

**AUSTIN CITY COUNCIL  
MINUTES****REGULAR MEETING  
THURSDAY, SEPTEMBER 19, 2019****Invocation: Reverend Robert Waddle, Simpson United Methodist Church**

**The following represents the actions taken by the Austin City Council in the order they occurred during the meeting. While the minutes are not in sequential order, all agenda items were discussed. The City Council of Austin, Texas, convened in a regular meeting on Thursday, September 19, 2019 in the Council Chambers of City Hall, 301 West Second Street, Austin, Texas.**

**Mayor Adler called the Council Meeting to order at 10:20 a.m.**

**CONSENT AGENDA**

**The following items were acted on by one motion.**

1. Approve the minutes of the Austin City Council discussion of August 19, 2019, work session of August 20, 2019, discussion of August 21, 2019, discussion of August 21, 2019, regular meeting of August 22, 2019, special called of August 26, 2019, regular meeting of August 28, 2019, special called of August 28, 2019, and special called of August 29, 2019.  
**The minutes of the Austin City Council discussion of August 19, 2019, work session of August 20, 2019, discussion of August 21, 2019, discussion of August 21, 2019, regular meeting of August 22, 2019, special called of August 26, 2019, regular meeting of August 28, 2019, special called of August 28, 2019, and special called of August 29, 2019 were approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
2. Authorize negotiation and execution of a seventh amendment to the interlocal agreement with Travis County for the City's provision of animal services for a 12-month term beginning October 1, 2019 in an amount not to exceed \$2,064,686.  
**The motion authorizing negotiation and execution of a seventh amendment to the interlocal agreement with Travis County was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
3. Approve issuance of a rebate to Arbor Properties, for performing energy efficiency improvements at the Metropolis Apartments located at 2200 S. Pleasant Valley Rd., in an amount not to exceed \$120,900. District(s) Affected: District 3.

**The motion approving the issuance of a rebate to Arbor Properties was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

4. Approve issuance of a rebate to SS Affordable Housing LP, for performing energy efficiency improvements at the Silver Springs Apartments located at 12151 North I-35 Service Road in Austin, Texas, in an amount not to exceed \$300,000. District(s) Affected: District 1.

**The motion approving the issuance of a rebate to SS Affordable Housing LP was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

5. Approve issuance of a rebate to Texcel LP LLC, for performing energy efficiency improvements at Lamar Place located at 6309 Burns Street in Austin, Texas, in an amount not to exceed \$75,810. District(s) Affected: District 4.

**The motion approving the issuance of a rebate to Texcel LP LLC was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

6. Approve issuance of a rebate to the University of Texas at Austin, for performing energy efficiency improvements at the J. J. Pickle Research Campus facility located at 10000 Burnet Road, in an amount not to exceed \$97,178. District(s) Affected: District 7.

**The motion approving the issuance of a rebate to the University of Texas at Austin was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

7. Approve an ordinance accepting grant funds from the Texas Department of Public Safety, and amending the Fiscal Year 2018-2019 Operating Budget Special Revenue Fund (Ordinance No. 20180911-001) in the amount of \$1,314,087 for the following departments: Austin Energy, Austin Fire Department, Austin Police Department, Austin Water, Emergency Medical Services, Homeland Security and Emergency Management, Parks and Recreation Department, and Public Works, and amending the Fiscal Year 2018-2019 Capital Budget to transfer in and appropriate \$773,140 for Public Works Department's Falwell Lane project.

**Ordinance No. 20190919-007 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

8. Authorize negotiation and execution of an amendment to the professional services agreement with CH2M Hill Engineers, Inc./CH2M Hill Engineers for professional engineering services for the Walnut Creek WWTP Secondary Process Improvements project in the amount of \$2,071,616.30, for a total contract amount not to exceed \$3,730,702.50. Related to item #9. [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 15.11% MBE and 22.36% WBE.]

**The motion authorizing negotiation and execution of an amendment to the professional services agreement with CH2M Hill Engineers, Inc./CH2M Hill Engineers was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

9. Authorize award and execution of a construction contract with PLW Waterworks, LLC, for the Walnut Creek Wastewater Treatment Plant Secondary Process Improvements - Rebid project in the amount of \$22,668,000 plus a \$2,266,800 contingency, for a total contract amount not to exceed \$24,934,800. Related to item #8. [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 19.19% MBE and 1.39% WBE participation.] District(s) Affected: District 1.

**The motion authorizing the award and execution of a construction contract with PLW Waterworks, LLC was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

10. Authorize negotiation and execution of a professional services agreement with the following six staff recommended firms (or other qualified responders) for Request for Qualifications Solicitation No. CLMP266: APTIM Environmental & Infrastructure, LLC, INTERA, Inc, AECOM Technical Services, Inc., TRC Environmental Corporation, Weston Solutions, Inc, and Freese and Nichols, Inc, for environmental engineering and staff augmentation for the 2020 Environmental Services Rotation List in an amount not to exceed \$5,600,000. [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 15.80% MBE and 15.80% WBE participation.]

**The motion authorizing negotiation and execution of a professional services agreement with the following six staff recommended firms for Request for Qualifications Solicitation No. CLMP266: APTIM Environmental & Infrastructure, LLC; INTERA, Inc; AECOM Technical Services, Inc.; TRC Environmental Corporation; Weston Solutions, Inc; and Freese and Nichols, Inc; was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

11. Authorize negotiation and execution of a professional services agreement with the following four staff recommended firms (or other qualified responders) for Request for Qualifications Solicitation No. CLMP268: Page Southerland Page, Inc.; Corgan Associates, Inc.; Garver, LLC and Atkins North America, Inc., for architectural & engineering services for the 2020 ABIA Architectural & Engineering Services Rotation List in an amount not to exceed \$30,000,000. [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 15.80% MBE and 15.80% WBE participation.] District(s) Affected: District 2.

**The motion authorizing negotiation and execution of a professional services agreement with the following four staff recommended firms (or other qualified responders) for Request for Qualifications Solicitation No. CLMP268: Page Southerland Page, Inc.; Corgan Associates, Inc.; Garver, LLC; and Atkins North America, Inc. was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

12. Authorize negotiation and execution of a professional services agreement with Smith & Company Architects, (MBE) (staff recommendation) or one of the other qualified responders for Request for Qualifications Solicitation No. CLMP260 to provide Master Planning Services for The

George Washington Carver Museum, Cultural & Genealogy Center Master Plan in amount not to exceed \$300,000. [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 15.80% MBE and 15.80% WBE participation.] District(s) Affected: District 1.

**The motion authorizing negotiation and execution of a professional services agreement with Smith & Company Architects was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

**Item 13 was pulled for discussion.**

14. Authorize award and execution of a construction contract with Smith Contracting Co., Inc. for the Williamson Creek - Battle Bend Water Quality Retrofit project in the amount of \$940,380.50 plus a \$94,038.05 contingency, for a total contract amount not to exceed \$1,034,418.55. [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 16.55% MBE and 1.75% WBE participation.] District(s) Affected: District 3.

**The motion authorizing the award and execution of a construction contract with Smith Contracting Co., Inc. was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

15. Authorize negotiation and execution of a professional services agreement with the following 11 staff recommended firms (or other qualified responders) for Request for Qualifications Solicitation No. CLMP262: CAS Consulting & Services, Inc.; (MBE/MA), Freese & Nichols, Inc.; CP&Y, Inc.; Lockwood, Andrews & Newman, Inc.; Atkins North America, Inc.; Jacobs Engineering Group, Inc.; AECOM Technical Services, Inc.; Dannenbaum Engineering Company - Austin LLC; Pape-Dawson Consulting Engineers, Inc.; dba Pape-Dawson Engineers, Inc.; BGE, Inc./Brown & Gay Engineers, Inc. and K Friese & Associates, Inc., (WBE/FW); for engineering services for the 2019 Large Diameter Water & Wastewater Pipeline Engineering Rotation List in an amount not to exceed \$12,000,000. [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 15.80% MBE and 15.80% WBE participation.]

**The motion authorizing negotiation and execution of a professional services agreement with the following 11 staff recommended firms: CAS Consulting & Services, Inc.; Freese & Nichols, Inc.; CP&Y, Inc.; Lockwood, Andrews & Newman, Inc.; Atkins North America, Inc.; Jacobs Engineering Group, Inc.; AECOM Technical Services, Inc.; Dannenbaum Engineering Company - Austin LLC; Pape-Dawson Consulting Engineers, Inc. doing business as Pape-Dawson Engineers, Inc.; BGE, Inc./Brown & Gay Engineers, Inc.; and K Friese & Associates, Inc., was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

16. Authorize negotiation and execution of professional services agreements with the following 11 staff recommended firms (or other qualified responders) for Request for Qualifications Solicitation No. CLMP263: Doucet & Associates, Inc., Miller Gray, LLC, Weston Solutions, Inc., Cobb, Fendley & Associates, Inc., Vickrey & Associates, Inc. (WBE/FW), MWM DesignGroup, Inc. (WBE/FW), Walker Partners, LLC, Tetra Tech, Inc., Kennedy/Jenks



Consultants, Inc., HDR Engineering, Inc., Riley Mountain Engineering, LLC dba Othon-Fowler for engineering services for the 2019 Small Diameter Water & Wastewater Pipeline Engineering Rotation List in an amount not to exceed \$8,400,000. [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 15.80% MBE and 15.80% WBE participation.]

**The motion authorizing negotiation and execution of professional services agreements with the following 11 staff recommended firms: Doucet & Associates, Inc.; Miller Gray, LLC, Weston Solutions, Inc.; Cobb, Fendley & Associates, Inc.; Vickrey & Associates, Inc.; MWM DesignGroup, Inc.; Walker Partners, LLC; Tetra Tech, Inc.; Kennedy/Jenks Consultants, Inc.; HDR Engineering, Inc.; and Riley Mountain Engineering, LLC doing business as Othon-Fowler was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

17. Approve an ordinance amending City Code Chapter 2-11 relating to information management and Security.  
**Ordinance No. 20190919-017 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

18. Authorize negotiation and execution of Amendment No. 1 to the interlocal agreement with the Austin Travis County Mental Health Mental Retardation Center D/B/A Integral Care for the Expanded Mobile Crisis Outreach Team, which offers a first response team for mental health crises in collaboration with City first responders, to add four 12-month renewal options beginning October 1, 2018 each in an amount not to exceed \$1,147,229, for a total agreement amount not to exceed \$5,736,145.  
**This item was withdrawn.**

**Items 19 and 20 were pulled for discussion.**

21. Authorize negotiation and execution of a Section 108 Family Business Loan agreement with Flatbed, Inc. (doing business as Flatbed Press), for relocation expenses, renovation and working capital for a lease space located at 3701 Drossett Drive Suite 190 Austin Texas 78744, in an amount not to exceed \$238,000.00. District(s) Affected: District 2.  
**The motion authorizing negotiation and execution of a Section 108 Family Business Loan agreement with Flatbed, Inc. was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
22. Approve a resolution authorizing award, negotiation and execution cultural arts services contracts for Fiscal Year 2019-2020 in an amount not to exceed \$8,654,255, and authorizing payment in the amount of \$60,000 for Zachary Scott Theatre Center maintenance required under a separate operations agreement.  
**This item was withdrawn.**
23. Authorize negotiation and execution of an interlocal agreement with the Austin/Travis County Sobriety Center Local Government Corporation (Corporation) to allow Homeless Outreach Street

Team members to utilize office space in the facility at which the Corporation operates and manages the Sobering Center.

**The motion authorizing negotiation and execution of an interlocal agreement with the Austin/Travis County Sobriety Center Local Government Corporation was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

24. Discuss and potentially take action regarding an ordinance creating the Rainey Street District Special Revenue Fund funded with right-of-way fees, alley vacation sales payments, and license agreement fees for developments within the Rainey Street Historic District and Subdistrict for Improvements within the Rainey Street Historic District and Subdistrict.

**This item was withdrawn.**

25. Approve negotiation and execution of an automatic aid agreement with Travis County Emergency Service Districts (ESDs), Williamson County ESDs, and the cities of Leander, Cedar Park, Round Rock, and Georgetown to provide services that are mutually beneficial to the fire service agencies and residents in their respective jurisdictions, for an initial term of one year with up to nine additional one-year terms.

**This item was postponed to October 17, 2019 on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

26. Authorize execution of an interlocal agreement with the City of Sunset Valley (Sunset Valley) for the provision of fire protection services by the Austin Fire Department to Sunset Valley and its extra territorial jurisdiction in exchange for payment by Sunset Valley to the City.

**The motion authorizing execution of an interlocal agreement with the City of Sunset Valley was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

27. Approve a resolution authorizing the negotiation and execution of professional services agreements for: 1) state agency and legislative representation and consulting services each for a one-year term and for a total combined amount not to exceed \$602,400 and (2) federal agency and legislative representation and consulting services each for a one-year term and for a total combined amount not to exceed \$132,000.

**Resolution No. 20190919-027 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

28. Approve an ordinance amending City Code Chapter 2-1 (City Boards) to modify the circumstances under which some city employees are eligible to serve on City boards and commissions.

**Ordinance No. 20190919-028 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

**Item 29 was pulled for discussion.**

30. Authorize negotiation and execution of a one-year service agreement with the Austin Housing Finance Corporation to manage and operate various housing programs on the City of Austin's behalf during Fiscal Year 2019-2020, which will be funded by United States Department of Housing and Urban Development and local housing funds in an amount not to exceed \$81,914,403.  
**The motion authorizing negotiation and execution of a one-year service agreement with the Austin Housing Finance Corporation was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
31. Authorize negotiation and execution of a 12-month contract with PeopleFund to fund and administer the Community Development Bank program, which supports job creation and small business expansion by providing loan services, in an amount not to exceed \$150,000.  
**The motion authorizing negotiation and execution of a 12-month contract with PeopleFund was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
32. Authorize negotiation and execution of a one-year contract with Family Eldercare, Inc. to fund and administer the Senior Services Program in an amount not to exceed \$122,691.  
**The motion authorizing negotiation and execution of a one-year contract with Family Eldercare, Inc. was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
33. Authorize negotiation and execution of a one-year contract with Austin Tenants' Council to fund and administer the Tenants' Rights Assistance Program, which provides community education and information about tenant protection laws, in an amount not to exceed \$284,202.  
**The motion authorizing negotiation and execution of a one-year contract with Austin Tenants' Council was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
34. Authorize the negotiation and execution of all documents and instruments necessary or desirable to acquire 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, located at 2303 Kinney Road, Austin, Texas 78704, from the Joe Steve Williams Revocable Trust, in an amount not to exceed \$488,290. District(s) Affected: District 5.  
**The motion authorizing negotiation and execution of all documents and instruments necessary or desirable to acquire a drainage easement was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
35. Approve an ordinance vacating approximately 3.13 acres adjacent to and behind the property known locally as 2900 through 4000 Yager Lane East situated in the M. Castro Survey No. 50,

Abstract No. 160 in Travis County, Texas to RH Pioneer North LLC. District(s) Affected: District 1.

**Ordinance No. 20190919-035 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

**Items 36 and 37 were pulled for discussion.**

38. Approve an ordinance amending certain subchapters of Chapters 8 (Parks and Recreation), 10 (Public Health Services and Sanitation), and 14 (Use of Streets and Public Property) of the City Code to ensure consistency with House Bill 234, adopted during the 86th Regular Session of the Texas Legislature, deregulating the occasional sale of nonalcoholic beverages by persons under the age of 18.

**Ordinance No. 20190919-038 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

**Item 39 was pulled for discussion.**

40. Approve a resolution authorizing the acceptance of grant funding in the amount of \$132,153 from the State of Texas, Office of the Governor, Criminal Justice Division to implement the Austin Police Department program titled Project Safe Neighborhoods.

**Resolution No. 20190919-040 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

**Item 41 was pulled for discussion.**

42. Approve an ordinance amending City Code Chapter 10-3 related to the regulation of farmers markets in compliance with House Bill 1694 and Senate Bill 932 of the 86th Legislature.

**Ordinance No. 20190919-042 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

43. Approve an ordinance authorizing acceptance of \$75,000 in grant funds from Sorensen Impact and the University of Utah, and amending the Fiscal Year 2018-2019 Austin Public Health Department Operating Budget Special Revenue Fund (Ordinance No. 20180911-001) to appropriate \$75,000 for the second year of the Pritzker Children's Initiative Fellows Program to support a Prenatal to Age 3 early childhood agenda.

**Ordinance No. 20190919-043 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

44. Authorize negotiation and execution of Amendment No. 2 to the interlocal agreement between the City, Travis County, and the Austin-Travis County Sobriety Center Local Government Corporation for the operation and management of the Sobering Center, adding funding in an amount not to exceed \$721,836 for each twelve-month extension option beginning October 1, 2019, for a total agreement amount not to exceed \$8,504,139.

**The motion authorizing negotiation and execution of Amendment No. 2 to the interlocal agreement between the City, Travis County, and the Austin-Travis County Sobriety Center**



**Local Government Corporation was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

45. Authorize negotiation and execution of an agreement with Casa Marianella for the provision of naturalization services for permanent residents for a 25-month term beginning September 1, 2019, for a total agreement amount not to exceed \$115,000.

**The motion authorizing negotiation and execution of an agreement with Casa Marianella was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

46. Authorize negotiation and execution of a first amendment to an interlocal agreement with Austin Independent School District for the provision of startup costs for up to five new Pre-Kindergarten classrooms to expand affordable early childcare options for Austin residents in an amount not to exceed \$80,000.

**The motion authorizing negotiation and execution of a first amendment to an interlocal agreement with Austin Independent School District was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

47. Authorize negotiation and execution of a first amendment to an interlocal agreement with Del Valle Independent School District for the provision of startup costs for up to three new Pre-Kindergarten classrooms to expand affordable high-quality early childcare options for Austin/Travis County residents in an amount not to exceed \$48,000.

**The motion authorizing negotiation and execution of a first amendment to an interlocal agreement with Del Valle Independent School District was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

**Item 48 was pulled for discussion.**

49. Approve an ordinance authorizing acceptance of \$15,008 in additional grant funds from the Texas Department of State Health Services; and amending the Fiscal Year 2018-2019 Austin Public Health Department Operating Budget Special Revenue Fund (Ordinance No. 20180911-001) to appropriate a total of \$15,008 for public health emergency preparedness activities.

**Ordinance No. 20190919-049 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

50. Authorize award of a contract with Wescam USA, Inc., for the purchase of a thermal imaging sensor system for aircraft operations, for a total amount not to exceed \$403,389. (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).

**The motion authorizing the award of a contract with Wescam USA, Inc. was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

51. Authorize negotiation and execution of a multi-term contract with Safran Helicopter Engines USA, Inc., to provide helicopter engine maintenance, for up to three years for a total contract amount not to exceed \$340,000. (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).  
**The motion authorizing negotiation and execution of a multi-term contract with Safran Helicopter Engines USA, Inc. was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
52. Authorize amendments to existing cooperative contracts with GT Distributors, Inc., and Precision Delta Corp., to provide ammunition, for an increase in the amount of \$1,030,000, and revised total contract amounts not to exceed \$2,291,000 divided between the contractors. (Note: The contract award was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. No subcontracting opportunities were identified; therefore, no subcontracting goals were established).  
**The motion authorizing amendments to existing cooperative contracts with GT Distributors, Inc., and Precision Delta Corporation was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
53. Authorize award of a multi-term contract with Hill Country Fencing, Inc., to provide rough terrain fencing services, for up to five years for a total contract amount not to exceed \$9,025,000. (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).  
**The motion authorizing the award of a multi-term contract with Hill Country Fencing, Inc. was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
54. Authorize award of a multi-term contract with Austin White Lime Company, to provide quicklime, for up to five years for a total contract amount not to exceed \$20,000,000. (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).  
**The motion authorizing the award of a multi-term contract with Austin White Lime Company was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
55. Authorize negotiation and execution of various cooperative contracts during the Fiscal Year 2019-2020 for the purchase of computer, network, and other technology hardware, software, and related maintenance and technology services, in an amount not to exceed \$55,900,000. (Note: These procurements will be reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9 Minority Owned and Women Owned Business Enterprise Procurement

Program. These cooperative contracts were reviewed by the State of Texas for good-faith effort to include Historically Underutilized Businesses (HUB) in accordance with Chapter 2161 of the Texas Government Code. The HUB Subcontracting Plans for each contract can be found in their respective contract files).

**The motion authorizing negotiation and execution of various cooperative contracts during the Fiscal Year 2019-2020 for the purchase of computer, network, and other technology hardware, software, and related maintenance and technology services was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on a 10-0 vote. Council Member Ellis abstained.**

56. Authorize award of a contract with Manu-Rep, L.P. to provide two chemical storage tanks, in an amount not to exceed \$78,950. (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).

**The motion authorizing the award of a contract with Manu-Rep, L.P. was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

57. Authorize award of two multi-term contracts with Piatra Inc. (WBE) and The Prestwick Group LLC D/B/A Max-R, for the purchase and installation of recycling receptacles, for up to four years for total contract amounts not to exceed \$930,000 divided between the contractors. (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 and services required for this solicitation, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established).

**The motion authorizing the award of two multi-term contracts with Piatra Inc. and The Prestwick Group LLC doing business as Max-R was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

58. Authorize negotiation and execution of a multi-term contract with the Center for Child Protection, for program expenses related to the protection of abused children, for up to five years in an amount not to exceed \$2,216,380. (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).

**The motion authorizing negotiation and execution of a multi-term contract with the Center for Child Protection was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

59. Authorize negotiation and execution of cooperative contracts to purchase vehicles in amounts not to exceed \$173,758 divided among the contractors. (Note: These procurements were 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 these

procurements, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

**The motion authorizing negotiation and execution of cooperative contracts to purchase vehicles was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

60. Authorize negotiation and execution of a multi-term contract with Alejandro Dominguez D/B/A UPCS Inspectors LLC, to provide property standards inspection, income eligibility and rental rate verification services, for up to four years for a total contract amount not to exceed \$605,000. (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).

**The motion authorizing negotiation and execution of a multi-term contract with Alejandro Dominguez doing business as UPCS Inspectors LLC was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

61. Authorize award of a multi-term contract with Alamar Austin, Inc. D/B/A AAMCO Transmissions of North Austin, to provide automotive transmission repair and replacement, for up to five years for a total contract amount not to exceed \$495,371. (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 and services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

**The motion authorizing the award of a multi-term contract with Alamar Austin, Inc. doing business as AAMCO Transmissions of North Austin was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

62. Authorize negotiation and execution of a multi-term cooperative contract with Mythics, Inc., to provide technical cloud services, for up to three years for a total contract amount not to exceed \$724,000. (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 services required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

**The motion authorizing negotiation and execution of a multi-term cooperative contract with Mythics, Inc. was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

63. Authorize negotiation and execution of 28 cooperative contracts to provide maintenance, repairs, and improvements to park facilities, each for a term of 37 months for total contract amounts not to exceed \$22,500,000 divided among the contractors. (Note: These procurements were 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 these procurements, there were no subcontracting opportunities; therefore, no subcontracting goals were established).



**The motion authorizing negotiation and execution of 28 cooperative contracts to provide maintenance, repairs, and improvements to park facilities was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

**Item 64 was pulled for discussion.**

65. Authorize negotiation and execution of a contract with Mediamosaic, Inc., D/B/A The Mosaic Company, to provide change management services for the Advanced Distribution Management System, in an amount not to exceed \$1,400,000. (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).

**The motion authorizing negotiation and execution of a contract with Mediamosaic, Inc. doing business as The Mosaic Company was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

66. Approve an ordinance amending City Code Chapter 12-2 (Ground Transportation Passenger Services) to add regulations related to the operation of pedicabs and group cycle services.

**This item was withdrawn.**

67. Approve an ordinance amending City Code Section 12-4-64 (D) (Table of Speed Limits) to establish a maximum speed limit of 35 miles per hour on a section of Cameron Road from 485 feet north of U.S. 290 to U.S. 183. District(s) Affected: District 1, District 4.

**Ordinance No. 20190919-067 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

68. Approve an ordinance amending City Code Section 12-4-64 (D) (Table of Speed Limits) to establish a maximum speed limit of 40 miles per hour on a section of Airport Boulevard from IH 35 (North) to Glissman Road. District(s) Affected: District 1, District 3, District 9.

**Ordinance No. 20190919-068 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

69. Approve an ordinance amending City Code Section 12-4-64(D) (Table of Speed Limits) to establish a maximum speed limit of 50 miles per hour on a section of Stassney Lane (East) from Teri Road to 1,200 feet south of Burleson Road and a maximum speed limit of 35 miles per hour from 1,200 feet south of Burleson Road to Burleson Road. District(s) Affected: District 2.

**Ordinance No. 20190919-069 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

70. Approve an ordinance amending City Code Section 12-4-64 (D) (Table of Speed Limits) to establish a maximum speed limit of 35 miles per hour on a section of Grove Boulevard from Riverside Drive (East) to Montopolis Drive. District(s) Affected: District 3.

**Ordinance No. 20190919-070 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

71. Approve an ordinance amending City Code Section 12-4-64(D) (Table of Speed Limits) to establish a maximum speed limit of 35 miles per hour on a section of Montopolis Drive from Riverside Drive (East) to Burleson Road. District(s) Affected: District 2.  
**Ordinance No. 20190919-071 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
72. Approve an ordinance amending City Code Section 12-4-64 (D) (Table of Speed Limits) to establish a maximum speed limit of 40 miles per hour on a section of Lamar Boulevard (South) from Barton Skyway to Ben White Boulevard (West). District(s) Affected: District 5.  
**Ordinance No. 20190919-072 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
73. Approve an ordinance amending City Code Section 12-4-64 (D) (Table of Speed Limits) to establish a maximum speed limit of 35 miles per hour on a section of Pleasant Valley Road (North) from 100 feet south of the center line of Canterbury Street to Webberville Road and a maximum speed limit of 35 miles per hour on a section of Pleasant Valley (South) from 100 feet south of the center line of Canterbury Street to 500 feet north of the center line of Oltorf Street (East). District(s) Affected: District 3.  
**Ordinance No. 20190919-073 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
74. Approve an ordinance amending City Code Section 12-4-64(D) (Table of Speed Limits) to establish a maximum speed limit of 35 miles per hour on a section of Riverside Drive (East) from 250 feet east of Crossing Place to 250 feet east of Vargas Drive and a maximum speed limit of 40 miles per hour from 250 feet east of Vargas Drive to S.H. 71. District(s) Affected: District 3.  
**Ordinance No. 20190919-074 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
75. Authorize award and execution of a construction contract with Muniz Concrete & Contracting, Inc. (MBE) of Austin, Texas, for a Major Transportation Infrastructure Improvements Indefinite Delivery/Indefinite Quantity contract in the amount of \$5,500,000 for an initial 2-year term, with one 1-year extension of \$1,500,000, for a total contract amount not to exceed \$7,000,000. [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 93.26% MBE and 1.45% WBE participation.] District(s) Affected: District 1, District 2, District 3, District 4, District 5, District 6, District 7, District 8, District 9, District 10.  
**The motion authorizing the award and execution of a construction contract with Muniz Concrete & Contracting, Inc. was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

**Direction was given to staff to consider incorporating the use of low carbon concrete in the city infrastructure projects as part of the city's efforts to achieve its climate protection goals.**

76. 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.

**The following appointments were approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

#### **Nominations**

##### **Board/Nominee**

##### **Nominated by**

##### **College Student Commission**

Jessica Riley

St. Edwards University

##### **Ethics Review Commission**

Nathan Ryan

Mayor Pro Tem Garza

##### **Joint Inclusion Committee**

Jane Briesemeister

Commission on Seniors

##### **Joint Inclusion Committee (Alternate)**

Sally Van Sickle

Commission on Seniors

##### **Joint Inclusion Committee (Alternate)**

Amanda Afifi

Hispanic/Latino Quality of Life Advisory Commission

##### **Library Commission**

Julia Aguilar

Council Member Tovo

##### **Task Force on Gun Violence**

Ed Scruggs

Council Member Ellis

##### **Task Force on Gun Violence**

Robert Kibbie

Mayor Pro Tem Garza

##### **Task Force on Gun Violence**

Ana Lopez

Council Member Pool

##### **Task Force on Gun Violence**

Noel Landuyt

Council Member Flannigan

##### **Task Force on Gun Violence**

Hilary Whitfield

Council Member Kitchen

##### **Task Force on Gun Violence**

Diana Earl

Council Member Tovo

##### **Task Force on Gun Violence**

Selena Xie

Council Member Harper-Madison

**Task Force on Gun Violence**

Brandy Mueller

Council Member Alter

**Urban Renewal Board**

Danielle Skidmore

Mayor Adler

**Urban Renewal Board**

Patrick Howard

Mayor Adler

**Reappointment****Urban Renewal Board**

Manuel Escobar

Mayor Adler

**Waiver**

Approve a waiver of the requirement in Section 2-1-21(H) of the City Code for the appointment of Nathan Ryan. The waiver allows simultaneous service on the Ethics Review Commission and Economic Prosperity Commission.

**Council Committee Nominations****Austin Water Oversight Committee**

Council Member Ellis – Chair

Council Member Pool – Vice Chair

Council Member Alter

Council Member Kitchen

**Items 77 through 79 were pulled for discussion.**

80. Approve an ordinance waiving or reimbursing certain fees for the Fall Kickoff and 100th Birthday, hosted by the League of Women Voters Austin Area, to be held on Sunday September 22, 2019 at the Asian American Resource Center. Council Sponsors: Council Member Leslie Pool, Council Member Jimmy Flannigan, Council Member Kathie Tovo, Council Member Alison Alter, Council Member Ann Kitchen.

**Ordinance No. 20190919-080 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

81. Approve an ordinance waving or reimbursing certain fees for the YMCA 'Now Hiring' street banner for the YMCA of Austin, From Monday, April 8, 2019 to April 22, 2019 at 6549 Burnet Road. Council Sponsors: Council Member Leslie Pool, Mayor Steve Adler, Council Member Kathie Tovo, Council Member Alison Alter.



**Ordinance No. 20190919-081 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

82. Approve the waiver or reimbursement of certain fees under City Code Chapter 14-8 for the Hunter 5K Race, sponsored by Chance Henderson, to be held on Saturday, October 26, 2019, starting at the Circle C Avana Swim Center. Council Sponsors: Council Member Paige Ellis, Council Member Alison Alter, Mayor Pro Tem Delia Garza, Council Member Jimmy Flannigan. **The motion approving the waiver or reimbursement of certain fees under City Code Chapter 14-8 for the Hunter 5K Race, to be held on Saturday, October 26, 2019 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
83. Approve a resolution directing the City Manager to review railroad crossings for public safety improvements, report back to Council with findings, and seek opportunities to coordinate improvements as parts of other infrastructure projects and with relevant partners when feasible. Council Sponsors: Council Member Ann Kitchen, Council Member Alison Alter, Mayor Pro Tem Delia Garza, Council Member Jimmy Flannigan, Council Member Sabino 'Pio' Renteria. **Resolution No. 20190919-083 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

**Item 84 was pulled for discussion.**

85. Approve an ordinance waiving or reimbursing certain fees for the Viva La Magic event, sponsored by the Silver Santa Senior Citizen Program, to be held on Saturday, September 21, 2019 at the Mexican American Cultural Center. Council Sponsors: Council Member Sabino 'Pio' Renteria, Mayor Pro Tem Delia Garza, Council Member Ann Kitchen, Council Member Jimmy Flannigan, Council Member Natasha Harper-Madison. **Ordinance No. 20190919-085 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
86. Approve the waiver or reimbursement of certain fees under City Code Chapter 14-8 for the AIDS Walk Austin event, sponsored by AIDS Services of Austin, to be held on Saturday, September 21, 2019 starting at Republic Square Park. Council Sponsors: Council Member Jimmy Flannigan, Mayor Steve Adler, Mayor Pro Tem Delia Garza, Council Member Natasha Harper-Madison, Council Member Paige Ellis. **The motion approving the waiver or reimbursement of certain fees under City Code Chapter 14-8 for the AIDS Walk Austin event, to be held on Saturday, September 21, 2019 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

**Direction was given to staff to include the following amounts towards the fee waiver:**

**\$127 by Council Member Renteria**

**\$127 by Council Member Tovo**

87. Approve a resolution to initiate a rezoning of the property located at 8900 Hunters Trace from single family residence-neighborhood plan (SF-3-NP) combining district to neighborhood office-neighborhood plan (NO-NP) combining district and amend the Future Land Use Map. Council Sponsors: Council Member Gregorio Casar, Mayor Steve Adler, Council Member Paige Ellis, Council Member Jimmy Flannigan.  
**This item was withdrawn.**
88. Approve a resolution directing the City Manager to provide a report on recommending the elimination of limits on the use of CDBG funds for healthy food retail, including full service grocery stores. Council Sponsors: Mayor Pro Tem Delia Garza, Council Member Gregorio Casar, Council Member Natasha Harper-Madison, Mayor Steve Adler, Council Member Paige Ellis.  
**Resolution No. 20190919-088 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
89. Approve an ordinance renaming Central Williamson Creek Greenbelt Nature Trail to the Tom Donovan Central Williamson Creek Greenbelt Nature Trail and waiving certain provisions of City Code Chapter 14-1 related to the renaming of parkland. Council Sponsors: Council Member Ann Kitchen, Council Member Kathie Tovo, Council Member Leslie Pool, Council Member Alison Alter, Council Member Sabino 'Pio' Renteria.  
**Ordinance No. 20190919-089 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
90. Approve a resolution to initiate a rezoning of a parcel of land with the Property ID Number 775980, located at 10140 Old San Antonio Road, and known as the Matthew Brown Homestead. Council Sponsors: Council Member Leslie Pool, Council Member Ann Kitchen, Council Member Alison Alter, Council Member Paige Ellis, Mayor Pro Tem Delia Garza.  
**Resolution No. 20190919-090 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
91. Approve an ordinance amending City Code Section 11-2-7 relating to allocation and use of Hotel Occupancy Tax, and adding a new City Code Section 11-2-8 relating to the additional 2 Percent Hotel Occupancy Tax for Convention Center Expansion. Council Sponsors: Mayor Steve Adler, Council Member Paige Ellis, Council Member Jimmy Flannigan, Council Member Natasha Harper-Madison, Council Member Gregorio Casar.  
**This item was withdrawn.**
92. Approve a resolution recognizing the historic connection between the City of Paestum and the City of Austin and extending Austin's strong support for Paestum's efforts to bring the heroic soldiers of Texas' 36th Division the overdue acclaim they deserve. Council Sponsors: Council Member Alison Alter, Mayor Steve Adler, Council Member Paige Ellis, Council Member Kathie Tovo.  
**Resolution No. 20190919-092 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

93. Approve an ordinance waiving or reimbursing certain fees for the Bon Odori Festival, sponsored by the Austin Minyo Folk Dance Group, which was held on Saturday, August 24, 2019, at the Asian American Resource Center. Council Sponsors: Council Member Natasha Harper-Madison, Council Member Jimmy Flannigan, Council Member Sabino 'Pio' Renteria, Council Member Paige Ellis.

**Ordinance No. 20190919-093 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

**Direction was given to staff to include the following amounts towards the fee waiver:**

**\$200 by Council Member Tovo**

94. Set a public hearing to consider an ordinance granting a site-specific amendment to City Code Section 25-8-514 (Save Our Springs Initiative), granting a variance to City Code Section 25-8-482, and waiving requirements of City Code Section 25-8-41 to allow construction of a single-family residence at 10111 Dobbin Drive (C8-2018-0057.0A). This action concerns land located in the Barton Springs Zone. (Suggested date: October 3, 2019 at Austin City Hall, 301 W. Second Street) District(s) Affected: District 5.

**The public hearing was set on consent for October 3, 2019 at Austin City Hall, 301 W. Second Street on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

95. Set a public hearing concerning the State required non-radioactive hazardous materials route designation study and the draft recommended route designation. (Suggested date: November 14, 2019, Austin City Hall, Council Chambers, 301 W. Second Street, Austin, Texas) District(s) Affected: District 1, District 2, District 3, District 5, District 8.

**The public hearing was set on consent for November 14, 2019 at Austin City Hall, Council Chambers, 301 W. Second Street on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

**Action was taken on Item 96 but was later reconsidered.**

139. Authorize negotiation and execution of Amendment No. 2 to the interlocal agreement with the Austin Travis County Mental Health Mental Retardation Center D/B/A Integral Care for the Expanded Mobile Crisis Outreach Team, which offers a first response team for mental health crises in collaboration with City first responders, to add four 12-month renewal options beginning October 1, 2019, with the first renewal option in an amount not to exceed \$1,749,229 and the three remaining renewal options in an amount not to exceed \$1,915,229, for a total agreement amount not to exceed \$8,642,145.

**The motion authorizing negotiation and execution of Amendment No. 2 to the interlocal agreement with the Austin Travis County Mental Health Mental Retardation Center was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

140. Approve a resolution authorizing the City Manager to award, negotiate and execute cultural arts services contracts for Fiscal Year 2019-2020 in an amount not to exceed \$8,654,255, and

authorizing payment in the amount of \$60,000 for Zachary Scott Theatre Center maintenance required under a separate operations agreement and authorizing payments of \$25,000 each to Austin Fine Arts Alliance, Capital City Black Film Festival, and Mexic-Arte Museum for marketing through the Austin Convention Center Department's operating budget.

**Resolution No. 20190919-140 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

141. Approve execution of an interlocal agreement in the form of a multiple use agreement with the Texas Department of Transportation for use of a vacated toll facility on Texas State Highway 130 as a temporary City fire station, in an amount not to exceed \$30,000 for renovation of the facility. **The motion approving the execution of an interlocal agreement in the form of a multiple use agreement with the Texas Department of Transportation was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

**Item 142 was pulled for discussion.**

143. Approve an ordinance amending fiscal year 2019-2020 schedule of fees, fines, and other charges to be set or charged by the City (Ordinance No 20190910-002), to amend the Office of Real Estate Services Fee Schedule to add fees associated with the costs of providing City services that must go through City parkland. **Ordinance No. 20190919-143 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
144. Approve an ordinance amending City Code Chapter 13-2 (Ground Transportation Passenger Services) to add regulations related to the operation of pedicabs and group cycle services. **Ordinance No. 20190919-144 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
145. Approve an ordinance waiving or reimbursing certain fees for the renaming of the Dove Springs Recreation Center. Council Sponsors: Mayor Pro Tem Delia Garza, Mayor Steve Adler, Council Member Natasha Harper-Madison, Council Member Alison Alter. **Ordinance No. 20190919-145 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

**Items 146 and 147 were pulled for discussion.**

148. Approve the waiver or reimbursement of certain fees under City Code Chapter 14-8 for the S.T.A.N.D. Domestic Violence Walk, sponsored by Nakia Dowdy, to be held on Tuesday, October 1, 2019, beginning at Alamo Pocket Park. Council Sponsors: Council Member Natasha Harper-Madison, Council Member Sabino 'Pio' Renteria, Council Member Gregorio Casar, Council Member Jimmy Flannigan. **The motion approving the waiver or reimbursement of certain fees under City Code Chapter 14-8 for the S.T.A.N.D. Domestic Violence Walk to be held on Tuesday, October 1, 2019 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**



**Item 149 was pulled for discussion.**

150. Approve a resolution to initiate a rezoning of the property located at 8900 Hunters Trace from family residence-neighborhood plan (SF-3-NP) combining district to neighborhood office-mixed use-neighborhood plan (NO-MU-NP) combining district and amend the Future Land Use Map. Council Sponsors: Council Member Gregorio Casar, Mayor Steve Adler, Council Member Paige Ellis, Council Member Jimmy Flannigan.

**Resolution No. 20190919-150 was approved on consent on Council Member Alter's motion, Mayor Pro Tem Garza's second on a 10-0 vote. Council Member Tovo recused herself.**

### **DISCUSSION ITEMS**

19. Approve a resolution authorizing the City to continue to impose a bingo prize fee for the funds to which it is entitled under the State of Texas Occupations Code, Title 13, Subtitle A, Chapter 2001 and as authorized by previous Council Ordinance No. 830921-O.

**Resolution No. 20190919-019 was approved on Council Member Tovo's motion, Council Member Alter's second on an 11-0 vote.**

48. Authorize negotiation and execution of an eighth amendment and seventh renewal to the interlocal agreement with Travis County for the City's provision of public health services, for a 12-month term beginning October 1, 2019 in an amount not to exceed \$4,469,725.

**The motion authorizing negotiation and execution of an eighth amendment and seventh renewal to the interlocal agreement with Travis County was approved on Council Member Tovo's motion, Council Member Alter's second on an 11-0 vote.**

20. Approve a resolution authorizing award, negotiation, and execution of historic preservation fund service contracts for Fiscal Year 2019-2020 in an amount not to exceed \$11,880,629 for historic preservation and restoration projects.

**Resolution No. 20190919-020 was approved on Council Member Alter's motion, Council Member Tovo's second on an 11-0 vote.**

**Direction was given to staff to correct the staff's recommended allocation of the Historic Preservation Fund for Fiscal Year 2019-2020 to reflect the correct district for Chateau Bellevue Door Restoration as District 9.**

### **GENERAL CITIZENS COMMUNICATION**

Bennett Easton – Solutions to Combat Homelessness in Austin.

Larry Nelson – TBA – **Not present.**

Rebecca Robinson – TBA

Robert Battaile – Austin Bocce Pavilion and also the Miniature Golf and Gocce Course being included in the Walter E. Long Park.

Julie Marquis – Animal Services.

Jennifer Fleck – TBA

Pat Valls-Trelles – Animal Services.

Daniel Haver – The homeless crisis in the city.

Penny Adrian – Easing homelessness in Austin.

Shelly Leibham – Animal Services.

**Mayor Adler recessed the Council Meeting to go into Executive Session at 12:44 p.m.**

#### **EXECUTIVE SESSION**

**The City Council went into Executive Session, pursuant to Chapter 551 of the Texas Government Code, to receive advice from Legal Counsel, to discuss matters of land acquisition, litigation, and personnel matters as specifically listed on this agenda and to receive advice from Legal Counsel regarding any other item on this agenda.**

109. Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).  
**This item was withdrawn.**
110. Consider compensation and benefits for the City Clerk (Personnel matters - Section 551.074 of the Government Code).
111. Consider compensation and benefits for the Municipal Court Clerk (Personnel matters - Section 551.074 of the Government Code).
112. Consider compensation and benefits for the City Auditor (Personnel matters - Section 551.074 of the Government Code).

**The Mayor announced the Council would discuss Item 147 in Executive Session.**

147. Conduct a public hearing and consider an ordinance releasing approximately 818 acres of extraterritorial jurisdiction ('ETJ') located at the northwest corner of Giles Lane and Highway 290 East to Travis County. Council Sponsors: Council Member Natasha Harper-Madison, Council Member Leslie Pool, Council Member Ann Kitchen, Council Member Gregorio Casar, Council Member Paige Ellis.

Mayor Adler reconvened the Council Meeting at 2:07 p.m.

### **DISCUSSION ITEMS**

77. Approve a resolution related to the compensation and benefits for the City Auditor. Council Sponsors: Mayor Steve Adler, Mayor Pro Tem Delia Garza, Council Member Kathie Tovo, Council Member Alison Alter.  
**Resolution No. 20190919-077 was approved on Council Member Pool's motion, Council Member Alter's second on a 9-0 vote. Council Member Casar and Mayor Pro Tem Garza were off the dais.**
78. Approve a resolution related to the compensation and benefits for the City Clerk. Council Sponsors: Mayor Steve Adler, Mayor Pro Tem Delia Garza, Council Member Kathie Tovo, Council Member Alison Alter.  
**Resolution No. 20190919-078 was approved on Council Member Harper-Madison's motion, Council Member Renteria's second on a 9-0 vote. Council Member Casar and Mayor Pro Tem Garza were off the dais.**
79. Approve an ordinance related to the compensation and benefits for the Municipal Court Clerk. Council Sponsors: Mayor Steve Adler, Mayor Pro Tem Delia Garza, Council Member Kathie Tovo, Council Member Alison Alter.  
**Ordinance No. 20190919-079 was approved on Council Member Flannigan's motion, Council Member Pool's second on a 10-0 vote. Mayor Pro Tem Garza was off the dais.**

**Mayor Adler recessed the Council Meeting and called the Board of Directors' Meeting of the Austin Housing Finance Corporation to order at 2:11 p.m. See separate minutes.**

### **AUSTIN HOUSING AND FINANCE CORPORATION MEETING**

97. 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.

Mayor Adler reconvened the Council Meeting at 2:13 p.m.

### **ZONING ORDINANCES / RESTRICTIVE COVENANTS**

113. C14-2018-0026 E. Riverside Dr. and S. Pleasant Valley Rd. Tract 4 - Approve third reading of 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. First reading approved on August 8, 2019. Vote: 9-2, Mayor Pro Tem Garza and Council Member Casar voted nay. Second reading approved on August 22, 2019. Vote: 6-5, Mayor Pro Tem Garza

and Council Members Casar, Pool, Alter, and Tovo voted nay. Owner/Applicant: BP Riverside West, LLC (Mark Farrell). Staff: Jerry Rusthoven, 512-974-3207. District(s) Affected: District 3. **This item was postponed to October 17, 2019 at the request of the applicant on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

114. C14-2018-0027 E. Riverside Dr. and S. Pleasant Valley Rd. Tracts 3 & 5 - Approve third reading of 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. First reading approved on August 8, 2019. Vote: 9-2, Mayor Pro Tem Garza and Council Member Casar voted nay. Second reading approved on August 22, 2019. Vote: 6-5, Mayor Pro Tem Garza and Council Members Casar, Pool, Alter and Tovo voted nay. Owner/Applicant: NRE Zone, LLC and NRE Edge, LLC (Mark Farrell). Staff: Jerry Rusthoven, 512-974-3207. District(s) Affected: District 3. **This item was postponed to October 17, 2019 at the request of the applicant on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
115. C14-2018-0028 - E. Riverside Dr. and S. Pleasant Valley Rd. Tracts 1 & 2 - Approve third reading of 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. First reading approved on August 8, 2019. Vote: 9-2, Mayor Pro Tem Garza and Council Member Casar voted nay. Second reading approved on August 22, 2019. Vote: 6-5, Mayor Pro Tem Garza and Council Members Casar, Pool, Alter and Tovo voted nay. Owner/Applicant: NRE Town Lake Property Owner, LLC and Ballpark Austin, LLC (Andrew Winograd). Staff: Jerry Rusthoven, 512-974-3207. District(s) Affected: District 3. **This item was postponed to October 17, 2019 at the request of the applicant on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
116. C14-2019-0001- 9328 ½ Anderson Mill Road - Approve second and third readings of an ordinance amending City Code Title 25 by zoning property locally known as 9328 ½ Anderson Mill Road (Lake Creek Watershed). Applicant Request: To zone from interim-single-family residence-standard lot (I-SF-2) district to general commercial services (CS) district zoning. First reading approved community commercial-mixed use (GR-MU) combining district zoning, with conditions, on May 23, 2019. Vote: 11-0. Owner/Applicant: Margaret Joseph. Agent: 2P Consultants, LLC (Don J. Pool). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 6. **Ordinance No. 20190919-116 for community commercial-mixed use (GR-MU) combining district zoning, with conditions was approved on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

117. C14-2018-0150 - 1804/1806/1808 W 6th St Rezoning - Approve third reading of an ordinance amending City Code Title 25 by rezoning property locally known as 1804, 1806, and 1808 W 6th Street (Johnson Creek Watershed). Applicant Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to limited office-mixed use-neighborhood plan (LO-MU-NP) combining district zoning. First Reading approved multi-family residence-low density (MF-2) district zoning district zoning on June 6, 2019 on a vote of 9-0. Mayor Adler was off the dais. Council Member Harper-Madison was absent. Second Reading approved multifamily residence-moderate-high density-conditional overlay-neighborhood plan (MF-4-CO-NP) combining district zoning on August 22, 2019 on a vote of 9-0. Council Member Alter and Council Member Casar off the dais. Owner/Applicant: Syllabus Partners LLC (James Lindsey), Vairea Partners (Peter Pfeiffer). Agent: Syllabus Partners LLC (James A. Lindsey). City Staff: Sherri Sirwaitis, 512-974-3057. A valid petition has been filed in opposition to this rezoning request. District(s) Affected: District 9.
- This item was withdrawn.**

#### **ZONING AND NEIGHBORHOOD PLAN AMENDMENTS**

119. 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) Affected: District 3.
- This item was postponed to October 17, 2019 at the request of the applicant on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
120. 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) Affected: District 3.
- This item was postponed to October 17, 2019 at the request of the applicant on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
121. C14-2018-0124- River Place - Conduct a public hearing and approve second and third readings of 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. First Reading approved, townhouse & condominium residence-conditional overlay (SF-6-CO) combining district zoning, on August 8, 2019. Vote: 9-2, Council Members Alter and Pool voted nay. Owner/Applicant: Milky Way Holdings GP, LLC (Garrett S. Martin). Agent: McLean & Howard, LLP (Jeff Howard). City Staff: Sherri Sirwaitis, 512-974-3057. District(s): District 6; District 10. District(s) Affected: District 6, District 10.

**This item was postponed to October 3, 2019 at the request of the applicant on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

122. 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) Affected: District 3.

**This item was postponed to October 17, 2019 at the request of the applicant on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

123. NPA-2019-0010.01-2700 E. 5th Street-Conduct a public hearing and approve an ordinance amending Ordinance No. 20011213-43 the Holly 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 2700 E. 5th Street (Ladybird Lake Watershed) from no land use designation to Mixed Use land use. Staff recommendation: To grant Mixed Use land use. Planning Commission recommendation: To be reviewed on September 24, 2019. Owner/Applicant: 2700 East 5th JV, LLC. Agent: Drenner Group, PC (Leah Bojo). City Staff: Maureen Meredith, (512) 974-2695. District(s) Affected: District 3.

**This item was postponed to October 17, 2019 at the request of staff on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

124. C14-2018-0089 2700 E. 5th Street - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2700 East 5th Street (Lady Bird Lake Watershed) limited industrial services-neighborhood plan (LI-NP) combining district zoning to general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning. Staff Recommendation: To grant general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To be reviewed September 24, 2019. Owner/Applicant: 2700 East 5th JV, LLC (Neil Adamson). Agent: Drenner Group PC (Leah Bojo). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 3.

**This item was postponed to October 17, 2019 at the request of staff on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

127. NPA-2019-0019.01 - 3805 Red River Street-Conduct a public hearing and approve an ordinance amending Ordinance No. 040826-056, the Central Austin 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 3805 Red River Street (Boggy Creek

and Waller Creek Watersheds) from Single Family use to Mixed-Use/Office use. Staff Recommendation and Planning Commission Recommendation: To grant Mixed-Use/Office use. Owner/Applicant: 3805 Red River Preservation LLC. Agent: Richard Kooris. City Staff: Jeff Engstrom, (512) 974-1621. District(s) Affected: District 9.

**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20190919-127 to change the land use designation on the future land use map (FLUM) to Mixed-Use/Office use was approved on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

129. NPA-2019-0027.02- 2410 Winsted Lane - Conduct a public hearing and approve an ordinance amending Ordinance No. 20100923-102 the Central West Austin 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 2401 Winsted Lane (Johnson Creek Watershed) from Single Family to Neighborhood Mixed land use. Staff recommendation: To grant Neighborhood Mixed Use land use. Planning Commission recommendation: To be reviewed on September 24, 2019. Owner/Applicant: David Kanne, Lincoln Ventures LLC. Agent: Drenner Group (Amanda Swor). City Staff: Kathleen Fox, (512) 974-7877). District(s) Affected: District 10.

**This item was postponed to October 17, 2019 at the request of staff on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

130. C14-2018-0049 - 2401 Winsted - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2401 Winsted Lane (Johnson Creek Watershed) from multifamily residence low density-neighborhood plan (MF-2-NP) combining district zoning to neighborhood commercial-mixed use-neighborhood plan (LR-MU-NP) combining district zoning. Staff Recommendation: To grant neighborhood commercial-mixed use-neighborhood plan (LR-MU-NP) combining district zoning. Planning Commission Recommendation: To be reviewed September 24, 2019. Owner/Applicant: Estate of Clyde Raab Littlefield (Wesley G. Ritchie). Agent: Drenner Group PC (Amanda Swor). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 10. A valid petition has been filed in opposition to this rezoning request.

**This item was postponed to October 17, 2019 at the request of staff on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

**Action was taken on Item 132 but was later reconsidered.**

133. C14-2019-0085 - 7308 S Congress Avenue - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 7308 South Congress Avenue (South Boggy Creek Watershed). Applicant's Request: To rezone from development reserve (DR) district zoning to multi-family residence-medium density (MF-3) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant multi-family residence-medium density (MF-3) district zoning. Owner/Applicant: Kristen Nagel and Mark Hallman. Agent: Lynda Courtney Consulting (Lynda Courtney). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 2.

**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20190919-133 for multi-family residence-medium density (MF-3) district zoning was approved on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

134. C14-2019-0078 - All Points Construction Services - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 4507 and 4511 Vinson Drive (Williamson Creek Watershed). Applicant's Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to townhouse and condominium residence-neighborhood plan (SF-6-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant townhouse and condominium residence-neighborhood plan (SF-6-NP) combining district zoning. Owner and Applicant: All Points Construction Services, LLC (Adrian DeLeon). Agent: All Points Construction Services, LLC (Paul Thiessen). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 3. A valid petition has been filed in opposition to this rezoning request.  
**This item was postponed to October 3, 2019 at the request of the applicant on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
138. C14H-2019-0112 - Herrera House, 1805 E. 3rd Street - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1805 E. 3rd Street. Applicant request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district to family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning. Staff Recommendation and Historic Landmark Commission Recommendation: To grant family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning. Planning Commission Recommendation: To be reviewed September 24, 2019. Applicant: Historic Landmark Commission. Owner: Rex Bowers. City Staff: Cara Bertron, Historic Preservation Office, Planning and Zoning Department, 512-974-1446. District(s) Affected: District 3.  
**This item was postponed to October 3, 2019 at the request of staff on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
152. C14-2018-0150 - 1804/1806/1808 W 6th St Rezoning - Approve third reading of an ordinance amending City Code Title 25 by rezoning property locally known as 1804, 1806, and 1808 W 6th Street (Johnson Creek Watershed). Applicant Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to limited office-mixed use-neighborhood plan (LO-MU-NP) combining district zoning. First Reading approved multi-family residence-low density (MF-2) district zoning district zoning on June 6, 2019 on a vote of 9-0. Mayor Adler was off the dais. Council Member Harper-Madison was absent. Second Reading approved multifamily residence-moderate-high density-neighborhood plan (MF-4-NP) combining district zoning for 1804 West 6th Street and multifamily residence-moderate-high density-conditional overlay-neighborhood plan (MF-4-CO-NP) combining district zoning for 1806 and 1808 West 6th Street on August 22, 2019 on a vote of 9-0. Council Member Alter and Council Member Casar off the dais. Owner/Applicant: Syllabus Partners LLC (James Lindsey), Vairea Partners (Peter Pfeiffer). Agent: Syllabus Partners LLC (James A. Lindsey). City Staff: Sherri

Sirwaitis, 512-974-3057. A valid petition has been filed in opposition to this rezoning request. District(s) Affected: District 9.

**Ordinance No. 20190919-152 for multifamily residence-moderate-high density-neighborhood plan (MF-4-NP) combining district zoning for 1804 West 6th Street and multifamily residence-moderate-high density-conditional overlay-neighborhood plan (MF-4-CO-NP) combining district zoning for 1806 and 1808 West 6th Street was approved with the following additional conditions on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

**The additional conditions were:**

- **When the Property is redeveloped with a use permitted under multifamily residence moderate high density (MF-4) district zoning, vehicular access to Tract 2 from Theresa Avenue shall be limited to ingress only.**
- **When the Property is redeveloped with a use permitted under multifamily residence moderate high density (MF-4) district zoning, vehicular access from Tract 2 to the alley along the east boundary is prohibited except for emergency vehicles and services only.**

#### **DISCUSSION ITEMS CONTINUED**

39. Approve second and third readings of 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 #121.

**This item was postponed to October 3, 2019 without objection.**

#### **PUBLIC HEARINGS AND POSSIBLE ACTIONS**

100. Conduct a public hearing and consider 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) district.

**This item was postponed to correct a posting issue to October 3, 2019 without objection.**

105. Conduct a public hearing and consider an ordinance amending ordinance No. 20120628-138 by amending the map indicating areas with additional regulations applying to Mobile Food Establishments to include Colony Park/Lakeside Neighborhood Association, Inc., Harris Branch Master Association, Inc., and North Shoal Creek Neighborhood Planning Area in accordance with Section 25-2-812 of the City Code.

**This item was postponed to November 14, 2019 without objection.**

98. Conduct a public hearing and consider an ordinance approving Atmos Energy's proposal to increase customer natural gas rates.

**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20190919-098 was approved on Council Member Pool's motion, Council Member Ellis' second on an 11-0 vote.**

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).  
**This item was withdrawn.**

**Items 101 and 102 were acted on in one combined motion.**

101. Conduct a public hearing in accordance with Section 26.001 et seq. of the Texas Parks and Wildlife Code to consider a resolution authorizing a change of use of dedicated parkland, known as Dove Springs District Park, for the Austin Public Health Department to construct, occupy and operate the Dove Springs District Health Facility, at 5801 Ainez Drive. District(s) Affected: District 2.  
**The public hearing was conducted and a motion to close the public hearing and approve Resolution No. 20190919-101 was approved on Mayor Pro Tem Garza's motion, Council Member Alter's second on an 11-0 vote.**
102. Conduct a public hearing in accordance with Section 26.001 et seq. of the Texas Parks and Wildlife Code to consider a resolution authorizing a change in use of dedicated parkland, known as Onion Creek greenbelt, for the extension of Meadow Lake Blvd through dedicated parkland, west of S. Pleasant Valley Rd. as requested by the Public Works Department. District(s) Affected: District 2.  
**The public hearing was conducted and a motion to close the public hearing and approve Resolution No. 20190919-102 was approved on Mayor Pro Tem Garza's motion, Council Member Alter's second on an 11-0 vote.**
103. Conduct a public hearing to consider an ordinance authorizing an amendment to the Land Development Standards Agreement with Austin Independent School District to extend the expiration of the agreement by a period of five years.  
**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20190919-103 was approved on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**
104. Conduct a public hearing to consider an ordinance authorizing an amendment to the individual Land Development Standards agreements with Eanes, Round Rock, Del Valle, Pflugerville, and Leander Independent School Districts extending the expiration of the agreements by a period of two years.  
**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20190919-104 was approved on Council Member Alter's motion, Council Member Pool's second on an 11-0 vote.**
106. Conduct a public hearing on the proposed property (ad valorem) tax rate for Fiscal Year 2019-2020.  
**The public hearing was conducted and a motion to close the public hearing was approved on Council Member Renteria's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**



107. Conduct a public hearing related to an application by AMTEX Multi-Housing, LLC, 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 Spring Villas, located at or near 7430 Bluff Springs Road in the City's extraterritorial jurisdiction; and consider a resolution that relates to the proposed development, the application, and the allocation of housing tax credits and private activity bonds near the proposed development.  
**The public hearing was conducted and a motion to close the public hearing and approved Resolution No. 20190919-107 was approved on Mayor Pro Tem Garza's motion, Council Member Ellis' second on an 11-0 vote.**
108. Conduct a public hearing related to an application by Oaks on North Plaza, LP 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 Oaks on North Plaza, located at or near 9125 North Plaza; and consider a resolution that relates to the proposed development, the application, and the allocation of housing tax credits and private activity bonds in the City and near the proposed development. District(s) Affected: District 4.  
**This item was postponed to October 3, 2019 without objection.**
151. Conduct a public hearing and consider an ordinance concerning full purpose annexation of approximately 22 acres located in Travis County, located at 2021 and 2101 Crystal Bend Drive, and authorize execution of a written agreement with the owner of the land (Pflugerville Independent School District) for the provision of services. The property is currently in the 2-mile extraterritorial jurisdiction and is adjacent to Austin Council District #1.  
**This item was postponed to October 3, 2019 without objection.**

#### **DISCUSSION ITEMS CONTINUED**

64. Authorize negotiation and execution of a contract with Police Executive Research Forum D/B/A PERF, to provide a comprehensive evaluation of reported sexual assaults, in an amount not to exceed \$1,000,000. (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. However, the recommended contractor identified subcontracting opportunities).  
**The motion authorizing negotiation and execution of a contract with Police Executive Research Forum doing business as PERF was approved on Council Member Alter's motion, Council Member Ellis' second on an 11-0 vote.**
149. Approve an ordinance amending City Code Section 11-2-7 (Allocation and Use of Hotel Occupancy Tax Revenue) and adding a new City Code Section 11-2-8 (Additional 2 Percent Hotel Occupancy Tax for Convention Center Expansion), to allocate additional funds for local music and historic preservation consistent with Chapter 351 of the Texas Tax Code. Council Sponsors: Mayor Steve Adler, Council Member Jimmy Flannigan, Council Member Paige Ellis, Council Member Natasha Harper-Madison, Council Member Gregorio Casar.

**Ordinance No. 20190919-149 was approved as amended below on Mayor Adler's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

**An amendment was made by Mayor Adler and accepted without objection to revise the following:**

**To revise Part 1, Findings, (E) to read:**

**"(E) Council adopted Resolution No. 20160303-019, the Music and Creative Ecosystem Omnibus Resolution, which states that enabling the creation and evolution of commercial music businesses that will sustain future market sector growth and stability is a priority of the City of Austin."**

**To revise Part 2, (A) to read:**

**"This section applies to the City's seven percent hotel occupancy tax as authorized by Subsection (A) of Section 11-2-2 (*Tax Levied; Exceptions*)."**

**To revise Part 2, (B)(1) adding a new section (d) to read:**

**"(d) as specified in Part 4 of Ordinance No. 20190808-148, the uses identified in Subsection (C) of Section 11-2-8 (*Additional 2 Percent Hotel Occupancy Tax For Convention Center Expansion*); and"**

**To revise Part 2, (B) renumbering subsections 2 to 3, striking subsection 4, and renumbering subsection 5 to 4.**

**To revise Part 3 (C)(i) and (C)(ii) to read:**

**" (i) an amount equal to 15% of the two percent assessment is allocated to the Live Music Fund for local music that meets the requirements of Texas Tax Code Section 351.101 (a)(4) and that it is not funded through the Cultural Arts Fund; and  
(ii) an amount equal to 15% of the two percent assessment for projects that meet the requirements of Texas Tax Code Section 351.101(a)(5) and that are funded through the Historic Preservation Fund."**

**To revise Part 4 to read: "Council directs the City Manager to establish the Live Music Fund."**

**Direction was given to staff to determine the rules and the scope with input from the Music Commission; and to provide opportunities for our local artists to access the space that is available.**

29. 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.
- A motion was made by Council Member Harper-Madison and seconded by Council Member Ellis to authorize an agreement with the Urban Renewal Agency for a period of**

nine months and direct the City Manager to provide the Council with an update on the status of the Board's activities no later than March 31, 2020.

An amendment was made by Council Member Harper-Madison and seconded by Council Member Flannigan to include additional language to read:

"At this time, the Council will also receive updates from the Urban Renewal Agency Board, District 1, and the public. Today's action is not intended as a decision to dissolve the Agency and future council action must be taken prior to the end of the nine-month term if Council decides to extend the agreement or dissolve the agency."

An amendment was made by Council Member Tovo and accepted without objection to revise the additional language to read:

"At this time, the Council will also receive updates from the Urban Renewal Agency Board, District 1, and the public. Today's action is not intended as a decision to dissolve the Agency. Future council action must be taken prior to the end of the nine-month term to extend the agreement or dissolve the agency."

The motion authorizing negotiation and execution of an agreement with the Urban Renewal Agency was approved on Council Member Harper-Madison's motion, Council Member Ellis' second on an 11-0 vote.

13. Authorize negotiation and execution of a professional services agreement with Clayton and Little, (staff recommendation) or one of the other qualified responders for Request for Qualifications Solicitation No. CLMP270 to provide Professional Architectural and Historic Preservation Services for Fiesta Gardens Complex Rehabilitation in an amount not to exceed \$375,000. [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 15.80% MBE and 15.80% WBE participation.]

**This item was postponed to October 13, 2019 without objection.**

36. Approve an ordinance waiving up to \$5,000 in Parks and Recreation Department Oakwood Cemetery Chapel rental fees for Austin Community College; and authorize the negotiation and execution of an interlocal agreement with Austin Community College to provide an occasional meeting space at the Oakwood Cemetery Chapel for educational purposes related to the Great Questions course. District(s) Affected: District 1.

**Ordinance No. 20190919-036 was approved on Council Member Harper-Madison's motion, Council Member Renteria's second on an 11-0 vote.**

41. Approve an ordinance increasing the maximum authorized fee for Non-Consent Private Property Towing Fees for vehicles less than 10,000 lbs.

**Ordinance No. 20190919-041 was approved on Council Member Renteria's motion, Mayor Pro Tem Garza's second on an 8-2 vote. Those voting aye were: Mayor Adler, Mayor Pro**

**Tem Garza, Council Members Alter, Ellis, Flannigan, Harper-Madison, Kitchen, Pool, and Renteria. Those voting nay were: Council Members Casar and Tovo. Council Member Alter was off the dais.**

96. Set a public hearing to consider the reauthorization of the South Congress Preservation and Improvement District. (Suggested date: October 3, 2019 at Austin City Hall, 301 W. Second Street, Austin TX.) District(s) Affected: District 9.

**The public hearing was set on consent for October 3, 2019 at Austin City Hall, 301 W. Second Street on Council Member Alter's motion, Mayor Pro Tem Garza's second on an 11-0 vote.**

**A motion to reconsider the item was made by Council Member Tovo and seconded by Council Member Pool. The motion was accepted without objection.**

**The public hearing was set for October 17, 2019 at Austin City Hall, 301 W. Second Street on Council Member Tovo's motion, Council Member Ellis' second on a 10-0 vote. Council Member Alter was off the dais.**

#### **ZONING AND NEIGHBORHOOD PLAN AMENDMENTS CONTINUED**

131. C14-2019-0090 - 7410 Cooper Lane - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 7410 Cooper Lane (South Boggy Creek Watershed). Applicant's Request: To 119rezone from development reserve (DR) district zoning to townhouse and condominium residence (SF-6) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant townhouse and condominium residence (SF-6). Owner/Applicant: Scott Branyon and Kathy Steinke. Agent: Thrower Design (A. Ron Thrower). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 5.

**This item was postponed to October 17, 2019 without objection.**

132. C14-2019-0091 - 503 Walnut Apartments - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property known as 503 W. 14th Street (Shoal Creek Watershed). Applicant request: To rezone from General Office (GO) to Downtown Mixed Use (DMU) district zoning. Staff recommendation: To grant Downtown Mixed Use - Conditional Overlay (DMU-CO) combining district zoning. Planning Commission recommendation: To be heard on September 10, 2019. Owner: 503 Walnut, LLC (Chris Riley). City Staff: Kate Clark, 512-974-1237. District(s) Affected: District 9.

**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20190919-132 for Downtown Mixed Use (DMU) district zoning was approved on Council Member Kitchen's motion, Council Member Ellis' second on a 10-0 vote. Council Member Tovo recused herself.**

**A motion to reconsider the item was made by Council Member Pool and seconded by Council Member Ellis. The motion was accepted without objection.**

An amendment was made to include the following additional prohibitive uses:

- Bail Bond Services
- Stand-Alone Cocktail Lounge
- Pawn Shop Services
- Liquor Sales
- Outdoor Entertainment
- Outdoor Amplified Music

The amendment was approved on Council Member Pool's motion, Mayor Pro Tem Garza's second on a 7-2 vote. Those voting aye were: Mayor Adler, Mayor Pro Tem Garza, Council Members Casar, Harper-Madison, Kitchen, Pool, and Renteria. Those voting nay were: Council Members Ellis and Flannigan. Council Member Alter was off the dais. Council Member Tovo recused herself.

#### **DISCUSSION ITEMS CONTINUED**

Items 37 and 146 were acted on in one combined motion.

37. Approve adoption of the Asian American Resource Center Master Plan. District(s) Affected: District 1.

**The motion adopting the Asian American Resource Center Master Plan was approved on Council Member Flannigan's motion, Council Member Tovo's second on an 11-0 vote.**

146. Approve a resolution directing the City Manager to initiate a process for the redevelopment of the City of Austin's Rutherford Lane Campus in conjunction with the Asian American Resource Center Master Plan. Council Sponsors: Council Member Jimmy Flannigan, Council Member Natasha Harper-Madison, Council Member Ann Kitchen, Council Member Sabino 'Pio' Renteria, Council Member Alison Alter.

**Resolution No. 20190919-146 was approved as amended below on Council Member Flannigan's motion, Council Member Harper-Madison's second on an 11-0 vote.**

**An amendment was made by Mayor Adler and accepted without objection to revise the following:**

**To amend the first Be It Further Resolved clause to read: "The City Manager should consider integrating the AARC Master Plan with a redevelopment plan for the Rutherford Lane Campus, maintaining the AARC Plan priorities, and identifying improvements made possible by a larger redevelopment project, including:"**

**To amend the last Be It Further Resolved clause to read: "In conjunction with the Strategic Facilities Governance Team recommendations, the City Manager is directed to return to Council with a proposal to integrate the AARC Master Plan with or into a larger consolidated plan for the entire Rutherford and AARC Campus that maintains the priorities of the AARC Plan no later than winter 2019."**



84. Approve an ordinance amending City Code Title 3 and City Code Section 2-1-102 relating to: (a) impounded animal regulations - adding definitions, requiring core immunizations, mandating sterilization, addressing fee waivers, requiring notice to rescue organizations and revising reporting requirements; and (b) expanding advisory scope of the Animal Advisory Commission, respectively. Council Sponsors: Council Member Leslie Pool, Council Member Ann Kitchen, Mayor Steve Adler, Council Member Kathie Tovo.

**A motion to postpone the item to October 17, 2019 failed on Council Member Flannigan's motion, Council Member Renteria's second on a 5-6 vote. Those voting aye were: Mayor Pro Tem Garza, Council Members Ellis, Flannigan, Harper-Madison, and Renteria. Those voting nay were: Mayor Adler, Council Members Alter, Casar, Kitchen, Pool, and Tovo.**

**A motion to reconsider the item was approved on Council Member Casar's motion on a 7-4 vote. Those voting aye were: Mayor Pro Tem Garza, Council Members Casar, Ellis, Flannigan, Harper-Madison, Renteria, and Tovo. Those voting nay were: Mayor Adler, Council Members Alter, Kitchen, and Pool.**

**A motion to postpone the item to October 17, 2019 was approved on Council Member Flannigan's motion, Council Member Renteria's second on a 7-4 vote. Those voting aye were: Mayor Adler, Mayor Pro Tem Garza, Council Members Casar, Ellis, Flannigan, Harper-Madison, and Renteria. Those voting nay were: Council Members Alter, Kitchen, Pool, and Tovo.**

#### **ZONING AND NEIGHBORHOOD PLAN AMENDMENTS**

126. 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 and Planning Commission 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. Owner/Applicant: 2323 South Lamar, LTD (Kirk Rudy). Agent: Armbrust and Brown (Richard Suttle). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 5.

**The public hearing was conducted and a motion to close the public hearing and approve the ordinance on first reading only for 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, was approved on**

**Council Member Kitchen's motion, Council Member Pool's second on a 10-0 vote. Council Member Pool was off the dais.**

**Mayor Adler recessed the Council Meeting to go into Executive Session at 5:30 p.m.**

### **EXECUTIVE SESSION**

**The City Council went into Executive Session, pursuant to Chapter 551 of the Texas Government Code, to receive advice from Legal Counsel, to discuss matters of land acquisition, litigation, and personnel matters as specifically listed on this agenda and to receive advice from Legal Counsel regarding any other item on this agenda.**

**The Mayor announced the Council would discuss Item 142 in Executive Session.**

142. Approve an ordinance vacating and conveying approximately 4.341 acres of right-of-way located between 1800 and 2200 Red River Street to the Board of Regents of the University of Texas System ('University'), in exchange for the University's conveyance to the City of (1) a street easement on a 4.516 acre tract of land generally located west of the existing Red River right-of-way between E. Martin Luther King Jr. Boulevard and E. Dean Keeton Street as a realignment of Red River Street and (2) fee simple title to a 0.144 acre tract of land generally located at the intersection of Red River Street and Medical Arts Street. District(s) Affected: District 1.

### **LIVE MUSIC**

CJ and the Funk Edwards

### **PROCLAMATIONS**

Proclamation – Take a Loved One for a Checkup Day (x3) – To be presented by Council Member Natasha Harper-Madison and to be accepted by Adrienne Sturup, Assistant Director, Austin Public Health.

Proclamation - Tom Donovan Day – To be presented by Council Member Ann Kitchen and to be accepted by the honoree.

Proclamation – LGBTQ Suicide Prevention Awareness Day – To be presented by Council Member Jimmy Flannigan and to be accepted by Tarik Daniels, What's in the Mirror?

Proclamation – Andrew Dobbs Day – To be presented by Council Member Leslie Pool and to be accepted by the honoree.

Proclamation – National Voter Registration Day – To be presented by Mayor Steve Adler.

Proclamation and Certificates of Congratulations – Business Skills Certification graduates (x25) – To be presented by Mayor Steve Adler and to be accepted by Sylnovia Holt-Rabb, Interim Deputy Director, Economic Development Department, and the honorees.

**Mayor Adler called the meeting back to order at 7:17 p.m.**

#### **DISCUSSION ITEMS CONTINUED**

147. Conduct a public hearing and consider an ordinance releasing approximately 818 acres of extraterritorial jurisdiction ('ETJ') located at the northwest corner of Giles Lane and Highway 290 East to Travis County. Council Sponsors: Council Member Natasha Harper-Madison, Council Member Leslie Pool, Council Member Ann Kitchen, Council Member Gregorio Casar, Council Member Paige Ellis.

**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20190919-147 was approved on Council Member Harper-Madison's motion, Council Member Pool's second on an 11-0 vote.**

142. Approve an ordinance vacating and conveying approximately 4.341 acres of right-of-way located between 1800 and 2200 Red River Street to the Board of Regents of the University of Texas System ('University'), in exchange for the University's conveyance to the City of (1) a street easement on a 4.516 acre tract of land generally located west of the existing Red River right-of-way between E. Martin Luther King Jr. Boulevard and E. Dean Keeton Street as a realignment of Red River Street and (2) fee simple title to a 0.144 acre tract of land generally located at the intersection of Red River Street and Medical Arts Street. District(s) Affected: District 1.

**A motion to postpone the item to October 17, 2019 or to an earlier special called meeting failed on Council Member Alter's motion on a 4-7 vote. Those voting aye were: Council Members Alter, Kitchen, Pool, and Tovo. Those voting nay were: Mayor Adler, Mayor Pro Tem Garza, Council Members Casar, Ellis, Flannigan, Harper-Madison, and Renteria.**

**Ordinance No. 20190919-142 was approved on Council Member Harper-Madison's motion, Mayor Pro Tem Garza's second on a 9-0 vote. Council Members Alter and Pool abstained.**

#### **ZONING AND NEIGHBORHOOD PLAN AMENDMENTS CONTINUED**

125. 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 and Planning Commission Recommendation: To grant planned unit development (PUD) district zoning, to change a condition of zoning. Owner/Applicant: 16 Piggybank Ltd. (Huston Street). Agent: Drenner Group, PC (Amanda Swor). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 5.

**The public hearing was conducted and a motion to keep the public hearing open and approve the ordinance on first reading only for Planned Unit Development (PUD) district zoning, to change a condition of zoning was approved on Council Member Kitchen's motion, Council Member Flannigan's second on an 11-0 vote.**

**Direction was given to staff to provide the meaning of "natural materials" when they return for second reading.**

135. C14-2019-0087 - 1900 W. William Cannon Rezoning- conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property known as 1900 W. William Cannon Rezoning (Williamson Creek Watershed). Applicant request: To rezone from Limited Office - Neighborhood Plan (LO-NP) combining district zoning and Family Residence - Neighborhood Plan (SF-3-NP) combining district zoning to Community Commercial - Conditional Overlay - Neighborhood Plan (GR-CO-NP) combining district zoning. Staff and Planning Commission recommendation: To grant Neighborhood Commercial - Neighborhood Plan (LR-NP). Owner: Wells Fargo Bank NA / Texas Bank Southwest. Agent: Keepers Consulting (Ricca Keepers). City Staff: Kate Clark, 512-974-1237. District(s) Affected: District 5.
- A motion was made by Council Member Kitchen and seconded by Council Member Pool to approve the staff recommendation for neighborhood commercial -neighborhood plan (LR-NP).**

**An amendment was made by Council Member Flannigan and seconded by Council Member Casar to revise the zoning to community commercial services (GR) district zoning.**

**A revised amendment was made by Council Member Flannigan and seconded by Council Member Ellis to amend the zoning to community commercial -conditional overlay (GR-CO) combining district zoning with a 2,000-trip limit. No action was taken on this amendment.**

**The public hearing was conducted and a motion to keep the public hearing open and approve the ordinance on first reading only for neighborhood commercial - neighborhood plan (LR-NP) combining district zoning was approved on Council Member Kitchen's motion, Council Member Pool's second on an 11-0 vote.**

**Direction was given to staff to discuss drive-throughs and whether the corridor rises to that level of a transit corridor and whether it is or is not something Council should be considering at the next meeting.**

118. C14-2019-0075 - Cannonleague Residences - District 5 - Conduct a public hearing and approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 6501 and 6503 Cannonleague Drive (Williamson Creek Watershed). Applicant's Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to urban family residence-conditional overlay-neighborhood plan (SF-5-CO-NP) combining district zoning. First Reading approved on August 22, 2019. Vote: 6-4, Council Members Alter, Kitchen, Pool and Tovo voted nay, Council Member Casar abstained. Owner and

Applicant: Don R. Hancock. Agent: Land Answers, Inc. (Jim Wittliff). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 5.

**The public hearing was conducted and the motion to close the public hearing and approve Ordinance No. 20190919-118 for urban family residence-conditional overlay-neighborhood plan (SF-5-CO-NP) combining district zoning was approved on Council Member Flannigan's motion, Council Member Renteria's second on a 7-4 vote. Those voting aye were: Mayor Adler, Mayor Pro Tem Tovo, Council Members Casar, Ellis, Flannigan, Harper-Madison, and Renteria. Those voting nay were: Council Members Alter, Kitchen, Pool, and Tovo.**

128. C14-2019-0088 - Dessau Retail Center - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 11800 Dessau Road (Walnut Creek Watershed). Applicant Request: To rezone from community commercial services-conditional overlay (GR-CO) combining district zoning to community commercial services (GR) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning. Owner/Applicant: Mita Enterprises (Rahim Mareidiya). Agent: South Llano Strategies (Josiah Stevenson). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 1.

**The public hearing was conducted and the motion to close the public hearing and approve Ordinance No. 20190919-128 for community commercial-conditional overlay (GR-CO) combining district zoning was approved on Council Member Harper-Madison's motion, Council Member Casar's second on an 11-0 vote.**

137. C14H-2019-0111 - Tuke-Lyon Grocery Store - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 220 Comal Street. Applicant's Request: To rezone from neighborhood commercial - neighborhood plan (LR-NP) combining district zoning to neighborhood commercial - historic landmark - neighborhood plan (LR-H-NP) combining district zoning. Staff Recommendation and Historic Landmark Commission Recommendation: To grant neighborhood commercial - historic landmark - neighborhood plan (LR-H-NP) combining district zoning. Planning Commission Recommendation: Forwarded to Council without recommendation due to lack of an affirmative vote. Applicant: Historic Landmark Commission; Owner: Rosa Santis, Comal Koalas Properties, LLC. City Staff: Steve Sadowsky, Historic Preservation Office, Planning and Zoning Department, 512-974-6454. District(s) Affected: District 3.

**The public hearing was conducted and the motion to close the public hearing and deny historic zoning was approved on Council Member Flannigan's motion, Council Member Renteria's second on an 8-3 vote. Those voting aye were: Mayor Adler, Mayor Pro Tem Garza, Council Members Alter, Casar, Ellis, Flannigan, Harper-Madison, and Renteria. Those voting nay were: Council Members Kitchen, Pool, and Tovo.**

136. C14H-2019-0065 - Heierman-Hornaday House - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2412 Harris Boulevard. Applicant's Request: To rezone from family residence- neighborhood plan (SF-3-NP) combining district zoning to family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning. Historic Landmark Commission Recommendation, Staff



Recommendation and Planning Commission Recommendation: To grant family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning. Applicants/Owners: Kyle and Laura Lossen. City Staff: Steve Sadowsky, Historic Preservation Office, Planning and Zoning Department, 512-974-6454. District(s) Affected: District 9.

**The public hearing was conducted and the motion to close the public hearing and approve Ordinance No. 20190919-136 for family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning was approved on Council Member Tovo's motion, Mayor Pro Tem Garza's second on an 8-3 vote. Those voting aye were: Mayor Adler, Mayor Pro Tem Garza, Council Members Alter, Ellis, Kitchen, Pool, Renteria, and Tovo. Those voting nay were: Council Members Casar, Flannigan, and Harper-Madison.**

Mayor Adler adjourned the meeting at 9:28 p.m. without objection.

**The minutes were approved on this the 3<sup>rd</sup> day of October 2019 on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.**