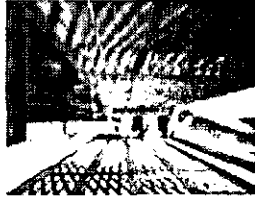


AGENDA



REVISED

Thursday, March 25, 2010

The Austin City Council will convene at 10:00 AM on
Thursday, March 25, 2010 at Austin City Hall
301 W. Second Street, Austin, TX

AUSTIN CITY CLERK
POSTING: DATE/TIME

2010 MAR 19 PM 1 47



Mayor Lee Leffingwell
Mayor Pro Tem Mike Martinez
Council Member Chris Riley, Place 1
Council Member Randi Shade, Place 3
Council Member Laura Morrison, Place 4
Council Member William Spelman, Place 5
Council Member Sheryl Cole, Place 6

For meeting information, contact the City Clerk, 974-2210

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

Laura Koke, Co-Pastor, Shoreline Christian Center

10:00 AM -- City Council Convenes

Approval of Minutes

1. Approve the Minutes of the Austin City Council regular meeting of March 11, 2010.

Austin Energy

2. Authorize the acquisition of approximately 5.87 acres of permanent electric easements from City of Austin Parks and Recreation Department at the Morris Williams Golf Course located at 4305 Manor Road, Austin, Texas, for construction of an electric substation, transmission and distribution lines, and a drainage area, in an amount not to exceed \$1,500,000. Funding is available in the 2009-2010 Capital Budget of Austin Energy. Recommended by the Electric Utility Commission. Related to Items #29 & 69.

Austin Water Utility

3. Authorize negotiation and execution of a developer agreement with Round Rock Independent School District to reimburse costs to construct a 24-inch water transmission main and appurtenances related to Service Extension Request No. 2869 to provide water service to the Pearson Ranch development located at 14806 N RR 620 for a total reimbursement not to exceed \$2,670,300. Funding is available in the Fiscal Year 2009-2010 Capital Budget of the Austin Water Utility. Recommended by the Water and Wastewater Commission.
4. Authorize the negotiation and execution of a developer agreement with Round Rock Independent School District for cost participation and reimbursement in wastewater system improvements related to Service Extension Request No. 2870 to serve the Pearson Ranch development located at 14806 N RR 620 for a total amount of participation and reimbursement not to exceed \$2,059,967.40. Funding is available in

the Fiscal Year 2009-2010 Capital Budget of the Austin Water Utility. Recommended by the Water and Wastewater Commission.

City Clerk

5. Approve an ordinance amending Section 4-9-8 (Inspection and Certification) of the City Code relating to the certification of applications for alcoholic beverage permits and licenses.

Contract and Land Management

6. Authorize negotiation and execution of the fee simple acquisition of Lot 51, Richland Estates Section one, a subdivision in Travis County, Texas, located at 1301 Hyman Lane, from JAMES B. ARGERSINGER and FLO RAE ARGERSINGER, for the Carson Creek Floodplain Buyout in Richland Estates, in the amount of \$113,000 for the land and improvements, plus moving related expenses not to exceed \$10,000, for a total not to exceed \$123,000. Funding is available in the Fiscal Year 2009-2010 Capital Budget of the Watershed Protection Department.
7. Approve the negotiation and execution of a fee simple acquisition and a temporary work space easement out of Lot 2, San Jacinto Center, in the City of Austin, Travis County, Texas, located at 98 San Jacinto Blvd., for the Waller Creek Tunnel Project from AUSTIN HOTEL MM, L.P., ET AL., in the amount of \$1,041,120 for the land and temporary work space easement, for a total not to exceed \$1,041,120. Funding is available in the Fiscal Year 2009-2010 Capital Budget of the Watershed Protection Department.
8. Authorize the acquisition of a permanent waterline easement comprised of 8,682 square-feet out of Lot 1, Block A, of Volente Subdivision, Travis County, TX, located at 11516 North RR 620, from 7-ELEVEN, INC., Austin, Travis County, Texas, for the Anderson Mill/RR 620 Transmission Main Project in an amount not to exceed \$67,286. Funding is available in the Fiscal Year 2009-2010 Capital Budget of the Austin Water Utility.
9. Approve the negotiation and execution of an 18-month extension option with the possibility of additional future renewals for 1,829 square feet of office space for the Accelerate Austin program of the Public Works Department, located at 105 W. Riverside Drive, Suite 220, from BYWELL I, a Texas Limited Partnership, Austin, TX, in an amount not to exceed \$52,122 for the initial renewal. Funding in the amount of \$2,835 is available in the Fiscal Year 2009-2010 Operating Budget of the Public Works Department. Funding for the remaining contract period is contingent upon available funding in future budgets.
10. Authorize execution of a construction contract with BLASTCO TEXAS, INC., Houston, TX, for the Pilot Knob Reservoir Improvements project in the amount of \$1,927,320 plus a \$96,366 contingency, for a total contract amount not to exceed \$2,023,686. Funding is available in the Fiscal Year 2009-2010 Capital Budget of the Austin Water Utility. Lowest bid of three (3) bids received. This contract will be awarded in compliance with Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) through the achievements of Good Faith Efforts with 6.62% MBE and 16.31% WBE subcontractor participation. Recommended by the Water and Wastewater Commission.
11. Authorize execution of a construction contract with VIKING CONSTRUCTION INC, Georgetown, TX, for the 2010 Miscellaneous Streets Slurry Seal and Micro-Surfacing project in the amount of \$2,860,287.25. Funding is available in the Fiscal Year 2009-2010 Operating Budget of the Public Works Department. Lower bid of two (2) bids received. This contract will be awarded in compliance with Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) through the achievements of Good Faith Efforts with 0.00% MBE and 10.22% WBE subcontractor participation.

12. Authorize execution of a construction contract with QUEST CIVIL CONSTRUCTION, INC., Phoenix, AZ, for the Canterbury Lift Station Demolition & Flow Metering in the amount of \$1,321,321, plus a \$132,132.10 contingency, for a total contract amount not to exceed \$1,453,453.10. Funding is available in the Fiscal Year 2009-2010 Capital Budget of the Austin Water Utility. Lowest bid of five (5) bids received. This contract will be awarded in compliance with Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 32.03% MBE and 4.86% WBE subcontractor participation. Recommended by the Water and Wastewater Commission.
13. Authorize execution of a construction contract with MURPHY PIPELINE CONTRACTORS, INC., Jacksonville, FL, for the Elroy Road Water Rehabilitation, Phase 1 Water Main Replacement Project in the amount of \$786,210, plus a \$39,310.50 contingency, for a total contract amount not to exceed \$825,520.50. Funding is available in the Fiscal Year 2009-2010 Capital Budget of the Austin Water Utility. Lowest bid of four (4) bids received. This contract will be awarded in compliance with Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 8.48% MBE and 2.24% WBE subcontractor participation. Recommended by the Water and Wastewater Commission.
14. Authorize execution of a construction contract with LAUGHLIN-THYSSEN, INC., Houston, TX, for the Onion Creek 24-inch South Zone Water Transmission Main and 36-inch Central Zone Water Transmission Main Relocation in the amount of \$1,551,109.50, plus a \$155,110.95 contingency, for a total contract amount not to exceed \$1,706,220.45. Funding is available in the Fiscal Year 2009-2010 Capital Budget of the Austin Water Utility. Lowest bid of six (6) bids received. This contract will be awarded in compliance with Chapter 2-9A of the City code (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 12.86% MBE and 5.09% WBE subcontractor participation. Recommended by the Water and Wastewater Commission.
15. Authorize execution of a construction contract with MECHANICAL & PROCESS SYSTEMS (MBE/MA - 63.05%), Austin, TX, for the South Austin Regional Wastewater Treatment Plant Administration Building HVAC project in the amount of \$298,587 plus a \$60,000 contingency, for a total contract amount not to exceed \$358,587. Funding is available in the Fiscal Year 2009-2010 Capital Budget of the Austin Water Utility. Lower bid of two (2) bids received. This contract will be awarded in compliance with Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) through the achievements of Good Faith Efforts with 63.05% MBE Prime Participation and 0.54% WBE subcontractor participation. Recommended by the Water and Wastewater Commission.
16. Authorize execution of a construction contract with MCLEAN CONSTRUCTION, LTD., Killeen, TX, for the South IH-35 Water/Wastewater Infrastructure Improvements Program - Segment 6 project in the amount of \$1,054,992, plus a \$52,750 contingency, for a total contract amount not to exceed \$1,107,742. Funding is available in the Fiscal Year 2009-2010 Capital Budget of the Austin Water Utility. Lowest bid of eleven (11) bids received. This contract will be awarded in compliance with Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 20.62% MBE and 4.26% WBE subcontractor participation. Recommended by the Water and Wastewater Commission.
17. Authorize execution of a construction contract with C & Z ENTERPRISES, LLC, Pflugerville, TX, for the Ullrich Water Treatment Plant Basin Coatings in the amount of \$199,436, plus a \$9,971.80 contingency, for a total contract amount not to exceed \$209,407.80. Funding is available in the Fiscal Year 2009-2010 Capital Budget of the Austin Water Utility. Lowest bid of five (5) bids received. This contract will be awarded in compliance with Chapter 2-9A 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. Recommended by the Water and Wastewater Commission.

18. Authorize execution of a construction contract with PORT ENTERPRISES, LTD, Manchaca, TX, for the Waller Creek Center Roof Replacement (Rebid) Project in the amount of \$384,099, plus a \$38,409.90 contingency, for a total contract amount not to exceed \$422,508.90. Funding is available in the Fiscal Year 2009-2010 Capital Budget of the Austin Water Utility. Lowest bid of five (5) bids received. This contract will be awarded in compliance with Chapter 2-9A 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. Recommended by the Water and Wastewater Commission.
19. Authorize negotiation and execution of a professional services agreement with the following three firms: GEOSYNTEC CONSULTANTS INC., Austin, TX, CH2M HILL INC., Austin, TX, and HDR ENGINEERING INC., Austin, TX; for the Advanced Watershed Engineering Services Rotation List for various Capital Improvement Projects for an estimated period of two years or until financial authorization is expended, with the total amount not to exceed \$4,000,000 divided among the three firms. Funding is available in the Fiscal Year 2009-2010 Capital and/or Operating Budgets of the Watershed Protection Department. Best three (3) qualification statements of thirteen (13) 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) by meeting the goals with 15.80% MBE and 15.80% WBE subconsultant participation.
20. Authorize award and execution of Amendment 3 to the professional service agreement contract with LARSON BURNS & SMITH, INC., Austin TX, to provide additional design services, construction administration and inspection services throughout the construction phase of the Northern Walnut Creek Trail, in the amount of \$416,420, for a total contract amount not to exceed \$989,783. Funding is available in the Fiscal Year 2009-2010 Capital Budget of the Parks and Recreation Department. This contract will be awarded in compliance with Chapter 2-9B of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) with 22.93% MBE and 35.68% WBE participation to date.
21. Authorize negotiation and execution of an amendment to the professional services agreement with MURFEE ENGINEERING COMPANY, Austin, TX, for additional engineering services for the Wildhorse Ranch Northwest Wastewater Interceptor - Phase 2 in the amount of \$155,314.37 for a total contract amount not to exceed \$606,920.62. Funding in the amount of \$155,314.37 is available in the Fiscal Year 2009-2010 Capital Budget of the Austin Water Utility. This contract will be awarded in compliance with Chapter 2-9B of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) with 7.07% MBE and 14.24% WBE subconsultant participation to date. Recommended by the Water and Wastewater Commission.

Economic Growth & Redevelopment Services

22. Approve an ordinance accepting Downtown Austin Alliance grant funds in the amount of \$30,000; amending the Fiscal Year 2009-2010 Economic Growth and Redevelopment Services Office (EGRSO) Special Revenue Fund of Ordinance 20090914-002 to appropriate \$30,000 in grant funds; and amending the Fiscal Year 2009-2010 EGRSO Capital Budget of Ordinance 20090914-003 to appropriate \$30,000 from the Fiscal Year 2009-2010 EGRSO Special Revenue Fund for bicycle racks. Funding in the amount of \$30,000 is available from the Downtown Austin Alliance. Recommended by Art in Public Places, the Austin Arts Commission, the Urban Transportation Commission, the Historic Landmark Commission, the Downtown Commission, the Design Commission.

Fleet Services

23. Approve an ordinance accepting Texas Commission on Environmental Quality grant funds in the amount of \$198,090; amending the Fiscal Year 2009-2010 Fleet Services Special Revenue Fund of Ordinance 20090914-002 to appropriate these grant funds;

and amending the Fiscal Year 2009-2010 Fleet Services Capital Budget of Ordinance 20090914-003 to appropriate these grant funds for auxiliary power units. Funding in the amount of \$198,090 is available from the Texas Commission on Environmental Quality Emissions Reduction Incentive Grants Program. The grant period is from August 10, 2009 through May 31, 2011. Related to Item #37.

Health and Human Services

24. Approve an ordinance authorizing acceptance of \$237,559 in grant funds from the TEXAS DEPARTMENT OF STATE HEALTH SERVICES, WIC PROGRAM, and amending the Fiscal Year 2009-2010 Health and Human Services Department Operating Budget Special Revenue Fund of Ordinance No. 20090914-002 to appropriate \$237,559 for building improvements, temporary assistance, additional indirect cost recovery and to add four full-time equivalent positions. Funding is available from the Texas Department of State Health Services, WIC Program. The grant period is October 1, 2009 through September 30, 2010. No City match is required.
25. Authorize negotiation and execution of an Interlocal Agreement with CAPITAL METROPOLITAN TRANSPORTATION AUTHORITY (Capital Metro) for tobacco prevention and control-related activities for a term ending August 31, 2010, in the amount of \$24,100. Funding is available in the Fiscal Year 2009-2010 Operating Budget for the Health and Human Services Department Special Revenue Fund, Tobacco Prevention and Control grant. The grant period is September 1, 2009 to August 31, 2010.
26. Approve reappointment of PHILIP P. HUANG, M.D., M.P.H., as health authority and approve designation of PAUL R. HINCHEY, M.D., M.B.A., and BIRCH DUKE KIMBROUGH, M.D., as alternate health authorities for Austin/Travis County Health and Human Services Department, effective April 7, 2010. Funding was included in the Fiscal Year 2009-2010 Operating budget of the Health and Human Services Department.

Parks and Recreation

27. Approve an ordinance amending the Fiscal Year 2009-2010 Parks and Recreation Department Capital Budget of Ordinance No. 20090914-003 to appropriate \$2,240,125 for various park improvements. Funding is available from parkland mitigation funds.
28. Approve an ordinance amending the Fiscal Year 2009-2010 Parks and Recreation Department Capital Budget of Ordinance No. 20090914-003 to appropriate \$9,051 for improvements to Reilly Park. Funding is available from parkland mitigation funds.
29. Approve an ordinance amending the Fiscal Year 2009-2010 Parks and Recreation Department Capital Budget of Ordinance No. 20090914-003 to appropriate \$1,500,000 for improvements to Morris Williams Golf Course. Funding is available from parkland mitigation funds. Related to Items #2 & 69.
30. Approve an ordinance accepting \$500,000 from the Parkland Improvement Agreement with C3 Presents L.L.C.; and amending the Fiscal Year 2009-2010 Parks and Recreation Department Capital Budget of Ordinance No. 20090914-003 to appropriate \$500,000 for drainage improvements to Zilker Park. Funding in an amount not to exceed \$500,000 is available from C3 Presents L.L.C. Related to Item #31.
31. Authorize an increase of \$500,000 in the reimbursement amount described in the parkland improvement agreement with C3 Presents L.L.C., authorized by Council action on July 23, 2009, for a total reimbursement to the City of approximately \$3,000,000 for the City's costs to improve the irrigation system, underground conduit for communication, and new turf as well as drainage improvements to Zilker Park. There is no unanticipated fiscal impact. A fiscal note is not required. Related to Item #30.

Purchasing Office

32. Authorize award and execution of a 36-month service contract with AGH20 HOLDINGS, LLC, Round, Rock, TX for spoils disposal land fill services in an estimated amount not to

exceed \$1,125,000 with three 12-month extension options in an estimated amount not to exceed \$375,000 per extension option, for a total estimated contract amount not to exceed \$2,250,000. Funding in the amount of \$218,750 is available in the Fiscal Year 2009-2010 Operating Budget of the Austin Water Utility (AWU). Funding for the remaining 29 months of the initial contract period and extension options is contingent upon available funding in future budgets. Lowest bid meeting specifications of three 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. Recommended by the Water & Wastewater Commission.

33. Authorize award and execution of a 36-month service contract with AMERICAN FACILITY SERVICES, INC., Alpharetta, GA, to provide janitorial services at the Austin Water Utility's Waller Creek facility in an amount not to exceed \$495,000, with three 12-month extension options in an amount not to exceed \$165,000, per extension option, for a total contract amount not to exceed \$990,000. Funding in the amount of \$82,500 is available in the Fiscal Year 2009-2010 Operating Budget of the Austin Water Utility. Funding for the remaining 30 months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid of twenty 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. Recommended by the Water & Wastewater Commission.
34. Authorize award, negotiation, and execution of a 18-month requirements service contract with SIRE TECHNOLOGIES, INC., Salt Lake City, UT, for the purchase of a web agenda management software system in an estimated amount not to exceed \$121,726, with four 12-month extension options for hosting services and support in an estimated amount not to exceed \$38,559 per extension option, for a total estimated contract amount not to exceed \$275,962. Funding in the amount of \$121,726 is available in the Fiscal Year 2009-2010 Capital Budget of the Financial Services Department, Communications and Technology Management. Funding for the extension options 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.
35. Authorize award and execution of a contract through the U.S. Communities Government Purchasing Alliance with HAGEMeyer NORTH AMERICA, Atlanta, GA for the purchase of a sterilization system for the Emergency Medical Services Department in an amount not to exceed \$51,715. Funding is available in the Fiscal Year 2006-2007 grant funds from the Metropolitan Medical Response System Program of the U.S. Department of Homeland Security grant. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program). This contract is a Cooperative Purchase; therefore, it is exempted under Chapter 791 of the Texas Local Government Code and no goals were established for this solicitation.
36. Authorize award, negotiation, and execution of a 12-month requirements service contract with BERNARD HODES GROUP, Charlotte, NC to provide recruiting consulting services in an estimated amount not to exceed \$250,000, with five 12-month extension options in an estimated amount not to exceed \$250,000 per extension option, for a total estimated contract amount not to exceed \$1,500,000. Funding in the amount of \$125,000 is available in the Fiscal Year 2009-2010 Operating Budget of the Austin Fire Department. Funding for the remaining six months of the original contract period and extension options 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.

37. Authorize award and execution of a six-month contract with ENERGY XTREME, LLC, Austin, TX for the purchase and installation of 31 auxiliary power units in an amount not to exceed \$224,271. Funding in the amount of \$198,090 is available in the Fiscal Year 2009-2010 Capital Budget of the Fleet Services, Financial and Administrative Services Department through the Texas Commission on Environmental Quality Emissions Reduction Incentive Grant. Funding in the amount of \$26,181 is available in the Fiscal Year 2009-2010 Capital Budget of the Public Works Department. Single Source. 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 #23.
38. Authorize negotiation and execution of Amendment No. 2 to the contract with ALLIED NORTH AMERICA INSURANCE BROKERAGE OF TEXAS, LLC., Dallas, TX, for Rolling Owner Controlled Insurance Program (ROCIP V) Administrative and Insurance Procurement Services to add provisions allowing the City to make insurance premium and loss payments directly to the selected insurance carrier, Liberty Mutual Insurance Group, Philadelphia, PA, and to authorize execution of necessary formal insurance agreements. Contract Amendment. 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.
39. Authorize award and execution of a five-month contract through the Texas Local Government Purchasing Cooperative (BuyBoard) with CLOSNER EQUIPMENT CO, INC., Austin, TX, for the rental of four pneumatic rollers for the Public Works Department in an estimated amount not to exceed \$57,980. Funding is available in the Fiscal Year 2009-2010 Operating Budget of the Public Works Department. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program). This contract is a Cooperative Purchase; therefore, it is exempted under Chapter 791 of the Texas Local Government Code and no goals were established for this solicitation.
40. Authorize award and execution of a 6-month requirements supply contract through an Interlocal Agreement with Tarrant County with P2 EMULSIONS PLANTS, LLC, Elm Mott, TX, for road overcoat asphalt emulsion in an estimated amount not to exceed \$94,000, with four 12-month extension options in an estimated amount not to exceed \$94,000 per extension option, for a total contract amount not to exceed \$470,000. Funding in the amount of \$94,000 is available in the Fiscal Year 2009-2010 Operating Budget of Public Works (Street and Bridge). Funding for the extension options is contingent upon available funding in future budgets. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program). This is an Interlocal Agreement; therefore, it is exempted under Chapter 791 of the Texas Local Government Code and no goals were established for this solicitation.
41. Authorize award and execution of three contracts through the Texas Local Government Purchasing Cooperative (BuyBoard) with HEIL OF TEXAS, Houston, TX, for the purchase of five automated side-loading, four rear-loading, and three dead-end refuse collection bodies in an amount not to exceed \$1,255,290.88; LONGHORN INTERNATIONAL TRUCKS, LTD., Austin, TX, for the purchase of eight truck cab and chassis in an amount not to exceed \$1,172,281; and RUSH TRUCK CENTER, Houston, TX, for the purchase of three truck cab and chassis in an amount not to exceed \$240,400. Funding in the amount of \$2,667,971.88 is available in the Fiscal Year 2009-2010 Capital Budget of the Solid Waste Services Department. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program). This contract is a Cooperative Purchase; therefore, it is exempted under Chapter 791 of the Texas Local Government Code and no goals were established for this solicitation.
42. Authorize award and execution of a contract through the Houston-Galveston Area Council of Governments Cooperative Purchasing Program (HGAC) with SANTEX TRUCK

CENTER, San Antonio, TX, for the purchase of one truck cab and chassis in an amount not to exceed \$72,602. Funding is available in the Fiscal Year 2009-2010 Capital Budget of the Solid Waste Services Department. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program). This contract is a Cooperative Purchase; therefore, it is exempted under Chapter 791 of the Texas Local Government Code and no goals were established for this solicitation.

43. Authorize award, negotiation, and execution of a 12-month requirements service contract with VIEUX & ASSOCIATES, INC., Norman, OK, for real-time radar-based rainfall data processing services and real-time predicted hydrologic and hydraulic modeling services in an estimated amount not to exceed \$190,944, with six 12-month extension options in amounts not to exceed \$169,944 for the first extension option, \$169,944 for the second extension option, \$177,692 for the third extension option, \$185,827 for the fourth extension option, \$194,366 for the fifth extension option, and \$203,337 for the sixth extension option, for a total estimated contract amount not to exceed \$1,292,054. Funding in the amount of \$45,600 is available in the Fiscal Year 2009-2010 Operating Budget of the Watershed Protection Department. Funding in the amount of \$15,448 is available in the Fiscal Year 2009-2010 Capital Budget of the Watershed Protection Department. Funding in the amount of \$2,600 is available in the Fiscal Year 2009-2010 Operating Budget of the Austin Water Utility. Funding for the remaining eight months of the original contract period and the extension options is contingent upon available funding in future budgets. Single Source. 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. Recommended by the Water & Wastewater Commission.

Solid Waste Services

44. Approve the execution of a restated and amended contract with Mid-America Recycling, L.L.C. dba Greenstar for the transport, processing, and sale of commingled recycling material for a 36-month term with estimated revenue of \$7,661,354 and estimated processing and transportation expenditures in an amount not to exceed \$14,782,935 and four (4) 6-month extension options related to the completion of the City's proposed single-stream material recovery facility, with estimated revenue of \$1,322,317 and estimated processing and transportation expenditures in an amount not to exceed \$2,640,319 per extension option, for a total contract not to exceed \$12,393,589. Funding is available in the Fiscal Year 2009 Operating Budget through an end of year accounting accrual and in the Fiscal Year 2010 Operating Budget of the Solid Waste Services Department. Reviewed by the Solid Waste Advisory Commission.

Treasury Office

45. Approve a resolution adopting the City of Austin Fiscal Year 2009-2010 Investment Policy. Recommended by the Audit and Finance Committee Meeting.

Item(s) from Council

46. Approve appointments and certain related waivers to citizen boards and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members.
47. Approve an ordinance amending Section 2-1-141 (Downtown Commission) of the City Code to establish a boundary for the Downtown Commission. (Council Member Chris Riley and Council Member Sheryl Cole)
48. Approve a resolution approving amendments to the CAMPO Joint Powers Agreement to reflect the modifications made to the composition of the CAMPO Transportation Policy Board and authorize the signature of the Mayor on behalf of the City of Austin. (Mayor

Lee Leffingwell, Council Member Sheryl Cole and Council Member Chris Riley)

49. Approve a resolution directing the City Manager to conduct an analysis of the potential economic impact of a new Convention Center hotel in downtown Austin and to present Council with possible strategies for facilitating development of such a project. (Mayor Lee Leffingwell, Mayor Pro Tem Mike Martinez and Council Member Sheryl Cole)
50. Approve a resolution directing the City Manager to prepare a proposed bond package totaling \$100 million in roads, sidewalks, bicycle infrastructure, trails and other transportation-related investments for possible consideration by Austin voters in November 2010, to facilitate citizen review of the proposed transportation bond package prior to its presentation to City Council, and to present the City Council with a revised timeline for development of an urban rail proposal. (Mayor Lee Leffingwell, Council Member Chris Riley and Council Member Randi Shade)
51. Approve a resolution supporting community efforts to fund and begin the restoration of the Norwood House. (Council Member Chris Riley, Council Member Laura Morrison and Council Member Randi Shade)
52. Approve a resolution directing the City Manager to develop a fee structure for reservation or temporary use of Palm Park and to negotiate a Park Use Agreement for Springscape 2011 with Rampant Arts and the Austin Parks Foundation. (Council Member Sheryl Cole, Council Member Randi Shade and Council Member William Spelman)
53. Approve a resolution directing the City Manager to develop a comprehensive strategy to construct and operate permanent supportive housing units and to give funding priority to permanent supportive housing, while continuing to fund affordable home ownership, home repair, and rental projects. (Council Member Sheryl Cole and Council Member Randi Shade and Council Member Chris Riley)
54. Approve a resolution directing the City Manager to study and make recommendations on a policy regarding hot food served on site at farmers' markets. (Council Member Sheryl Cole, Mayor Pro Tem Mike Martinez and Council Member Chris Riley)
55. Approve the waiver of certain additional fees under City Code Chapter 14-8 for the City co-sponsored 2010 South by Southwest Conferences and Festivals event with SXSW, Inc. which was held March 12-21, 2010. (Mayor Pro Tem Mike Martinez and Council Member Sheryl Cole)
56. Approve the waiver of certain fees and requirements for the Barton Springs Pool Treeathlon event which is to be held on Saturday, April 10, 2010 at Barton Springs Pool. (Council Member Chris Riley, Mayor Pro Tem Mike Martinez and Council Member Randi Shade)
57. Approve the waiver of certain fees and requirements under City Code Chapter 14-8 for the 16th annual Rosedale Ride 2010 event which is to be held Saturday, March 27, 2010 at Samsung Austin Semiconductor located at 12100 Samsung Boulevard. (Council Member Laura Morrison, Council Member Sheryl Cole and Council Member Chris Riley)

Item(s) to Set Public Hearing(s)

58. Set a public hearing to consider the use of approximately 13,780 square feet permanent wastewater line, approximately 35,982 square feet temporary working space uses, to construct, use, maintain, repair, and replace a wastewater line for construction of a portion of the Seaholm Wastewater Modifications Project through dedicated parkland known as Town Lake Shoal Beach and Shoal Creek Greenbelt, in accordance with Sec. 26.001 et seq. of the Texas Parks and Wildlife Code. (Suggested date and time: April 22, 2010, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX). All costs associated with construction, as well as any parkland restoration will be paid by requester. Recommended by the Parks and Recreation Board.

10:30 AM -- Morning Briefings

12:00 PM -- Citizen Communications: General

Gus Pena - City Issues

Carme Llanes - Si se puede! March for Cesar Chavez, Saturday, March 27th, 10:00 am - 1:00 pm

Edward Sledge - Police Chief

Colin Clark - Campaign Promises

Richard Knowlton - Davis Lane and emergency services

Birdie Perkins - The WMI Permit expansion

Melanie McAfee - Waste Management expansion

Delwin Goss - No Kill Referendum; Traffic calming devices in Montopolis

Bryan Thompson - Concerns of the people

Ronnie Reeferseed - Peace & freedom

Executive Session

- 60. Discuss legal issues concerning agreements with Capital Metro relating to construction of transportation projects (Private Consultation with Attorney - Section 551.071).
- 61. Discuss legal issues regarding Lion's Municipal Golf Course and the University of Texas land known as the Brackenridge Tract. (Private Consultation with Attorney - Section 551.071).

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

- 62 PH. C14-2009-0106 - Rosewood Neighborhood Planning Area Vertical Mixed Use Building (V) Zoning Opt-in/Opt-Out Process - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by applying Vertical Mixed Use Building (V) zoning regulations to certain tracts within the Rosewood Neighborhood Planning Area, bounded by Manor Road on the north; Airport Boulevard on the east; Northwestern Avenue and Webberville Road on the south; and Northwestern Avenue to Rosewood Avenue to Chicon Street to East 12th Street, north along the Austin and Northwestern Railroad to Martin Luther King, Jr. Boulevard to Stafford Street to Rogers Avenue to Walnut Avenue on the west (Boggy Creek, Tannehill Branch, Town Lake Watersheds). Regulations governing Vertical Mixed Use Building dimensional standards; allowable uses for a Vertical Mixed Use Building in office base district zoning; relaxed parking standards for commercial uses in a Vertical Mixed Use Building; and affordability requirements for Vertical Mixed Use Building developments will be considered for adoption. The Austin City Council may consider adopting all or some of these regulations, or amending the Vertical Mixed Use (VMU) overlay district to exclude properties from the overlay district. Planning Commission Recommendation: To grant vertical mixed use building (V) district zoning and to exclude a tract from the vertical mixed use overlay district. Applicant and Agent: Planning and Development Review Department. City Staff: Melissa Laursen, 974-7226.

- 63 PH. C14-2009-0106.001 – Rosewood Neighborhood Planning Area Vertical Mixed Use Building (V) Zoning Opt-in/Opt-Out Process, Tract 114 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by applying Vertical Mixed Use Building (V) zoning regulations to 2518, 2522, 2526, 2600 and 2606 Rosewood Avenue within the Rosewood Neighborhood Planning Area, bounded by Manor Road on the north; Airport Boulevard on the east; Northwestern Avenue and Webberville Road on the south; and Northwestern Avenue to Rosewood Avenue to Chicon Street to East 12th Street, north along the Austin and Northwestern Railroad to Martin Luther King, Jr. Boulevard to Stafford Street to Rogers Avenue to Walnut Avenue on the west (Boggy Creek Watershed). Regulations governing Vertical Mixed Use Building dimensional standards; relaxed parking standards for commercial uses in a Vertical Mixed Use Building; and affordability requirements for Vertical Mixed Use Building developments will be considered for adoption. The Austin City Council may consider adopting all or some of these regulations, or amending the Vertical Mixed Use (VMU) overlay district to exclude 2518, 2522, 2526, 2600 and 2606 Rosewood Avenue from the overlay district. Planning Commission Recommendation: To approve the vertical mixed use building (V) designation. Applicant and Agent: Planning and Development Review Department. City Staff: Melissa Laursen, 974-7226. A valid petition has been filed in opposition to this rezoning request.
- 64 PH. C14-2009-0168 - Uncle Bob's 2222 – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 10307 FM 2222 (Bull Creek Watershed) from limited office (LO) district zoning to general commercial services (CS) district zoning. Staff Recommendation: To grant warehouse/limited office-conditional overlay. (W/LO-CO) combining district zoning. Zoning & Platting Commission Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning. Applicant: Sovran Acquisition. L.P. (Robert McGregor) Agent: Stanley Consultants (Andrew Dodson) City Staff: Clark Patterson, 974-7691.
- 65 PH. C14-2008-0242 - Mueller Austin Energy Substation - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2403 East 51st Street (Tannehill Branch Watershed) from community commercial-neighborhood plan (GR-NP) combining district zoning to public-neighborhood plan (P-NP) combining district zoning. Staff Recommendation: To grant public-neighborhood plan (P-NP) combining district zoning. Planning Commission Recommendation: To deny public (P) district zoning. Applicant: Austin Energy (Dorothy Kester). Agent: Stanley Consultants, Inc. (Charles Steinman). City Staff: Joi Harden, 974-2122.
- 66 PH. C14-72-015(RCA) - 1517 E. Anderson Lane Restrictive Covenant Amendment - Conduct a public hearing to approve a restrictive covenant amendment for the property located at 1517 East Anderson Lane (Buttermilk Creek Watershed). Staff Recommendation: To grant the restrictive covenant amendment. Planning Commission Recommendation: To deny the restrictive covenant amendment. Applicant/Owner: ZIF Holdings, Inc. (Iniyat Fidai). Agent: DCI Permitting and Land Consulting (David Cancialosi). City Staff: Joi Harden, 974-2122.
- 67 PH. C14-2009-0151 – East Block – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 835 West 6th Street (Town Lake watershed) from downtown mixed use (DMU) district zoning to downtown mixed use – central urban redevelopment (DMU-CURE) combining district zoning. Staff Recommendation: To grant downtown mixed use (DMU) district zoning. Planning Commission Recommendation: To be reviewed on March 23, 2010. Applicant: Schlosser Development Corp. (David Vitanza) . Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Stephen Rye 974-7604.

4:00 PM -- Public Hearings and Possible Actions

- 68 PH. Conduct a public hearing and approve a resolution authorizing the use of approximately 6,873 square feet permanent wastewater line, approximately 5,150 square feet temporary access and temporary workspace, to construct, use, maintain, repair, and

replace a wastewater line for construction of a portion of the Airport at Chesterfield Wastewater Improvements through dedicated parkland known as Reilly Park, in accordance with Sec. 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 and Recreation Board.

- 69 PH. Conduct a public hearing and approve a resolution authorizing the use of approximately 5.87 acres for an electric substation, electric transmission lines, distribution lines and drainage area through dedicated parkland known as Morris Williams Golf Course, in accordance with Sec. 26.001 et seq. of the Texas Parks and Wildlife Code. All costs associated with construction will be paid by requester. Recommended by the Electric Utility Commission and the Parks and Recreation Board. Related to Items #2 & 29.

5:30 PM -- Live Music

Walter Tragert representing the Armstrong Community Music School

5:30 PM -- Proclamations

Proclamation -- Austin Lyric Opera's Armstrong Community Music School 10th Anniversary -- to be presented by Mayor Lee Leffingwell and to be accepted by Cis Myers

Proclamation -- Superhero Kids Day -- to be presented by Mayor Lee Leffingwell and to be accepted by Caitlyn, representing the Dell Children's Blood and Cancer Center

Certificate of Congratulations -- Mike Kelly for Government Civil Engineer of the Year Award -- to be presented by Mayor Lee Leffingwell and to be accepted by the honoree


Proclamation -- Wear Spandex to Work Day -- to be presented by Council Member Chris Riley and to be accepted by David Smith


Certificate of Congratulations -- Austin Bergstrom International Airport for Cleanest Airport designation -- to be presented by Council Member Laura Morrison and to be accepted by TBA

6:00 PM -- Public Hearings and Possible Actions

- 70 PH. Conduct a public hearing and consider an appeal by East Town Lake Citizens Neighborhood Association of Planning Commission's decision to approve a Conditional Use Site Plan for a Hotel/Motel use located at 1609 E. Cesar Chavez (East Side Inn, SPC-2009-0303CS).

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 974-2210 OR 974-2445 TDD.*

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 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 974-2210 con anticipo o informe al personal del Secretario/a Municipal presente en la sesión del Consejo.

2010 Austin City Council Meeting Dates

Meetings	Cancelled Dates
	January 7, 2010
January 14, 2010	
	January 21, 2010
January 28, 2010	
February 4, 2010	
February 11, 2010	
	February 18, 2010
February 25, 2010	
	March 4, 2010
March 11, 2010	
	March 18, 2010
March 25, 2010	
	April 1, 2010
April 8, 2010	
	April 15, 2010
April 22, 2010	
April 29, 2010	
	May 6, 2010
May 13, 2010	
	May 20, 2010
May 27, 2010	
	June 3, 2010
June 10, 2010	
	June 17, 2010
June 24, 2010	
	July 1, 2010
	July 8, 2010
	July 15, 2010
	July 22, 2010
July 28, 2010 (Budget Work Session)	
July 29, 2010	
August 4, 2010 (Budget Work Session)	
August 5, 2010	
	August 12, 2010
August 18, 2010 (Budget Work Session)	
August 19, 2010	
August 25, 2010 (Budget Work Session)	
August 26, 2010	
	September 2, 2010
	September 9, 2010
September 13,14,15, 2010 (Budget Readings)	
	September 16, 2010
September 23, 2010	
September 30, 2010	
	October 7, 2010
October 14, 2010	
	October 21, 2010
October 28, 2010	
November 4, 2010	
	November 11, 2010
November 18, 2010	
	November 25, 2010
	December 2, 2010
December 9, 2010	
December 16, 2010	
	December 23, 2010
	December 30, 2010