



Thursday, April 21, 2016

The Austin City Council will convene at 10:00 AM on
Thursday, April 21, 2016 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

Father Paul Ybarra, CSC, St. Ignatius Martyr Catholic Church

10:00 AM – City Council Convenes

Consent

Approval of Minutes

1. Approve the minutes of the Austin City Council work session of April 12, 2016 and regular meeting of April 14, 2016.

Austin Energy

2. Approve issuance of a rebate to Fifth/Colorado JV, LLC, for the installation of energy efficiency measures at 201 West 5th Street, in an amount not to exceed \$82,929.

Austin Resource Recovery

3. Approve an ordinance amending the Fiscal Year 2015-2016 Austin Resource Recovery Fund Operating Budget (Ordinance No. 20150908-001) to transfer out \$1,200,000 and amending the Fiscal Year 2015-2016 Austin Resource Recovery Capital Budget (Ordinance No. 20150908-002) to transfer in and appropriate \$1,200,000 from the Austin Resource Recovery Operating Budget for FM 812 Landfill repairs.

Austin Water Utility

4. Approve a resolution authorizing the City Manager to apply for loans from the Texas Water Development Board (TWDB) in an amount not to exceed \$80,195,000 as part of the TWDB's State Water Implementation Fund for Texas loan program for the development and implementation of a smart meter system for Austin Water. Related to Item #5.
5. Approve a resolution authorizing the City Manager to apply for funding from the Texas Water Development Board (TWDB) for loans in an amount not to exceed \$86,980,456 as part of the TWDB's State Water Implementation Fund for Texas loan program for the implementation of multiple capital improvement projects associated with Austin Water's wastewater and

reclaimed water systems. Related to Item #4.

6. Approve an ordinance amending the Fiscal Year 2015-2016 Austin Water Operating Budget (Ordinance No. 20150908-001) to increase the transfer in from the Capital Improvement Program by \$7,900,000 and transfer out \$18,200,000; and amending the Fiscal Year 2015-2016 Operating Budget Combined Utility Revenue Bond Redemption Fund (Ordinance No. 20150908-001) to transfer in from Austin Water Operating Budget by \$18,200,000 and increase other operating requirement expenditures by \$18,200,000 for debt defeasance. Related to Items #11 and #12.

Capital Contracting Office

7. Authorize award and execution of a construction contract with SANTA CLARA CONSTRUCTION, LTD. for the Miscellaneous Erosion Control projects in the amount of \$683,183 plus a \$68,317 contingency, for a total contract amount not to exceed \$751,500.
(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 96.53% MBE and 1.49% WBE participation.)
8. Authorize award and execution of a construction contract with PROTA CONSTRUCTION INC./PROTA INC., JOINT VENTURE for the Spicewood Springs Pump Station Utility Improvements project in the amount of \$3,101,040 plus a \$310,000 contingency, for a total contract amount not to exceed \$3,411,040.
(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 89.95% MBE and 1.81% WBE participation.)

Economic Development Department

9. Authorize negotiation and execution of a one-year contract with CAPITAL INVESTING IN DEVELOPMENT AND EMPLOYMENT OF ADULTS, INC. (CAPITAL IDEA), for workforce development services, for a total contract amount not to exceed \$350,000.

Financial Services

10. Approve a resolution approving issuance by Travis County Water Control and Improvement District Number 10 of Unlimited Tax Bonds, Series 2016, in a par amount not to exceed \$45,970,000.
11. Approve an ordinance authorizing the issuance and sale of tax-exempt City of Austin, Texas, Water and Wastewater System Revenue Refunding Bonds, Series 2016, in a par amount not to exceed \$295,000,000, 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 January 31, 2017. Related to Item #6 and #12.

12. Approve a resolution authorizing the defeasance of certain outstanding Combined Utility System Revenue Bonds and Water and Wastewater System Revenue Refunding Bonds, including authorizing the execution of an escrow agreement, and related documents. Related to Item #6 and #11.

Fire

13. Authorize execution of an interlocal agreement with the University of North Texas for collaborative research on use of robotics in emergency response.
14. Authorize execution of an interlocal agreement with the University of Texas' Cockrell School of Engineering, for aerial robotics education and research in support of fire and water search and rescue.

Office of Emergency Management

15. Approve an ordinance authorizing acceptance of \$48,200 in additional grant funds from the Texas Department of Public Safety, and amending the Fiscal Year 2015-2016 Management Services Department Operating Budget Special Revenue Fund (Ordinance No. 20150908-001) to appropriate \$48,200 to purchase structural collapse equipment.

Planning and Zoning

16. Approve a resolution directing the City Manager to include a partial exemption from ad valorem taxes for certain historically-designated properties in budget calculations for the coming year; to provide this resolution to the Austin Independent School District; and to prepare an ordinance approving these partial exemptions to be considered by Council concurrently with the annual tax levy.

Purchasing Office

17. Authorize award and execution of a 36-month contract with ATMOS RESEARCH AND CONSULTING to provide an evaluation of climate change impacts on hydrology in an amount not to exceed \$116,000. (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.)
18. Authorize an amendment to the contract with WHELAN SECURITY

COMPANY, INC. for additional unarmed security guard and patrol services, for an increase of \$1,479,126, for a revised total contract amount not to exceed \$8,393,490.

(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 contract.)

19. Authorize award and execution of a contract with TEXAS ELECTRIC COOPERATIVES for the purchase of three-phase, pad-mounted distribution transformers for a total contract amount not to exceed \$136,578.
(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.)
20. Authorize award and execution of a contract with LEWIS CLARK TRUCKING LLC (MBE), to provide relocation services of distribution steel poles, for a total contract amount not to exceed \$98,250.
(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.)
21. Authorize an amendment to the contract with CLEAVER-BROOKS SALES AND SERVICE INC., PRO SERV INDUSTRIAL CONTRACTORS, LLC, and TEI CONSTRUCTION SERVICES INC., to repair and upgrade the heat recovery steam generator at Sand Hill Energy Center in an amount not to exceed \$3,000,000 each and combined, for a revised total contract amount not to exceed \$11,000,000 each and combined.
(Notes: The original 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 the original contract.)
22. Authorize award and execution of a 36-month contract with ECOCUTTER to provide grounds maintenance of right of ways, medians, and urban trails in an amount not to exceed \$579,006, with three 12-month extension options in an amount not to exceed \$193,002 per extension option, for a total contract amount not to exceed \$1,158,012.
(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 subcontract goals were established.)

23. Authorize negotiation and execution of an 18-month contract with SORENSON FORENSICS, LLC, or one of the other qualified offerors to Request for Proposal EAD0125, for the Austin Police Department's sexual assault backlog elimination program for a total contract amount not to exceed \$1,180,000.
(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 and insufficient number of certified M/WBEs; therefore, no subcontracting goals were established.)
24. Authorize award and execution of a 36-month contract with ALEON PROPERTIES, INC. (MWBE), to provide graffiti removal services in an amount not to exceed \$309,000, with three 12-month extension options in an amount not to exceed \$103,000 per extension option, for a total contract amount not to exceed \$618,000.
(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 subcontracting goals were established.)

Transportation

25. Approve an ordinance amending the Fiscal Year 2015-2016 Austin Transportation Department Operating Budget Special Revenue Fund (Ordinance No. 20150908-001) to accept grant funds in the amount of \$100,000 from the United States Department of Transportation; amending the Austin Transportation Department Capital Budget (Ordinance No. 20150908-002) to transfer in and appropriate \$100,000 from the Austin Transportation Department Operating Budget Special Revenue Fund for the Smart City Challenge.

Item(s) from Council

26. Approve appointments and certain related waivers to citizen boards and commissions, to Council committees and other intergovernmental bodies and removal and replacement of members; and amendments to board and commission bylaws.
27. Approve the waiver or reimbursement of certain fees under City Code Chapter 14-8 for the Texans for Parental Equality March sponsored by the Texas Fathers' Rights Movement which is to be held Friday, June 17, 2016 at the Texas State Capitol building.
(Notes: SPONSOR: Council Member Ann Kitchen CO 1: Council Member Leslie Pool CO 2: Council Member Delia Garza CO 3: Council Member Sheri Gallo)

28. Approve an ordinance waiving or reimbursing certain fees and waiving certain requirements for the AgniFITathon event sponsored by Agni Dance Company which was held Saturday, April 16, 2016 at the Asian American Resource Center.
(Notes: SPONSOR: Mayor Steve Adler CO 1: Council Member Sabino "Pio" Renteria CO 2: Council Member Delia Garza CO 3: Council Member Gregorio Casar CO 4: Mayor Pro Tem Kathie Tovo)

Item(s) to Set Public Hearing(s)

29. Set a public hearing to consider an ordinance to amend the Land Development Code (Title 25) relating to approval of special exceptions by the Board of Adjustment. (Suggested date and time: May 19, 2016, 4:00 p.m. at 301 W. Second St., Austin, TX).
30. Set a public hearing to consider the use of approximately 146,231 square feet of dedicated parkland, known as Bolm Road District Park (District 3), for permanent water and wastewater line uses, to construct, use, maintain, repair, and replace water and wastewater lines for a portion of the 183 South Utility Relocations – Package 12, Boggy Creek to Bolm Road project, in accordance with Chapter 26 of the Texas Parks and Wildlife Code. (Suggested date and time: June 9, 2016 at 4:00 p.m., Austin City Hall, Council Chambers, 301 West Second Street, Austin, TX).
31. Set a public hearing to consider the use of dedicated parkland through an unnamed Williamson County Park, commonly referred to as Lake Creek Park and Lake Creek Trail Park, located in the Austin extraterritorial jurisdiction, west of Parmer Lane near the intersection of Parmer Lane and Sage Grouse Drive, in Williamson County, Texas, for approximately 9,961 square feet of permanent wastewater line use, approximately 452 square feet of subterranean utility use, approximately 1,747 square feet of public utility use, and approximately 21,947 square feet of temporary working space use, for the construction, use, maintenance, repair and replacement of wastewater facilities for the Parmer Lane Interceptor Project, in accordance with Chapter 26 of the Texas Parks and Wildlife Code. (Suggested date and time: May 19, 2016 at 4:00 p.m., Austin City Hall, Council Chambers, 301 West Second Street, Austin, TX.)
32. Set a public hearing to consider a request by Andy Oliver, agent for Torchy's Tacos, located at 1822 S. Congress Ave., 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 9) (Suggested date and time: May 19, 2016, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX.)
33. Set a public hearing to consider a request by Thrower Design (Ron Thrower), agent for Lone Star Pizza Garden Inc. (dba Austin Pizza Garden), located at

6266 W. U.S. Hwy. 290, for a waiver from 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 public school. (District 8)
(Suggested date and time: May 19, 2016, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).

34. Set a public hearing to consider adopting the Vision Zero Action Plan, which is focused on reducing fatal and serious injury crashes in the City. (Suggested date and time: May 19, 2016 at 4:00 p.m., City Council Chambers, 301 West Second Street.)

Non-Consent

Item(s) Referred from Council Committee(s)

Housing and Community Development Committee

35. Approve a resolution directing the City Manager to include mobile home residents as part of the ordinance that is being developed in response to Resolution No. 20151112-027, relating to a Tenant Relocation Program for tenants displaced by development..
(Notes: Committee)
36. Approve a resolution directing the City Manager to explore the feasibility of extending Meadow Lake Boulevard, and to prepare an item for Council consideration during the Fiscal Year 2016-2017 budget process.
(Notes: Committee)

12:00 PM - Citizen Communications: General

Daniel Llanes - Gentrification, systemic racism.

Sara Black - "Lies, Lies, Lies."

Kellee Coleman - Equity tool.

Pat Valls-Trelles - Animal Services issues.

Nailah Sankofa - Austin Fashion Industry, Runway Underground Bootcamp.

Executive Session

37. Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).

3:00 PM - Austin Housing and Finance Corporation Meeting

38. 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=1123&doctype=Agenda>)

4:00 PM - Public Hearings and Possible Actions

39. Conduct a public hearing and consider second and third reading of an ordinance amending City Code Title 25 and Title 30 of the Land Development Code to change the staff review time for development applications from calendar days to the equivalent number of business days, define review times in administrative rules, modify the life of a site plan or subdivision application from 180 days with an available 180 day extension to one year with no extension provision, establish a stop-clock provision for development application life for related applications that require a public hearing, and establish expiration dates for subdivision vacation and subdivision construction plan applications consistent with other development permit applications.
40. Conduct a public hearing concerning the City's Fiscal Year 2016-2017 Action Plan and Fiscal Year 2016-2017 Community Development Program, as required by the U.S. Department of Housing and Urban Development and Texas Local Government Code Chapter 373.

5:30 PM - Live Music

Austin Community College Choir

5:30 PM - Proclamations

Proclamation--Pet Month--To be presented by Council Member Sheri Gallo and to be accepted by TBA

Proclamation--National Infant Immunization Week--to be presented by Council Member Ora Houston and to be accepted by TBA

Proclamation – National Small Business Week - To be presented by Mayor Steve Adler and to be accepted by Sylnovia Holt-Rabb, Assistant Director, Economic Development Department

Proclamation – University of Texas at Austin Healthy Student Organization Program - To be presented by Mayor Steve Adler and to be accepted by the participating organizations

Proclamation – International Jazz Day – To be presented by Council Member Ora Houston and to be accepted by Tom Van Tassel and Clay Robinson of the Austin Jazz Society

Distinguished Service Award—Kim Wood, Municipal Court retirement – To be presented by Mayor Steve Adler and to be accepted by the honoree

Adjourn

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 *For assistance, please call 512-974-2210 or TTY users route through 711.*

A person may request a Spanish language interpreter be made available by contacting the Office of the City Clerk not later than twenty-four hours before the scheduled time of the item on which the person wishes to speak. Please call (512) 974-2210 in advance or inform the City Clerk's staff present at the council meeting.

Cualquier persona puede solicitar servicios de intérprete en español comunicándose con la oficina del Secretario/a Municipal a no más tardar de veinte y cuatro horas antes de la hora determinada para el asunto sobre el cual la persona desea comentar. Por favor llame al (512) 974-2210 con anticipo o informe al personal del Secretario/a Municipal presente en la sesión del Consejo.