

**AUSTIN CITY COUNCIL  
MINUTES****REGULAR MEETING  
THURSDAY, MARCH 3, 2022**

The following represents the actions taken by the Austin City Council in the order they occurred during the meeting. While the minutes are not in sequential order, all agenda items were discussed. The City Council of Austin, Texas, convened in a regular meeting on Thursday, March 3, 2022 at Austin City Hall, 301 W. Second Street, Austin, TX and via videoconference.

Mayor Pro Tem Alter called the Council Meeting to order at 10:03 a.m. Council Member Harper-Madison joined virtually. Mayor Adler was absent.

**CONSENT AGENDA**

1. Approve the minutes of the Austin City Council special called meeting of February 15, 2022, work session of February 15, 2022, and regular meeting of February 17, 2022.  
**The motion to approve the minutes of the Austin City Council special called meeting of February 15, 2022, work session of February 15, 2022, and regular meeting of February 17, 2022 was approved on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
2. Authorize negotiation and execution of all documents and instruments necessary or desirable to acquire a permanent electric transmission and distribution easement consisting of approximately 0.114 acre (4,958 square feet), out of the North Lamar Park Annex, a subdivision in Travis County, Texas, and being a portion of the property located at 9307 N. Lamar Blvd., Austin, Texas 78753, for the Austin Energy Transmission Circuit 811 JL-MC 138kV upgrade project, in an amount not to exceed \$323,243, including standard and customary closing costs and fees. District(s) Affected: District 4. Strategic Outcome(s): Government That Works for All.  
**The motion authorizing negotiation and execution all documents and instruments necessary or desirable to acquire a permanent electric transmission and distribution easement consisting of approximately 0.114 acre (4,958 square feet), out of the North Lamar Park Annex, a subdivision in Travis County, Texas, was approved on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
3. Authorize negotiation and execution of an amendment to the professional services agreement with the following 10 firms for Request for Qualifications Solicitation No. CLMP240: Kimley-Horn and Associates, Inc.; Halff Associates, Inc.; Freese and Nichols, Inc.; AECOM Technical Services, Inc.; CDM Smith, Inc.; CP&Y, Inc.; Binkley & Barfield, Inc.; Alliance-Texas Engineering Company, d/b/a Alliance Transportation Group, Inc.(WBE); Brown & Gay

Engineers, Inc.; and Dannenbaum Engineering Company - Austin LLC for engineering services for the 2018 Corridor Program Engineering Services Rotation List, in the amount of \$20,000,000, for a total contract amount not to exceed \$105,000,000 divided among the firms. [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 8.81% MBE and 15.78% WBE] Strategic Outcome(s): Mobility, Safety.

**The motion authorizing negotiation and execution of an amendment to the professional services agreement with the following 10 firms, Kimley-Horn and Associates, Inc.; Halff Associates, Inc.; Freese and Nichols, Inc.; AECOM Technical Services, Inc.; CDM Smith, Inc.; CP&Y, Inc.; Binkley & Barfield, Inc.; Alliance-Texas Engineering Company, doing business as Alliance Transportation Group, Inc.(WBE); Brown & Gay Engineers, Inc.; and Dannenbaum Engineering Company - Austin LLC was approved on consent Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

4. Authorize negotiation and execution of a professional services agreement with HVJ Associates Inc., (staff recommendation) or the other qualified respondent for Request for Qualifications Solicitation No. CLMP325, to provide civil engineering services for the Street Pavement Rehabilitation Program in an amount not to exceed \$2,500,000. [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 84.20% MBE and 15.80% WBE participation.] Strategic Outcome(s): Safety, Mobility.

**The motion authorizing negotiation and execution of a professional services agreement with HVJ Associates Inc., was approved on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

5. Authorize award and execution of a construction contract with Matous Construction, Ltd., for the Davis and Handcox WTP Polymer Feed System (2018 Flood Resiliency Improvements) project in the amount of \$8,149,830 plus a \$814,983 contingency, for a total contract amount not to exceed \$8,964,813. [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 27.94% MBE and 1.57% WBE participation.] Strategic Outcome(s): Safety.

**The motion authorizing the award and execution of a construction contract with Matous Construction, Ltd., was approved on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

6. Authorize negotiation and execution of an amendment to the professional services agreement with AECOM Technical Services Inc., as technical baggage handling system advisor for the Austin-Bergstrom International Airport Terminal Centralized Baggage Handling System Design Criteria Manual Reissue in the amount of \$1,834,586 for a total contract amount not to exceed \$3,592,586. [Note: This amendment will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) and 49CR Part 26 (Disadvantaged Business Enterprise Program). Current participation to date is 11.34% DBE.] Strategic Outcome(s): Safety, Economic Opportunity and Affordability, Health and Environment, and Mobility.

**The motion authorizing negotiation and execution of an amendment to the professional services agreement with AECOM Technical Services Inc., was approved on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

7. Authorize negotiation and execution of a contract with PSI Water Technologies, Inc. to provide electrolytic cells for a term of two years, in an amount not to exceed \$180,000. (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): Health and Environment, Safety.

**The motion authorizing negotiation and execution of a contract with PSI Water Technologies, Inc. was approved on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

8. Authorize negotiation and execution of an amendment to the design-build agreement with The Whiting-Turner Construction Company, for construction services for the Existing Terminal Centralized Baggage Handling System Upgrades project in an amount of \$157,055,614, for a total contract amount not to exceed \$173,113,614. [Note: This amendment will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) and 49 CFR Part 26 (Disadvantaged Business Enterprise Program). Current participation to date is 26.96% DBE.] Strategic Outcome(s): Mobility.

**The motion authorizing negotiation and execution of an amendment to the design-build agreement with The Whiting-Turner Construction Company, was approved on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

9. Authorize negotiation and execution of an amendment to the professional services agreement with Black & Veatch Corp. for professional engineering services for the Walnut Creek Primary Clarifier and Flow Equalization Basin Rehab project in the amount of \$4,100,000, for a total contract amount not to exceed \$5,100,000. [Note: This amendment will be awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program). Current participation to date is 13.90% MBE and 2.54% WBE.] District(s) Affected: District 1. Strategic Outcome(s): Health and Environment.

**The motion authorizing negotiation and execution of an amendment to the professional services agreement with Black & Veatch Corp. was approved on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

10. Ratify an amendment to the contract with SHI-Government Solutions Inc. for Aruba wireless network hardware, maintenance, and support services, in an amount of \$9,300, for a total contract amount not to exceed \$137,171. (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). Strategic Outcome(s): Government that Works for All.

**The motion to ratify an amendment to the contract with SHI-Government Solutions Inc. was approved on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

11. Authorize an amendment to the contract with SAP America Inc. to provide a continued subscription for talent, performance, and learning management software, in an amount of \$198,000 and to extend the term by one year, for a total contract amount not to exceed \$3,146,933. (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.  
**The motion authorizing an amendment to the contract with SAP America Inc. was approved on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
12. Authorize award of a contract with Johnson Controls Inc. d/b/a Johnson Controls to provide fire protection and maintenance services, for a term of five years in an amount not to exceed \$2,000,000. (Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this solicitation, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established). Strategic Outcome(s): Government that Works for All.  
**The motion authorizing the award of a contract with Johnson Controls Inc. doing business as Johnson Controls was approved on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
13. Authorize an amendment to the contract with Nalco Company LLC d/b/a Nalco Company for continued specialty chemical water treatment services, in an amount of \$3,500,250 and to extend the term by one year, for a total contract amount not to exceed \$14,687,500. (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 goods and services required for this contract, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established). Strategic Outcome(s): Safety, Government that Works for All, Health and Environment.  
**The motion authorizing an amendment to the contract with Nalco Company LLC doing business as Nalco Company was approved on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
14. Authorize negotiation and execution of a multi-term contract with Power Grid Engineering, LLC to provide relay services, for up to five years in an amount not to exceed \$6,000,000. (Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established). Strategic Outcome(s): Government that Works for All.  
**The motion authorizing negotiation and execution of a multi-term contract with Power Grid Engineering, LLC was approved on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**



15. Authorize negotiation and execution of nine contracts for services to support the execution of economic development initiatives tied to specific reposition properties with Brailsford & Dunlavey, Inc., Economic & Planning Systems, Inc., Ernst & Young Infrastructure Advisors, LLC, Hayat Brown LLC, HR&A Advisors, Inc., Hunden Strategic Partners, Jones Lang LaSalle Americas, Inc., Robert Charles Lesser & Co, LLC d/b/a RCLCO, and The Concourse Group, each for a term of three years, for total contract amounts not to exceed \$800,000, 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): Economic Opportunity and Affordability.

**The motion authorizing negotiation and execution of nine contracts for services with Brailsford & Dunlavey, Inc., Economic & Planning Systems, Inc., Ernst & Young Infrastructure Advisors, LLC, Hayat Brown LLC, HR&A Advisors, Inc., Hunden Strategic Partners, Jones Lang LaSalle Americas, Inc., Robert Charles Lesser & Co, LLC doing business as RCLCO, and The Concourse Group, was approved on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

16. Authorize award and execution of a construction contract with Austin Underground, Inc. (MBE), for the Jain Lane Street Realignment project in the amount of \$1,254,432 plus a \$125,443.20 contingency, for a total contract amount not to exceed \$1,379,875.20. [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 95.19% MBE and 1.56% WBE participation.] District(s) Affected: District 3. Strategic Outcome(s): Safety, Government that Works for All, Economic Opportunity and Affordability, Mobility.

**This item was postponed to April 7, 2022 on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

17. Authorize an amendment to a revenue contract with Rowing Dock for continued boating concession operation services for an estimated revenue increase in the amount of \$280,000 and to extend the term by two years for a revised total estimated contract revenue amount of \$1,711,686. (Note: This contract was awarded in compliance with the 1996 M/WBE Ordinance. There were no opportunities for subcontracting available; therefore, no goals were established). Strategic Outcome(s): Economic Opportunity and Affordability, Health and Environment, Culture and Lifelong Learning, Government that Works for All.

**This item was postponed to March 24, 2022 on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

18. Approve a resolution authorizing and approving the creation of the Austin Housing Public Facility Corporation, a Texas nonprofit public facility corporation; and approving the certificate of formation, the purpose and activities, and approving the appointment of the initial board of directors. Strategic Outcome(s): Economic Opportunity and Affordability.

**Resolution No. 20220303-018 was approved on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

19. Authorize negotiation and execution of a legal service agreement with Jackson Walker LLP for legal services related to City of Austin v. SFC Software Factory, LLC, a Texas Limited Liability Company, Cause No. C-1-CV-20-003369, in an amount not to exceed \$100,000. Strategic Outcome(s): Government That Works for All.  
**The motion authorizing negotiation and execution of a legal service agreement with Jackson Walker LLP was approved on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
20. Approve a resolution authorizing submission of an application for and the acceptance of, supplemental grant funding from the State of Texas, Office of the Governor, Criminal Justice Division for the Austin Police Department project entitled the APD Victim Crisis Intervention Project. Strategic Outcome(s): Safety.  
**Resolution No. 20220303-020 was approved on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
21. Approve an ordinance amending the Fiscal Year 2021-2022 Austin Police Department Operating Budget Special Revenue Fund (Ordinance No. 20210811-001) to accept and appropriate \$200,101 in supplemental grant funds from the State of Texas, Office of the Governor, Criminal Justice Division, Victims of Crime Act Formula Grant Program and to add 4.0 full-time equivalent grant funded positions for the Austin Police Department Victim Crisis Intervention Project. Strategic Outcome(s): Safety.  
**Ordinance No. 20220303-021 was approved on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
22. Authorize negotiation and execution of Amendment No. 5 to an agreement with Family Eldercare, Inc. to provide temporary work and supportive services to individuals experiencing homelessness, to add \$316,167 to the current term, for a revised total agreement amount of \$3,373,321. Strategic Outcome(s): Economic Opportunity and Affordability.  
**The motion authorizing negotiation and of Amendment No. 5 to an agreement with Family Eldercare, Inc. was approved on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

**Item 23 was pulled for discussion**

24. Approve a resolution authorizing negotiation and execution of a Local On-System Improvement Project Agreement with the Texas Department of Transportation in an estimated amount of \$650,000 plus any cost overruns, for the implementation of safety and mobility improvements on IH-35 Northbound Frontage Road and IH-35 Southbound Frontage Road at 7th Street and 8th Street. District(s) Affected: District 1, District 3, District 9. Strategic Outcome(s): Mobility, Safety.  
**Resolution No. 20220303-024 was approved on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
25. 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.

**The following appointments and waivers were approved on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

26. Approve a resolution directing the City Manager to create a process to notify appropriate city departments of Austin Fire Department firefighting activities that may adversely impact waterways. Council Sponsors: Council Member Kathie Tovo, Mayor Pro Tem Alison Alter, Council Member Leslie Pool, Council Member Sabino 'Pio' Renteria, Council Member Natasha Harper-Madison.

**Resolution No. 20220303-026 was approved on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

27. Approve an ordinance waiving or reimbursing certain fees for the Austin Independent School District's Dual Language Seal of Biliteracy Graduation to be held on April 9, 2022. Council Sponsors: Council Member Kathie Tovo, Council Member Vanessa Fuentes, Council Member Sabino 'Pio' Renteria, Council Member Ann Kitchen.

**Ordinance No. 20220303-027 was approved on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

**Council Member Kelly requested to add \$100 to the remaining FY 2022 Mayor and Council fee waiver budgets.**

**Item 28 was pulled for discussion**

29. Approve a resolution directing the City Manager to designate the appropriate City department to execute and oversee the process to designate the City of Austin as a Bee City USA affiliate, and further directing the City Manager to provide an update to council on whether the process is complete by June 15, 2022. Council Sponsors: Council Member Leslie Pool, Council Member Vanessa Fuentes, Council Member Kathie Tovo, Mayor Pro Tem Alison Alter.

**Resolution No. 20220303-029 was approved on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

30. Approve a resolution to allocate the Project Connect anti-displacement funding for Fiscal Year 2022. Council Sponsors: Council Member Ann Kitchen, Council Member Vanessa Fuentes, Council Member Leslie Pool, Council Member José 'Chito' Vela, Council Member Sabino 'Pio' Renteria, Council Member Kathie Tovo.

**Resolution No. 20220303-030 was approved on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

31. Approve the waiver or reimbursement of certain fees under City Code Chapter 14-8 (Temporary Closure for Special Events and Block Parties) for the Austin Sunshine Run, hosted by the Austin Sunshine Camp to be held on May 1, 2022. Council Sponsors: Council Member Kathie Tovo, Council Member Paige Ellis, Mayor Pro Tem Alison Alter, Council Member Leslie Pool, Mayor Steve Adler.

**The motion approving the waiver or reimbursement of certain fees under City Code Chapter 14-8 (Temporary Closure for Special Events and Block Parties) for the Austin Sunshine Run was approved on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**

**A request to add to the remaining FY 2022 Mayor and Council fee waiver budgets to be reduced additional offices and amounts: Mayor Pro Tem Alter \$100, Council Member Kelly \$100, and Council Member Fuentes \$200.**

32. Set a public hearing to receive citizen input on community needs concerning the City's Fiscal Year 2022-23 Action Plan, as required by the U.S. Department of Housing and Urban Development and Texas Local Government Code Chapter 373. (Suggested date: March 24, 2022, Austin City Hall, 301 W. Second Street, Austin, Texas). Strategic Outcome(s): Economic Opportunity and Affordability.  
**The public hearing was set for Thursday, March 24, 2022, Austin City Hall, 301 W. 2nd Street, Austin, Texas on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
33. Set a public hearing to consider an ordinance relating to the full-purpose annexation of approximately 16.4 acres located in Travis County near 9804 North FM 620 Road and approve a written plan for the provision of municipal services. Case number: C7a-2022-0001. The property is owned by the City of Austin and is adjacent to Austin Council District 6. (Suggested date: March 24, 2022, at Austin City Hall, 301 W. Second Street, Austin, Texas). Strategic Outcome(s): Government that Works for All.  
**The public hearing was set for Thursday, March 24, 2022, Austin City Hall, 301 W. 2nd Street, Austin, Texas on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 10-0 vote. Mayor Adler was absent.**
60. Approve the settlement of a personal injury claim by Brad Levi Ayala and direct the City Manager to return to Council with the necessary resolution and ordinance to finance the settlement. Strategic Outcome(s): Government That Works for All.  
**The motion approving the settlement of a personal injury claim by Brad Levi Ayala and directing the City Manager to return to Council with the necessary resolution and ordinance to finance the settlement was approved on consent on Council Member Fuentes' motion, Council Member Ellis' second on a 9-0 vote. Council Member Kelly abstained. Mayor Adler was absent.**

**The approved settlement amount was: \$2,950,000**

**Item 61 was pulled for discussion.**

#### **EMINENT DOMAIN**

34. Approve a resolution authorizing the filing of eminent domain proceedings for the East Braker Lane Extension Project for the public use of addressing congestion on East Farmer Lane and to connect the future Travis County-built East Braker extension to Harris Branch. This roadway will also include the extension of Taeback Drive and future Safe Routes to Schools improvements for Pioneer Crossing Elementary School. This roadway will also include the extension of Taeback Drive and future Safe Routes to Schools improvements for Pioneer Crossing Elementary School requiring the acquisition of one fee simple right-of-way being approximately 10.148 acres of



land, out of L. Munos survey abstract no. 513, being a portion of tract 10, conveyed to Art Collection, Inc. in Volume 13262 Page 145 and corrected in Volume 13270 Page 1369, both of the Real Property Records of Travis County, Texas and further being a portion of that certain access easement described in Document No. 2001034877 of the Official Public Records of Travis County Texas: in the amount of \$773,583. The owner of the needed property is Art Collection, Inc. The property is located East of 11900 through 12100 block of Samsung Boulevard, Austin, Texas 78754. The general route of this project is an extension of East Braker Lane where it ends near Dawes Place (East of Dessau Road), continuing East to Samsung Boulevard. District(s) Affected: District 1. Strategic Outcome(s): Mobility, Health and Environment.

**Resolution No. 20220303-034 was approved on Council Member Fuentes' motion, Council Member Tovo's second on a 10-0 vote. Mayor Adler was absent.**

35. Approve a resolution authorizing the filing of eminent domain proceedings for the Circuit 811 Transmission Electric Line upgrade project from Justin Lane Substation to McNeil Lane Substation for the public use of providing reliable, safe electricity service, which requires acquisition of real property rights consisting of a temporary construction easement containing approximately 4,438 square feet of land, being a part of Lot A-4-1 of the Resubdivision of Lot 4-A of the Resubdivision of Lot A-1 of the Resubdivision of Lot 'A', Tempo North, a subdivision shown in a plat recorded in Volume 57, Page 54, in Travis County, Texas in the amount of \$44,500. The owner of the property is Jannahs Real Estate LLC. The property is located at 7535 N. Lamar Blvd., Austin, Texas 78753. The general route of the project is along the east side of North Lamar from HWY 183 to the McNeil Substation. District(s) Affected: District 4. Strategic Outcome(s): Government that Works for All.

**Resolution No. 20220303-035 was approved on Council Member Fuentes' motion, Council Member Tovo's second on a 10-0 vote. Mayor Adler was absent.**

36. Approve a resolution authorizing the filing of eminent domain proceedings for the Circuit 811 Transmission Electric Line upgrade project from Justin Lane Substation to McNeil Lane Substation for the public use of providing reliable, safe electricity service, which requires acquisition of real property rights consisting of a permanent electric transmission and distribution easement containing approximately 2,282 square feet of land, and a temporary construction easement containing approximately 11,797 square feet of land, being a part of Lot B, Limon-Dement Addition, a subdivision shown in the plat recorded in Volume 78, Page 289, in Travis County, Texas in the amount of \$158,721. The owners of the property are Larry Thomison and Rickie Thomison. The property is located at 8133 N. Lamar Blvd., Austin, Texas 78753. The general route of the project is along the east side of North Lamar from HWY 183 to the McNeil Substation. District(s) Affected: District 4. Strategic Outcome(s): Government that Works for All.

**Resolution No. 20220303-036 was approved on Council Member Fuentes' motion, Council Member Tovo's second on a 10-0 vote. Mayor Adler was absent.**

37. Approve a resolution authorizing the filing of eminent domain proceedings for the Circuit 811 Transmission Electric Line upgrade project from Justin Lane Substation to McNeil Lane Substation for the public use of providing reliable, safe electricity service, which requires acquisition of real property rights consisting of a permanent electric transmission and distribution easement containing approximately 2,062 square feet of land, being a part of Lot 8-C, Resubdivision of Lots 8A and 8B of the Resubdivision of Lots 6, 7, 8, & 9 of the North Lamar

Park Annex, a subdivision recorded in a plat in Volume 72, Page 43, in Travis County, Texas in the amount of \$82,825. The owner of the property is YC Enterprises LLC. The property is located at 9209 N. Lamar Blvd., Austin, Texas 78753. The general route of the project is along the east side of North Lamar from HWY 183 to the McNeil Substation. District(s) Affected: District 4. Strategic Outcome(s): Government That Works for All.

**Resolution No. 20220303-037 was approved on Council Member Fuentes' motion, Council Member Tovo's second on a 10-0 vote. Mayor Adler was absent.**

38. Approve a resolution authorizing the filing of eminent domain proceedings for the Circuit 811 Transmission Electric Line upgrade project from Justin Lane Substation to McNeil Lane Substation for the public use of providing reliable, safe electricity service, which requires acquisition of real property rights consisting of a permanent electric transmission and distribution easement containing approximately 224 square feet of land, being a part of the Remainder of Lot 6A, Resubdivision of Lots 6, 7, 8, & 9 of North Lamar Park Annex, a subdivision recorded in a plat in Volume 71, Page 94, in Travis County, Texas in the amount of \$122,931. The owner of the property is Rundberg-Lamar Retail LP. The property is located on N. Lamar Blvd. between Cooper Dr. and W. Rundberg Ln, with no registered address, Austin, Texas 78753. The general route of the project is along the east side of North Lamar from HWY 183 to the McNeil Substation. District(s) Affected: District 4. Strategic Outcome(s): Government That Works for All.

**Resolution No. 20220303-038 was approved on Council Member Fuentes' motion, Council Member Tovo's second on a 10-0 vote. Mayor Adler was absent.**

39. Approve a resolution authorizing the filing of eminent domain proceedings for the Circuit 811 Transmission Electric Line upgrade project from Justin Lane Substation to McNeil Lane Substation for the public use of providing reliable, safe electricity service, which requires acquisition of real property rights consisting of a permanent electric transmission and distribution easement containing approximately 1,650 square feet of land, and a temporary construction easement containing approximately 3,170 square feet of land, being a part of Lot 1, the North Lamar Park Annex, a subdivision shown in plat recorded in Volume 56, Page 98, in Travis County, Texas in the amount of \$102,092. The owner of the property is Sonic Properties of Austin LLP. The property is located at 9325 N. Lamar Blvd., Austin, Texas 78753. The general route of the project is along the east side of North Lamar from HWY 183 to the McNeil Substation. District(s) Affected: District 4. Strategic Outcome(s): Government That Works for All.

**Resolution No. 20220303-039 was approved on Council Member Fuentes' motion, Council Member Tovo's second on a 10-0 vote. Mayor Adler was absent.**

40. Approve a resolution authorizing the filing of eminent domain proceedings for the Circuit 811 Transmission Electric Line upgrade project from Justin Lane Substation to McNeil Lane Substation for the public use of providing reliable, safe electricity service, which requires acquisition of real property rights consisting of a temporary construction easement containing approximately 4,824 square feet of land, being a part of Lot 1, Safeway Addition No. 13, a subdivision recorded in a plat in Volume 77, Page 106, in Travis County, Texas in the amount of \$3,336. The owner of the property is Austin Property Associates, LP. The property is located at 9405 N. Lamar Blvd., Austin, Texas 78753. The general route of the project is along the east side

of North Lamar from HWY 183 to the McNeil Substation. District(s) Affected: District 4.  
Strategic Outcome(s): Government That Works for All.

**Resolution No. 20220303-040 was approved on Council Member Fuentes' motion, Council Member Tovo's second on a 10-0 vote. Mayor Adler was absent.**

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

**Mayor Pro Tem Alter recessed the Council Meeting and called the Board of Directors' Meeting of the Austin Housing Finance Corporation to order at 11:01 a.m. See separate minutes.**

41. The Mayor will recess the City Council meeting to conduct a Board of Directors' Meeting of the Austin Housing Finance Corporation. Following adjournment of the AHFC Board meeting the City Council will reconvene.

**Mayor Pro Tem Alter reconvened the Council Meeting at 11:03 a.m.**

#### **ITEMS REFERRED FROM COUNCIL COMMITTEES**

62. Approve a resolution directing the City Manager to provide recommendations for mitigating adverse water utility bill impacts experienced by customers due to the February 2022 boil water event. Council Sponsors: Austin Water Oversight Committee, Council Member Vanessa Fuentes, Council Member Ann Kitchen, Council Member Leslie Pool, Mayor Pro Tem Alison Alter, Council Member Kathie Tovo.

**Resolution No. 20220303-062 was approved on Council Member Fuentes' motion, Council Member Harper-Madison's second on a 10-0 vote. Mayor Adler was absent.**

#### **DISCUSSION ITEMS**

23. Approve an ordinance amending City Code Chapter 13-2 (Ground Transportation Passenger Services) to repeal franchise requirements for taxicab companies and establish taxicab operating authority requirements. Strategic Outcome(s): Mobility, Government that Works for All, Economic Opportunity and Affordability.

**Ordinance No. 20220303-023 was approved with the following direction on Council Member Tovo's motion, Council Member Harper-Madison's second on a 10-0 vote. Mayor Adler was absent.**

**Additional direction: "The City Manager is directed to provide a memo summarizing Director Yaft's remarks here today on taxicab and curbside utilization and to recommend options for making taxicab pickups adjacent to the baggage claim area by May 1, 2022."**

28. Approve a resolution initiating amendments to City Code Title 25 (Land Development) to address challenges to the design and construction of public mobility and transit projects in the right-of-way. Council Sponsors: Council Member Paige Ellis, Council Member Ann Kitchen, Mayor Steve Adler, Council Member José 'Chito' Vela.

**Resolution No. 20220303-028 was approved as amended on Council Member Ellis' motion, Council Member Kelly's second on a 9-0 vote. Council Member Renteria was off the dais. Mayor Adler was absent.**

A friendly amendment was made by Council Member Tovo without objection to line 92 of the resolution to read as follows:

**“(5) Develop water quality calculations specific to projects in the right-of-way that cannot provide on-site water quality. Provide water quality credit for the removal of existing impervious cover and allow payment-in-lieu of water quality treatment if other solutions have been exhausted in all watershed regulation areas except the Barton Springs Zone; and”**

A motion to amend the friendly amendment was made by Council Member Vela without objection to add the word “Feasible” before the word “Solutions”.

Action was taken on Item 61 but was later reconsidered.

### **PUBLIC COMMUNICATION**

Frances Acuna - I would like to ask for support a federal legislative agenda, Flood Insurance - **Present**

Ruben Rivera-Clemente Sr. - Police brutality – **Present**

Barbara Fetonte- Fayette Coal Plant - appropriate money to independently test the land, water, and people in Fayette County focusing on Fayetteville.

Danny Fetonte - City Council appropriating money to test water, land and people in Fayetteville to determine the amount of poisoning from the Fayette Coal Plane. – **Not Present**

David Thomason - Along with my students at St. Edward's University, I am working on a project related to how we can improve access to healthy foods across the city. My students and myself will be attending this meeting. – **Present**

Treymane D. Hughes- I am the owner of Big Mane Kitchen and I would like to help and donate my time in cleaning the city up – **Not Present**

61. Approve a resolution relating to comprehensive strategies and actions intended to create a safer Sixth Street area; and relating to gun storage and buyback programs. Council Sponsors: Council Member Kathie Tovo, Council Member Sabino 'Pio' Renteria, Council Member Mackenzie Kelly, Mayor Steve Adler, Mayor Pro Tem Alison Alter.

**A motion to approve Resolution No. 20220303-061 with the following amendments was made on Council Member Tovo’s motion.**

**On the fifth BE IT FURTHER RESOLVED to read as follows: “The City Manager is directed to prepare the necessary ordinance(s) to create a pilot...”**

**On the seventh BE IT FURTHER RESOLVED to read as follows: “The City Manager is directed to provide Council with regular written updates on the planning currently underway to create a dedicated Emergency Medical Services presence and staging area on 6th Street that will allow for safer and faster treatment and extrication of individuals**



needing medical attention. The City Manager shall first report back to Council no later than May 1, 2022.”

On the eighth BE IT FURTHER RESOLVED to read as follows: “After the forthcoming Spring Festival events, the City Manager shall communicate to Council any new findings or recommendations with regard to safety and mobility as informed by this year’s festival activities. The City Manager shall do the same after subsequent festivals.”

On the ninth BE IT FURTHER RESOLVED to read as follows: “The City Manager is directed to explore ways to implement safe gun storage options and policies for evacuees that the City hosts in hotels during times of disaster.”

To add a new eleventh BE IT FURTHER RESOLVED to read as follows: “By May 1, 2022, the City Manager shall provide Council with recommendations related to the possibility of installing more HALO (High Activity Location Observation) cameras throughout the 6th Street area. If the Manager recommends installing additional cameras, he shall provide estimated costs and possible funding sources.”

On the twelfth BE IT FURTHER RESOLVED to read as follows: “The City Council desires to take a strong stance against establishments with records of repeated violent incidents taking place among their customers. Within the next 45 days, the City Council requests information about legal options that may be available to the City to address establishments with such records. This information should address existing or Page 5 of 6 proposed regulatory options considered or proposed by other cities, such as Houston.”

On the last BE IT FURTHER RESOLVED to read as follows: “The City Manager shall work collaboratively with the Downtown Austin Alliance to mutually contribute and maintain public realm improvements aimed at creating a safer and more family-friendly atmosphere in the 6th Street District, including such strategies as the reconstruction of East 6th Street, installation of decorative planters, ...”

Resolution No. 20220303-061 was approved as amended on Council Member Tovo’s motion, Mayor Pro Tem Alter’s second on a 9-0 vote. Council Member Kitchen was off the dais. Mayor Adler was absent.

A motion to reconsider this item was approved on Mayor Pro Tem Alter’s motion without objection.

Resolution No. 20220303-061 was approved as amended on Council Member Tovo’s motion, Mayor Pro Tem Alter’s second on a 10-0 vote. Mayor Adler was absent.

Mayor Pro Tem Alter recessed the meeting at 12:24 p.m.

Mayor Pro Tem Alter reconvened the meeting at 2:02 p.m.

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

42. C14-2021-0161 - West William Cannon Housing - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 3101 West William Cannon Drive (Williamson Creek Watershed-Barton Springs Zone). Applicant's Request: To rezone from limited office-conditional overlay (LO-CO) combining district zoning to multifamily residence-moderate-high density (MF-4) district zoning. Staff Recommendation: To grant multifamily residence-moderate-high density (MF-4) district zoning. Zoning and Platting Commission Recommendation: To be reviewed on March 1, 2022. Owner/Applicant: Jubilee Christian Center (Jimmy R. Seal). City Staff: Wendy Rhoades, 512-974-7719. This action concerns land located in the Barton Springs Zone. District(s) Affected: District 5.  
**This item was postponed to April 21, 2022 at the request of staff on Mayor Pro Tem's motion on a 10-0 vote. Mayor Adler was absent.**

43. C14-2021-0174 - 815 W. 11th Street - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning a property locally known as 815 W. 11th Street (Shoal Creek Watershed). Applicant Request: To rezone from limited office district zoning to downtown mixed use-conditional overlay (DMU-CO) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant downtown mixed use-conditional overlay (DMU-CO) combining district zoning. Owner: BSF Land Ventures LLC (Steven Bell, Ben Snyder, and Kevin Fleming (Managers)). Applicant: Drenner Group, PC (Leah M Bojo). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 9.  
**The public hearing was conducted and a motion to approve the ordinance on first reading only was approved with the following conditions on Mayor Pro Tem's motion on a 10-0 vote. Mayor Adler was absent.**

**Condition is as follows:**

**Maximum height of a building is 60 feet. If it is above 40 feet only include residential uses. Nonresidential uses may not exceed.**

44. C14-99-0069.01 - 200 S Congress Avenue - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 220 ½, 210, 208 and 200 S. Congress Avenue (Lady Bird Lake Watershed). Applicant Request: To rezone from limited industrial services-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning to limited industrial services-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning, to change conditions of zoning. The ordinance may include modifications of City regulations. Staff Recommendation: To grant limited industrial services-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on February 22, 2022. Owner: Bathaus Management, LLC (Sherry Matthews). Applicant: Drenner Group, PC (Leah M Bojo). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 9.  
**This item was postponed to March 24, 2022 at the request of the property owner on Mayor Pro Tem's motion on a 10-0 vote. Mayor Adler was absent.**

45. C14-2021-0184 - 7201 FM Road 2222 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning property locally known as 7201 FM 2222 Road (West Bull Creek Watershed). Applicant's Request: To zone from interim-rural residence (I-RR) district zoning to multifamily residence-moderate-high density-conditional overlay (MF-4-CO) combining district zoning. Staff Recommendation and Zoning and Platting Commission

Recommendation: To grant multifamily residence-moderate-high density-conditional overlay (MF-4-CO) combining district zoning. Owner / Applicant: West Lake Vistas LLC (Kimberly de la Fuente). Agent: Metcalfe Wolff Stuart & Williams, LLP (Michele Rogerson Lynch). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 10.

**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20220303-045 for multifamily residence-moderate-high density-conditional overlay (MF-4-CO) combining district zoning was approved on Mayor Pro Tem Alter's motion on a 10-0 vote. Mayor Adler was absent.**

46. NPA-2020-0005.01 - Montopolis Acres - Conduct a public hearing and approve an ordinance amending Ordinance No. 010927-05 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 1013 and 1017 Montopolis Drive (Country Club East/Carson Creek Watershed) from Single Family to Multifamily land use. Staff and Planning Commission Recommendation: To grant Multifamily land use. Owner/Applicant: Montopolis Acres, LP. Agent: Thrower Design (Ron Thrower and Victoria Haase). City Staff: Maureen Meredith, Housing and Planning Department, (512) 974-2695. District(s) Affected: District 3.  
**This item was postponed to April 21, 2022 at the request of the applicant and neighborhood on Mayor Pro Tem's motion on a 10-0 vote. Mayor Adler was absent.**
47. C14-2020-0029 - Montopolis Acres Rezoning - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1013 and 1017 Montopolis Drive (Carson Creek Watershed). Applicant Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to multifamily residence highest density-neighborhood plan (MF-6-NP) combining district zoning, as amended. Staff recommendation: To grant multifamily residence medium density-neighborhood plan (MF-3-NP) combining district zoning. Planning Commission Recommendation: To grant multifamily residence moderate-high density-neighborhood plan (MF-4-NP) combining district zoning. Owner/Applicant: Montopolis Acres LP. Agent: Thrower Design (A. Ron Thrower & Victoria Haase). City Staff: Heather Chaffin, 512-974-2122. A valid petition has been filed in opposition to this rezoning request. District(s) Affected: District 3.  
**This item was postponed to April 21, 2022 at the request of the applicant and neighborhood on Mayor Pro Tem's motion on a 10-0 vote. Mayor Adler was absent.**
48. C14H-2021-0164 - Chrysler Air Temp House - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2502 Park View Drive. Applicant's Request: To rezone from single family residence standard lot (SF-2) district zoning to single family residence standard lot - historic landmark (SF-2-H) combining district zoning. Historic Landmark Commission Recommendation and Staff Recommendation: To grant single family residence standard lot - historic landmark (SF-2-H) combining district zoning. Zoning and Platting Commission Recommendation: To be reviewed March 1, 2022. Applicant: Historic Landmark Commission. Owner: Hugh Corrigan. Owner's agent: Coats|Rose (Racy L. Haddad). 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) Affected: District 7.  
**This item was postponed to April 21, 2022 at the request of staff on Mayor Pro Tem's motion on a 10-0 vote. Mayor Adler was absent.**

49. NPA-2021-0002.01- 1400 E. 4th Street - Conduct a public hearing and approve an ordinance amending Ordinance No. 990513-70 East Cesar Chavez Neighborhood Plan and Ordinance No. 20081211-083 Plaza Saltillo (TOD) Station Area Plan, an element of the Imagine Austin Comprehensive Plan, to amend the base maximum building height from 40 feet to 85 feet on property locally known as 1400 East 4th Street (Lady Bird Lake Watershed). Staff Recommendation and Planning Commission Recommendation: To grant maximum building height of 85 feet. Owner/Applicant: Robert C. Beall and Beth A. Beall. Agent: Armbrust & Brown, PLLC (Richard T. Suttle, Jr.). City Staff: Maureen Meredith, Housing and Planning Department, (512) 974-2695. District(s) Affected: District 3.

**The public hearing was conducted and a motion to approve the ordinance on first reading only was approved on Mayor Pro Tem's motion on a 10-0 vote. Mayor Adler was absent.**

**Direction was given to staff to bring back the item on the March 24, 2022 agenda.**

50. C14-2021-0138 - 1400 East 4th Street - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1400 East 4th Street (Lady Bird Lake Watershed). Applicant Request: To rezone from transit-oriented development-neighborhood plan (TOD-NP) combining district zoning to transit oriented development-neighborhood plan) combining district zoning, to change the base maximum building height from 40 feet to 85 feet. Staff Recommendation and Planning Commission Recommendation: To grant transit-oriented development neighborhood plan (TOD-NP) combining district zoning, to change the base maximum building height from 40 feet to 85 feet. Owner/Applicant: Robert C. Beall and Beth A. Beall. Agent: Armbrust & Brown, PLLC (Richard T. Suttle, Jr.). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 3.

**The public hearing was conducted and a motion to approve the ordinance on first reading only for transit oriented development-neighborhood plan) was approved on Mayor Pro Tem Alter's motion on a 10-0 vote. Mayor Adler was absent.**

**Direction was given to staff to bring back the item on the March 24, 2022 agenda.**

51. C14-2021-0137 - 3427 Jefferson Street - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 3427 Jefferson Street (Shoal Creek Watershed). Applicant's Request: To rezone from neighborhood commercial-neighborhood plan (LR-NP) combining district zoning to general commercial services-neighborhood plan (CS-NP) combining district zoning. First Reading approved general commercial services-conditional overlay-neighborhood plan (CS-NP) combining district zoning on January 27, 2022. Vote: 11-0. Owner / Applicant: Estate of Tom Wiley (Lindabeth Doby, Executor). Agent: Metcalfe Wolff Stuart & Williams, LLP (Michele Rogerson Lynch). City Staff: Wendy Rhoades, 512-974-7719. A valid petition has been filed in opposition to this rezoning request. District(s) Affected: District 10.

**The ordinance was approved on second reading with the following conditions on Council Member Mayor Pro Tem Alters's motion, Council Member Pool's second on a 10-0 vote. Mayor Adler was absent.**

**Conditions are as follows:**

**Part 2b shall read: "Chapter 25.... to the property located along Lin view street."**



**Part 2d shall read: “Open space and planting Zones will include planting beds with trees planted as permissible on the property along Glen view and Jefferson Street.”**

52. NPA-2021-0020.01 -Shelby Lane Residences-Approve second and third readings 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 4700 Weidemar Avenue (Williamson Creek Watershed) from commercial to multifamily residential land use. First Reading approved January 27, 2022. Vote: 9-1, Council Member Renteria voted nay; Council Member Casar was off the dais. Owner/Applicant Shelby Lane Development, LLC (Cass Brewer). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Maureen Meredith, Housing and Planning Department, (512) 974-2695. District(s) Affected: District 3.

**This item was postponed to March 24, 2022 at the request of the applicant on Mayor Pro Tem’s motion on a 10-0 vote. Mayor Adler was absent.**

53. C14-2021-0015 - Shelby Lane Residences - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 4700 Weidemar Lane (Williamson Creek Watershed). Applicant's Request: To rezone from general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning to multifamily residence-highest density-neighborhood plan (MF-6-NP) combining district zoning, with conditions. First Reading approved multifamily residence-highest density-conditional overlay-neighborhood plan (MF-6-CO-NP) combining district zoning, with conditions, on January 27, 2022. Vote: 9-1, Council Member Renteria voted nay; Council Member Casar was off the dais. Owner/Applicant: Shelby Lane Development, LLC (Cass Brewer; Javier Aldrete). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Wendy Rhoades, 512-974-7719. A valid petition has been filed in opposition to this rezoning request. District(s) Affected: District 3. **This item was postponed to March 24, 2022 at the request of the applicant on Mayor Pro Tem’s motion on a 10-0 vote. Mayor Adler was absent.**

54. C14-2021-0142 - Perfect Cuts Landscaping -Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 13561 Pond Springs Road (Lake Creek Watershed). Applicant Request: To rezone from community commercial-conditional overlay (GR-CO) combining district zoning to general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning. Staff Recommendation: To grant community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning. Owner/Applicant: PC Land, LLC (Brandon Krause). Agent: Husch Blackwell LLP (Nikelle Meade). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 6.

**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20220303-054 for general commercial services-mixed use conditional overlay (CS-MU-CO) combining district zoning was approved on all three readings on Mayor Pro Tem Alter’s motion on a 10-0 vote. Mayor Adler was absent.**

**Additional conditions: To amend the base maximum building height from 40 feet to 85 feet on property locally known as 1400 East 4th Street (Lady Bird Lake Watershed).**

55. C14-2021-0195 - Howard Lane Residences Two - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1421 East Howard Lane (Harris Branch Watershed). Applicant Request: To rezone from community commercial-mixed use (GR-MU) combining district zoning and multifamily residence-medium density (MF-3) district zoning to multifamily residence-moderate-high density (MF-4) district zoning. Staff and Zoning and Platting Commission Recommendation: To grant multifamily residence-moderate-high density (MF-4) district zoning. Owner/Applicant: John Colbert Fish & Oana H Fish. Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 7.

**The public hearing was conducted and a motion to approve the ordinance on first reading only was approved on Mayor Pro Tem Alter's motion on a 10-0 vote. Mayor Adler was absent.**

56. C14-2019-0169 - 4001 Parmer - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 4001 West Parmer Lane (Walnut Creek Watershed). Applicant Request: To rezone from community commercial-conditional overlay (GR-CO) combining district zoning to general office (GO) district zoning. First Reading approved general office (GO) district zoning on March 12, 2020. Vote: 9-0, Council Members Adler and N. Harper-Madison-off dais. Owner/Applicant: 4001 Creative Offices, LLC (Ellis Winstanley, Manager). Agent: Metcalfe Wolf Stuart & Williams (Michele Rogerson Lynch). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 7.

**This item was postponed indefinitely at the request of the applicant on Mayor Pro Tem's motion on a 10-0 vote. Mayor Adler was absent.**

57. C14-2021-0166 - South Congress Avenue Residences - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6424 South Congress Avenue (Williamson Creek Watershed). Applicant's Request: To rezone from community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning to community commercial-mixed use-vertical mixed use building-neighborhood plan (GR-MU-V-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant community commercial-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (GR-MU-V-CO-NP) combining district zoning. Owner/Applicant: Calixto Jesus Cobos. Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 2.

**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20220303-057 for community commercial-mixed use-vertical mixed use building-neighborhood plan (GR-MU-V-NP) combining district zoning was approved on all three readings on Mayor Pro Tem Alter's motion on a 10-0 vote. Mayor Adler was absent.**

58. NPA-2021-0016.03 - 3535 East 7th Street - Approve second and third readings of an ordinance amending Ordinance No. 030327-12, the Govalle/Johnston Terrace 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 3511, 3525 and 3535 East 7th Street (Boggy Creek Watershed) from Commercial to Mixed Use land use. First Reading approved Mixed Use land use on February 17, 2022. Vote: 11-0. Owner/Applicant: The Elena

Herrera Family Bypass Trust. Agent: Drenner Group, PC (Amanda Swor). City Staff: Maureen Meredith, Housing and Planning Department, (512) 974-2695. District(s) Affected: District 3.

**Ordinance No. 20220303-058 Mixed Use land use was approved on second and third reading on Mayor Pro Tem Alter's motion on a 10-0 vote. Mayor Adler was absent.**

59. C14-2021-0124 - 3535 East 7th Street - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 3501, 3509, 3511, 3525, 3535 East 7th Street and 621 Gunter Street (Boggy Creek Watershed). Applicant Request: To rezone from general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning, general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning, and general commercial services-vertical mixed use building-conditional overlay-neighborhood plan (CS-V-CO-NP) combining district zoning to general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning. First reading approved general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning. on February 17, 2022. Vote: 11-0. Owner/Applicant: Elena Herrera Family Bypass Trust, Ernesto B & Elena V. Herrera Living Trust, El Otro Lado, Inc. Agent: Drenner Group, PC (Amanda Swor). City Staff: Heather Chaffin, Housing and Planning Department (512) 974-2122. District(s) Affected: District 3.
- Ordinance No. 20220303-059 general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning was approved on second and third reading on Mayor Pro Tem Alter's motion on a 10-0 vote. Mayor Adler was absent.**

63. NPA-2021-0009.01 - 1612 East 7th Street -- Conduct a public hearing and approve an ordinance amending Ordinance No. 030327-12, the Central East Austin Neighborhood Plan and Ordinance No. 20081211-083 Plaza Saltillo (TOD) Station Area Plan, an element of the Imagine Austin Comprehensive Plan to amend the Land Use and Design Concept Plan in the Plaza Saltillo Transit Oriented Development (TOD) Station Area Plan from Transit Oriented Development-Neighborhood Plan (TOD-NP) combining district (corridor mixed use subdistrict) to Transit Oriented Development-Neighborhood Plan (TOD-NP) combining district (TOD mixed use subdistrict) on property locally known as 1612 East 7th Street (Boggy Creek Watershed). The current land use on the future land use map is specific regulating district. There is no proposed change to the future land use map. Staff and Planning Commission Recommendation: To grant Transit Oriented Development-Neighborhood Plan (TOD-NP) combining district (TOD mixed use subdistrict). Owner/Applicant: 1610 JFH, LLC (John Hernandez). Agent: Drenner Group, PC (Dave Anderson). City Staff: Maureen Meredith, Housing and Planning Department, (512) 974-2695. District(s) Affected: District 1.

**This item was postponed to March 24, 2022 at the request of staff on Mayor Pro Tem's motion on a 10-0 vote. Mayor Adler was absent.**

**Mayor Pro Tem Alter adjourned the meeting at 2:36 p.m. without objection.**

**The minutes were approved on this the 24<sup>th</sup> day of March 2022 on Council Member Pool's motion, Council Member Fuentes second on a 11-0 vote.**