



AUSTIN CITY COUNCIL WORK SESSION

Tuesday, December 15, 2015

The Austin City Council will convene at 9:00 AM on
Tuesday, December 15, 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. Pre-Selected Agenda Items
- B. Briefings
 - B.1 Briefing on Austin Energy Cost of Service Study and Rate Review.
 - B.2 Briefing on the Planned Unit Development zoning process.
- C. Council Items of Interest
- D. Council Discussion
 - D.1 Discussion regarding the operating procedures of the city council and of council committees.
 - D.2 Discussion regarding the Office of Performance Management
- E. Executive Session
 - E.1 Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
 - E.2 Discuss legal issues related to Blake English et al v. City of Austin et al, Cause No. D-1-GN-15-00215 in the 345th Judicial District for Travis County, Texas (Private consultation with legal counsel-Section 551.071).
 - E.3 Discuss legal issues related to Mercer et al v. City of Austin et al, Cause No. 1:13-cv-00830, in the United States District Court for the Western Division of Texas. (Private consultation with legal counsel - Section 551.071 of the Government Code) (Related to July 26, 2013 officer-involved shooting).

Consent

Approval of Minutes

1. Approve the minutes of the Austin City Council work session of December 8, 2015 and regular meeting of December 10, 2015.

Austin Energy

2. Authorize amendments to two existing contracts with Atmos Pipeline - Texas, for natural gas transportation services, to extend the contracts for 36 months for an estimated aggregate amount not to exceed \$3,000,000.

Austin Water Utility

3. Authorize negotiation and execution of an interlocal agreement with Travis County for the Slaughter Lane East improvement project, in the amount of \$48,350 plus a \$3,975 contingency for a total amount of \$52,325. (District 2)
4. Authorize negotiation and execution of an interlocal agreement with Williamson County for the Forest North, Pearson Ranch Road, Bayswater Gardens, and Lakeline Boulevard improvement projects in the amount of \$1,300,435.62 plus a \$108,997.47 contingency for a total of \$1,409,433.09. (District 6).

Budget

5. Approve a resolution requesting that the Travis Central Appraisal District conduct a 2015 reappraisal of properties affected by the October 2015 floods.

Capital Contracting Office

6. Authorize the use of the competitive sealed proposal procurement method for solicitation of construction improvements to multiple Austin Fire Department facilities for Women's Locker Room Additions Phase 5 and multiple emergency medical service stations for vehicle bay expansions.
(Notes: MBE/WBE goals will be established for this solicitation before issuance.)
7. Authorize the use of the competitive sealed proposal procurement method for the solicitation of the construction of the Austin Fire Department Fire and emergency medical services station, Onion Creek.
(Notes: MBE/WBE Goals will be established for this solicitation before issuance.)
8. Authorize execution of a construction contract with PIATRA INC., for the Austin Energy St. Elmo Storage Addition Project, in the amount of \$379,925 plus a \$37,992 contingency, for a total contract amount not to exceed \$417,917.
(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 11.27% MBE and 88.73% WBE participation.)
9. Authorize negotiation and execution of a professional services agreement with the following five staff recommended firms (or other qualified responders) to Request for Qualifications Solicitation No. CLMP188: O'CONNELL

ROBERTSON & ASSOCIATES, INC., ENERGY ENGINEERING ASSOCIATES INC., dba EEA CONSULTING ENGINEERS, ENCOTECH ENGINEERING CONSULTANTS, INC., JOSE I. GUERRA, INC., and TEXAS ENERGY ENGINEERING SERVICES, INC., for engineering services for the 2016 Mechanical, Electrical and Plumbing Engineering Services Rotation List for an estimated period of three years or until financial authorization is expended, with the total amount not to exceed \$1,500,000 divided among the five 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 8.00% MBE and 2.00% WBE participation.)

10. Authorize execution of a contract with SJ LOUIS CONSTRUCTION OF TEXAS, LTD. to construct the Harris Branch Interceptor "Lower A" wastewater line in an amount of \$5,163,688.52 plus a \$516,368.85 contingency, for a total contract amount not to exceed \$5,680,057.37.
(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 6.13% MBE and 1.28% WBE participation..)

Economic Development Department

11. Approve an ordinance setting the assessment rate and approving a proposed 2016 assessment roll for the East Sixth Street Public Improvement District. Related to Items #12 and #64.
12. Approve a resolution adopting the East Sixth Street Public Improvement District Service Plan and Budget for 2016. Related to Items #11 and #64.
13. Authorize negotiation and execution of a design and commission agreement with Kincannon Studios in an amount not to exceed \$118,500 for artwork for the Republic Square Park Phase II Improvement Project.

Emergency Medical Services

14. Approve an ordinance establishing classifications and positions in the classified service of the Emergency Medical Services Department, eliminating and creating certain positions, establishing pay rates and repealing Ordinance No. 20150908-006 relating to Emergency Medical Services Department classifications and positions.
15. Authorize execution of an interlocal agreement with Travis County Healthcare District (d/b/a Central Health) to provide services through the Emergency Medical Services Department Community Health Paramedic Program as funded by the Delivery System Reform Incentive Payments 1115 Waiver Program (DSRIP) in effect during the DSRIP Project Period from

the date of execution of this agreement through September 30, 2016, in an amount not to exceed \$441,073 paid by Central Health to the City.

Financial Services

16. Approve an ordinance amending Ordinance No. 20151119-023 setting the assessment and approving an amended proposed 2016 assessment roll for the Estancia Hill Country Public Improvement District. Related to Item #66.
17. Approve an ordinance amending the Fiscal Year 2015-2016 Financial Services Department Operating Budget Special Revenue Fund (Ordinance No. 20150908-001) to adopt a budget for the Indian Hills Public Improvement District. Related to Item #94.
18. Approve an ordinance amending the Fiscal Year 2015-2016 Financial Services Department Operating Budget Special Revenue Fund (Ordinance No. 20150908-001) to adopt a budget for the Whisper Valley Public Improvement District. Related to Item #95.

Fleet Services

19. Authorize execution of interlocal cooperation agreements with Travis County and Travis County Emergency Services District # 3 for the City's Fleet Services Department to provide motor fuel, including diesel exhaust fluid and supplies.

Health and Human Services

20. Authorize negotiation and execution of a contract with TEXAS RIOGRANDE LEGAL AID INC. to provide education and outreach regarding tenants-rights under the City Code, for a 12-month term from January 1, 2016 to December 31, 2016, in an amount not to exceed \$350,000, with four 12-month renewal options, for a total contract amount not to exceed \$1,750,000.
21. Authorize the negotiation and execution of Amendment No. 11 with AIDS SERVICES OF AUSTIN, INC., in an amount not to exceed \$65,395 for a revised current 12-month term amount not to exceed \$1,321,086 and total contract amount not to exceed \$6,356,090.
22. Authorize negotiation and execution of an interlocal agreement with The University of Texas Health Science Center School of Public Health Austin Regional Campus to conduct an evaluation of the Austin/Travis County Community Health Assessment/Community Health Improvement Plan Cycle 1, in an amount not to exceed \$44,535 for the term of March 1, 2016 through September 30, 2016.

Human Resources

23. Authorize negotiation and execution of a 12-month interlocal agreement with Austin Independent School District to continue the Austin Corps program, with four 12-month extension options.

Law

24. Authorize negotiation and execution of an amendment to the legal services agreement with Renea Hicks to provide legal services related to Donald Zimmerman v. City of Austin, Cause No. 1:15-cv-00628, in the United States District Court for the Western Division of Texas in the amount of \$125,000.00, for a total contract amount not to exceed \$180,000.00. Funding is available in the Fiscal Year 2015-2016 liability reserve fund.
25. Authorize a payment not to exceed \$ 81,458.00 for a judgment in Emily Poole et al v. City of Austin, Cause No. D-1-GN-09-002348 in the 126th District Court of Travis County. Funding is available in the Fiscal Year 2015-2016 liability reserve fund.

Neighborhood Housing and Community Development

26. Approve an ordinance establishing Homestead Preservation District B in southeast Austin bounded generally by Interstate 35 and Parker Lane to the west, the Colorado River to the north, Bastrop Highway to the east, and Highway 71 to the south.
27. Approve an ordinance establishing Homestead Preservation District C in east Austin and generally located north of the Colorado River, east of Springdale Road and Airport Boulevard, continuing east just beyond Ed Bluestein Boulevard, and extending to the north until Oak Springs Drive.
28. Approve an ordinance establishing Homestead Preservation District D in north Austin located near the intersection of Interstate 35 and East Anderson Lane.
29. Authorize negotiation and execution of Amendment No. 2 to the Fiscal Year 2015-2016 Service Agreement with the Austin Housing Finance Corporation to increase funding for the HOME grant fund program in the amount of \$1,391,143.52, for a total contract amount not to exceed \$19,868,116.52.
30. Approve a resolution supporting an application to be submitted to the Texas Department of Housing and Community Affairs by NRP Group, or an affiliated entity, for a proposed affordable multi-family development to be called the Terrace at Walnut Creek Apartments, located in the Austin Extraterritorial Jurisdiction at Old Manor Road and U.S. Highway 290 East.

Parks and Recreation

31. Authorize execution of an interlocal agreement with Purdue University for the rental of the traveling exhibit, Bee-lieve it or Not! The Secret Lives of Honey Bees, to be placed at the Austin Nature & Science Center's Visitor Pavilion from January 16, 2016 until May 8, 2016.
32. Approve an ordinance amending the Fiscal Year 2015-2016 Special Revenue Fund Operating Budget of the Parks and Recreation Department (Ordinance No. 20150910-001) to accept and appropriate up to \$250,000 from the Trail of Lights Foundation for payment of City services, and authorize waiver of certain permit, application and similar fees and requirements for the 2015 Trail of Lights in an amount not to exceed \$205,000.

Planning and Zoning

33. Approve an ordinance extending the expiration date of Ordinance No. 20141120-056 relating to requirements for non-peak hour concrete installation within portions of the Central Business District and Public zoning districts.

Public Works

34. Authorize negotiation and execution of an interlocal agreement with the City of Sunset Valley for the construction and maintenance of Violet Crown Trail – North project. (District 8).
35. Authorize negotiation and execution of an interlocal agreement with the Central Texas Regional Mobility Authority for the relocation and improvement of water and wastewater utilities in connection with the Mobility Authority's Bergstrom Expressway (183 South) Project for the amount of \$6,717,549 plus a contingency of \$1,010,608, for a total agreement amount not to exceed \$7,728,157.
36. Authorize negotiation and execution of an interlocal agreement with the Capital Metropolitan Transportation Authority for the relocation and improvement of a water line in connection with the Plaza Saltillo Track Realignment project in the amount of \$75,350 plus a contingency of \$7,535, for a total amount not to exceed \$82,885.
37. Authorize negotiation and execution of an interlocal agreement with Travis County for construction of new water lines within the Texas Department of Transportation at FM 1626 from Manchaca Road to Brodie Lane Project, in the amount of \$382,263.00, plus a \$38,227.00 contingency, for a total contract amount not to exceed \$420,490.00.

Purchasing Office

38. Authorize award and execution of a 36-month contract with LNI CUSTOM MANUFACTURING, INC. to provide outdoor trash, recycling, and

compost receptacles in amount not to exceed \$202,800, with three 12-month extension options in an amount not to exceed \$67,600 per extension option, for a total contract amount not to exceed \$405,600.

(Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this solicitation, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established.)

39. Authorize negotiation and execution of a contract with the FILM SOCIETY OF AUSTIN, INC. DBA AUSTIN FILM SOCIETY for capital expenditures in an amount not to exceed \$300,000.

(Notes: This contract is exempt from City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established.)

40. Authorize award and execution of a 36-month contract with NET TRANSCRIPTS INC., or one of the other qualified bidders for Invitation for Bid-Best Value EAD0612, to provide transcription services in an amount not to exceed \$224,403, with three 12-month extension options in an amount not to exceed \$74,801 per extension option, for a total contract amount not to exceed \$448,806.

(Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C of the Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this solicitations, there were an insufficient number of certified M/WBEs; therefore, no subcontracting goals were established.)

41. Authorize award and execution of a 36-month contract with SHADES OF GREEN (WBE), JAMES LOVEGREN DBA L&L GROWERS, MILLER NURSERY & TREE COMPANY, and NATIVE TEXAS NURSERY, for Invitation for Bid Best Value GLB0105, to provide trees and tree seedlings in an amount not to exceed \$814,803, with three 12 month extension options in an amount not to exceed \$271,601 per extension option, for a total contract amount not to exceed \$1,629,606 each and combined.

(Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this solicitation, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established.)

42. Authorize award and execution of a 12-month contract with BROWN TRAFFIC PRODUCTS INC. to provide traffic signal cabinets in an amount not to exceed \$314,922, with three 12-month extension options in an amount not to exceed \$347,477 per extension option, for a total contract amount not to exceed \$1,357,353.

(Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority-Owned and Women-

Owned Business Enterprise Procurement Program. For the goods and services required for this solicitation, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established.)

43. Authorize award and execution of a 24-month contract with TECHLINE PIPE LP, to provide manhole covers and rings, in an amount not to exceed \$176,702, with three 12-month extension options in an amount not to exceed \$88,351 per extension option, for a total contract amount not to exceed \$441,755.

(Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this solicitation, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established.)

44. Authorize award and execution of a 24-month contract with SCHNEIDER ELECTRIC USA, INC., to provide relay retrofit assemblies, in an amount not to exceed \$175,860, with three 12-month extension options in an amount not to exceed \$87,930 per extension option, for a total contract amount not to exceed \$439,650.

(Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this solicitation, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established.)

45. Authorize award and execution of a 24-month contract with TECHLINE, INC., to provide 362kV coupling capacitor voltage transformers, in an amount not to exceed \$201,960, with three 12-month extension options in an amount not to exceed \$100,980 per extension option, for a total contract amount not to exceed \$504,900.

(Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority-Owned and Women-Owned Business Enterprise Procurement Program. For the goods and services required for this solicitation, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established.)

46. Authorize award and execution of a 24-month contract with HAVERFIELD AVIATION INC., to provide aerial maintenance of electrical transmission lines, in an amount not to exceed \$530,700, with three 12-month extension options in an amount not to exceed \$265,350 per extension option, for a total contract amount not to exceed \$1,326,750.

(Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this solicitation, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established.)

47. Authorize award and execution of a 12-month contract with LAUREN CONCRETE LP, to provide ready-mix concrete, in an amount not to exceed \$732,175, with four 12-month extension options in an amount not to exceed \$732,175 per extension option, for a total contract amount not to exceed \$3,660,875.
(Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this solicitation, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established.)
48. Authorize negotiation and execution of a 12-month contract with CREATIVE CONSUMER RESEARCH INC., or one of the other qualified offerors to Request for Proposal RMJ0302, for marketing research service studies, in an amount not to exceed \$300,000, with four 12-month extension options in an amount not to exceed \$300,000 per extension option, for a total contract amount not to exceed \$1,500,000.
(Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this solicitation, there were insufficient subcontracting opportunities; therefore, no goals were established.)
49. Authorize negotiation and execution of a 12-month contract through the TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE with TOMAR ELECTRONICS, INC. for light bars, sirens, and replacement parts and accessories for public safety vehicles in an amount not to exceed \$900,000, with five 12-month extension options in an amount not to exceed \$900,000 per extension option, for a total contract amount not to exceed \$5,400,000.
(Notes: This contract was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this contract, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established.)
50. Authorize negotiation and execution of a 15-month contract through the TEXAS DEPARTMENT OF INFORMATION RESOURCES with NORTH AMERICAN COMMUNICATIONS RESOURCE, INC. for the purchase of AVAYA telephony equipment, related services, and hardware and software maintenance support in an amount not to exceed \$1,895,000.
(Notes: This contract was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this contract, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established.)

Telecommunications and Regulatory Affairs

51. Authorize negotiation and execution of an interlocal agreement with the Austin Independent School District (AISD) to contribute up to \$350,000 from fees collected by the City from cable providers, for AISD's purchase of equipment necessary for the operation of the AISD educational access channel.

Transportation

52. Approve a resolution giving the honorary name Electric Drive to a portion of West 2nd Street between Walter Seaholm Drive and Sandra Muraida Way. (District 9).
53. Authorize negotiation and execution of a 12-month contract with Movability Austin, the Downtown Austin Transportation Management Association, in the amount of \$100,000 with two 12-month renewal options, for a total agreement amount not to exceed \$300,000.

Watershed Protection Department

54. Approve a resolution related to a rule to be proposed to the Texas Commission on Environmental Quality related to the beneficial reuse of wastewater.

Item(s) from Council

55. Approve appointments and certain related waivers to citizen boards and commissions, to Council committees and other intergovernmental bodies and removal and replacement of members.
56. Approve an ordinance waiving certain fees and requirements under City Code Chapter 14-8; waiving certain other fees, payments, and requirements; authorizing payment of certain costs by City departments; and waiving or modifying certain requirements of City Code Sections 9-2-36, 9-2-38, 9-2-54, 13-2-336, 14-8-14, and 25-10-158 for the City co-sponsored March 11-21, 2016 South by Southwest conferences and festivals.
(Notes: SPONSOR: Mayor Steve Adler CO 1: Mayor Pro Tem Kathie Tovo CO 2: Council Member Leslie Pool CO 3: Council Member Sabino "Pio" Renteria)
57. Approve a resolution initiating amendments to the Waterfront Overlay zoning regulations in City Code Chapter 25-2 to facilitate development of affordable senior living in the Festival Beach Subdistrict.
(Notes: SPONSOR: Council Member Sabino "Pio" Renteria CO 1: Council Member Ann Kitchen CO 2: Council Member Ellen Troxclair CO 3: Council Member Leslie Pool)
58. Approve an ordinance waiving or reimbursing certain fees and costs and

waiving certain requirements for the City co-sponsored HOPE Farmers Market events at Plaza Saltillo during the 2016 calendar year.

(Notes: SPONSOR: Council Member Sabino "Pio" Renteria CO 1: Mayor Pro Tem Kathie Tovo CO 2: Mayor Steve Adler CO 3: Council Member Gregorio Casar)

59. Approve an ordinance waiving or reimbursing certain fees and costs, and waiving certain requirements for the City co-sponsored Austin Farmers Markets events at Republic Square Park and Triangle Park during the 2016 calendar year.
(Notes: SPONSOR: Mayor Pro Tem Kathie Tovo CO 1: Council Member Sabino "Pio" Renteria CO 2: Mayor Steve Adler CO 3: Council Member Gregorio Casar)
60. Approve an ordinance waiving or reimbursing certain fees for the 2016 Vagina Monologues fundraiser benefitting SafePlace which is to be held on February 7-8, 2016 at the Dougherty Arts Center.
(Notes: SPONSOR: Council Member Leslie Pool CO 1: Mayor Pro Tem Kathie Tovo CO 2: Council Member Gregorio Casar CO 3: Council Member Delia Garza)
61. Authorize reimbursement of certain costs under City Code Chapter 14-8 for the March and Rally to End Criminal Prosecution of Immigrants sponsored by Grassroots Leadership which was held on Friday, December 11, 2015 from the Hilton on East 4th St. to the Federal Courthouse Plaza.
(Notes: SPONSOR: Council Member Gregorio Casar CO 1: Mayor Steve Adler CO 2: Council Member Delia Garza CO 3: Council Member Sabino "Pio" Renteria CO 4: Council Member Leslie Pool)
62. Approve an ordinance waiving or reimbursing certain costs for the Austin Empty Bowl Project sponsored by Project Austin Empty Bowl which was held on Sunday, November 22, 2015 at the Marchesa Hall and Theatre in Lincoln Village.
(Notes: SPONSOR: Council Member Leslie Pool CO 1: Council Member Gregorio Casar CO 2: Council Member Ann Kitchen CO 3: Mayor Steve Adler CO 4: Council Member Sabino "Pio" Renteria)

Item(s) to Set Public Hearing(s)

63. Set a public hearing to consider an ordinance amending City Code Title 25 relating to neighborhood plan contact team regulations. (Suggested date and time: January 28, 2016, 4:00 p.m. at Austin City Hall, 301 West Second Street, Austin, TX.)
64. Set a public hearing to consider the East Sixth Street Public Improvement District 2016 assessments. (Suggested date and time: January 28, 2016, 4:00 p.m., at Austin City Hall, 301 W. Second Street, Austin, TX). Related to Items #11 and #12.

65. Set a public hearing to consider the temporary use of a portion of dedicated parkland known as Shoal Creek Greenbelt, consisting of approximately 525 square feet of underground area, and related park improvements to rebuild the retaining wall on the Shoal Creek Greenbelt to benefit the parkland in accordance with Chapter 26 of the Texas Parks and Wildlife Code. (District 9) (Suggested date and time, January 28, 2016, 4:00 p.m. at Austin City Hall, 301 West Second Street, Austin, TX)
66. Set a public hearing to consider the Estancia Hill Country Public Improvement District 2016 assessments. (Suggested date and time: January 28, 2016, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX). Related to Item #16.

Non-Consent

Items for Discussion and Possible Action

67. Approve an ordinance to annex the Pilot Knob MUD No. 3 - Collins Tract annexation area for limited purposes (approximately 2.9 acres in eastern Travis County approximately eight tenths of a mile east of the intersection of McKinney Falls Parkway and Colton Bluff Springs Road; contiguous to District 2). Related to Item #80.

Item(s) Referred from Council Committee(s)

Audit and Finance Committee

68. Approve a resolution initiating amendments to City Code Title 2, relating to the functions and duties of the City Auditor and the Ethics Review Commission, and directing the City Manager to process the amendments.
69. Approve a resolution regarding lobbyist reform, including initiating proposed changes to City Code Chapter 4-8 relating to regulation of lobbyists and City Code Chapter 2-7 relating to the duties and functions of the Ethics Review Commission.
70. Approve a resolution regarding mandating disclosure of campaign contributions and expenditures by non-profits and other entities not currently required to disclose their funding ("dark money" sources).

Austin Energy Utility Oversight Committee

71. Authorize award and execution of an amendment to the contract with PIKE ELECTRIC, LLC., for transmission and distribution construction and maintenance services to increase the contract authorization for the current contract period in an amount not to exceed \$2,000,000, for a revised total contract amount not to exceed \$41,000,000.

(Notes: This contract was awarded in compliance with City Code Chapter 2-9C of the 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.)

72. Authorize negotiation and execution of a 24-month contract with PIKE ELECTRIC, LLC., or one of the other qualified offerors to Request for Proposal LAG0105, to provide transmission and distribution electrical services, in an amount not to exceed \$30,000,000, with three 12-month extension options in an amount not to exceed \$15,000,000 per extension option, for a total contract amount not to exceed \$75,000,000.
(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 achievements of good faith efforts with 0.66% MBE and 0.93% WBE participation.)

Economic Opportunity Committee

73. Approve an ordinance amending City Code Chapter 4-12 relating to the regulation of credit access businesses.

Housing and Community Development Committee

74. Approve a resolution amending Resolution No. 000907-72 by increasing the percentage of tax revenue dedicated to the Housing Trust Fund derived from developments built on formerly-owned City property and committing those funds to various affordable housing purposes.

Mobility Committee

75. Approve an ordinance amending the City Code to add new sections relating to the regulation of Transportation Network Companies (TNCs), amending City Code Chapter 13-2 relating to taxis, and terminating TNC operating agreements.
76. Approve a resolution relating to expenditure of the Capital Metro ¼ Cent funds.

Public Safety Committee

77. Approve an ordinance appointing associate and substitute judges to the City of Austin Municipal Court for the 2014-2017 judicial term, and designating a juvenile justice judge.

Eminent Domain

78. Approve a resolution authorizing the filing of eminent domain proceedings for the Onion Creek Floodplain Buyout Program Project for the fee simple

acquisition of Lot 6, Block "M", of Onion Creek Forest Section 2, Amended Plat, a subdivision in Travis County, Texas, according to the map or plat of record in Volume 68, Page 54, of the Plat Records of Travis County, Texas, in the amount of \$20,000. The owners of the needed property interests are Jerry M. Barr a/k/a Jerry Maylan Barr, Phyllis M. Cox a/k/a Phyllis Marie Cox, Beverley S. Lewellen a/k/a Beverly Susan Lewellan, Ronald Travis Barr, Michele E. Times a/k/a Michelle Times, Michael Kersman, Jr. a/k/a Michael Kersman, Cynthia A. Shoemake, Jessica L. Cordell, Jeffrey M. Tyler, Joseph Ray Landraneau, Charlie Traxell a/k/a Charlie Troxell, Amber Maxey, Ashley Medellin, and The Unknown Heirs and/or Devisees of John W. Tyler, Jr., Deceased. The property is a vacant lot, located entirely in District 2, at 5409 Vine Hill Drive, Austin, Texas 78744. The general route covered by this project includes the area along Lower Onion Creek, in the Onion Creek Forest, Onion Creek Plantation and Yarrabee Bend neighborhoods, near the intersection of South Pleasant Valley Road and East William Cannon Drive, in Austin, Travis County, Texas (District 2).

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

79. C7a-2015-0008 - Cantarra/Howard Subdivision - Approve second and third readings of an ordinance to annex the Cantarra/Howard Subdivision annexation area for full purposes (approximately 263 acres in northeastern Travis County north of Howard Lane approximately 700 feet east of the intersection of Howard Lane and Cantarra Drive and also north and south of Howard Lane immediately west of the intersection of Howard Lane and Cantarra Drive; contiguous to District 1), and to allow for the completion of the project defined as the approved Cantarra Preliminary Plan, City of Austin Case No. C8J-05-0236, approved on August 1, 2006, as amended, may utilize the alternative fiscal provisions outlined in Section 82.401 (e), Chapter 82 Travis County Development Regulations. (THE PUBLIC HEARINGS FOR THIS ITEM WERE HELD AND CLOSED ON OCTOBER 1, 2015 AND OCTOBER 15, 2015).

Zoning Ordinances / Restrictive Covenants (HEARINGS CLOSED)

80. C814-2012-0152 – Pilot Knob Planned Unit Development – District 2 – Approve third reading of an ordinance amending City Code Chapter 25-2 by zoning property locally known as east and southeast of the intersection of East William Cannon Drive and McKinney Falls Parkway, and west of South U.S. Highway 183 and FM 1625 (Cottonmouth Creek Watershed; North Fork Creek Watershed; South Fork Creek Watershed) from interim-rural residence (I-RR) district zoning and interim-single family residence-standard lot (SF-4A) district zoning to planned unit development (PUD) district zoning. First Reading approved on October 8, 2015. Vote: 10-0, Council Member Pool was off the dais. Second Reading approved on November 19, 2015. Vote: 11-0. Owner/Applicant: Carma Easton, Inc. (Logan Kimble). Agent: Armbrust & Brown, L.L.P. (Lynn Ann Carley). City Staff: Wendy

Rhoades, 512-974-7719. Related to Item #67.

81. C14-2015-0091 – 1900 Burton Drive – District 3 – Approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 1900 Burton Drive and 1901 Mariposa Drive (Lady Bird Lake Watershed) from multifamily residence-low density (MF-2) district zoning and multifamily residence- medium density (MF-3) district zoning to multifamily residence-moderate-high density (MF-4-CO) combining district zoning for Tract 1 and from multifamily residence-medium density (MF-3) district zoning to multifamily residence moderate-high density-conditional overlay (MF-4-CO) combing district zoning for Tract 2. First Reading approved on December 10, 2015. Vote: 10-0, Mayor Adler was absent. Owner/Applicant: Richard J. Bruggeman. Agent: Metcalfe, Wolff, Stuart & Williams, LLP (Michele R. Lynch). City Staff: Andy Moore, 512-974-7604.
82. C14-2015-0093 - 1507 Nueces Street - District 9 - Approve second and third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1507 Nueces Street (Shoal Creek Watershed) from general office (GO) district zoning to downtown mixed use-conditional overlay (DMU-CO) combining district zoning. First Reading approved on December 10, 2015. Vote: 10-0, Mayor Adler was absent. Owner/Applicant: Philip Raney, Nueces Street Partners, LLC (Philip Raney). Agent: Bury, Inc. (Derek Villemez) and Husch Blackwell LLP (Nikelle Meade). City Staff: Victoria Haase, 512-974-7691. A valid petition has been filed in opposition to this rezoning request.
83. C14-2015-0094 –507 W 16th Street – District 9 – Approve second and third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 507 W 16th Street (Shoal Creek Watershed) from general office (GO) district zoning to downtown mixed use-conditional overlay (DMU-CO) combining district zoning. First Reading approved on December 10, 2015. Vote: 10-0, Mayor Adler was absent. Owner/Applicant: Philip Raney, Nueces Street Partners, LLC (Philip Raney). Agent: Bury, Inc. (Derek Villemez) and Husch Blackwell LLP (Nikelle Meade). City Staff: Victoria Haase, 512-974-7691.
84. C14-2015-0118 – Emerald Forest @ William Cannon Rezoning – District 2 – Approve third reading of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 6707 Emerald Forest Drive (Williamson Creek Watershed, South Boggy Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning and limited office-neighborhood plan (LO-NP) combining district zoning to neighborhood commercial-mixed use-conditional overlay-neighborhood plan (LR-MU-CO-NP) combining district zoning. First Reading approved on November 12, 2015. Vote: 11-0. Second Reading approved on December 10, 2015. Vote: 10-0, Mayor Adler was absent. Owner/Applicant: JBS Holdings, LP (Sheri Krause). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Wendy

Rhoades, 512-974-7719.

85. C14-2015-0127 - Lexington Parke II - District 2 - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as the northwest quadrant of Ross Road and Pearce Lane (Dry Creek East Watershed, Onion Creek Watershed) from single family residence-small lot (SF-4A) district zoning and multifamily residence-medium density (MF-3) to mobile home residence - conditional overlay (MH-CO) combining district zoning. First Reading approved on December 10, 2015. Vote: 10-0, Mayor Adler was absent. Owner/Applicant: Lexington 281, L.P. (Mehrdad Moayed). Agent: Husch Blackwell, LLP (Nikelle Meade). City Staff: Wendy Rhoades, 512-974-7719.
86. C14-2014-0193 - MMK Ventures, LLC - District 7 - Approve third reading of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 1601 Cedar Bend Drive (Walnut Creek Watershed) from rural residence (RR) district zoning to single-family residence-small lot-conditional overlay (SF-4A-CO) combining district zoning. First reading approved on October 15, 2015. Vote: 10-0. Second reading approved on November 12, 2015. Vote: 9-3, Council Members Renteria, Troxclair and Houston voted nay. Owner/Applicant: MMK Ventures, LLC (Saeed Minhas). Agent: Cuatro Consultants, Ltd. (Hugo Elizondo, Jr., P.E.). City Staff: Sherri Sirwaitis, 512-974-3057.

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

87. C14-2015-0061 - Townbridge Homes Rezoning - District 2 - Conduct a public hearing and approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 7513 and 7603 Cooper Lane (South Boggy Creek Watershed) from development reserve (DR) district zoning and single family residence-standard lot (SF-2) district zoning to townhouse to condominium residence-conditional overlay (SF-6-CO) combining district zoning. First Reading approved on November 19, 2015. Vote: 11-0. Owner/Applicant: Townbridge Homes, LLC (Aaron Levy). Agent: Thrower Design (Ron Thrower). Agent: City Staff: Wendy Rhoades, 512-974-7719.

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 Blake English et al v. City of Austin et al, Cause No. D-1-GN-15-00215 in the 345th Judicial District for Travis County, Texas (Private consultation with legal counsel-Section 551.071).

90. Discuss legal issues related to Mercer et al v. City of Austin et al, Cause No. 1:13-cv-00830, in the United States District Court for the Western Division of Texas. (Private consultation with legal counsel - Section 551.071 of the Government Code) (Related to July 26, 2013 officer-involved shooting).

Austin Housing and Finance Corporation Meeting

91. 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 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=994&doctype=Agenda>)

Public Hearings and Possible Actions

92. Conduct a public hearing and consider on 2nd and 3rd readings an ordinance amending City Code Chapter 25-1 and Ordinance No. 20070621-027 relating to parkland dedication requirements and associated fees imposed as a condition to development approval.
93. Conduct a public hearing and consider an ordinance amending City Code Title 25 regarding regulation of porch encroachments into street side yards.
94. Conduct a public hearing and consider an ordinance regarding the Indian Hills Public Improvement District 2016 assessment roll and authorizing the levying of the 2016 assessments. Related to Item #17.
95. Conduct a public hearing and consider an ordinance regarding the Whisper Valley Public Improvement District 2016 assessment roll and authorizing the levying of the 2016 assessments. Related to Item #18.
96. Conduct a public hearing and consider an ordinance granting a site specific amendment to City Code Section 25-8-514 and granting a variance to City Code Section 25-8-261 to allow redevelopment of St. Catherine of Siena Church (SP-2014-0476C). This action requires a site specific amendment to the Save Our Springs Initiative and concerns property in the Barton Springs Zone. (District 8). Related to Item #97.
97. Conduct a public hearing and consider an ordinance regarding floodplain variances for the redevelopment of St. Catherine of Siena Church located at 4800 Convict Hill Road as requested by the owner of the property (District 8). The property is partially in the 25-year and 100-year floodplains of the Kincheon Branch, a tributary of Williamson Creek. Related to Item #96.
98. Conduct a public hearing and consider an ordinance amending City Code Title 25 related to short-term rental use.

99. Conduct a public hearing and consider an ordinance creating and designating a homestead preservation reinvestment zone named "City of Austin Homestead Preservation Reinvestment Zone Number One" generally located north of the Colorado River, east of Interstate 35, west of Airport Boulevard and Springdale Road, and south of 38 1/2th Street and establishing provisions for the effective administration of the zone.

Adjourn

 *The City of Austin is committed to compliance with the Americans with Disabilities Act. Reasonable modifications and equal access to communications will be provided upon request.*

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A person may request a Spanish language interpreter be made available by contacting the Office of the City Clerk not later than twenty-four hours before the scheduled time of the item on which the person wishes to speak. Please call (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.