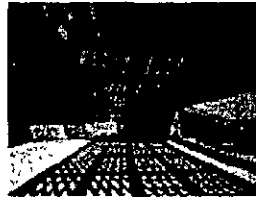
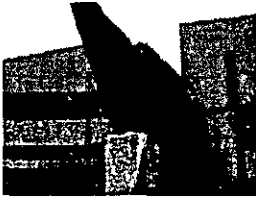


**AGENDA**

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**Thursday, September 28, 2006**

The Austin City Council will convene at 10:00 AM  
on Thursday, September 28, 2006, at Austin City Hall, Council Chambers,  
301 W. 2<sup>nd</sup> Street, Austin, TX 78701.



AUSTIN CITY CLERK  
POSTING DATE/TIME

2006 SEP 22 PM 4 18

- ▀ Mayor Will Wynn
- ▀ Mayor Pro Tem Betty Dunkerley
- ▀ Council Member Lee Leffingwell, Place 1
- ▀ Council Member Mike Martinez, Place 2
- ▀ Council Member Jennifer Kim, Place 3
- ▀ Council Member Brewster McCracken, Place 5
- ▀ Council Member Sheryl Cole, Place 6

For meeting information, contact City Clerk, 974-2210

# Austin City Council Agenda

*The City Council will go into a closed session under Chapter 551 of the Texas Government Code to receive advice from legal counsel, to discuss matters of land acquisition, to discuss personnel matters, to discuss or take action on a "competitive matter" of Austin Energy as provided for under Section 551.086, or for other reasons permitted by law as specifically listed on this agenda. If necessary, the City Council may go into a closed session as permitted by law regarding any item on this agenda.*

## Reading and Action on Consent Agenda

### Action on the Following:

#### Ordinances / Resolutions / Motions -

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

Pastor John Stennfeld, Christ Lutheran Church

10: 00 AM -- City Council Convenes

## Approval of Minutes

1. Approval of the minutes of the Austin City Council from the offsite annexation meeting of August 29, 2006, the regularly scheduled meeting of August 31, 2006, and the Budget meeting of September 11, 2006.

Backup Material

## Austin Energy

2. Approve the issuance of a Letter of Intent for a rebate in the amount of \$69,120 to BARR MANSION, Austin, TX, for the installation of a solar photovoltaic system at their facility located at 10463 Sprinkle Road. Funding is available in the amount of \$69,120 in the Fiscal Year 2005-2006 Amended Operating Budget of Austin Energy in the Conservation Rebates and Incentives Fund. Recommended by the Resource Management Commission.

Backup Material

3. Approve issuance of a rebate in the amount of \$70,652 to SAMSUNG ELECTRONICS CO. LTD., Austin, TX, for the installation of variable frequency drives on supply pumps and exhaust fan motors at their facility located at 12100 Samsung Blvd. Funding is available in the amount of \$70,652 in the Fiscal Year 2005-2006 Amended Operating Budget of the Conservation Rebates and Incentive Fund of Austin Energy. Recommended by the Resource Management Commission.  
**Backup Material**

#### **Austin Water Utility**

4. Authorize negotiation and execution of an amendment to the existing Cost Reimbursement Agreement with SIVE Construction Company, a Texas corporation, to use \$146,190 of the cost reimbursement dollars originally approved for reimbursement of City of Austin fees applicable to the construction of the 24-inch water improvements; for a maximum ("hard") construction cost reimbursement amount not to exceed \$1,550,190, and for an overall maximum cost reimbursement amount not to exceed the originally approved \$1,934,800. No fiscal impact. Recommended by the Water and Wastewater Commission.  
**Backup Material**
5. Authorize the City Manager to negotiate and execute an amendment with the City of Rollingwood to the "Agreement for Wholesale Wastewater Service Between the City of Rollingwood, Texas and the City of Austin, Texas" to allow the use of the City of Austin's winter month average billing methodology for certain property in the City of Rollingwood. No City funds are required by this action. Recommended by the Water and Wastewater Commission.  
**Backup Material**
6. Authorize execution of a Supplemental Amendment No.6 with TURNER COLLIE & BRADEN, INC., Austin, Texas 78746 for additional engineering design and bid phase services related to the Gilleland Creek Interceptor in the amount not to exceed \$109,331 for a total contract amount not to exceed \$3,317,583. Funding in the amount of \$109,331 is available in the Fiscal Year 2005-2006 Capital Improvement Budget of the Austin Water Utility. 10.15% MBE and 18.38% subcontractor participation to date. Recommended by Water & Wastewater Commission.  
**Backup Material**
7. Approve negotiation and execution of Interlocal Agreement for Pretreatment Services with Northtown Municipal Utility District to assist in performing pretreatment inspections, sampling, lab analyses, permitting, and enforcement support. The Northtown Municipal Utility District will pay the City for services rendered for time and materials plus overhead. Recommended by the Water and Wastewater Commission.  
**Backup Material**
8. Authorize the City Manager to negotiate and execute an agreement with Travis County Water Control and Improvement District No. 17 ("WCID No. 17") for the City's provision of retail water and wastewater service to a 43-acre tract located within WCID No. 17 and southeast of the intersection of FM 2222 and RM 620 and to amend the Agreement for Wholesale Wastewater Utility Service for the Comanche Canyon Ranch Extraterritorial Jurisdiction Planned Unit Development executed between the City and WCID No. 17. The Developer will be responsible for the

necessary infrastructure improvements. No City funding is required for this agreement. Recommended by the Water and Wastewater Commission.

**Backup Material**

#### **Community Care Services**

9. Authorize negotiation and execution of a Renewal and Fourth Amendment to the Interlocal Agreement with the Travis County Healthcare District ("Healthcare District") for the continued operation by the City of the community health clinic system, and continued management by the City of the Healthcare District's medical assistance programs, charity care programs and related matters for a one-year term, and to adjust payments to the City, and add 10.25 positions to Community Care Services Department. Funding sufficient to satisfy all City obligations under the interlocal agreement will be available in the net transfer of funds from the Travis County Healthcare District to the City of Austin in Fiscal Year 2006-2007.

**Backup Material**

#### **Financial and Administrative Services**

10. Approve a resolution authorizing the negotiation and execution of a Master Equipment Lease/Purchase Agreement and related agreements with Banc of America Leasing & Capital, LLC, as lessor, to finance the lease/purchase acquisition of up to \$2,340,000 in equipment referred to as the Airport Revenue Control System. \$349,000 in the first year debt service requirement is included in the Fiscal Year 2006-2007 Approved Operating Budget of the Aviation Department.

**Backup Material**

11. Approve a resolution declaring the City of Austin's official intent to reimburse itself from proceeds made available to the City pursuant to the terms of a Master Lease Purchase Agreement with Banc of America Leasing & Capital L.L.C. for expenditures in the amount of \$2,340,000 related to the acquisition of the Aviation Department's Airport Revenue Control System. \$2,340,000 to be reimbursed from the Master Lease Purchase Agreement.

**Backup Material**

12. Approve a resolution declaring the City of Austin's official intent to reimburse itself from long-term tax-exempt debt to be issued by or on behalf of the City in the amount of \$4,500,000 for expenditures related to water utility relocations and improvements associated with the Seaholm Redevelopment Project. \$4,500,000 in tax-exempt long-term debt expected to be issued by or on behalf of the City no earlier than August 2007. (Related to item # 51)

**Backup Material**

#### **Health and Human Services**

13. Approve an ordinance authorizing acceptance of grant funds in the amount of \$100,000 from the TEXAS DEPARTMENT OF STATE HEALTH SERVICES, INFECTIOUS DISEASE INTERVENTION AND CONTROL BRANCH, Austin, TX, for a total grant amount of \$278,059; and amending the Fiscal Year 2005-2006 Health and Human Services Department Operating Budget Special Revenue Fund of Ordinance 20050912-001, to add one full time equivalent position and to appropriate \$100,000 for the Tuberculosis Elimination Program. Funding in the amount of \$100,000 is available from the Texas Department of State Health Services, Infectious

Disease Intervention and Control Branch, Tuberculosis Elimination Division. The grant period is September 1, 2006 through August 31, 2007. No City match is required.

**Backup Material**

14. Approve an ordinance authorizing acceptance of \$439,168 in additional grant funds from the TEXAS DEPARTMENT OF STATE HEALTH SERVICES (DSHS), TITLE V AND HEALTH RESOURCES DEVELOPMENT OFFICE, Austin, TX, and amending the Fiscal Year 2005-2006 Health and Human Services Operating Budget Special Revenue Fund of Ordinance No. 20050912-001, to appropriate \$439,168 to provide a population-based intervention program to improve maternal and child health status in the Austin/Travis County area. Funding in the amount of \$439,168 is available from the Texas Department of State Health Services, Title V and Health Resources Development Office for a 20-month grant amount equal to \$616,790. The current grant period is September 1, 2006 through August 31, 2007. No City match is required.

**Backup Material**

15. Approve an ordinance authorizing acceptance of \$338,946 in grant funds from the TEXAS DEPARTMENT OF STATE HEALTH SERVICES (DSHS), NUTRITION SERVICES SECTION, Austin, TX; and amending the Fiscal Year 2005-2006 Health and Human Services Department Operating Budget Special Revenue Fund of Ordinance No. 20050912-001, to appropriate \$338,946 for the Women, Infants and Children (WIC) Program to enhance good health care at no cost to low income pregnant and postpartum women, infants and children identified to be at nutritional risk in Austin and Travis County. These additional grant funds bring the total grant amount to \$4,504,946. Funding in the amount of \$338,946 is available from the Texas Department of State Health Services, Nutrition Services Section. The grant period is October 1, 2005 through September 30, 2006. No City match is required. (Related to item # 29)

**Backup Material**

16. Authorize negotiation and execution of an Interlocal Cooperation Agreement between the CITY OF AUSTIN and the AUSTIN/TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION, Austin, TX, to provide Managed Services Organization services for eligible clients and their families, in an amount not to exceed \$177,569, with three 12-month renewal options in an amount not to exceed \$177,569 per renewal option, for a total agreement amount not to exceed \$710,276. Funding in the amount of \$177,569 is available in the Neighborhood Housing and Community Development Department Special Revenue Fund, from the Community Development Block Grant (CDBG 32nd Year) funds. The initial agreement term is October 1, 2006 through September 30, 2007. Funding for renewal options is contingent on available funding in future budgets.

**Backup Material**

17. Authorize execution of a 12-month contract with AUSTIN FAMILIES, INC. dba FAMILYCONNECTIONS, Austin, TX to provide childcare services for families in crisis, in an amount not to exceed \$263,272, with three 12-month renewal options in an amount not to exceed \$263,272 per renewal option, for a total agreement amount not to exceed \$1,053,088. Funding in the amount of \$263,272 is available in the Neighborhood Housing and Community Development Department Special Revenue Fund, the Community Development Block Grant (CDBG). The initial contract period for the contract will be October 1, 2006 – September 30, 2007. Renewal options

subject to available funding and performance. March 14, 2006, Child Care Council recommendations regarding CDBG funding; July 18, 2006, Community Development Commission approval of the 2006-2007 Action Plan.

**Backup Material**

18. Authorize execution of two 12-month contracts for HIV-related housing services with AIDS SERVICES OF AUSTIN, INC., Austin, TX in an amount not to exceed \$649,270, with two 12-month renewal options in an amount not to exceed \$649,270 per renewal option, for a total contract amount not to exceed \$1,947,810; and, PROJECT TRANSITIONS, INC, Austin, TX, in an amount not to exceed \$262,800, with two 12-month renewal options in an amount not to exceed \$262,800 per renewal option, for a total contract amount not to exceed \$788,400. Funding in the amount of \$940,000 is available in the Fiscal Year 2007 Approved Operating Budget of the Health and Human Services Department (HHSD) Special Revenue Fund HOPWA-HUD grant program. The contract period is October 1, 2006 to September 30, 2007; the grant period is October 1, 2006 to September 30, 2009. The Community Development Commission approved the Annual Action Plan on July 17, 2006.

**Backup Material**

**Law**

19. Authorize negotiation and execution of an amendment to the outside counsel contract with THOMPSON & KNIGHT, L.L.P., Austin, TX for negotiating and drafting documents related to the redevelopment of Robert Mueller Municipal Airport Project in an amount not to exceed \$100,000, with a total contract amount not to exceed \$1,166,500. Funding in the amount of \$100,000 is available in the Fiscal Year 2005-2006 Approved Operating Budget of the Economic Growth and Redevelopment Services Office.

**Backup Material**

**Neighborhood Planning & Zoning**

20. Approve second/third readings of an ordinance adding Section 25-2-812 to the City Code; amending Section 25-2-1406 of the City Code relating to Mobile Food Establishments; and providing for emergency passage.

**Backup Material**

21. Approve an amendment to Ordinance 20060608-120, relating to temporary regulations for a mobile food establishment, to extend the expiration date of the ordinance; and to provide for emergency passage.

**Backup Material**

22. Approve second/third readings of an ordinance amending Title 25 of the City Code relating to height provisions, compatibility provisions, noncomplying structure provisions, building permit provisions, and the applicability of the residential design and compatibility regulations adopted by Council on June 22, 2006; additional amendments necessary to reformat the residential design and compatibility regulations adopted by Council on June 22, 2006, including provisions related to the Residential Design and Compatibility Commission; repealing Ordinance No. 20060309-058 and Ordinance No. 20060622-022; and providing for emergency passage.

**Backup Material**

**Neighborhood Housing and Community Development**

23. Authorize the negotiation and execution of a one-year service agreement with the Austin Housing Finance Corporation in an amount not to exceed \$14,454,256 to manage and operate various City housing programs in Fiscal Year 2006-2007. The sources to fund the annual Austin Housing Finance Corporation (AHFC) service agreement include: \$1,043,000 from the Housing Trust Fund; \$500,000 from the City UNO-Housing Trust Fund; \$2,108,193 from the City S.M.A.R.T. Housing<sup>TM</sup> Capital Improvement Project Fund; \$3,831,263 from the HUD HOME Program; \$2,567,692 from the HUD Community Development Block Grant; \$101,815 from the HUD American Dream Down Payment initiative; \$450,000 from HUD Community Development Block Grant Program Income; \$2,711,040 from HUD HOME Program Income; \$524,000 from HOME Match Program Income; and \$617,253 from the General Fund.

**Backup Material**

#### **Parks and Recreation**

24. Approve an ordinance amending the Fiscal Year 2005-2006 Financial and Administrative Services Department Capital Budget CIP Contingency Fund of Ordinance No. 20050912-002 by transferring \$3,350,000 to the Parks and Recreation Department Capital Budget; and amending the Fiscal Year 2005-2006 Parks & Recreation Department Capital Budget of Ordinance No. 20050912-002, to appropriate \$3,350,000 for the Gustavo "Gus" L. Garcia Recreation Center. Funding in the amount of \$3,350,000 is available in the Fiscal Year 2005-2006 CIP Contingency. (Related to item # 32)

**Backup Material**

#### **Public Works**

25. Authorize the negotiation and execution of a contract and all documents necessary for the sale of approximately 209 square feet at 3rd Street and Lamar Boulevard to SPRING PARTNERS LTD., a Texas limited partnership, in the amount of \$11,200.

**Backup Material**

26. Authorize the negotiation and execution of a short term 12-month lease renewal for approximately 5,928 square feet of office space located at 1009 East 11th Street, from the EAST AUSTIN ECONOMIC DEVELOPMENT CORPORATION, for the Community Liaison Program of the Austin Police Department, and authorize the execution of a 12-month sublease renewal of approximately 600 square feet of the space to the Texas Music Museum, Inc., in an amount not to exceed \$130,416. Funding is available in the Fiscal Year 2005-2006 Approved Operating Budget of the Austin Police Department. Funding for the remaining contract period is contingent upon available funding in future budgets.

**Backup Material**

27. Authorize negotiation and execution of a 24-month lease for approximately 4,000 square feet of office space and approximately two acres of vehicle parking space for the Public Works Street and Bridge Division Central District, located at 3511 Manor Road, from CONTRACT CARRIERS INC c/o CSA MANAGEMENT, Austin, TX, in an amount not to exceed \$240,000. Funding for the contract period is contingent upon available funding in future budgets.

**Backup Material**

28. Authorize negotiation and execution of a 28-month lease renewal for 5,360 square feet

of space for the Twin Oaks Branch Library, located at 2301 S. Congress Ave., Suite 7, from JUNG MARLEY PARTNERSHIP, Austin, TX, in an amount not to exceed \$175,567.84. Funding for the remaining contract period is contingent upon available funding in future budgets.

**Backup Material**

29. Approve the negotiation and execution of a 15-year lease for approximately 6,280 square feet of medical and nutritional counseling space for the Women Infants and Children (WIC) program of the Health and Human Services Department, located at 8701A Research Boulevard, from VAN'S REAL ESTATE PARTNERSHIP, Austin TX, in an amount not to exceed \$2,947,238.05. Funding for the contract period is contingent upon available funding in future WIC grant programs. (Related to item # 15)

**Backup Material**

30. Approve a resolution to authorize the extension of a temporary staging area and material storage site easement on an approximately 15.034 acre tract of land in the John Applegate Survey 58, Abstract 29, Travis County, Texas, located along Cameron Road at Clear Creek Drive from JOSEPH, JOSEPH, and WILLIAMS PARTNERSHIP, a Texas General Partnership, in an amount not to exceed \$41,000 for the Austin Clean Water Program: Little Walnut at Centre Creek Project. Funding is included in the Fiscal Year 2005-2006 Capital Budget of the Austin Water Utility.

**Backup Material**

31. Authorize execution of a construction contract with AUSTIN UNDERGROUND, INC., Lago Vista, TX, for the Austin Clean Water Program: East 13th Street Alley Wastewater Improvements Project, for a total amount not to exceed \$331,786.50. Funding is included in the Fiscal Year 2005-2006 Capital Budget of the Austin Water Utility. Lowest of nine bids received. 16.26% MBE and 5.83% WBE subcontractor participation. Recommended by the Water and Wastewater Commission.

**Backup Material**

32. Authorize execution of a construction contract with BARECKY CONSTRUCTION COMPANY, Wimberley, TX, for the Gustavo "Gus" L. Garcia Recreation Center in an amount of \$6,252,496 plus a \$312,624 contingency, for a total contract amount not to exceed \$6,565,120. Funding in the amount of \$6,565,120 is available in the Fiscal Year 2005-2006 Approved Capital Budget of the Parks and Recreation Department. Best of two proposals received. 13.17% MBE and 14.61% WBE subcontractor participation. (Related to item # 24).

**Backup Material**

33. Authorize execution of a construction contract with FACILITIES REHABILITATION INC. (MBE/MH 93.84%), Fort Worth, TX, for the Austin Clean Water Program: Govalle 4 San Bernard Street Wastewater Improvements Project in an amount not to exceed \$213,066. Funding is included in the Fiscal Year 2005-2006 Capital Budget of the Austin Water Utility. Lowest of eight bids received. 0.00% MBE and 6.16% WBE subcontractor participation. Recommended by Water and Wastewater Commission.

**Backup Material**

34. Authorize execution of a construction contract with LEWIS CONTRACTORS, INC., Bertram, TX, for the Meadowheath Lift Station Decommission and Gravity Relief Main Project in an amount not to exceed \$263,605. Funding is available in the Fiscal Year 2005-2006 Capital Budget of the Austin Water Utility. Lowest of four bids



received. 17.59 % MBE and 5.52 % WBE subcontractor participation. Recommended by the Water and Wastewater Commission.

**Backup Material**

35. Authorize execution of a construction contract with MCLEAN CONSTRUCTION, LTD., Killeen, TX, for the Austin Clean Water Program: Govalle 3 Carson Creek at Montopolis Drive Wastewater Improvements Project in the amount of \$944,495, plus a \$51,505 contingency, for a total contract amount not to exceed \$996,000. Funding in the amount of \$996,000 is included in the Fiscal Year 2005-2006 Capital Budget of the Austin Water Utility. Lowest of four bids received. 15.77% MBE and 5.45% WBE subcontractor participation. Recommended by the Water and Wastewater Commission.

**Backup Material**

36. Authorize execution of a construction contract with MCLEAN CONSTRUCTION, LTD., Killeen, TX, for the Austin Clean Water Program: East 12th Street Alley Wastewater Improvements Project, in a total amount not to exceed \$234,596. Funding is included in the Fiscal Year 2005-2006 Capital Budget of the Austin Water Utility. Lowest of six bids received. 16.98% MBE and 6.66% WBE subcontractor participation. Recommended by Water and Wastewater Commission.

**Backup Material**

37. Authorize negotiations and execution of construction contracts with SPAWGLASS CONTRACTORS, INC., Austin, TX, and, SCHINDLER ELEVATOR CORPORATION, San Antonio, TX, for the Austin Bergstrom International Airport Elevator and Escalator Improvement Project in an aggregate amount not to exceed \$1,105,281. Funding is available in the Fiscal Year 2005-2006 Amended Capital Budget of the Aviation Department.

**Backup Material**

38. Authorize negotiation and execution of a professional services agreement with R.W. BECK, INC., Austin, TX to assess all available data and conduct a comprehensive and integrated expert evaluation providing data, recommendations, and written documentation for zero waste initiatives for the City of Austin and surrounding regions, in an amount not to exceed \$60,000. Funding is available in the Fiscal Year 2005-2006 Approved Operating Budget of the Solid Waste Services Department. Best qualification statement of two statements received. This contract will be awarded in compliance with Chapter 2-9B of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program.) No subcontracting opportunities were identified; therefore no goals were established for this solicitation. Solid Waste Advisory Commission (SWAC) recommends that Council not consider this item until more information has been reviewed and considered by SWAC.

**Backup Material**

39. Authorize an increase in the design-build agreement for the Austin-Bergstrom International Airport (ABIA) Terminal Baggage Screening Improvements Project with HENSEL PHELPS CONSTRUCTION CO., Austin, TX, in the amount of \$560,113, for a total amount not to exceed \$22,960,113. Funding in the amount of \$560,113 is included in the Fiscal Year 2005-2006 Amended Capital Budget of the Aviation Department. 26.74% DBE subcontractor participation to date (design phase); 17.65% DBE subcontractor participation to date (construction phase). Recommended by the Austin Airport Advisory Commission.

**Backup Material**

40. Approve a resolution adopting taxicab franchise evaluation criteria to select a new taxicab franchise. The taxicab permit fee of \$400 per year per permit is a revenue source. Recommended by the Urban Transportation Commission.

**Backup Material**

41. Approve an ordinance to amend Section 12-4-24 of the City Code to establish a maximum speed limit of 25 miles per hour on residential streets within the area bounded by Enfield Road to the south, North Lamar Boulevard to the east, Mo-Pac to the west, and Windsor Road to the north. Funding in the amount of \$2,200 is available in the Fiscal Year 2005-2006 Operating Budget of the Public Works Department for the installation of necessary signs.

**Backup Material**

42. Authorize negotiation and execution of an Interlocal Agreement between the City of Austin and the Capital Area Council of Governments (CAPCOG) for planning services related to completing the Pedestrian Master Plan (Phase II), in an amount not to exceed \$549,503. Funding is available in the Fiscal Year 2006-2007 Approved Capital Budget of the Public Works Department.

**Backup Material**

**Purchasing Office**

43. Authorize award and execution of a 24-month requirements supply contract with POWER SUPPLY INC., Austin, TX, for distribution capacitors in an estimated amount not to exceed \$132,000, with two 12-month extension options in an estimated amount not to exceed \$66,000 per extension option, for a total estimated contract amount not to exceed \$264,000. Funding in the amount of \$66,000 is available in the Fiscal Year 2006-2007 Approved Operating Budget of the Austin Energy Department. Funding for the remaining 12 months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid of three bids received. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

**Backup Material**

44. Approve ratification of a contract with POWER SUPPLY INC., Austin, TX, for transformer bushings in an amount not to exceed \$86,000. Funding is available in the Fiscal Year 2005-2006 Amended Capital Budget of the Austin Energy Department. Critical Business Need. This contract was awarded in compliance with Chapter 2-9D of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

**Backup Material**

45. Authorize award, negotiation and execution of a 12-month requirements service contract with JOHN RHODES INC., dba RHODES CONSULTING SERVICES INC., Longmont, CO, for staff augmentation services for MS Project 2003 and Project Server, in an estimated amount not to exceed \$150,000, with one 12-month extension option in an estimated amount not to exceed \$150,000, for a total estimated contract amount not to exceed \$300,000. Funding in the amount of \$150,000 is available in the Fiscal Year 2006-2007 Approved Operating Budget of Austin Energy. Funding for the extension option is contingent upon available funding in future

budgets. Best evaluated proposal of four proposals received. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

**Backup Material**

46. Authorize award, negotiation and execution of a 12-month requirements service contract with TAS Environmental Services, L. P., Fort Worth, TX, for remediation of hazardous materials spills in an estimated amount not to exceed \$305,558.76, with four 12-month extension options in an estimated amount not to exceed \$305,558.76 per extension option, for a total estimated contract amount not to exceed \$1,527,793.80. Funding in the amount of \$305,558.76 is available in the Fiscal Year 2006-2007 Approved Operating Budget of Austin Energy. Funding for the extension options is contingent upon available funding in future budgets. Best evaluated proposals of four proposals received. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

**Backup Material**

47. Authorize award and execution of a contract with TECHLINE, LTD, Austin, TX, for transmission line conductor in an amount not to exceed \$128,321.41. Funding is available in the Fiscal Year 2006-2007 Approved Capital Budget of the Austin Energy Department. Lowest bid of five bids received. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

**Backup Material**

48. Authorize award, negotiation and execution of a 12-month requirements service contract with TMG CONSULTING, INC., (MBE/MN) Austin, TX, for Customer Information Systems (CIS) gap analysis and related services in an estimated amount not to exceed \$217,100, with two 12-month extension options in an estimated amount not to exceed \$217,100 per extension option, for a total estimated contract amount not to exceed \$651,300. Funding in the amount of \$217,100 is available in the Fiscal Year 2006-2007 Approved Operating Budget of Austin Energy. Funding for the extension options is contingent upon available funding in future budgets. Best evaluated proposal of eight proposals received. This contract will be awarded in accordance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

**Backup Material**

49. Authorize award and execution of a contract with AMERON INTERNATIONAL, Phoenix, AZ, for the purchase of steel pipe for the Austin Water Utility in an estimated amount not to exceed \$447,603. Funding is available in the Fiscal Year 2005-2006 Capital Budget of the Austin Water Utility. Lowest bid of two bids received. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore no goals were established for this solicitation. (Related to item # 12)

**Backup Material**

50. Authorize execution of Amendment No. 7 to the requirements contract with ALLIED WASTE SERVICES, Del Valle, TX, to provide refuse and recyclable collection services for Austin-Bergstrom International Airport, to increase the contract in an estimated amount not to exceed \$166,131.20 for the current option period for a revised total contract amount not to exceed \$4,912,491.60. Funding in the amount of \$44,349.27 is available in the Fiscal Year 2005-2006 Approved Operating Budget of the Aviation Department. Funding in the amount of \$121,781.93 is available in the Fiscal Year 2006-2007 Approved Operating Budget. Contract Amendment. Approved by Austin Airport Advisory Commission. **Backup Material**

51. Authorize negotiation and execution of an Interlocal Agreement with the TARRANT COUNTY COOPERATIVE PURCHASING PROGRAM, Fort Worth, TX, for the purchase of various types of goods and services offered on contracts available to the City. Procurements under this interlocal agreement will not be made unless funds are available in appropriate Departmental budgets. Cooperative Purchase. **Backup Material**

52. Authorize award and execution of 12-month requirements supply contract with the STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES (DIR) Austin, TX, for the purchase of various computer hardware products and maintenance in an estimated amount not to exceed \$14,962,556. Funding in the amount of \$5,601,409 is available in Fiscal Year 2006-2007 Proposed Operating Budgets of various departments. Funding in the amount of \$70,000 is available in the Fiscal Year 2006-2007 Proposed Grant Budget of the Public Safety and Emergency Management department. Funding in the amount of \$9,291,147 is available in the Fiscal Year 2006-2007 Proposed CIP Budgets of various departments. **Backup Material**

53. Authorize award and execution of a contract through the HOUSTON-GALVESTON AREA COUNCIL OF GOVERNMENTS (HGAC), with CALDWELL COUNTRY CHEVROLET, Caldwell, TX, for the purchase of three police utility vehicles in an amount not to exceed \$92,175. Funding is available in the Fiscal Year 2006-2007 Approved Vehicle Acquisition Fund of the Financial and Administrative Services Department. Cooperative Purchase. **Backup Material**

54. Authorize award and execution of a contract through the TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD), with COLUMBUS COUNTRY DODGE, Columbus, TX, for the purchase of seven patrol sedans in an amount not to exceed \$169,694.98. Funding in the amount of \$72,726.42 is available in the Fiscal Year 2006-2007 Approved Vehicle Acquisition Fund of the Financial and Administrative Services Department. Funding in the amount of \$96,968.56 is available in the Fiscal Year 2006-2007 Approved Operating Budget of the Aviation Department. Cooperative Purchase. **Backup Material**

55. Authorize award and execution of a contract through the TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD) with SIDDONS FIRE APPARATUS, INC., Houston, TX, for the purchase of four pumper fire trucks in an amount not to exceed \$1,827,532. Funding is available in the Fiscal Year 2006-2007 Approved Vehicle Acquisition Fund of the Financial and Administrative Services Department. Cooperative Purchase. **Backup Material**

56. Authorize award and execution of a contract through the TARRANT COUNTY COOPERATIVE PURCHASING PROGRAM with PHILPOTT MOTORS, LTD., Nederland, TX, for the purchase of 112 police patrol sedans in an amount not to exceed \$2,483,869.92. Funding in the amount of \$2,151,208.77 is available in the Fiscal Year 2006-2007 Approved Vehicle Acquisition Fund of the Financial and Administrative Services Department. Funding in the amount of \$332,661.15 is available in the Fiscal Year 2006-2007 Approved Operating Budget of the Austin Police Department.  
**Backup Material**
57. Authorize award and execution of a contract through the TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD) with WHEELED COACH INDUSTRIES, Winter Park, FL, for the purchase of six ambulances in an amount not to exceed \$1,041,060. Funding in the amount of \$867,550 is available in the Fiscal Year 2006-2007 Approved Vehicle Acquisition Fund of the Financial and Administrative Services Department. Funding in the amount of \$173,510 is available in the Fiscal Year 2006-2007 Approved One-time Expenditure Operating Budget of the Financial and Administrative Services Department. There is no unanticipated fiscal impact. A fiscal note is not required. Cooperative Purchase.  
**Backup Material**
58. Authorize award, negotiation and execution of a 12-month requirements service contract with HILB, ROGAL & HOBBS, Houston, TX for all-risk property and boiler & machinery insurance and loss prevention services for City property in an amount not to exceed \$2,060,705, with three 12-month extension options in amounts not to exceed \$2,472,846 for the first option, \$2,967,415 for the second option, \$3,560,898 for the third option for a total contract amount not to exceed \$11,061,864. Funding in the amount of \$2,060,705 is available in the Fiscal Year 2006-2007 Approved Operating Budgets of various City departments. Funding for the extension options is contingent upon available funding in future budgets. Best evaluated proposal of three proposals received. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.  
**Backup Material**
59. Authorize award and execution of two 12-month supply requirements contracts with AMERICAN TRAFFIC SUPPLY MATERIALS, INC., Orange Park, FL, for vinyl electronically cuttable film for traffic signs in an estimated amount not to exceed \$93,621.25, with two 12-month extension options in an estimated amount not to exceed \$93,621.25 per extension option, for a total estimated contract amount not to exceed \$280,864; and with 3M COMPANY, St. Paul, MN, for high intensity traffic sign sheeting in an estimated amount not to exceed \$88,285.90, with two 12-month extension options in an estimated amount not to exceed \$88,285.90 per extension option, for a total estimated contract amount not to exceed \$264,858, for the Public Works Department. Funding in the amount of \$181,907.15 is available in the Fiscal Year 2006-2007 Approved Operating Budget of the Public Works Department. Funding for the extension options is contingent upon available funding in future budgets. Low bids of seven bids received. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program.) No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.  
**Backup Material**

60. Authorize award and execution of a contract through the TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD) with: COOPER EQUIPMENT COMPANY, San Antonio, TX for the purchase of one 55-ton capacity detachable gooseneck trailer in an amount not to exceed \$67,469.71. Funding is available in the Fiscal Year 2005-2006 Amended Capital Budget of the Public Works Department. Cooperative Purchase.

**Backup Material**

61. Authorize award and execution of a 12-month service requirements contract with PBS&J, Austin TX, for street sign data field collection services for the Public Works Department in an estimated amount not to exceed \$312,400, with two 12-month extension options in an estimated amount not to exceed \$312,400, for a total estimated contract amount not to exceed \$937,200. Funding in the amount of \$312,400 is available in the Fiscal Year 2005-2006 Amended Capital Budget of the Public Works Department. Funding for the extension options is contingent upon available funding in future budgets. Low bid of eleven bids received. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program.) No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

**Backup Material**

#### **Telecommunications & Regulatory Affairs.**

62. Approve second reading of an ordinance granting a franchise agreement to Texas Gas Service, a division of ONEOK, Inc. to provide natural gas distribution services. Funding in the amount of \$6,548,600 in Franchise Fee Revenue was included in the Fiscal Year 2006-2007 Approved Budget. Presented to Council Subcommittee for Emerging Technology and Telecommunications.

**Backup Material**

#### **Watershed Protection and Development Review**

63. Approve a resolution authorizing negotiation and execution of an agreement with the Texas Forest Service (TFS) of the Texas A&M University System for U.S. Department of Agriculture Forest Service funding for an Oak Wilt Suppression grant with required City matching funds of \$25,000. Funding of up to \$25,000 is available in U.S. Department of Agriculture Forest Service grant funding administered by the Texas Forest Service. Local matching funds of \$25,000 are required in local matching funds and are available in the Fiscal Year 2006-2007 Approved Operating Budget of the Watershed Protection and Development Review Department.

**Backup Material**

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

64. Approve appointments to citizen board and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members.

**Backup Material**

65. Approve the cancellation of the October 26, 2006 Austin City Council meeting. (Mayor Will Wynn Mayor and Pro Tem Betty Dunkerley)

**Backup Material**

66. Set a public hearing to receive comment about the proposed Lakewood Ramp, located at Lakewood Drive at FM 2222, and provide policy direction to the City Manager. (Suggested date and time: November 2, 2006 at 6:00 p.m., Austin City Hall, Council Chambers, 301 W. Second Street, Austin, TX.) (Council Member Brewster McCracken, Council Member Lee Leffingwell and Council Member Sheryl Cole)  
**Backup Material**
67. Approve a resolution supporting the U.S. Conference of Mayors and the National Recreation and Park Association in helping to advocate for and implement the new "National Agenda for Urban Parks and Recreation". (Mayor Will Wynn, Council Member Lee Leffingwell and Council Member Brewster McCracken)  
**Backup Material**
68. Approve a resolution directing the City Manager to seek withdrawal of a request for an opinion by the Attorney General of the State of Texas submitted on behalf of the City of Austin regarding an ordinance proposed by the American Federation of State, County and Municipal Employees (AFSCME) to establish a consultation process for the non-civil service employees of the City of Austin. (Council Member Lee Leffingwell and Council Member Brewster McCracken )  
**Backup Material**
69. Approve a resolution authorizing the City Manager to allocate four permanent parking spaces in the vicinity of City Hall and other areas to be determined on the basis of demonstrated need; designate a suitable number of license plates to be exempt from City parking meter charges for Austin CarShare, Inc. vehicles; and, implement a 12-month pilot program with a City department(s) to be designated by the City Manager to utilize the Austin CarShare program and negotiate and execute all appropriate documents to implement the pilot program. (Council Member Sheryl Cole and Council Member Lee Leffingwell )  
**Backup Material**
70. Approve a resolution directing the City Manager to implement accountability guidelines for the affordable housing bonds set for the November 7, 2006 City bond election. (Mayor Pro Tem Betty Dunkerley, Council Member Sheryl Cole Council and Member Mike Martinez)  
**Backup Material**
71. Approve a resolution extending the amount of time the Water Conservation task force has to report recommendations to the Austin City Council from 90 days to 120 days. (Council Member Lee Leffingwell, Mayor Will Wynn and Council Member Sheryl Cole)  
**Backup Material**
72. Approve a resolution directing the City Manager to work with the Design Commission to update and revise the Downtown Design Guidelines, to include recommendations on density bonus options that can be required in exchange for public amenities such as affordable housing, plazas and open space. (Council Member Lee Leffingwell, Council Member Brewster McCracken and Mayor Pro Tem Betty Dunkerley)  
**Backup Material**
73. Approve an ordinance waiving the wastewater capital recovery fees in Chapter 25-9, Article 3 of the City Code for the properties located at 4308 Bunny Run, 4312 Bunny Run, 4314 Bunny Run, and 4400 Bunny Run, Austin, TX. (Council Member Brewster

McCracken, Council Member Lee Leffingwell and Council Member Sheryl Cole)

**Backup Material**

74. Approve an ordinance amending Ordinance No. 20060202-016, extending the terms of office of the Presiding Judge, Associate Judges including the Downtown Community Court Judge and Substitute Judges, of the City of Austin Municipal Court. (Mayor Will Wynn, Council Member Mike Martinez and Council Member Sheryl Cole)

**Backup Material**

75. Approve an ordinance amending Ordinance No. 20060202-016, appointing Associate and Substitute Judges to the City of Austin Municipal Court. (Recommended by the Judicial Committee.) (Mayor Will Wynn, Council Member Mike Martinez and Council Member Sheryl Cole)

**Backup Material**

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

76. Set a public hearing to consider a request for a waiver from the minimum distance requirement of City Code, Section 4-9-4(A) which requires 300 feet between a business that proposes to sell alcoholic beverages at 1000 West Lynn Street ("Galaxy Cafe") and a public school, Mathews Elementary School, at 1111 West 6th Street. (Suggested date and time: October 5, 2006 at 6:00 p.m., Austin City Hall, Council Chambers, 301 W. Second Street, Austin, TX.)

**Backup Material**

**12: 00 PM -- Citizen Communications: General**

Sylvia Benini - City Policies

Frances Hanlon - Peace

Susana Almanza - No Toll Roads

Bonnie Brock - Reduction of Solid Waste Cost

Albert Hernandez - Austin Watershed Protection Review Department

Pat Johnson - When Can We Please Have an Answer

Hart Vigas - Peace

Evelyn Herczog - Tap Permit Application, pending since September 1st

Trek English - Walnut Creek

Nailah Sankofa - Art Funding and First Night Austin

**Executive Session**



77. Discuss the appointment of additional individual Associate and Substitute Judges of the City of Austin Municipal Court. (Personnel Matters - Section 551.074)  
**Backup Material**
78. Discuss legal issues regarding the exchange, lease, sale, and value of certain real property located in eastern Travis County managed by Austin Energy and purchased using tax exempt bonds. (Private Consultation with Attorney - Section 551.071)  
**Backup Material**
79. Discuss the exchange, lease, sale, and value of certain real property located in eastern Travis County managed by Austin Energy and purchased using tax exempt bonds. (Real Property - Section 551.072)  
**Backup Material**

**2: 00 PM -- Briefings**

80. Presentation by the Downtown Commission on their August 3, 2006 Report to the City Council concerning Downtown Development.

**3: 00 PM -- Austin Housing Finance Corporation Board of Directors Meeting**

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 re-convene (See attached AHFC agenda).

**4: 00 PM -- Zoning Ordinances / Restrictive Covenants (HEARINGS CLOSED)**

81. C14-06-0023 - Marks 4 - Approve third reading of an ordinance amending Chapter 25-2 of the Austin City by rezoning property locally known as 2301 East Riverside Drive (Town Lake Watershed) from family residence (SF-3) district zoning to neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning for Tract 1 and limited office-conditional overlay (LO-CO) combining district zoning for Tract 2. First reading approved on June 22, 2006. Vote: 7-0. Second reading approved on August 9, 2006. Vote: 7-0. Applicant: Eddie Dean. Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Robert Heil, 974-2330.  
**Backup Material**
82. C14-06-0032 - San Jose Church and Arandas - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2510 South First Street (East Bouldin Creek Watershed) from family residence (SF-3) district zoning to general commercial services-conditional overlay (CS-CO) combining district zoning; general office-conditional overlay (GO-CO) combining district zoning; community commercial-conditional overlay (GR-CO) combining district zoning; and limited office-conditional overlay (LO-CO) combining district zoning. First reading approved on June 22, 2006. Applicant: Father Tom Frank and Daniel Camerena. Agent: LOC Consulting (Alma Mulieri). City Staff: Robert Heil, 974-2330.  
**Backup Material**
83. C14-06-0129 - Pavilion Park and Ride Expansion - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property

locally known as 11979 Research Boulevard and 11933 Jollyville Road (Walnut Creek Watershed) from public (P) district zoning; limited office (LO) district zoning and community commercial (GR) district zoning to general commercial services-conditional overlay (CS-CO) combining district zoning for Tract 1, and limited office-conditional overlay (LO-CO) combining district zoning for Tract 2. First reading approved on August 31, 2006. Vote: 7-0. Applicant: Capital Metro (John Hodges); Compass Properties (Mitchell Wong). Agent: Doucet & Associates (Ted McConaghy). City Staff: Sherri Sirwaitis, 974-3057. **Backup Material**

84. C14-06-0141 - Children's Courtyard - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 5811 Southwest Parkway (Barton Creek Watershed - Barton Springs Zone) from development reserve (DR) district zoning to neighborhood commercial-conditional overlay (LR-CO) combining district zoning. First reading approved on August 24, 2006. Vote: 7-0. Applicant: Andy and Joy Rites. Agent: McDill Engineering (Tom McDill). City Staff: Robert Heil, 974-2330.

**Backup Material**

85. C14-06-0138 - 4711 East Riverside - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 4711 East Riverside Drive (Country Club Creek Watershed) from general office (GO) district zoning to general office-mixed use-conditional overlay (GO-MU-CO) combining district zoning. First reading approved on August 9, 2006. Vote: 7-0. Applicant: TSB Resource (Terry Blankenship). Agent: Clark, Thomas & Winters (John Joseph). City Staff: Robert Heil, 974-2330.

**Backup Material**

86. C14-06-0136 - Gate Terrace - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1701 and 1703 Windoak (Harper's Branch Watershed) from family residence (SF-3) district zoning to townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning. First reading approved on August 31, 2006. Vote: 7-0. Applicant: Jim Cummings. Agent: Urban Design (Laura Touns). City Staff: Robert Heil, 974-2330.

**Backup Material**

87. C14-06-0132 - Rathgeber Village - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 4800 Manor Road (Tannehill Branch Watershed) from family residence (SF-3) district zoning and planned unit development (PUD) district zoning to general office-mixed use-conditional overlay (GO-MU-CO) combining district zoning. First reading approved on August 24, 2006. Vote: 7-0. Applicant: Catellus Austin L.L.C. (Greg Weaver). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Robert Heil, 974-2330.

**Backup Material**

88. C14-06-0115 - Jenkins 20/21 - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 4208 Manchaca Road (West Bouldin Creek Watershed) from neighborhood commercial (LR) district zoning and family residence (SF-3) district zoning to neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning. First reading approved on July 27, 2006. Vote: 7-0. Applicant: Robert Jenkins. Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Robert Heil, 974-

2330.

**Backup Material**

89. C14-06-0114 - Our Lady Catholic Church - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1320 E. 51st Street (Tannehill Branch Watershed) from family residence (SF-3) district zoning to limited office-conditional overlay (LO-CO) combining district zoning. First reading approved on July 27, 2006. Vote: 7-0. Applicant: Our Lady Catholic Church (Rev. Don J. Sawyer). Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Robert Heil, 974-2330.

**Backup Material**

90. C14-06-0097 - Cody Pools - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2300 West Parmer Lane (Walnut Creek Watershed) from interim-rural residence (I-RR) district zoning to neighborhood commercial-conditional overlay (LR-CO) combining district zoning. First reading approved on August 31, 2006. Vote: 7-0. Applicant: Cody Pools, Inc. (Michael R. Church). Agent: Permit Me (Maureen Morphew). City Staff: Sherri Sirwaitis, 974-3057.

**Backup Material**

91. C14-06-0079 - Bluebonnet Creek - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2215 Bluebonnet Lane (Barton Creek Watershed-Barton Springs Zone) from family residence (SF-3) district zoning to multi-family residence-medium density-conditional overlay (MF-3-CO) combining district zoning. First reading approved on August 24, 2006. Vote: 7-0. Applicant: Howard Baker. Agent: David Ward. City Staff: Robert Heil, 974-2330.

**Backup Material**

**4: 00 PM -- Zoning and Neighborhood Plan Amendments (Public Hearings and Possible Action)**

- 92 PH. C14-06-0119 - Beverly's - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 8504 South Congress Avenue (Onion Creek Watershed) from development reserve (DR) district zoning to commercial-liquor sales (CS-1) district zoning. Staff Recommendation: To grant commercial-liquor sales-conditional overlay (CS-1-CO) combining district zoning for Tract 1, and general commercial services-conditional overlay (CS-CO) combining district zoning for Tract 2. Zoning and Platting Commission Recommendation: To grant commercial-liquor sales-conditional overlay (CS-1-CO) combining district zoning for Tract 1, and general commercial services-conditional overlay (CS-CO) combining district zoning for Tract 2. Applicant: Jay Coulter Baker. Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Wendy Walsh, 974-7719.

**Backup Material**

- 93 PH. C14-06-0137 - CVS William Cannon at MoPac - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 4001 West William Cannon Drive (Williamson Creek Watershed-Barton Springs Zone) from limited office-conditional overlay (LO-CO) combining district zoning to neighborhood commercial (LR) district zoning. Staff Recommendation: To grant neighborhood commercial-conditional overlay (LR-CO)

combining district zoning. Zoning and Platting Commission Recommendation: To grant neighborhood commercial-conditional overlay (LR-CO) combining district zoning. Applicant: Rancho Garza, Ltd. (Ron White) and C. Daniel Wheelus. Agent: Drenner Golden Stuart Wolff, L.L.P. (Michelle Haussmann). City Staff: Wendy Walsh, 974-7719.

**Backup Material**

- 94 PH. C14-06-0153 - Austin First Church - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1203 Bastrop Highway (Carson Creek Watershed) from interim-rural residence (I-RR) district zoning; interim-single-family residence-standard lot (I-SF-2) district zoning, and general commercial services (CS) district zoning to general commercial services (CS) district zoning. Staff Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning. Applicant: United Pentecostal Church of Jesus Christ (Pastor Charles Stephens). Agent: Clark, Thomas & Winters APC (Kelly Cannon). City Staff: Wendy Walsh, 974-7719.

**Backup Material**

- 95 PH. C14-06-0154 - The Domain - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 10701 North MoPac Expressway (Walnut Creek/Shoal Creek Watershed) from major industrial-planned development area (MI-PDA) combining district zoning to major industrial-planned development area (MI-PDA) combining district zoning to change a condition of zoning. Staff Recommendation: To grant major industrial-planned development area (MI-PDA) combining district zoning to change a condition of zoning. Planning Commission Recommendation: To grant major industrial-planned development area (MI-PDA) combining district zoning to change a condition of zoning. Applicant: The Domain Shopping Center, L.P. (Tom Schneider). Agent: Drenner, Golden, Stuart, Wolff, L.L.P. (Michelle Haussmann). City Staff: Jorge E. Rousselin, 974-2975.

**Backup Material**

- 96 PH. C14-06-0140 - Church for the Holy Vietnamese Martyrs Parish Diocese of Austin - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1112 East Yager Lane (Walnut Creek Watershed) from townhouse and condominium residence (SF-6) district zoning, and development reserve (DR) district zoning to community commercial (GR) district zoning. Staff Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning for Tract 1 and neighborhood office-conditional overlay (NO-CO) combining district zoning for Tract 2. Zoning and Platting Commission Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning for Tract 1 and neighborhood office-conditional overlay (NO-CO) combining district zoning for Tract 2. Applicant: Roman Catholic Diocese of Austin (The Most Reverent Bishop Gregory M. Aymond). Agent: Bury & Partners, Inc. (Melissa Matthiesen). City Staff: Sherri Sirwaitis, 974-3057.

**Backup Material**

- 97 PH. C14-06-0101 - Ravenscroft - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as the 11401-11499 Block of Manchaca Road (Slaughter Creek Watershed) from

interim-rural residence (I-RR) district zoning to townhouse and condominium residence (SF-6) district zoning. Staff Recommendation: To grant townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning with conditions. Zoning and Platting Commission Recommendation: To grant townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning with conditions. Applicant: Huston-Tillotson University (Larry L. Earvin). Agent: Bury & Partners (Melissa Matthiesen). City Staff: Wendy Walsh, 974-7719.

**Backup Material**

- 98 PH. C14-06-0102 - Ravenscroft - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 11301-11351 Block of Manchaca Road (Slaughter Creek Watershed) from interim-rural residence (I-RR) district zoning to townhouse and condominium residence (SF-6) district zoning. Staff Recommendation: To grant townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning with conditions. Zoning and Platting Commission Recommendation: To grant townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning with conditions. Applicant: Huston-Tillotson University (Larry L. Earvin). Agent: Bury & Partners (Melissa Matthiesen). City Staff: Wendy Walsh, 974-7719.

**Backup Material**

- 99 PH. C14-06-0135 - Private Mini Storage - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 604 and 700 Corral Lane and 7116 South IH-35 Service Road Southbound (South Boggy Creek Watershed) from single-family residence-standard lot (SF-2) district zoning and family residence (SF-3) district zoning to general commercial services (CS) district zoning. Staff Recommendation: To deny general commercial services (CS) district zoning. Zoning and Platting Commission Recommendation: To be reviewed on October 3, 2006. Applicant: Amy Trost and Christopher Masey; DL Chase Investments (Daniel Case). Agent: Lopez-Phelps & Associates, LLP (Amelia Lopez-Phelps). City Staff: Wendy Walsh, 974-7719. A valid petition has been filed in opposition to this rezoning request.

**Backup Material**

- 100 PH. C14-06-0120 - Martin 1 & 2 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 101-103 East Braker Lane (Shoal Creek Watershed) from limited office (LO) district zoning to neighborhood commercial (LR) district zoning. Staff Recommendation: To deny neighborhood commercial (LR) district zoning. Zoning and Platting Commission Recommendation: To deny neighborhood commercial (LR) district zoning. Applicant: Billie A. Martin. Agent: Jim Bennett. City Staff: Jorge E. Rousselin, 974-2975.

**Backup Material**

- 101 PH. C14-06-0142 - Ed's Mountain Shadow - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 8800 and 8702 Sky Mountain Drive (Williamson Creek Watershed - Barton Springs Zone) from rural residence (RR) district zoning to warehouse limited office (W/LO) district zoning. Staff Recommendation: To deny warehouse limited office (W/LO) district zoning. Planning Commission Recommendation: To deny warehouse limited office (W/LO) district zoning. Applicant: Judith Elain Legget. Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Robert Heil, 974-2330.

**Backup Material**

- 102 PH C14-06-0158 - Oasis in West Campus - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1801 Nueces Street ((Shoal Creek Watershed) from general office (GO) 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. Applicant: Oasis in West Campus (Darryl L. Mobley). Agent: Carter Design Associates (Donna D. Carter). City Staff: Jorge E. Rousselin, 974-2975.

**Backup Material**

- 103 PH NPA-05-0021 - Conduct a public hearing and approve an ordinance amending the Austin Tomorrow Comprehensive Plan by adopting the East Riverside/Oltorf Combined Neighborhood Plan. The combined planning area is bounded by IH-35 on the west, Town Lake and the Colorado River on the north, Grove Boulevard and Montopolis Drive on the east and State Highway 71 (Ben White Boulevard East) on the south.

**Backup Material**

- 104 PH C14-05-0111 - Parker Lane Neighborhood Plan Combining District - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property bounded on the north by Oltorf Street, on the east by Montopolis Drive, on the south by Ben White Blvd./US 71, and on the west by IH-35 (Blunn, Carson, Country Club, Harpers Branch, Town Lake, Williamson Watersheds). The proposed zoning change will create the Parker Lane Neighborhood Plan Combining District (NPCD) and implement the land use recommendations of the East Riverside/Oltorf Combined Neighborhood Plan for a total of 14 tracts (within the planning area of 1,130.72 acres). Under the proposed Parker Lane NPCD, "Small Lot Amnesty", "Garage Placement", "Impervious Cover and Parking Placement Restrictions" are proposed for the entire area. "Prohibited Parking in the Front Yard" is proposed for the entire area except for the Burleson Heights and Terrilance Subdistricts. The Burleson Heights Subdistrict is generally described as a triangular shaped area bounded by the northern boundary of the Burleson Road Heights Subdivision to the north, the eastern boundary of the Burleson Road Heights Subdivision on the east to the eastern boundary of the Polvado Subdivision southward to a point at Burleson Road near the intersection of Santa Monica Drive, and the western boundary of the Burleson Road Heights Subdivision to Burleson Road on the west. The Subdistrict includes Douglas Street, Princeton Drive, Ware Road, Benjamin Street and a portion of Burleson Road. The Terrilance Subdistrict is generally described as the area bounded by the northern boundaries of the Reissig Heights Subdivision No. 3 and Markhills Subdivision on the north, the eastern boundary of Markhills Subdivision to the east, the southern boundaries of Reissig Heights Subdivision No.2 and the Markhills Subdivision on the south, and Burleson Road on the west. The Subdistrict includes Terrilance Drive and a portion of Pleasant Valley Road. The "Urban Home" special use is proposed for the Parker Lane, and Mission Hill Subdistricts. The Parker Lane Subdistrict includes the lots adjoining the east side of Parker Lane between Carlson Drive and Wickshire Lane within the Greenbriar Subdivision, Section Two, Resub of Block F. The Mission Hill Subdistrict includes the lots adjoining the north and south sides of Mission Hill Drive within the Mission Hill and Mission Hill Section Four Subdivisions and the lots adjoining the south side of Mission Hill Dr. within the Mission Hill Section Three Subdivision. The Neighborhood Mixed Use Building special use is proposed for Tracts 201 and 201A.

The City Council may approve a zoning change to any of the following: Rural Residential (RR); Single-Family Residence – Large Lot (SF-1); Single-Family Residence—Standard Lot (SF-2); Family Residence (SF-3); Single-Family – Small Lot & Condominium Site (SF-4A/B); Urban Family Residence (SF-5); Townhouse & Condominium Residence (SF-6); Multi-Family Residence - Limited Density (MF-1); Multi-family Residence - Low Density (MF-2); Multi-family Residence - Medium Density (MF-3); Multi-family Residence – Moderate-High Density (MF-4); Multi-family Residence - High Density (MF-5); Multi-family Residence - Highest Density (MF-6); Mobile Home Residence (MH); Neighborhood Office (NO); Limited Office (LO); General Office (GO); Commercial Recreation (CR); Neighborhood Commercial (LR); Community Commercial (GR); Warehouse / Limited Office (W/LO); Commercial Services (CS); Commercial-Liquor Sales (CS-1); Commercial Highway (CH); Industrial Park (IP); Major Industrial (MI); Limited Industrial Services (LI); Research and Development (R&D); Development Reserve (DR); Agricultural (AG); Planned Unit Development (PUD); Historic (H); and Public (P). A Conditional Overlay (CO), Planned Development Area Overlay (PDA), Mixed Use Combining District Overlay (MU); Neighborhood Conservation Combining District (NCCD); or Neighborhood Plan Special Use (NP) may also be added to these zoning base districts. Applicant and Agent: City of Austin, Neighborhood Planning and Zoning Department. City Staff: Robert Heil 974-2330 and Melissa Laursen 974-7226

**Backup Material**

- 105 PH C14-05-0112 – Riverside Neighborhood Plan Combining District - Conduct a public hearing and approve and ordinance amending Chapter 25-2 of the Austin City Code by rezoning property bounded on the north by Town Lake, on the east by Pleasant Valley Road, on the south by Oltorf Street, and on the west by IH-35 (Colorado River, Country Club, Harpers Branch, Town Lake Watersheds). The proposed zoning change will create the Riverside Neighborhood Plan Combining District (NPCD) and implement the land use recommendations of the East Riverside/Oltorf Combined Neighborhood Plan for a total of 28 tracts (within the planning area of 729.96 acres). Under the proposed Riverside NPCD, “Small Lot Amnesty”, “Garage Placement”, “Impervious Cover and Parking Placement Restrictions” and “Prohibited Parking in the Front Yard” are proposed for the entire area. The Neighborhood Mixed Use Building special use is proposed for Tracts 21, 22, 35, 37, 38, 41, 42, 43, 43A, 44, 45, 45A, 45B, 47 and 51. The Neighborhood Urban Center special use is proposed for Tracts 21, 22, 35, 37, 38, 41, 42, 43, 43A, 44, 45, 45A and 45B. The City Council may approve a zoning change to any of the following: Rural Residential (RR); Single-Family Residence – Large Lot (SF-1); Single-Family Residence—Standard Lot (SF-2); Family Residence (SF-3); Single-Family – Small Lot & Condominium Site (SF-4A/B); Urban Family Residence (SF-5); Townhouse & Condominium Residence (SF-6); Multi-Family Residence - Limited Density (MF-1); Multi-family Residence - Low Density (MF-2); Multi-family Residence - Medium Density (MF-3); Multi-family Residence – Moderate-High Density (MF-4); Multi-family Residence - High Density (MF-5); Multi-family Residence - Highest Density (MF-6); Mobile Home Residence (MH); Neighborhood Office (NO); Limited Office (LO); General Office (GO); Commercial Recreation (CR); Neighborhood Commercial (LR); Community Commercial (GR); Warehouse / Limited Office (W/LO); Commercial Services (CS); Commercial-Liquor Sales (CS-1); Commercial Highway (CH); Industrial Park (IP); Major Industrial (MI); Limited Industrial Services (LI); Research and Development (R&D); Development Reserve (DR); Agricultural (AG); Planned Unit Development (PUD); Historic (H); and Public (P). A Conditional Overlay (CO), Planned Development Area Overlay (PDA), Mixed Use Combining District Overlay (MU); Neighborhood Conservation

Combining District (NCCD); or Neighborhood Plan Special Use (NP) may also be added to these zoning base districts. Applicant and Agent: City of Austin, Neighborhood Planning and Zoning Department. City Staff: Robert Heil 974-2330 and Melissa Laursen 974-7226

**Backup Material**

106 PH C14-05-0113 – Pleasant Valley Neighborhood Plan Combining District - Conduct a public hearing and approve and ordinance amending Chapter 25-2 of the Austin City Code by rezoning property bounded on the north by the Colorado River, on the east by Grove Blvd., on the south by Oltorf Street and on the west by Pleasant Valley Road save and except approximately 183 acres of land known as the Austin Community College "ACC" tract (Colorado River, Country Club, Town Lake Watersheds). The proposed zoning change will create the Pleasant Valley Neighborhood Plan Combining District (NPCD) and implement land use recommendations of the East Riverside/Oltorf Combined Neighborhood Plan for a total of 4 tracts (within the planning area of 1,275 acres). Under the proposed Pleasant Valley NPCD, "Small Lot Amnesty", "Garage Placement", "Impervious Cover and Parking Placement Restrictions" and "Prohibited Parking in the Front Yard" are proposed for the entire area. The City Council may approve a zoning change to any of the following: Rural Residential (RR); Single-Family Residence – Large Lot (SF-1); Single-Family Residence—Standard Lot (SF-2); Family Residence (SF-3); Single-Family – Small Lot & Condominium Site (SF-4A/B); Urban Family Residence (SF-5); Townhouse & Condominium Residence (SF-6); Multi-Family Residence - Limited Density (MF-1); Multi-family Residence - Low Density (MF-2); Multi-family Residence - Medium Density (MF-3); Multi-family Residence – Moderate-High Density (MF-4); Multi-family Residence - High Density (MF-5); Multi-family Residence - Highest Density (MF-6); Mobile Home Residence (MH); Neighborhood Office (NO); Limited Office (LO); General Office (GO); Commercial Recreation (CR); Neighborhood Commercial (LR); Community Commercial (GR); Warehouse / Limited Office (W/LO); Commercial Services (CS); Commercial-Liquor Sales (CS-1); Commercial Highway (CH); Industrial Park (IP); Major Industrial (MI); Limited Industrial Services (LI); Research and Development (R&D); Development Reserve (DR); Agricultural (AG); Planned Unit Development (PUD); Historic (H); and Public (P). A Conditional Overlay (CO), Planned Development Area Overlay (PDA), Mixed Use Combining District Overlay (MU); Neighborhood Conservation Combining District (NCCD); or Neighborhood Plan Special Use (NP) may also be added to these zoning base districts. Applicant and Agent: City of Austin, Neighborhood Planning and Zoning Department. City Staff: Robert Heil 974-2330 and Melissa Laursen 974-7226

**Backup Material**

**5: 30 PM -- Live Music**

Joe Richardson

**5: 30 PM -- Proclamations**

Presentation to the City by the Koblenz Sister City Committee to be accepted by Mayor Will Wynn

Proclamation -- Mental Health Awareness Week -- to be presented by Mayor Will Wynn and to be accepted by Beverly Scarborough



Proclamation -- Financial Planning Week -- to be presented by Mayor Will Wynn and to be accepted by Holly Moore and members of the Financial Planning Association Board

Proclamation -- Hostelling International Day -- to be presented by Mayor Will Wynn and to be accepted by Vanessa Vaughan

Proclamation -- Keep Kids in School Week -- to be presented by Mayor Will Wynn and to be accepted by Shilpa Bakre

Proclamations -- Austin Rowing Club Day and Texas Rowing Center Day -- to be presented by Council Member Jennifer Kim and to be accepted by Camille Jobe and Matt Knifton.

Certificates of Congratulations – Town Lake Chapter of Links for national award and Brianna Kneip, national poster art contest winner – to be presented by Council Member Sheryl Cole and to be accepted by Bea Benson and Brianna Kneip

**6: 00 PM -- Public Hearings and Possible Actions**

107 PH. Conduct a public hearing and approve an ordinance amending Section 25-2-4(B)(42) of the City Code to amend the definition of medical offices to include a pharmacy use of 3,000 sq. ft. or less. (Recommended by Planning Commission).

**Backup Material**

108 PH. Conduct a public hearing and approve a resolution authorizing the use of approximately 0.212 acre (9,221 square feet) waterline and a 0.092 acre (4,012 square feet) temporary work space use agreement through dedicated parkland known as Little Walnut Creek Greenway and Destination Parkland, in accordance with Section 26.001 et seq. of the Texas Parks and Wildlife Code. All costs associated with construction, as well as any parkland restoration will be paid by requester. Recommended by the Parks Board.

**Backup Material**

109 PH. Conduct a public hearing to receive comments on issues related to the full purpose annexation of the North Acres Annexation Area (approximately 381 acres in northeast Travis County, located between North IH-35 and Dessau Road just south of East Braker Lane.) Full purpose annexation is anticipated in December 2008 in accordance with the City's Municipal Annexation Plan.

**Backup Material**

110 PH. Conduct a public hearing and approve an ordinance repealing Chapter 25-12, Article 3 of the City Code relating to pools and spas and adopting a new Chapter 10-7, Pools and Spas. Recommended by the Planning Commission.

**Backup Material**

111 PH. Conduct a public hearing to receive public comments and adopt an ordinance amending the Large Primary Service - Special Contract Rider in the Electric Rate Schedule in Exhibit A of Ordinance No. 20050912-004 and adding a new Large Primary Service - Special Contract Rider II to the Electric Rate Schedule in Exhibit A of Ordinance No. 20050912-004. Recommended by the Electric Utility Commission.

**Backup Material**

- 112 PH Conduct a public hearing and approve a resolution authorizing the use of approximately 45 acres for the construction of Water Treatment Plant # 4 (WTP# 4) on the Balcones Canyonland Preserve (BCP) tract known as Cortaña, located along F.M. 620 between Steiner Ranch Boulevard and F.M. 2222, in accordance with Section 26.001 et seq. of the Texas Parks and Wildlife Code. All costs associated with the construction, as well as any BCP mitigation will be paid by the Austin Water Utility Department. Recommended by Water and Wastewater Commission, August 2, 2006; BCP Citizens Advisory Committee, August 8, 2006; BCP Science Advisory Committee, August 15, 2006; Environmental Board, August 16, 2006; BCP Coordinating Committee, August 21, 2006.

**Backup Material**

Adjourn

*The City of Austin is committed to compliance with the Americans with Disabilities Act. Reasonable modifications and equal access to communications will be provided upon request.*

*For assistance please call 974-3256 OR 974-2445 TDD.*

A person may request a Spanish language interpreter be made available by contacting the City Clerk's Office not later than two hours before the scheduled time of the item on which the person wishes to speak. Please call 974-3256 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 dos horas antes de la hora determinada para el asunto sobre el cual la persona desea comentar. Por favor llame al 974-3256 con anticipo o informe al personal del Secretario/a Municipal presente en la sesión del Consejo.