



City of Austin

301 W. Second Street
Austin, TX and some
members of City
Council may be
participating by
videoconference

Agenda

City Council Work Session

Mayor Steve Adler

Mayor Pro Tem Alison Alter, District 10

Natasha Harper-Madison, District 1

Council Member Vanessa Fuentes, District 2

Council Member Sabino "Pio" Renteria, District 3

Council Member José "Chito" Vela, 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

Tuesday, May 3, 2022

9:00 AM

Austin City Hall

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.

A. Pre-Selected Agenda Items

B. Briefings

B1. Zilker Metropolitan Park Vision Plan.

C. Council Items of Interest

D. Council Discussion

D1. Discussion relating to increasing housing capacity on transit corridors.

E. Executive Session

- E1.** Discuss legal issues relating to Data Foundry, Inc., v. City of Austin, Cause No. D-1-GN-17-000937, in the 419th Judicial District Court of Travis County, Texas. (Private consultation with legal counsel - Section 551.071 of the Government Code).
- E2.** Discuss legal issues related to SJ Louis Construction, LLC. V. City of Austin, Cause No. D-1-GN-18-00121 in the 459th Judicial District for Travis County, Texas (Private consultation with legal counsel - Section 551.071 of the Government Code).
- E3.** Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).

- E4.** Discuss real estate matters related to the purchase, exchange, lease or value of an interest in real property and improvements related to the redevelopment of the HealthSouth property located at 1215 Red River Street and 606 East 12th Street. (Real property -Section 551.072 of the Government Code).

Adjourn

Consent Agenda

Approval of Minutes

1. Approve the minutes of the Austin City Council work session of April 19, 2022 and regular meeting of April 21, 2022.

Austin Energy

2. Authorize reimbursement of costs to Waller Creek Owner, LLC., for the purchase and installation of heat exchanger skids required to interconnect the Waller building to the Austin Energy downtown district cooling system in an amount not to exceed \$1,619,816.

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

District(s): District 9

Austin Water

3. Approve an ordinance amending City Code Chapter 2-13, related to administrative penalties and penalty ranges for water conservation violations, and City Code Chapter 6-4 related to obtaining and submitting evaluations.

Strategic Outcome(s): Health and Environment.

Emergency Medical Services

4. Approve an ordinance amending Ordinance No. 20210811-005 to increase the number of Commander-Communications positions in the Emergency Medical Services Department.

Strategic Outcome(s): Safety.

Financial Services- Contracts

5. Authorize award and execution of a construction contract with Facilities Rehabilitation, Inc. (WBE), for the Academy Drive Water and Wastewater Pipeline Renewal project in the amount of \$2,196,505 plus a \$219,650.50 contingency, for a total contract amount not to exceed \$2,416,155.50.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 99.09% MBE and 0.91% WBE participation.].

Strategic Outcome(s): Health and Environment.

District(s): District 9

6. Authorize award and execution of a construction contract with Matous Construction Ltd., for the Davis Water Treatment Plant Filter Media Tank Improvements project in the amount of \$820,000 plus a \$82,000 contingency for a total contract amount not to exceed \$902,000.

[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 10.29% MBE and 4.68% WBE participation.]

Strategic Outcome(s): Safety.

District(s): District 10

7. Ratify a contract with Ovivo USA LLC to provide a turbine drive and installation, in the amount of \$280,000.

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

Strategic Outcome(s): Health and Environment.

8. Ratify a contract with Texas Excavation Safety System Inc. to provide utility location services, in the amount of \$105,854.

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

Strategic Outcome(s): Safety.

9. Authorize an amendment to a contract with Texas Excavation Safety System Inc. for continued utility location services, to increase the amount by \$850,000 for a revised total contract amount not to exceed \$1,150,000.

(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): Safety.

10. Authorize negotiation and execution of a contract with Crown Texas Inc., or one of the other qualified offerors to Request for Proposals 1100 DTB3010, to provide prefabricated substation control houses, for a term of five years in an amount not to exceed \$10,000,000.

(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.

11. Authorize award of a contract with EAR Telecommunications, LLC (M/DBE) to provide traffic signal preventive maintenance, for a term of five years in an amount not to exceed \$5,712,500.

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

Strategic Outcome(s): Mobility.

12. Authorize award of a contract with Consolidated Traffic Controls Inc. to provide accessible pedestrian signal push buttons and control units, for a term of five years in an amount not to exceed \$2,335,865.

(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): Mobility.

13. Authorize award of a contract with Traffic Logix Corporation to provide dynamic speed display devices, for a term of five years in an amount not to exceed \$616,605.

(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): Mobility.

14. Authorize negotiation and execution of a contract with Ring Power Corporation d/b/a Ring Power Lift Truck or Ring Power Crane or Power System for a Ring Power Tactical Solutions Vehicle, in the amount of \$376,000.

(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): Safety.

15. Authorize award of a contract with Longhorn International Trucks LTD d/b/a Kyrish Truck Centers or Kyrish Truck Centers of Austin to provide aftermarket parts for medium and heavy-duty vehicles and equipment, for a term of five years in an amount not to exceed \$2,915,000.

(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): Mobility.

16. Authorize negotiation and execution of a contract with Texan Waste Equipment Inc. d/b/a Heil of Texas to provide original equipment manufacturer parts and repair services for Schwarze street sweepers, for a term of five years for a total contract amount not to exceed \$900,000.

(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): Mobility.

17. Authorize negotiation and execution of a multi-term cooperative contract with AutoZone Parts Inc. to provide automotive batteries and repair parts, for up to 55 months for a total contract amount not to exceed \$2,311,000.

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

Strategic Outcome(s): Mobility.

18. Authorize award of a contract with ALEON Properties, Inc. for graffiti removal services, for a term of five years in an amount not to exceed \$1,150,000.

(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, Government that Works for All.

19. Authorize negotiation and execution of a contract with Brycer, LLC to provide web-based management of a fire safety system, for a term of five years for a total contract amount not to exceed \$1,928,000.

(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.

20. Ratify an agreement with The Center at Parmer, LLC, (the “Center”), for the City to occupy rooms at the property located at 13800 N. FM 620 Rd, Austin, Texas 78717 for emergency housing, isolation, and support services related to COVID-19 for a total amount not to exceed \$744,000.

Strategic Outcome(s): Health and Environment.

District(s): District 6

21. Authorize negotiation and execution of a contract with FII-National d/b/a UpTogether to administer a guaranteed income pilot program, for a term of one year in an amount not to exceed \$1,180,000.

(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, Government that Works for All.

22. Approve a settlement subject to court approval in Meredith Drake v. City of Austin et al, Cause No. 1:20-cv-00956-RP, in the United States District Court for the Western District of Texas and direct the City Manager to return to Council the necessary documents to finance the court approved settlement.

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

23. Approve a settlement subject to court approval in Sherri Davis v. City of Austin, Cause No. C-1-CV-19-007 in the County Court at Law No. 2 for Travis County, Texas.

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

Management Services

24. Authorize negotiation and execution of an interlocal agreement with Texas State University to provide research, consulting, and technical assistance on individual project work orders for up to ten years for a total amount not to exceed \$5,000,000.

Strategic Outcome(s): Safety.

Public Health

25. Authorize negotiation and execution of Amendment No. 9 to an agreement with Creative Action to provide a youth arts and leadership program, to add one 15-month extension option using one-time funding in an amount not to exceed \$435,121 for the term beginning July 1, 2022, through September 30, 2023, for a revised total agreement amount not to exceed \$2,528,509.

Strategic Outcome(s): Health and Environment.

26. Authorize negotiation and execution of Amendment No. 8 to an agreement with Foundation Communities for services addressing academic performance and childhood obesity for low-income youth, to add one 15-month extension option in an amount not to exceed \$194,510 for the term beginning July 1, 2022, through September 30, 2023, for a revised total agreement amount not to exceed \$1,233,861.

Strategic Outcome(s): Health and Environment.

27. Authorize negotiation and execution of Amendment No. 3 to an agreement with Amala Foundation to provide mental health and wellness services for African American youth, to add two 12-month extension options each in an amount not to exceed \$72,500, for a revised total agreement amount not to exceed \$362,500.

Strategic Outcome(s): Health and Environment.

28. Authorize the negotiation and execution of an agreement with Financial Literacy Coalition of Central Texas d/b/a Financial Health Pathways to provide a financial health study of low-income Central Texans and provide educational services related to finances, for the term beginning July 1, 2022 and ending June 30, 2023 in one-time funding in an amount not to exceed \$170,000.

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

Transportation

29. Authorize the negotiation and execution of an agreement with ZNET TEXAS L.L.P. to acquire a

multiduct conduit system for the installation of communications infrastructure to support transportation and mobility operations in an amount not to exceed \$2,516,650.

Strategic Outcome(s): Mobility, Government that Works for All, Economic Opportunity and Affordability, Health and Environment.

District(s): District 1; District 9

30. Approve an ordinance amending City Code Title 14 (Use of Streets and Public Property) to remove certain fee and inspection requirements.

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

31. Approve a resolution authorizing negotiation and execution of an amendment to an Advance Funding Agreement with the Texas Department of Transportation for safety lighting projects on Cameron Road and Howard Lane, awarded through the federal Highway Safety Improvement Program, with an estimated City contribution of \$650,000 plus any cost overruns.

Strategic Outcome(s): Mobility, Safety.

District(s): District 1; District 4; District 7

Item(s) from Council

32. 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.

33. Approve a resolution adopting amendments to the articles of incorporation and certificate of formation of the Austin Transit Partnership to make changes relating to the directors, membership, residency requirements as needed for the board members, and updating the documents as directed by Council.

Sponsors: Mayor Steve Adler, Council Member Sabino "Pio" Renteria, Council Member Ann Kitchen, Council Member Paige Ellis, and Council Member José 'Chito' Vela

34. Approve a resolution directing the City Manager to provide Council with a study related to paid parental leave policies for non-sworn City employees.

Sponsors: Council Member Vanessa Fuentes, Council Member Kathie Tovo, Mayor Pro Tem Alison Alter, Council Member Ann Kitchen, and Council Member Paige Ellis

35. Approve a resolution recognizing Saturday, May 14, 2022, and every second Saturday of May annually, as World Migratory Bird Day in Austin, and supporting the pursuit of local certification with the Bird City Texas Program.

Sponsors: Mayor Pro Tem Alison Alter, Council Member Leslie Pool, Council Member Kathie Tovo, and Council Member Vanessa Fuentes

Item(s) to Set Public Hearing(s)

36. Set a public hearing to consider an ordinance regarding floodplain variances for the construction of two new dwelling units at 5205 Chico Street, as requested by the owner of the property. The property is in the 100-year floodplain of Tannehill Branch. (Suggested date: May 19, 2022, at Austin City Hall, 301 W. Second Street, Austin, Texas).

Strategic Outcome(s): Safety.

District(s): District 3

37. Set a public hearing to consider an ordinance regarding floodplain variances for the construction of two new dwelling units at 5203 Chico Street as requested by the owner of the property. The property is in the 100-year floodplain of Tannehill Branch. (Suggested date: May 19, 2022, at Austin City Hall, 301 W. Second Street, Austin, Texas).

Strategic Outcome(s): Safety.

District(s): District 3

38. Set a public hearing related to an application by Creekside Senior Housing Limited Partnership, or an affiliated entity, for housing tax credits for a multi-family development to be financed through the private activity bond program and to be known as Arbors at Creekside, located at or near 1026 Clayton Lane, Austin, Texas 78723, within the City. (Suggested date: Thursday, May 19, 2022, Austin City Hall, 301 W. 2nd Street, Austin, Texas 78701).

Strategic Outcome(s): Economic Opportunity and Affordability.

District(s): District 1

39. Set a public hearing related to an application by Bluffs at Nelms, LP, or an affiliated entity, for housing tax credits for a multi-family development to be financed through the private activity bond program and to be known as Bluffs at Nelms Senior Apartments, located at or near 1609 Nelms Dr, Austin, Texas 78744, within the City. (Suggested date: Thursday, May 19, 2022, Austin City Hall, 301 W. 2nd Street, Austin, Texas 78701).

Strategic Outcome(s): Economic Opportunity and Affordability.

District(s): District 2

40. Set a public hearing to be conducted in accordance with Texas Parks and Wildlife Code Chapter 26 to consider a resolution authorizing a change in use of dedicated parkland, known as Govalle Neighborhood Park, for the Watershed Protection Department to use, maintain, and repair approximately 156 linear feet of 60-inch reinforced concrete storm pipe to be constructed by the developers of the Flats on Shady Lane multi-family development (SP-2020-0368C). (Suggested date and location: June 9, 2022, Austin City Hall, 301 W. Second Street, Austin, Texas).

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

District(s): District 3

41. Set a public hearing to consider a resolution to authorize the Downtown Austin Public Improvement District. (Suggested public hearing date: June 9, 2022 at Austin City Hall, 301 W. Second Street, Austin Texas).

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

District(s): District 9

Non-Consent

Item(s) Referred from Council Committee(s)

42. Approve a resolution appointing Kavita Gupta and John Umpress as commissioners of the

Municipal Civil Service Commission for a three-year term beginning May 9, 2022, and designating Andy Mormon as the chair of the Municipal Civil Service Commission for a one-year term.

Sponsors:

Audit and Finance Committee

Executive Session

43. Discuss legal issues involved with lawsuits and claims related to Austin Police Department during the protests that occurred on May 30 and 31, 2020 (Private consultation with legal counsel - Section 551.071 of the Government Code).
44. Discuss legal issues relating to Data Foundry, Inc., v. City of Austin, Cause No. D-1-GN-17-000937, in the 419th Judicial District Court of Travis County, Texas. (Private consultation with legal counsel - Section 551.071 of the Government Code).
45. Discuss legal issues related to SJ Louis Construction, LLC. V. City of Austin, Cause No. D-1-GN-18-00121 in the 459th Judicial District for Travis County, Texas (Private consultation with legal counsel - Section 551.071 of the Government Code).
46. Discuss real estate matters related to the purchase, exchange, lease or value of an interest in real property and improvements related to the redevelopment of the HealthSouth property located at 1215 Red River Street and 606 East 12th Street. (Real property -Section 551.072 of the Government Code).

Zoning and Neighborhood Plan Amendments (Public Hearings and Possible Action)

47. C14-2021-0091- The Rhett - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1000 East Yager Lane (Walnut Creek Watershed). Applicant Request: To rezone from neighborhood commercial-conditional overlay (LR-CO) combining district zoning to community commercial-mixed use (GR-MU) 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 deny the rezoning request. Owner/Applicant: Zydeco Development Corporation. Agent: Thrower Design, LLC (A. Ron Thrower). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s):

District 1

48. C14-2021-0155 - Lyndhurst Rezoning - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning and rezoning property locally known as 13424 Lyndhurst Street and 13443 North FM 620 Road North Bound (Lake Creek Watershed). Applicant Request: To rezone and zone from community commercial-conditional overlay (GR-CO) combining district zoning and interim-single family residence-standard lot (I-SF-2) district zoning to general commercial-mixed use (CS-MU) combining district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. Owner/Applicant: Naiser Holdings, LLC. Agent: Thrower Design, LLC (A. Ron Thrower). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s):

District 6

49. C14-2020-0080 - RBI Austin Tract 1 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 7401-½ Loyola Lane (Walnut Creek Watershed). Applicant's Request: To rezone from single family residence-standard lot (SF-2) district zoning to community commercial (GR) district zoning. Staff Recommendation: To grant community commercial (GR) district zoning, with conditions. Zoning and Platting Commission Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning, with conditions. Owner/Applicant: Home Plate Properties (Matthew Price). Agent: Drenner Group, PC (Amanda Swor). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 1

50. C14-2020-0079 - RBI Austin Tract 2 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 7401-½ Loyola Lane (Walnut Creek Watershed). Applicant's Request: To rezone from single family residence-standard lot (SF-2) district zoning to community commercial (GR) district zoning. Staff Recommendation: To grant community commercial (GR) district zoning, with conditions. Zoning and Platting Commission Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning, with conditions. Owner/Applicant: Home Plate Properties (Matthew Price). Agent: Drenner Group, PC (Amanda Swor). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 1

51. C14-2021-0187 - Manchaca Road - Calvo - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning property locally known as 11530 Manchaca Road (Slaughter Creek Watershed). Applicant's Request: To zone from interim-rural residence (I-RR) district zoning to commercial-liquor sales (CS-1) district zoning for Tract 1 and general commercial services (CS) district zoning for Tract 2. Staff Recommendation: To grant commercial-liquor sales-conditional overlay (CS-1-CO) combining district zoning for Tract 1 and general commercial services-conditional overlay (CS-CO) combining district zoning for Tract 2. Zoning and Platting Commission Recommendation: To forward to Council without a recommendation due to lack of an affirmative vote. Owner/Applicant: Manchaca Holdings, LLC (Antonio Calvo). Agent: Land Answers, Inc. (Jim Wittliff). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 5

52. C14-2022-0012 - 7001 Circle S Road - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 7001 Circle S Road (South Boggy Creek Watershed). Applicant's Request: To rezone from single family residence-standard lot (SF-2) district zoning to family residence (SF-3) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant family residence (SF-3) district zoning. Owner/Applicant: Paul Long. Agent: Land Answers, Inc. (Jim Wittliff). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 2

53. C14-2021-0103 - Marielle 2 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning property locally known as 8600 Black Oak Street (Lake Creek Watershed). Applicant Request: To zone from interim-rural residence (I-RR) district zoning to multifamily residence-low density (MF-2) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant multifamily residence-low density-conditional

overlay (MF-2-CO) combining district zoning. Owner/Applicant: The Warren Edward Kodowsky 1997 Trust. Agent: Mathias Company (Richard Mathias). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 6

54. C14-2021-0159 - Vaught Ranch Rezoning - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning property locally known as 6529 Vaught Ranch Road (West Bull Creek Watershed). Applicant's Request: To zone from interim rural residence (I-RR) district zoning to general office-mixed use (GO-MU) combining district zoning. Staff Recommendation: To grant general office-mixed use (GO-MU) combining district zoning. Zoning and Platting Commission Recommendation: To grant limited office-mixed use-conditional overlay (LO-MU-CO) combining district zoning, as amended. Owner/Applicant: Michael Hart. Agent: Dunaway Associates (Meg Greenfield). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 10

55. NPA-2021-0016.01.SH - Libertad- Conduct a public hearing and approve 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 900 Gardner Road (Boggy Creek Watershed) from Civic to Mixed Use land use. Staff and Planning Commission recommendation: To grant Mixed Use land use. Owner/Applicant: Austin Housing and Finance Corp. (Rosie Truelove) Agent: Civiltude, LLC (Conor Kenny). City Staff: Maureen Meredith, Housing and Planning Department, (512) 974-2695.

District(s): District 3

56. C14-2021-0020.SH - Libertad - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 900 Gardner Road (Boggy Creek Watershed). Applicant's Request: To rezone from public-neighborhood plan (P-NP) combining district zoning to community commercial-mixed use-neighborhood plan (GR-MU-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant community commercial-mixed use-neighborhood plan (GR-MU-NP) combining district zoning. Owner/Applicant: Austin Housing Finance Corporation (Rosie Truelove). Agent: Civiltude LLC (Conor Kenny). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 3

57. NPA-2019-0022.01- 200 Academy - Approve second and third readings of an ordinance amending Ordinance No. 20050929-Z001 the Greater South River City 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 146 ½, 200, 200 ½ and 204 ½ Academy Drive; and 1006 and 1020 Melissa Lane (East Bouldin Creek Watershed) from Mixed Use/Office to Mixed Use land use on Tract 1. On January 27, 2022, First Reading approved for Mixed Use land use on Tract 1. Vote: 11-0. Owner/Applicant: Spearhead Academy, LTD (Chris Wallin). Agent: Weiss Architecture, Inc. (Richard Weiss). City Staff: Maureen Meredith, Housing and Planning Department (512) 974-2695.

District(s): District 9

58. C14-2020-0147 - 200 Academy - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 146 ½, 200, 200 ½ and 204 ½ Academy Drive and 1006 and 1020 Melissa Lane (East Bouldin Creek Watershed). Applicant Request: To rezone from commercial-liquor sales-neighborhood conservation-neighborhood plan (CS-1-NCCD-NP) combining district zoning to commercial-liquor sales-mixed use-neighborhood plan (CS-1-MU-NP) combining district zoning on Tract 1, from general commercial services-neighborhood conservation-neighborhood plan (CS-NCCD-NP) combining district zoning to general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning on Tract 2 and from multifamily residence moderate-high density-neighborhood conservation-neighborhood plan (MF-4-NCCD-NP) combining district zoning to multifamily residence moderate-high density-neighborhood plan (MF-4-NP) combining district zoning on Tract 3. On January 27, 2022 First Reading was approved commercial-liquor sales-mixed use-neighborhood conservation-neighborhood plan (CS-1-MU-NCCD-NP) combining district zoning on Tract 1, general commercial services-mixed use-neighborhood conservation-neighborhood plan (CS-MU-NCCD-NP) combining district zoning on Tract 2, and multifamily residence moderate-high density-neighborhood conservation-neighborhood plan (MF-4-NCCD-NP) combining district zoning on Tract 3, with conditions. Vote: 11-0. Owner: Spearhead Academy LTD (Chris Wallin). Applicant: Weiss Architecture Inc (Richard Weiss). City Staff: Sherri Sirwaitis, 512-974-3057. A valid petition has been filed in opposition to this rezoning request.

District(s): District 9

59. 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): District 3

60. 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): District 3

61. NPA-2020-0021.02 - 1100 Manlove Street - Conduct a public hearing and approve an ordinance

amending Ordinance No. 20061116-055, the East Riverside/Oltorf Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 1100 Manlove Street (Harpers Branch Watershed) from Single Family to Neighborhood Mixed Use land use. Staff Recommendation: To deny Neighborhood Mixed Use land use. Planning Commission Recommendation: Forwarded to Council without a recommendation due to lack of an affirmative vote. Owner/Applicant: Shuler Family Trust of 1998 (John Schuler). Agent: Husch Blackwell, LLP (Nikelle Meade). City Staff: Maureen Meredith, Housing and Planning Department, (512) 974-2695.

District(s): District 9

62. C14-2020-0081 - 1100 Manlove Street - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1100 Manlove Street (Harper's Branch Watershed). Applicant Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to neighborhood office-mixed use- neighborhood plan (NO-MU-NP) combining district zoning. Staff Recommendation: To deny neighborhood office-mixed use-neighborhood plan (NO-MU-NP) combining district zoning. Planning Commission Recommendation: To be forwarded to Council without a recommendation due to lack of an affirmative vote. Owner: Schuler Family Trust of 1998 (John Schuler). Applicant: Husch Blackwell LLP (Nikelle Meade). City Staff: Heather Chaffin, 512-974-2122. A valid petition has been filed in opposition to this rezoning request.

District(s): District 9

Consent Agenda

City Clerk

63. Adopt an ordinance amending Ordinance No. 20220421-055 ordering the May 7, 2022 special municipal election, to repeal and replace Exhibits F and H that list election day judges and early voting ballot board members; and declaring an emergency.

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

Law

64. Approve payment of a judgment in City of Austin v. Keep Investment Group, LLC., Cause No. C-1-cv-18-006969 in County Court at Law No. 1 for Travis County, Texas, in an amount not to exceed \$613,000.

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

Item(s) from Council

65. Approve a resolution concerning binding interest arbitration in collective bargaining negotiations with the Austin Firefighters Association.

Sponsors: Council Member Ann Kitchen, Mayor Steve Adler, Council Member Mackenzie Kelly, Council Member Natasha Harper-Madison, and Council Member José 'Chito' Vela

66. Approve an ordinance waiving City Code Sections 14-11-71, 14-11-72, and 14-11-73 for an application by the University of Texas to vacate approximately 449 square feet of public right-of-way generally bounded by Comal Street, 21st Street and Leona Streets; and declaring an emergency; and directing the City Manager to place the vacation application on the May 19, 2022 City Council agenda.

Sponsors: Council Member Natasha Harper-Madison, Mayor Steve Adler, Council Member Kathie Tovo, Council Member Sabino "Pio" Renteria, and Council Member José 'Chito' Vela

Non-Consent

Council Discussion

67. Discussion relating to increasing housing capacity on transit corridors.

Executive Session

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

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, May 5, 2022

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