



**Thursday, February 15, 2018**

The City Council will convene at 10:00 AM on  
Thursday, February 15, 2018 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.**

**9:55 AM – Invocation**

Brother Ian Lindsey, First Counselor, Bishopric of Zilker Park Ward, Church of Jesus Christ of Latter-Day Saints

**10:00 AM – City Council Convenes**

**Consent Agenda**

**Approval of Minutes**

1. Approve the minutes of the Austin City Council regular meeting of March 23, 2017, special called of December 19, 2018, work session of January 30, 2018 and regular meeting of February 1, 2018.

**Austin Energy**

2. Authorize recurring expenditures for the renewal of an electronic subscription to E-Source and professional dues and memberships in national and state associations and organizations related to the electric utility industry, in an amount not to exceed \$652,000.
3. Authorize the negotiation and execution of an interlocal agreement with the Capital Metro Transportation Authority for an amount not to exceed \$407,500 for costs associated with the removal of overhead electric lines and replacement with underground electrical services associated with the Capital Metro Multimodal Downtown Transit Station located at 401 East 4th Street.

District(s): District 9

**Capital Contracting Office**

4. Authorize negotiation and execution of a professional services agreement with Freese and Nichols, Inc. (staff recommendation), or one of the other qualified responders to the Request for Qualifications Solicitation No. CLMP235, to provide engineering services related to the 2018 Reservoir Improvements Program in an amount not to exceed \$6,000,000.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 21.25% MBE and 16.00% WBE participation.]

5. Authorize negotiation and execution of a professional services agreement with Cobb, Fendley & Associates, Inc. (staff recommendation), or one of the other qualified responders to the Request for Qualifications Solicitation No. CLMP234, to provide distribution engineering and associated design technical services for the Staff Augmentation Services for Electric Distribution project, for an initial one-year term, with three one-year renewal options, for a total contract amount not to

exceed \$4,000,000, including all renewals.

[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 10.00% MBE and 20.00% WBE participation.]

6. Authorize award and execution of a construction contract with Smith Contracting Co., Inc., for the Slaughter Creek - Sendera and Circle C Pond Rehabilitation project in the amount of \$1,020,352.50 plus a \$102,035.25 contingency, for a total contract amount not to exceed \$1,122,387.75.

[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 19.27% MBE and 3.81% WBE participation.]

District(s): District 8

7. Authorize negotiation and execution of an amendment to the professional services agreement with AECOM Technical Services, Inc., Brown & Gay Engineers, Inc., CAS Consulting & Svcs, Inc. (MBE), Doucet & Associates, Inc., Espey Consultants, Inc. dba RPS, Freese and Nichols, Inc., Halff Associates, Inc., HDR Engineering, Inc., Jacobs Engineering Group, Inc., Parsons Water & Infrastructure, Inc., S & B Infrastructure, LTD. and Walker Partners, LLC, for engineering services for the 2016 Large Scale General Civil Engineering Services Rotation List, in an amount of \$6,000,000, for a total contract amount not to exceed \$15,600,000 divided among the firms.

[Note: This amendment will be awarded in compliance with City Code 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program). Current participation to date is 17.52% MBE and 35.16% WBE.]

8. Authorize negotiation and execution of an amendment to the professional services agreements with MWM Designgroup, Inc. (WBE), HALFF Associates, Inc., McGray & McGray Land Surveyors, Inc. (WBE), Surveying and Mapping, LLC, Jacobs Engineering Group, Inc., Landmark Surveying, LP (WBE), Jones & Carter, Inc. dba Terra Firma Land Surveying, McKim & Creed, Inc., Landesign Services, Inc. (MBE), Pape-Dawson Engineers, Inc., Unintech Consulting Engineers, Inc. (MBE), Cobb Fendley & Associates, Inc., Gorondona & Associates, Inc., and Hejl, Lee & Associates, Inc. (MBE), for surveying services for the 2015 Surveying Services Rotation List in an amount of \$2,800,000, for a total contract amount not to exceed \$5,800,000, divided among the fourteen firms.

[Note: This amendment will be awarded in compliance with City Code 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program). Current participation to date is 27.57% MBE and 27.19% WBE.]

9. Authorize negotiation and execution of a professional services agreement with the following six staff recommended firms (or other qualified responders) for Request for Qualifications Solicitation No. CLMP236: Terracon Consultants, Inc., Raba Kistner Consultants, Inc., HVJ South Central Texas - M&J (DBE/MA), Inc., Kleinfelder, Inc., Rodriguez Engineering Laboratories LLC (DBE/MH), and Fugro USA Land, Inc., for engineering services for the ABIA Construction Materials, Geotechnical and Forensic Engineering Services Rotation List, for an estimated period of four

years, or until financial authorization is expended, with the total amount not to exceed \$15,000,000 divided among the six firms.

[Note: This contract will be awarded in compliance with the Disadvantaged Business Enterprise (DBE) Program requirements (49 CFR Part 26) by meeting the goals with 13.42% DBE participation.]

District(s): District 2

### **Communications and Technology Management**

10. Authorize negotiation and execution of an interlocal agreement with the Greater Austin Area Telecommunications Network for space to build and operate a network operations and control center within the Austin Convention Center facility.

### **Development Services**

11. Approve an ordinance waiving certain development fees in the amount of \$3,429,573 for construction of Phase II of Community First! Village by Mobile Loaves & Fishes.

### **Homeland Security & Emergency Management**

12. Approve an ordinance authorizing acceptance of an additional \$20,000 in grant funds from the State Homeland Security Grant Program and amending the Fiscal Year 2017-2018 Management Services Department Operating Budget Special Revenue Fund (Ordinance No. 20170913-001) to appropriate \$20,000 to purchase radiological detection equipment for the Austin Fire Department.

### **Law**

13. Approve an ordinance on third reading authorizing execution of the first amendment to a settlement agreement relating to the development of property located at 6409 City Park Road (Champion Tract); amending Ordinance No. 960613-J; modifying provisions of the Lake Austin Watershed regulations in Ordinance No. 840301-F; and modifying provisions of the Hill Country Roadway regulations in City Code Chapter 25-2.

### **Library**

14. Approve an ordinance waiving up to \$2,805 in Library Department photo/digital scan reproduction and publication fees for Arcadia Press, Inc., in exchange for royalties for use of Austin History Center historical photos.

### **Neighborhood Housing and Community Development**

15. Approve a resolution to be submitted to the Texas Department of Housing and Community Affairs by Cambrian East Riverside, LP, or an affiliated entity, supporting an allocation of low income housing tax credits for the proposed new construction, multi-family housing development to be called Cambrian East Riverside Apartments, located on East Riverside Drive, between Grove Boulevard and Clubview Drive, and acknowledging that the development will be located in a census tract that has more than 20 percent Housing Tax Credit Units per total households.

District(s): District 3

### **Office of Real Estate Services**

16. Approve an ordinance waiving the annual license fees and appraisal required under City Code Chapter 14-11, for the duration of the initial 25 year term of the temporary license agreement with Austin Pets Alive to provide animal services to the City.

District(s): District 9

### **Office of the Medical Director**

17. Approve ratification of an amendment to the interlocal with the Texas Department of Public Safety (DPS) for medical oversight of DPS' Division of Emergency Management programs, including but not limited to its First Responder Organization and its Emergency Care Attendant and Tactical Medic Program, to add an additional one year term, for payment by DPS to the City of an amount not to exceed \$19,916.

### **Parks and Recreation**

18. Approve an ordinance amending City Code Chapter 8-5 to give the Director of the Parks and Recreation Department authority to ban commercial boating on, or recreational use of Bull Creek or Barton Creek during floods, or in anticipation of flood conditions, and changing posting requirements for waterway bans.
19. Discussion and possible action regarding the potential use of identified city-owned sites, to include underutilized parkland, for a Major League Soccer stadium and practice fields/ancillary uses that could serve an MLS team and the surrounding community.
20. Approve an ordinance authorizing acceptance of \$27,771 in grant funds from the Capital Area Food Bank; and amending the Fiscal Year 2017-2018 Parks and Recreation Department Operating Budget Special Revenue Fund (Ordinance No. 20170913-001) to appropriate \$27,771 to provide funding for the Kid's Café meal program.

District(s): District 1; District 2; District 3

21. Approve an ordinance authorizing acceptance of \$49,368 in grant funds from the Capital Area Metropolitan Planning Organization; and amending the Fiscal Year 2017-2018 Parks and Recreation Department Operating Budget Special Revenue Fund (Ordinance No. 20170913-001) to appropriate \$49,368 to provide funding for the Enhanced Mobility of Seniors and Individuals with Disabilities Project.

### **Planning and Zoning**

22. Approve an ordinance authorizing acceptance of \$43,200 in grant funds from the United States Department of the Interior, Historic Preservation Fund's Underrepresented Communities Grant Program and amending the Fiscal Year 2017-2018 Planning and Zoning Department Operating Budget Special Revenue Fund (Ordinance No. 20170913-001) to appropriate \$43,200 for the completion of two National Register historic district nominations in East Austin, community outreach around historic preservation, and community heritage events.

23. Approve an ordinance amending Ordinance No. 20160811-051 and authorize execution of a Restrictive Covenant Correction Affidavit to correct the lot number in the legal description for the property described in zoning case no. C14-2015-0163 and located at 900 West Slaughter Lane.

District(s): District 5

### **Police**

24. Authorize negotiation and execution of an interlocal agreement with the University of Texas Steve Hicks School of Social Work, Institute for Domestic Violence and Sexual Assault, in the amount of \$230,000 for research assistance with the City's Sexual Assault Kit Initiative for a 3-year term.
25. Approve an ordinance accepting \$82,200 in grant funds from the State of Texas, Office of the Governor, Criminal Justice Division, BG-Rifle-Resistant Body Armor Grant Program; and amending the Fiscal Year 2017-2018 Police Department Operating Budget Special Revenue Fund (Ordinance No. 20170913-001) to appropriate \$82,200 for the Rifle-Resistant Body Armor Project for the 1-year grant period (January 1, 2018 - December 31, 2018).
26. Approve a resolution authorizing the acceptance of \$82,200 in grant funding from the State of Texas, Office of the Governor, Criminal Justice Division to implement the Austin Police Department Rifle-Resistant Body Armor Project.
27. Authorize negotiation and execution of an interlocal agreement with Travis County for operation of a central booking facility and related services for an initial term of 12 months with up to four optional annual extensions, in a total amount not to exceed \$36,483,023.

### **Public Health**

28. Authorize negotiation and execution of Amendment No. 5 to the agreement with Worksource Greater Austin Area Workforce Development Board, dba Workforce Solutions - Capital Area Workforce Board to increase funding for workforce development and education services in an amount not to exceed \$67,963 for the 37-month term ending September 30, 2018, and increase funding for the three extension options in an amount not to exceed \$67,963 per extension option, for a total agreement amount not to exceed \$16,576,900.
29. Authorize negotiation and execution of Amendment No. 3 to the interlocal agreement with Austin Community College to increase funding for childcare quality improvement services in an amount not to exceed \$1,247 for the 12-month period ending September 30, 2018, and increase funding for the three remaining 12-month extension options in an amount not to exceed \$1,247 per extension option, for a total agreement amount not to exceed \$254,393.
30. Approve an ordinance amending the Fiscal Year 2017-2018 Austin Public Health Department Operating Budget Special Revenue Fund (Ordinance No. 201709013-001) to add five full-time equivalent grant positions for the 1115 Medicaid Waiver program.
31. Approve an ordinance authorizing acceptance of \$131,981 in grant funds from the U.S. Department of Health and Human Services, Health Resources and Services Administration, and amending the Fiscal Year 2017-2018 Austin Public Health Department Operating Budget Special Revenue Fund (Ordinance No. 20170913-001) to appropriate \$131,981 for the Ryan White HIV/AIDS Treatment Program that provides medical and supportive services to people with the

human immunodeficiency virus.

32. Authorize negotiation and execution of Amendment No. 2 to an interlocal agreement with the Texas Department of State Health Services to purchase human immunodeficiency virus medication for eligible clients as part of the Ryan White HIV/AIDS Treatment Program, for a seven-month term from January 1, 2018 through July 31, 2018 for a contract amount not to exceed \$400,000 with two twelve-month renewal options in an amount not to exceed \$400,000 per renewal option, for a total contract amount not to exceed \$1,200,000.
33. Authorize negotiation and execution of Amendment No. 4 to the interlocal agreement with Worksource Greater Austin Area Workforce Board dba Workforce Solutions - Capital Area Workforce Board to increase funding for the provision of early childhood services in an amount not to exceed \$22,728 for a 12-month period ending September 30, 2018, and increase funding for the three remaining 12-month extension options in an amount not to exceed \$22,728 per extension option, for a total agreement amount not to exceed \$4,636,482.
34. Authorize negotiation and execution of Amendment No. 6 to the interlocal agreement with Austin Independent School District to increase funding for mentoring services in an amount not to exceed \$407 for the 12-month period ending September 30, 2018, and increase funding for the three 12-month extension options in an amount not to exceed \$407 per extension option, for a total agreement amount not to exceed \$98,858.
35. Authorize the negotiation and execution of Amendment No. 2 to a contract with AIDS Services of Austin, Inc., to increase funding for the provision of HIV services in an amount not to exceed \$150,831, for a revised current 12-month term amount not to exceed \$1,613,715 and a revised total contract amount not to exceed \$4,841,145.
36. Authorize negotiation and execution of Amendment No. 7 to the interlocal agreement with Austin Travis County Mental Health Mental Retardation Center dba Integral Care to increase funding for community collaboration and reporting through the Community Advancement Network in an amount not to exceed \$2,458 for the 12-month period beginning October 1, 2017, and increase funding for the two remaining extension options in an amount not to exceed \$2,458 per extension option, for a total agreement amount not to exceed \$587,545.
37. Authorize negotiation and execution of an agreement with Latino Healthcare Forum for community health and senior services in the Rundberg area in an amount not to exceed \$120,000 for the 12-month period beginning February 1, 2018.

#### **Purchasing Office**

38. Authorize negotiation and execution of multi-term contracts through the General Services Administration, Houston-Galveston Area Council, National Joint Powers Alliance, Texas Association of School Boards, and Texas Multiple Award Schedule cooperative purchase programs with Caldwell Country Chevrolet, Chastang Enterprises, Inc., Cooper Equipment Co., Inc., Creative Bus Sales, Inc., Doggett Freightliner of South Texas, LLC, RDO Equipment Co., Santex Truck Center, LTD., Siddens-Martin Emergency Group, LLC, Silsbee Ford, Inc., and various other contractors, to provide vehicles and equipment, each for up to three years for total contract amounts not to exceed a total of \$128,330,000 divided among the contractors.

(Note: This procurement was reviewed for subcontracting opportunities in accordance with City

Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

- 39.** Authorize award and execution of a multi-term contract with Priester-Mell & Nicholson Inc., to provide backfill polyurethane foam kits, for up to five years for a total contract amount not to exceed \$446,735.

(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).

- 40.** Authorize negotiation and execution of a multi-term contract with Resource Action Programs Inc., or one of the other qualified offerors to Request For Proposals 1100 RMJ0313 REBID, to develop a school-based energy conservation program, for up to five years for a total contract amount not to exceed \$1,000,000.

(Note: This solicitation was reviewed 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 recommended contractor provided sufficient evidence of Good Faith Efforts and the resulting contract will include 6.00% WBE participation).

- 41.** Authorize ratification of a contract with Knox Associates Inc., to provide the purchase of lock boxes, keys, and related equipment and services, in an amount not to exceed \$300,000.

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

- 42.** Authorize negotiation and execution of a contract with Community Technology Network, or the other qualified offeror to Request For Proposals JRH0104, to provide community technology access lab management services, for up to five years for a total contract amount not to exceed \$860,000.

(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, no subcontracting opportunities were available; therefore, no subcontracting goals were established.).

- 43.** Authorize an amendment to an existing contract with Sorenson Forensics, LLC, to provide continued services for the sexual assault backlog elimination program, for an increase in an amount of \$220,250 and to increase the term by six months, for a revised contract amount not to exceed \$1,450,250.

(Note: This contract was awarded in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. There were insufficient subcontracting opportunities and an insufficient number of certified M/WBEs; therefore, no subcontracting goals were established).



## Item(s) from Council

44. 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.
45. Approve an ordinance waiving or reimbursing certain fees for the Annual Friendship and Dialogue Dinner event sponsored by the Dialogue Institute to be held Thursday, March 1, 2018 at the Asian American Resource Center.
- Sponsors: Mayor Steve Adler, Council Member Jimmy Flannigan, Council Member Leslie Pool, Mayor Pro Tem Kathie Tovo, and Council Member Ora Houston
46. Approve the waiver or reimbursement of certain fees and requirements for the Centex Open Karate Championship event sponsored by New Era Martial Arts to be held Saturday, April 14, 2018 at the Gus Garcia Recreation Center.
- Sponsors: Mayor Steve Adler, Council Member Leslie Pool, Council Member Gregorio Casar, and Council Member Sabino "Pio" Renteria
47. Approve an ordinance renaming Franklin Neighborhood Park for Pastor Edward Clarence Craig, Jr. and waiving certain provisions of City Code Chapter 14-1 relating to the renaming of parkland.
- Sponsors: Council Member Delia Garza, Mayor Pro Tem Kathie Tovo, Mayor Steve Adler, Council Member Sabino "Pio" Renteria, and Council Member Ora Houston
- District(s): District 2
48. Approve a resolution directing the City Manager to identify sites for the relocation of the Austin Municipal Court and Downtown Austin Community Court.
- Sponsors: Council Member Jimmy Flannigan, Mayor Steve Adler, Council Member Gregorio Casar, and Council Member Leslie Pool
49. Approve an ordinance establishing earned sick time for private employers, creating a civil penalty, and creating an offense.
- Sponsors: Council Member Gregorio Casar, Council Member Ann Kitchen, Council Member Delia Garza, and Mayor Pro Tem Kathie Tovo
50. Approve a resolution relating to residential cooperative purchase policies and the creative financial mechanisms that could be used to support those policies.
- Sponsors: Mayor Pro Tem Kathie Tovo, Mayor Steve Adler, Council Member Ora Houston, Council Member Gregorio Casar, and Council Member Leslie Pool
51. Approve a resolution directing the City Manager to analyze City resources and develop next step strategies to enhance stability, preservation, and creation of creative arts cultural spaces throughout the city.
- Sponsors: Council Member Ann Kitchen, Mayor Steve Adler, Council Member Leslie Pool, and Council Member Alison Alter
52. Approve a resolution concerning the appointment of executive level employees in the City of Austin.
- Sponsors: Mayor Pro Tem Kathie Tovo, Council Member Alison Alter, Council Member Delia Garza, and Council Member Ora Houston

53. Approve an ordinance establishing specialized functions, certifications, assignments and additional pay for the sworn police personnel employed in the City of Austin Police Department; and repealing Ordinance No. 980212-K in part.

Sponsors: Council Member Alison Alter, Council Member Jimmy Flannigan, Council Member Ellen Troxclair, Council Member Ann Kitchen, and Council Member Ora Houston

54. Approve a resolution directing the City Manager to engage in labor negotiations with the Austin Police Association.

Sponsors: Council Member Alison Alter, Council Member Jimmy Flannigan, Council Member Ellen Troxclair, Council Member Ora Houston, and Council Member Ann Kitchen

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

55. Set a public hearing to consider an ordinance amending the Regulating Plan for the Plaza Saltillo Transit Oriented Development Station Area Plan to amend provisions regarding an additional density bonus program applicable to 1409 and 1411 East 4th Street. (Suggested date and time, March 8, 2018, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).

District(s): District 3

56. Set a public hearing to be conducted in accordance with Texas Parks and Wildlife Code Section 26.001, et seq., to consider a resolution authorizing a change in use of dedicated parkland for an approximately 49,184 square feet permanent wastewater line and approximately 22,024 square feet temporary staging area, to construct, use, maintain, repair, and replace a wastewater line for construction of a portion of the Southland Oaks Waste Water Improvements Project through dedicated parkland known as Bauerle Ranch at Slaughter Creek Greenbelt. (Suggested date and time: March 22, 2018 at 4:00 p.m., Austin City Hall, Council Chambers, 301 West Second Street, Austin, TX).

District(s): District 5

### **Non-Consent**

#### **Eminent Domain**

57. Approve a resolution authorizing the filing of eminent domain proceedings for the Bluff Springs Substation Project for the fee acquisition of approximately 10.447 acres, (455,086 square feet) of land in the Santiago Del Valle Grant Abstract Number 24, Travis County, Texas, being out of and a portion of the remainder of that called 166.598 acres of land as described to George W. Brewer in that certain partition deed as recorded in Volume 9106, Page 615, Real Property Records Travis County, Texas, in the amount of \$1,190,000, for the public use of an electric substation. The owners of the needed property interest are Billie Jo Figer, Michael G. Figer, Donald K. Figer, Betsy A. Lambeth, Keith H. Harmon and Bonnie G. Harmon as trustees of the Harmon Family Trust. The property is located within Austin's 2-mile extraterritorial jurisdiction (ETJ) between Council Districts 2 and 5, at 1101 East Slaughter Lane, Austin, Texas 78747. The public use necessitating this acquisition is the construction of a transmission/distribution substation. The general route covered by this project about East Slaughter Lane, Austin Energy's existing Circuit 988 transmission line, and Onion Creek, just south of Brandt Road, within the Austin 2-Mile ETJ, in Travis County, Texas.

58. Approve a resolution authorizing the filing of eminent domain proceedings for the Austin Energy Circuit 975 Phase 2 Project for the acquisition of easement rights consisting of approximately 0.249 acres or 10,833 square feet of land in the Samuel Cushing Survey 70, Abstract Number 164, Travis County, Texas, and being out of and a portion of that called 11.4257 acres of land as described to Grantia, LLC, in that certain warranty deed with vendor's lien and recorded as Document Number 2016055587 in official public records of Travis County, Texas, in the amount of \$23,156. The owner of the needed property interest is Grantia, LLC. The property is located within Austin's 2-mile extraterritorial jurisdiction (ETJ) surrounded by District 1, at 2601 East Howard Lane, Austin, Texas 78653. The public use necessitating this acquisition is for the relocation of a section of the electric transmission and distribution facilities. The general boundary of this project includes the area on the south side of East Howard Lane between Dessau Road and Harris Branch Parkway, approximately one-half mile south of Immanuel Road, within Austin, 2-Mile ETJ, in Travis County, Texas.

### **10:30 AM - Austin Housing and Finance Corporation Meeting**

59. The Mayor will recess the City Council meeting to conduct a Board of Directors' Meeting of the Austin Housing Finance Corporation. Following adjournment of the AHFC Board meeting the City Council will reconvene. (The AHFC agenda is temporarily located at <http://austintexas.gov/department/city-council/2018/20180215-ahfc.htm>)

### **12:00 PM - Citizen Communications: General**

Gregory Johnson – TBA

Will Mack – TBA

Susanne Paul – Speed mitigation in the Jester neighborhood.

Carlos León – 1) God, Jesus & the Holy Spirit rock n' roll; 2)Chemtrail spraying in Austin is an "Obama"nation; 3)Losing your marbles Vol. IV, part 1.

Phil Ponebshek – Jester HOA Safety Committee.

Carol Phillipson – Speed humps.

Sylvia Mendoza – TBA

Pinaki Ghosh – Morris Williams Golf Course – A future vision.

Susana Almanza – No 20,000 seat Stadium at Roy Guerrero Colorado River Park. Support the 6 point people's plan.

Daniel Llanes – MLS/Guerrero Park.

### **Executive Session**

60. Discuss legal issues related to open government matters (Private consultation with legal counsel -

Section 551.071 of the Government Code).

61. Discuss the employment, duties, and evaluation of the City Manager (Personnel matters - Section 551.074 of the Government Code).
62. Discuss legal issues related to the subpoena authority of the Ethics Review Commission and potential amendments to City Code Chapter 2-7 (Ethics and Financial Disclosure) (Private consultation with legal counsel - Section 551.071 of the Government Code).

#### **2:00 PM - Zoning Ordinances / Restrictive Covenants (HEARINGS CLOSED)**

63. NPA-2017-0016.01 - Springdale Arts- District 3 - Approve second and third readings of an ordinance amending 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 3524, 3528, and 3532 Gonzales Street (Boggy Creek Watershed) from Single Family to Mixed Use land use. First Reading approved on February 1, 2018. Vote: 10-1. Owner. Owner/Applicant: Anmol Mehra. Agent: South Llano Strategies (Glen Coleman). City Staff: Maureen Meredith, (512) 974-2695

District(s): District 3

64. C14-2017-0090.SH Springdale Arts- District 3 - Approve second and third readings of an ordinance amending City Code Title 25 by zoning property locally known as 3524, 3528, and 3532 Gonzales Street (Boggy Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to community commercial services-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning. First Reading approved on February 1, 2018. Vote: 10-1. Owner/Applicant: Anmol Mehra. Agent: South Llano Strategies (Glen Coleman). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 3

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

65. NPA-2017-0016.03 - 3232 & 3306 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 3232 & 3306 E. Cesar Chavez Street (Colorado River Watershed) from Commercial to Mixed Use land use. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed on February 27, 2018. Owner/Applicant: The Betty Sue Kurtz Trust and The Thelma Ann Zirkelbach Trust. Agent: Husch Blackwell, LLP (Stacey L. Milazzo). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 3

66. NPA-2017-0016.02 - Flats on Shady - 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 1125 Shady Lane (Boggy Creek Watershed) from Single Family to Multifamily land use. Staff Recommendation: To grant Multifamily land use. Planning Commission Recommendation: To be reviewed on February

27, 2018. Owner/Applicant: Otto Friedrich Jr. Estate. Agent: Drenner Group (Amanda Swor). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 3

67. NPA-2017-0002.01 - 4 East - District 3 - Conduct a public hearing and approve an ordinance amending Ordinance No. 19990513-70 the East Cesar Chavez 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 1600, 1602, 1604, 1606, 1608, 1610 E. 4th (Town Lake Watershed) from Specific Regulating District to Specific Regulating District land use. Staff Recommendation: To grant Mixed Use land use. Planning Commission Recommendation: Forwarded to Council without a recommendation due to lack of an affirmative vote. Owner: CC Third and Comal, LP and Tocayo Investments GP, LLC (Robert Gandy). Agent: Armbrust & Brown, PLLC (Michael Whellan). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 3

68. C14-2017-0105 - 4 East - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning property locally known as 1600, 1602, 1604, 1606, 1608, and 1610 East 4th Street (Lady Bird Lake Watershed). Applicant Request: To rezone from transit oriented development-neighborhood plan (TOD-NP) combining district zoning to transit oriented development-central urban redevelopment- neighborhood plan (TOD-CURE-NP) combining district zoning. Staff Recommendation: To grant transit oriented development-central urban redevelopment- neighborhood plan (TOD-CURE-NP) combining district zoning, with conditions. Planning Commission Recommendation: Forwarded to Council without a recommendation due to lack of an affirmative vote. Owner: Tocayo Investments GP, LLC & CC Third and Comal, LP (Robert Gandy IV). Applicant: Armbrust & Brown, PLLC (Michael J. Whellan). City Staff: Heather Chaffin, 512- 974-2122.

District(s): District 3

69. NPA-2017-0015.03 - Jackie Robinson Street - District 1 -Conduct a public hearing and approve an ordinance amending Ordinance No. 20021107-Z-11 the East MLK Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on a property locally known as 1321 Delano St. and 5600 Jackie Robinson Street (Fort Branch Watershed) from Single Family and Mixed Residential to Higher Density Single Family land use. Staff Recommendation: To grant High Density Single Family land use. Planning Commission Recommendation: To grant High Density Single Family land use. Owner: Evangelo Sgarbi. Applicant: Land Answers, Inc. (Jim Wittliff). City Staff: Debora Gonzalez, 512-974-7973 and Jesse Gutierrez, 512- 974-1606

District(s): District 1

70. C14-2017-0097 - Jackie Robinson Residential - District 1 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1321 Delano Street and 5600 Jackie Robinson Street (Fort Branch Watershed). Applicant Request: To rezone from family residence- neighborhood plan (SF-3-NP) combining district zoning to townhouse & condominium- neighborhood plan (SF-6-NP) combining district zoning. Staff Recommendation: To grant townhouse & condominium- neighborhood plan (SF-6-NP) combining district zoning. Planning Commission Recommendation: To grant townhouse & condominium-conditional overlay- neighborhood plan (SF-6-CO-NP) combining district zoning.

Owner: Evangelo Sgarbi Applicant: Land Answers, Inc. (Jim Wittliff). City Staff: Scott Grantham, 512-974-3574.

District(s): District 1

71. C14-2017-0050 - 1501 Airport Commerce Drive - District 3 -Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1501 Airport Commerce Drive (Carson Creek Watershed). Applicant Request: To rezone from general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning to general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant general commercial services-conditional overlay- neighborhood plan (CS-CO-NP) combining district zoning, to change a condition of zoning. Planning Commission Recommendation: To grant general commercial services-conditional overlay- neighborhood plan (CS-CO-NP) combining district zoning, to change a condition of zoning. Owner/Applicant: W2 Hill ACP II LP/Simmons Vedder (Steven Freche). Agent: Thrower Design (Ron Thrower). City Staff: Andrew Moore, 512-974-7604.

District(s): District 3

72. C14-2017-0051 -Waters Park Commercial - District 7 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 12219, 12219 ½ and 12221 Waters Park Road (Walnut Creek Watershed). Applicant Request: To rezone from rural residence (RR) district zoning, limited office (LO) district zoning and general office (GO) district zoning to commercial-liquor sales-conditional overlay (CS-1-CO) combining district zoning for Tract 1 and community commercial-conditional overlay (GR-CO) combining district zoning for Tract 2. Staff Recommendation: To grant commercial-liquor sales-conditional overlay (CS-1-CO) combining district zoning for Tract 1 and community commercial-conditional overlay (GR-CO) combining district zoning for Tract 2, with conditions. Zoning and Platting Commission Recommendation: To be reviewed on February 6, 2018. Owner/Applicant: Bar Czar, LLC (Matias Segura III). Agent: South Llano Strategies (Glen Coleman). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 7

73. C14-2017-0084 - 6507 E. Riverside - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6505, 6507. 6509 E. Riverside Drive and 2108 Thrasher Lane (Carson Creek Watershed). Applicant Request: To rezone from East Riverside Corridor - neighborhood residential (ERC-NR) district zoning to East Riverside Corridor - corridor mixed use (ERC-CMU) district zoning. Staff Recommendation: To grant East Riverside Corridor - corridor mixed use (ERC-CMU) district zoning. Planning Commission Recommendation: To grant East Riverside Corridor - corridor mixed use (ERC-CMU) district zoning for a portion of the requested area. Owner/Applicant: TLH Riverside 6507 MF-1, LP (David Cox). Agent: Armbrust & Brown, PLLC (Michael Whellan). City Staff: Andrew Moore, 512-974-7604.

District(s): District 3

74. C14-2017-0116 - Texas Health and Science University Library and Dormitory - District 5 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 4004 Valley View Road (West Bouldin Creek Watershed). Applicant

Request: from family residence (SF-3) district zoning to limited office - mixed use (LO-MU) combining district zoning. Staff Recommendation: To grant limited office - mixed use (LO-MU) combining district zoning. Planning Commission Recommendation: To grant limited office - mixed use (LO-MU) combining district zoning. Owner/Applicant: Lisa and Paul Lin. Agent: Landanswers (Jim Wittliff). City Staff: Andrew Moore, 512-974-7604.

District(s): District 5

75. C14-2017-0123 - South Chisholm Professional Offices - District 5 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 9401 South Chisholm Trail (Slaughter Creek Watershed). Applicant's Request: To rezone from single family residence-standard lot (SF-2) district zoning to limited office-mixed use-conditional overlay (LO-MU-CO) combining district zoning. Staff Recommendation: To grant limited office-mixed use (LO-MU) combining district zoning. Zoning and Platting Commission Recommendation: To be reviewed on February 6, 2018. Owner/Applicant: Mario Solis. Agent: Land Answers, Inc. (Jim Wittliff). City Staff: Wendy Rhoades, 512-974-7719. A valid petition has been filed in opposition to this rezoning request.

District(s): District 5

76. C14-2016-0136 - Broadmoor - District 7 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 11501 Burnet Road (Walnut Creek Watershed). Applicant Request: To rezone from north burnet/gateway-commercial mixed use-neighborhood plan combining (NBG-CMU-NP) district zoning to north burnet/gateway-transit oriented development-gateway zone-neighborhood plan combining (NBG-TOD-NP) district zoning. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed on February 27, 2018. Owner/Applicant: Brandywine Austin, LLC (Leon Shadowen). Agent: Drenner Group, PC (Dave Anderson). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 7

77. C14-2017-0147 - Daisy Drive Rezoning - District 7 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2401 and 2405 Daisy Drive (Walnut Creek Watershed). Applicant Request: To rezone from general commercial services (CS) district zoning to general commercial services-mixed use combining (CS-MU) district zoning. Staff Recommendation: To grant general commercial services-mixed use-conditional overlay combining (CS-MU-CO) district zoning. Zoning and Platting Commission Recommendation: To grant general commercial services-mixed use-conditional overlay combining (CS-MU-CO) district zoning. Owner/Applicant: Guadalupe and Glafira M. Gonzales. Agent: Moreno Consultants (Candy Moreno). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 7

78. C14H-2017-0119 - Stolle-Westling-Lewis-Sweatt House - District 1 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1209 E. 12th Street, from family residence-neighborhood conservation combining district-neighborhood plan (SF-3-NCCD-NP) combining district zoning to family residence-historic landmark-neighborhood conservation combining district-neighborhood plan (SF-3-H-NCCD-NP) combining district zoning. Staff Recommendation: To grant family residence-historic landmark-neighborhood conservation combining district-neighborhood plan (SF-3-H-NCCD-NP) combining district zoning. Historic Landmark Commission

recommendation: To grant family residence-historic landmark-neighborhood conservation combining district-neighborhood plan (SF-3-H-NCCD-NP) combining district zoning. Planning Commission Recommendation: To grant family residence-historic landmark-neighborhood conservation combining district-neighborhood plan (SF-3-H-NCCD-NP) combining district zoning. Applicant: Dan Niendorff, owner. City Staff: Steve Sadowsky, Historic Preservation Office, Planning and Zoning Department, 974-6454.

District(s): District 1

79. C14-2017-0067 - Champion Tract 1C - District 10 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6500 FM 2222 Road (West Bull Creek Watershed). Applicant Request: To rezone from neighborhood commercial- conditional overlay (LR-CO) combining district zoning to general commercial services- conditional overlay (CS-CO) combining district zoning. Staff Recommendation: To grant general commercial services- conditional overlay (CS-CO) combining district zoning. Zoning and Platting Commission Recommendation: To deny general commercial services- conditional overlay (CS-CO) combining district zoning. Owner/Applicant: Champion, Meier Assets, Ltd. (Terry Bray). Agent: Ambrust & Brown, L.L.P (Richard T. Suttle, Jr.). City Staff: Scott Grantham, 512-974-3574.

District(s): District 10

#### **4:00 PM - Public Hearings and Possible Actions**

80. Conduct a public hearing and consider an ordinance adopting local standards of care for the City of Austin Parks and Recreation Department's Youth Programs.

#### **5:30 PM - Live Music**

Croy and the Boys

#### **5:30 PM – Proclamations**

Proclamation- Austin Energy Science Festival Day – To be presented by Mayor Steve Adler and to be accepted by Jackie Sargent, General Manager, Austin Energy.

Proclamation- Teen Dating Violence Awareness Day - To be presented by Council Member Alison.

Proclamation- Rotary Arbor Day - To be presented by Mayor Steve Adler and to be accepted by Gene Holiman, District Governor, Rotary District 5870.

Proclamation- National Wear Red Day - To be presented by Mayor Pro Tem Kathie Tovo.

Distinguished Service Award- David Potter Day - To be presented by Mayor Steve Adler and to be accepted by the honoree.

Proclamation- Engineers Week - To be presented by Mayor Steve Adler.



## **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.



# City of Austin

301 W. Second Street  
Austin, TX

## Agenda

### City Council Addendum Agenda

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Thursday, February 15, 2018

10:00 AM

Austin City Hall

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

#### Consent Agenda

##### Management Services

81. Approve an ordinance amending Ordinance No. 20171214-019 relating to specialized functions, certifications, assignments, and additional pay, and authorizing vacation accumulation leave for emergency medical services personnel employed by the Austin-Travis County Emergency Medical Services Department; and declaring an emergency.

##### Item(s) from Council

82. Approve a resolution directing the City Manager to analyze and develop next step strategies to enhance stability, preservation, and creation of creative arts cultural spaces throughout the city.

Sponsors: Council Member Ann Kitchen, Mayor Steve Adler, Council Member Leslie Pool, and Council Member Alison Alter

#### Adjourn

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