



# City of Austin

Austin City Hall, 301 W.  
Second Street, Austin, TX and  
some members may be  
participating via  
videoconference.

## Agenda

### City Council Work Session

*Mayor Kirk Watson*

*Mayor Pro Tem Paige Ellis*

*Council Member Natasha Harper-Madison*

*Council Member Vanessa Fuentes*

*Council Member José Velásquez*

*Council Member José "Chito" Vela*

*Council Member Ryan Alter*

*Council Member Mackenzie Kelly*

*Council Member Leslie Pool*

*Council Member Zohaib "Zo" Qadri*

*Council Member Alison Alter*

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Tuesday, August 29, 2023

9:00 AM

Austin City Hall

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*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 Development Site Plan Process Assessment.

**B2.** Austin Tourism Public Improvement District.

**C. Council Items of Interest**

**D. Council Discussion**

**E. Executive Session**

**E1.** Discuss legal issues related to Texas House Bill 2127 (Private consultation with legal counsel - Section 551.071 of the Texas Government Code).

**Adjourn**

## **Consent Agenda**

### **Approval of Minutes**

1. Approve the minutes of the Austin City Council work session of July 18, 2023, budget work session of July 19, 2023, regular meeting of July 20, 2023, budget meeting of July 26, 2023, budget work session of August 1, 2023, budget work session of August 8, 2023, and budget work session of August 10, 2023.

### **Austin Energy**

2. Approve acceptance of a Clean Energy Innovation Fellowship position hosted by the U.S. Department of Energy and administered by the Oak Ridge Institute for Science and Technology to support equity research and development of key equity performance measures for energy efficiency programs at Austin Energy.

### **Austin Water**

3. Authorize negotiation and execution of an amendment to the cost participation agreement with M/I Homes of Austin, LLC to increase the amount of the City's cost reimbursement for costs associated with the design and construction of an oversized wastewater interceptor, lift station, and force main related to Service Extension Request No. 4038R that will provide wastewater service to a proposed mixed use development located at Slaughter Lane and Thaxton Road in the amount of \$4,538,360 for a total amount not to exceed \$11,335,550.
4. Authorize negotiation and execution of a cost participation agreement with CLX Ventures, LLC for the City to reimburse the developer for costs associated with the design and construction of an oversized water main and appurtenances related to Service Extension Request No. 5023 that will provide water service to a proposed industrial development located at 2700 N. FM 973 in an amount not to exceed \$4,025,000.
5. Authorize negotiation and execution of a cost participation agreement with Soco Development LP for the City to reimburse the developer for costs associated with the design and construction of an oversized water main and appurtenances related to Service Extension Request No. 5627 that will provide water service to a proposed mixed-use development located at 2105 S. Congress Ave in an amount not to exceed \$402,500.

### **Convention Center**

6. Approve the draft service plan and draft petition language for the creation of a proposed Austin Tourism Public Improvement District.

### **Economic Development Department**

7. Authorize negotiation and execution of an agreement with Suzy Gonzalez for artwork for the Austin History Center/Faulk Building Art in Public Places Residency Project, in an amount not to exceed \$196,000.

8. Authorize negotiation and execution of an agreement with Sun McColgin for the Beverly S. Sheffield Northwest Park Pool Art in Public Places Project, in an amount not to exceed \$100,000.
9. Authorize negotiation and execution of an agreement with Raul Valdez for artwork for the Emma S. Barrientos Mexican American Cultural Center Phase II Construction Art in Public Places Project, in an amount not to exceed \$110,000.
10. Authorize negotiation and execution of an agreement with Fidencio Duran for artwork for the Mexic-Arte Museum Art in Public Places Project, in an amount not to exceed \$260,000.
11. Authorize negotiation and execution of an agreement with Brittany Johnson for artwork for the Montopolis Neighborhood Park Pool Art in Public Places Project, in an amount not to exceed \$100,000.
12. Authorize negotiation and execution of an agreement with The Trail Conservancy for managing the temporary art installations program 2024 cycle on the Trail, in an amount not to exceed \$225,000.
13. Approve an ordinance setting the assessment rate and approving the 2024 assessment roll for the East Sixth Street Public Improvement District. Related to #14.
14. Approve an ordinance adopting the East Sixth Street Public Improvement District Service and Assessment Plan and Budget update for 2024. Related to Item #13.

#### **Financial Services**

15. Approve an ordinance authorizing the issuance and sale of City of Austin, Texas Public Property Finance Contractual Obligations, Series 2023, in a par amount not to exceed \$9,315,000 in accordance with the parameters set out in the ordinance, authorizing related documents, and approving the payment of the costs of issuance and all related fees, and providing that the issuance and sale be accomplished not later than March 1, 2024.
16. Approve an ordinance authorizing the issuance and sale of City of Austin, Texas Public Improvement and Refunding Bonds, Series 2023, in a par amount not to exceed \$296,295,000 in accordance with the parameters set out in the ordinance, authorizing related documents, and approving the payment of the costs of issuance and all related fees, and providing that the issuance and sale be accomplished by March 1, 2024.
17. Approve an ordinance authorizing the issuance and sale of City of Austin, Texas, Certificates of Obligation, Series 2023, in a par amount not to exceed \$28,000,000, in accordance with the parameters set out in the ordinance, authorizing related documents, and approving the payment of the costs of issuance and all related fees, and providing that the issuance and sale be accomplished not later than March 1, 2024.
18. Approve second reading of the ordinance granting Google Fiber Texas, LLC, a non-exclusive franchise agreement to use the public right-of-way for the construction, operation, and maintenance of fiber optic facilities to deliver broadband services.

## **Financial Services- Contracts**

19. Authorize negotiation and execution of a contract for facility rental and related services with Hyatt Corporation as agent for Austin TRS LLC d/b/a Hyatt Regency Austin, for up to five years for a total contract amount not to exceed \$2,062,500.

[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].

20. Authorize execution of a contract for portable refrigeration units, cases, and maintenance services with Matthew Kinney d/b/a 911 Tactical and Medical Concepts PLLC/911 Tactical Medicine, for a term of five years in an amount not to exceed \$531,505.

[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].

21. Authorize negotiation and execution of a contract for UKG Digital Timekeeping Software which is utilized for time and attendance, labor scheduling, leave management, and related services with immixTechnology, Inc., for up to five years for a total contract amount not to exceed \$11,000,000.

[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 services required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established].

22. Authorize negotiation and execution of a contract for pay and display parking pay stations with Parkeon, Inc., for up to five years for a total contract amount not to exceed \$7,200,000.

[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].

23. Authorize negotiation and execution of a contract for business consulting services with McKinsey & Company, Inc. Washington D.C., for a term of six months in an amount not to exceed \$2,500,000.

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

24. Authorize negotiation and execution of a contract for engineering services for the Curb and Gutters - Data Collection and Assessment 2023 project with Roadway Asset Services, LLC in an amount not to exceed \$450,000.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation].

25. Authorize execution of a contract for the Wastewater Renewal Program - Manholes (2023-2027) with Facilities Rehabilitation, Inc., for up to four years for a total contract amount not to exceed \$3,000,000.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 98.86% MBE and 1.14% WBE participation].

26. Authorize negotiation and execution of a contract for the installation of a power transmission line and connection to the Wild Horse Ranch Wastewater Treatment Plant, in coordination with the Wild Horse Ranch Wastewater Treatment Plant Expansion project with Bluebonnet Electric Cooperative, Inc., for a total contract amount not to exceed \$2,236,225.

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

District(s): District 1

27. Authorize execution of a contract for Street Rehabilitation Phase 3 IDIQ #5 with Alpha Paving Industries, LLC., for up to two years for a total contract amount not to exceed \$10,000,000.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 7.30% MBE and 1.82% WBE participation.

28. Authorize execution of a contract for the Waller Creek Tunnel Inlet Facility Wet Well Mechanical Screening System project with Matous Construction, Ltd. for a total contract amount not to exceed \$2,915,000.

[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 5.05% MBE and WBE 3.40% participation].

District(s): District 1

29. Authorize negotiation and execution of a Construction Manager at Risk contract for pre-construction and construction services for the Walnut Creek Wastewater Treatment Plant Expansion with McCarthy Building Companies, Inc., in an amount not to exceed \$760,000,000.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 11.86% MBE and 5.63% WBE participation for pre-construction phase services].

District(s): District 1

30. Authorize negotiation and execution of a contract for a capacity assessment, technical assistance, and accelerator program for organizations focused on creating green jobs or training for green jobs with Blue Sky Incubators LLC d/b/a Blue Sky Partners, for up to two years for a total contract amount not to exceed \$120,000.

[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].

31. Ratify four contracts for services at bridge shelters for individuals experiencing homelessness with Good Work Austin; Hazcore Environmental Inc.; Evins Group LLC d/b/a Evins Personnel Consultants; Evins Temporaries, or Openwork; and Boss Lady Mobile Laundry & Cleaning LLC in the amount of \$2,482,995.

[Note: These 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].

## **Fire**

32. Approve an ordinance amending the Fiscal Year 2022-23 Austin Fire Department Operating Budget Special Revenue Fund (Ordinance No. 20220817-004) to accept and appropriate \$182,691 in grant funds from the Federal Emergency Management Agency Assistance to Firefighters Grant to reimburse expenses to purchase fitness equipment and blood tests.

## **Homeland Security & Emergency Management**

33. Authorize negotiation and execution of an interlocal agreement with Texas A&M Engineering Extension Services for an Enhanced All-Hazards Incident Management/Unified Command MGT314 for Citywide department personnel, elected officials, jurisdictional partners and non-profit partners, for a 12-month term, in an amount not to exceed \$200,000.
34. Approve an ordinance accepting Federal Emergency Management Agency Public Assistance grant funds from the Texas Department of Emergency Management; and amending the Fiscal Year 2022-2023 Operating Budget Special Revenue Fund (Ordinance No. 20220817-004) to appropriate funding in the amount of \$6,973,665 for several City departments.

## **Housing**

35. Authorize negotiation and execution of a one-year service agreement with the Austin Housing Finance Corporation to manage and operate various housing programs on the City's behalf during Fiscal Year 2023-2024 in an amount not to exceed \$112,734,415.
36. Approve an ordinance recertifying the Austin Revitalization Authority as a Community Land Trust and granting a property tax exemption on certain properties.
37. Authorize negotiation and execution of an amendment to the agreement with Austin-Travis

County Mental Health and Mental Retardation Center d/b/a Integral Care for renovating the Bungalows at Century Park (formerly known as the Texas Bungalows Hotel and Suites) located at 13311 Burnet Road, Austin, Texas, to extend the term of the agreement to May 30, 2024, and provide for an additional extension of the term if needed.

District(s): District 7

38. Authorize negotiation and execution of an amendment to the agreement with Family Eldercare, Inc. for renovating the Pecan Gardens (formerly known as Candlewood Suites) located at 10811 Pecan Park Boulevard, Austin, Texas, to extend the term of the agreement to March 31, 2024, and provide for an additional extension of the term if needed.

District(s): District 6

### **Human Resources**

39. Approve a resolution confirming the appointment of Melissa Rogers and the reappointment of Jolsna Thomas to the Firefighters', Police Officers' and Emergency Medical Services Personnel's Civil Service Commission.

### **Law**

40. Authorize negotiation and execution of an amendment to the legal services agreement with McGinnis Lochridge for services related to the development of multiple properties owned by the University of Texas to increase the contract by \$228,000, for a total contract amount not to exceed \$300,000.

### **Office of the Medical Director**

41. Authorize negotiation and execution of an interlocal agreement with the Texas Department of Public Safety (DPS) for medical oversight and credentialing of DPS's Joint Medical Operations and operational medical programs, including but not limited to its First Responder Organization.

### **Parks and Recreation**

42. Approve an ordinance waiving or reimbursing certain fees for City public aquatics facilities, except Barton Springs Pool, from August 9, 2023, through September 30, 2023.

### **Police**

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 Sexual Assault Evidence Testing Project.
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 Rifle-Resistant Body Armor Project.
45. Authorize the negotiation and execution of an interlocal agreement with Travis County for

the City to administer the 2022 Justice Assistance Grant Program on behalf of the City and Travis County.

46. Authorize the negotiation and execution of an interlocal agreement with Travis County for the City to administer the 2023 Justice Assistance Grant Program on behalf of the City and Travis County.
47. Approve an ordinance amending the Fiscal Year 2022-2023 Austin Police Department Operating Budget Special Revenue Fund (Ordinance No. 20220817-004) to accept and appropriate \$18,889 in additional grant funds from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance for the City and Travis County Fiscal Year 2022 Edward Byrne Memorial Justice Assistance Grant Project.

### **Public Health**

48. Authorize negotiation and execution of Amendment No. 14 to the interlocal agreement with Austin Travis County Mental Health & Mental Retardation Center, d/b/a Integral Care, to provide community forums for creative and collaborative problem solving, inclusive community participation, and community consensus-building, to add two twelve-month extension options beginning October 1, 2023, each in an amount not to exceed \$100,797, for a revised total agreement amount not to exceed \$1,091,530.
49. Authorize negotiation and execution of Amendment No. 15 to an agreement with Ending Community Homelessness Coalition, Inc., to provide expanded training and technical assistance, continued work on creating and adopting process improvements and written standards, and additional work related to promoting equity in the homelessness response system, to add two twelve-month extension options each in an amount not to exceed \$650,000, for a revised total agreement amount not to exceed \$3,912,051.
50. Authorize negotiation and execution of Amendment No. 4 to the agreement with Young Women's Christian Association to provide mental health services for Asian and Pacific Islander and Latinx communities, to add one 12-month extension option beginning October 1, 2023 in an amount not to exceed \$100,000, for a revised total agreement amount not to exceed \$400,000.
51. Authorize negotiation and execution of an agreement with Catholic Charities of Central Texas to provide immigration legal services for a period of 13-months beginning September 1, 2023 in an amount not to exceed \$110,000.
52. Authorize negotiation and execution of Amendment No. 9 to an interlocal agreement with Travis County and the Austin- Travis County Sobriety Center Local Government Corporation d/b/a the Sobering Center for the operation and management of a sobering center, to add one six-month extension option beginning October 1, 2023 in an amount not to exceed \$1,176,895, for a revised total agreement amount not to exceed \$10,344,253.
53. Authorize negotiation and execution of two interlocal agreements for the City's provision of healthy lifestyle education classes: Manor Independent School District for the period of August 1, 2023 through July 31, 2024 with two 12-month extension options and the University of Texas at Austin for the period of September 1, 2023 through August 31, 2025.

54. Authorize negotiation and execution of an interlocal agreement with Travis County for the lease or rental of alcohol monitoring devices required for participants of the Travis County DWI Court Program, for an initial term of October 1, 2023 through September 30, 2024 and one 12-month extension option, each in an amount not to exceed \$11,000, for a total agreement amount not to exceed \$22,000.
55. Authorize negotiation and execution of Amendment No. 10 to an agreement with Worksource Greater Austin Area Workforce Board d/b/a Workforce Solutions Capital Area Workforce Board, to provide workforce readiness and adult education services, to add one six-month extension option beginning October 1, 2023 in an amount not to exceed \$1,359,264, for a revised total agreement not to exceed amount of \$23,116,368.
56. Approve a resolution authorizing the acceptance of grant funding in the amount of \$796,361 from the Texas Department of Housing and Community Affairs for the Homeless Housing and Services Program General Set-Aside and the Homeless Housing and Services Program Youth Set-Aside, and authorizing the negotiation and execution of a related contract.
57. Authorize negotiation and execution of Amendment No. 12 to an agreement with The SAFE Alliance to provide victim services and bridge to safety and support services to survivors of sexual and domestic abuse or violence, to add one 12-month extension option beginning October 1, 2023 in an amount not to exceed \$1,107,495, for a revised total agreement amount not to exceed \$8,295,707.
58. Authorize negotiation and execution of Amendment No. 13 to an agreement with The SAFE Alliance to provide emergency shelter services for children, to add one 12-month extension option beginning October 1, 2023 in an amount not to exceed \$98,033, for a revised total agreement amount not to exceed \$910,365.
59. Authorize negotiation and execution of Amendment No. 10 to the interlocal agreement with Worksource Greater Austin Area Workforce Board d/b/a Workforce Solutions Capital Area Workforce Board to provide childcare quality improvement services and direct childcare, to add a six-month extension option beginning October 1, 2023 in an amount not to exceed \$465,921, for a revised total agreement amount not to exceed \$6,966,087.
60. Authorize negotiation and execution of Amendment No. 8 with The Salvation Army, to provide short-term funding for families experiencing homelessness to access child-care services, to add three 12-month extension options each in an amount not to exceed \$160,000, for a revised total agreement amount not to exceed \$1,600,000.
61. Approve an ordinance amending the Fiscal Year 2022-2023 Austin Public Health Department Operating Budget Special Revenue Fund (Ordinance No. 20220817-004) to accept and appropriate \$150,000 in grant funds from the National Association of County and City Health Officials and add 1.0 full-time equivalent grant funded position for the Partnering for Vaccine Equity project.
62. Authorize negotiation and execution of an amendment to the agreement with El Buen Samaritano Episcopal Mission to provide outreach services promoting the COVID-19 vaccine to populations at high risk of severe COVID-19 disease, for an 11-month term beginning May 1, 2023 and ending March 31, 2024 in the amount of \$217,855, for a total

agreement amount not to exceed \$717,855.

63. Authorize negotiation and execution of Amendment No. 13 to the interlocal agreement with Austin Travis County Mental Health & Mental Retardation Center, d/b/a Integral Care, to provide behavioral health services and basic needs, to add two 12-month extension options beginning October 1, 2023, each in an amount not to exceed \$1,998,591, for a revised total agreement amount not to exceed \$18,934,977.
64. Authorize negotiation and execution of Amendment No. 10 to an agreement with Child, Inc. to provide funding for childcare education programs, to add funding in an amount not to exceed \$239,665 for a six-month period beginning October 1, 2023, for a revised total agreement amount not to exceed \$4,040,409.
65. Authorize negotiation and execution of Amendment No. 9 to an agreement with Goodwill Industries of Central Texas d/b/a Goodwill Centex, to provide funding for workforce readiness services, to add one six-month extension option beginning October 1, 2023 in an amount not to exceed \$388,276, for a revised total agreement amount not to exceed amount of \$6,545,771.
66. Authorize negotiation and execution of Amendment No. 1 to an agreement with Sunrise Community Church d/b/a Sunrise Homeless Navigation Center to operate a permanent supportive housing program, to add one-time funding in an amount not to exceed \$236,257, extend the current term to March 31, 2024, and add three 12-month extension options each in an amount not to exceed \$350,000, for a revised total agreement amount not to exceed \$1,680,007.
67. Authorize negotiation and execution of Amendment No. 10 to an agreement with Family Eldercare to assist seniors by providing physical, mental, and financial wellness support services to add one 12-month extension option beginning October 1, 2023 in an amount not to exceed \$390,325, for a revised total agreement amount not to exceed \$3,735,939.
68. Authorize negotiation and execution of Amendment No. 10 to the interlocal agreement with Austin Travis County Mental Health Mental Retardation Center, d/b/a Integral Care, to provide permanent supportive housing services, to add funds to the current 12-month term in an amount not to exceed \$670,723, for a revised total agreement amount not to exceed \$8,683,341.
69. Authorize negotiation and execution of nine interlocal agreements with the municipalities of Bee Cave, Lakeway, Manor, Pflugerville, Rollingwood, Village of San Leanna, Sunset Valley, Village of Volente, and West Lake Hills for the City's provision of public health inspection services, including food establishment, swimming pool, day care, and general environmental complaint inspections and investigations, for a 12-month term beginning October 1, 2023, with four 12-month renewal options.
70. Authorize negotiation and execution of Amendment No. 11 to the agreement with Asian American Resource Center, Inc., d/b/a Asian American Community Health Initiative, for the Community Health Navigator program, to add one 12-month extension option beginning October 1, 2023 in an amount not to exceed \$587,305, for a revised total agreement not to exceed amount of \$3,516,605.

71. Authorize negotiation and execution of Amendment No. 10 with Any Baby Can of Austin, Inc. to provide funding for early childhood services, to add one six-month extension option beginning October 1, 2023 in an amount not to exceed \$826,158, for a revised total agreement not to exceed amount of \$13,944,04.
72. Authorize negotiation and execution of Amendment No. 1 to the agreement with The Salvation Army, to provide emergency shelter for women and children, to add one-time funds in an amount not to exceed \$300,000, for a revised total agreement amount not to exceed \$9,998,825.
73. Authorize negotiation and execution of Amendment No. 10 to the interlocal agreement with Austin Community College District to provide childcare quality improvement services to add one six-month extension option beginning on October 1, 2023 in an amount not to exceed \$25,564, for a revised total agreement amount not to exceed \$382,213.

#### **Watershed Protection Department**

74. Approve a resolution authorizing a redevelopment exception in the Barton Springs Zone under City Code Section 25-8-26 for the 3.8-acre tract located at 4215 South Lamar Boulevard Service Road NB (2428 W Ben White Mixed Use Development) for the redevelopment of an existing commercial use. This action concerns land located within the Barton Springs Zone.

#### **Item(s) from Council**

75. 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.

76. Approve a resolution initiating rezoning for the development known as Goodnight Ranch planned unit development, generally located in the vicinity of the east side of Old Lockhart Highway between Nuckols Crossing Road and Capitol View Drive and amending conditions of zoning, including waivers or modifications of City Code requirements; initiating amendments to City Code Chapter 14-11 for the Onion Creek Metro Park District improvements.

**Sponsors:** Council Member Vanessa Fuentes, Council Member José Velásquez, Council Member Leslie Pool, and Council Member Ryan Alter

77. Approve a resolution initiating amendments to City Code Title 25 (Land Development) to modify requirements pertaining to water and wastewater service extension requests and cost participation.

**Sponsors:** Council Member Leslie Pool, Council Member Ryan Alter, Council Member Mackenzie Kelly, and Mayor Pro Tem Paige Ellis

78. Approve a resolution directing the City Manager to initiate a comprehensive curb management plan in accordance with the Austin Strategic Mobility Plan.

**Sponsors:** Council Member Zohaib "Zo" Qadri, Council Member Vanessa Fuentes, Council Member Ryan Alter, and Mayor Pro Tem Paige Ellis

79. Approve an ordinance waiving or reimbursing certain fees related to the 2023 Oita Japan Festival to be held at the Asian American Resource Center on September 10, 2023.
- Sponsors: Council Member Leslie Pool, Council Member Alison Alter, Council Member José Velásquez, Council Member José "Chito" Vela, and Council Member Zohaib "Zo" Qadri
80. Approve an ordinance waiving or reimbursing certain fees for the Barton Springs Conservancy and Huston-Tillotson visit to the Barton Springs pool that occurred on July 8, 2023.
- Sponsors: Mayor Pro Tem Paige Ellis, Council Member Ryan Alter, Council Member Natasha Harper-Madison, and Council Member Zohaib "Zo" Qadri
81. Approve an ordinance waiving or reimbursing certain fees related to the Folk Media Peru 5th Annual World Talent Contest of the Peruvian Dance La Marinera that was held at the Pan Am Resource Center on August 20, 2023.
- Sponsors: Council Member José Velásquez, Council Member Ryan Alter, Council Member Vanessa Fuentes, Council Member José "Chito" Vela, and Mayor Kirk Watson
82. Approve a resolution directing the City Manager to prioritize funding allocation for the purpose of staffing future aerial fire trucks within the Austin Fire Department.
- Sponsors: Council Member Mackenzie Kelly, Council Member Alison Alter, Council Member Ryan Alter, and Council Member José Velásquez
83. Approve a resolution directing the City Manager to determine the costs and resources needed to complete the All-Abilities Playground project and to explore partnerships with nonprofit organizations to meet the financial needs of the project.
- Sponsors: Council Member Mackenzie Kelly, Mayor Pro Tem Paige Ellis, Council Member Ryan Alter, and Council Member José Velásquez
84. Approve an ordinance waiving or reimbursing certain fees related to St. Julia Catholic Church's "Jamaica" event on September 9, 2023.
- Sponsors: Council Member José Velásquez, Council Member José "Chito" Vela, Council Member Leslie Pool, Council Member Natasha Harper-Madison, and Council Member Vanessa Fuentes
85. Approve an ordinance waiving or reimbursing certain fees for Forklift Danceworks' "The Way of the Water" event that occurred on July 22, 2023.
- Sponsors: Council Member Vanessa Fuentes, Council Member José Velásquez, Council Member Alison Alter, Council Member Ryan Alter, and Council Member José "Chito" Vela
86. Approve a resolution initiating amendments to City Code Title 25 (Land Development) to amend the Residential in Commercial (RIC) voluntary incentive program that allows residential uses in commercial zoning districts.
- Sponsors: Council Member Ryan Alter, Mayor Pro Tem Paige Ellis, Council Member Zohaib "Zo" Qadri, Council Member José "Chito" Vela, and Council Member José Velásquez
87. Approve a resolution relating to the annual display of the Pride flag at City-owned facilities during the month of June.
- Sponsors: Council Member Vanessa Fuentes, Council Member Zohaib "Zo" Qadri, Council Member José "Chito" Vela, Council Member Natasha Harper-Madison, and Council Member Alison Alter

88. Approve a resolution initiating amendments to City Code Title 25 (Land Development) to require residential property owners to provide and maintain refrigerated air equipment.

Sponsors: Council Member Vanessa Fuentes, Mayor Pro Tem Paige Ellis, Council Member Zohaib "Zo" Qadri, Council Member José "Chito" Vela, and Council Member José Velásquez

89. Approve a resolution nominating certain City Council members to serve in leadership positions on National League of Cities committees.

Sponsors: Council Member Leslie Pool, Council Member Vanessa Fuentes, Council Member Mackenzie Kelly, and Mayor Kirk Watson

### **Item(s) to Set Public Hearing(s)**

90. Set a public hearing related to an application by Pedcor Investments-2021-CLXXXIII, L.P., 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 Santiago Estates, located at or near the southeast corner of the proposed Olivaris Boulevard and Dionda Lane, within the City. (Suggested date: Thursday, September 14, 2023, Austin City Hall, 301 W. Second Street, Austin, Texas).

District(s): District 2

91. Set a public hearing to consider an ordinance amending City Code Title 25 to modify deadlines related to zoning and rezoning applications. (Suggested Date: September 14, 2023 at Austin City Hall, 301 W. Second Street, Austin, Texas).

92. Set a public hearing to consider an ordinance amending City Code Title 25 Section 25-10-133 to remove the prohibition of illuminated signs in the University Neighborhood Overlay (UNO). (Suggested date: September 21, 2023, at Austin City Hall, 301 W. Second Street, Austin, Texas).

93. Set a public hearing to consider an ordinance amending and restating the School District Land Development Standards Agreement between the City and the Austin Independent School District. (Suggested date: September 14, 2023, at Austin City Hall, 301 W. Second St., Austin, Texas).

94. Set a public hearing to consider an ordinance adopting an updated Austin-Bergstrom International Airport Master Development Plan. (Suggested date: September 14, 2023, at Austin City Hall, 301 W. Second Street, Austin, Texas).

95. Set a public hearing to consider an appeal by Milena Boytchef and Peter Simon Eastwood regarding the Planning Commission's decision to approve a three-year site plan extension for Green Pastures, located at 811 W Live Oak Street (SP-2015-0543C(XT2)). (Suggested date: September 14, 2023, at Austin City Hall, 301 W. Second St., Austin, TX)

### **Non-Consent**

#### **Austin Housing and Finance Corporation Meeting**

96. 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/2023/20230831-ahfc.htm>).

### **Public Hearings and Possible Actions**

97. Conduct a public hearing and consider an ordinance on first reading regarding the application submitted by American Medical Response of Texas, Inc. to renew a non-emergency transfer franchise, under City Code Chapter 10-2, and approve the franchise agreement.
98. Conduct a public hearing and consider an ordinance on first reading regarding the application submitted by Lone Star Ambulance 1, LLC, d/b/a Allegiance Mobile Health, Inc. to renew a non-emergency transfer franchise, under City Code Chapter 10-2, and approve the franchise agreement.
99. Conduct a public hearing and consider an ordinance of third reading regarding a site-specific amendment to City Code Chapter 25-8, Subchapter A, Article 13 (Save Our Springs Initiative), as required to address development related to the proposed Brodie Oaks Redevelopment Planned Unit Development (PUD), C814-2021-0099, and located within the Barton Springs Zone. Related to Zoning Items #108 and #109.
100. Conduct a public hearing and consider an ordinance approving the 2023 Amended and Restated Service and Assessment Plan for the Whisper Valley Public Improvement District, making a finding of special benefit to the property in Improvement Area #3 of the District, adopting the Improvement Area #3 assessment roll, levying assessments for property in Improvement Area #3 of the District, and declaring an emergency.  
District(s): District 1
101. Conduct a public hearing and consider an ordinance regarding SiEnergy's proposal to increase customer gas rates.
102. Conduct a public hearing and consider an ordinance regarding a site-specific amendment to City Code Chapter 25-8, Subchapter A, Article 13 (Save Our Springs Initiative), and related variances as minimally required to address development related to the proposed Little Bear Recharge Enhancement Project (Capitol Improvement Project No. 6660.024) and located within the Barton Springs Zone.
103. Conduct a public hearing and consider an ordinance amending City Code Title 25 (Land Development) related to tenant notification and relocation requirements that apply when property is redeveloped, and creating an offense and penalty.
104. Conduct a public hearing and consider an ordinance amending Chapter 25-1 to allow applicants to apply for changes to the Future Land Use Map (FLUM) at any time.
105. Conduct a public hearing and consider an ordinance repealing and replacing City Code Chapter 25-12 Article 4 to adopt the 2023 National Electrical Code and local amendments, and creating offenses and penalties.
106. Conduct a public hearing and consider an ordinance amending City Code Title 25 (Land

Development) related to application processes, appeals, and approval deadlines; waiving Code provisions related to processing amendments to Title 25; and declaring an emergency.

107. Conduct a public hearing and consider an ordinance amending City Code Title 30 (Land Development) related to application processes, appeals, and approval deadlines; waiving Code provisions related to processing amendments to Title 30; and declaring an emergency.

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

108. C14R-81-033(RCA) - Brodie Oaks Restrictive Covenant Amendment - Conduct a public hearing and approve a restrictive covenant amendment on property locally known as 4021, 4025, 4029, 4107, 4109, 4115, and 4141 South Capital of Texas Highway Northbound; 3940, 4006, 4024 - 4040, 4200, 4220, 4236 South Lamar Boulevard Southbound (Barton Creek Watershed-Barton Springs Zone). Applicant's Request: To amend a public Restrictive Covenant. Staff Recommendation and Planning Commission Recommendation: To amend a public Restrictive Covenant. Owner/Applicant: Lionstone Investments, LCFRE Austin Brodie Oaks LLC (John Schaefer). Agent: Armbrust & Brown, PLLC (Jewels Cain). City Staff: Nancy Estrada, 512-974-7617. This action concerns land located in the Barton Springs Zone.
109. C814-2021-0099 - Brodie Oaks Redevelopment PUD - Approve third reading of an ordinance amending City Code Title 25 by zoning and rezoning property locally known as 4021, 4025, 4029, 4107, 4109, 4115, and 4141 South Capital of Texas Highway Northbound; 3940, 4006, 4024 - 4040, 4200, 4220, 4236 South Lamar Boulevard Southbound (Barton Creek Watershed-Barton Springs Zone). Applicant's Request: To establish initial permanent zoning from unzoned and to rezone from community commercial (GR) district zoning, general commercial services (CS) district zoning, and commercial-liquor sales (CS-1) district zoning to planned unit development (PUD) district zoning, with conditions. The ordinance may include exemption from or waiver of fees, alternative funding methods, modifications of City regulations, and acquisition of property. First Reading approved with conditions on December 8, 2022. Vote: 11-0. Second Reading approved with conditions on May 18, 2023. Vote: 10-0, Council Member Harper-Madison was off the dais. Applicant: Lionstone Investments, LCFRE Austin Brodie Oaks, LLC (Andrew J. Bruce; John W. Enerson). Agent: Lionheart Places (Rebecca Leonard). City Staff: Nancy Estrada, 512-974-7617. This action concerns land located in the Barton Springs Zone.
110. NPA-2022-0005.02 - Second Alpha .95 - 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 2404 Thrasher Lane (Carson Creek Watershed) from Commercial to Single Family land use. Staff Recommendation: To grant the applicant's request for Single Family land use. Planning Commission Recommendation: Forwarded to Council without a recommendation due to lack of an affirmative vote. Owner/Applicant: Alpha Builders (Gino Shvetz). Agent: Rodney K. Bennett. City Staff: Maureen Meredith, Planning Department, (512) 974-2695.
111. C14-2022-0114 - Second Alpha .96 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known 2404 Thrasher Lane (Carson Creek Watershed). Applicant Request: To rezone from general commercial

services-neighborhood plan (CS-NP) combining district zoning to family residence-neighborhood plan (SF-3-NP) combining district zoning. Staff Recommendation: To grant family residence-neighborhood plan (SF-3-NP) combining district zoning. Planning Commission Recommendation: Forwarded to Council without a recommendation due to lack of an affirmative vote. Owner/Applicant: Alpha Builders (Gino Shvets). Agent: Bennett Consulting (Rodney K. Bennett). City Staff: Nancy Estrada, 512-974-7617, Planning Department. A valid petition has been filed in opposition to this rezoning request.

112. C14-2020-0143 - 12121 North IH 35 Rezoning - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 12121 North Interstate Highway 35 Service Road Northbound (Walnut Creek Watershed). Applicant's Request: To rezone from community commercial-conditional overlay (GR-CO) combining district zoning to multifamily residence moderate-high density-conditional overlay (MF-4-CO) combining district zoning. Staff and Zoning and Platting Commission Recommendation: To grant multifamily residence moderate-high density-conditional overlay (MF-4-CO) combining district zoning. Owner/Applicant: Dupius Investments, Ltd. (Daniel McCormack) Agent: Coats Rose (Racy Haddad). City Staff: Joi Harden, Planning Department, 512-974-1617. A valid petition has been filed in opposition to this rezoning request.
113. NPA-2022-0008.01- 3117-3121 E. 12th Street - Conduct a public hearing and approve an ordinance amending Ordinance No. 20011129-67, the Rosewood 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 3121 East 12th Street (Boggy Creek Watershed) from Commercial to Mixed Use land use. Staff and Planning Commission Recommendation: To grant Mixed Use land use. Owner/Applicant: 3121 E. 12th Horizontal Investors, LP. Agent: Armbrust & Brown, PLLC (Michael J. Whellan). City Staff: Maureen Meredith, Planning Department, (512) 974-2695.
114. C14-2022-0150 - 3117-3121 E. 12th St. - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 3117 and 3121 East 12th Street (Boggy Creek Watershed). Applicant's Request: To rezone from commercial-liquor sales-conditional overlay-neighborhood plan (CS-1-CO-NP) combining district zoning, general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning, and general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-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. Staff Recommendation and Planning Commission Recommendation: To grant general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning. Owner/Applicant: 3121 E. 12th Horizontal Investors, LP. Agent: Armbrust & Brown (Michael J. Whellan). City Staff: Jonathan Tomko, Planning Department, (512) 974-1057.
115. C14-2023-0039 - 1705 and 1707 Evergreen - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1705 and 1707 Evergreen Avenue (West Bouldin Creek Watershed). Applicant's Request: To rezone from family residence (SF-3) district zoning to general commercial services-mixed use (CS-MU) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant general commercial services-mixed use (CS-MU) combining

district zoning. Owner/Applicant: Helsinki Partners LLC (Darius Fisher). Agent: Husch Blackwell LLP (Nikelle Meade). City Staff: Sherri Sirwaitis, 512-974-3057.

116. C814-06-0175.04 - East Avenue PUD Amendment, Parcel H - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 3300 North Interstate Highway 35 Service Road Southbound (Boggy Creek 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. The ordinance may include exemption from or waiver of fees, alternative funding methods, modifications of City regulations, and acquisition of property. Staff Recommendation and Planning Commission Recommendation: To grant planned unit development-neighborhood plan (PUD-NP) combining district zoning, to change a condition of zoning. Owner/Applicant: LHREV Austin University Park, LP (Aaron P. Russell). Agent: Drenner Group, PC (Amanda Swor). City Staff: Nancy Estrada, Planning Department, 512-974-7617.
117. NPA-2023-0018.04 - 7009 Guadalupe St - Rezoning - Conduct a public hearing and approve an ordinance amending Ordinance No. 040513-30, the Brentwood/Highland 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 7009 Guadalupe Street (Waller Creek Watershed) from High Density Single Family to Multifamily Residential land use. Staff Recommendation and Planning Commission Recommendation: To grant the applicant's request for Multifamily Residential land use. Owner/Applicant: Julian Partridge. Agent: Permit Solutions (Crystal Lemus). City Staff: Maureen Meredith, Planning Dept. (512) 974-2695.

District(s): District 4

118. C14-2023-0029 - 7009 Guadalupe Street Rezoning - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 7009 Guadalupe Street (Waller Creek Watershed). Applicant Request: To rezone from townhouse and condominium residence-neighborhood plan (SF-6-NP) combining district to multifamily residence low density-neighborhood plan (MF-2-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant multifamily residence low density-neighborhood plan (MF-2-NP) combining district zoning. Owner/Applicant: Julian Partridge. Agent: Permit Solutions LLC (Crystal Lemus). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 4

119. NPA-2021-0025.01 - Greystar 290 - Conduct a public hearing and approve an ordinance amending Ordinance No. 20081211-096 the Oak Hill 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 8328 1/2, 8350, and 8352 West U.S. 290 Highway and 8110 1/2 and 8112 Scenic Brook Drive (Williamson Creek Watershed/Barton Springs Zone) from Neighborhood Mixed Use and Single Family to Mixed Use land use. Staff Recommendation and Planning Commission recommendation: To grant Mixed Use land use. Owner/Applicant: Schmidt Investments, LTD (RERS, Inc.) (Robert Schmidt). Agent: Armbrust & Brown, PLLC (Richard T. Suttle, Jr.) City Staff: Maureen Meredith, Planning Department, (512) 974-2695.

District(s): District 8

- 120.** C14-2022-0160 - Greystar 290 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 8328 1/2, 8350, and 8352 West U.S. 290 Highway and 8110 1/2 and 8112 Scenic Brook Drive (Williamson Creek Watershed). Applicant Request: To rezone from neighborhood commercial-mixed use-neighborhood plan (LR-MU-NP) combining district zoning, neighborhood commercial-neighborhood plan (LR-NP) combining district zoning and limited office-neighborhood plan (LO-NP) combining district zoning for Tract One and limited office-neighborhood plan (LO-NP) combining district zoning and single-family residence large lot-neighborhood plan (SF-1-NP) combining district zoning for Tract Two to multifamily residence high density-neighborhood plan (MF-5-NP) combining district zoning for Tract One and limited office-mixed use-neighborhood plan (LO-MU-NP) combining district zoning for Tract Two. Staff Recommendation and Planning Commission Recommendation: To grant multifamily residence high density-conditional overlay-neighborhood plan (MF-5-CO-NP) combining district zoning for Tract One and limited office-mixed use-conditional overlay-neighborhood plan (LO-MU-CO-NP) combining district zoning for Tract Two. Owner/Applicant: Schmidt Investments LTD (Robert Schmidt). Agent: Armbrust & Brown, PLLC (Richard T. Suttle). City Staff: Nancy Estrada, 512-974-7617, Planning Department.
- District(s): District 8
- 121.** C14-85-288.79(RCA) - Greystar 290 - Conduct a public hearing and approve a restrictive covenant amendment on a property locally known as 8110 1/2 and 8112 Scenic Brook Drive (Williamson Creek Watershed). Applicant Request: To amend the public restrictive covenant associated with zoning case C14-2022-0160. Staff Recommendation and Planning Commission Recommendation: To amend the public restrictive covenant amendment. Owner/Applicant: Schmidt Investments LTD (Robert Schmidt). Agent: Armbrust & Brown, PLLC (Richard T. Suttle). City Staff: Nancy Estrada, 512-974-7617, Planning Department.
- District(s): District 8
- 122.** C14-2022-0169 - Neighborhood Convenience Store - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1311 West Slaughter Lane (Slaughter Creek Watershed). Applicant Request: To rezone from single-family residence standard lot (SF-2) district zoning to neighborhood commercial (LR) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant neighborhood commercial (LR) district zoning. Owner/Applicant: Seven Squirrels (Jose Gutierrez). Agent: Vincent Gerard & Associates Inc. (Vincent Huebinger). City Staff: Nancy Estrada, 512-974-7617, Planning Department.
- District(s): District 5
- 123.** C14-2023-0014 - 7306 Albert Rd - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 7306 Albert Road (Williamson Creek Watershed). Applicant Request: To rezone from development reserve (DR) district zoning to townhouse and condominium residence (SF-6) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning. Owner/Applicant: Blue Diamond Builders, LLC (Olivia Burns). Agent: Urban Strategy (Davit Barseghyan). City Staff: Nancy Estrada, 512-974-7617, Planning Department.
- District(s): District 5

- 124.** C14-2023-0030 - 2555 Western Trails Boulevard, Suite 102 - District 5 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2555 Western Trails Boulevard, Suite 102 (Williamson Creek Watershed). Applicant Request: To rezone from limited office-neighborhood plan (LO-NP) combining district zoning to neighborhood commercial-neighborhood plan (LR-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant neighborhood commercial-conditional overlay-neighborhood plan (LR-CO-NP) combining district zoning. Owner/Applicant: Western Will Properties, LLC (Ian Alward). Agent: Drenner Group, PC (Amanda Swor). City Staff: Dana Moses, Planning Department, 512-974-8008.

**District(s):** District 5

- 125.** C14-2023-0026 - Life Storage #231 - District 4 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 8227 North Lamar Boulevard (Little Walnut Creek Watershed). Applicant Request: To rezone from limited industrial services-neighborhood plan (LI-NP) combining district zoning to general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning. Staff Recommendation: To grant general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning. Planning Commission Recommendation: To deny general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning. Applicant: Life Storage, LP (Robert McGregor). Agent: Bleyl Engineering (Jason Rodgers, P.E.). City Staff: Sherri Sirwaitis, 512-974-3057.

**District(s):** District 4

- 126.** C14-2023-0023 - West 5th Street Bank - District 9 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1508 West 5th Street (Lady Bird Lake Watershed). Applicant Request: To rezone from limited office-vertical mixed use building-conditional overlay-neighborhood plan (LO-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. Staff Recommendation and Planning Commission Recommendation: To grant general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning. Owner/Applicant: Griffith Descendants, LLC. Agent: Thrower Design (Ron Thrower). City Staff: Sherri Sirwaitis, 512-974-3057.

**District(s):** District 9

- 127.** C14-2023-0059 - 7800 Persimmon Trail - District 5 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 7800 Persimmon Trail (South Boggy Creek Watershed). Applicant Request: To rezone from mobile home residence (MH) 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: Capital River Group, LLC - Series 25 (Stuart Carr). City Staff: Sherri Sirwaitis, 512-974-3057.

**District(s):** District 5

- 128.** C14-2022-0151 - White Cliff - District 10 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 8600 White

Cliff (Bull Creek Watershed). Applicant Request: To rezone from development reserve (DR) 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: Anton Ukrainster. Agent: Keepers Land Planning (Ricca Keepers). City Staff: Sherri Sirwaitis, 512-974-3057.

**District(s):** District 10

- 129.** C814-97-0001.15 - Leander Rehabilitation Planned Unit Development Amendment #16 - District 6 - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 13430 1/2 through 13450 1/2 Lyndhurst Drive (Lake Creek Watershed). Applicant Request: To rezone from planned unit development (PUD) district zoning to planned unit development (PUD) district zoning, to change a condition of zoning. First Reading approved July 20, 2023. Vote: 11-0. Owner/Applicant: Austin 129, LLC (Don Cape, Vice President). Agent: Drenner Group, PC (Leah M. Bojo). City Staff: Sherri Sirwaitis, 512-974-3057.

**District(s):** District 6

## Consent Agenda

### Management Services

130. Approve a resolution confirming the Interim City Manager's appointment of Assistant Chief Robin Henderson as Interim Chief of the Austin Police Department effective September 3, 2023.

### Public Health

131. Authorize negotiation and execution of Amendment No. 10 with Any Baby Can of Austin, Inc., to provide funding for early childhood services, including improving lack of parenting knowledge, lack of resources for early development, and lack of ability to achieve self-sufficiency for families, to add one six-month extension option beginning October 1, 2023 in an amount not to exceed \$991,390, for a revised total agreement amount not to exceed \$15,559,636.
132. Authorize negotiation and execution of Amendment No. 10 to the interlocal agreement with Austin Community College District to provide childcare quality improvement services to add one six-month extension option beginning on October 1, 2023, in an amount not to exceed \$30,677, for a revised total agreement amount not to exceed \$387,326.
133. Authorize negotiation and execution of Amendment No. 10 to an agreement with Child, Inc., to provide funding for childcare education programs, to add one six-month extension option beginning October 1, 2023 in an amount not to exceed \$287,598, for a revised total agreement amount not to exceed \$4,088,342.
134. Authorize negotiation and execution of Amendment No. 10 to the interlocal agreement with Worksource Greater Austin Area Workforce Board d/b/a Workforce Solutions Capital Area Workforce Board to provide childcare quality improvement services and direct childcare, to add one six-month extension option beginning October 1, 2023, in an amount not to exceed \$559,105, for a revised total agreement amount not to exceed \$7,059,271.

### Watershed Protection Department

135. Authorize negotiation and execution of an interlocal agreement with the Austin Independent School District for transportation services for students participating in the City's watershed education program for Fiscal Year 2023-2024 in an amount not to exceed \$30,000, with five additional one-year extension options, each in an amount not to exceed \$30,000, for a total contract amount not to exceed \$180,000.

### Item(s) from Council

136. Approve a resolution directing the City Manager to establish a House Our People Endowment Fund (HOPE Fund) dedicated to receiving and expending funds to address homelessness, maintain clear and transparent reporting of expenses from the HOPE Fund, and clearly identify proposed appropriations from the HOPE Fund for City Council consideration.

**Sponsors:**

Council Member Ryan Alter, Council Member José Velásquez, Council Member Zohaib "Zo" Qadri, and Council Member Vanessa Fuentes

137. Approve a resolution authorizing the negotiation of an interlocal agreement with Travis County and other interested entities to create a collaborative North East Planning District, an advisory committee and allocate funding.

**Sponsors:** Council Member Natasha Harper-Madison, Council Member José Velásquez, Council Member José "Chito" Vela, Council Member Leslie Pool, and Council Member Vanessa Fuentes

138. 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 and approve an ordinance waiving Subsections (B) and (C) of City Code Section 2-1-22 (Membership Term and Limitation) for the individuals specified in the ordinance.

#### **Item(s) to Set Public Hearing(s)**

139. Set a public hearing to consider authorizing the negotiation and execution of an economic development agreement with NXP USA, Inc., under the Chapter 380 Economic Development Policy. (Suggested date: September 14, 2023, at Austin City Hall, 301 W. Second Street, Austin Texas).

#### **Non-Consent**

##### **Executive Session**

140. Discuss legal issues related to Texas House Bill 2127 (Private consultation with legal counsel - Section 551.071 of the Texas Government Code).

##### **Public Hearings and Possible Actions**

141. Conduct a public hearing and consider an ordinance amending City Code Title 25 (Land Development) related to application processes, appeals, required documentation, approval deadlines, and subdivision regulations regarding lots and streets; waiving Code provisions related to processing amendments to Title 25; and declaring an emergency.
142. Conduct a public hearing and consider an ordinance amending City Code Title 30 (Land Development) related to application processes, appeals, approval deadlines, and subdivision regulations regarding lots and streets; waiving Code provisions related to processing amendments to Title 30; and declaring an emergency.

#### **Adjourn**

Note: The above item(s) will be considered under its respective category, but follow the last number on the Austin, Texas, City Council Agenda for Thursday, August 31, 2023

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

For assistance, please call 512-974-2210 or TTY users route through 711.