



# City of Austin

301 W. Second Street  
Austin, TX

## Agenda

### City Council Work Session

*Mayor Steve Adler*

*Mayor Pro Tem Delia Garza*

*Council Member Natasha Harper-Madison*

*Council Member Sabino "Pio" Renteria*

*Council Member Gregorio Casar*

*Council Member Ann Kitchen*

*Council Member Jimmy Flannigan*

*Council Member Leslie Pool*

*Council Member Paige Ellis*

*Council Member Kathie Tovo*

*Council Member Alison Alter*

---

**Tuesday, August 6, 2019**

**9:00 AM**

**Austin City Hall**

---

*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.**

#### **A. Pre-Selected Agenda Items**

#### **B. Briefings**

- B1.** Briefing by Travis County Clerk's Office regarding the November 2019 election.
- B2.** Staff Update on Land Development Code Revision.
- B3.** Staff Update on homelessness issues.
- B4.** Staff Update on budget process.

#### **C. Council Items of Interest**

#### **D. Council Discussion**

- D1.** Discuss membership and chair and vice-chair designations for the Austin Utility Oversight committee.

#### **E. Executive Session**

- E1.** Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).

- E2.** Discuss legal issues related to the November 2019 election. (Private consultation with legal counsel - Section 551.071 of the Government Code).
- E3.** Discuss matters related to Austin Energy generation resources (Certain Public Power Utilities: Competitive Matters - Section 551.086 of the Government Code).
- E4.** Discuss legal issues related to legislation enacted by the 86th Legislature. (Private consultation with legal counsel - Section 551.071 of the Government Code).
- E5.** Discuss legal issues related to Flores v. City of Austin, Cause No. C-1-CV-18-009175, in the County Court at law No. 1, Travis County, Texas (Private consultation with legal counsel-Section 551.071 of the Government Code).

**Adjourn**

## Consent Agenda

### Approval of Minutes

1. Approve the minutes of the Austin City Council work session of June 18, 2019, special called of June 19, 2019, and regular meeting of June 20, 2019.

### Austin Energy

2. Authorize negotiation and execution of all documents and instruments necessary or desirable to acquire a permanent electric transmission and distribution easement consisting of approximately 2,245 square feet out of the John Applegait Survey Number 58, for the Austin Energy Transmission Circuit 811 Upgrade Project, located at 9813 N. Lamar Blvd., and being a portion of Lot 1A, Resubdivision of Lot 1 Block B, Northwend Phase B, Section One, recorded in Vol. 93, Pg. 279 of the Plat Records of Travis County, Texas, in an amount not to exceed \$61,149.

District(s): District 4

3. Approve issuance of incentives to the Housing Authority of the City of Austin for the installation of solar electric systems on two multifamily affordable housing communities: Pathways at Chalmers Courts South, located at 1638 E. 2nd St., for an estimated amount of \$151,110; and Pathways at Goodrich Place, located at 2126 Goodrich Ave., for an estimated amount of \$257,950; for a combined total amount not to exceed \$409,060.

District(s): District 3; District 5

4. Approve issuance of a rebate to Costco Wholesale Corp., for performing energy efficiency improvements at the Costco facility located at 10401 Research Blvd., in an amount not to exceed \$73,877.

District(s): District 7

5. Authorize negotiation and execution of a 12-year power purchase agreement with E.ON Climate & Renewables, for up to 200 megawatts of electricity from a utility-scale wind-generation facility, in an estimated amount of up to \$17,000,000 per year, for a total estimated amount of up to \$204,000,000.

### Austin Water

6. Authorize negotiation and execution of a financing agreement with the Texas Water Development Board for a 20-year low-interest loan in the amount of \$6,200,000 through the State Water Implementation Fund for Texas loan program, for the implementation of Austin Water's Advanced Metering Infrastructure project.

### Capital Contracting Office

7. Authorize negotiation and execution of an amendment to the professional services agreement with CAS Consulting & Services, Inc. (MBE) for engineering services for the Williamson Creek Wastewater Interceptor project in the amount of \$2,400,995.53, for a total contract amount not to exceed \$6,459,995.53.

[Note: This amendment will be awarded in compliance with City Code 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program). Current participation to date is 54.71% MBE and 12.89% WBE.]

District(s): District 2; District 3

8. Authorize award and execution of a construction contract with Rider Construction Group, LLC, for the Walsh Boat Landing - Site Improvements project in the amount of \$1,112,766.37 plus a \$111,276.63 contingency, for a total contract amount not to exceed \$1,224,042.90.

[Note: 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 13.92% MBE and 2.33% WBE participation.]

District(s): District 10

9. Authorize award and execution of a construction contract with L.D. Tebben Company, Inc. for the East Austin Neighborhood Center Roof Replacement for a total contract amount not to exceed \$609,629.00.

[Note: 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 4.00% MBE and 2.33% WBE participation.]

District(s): District 2

10. Approve a resolution finding that the use of the Competitive Sealed Proposal method of contracting, as authorized by Subchapter D, Chapter 2269 of the Texas Government Code, is the project delivery method that provides the best value to the City for the Brush Square - O. Henry Museum Restoration project to restore the museum building.

(Note: MBE/WBE goals will be established prior to issuance of this solicitation.)

District(s): District 9

11. Authorize negotiation and execution of a professional services agreement with CDM Smith, Inc., (staff recommendation) or one of the other qualified responders for Request for Qualifications Solicitation No. CLMP267 to provide on-call environmental/civil engineering and sustainability management consulting services for the 2019 Austin-Bergstrom International Airport Environmental and Engineering Services in an amount not to exceed \$2,000,000.

[Note: 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 15.80% WBE participation.]

District(s): District 2

12. Authorize award and execution of a construction contract with Facilities Rehabilitation, Inc. (MBE), for the Future Downtown Substation Water & Wastewater Relocation project, in the amount of \$594,021 plus a \$59,402 contingency, for a total contract amount not to exceed \$653,423.

[Note: 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 98.65% MBE and 1.35% WBE participation.]

District(s): District 9

13. Authorize an amendment to the construction contract with Alpha Paving Industries, LLC (MBE), for the Annual Asphalt Repair Contract 2018 (North) Indefinite Delivery/Indefinite Quantity contract for additional funding in the amount of \$562,500, for a total contract amount not to exceed \$2,812,500.

[Note: This contract was awarded in compliance with City Code 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program). Current participation to date is 100.00% MBE and 0.00% WBE.]

District(s): District 1; District 2; District 3; District 4; District 5; District 6; District 7; District 8; District 9; District 10

14. Authorize an amendment to the construction contract with Alpha Paving Industries, LLC (MBE), for the Annual Asphalt Repair Contract 2018 (South) Indefinite Delivery/Indefinite Quantity contract for additional funding in the amount of \$562,500, for a total contract amount not to exceed \$2,812,500.

[Note: This contract was awarded in compliance with City Code 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program). Current participation to date is 60.98% MBE and 0.00% WBE.]

District(s): District 1; District 2; District 3; District 4; District 5; District 6; District 7; District 8; District 9; District 10

**City Clerk**

15. Approve an ordinance ordering a special municipal election to be held on November 5, 2019, for the purpose of submitting to the voters a proposed citizen-initiated ordinance, certified sufficient on February 11, 2019, regarding the conveyance of city-owned property for sports or entertainment facilities; providing for the conduct of the special election, including authorizing the City Clerk to enter into joint election agreements with other local political subdivisions as may be necessary for the orderly conduct of the elections; and declaring an emergency.
16. Adopt a citizen-initiated ordinance, supported by a petition certified sufficient on July 26, 2019, to amend the City Code regarding the use of Austin's Hotel Occupancy Tax revenue.
17. Approve an ordinance ordering a special municipal election to be held on November 5, 2019, for the purpose of submitting to the voters a proposed citizen-initiated ordinance, supported by a petition certified sufficient on July 26, 2019, to amend the City Code regarding the use of Austin's Hotel Occupancy Tax revenue; providing for the conduct of the special election, including authorizing the City Clerk to enter into joint election agreements with other local political subdivisions as may be necessary for the orderly conduct of the elections.

#### **Communications and Public Information Office**

18. Authorize the negotiation and execution of an interlocal agreement with Capital Metropolitan Transportation Authority (Capital Metro) for the recording and televising of Capital Metro Board meetings on ATXN.

#### **Community Court**

19. Authorize negotiation and execution of an interlocal agreement with Austin Travis County Mental Health Mental Retardation Center dba Integral Care for integrated mental health and substance use disorder treatment services for indigent citizens and other eligible clients within the Downtown Austin Community Court, for an initial 12-month term beginning on October 1, 2019 and four 12-month renewal options, each in an amount not to exceed \$543,427, for a total agreement amount not to exceed \$2,717,135.
20. Authorize the negotiation and execution of Amendment #4 to the interlocal agreement with Austin Travis County Mental Retardation Center dba Integral Care for the Homeless Outreach Street Team, to connect homeless individuals and families with services necessary to begin their process of stability and recovery, by increasing funding for the two remaining 12-month renewal options in the amount of \$20,000 per renewal option, beginning October 1, 2019, for a total increase to the agreement in an amount not to exceed \$40,000.

#### **Controller's Office**

21. Approve a resolution adopting the Whisper Valley Public Improvement District 2020 Annual Service and Assessment Plan Update including the apportionment of the assessments among subdivided assessed parcels within the District.

District(s):

District 1

22. Approve a resolution adopting the Indian Hills Public Improvement District 2020 Annual Service and Assessment Plan Update including the apportionment of the assessments among subdivided assessed parcels within the District.

District(s): District 1

23. Approve a resolution adopting the Estancia Hill Country Public Improvement District 2020 Annual Service and Assessment Plan Update including the apportionment of the assessments among subdivided assessed parcels within the District.

District(s): District 5

### **Economic Development Department**

24. Approve a resolution adopting the East Sixth Street Public Improvement District Service and Assessment Plan and Budget update for 2020. Related to item #94 and #96.

District(s): District 9

25. Approve a resolution adopting the South Congress Preservation and Improvement District Service and Assessment Plan and Budget update for 2020. Related to item #95.

District(s): District 9

26. Approve a resolution adopting the Austin Downtown Public Improvement District Service and Assessment Plan and Budget update for 2020. Related to item #97.

District(s): District 9

27. Authorize negotiation and execution of a contract with Pecan Street Owners Association, Austin, Texas (dba Sixth Street Austin) for management of the E. 6th Street Public Improvement District Service Plan, to extend the term of the contract for an additional five years in an amount not to exceed \$140,000 per year.

District(s): District 9

### **Neighborhood Housing and Community Development**

28. Authorize negotiation and execution of an agreement with the Urban Renewal Agency relating to the roles, responsibilities and processes for the redevelopment of East 11th and 12th Streets for an initial term of 12 months with five 12-month optional extensions.

District(s): District 1

### **Office of Real Estate Services**

29. Authorize negotiation and execution of all documents and instruments necessary or desirable to acquire a drainage easement consisting of approximately 7,225 square feet of land and a temporary working space easement consisting of approximately 4,614 square feet of land, for the West Bouldin Creek- Del Curto Drive Storm Drain Improvement Project, all easements being situated in the Isaac Decker League Survey No. 20, being out of Lot 10, Block 2, Fredericksburg Road Acres Subdivision. A Subdivision of Record in Volume 3, Page 168 of the Plat Records of Travis County, Texas, located at 2211 Kinney Road, Austin, Texas 78704, from Carol Sylvia Smith, in an amount not to exceed \$262,665.

District(s): District 5

### **Parks and Recreation**

30. Approve an ordinance authorizing the City Manager to negotiate and execute an amended and restated agreement with the Zilker Botanical Garden Conservancy (Conservancy) to authorize the Conservancy to manage and operate the Zilker Botanical Garden admissions; and amending the schedule of Fees and Fines and Other Charges to be set or charged by the City (Ordinance No. 20180911-002) to increase the fee charged for admission for visitors who are not Conservancy members.

District(s): District 8

31. Approve an ordinance accepting \$341,014 in grant funds from the Robert Wood Johnson Foundation, and amending the Fiscal Year 2018-2019 Parks and Recreation Department Operating Budget Special Revenue Fund (Ordinance No. 20180911-001) to appropriate these grant funds to study the effects of green infrastructure installed at joint-use school parks located at elementary schools.

District(s): District 2; District 4

### **Planning and Zoning**

32. Approve an ordinance for the full purpose annexation of approximately 42.064 acres in Travis County, located approximately four-tenths of a mile east of the intersection of River Place Boulevard and Milky Way Drive. Related to item #115.

District(s): District 6; District 10

33. 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.

### **Police**

34. Approve a resolution authorizing the extension of line of duty injury leave of absence for Austin Police Department Officer Ryan Hancock through January 21, 2020.



35. Approve a resolution authorizing the acceptance of grant funding from the State of Texas, Office of the Governor, Criminal Justice Division to implement the Austin Police Department program titled APD Officer Protective Equipment Project.
36. Approve an ordinance accepting \$96,000 in grant funds from the State of Texas, Office of the Governor, Criminal Justice Division, Justice Assistance Grant Program; and amending the Fiscal Year 2018-2019 Austin Police Department Operating Budget Special Revenue Fund (Ordinance No. 20180911-001) to appropriate \$96,000 for the Austin Police Department Officer Protective Equipment Project.

### **Public Health**

37. Approve negotiation and execution of Amendment No. 8 to the agreement with African American Youth Harvest Foundation for the provision of youth development conferences, adding one 12-month extension option beginning October 1, 2019 in amount not to exceed \$83,362, for a total agreement amount not to exceed \$485,915.
38. Approve an ordinance authorizing acceptance of \$269,675 in additional grant funds from the Texas Health and Human Services Commission and amending the Fiscal Year 2018-2019 Austin Public Health Department Operating Budget Special Revenue Fund (Ordinance No. 20180911-001) to appropriate \$269,675 for the Special Supplemental Nutrition Program for Women, Infants, and Children.
39. Approve an ordinance amending the Fiscal Year 2018-2019 Schedule of Fees, Fines, and Other Charges to be set or charged by the City (Ordinance No. 20180911-002) by reducing all Farmers Market Fees (Class A, B and C) in compliance with Senate Bill 932 of the 86th Legislature.
40. Authorize negotiation and execution of an agreement with Foundation Communities, Inc. for the provision of sustainable access to health services for seniors for a 13-month term beginning September 1, 2019 and two 12-month extension options, each in an amount not to exceed \$125,000, for a total agreement amount not to exceed \$375,000.
41. Approve a resolution to authorize acceptance of grant funding in the amount of \$155,354 from the Texas Department of Housing and Community Affairs for the Housing and Homeless Services Program, Homeless Youth Set-Aside. Related to item #42.
42. Approve an ordinance amending the Fiscal Year 2018-2019 Austin Public Health Department Operating Budget Special Revenue Fund (Ordinance No. 20180911-001) to accept and appropriate \$155,354 in grant funding from the Texas Department of Housing and Community Affairs for the Housing and Homeless Services Program, Homeless Youth Set-Aside. Related to item #41.

### **Purchasing Office**

43. Approve ratification of expenditures with Austin Armature Works, LP, for wastewater pump repairs, in the amount of \$149,457.

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

44. Authorize negotiation and execution of a multi-term cooperative contract with W W Grainger Inc., to provide industrial supplies, equipment, tools, and services to be used throughout the city, for up to 53 months for a total contract amount not to exceed \$25,702,750.

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

45. Approve a ratification of emergency expenditures with Fuquay, Inc., for the rehabilitation of a 24" underground storm drain pipe, in the amount of \$79,163.

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

46. Authorize negotiation and execution of a multi-term contract with Visions Paints, Inc., to provide latex paint recycling, for up to five years for a total contract amount not to exceed \$500,000.

(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).

47. Authorize negotiation and execution of a multi-term contract with Creative Enterprise Solutions, LLC D/B/A Beyond20, to provide an information technology service management solution, for up to five years for a total contract amount not to exceed \$450,000.

(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 insufficient subcontracting opportunities; therefore, no subcontracting goals were established).

48. Authorize award of a multi-term contract with Carus Corporation, to provide liquid phosphate, for up to five years for a total contract amount not to exceed \$2,750,000.

(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).

49. Authorize negotiation and execution of a cooperative contract with Stop Stick, Ltd., for the purchase of tire deflation devices and accessories, in an amount not to exceed \$72,368.

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

50. Authorize negotiation and execution of a multi-term cooperative contract with Axon Enterprise, Inc., to provide body worn camera accessories and peripherals, for up to five years for a total contract amount not to exceed \$1,500,000.

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

51. Authorize negotiation and execution of a multi-term contract with Avolve Software Corporation, to provide software licenses, maintenance, and support for an electronic plan review solution, for up to five years for a total contract amount not to exceed \$3,000,000.

(Note: Sole source contracts are exempt from the City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established).

52. Authorize award of a contract with Innovative Water Solutions LLC, to provide rainwater cisterns and installation, in an amount not to exceed \$85,000.

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

53. Authorize negotiation and execution of a multi-term contract with CLEAResult Consulting Inc. D/B/A CLEAResult, to support Austin Energy's multifamily energy efficiency programs, for up to five years for a total contract amount not to exceed \$2,635,000.

(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).

- 54.** Approve ratification of a contract with NESCO Inc., for the seven month lease of tracked bucket trucks, in the amount of \$284,000.

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

- 55.** Authorize negotiation and execution of a multi-term contract with Cority Software Inc., or one of the other qualified offerors to Request for Proposals 1100 BDH3000, to provide a cloud-based software-as-a-service environment, health, safety and quality platform, for up to five years for a total contract amount not to exceed \$1,625,000.

(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 goods and services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established. However, the recommended contractor identified subcontracting opportunities).

- 56.** Authorize negotiation and execution of a multi-term cooperative contract with Sirius Computer Solutions, Inc., to provide software services, for up to three years in an amount not to exceed \$300,000.

(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).

- 57.** Authorize award of a multi-term contract with ASC, Inc., to provide structural steel, for up to five years for a total contract amount not to exceed \$13,132,000.

(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).

- 58.** Authorize award of a multi-term contract with Ennis-Flint, Inc., to provide preformed thermoplastic pavement marking materials, for up to five years for a total contract amount not to exceed \$1,035,000.

(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).

59. Authorize award of a multi-term contract with Boss Systems LLC D/B/A Hood Boss, for kitchen hood cleaning services, for up to five years for a total contract amount not to exceed \$326,875.

(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).

60. Authorize award of a multi-term contract to provide police pursuit tires, with Kando Partners D/B/A Klingemann Car Care #1, a local bidder that offers the City the best combination of contract price and additional economic development opportunities, including employment of residents and increased tax revenues, for up to five years for a total contract amount not to exceed \$1,838,000.

(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).

61. Authorize negotiation and execution of a contract with HHM & Associates, Inc., to provide a historic building survey for University, Windsor and Hyde Park areas, for a term of one year in an amount not to exceed \$160,387.

(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).

District(s): District 1; District 4; District 9

62. Authorize negotiation and execution of a contract with Cox McLain Environmental Consulting, Inc., to provide a historic building survey for North Loop, Hancock and Upper Boggy Creek areas, for a term of one year in an amount not to exceed \$245,725.

(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).

District(s): District 1; District 4; District 9

### **Telecommunications and Regulatory Affairs**

63. Approve an ordinance suspending a Gas Reliability Infrastructure Program interim rate adjustment proposed by Atmos Energy Corporation's Mid-Tex Division.

### **Transportation**

64. Authorize negotiation and execution of an agreement with Ford Smart Mobility LLC for the City:One Challenge, a public engagement program to solicit ideas to address mobility challenges, present those challenges to the community, and develop solutions, in an amount not to exceed \$300,000.
65. Approve an ordinance authorizing negotiation and execution of an Advance Funding Agreement with the Texas Department of Transportation for the design and construction of an extension of Braker Lane from Samsung Boulevard to Dawes Place to provide connectivity and capacity within the roadway network; amending the Fiscal Year 2018-2019 Austin Transportation Department Operating Budget Special Revenue Fund (Ordinance No. 20180911-001) to accept funds from the Texas Department of Transportation in the amount of \$11,240,000; and amending the Austin Transportation Department Capital Budget to transfer in and appropriate 11,240,000 for design and construction of this project.

District(s): District 1

66. Approve an ordinance authorizing negotiation and execution of an Advance Funding Agreement with the Texas Department of Transportation for the design and construction of an expansion of Lakeline Boulevard from Lyndhurst Boulevard to Parmer Lane to provide connectivity and capacity within the roadway network; amending the Fiscal Year 2018-2019 Austin Transportation Department Operating Budget Special Revenue Fund (Ordinance No. 20180911-001) to accept funds from the Texas Department of Transportation in the amount of \$13,700,000; and amending the Austin Transportation Department Capital Budget to transfer in and appropriate \$13,700,000 for design and construction of this project.

District(s): District 6

### **Treasury Office**

67. Approve a resolution authorizing the issuance by Moore's Crossing Municipal Utility District of Unlimited Tax Refunding Bonds, Series 2019, in an amount not to exceed \$3,130,000.

### **Item(s) from Council**

68. 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.
69. Approve the waiver or reimbursement of certain fees under City Code Chapter 14-8 for the In Light performance, sponsored by Blue Lapis Light, to be held on September 17-22, 2019 and September 26-27, 2019, outside the IBC Bank Plaza in downtown Austin.

Sponsors: Council Member Kathie Tovo, Mayor Steve Adler, Council Member Ann Kitchen, Council Member Leslie Pool, and Council Member Alison Alter

70. Approve the waiver or reimbursement of certain fees under City Code Chapter 14-8 for the B.L. Joyce Parade, sponsored by Blackshear Elementary School Parent Teacher Association, which was held on Thursday May 23, 2019, at Huston-Tillotson University.

Sponsors: Council Member Natasha Harper-Madison, Council Member Paige Ellis, Mayor Pro Tem Delia Garza, and Council Member Alison Alter

71. Approve a resolution relating to the identification of at least 10 locations within the boundaries of I-35, 15th Street, Lady Bird Lake, and Lamar Boulevard that are suitable to install free, ADA compliant, 24-hour drinking fountains; the formulation of a budget estimate for the installation, operations, and maintenance of drinking fountains; and an expedited procurement process.
- Sponsors:** Council Member Kathie Tovo, Council Member Sabino "Pio" Renteria, Council Member Paige Ellis, Council Member Alison Alter, and Council Member Leslie Pool
72. Approve a resolution directing the City Manager to initiate the creation of an economic development entity, including identifying potential funding sources, soliciting stakeholder feedback on the entity's governance and operational structure, and contracting with a subject matter expert to develop an implementation plan; structure the entity to manage a broad range of projects; and bring a recommendation back to Council during the Fiscal Year 2020 budget deliberations.
- Sponsors:** Council Member Kathie Tovo, Mayor Steve Adler, Council Member Alison Alter, Council Member Ann Kitchen, and Council Member Natasha Harper-Madison
73. Approve the waiver or reimbursement of certain fees for the Directors of Volunteers in Austin (DOVIA) Conference, sponsored by DOVIA, which was held on Saturday, August 2, 2019, at the Asian American Resource Center.
- Sponsors:** Council Member Natasha Harper-Madison, Council Member Alison Alter, Council Member Paige Ellis, and Council Member Gregorio Casar
74. Approve an ordinance waiving or reimbursing certain fees for the Calvary Chapel Real Life (CCRL) Summer Sports Camp, sponsored by Pastor Fernando Anderson of CCRL Church, which was held on July 17-19, 2019, at the Virginia L. Brown Recreation Center.
- Sponsors:** Council Member Natasha Harper-Madison, Council Member Paige Ellis, Council Member Gregorio Casar, and Council Member Alison Alter
75. Approve a resolution directing the City Manager to prioritize the completion of the Cypress and Shoal Creek Project (Project); conduct a feasibility and financial analysis of the extension of the Seaholm Tax Increment Financing District (District); and provide Council with, no later than the end of this fiscal year: (1) a written update of the Project and (2) a feasibility and financial analysis of the extension of the District.
- Sponsors:** Council Member Kathie Tovo, Council Member Leslie Pool, Council Member Ann Kitchen, Council Member Natasha Harper-Madison, and Council Member Alison Alter
76. Approve an ordinance renaming Indiangrass Wildlife Sanctuary to the Louis René Barrera Indiangrass Wildlife Sanctuary, and waiving certain provisions of City Code Chapter 14-1 related to the renaming of parkland.
- Sponsors:** Council Member Natasha Harper-Madison, Council Member Kathie Tovo, Council Member Leslie Pool, Council Member Paige Ellis, and Council Member Ann Kitchen
77. Approve a resolution relating to the creation of a local government corporation to address homelessness issues.
- Sponsors:** Council Member Kathie Tovo, Council Member Ann Kitchen, Council Member Alison Alter, Council Member Sabino "Pio" Renteria, and Mayor Steve Adler

78. Approve a resolution declaring a climate emergency and calling for immediate and coordinated mobilization by the City to address the causes and consequences of climate change and directing the City Manager to take appropriate action.

**Sponsors:** Council Member Alison Alter, Council Member Leslie Pool, Council Member Ann Kitchen, Council Member Kathie Tovo, and Council Member Gregorio Casar

80. Approve a resolution acknowledging the contributions of Austin Rosewood Community Development Corporation's historic members to the Millennium Youth Entertainment Complex (MYEC) in East Austin and the City of Austin's responsibility to ensure that the MYEC is a viable public institution.

**Sponsors:** Council Member Natasha Harper-Madison, Council Member Gregorio Casar, Council Member Leslie Pool, Council Member Paige Ellis, and Mayor Pro Tem Delia Garza

81. Approve a resolution directing the City Manager to provide options to support the creation, operation, and maintenance of a high-capacity transit system.

**Sponsors:** Council Member Jimmy Flannigan, Mayor Steve Adler, Council Member Ann Kitchen, and Council Member Paige Ellis

#### **Item(s) to Set Public Hearing(s)**

82. Set a public hearing to receive comment on growth-related projects within the Drinking Water Protection Zone to be included in the FY 2019-2020 Capital Budget. (Suggested date: August 28, 2019 at Austin City Hall, 301 W. Second Street, Austin, TX).

83. Set a public hearing to receive public comment on the proposed rate and fee changes for Austin Water as part of the Fiscal Year 2019-2020 Proposed Budget. (Suggested date: August 28, 2019, at Austin City Hall, 301 W. Second Street, Austin, TX).

84. Set a public hearing related to an application by Provident Realty Advisors, Inc., or an affiliated entity, for housing tax credits for a multi-family development that will be financed through the private activity bond program to be known as Auro Crossing, located near State Highway 45 and FM 1325, in the City's extraterritorial jurisdiction (Suggested date: August 22, 2019, Austin City Hall, 301 W. Second Street, Austin, TX).

85. Set a public hearing related to an application by Austin Leased Housing Associated II, Limited Partnership, or an affiliated entity, for housing tax credits for a multi-family development that will be financed through the private activity bond program to be known as Ventura at Parmer Lane, located at or near 8407, 8509, and 8521 East Parmer Lane, in the City's extraterritorial jurisdiction (Suggested date: August 22, 2019, Austin City Hall, 301 W. Second Street, Austin, TX).

86. Set a public hearing to receive public comment on proposed rate and fee changes for Austin Energy as part of the Fiscal Year 2019-2020 Proposed Budget. (Suggested date: August 28, 2019 at Austin City Hall, 301 W. Second Street, Austin, TX).



87. Set a public hearing to consider an ordinance amending Ordinance No. 20120628-138 by amending the map indicating areas with additional regulations applying to Mobile Food Establishments in accordance with Section 25-2-812 of the City Code. (Suggested date September 19, 2019, at Austin City Hall, 301 W. Second Street, Austin, TX.)
88. Set a public hearing to receive public comment on the proposed rate and fee changes for Austin Resource Recovery as part of the Fiscal Year 2019-2020 Proposed Budget. (Suggested date: August 28, 2019 at Austin City Hall, 301 W. Second Street, Austin, TX).

## **Non-Consent**

### **Eminent Domain**

89. Approve a resolution authorizing the filing of eminent domain proceedings for the West Bouldin Creek-Del Curto Drive Storm Drain Improvement Project for the acquisition of a drainage easement consisting of approximately 9,606 square feet of land (0.221 acre) and four temporary working space easements consisting of approximately 3,805 square feet (0.087 acre), 804 square feet (0.019 acre), 414 square feet (0.009) and 434 square feet (0.010), for the West Bouldin Creek- Del Curto Drive Storm Drain Improvement Project, all easements being situated in the Isaac Decker League Survey No. 20, being out of Lot 11, Block 2, Fredericksburg Road Acres Subdivision. A Subdivision of Record in Volume 3, Page 168 of the Plat Records of Travis County, Texas, in the amount of \$371,514 for the public use of constructing drainage improvements for the West Bouldin Creek- Del Curto Drive Storm Drain Improvement Project. The owner of the needed property is The Joe Steve Williams Revocable Trust. The property is located in District 5, at 2303 Kinney Road, Austin, Texas 78704. The general route of the project is along the Eastern Lane of Kinney Road, South of Iva Lane, in Austin, Travis County, Texas.

District(s): District 5

### **Austin Housing and Finance Corporation Meeting**

90. 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 <http://austintexas.gov/departments/city-council/2019/20190808-ahfc.htm>).

### **Public Hearings and Possible Actions**

91. Conduct a public hearing and consider a resolution to adopt the Land Use Assumptions and Roadway Capacity Plan for a Street Impact Fee program.
92. Conduct a public hearing and consider an ordinance amending City Code Section 25-2-1205 (Site Development Regulations for Mobile Home Parks) to allow recreational vehicles in mobile home parks.
93. Conduct a public hearing and approve an ordinance amending various sections of City Code Title 25 (Land Development) to address density bonus increases, use regulations, and sign regulations in the University Neighborhood Overlay (UNO).

94. Conduct a public hearing and approve a resolution re-authorizing the East Sixth Street Public Improvement District. Related to item #24 and #96.
- District(s): District 9
95. Conduct a public hearing and consider an ordinance setting the assessment rate and approving the certified 2020 assessment roll for the South Congress Preservation and Improvement District. Related to item #25.
- District(s): District 9
96. Conduct a public hearing and consider an ordinance setting the assessment rate and approving the proposed 2020 assessment roll for the East Sixth Street Public Improvement District. Related to item #24 and #94.
- District(s): District 9
97. Conduct a public hearing and consider an ordinance setting the assessment rate and approving the 2020 assessment roll for the Downtown Public Improvement District. Related to Item #26.
- District(s): District 9
98. Conduct a public hearing and consider a resolution for an application by Decker Lofts Ltd., or an affiliated entity, for housing tax credits for a multi-family development that will be financed through the private activity bond program to be known as Decker Lofts, located at or near 9000 Decker Lane, in the City's extraterritorial jurisdiction, and acknowledging certain facts relating to the allocation of housing tax credits and private activity bonds near the proposed development.
99. Conduct a public hearing and consider an appeal of the Planning Commission's decision to deny a Conditional Use Site Plan application for a Cocktail Lounge at 1300 E. 4th St. (SPC-2018-0478A - Plaza Saltillo Block E Texaco).
- District(s): District 3
100. Conduct a public hearing and consider an ordinance to amend Ordinance No. 20150604-064 by authorizing the addition of new neighborhoods to the Restricted Parking Area Map in accordance with Section 12-5-29 of the City Code, and the removing one neighborhood association from the Restricted Parking Area Map.
101. Conduct a public hearing and consider an ordinance amending City Code Title 25 to create new subdistricts in the North Burnet Gateway regulating plan.

### **Executive Session**

102. Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
103. Discuss legal issues related to the November 2019 election. (Private consultation with legal counsel - Section 551.071 of the Government Code).
104. Discuss matters related to Austin Energy generation resources (Certain Public Power Utilities: Competitive Matters - Section 551.086 of the Government Code).

105. Discuss legal issues related to legislation enacted by the 86th Legislature. (Private consultation with legal counsel - Section 551.071 of the Government Code).
106. Discuss legal issues related to Flores v. City of Austin, Cause No. C-1-CV-18-009175, in the County Court at law No. 1, Travis County, Texas (Private consultation with legal counsel-Section 551.071 of the Government Code).

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

107. C14-2018-0028 - E. Riverside Dr. and S. Pleasant Valley Rd. Tracts 1 & 2 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1109 and 1225 South Pleasant Valley Road (Country Club West Watershed). Applicant Request: To rezone from East Riverside Corridor (ERC) district zoning to East Riverside Corridor (ERC) district zoning, to change the subdistrict from urban residential (UR) to corridor mixed use (CMU), with conditions. Staff Recommendation: To grant East Riverside Corridor (ERC) district zoning, to change the subdistrict to corridor mixed use (CMU) on a portion of Tracts 1 & 2, with conditions. Planning Commission Recommendation: To grant East Riverside Corridor (ERC) district zoning, to change the subdistrict to corridor mixed use (CMU), with conditions. Owner/Applicant: NRE Town Lake Property Owner, LLC and Ballpark Austin, LLC (Andrew Winograd). Agent: Armbrust & Brown, PLLC (Michael J. Whellan). City Staff: Jerry Rusthoven, 512-974-3207.

District(s): District 3

108. C14-2018-0027 - E. Riverside Dr. and S. Pleasant Valley Rd. Tracts 3 & 5 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 4700 East Riverside Drive and 1515 Wickersham Lane (Country Club West Watershed). Applicant Request: To rezone from East Riverside Corridor (ERC) district zoning to East Riverside Corridor (ERC) district zoning, to change the subdistrict from neighborhood mixed use (NMU) and urban residential (UR) to corridor mixed use (CMU), with conditions. Staff Recommendation and Planning Commission Recommendation: To grant East Riverside Corridor (ERC) district zoning, to change the subdistrict to corridor mixed use (CMU), with conditions. Owner/Applicant: NRE Zone, LLC and NRE Edge, LLC (Mark Farrell). Agent: Armbrust & Brown, PLLC (Michael J. Whellan). City Staff: Jerry Rusthoven, 512-974-3207.

District(s): District 3

109. C14-2018-0026 - E. Riverside Dr. and S. Pleasant Valley Rd. Tract 4 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1600 Wickersham Lane (Country Club West Watershed). Applicant Request: To rezone from East Riverside Corridor (ERC) district zoning to East Riverside Corridor (ERC) district zoning, to change the subdistrict from neighborhood mixed use (NMU) to corridor mixed use (CMU), with conditions. Staff Recommendation and Planning Commission Recommendation: To grant East Riverside Corridor (ERC) district zoning, to change the subdistrict to corridor mixed use (CMU), with conditions. Owner/Applicant BP Riverside West, LLC (Mark Farrell). Agent: Armbrust & Brown, PLLC (Michael J. Whellan). City Staff: Jerry Rusthoven, 512-974-3207.

District(s): District 3

110. C14-97-0010 (RCT) E. Riverside Dr. and S. Pleasant Valley Rd. Tract 4-Conduct a public hearing and approve a restrictive covenant termination on a property locally known as 1600 Wickersham Lane (Country Club West Watershed). Applicant request: To terminate the public restrictive covenant associated with zoning case C14-2018-0026. Staff recommendation and Planning Commission recommendation: To grant the restrictive covenant termination. Owner/Applicant: BP Riverside West, LLC (David Nazarian). Agent: Armbrust & Brown, PLLC (Michael J. Whellan). City Staff: Jerry Rusthoven, (512) 974-3207.

District(s): District 3

111. C14-72-204(RCA5) E. Riverside Dr. and S. Pleasant Valley Rd. Tracts 1-5- Conduct a public hearing and approve a restrictive covenant amendment on a property locally known as 1109 and 1225 South Pleasant Valley Road, 4700 East Riverside Drive, 1515 and 1600 Wickersham Lane (Country Club West Watershed). Applicant request: To amend the public restrictive covenant associated with zoning cases C14-2018-0026, C14-2018-0027, and C14-2018-0028. Staff and Planning Commission recommendation: To grant the restrictive covenant amendment.. Owner/Applicant: NRE Town Lake Property Owner, LLC (Andrew Winograd); Ballpark Austin, LLC (Andrew Winograd); NRE Zone, LLC (Mark Farrell); NRE Edge, LLC (Mark Farrell) and BP Riverside West, LLC (Mark Farrell). Agent: Armbrust & Brown, PLLC (Michael J. Whellan). City Staff: Jerry Rusthoven, (512) 974-3207.

District(s): District 3

112. NPA-2019-0005.02 - Palm Harbor Homes M/H Park - Conduct a public hearing and approve an ordinance amending Ordinance No. 20010927-05, the Montopolis 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 810 Bastrop Hwy SB (Carson Creek Watershed) from Commercial to Higher Density Single Family land use. Staff Recommendation: To deny Higher Density Single Family land use. Planning Commission recommendation: Forwarded to Council without a recommendation on an affirmative vote. Owner. Palm Harbor Homes, Inc. Applicant: City of Austin, Planning & Zoning Dept. Staff: Maureen Meredith (512) 974-2695.

District(s): District 3

113. C14-2019-0028 - Palm Harbor Homes Mobile Home Park - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 810 Bastrop Highway Southbound (Carson Creek Watershed). Applicant Request: To rezone from general commercial services - neighborhood plan (CS-NP) combining district zoning to mobile home residence - neighborhood plan (MH-NP) combining district zoning. Staff Recommendation: To deny mobile home residence - neighborhood plan (MH-NP) combining district zoning. Planning Commission Recommendation: Forwarded to Council without a recommendation on an affirmative vote. Owner: Palm Harbor Homes, Inc. City Staff: Kate Clark, 512-974-1237.

District(s): District 3

- 114.** C14-2019-0007 - Comfort Mobile Home Park - Conduct a public hearing and approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 7303, 7311, 7401, and 7403 East Riverside Drive (Carson Creek Watershed). Applicant Request: To rezone from East Riverside Corridor (ERC) district zoning to mobile home residence (MH) district zoning. First reading approved on June 20, 2019. Vote 11-0. Owner: 7307-7403 E Riverside LLC. Staff: Heather Chaffin, 512-974-2122. A valid petition has been filed in opposition to this rezoning case.

**District(s):** District 3

- 115.** C14-2018-0124- River Place - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as Milky Way Drive (West Bull Creek Watershed). Applicant Request: To rezone from development reserve (DR) district zoning to townhouse & condominium residence-conditional overlay (SF-6-CO) combining district zoning. Staff Recommendation: To grant single-family residence-large lot-conditional overlay (SF-1-CO) combining district zoning, with conditions. Zoning and Platting Commission Recommendation: Forwarded to Council without a recommendation due to lack of an affirmative vote. Owner/Applicant: Milky Way Holdings GP, LLC (Garrett S. Martin). Agent: McLean & Howard, LLP (Jeff Howard). City Staff: Sherri Sirwaitis, 512-974-3057. Related to item #32.

**District(s):** District 6; District 10

- 116.** NPA-2016-0014.01.SH - 4500 Nuckols Crossing Road - Conduct a public hearing and approve an ordinance amending Ordinance No. 021010-11, the Southeast Combined 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 4500 Nuckols Crossing Road (Williamson Creek Watershed) from Single Family to Multifamily land use. Staff Recommendation: To deny the applicant's request for Multifamily land use. Planning Commission Recommendation: To be reviewed September 10, 2019. Owner/Applicant: Angelos Angelou and John Sasaridis. Agent: Thrower Design (A. Ron Thrower). City Staff: Maureen Meredith, (512) 974-2695.

**District(s):** District 2

- 117.** C14-2017-0010 - 4500 Nuckols Crossing Road Rezoning - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 4500 Nuckols Crossing Road (Williamson Creek Watershed). Applicant's Request: To rezone from single family residence-standard lot-neighborhood plan (SF-2-NP) combining district zoning to multi-family residence-medium density-neighborhood plan (MF-3-NP) combining district zoning. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed on September 10, 2019. Owners: Angelos Angelou and John Sasaridis. Applicant: McDowell Housing Partners (Ariana Brendle). Agent: Thrower Design (Ron Thrower). City Staff: Wendy Rhoades, 512-974-7719.

**District(s):** District 2

- 118.** C814-2012-0160.01 - 211 South Lamar - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 211 South Lamar Boulevard Northbound and 1211 West Riverside Drive (Lady Bird Lake Watershed). Applicant's Request: To rezone from planned unit development (PUD) district zoning to planned unit development (PUD) district zoning, to change a condition of zoning. This ordinance may include waiver of fees, alternative funding methods, modifications of City regulations, and acquisition of property. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed on August 27, 2019. Owner/Applicant: 16 Piggybank Ltd. (Huston Street). Agent: Drenner Group, PC (Amanda Swor). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 5

- 119.** NPA-2018-0005.01 - 1501 Airport Commerce Drive - Conduct a public hearing and approve an ordinance amending Ordinance No. 20010927-05, the Montopolis 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 1501 Airport Commerce Drive, (Carson Creek Watershed) from Commercial to Mixed Use land use. Staff recommendation: To deny Mixed Use land use. Planning Commission recommendation: To be reviewed on August 13, 2019. Owner/Applicant: W2 Hill ACP II LP; W2 Real Estate Partners. Agent: Amanda Swor; Drenner Group City Staff: Jesse Gutierrez, (512) 974-1606.

District(s): District 3

- 120.** C14-2019-0029 - 1501 Airport Commerce Dr - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1501 Airport Commerce Drive (Carson Creek Watershed). Applicant Request: To rezone from general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning to general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Staff Recommendation: To deny general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on August 13, 2019. Owner/Applicant: W2 Hill ACP II, LP. Agent: Drenner Group, PC (Amanda Swor). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 3

- 121.** NPA-2017-0021.01 - 4530 East 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 East Ben White Blvd. (Country Club Creek Watershed) from Commercial to Mixed Use land use. Staff Recommendation: Pending. Planning Commission Recommendation: To grant Applicant's request for indefinite postponement. Owner/Applicant: Belco Equities, Inc. Agent: Coats Rose (John M. Joseph). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 3

122. C14-2019-0054 - Chisholm Lane - District 5 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 9110 Chisholm Lane (Slaughter Creek Watershed). Applicant's Request: To rezone from development reserve (DR) district zoning to single family residence-standard lot (SF-2) district zoning. Staff Recommendation: To grant single family residence-standard lot (SF-2) district zoning. Zoning and Platting Commission Recommendation: To grant single family residence-standard lot conditional overlay (SF-2-CO) combining district zoning. Owner/Applicant: Paula Lantz. Agent: Spyglass Realty & Investments (Matthew Edwards). City Staff: Wendy Rhoades, 512-974-7719. A valid petition has been filed in opposition to this rezoning request.

District(s): District 5

123. C14-2019-0041 - 3706 Goodwin- Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 3706 Goodwin Avenue (Boggy Creek Watershed) from general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning to general commercial services-mixed use-vertical mixed use building-neighborhood plan (CS-MU-V-NP) combining district zoning. Staff Recommendation: To deny to general commercial services-mixed use-vertical mixed use building-neighborhood plan (CS-MU-V-CO-NP) combining district zoning. Planning Commission Recommendation: To grant general commercial services-mixed use-vertical mixed use building-neighborhood plan (CS-MU-V-NP) combining district zoning. Owner/Applicant: GBME LLC (Matt Albrecht). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 1

124. 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 and Planning Commission Recommendation: To deny Mixed Use land use. Owner/Applicant: Charitable Holdings, II. Agent: Armbrust & Brown (Richard Suttle and Ferris Clements). City Staff: Kathleen Fox, (512) 974-7877.

District(s): District 3

125. 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 and Planning Commission Recommendation: To grant general commercial services -conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning. 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

126. C14-2019-0071 - Rose Hill Apartments - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 5508 Rose Hill Circle (Williamson Creek Watershed). Applicant's Request: To rezone from limited office-neighborhood plan (LO-NP) combining district zoning to limited office-mixed use-neighborhood plan (LO-MU-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant limited office-mixed use-neighborhood plan (LO-MU-NP) combining district zoning. Owner and Applicant: Spatz Austin Apartments, LLC (David M. Spatz). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 5

127. C14-2019-0069 - Saint Elmo Apartments - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 4315 South Congress Avenue (Williamson Creek Watershed). Applicant's Request: To rezone from general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning to general commercial services-mixed use-vertical mixed use building-neighborhood plan (CS-MU-V-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant general commercial services-mixed use-vertical mixed use building-neighborhood plan (CS-MU-V-NP) combining district zoning. Owner: Lampros Moumouris. Agent: Rivera Engineering (Michael A. Rivera). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 3

128. C14-2019-0079 - Talia Homes - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 12500 Lamppost Lane (Walnut Creek Watershed). Applicant Request: To rezone from urban family residence (SF-5) district to townhouse & condominium residence (SF-6) district zoning. Staff Recommendation and Zoning and Platting Commission: To grant townhouse & condominium residence (SF-6) district zoning. Owner/Applicant: HQR Investments, LLC Series 12500 (Michael Vasquez). Agent: Civiltude, LLC (Eyad Kasemi). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 7

129. C14-2019-0073.SH - Lakeline II - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 13653 Rutledge Spur (Lake Creek Watershed). Applicant Request: To rezone from general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning to general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning, to change a condition of zoning. Staff Recommendation and Planning Commission Recommendation: To grant general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning. Owner/Applicant: FC Austin Six Housing Corporation (Walter Moreau). Agent: Civiltude, LLC (Eyad Kasemi). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 6



130. C14-2019-0040 - Victory Medical Office - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2111 Fort View Road (Williamson Creek Watershed). Applicant Request: To rezone from neighborhood office-mixed use-conditional overlay (NO-MU-CO) combining district and family residence (SF-3) district zoning to limited office (LO) district zoning. Staff Recommendation and Planning Commission Recommendation: To grant limited office-mixed use-conditional overlay (LO-MU-CO) combining district zoning. 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

131. C14-2019-0068 - SH 45 North Tract - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 14310-15700 North FM 620 Road (Lake Creek Watershed). Applicant Request: To rezone from limited industrial (LI) district zoning, development reserve (DR) district zoning and community commercial-conditional overlay (GR-CO) combining district zoning to community commercial-mixed use (GR-MU) combining district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant community commercial-mixed use (GR-MU) combining district zoning. Owner/Applicant: Ivalene Pearson Banks. Agent: McLean & Howard, LLP (Jeff Howard). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 6

132. C14-2019-0066 - Lamborghini Dealership - Aux Com Lot - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 4109 Marathon Boulevard (Waller Creek Watershed). Applicant Request: To rezone from Limited Office (LO) district zoning to Community Commercial-Conditional Overlay (GR-CO) combining district. Staff Recommendation: To deny to Community Commercial-Conditional Overlay (GR-CO) combining district. Zoning and Platting Commission Recommendation: To grant indefinite postponement. Owner: Fuad Fayad. Agent: Permit Partners (David Cancialosi). City Staff: Kate Clark, 512-974-1237.

District(s): District 10

133. NPA-2018-0016.04- Springdale Farms -Conduct a public hearing and approve an ordinance amending Ordinance No. 030327-12, the Govalle/Johnston Terrace Combined 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 735 Springdale Road (Boggy Creek Watershed) from Single Family to Mixed Use land use. Staff recommendation and Planning Commission recommendation: To grant Mixed Use land use. Owner/Applicant: PSW - Springdale, LLC. Agent: PSW Homes LLC (Jarred Corbell). City Staff: Maureen Meredith (512) 974-2695.

District(s): District 3

134. C14-2019-0031 - Springdale Farms - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 735 Springdale Road (Boggy Creek Watershed) from general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning to general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning, to change a condition of zoning. Staff Recommendation and Planning Commission Recommendation: To grant general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning, to change a condition of zoning. Owner/Applicant: PSW-Springdale, LLC (Jarred Corbell). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 3

135. C14-2019-0010 - 12213 Tech Ridge Blvd.- Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 12213 Tech Ridge Boulevard (Walnut Creek Watershed) from community commercial (GR) district zoning to multifamily residence-moderate high density (MF-4) district zoning. Staff Recommendation: and Zoning and Platting Commission Recommendation: To grant multifamily residence-moderate high density (MF-4) district zoning. Owner/Applicant: Quicktrip Corporation (Matthew D. Miller). Agent: Drenner Group PC (Amanda Swor). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 1

136. C14-2019-0076 - 8107 Springdale Rd.- Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning property locally known as 8107 Springdale Road (Walnut Creek Watershed) from interim rural residence (I-RR) district zoning to limited industrial services (LI) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant limited industrial services (LI) district zoning. Owner: Ind Austx EBC, LLC. Applicant: HPI Real Estate (Christopher Balinsh). Agent: Lenworth Consulting, LLC (Nash Gonzales). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 1

137. C14-2018-0155 - 3303 Manor Road - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2205 Tillery Street, 2213 Tillery Street, and 3303 Manor Road (Tannehill Branch Watershed) from general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning, and general commercial services-vertical mixed use-conditional overlay-neighborhood plan (CS-V-CO-NP) combining district zoning, and family residence-neighborhood plan (SF-3-NP) combining district zoning to general commercial services-mixed use-vertical mixed use-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning. Staff Recommendation: To grant general commercial services-mixed use-vertical mixed use-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning, with conditions. Planning Commission Recommendation: To be reviewed August 13, 2019. Owner/Applicant: The Austin Groundskeeper, Inc. (Glenn F. Cooper). Agent: Drenner Group PC (Amanda Swor). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 1

- 138.** C14-2018-0128 - 2323 South Lamar - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2323 South Lamar Boulevard, 2421 Bluebonnet Lane, and 2315 South Lamar Boulevard (West Bouldin Creek Watershed) from limited office-conditional overlay (LO-CO) combining district zoning, community commercial-conditional overlay (GR-CO) combining district zoning, and community commercial-vertical mixed use building-conditional overlay (GR-V-CO) combining district zoning to limited office-vertical mixed use building-conditional overlay (LO-V-CO) combining district zoning and community commercial-vertical mixed use building-conditional overlay (GR-V-CO) combining district zoning, as amended. Staff Recommendation: To grant limited office-vertical mixed use building-conditional overlay (LO-V-CO) combining district zoning and community commercial-vertical mixed use building-conditional overlay (GR-V-CO) combining district zoning. Planning Commission Recommendation: To be reviewed August 13, 2019. Owner/Applicant: 2323 South Lamar, LTD (Kirk Rudy). Agent: Armbrust and Brown (Richard Suttle). City Staff: Heather Chaffin, 512-974-2122.

**District(s):** District 5

- 139.** C14-2017-0022 - Bluff Springs Commercial - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6901 and 7001 Bluff Springs Road (Williamson Creek Watershed; South Boggy Creek Watershed). Applicant's Request: To rezone from general commercial services-conditional overlay (CS-CO) combining district zoning to general commercial services-conditional overlay (CS-CO) combining district zoning, to change a condition of zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning, to change a condition of zoning. Owner/Applicant: Buda Bluff, LLC (Salim Haddad). Agent: South Llano Strategies (Glen Coleman). City Staff: Wendy Rhoades, 512-974-7719.

**District(s):** District 2

# Addendum Agenda

## Consent Agenda

### Budget

140. Approve a resolution adopting a maximum proposed property (ad valorem) tax rate of \_\_, \_\_ cents per \$100 taxable value that the City Council will consider for Fiscal Year 2019-2020; and setting the date that the Council will adopt the Fiscal Year 2019-2020 property (ad valorem) tax rate (Suggested date and time: September 10, 2019 at 10:00 a.m. Austin City Hall, 301 West Second Street, Austin TX). Related to items #146 and #147.

### Public Health

141. Authorize negotiation and execution of Amendment No. 5 to an agreement with The Salvation Army, a Georgia Corporation, for one-time funding for expansion of homeless services to individuals at the Downtown Shelter and Social Service Center in an amount not to exceed \$500,000, for a total agreement amount not to exceed \$1,745,275.
142. Authorize negotiation and execution of an agreement with The Salvation Army, a Georgia Corporation, for one-time funding for provision of homeless services to individuals and families with children at the Rathgeber Center in an amount not to exceed \$1,000,000.

### Item(s) from Council

143. Approve a resolution initiating the renaming of the Indiangrass Wildlife Sanctuary to the Louis René Barrera Indiangrass Wildlife Sanctuary under City Code Chapter 14-1 (Dedication of or Naming a Public Facility or Property).

Sponsors: Council Member Natasha Harper-Madison, Council Member Kathie Tovo, Council Member Leslie Pool, Council Member Paige Ellis, and Council Member Ann Kitchen

144. Approve a resolution related to the prompt improvement of lighting, sanitation, and pedestrian mobility safety in the Red River Cultural District.

Sponsors: Council Member Kathie Tovo, Mayor Steve Adler, Council Member Natasha Harper-Madison, Council Member Leslie Pool, and Council Member Alison Alter

### Item(s) to Set Public Hearing(s)

145. Set a public hearing to consider an ordinance amending Title 25 and Title 30 of the Land Development Code relating to approval deadlines and the administration of land development applications as necessary to comply with House Bill 3167 passed in the 86th Texas legislative session. (Suggested date August 22, 2019, Austin City Hall, Council Chambers, 301 West Second Street, Austin, TX.)

- 146.** Set public hearings on the proposed property (ad valorem) tax rate for Fiscal Year 2019-2020 (Suggested dates: August 22, 2019 and August 28, 2019, Austin City Hall, 301 W. Second Street, Austin, TX). Related to items #140 and #147.
- 147.** Set a public hearing to receive public comment on the City of Austin Fiscal Year 2019-2020 Proposed Budget. (Suggested date: August 22, 2019, Austin City Hall, 301 W. Second Street, Austin, TX). Related to items #140 and #146.

## **Adjourn**

Note: The above item(s) will be considered under its respective category, but follow the last number on the Austin, Texas, City Council Agenda for Thursday, August 8, 2019

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.

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