

A U S T I N C I T Y C O U N C I L

# AGENDA



## AUSTIN CITY COUNCIL WORK SESSION

Tuesday, April 09, 2013

The Austin City Council will convene at 9:00 AM on  
Tuesday, April 09, 2013 at Austin City Hall  
301 W. Second Street, Austin, TX



**Mayor Lee Leffingwell**  
**Mayor Pro Tem Sheryl Cole**  
**Council Member Chris Riley, Place 1**  
**Council Member Mike Martinez, Place 2**  
**Council Member Kathie Tovo, Place 3**  
**Council Member Laura Morrison, Place 4**  
**Council Member William Spelman, Place 5**

For meeting information, contact the City Clerk, 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. Council Discussion
- C. Council Items of Interest
- D. Briefings
  - D.1 Austin Energy Quarterly Briefing

## **Consent**

### **Contract Management**

- 2. Authorize execution of a construction contract with AUSTIN MATERIALS, LLC DBA RAMMING PAVING COMPANY, for the 2013 Miscellaneous Streets Overlay Project in an amount not to exceed \$1,906,669.  
( Notes: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Woman Owned Business Owned Enterprise Procurement Program) by meeting the goals with 8.92% MBE and 1.35% WBE subcontractor participation. )
- 3. Authorize execution of a construction contract with ALPHA PAVING INDUSTRIES, LLC (MBE/ MA-94.12%), for the 2013 Miscellaneous Streets Fog Seal Project in an amount not to exceed \$470,175.  
( Notes: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Woman Owned Business Enterprise Procurement Program) by meeting the goals with 94.12% MBE prime participation and 0.53% WBE subcontractor participation. )
- 4. Authorize negotiation and execution of professional services agreements with the following eight staff recommended firms (or one of the other qualified responders) and correct calculation of ranking order under Council action taken on Item 19 on January 17, 2013: LIMBACHER AND GODFREY ARCHITECTS, INC. (WBE/FW); THE LAWRENCE GROUP, INC.; MCKINNEY YORK ARCHITECTS (WBE/FW); AUSTIN ARCHITECTURE PLUS, INC. dba ARCHITECTURE + PLUS

(WBE/FW); STANLEY-SALAIZ JOINT VENTURE; JACKSON AND MCELHANEY ARCHITECTS, INC.; HPA LLP dba HATCH+ULLAND OWEN ARCHITECTS; and MWM DESIGN GROUP, INC. dba MWM DESIGN GROUP (WBE/FH) for the 2013 General Architectural Services 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.

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

## **Fire**

5. Authorize negotiation and execution of an interlocal agreement between the City of Austin and the Austin Independent School District (AISD) to allow students enrolled in the AISD's LBJ Fire Academy the ability to ride-out on fire apparatus.
6. Authorize negotiation and execution of an interlocal agreement between the City of Austin and the Texas Forest Service to coordinate efforts related to prevention, training for, detection, and suppression of wildfires; and management and training for prescribed fires and other incidents to improve efficiency and effectiveness. The initial term is one year and the parties may renew for up to five (5) additional one-year terms on mutual consent.

## **Government Relations**

7. Approve a resolution consenting to special legislation to create the Cascades Municipal Utility District No. 1, consisting of approximately 135 acres of land located in southern Travis County immediately south of the current City limits in Austin's extraterritorial jurisdiction, along the east side of IH 35 South, along Onion Creek, conditioned on certain provisions being included in the legislation creating the district.

## **Health and Human Services**

8. Authorize negotiation and execution of a 5-month Contract for early childhood services with CHILD, INC. in an amount not to exceed \$557,280.
9. Approve an ordinance authorizing acceptance of \$32,201 from the U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, CENTERS FOR DISEASE CONTROL AND PREVENTION, and amending the Fiscal Year 2012-2013 Health and Human Services Department Operating Budget Special Revenue Fund (Ordinance No. 20120910-001) to appropriate \$32,201 for the Community Transformation Grant program.
10. Authorize negotiation and execution of an interlocal agreement with

TRAVIS COUNTY to provide funding and certain services for the Summer Youth Employment Program for a one-year term beginning June 1, 2013, in an amount not to exceed \$562,554.

### **Management Services**

11. Approve first reading of an ordinance relating to the creation of an independent board of trustees to govern Austin Energy and the creation of an advisory panel to advise the board and council on matters concerning Austin Energy.

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

12. Authorize negotiation and execution of Amendment No. 1 to the Fiscal Year 2012 – 2013 Service Agreement with the Austin Housing Finance Corporation to increase funding in the amount of \$75,000 for the Choice Neighborhoods Initiative.
13. Authorize the negotiation and execution of Amendment No. 2 to the Fiscal Year 2012-2013 Service Agreement with the Austin Housing Finance Corporation in an amount not to exceed \$10,000,000 to fund housing programs.
14. Approve a resolution authorizing the negotiation and execution of an interlocal agreement with Travis County to allow the City of Austin to develop and manage a solicited contract to conduct a Housing Market Study and an Analysis of Impediments to Fair Housing Choice Study.

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

15. Authorize negotiation and execution of an interlocal agreement between the City and the Texas Department of Public Safety for medical direction services provided by the Office of the Medical Director from April 1, 2013 to January 1, 2016, in the amount not to exceed \$19,915.50 per year for a total contract amount not to exceed \$59,746.50.

### **Planning and Development Review**

16. Approve an ordinance amending Ordinance No. 20121213-079 zoning property located at 300 East 5th Street as described in Zoning Case No. C 14-2012-0106 to reflect a maximum Floor-to-Area-Ratio of 13.8 as approved by Council.

### **Police**

17. Approve a resolution authorizing the application for \$628,779 in grant funding from the Texas Automobile Burglary and Theft Prevention Authority to implement the Austin Police Department Auto Burglary and

Theft Interdiction Project.

### **Public Works**

18. Authorize negotiation and execution of a second amendment to an interlocal agreement with Williamson County to improve a portion of Pond Springs Road to address responsibility for a flooding damage claim at 13216 Pond Springs Road, at no additional cost to the City.

### **Purchasing Office**

19. Authorize award and execution of a 24-month requirements service contract with ALLIED WASTE SERVICES #843, for the management and disposal of industrial Class 2 non-hazardous waste for Austin Energy in an estimated amount not to exceed \$529,640, with three 12-month extension options in an estimated amount not to exceed \$264,820 per extension option, for a total estimated contract amount not to exceed \$1,324,100.  
( Notes: This contract will be awarded in compliance with City Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. )
20. Authorize award and execution of a contract with QUANTA TECHNOLOGY, LLC, or one of the other qualified offerors to RFP No. DKC0036, to provide assessment of North American Electric Reliability Corporation compliance documentation and evidence for Austin Energy in an estimated amount not to exceed \$68,000.  
( Notes: This contract will be awarded in compliance with City Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. )
21. Authorize award and execution of a 36-month requirements supply contract with SAFEWARE INC., dba AIR INSTRUMENTATION, to provide hazmat personal protective equipment (PPE) for the Austin Fire Department (AFD) in an estimated amount not to exceed \$112,875, with three 12-month extension options in an estimated amount not to exceed \$37,625 per extension option, for a total estimated contract amount not to exceed \$225,750.  
( Notes: This contract will be awarded in compliance with City Code Chapter 2-9D (Minority Owned and Women Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. )
22. Authorize award and execution of Amendment No. 1 to various supply and service contracts through the STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES cooperative purchasing program for the purchase of computer software and software maintenance and support

services to increase the authority for Austin Energy in an estimated amount not to exceed \$120,000, for a revised estimated authorization amount for Austin Energy not to exceed \$9,230,190.

( Notes: This contract was awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract. However, SMBR will assist in the identification of subcontracting opportunities on a case by case basis. )

23. Authorize award and execution of Amendment No. 1 to various supply and service contracts through the STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES cooperative purchasing program for the purchase of computer, telephone, and network hardware and related maintenance services to increase the authority for Austin Energy in an estimated amount not to exceed \$1,025,000, for a revised estimated authorization amount for Austin Energy not to exceed \$10,495,191.

( Notes: This contract was awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract. However, SMBR will assist in the identification of subcontracting opportunities on a case by case basis. )

24. Authorize award and execution of Amendment No. 1 to various service contracts through the STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES cooperative purchasing program for the purchase of technology services and support to increase the authority for Austin Energy in an estimated amount not to exceed \$5,445,158, for a revised estimated authorization amount for Austin Energy not to exceed \$15,529,998.

( Notes: This contract was awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract. However, SMBR will assist in the identification of subcontracting opportunities on a case by case basis. )

25. Authorize award and execution of a 36-month requirements contract with KONECRANES, INC., for maintenance and repair services for in-house automotive lifts, cranes, and overhead hoists in an estimated amount not to exceed \$94,000, with three 12-month extension options in an estimated amount not to exceed \$44,200 for the first option, \$52,840 for the second option, and \$63,208 for the third option for a total estimated contract amount not to exceed \$254,248.

( Notes: This contract will be awarded in compliance with City Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified;

therefore, no goals were established for this solicitation. )

26. Authorize award and execution of a 36-month requirements service contract with the NATIONAL STANDARDS AUTHORITY OF IRELAND, INC. (NSAI) for ISO 9001 Quality management registration and surveillance audit services for Austin Energy in an amount not to exceed \$137,175, with one 36-month extension option in an amount not to exceed \$137,175, for total contract amount not to exceed \$274,350.  
( Notes: This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. )
27. Authorize award and execution of a 36-month requirements supply contract with VULCAN ALUMINUM, to provide blank aluminum signs for the Transportation Department, in an estimated amount not to exceed \$525,000, with three 12-month extension options in estimated amounts not to exceed \$175,000 per extension option, for a total estimated contract amount not to exceed \$1,050,000.  
( Notes: This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. )
28. Authorize award, negotiation, and execution of a 60-month requirements service contract with FRONTIER ASSOCIATES LLC., to provide hosting, support, upgrades, and technical project enhancements and training for the Green Building Online Rating System for Austin Energy in an estimated amount not to exceed \$304,460.  
( Notes: This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract. )

### **Transportation**

29. Authorize negotiation and execution of an interlocal agreement between the City, Capital Metropolitan Transportation Authority, and Lone Star Rail District for coordinated planning and development of rail services in Central Texas.

### **Watershed Protection Department**

30. Authorize negotiation and execution of a four-month interlocal agreement with Austin Independent School District for cave excavation and improvements on the Bowie High School grounds.

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

31. Approve appointments and certain related waivers to citizen boards and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members.
32. Approve an ordinance waiving certain fees for the “Two Gentlemen of Verona” performances which are to be held on May 2-4, 9-11, and 16-18, 2013, at Ramsey Neighborhood Park.  
( Notes: SPONSOR: Council Member Kathie Tovo CO 1: Council Member Laura Morrison CO 2: Council Member Mike Martinez )
33. Approve a resolution amending the City’s legislative agenda to include support for House Bill 3350, authored by Representative Eddie Rodriguez, relating to homestead preservation districts.  
( Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison )
34. Approve an ordinance granting a waiver from City Code Chapter 14-6 regarding the application and permit fee for the Capitol Studios Project sponsored by Foundation Communities for the temporary use of parking spaces at the intersection of 10th and Neches Streets.  
( Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Chris Riley CO 2: Council Member Laura Morrison )
35. Approve an ordinance waiving certain fees for the 15th Annual Austin Dragon Boat Festival which is to be held on Saturday, April 27, 2013 at Festival Beach.  
( Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Council Member Kathie Tovo CO 2: Mayor Pro Tem Sheryl Cole )
36. Approve an ordinance amending City Code Chapter 25-11 relating to the lifespan of demolition permits; and waiving Section 25-1-502.  
( Notes: SPONSOR: Council Member Chris Riley CO 1: Mayor Lee Leffingwell )
37. Approve an ordinance amending the Fiscal Year 2012-2013 Parks and Recreation Department Operating Budget (Ordinance No. 20120910-001) to reduce expenditures in the amount of \$150,000 that were to be used to fund the Austin Playhouse; and amending the Fiscal Year 2012-2013 Health and Human Services Department Operating Budget (Ordinance No. 20120910-001) to increase expenditures in the amount of \$150,000 to provide additional funding for Skillpoint Alliance.  
( Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member William Spelman )
38. Approve a resolution directing the City Manager to work with the Sustainable Food Policy Board (SFPB) to identify and prioritize the recommendations from the Economic Impact of Austin’s Food Sector Report, to implement

those recommendations that do not require budget amendments, to work with the SFPB to identify priorities and budget implications, and to report back to Council prior to the May 2, 2013 budget work session.

( Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison CO 2: Council Member Chris Riley )

39. Approve an ordinance waiving certain fees under City Code Chapter 14-8, and authorizing payment of certain costs for the 20 ft Wide Event which is to be held April 13 - 21, 2013, in the alley between Congress Avenue, Brazos Street, 9th Street, and 10th Street; and declaring an emergency.

( Notes: SPONSOR: Council Member Kathie Tovo CO 1: Council Member Chris Riley CO 2: Mayor Pro Tem Sheryl Cole )

40. Approve a resolution initiating code amendments to the Central Urban Redevelopment Combined District (CURE) to bring it into alignment with the Downtown Density Bonus Program including amendments eliminating the ability to use CURE as a means to secure additional height and density.

( Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member William Spelman CO 2: Council Member Kathie Tovo )

41. Approve an ordinance waiving certain fees and requirements for the Community Fair sponsored by the Texas Civil Rights Project which is to be held on Thursday, April 25, 2013 at Montopolis Recreation Center.

( Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Chris Riley CO 2: Council Member Laura Morrison )

42. Approve an ordinance reimbursing certain fees and waiving certain requirements for the Next Generation Network's Evening of Education, Leadership & Action event which was held on Thursday, April 4, 2013 at Emma S. Barrientos Mexican-American Cultural Center.

( Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison CO 2: Council Member Kathie Tovo )

43. Approve the reimbursement of certain additional fees under City Code Chapter 14-8 and authorize additional payment of certain costs for the 25th annual AIDS Walk Austin 2012 event, sponsored by AIDS Services of Austin, which was held on Sunday, October 21, 2012.

( Notes: SPONSOR: Council Member Laura Morrison CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member Mike Martinez )

44. Approve an ordinance reimbursing certain fees and waiving certain requirements for the WobeeonFest 2013 Austin World Music Festival which was held on April 6-7, 2013 at the Emma S. Barrientos Mexican-American Cultural Center.

( Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Kathie Tovo CO 2: Mayor Pro Tem Sheryl Cole )

45. Approve a resolution amending the City's legislative agenda to include

support for Senate Bill 410 and House Bill 1024, relating to creation of a board to manage the operations of Austin Energy.

( Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Council Member William Spelman )

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

46. Set a public hearing to consider an ordinance repealing and replacing Article 6 of City Code Chapter 25-12 to adopt the 2012 Uniform Plumbing Code and local amendments. (Suggested date and time: April 25, 2013, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX.)
47. Set a public hearing to consider an ordinance repealing and replacing Article 5 of City Code Chapter 25-12 to adopt the 2012 Uniform Mechanical Code and local amendments. (Suggested date and time: April 25, 2013, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).
48. Set a public hearing to consider an ordinance repealing and replacing Article 12 of City Code Chapter 25-12 to adopt the 2012 International Energy Conservation Code and local amendments. (Suggested date and time: May 9, 2013, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).
49. Set a public hearing to consider an ordinance repealing and replacing Article 1 of City Code Chapter 25-12 to adopt the 2012 International Building Code and local amendments. (Suggested date and time: May 9, 2013, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).
50. Set a public hearing to consider an ordinance repealing and replacing Article 11 of City Code Chapter 25-12 to adopt the 2012 International Residential Code and local amendments. (Suggested date and time: May 9, 2013, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).
51. Set a public hearing to consider an ordinance amending Article 11 of City Code Chapter 25-12, the Residential Code, to require additional accessibility or visitability standards for residential single-family and duplex construction. (Suggested date and time: May 9, 2013, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).
52. Set a public hearing to consider an ordinance amending Article 1 of City Code Chapter 25-12, the Building Code, to address noise mitigation for high rise residential Group R structures. (Suggested date and time: May 9, 2013, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).
53. Set a public hearing to consider an ordinance amending Article 4 of City Code Chapter 25-12 (the Electric Code) to corrected typographical errors and clarify certain provisions. (Suggested date and time: April 25, 2013, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).

54. Set a public hearing to consider an ordinance repealing and replacing Article 9 of City Code Chapter 25-12 to adopt the 2012 International Property Maintenance Code and local amendments. (Suggested date and time: April 25, 2013, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX)
55. Set a public hearing to consider an ordinance amending Ordinance No. 20090312-035 which established the North Burnet/Gateway Zoning District and adopted the Regulating Plan, to include Figure 1-2 (North Burnet/Gateway Zoning District Subdistrict Map), which will allow the Regulating Plan to be updated by following zoning procedures. (Suggested date and time: April 25, 2013, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).
56. Set a public hearing to consider an ordinance amending City Code Chapter 25-2 to modify the boundary of the Waterfront Overlay District between Auditorium Shores and Butler Shores Subdistricts. (Suggested date and time: April 25, 2013, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).
57. Set a public hearing to consider an ordinance repealing and replacing Article 7 of City Code Chapter 25-12 to adopt the 2012 International Fire Code and local amendments. (Suggested date and time: May 9, 2013, 4:00 p.m. Austin City Hall, 301 W. Second Street, Austin, TX).
58. Set a public hearing to consider an ordinance amending City Code Chapter 25-2 regarding provisions of the North Burnet Gateway District sign regulations, definition of two-story minimum, and correcting the reference to Urban Watersheds. (Suggested date and time: April 25, 2013, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).
59. Set a public hearing to consider authorization of a Public Improvement District (PID) for the Estancia Hill Country project (approximately 600 acres in southern Travis County west of IH 35 South approximately eight tenths of a mile south of the intersection of IH 35 South and Onion Creek Parkway). Suggested date and time: May 9, 2013 at 4:00 pm, Council Chambers of City Hall, 301 W 2nd Street, Austin, Texas.
60. Set a public hearing to consider an ordinance amending City Code Chapters 8-1 and 25-6 to authorize parking utilization agreements for certain under-used parking lots on city parkland, in exchange for funding to provide significant amenities or improvements to serve the park. (Suggested date and time, April 25, 2013, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).

#### **Non-Consent**

**Action on Item(s) with Closed Public Hearings - per City Code Section 2-5-27, additional speakers will not be registered**

61. Approve third reading of an ordinance amending City Code Title 25 pertaining to downtown off- street parking requirements. THE PUBLIC HEARING FOR THIS ITEM WAS HELD AND CLOSED ON FEBRUARY 28, 2013.

### **Executive Session**

62. Discuss legal issues related to Open Government matters (Private consultation with legal counsel - Section 551.071).
63. Discuss legal issues related to the November 6, 2012 election (Private consultation with legal counsel - Section 551.071).
64. Discuss legal issues related to Byron Carter Sr., et al v. City of Austin et al, Cause No. A-11-CA-997-LY in the United States District Court, Western District of Texas, Austin Division (Private consultation with legal counsel - Section 551.071).
65. Discuss legal issues related to Austin Fire Department cadet hiring processes (Private consultation with legal counsel - Section 551.071).
66. Discuss legal issues related to the proposed ordinance to create an independent board of trustees to govern Austin Energy and an advisory panel to advise the board on matters concerning Austin Energy (Private consultation with legal counsel - Section 551.071).

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

67. C14-2012-0028 - 3rd & Colorado - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 301 and 311 Colorado Street, and 114 West 3rd Street (Town Lake Watershed) from central business district-central urban redevelopment district (CBD-CURE) combining district zoning to central business district-central urban redevelopment district (CBD-CURE) combining district zoning, to change a condition of zoning. First reading approved on August 16, 2012. Vote 7-0. Applicant: S/H Austin Partnership (John Beauchamp). Agent: Winstead, P.C. (Stephen O. Drenner). City Staff: Clark Patterson, 974-7691.
68. C14-2012-0132 – Kenneth L. Bishop – Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 13039 Pond Springs Road (Lake Creek Watershed) from interim-rural residence (I-RR) district zoning to community commercial-mixed use (GR-MU) combining district zoning. First Reading approved on December 13, 2012. Vote: 7-0. Owner/Applicant: Kenneth L. Bishop. Agent: Mike McHone Real Estate (Michael R. McHone). City Staff: Sherri Sirwaitis, 974-3057.

69. C14-2011-0141 – Peaceful Hill Condominiums – Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 8107 Peaceful Hill Lane and 501 Hubach Lane (South Boggy Creek Watershed) from development reserve (DR) district zoning to townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning, with conditions. First reading approved with conditions on April 26, 2012. Vote: 5-2, Mayor Lee Leffingwell and Council Member Tovo voted nay. Second Reading approved with conditions on June 14, 2012. Vote: 5-2 Council Members Morrison and Tovo voted nay. Owner/Applicant: Kristopher Alsworth, Delton Hubach, Jim Bula and Catherine Christopherson. Agent: The Weichert Law Firm (Glenn K. Weichert). City Staff: Wendy Rhoades, 974-7719. A valid petition has been filed in opposition to this rezoning request.
70. C14-2012-0145 - 2111 Fort View Road - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2111 Fort View Road (Williamson Creek Watershed) from family residence (SF-3) district zoning to neighborhood office-mixed use-conditional overlay (NO-MU-CO) combining district zoning, with conditions. First reading approved on March 7, 2013. Vote: 7-0. Owner: Eveann Investments, LP (William G. Franklin). Applicant: One Management, Inc. (Howard P. Kells). City Staff: Lee Heckman, 974-7604.

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

71. C14-2008-0159(RCA) - 3rd & Colorado - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 301 and 311 Colorado Street, and 114 West 3rd Street (Town Lake Watershed) to amend a portion of the Restrictive Covenant as it relates to certain uses and development standards. Staff Recommendation: To grant an amendment to a portion of the Restrictive Covenant. Planning Commission Recommendation: To grant an amendment to a portion of the Restrictive Covenant. Applicant: S/H Austin Partnership (John Beauchamp). Agent: Winstead, P.C. (Stephen O. Drenner). City Staff: Clark Patterson, 974-7691.
72. C14-2012-0083 - Cirrus Rezoning - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 800 West 6th Street, and 602-702 West Avenue (Shoal Creek Watershed) from downtown mixed use-conditional overlay-central urban redevelopment district (DMU-CO-CURE) combining district zoning for Tract 1, and limited office (LO) district zoning and general office (GO) district zoning for Tract 2 to downtown mixed use-central urban redevelopment district (DMU-CURE) combining district zoning for Tract 1 and downtown mixed use (DMU) district zoning for Tract 2. Staff Recommendation: To grant downtown mixed use-central urban

redevelopment district (DMU-CURE) combining district zoning for Tract 1 and downtown mixed use (DMU) district zoning for Tract 2. Planning Commission Recommendation: To be reviewed on April 9, 2013. Applicant: Cirrus Logic, Inc. (Thurman Case). Agent: Armbrust & Brown, PLLC (Richard Suttle). City Staff: Clark Patterson, 974-7691.

73. C14-2012-0109 – Sunflower – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1201 Robert E Lee Road (Lady Bird Lake Watershed) from family residence (SF-3) district zoning to townhouse and condominium residence (SF-6) district zoning. Staff Recommendation: To grant townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning. Planning Commission Recommendation: To deny townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning. Owner/Applicant: Joe Joseph, Jr.; Hazel Joseph. Agent: Vinson Radke Investments (Steven Radke). City Staff: Lee Heckman, 974-7604.
74. C14-99-0132(RCT) – Prosperity Business Park – Conduct a public hearing to terminate a restrictive covenant on property locally known as 9101-9201 South IH 35 Service Road Northbound (Onion Creek Watershed). Staff Recommendation: To grant the restrictive covenant termination. Zoning and Platting Commission Recommendation: To grant the restrictive covenant termination. Owner/Applicant: NL Land Holdings, Ltd. (John Lewis). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Wendy Rhoades, 974-7719.
75. C14-2013-0009 – Prosperity Business Park – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 9101-9201 South IH 35 Service Road Northbound (Onion Creek Watershed) from general commercial services-conditional overlay (CS-CO) combining district zoning to general commercial services-conditional overlay (CS-CO) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning, to change a condition of zoning. Zoning and Platting Commission Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning, to change a condition of zoning. Owner/Applicant: NL Land Holdings, Ltd. (John Lewis). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Wendy Rhoades, 974-7719.
76. C14-2013-0003 – West Campus Partners, L.P. – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2700 Nueces Street, Suite 103 (Waller Creek Watershed) from multi-family residence-moderate-high density-neighborhood plan (MF-4-NP) combining district zoning to commercial-liquor sales-neighborhood plan (CS-1-NP) combining district zoning. Staff Recommendation: To grant commercial-liquor sales-conditional overlay-

neighborhood plan (CS-1-CO-NP) combining district zoning. Planning Commission Recommendation: To grant commercial-liquor sales-conditional overlay- neighborhood plan (CS-1-CO-NP) combining district zoning. Applicant: West Campus Partners, L.P. (Marty Timmerman). Agent: Bury & Partners, Inc. (Melissa Neslund). City Staff: Clark Patterson, 974-7691.

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

77. 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 <https://austin.siretechnologies.com/sirepub/mtgviewer.aspx?meetid=397&doctype=AGENDA>)

### **ABIA Development Corporation Board of Directors Meeting**

78. The Mayor will recess the City Council meeting to conduct a Board of Directors' Meeting of the ABIA Development Corporation. Following adjournment of the ABIA Development Corporation meeting the City Council will reconvene. (The agenda is temporarily located at <https://austin.siretechnologies.com/sirepub/mtgviewer.aspx?meetid=402&doctype=Agenda>).

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

79. Conduct a public hearing in accordance with Texas Parks and Wildlife Code, Section 26.001 et seq. and consider a resolution approving the permanent use of approximately 26,346 square feet of land for construction, use, maintenance, repair, and replacement of a shoring or soil retention system, building canopy, bridge, and roadway for the New Central Library/2nd Street Bridge and Extension Project through dedicated parkland known as Shoal Creek Greenbelt.
80. Conduct a public hearing to receive citizen input on community needs for comments on the Fiscal Year 2013-2014 Action Plan and the Community Development 2013-2014 Program, as required by the U.S. Department of Housing and Urban Development and the Texas Local Government Code Chapter 373.
81. Conduct a public hearing and consider an ordinance amending City Code Chapter 25-2 to encourage the relocation of historically significant buildings in the Rainey Street subdistrict of the Waterfront Overlay Combining District to appropriate locations outside of the subdistrict in lieu of demolition.
82. Conduct a public hearing and consider an ordinance granting a site specific amendment to City Code Section 25-8-514 (Save Our Springs Initiative) and a variance to City Code Sections 25-8-482 (Critical Water Quality Zone) and

25-8-483 (Water Quality Transition Zone) to allow construction of the Barton Springs Pool General Grounds Improvement Project in the Critical Water Quality Zone and Water Quality Transition Zone of Barton Creek and to exceed impervious cover requirements. This action concerns land located within the Barton Springs Zone.

83. Conduct a public hearing and consider an ordinance amending City Code Chapter 25-2, Subchapter F, relating to maximum allowable ceiling height.
84. Conduct a public hearing and consider an ordinance amending Ordinance No. 20081211-082 and the Regulating Plan, to make “Indoor Entertainment” a conditional use in the TOD Mixed Use zoning category in the Plaza Saltillo TOD.
85. Conduct a public hearing and consider an ordinance amending City Code Chapter 25-2 to readopt the conservation single family residential use.

## 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.*



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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 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 974-2210 con anticipo o informe al personal del Secretario/a Municipal presente en la sesión del Consejo.