



**Thursday, October 17, 2019**

The City Council will convene at 10:00 AM on  
Thursday, October 17, 2019 at Austin City Hall  
301 W. Second Street, Austin, TX



Mayor Steve Adler  
Mayor Pro Tem Delia Garza, District 2  
Council Member Natasha Harper-Madison, District 1  
Council Member Sabino “Pio” Renteria, District 3  
Council Member Gregorio Casar, District 4  
Council Member Ann Kitchen, District 5  
Council Member Jimmy Flannigan, District 6  
Council Member Leslie Pool, District 7  
Council Member Paige Ellis, District 8  
Council Member Kathie Tovo, District 9  
Council Member Alison Alter, District 10

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

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

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

### **9:55 AM – Opening Moment**

*It is our custom here at City Council to start our meetings with a peaceful moment by inviting different people from walks of life and different faiths to share their prayers or moments of reflection. This is an important way that we celebrate the diversity that exists in our city and begin our meetings with everyone focused and aligned for the greater good.*

Earlyssa “Earl the Poet” Cooper, Poet Laureate, Huston-Tillotson University

### **10:00 AM – City Council Convenes**

#### **Consent Agenda**

##### **Approval of Minutes**

1. Approve the minutes of the Austin City Council special called meeting of September 25, 2019, special called of September 26, 2019, work session of October 1, 2019, regular meeting of October 3, 2019, and special called of October 8, 2019.

##### **Austin Resource Recovery**

2. Approve amendments to administrative rules related to City Code Chapter 15-6 (Solid Waste Services) relating to requirements for recycling capacity for multifamily residential properties.

##### **Capital Contracting Office**

3. Authorize award and execution of a construction contract with Muniz Concrete & Contracting, Inc. (MBE), for the District Cooling Plant II - Exterior Tile Repair Rebid project, in the amount of \$470,955 plus a \$47,095.50 contingency, for a total contract amount not to exceed \$518,050.50.

[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 81.01% MBE and 1.75% WBE participation.]

**District(s):** District 9

4. Authorize award and execution of a construction contract with Facilities Rehabilitation Inc. (MBE), for the Southland Oaks Wastewater Improvements project in the amount of \$1,696,755 plus a \$169,675.50 contingency, for a total contract amount not to exceed \$1,866,430.50.

[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 98.21% MBE and 1.79% WBE participation.]

**District(s):** District 5; District 8

5. Authorize negotiation and execution of a professional services agreement with CP&Y, Inc., (staff recommendation) or one of the other qualified responders for Request for Qualifications Solicitation No. CLM274 to provide engineering services for Hornsby Bend Biosolids Management Plant Headworks in an amount not to exceed \$750,000.

[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.]

6. Authorize negotiation and execution of a professional services agreement with Carollo Engineers, Inc., (staff recommendation) or one of the other qualified responders for Request for Qualifications Solicitation No. CLMP271 to provide engineering services for the Walnut Creek Wastewater Treatment Plant Headworks Improvements project in an amount not to exceed \$1,000,000.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) with 15.80% MBE and 15.80% WBE participation.]

**District(s):** District 1

7. Authorize negotiation and execution of a design build agreement with Whiting-Turner Contracting Company for existing terminal centralized baggage handling system upgrades in an amount not to exceed \$16,000,000.

[Note: This contract will be awarded in compliance with 49 CFR Part 26 and City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 12.23% DBE participation.]

**District(s):** District 2

### **Economic Development Department**

8. Authorize negotiation and execution of a management agreement with the South Congress Improvement Association for management of public services funded by the South Congress Preservation and Improvement District for a period of five years in an amount not to exceed \$504,282 per year. Related to Item #37.

**District(s):** District 9

### **Fire**

9. Approve negotiation and execution of an automatic aid agreement with Travis County Emergency Service Districts (ESDs), Williamson County ESDs, and the cities of Leander, Cedar Park, Round Rock, and Georgetown to provide services that are mutually beneficial to the fire service agencies and residents in their respective jurisdictions, for an initial term of one year with up to nine additional one-year terms.

### **Management Services**

10. Approve an ordinance setting the council meeting schedule for calendar year 2020 and setting the budget and tax rate hearings for Fiscal Year 2020-2021 (Suggested dates: July 23, 2020, July 30, 2020, and September 12, 2020) .

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

11. Approve a resolution consenting to the issuance, by Austin Affordable PFC, Inc., an affiliate of the Housing Authority of the City of Austin, in an amount not to exceed \$15,000,000 in Multi-family Private Activity Bonds to finance, in part, the acquisition and rehabilitation of an affordable rental development located at or near 9125 North Plaza.

District(s): District 4

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

12. Authorize negotiation and execution of all documents and instruments necessary or desirable to sell approximately .144 acre of land out of the Thomas Anderson Survey No. 17, Abstract 2, Travis County, Texas, conveyed to the City of Austin and recorded in Volume 9073, Page 740, located on or near the intersection of West US 290 and McCarty Lane to the State of Texas Project locally known as Oak Hill Parkway.

District(s): District 8

13. Authorize negotiation and execution of all documents and instruments necessary or desirable to sell approximately .3833 acre of land out of the Thomas Anderson Survey No. 17, Abstract 2, Travis County, Texas, conveyed to the City of Austin and recorded in Volume 9547, Page 3833 located at the intersection of West US 290 and McCarty Lane to the State of Texas for the Texas Department of Transportation Project locally known as Oak Hill Parkway.

District(s): District 8

#### **Police**

14. Authorize negotiation and execution of an interlocal agreement with Travis County to provide advocacy services for victims and survivors of sexual assault through the City's Sexual Assault Kit Initiative, in an amount not to exceed \$155,200.

#### **Purchasing Office**

15. Authorize negotiation and execution of a multi-term contract with Brace Integrated Services Inc., to provide insulation and heat trace services, for up to six years for a total contract amount not to exceed \$5,502,000.

(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 was an insufficient availability of certified M/WBEs; therefore, no subcontracting goals were established).

16. Authorize award of a contract with JMR Technology Inc., to provide services, software applications, and any associated hardware for the centralized baggage handling system, for a term of one year in an amount not to exceed \$247,450.

(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).

17. Authorize negotiation and execution of a cooperative contract with GTS Technology Solutions, Inc., for an online subscription to an investigative data platform, for a term of two years in an amount not to exceed \$190,000.

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

18. Authorize negotiation and execution of a contract with Tyler Technologies, Inc., to provide open data platform services, for a term of five years in an amount not to exceed \$3,200,000.

(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).

19. Authorize negotiation and execution of a multi-term cooperative contract with DLT Solutions, LLC, to provide learning management software, for up to five years for a total contract amount not to exceed \$485,000.

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

## **Transportation**

20. Approve an ordinance authorizing negotiation and execution of an interlocal agreement with Capital Metropolitan Transportation Authority for up to \$22,500 for its local contribution for the Smart Trips Austin grant; amending the Fiscal Year 2019-2020 Austin Transportation Department Operating Budget Special Revenue Fund (Ordinance No. 20190910-001) to accept funds from the Capital Metropolitan Transportation Authority; and amending the Austin Transportation Department Capital Budget (Ordinance No. 20190910-001) to transfer in and appropriate funds to assist residents who recently relocated to or within Austin to find transportation solutions.

## **Transportation - Mobility Bond**

21. Authorize negotiation and execution of an amendment to the professional services agreement with HDR Engineering, Inc., for Corridor Construction Project engineering services in the amount of \$15,000,000, for a total contract amount not to exceed \$35,058,000.

[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

12.55% MBE and 15.84% WBE.]

## **Watershed Protection Department**

22. Approve an ordinance amending City Code Chapter 6-6 (Coal Tar Pavement Products) to regulate additional high polycyclic aromatic hydrocarbon pavement products and creating offenses for the use and sale of these additional products.

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

23. 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.
24. Approve a resolution requesting the Board of Directors of Austin Convention Enterprises, Inc. to consider a resolution concerning employee organizing at the Austin Hilton Hotel, directing that Board to present agreements for the operation of the hotel to the Council for approval, and establishing the City's policy to approve operating agreements for the hotel only if such agreements protect the City from the effects of labor disputes by requiring a labor peace agreement.

**Sponsors:** Council Member Gregorio Casar, Mayor Pro Tem Delia Garza, Council Member Kathie Tovo, and Council Member Ann Kitchen

25. Approve an ordinance amending City Code Title 3 and City Code Section 2-1-102 relating to: (a) impounded animal regulations - adding definitions, requiring core immunizations, mandating sterilization, addressing fee waivers, requiring notice to rescue organizations and revising reporting requirements; and (b) expanding advisory scope of the Animal Advisory Commission, respectively.

**Sponsors:** Council Member Leslie Pool, Council Member Ann Kitchen, Mayor Steve Adler, and Council Member Kathie Tovo

26. Approve the waiver or reimbursement of certain fees under City Code Chapter 14-8 for the Texas Tribune Festival, sponsored by the Texas Tribune, held on Saturday, September 28, 2019 on Congress Avenue.

**Sponsors:** Council Member Kathie Tovo, Mayor Pro Tem Delia Garza, Council Member Alison Alter, Council Member Paige Ellis, and Council Member Leslie Pool

27. Approve an ordinance waiving or reimbursing certain fees for the Diwali event, sponsored by the residents of Spicewood at Bullcreek, to be held on Friday, October 18, 2019 at the Pickfair Community Center.

**Sponsors:** Council Member Jimmy Flannigan, Council Member Paige Ellis, Council Member Gregorio Casar, Council Member Natasha Harper-Madison, and Mayor Steve Adler

28. Approve a resolution directing the City Manager to make recommendations on possible amendments to the Universal Recycling Ordinance to include organic waste collection of commercial and multifamily properties.

**Sponsors:** Council Member Paige Ellis, Mayor Steve Adler, Mayor Pro Tem Delia Garza, Council Member Alison Alter, and Council Member Leslie Pool

29. Discuss and take possible action on an ordinance related to City Code Sections 9-4-11 (Camping in Public Area Prohibited) and 9-4-14 (Obstruction in the Downtown Austin Community Court Area Prohibited); and creating offenses.

**Sponsors:** Council Member Ann Kitchen, Council Member Kathie Tovo, Council Member Alison Alter, and Council Member Leslie Pool

30. Approve a resolution related to camping and other related issues frequently faced by people experiencing homelessness in the City of Austin.

**Sponsors:** Council Member Kathie Tovo, Council Member Ann Kitchen, Council Member Alison Alter, and Council Member Leslie Pool

31. 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.

**Sponsors:** Council Member Kathie Tovo, Council Member Sabino "Pio" Renteria, Mayor Pro Tem Delia Garza, Council Member Gregorio Casar, and Council Member Leslie Pool

32. Approve a resolution directing the City Manager to assess additional opportunities and make recommendations for immediate and short-term actions to engage and assist individuals experiencing homelessness.

**Sponsors:** Mayor Steve Adler, Mayor Pro Tem Delia Garza, Council Member Natasha Harper-Madison, Council Member Sabino "Pio" Renteria, and Council Member Gregorio Casar

33. Approve a resolution establishing Let Texas Vote Day to encourage civic engagement, amending the City's Personnel Policies to designate Let Texas Vote Day as a City holiday each year beginning in 2020 and expanding administrative leave for the purpose of voting, and adding voting rights priorities to the City's state and federal legislative agendas.

**Sponsors:** Mayor Pro Tem Delia Garza, Council Member Paige Ellis, Council Member Ann Kitchen, Council Member Natasha Harper-Madison, and Council Member Gregorio Casar

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

34. Set a public hearing to be conducted in accordance with Texas Parks and Wildlife Code Chap. 26 and consider a resolution authorizing a change in use of dedicated parkland, known as Lamar Beach at Town Lake Metro Park, for Austin Water and Austin Energy to construct install, use, maintain, and repair approximately 13,431 square feet of permanent water line and electric utilities, as well as approximately 10,745 square feet of temporary work area. (Suggested date: November 14, 2019 at Austin City Hall, 301 W. Second Street, Austin, TX.)

#### **Non-Consent**

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

35. Adopt the fiscal year 2020 Proposed Audit Plan.

**Sponsors:** Audit and Finance Committee

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

36. The Mayor will recess the City Council meeting to conduct a Board of Directors' Meeting of the Austin Housing Finance Corporation. Following adjournment of the AHFC Board meeting the City Council will reconvene. (The AHFC agenda is temporarily located at

### **Public Hearings and Possible Actions**

37. Conduct a public hearing and approve a resolution re-authorizing the South Congress Preservation and Improvement District. Related to item #8.

District(s): District 9

38. Conduct a public hearing related to an application by Austin Leased Housing Associates III, Limited Partnership, an affiliate of Dominion, for housing tax credits for a multi-family development that will be financed through the private activity bond program, to be known as Franklin Park Apartments, located at or near 4509 St. Elmo Road; and consider a resolution that relates to the proposed development, the application, and the allocation of housing tax credits and private activity bonds in the City and near the proposed development.

District(s): District 2

39. Conduct a public hearing in accordance with Section 26.001 et seq. of the Texas Parks and Wildlife Code to consider a resolution authorizing a change of use of dedicated parkland, known as Dove Springs District Park, for the Austin Public Health Department to construct, occupy and operate the Dove Springs District Health Facility, at 5801 Ainez Drive.

District(s): District 2

40. Conduct a public hearing 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 Onion Creek greenbelt, for the extension of Meadow Lake Blvd through dedicated parkland, west of S. Pleasant Valley Rd. as requested by the Public Works Department.

District(s): District 2

41. Conduct 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; and consider a resolution that relates to the proposed development, the application, and the allocation of housing tax credits and private activity bonds in the City and near the proposed development.

District(s): District 9

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

Steve Swanson – City of Austin planning

Silver White Mountain – A song for the homeless

Valerie Romness – Challenger newspaper

Paula Kothman – TBD

Amy Morrow – Rental waiver for Mexican-American Cultural Center



Jewel Griffin – Victim of government and police corruption

Carlos León – 1) God, Jesus Christ, & The Holy Spirit shine the light of truth on evil hiding in the shadows; 2) Geoengineering chemtrail cocktail poison has no place in Austin or on Earth; 3) Losing your marbles Vol. IV, part ?

Steve Mcdermott – Problem with City Housing utilities

Heaven Gunter – TBD

Jamie Dorobek – TBD

### **Executive Session**

42. Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
43. Discuss matters related to Austin Energy generation resources (Certain Public Power Utilities: Competitive Matters - Section 551.086 of the Government Code).
44. Discuss purchase, exchange, lease, or value of an interest in the real property commonly known as the HealthSouth Property, located at 1215 Red River St. in Austin, Texas 78701 (Real Property - Section 551.072 of the Government Code).
45. Discuss purchase, exchange, lease, or value of an interest in the real property commonly known as the Palm School, located at 100 North IH-35 in Austin, Texas 78701 (Real Property - Section 551.072 of the Government Code).

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

46. C14-2018-0026 E. Riverside Dr. and S. Pleasant Valley Rd. Tract 4 - Approve third reading 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. Second reading approved on August 22, 2019. Vote: 6-5, Mayor Pro Tem Garza and Council Members Casar, Pool, Alter, and Tovo voted nay. Owner/Applicant: BP Riverside West, LLC (Mark Farrell). Staff: Jerry Rusthoven, 512-974-3207.

**District(s):** District 3

47. C14-2018-0027 E. Riverside Dr. and S. Pleasant Valley Rd. Tracts 3 & 5 - Approve third reading 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. Second

reading approved on August 22, 2019. Vote: 6-5, Mayor Pro Tem Garza and Council Members Casar, Pool, Alter and Tovo voted nay. Owner/Applicant: NRE Zone, LLC and NRE Edge, LLC (Mark Farrell). Staff: Jerry Rusthoven, 512-974-3207.

District(s): District 3

48. C14-2018-0028 - E. Riverside Dr. and S. Pleasant Valley Rd. Tracts 1 & 2 - Approve third reading 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. Second reading approved on August 22, 2019. Vote: 6-5, Mayor Pro Tem Garza and Council Members Casar, Pool, Alter and Tovo voted nay. Owner/Applicant: NRE Town Lake Property Owner, LLC and Ballpark Austin, LLC (Andrew Winograd). Staff: Jerry Rusthoven, 512-974-3207.

District(s): District 3

49. C14-2019-0068 - SH 45 North Tract - Approve second and third readings of an ordinance amending City Code Title 25 by zoning 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. First reading approved community commercial-mixed use combining (GR-MU) district zoning on August 22, 2019. Vote: 9-0. Owner/Applicant: Ivalene Pearson Banks. Agent: McLean & Howard, LLP (Jeff Howard). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 6

50. C14-2018-0080 - 5101 East Oltorf - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 5101 East Oltorf Street (Country Club West Watershed). Applicant's Request: To rezone from community commercial-conditional overlay-neighborhood plan (GR-CO-NP) combining district zoning to general commercial services- conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning, as amended. First Reading approved on October 3, 2019. Vote: 10-0, Council Member Harper-Madison was off the dais. Owner/Applicant: Charitable Holdings, II (Michael Nellis). Agent: Armbrust & Brown, PLLC (Richard T. Suttle, Jr.). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 3

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

51. 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):** District 3

52. 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):** District 3

53. NPA-2019-0020.04 - 600 Industrial Blvd - Conduct a public hearing and approve an ordinance amending Ordinance No. 20050818-Z001, the South Congress 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 600 Industrial Boulevard, (Blunn Creek Watershed) from Industry to Mixed Use land use. Staff recommendation: To Grant Mixed Use land use. Planning Commission Recommendation: To be reviewed October 8, 2019. Owner/Applicant: KC 600 Industrial LLC. Agent: David Hartman; Smith Robertson, L.L.P. City Staff: Jesse Gutierrez, (512) 974-1606.

**District(s):** District 3

54. C14-2019-0082 - 600 Industrial Boulevard Mixed Use - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 600 Industrial Boulevard (Blunn Creek Watershed). Applicant's Request: To rezone from limited industrial services-conditional overlay-neighborhood plan (LI-CO-NP) combining district zoning to limited industrial services-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning. Staff Recommendation: To grant limited industrial services-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning. Planning Commission Recommendation: To be reviewed October 8, 2019. Owner: KC 600 Industrial LLC (Mitchell S. Johnson). Agent: Smith Robertson, L.L.P. (David Hartman). City Staff: Wendy Rhoades, 512-974-7719.

**District(s):** District 3

55. C14-2017-0148 -Eightfold -Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 3443 Ed Bluestein Boulevard (Walnut Creek and Boggy Creek Watersheds). Applicant Request: To rezone from limited industrial-neighborhood plan (LI-NP) combining district zoning to limited industrial-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning. Staff Recommendation: To grant limited industrial-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning. Planning Commission Recommendation: To be reviewed October 8, 2019. Owner/Applicant: 3443 Zen Garden, LP (Adam Zarafshani) Agent: Sprouse Shrader Smithfield (Terrence L. Irion). City Staff: Heather Chaffin, 512-974-2122.

**District(s):** District 1

56. C14-2019-0094 - Rosales Residence - Conduct a public hearing and approve an ordinance

amending City Code Title 25 by zoning property locally known as 3012 and 3014 Meldrum Road (Colorado River Watershed). Applicant's Request: To rezone from interim-single family residence-standard lot (I-SF-2) district zoning to community commercial (GR) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant limited office-mixed use (LO-MU) combining district zoning. Owner/Applicant: Fernando Rosales Ruiz. Agent: Villalva Consultants (George Villalva). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 2

57. C14-2019-0107.SH - Diamond Forty-Two-Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 5511, 5515, 5517, and 5519 Jackie Robinson Street (Fort Branch Watershed). Applicant Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to multifamily residence-low density-neighborhood plan (MF-2-NP) combining district zoning. Staff Recommendation: To grant multifamily residence-low density-neighborhood plan (MF-2-NP) combining district zoning. Planning Commission Recommendation: To be reviewed October 8, 2019. Owner/Applicant: William D. Mosley. Agent: O-SDA Industries, LLC (Megan Lasch). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 1

58. C14-2019-0007 - Comfort Mobile Home Park - Conduct a public hearing and approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 7303, 7311, 7401, and 7403 East Riverside Drive (Carson Creek Watershed). Applicant Request: To rezone from East Riverside Corridor (ERC) district zoning to mobile home residence (MH) district zoning. First reading approved on June 20, 2019. Vote 11-0. Owner: 7307-7403 E Riverside LLC. Staff: Heather Chaffin, 512-974-2122. A valid petition has been filed in opposition to this rezoning case.

District(s): District 3

59. NPA-2019-0010.01-2700 E. 5th Street-Conduct a public hearing and approve an ordinance amending Ordinance No. 20011213-43, the Holly 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 2700 E. 5th Street (Ladybird Lake Watershed) from no land use designation to Mixed Use land use. Staff Recommendation and Planning Commission recommendation: To grant Mixed Use land use. Owner/Applicant: 2700 East 5th JV, LLC. Agent: Drenner Group, PC (Leah Bojo). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 3

60. C14-2018-0089 2700 E. 5th Street - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2700 East 5th Street (Lady Bird Lake Watershed) Applicant's request: To rezone from limited industrial services-neighborhood plan (LI-NP) combining district zoning to general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Owner/Applicant: 2700 East 5th JV, LLC (Neil Adamson). Agent: Drenner Group PC (Leah Bojo). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 3

61. NPA-2019-0027.02- 2410 Winsted Lane - Conduct a public hearing and approve an ordinance amending Ordinance No. 20100923-102 the Central West Austin 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 2401 Winsted Lane (Johnson Creek Watershed) from Single Family to Neighborhood Mixed land use. Staff recommendation: To grant Neighborhood Mixed Use land use. Planning Commission recommendation: To be reviewed on October 8, 2019. Owner/Applicant: David Kanne, Lincoln Ventures LLC. Agent: Drenner Group (Amanda Swor). City Staff: Kathleen Fox, (512) 974-7877).
62. C14-2018-0049 - 2401 Winsted - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2401 Winsted Lane (Johnson Creek Watershed) Applicant's request to rezone from multifamily residence low density-neighborhood plan (MF-2-NP) combining district zoning to neighborhood commercial-mixed use-neighborhood plan (LR-MU-NP) combining district zoning. Staff Recommendation: To grant neighborhood commercial-mixed use-neighborhood plan (LR-MU-NP) combining district zoning. Planning Commission Recommendation: To be reviewed October 8, 2019. Owner/Applicant: Estate of Clyde Raab Littlefield (Wesley G. Ritchie). Agent: Drenner Group PC (Amanda Swor). City Staff: Heather Chaffin, 512-974-2122.
- District(s): District 10
63. C14-2019-0090 - 7410 Cooper Lane - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 7410 Cooper Lane (South Boggy Creek Watershed). Applicant's Request: To rezone from development reserve (DR) district zoning to townhouse and condominium residence (SF-6) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant townhouse and condominium residence (SF-6). Owner/Applicant: Scott Branyon and Kathy Steinke. Agent: Thrower Design (A. Ron Thrower). City Staff: Wendy Rhoades, 512-974-7719.
64. C814-96-0003.14 - Pioneer Crossing PUD Amendment #14 -Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 3124 East Parmer Lane (Harris Branch Watershed). Applicant Request: To rezone from Planned Unit Development (PUD) district zoning to Planned Unit Development (PUD) district zoning, to change a condition of zoning. This ordinance may include waiver of fees, alternative funding methods, modifications of City regulations, and acquisition of property. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant Planned Unit Development (PUD) district zoning, with conditions. Owner/Applicant: RH Pioneer North, LLC (Jordan Litwiniak). Agent: LJA Engineering, Inc. (T. Walter Hoysa, P.E.). City Staff: Sherri Sirwaitis, 512-974-3057.
- District(s): District 1
65. 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 and Planning Commission Recommendation: To deny Mixed Use land use. 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):** District 3

66. C14-2019-0029 - 1501 Airport Commerce Drive - 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 and Planning Commission Recommendation: To deny general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Owner/Applicant: W2 Hill ACP II, LP. Agent: Drenner Group, PC (Amanda Swor). City Staff: Sherri Sirwaitis, 512-974-3057.

**District(s):** District 3

67. 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) Applicant's request to rezone from general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning, general commercial services-vertical mixed use building-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 building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning, with conditions. Owner/Applicant: The Urban Groundskeeper, Inc. (Glenn F. Cooper). Agent: Drenner Group, PC (Amanda Swor). City Staff: Heather Chaffin, 512-974-2122.

**District(s):** District 1

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

Tiarra Girls

### **5:30 PM – Proclamations**

Proclamation – Annie Mae City Day – To be presented by Mayor Steve Adler and to be accepted by the honoree

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

Proclamation – Intersex Awareness Day – To be presented by Mayor Pro Tem Delia Garza and to be accepted by Alicia Weigel, interACT Advocates.

### **Adjourn**

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

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

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



# City of Austin

301 W. Second Street  
Austin, TX

## Agenda

### City Council Addendum Agenda

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Thursday, October 17, 2019

10:00 AM

Austin City Hall

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

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

#### Consent Agenda

##### Emergency Medical Services

68. Authorize negotiation and execution of an interlocal agreement with the Health and Human Services Commission to conduct a pilot program to reduce opioid overdose death and improve access to opioid response services.

##### Office of Real Estate Services

69. Authorize negotiation and execution of all documents and instruments necessary or desirable to sell approximately .3833 acre of land out of the Thomas Anderson Survey No. 17, Abstract 2, Travis County, Texas, conveyed to the City of Austin and recorded in Volume 9547, Page 926 of the Official Public Records of Travis County, located approximately at the intersection of West US 290 and McCarty Lane, to the State of Texas for an amount not less than \$1000.

##### Parks and Recreation

70. Approve a resolution authorizing a change of use of dedicated parkland, known as Dove Springs District Park, for the Austin Public Health Department to construct, occupy and operate the Dove Springs District Health Facility, at 5801 Ainez Drive.

District(s): District 2

71. Approve a resolution authorizing a change in use of dedicated parkland, known as the Onion Creek greenbelt, for the extension of Meadow Lake Blvd through dedicated parkland west of S. Pleasant Valley Rd. as requested by the Public Works Department.

District(s): District 2

##### Planning and Zoning



72. Approve a resolution authorizing a fee-in-lieu of providing affordable housing payment as allowed under Section 4.3.2.D of the Plaza Saltillo Transit Oriented Development Regulating Plan to allow a commercial and office project located at 1401 E. 6th St. to participate in the density bonus program.
- District(s): District 3
73. Approve a resolution consenting to the annexation by Travis County Water Control and Improvement District No. 10 of approximately 4.42 acres located south of Trail of Madrones, approximately 1,200 feet west of the intersection of Toro Canyon Road and Trail of Madrones in Austin's extraterritorial jurisdiction.
74. Approve an ordinance amending the Fiscal Year 2019-2020 City of Austin Fee Schedule Ordinance No. 20190910-002 to add Signs (flat fee) and the amount of the fee and an asterisk next to the Residential Review Fee for Demolition/Relocation (located w/in a Historic District or 45 years or older) to indicate that additional basic notification and sign fees are required if the case will be heard by the Historic Landmark Commission.
75. Approve a resolution authorizing the City's continued membership in the Capital Area Council of Governments, and payment of the related membership fee, in an amount not to exceed \$95,878.00.

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

76. Approve an ordinance adjusting the City of Austin's boundary limits by disannexing approximately 24 acres of land located at the intersection of US Highway 290 East and Giles Lane from the City's Full-Purpose Jurisdiction and releasing the land from the City's extraterritorial jurisdiction.
- Sponsors: Council Member Natasha Harper-Madison, Council Member Paige Ellis, Council Member Ann Kitchen, and Council Member Leslie Pool
77. Approve a resolution directing the City Manager to present a proposed amendment to a settlement agreement relating to the development of property located at 6400 City Park Road (Champion Tract 3), exclusively limited to modifications to cut and fill requirements that reduce environmental impacts to the Zoning and Platting Commission for recommendation and to bring an ordinance authorizing the proposed amendment to Council.
- Sponsors: Council Member Alison Alter, Council Member Leslie Pool, Council Member Ann Kitchen, and Council Member Sabino "Pio" Renteria

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

78. Set a public hearing to consider an amendment to Title 25 of the City Code related to 25-2-586(B) (Downtown Density Bonus Maps and Table) to correct a mapping discrepancy. (Suggested date: October 31, 2019 at Austin City Hall, 301 W. Second Street, Austin, TX.)

#### **Non-Consent**

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

79. C814-2012-0160.01 - 211 South Lamar - District 5 - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 211 South Lamar Boulevard Northbound and 1211 West Riverside Drive (Lady Bird Lake Watershed). Applicant's Request: To rezone from planned unit development (PUD) district zoning to planned unit development (PUD) district zoning, to change conditions of zoning. This ordinance may include waiver of fees, alternative funding methods, modifications of City regulations, and acquisition of property. First Reading approved on September 19, 2019. Vote: 11-0. Owner/Applicant: 16 Piggybank Ltd. (Huston Street). Agent: Drenner Group, PC (Amanda Swor). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 5

## **Adjourn**

Note: The above item(s) will be considered under its respective category, but follow the last number on the Austin, Texas, City Council Agenda for Thursday, October 17, 2019

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