



Thursday, February 7, 2019

The City Council will convene at 10:00 AM on
Thursday, February 7, 2019 at Austin City Hall
301 W. Second Street, Austin, TX



Mayor Steve Adler
Mayor Pro Tem Delia Garza, District 2
Council Member Natasha Harper-Madison, District 1
Council Member Sabino “Pio” Renteria, District 3
Council Member Gregorio Casar, District 4
Council Member Ann Kitchen, District 5
Council Member Jimmy Flannigan, District 6
Council Member Leslie Pool, District 7
Council Member Paige Ellis, District 8
Council Member Kathie Tovo, District 9
Council Member Alison Alter, 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

Monsignor Donald Sawyer, Our Lady's Maronite Catholic Church

10:00 AM – City Council Convenes

Consent Agenda

Approval of Minutes

1. Approve the minutes of the Austin City Council regular meeting of January 7, 2019, work session of January 29, 2019 and regular meeting of January 31, 2019.

Controller's Office

2. Approve an ordinance ratifying and confirming Ordinance No. 20180823-073 pertaining to the 2018 Service and Assessment Plan and the Assessment Roll for the Whisper Valley Public Improvement District.

District(s): District 1

Law

3. Authorize entry of an Agreed Final Judgment and Order in Austin Country Club v. City of Austin, cause No. D-1-GN-17-006525, relating to land use and environmental regulations applicable to Austin Country Club's 179-acre tract located in Northwest Austin, at 4408 Long Champ Drive. Related to Item #37.

Neighborhood Housing and Community Development

4. Approve a resolution related to an application by FC Burleson Housing, LP, or an affiliated entity, for competitive 9% housing tax credits for a new construction rental housing development to be known as Burleson Apartments, located at or near 3507 Burleson Road; and related to the allocation of housing tax credits and private activity bonds within the City and near the proposed development.

District(s): District 3

5. Approve a resolution related to an application by City View at Hyde Park, L.P., or an affiliated entity, for competitive 9% housing tax credits for a new construction rental housing development to be known as City View at Hyde Park, located at or near 1000 East 46th Street, in District 9; and related to the allocation of housing tax credits and private activity bonds within the City and near the proposed development.

District(s): District 9

6. Approve a resolution related to an application by FC N Lamar Housing, LP, or an affiliated entity, for competitive 9% housing tax credits for a new construction rental housing development to be known as Foundation Village, located at or near 11704 and 11706 North Lamar Boulevard; and related to the allocation of housing tax credits and private activity bonds within the City and near the proposed development.

District(s): District 7

7. Approve a resolution related to an application by Pathways at Chalmers Courts West, LP, or an affiliated entity, for competitive 9% housing tax credits for a new construction rental housing development to be known as Pathways at Chalmers Courts West, located at or near 315 Comal Street; and related to the allocation of housing tax credits and private activity bonds within the City and near the proposed development.

District(s): District 3

8. Approve a resolution related to an application by St. Elmo Commons, LP, or an affiliated entity, for competitive 9% housing tax credits for a new construction rental housing development to be known as St. Elmo Commons, located at or near 4510 Terry-O Lane; and related to the allocation of housing tax credits and private activity bonds within the City and near the proposed development.

District(s): District 3

9. Approve a resolution related to an application by Saltillo DMA Housing, LLC, or an affiliated entity, for competitive 9% housing tax credits for a new construction rental housing development to be known as Talavera Lofts, located at or near 1400 East 5th Street; and related to the allocation of housing tax credits and private activity bonds within the City and near the proposed development.

District(s): District 3

10. Approve a resolution related to an application by The Abali, LLC, or an affiliated entity, for competitive 9% housing tax credits for a new construction rental housing development to be known as The Abali, located at or near 4503 N I-35; and related to the allocation of housing tax credits and private activity bonds within the City and near the proposed development.

District(s): District 9

11. Approve a resolution related to an application by Tierra Skyline, LLC, or an affiliated entity, for competitive 9% housing tax credits for a new construction rental housing development to be known as Tierra Skyline, located at or near 5400 East Oltorf Street; and related to the allocation of housing tax credits and private activity bonds within the City and near the proposed development.

District(s): District 3

12. Approve a resolution related to an application by Vi Collina, LLC, or an affiliated entity, for competitive 9% housing tax credits for a new construction development to be known as Vi Collina, located at or near 2401 East Oltorf; and related to the allocation of housing tax credits and private activity bonds within the City and near the proposed development.

District(s): District 3

13. Approve a resolution related to an application by Vista at Kemp, L.P., or an affiliated entity, for

competitive 9% housing tax credits for a new construction rental housing development to be known as Vista at Kemp, located at or near 508 Kemp Street; and related to the allocation of housing tax credits and private activity bonds within the City and near the proposed development.

District(s): District 3

14. Approve a resolution designating an application for competitive 9% housing tax credits by FC Burleson Housing, LP, or an affiliated entity; an application by Tierra Skyline, LLC, or an affiliated entity; or an application by Vi Collina, LLC, or an affiliated entity as contributing more than any other application to the concerted revitalization efforts of the City within the East Riverside/Oltorf Combined Neighborhood Planning Area.

District(s): District 3

15. Approve a resolution designating an application for competitive 9% housing tax credits by City View at Hyde Park, L.P., or an affiliated entity, as contributing more than any other application to the concerted revitalization efforts of the City within the North Loop Neighborhood Plan Area.

District(s): District 9

16. Approve a resolution designating an application for competitive 9% housing tax credits by St. Elmo Commons, LP, or an affiliated entity, as contributing more than any other application to the concerted revitalization efforts of the City within the South Congress Combined Neighborhood Plan Area.

District(s): District 3

17. Approve a resolution designating an application for competitive 9% housing tax credits by Saltillo DMA Housing, LLC, or an affiliated entity; or an application by Pathways at Chalmers Courts West, LP, or an affiliated entity, as contributing more than any other application to the concerted revitalization efforts of the City within the City of Austin Homestead Preservation Reinvestment Zone No. 1.

District(s): District 3

18. Approve a resolution designating an application for competitive 9% housing tax credits by Saltillo DMA Housing, LLC, or an affiliated entity, as contributing more than any other application to the concerted revitalization efforts of the City within the area subject to the Plaza Saltillo Transit Oriented District (TOD) Station Area Plan.

District(s): District 3

19. Approve a resolution designating an application for competitive 9% housing tax credits by Vista at Kemp, L.P., or an affiliated entity, as contributing more than any other application to the concerted revitalization efforts of the City within the Montopolis Neighborhood Plan Area.

District(s): District 3

Police

20. Authorize negotiation and execution of an interlocal agreement with Travis County for the City to administer the 2017 Justice Assistance Grant Program.
21. Authorize negotiation and execution of an interlocal agreement with Travis County for the City to administer the 2018 Justice Assistance Grant Program.

Purchasing Office

- 22.** Authorize negotiation and execution of a multi-term cooperative contract with Central Texas Commercial A/C & Heating Inc., to provide chiller rental services, for up to two years for a total contract amount not to exceed \$420,000.

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

- 23.** Approve an amendment to an existing contract with Alta Planning + Design, Inc., to provide continued implementation of the Smart Trips program, to increase the amount by \$1,214,000 and extend the term for up to three years, for a revised total contract amount not to exceed \$1,875,000.

(Note: This amendment will be awarded in compliance with City Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. Current participation to date 6.01% MBE/WBE combined).

- 24.** Authorize negotiation and execution of multi-term cooperative contracts for furniture, including installation and other related services, with Arconas Corporation, Davis Furniture, Herman Miller Inc., Knoll Inc., Mayline, Janus et Cie, Keilhauer, Steelcase, and various other manufacturers and their approved distributors, for up to five years for total contract amounts not to exceed \$16,550,000 divided among the contractors.

(Note: This procurement 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 procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

- 25.** Authorize award and execution of a multi-term contract with Thyssenkrupp Airport Systems, Inc., to provide passenger boarding bridge tires, for up to five years for a total contract amount not to exceed \$435,000.

(Note: 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 required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

- 26.** Authorize negotiation and execution of a cooperative contract with SHI Government Solutions to provide Vertiv/Liebert products and services for uninterruptible power supply batteries including maintenance, training, and support services, for a term of five years in an amount not to exceed \$585,000.

(Note: This procurement 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 procurement, there were no subcontracting

opportunities; therefore, no subcontracting goals were established).

27. Authorize award of a multi-term contract with Unity Contractor Services, Inc. (MBE), to provide vegetative and grounds maintenance of ponds, for up to five years for a total contract amount not to exceed \$455,000.

(Note: 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 services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

28. Authorize negotiation and execution of a cooperative contract with UNICOM Government Inc., for an ATXN control room at the Central Library, in an amount not to exceed \$300,000.

(Note: This procurement 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 procurement, there were no subcontracting opportunities, therefore, no subcontracting goals were established).

Item(s) from Council

29. 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.
30. Approve a resolution initiating site specific variances and amendments to the Land Development Code, including Chapter 25-8, Subchapter A, Article 13 (Save Our Springs Initiative), as minimally required to address proposed development of a residential lot without existing subdivision at 10111 Dobbin Drive, located within the Barton Springs Zone, while maximizing environmental protection.

Sponsors: Council Member Ann Kitchen, Mayor Steve Adler, Council Member Paige Ellis, and Council Member Leslie Pool

31. Approve a resolution directing the City Manager and the City Clerk to identify best practices and recommendations for efficient and immediately visible or audible voting procedures for the City Council.

Sponsors: Council Member Leslie Pool, Council Member Ann Kitchen, Mayor Steve Adler, and Council Member Jimmy Flannigan

32. Approve an ordinance waiving or reimbursing certain fees for the Austin Chinese American Network Lunar New Year event, sponsored by the Austin Chinese American Network, to be held on Saturday, February 16, 2019 at the Austin Independent School District Performing Arts Center.

Sponsors: Council Member Jimmy Flannigan, Mayor Steve Adler, Mayor Pro Tem Delia Garza, Council Member Alison Alter, and Council Member Natasha Harper-Madison

33. Approve a resolution directing the City Manager to provide budgetary and program recommendations for placement of Stop the Bleed kits in all high schools serving City of Austin students; study budgetary recommendations for a staffing model to manage Stop the Bleed programs in Austin high schools; and explore partnership opportunities for future expansion of the

program.

Sponsors:

Council Member Leslie Pool, Council Member Sabino "Pio" Renteria, Council Member Ann Kitchen, and Council Member Jimmy Flannigan

Non-Consent

Council Discussion

34. Consider and take action on Service Extension Request No. 4272 for water service to a 25.96 acre tract located at 10600 N FM 620 Road within the Drinking Water Protection Zone, the City's Limited Purpose Jurisdiction and Austin Water's service area. Related to item #35.

District(s): District 6

35. Consider and take action on Service Extension Request No. 4273 for wastewater service to a 25.96 acre tract located at 10600 N FM 620 Road within the Drinking Water Protection Zone, the City's Limited Purpose Jurisdiction and Austin Water's service area. Related to Item #34.

District(s): District 6

12:00 PM - Citizen Communications: General

Mike Clawson - Compassionate Austin - The New Story Festival

Carlos León - 1) God, Jesus Christ & The Holy Spirit are first & forever, 2) Chemtrails cut our skies & poison our air, attacking humanity; 3) Losing your marbles, Vol. V, Part I

Valerie Romness - Challenger Newspaper

Bob Nicks - National response to AFD 4 person staffing ordinance passed in December

Owen Shroyer – TBD

Executive Session

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

Public Hearings and Possible Actions

37. Conduct a public hearing to consider Development Terms & Conditions associated with a proposed Agreed Final Judgment and Order in pending litigation affecting land use and environmental regulations applicable to Austin Country Club's 179-acre tract located in Northwest Austin, at 4408 Long Champ Drive Related to Item #3.
38. Conduct a public hearing to receive citizen input on community needs and priorities concerning housing, community development, economic development, and public services to inform the City's five-year Consolidated Plan for fiscal years 2019 through 2023 and the City's fiscal year 2019-20 Annual Action Plan.

2:00 PM - Zoning Ordinances / Restrictive Covenants (HEARINGS CLOSED)

39. C14-2018-0077 - Damac Commercial - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 7712 FM 969 Road (Walnut Creek Watershed) from single family residence-standard lot (SF-2) district zoning to neighborhood commercial-mixed use (LR-MU) combining district zoning for Tract 1 and townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning for Tract 2. First reading approved on November 29, 2018. Vote: 9-0, Council Member Alter was off the dais; Council Member Troxclair was absent. Owner/Applicant: Damac Real Estate Investment Group (Saqib Ali). Agent: Ausland Architects (Kennedy Whiteley). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 1

2:00 PM - Zoning and Neighborhood Plan Amendments (Public Hearings and Possible Action)

40. NPA-2017-0021.01 - 4530 E. Ben White Blvd. - Conduct a public hearing and approve an ordinance amending Ordinance No. 20061116-055 of the East Riverside/Oltorf Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the future land use designation on the future land use map (FLUM) on property locally known as 4530 E. Ben White Blvd. (Country Club Creek Watershed) from Commercial to Mixed Use land use. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed March 12, 2019. Owner/Applicant: Belco Equities, Inc. Agent: Coats Rose (John M. Joseph). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 3

41. NPA-2018-0012.02.SH - 2107 Alamo Street -Conduct a public hearing and approve an ordinance amending Ordinance No. 020801-91, the Upper Boggy Creek Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 2107 Alamo Street (Boggy Creek Watershed) from Single Family to Multifamily land use. Staff recommendation: To deny Multifamily land use. Planning Commission recommendation: To be reviewed on February 26, 2019. Owner/Applicant: Anmol Mehra. Agent: Glen Coleman. City Staff: Jeff Engstrom, (512) 974-1621.

District(s): District 1

42. C14-2018-0100.SH 2107- Alamo Street - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2107 Alamo Street (Boggy Creek Watershed). Applicant Request: To rezone from single family residence-neighborhood plan (SF-3-NP) combining district zoning to multifamily residence moderate high density-conditional overlay-neighborhood plan (MF-4-CO-NP) combining district zoning. Staff Recommendation: To deny multifamily residence moderate high density-conditional overlay-neighborhood plan (MF-4-CO-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on February 26, 2019. Owner/Applicant: Anmol Mehra. Agent: South Llano Strategies (Glen Coleman). City Staff: Heather Chaffin, 512 974-2122.

District(s): District 1

43. NPA-2018-0021.01 - 5101 East Oltorf - Conduct a public hearing and approve an ordinance

amending Ordinance No. 20061116-055 of the East Riverside/Oltorf Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the future land use designation on the future land use map (FLUM) on property locally known as 5101 East Oltorf Street. (Country Club Creek Watershed) from Commercial to Mixed Use land use. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed on March 12, 2019. Owner/Applicant: Charitable Holdings, II. Agent: Armbrust & Brown (Richard Suttle and Ferris Clements). City Staff: Kathleen Fox, (512) 974-7877.

District(s): District 3

44. C14-2018-0139 - 1903 Keilbar - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1903 Keilbar Lane (South Boggy Creek Watershed). Applicant's Request: To rezone from development reserve (DR) district zoning to townhouse and condominium residence (SF-6) district zoning. Staff Recommendation: To grant townhouse and condominium residence (SF-6) district zoning. Zoning and Platting Commission Recommendation: To be reviewed on January 29 2019. Owner/Applicant: 1905 Keilbar LLC (Michael Winningham). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 5

45. C14-2018-0112 - 2408 Leon - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2408 Leon Street (Shoal Creek Watershed). Applicant Request: To rezone from multifamily - moderate density - conditional overlay - neighborhood plan (MF-4-CO-NP) combining district zoning to general office - mixed use - neighborhood plan (GO-MU-NP) combining district zoning. Staff Recommendation: To grant general office - mixed use - neighborhood plan (GO-MU-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on February 12, 2019. Owner/Applicant: Arlington Capital Austin (Jacob Frumkin). Agent: Drenner Group (Leah Bojo). City Staff: Scott Grantham, 512-974-3574.

District(s): District 9

46. C14-2018-0080 - 5101 East Oltorf - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 5101 East Oltorf Street (Country Club West Watershed). Applicant's Request: To rezone from community commercial-conditional overlay-neighborhood plan (GR-CO-NP) combining district zoning to general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed on March 12, 2019. Owner/Applicant: Charitable Holdings, II (Michael Nellis). Agent: Armbrust & Brown, PLLC (Richard T. Suttle, Jr.). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 3

47. C14-2018-0071 - Victory Medical Office - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2109 Fort View Road (Williamson Creek Watershed). Applicant Request: To rezone from family residence (SF-3) district zoning to limited office (LO) district zoning. Staff Recommendation and Planning Commission Recommendation: To grant neighborhood office-mixed use-conditional overlay (NO-MU-CO) combining district zoning, with conditions. Owner/Applicant: Eveann Investments, L.P. (William G. Franklin). Agent: Husch Blackwell, LLP (Nikelle Meade). City Staff: Sherri

Sirwaitis, 512-974-3057.

District(s): District 5

48. C14-2018-0133 - Lakeline at 183A - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 14115 North U.S. Highway 183A North Bound Service Road (Butter Cup Creek, South Brushy Creek, and Lake Creek Watersheds). Applicant Request: To rezone from commercial highway (CH) district zoning, general office (GO) district zoning and community commercial (GR) district zoning to community commercial-mixed use (GR-MU) combining district zoning. Staff Recommendation: To grant community commercial-mixed use (GR-MU) combining district zoning. Zoning and Platting Commission Recommendation: To grant community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. Owner/Applicant: C.H. Revocable Trust and The David A. Hartman Irrevocable Non-Exempt Family Trust (Claudette Hartman, Trustee). Agent: The Drenner Group, PC (Amanda Swor). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 6

49. C14-85-392(RCT) - Lakeline at 183A - Conduct a public hearing and approve termination of a restrictive covenant on a property locally as 14115 North U.S. Highway 183A North Bound Service Road (Butter Cup Creek, South Brushy Creek, and Lake Creek Watersheds). Applicant Request: To terminate the public restrictive covenant associated with zoning case C14-85-392. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant the restrictive covenant termination. Owner/Applicant: C.H. Revocable Trust and The David A. Hartman Irrevocable Non-Exempt Family Trust (Claudette Hartman, Trustee). Agent: The Drenner Group, PC (Amanda Swor). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 6

4:00 PM - Public Hearings and Possible Actions

50. Conduct a public hearing and consider an ordinance amending City Code Chapter 25-2 (Zoning) to modify the definition of Administrative Services and add Administrative Services as a permitted use in the Downtown Mixed Use (DMU) and Central Business District (CBD) zoning districts.

5:30 PM - Live Music

Tomar and the FCs

5:30 PM – Proclamations

Proclamation – Explorer Post and EMS volunteers – To be presented by Council Member Jimmy Flannigan.

Proclamation and Certificates of Appreciation – Austin Energy Regional Science Festival Days – To be presented by Mayor Steve Adler and to be accepted by the event sponsors.

Distinguished Service Award – Dr. Philip Huang – To be presented by Mayor Steve Adler and to be accepted by the honoree.

Proclamation – Engineers Week – To be presented by Council Member Alison Alter.

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.