



**Thursday, September 01, 2016**

The Austin City Council will convene at 10:00 AM on  
Thursday, September 01, 2016 at Austin City Hall  
301 W. Second Street, Austin, TX



**Mayor Steve Adler**  
**Mayor Pro Tem Kathie Tovo, District 9**  
**Council Member Ora Houston, District 1**  
**Council Member Delia Garza, District 2**  
**Council Member Sabino “Pio” Renteria, District 3**  
**Council Member Gregorio Casar, District 4**  
**Council Member Ann Kitchen, District 5**  
**Council Member Don Zimmerman, District 6**  
**Council Member Leslie Pool, District 7**  
**Council Member Ellen Troxclair, District 8**  
**Council Member Sheri Gallo, District 10**

For meeting information, contact the City Clerk, (512) 974-2210

*The City Council may go into a closed session as permitted by the Texas Open Meetings Act, (Chapter 551 of the Texas Government Code) regarding any item on this agenda.*

**All of the following items may be acted upon by one motion. No separate discussion or action on any of the items is necessary unless desired by a Council Member.**

**9:55 AM – Invocation**

Rev. Rick Diamond, Journey Imperfect Faith Community

**10:00 AM – City Council Convenes**

**Consent**

**Approval of Minutes**

1. Approve the minutes of the Austin City Council work session of August 16, 2016, budget work session of August 17, 2016, regular meeting of August 18, 2016, Council discussion of August 19, 2016 and budget work session of August 24, 2016.

**Austin Energy**

2. Approve an ordinance amending the Fiscal Year 2015-2016 Austin Energy Operating Budget (Ordinance No. 20150908-001) to increase the Austin Energy Operating Fund transfers out by \$14,400,000 and increase total available funds by \$14,400,000 to recognize the proceeds from the sale of the Energy Control Center (ECC) property, and transfer those proceeds to the Utility Revenue Bond – ECC Proceeds Reserve Fund in accordance with Council Resolution No. 20080214-054.
3. Approve issuance of a rebate to KIPP Austin Public Schools, Inc., for the installation of energy efficiency measures at its North Campus located at 8004 Cameron Road, in an amount not to exceed \$60,412. (District 4)

**Capital Contracting Office**

4. Authorize award and execution of a construction contract with GADBERRY CONSTRUCTION COMPANY, INC. for the Historic Rehabilitation of the Oakwood Cemetery Chapel in the amount of \$1,077,250 plus a contingency of \$107,725 for a total contract amount not to exceed \$1,184,975. (District 1)  
( Notes: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) through the achievements of Good Faith Efforts with 4.15% MBE and 11.76% WBE participation. )
5. Authorize negotiation and execution of an amendment to the professional

services agreement with CDM SMITH, INC., to extend the term of the Austin-Bergstrom International Airport Environmental and Engineering Services contract for an estimated period of an additional two years or until authorized funding is expended, at no additional cost to the City, for a total contract amount not to exceed \$1,050,000.

( Notes: This contract was awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 11.85% MBE and 21.71% WBE participation to-date. )

### **City Clerk**

6. Approve an ordinance amending City Code Section 2-1-122 relating to the Building and Standards Commission.

### **Communications and Technology Management**

7. Authorize negotiation and execution of a 12-month interlocal agreement with the Capital Area Emergency Communication District to reimburse the City in an amount not less than \$589,431 for maintenance of the 9-1-1 emergency telephone system database on a county-wide basis.
8. Authorize negotiation and execution of a 12-month interlocal agreement with the Capital Area Emergency Communication District to reimburse the City in an amount not less than \$25,000 to maintain Public Safety Answering Points, upgrade and maintain equipment and purchase supplies for the enhanced 9-1-1 emergency telephone system.
9. Authorize execution of an interlocal agreement with the City of Lakeway for installation, programming, maintenance, and repair of Lakeway's wireless communications equipment for an initial term ending September 30, 2017, with an estimated amount of \$5,000 payable to the City and with annual automatic renewal terms in the same estimated amount per renewal.

### **Financial Services**

10. Approve a resolution regarding Travis County's creation of the Wildhorse Public Improvement District (PID).

### **Health and Human Services**

11. Authorize negotiation and execution of a contract with five social service agencies for community-based social services and capacity building in an amount not to exceed \$350,000, for a 13-month term beginning September 1, 2016, with four 12-month renewal options in an amount not to exceed \$350,000 per renewal option, for a total contract amount not to exceed \$1,750,000.

## **Library**

12. Authorize award and execution of a 12-month contract for subscription services for the Austin Public Library with PROQUEST LLC in an amount not to exceed \$89,200.

## **Neighborhood Housing and Community Development**

13. Approve a resolution consenting to the issuance of Multi-family Private Activity Bonds by Austin Affordable PFC, Inc., an affiliate of the Housing Authority of the City of Austin, in an amount not to exceed \$25,000,000 to finance, in part, the construction of a multi-family rental development located at 1143 Shady Lane. (District 3)

## **Purchasing Office**

14. Authorize negotiation and execution of various cooperative contracts during Fiscal Year 2016-2017 through the STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES cooperative purchasing program for the purchase of computer, network and other technology hardware and related maintenance in an amount not to exceed \$22,842,222.  
( Notes: These contracts will be awarded by a cooperative purchase agreement with the Texas Department Information Resources in accordance with Chapter 2054 of the Texas Government Code. )
15. Authorize negotiation and execution of various cooperative contracts during Fiscal Year 2016-2017 through the STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES cooperative purchasing program for the purchase of computer software and software maintenance and support in an amount not to exceed \$16,686,867.  
( Notes: These contracts will be awarded by a cooperative purchase agreement with the Texas Department Information Resources in accordance with Chapter 2054 of the Texas Government Code. )
16. Authorize negotiation and execution of various cooperative contracts during Fiscal Year 2016-2017 through the STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES cooperative purchasing program for the purchase of technology services in an amount not to exceed \$27,256,144.  
( Notes: These contracts will be awarded by a cooperative purchase agreement with the Texas Department Information Resources in accordance with Chapter 2054 of the Texas Government Code. )
17. Authorize negotiation and execution of a 6-month contract with DROPCOUNTR, INC, to provide a customizable residential water efficiency, customer engagement and water consumption reporting software in an amount not to exceed \$86,250.  
( Notes: This contract was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women

Owned Business Enterprise Procurement Program. For the services required for this contract, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established. )

18. Authorize negotiation and execution of a 12-month contract with SIRSI CORPORATION, for maintenance and support of library automation software for collection management, in an amount not to exceed \$143,726, with four 12-month extension options in amounts not to exceed \$136,806 for the first option, \$140,773 for the second option, \$144,856 for the third option, and \$149,056 for the fourth option, for a total contract amount not to exceed \$715,217.  
( Notes: This contract is exempt from the City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established. )
19. Authorize negotiation and execution of a 12-month contract with MICROSTRATEGY SERVICES CORPORATION to provide continued software support and maintenance for business intelligence software in an amount not to exceed \$132,500, with four 12-month extension options in an amount not to exceed \$132,500 per extension option, for a total contract amount not to exceed \$662,500.  
( Notes: This contract is exempt from the City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established. )
20. Authorize negotiation and execution of a contract with MUNICIPAL CODE CORPORATION to publish the City's revised Land Development Code in an amount not to exceed \$100,000.  
( Notes: This contract is exempt from the City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established. )
21. Authorize an amendment to the contract with MYCOFF, FRY & PROUSE, LLC, to provide executive search services to assist in selecting a new General Manager for Austin Energy, for an increase in the amount of \$5,115, for a revised total contract amount not to exceed \$62,115.  
( Notes: This contract is exempt from the City Code Chapter 2-9B Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established. )
22. Authorize award and execution of a 12-month contract with GRENIER SERVICES COMPANY, LLC, DBA CEDAR PARK OVERHEAD DOORS, to provide overhead door maintenance, repair, and replacement services, in an amount not to exceed \$525,000, with five 12-month extension options in an amount not to exceed \$750,000 per extension option, for a total contract amount not to exceed \$4,275,000.  
( Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women

Owned Business Enterprise Procurement Program. For the services required for this solicitation, there was insufficient subcontracting opportunities; therefore, no subcontracting goals were established. )

23. Authorize negotiation and execution of a 36-month contract with VERMONT SYSTEMS, INC., to provide hosting, support services and additional modules for the existing recreation management system, in an amount not to exceed \$212,738, with three 12-month extension options in an amount not to exceed \$72,477 for the first option, \$74,972 for the second option, and \$77,301 for the third option, for a total contract amount not to exceed \$437,488.  
( Notes: This contract is exempt from the City Code Chapter 2-9 D Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established. )
24. Authorize negotiation and execution of cost reimbursement agreements for make-ready, construction, and replacement work on utility poles with telecommunication, cable, data, and franchised video-service providers who have infrastructure license agreements with Austin Energy, in a combined amount not to exceed \$1,500,000 per year over a 48-month term, for a total amount not to exceed \$6,000,000.  
( Notes: This contract will be awarded in compliance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. MBE/WBE goals will be established prior to execution of a contract. )

### **Watershed Protection Department**

25. Authorize negotiation and execution of a 12-month interlocal agreement with THE UNIVERSITY OF TEXAS AT AUSTIN for DNA sequencing for salamanders in an amount not to exceed \$13,000, with two 12-month extension options in an amount not to exceed \$13,000 per transaction option, for a total amount not to exceed \$39,000.

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

26. Approve appointments and certain related waivers to citizen boards and commissions, to Council committees and other intergovernmental bodies and removal and replacement of members; and amendments to board and commission bylaws.
27. Approve an ordinance waiving or reimbursing certain fees for the Cristo Rey Jamaica 2016 event sponsored by Cristo Rey Parish which was held on Sunday, June 12, 2016 at the Cristo Rey Church.  
( Notes: SPONSOR: Council Member Sabino "Pio" Renteria CO 1: Council Member Gregorio Casar CO 2: Council Member Ora Houston CO 3: Mayor Steve Adler CO 4: Council Member Delia Garza )

28. Approve a resolution related to addressing mortgage fraud.  
( Notes: SPONSOR: Council Member Delia Garza CO 1: Council Member Gregorio Casar CO 2: Council Member Sabino "Pio" Renteria CO 3: Mayor Pro Tem Kathie Tovo CO 4: Council Member Ann Kitchen )
29. Approve a resolution requiring that any future incentive program for expedited permit review include worker protection standards for nonresidential projects.  
( Notes: SPONSOR: Council Member Ann Kitchen CO 1: Council Member Sabino "Pio" Renteria CO 2: Council Member Gregorio Casar CO 3: Council Member Leslie Pool )
30. Approve the waiver authorizing payment of certain costs for the Ciclovía Dove Springs event under City Code Chapter 14-8 sponsored by Bike Austin which is to be held Saturday, September 24, 2016 at the Dove Springs Recreation Center.  
( Notes: SPONSOR: Council Member Delia Garza CO 1: Council Member Sabino "Pio" Renteria CO 2: Council Member Gregorio Casar CO 3: Council Member Leslie Pool CO 4: Mayor Steve Adler )

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

31. Set a public hearing to consider an ordinance amending Chapter 25-2 of the City Code to require properties zoned historic landmark (H) combining district or historic area (HD) combining district to comply with the City's compatibility standards. (Suggested date and time: September 22, 2016, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).
32. Set a public hearing to consider an ordinance amending Title 25 of the City Code to require the Historic Landmark Commission's review of demolition applications for structures that are fifty years or older and dedicated to certain civic uses. (Suggested date and time: September 22, 2016, 4:00 p.m. at Austin City Hall, 301 W. Second St., Austin, TX)
33. Set a public hearing to consider an ordinance approving a Project Consent Agreement waiving provisions of City Code Title 25 to incentivize a significant reduction in development intensity and partial preservation of a 41.04 acre tract of land at 2636 Bliss Spillar Road located within the Barton Springs Zone and allow construction of a commercial development of a 12.08 acre tract of land located at 12501 Hewitt Lane in the City's Desired Development Zone. (Suggested date and time September 1, 2016, at 4:00 p.m., Austin City Hall, Council Chambers, 301 West Second Street, Austin, TX.)

#### **Non-Consent**

#### **Item(s) for Discussion and Possible Action**

34. Discussion and possible action on the appointment of an interim City Manager.
35. Discussion and possible action initiating the selection process for appointment of a City Manager.
36. Discussion and possible action on the Council Budget Concept Menu.

**10:00 AM - Zoning and Neighborhood Plan Amendments (Public Hearings and Possible Action)**

37. C14-2015-0160 - Champions Tract #3 - District 10 - Conduct a public hearing and approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 6409 City Park Road (West Bull Creek Watershed) from general office-conditional overlay (GO-CO) combining district zoning to general office-mixed use-conditional overlay (GO-MU-CO) combining district zoning. First reading approved for multifamily residence-moderate-high density-conditional overlay (MF-4-CO) combining district zoning on June 23, 2016. Vote: 11-0. Owner/Applicant: Champion Assets LTD & Champion Legacy Partners LP (Josie Ellen Champion, Alma Juanita Champion Meier, Margaret Jo Roberson Duff). Agent: Armbrust & Brown, PLLC (Richard Suttle). City Staff: Jerry Rusthoven, 512-974-3207.

**10:30 AM - Morning Briefings**

38. Development Services Update

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

Carlos León - 1) God, Jesus Christ, and the Holy Spirit are the best, brightest, and mightiest 24/7. 2) Chemtrails belong in Hell, not here in Austin. 3) Losing your marbles Vol. II, No.??

CAROLANNEROSE KENNEDY - GOD BLESS MY UNDERWEAR: A SONG FOR CAPITOL HILLARY.

Susan Morgan - Introduction of Townlake Neighborhood association.

Amanda Royston - City of Austin funding for Austin Club House.

Judi Edwards - Drainage issue in Montopolis neighborhood.

Lovie Edwards - Montopolis flood.

Joyce Statz - Old Quarry Library.

Joe Quintero - Gentrification by the City of Austin Government.



Valerie Romness - TBA.

Linda Messier - Public Safety Budget.

### **Executive Session**

39. Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
40. Discuss legal issues related to a general obligation bond election (Private consultation with legal counsel - Section 551.071 of the Government Code).
41. Discuss legal issues related to charging development fees to fund affordable housing (Private consultation with legal counsel - Section 551.071 of the Government Code).
42. Discuss the appointment and duties of an interim City Manager (Personnel matter - Section 551.074 of the Government Code).

### **3:00 PM - Austin Housing and Finance Corporation Meeting**

43. The Mayor will recess the City Council meeting to conduct a Board of Directors' Meeting of the Austin Housing Finance Corporation. Following adjournment of the AHFC Board meeting the City Council will reconvene. (The AHFC agenda is temporarily located at <https://austin.siretechnologies.com/sirepub/mtgviewer.aspx?meetid=1242&doctype=Agenda> )

### **4:00 PM - Public Hearings and Possible Actions**

44. Conduct a public hearing to receive public comment on the City of Austin Fiscal Year 2016-2017 Proposed Budget.
45. Conduct a public hearing on the proposed property (ad valorem) tax rate for Fiscal Year 2016-2017.
46. Conduct a public hearing and consider an ordinance amending Title 25 of the City Code to change regulations related to Subchapter F gross floor area exemptions for garages and carports.
47. Conduct a public hearing and consider a resolution supporting an application to be submitted to the Texas Department of Housing and Community Affairs by thinkEAST Apartments, Ltd., or an affiliated entity, for the new construction of an affordable multi-family development to be located at 1143 Shady Lane. (District 3)
48. Conduct a public hearing and consider an appeal regarding the Planning Commission's approval of two compatibility waivers for development at 2510 South Congress Avenue (Site Plan No. SP-2015-0300C)(District 3).

49. Conduct a public hearing and consider an appeal regarding the Planning Commission's conditions of approval for a Conditional Use Permit for a Late Hours Permit with associated parking setback variance at 615 South Lamar Blvd.
50. Conduct a public hearing and approve second and third readings of an ordinance amending City Code Title 25 to establish requirements for tenant notification and tenant relocation assistance for certain multi-family and mobile home projects.
51. Conduct a public hearing and consider an ordinance amending the Imagine Austin Comprehensive Plan.

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

AJ Castillo

### **5:30 PM - Proclamations**

Proclamation – Blood Cancer Awareness Month—To be presented by Mayor Steve Adler

Proclamation – Global March for Elephants and Rhinos—To be presented by Mayor Steve Adler and to be accepted by Kaia Newton and Thyra Rutter

Proclamation – National Parks Service 100th Anniversary—To be presented by Mayor Steve Adler


Proclamation – Take a Loved One for a Checkup—To be presented by Council Member Ora Houston


Distinguished Service Award – Anthony Flood retirement—To be presented by Mayor Steve Adler and to be accepted by the honoree

Proclamation – Texas Campaign for the Environment—To be presented by Council Member Leslie Pool

Certificate of Congratulations – Grant for Technology Opportunities Awardees—To be presented by Mayor Steve Adler and to be accepted by the honorees

### **Adjourn**

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A person may request a Spanish language interpreter be made available by contacting the Office of the City Clerk not later than twenty-four hours before the scheduled time of the item on which the person wishes to speak. Please call (512) 974-2210 in advance or inform the City Clerk's staff present at the council meeting.

Cualquier persona puede solicitar servicios de intérprete en español comunicándose con la oficina del Secretario/a Municipal a no más tardar de veinte y cuatro horas antes de la hora determinada para el asunto sobre el cual la persona desea comentar. Por favor llame al (512) 974-2210 con anticipo o informe al personal del Secretario/a Municipal presente en la sesión del Consejo.