



Thursday, June 04, 2015

The Austin City Council will convene at 10:00 AM on
Thursday, June 04, 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 - Rev. Ken Kesselus, Rector Emeritus, Calvary Episcopal Church

10:00 AM – City Council Convenes

Consent

Approval of Minutes

1. Approve the minutes of the Austin City Council work session of May 19, 2015, special called budget work session of May 20, 2015, regular meeting of May 21, 2015, special called work session of May 26, 2015 and special called meeting of May 28, 2015.

Austin Energy

2. Authorize issuance of incentives to Foundation Communities for the installation of solar electric systems at its 140 residential units at 3226 W. Slaughter Lane, in an amount not to exceed \$193,248.
3. Approve issuance of a rebate to Cousins Properties Incorporated for the installation of energy efficiency measures at 303 Colorado Street, in an amount not to exceed \$146,801.
4. Approve issuance of a rebate to 6808 S. IH 35, LLC, for performing energy efficiency improvements at Southpoint Village Apartments located at 6808 S. IH 35, in an amount not to exceed \$79,200.
5. Approve issuance of a rebate to 8800 I 35 LLC, for performing energy efficiency improvements at Avesta Solano Apartments located at 8800 N. IH-35, in an amount not to exceed \$79,382.
6. Approve issuance of a rebate to BTL Thrive LTD, for performing energy efficiency improvements at The Bluffs at Town Lake Apartments located at 2005 Willow Creek Dr., in an amount not to exceed \$210,000.
7. Approve issuance of a rebate to Firmus Equity Partners, LLC, for performing energy efficiency improvements at Mueller Flats Apartments located at 1071 Clayton Lane, in an amount not to exceed \$97,786.
8. Approve issuance of a rebate to Presidium AMC Hidden Villas Venture, LLC,

for performing energy efficiency improvements at The Vue Apartments located at 7607 Blessing Ave., in an amount not to exceed \$85,800.

9. Approve issuance of a rebate to Texas Student Housing Authority, for performing energy efficiency improvements at Town Lake Student Apartments located at 1109 S. Pleasant Valley Road, in an amount not to exceed \$73,878.

Budget

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

Contract Management

11. Authorize negotiation and execution of a professional services agreement with ENERGY ENGINEERING ASSOC., INC dba EEA CONSULTING ENGINEERS (staff recommendation) or one of the other qualified responders to RFQ Solicitation No. CLMP165A, to provide engineering services for an additional downtown district cooling plant in an amount not to exceed \$4,000,000.
(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 16.00% WBE participation.)
12. Authorize award and execution of a construction contract with PIATRA, INC. for the construction of a new de-icing storage facility at Austin-Bergstrom International Airport, in the amount of \$223,895 plus a \$22,389 contingency, for a total contract amount not to exceed \$246,284.
(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 6.01% MBE and 93.99% WBE participation.)

Emergency Medical Services

13. Authorize negotiation and execution of an interlocal cooperation agreement between the City and Oregon Health and Science University (OHSU) for the Emergency Medical Services Department to provide clinical program components as part of OHSU clinical educational program.
14. Authorize negotiation and execution of an interlocal cooperation agreement between the City and Austin Community College (ACC) for the Emergency Medical Services Department to provide clinical program components as part of ACC's clinical educational program.

Fire

15. Approve a resolution ratifying the collective bargaining agreement between the City and the Austin Fire Association relating to wages, hours, and terms and conditions of employment for Austin firefighters.

Human Resources

16. Approve an ordinance authorizing negotiation and execution of an agreement between the Quality of Life Foundation and the City for job placement and training services and amending the Fiscal Year 2014-2015 Human Resources Department Operating Budget Special Revenue Fund (Ordinance No. 20140908-001) to accept and appropriate \$25,500 in grant funds from the Quality of Life Foundation for the Emerging Leader Summer Internship Program to provide paid internships for Austin area youth.

Law

17. Authorize the negotiation and execution of an amendment to the professional services agreement with French & Associates for consulting services in connection with the United States Department of Justice investigation and enforcement action concerning hiring at the Austin Fire Department, in the amount of \$40,000, for a total contract amount not to exceed \$140,000.
18. 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 \$15,000, for a total contract amount not to exceed \$85,000.

Neighborhood Housing and Community Development

19. Approve an ordinance designating the CHESTNUT NEIGHBORHOOD REVITALIZATION CORPORATION and the GUADALUPE NEIGHBORHOOD DEVELOPMENT CORPORATION as community land trusts and granting the corporations a property tax exemption on certain properties.

Office of Real Estate Services

20. Authorize negotiation and execution of an encroachment agreement with the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM for the encroachment of street right-of-way by a pedestrian bridge at the 300 block of West Dean Keeton Street, located approximately one block east of Guadalupe Street. (District 9).
21. Approve an ordinance authorizing the negotiation and execution of all documents and instruments necessary or desirable to purchase in fee simple

approximately 63 properties at high risk of flooding in the 25-year floodplain located within the Williamson Creek Watershed, in an amount not to exceed \$17,986,000, establishing acquisition and relocation guidelines, and waiving the requirements of City Code Chapter 14-3 (District 2 and District 3).

Parks and Recreation

22. 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 \$37,031 in grant funds from the Texas Parks and Wildlife Department for the Growing Outdoor Leaders program.

Purchasing Office

23. Authorize award and execution of a 24-month contract with AUSTIN WHITE LIME COMPANY for the supply of quicklime for Austin Water Utility in an amount not to exceed \$6,858,000, with two 12-month extension options in an amount not to exceed \$3,429,000 per extension option, for a total contract amount not to exceed \$13,716,000.
(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.)
24. Authorize award and execution of a 36-month contract with LONGHORN INTERNATIONAL TRUCKS LTD to provide original equipment manufacturer parts and repair services for vehicles in an amount not to exceed \$627,174, with three 12-month extension options in an amount not to exceed \$209,058 per extension option, for a total contract amount not to exceed \$1,254,348.
(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.)
25. Authorize award, negotiation, and execution of a 36-month contract with TEXAS CLOSED CAPTIONING, LLC, or one of the other qualified offerors to Request for Proposal No. JRD0307, to provide real-time closed captioning services for City meetings in an amount not to exceed \$450,000, 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 \$900,000.
(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.)
26. Authorize award, negotiation, and execution of a contract with ALTURA

SOLUTIONS, L.P. to provide an Americans with Disabilities Act self-assessment and develop a system-wide transition plan for Parks and Recreation Department properties in an amount not to exceed \$240,300.
(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 84.00% MBE and 11.00% WBE participation.)

27. Authorize award and execution of a 16-month contract through the Texas Local Government Purchasing Cooperative (BuyBoard) with ANDERSON MACHINERY COMPANY for the rental of heavy-duty road-repair equipment in an amount not to exceed \$243,222.
(Notes: This 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.)
28. Authorize award and execution of a 12-month service contract with STAPLES CONTRACT & COMMERCIAL, INC., to provide for the printing and mailing of Austin Energy's monthly PowerPlus Newsletter, in an amount not to exceed \$78,053, with four 12-month extension options in an amount not to exceed \$78,053 per extension option, for a total contract amount not to exceed \$390,265.
(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.)
29. Authorize award and execution of a 36-month service and supply contract with 3SOUTH LLC, to provide a gas chromatograph, training, and parts for the Austin Fire Department, in an amount not to exceed \$188,844, with three 12-month extension options in an amount not to exceed \$20,000 for each extension option, for a total contract amount not to exceed \$248,844.
(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.)
30. Authorize award and execution of a 36-month service contract with RECORDED BOOKS INC. to provide unabridged audiobooks for the Austin Public Library in an amount not to exceed \$975,000, with three 12-month extension options in an amount not to exceed \$325,000 per extension option, for a total contract amount not to exceed \$1,950,000.
(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 Program.)
31. Authorize award and execution of a 36-month supply contract with ZOLL

MEDICAL CORPORATION to provide impedance threshold devices for the Emergency Medical Services Department in an amount not to exceed \$356,643, with three 12-month extension options in an amount not to exceed \$130,977 for the first extension option, \$137,526 for the second extension option, and \$144,403 for the third extension option, for a total contract amount not to exceed \$769,548.

(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.)

32. Authorize award and execution of a supply contract with KNOX ASSOCIATES INC. DBA THE KNOX COMPANY to provide mini narcotics lockers for the Emergency Medical Services Department in an amount not to exceed \$63,009.
(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.)
33. Authorize award and execution of a service contract with CORMETECH, INC., or another qualified offeror to RFP NST0024, for removal, assembly, inspection and installation of a new catalyst for the Selective Catalytic Reduction system in the combined cycle Unit 5 at Austin Energy's Sand Hill Energy Center, in an amount not to exceed \$419,000.
(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.)
34. Authorize award and execution of a 24-month supply contract with STUART C. IRBY, CO., to provide 362kV circuit breakers for Austin Energy in an amount not to exceed \$2,780,640, with three 12-month extension options in an amount not to exceed \$ 1,390,320 per extension option, for a total contract amount not to exceed \$6,951,600.
(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.)
35. Authorize award and execution of Amendment No. 5 to the contract with PIKE ELECTRIC, LLC., for transmission and distribution construction and maintenance services, increasing the contract authorization for the current contract period in an amount not to exceed \$5,000,000, for a revised total contract amount not to exceed \$39,000,000.
(Notes: This contract was awarded in compliance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program through the achievement of good faith efforts with 4.85% MBE and 1.33% WBE participation..)

36. 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

37. Approve issuance of a street closure permit under City Code Chapter 14-8 for the ESPN's X-Games, a fee-paid event in the 900 and 1000 blocks of Congress Avenue and 11th Street from Colorado Street to Brazos Street, to be held on Thursday, June 4, 2015.

Treasury Office

38. Approve an ordinance authorizing the issuance and sale of tax-exempt City of Austin, Texas, Water and Wastewater System Revenue Refunding Bonds, Series 2015A, in a par amount not to exceed \$380,000,000, 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 December 4, 2015.
39. Approve an ordinance authorizing the issuance and sale of City of Austin, Texas, Water and Wastewater System Revenue Refunding Bonds, Taxable Series 2015B, in a par amount not to exceed \$40,000,000, 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 December 4, 2015.
40. Approve a resolution directing the publication of an Official Notice of Intention to Issue \$80,655,000 City of Austin, Texas, Certificates of Obligation, Series 2015.

Watershed Protection Department

41. Authorize negotiation and execution of joint funding agreement with the United States Department of the Interior, Geological Survey for water resource investigation projects for Fiscal Year 2015-2016, in the amount of \$621,752 with six 12 month extension options; each option in an amount not to exceed the amount of the previous 12 month authorized limit plus up to 7% for potential increases in the cost of service and gauge stations added to the scope of work, for a total contact amount not to exceed \$5,380,655.

Item(s) from Council

42. Approve appointments and certain related waivers to citizen boards and commissions, to Council committees and other intergovernmental bodies and removal and replacement of members.
43. Approve the waiver of certain requirements and the waiver or reimbursement of certain fees under City Code Chapter 14-8 for the Maudie's Moonlight Margarita Run and Party sponsored by the Trail Foundation which is to be held Thursday, June 11, 2015 beginning at Lady Bird Lake and ending at the American Legion Hall.
(Notes: SPONSOR: Council Member Leslie Pool CO 1: Council Member Sabino "Pio" Renteria CO 2: Mayor Steve Adler CO 3: Mayor Pro Tem Kathie Tovo)
44. Approve a resolution creating the Flood Mitigation Task Force to develop recommendations related to area flooding and its impacts to property, public safety, and City finances and directing the City Manager to provide staff resources.
(Notes: SPONSOR: Council Member Ann Kitchen CO 1: Mayor Pro Tem Kathie Tovo CO 2: Council Member Leslie Pool CO 3: Mayor Steve Adler CO 4: Council Member Delia Garza)
45. Approve a resolution relating to the Land Development Code Advisory Group.
(Notes: SPONSOR: Council Member Ann Kitchen CO 1: Council Member Sheri Gallo CO 2: Council Member Gregorio Casar CO 3: Council Member Leslie Pool CO 4: Mayor Steve Adler)
46. Approve an ordinance authorizing payment of certain costs for the Queerbomb 2015 event, sponsored by Queerbomb, which is to be held Saturday, June 6, 2015 at Fair Market.
(Notes: SPONSOR: Council Member Gregorio Casar CO 1: Mayor Steve Adler CO 2: Council Member Leslie Pool CO 3: Council Member Sabino "Pio" Renteria)
47. Approve an ordinance waiving or reimbursing certain fees for the Pista Sa Nayon 2015 event sponsored by the Austin Filipino American Association which is to be held Saturday, June 13, 2015 at the Asian American Resource Center.
(Notes: SPONSOR: Mayor Pro Tem Kathie Tovo CO 1: Council Member Sabino "Pio" Renteria CO 2: Council Member Leslie Pool CO 3: Council Member Gregorio Casar)
48. Approve a resolution related to the 2015 Austin Community Climate Plan, directing the City Manager to create the Joint Sustainability Committee, and establishing duties of the Committee.
(Notes: SPONSOR: Council Member Leslie Pool CO 1: Mayor Steve Adler CO 2: Mayor Pro Tem Kathie Tovo CO 3: Council Member Gregorio

Casar CO 4: Council Member Ann Kitchen)

49. Approve an ordinance waiving certain fees for the Bridging Ceremony sponsored by Girl Scout Troop No. 1566 which will be held on Saturday, June 13, 2015 at the Springwood Park Pavilion.
(Notes: SPONSOR: Council Member Don Zimmerman CO 1: Council Member Ellen Troxclair CO 2: Mayor Pro Tem Kathie Tovo CO 3: Mayor Steve Adler)

Item(s) to Set Public Hearing(s)

50. Set a public hearing regarding CenterPoint Energy Resources' proposal to increase customer rates. (Suggested date and time: June 18, 2015, 4:00 p.m., Austin City Hall, 301 W. Second Street, Austin, TX)

Non-Consent

Item(s) Referred from Council Committee(s)

Housing and Community Development Committee

51. Approve a resolution related to the use of homestead preservation districts and homestead preservation reinvestments zones to address affordable housing issues in Austin.

Mobility Committee

52. Approve an ordinance on third reading relating to the Austin Cab I, Incorporated d.b.a. Austin Cab taxicab franchise.
(Notes: Transportation)
53. Approve an ordinance on third reading relating to the Greater Austin Transportation Company, d.b.a. Yellow Cab Company taxicab franchise.
(Notes: Transportation)
54. Approve an ordinance on third reading relating to the Lone Star Cab Company taxicab franchise.
(Notes: Transportation)
55. Approve an ordinance on third reading amending City Code Chapter 13-2 relating to ground transportation passenger service requirements.
56. Consider and develop recommendations on negotiation and execution of an interlocal agreement between the City of Austin and Williamson County, Texas for the Neenah Avenue Widening Project (District 6).
(Notes: Public Works)

Public Safety Committee

57. Approve an ordinance creating a camera-enforced civil offense for illegally passing a school bus.
(Notes: Animal Services)

Public Utilities Committee

58. 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)

12:00 PM - Citizen Communications: General

Ali Tabrizi - Legal status of 4316 Far West Blvd.

Cecily Cedilote - M.E.E.E.L.J. INC.

Bo Delp - Permit Reform

Dr. Von Wood - CLC City procedures

Felix Jimenez - Permit Reform

Ariana Luna - Permit Reform

Marilu Fractubso - Permit Reform

Matt Gonzales - Permit Reform

Jared Lamb - Energy Savings

Chris Stroud - Low Income Advisory Task Force

Executive Session

59. Discuss legal issues related to Open Government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
60. Discuss legal issues related to 2015 collective bargaining negotiations with the bargaining representative for employees in the Austin Fire Department (Private consultation with legal counsel-Section 551.071 of the Government Code).
61. Discuss legal issues related to a challenge petition with the Appraisal Review Board for the Travis Central Appraisal District relating to commercial property values set by the Travis Central Appraisal District. (Private consultation with legal counsel - Section 551.071 of the Government Code).

4:00 PM - Public Hearings and Possible Actions

62. Conduct a public hearing and consider a resolution to expand the Austin Downtown Public Improvement District (PID) by adding one parcel located at 500 West 2nd Street, as requested by the property owner.
63. Conduct a public hearing and consider a request by E.T.B., Inc. d/b/a CVS Pharmacy, located at 1801 and 1813 W. Parmer Lane (District 7), for a waiver of the distance requirement in City Code Chapter 4-9, which requires a minimum of 300 feet between a business that sells alcoholic beverages and a school.
64. Conduct a public hearing and consider an ordinance amending the Restricted Parking Area Map under City Code Section 12-5-29 by adding two new areas, Highland Park West Balcones Area Neighborhood Association (District 10) and Southeast Combined Neighborhood Planning Area (District 2).

5:30 PM - Live Music

The Digital Wild

5:30 PM - Proclamations

Proclamation -- City of Austin Safety Conference -- to be presented by Mayor Steve Adler and to be accepted by JoAnn Cowan and members of the City Safety Committee

Distinguished Service Award (retirement) -- Bill Needles, EMS -- to be presented by Mayor Steve Adler and to be accepted by the honoree

Proclamation -- The Kick-Off of the Capital Area Food Bank's Summer Food Service Program -- to be presented by Mayor Steve Adler and to be accepted by Kathy Green

Distinguished Service Award (retirement) -- Terry McCoy, TxDOT -- to be presented by Mayor Steve Adler and to be accepted by the honoree

Proclamation -- National Trails Day -- to be presented by Mayor Pro Tem Kathie Tovo and to be accepted by George Cofer

Distinguished Service Award -- Jim Turney -- to be presented by Council Member Ellen Troxclair and to be accepted by the honoree

Proclamation -- River City Youth Foundation Father's Day Parade -- to be presented by Mayor Steve Adler and to be accepted by Mona Gonzales

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 (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.