City of Austin

Agenda

City Council Work Session

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

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, September 27, 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. Briefing on the Climate Equity Plan, Transportation Electrification Focus.

B2. Staff Response to Resolution No. 20200123-108, related to Trash in Creeks.

B3. Staff Briefing on the Negotiated Final Terms with Aspen Heights for the Redevelopment of 1215 Red River and 606 East 12th Streets.

C. Council Items of Interest

D. Council Discussion

E. Executive Session

Adjourn

Consent Agenda

Approval of Minutes

1. Approve the minutes of the Austin City Council budget work session of August 9, 2022, budget work session of August 11, 2022, work session of August 30, 2022, and regular meeting of September 1, 2022.

Animal Services Office

2. Authorize negotiation and execution of an amendment to the interlocal agreement with Travis County for the City's provision of animal services, for a three-month term beginning October 1, 2022, in an amount not to exceed $657,995 to be paid to the City.

Strategic Outcome(s): Health and Environment.

Austin Energy

3. Authorize negotiation and execution of contracts with terms of up to 15 years for capacity and energy with certain Austin Energy customers with on-site backup generation as part of a Resiliency-as-a-Service pilot program, for an aggregate contracted capacity of up to 25 megawatts and estimated annual contracted amount of $3,375,000.

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

4. Approve a resolution finding that the property located at 2201 Grove Boulevard, Austin, Texas, is not essential to the maintenance and continued operation of the electric utility, that it is advisable to sell such property, and that such sale will not prevent the City from complying with the conditions of any revenue bond covenants.

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

District(s): District 3

Austin Water

5. Authorize the negotiation and execution of a cost participation agreement with Blackburn Group, LLC for the City to reimburse the developer for an amount not to exceed $668,000 for costs associated with the design and construction of an oversized water main and appurtenances related to Service Extension Request No. 3985R that will provide water service to a proposed mixed-use development located at 5601 Durango Pass.

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

District(s): District 1

6. Authorize the negotiation and execution of a cost participation agreement with Blackburn Group, LLC for the City to reimburse the developer for an amount not to exceed $2,412,000 for costs associated with the design and construction of an oversized gravity wastewater main and appurtenances related to Service Extension Request No. 3986R2 that will provide wastewater service to a proposed mixed-use development located at 5601 Durango Pass.

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

District(s): District 1

7. Approve a resolution authorizing Austin Water to continue a pilot program and issue incentives during Fiscal Year 2022-2023 for alternative onsite water reuse systems for large new commercial and multi-family developments under Austin Water's regulatory framework in a total aggregate amount not to exceed $1,000,000, and not to exceed $500,000 for each individual project.

Strategic Outcome(s): Health and Environment.

8. Approve an ordinance amending the Fiscal Year 2022-2023 Combined Utility Revenue Bond Redemption Fund (Ordinance No. 20220817-004) to increase the transfer in from the Water and Wastewater Reserve Fund by $18,000,000 and increase other bond debt service requirement expenditures by $18,000,000 for the purpose of defeasing and redeeming certain outstanding bonds secured by the Reserve Fund.

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

Communications and Technology Management

9. Authorize negotiation and execution of an interlocal agreement with the Capital Area Council of Governments authorizing the City to maintain and update the Capital Area Emergency Communications District's 9-1-1 Geographic Information System database for Fiscal Year 2022-2023.

Strategic Outcome(s): Safety.

Community Court

10. Authorize negotiation and execution of a co-sponsorship agreement with Austin Community Foundation for reentry planning services through the Austin/Travis County Reentry Roundtable for an initial 12-month term beginning October 1, 2022, in an amount not to exceed $50,000, with four 12-month renewal options not to exceed $50,000 per option, for a total contract amount not to exceed $250,000.

Strategic Outcome(s): Safety

Economic Development Department

11. Authorize negotiation and execution of an amendment to the interlocal agreement with Austin Economic Development Corporation to increase the agreement amount for administrative and program costs related to providing assistance in engaging and supporting development projects and leveraging the City's investments and assets to achieve inclusive economic and community development outcomes and priorities, in an amount not to exceed $10,590,000 for a total agreement amount not to exceed $25,590,000.

Strategic Outcome(s): Economic Opportunity and Affordability, Culture and Lifelong Learning, Mobility.

12. Authorize negotiation and execution of a master development agreement with Aspen Heights Partners, or its affiliates, for terms governing the development, construction, and lease of a mixed-use residential development and associated infrastructure on City-owned sites located at 1215 Red River Street and 606 East 12th Street under terms outlined in a term sheet.

Strategic Outcome(s): Economic Opportunity and Affordability; Government that Works for All.

District(s): District 9

Financial Services

13. Approve an ordinance amending the Fiscal Year 2022-2023 Mayor and Council Operating Budget (Ordinance No. 20220817-004) to increase appropriations in the amount of $1,275,104 to carry forward unexpended funds from the prior year for municipal purposes.

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

Financial Services- Contracts

14. Authorize an amendment to the construction contract with Intermountain Slurry Seal, Inc., for the Miscellaneous Streets Slurry Seal and Fog Seal IDIQ Rebid project for additional authorization in the amount of $400,000, for a total contract amount not to exceed $8,400,000.

[Note: This contract was awarded in compliance with City Code 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program). Current participation to date is 5.83% MBE and 0.00% WBE].

Strategic Outcome(s): Safety, Mobility.

15. Ratify Change Order #7 to the construction contract with Sefbo Pipeline Bridge, Inc., for the 2016 Bond Intersection Safety Improvements Construction - II project in the amount of $73,500 for a total contract amount not to exceed $1,129,162.

[Note: This contract was awarded in compliance with Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program). Current Participation to date is 89.78% MBE and 3.65% WBE].

Strategic Outcome(s): Safety, Mobility.

District(s): District 1; District 4; District 9

16. Authorize award of a contract with RE2D, Inc. to provide inspection, repair, and testing of stationary cranes, for a term of five years in an amount not to exceed $396,000.

(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.

17. Authorize negotiation and execution of a cooperative contract with Presidio Networked Solutions Inc. d/b/a Presidio Networked Solutions Group LLC to provide web application firewall products and support services, for a term of three years for a total contract amount not to exceed $400,000.

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

Strategic Outcome(s): Mobility, Safety.

18. Authorize the negotiation and execution of a third amendment to the lease agreement with Greater Austin Black Chamber of Commerce, exercising the first of four 10-year options for approximately 1,396 square feet of office space in the building known as the African American Cultural and Heritage Facility located at 912 East 11th Street, effective September 30, 2022, with an annual rental rate of $1.

Strategic Outcome(s): Economic Opportunity and Affordability, Culture and Lifelong Learning.

District(s): District 1

19. Authorize the negotiation and execution of a lease agreement with Six Square for approximately 2,638 square feet of rentable space out of the property known as the African American Cultural and Heritage Facility located at 912 East 11th Street, Austin for an initial term of sixty (60) months, with one 5-year extension option, with an annual rental rate of $100.

Strategic Outcome(s): Economic Opportunity and Affordability, Culture and Lifelong Learning.

District(s): District 1

20. Authorize negotiation and execution of a lease agreement with ASC Medical 8 Holdings, LLC, a Delaware limited liability company, for approximately 1,841 square feet of office and clinic space for Austin Public Health's Women, Infants and Children Program located at 14008 Shadowglen Blvd., Suite 207, Manor, Texas 78653, for an initial term of 60 months, with two 5-year extension options, in an amount not to exceed $1,537,088.

Strategic Outcome(s): Health and Environment.

21. Authorize negotiation and execution of an exclusive negotiating agreement with TC Austin Acquisitions, LLC for the acquisition and improvements of approximately 18 acres located at 14910 Cameron Road, Austin, Texas and with earnest money in an amount not to exceed $500,000.

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

22. Authorize negotiation and execution of a multi-term contract with Altec Inc. to provide customized utility vehicles for up to 10 years for a total contract amount not to exceed $65,520,903.

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

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

23. Authorize award of a contract with Hi-Tech Industrial Services, LLC to provide commercial surface preparation and protective coatings, for a term of five years in an amount not to exceed $2,400,000.

(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 available MBEs or WBEs; therefore, no subcontracting goals were established).

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

24. Authorize negotiation and execution of a multi-term contract with SMS LLC d/b/a Security Management to provide inspection, maintenance, small project installations and hosting of the Austin Energy Security systems, for up to five years for a total contract amount not to exceed $20,000,000.

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

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

25. Ratify a contract amendment with Parker Hannifin Corporation to provide air filters, for an increase in the amount of $84,000, for a revised total contract amount not to exceed $412,156.

(Note: This contract 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 contract, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

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

26. Authorize negotiation and execution of a contract with iDefender, LLC for license agreement, maintenance, and other services to support North American Electric Reliability Corporation Critical Infrastructure Protection compliance reporting, for a term of five years in an amount not to exceed $1,277,000.

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

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

27. Authorize negotiation and execution of various cooperative contracts during Fiscal Year 2022-2023 for the purchase of computer, network and other technology hardware, software and related maintenance and technology services, in an amount not to exceed $56,100,000.

(Note: These procurements will be reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9 Minority Owned and Women Owned Business Enterprise Procurement Program. Department of Information contracts also have historically underutilized business (HUB) requirements for subcontracting).

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

28. Authorize award of a contract with Agilent Technologies Inc. d/b/a Agilent Technologies for two gas chromatograph mass spectrometers, in an amount not to exceed $113,452.

(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): Safety.

29. Authorize negotiation and execution of a contract with Young Women's Christian Association of Greater Austin to provide healing modality services, in an amount not to exceed $200,000.

(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): Safety.

30. Authorize award of a multi-term contract with Overseas Parts Distributing Inc. d/b/a Alamo BMW to provide police motorcycles, for up to three years in an amount not to exceed $1,700,000.

(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, Safety.

31. Authorize negotiation and execution of a cooperative contract with Government Scientific Source, Inc. for an ELISA liquid handling system, in an amount not to exceed $148,244.

(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): Safety.

32. Authorize negotiation and execution of a contract with Delta Designs Ltd., or the other qualified offeror to Request for Proposals (RFP) 8600 WJT3000, for artifact storage equipment and installation for the George Washington Carver Museum, in an amount not to exceed $78,832.

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

Strategic Outcome(s): Culture and Lifelong Learning.

33. Authorize negotiation and execution of a cooperative contract with SHI Government Solutions Inc., to provide Red Gate SQL monitoring solution, licensing, storage, and professional services, for a term of three years in an amount not to exceed $330,000.

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

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

34. Authorize an amendment to a cooperative contract with Petrosys Solutions Inc. d/b/a psitechnology Inc. or psitechnology to expand network connectivity and switches for Megaport services, to increase the amount by $190,000 for a revised total contract amount not to exceed $330,000.

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

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

35. Authorize negotiation and execution of a cooperative contract with A V Pro Inc. to provide commercial audio/visual equipment and related services for the Millennium Youth Entertainment Complex, in an amount not to exceed $280,630.

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

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

36. Authorize negotiation and execution of a contract with Court Appointed Special Advocates of Travis County d/b/a CASA of Travis County to provide emergency financial assistance for victims/survivors of violence, in an amount not to exceed $200,000.

(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): Health and Environment, Safety.

Housing and Planning

37. Authorize a fee in lieu of on-site affordable housing for a proposed commercial development subject to the Plaza Saltillo Transit Orient Development Regulating Plan and located at or near 1100, 1108, and 1110 E. 5th Street, Austin, Texas 78702.

Strategic Outcome(s): Economic Opportunity and Affordability.

District(s): District 3

Management Services

38. Approve an ordinance setting the Council meeting schedule for calendar year 2023 and setting the budget and tax rate hearings for Fiscal Year 2023-2024.

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

39. Approve an ordinance amending City Code Chapter 4-14 related to notices of proposed eviction.

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

40. Approve an ordinance amending City Code Chapter 4-14 related to tenant organizing and creating an offense and penalty.

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

Police

41. Approve a resolution authorizing the acceptance of supplemental grant funding from the State of Texas, Office of the Governor, Criminal Justice Division to implement the Austin Police Department project entitled APD Victim Crisis Intervention Project.

Strategic Outcome(s): Safety.

42. Approve a resolution authorizing the acceptance of grant funding from the State of Texas, Office of the Governor, Criminal Justice Division to implement the Austin Police Department Crime Lab Enhancement Project.

Strategic Outcome(s): Safety.

43. Approve a resolution authorizing the acceptance of grant funding from the State of Texas, Office of the Governor, Criminal Justice Division to implement the Austin Police Department project entitled APD Violence Against Women Investigative Project.

Strategic Outcome(s): Safety.

44. Approve a resolution authorizing the acceptance of grant funding from the State of Texas, Office of the Governor, Criminal Justice Division to implement the Austin Police Department project entitled First Responder Mental Health Program.

Strategic Outcome(s): Safety.

45. Approve a resolution authorizing the acceptance of grant funding from the State of Texas, Office of the Governor, Criminal Justice Division to implement the Austin Police Department Sexual Assault Evidence Testing Project.

Strategic Outcome(s): Safety.

46. Approve a resolution authorizing the acceptance of grant funding from the State of Texas, Office of the Governor, Criminal Justice Division to implement the Austin Police Department Rifle-Resistant Body Armor Project.

Strategic Outcome(s): Safety.

47. Approve a resolution authorizing the acceptance of grant funding from the State of Texas, Office of the Governor, Criminal Justice Division to implement the Austin Police Department Regional EOD (Explosive Ordnance Disposal) Services Project.

Strategic Outcome(s): Safety.

48. Approve a resolution authorizing the acceptance of grant funding from the State of Texas, Office of the Governor, Criminal Justice Division to implement the Austin Police Department Project Safe Neighborhoods program.

Strategic Outcome(s): Safety

49. Approve a resolution authorizing the acceptance of grant funding from the State of Texas, Office of the Governor, Criminal Justice Division to implement the Austin Police Department project entitled Austin Juvenile Justice and Truancy Prevention Project.

Strategic Outcome(s): Safety.

50. 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 $164,802 in grant funds from the State of Texas, Office of the Governor, Criminal Justice Division, Rifle-Resistant Body Armor Grant Program for the Rifle Resistant Body Armor Project.

Strategic Outcome(s): Safety

51. 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 $704,355 in grant funds from the State of Texas, Office of the Governor, Criminal Justice Division Evidence Testing Program for the Sexual Assault Evidence Testing Project.

Strategic Outcome(s): Safety

52. Approve an ordinance accepting $187,412 in grant funds from the State of Texas, Office of the Governor, Criminal Justice Division, Truancy Prevention Grant Program; and amending the FY 2021-2022 Police Department Operating Budget Special Revenue Fund of Ordinance No. 20210811-001 to appropriate $187,412 for the Austin Juvenile Justice and Truancy Prevention Project for the 1-year grant period (September 1, 2022 - August 31, 2023).

Strategic Outcome(s): Safety

53. Authorize negotiation and execution of an interlocal agreement with the University of Texas at Austin for the Austin Police Department to provide assistance in the planning and execution of street closures and related activities for parades, protests, sporting, and other special events, in an amount not to exceed $900,000.

Strategic Outcome(s): Safety.

54. Authorize negotiation and execution of an interlocal agreement with the Texas Department of Transportation for security services.

Strategic Outcome(s): Safety.

Public Health

55. Authorize negotiation and execution of an agreement with the Council on At-Risk Youth to provide juvenile delinquency prevention services for an initial 12-month term through August 31, 2023 with three 12-month renewal options, each in an amount not to exceed $80,000, for a total agreement amount not to exceed $320,000.

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

56. Approve an ordinance amending the Fiscal Year 2021-2022 Austin Public Health Department Operating Budget Special Revenue Fund (Ordinance no. 20210811-001) to accept and appropriate $1,432,565 in grant funds from the U.S. Department of Health and Human Services, Centers for Disease Control and Prevention, for the Year 2 grant period of August 31, 2022 to August 30, 2023 for the Chronic Disease Community Health Worker Train, Deploy, Engage Grant.

Strategic Outcome(s): Health and Environment.

57. Authorize negotiation and execution of an amendment to the interlocal agreement with Travis County for the City's provision of public health services, for a three-month term beginning October 1, 2022, in an amount not to exceed $1,371,193 to be paid to the City.

Strategic Outcome(s): Health and Environment.

58. Authorize negotiation and execution of an agreement with Sunrise Community Church to provide street outreach services for an initial 12-month term beginning October 1, 2022 with four 12-month extension options, each in an amount not to exceed $150,000, for a total agreement amount not to exceed $750,000.

Strategic Outcome(s): Health and Environment.

Transportation

59. Approve a resolution authorizing the submittal of the Our Future 35: Connecting Equitably Study as a candidate for the Reconnecting Communities Pilot program, administered by the United States Department of Transportation, for funding and planning needs associated with the I-35 Cap and Stitch initiative.

Strategic Outcome(s): Mobility, Economic Opportunity and Affordability, Health and Environment, Culture and Lifelong Learning.

District(s): District 1; District 2; District 3; District 4; District 9

Watershed Protection Department

60. Authorize negotiation and execution of a Joint Funding Agreement with the United States Department of the Interior, United States Geological Survey for water resource investigation projects and stream gauge maintenance and support for Fiscal Year 2022-2023 in the amount of $887,311, with five 12-month extensions, each allowing for an annual increase of up to 20% for potential increases in cost of service and adding to the scope of work, for a total contract amount not to exceed $8,810,927.

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

Item(s) from Council

61. 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.

62. Approve an ordinance waiving or reimbursing certain fees for the 2022 Austin Veteran Arts Festival, AVA Fest 2022, to be held between October 12 through November 13, 2022.

Sponsors: Council Member Leslie Pool, Mayor Steve Adler, Council Member Kathie Tovo, Council Member Sabino "Pio" Renteria, and Council Member Vanessa Fuentes

63. Approve the waiver or reimbursement of certain fees for the Missions 5K Run Walk for Alzheimer's that occurred on April 2, 2022.

Sponsors: Council Member Natasha Harper-Madison, Mayor Pro Tem Alison Alter, Council Member Kathie Tovo, Council Member Sabino "Pio" Renteria, and Council Member Ann Kitchen

64. Approve an ordinance waiving or reimbursing certain fees for Kenny Dorham's Backyard/Diverse Arts Culture Works.

Sponsors: Council Member Natasha Harper-Madison, Council Member Ann Kitchen, Council Member Vanessa Fuentes, Council Member Sabino "Pio" Renteria, and Council Member José 'Chito' Vela

Item(s) to Set Public Hearing(s)

65. Set a public hearing to consider an ordinance that grants a request to provide a historic preservation community benefit in accordance with the Downtown Density Bonus Program (City Code Section 25-2-586) related to the project at 307 and 319 E. Second Street, Austin, Texas 78701. (Suggested date: Thursday, October 13, 2022, Austin City Hall, 301 W. Second Street, Austin, Texas 78701).

District(s): District 9

66. Set a public hearing related to an application by Live Make Housing Partners 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 Live Make Apartments, located at or near 1127 Tillery Street, Austin, Texas 78702, within the City. (Suggested date: October 13, 2022, Austin City Hall, 301 W. 2nd Street, Austin, Texas 78701).

District(s): District 3

Non-Consent

Eminent Domain

67. Approve a resolution authorizing the filing of eminent domain proceedings and payment to acquire the property interests needed for the Kellam Road Water Pipeline Renewal Project, for the public use of ensuring the continued use of safe and reliable service of water lines and fire hydrants, the acquisition of a water line easement consisting of approximately 2,810 square feet (0.064 acre) and two separate temporary working space easements totaling approximately 11,237 square feet (0.258 acre), being out of and a portion of the Thomas B. Westbrook Survey Section No. 5, Abstract No. 797 in the City of Austin, Travis County, Texas, and being out of a 117.208 acre tract conveyed to the Circuit of the Americas, LLC in a special warranty deed dated July 3, 2012 and recorded in Document No. 2012109754 of the Official Public Records, Travis County, Texas, in the City of Austin, Travis County, Texas currently appraised at $6,584 subject to an increase in value based on updated appraisals or a Special Commissioner's award. The owner of the needed property is Circuit of the Americas, LLC. The property is located at 0 Elroy Road, Austin, Texas 78617. The general route of the project is along Kellam Road, immediately north of Elroy Road.

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

District(s): District 2

Austin Housing and Finance Corporation Meeting

68. The Mayor will recess the City Council meeting to conduct a Board of Directors' Meeting of the Austin Housing Finance Corporation. Following adjournment of the AHFC Board meeting the City Council will reconvene. (The AHFC agenda is temporarily located at https://www.austintexas.gov/department/city-council/2022/20220929-ahfc.htm).

Austin Housing Public Facility Corporation Meeting

69. The Mayor will recess the City Council meeting to conduct a Board of Directors' Meeting of the Austin Housing Public Facility Corporation. Following adjournment of the AHPFC Board meeting the City Council will reconvene. (The AHPFC agenda is temporarily located at https://www.austintexas.gov/department/city-council/2022/20220929-ahpfc.htm).

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Public Hearings and Possible Actions

70. Conduct a public hearing and consider an ordinance amending City Code Title 25 relating to environmental, drainage, landscape, and site plan requirements.

71. Conduct a public hearing and consider an ordinance amending Ordinance No. 20220817-005 to set the Fiscal Year 2022-23 Power Supply Adjustments, Community Benefit Charges, and Regulatory Charges for Austin Energy, and make corresponding amendments to the Austin Energy Fiscal Year 2022-23 operating budget in Ordinance No. 20220817-004.

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

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

72. C14-2022-0204 - Gemini School of Visual Arts - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 12325 Hymeadow Drive, STE 3-100 (Lake Creek Watershed). Applicant Request: To rezone from interim-single-family residence-standard lot (I-SF-2) district zoning to general office (GO) district zoning. Staff Recommendation: To grant general office (GO) district zoning. Zoning and Platting Commission Recommendation: To grant general office-conditional overlay (GO-CO) combining district zoning. Owner: Joan Wang HWA Revocable Trust. Applicant/Agent: Gemini School of Visual Arts and Communication (Colette Barcilon). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 6

73. C14-2022-0070 - Springdale Commercial (Tract 2) Amended - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1005 Springdale Road (Boggy Creek Watershed). Applicant's Request: To rezone from community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning to general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning. Staff Recommendation: Pending. Planning Commission Recommendation: To be heard September 27, 2022. Owner/Applicant: 809 Vargas LC. Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 3

74. C14-2022-0015 - Springdale Commercial Tract 1 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1113 Airport Boulevard (Boggy Creek Watershed). Applicant's Request: To rezone from community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning and Rural Residence-Neighborhood Plan (RR-NP) to general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning. Staff Recommendation: Pending. Planning Commission Recommendation: To be heard September 27, 2022. Owner/Applicant: 809 Vargas LC. Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 3

75. C14-2022-0052 - East 12th - Fuentes - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 3337 East 12th Street (Tannehill Branch Watershed). Applicant's Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to urban family residence-neighborhood plan (SF-5-NP) combining district zoning. Staff and Planning Commission Recommendation: To grant urban family residence-neighborhood plan (SF-5-NP) combining district zoning. Owner/Applicant: Ethos Modular LLC (Andres Esquivel and Ricardo Betancourt). Agent: Land Answers, Inc. (Jim Wittliff). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 1

76. C14-2022-0044 - The Zimmerman - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 11400 Zimmerman Lane (Bull Creek Watershed). Applicant Request: To rezone from development reserve (DR) district zoning to multifamily residence-medium density (MF-3) district zoning. Staff Recommendation: To grant townhouse and condominium residence (SF-6) district zoning. Zoning and Platting Commission Recommendation: To grant townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning. Owner/Applicant: Udaya and Uma Kumar. Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 10

77. NPA-2022-0023.01.SH - 5107-5115 Lancaster Court - Conduct a public hearing and approve an ordinance amending Ordinance No. 20070809-55 the University Hills/Windsor Park 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 5107, 5109, 5111, 5113 and 5115 Lancaster Court (Tannehill Branch Watershed) from Multifamily Residential and Mixed Use/Office to Mixed Use land use. Staff Recommendation and Planning Commission Recommendation: To grant Mixed Use land use. Owners/Applicants: Plancaster, LLC; SEMIZI, LLC; Lancaster Office Three, LLC; and Fayez Kazi. Agent: Capital A Housing (Conor Kenny). City Staff: Maureen Meredith, Housing and Planning Department (512) 974-2695.

District(s): District 4

78. C14-2022-0018.SH - 5111-5115 Lancaster - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 5107, 5109, 5111, 5113 and 5115 Lancaster Court (Tannehill Branch Watershed). Applicant's Request: To rezone from multifamily residence-medium density-neighborhood plan (MF-3-NP) combining district zoning and

neighborhood office-mixed use-neighborhood plan (NO-MU-NP) combining district zoning to community commercial-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (GR-MU-V-CO-NP) combining district zoning, as amended. 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, as amended. Owners/Applicants: Plancaster, LLC; SEMIZI, LLC; Lancaster Office Three, LLC; and Fayez Kazi. Agent: Capital A Housing (Conor Kenny). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 4

79. C14-2022-0053 - Swansons Ranch Single Family - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 9608, 9700, and 9702 Swansons Ranch Road (Slaughter Creek Watershed). Applicant's Request: To rezone from single family residence-large lot (SF-1) district zoning and 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: ITALEX Builders Inc. (John Luke Sanchez). Agent: Thrower Design (Victoria Haase). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 5

80. C14-2022-0001 - 2409 Town Lake Circle - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 2409 and 2413 Town Lake Circle (Lady Bird Lake and Country Club West Watersheds). Applicant's Request: To rezone from East Riverside Corridor (ERC) district zoning to East Riverside Corridor (ERC) district zoning, to change the subdistrict from neighborhood mixed use (NMU) to corridor mixed use (CMU). First Reading approved on July 28, 2022. Vote: 10-0, Council Member Fuentes - off the dais. Owner/Applicant: 2409 Town Lake LLC (Scott Sepic). Agent: Drenner Group (Amanda Swor). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 3

81. C14-2022-0067 - Villas at South Austin - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 7311 and 7313 Bluff Springs Road (South Boggy Creek Watershed). Applicant's Request: To rezone from single family-small lot-conditional overlay (SF-4A-CO) combining district zoning to townhouse and condominium residence (SF-6) district zoning. First Reading approved on September 1, 2022. Vote: 11-0. Owner/Applicant: Srinivas Prudhvi Minnekanti & Vamshi Krishna Sunchu. Agent: Srinivas Prudhvi Minnekanti. City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 2

82. NPA-2019-0022.02- 305 S. Congress PUD - Approve second reading 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 305 South Congress Avenue (Lady Bird Lake Watershed) from Industry to Mixed Use land use. First Reading approved Mixed Use land use on April 7, 2022. Vote: 10-0, Council Member Harper-Madison was off the dais. Owner/Applicant: Richard T. Suttle, Jr., Trustee. Agent: Armbrust & Brown, PLLC (Richard T. Suttle, Jr.). City Staff:

Jerry Rusthoven, Housing and Planning Department, 512-974-3207.

District(s): District 9

83. C814-89-0003.02 - 305 S. Congress - Approve second reading of an ordinance amending City Code Title 25 by rezoning property locally known as 305 South Congress Avenue (Lady Bird Lake Watershed). Applicant's Request: To rezone from planned unit development-neighborhood plan (PUD-NP) combining district zoning to planned unit development-neighborhood plan (PUD-NP) combining district zoning, to change conditions of zoning. This ordinance may include waiver of fees, alternative funding methods, modifications of City regulations, and acquisition of property. First Reading approved with additional conditions on April 7, 2022. Vote: 10-0, Council Member Harper-Madison was off the dais. Owner / Applicant: Richard T. Suttle, Jr., Trustee. Agent: Armbrust & Brown PLLC (Richard T. Suttle, Jr.). City Staff: Jerry Rusthoven, 512-974-3207.

84. C14-2022-0056 - Albert Road Rezoning - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 7415 Albert Road (Williamson Creek Watershed; South Boggy Creek Watershed). Applicant's Request: To rezone from development reserve (DR) district zoning to family residence (SF-3) district zoning. Staff Recommendation: To grant family residence (SF-3) district zoning. Zoning and Platting Commission Recommendation: Zoning and Platting Commission Recommendation: To grant family residence-conditional overlay (SF-3-CO) combining district zoning. Owner/Applicant: Ironstone Partners LLC (Juan Pablo Mondragon). City Staff: Wendy Rhoades, 512-974-7719. A valid petition has been filed in opposition to this rezoning request.

District(s): District 5

85. C14-2022-0050 - Allandale Village CS-1 - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 5800 Burnet Road (Tenant Space: 5806 Burnet Road) (Shoal Creek Watershed). Applicant's Request: To rezone from general commercial services-vertical mixed-use building (CS-V) combining district zoning to commercial-liquor sales-vertical mixed- use building (CS-1-V) combining district zoning. First reading approved on September 15, 2022. Vote: 10-0; Mayor Pro Tem Alter - off the dais. Owner/Applicant: Allandale Village LTD (Meredith Knight). Agent: Thrower Design (Ron Thrower). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 7

Consent Agenda

Management Services

86. Approve a resolution ratifying an interim collective bargaining agreement between the City and the Austin Firefighters Association concerning wages, hours, and terms and conditions of employment for Austin firefighters.

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

Public Health

87. Authorize negotiation and execution of agreements with four social service agencies to provide street outreach services for an initial 12-month term beginning October 1, 2022, in a combined amount not to exceed $2,007,832, with one 12-month extension option in a combined amount not to exceed $2,007,832, for a total agreement amount not to exceed $4,015,664 divided among the agencies.

Strategic Outcome(s): Health and Environment.

Item(s) from Council

88. Approve an ordinance waiving and modifying certain City Code requirements for the South by Southwest Conferences and Festival to be held March 6-19, 2023.

Sponsors: Mayor Steve Adler, Council Member Vanessa Fuentes, Council Member Kathie Tovo, and Council Member Natasha Harper-Madison

89. Approve an ordinance waiving or reimbursing certain fees for Barton Springs Pool passes for Huston-Tillotson University students.

Sponsors: Council Member Ann Kitchen, Council Member Paige Ellis, Council Member Natasha Harper-Madison, and Council Member Kathie Tovo

90. Approve the waiver or reimbursement of certain fees for the 2022 Spring Pecan Street Festival that was held on September 17-18, 2022.

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

91. Approve a resolution initiating an amendment to the Compromise Settlement Agreement associated with Josie Ellen Champion, et al v. City of Austin, Cause No. 94-07160 in the 353rd Judicial District Court of Travis County and supporting the rezoning of 6025 N. Capital of Texas Highway, Austin, Texas, 78731 (also known as “Champion Tract 4”).

Sponsors: Mayor Pro Tem Alison Alter, Council Member Mackenzie Kelly, Council Member Paige Ellis, and Council Member Kathie Tovo

92. Approve a resolution relating to Council policies and directives to the City Manager for City-owned real estate, including requirements for construction projects, living wage, minority and women-owned business requirements and other Council priorities related to City-owned real estate and City-owned parking facilities; and recommendations for future use of same.

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

93. Approve an ordinance amending Exhibit A to Ordinance No. 20220817-005 (Setting Fees and Fines for Fiscal Year 2022-2023) to set all vendor license fees for the Renaissance Artists Market, also known as 23rd Street Artists Renaissance Market, for Fiscal Year 2023 to zero dollars.

Sponsors: Council Member Kathie Tovo, Council Member José 'Chito' Vela, Council Member Ann Kitchen, and Council Member Leslie Pool

Non-Consent

Item(s) Referred from Council Committee(s)

94. Approve an ordinance amending the bylaws for the Commission on Seniors.

Sponsors: Audit and Finance Committee

Adjourn

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

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