



**Thursday, October 19, 2023**

The City Council will convene at 10:00 AM on Thursday, October 19, 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](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 – East Austin Conservancy Day – To be presented by Mayor Kirk Watson and to be accepted by Raul Alvarez, Co-Founder and Board Member of the East Austin Conservancy

Proclamation – 2013 Halloween Flood Remembrance Day – To be presented by Mayor Kirk Watson and to be accepted by Jorge Morales, Director of the Watershed Protection Department

Proclamation – Hill Country Night Sky Month – To be presented by Mayor Pro Tem Paige Ellis and to be accepted by Eric Castro of the group Travis County Friends of the Night Sky

Proclamation – Arbor Day and Monarch Appreciation Day – To be presented by Council Member Vanessa Fuentes and to be accepted by Amanii Luper, Roots & Wings Festival Coordinator

Proclamation – National Retirement Security Month – To be presented by Council Member Alison Alter and to be accepted by Deputy Chief Financial Officer and 457 Plan Administrator Diana Thomas and 457 Plan Committee Vice Chair Nathan Blake

#### **10:00 AM – City Council Convenes**

##### **Consent Agenda**

##### **Approval of Minutes**

1. Approve the minutes of the Austin City Council special called meeting of February 15, 2023, and regular meeting of October 5, 2023.

##### **Austin Water**

2. Approve an ordinance authorizing the issuance of City of Austin Water and Wastewater System Revenue Bonds, Series 2023A in the par amount of \$18,000,000; and approving related documents.
3. Authorize negotiation and execution of an amendment to the cost participation agreement with Meritage Homes of Texas, LLC for costs associated with the design and construction of an oversized wastewater interceptor and appurtenances related to Service Extension Request No. 4239 to increase the amount by \$1,334,000 for a total amount not to exceed \$2,565,397.

## **Capital Delivery Services**

4. Authorize negotiation and execution of an Advance Funding Agreement with the Texas Department of Transportation for City requested water and wastewater capacity improvements associated with the Interstate Highway 35 Capital Express Central (Lady Bird Lake Section) Roadway Project in the amount of \$11,631,654.57 plus a 10% contingency of \$1,163,165.46, for a total amount not to exceed \$12,794,820.03.
5. Approve an amendment to Ordinance No. 20230420-020 to authorize negotiation and execution of an amendment to the Advance Funding Agreement with the Texas Department of Transportation in order to revise the scope of the construction project to MoKan Corridor Trail from Tillery Street to Springdale Road.

## **City Clerk**

6. Approve a resolution adopting the voting systems of Travis, Williamson, Hays, and Bastrop Counties to be used in City elections.

## **Financial Services- Contracts**

7. Authorize execution of a contract for air cushion swing check valves and repair services with Integral Logistics Corp., for a term of five years in an amount not to exceed \$5,000,000.

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

8. Authorize an amendment to a contract for continued interment and burial services with Interment Services Inc., to extend the term by two years and to increase the amount by \$2,065,000 for a revised total contract amount not to exceed \$11,011,000.

[Note: This contract was awarded in compliance with City Code Chapter 2-9C (Minority and Women Owned Business Enterprise Procurement Program). There are no subcontracting opportunities associated with the contract, therefore no goals were established].

9. Authorize negotiation and execution of a contract for medical ventilators, accessories, and services with Hamilton Medical, Inc., for a term of five years in an amount not to exceed \$1,400,000.

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

10. Authorize negotiation and execution of a contract for blood products with We Are Blood, for a term of five years in an amount not to exceed \$1,000,000.

[Note: Sole source contracts are exempt from the City Code Chapter 2-9D (Minority Owned and

Women Owned Business Enterprise Procurement Program); therefore, no subcontracting goals were established].

11. Authorize negotiation and execution of a contract for defibrillators, accessories, supplies, and services with ZOLL Medical Corporation, for a term of five years in an amount not to exceed \$10,050,000.

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

12. Authorize negotiation and execution of a contract for Acushnet golf products for resale with Acushnet Company, for up to five years for a total contract amount not to exceed \$1,625,000.

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

13. Authorize negotiation and execution of a contract for roadway closure notification software with SADA Systems, Inc., for a term of five years in an amount not to exceed \$1,325,000.

[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].

14. Authorize negotiation and execution of a contract for an immersive interactive training room including maintenance and support services with Echo Healthcare Inc. d/b/a Echo Healthcare, for a term of one year in an amount not to exceed \$793,280.

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

15. Authorize an amendment to a contract for continued digital signage software with Four Winds Interactive, LLC, to extend the term by 15 months and to increase the amount by \$92,000 for a revised total contract amount not to exceed \$383,759.

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

16. Authorize negotiation and execution of a contract for simple cycle generator testing, repair, and maintenance with Baseload Power Generation Parts and Services, LLC, 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 2-9C (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].

17. Authorize execution of a contract for construction services for the Bull Creek Basin Wastewater Pipelines Renewal project with Facilities Rehabilitation, Inc., in the amount of \$3,288,275 plus a \$328,828 contingency for a total contract amount not to exceed \$3,617,103.

[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 77.63% MBE and 1.22% WBE participation].

District(s): District 6; District 10

18. Authorize negotiation and execution of a contract for engineering services for the Davis Medium Service Water Transmission Main with Black & Veatch Corporation, in an amount not to exceed \$18,000,000.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 12.70% MBE and 8.89% WBE participation].

District(s): District 1; District 9; District 10

19. Authorize execution of a contract for construction services for the Oltorf Street Reclaimed Water Main Phase 2 project with Cash Construction Company, Inc., in the amount of \$10,401,106 plus a \$1,040,111 contingency, for a total contract amount not to exceed \$11,441,217.

[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 achievements of Good Faith Efforts with 2.42% MBE and 0.08% WBE participation].

District(s): District 3; District 9

20. Authorize negotiation and execution of a contract for visual collaboration platform software licensing and maintenance services with Insight Public Sector Inc. d/b/a Insight Public Sector, for up to three years for a total contract amount not to exceed \$700,000.

[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].

21. Authorize negotiation and execution of a contract for Imperva software support with Kudelski Security, Inc., for a term of three years in an amount not to exceed \$1,000,000.

[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 high-definition camera and recording equipment including installation, maintenance, and support services with Axon Enterprise, Inc., for a term of five years in an amount not to exceed \$900,000.

[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].

23. Authorize an amendment to a contract for continued Autodesk products and services with DLT Solutions, LLC, to increase the amount by \$400,000 for a revised total contract amount not to exceed \$1,200,000.

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

24. Authorize negotiation and execution of a contract for a cloud-based cellular school zone beacon management system with Paradigm Traffic Systems Inc. d/b/a Paradigm Traffic Systems, for a term of five years in an amount not to exceed \$2,000,000.

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

25. Authorize negotiation and execution of a contract for Microsoft Unified support services with Microsoft Corp., for a term of three years in an amount not to exceed \$5,000,000.

[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].

26. Authorize negotiation and execution of a contract for a residential rate advocate with Raftelis Financial Consultants, Inc. d/b/a Raftelis, for a term of two years in an amount not to exceed \$250,000.

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

27. Authorize negotiation and execution of a contract for design and engineering services for the Austin Convention Center Redevelopment project with LMN | Page, a joint venture, in an amount not to

exceed \$65,000,000.

[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 12.05% MBE and 5.86% WBE participation].

District(s): District 9

28. Authorize negotiation and execution of a contract for preconstruction and construction services for the Austin Convention Center Redevelopment project with JE Dunn/Turner, a joint venture, in an amount not to exceed \$1,200,000,000.

[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 10.30% MBE and 2.38% WBE participation].

District(s): District 9

29. Authorize negotiation and execution of three contracts for minority and small business consulting services with the Asian Contractor Association, Carol Sue Hadnot d/b/a Business Resource Consultants, and the United States Hispanic Contractors Association de Austin d/b/a USHCA de Austin, each for up to five years for total contract amounts not to exceed \$2,250,000, divided among the contractors.

[Note: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9B (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].

30. Authorize negotiation and execution of a contract for power generating equipment with Genserve LLC d/b/a LJ Power, for up to four years for a total contract amount not to exceed \$20,500,000.

[Note: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9B (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].

31. Approve a resolution amending Resolution No. 20230720-073 which authorized the sale of property located at 6909 Ryan Drive, Austin, Texas, to the Austin Housing Finance Corporation to revise the sale price from \$3,000,000 to an amount not to exceed \$2,884,903.

District(s): District 7

### **Intergovernmental Relations**

32. Approve a resolution authorizing the execution of professional services agreements with Focused Advocacy LLC; Nora Del Bosque; Cliff Johnson; Brady & Peavey PC; Clayton Pope; and Public Blueprint LLC to provide state agency and legislative representation and with CapitalEdge Strategies LLC to provide federal agency and legislative representation and consulting services, each for a one-year term for a total combined amount not to exceed \$670,000, divided among the

firms.

## **Law**

33. Approve a settlement in Shivon Beltran v. City of Austin et al, Cause No. 1:22-cv-00015, in the United States District Court for the Western District, Austin, Texas.

## **Parks and Recreation**

34. Authorize negotiation and execution of an interlocal agreement with Travis County regarding the Spicewood Springs Road Low Water Crossing #1 project.

## **Public Health**

35. Authorize negotiation and execution of an agreement with Project Transitions, Inc. to provide enhancement and support of local HIV-related treatment services, in an amount not to exceed \$260,000 for a five-month term beginning October 1, 2023.
36. Authorize negotiation and execution of an agreement with Communities for Recovery to provide peer recovery counseling services for community intervention to prevent opioid overdose, for an initial 12-month term beginning September 30, 2023, with one 12-month renewal option, each in an amount not to exceed \$250,000, for a total agreement amount not to exceed \$500,000.
37. Authorize negotiation and execution of Amendment No. 2 to the agreement with Youth and Family Alliance d/b/a LifeWorks to provide services to unaccompanied homeless youth and homeless young adults 24 years of age and younger, to add four 12-month extension options each in an amount not to exceed \$231,319, beginning September 1, 2023, for a revised total agreement amount not to exceed \$1,174,040.
38. Approve an ordinance amending the Fiscal Year 2023-2024 Austin Public Health Department Operating Budget Special Revenue Fund (Ordinance No. 20230816-008) to accept and appropriate \$47,242 in grant funds from the U.S. Health and Human Services Commission through the Texas Department of State Health Services for a Medical Reserve Corps program.

## **Transportation and Public Works**

39. Approve a resolution authorizing negotiation and execution of an Advance Funding Agreement with the Texas Department of Transportation for the Non-Radioactive Hazardous Materials Routing Designations project, for a total estimated cost of \$521,003, with the City's share of the costs estimated to be \$454,112 plus any cost overruns.

**District(s):** District 1; District 2; District 3; District 5; District 8

40. Approve a resolution authorizing negotiation and execution of an Advance Funding Agreement with the Texas Department of Transportation for the construction of the 300-ft wide deck structure at Woodland Avenue over IH-35, with the City's share of the costs estimated to be \$14,276,125 plus cost overruns.

**District(s):** District 9



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

41. 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.
42. 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 Leslie Pool, Council Member Ryan Alter, and Council Member José "Chito" Vela

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

43. Set a public hearing to consider an ordinance amending City Code Title 25 related to parkland dedication requirements and state law House Bill 1526. (Suggested Date: November 9, 2023, at Austin City Hall, 301 W. 2nd Street, Austin, Texas).

### **Non-Consent**

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

44. Approve an ordinance amending City Code Chapter 4-8 (Regulation of Lobbyists) relating to communication with a City official and reviews by the City Auditor.
- Sponsors:** Audit and Finance Committee
45. Approve a resolution related to the I-35 Capital Express Central Project and transportation-related greenhouse gas emissions, including requests to the Texas Department of Transportation, the Capital Area Metropolitan Planning Organization, and other State of Texas staff and elected officials.

**Sponsors:** Mobility Committee

### **Eminent Domain**

46. 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 to increase capacity for future growth in the Williamson Creek basin, requiring the acquisition of one wastewater easement consisting of approximately 0.019 acre (845 square feet) of land and one temporary working space easement consisting of approximately 0.006 acre (248 square feet) of land, being out of and a portion of Lot 5, Block G, Wagon Crossing Section 3-A Amended, a subdivision in Travis County, Texas, according to the map or plat thereof, recorded in Book 76, Page 267 of the Plat of Records of Travis County, Texas, having been conveyed to Megan, Frank and Suellen Symons by instrument of record in Document No. 2018142057 in the Official Public Records of Travis County, Texas, currently appraised at

\$25,105 subject to an increase in value based on updated appraisals or a Special Commissioner's award. The owner of the needed property is Megan C. Symons, Frank Symons, and Suellen Symons. The property is located at 1912 Conestoga Trail, Austin, Texas 78744. The general route of the project is along Williamson Creek, from South 1st Street to South Pleasant Valley Road.

District(s): District 2

47. Approve a resolution authorizing the filing of eminent domain proceedings and payment to acquire the property interests needed for the Upper Harris Branch Wastewater Interceptor - Phase 2 project for the public use of installing wastewater infrastructure, requiring the acquisition of one Wastewater Easement consisting of approximately 0.117 acre of land, (5,075 square feet) and one Temporary Working Space Easement consisting of approximately 0.071 acre of land, (3,099 square feet) out of and a part of Lot 1, Media Square Subdivision, a subdivision in the City of Austin, Travis County, Texas according to the map or plat thereof, recorded in Volume 79, Page 167, Plat Records of Travis County, Texas and being out of and a part of the Samuel Cushing Survey Number 70, Abstract 164, situated in Travis County, Texas; said 0.117-acre and 0.071 acre parcels of land being out of and a part of that certain 5.294-acre parcel of land, described as Tract 1, Conveyed to SH 7007-7010 LLC, in that certain Special Warranty Deed Executed September 20, 2022, filed and recorded in Document No. 2022156316, Official Public Records, Travis County, Texas; currently appraised at \$17,096 subject to an increase in value based on updated appraisals or a Special Commissioner's award. The owner of the needed property is SH 7007-7010 LLC. The property is located at 2222 East Howard Lane, Pflugerville, Texas 78660. The general route of the project is in the Upper Harris Branch from Dessau Road to Harris Branch Parkway.

District(s): District 1

48. Approve a resolution authorizing the filing of eminent domain proceedings and payment to acquire the property interests needed for the Upper Harris Branch Wastewater Interceptor - Phase 2 project for the public use of installing wastewater infrastructure, requiring the acquisition of one Wastewater Easement consisting of approximately 0.732 acre of land (31,872 square feet), and one Temporary Working Space Easement consisting of approximately 0.319 acre of land (13,873 square feet, consisting of two parts: approximately 2,547 and 11,326 square feet) being out of and a portion of the Samuel Cushing Survey, Abstract No. 164, Section 70, Travis County, Texas, said easement being a portion of a called 2.324 acre tract, conveyed to HOA Investment LLC, recorded in Document No. 2014118134, of the Official Public Records of Travis County, Texas, further described in Document No. 2010100333 of the Official Public Records of Travis County, Texas, currently appraised at \$551,016 subject to an increase in value based on updated appraisals or a Special Commissioner's award. The owner of the needed property is HOA Investment LLC. The property is located at 13422 Dessau Road, Austin, Texas 78753. The general route of the project is in the Upper Harris Branch from Dessau Road to Harris Branch Parkway.

District(s): District 1

49. Approve a resolution authorizing the filing of eminent domain proceedings and payment to acquire the property interests needed for the Upper Harris Branch Wastewater Interceptor - Phase 2 project for the public use of installing wastewater infrastructure, requiring the acquisition of one Wastewater Easement consisting of approximately 0.148 acre of land (6,436 square feet), and one Temporary Working Space Easement consisting of approximately 0.073 acre of land (3,189 square

feet) being out of and a portion of the Samuel Cushing Survey, Abstract No. 164, Section 70, Travis County, Texas, said easements being part of Lot 2, Dessau Phase II, recorded in Document No. 201600085, of the Official Public Records of Travis County, Texas, being that same tract conveyed to HOA Investment LLC, recorded in Document No. 2017005857, Official Public Records of Travis County, Texas, currently appraised at \$99,541 subject to an increase in value based on updated appraisals or a Special Commissioner's award. The owner of the needed property is HOA Investment LLC. The property is located at 13525 Dessau Road, Austin, Texas 78660. The general route of the project is in the Upper Harris Branch from Dessau Road to Harris Branch Parkway.

50. Approve a resolution authorizing the filing of eminent domain proceedings and payment to acquire the property interests needed for the Boggy Creek Lift Station Force Main extension for the public use of installing wastewater infrastructure, requiring the acquisition of one Wastewater Easement consisting of approximately 0.161 acre (7,016 square feet) and one Temporary Working Space Easement consisting of approximately 0.081 acre (3,509 square feet) being out of the J. Burleson Survey, Abstract No. 19, in the City of Austin, Travis County, Texas, being out of a 5.004 acre tract of land described in a Deed conveyed to APAC-Texas, Inc. by instrument of record in Document No. 2016138858, Official Public Records of Travis County, currently appraised at \$71,640 subject to an increase in value based on updated appraisals or a Special Commissioner's award. The owner of the needed property is APAC-Texas, Inc.. The property is located at 00 Ed Bluestein Boulevard, Austin, Texas 78725. The general route of the project is in southeast Austin along United States Highway 183 and immediately north of Austin-Bergstrom International Airport.

District(s): District 3

51. Approve a resolution authorizing the filing of eminent domain proceedings and payment to acquire the property interests needed for the Boggy Creek Lift Station Force Main Extension for the public use of installing wastewater infrastructure, requiring the acquisition of one Wastewater Easement consisting of approximately 0.475 acre (20,711 square feet) and one Temporary Working Space Easement consisting of approximately 0.820 acre (35,700 square feet) out of the Jesse C. Tannehill Survey No. 29, Abstract No. 22, in the City of Austin, Travis County, Texas, being out of a 71.35 acre tract of land described in a deed conveyed to APAC-Texas, Inc. by instrument of record in Document No. 2009205757, Official Public Records of Travis County, currently appraised at \$258,136 subject to an increase in value based on updated appraisals or a Special Commissioner's award. The owner of the needed property is APAC-Texas, Inc.. The property is located at 827 Ed Bluestein Boulevard, Austin, Texas 78721. The general route of the project is in southeast Austin along United States Hwy 183 and immediately north of Austin-Bergstrom International Airport.

District(s): District 3

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

52. Conduct a public hearing and consider an ordinance amending City Code Title 25 related to definitions and regulations applicable to and triggered by daycare, child care, and adult care services.
53. Conduct a public hearing and 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)).

54. Conduct a public hearing and consider a resolution related to an application by ECG Blue Ridge LP, or an affiliated entity, for a multi-family development of approximately 321 units to be financed through the private activity bond program and to be known as Blue Ridge located at or near 9825 Wildhorse Ranch Trail, Austin, Texas 78724.

District(s): District 1

55. Conduct a public hearing and consider an ordinance amending City Code Title 25 to create a six-month pilot program modifying certain deadlines related to zoning and rezoning applications and neighborhood plan amendment applications.
56. Conduct a public hearing and consider an ordinance amending City Code Title 25 relating to the North Burnet/Gateway Regulating Plan.
57. Conduct a public hearing and consider an ordinance to designate all territory within the City'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).

#### **12:00 PM - Public Communication: General**

Carlos León - 1) God, Jesus Christ, and the Holy Spirit are large and in charge 2) Chemtrails are anti-God, anti-Human and anti-American 3) Boycott Rudy's BBQ for banning me

Annie Fierro - Stop 35 expansion

Gretchen Pierce - Stop I-35 expansion

Bill Whitehead - Road cushions

Ben Ovard - Stop I-35 expansion

Johnny Ruffier - Stop I-35 expansion

Brian Morton - Rethink I-35 expansion

Paul Robbins - City and budget issues.

CAROLANNEROSE KENNEDY - FEDERAL SHENANIGANS

Laura massengale - N/A

#### **Live Music**

Henry Invisible

## Executive Session

58. Discuss information related to cybersecurity matters, including assessments and deployments of personnel and devices, audits, network security information and information technology resources, and critical infrastructure (Deliberation regarding security devices or security audits Sections 551.076 and 551.089 of the Texas Government Code).

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

59. C14-2023-0026 - Life Storage #231 - 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 service-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

60. 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

61. C14-2023-0013 - 501 Pedernales - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 501 Pedernales Street and 2503, 2505, 2507, and 2511 East 6th Street (Lady Bird Lake Watershed). Applicant Request: To rezone from general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-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: Pedernales Property Holdings LLC. Agent: Land Use Solutions, LLC (Michele Haussmann). City Staff: Jonathan Tomko, (512) 974-1057.

District(s): District 3

62. NPA-2023-0016.01.SH - Lifeworks III at Tillery- Conduct a public hearing and approve an

ordinance amending Ordinance No. 030327-12, the Govalle/Johnston Terrace Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 701 Tillery Street (Boggy Creek Watershed) from Water to Mixed Use land use. Staff and Planning Commission Recommendation: To grant Mixed Use land use. Owner/Applicant. Ben Barlin. Agent: Capital A Housing (Conor Kenny). City Staff: Maureen Meredith, Planning Department, (512) 974-2695.

District(s): District 3

63. C14-2023-0018.SH - Lifeworks III at Tillery. Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 701 Tillery Street (Boggy Creek Watershed). Applicant Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Owner/Applicant: 3423 Holdings, LLC (Ben Barlin). Agent: Capital A Housing (Conor Kenny). City Staff: Jonathan Tomko, (512) 974-1057.

District(s): District 3

64. C14H-2023-0079 - Griffin House. Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2502 Jarratt Avenue (Shoal Creek Watershed). Applicant's Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to family residence-historic landmark-neighborhood plan (SF-3-H-NP) combining district zoning. Staff and Historic Landmark Commission Recommendation: To grant family residence-historic landmark-neighborhood plan (SF-3-H-NP) combining district zoning. Planning Commission Recommendation: Forwarded to Council without a recommendation due to lack of an affirmative vote. Owner/Applicant: Katherine Goering Agent: H-H-M, Inc. (Kristina Kupferschmid). City Staff: Kalan Contreras, Planning Department, 512-974-2727.

District(s): District 10

65. NPA-2022-0005.01 -Vargas Mixed Use-- Approve second and third readings of 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. First Reading approved on September 14, 2023. Vote: 7-0. Council Member Harper-Madison, Council Member A. Alter, Council Member Pool and Mayor Pro Tem Ellis were off the dais. 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.

District(s): District 3

66. C14-2022-0107 - Vargas Mixed Use - Approve second and third readings of 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. First Reading approved on September 14, 2023. Vote: 7-0. Council Member Harper-Madison, Council Member A. Alter, Council Member Pool and Mayor Pro Tem Ellis were off the dais. 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

67. NPA-2023-0018.02 - Koenig - 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 properties locally known as 1911, 2001, 2003, 2005 and 2007 West Koenig Lane and 1902, 1904, 1906 Ullrich Avenue (Shoal Creek Watershed) from Mixed Use/Office and Single Family to Multifamily Residential and Higher Density Single Family land use. Staff recommendation: To grant Multifamily Residential land use. Planning Commission Recommendation: To grant Multifamily Residential and Higher Density Single Family land use. Owner/Applicant: GDC-NRG, LLC (Adam Moore). Agent: Glasco Consulting (Alice Glasco). City Staff: Maureen Meredith, Planning Department, (512) 974-2695.

District(s): District 7

68. C14-2023-0019 - Koenig - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1911, 2001, 2003, 2005, and 2007 West Koenig Lane and 1902, 1904, and 1906 Ullrich Avenue (Shoal Creek Watershed). Applicant Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning, limited office-mixed use-neighborhood plan (LO-MU-NP) combining district zoning and limited office-mixed use-conditional overlay-neighborhood plan (LO-MU-CO-NP) combining district zoning to multifamily residence highest density-neighborhood plan (MF-6-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant multifamily residence highest density-neighborhood plan (MF-6-NP) combining district zoning and townhouse and condominium residence-neighborhood plan (SF-6-NP) combining district zoning. Owner/Applicant: GDC-NRG Koenig, LLC. Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Jonathan Tomko, (512) 974-1057.

District(s): District 7

69. C14-2023-0041 - The Village at Vargas - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2110 and 2110 1/2 Thrasher Lane (Carson Creek 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: TLH Riverside 6507 GP, LLC, (M. Timothy Clark). Agent: Alice Glasco Consulting (Alice Glasco). City Staff: Cynthia Hadri, 512-974-7620.

District(s): District 3

70. C14-2023-0020 - Morelos-Webberville CS-1 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2304, 2308, 2312 Morelos Street and 2237 Webberville Road (Lady Bird Lake Watershed). Applicant Request: To rezone from general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning to commercial-liquor sales-conditional overlay-neighborhood plan (CS-1-CO-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant commercial-liquor sales-conditional overlay-neighborhood plan (CS-1-CO-NP) combining district zoning. Owner/Applicant: Flying X Investments, LLC Agent: Thrower Design (Ron Thrower). City Staff: Jonathan Tomko, (512) 974-1057.

District(s): District 3

71. C14-2023-0061 - 4806 Commercial Park Drive - Conduct a public hearing and approved an ordinance amending City Code Title 25 by rezoning property locally known as 4806, 4806 1/2 and 4908 1/2 Commercial Park Drive (Walnut Creek Watershed). Applicant Request: To rezone from interim-rural residence (I-RR) district zoning to limited industrial service (LI) district zoning. Staff Recommendation and Planning Commission Recommendation: To grant limited industrial service (LI) district zoning. Owner/Applicant: M2G 4806 Commercial Park, LLC (Amy Castellanos). Agent: Kimley-Horn and Associates, Inc (Jonathan Sosebee). City Staff: Dana Moses, 512-974-8008.

District(s): District 1

72. C14-2023-0083 - Ladera Vista by Stature Homes - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 11622 Ladera Vista Drive (Bull Creek Watershed). Applicant Request: To rezone from single family residence-standard lot (SF-2) district zoning to family residence (SF-3) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant family residence (SF-3) district zoning. Owner/Applicant: Stature Liberators, LLC (Derek and Emily Keith). City Staff: Sherri Sirwaitis, 512-974-3057. A valid petition has been filed in opposition to this rezoning request.

District(s): District 10

73. C14-2023-0045 - 2404 Rutland Drive - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2404 Rutland Drive (Little Walnut Creek Watershed). Applicant Request: To rezone from north burnet/gateway-neighborhood plan (NBG-NP) combining district zoning (warehouse mixed use subdistrict) to north burnet/gateway-neighborhood plan (NBG-NP) combining district zoning (commercial mixed use-gateway zone subdistrict). Staff Recommendation and Planning Commission Recommendation: To grant north burnet/gateway-neighborhood plan (NBG-NP) combining district zoning (commercial mixed use-gateway zone subdistrict). Owner/Applicant: Denton Rutland LLC. Agent: Drenner Group, PC (Amanda Swor). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 7

74. NPA-2023-0018.04 - 7009 Guadalupe St - Rezoning - Approve second and third readings of 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. First Reading approved on August 31, 2023. Vote: 9-0, Council Members Vela and Harper-Madison-off the dais. Owner/Applicant: Julian Partridge. Agent: Permit Solutions (Crystal Lemus). City Staff: Maureen Meredith, Planning Dept. (512) 974-2695.

**District(s):** District 4

75. C14-2023-0029 - 7009 Guadalupe Street Rezoning - Approve second and third readings of 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 zoning to multifamily residence low density-neighborhood plan (MF-2-NP) combining district zoning. First Reading approved on August 31, 2023. Vote: 9-0, Council Members Vela and Harper-Madison-off the dais. Owner/Applicant: Julian Partridge. Agent: Permit Solutions LLC (Crystal Lemus). City Staff: Sherri Sirwaitis, 512-974-3057.

**District(s):** District 4

## **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 of City  
Council may be  
participating by  
videoconference

## Agenda

### City Council Addendum Agenda

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Thursday, October 19, 2023

10:00 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.**

**10:00 AM – City Council Convenes**

#### **Consent Agenda**

##### **Financial Services- Contracts**

76. Authorize negotiation and execution of a contract for executive recruitment services for the next Austin City Manager with Mosaic Public Partners, LLC, for a contract amount not to exceed \$150,000.

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

77. Authorize negotiation and execution of a contract for facility management and labor services for the South Terminal at the Austin-Bergstrom International Airport with ClearedDirect LLC, for the term of November 1, 2023, through December 31, 2025, in an amount not to exceed \$9,009,375.

##### **Intergovernmental Relations**

78. Approve a resolution authorizing the execution of professional services agreements with Focused Advocacy LLC; Nora Del Bosque; Cliff Johnson; Brady & Peavey PC; Clayton Pope; Public Blueprint LLC and Philips Uresti Meachum Partners to provide state agency and legislative representation and with CapitalEdge Strategies LLC to provide federal agency and legislative representation and consulting services, each for a one-year term and for a total combined amount not to exceed \$750,000 divided among the firms.

**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, October 19, 2023

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