



Thursday, June 4, 2020

The City Council will convene at 10:00 AM on
Thursday, June 4, 2020 via Videoconference
<http://www.austintexas.gov/page/watch-atxn-live>



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

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

Public comment will be allowed via telephone; no in-person input will be allowed. All speakers must register in advance (Wednesday, June 3 by Noon). All public comment will occur as follows:

For all items on the consent agenda, Public Hearings and all non-consent items other than Zoning, public comment will be taken at 10:00 a.m.

For all zoning items public comment will be taken at 2:00 p.m.

To speak remotely at the Council Meeting, residents must:

- Submit the online registration form found at:
https://cityofaustin.formstack.com/forms/austin_city_council_speaker_signup. Registration must be received by 12 p.m. on Wednesday, June 4.
- Once the registration form is received, residents will receive either an email or phone call providing the telephone number to call on Thursday.
- Speakers must call in at least 45 minutes prior to meeting start in order to speak, late callers will not be accepted and will not be able to speak.
- Handouts or other information may be emailed to City.Clerk@austintexas.gov by 12 p.m. on Wednesday. This information will be provided to Mayor and Council in advance of the meeting.
- Any speaker who speaks prior to being called upon by the Mayor will be disconnected and will not be able to rejoin the call.
- If you need Spanish Translation Services, you must email City.Clerk@austintexas.gov at least 48 hours in advance of the meeting.
- Residents may watch the Council Meeting online at:
<http://www.austintexas.gov/page/watch-atxn-live>

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

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

10:00 AM – City Council Convenes

Consent Agenda

Approval of Minutes

1. Approve the minutes of the Austin City Council work session of May 19, 2020, and regular meeting of May 21, 2020.

Capital Contracting Office

2. Authorize negotiation and execution of a construction manager at risk agreement with SpawGlass Contractors, Inc., for preconstruction, schematic, design, and construction phase services for the Emergency Medical Services Facility Renovations (Stations 1, 5, 7, 10 and 13) project in an amount not to exceed \$22,400,000.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 16.67% MBE and 16.67% WBE participation.]

Strategic Outcome(s): Government That Works for All; Safety; Health and Environment.

District(s): District 3; District 4; District 6; District 7

3. Authorize negotiation and execution of a professional services agreement with Toole Design Group, LLC, (staff recommendation) or one of the other qualified responders for Request for Qualifications Solicitation No. CLMP296, to provide engineering services for the Urban Trails Plan and Sidewalks/ADA Transition Plan Updates project in an amount not to exceed \$1,000,000.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 32.90% MBE and 15.80% WBE participation.]

Strategic Outcome(s): Mobility

4. 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 improvements and renovations to the Mexic-Arte Museum.

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

Strategic Outcome(s): Culture and Lifelong Learning; Government That Works for All.

Emergency Medical Services

5. Authorize execution of a renewal to an agreement with the Community Care Collaborative to provide ground emergency medical transport services to the Travis County Healthcare District's (d/b/a Central Health) eligible Medical Access Program beneficiaries for a fee of \$696,822 for a term of one year.

Strategic Outcome(s): Safety.

Planning and Zoning

6. Approve an ordinance adopting the First Amendment to the Austin Green Improvement District No. 1 Consent Agreement relating to extending a June 12, 2020 deadline for approval of the Consent Agreement and Strategic Partnership Agreement (SPA) with the City. The recommended revised date is December 31, 2020.

Strategic Outcome(s):

Economic Opportunity and Affordability

Police

7. Approve a resolution authorizing the application for and acceptance of \$430,685 in grant funding from the Texas Motor Vehicle Crime Prevention Authority to continue the Austin Police Department Auto Burglary and Theft Interdiction Project.

Strategic Outcome(s): Safety.

Public Health

8. Authorize negotiation and execution of an agreement with United Way to provide support to home based child care providers that are ineligible for COVID-19 pandemic relief in an amount not to exceed \$112,200 for the term June 4, 2020 through September 30, 2020, for a total agreement amount of \$112,200, with no extension options.

Strategic Outcome(s): Economic Opportunity and Affordability.

Purchasing Office

9. Authorize award of a multi-term contract with United Rentals (North America) Inc. D/B/A United Rentals Inc., to provide the rental of portable toilets, for up to five years for a total contract amount not to exceed \$1,575,000.

(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).

Strategic Outcome(s): Health and Environment.

10. Authorize negotiation and execution of a contract with Environmental Improvements Inc., to provide a settling basin rake gearbox replacement, in an amount not to exceed \$124,225.

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

Strategic Outcome(s): Health and Environment.

11. Authorize award of two multi-term contracts with Badger Meter, Inc. D/B/A National Meter & Automation and Thirkettle Corporation D/B/A Aqua-Metric Sales Company, to provide water meters, each for up to five years for total contract amounts not to exceed \$5,955,000, divided between the contractors.

(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).

Strategic Outcome(s): Government that Works for All.

12. Authorize award of a contract with Johnson Controls Fire Protection LP, to provide inspections, maintenance, and repair services for fire alarm and fire suppression systems, and fire alarm monitoring services, for up to five years for a total contract amount not to exceed \$10,000,000.

(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).

Strategic Outcome(s): Safety.

13. Authorize negotiation and execution of a cooperative contract with Home Depot USA Inc., to provide maintenance, repair, operating supplies, industrial supplies, and related products and services, for a term of 79 months for a total contract amount not to exceed \$13,107,300.

(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).

Strategic Outcome(s): Government that Works for All.

14. Authorize negotiation and execution of a multi-term contract with Technology International Inc., to provide neutral grounding resistors for up to five years for a total contract amount not to exceed \$790,000.

(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).

Strategic Outcome(s): Government that Works for All.

15. Authorize negotiation and execution of a multi-term contract with CLEAResult Consulting Inc., to provide support services for the energy efficiency retail instant savings program, for up to five years for a total contract amount not to exceed \$5,250,000.

(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).

Strategic Outcome(s): Government that Works for All.

Transportation

16. Authorize negotiation and execution of an interlocal agreement with the Capital Metropolitan Transportation Authority related to expansion and management of Bike Share of Austin and B-Cycle Austin, a station-based bike share system, for an initial term of four years, and a renewal term of up to three years.

Strategic Outcome(s): Mobility; Economic Opportunity and Affordability; Health and Environment.

Transportation - Mobility Bond

17. Authorize award and execution of a construction contract with Rider Construction Group, LLC, for the ADA Sidewalk Rehabilitation Group 2 Indefinite Delivery/Indefinite Quantity contract in the amount of \$4,000,000 for an initial one-year term, with two, one-year extension options of \$4,000,000 each, for a total contract amount not to exceed \$12,000,000.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 11.61% MBE and 1.61% WBE participation.]

Strategic Outcome(s): Mobility; Safety

Item(s) from Council

18. Approve appointments and certain related waivers to citizen boards and commissions, to Council committees and other intergovernmental bodies, and to public facility corporations; removal and replacement of members; and amendments to board and commission bylaws.

Item(s) to Set Public Hearing(s)

19. Set a public hearing to consider a request for a waiver from the 300 foot minimum separation distance between a business selling alcoholic beverages and a public school from Two Hands, a proposed restaurant use at 1011 S. Congress Ave., Building 2, Unit 170, situated on property that is within 300 feet of the Texas School for the Deaf, a public school located at 1102 S. Congress Ave. (Suggested date: July 30, 2020, at Austin City Hall, 301 W. Second St., Austin, TX)

Non-Consent

Eminent Domain

20. Approve a resolution authorizing the filing of eminent domain proceedings for the South Austin Regional WWTP Sludge Transfer Line and Reclaimed Water Line Project for the public use of ensuring the continued safe and reliable service of the sludge transfer line and the reclaimed water line between the South Austin Regional Wastewater Treatment Plant and Hornsby Bend Biosolids Management Plant, the acquisition of approximately 0.6505 acre (28,338 square feet) for a reclaimed line easement, 0.6462 acre (28,147 square feet) for a wastewater easement, 3.516 acre (153,172 square feet) for a temporary working space, staging area and material storage site easement and 9.674 acre (421,411 square feet) for a temporary access easement in the amount of

\$88,452. The owners of the needed property are TXI Operations, LP. The property is located at 13101 Harold Green Road, Austin, Texas 78725. The general route of the project is at the entrance of the South Austin Regional Wastewater Treatment Plant at 1017 Fallwell Lane, Austin TX 78617. The pipes will be run underground crossing Fallwell Lane and the Colorado River in a northwest direction within the Austin 2-mile Extraterritorial Jurisdiction, Travis County, Texas.

Strategic Outcome(s): Government that Works for All.

Public Hearings and Possible Actions

21. Conduct a public hearing related to an application by ECG Capitol View, LP, or an affiliated entity, for housing tax credits for a multi-family development that will be financed through the private activity bond program to be known as Capitol View Flats, located at or near the northwest corner of E. Slaughter Lane and Capitol View Drive, within the City's extraterritorial jurisdiction; and consider a resolution that relates to the proposed development.
22. Conduct a public hearing related to an application by AMTEX Multi-Housing, LLC, or an affiliated entity, for housing tax credits for a multi-family development that will be financed through the private activity bond program to be known as Meadow Apartments, located at or near 6216 Colton Road, within the City's extraterritorial jurisdiction; and consider a resolution related to the proposed development, the application, and the allocation of housing tax credits and private activity bonds.
23. Conduct a public hearing related to an application by LDG The Henderson on Reinli, LP, or an affiliated entity, for housing tax credits for a multi-family development that will be financed through the private activity bond program to be known as The Henderson on Reinli, located at or near 1101 Reinli Street, within the City; and consider a resolution related to the proposed development, the application, and the allocation of housing tax credits and private activity bonds within the City and near the proposed development.

District(s): District 4

24. Conduct a public hearing related to an application by LDG The Matador, LP, or an affiliated entity, for housing tax credits for a multi-family development that will be financed through the private activity bond program to be known as The Matador, located at or near 5900 South Congress Avenue, within the City; and consider a resolution related to the proposed development, the application, and the allocation of housing tax credits and private activity bonds within the City and located near the proposed development.

District(s): District 2

Executive Session

25. Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
26. Discuss legal issues related to the November 2020 election (Private consultation with legal counsel - Section 551.071 of the Government Code).
27. Discuss legal issues regarding amendments to City Code Section 25-13-45, relating to compatible residential uses in Airport Overlay Zone Three, in light of the decision in Acuna et al v. City of Austin et al, Cause No. D-1-GN-19-008617 in the 201st Judicial District, Travis County, Texas

(Private consultation with legal counsel-Section 551.071 of the Government Code).

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

28. C814-2018-0121 - 218 S. Lamar -Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 218 South Lamar Boulevard (Lady Bird Lake Watershed) Applicant Request: To rezone from general commercial services-vertical mixed use building-neighborhood plan (CS-V-NP) combining district zoning to planned unit development-neighborhood plan (PUD-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant planned unit development-neighborhood plan (PUD-NP) combining district zoning. This ordinance may include waiver of fees, alternative funding methods, modifications of City regulations, and acquisition of property. Owner/Applicant: Michael Pfluger, William Reid Pfluger & the Pfluger Spousal Irrevocable Trust Agent: Drenner Group PC (Amanda Swor). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 5

29. C14-2020-0015 - TechRidge Hotel- Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 12316 Tech Ridge Boulevard (Walnut Creek Watershed). Applicant Request: To rezone from general office (GO) district zoning and limited industrial services (LI) district zoning to community commercial (GR) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant community commercial (GR) district zoning. Owners/Applicants: Bellflower RR, LLC; Rising Stars GUV, LCC; Bhatt Kunjan; Techridge Hospitality, LLC; LWR Family Trust of 2015; Techridge Hospitality LLC Tech. Agent:Garrett-Ihnen/Bleyl Engineering (Jason Rodgers). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 1

30. C14-2019-0108 Parker House - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2404 Rio Grande Street (Shoal Creek Watershed). Applicant Request: To rezone from general office-historic landmark-neighborhood plan (GO-H-NP) combining district zoning and multifamily residence-moderate-high density-historic landmark-neighborhood plan (MF-4-H-NP) combining district zoning to community commercial -mixed use-historic landmark-neighborhood plan (GR-MU-H-NP) combining district zoning on Tract 1 and community commercial -mixed use-neighborhood plan (GR-MU-NP) combining district zoning on Tract 2. Staff Recommendation: To grant community commercial -mixed use-historic landmark-neighborhood plan (GR-MU-H-NP) combining district zoning on Tract 1 and community commercial -mixed use-neighborhood plan (GR-MU-NP) combining district zoning on Tract 2, with conditions. Historic Landmark Commission: To deny community commercial -mixed use-historic landmark-neighborhood plan (GR-MU-H-NP) combining district zoning on Tract 1 and community commercial -mixed use-neighborhood plan (GR-MU-NP) combining district zoning on Tract 2. Planning Commission Recommendation: To be reviewed May 26, 2020. Owner/Applicant: 2404 Rio Grande St LP (William Archer). Agent: South Llano Strategies (Glen Coleman). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 9

31. C14-2020-0025 - Onion Creek Greenbelt - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as the west side of Pleasant

Valley Road near the intersection of Springville Lane and 7203 Deep Lane (Onion Creek Watershed). Applicant's Request: To rezone from public (P) zoning district for Tracts 1 and 2, and single family residence-small lot-conditional overlay (SF-4A-CO) combining district zoning for Tract 3 to single family residence-standard lot (SF-2) district zoning for Tract 1, and public (P) district zoning for Tracts 2 and 3. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant single family residence-standard lot (SF-2) district zoning for Tract 1, and public (P) district zoning for Tracts 2 and 3. Owner: City of Austin - Parks & Recreation Department (Gregory Montes). Agent: City of Austin - Planning and Zoning Department (Wendy Rhoades). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 2

32. C14-2020-0027.SH - Arbor Park - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning property locally known as 6306 McNeil Drive (Walnut Creek Watershed). Applicant Request: To zone from interim-rural residence (I-RR) district zoning to multi-family residence-medium density (MF-3) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant multi-family residence-medium density (MF-3) district zoning. Applicant/Owner: Adey/Vandling, Ltd. (Pam Maulding). Agent: Drenner Group, PC (Leah M. Bojo). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 6

33. C814-96-0003.16 - Pioneer Crossing PUD Amendment #16 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 3124 East Parmer Lane (Harris Branch Watershed). Applicant Request: To rezone from Planned Unit Development (PUD) district zoning to Planned Unit Development (PUD) district zoning, to change a condition of zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant Planned Unit Development (PUD) district zoning, to change a condition of zoning. The ordinance may include exemption from or waiver of fees, alternative funding methods, modifications of City regulations, and acquisition of property. Owner: RH Pioneer North, LLC (Jordan Litwiniak). Agent: City of Austin-Planning and Zoning Department (Sherri Sirwaitis). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 1

34. C14-2019-0159 - Arboretum Lot 9 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 9401 Arboretum Boulevard (Bull Creek Watershed). Applicant Request: To rezone from community commercial (GR) district zoning, general commercial services (CS) district zoning and commercial-liquor sales (CS-1) district zoning to community commercial-mixed use (GR-MU) combining district zoning. Staff Recommendation: To grant community commercial-mixed use (GR-MU) combining district zoning. Zoning and Platting Commission Recommendation: To be reviewed on June 16, 2020. Owner: GF-ARB C, Ltd. % Live Oak Gottesman. Agent: Drenner Group, PC (Amanda Swor). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 10

35. C14-2020-0012 -Plaza Volente Residential --Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 11405, 11409 and 11411 North FM 620 Road (Bull Creek Watershed). Applicant Request: To rezone from development

reserve (DR) district zoning to multi-family residence- low density (MF-2) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant multi-family residence-low density (MF-2) district zoning. Applicant/Owner: Judy and Fred Helms, Kathy and Donald Gross. Agent: Armbrust & Brown, PLLC (Richard T. Suttle, Jr.). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 6

36. NPA-2019-0015.01 - 5010 & 5102 Heflin Lane- Conduct a public hearing and approve an ordinance amending Ordinance No.021107-Z-11, the East MLK 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 5010 and 5102 Heflin Lane, (Fort Branch Watershed) from Single Family to Higher Density Single Family land use. Staff recommendation: Pending. Planning Commission recommendation: To be reviewed May 26, 2020. Owner/Applicant: Heflin Phase I LLC: Ron Thrower; Thrower Design. City Staff: Kathleen Fox, (512) 974-7877.

District(s): District 1

37. C14-2020-0002 Springdale Commons Residences-- Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 7701- ½ Old Manor Road (Walnut Creek Watershed). Applicant Request: To rezone from community commercial (GR) district zoning and multifamily residence low density (MF-2-CO) combining district zoning to multifamily residence moderate-high density (MF-4) district zoning. Staff Recommendation: to grant multifamily residence moderate-high density (MF-4) district zoning. Zoning and Platting Commission Recommendation: To grant multifamily residence moderate-high density (MF-4) district zoning. Owner/Applicant: KDKB, LLC (Kanton Labaj) LP. Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 1

38. C14-2019-0129 - 10801 Wayne Riddell Loop - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning property locally known as 10801 Wayne Riddell Loop (Slaughter Creek Watershed; Onion Creek Watershed). Applicant's Request: To zone from interim-rural residence (I-RR) district zoning to multifamily residence-moderate-high density-conditional overlay (MF-4-CO) combining district zoning. Staff Recommendation: To grant multifamily residence-moderate-high density-conditional overlay (MF-4-CO) combining district zoning, with conditions. Zoning and Platting Commission Recommendation: To grant multifamily residence-moderate-high density-conditional overlay (MF-4-CO) combining district zoning, with conditions. Owner/Applicant: Riddell Family Limited Partnership (James A. Henry). Agent: Smith Robertson, L.L.P. (David Hartman). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 5

39. C14-2020-0036 - 827 W 12th Street - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 827 W 12th Street (Shoal Creek Watershed). Applicant Request: To rezone from downtown mixed used - conditional overlay (DMU-CO) combining district zoning to downtown mixed used - conditional overlay (DMU-CO) combining district zoning, to change a condition of zoning. Staff Recommendation and Planning Commission Recommendation: To grant downtown mixed used - conditional overlay (DMU-CO)

combining district zoning, to change a condition of zoning. Owner/Applicant: TDC West Twelfth LP. Agent: Drenner Group (Amanda Swor). City Staff: Kate Clark, 512-974-1237.

District(s): District 9

Adjourn

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

For assistance, please call 512-974-2210 or TTY users route through 711.

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

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