



Thursday, February 3, 2022

The City Council will convene at 10:00 AM on Thursday, February 3, 2022 at Austin City Hall 301 W. Second Street, Austin, TX and some members of City Council may be participating by videoconference
<http://www.austintexas.gov/page/watch-atxn-live>



Mayor Steve Adler

Mayor Pro Tem Alison Alter, District 10

Council Member Natasha Harper-Madison, District 1

Council Member Vanessa Fuentes, District 2

Council Member Sabino "Pio" Renteria, District 3

Council Member Gregorio Casar, District 4

Council Member Ann Kitchen, District 5

Council Member Mackenzie Kelly, District 6

Council Member Leslie Pool, District 7

Council Member Paige Ellis, District 8

Council Member Kathie Tovo, District 9

Public comment will be allowed in-person or remotely by telephone. Speakers may only register to speak on an item once either in-person or remotely. For full instructions on participation in person or by telephone, please visit the Council Meeting Information Center: http://austintexas.gov/department/city-council/council/council_meeting_info_center.htm

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 special called of January 18, 2022, work session of January 25, 2022, and regular meeting of January 27, 2022.

Development Services

2. Authorize negotiation and execution of an encroachment agreement with Robert T. Nicholas, Howard Michael Joseph, Jr., Doris Attal Potts, Janice Joseph Carmona, Patricia Ann Joseph, Mary Attal Rizzo, and Laura J. Nicholas, for the permanent surface encroachments of public right-of-way consisting of approximately 13 square feet extending along the 1800 block of Rosewood Avenue for a building.

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

District(s): District 1

Financial Services- Contracts

3. Authorize negotiation and execution of a contract with Powell Electrical Systems, Inc. to provide 15kV automatic throw over double tank switchgear, for a term of five years for a total contract amount not to exceed \$1,200,000.

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

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

4. Authorize award of two contracts with Techline, Inc. and Wesco Distribution, Inc. to provide capacitor banks and associated parts, each for a term of five years for total contract amounts not to exceed \$3,565,000, divided between the contractors.

(Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods required for this solicitation, there were insufficient subcontracting opportunities;

therefore, no subcontracting goals were established).

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

5. Authorize award of a multi-term contract with AVI Systems, Inc. to provide a video wall upgrade and related maintenance for Austin Energy's Systems Control Center, for up to 10 years for a total contract amount not to exceed \$1,900,000.

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

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

6. Authorize negotiation and execution of a contract with Burns & McDonnell Engineering Company, Inc. to provide an energy transmission study, resource planning, and market risk study, for a total contract amount not to exceed \$1,200,000.

(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).

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

7. Authorize additional expenditures to contracts with Oracle America, Inc. to continue providing licenses, enhancements, hosting software and management services of the City's customer utility billing information system, to increase the amount by \$18,625,000, and to extend the contract terms each for up to five years, for revised total contract amounts not to exceed \$32,212,083.

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

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

8. Authorize negotiation and execution of a contract with KorTerra, Inc. to provide software for the management of underground utility location requests, for a term of five years for a total contract amount not to exceed \$400,000.

(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): Safety, Government that Works for All.

9. Authorize award of a contract with Polydyne Inc. to provide cationic polymer for a term of five years for a total contract amount not to exceed \$2,739,200.

(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): Health and Environment.

10. Authorize negotiation and execution of four contracts with Ricondo Associates, Inc., Unison Consulting, Inc., LeighFisher Inc., and Frasca & Associates LLC for financial and other related consulting services, each for a term of five years for total contract amounts not to exceed \$2,500,000 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).

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

11. Authorize award of a contract with Washing Equipment of Texas, Inc. to purchase and install new truck washing equipment and related maintenance services, for a term of five years for a total contract amount not to exceed \$550,000.

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

Strategic Outcome(s): Safety, Mobility.

12. Authorize an amendment to the contract with Enterprise Professional Services, Inc. for continued cleanup services of lands, creeks, electric utility distribution and transmission sites, and related infrastructures, to increase the amount by \$308,000, for a revised total contract amount not to exceed \$1,540,000.

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

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

13. Authorize negotiation and execution of a Construction Manager-at-Risk agreement with Linbeck Group, LLC, for preconstruction and construction services for the Mexic-Arte Museum project 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) through the achievement of Good Faith Efforts with 4.00% MBE and 5.00% WBE participation.]

Strategic Outcome(s): Culture and Lifelong Learning, Government that Works for All, Economic Opportunity and Affordability.

District(s): District 9

14. Authorize negotiation and execution of a professional services agreement with HDR Engineering, Inc., (staff recommendation) or one of the other qualified responders for Request for Qualifications Solicitation No. CLMP321 to provide engineering services for the Congress Avenue Urban Design

Initiative in an amount not to exceed \$10,000,000.

[Note: This contract will be awarded in compliance with City Code Chapter 49 CFR Part 26 (Disadvantaged Business Enterprise Procurement Program) by meeting the goals with 14.8% DBE participation.]

Strategic Outcome(s): Mobility.

District(s): District 9

15. Authorize award and execution of a construction contract with Restek, Inc., for the 2021-2025 Bridge Maintenance Indefinite Delivery/Indefinite Quantity Rebid contract in the amount of \$850,000 for an initial one-year term, with four, one-year extension options of \$850,000 each for a total contract amount not to exceed \$4,250,000.

[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 6.58% MBE and 1.67% WBE participation.]

Strategic Outcome(s): Safety, Mobility.

16. Approve negotiation and execution of all documents and instruments necessary or desirable to acquire in fee simple approximately 61.687 acres of land and improvements located at 1495 W. State Highway 21, Cedar Creek, Bastrop County, Texas 78612, also known as the Austin Equestrian Center for an amount not to exceed \$1,817,500 including closing costs. This project is located outside of the City's extra-territorial jurisdiction.

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

17. Authorize negotiation and execution of a contract with United Way for Greater Austin to administer emergency childcare and family support services related to the American Rescue Plan Act, for a term of three years in an amount not to exceed \$3,513,000.

(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).

Strategic Outcome(s): Economic Opportunity and Affordability, Health and Environment.

18. Authorize negotiation and execution of a contract with Capital Investing In Development & Employment Of Adults Inc. d/b/a Capital IDEA to provide workforce development services related to the American Rescue Plan Act, for a term of three years in an amount not to exceed \$1,500,000.

(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).

Strategic Outcome(s): Economic Opportunity and Affordability.

Fleet Services

19. Approve an ordinance authorizing acceptance of \$36,000 in grant funds from the Texas

Comptroller of Public Accounts, State Energy Conservation Office; amending the Fiscal Year 2021-2022 Fleet Mobility Services Department Operating Budget Special Revenue Fund (Ordinance No. 20210811-001) to appropriate these funds; and amending the Fiscal Year 2021-2022 Fleet Mobility Services Department Capital Budget (Ordinance No. 20210811-001) to transfer in and appropriate \$36,000 from the Fleet Mobility Services Department Operating Budget Special Revenue Fund to assist with the installation of electrical vehicles charging stations.

Strategic Outcome(s): Mobility, Health & Environment.

Housing and Planning

- 20.** Authorize negotiation and execution of a contract with Austin Travis County Integral Care to fund renovations at the Texas Bungalows Hotel & Suites located at 13311 Burnet Road, Austin, TX 78727, known as the Bungalows at Century Park, a hotel conversion project to create new, permanent supportive housing in the City, for a one-year term for a total contract amount not to exceed \$1,364,210.40.

Strategic Outcome(s): Economic Opportunity and Affordability.

District(s): District 7
- 21.** Approve a resolution related to an application by MHP Anderson Creek, LLC, or an affiliated entity, for competitive 9% housing tax credits for a new construction development to be known as Anderson Creek, located at or near 1701 East Anderson Lane, Austin, TX 78752, and related to the allocation of housing tax credits within the City and near the proposed development.

Strategic Outcome(s): Economic Opportunity and Affordability.

District(s): District 1
- 22.** Approve a resolution related to an application by Cady Lofts, LLC, or an affiliated entity, for competitive 9% housing tax credits for a new construction development to be known as Cady Lofts, located at or near 1004-1008 East 39th Street, Austin, TX 78751, and related to the allocation of housing tax credits within the City and near the proposed development.

Strategic Outcome(s): Economic Opportunity and Affordability.

District(s): District 9
- 23.** Approve a resolution related to an application by Cobblestone Senior Housing Limited Partnership, or an affiliated entity, for competitive 9% housing tax credits for a rehabilitation development to be known as Cobblestone Court, located at or near 2101 Davis Lane, Austin, TX 78745, and related to the allocation of housing tax credits within the City and near the proposed development.

Strategic Outcome(s): Economic Opportunity and Affordability.

District(s): District 5
- 24.** Approve a resolution related to an application by Kensington Apartments, LP, or an affiliated entity, for competitive 9% housing tax credits for a rehabilitation development to be known as Kensington Apartments, located at or near 3300 Manor Road, Austin, TX 78723, and related to the allocation of housing tax credits within the City and near the proposed development.

Strategic Outcome(s): Economic Opportunity and Affordability.

District(s): District 1
- 25.** Approve a resolution related to an application by Lancaster Ct. Housing Partnership, LP, or an

affiliated entity, for competitive 9% housing tax credits for a new construction development to be known as The Lancaster, located at or near 5107-5111 Lancaster Court, Austin, TX 78723, and related to the allocation of housing tax credits within the City and near the proposed development.

Strategic Outcome(s): Economic Opportunity and Affordability.

District(s): District 4

26. Approve a resolution related to an application by HTG Anderson, LLC, or an affiliated entity, for competitive 9% housing tax credits for a new construction development to be known as Red Oaks, located at or near the 1100 Block of RM 620 and El Salido Parkway, Austin, TX 78750, and related to the allocation of housing tax credits within the City and near the proposed development.

Strategic Outcome(s): Economic Opportunity and Affordability.

District(s): District 6

Law

27. Authorize negotiation and execution of a second amendment to the legal services agreement with Winstead PC for representation regarding negotiations related to the purchase of the leasehold interest in the South Terminal at Austin-Bergstrom International Airport in the amount of \$600,000, for a total contract amount not to exceed \$847,000.

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

Parks and Recreation

28. Approve the Pease Park Conservancy's Annual Programming Plan for Kingsbury Commons within Pease District Park.

Strategic Outcome(s): Health and Environment, Culture and Lifelong Learning, Government that Works for All.

District(s): District 9

Transportation

29. Approve an ordinance authorizing negotiation and execution of an interlocal cooperation agreement with the University of Texas to accept grant funds in the amount of \$25,000 from the National Science Foundation for the "Civic Innovation Challenge" project to address the spatial mismatch between affordable housing and jobs by creating a community hub for smart mobility; amending the Fiscal Year 2021-2022 Austin Transportation Department Operating Budget Special Revenue Fund (Ordinance No. 20210811-001) to accept funds from the University of Texas in the amount of \$25,000; and amending the Austin Transportation Department Capital Budget (Ordinance No. 20210811-001) to transfer in and appropriate \$25,000 for the implementation of the project.

Strategic Outcome(s): Economic Opportunity & Affordability.

30. Approve an ordinance amending City Code Section 12-4-64(D) (Table of Speed Limits) to establish a maximum speed limit of 35 miles per hour for Convict Hill Road from Brodie Lane to US Highway 290.

Strategic Outcome(s): Mobility, Safety.

District(s): District 8

31. Approve an ordinance amending City Code Section 12-4-64(D) (Table of Speed Limits) to

establish a maximum speed limit of 35 miles per hour for Salt Springs Drive from William Cannon Drive (East) to Thaxton Road.

Strategic Outcome(s): Mobility, Safety.

District(s): District 2

32. Approve an ordinance amending City Code Section 12-4-64(D) (Table of Speed Limits) to establish a maximum speed limit of 45 miles per hour for Slaughter Lane (West) from Ranch to Market (R.M.) 1826 to Escarpment Boulevard.

Strategic Outcome(s): Mobility, Safety.

District(s): District 8

33. Approve an ordinance amending City Code Section 12-4-64(D) (Table of Speed Limits) to establish a maximum speed limit of 30 miles per hour on Nuckols Crossing Road from St. Elmo Road (East) to Pleasant Valley Road (South); St. Elmo Road (East) from Nuckols Crossing Road to Todd Lane/Pleasant Valley Road (South); and 35 miles per hour from St. Elmo Road (East) from IH 35 (South) East Frontage Road to Todd Lane/Pleasant Valley Road (South).

Strategic Outcome(s): Mobility, Safety.

District(s): District 2

34. Approve an ordinance amending City Code Section 12-4-64(D) (Table of Speed Limits) to reduce the speed limit on East Yager Lane from Tech Ridge Boulevard to Parmer Lane.

Strategic Outcome(s): Mobility, Safety.

District(s): District 1

35. Approve an ordinance amending City Code Section 12-4-64(D) (Table of Speed Limits) to establish a maximum speed limit of 45 miles per hour on Tech Ridge Boulevard from IH 35 Northbound Frontage Road to East Parmer Lane.

Strategic Outcome(s): Mobility, Safety.

District(s): District 7

36. Approve an ordinance amending City Code Section 12-4-64(D) (Table of Speed Limits) to establish a maximum speed limit of 35 miles per hour on West Yager Lane from North Lamar Boulevard to IH 35 Northbound Frontage Road.

Strategic Outcome(s): Mobility, Safety.

District(s): District 7

Item(s) from Council

37. 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.

38. Approve the waiver or reimbursement of certain fees for the USAFIT Resolution Race Half Marathon and 5K that was held on January 2, 2022.

Sponsors: Council Member Vanessa Fuentes, Council Member Gregorio Casar, Council Member Ann Kitchen, and Council Member Paige Ellis

39. Approve a resolution related to establishing rights for renters.

Sponsors: Council Member Gregorio Casar, Council Member Kathie Tovo, Council Member Vanessa Fuentes, and Council Member Natasha Harper-Madison

40. Approve a resolution related to notices of proposed eviction that would provide a tenant the opportunity to prevent an eviction.

Sponsors: Council Member Gregorio Casar, Council Member Kathie Tovo, Council Member Ann Kitchen, Council Member Vanessa Fuentes, and Mayor Steve Adler

Non-Consent

10:30 AM - Austin Housing and Finance Corporation Meeting

41. The Mayor will recess the City Council meeting to conduct a Board of Directors' Meeting of The Austin Industrial Development Corporation. Following adjournment of The Austin Industrial Development Corporation meeting the City Council will reconvene. (The agenda is temporarily located at <https://www.austintexas.gov/department/city-council/2022/20220203-ahfc.htm>)

12:00 PM - Citizen Communications: General

R.W.Rushing - Recycling Budget

Sridhar Reddy - RED Tag on lot 1010 Ogden Street 78733

Thomas Elmasri - Sexual assault, police policing, and general status of roads

Rosie Darby - The Most Vulnerable in Our Community

Executive Session

42. Discuss real estate and legal matters related to the purchase, exchange, lease, or value of an interest in real property and improvements related to the Airport Expansion and Development Program (Real property - Section 551.072 of the Government Code and private consultation with legal counsel - Section 551.071 of the Government Code).
43. Discuss legal issues related to funding, program evaluation, and selection criteria associated with the Project Connect displacement mitigation program and projects funded through ARPA/CARES Act (Private consultation with legal counsel - Section 551.071 of the Government Code).
44. Discuss legal issues related to City of Austin 2022 labor negotiations (Private consultation with legal counsel - Section 551.071 of the Government Code).
45. Discuss real estate and legal matters related to the purchase, exchange, lease, or value of an interest in real property and improvements to be used for historic preservation and affordable housing (Real Property-Section 551.072 of the Government Code and Private Consultation with Legal Counsel - Section 551.071 of the Government Code).
46. Discuss the employment, duties, compensation and evaluation of the City Manager (Personnel matters - Section 551.074 of the Government Code).

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

47. C14-2021-0177 - 4401 Gillis - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 4401 Gillis Street (Williamson Creek Watershed). Applicant's Request: To rezone from limited office-neighborhood plan (LO-NP) combining district zoning to family residence-neighborhood plan (SF-3-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant family residence-neighborhood plan (SF-3-NP) combining district zoning. Owner/Applicant: 4401 Gillis LLC (Jay Symcox). Agent: Drenner Group, P.C. (Charley Dorsaneo). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 5

48. C14-82-185(RCT) - 4401 Gillis - Conduct a public hearing and approve a restrictive covenant termination on property locally known as 4401 Gillis Street (Williamson Creek Watershed). Applicant's Request: To terminate a public Restrictive Covenant. Staff Recommendation and Planning Commission Recommendation: To grant termination of a public Restrictive Covenant. Owner/Applicant: 4401 Gillis LLC (Jay Symcox). Agent: Drenner Group, P.C. (Charley Dorsaneo). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 5

49. C14H-2021-0181 - Nalley-Shear-Bremond Warehouse - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 301 San Jacinto Street. Applicant's Request: To rezone from central business district (CBD) zoning to central business district - historic landmark (CBD-H) combining district zoning. Historic Landmark Commission Recommendation and Staff Recommendation: To grant central business district - historic landmark (CBD-H) combining district zoning. Planning Commission Recommendation: To deny central business district - historic landmark (CBD-H) combining district zoning. Applicant: Historic Landmark Commission. Owner: 301 San Jacinto Manager, LLC (Will Houston). Owner's agent: Armbrust & Brown, PLLC (Richard T. Suttle). City Staff: Elizabeth Brummett, Historic Preservation Office, Housing and Planning Department, 512-974-1264. A valid petition has been filed in opposition to this rezoning request.

District(s): District 9

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.