

A U S T I N C I T Y C O U N C I L

# AGENDA



**Thursday, May 24, 2012**

The Austin City Council will convene at 10:00 AM on  
Thursday, May 24, 2012 at Austin City Hall  
301 W. Second Street, Austin, TX



**Mayor Lee Leffingwell**  
**Mayor Pro Tem Sheryl Cole**  
**Council Member Chris Riley, Place 1**  
**Council Member Mike Martinez, Place 2**  
**Council Member Kathie Tovo, Place 3**  
**Council Member Laura Morrison, Place 4**  
**Council Member William Spelman, Place 5**

For meeting information, contact the City Clerk, 974-2210

*The City Council will go into a closed session under Chapter 551 of the Texas Government Code to receive advice from legal counsel, to discuss matters of land acquisition, to discuss personnel matters, to discuss or take action on a "competitive matter" of Austin Energy as provided for under Section 551.086, or for other reasons permitted by law as specifically listed on this agenda. If necessary, the City Council may go into a closed session as permitted by law regarding any item on this agenda.*

## **Reading and Action on Consent Agenda**

### ***Action on the Following:***

#### **Ordinances / Resolutions / Motions -**

**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.**

## **9:55 AM – Invocation**

Army Chaplain Craig Combs

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

## **Consent**

### **Approval of Minutes**

1. Approve the minutes of the Austin City Council work session of April 17, 2012, budget hearing of April 18, 2012, Austin Energy work session of April 19 and 23, 2012, work session of April 24, 2012, regular meeting of April 26, 2012, Austin Energy work session of April 30, 2012, and budget work sessions of May 2 and 9, 2012.

### **Austin Energy**

2. Approve an ordinance amending the Fiscal Year 2011-2012 Austin Energy Operating Budget (Ordinance No. 20110912-005) to decrease the Austin Energy Operating Fund Ending Balance by \$1,630,000 and increase the transfer to the Conservation Rebates and Incentives Fund by \$1,630,000, and amend the Conservation Rebates and Incentives Fund to increase the transfer from the Austin Energy Operating Fund by \$1,630,000.
3. Approve issuance of a rebate to Greystar Real Estate Partners, LLC for performing energy efficiency improvements at Monterone at Steiner Ranch Apartments in an amount not to exceed \$129,711.

### **Austin Water Utility**

4. Authorize negotiation and execution of an amendment to the wholesale wastewater service agreement between the City of Austin and the City of West

Lake Hills allowing wholesale wastewater service to be provided to new commercial development located within the City of West Lake Hills without increasing the level of service specified in the agreement.

5. Authorize negotiation and execution of a 12-month Interlocal Agreement with the University of Texas School of Architecture (UT) to jointly fund a summer student internship at the City's Balcones Canyonlands Preserves with a cost to the City not to exceed \$3,500 and contribution from UT's Kent S. Butler Memorial Excellence Fund in an amount not to exceed \$3,500 (total contract amount not to exceed \$7,000).

#### **Aviation**

6. Authorize negotiation and execution of a master lease with Austin CONRAC, LLC to construct, maintain, and operate the CONRAC facility for the operation of rental car concessions at Austin-Bergstrom International Airport.
7. Authorize negotiation and execution of revenue producing agreements with rental car companies to operate rental car concessions at a consolidated rental car facility at Austin-Bergstrom International Airport.

#### **City Clerk**

8. Authorize the city clerk to terminate the campaign treasurer appointments of inactive candidates and inactive political committees.

#### **Contract Management**

9. Authorize execution of change order #3 to the construction contract with CASH CONSTRUCTION COMPANY, INC., for the West 34th Street from Shoal Creek Bridge to West Avenue Street Reconstruction and Utility Improvements Project, an ACCELERATE AUSTIN PROJECT, in the amount of \$232,200 for a total contract amount not to exceed \$3,604,103. ( Notes: This contract will be awarded in compliance with Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) with 8.87% MBE and 1.30% WBE subcontractor participation to date. )
10. Authorize execution of a construction contract with MCLEAN CONSTRUCTION INC., for the Group 19 Phase 1 Street Reconstruction and Utility Adjustments Project, a 2010 Bond Program and ACCELERATE AUSTIN PROJECT, in the amount of \$4,383,999.50 plus a \$219,199.97 contingency, for a total contract amount not to exceed \$4,603,199.47. ( Notes: This contract will be awarded in compliance with Chapter 2-9A of the City Code (Minority Owned and Women Business Enterprise Procurement Program) by meeting the goals with 20.33% MBE and 2.37% WBE subcontractor participation. )

11. Authorize negotiation and execution of an amendment to the professional services agreement with PARSONS BRINCKERHOFF AMERICAS, INC., for engineering services for the IH-35 Corridor Development Program, a 2010 MOBILITY BOND PROJECT, in the amount of \$1,200,000 for a total contract amount not to exceed \$2,253,000. Related to Item #45.  
( Notes: This contract was awarded in compliance with Chapter 2-9B of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) with 8.82% MBE and 22.51% WBE subconsultant participation to date. )

### **Economic Growth and Redevelopment Services**

12. Approve an ordinance authorizing the City Manager to execute a Master Development Agreement and negotiate and execute community facilities agreements with Trammell Crow's affiliate TC GREEN WATER MASTER DEVELOPER, LLC, for the sale and redevelopment of the property formerly occupied by the Green Water Treatment Plant; adopting building access and area of refuge requirements; approving a managed growth agreement; and waiving certain code sections relating to fees, fiscal surety, and heritage trees. Related to Item #13.
13. Approve an ordinance amending the Fiscal Year 2011-2012 Economic Growth and Redevelopment Services Office Capital Budget (Ordinance No. 20110912-006) to appropriate \$20,375,144 for infrastructure improvements in the Seaholm Development District. Related to Item #12.
14. Approve an ordinance amending Ordinance Nos. 20081211-028 and 20091119-033 to increase the geographic boundaries of the Seaholm Redevelopment Project Tax Increment Financing Zone No. 18, City of Austin, Texas, and to amend the Final Project and Financing Plan, board appointments, and term of the zone.
15. Approve a resolution creating the Family Business Loan Program, a public-private partnership loan program designed to fund small business expansions that will create jobs, and approving program guidelines.
16. Approve an ordinance amending the Fiscal Year 2011-2012 Economic Growth and Redevelopment Services Fee Schedule, Ordinance No. 20110912-007, to authorize fees related to the Family Business Loan Program.

### **Emergency Medical Services**

17. Approve an ordinance amending City Code Chapter 10-2 (Emergency Medical Services) related to regulations for non-emergency medical transfer service providers. Related to Item #105.

### **Financial and Administrative Services**

18. Approve a resolution to amend Resolution No. 20120405-054, relating to analysis of all current contracts for services and all current temporary City of Austin employees for purposes of reporting on outsourcing of public sector jobs, extending the deadline to the City Manager from June 28, 2012 to October 1, 2012.

#### **Law**

19. Authorize negotiation and execution of a legal services agreement with The Law Offices of Ken Ramirez, PLLC for legal representation, advice, and counsel concerning Austin's water rights and water supply, including regulatory matters involving the Colorado River, the Lower Colorado River Authority, and the Texas Commission on Environmental Quality, and contractual matters relating to raw water supply, for an amount not to exceed \$100,000.

#### **Neighborhood Housing and Community Development**

20. Approve an ordinance amending City Code Chapter 11-1 (Ad Valorem Tax) of Title 11 (Taxation) by adding a new Article 4 relating to exemptions from ad valorem taxes for eligible properties owned by Community Land Trusts.

#### **Office of Real Estate Services**

21. Approve an ordinance vacating 85,342 square feet of a public roadway easement, dedicated by separate instrument, out of the Santiago Del Valle Ten League Grant, Abstract No. 24 in the City of Austin, save and except the public utility easement dedicated by the same instrument, recorded in Volume 3819, Page 2395, Travis County Deed Records, to Xbiotech USA, Inc.
22. Approve an ordinance authorizing the City Manager to execute a license agreement with Austin Pets Alive (APA) permitting APA to occupy and operate the Town Lake Animal Center, located at 1156 West Cesar Chavez, Austin, Texas, for a fixed term, waiving Chapter 14-11 (Use of Right-of-Way), Article 1, Division 3, Sections 14-11-42 and 14-11-43 for purposes of the license agreement with APA, and repealing Ordinance No. 20111110-022.
23. Authorize the negotiation and execution of all documents and instruments necessary or desirable to permit Austin Java City Hall, L.P. to assign its interest in its lease with the City of Austin to LICKONA'S CITY HALL, LLC, and to amend the lease to modify the rent structure, allow physical interior and exterior changes, add one additional five-year renewal option, increase the security deposit and permit live music.
24. Authorize the negotiation and execution of all documents and instruments

necessary or desirable to purchase the property located at 600 East Riverside Drive, Austin, Travis County, Texas, from GARWALD COMPANY, INC. and the deposit of \$200,000 in refundable earnest money for the transaction, for a total earnest money deposit in an amount not to exceed \$250,000.

### **Planning and Development Review**

25. Approve a resolution directing the City Manager to include a partial exemption from ad valorem taxes for certain historically-designated properties in budget calculations for the coming year; to provide this resolution to the Austin Independent School District; and to prepare an ordinance approving these partial exemptions to be considered by Council concurrently with the annual tax levy.
26. Approve an ordinance authorizing execution of a contract agreement (with a temporary five-year conservation easement) for grant funds from the Texas Historical Commission for award of \$7,600 to rehabilitate the roof on a historic building in the City of Austin's Oakwood Cemetery Annex; accepting \$7,600 in grant funds from the Texas Historical Commission, and amending the Fiscal Year 2011-2012 Planning and Development Review Department Operating Budget Special Revenue Fund (Ordinance No. 20110912-005) to appropriate \$7,600 to rehabilitate the roof on a historic building in the City of Austin's Oakwood Cemetery Annex.
27. Approve an ordinance authorizing acceptance of \$4,412 in funds from Save Austin's Cemeteries and amending the Fiscal Year 2011-2012 Planning and Development Review Department Operating Budget Special Revenue Fund (Ordinance No. 20110912-005) to appropriate \$4,412 to rehabilitate the roof on a historic building in the City of Austin's Oakwood Cemetery Annex.
28. Approve an Interlocal Agreement regarding the release of extraterritorial jurisdiction ("ETJ") to the City of Cedar Park. Approximately 34 acres will be released from Austin's ETJ to Cedar Park's ETJ.
29. Approve an ordinance authorizing the negotiation and execution of a Managed Growth Agreement with MacMora LTD, for the 2.37 acre tract located at 10625 MacMora Rd, known as the MacMora II Cottage site plan, SP-2007-0479C(XT).MGA.
30. Approve an ordinance authorizing the negotiation and execution of a Managed Growth Agreement with Riata Vista L.P., for the 38.68 acre tract located at 5501 and 5401 W. Parmer Lane, known as Riata Vista Office Complex, SP-2007-0454C(XT2).MGA.
31. Approve an ordinance authorizing a Strategic Partnership Agreement ("SPA") between the City of Austin and the Southeast Travis County Municipal Utility District 1 ("MUD"); annexing for limited purposes approximately 188 acres; and establishing interim zoning designations for the

annexed area.

32. Approve an ordinance authorizing a Strategic Partnership Agreement (“SPA”) between the City of Austin and the Southeast Travis County Municipal Utility District 2 (“MUD”); annexing for limited purposes approximately 475 acres; and establishing interim zoning designations for the annexed area.
33. Approve an ordinance authorizing a Strategic Partnership Agreement (“SPA”) between the City of Austin and the Southeast Travis County Municipal Utility District 3 (“MUD”); annexing for limited purposes approximately 563 acres; and establishing interim zoning designations for the annexed area.
34. Approve an ordinance authorizing a Strategic Partnership Agreement (“SPA”) between the City of Austin and the Southeast Travis County Municipal Utility District 4 (“MUD”); annexing for limited purposes approximately 378 acres; and establishing interim zoning designations for the annexed area.
35. Approve an ordinance authorizing a Strategic Partnership Agreement (“SPA”) between the City of Austin and the Pilot Knob Municipal Utility District 1 (“MUD”); annexing for limited purposes approximately 340 acres; and establishing interim zoning designations for the annexed area.
36. Approve an ordinance authorizing a Strategic Partnership Agreement (“SPA”) between the City of Austin and the Pilot Knob Municipal Utility District 2 (“MUD”); annexing for limited purposes approximately 557 acres; and establishing interim zoning designations for the annexed area.
37. Approve an ordinance authorizing a Strategic Partnership Agreement (“SPA”) between the City of Austin and the Pilot Knob Municipal Utility District 3 (“MUD”); annexing for limited purposes approximately 644 acres; and establishing interim zoning designations for the annexed area.
38. Approve an ordinance authorizing a Strategic Partnership Agreement (“SPA”) between the City of Austin and the Pilot Knob Municipal Utility District 4 (“MUD”); annexing for limited purposes approximately 346 acres; and establishing interim zoning designations for the annexed area.
39. Approve an ordinance authorizing a Strategic Partnership Agreement (“SPA”) between the City of Austin and the Pilot Knob Municipal Utility District 5 (“MUD”); annexing for limited purposes approximately 327 acres; and establishing interim zoning designations for the annexed area.

## **Police**

40. Authorize application for grant funding in the amount of \$332,707, from the

U.S. Department of Justice, Bureau of Justice Assistance, for the 2012 Justice Assistance Grant Program (JAG). The City of Austin will receive \$246,707 and Travis County will receive \$86,000. The City will use its JAG funds to pay for police equipment, supplies, and training.

41. Approve an ordinance accepting \$55,317 in grant funds from the Downtown Austin Alliance; and amending the Fiscal Year 2011-2012 Austin Police Department Operating Budget Special Revenue Fund (Ordinance No. 20110912-005) to appropriate \$55,317 for the Austin Police Department project entitled Downtown Ranger Program.
42. Authorize the negotiation and execution of an interlocal agreement with Texas State University – San Marcos to reimburse costs of law enforcement services for the FY2012 Texas Tobacco Enforcement Program for a total reimbursement not to exceed \$51,900.

### **Public Works**

43. Authorize negotiation and execution of a Utility Relocation and Adjustment Agreement between the City of Austin and Atmos Energy Corporation for the Howard Lane from Cameron Road (Harris Branch Parkway) to State Highway 130 project for an amount not to exceed \$1,180,000.
44. Authorize negotiation and execution of an interlocal agreement between the City of Austin and the Texas Department of Transportation (TXDOT) for relocation of existing water lines that conflict with the US 290 Intersection Improvements at FM 1826 and Convict Hill Road Project in the amount of \$451,828 plus a \$67,774 contingency, for a total contract amount not to exceed \$519,602.
45. Approve an ordinance authorizing negotiation and execution of an Advance Funding Agreement between the City of Austin and the Texas Department of Transportation that awards the City \$1,200,000 to extend the program limits of the IH35 Corridor Development Program to study mobility improvements; accepting grant funds in the amount of \$1,200,000 from the Texas Department of Transportation; amending the Fiscal Year 2011-2012 Austin Transportation Department Operating Budget Special Revenue Fund (Ordinance No. 20110912-005) to appropriate \$1,200,000; and amending the Fiscal Year 2011-12 Austin Transportation Department Capital Budget (Ordinance No. 20110912-006) to transfer in and appropriate \$1,200,000 from the Austin Transportation Department Operating Budget Special Revenue Fund for the study of mobility improvements. Related to Item #11.

### **Purchasing Office**

46. Authorize award and execution of a 36-month requirements supply contract with HANSON PIPE & PRECAST, for the purchase of reinforced concrete pipe for the Watershed Department in an estimated amount not to exceed

\$869,751, with three 12-month extension options in an estimated amount not to exceed \$289,917 per extension option, for a total estimated contract amount not to exceed \$1,739,503.

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

47. Authorize award and execution of a 24-month requirements supply agreement with MUNICIPAL WATER WORKS, for the purchase of PVC water and sewer pipe in an estimated amount not to exceed \$227,504, with two 12-month extension options in an estimated amount not to exceed \$113,752 per extension option, for a total estimated contract amount not to exceed \$455,008.  
( Notes: This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. )
48. Authorize award and execution of a 36-month requirements supply contract with INTERVET INC., dba MERCK ANIMAL HEALTH, to provide microchips, scanners, and an online database for the Austin Animal Center, in an estimated amount not to exceed \$309,400, with three 12-month extension options in estimated amounts not to exceed \$146,880 for the first extension option, \$176,256 for the second extension option, and \$211,508 for the third extension option, for a total estimated contract amount not to exceed \$844,044.  
( Notes: This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. )
49. Authorize award and execution of a contract through the Texas Local Government Purchasing Cooperative (BuyBoard) with AMC INDUSTRIES, INC. for the purchase of a Rainbird Irrigation System for the Hancock Golf Course for the Parks and Recreation Department in an amount not to exceed \$233,290.  
( Notes: This Cooperative Purchase is exempt from the MBE/WBE Ordinance. This exemption is in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract. )
50. Authorize award and execution of Amendment No. 2 to a contract with BADGER METER, INC., for Badger Meter repair parts for Austin Water Utility, to exercise the first 12-month extension option in an estimated amount not to exceed \$15,000 and add two 12-month extension options in an estimated amount not to exceed \$15,000 per option, for a revised total

estimated contract amount not to exceed \$93,750.

51. Authorize award and execution of a 36-month requirements supply contract with WENZEL, WENZEL, & ASSOCIATES, for the purchase of rollup traffic signs for use by various City departments in an estimated amount not to exceed \$420,000, with three 12-month extension options in an estimated amount not to exceed \$140,000 per extension option, for a total estimated contract amount not to exceed \$840,000.

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

52. Authorize award and execution of Amendment No. 4 to the contract with CAPITAL AREA FOOD BANK, to distribute food to City Neighborhood Centers and Recreation Centers in an amount not to exceed \$13,000, with one additional 12-month extension option in an amount not to exceed \$13,000, for a total contract amount not to exceed \$78,000.

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

53. Authorize award, negotiation, and execution of a contract with EMA INC., for the purchase of software, implementation and training of the Maximo Work Order and Maintenance Management System in Public Works Street & Bridge Operations in an estimated amount not to exceed \$1,551,860.

54. Authorize execution of Amendment No. 5 to a supply agreement through the United States General Services Administration's State and Local Law Enforcement Equipment Procurement Program (1122 Program) with DEFENSE ENERGY SUPPORT CENTER (DESC), for the purchase of aircraft fuel for the Austin Police Department, to extend the contract for one 12-month period in an estimated amount not to exceed \$60,000 and to include five additional 12-month extension options in an estimated amount not to exceed \$60,000, for a revised total estimated amount not to exceed \$712,500.

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

55. Authorize award and execution of a 6-month service agreement with FORTBRAND SERVICES, INC., for portable preconditioned aircraft air conditioning and heating unit rental services for the Aviation Department in an amount not to exceed \$65,000.

( Notes: This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise

Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. )

56. Authorize the award and execution of Amendment 1 to the contract with HEALTH RESOURCES IN ACTION, to provide a community health assessment and improvement plan for the Health and Human Services Department in an amount not to exceed \$54,500, for total contract amount not to exceed \$109,390.
57. authorize award, negotiation, and execution of a contract with ZVS-MEDIA, LLC, to provide equipment, software development and systems integration for Public Access Community Television, for a total estimated contract amount not to exceed \$294,244.  
( Notes: This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. )
58. Authorize award and execution of a 36-month requirements supply contract with COVERT FORD LINCOLN, or one of the other qualified bidders for IFB-BV SSC0084, to provide parts for medium and heavy duty Ford trucks for the Fleet Services Department in an amount not to exceed \$393,120 with three 12-month extension options in estimated amounts not to exceed \$186,624 for the first extension option, \$223,949 for the second extension option, and \$268,739 for the third extension option, for a total estimated contract amount not to exceed \$1,072,243.  
( Notes: This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. )
59. Authorize award and execution of a 36-month service agreement with AARON CONCRETE CONTRACTORS, LP, Austin, TX for milling of hot mix asphaltic concrete pavement services for the Public Works Department in an amount not to exceed \$535,800 with three 12-month extension options in an amount not to exceed \$178,600 for each option, for a total contract amount not to exceed \$1,071,600.
60. Authorize award and execution of three 4-month contracts with ABUNDANT RAIN CHRISTIAN FELLOWSHIP, THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT HOUSTON LATINO COMMUNITIES, AND THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT HOUSTON AFRICAN AMERICAN COMMUNITIES, or other qualified offerors to RFP No. EAG0104, to provide a variety of social services for the Health and Human Services Department beginning June 1, 2012, in an amount not to exceed \$135,000 each and combined.  
( Notes: These contracts will be awarded in compliance with Chapter 2-9C of

the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified, therefore; no goals were established for this solicitation. )

61. Authorize award and execution of a 24-month requirements supply agreement with GENERAL TRAFFIC EQUIPMENT CORPORATION traffic signal heads for the Transportation Department in an amount not to exceed \$118,800 with three 12-month extension options in an amount not to exceed \$59,400 for each option, for a total contract amount not to exceed \$297,000.
62. Authorize award and execution of a contract with KING RANCH TURFGRASS, LP for the purchase, delivery, and installation of Bermuda turf-grass sod and sprigs for the Morris Williams Golf Course for the Parks and Recreation Department in an amount not to exceed \$192,920.  
( Notes: This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority –Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. )
63. Authorize award and execution of a contract with NEESE MATERIALS, INC., for the purchase of golf course greens mix for the Morris Williams Golf Course for the Parks and Recreation Department in an amount not to exceed \$317,818.  
( Notes: This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority–Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. )
64. Authorize award and execution of a 12-month requirements supply contract through the Texas Local Government Purchasing Cooperative (BuyBoard) with HELENA CHEMICAL COMPANY for the purchase of fertilizer, fungicides, and pesticides to be used by the Golf Division of the Parks and Recreation Department for golf course turf management programs in an estimated amount not to exceed \$200,000 with one 12-month extension option in an amount not to exceed \$200,000, for a total estimated contract amount not to exceed \$400,000.  
( Notes: This Cooperative Purchase is exempt from the MBE/WBE Ordinance. This exemption is in compliance with Chapter 2-9D of the City Code (Minority–Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this contract. )
65. Authorize award and execution of a 36-month requirements service contract with LONGHORN CAR TRUCK RENTALS, INC. to provide vehicle rental services for the Fleet Services Department in an amount not to exceed \$1,274,000 with three 12-month extension options in estimated amounts not to exceed \$604,800 for the first extension option, \$725,760 for the second

extension option, and \$870,912 for the third extension option, for a total estimated contract amount not to exceed \$3,475,472.

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

66. Authorize award and execution of a requirements service contract with AUS-TEX PRINTING AND MAILING, or one of the other qualified bidders for IFB-BV No. JSD0212, to provide printing services for human resources publication materials for the Human Resources Department in an estimated amount not to exceed \$190,000 with three one-year extension options in an estimated amount not to exceed \$95,000 per extension option, for a total estimated contract amount not to exceed \$475,000.

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

67. Authorize award and execution of a 36-month requirements supply contract with HENRY SCHEIN, BOUND TREE MEDICAL LLC, MIDWEST MEDICAL SUPPLY CO., LLC, SOUTHEASTERN EMERGENCY EQUIPMENT, QUADMED, INC., AND SOUTHERN SAFETY SALES to provide medical supplies in an estimated amount not to exceed \$7,969,997 each and combined, with three 12-month extension options in estimated amounts not to exceed \$3,204,854 for the first extension option each and combined, \$3,525,339 for the second extension option each and combined, and \$3,877,873 for the third extension option each and combined, for a total estimated contract amount not to exceed \$18,578,063 each and combined.

( Notes: The contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. )

68. Authorize award, negotiation, and execution of a 60-month professional services requirements contract with AUSTIN/TRAVIS COUNTY SEXUAL ASSAULT NURSE EXAMINER in the amount of \$91,250, JENNIFER PAIGE BLACK, ANNE WILLIAMS MARTIN, MOIRA HELENE FOLEY, CAROLYN DALE, LINDA SIFUENTES, JULIE GIBBS, KATHLEEN GANN, ALLISON MATTHEWS, MARY ALICE WARNER, and other certified nurse examiners as provided by SANE, to provide forensic examinations and evidence collection for sexual assault victims for the Austin Police Department in an estimated total amount not to exceed \$1,831,530 each and combined, with five 12-month extension options in estimated amounts not to exceed \$483,153 for the first extension option each and combined, \$531,468 for the second extension option each and combined, \$584,615 for the third extension option each and combined, \$643,077 for the fourth extension option each and combined, and \$707,384

for the fifth extension option each and combined, for a total estimated contract amount not to exceed \$4,781,227 each and combined.

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

69. Authorize award, negotiation, and execution of a ten-year revenue contract with ARAMARK SPORTS AND ENTERTAINMENT SERVICES OF TEXAS, LLC, or the other qualified offeror to RFP PAX0105, to provide catering and concession management services for the Austin Convention Center Department in an estimated annual net revenue amount of \$2,000,000.

( Notes: This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 25.41% MBE and 14.4% WBE subcontractor participation. )

70. Authorize award, negotiation, and execution of a requirements supply agreement with ALTEC INDUSTRIES, INC. for Phase I for the 60-month lease of truck-mounted aerial devices and digger derricks for Austin Energy in an estimated amount not to exceed \$4,253,490, with the option to enter into 60-month agreements for equipment leased in Phases II and III in an estimated amount not to exceed \$3,310,455 and \$3,169,785 respectively, for a total estimated contract amount not to exceed \$10,733,730.

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

71. Authorize award and execution of a contract with SYLVANIA LIGHTING SERVICES CORPORATION to provide electric vehicle charging stations for the Fleet Services Department at various locations in an amount not to exceed \$ 283,879.

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

### **Telecommunications and Regulatory Affairs**

72. Approve an ordinance amending Ordinance No. 20120301-029 to extend the suspension of Atmos Energy Corporation's proposed increase in customer gas rates.

### **Transportation**

73. Approve first reading of an ordinance amending Ordinance No. 20100527-

048 renewing a franchise to Greater Austin Transportation Company d.b.a. Yellow Cab Company to operate a taxicab service in the City of Austin for five years.

74. Approve first reading of an ordinance renewing a franchise to ABCABCO, Inc., d.b.a. Lone Star Cab Company to operate a taxicab service in the City of Austin for three years.

#### **Watershed Protection Department**

75. Authorize negotiation and execution of a Community Facilities Contract with Grayco Partners, LLC, a Texas limited liability company (“Grayco”), regarding the City’s cost participation in the realignment and upgrade of a stormwater drainage line along Town Creek Drive and Lake Shore Boulevard to a point within the City’s right-of-way north of Lake Shore Boulevard in an amount not to exceed \$450,000.

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

76. Approve appointments and certain related waivers to citizen boards and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members.
77. Approve a resolution directing the City Manager to provide recommendations for a comprehensive air quality ordinance to control and abate air pollution and emissions of air contaminants, an enforcement mechanism, an implementation timeline, and any necessary funding requirements needed to ensure proper implementation; to consult with stakeholder groups; and to make his recommendations, including a draft ordinance, to the City Council by August 16, 2012.  
( Notes: SPONSOR: Council Member William Spelman CO 1: Mayor Lee Leffingwell CO 2: Council Member Chris Riley )
78. Approve an ordinance amending Chapter 2-2 of the City Code to achieve the recommendation of the Charter Revision Committee regarding requiring special reporting of campaign contributions made in the last 9 days before an election.  
( Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Kathie Tovo CO 2: Council Member Mike Martinez )
79. Approve an ordinance amending Chapter 2-2 of the City Code to achieve the recommendation of the Charter Revision Committee regarding enhancing reporting of independent expenditures in City elections.  
( Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Kathie Tovo CO 2: Council Member Mike Martinez )
80. Approve an ordinance waiving certain fees for the “Comedy of Errors” performances which are to be held on Friday through Sunday, June 22-24,

and Sunday, July 1, 2012 at Ramsey Neighborhood Park.  
( Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Mike Martinez CO 2: Council Member Kathie Tovo )

81. Approve an ordinance reimbursing certain fees for the Eric Solie Memorial Fund Charity Volleyball Tournament sponsored by the Austin Community Foundation which was held on Saturday, May 12, 2012 at Zilker Park.  
( Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Mike Martinez CO 2: Council Member Kathie Tovo )
82. Approve a resolution initiating code amendments to City Code Section 25-2-476 relating to the Board of Adjustment's review of special exceptions from setback regulations.  
( Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member William Spelman )
83. Approve an ordinance creating the Lake Austin Task Force (LATF); directing the City Manager to work with the LATF to develop and report to Council LATF's recommendations for changes needed to promote, preserve, and protect Lake Austin; waiving the requirements of City Code Section 25-1-502 relating to processing of amendments to Title 25; and amending the code to prohibit environmental administrative variances for development of properties abutting or within 100 feet of the shoreline of Lake Austin.  
( Notes: SPONSOR: Council Member Kathie Tovo CO 1: Council Member Laura Morrison CO 2: Council Member Mike Martinez )
84. Approve a resolution directing the City Manager to initiate an amendment to the Land Development Code to designate the Planning Commission as the Land Use Commission responsible for the Old Enfield neighborhood planning area.  
( Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Kathie Tovo )
85. Approve an ordinance waiving certain fees and requirements under City Code Chapter 14-8, certain other fees and requirements, and authorizing payment of certain costs for the City co-sponsored Greater East Austin Youth Association's 2012 Juneteenth Parade and Celebration which is to be held on June 19, 2012, at Rosewood Park.  
( Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Mayor Lee Leffingwell CO 2: Council Member Kathie Tovo )
86. Approve a resolution directing the City Manager to develop and implement a pilot program to study House Bill 216 Homes for the elderly and disabled and to report by September 30, 2012 recommendations on fiscal, logistical, and policy components of a program implementing and maintaining local regulation of such homes.  
( Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Chris Riley CO 2: Council Member Mike Martinez )

87. Approve a resolution directing the city manager to work with Austin Water Utility (AWU) and Austin Energy (AE) to identify a way to provide a monthly discount to participants in the Customer Assistance Program (CAP) without individual AWU water meters within the AWU service territory.  
( Notes: SPONSOR: Council Member Kathie Tovo CO 1: Council Member Laura Morrison )
88. Approve an ordinance authorizing reimbursement of certain additional fees for the Lady Bird Lake Festival which was held on Tuesday, May 22, 2012 at Fiesta Gardens.  
( Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Chris Riley )
89. Approve a resolution directing the City Manager to create a special events team comprised of staff from various city departments to assist in the planning and implementation of temporary special events in the City.  
( Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Chris Riley )
90. Approve a resolution directing the City Manager to work with certain local non-profit organizations and determine how the City may assist in preparing application to Bloomberg Philanthropies and Living Cities for a Phase One Financial Empowerment Center grant.  
( Notes: SPONSOR: Council Member William Spelman CO 1: Mayor Lee Leffingwell )
91. Approve an ordinance amending Resolution No. 021003-40 to make the 2012 Welcome Home Iraq Veterans Parade and Job and Resource Fair a City Co-sponsored event, waiving certain fees and requirements, and authorizing payment of certain costs for the event which will be held on June 16, 2012.  
( Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Kathie Tovo CO 2: Council Member Mike Martinez )
92. Approve a resolution creating a Council Special Committee on Economic Incentives to hold public meetings and investigate possible uniform contract terms for economic development proposals, such as Chapter 380 agreements, master development agreements, city contracts, and development fee waivers.  
( Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Laura Morrison CO 2: Council Member Kathie Tovo )
93. Approve a resolution directing the City Manager to support a Transportation Safety Summit to discuss current transportation system conditions and provide recommendations for the relevant jurisdictions on improving transportation safety.  
( Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Chris Riley )

94. Approve an ordinance reimbursing certain fees for the Octopus Club annual fundraising event benefiting AIDS Services of Austin which was held on Saturday, April 7, 2012 at the former Home Depot building at 7211 North IH-35.  
( Notes: SPONSOR: Council Member Laura Morrison CO 1: Council Member Mike Martinez CO 2: Mayor Lee Leffingwell )
95. Approve an ordinance waiving certain fees for the new Big Brothers Big Sisters of Central Texas Mentoring Center that will be built in Rathgeber Village in the Mueller area.  
( Notes: SPONSOR: Council Member Mike Martinez CO 1: Council Member Kathie Tovo CO 2: Mayor Pro Tem Sheryl Cole )
96. Approve a resolution directing the City Manager to locate bottlenecks in the City's permit review process and to develop proposed strategies for improving the timeliness and efficiency of permit review without compromising enforcement of public safety codes or consistency of development with city zoning regulations.  
( Notes: SPONSOR: Mayor Pro Tem Sheryl Cole CO 1: Council Member Chris Riley )

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

97. Set a public hearing to consider an ordinance amending Ordinance No. 20080515-030 by amending the map indicating areas with additional regulations applying to Mobile Food Establishments to include the North Lamar Neighborhood Planning Area and the Stone Gate Neighborhood Association in accordance with Section 25-2-812 of the City Code.  
(Suggested date and time: June 14, 2012, 4:00 p.m. Austin City Hall, 301 W. Second Street, Austin, TX).
98. Set a public hearing to consider an ordinance amending Ordinance No. 020829-58 to add the Northeast Walnut Creek Neighborhood Association and the Stone Gate Neighborhood Association to the Restricted Parking Area Map in accordance with Section 12-5-29 of the City Code. (Suggested date and time: June 14, 2012, 4:00 p.m. Austin City Hall, 301 W. Second Street, Austin, TX).
99. Set a public hearing and consider an appeal by Mary and Bill Ley regarding the decision to issue an Outdoor Music Venue permit for Home Slice Pizza, located at 1415 S. Congress Avenue. (Suggested date and time: June 14, 2012, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).
100. Set a public hearing and consider an appeal by Elliott Mitchell regarding the decision to issue an Outdoor Music Venue permit for Lucy's Fried Chicken, located at 2218 College Avenue (Suggested date and time: June 14, 2012, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin TX).

101. Set a public hearing to consider an ordinance granting a site specific amendment to City Code section 25-8-514 (Save Our Springs Initiative) and a variance to City Code section 25-8-482 (Critical Water Quality Zone) to allow construction of temporary access and staging, and to repair a culvert and dam in the Critical Water Quality Zone. This action concerns land located within the Barton Springs Zone. (Suggested date and time: June 7, 2012, 4:00 p.m. at Austin City Hall, 301 W. Second Street.)
102. Set a public hearing to consider an ordinance amending Chapter 25-2 of the City Code to define a new land use "Pedicab Storage and Dispatch" and describe the zoning districts in which it is permitted. (Suggested date and time: June 14, 2012, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).
103. Set a public hearing to consider an ordinance amending Section 25-2-587 (Requirements for Certain Uses in a Neighborhood Commercial (LR) District) of the City Code to amend the regulations applying to a restaurant General Use. (Suggested date and time: June 14, 2012, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).
104. Set a public hearing to consider an ordinance amending City Code Chapter 25-2 to make outdoor amphitheaters and similar structures a conditional use in all zoning districts, even if the amphitheater or similar structure is associated with a civic or residential use. (Suggested date and time: June 14, 2012, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX).
105. Set a public hearing to consider an ordinance on first reading regarding the application submitted by Acadian Ambulance Service, Inc. to renew a non-emergency medical transfer franchise under Chapter 10-2 of the City Code. (Suggested date and time: June 14, 2012, 4:00pm, at Austin City Hall, 301 W. Second Street, Austin, Tx.). Related to Item #17.

## **Non-Consent**

### **Eminent Domain**

106. Approve a resolution authorizing the filing of eminent domain proceedings for the Davis Lane Wastewater Extension Project for 1,625 square feet for a permanent wastewater easement and 2,189 square feet for a temporary work space easement; both being situated in the Theodore Bissel Survey No. 18, Abstract No. 3, in Travis County, Texas; being a portion of Lot 15, Block "J", Grand Oaks Subdivision Amended Plat, a Subdivision of Record in Document No. 200300192 of the Official Public Records of Travis County, Texas in the amount of \$257. The owner of the needed property interests is GRAND OAKS OWNERS ASSOCIATION, INC., A TEXAS NON PROFIT CORPORATION. The property is located at 2501 Sweet Clover Drive, on the north side of Davis Lane, south side of Brock Circle,

approximately 500 feet west of Empress Boulevard, in Austin, Travis County, Texas 78745.

### **10:30 AM - Morning Briefings**

107. Recommendations from the Leadership Committee on Permanent Supportive Housing Finance.
108. Briefing by Travis County on the Proposed TXI, Travis County, and City of Austin Tri-party Agreement.

### **12:00 PM - Citizen Communications: General**

Gus Peña - 1. Remember our veterans who sacrificed their lives during wars on Memorial Day. 2. Thank and appreciate Vanessa Silas and staff at the Millennium Youth Entertainment Center for their service to the community and youth. The mission of the facility was determined by the community. The vision and mission should remain as was determined and mandated by the community, an entertainment center. 3. Our military troops need our support and appreciation.

Michael Zitz-Evanich - Pray for Leaders

Paula Harrison - The need for a Market on 6th Street

Linda Greene- Why Apple Corporation should give back 8.5 million for a fluoride filtering system in very fire house!

Lainie Duro- Elections

Catherine Bleish- Fluoride harms babies

Nailah Sankofa- Black artists and designers in Austin

Alan Roddy- The Balcones Rock Cliff formations

Paul Robbins- City issues

Ronnie Reefersseed - Peace, freedom, fluoride and Dr. Ron Paul

### **Executive Session**

109. Discuss legal issues related to Open Government matters (Private consultation with legal counsel pursuant to Section 551.071 of the Government Code).
110. Discuss legal issues related to the November 6, 2012 election (Private consultation with legal counsel pursuant to Section 551.071 of the Government Code).

111. Discuss legal issues relating to electric utility operational and regulatory matters (Private consultation with legal counsel pursuant to Section 551.071 of the Government Code).

#### **2:00 PM Briefing on Planned Unit Development Assessments**

112. CD-2012-0002 – Development Assessment of Sunfield Planned Unit Development, also known as Sunfield Municipal Utility District #2, located at the southwest corner of Turnersville Road and South Turnersville Road, within the Rinard Creek, Plum Creek and Onion Creek Watersheds.

#### **2:00 PM - Zoning Ordinances / Restrictive Covenants (HEARINGS CLOSED)**

113. C14-2011-0088 – Tillery Street – Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2200 Tillery Street (Boggy Creek Watershed, Tannehill Branch Watershed) from limited office-mixed use-neighborhood plan (LO-MU-NP) combining district zoning to general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning. First reading approved on April 26, 2012. Vote: 7-0. Owner/Applicant: DCR III Mortgage, Sub I, LLC (Lance B. Amano). Agent: Richard H. Crank. City Staff: Sherri Sirwaitis, 974-3057.
114. C14-2011-0109 – Lamar Development – Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 4527 North Lamar Boulevard (Waller Creek Watershed) from unzoned (UNZ) to multi-family residence-highest density-conditional overlay (MF-6-CO) combining district zoning. First reading approved on November 10, 2011. Vote: 7-0. Applicant: State of Texas (Hal Croft). Agent: Brown McCarroll, L.L.P. (Nikelle Meade). City Staff: Clark Patterson, 974-7691.
115. C14-2011-0113 – The Grand Hotel at Waller Creek – Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 608 E. Cesar Chavez Street (Town Lake Watershed) from central business district (CBD) district zoning to central business district-central urban redevelopment district (CBD-CURE) combining district zoning. First reading approved on November 10, 2011. Vote: 7-0. Applicant: Manchester Texas Financial Group (Doug Manchester). Agent: Winstead, P.C. (Michele Haussmann). City Staff: Clark Patterson, 974-7691.

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

116. C14-84-361(RCT) – Tillery Street – Conduct a public hearing and approve a

restrictive covenant termination for property locally known as 2200 Tillery Street (Boggy Creek Watershed, Tannehill Branch Watershed) to terminate a Restrictive Covenant as it relates to certain uses and development standards. Staff Recommendation: To grant the Restrictive Covenant termination. Planning Commission Recommendation: To grant the Restrictive Covenant termination. Owner/Applicant: DCR III Mortgage, Sub I, LLC (Lance B. Amano). Agent: Richard H. Crank. City Staff: Sherri Sirwaitis, 974-3057.

117. NPA-2012-0025.01 – 4806 ½ Trail West Drive (Estates of Travis Country) - Conduct a public hearing and approve an ordinance amending Ordinance No. 20081211-096, the Oak Hill Combined Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 4806 ½ Trail West Drive (Barton Creek Watershed-Barton Springs Zone) from Civic to Single Family land use. Staff Recommendation: To grant the change in the FLUM to Single Family land use. Planning Commission Recommendation: To be reviewed on May 22, 2012. Owner: Austin Independent School District (Paul Turner). Applicant: Independent Realty, L.L.C. (Nick Dean and Misha Spiridonov). Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Maureen Meredith, 974-2695.
118. C14-2012-0016 – Estates of Travis Country – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 4806 ½ Trail West Drive (Barton Creek Watershed-Barton Springs Zone) from public-neighborhood plan (P-NP) combining district to single family residence-standard lot-neighborhood plan (SF-2-NP) combining district zoning. Staff Recommendation: To grant single family residence-standard lot-neighborhood plan (SF-2-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on May 22, 2012. Applicant: Austin Independent School District (Paul Turner). Agent: Independent Realty (Nicholas Dean). City Staff: Clark Patterson, 974-7691. A valid petition has been filed in opposition to this rezoning request.
119. C14-04-0181.SH(RCA) – Shire’s Court – Conduct a public hearing to amend a restrictive covenant for the property locally known as 1910 ½ Wickshire Lane (Country Club East Creek Watershed). Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed on June 26, 2012. Owner/Applicant: Shire’s Court, Ltd. (David Mahn). Agent: Benchmark Development (Myra Goepp). City Staff: Wendy Rhoades, 974-7719.
120. C14-2011-0141 – Peaceful Hill Condominiums – Approve second reading of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 8107 Peaceful Hill Lane and 501 Hubach Lane (South Boggy Creek Watershed) from development reserve (DR) district zoning to townhouse and condominium residence (SF-6) district zoning. First reading approved with conditions on April 26, 2012.

Vote: 5-2, Mayor Lee Leffingwell and Council Member Tovo voted nay. Owner/Applicant: Kristopher Alsworth, Delton Hubach, Jim Bula and Catherine Christopherson. Agent: The Moore Group (Mike Moore). City Staff: Wendy Rhoades, 974-7719. A valid petition has been filed in opposition to this rezoning request.

121. C14-2011-0160 – Capital City Salvage (L.K.Q.) – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 7600-7900 South Congress Avenue (South Boggy Creek Watershed) from development reserve (DR) district zoning to limited industrial service (LI) district zoning. Staff Recommendation: To grant limited industrial service-conditional overlay (LI-CO) combining district zoning, with conditions. Zoning and Platting Commission Recommendation: To deny limited industrial service-conditional overlay (LI-CO) district zoning, with conditions. Owner/Applicant: RDO Properties, LLC (Rob Ormand). Agent: Enabler Design Group (DeVon Wood). City Staff: Wendy Rhoades, 974-7719.
122. C14-2011- 0165 – Randerson Creekside Rezoning – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3108 E. 51st Street (Fort Branch Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to multi-family residence-low density-neighborhood plan (MF-2-NP) combining district zoning. Staff Recommendation: To grant townhouse and condominium residence-conditional overlay-neighborhood plan (SF-6-CO-NP) combining district zoning. Planning Commission Recommendation: To grant multi-family residence-low density-conditional overlay-neighborhood plan (MF-2-CO-NP) combining district zoning. Owner/Applicant: CNB Austin (Mark Kalish). Agent: Central Texas Development Assessments (Mike Wilson). City Staff: Heather Chaffin, 974-2122.
123. C14-2012-0002 – The Domain – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 10728-11306 and 11500-11900 Burnet Road; 3300 West Braker Lane; 11105 and 11401-11925 Domain Drive, and 2900-3210 Esperanza Crossing (Walnut Creek Watershed) from major industrial-planned development area (MI-PDA) combining district zoning to major industrial-planned development area (MI-PDA) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant major industrial-planned development area (MI-PDA) combining district zoning, to change a condition of zoning. Planning Commission Recommendation: To grant major industrial-planned development area (MI-PDA) combining district zoning, to change a condition of zoning. Owner/Applicant: RREEF Domain, LP (Chad Marsh); Domain Retail I, LP (Chad Marsh), Domain Parkside I, LP (Robert Shaw). Agent: Winstead PC (Michele Haussmann). City Staff: Sherri Sirwaitis, 974-3057.

124. C14-2010-0087 (RCA) – The Domain Restrictive Covenant Amendment – Conduct a public hearing and approve a restrictive covenant amendment for property locally known as 10728-11306 and 11500-11900 Burnet Road; 3300 West Braker Lane; 11105 and 11401-11925 Domain Drive, and 2900-3210 Esperanza Crossing (Walnut Creek Watershed) to amend Section 1 of the restrictive covenant to relocate the 1-acre of zero impervious cover within the nine acre park area. Staff Recommendation: To grant the Restrictive Covenant Amendment. Planning Commission Recommendation: To grant the Restrictive Covenant Amendment. Owner/Applicant: RREEF Domain, LP (Chad Marsh); Domain Retail I, LP (Chad Marsh), Domain Parkside I, LP (Robert Shaw). Agent: Winstead PC (Michele Haussmann). City Staff: Sherri Sirwaitis, 974-3057.
125. C14-2012-0006 – Eco-9 – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 9511 North FM 620 Road (Bull Creek Watershed) from public-conditional overlay (P-CO) combining district zoning to community commercial (GR) district zoning. Staff recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning. Owner/Applicant: ECO Resources. Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Sherri Sirwaitis, 974-3057.
126. C14-2012-0026 – MU-14 Investments – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 4807 North Quinlan Park Road (Bear Creek West Watershed) from community commercial-conditional overlay (GR-CO) combining district zoning to community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. Staff Recommendation: To grant community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. Applicant: MU-14 Investments Ltd. (Adib Khoury). Agent: Crocker Consultants (Sarah Crocker). City Staff: Clark Patterson, 974-7691.
127. C14-2012-0027 – Felter Lane Road Zoning – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as Felter Lane at Burleson Road (Onion Creek Watershed) from interim-rural residence (I-RR) district zoning and interim-single family residence standard lot (I-SF-2) district zoning to limited industrial service (LI) district zoning. Staff Recommendation: To grant limited industrial service-conditional overlay (LI-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant limited industrial service-conditional overlay (LI-CO) combining district zoning. Owner/Applicant: Travis Business Park, Ltd. (Brenda

Horton). Agent: Thrower Design (Ron Thrower). City Staff: Wendy Rhoades, 974-7719.

128. C14-2012-0037 – 2911 & 2915 E. Martin Luther King, Jr., Blvd. – Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2911 and 2915 E. Martin Luther King, Jr., Blvd. (Boggy Creek Watershed) from transit oriented development-neighborhood plan (TOD-NP) combining district zoning to transit oriented development-neighborhood plan (TOD-NP) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant transit oriented development-neighborhood plan (TOD-NP) combining district zoning, to change a condition of zoning. Planning Commission Recommendation: To grant transit oriented development-neighborhood plan (TOD-NP) combining district zoning, to change a condition of zoning. Owner: AJN 2915 MLK LP (Jesse Lunsford). Applicant/Agent: City of Austin Planning and Development Review Department (Jerry Rusthoven). City Staff: Heather Chaffin, 974-2122.

#### **4:00 PM - Public Hearings and Possible Actions**

129. Conduct a public hearing and consider an ordinance amending City Code Chapter 25-2 (Zoning) to create the Central Austin – University Area Zoning Overlay District (CAUA) in which a group residential land use is a conditional use in the multi-family residence moderate-high density (MF-4) base zoning district.
130. Conduct a public hearing and consider an ordinance amending Title 30 of the City Code related to provisions for the authority of the County Executive for subdivisions in the Travis County ETJ (C2O-2011-0016).
131. Conduct a public hearing to consider an appeal by Paul Linehan of the Planning Commission's disapproval of an extension of a released site plan [Reagan National, SP-2007-0560C(XT)] located at 1640 S IH 35.
132. Conduct a public hearing in accordance with Section 26.001 of the Texas Parks and Wildlife Code and consider a resolution authorizing the use of approximately 4,455 square feet of land for permanent drainage and 4,713 square feet for temporary workspace, staging and spoils storage site area in connection with the construction, use, maintenance, repair and replacement of a storm drain and appurtenances for the South Shore Storm Drain Improvement Project, which is located on dedicated parkland known as International Shores at Town Lake.
133. Conduct a public hearing and consider an ordinance regarding Texas Gas Service's proposal to increase customer gas rates.
134. Conduct a public hearing and consider an ordinance regarding ATMOS Energy Corporation's proposal to increase customer gas rates.

135. Conduct a public hearing and consider an ordinance adopting the Imagine Austin Comprehensive Plan pursuant to Article X of the City Charter and Chapter 213 of the Texas Local Government Code.
136. Conduct a public hearing and consider a resolution regarding a request by Speedy Shop Food Store #409, located at 6707 Cameron Rd., for a waiver from the distance requirement of City Code Section 4-9-4 which requires a minimum of 300 feet between a business that sells alcoholic beverages and a public school.
137. Conduct a public hearing and consider a resolution regarding a request by Speedy Shop Food Store #407, located at 1320 E Oltorf St., for a waiver from the distance requirement of City Code Section 4-9-4 which requires a minimum of 300 feet between a business that sells alcoholic beverages and a public school.
138. Conduct a public hearing to consider an appeal by Kerri and Max Krupp (appellant), along with David Cancialosi (appellant's agent) of a decision by the Residential Design and Compatibility Commission (RDCC) denying a modification request for an addition of a second story dwelling unit above an existing detached garage located at 3700 Lawton Avenue to increase the floor-to-area ratio (FAR) by 5.2%.
139. Conduct a public hearing and consider an ordinance amending City Code Section 25-1-21 and Chapter 25-4 relating to requirements for flag lots.
140. Conduct a public hearing and consider an ordinance amending Title 25 of the City Code to address the short term rental of residential units.
141. Conduct a public hearing and consider an ordinance amending Ordinance 20110912-007 to close the Large Primary Service - Special Contract Rider II and the Large Primary Service Special Contract -- Industrial Rider electric rate tariffs to new customers.

#### **5:30 PM - Live Music**

The Sour Notes

#### **5:30 PM - Proclamations**

Proclamation -- Employee Safety Month -- to be presented by Mayor Lee Leffingwell and to be accepted by Shelley Buchman

Proclamation -- Public Works Week -- to be presented by Mayor Lee Leffingwell and to be accepted by Howard Lazarus and Public Works Department employees

Proclamation -- Older Americans Month -- to be presented by Mayor Lee

Leffingwell and to be accepted by Angela Atwood

Proclamation -- Free Swim Day and National Trails Day -- to be presented by Council Member Mike Martinez and to be accepted by George Cofer

Proclamation -- Internal Audit Week -- to be presented by Council Member Mike Martinez and to be accepted by Darrell Carter

Proclamation -- EMS Week -- to be presented by Council Member Mike Martinez and to be accepted by EMS Chief Ernesto Rodriguez

Proclamation -- National Missing Children's Day -- to be presented by Council Member Kathie Tovo and to be accepted by David Boatright

Proclamation -- Mental Health Awareness Month -- to be presented by Council Member Kathie Tovo and to be accepted by Adam Slosberg

## 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 974-2210 OR 974-2445 TDD.*

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 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 974-2210 con anticipo o informe al personal del Secretario/a Municipal presente en la sesión del Consejo.