



# City of Austin

## Agenda

### City Council Work Session

*Mayor Steve Adler*

*Mayor Pro Tem Natasha Harper-Madison, District 1*

*Council Member Vanessa Fuentes, District 2*

*Council Member Sabino "Pio" Renteria, District 3*

*Council Member Gregorio Casar, District 4*

*Council Member Ann Kitchen, District 5*

*Council Member Mackenzie Kelly, 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*

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Tuesday, February 16, 2021

9:00 AM

Via Videoconference

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

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

#### **A. Pre-Selected Agenda Items**

#### **B. Briefings**

- B1.** 2020 Active Mobility and Safety Bond Update.
- B2.** Re-imagining Public Safety: Update on Resolution 20191205-066 - Preliminary Assessment of Training Academy.

#### **C. Council Items of Interest**

#### **D. Council Discussion**

- D1.** Discussion of Planning Commission appointments. (Mayor Adler).

#### **E. Executive Session**

- E1.** Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
- E2.** Discuss legal issues involved with lawsuits and claims related to Austin Police Department during the protests that occurred on May 30 and 31, 2020 (Private consultation with legal counsel - Section 551.071 of the Government Code).

- E3.** Deliberate the duties, assignments, and performance of the City Clerk (Personnel matters - Section 551.074 of the Government Code).
- E4.** Deliberate the duties, assignments, and performance of the City Auditor (Personnel matters - Section 551.074 of the Government Code).
- E5.** Deliberate the duties, assignments, and performance of the Municipal Court Clerk (Personnel matters - Section 551.074 of the Government Code).
- E6.** Deliberate the duties, assignments, and performance of the City Manager (Personnel matters - Section 551.074 of the Government Code).

### **Adjourn**

Note: The above item(s) will be considered under its respective category, but follow the last number on the Austin, Texas, City Council Agenda for Tuesday, February 16, 2021

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

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## Consent Agenda

### Approval of Minutes

1. Approve the minutes of the Austin City Council special called meeting of January 26, 2021, special called meeting of February 2, 2021, work session of February 2, 2021, regular meeting of February 4, 2021, special called meeting of February 9, 2021, special called meeting of February 10, 2021 and special called meeting of February 11, 2021.

### Animal Services Office

2. Approve an ordinance amending City Code Chapter 3-2 (Restrictions On Animals) adding a new Section 3-2-8 relating to the Training And Control Of Animals; creating an offense; and establishing an affirmative defense.

Strategic Outcome(s): Health and Environment.

3. Approve an ordinance amending City Code Chapter 3-1 (General Provisions) and Chapter 3-2 (Restrictions on Animals) of Title 3 (Animal Regulations) to add definitions relating to declawing cats; prohibit the practice of declawing cats; creating an offense; and establishing an affirmative defense.

Strategic Outcome(s): Health and Environment

### Austin Energy

4. Approve an ordinance amending the fiscal year 2020-2021 operating budgets of Austin Water and Austin Energy in Ordinance No. 20200812-001 to appropriate an additional \$5,000,000 for each of the utilities' Plus-One payment assistance programs, for a total additional appropriation of \$10,000,000, to help address the ongoing economic effects of the COVID-19 pandemic.

Strategic Outcome(s): Government that Works for All

5. Authorize negotiation and execution of ten-year extensions to existing electric service franchise agreements for the use of rights-of-way in other municipalities within the Austin Energy service area, maintaining the payment amount of three percent of gross electric revenues from customers within each municipality.

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

### Austin Water

6. Authorize negotiation and execution of an agreement allowing for the formal transfer of a portion of the Forest Oaks Mobile Homes, LLC water certificate of convenience and necessity (CCN) No. 12086 to the City of Austin water CCN No. 11322 for the area that overlaps with the Professional Contract Services, Inc. Tract, generally located approximately one half mile east of the intersection of FM 1626 and Menchaca Road.

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

### Aviation

7. Approve a resolution authorizing negotiation and execution of a Local On-System Improvement Project agreement with the Texas Department of Transportation for improvements on US 183 at Metropolis Drive that will allow access to a new fuel storage facility for a total contract amount not to exceed \$50,951.

Strategic Outcome(s): Mobility.

District(s): District 2

### Capital Contracting Office

8. Authorize negotiation and execution of an amendment to the professional services agreements with HDR Engineering, Inc. for engineering services for the 2016 Large Scale General Civil Engineering Services Rotation List in the amount of \$1,850,000 for a total authority amount not to exceed \$3,143,872.50.

[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 17.52 % MBE and 14.84% WBE.]

Strategic Outcome(s): Government that Works for All; Mobility; Safety; Health and Environment

9. Authorize negotiation and execution of an amendment to the professional services agreements with Baer Engineering & Environmental Consulting, Inc. (WBE); Ferkam Management Corporation (MBE); and Terracon Consultants, Inc.; for asbestos, lead paint, and mold consultant services for the 2017 Asbestos, Lead Paint, & Mold Consultant Services Rotation List in the amount of \$1,500,000 for a total contract amount not to exceed \$4,800,000, divided among the firms.

[Note: This amendment will be awarded in compliance with City Code 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) with no goals attached to the contract.]

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

10. Authorize award and execution of a construction contract with DynaGrid Construction Group, LLC, for the Bluff Springs Substation project in the amount of \$7,407,380.03 plus a \$740,738 contingency, for a total contract amount not to exceed \$8,148,118.03.

[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 13.14% MBE and 0.98% WBE participation.]

Strategic Outcome(s): Safety; Government That Works for All; Mobility

11. Authorize award and execution of a construction contract with Mechanical & Process Systems, LLC (MBE), for the Waller Creek Center HVAC Rehabilitation project in the amount of \$1,467,711 plus a \$146,771 contingency, for a total contract amount not to exceed \$1,614,482.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) through the achievements of Good Faith Efforts with 57.16% MBE and 2.62% WBE participation.]

Strategic Outcome(s): Government That Works for All; Safety

**District(s):** District 9

12. Authorize negotiation and execution of an amendment to the professional services agreement with Stanley Consultants, Inc., for professional engineering services for the Rainey Street Gas Insulated Switchgear Substation Design (formerly Future Downtown Gas Insulated Switchgear Substation Design) in the amount of \$1,436,894.58, for a total contract amount not to exceed \$2,895,894.58.

[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 30.64% MBE and 15.96% WBE.]

**Strategic Outcome(s):** Safety; Mobility; Government That Works for All

**District(s):** District 9

## **Economic Development Department**

13. Approve a resolution appointing the Board of the Austin Economic Development Corporation and amending its Bylaws to include administrative details for the South Central Waterfront Advisory Committee.

**Strategic Outcome(s):** Economic Opportunity and Affordability.

## **Housing and Planning**

14. Approve an ordinance amending the Fiscal Year 2020-2021 Housing and Planning Department Operating Budget (Ordinance No. 20200812-001) to increase appropriations by \$13,795,537 in the Housing Trust Fund, reduce the Housing Trust Fund ending balance by the same amount, and transfer in and appropriate \$13,795,537 to the Housing and Planning Department Capital Budget (Ordinance No. 20200812-001) from the Housing Trust Fund for housing and community development purposes of the Housing Trust Fund.

**Strategic Outcome(s):** Economic Opportunity and Affordability.

15. Authorize negotiation and execution of a 12-month contract with PeopleFund to fund and administer the Micro Enterprise Loans program to provide Displacement Prevention funding to support small businesses in low to moderate income neighborhoods at risk of displacement for a total contract amount not to exceed \$150,000.

**Strategic Outcome(s):** Economic Opportunity and Affordability.

16. Approve a resolution consenting to the annexation by Travis County Water Control and Improvement District No. 10 of 36 properties totaling approximately 115.4 acres currently served by the Camelot Water Supply Corporation, located south of Barton Creek Road off of Canyon Rim Drive, Whippoorwill Trail, Lancelot Way, Cabin Road, and Guinevere Street (Extraterritorial jurisdiction, near Council District 8). This property is located in the Barton Creek Watershed.

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

## **Law**

17. Authorize negotiation and execution of an amendment to the legal services agreement with Joanna Lippman Salinas with Fletcher Farley Shipman and Salinas for legal services related to Cates v. City

of Austin et al, Cause No. 1:20-cv-1258-RP in the United States District Court for the Western District of Texas in an amount of \$103,000 for a total contract amount not to exceed \$113,000.

**Strategic Outcome(s):** Government That Works for All.

18. Authorize negotiation and execution of an amendment to the legal services agreement with the Law Offices of Charles Frigerio, PC for legal services related to Justin Scott v. City of Austin et al, Cause No. 1:16-cv-1287-RP in the United States District Court for the Western District of Texas in an amount of \$53,550 for a total contract amount not to exceed \$86,000.

**Strategic Outcome(s):** Government That Works For All.

## **Management Services**

19. Authorize negotiation and execution of an interlocal agreement with the Austin Transit Partnership to provide funding for the City of Austin Project Connect Office, in support of Project Connect. Related to Item #20.

**Strategic Outcome(s):** Mobility.

20. Approve an ordinance amending the Fiscal Year 2020-2021 Management Services Department Operating Budget Special Revenue Fund (Ordinance No. 20200812-001) to accept and appropriate \$400,000 from the Austin Transit Partnership and increase the number of authorized positions by four in support of the creation and establishment of the City's Project Connect Office, related to support and coordination of Project Connect. Related to Item #19.

**Strategic Outcome(s):** Mobility.

## **Office of Real Estate Services**

21. Authorize negotiation and execution of an Amendment to the Lease Agreement with LX-Northbluff Center L.P., for the City to occupy the property located at 6801 South IH-35, Suites 1-I and 1-J for an amended term of 24-months with one 12-month option to extend, in an amount not to exceed \$307,192.

**Strategic Outcome(s):** Health and Environment.

**District(s):** District 2

22. Authorize negotiation and execution of all documents and instruments necessary or desirable for the acquisition of approximately 4.2 acres, more or less, in fee simple, being a portion of Lot 1 Wattinger Acres Section Two, a subdivision in Travis County, Texas, according to the map or plat thereof recorded in Volume 81, Page 75, of the Plat Records of Travis County, Texas, and being a portion of 1.67 acres of land, more or less, out of the William Cannon League, in Travis County, Texas, being the same tract described in General Warranty Deed recorded in Document Number 2000001726 of the Official Public Records of Travis County, Texas, generally located at 1212 West Slaughter Lane, Austin, Texas from the Austin Housing Finance Corporation, for a total amount not to exceed \$4,267,044 including closing costs.

**Strategic Outcome(s):** Health and Environment.

**District(s):** District 5

23. Authorize negotiation and execution of all documents and instruments necessary or desirable for the acquisition of approximately 2.48 acres, more or less, in fee simple, situated in the George J. Neil

Survey No.1, Abstract No. 586, Travis County, Texas, generally located at 1127 Tillery Street, Austin, Texas from the Austin Housing Finance Corporation, for a total amount not to exceed \$784,202 including closing costs.

**Strategic Outcome(s):** Health and Environment.

**District(s):** District 3

## **Police**

24. Approve an ordinance creating temporary navigation control zones on Lake Austin during the PGA Tour World Golf Championships-Dell Technologies Match Play event, and creating an offense.

**Strategic Outcome(s):** Safety

**District(s):** District 10

## **Public Health**

25. Ratify Amendment No. 6 to an interlocal agreement with Austin Independent School District for the operation and maintenance of an integrated case management software system to track and reduce chronic absenteeism to add four 12-month extension options beginning February 1, 2021 each in an amount not to exceed \$15,000, for a revised total agreement amount not to exceed \$150,000.

**Strategic Outcome(s):** Health and Environment.

26. Authorize negotiation and execution of an interlocal agreement with Del Valle Independent School District to provide space on school premises for healthy adolescent services for high school students and their families for a 12-month term with four additional 12-month renewal options with each party providing in-kind services.

**Strategic Outcome(s):** Health and Environment, Economic Opportunity.

27. Authorize negotiation and execution of Amendment No. 1 to an agreement with Family Eldercare, Inc. to provide mobile hygiene services to people experiencing homelessness in the Austin/Travis County area to extend the term of the agreement through September 30, 2021 and add one-time funding in an amount not to exceed \$287,300, for a revised total agreement amount not to exceed \$574,600.

**Strategic Outcome(s):**

Economic Opportunity and Affordability.

28. Approve an ordinance amending the Fiscal Year 2020-2021 Austin Public Health Department Operating Budget Special Revenue Fund (Ordinance No. 20200812-001) to accept and appropriate \$265,628 in grant funds from the Texas Department of State Health Services for the Immunization Outreach Grant Program to increase and enhance logistical and clinical support for the immunization program in its goal to prevent the spread of the COVID-19 virus within Travis County.

**Strategic Outcome(s):** Health and Environment.

29. Authorize negotiation and execution of Amendment No. 1 to the agreement with Jane's Due Process to provide logistical support services for abortion access to add one-time funding in an amount not to exceed \$100,000 and two 12-month extension options each in an amount not to exceed \$150,000, for a revised total agreement amount not to exceed \$550,000.

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

## **Public Works**

30. Authorize negotiation and execution of an Advance Funding Agreement with Travis County for the relocation and adjustment of existing water lines and appurtenances in conflict with the Travis County Old Manor Road Project in the amount of \$682,295.00 plus a 10% contingency of \$68,229.50 for a total amount not to exceed \$750,524.50.

**Strategic Outcome(s):** Mobility.

## **Purchasing Office**

31. Authorize amendments to the existing contracts to provide continued security guard services, with Champion National Security, Inc.; Securitas Security Services USA Inc.; and Whelan Security Co.; for an increase in the amount of \$5,750,000, and to exercise the last one-year extension options, for revised contract amounts not to exceed \$23,902,042, divided among the contractors.

(Note: These contracts were 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 contract, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established).

**Strategic Outcome(s):** Safety.

32. Authorize amendments to the existing contracts with American Facilities Services, Inc. and BHW Operating Company LP, for continued custodial services, for an increase in the amount of \$1,800,000, and to extend the terms by two years, for revised contract amounts not to exceed \$4,700,000, divided between the contractors.

(Note: These contracts were 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 these contracts, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

**Strategic Outcome(s):** Safety.

33. Authorize negotiation and execution of a cooperative contract with Freeit Data Solutions, Inc., for information technology professional services for the Advanced Distribution Management System and Supervisory Control and Data Acquisition Energy Management System, for a term of five years in an amount not to exceed \$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).

**Strategic Outcome(s):** Government That Works for All.

34. Authorize an amendment to an existing cooperative contract with Insight Public Sector Inc. D/B/A Insight Public Sector, to continue the Adobe Enterprise License Agreement and related services, for

an increase in the amount of \$1,300,000 and to extend the term by three years, for a revised total contract amount not to exceed \$1,741,563.

(Note: This amendment 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 amendment, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

**Strategic Outcome(s):** Government That Works for All.

35. Authorize award of eight contracts for COVID-19 temperature screening services, with InGenesis, Inc.; Arch Staffing and Consulting, LLC; Donald L Mooney Enterprises, LLC; Acadia Workforce Inc.; Protouch Nurses, Inc.; Ascend National LLC; Capitol Medical Service, LLC; and First Medical Response of Texas Inc., each for a term of six months or until the contract amounts are expended, in an amount not to exceed \$3,700,000, divided among the contractors.

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

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

36. Authorize award of a contract with Paradigm Traffic Systems, Inc. D/B/A Paradigm Traffic Systems, to provide radar detection, for a term of five years in an amount not to exceed \$10,125,000.

(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).

**Strategic Outcome(s):** Mobility.

37. Authorize negotiation and execution of a cooperative contract with TechCenter Design Inc. (WBE), to provide specialized services and installation of equipment to improve four control rooms, in the amount of \$738,619.

(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).

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

38. Ratify a contract with Workplace Resource LLC D/B/A Workplace Resource, to provide COVID-19 pandemic office upgrades for the Austin Public Health Department, Environmental Health Services Division's public facing offices, in the amount of \$76,786.

(Note: This contract is exempt from the City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting opportunities).

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

39. Authorize award of a contract with Expert Relocation Services, LLC, to provide citywide moving and relocation services, for a term of two years for a total contract amount not to exceed \$3,057,400.

(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.

40. Authorize award of a multi-term contract with Enterprise Professional Services, Inc. D/B/A EPSI, 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 \$1,232,000.

(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. However, the recommended contractor identified subcontracting opportunities).

**Strategic Outcome(s):** Health and Environment; Safety.

### **Transportation - Mobility Bond**

41. Approve a resolution declaring the City's official intent to reimburse itself from proceeds of general obligation bonds to be issued for transportation and mobility-related expenditures related to the general obligation bonds projects approved by the voters in 2020 in the total amount of \$460,000,000. Related to Items #42 and #43.

**Strategic Outcome(s):** Mobility; Safety

42. Approve an ordinance amending the Fiscal Year 2020-2021 Austin Transportation Department Capital Budget (Ordinance No. 20200812-001) to increase appropriations by \$239,000,000; and amending the Fiscal Year 2020-2021 Public Works Department Capital Budget (Ordinance No. 20200812-001) to increase appropriations by \$221,000,000, to design, construct and reconstruct sidewalks, urban trails, bikeways, bridges, roads, streets, intersections, and related utility and drainage infrastructure for roads and streets; improving traffic signal synchronization, communications and control systems and acquiring and installing traffic signals and related technology to implement traffic safety and traffic fatality reduction strategies. Related to Items #41 and #43.

**Strategic Outcome(s):** Mobility; Safety

43. Approve an ordinance amending the Fiscal Year 2020-2021 Austin Transportation Department Operating Budget (Ordinance No. 20200812-001) to increase appropriations by \$215,941 and to increase the number of authorized staff positions by 27 full-time equivalents to support the 2020 General Obligation Transportation and Mobility Bonds; and amending the Public Works Department Operating Budget (Ordinance No. 20200812-001) to increase appropriations by

\$439,081 and to increase the number of authorized staff positions by eight full-time equivalents to support the 2020 General Obligation Transportation and Mobility Bonds. Related to Items #41 and #42.

**Strategic Outcome(s):**

Mobility; Safety

**Watershed Protection Department**

44. Authorize negotiation and execution of an interlocal agreement with the Central Texas Regional Mobility Authority for construction of a streambank stabilization project in Boggy Creek that will control channel erosion and protect a portion of the Southern Walnut Creek Trail. Related to Item #45.

**Strategic Outcome(s):** Mobility; Safety; Government that Works for All.

**District(s):** District 1; District 3

45. Approve a resolution authorizing the negotiation and execution of a Multiple Use Agreement with the Texas Department of Transportation (TxDOT) for construction of a streambank stabilization project within TxDOT's right-of-way at US Hwy 183 where the highway crosses Boggy Creek. Related to item # 44.

**Strategic Outcome(s):** Mobility; Safety; Government that Works for All..

**District(s):** District 1; District 3

**Item(s) from Council**

46. 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.

47. Approve a resolution directing the City Manager to draft an ordinance for Council consideration waiving up to \$23,000 in fees for the installation of 46 lampposts along Congress Avenue from Riverside to 11th Street by the Downtown Austin Alliance Foundation in March 2021.

**Sponsors:** Council Member Kathie Tovo, Council Member Leslie Pool, Council Member Vanessa Fuentes, Mayor Pro Tem Natasha Harper-Madison, and Mayor Steve Adler

48. Approve a resolution directing the City Manager to engage the Texas Department of Transportation (TxDOT) regarding the Interstate 35 corridor project that will bisect the City, engage in public communications and outreach to ensure robust public engagement with TxDOT, and initiate collaboration with other agencies and jurisdictions regarding the project.

**Sponsors:** Council Member Ann Kitchen, Council Member Kathie Tovo, Mayor Pro Tem Natasha Harper-Madison, Council Member Vanessa Fuentes, and Council Member Sabino "Pio" Renteria

**Non-Consent**

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

49. Approve amendments to the bylaws for the Airport Advisory Commission.

**Sponsors:** Audit and Finance Committee

**Strategic Outcome(s):**

### **Austin Housing and Finance Corporation Meeting**

50. The Mayor will recess the City Council meeting to conduct a Board of Directors' Meeting of the Austin Housing Finance Corporation. Following adjournment of the AHFC Board meeting the City Council will reconvene. (The AHFC agenda is temporarily located at <http://austintexas.gov/department/city-council/2021/20210218-ahfc.htm>)

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

51. Conduct a public hearing and approve an ordinance granting additional floor-to-area entitlements to the project at 60 East Avenue and 61 and 69 Rainey Street in accordance with the Downtown Density Bonus Program under City Code Section 25-2-586(B)(6).

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

**District(s):** District 9

52. Conduct a public hearing and approve second and third readings of an ordinance to grant additional floor-to-area entitlements to the project at 84 North Interstate Hwy 35 in accordance with the Downtown Density Bonus Program under 25-2-586 (B)(6).

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

**District(s):** District 9

### **Executive Session**

53. Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
54. Discuss legal issues involved with lawsuits and claims related to Austin Police Department during the protests that occurred on May 30 and 31, 2020 (Private consultation with legal counsel - Section 551.071 of the Government Code).
55. Deliberate the duties, assignments, and performance of the City Clerk (Personnel matters - Section 551.074 of the Government Code).
56. Deliberate the duties, assignments, and performance of the City Auditor (Personnel matters - Section 551.074 of the Government Code).
57. Deliberate the duties, assignments, and performance of the Municipal Court Clerk (Personnel matters - Section 551.074 of the Government Code).
58. Deliberate the duties, assignments, and performance of the City Manager (Personnel matters - Section 551.074 of the Government Code).

### **Zoning and Neighborhood Plan Amendments (Public Hearings and Possible Action)**

59. C14-2020-0138 - TCR McKinney Falls - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning property locally known as 8201 Thaxton Road (Marble Creek Watershed). Applicant's Request: To zone from unzoned to townhouse and condominium residence (SF-6) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant townhouse and condominium residence (SF-6) district zoning. Owner: Philip Boghosian, as Trustee of the Philip Boghosian Living Trust. Agent: Husch Blackwell LLP (Micah King). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 2

60. C14-2020-0122 The Villas at Pioneer Hill South Side - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 10017- 1/2 Dessau Road (Walnut Creek Watersheds). Applicant's Request: To rezone from community commercial-conditional overlay (GR-CO) combining district zoning and limited industrial services-conditional overlay (LI-CO) combining district zoning to multifamily residence medium density (MF-3) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant multifamily residence medium density-conditional overlay (MF-3-CO) combining district zoning. Owner/Applicant: Continental Homes of Texas LP (Adib Khoury). Agent: Pape-Dawson Engineers (Terry Reynolds). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 1

61. C14-2020-0123 The Villas at Pioneer Hill North Side - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1500 - 1/2 Arborside Drive (Walnut Creek Watersheds). Applicant's Request: To rezone from community commercial-conditional overlay (GR-CO) combining district to multifamily residence medium density (MF-3) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant multifamily residence medium density-conditional overlay (MF-3-CO) combining district zoning. Owner/Applicant: Continental Homes of Texas LP (Adib Khoury). Agent: Pape-Dawson Engineers (Terry Reynolds). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 1

62. NPA-2020-0005.01 -Montopolis Acres - Conduct a public hearing and approve an ordinance amending Ordinance No. 010927-05 the Montopolis Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 1013 and 1017 Montopolis Drive (Country Club East/Carson Creek Watershed) from Single Family to Multifamily land use. Staff Recommendation and Planning Commission Recommendation: To grant Multifamily land use. Owner/Applicant: Montopolis Acres, LP. Agent: Thrower Design (Ron Thrower and Victoria Haase). City Staff: Maureen Meredith, Housing and Planning Department, (512) 974-2695.

District(s): District 3

63. C14-2020-0029 - Montopolis Acres Rezoning - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1013 and 1017 Montopolis Drive (Carson Creek Watershed). Applicant Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to multifamily residence highest density-neighborhood plan (MF-6-NP) combining district zoning, as amended. Staff recommendation: To grant multifamily residence medium density-neighborhood plan (MF-3-NP)

combining district. Planning Commission Recommendation: To grant Multifamily residence-moderate-high density-neighborhood plan (MF-4-NP) combining district zoning. Owner/Applicant: Montopolis Acres LP. Agent: Thrower Design (A. Ron Thrower & Victoria Haase). City Staff: Kate Clark, 512-974-1237.

**District(s):** District 3

64. NPA-2020-0025.01 -Thomas Springs/Office Warehouse- Council District 8 - Conduct a public hearing and approve an ordinance amending Ordinance No. 20081211-096 the Oak Hill Combined (West Oak Hill) 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 7815 Thomas Springs Road (Barton Springs Zone Watershed) from Rural Residential to Commercial and Single Family land use. Staff Recommendation and Planning Commission Recommendation: To grant Commercial and Single Family land use. Owner/Applicant: Loco Grande Enterprises, LLC (Brandon Brydson). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Maureen Meredith, Housing and Planning Department, (512) 974-2695.

**District(s):** District 8

65. C14-2020-0102 - Thomas Springs Office/Warehouse - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning a property locally known as 7815 Thomas Springs Road (Williamson Creek Watershed). Applicant Request: To rezone from rural residence-neighborhood plan (RR-NP) combining district zoning to warehouse limited office-neighborhood plan (W/LO-NP) combining district zoning for Tract 1 and family residence-neighborhood plan (SF-3-NP) combining district zoning for Tract 2, as amended. Staff Recommendation and Planning Commission Recommendation: To grant warehouse limited office-neighborhood plan (W/LO-NP) combining district zoning for Tract 1 and family residence-neighborhood plan (SF-3-NP) combining district zoning for Tract 2. Owner: Loco Grande Enterprises LLC (Brandon Brydson). Applicant: Alice Glasco Consulting (Alice Glasco). City Staff: Kate Clark, 512-974-1237. A valid petition has been filed in opposition to this rezoning request.

**District(s):** District 8

66. C14-2020-0121 - Holland Stone - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1105 Matthews Lane (South Boggy Creek Watershed). Applicant's Request: To rezone from development reserve (DR) district zoning to urban family residence (SF-5) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant urban family residence (SF-5) district zoning. Owner/Applicant: Bart Van Cromvoirt. Agent: Sandlin Services, LLC, (Nick Sandlin, P.E.). City Staff: Mark Graham, 512-974-3574.

**District(s):** District 8

67. C14-2020-0135.SH Lott Avenue -Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 5000, 5001, 5002, 5004, 5005, 5006, 5008, 5009, 5100, 5101, 5102, 5103, 5104, and 5106 Lightfield Lane; and Lightfield Lane (Lot 10, Block B), and 1160, 1162, 1164, and 1166 Mason Avenue (all formerly known as 4908 Lott Avenue) (Fort Branch Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to townhouse condominium residence-neighborhood plan (SF-6-NP) combining

district zoning. Staff Recommendation: To grant townhouse condominium residence-conditional overlay-neighborhood plan (SF-6-CO-NP) combining district zoning. Planning Commission Recommendation: To be reviewed February 9, 2021. Owner/Applicant: 4908 Lott Holdings, LLC / GMJ Real Estate Investments, LLC (Matt McDonnell). Agent: Armbrust and Brown, PLLC (Michael Whallen). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 1

68. NPA-2021-0015.04.SH -Lott Avenue -Conduct a public hearing and approve an ordinance amending Ordinance No. 20021107-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 a property locally known as 5000, 5001, 5002, 5004, 5005, 5006, 5008, 5009, 5100, 5101, 5102, 5103, 5104, and 5106 Lightfield Lane; and Lightfield Lane (Lot 10, Block B), and 1160, 1162, 1164, and 1166 Mason Avenue (all formerly known as 4908 Lott Avenue) (Fort Branch Watershed) from Single Family to Higher Density Single Family land use. Staff Recommendation: To approve Higher Density Single Family land use. Planning Commission Recommendation: To be reviewed February 9, 2021. Owner/Applicant: 4908 Lott Holdings, LLC (GMJ Real Estate Investments, LLC) (Matt McDonnell) Agent: Armbrust & Brown, PLLC (Michael J. Whellan). City Staff: Jeff Engstrom, (512) 974-1621.

District(s): District 1

69. C14-2020-0116 - 10304 Old San Antonio Road - Conduct a public hearing and approve second and third readings of an ordinance amending City Code Title 25 by zoning property locally known as 10304 Old San Antonio Road (Slaughter Creek Watershed). Applicant's Request: To zone from interim-rural residence (I-RR) district zoning to multifamily residence-low density (MF-2) district zoning. First Reading approved on January 27, 2021. Vote: 10-0, Council Member Casar was off the dais. Owners/Applicants: Bernadette M. Rainosek, Frank A. Miller, and Walter John Miller. Agent: McLean & Howard, LLP (Jeffrey S. Howard). City Staff: Wendy Rhoades, Housing and Planning Department, 512-974-7719.

District(s): District 5

## Consent Agenda

### Economic Development Department

70. Approve a resolution adopting the Equitable Chamber Funding Report and its findings supporting the base equitable funding model and methodology for contracting and funding the local chambers of commerce.

Strategic Outcome(s): Economic Opportunity and Affordability and Cultural and Learning Opportunities.

### Management Services

71. Approve an ordinance amending the Fiscal Year 2020-2021 Management Services Department's Equity Office Operating Budget Special Revenue Fund (Ordinance No. 20200812-001) to accept and appropriate \$75,000 from Living Cities to build on the work already underway, including but not limited to competency building for staff so that a racial equity analysis is applied to all of the City's work.

Strategic Outcome(s): Economic Opportunity and Affordability.

## Non-Consent

### Public Hearings and Possible Actions

72. Conduct a public hearing and consider an amendment to Ordinance No. 20191114-068 to recognize other local incentives and economic development tools available to qualifying enterprise zone projects.
73. Conduct a public hearing and consider an ordinance for the full-purpose annexation of approximately 24 acres located in Travis County near 8201 Thaxton Road, and authorize negotiation and execution of a written agreement with the owner of the land for the provision of services. The property is adjacent to Austin Council District 2.
74. Conduct a public hearing and approve second and third readings of an ordinance granting additional floor-to-area entitlements to the project at 82 and 84 North IH-35 Service Road Southbound in accordance with the Downtown Density Bonus Program under City Code Section 25-2-586 (B) (6).

District(s): District 9