

**AUSTIN CITY COUNCIL  
MINUTES****REGULAR MEETING  
THURSDAY, AUGUST 22, 2019****Invocation: Claire Vogel Camargo, Austin Poetry Society**

**The following represents the actions taken by the Austin City Council in the order they occurred during the meeting. While the minutes are not in sequential order, all agenda items were discussed. The City Council of Austin, Texas, convened in a regular meeting on Thursday, August 22, 2019 in the Council Chambers of City Hall, 301 West Second Street, Austin, Texas.**

**Mayor Adler called the Council Meeting to order at 10:04 a.m.**

**CONSENT AGENDA**

**The following items were acted on by one motion.**

1. Approve the minutes of the Austin City Council special called of August 5, 2019, discussion of August 5, 2019, work session of August 6, 2019, and regular meeting of August 8, 2019.  
**The motion to approve the minutes of the Austin City Council special called of August 5, 2019, discussion of August 5, 2019, work session of August 6, 2019, and regular meeting of August 8, 2019 was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**
2. Authorize negotiation and execution of all documents and instruments necessary or desirable to acquire a permanent electric transmission and distribution easement consisting of approximately 5.110 acres or 222,572 square feet out of the Marquita Castro Survey No. 50, Abstract No. 160, for the relocation of a portion of Austin Energy Transmission Circuit 975 located along Howard Lane in Travis County, Texas, and being a portion of that called 38.73 acres of land recorded in Document No. 2018034315, Official Public Records, Travis County, Texas, in an amount not to exceed \$333,000, including standard and customary closing costs.  
**The motion authorizing negotiation and execution of all documents and instruments necessary or desirable to acquire a permanent electric transmission and distribution easement was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**
3. Approve Service Extension Request No. 4516 for wastewater service to 1100, 1101, 1102, 1200, 1201, 1205, 1206, 1208, 1209 and 1300 Silver Hill Drive, 3600, 3601, 3603, 3605, 3608 and 3610 Silver Hill Circle, 3608, 3609, 3610, 3612, 3614, 3700 and 3701 Moon River Road, 1201,

1202, 1300, 1302, 1303 and 1304 Pasaguarda Drive, and 1303 Constant Springs Drive located within the Drinking Water Protection Zone, the City's 2-mile Extra-Territorial Jurisdiction and Austin Water's wastewater service area. August 14, 2019 – Recommended by the Water & Wastewater Commission on a 10-0-1-1 vote with Commissioner Parton absent and Commissioner Penn Recusing. District(s) Affected: District 8.

**The motion to approve Service Extension Request No. 4516 for wastewater service was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

4. Authorize negotiation and execution of an interlocal agreement with Travis County for utility relocation related to the Elroy Road Improvement Project in the amount of \$178,534 plus a \$17,853 contingency for a total amount of \$196,387. The project is located in the City's extraterritorial jurisdictional adjacent to Council District 2.

**The motion authorizing negotiation and execution of an interlocal agreement with Travis County was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

5. Authorize the negotiation and execution of a cost participation agreement with Philip Boghosian Living Trust for the City to reimburse the developer in an amount not to exceed \$5,388,877.00 for costs associated with the design and construction of an oversized wastewater main and appurtenances related to Service Extension Request No. 4038 that will provide wastewater service to a proposed mixed use development located at Slaughter Lane and Thaxton Road. August 14, 2019 – Recommended by the Water & Wastewater Commission on a 10-0-1-1 vote with Commissioner Parton absent and Commissioner Penn Recusing. District(s) Affected: District 2.

**The motion authorizing negotiation and execution of a cost participation agreement with Philip Boghosian Living Trust was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

6. Authorize negotiation and execution of an amendment to the professional services agreement with Cotera+Reed Architects (MBE) for architectural services for the 2017 General Architectural Services Rotation List to add funding in the amount of \$252,409.68 for a total contract amount not to exceed \$752,409.68. [Note: This amendment will be awarded in compliance with City Code 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program). Current participation to date is 84.99% MBE and 0.00% WBE.]

**The motion authorizing negotiation and execution of amendment to the professional services agreement with Cotera+Reed Architects was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

7. Authorize negotiation and execution of a professional services agreement with the following 11 staff recommended firms (or other qualified responders) for Request for Qualifications Solicitation No. CLMP262: CAS Consulting & Services, Inc.; (MBE/MA), Freese & Nichols, Inc.; CP&Y, Inc., Lockwood, Andrews & Newman, Inc.; Atkins North America, Inc.; Jacobs Engineering Group, Inc.; AECOM Technical Services, Inc.; Dannenbaum Engineering Company - Austin LLC; Pape-Dawson Consulting Engineers, Inc.; dba Pape-Dawson Engineers, Inc.; BGE,

Inc./Brown & Gay Engineers, Inc. and K Friese & Associates, Inc., (WBE/FW); for engineering services for the 2019 Large Diameter Water & Wastewater Pipeline Engineering Rotation List in an amount not to exceed \$12,000,000. [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 15.80% MBE and 15.80% WBE participation.]

**This item was postponed to September 19, 2019 on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

8. Authorize negotiation and execution of professional services agreements with the following 11 staff recommended firms (or other qualified responders) for Request for Qualifications Solicitation No. CLMP263: Doucet & Associates, Inc., Miller Gray, LLC, Weston Solutions, Inc., Cobb, Fendley & Associates, Inc., Vickrey & Associates, Inc. (WBE/FW), MWM DesignGroup, Inc. (WBE/FW), Walker Partners, LLC, Tetra Tech, Inc., Kennedy/Jenks Consultants, Inc., HDR Engineering, Inc., Riley Mountain Engineering, LLC dba Othon-Fowler for engineering services for the 2019 Small Diameter Water & Wastewater Pipeline Engineering Rotation List in an amount not to exceed \$8,400,000. [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 15.80% MBE and 15.80% WBE participation.] District(s) Affected: District 1, District 2, District 3, District 4, District 5, District 6, District 7, District 8, District 9, District 10.

**This item was postponed to September 19, 2019 on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

9. Authorize negotiation and execution of a professional services agreement with Doucet & Associates, Inc., (staff recommendation) or one of the other qualified responders for Request for Qualifications Solicitation No. CLMP264 to provide engineering services for the Upper Harris Branch Interceptor project in an amount not to exceed \$3,000,000. August 14, 2019 – Recommended by the Water & Wastewater Commission on a 10-0-1-1 vote with Commissioner Parton absent and Commissioner Penn Recusing. [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 15.80% MBE and 15.80% WBE participation.] District(s) Affected: District 1, District 7.

**The motion authorizing negotiation and execution of a professional services agreement with Doucet & Associates, Inc., was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

10. Authorize negotiation and execution of a professional services agreement with Kimley-Horn & Associates, Inc. (staff recommendation) for Request for Qualifications Solicitation No. CLMP265 to provide staffing and operation services for the 2020 ATD Mobility Management Center (MMC) Operations in the amount of \$1,750,000 for the initial 1-year term with three 1-year renewal options in the amount of \$1,750,000 each, for a total contract amount not to exceed \$7,000,000. [Note: This contract will be awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program). This is a No Goals solicitation.] District(s) Affected: District 4.

**The motion authorizing negotiation and execution of a professional services agreement with Kimley-Horn & Associates, Inc. was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

11. Authorize negotiation and execution of an amendment to the professional services agreement with Page Southerland Page for additional architectural and engineering services for the New Information Technology Building in the amount of \$500,000 for a total contract amount not to exceed \$3,058,000. August 13, 2019 – Recommended by the Airport Advisory Commission on a 7-0-0-4 vote, with Commissioners Watry, Saulmon, Madole, and Hendricks absent. Related to Item #12 [Note: This amendment will be awarded in compliance with City Code 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program). Current participation to date is 5.41% DBE.] District(s) Affected: District 2.

**The motion authorizing negotiation and execution of an amendment to the professional services agreement with Page Southerland Page was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

12. Authorize the revision of the Construction Cost Limitation related to the New Information Technology Building Construction Manager-At-Risk contract with Austin Commercial, LP to add \$5,000,000 in funding for a revised Construction Cost Limitation not to exceed amount of \$35,000,000. August 13, 2019 – Recommended by the Airport Advisory Commission on a 7-0-0-4 vote, with Commissioners Watry, Saulmon, Madole, and Hendricks absent. Related to Item #11. [Note: This contract was awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 6.00% DBE participation.] District(s) Affected: District 2.

**The motion authorizing the revision of the Construction Cost Limitation related to the New Information Technology Building Construction Manager-At-Risk contract with Austin Commercial, LP was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

13. Authorize negotiation and execution of an amendment to the professional engineering services agreement with Jacobs Engineering Group CLMP221 for additional funding for the engineering services for the Austin Community College Chiller Plant, in the amount of \$350,000, for a total contract amount not to exceed \$3,408,000. August 12, 2019 – Recommended by the Electric Utility Commission on a 9-0 vote, with Commissioners Collier-Brown and Tuttle off the dais. Related to item #16. [Note: This amendment will be awarded in compliance with City Code 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program). Current participation to date is 23.42% MBE and 19.41% WBE.] District(s) Affected: District 4.

**The motion authorizing negotiation and execution of an amendment to the professional engineering services agreement with Jacobs Engineering Group CLMP221 was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

14. Approve a resolution finding the use of the Construction Manager at Risk method of contracting, as authorized by Subchapter F, Chapter 2269 of the Texas Government Code, is the project delivery method that provides the best value to the City for the EMS Station Renovations to

provide renovations and additions to five existing Austin Fire Department/Emergency Medical Services facilities. [Note: MBE/WBE goals will be established prior to issuance of this solicitation.] District(s) Affected: District 3, District 4, District 6, District 7.

**Resolution No. 20190822-014 was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

**Item 15 was pulled for discussion.**

16. Authorize award and execution of a construction contract with Flintco, LLC, for construction of the Austin Community College Highland Chilled Water Plant, in the amount of \$24,380,000, plus a \$3,657,000 contingency, for a total contract amount not to exceed \$28,037,000. Related to item #13. [Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 8.27% MBE and 2.65% WBE participation.] District(s) Affected: District 4.

**The motion authorizing the award and execution of a construction contract with Flintco, LLC was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

17. Authorize the negotiation and execution of an interlocal agreement with the Greater Austin Area Telecommunications Network Agency for network operations and management services with four 12-month renewal options not to exceed \$2,208,000 payable to the City.

**The motion authorizing the negotiation and execution of an interlocal agreement with the Greater Austin Area Telecommunications Network Agency was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

18. Authorize negotiation and execution of amendments to agreements with Mexic-Arte Museum, a Texas non-profit corporation, for the funding of maintenance costs and renovations to the cultural facility used by the public and located at 419 Congress Avenue, Austin, Texas, in an amount not to exceed \$20,000,000. District(s) Affected: District 9.

**The motion authorizing the negotiation and execution of amendments to agreements with Mexic-Arte Museum was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

19. Authorize negotiation of an interlocal agreement with Travis County Healthcare District d/b/a Central Health to reimburse the City to purchase real estate due diligence services provided by Economic and Planning Systems to evaluate the suitability of a Health and Wellness Campus within the 208-acre Colony Park Sustainable Community.

**The motion authorizing the negotiation of an interlocal agreement with Travis County Healthcare District doing business as Central Health was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

20. Approve a resolution creating the Creative Space Assistance Program and approve the program as a Chapter 380 economic development program, not to exceed a total of \$755,000.

**Resolution No. 20190822-020 was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

21. Approve a resolution to nominate Dell Inc. for designation by the Governor's Office of Economic Development and Tourism as a single Texas Enterprise Project in accordance with Chapter 2303 of the Texas Government Code. District(s) Affected: District 7.

**Resolution No. 20190822-021 was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

22. Authorize payment to Catellus Development Corporation for reimbursement of certain costs as part of the exclusive negotiation agreement for planning, engineering, economic, and due diligence services related to the Colony Park Master Development Agreement, in an amount not to exceed \$300,000, contingent on certain factors.

**The motion authorizing payment to Catellus Development Corporation was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

23. Authorize negotiation and execution of an interlocal agreement with Travis County to provide emergency medical services in areas of Travis County outside the City's corporate limits and dispatch support services to Travis County's STAR Flight program in exchange for payment by Travis County.

**The motion authorizing the negotiation and execution of an interlocal agreement with Travis County was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

**Item 24 was pulled for discussion.**

25. Approve a settlement in Flores v. City of Austin, Cause No. C-1-CV-18-009175, in the County Court at Law No. 1, Travis County, Texas.

**The motion approving a settlement in Flores v. City of Austin, Cause No. C-1-CV-18-009175 was approved on consent as amended on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote. The amendment was to set the amount of the settlement at \$105,000.**

26. Authorize negotiation and execution of a legal services agreement with Husch Blackwell LLP for legal services regarding electric utility transactional matters in an amount not to exceed \$300,000.

**The motion authorizing negotiation and execution of a legal services agreement with Husch Blackwell LLP was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

27. Approve an ordinance waiving up to \$2,650 in Library Department photo/digital scan reproduction and publication fees for Arcadia Press, Inc., in exchange for royalties for use of Austin History Center historical photos.

**Ordinance No. 20190822-027 was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

28. Authorize execution of an amended and restated interlocal agreement with Travis County, the Capital Metropolitan Transportation Authority, and the State of Texas through its Department of Transportation for operations and maintenance of the Combined Transportation, Emergency, and Communications Center.  
**The motion authorizing execution of an amended and restated interlocal agreement with Travis County, the Capital Metropolitan Transportation Authority, and the State of Texas through its Department of Transportation was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**
29. Authorize negotiation and execution of an agreement with the Urban Renewal Agency relating to the roles, responsibilities and processes for the redevelopment of East 11th and 12th Streets for an initial term of 12 months with five 12-month optional extensions.  
**This item was postponed to September 19, 2019 on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**
30. Approve a resolution authorizing the negotiation and execution of all documents and instruments necessary or desirable to purchase in fee simple a tract of land totaling approximately 400.44 acres of land in Hays County, located along Bliss Spillar Road off of Dove Drive from River Wild, L.P., a Texas limited partnership, through an assignment of an option for the purchase of real estate assigned by The Nature Conservancy of Texas, Inc. for a total amount not to exceed \$9,670,990, including standard and customary closing costs.  
**Resolution No. 20190822-030 was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**
31. Authorize payment in an amount not to exceed \$150,650 to CPF 811 Barton, LLC for the leasehold improvements located at 811 Barton Springs Road, Suite 805, to be occupied by the Small and Minority Business Resources Department. District(s) Affected: District 9.  
**The motion authorizing payment in an amount not to exceed \$150,650 to CPF 811 Barton, LLC was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**
32. Authorize negotiation and execution of a 24-month lease renewal, to commence on January 1, 2020 and terminate December 31, 2021, with two (2) one-year extension options, with Glenn M. Herzog for horse stable and arena facilities for the Austin Police Department, Mounted Patrol Unit, located at 8011 East Parmer Lane, Manor, Texas for a total amount not to exceed \$216,000 (Austin 2 Mile ETJ).  
**The motion authoring negotiation and execution of a 24-month lease renewal with Glenn M. Herzog was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

**Items 33 and 34 were pulled for discussion.**

35. Authorize execution of Amendment No. 1 to the interlocal agreement between the City, Travis County, and the Austin-Travis County Sobriety Center Local Government Corporation (LGC) for

the operation and management of the Sobering Center to authorize Travis County to provide the LGC a one-time, non-interest-bearing loan in an amount not to exceed \$100,000.

**The motion authorizing execution of Amendment No. 1 to the interlocal agreement between the City, Travis County, and the Austin-Travis County Sobriety Center Local Government Corporation was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

36. Authorize negotiation and execution of an agreement with Youth and Family Alliance, dba LifeWorks, for provision of youth homeless services in an amount not to exceed \$155,354 for the 12-month period beginning September 1, 2019 with one 12-month extension option, for a total agreement amount not to exceed \$310,708.

**The motion authorizing negotiation and execution of an agreement with Youth and Family Alliance, doing business as LifeWorks was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

37. Authorize negotiation and execution of an interlocal agreement with Austin Independent School District to provide training opportunities and internships in the field of public health to high school aged residents of the City.

**The motion authorizing negotiation and execution of an interlocal agreement with Austin Independent School District was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on a 10-1 vote. Council Member Flannigan voted nay.**

**Direction was given to staff to have Austin Public Health reach out to the Del Valle ISD and other school districts within the city limits to explore whether these types of opportunities can be provided to those students as well.**

38. Authorize negotiation and execution of an interlocal agreement with Williamson County for the design and construction of street repairs to the south side of South Lakeline Blvd. from Pecan Park Blvd. to Research Blvd. (US 183A southbound frontage road) in an amount not to exceed \$16,500.00. District(s) Affected: District 6.

**The motion authorizing negotiation and execution of an interlocal agreement with Williamson County was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0- vote.**

39. Authorize negotiation and execution of a contract with Davey Resource Group, Inc., or other qualified offeror to Request for Proposals 1100 DMD3004, to provide a comprehensive, system-wide inventory of utility poles and communications attachments, in an amount not to exceed \$1,100,000. (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 services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

**The motion authorizing negotiation and execution of a contract with Davey Resource Group, Inc., was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

40. Authorize negotiation and execution of a multi-term contract with International Institute for Learning Inc., to provide project management professional development training, for up to five years for a total contract amount not to exceed \$400,000. (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 services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

**The motion authorizing negotiation and execution of a multi-term contract with International Institute for Learning Inc. was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

41. Authorize award of a multi-term contract with Shrieve Chemical Company, to provide anhydrous ammonia, for up to five years for a total contract amount not to exceed \$1,600,000. (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).

**The motion authorizing the award of a multi-term contract with Shrieve Chemical Company was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

42. Authorize negotiation and execution of a multi-term contract with the American Association of Airport Executives, to provide designated aviation channeling services and computer based training support, for up to five years in an amount not to exceed \$1,796,830. (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).

**The motion authorizing negotiation and execution of a multi-term contract with the American Association of Airport Executives was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

43. Authorize negotiation and execution of a multi-term contract with Amadeus Airport IT Americas, Inc., to provide software maintenance and support services for the airport's shared use passenger processing system, for up to five years for a total contract amount not to exceed \$8,563,000. (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).

**The motion authorizing negotiation and execution of a multi-term contract with Amadeus Airport IT Americas, Inc., was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

44. Authorize negotiation and execution of a multi-term contract with Informa Systems, Inc., to provide support and maintenance of an online and live classroom training solution, for up to five years for a total contract amount not to exceed \$313,000. (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).

**The motion authorizing negotiation and execution of a multi-term contract with Informa Systems, Inc., was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

45. Authorize award of a multi-term contract with GTS Technology Solutions Inc., to provide mobile devices, docking stations and accessories for use in public safety and other city service vehicles, for up to five years for a total contract amount not to exceed \$16,000,000. (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).

**The motion authorizing the award of a multi-term contract with GTS Technology Solutions Inc. was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

46. Authorize award of a multi-term contract with Capitol Bearing Service of Austin Inc. D/B/A Capitol Bearing & Hydraulics, to provide parts and repair services for hydraulic components for City vehicles and equipment, for up to five years for a total contract amount not to exceed \$2,052,662. (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).

**The motion authorizing the award of a multi-term contract with Capitol Bearing Service of Austin Inc. doing business as Capitol Bearing & Hydraulics was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

47. Authorize award of a multi-term contract with Mondo Gardens D/B/A Thomas Turfgrass, for turfgrass, for up to five years for a total contract amount not to exceed \$1,465,000. (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 no subcontracting opportunities; therefore, no subcontracting goals were established).

**The motion authorizing the award of a multi-term contract with Mondo Gardens doing business as Thomas Turfgrass was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

48. Authorize award of a multi-term contract with RescueGear Inc. D/B/A RescueGear, for water and technical rescue equipment, for up to five years for a total amount not to exceed \$1,027,500. (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).

**The motion authorizing the award of a multi-term contract with RescueGear Inc. doing business as RescueGear was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

49. Authorize award of a contract with PKJ International LLC, for the purchase of a vacuum metal deposition chamber, for a total amount not to exceed \$71,357. (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).

**The motion authorizing the award of a contract with PKJ International LLC was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

50. Authorize negotiation and execution of a cooperative contract with Thermo Electron North America LLC, for the purchase of a Raman spectroscopy analyzer, in an amount not to exceed \$90,458. (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 are no subcontracting opportunities; therefore, no subcontracting goals were established).

**The motion authorizing negotiation and execution of a cooperative contract with Thermo Electron North America LLC was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

51. Authorize award of a contract with Brinkmann Instruments, Inc. D/B/A Metrohm USA, Inc., for portable handheld Raman spectroscopy analyzers, in an amount not to exceed \$83,716. (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).

**The motion authorizing the award of a contract with Brinkmann Instruments, Inc. doing business as Metrohm USA, Inc. was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

52. Authorize award of a contract with Shimadzu Scientific Instruments, Inc., for a liquid chromatograph mass spectrometer, in an amount not to exceed \$268,806. (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).

**The motion authorizing the award of a contract with Shimadzu Scientific Instruments, Inc. was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

53. Authorize negotiation and execution of a multi-term contract with Asakura Robinson Company LLC (MBE), to provide professional consulting services supporting place-based economic development work, for up to three years for a total contract amount not to exceed \$450,000. (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 and subcontractor goals were applied to the solicitation. The subcontracting goals were exceeded and the resulting contract will include a combined participation of 66.81%).  
**The motion authorizing the negotiation and execution of a multi-term contract with Asakura Robinson Company LLC was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**
54. Authorize negotiation and execution of five cooperative contracts for furniture including installation and other related services with Haworth, Inc., Herman Miller Inc., Knoll Inc., Kimball Office Inc. and Trendway Corp., and their manufacturer approved distributors, for a term of two years for total contract amounts not to exceed \$3,400,000 divided among the contractors. (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).  
**The motion authorizing negotiation and execution of five cooperative contracts with Haworth, Inc., Herman Miller Inc., Knoll Inc., Kimball Office Inc. and Trendway Corp., and their manufacturer approved distributors, was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**
55. Authorize negotiation and execution of a multi-term contract with Farmshare Austin, to provide mobile produce market services, for up to five years for a total contract amount not to exceed \$930,000. (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).  
**The motion authorizing negotiation and execution of a multi-term contract with Farmshare Austin was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**
56. Authorize negotiation and execution of two multi-term contracts for benefit plan administration services, with CompuSys/Erisa Group Inc. for a contract amount not to exceed \$2,824,000 and with Total Administrative Services Corporation D/B/A TASC for a contract amount not to exceed \$458,000, each for up to five years, for total contract amounts not to exceed \$3,282,000. (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 services required for this solicitation, there were an insufficient availability of M/WBEs, therefore, no subcontracting goals were established).  
**The motion authorizing negotiation and execution of two multi-term contracts with CompuSys/Erisa Group Inc. and Total Administrative Services Corporation doing business as TASC was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

57. Authorize negotiation and execution of a contract with P3 Works, LLC, to provide public improvement district administration 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 2-9C 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).  
**This item was postponed indefinitely on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**
58. Authorize negotiation and execution of multi-term contracts with 12 contractors to provide language interpretation services, each for up to five years, for total contract amounts not to exceed \$1,602,000 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 services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established).  
**The motion authorizing negotiation and execution of multi-term contracts with 12 contractors was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**
59. Approve an ordinance authorizing the issuance and sale of tax-exempt City of Austin Public Improvement and Refunding Bonds, Series 2019, in a par amount not to exceed \$169,810,000, in accordance with the parameters set out in the ordinance, authorizing related documents, and approving the payment of the costs of issuance, all related fees, and providing that the issuance and sale be accomplished not later than February 22, 2020.  
**Ordinance No. 20190822-059 was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**
60. Approve an ordinance authorizing the issuance and sale of City of Austin Public Improvement Bonds, Taxable Series 2019, in a par amount not to exceed \$40,700,000 in accordance with the parameters set out in the ordinance, authorizing related documents, and approving the payment of the costs of issuance, and all related fees, and providing that the issuance and sale be accomplished not later than February 22, 2020.  
**Ordinance No. 20190822-060 was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**
61. Approve an ordinance authorizing the issuance and sale of tax-exempt City of Austin Certificates of Obligation, Series 2019, in a par amount not to exceed \$6,260,000, in accordance with the parameters set out in the ordinance, authorizing related documents, and approving the payment of the costs of issuance, and all related fees, and providing that the issuance and sale be accomplished not later than February 22, 2020.  
**Ordinance No. 20190822-061 was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

62. Approve an ordinance authorizing the issuance and sale of tax-exempt City of Austin Public Property Finance Contractual Obligations, Series 2019, in a par amount not to exceed \$29,400,000 in accordance with the parameters set out in the ordinance, authorizing related documents, and approving the payment of the costs of issuance, and all related fees and providing that the issuance and sale be accomplished not later than February 22, 2020.  
**Ordinance No. 20190822-062 was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**
63. Approve an ordinance authorizing the issuance and sale of City of Austin Certificates of Obligation, Taxable Series 2019, in a par amount not to exceed \$15,000,000, in accordance with the parameters set out in the ordinance, authorizing related documents, and approving the payment of the costs of issuance, and all related fees, and providing that the issuance and sale be accomplished not later than February 22, 2020.  
**Ordinance No. 20190822-063 was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**
64. Authorize the negotiation and execution of an interlocal cooperation agreement in an amount not to exceed \$200,000 with the State of Texas, acting by and through the Texas Facilities Commission, for public storm drain infrastructure improvements, at or near the intersection of San Jacinto Boulevard and 18th Street, to be constructed as part of the 2016 Texas Capitol Complex Master Plan.  
**The motion authorizing negotiation and execution of an interlocal cooperation agreement with the State of Texas, acting by and through the Texas Facilities Commission was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**
65. 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.  
**The following waiver and appointments were approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote:**

**Board and Commission Nominations and Waivers  
August 22, 2019**

**Nominations**

**Board/Nominee**

**Nominated by**

**Commission on Seniors**

**Diana Spain**

**Council Member Casar**

**Human Rights Commission**

**Idona Griffith**

**Council Member Alter**

Joint Inclusion Committee

Robin Orlowski

Mayor's Committee for People with Disabilities

Joint Inclusion Committee (Alternate)

Joey Gidseg

Mayor's Committee for People with Disabilities

Waivers

**Approve a waiver of the residency requirement in Section 2-1-21 of the City Code for the service of Ricardo Garay on the Hispanic/Latino Quality of Life Advisory Commission.**

66. Approve an ordinance waiving fees for use of City of Austin cultural centers for the first annual Austin Veterans Art Festival for the prevention of suicide among veterans, and to direct the City Manager to explore options for long-term sustainability. Council Sponsors: Council Member Leslie Pool, Council Member Ann Kitchen, Council Member Natasha Harper-Madison, Council Member Sabino 'Pio' Renteria, Council Member Kathie Tovo.

**Ordinance No. 20190822-066 was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

67. Approve a resolution directing the City Manager to determine whether custodial, security, call center, landscaping, and other services should be contracted or provided by City employees and directing associated contract and hiring practice changes. Council Sponsors: Council Member Kathie Tovo, Council Member Ann Kitchen, Council Member Jimmy Flannigan, Council Member Gregorio Casar.

**Resolution No. 20190822-067 was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

68. Approve an ordinance waiving or reimbursing certain fees for the Northwest Austin Civic Association Pool Party sponsored by Caroline Alexander, which was held on Saturday, July 20, 2019 at Murchison Pool. Council Sponsors: Council Member Alison Alter, Council Member Paige Ellis, Council Member Kathie Tovo, Council Member Leslie Pool, Council Member Kitchen.

**Ordinance No. 20190822-068 was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

**Item 69 was pulled for discussion.**

70. Approve a resolution directing the City Manager to provide recommendations to City Council on the most efficient and effective means of educating Austin residents about existing opportunities for seniors to reduce their property tax burden, and reporting on the financial feasibility of increases to the senior property tax exemption. Council Sponsors: Council Member Alison Alter, Council Member Ann Kitchen, Council Member Paige Ellis, Council Member Sabino 'Pio' Renteria, Council Member Leslie Pool.

**Resolution No. 20190822-070 was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

71. Approve an ordinance waiving or reimbursing certain fees for the 911 First Responders Community Kickball Tournament, sponsored by American Youthworks to be held on Saturday, September 7, 2019 at Krieg Field. Council Sponsors: Council Member Sabino 'Pio' Renteria, Mayor Pro Tem Delia Garza, Council Member Paige Ellis, Council Member Leslie Pool.  
**Ordinance No. 20190822-071 was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**
72. Approve the waiver or reimbursement of certain fees under City Code Chapter 14-8 for the Lez B In Touch Dyke March, sponsored by Beth Schindler, to be held on Sunday, August 11, 2019 starting at Cheer Up Charlies. Council Sponsors: Council Member Jimmy Flannigan, Mayor Pro Tem Delia Garza, Council Member Natasha Harper-Madison, Council Member Paige Ellis.  
**The motion approving the waiver or reimbursement of certain fees under City Code Chapter 14-8 for the Lez B In Touch Dyke March, to be held on Sunday, August 11, 2019, was approved on consent on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**
73. Set a public hearing to consider Atmos Energy Corporation's Mid-Tex Division's proposal to increase customer gas rates. (Suggested date: September 19, 2019 at Austin City Hall, 301. W. Second Street, Austin, TX).  
**The public hearing was set on consent for September 19, 2019 at Austin City Hall, 301. W. Second Street, Austin, TX on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**
74. Set a public hearing to be conducted in accordance with Section 26.001 et seq. of the Texas Parks and Wildlife Code to consider a resolution authorizing a change in use of dedicated parkland, known as the Onion Creek Greenbelt, for the Public Works Department to extend Meadow Lake Blvd Street west of S. Pleasant Valley Rd. (Suggested date: September 19, 2019 at Austin City Hall, 301 W. Second Street, Austin, TX.) District(s) Affected: District 2.  
**The public hearing was set on consent for September 19, 2019 at Austin City Hall, 301. W. Second Street, Austin, TX on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**
75. Set a public hearing to be conducted in accordance with Section 26.001 et seq. of the Texas Parks and Wildlife Code to consider a resolution authorizing a change in use of dedicated parkland known as Dove Springs District Park, for the Austin Public Health Department to construct, occupy, and operate the Dove Springs Public Health Facility at 5801 Ainez Drive. (Suggested date: September 19, 2019 at Austin City Hall, 301 W. Second Street, Austin, TX.) District(s) Affected: District 2.  
**The public hearing was set on consent for September 19, 2019 at Austin City Hall, 301. W. Second Street, Austin, TX on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**
76. Set a public hearing related to an application by AMTEX Multi-Housing, LLC, or an affiliated entity, for housing tax credits for a multi-family development that will be financed through the

private activity bond program, to be known as Spring Villas, located at or near 7430 Bluff Springs Road in the City's extraterritorial jurisdiction (Suggested date: September 19, 2019, Austin City Hall, 301 W. Second St., Austin, TX).

**The public hearing was set on consent for September 19, 2019 at Austin City Hall, 301. W. Second Street, Austin, TX on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

77. Set a public hearing related to an application by Oaks on North Plaza, LP, or an affiliated entity, for housing tax credits for a multi-family development that will be financed through the private activity bond program, to be known as Oaks on North Plaza, located at or near 9125 North Plaza (Suggested date: September 19, 2019, Austin City Hall, 301 W. Second St., Austin, TX). District(s) Affected: District 4.

**The public hearing was set on consent for September 19, 2019 at Austin City Hall, 301. W. Second Street, Austin, TX on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

78. Set a public hearing concerning full purpose annexation of approximately 22 acres located in Travis County, located at 2021 and 2101 Crystal Bend Drive, and authorize negotiation and execution of a written agreement with Pflugerville Independent School District for the provision of services. The property is currently in the 2-mile extraterritorial jurisdiction and is adjacent to Austin Council District #1. (Suggested date: September 19, 2019, Austin City Hall, 301 W. Second St., Austin, Texas.)

**The public hearing was set on consent for September 19, 2019 at Austin City Hall, 301. W. Second Street, Austin, TX on Council Member Harper-Madison's motion, Council Member Alter's second on a 10-1 vote. Council Member Flannigan voted nay.**

79. Set a public hearing to consider an ordinance authorizing an amendment to the Land Development Standards Agreement with Austin Independent School District to extend the expiration of the agreement by a period of five (5) years. (Suggested date: September 19, 2019 at Austin City Hall 301 W. Second Street, Austin, Texas)

**The public hearing was set on consent for September 19, 2019 at Austin City Hall, 301. W. Second Street, Austin, TX on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

**Item 113 was pulled for discussion.**

114. Set a public hearing to consider an ordinance authorizing an amendment to the individual Land Development Standards Agreements with Eanes, Round Rock, Del Valle, Pflugerville, and Leander Independent School Districts to extend the expiration of the agreements by a period of two years. (Suggested date: September 19, 2019, at Austin City Hall, 301 W. Second Street, Austin, TX.).

**The public hearing was set on consent for September 19, 2019 at Austin City Hall, 301. W. Second Street, Austin, TX on Council Member Harper-Madison's motion, Council Member Alter's second on an 11-0 vote.**

Item 115 was pulled for discussion.

### **DISCUSSION ITEMS**

34. Approve an ordinance amending the Fiscal Year 2018-19 Fee Schedule (Ordinance No. 20180911-002) to increase the maximum authorized fee for Non-Consent Private Property Towing Fees for vehicles less than 10,000 lbs.

**This item was postponed to September 19, 2019 on Council Member Casar's motion, Council Member Tovo's motion on an 11-0 vote.**

113. Approve a resolution adopting a maximum proposed property (ad valorem) tax rate of 44.31 cents per \$100 taxable value that the City Council will consider for Fiscal Year 2019-2020; and setting the date that the Council will adopt the Fiscal Year 2019-2020 property (ad valorem) tax rate (Suggested date and time: September 25, 2019 at 2:00 p.m. Austin City Hall, 301 West Second Street, Austin TX).

**Resolution No. 20190822-113 was approved on Council Member Pool's motion, Council Member Casar's second on a roll call vote of 11-0.**

**The public hearing was set for September 25, 2019 at 2:00 p.m. Austin City Hall, 301 West Second Street, Austin, TX on Council Member Ellis' motion, Council Member Casar's second on an 11-0 vote.**

115. Set public hearings on the proposed property (ad valorem) tax rate for Fiscal Year 2019-2020 (Suggested dates: September 13, 2019 and September 19, 2019, Austin City Hall, 301 W. Second Street, Austin, TX.).

**The public hearings were set for 1:00 p.m. on September 13, 2019 and 4:00 p.m. on September 19, 2019, at Austin City Hall, 301 W. Second Street, Austin, TX on Mayor Pro Tem Garza's motion, Council Member Pool's second on an 11-0 vote.**

15. Approve a resolution finding the use of the Construction Manager-At-Risk method of contracting, as authorized by Subchapter F, Chapter 2269 of the Texas Government Code, is the project delivery method that provides the best value to the City for the AHC-JHF History Center - Archival Repository to repurpose the existing Faulk Library into a new history center and archival repository. (Note: MBE/WBE goals will be established prior to issuance of this solicitation.) District(s) Affected: District 9.

**A motion to approve the resolution was made by Council Member Tovo and seconded by Council Member Flannigan.**

**A motion to amend the resolution as follows was approved on Council Member Flannigan's motion, Council Member Casar's second on a 6-4 vote. Those voting aye were: Mayor Pro Tem Garza and Council Members Casar, Ellis, Flannigan, Harper-Madison, and Kitchen. Those voting nay were: Mayor Adler and Council Members Pool, Renteria, and Tovo. Council Member Alter abstained.**

**The amendment was:**

To amend the first Whereas clause to read:

**“WHEREAS, the City of Austin seeks to repurpose the Faulk Library to include an expanded history center and archival repository with potential for additional co-located city services and purposes (Project); and”**

To amend the Be It Resolved clause to read:

**“The City Council finds that with respect to expenditures necessary for the project of repurposing the existing Faulk Library to include an expanded history center and archival repository with potential for additional co-located city services and purposes; the construction manager-at-risk method described by Subchapter F of Chapter 2269 of the Texas Government Code provides the best value for the City.”**

**Resolution No. 20190822-015 was approved as amended above on Council Member Tovo’s motion, Council Member Flannigan’s second on an 11-0 vote.**

24. Discuss and potentially take action regarding an ordinance creating the Rainey Street District Special Revenue Fund funded with right-of-way fees, alley vacation sales payments, and license agreement fees for developments within the Rainey Street Historic District and Subdistrict for Improvements within the Rainey Street Historic District and Subdistrict.

**This item was postponed to September 19, 2019 on Council Member Tovo’s motion, Mayor Pro Tem Garza’s second without objection.**

80. Approve a resolution authorizing the filing of eminent domain proceedings for the acquisition of easement rights consisting of a 0.0582 acre (2,536 square feet) tract of land, situated in the J. Applegait Survey No. 58, being a portion of Lots 1-5 and 6, Block G, Mockingbird Hill Section One, a subdivision recorded in Volume 5, Page 159, Plat Records of Travis County, Texas, and conveyed to Kanton Labaj in Document No. 2000197463, Official Public Records, Travis County, Texas, in the amount of \$53,436, for the public use of upgrading the capacity of the overall electric system, and ensuring the distribution of safe and reliable electric services to the community. The owner of the property interests is Kanton Labaj. The property is located entirely within District 4, at 10631 N. Lamar Blvd., in Austin, Texas, 78753. The general route of the project is along the east side of N. Lamar Blvd. from the Justin Lane Substation on North Lamar Blvd., crossing Lamar Blvd. at Wagon Trail Road from there the circuit traverses the North Park Estates and Gracywoods neighborhoods until it reaches the McNeil Substation on Knollpark Drive., in Austin, Travis County, Texas. District(s) Affected: District 4.

**Resolution No. 20190822-080 was approved on Council Member Alter’s motion, Mayor Pro Tem Garza’s second on an 11-0 vote.**

81. Approve a resolution authorizing the filing of eminent domain proceedings for the acquisition of easement rights consisting of an approximately 0.034 of one acre (1,485 square feet) parcel of land situated in the J. P. Wallace Survey, in Travis County, Texas, being a portion of Lot 6, Block No. 1, Fiskville School Addition, recorded in Volume 4, Page 169, Plat Records of Travis County, Texas, said Lot 6 being described in a Warranty Deed with Vendor's Lien to Ilario A. Rendon and Valeria Rendon, recorded in Document No. 2003157507, Official Public Records of Travis County, Texas, in the amount of \$33,974 for the public use of upgrading the capacity of

the overall electric system, and ensuring the distribution of safe and reliable electric services to the community. The owners of the property interest are Ilario A. Rendon and Valeria Rendon. The property is located entirely within District 4, at 8701 N. Lamar Blvd., Austin, Texas, 78753. The general route of the project is along the east side of N. Lamar Blvd. from the Justin Lane Substation on North Lamar Blvd. crossing Lamar Blvd. at Wagon Trail Road from there the circuit traverses the North Park Estates and Gracywoods neighborhoods until it reaches the McNeil Substation on Knollpark Drive., in Austin, Travis County, Texas. . District(s) Affected: District 4.

**Resolution No. 20190822-081 was approved on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

### **PUBLIC HEARINGS**

84. Conduct a public hearing related to an application by Provident Realty Advisors, Inc., or an affiliated entity, for housing tax credits for a multi-family development that will be financed through the private activity bond program to be known as Auro Crossing, located near State Highway 45 and FM 1325, in the City's extraterritorial jurisdiction; and consider a resolution that relates to the proposed development and the application.

**The public hearing was conducted and a motion to close the public hearing and approve Resolution No. 20190822-084 was approved on Mayor Pro Tem Garza's motion, Council Member Alter's second on an 11-0 vote.**

85. Conduct a public hearing related to an application by Austin Leased Housing Associated II, Limited Partnership, or an affiliated entity, for housing tax credits for a multi-family development that will be financed through the private activity bond program to be known as Ventura at Parmer Lane, located at or near 8407, 8509, and 8521 East Parmer Lane, in the City's extraterritorial jurisdiction; and consider a resolution that relates to the proposed development and application.

**The public hearing was conducted and a motion to close the public hearing and approve Resolution No. 20190822-085 was approved on Mayor Pro Tem Garza's motion, Council Member Alter's second on an 11-0 vote.**

**Mayor Adler recessed the Council Meeting and called the Board of Directors' Meeting of the Austin Housing Finance Corporation to order at 11:50 a.m. See separate minutes.**

### **AUSTIN HOUSING AND FINANCE CORPORATION MEETING**

82. 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.

**Mayor Adler reconvened the Council Meeting at 11:53 a.m.**

### **PUBLIC HEARINGS CONTINUED**

87. Conduct a public hearing and consider a resolution to adopt the Land Use Assumptions and Roadway Capacity Plan for a Street Impact Fee program.

The public hearing was conducted and a motion to close the public hearing and approve Resolution No. 20190822-087 was approved on Council Member Alter's motion, Council Member Kitchen's second on an 11-0 vote.

#### **CITIZEN COMMUNICATION**

Royce Hall - TBD (Carver Branch Library) – **Not present**

Elaine Petralli – The Homeless situation. – **Not present**

Angela Benavides Garza – The Heart of Austin ordinance.

Wendy Murphy – Animal Services

Dolly Ensey – Animal Services

Bryan Christian – The Homeless ordinance – **Not present**

Kelsea Barlow – TBD – **Not present**

Abraham Roseman – TBD – **Not present**

Nicole Clark – Animal Services

Chioma Okoro – To talk about mentally ill homeless and the youths. – **Not present**

**Mayor Adler recessed the Council Meeting at 12:16 p.m.**

#### **EXECUTIVE SESSION**

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

**Withdrawn.**

89. Discuss legal issues related to Lopez v. City of Austin et al, Cause No. D-1-CN-15-004371 in the 98th Judicial District Court, Travis County, Texas (Private consultation with legal counsel- Section 551.071 of the Government Code).

**Withdrawn.**

90. Discuss legal issues related to Perkins v. City of Austin et al, Cause No. 1:18-cv-00651LY in the United States District Court, Western District of Travis County, Austin, Texas (Private consultation with legal counsel- Section 551.071 of the Government Code).

**Withdrawn.**

91. Consider compensation and benefits for the City Clerk (Personnel matters - Section 551.074 of the Government Code).  
**Withdrawn.**
92. Consider compensation and benefits for the Municipal Court Clerk (Personnel matters - Section 551.074 of the Government Code).  
**Withdrawn.**
93. Consider compensation and benefits for the City Auditor (Personnel matters - Section 551.074 of the Government Code).  
**Withdrawn.**
116. Discuss legal issues related to council meeting procedures, including state law changes.  
**Withdrawn.**

**Mayor Adler reconvened the Council Meeting 1:00 p.m.**

**ZONING AND NEIGHBORHOOD PLAN AMENDMENTS**

97. C14-2019-0001- 9328 ½ Anderson Mill Road - Approve second and third readings of an ordinance amending City Code Title 25 by zoning property locally known as 9328 ½ Anderson Mill Road (Lake Creek Watershed). Applicant Request: To zone from interim-single-family residence-standard lot (I-SF-2) district to general commercial services (CS) district zoning. First reading approved community commercial-mixed use (GR-MU) combining district zoning, with conditions, on May 23, 2019. Vote: 11-0. Owner/Applicant: Margaret Joseph. Agent: 2P Consultants, LLC (Don J. Pool). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 6.  
**This item was postponed to September 19, 2019 at the request of staff on Mayor Pro Tem Garza's motion, Council Member Flannigan's second on a 9-0 vote. Council Members Alter and Casar were off the dais.**
98. C14-2019-0006 - Verizon Wireless-Mopac Parmer Approve second and third readings of an ordinance amending City Code Title 25 by zoning property locally known as 3502 ½ West Parmer Lane (Walnut Creek Watershed). Applicant Request: To rezone from limited office-conditional overlay (LO-CO) combining district zoning to limited office-conditional overlay (LO-CO) combining district zoning, to change a condition of zoning. First reading approved limited office-conditional overlay (LO-CO) combining district zoning, with conditions, on June 20, 2019. Vote: 11-0. Owner/Applicant: United Christian Church. Agent: Vincent Gerard & Associates, Inc. (Vincent G. Huebinger). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 7.  
**Ordinance No. 20190822-098 for limited office-conditional overlay (LO-CO) combining district zoning, with conditions was approved on Mayor Pro Tem Garza's motion, Council Member Flannigan's second on a 9-0 vote. Council Members Alter and Casar were off the dais.**

99. C14-2018-0150 - 1804/1806/1808 W 6th St Rezoning - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 1804, 1806, and 1808 W 6th Street (Johnson Creek Watershed). Applicant Request: To rezone from family residence - neighborhood plan (SF-3-NP) combining district zoning to limited office - mixed use - neighborhood plan (LO-MU-NP) combining district zoning. First Reading approved multifamily residence low density- neighborhood plan (MF-2-NP) combining district zoning on June 6, 2019 on a vote of 9-0. Mayor Adler and Council Member Harper-Maddison off the dais. Owner/Applicant: Syllabus Partners LLC (James Lindsey), Vairea Partners (Peter Pfeiffer). Agent: Syllabus Partners LLC (James A. Lindsey). City Staff: Sherri Sirwaitis, 512-974-3057. A valid petition has been filed in opposition to this rezoning request. District(s) Affected: District 9. **The motion to approve the ordinance on second reading only with the following conditions was approved on Mayor Pro Tem Garza's motion, Council Member Flannigan's second on a 9-0 vote. Council Members Alter and Casar were off the dais.**

**The conditions were:**

**a) For the property located at 1804 West 6<sup>th</sup> Street the zoning would be MF-4-NP**

**b) For the properties located at 1806 & 1808 West 6<sup>th</sup> Street the zoning would be MF-4-CO-NP. The following conditions apply to the property located at 1806 & 1808 West 6<sup>th</sup> Street:**

- **Theresa Avenue access to the property will be limited to ingress only**
- **Vehicular access to the alley from the property along the east boundary is prohibited or restricted to emergency/governmental services.**

102. C14-2018-0124- River Place - Conduct a public hearing and approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as Milky Way Drive (West Bull Creek Watershed). Applicant Request: To rezone from development reserve (DR) district zoning to townhouse & condominium residence-conditional overlay (SF-6-CO) combining district zoning. First Reading approved, townhouse & condominium residence-conditional overlay (SF-6-CO) combining district zoning, on August 8, 2019. Vote: 9-2, Council Members Alter and Pool voted nay. Owner/Applicant: Milky Way Holdings GP, LLC (Garrett S. Martin). Agent: McLean & Howard, LLP (Jeff Howard). City Staff: Sherri Sirwaitis, 512-974-3057. District(s): District 6; District 10. Related to item #33. District(s) Affected: District 6, District 10.

**This item was postponed to September 19, 2019 at the request of the neighborhood on Mayor Pro Tem Garza's motion, Council Member Flannigan's second on a 9-0 vote. Council Members Alter and Casar were off the dais.**

103. NPA-2019-0014.01 - Stassney Residential - Lane - Conduct a public hearing and approve an ordinance amending Ordinance No. 021010-11, the Southeast Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 6200 and 6200 East Stassney Lane (Williamson Creek Watershed) from Warehouse/Limited Office and Industry to Higher Density Single Family land use. Staff Recommendation: To deny Higher Density Single Family land use. Planning Commission Recommendation: To be reviewed on August 27, 2019. Owner/Applicant:

Tuscany Park, LLC. (Jill Rogers). Agent: South Llano Strategies (Glen Coleman). City Staff: Maureen Meredith, (512) 974-2695. District(s) Affected: District 2.

**This item was postponed indefinitely at the request of the applicant on Mayor Pro Tem Garza's motion, Council Member Flannigan's second on a 9-0 vote. Council Members Alter and Casar were off the dais.**

104. C14-2019-0070 - Stassney Residential - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6200 and 6220 East Stassney Lane (Williamson Creek Watershed). Applicant's Request: To rezone from warehouse/limited office-conditional overlay-neighborhood plan (W/LO-NP) combining district zoning and limited industrial services-conditional overlay-neighborhood plan (LI-CO-NP) combining district zoning to townhouse and condominium residence-neighborhood plan (SF-6-NP) combining district zoning. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed on August 27, 2019. Owner and Applicant: Tuscany Park, LLC. (Jill Rogers). Agent: South Llano Strategies (Glen Coleman). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 2.

**This item was postponed indefinitely at the request of the applicant on Mayor Pro Tem Garza's motion, Council Member Flannigan's second on a 9-0 vote. Council Members Alter and Casar were off the dais.**

106. C14-2019-0081 - Dalton Lane - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning property known as 1201 Dalton Lane (Carson Creek Watershed). Applicant request: To zone from Interim-Single Family-Standard Lot (I-SF-2) district zoning to General Commercial Services-Conditional Overlay (CS-CO) combining district zoning. Staff and Zoning and Platting Commission recommendation: To grant General Commercial Services-Conditional Overlay (CS-CO) combining district zoning. Owner: Garfield Ranch, LLC. Agent: McClean & Howard, LLP (Jeffery Howard). City Staff: Kate Clark, 512-974-1237. District(s) Affected: District 2.

**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20190822-106 as amended below for General Commercial Services-Conditional Overlay (CS-CO) combining district zoning was approved on Mayor Pro Tem Garza's motion, Council Member Flannigan's second on a 9-0 vote. Council Members Alter and Casar were off the dais.**

**The amendment was to remove the conditional overlay that prohibits medical office.**

107. C14-2019-0084 - 13170 G Pond Springs - District 6 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning property locally known as 13170 Pond Springs Road, Building G (Lake Creek Watershed). Applicant Request: To zone from interim-rural residence (I-RR) district zoning to general commercial services (CS) district zoning. Staff Recommendation: To grant general commercial services (CS) district zoning. Zoning and Platting Commission Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning. Owner/Applicant: Setty LLC (Mahmoud Shoa). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 6.

**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20190822-107 for general commercial services-conditional overlay (CS-CO) combining district zoning was approved on Mayor Pro Tem Garza's motion, Council Member Flannigan's second on a 9-0 vote. Council Members Alter and Casar were off the dais.**

108. NPA-2018-0005.01 - 1501 Airport Commerce Drive - Conduct a public hearing and approve an ordinance amending Ordinance No. 20010927-05, the Montopolis Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 1501 Airport Commerce Drive, (Carson Creek Watershed) from Commercial to Mixed Use land use. Staff recommendation: To deny Mixed Use land use. Planning Commission recommendation: To be reviewed on August 13, 2019. Owner/Applicant: W2 Hill ACP II LP; W2 Real Estate Partners. Agent: Amanda Swor; Drenner Group City Staff: Jesse Gutierrez, (512) 974-1606. District(s) Affected: District 3.  
**This item was postponed to October 3, 2019 at the request of staff on Mayor Pro Tem Garza's motion, Council Member Flannigan's second on a 9-0 vote. Council Members Alter and Casar were off the dais.**
109. C14-2019-0029 - 1501 Airport Commerce Dr - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1501 Airport Commerce Drive (Carson Creek Watershed). Applicant Request: To rezone from general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning to general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Staff Recommendation: To deny general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on August 13, 2019. Owner/Applicant: W2 Hill ACP II, LP. Agent: Drenner Group, PC (Amanda Swor). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 3.  
**This item was postponed to October 3, 2019 at the request of staff on Mayor Pro Tem Garza's motion, Council Member Flannigan's second on a 9-0 vote. Council Members Alter and Casar were off the dais.**
110. C14-2019-0068 - SH 45 North Tract - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 14310-15700 North FM 620 Road (Lake Creek Watershed). Applicant Request: To rezone from limited industrial (LI) district zoning, development reserve (DR) district zoning and community commercial-conditional overlay (GR-CO) combining district zoning to community commercial-mixed use (GR-MU) combining district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant community commercial-mixed use (GR-MU) combining district zoning. Owner/Applicant: Ivalene Pearson Banks. Agent: McLean & Howard, LLP (Jeff Howard). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 6.  
**The public hearing was conducted and a motion to close the public hearing and approve the ordinance on first reading only for community commercial-mixed use (GR-MU) combining district zoning was approved on Mayor Pro Tem Garza's motion, Council Member Flannigan's second on a 9-0 vote. Council Members Alter and Casar were off the dais.**

111. C14-2018-0155 - 3303 Manor Road - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2205 Tillery Street, 2213 Tillery Street, and 3303 Manor Road (Tannehill Branch Watershed) from general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning, and general commercial services-vertical mixed use-conditional overlay-neighborhood plan (CS-V-CO-NP) combining district zoning, and family residence-neighborhood plan (SF-3-NP) combining district zoning to general commercial services-mixed use-vertical mixed use-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning. Staff Recommendation: To grant general commercial services-mixed use-vertical mixed use-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning, with conditions. Planning Commission Recommendation: To be reviewed August 13, 2019. Owner/Applicant: The Austin Groundskeeper, Inc. (Glenn F. Cooper). Agent: Drenner Group PC (Amanda Swor). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 1.  
**This item was postponed to October 3, 2019 at the request of staff on Mayor Pro Tem Garza's motion, Council Member Flannigan's second on a 9-0 vote. Council Members Alter and Casar were off the dais.**
112. C14-2018-0128 - 2323 South Lamar - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2323 South Lamar Boulevard, 2421 Bluebonnet Lane, and 2315 South Lamar Boulevard (West Bouldin Creek Watershed) from limited office-conditional overlay (LO-CO) combining district zoning, community commercial-conditional overlay (GR-CO) combining district zoning, and community commercial-vertical mixed use building-conditional overlay (GR-V-CO) combining district zoning to limited office-vertical mixed use building-conditional overlay (LO-V-CO) combining district zoning and community commercial-vertical mixed use building-conditional overlay (GR-V-CO) combining district zoning, as amended. Staff Recommendation: To grant limited office-vertical mixed use building-conditional overlay (LO-V-CO) combining district zoning and community commercial-vertical mixed use building-conditional overlay (GR-V-CO) combining district zoning. Planning Commission Recommendation: To be reviewed August 13, 2019. Owner/Applicant: 2323 South Lamar, LTD (Kirk Rudy). Agent: Armbrust and Brown (Richard Suttle). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 5.  
**This item was postponed to September 19, 2019 at the request of the neighborhood on Mayor Pro Tem Garza's motion, Council Member Flannigan's second on a 9-0 vote. Council Members Alter and Casar were off the dais.**

#### **DISCUSSION ITEMS CONTINUED**

33. Approve second and third readings of an ordinance for the full purpose annexation of approximately 42.064 acres in Travis County, located approximately four-tenths of a mile east of the intersection of River Place Boulevard and Milky Way Drive. Related to Item #102. District(s) Affected: District 6, District 10.  
**This item was postponed to September 19, 2019 at the request of staff on Council Member Flannigan's motion, Council Member Harper-Madison's second on a 10-0 vote. Council Member Alter was off the dais.**

**ZONING AND NEIGHBORHOOD PLAN AMENDMENTS CONTINUED**

94. C14-2018-0026 - E. Riverside Dr. and S. Pleasant Valley Rd. Tract 4 - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 1600 Wickersham Lane (Country Club West Watershed). Applicant Request: To rezone from East Riverside Corridor (ERC) district zoning to East Riverside Corridor (ERC) district zoning, to change the subdistrict from neighborhood mixed use (NMU) to corridor mixed use (CMU), with conditions. First reading approved on August 8, 2019. Vote: 9-2, Mayor Pro Tem Garza and Council Member Casar voted nay. Owner/Applicant BP Riverside West, LLC (Mark Farrell). Staff: Jerry Rusthoven, 512-974-3207. District(s) Affected: District 3.

**The motion to approve the ordinance on second reading only was approved on Council Member Renteria's motion, Council Member Harper-Madison's second on a 6-5 vote. Those voting aye were: Mayor Adler and Council Members Ellis, Flannigan, Harper-Madison, Kitchen, and Renteria. Those voting nay were: Mayor Pro Tem Garza and Council Members Alter, Casar, Pool, and Tovo.**

**Direction was given to staff to review Roy G. Guerrero Colorado River Metro Park boundaries for existing easements and right-of-way, in particular existing right-of-way for Lakeshore Drive within the park, and to initiate vacation of any easements and right-of-way related to providing necessary functions, utilities, and access to the park.**

95. C14-2018-0027 - E. Riverside Dr. and S. Pleasant Valley Rd. Tracts 3 & 5 - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 4700 East Riverside Drive and 1515 Wickersham Lane (Country Club West Watershed). Applicant Request: To rezone from East Riverside Corridor (ERC) district zoning to East Riverside Corridor (ERC) district zoning, to change the subdistrict from neighborhood mixed use (NMU) and urban residential (UR) to corridor mixed use (CMU), with conditions. First reading approved on August 8, 2019. Vote: 9-2, Mayor Pro Tem Garza and Council Member Casar voted nay. Owner/Applicant: NRE Zone, LLC and NRE Edge, LLC (Mark Farrell). Staff: Jerry Rusthoven, 512-974-3207. District(s) Affected: District 3.

**The motion to approve the ordinance on second reading only was approved on Council Member Renteria's motion, Council Member Harper-Madison's second on a 6-5 vote. Those voting aye were: Mayor Adler and Council Members Ellis, Flannigan, Harper-Madison, Kitchen, and Renteria. Those voting nay were: Mayor Pro Tem Garza and Council Members Alter, Casar, Pool, and Tovo.**

**Direction was given to staff to review Roy G. Guerrero Colorado River Metro Park boundaries for existing easements and right-of-way, in particular existing right-of-way for Lakeshore Drive within the park, and initiate vacation of any easements and right-of-way unrelated to providing necessary functions, utilities, and access to the park.**

96. C14-2018-0028 - E. Riverside Dr. and S. Pleasant Valley Rd. Tracts 1 & 2 - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 1109 and 1225 South Pleasant Valley Road (Country Club West Watershed). Applicant

Request: To rezone from East Riverside Corridor (ERC) district zoning to East Riverside Corridor (ERC) district zoning, to change the subdistrict from urban residential (UR) to corridor mixed use (CMU), with conditions. First reading approved on August 8, 2019. Vote: 9-2, Mayor Pro Tem Garza and Council Member Casar voted nay. Owner/Applicant: NRE Town Lake Property Owner, LLC and Ballpark Austin, LLC (Andrew Winograd). Staff: Jerry Rusthoven, 512-974-3207. District(s) Affected: District 3.

**The motion to approve the ordinance on second reading only was approved on Council Member Renteria's motion, Council Member Harper-Madison's second on a 6-5 vote. Those voting aye were: Mayor Adler and Council Members Ellis, Flannigan, Harper-Madison, Kitchen, and Renteria. Those voting nay were: Mayor Pro Tem Garza and Council Members Alter, Casar, Pool, and Tovo.**

**Direction was given to staff to review Roy G. Guerrero Colorado River Metro Park boundaries for existing easements and right-of-way, in particular existing right-of-way for Lakeshore Drive within the park, and to initiate vacation of any easements and right-of-way unrelated to providing necessary functions, utilities, and access to the park.**

100. C14-97-0010 (RCT) E. Riverside Dr. and S. Pleasant Valley Rd. Tract 4-Conduct a public hearing and approve a restrictive covenant termination on a property locally known as 1600 Wickersham Lane (Country Club West Watershed). Applicant request: To terminate the public restrictive covenant associated with zoning case C14-2018-0026. Staff recommendation and Planning Commission recommendation: To grant the restrictive covenant termination. Owner/Applicant: BP Riverside West, LLC (David Nazarian). Agent: Armbrust & Brown, PLLC (Michael J. Whellan). City Staff: Jerry Rusthoven, (512) 974-3207. District(s) Affected: District 3.

**The public hearing was conducted and a motion to close the public hearing and approve the restrictive covenant termination was approved on Council Member Renteria's motion, Council Member Harper-Madison's second on a 6-5 vote.**

**A motion to reconsider the item was approved on Council Member Ellis' motion, Council Member Flannigan's second on an 11-0 vote.**

**The item was postponed to September 19, 2019 at the request of staff on Council Member Flannigan's motion, Council Member Alter's second on an 11-0 vote.**

101. C14-72-204(RCA5) E. Riverside Dr. and S. Pleasant Valley Rd. Tracts 1-5- Conduct a public hearing and approve a restrictive covenant amendment on a property locally known as 1109 and 1225 South Pleasant Valley Road, 4700 East Riverside Drive, 1515 and 1600 Wickersham Lane (Country Club West Watershed). Applicant request: To amend the public restrictive covenant associated with zoning cases C14-2018-0026, C14-2018-0027, and C14-2018-0028. Staff and Planning Commission recommendation: To grant the restrictive covenant amendment. Owner/Applicant: NRE Town Lake Property Owner, LLC (Andrew Winograd); Ballpark Austin, LLC (Andrew Winograd); NRE Zone, LLC (Mark Farrell); NRE Edge, LLC (Mark Farrell) and BP Riverside West, LLC (Mark Farrell). Agent: Armbrust & Brown, PLLC (Michael J. Whellan). City Staff: Jerry Rusthoven, (512) 974-3207. District(s) Affected: District 3.

The public hearing was conducted and a motion to close the public hearing and approve the restrictive covenant amendment was approved on Council Member Renteria's motion, Council Member Harper-Madison's second on a 6-5 vote.

A motion to reconsider the item was approved on Council Member Ellis' motion, Council Member Flannigan's second on an 11-0 vote.

The item was postponed to September 19, 2019 at the request of staff on Council Member Flannigan's motion, Council Member Alter's second on an 11-0 vote.

### **PUBLIC HEARINGS CONTINUED**

117. Conduct a public hearing and consider an ordinance amending Title 25 and Title 30 of the Land Development Code relating to approval deadlines and the administration of land development applications as necessary to comply with House Bill 3167 passed in the 86th Texas legislative session, waiving code provisions related to processing land development code amendments; and declaring and emergency.

The public hearing was conducted and a motion to close the public hearing and adopt Ordinance No. 20190822-117 was approved on Council Member Flannigan's motion, Council Member Harper-Madison's second on an 8-0 vote. Council Members Alter and Pool abstained. Mayor Pro Tem Garza was off the dais.

Direction was given to staff to schedule a Council briefing on the administrative rules relating to the approval deadlines. In addition, Council Member Pool requested to include the following list of entities that testified in support of House Bill 3167:

- Pohl Partners
- Texas Land Developers Association
- Newland
- Lennar Homes
- Texas Public Policy Foundation
- Real Estate Council of Austin
- Blackburn Communities and RJ Allen
- Home Builders Association of Greater Austin
- Texas Realtors
- Texas Apartment Association
- KB Homes
- Allen Boone Humphries Robinson LLP
- Qualico Communities
- BGE
- Newland Real Estate Group
- Hunt Communities
- Greater Houston Builders Association
- Coats Rose Law Firm

83. Conduct a public hearing and consider an ordinance amending City Code Title 25 (Land Development Code, Chapter 25-10 (Sign Regulations) to provide limited allowances for off-premise signs at Public Primary and Secondary Educational Facilities, and Transit facilities.

**This item was postponed indefinitely with the following direction to staff on Council Member Kitchen's motion, Council Member Flannigan's second on an 11-0 vote.**

**Direction was given to the City Manager to include options for limited allowances for off-premise signs during the Land Development Code Revision Process, furthering the City's interests in protecting safety and visual aesthetics.**

#### **ZONING AND NEIGHBORHOOD PLAN AMENDMENTS CONTINUED**

105. C14-2019-0075 - Cannonleague Residences - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6501 and 6503 Cannonleague Drive (Williamson Creek Watershed). Applicant's Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to urban family residence-neighborhood plan (SF-5-NP) combining district zoning. Staff Recommendation: To deny urban family residence-neighborhood plan (SF-5-NP) combining district zoning. Planning Commission Recommendation: To grant urban family residence-neighborhood plan (SF-5-NP) combining district zoning. Owner and Applicant: Don R. Hancock. Agent: Land Answers, Inc. (Jim Wittliff). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 5.

**A motion to close the public hearing and approve the ordinance for SF-5-NP-CO with a maximum number of 6 units was made on Mayor Adler's motion, Council Member Ellis' second.**

**A motion to amend the ordinance by removing the conditional overlay limit of 6 units failed on Council Member Flannigan's motion, Council Member Harper-Madison's second on a 2-7 vote. Those voting aye were: Council Members Flannigan and Harper-Madison. Those voting nay were: Mayor Adler and Council Members Alter, Ellis, Kitchen, Pool, Renteria, and Tovo. Mayor Pro Tem Garza and Council Member Casar were off the dais.**

**The motion to approve the ordinance failed on Mayor Adler's motion, Council Member Ellis' second on a 5-4 vote. Those voting aye were: Mayor Adler and Council Members Ellis, Flannigan, Harper-Madison, and Renteria. Those voting nay were: Council Members Alter, Kitchen, Pool, and Tovo. Mayor Pro Tem Garza and Council Member Casar were off the dais.**

**A motion to postpone the item failed on Council Member Casar's motion, Mayor Adler's second on a 4-7 vote. Those voting aye were: Mayor Adler, Mayor Pro Tem Garza, and Council Members Alter and Casar. Those voting nay were: Council Members Ellis, Flannigan, Harper-Madison, Kitchen, Pool, Renteria, and Tovo.**

**The public hearing was conducted and a motion to close the public hearing and approve the ordinance on first reading only for SF-5-NP-CO with a maximum number of 6 units was approved on Council Member Flannigan's motion, Council Member Ellis' second on a 6-4**

vote. Those voting aye were: Mayor Adler, Mayor Pro Tem Garza, and Council Members Ellis, Flannigan, Harper-Madison, and Renteria. Those voting nay were: Council Members Alter, Kitchen, Pool, and Tovo. Council Member Casar abstained.

#### **DISCUSSION ITEMS CONTINUED**

69. Approve a resolution establishing the Task Force on Gun Violence and directing the City Manager to provide the Council and the Public Safety Commission a quarterly report on incidents of gun violence that occur within the City. Council Sponsors: Council Member Alison Alter, Council Member Paige Ellis, Council Member Sabino 'Pio' Renteria, Council Member Kathie Tovo, Council Member Kitchen.

**A motion to approve the resolution was made by Council Member Alter and seconded by Council Member Pool.**

**A motion to amend the resolution failed on Council Member Harper-Madison's motion, Council Member Flannigan's second on a 2-9 vote. Those voting aye were: Council Members Flannigan and Harper-Madison. Those voting nay were: Mayor Adler, Mayor Pro Tem Garza, and Council Members Alter, Casar, Ellis, Kitchen, Pool, Renteria, and Tovo. The motion was to revise the Be It Resolved clause to read as follows:**

- 1. The Council directs the Public Safety Commission to create a Working Group to advise the Council on potential actions the City can take to reduce gun violence at the local level and to make recommendations for enhancing existing resources and campaigns, such as safe storage education, community and domestic violence intervention, and gun surrender programs. The Working Group also may recommend actions the City can take to partner with other levels or units of government and private organizations to make our communities safe and resilient from gun violence.**
- 2. The Working Group shall begin its work as soon as practicable with the goal of issuing a report of its recommendations within six months of project initiation.**
- 3. The Working Group shall review best practices and reports from across the country including the work of the City of Austin Mayor's Task Force on Institutional Racism and Systemic Inequities, the City of Houston's Mayor's Commission Against Gun Violence, the Be SMART campaign, and the Do Not Stand Idly By campaign.**
- 4. The City Manager shall provide appropriate staff to advise the Working Group and provide a law enforcement perspective to the members.**

**A motion to amend the resolution as follows was approved Council Member Casar's motion, Council Member Kitchen's second on an 11-0 vote.**

**The amendment was to amend number 4 of the Be It Resolved clause to include language establishing a dissolution deadline of 8 months from the time a quorum is appointed or a final report is submitted, whichever is sooner.**

**Resolution No. 20190822-069 was approved as amended above on Council Member Alter's motion, Council Member Pool's second on an 11-0 vote.**

86. Conduct a public hearing to receive public comment on the City of Austin Fiscal Year 2019-2020 Proposed Budget.

**The public hearing was conducted and a motion to recess the public hearing until August 28, 2019 was approved on Council Member Ellis' motion, Council Member Tovo's second on an 11-0 vote.**

**Mayor Adler adjourned the meeting at 6:00 p.m. without objection.**

**LIVE MUSIC**

Mz. Dre & 2OneSoul

**PROCLAMATIONS**

Proclamation – Tarik Wish Day – To be presented by Mayor Steve Adler and to be accepted by the honoree.

Proclamation – Ray Wilkerson Day - To be presented by Mayor Steve Adler and to be accepted by the honoree.

Distinguished Service Award – Eric Tiemann – To be presented by Mayor Steve Adler and to be accepted by the honoree.

Honorary Fire Chiefs – To be presented by Mayor Steve Adler and to be accepted by Austin Fire Chief Joel Baker.

Proclamation – Special Announcement by Waller Creek Conservancy – To be presented by Council Member Kathie Tovo.

Certificates of Congratulations – Grant for Technology Opportunity Program Awardees; and Certificates of Appreciation - Grant Review Committee Members – To be presented by Council Member Alison Alter and to be accepted by the honorees.

**The minutes were approved on this the 19<sup>TH</sup> day of September 2019 on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**