zoning. Staff Recommendation: To grant general office (GO) district zoning. Zoning and Platting Commission Recommendation: To be reviewed July 17, 2018. Owner/Applicant: Catoosa Springs Partners, LP (John Bultman). Agent: Drenner Group, PC (Amanda Swor). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 7

110. C14H-2018-0013 - Smoot/Terrace Park Historic District - District 9 - Conduct a public hearing and approve second and third readings of an ordinance amending City Code Title 25 by rezoning property within the proposed boundaries of the Smoot/Terrace Park Historic District, roughly bounded by Pressler Street on the east, including the parcels on both sides of the street; W. 9th Street on the north, including the parcels on both sides of the street; W. 6th Street on the south, including only the parcels on the north side of the street; and Highland Avenue on the west, including the parcels on both sides of the street by adding historic area (HD) combining district overlay to all existing base zoning, but making no other zoning changes. First Reading approved on May 10, 2018. Vote: 7-3, with Flannigan, Garza, and Renteria against; Councilmember Troxclair off the dais. Applicant: Denise Younger. City Staff: Cara Bertron, 512-974-1446. A valid petition has been filed in opposition to this rezoning request.

District(s): District 9

111. NPA-2017-0016.02 - Flats on Shady - District 3 - Conduct a public hearing and 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 1125 Shady Lane (Boggy Creek Watershed) from Single Family to Multifamily land use. Staff Recommendation: To grant Multifamily land use. Planning Commission Recommendation: To grant Multifamily land use. Owner/Applicant: Otto Friedrich Jr. Estate. Agent: Drenner Group (Amanda Swor). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 3

112. C14-2017-0094 - Flats on Shady - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1125 Shady Lane (Boggy Creek Watershed). Applicant Request: To rezone from family residence-neighborhood

plan (SF-3-NP) combining district zoning to multifamily residence moderate-high density-neighborhood plan (MF-4-NP) combining district zoning. Staff Recommendation: To grant multifamily residence moderate-high density-neighborhood plan (MF-4-NP) combining district zoning. Planning Commission Recommendation: To grant multifamily residence moderate-high density-neighborhood plan (MF-4-NP) combining district zoning. Owner/Applicant: Otto Freidrich Jr. Estate (Johnette Champion). Agent: Drenner Group (Dave Anderson). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 3

4:00 PM - Public Hearings and Possible Actions

113. Conduct a public hearing and consider an ordinance on first reading regarding the application submitted by Republic EMS, LTD. for a non-emergency medical transfer franchise under City Code Chapter 10-2.
114. Conduct a public hearing and consider an ordinance regarding floodplain variances for the construction of a multi-family building and associated parking at 1301 W. Koenig Lane within the 25-year and 100-year floodplains of the Grover Tributary of Shoal Creek.

District(s): District 7

115. Conduct a public hearing and consider an ordinance amending the Regulating Plan for the Plaza Saltillo Transit-Oriented Development (TOD) Station Area Plan to extend the boundaries to the blocks between East 4th Street to the north, Chicon Street to the east, 3rd Street to the south, and Comal Street to the west.

5:30 PM - Live Music

Monte Warden

5:30 PM – Proclamations

Proclamation – Immigrant Heritage Month – To be presented by Council Member Greg Casar

Proclamation – Austin Pride Month – To be presented by Council Member Jimmy Flannigan

Proclamation – Impact Austin Day – To be presented by Council Member Alison Alter

Adjourn

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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.