



**Work Session**

**Tuesday, January 30, 2018**

The City Council Work Session will convene at 9:00  
AM on Tuesday, January 30, 2018 at Austin City  
Hall  
301 W. Second Street  
Austin, TX



Mayor Steve Adler  
Mayor Pro Tem Kathie Tovo  
Council Member Ora Houston  
Council Member Delia Garza  
Council Member Sabino "Pio" Renteria  
Council Member Gregorio Casar  
Council Member Ann Kitchen  
Council Member Jimmy Flannigan  
Council Member Leslie Pool  
Council Member Ellen Troxclair  
Council Member Alison Alter

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

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

**A. Pre-Selected Agenda Items**

**B. Briefings**

- B1.** Mayor's Task Force on Equity Recommendations
- B2.** Briefing on labor relations issues concerning City of Austin public safety operations.

**C. Council Items of Interest**

**D. Council Discussion**

- D1.** Discussion on a City Sick Pay Ordinance

**E. Executive Session**

- E1.** Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
- E2.** Discuss personnel issues related to the search for and appointment of a new city manager (Personnel matters - Section 551.074 of the Government Code).
- E3.** 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 Division of Texas (Private consultation with legal counsel - Section 551.071 of the Government Code).
- E4.** Discuss legal issues related to Cox Texas Newspapers, LP v. City of Austin, Cause No. D-1-GN-17-006050 in the 53rd Judicial District for Travis County (Private consultation with legal counsel - Section 551.071 of the Government Code).
- E5.** Discuss legal issues related to Attorney General letter ruling No. OR2018-00740 concerning public information requests related to search for City Manager (Private consultation with legal counsel - Section 551.071 of the Government Code).
- E6.** Discuss legal issues concerning oversight of Austin Police Department policies and practices (Private consultation with legal counsel - Section 551.071 of the Government Code).

## Consent Agenda

### Approval of Minutes

1. Approve the minutes of the Austin City Council discussion of December 11, 2017, work session of December 12, 2017, discussion of December 12, 2017, special called of December 13, 2017 (9 AM), special called of December 13, 2017 (3 PM) and regular meeting of December 14, 2017.

### Animal Services Office

2. Approve an ordinance authorizing acceptance of \$167,000 in grant funds from the Duffield Family Foundation, dba Maddie's Fund and amending the Fiscal Year 2017-2018 Austin Animal Services Office Operating Budget (Ordinance No. 20170913-001) to appropriate \$167,000 for the Community Outreach Program.

### Austin Water

3. Authorize the negotiation and execution of a wholesale water contract with Nighthawk located in eastern Travis County.
4. Authorize negotiation and execution of a two-year collection agreement with the United States Forest Service to provide research and data analysis related to golden-cheeked warbler population viability within the Balcones Canyonlands Preserve for a total contract amount not to exceed \$98,788.
5. Authorize the negotiation and execution of a cost participation agreement with Austin Community College (ACC) under which the City will reimburse ACC for an amount not to exceed \$2,528,230 for costs associated with the design and construction of an oversized wastewater main and appurtenances related to Service Extension Request No. 3145 that will provide wastewater service to a proposed mixed-use development located at 5900 Airport Boulevard.

District(s): District 4

### Capital Contracting Office

6. Authorize award and execution of a construction contract with WPM Construction Services, Inc., for The Northern Walnut Creek Hike & Bike Trail PH1A project in the amount of \$581,413.60, plus a \$29,070.68 contingency, for a total contract amount not to exceed \$610,484.28.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 7.34% MBE and 1.29% WBE participation.]

District(s): District 10

7. Authorize execution of change order #11 to the construction contract with DeNucci Constructors, LLC, for the 3rd Street Reconstruction Phase 2 - Congress Avenue to Brazos Street and San Jacinto Boulevard to Trinity Street project in the amount of \$51,941.18, for a total contract amount not to exceed \$2,709,818.48.

[Note: This change order will be awarded in compliance with City Code 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program). Current participation to date is 1.71% MBE and 2.94% WBE.]

District(s): District 9

8. Authorize award and execution of a construction contract with DeNucci Constructors, LLC, for the Sabine Street Promenade project in an amount of \$2,869,724 plus a \$286,972.40 contingency, for a total contract amount not to exceed \$3,156,696.40.

[Note: This contract will be awarded in compliance with the Disadvantaged Business Enterprise (DBE) Program requirements (49 CFR Part 26) by meeting the goals with 11.42% DBE participation.]

District(s): District 9

9. Authorize the use of the competitive sealed proposal procurement method for solicitation of construction of improvements to the Austin-Bergstrom International Airport Parking Garage for the New Airport Garage Solar Array project.

(Note: DBE goals will be established prior to issuance of this solicitation due to project being supported by federal funds.)

### **Economic Development Department**

10. Approve a resolution to authorize the Circuit Events Local Organizing Committee to act on behalf of the City for the Texas Events Trust Fund for the purpose of conducting economic studies, submitting applications, and submitting any required funding to the Texas Office of the Governor for World RallyCross events to be held at the Circuit of the Americas facility.
11. Approve a resolution amending Resolution No. 20121213-095 to authorize the Circuit Events Local Organizing Committee to act on behalf of the City for the Texas Major Events Reimbursement Program, or in the alternative, the Texas Events Trust Fund, for the purpose of conducting economic studies, submitting applications, and submitting any required funding to the Texas Office of the Governor for future MotoGP events to be held at the Circuit of the Americas facility.

### **Law**

12. Approve an ordinance on third reading authorizing execution of the first amendment to a settlement agreement relating to the development of property located at 6409 City Park Road (Champion Tract); amending Ordinance No. 960613-J; modifying provisions of the Lake Austin Watershed regulations in Ordinance No. 840301-F; and modifying provisions of the Hill Country Roadway regulations in City Code Chapter 25-2.

District(s): District 10

13. Discussion and possible action regarding Attorney General letter ruling No. OR2018-00740 concerning public information requests related to search for City Manager.

### **Management Services**

14. 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.

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

15. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, supporting an application to be submitted by DMA Development Company, LLC, or an affiliated entity, competing for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs to help finance a proposed new construction, multi-family housing development to be call Travis Flats, located at 5325 - 5335 Airport Boulevard.

District(s): District 4

16. Approve a resolution to be submitted to the Texas Department of Housing and Community Affairs by DMA Development Company, LLC, or an affiliated entity, supporting an allocation of low income housing tax credits for the proposed new construction, multi-family housing development to be called Travis Flats, located at 5325 - 5335 Airport Boulevard, 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

17. Approve a resolution acknowledging that the proposed affordable multi-family development to be called the Travis Flats, located at 5325-5335 Airport Boulevard, is located one mile or less from another development serving the same type of household and which received an allocation of Low Income Housing Tax Credits within the last three years.

District(s): District 4

18. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, supporting an application to be submitted by DMA Development Company, LLC, or an affiliated entity, competing for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs to help finance a proposed multi-family housing development to be called Talavera Lofts, located at the southeast corner of East 5th and Navasota Streets.

District(s): District 3

19. Approve a resolution to be submitted to the Texas Department of Housing and Community Affairs by DMA Development Company, LLC, or an affiliated entity, supporting an allocation of low income housing tax credits for the proposed new construction, multi-family housing development to be called Talavera Lofts, located at the southeast corner of East 5th and Navasota Streets, 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 3

20. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, identifying an application to be submitted by DMA Development Company, LLC, or an affiliated entity, as the

application that will contribute most to the City of Austin's revitalization efforts in competition for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs to help finance a proposed multi-family housing development to be called Talavera Lofts, located in the Homestead Preservation Reinvestment Zone No. 1 at the southeast corner of East 5th and Navasota Streets.

District(s): District 3

21. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, supporting an application to be submitted by Cambrian East Riverside, LP, or an affiliated entity, competing for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs to help finance a proposed multi-family housing development to be called Cambrian East Riverside Apartments, located on East Riverside Drive, between Grove Boulevard and Clubview Avenue.

District(s): District 3

22. Approve a resolution to be submitted to the Texas Department of Housing and Community Affairs by Cambrian East Riverside, LP, or an affiliated entity, supporting an allocation of low income housing tax credits for the proposed new construction, multi-family housing development to be called Cambrian East Riverside Apartments, located on East Riverside Drive, between Grove Boulevard and Clubview Avenue, 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 3

23. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, identifying an application to be submitted by Cambrian East Riverside, LP, or an affiliated entity, as the application that will contribute most to the City of Austin's revitalization efforts in competition for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs that would help finance a proposed multi-family housing development located in the East Riverside Corridor Master Plan Area on East Riverside Drive between Grove Boulevard and Clubview Avenue to be known as Cambrian East Riverside Apartments.

District(s): District 3

24. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, supporting an application to be submitted by Foundation Communities, Inc., or an affiliated entity, competing for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs to help finance a proposed new construction, single room occupancy development to be called Ben White Studios, located at 3400 Comsouth Drive.

District(s): District 2

25. Approve a resolution to be submitted to the Texas Department of Housing and Community Affairs by Foundation Communities, Inc., or an affiliated entity, supporting an allocation of low income housing tax credits to help finance a proposed new construction, single room occupancy development to be called Ben White Studios, located at 3400 Comsouth Drive, 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 2

26. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, identifying an application to be submitted by Foundation Communities, Inc., or an affiliated entity, as the application that will contribute most to the City of Austin’s revitalization efforts in competition for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs to help finance a proposed single room occupancy development located in the McKinney Planning Area of the Southeast Neighborhood Combined Plan at 3400 Comsouth Drive to be known as Ben White Studios.

District(s): District 2

27. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, supporting an application to be submitted by Foundation Communities, Inc., or an affiliated entity, competing for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs to help finance a proposed new construction, single room occupancy development to be called the Waters Park Studio Apartments.

District(s): District 7

28. Approve a resolution to be submitted to the Texas Department of Housing and Community Affairs by Foundation Communities, Inc., or an affiliated entity, supporting an allocation of low income housing tax credits to help finance a proposed new construction, single room occupancy development to be called Waters Park Studio Apartments, located at 12207 Waters Park Road, 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 7

29. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, supporting an application to be submitted by Generation Housing Development, LLC, or an affiliated entity, competing for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs to help finance a proposed new construction, multi-family housing development to be called the Heights at Lamar Apartments, located at 11630 North Lamar Boulevard.

District(s): District 7

30. Approve a resolution to be submitted to the Texas Department of Housing and Community Affairs by Generation Housing Development, LLC, or an affiliated entity, supporting an allocation of low income housing tax credits to help finance a proposed new construction, single room occupancy development to be called the Heights at Lamar Apartments, located at 11630 North Lamar Boulevard, 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 7

31. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, supporting an application to be submitted by Austin Affordable Housing Corporation, or an affiliated entity, competing for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs to help finance a proposed new construction, multi-family housing development to be called Pathways at Chalmers Courts East Apartments, located at the southwest corner of Chicon Street and East 4th Street.

District(s): District 3

32. Approve a resolution to be submitted to the Texas Department of Housing and Community Affairs by Austin Affordable Housing Corporation, or an affiliated entity, supporting an allocation of low income housing tax credits for the proposed new construction, multi-family housing development to be called Pathways at Chalmers Courts East Apartments, located near the southwest corner of Chicon Street and East 4th Street, 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 3

33. Approve a resolution acknowledging that the proposed affordable multi-family development to be called the Pathways at Chalmers Courts East Apartments, located at the southwest corner of Chicon Street and East 4th Street, is located one mile or less from another development serving the same type of household and which received an allocation of Low Income Housing Tax Credits within the last three years.

District(s): District 3

34. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, identifying an application to be submitted by Austin Affordable Housing Corporation, or an affiliated entity, as the application that will contribute most to the City of Austin's revitalization efforts in competition for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs to help finance a proposed multi-family housing development to be called Pathways at Chalmers Courts East Apartments, located in the Homestead Preservation Reinvestment Zone No. 1 at the southwest corner of Chicon Street and East 4th Street.

District(s): District 3

35. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, supporting an application to be submitted by Saigebrook Development, LLC, or an affiliated entity, competing for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs to help finance a proposed new construction, multi-family housing development to be called Casa Madera Apartments, located at 1201 East St. Elmo Road.

District(s): District 3

36. Approve a resolution to be submitted to the Texas Department of Housing and Community Affairs by Saigebrook Development, LLC, or an affiliated entity, supporting an allocation of low income housing tax credits for the proposed new construction, multi-family housing development to be called Casa Madera Apartments, located at 1201 East St. Elmo Road, 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 3

37. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, identifying an application to be submitted by Saigebrook Development, LLC, or an affiliated entity, as the application that will contribute most to the City of Austin's revitalization efforts in competition for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs to help finance a proposed multi-family housing development located in the South Congress Combined Neighborhood Plan at 1201 East St. Elmo Road to be known as Casa



Madera Apartments.

District(s): District 3

38. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, supporting an application to be submitted by Saigebrook Development, LLC, or an affiliated entity, competing for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs to help finance a proposed new construction, multi-family housing development to be called Vi Collina Apartments, located at 2431 East Oltorf Street.

District(s): District 3

39. Approve a resolution to be submitted to the Texas Department of Housing and Community Affairs by Saigebrook Development, LLC, or an affiliated entity, supporting an allocation of low income housing tax credits for the proposed new construction, multi-family housing development to be called Vi Collina Apartments, located at 2431 East Oltorf Street, 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 3

40. Approve a resolution acknowledging that the proposed affordable multi-family development to be called the Vi Collina Apartments, located at 2431 East Oltorf Street, is located one mile or less from another development serving the same type of household and which received an allocation of Low Income Housing Tax Credits within the last three years.

District(s): District 3

41. Approve a resolution under the State of Texas 2018 Qualified Allocation Plan, identifying an application to be submitted by Saigebrook Development, LLC, or an affiliated entity, as the application that will contribute most to the City of Austin's revitalization efforts in competition for an award of Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs to help finance a proposed multi-family housing development to be called Vi Collina Apartments, located in the Parker Lane Section of the East Riverside/Oltorf Combined Neighborhood Planning Area at 2431 East Oltorf Street.

District(s): District 3

### **Parks and Recreation**

42. Approve adoption of the Aquatic Master Plan as developed by the Parks and Recreation Department.

### **Police**

43. Approve an ordinance creating temporary navigation control zones on Lake Austin during the PGA Tour World Golf Championships-Dell Technologies Match Play event, and creating an offense.

District(s): District 10

### **Purchasing Office**

44. Authorize award and execution of a multi-term contract with Liberty Process Equipment, Inc., to provide progressive cavity pump parts, for up to four years for a total contract amount not to

exceed \$285,456.

(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).

45. Authorize negotiation and execution of a multi-term contract with American Medical Response of Texas, Inc. D/B/A American Medical Response, or the other qualified offeror to Request for Proposals EAD0133, to provide onsite emergency medical services, for up to five years for a total contract amount not to exceed \$500,000.

(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.).

46. Authorize negotiation and execution of multi-term contracts with American Facilities Services, Inc. and BHW Operating Company, LP, or one of the other qualified offerors to Request for Proposals MDD0102, to provide custodial services, each for up to five years for a total contract amount not to exceed \$4,700,000; divided between the contractors.

(This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9 C 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.).

47. Authorize award and execution of a multi-term contract with Pencco, Inc., to provide liquid ferrous chloride and liquid ferric chloride, for up to five years for a total contract amount not to exceed \$336,250.

(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).

48. Authorize award and execution of a multi-term contract with Vaughn Pasture and Range Management, LLC, to provide vegetation shredding services, for up to five years for a total contract amount not to exceed \$450,000.

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

49. Authorize negotiation and execution of a multi-term contract with Pure Technologies US Inc. D/B/A Wachs Water Services, to provide large diameter water main leak detection and assessment services, for up to five years for a total contract amount not to exceed \$5,000,000.

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

- 50.** Authorize award and execution of a multi-term contract with Pure Technologies US Inc. D/B/A Wachs Water Services, to provide valve assessment services, for up to five years for a total contract amount not to exceed \$1,752,600.

(Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program and subcontracting opportunities were applied to the solicitation. The recommended contractor provided sufficient evidence of Good Faith Efforts and the resulting contract will include 2.27% WBE participation).

- 51.** Authorize award and execution of two multi-term contracts with Ferguson Enterprises Inc. D/B/A Ferguson Waterworks and Core & Main LP, to provide ball and gate valves, for up to five years for total contract amounts not to exceed \$409,000 divided between the contractors.

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

- 52.** Authorize award and execution of a multi-term contract with Badger Meter, Inc. D/B/A National Meter & Automation, to provide cold water meters, for up to five years for a total contract amount not to exceed \$565,000.

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

- 53.** Authorize negotiation and execution of a multi-term contract through the U.S. Communities Cooperative Program with McKesson Medical-Surgical, Inc., to provide pharmaceutical and clinic supplies, for up to five years for a total contract amount not to exceed \$2,750,000.

(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).

- 54.** Authorize an amendment to a contract with Sustainable Food Center to provide continued farm stands, for an increase in the amount of \$58,000 for a revised contract amount not to exceed \$348,000.

(Note: This contract was awarded in accordance 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).

- 55.** Authorize award and execution of a multi-term contract with A.J. Hurt Jr., Inc., to provide oil for

turbines and other equipment, for up to three years for a total contract amount not to exceed \$165,599.

(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).

### **Transportation**

56. Approve a resolution authorizing negotiation and execution of a Multiple Use Agreement with the Texas Department of Transportation for the installation of safety lighting under various overpasses along IH 35 between Lady Bird Lake and 15th Street.

District(s): District 1; District 3; District 9

57. Approve a resolution authorizing the City Manager to provide funds in an amount not to exceed \$200,000 to the Texas Department of Transportation as a match to a Transportation Alternatives Program federal grant, to expand Austin's B-Cycle bike share program.
58. Approve an ordinance amending the Fiscal Year 2017-2018 City of Austin Fee Schedule (Ordinance No. 20170913-002) to set administrative fees and use rent fees for monitoring, enforcement, parking infrastructure and overall management of the Shared Bike program and for the use of the right-of-way and transportation infrastructure for potential on-going privatized dockless bike share operations.
59. Approve a resolution authorizing the City Manager to establish a dockless bike share pilot demonstration program and the development of a permit process for permanent privatized dockless bike share operations.

### **Transportation - Mobility Bond**

60. Authorize negotiation and execution of a professional services agreement with AECOM Technical Services, Inc. (staff recommendation), or one of the other qualified responders to the Request for Qualifications Solicitation No. CLMP233, to provide engineering services for the Austin Transportation Department's Transportation Engineering Staff Augmentation project, for an initial one-year term in the amount of \$2,500,000, with three one-year renewal options, for a total contract amount not to exceed \$10,000,000 including all renewals.

[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 9.00% MBE and 24.00% WBE participation.].

### **Treasury Office**

61. Approve a resolution adopting the City of Austin Fiscal Year 2017-18 Investment Policy.

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

62. 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.

63. Approve a resolution directing the City Manager to create a plan to periodically assess existing City regulations and rules.

Sponsors: Council Member Delia Garza, Council Member Gregorio Casar, Council Member Jimmy Flannigan, and Council Member Ellen Troxclair

64. Approve the waiver or reimbursement of fees and requirements for the Taiwan National Day event sponsored by the Austin Chapter of Taiwanese Chambers of Commerce which was held October 21, 2017 at the Asian American Resource Center.

Sponsors: Council Member Jimmy Flannigan, Mayor Steve Adler, Mayor Pro Tem Kathie Tovo, and Council Member Ora Houston

65. Approve the waiver or reimbursement of fees and requirements for the City Wide Iftar event sponsored by the Austin Muslim Civic Ambassadors to be held Saturday, May 26, 2018 at the Asian American Resource Center.

Sponsors: Council Member Jimmy Flannigan, Mayor Steve Adler, Mayor Pro Tem Kathie Tovo, and Council Member Ora Houston

66. Approve a resolution appointing Spencer Cronk as the City Manager and establishing compensation and benefits.

Sponsors: Mayor Steve Adler, Mayor Pro Tem Kathie Tovo, Council Member Gregorio Casar, Council Member Ann Kitchen, and Council Member Alison Alter

67. Approve a resolution directing the City Manager to review and study the potential impacts to the City of any construction of a wall between the United States of America and Mexico, and further, develop a policy to apply the City's stated opposition to such a wall through use of the City's contracting policies and procedures.

Sponsors: Council Member Delia Garza, Council Member Gregorio Casar, Council Member Sabino "Pio" Renteria, Mayor Steve Adler, and Council Member Ann Kitchen

68. Approve a resolution initiating a benchmarking study comparing Austin Water and Austin Resource Recovery to other Texas utilities and developing recommendations concerning Affordability Standards for both city-owned utilities.

Sponsors: Council Member Ellen Troxclair, Council Member Alison Alter, Council Member Sabino "Pio" Renteria, and Council Member Ora Houston

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

69. Set a public hearing to consider an ordinance on first reading regarding the application submitted by Allegiance Mobile Health to approve a non-emergency medical transfer franchise under City Code Chapter 10-2. (Suggested date and time: March 1, 2018, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX.)

70. Set a public hearing to consider a request by Kyle Hill, agent for Tasty Spoon, located at 1413 South 1st Street, to waive the distance requirement of City Code Section 4-9-4(A), which requires a minimum of 300 feet between a business that sells alcoholic beverages and a public school. (Suggested date and time: March 1, 2018, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX.)

District(s): District 9

71. Set a public hearing to consider an ordinance amending City Code Title 25 to change the applicability of the Central Urban Redevelopment combining district (CURE) so that it does not apply east of IH-35 and East Avenue. (Suggested date and time: March 1, 2018, 4:00 p.m. at 301 W. Second St., Austin, TX).
72. Set a public hearing to consider an ordinance adopting local standards of care for the City of Austin Parks and Recreation Department's Youth Programs. (Suggested date and time, February 15, 2018, 4:00 p.m. at Austin City Hall, 301 W. Second Street).

## **Non-Consent**

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

73. Reappoint Dr. Charles Bell to the Central Health Board of Managers.

Sponsors: Health and Human Services Committee

### **Morning Briefings**

74. Briefing on labor relations issues concerning City of Austin public safety operations.

### **Executive Session**

75. Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
76. Discuss personnel issues related to the search for and appointment of a new city manager (Personnel matters - Section 551.074 of the Government Code).
77. 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 Division of Texas (Private consultation with legal counsel - Section 551.071 of the Government Code).
78. Discuss legal issues related to Cox Texas Newspapers, LP v. City of Austin, Cause No. D-1-GN-17-006050 in the 53rd Judicial District for Travis County (Private consultation with legal counsel pursuant to Section 551.071 of the Government Code).
79. Discuss legal issues related to Attorney General letter ruling No. OR2018-00740 concerning public information requests related to search for City Manager (Private consultation with legal counsel pursuant to Section 551.071 of the Government Code).
80. Discuss legal issues concerning oversight of Austin Police Department policies and practices (Private consultation with legal counsel - Section 551.071 of the Government Code).

### **Zoning Ordinances / Restrictive Covenants (HEARINGS CLOSED)**

81. NPA-2016-0016.01 - 3212 E. Cesar Chavez Street & 111 Tillery Street - District 3 - Approve second and third readings 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

82. 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

83. C14-2017-0028 - Great Hills Mixed Use - District 10 - Approve second and third readings of an ordinance amending City Code Title 25 by zoning property locally known as 9828 Great Hills Trail and 10224 Research Boulevard (Walnut Creek Watershed). Applicant Request: To rezone from community commercial (GR) district zoning and limited office (LO) district zoning to general commercial services-mixed use-vertical mixed use building (CS-MU-V) combining district zoning. First reading to approve general commercial services-mixed use-vertical mixed use building-conditional overlay (CS-MU-V-CO) combining district zoning, with conditions, on December 14, 2017. Vote: 9-1-1, J. Flannigan-No, E. Troxclair-off the dais. Owner/Applicant: Great Hills Retail, Inc. Agent: Drenner Group, PC (Amanda Swor). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 10

84. C14-2017-0109 - J.D. Warehouse - District 1 - Approve second and third readings of an ordinance amending City Code Title 25 by zoning property locally known as 6506 Decker Lane (Elm Creek Watershed). Applicant Request: To rezone from community commercial (GR) district zoning to limited industrial (LI) district zoning. First reading approved general commercial services-conditional overlay (CS-CO) combining district zoning on December 14, 2017 (10-1). Owner: Gold A&A Inc. (Adam Ahmad). Applicant: Moncada Enterprises (Phil Moncada). City Staff: Heather Chaffin, 512- 974-2122.

District(s): District 1

85. C14-2017-0114 - 611 East Braker Lane - District 4 - Approve second and third readings of an ordinance amending City Code Title 25 by zoning property locally known as 611 East Braker Lane (Walnut Creek Watershed). Applicant's Request: To rezone from community commercial-conditional overlay-neighborhood plan (GR-CO-NP) combining district zoning to general commercial services-neighborhood plan (CS-NP) combining district zoning. First reading approved general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning, with conditions, on December 7, 2017. Vote: 9-0, D. Garza and E.

Troxclair-absent. Owner/Applicant: Priesmeyer Family, LP (Victoria Priesmeyer). Agent: Lenworth Consulting, LLC (Nash Gonzales). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 4

86. C14-2016-0121 - 7700 Parmer Lane - District 6 - Approve second and third readings of an ordinance amending City Code Title 25 by zoning property locally known as 7700 West Parmer Lane (Lake Creek Watershed). Applicant's Request: To rezone from limited industrial-planned development area (LI-PDA) combining district zoning to limited industrial-planned development area (LI-PDA) combining district zoning, to change a condition of zoning. First reading approved limited industrial-planned development area (LI-PDA) combining district zoning on November 2, 2017. Vote: 9-0. Council Members Casar and Garza were off the dais. Owner/Applicant: BRI 1869 Parmer, LLC. Agent: Drenner Group (Amanda Swor). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 6

87. C14-2017-0115 - 2510 West Parmer Lane - District 7 - Approve second and third readings of an ordinance amending City Code Title 25 by zoning property locally known as 2510 West Parmer Lane (Walnut Creek Watershed). Applicant's Request: To rezone from community commercial (GR) district zoning to general commercial services (CS) district zoning. First reading approved general commercial services (CS) district zoning, with conditions, on November 9, 2017. Vote: 11-0. Owner/Applicant: CSW 2510 West Parmer, LLC. Agent: Lenworth Consulting, LLC (Nash Gonzales). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 7

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

88. NPA-2016-0016.02 - Red Bluff Mixed Use Development -District 3 -Conduct a public hearing and approve 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 20 Strandtman Cove & 5221 E. Cesar Chavez Street (Colorado River Watershed) from Industry to Mixed Use land use. Staff Recommendation: To not grant Mixed Use land use. Planning Commission Recommendation: Not applicable; withdrawn by Applicant. Owners/Applicants: AUS Holdings, LLC (Brian Bilderback, Managing Member) and Hustle and Flow, LLC (Elizabeth Lambert, Manager). Agent: Coats Rose (John Joseph) and Armbrust & Brown, PLLC (Michael Whellan). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 3

89. NPA-2017-0015.03 - Jackie Robinson Street - District 1 -Conduct a public hearing and approve an ordinance amending Ordinance No. 20021107-Z-11 the East MLK 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 a property locally known as 1321 Delano St. and 5600 Jackie Robinson Street (Fort Branch Watershed) from Single Family and Mixed Residential to Higher Density Single Family land use. Staff Recommendation: To grant High Density Single Family land use. Planning Commission Recommendation: To be reviewed January 23 2018. Owner: Evangelo Sgarbi. Applicant: Land Answers, Inc. (Jim Wittliff). City Staff: Debora Gonzalez, 512-974-7973 and Jesse Gutierrez, 512- 974-1606



District(s): District 1

90. C14-2017-0097 - Jackie Robinson Residential - District 1 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1321 Delano Street and 5600 Jackie Robinson Street (Fort Branch Watershed). Applicant Request: To rezone from family residence- neighborhood plan (SF-3-NP) combining district zoning to townhouse & condominium- neighborhood plan (SF-6-NP) combining district zoning. Staff Recommendation: To grant townhouse & condominium- neighborhood plan (SF-6-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on January 23, 2018. Owner: Evangelo Sgarbi Applicant: Land Answers, Inc. (Jim Wittliff). City Staff: Scott Grantham, 512-974-3574.

District(s): District 1

91. NPA-2017-0002.01 - 4 East - District 3 - Conduct a public hearing and approve an ordinance amending Ordinance No. 19990513-70 the East Cesar Chavez 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 know as 1600, 1602, 1604, 1606, 1608, 1610 E. 4th (Town Lake Watershed) from Specific Regulating District to Specific Regulating District land use. Staff Recommendation: See zoning case number C14-2017-0105. Planning Commission Recommendation: Forwarded to Council without a recommendation due to lack of an affirmative vote. Owner: CC Third and Comal, LP and Tocayo Investments GP, LLC (Robert Gandy). Agent: Armbrust & Brown, PLLC (Michael Whellan). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 3

92. C14-2017-0105 - 4 East - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning property locally known as 1600, 1602, 1604, 1606, 1608, and 1610 East 4th Street (Lady Bird Lake Watershed). Applicant Request: To rezone from transit oriented development-neighborhood plan (TOD-NP) combining district zoning to transit oriented development-central urban redevelopment- neighborhood plan (TOD-CURE-NP) combining district zoning. Staff Recommendation: To grant transit oriented development-central urban redevelopment- neighborhood plan (TOD-CURE-NP) combining district zoning, with conditions. Planning Commission Recommendation: Forwarded to Council without a recommendation due to lack of an affirmative vote. Owner: Tocayo Investments GP, LLC & CC Third and Comal, LP (Robert Gandy IV). Applicant: Armbrust & Brown, PLLC (Michael J. Whellan). City Staff: Heather Chaffin, 512- 974-2122.

District(s): District 3

93. NPA-2016-0016.05 - Tillery MF -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 507 Tillery Street (Boggy Creek Watershed) from Single Family to Multifamily. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed on January 23, 2018. Owner/Applicant: 507 Tillery House, LLC. Agent: Rize Planning Development & Construction (Ross Frie). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 3

94. C14-2017-0106 - Tillery MF - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 507 Tillery Street (Colorado River and Boggy Creek Watersheds). Applicant Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district to multifamily residence low density-conditional overlay-neighborhood plan (MF-2- CO-NP). Staff Recommendation: Planning Commission Recommendation: To be reviewed January 23, 2018. Owner/Applicant: 507 Tillery House LLC (Caren W. Wendt and Katheryn L. Ingerly). Agent: Rize Planning, Development and Construction (Ross Frie). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 3

95. NPA-2017-0029.01- Austin Humane Society - District 4 - Conduct a public hearing and approve an ordinance amending Ordinance No. 20120426-100, the St. John/Coronado Hills 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 7600, 7602, 7604, 7608, 7610, 7614, and 7616 Bennett Avenue (Buttermilk Branch Watershed) from Single Family to Mixed Use land use. Staff Recommendation: To grant Neighborhood Mixed Use land use. Planning Commission Recommendation: To grant Neighborhood Mixed Use land use. Owner/Applicant: Austin Humane Society (Frances Jonon). Agent: Garrett-Ihnen Civil Engineers (Mike Wilson). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 4

96. C14-2017-0086 - Austin Humane Society Rezoning - District 1 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 7600, 7602, 7604, 7608, 7610, 7614, and 7616 Bennett Avenue (Buttermilk Branch Watershed) Applicant Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning. Staff Recommendation: To grant neighborhood commercial services-mixed use-neighborhood plan (LR-MU-NP) combining district zoning. Planning Commission Recommendation: To grant neighborhood commercial services-mixed use-neighborhood plan (LR-MU-NP) combining district zoning. Owner/Applicant: Humane Society of Austin & Travis County (Frances Jonon). Agent: Garrett-Ihnen Civil Engineers (Mike Wilson). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 1

97. NPA-2017-0005.03 - Affordable Dream Homes - 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 2404 Thrasher Lane (Country Club East & Carson Creek Watershed) from Commercial to Higher Density Single Family land use. Staff Recommendation: To grant Higher Density Single Family land use. Planning Commission Recommendation: To grant Higher Density Single Family land use. Owner/Applicant: Vahonia Realty, LLC. Agent: Land Answers, Inc. (Jim Wittliff). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 3

98. C14-2017-0098 - Affordable Dream Homes - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2404 Thrasher

Lane (Carson Creek Watershed). Applicant Request: To rezone from Commercial Services - Neighborhood Plan (CS-NP) combining district zoning to Urban Family Residence - Conditional Overlay - Neighborhood Plan (SF-5-CO-NP) combining district zoning. Staff Recommendation: To grant Urban Family Residence - Conditional Overlay - Neighborhood Plan (SF-5-CO-NP) combining district zoning. Planning Commission Recommendation: To grant Urban Family Residence - Conditional Overlay - Neighborhood Plan (SF-5-CO-NP) combining district zoning. Owner/Applicant: Vahonia Realty (Octavian F. Heresan). Agent: Landanswers (Jim Wittliff). City Staff: Andrew Moore, 512-974-7604. A valid petition has been filed in opposition to this rezoning request.

District(s): District 3

99. NPA-2016-0014.01 - Nuckols Crossing Road - District 2 - Conduct a public hearing and approve an ordinance amending Ordinance No. 021010-11, the Southeast 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 4500 Nuckols Crossing Road (Williamson Creek Watershed) from Single Family to Multifamily land use. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed on February 27, 2018. Owner/Applicant: Angelos Angelou and John Sasaridis. Agent: Thrower Design (A. Ron Thrower). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 2

100. C14-2017-0010 - 4500 Nuckols Crossing Road Rezoning - District 2 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 4500 Nuckols Crossing Road (Williamson Creek Watershed). Applicant's Request: To rezone from single family residence-standard lot-neighborhood plan (SF-2-NP) combining district zoning to multi-family residence-medium density-neighborhood plan (MF-3-NP) combining district zoning. Staff Recommendation: Pending. Planning Commission Recommendation: To be reviewed on February 27, 2018, 2017. Owner/Applicant: Angelos Angelou and John Sasaridis. Agent: Thrower Design (Ron Thrower). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 2

101. NPA-2017-0016.01 - Springdale Arts- District 3 - Conduct a public hearing to 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 3524, 3528, and 3532 Gonzales Street (Boggy Creek Watershed) from Single Family to Mixed Use land use. Staff Recommendation: To grant Higher Density Single Family land use. Planning Commission Recommendation: To grant Mixed Use land use. Owner/Applicant: Anmol Mehra. Agent: South Llano Strategies (Glen Coleman). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 3

102. C14-2017-0090.SH - Springdale Arts- District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 3524, 3528, and 3532 Gonzales Street (Boggy Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to community commercial services-mixed use-neighborhood plan (GR-MU-NP) combining district zoning. Staff Recommendation: To grant townhouse condominium-neighborhood plan (SF-6-NP) combining district zoning. Planning Commission

Recommendation: To grant community commercial services-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning. Owner/Applicant: Anmol Mehra. Agent: South Llano Strategies (Glen Coleman). City Staff: Heather Chaffin, 512-974-2122.

District(s): District 3

- 103.** C14-2017-0022 - Bluff Springs Commercial - District 2 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6901 and 7001 Bluff Springs Road (Williamson Creek Watershed; South Boggy Creek Watershed). Applicant's Request: To rezone from general commercial services-conditional overlay (CS-CO) combining district zoning to general commercial services-conditional overlay (CS-CO) combining district zoning, to change a condition of zoning. Staff Recommendation: Pending. Zoning and Platting Commission Recommendation: . Owner/Applicant: Buda Bluff, LLC (Salim Haddad). Agent: South Llano Strategies (Glen Coleman). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 2

- 104.** C14-2017-0067 - Champion Tract 1C - District 10 - Conduct a public hearing and approve 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. Staff Recommendation: To grant general commercial services- conditional overlay (CS-CO) combining district zoning. Zoning and Platting Commission Recommendation: To deny general commercial services- conditional overlay (CS-CO) combining district zoning. 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

- 105.** 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 February 26, 2018. Planning Commission Recommendation: To be reviewed on February 27, 2018. Owner/Applicant: 2015 Austin Gilfillan LP (Rene O. Campos). Agent: Drenner Group (Dave Anderson). City Staff: Scott Grantham, 512-974-3574.

District(s): District 9

- 106.** 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 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 - corridor mixed use (ERC-CMU) district zoning. Planning Commission Recommendation: ERC-NMU 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: Andrew Moore, 512-974-7604.

District(s): District 3

- 107.** C14-2017-0096 - Walnut Park II - District 7 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 12139-12205 North Lamar Boulevard (Walnut Creek Watershed). Applicant Request: To rezone from limited office (LO) district zoning to multi-family residence-low density (MF-2) district zoning. Staff Recommendation: To grant multi-family residence-low density-conditional overlay (MF-2-CO) combining district zoning, with conditions. Zoning and Platting Commission Recommendation: To grant multi-family residence-low density-conditional overlay (MF-2-CO) combining district zoning, with conditions. Owner/Applicant: Crestmont Office Center, Ltd. (Jeffrey Schwartz, Vice President). Agent: Civile, LLC (Lawrence M. Hanrahan). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 7

- 108.** C14-2017-0118 - Texas Health and Science University Clinic - District 5 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1709 Fort View Road (West Bouldin Creek Watershed). Applicant Request: To rezone from Community commercial (GR) district zoning and Limited office (LO) district zoning to Community commercial - Mixed use (GR-MU) combining district zoning. Staff Recommendation: To grant Community commercial - Mixed use (GR-MU) combining district zoning. Planning Commission Recommendation: To grant Community commercial - Mixed use (GR-MU) combining district zoning. Owner/Applicant: T & L LP (Lisa Lin). Agent: Landanswers (Jim Wittliff). City Staff: Andrew Moore, 512-974-7604.

District(s): District 5

- 109.** C14-2017-0122 - S. Lamar VMU - District 5 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1311 S. Lamar Boulevard, Unit 2 & 1401 S. Lamar Boulevard (West Bouldin Creek Watershed). Applicant Request: To rezone from general commercial services - conditional overlay (CS-CO) combining district zoning for Tract 1 and general commercial services - vertical mixed use - conditional overlay (CS-V-CO) combining district zoning for Tract 2 to general commercial services - vertical mixed use (CS-V) combining district zoning for Tract 1 and general commercial services - vertical mixed use (CS-V) combining district zoning for Tract 2. Staff Recommendation: To grant commercial services - vertical mixed use - conditional overlay (CS-V-CO) combining district zoning for both Tracts 1 and 2. Planning Commission Recommendation: To be reviewed January 23, 2018. Owner/Applicant: Seamless GCW, LTD (Joe Warnock). Agent: Armbrust & Brown, PLLC (Richard Suttle). City Staff: Andrew Moore, 512-974-7604.

District(s): District 5

- 110.** C14-2017-0125 - 2514 Thrasher - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2514 Thrasher Lane (West Country Club Creek and Carson Creek Watersheds). Applicant Request: To rezone from general commercial services -conditional overlay- neighborhood plan (CS-CO-NP) combining district zoning to general commercial services - mixed use - neighborhood plan (CS-MU-NP) combining district zoning. Staff Recommendation: To deny general commercial

services - mixed use - neighborhood plan (CS-MU-NP) combining district zoning. Planning Commission Recommendation: To grant general commercial services - mixed use-conditional overlay - neighborhood plan (CS-MU-CO-NP) combining district zoning. Agent: Drenner Group (Leah Bojo). Owner: Larry and Elizabeth Petree. City Staff: Andrew Moore, 512-974-7604.

District(s): District 3

111. C14-2017-0126 - 2110 Thrasher Lane - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2110 Thrasher Lane (Carson Creek Watershed). Applicant Request: To rezone from Family residence - neighborhood plan (SF-3-NP) combining district zoning to Townhouse and Condominium residence - Neighborhood Plan (SF-6-NP) combining district zoning. Staff Recommendation: To grant Townhouse and Condominium residence - Neighborhood plan (SF-6-NP) combining district zoning. Planning Commission Recommendation: To deny Townhouse and Condominium residence - Neighborhood Plan (SF-6-NP) combining district zoning. Owner/Applicant: TLH Riverside 6507 MF-1, LP (David Cox). Agent: Graves, Dougherty, Moody, Hearn (Michael Whellan). City Staff: Andrew Moore, 512-974-7604.

District(s): District 3

112. C14-2017-0132 - 4515 South Congress Rezoning - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 4515 South Congress Avenue and 134 Sheraton Avenue (Williamson Creek Watershed). Applicant's Request: To rezone from general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning and general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning to general commercial services-mixed use-vertical mixed use building-neighborhood plan (CS-MU-V-NP) combining district zoning. Staff Recommendation: To grant general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning, with conditions. Planning Commission Recommendation: To be reviewed on January 23, 2018. Owner: Life Storage LP (Michael J. Rogers). Applicant: LEMCO Holdings, LLC (David Cox). Agent: Graves, Dougherty, Hearon & Moody, P.C. (Michael Whellan). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 3

113. C14-2017-0133 - 4401 South Congress Rezoning - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 4401 South Congress Avenue (Williamson Creek Watershed). Applicant's Request: To rezone from general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning to general commercial services-mixed use-vertical mixed use building-neighborhood plan (CS-MU-V-NP) combining district zoning. Staff Recommendation: To grant general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning, with conditions. Planning Commission Recommendation: To grant general commercial services-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (CS-MU-V-CO-NP) combining district zoning, with conditions. Owner/Applicant: Sabot Development, LLC (James W. Young). Agent: Graves, Dougherty, Hearon & Moody, P.C. (Michael Whellan). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 3

114. C14-2017-0134 - Gardens 3.01 - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 4310 James Casey Street (West Bouldin Creek Watershed). Applicant Request: To rezone from limited office - vertical mixed use building - neighborhood plan (LO-V-NP) combining district zoning to general office - vertical mixed use building - neighborhood plan (GO-V-NP) combining district zoning. Staff Recommendation: To grant general office - vertical mixed use building - neighborhood plan (GO-V-NP) combining district zoning. Planning Commission Recommendation: To grant general office - vertical mixed use building - neighborhood plan (GO-V-NP) combining district zoning. Owner: 4310 Gardens Mob, LP. Applicant: Bennett Consulting (Rodney Bennett). City Staff: Scott Grantham, 512-974-3574.
- District(s): District 3
115. C14-2017-0136 - Lake Creek Commercial - District 6 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 9829 ½ North Lake Creek Parkway (Lake Creek Watershed). Applicant Request: To rezone from multi-family residence-highest density (MF-6) district zoning to community commercial (GR) district zoning. Staff Recommendation: To grant community commercial (GR) district zoning. Zoning and Platting Commission Recommendation: To grant community commercial-mixed use (GR-MU) combining district zoning. Owner/Applicant: 620/183 Limited Partnership (Fred Thomas). Agent: McLean & Howard, LLP (Jeffrey Howard). City Staff: Sherri Sirwaitis, 512-974-3057.
- District(s): District 6
116. C14-2017-0137 - 2610 S. 1St Street - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2610 South First Street (East Bouldin Creek Watershed). Applicant Request: To rezone from family residence (SF-3) district zoning to community commercial - vertical mixed use building (GR-V) combining district zoning. Staff Recommendation: To grant community commercial - vertical mixed use building (GR-V) combining district zoning. Planning Commission Recommendation: To grant community commercial - vertical mixed use building (GR-V) combining district zoning. Owner: Maria Meneses. Agent: BML Consulting Engineering (Benigno Meneses). City Staff: Andrew Moore, 512-974-7604.
- District(s): District 3
117. C14-2017-0151 - Del Valle Gas Station - District 2 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by rezoning property locally known as 3132 East State Highway 71 Eastbound (Colorado River Watershed). Applicant's Request: To rezone from general commercial services-conditional overlay (CS-CO) combining district zoning to general commercial services-conditional overlay (CS-CO) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning, to change a condition of zoning. Zoning and Platting Commission Recommendation: To be reviewed on January 30, 2018. Owner/Applicant: DiamondSprings Investments, Inc. (Shaukat Prasla). Agent: McClendon & Associates Development Consulting, LLC (Carl McClendon). City Staff: Wendy Rhoades, 512-974-7719.
- District(s): District 2
118. C14-2017-0156 - 1105 Airport Boulevard - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1105 Airport

Boulevard (Boggy Creek Watershed) from community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning to community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant community commercial-mixed use-neighborhood plan (GR-MU-NP) combining district zoning. Planning Commission Recommendation: To grant community commercial-mixed use-neighborhood plan (GR-MU-NP) combining district zoning. Owner/Applicant: SL Shady Lane, LP (John Kiltz). Agent: McLean & Howard, LLP (Jeffrey S. Howard). City Staff: Heather Chaffin, 512-974-2122.

**District(s):** District 3

- 119.** C14-2017-0143 - 11500 Manchaca Road - District 5 - Conduct a public hearing and approve an ordinance amending City Code Chapter 25-2 by zoning property locally known as 11500 Manchaca Road (Slaughter Creek Watershed). Applicant's Request: To zone from interim-rural residence (I-RR) district zoning to general commercial services-conditional overlay (CS-CO) combining district zoning for Tract 1, community commercial-conditional overlay (GR-CO) combining district zoning for Tract 2, and warehouse/limited office-conditional overlay (W/LO-CO) combining district zoning for Tract 3. Staff Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning for Tract 1, community commercial-conditional overlay (GR-CO) combining district zoning for Tract 2, and warehouse/limited office-conditional overlay (W/LO-CO) combining district zoning for Tract 3, with conditions. Zoning and Platting Commission Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning for Tract 1, community commercial-conditional overlay (GR-CO) combining district zoning for Tract 2, and warehouse/limited office-conditional overlay (W/LO-CO) combining district zoning for Tract 3, with conditions. Owner/Applicant: JG Manchaca Property LLC & Garcia Road LLC (Espiron Garcia). Agent: Metcalfe Wolff Stuart & Williams, LLP. (Michele Rogerson Lynch). City Staff: Wendy Rhoades, 512-974-7719.

**District(s):** District 5

- 120.** 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) 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 Planning Commission Recommendation: To be reviewed January 23, 2018. Owner/Applicant: Otto Freidrich Jr. Estate (Johnette Champion). Agent: Drenner Group (Dave Anderson). City Staff: Heather Chaffin, 512-974-2122.

**District(s):** District 3

- 121.** C14-2016-0135 - 2500 N. Lamar - District 9 - Conduct a public hearing and approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 1200 W 25th Street (Shoal Creek Watershed). Applicant Request: To rezone from general office-mixed use- conditional overlay- neighborhood plan (GO-MU-CO-NP) combining district zoning to general office-mixed use-vertical mixed use building- conditional overlay- neighborhood plan (GO-MU-V-CO-NP) combining district zoning. First Reading approved on December 14, 2017. Vote: 9-0, Council Members Garza and Houston off the dais. Owner/Applicant: 2500 N. Lamar LLC. Agent: Drenner Group (Amanda Swor). City Staff: Scott



Grantham, 512-974-3574.

District(s): District 9

**Public Hearings and Possible Actions**

122. Conduct a public hearing and consider an ordinance concerning the complaint of Paul Robbins on Texas Gas Service's 2018 Conservation Adjustment Clause rate.

Addendum Items to follow

*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.*

## **Consent Agenda**

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

- 123.** Approve an ordinance waiving or reimbursing certain fees and requirements for the Taiwan National Day event sponsored by the Austin Chapter of Taiwanese Chambers of Commerce which was held October 21, 2017 at the Asian American Resource Center.

Sponsors: Council Member Jimmy Flannigan, Mayor Steve Adler, Mayor Pro Tem Kathie Tovo, and Council Member Ora Houston

- 124.** Approve an ordinance waiving or reimbursing certain fees and requirements for the City Wide Iftar event sponsored by the Austin Muslim Civic Ambassadors to be held Saturday, May 26, 2018 at the Asian American Resource Center.

Sponsors: Council Member Jimmy Flannigan, Mayor Steve Adler, Mayor Pro Tem Kathie Tovo, and Council Member Ora Houston

## **Non-Consent**

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

- 125.** NPA-2017-0005.04 - 2514 Thrasher Lane - 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 2514 Thrasher Lane (Carson Creek Watershed) from Commercial to Mixed Use land use. Staff Recommendation: To deny Mixed Use land use. Planning Commission recommendation: To grant Mixed use land use. Owner/Applicant: Larry and Elizabeth Petree). Agent: Drenner Group (Leah Bojo). City Staff: Maureen Meredith, (512) 974-2695.

District(s): District 3

- 126.** C814-2017-0001 - 425 W. Riverside PUD - District 9 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 425 W. Riverside Drive (Lady Bird Lake Watershed). Applicant Request: To rezone from Commercial-Liquor Sales - Vertical Mixed Use - Neighborhood Plan (CS-1-V-NP) combining district zoning to Planned Unit Development - Neighborhood Plan (PUD-NP) combining district zoning. Staff Recommendation: To grant Planned Unit Development - Neighborhood Plan with conditions (PUD-NP). Planning Commission Recommendation: To be reviewed February 13, 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

## **Adjourn**

Note: The above item(s) will be considered under its respective category, but follow the last number on the Austin, Texas, City Council Agenda for Thursday, February 1, 2018

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