

**AUSTIN CITY COUNCIL
MINUTES****REGULAR MEETING
THURSDAY, OCTOBER 3, 2019****Invocation: Sheikh Attia Omara of the Nueces Mosque**

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, October 3, 2019 in the Council Chambers of City Hall, 301 West Second Street, Austin, Texas.

Mayor Adler called the Council Meeting to order at 10:11 a.m. Council Member Harper-Madison was absent.

CONSENT AGENDA

The following items were acted on by one motion.

1. Approve the minutes of the Austin City Council special called of August 30, 2019, discussion of September 3, 2019, special called of September 4, 2019, regular meeting of September 10, 2019, regular meeting (3 pm) of September 11, 2019, regular meeting of September 11, 2019, regular meeting of September 12, 2019, special called of September 13, 2019, work session of September 18, 2019, special called of September 18, 2019, regular of September 19, 2019, special called of September 20, 2019.

The motion approving the minutes of the Austin City Council special called of August 30, 2019, discussion of September 3, 2019, special called of September 4, 2019, regular meeting of September 10, 2019, regular meeting (3 pm) of September 11, 2019, regular meeting of September 11, 2019, regular meeting of September 12, 2019, special called of September 13, 2019, work session of September 18, 2019, special called of September 18, 2019, regular of September 19, 2019, special called of September 20, 2019 was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

2. Approve an ordinance authorizing the issuance of City of Austin, Water and Wastewater System Revenue Bonds, Series 2019, in the par amount of \$6,200,000, and approve related documents.
Ordinance No. 20191003-002 was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

3. Authorize negotiation and execution of a professional services agreement with the following 12 staff recommended firms (or other qualified responders) for Request for Qualifications Solicitation No. CLMP272: Jacobs Engineering Group, Inc.; Parsons Transportation Group, Inc.; CAS Consulting & Services, Inc. (MBE); AECOM Technical Services, Inc.; HDR Engineering, Inc.; Atkins North America, Inc.; Freese & Nichols, Inc.; Dannenbaum Engineering Company-Austin LLC; MWM DesignGroup, Inc. (WBE); Walker Partners, LLC; BGE, Inc. and Klotz Associates, Inc. dba RPS Klotz Associates for engineering services for the 2020 Large Scale General Civil Engineering Services Rotation List in an amount not to exceed \$10,400,000. [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.] 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 negotiation and execution of a professional services agreement with the following 12 staff recommended firms: Jacobs Engineering Group, Inc.; Parsons Transportation Group, Inc.; CAS Consulting & Services, Inc.; AECOM Technical Services, Inc.; HDR Engineering, Inc.; Atkins North America, Inc.; Freese & Nichols, Inc.; Dannenbaum Engineering Company-Austin LLC; MWM DesignGroup, Inc.; Walker Partners, LLC; BGE, Inc. and Klotz Associates, Inc. was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

4. Authorize negotiation and execution of a professional services agreement with the following 16 staff recommended firms (or other qualified responders) for Request for Qualifications Solicitation No. CLMP273: Cobb, Fendley and Associates, Inc.; Lockwood, Andrews and Newman, Inc.; Doucet and Associates, Inc.; Hejl Lee and Associates, Inc.; Davcar Engineering Services (MBE); Miller Gray, LLC.; Kimley-Horn Associates, Inc.; Pape-Dawson Consulting Engineers Inc., Binkley and Barfield, Inc.; HVJ Associates, Inc. (MBE); Weston Solutions, Inc.; Dunaway Associates, LP; Civil and Environmental Consultants, Inc.; S & B Infrastructure, Ltd; Malone / Wheeler, Inc; LJA Engineering, Inc. for engineering services for the 2020 Small Scale General Civil Engineering Services Rotation List in an amount not to exceed \$6,800,000. [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, District 2, District 3, District 4, District 5, District 6, District 7, District 8, District 9, District 10.

The motion authorizing negotiation and execution of a professional services agreement with the following 16 staff recommended firms: Cobb, Fendley and Associates, Inc.; Lockwood, Andrews and Newman, Inc.; Doucet and Associates, Inc.; Hejl Lee and Associates, Inc.; Davcar Engineering Services; Miller Gray, LLC.; Kimley-Horn Associates, Inc.; Pape-Dawson Consulting Engineers Inc., Binkley and Barfield, Inc.; HVJ Associates, Inc.; Weston Solutions, Inc.; Dunaway Associates, LP; Civil and Environmental Consultants, Inc.; S & B Infrastructure, Ltd; Malone / Wheeler, Inc; LJA Engineering, Inc. was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

5. 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.]

The motion authorizing negotiation and execution of a professional services agreement with Clayton and Little was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

6. Approve an ordinance amending Ordinance Nos. 20190808-015 and 20190808-017 ordering the November 5, 2019 special municipal elections, to add exhibits that adopt election day and early voting polling places, attach an executed contract for election services and joint election agreements, and list election day judges, central counting station staff, and early voting ballot board members; and declaring an emergency.

Ordinance No. 20191003-006 was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

Item 7 was pulled for discussion.

8. Approve a settlement in Perkins v. City of Austin et al, Cause No. 1:18-cv-00651, In the United States Federal District Court, Western Division, Austin Texas.

The motion approving the settlement in the above-referenced lawsuit, by the City paying \$75,000.00 to Perkins was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

9. Approve a resolution consenting to the issuance, by Austin Affordable PFC, Inc., an affiliate of the Housing Authority of the City of Austin, in an amount not to exceed \$15,000,000 in Multi-family Private Activity Bonds to finance, in part, the acquisition and rehabilitation of an affordable rental development located at or near 9125 North Plaza. District(s) Affected: District 4.

This item was postponed to October 17, 2019 on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

10. Approve a resolution authorizing the negotiation and execution of all documents and instruments necessary to purchase in fee simple approximately 1.8993 acres of land out of the Santiago Del Valle Survey, Abs. No. 24 in Travis County, Texas, located along East Stassney Lane, Austin, Texas from Michael R. Eledge and Whitney Eledge Withers, for a total amount not to exceed \$136,511. District(s) Affected: District 2.

Resolution No. 20191003-010 was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

11. Authorize the negotiation and execution of all documents and instruments necessary or desirable to acquire a drainage easement consisting of approximately 16,945 square feet of land (0.389 acre) and two temporary working space easements consisting of approximately 9,393 square feet (0.216 acre) and 1,590 square feet (0.036 acre) for the North Austin Reservoir and Pump Station Improvements Project, all easements being out of and a part of a 31.52 acre tract, which is a composite of the following 3 tracts and a right of way dedication: a 15.10 acre tract, described in deed record volume 1165, page 322; a 9.80 acre tract, described in deed record volume 1114, page 48; a 9.65 acre tract, described in deed record volume 1114, page 50; less a 3.03 acre Right-of-Way dedication described in deed record volume 1286, page 536; all recorded in the deed records of Travis County Texas, located at 5600 Sunshine Drive, Austin, Texas 78756, from the Austin Independent School District, in an amount not to exceed \$244,655. District(s) Affected: District 7.

The motion authorizing negotiation and execution of all documents and instruments necessary or desirable to acquire a drainage easement was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

Items 12 and 13 were pulled for discussion.

14. Authorize award of a multi-term contract with Miller Imaging & Digital Solutions, Inc., to provide blueprint printing, duplication and scanning services, for up to five years for a total contract amount not to exceed \$550,000. (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).

The motion authorizing the award of a multi-term contract with Miller Imaging & Digital Solutions, Inc. was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

15. Authorize negotiation and execution of a multi-term contract with Falcon Insurance Agency Inc., to provide aviation property insurance, for up to five years for a total contract amount not to exceed \$598,902. (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).

The motion authorizing negotiation and execution of a multi-term contract with Falcon Insurance Agency Inc. was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

16. Authorize negotiation and execution of a contract with WWatertech Services, Inc., to replace the mixer drive in a sludge mixing system, in an amount not to exceed \$152,000. (Note: Sole source contracts are exempt from the City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established).

The motion authorizing negotiation and execution of a contract with WWatertech Services, Inc. was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

17. Authorize award of four multi-term contracts for grounds maintenance and mowing services, with Brightview Landscape Services; Steven C. or Rhondda Y. Cotten alias Elk Ridge Construction LLC; Maldonado Nursery & Landscaping Inc; and RNA Facilities Management Inc., each for up to five years for total contract amounts not to exceed \$1,080,000, divided among the contractors. (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).
The motion authorizing the award of four multi-term contracts with Brightview Landscape Services; Steven C. or Rhondda Y. Cotten alias Elk Ridge Construction LLC; Maldonado Nursery & Landscaping Inc; and RNA Facilities Management Inc. was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.
18. Authorize award of a multi-term contract with Process Solutions Corporation, to provide electromagnetic water meters, for up to five years for a total contract amount not to exceed \$1,720,000. (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 Process Solutions Corporation was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.
19. Authorize award of a multi-term contract with Employee Owned Nursery Enterprises Ltd. D/B/A Organics by Gosh, to provide organics processing services, for up to five years for a total contract amount not to exceed \$3,630,000. (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).
The motion authorizing the award of a multi-term contract with Employee Owned Nursery Enterprises Ltd. doing business as Organics by Gosh was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.
20. Authorize negotiation and execution of a contract with HACH Company, to provide specialized water quality testing equipment, reagents, probes, and kits, for a term of five years in an amount not to exceed \$1,000,000. (Note: Sole source contracts are exempt from the City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established).

The motion authorizing negotiation and execution of a contract with HACH Company was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

21. Authorize negotiation and execution of a contract with CLS Sewer Equipment CO. Inc., to provide parts, maintenance, repair, and software for sewer inspection vehicles, for a term of five years in an amount not to exceed \$2,200,000. (Note: Sole source contracts are exempt from the City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established).

The motion authorizing negotiation and execution of a contract with CLS Sewer Equipment CO. Inc. was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

22. Authorize award of a multi-term contract with Equerry Corporation D/B/A SNR Technologies, to provide anthracite filter material, for up to five years for a total contract amount not to exceed \$360,500. (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 Equerry Corporation doing business as SNR Technologies was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

23. Authorize negotiation and execution of a multi-term contract with My90, to provide a community sentiment and satisfaction survey service, for up to five years for a total contract amount not to exceed \$477,000. (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).

The motion authorizing negotiation and execution of a multi-term contract with My90 was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

24. Authorize award of a multi-term contract with Longhorn Mobile Glass Service, Inc., to provide vehicle and equipment glass repair and replacement services, for up to five years for a total contract amount not to exceed \$333,660. (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 Longhorn Mobile Glass Service, Inc. was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

25. Authorize award of two multi-term contracts with Orafol Americas, Inc. and 3M Company, to provide sign face materials, each for up to five years for total contract amounts not to exceed \$914,500 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 required for this solicitation, there were no subcontracting opportunities therefore, no subcontracting goals were established).
- The motion authorizing the award of two multi-term contracts with Orafol Americas, Inc. and 3M Company was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.**
26. Authorize award of a multi-term contract with Convergent Technologies LLC, to provide security and fire alarm system services, for up to five years for a total contract amount not to exceed \$1,200,000. (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).
- The motion authorizing the award of a multi-term contract with Convergent Technologies LLC was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.**
27. Authorize award of a multi-term contract with On Site Fitness Service, LLC, to provide exercise equipment maintenance and repair services, for up to five years for a total contract amount not to exceed \$400,000. (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).
- The motion authorizing the award of a multi-term contract with On Site Fitness Service, LLC was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.**
28. Authorize negotiation and execution of three multi-term contracts with Entech Sales & Service LLC; JM Engineering, LLC (WBE); and TD Industries, Inc., to provide heating, ventilating, air conditioning, refrigeration preventative maintenance, and repair services, each for up to five years for total contract amounts not to exceed \$8,000,000 divided among the contractors. (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).
- The motion authorizing negotiation and execution of three multi-term contracts with Entech Sales & Service LLC; JM Engineering, LLC; and TD Industries, Inc. was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.**

29. Authorize negotiation and execution of a contract with Cormetech, Inc., for the replacement of four catalyst bundles at Sand Hill Energy Center in an amount not to exceed \$1,800,000. (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 was an insufficient availability of certified M/WBEs; therefore, no subcontracting goals were established. However, the recommended contractor identified subcontracting opportunities).

The motion authorizing negotiation and execution of a contract with Cormetech, Inc. was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

30. Authorize negotiation and execution of a multi-term contract with Power Systems Manufacturing, LLC, to provide gas turbine generator parts and maintenance services, for up to nine years for a total contract amount not to exceed \$40,000,000. (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 goods and services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established. However, the recommended contractor identified subcontracting opportunities).

The motion authorizing negotiation and execution of a multi-term contract with Power Systems Manufacturing, LLC was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

31. Authorize negotiation and execution of two multi-term contracts with Siemens Energy Inc. and Mechanical Dynamics & Analysis LLC, to provide generator and steam turbine maintenance and repair services, each for up to six years for total contract amounts not to exceed \$30,000,000 divided between the contractors. (Note: These solicitations were 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 these solicitations, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

The motion authorizing negotiation and execution of two multi-term contracts with Siemens Energy Inc. and Mechanical Dynamics & Analysis LLC was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

32. Authorize award of a multi-term contract with Wesco Distribution, Inc. Alias: Hi-Line Utility Supply Co, LLC AKA Power Supply, to provide three-phase electronic reclosers, for up to four years for a total contract amount not to exceed \$950,000. (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 Wesco Distribution, Inc. Alias: Hi-Line Utility Supply Co, LLC AKA Power Supply was approved on consent on

Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

33. Authorize negotiation and execution of a cooperative contract with Voice Product, Inc., to provide an incident information management solution, for up to five years for a total contract amount not to exceed \$480,000. (Note: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

The motion authorizing negotiation and execution of a cooperative contract with Voice Product, Inc. was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

34. Authorize an amendment to an existing contract with OSIsoft, LLC, for continued maintenance and support services for the existing process information data management software, to increase the amount by \$2,100,001 and to extend the term by five years, for a revised total contract amount not to exceed \$5,600,000. (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 an amendment to an existing contract with OSIsoft, LLC was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

35. Authorize an amendment to an existing contract with Beholder Technology, LLC, for continued remote camera imagery services, to increase the amount by \$350,400, for a revised contract amount not to exceed \$518,400. (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 an amendment to an existing contract with Beholder Technology, LLC was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

36. Authorize award of a multi-term contract with Hi-Lite Airfield Services, LLC, for airport runway rubber removal services, for up to five years for a total contract amount not to exceed \$337,500. (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 available certified M/WBEs; therefore, no subcontracting goals were established).

The motion authorizing the award of a multi-term contract with Hi-Lite Airfield Services, LLC was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

37. Authorize negotiation and execution of a multi-term revenue contract with Springfed LLC JV, or one of the other qualified offerors to Request For Proposals 8600 CRR3002, to provide food and

beverage concession services at Zilker Park, for up to twenty years for a total estimated revenue contract of \$3,250,000. September 24, 2019 - Recommended by the Parks and Recreation Board. (Note: Revenue contracts are exempt from 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 revenue contract with Springfed LLC JV was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

38. Authorize award of a multi-term contract with Austin Softball Umpires Association, to provide certified softball officials for all City-operated softball complexes, for up to five years for a total contract amount not to exceed \$1,684,267. (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).

The motion authorizing the award of a multi-term contract with Austin Softball Umpires Association was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

39. Authorize award of a multi-term contract with Mellow Johnny's LLC, to provide police bicycles, for up to five years for a total contract amount not to exceed \$350,000. (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 Mellow Johnny's LLC was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

40. Authorize negotiation and execution of a multi-term contract with Brandy P. Miller, Ph.D., P.C., to provide psychological evaluation services, for up to five years, for a total contract amount not to exceed \$750,000. (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).

The motion authorizing negotiation and execution of a multi-term contract with Brandy P. Miller, Ph.D., P.C. was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

41. Authorize negotiation and execution of a contract with Peter J. Park, to provide land development code consulting services, in an amount not to exceed \$110,000. (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 Peter J. Park was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

42. Authorize negotiation and execution of a multi-term contract with Austin Youth River Watch, to provide educational training and oversight of at-risk youth performing water quality monitoring, for up to five years for a total contract amount not to exceed \$952,500. (Note: This procurement was reviewed for subcontracting opportunities in accordance with the 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 Austin Youth River Watch was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

43. Authorize an amendment to an existing contract with J.P. Morgan Chase Bank, N.A., for continued bank depository services, for an increase in the amount of \$808,026, and to extend the term up to two years, for a revised total contract amount not to exceed \$1,761,418. (Note: The contract was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the services required for the contract, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established).

The motion authorizing an amendment to an existing contract with J.P. Morgan Chase Bank, N.A. was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

44. Authorize payment of the City's membership fees for Fiscal Year 2019-2020 to the Greater Austin-San Antonio Corridor Council, for the promotion of the region's economic development, in an amount not to exceed \$100,000.

The motion authorizing payment of the City's membership fees for Fiscal Year 2019-2020 to the Greater Austin-San Antonio Corridor Council was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

45. Approve an ordinance authorizing negotiation and execution of an interlocal agreement with the Capital Metropolitan Transportation Authority to secure its commitment of up to \$225,000 for its share of the local contribution required for the Pedestrian Hybrid Beacon grant awarded by the Capital Area Metropolitan Planning Organization; amending the Fiscal Year 2019-2020 Austin Transportation Department Operating Budget Special Revenue Fund (Ordinance No. 20190910-001) to accept funds from the Capital Metropolitan Transportation Authority in the amount up to \$225,000; and amending the Austin Transportation Department Capital Budget (Ordinance No. 20190910-001) to transfer in and appropriate up to \$225,000 for the construction of pedestrian hybrid beacons.

Ordinance No. 20191003-045 was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

46. Approve a resolution adopting the City of Austin Fiscal Year 2019-20 Investment Policy. **Resolution No. 20191003-046 was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.**
47. Authorize negotiation and execution of a community facilities agreement with HN Red Bluff Partners LLC for public storm drain infrastructure improvements to be constructed as part of a development located at 4701 Red Bluff Road in an amount not to exceed \$3,500,000. District(s) Affected: District 3.
The motion authorizing negotiation and execution of a community facilities agreement with HN Red Bluff Partners LLC was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

Action was taken on Item 48 but later reconsidered.

49. Approve the waiver or reimbursement of certain fees for the Hunter 5K Race, hosted by Chance Henderson, starting at the Circle C Avana Swim Center, to be held on October 26, 2019. Council Sponsors: Council Member Paige Ellis, Mayor Pro Tem Delia Garza, Council Member Jimmy Flannigan, Council Member Sabino 'Pio' Renteria, Council Member Ann Kitchen.
The motion approving the waiver or reimbursement of certain fees for the Hunter 5K Race, to be held on October 26, 2019, was approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.
50. Set a public hearing to consider an ordinance amending City Code Chapters 25-2, 25-7, 25-8, 25-12, 30-4, and 30-5 and relating to regulation of development within the 25-year and 100-year floodplains. (Suggested date: November 14, 2019 at Austin City Hall, 301 W. Second Street, Austin, Texas.)
The public hearing was set on consent for November 14, 2019 at Austin City Hall, 301 W. Second Street, Austin, Texas on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.
51. Set a public hearing related to an application by Austin Leased Housing Associates III, Limited Partnership, or an affiliated entity, for housing tax credits for a multi-family development that will be financed through the private activity bond program, to be known as Franklin Park Apartments, located at or near 4509 St. Elmo Road. (Suggested date: Thursday, October 17, 2019, Austin City Hall, 301 W. Second Street, Austin, Texas). District(s) Affected: District 2.
The public hearing was set on consent for Thursday, October 17, 2019, Austin City Hall, 301 W. Second Street, Austin, Texas on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

97. Authorize award and execution of a construction contract with Piatra, Inc. (WBE), for the Kramer Building E Relay Renovations Rebid project, in the amount of \$512,985.00 plus a \$51,298.50 contingency, for a total contract amount not to exceed \$564,283.50. [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 5.90% MBE and 94.10% WBE participation.] District(s) Affected: District 7.
The motion authorizing the award and execution of a construction contract with Piatra, Inc. was approved on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-1 vote. Council Member Alter voted nay. Council Member Harper-Madison was absent.
98. Approve appointment of Mark Escott, M.D., as the Health Authority and designation of Jason R. Pickett, M.D., as an Alternate Health Authority for the Austin Public Health Department effective immediately through March 31, 2020.
The motion approving the appointment of Mark Escott, M.D. and Jason R. Pickett, M.D. was approved on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

DISCUSSION ITEMS

7. Approve a resolution adopting the Austin Convention and Visitors Bureau, doing business as Visit Austin 2019-2020 Marketing Plan and Proposed Budget of \$17,701,801; setting the contract payment as required by Chapter 351 of the Texas Tax Code; authorizing the City Manager to file approved documents with the City Clerk's Office as required by the Texas Tax Code.
Resolution No. 20191003-007 was approved on Council Member Flannigan's motion, Council Member Renteria's second on an 8-0 vote. Council Members Alter and Pool abstained. Council Member Harper-Madison was absent.
13. Authorize negotiation and execution of an agreement with Family Eldercare, Inc. for provision of temporary employment opportunities for individuals experiencing homelessness in an amount not to exceed \$720,000 for a twelve-month period beginning October 1, 2019.
The motion authorizing negotiation and execution of an agreement with Family Eldercare, Inc. was approved on Council Member Pool's motion, Council Member Kitchen's second on a 10-0 vote. Council Member Harper-Madison was absent.
- Direction was given to staff to report back all cleanup programs across City of Austin departments within the next week; to look beyond the allocated resources in the departments currently and to bring back recommendations to Council if more resources are needed; to report back on the possibilities of companies both nationally and locally to provide debit cards to the employees of the work crews. Direction was given to staff to report back a clean-up schedule across all departments of the City of Austin; and to clarify Texas Department of Transportation's role and responsibilities in the above agreement.**

52. Approve proposed bylaw amendments for the Joint Sustainability Committee in accordance with Ordinance No. 20180510-056. Council Sponsors: Audit and Finance Committee.
The motion approving amendments to the bylaws of the Joint Sustainability Committee were approved on Council Member Alter's motion, Council Member Tovo's second on a 10-0 vote. Council Member Harper-Madison was absent.
53. Approve bylaw amendments to the Commission for Women. Council Sponsors: Audit and Finance Committee.
The motion approving amendments to the bylaws of the Commission for Women were approved on Council Member Alter's motion, Council Member Pool's second on a 10-0 vote. Council Member Harper-Madison was absent.
54. Approve a resolution authorizing the filing of eminent domain proceedings for the acquisition of easement rights consisting of an approximately 0.028 of one acre (1,215 square feet) parcel of land situated in the J.P. Wallace Survey, in Travis County, Texas, being a portion of Lot 1, Amended plat of Lot 1, Cox Business Park and Lot C, Powell Lane Subdivision Section Two (Lot 1, Cox Business Park), recorded in Document No. 200500073 of the Official Public Records Travis County, Texas, said Lot 1 being described in an Amended Declaration and Master Deed establishing Cox Business Park Condominiums, recorded in Volume 8437, Page 868 of the Condominium Records of Travis County, Texas, in the amount of \$23,203 for the public use of upgrading the capacity of the overall electric system, and ensuring the distribution of safe and reliable electric services to the community. The owner of the property interest is Graham Byrne, Ltd., a Texas limited partnership, formerly being Graham Byrne Partnership, a Texas general partnership. The property is located entirely within District 4, at 8203 N. Lamar Blvd., Austin, Texas 78753. The general route of the project is along the east side of N. Lamar Blvd. from the Justin Lane Substation on North Lamar Blvd., crossing Lamar Blvd. at Wagon Trail Road from there the circuit traverses the North Park Estates and Gracywoods neighborhoods until it reaches the McNeil Substation on Knollpark Drive., in Austin, Travis County, Texas. District(s) Affected: District 4.
Resolution No. 20191003-054 was approved on Council Member Alter's motion, Council Member Tovo's second on a 10-0 vote. Council Member Harper-Madison was absent.
55. Approve a resolution authorizing the filing of eminent domain proceedings for the acquisition of easement rights consisting of an approximately 0.022 of one acre (978 square feet) parcel of land situated in the J. Applegait Survey, in Travis County, Texas, being a portion of Lot 18, Block D, North Lamar Park Section Three, recorded in Volume 20, Page 15 of the Plat Records of Travis County, Texas, said Lot 18 being described in a Warranty Deed to Susie Young Kang, recorded in Document No. 2007202230 of the Official Public Records of Travis County, Texas, in the amount of \$23,818 for the public use of upgrading the capacity of the overall electric system, and ensuring the distribution of safe and reliable electric services to the community. The owner of the property interest is Susie Young Kang. The property is located entirely within District 4, at 9106 Shepard Drive, Austin, Texas 78753. The general route of the project is along the east side of N. Lamar Blvd. from the Justin Lane Substation on North Lamar Blvd., crossing Lamar Blvd. at Wagon Trail Road from there the circuit traverses the North Park Estates and Gracywoods

neighborhoods until it reaches the McNeil Substation on Knollpark Drive., in Austin, Travis County, Texas. District(s) Affected: District 4.

Resolution No. 20191003-055 was approved on Council Member Alter's motion, Council Member Tovo's second on a 10-0 vote. Council Member Harper-Madison was absent.

56. Approve a resolution authorizing the filing of eminent domain proceedings for the acquisition of easement rights consisting of an approximately 0.054 of one acre (2,361 square feet) parcel of land situated in the J.P. Wallace Survey No. 57, Abstract No. 789, in Travis County, Texas, and being a portion of a called 4.3830 acre tract of land described in a Warranty Deed to Locke Sovran I, LLC, recorded in Document No. 2001027238 of the Official Public Records of Travis County, Texas, in the amount of \$43,751 for the public use of upgrading the capacity of the overall electric system, and ensuring the distribution of safe and reliable electric services to the community. The owner of the property interest is Locke Sovran I, LLC., nka Life Storage, LP., a Delaware limited partnership. The property is located entirely within District 4, at 8227 N. Lamar Blvd., Austin, Texas 78753. The general route of the project is along the east side of N. Lamar Blvd. from the Justin Lane Substation on North Lamar Blvd., crossing Lamar Blvd. at Wagon Trail Road from there the circuit traverses the North Park Estates and Gracywoods neighborhoods until it reaches the McNeil Substation on Knollpark Drive., in Austin, Travis County, Texas. District(s) Affected: District 4.

Resolution No. 20191003-056 was approved on Council Member Alter's motion, Council Member Tovo's second on a 10-0 vote. Council Member Harper-Madison was absent.

57. Approve a resolution authorizing the filing of eminent domain proceedings for the acquisition of easement rights consisting of an approximately 0.010 acres (451 square feet) of land in the John Applegait Survey Number 58, and being a portion of Lot 1, Northwend Phase 'B' Section One-D, a subdivision in Travis County, Texas, according to the Plat Recorded in Volume 84, Page 97B, Plat Records Travis County, Texas, the said Lot 1, being described to TCC Northwend, LLC in that certain Special Warranty Deed with Vendor's Lien as recorded in Document No. 2015140634, Official Public Records of Travis County, Texas, in the amount of \$101,158 for the public use of upgrading the capacity of the overall electric system, and ensuring the distribution of safe and reliable electric services to the community. The owner of the property interest is TCC Northwend, LLC., a Texas limited liability company. The property is located entirely within District 4, at 9515 N. Lamar Blvd., Austin, Texas 78753. The general route of the project is along the east side of N. Lamar Blvd. from the Justin Lane Substation on North Lamar Blvd., crossing Lamar Blvd. at Wagon Trail Road from there the circuit traverses the North Park Estates and Gracywoods neighborhoods until it reaches the McNeil Substation on Knollpark Drive., in Austin, Travis County, Texas. District(s) Affected: District 4.

Resolution No. 20191003-057 was approved on Council Member Alter's motion, Council Member Tovo's second on a 10-0 vote. Council Member Harper-Madison was absent.

58. Approve a resolution authorizing the filing of eminent domain proceedings for the acquisition of easement rights consisting of an approximately 0.089 acres (3,890 square feet) of land in the John Applegait Survey No. 58, and being a portion of Lot 4, Northwend Phase 'B' Section One-D, a Subdivision in Travis County, Texas, according to the plat recorded in Volume 84, Page 97B, Plat Records Travis County, Texas, the said Lot 4, being described to Firebrand Properties, LP. in

that certain document recorded in Document No. 2015117831 of the Official Public Records of Travis County, Texas, in the amount of \$56,835 for the public use of upgrading the capacity of the overall electric system, and ensuring the distribution of safe and reliable electric services to the community. The owner of the property interest is Firebrand Properties, LP., a Texas limited partnership. The property is located entirely within District 4, at 9525 N. Lamar Blvd., Austin, Texas 78753. The general route of the project is along the east side of N. Lamar Blvd. from the Justin Lane Substation on North Lamar Blvd., crossing Lamar Blvd. at Wagon Trail Road from there the circuit traverses the North Park Estates and Gracywoods neighborhoods until it reaches the McNeil Substation on Knollpark Drive., in Austin, Travis County, Texas. District(s) Affected: District 4.

Resolution No. 20191003-058 was approved on consent on Council Member Alter's motion, Council Member Tovo's second on a 10-0 vote. Council Member Harper-Madison was absent.

59. Approve a resolution authorizing the filing of eminent domain proceedings for the acquisition of easement rights consisting of an approximately 0.023 of one acre (1,003 square feet) parcel of land situated in the J. P. Wallace Survey, in Travis County, Texas, being a portion of Lot 1, Deen Addition, recorded in Volume 64, Page 1 of the Plat Records of Travis County, Texas, said Lot 1 being described in a General Warranty Deed to Intown Investments, LLC, recorded in Document No. 2016046246 of the Official Public Records of Travis County, Texas, in the amount of \$20,424 for the public use of upgrading the capacity of the overall electric system, and ensuring the distribution of safe and reliable electric services to the community. The owner of the property interest is Intown Investments, LLC, a Texas limited liability corporation. The property is located entirely within District 4, at 8745 N. Lamar Blvd., Austin, Texas 78753. The general route of the project is along the east side of N. Lamar Blvd. from the Justin Lane Substation on North Lamar Blvd., crossing Lamar Blvd. at Wagon Trail Road from there the circuit traverses the North Park Estates and Gracywoods neighborhoods until it reaches the McNeil Substation on Knollpark Drive., in Austin, Travis County, Texas. District(s) Affected: District 4.

Resolution No. 20191003-059 was approved on consent on Council Member Alter's motion, Council Member Tovo's second on a 10-0 vote. Council Member Harper-Madison was absent.

60. Approve a resolution authorizing the filing of eminent domain proceedings for the acquisition of easement rights consisting of approximately 0.025 of one acre (1,103 square feet) parcel of land situated in the J. P. Wallace Survey, in Travis County, Texas, being a portion of Lot 2, Deen Addition, recorded in Volume 64, Page 1 of the Plat Records of Travis County, Texas, said Lot 2 being described in a General Warranty Deed to Intown Investments, LLC, recorded in Document No. 2016046247 of the Official Public Records of Travis County, Texas, in the amount of \$24,024 for the public use of upgrading the capacity of the overall electric system, and ensuring the distribution of safe and reliable electric services to the community. The owner of the property interest is Intown Investments, LLC, a Texas limited liability corporation. The property is located entirely within District 4, at 8741 N. Lamar Blvd., Austin, Texas 78753. The general route of the project is along the east side of N. Lamar Blvd. from the Justin Lane Substation on North Lamar Blvd., crossing Lamar Blvd. at Wagon Trail Road from there the circuit traverses the North Park

Estates and Gracywoods neighborhoods until it reaches the McNeil Substation on Knollpark Drive., in Austin, Travis County, Texas. District(s) Affected: District 4.

Resolution No. 20191003-060 was approved on Council Member Alter's motion, Council Member Tovo's second on a 10-0 vote. Council Member Harper-Madison was absent.

61. Approve a resolution authorizing the filing of eminent domain proceedings for the acquisition of easement rights consisting of an approximately 0.167 acres (7,270 square feet) of land, in the John Applegait Survey No. 58, and being a portion of Lot 1, Block B, Northwend Phase C-Section Two, a subdivision in Travis County, Texas, according to the Plat Records in Volume 83, Page 225A, Plat Records Travis County, Texas, the said Lot 1, being described to Mayfield Village, Ltd, in that certain Special Warranty Deed with Vendor's Lien as recorded in Document No. 2005009709, Official Public Records of Travis County, Texas, in the amount of \$140,505 for the public use of upgrading the capacity of the overall electric system, and ensuring the distribution of safe and reliable electric services to the community. The owner of the property interest is Mayfield Village Ltd., a Texas limited partnership. The property is located entirely within District 4, at 10205 N. Lamar Blvd., Austin, Texas 78753. The general route of the project is along the east side of N. Lamar Blvd. from the Justin Lane Substation on North Lamar Blvd., crossing Lamar Blvd. at Wagon Trail Road from there the circuit traverses the North Park Estates and Gracywoods neighborhoods until it reaches the McNeil Substation on Knollpark Drive., in Austin, Travis County, Texas. District(s) Affected: District 4.

Resolution No. 20191003-061 was approved on Council Member Alter's motion, Council Member Tovo's second on a 10-0 vote. Council Member Harper-Madison was absent.

62. Approve a resolution authorizing the filing of eminent domain proceedings for the acquisition of easement rights consisting of an approximately 0.115 of one acre (5,024 square feet) parcel of land, situated in the J.P. Wallace Survey No. 57, in Travis County, Texas, being a portion of Lot 8, Lamar Plaza Section One, recorded in Volume 66, Page 18, of the Plat Records of Travis County, Texas, said Lot 8 being described in a correction Warranty Deed to Storage Equities/PS Partners III-Austin, recorded in Volume 9054, Page 663 of the Real Property Records of Travis County, Texas, in the amount of \$85,886 for the public use of upgrading the capacity of the overall electric system, and ensuring the distribution of safe and reliable electric services to the community. The owner of the property interest is Storage Equities/PS Partners III-Austin, a California general partnership. The property is located entirely within District 4, at 8525 N. Lamar Blvd., Austin, Texas 78753. The general route of the project is along the east side of N. Lamar Blvd. from the Justin Lane Substation on North Lamar Blvd., crossing Lamar Blvd. at Wagon Trail Road from there the circuit traverses the North Park Estates and Gracywoods neighborhoods until it reaches the McNeil Substation on Knollpark Drive., in Austin, Travis County, Texas. District(s) Affected: District 4.

Resolution No. 20191003-062 was approved on Council Member Alter's motion, Council Member Tovo's second on a 10-0 vote. Council Member Harper-Madison was absent.

63. Approve a resolution authorizing the filing of eminent domain proceedings for the acquisition of easement rights consisting of an approximately 0.063 of one acre (2,734 square feet) parcel of land situated in the J. Applegait Survey, in Travis County, Texas, being a portion of Lot A, Resubdivision of Lots 1, 2, & 3, Block D, North Lamar Park Section Three, recorded in Volume

59, Page 16, of the Plat Records of Travis County, Texas, said Lot A being described in a Special Warranty Deed to Topline Real Estate, LLC, recorded in Document No. 2012006004 of the Official Public Records of Travis County, Texas, in the amount of \$109,681 for the public use of upgrading the capacity of the overall electric system, and ensuring the distribution of safe and reliable electric services to the community. The owner of the property interest is Topline Real Estate, LLC., a Texas limited liability company. The property is located entirely within District 4, at 8929 N. Lamar Blvd., Austin, Texas 78753. The general route of the project is along the east side of N. Lamar Blvd. from the Justin Lane Substation on North Lamar Blvd., crossing Lamar Blvd. at Wagon Trail Road from there the circuit traverses the North Park Estates and Gracywoods neighborhoods until it reaches the McNeil Substation on Knollpark Drive., in Austin, Travis County, Texas. District(s) Affected: District 4.

Resolution No. 20191003-063 was approved on Council Member Alter's motion, Council Member Tovo's second on a 10-0 vote. Council Member Harper-Madison was absent.

AUSTIN HOUSING AND FINANCE CORPORATION MEETING

Mayor Adler recessed the Council Meeting and called the Board of Directors' Meeting of the Austin Housing Finance Corporation to order at 10:53 a.m. See separate minutes.

64. 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.
See separate minutes.

Mayor Adler reconvened the Council Meeting at 10:54 a.m.

PUBLIC HEARINGS AND POSSIBLE ACTIONS

65. Conduct a public hearing and 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. District(s) Affected: District 5.
The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20191003-065 was approved on Council Member Kitchen's motion, Council Member Pool's second on a 10-0 vote. Council Member Harper-Madison was absent.
69. 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.
This item was postponed to October 17, 2019 without objection.

GENERAL CITIZEN COMMUNICATION

Jessica Wilson – AISD proposed school closures & opportunities for City to support schools with items like Joint Use Agreements, renting out artists work space to support our creative community & the school, etc.

Jeannie Ramirez – Chaos in the last City Council meeting at St. Edwards.

Heiwa Salovitz – Riverside Domain Project – Not Present

Koo - Hyun Kim – American Democratic Party became communists, Texas Governor Greg Abbott must protect UT Austin students in the street of South Congress from terrorists. Austin City Council and Austin Mayor must protect business there from homeless and terrorists. – Not Present

PUBLIC HEARINGS AND POSSIBLE ACTION CONTINUED

Item 66 and 67 were acted on in one motion.

66. Conduct a public hearing and consider an appeal by Stuart Hersh of the Building and Fire Code Board of Appeals' decision to take no action on the suspension of the Certificate of Occupancy for Casa De Luz, 1701 Toomey Road, which left the suspension in force and effect. Related to Item #67. District(s) Affected: District 5.

The public hearing was conducted and a motion to close the public hearing and deny the appeal was approved on Council Member Kitchen's motion Council Member Pool's second on a 10-0 vote. Council Member Harper-Madison was absent.

Direction was given to staff to give the appellate sufficient amount of time to fix all issues laid out.

67. Conduct a public hearing and consider an appeal by the appellant Stuart Hersh of the Building and Fire Code Board of Appeals' decision to deny an appeal that would overturn the requirement of a Fire Watch for the dining facility located at 1701 Toomey Road. Related to item #66. District(s) Affected: District 5.

The public hearing was conducted and a motion to close the public hearing and deny the appeal was approved on Council Member Kitchen's motion Council Member Pool's second on a 10-0 vote. Council Member Harper-Madison was absent.

CITIZEN COMMUNICATIONS

Jessica Wilson – AISD proposed school closures & opportunities for City to support schools with items like Joint Use Agreements, renting out artists work space to support our creative community & the school, etc.

Jeannie Ramirez – Chaos in the last City Council meeting at St. Edwards.

Heiwa Salovitz – Riverside Domain Project - ABSENT

Koo Hyun Kim – American Democratic Party became communists, Texas Governor Greg Abbot must protect UT Austin students in the street of South Congress from terrorists. Austin City Council and Austin Mayor must protect business there from homeless and terrorists. - ABSENT

100. Conduct a public hearing and consider an ordinance amending various sections of City Code Title 25 (Land Development Code) relating to allowable uses, building heights, parking requirements, and sign regulations in the University Neighborhood Overlay (UNO) district.
This item was postponed to November 14, 2019 at the request of CANPAC on Council Member Tovo's motion, Council Member Renteria's second on a 9-1 vote. Council Member Flannigan voted nay. Council Member Harper-Madison was absent.

Mayor Adler recessed the meeting at 12:36 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.

70. Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
The item was withdrawn.
71. Discuss matters related to Austin Energy generation resources (Certain Public Power Utilities: Competitive Matters - Section 551.086 of the Government Code).
The item was withdrawn.
72. Discuss legal issues in City of El Cenizo et al v. State of Texas, et al, Cause No. 5:17-cv-404-OG (Private consultation with legal counsel-Section 551.071 of the Government Code).
The item was withdrawn.
73. Discuss the employment, duties, and evaluation of the City Manager (Personnel matters - Section 551.074 of the Government Code).
74. Discuss legal issues related to voters in Austin's extraterritorial jurisdiction (Private consultation with legal counsel - Section 551.071 of the Government Code).
The item was withdrawn.
99. Discuss legal issues related to the Permian Highway Pipeline (Private consultation with legal counsel - Section 551.071 of the Government Code).
The item was withdrawn.

Mayor Adler reconvened the Council Meeting at 2:45 p.m.

PUBLIC HEARINGS AND POSSIBLE ACTION CONTINUED

68. 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.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20191003-068 was approved on Council Member Pool's motion, Council Member Ellis' second on a 9-1 vote. Council Member Flannigan voted nay. Council Member Harper-Madison was absent.

48. 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 and waivers were approved on consent on Mayor Pro Tem Garza's motion, Council Member Ellis' second on a 10-0 vote. Council Member Harper-Madison was absent.

Nominations

Board/Nominee

Nominated by

Austin Integrated Water Resource Planning Community Task Force

Vanessa Puig-Williams

Council Member Ellis

College Student Commission

Matthew Barron

University of Texas

College Student Commission

Kindle Kreis

University of Texas

Urban Renewal Board

Amit Motwani

Mayor Adler

Urban Renewal Board

Darrell Pierce

Mayor Adler

Waivers

Approve a waiver of the requirement in Section 2-1-21(H) of the City Code for the appointment of Amit Motwani. The waiver allows simultaneous service on the Community Development Commission and Urban Renewal Board.

Late Nominations**Environmental Commission**

Ryan Nill

Council Member Casar

A motion to consider the item was made by Council Member Casar and seconded by Council Member Ellis. The motion was accepted without objection.

A motion to approve the item was made by Council Member Casar and seconded by Council Member Ellis on a 7-0 vote. Council Members Alter, Pool, and Tovo abstained.

ZONING ORDINANCES / RESTRICTIVE COVENANTS

75. C14-2019-0088 - Dessau Retail Center- Approve second and third readings of 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-conditional overlay (GR-CO) combining district zoning, to change the conditions of zoning. First reading approved on September 19, 2019. Vote: 11-0. Owner/Applicant: Mita Enterprises (Rahim Marediya). Agent: South Llano Strategies (Josiah Stevenson). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 1.

This item was withdrawn without object.

ZONING AND NEIGHBORHOOD PLAN AMENDMENTS

77. NPA-2018-0021.01 - 5101 East Oltorf - Conduct a public hearing and approve an ordinance amending Ordinance No. 20061116-055, the East Riverside/Oltorf 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 5101 East Oltorf Street (Country Club Creek Watershed) from Commercial to Mixed Use land use. Staff Recommendation and Planning Commission Recommendation: To deny Mixed Use land use. Owner/Applicant: Charitable Holdings, II. Agent: Armbrust & Brown (Richard Suttle and Ferris Clements). City Staff: Kathleen Fox, (512) 974-7877. District(s) Affected: District 3.

This item was postponed indefinitely at the request of the applicant on Council Member Alter's motion, Council Member Pool's second on a 10-0 vote. Council Member Harper-Madison was absent.

78. C14-2018-0080 - 5101 East Oltorf - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 5101 East Oltorf Street (Country Club West Watershed). Applicant's Request: To rezone from community commercial-conditional overlay-neighborhood plan (GR-CO-NP) combining district zoning to general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant general commercial services -conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning. Owner/Applicant: Charitable Holdings, II (Michael Nellis). Agent:

Armbrust & Brown, PLLC (Richard T. Suttle, Jr.). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 3.

The public hearing was conducted and a motion to close the public hearing and approve the ordinance on first reading only for general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning was approved on Council Member Alter's motion, Council Member Pool's second on a 10-0 vote. Council Member Harper-Madison was absent.

80. C14-2019-0087 - 1900 W. William Cannon Rezoning - Conduct a public hearing and approve second and third readings of an ordinance amending City Code Title 25 by rezoning property known as 1900 West William Cannon Drive (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. First reading approved Neighborhood Commercial - Neighborhood Plan (LR-NP) combining district zoning on September 19, 2019. Vote 11-0. 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.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20191003-080 for Neighborhood Commercial - Neighborhood Plan (LR-NP) combining district zoning was approved on Council Member Alter's motion, Council Member Pool's second on a 10-0 vote. Council Member Harper-Madison was absent.

81. NPA-2016-0014.01.SH - 4500 Nuckols Crossing Road - Conduct a public hearing and approve an ordinance amending Ordinance No. 021010-11, the Southeast Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 4500 Nuckols Crossing Road (Williamson Creek Watershed) from Single Family to Multifamily land use. Staff Recommendation: Pending. Planning Commission Recommendation: To grant Staff's request for indefinite postponement. Owner/Applicant: Angelos Angelou and John Sasaridis. Agent: Thrower Design (A. Ron Thrower). City Staff: Maureen Meredith, (512) 974-2695. District(s) Affected: District 2.

This item was postponed indefinitely at the request of staff on Council Member Alter's motion, Council Member Pool's second on a 10-0 vote. Council Member Harper-Madison was absent.

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

This item was postponed indefinitely at the request of staff on Council Member Alter's motion, Council Member Pool's second on a 10-0 vote. Council Member Harper-Madison was absent.

83. NPA-2018-0005.01 - 1501 Airport Commerce Drive - Conduct a public hearing and approve an ordinance amending Ordinance No. 20010927-05, the Montopolis Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 1501 Airport Commerce Drive (Carson Creek Watershed) from Commercial to Mixed Use land use. Staff recommendation: To deny Mixed Use land use. Planning Commission recommendation: To be reviewed on September 24, 2019. Owner/Applicant: W2 Hill ACP II LP; W2 Real Estate Partners. Agent: Amanda Swor; Drenner Group. City Staff: Jesse Gutierrez, (512) 974-1606. District(s) Affected: District 3.
This item was postponed to October 17, 2019 at the request of the applicant on Council Member Alter's motion, Council Member Pool's second on a 10-0 vote. Council Member Harper-Madison was absent.
84. C14-2019-0029 - 1501 Airport Commerce Drive - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1501 Airport Commerce Drive (Carson Creek Watershed). Applicant Request: To rezone from general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning to general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Staff Recommendation: To deny general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on September 24, 2019. Owner/Applicant: W2 Hill ACP II, LP. Agent: Drenner Group, PC (Amanda Swor). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 3.
This item was postponed to October 17, 2019 at the request of the applicant on Council Member Alter's motion, Council Member Pool's second on a 10-0 vote. Council Member Harper-Madison was absent.
85. C14-2018-0155 - 3303 Manor Road - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2205 Tillery Street, 2213 Tillery Street, and 3303 Manor Road (Tannehill Branch Watershed) from general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning, general commercial services-vertical mixed use building-conditional overlay-neighborhood plan (CS-V-CO-NP) combining district zoning, and family residence-neighborhood plan (SF-3-NP) combining district zoning to general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning. Staff Recommendation: To grant general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning, with conditions. Planning Commission Recommendation: To be reviewed September 24, 2019. Owner/Applicant: The Urban Groundskeeper, Inc. (Glenn F. Cooper). Agent: Drenner Group, PC (Amanda Swor). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 1.

This item was postponed to October 17, 2019 at the request of the neighborhood on Council Member Alter's motion, Council Member Pool's second on a 10-0 vote. Council Member Harper-Madison was absent.

86. C14-86-015(RCT) - Westminster - Conduct a public hearing and approve a restrictive covenant termination on a property locally known as 4100 Jackson Avenue (Johnson Creek Watershed; Shoal Creek Watershed). Applicant's Request: To terminate the public restrictive covenant. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant termination of a public restrictive covenant. Owner/Applicant: Westminster Manor Health Facilities Corp (Charles Borst). Agent: Land Use Solutions, LLC (Michele Haussmann). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 10.

The public hearing was conducted and a motion to close the public hearing and approve the restrictive covenant termination was approved on Council Member Alter's motion, Council Member Pool's second on a 10-0 vote. Council Member Harper-Madison was absent.

87. C14-2019-0104 - Citadel at Tech Ridge - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1127 Pearl Retreat Lane (Walnut Creek Watershed). Applicant Request: To rezone from development reserve (DR) district zoning to multifamily residence low density (MF-2) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant multifamily residence low density (MF-2) district zoning. Applicant/Owner: Austin Citadel, LLC (David Howat). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 7.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20191003-087 for multifamily residence low density (MF-2) district zoning was approved on Council Member Alter's motion, Council Member Pool's second on a 10-0 vote. Council Member Harper-Madison was absent.

88. C14-2019-0097 - Abhyas Kendra 1 Inc. - Part 2 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 12636 Research Boulevard South Bound, Building C, Suite C-108 (Walnut Creek Watershed). Applicant Request: To rezone from neighborhood commercial (LR) district zoning to community commercial (GR) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant community commercial (GR) district zoning. Applicant: City of Austin - Planning and Zoning Department (Sherri Sirwaitis). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 10.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20191003-088 for community commercial (GR) district zoning was approved on Council Member Alter's motion, Council Member Pool's second on a 10-0 vote. Council Member Harper-Madison was absent.

89. C14-2019-0096 - Echelon I & II Office - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 9430 Research Boulevard (Bull Creek Watershed). Applicant Request: To rezone from limited office (LO) district zoning to general office (GO) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant general office (GO) district zoning. Owner/Applicant: 183 Echelon

LP (Glenn Jackson). Agent: Rivera Engineering (Michael A. Rivera). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 10.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20191003-089 for general office (GO66) district zoning was approved on Council Member Alter's motion, Council Member Pool's second on a 10-0 vote. Council Member Harper-Madison was absent.

90. C14-2019-0099 - 6020 Old Fredericksburg Road - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6020 Old Fredericksburg Road (Barton Creek Watershed-Barton Springs Zone). Applicant's Request: To rezone from single-family residence standard lot-neighborhood plan (SF-2-NP) combining district zoning to family residence-neighborhood plan (SF-3-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant family residence-neighborhood plan (SF-3-NP) combining district zoning. Owner and Applicant: Chisholm Creek Properties LLC (Tristan J. Santos). Agent: Keepers Consulting Corp. (Ricca Keepers). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 8.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20191003-090 for family residence-neighborhood plan (SF-3-NP) combining district zoning was approved on Council Member Alter's motion, Council Member Pool's second on a 10-0 vote. Council Member Harper-Madison was absent.

91. NPA-2019-0014.02 - Ben White and Montopolis - Conduct a public hearing and approve an ordinance amending Ordinance No. 20021010-11, the Southeast Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 6017, 6029-½, 6109, and 6125 East Ben White Boulevard Service Road Eastbound; 6108, 6108-½, and 6204 Daffodil Drive; and 3216-½ Montopolis Drive (Carson Creek Watershed) from Commercial to Mixed Use land use. Staff Recommendation and Planning Commission recommendation: To grant Mixed Use land use. Owner/Applicant: 2910 South 1st Street, LLC. Agent: Drenner Group, PC (Leah Bojo). City Staff: Maureen Meredith, (512) 974-2695. District(s) Affected: District 2.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20191003-091 to change the land use designation on the future land use map (FLUM) to Mixed Use land use was approved on Council Member Alter's motion, Council Member Pool's second on a 10-0 vote. Council Member Harper-Madison was absent.

92. C14-2019-0092 - Ben White and Montopolis - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6017, 6029-½, 6109, and 6125 East Ben White Boulevard Service Road Eastbound; 6108, 6108-½, and 6204 Daffodil Drive; and 3216-½ Montopolis Drive (Carson Creek Watershed). Applicant's Request: To rezone from general commercial services-neighborhood plan (CS-NP) combining district zoning to general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning. Owner and Applicant: 2910 South 1st Street, LLC (Javier Gutierrez). Agent: Drenner

Group, PC (Leah Bojo). 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. 20191003-092 for general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning was approved on Council Member Alter's motion, Council Member Pool's second on a 10-0 vote. Council Member Harper-Madison was absent.

93. NPA-2018-0021.02 - Skyline Oltorf - Conduct a public hearing and approve an ordinance amending Ordinance No. 20061116-055, the East Riverside/Oltorf 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 5208 and 5010 East Oltorf Street and 2424 Riverside Farms Road (Country Club Creek Watershed) from Office and Rural Residential to Mixed Use land use. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed on October 22, 2019. Owner/Applicant: ADD Land, Ltd. and Charitable Holdings, II. Agent: Armbrust & Brown (Richard Suttle and Ferris Clements). City Staff: Kathleen Fox, (512) 974-7877. District(s) Affected: District 3.

This item was postponed indefinitely at the request of staff on Council Member Alter's motion, Council Member Pool's second on a 10-0 vote. Council Member Harper-Madison was absent.

94. C14-2019-0114 - 2111 Prather Lane - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2111 Prather Lane (West Bouldin Creek Watershed). Applicant request: To rezone from Family Residence (SF-3) district zoning to Townhouse and Condominium Residence (SF-6) district zoning. Staff recommendation: To grant Townhouse and Condominium Residence (SF-6) district zoning. Planning Commission recommendation: To be reviewed on September 24, 2019. Owner: LZA Real Properties East, LLC (Lynn Antoniono). Agent: Greystone Custom Homes, LLC (Jerry Johnson). City Staff: Kate Clark, 512-974-1237. District(s) Affected: District 5.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20191003-094 for Townhouse and Condominium Residence (SF-6) district zoning was approved on Council Member Alter's motion, Council Member Pool's second on a 10-0 vote. Council Member Harper-Madison was absent.

96. 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 zoning 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 November 14, 2019 at the request of the neighborhood on Council Member Alter's motion, Council Member Pool's second on a 10-0 vote. Council Member Harper-Madison was absent.

76. 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 and condominium residence-conditional overlay (SF-6-CO) combining district zoning. First reading approved, townhouse and 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. Related to Item #12. District(s) Affected: District 6, District 10.

The public hearing was conducted and a motion to close the public hearing and approve the ordinance on second reading only for townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning with the following amendments was approved on Council Member Flannigan's motion, Council Member Casar's second on a 9-1 vote. Council Member Pool voted nay. Council Member Harper-Madison was absent.

A motion to amend the Conditional Overlay on second reading only was made by Council Member Flannigan, seconded by Council Member Casar. The motion was accepted without objection.

The motion to amend the Conditional Overlay is to read as follows:

A. Building Materials:

- a. Exterior walls of residential structures shall be constructed with one of the following materials:
 - i. Materials approved by the Fire Marshal for not less than 1-hour fire-resistance-rated construction on the exterior side.
 - ii. Non-combustible material approved by the Fire Marshal.
 - iii. Fire-retardant-treated wood on the exterior side. The fire-retardant-treated wood shall be labeled for exterior use and meet the requirements of Section 2303.2 of the International Building Code.
 - iv. Ignition-resistant materials on the exterior side.
- b. Materials shall extend from the top of the foundation to the underside of the roof sheathing.

B. Wildfire Fuels:

- a. In the area up to 30' from any structure:
 - i. Trees must maintain a minimum 18 feet between crowns and to be pruned to a height of 10' from the ground or 1/3 the height of the tree crown, whichever is less.
 - ii. Lawns, native grasses, and other vegetation should be limited in height.
- b. In an area up to 100' from any structure:

- i. Trees must maintain a minimum 12 feet between crowns (or 30' between the crown of a group of trees) and to be pruned to a height of 10' from the ground or 1/3 the height of the tree crown, whichever is less.

C. Water:

- a. The point at which a water source is available for use shall be located not more than 1,000 feet from structures and to be approved by the Fire Marshal.
- b. Adequate water supply shall be determined for purposes on initial attack and flame front control as follows:
 - i. One- and two-family dwellings. The required water supply for one- and two-family dwellings have a fire flow calculation area that does not exceed 3,600 square feet shall be 1,000 gallons per minute for a minimum duration of 30 minutes. The required water supply for one- and two-family dwellings having a fire flow calculation area in excess of 3,600 square feet shall be 1,500 gallons per minute for a minimum duration of 30 minutes. A reduction in the required flow rate of 50 percent is allowed where the building is provided with an approved automatic sprinkler system.
 - ii. Buildings other than one- and two-family dwelling. The required water supply for buildings other than one- and two-family dwellings shall not be less than 1,500 gallons per minute for a minimum duration of 2 hours. A reduction in the required flow rate of 75 percent is allowed where the building is provided with an approved automatic sprinkler system. The resulting flow rate shall not be less than 1,500 gallons per minute.

D. Streets:

- a. Access roads shall be a minimum width of 20 feet and a clear height of 13 feet 6 inches; shall be designed to accommodate the loads and turning radii for fire apparatus; and shall have a gradient negotiable by the fire apparatus as required by the adopted fire code. An all-weather road surface shall be any surface material acceptable to the Fire Marshal that would allow for the passage of emergency services vehicles and fire apparatus.
- b. Access roads and other public or private streets within this development must be reviewed and approved by the Fire Marshal for the appropriate travel lane width of both the arrival of emergency vehicles and the evacuation of the residential vehicles.

E. Connectivity:

- a. In this section:
 - i. ACCESS STREET means a street that provides access to a subdivision or residential development by connecting to an external street.
 - ii. EXTERNAL STREET means a street that is outside the boundaries of a subdivision or residential development, and that is:
 - 1. a publicly maintained street;
 - 2. a street that is offered for dedication and for which construction performance bond is posted pending acceptance of the dedication; or

3. a private street that complies with the requirements of this Code and each applicable criteria manual.
- b. Except as otherwise provided in this section:
 - i. a new subdivision or residential development must have at least two access streets; and
 - ii. access streets must connect to at least two different external streets.
- c. A new subdivision or residential development may have only one access street if the director determines that:
 - i. The new subdivision or residential development include not more than 30 residential units; or
- d. A new subdivision or residential development may have only one access street if the director determines that:
 - i. additional emergency access is provided to the subdivision or residential development by all-weather emergency access that has been approved by the Fire Marshal; and
 - ii. The access street does not exceed the 1,200 vehicles per day as required in LDC 25-6-116.

Direction was given to staff to work with APD and the community to create a Fire Evacuation Plan.

A motion to amend Section E of the Conditional Overlay with the subdivision requirements of SF1-SF3 would apply in the base motion was made on Council Member Alter's motion, Council Member Pool's second. The motion was withdrawn.

The amendment to read as follows:

E. Connectivity (Maximum Evacuation Capacity):

- a. In this section:
 - i. **ACCESS STREET** means a street that provides access to a subdivision or residential development by connecting to an external street.
 - ii. **EXTERNAL STREET** means a street that is outside the boundaries of a subdivision or residential development, and that is:
 1. a publicly maintained street;
 2. a street that is offered for dedication and for which a construction performance bond is posted pending acceptance of the dedication; or
 3. a private street that complies with the requirements of this Code and each applicable criteria manual.
- b. Except as otherwise provided in this section:
 - i. a new subdivision or residential development must have at least two access streets; and
 - ii. access streets must connect to at least two different external streets.
- c. A new subdivision or residential development may have only one access street if the director determines that:
 - i. the access street:
 1. does not cross an area with a high wildland fire protection rating, as determined in accordance with the National Fire

- Protection Association Bulletin 299, "Protection of Life and Property from Wildfire", published in 1992; and
- 2. is not inundated by more than nine inches of water by a 100-year flood, as determined in accordance with the Drainage Criteria Manual; and
- 3. has a paved width of at least 36 feet from the intersection of the access street with the external street for a distance of:
 - a. 100 feet; or
 - b. 50 feet if the access street has curb and gutter; and
- ii. the access street:
 - 1. is not more than 2,000 feet in length, and provides access to not more than 30 single-family residential dwellings; or
 - 2. is an arterial or collector street, and its intersection with the external street will function at a level of service of "C" or better during construction and after build-out of the subdivision, as determined by an intersection analysis that is:
 - a. approved by the director; and
 - b. if the subdivision generates more than 1,000 vehicle trips a day, prepared by a registered professional engineer in accordance with the Transportation Criteria Manual, or Transportation Research Board Special Report 209, "Highway Capacity Manual", published in 1994.

Direction was adopted into the base motion for staff to bring back an Ordinance option as concerns compatibility with SF1-SF3 with respect to connectivity.

- 12. 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 #76.
The item was postponed to October 31, 2019 without objection.
- 79. C14-2018-0128 2323 South Lamar -Conduct a public hearing and approve second and third readings of 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). Applicant request: To rezone 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. First reading approved on September 19, 2019. Vote 10-0. Council Member Pool off the dais. 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 Ordinance No. 20191003-079 as amended 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, as

amended was approved on Council Member Kitchen's motion, Council Member Casar's second on a 10-0 vote. Council Member Harper-Madison was absent.

An amendment was made to add section C to Part 2 to read as the following:

C. Commercial use is not permitted unless the following provisions are met:

- **2323 South Lamar, LTD. And Endeavor Real Estate Group to build no less than 165 multi-family units, with a goal of building in excess of 200 multi-family units.**
- **Unless the tenant mix includes a grocer in excess of 10,000 square feet, to limit the square footage of the ground floor commercial space to 18,000 square feet. In the event a grocer in excess of 10,000 square feet is a part of the ground floor tenant mix, Developer reserves the right to build up to 25,000 square feet.**
- **That it will comply with the requirement of 10% of the multi-family units being available at 60% MFI.**

Direction was given to staff to look into improvements at the South Lamar and Bluebonnet Road intersection of the corridor plan.

95. 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. A valid petition has been filed in opposition to this rezoning request. District(s) Affected: District 3. **This item was postponed to October 17, 2019 at the request of the neighborhood on Council Member Renteria's motion, Council Member Kitchen's second on a 9-0 vote. Council Member Casar was off the dais. Council Member Harper-Madison was absent.**

LIVE MUSIC

Professor Rafe & the Fables

PROCLAMATIONS

Proclamation – Digital Inclusion Week – To be presented by Mayor Steve Adler and Council Member Alison Alter.

Proclamation – Archives Month – To be presented by Mayor Steve Adler and to be accepted by Anna Reznik, Archivist, Archivists of Central Texas.

Proclamation – Code Month – To be presented by Mayor Steve Adler and to be accepted by Cora Wright, Director, Austin Code Department.

Proclamation – Dyslexia Month – To be presented by Council Member Alison Alter and to be accepted by Heather Hardeman, Dyslexia Parent Network.

Proclamation – Cyber Security Awareness Month – To be presented by Mayor Steve Adler and to be accepted by Kevin Williams, Chief Information Security Officer.

Proclamation - Austin Public Works Accreditation Month – To be presented by Mayor Steve Adler and to be accepted by Richard Mendoza, Director, Public Works Department.

Proclamation – Domestic Violence Awareness Month – To be presented by Council Member Leslie Pool and to be accepted by Kirsha Haverlah, Travis County Social Services Program Director.

Mayor Adler adjourned the meeting at 5:00 p.m. without objection.

The minutes were approved on this the 17th day of October 2019 on Mayor Pro Tem Garza's motion, Council Member Casar's second on a 9-0 vote. Council Members Alter and Tovo were off the dais.