



Thursday, May 21, 2015

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

9:55 AM – Invocation - Major Scott Crosley, Chaplain, Texas National Guard

10:00 AM – City Council Convenes

Consent

Approval of Minutes

1. Approve the minutes of the Austin City Council work session of May 12, 2015, budget work session of May 13, 2015 and regular meeting of May 14, 2015.

Budget

2. Approve an ordinance amending Ordinance No. 20141120-014 increasing the percentage-based ad valorem (property) tax exemption on the assessed value of residence homesteads.

Emergency Medical Services

3. Authorize negotiation and execution of an interlocal cooperation agreement between the City and Travis County Emergency Services District (ESD) 5, to allow the Emergency Medical Services Department to locate an ambulance at ESD 5, Station #1.
4. Authorize negotiation and execution of an agreement between the City and the Federal Bureau of Investigation (FBI) to authorize the Emergency Medical Services Department (EMS) to allow a FBI SWAT employee to temporarily ride out on an EMS ambulance.

Police

5. Approve an ordinance amending City Code Chapter 13-6 to authorize contracting with a private vendor to manage tow truck responses to accident scenes and other police requests for towing, and amending Ordinance No. 20140908-003, relating to nonconsent towing fees. Related to Item #17.

Purchasing Office

6. Authorize award and execution of a 12-month service contract through the STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES

contract with VERIZON WIRELESS, AT&T MOBILITY, and T-MOBILE USA to provide wireless communication services and equipment in an amount not to exceed \$2,500,000 each and combined, with four 12-month extension options in an amount each and combined not to exceed \$2,575,000 for the first extension option, \$2,652,250 for the second extension option, \$2,731,818 for the third extension option, and \$2,813,772 for the fourth extension option, for a total contract amount not to exceed \$13,272,840 each and combined. (Notes: The cooperative 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.)

7. Authorize award and execution of a 36-month service contract with ALLIED FENCE & SECURITY to provide fencing repair and installation in an amount not to exceed \$2,831,296, with three 12-month extension options in an amount not to exceed \$943,765 per extension option, for a total contract amount not to exceed \$5,662,592. (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.)
8. Authorize award and execution of Amendment No. 2 to a service contract with GE PACKAGED POWER INC., TRANSCANADA TURBINES INC., and WOOD GROUP PRATT & WHITNEY, for maintenance and repair services for gas turbines at Decker Creek Power Station and Sand Hill Energy Center, and for the purchase of a standby LM6000 gas turbine for the Sand Hill Energy Center, increasing the contract amount for the current contract period in an amount not to exceed \$14,000,000, for a revised total contract amount not to exceed \$40,000,000. (Notes: This contract was 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.)
9. Authorize award and execution of a 60-month service contract with TEXAS DISPOSAL SYSTEMS, INC., or another qualified offeror to Request for Proposal No. PAX0120, to provide total waste management services for the Aviation Department in an amount not to exceed \$6,450,000, with two 36-month extension options in an amount not to exceed \$4,200,000 per option, for a total contract amount not to exceed \$14,850,000. (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.)
10. Authorize negotiation and execution of a 24-month supply contract with IVES EQUIPMENT CORPORATION to provide valve replacement parts

for Welland & Tuxhorn brand valves for Austin Energy, in an amount not to exceed \$400,000; with three 12-month extension options, in an amount not to exceed \$200,000 per extension option, for a total contract amount not to exceed \$1,000,000.

(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.)

11. Authorize negotiation and execution of a 24-month supply contract with KOBELCO COMPRESSORS AMERICA, INC. to provide replacement parts for Kobelco brand compressors for Austin Energy in an amount not to exceed \$300,000 with three 12-month extension options in an amount not to exceed \$150,000 per extension option, for a total contract amount not to exceed \$750,000.

(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.)

12. Authorize award, negotiation, and execution of a contract with COPPER RIVER INFORMATION TECHNOLOGY LLC to complete the upgrade of the City's fiber optic networking system including software and hardware in an amount not to exceed \$4,331,067.

(Notes: This contract will be awarded in compliance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program through achievement of Good Faith Efforts.)

13. Authorize award and execution of a 36-month contract with ONLINE COMPUTER LIBRARY CENTER, INC., for a subscription to access the database of bibliographic records in Machine Readable Cataloging format at the Austin Public Library in an amount not to exceed \$267,276, with three 12-month extension options in an amount not to exceed \$89,092 per extension option, for a total contract amount not to exceed \$534,552.

(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.)

14. Authorize award and execution of a 12-month service contract with PURE TECHNOLOGIES US, INC. for non-destructive leak and condition assessment of large diameter transmission mains for Austin Water in an amount not to exceed \$685,508, with two 12-month extension options in an amount not to exceed \$685,508 per extension option, for a total contract amount not to exceed \$2,056,524.

(Notes: This contract will be awarded as a sole source and is exempt from City Code 2-9C Minority-Owned and Women-Owned Business Enterprise Procurement Program as specified in Texas Government Code Section

252.022.)

15. Authorize negotiation and execution of a 36-month contract with COMVERGE, INC., or one of the other qualified offerors to Request for Proposal No. OPJ0113, for the installation and maintenance of load-control devices in single-family and multi-family residential housing and commercial facilities, in an amount not to exceed \$2,574,075, with two 12-month extension options, in an amount not to exceed \$858,025 per extension option, for a total contract amount not to exceed \$4,290,125.
(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 5.28% MBE and 1.23% WBE subcontractor participation.)
16. Authorize award and execution of Amendment No. 4 to a contract with LONGHORN CAR-TRUCK RENTALS, INC., to provide vehicle rental services in an amount not to exceed \$149,500, for a revised total contract amount not to exceed \$1,312,500.
(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.)
17. Authorize award, negotiation, and execution of a 36-month revenue contract with TEGSO, LLC DBA AUTORETURN, or another qualified offeror to RFP EAD0119REBID, for total management of dispatch, towing, and impound services for the Austin Police Department for estimated revenue of \$2,400,000, with three 12-month extension options with an estimated revenue of \$800,000 for each extension option, for a total estimated revenue amount of \$4,800,000. Related to Item #5.
(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.)

Telecommunications and Regulatory Affairs

18. Approve an ordinance suspending a Gas Reliability Infrastructure Program interim customer surcharge proposed by CenterPoint Energy Resources and requesting reimbursement for expenses to review the rate adjustment.

Transportation

19. Approve a resolution authorizing the City Manager to submit an application to the U.S. Department of Transportation, Transportation Investment Generating Economic Recovery competitive grant program for funding for improvements to North Lamar Boulevard and Burnet Road.

Watershed Protection Department

20. Approve an ordinance amending the Fiscal Year 2014-2015 Watershed Protection Department Capital Budget (Ordinance No. 20140908-002) to accept and appropriate \$16,300,000 for the implementation of the Onion Creek Forest/Yarrabee Bend Partnership Project with the United States Army Corps of Engineers, including the buyout and demolition of single family houses in the floodplain of Onion Creek near the intersection of South Pleasant Valley Road and East William Cannon Drive, ecosystem restoration, and the creation of recreational facilities.

Item(s) from Council

21. Approve appointments and certain related waivers to citizen boards and commissions, to Council committees and other intergovernmental bodies and removal and replacement of members.
22. Approve a resolution directing the City Manager to file a challenge petition with the Appraisal Review Board relating to the level of appraisals of commercial property values in the City by the Travis Central Appraisal District pursuant to Chapter 41 of the Texas Tax Code.
(Notes: SPONSOR: Mayor Pro Tem Kathie Tovo CO 1: Council Member Ellen Troxclair CO 2: Council Member Don Zimmerman CO 3: Council Member Ann Kitchen)
23. Approve a resolution directing the City Manager to increase the City's minimum wage for City employees in the FY2015-2016 budget and future budgets.
(Notes: SPONSOR: Council Member Gregorio Casar CO 1: Mayor Steve Adler CO 2: Council Member Ora Houston CO 3: Council Member Leslie Pool)
24. Approve a resolution directing the City Manager to take steps to increase opportunities to let dogs out of their kennels while housed at the Austin Animal Center; and to provide a report on long-term options to improve animal welfare at the Austin Animal Center and to increase the Animal Service Office's online capabilities.
(Notes: SPONSOR: Council Member Gregorio Casar CO 1: Council Member Delia Garza CO 2: Mayor Pro Tem Kathie Tovo CO 3: Council Member Ann Kitchen)
25. Approve a resolution directing the City Manager to convene a working group to develop recommendations related to the use of conviction history in hiring (fair chance hiring practices) by private employers in the City of Austin.
(Notes: SPONSOR: Council Member Gregorio Casar CO 1: Mayor Steve Adler CO 2: Council Member Leslie Pool CO 3: Mayor Pro Tem Kathie Tovo)

26. Approve a resolution increasing the number of members on the Land Development Code Advisory Group. Related to Item #40.
(Notes: SPONSOR: Council Member Gregorio Casar CO 1: Mayor Steve Adler CO 2: Council Member Sabino "Pio" Renteria CO 3: Council Member Sheri Gallo)

Item(s) to Set Public Hearing(s)

27. Set a public hearing to consider a request by Tiny Boxwoods LLC d/b/a Tiny Boxwoods, located at 1503 W. 35th St., for a waiver of the distance requirement of City Code Section 4-9-4(A), which requires a minimum of 300 feet between a business that sells alcoholic beverages and a school.(District 10). (Suggested date and time: June 18, 2015, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).
28. Set a public hearing to receive citizen comments on the City's draft Fiscal Year 2015-2016 Action Plan as required by the U.S. Department of Housing and Urban Development, and the Community Development 2015-2016 Program as required by Texas Local Government Code Chapter 373.
(Suggested date and time: June 11, 2015, 1:00 p.m., at Austin City Hall, 301 W. Second Street, Austin, TX).

Non-Consent

Item(s) Referred from Council Committee(s)

Economic Opportunity Committee

29. 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).
(Notes: Economic Development - Item #8 on April 23, 2015.)

Mobility Committee

30. Approve an ordinance on second reading relating to the Austin Cab I, Incorporated d.b.a. Austin Cab taxicab franchise.
(Notes: Transportation)
31. Approve an ordinance on second reading relating to the Greater Austin Transportation Company, d.b.a. Yellow Cab Company taxicab franchise.
(Notes: Transportation)
32. Approve an ordinance on second reading relating to the Lone Star Cab Company taxicab franchise.
(Notes: Transportation)

33. Approve an ordinance amending City Code Chapter 13-2 relating to ground transportation passenger service requirements.
34. Approve a resolution directing the City Manager to explore the feasibility of a fourth taxi cab franchise.
35. Authorize negotiation and execution of a professional services agreement with URS CORPORATION (staff recommendation) or one of the other qualified responders to Request for Qualifications Solicitation No. CLMP166, to provide engineering services for the Barton Springs Road Bridge over Barton Creek Project in an amount not to exceed \$300,000. Related to Item #36.
(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 15.90 % WBE participation.) (Contract Management)
36. Authorize negotiation and execution of a professional services agreement with WISS, JANNEY, ELSTNER ASSOCIATES, INC., (staff recommendation) or one of the other qualified responders to Request for Qualifications Solicitation No. CLMP167, to provide engineering services for the peer review of Barton Springs Road Bridge over Barton Creek Project in an amount not to exceed \$200,000. Related to Item #35.
(Notes: This contract will be awarded in compliance with City Code Chapter 2-9B Minority Owned and Women Owned Business Enterprise Procurement Program. No subcontracting opportunities were identified; therefore no goals were established for this solicitation.) (Contract Management)
37. Authorize negotiation and execution of a professional services agreement with URS CORPORATION (staff recommendation) or one of the other qualified responders to Request for Qualifications Solicitation No. CLMP168, to provide engineering services for the Redbud Trail Bridge over Lady Bird Lake Project in an amount not to exceed \$875,000. Related to Item #38.
(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.) (Contract Management)
38. Authorize negotiation and execution of a professional services agreement with CHIANG PATEL & YERBY, INC., (staff recommendation) or one of the other qualified responders to Request for Qualifications Solicitation No. CLMP169, to provide engineering services for the peer review of the Redbud Trail Bridge over Lady Bird Lake Project in an amount not to exceed \$258,000. Related to Item #37.
(Notes: This contract will be awarded in compliance with City Code Chapter 2-9B Minority Owned and Women Owned Business Enterprise Procurement Program. No subcontracting opportunities were identified; therefore no

MBE/WBE participation goals were established for this solicitation.)
(Contract Management)

Open Space, Environment and Sustainability Committee

39. Authorize execution of an amendment to the August 2013 Parkland Improvement and Use Agreement with the West Austin Youth Association regarding Lamar Beach and Town Lake Metropolitan Park.
(Notes: Parks and Recreation - Item #10 on February 26, 2015.)

Planning and Neighborhoods

40. Approve a recommendation to expand the CodeNEXT Advisory Group.
Related to Item #26.

Public Utilities Committee

41. Authorize execution of an amendment to the cost reimbursement agreement with CENTURY LAND HOLDINGS II, LLC. to increase the City's cost reimbursement in the amount of \$646,807.24 for a total contract amount not to exceed \$2,778,484.43.
(Notes: Austin Water Utility)

Economic Opportunity, Open Space, Environment and Sustainability, and Public Utilities Committees

42. 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 - Item #28 on March 5, 2015.)

10:00 AM - Zoning Ordinances / Restrictive Covenants (HEARINGS CLOSED)

43. C14-2015-0007 - Alice Mae Rezoning - District 5 - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 9500 Alice Mae Lane (Slaughter Creek Watershed) from community commercial-conditional overlay (GR-CO) combining district zoning to community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. First Reading approved on March 26, 2015. Vote: 11-0. Owner/Applicant: SP Meadows West, Ltd. (David

Roche). Agent: Armbrust & Brown, LLC (Richard T. Suttle, Jr.). City Staff: Wendy Rhoades, 512-974-7719.

10:30 AM - Morning Briefings

44. Briefing on the possibility of filing a challenge petition with the Appraisal Review Board for the Travis Central Appraisal District relating to commercial property values in the City set by the Travis Central Appraisal District.

12:00 PM - Citizen Communications: General

Gus Peña - 1) Memorial Day is to remember those military personnel who made the ultimate sacrifice in defense of our country's freedom, safety and democracy, and other countries' freedom, safety and democracy. 2) Memorial Day is May 25th, 2015. You all have the day off. A lot of us veterans won't. We will honor those who died in combat and we should remember their sacrifices forever. Wiley Guerrero, Toby Rodriguez, Booker T. Lofton, Alex Quiroz, the last infantry man to die in Vietnam are my friends from Johnston High School who died in our service to our country. I miss you friends, but you will never be forgotten. Happy Memorial Day, Semper Fi Marines.

Sylvia Servin - Traffic Problems

Kathy Green - Summer Food Service Program starting in June.

John Goldstone - Homestead Exemption and renters

CAROLANNROSE KENNEDY - HAPPY MOTHER'S DAY 2015

Carlos León - 1) God, Jesus Christ, and the Holy Spirit reign supreme 2) May Austin's airspace be free & clear of chemtrails 3) Losing your marbles - Part X

Executive Session

45. Discuss legal issues related to Open Government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
46. Discuss matters related to large primary and transmission electric customers (Certain Public Power Utilities: Competitive Matters - Section 551.086 of the Government Code).
47. Discuss legal issues associated with City Council Resolution No. 20140612-065 that directs the City Manager to file a challenge petition with the Travis County Appraisal Review Board relating to commercial property values in the City set by the Travis Central Appraisal District (Private consultation with legal counsel—Section 551.071).

2:00 PM - Public Hearings and Possible Actions

48. Conduct a public hearing and consider an appeal by Daniel Llanes, regarding the Planning Commission's approval of a variance from City Code Section 25-2-721(B)(1), which prohibits the construction of a building or parking area within the primary setback of the Waterfront Overlay in the Red Bluff Subdistrict (District 3).

4:00 PM - Public Hearings and Possible Actions

49. Conduct a public hearing and consider an ordinance regarding Texas Gas Service's proposal to increase customer rates.
50. Conduct a public hearing and consider an ordinance relating to Atmos Energy Corporation-MidTex Division's proposal to increase customer gas rates.
51. Conduct a public hearing regarding the full purpose annexation of the LES Burleson annexation area (approximately 13.2 acres in southern Travis County south of Burleson Road, approximately 870 feet east of the intersection of Burleson Road and Smith School Road; contiguous to Council District 2).
52. Conduct a public hearing and consider an ordinance amending City Code Chapters 15-2 and 15-9 relating to the drainage charge.
53. Conduct a public hearing and consider an ordinance on second and third readings amending the electric rate schedules in Ordinance No. 20140908-003 with regard to contract rates for large primary and transmission voltage customers.

5:30 PM - Live Music

Jackie Venson

5:30 PM - Proclamations

Proclamation -- EMS Week -- to be presented by Mayor Steve Adler and to be accepted by Chief of Staff James Shamard

Proclamation -- Public Works Week -- to be presented by Mayor Steve Adler and to be accepted by Howard Lazarus

Distinguished Service Award -- Dr. Norman Chenven, Austin Regional Clinic -- to be presented by Mayor Steve Adler and to be accepted by the honoree

Distinguished Service Award -- Betty Baker -- to be presented by Mayor Pro Tem Kathie Tovo and to be accepted by the honoree

Distinguished Service Award -- Don Haynes, LBJ High School -- to be

presented by Council Member Ora Houston and to be accepted by the honoree

Proclamation -- Motorcycle Safety Month -- to be presented by Mayor Steve Adler and to be accepted by Jason Hill, Ty Yokam and John Johnston

Distinguished Service Award, retirement -- Ateja Dukes, Neighborhood Housing -- to be presented by Mayor Steve Adler and to be accepted by the honoree

Proclamation -- Safe Boating Month -- to be presented by Council Member Ellen Troxclair and to be accepted by Jacob Thayer

Certificate of Congratulations -- Anderson High School Water Polo Team -- to be presented by Council Member Sheri Gallo and to be accepted by the honorees

Adjourn



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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.