



## AUSTIN CITY COUNCIL WORK SESSION

**Tuesday, May 16, 2017**

The Austin City Council will convene at 9:00 AM on  
Tuesday, May 16, 2017 at Austin City Hall  
301 W. Second Street , Austin, TX



**Mayor Steve Adler**

**Mayor Pro Tem Kathie Tovo, District 9**

**Council Member Ora Houston, District 1**

**Council Member Delia Garza, District 2**

**Council Member Sabino “Pio” Renteria, District 3**

**Council Member Gregorio Casar, District 4**

**Council Member Ann Kitchen, District 5**

**Council Member Jimmy Flannigan, District 6**

**Council Member Leslie Pool, District 7**

**Council Member Ellen Troxclair, District 8**

**Council Member Alison Alter, District 10**

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

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

**All of the following items may be acted upon by one motion. No separate discussion or**

**action on any of the items is necessary unless desired by a Council Member.**

## **9:00 AM – City Council Convenes**

- A. Pre-Selected Agenda Items
- B. Briefings
  - B.1 [Legislative Update](#)
  - B.2 [Smart Cities Update](#)
  - B.3 [Capital View Corridors Briefing](#)
- C. Council Items of Interest
- D. Council Discussion
  - D.1 [CodeNEXT discussion.](#)
- E. Executive Session
  - E.1 Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
  - E.2 [Discuss legal issues related to establishing a new capitol view corridor \(Private consultation with legal counsel - Section 551.071 of the Government Code\).](#)

## **Consent**

### **Approval of Minutes**

1. Approve the minutes of the Austin City Council work session of May 9, 2017 and regular meeting of May 11, 2017.

### **Austin Water**

2. Authorize negotiation and execution of interlocal agreements with the cities of Round Rock, Cedar Park, and Leander for the reimbursement of costs related to the expansion of the Brushy Creek Regional Wastewater System. (District 6)

### **Capital Contracting Office**

3. Authorize execution of change order #2 plus additional contingency to the construction contract with FACILITIES REHABILITATION, INC. (MBE - MH) for the West Bank and Los Altos Lift Stations Rehabilitation project in the amount of \$74,626 for a total contract amount not to exceed \$1,526,711. (District 10)  
( Notes: This contract was awarded in compliance with City Code Chapter 2-9A Minority Owned and Women Owned Business Enterprise Procurement Program by meeting the goals with 67.95% MBE and 16.95% WBE participation. )
4. Authorize execution of change order #14 to the construction contract with

SANTA CLARA CONSTRUCTION, LTD (MBE - MH), for the Southeast Allandale Neighborhood Water and Wastewater Improvements project in the amount of \$270,074, for a total contract amount not to exceed \$4,412,084.78.

(Districts 7 and 10)

( Notes: This contract was awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 71.22% MBE and 0.95% WBE participation. )

5. Authorize execution of change order #6 to the construction contract with MOUNTAIN CASCADE OF TEXAS, LLC, for the Boyce Lane Water Main project in the amount of \$215,050, for a total contract amount not to exceed \$5,566,471.30. (District 1)  
( Notes: This contract was awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 21.54% MBE and 4.46% WBE participation. )
6. Authorize negotiation and execution of an amendment to the professional services agreement with BROWN REYNOLDS WATFORD ARCHITECTS, INC., for additional architectural services for the Onion Creek Fire/EMS Facility project in the amount of \$23,835, for a total contract amount not to exceed \$530,835.  
( Notes: This contract was awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 46.63 % MBE and 21.41 % WBE participation to date. )
7. Authorize negotiation and execution of an amendment to the professional services agreement with CH2M HILL, INC., for additional professional engineering services for the Walnut Creek Wastewater Treatment Plant Secondary Process Improvements project in an amount of \$104,086.20 for a total contract amount not to exceed \$1,659,086.20.  
( Notes: This contract was awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 15.32 % MBE and 19.96 % WBE participation to date. )

### **Economic Development Department**

8. Authorize negotiation and execution of a commission agreement with Beili Liu, in an amount not to exceed \$202,500 for artwork for the Austin Energy District Cooling Plant #3 Project (District 9).
9. Authorize negotiation and execution of a design agreement with Marc Fornes, dba THEVERYMANY, in an amount not to exceed \$1,550,000 for artwork at Austin-Bergstrom International Airport Parking Garage/Administration Building Project (District 2).
10. Authorize negotiation and execution of a commission agreement with Janet Zweig, in an amount not to exceed \$950,000, for artwork for the Terminal/Apron Expansion and Improvement Project at Austin-Bergstrom International Airport. / (District 2).
11. Approve a resolution creating the Art Space Assistance Program as an economic development program of the City, and approve program guidelines.

**Fire**

12. Approve an ordinance amending the Fiscal Year 2016-2017 Budget Stabilization Reserve Fund Operating Budget (Ordinance No. 20160914-001) to transfer out \$3,500,000 to the General Fund; and amending the General Fund Operating Budget (Ordinance No. 20160914-001) to increase the transfer in by \$3,500,000 from the Budget Stabilization Reserve Fund; and appropriating \$3,500,000 to increase expenditures in the Austin Fire Department Operating Budget (Ordinance No. 20160914-001) to provide additional overtime funds that are needed due to the high number of sworn fire vacancies and the requirement to maintain four-person staffing requirements.

**Law**

13. Approve payment of a settlement in Montez v. City of Austin, Cause No. D-1-GN-15-005354 in the 201st Judicial District for Travis County, Texas.

**Management Services**

14. Approve an ordinance amending City Code Chapter 2-5 relating to procedures for City Council meetings, public hearings, appeals, and committees, and City Code Chapter 15-9 relating to utility rate hearings.  
Related to Item #15
15. Approve a resolution adopting procedures for City Council meetings, public hearings, and appeals.  
Related to Item #14

**Municipal Court**

16. Authorize negotiation and execution of an interlocal agreement with AUSTIN TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION CENTER D/B/A INTEGRAL CARE (IC) for the Homelessness Outreach Street Team (HOST), to connect homeless individuals with services necessary to begin their process of stability and recovery, in the amount of \$242,354, for the period October 1, 2016 through September 30, 2017.

**Office of Real Estate Services**

17. Approve an ordinance (i) vacating three right of way segments containing an approximately 2,361 square foot portion of Whittier Street and two portions of alley of approximately 622 square feet, adjacent to East Martin Luther King Jr. Boulevard and east of Interstate Highway-35 service road; (ii) vacating a right of way segment containing approximately 1,300 square feet of an alley between East 20th Street and East 21st Street and west of Leona Street; and (iii) vacating three right of way segments containing an approximately 17,838 square foot portion of Concho Street, approximately 277 square feet of an alley between Concho Street and Leona Street, and approximately 1,848 square feet of an alley between Comal Street and Concho Street, all being located north of East 21st Street and south of East 22nd Street, to the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM (District 1).

**Planning and Zoning**

18. Approve a resolution initiating amendments to City Code Chapter 25-2 to create a new Rosewood Park Capitol View Corridor, and directing the City Manager to

process the amendment to be presented to Council on or before August 17, 2017.

### **Police**

19. Approve a resolution authorizing the application for and acceptance of \$452,219 in grant funding from the Texas Automobile Burglary and Theft Prevention Authority to continue the Austin Police Department project entitled the APD Auto Burglary and Theft Interdiction Project.

### **Public Health**

20. Authorize negotiation and execution of Amendment No. 5 with Central Texas Food Bank, Inc. to increase funding for the provision of food and Supplemental Nutrition Assistance Program services in an amount not to exceed \$88,246 for the current contract period ending September 30, 2018, and increase funding for the three remaining 12-month renewal options in an amount not to exceed \$65,483 per renewal option, for a total revised agreement amount not to exceed \$1,748,603.

### **Public Works**

21. Approve an ordinance amending the Fiscal Year 2016-2017 Public Works Department Capital Budget (Ordinance Number 20160914-002) to appropriate \$425,000 from a claim settlement to reconstruct 7th Street intersections.
22. Authorize negotiation and execution of an amendment to the interlocal agreement with Williamson County for Forest North, Pearson Ranch Road, Bayswater Gardens, and Lakeline Boulevard Improvement Projects in the amount of \$229,450.96 for a total contract amount not to exceed \$1,638,884.05. (District 6)

### **Purchasing Office**

23. Authorize negotiation and execution of seven contracts with GRAYBAR ELECTRIC COMPANY, INC.; CRAWFORD ELECTRIC SUPPLY COMPANY, INC.; DEALERS ELECTRICAL SUPPLY; ELLIOTT ELECTRIC SUPPLY, INC.; FACILITY SOLUTIONS GROUP, INC.; HILL COUNTRY ELECTRIC SUPPLY, L.P.; and SUMMIT ELECTRIC SUPPLY CO, INC. through the cooperative purchasing programs U.S. Communities Government Purchasing Alliance, and the Local Government Purchasing Cooperative, administered by Texas Association of School Boards (BuyBoard) with an initial term up to 19 months, to provide electrical parts and supplies, in an amount of \$1,740,000, with four 12-month extension options in an amount of \$1,100,000 per extension option, for total contract amounts not to exceed \$6,140,000, divided among the contractors.  
( Notes: 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 insufficient subcontracting opportunities; therefore, no subcontracting goals were established. )
24. Authorize negotiation and execution of a contract with ZAPS TECHNOLOGIES, INC., to provide two wastewater monitoring devices, in an amount not to exceed \$141,580.  
( Notes: This contract is exempt from the City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established. )

25. Authorize negotiation and execution of four 24-month contracts with ABESCAPE GROUP LLC; GREAT WESTERN MANAGED SERVICES CORPORATION (WBE); GREATER TEXAS LANDSCAPE, INC.; and PAMPERED LAWNS, AUSTIN, INC., to provide grounds maintenance for medians, orphan properties, ponds and creeks, rights of way, and urban trails, in a total estimated amount of \$4,050,000, with three 12-month extension options for a total estimated amount of \$2,025,000 per extension option, for a total contract amount not to exceed \$10,125,000, divided among the contractors. ( Notes: 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. )
26. Authorize negotiation and execution of a 36-month contract with CULTURAL STRATEGIES INC. (MBE), or one of the other qualified offerors to Request For Proposals SLW0516-1, to provide education and outreach services for Austin Resource Recovery's composting collection services, in an estimated amount of \$600,000, with two 12-month extension options in an estimated amount of \$200,000 per extension option, for a total contract amount not to exceed \$1,000,000. ( Notes: 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. )
27. Authorize negotiation and execution of a 36-month contract through the State of Texas Department of Information Resources (DIR) cooperative purchasing program with SIRIUS COMPUTER SOLUTIONS, INC., for the purchase of IBM software licenses and support, professional services, and managed services, in an amount not to exceed \$12,326,680. ( Notes: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this procurement, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established. )
28. Authorize negotiation and execution of a 24-month contract with ASPLUNDH TREE EXPERT CO., or one of the other qualified offerors to Request For Proposals TVN0061, to provide energized transmission line clearance services in an amount of \$6,000,000, with three 12-month extension options in an amount of \$2,500,000 per extension option, for a total contract amount not to exceed \$13,500,000. ( Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program and subcontractor goals were applied to the solicitation. The subcontracting goals were met and the resulting contract will include 4.21% MBE and 1.86% WBE participation. )
29. Authorize negotiation and execution of two contracts with ASPLUNDH TREE EXPERT CO. and WRIGHT TREE SERVICE INC., or one of the other qualified offerors to Request For Proposals TVN0062, to provide energized distribution line clearance services, with an initial 24-month term in an amount of \$34,000,000, with three 12-month extension options in an amount of

\$12,000,000 per extension option, for a total contract amount not to exceed \$70,000,000, divided between the contractors.

( Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program and subcontractor goals were applied to the solicitation. The subcontracting goals were met and the resulting contracts will include 4.20% MBE and 1.86% WBE participation. )

30. Authorize award and execution of a 12-month contract with NOLAN POWER GROUP, LLC, to provide 130 volt battery banks and battery testing services, in an amount of \$381,721, with four 12-month extension options in an amount of \$381,721 per extension option, for a total contract amount not to exceed \$1,908,605.  
( Notes: 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 insufficient subcontracting opportunities; therefore, no subcontracting goals were established. )
31. Authorize award and execution of a 36-month contract with CAPITOL AGGREGATES INC., to provide hydraulic cement, in an estimated amount of \$1,290,000, with two 12-month extension options in an estimated amount of \$450,000 for the first extension option, and \$475,000 for the second extension option, for a total contract amount not to exceed \$2,215,000.  
( Notes: 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 certified M/WBEs; therefore, no subcontracting goals were established. )
32. Authorize negotiation and execution of a 12-month contract with 3M COGENT, INC., to provide maintenance, support and system upgrades for the Cogent automated fingerprint identification system, in an amount of \$198,942, with four 12-month extension options in an amount of \$41,742 for the first extension option, \$42,993 for the second extension option, \$44,284 for the third extension option, and \$45,612 for the fourth extension option, for a total contract amount not to exceed \$373,573.  
( Notes: This contract is exempt from the City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established. )
33. Authorize negotiation and execution of a 24-month contract with SAFETEC COMPLIANCE SYSTEMS, INC., or one of the other qualified offerors to Request For Proposals JRD0315, to provide safety data sheet management system and chemical inventory services, for hazardous materials and chemicals, in an estimated amount of \$320,000, with three 12-month extension options in an estimated amount of \$160,000 per extension option, for a total contract amount not to exceed \$800,000.  
( Notes: 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. )

#### **Transportation - Mobility Bond**

34. Authorize negotiation and execution of a professional services agreement with

the following five staff recommended firms (or other qualified responders) for Request for Qualifications Solicitation No. CLMP217: PARSONS BRINCKERHOFF, INC.; HALFF ASSOCIATES, INC.; AECOM TECHNICAL SERVICES, INC.; KIMLEY-HORN AND ASSOCIATES, INC.; and URBAN DESIGN GROUP PC (WBE-FW), for engineering services for the 2017 Corridor Mobility Preliminary Engineering Reports Rotation List, for an estimated period of two years or until financial authorization is expended, with the total amount not to exceed \$2,500,000 divided among the five firms.

(Districts 1, 2, 3, 5, 9)

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

35. Authorize negotiation and execution of a professional services agreement with the following eight staff recommended firms (or other qualified responders) for Request for Qualifications Solicitation No. CLMP218: BINKLEY & BARFIELD, INC.; COBB, FENDLEY & ASSOCIATES, INC.; HDR ENGINEERING, INC.; FREESE AND NICHOLS, INC.; PAPE-DAWSON CONSULTING ENGINEERS, INC.; LJA ENGINEERING, INC.; STANTEC CONSULTING SERVICES, INC.; and ALLIANCE TRANSPORTATION GROUP, INC. (WBE-FW), for engineering services for the 2017 Local Mobility Preliminary Engineering Reports Rotation List for an estimated period of two years, or until financial authorization is expended, with the total amount not to exceed \$4,000,000 divided among the eight firms. (Districts 1, 2, 5, 6)

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

36. Authorize award and execution of a construction contract with MUNIZ CONCRETE & CONTRACTING, INC. (MBE-MH), for Local Mobility Americans with Disabilities Act Sidewalk and Ramp Improvement Group 19 City Wide - Indefinite Delivery/Indefinite Quantity for a total contract amount not to exceed \$10,000,000 for a term of 12 months, or until financial authorization is expended (Districts 1, 2, 3, 4, 9).

( Notes: This contract will be awarded in compliance with City Code Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 86.56% MBE and 1.19% WBE participation. )

37. Authorize negotiation and execution of a professional services agreement with the following four staff recommended firms (or other qualified responders) for Request for Qualifications Solicitation No. CLMP220: MWM DESIGNGROUP, INC. (WBE-FW); KLOTZ ASSOCIATES, INC.; dba RPS KLOTZ ASSOCIATES, HDR ENGINEERING, INC.; and CIVILITUDE, LLC (MBE-MA), for engineering services for the 2017 Local Mobility Field Engineering for Pedestrian, Bikeway and Urban Trail Rotation List for an estimated period of four years or until financial authorization is expended, with the total amount not to exceed \$4,000,000 divided among the four firms.

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

### **Watershed Protection Department**



38. Approve a resolution for the appointment of directors to the Waller Creek Local Government Corporation board.

### Item(s) from Council

39. Approve appointments and certain related waivers to citizen boards and commissions, to Council committees and other intergovernmental bodies and removal and replacement of members; and amendments to board and commission bylaws.
40. Approve an ordinance relating to the creation of a temporary plaza in the South Central Waterfront Area; and waiving certain code requirements and associated fees. (Notes: SPONSOR: Mayor Pro Tem Kathie Tovo CO 2: Council Member Delia Garza CO 3: Council Member Ellen Troxclair CO 4: Council Member Sabino "Pio" Rentiera)
41. Approve a resolution initiating the rezoning and future land use map amendment of approximately 205 acres of land known as Little Walnut Creek Greenbelt, located at 5100 E. 51st Street, and directing the City Manager to process the rezoning and amendment cases.  
( Notes: SPONSOR: Council Member Ora Houston CO 1: Council Member Alison Alter CO 2: Council Member Sabino "Pio" Renteria CO 3: Mayor Pro Tem Kathie Tovo CO 4: Council Member Leslie Pool )
42. Approve an ordinance waiving or reimbursing certain fees for four season swim passes and four swim punch cards for the May 13th Pool Plunge Event Raffle to Celebrate the 70th Birthday of the Barton Springs Bathhouse.  
( Notes: SPONSOR: Council Member Ann Kitchen CO 1: Mayor Steve Adler CO 2: Council Member Leslie Pool CO 3: Council Member Alison Alter )
43. Approve a resolution directing the City Manager to conduct a lighting inventory study in West Campus and to implement such strategies as are recommended by the study to increase pedestrian safety.  
( Notes: SPONSOR: Mayor Steve Adler CO 1: Mayor Pro Tem Kathie Tovo CO 2: Council Member Ora Houston CO 3: Council Member Sabino "Pio" Renteria CO 4: Council Member Jimmy Flannigan )
44. Approve an ordinance amending Chapter 2-1 of the City Code relating to eligibility requirements for service on a City board by a person required to register as a lobbyist.  
( Notes: SPONSOR: Mayor Steve Adler CO 1: Council Member Leslie Pool CO 2: Council Member Sabino "Pio" Renteria CO 3: Council Member Jimmy Flannigan CO 4: Council Member Ann Kitchen )
45. Approve a resolution directing the City Manager to take appropriate legal action related to Senate Bill 4 (a state law relating to enforcement of immigration law by local governmental entities).  
( Notes: SPONSOR: Council Member Gregorio Casar CO 1: Council Member Delia Garza CO 2: Council Member Ann Kitchen CO 3: Council Member Jimmy Flannigan )
46. Approve an ordinance waiving or reimbursing certain fees for the Shakespeare at Ramsey Park event sponsored by Something for Nothing Theater to be held from June 8-24, 2017 at Ramsey Park.  
( Notes: SPONSOR: Council Member Alison Alter CO 1: Council Member Sabino "Pio" Renteria CO 2: Mayor Pro Tem Kathie Tovo CO 3: Council Member Leslie Pool )

47. Approve the waiver or reimbursement of certain costs under City Code Chapter 14-8 for the Texas' Moms Fight Back march sponsored by Education Austin which was held Sunday, May 14, 2017, at Austin City Hall.  
( Notes: SPONSOR: Council Member Gregorio Casar CO 1: Council Member Leslie Pool CO 2: Council Member Sabino "Pio" Renteria CO 3: Council Member Delia Garza )

#### **Item(s) to Set Public Hearing(s)**

48. Set a public hearing to consider an ordinance regarding a floodplain variance for the construction of a new building and associated parking at 7604 FM 969 as requested by the owner of the property. (Suggested date and time: June 8, 2017, 4:00 p.m. at Austin City Hall, 301 W. Second Street) (District 1).
49. Set a public hearing to receive citizen input on community needs concerning the City's draft Fiscal Year 2017-2018 Action Plan and Community Development Program, as required by the Texas Local Government Code Chapter 373. (Suggested date and time: June 15, 2017, 4:00 p.m., at Austin City Hall, 301 W. Second Street, Austin, TX).
50. Set a public hearing to consider an ordinance amending City Code Section 25-1-21 (Definitions) and 30-1-21 (Definitions), amending City Code Chapter 25-2 relating to Planned Unit Development green building criteria, amending City Code Chapters 25-7 (Drainage) and 30-4 (Drainage), and amending City Code Chapters 25-8 (Environment) and 30-5 (Environment). This ordinance will amend Chapter 25-8, Subchapter A, Article 13 (Save Our Springs Initiative) and Chapter 30-5, Subchapter A, Article 13 (Save Our Springs Initiative) This action concerns land located within the Barton Springs Zone. (Suggested date and time: June 15, 2017 at 4:00 p.m. at Austin City Hall, 301 W. Second Street)
51. Set a public hearing to consider an ordinance amending City Code Section 25-8-26 (Redevelopment Exception in the Barton Springs Zone), City Code Section 25-8-27 (Redevelopment Exception in the Water Supply Rural and Water Supply Suburban Watersheds), City Code Section 25-8-211 (Water Quality Control Requirement), and City Code Section 30-5-211 (Water Quality Control Requirement). This action concerns land located within the Barton Springs Zone. (Suggested date and time: August 3, 2017 at 4:00 p.m. at Austin City Hall, 301 W. Second Street.)

#### **Non-Consent**

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

Health and Human Services Committee

52. Approve the appointments of Julie Oliver and Maram Museitif to the Central Health Board of Managers.

##### **Public Hearings and Possible Action**

53. Conduct a public hearing and consider an appeal of the decision of the Historic Landmark Commission to grant a demolition permit for property located at 1207 W. 22½ Street and 1209 W. 22½ Street. (HDP-2016-0468 and HDP-2016-0469) (District 9)

##### **Executive Session**

54. Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
55. Discuss legal issues related to establishing a new capitol view corridor (Private consultation with legal counsel - Section 551.071 of the Government Code).

### **Zoning Ordinances / Restrictive Covenants (HEARINGS CLOSED)**

56. C14-2016-0124 - Parmer Business Park - District 1 - Approve second and third readings of an ordinance amending City Code Title 25 by zoning property locally known as southwest corner of East Howard Lane and Harris Ridge Boulevard (Harris Branch Watershed) from limited industrial services-planned development area (LI-PDA) combining district zoning to limited industrial services-planned development area (LI-PDA) combining district zoning, to change a condition of zoning. First Reading approved on April 20, 2017. Vote: 11-0. Owner/Applicant: Karlin McCallen Pass, LLC (Matthew Schwab). Agent: Armbrust & Brown, PLLC (Richard T. Suttle). City Staff: Sherri Sirwaitis, 512-974-3057.

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

57. NPA-2016-0005.03 - 2509 Montopolis Drive - District 3 - Conduct a public hearing and approve an ordinance amending Ordinance No. 20010927-05, the Montopolis Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 2507, 2509 and 2511 Montopolis Drive, in addition to adjacent 1.36 acre tract (Country Club East Watershed) from Industry land use to Mixed Use land use. Staff Recommendation: To deny Mixed Use land use. Planning Commission Recommendation: To grant Mixed Use land use. Owner/Applicant: John Robert Stratton. City Staff: Maureen Meredith, 512-974-2695.
58. C14-2016-0113 - 2509 Montopolis - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2507, 2509 and 2511 Montopolis Drive (Country Club East Watershed) from general commercial services-neighborhood plan (CS-NP) combining district zoning to general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning. Staff Recommendation: To deny general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning. Planning Commission Recommendation: To grant general commercial services-mixed use-neighborhood plan (CS-MU-CO-NP) combining district zoning. Agent: Drenner Group (Leah Bojo). Owner: John Robert Stratford. City Staff: Andrew Moore, 512-974-7604.
59. NPA-2016-0016.01 - 3212 E. Cesar Chavez Street - District 3 - Conduct a public hearing and approve an ordinance amending Ordinance No. 030327-12, the Govalle/Johnston Terrace 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 3212 East Cesar Chavez Street (Colorado River Watershed) from Commercial and Industry land uses to Mixed Use land use. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed on May 9, 2017. Owner/Applicant: Painter Enterprises, a Texas Corporation. Agent: Husch Blackwell (Nikelle Meade). City Staff: Maureen Meredith, 512-974-2695.
60. C14-2016-0079 - 3212 E. Cesar Chavez Street - District 3 - Conduct a public

hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 3212 East Cesar Chavez Street (Colorado River Watershed) from limited industrial services-conditional overlay-neighborhood plan (LI-CO-NP) combining district zoning and general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning to general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed on May 9, 2017. Owner: Painter Enterprises Inc. (Donald E. Painter). Applicant: Husch Blackwell LLP (Nikelle Meade). City Staff: Heather Chaffin, 512-974-2122.

61. C14-2016-0090 -130/Parmer - District 1 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning property locally known as 10208 Lindell Lane (Gilleland Creek Watershed) from interim-rural residence (I-RR) district zoning to community commercial-mixed use (GR-MU) combining district zoning. Staff Recommendation: Pending. Zoning and Platting Commission Recommendation: To be reviewed June 6, 2017. Owner: Cottonwood Holdings. Ltd. (Pete Dwyer). Applicant: Land Strategies, Inc. (Paul Linehan). City Staff: Heather Chaffin, 512- 974-2122.
62. C14-2016-0121 – 7700 Parmer Lane - District 6 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 7700 West Parmer Lane (Lake Creek Watershed) 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: Pending. Zoning and Platting Commission Recommendation: Postponed indefinitely on April 28, 2017. Owner/Applicant: BRI 1869 Parmer, LLC. Agent: Drenner Group (Amanda Swor). City Staff: Sherri Sirwaitis, 512-974-3057.
63. C14-2017-0014 – Victory Medical Center – District 5 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2106 & 2108 West Ben White Boulevard (Williamson Creek Watershed) from family residence (SF-3) district zoning to limited office-conditional overlay (LO-CO) combining district zoning. Staff Recommendation: To grant limited office- conditional overlay (LO-CO) combining district zoning. Planning Commission Recommendation: To grant limited office-conditional overlay (LO-CO) combining district zoning. Applicant/ Agent: Land Strategies (Paul Linehan). Owner: Eveanne Enterprises (Dr. William Franklin). City Staff: Andrew Moore, 512-974-7604.
64. C14-2017-0016.SH – Aria Grand – District 9 – Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1800 South Interstate Highway 35 (Harper’s Branch Creek Watershed) from community commercial – mixed use – conditional overlay – neighborhood plan (GR-MU-CO-NP) combining district zoning to multifamily residence - highest density – conditional overlay – neighborhood plan (MF-6-CO-NP) combining district zoning. Staff Recommendation: To grant multifamily residence - highest density – conditional overlay – neighborhood plan (MF-6-CO-NP) combining district zoning. Planning Commission Recommendation: To grant multifamily residence - highest density – conditional overlay – neighborhood plan (MF-6-CO-NP) combining district zoning. Agent: Saigebrook Development (Megan Lasch). Owner: Marina P. Sifuentes and Lendol L. Davis. City Staff: Andrew Moore, 512-974-7604.
65. C14-2017-0020 - The Rail Spur Building – District 3 – Conduct a public hearing


and approve an ordinance amending City Code Title 25 by rezoning property locally known as 618 Tillery Street (Colorado River Watershed) from limited office-conditional overlay-neighborhood plan (LO-CO-NP) combining district zoning and limited office-mixed use-conditional overlay-neighborhood plan (LO-MU-CO-NP) combining district zoning to community commercial services-conditional overlay-neighborhood plan (GR-CO-NP) combining district zoning and community commercial services-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed May 23, 2017. Owner: Thomas Calhoon. Applicant: Land Use Solutions, LLC (Michele Haussmann). City Staff: Heather Chaffin, 512- 974-2122.


66. C14-2017-0025 - Pompee-Clarke-Cook House - District 9 - Conduct a public hearing and approve an ordinance amending City Code Title 25-2 by rezoning property locally known as 2203 Nueces Street (Shoal Creek Watershed) from community commercial-mixed use-historic landmark-conditional overlay-neighborhood plan (GR-MU-H-CO-NP) combining district zoning to community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning. Staff Recommendation: To grant community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on May 23, 2017. Owner/Applicant: 2203 Nueces, L.P. (Brad Zucker). Agent: Mike McHone Real Estate (Mike McHone). City Staff: Scott Grantham, 512-974-3574.
67. C14H-2017-0006 - 78 San Marcos Rezoning – District 3 – Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 78 San Marcos Street (Ladybird Lake Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to limited office-mixed use-historic landmark-conditional overlay-neighborhood plan (LO-MU-H-CO-NP) combining district zoning. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed May 23, 2017. Owner: Carrie Altemus. Applicant: Thrower Design (A. Ron Thrower). City Staff: Heather Chaffin, 512- 974-2122.

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

68. Conduct a public hearing and consider an ordinance regarding ATMOS Energy Corporation's proposal to increase customer gas rates.
69. Conduct a public hearing and consider an ordinance amending the Land Development Code (Title 25) relating to voting requirements applicable to recommendations by the Historic Landmark Commission.
70. Conduct a public hearing and consider an ordinance amending Ordinance No. 020829-58, relating to restricted parking, to authorize the addition of one new neighborhood association to "Exhibit A" of Ordinance No. 020829-58 under Section 12-5-29 of the City Code.

### **Adjourn**

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

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

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

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