



## **AUSTIN CITY COUNCIL WORK SESSION**

**Tuesday, April 21, 2015**

The Austin City Council will convene at 9:00 AM on  
Tuesday, April 21, 2015 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 Don Zimmerman, District 6**  
**Council Member Leslie Pool, District 7**  
**Council Member Ellen Troxclair, District 8**  
**Council Member Sheri Gallo, District 10**

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

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

**All of the following items may be acted upon by one motion. No separate discussion or action on any of the items is necessary unless desired by a Council Member.**

**9:00 AM – City Council Convenes**

- A. Executive Session
  - A.1 Discuss legal issues related to Open Government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
  - A.2 Discuss legal issues related to solicitation on public property (Private consultation with legal counsel - Section 551.071 of the Government Code).
  - A.3 Discuss matters related to large primary and transmission electric customers (Certain Public Power Utilities: Competitive Matters – Section 551.086 of the Government Code).
  - A.4 Discuss legal issues related to legislation pending in the 84th Texas Legislative Session and pertaining to Austin Energy (Private consultation with legal counsel - Section 551.071 of the Government Code).
- B. Pre-Selected Agenda Items
- C. Briefings
- D. Council Items of Interest
- E. Council Discussion

**Consent**

**Approval of Minutes**

1. Approve the minutes of the Austin City Council work session of April 14, 2015 and regular meeting of April 16, 2015.

**Austin Energy**

2. Authorize negotiation and execution of an interlocal agreement with the Texas Department of Transportation (TXDOT) for the civil construction of an underground crossing/roadway bore to install cable within the TXDOT State Highway 71 Toll Road Project from east of US 183 to Onion Creek, in an amount not to exceed \$165,162.02.

### **Austin Water Utility**

3. Approve a resolution consenting to the annexation of 17.89 acres into the Travis County Water Control and Improvement District 10 service area.

### **Communications and Public Information Office**

4. Authorize execution of a 12-month interlocal agreement with the Austin Independent School District and the Capital Metropolitan Transportation Authority for the establishment of and participation in the Conversation Corps in an amount not to exceed \$15,000, with two 12-month extensions in an amount not to exceed \$15,000 per extension, for a total amount not to exceed \$45,000.

### **Contract Management**

5. Authorize award and execution of a construction contract with FACILITIES REHABILITATION, INC. for the Barrington Way Force Main Reroute and Gravity System Upgrade Project in the amount of \$1,592,434 plus a \$79,621 contingency, for a total contract amount not to exceed \$1,672,055.  
( Notes: 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 97.17% MBE and 2.83% WBE participation. )
6. Authorize award and execution of a construction contract with TEXAS GAS SERVICES for installation of a natural gas line in Zilker Metropolitan Park in the amount of \$150,000 plus a \$15,000 contingency, for a total contract amount not to exceed \$165,000.  
( Notes: This contract will be awarded as a sole source as provided in Chapter 252 of the Texas Local Government Code, and is exempt from City Code Chapter 2-9A Minority Owned and Women Owned Business Enterprise Procurement Program. )
7. Authorize negotiation and execution of a professional services agreement with the following three staff recommended firms (or one of the other qualified responders) to Request for Qualification Solicitation No. CLMP173: HDR ENGINEERING, INC., CH2M HILL ENGINEERS, INC., and ESPEY CONSULTANTS, INC. dba RPS for the 2015 Stream Restoration and Stormwater Treatment Engineering Services Rotation List for an estimated period of five years or until financial authorization is expended, for a total amount not to exceed \$6,000,000 divided among the three firms.  
( Notes: This contract will be awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 15.80% MBE and 15.80% WBE participation. )

### **Economic Development Department**

8. Authorize negotiation and execution of a design and commission agreement with Virginia Fleck in an amount not to exceed \$68,000 for artwork for the Women and Children's Shelter Renovations and Expansion Project at 4523 Tannehill Road, Austin, TX (District 1).

### **Health and Human Services**

9. Authorize negotiation and execution of a third amendment to the interlocal agreement with TRAVIS COUNTY for a 12-month renewal to provide funding and certain services for the Summer Youth Employment Program in an amount not to exceed \$562,554, with four 12-month renewal options in an amount not to exceed \$562,554 each for a total agreement amount not to exceed \$2,812,770.
10. Approve an ordinance authorizing acceptance of \$16,385 in grant funds from the DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES, 78744 COMMUNITY YOUTH DEVELOPMENT GRANT, and amending the Fiscal Year 2014-2015 Health and Human Services Department Operating Budget Special Revenue Fund (Ordinance No. 20140908-001) to appropriate \$16,385 for juvenile delinquency prevention services..

### **Law**

11. Authorize negotiation and execution of an amendment to a legal services contract with Parker, Hudson, Ranier and Dobbs, LLP, for services related to Austin Fire Department hiring issues and related litigation, in the amount of \$60,000, for a total contract amount not to exceed \$445,000.
12. Authorize the negotiation and execution of an amendment to a legal services contract with Denton Navarro Rocha Bernal Hyde & Zech, P.C., for services related to Austin Fire Department collective bargaining, in the amount of \$20,000, for a total contract amount not to exceed \$70,000.

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

13. Approve a resolution consenting to the issuance, by Austin Affordable PFC, Inc., an affiliate of the Housing Authority of the City of Austin, of \$25,000,000 in Multi-family Private Activity Bonds to finance, in part, a proposed multi-family rental development to be known as the Reserve at Springdale, located at 5601 Springdale Road (District 1).

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

14. Approve negotiation and execution of a 60-month lease renewal with MF AUSTIN RIDGE, LLC and PB AUSTIN RIDGE, LLC for 6,734 square feet of office space for the Child Protection Team of the Austin Police Department, located at 8509 FM 969, in a total amount not to exceed

\$560,486.30 (District 1).

15. Authorize negotiation and execution of a 24-month lease renewal with Glenn and Britta M. Herzog for horse stable and arena facilities located at 8011 East Parmer Lane, Manor, Texas, for use by the Austin Police Department's Mounted Patrol Unit, in an amount not to exceed \$108,000.
16. Approve an ordinance authorizing the negotiation and execution of all documents and instruments necessary or desirable to purchase in fee simple the property located at 11701 Charing Cross Road, in the Barrington Oaks Subdivision, from Dolores Firth and Rodney Firth, in an amount not to exceed \$328,000, subject to the guidelines of the Uniform Relocation Assistance and Real Property Acquisition Policy Act and waiving the requirements of City Code Chapter 14-3 (District 10).

### **Parks and Recreation**

17. Approve an ordinance amending the Fiscal Year 2014-2015 Parks and Recreation Department Operating Budget Special Revenue Fund (Ordinance No. 20140908-001) to accept and appropriate \$15,000 in grant funds from the National Recreation and Park Association for turf and irrigation improvements for the baseball fields at Givens District Park.
18. Authorize negotiation and execution of an interlocal agreement between the City and the Austin Independent School District, for the use of Garrison District Baseball Field and the Beverly S. Sheffield Northwest District Park Baseball Field, and make a finding that the interlocal agreement is for a park purpose.

### **Purchasing Office**

19. Authorize award and execution of a 36-month contract with KINLOCH EQUIPMENT AND SUPPLY, INC. to provide original equipment manufacturer parts and repair services for Elgin street sweepers and Vactor sewer cleaners in an amount not to exceed \$605,370, with three 12-month extension options in an amount not to exceed \$201,790 per extension option, for a total contract amount not to exceed \$1,210,740.  
( Notes: This contract will be awarded as a sole source and is exempt from City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Programs as specified in Texas Local Government Code Chapter 252.022. )
20. Authorize award and execution of a 36-month supply contract with KLEPZIG INC. to provide decomposed granite gravel in an amount not to exceed \$741,408, with three 12-month extension options in an amount not to exceed \$247,136 per extension option, for a total contract amount not to exceed \$1,482,817.  
( 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. )

21. Authorize award and execution of a 36-month supply contract with ITERIS INC. to provide power supply modules in an amount not to exceed \$214,260, with three 12-month extension options in an amount not to exceed \$71,420 per extension option, for a total contract amount not to exceed \$428,520.  
( 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. 2 to a contract with AIR TRANSPORT IT SERVICES, INC., for the expansion of the shared use passenger processing system at Austin-Bergstrom International Airport to add an additional 12 months to the contract term and increase the contract authorization in an amount not to exceed \$314,313, for a revised total contract amount not to exceed \$1,571,568.  
( Notes: This contract was awarded as a sole source and is exempt from City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program as specified in Texas Local Government Code Chapter 252.022. )
23. Authorize award, negotiation, and execution of a 12-month contract with PROSOURCE TECHNOLOGIES, LLC, or another qualified offeror to Request for Proposal EAD0121, for a disaster planning and recovery consultant for the Economic Development Department in an amount not to exceed \$140,000.  
( 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. )
24. Authorize award, negotiation, and execution of a contract with LIFE TECHNOLOGIES CORPORATON for upgrades and consumables to support the mandatory upgrade of the Applied Biosystems DNA technology program for the Austin Police Department in an amount not to exceed \$116,068.  
( Notes: This contract will be awarded as a sole source and is exempt from City Code Chapter 2-9D Minority-Owned and Women-Owned Business Enterprise Procurement Program as specified in Texas Government Code Chapter 252.022. )
25. Authorize award and execution of a 24-month contract with UCS FACILITY SERVICES to provide maintenance and custodial services for Austin Water Utility in an amount not to exceed \$1,245,648, with two 12-

month extension options in an amount not to exceed \$622,824 per extension option, for a total contract amount not to exceed \$2,491,296.

( 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, negotiation, and execution of a contract with BRIO SERVICES, LLC DBA BRIO CONSULTING, LLC, or one of the other qualified offerors to Request for Proposals No. JXH0502, to provide consulting services to update the Watershed Protection Department's Information Management Plan in an amount not to exceed \$151,858.  
( 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. )
27. Authorize award, negotiation, and execution of a 12-month contract with CLEARRESULT CONSULTING INC., or one of the other qualified respondents to Request for Purchase No. OPJ0111, to implement and manage a point-of-sale incentive program for Austin Energy customers purchasing qualifying energy-efficient products at participating retail locations in an amount not to exceed \$876,456, with four 12-month extension options in an amount not to exceed \$876,456 per extension option, for a total contract amount not to exceed \$4,382,280.
28. Authorize award and execution of a 60-month revenue contract with LONE STAR RIVERBOAT, INC. to provide boat excursion services on Lady Bird Lake for an estimated revenue amount of \$150,000, with one 60-month extension option in an estimated amount of \$150,000 for a total estimated revenue amount of \$300,000.  
( 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. )

### **Transportation**

29. Approve an ordinance on first reading relating to the Austin Cab I, Incorporated d.b.a. Austin Cab taxicab franchise.
30. Approve an ordinance on first reading relating to the Greater Austin Transportation Company, d.b.a. Yellow Cab Company taxicab franchise.
31. Approve an ordinance on first reading relating to the Lone Star Cab Company taxicab franchise.

### **Treasury Office**

32. Approve an ordinance authorizing the issuance and sale of tax-exempt City of Austin, Texas, Electric Utility Revenue Refunding Bonds, Series 2015A, in a par amount not to exceed \$425,000,000, in accordance with the parameters set out in the ordinance, authorizing related documents, approving the payment of the costs of issuance, and providing that the issuance and sale be accomplished by October 23, 2015.
33. Approve an ordinance authorizing the issuance and sale of City of Austin, Texas, Electric Utility Revenue Refunding Bonds, Taxable Series 2015B, in a par amount not to exceed \$85,000,000, in accordance with the parameters set out in the ordinance; authorizing related documents; approving the payment of costs of issuance; and providing that the issuance and sale be accomplished by October 23, 2015.

**Item(s) from Council**

34. Approve appointments and certain related waivers to citizen boards and commissions, to Council committees and other intergovernmental bodies and removal and replacement of members.
35. Approve an ordinance waiving or reimbursing certain fees and waiving certain requirements for the Centex Open Karate Championship which was held Saturday, April 18, 2015 at Oswaldo A.B. Cantu/Pan American Recreation Center.  
( Notes: SPONSOR: Council Member Sabino "Pio" Renteria CO 1: Council Member Ora Houston CO 2: Mayor Steve Adler CO 3: Council Member Delia Garza )
36. Approve an ordinance waiving City Code Section 2-3-2 relating to the selection process to fill the existing city auditor vacancy and establishing a process.  
( Notes: SPONSOR: Mayor Pro Tem Kathie Tovo CO 1: Council Member Ellen Troxclair CO 2: Council Member Ann Kitchen CO 3: Council Member Sabino "Pio" Renteria CO 4: Mayor Steve Adler )
37. Approve an ordinance encouraging support of the Lemonade Day Austin 2015 event on Sunday, May 2, 2015 taking place City-wide, waiving the requirement and fees for a temporary food permit under City Code Chapter 10-3 and waiving the requirement and fees for a license agreement under City Code Chapter 14-11  
( Notes: SPONSOR: Mayor Steve Adler CO 1: Council Member Sheri Gallo CO 2: Mayor Pro Tem Kathie Tovo CO 3: Council Member Sabino "Pio" Renteria )

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

38. Set a public hearing to consider an ordinance amending the electric rate

schedules in Ordinance No. 20140908-003 with regard to contract rates for large primary and transmission voltage customers. (Suggested date and time: May 7, 2015, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).

39. Set a public hearing to consider an application to be submitted to the Texas Department of Housing and Community Affairs by Austin DMA Housing II, LLC, or an affiliated entity, for a proposed mixed-income multi-family rental development to be called the Aldrich 51 Apartments, located in the Robert Mueller Municipal Airport Redevelopment, on the west side of Aldrich Street between Barbara Jordan Boulevard and East 51st Street. (Suggested date and time: May 7, 2015 beginning at 4 p.m. at Austin City Hall, 301 W. Second Street, Austin TX)

## **Non-Consent**

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

40. C14-2014-0157 – 8528 Burnet Road – District 7 – Approve third reading of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 8528-8600 Burnet Road and 8647 Rockwood Lane (Shoal Creek Watershed) from general commercial services (CS) district zoning to multi-family residence-highest density-conditional overlay (MF-6-CO) combining district zoning. First Reading approved on February 12, 2015. Vote: 7-4, Mayor Pro Tem Tovo and Council Members Houston, Kitchen and Pool voted nay. Second Reading approved on April 16, 2015. Vote: 7-4, Mayor Pro Tem Tovo and Council Members Houston, Kitchen and Pool voted nay. Owner/Applicant: Robert L. Crump and Gordon Automotive (Charles M. Gordon). Agent: Bowman Consulting Group (R. Dave Irish, P.E.). City Staff: Sherri Sirwaitis, 512-974-3057.

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

#### Audit and Finance Committee

41. Approve the proposed Interim Audit Plan covering the remainder of Fiscal Year 2015.  
( Notes: City Auditor's Office )

#### Economic Opportunity Committee

42. Authorize award and execution of a 36-month contract with CDW GOVERNMENT, LLC., to provide electric visual display systems for Austin-Bergstrom International Airport in an amount not to exceed \$1,600,000, with two 12-month extension options in an amount not to exceed \$200,000 per extension option, for a total contract amount not to exceed \$2,000,000.  
( 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 solicitation.)(Purchasing )

#### Health and Human Services Committee

43. Authorize execution of an interlocal agreement between the City and the University of Texas at Austin in the amount of \$139,758 to cover the costs of research and evaluation in support of the Asian American Quality of Life Initiative for a one-year period.  
( Notes: Management Services )

#### Public Utilities Committee

44. Approve Service Extension Request No. 3524 for water service to a 1.93 acre tract at 6720 Vaught Ranch Road located within the Drinking Water Protection Zone, the City's 2-mile extraterritorial jurisdiction and Austin Water Utility's service area.  
( Notes: Austin Water Utility )
45. Approve Service Extension Request No. 3525 for wastewater service to a 1.93 acre tract at 6720 Vaught Ranch Road located within the Drinking Water Protection Zone, the City's 2-mile extraterritorial jurisdiction and Austin Water Utility's service area.  
( Notes: Austin Water Utility )
46. Authorize negotiation and execution of a 50-year license agreement with DECKER LAKE GOLF, LLC to provide funding, design, development, management, and maintenance services for a golf course at Walter E. Long Metropolitan Park. (THE PUBLIC COMMENT FOR THIS ITEM WAS HELD AND CLOSED ON NOVEMBER 20, 2014).  
( 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. Goals will be established in future construction phases.) (Purchasing )

#### Executive Session

47. Discuss legal issues related to Open Government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
48. Discuss legal issues related to solicitation on public property (Private consultation with legal counsel - Section 551.071 of the Government Code).
49. Discuss matters related to large primary and transmission electric customers (Certain Public Power Utilities: Competitive Matters – Section 551.086 of the Government Code).

50. Discuss legal issues related to legislation pending in the 84th Texas Legislative Session and pertaining to Austin Energy (Private consultation with legal counsel - Section 551.071 of the Government Code).

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

51. 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=788&doctype=Agenda>)

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

52. Conduct a public hearing and consider an appeal of a decision of the Building & Fire Code Board of Appeals to uphold the issuance of a building permit relating to property located at 3100 Highland Terrace West (District 10).
53. Conduct a public hearing and consider a resolution relating to an application to be submitted to the Texas Department of Housing and Community Affairs by Reserve at Springdale, LP, for a proposed affordable multi-family development to be called the Reserve at Springdale, located at 5601 Springdale Road.
54. Conduct a public hearing and consider a resolution relating to an application to be submitted to the Texas Department of Housing and Community Affairs by Harris AAHCLDG, LP, for a proposed affordable multi-family senior development to be called the Harris Branch Senior, located at 12331 Dessau Road.

### **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.