



Thursday, November 12, 2020

The City Council will convene at 10:00 AM on
Thursday, November 12, 2020 via
Videoconference
<http://www.austintexas.gov/page/watch-atxn-live>



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

Public comment will be allowed via telephone; no in-person input will be allowed. All speakers must register in advance (Tuesday, November 10 by Noon). All public comment will occur as follows:

For all items on the consent agenda, Public Hearings and all non-consent items other than Zoning, public comment will be taken at 10:00 a.m.

For all zoning items public comment will be taken at 2:00 p.m.

To speak remotely at the Council Meeting, residents must:

- Submit the online registration form found at:
https://cityofaustin.formstack.com/forms/austin_city_council_speaker_signup. Registration must be received by 12 p.m. on Tuesday, November 10.
- Once the registration form is received, residents will receive either an email or phone call providing the telephone number to call on Thursday.
- Speakers must call in at least 45 minutes prior to meeting start in order to speak, late callers will not be accepted and will not be able to speak.
- Handouts or other information may be emailed to City.Clerk@austintexas.gov by 12 p.m. on Tuesday. This information will be provided to Mayor and Council in advance of the meeting.
- Any speaker who speaks prior to being called upon by the Mayor will be disconnected and will not be able to rejoin the call.
- If you need Spanish Translation Services, you must email City.Clerk@austintexas.gov at least 48 hours in advance of the meeting.
- Residents may watch the Council Meeting online at:
<http://www.austintexas.gov/page/watch-atxn-live>

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

Approval of Minutes

1. Approve the minutes of the Austin City Council work session of October 27, 2020, regular meeting of October 29, 2020 and special called meeting of October 29, 2020.

Animal Services Office

2. Approve an ordinance amending Section 3-1-1 (Definitions) of City Code Title 3 (Animal Regulation) to add a new definition of provoked biting, and to amend the definition of unprovoked biting by a dog, and to renumber the remaining definitions accordingly.

Strategic Outcome(s): Health and Environment.

Capital Contracting Office

3. Authorize award and execution of a construction contract with PGC General Contractors, LLC, for the 2021 Waterline On-Call Services Indefinite Delivery/Indefinite Quantity contract in the amount of \$2,000,000 for an initial one-year term, with two, one-year extension options of \$2,000,000 each, for a total contract amount not to exceed \$6,000,000.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 9.23% MBE and 1.51% WBE participation.]

Strategic Outcome(s): Health and Environment

4. Authorize negotiation and execution of a professional services agreement with Stantec Consulting Services, Inc. (staff recommendation) or one of the other qualified responders for Request for Qualifications Solicitation No. CLMP306, to provide professional engineering services for the Hornsby Bend BMP Process Ammonia Removal System Facility project in an amount not to exceed \$500,000.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 15.80% MBE and 15.80% WBE participation.]

Strategic Outcome(s): Health and Environment

5. Authorize negotiation and execution of a job order assignment with Hensel Phelps Construction Co., for the South Austin Regional Wastewater Treatment Plant Door Replacements project, for a total amount not to exceed \$1,000,000.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals established for the Job Order Contract.]

Strategic Outcome(s): Health and Environment; Safety

District(s): District 2

6. Authorize award and execution of a construction contract with Blastco Texas Inc., for the Slaughter Lane and Capital of Texas Reservoir Improvement project in the amount of \$3,529,494.00 plus a \$352,949.40 contingency, for a total contract amount not to exceed \$3,882,443.40.

[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 achievements of Good Faith Efforts with 16.02% MBE and 13.76% WBE participation.]

Strategic Outcome(s): Health and Environment; Safety

District(s): District 8

7. Authorize award and execution of a construction contract with T. Morales Company Electric & Controls Ltd. (WBE) for the Domain DCP Switchgear Replacement project in the amount of \$3,659,000, plus a \$548,850 contingency, for a total contract amount not to exceed \$4,207,850.

[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 94.32% MBE and 3.39% WBE participation.]

Strategic Outcome(s): Safety; Government that Works for All; Health and Environment

District(s): District 7

8. Authorize negotiation and execution of a construction manager at risk agreement with Flintco, LLC for preconstruction and construction services for the Colony Park District Park and Givens District Park Aquatic Facilities in an amount not to exceed \$14,000,000.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals 8.72% MBE and 4.00% WBE participation.]

Strategic Outcome(s): Culture and Lifelong Learning; Government That Works for All; Health and Environment

District(s): District 1

9. Authorize award and execution of a construction contract with SSC Signs & Lighting, LLC, for the Downtown Wayfinding Implementation Indefinite Delivery/Indefinite Quantity contract in the amount of \$1,500,000 for an initial one-year term, with two, one-year extension options of \$1,000,000 each, for a total contract amount not to exceed \$3,500,000.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with a combined MBE/WBE goal of 1.10% participation.]

Strategic Outcome(s): Mobility

District(s): District 1; District 9

Convention Center

10. Approve the draft service plan and petition language for the proposed creation of an Austin Tourism Public Improvement District (ATPID); the ATPID would raise funding through a 1% assessment on the rates for non-contiguous hotel properties with one hundred or more rooms within the City of Austin limits for the purpose of special supplemental services for increased marketing and sales initiatives, sales incentives to retain and secure meetings and conventions at the Austin Convention Center and Palmer Event Center; a portion of the assessment would be paid to the Austin Convention Center which can transfer these funds to the City's General Fund for use by the City.

Strategic Outcome(s): Economic Opportunity and Affordability; Government That Works For All.

Economic Development Department

11. Approve a resolution authorizing the creation of temporary Chapter 380 programs that support tenants operating a childcare business, live-music venue, arts venue, or restaurant/bar and exempting these temporary Chapter 380 programs from the requirements of Resolution No. 20180830-056.

Strategic Outcome(s): Economic Opportunity and Affordability.

Emergency Medical Services

12. Approve an ordinance amending Exhibit A to the Fiscal Year 2020-2021 City of Austin Fee and Fine Ordinance (Ordinance No. 20200812-002) to update the discount program fees for Emergency Medical Services Transports.

Strategic Outcome(s): Safety.

13. Authorize execution of Amendment Two to an interlocal agreement with Travis County to provide emergency medical services in areas of Travis County outside the City's corporate limits and dispatch support services to Travis County's STAR Flight program in exchange for payment by Travis County.

Strategic Outcome(s): Safety.

14. Approve execution of a Participation Agreement with the Centers for Medicare and Medicaid Services for participation in the Emergency Triage, Treat, and Transport Model (ET3 Model), and approve negotiation and execution of all related agreements with Qualified Health Practitioners and Alternate Destinations necessary or desirable for participation in the ET3 Model.

Strategic Outcome(s): Safety.

Homeland Security & Emergency Management

15. Authorize negotiation and execution of an interlocal grant agreement with Travis County to accept a grant from the County and establish responsibilities related to sharing the costs of responding to the COVID-19 pandemic.

Strategic Outcome(s): Safety, Health and Environment.

Housing and Planning

16. Authorize negotiation and execution of a one-year agreement with Austin Tenants Council for

counseling and emergency mediation services for COVID-19 impacted households in an amount not to exceed \$180,000.

Strategic Outcome(s): Economic Opportunity and Affordability.

Intergovernmental Relations

17. Approve a resolution adopting the City's Federal Legislative Program for the 117th U.S. Congress.

Strategic Outcome(s): Government that Works for All.

Law

18. Authorize negotiation and execution of an amendment to the legal services agreement with Lloyd Gosselink Rochelle & Townsend, P.C. for legal services related to Data Foundry, Inc. v. City of Austin, Cause No. 14-18- 00071-CV in the Texas Fourteenth Court of Appeals, in the amount of \$45,000 for a total contract amount not to exceed \$231,000.

Strategic Outcome(s): Government That Works For All.

Management Services

19. Approve an ordinance authorizing acceptance of \$16,800 in additional grant funds from the United States Department of Housing and Urban Development and amending the Fiscal Year 2020-2021 Management Services Operating Budget Special Revenue Fund (Ordinance No. 20200812-001) to appropriate \$16,800 for expenses related to investigations of federal Fair Housing Act complaints.

Strategic Outcome(s): Government that Works for All.

Office of Real Estate Services

20. Authorize the negotiation and execution of a lease agreement with an option to purchase with 3423 Holdings, LLC, a Texas limited liability company, for approximately 30,000 square feet of office space for the Downtown Austin Community Court, located at 1719 East 2nd Street, for a 120 month lease with one ten-year extension option, in an amount not to exceed \$21,562,500.

Strategic Outcome(s): Government that Works for All.

District(s): District 3

Parks and Recreation

21. Approve an ordinance amending the Fiscal Year 2020-2021 Special Revenue Fund Operating Budget of the Parks and Recreation Department to accept and appropriate up to \$250,000 from the Trail of Lights Foundation for payment of costs for City services, and authorize waiver of certain permit, application and similar fees and requirements for the 2020 Trail of Lights in an amount not to exceed \$200,000.

Strategic Outcome(s): Economic Opportunity; Safety; Health & Environment; Culture & Lifelong Learning;
Government that Works for All.

District(s): District 8

Police

22. Authorize negotiation and execution of an interlocal agreement with Travis County for the City to administer the 2020 Justice Assistance Grant Program on behalf of the City and Travis County.
Strategic Outcome(s): Safety.
23. Authorize negotiation and execution of an interlocal agreement with Travis County in the amount of \$419,378 for services to be provided by Travis County in connection with the Austin Improving Criminal Justice Responses to Domestic Violence, Dating Violence, Sexual Assault, and Stalking Program.
Strategic Outcome(s): Safety .
24. Authorize negotiation and execution of a subaward agreement with The SAFE Alliance in the amount of \$229,017 under the Austin Improving Criminal Justice Responses to Domestic Violence, Dating Violence, Sexual Assault, and Stalking Program.
Strategic Outcome(s): Safety
25. Approve an ordinance amending the Fiscal Year 2020-2021 Austin Police Department Operating Budget Special Revenue Fund (Ordinance No. 20200812-001) to accept and appropriate \$300,000 in additional grant funds from the United States Department of Justice, Office of Justice Programs, Bureau of Justice Assistance for the City of Austin Intellectual Property Enforcement.
Strategic Outcome(s): Safety

Purchasing Office

26. Authorize award of a multi-term contract with Environmental Survey, Inc., alias Environmental Survey Consulting (WBE), to provide all specialized labor, materials, equipment, and other services necessary for the installation, irrigation, and maintenance of green stormwater infrastructure, for up to five years for a total contract amount not to exceed \$2,700,000.

(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).

Strategic Outcome(s): Health and Environment.

27. Authorize award of a multi-term contract with MTM Recognition Corporation, to provide service awards, for up to five years for a total contract amount not to exceed \$668,800.

(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).

Strategic Outcome(s): Government that Works for All.

28. Authorize award of a multi-term contract with Absolute Testing Services Inc., to provide installation, repair and testing of electrical systems 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).

Strategic Outcome(s): Government That Works for All.

29. Authorize negotiation and execution of a contract with Atlas Copco Compressors LLC, for preventative maintenance and repair services for air compressors, for a term of five years in an amount not to exceed \$440,000.

(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).

Strategic Outcome(s): Government That Works for All.

30. Authorize award of a contract with Perkins Engineering Consultants, Inc., to provide fan testing, hydrogen sulfide monitoring, and differential pressure testing services, in an amount not to exceed \$397,035.

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

Strategic Outcome(s): Health and Environment.

31. Authorize award of a multi-term contract with American Minority Business Forms, Inc. D/B/A American Diversity, to provide printed forms, for up to five years for a total contract amount not to exceed \$642,500.

(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).

Strategic Outcome(s): Government That Works for All.

32. Authorize award of a multi-term contract with Techline Inc., for vacuum interrupter switches, for up to five years for a total contract amount not to exceed \$3,518,000.

(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).

Strategic Outcome(s): Government that Works for All.

33. Authorize award of a multi-term contract with KBS Electrical Distributors Inc., to provide substation signs, 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 2-9D 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).

Strategic Outcome(s): Government That Works for All.

34. Authorize negotiation and execution of three multi-term contracts with Asplundh Tree Expert LLC; Davey Tree Surgery Co; and Wright Tree Service, Inc.; to provide vegetation management services on distribution energized lines, each for up to five years, for total amounts not to exceed \$85,000,000, 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 and subcontractor goals were applied to the solicitation. Wright Tree Service, Inc. met the goals with a combined MBE/WBE goal of 3.76% participation. Davey Tree Surgery Co and Asplundh Tree Expert, LLC met the goals through the achievement of Good Faith Efforts with a combined MBE/WBE goal of 0.75% participation by Davey Tree Surgery Co and 2.07% participation by Asplundh Tree Expert, LLC).

Strategic Outcome(s): Government That Works for All.

35. Authorize award of two multi-term contracts with Yosan Inc. D/B/A International Building Services and Precision Facility Services, LLC, to provide pressure washing services, each for up to five years for total contract amounts not to exceed \$2,466,300, divided between 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).

Strategic Outcome(s): Mobility; Health and Environment; Government that Works for All.

36. Authorize negotiation and execution of a contract with Asakura Robinson Company LLC (MBE), to provide a behavioral study for the Raincatcher Pilot Program, for a term of two years for a total contract amount not to exceed \$180,050.

(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).

Strategic Outcome(s): Health and Environment.

37. Authorize award of a contract with Victor Pena D/B/A Pena's Traffic Services, LLC (MBE), to provide rental of temporary traffic control devices and roadway pavement marking services, for a term of two years in an amount not to exceed \$3,280,000.

(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).

Strategic Outcome(s): Mobility.

38. Authorize negotiation and execution of a multi-term contract with Morris & McDaniel, Inc., to provide for the development, validation, administration, scoring and analysis of the fire cadet hiring

processes, for up to six years for a total contract amount not to exceed \$850,000.

(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).

Strategic Outcome(s): Safety.

39. Authorize negotiation and execution of a contract with Kroll Associates, Inc., to provide an assessment of the Austin Police Department training academy and conduct analysis of recruitment and promotions, use of force incidents, and public interactions with officers, in an amount not to exceed \$1,300,000.

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

Strategic Outcome(s): Safety.

Transportation

40. Approve an ordinance adopting the Street Impact Fee Land Use Assumptions, Street Impact Fee Capacity Improvements Plan, Street Impact Fee Service Area Boundaries, and Street Impact Fees. Related to Item #45

Strategic Outcome(s): Mobility

Transportation - Mobility Bond

41. Authorize negotiation and execution of an amendment to the professional services agreement with Aecom Technical Services, Inc., for engineering services for the William Cannon Railroad Overpass (East End) project in an amount of \$714,001.60 for a total contract amount not to exceed \$1,172,001.60.

[Note: This amendment will be awarded in compliance with City Code 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program). Current participation to date is 31.63% MBE and 12.30% WBE].

Strategic Outcome(s): Safety; Mobility.

District(s): District 2; District 5

Item(s) from Council

42. Approve appointments and certain related waivers to citizen boards and commissions, to Council committees and other intergovernmental bodies, and to public facility corporations; removal and replacement of members; and amendments to board and commission bylaws.
43. Approve a resolution directing the City Manager to develop a planning scope and process for a comprehensive, long-range district plan for the area roughly bounded by U.S. Highway 183 to the

west, U.S. Highway 290 to the north, Toll Road 130 to the east, and FM 969 Road to the south to encourage equitable transit-oriented development, economic development, job stability, and high-quality public spaces; and analyze and recommend a financing plan for development of City assets within the district area.

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

Non-Consent

10:30 AM - Austin Housing and Finance Corporation Meeting

44. 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/2020/20201112-ahfc.htm>).

Public Hearings and Possible Actions

45. Conduct a public hearing to consider an ordinance amending City Code Title 25 (Land Development) to include a Street Impact Fee program. Related to Item #40.

12:00 PM - Citizen Communications: General

Sara Black – They say I did something bad.

Susan Pantell – Airport Expansion

Adam Laicer – Exercise and immuno health

Jason Ryan Salazar – Breaking the language barriers between City government and constituent. City official and constituent engagement.

Executive Session

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

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

47. C14-2019-0108 Parker House - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 2404 Rio Grande Street (Shoal Creek Watershed). Applicant Request: To rezone from general office-historic landmark-neighborhood plan (GO-H-NP) combining district zoning and multifamily residence moderate-high density-historic landmark-neighborhood plan (MF-4-H-NP) combining district zoning to general office-historic landmark-neighborhood plan (GO-H-NP) combining district zoning on Tract 1 and multifamily residence moderate-high density-neighborhood plan (MF-4-NP) combining district zoning on Tract 2. First reading approved September 17, 2020. Vote 9-0. Council Member Tovo- Abstained, Council Member Casar- Off the dais. Owner/Applicant: 2404 Rio Grande St LP (William Archer).

Agent: South Llano Strategies (Glen Coleman). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 9

48. C14-2017-0148 Zen Garden - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 3443 Ed Bluestein Boulevard (Walnut Creek and Boggy Creek Watersheds) from limited industrial services-neighborhood plan (LI-NP) combining district zoning to limited industrial services-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning. First reading approved on May 21, 2020. Vote 10-0; Council Member Alter abstained. 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

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

49. C14-72-032(RCT) - 7113 Burnet Rd - Conduct a public hearing and approve the termination of a restrictive covenant on property locally known as 7113 Burnet Road (Shoal Creek Watershed). Staff Recommendation and Planning Commission Recommendation: To grant termination of the restrictive covenant. Owner/Applicant: Ronan Corporation (Craig Hopper). City Staff: Mark Graham, 512-974-3574.

District(s): District 7

50. C814-2018-0121 - 218 S. 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 218 South Lamar Boulevard (Lady Bird Lake Watershed). Applicant's request: To rezone from general commercial services-vertical mixed use building (CS-V) combining district zoning to planned unit development (PUD) district zoning, with conditions. This ordinance may include waiver of fees, alternative funding methods, modifications of City regulations, and acquisition of property. First reading approved on September 17, 2020. Vote 7-4, Council Members Alter, Kitchen, Pool, Tovo - nay. Owner/Applicant: Michael Pfluger, William Reid Pfluger & the Pfluger Spousal Irrevocable Trust. Agent: Drenner Group PC (Amanda Swor). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 5

51. C14-2020-0059 -Cypress Creek Apartment Homes -Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1417 West Howard Lane (Walnut Creek Watershed). Applicant Request: To rezone from community commercial (GR) district zoning and general commercial services-conditional overlay (CS-CO) combining district zoning to community commercial-mixed use (GR-MU) combining district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant community commercial-mixed use (GR-MU) combining district zoning, with conditions. Owner/Applicant: Ringgold Partners I, Ltd.. Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 7

52. NPA-2020-0003.01 - 1804 Ulit Avenue-Conduct a public hearing and approve an ordinance amending Ordinance No. 19990715-113 the Chestnut 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 1804 Ulit Avenue. (Boggy Creek Watershed) from Civic to Office land use. Staff Recommendation and Planning Commission Recommendation: To grant Office land use. Owner/Applicant: Four Caddy, LLC (Stephen DiMarco) Agent: Drenner Group, PC (Amanda Swor). City Staff: Maureen Meredith, Housing and Planning Department, (512) 974-2695.

District(s): District 1

53. C14-2020-0074 - 1804 Ulit Avenue - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1804 Ulit Avenue (Boggy Creek Watershed). Applicant Request: To rezone from public-neighborhood plan (P-NP) combining district zoning to neighborhood office-conditional overlay-neighborhood plan (NO-CO-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant neighborhood office-conditional overlay-neighborhood plan (NO-CO-NP) combining district zoning. Owner/Applicant: Four Caddy LLC (Stephen DiMarco). Agent: Drenner Group PC (Amanda Swor). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 1

54. C14-2020-0105 - David Chapel Missionary Baptist Church - Tract 1 (Main Tract) - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2201, 2203, 2205, 2207, 2209, 2211 E. MLK Jr. Blvd. and 1807 Ferdinand Street (Boggy Creek Watershed). Applicant Request: To rezone from public-neighborhood plan (P-NP) combining district zoning to general commercial services-mixed use-vertical mixed use building-neighborhood plan (CS-MU-V-NP) combining district zoning. Staff Recommendation: Pending. Planning Commission Recommendation: To be heard November 24, 2020. Owner/Applicant: David Chapel Missionary Baptist Church (Joseph C. Parker, Jr.). Agent: Husch Blackwell (Nikelle Meade). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 1

55. C14-2020-0106 David Chapel Missionary Baptist Church - Tract 3 (Northeast Tract)- Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2301 E. Martin Luther King Jr. Boulevard (Boggy Creek Watershed). Applicant Request: To rezone from public-neighborhood plan (P-NP) combining district zoning to general commercial services-mixed use-vertical mixed use building-neighborhood plan (CS-MU-V-NP) combining district zoning. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed November 24, 2020. Owner/Applicant: David Chapel Missionary Baptist Church (Joseph C. Parker, Jr.). Agent: Husch Blackwell (Nikelle Meade). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 1

56. C14-2020-0107 David Chapel Missionary Baptist Church - Tract 4 (Southeast Tract) - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1803, 1805, and 1807 Chestnut Avenue (Boggy Creek Watershed). Applicant Request: To rezone from public-neighborhood plan (P-NP) combining district zoning to general commercial services-mixed use-vertical mixed use building-neighborhood plan (CS-MU-V-NP) combining district zoning. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed November 24, 2020. Owner/Applicant: David Chapel Missionary Baptist Church

(Joseph C. Parker, Jr.). Agent: Husch Blackwell (Nikelle Meade). City Staff: Heather Chaffin, 512-974-2122

District(s): District 1

57. C14-2020-0099 - Rezoning of 15204 N FM 620 -Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 15204 North FM 620 Road (Lake Creek Watershed). Applicant Request: To rezone from development reserve (DR) district zoning to multifamily residence-moderate-high density district (MF-4) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant multifamily residence-moderate-high density district (MF-4) district zoning. Owner/Applicant: England Ranch SE, LP (Joe F. England). Agent: Armbrust & Brown, PLLC (Richard Suttle). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 6

58. C14-2020-0093 - 4329 S Congress Avenue - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 4329 and 4341 South Congress Avenue (Williamson Creek Watershed). Applicant's Request: To rezone from general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning to general commercial services-mixed use-vertical mixed use building-neighborhood plan (CS-MU-V-NP) combining district zoning. Staff Recommendation: To grant general commercial services-mixed use-vertical mixed use building-neighborhood plan (CS-MU-V-NP) combining district zoning. Planning Commission Recommendation: To grant general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning. Owner: South Congress Development LLC. Agent: Drenner Group PC (Amanda Swor). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 3

59. NPA-2020-0017.02- 902 Morrow Street - Conduct a public hearing and approve an ordinance amending Ordinance No. 040401-Z-2 the Crestview/Wooton 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 902 and 904 Morrow Street (Waller Creek Watershed) from Single Family to Multifamily land use. Staff Recommendation and Planning Commission Recommendation: To grant Multifamily land use. Owner/Applicant: Vineway, LLC, (Tyler McReynolds). Agents: Thrower Design, LLC, (A. Ron Thrower and Victoria Haase). City Staff: Maureen Meredith, Housing and Planning Department (512) 974-2695.

District(s): District 7

60. C14-2020-0047 - 902 Morrow St. - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 902 and 904 Morrow Street (Waller Creek Watershed). Applicant's Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to multifamily residence limited density-neighborhood plan (MF-1-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant multifamily residence limited density-neighborhood plan (MF-1-NP) combining district zoning. Applicant/Owner: Vineway, LLC (Tyler McReynolds). Agent: Thrower Design (A. Ron Thrower). City Staff: Mark Graham, 512-974-3574.

District(s): District 7

61. C14-2020-0096 - 3707 S 2nd Street - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 3707 S 2nd Street (West Bouldin Creek Watershed). Applicant Request: To rezone from family residence (SF-3) district zoning to community commercial-mixed use-vertical mixed use building (GR-MU-V) combining district zoning. Staff Recommendation: To grant general office-mixed use (GO-MU) combining district zoning. Planning Commission Recommendation: To be reviewed on November 10, 2020. Owner: 3707 S. 2nd Property, LP (Justin Albright). Applicant: Armbrust & Brown (Amanda Surman). City Staff: Kate Clark, 512-974-1237.
- District(s): District 3
62. C14-2020-0086 - 6111 FM RD 969 - MLK & 183 Residential - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6111 FM RD 969 (Walnut Creek Watershed). Applicant 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: To grant general commercial services - mixed use - neighborhood plan (CS-MU-NP) combining district zoning. Planning Commission Recommendation: Withdrawn by Applicant. Owner: QT South, LLC (Matthew Miller). Applicant: Armbrust & Brown (Ferris Clements). City Staff: Kate Clark, 512-974-1237.
- District(s): District 1
63. C14-2020-0063 - Pier Property Rezoning - Conduct a public hearing and approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 1703 River Hills Road (Lake Austin Watershed). Applicant Request: To rezone from commercial-liquor sales (CS-1) district zoning to commercial recreation (CR) district zoning. First Reading approved on October 15, 2020. Vote 10-0. Council Member Tovo abstained. Owner/Applicant: Tires Made Easy, Inc. (Andrew S. Price). Agent: Husch Blackwell, LLP (Nikelle Meade). City Staff: Mark Graham, 512-974-3574.
- District(s): District 10
64. C14-2020-0084 - The Training Kitchen - Approve second and third readings of an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 1901 Matthews Lane (Williamson Creek Watershed). Applicant's Request: To rezone from family residence (SF-3) district zoning and general office-conditional overlay (GO-CO) combining district zoning to community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. First Reading approved on October 15, 2020. Vote: 11-0. Owner: Amanda Longtain and Matthew Shepherd. Agent: Stansberry Engineering Co., Inc. (Blayne Stansberry). City Staff: Wendy Rhoades, 512-974-7719.
- District(s): District 5
65. C14H-2020-0087 - Baker School - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 3908 Avenue B. Applicant's Request: To rezone from general commercial services-historic area- neighborhood conservation-neighborhood plan (CS-HD-NCCD-NP) combining district zoning to general commercial services-historic area-historic landmark-neighborhood conservation-neighborhood plan (CS-H-HD-NCCD-NP) combining district zoning. Staff recommendation general commercial

services -historic are -historic landmark neighborhood conservation-neighborhood plan (CS-H-HD-NCCD-NP) combining district zoning. Historic Landmark Commission recommendation: To be reviewed November 16, 2020. Planning Commission recommendation: To be reviewed November 24, 2020. Applicant: Richard Weiss, for Alamo Drafthouse Cinemas Baker LLC, owners. City Staff: Steve Sadowsky, Historic Preservation Office, Housing and Planning Department, 512-974-6454.

District(s): District 9

- 66.** C14-2020-0055 Cooper Tract Commercial- Conduct a public hearing and approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 10001 East US Highway 290 (Decker Creek and Gilleland Creek Watersheds). Applicant Request: From interim-rural residence (I-RR) district zoning to commercial highway services (CH) district zoning. First reading approved commercial highway services (CH) district zoning on Tract 1 and general commercial services-mixed use (CS-MU) combining district zoning on Tract 2, with conditions on October 1, 2020. Vote 11-0. Owner/Applicant: Cooper Milly Holdings LLC (Leighton Lord). Agent: Husch Blackwell LLP (Nikelle Meade). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 1

Adjourn

The City of Austin is committed to compliance with the Americans with Disabilities Act. Reasonable modifications and equal access to communications will be provided upon request.

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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

Agenda

City Council Addendum Agenda

Thursday, November 12, 2020

10:00 AM

via videoconference

Public comment will be allowed via telephone; no in-person input will be allowed. All speakers must register in advance (Tuesday, November 10 by Noon). All public comment will occur as follows:

For all items on the consent agenda, Public Hearings and all non-consent items other than Zoning, public comment will be taken at 10:00 a.m.

For all zoning items public comment will be taken at 2:00 p.m.

To speak remotely at the Council Meeting, residents must:

- Submit the online registration form found at:
https://cityofaustin.formstack.com/forms/austin_city_council_speaker_signup. Registration must be received by 12 p.m. on Tuesday, November 10.
- Once the registration form is received, residents will receive either an email or phone call providing the telephone number to call on Thursday.
- Speakers must call in at least 45 minutes prior to meeting start in order to speak, late callers will not be accepted and will not be able to speak.
- Handouts or other information may be emailed to City.Clerk@austintexas.gov by 12 p.m. on Tuesday. This information will be provided to Mayor and Council in advance of the meeting.
- Any speaker who speaks prior to being called upon by the Mayor will be disconnected and will not be able to rejoin the call.
- If you need Spanish Translation Services, you must email City.Clerk@austintexas.gov at least 48 hours in advance of the meeting.
- Residents may watch the Council Meeting online at:
<http://www.austintexas.gov/page/watch-atxn-live>

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

Economic Development Department

- 67.** Authorize negotiation and execution of an amendment to the contract with Matthew Kwatinetz dba QBL Partners LLC, to provide consulting services for expediting the implementation of the Austin Economic Development Corporation in an amount not to exceed \$460,000 for a total contract amount not to exceed \$659,420.

Strategic Outcome(s): Economic Opportunity and Affordability.

Law

- 68.** Authorize negotiation and execution of a legal services agreement with Max Renea Hicks for legal services related to Reagan National Advertising, Inc. et al v. City of Austin, Cause No. 19-50354 in the United States Court of Appeals for the Fifth Circuit, in an amount not to exceed \$122,425.

Strategic Outcome(s): Government That Works For All.

Office of Real Estate Services

- 69.** Ratify an agreement with LVP FFI Austin LLC d/b/a Fairfield Inn & Suites Austin Northwest/Research Blvd, a limited liability company, for the City to occupy the real property located at 13087 Research Blvd, Austin, Texas, 78750 for emergency housing, isolation, and support services related to COVID-19 for a 60-day term, with an option to extend for three (3) additional 30-day terms, for an amount not to exceed \$910,560.00.

Strategic Outcome(s): Health and Environment.

District(s): District 6

Public Health

- 70.** Ratify Amendment No. 2 to the agreement with Family Independence Initiative to administer an online portal to distribute direct financial assistance to Austin/Travis County residents impacted by COVID-19 to increase funding in an amount not to exceed \$2,177,034 and extend the term by three months to end on January 15, 2021, for a revised total agreement amount not to exceed \$12,288,478.

Strategic Outcome(s): Economic Opportunity and Affordability.

Item(s) from Council

71. Approve a resolution waiving the requirements of the City's policy for establishing concessions on parkland for a concession agreement between The Trail Foundation and EpicSUP for a food and beverage and a stand-up paddle board concession to be located at 2200 S. Lakeshore Drive; directing the City Manager to consider whether to continue with concession operations at this location in the future, and if so, to follow applicable purchasing guidelines to secure future concession operations; directing the City Manager to report back to Council regarding the status of the City's efforts to facilitate negotiation and execution of a concession agreement between The Trail Foundation and EpicSUP; and directing the City Manager to grant a temporary concession permit, valid for up to six months, to EpicSUP and to waive the concession permit fee for EpicSUP to operate a food and beverage and a stand-up paddle board concession at 2200 S. Lakeshore Drive.

Sponsors: Council Member Sabino "Pio" Renteria, Mayor Steve Adler, Mayor Pro Tem Delia Garza, Council Member Natasha Harper-Madison, and Council Member Paige Ellis

Non-Consent

Item(s) Referred from Council Committee(s)

72. Approve amendments to the Downtown Commission bylaws.

Sponsors: Audit and Finance Committee

Public Hearings and Possible Actions

73. Conduct a public hearing and consider an ordinance adopting the Street Impact Fee Land Use Assumptions, Street Impact Fee Capacity Improvements Plan, Street Impact Fee Service Area Boundaries, and Street Impact Fees. Related to Item #74
74. Conduct a public hearing and consider an ordinance amending City Code Title 25 (Land Development) to include a Street Impact Fee program. Related to Item #73.

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 12, 2020

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