



October 15, 2020

## Questions and Answers Report



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

*The City Council Questions and Answers Report was derived from a need to provide City Council Members an opportunity to solicit clarifying information from City Departments as it relates to requests for council action. After a City Council Regular Meeting agenda has been published, Council Members will have the opportunity to ask questions of departments via the City Manager's Agenda Office. This process continues until 5:00 p.m. the Tuesday before the Council meeting. The final report is distributed at noon to City Council the Wednesday before the council meeting.*

## QUESTIONS FROM COUNCIL

**Item #6:** Authorize negotiation and execution of a creative content incentive program agreement with Eye Productions Inc. for an amount not to exceed \$141,326.

### COUNCIL MEMBERS FLANNIGAN AND ALTER'S OFFICES

*What is the source of funding for this incentive program agreement?*

The source of funds for the proposed incentive agreement is \$150,000 in Creative Content Incentive Program (CCIP) funding in the FY 21 budget. Walker is a 13-episode television series set in Austin that will significantly promote Austin and pay an estimated \$17 million in aggregate wages to residents of the Austin area.

**Item 11:** Approve an ordinance amending the Fiscal Year 2020-2021 Austin Public Library Operating Budget Special Revenue Fund (Ordinance No. 20200812-001) to accept and appropriate \$49,975 in grant funds from the Texas State Library & Archives Commission (TSLAC) for the TSLAC CARES-Cycle 1 Grant Program to assist with costs related to COVID-19 for Wi-Fi hot spots and laptops.

### COUNCIL MEMBER TOVO'S OFFICE

1. *Can staff clarify that the available equipment and resources will be prioritized for the highest-need students?*

The equipment will be for those students that have the highest need. We will work with the school entities to help us identify those students.

2. *Are there any plans to collaborate with Del Valle ISD on this initiative?*

We have not worked with Del Valle ISD on this initiative, but we will reach out to them to identify student needs.

**Item #38:** Authorize negotiation and execution of two cooperative contracts with GT Distributors Inc. D/B/A GT Distributors - Austin and Precision Delta Corp, for ammunition, each for a term of one year for total contract amounts not to exceed \$650,000, divided between the contractors.

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

### MAYOR PRO TEM GARZA'S OFFICE

*Can you provide more information about the history of the contracts to be authorized in Item 38 and/or previous similar contracts?*

Information for the previous contract is as follows:

- Initial contract was approved by Council on August 3, 2017 in the amount of \$1,200,000.00 for a term of 32 months (Item No. 40)
- Council approved an increase in the amount of \$1,030,000 on September 9, 2019 (Item No. 52)
  - The initial estimated contract amount of \$1,200,000 for the 32-month contract term was underestimated. The increase was necessary in order for APD to continue to purchase ammunition for the remaining contract term. APD risks becoming non-compliant with Texas Commission on Law Enforcement rules if inventory is not adequate for annual qualifications. APD monitors its ammunition inventory to ensure adequate availability for line of duty officers use on patrol, to conduct firearms training for cadet classes, and mandatory annual officer qualifications.
- Contract expired 3/31/2020.

**Item #43:** Authorize award and execution of a construction contract with Muniz Concrete & Contracting, Inc. (MBE) for the Transportation Safety and Mobility Improvements IDIQ (Indefinite Delivery/Indefinite Quantity) contract in the amount of \$2,500,000 for an initial two-year term, with a one-year extension option of \$500,000, for a total contract amount not to exceed \$3,000,000. [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 10.30% MBE and 1.33% WBE participation.].

#### COUNCIL MEMBER ELLIS' OFFICE

*The RFA states, "This project will be located citywide in all Districts.." If the contract is approved, what are the anticipated projects?*

This contract was solicited as an Indefinite Deliverable/Indefinite Quantity (IDIQ) contract.

Typically, on IDIQ solicitations the project locations are not specifically known, however the need for the solicited scope of work is known.

The Austin Transportation Department has a preliminary list of projects that have been scoped and are anticipated to be constructed should this contract be approved. Given the nature of an IDIQ contract and the flexibility that it provides, it is expected that there will be additions to this contract and possible changes to the preliminary list provided below.

1. Lamar/Morrow Intersection Improvement Project (Quarter Cent funded)
2. West Gate Boulevard Improvement Project (Quarter Cent funded)
3. Lakeline Blvd/US183 Intersection Safety Improvement Project (2016 Mobility Bond)
4. IH-35/7th Street Intersection Safety Improvement Project (2016 Mobility Bond)
5. IH-35/8th Street Intersection Safety Improvement Project (2016 Mobility Bond)
6. Traffic Calming Projects under the new Speed Management Program (these are at various locations city-wide)
7. Transit/Bus Stop improvements (these are at various locations city-wide)

8. Several other smaller-scale projects for safety improvements using 2018 Transportation Safety Bond funds.

**Item #65:** C14-2020-0063 - Pier Property Rezoning - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1703 River Hills Road (Lake Austin Watershed). Applicant Request: To rezone from commercial-liquor sales (CS-1) district zoning to commercial recreation (CR) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant commercial recreation (CR) district zoning. Owner/Applicant: Tires Made Easy, Inc. (Andrew S. Price). Agent: Husch Blackwell, LLP (Nikelle Meade). City Staff: Mark Graham

#### COUNCIL MEMBER ALTER'S OFFICE

1. Concerns have been raised by adjacent Municipal Utility Districts regarding the potential negative environmental impacts on their water intake if a fueling service is allowed at this site. Have staff evaluated this concern and determined whether it should cause any concern?

What if any information can staff provide on whether these concerns are merited or if any other regulatory constraints exist to ensure these impacts won't harm the water supply?

A new gasoline line/fuel dispensers located within in the Critical Water Quality Zone is not allowable without an environmental variance approved by Environmental Commission and the Zoning and Platting Commission (ZAP). Environmental staff from the Watershed Protection Department and the Development Services Department would need to evaluate the potential impacts to water quality that a gas line would cause prior to bringing the variance to ZAP, and Staff would certainly not recommend approval of the variance if we are not comfortable that the Applicant has not thoroughly demonstrated that all requirements are being met for spill containment. Staff is not currently prepared to offer specific guidance on that issue though. The Applicant has a filed a site plan that is currently under review, but it only shows docks and a bulkhead, not gas lines.

2. Additionally, the record seems to indicate that the commercial uses including fuel service and multiple boat slips pre-date the water intake for the MUDs. Can staff confirm which of those two uses came first?

The Applicant provided the information that the Pier restaurant was established in 1958 and closed in 2005. Based on the 1958 date, the Pier existed more than two decades before the water intakes were built. Because the restaurant, marina and fueling existed when the water districts received their permits, the Applicant is taking care not to make changes in the marina that would result in a new violations for the districts. The Applicant is proposing to renovate the marina to eliminate hazards identified by Austin Code Enforcement. They have agreed with the Municipal Utility District (MUD) that they will not add slips, enlarge or relocate the marina footprint from its historic location.

**Item #80:** Approve a resolution directing the City Manager to establish a Visitor Information Center Fund that provides seed funding to allow the Austin Economic Development Corporation (AEDC) to implement as an initial project Visitor Information Center acquisition, construction, improvement, enlarging, equipping, repairing, operations, and maintenance as provided for under Texas Tax Code Sections 351.001(8) and 351.101.

COUNCIL MEMBER HARPER-MADISON'S OFFICE

*What projects has Matthew Kwatinetz, principal of QBL, the consultant hired to advise on the development of the Austin Economic Development Corporation, recommended the corporation begin with?*

Task 4 (page 13) included in the Recommendation for Creating the Austin Economic Development Corporation list proposed projects for the corporation.

<http://www.austintexas.gov/edims/pio/document.cfm?id=344378>



### Council Question and Answer

Related To	Item #6	Meeting Date	October 15, 2020
Additional Answer Information			

Authorize negotiation and execution of a creative content incentive program agreement with Eye Productions Inc. for an amount not to exceed \$141,326.

**QUESTION/ANSWER:** Council Members Flannigan and Alter's Offices

*What is the source of funding for this incentive program agreement?*

The source of funds for the proposed incentive agreement is \$150,000 in Creative Content Incentive Program (CCIP) funding in the FY 21 budget. Walker is a 13-episode television series set in Austin that will significantly promote Austin and pay an estimated \$17 million in aggregate wages to residents of the Austin area.



### Council Question and Answer

Related To	Item #11	Meeting Date	October 15, 2020
Additional Answer Information			

Approve an ordinance amending the Fiscal Year 2020-2021 Austin Public Library Operating Budget Special Revenue Fund (Ordinance No. 20200812-001) to accept and appropriate \$49,975 in grant funds from the Texas State Library & Archives Commission (TSLAC) for the TSLAC CARES-Cycle 1 Grant Program to assist with costs related to COVID-19 for Wi-Fi hot spots and laptops.

**QUESTION/ANSWER:** Council Member Tovo's Office

1. *Can staff clarify that the available equipment and resources will be prioritized for the highest-need students?*  
The equipment will be for those students that have the highest need. We will work with the school entities to help us identify those students.
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We have not worked with Del Valle ISD on this initiative, but we will reach out to them to identify student needs.



### Council Question and Answer

**Related To**

Item #38

**Meeting Date**

October 15, 2020

### Additional Answer Information

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### Council Question and Answer

**Related To**

Item #80

**Meeting Date**

October 15, 2020

### Additional Answer Information

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