

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

AGENDA



Thursday, June 27, 2013

The Austin City Council will convene at 10:00 AM on
Thursday, June 27, 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.

9:55 AM – Invocation

Deacon Joe Mendez, St. Albert the Great Catholic Church

10:00 AM – City Council Convenes

Consent

Approval of Minutes

1. Approve the minutes of the Austin City Council work session of June 18, 2013 and regular meeting of June 20, 2013.

Austin Energy

2. Authorize negotiation and execution of an agreement with 51st LIVING LTD, to provide a performance-based incentive for the generation of solar energy at its facilities at 101 West 51st Street, Austin, TX 78751, for an estimated \$26,769 per year, for a total amount not to exceed \$267,690 over a 10-year period.
3. Authorize negotiation and execution of an agreement with AMLI RESIDENTIAL, to provide a performance-based incentive for the generation of solar energy at its facility located at 300 N. Lamar Blvd., Austin, TX 78703, for an estimated \$9,599 per year, for a total amount not to exceed \$95,990 over a 10-year period.
4. Authorize negotiation and execution of an agreement with the BARR MANSION, to provide a performance-based incentive for the generation of solar energy at 10463 Sprinkle Road, Austin, TX 78755, for an estimated \$11,665 per year, for a total amount not to exceed \$116,650 over a 10-year period.
5. Authorize negotiation and execution of an agreement with GCE VENTURES, to provide a performance-based incentive for the generation of solar energy at its facility located at 3315 Ranch Road 620 S, Austin, TX

78738, for an estimated \$14,216 per year, for a total amount not to exceed \$142,160 over a 10-year period.

6. Authorize negotiation and execution of an agreement with GENERAL MOTORS, to provide a performance-based incentive for the generation of solar energy at its facility located at 7401 E. Ben White Blvd., Bldg. 3, Austin, TX 78741, for an estimated \$41,657 per year, for a total amount not to exceed \$416,570 over a 10-year period.
7. Authorize negotiation and execution of an agreement with GENERAL MOTORS, to provide a performance-based incentive for the generation of solar energy at its facility located at 717 E. Parmer Lane, Austin, TX 78753, for an estimated \$41,694 per year, for a total amount not to exceed \$416,940 over a 10-year period.
8. Authorize negotiation and execution of an agreement with McCORMICK VISION, to provide a performance-based incentive for the generation of solar energy at its facility located at 12701 Research Blvd. #101, Austin, TX 78759, for an estimated \$8,876 per year, for a total amount not to exceed \$88,760 over a 10-year period.
9. Authorize negotiation and execution of an agreement with PEARSON, to provide a performance-based incentive for the generation of solar energy at its facility located at 400 Center Ridge Drive, Austin, TX 78753, for an estimated \$48,064 per year, for a total amount not to exceed \$480,640 over a 10-year period.
10. Authorize negotiation and execution of an agreement with VIEW APARTMENTS, LP, to provide a performance-based incentive for the generation of solar energy at eight facilities located in the 1900 block of Willow Creek Drive, Austin, TX 78741, for an estimated \$23,840 per year, for a total amount not to exceed \$238,400 over a 10-year period.
11. Approve issuance of a rebate to MANOR ROAD PARTNERS, LTD, for performing comprehensive energy efficiency upgrades at the Archway Apartments located at 2504 Manor Road, Austin, Texas 78722, in an amount not to exceed \$102,000.
12. Approve issuance of a rebate to WILTEX PROPERTY for performing duct diagnostics and improvements at the Riverlodge Apartments located at 10301 Ranch Road 2222, Austin, TX 78730 in an amount not to exceed \$174,051.
13. Approve issuance of a rebate to SAMSUNG AUSTIN SEMICONDUCTOR for the installation of energy efficient lighting and equipment at its facility located at 12100 Samsung Blvd., Austin, TX 78754, in an amount not to exceed \$77,464.
14. Approve issuance of a rebate to STATE FARM INSURANCE COMPANY

for the installation of energy efficient lighting at its facility located at 8900 Amberglen Blvd., Austin, TX 78729, in an amount not to exceed \$74,908.

15. Authorize execution of two power purchase agreements with Duke Energy Renewables, Inc. for terms of up to 25 years and for up to 200 megawatts of wind-generated electricity under each agreement, in an estimated amount of \$20,000,000 per year for each agreement, for an estimated total contract amount of \$500,000,000 for each agreement.
16. Authorize execution of a power purchase agreement with E.ON Climate and Renewables North America, LLC, for a term of up to 25 years and for up to 170 megawatts of wind-generated electricity in an estimated amount of \$15,500,000 per year, for an estimated total contract amount of \$387,500,000.
17. Approve an ordinance authorizing the negotiation and execution of a Developer Participation Agreement with Seaholm Power, LLC, for construction of chilled water utilities to serve several facilities in the Seaholm Development District, in an amount not to exceed \$3,400,000.

Austin Water Utility

18. Approve Service Extension Request No. 3151 for water service to a 37 acre tract at 9300 W SH 71, located within the Drinking Water Protection Zone and partially in the City's 2-mile extraterritorial jurisdiction and corporate limits. Related to Item #19.
19. Approve Service Extension Request No. 3152 for wastewater service to a 37 acre tract at 9300 W SH 71, located within the Drinking Water Protection Zone and partially in the City's 2-mile extraterritorial jurisdiction and corporate limits. Related to Item #18.

Communications and Technology Management

20. Approve an ordinance amending the Fiscal Year 2012-2013 Communications and Technology Management Department Capital Budget (ordinance no. 20120910-002) to appropriate \$454,678 for the 9-1-1 Initiatives Project

Contract Management

21. Authorize negotiation and execution of a professional services agreement with the following fourteen staff recommended firms or one of the other qualified responders: CONSTRUCTION TECHNOLOGY LABORATORIES dba CTL GROUP; ECS TEXAS LLP dba ENGINEERING CONSULTING SERVICE; FUGRO CONSULTANTS INC. dba FUGRO; HOLT ENGINEERING INC. (WBE/FW); HVJ ASSOCIATES INC. (MBE/MB); KLEINFELDER CENTRAL INC. dba KLEINFELDER; MLA LABS, INC.; PAVETEX ENGINEERING & TESTING INC. (WBE/FH); PROFESSIONAL SERVICE INDUSTRIES

INC.; RABA-KISTNER CONSULTANTS INC. dba RABA KISTNER BRYTEST; OSCAR RODRIGUEZ dba RODRIGUEZ ENGINEERING LABORATORIES (MBE/MH); RONE ENGINEERING SERVICES LTD; TERRACON CONSULTANTS INC.; and WISS, JANNEY, ELSTNER ASSOCIATES INC., for the 2013 Geotechnical, Construction Materials, and Forensic Engineering rotation list for an estimated period of two years or until financial authorization is expended, with the total amount not to exceed \$7,000,000 to be divided among the fourteen firms. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program). Although no goals were established for this solicitation, areas of subcontracting opportunities have been identified.)

22. Authorize execution of a construction contract with CHASCO CONSTRUCTORS, LTD., LLP, for a project relating to improvements to Todd Lane from Ben White Boulevard to Saint Elmo Road, in the amount of \$7,794,994, plus a \$389,749.70 contingency, for a total contract amount not to exceed \$8,184,743.70.
(Notes: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) through the achievement of Good Faith Efforts with 6.40% MBE and 1.72% WBE subcontractor participation.)
23. Authorize negotiation and execution of a professional services agreement with BURY & PARTNERS, INC., for engineering services on the 3rd Street Reconstruction Phase II Project from Congress Avenue to Brazos Street and San Jacinto Boulevard to Trinity Street Project, an ACCELERATE AUSTIN PROJECT, in an amount not to exceed \$165,303.
(Notes: This contract will be awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) through the achievement of Good Faith Efforts with 19.09% MBE subconsultant participation.)
24. Authorize negotiation and execution of a professional services agreement with BROWN & GAY ENGINEERS, INC., or one of the other qualified responders to RFQ Solicitation No. CLMP127, to provide engineering services for the ABIA Stormwater Drainage Improvements in an amount not to exceed \$2,500,000.
(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 15.80% MBE and 16.00% WBE subconsultant participation.)
25. Authorize negotiation and execution of an amendment to the professional services agreements with the following three firms: HVJ ASSOCIATES, INC. (MBE/MB), Austin, TX; LOCKWOOD ANDREWS & NEWNAM, INC. Austin, TX; and HNTB CORPORATION, Austin TX; to provide professional engineering services for the Street Reconstruction Program

Rotation List in the aggregate amount of \$1,525,000 in additional authorization, for a total not to exceed amount of \$18,285,000 for this rotation list to complete the following ACCELERATE AUSTIN projects: Rio Grande Street (HVJ Associates), Group 8 (Lockwood, Andrews & Newnam, Inc.), and Group 12 (HNTB Corporation). The additional authority will be allocated as follows: HVJ ASSOCIATES, INC. \$775,000; LOCKWOOD ANDREWS & NEWNAM, INC. \$550,000 and HNTB CORPORATION \$200,000.

(Notes: This contract was awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) with 16.50% MBE and 14.20% WBE subconsultant participation to date.)

26. Authorize execution of an extension option to the construction contract with PEABODY GENERAL CONTRACTORS (WBE/FW - 62.64%) for Wastewater Line Relay and Spot Repair Indefinite Delivery / Indefinite Quantity Service Contract to extend the contract duration by 7 months to February 28, 2014, at no additional cost to the City for a contract amount not to exceed \$11,492,441.90.

(Notes: This contract was awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) with 4.43% MBE, 3.31% WBE subcontractor participation, and 62.64% WBE prime participation to date.)

27. Approve an ordinance amending Ordinance No. 20110629-003 (waiving certain development fees related to the construction of the J. W. Marriott at 2nd Street and Congress Avenue by White Lodging) to provide clarification and direction regarding amendment of the wage rate requirements, waive past non-compliance, and impose additional conditions.

28. Authorize negotiation and execution of a professional services agreement with McCANN ADAMS STUDIO or one of the other qualified responders to RFQ Solicitation No. CLMP125 to provide architectural, engineering, and planning services for the Colony Park Sustainable Community Initiative in an amount not to exceed \$1,978,450.

(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 16.00% MBE and 0.00% WBE sub-consultant participation; and 30.50% WBE prime participation.)

Economic Growth and Redevelopment Services

29. Authorize negotiation and execution of a 12-month professional services agreement with Community Initiatives Development Corporation for planning, implementing and financing of economic development projects for an amount not to exceed \$58,282 with three 12-month extension options for a total contract amount of \$233,128.

Emergency Medical Services

30. Authorize negotiation and execution of an amendment to the existing interlocal cooperation agreement between the City and Travis County to provide additional emergency medical services in an area of Travis County outside the City's corporate limits for a period beginning July 1, 2013 through September 30, 2013 in exchange for payment of \$280,067 by Travis County. Related to Items #31 and #32.
31. Approve an ordinance amending the Fiscal Year 2012-2013 General Fund Emergency Medical Services Department Operating Budget (Ordinance No. 20120910-001) to increase revenue in the amount of \$280,067 and increase expenses in the amount of \$280,067 to add twenty-four new EMS Medic I full-time equivalent positions. Related to Items #30 and #32.
32. Approve an ordinance establishing classifications and positions in the classified service of the Emergency Medical Services Department; eliminating and creating certain positions in the classified service of the Emergency Medical Services Department; and repealing ordinance no. 20130328-015 relating to Emergency Medical Services Department classifications and positions. Related to Items #30 and #31.

Fleet Services

33. Approve an ordinance authorizing acceptance of \$2,292,116 in grant funds from the Texas Commission on Environmental Quality; amending the Fiscal Year 2012-2013 Fleet Services Operating Budget Special Revenue Fund (Ordinance No. 20120910-001) to appropriate these funds; and amending the Fiscal Year 2012-2013 Fleet Services Capital Budget (Ordinance 20120910-002) to transfer in \$2,292,116 from the Fiscal Year 2012-2013 Fleet Services Operating Budget Special Revenue Fund to purchase Compressed Natural Gas refuse trucks for Austin Resource Recovery.
34. Authorize negotiation and execution of interlocal agreements with five local government agencies and political subdivisions to provide decaling services by the City's Fleet Services Department, which, in combination with the other decaling services provided by the Department, will generate an estimated annual revenue of \$10,000.
35. Authorize award and execution of an interlocal agreement with the LOWER COLORADO RIVER AUTHORITY (LCRA), Austin, TX, for a 12-month agreement to provide maintenance, repair, refurbishment, remounting, and testing services for the City's fleet of truck-mounted aerial devices in an amount not to exceed \$255,000, with four 12-month extension options in an amount not to exceed \$255,000 per extension option, for a total contract amount not to exceed \$1,275,000.

Neighborhood Housing and Community Development

36. Approve an ordinance authorizing acceptance of \$2,500,000 in Lead-Based Paint Hazard Control Grant and Healthy Homes Supplement grant funds from the United States Department of Housing and Urban Development; and amending the Fiscal Year 2012-2013 Neighborhood Housing and Community Development Office Operating Budget Special Revenue Fund (Ordinance No. 20120910-001) to appropriate a total of \$2,500,000 for the City's LeadSmart Program and the Healthy Homes Supplemental Grant Program.

Office of Real Estate Services

37. Authorize the negotiation and execution of all documents and instruments necessary or desirable to sell property generally known as 818, 820, 822, 824, 825, 827, and 829 Patton Avenue and 915 Bastrop Highway to Michael J. Kuhn, for the fair market value of \$85,000 as determined by a sealed bid auction held on May 14, 2013.
38. Authorize negotiation and execution of all documents and instruments necessary or desirable to acquire a wastewater easement of approximately 37,484 square feet and a temporary working space easement of approximately 26,777 square feet, for the North Acres Water and Wastewater Improvements E-C Project, situated in the J.O. Rice Survey No. 31, Abstract No. 675, in Travis County, Texas, located on Dessau Road, from DESSAU SILVEREDGE, L.P. in an amount not to exceed \$61,096.
39. Authorize the negotiation and execution of all documents and instruments necessary or desirable to lease retail space of approximately 4,154 square feet, located at 600 East 4th Street, Space A, Austin, Travis County, Texas, to the AUSTIN CONVENTION AND VISITORS BUREAU (Tenant) for 120 months. Tenant shall pay for all tenant improvements with no cost to the City.

Parks and Recreation

40. Approve a resolution waiving the requirements of Resolution No. 980312-025 related to the City's policy on concessions on parkland, and authorizing the negotiation and execution of a concession agreement with the Austin Parks Foundation for a concession at Wooldridge Square Park for a two year term in exchange for the Foundation's obligation to use concession revenue to fund additional park improvements or programs at the site.
41. Authorize negotiation and execution of a Parkland Improvement Agreement, and Maintenance Agreement with the Austin Parks Foundation for the construction and operation of a public plaza in the existing Medina Street Right-of-Way between 5th and 6th Streets.
42. Authorize negotiation and execution of an amendment to an interlocal

agreement between the City and Capital Area Council of Governments for the service and delivery of congregate meals to seven Parks and Recreation Department supported facilities by Meals on Wheels and More in an amount not to exceed \$104,000.

Planning and Development Review

43. Authorize negotiation and execution of a two-year interlocal agreement between the City and Austin Independent School District (AISD) for arborist services on AISD campuses in an amount not to exceed \$50,000 per year for a total contract amount not to exceed \$100,000.
44. Approve an ordinance waiving certain requirements of City Code Chapter 25-8 and adopting site-specific requirements for a development project located at 9710 – 9718 Anderson Mill Road.
45. Approve a resolution initiating site-specific amendments to City Code Chapter 25-8, Article 12 (Save Our Springs Initiative) for the Garza tract, generally located at 3712 Ben Garza Lane, and for Encino Trace, generally located at 5707 Southwest Parkway.

Police

46. Approve a resolution ratifying the Meet and Confer Agreement between the City and the Austin Police Association relating to wages, hours, and terms and conditions of employment for Austin police officers.

Public Works

47. Approve an ordinance amending the Fiscal Year 2012-2013 Public Works Department Operating Budget Special Revenue Fund (ordinance no. 20120910-001) to accept funds from the SUSTAINABLE FOOD CENTER, AUSTIN, TEXAS in the amount of \$38,835 for the implementation of a targeted, comprehensive Safe Routes to School Program in the Dove Springs Area.

Purchasing Office

48. Authorize award, negotiation, and execution of a 60-month services requirement contract with INTERMENT SERVICES, INC. to provide interment and burial services at Austin cemeteries for the Parks and Recreation Department for an estimated amount not to exceed \$3,875,000, with two 60-month extension options in an estimated amount not to exceed \$3,875,000 per extension option, for a total estimated contract amount not to exceed \$11,625,000.
(Notes: This contract will be awarded in compliance with City Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 10.16% MBE and 4.12%

WBE subcontractor participation.)

49. Authorize award and execution of a 36-month requirements supply contract with PREMIER MAGNESIA, LLC, to provide magnesium hydroxide slurry and equipment for the Austin Water Utility Department, in an amount not to exceed \$10,526,400 with two 12-month extension options in an amount not to exceed \$3,508,800 per extension option, for a total contract amount not to exceed \$17,544,000.

(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.)

50. Authorize award and execution of a 24-month requirements service contract for delivery services through Texas Procurement and Support Services with FEDERAL EXPRESS CORPORATION, in an amount not to exceed \$280,320, with three 12-month extension in an amount not to exceed \$140,160 per extension period, for a total contract amount not to exceed \$700,800.

(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 contract.)

51. Authorize award and execution of a 24-month service agreement with ENTECH SALES AND SERVICE, INC., for security monitoring and as-needed repair for the Communications and Technology Management Department in an amount not to exceed \$53,820, with three 12-month extension options in an amount not to exceed \$26,910 per extension option, for a total contract amount not to exceed 134,550.

(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.)

52. Authorize award, negotiation and execution of a ten-year requirements service contract with LANDIS + GYR for utility automated meter infrastructure (AMI) services for Austin Energy in an amount not to exceed \$60,102,752.

(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 contract.)

53. Authorize award and execution of a 12-month requirements service contract through the Texas Multiple Award Schedule (TXMAS) with JOHNSON CONTROLS, INC. for preventative and corrective maintenance services and upgrades on 17 chillers in an amount not to exceed \$415,774, with one 60-

month extension option in an amount not to exceed \$2,168,721, for a total contract amount not to exceed \$2,584,495.

(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.)

54. Authorize award and execution of a 36-month requirements service contract with AUSTIN/SAN ANTONIO CONCRETE RAISING, LLC for group one for sidewalk maintenance/raising and with AMERICAN GRINDING COMPANY, LLC for group two for saw cutting and trip hazard removal services for the Public Works Department, in an amount not to exceed \$800,000 each and combined, with three 12-month extension options in an amount not to exceed \$300,000 each and combined for each extension option, for a total contract amount not to exceed \$1,700,000 each and combined.

(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.)

55. Authorize award, negotiation, and execution of four 12-month requirements service contracts with ATLAS EFFICIENCY SOLUTIONS, LLC; ATS ENGINEERS, INSPECTORS, SURVEYORS; TEXAS GREEN VENTURES, LLC and FOX ENERGY SPECIALISTS, or one of the other qualified offerors to RFP No. TVN0029, to provide test-out energy audit services for Austin Energy, in an amount not to exceed \$150,000 each and combined, with one 12-month extension option in an amount not to exceed \$150,000 each and combined, for a total contract amount not to exceed \$300,000 each and combined.

(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.)

56. Authorize award and execution of two 36 month requirements service agreements with CASTLEVIEW PRODUCTIONS, or one of the other qualified offerors to RFP No. SDC0009 for videography services in an amount not to exceed \$116,025 with three 12-month extension options in an amount not to exceed \$38,675 per extension option for a total contract amount not to exceed \$232,050; and with HENNIG PRODUCTIONS, for photography services in an amount not to exceed \$30,345 with three 12-month extension options in an amount not to exceed \$10,115 per extension option for a total contract amount not to exceed \$60,690.

(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.)

57. Authorize award, negotiation and execution of a 12-month requirements service contract with SYPHERLINK INC., for maintenance and support for Sypherlink computer software to standardize crime records for the Austin Police Department in an amount not to exceed \$77,824 with four 12-month extension options in amounts not to exceed \$78,214, \$78,605, \$78,998 and \$79,393 respectively for a total contract amount not to exceed \$393,034. (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.)
58. Authorize award and execution of Amendment No. 5 to increase the contract amount for a Cooperative Purchasing Network (TCPN) contract with FLEETCARD, INC. dba IMPAC FLEET, for fuel credit card services in an amount not to exceed \$360,000 for a revised total contract amount not to exceed \$2,584,033. (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.)
59. Authorize negotiation and execution of a 36-month rewards program administration agreement with Thanks Again, LLC to provide an airport centered loyalty/rewards program with estimated monthly program fees of \$5,000 per month, for a total contract amount not to exceed \$180,000. (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 contract.)
60. Authorize award, negotiation, and execution of three 24- month requirements service contracts with ATLAS EFFICIENCY SOLUTION, LLC, POSITIVE ENERGY AND CLEARRESULT, or one of the other qualified offerors to RFP No. TVN0028, to provide comprehensive home energy assessments, load calculations, verification, inspections, quality control, and field training, in an amount not to exceed \$697,500 each and combined, with two 12-month extension options in an amount not to exceed \$348,750 each and combined per extension option, for a total contract amount not to exceed \$1,395,000 each and combined. (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.)

Transportation

61. Authorize negotiation and execution of an interlocal agreement with the City

and The University of Texas at Austin for the installation of wayfinding signs within the City street right-of-way at no cost to the City.

Treasury Office

62. Approve a resolution directing the publication of an Official Notice of Intention to Issue \$25,355,000 City of Austin Certificates of Obligation, Series 2013.

Item(s) from Council

63. Approve appointments and certain related waivers to citizen boards and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members.
64. Approve an ordinance waiving certain fees and requirements under City Code Chapter 14-8, certain other fees and requirements, and authorizing payment of certain costs for the City co-sponsored Austin Symphony July 4th Concert and Fireworks which is to be held on July 4, 2013 at Auditorium Shores.
(Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Council Member Mike Martinez)
65. Approve a resolution directing the City Manager to develop reclaimed water rates for Parkland.
(Notes: SPONSOR: Council Member Mike Martinez CO 1: Mayor Lee Leffingwell CO 2: Council Member Chris Riley)
66. Approve a resolution directing the City Manager to develop a comprehensive plan to eliminate coal from Austin Energy's portfolio.
(Notes: SPONSOR: Council Member William Spelman CO 1: Council Member Laura Morrison CO 2: Mayor Lee Leffingwell)
67. Approve the waiver of certain fees and requirements under City Code Chapter 14-8 for the 2013 CASA Superhero Run 5K and Kids 1K sponsored by the Court Appointed Special Advocates which is to be held on Sunday, September 21, 2013 at Mueller Lake Park and Hangar.
(Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Mayor Lee Leffingwell CO 2: Council Member Chris Riley)
68. Approve a resolution directing the City Manager to bring forward an ordinance to authorize an election for voter approval of a General Obligation Bond Proposition for affordable housing for November 2013 and directing the City Manager to prepare scenarios for funding affordable housing for the next five years.
(Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Chris Riley CO 2: Council Member William Spelman)

69. Approve a resolution directing the City Manager to determine if any legal barriers would prevent the City from enacting an ordinance restricting or prohibiting aerial advertising and, if no such barriers exist, to draft such an ordinance for consideration by the City Council by August 29, 2013.
(Notes: SPONSOR: Council Member Kathie Tovo CO 1: Mayor Pro Tem Sheryl Cole CO 2: Council Member Laura Morrison)
70. Approve a resolution directing the City Manager to assess the value of public trees, evaluate current levels of care provided for public trees, consider adjustments to the delivery of public tree care, and provide recommendations to the City Council.
(Notes: SPONSOR: Council Member Kathie Tovo CO 1: Mayor Lee Leffingwell CO 2: Council Member Laura Morrison)
71. Approve a resolution directing the City Manager to provide a legal analysis and review of Senate Bill 385, also known as the Property Assessed Clean Energy Act, and work with interested stakeholders to develop the elements of a local PACE program.
(Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member William Spelman CO 2: Mayor Lee Leffingwell)
72. Approve a resolution directing the City Manager to analyze the impacts of HB 3350 and present necessary City Code amendments so that homestead preservation districts can be created as soon as possible
(Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member William Spelman CO 2: Council Member Kathie Tovo)
73. Approve a resolution endorsing the concept of a Music City Alliance with the City of Toronto and directing the City Manager to identify staff for participation in the Music City Alliance.
(Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Council Member Mike Martinez)
74. Approve a resolution clarifying City policy and directing the City Manager to uniformly administer group housing license requirements to all applicable occupancies.
(Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member Laura Morrison CO 2: Council Member Mike Martinez)
75. Approve a resolution directing the City Manager to develop recommendations for preserving the environmental protections currently codified in the City Code regulations for the Lake Austin Residential District zoning for properties within 1,000 feet of the Lake Austin shoreline and to consider revising the process for variance review requests for properties in close proximity to Lake Austin.
(Notes: SPONSOR: Council Member Kathie Tovo CO 1: Council Member William Spelman)

76. Approve a resolution directing the City Manager to evaluate the feasibility of establishing a park or greenbelt along Astor Place.
(Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Laura Morrison CO 2: Council Member Mike Martinez)
77. Approve a resolution endorsing the School Readiness Action Plan for Austin/Travis County (SRAP) and directing the City Manager to develop a process to require agencies that receive City of Austin funding for early childhood services to report to the City about how their services address SRAP goals.
(Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Mike Martinez CO 2: Council Member Chris Riley)
78. Approve a resolution directing the City Manager to explore options to exchange Bridge Child Care Voucher Program funding from a federal Community Development Block Grant (CDBG) to funding from the general fund that is allocated to a CDBG-eligible program and to identify opportunities to increase funds for this Program.
(Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Mike Martinez CO 2: Council Member Chris Riley)
79. Approve a resolution directing the City Manager to implement recommendations of the Austin Animal Advisory Commission - Deer Working Group, that include promoting human and deer coexistence through public education, the reorganization of administrative responsibilities for addressing conflicts with coexistence, and promoting the safe removal of deer carcasses from private land.
(Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member Mike Martinez CO 2: Council Member Laura Morrison)
80. Approve a resolution directing the City Manager to present options for funding in the FY2014 budget the creation of a citywide staff coordinator and implementation of the recommendations from the Economic Growth and Redevelopment Services Office local food system economic impact analysis and the Sustainable Food Policy Board regarding local food production, distribution, and consumption.
(Notes: SPONSOR: Council Member Chris Riley CO 1: Council Member Mike Martinez)
81. Approve an ordinance reimbursing certain fees and deposits for the Regional Engagement Meeting sponsored by the Texas Department of Family and Protective Services which was held Thursday, May 23, 2013 at the George Washington Carver Museum and Cultural Center.
(Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Chris Riley)
82. Approve an ordinance waiving certain fees for the Vietnamese Family Day event sponsored by SAHELI which is to be held on Saturday, August 3, 2013

at Gus Garcia Recreation Center.

(Notes: SPONSOR: Mayor Lee Leffingwell CO 1: Council Member Kathie Tovo)

83. Approve an ordinance amending City Code Chapter 14-11 relating to annual fees for license agreements.

(Notes: SPONSOR: Council Member Chris Riley CO 1: Mayor Lee Leffingwell CO 2: Council Member William Spelman)

Item(s) to Set Public Hearing(s)

84. Set a public hearing to consider an ordinance adopting local standards of care for the Parks and Recreation Department's Youth Recreation Programs for 2013. (Suggested date and time: August 8, 2013, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, Texas)

85. Set a public hearing to consider an ordinance amending City Code Chapter 25-2 relating to the granting of special exceptions for existing residential structures. (Suggested date and time: August 8, 2013, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin TX).

Non-Consent

10:30 AM - Morning Briefings

86. Hispanic Quality of Life Briefing.
87. Briefing on the Local and Healthy Food Policy and Recommendations.

12:00 PM - Citizen Communications: General

Gavino Fernandez, Jr. - Happy 4th of July Parade Saturday, June 29, 2013

Robert MacDonald - World class cities

Linda Greene - Fluoride deception

Robyn Jamison - The possibility of using the old library building for an art museum

Nelson Linder - Human Rights violations in the City of Austin

Gus Peña - 1. Veterans issues and needs 2. Affordable housing 3. Jobs with benefits 4. Expand summer job programs for the youth 5. Need mentors/tutors for students in summer school

Sam Holt - The Byron Carter case

Philip Greene - TBD

Will McLeod - 1. Ted Cruz For President 2016 2. Impeaching President Obama 3. Council should pass a resolution in support of abolishing the 16th Amendment to the United States Constitution. 4. Single Use Bag Ordinance violates the Texas Human Resources Code, Title 8, Chapter 121: Rights and Responsibilities of Persons with Disabilities, and the Federal Americans with Disabilities Act. 5. TBD.

Ronnie Reeferseed - Love, liberty and stoppng the wicked wars we are waging worldwide

Executive Session

- 88. Discuss legal issues related to Open Government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
- 89. Discuss legal issues related to the transition to electing the council from single - member districts (Private consultation with legal counsel - Section 551.071 of the Government Code).

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

- 90. C814-2012-0128.SH – thinkEAST Austin – Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1411 Shady Lane and 5300 Jain Lane (Boggy Creek Watershed; Tannehill Branch Watershed) from limited office-mixed use-conditional overlay-neighborhood plan (LO-MU-CO-NP) combining district zoning and family residence-neighborhood plan (SF-3-NP) combining district zoning to planned unit development-neighborhood plan (PUD-NP) combining district zoning, with conditions. First reading approved on June 6, 2013. Vote: 7-0. Owner/Agent: thinkEAST Austin, LLC (Richard deVarga). City Staff: Heather Chaffin, 974-2122.

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

- 91. C14-2012-0100 - Woodland Commercial Park - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1640 South IH-35 (Harper's Branch Watershed) from community commercial-conditional overlay-neighborhood plan (GR-CO-NP) combining district zoning to general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning. Staff Recommendation: To grant general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning, with conditions. Planning Commission Recommendation: To be reviewed on June 25, 2013. Owner: Woodland I-35, LP (Billy Reagan II). Applicant: Brown McCarroll LLP (Nikelle Meade). City Staff: Lee Heckman,

974-7604.

92. 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. A valid petition has been filed in opposition to this rezoning request.
93. C14-2013-0020 - Oak Creek Village - Approve second/third reading of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2324 Wilson Street (Bouldin Creek Watershed) from multi-family residence medium density-neighborhood plan (MF-3-NP) combining district zoning to multi-family residence-highest density-conditional overlay-neighborhood plan (MF-6-CO-NP) combining district zoning. First reading approved with conditions on June 6, 2013. Vote: 7-0. Owner: 2007 Travis Heights, LP (Rene D. Campos). Applicant/Agent: Winstead PC (John Donisi). City Staff: Lee Heckman, 974-7604.
94. C14-2013-0025 - Spicewood Springs Homes - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 4101 Spicewood Springs Road (Shoal Creek Watershed) from family residence (SF-3) district zoning to townhouse condominium residence (SF-6) district zoning. Staff Recommendation: To grant townhome condominium residence-conditional overlay (SF-6-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant townhome condominium residence-conditional overlay (SF-6-CO) combining district zoning. Applicant: Harold Silberberg. Agent: PSW Real Estate (Ryan Diepenbrock). City Staff: Clark Patterson, 974-7691.
95. C14-2013-0027 – Kincheon Neighborhood Commercial Center – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 7905 Brodie Lane (Williamson Creek Watershed-Barton Springs Zone) from neighborhood office-conditional overlay (NO-CO) combining district zoning to neighborhood commercial (LR) district zoning. Staff Recommendation: To deny neighborhood commercial (LR) district zoning. Zoning and Platting Commission Recommendation: To grant an indefinite postponement as requested by the applicant. Owner/Applicant: Shelby Michael Minns and Katherine T. Minns. Agent: Land Answers, Inc. (Jim Wittliff). City Staff: Wendy Rhoades, 974-7719.

96. C14-2013-0034 - Ross-Conley Lot 1, L.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 3447 Northland Drive (Shoal Creek Watershed) from neighborhood commercial (LR) district zoning to community commercial (GR) district zoning. Staff Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning. Zoning and Platting Commission Recommendation: To forward to Council without a recommendation. Applicant: David C. Conley, P.C. (David C. Conley). Agent: Thrower Design (Ron Thrower). City Staff: Clark Patterson, 974-7691.
97. C14-2013-0039 – Allen Development – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 8800 FM 969 Road (Elm Creek Watershed) from development reserve (DR) district zoning and single family residence-standard lot (SF-2) district zoning to general commercial services (CS) district zoning. Staff Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning. Owner/Applicant: Joe D. Allen. Agent: The Faust Group (Bill Faust Group). City Staff: Heather Chaffin, 974-2122.
98. C14-2013-0045 – Huber Family Tract – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 4200 Rivercrest Drive (Lake Austin Watershed) from lake austin (LA) district zoning to single family residence-standard lot (SF-2) district zoning. Staff Recommendation: To grant single family residence-standard lot-conditional overlay (SF-2-CO) combining district zoning. Zoning and Platting Commission Recommendation: To forward to Council without a recommendation. Applicant: Brian Huber. Agent: Land Answers (Jim Wittliff). City Staff: Clark Patterson, 974-7691.
99. C14-2013-0047 – JDJ Family Holdings, Ltd. (Slaughter 25 Rezoning) – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 913 West Slaughter Lane (Slaughter Creek Watershed) from development reserve (DR) district zoning and single family residence-large lot-conditional overlay (SF-1-CO) combining district zoning to multi-family residence-low density (MF-2) district zoning. Staff Recommendation: To grant multi-family residence-low density-conditional overlay (MF-2-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant multi-family residence-low density-conditional overlay (MF-2-CO) combining district zoning. Owner/Applicant: JDJ Family Holdings, Ltd. (Kirby H. Jackson, Jr.). Agent: Thrower Design (Ron Thrower). City Staff: Wendy Rhoades, 974-7719.
100. C14-2013-0048 – Westlake Zoning – Conduct a public hearing and approve

an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3725 Westlake Drive (Lake Austin Watershed) from lake austin (LA) district zoning to single family residence-standard lot (SF-2) district zoning. Staff Recommendation: To grant single family residence-standard lot (SF-2) district zoning. Zoning and Platting Commission Recommendation: To forward to Council without a recommendation. Applicant: John Mayes. Agent: Permit Partners, Inc. (David Cancialosi). City Staff: Clark Patterson, 974-7691.

101. C14-2013-0051 – Tech Ridge Rezoning – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 12501 ½ Interstate Highway-35 Service Road Northbound (Walnut Creek Watershed) from community commercial (GR) district zoning to commercial-liquor sales (CS-1) district zoning. Staff Recommendation: To grant commercial-liquor sales-conditional overlay (CS-1-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant commercial-liquor sales-conditional overlay (CS-1-CO) combining district zoning. Owner/Applicant: Parmer Tech Ridge, LLC (Erik Tompkins). Agent: Thrower Design (A. Ron Thrower). City Staff: Sherri Sirwaitis, 974-3057.
102. C14-2013-0054 – Parmer US 290 Retail – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 10104 East U.S. Highway 290 Westbound (Gilleland Creek Watershed) from development reserve (DR) district zoning to commercial highway services-conditional overlay (CH-CO) combining district. Staff Recommendation: To grant commercial highway services-conditional overlay (CH-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant commercial highway services-conditional overlay (CH-CO) combining district zoning. Owner/Applicant: E/290 Parmer, Ltd. (Andrew Pastor). Agent: Endeavor Real Estate Group (Dan Frey). City Staff: Heather Chaffin, 974-2122.
103. C14-05-0120(RCA) – Parmer US 290 – Conduct a public hearing and approve a restrictive covenant amendment for property locally known as East U.S. Highway 290 Westbound (Gilleland Creek Watershed) to amend a Restrictive Covenant to add a 3.142 acre tract to an existing Restrictive Covenant. Staff Recommendation: To grant an amendment of a Restrictive Covenant to add a 3.142 acre tract to an existing Restrictive Covenant. Zoning and Platting Commission Recommendation: To grant an amendment of a restrictive covenant to add an adjacent tract to the restrictive covenant. Owner/Applicant: E/290 Parmer, Ltd. (Andrew Pastor). Agent: Endeavor Real Estate Group (Dan Frey). City Staff: Heather Chaffin, 974-2122.
104. C14H-2013-0003 – Seaholm Power Plant - Conduct a public hearing and consider an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 800 West Cesar Chavez Street (Lady

Bird Lake Watershed) from downtown mixed use-central urban redevelopment-conditional overlay (DMU-CURE-CO) combining district zoning to downtown mixed use-central urban redevelopment-conditional overlay-historic landmark (DMU-CURE-CO-H) combining district zoning. Staff Recommendation: To grant downtown mixed use-central urban redevelopment-conditional overlay-historic landmark (DMU-CURE-CO-H) combining district zoning. Historic Landmark Commission Recommendation: To grant downtown mixed use-central urban redevelopment-conditional overlay-historic landmark (DMU-CURE-CO-H) combining district zoning. Planning Commission Recommendation: To be reviewed on June 25, 2013. Applicant: Southwest Strategies Group, Inc. (John Rosato). City Staff: Steve Sadowsky, 974-6454.

4:00 PM - Public Hearings and Possible Actions

105. Conduct a public hearing and consider an ordinance amending City Code Chapter 25-2, to: 1) establish a streamlined Downtown Density Bonus Program; 2) modify the Central Urban Redevelopment combining district Code provisions, and 3) repeal City Code Section 25-2-586 (Affordable Housing Incentives in a Central Business District or Downtown Mixed Use zoning district).
106. Conduct a public hearing and consider an ordinance regarding a rate review mechanism for reviewing the gas rates of Atmos Energy Corporation, Mid-Tex Division.
107. Conduct a public hearing and consider an ordinance regarding floodplain variances for the remodeling and construction of an addition to an existing single-family residence at 4518 Avenue D as requested by the owner of the property. The property is partially in the 25-year and 100-year floodplains of Waller Creek.
108. Conduct a public hearing and consider an ordinance amending City Code Chapter 25-2, Subchapter C, Article 3, Division 9 (University Neighborhood Overlay District Requirements) relating to affordable housing regulations in the university neighborhood overlay (UNO) district.

5:30 PM - Live Music

Shivery Shakes

5:30 PM - Proclamations

Proclamation -- Sno-Beach Day -- to be presented by Mayor Lee Leffingwell and to be accepted by Elizabeth Guleke


Proclamation -- Love My Park Month -- to be presented by Mayor Lee Leffingwell and to be accepted by Jane Rivera


Certificate of Appreciation -- Wal-Mart related to their philanthropic giving -- to be presented by Mayor Lee Leffingwell and to be accepted by local store managers

Certificates of Congratulations -- Bank of America Student Leaders at Communities In Schools of Central Texas -- to be presented by Council Member Laura Morrison and to be accepted by 2013 Summer Student Leaders

Proclamation -- VA and Housing Authority of the City of Austin Landlord Appreciation Event -- to be presented by Mayor Pro Tem Sheryl Cole and to be accepted by Andrew Miller

Adjourn

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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.