



Thursday, September 14, 2023

The City Council will convene at 10:00 AM on Thursday, September 14, 2023 at Austin City Hall, 301 W. 2nd Street, Austin, TX and some members may be participating via videoconference



Mayor Kirk Watson
Mayor Pro Tem Paige Ellis, District 8
Council Member Natasha Harper-Madison, District 1
Council Member Vanessa Fuentes, District 2
Council Member José Velásquez, District 3
Council Member José "Chito" Vela, District 4
Council Member Ryan Alter, District 5
Council Member Mackenzie Kelly, District 6
Council Member Leslie Pool, District 7
Council Member Zohaib "Zo" Qadri, District 9
Council Member Alison Alter, District 10

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

The City Council may go into a closed session as permitted by the Texas Open Meetings Act, (Chapter 551 of the Texas Government Code) regarding any item on this agenda.

All of the following items may be acted upon by one motion. No separate discussion or action on any of the items is necessary unless desired by a Council Member.

9:00 AM – Proclamations

Proclamation – National Service Dog Month – To be presented by Mayor Kirk Watson and Council Member Mackenzie Kelly

Proclamation – Emergency Preparedness Month – To be presented by Council Member Mackenzie Kelly and to be accepted by emergency management professionals

Proclamation – Huston-Tillotson Day – To be presented by Council Member Natasha Harper-Madison

10:00 AM – City Council Convenes

Consent Agenda

Approval of Minutes

1. Approve the minutes of the Austin City Council budget adoption of August 16, 2023, special called of August 22, 2023, work session of August 29, 2023, and regular meeting of August 31, 2023.

Austin Energy

2. Approve a resolution declaring the City of Austin’s official intent to reimburse itself from the proceeds of tax-exempt obligations in an aggregate maximum principal amount not to exceed \$140,000,000 for expenditures related to the acquisition and construction of electric utility capital improvement projects.

Austin Water

3. Approve a resolution declaring the City of Austin’s official intent to reimburse itself from the proceeds of tax-exempt obligations in an aggregate maximum principal amount of \$230,000,000 for acquisition and construction costs related to Fiscal Year 2023-2024 Austin Water Capital Improvement Projects.

Aviation

4. Approve a resolution declaring the City of Austin’s official intent to reimburse itself from revenue

bonds in an amount not to exceed \$544,788,638 for Austin-Bergstrom International Airport capital improvements.

Community Court

5. Authorize negotiation and execution of Amendment No. 9 to the interlocal agreement with Austin Travis County Mental Health Mental Retardation Center d/b/a Integral Care for the Homeless Outreach Street Team, to increase funding for the final renewal option in the amount of \$37,885, effective October 1, 2023, for a total agreement amount not to exceed \$3,709,342.
6. Authorize negotiation and execution of an interlocal agreement with Travis County and the Austin Travis County Mental Health Mental Retardation Center d/b/a Integral Care for mental health, transitional housing, and substance use treatment services for clients of the Downtown Austin Community Court, for an initial 12-month term beginning October 1, 2023, in an amount not to exceed \$672,000, with four 12-month renewal options not to exceed \$672,000 per renewal option, for a total agreement amount not to exceed \$3,360,000.
7. Authorize negotiation and execution of an interlocal agreement with the Austin Travis County Mental Health Mental Retardation Center d/b/a Integral Care for an expanded mobile crisis outreach team to provide mental health crises services in collaboration with City first responders, for an initial 12-month term beginning October 1, 2023, in an amount not to exceed \$3,265,229, with four 12-month renewal options not to exceed \$3,265,229 per renewal option, for a total agreement amount not to exceed \$16,326,145.
8. Authorize negotiation and execution of Amendment No. 1 to the agreement with Family Eldercare for permanent supportive housing services to add a renewal option for a 12-month period beginning October 1, 2023, in an amount not to exceed \$1,049,597, for a total agreement amount not to exceed \$2,099,194.

Convention Center

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

Economic Development Department

10. Approve a resolution authorizing the Circuit Events Local Organizing Committee to act on behalf of the City for the Texas Events Trust Fund for the purpose of conducting economic studies, and submitting applications and any required funding to the Office of the Texas Governor for the FIA World Endurance Championship Lone Star Le Mans events to be held at the Circuit of the Americas.
11. Authorize the execution of a contract with AAR, Inc. for the structural demolition and proper disposal of improvements located at 1215 Red River Street and 606 East 12th Street, for a total contract amount not to exceed \$471,615.
12. Authorize negotiation and execution of an amendment to the interlocal agreement with Austin Community College for the Fashion Incubator, to increase the annual amount for the equipment maintenance agreement and software license by \$59,980 in year one and \$61,360 in years two and three, for a total amended agreement amount not to exceed \$182,700.

13. Authorize negotiation and execution of an amendment to the interlocal agreement with the Austin Economic Development Corporation (AEDC) to increase funding by \$10,150,000 for increased AEDC operational expenses, additional iconic music fund appropriations, and expenses necessary to implement the I-35 Central Austin Connecting Equitably Project for a total agreement amount not to exceed \$35,740,000.
14. Approve a resolution finding that the use of the Competitive Sealed Proposal method of contracting, as authorized by Subchapter D, Chapter 2269 of the Texas Government Code, is the project delivery method that provides the best value to the City for the finish-out of a shell tenant space at the City's Permitting and Development Center (PDC) related to the PDC Community Creativity Center.

Emergency Medical Services

15. Approve execution of a four-year meet and confer agreement with the Austin EMS Association relating to wages, hours, and terms and conditions of employment for certain employees of the Emergency Medical Services Department.

Financial Services

16. Approve a resolution appointing Stuart Reilly to the board of directors of the Austin Public Facilities Corporation.
17. Approve a resolution declaring the City of Austin's official intent to reimburse itself from proceeds of certificates of obligation in the amount of \$33,690,000 and public property finance contractual obligations in the amount of \$68,515,000.
18. Approve an ordinance authorizing the issuance of short-term obligations through a private placement in a maximum of \$100,005,000 at any one time outstanding; authorizing obtaining a related letter of credit to support Austin Energy's activities in the ERCOT market; approving the execution of all related agreements, including a Note Purchase Agreement for any related credit facilities; and approving payment of all related costs of issuance.
19. Approve an ordinance amending the Fiscal Year 2022-2023 General Fund Operating Budget (Ordinance No. 20220817-004) to increase appropriations in the Austin Police Department Operating Budget in the amount of \$4,200,000 and Emergency Medical Services Department Operating Budget in the amount of \$2,900,000 to provide additional funds to cover sworn personnel expenditures related to wages and benefits; and decreasing the General Fund Operating Budget Other Requirements by \$7,100,000.
20. Approve third 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

21. Authorize negotiation and execution of a contract for A10 Networks products and services, including maintenance, training, and support services with Innovation Network Technologies

Corporation d/b/a InNet, for up to three years for a total contract amount not to exceed \$693,000.

[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].

22. Authorize an amendment to a contract for the continued purchase of electric meters for use throughout the Austin Energy service area with Texas Electric Cooperatives, to increase the amount by \$16,000,000 and to extend the term by one year for a revised total contract amount not to exceed \$56,000,000.

[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. Ratify a contract for electric utility wood poles with Peak Substation Services LLC, in the amount of \$500,000.

[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].

24. Authorize negotiation and execution of a contract for an emissions monitoring system and related products and services with Cemtek Environmental, Inc. d/b/a CEMTEK KVB-Enertec in an amount not to exceed \$700,000.

[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].

25. Ratify a contract for reconditioned transformers with Sunbelt Solomon Services, LLC, in the amount of \$3,201,410.

[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].

26. Authorize negotiation and execution of a contract for substation relay panels with Control Panels USA Inc., for up to five years for a total contract amount not to exceed \$15,000,000.

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

27. Authorize execution of two contracts for automotive body repair services and parts with Leif Johnson Ford d/b/a Leif Johnson Ford II LTD or Truck City Ford and Kaiser & Sons Inc. d/b/a Network Auto Body & Paint Shop, each for a term of five years for total contract amounts not to exceed \$8,120,000, divided between the contractors.

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

28. Authorize execution of a contract for original equipment manufacturer parts, repair services, and preventive maintenance for street maintenance equipment with Cooper Equipment Co. Inc. d/b/a Cooper Equipment Co., for a term of five years in an amount not to exceed \$1,200,000.

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

29. Authorize negotiation and execution of a contract for Pentair Hydromatic pumps, parts, and repairs with Odessa Pumps & Equipment Inc., for a term of five years in an amount not to exceed \$625,000.

[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].

30. Authorize an amendment to a contract for continued original equipment manufacturer parts, maintenance, repair services, and upgrades for fuel island systems and fuel storage tanks with Excell Environmental d/b/a Excell Fueling Systems, to increase the amount by \$1,700,000 for a revised total contract amount not to exceed \$5,200,000.

[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 was insufficient availability of M/WBEs; therefore, no subcontracting goals were established].

31. Authorize negotiation and execution of 17 contracts for information technology staff augmentation with GTS Technology Solutions, Inc.; NEOS Consulting Group LLC; HT Staffing Solutions, LLC d/b/a HT Staffing LTD; SRB Systems Inc.; Luna Data Solutions, Inc.; Soal Technologies, LLC; Sistema Technologies, Inc.; Loblolly Consulting LLC; Esolvit, Inc.; Texas GovLink, Inc.; HTC Global Services Inc.; Steck Systems, Inc.; APEX Systems LLC; TEKsystems, Inc.; EKHP Consultant LLC; CGI Technologies and Solutions, Inc. d/b/a CGI; and Genius Road LLC, each for up to three years for total contract amounts not to exceed \$96,500,000, divided among the contractors.

[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].

32. Authorize negotiation and execution of a contract for an Adobe Enterprise Term License Agreement and related services with Dell Marketing LP, for a term of three years in an amount not to exceed \$3,600,000.

[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].

- 33.** Authorize negotiation and execution of a contract for network products and services including maintenance and support with Sirius Computer Solutions, Inc., for a term of five years in an amount not to exceed \$12,600,000.

[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].

- 34.** Authorize negotiation and execution of five contracts for bridge shelter catering, medical waste packaging and room decontamination, staffing, and laundry services with Good Work Austin, Hazcore Environmental Inc., Evins Group LLC d/b/a Evins Personnel Consultants, Evins Temporaries, and Boss Lady Mobile Laundry & Cleaning, each for up to three years for total contract amounts not to exceed \$6,551,460, divided among the contractors.

[Note: Public health and safety 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].

- 35.** Authorize negotiation and execution of a contract for enterprise information management software products and services with The IQ Business Group, Inc., for a term of three years in an amount not to exceed \$2,200,000.

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

- 36.** Authorize negotiation and execution of a contract for maintenance and support of an electronic commerce solution with Coplogic, Inc. d/b/a LexisNexis Risk Solutions, for up to five years for a total estimated revenue of \$550,000.

[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].

- 37.** Authorize negotiation and execution of a contract for transcription services with VIQ Solutions, Inc., for up to five years for a total contract amount not to exceed \$550,000.

[Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program) and subcontractor goals were applied to the solicitation. The subcontracting goals were met, and the resulting contract will include 4.69% combined MBE/WBE participation].

- 38.** Authorize negotiation and execution of a contract for canine heartworm treatment services with Emancipet Inc., for a term of five years in an amount not to exceed \$875,000.

[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].

- 39.** Authorize negotiation and execution of a contract for a helicopter searchlight and installation with Helicopter Services, Inc., in an amount not to exceed \$80,164.

[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].

- 40.** Authorize negotiation and execution of a contract for original equipment manufacturer cab and chassis parts for City-owned Autocar vehicles with Chastang Enterprises-Houston, LLC d/b/a Chastang Autocar or Chastang Ford, for up to five years in an amount not to exceed \$800,000.

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

- 41.** Authorize amendments to five contracts for continued unarmed security guard services with IPSA Security Services, LLC, Vets Securing America, Securitas Security Services, Starside Security & Investigation, Inc., and Universal Protection Service LP, to increase the amounts by \$34,500,000 for revised total contract amounts not to exceed \$79,500,000, divided among the contractors.

[Note: These contracts were 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 these contracts, there were no subcontracting opportunities; therefore, no subcontracting goals were established].

- 42.** Authorize execution of a contract for two gas chromatographs with Shimadzu Scientific Instruments Inc. in an amount not to exceed \$114,683.

[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].

- 43.** Authorize negotiation and execution of a contract for maintenance, support, and related repair parts for the energy management control system with Climatec, LLC, for a term of five years in an amount not to exceed \$610,000.

[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].

44. Authorize negotiation and execution of a contract for commercial crime insurance coverage with Alliant Insurance Services Inc. d/b/a Alliant Insurance Services, for up to five years for a total contract amount not to exceed \$450,000.

[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 there were no subcontracting opportunities; therefore, no subcontracting goals were established].

45. Authorize negotiation and execution of a contract for a job order assignment for the Blackland Neighborhood Center - HVAC Repair and Replacement project with Centennial Contractors Enterprises, Inc., for a total amount not to exceed \$700,000.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) through the achievement of Good Faith Efforts with 1.80% WBE participation].

District(s): District 1

46. Authorize execution of a contract for the Local Mobility ADA Sidewalk and Ramp Improvements project with Austin Constructors, LLC, for up to 42 months for a total contract amount not to exceed \$5,000,000.

[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 6.9% MBE and 1.79% WBE participation].

47. Authorize execution of a contract for the Local Mobility ADA Sidewalk and Ramp Improvements project with Muniz Concrete & Contracting, Inc., for up to 42 months for a total contract amount not to exceed \$5,000,000.

[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 goals with 6.77% MBE and 1.75% WBE participation].

48. Authorize execution of a contract for the Local Mobility ADA Sidewalk and Ramp Improvements project with Austin Constructors, LLC, for up to 42 months for a total contract amount not to exceed \$5,000,000.

[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 6.76% MBE and 1.75% WBE participation].

49. Authorize an amendment to a contract for engineering services for the 2020 Bond Substandard Streets Ross Road North project with LJA Engineering, Inc., to increase the amount by \$400,607 for a revised total contract amount not to exceed \$2,900,607.

[Note: This amendment will be awarded in compliance with City Code 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program). Current participation to date is 14.63% MBE and 20.02% WBE].

District(s): District 2

50. Authorize additional authorization of a job order assignment for the Rosewood Zaragosa Neighborhood Center HVAC System Repairs project with Jamail & Smith Construction, LP, to increase the amount by \$690,000 for a revised total contract amount not to exceed \$1,650,000.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) through the achievement of Good Faith Efforts with 0.00% MBE/WBE participation].

District(s): District 1

51. Authorize execution of two contracts for baggage handling system replacement parts with EPS Logix, Inc. and Liber Holdings LLC, each for a term of five years for total contract amounts not to exceed \$875,000, divided between the contractors.

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

52. Authorize negotiation and execution of various contracts during Fiscal Year 2023-2024 for the purchase of computer, network, and other technology hardware, software, and related maintenance and technology services, in an amount not to exceed \$25,000,000, divided among the contractors.

[Note: These procurements were reviewed for subcontracting opportunities in accordance with City Code Chapters 2-9C and 2-9D (Minority Owned and Women Owned Business Enterprise Procurement Program). For the goods and services required for these procurements, there were no subcontracting opportunities; therefore, no subcontracting goals were established].

53. Ratify a contract for financial recovery and reimbursement services following Winter Storm Mara with Tetra Tech MA d/b/a Tetra Tech in the amount of \$1,423,140.

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

54. 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].

55. Approve an ordinance repealing and replacing City Code Chapter 14-3 relating to relocation

benefits for owners and tenants of properties acquired by the City.

56. Authorize negotiation and execution of all documents and instruments necessary or desirable to acquire in fee simple approximately 0.207 acres (9,017 square feet) of land, generally located at 308 Cedarbrook Court, Austin, Texas 78753 from David Halvorson for a total amount not to exceed \$239,913, including closing costs.

District(s): District 7

Housing

57. Authorize negotiation and execution of an amendment to extend the Agreement Concerning Implementation of the East 11th and 12th Streets Urban Renewal Plan with the Urban Renewal Agency.
58. 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.

Law

59. Authorize negotiation and execution of an amendment to the legal services agreement with Wright and Greenhill, P.C., for officer representation in Motley v. Radford et al, Cause No. 1:23-cv-276, in the United States District Court for the Western District of Texas, Austin Division in an amount of \$160,500 for a total contract amount not to exceed \$214,000.

Planning

60. Authorize negotiation and execution of a contract with HHM & Associates, Inc. to provide a historic building survey for downtown Austin for a contract term not to exceed 12 months and total contract amount not to exceed \$207,000.

Police

61. 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 Victim Crisis Intervention Project.

Public Health

62. Authorize negotiation and execution of Amendment No. 1 to the agreement with the Salvation Army for the Emergency Solutions Grant towards Austin Shelter for Women and Children, to add one 12-month extension option beginning on October 1, 2023, in an amount not to exceed \$341,006, for a revised total agreement amount not to exceed \$682,012.
63. 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 \$720 in additional grant funds from the Texas Division of Emergency Management for COVID-19 lab diagnostics.

64. 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 12-month term beginning October 1, 2023, in an amount not to exceed \$7,100,000 to be paid to the City.
65. 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 \$64,104 in grant funds from the Texas Department of Housing and Community Affairs for the Ending Homelessness Fund.
66. 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 \$64,319 in grant funds from the Texas Department of Housing and Community Affairs for the Homeless Housing and Services Program Youth Set-Aside.
67. 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 \$69,409 in grant funds from the Texas Department of Housing and Community Affairs for the Homeless Housing and Services Program General Set-Aside.
68. Authorize negotiation and execution of Amendment No. 3 to the agreement with Caritas of Austin for the ImpACT Program to provide permanent supportive housing to individuals who have experienced chronic homelessness and are the highest utilizers of crisis services, to add funding in an amount not to exceed \$3,820,000 to the 24-month term beginning on October 1, 2023, and add five 12-month extension options beginning on October 1, 2025, each in an amount not to exceed \$660,000, for a revised total agreement amount not to exceed \$7,660,000.
69. Authorize negotiation and execution of Amendment No. 3 to the interlocal agreement with Austin Travis County Mental Health and Mental Retardation d/b/a Integral Care to provide HIV-related primary medical care, medications, and critical support services to people living with HIV, to add funding in an amount not to exceed \$187,896 and to ratify an increase in funding in the amount of \$900 for Amendment No. 1, for a revised total agreement amount not to exceed \$1,550,981.
70. Approve an ordinance amending the Fiscal Year 2023-2024 Austin Public Health Department Operating Budget Special Revenue Fund (Ordinance No. 20230816-008) to add 1.0 full-time equivalent grant position for the United States Committee for Refugees and Immigrants, Refugee Health Grant.
71. Authorize negotiation and execution of an interlocal agreement with The University of Texas Health Science Center at Houston to provide evaluation services for the Fresh for Less Healthy Food Access Projects in an amount not to exceed \$20,000 for the term of October 1, 2023, through September 30, 2024, with four 12-month extension options each in the amount of \$20,000, for a total agreement amount not to exceed \$100,000.
72. 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 \$2,000,420 in grant funds from the U.S. Department of Health and Human Services, Substance Abuse and Mental Health Services Administration for the Austin Travis County Substance Use and Misuse Expanded Programming for Increased Community Awareness and Capacity to Prevent Substance Use Disorder Morbidity and Mortality grant.

73. 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 the Sobering Center, to add one six-month extension option beginning October 1, 2023, in an amount not to exceed \$1,251,395, for a revised total agreement amount not to exceed \$10,418,753.

Transportation and Public Works

74. Authorize negotiation and execution of an encroachment agreement with 4th & Waller Owner, LLC, for the permanent aerial encroachment of public right-of-way by an aerial awning and overhanging architectural features for energy conservation, of approximately 45 square feet extending along East 4th Street, between Waller Street and Attayac Street, and 276.57 square feet extending along Waller Street, between East 3rd and East 4th Streets.

District(s): District 3

75. Approve an ordinance vacating approximately 0.105 acres (4,572 square feet) of right-of-way to Third Street Austin, LLC, being the remainder of a sixty foot (60') wide right-of-way adjoining a parcel located at 2408 S. 3rd Street.

District(s): District 3

76. Approve an ordinance amending the Fiscal Year 2022-2023 Transportation and Public Works Department Operating Budget Special Revenue Fund (Ordinance No. 20220817-004) to accept \$22,866,400 from the United States Department of Transportation's Safe Streets and Roads for All; and amend the Fiscal Year 2022-2023 Transportation and Public Works Department Capital budget (Ordinance No. 20220817-004) to transfer in and appropriate \$22,866,400 of grant funds and transfer in and appropriate \$1,500,000 from the Transportation and Public Works Department Operating Budget for transportation projects.

Item(s) from Council

77. 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.
78. Approve a resolution approving the installation of a historical marker on 4th and Colorado streets to commemorate the LGBTQIA+ district and celebrate the progress made to expand the rights of all Texans.

Sponsors: Council Member Zohaib "Zo" Qadri, Council Member Vanessa Fuentes, Council Member Leslie Pool, Council Member José Velásquez, and Council Member Alison Alter

79. Approve a resolution initiating site-specific variances and amendments to City Code Title 25 (Land Development), including Chapter 25-8, Subchapter A, Article 13 (Save Our Springs Initiative), as minimally required to allow for proposed development of residential Lots 18 and 19 within the Stenger Addition Subdivision known as 1905 and 1908 Airole Way, located within the Barton Springs Zone.

Sponsors: Council Member Ryan Alter, Council Member Leslie Pool, Council Member José Velásquez, Mayor Pro Tem Paige Ellis, and Council Member Alison Alter

80. Approve a resolution directing the City Manager to seek a contested case hearing regarding an application by Waterstone Creek LLC to the Texas Commission on Environmental Quality to construct a dam on the South Llano River, to proactively engage with Texas Parks and Wildlife Department in opposing any permits for the project, and to explore with the Lower Colorado River Authority additional opportunities to oppose the permit application.
- Sponsors:** Council Member Leslie Pool, Council Member José Velásquez, Council Member Alison Alter, Council Member Ryan Alter, and Mayor Pro Tem Paige Ellis
81. Approve an ordinance proclaiming September 19, 2023, as Barton Springs University Day and waiving certain fees for Barton Springs Pool on September 19, 2023.
- Sponsors:** Council Member Ryan Alter, Council Member Alison Alter, Council Member Zohaib "Zo" Qadri, Council Member Vanessa Fuentes, and Mayor Pro Tem Paige Ellis
82. Approve a resolution initiating amendments to City Code Title 25 (Land Development) to require access to natural light for all sleeping rooms in new buildings.
- Sponsors:** Council Member Zohaib "Zo" Qadri, Council Member Natasha Harper-Madison, Mayor Pro Tem Paige Ellis, and Council Member José Velásquez
83. Approve a resolution initiating amendments to City Code Title 25 (Land Development) related to allowing recreational vehicles and tiny homes within single-family districts.
- Sponsors:** Council Member Leslie Pool, Council Member José "Chito" Vela, Council Member Zohaib "Zo" Qadri, Council Member Natasha Harper-Madison, and Mayor Pro Tem Paige Ellis
84. Approve an ordinance waiving or reimbursing certain fees for a panel discussion of HB 2127 hosted by the League of Women Voters on September 23, 2023.
- Sponsors:** Council Member Leslie Pool, Mayor Kirk Watson, Council Member José "Chito" Vela, Council Member Zohaib "Zo" Qadri, and Council Member Alison Alter
85. Approve an ordinance authorizing the dedication of 500 Montopolis Drive as parkland.
- Sponsors:** Council Member José Velásquez, Council Member Natasha Harper-Madison, Council Member Vanessa Fuentes, Council Member Ryan Alter, and Council Member José "Chito" Vela

Item(s) to Set Public Hearing(s)

86. 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 21, 2023, at Austin City Hall, 301 W. 2nd Street, Austin, Texas).
87. Set a public hearing to consider an ordinance to designate all territory within the City of Austin's municipal boundaries as urban, suburban or central business district for the purposes of establishing parkland dedication fees to comply with state law House Bill 1526 (88th Regular Session). (Suggested Date: October 19, 2023, at Austin City Hall, 301 W. 2nd St., Austin, Texas).

Non-Consent

Item(s) Referred from Council Committee(s)

88. Approve the appointment of Jenny Achilles to the Community Development Commission.

Sponsors: Public Health Committee

89. Approve the re-appointment of Dr. Chris Ziebell and Chad Hooten to the Board of Directors of the Sobering Center Local Government Corporation.

Sponsors: Public Health Committee

90. Approve a resolution appointing Troy Madres to the Austin Convention Enterprises Board.

Sponsors: Audit and Finance Committee

Eminent Domain

91. Approve a resolution authorizing the filing of eminent domain proceedings and payment to acquire the property interests needed for the Williamson Creek Interceptor project for the public use of replacing a wastewater tunnel with increased capacity for future growth in the Williamson Creek basin, requiring the acquisition of one wastewater easement consisting of approximately 0.035 acre tract of land (1,541 sq. ft.) being out of and a portion of a 0.745 acre tract in the William Cannon Survey No. 19, Abstract No.6, in Travis County, Texas. Said 0.745 acre tract having been conveyed to Paula Bailey, M.D., P.L.L.C. Defined Benefit Plan by instrument of record in Document No. 2019135639 of the Official Public Records of Travis County, Texas, currently appraised at \$2,374 subject to an increase in value based on updated appraisals or a Special Commissioner's award. The owner of the needed property is Paula Bailey, MD., P.L.L.C. Defined Benefit Plan. The property is located at 5211 Wasson Road, Austin, Texas 78745. The general route of the project is along Williamson Creek, from South 1st Street to South Pleasant Valley Road.

District(s): District 3

92. Approve a resolution authorizing the filing of eminent domain proceedings and payment to acquire the property interests needed for the Del Valle/Moore's Crossing Fire and Emergency Medical Services Station Project, for the public use of constructing a Fire and Emergency Medical Services station, requiring the fee simple acquisition of approximately 0.007 of an acre (289 square feet), being out of and a part of the Noel M. Bain Survey, Abstract No. 61 in Travis County, Texas, same being a portion of Lot 1, Block A, Stoney Ridge C-4, a subdivision recorded in Document No. 202200125 of the Official Public Records of Travis County, Texas conveyed to TCHFC Cypress Creek Land LLC by special warranty deed recorded in Document No. 2022033427 of the Official Public Records of Travis County, Texas, currently appraised at \$2,601 subject to an increase in value based on updated appraisals or a Special Commissioner's award. The owner of the needed property is TCHFC Cypress Creek Land LLC. The property is located at 7019 Elroy Road, Austin, Texas 78617. The general route of the project is along Elroy Road.

District(s): District 2

93. Approve a resolution authorizing the filing of eminent domain proceedings and payment to acquire the property interests needed for the Fallwell Lane Capital Renewal Project for the public use of roadway, drainage, and water line improvements requiring the acquisition of one fee simple right-of-way consisting of approximately 2.894 acres (126,074 square feet) and one waterline easement consisting of approximately 0.077 acres (3,341 square feet) being out of and a portion of

the called 186.53 acre tract of land conveyed to EP Austin Purchase Company LLC in a special warranty deed recorded in Document No. 2021009377 of the Official Public Records of Travis County, Texas, currently appraised at \$127,744 subject to an increase in value based on updated appraisals or a Special Commissioner's award. The owner of the needed property is EP Austin Purchase Company LLC. The property is located at East State Highway 71 (southeast corner of State Highway 130 and Fallwell Lane), Austin, Texas 78617. The general route of the project is from the west access road of State Highway 130 east to the entrance road to the South Austin Regional Wastewater Treatment Plant.

District(s): District 2

94. Approve a resolution authorizing the filing of eminent domain proceedings and payment to acquire the property interest needed for the Williamson Creek-Richmond Tributary Rehabilitation project for the public use of constructing drainage and creek improvements, requiring the acquisition of a Temporary Workspace Easement consisting of approximately 0.007 acre (305 square feet) out of the Isaac Decker League, Abstract No. 8, Travis County, Texas, being a portion of Lot 10, Block C, Greenwood Forest Sec. 2, a subdivision of record in Book 14, Page 32, Plat Records, Travis County, Texas, said Lot 10 conveyed to Lee Marie Robinson by general warranty deed with vendor's lien, as recorded in Document No. 2022038180, Official Public Records, Travis County, Texas, currently appraised at \$5,512 subject to an increase in the value based on updated appraisals or a Special Commissioners' award. The owner of the needed property is Lee Marie Robinson. The property is located at 4702 Richmond Avenue, Austin, Texas 78745. The general route of the project is between Richmond Avenue and Gillis Street from Redd Street South to Green Forest Drive in Travis County, Texas.

District(s): District 5

Public Hearings and Possible Actions

95. Conduct a public hearing and consider an ordinance amending the Imagine Austin Comprehensive Plan to update the Austin Strategic Mobility Plan (ASMP) and to adopt the Urban Trails Plan, Bicycle Plan, and Sidewalks, Crossings, and Shared Streets Plan.
96. Conduct a public hearing and consider an ordinance adopting the Palm District Plan as an element of the Imagine Austin Comprehensive Plan.
97. Conduct a public hearing and consider amendments to City Code Title 25 (Land Development Code) to modify land use definitions related to theaters and personal improvement services, regulations applicable to home occupations, and performance venues and related alcohol sales.
98. Conduct a public hearing to consider an ordinance regarding a site-specific amendment to City Code Chapter 25-8, Subchapter A, Article 13 (Save Our Springs Initiative) to address development related to the proposed Barton Springs Bathhouse Rehabilitation Project (2012-0104D(R6)). This action concerns land located in the Barton Springs Zone.
99. Conduct a public hearing and consider a resolution 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.

District(s): District 2

- 100.** Conduct a public hearing and consider an ordinance approving an Amended and Restated School District Land Development Standards Agreement between the City and the Austin Independent School District to provide land development standards for the district's educational facilities.
- 101.** Conduct a public hearing and consider an ordinance adopting an updated Austin-Bergstrom International Airport Master Development Plan.
- 102.** Conduct 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)).
- 103.** Conduct a public hearing to present details and staff evaluation of an application for an economic development agreement from NXP USA, Inc., under the City of Austin Chapter 380 Economic Development Policy.

Items Associated with Public Hearings

- 104.** Approve a resolution relating to the Palm District Plan and initiating amendments to the Downtown Austin Plan and to City Code Title 25.

12:00 PM - Public Communication: General

Julio Massad - Peterpan Mini Golf

Margaret Dismukes Massad - Peterpan Mini Golf

Alexander Strenger - City Issues

Dian Prechter - You have an upcoming meeting of the Audit and Finance Committee on Sept. 27th.

Please consider making a recommendation for an audit by the City Auditor's Office for the Zilker Park Vision Plan's Survey #6 so we can find a better way to perform community engagement in the future to gain public trust. There will be PARD projects in the future that require community engagement -- Deep Eddy, for example, or other parks -- and an audit at this time would clarify best-practices and reaffirm PARD's commitment to professional standards for gathering and listening to public input in a way that would be accepted by the general public.

Much of the failure of the ZPVP to achieve public support could have been prevented by requiring the Planners to provide a statistically valid survey. An audit of Survey #6 would be both educational for PARD and would help restore public confidence and willingness to participate in future City-sponsored community engagement.

Julia Hatch - Lifeguard/Labor Job Security & Improvements

Randy Rawlinson - Issues with APD and OPO

Gary Faust - Parking/homeless

Kathleen Schneeman - Civic processes

Ryan Kagan - Discuss bill HB969 that was passed and takes affect September 1, allowing municipalities to enforce custody interference with a \$500 fine.

Brenda malik - Items 113-114 Removal of Rosewood Neighborhood Overlay

I would like to speak in opposition of this proposal. It is tragic that the Council would disregard the hard work and dedication of its' citizens to come up with the more than 900 pg. document that the Rosewood Neighborhood Assn. submitted and the City agreed to honor.

It feels like the same kind of betrayal of treaties experienced by our Native Americans with the Federal Government. Please don't make the same mistakes of the past. Learn from them and move forward, not backward!

Live Music

Thomas Grauzer

Executive Session

- 105.** Discuss legal issues related to Jennifer Virden v. City of Austin, Cause No. 1:21-cv-00271-RP in the United States District Court for the Western District of Texas, Austin Division (Private consultation with legal counsel - Section 551.071 of the Government Code).
- 106.** Discuss legal issues related to Friends of Bryker Woods, LLC et al v. Austin Housing and Finance Corporation and the City of Austin, Cause No. D-1-GN-20-000521, the 201st District Court of Travis County, Texas (Private consultation with legal counsel - Section 551.071 of the Government Code).

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

- 107.** NPA-2022-0005.01 - Vargas Mixed Use - 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 400 Vargas Road and 6520 Lynch Lane (Country Club East and Colorado River Watersheds) from Commercial to Mixed Use land use. Staff Recommendation and Planning Commission Recommendation: To grant Mixed Use land use. Owner/Applicant: Vargas Properties I LTD & Jayco Holdings I LTD. Agent: Thrower Design (A. Ron Thrower and Victoria Haase). City Staff: Maureen Meredith, Planning Department, (512) 974-2695.
- 108.** C14-2022-0107 - Vargas Mixed Use - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 400 Vargas Road and 6520 Lynch Lane (Country Club East and Colorado River Watersheds). Applicant's Request: To rezone

Tract 1 from community commercial-neighborhood plan (GR-NP) combining district zoning to general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning, and to rezone Tract 2 from neighborhood commercial-neighborhood plan (LR-NP) combining district zoning to neighborhood commercial-mixed use-neighborhood plan (LR-MU-NP) combining district zoning. Staff Recommendation: To grant community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning, with conditions for Tract 1, and neighborhood commercial-mixed use-neighborhood plan (LR-MU-NP) combining district zoning for Tract 2. Planning Commission Recommendation: To grant general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning, with conditions for Tract 1, and neighborhood commercial-mixed use-neighborhood plan (LR-MU-NP) combining district zoning for Tract 2. Owner/Applicant: Vargas Properties I Ltd and Jayco Holdings I Ltd (Jay Chernosky). Agent: Thrower Design, LLC (A. Ron Thrower). City Staff: Nancy Estrada, Planning Department, 512-974-7617.

District(s): District 3

109. C14-2023-0012 - University Park South - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1015 East 38th Street and 3703 Harmon Avenue (Boggy Creek Watershed). Applicant Request: To rezone from general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning to general commercial services-mixed use-vertical mixed use building-neighborhood plan (CS-MU-V-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: GDC-NRG IH35, LLC. Agent: Land Use Solutions (Michele Haussmann). City Staff: Nancy Estrada, 512-974-7617, Planning Department.

District(s): District 9

110. C14-2023-0001 - University Park North - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 3800, 3808, 3810 North Interstate Highway 35 Service Road Southbound, 1015 and 1017 East 38th 1/2 Street, and 1014 and 1016 East 38th Street (Boggy Creek Watershed). Applicant Request: To rezone from general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning and general commercial services-mixed use- neighborhood plan (CS-MU-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: GDC-NRG IH35, LLC. Agent: Land Use Solutions (Michele Haussmann). City Staff: Nancy Estrada, 512-974-7617, Planning Department.

District(s): District 9

111. C14-2022-0140 - Brentwood Multifamily - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 5341, 5337 and 5339 Burnet Road; 5401, 5403 and 5407 Clay Avenue; 1705 Houston Street; and 5400, 5402, 5404, 5406, and 5408 William Holland Avenue (Shoal Creek Watershed). Applicant's Request: To rezone from

general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning, and general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning, and multifamily residence medium density-neighborhood plan (MF-3-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, and multifamily residence highest density-neighborhood plan (MF-6-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, and multifamily residence highest density-neighborhood plan (MF-6-NP) combining district zoning. Owner/Applicant: GDC-NRG Brentwood LLC. Agent: DuBois, Bryant & Campbell, LLP (David Hartman). City Staff: Jonathan Tomko, Planning Department, (512) 974-1057.

District(s): District 7

112. C14-2023-0022 - Tannehill Residences - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 3900 ½ Tannehill Lane (Fort Branch Watershed). Applicant's Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to townhouse and condominium residence-neighborhood plan (SF-6-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant townhouse and condominium residence-neighborhood plan (SF-6-NP) combining district zoning. Owner/Applicant: Greater Works Baptist Church. Agent: Thrower Design (Victoria Haase). City Staff: Jonathan Tomko, Planning Department, (512) 974-1057.

District(s): District 1

113. C14-2022-0174 - 2700 South Lamar Follow-Up - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2800 and 2801 Skyway Circle (Barton Creek Watershed). Applicant's Request: To rezone from multifamily residence medium density (MF-3) district zoning to multifamily residence highest density (MF-6) district zoning. Staff Recommendation and Planning Commission Recommendation: To grant multifamily residence highest density (MF-6) district zoning. Owner/Applicant: 2800 Skyway, LLC and Seamless LMA, Ltd. Agent: Armbrust & Brown, PLLC (Richard T. Suttle, Jr.). City Staff: Jonathan Tomko, Planning Department, (512) 974-1057.

District(s): District 5

114. C14-2023-0036 - 2700 South Lamar Follow-Up 2 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2800 and 2802 South Lamar Boulevard and 2805 and 2807 Skyway Circle (Barton Creek Watershed). Applicant's Request: To rezone from community commercial-vertical mixed use building-conditional overlay (GR-V-CO) combining district zoning and community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning to community commercial-mixed use-vertical mixed use building- conditional overlay (GR-MU-V-CO) combining district zoning and general commercial services-mixed use-vertical mixed use building-conditional overlay (CS-MU-V-CO) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant community commercial-mixed use-vertical mixed use building- conditional overlay (GR-MU-V-CO) combining district zoning and general commercial services-mixed use-vertical

mixed use building-conditional overlay (CS-MU-V-CO) combining district zoning.
Owner/Applicant: 2800 Skyway, LLC and Seamless LMA, Ltd. Agent: Armbrust & Brown, PLLC (Richard T. Suttle, Jr.). City Staff: Jonathan Tomko, Planning Department, (512) 974-1057.

District(s): District 5

115. C14H-2023-0074 - Adams-Ziller House - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1306 Guadalupe Street (Shoal Creek Watershed). Applicant's Request: To rezone from downtown mixed use (DMU) district zoning to downtown mixed use-historic landmark (DMU-H) combining district zoning. Staff Recommendation, Historic Landmark Commission Recommendation, and Planning Commission Recommendation: To grant downtown mixed use-historic landmark (DMU-H) combining district zoning. Owner/Applicant: W. Amon Burton and Carol C. Burton. Agent: O'Connell Architecture, LLC (Lori Martin). City Staff: Kalan Contreras, Planning Department, 512-974-2727.

District(s): District 9

116. NPA-2022-0026.01 - Quality Foundation - Conduct a public hearing to approve an ordinance amending Ordinance No. 20100624-110 the North Lamar 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 8226, 8226 1/2, 8230, 8238, and 8240 Georgian Drive (Little Walnut Creek Watershed) from neighborhood commercial to neighborhood mixed use land use. Staff Recommendation and Planning Commission Recommendation: To approve neighborhood mixed use land use. Owner/Applicant: Simon Wallace. Agent: Thrower Design (Ron Thrower & Victoria Haase). City Staff: Maureen Meredith, Planning Department, (512) 974-2695.

District(s): District 4

117. C14-2022-0166 - Georgian Drive Quality Foundation - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 8226, 8230, 8238, and 8240 Georgian Drive (Little Walnut Creek Watershed). Applicant Request: To rezone from neighborhood commercial-neighborhood plan (LR-NP) combining district zoning to general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Staff Recommendation: To grant neighborhood commercial-mixed use-neighborhood plan (LR-MU-NP) combining district zoning. Planning Commission Recommendation: To grant general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Owner/Applicant: Georgian Drive Quality Foundation (Simon A. Wallace). Agent: Thrower Design, LLC (A. Ron Thrower). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 4

118. NPA-2023-0024.01 - Radius at the Domain - Conduct a public hearing to approve an ordinance amending Ordinance No. 20071101-050 North Burnet/Gateway 2035 Master 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 11900 and 11901 Hobby Horse Court and 11945 1/2 and 11947 1/2 Burnet Road (Walnut Creek Watershed) from mixed use to high density mixed use. Staff Recommendation and Planning Commission recommendation: To approve high density mixed use land use. Owner/Applicant: Arelano Holdings, LLC. Agent: Drenner Group (David J.

Anderson). City Staff: Maureen Meredith, Planning Department, (512) 974-2695.

District(s): District 7

119. C14-2023-0073 - Dessau Gardens - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 13208 and 13300 1/2 Dessau Road (Harris Branch Watershed). Applicant Request: To rezone from townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning and limited office-conditional overlay (LO-CO) combining district zoning to multifamily residence moderate-high density (MF-4) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant multifamily residence moderate-high density (MF-4) district zoning. Owner/Applicant: Estate of Glenn Schmidt (Patricia Dryden, Executor), Cornerstone Baptist Church (Michael Rhoades). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 7

120. C14-2023-0067 - Student Union Addition and New Gymnasium - Hyde Park Schools - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 11400 North Mopac Expressway Service Road South Bound (Walnut Creek Watershed). Applicant Request: To rezone from single family residence standard lot (SF-2) district zoning to general office (GO) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant general office (GO) district zoning. Owner/Applicant: Hyde Park Baptist School Inc. (Dr. John Turner). Agent: Masterplan (Karen Wunsch). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 7

121. C14-2023-0015 - 200 S Congress Avenue - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 200, 208, 210, and 220 1/2 South Congress Avenue (Lady Bird Lake Watershed). Applicant Request: To rezone from limited industrial service-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning to limited industrial service-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning, to change a condition of zoning. Staff Recommendation and Planning Commission Recommendation: To grant limited industrial service-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning, to change a condition of zoning. Owner/Applicant: Rivian Lone Star Holdings, LLC. Agent: Drenner Group, PC (Leah M. Bojo). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 9

122. NPA-2022-0023.02 - E. 51st and Cameron - 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 as 1127, 1205, 1209, 1215 East 52nd Street and 5106, 5108, 5110, 5112, and 5114 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: 51st Center, LLC; 1209 East Apartments, LLC; and Yellow 52 Investments, LLC. Agent: Drenner Group, PC (Amanda Swor). City Staff: Maureen Meredith, Planning Department (512) 974-2695.

District(s): District 4

- 123.** C14-2023-0003 - East 51st Street and Cameron Road - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1122-1218 East 51st Street, 1125 1/2-1205 East 52nd Street, 1209 East 52nd Street, 1215 East 52nd Street, and 5106-5114 Lancaster Court (Tannehill Branch Watershed). Applicant Request: To rezone from community commercial-vertical mixed use building-conditional overlay-neighborhood plan (GR-V-CO-NP) combining district zoning, community commercial-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (GR-MU-V-CO-NP) combining district zoning, multifamily residence low density-neighborhood plan (MF-2-NP) combining district zoning, community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning, and general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning to general commercial services-vertical mixed use building-conditional overlay-neighborhood plan (CS-V-CO-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant general commercial services-vertical mixed use building-conditional overlay-neighborhood plan (CS-V-CO-NP) combining district zoning. Owner/Applicant: 51st Center LLC, 1209 East Apartments LLC, Yellow 52 Investments LLC. Agent: Drenner Group, PC (Amanda Swor). City Staff: Jonathan Tomko, (512) 974-1057.

District(s): District 4

- 124.** NPA-2023-0018.01 - 7002, 7004, and 7006 Guadalupe Street - Conduct a public hearing and approve an ordinance amending Ordinance No. 040513-30 the Brentwood/Highland Combined Neighborhood Plan and Ordinance No. 20081211-086 the Lamar Blvd./Justin Lane Station Area Plan, elements of the Imagine Austin Comprehensive Plan, on properties locally known as 7002, 7004, and 7006 Guadalupe Street (Waller Creek Watershed) to amend the base maximum building height from 35 feet to a maximum of 40 feet and to allow for the participation in the Development Bonus program. Staff and Planning Commission recommendation: To grant the applicant's request to amend the base maximum building height from 35 feet to a maximum of 40 feet and to allow for the participation in the Development Bonus program. Owner/Applicant: JLCC Interests, LLC. Agent: Drenner Group, PC (Leah M. Bojo). City Staff: Maureen Meredith, Planning Department, (512) 974-2695.

District(s): District 9

- 125.** C14-2023-0017 - 7002, 7004, 7006 Guadalupe Street - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 7002, 7004, and 7006 Guadalupe Street (Waller Creek Watershed). Applicant Request: To rezone from transit oriented development-neighborhood plan (TOD-NP) combining district (medium density residential subdistrict) zoning to transit oriented development-neighborhood plan (TOD-NP) combining district (mixed use subdistrict) zoning. Staff Recommendation and Planning Commission Recommendation: To grant transit oriented development-neighborhood plan (TOD-NP) combining district (mixed use subdistrict) zoning. Owner/Applicant: JLCC Interests, LLC. Agent: Drenner Group, PC (Leah M. Bojo). City Staff: Jonathan Tomko, (512) 974-1057.

District(s): District 9

- 126.** NPA-2023-0022.01- 821 Woodward Street - Conduct a public hearing and approve 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 properties locally known as 703 1/2, 801, 805 and 821 Woodward Street (Blunn Creek Watershed) from Industry to Mixed Use land use. Staff and Planning Commission recommendation: To grant the applicant's request for Mixed Use land use. Owner/Applicant: Sachem, Inc. (John Mooney). Agent: Drenner Group, PC (Amanda Swor). City Staff: Maureen Meredith, Planning Department, (512) 974-2695.

District(s): District 3

- 127.** C14-2023-0025 - 821 Woodward Street - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 703 1/2, 801, 805, and 821 Woodward Street (Blunn Creek Watershed). Applicant Request: To rezone from limited industrial services-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning to community commercial-vertical mixed use building-conditional overlay-neighborhood plan (GR-V-CO-NP) combining district zoning. Staff and Planning Commission Recommendation: To grant community commercial-vertical mixed use building-conditional overlay-neighborhood plan (GR-V-CO-NP) combining district zoning. Owner/Applicant: Sachem, Inc. (John Mooney). Agent: Drenner Group (Amanda Swor). City Staff: Jonathan Tomko, (512) 974-1057.

District(s): District 3

- 128.** C14-2022-0090 - 2239 Cromwell Circle - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2239, 2239 1/2, and 2309 1/2 Cromwell Circle (County Club West Creek Watershed). Applicant Request: To rezone from East Riverside Corridor (ERC) base district (urban residential subdistrict) zoning to East Riverside Corridor (ERC) base district (neighborhood mixed use subdistrict) zoning. Staff Recommendation and Planning Commission Recommendation: To grant East Riverside Corridor (ERC) base district (neighborhood mixed use subdistrict) zoning. Owner/Applicant: 2239 Cromwell Circle, LLC. Agent: Drenner Group, PC (Leah Bojo). City Staff: Nancy Estrada, 512-974-7617, Planning Department.

District(s): District 3

- 129.** C14-2022-0172 - 2207 Wickersham Lane - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2207 and 2301 Wickersham Lane (Country Club West Creek Watershed). Applicant Request: To rezone from East Riverside Corridor (ERC) base district (urban residential district) zoning to East Riverside Corridor (ERC) base district (neighborhood mixed use subdistrict) zoning. Staff and Planning Commission Recommendation: To grant East Riverside Corridor (ERC) base district (neighborhood mixed use subdistrict) zoning. Owner/Applicant: WHC Lake TIC, LLC and WHC Wickersham TIC, LLC. Agent: Drenner Group, PC (Leah Bojo). City Staff: Nancy Estrada, 512-974-7617, Planning Department.

District(s): District 3

- 130.** C14-2023-0055 - Parmer at Dessau Rezoning Project - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1610 East Parmer Lane (Walnut Creek Watershed). Applicant Request: To rezone from community commercial (GR) base district zoning to commercial-liquor sales (CS-1) base district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant commercial-liquor sales (CS-1) base district zoning. Owner: 6015 Hillcroft LP (Ryan Dennard). Applicant: Thrower Design LLC

(A. Ron Thrower). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 1

Adjourn

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.

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.



City of Austin

301 W. Second Street
Austin, TX, and some
members may be
attending via
videoconference

Agenda

City Council Addendum Agenda

Thursday, September 14, 2023

10:00 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.

10:00 AM – City Council Convenes

Consent Agenda

Financial Services

- 131.** Approve an ordinance amending the Fiscal Year 2022-2023 General Fund Operating Budget (Ordinance No. 20220817-004) to increase appropriations in the Austin Police Department Operating Budget in the amount of \$4,200,000 and Emergency Medical Services Department Operating Budget in the amount of \$3,400,000 to provide additional funds to cover sworn personnel expenditures related to wages and benefits and decreasing the General Fund Operating Budget Other Requirements by \$7,600,000.

Item(s) from Council

- 132.** Approve a resolution directing the City Manager to develop and implement an enhanced data release ("The APD Open Policing Data Release") for the Austin Police Department and report back to Council.

Sponsors: Council Member José "Chito" Vela, Council Member José Velásquez, Council Member Vanessa Fuentes, Council Member Alison Alter, and Council Member Ryan Alter

- 133.** 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

- 134.** Approve a resolution related to the compensation and benefits for the City Auditor.

Sponsors: Mayor Kirk Watson, Mayor Pro Tem Paige Ellis, Council Member Leslie Pool, and Council Member José Velásquez

135. Approve a resolution related to the compensation and benefits for the City Clerk.

Sponsors: Mayor Kirk Watson, Mayor Pro Tem Paige Ellis, Council Member Leslie Pool, and Council Member José Velásquez

136. Approve an ordinance related to the compensation and benefits for the Municipal Court Clerk.

Sponsors: Mayor Kirk Watson, Mayor Pro Tem Paige Ellis, Council Member Leslie Pool, and Council Member José Velásquez

Non-Consent

Executive Session

137. Evaluate the performance of, and consider compensation and benefits for, the City Clerk (Personnel matters - Section 551.074 of the Texas Government Code).
138. Evaluate the performance of, and consider compensation and benefits for, the City Auditor (Personnel matters - Section 551.074 of the Texas Government Code).
139. Evaluate the performance of, and consider compensation and benefits for, the Municipal Court Clerk (Personnel matters - Section 551.074 of the Texas Government Code).

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, September 14, 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.