



**Thursday, September 20, 2018**

The City Council will convene at 10:00 AM on  
Thursday, September 20, 2018 at Austin City Hall  
301 W. Second Street, Austin, TX



Mayor Steve Adler  
Mayor Pro Tem Kathie Tovo, District 9  
Council Member Ora Houston, District 1  
Council Member Delia Garza, District 2  
Council Member Sabino "Pio" Renteria, District 3  
Council Member Gregorio Casar, District 4  
Council Member Ann Kitchen, District 5  
Council Member Jimmy Flannigan, District 6  
Council Member Leslie Pool, District 7  
Council Member Ellen Troxclair, District 8  
Council Member Alison Alter, District 10

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

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

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

**9:55 AM – Invocation**

Pandit Sri Aditya Sarma, Austin Hindu Temple

**10:00 AM – City Council Convenes**

**Consent Agenda**

**Approval of Minutes**

1. Approve the minutes of the Austin City Council work session of August 28, 2018, budget work session of August 29, 2018, regular meeting of August 30, 2018, and special called budget work session of September 6, 2018.

**Animal Services Office**

2. Authorize negotiation and execution of a sixth amendment to the interlocal agreement with Travis County for the City’s provision of animal services, for a 12-month period beginning October 1, 2018, in an amount not to exceed \$1,817,740.

**Austin Energy**

3. Approve issuance of a rebate to the Austin Centre Unit Association, for performing energy efficiency improvements at its facility located at 701 Brazos St., in an amount not to exceed \$59,185.07.  
*District(s):* District 9
4. Approve issuance of a rebate to SL Domain LP, for performing energy efficiency improvements at the Domain Office Building located at 10721 Domain Drive, in an amount not to exceed \$78,741.41  
*District(s):* District 7
5. Approve issuance of a rebate to the Texas Facilities Commission, for performing energy efficiency improvements at the William P. Clements Building located at 300 W. 15th Street, in an amount not to exceed \$80,692.52.  
*District(s):* District 9

**Capital Contracting Office**

6. Authorize the use of the competitive sealed proposal procurement method for solicitation of construction improvements for the Faulk Central Library Roof Replacement project.

(Note: MBE/WBE goals will be established prior to issuance of this solicitation.)

District(s): District 9

7. Authorize negotiation and execution of a professional services agreement with Black & Veatch Corporation (staff recommendation) or one of the other qualified responders for Request for Qualifications Solicitation No. CLMP245 to provide engineering services for the McNeil Road Water Transmission Main Project in an amount not to exceed \$3,800,000.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 18.00% MBE and 22.00% WBE participation.]

District(s): District 6

### **Communications and Technology Management**

8. Authorize negotiation and execution of an interlocal agreement with the Capital Area Emergency Communications District for the City to service and operate public safety answering points at the Combined Transportation, Emergency, and Communications Center and maintain the associated voice recording and logging equipment for 9-1-1 calls.
9. Authorize negotiation and execution of an interlocal agreement with the Capital Area Emergency Communications District with the City to maintain the Austin and Travis County 9-1-1 database.
10. Authorize negotiation and execution of an interlocal agreement with the Permian Basin Regional Planning Council (PBRPC), Texas to connect into the Greater Austin / Travis County Regional Radio System to further voice radio interoperability for public safety organizations.

### **Convention Center**

11. Approve a resolution adopting the Austin Convention and Visitors Bureau (doing business as Visit Austin) 2018-2019 Marketing Plan and Proposed Budget of \$15,714,496, setting the contract payment as required by chapter 351 of the Texas Tax Code; and authorizing the City Manager to file the approved documents with the City Clerk's Office as required by the Texas Tax Code.

### **Economic Development Department**

12. Approve a resolution authorizing the City Manager to award, negotiate, and execute cultural arts services contracts for Fiscal Year 2018-2019 in an amount not to exceed \$7,600,655, authorizing payment in the amount of \$60,000 for Zachary Scott Theatre Center maintenance required under a separate operations agreement, and authorizing payment of \$25,000 to Austin Fine Arts Alliance for marketing the Art City Austin Festival through the Austin Convention Center Department Operating Budget.

### **Human Resources**

13. Approve a resolution confirming an appointment to the Firefighters', Police Officers' and Emergency Medical Services Personnel Civil Service Commission.

### **Law**

14. Authorize negotiation and execution of legal services agreements with the law firms of Allison, Bass, and McGhee, LLP, and Foley Gardere, in an aggregate total amount not to exceed \$1,800,000, related to the acquisition of property and easements for Austin Energy capital projects.

### **Municipal Court**

15. Approve negotiation and execution of an interlocal agreement with the Texas Department of Motor Vehicles to withhold vehicle registrations for people with outstanding traffic warrants, fines, and unpaid red light camera cases for a term of five years for a total contract amount not to exceed \$10,000 per year.

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

16. Authorize negotiation and execution of a one-year service agreement with the Austin Housing Finance Corporation to manage and operate various housing programs on the City of Austin's behalf during Fiscal Year 2018 - 2019 using funds received by the City from the U.S. Department of Housing and Urban Development, in addition to local City funds, in an amount not to exceed \$16,878,323.

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

17. Authorize negotiation and execution of an encroachment agreement with Austin 300 Colorado Project, L.P. for the aerial encroachment of approximately 632 square feet of right-of-way for a proposed balcony within West 3rd Street between Colorado Street and Lavaca Street, located at 300 Colorado Street.

District(s): District 9

18. Authorize negotiation and execution of a 36-month lease extension for 5,000 square feet of warehouse space for the Austin Police Department with LGC Techni Center LLC, successor in interest to Technicenter Partners, Ltd., for property located at 6014 Technicenter Dr. Suite 2-201, in an amount not to exceed \$129,600.

District(s): District 1

### **Planning and Zoning**

19. Approve an ordinance adopting the Amended and Restated Strategic Partnership Agreement between the City and the Cascades Municipal Utility District (MUD), and annexing the MUD for full-purposes (approximately 136 acres in southern Travis County east of IH-35 South, approximately four-tenths of a mile south of the intersection of IH-35 South and Onion Creek Parkway).

District(s): District 5

20. Approve an ordinance authorizing the negotiation and execution of an interlocal agreement regarding the release of approximately 33 acres of extraterritorial jurisdiction ("ETJ") to the City of Dripping Springs.

21. Approve an ordinance to annex the Pilot Knob MUD No. 3, Tracts B-E and G-H, and Pilot Knob

MUD No. 5 Tract F, for limited purposes (approximately 165.8 acres in eastern Travis County, approximately eight tenths of a mile east of the intersection of McKinney Falls Parkway and Colton Bluff Springs Road; contiguous to District 2).

District(s): District 2

### **Public Health**

22. Authorize negotiation and execution of the tenth amendment to an agreement with Front Steps, Inc. for the provision of permanent supportive housing services, adding one 12-month extension option beginning October 1, 2018 in an amount not to exceed \$ 111,149, for a total agreement amount not to exceed \$913,145.
23. Authorize negotiation and execution of an interlocal agreement with the Texas Department of State Health Services to purchase Human Immunodeficiency Virus medications under the Federal Ryan White HIV/AIDS Part A grant program, for a two-year term beginning October 1, 2018, in an amount not to exceed \$400,000.
24. Authorize negotiation and execution of eight interlocal agreements with the municipalities of Bee Cave, Lakeway, Manor, Rollingwood, Village of San Leanna, Sunset Valley, Village of Volente and West Lake Hills to provide public health services for a 12-month period beginning October 1, 2018, with up to four 12-month extension options.
25. Authorize negotiation and execution of an interlocal agreement with Austin Independent School District for Austin Public Health to provide youth development services within school campuses for a twelve-month term beginning October 1, 2018 with four, 12-month renewal options.
26. Authorize negotiation and execution of the sixth amendment to the interlocal agreement with Travis County for the City's provision of public health services, for a 12-month period beginning October 1, 2018 in an amount not to exceed \$4,490,200.
27. Approve negotiation and execution of the third amendment to the interlocal agreement with Austin Travis County Sobriety Center Local Government Corporation to add funding in the amount of \$250,000 for a total agreement amount not to exceed \$1,753,359.

### **Public Works**

28. Approve a resolution that adopts a newly updated list of projects approved for Quarter Cent funding.

### **Purchasing Office**

29. Authorize an amendment to an existing contract with Wolters Kluwer Financial Services, Inc., to provide continued and additional automated audit management software and support, for an increase in the amount of \$439,948 and to extend the term by five years, for a revised total contract amount not to exceed \$564,970.

(Note: Sole source contracts are exempt from the City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established).

30. Authorize award and execution of a multi-term contract with Safety Shoe Distributors, LLP, to

provide safety footwear, for up to five years for a total contract amount not to exceed \$810,000.

(Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

- 31.** Authorize award and execution of a multi-term contract with U.S. Peroxide, LLC D/B/A USP Technologies, to provide hydrogen peroxide solution, feed system installation, and maintenance services, for up to five years for a total contract amount not to exceed \$1,500,000.

(Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

- 32.** Authorize negotiation and execution of various cooperative contracts through the State of Texas Department of Information Resources cooperative purchasing program during fiscal year 2018-2019, for the purchase of computer, network and other technology hardware, software, and related maintenance and technology services, in an amount not to exceed \$61,242,000.

(Note: These procurements will be reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9 Minority Owned and Women Owned Business Enterprise Procurement Program).

- 33.** Authorize negotiation and execution of a multi-term contract with KPMG LLP, to provide zero-based budgeting and benchmarking consulting services for Austin Energy, for up to five years for a total contract amount not to exceed \$417,971.

(Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

- 34.** Authorize negotiation and execution of a cooperative contract with NetSync Network Solutions, for network switches and associated hardware, for a term of one year in an amount not to exceed \$1,510,325.

(Note: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

- 35.** Authorize negotiation and execution of multi-term contracts with 10 firms, to provide language translation services, for up to five years for total contract amounts not to exceed \$1,720,000 divided among the contractors.

(Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the Language Translation Services required for this solicitation, there were no

subcontracting opportunities; therefore, no subcontracting goals were established).

- 36.** Authorize negotiation and execution of a multi-term contract with lookthinkmake, LLC to provide consulting services for a cultural tourism marketing strategy, for up to 18 months for a total contract amount not to exceed \$150,000.

(Note: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the services required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

- 37.** Authorize award and execution of a multi-term contract with SI Mechanical, LLC, to provide plumbing, preventative maintenance, parts, installation, and repair services, for up to five years for a total contract amount not to exceed \$2,750,000.

(Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this solicitation, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established).

- 38.** Authorize award and execution of a multi-term contract with Pethealth Services (USA) Inc., to provide microchips, scanners, and an online database, for up to five years for a total contract amount not to exceed \$320,000.

(Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

- 39.** Authorize award and execution of two multi-term contracts with Austin Truck and Equipment Inc. Ltd. D/B/A Freightliner of Austin and Lonestar Freightliner Group, LLC D/B/A Lonestar Freightliner of Temple, to provide original equipment manufacturer parts and repair services for Daimler Truck of North America vehicles and vehicle components, for up to five years for total contract amounts not to exceed \$2,015,000 divided between the contractors.

(Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

- 40.** Authorize award and execution of a multi-term contract with Fortiline, Inc. D/B/A Fortiline Waterworks, to provide reinforced concrete pipe, rectangular culverts, manhole sections and related components, for up to five years for a total contract amount not to exceed \$2,000,000.

(Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

- 41.** Authorize negotiation and execution of a cooperative contract with Chastang Enterprises, Inc.

D/B/A Chastang Ford, for Autocar original equipment manufacturer parts, for up to 13 months for a total contract amount not to exceed \$109,000.

(Note: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

42. Ratify an amendment to an existing contract with LCG Consulting, for continued maintenance, support, and subscription services of UPLAN network management and modeling system software, by extending the term one year and increasing the amount by \$67,000, for a revised total contract amount not to exceed \$1,016,000.

(Note: 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).

43. Authorize award and execution of a multi-term contract with Great Western Managed Services Corporation D/B/A GWC (WBE), to provide grounds and irrigation maintenance and repair services, for up to five years for a total contract amount not to exceed \$500,000.

(Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this solicitation, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established).

44. Authorize negotiation and execution of a contract with Gemba Academy LLC, to provide lean and six sigma online training, for a term of one year in an amount not to exceed \$80,000.

(Note: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the services required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

45. Authorize award and execution of a multi-term contract with Fleet Safety Equipment Inc., to provide Troy products which are used for mounting equipment in public safety vehicles, for up to five years for a total contract amount not to exceed \$1,000,000.

(Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

46. Authorize negotiation and execution of three multi-term contracts, to provide minority and small business consulting services, with the Asian Contractor Association, Carol Sue Hadnot D/B/A Business Resource Consultants (MWDB), and the United States Hispanic Contractors Association de Austin D/B/A USHCA de Austin, each for up to five years for total contract amounts not to exceed \$1,500,000 divided equally among the contractors.

(Note: This procurement was reviewed for subcontracting opportunities in accordance with City



Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the services required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

### **Transportation - Mobility Bond**

47. Authorize award and execution of a construction contract with Muniz Concrete & Contracting, Inc. (MBE), for ADA Sidewalks & Ramp Improvements 2018 Group 20 Citywide IDIQ contract in the amount of \$5,000,000 for an initial 2-year term, with one 1-year extension option of \$1,500,000, for a total contract amount not to exceed \$6,500,000.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 9.92% MBE and 1.33% WBE participation.]

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

48. Authorize award and execution of a construction contract with Muniz Concrete & Contracting, Inc., (MBE) for the ADA Sidewalks & Ramp Improve 2018 Group 21 Citywide IDIQ contract in the amount of \$1,500,000 for a 2-year term, with no extension option, for a total contract amount not to exceed \$1,500,000.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 10.48% MBE and 1.35 % WBE participation.]

District(s): District 1; District 5; District 6; District 7; District 9

49. Authorize award and execution of a construction contract with Austin Underground, Inc. (MBE), for the Slaughter/South 1st Intersection Safety Improvements Project, in the amount of \$1,624,357.20 plus a \$162,435.72 contingency, for a total contract amount not to exceed \$1,786,792.92.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 95.43% MBE and 1.15% WBE participation.]

District(s): District 1; District 2; District 4; District 5; District 7

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

50. 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.

51. Approve a resolution relating to the compensation and benefits for the City Manager.

Sponsors: Mayor Steve Adler, Mayor Pro Tem Kathie Tovo, Council Member Alison Alter, and Council Member Delia Garza

52. Approve a resolution relating to the compensation and benefits for the City Auditor.

**Sponsors:** Mayor Steve Adler, Mayor Pro Tem Kathie Tovo, Council Member Alison Alter, and Council Member Delia Garza

53. Approve a resolution relating to the compensation and benefits for the City Clerk.

**Sponsors:** Mayor Steve Adler, Mayor Pro Tem Kathie Tovo, Council Member Alison Alter, and Council Member Delia Garza

54. Approve an ordinance relating to the compensation and benefits for the Municipal Court Clerk.

**Sponsors:** Mayor Steve Adler, Mayor Pro Tem Kathie Tovo, Council Member Alison Alter, and Council Member Delia Garza

55. Approve a resolution relating to the reduction or waiver of fees for full-time active duty military personal whose residences are unoccupied for extended periods of time during their deployment.

**Sponsors:** Council Member Sabino "Pio" Renteria, Council Member Gregorio Casar, Council Member Ann Kitchen, and Council Member Delia Garza

56. Approve a resolution identifying one or more council committees responsible for nominating public and private sector members to the Community Development Commission.

**Sponsors:** Council Member Gregorio Casar, Mayor Steve Adler, Council Member Ann Kitchen, and Council Member Sabino "Pio" Renteria

57. Approve an ordinance waiving or reimbursing certain development fees for the Highland Neighborhood Park located at 401 West St. Johns Ave, Austin, TX 78752.

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

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

58. Set a public hearing for an application to be submitted to the Texas Department of Housing and Community Affairs by Austin Geriatric Center, Inc., or an affiliated entity, for the construction of a development for persons 55 years of age and older to be known as the Rebekah Baines Johnson Center, located at 21 Waller Street, in the City of Austin (Suggested date and time: October 4, 2018 beginning at 4:00pm at Austin City Hall, 301 W. Second Street, Austin, TX).

**District(s):** District 3

59. Set a public hearing to consider an ordinance to rename "Manchaca Road" to "Menchaca Road". (Suggested date and time: October 4, 2018 at 4:00 p.m., Austin City Hall, Council Chambers, 301 W. Second Street, Austin, Texas)

**District(s):** District 5

60. Set a public hearing for an application to be submitted to the Texas Department of Housing and Community Affairs by RISE Residential Construction, L.P., or an affiliated entity, for the construction of a multi-family development to be known as Lakeway Apartment Homes, to be located on Ranch Road (RR) 620 at Storm Drive, in the City's extraterritorial jurisdiction (Suggested date and time: October 4, 2018 at 4:00p.m., Austin City Hall, 301 W. Second Street, Austin, TX).

61. Set a public hearing for an application to be submitted to the Texas Department of Housing and Community Affairs by RISE Residential Construction, L.P., or an affiliated entity, for the construction of a multi-family development to be known as Austin Parmer II Apartment Homes, to

be located at the intersection of Bellingham and East Parmer Lane, in the City's extraterritorial jurisdiction (Suggested date and time: October 4, 2018 at 4:00p.m., Austin City Hall, 301 W. Second Street, Austin, TX).

### **Non-Consent**

62. Approve a resolution authorizing the City Manager to apply for up to \$1,000,000 in grant funding from the Texas Parks and Wildlife Department's Local Park Urban Grant Program for the Barton Springs Pool Bathhouse Rehabilitation.

District(s): District 8

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

63. Approve a resolution appointing Peter Steffensen as the City's representative on the Austin Regional Intelligence Center's Privacy Policy Advisory Committee.

Sponsors: Audit and Finance Committee

64. Discussion regarding legal representation for the Board of Adjustment during consideration of interpretation appeals.

Sponsors: Audit and Finance Committee

### **10:30 AM - Austin Housing and Finance Corporation Meeting**

65. The Mayor will recess the City Council meeting to conduct a Board of Directors' Meeting of the Austin Housing Finance Corporation. Following adjournment of the AHFC Board meeting the City Council will reconvene. (The AHFC agenda is temporarily located at <https://austintexas.gov/department/city-council/2018/20180920-ahfc.htm>).

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

Tony Farmer – City Council Communication

Dr. Koo Kim – Democratization of Austin City Council's dictatorship and Austin City police chief's dictatorship and broken democracy. What is democracy? What is homeland security?

Paul Robbins – City and budget issues. Customer assistance program.

Silver White Mountain (Sylvia Mendoza) – I got a new name but I'm the same person.

Sherri Guess – Mothers for animal protection.

Susana Almanza – Reclaim, Remain and Rebuild Our City for People of all Incomes.

Jim Richardson – City Business.

Samuel Maxie – Waste and Abuse of City Resources.

Carlos León – 1) God, Jesus Christ, & The Holy Spirit rock Austin 24/7; 2) Chemtrails are alien to Austin airspace and are anti – human; 3) Losing your marbles Vol. IV, Part VI.

Jose Vera – MWBE Participations with public land developments.

### **Executive Session**

66. Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).

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

67. C14-2018-0052 -12408 Harris Branch Parkway- District 1 - Approve second and third readings of an ordinance amending City Code Title 25 by zoning and rezoning property locally known as 12408 Harris Branch Parkway (Harris Branch Watershed). Applicant Request: to zone and rezone from interim rural residence (I-RR) district zoning and limited office-conditional overlay (LO-CO) combining district zoning to industrial park (IP) district zoning. First reading approved industrial park-conditional overlay (IP-CO) combining district zoning on August 9, 2018. Owner/Applicant: HB EXP LLC (Donald Clauson). Agent: Drenner Group PC (Leah Bojo). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 1

68. C14-2016-0094 - Parmer Village - District 7 - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 800 East Parmer Lane (Walnut Creek Watershed, Harris Branch Watershed). Applicant Request: To rezone from community commercial (GR) district zoning to community commercial-mixed use (GR-MU) combining district zoning. First reading approved on August 23, 2018. Vote: 11-0. Owner/Applicant: Austin Ly & Nguyen, LP (Kevin Nguyen). Agent: TRI-County Consultants (Phillip T. Duprey). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 7

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

69. NPA-2017-0021.01 -4530 E. Ben White Blvd. - District 3 - Conduct a public hearing and approve an ordinance amending Ordinance No. 20061116-055 of the East Riverside/Oltorf Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the future land use designation on the future land use map (FLUM) on property locally known as 4530 E. Ben White Blvd. (Country Club Creek Watershed) from Commercial to Mixed Use land use. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed September 11, 2018. Owner/Applicant: Belco Equities, Inc. Agent: Coats Rose (John M. Joseph). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 3

70. NPA-2017-0016.03 - 3232 & 3306 E. Cesar Chavez Street - District 3 - Conduct a public hearing and approve an ordinance amending Ordinance No. 030327-12, the Govalle/Johnston Terrace Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 3232 & 3306 E. Cesar Chavez Street (Colorado River Watershed) from Commercial to Mixed

Use land use. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed on September 25, 2018. Owner/Applicant: The Betty Sue Kurtz Trust and The Thelma Ann Zirkelbach Trust. Agent: Husch Blackwell, LLP (Stacey L. Milazzo). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 3

71. C14-2017-0138 - 3232 and 3306 East Cesar Chavez Rezoning - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 3232 and 3306 East Cesar Chavez Street (Colorado River Watershed). Applicant Request: To rezone from limited industrial-conditional overlay-neighborhood plan (LI-CO-NP) combining district zoning and general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning to multifamily residence highest density-conditional overlay-neighborhood plan (MF-6-CO-NP) combining district zoning and general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Staff Recommendation: To grant multifamily residence highest density-conditional overlay-neighborhood plan (MF-6-CO-NP) combining district zoning and general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To be reviewed September 25, 2018. Owner/Applicant: The Betty Sue Kurtz Trust and The Thelma Ann Zirkelbach Trust. Agent: Husch Blackwell, LLP (Stacey L. Milazzo). City Staff: Maureen Meredith, (512) 974-2695. City Staff: Heather Chaffin, 512- 974-2122.

District(s): District 3

72. NPA-2017-0016.05 -Tillery MF-District 3-Conduct a public hearing and approve an ordinance amending Ordinance No. 030327-12, the Govalle/Johnston Terrace Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 507 Tillery Street (Boggy Creek Watershed) from Single Family to Multifamily. Staff Recommendation: Not applicable. Planning Commission Recommendation: Withdrawn by Applicant. Owner/Applicant: 507 Tillery House, LLC. Owner/Applicant: 507 Tillery House LLC (Caren W. Wendt and Katheryn L Ingerly). City Staff: Maureen Meredith, (512) 974-2695...De

District(s): District 3

73. C14-2017-0106 - Tillery MF - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 507 Tillery Street (Colorado River and Boggy Creek Watersheds). Applicant Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to multifamily residence low density-conditional overlay-neighborhood plan (MF-2-CO-NP) combining district zoning. Staff Recommendation: To grant multifamily residence low density-conditional overlay-neighborhood plan (MF-2-CO-NP) combining district zoning. Planning Commission Recommendation: To be reviewed August 14, 2018. 507 Tillery House LLC (Caren W. Wendt and Katheryn L Ingerly). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 3

74. C14-2017-0066 - Braker Lane Rezoning Part A- District 1 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 914 East Braker Lane (Walnut Creek Watershed). Applicant Request: To rezone from single family

residence standard lot (SF-2) district zoning to single family residence small lot (SF-4A) district zoning and community commercial (GR) district zoning. Staff Recommendation: Pending. Zoning and Platting Commission Recommendation: To be reviewed September 18, 2018.

Owner/Applicant: Richard Raymond Peterson and Carol Ann Peterson Starr. Agent: Carlson, Brigance & Doering, Inc. (Charles Brigance). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 1

75. C14-2017-0100 - Braker Lane Rezoning Part B - District 1 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 914 East Braker Lane (Walnut Creek Watershed). Applicant Request: To rezone from single family residence standard lot (SF-2) district zoning and development reserve (DR) district zoning to single family residence small lot (SF-4A) district zoning and community commercial (GR) district zoning. Staff Recommendation: Pending. Zoning and Platting Commission Recommendation: To be reviewed September 18, 2018. Owner/Applicant: Richard Raymond Peterson and Carol Ann Peterson Starr. Agent: Carlson, Brigance & Doering, Inc. (Charles Brigance). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 1

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

District(s): District 10

77. C14-2017-0004 - Braker Office/Condo Park - District 1 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1308 East Braker Lane (Walnut Creek Watershed) from multifamily residence low density-conditional overlay (MF-2-CO) combining district zoning to general office-mixed use (GO-MU) combining district zoning. Staff Recommendation: Pending. Zoning and Platting Commission Recommendation: To be reviewed September 18, 2018. Owner/Applicant: Realty One Texas (Vu Chung and Sinh Le). Agent: Impact Design & Architecture Group, Inc. (James Fisher). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 1

78. C14-2018-0053 - Sales Inventory Lot for New and / or Used Vehicles - District 2 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 817 North Bluff Drive (Williamson Creek Watershed). Applicant's Request: To rezone from community commercial-neighborhood plan (GR-NP) combining district zoning to general commercial services-neighborhood plan (CS-NP) combining district zoning. Staff Recommendation: To grant general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning. Planning Commission Recommendation: To grant general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district

zoning. Owner/Applicant: Capitol Chevrolet (Robert Ruiz). Agent: Peloton Land Solutions (Jose Castillo). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 2

79. NPA-2018-0001.01 - Alpine Road -District 3-Conduct a public hearing and approve an ordinance amending Ordinance No. 980827-B, the Dawson Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 410 West Alpine Road (East Bouldin Creek Watershed) from Single Family to Multifamily land use. Staff Recommendation: To grant Multifamily land use. Owner/Applicant: West Alpine Partners, LLC. Agent: Thrower Design (A. Ron Thrower). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 3

80. C14-2018-0039 - Alpine Road Rezoning - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 410 West Alpine Road (East Bouldin Creek Watershed). Applicant's Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to multi-family residence-low density-neighborhood plan (MF-2-NP) combining district zoning. Staff Recommendation: To grant multi-family residence-low density-neighborhood plan (MF-2-NP) combining district zoning. Planning Commission Recommendation: To grant multi-family residence-low density-neighborhood plan (MF-2-NP) combining district zoning. Owner/Applicant: West Alpine Partners LLC. Agent: Thrower Design (Ron Thrower). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 3

81. C14-2018-0068 - James Casey Medical - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 4319 James Casey Street (West Bouldin Creek Watershed; Williamson Creek Watershed). Applicant's Request: To rezone from limited office-vertical mixed use building-neighborhood plan (LO-V-NP) combining district zoning to general office-vertical mixed use building-neighborhood plan (GO-V-NP) combining district zoning. Staff Recommendation: To grant general office-vertical mixed use building-neighborhood plan (GO-V-NP) combining district zoning. Planning Commission Recommendation: To grant general office-vertical mixed use building-conditional overlay-neighborhood plan (GO-V-CO-NP) combining district zoning. Owner/Applicant: Raymond and Grace Chan. Agent: Land Answers, Inc. (Jim Wittliff). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 3

82. C14-2018-0061 - Texas Beef Council - District 6 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning property locally known as 8708 ½ North F.M. 620 Road (Lake Travis Watershed). Applicant Request: To zone from interim-rural residence (I-RR) district zoning to general office-mixed use (GO-MU) combining district zoning. Staff Recommendation: To grant general office-mixed use (GO-MU) combining district zoning, with conditions. Zoning and Platting Commission Recommendation: To grant general office-mixed use (GO-MU) combining district zoning, with conditions. Owner/Applicant: Texas Beef Council (Richard Wortham). Agent: Cunningham-Allen, Inc. (Elias Haddad). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 6

83. C14-2018-0066 - Phoenix and Dragon - District 1 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as locally known as 1800 East Martin Luther King Jr. Boulevard (Boggy Creek Watershed) Applicant Request: To rezone multifamily residence-medium density-neighborhood plan (MF-3-NP) combining district to limited office-mixed use-vertical mixed use building- neighborhood plan (LO-MU-V-NP) combining district zoning. Staff Recommendation: To grant limited office-mixed use-vertical mixed use building- neighborhood plan (LO-MU-V-NP) combining district zoning. Planning Commission Recommendation: To grant limited office-mixed use-vertical mixed use building- neighborhood plan (LO-MU-V-NP) combining district zoning. Owner/Applicant: Frank Cheff and Sharon Shuppert. Agent: ATX Permit and Consulting, LLC (Lila Nelson). City Staff: Heather Chaffin, 512 974-2122.

District(s): District 1

84. C14-2017-0116 - Texas Health and Science University Dormitory and Library - District 5 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 4004 Valley View Road (West Bouldin Creek Watershed). Applicant's Request: To rezone from family residence (SF-3) district zoning to limited office-mixed use (LO-MU) combining district zoning. Staff Recommendation: To grant limited office-mixed use (LO-MU) combining district zoning. Planning Commission Recommendation: To grant limited office-mixed use-conditional overlay (LO-MU-CO) combining district zoning. Owner/Applicant: Lisa & Paul Lin. Agent: Land Answers, Inc. (Jim Wittliff). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 5

85. C14-2018-0069 - South Bluff Park - District 2 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 7309 South IH-35 Service Road Northbound (South Boggy Creek Watershed). Applicant's Request: To rezone from general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning to general commercial services--mixed use-conditional overlay (CS-MU-CO) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant general commercial services--mixed use-conditional overlay (CS-MU-CO) combining district zoning, to change a condition of zoning. Zoning and Platting Commission Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning, to change a condition of zoning. Owner/Applicant: Bennett Realty Group, Inc. (Delbert C. Bennett). Agent: Mathias Company (Richard Mathias). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 2

86. C14-2007-0087(RCA) - Parmer Village - District 7 - Conduct a public hearing and approve a restrictive covenant amendment on a property locally known as 800 East Parmer Lane (Walnut Creek Watershed, Harris Branch Watershed). Staff Recommendation: To grant the restrictive covenant amendment. Zoning and Platting Commission Recommendation: To grant the restrictive covenant amendment. Owner/Applicant: Ly Austin and Nguyen, L.P. (Kevin Nguyen). Agent: Tri County Consultants (Phillip Duprey). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 7

87. NPA-2017-0016.02 - Flats on Shady - District 3 - Conduct a public hearing and approve second and third readings of an ordinance amending Ordinance No. 030327-12, the Govalle/Johnston



Terrace Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 1125 Shady Lane (Boggy Creek Watershed) from Single Family to Multifamily land use. First reading approved August 23, 2018. Vote: 10-1 with Council Member Renteria voted nay. Owner/Applicant: Otto Friedrich Jr. Estate. Agent: Drenner Group (Dave Anderson). City Staff: Maureen Meredith, 512-974-2695.

District(s): District 3

88. C14-2017-0094 - Flats on Shady - District 1 - Conduct a public hearing and approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 1125 Shady Lane (Boggy Creek Watershed). Applicant Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to multifamily residence-moderate-high density-neighborhood plan (MF-4-NP) combining district zoning. First reading approved multifamily residence moderate-high density-neighborhood plan (MF-4-NP) combining district zoning on August 23, 2018. Owner/Applicant: Otto Freidrich Jr. Estate (Johnette Champion). Agent: Drenner Group (Dave Anderson). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 1

89. NPA-2018-0026.02 - Powell Lane Apartments -District 4 - Conduct a public hearing and approve second and third readings of an ordinance amending Ordinance No. 20100624-110, the North Lamar Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 411 & 601 E. Powell Lane & 410, 500, 502, 504, 508 and 606 E. Wonsley Drive (Little Walnut Creek Watershed) from Neighborhood Mixed Use and Mixed Use/Office to Multifamily land use. Approved on first reading on August 30, 2018. Vote: 10-0, Council Member Troxclair-off the dais. Applicant: JCI Residential, LLC (Sam Kumar). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 4

90. C14-2018-0024 - Powell Lane Apartments - District 4 - Conduct a public hearing and approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 411 & 601 East Powell Lane and 410, 500, 502, 504, 508, and 606 East Wonsley Drive (Little Walnut Creek Watershed). Applicant Request: To rezone from limited office-mixed use-neighborhood plan (LO-MU-NP) combining district zoning and neighborhood commercial-mixed use-neighborhood plan (LR-MU-NP) combining district zoning to multifamily residence-moderate-high density-neighborhood plan (MF-4-NP) combining district zoning. First reading approved multifamily residence-moderate-high density-neighborhood plan (MF-4-NP) combining district zoning, with conditions, on August 30, 2018. Vote: 10-0, Council Member Troxclair-off the dais. Owner: HDF Investments, Ltd. (Helen Doris Clark Foster) and Behzad Bahrami. Applicant: JCI Residential, LLC (Sam Kumar). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 4

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

91. Conduct a public hearing and consider an ordinance regarding ATMOS Energy Corporation's proposal to increase customer natural gas rates.

92. Conduct a public hearing and consider a resolution relating to an application by AMTEX Multi-Housing, LLC, or an affiliated entity, to the Texas Department of Housing and Community Affairs for Low Income Housing Tax Credits for the construction of an affordable multi-family development to be known as the Limestone Ridge Senior Apartments, located at 6907 & 7011 McKinney Falls Parkway, Austin, Texas 78744, which is in the City's extraterritorial jurisdiction.
93. Conduct a public hearing and consider an appeal by David Knapp, represented by Nikelle Meade, of the Zoning and Platting Commission's denial of a preliminary plan and associated environmental variance for Live Oak Springs preliminary plan, located at 9406 Morninghill Drive.

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

Capital City Men's Chorus

### **5:30 PM – Proclamations**

Proclamation – Dyslexia Awareness Day – To be presented by Mayor Steve Adler.

Proclamation – Austin Museum Day – To be presented by Mayor Steve Adler.

Proclamation – Female Entrepreneur of the Year, Rosa Rios-Valdez – To be presented by Mayor Steve Adler and to be accepted by the honoree.

Proclamation – Domestic Violence Awareness Month – To be presented by Council Member Ora Houston and to be accepted by Kirsha Haverlah, Travis County Justice Planning

### **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 512-974-2210 or TTY users route through 711.

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.