

**AUSTIN CITY COUNCIL
MINUTES****REGULAR MEETING
THURSDAY, DECEMBER 5, 2019****Invocation: Ron Jorgenson, AKA the Poet Dr. Charles A. Stone**

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, December 5, 2019 in the Council Chambers of City Hall, 301 West Second Street, Austin, Texas.

Mayor Adler called the Council Meeting to order at 10:20 a.m.

CONSENT AGENDA

The following items were acted on by one motion.

1. Approve the minutes of the Austin City Council work session of November 12, 2019, regular meeting of November 14, 2019, and special called of November 18, 2019.
The motion approving the minutes of the Austin City Council work session of November 12, 2019, regular meeting of November 14, 2019, and special called of November 18, 2019 was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.
2. Approve an ordinance amending City Code Chapter 4-14 (Registration of Rental Property) to modify rental registration periods under certain circumstances.
This item was postponed indefinitely on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.
3. Authorize execution of a letter of intent with Blue Wave USA, Inc. to provide performance-based incentives for the generation of solar energy at its light manufacturing facility located at 3725 South FM 973 in Austin, Texas, for an estimated \$85,471 per year, for a total amount not to exceed \$854,708 over a 10-year period. District(s) Affected: District 2.
The motion authorizing the execution of a letter of intent with Blue Wave USA, Inc was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.
4. Authorize negotiation and execution of a 25-year power purchase agreement with ENGIE North America, or, an ENGIE subsidiary, for up to 1.8 megawatts of electricity from a distributed roof

top solar-generation facility located at the Austin-Bergstrom International Airport, in an estimated amount of up to \$225,000 per year, for a total estimated amount not to exceed \$5,600,000.

District(s) Affected: District 2.

The motion authorizing negotiation and execution of a 25-year power purchase agreement with ENGIE North America, or, an ENGIE subsidiary was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

5. Authorize negotiation and execution of all documents and instruments necessary or desirable to acquire a permanent electric transmission and distribution easement consisting of 0.114 of one acre (4,976 square feet) of land out of the J.P. Wallace Survey Abstract No. 789, Travis County, Texas, for the purpose of upgrading the capacity of transmission Circuit 811 and the overall electric system, and being a portion of that 6.688 acres of land located at 8319 North Lamar Boulevard described in warranty deed to 8319 N. Lamar, Ltd. and recorded in document no. 2019004497, Official Public Records, Travis County, Texas, in an amount not to exceed \$156,000, including standard and customary closing costs. District(s) Affected: District 4.

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, Mayor Pro Tem Garza's second on an 11-0 vote.

6. Authorize negotiation and execution of a reimbursable agreement with Travis County for the Thomas Spring Road Improvement Project in the amount of \$17,160 plus a \$1,716 contingency for a total amount of \$18,876, the project is located in the extra jurisdictional district and adjacent to Council District 8. District(s) Affected: District 8.

The motion authorizing negotiation and execution of a reimbursable agreement with Travis County was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

7. Approve an ordinance amending the Fiscal Year 2019-2020 Wildland Conservation Fund Operating Budget (Ordinance No. 20190910-001) to increase appropriations by \$320,000 and decrease the ending balance by the same amount for the purchase of real estate for the Balcones Canyonland Preserve. Related to item #24.

Ordinance No. 20191205-007 was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

8. Authorize negotiation and execution of a professional services agreement with AECOM Technical Services, Inc. (staff recommendation) or one of the other qualified responders for Request for Qualifications Solicitation No. CLMP269 to provide engineering services for the Boggy Creek Lift Station Force Main Extension project in an amount not to exceed \$1,600,000. [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 3.

The motion authorizing negotiation and execution of a professional services agreement with AECOM Technical Services, Inc. was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

9. Authorize negotiation and execution of an amendment to the professional services agreement with Limbacher & Godfrey, Inc., (WBE) for additional design, bid/award and construction administration phase services for the Zilker Metro Barton Springs Bathhouse Rehabilitation project in the amount of \$500,707.62, for a total contract amount not to exceed \$1,039,707.62. [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 20.46% MBE and 45.48% WBE.] District(s) Affected: District 8.
The motion authorizing negotiation and execution of an amendment to the professional services agreement with Limbacher & Godfrey, Inc. was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.
10. Authorize negotiation and execution of a Job Order Assignment with Jamail & Smith Construction, LP, one of the City's Facilities Improvement Job Order Contractors, for the Zilker Café Rehabilitation, in the amount of \$710,171 plus a \$71,017 contingency, for a total amount not to exceed \$781,188. [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 13.69% MBE and 7.40% WBE participation.] District(s) Affected: District 8.
The motion authorizing negotiation and execution of a Job Order Assignment with Jamail & Smith Construction, LP was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.
11. 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 Dougherty Arts Center Facility Replacement to build a new building and related structures to the building. (Note: MBE/WBE goals will be established prior to issuance of this solicitation.)
Resolution No. 20191205-011 was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.
12. Approve a resolution finding the use of the design-build method of contracting, as authorized by Subchapter G, Chapter 2269 of the Texas Government Code, is the project delivery method that provides the best value to the City for the rebuilding of the Brackenridge GIS Substation. (Note: MBE/WBE goals will be established prior to issuance of this solicitation.)
Resolution No. 20191205-012 was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.
13. Authorize negotiation and execution of an interlocal agreement with the Capital Area Emergency Communications District (CAECD) to reimburse the City in the amount of \$6,000,000 for radio equipment and services purchased by the City to improve emergency communications for CAECD.
The motion authorizing negotiation and execution of an interlocal agreement with the Capital Area Emergency Communications District (CAECD) was approved on consent on

Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

14. Authorize negotiation and execution of an interlocal agreement with Austin Community College (ACC) authorizing City to perform communication equipment installation, maintenance and repair services for ACC.
The motion authorizing negotiation and execution of an interlocal agreement with Austin Community College (ACC) was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.
15. Authorize negotiation and execution of an interlocal agreement with Travis County Healthcare District d/b/a Central Health to reimburse the City for 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.
This item was postponed to January 23, 2020 on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.
16. Approve an ordinance amending Ordinance No. 20120524-014 to update the composition and terms of Tax Increment Financing Reinvestment Zone #18 (Seaholm TIF) Board of Directors.
Ordinance No. 20191205-016 was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.
17. Approve a resolution appointing Steve Adler, Natasha Harper-Madison, Paige Ellis, Delia Garza, Sabino Renteria, Gregorio Casar, Ann Kitchen, James Flannigan, Leslie Pool, and Alison Alter and reappointing Kathie Tovo to the Tax Increment Financing Reinvestment Zone #18 (Seaholm TIF) Board of Directors and appointing Steve Adler as the Chairperson of the Board.
Resolution No. 20191205-017 was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.
18. Approve a resolution appointing Steve Adler, Natasha Harper-Madison, Paige Ellis, Delia Garza, Sabino Renteria, Gregorio Casar, Ann Kitchen, James Flannigan, Leslie Pool, Steve Adler, and Alison Alter and reappointing Kathie Tovo to the Tax Increment Financing Reinvestment Zone #15 (2nd Street TIF) Board of Directors, and appointing Steve Adler as Chairperson of the Board.
Resolution No. 20191205-018 was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.
19. Approve an ordinance amending Ordinance No. 990826-92 to update the composition and terms of Tax Increment Financing Reinvestment Zone #15 (2nd Street TIF) Board of Directors.
Ordinance No. 20191205-019 was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.
20. Approve a resolution updating the City of Austin's Public Improvement District Policy.
This item was postponed to February 6, 2020 on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

Item 21 was pulled for discussion.

22. Authorize negotiation and execution of an amendment to the legal services agreement with Richards, Rodriguez & Skeith LLP for legal services regarding the Central Library in an amount not to exceed \$ 243,000, for a total contract amount not to exceed \$301,000.
The motion authorizing negotiation and execution of an amendment to the legal services agreement with Richards, Rodriguez & Skeith LLP was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.
23. Approve a resolution amending the Articles of Incorporation to address the manner and appointment of the board of directors of the Austin Housing Finance Corporation.
Resolution No. 20191205-023 was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.
24. Authorize negotiation and execution of all documents and instruments necessary or desirable to purchase in fee simple a tract of land totaling approximately 4.695 acres out of the Thomas Anderson League, in Travis County, Texas, located at 4349 Convict Hill Road from Venturina Biggs for a total amount not to exceed \$509,000, including closing costs. Related to Item #7.
District(s) Affected: District 8.
The motion authorizing negotiation and execution of all documents and instruments necessary or desirable to purchase in fee simple a tract of land was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.
25. Approve an ordinance vacating and conveying an approximately 0.399 acre tract of right-of-way of Onion Street located between E. 5th Street and E. 6th Street to 6th & Onion, LP. District(s) Affected: District 3.
Ordinance No. 20191205-025 was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.
26. Authorize negotiation and execution of an encroachment agreement with 1500 CC, LLC, a Texas Limited Liability Company, for the subsurface encroachment of approximately 3,240 square feet of right-of-way for a parking garage within East Cesar Chavez Street, Comal Street and Willow Street Alley between East Cesar Chavez Street and Willow Street, located at 1501 East Cesar Chavez Street. District(s) Affected: District 3.
The motion authorizing negotiation and execution of an encroachment agreement with 1500 CC, LLC, a Texas Limited Liability Company was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

Item 27 was pulled for discussion.

28. Authorize negotiation and execution of an interlocal agreement with Travis County to provide connectivity to the Austin Police Department's Gemalto Cogent Live Scan Automated Biometric Identification System.

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

29. Authorize negotiation and execution of an interlocal agreement with Hays County to provide connectivity to the Austin Police Department's Gemalto Cogent Live Scan Automated Biometric Identification System.

The motion authorizing negotiation and execution of an interlocal agreement with Hays County was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

30. Approve an ordinance authorizing acceptance of \$132,021 in additional grant funds from the Texas Department of State Health Services and amending the Fiscal Year 2019-2020 Austin Public Health Department Operating Budget Special Revenue Fund (Ordinance No. 20190910-001) to appropriate \$132,021 for the Tuberculosis State Grant.

Ordinance No. 20191205-030 was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

31. Authorize negotiation and execution of an interlocal agreement with the City of Pflugerville to provide public health services for a nine-month period beginning January 1, 2019 with up to three 12-month extension options. Related to Item #32.

The motion authorizing negotiation and execution of an interlocal agreement with the City of Pflugerville was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

32. Approve an ordinance amending the Fiscal Year 2019-2020 Austin Public Health Department Operating Budget (Ordinance No. 20190910-001) to increase revenue and expenditures by \$167,619 and add two full-time equivalent positions and related operating costs required for an interlocal agreement with the City of Pflugerville to provide public health services. Related to Item #31.

Ordinance No. 20191205-032 was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

33. Authorize negotiation and execution of Amendment No. 3 to an agreement with Youth and Family Alliance, dba LifeWorks, for the expansion of youth homeless services, increasing funding in an amount not to exceed \$160,000 for the current term and each of the three remaining 12-month extension options, for a total agreement amount not to exceed \$1,405,625.

The motion authorizing negotiation and execution of Amendment No. 3 to an agreement with Youth and Family Alliance, doing business as LifeWorks, was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

Item 34 was pulled for discussion.

35. Authorize award of a multi-term contract with Avery Williamson D/B/A Avery's Lawn Care & Landscaping LLC (MBE), to provide tree management plan services, for up to three years for a total contract amount not to exceed \$300,000. (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 the award of a multi-term contract with Avery Williamson, doing business as Avery's Lawn Care & Landscaping LLC, was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
36. Authorize award of a multi-term contract with Nachurs Alpine Solutions, LLC, to provide de-icing materials for airfield pavement surfaces, for up to five years for a total contract amount not to exceed \$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 Nachurs Alpine Solutions, LLC was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
37. Authorize award of a multi-term contract with AAA Fire & Safety Equipment Company, Inc., to provide fire extinguishers and related services, for up to five years for a total contract amount not to exceed \$1,400,000. (Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this solicitation, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established).
- The motion authorizing the award of a multi-term contract with AAA Fire & Safety Equipment Company, Inc. was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
38. Authorize negotiation and execution of a multi-term cooperative contract with CINTAS Corporation No. 2, to provide rental and cleaning services for uniforms and shop towels, for up to five years for a total contract amount not to exceed \$527,200. (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 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 a multi-term cooperative contract with CINTAS Corporation No. 2 was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
39. Authorize negotiation and execution of a multi-term cooperative contract with Chastang Enterprises, Inc. D/B/A Chastang Ford, to provide Autocar original equipment manufacturer

parts, for up to three years for a total contract amount not to exceed \$225,174. (Note: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

The motion authorizing negotiation and execution of a multi-term cooperative contract with Chastang Enterprises, Inc., doing business as Chastang Ford, was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

40. Authorize award of a multi-term contract with Heritage-Crystal Clean, LLC, to provide new/virgin antifreeze and disposal services for antifreeze, for up to five years for a total contract amount not to exceed \$410,000. (Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

The motion authorizing the award of a multi-term contract with Heritage-Crystal Clean, LLC was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

41. Authorize negotiation and execution of a contract with Sparx Systems North America, to provide an enterprise architect software tool, for a term of five years in an amount not to exceed \$336,000. (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 contract with Sparx Systems North America was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

42. Authorize award of a multi-term contract with Southwaste Disposal LLC, to provide grease trap and grit trap cleaning, maintenance, and repair services, for up to five years for a total contract amount not to exceed \$1,240,000. (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 the award of a multi-term contract with Southwaste Disposal LLC was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

43. Approve ratification of a contract with Nolan Power Group LLC, for electric substation battery chargers, in the amount of \$280. (Note: This contract 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 contract, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

The motion approving the ratification of a contract with Nolan Power Group LLC was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

44. Authorize an amendment to an existing contract with Nolan Power Group LLC, to provide electric substation battery chargers, for an increase in the amount of \$100,000, for a revised contract amount not to exceed \$357,900. (Note: The contract 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 the contract, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

The motion authorizing an amendment to an existing contract with Nolan Power Group LLC was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

45. Authorize negotiation and execution of a contract with Hyundai Power Transformers USA Inc., to uprate a transformer at the Cardinal Lane substation, in an amount not to exceed \$136,200. (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 contract with Hyundai Power Transformers USA Inc. was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

46. Authorize award of a contract with Techline Inc., to provide steel utility poles, for a total contract amount not to exceed \$400,000. (Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D 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 Techline Inc. was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

47. Authorize award of a contract with Radian Research Inc., for an advanced metering infrastructure meter farm, in an amount not to exceed \$265,000. (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 contract with Radian Research Inc. was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

48. Authorize negotiation and execution of a multi-term contract with Doble Engineering Company, to provide asset risk management software, services, and support, for up to five years for a total contract amount not to exceed \$428,125. (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 Doble Engineering Company was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

49. Authorize negotiation and execution of a multi-term contract with Smart Charge Residential, LLC, or one of the other qualified offerors to Request For Proposals 1100 EAL3005, to provide electric vehicle charging stations maintenance and repairs, for up to five years for a total contract amount not to exceed \$800,125. (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 negotiation and execution of a multi-term contract with Smart Charge Residential, LLC was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

50. Authorize negotiation and execution of a cooperative contract with Motorola Solutions, Inc., to provide additional tower sites for the public safety radio system and related services, for a term of seven years for a total contract amount not to exceed \$28,000,000. (Note: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

The motion authorizing negotiation and execution of a cooperative contract with Motorola Solutions, Inc. was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

51. Authorize negotiation and execution of a multi-term contract with WorkQuest, to provide cleanup services for lands, creeks, electric utility distribution and transmission sites, and related infrastructures, for up to five years for a total contract amount not to exceed \$1,750,000. (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).

The motion authorizing negotiation and execution of a multi-term contract with WorkQuest was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

52. Authorize award of three multi-term contracts with Capital Printing Co.; Printmailpro.com; and Onetouchpoint Southwest Corp D/B/A Ginny's; to provide printing and bulk mail preparation services, for up to five years for total contract amounts not to exceed \$3,375,000 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 goods and services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

The motion authorizing the award of three multi-term contracts with Capital Printing Co.; Printmailpro.com; and Onetouchpoint Southwest Corp, doing business as Ginny's, was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

53. Authorize award of a multi-term contract with Dynatest North America, Inc., to provide pavement data collection, for up to three years for a total contract amount not to exceed \$345,000. (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 the award of a multi-term contract with Dynatest North America, Inc. was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

54. Authorize award of a multi-term contract with Pinnacle Petroleum Incorporated, to provide bulk fuels and fuel related products and services, for up to five years for a total contract amount not to exceed \$75,000,000. (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 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 Pinnacle Petroleum Incorporated was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

55. Authorize negotiation and execution of Work Authorization No. 3 under a service contract with CBRE Inc., for facility space programming and analysis, financial analysis and real estate brokerage services related to the City's Strategic Administrative Office Occupancy plan, and other facility planning efforts, for an increase in the amount of \$650,000, for a revised total contract amount not to exceed \$1,938,000. (Note: This contract was awarded in compliance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. No subcontracting opportunities were identified; therefore, no goals were established).

The motion authorizing negotiation and execution of Work Authorization No. 3 under a service contract with CBRE Inc. was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

Item 56 was pulled for discussion.

57. Approve an ordinance waiving right-of-way fees in a total amount not to exceed \$20,500,000 associated with the closure of existing Red River Street from approximately 18th Street to Clyde Littlefield Drive and construction of a new public roadway approximately between 18th Street and East Dean Keeton Street. District(s) Affected: District 1.

Ordinance No. 20191205-057 was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

58. Approve a resolution authorizing the City Manager to officially request that the Texas Department of Transportation transfer ownership of State Loop (SL) 343 (portions of South Lamar Boulevard / Cesar Chavez Street) and State Loop (SL) 275 (portions of North Lamar Boulevard / South Congress Avenue) to the City.

Resolution No. 20191205-058 was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

59. Approve a resolution approving the issuance by Pilot Knob Municipal Utility District No. 3 of Unlimited Tax Road Bonds, Series 2019, in a principal amount not to exceed \$2,000,000.

Resolution No. 20191205-059 was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

60. Approve an ordinance amending the Fiscal Year 2019-2020 Watershed Protection Department Operating Budget Special Revenue Fund (Ordinance No. 20190910-001) to accept \$49,981 in additional grant funds from the Federal Emergency Management Agency; and amending the Fiscal Year 2019-2020 Watershed Protection Department Capital Budget (Ordinance No. 20190910-001) to transfer in and appropriate \$49,981 from the Watershed Protection Department Operating Budget Special Revenue Fund for flood studies and floodplain maps for various watersheds.

Ordinance No. 20191205-060 was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

61. 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 appointments and waivers were approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote:

Board/Nominee

Nominated by

Arts Commission

kYmberly Keeton

Council Member Harper-Madison

Animal Advisory Commission

Jo Anna Norton

Council Member Renteria

Task Force on Gun Violence

Shelli Eggers

Council Member Renteria

Commission on Seniors

Amy Temperley

Council Member Harper-Madison

College Student Commission

Malachi Peterson

St. Edward's University

College Student Commission

Wendy Rodriguez

University of Texas at Austin

Mexican American Cultural Center Advisory Board

Gerardo Gandy

Council Member Pool

Zoning and Platting Commission

Timothy Bray

Council Member Renteria

Waivers

Approve a waiver of the attendance requirement in Section 2-1-26 of the City Code for the service of Tanya Karakashian on the Mexican American Cultural Center Advisory Board. The waiver includes absences through today's date.

Approve a waiver of the attendance requirement in Section 2-1-26 of the City Code for the service of Kimberly Curette on the Lesbian, Gay, Bisexual, Transgender, and Queer Quality of Life Advisory Committee. The waiver includes absences through today's date.

62. Approve a resolution relating to existing City Code requirements that limit public consumption of alcohol in certain areas. Council Sponsors: Council Member Natasha Harper-Madison, Mayor Steve Adler, Council Member Paige Ellis, Council Member Sabino 'Pio' Renteria, Council Member Kathie Tovo.

Resolution No. 20191205-062 was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

63. Approve an ordinance waiving or reimbursing certain fees for the Soul Food Truck Fest, sponsored by the Austin Revitalization Authority, which was held on Saturday, October 26, 2019 at Huston-Tillotson University. Council Sponsors: Council Member Natasha Harper-Madison, Mayor Pro Tem Delia Garza, Council Member Sabino 'Pio' Renteria, Council Member Jimmy Flannigan.

Ordinance No. 20191205-063 was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

Direction was given to staff to include the following amount toward the fee waiver: \$20 by Council Member Alter.

64. Approve an ordinance waiving or reimbursing certain fees for the Homeless Memorial Service event, sponsored by Caritas, which was held on Sunday, November 17, 2019 at Town Lake Park. Council Sponsors: Council Member Kathie Tovo, Council Member Leslie Pool, Council Member Alison Alter, Council Member Ann Kitchen.

Ordinance No. 20191205-064 was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

65. Approve the waiver or reimbursement of certain fees under City Code Chapter 14-8 for the 29th Annual Turkey Trot, sponsored by Thundercloud Subs and benefitting Caritas, to be held on Saturday, November 28, 2019 in Downtown Austin. Council Sponsors: Council Member Kathie Tovo, Mayor Steve Adler, Council Member Leslie Pool, Council Member Alison Alter, Council Member Ann Kitchen.

The motion approving the waiver or reimbursement of certain fees under City Code Chapter 14-8 for the 29th Annual Turkey Trot, to be held on Saturday, November 28, 2019 in Downtown Austin was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

Item 66 was pulled for discussion.

67. Approve a resolution casting Council's votes in the Williamson Central Appraisal District Board of Directors election. Council Sponsors: Mayor Steve Adler, Mayor Pro Tem Delia Garza, Council Member Kathie Tovo, Council Member Jimmy Flannigan.

Resolution No. 20191205-067 was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

The consent motion was to apportion 30 votes to each of the following candidates:

Charles Chadwell

Rufus Honeycutt

Harry Gibbs

Don Hisle

68. Approve an ordinance waiving or reimbursing certain fees for nine Austin Bats Basketball games, hosted by the Austin Bats, at the Oswaldo A.B. Cantu/Pan American Recreation Center between November 2019 - February 2020. Council Sponsors: Council Member Sabino 'Pio' Renteria, Mayor Pro Tem Delia Garza, Council Member Natasha Harper-Madison, Council Member Jimmy Flannigan.

Ordinance No. 20191205-068 was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

69. Approve a resolution directing the City Manager to conduct a public hearing on renaming the Metz Recreation Center to the Rodolfo 'Rudy' Mendez Recreation Center. Council Sponsors: Council Member Sabino 'Pio' Renteria, Council Member Paige Ellis, Council Member Ann Kitchen, Council Member Gregorio Casar.

This item was withdrawn.

Item 70 was pulled for discussion.

71. Approve an ordinance waiving or reimbursing certain fees for the Austin Jazz Festival, hosted by the Boys and Girls Club of South Central Texas, at the Mexican American Cultural Center on

November 29-30, 2019. Council Sponsors: Council Member Natasha Harper-Madison, Council Member Alison Alter, Council Member Jimmy Flannigan, Council Member Gregorio Casar.

Ordinance No. 20191205-071 was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

72. Approve an ordinance waiving or reimbursing certain fees for the Art of Living Annual Dinner, hosted by the Austin Chapter of Art of Living, at the Asian American Resource Center on November 24, 2019. Council Sponsors: Council Member Jimmy Flannigan, Council Member Paige Ellis, Council Member Natasha Harper-Madison, Mayor Steve Adler, Council Member Ann Kitchen.
- Ordinance No. 20191205-072 was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
73. Set a public hearing to consider an application by Vi Collina, 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 Vi Collina, located at or near 2401 East Oltorf Street. (Suggested date: January 23, 2020, Austin City Hall, 301 W. Second Street, Austin, TX). District(s) Affected: District 3.
- The public hearing was set on consent for January 23, 2020 at Austin City Hall, 301 W. Second Street, Austin, TX on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
74. Set a public hearing to consider an application by Austin Leased Housing Associates IV, 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 Woodway Village, located at or near 4600 Nuckols Crossing Road. (Suggested date: January 23, 2020, Austin City Hall, 301 W. Second Street, Austin, TX). District(s) Affected: District 2.
- The public hearing was set on consent for January 23, 2020 at Austin City Hall, 301 W. Second Street, Austin, TX on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
75. Set a public hearing to consider an ordinance amending Title 25 of the Land Development Code to create the Central Health Overlay district within the Downtown Austin Plan District Map. (Suggested date: January 23, 2020, at 301 W. Second St., Austin, TX).
- The public hearing was set on consent for January 23, 2020 at Austin City Hall, 301 W. Second Street, Austin, TX on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
116. Authorize negotiation and execution of a contract with Barbara Poppe and Associates, to conduct a review of grants, contracts, policies, and interagency coordination addressing homelessness, in an amount not to exceed \$200,000. (Notes: 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).

The motion authorizing negotiation and execution of a contract with Barbara Poppe and Associates was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

117. Approve a resolution directing the City Manager to initiate proceedings in accordance with Section 14-1-34 of the City Code for the re-naming of the 'Metz Recreation Center' to the 'Rodolfo 'Rudy' Mendez Recreation Center.' Council Sponsors: Council Member Sabino 'Pio' Renteria, Council Member Paige Ellis, Council Member Ann Kitchen, Council Member Gregorio Casar.

Resolution No. 20191205-117 was approved on consent on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on an 11-0 vote.

DISCUSSION ITEMS

21. 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.

A motion to approve the automatic aid agreement was made by Mayor Pro Tem Garza and seconded by Council Member Flannigan.

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

The amendment was to amend the *Purpose* section of the *Terms* to read:

"The parties, by and through their respective fire chiefs, have established Auto-Aid Operational Guidelines that address strategy, tactics, and performance during an emergency situation. The Auto-Aid Operational Guidelines agreed and in effect at the commencement of this Agreement are attached hereto as EXHIBIT A. The Auto-Aid Operational Guidelines will be reviewed and may be revised annually by the Fire Chiefs of participating parties, and agreed amendments shall be initialed and dated on behalf of each party and appended to this Agreement. At least 75% of the Fire Chiefs of all participating parties must agree to any changes for them to be placed into effect. In addition, for any change to Sections IV.A.1, IV.A.2, IV.A.3, IV.A.7, IV.A.10, or IV.A.11, written notice of the change must be sent to the appropriate authority of each signatory party. Any change to Sections IV.A.1, IV.A.2, IV.A.3, IV.A.7, IV.A.10, or IV.A.11 will take effect if, and only if, 45 days have passed from the date on which written notice of the change was sent to the appropriate authority of each signatory party, and no written objections have been received from any appropriate authority of any signatory party. In performing its obligations pursuant to this Agreement, each of the parties shall be bound to comply with the then current Auto-Aid Operational Guidelines."

And add “Appropriate Authority” to the *Definitions* section with the Austin City Council defined as the appropriate authority for the City of Austin.

The following direction was given to staff by Council Member Flannigan and accepted without objection:

“The City Manager is further directed to work on rapid solutions to improve public safety in Williamson County while auto aid is being implemented and with departments not participating in auto aid agreements and report back to Council within 30 days on technologies or agreements that can be made quickly to reduce emergency response time deficiencies to Austin residents in Williamson County.”

The following direction was given to staff by Council Member Alter and accepted without objection:

“The City Manager is directed to provide annual updates on Auto-Aid to the Public Safety Commission including reports on the balance of resources, incidents, and units relative to each participating department”

The motion approving negotiation and execution of the amended automatic aid agreement with Travis County Emergency Service Districts (ESDs), Williamson County ESDs, and the cities of Leander, Cedar Park, Round Rock, and Georgetown was approved on Mayor Pro Tem Garza’s motion, Council Member Flannigan’s second on an 11-0 vote.

34. Authorize negotiation and execution of Amendment No. 7 with The SAFE Alliance, to expand early intervention services to address violence and abuse, increasing funding in an amount not to exceed \$130,000 for the current term and the one remaining 12-month term extension option, for a total agreement amount not to exceed \$5,148,222.

The motion authorizing negotiation and execution of Amendment No. 7 with The SAFE Alliance was approved on Council Member Casar’s motion, Council Member Harper-Madison’s second on an 11-0 vote.

AUSTIN HOUSING AND FINANCE CORPORATION MEETING

Mayor Adler recessed the Council Meeting and called the Board of Directors’ Meeting of the Austin Housing Finance Corporation to order at 11:57 a.m. See separate minutes.

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 11:59 a.m.

EMINENT DOMAIN

76. Approve a resolution authorizing the filing of eminent domain proceedings for the acquisition of a permanent drainage easement consisting of an approximately 0.135 of an acre (5,880 square feet) of land situated in the Isaac Decker League Survey No. 20, in the City of Austin, Travis County, Texas, being out of the South half of Lot 16, Block 2, Fredericksburg Road Acres Subdivision, a Subdivision of record in Volume 3, Page 168, of the Plat Records of Travis County Texas, said South half Lot 16, Block 2, Fredericksburg Road Acres Subdivision being fully described in the Declaration of Condominium Regime for 2304 Thornton Road Condominium Owners Association, Inc. Recorded in Document Number 2016035003 of the Official Public Records of Travis County Texas, in the amount of \$167,580, for the public use of a storm drain infrastructure project to reduce flood risk. The owners of the needed property are Eric Malsam, Ellen Piepho, Nancy J. Duncan and 2304 Thornton Road Condominium Owners Association, Inc. The property is located entirely within District 5, at 2304 Thornton Road, Austin, Texas 78704. The general route of the project is in south central Austin in the South Lamar neighborhood and its area is bounded by Bluebonnet Lane, Del Curto Road, Delcrest Drive, Kinney Road and Thornton Road with offshoots along Southland Drive and Iva Lane. District(s) Affected: District 5.

Resolution No. 20191205-076 was approved on Council Member Renteria's motion, Council Member Casar's second on a 10-0 vote. Mayor Pro Tem Garza was off the dais.

77. Approve a resolution authorizing the filing of eminent domain proceedings for the acquisition of easement rights consisting of an approximately 0.089 of one acre (3,895 square feet) parcel of land situated in the J.P. Wallace Survey, abstract No.789, in Travis County, Texas, being a portion of Lot A, Resubdivision of Lots 6 and 7, Block 4, Fiskville School Addition, recorded in Volume 33, Page 31 of the Plat Records of Travis County, Texas, said Lot A being described in a Special Warranty Deed with vendor's lien to Bluff Springs Food Mart, Inc., recorded in Document No. 2000100700 of the Official Public Records of Travis County, Texas, in the amount of \$368,779, 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 interest is Bluff Springs Food Mart, Inc., a Texas Corporation. The property is located entirely within District 4, at 8545 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. 20191205-077 was approved on Council Member Renteria's motion, Council Member Casar's second on a 10-0 vote. Mayor Pro Tem Garza was off the dais.

78. Approve a resolution authorizing the filing of eminent domain proceedings for the acquisition of easement rights consisting of an approximately 0.0192 acre (838 square feet) tract of land, situated in the J. Applegait Survey Number 58, being a portion of Lot 3, White Plains Section 4, Phase 1, a subdivision recorded in Volume 16, Page 41, Plat Records of Travis County, Texas, and conveyed to Bluff Springs Food Mart in Document Number 2000100700, Official Public Records, Travis County, Texas, in the amount of \$18,855 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 interest is Bluff Springs Food Mart, Inc., a

Texas Corporation. The property is located entirely within District 4, at 10810 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. 20191205-078 was approved on Council Member Renteria's motion, Council Member Casar's second on a 10-0 vote. Mayor Pro Tem Garza was off the dais.

79. Approve a resolution authorizing the filing of eminent domain proceedings for the acquisition of easement rights consisting of an approximately 0.043 of one acre (1,875 square feet) parcel of land situated in the J. Applegait Survey, in Travis County, Texas, being a portion of Lot 10-A, Resubdivision of Lot 10, Block A, North Lamar Park Section One, recorded in Volume 24, Page 44, Plat Records of Travis County, Texas, said Lot 10-A being described in Warranty Deed vendor's lien to Bluff Springs Food Mart, Inc., recorded in Document No. 2004208608, of the Official Public Records, Travis County, Texas, in the amount of \$118,845, 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 interest is Bluff Springs Food Mart, Inc., a Texas corporation. The property is located entirely within District 4, at 8911 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. 20191205-079 was approved on Council Member Renteria's motion, Council Member Casar's second on a 10-0 vote. Mayor Pro Tem Garza was off the dais.

80. Approve a resolution authorizing the filing of eminent domain proceedings for the acquisition of easement rights consisting of an approximately 0.046 of one acre (2,021 square feet) parcel of land situated in the J.P. Wallace Survey, in Travis County, Texas, being a portion of Lot 1-A, Resubdivision of Lots A and B Powell Lane Subdivision, Section Two, Recorded in Volume 33, Page 30 of the Plat Records, Travis County, Texas, said Lot 1-A being described in a Special Warranty deed with Vendor's Lien to Fatima RE, Inc., recorded in Document No. 2010115102 of the Official Public Records Travis County, Texas, in the amount of \$55,638 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 interest is Fatima RE, Inc., a Texas Corporation. The property is located entirely within District 4, at 8201 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. 20191205-080 was approved on Council Member Renteria's motion, Council Member Casar's second on a 10-0 vote. Mayor Pro Tem Garza was off the dais.

81. Approve a resolution authorizing the filing of eminent domain proceedings for the acquisition of easement rights consisting of an approximately 0.009 acres or (400 square feet) a part of the James P. Wallace Survey, No. 57, Abstract No. 789, and a part of a called 2.925 acres of land described to PS Texas Holdings, Ltd. recorded in that certain Warranty Deed recorded in Volume 12841, Page 981, Real Property Records, Travis County, Texas, in the amount of \$7,740 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 interest is PS Texas Holdings, Ltd., a Texas Corporation. The property is located entirely within District 4, at 8129 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. 20191205-081 was approved on Council Member Renteria's motion, Council Member Casar's second on a 10-0 vote. Mayor Pro Tem Garza was off the dais.

CITIZEN COMMUNICATIONS: GENERAL

Bonnie Cahill – Rainey District.

Dr. Koo-Hyun Kim – President Donald J. Trump is the best President of the U.S. A. – **Not Present.**

Silver White Mountain – APD

Angelica Erazo – APD – Austin Police Department

Anthony Farmer – TBA – **Not present.**

Jason Salazar – Breaking the language barrier – **Not present.**

Heather Elliot – Consider a small police substation at Roadway Shelter

John Kaschak – Proposed Homeless Shelter – **Not present.**

Melissa Quackenbush – TBA

Mayor Adler recessed the meeting at 12:24 p.m.

EXECUTIVE SESSION

The City Council went into Executive Session, pursuant to Chapter 551 of the Texas Government Code, to receive advice from Legal Counsel, to discuss matters of land acquisition, litigation, and personnel matters as specifically listed on this agenda and to receive advice from Legal Counsel regarding any other item on this agenda.

85. Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
This item was withdrawn.
86. Consider matters related to Austin Energy generation resources (Certain Public Power Utilities: Competitive Matters - Section 551.086 of the Government Code).
This item was withdrawn.
118. Discuss real estate and legal matters related to the purchase, exchange, lease, or value of an interest in real property for a shelter for individuals experiencing homelessness (Real Property - Section 551.072 of the Government Code and Consultation with Attorney- Section 551.071 of the Government Code).
Discussion was held.

Mayor Adler reconvened the Council Meeting at 1:47 p.m.

PUBLIC HEARINGS

83. Conduct a public hearing and consider a resolution to expand the Austin Downtown Public Improvement District by adding two parcels at 300 San Antonio and 311 Nueces Street, Austin, TX 78701, as requested by the property owner. District(s) Affected: District 9.
The public hearing was conducted and a motion to close the public hearing and approve Resolution No. 20191205-083 was approved on Council Member Tovo's motion, Council Member Harper-Madison's second on an 8-0 vote. Council Members Alter, Kitchen, and Pool were off the dais.
84. Conduct a public hearing and consider an ordinance for the full purpose annexation of approximately 68 acres located in Travis County, at 6507 McKinney Falls Parkway, southeast of the intersection of McKinney Falls Parkway and Dee Gabriel Collins Road. The property is currently in the City's extraterritorial jurisdiction and is adjacent to Austin Council District #2.
This item was withdrawn.

DISCUSSION ITEMS CONTINUED

70. Approve an ordinance authorizing a boating concession on Lady Bird Lake to the Expedition School; waiving the requirements of City Code Section 8-1-74 (Review of Proposal Seeking a Concession); and amending the Holly Shores/Edward Rendon, Sr. Park Master Plan to indicate the location of the Expedition School boating concession. Council Sponsors: Council Member Sabino 'Pio' Renteria, Mayor Pro Tem Delia Garza, Council Member Natasha Harper-Madison, Council Member Leslie Pool.
Ordinance No. 20191205-070 was approved on Council Member Renteria's motion, Mayor Pro Tem Garza's second on a 10-0 vote. Council Member Alter was off the dais.

27. Approve the renaming of Dove Springs Recreation Center, located at 5801 Ainez Dr., to the George Morales Dove Springs Recreation Center. District(s) Affected: District 2.
The motion approving the renaming of Dove Springs Recreation Center was approved on Mayor Pro Tem Garza's motion, Council Member Renteria's second on a 9-0 vote. Council Members Alter and Pool were off the dais. Council Member Alter later requested that the record show her support for the item.

ZONING AND NEIGHBORHOOD PLAN AMENDMENTS

89. 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 December 10, 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) Affected: District 1.
This item was postponed to February 6, 2020 at the request of staff on Council Member Ellis' motion, Council Member Pool's second on an 11-0 vote.
90. 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: Pending. Planning Commission Recommendation: To be reviewed December 17, 2019. Owner/Applicant: William D. Mosley. Agent: O-SDA Industries, LLC (Megan Lasch). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 4.
This item was postponed to January 23, 2020 at the request of staff on Council Member Ellis' motion, Council Member Pool's second on an 11-0 vote.
91. NPA-2019-0028.01 - Wonderspaces -Conduct a public hearing and approve an ordinance amending Ordinance No. 20110113-059, the Heritage Hills/Windsor Hills 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 1205 Sheldon Cove (portion of) (Little Walnut Creek Watershed) from Industry to Commercial land use. Staff Recommendation and Planning Commission Recommendation: To grant Commercial land use. Owner/Applicant: Metis Capital, LLC. (Colin C. Laitner). Agent: Graves, Dougherty, Hearon & Moody (Peter J. Cesaro). City Staff: Maureen Meredith, (512) 974-2695. District(s) Affected: District 4.
The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20191205-091 to change the land use designation on the future land use map (FLUM) to Commercial land use was approved on Council Member Ellis' motion, Council Member Pool's second on an 11-0 vote.

92. C14-2019-0102 - Wonderspaces - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1205 Sheldon Cove, Building 2, Units A-H (Little Walnut Creek Watershed). Applicant Request: To rezone from limited industrial-neighborhood plan (LI-NP) combining district zoning to commercial liquor sales-neighborhood plan (CS-1-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant commercial liquor sales-neighborhood plan (CS-1-NP) combining district zoning. Owner/Applicant: Metis Capital LLC (Colin Laitner). Agent: Graves Dougherty Hearon & Moody (Peter J. Cesaro). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 4.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20191205-092 for commercial liquor sales-neighborhood plan (CS-1-NP) combining district zoning was approved on Council Member Ellis' motion, Council Member Pool's second on an 11-0 vote.

93. C14-2019-0109 - Messinger Tract Rezoning - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 9900 David Moore Drive; 9800 Swansons Ranch Road (Slaughter Creek Watershed). Applicant's Request: To zone and rezone from interim-rural residence (I-RR) district zoning and rural residence (RR) district zoning to townhouse and condominium residence (SF-6) district zoning. Staff Recommendation: To grant townhouse and condominium residence (SF-6) district zoning, with conditions. Zoning and Platting Commission Recommendation: Forwarded to Council without a recommendation due to lack of an affirmative vote. Owner/Applicant: Milton A. Messinger Tax Exempt Family Trust. Agent: Thrower Design (Ron Thrower). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 5.

This item was postponed to January 23, 2020 at the request of the neighborhood on Council Member Ellis' motion, Council Member Pool's second on an 11-0 vote.

94. NPA-2019-0012.02 - 3201 & 3203 Merrie Lynn Avenue, - Conduct a public hearing and approve an ordinance amending Ordinance No. 20020801-91, the Upper Boggy Creek 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 2804 Manor Road (formerly 3201 and 3203 Merrie Lynn Avenue) (Boggy Creek Watershed) from Multifamily to Mixed Use/Office land use. Staff recommendation and Planning Commission Recommendation: To grant Mixed Use/Office land use. Owner/Applicant: 3201 Merrie Lynn, LLC and David Bills. Agent: Drenner Group (Amanda Swor). City Staff: Maureen Meredith, (512) 974-2695. District(s) Affected: District 9.

This item was withdrawn.

95. C14-2019-0106 - 3201 and 3203 Merrie Lynn - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2804 Manor Road (formerly 3201 and 3203 Merrie Lynn Avenue) (Boggy Creek Watershed) from multifamily residence moderate high density-neighborhood plan (MF-4-NP) combining district zoning to limited office-mixed use-neighborhood plan (LO-MU-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant limited office-mixed

use-neighborhood plan (LO-MU-NP) combining district zoning. Owner/Applicant: 3201 Merrie Lynn LLC. Agent: Drenner Group PC (Amanda Swor). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 9.

This item was withdrawn.

96. NPA-2019-0008.01 - 2711 - 2717 Manor Road - Conduct a public hearing and approve an ordinance amending Ordinance No. 20011129-67, the Rosewood 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 2711, 2713, 2715, 2717 Manor Road and 2204 Curtis Avenue (Boggy Creek Watershed) from Single Family to Mixed Use land use. Staff Recommendation to grant Mixed Use land use. Planning Commission Recommendation: To be reviewed December 10, 2019. Owner/Applicant: 2715 Manor, LLC; 2717 Manor, LLC; Dennis Bruyere and Andrew Pluta. Agent: Drenner Group (Amanda Swor). City Staff: Maureen Meredith, (512) 974-2695. District(s) Affected: District 1.

This item was postponed to January 23, 2020 at the request of staff on Council Member Ellis' motion, Council Member Pool's second on an 11-0 vote.

97. C14-2019-0105 2711-2717 Manor Road - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2711, 2713, 2715 and 2717 Manor Road and 2204 Curtis Avenue (Boggy Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to general commercial services-vertical mixed use-neighborhood plan (CS-V-NP) combining district zoning. Staff Recommendation: To grant general commercial services-vertical mixed use-neighborhood plan (CS-V-NP) combining district zoning. Planning Commission Recommendation: To be reviewed December 10, 2019. Owners/Applicants: 2717 Manor LLC, Dennis Bruyere, E-I35 Properties LLC, and Andrew Pluta. Agent: Drenner Group PC (Amanda Swor). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 1.

This item was postponed to January 23, 2020 at the request of staff on Council Member Ellis' motion, Council Member Pool's second on an 11-0 vote.

98. C14-2019-0123 1408 E. 51st Street - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1408, 1410, 1414, 1416 and 1418 East 51st Street (Tannehill Branch Creek Watershed) from limited office-vertical mixed use building-neighborhood plan (LO-V-NP) combining district zoning to community commercial services-mixed use-vertical mixed use-neighborhood plan (GR-MU-V-NP) combining district zoning. Staff Recommendation: To grant community commercial -mixed use-vertical mixed use building-neighborhood plan (GR-MU-V-NP) combining district zoning. Planning Commission Recommendation: To be reviewed December 10, 2019. Owner/Applicant: Sage Crossroads, LLC (David Foor). Agent: Drenner Group PC (Leah Bojo). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 4.

This item was postponed to January 23, 2020 at the request of staff on Council Member Ellis' motion, Council Member Pool's second on an 11-0 vote.

99. C14-71-278(RCA) - 1408 E. 51st Street - Conduct a public hearing and approve a restrictive covenant amendment on property locally known as 1408, 1410, 1414, 1416 and 1418 East 51st

Street (Tannehill Branch Creek Watershed). Applicant Request: To amend the public restrictive covenant associated with zoning case C14-71-278. Staff Recommendation: To grant restrictive covenant amendment. Planning Commission Recommendation: To be reviewed December 10, 2019. Owner/Applicant: Sage Crossroads, LLC (David Foor). Agent: Drenner Group PC (Leah Bojo). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 4.

This item was postponed to January 23, 2020 at the request of staff on Council Member Ellis' motion, Council Member Pool's second on an 11-0 vote.

100. C14-2019-0115 9701 Dessau Road - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning property locally known as 9701 Dessau Road (Little Walnut Creek Watershed) from interim-rural residence (I-RR) district zoning to limited industrial-conditional overlay (LI-CO) combining district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant limited industrial-conditional overlay (LI-CO) combining district zoning. Owner/Applicant: HPI Real Estate Management, Inc. (Christopher E. Balish). Agent: Lenworth Consulting (Nash Gonzales). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 1.
- The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20191205-100 for limited industrial-conditional overlay (LI-CO) combining district zoning was approved on Council Member Ellis' motion, Council Member Pool's second on an 11-0 vote.**

101. C14-2019-0134 - 10302 Old Manchaca Road - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 10302 Old Manchaca Road (Slaughter Creek Watershed). Applicant's Request: To rezone from single family residence-standard lot (SF-2) district zoning to family residence (SF-3) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant family residence (SF-3) district zoning, with conditions. Owner/Applicant: John Noell. City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 5.
- The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20191205-101 for family residence (SF-3) district zoning was approved on Council Member Ellis' motion, Council Member Pool's second on an 11-0 vote.**

102. C14-85-244 (RCA2) - 10010 N. Capital of Texas Hwy Stonelake - Conduct a public hearing and approve a restrictive covenant amendment on a property locally as 10010 North Capital of Texas Highway (Shoal Creek Watershed). Applicant Request: To amend a public restrictive covenant associated with zoning case C14-85-244. Staff Recommendation and Planning Commission Recommendation: To grant the restrictive covenant amendment. Owner/Applicant: H and M Austin Management, Inc. (Richard Hardin). Agent: The Drenner Group, P.C. (Leah M. Bojo). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 7.
- The public hearing was conducted and a motion to close the public hearing and approve the restrictive covenant amendment was approved on Council Member Ellis' motion, Council Member Pool's second on an 11-0 vote.**

103. C14-2019-0135 - West Stassney Lane Pharmacy Site Plan -Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property known as 725 W. Stassney Lane

(Williamson Creek Watershed). Applicant request: To rezone from family residence - neighborhood plan (SF-3-NP) combining district zoning to community commercial - neighborhood plan (GR-NP) combining district zoning. Staff recommendation and Planning Commission Recommendation: To grant community commercial - neighborhood plan (GR-NP) combining district zoning. Owner: Sought Austin Healthcare Co (Rohit Chaudhary). Agent: Southwest Engineers (Matthew Dringenberg). 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 the restrictive covenant amendment was approved on Council Member Ellis' motion, Council Member Pool's second on an 11-0 vote.

104. NPA-2017-0018.01 - 2106 Payne Avenue, - Conduct a public hearing and approve an ordinance amending Ordinance No. 20040513-30, the Brentwood/Highland 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 2106 Payne Avenue (Shoal Creek Watershed) from Single Family to Mixed Use/Office land use. Staff recommendation: To grant Mixed Use/Office land use. Planning Commission recommendation: To be reviewed on December 10, 2019. Owner/Applicant: Arch Properties, Inc. Trustee. Agent: Daniel McFarland. City Staff: Maureen Meredith, (512) 974-2695. District(s) Affected: District 7.

This item was postponed to January 23, 2020 at the request of staff on Council Member Ellis' motion, Council Member Pool's second on an 11-0 vote.

105. C14-2019-0053 - 2106 Payne - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2106 Payne Avenue (Shoal Creek Watershed). Applicant Request: To rezone from family residence - neighborhood plan (SF-3-NP) combining district zoning to neighborhood office - mixed use - neighborhood plan (NO-MU-NP) combining district zoning. Staff recommendation: To grant neighborhood office - mixed use - neighborhood plan (NO-MU-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on December 10, 2019. Owner/Applicant: ARCH Properties (Daniel McFarland). City Staff: Kate Clark, 512-974-1237. District(s) Affected: District 7.

This item was postponed to January 23, 2020 at the request of staff on Council Member Ellis' motion, Council Member Pool's second on an 11-0 vote.

106. C14-2019-0144 - Slaughter CS-1 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property known as 8601 South Congress Avenue (Onion Creek Watershed). Applicant request: To rezone from General Commercial Services - Conditional Overlay (CS-CO) combining district zoning to Commercial - Liquor Sales (CS-1) district zoning. Staff Recommendation and Planning Commission Recommendation: To grant Commercial - Liquor Sales (CS-1) district zoning. Owner: SOCO 35 Retail LTD (Milo Burdette). Agent: Thrower Design (Ron Thrower). 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. 20191205-106 for Commercial - Liquor Sales (CS-1) district zoning was approved on Council Member Ellis' motion, Council Member Pool's second on an 11-0 vote.

108. C14-2019-0124 - Ramendu Complex at Lyndon Lane - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning property locally known as 12303 Morris Road (Lake Creek Watershed). Applicant Request: To zone from interim-residence (I-RR) district zoning to townhouse & condominium residence (SF-6) district zoning. Staff Recommendation: To grant family residence (SF-3) district zoning. Zoning and Platting Commission Recommendation: To grant townhouse & condominium residence-conditional overlay (SF-6-CO) combining district zoning. Applicant/Owner: Ramendu at Lyndon Investments, LLC (Amar Gulhane). Agent: Thos Watts Land Planning (Thos B. Watts). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 6.
This item was postponed to January 23, 2020 on Council Member Ellis' motion, Council Member Pool's second on an 11-0 vote.
109. C14-2019-0131 - Covert Ford - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 11514 Research Boulevard South Bound Service Road (Bull Creek Watershed). Applicant Request: To rezone from limited office (LO) district zoning to community commercial-conditional overlay (GR-CO) combining district zoning. Staff Recommendation: To deny community commercial-conditional overlay combining (GR-CO) district zoning. Zoning and Platting Commission Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning. Applicant/Owner: D.R. Brothers Management, LLC (Rox B. Covert, Duke M. Covert, and Danay C. Covert). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 10.
The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20191205-109 was approved on Council Member Ellis' motion, Council Member Pool's second on a 10-1 vote. Council Member Flannigan voted nay.
110. C814-04-0055.04.SH -Mueller-Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as locally known as N. IH 35 at E. 51st Street (Boggy Creek and Tannehill Branch Watersheds). 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 Planning Commission Recommendation:: To grant planned unit development (PUD) district zoning, to change a condition of zoning. Owner/Applicant: City of Austin Economic Development Department (Pamela Hefner). Agent: McCann Adams Studio (Jana McCann). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 9.
The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20191205-110 for planned unit development (PUD) district zoning, to change a condition of zoning was approved on Council Member Ellis' motion, Council Member Pool's second on an 11-0 vote.
113. C14H-1994-0019 - Steussy-Skinner House - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1705 Nueces Street, as identified by the condominium plat relating only to this parcel. Applicant's Request: To rezone

from general office - historic landmark (GO-H) combining district zoning to general office (GO) district zoning. Staff Recommendation, Historic Landmark Commission Recommendation and Planning Commission Recommendation: To grant general office (GO) district zoning. Applicant: City of Austin. City Staff: Steve Sadowsky, Historic Preservation Office, Planning and Zoning Department, 512-974-6454. District(s) Affected: District 9.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20191205-113 for general office (GO) district zoning was approved on Council Member Ellis' motion, Council Member Pool's second on an 11-0 vote.

115. C14H-2019-0148 - Edward, Sr. and Connie Rendon House - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1705 Haskell Street Applicant: Historic Landmark Commission. Applicant's Request: To rezone from family residence- neighborhood plan (SF-3-NP) combining district zoning to family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning. Staff Recommendation and Historic Landmark Commission Recommendation: To grant family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning. Planning Commission Recommendation: To be reviewed November 26, 2019. Applicant: City of Austin. City Staff: Steve Sadowsky, Historic Preservation Office, Planning and Zoning Department, 512-974-6454. District(s) Affected: District 3.
This item was postponed to January 23, 2020 at the request of staff on Council Member Ellis' motion, Council Member Pool's second on an 11-0 vote.
119. NPA-2019-0012.02 - 3201 & 3203 Merrie Lynn Avenue, - Conduct a public hearing and approve an ordinance amending Ordinance No. 20020801-91, the Upper Boggy Creek 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 2804 Manor Road (formerly 3201 Merrie Lynn Avenue) and 3203 Merrie Lynn Avenue (Boggy Creek Watershed) from Multifamily to Mixed Use/Office land use. Staff recommendation and Planning Commission Recommendation: To grant Mixed Use/Office land use. Owner/Applicant: 3201 Merrie Lynn, LLC and David Bills. Agent: Drenner Group (Amanda Swor). City Staff: Maureen Meredith, (512) 974-2695. District(s) Affected: District 9.
This item was postponed to January 23, 2020 at the request of the neighborhood on Council Member Ellis' motion, Council Member Pool's second on an 11-0 vote.
120. C14-2019-0106 - 3201 and 3203 Merrie Lynn - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2804 Manor Road (formerly 3201 Merrie Lynn Avenue) and 3203 Merrie Lynn Avenue (Boggy Creek Watershed) from multifamily residence moderate high density-neighborhood plan (MF-4-NP) combining district zoning to limited office-mixed use-neighborhood plan (LO-MU-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant limited office-mixed use-neighborhood plan (LO-MU-NP) combining district zoning. Owner/Applicant: 3201 Merrie Lynn LLC. Agent: Drenner Group PC (Amanda Swor). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 9.
This item was postponed to January 23, 2020 at the request of the neighborhood on Council Member Ellis' motion, Council Member Pool's second on an 11-0 vote.

DISCUSSION ITEMS CONTINUED

56. 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).
The motion authorizing negotiation and execution of a contract with P3 Works, LLC was approved on Council Member Pool's motion, Council Member Flannigan's second on a 10-0 vote. Council Member Renteria was off the dais.

ZONING ORDINANCES / RESTRICTIVE COVENANTS

Action was taken on Item 88 but later reconsidered.

87. NPA-2019-0027.02- 2401 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 and Planning Commission recommendation: To grant Neighborhood Mixed Use land use. Owner/Applicant: David Kanne, Lincoln Ventures LLC. Agent: Drenner Group (Amanda Swor). City Staff: Kathleen Fox, (512) 974-7877). District(s) Affected: District 10.
The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20191205-087 to change the land use designation on the future land use map (FLUM) to Neighborhood Mixed land use was approved on Council Member Harper-Madison's motion, Council Member Flannigan's second on a 7-4 vote. Those voting aye were: Mayor Adler, Mayor Pro Tem Garza, and Council Members Casar, Ellis, Flannigan, Harper-Madison, and Renteria. Those voting nay were: Council Members Alter, Kitchen, Pool, and Tovo.
88. C14-2019-0049 - 2401 Winsted - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 2401 Winsted Lane (Johnson Creek Watershed). Applicant Request: To rezone from multifamily residence-low density-neighborhood plan (MF-2-NP) combining district zoning to neighborhood commercial-mixed use-conditional overlay-neighborhood plan (LR-MU-CO-NP) combining district zoning. First Reading approved on November 14, 2019. Vote: 9-1-1, Council Member Tovo voted nay; Council Member Pool abstained. 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) Affected: District 10.
A motion to approve the ordinance was made on Council Member Casar's motion and seconded by Council Member Flannigan.

The following staff amendments were offered and accepted without objection:

Amend PART 2, Subsection B to read:

“B. A restaurant (limited) use on the Property shall not exceed 5,850 feet.”

Add “Restaurant (general)” to PART 2, Subsection C as a prohibited use.

Ordinance No. 20191205-088 was approved as amended on Council Member Casar’s motion, Council Member Flannigan’s second on a 10-1 vote. Council Member Tovo voted nay.

A motion to reconsider the item was made by Council Member Pool and accepted without objection.

Ordinance No. 20191205-088 was approved as amended on Council Member Casar’s motion, Council Member Flannigan’s second on a 7-3 vote. Those voting aye were: Mayor Adler, Mayor Pro Tem Garza, and Council Members Casar, Ellis, Flannigan, Harper-Madison, and Renteria. Those voting nay were: Council Members Kitchen, Pool, and Tovo. Council Member Alter abstained.

ZONING AND NEIGHBORHOOD PLAN AMENDMENTS CONTINUED

107. C14-2019-0127 - Travis County Courthouse - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1700 Guadalupe Street, 406 West 17th Street and 405 West 18th Street (Shoal Creek Watershed). Applicant Request: To rezone from Downtown Mixed Use (DMU) district zoning to Public (P) district zoning. Staff Recommendation and Planning Commission Recommendation: To grant Public (P) district zoning. Owner/Applicant Travis County (Judge Sarah Eckhardt) Hunt Companies (Rodney Moss). Agent: Armbrust & Brown, PLLC (Michael J. Whellan). City Staff: Mark Graham, 512-974-3574. District(s) Affected: District 9.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20191205-107 for Public (P) district zoning was approved on Council Member Tovo’s motion, Council Member Pool’s second on an 11-0 vote.

111. NPA-2019-0020.04 - 600 Industrial - Approve second and third readings of 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. First Reading approved on November 14, 2019. Vote: 11-0. Owner/Applicant: KC 600 Industrial LLC. Agent: David Hartman; Smith Robertson, L.L.P. City Staff: Jesse Gutierrez, (512) 974-1606. District(s) Affected: District 3.
- A motion to approve the ordinance on second reading only was approved on Council Member Renteria’s motion, Council Member Flannigan’s second on a 10-1 vote. Council Member Harper-Madison voted nay.**

112. C14-2019-0082 - 600 Industrial Boulevard Mixed Use - District 3 - Conduct a public hearing and approve second and third readings of 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, with conditions. First Reading approved on November 14, 2019. Vote: 11-0. 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) Affected: District 3.

The public hearing was conducted and a motion to approve the ordinance on second reading only was approved on Council Member Renteria's motion, Council Member Flannigan's second on a 10-1 vote. Council Member Harper-Madison voted nay.

114. C14H-2019-0128 - Richard Overton House - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2011 Hamilton Avenue (2011 Richard Overton Avenue). Applicant: Historic Landmark Commission. Applicant's Request: To rezone from family residence- neighborhood plan (SF-3-NP) combining district zoning to family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning. Staff Recommendation, Historic Landmark Commission Recommendation and Planning Commission Recommendation: To grant family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning. Applicant: City of Austin. City Staff: Steve Sadowsky, Historic Preservation Office, Planning and Zoning Department, 512-974-6454. District(s) Affected: District 1.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20191205-114 for family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning was approved on Council Member Harper-Madison's motion, Council Member Renteria's second on an 11-0 vote.

Mayor Adler recessed the Council Meeting, pending live music and proclamations, at 4:01 p.m.

LIVE MUSIC

Andrea Dawson

PROCLAMATIONS

Proclamation - Bangladesh Day – To be presented by Council Member Jimmy Flannigan and to be accepted by Rashed Islam.

Proclamation – Austin Junior Forum Day – To be presented by Council Member Kathie Tovo and to be accepted by Cindy Payne, Board President.

Proclamation – Adelfa Jaimes Day – To be presented by Mayor Pro Tem Delia Garza and to be accepted by the honoree.

Mayor Adler reconvened the Council Meeting at 6:48 p.m.

DISCUSSION ITEMS CONTINUED

66. Approve a resolution directing the City Manager to hire an independent investigator; undertake a comprehensive investigation and evaluation of the Austin Police Department for racism and other discriminatory attitudes, training, protocols, or procedures; and delay the start of new cadet classes. Council Sponsors: Council Member Natasha Harper-Madison, Council Member Jimmy Flannigan, Mayor Pro Tem Delia Garza, Council Member Gregorio Casar, Council Member Sabino 'Pio' Renteria.

A motion to approve the resolution was made by Council Member Harper-Madison and seconded by Council Member Casar.

A motion to amend the resolution was made by Council Member Alter and accepted without objection. The amendment was to amend the fifth paragraph of the first Be It Further Resolved clause to read:

“The evaluating entity will issue a final report no later than December 6, 2021, that details any patterns of systemic racism, racist behavior, and other forms of discrimination found in all the above areas of focus, to include recommendations to remedy and prevent patterns of bias, including but not limited to:

- An actionable plan, measurable benchmarks, and appropriate timeline for eliminating racial disparities in APD stops, searches, arrests, and use-of-force incidents**
- A framework for regularly recurring reporting to the Public Safety Commission and Council on APD’s progress towards achieving the fair administration of justice, an indicator in the Council –adopted five-year strategic plan**
- Reporting to the Public Safety Commission and Council on the plan to address and remedy any weaknesses and threats for APD as may be identified in the Equity Office’s equity assessment tool**
- Continuing education for active APD personnel as part of the required biennial recertification process on topics including implicit bias, racial and ethnic bias, gender bias, de-escalation, the history of policing and its intersection with race in our community, cultural competency, and other topics as recommended by the Equity Office and Office of Police Oversight**
- Reputable leadership training that would benefit APD organizational culture**
- Establishing clear, published standards as it relates to the qualifications required for appointment to Assistant Chief as consistent with state law**
- Creating measurable benchmarks for enhancing diversity at all levels of the department**
- Improving background checks and screening of incoming cadets as well as active officers being considered for promotion as it relates to topics such as explicit and implicit bias, racism, homophobia, gender bias and other forms of discrimination**

- Creating a regular reporting structure to Council detailing cadet academy class sizes, attrition rates and demographics as well as active officer attrition rates and demographics

The report to Council should include options for a mechanism to incorporate the aforementioned recommendations and accountability metrics into the performance standards for the APD executive team.

The City Manager is directed to work with and incorporate results from any relevant work that has been conducted or is being conducted by the Equity Office, the Office of Police Oversight, and the Innovation Office as it relates to APD.”

A motion to amend the resolution was made by Council Member Alter and accepted without objection. The amendment was to amend the first paragraph of the third Be It Further Resolved clause to read:

“Separately from the independent third-party investigation that is to be completed no later than December 6, 2021, the City Manager shall initiate an audit of Austin Police Department’s training materials, course/section descriptions and duration, and description of any other procedures (e.g. detailed descriptions of scenarios) administered to cadet classes and to active officers related to training on communication strategies, cultural competency, acknowledging and addressing bias, use of force, de-escalation, search, proactive policing, mental health response, protocols for non-English speaking persons, protocols for disabled persons, recognizing resistance, and their evaluation protocols, as well as the course/section content and duration of all other coursework required at the cadet academy and their evaluation protocols. The City Manager may work with and incorporate results from any review of APD hiring and training protocols that has been conducted or is being conducted by the APD’s training specialist, the Equity Office, the Office of Police Oversight, and the Innovation Office.”

A motion to amend the resolution was made by Council Member Alter and accepted without objection. The amendment was to amend the last paragraph of the third Be It Further Resolved clause to read:

“Following the start of the cadet class scheduled to begin in February 2020, the City Manager shall ensure that no new cadet classes are to be initiated until this audit is completed, revisions to the curricula per the milestones above and new training materials, if necessary, are implemented, in order to resume cadet classes no later than September 2020. If the aforementioned revisions have not been implemented at least 30 days ahead of the start date for the anticipated June 2020 cadet class, the cadet class may be rescheduled as deemed appropriate by APD so long as the revisions have been implemented by the new start date. When classes resume, space will be made available for an independent party to audit classes and instructions.”

Resolution No. 20191205-066 was approved as amended on Council Member Harper-Madison’s motion, Council Member Casar’s second on an 11-0 vote.

Mayor Adler adjourned the meeting at 9:04 p.m. without objection.

The minutes were approved on this the 23rd day of January 2020 on Council Member Casar's motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.