



Thursday, May 10, 2018

The City Council will convene at 10:00 AM on
Thursday, May 10, 2018 at Austin City Hall
301 W. Second Street, Austin, TX



Mayor Steve Adler
Mayor Pro Tem Kathie Tovo, District 9
Council Member Ora Houston, District 1
Council Member Delia Garza, District 2
Council Member Sabino “Pio” Renteria, District 3
Council Member Gregorio Casar, District 4
Council Member Ann Kitchen, District 5
Council Member Jimmy Flannigan, District 6
Council Member Leslie Pool, District 7
Council Member Ellen Troxclair, District 8
Council Member Alison Alter, District 10

For meeting information, contact the City Clerk, (512) 974-2210

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.

9:55 AM – Invocation

Rev. Brian Ferguson, Wildflower Church

10:00 AM – City Council Convenes

Consent Agenda

Approval of Minutes

1. Approve the minutes of the Austin City Council work session of April 24, 2018, and regular meeting of April 26, 2018.

Austin Energy

2. Authorize negotiation and execution of an interlocal agreement with the City of Bee Cave (“Bee Cave”) in order for Bee Cave to reimburse the City of Austin for an amount not to exceed \$867,796 for costs associated with the construction of underground electric lines along Bee Cave Parkway located in Travis County and within Austin Energy’s service territory.
3. Authorize negotiation and execution of future natural gas transportation, storage and balancing agreements on a recurring basis with Enterprise Texas, Atmos Pipeline Texas, Kinder Morgan Texas, and any successors-in-interest to these companies, for the delivery of gas supply to Austin Energy’s gas-fired generation facilities for successive terms not to exceed 60 months each, in a combined amount not to exceed \$15,000,000 per fiscal year.
4. Approve issuance of a rebate to Data Foundry, Inc., for performing energy efficiency improvements at its new facility located at 4100 Smith School Road, in an amount not to exceed \$98,714.

District(s): District 2

5. Approve issuance of a rebate to Paradise Oaks ICG LLC, for performing energy efficiency improvements at Paradise Oaks Apartments, located at 1500 Faro Drive, in an amount not to exceed \$144,876.

District(s): District 3

Austin Water

6. Approve an ordinance amending the Fiscal Year 2017-2018 Austin Water Operating Budget (Ordinance No. 20170913-001) to increase the transfers in from the Capital Improvements Program by \$6,427,000 and increase the transfer out by \$26,860,841; and amending the Fiscal Year 2017-2018 Combined Utility Revenue Bond Redemption Fund (Ordinance No.

20170913-001) to increase the transfer in from the Austin Water Operating Budget by \$64,000,000 and increase other operating requirement expenditures by \$64,000,000 to fund debt defeasance. Related to Item #44.

Capital Contracting Office

7. Authorize negotiation and execution of a professional services agreement with CP&Y, Inc., MWM DesignGroup, Inc. (DBE), and McGray and McGray Land Surveyors, Inc. (DBE), or other qualified responders for Request for Qualifications Solicitation No. CLMP241, for surveying services for the 2018 ABIA Surveying Services Rotation List for an estimated period of two years or until financial authorization is expended, with the total amount not to exceed \$1,500,000 divided among the three firms.

[Note: This contract will be awarded in compliance with 49 CFR Part 26 (Disadvantaged Business Enterprise Program) by meeting the goals with 13.40% DBE participation.]

District(s): District 2

8. Authorize negotiation and execution of an amendment to the professional services agreement with Kleinfelder, Inc., for design services and construction phase services for the Austin-Bergstrom International Airport Terminal Area Spalling Improvements - Part 2 (Upper Level Embankment) in the amount of \$111,080.10, using existing funds and authorizing an additional \$94,362.39, for a total contract amount not to exceed \$901,362.39.

[Note: This amendment will be awarded in compliance with City Code 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program). Current participation to date is 22.40% MBE and 14.84% WBE.]

District(s): District 2

9. Authorize award and execution of a construction contract with ASD Consultants, Inc. (MBE), for the Dove Springs Recreation Center Expansion - Rebid project in the amount of \$1,757,777 plus a \$175,777.70 contingency, for a total contract amount not to exceed \$1,933,554.70.

[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 74.29% MBE and 4.55% WBE participation.]

District(s): District 2

10. Authorize award and execution of a construction contract with Central Road and Utility, Ltd. dba CRU, Ltd. (MBE), for the Tracon Building Stormwater Improvements project in the amount of \$1,880,220.25 plus an \$188,019.75 contingency, for a total contract amount not to exceed \$2,068,240.

[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 50.51% MBE and 2.77% WBE participation.]

District(s): District 2

11. Authorize award and execution of a construction contract with Smith Contracting Co. Inc., for FM

812 Landfill Letdown Repair project in the amount of \$1,110,490 plus a \$111,049 contingency, for a total contract amount not to exceed \$1,221,539.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 6.04% MBE and 1.27% WBE participation.]

District(s): District 2

12. Authorize negotiation and execution of a professional services agreement with the following five staff recommended firms, or other qualified responders, to Request for Qualifications Solicitation No. CLMP238: HDR Engineering, Inc; Geosyntec Consultants, Inc; Stantec Consulting Services Inc; CDM Smith Inc., and Freese and Nichols, Inc. for engineering services for the 2018 Stream Restoration and Stormwater Treatment Engineering Services Rotation List for an estimated period of five years or until financial authorization is expended, for a total amount not to exceed \$10,000,000 divided among the five firms.

[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 15.80% MBE and 15.80% WBE participation.]

Economic Development Department

13. Authorize negotiation and execution of design and commission agreements with Ion Art Inc., in an amount not to exceed \$87,000 for artwork for the 8th Street Streetscape Project.

District(s): District 9

Law

14. Approve an ordinance amending Chapter 2-7 (Ethics and Financial Disclosure) related to the subpoena authority and complaint process of the Ethics Review Commission.
15. Approve a resolution authorizing the City Manager to seek approval from the Public Utility Commission of Texas to increase wholesale water and wastewater rates charged to North Austin MUD, Northtown MUD, Travis County WCID No. 10, and Wells Branch MUD, and to negotiate and execute agreements necessary to request and obtain approval for the rate increase.
16. Approve a resolution to clarify membership requirements applicable to the Planning Commission under the City Charter.
17. Discussion and possible action related to the City of Dripping Springs' application to discharge treated wastewater effluent.

Management Services

18. Approve third reading of an ordinance relating to special events and high capacity event venues, repealing and replacing City Code Chapter 14-8 relating to right-of-way closures for special events and neighborhood block parties, amending requirements for temporary food establishments during a special event, repealing City Code Section 14-6-3 relating to closures for a street festivity, amending City Code Chapter 9-2 relating to 24-hour live music and multi-day special event

permits; and creating offenses and establishing penalties.

19. Approve an ordinance amending City Code chapter 2-5 relating to council committees.

Neighborhood Housing and Community Development

20. Approve an ordinance amending the Fiscal Year 2017-2018 Neighborhood Housing and Community Development Department Operating Budget to appropriate \$868,240 from the Housing Trust Fund for housing programs.
21. Authorize the negotiation and execution of an amendment (No. 1) to the Fiscal Year 2017-2018 Service Agreement with the Austin Housing Finance Corporation to increase funding for the Housing Trust Fund in the amount of \$868,240 for a total contract amount not to exceed \$18,651,223.
22. Approve a resolution declaring a need for Texas Housing Foundation, a regional housing authority, to operate an affordable multi-family development to be known as the Oaks on Lamar, located at 8071 North Lamar Boulevard (currently known as Santa Maria Village) within the city limits of Austin, Texas, and authorizing a cooperation agreement between the City and Texas Housing Foundation.

District(s): District 4

23. Approve a resolution declaring a need for the Marble Falls Housing Authority, a Texas municipal housing authority, to provide project-based housing vouchers to the Oaks on Lamar (currently known as Santa Maria Village), located at 8071 North Lamar Boulevard within the city limits of Austin, Texas, and authorizing a cooperation agreement between the City and Marble Falls Housing Authority.

District(s): District 4

24. Approve a resolution declaring a need for the Texas Housing Foundation, a regional housing authority, to operate an affordable multi-family development to be known as the Riverside Townhomes, located at 6118 Fairway Street (currently known as Fairway Village) within the city limits of Austin, Texas, and authorizing a cooperation agreement between the City and the Texas Housing Foundation.

District(s): District 3

Office of Real Estate Services

25. Authorize negotiation and execution of an encroachment agreement with Hotel Magdalena LLC for the aerial encroachment of right-of-way for proposed balconies, roof overhangs and porte-cochere at the intersection of Academy Drive and Music Lane, located at 110 Academy Drive.

District(s): District 9

Parks and Recreation

26. Authorize negotiation and execution of an interlocal agreement with Austin Independent School District to provide its students educational experiences through the programs offered at McBeth Recreation Center.

District(s):

District 5; District 8

27. Approve an ordinance accepting \$40,000 in grant funds awarded by National Recreation and Parks Association (NRPA); and amending the Fiscal Year 2017-2018 Parks and Recreation Department's Operating Budget Special Revenue Fund (Ordinance No. 20170913-001) to appropriate funding for the NRPA 10-Minute Walk Planning Grant and Technical Assistance.

Public Health

28. Authorize negotiation and execution of Amendment No. 5 to the agreement with Worksource Greater Austin Area Workforce Development Board, dba Workforce Solutions - Capital Area Workforce Board to increase funding for workforce development and education services in an amount not to exceed \$67,963 for the 37-month term ending September 30, 2018, and increase funding for the three extension options in an amount not to exceed \$67,963 per extension option, for a total agreement amount not to exceed \$16,576,900.
29. Authorize negotiation and execution of Amendment No. 11 to the agreement with Front Steps, Inc. for the provision of homeless social services at the Austin Resource Center for the Homeless to extend the term for a 6-month period from October 1, 2018 through March 31, 2019 and add funding in an amount not to exceed \$1,074,529, for a total agreement amount not to exceed \$11,542,281.

Purchasing Office

30. Authorize negotiation and execution of multi-term cooperative contracts with Haworth, Herman Miller Inc., Knoll Inc., The Hon Company, Southern Aluminum, Steelcase Inc. and Trendway and their manufacturer approved distributors, to provide furniture including installation and other related services, for up to five years for total contract amounts not to exceed \$16,446,000 divided among the contractors.

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

31. Authorize negotiation and execution of a cooperative contract with Medwheels Inc., for automated external defibrillators and accessories, for a term of 25 months in an amount not to exceed \$1,200,000.

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

32. Authorize award and execution of a multi-term contract with GC3 Specialty Chemicals Inc., to provide bulk aqueous ammonia, for up to four years for a total contract amount not to exceed \$364,800.

(Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement

Program. For the goods required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

- 33.** Authorize an amendment to an existing contract with Avolve Software Corporation, to provide continued electronic plan review solution software licensing and implementation services, for an increase in the amount of \$256,231, for a revised contract amount not to exceed \$1,611,554.

(Note: This contract was awarded in compliance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. No subcontracting opportunities were identified; therefore, no goals were established).

- 34.** Authorize award and execution of a multi-term contract with Power Pest Corp D/B/A Texas Bird Services to provide bird and bat control services for up to five years for a total contract amount not to exceed \$465,000.

(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).

- 35.** Authorize award and execution of a multi-term contract with Jollyville Car Wash, Inc. D/B/A Arbor Car Wash to provide vehicle cleaning and washing services for up to five years for a total contract amount not to exceed \$367,500.

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

- 36.** Ratify a contract with Techline, Inc., for manhole lifting devices, in the amount of \$155,610.

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

- 37.** Authorize negotiation and execution of a contract with The University of Texas at Austin to provide energy related research services for up to five years for a total contract amount not to exceed \$500,000.

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

- 38.** Authorize award and execution of a contract with Techline, Inc. to provide metering current transformers in an amount not to exceed \$69,228.

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

therefore, no subcontracting goals were established).

39. Ratify a contract with Powell Electrical Systems Inc. for services and replacement parts to repair a switchgear in the amount of \$63,746.

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

40. Authorize negotiation and execution of a multi-term cooperative contract with immixTechnology, Inc., to provide TIBCO software products including maintenance, training, and support services, for up to five years for a total contract amount not to exceed \$1,709,332.

(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).

41. Authorize award and execution of a multi-term contract with Techline, Inc. to provide fault indicators and fiber optic leads for up to five years for a total contract amount not to exceed \$2,676,200.

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

42. Ratify a contract with Atlantic Diving Supply Inc. D/B/A ADS, Inc. to provide FPX Nano x-ray devices and generators in the amount of \$160,500.

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

Transportation - Mobility Bond

43. Authorize award and execution of a construction contract with Austin Traffic Signal Construction Co., Inc., for Traffic Signal & Pedestrian Hybrid Beacon Installation - 2016 Mobility Bond - Rebid Indefinite Delivery/Indefinite Quantity contract in the amount of \$2,100,000 for an initial 2-year term, with three 1-year extension options of \$800,000, for a total contract amount not to exceed \$4,500,000.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 6.20% MBE and 1.91% WBE participation.]

District(s): District 1; District 2; District 3; District 4; District 5; District 6; District 7; District 8; District 9; District 10

Treasury Office

44. Approve a resolution authorizing the defeasance of certain outstanding Water and Wastewater System Revenue Refunding Bonds, including authorizing the execution of an escrow agreement, and related documents. Related to Item # 18-1926.

Item(s) from Council

45. Approve appointments and certain related waivers to citizen boards and commissions, to Council committees and other intergovernmental bodies and removal and replacement of members; and amendments to board and commission bylaws.
46. Approve a resolution directing the City Manager to review and analyze the “People’s Plan” recommendations and provide an analysis to Council and the Anti-Displacement Task Force.
Sponsors: Mayor Steve Adler, Mayor Pro Tem Kathie Tovo, Council Member Sabino "Pio" Renteria, and Council Member Leslie Pool
47. Approve a resolution directing the City Manager to refrain from exercising or including certain provisions in City contracts related to the sale or trade-in of firearms or firearm accessories.
Sponsors: Council Member Alison Alter, Mayor Pro Tem Kathie Tovo, Mayor Steve Adler, Council Member Ann Kitchen, and Council Member Jimmy Flannigan
48. Approve a resolution supporting sanctuary for three individuals living at houses of worship in Austin, and urging federal officials to prevent their deportation.
Sponsors: Council Member Leslie Pool, Mayor Pro Tem Kathie Tovo, Council Member Gregorio Casar, and Council Member Alison Alter
49. Approve a resolution relating to the City’s support of Austin Independent School District’s (AISD) 2017 Bond implementation and amending Resolution No. 20160623-082 relating to the processing of demolition applications for AISD properties subject to the Bond.
Sponsors: Council Member Alison Alter, Mayor Steve Adler, Council Member Ann Kitchen, and Council Member Leslie Pool
50. Approve a resolution initiating code amendments to City Code Title 25 and uncodified ordinances to prohibit source of income discrimination and to require eviction protections for tenants of developments that participate in the City’s density bonus and other similar incentive programs.
Sponsors: Council Member Gregorio Casar, Council Member Delia Garza, Council Member Sabino "Pio" Renteria, and Mayor Pro Tem Kathie Tovo
51. Approve a resolution relating to private activity bonds for residential rental developments and protections for tenants.
Sponsors: Mayor Pro Tem Kathie Tovo, Council Member Alison Alter, Council Member Gregorio Casar, Council Member Leslie Pool, and Council Member Delia Garza
52. Approve a resolution relating to tenant protections for a rental property required to register under City Code Chapter 4-14 (Registration of Rental Property).
Sponsors: Mayor Pro Tem Kathie Tovo, Council Member Alison Alter, Council Member Delia Garza, Council Member Gregorio Casar, and Council Member Leslie Pool
53. Approve the waiver or reimbursement of certain fees under City Code Chapter 14-8 for the ATX Student Walkout, sponsored by We The Students, which was held on Friday, April 20, 2018, at the State Capitol.

Sponsors:

Council Member Sabino "Pio" Renteria, Mayor Steve Adler, Mayor Pro Tem Kathie Tovo, Council Member Delia Garza, and Council Member Gregorio Casar

Item(s) to Set Public Hearing(s)

54. Set a public hearing on Amendment No. 2 to the project and financing plan of the Waller Creek Tax Increment Financing (TIF) Reinvestment Zone No. 17 to update current project design and project cost estimates, to extend the length of time in which the TIF operates, and to provide the most recent estimates of underlying funding sources that are anticipated to pay for the construction, operation and maintenance of projects within the District. The projects are proposed to be expanded to include parks and other infrastructure to improve the developed land in the area. (Suggested date and time: May 24, 2018, at 4:00 p.m. at Austin City Hall, 301 W Second Street, Austin, TX)

Non-Consent

Item(s) Referred from Council Committee(s)

55. Approve a resolution reappointing Lottie Dailey and Michael Murphy to the Municipal Civil Service Commission for a three-year term.

Sponsors:

Audit and Finance Committee

56. Approve an ordinance amending City Code Chapter 2-1-206 relating to the Joint Sustainability Committee bylaws.

Sponsors:

Audit and Finance Committee

10:30 AM - Morning Briefings

57. Briefing and update on potential 2018 bond election

10:30 AM - Austin Housing and Finance Corporation Meeting

58. The Mayor will recess the City Council meeting to conduct a Board of Directors' Meeting of the Austin Housing Finance Corporation. Following adjournment of the AHFC Board meeting the City Council will reconvene. (The AHFC agenda is temporarily located at <https://austintexas.gov/department/city-council/2018/20180510-ahfc.htm>).

12:00 PM - Citizen Communications: General

Susan Spataro – Incentives

Carlos Leon – 1.) God, Jesus Christ, & The Holy Spirit are the truth-true light, true salt, true rock; 2.) 4/18/18 Chemtrail spraying attack in Austin's skies was alien to humanity; 3) Losing your marbles Vol. IV, part IV.

Sharon Weintraub – Proposed Austin cemetery rules & regulations.

Laurel Marotta – Traffic situation on Palace Parkway.

Sharon Blythe – TBD

Caroline Staley – Homelessness

Richard Franklin – TBD

Nailah Sankofa – Public transportation.

Robert Macdonald – “World class city?”

Executive Session

59. Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
60. Discuss legal issues related to setting wholesale water and wastewater rates and obtaining approval in accordance with the final order in Texas Public Utilities Commission Docket No. 42857 (Private consultation with legal counsel - Section 551.071 of the Government Code).
61. Discuss legal issues related to Breiaon King v. Officer Bryan Richter et al, Cause No. 1:16-cv-01020, in the United States District Court for the Western District of Texas, Austin Division (Private consultation with legal counsel - Section 551.071 of the Government Code).
62. Discuss legal issues related to the City of Dripping Springs’ Application for a Permit to Discharge Treated Wastewater Effluent into Walnut Springs Tributary and Onion Creek (Private consultation with legal counsel - Section 551.071 of the Government Code).
63. Discuss legal issues related to the November 2018 election (Private consultation with legal counsel - Section 551.071 of the Government Code).

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

64. C14-2017-0067 - Champion Tract 1C - District 10 - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 6500 FM 2222 Road (West Bull Creek Watershed). Applicant Request: To rezone from neighborhood commercial- conditional overlay (LR-CO) combining district zoning to general commercial services- conditional overlay (CS-CO) combining district zoning. First Reading approved on March 22, 2018. Vote: 8-1, Council Member Alter voted nay. Council Members Pool and Troxclair off the dais. Owner/Applicant: Champion, Meier Assets, Ltd. (Terry Bray). Agent: Ambrust & Brown, L.L.P (Richard T. Suttle, Jr.). City Staff: Scott Grantham, 512-974-3574.

District(s): District 10
65. NPA-2016-0016.01 - 3212 E. Cesar Chavez Street & 111 Tillery Street - District 3 - Approve second and third readings of an ordinance amending Ordinance No. 20030327-12, 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 3212 E. Cesar Chavez Street and 111 Tillery Street (Colorado River Watershed) from Commercial and Industry to Multifamily and Mixed Use land use. First reading approved on December 7, 2017. Vote: 11-0. Owners Owners/Applicants: Painter Enterprises Inc.

(Donald E. Painter) and 3212 Cesar Chavez, LP (Timothy Clark). Agent: Husch Blackwell (Nikelle Meade). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 3

66. C14-2016-0079 - 3212 E. Cesar Chavez Street - District 3 - Approve second and third readings of an ordinance amending City Code Title 25 by zoning property locally known as 3212 East Cesar Chavez Street and 111 Tillery Street (Colorado River Watershed). Applicant Request: To rezone from limited industrial-conditional overlay-neighborhood plan (LI-CO-NP) combining district zoning and general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning to multifamily residence highest density-conditional overlay-neighborhood plan (MF-6-CO-NP) combining district zoning and general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. First reading approved on December 7, 2017. Vote: 11-0. Owners: Painter Enterprises Inc. (Donald E. Painter) and 3212 Cesar Chavez, LP (Timothy Clark). Applicant: Husch Blackwell LLP (Nikelle Meade). City Staff: Heather Chaffin, 512- 974-2122.

District(s): District 3

67. C14-2016-0136 - Broadmoor - District 7 - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 11501 Burnet Road (Walnut Creek Watershed). Applicant Request: To rezone from north burnet/gateway-commercial mixed use-neighborhood plan combining (NBG-CMU-NP) district zoning to north burnet/gateway-transit oriented development-gateway zone-neighborhood plan (NBG-TOD-NP) combining district zoning. First Reading approved north burnet/gateway-transit oriented development-gateway zone-neighborhood plan (NBG-TOD-NP) combining district zoning, with conditions on April 12, 2018. Vote: 6-0. Owner/Applicant: Brandywine Austin, LLC (Leon Shadowen). Agent: Drenner Group, PC (Dave Anderson). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 7

68. C14-2018-0018 - 4101 Manchaca Condos - District 5 - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 4101 Manchaca Road (West Bouldin Creek Watershed). Applicant request: To rezone from Family Residence (SF-3) district zoning to Multi-Family Residence Low Density (MF-2) combining district zoning. First Reading approved general office-mixed use- conditional overlay (GO-MU-CO-NP) combining district zoning on April 24, 2018. Owner/Applicant: Two Pura Vida Design (Charlotte Aceituno). City Staff: Andrew Moore, 512-974-7604.

District(s): District 5

69. C14-2017-0123 - South Chisholm Professional Offices - District 5 - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 1109 West Slaughter Lane (Slaughter Creek Watershed). Applicant's Request: To rezone from single family residence-standard lot (SF-2) district zoning to limited office-mixed use (LO-MU) combining district zoning. First Reading approved limited office-mixed use (LO-MU) combining district zoning on April 24, 2018. Owner/Applicant: Mario Solis. Agent: Land Answers, Inc. (Jim Wittliff). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 5

70. C14-2017-0074 - Gilfillan Place - District 9 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 603 W. 8th Street (Shoal Creek Watershed). Applicant Request: To rezone from general office-historic landmark (GO-H) combining district zoning, general office- mixed use (GO-MU) combining district zoning, and GO (general office) district zoning to downtown mixed use- historic landmark (DMU-H) combining district zoning. Staff Recommendation: To grant downtown mixed use- historic landmark - conditional overlay (DMU-H-CO) combining district zoning. Historic Landmark Commission Recommendation: To be reviewed on April 23, 2018. Planning Commission Recommendation: To be reviewed on May 8, 2018. Owner/Applicant: 2015 Austin Gilfillan LP (Rene O. Campos). Agent: Drenner Group (Dave Anderson). City Staff: Scott Grantham, 512-974-3574. A valid petition has been filed in opposition to this rezoning case.

District(s): District 9

71. NPA-2016-0005.04 - 500 Montopolis Drive -District 3-Conduct a public hearing and approve an ordinance amending Ordinance No. 20010927-05, 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 500 Montopolis Drive (Country Club East) from Single Family to Mixed Use land use. Staff Recommendation: Neighborhood Mixed Use. Planning Commission Recommendation: To deny Applicant's request for Mixed Use land use. Owner/Applicant: Keep Investment Group. Agent: Drenner Group (Amanda Swor). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 3

72. C14H-2017-0055 - 500 Montopolis - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 500 Montopolis Drive (Country Club East Creek Watershed). Applicant Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to community commercial-mixed use-historic landmark-neighborhood plan (GR-MU-H-NP) combining district zoning and community commercial-mixed use-neighborhood plan (GR-MU-NP) combining district zoning. Staff Recommendation: To grant community commercial-mixed use-historic landmark-conditional overlay-neighborhood plan (GR-MU-H-CO-NP) combining district zoning and community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning. Historic Landmark Commission: To grant community commercial-mixed use-historic landmark-conditional overlay-neighborhood plan (GR-MU-H-CO-NP) combining district zoning and community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To grant family residence-historic landmark-neighborhood plan (SF-3-H-NP) combining district zoning. Owner: KEEP Investment Group, LLC (Austin Stowell). Applicant: City of Austin Planning and Zoning Department (Jerry Rusthoven). City Staff: Heather Chaffin, 512- 974-2122.

District(s): District 3

73. C14-2017-0084 - 6507 E. Riverside - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6505, 6507, 6509 E. Riverside Drive and 2108 Thrasher Lane (Carson Creek Watershed). Applicant's request: To rezone from East Riverside Corridor-neighborhood residential (ERC-NR) district zoning to East Riverside Corridor-corridor mixed use (ERC-CMU) district zoning. Staff Recommendation: To grant East Riverside Corridor-neighborhood mixed use (ERC-NMU) district zoning for a portion

of the requested area. Planning Commission Recommendation: To grant East Riverside Corridor-neighborhood mixed use (ERC-NMU) district zoning for a portion of the requested area. Owner/Applicant: TLH Riverside 6507 MF-1, LP (David Cox). Agent: Armbrust & Brown, PLLC (Michael Whellan). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 3

74. C14-2017-0139 - Ferguson Crossing- District 1 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 3207 Ferguson Lane (Walnut Creek Watershed) from warehouse limited office-conditional overlay (W/LO-CO) combining district zoning, rural residence (RR) district zoning, neighborhood office-conditional overlay (NO-CO) combining district zoning, and single family residence large lot-conditional overlay (SF-1-CO) combining district zoning to warehouse limited office-conditional overlay (W/LO-CO) combining district zoning. Staff recommendation: To grant warehouse limited office-conditional overlay (W/LO-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant warehouse limited office-conditional overlay (W/LO-CO) combining district zoning. On Tract 1 and to grant multifamily limited density-conditional overlay (MF-1-CO) combining district zoning on Tract 2. Owner/Applicant: Fergi AV Land, LLC. (Colin Armstrong). Agent: Armbrust & Brown, PLLC (Amanda Morrow). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 1

75. C14-01-0046.02 - The Baker School - District 9 - Conduct a public hearing and approve second and third readings of an ordinance amending City Code Title 25 by zoning property locally known as 3908 Avenue B (Waller Creek Watershed). Applicant Request: To zone from Unzoned (UNZ) district to community commercial - historic district - neighborhood conservation combining district - neighborhood plan (GR-HD-NCCD-NP) combining district zoning. First Reading approved on March 22, 2018. Vote: 8 - 1, Council Member Flannigan voted nay. Council Members Pool and Troxclair off the dais. Owner: Austin Public Schools. Applicant: Weiss Architecture Inc. (Richard Weiss). City Staff: Scott Grantham, 512-974-3574.

District(s): District 9

76. C14-2017-0130 - Genesis Autos - District 2 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 4410 East William Cannon Drive (Williamson Creek Watershed). Applicant's Request: To rezone from community commercial-conditional overlay (GR-CO) combining district zoning to community commercial-conditional overlay (GR-CO) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning, to change a condition of zoning. Zoning and Platting Commission Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning, to change a condition of zoning. Owner/Applicant: Genesis Autos (Daniel Garcia). Agent: LOC Consultants (Sergio Lozano-Sanchez, P.E.). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 2

77. C14-2016-0090 - 130/Parmer - District 1 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 10208 Lindell Lane (Gilleland Creek Watershed). Applicant Request: To rezone from interim-rural residence (I-RR) district

zoning to community commercial-mixed use (GR-MU) combining district zoning. Staff Recommendation: Pending. Zoning and Platting Commission Recommendation: To be reviewed May 15, 2018. Owner: Cottonwood Holdings. Ltd. (Pete Dwyer). Applicant: Land Strategies, Inc. (Paul Linehan). City Staff: Heather Chaffin, 512- 974-2122.

District(s): District 1

78. C14H-2018-0013 - Smoot/Terrace Park Historic District - District 9 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property within the proposed boundaries of the Smoot/Terrace Park Historic District, roughly bounded by Pressler Street on the east, including the parcels on both sides of the street; W. 9th Street on the north, including the parcels on both sides of the street; W. 6th Street on the south, including only the parcels on the north side of the street; and Highland Avenue on the west, including the parcels on both sides of the street by adding historic area (HD) combining district overlay to all existing base zoning, but making no other zoning changes. Staff Recommendation: To grant historic area (HD) combining district overlay to all existing base zoning for all parcels within the proposed historic district. Historic Landmark Commission Recommendation To grant historic area (HD) combining district overlay to all existing base zoning for all parcels within the proposed historic district. Planning Commission Recommendation: Forwarded to council without a recommendation. City Staff: Cara Bertron, Historic Preservation Office, Planning and Zoning Department, 512-974-1446.

District(s): District 9

79. C14H-2018-0015 - Mary Street Historic District - District 9 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property within the proposed boundaries of the Mary Street Historic District on both sides of the 500 block of E. Mary Street by adding historic area (HD) combining district overlay to all existing base zoning, but making no other zoning changes. Staff Recommendation: To grant historic area (HD) combining district overlay to all existing base zoning for all parcels within the proposed historic district. Historic Landmark Commission Recommendation: To grant historic area (HD) combining district overlay to all existing base zoning for all parcels within the proposed historic district. Planning Commission Recommendation: To grant historic area (HD) combining district overlay to all existing base zoning for all parcels within the proposed historic district. City Staff: Cara Bertron, Historic Preservation Office, Planning and Zoning Department, 512-974-1446.

District(s): District 9

80. C14H-2018-0010- Robert Mueller Airport Control Tower- District 9- Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 3952 Berkman Drive (Harper's Branch Watershed). Applicant Request: To rezone from planned unit development (PUD) district zoning to planned unit development - historic landmark (PUD-H) combining district zoning. Staff Recommendation: To grant planned unit development - historic landmark (PUD-H) combining district zoning. Historic Landmark Commission Recommendation: To grant planned unit development - historic landmark (PUD-H) combining district zoning. Planning Commission Recommendation: To grant planned unit development - historic landmark (PUD-H) combining district zoning. Applicant/Owner: City of Austin. City Staff: Steve Sadowsky, Historic Preservation Office, Planning and Zoning Department, 512-974-6454.

District(s): District 9

81. C14-2018-0021 - Lamppost Residential Community - District 7 - Conduct a public hearing and

approve an ordinance amending City Code Title 25 by rezoning property locally known as 12500 Lamppost Lane (Walnut Creek Watershed). Applicant Request: To rezone single family residence-standard lot (SF-2) district zoning to urban family residence (SF-5) district zoning. Staff Recommendation: To grant urban family residence (SF-5) district zoning. Zoning and Platting Commission Recommendation: To grant urban family residence (SF-5) district zoning. Owner/Applicant: HQR Investments, LLC Series 12500 (Michael Vasquez). Agent: Land Answers, Inc. (Jim Wittliff). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 7

82. C14-2018-0019 - Eubanks Acres Section Four Lots 16 thru 21 Rezoning - District 7 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as Cherokee Street and Cedar Valley Cove (Walnut Creek Watershed). Applicant Request: To rezone from rural residence (RR) district zoning to single family residence-large lot (SF-1) district zoning. Staff Recommendation: To grant single family residence-large lot (SF-1) district zoning. Zoning and Platting Commission Recommendation: To grant single family residence-large lot (SF-1) district zoning. Owner/Applicant: CMST Development, LLC (Charles S. Nichols, Jr.), Jennifer Taylor, Thomas Nilles, Brannon Benjamin Taylor and Linda Pennington Taylor. Agent: Garrett-Ihnen Civil Engineers, Inc. (Norma Raven Divine). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 7

83. C814-2017-0001 - 425 W. Riverside PUD - District 9 - Conduct a public hearing and approve on third reading an ordinance amending City Code Title 25 by rezoning property locally known as 425 W. Riverside Drive (Lady Bird Lake Watershed) from Commercial-Liquor Sales - Vertical Mixed Use Building - Neighborhood Plan (CS-1-V-NP) combining district zoning to Planned Unit Development - Neighborhood Plan (PUD-NP). The ordinance may include waiver of fees, alternative funding methods, modifications of City regulations, and acquisition of property. City Council Action: Approved Planned Unit Development - Neighborhood Plan with conditions (PUD-NP) on first Reading March 22, 2018, Vote 9-0 [CM Pool and Troxclair - Absent]. Approved Planned Unit Development - Neighborhood Plan with conditions (PUD-NP) on 2nd Reading on April 24, 2018. Owner/Applicant: Ronald A. Nelson, Trustee and Molley Belle Properties LP (Ronald A. Nelson). Agent: Armbrust & Brown (Richard T. Suttle, Jr.). City Staff: Andrew Moore, 512-974-7604.

District(s): District 9

84. NPA-2017-0016.02 - Flats on Shady - District 3 - 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 1125 Shady Lane (Boggy Creek Watershed) from Single Family to Multifamily land use. Staff Recommendation: To grant Multifamily land use. Planning Commission Recommendation: To grant Multifamily land use. Owner/Applicant: Otto Friedrich Jr. Estate. Agent: Drenner Group (Amanda Swor). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 3

85. C14-2017-0094 - Flats on Shady - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1125 Shady Lane

(Boggy Creek Watershed). Applicant Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to multifamily residence moderate-high density-neighborhood plan (MF-4-NP) combining district zoning. Staff Recommendation: To grant multifamily residence moderate-high density-neighborhood plan (MF-4-NP) combining district zoning. Planning Commission Recommendation: To grant multifamily residence moderate-high density-neighborhood plan (MF-4-NP) combining district zoning. Owner/Applicant: Otto Freidrich Jr. Estate (Johnette Champion). Agent: Drenner Group (Dave Anderson). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 3

4:00 PM - Public Hearings and Possible Actions

86. Conduct a public hearing and consider an ordinance regarding Atmos Energy Corporation's proposal to reduce customer rates.
87. Conduct a public hearing and consider an ordinance regarding floodplain variances for a remodel and addition to a single-family residence at 7906 South 1st Street within the 25-year and 100-year floodplains of South Boggy Creek.

District(s): District 2

88. Conduct a public hearing and consider a resolution to be submitted to the Texas Department of Housing and Community Affairs by THF Oaks on Lamar, LP, or an affiliated entity, supporting an allocation of low income housing tax credits for the proposed rehabilitation of an affordable multi-family development to be known as Oaks on Lamar located at 8071 North Lamar Boulevard (currently known as Santa Maria Village), and acknowledging that the City of Austin has more than twice the state average of units per capita supported by low income housing tax credits or private activity bonds at the time of application.

District(s): District 4

89. Conduct a public hearing and consider a resolution for an application to be submitted to the Texas Department of Housing and Community Affairs by THF Riverside Townhomes, LP, or an affiliated entity, for the rehabilitation of an affordable multi-family development to be known as the Riverside Townhomes, located at 6118 Fairway Street (currently known as Fairway Village); and acknowledging that the City has more than twice the state average of units per capita supported by low income housing tax credits or private activity bonds at the time of application.

District(s): District 3

90. Conduct a public hearing and consider a resolution to expand the Austin Downtown Public Improvement District by adding one parcel of land, at 425 West Riverside Drive, as requested by the property owner.

5:30 PM - Live Music

Hai Zheng

5:30 PM – Proclamations

Proclamation and Certificates of Recognition – Public Service Recognition Week – To be presented by Mayor Steve Adler and to be accepted by City Manager Spencer Cronk and City departmental honorees

Proclamation – Asian Pacific American Heritage Month – To be presented by Mayor Steve Adler

Proclamation – CelebrASIA Austin: Asian Pacific American Food and Heritage Festival Day – To be presented by Council Member Ora Houston

Proclamation – Mental Health Month – To be presented by Council Member Ora Houston

Proclamation – Alejandrina Guzman Day – To be presented by Mayor Pro Tem Kathie Tovo and to be accepted by the honoree.

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.