

**AUSTIN CITY COUNCIL
MINUTES****REGULAR MEETING
THURSDAY, AUGUST 26, 2021**

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, August 26, 2021 in the Council Chambers of City Hall, 301 W. 2nd Street, Austin, Texas.

Mayor Adler called the Council Meeting to order at 10:08 a.m. Mayor Pro Tem Harper-Madison, Council Member Ellis, Council Member Kitchen, Council Member Renteria, Council Member Alter, Council Member Pool appeared via videoconference.

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 11:06 a.m. See separate minutes.

67. 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 recessed the Board of Directors' Meeting of the Austin Housing Finance Corporation at 11:09 a.m.

Mayor Adler reconvened the Council Meeting at 11:09 a.m.

CONSENT AGENDA

1. Approve the minutes of the Austin City Council regular meeting of June 10, 2021, work session of July 27, 2021, regular meeting of July 29, 2021, budget work session of August 3, 2021, special called of August 3, 2021, and budget work session of August 5, 2021.
The motion to approve the minutes of the Austin City Council regular meeting of June 10, 2021, work session of July 27, 2021, regular meeting of July 29, 2021, budget work session of August 3, 2021, special called of August 3, 2021 and budget work session of August 5, 2021 was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

2. Authorize negotiation and execution of an amendment to the interlocal agreement with Travis County for water line relocation and adjustments on Elroy Road between McAngus Road and Kellam Road for design and construction costs in the amount of \$220,375.67, for a total contract not to exceed \$416,762.67. Strategic Outcome(s): Health and Environment.
The motion authorizing the negotiation and execution of an amendment to the interlocal agreement with Travis was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.
3. Authorize negotiation and execution of a cost reimbursement agreement with Stillwater Capital Investments, LLC for the City to reimburse the developer in an amount not to exceed \$1,930,850 for costs associated with the design and construction of an oversized lift station and force main related to Service Extension Request No. 5078 that will provide wastewater service to a proposed residential development located at 13338 Old San Antonio Road. Strategic Outcome(s): Government that Works for All.
The motion authorizing the negotiation and execution of a cost reimbursement agreement with Stillwater Capital Investments, LLC was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.
4. Approve Service Extension Request No. 4652 for wastewater service to a 34.4 acre tract located at 11213 FM 620 within the Drinking Water Protection Zone, partially within the City's Full-Purpose Jurisdiction, partially within the City's 2-mile Extra-Territorial Jurisdiction, and Austin Water's service area. Strategic Outcome(s): Government that Works for All.
The item was postponed to September 30, 2021 per Changes and Corrections.
5. Authorize award and execution of a construction contract with PGC General Contractors, LLC., for the Facilities - Emergency and Lift Station 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 7.19% MBE and 1.48% WBE participation.] Strategic Outcome(s): Health and Environment.
The motion authorizing the award and execution of a construction contract with PGC General Contractors, LLC, was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.
6. Authorize award and execution of a construction contract with DeNucci Constructors LLC, for the Meadow Lake Blvd. Street Extension project in the amount of \$2,499,981.60 plus a \$249,998.16 contingency, for a total contract amount not to exceed \$2,749,979.76. [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 10.16% MBE and 1.28% WBE participation.] District(s) Affected: District 2. Strategic Outcome(s): Safety, Mobility, Government that Works for All.
The motion authorizing the award and execution of a construction contract with DeNucci Constructors LLC, was approved on consent on Council Member Pool's motion, Council

Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

7. Authorize award and execution of a construction contract with Austin Underground, Inc. (MBE) for the Springdale and 290 Water Line Improvements project in the amount of \$6,437,898 plus a \$643,789.80 contingency, for a total contract amount not to exceed \$7,081,687.80. [Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 98.34% MBE and 1.65% WBE participation.] District(s) Affected: District 1. Strategic Outcome(s): Health and Environment.

The motion authorizing the award and execution of a construction contract with Austin Underground, Inc. was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

8. Authorize negotiation and execution of a U.S. Department of Housing and Urban Development Section 108 Family Business Loan with Salvadanaio LLC for purchase of Asti Trattoria and related assets of a business located at 408 E. 43rd Street, Suite C, Austin, Texas 78751, in an amount not to exceed \$232,000.00. District(s) Affected: District 9. Strategic Outcome(s): Economic Opportunity and Affordability.

The motion authorizing the negotiation and execution of a U.S. Department of Housing and Urban Development Section 108 Family Business Loan with Salvadanaio LLC was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

9. Authorize negotiation and execution of an exclusive negotiation agreement with 3423 Holdings, LLC for terms governing a master developer contract for the redevelopment of 6909 Ryan Drive, known as the Ryan Drive Site. District(s) Affected: District 7. Strategic Outcome(s): Economic Opportunity and Affordability, Government that Works for All.

The motion authorizing the negotiation and execution of an exclusive negotiation agreement with 3423 Holdings, LLC was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

10. 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. Strategic Outcome(s): Safety.

The motion approving the 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 was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

11. Authorize execution of an interlocal agreement with the City of Galveston, for the City of Austin to provide temporary emergency shelter for City of Galveston evacuees during a mandatory evacuation. Strategic Outcome(s): Safety, Health and Environment.
The motion authorizing the execution of an interlocal agreement with the City of Galveston was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.
12. Authorize a fee-in-lieu of on-site affordable housing for a proposed commercial development located at or near 1603 East 7th Street, Austin, Texas 78702, that is subject to the Plaza Saltillo Transit Oriented Development (TOD) Regulating Plan. District(s) Affected: District 3. Strategic Outcome(s): Economic Opportunity and Affordability.
The motion to postpone to September 2, 2021 was approved on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.
13. Authorize negotiation and execution of a one-year service agreement with the Austin Housing Finance Corporation to manage and operate various housing programs on the City's behalf during Fiscal Year 2021-2022 to be funded by United States Department of Housing and Urban Development funds and local housing funds in an amount not to exceed \$105,739,134. Strategic Outcome(s): Economic Opportunity and Affordability.
The item was withdrawn per Changes and Corrections.
14. Ratify an agreement and authorize negotiation and execution of an amendment to the agreement with Travis County to avoid the duplication of benefits in implementing the Emergency Rental Assistance program. Strategic Outcome(s): Economic Opportunity and Affordability.
The motion to ratify an agreement and authorize the negotiation and execution of an amendment to the agreement with Travis County was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.
15. Authorize negotiation and execution of an amendment to the legal services agreement with Winstead PC for representation regarding negotiations related to the Airport Expansion and Development Program in the amount of \$185,000, for a total contract amount not to exceed \$247,000. Strategic Outcome(s): Government that Works for All.
The motion authorizing the negotiation and execution of an amendment to the legal services agreement with Winstead PC was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.
16. Approve a settlement in Jolana Lee Rivas v. City of Austin et al, Cause No. 19-1314-C395, in the 395th Judicial District Court of Williamson County, Texas. Strategic Outcome(s): Government that Works for All.
The motion to settle the above referenced lawsuit, by the City paying \$150,000 to Jolana Lee Rivas was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

17. Authorize negotiation and execution of all documents and instruments necessary or desirable to acquire approximately 0.014 of an acre (approximately 600 square feet) of land for a Permanent Drainage Easement in the amount of \$66,700, including closing costs, being situated in the Isaac Decker League Survey No. 20 in the City of Austin, Travis County Texas, being out of a 7,226 square feet tract which is a portion of Lot 31, Del Crest Addition, of record in Volume 4, Page 68, Plat Records of Travis County Texas, said 7,226 square feet tract being described in that certain Correction Instrument As To A Recorded Original Instrument recorded in Document Number 2014108289, Official Public Records of Travis County, Texas, said Permanent Drainage Easement to be located on property owned by Harrison David Sonntag and Danielle Margaret Colette Sonntag f/k/a Danielle Margaret Colette Jackson which has the address of 2215 Iva Lane, Austin, Texas 78704. District(s) Affected: District 5. Strategic Outcome(s): Health and Environment.

The motion authorizing the negotiation and execution of all documents and instruments necessary or desirable to acquire approximately 0.014 of an acre (approximately 600 square feet) of land was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

18. Authorize the negotiation and execution of an amended and restated lease extending the term for 84 months, with one 84-month renewal option, for approximately 7,174 square feet of office space at the Snell Building, Suites 200 and 250, located at 1050 E. 11th St., with Eleven East Corp., a Texas non-profit corporation, in an amount not to exceed \$2,307,934.18. District(s) Affected: District 1. Strategic Outcome(s): Economic Opportunity and Affordability.

The motion authorizing the negotiation and execution of an amended and restated lease extending the term for 84 months, with one 84-month renewal option, for approximately 7,174 square feet of office space was approved on consent on Council Member Pool's motion, Council Member Tovo's second on an 8-0 vote. Council Member Alter abstained. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

19. Authorize the negotiation and execution of all documents and instruments necessary or desirable for the sale of approximately 2.594 acres in fee simple, more or less, being a portion of approximately 0.48 of an acre of land being out of and a portion of Lots Two (2), Three (3) and Fourteen (14), Block 1, Crest Haven Addition, being a portion of Lot Thirteen (13), and the East Thirty feet (E.30') of Lot One (1), Block 1, Crest Haven Addition, and being a portion of approximately 1.269 acres of land being out of and a portion of Lots Two (2), Three (3), and Four (4), Block 1, Crest Haven Addition, according to map or plat thereof recorded in Volume 502, Page 425, of the Deed Records of Travis County, Texas, generally located at 3511 Manor Road, Austin, Texas, to the Austin Housing Finance Corporation, for a total amount not to exceed \$800,000 including closing costs. District(s) Affected: District 1. Strategic Outcome(s): Health and Environment.

The motion authorizing the negotiation and execution of all documents and instruments necessary or desirable for the sale of approximately 2.594 acres was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

20. Authorize the negotiation and execution of a fifth amendment to the lease agreement extending the term for 60 months, with one 60-month extension option, with LCG Techni Center, LLC, a

Delaware limited liability company, for the continued operation of a warehouse space for approximately 5,000 square feet, located at 6014 Techni Center Dr., Suite 102, in an amount not to exceed \$242,400. District(s) Affected: District 1. Strategic Outcome(s): Economic Opportunity and Affordability.

The motion authorizing the negotiation and execution of a fifth amendment to the lease agreement with LCG Techni Center, LLC was approved on consent on Council Member Pool's motion, Council Member Tovo's second on an 8-0 vote. Council Member Alter abstained. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

21. Authorize negotiation and execution of Amendment No. 8 to an agreement with Family Eldercare to assist seniors to maintain dignity, independent living, and household stability by providing physical, mental, and financial wellness support services, to increase funding in an amount not to exceed \$125,308 in one-time funds for the current term and add two twelve-month extension options each in an amount not to exceed \$390,325, for a revised total agreement amount not to exceed \$3,345,614. Strategic Outcome(s): Economic Opportunity and Affordability.

The motion authorizing the negotiation and execution of Amendment No. 8 to an agreement with Family Eldercare was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

Direction was given to Staff to record the data that is necessary to report on the work being done and how that work can be supported.

Item 22 was pulled for discussion

23. Authorize negotiation and execution of Amendment No. 7 to an agreement with Meals on Wheels, Inc. for the provision of free meals for the elderly and individuals living with disabilities, to add two twelve-month extension options each in an amount not to exceed \$482,700, for a revised total agreement amount not to exceed \$3,827,466. Strategic Outcome(s): Health and Environment.

The motion authorizing the negotiation and execution of Amendment No. 7 to an agreement with Meals on Wheels, Inc. was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-1 vote. Council Member Kelly voted nay. Mayor Pro Tem Harper-Madison was off the dais.

24. Authorize negotiation and execution of Amendment No. 7 to an agreement with Any Baby Can of Austin, Inc. to provide early childhood services to enable families to achieve self-sufficiency, to add two 12-month extension options each in an amount not to exceed \$1,652,316, for a revised total agreement amount not to exceed \$13,101,685. Strategic Outcome(s): Economic Opportunity and Affordability.

The motion authorizing the negotiation and execution of Amendment No. 7 to an agreement with Any Baby Can of Austin, Inc. was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

25. Authorize negotiation and execution of Amendment No. 9 to an agreement with Austin Youth and Community Farm d/b/a Urban Roots for a youth leadership development program, to increase funding in an amount not to exceed \$62,045 for a nine-month term of October 1, 2021 to June 30,

2022, for a revised total agreement amount not to exceed \$473,659. Strategic Outcome(s): Health and Environment.

The motion authorizing the negotiation and execution of Amendment No. 9 to an agreement with Austin Youth and Community Farm doing business as Urban Roots was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

26. Authorize negotiation and execution of Amendment No. 1 to an agreement with WorkSource Greater Austin Area Workforce Board d/b/a Workforce Solutions Capital Area Workforce Board to fund and administer the Child Care Services for Essential Workers for COVID-19 Response to add one-time funds in the amount of \$2,500,000, revise the current term to 36 months by adding 24 months ending on September 30, 2023, and add two additional 12-month extension options ending on September 30, 2025 and one additional nine-month extension option ending on June 30, 2026, for a revised total agreement amount not to exceed \$3,445,170 . Strategic Outcome(s): Economic Opportunity and Affordability.

The motion authorizing the negotiation and execution of Amendment No. 1 to an agreement with WorkSource Greater Austin Area Workforce Board doing business as Workforce Solutions Capital Area Workforce Board was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

27. Authorize negotiation and execution of Amendment No. 7 to an agreement with African American Youth Harvest Foundation to provide health and human services and economic development opportunities to African American youth and historically disadvantaged populations residing in Austin and/or Travis County, to add one nine-month extension option beginning October 1, 2021 in an amount not to exceed \$136,094, for a revised total agreement amount not to exceed \$1,386,379. Strategic Outcome(s): Health and Environment.

The motion authorizing the negotiation and execution of Amendment No. 7 to an agreement with African American Youth Harvest Foundation was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

Item 28 was pulled for discussion

29. Authorize negotiation and execution of Amendment No. 11 to an agreement with African American Youth Harvest Foundation to provide increased access to resources that promote self-sufficiency for youth and families to add one nine-month extension option beginning October 1, 2021, in an amount not to exceed \$62,521, for a revised total agreement amount not to exceed \$631,798. Strategic Outcome(s): Health and Environment.

The motion authorizing the negotiation and execution of Amendment No. 11 to an agreement with African American Youth Harvest Foundation was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

30. Authorize negotiation and execution of Amendment No. 8 to an agreement with Creative Action to provide funding for a youth arts program, to add one nine-month extension option beginning October 1, 2021 in an amount not to exceed \$235,061, for a revised total agreement amount not to exceed \$2,093,388. Strategic Outcome(s): Health and Environment.

The motion authorizing the negotiation and execution of Amendment No. 8 to an agreement with Creative Action was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

31. 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 an additional \$696,602 in grant funds from the Texas Department of Housing and Community Affairs for the Homeless Housing and Services Program and the Homeless Housing and Services Program Youth Set-Aside. Related to Item #32. Strategic Outcome(s): Health and Environment.

Ordinance No. 20210826-031 was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

Direction was given to Staff to record the data that is necessary to report on the work being done and how that work can be supported.

32. Approve a resolution authorizing the acceptance of grant funding in the amount of \$696,602 from the Texas Department of Housing and Community Affairs for the Homeless Housing and Services Program and the Homeless Housing and Services Program Youth Set-Aside, and the negotiation and execution of a related contract. Related to Item #31. Strategic Outcome(s): Health and Environment.

Resolution No. 20210826-032 was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

33. 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 \$1,250,000 in grant funds from the Texas Department of State Health Services and authorize 5.0 full-time equivalent grant-funded positions, for the COVID-19 Public Health Workforce Expansion Grant. Strategic Outcome(s): Health and Environment.

Ordinance No. 20210826-033 was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

34. Authorize negotiation and execution of an advance funding agreement with the Texas Department of Transportation (TxDOT) for relocation and adjustments of existing water and wastewater lines and appurtenances in conflict with TxDOT's Loop 360 at Westlake Roadway Project in the amount of \$7,010,054.00 plus a 10% contingency of \$701,005.40 for a total amount not to exceed \$7,711,059.40. District(s) Affected: District 10. Strategic Outcome(s): Health and Environment, Mobility.

The motion authorizing the negotiation and execution of an advance funding agreement with the Texas Department of Transportation (TxDOT) was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

35. Approve a resolution to negotiate and execute a multiple use agreement with the Texas Department of Transportation for the development and construction of Shoal Creek Underpass at RM 2222. District(s) Affected: District 7. Strategic Outcome(s): Mobility.
Resolution No. 20210826-035 was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.
36. Authorize negotiation and execution of a contract with Peerless Mfg. Co., to provide turnkey services to replace ammonia evaporation skids at Sand Hill Energy Center, in an amount not to exceed \$3,200,000. (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 goods and services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established). Strategic Outcome(s): Government that Works for All.
The motion authorizing the negotiation and execution of a contract with Peerless Mfg. Co., was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.
37. Authorize award of a contract with Techline Inc., to provide precast concrete manholes, for a term of five years in an amount not to exceed \$6,250,000. (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, Safety.
The motion authorizing the award of a contract with Techline Inc., was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.
38. Authorize negotiation and execution of a contract with MediaMosaic, Inc. d/b/a The Mosaic Company, for the design and development of an operator training program, for a term of two years in an amount not to exceed \$1,900,000. (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.
The motion authorizing the negotiation and execution of a contract with MediaMosaic, Inc. doing business as The Mosaic Company, was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.
39. Authorize negotiation and execution of a multi-term cooperative contract with Oracle America, Inc., for Oracle Field Service licenses and implementation services, for up to six years for a total contract amount not to exceed \$8,000,000. (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.

August 19, 2021 - Recommended by the Electric Utility Commission on a 7-0 vote with Chair Hopkins and Commissioner Stone absent, and two vacancies.

The motion authorizing the negotiation and execution of a multi-term cooperative contract with Oracle America, Inc., was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

40. Authorize award of a contract with Integrated Environment LLC (MBE), to provide maintenance and repair services of stormwater ponds, for a term of five years for a total contract amount not to exceed \$700,000. (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.

August 19, 2021 - Recommended by the Electric Utility Commission on a 7-0 vote with Chair Hopkins and Commissioner Stone absent, and two vacancies.

The motion authorizing the award of a contract with Integrated Environment LLC (MBE) was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

41. Authorize award of a multi-term contract with ECS Environmental Solutions, to provide installation, removal, and rental of activated carbon-based odor control units, for up to five years for a total contract amount not to exceed \$481,295. (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). Strategic Outcome(s): Health and Environment, Safety.

The motion authorizing the award of a multi-term contract with ECS Environmental Solutions, was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

42. Authorize award of a multi-term contract with Univar Solutions USA Inc., for fluorosilicic acid, for up to five years for a total contract amount not to exceed \$1,550,000. (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): Health and Environment.

The motion authorizing the award of a multi-term contract with Univar Solutions USA Inc., was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

43. Authorize amendments to three existing cooperative contracts with Carrier Corporation, Johnson Controls Inc., and Trane U.S. Inc., for continued chiller systems maintenance, repair, inspection,

and installation, for an increase of \$4,675,000, for revised total contract amounts not to exceed \$12,928,937, divided among the contractors. (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). Strategic Outcome(s): Economic Opportunity and Affordability.

August 19, 2021 - Recommended by the Electric Utility Commission on a 7-0 vote with Chair Hopkins and Commissioner Stone absent, and two vacancies.

The motion authorizing the amendments to three existing cooperative contracts with Carrier Corporation, Johnson Controls Inc., and Trane U.S. Inc., was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

44. Authorize negotiation and execution of a multi-term contract with H3LRS, LLC d/b/a Divided Water Services, to provide routine maintenance and repair of pumps, re-irrigation, and irrigation systems, for up to five years for a total contract amount not to exceed \$2,235,000. (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, Health and Environment.

The motion authorizing the negotiation and execution of a multi-term contract with H3LRS, LLC doing business as Divided Water Services, was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

45. Authorize award of three multi-term contracts with BWI Companies, Inc.; Marubeni America Corporation, d/b/a Helena-Agri Enterprises; N-Gulf LLC d/b/a Ameriturf; to provide pesticides and fertilizers, each for up to five years for total contract amounts not to exceed \$1,625,000, divided among 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): Health and Environment.

The motion authorizing the award of three multi-term contracts with BWI Companies, Inc.; Marubeni America Corporation, doing business as Helena-Agri Enterprises; N-Gulf LLC doing business as Ameriturf, was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

46. Authorize negotiation and execution of a multi-term contract with Industrial Organizational Solutions, Inc., or one of the other qualified offerors to Requests for Proposal 5800 JTH3007, to provide police promotional testing, for up to six years in an amount not to exceed \$814,000. (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, Government that Works for All.

The motion authorizing the negotiation and execution of a multi-term contract with Industrial Organizational Solutions, Inc., was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

47. Authorize negotiation and execution of a cooperative contract with Facilities Solutions Group Inc., for the purchase and installation of a new Austin Convention Center marquee, in an amount not to exceed \$105,143. (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). Strategic Outcome(s): Economic Opportunity and Affordability, Safety, Health and Environment.

The motion authorizing the negotiation and execution of a cooperative contract with Facilities Solutions Group Inc., was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-1 vote. Council Member Kelly voted nay. Mayor Pro Tem Harper-Madison was off the dais.

Item 48 was pulled for discussion

49. Authorize negotiation and execution of a contract with J P Morgan Chase Bank to provide bank depository services, for a term of five years in an amount not to exceed \$2,600,000. (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.

The motion authorizing the negotiation and execution of a contract with J P Morgan Chase Bank, was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

50. Authorize award of a multi-term contract with Airgas Inc. d/b/a Airgas USA LLC to provide compressed medical grade oxygen services, for up to five years for a total contract amount not to exceed \$815,000. (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): Government that Works for All.

The motion authorizing the award of a multi-term contract with Airgas Inc. doing business as Airgas USA LLC, was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

51. Authorize negotiation and execution of a cooperative contract with Pacific Mobile Structures Inc., to provide a prefabricated modular building, in an amount not to exceed \$277,656. (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). Strategic Outcome(s): Government that Works for All, Mobility, Safety.

The motion authorizing the negotiation and execution of a cooperative contract with Pacific Mobile Structures Inc., was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

52. Approve an ordinance granting ZNET Texas, LP a license for placement of facilities in the public right of way. Strategic Outcome(s): Government that Works for All.

Ordinance No. 20210826-052 was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

Item 53 and 54 were pulled for discussion

55. Approve an ordinance authorizing the issuance and sale of tax-exempt City of Austin Certificates of Obligation, Series 2021, in an amount not to exceed \$43,930,000, in accordance with the parameters set out in the ordinance, authorizing related documents, and approving the payment of the costs of issuance, and all related fees, and providing that the issuance and sale be accomplished not later than February 25, 2022. Strategic Outcome(s): Government that Works for All.

Ordinance No. 20210826-055 was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

56. Approve an ordinance authorizing the issuance and sale of taxable City of Austin Certificates of Obligation, Taxable Series 2021, in an amount not to exceed \$20,525,000, in accordance with the parameters set out in the ordinance, authorizing related documents, and approving the payment of the costs of issuance, and all related fees, and providing that the issuance and sale be accomplished not later than February 25, 2022. Strategic Outcome(s): Government that Works for All.

Ordinance No. 20210826-056 was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

57. Approve an ordinance authorizing the issuance and sale of tax-exempt City of Austin Public Improvement and Refunding Bonds, Series 2021, in a par amount not to exceed \$183,275,000 in accordance with the parameters set out in the ordinance, authorizing related documents, and approving the payment of the costs of issuance, all related fees, and providing that the issuance and sale be accomplished by February 25, 2022. Strategic Outcome(s): Government that Works for All.

Ordinance No. 20210826-057 was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

58. Approve an ordinance authorizing the issuance and sale of tax-exempt City of Austin Public Property Finance Contractual Obligations, Series 2021, in an amount not to exceed \$31,930,000 in accordance with the parameters set out in the ordinance, authorizing related documents, and approving the payment of the costs of issuance, and all related fees and providing that the issuance and sale be accomplished not later than February 25, 2022. Strategic Outcome(s): Government that Works for All.
Ordinance No. 20210826-058 was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.
59. Approve an ordinance authorizing the issuance and sale of City of Austin Public Improvement and Refunding Bonds, Taxable Series 2021, in an amount not to exceed \$85,005,000 in accordance with the parameters set out in the ordinance, authorizing related documents, approving the payment of the costs of issuance, and all related fees, and providing that the issuance and sale be accomplished not later than February 25, 2022. Strategic Outcome(s): Government that Works for All.
Ordinance No. 20210826-059 was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.
60. 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.
The following appointments and waivers were approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais:

Nominations**Board/Nominee****Nominated by****College Student Commission**

Pete Cervantes

St. Edward's University

Commission on Veterans Affairs

Maria Brown-Spence

Mayor Adler

Joint Inclusion Committee Commission

Emily De Maria Nicola

Commission on Seniors

Robert Mueller Municipal Airport Plan Implementation Advisory Commission

Donald Martin

Council Member Renteria

Waivers

Approve a waiver of the attendance requirement in Section 2-1-26 of the City Code for the service of Edward Bailey on the Tourism Commission. 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 William Bunch on the Tourism Commission. 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 Michael Cannatti on the Tourism Commission. The waiver includes absences through today's date.

Approve a waiver under Section 2-1-27C of the City Code of the training deadline established by Section 2-1-23(B) of the City Code for the following persons appointed to a City board if the person completes the training required by Section 2-1-23 on or before September 28, 2021:

Juan Muñoz	Construction Advisory Committee
Seneca Savoie	Downtown Austin Community Court Advisory Board

61. Set a public hearing to consider an ordinance regarding floodplain variances for the construction of an office building and associated parking at 1514 W. Koenig Lane within the 25-year and 100-year floodplains of the Hancock Branch Tributary of Shoal Creek. (Suggested date September 30, 2021, at Austin City Hall, 301 West Second Street, Austin, TX). District(s) Affected: District 7. Strategic Outcome(s): Safety.
The public hearing was set for Thursday, September 30, 2021, Austin City Hall, 301 W. 2nd Street, Austin, Texas on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.
62. Set a public hearing to be conducted in accordance with Texas Parks and Wildlife Code Chapter 26 to consider a resolution authorizing a change in use of dedicated parkland, known as Davis White Northeast Neighborhood Park and Southern Walnut Creek Greenbelt, for Austin Water to construct, install, use, maintain, and repair approximately 840 linear feet (51,506 SF) of permanent, subterranean wastewater lines and approximately 6,925 square feet of temporary work area, in order to provide wastewater service to the future East Parke Subdivision. (Suggested date and location: September 30, 2021, Austin City Hall, 301 W. Second Street, Austin, TX). District(s) Affected: District 1. Strategic Outcome(s): Health and Environment, Government that Works for All.
The public hearing was set for Thursday, September 30, 2021, Austin City Hall, 301 W. 2nd Street, Austin, Texas on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.
63. Set a public hearing to consider a resolution authorizing and directing the Director of the Parks and Recreation Department to act on the City's behalf and to work with the National Parks Service and the Texas Parks and Wildlife Department in connection with the Outdoor Recreation Legacy Partnership (ORLP) program and to apply for an ORLP grant for up to \$3,125,000, to be matched by the City, to partially fund the cost of the Montopolis Pool Replacement project. (Suggested date: September 2, 2021, at Austin City Hall, 301 W. Second Street, Austin, TX). District(s) Affected: District 3. Strategic Outcome(s): Health and Environment.

The public hearing was set for Thursday, September 2, 2021, Austin City Hall, 301 W. 2nd Street, Austin, Texas on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

100. 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 \$475,000 in grant funds from the Texas Department of Family and Protective Services for the 78744 Community Youth Development Grant. Related to item 101. Strategic Outcome(s): Health and Environment, Economic Opportunity and Affordability.
Resolution No. 20210826-066 was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

Item 101 and 102 were pulled for discussion

103. Authorize negotiation and execution of an agreement with Cities United to provide consulting services to the Office of Violence Prevention for coaching, capacity building, and developing infrastructure, with a term beginning September 15, 2021 through March 31, 2023, for a total agreement amount not to exceed \$75,000. Strategic Outcome(s): Health and Environment.
The motion authorizing the negotiation and execution of an agreement with Cities United was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.
104. Authorize negotiation and execution of agreements for the provision of violence prevention programs in underserved communities with a term beginning September 15, 2021 and ending September 30, 2022 with the following providers: Young Women's Christian Association of Greater Austin for a total agreement amount not to exceed \$300,000; Council on At-Risk Youth for a total agreement amount not to exceed \$400,000; and Mexic-Arte Museum for a total agreement amount not to exceed \$155,344. Strategic Outcome(s): Health and Environment.
The motion authorizing the negotiation and execution of agreements with Young Women's Christian Association of Greater Austin, Council on At-Risk Youth and Mexic-Arte Museum was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-1 vote. Council Member Kelly voted nay. Mayor Pro Tem Harper-Madison was off the dais.
105. Authorize award of a contract with Overseas Parts Distributing Inc. d/b/a Alamo BMW, to provide police motorcycles, in an amount not to exceed \$361,760. (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): Mobility; Safety.
The motion authorizing the award of a contract with Overseas Parts Distributing Inc. doing business as Alamo BMW, was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

106. Approve a resolution directing the City Manager to establish and implement a procedure for the disposition of surplus medical, public health and safety equipment, supplies, and other materials to sister city Saltillo, Coahuila, Mexico. Council Sponsors: Council Member Sabino 'Pio' Renteria, Mayor Steve Adler, Council Member Gregorio Casar, Mayor Pro Tem Natasha Harper-Madison.

Resolution No. 20210826-106 was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-1 vote. Council Member Kelly voted nay. Mayor Pro Tem Harper-Madison was off the dais.

107. Approve an ordinance authorizing the dedication of 2702 Drury Lane as parkland. Council Sponsors: Council Member Kathie Tovo, Council Member Alison Alter, Council Member Leslie Pool, Council Member Gregorio Casar.

Ordinance No. 20210826-107 was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

Item 108 was pulled for discussion

109. Approve a resolution welcoming Afghan refugees to Austin. Council Sponsors: Mayor Steve Adler, Mayor Pro Tem Natasha Harper-Madison, Council Member Alison Alter, Council Member Leslie Pool, Council Member Gregorio Casar, Council Member Tovo, Council Member Kelly, Council Member Ellis.

Resolution No. 20210826-109 was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

Direction was given to Staff to update the Council on the progress of the exclusive negotiating agreement for the Ryan Drive redevelopment project at an upcoming Council work session before the end of the year.

Additionally, the City of Austin should attempt to secure the following elements in an exclusive negotiating agreement, and update the Council on the progress of the negotiations:

- 1. Continue to position the Ryan Drive Working Group report as the expression of the surrounding community's vision for the Ryan Drive redevelopment.**
- 2. Strive toward Option B in the affordable housing portion, including gaining more permanent supportive housing particularly for families with children, and position the Ryan Drive redevelopment as a model that helps achieve the City's goals for inclusive housing and makes progress on Strategic Housing Blueprint targets.**
- 3. Ensure tenant protections as currently contained within the City's Rental Housing Development Assistance requirements.**
- 4. Allow for profit-sharing for the City beyond a certain internal rate of return once costs are recovered; any profits returned to the City shall be used for a city and community priorities, such as operating subsidies for on-site or nearby affordable childcare facilities.**

5. Coordinate transit access design with the City and other Project Connect partners, to leverage impending redesigns of the North Lamar/Airport intersection that will facilitate the Red and Orange rail lines, BRT, and an improved transit hub at Crestview Station.
 6. Continue to focus on a lease option, rather than purchase, for the Ryan Drive site.
 7. Work toward a parks maintenance plan that establishes the role of the city, developer, and non-profit partners maintaining the park and amenities in a sustainable way.
 8. Work to include in the Exclusive Negotiating Agreement the partners who were listed in the initial proposal and outline the role of each.
 9. Strive to achieve LEED Gold rating or 4-star Green Building standards as possible while achieving the other community benefits.
 10. Commit to multiple City and community engagement events, and collaborate with the Ryan Drive Working Group on a variety of issues pertaining to a Master Development Agreement including,
 - a. Strive for more family-friendly housing units, both market-rate and restricted income, to support the surrounding public schools and add options to families in the central city;
 - b. Explore options for replacing parking space with other uses within the community vision;
 - c. Determine creative site design options that could improve access to the property for the surrounding neighborhoods;
 - d. Work to make the studio and performance spaces for the creative community flexible, and affordable;
 - e. Ensure parkland accessibility for Ryan Drive residents and the surrounding communities;
 - f. Engage the Ryan Drive Working Group to assist with community engagement activities and guide the vision for the project.
110. Approve a resolution directing the City Manager to develop a comprehensive COVID-19 booster shot strategy for inclusion in an updated Capital Area COVID-19 Vaccine Distribution Plan (Plan), a memorandum detailing the needs of City departments involved in its implementation, and an update regarding the COVID-19 Vaccine Distribution Coalition's completed work, future plans, and recommendations on booster shot strategies; and provide Council the updated Plan, memorandum, and update by September 21, 2021 and present all three at the September 28, 2021 Work Session. Council Sponsors: Council Member Vanessa Fuentes, Mayor Steve Adler, Council Member Gregorio Casar, Council Member Alison Alter, Council Member Ann Kitchen. **Resolution No. 20210826-110 was approved on consent on Council Member Pool's motion, Council Member Tovo's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.**

DISCUSSION ITEMS

48. Authorize negotiation and execution of a contract with Film Society of Austin, Inc. d/b/a Austin Film Society, to provide media production training and public access television facilities management, for a term of five years in an amount not to exceed \$4,625,000. (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 required services for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established). Strategic Outcome(s): Culture and Lifelong Learning, Government that Works for All.

The motion authorizing the negotiation and execution of a contract with Film Society of Austin, Inc. d/b/a Austin Film Society, was approved on Council Member Alter's motion, Council Member Kelly's second on a 10-0 vote. Council Member Harper-Madison was off the dais.

CITIZEN COMMUNICATIONS

Paul Robbins- City and budget issues - **Present**

Sadie Pack- City AMI project, I am a subcontractor not getting paid – **Not Present**

Paula Smith- Police Reform – **Not Present**

Carlos Leon- 1) Trust God, Jesus Christ, and the Holy Spirit 24/7 2) CAP METRO issues 3) Mask mandates and forced fake vaccines are immoral, illegal attacks against Humanity – **Not Present**

Mayor Adler recessed the meeting to go into Executive Session at 12:08 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.

111. Conduct a public hearing and approve an ordinance for the full-purpose annexation of approximately 25.0 acres located in Travis County at 11213 N FM 620 Road; and ratify an agreement with the owner of the land for the provision of services. The property is adjacent to Austin Council District 6. Strategic Outcome(s): Government that works for all
Conducted

Mayor Adler reconvened the Council Meeting at 2:13 p.m.

ZONING AND NEIGHBORHOOD PLAN AMENDMENTS

70. C14-2021-0047 - Moore's Crossing Farmhouse, Tract 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 7508 McAngus Road (Dry Creek East Watershed). Applicant's Request: To rezone from single family residence-standard lot (SF-2) district zoning to multifamily residence-moderate-high density (MF-4) district zoning. Staff Recommendation and Planning Commission Recommendation: To grant multifamily residence-moderate-high density-conditional overlay (MF-4-CO) combining district zoning. Owner/Applicant: SR Development Inc. (Bill Gurasich). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 2.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20210826-079 for multifamily residence-moderate-high density-conditional overlay (MF-4-CO) combining district zoning was approved on Council Member Kitchen's motion, Mayor Pro Tem Harper-Madison's second on a 11-0 vote.

71. C14-2021-0089 - Drew Lane Residential - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2414 Drew Lane (Slaughter Creek Watershed). Applicant's Request: To rezone from development reserve (DR) 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. Owner/Applicant: Walton Homes, LLC (Brenda Walton). Agent: Thrower Design, LLC (Victoria Haase). 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. 20210826-071 for family residence (SF-3) district zoning was approved on Council Member Kitchen's motion, Mayor Pro Tem Harper-Madison's second on a 11-0 vote.

72. C14-2021-0095 - Westgate / Davis CS-1 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 8801 West Gate Boulevard; also known as 3008 Davis Lane (South Boggy Creek Watershed). Applicant's Request: To rezone from neighborhood commercial-conditional overlay (LR-CO) combining district zoning to commercial-liquor sales (CS-1) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant commercial-liquor sales (CS-1) district zoning. Owner/Applicant: Westgate / Davis Inc. (Sufian Emmar). Agent: Bennett Consulting (Rodney Bennett). 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. 20210826-072 for commercial-liquor sales (CS-1) district zoning was approved on Council Member Kitchen's motion, Mayor Pro Tem Harper-Madison's second on a 10-1 vote. Council Member Kelly voted nay.

73. NPA-2020-0021.01- Woodland on IH35 -Conduct a public hearing and approve an ordinance amending Ordinance No. 20061116-055, the East Riverside/Oltorf (Riverside) 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 1829 South IH-35 SVRD NB (Harper's Branch Watershed) from Commercial to Multifamily land use. Staff Recommendation: To grant the applicant's request for Multifamily land use. Planning Commission recommendation: To be reviewed on August 10, 2021. Owner/Applicant: Gopal Guthikonda. Thrower Design (Ron Thrower & Victoria Haase). City Staff: Maureen Meredith, Housing and Planning Department, (512) 974-2695. District(s) Affected: District 9.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20210826-073 on first reading only for Multifamily land use was approved on Council Member Kitchen's motion, Mayor Pro Tem Harper-Madison's second on a 11-0 vote.

74. C14-2020-0075 - Woodlands on IH35 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning a property locally known as 1829 South IH-35 Service Road Northbound (Harper's Branch Creek Watershed). Applicant Request: To rezone from community commercial-neighborhood plan (GR-NP) combining district zoning to multifamily

residence highest density-conditional overlay-neighborhood plan (MF-6-CO-NP) combining district zoning, as amended. Staff Recommendation: To grant multifamily residence highest density-conditional overlay-neighborhood plan (MF-6-CO-NP) combining district zoning. Planning Commission Recommendation: Forwarded to Council without a recommendation due to lack of an affirmative vote. Owner/Applicant: Woodland on IH35 Properties LLC (Gopal Guthikonda). Agent: Thrower Design (Ron Thrower and Victoria Haase). City Staff: Kate Clark, 512-974-1237. District(s) Affected: District 9.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20210826-074 on first reading only for multifamily residence highest density-conditional overlay-neighborhood plan (MF-6-CO-NP) combining district zoning was approved on Council Member Kitchen's motion, Mayor Pro Tem Harper-Madison's second on a 11-0 vote.

75. NPA-2020-0002.02- Centro East - Conduct a public hearing and approve an ordinance amending Ordinance No. 990513-70 East Cesar Chavez Neighborhood Plan and Ordinance No. 20081211-083 Plaza Saltillo (TOD) Station Area Plan, an element of the Imagine Austin Comprehensive Plan, to change the base maximum building height from 60 feet to a maximum height of 90 feet on properties locally known as 1501 and 1509 East 6th Street; and 1510 East 5th Street (Lady Bird Lake Watershed). Staff and Planning Commission recommendation: To grant the applicant's request for a maximum building height of 90 feet. Owner/Applicant: 6th & Onion East Master GP, LLP (6th & Onion East, GP,LP) (6th & Onion East, LP) (Donald J. Reese). Agent: Armbrust & Brown, PLLC (Michael J. Whellan). City Staff: Maureen Meredith, Housing and Planning Department, (512) 974-2695. District(s) Affected: District 3.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20210826-075 for the applicant's request for a maximum building height of 90 feet was approved on Council Member Kitchen's motion, Mayor Pro Tem Harper-Madison's second on a 11-0 vote.

76. C14-2021-0058 Centro East-Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1501 and 1509 East 6th Street; and 1510 East 5th Street (Lady Bird Lake Watershed). Applicant's Request: To rezone from transit-oriented development-neighborhood plan (TOD-NP) combining district zoning to transit oriented development-neighborhood plan (TOD-NP) combining district zoning, to change the base maximum height building height from 60 feet to 90 feet. Staff and Planning Commission Recommendation: To grant transit-oriented development-neighborhood plan (TOD-NP) combining district zoning, to change the base maximum building height from 60 feet to 90 feet. Owner/Applicant: 6th & Onion East Master GP, LLC; 6th & Onion East, LP; 6th & Onion East GP, LP (Donald J. Reese). Agent: Armbrust & Brown, PLLC (Michael Whellan). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 3.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20210826-076 for transit-oriented development-neighborhood plan (TOD-NP) combining district zoning was approved on Council Member Kitchen's motion, Mayor Pro Tem Harper-Madison's second on a 11-0 vote.

77. C14-2021-0087 CKB Johnny Morris -Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6402 Johnny Morris Road (Walnut Creek Watershed). Applicant's Request: To rezone from limited industrial services-

conditional overlay (LI-CO) combining district zoning to community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. Staff and Zoning and Platting Commission Recommendation: To grant community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. Owner/Applicant: LSIR, Ltd. (Carey Legett III). Agent: Drenner Group PC (Dave Anderson). 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. 20210826-077 on first reading only as amended for community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning was approved on Council Member Kitchen's motion, Mayor Pro Tem Harper-Madison's second on a 11-0 vote.

The amendment is to remove the condition "Part 2 B. Drive-in service use is prohibited as an accessory use to commercial uses on the property."

79. C14-2021-0088 - 7715 and 7809 Old Bee Caves Rd. - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known 7715 and 7809 Old Bee Caves Road (Williamson Creek Watershed-Barton Springs Zone). Applicant Request: To rezone from rural residence-neighborhood plan (RR-NP) combining district zoning, family residence-neighborhood plan (SF-3-NP) combining district zoning and community commercial-neighborhood plan (GR-NP) combining district zoning to townhouse and condominium residence-conditional overlay-neighborhood plan (SF-6-CO-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant townhouse and condominium residence-conditional overlay-neighborhood plan (SF-6-CO-NP) combining district zoning. Owner/Applicant: 7809 Old Bee Caves LLC. Agent: Smith Robertson LLP (David Hartman). City Staff: Kate Clark, 512-974-1237. This action concerns land located in the Barton Springs Zone. District(s) Affected: District 8.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20210826-079 for townhouse and condominium residence-conditional overlay-neighborhood plan (SF-6-CO-NP) combining district zoning was approved on Council Member Kitchen's motion, Mayor Pro Tem Harper-Madison's second on a 11-0 vote.

80. C14-2021-0096 - Rezoning of 8500 Bluegrass Dr.- City Initiated - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 8500 Bluegrass Drive (Bull Creek Watershed). Applicant Request: To rezone from neighborhood commercial (LR) district zoning to single-family residence-standard lot (SF-2) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant single-family residence-standard lot (SF-2) district zoning. Owner/Applicant: Ken Schiller and Steve and Ivete Stowers. Agent: City of Austin - Housing and Planning Department. 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. 20210826-080 for community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning was approved on Council Member Kitchen's motion, Mayor Pro Tem Harper-Madison's second on a 11-0 vote.

81. C14-2020-0146 - 11705 Research Blvd Zoning -Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 11705 Research

Boulevard Service Road Northbound (Walnut Creek Watershed). Applicant Request: To rezone from limited industrial services-conditional overlay (LI-CO) combining district zoning to limited industrial services (LI) district zoning. Staff Recommendation: To grant limited industrial services-conditional overlay (LI-CO) combining district zoning. Zoning and Platting Commission Recommendation: Forwarded to Council without a recommendation due to lack of an affirmative vote. Owner/Applicant: 3M Company. Agent: Drenner Group, PC (Amanda Swor). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 6.

This item was postponed to September 30, 2021 at the request of the neighborhood on Council Member Kitchen's motion, Mayor Pro Tem Harper-Madison's second on a 11-0 vote.

82. NPA-2021-0017.02-Stobaugh Residential- Conduct a public hearing and approve an ordinance amending Ordinance No. 20040401-Z-2 the Crestview/Wooten 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 901 and 907 Stobaugh Street (Little Walnut Creek Watershed) from Single Family to Multifamily land use. Staff Recommendation and Planning Commission recommendation: To grant Multifamily land use. Owners/Applicants: Blue Pig, LLC for 901 Stobaugh Street / Northgate Development, LLC for 907 Stobaugh Street. Agents: Thrower Design (Ron Thrower and Victoria Haase). City Staff: Maureen Meredith, Housing and Planning Department (512) 974-2695. District(s) Affected: District 7.

This item was postponed to September 30, 2021 at the request of the neighborhood on Council Member Kitchen's motion, Mayor Pro Tem Harper-Madison's second on a 11-0 vote.

83. C14-2021-0055 - 901 & 907 Stobaugh Street - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 901 and 907 Stobaugh Street (Little Walnut Creek Watershed; Waller Creek Watershed). Applicant's Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to multifamily residence moderate-high density-neighborhood plan (MF-4-NP) combining district zoning. Staff Recommendation: To grant multifamily residence medium density-neighborhood plan (MF-3-NP) combining district zoning. Planning Commission Recommendation: To grant multifamily residence medium density-conditional overlay-neighborhood plan (MF-3-CO-NP) combining district zoning. Owners: 901 Stobaugh Street: Blue Pig, LLC, (Lisa Gray); 907 Stobaugh Street: Northgate Development, LLC. Agent: Thrower Design, (A. Ron Thrower and Victoria Haase). Staff: Mark Graham, 512-974-3574. A valid petition has been filed in opposition to this rezoning request. District(s) Affected: District 7.

This item was postponed to September 30, 2021 at the request of the neighborhood on Council Member Kitchen's motion, Mayor Pro Tem Harper-Madison's second on a 11-0 vote.

84. NPA-2021-0018.01 -McCarleys .32 -Conduct a public hearing and approve an ordinance amending Ordinance No. 040513-30 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 5610 Roosevelt Avenue (Shoal Creek Watershed) from Single Family to Multifamily land use. Staff and Planning Commission Recommendation: To grant Multifamily land use. Owner/Applicant: McCarleys, LLP (David

McCarley). Agent: Bennett Consulting (Rodney K. Bennett). City Staff: Maureen Meredith, Housing and Planning Department, (512) 974-2695. District(s) Affected: District 7.

Ordinance No. 20210826-084 to change the future land use designation on the future land use map (FLUM) to multifamily land use was approved on Council Member Kitchen's motion, Mayor Pro Tem Harper-Madison's second on a 11-0 vote.

85. C14-2021-0018 - McCarley .32 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 5610 Roosevelt Avenue (Shoal Creek Watershed). Applicant's Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to multifamily residence medium density-neighborhood plan (MF-3-NP) combining district zoning. Staff and Planning Commission Recommendation: To grant multifamily residence medium density-neighborhood plan (MF-3-NP) combining district zoning. Owner/Applicant: McCarleys, LLC, (David McCarley). Agent: Bennett Consulting, (Rodney K. Bennett). Staff: Mark Graham, 512-974-3574. District(s) Affected: District 7.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20210826-085 for multifamily residence medium density-neighborhood plan (MF-3-NP) combining district zoning was approved on Council Member Kitchen's motion, Mayor Pro Tem Harper-Madison's second on a 11-0 vote.

86. C14-2021-0010 - Project Mirabeau. Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1901 North Lamar Blvd. (Shoal Creek Watershed). Applicant's Request: To rezone from neighborhood commercial-conditional overlay-neighborhood plan (LR-CO-NP) combining district zoning to general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning. Staff Recommendation: To grant neighborhood commercial-conditional overlay-neighborhood plan (LR-CO-NP) combining district zoning. Planning Commission Recommendation: To grant general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning. Owner: Tempe Surf, LLC, (Andrew Geller). Agent: Thrower Design, (A. Ron Thrower and Victoria Haase). 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. 20210826-086 for neighborhood commercial-conditional overlay-neighborhood plan (LR-CO-NP) combining district zoning was approved on Council Member Kitchen's motion, Mayor Pro Tem Harper-Madison's second on a 11-0 vote.

87. C14-2021-0059 - 2100 Polaris Avenue - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 2100 Polaris Avenue (Little Walnut Creek Watershed). Applicant Request: To rezone from general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning to general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning. First reading approved general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning on July 29, 2021. Vote 11-0. Owner/Applicant: C & K Polaris Property LLC % Ticket City Inc. Agent: Drenner Group, PC (Leah M. Bojo). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 7.

This item was postponed to September 30, 2021 at the request of the applicant on Council Member Kitchen's motion, Mayor Pro Tem Harper-Madison's second on a 11-0 vote.

88. C14-2021-0017 - 5708 Springdale Rd - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 5708 Springdale Road (Little Walnut Creek Watershed). Applicant's Request: To rezone from community commercial-neighborhood plan (GR-NP) combining district zoning to community commercial-mixed use-neighborhood plan (GR-MU-NP) combining district zoning. Staff Recommendation: To grant community commercial-mixed use-neighborhood plan (GR-MU-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on August 24, 2021. Owner/Applicant: Willie C. Lewis. Agent: Drenner Group, PC (Leah Bojo). City Staff: Mark Graham, 512-974-3574. A valid petition has been filed in opposition to this rezoning request. District(s) Affected: District 1.
This item was postponed to September 30, 2021 at the request of the staff on Council Member Kitchen's motion, Mayor Pro Tem Harper-Madison's second on a 11-0 vote.
92. C14-2020-0144 - 2700 S. Lamar - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning a property locally known as 2700, 2706, 2708, 2710, 2714 South Lamar Boulevard, Part of 2738 South Lamar Boulevard and 2803 Skyway Circle (Barton Creek Watershed-Barton Springs Zone, and West Bouldin Creek Watershed). Applicant Request: To rezone from community commercial (GR) district zoning, commercial-liquor sales-vertical mixed use building (CS-1-V) combining district zoning, community commercial-vertical mixed use building (GR-V) combining district zoning, community commercial-vertical mixed use building-conditional overlay (GR-V-CO) combining district zoning, and multifamily residence medium density (MF-3) district zoning to multifamily residence highest density (MF-6) district zoning. Staff Recommendation: To grant multifamily residence highest density (MF-6) district zoning. Planning Commission Recommendation: To be forwarded to City Council without a recommendation. Owners: Huaylas LLC; Sola 2706 LLC; Davis 2708 S Lamar LLC; Davis S Lamar LLC; Blue Crow Properties LTD; Goodwill Industries of Central Texas; and 2803 Skyway LLC. Agent: Armbrust & Brown (Michael Whellan). City Staff: Kate Clark, 512-974-1237. This action concerns land located in the Barton Springs Zone. District(s) Affected: District 5.
This item was postponed to September 30, 2021 at the request of the neighborhood on Council Member Kitchen's motion, Mayor Pro Tem Harper-Madison's second on a 11-0 vote.
93. C14-2020-0151 - 8401-8407 South 1st Street - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 8401, 8403, 8405, and 8407 South 1st Street (South Boggy Creek Watershed). Applicant's Request: To rezone from development reserve (DR) district zoning; single family residence-standard lot (SF-2) district zoning; townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning; and neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning to multifamily residence-moderate-high density-conditional overlay (MF-4-CO) combining district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant multifamily residence-moderate-high density-conditional overlay (MF-4-CO) combining district zoning. Owner/Applicant: 8401 Venture LP (Herman Cardenas); Harvey Kronberg. Agent: Smith Robertson L.L.P. (David Hartman). City Staff: Wendy Rhoades, 512-974-7719. A valid petition has been filed in opposition to this rezoning request. District(s) Affected: District 2.

This item was postponed to September 30, 2021 at the request of Council Member Fuentes on Council Member Kitchen's motion, Mayor Pro Tem Harper-Madison's second on a 11-0 vote.

94. C14-2021-0009 - 1725 Toomey - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1725 Toomey Road (Lady Bird Lake Watershed). Applicant Request: To rezone from general commercial services (CS) district zoning to multifamily residence highest density (MF-6) district zoning. Staff Recommendation: To grant multifamily residence highest density (MF-6) district zoning. Planning Commission Recommendation: To be heard on July 27, 2021. Owner/Applicant: 1725 Toomey LLC. Agent: Drenner Group PC (Amanda Swor). City Staff: Kate Clark, 512-974-1237. District(s) Affected: District 5.

This item was postponed to September 30, 2021 at the request of staff on Council Member Kitchen's motion, Mayor Pro Tem Harper-Madison's second on a 11-0 vote.

95. C14-2021-0060 - Albert Road Rezone - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 7401 and 7407 Albert Road (South Boggy Creek Watershed; Williamson Creek Watershed). Applicant's Request: To rezone from development reserve (DR) district zoning to family residence (SF-3) district zoning. First Reading approved on July 29, 2021. Vote: 11-0. Owners: Linda Fontaine and Stuart Bailey. Agent: Thrower Design, LLC (Victoria Haase). 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. 20210826-095 for family residence (SF-3) district zoning was approved on Council Member Kitchen's motion, Mayor Pro Tem Harper-Madison's second on a 11-0 vote.

96. C14-2019-0059 - SH 71 and FM 973 - Approve second and third readings of an ordinance amending City Code Title 25 by zoning and rezoning property locally known as 3201, 3203, 3205, 3207, 3209, and 3211 East SH 71 Service Road Westbound; 3214 Bessie Avenue; and 3174 and 3176 Eva Street (Colorado River Watershed). Applicant's Request: To zone and rezone from interim-single family residence-standard lot (I-SF-2) district zoning and community commercial-conditional overlay (GR-CO) combining district zoning to community commercial-conditional overlay (GR-CO) combining district zoning, with conditions. First Reading approved on July 29, 2021. Vote: 11-0. Owner/Applicant: Stripes, LLC (Billy Arnette). Agent: Metcalfe Wolff Stuart & Williams, LLP (Michele Rogerson Lynch). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 2.

This item was postponed to September 2, 2021 at the request of staff on Council Member Kitchen's motion, Mayor Pro Tem Harper-Madison's second on a 11-0 vote.

98. C14-2021-0023.SH Anderson Creek Affordable Housing- Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 1701 East Anderson Lane (Little Walnut Creek Watershed). Applicant's Request: To rezone from limited office-conditional overlay-neighborhood plan (LO-CO-NP) combining district zoning to community commercial-neighborhood plan (GR-NP) combining district zoning, as amended. First reading approved community commercial-neighborhood plan (GR-NP) combining district zoning, on July 29, 2021. Vote: 6-5. Owner/Applicant: 183 Apartment Site Ltd. (Patricia Ivy).

Agent: Thrower Design (A. Ron Thrower). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 1.

This item was postponed to September 30, 2021 at the request of staff on Council Member Kitchen's motion, Mayor Pro Tem Harper-Madison's second on a 11-0 vote.

99. C14-2021-0019 - 5700 Grover Avenue and 5612 Roosevelt Avenue - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 5700 Grover Avenue and 5612 Roosevelt Avenue (Shoal Creek Watershed). Applicant's Request: To rezone from general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning and multifamily residence- medium density-neighborhood plan (MF-3-NP) combining district zoning to multifamily residence-highest density-conditional overlay-neighborhood plan (MF-6-CO-NP) combining district zoning. First reading approved on July 29, 2021. Vote (11-0). Owner: Family Sports, Inc., (John Donovan). Agent: Smith Robertson, LLP, (David Hartman). Staff: Mark Graham, 512-974-3574. District(s) Affected: District 7.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20210826-099 for multifamily residence-highest density-conditional overlay-neighborhood plan (MF-6-CO-NP) combining district zoning was approved on Council Member Kitchen's motion, Mayor Pro Tem Harper-Madison's second on a 11-0 vote.

112. C14-2021-0080 - Techridge 2 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 13100 ½ McCallen Pass, 1312 ½ McCallen Pass, 13200 ½ McCallen Pass and 13300 Center Lake Drive (Walnut Creek Watershed). Applicant Request: To rezone from limited industrial-planned development area (LI-PDA) combining district zoning to limited industrial-planned development area (LI-PDA) combining district zoning, to change a condition of zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant limited industrial-planned development area (LI-PDA) combining district zoning, with conditions. Owner/Applicant: Centerstate 99, Ltd., TECHRIDGE PLD 2019 LP. Agent: Armbrust & Brown, L.L.P. (Amanda Morrow). 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 Ordinance No. 20210826-112 on first reading only for limited industrial-planned development area (LI-PDA) combining district zoning, with conditions was approved on Council Member Kitchen's motion, Mayor Pro Tem Harper-Madison's second on a 11-0 vote.

A motion to reconsider the Zoning Consent agenda was made by Council Member Tovo without objection.

ZONING AND NEIGHBORHOOD PLAN AMENDMENTS CONTINUED

78. C14-88-0137(RCT)- Johnny Morris Multi-Family - Conduct a public hearing and approve a restrictive covenant termination on a property locally known as 6402 Johnny Morris Road (Walnut Creek Watershed). Applicant Request: To terminate the public restrictive covenant associated with zoning case C14-88-137. Staff and Zoning and Platting Commission Recommendation: To terminate the public restrictive covenant associated with zoning case C14-88-137. Owner/Applicant: LSIR, Ltd. (Carey Legett III). Agent: Mahoney Engineering (Daniel Mahoney). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 1.

This item was postponed to September 30, 2021 at the request of Council Member Mayor Pro Tem Harper-Madison on Mayor Pro Tem Harper-Madison's motion, Council Member Pool's second on a 11-0 vote.

91. C14-2021-0078 - Shoal Cycle - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 812 West 11th Street (Shoal Creek Watershed). Applicant's Request: To rezone from limited office (LO) district zoning, general office (GO) district zoning, and multifamily residence-moderate-high density (MF-4) district zoning to downtown mixed use-conditional overlay (DMU-CO) combining district zoning. Staff Recommendation: To grant downtown mixed use-conditional overlay (DMU-CO) combining district zoning. Planning Commission Recommendation: To grant downtown mixed use-conditional overlay (DMU-CO), combining district zoning, as requested by Applicant with conditions. Owner: CJI Properties, Inc. (Lucy Joyce). Agent: Drenner Group, PC, (Amanda Swor). 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. 20210826-091 for downtown mixed use-conditional overlay (DMU-CO), combining district zoning was approved on Council Member Renteria's motion, Council Member Pool's second on a 11-0 vote.

97. C14-2020-0089 Twelfth and Springdale Residences -Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 1200, 1202, and 1208 Springdale Road (Tannehill Branch Watershed). Applicant's Request: To rezone from community commercial-mixed use-neighborhood plan (GR-MU-NP) combining district zoning to community commercial-mixed use-vertical mixed use building-neighborhood plan (GR-MU-V-NP) combining district zoning. First reading approved community commercial-mixed use-vertical mixed use building-neighborhood plan (GR-MU-V-NP) combining district zoning on July 29, 2021. Vote: 10-0. Owner/Applicant: JJ&B Investments, LLC (Brent Ellinger, Janet Ellinger, and Joseph Malone). Agent: Alice Glasco Consulting (Alice Glasco). 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. 20210826-097 for community commercial-mixed use-vertical mixed use building-neighborhood plan (GR-MU-V-NP) combining district zoning was approved on Mayor Pro Tem Harper-Madison's motion, Council Member Kitchen's second on a 10-0 vote. Council Member Alter Abstained.

89. NPA-2020-0002.01- Fair Market - Conduct a public hearing and approve an ordinance amending Ordinance No. 990513-70 East Cesar Chavez Neighborhood Plan and Ordinance No. 20081211-083 Plaza Saltillo (TOD) Station Area Plan, an element of the Imagine Austin Comprehensive Plan, to change the base maximum building height from 60 feet to a maximum height of 85 feet on properties locally known as 1100, 1108, and 1110 East 5th Street; and 502 and 504 Waller Street (Waller Creek Watershed). Staff recommendation: To grant a maximum building height of 85 feet. Planning Commission recommendation: Forwarded to Council without a recommendation due to lack of an affirmative vote. Owner/Applicant: Montwalk Holdings, Ltd. (R. Cullen Powell). Agent: Armbrust & Brown, PLLC (Richard T. Suttle, Jr.). City Staff: Maureen Meredith, Housing and Planning Department, (512) 974-2695. District(s) Affected: District 3.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20210826-089 on first reading only for a maximum building height of 85 feet was approved on Council Member Renteria's motion, Council Member Casar's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

90. C14-2021-0061 Fair Market Rezoning- Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1100, 1108, and 1110 East 5th Street; and 502 and 504 Waller Street (Waller Creek Watershed). Applicant's Request: To rezone from transit oriented development-neighborhood plan (TOD-NP) combining district zoning to transit oriented development-neighborhood plan (TOD-NP) combining district zoning, to change the base maximum building height from 60 feet to a maximum height of 85 feet. Staff Recommendation: To grant transit oriented development-neighborhood plan (TOD-NP) combining district zoning, to change the base maximum building height from 60 feet to a maximum height of 85 feet. Planning Commission Recommendation: Forwarded to Council without a recommendation due to lack of an affirmative vote. Owner/Applicant: Montwalk Holdings, Ltd. (R. Cullen Powell). Agent: Armbrust & Brown, PLLC (Richard Suttle). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 3.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20210826-090 on first reading only for to transit oriented development-neighborhood plan (TOD-NP) combining district zoning was approved on Council Member Renteria's motion, Council Member Casar's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.

DISCUSSION ITEMS CONTINUED

54. Approve an ordinance authorizing a Letter of Credit and Reimbursement Agreement with UBS AG related to the City's Hotel Occupancy Tax Subordinate Lien Variable Rate Revenue Refunding Bonds, Series 2008 Subseries 2008A; and authorizing the execution and delivery of related agreements and fees. Strategic Outcome(s): Government that Works for All. **Ordinance No. 20210826-054 was approved on Council Member Tovo's motion, Council Member Pool's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Kelly were off the dais.**

53. Authorize payment of the City's membership fees for Fiscal Year 2021-2022 to the Greater Austin-San Antonio Corridor Council for the promotion of the region's economic development, in an amount not to exceed \$100,000. Strategic Outcome(s): Mobility.

The motion authorizing the payment of the City's membership fees for Fiscal Year 2021-2022 to the Greater Austin-San Antonio Corridor Council was approved on Mayor Adler's motion, Council Member Kitchen's second on a 10-0 vote. Mayor Pro Tem Harper-Madison was off the dais.

AUSTIN HOUSING AND FINANCE CORPORATION MEETING

Mayor Adler recessed the Council Meeting and reconvened the Board of Directors' Meeting of the Austin Housing Finance Corporation at 3:50 p.m. See separate minutes.

67. 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 adjourned the Board of Directors' Meeting of the Austin Housing Finance Corporation meeting at 4:00 p.m.

Mayor Adler reconvened the Council Meeting at 4:00 p.m.

DISCUSSION ITEMS CONTINUED

64. Approve a resolution appointing Kelly Crook to the City of Austin Employees' Retirement System Board of Trustees, Place 3. Council Sponsors: Audit and Finance Committee. Strategic Outcome(s): Government that Works for All.

Resolution No. 20210826-064 was approved on Council Member Alter's motion, Council Member Pool's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Casar were off the dais.

65. Approve a resolution appointing Kimberly Olivares and Lee Crawford as directors of the Austin Convention Enterprises, Inc. Board of Directors. Council Sponsors: Audit and Finance Committee. Strategic Outcome(s): Government that Works for All.

Resolution No. 20210826-065 was approved on Council Member Alter's motion, Council Member Pool's second on a 9-0 vote. Mayor Pro Tem Harper-Madison and Council Member Casar were off the dais.

66. Approve a resolution authorizing the filing of eminent domain proceedings for the Williamson Creek Interceptor project requiring the acquisition of one Wastewater Line Easement for a Subterranean Tunnel being approximately 0.091 of an acre of land, (3,972 square feet) in the William Cannon League, Survey No. 19, Abstract No.6 in the City of Austin, Travis County, Texas, being out of a 5.710 acre tract of land having been conveyed to Nasreddine Ramzi, et. al. by instrument of record in volume 2004156756 of the Official Public Records of Travis County, Texas; in the amount of \$8,901, for the public use of replacing a wastewater tunnel to increase capacity for future growth in the Williamson Creek basin. The owners of the needed property are Ramzi Nasreddine, Abir Nasreddine, and RN, Inc. The property is located in District 3 at 5101 South Congress Avenue, Austin, Texas 78745. The general route of this project is along Williamson Creek, from South 1st Street to South Pleasant Valley Road, with numerous tie-in cutovers throughout to connect local wastewater flows to the new tunnel. District(s) Affected: District 3. Strategic Outcome(s): Health and Environment.

Resolution No. 20210826-066 was approved on Council Member Tovo's motion, Council Member Ellis' second on a 10-0 vote. Mayor Pro Tem Harper-Madison was off the dais.

PUBLIC HEARINGS

68. Conduct a public hearing and consider an ordinance amending City Code Chapter 25-9 (Water and Wastewater) relating to establishing new requirements for water conservation in the implementation of the Water Forward Plan, including expansion of the reclaimed water connection requirement, water benchmarking, and mandatory onsite water reuse for certain new

developments and requiring an affordability report. Strategic Outcome(s): Government that Works for All.

The item was postponed to September 30, 2021 per Changes and Corrections.

69. Conduct a public hearing and consider an ordinance amending section 4.10.3 of the North Burnet Regulating Plan to allow for an alternative timeline for parkland dedication and waiving requirements in City Code Section 25-1-502 for Planning Commission review. District(s) Affected: District 7. Strategic Outcome(s): Health and Environment.

August 18, 2021 – Codes and Ordinances Joint Committee meeting cancelled.

August 24, 2021 – Recommended by the Planning Commission on a 11-0 vote with Commissioners Flores and Shieh absent.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20210826-069 was approved on Council Member Pool's motion, Council Member Alter's second on a 10-0 vote. Mayor Pro Tem Harper-Madison was off the dais.

111. Conduct a public hearing and approve an ordinance for the full-purpose annexation of approximately 25.0 acres located in Travis County at 11213 N FM 620 Road; and ratify an agreement with the owner of the land for the provision of services. The property is adjacent to Austin Council District 6. Strategic Outcome(s): Government that works for all

A motion to postpone the item to September 30, 2021 at the request of Council Member Alter on Council Member Alter's motion, Council Member Kelly's second on a 10-0 vote. Mayor Pro Tem Harper-Madison was off the dais.

DISCUSSION ITEMS CONTINUED

22. Authorize negotiation and execution of Amendment No. 8 to an interlocal agreement with Austin Community College to provide childcare quality improvement services, to add two 12-month extension options each in an amount not to exceed \$51,128, for a revised total agreement amount not to exceed \$356,649. Strategic Outcome(s): Economic Opportunity and Affordability.

The motion authorizing the negotiation and execution of Amendment No. 8 to an interlocal agreement with Austin Community College was approved on Council Member Tovo's motion, Mayor Adler's second on an 8-0 vote. Council Member Kelly abstained. Mayor Pro Tem Harper-Madison and Council Member Renteria off the dais.

28. Authorize negotiation and execution of an agreement with African American Youth Harvest Foundation to provide mental health services to African American youth and other historically disadvantaged populations residing Austin and/or Travis County, in an amount not to exceed \$140,000. Strategic Outcome(s): Health and Environment.

The motion authorizing the negotiation and execution of an agreement with African American Youth Harvest Foundation was approved on Council Member Tovo's motion, Adler's second on a 10-0 vote. Mayor Pro Tem Harper-Madison was off the dais.

Direction was given to staff to provide information on the services being provided in charter schools; that as the contract is negotiated staff return to council and brief them on the status of the program.

101. Authorize negotiation and execution of a contract with three subgrantees for juvenile delinquency prevention services for an initial 12-month term through August 31, 2022 with four twelve-month

renewal options, with the following providers: Workers Assistance Program in an amount not to exceed \$80,000 for the initial term and each renewal option, for a total contract amount not to exceed \$400,000; E4 Youth in an amount not to exceed \$80,000 for the initial term and each renewal option, for a total contract amount not to exceed \$400,000; and Mexic-Arte Museum in an amount not to exceed \$80,000 for the initial term and each renewal option, for a total contract amount not to exceed \$400,000. Related to item 100. Strategic Outcome(s): Health and Environment, Economic Opportunity and Affordability.

The motion authorizing the negotiation and execution of a contract with three subgrantees was approved on Council Member Fuentes's motion, Council Member Tovo's second on a 10-0 vote. Mayor Pro Tem Harper-Madison was off the dais.

102. Authorize negotiation and execution of Amendment No. 1 to an agreement with Lock Arms for Life to provide a safe gun storage campaign through education, community events, distribution of gun locks, public service announcements and advertisements, to extend the term to September 30, 2022 and add funding in an amount not to exceed \$120,000, for a revised total agreement amount not to exceed \$180,000. Strategic Outcome(s): Health and Environment.

The motion authorizing the negotiation and execution of Amendment No. 1 to an agreement with Lock Arms was approved on Council Member Ellis' motion, Council Member Alter's second on a 9-1 vote. Council Member Kelly voted nay. Mayor Pro Tem Harper-Madison was off the dais.

108. Approve a resolution reaffirming that new City facilities and City-sponsored public oriented projects include family-friendly features; directing the City Manager to include child-care facilities in City-owned redevelopments; and directing the City Manager to include a cost estimate for an onsite childcare facility for City projects that will house a significant number of City of Austin employees. Council Sponsors: Council Member Kathie Tovo, Council Member Alison Alter, Mayor Steve Adler, Council Member Sabino 'Pio' Renteria, Council Member Ann Kitchen.

Resolution No. 20210826-108 was approved as amended on Council Member Tovo's motion without objection on a 9-0 vote. Council Member Kelly voted nay. Mayor Pro Tem Harper-Madison was off the dais.

A friendly amendment was made by Council Member Tovo without objection to line 91 by adding the language "or not recommended for documented reasons, such as the proximity to other high quality child care facilities,".

Mayor Adler adjourned the meeting at 4:33 p.m. without objection.

The minutes were approved on this the 30th day of September 2021 on Council Member Kitchen's motion, Council Member Ellis' second on a 11-0 vote.