



**Thursday, November 14, 2019**

The City Council will convene at 10:00 AM on  
Thursday, November 14, 2019 at Austin City Hall  
301 W. Second Street, Austin, TX



Mayor Steve Adler  
Mayor Pro Tem Delia Garza, District 2  
Council Member Natasha Harper-Madison, District 1  
Council Member Sabino “Pio” Renteria, District 3  
Council Member Gregorio Casar, District 4  
Council Member Ann Kitchen, District 5  
Council Member Jimmy Flannigan, District 6  
Council Member Leslie Pool, District 7  
Council Member Paige Ellis, District 8  
Council Member Kathie Tovo, District 9  
Council Member Alison Alter, District 10

For meeting information, contact the City Clerk, (512) 974-2210

*The City Council may go into a closed session as permitted by the Texas Open Meetings Act, (Chapter 551 of the Texas Government Code) regarding any item on this agenda.*

**All of the following items may be acted upon by one motion. No separate discussion or action on any of the items is necessary unless desired by a Council Member.**

### **9:55 AM – Opening Moment**

Gold Ain't Cheap

*It is our custom here at City Council to start our meetings with a peaceful moment by inviting different people from walks of life and different faiths to share their prayers or moments of reflection. This is an important way that we celebrate the diversity that exists in our city and begin our meetings with everyone focused and aligned for the greater good.*

### **10:00 AM – City Council Convenes**

#### **Consent Agenda**

##### **Approval of Minutes**

1. Approve the minutes of the Austin City Council discussion of October 24, 2019, work session of October 29, 2019, discussion of October 30, 2019, and regular meeting of October 31, 2019.

##### **Budget**

2. Approve a resolution declaring the City of Austin's official intent to reimburse itself from Contractual Obligations in the amount of \$150,000 to purchase vehicles for community health paramedics.

##### **Capital Contracting Office**

3. Authorize award and execution of a construction contract with Majestic Services, Inc. (WBE) for Zilker Metro Park - Barton Creek Trailhead Restroom and Water Quality Improvements Rebid project in the amount of \$772,000 plus a \$115,800 contingency, for a total contract amount not to exceed \$887,800.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) through the achievement of Good Faith Efforts with 7.34% MBE and 32.81% WBE participation.]

**District(s):** District 8

4. Authorize negotiation and execution of a job order assignment with Jamail & Smith Construction, LP, one of the City's facilities improvement job order contractors, for the Castleman Bull House Exterior Restoration project for a total amount not to exceed \$1,000,000.

[Note: This contract was awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 13.69%

MBE and 7.40% WBE participation.]

**District(s):** District 9

5. Authorize negotiation and execution of a professional services agreement with MWM DesignGroup, Inc. (WBE) (staff recommendation), or one of the other qualified responders for Request for Qualifications Solicitation No. CLMP281, to provide architectural design services for EMS facility renovations, in an amount not to exceed \$5,265,000.

[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):** District 3; District 4; District 7; District 9; District 10

6. Authorize negotiation and execution of a design-build agreement with Flintco, LLC for design and construction services for CLMA029, Fire and EMS Stations Rebuild and Renovations project in an amount not to exceed \$16,000,000.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 92.00% MBE and 8.00% WBE participation.]

**District(s):** District 3; District 9

### **Communications and Technology Management**

7. Authorize negotiation and execution of a 12-month interlocal agreement, including four annual renewal options, with the University of Texas for internet services through Texas Higher Education Network, with an option for the City to expand connections into the cloud exchange for an amount not to exceed \$700,000.

### **Development Services**

8. Approve an ordinance amending City Code Chapter 4-16 (Commercial Facilities) to add regulations for diaper changing stations.

### **Economic Development Department**

9. Approve a resolution to nominate SHI International Corp. for designation by the Governor's Office of Economic Development and Tourism as a single Texas Enterprise Project in accordance with Chapter 2303 of the Texas Government Code.

**District(s):** District 8

10. Approve a resolution to nominate NXP USA, Inc. for designation by the Governor's Office of Economic Development and Tourism as a single Texas Enterprise Project in accordance with Chapter 2303 of the Texas Government Code.

**District(s):** District 1

11. Approve an ordinance amending City Code Chapter 9-2 (Noise and Amplified Sound) relating to temporary amplified sound permits and hours to operate sound equipment on New Year's Eve.

12. Approve an ordinance amending Ordinance No. 20120524-014 to update the composition and terms of Tax Increment Financing Reinvestment Zone #18 (Seaholm TIF) Board of Directors.
- District(s): District 9
13. Approve a resolution appointing Steve Adler, Natasha Harper-Madison, Paige Ellis, Delia Garza, Sabino Renteria, Gregorio Casar, Ann Kitchen, James Flannigan, Leslie Pool, and Alison Alter and reappointing Kathie Tovo to the Tax Increment Financing Reinvestment Zone #18 (Seaholm TIF) Board of Directors and appointing Steve Adler as the Chairperson of the Board.
- District(s): District 9
14. Approve a resolution appointing Steve Adler, Natasha Harper-Madison, Paige Ellis, Delia Garza, Sabino Renteria, Gregorio Casar, Ann Kitchen, James Flannigan, Leslie Pool, Steve Adler, and Alison Alter and reappointing Kathie Tovo to the Tax Increment Financing Reinvestment Zone #15 (2nd Street TIF) Board of Directors, and appointing Steve Adler as Chairperson of the Board.
- District(s): District 9
15. Approve an ordinance amending Ordinance No. 990826-92 to update the composition and terms of Tax Increment Financing Reinvestment Zone #15 (2nd Street TIF) Board of Directors.
- District(s): District 9

#### **Fire**

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

#### **Human Resources**

17. Approve a resolution confirming the reappointment of Ronald Morgan to the Firefighters', Police Officers' and Emergency Medical Services Personnel's Civil Service Commission for a term expiring December 6, 2022.

#### **Law**

18. Approve an ordinance amending Ordinance No. 20190919-103 to correct an error in the amendment number referenced in the ordinance.
19. Authorize negotiation and execution of an amendment to the legal services contract with Lloyd Gosselink Rochelle & Townsend, P.C., in the amount of \$250,000, for a total contract amount not to exceed \$975,000 for legal representation in Public Utility Commission Docket No. 49189 (SOAH Docket No. 473-19-6297) regarding wholesale water and wastewater rates charged to four water districts.

#### **Management Services**

20. Authorize negotiation and execution of a 12-month interlocal agreement with the Capital Area

Council of Governments to provide funding in support of air quality program activities including air quality monitoring, Central Texas Clean Air Coalition coordination, outreach activities, air quality planning, data collection and analysis in an initial amount not to exceed \$160,000, with three additional 12-month terms for a total amount not to exceed \$800,160 over four years.

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

21. Approve a resolution consenting to the issuance of Multi-Family Private Activity Bonds 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 to finance, in part, the acquisition and construction of an affordable rental development located at or near 4509 St. Elmo Road.

District(s): District 2

### **Parks and Recreation**

22. Authorize negotiation and execution of an interlocal agreement with the University of Texas Health Science Center to conduct a grant-funded study of green schoolyards as a tool for urban heat island adaptation and health promotion in underserved communities.

### **Police**

23. Approve a resolution authorizing the acceptance of grant funding from the State of Texas, Office of the Governor, Criminal Justice Division to implement the Austin Police Department project entitled APD Violence Against Women Investigative Project.
24. Approve a resolution authorizing the acceptance of grant funding from the State of Texas, Office of the Governor, Criminal Justice Division to implement the Austin Police Department program titled Special Operations EOD Project.
25. Approve a resolution authorizing the acceptance of grant funding from the State of Texas, Office of the Governor, Criminal Justice Division to implement the Austin Police Department project entitled APD Juvenile Delinquency Prevention Project.

### **Public Health**

26. Approve an ordinance authorizing acceptance of \$81,642 in additional grant funds from the Texas Department of State Health Services and amending the Fiscal Year 2019-2020 Austin Public Health Department Operating Budget Special Revenue Fund (Ordinance No. 20190910-001) to appropriate \$81,642 for the STD/HIV Prevention Services Grant.

### **Purchasing Office**

27. Authorize award of a multi-term contract with Clean Earth of Alabama, Inc., to provide collection, transportation, processing, and disposal of hazardous waste, for up to five years for a total contract amount not to exceed \$4,565,000.

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

therefore, no subcontracting goals were established).

- 28.** Authorize award of a multi-term contract with United Site Services of Texas, Inc., to provide temporary fencing services, for up to five years for a total contract amount not to exceed \$1,375,000.

(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).

- 29.** Authorize negotiation and execution of four multi-term contracts for electrical repairs and related services with Alterman, Inc.; Elk Electric, Inc.; Facility Solutions Group, Inc. D/B/A FSG Facility Solutions Group, Inc.; and J.S. Electric, Inc. (MBE); each for up to five years for total contract amounts not to exceed \$10,885,000 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).

- 30.** Authorize negotiation and execution of a multi-term contract with Great Western Managed Services Corporation, or one of the other qualified offerors to Request For Proposals 1100 JMF3001REBID, to provide grounds maintenance services for Austin Energy substations and adjacent areas, for up to five years for a total contract amount not to exceed \$600,000.

(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).

- 31.** Authorize an amendment to an existing contract with Capital Investing in Development & Employment of Adults, Inc. D/B/A Capital IDEA, for continued workforce development services, for an increase in the amount of \$838,000, for a revised contract amount not to exceed \$11,510,100.

(Note: The contract was awarded in compliance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. No subcontracting opportunities were identified; therefore, no goals were established).

- 32.** Authorize negotiation and execution of a multi-term contract with Texas Land Conservancy, to provide land acquisition and consulting services for the acquisition of land interests to preserve water quality and quantity, for up to 10 years to be paid from funds previously approved by Council in an amount not to exceed \$750,000, to be divided between the Texas Land Conservancy, Hill Country Conservancy, and The Nature Conservancy.

(Note: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9B 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).

33. Authorize negotiation and execution of cooperative contracts through the Local Government Purchasing Cooperative, administered by Texas Association of Schoolboards (Buyboard) with Commercial Swim Management, LLC, Kraftsman Commercial Playground & Water Parks, and various other contractors, to provide aquatic maintenance, repairs, supplies and services, for a term of 34 months in an amount not to exceed \$24,000,000.

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

34. Authorize award of a multi-term contract with Vulcan, Inc., to provide blank aluminum and prefabricated signs, for up to five years for a total contract amount not to exceed \$1,500,000.

(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).

35. Authorize award of a multi-term contract with Neenah Foundry Company, to provide detectable warning plates, for up to five years for a total contract amount not to exceed \$740,000.

(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).

36. Authorize negotiation and execution of a contract with Teleflex, LLC, to provide the EZ-IO® intraosseous infusion systems and supplies, for a term of five years in an amount not to exceed \$871,000.

(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).

37. Authorize negotiation and execution of a multi-term contract with FirstIdea, Inc. D/B/A Booth Research Group, to provide Emergency Medical Services promotional testing, for up to six years for a total contract amount not to exceed \$900,000.

(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).

38. Authorize negotiation and execution of a multi-term contract with Austin Community Foundation, to provide grants and grant administration services, for up to five years for a total contract amount not to exceed \$2,550,000.

(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).

39. Authorize award of a multi-term contract with GAC Equipment LLC D/B/A Austin Crane Service, to provide industrial crane services, for up to five years for a total contract amount not to exceed \$2,800,000.

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

40. Authorize negotiation and execution of a multi-term cooperative contract with Oracle America, Inc., to provide technical cloud analytic services, for up to three years for a total contract amount not to exceed \$2,208,000.

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

41. Authorize negotiation and execution of a contract with Hitachi Vantara Corporation, to provide public safety cameras and related hardware, software, installation, maintenance and support, for a term of five years in an amount not to exceed \$1,200,000.

(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).

42. Authorize negotiation and execution of a cooperative contract with Sirius Computer Solutions, Inc. D/B/A Sirius Computer Solutions, for the purchase of International Business Machines' software licenses, maintenance and support, software as a service, subscription services, and related professional services, for a term of four years for a total contract amount not to exceed \$43,000,000.

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

43. Authorize negotiation and execution of a multi-term contract with SimGenics, LLC, to provide onsite power plant simulator training, for up to five years in an amount not to exceed \$500,000.

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

44. Authorize negotiation and execution of a contract with P3 Works, LLC, to provide public



improvement district administration services, for up to five years for a total contract amount not to exceed \$1,500,000.

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

45. Authorize negotiation and execution of an interlocal agreement with the National Association of State Procurement Officials, a governmental group purchasing organization, to allow the City to participate in this organization's cooperative purchasing program to purchase various types of goods and services offered on contracts available to the City.

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

46. Authorize negotiation and execution of three contracts, for airport financial and consulting services, with Ricondo & Assoc Inc., Unison Consulting Inc., and LeighFisher Inc., each for a term of two years for total contract amounts not to exceed \$1,500,000 divided among the contractors.

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

### **Transportation**

47. Approve an ordinance amending the Fiscal Year 2019-2020 Austin Transportation Department Operating Budget Special Revenue Fund (Ordinance No. 20190910-001) to accept up to \$2,000,000 from the Capital Metropolitan Transportation Authority; and amending the Fiscal Year 2019-2020 Austin Transportation Department Capital Budget (Ordinance No. 20190910-001) to transfer in and appropriate up to \$2,000,000 from the Austin Transportation Department Operating Budget Special Revenue Fund in support of the development and construction of transit improvements.

### **Treasury Office**

48. Approve a resolution approving issuance by Northtown Municipal Utility District of Unlimited Tax and Revenue Refunding Bonds, Series 2019, in a principal amount not to exceed \$6,650,000.

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

49. 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.
50. Discuss and potentially take action regarding an ordinance creating the Rainey Street District Special Revenue Fund funded with right-of-way fees, alley vacation sales payments, and license agreement fees for developments within the Rainey Street Historic District and Subdistrict for

Improvements within the Rainey Street Historic District and Subdistrict.

**Sponsors:** Council Member Kathie Tovo, Council Member Sabino "Pio" Renteria, Mayor Pro Tem Delia Garza, Council Member Gregorio Casar, and Council Member Leslie Pool

51. Approve an ordinance waiving or reimbursing certain fees for the “Diwali Celebration” event, sponsored by the Saurashtra Patel Cultural Samaj of Austin, which was held on Saturday, October 19, 2019 at the Asian American Resource Center.

**Sponsors:** Council Member Alison Alter, Council Member Jimmy Flannigan, Council Member Sabino "Pio" Renteria, Council Member Kathie Tovo, and Council Member Gregorio Casar

52. Approve an ordinance waiving or reimbursing certain fees for an Austin High School Cross Country Team event, hosted by Austin High School, at the Zilker Clubhouse to be held on November 12, 2019.

**Sponsors:** Council Member Alison Alter, Council Member Paige Ellis, Council Member Leslie Pool, and Council Member Ann Kitchen

53. Approve an ordinance waiving or reimbursing certain fees for the fall 2019 Rosedale Shakespeare event, hosted by the Something for Nothing Theater Company at Ramsey Park on October 17-19, 24-26, 31, and November 1-2, 2019.

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

54. Approve an ordinance waiving and modifying certain City Code requirements for the South by Southwest conferences and festival (SXSW) to be held March 9-22, 2020.

**Sponsors:** Mayor Steve Adler, Council Member Sabino "Pio" Renteria, Council Member Kathie Tovo, Council Member Natasha Harper-Madison, and Council Member Gregorio Casar

55. Approve a resolution relating to funds, procurement policies, and expenditures involving Austin Convention Enterprises, Inc.

**Sponsors:** Council Member Kathie Tovo, Council Member Gregorio Casar, Council Member Ann Kitchen, and Council Member Sabino "Pio" Renteria

56. Approve a resolution opposing the practice of anti-LGBTQ+ conversion therapy in the City of Austin and directing the City Manager to prohibit direct and indirect City support for the practice of conversion therapy.

**Sponsors:** Council Member Jimmy Flannigan, Mayor Steve Adler, Mayor Pro Tem Delia Garza, Council Member Gregorio Casar, and Council Member Natasha Harper-Madison

57. Approve a resolution directing the City Manager to explore a partnership with the Red Line Parkway Initiative for the creation of a Red Line Parkway Plan and a strategy for the development, management, and operation of the plan.

**Sponsors:** Council Member Leslie Pool, Council Member Ann Kitchen, Council Member Sabino "Pio" Renteria, and Council Member Natasha Harper-Madison

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

58. Set a public hearing to consider a resolution regarding the expansion of the Austin Downtown Public Improvement District by adding two parcels at 300 San Antonio and 311 Nueces Street, Austin, TX 78701, as requested by the property owner. (Suggested date: December 5, 2019 at Austin City Hall, 301 W. Second Street, Austin, TX.)

**District(s):** District 9

59. Set a public hearing concerning full purpose annexation of approximately 68 acres located in Travis County, at 6507 McKinney Falls Parkway, southeast of the intersection of McKinney Falls Parkway and Dee Gabriel Collins Road, and authorize negotiation and execution of a written agreement with the owner of the land for the provision of services. The property is currently in the City's extraterritorial jurisdiction and is adjacent to Austin Council District #2. (Suggested date: December 5, 2019, Austin City Hall, 301 W. Second Street, Austin, TX.)

## **Non-Consent**

### **10:30 AM - Austin Housing and Finance Corporation Meeting**

60. The Mayor will recess the City Council meeting to conduct a Board of Directors' Meeting of the Austin Housing Finance Corporation. Following adjournment of the AHFC Board meeting the City Council will reconvene. (The AHFC agenda is temporarily located at <http://austintexas.gov/department/city-council/2019/20191114-ahfc.htm>).

### **10:30 AM - Tax Increment Financing Reinvestment Zone #15**

61. The Mayor will recess the City Council meeting to conduct a Board of Directors' Meeting of the Tax Increment Financing Reinvestment Zone #15. Following adjournment of the TIF #15 Board meeting the City Council will reconvene. (The TIF #15 agenda is temporarily located at <http://www.austintexas.gov/department/city-council/2019/20191114-tif.htm>).

### **10:30 AM - Tax Increment Financing Reinvestment Zone #18**

62. The Mayor will recess the City Council meeting to conduct a Board of Directors' Meeting of the Tax Increment Financing #18 Board of Directors. Following adjournment of the TIF #18 Board meeting the City Council will reconvene. (The AHFC agenda is temporarily located at <http://austintexas.gov/department/city-council/2019/20191114-tif.htm>).

## **Public Hearings and Possible Actions**

63. Conduct a public hearing to gather feedback about the State required non-radioactive hazardous materials route designation study and its draft recommended route through Austin and approve a resolution approving the recommended route.

**District(s):** District 1; District 2; District 3; District 5; District 8

64. Conduct a public hearing and consider an ordinance to amending City Code Chapters 25-2, 25-7, 25-8, 25-12, 30-4, and 30-5 relating to regulation of development within the 25-year and 100-year floodplains.
65. Conduct a public hearing and consider an ordinance regarding floodplain variances for the construction of a new single-family residence and secondary apartment at 1130 Spur Street within the 100-year floodplain of Tannehill Branch.

**District(s):** District 3

66. Conduct a public hearing and consider an ordinance amending Ordinance No. 20120628-138 to add Colony Park/Lakeside Neighborhood Association, Inc., Harris Branch Master Association,

Inc., and North Shoal Creek Neighborhood Planning Area to the map indicating areas with additional regulations applying to mobile food establishments in accordance with City Code Section 25-2-812.

67. Conduct a public hearing and consider an ordinance amending City Code Title 25 relating to allowable uses, building heights, parking requirements, and sign regulations in the University Neighborhood Overlay (UNO) district.
68. Conduct a public hearing and consider an ordinance amending Ordinance No. 20071018-008 to recognize other local incentives and economic development tools available to qualifying enterprise zone projects.
69. Conduct a public hearing and consider an ordinance amending the Imagine Austin Comprehensive Plan by adopting the Parks and Recreation Long Range Plan for Land, Facilities and Programs.
70. Conduct a public hearing in accordance with Texas Parks and Wildlife Code Chapter 26 and consider a resolution authorizing a change in use of dedicated parkland, known as Lamar Beach at Town Lake Metro Park, for Austin Water and Austin Energy to construct, install, use, maintain, and repair approximately 13,431 square feet of permanent water line and electric utilities, as well as approximately 10,745 square feet of temporary work area.

#### **12:00 PM - Citizen Communications: General**

Leslie McMillan – Safety on the Streets

Bob Hendricks – Climate Change

Chris Milligan – The Annual Toy Run benefiting the Helping Hand Children’s Home

Clifford Wayne Dalton – Police and Homeless

Mike Hone – Inspections

Zoila Vega – Various issues

Gavino Fernandez – Code enforcement racists and enforcement

Paul Robbins – City and budget issues

Savanah Hernandez – TBD

Nathan Rice – Abandon Vehicle

#### **Executive Session**

71. Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
72. Discuss the employment, duties, and evaluation of the City Manager (Personnel matters - Section

551.074 of the Government Code).

73. Discuss matters related to Austin Energy generation resources (Certain Public Power Utilities: Competitive Matters - Section 551.086 of the Government Code).

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

74. C14-2018-0155 - 3303 Manor Road - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 2205 Tillery Street, 2213 Tillery Street, and 3303 Manor Road (Tannehill Branch Watershed) from general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning, and general commercial services-vertical mixed use-conditional overlay-neighborhood plan (CS-V-CO-NP) combining district zoning, and family residence-neighborhood plan (SF-3-NP) combining district zoning to general commercial services-mixed use-vertical mixed use-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning, with conditions. First reading approved on October 17, 2019. Vote 10-0, Council member Tovo- off the dais. Owner/Applicant: The Austin Groundskeeper, Inc. (Glenn F. Cooper). Agent: Drenner Group PC (Amanda Swor). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 1

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

75. C14-2019-0090 - 7410 Cooper Lane - Conduct a public hearing and approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 7410 Cooper Lane (South Boggy Creek Watershed). Applicant's Request: To rezone from development reserve (DR) district zoning to townhouse and condominium residence (SF-6) district zoning. First Reading approved on October 17, 2019. Vote: 9-0, Mayor Pro Tem Garza and Council Member Tovo - Off the dais. Owner/Applicant: Scott Branyon and Kathy Steinke. Agent: Thrower Design (A. Ron Thrower). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 5

76. NPA-2019-0020.04 - 600 Industrial Blvd - Conduct a public hearing and approve an ordinance amending Ordinance No. 20050818-Z001, the South Congress 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 600 Industrial Boulevard, (Blunn Creek Watershed) from Industry to Mixed Use land use. Staff recommendation and Planning Commission Recommendation: To Grant Mixed Use land use. Owner/Applicant: KC 600 Industrial LLC. Agent: David Hartman; Smith Robertson, L.L.P. City Staff: Jesse Gutierrez, (512) 974-1606.

District(s): District 3

77. C14-2019-0082 - 600 Industrial Boulevard Mixed Use - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 600 Industrial Boulevard (Blunn Creek Watershed). Applicant's Request: To rezone from limited industrial services-conditional overlay-neighborhood plan (LI-CO-NP) combining district zoning to limited industrial services-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant limited industrial services-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning. Owner: KC 600 Industrial LLC (Mitchell S. Johnson). Agent: Smith Robertson, L.L.P.

(David Hartman). City Staff: Wendy Rhoades, 512-974-7719.

**District(s):** District 3

78. C14-2019-0100 - 7505 Cooper Lane - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 7501, 7503, 7505, 7507, 7509, and 7511 Cooper Lane (South Boggy Creek Watershed). Applicant's Request: To rezone from development reserve (DR) district zoning and single family residence-standard lot (SF-2) district zoning to townhouse and condominium residence (SF-6) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant townhouse and condominium residence (SF-6) district zoning, with conditions. Owner/Applicant: Estate of Nelma Mueller (Donnie Carter and Darlene Graber, Independent Executors); Donnie Carter. Agent: David Weekley Homes (Evan Caso). City Staff: Wendy Rhoades, 512-974-7719.

**District(s):** District 2

79. C14-2017-0148 -Eightfold -Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 3443 Ed Bluestein Boulevard (Walnut Creek and Boggy Creek Watersheds). Applicant Request: To rezone from limited industrial-neighborhood plan (LI-NP) combining district zoning to limited industrial-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning. Staff Recommendation: To grant limited industrial-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning. Planning Commission Recommendation: To be reviewed November 12, 2019. Owner/Applicant: 3443 Zen Garden, LP (Adam Zarafshani) Agent: Sprouse Shrader Smithfield (Terrence L. Irion). City Staff: Heather Chaffin, 512-974-2122.

**District(s):** District 1

80. C14-2019-0107.SH - Diamond Forty-Two-Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 5511, 5515, 5517, and 5519 Jackie Robinson Street (Fort Branch Watershed). Applicant Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to multifamily residence-low density-neighborhood plan (MF-2-NP) combining district zoning. Staff Recommendation: To grant multifamily residence-low density-neighborhood plan (MF-2-NP) combining district zoning. Planning Commission Recommendation: To be reviewed November 12, 2019. Owner/Applicant: William D. Mosley. Agent: O-SDA Industries, LLC (Megan Lasch). City Staff: Heather Chaffin, 512-974-2122.

**District(s):** District 1

81. NPA-2019-0027.02- 2410 Winsted Lane - Conduct a public hearing and approve an ordinance amending Ordinance No. 20100923-102, the Central West Austin Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 2401 Winsted Lane (Johnson Creek Watershed) from Single Family to Neighborhood Mixed land use. Staff recommendation and Planning Commission recommendation: To grant Neighborhood Mixed Use land use. Owner/Applicant: David Kanne, Lincoln Ventures LLC. Agent: Drenner Group (Amanda Swor). City Staff: Kathleen Fox, (512) 974-7877).

**District(s):** District 10

82. C14-2018-0049 - 2401 Winsted - Conduct a public hearing and approve an ordinance amending

City Code Title 25 by rezoning property locally known as 2401 Winsted Lane (Johnson Creek Watershed) Applicant Request: To rezone from multifamily residence low density-neighborhood plan (MF-2-NP) combining district zoning to neighborhood commercial-mixed use-neighborhood plan (LR-MU-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant neighborhood commercial-mixed use-neighborhood plan (LR-MU-NP) combining district zoning. Owner/Applicant: Estate of Clyde Raab Littlefield (Wesley G. Ritchie). Agent: Drenner Group PC (Amanda Swor). City Staff: Heather Chaffin, 512-974-2122.

**District(s):** District 10

83. C14-2019-0121 - Dawson Rezoning - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 7731 Manchaca Road (South Boggy Creek Watershed). Applicant's Request: To rezone from development reserve (DR) district zoning to general office-mixed use (GO-MU) combining district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant general office-mixed use (GO-MU) combining district zoning. Owner/Applicant: Mary M. Stinson. Agent: Armbrust & Brown, PLLC (Richard T. Suttle, Jr.). City Staff: Wendy Rhoades, 512-974-7719.

**District(s):** District 5

84. C14-2019-0078 - All Points Construction Services - District 3 - 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 (Adrian DeLeon). Agent: All Points Construction Services (Paul Thiessen). City Staff: Wendy Rhoades, 512-974-7719. A valid petition has been filed in opposition to this rezoning request.

**District(s):** District 3

85. C14-2019-0101-1010 - Clermont- Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1010 Clermont Street (Lady Bird Lake Watershed). Applicant Request: To rezone from community commercial-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (GR-MU-V-CO-NP) combining district zoning to community commercial-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (GR-MU-V-CO-NP) combining district zoning, to change a condition of zoning. Staff Recommendation and Planning Commission Recommendation: To grant community commercial-mixed use-vertical mixed use-conditional overlay-neighborhood plan (GR-MU-V-CO-NP) combining district zoning, to change a condition of zoning. Owner/Applicant: Cooee Yakka LLC (Paul Stables). Agent: Hector Avila City Staff: Heather Chaffin, 512-974-2122.

**District(s):** District 3

86. C14-2019-0102 -Wonderspaces- Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as locally known as 1205 Sheldon Cove, Building 2, Units A-H (Little Walnut Creek Watershed). Applicant Request: To rezone from

limited industrial-neighborhood plan (LI-NP) combining district zoning to commercial liquor sales-neighborhood plan (CS-1-NP) combining district zoning. Staff Recommendation: To grant commercial liquor sales-neighborhood plan (CS-1-NP) combining district zoning. Planning Commission Recommendation: To be reviewed November 12, 2019. Owner/Applicant: Metis Capital LLC (Colin Laitner). Agent: Graves Dougherty Hearon & Moody (Peter J. Cesaro). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 1

87. C14-75-126(B)(RCT) - Restrictive Covenant Termination - 6111 F.M. 969- Conduct a public hearing and approve a restrictive covenant termination on a property locally known as 6111 F.M. 969 Road (Country Club East Watershed). Applicant Request: To terminate the public restrictive covenant associated with zoning case C14-75-126(B). Staff Recommendation and Planning Commission Recommendation: To grant restrictive covenant termination. Owners/Applicants: Masoud Arami, Majid Kamalipour, and Mohammed Arami. Agent: Drenner Group LLC (Amanda Swor). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 1

88. C814-04-0055.04.SH -Mueller-Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as locally known as N. IH 35 at E. 51st Street (Boggy Creek and Tannehill Branch Watersheds). Applicant Request: To rezone from planned unit development (PUD) district zoning to planned unit development (PUD) district zoning, to change a condition of zoning. This ordinance may include waiver of fees, alternative funding methods, modifications of City regulations and acquisition of property. Staff Recommendation: To grant planned unit development (PUD) district zoning, to change a condition of zoning. Planning Commission Recommendation: To be reviewed November 12, 2019. Owner/Applicant: City of Austin Economic Development Department (Pamela Hefner). Agent: McCann Adams Studio (Jana McCann). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 3

89. NPA-2019-0005.03 - 1411 Montopolis 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 1411 Montopolis Drive (Carson Creek Watershed) from Single Family to Mixed Use land use. Withdrawn by Applicant due to amended rezoning request. Owner/Applicant: EBC Construction, LLC, (Erasmo Benitez). Agent: Moncada Enterprises, LLC (Phil Moncada). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 3

90. C14-2019-0093 - 1411 Montopolis Rezoning -Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property known as 1411 Montopolis Drive (Carson Creek Watershed). Applicant 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: To grant Townhouse and Condominium residence- Neighborhood Plan (SF-6-NP) combining district zoning. Planning Commission recommendation: To be reviewed on November 12, 2019. Owner: UWSCO (Erasmo Benitez). Agent: Moncada Enterprises, LLC (Phil Moncada). City Staff: Kate Clark, 512-974-1237.



**District(s):** District 3

91. C14-2019-0126 - Fiesta CS-1 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property known as 5500 South IH-35 Service Road Southbound, Suite 210 (Williamson Creek Watershed). Applicant request: To rezone from Community Commercial - Neighborhood Plan (GR-NP) combining district zoning to Commercial - Liquor Sales - Neighborhood Plan (CS-1-NP) combining district zoning. Staff recommendation and Planning Commission recommendation: To grant Commercial - Liquor Sales - Neighborhood Plan (CS-1-NP) combining district zoning. Owner: LRF1 Stassney Heights Plaza, LLC. Agent: Thrower Design (Ron Thrower). City Staff: Kate Clark, 512-974-1237.

**District(s):** District 3

92. 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, Historic Landmark Commission Recommendation and Planning Commission Recommendation: To grant family residence - historic landmark - neighborhood plan (SF-3-H-NP) combining district zoning. Applicant: Historic Landmark Commission. Owner: Rex Bowers. City Staff: Cara Bertron, Historic Preservation Office, Planning and Zoning Department, 512-974-1446.

**District(s):** District 3

### **5:30 PM - Live Music**

Gold Ain't Cheap

### **5:30 PM – Proclamations**

Proclamation – Wildland Conservation Volunteers Appreciation Day – To be presented by Mayor Steve Adler and to be accepted by Robin Shaver, Wildland Conservation.

Proclamation – World AIDS Day – To be presented by Mayor Steve Adler and to be accepted by L.J. Smith, Chair, HIV Planning Council.

Proclamation – Just Fund It TX Day – To be presented by Council Member Alison Alter and to be accepted by Laura Yeager, Just Fund It TX.

Proclamation – Austin Film Culture Day – To be presented by Council Member Leslie Pool.

### **Adjourn**

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

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



# City of Austin

301 W. Second Street  
Austin, TX

## Agenda

### City Council Addendum Agenda

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Thursday, November 14, 2019

10:00 AM

Austin City Hall

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*The City Council may go into a closed session as permitted by the Texas Open Meetings Act, (Chapter 551 of the Texas Government Code) regarding any item on this agenda.*

**All of the following items may be acted upon by one motion. No separate discussion or action on any of the items is necessary unless desired by a Council Member.**

#### 10:00 AM – City Council Convenes

#### Consent Agenda

##### City Clerk

93. Approve a resolution canvassing the results of the November 5, 2019 special elections.

#### Development Services

94. Approve an ordinance adopting and authorizing execution of the third amendment to the compromise settlement agreement related to Cause No. 94-07160, Josie Ellen Champion, et al v. City of Austin in the 353rd Judicial District Court of Travis County; amending Ordinance No. 960613-J, Ordinance No. 20181215-013, and Ordinance No. 20181101-009; and modifying provisions of the Lake Austin Watershed regulations in Ordinance No. 840301-F.

#### Office of Real Estate Services

95. Authorize the negotiation and execution of all documents and instruments necessary to purchase in fee simple approximately 1.3139 acres of land and a building containing approximately 31,980 square feet out of Lot 1, Excel Subdivision 1, a subdivision in Travis County, Texas, according to map or plat of record in Volume 99, Page 33, of the Plat Records of Travis County, Texas, known locally as 2711 South Interstate 35, Austin, Texas 78741 from Super Success, Inc., Texas Corporation for a total amount not to exceed \$6,400,000 including closing costs.

District(s): District 3

96. Approve an ordinance amending the Fiscal Year 2019-2020 Office of Real Estate Services Capital Budget (Ordinance No. 20190910-001) to increase appropriations by \$8,000,000 to acquire and renovate a building to provide shelter and support services to those experiencing homelessness.

97. Approve a resolution declaring the City of Austin's official intent to reimburse itself from proceeds of certificates of obligation to be issued for expenditures in the total amount of \$8,000,000 to acquire and renovate a building to provide shelter and support services to those experiencing homelessness.

### **Purchasing Office**

98. Authorize negotiation and execution of a contract with Matthew Kwatinetz D/B/A QBL Partners LLC, to provide consulting services for the creation of an economic development entity to promote affordable housing development, creative space developments, public-private partnerships, and supporting structures, in an amount not to exceed \$165,000.

(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).

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

99. Approve a resolution directing the City Manager to provide Austin Duck Adventures temporary and limited access to Lady Bird Lake.

**Sponsors:** Council Member Sabino "Pio" Renteria, Mayor Steve Adler, Council Member Natasha Harper-Madison, and Council Member Jimmy Flannigan

100. Approve a resolution directing the City Manager to work with Capital Metro on the completion of the Broadmoor Rail Station and the McKalla Place Rail Station, assessing various public financing options that can leverage private development and funding, and provide Council with the findings of the analysis.

**Sponsors:** Council Member Leslie Pool, Council Member Ann Kitchen, Council Member Jimmy Flannigan, Council Member Sabino "Pio" Renteria, and Council Member Natasha Harper-Madison

### **Non-Consent**

#### **Executive Session**

101. Discuss real estate and legal matters related to the purchase, exchange, lease, or value of an interest in real property for a shelter for individuals experiencing homelessness (Real Property - Section 551.072 of the Government Code and Consultation with Attorney- Section 551.071 of the Government Code).

### **Adjourn**

Note: The above item(s) will be considered under its respective category, but follow the last number on the Austin, Texas, City Council Agenda for Thursday, November 14, 2019

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