

Closed Caption Log, Council Meeting, 3/11/04

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Mayor Wynn: GOOD MORNING, I'M AUSTIN MAYOR WILL WYNN, IT'S MY PRIVILEGE TO WELCOME THIS MORNING BENJAMIN KUIPERS WITH FRIENDS MEETING OF AUSTIN, COMMONLY REFERRED TO AS THE QUAKERS, WHO WILL LEAD US IN OUR INVOCATION, BENJAMIN, THANK YOU.

THANK YOU VERY MUCH. FOR THIS INVOCATION. AS THE MAYOR SAID MY NAME IS BENJAMIN KUIPERS, I'M A MEMBER OF THE SOCIETY OF FRIENDS, COMMONLY KNOWN AS QUAKERS. IN 1648 A YOUNG MAN NAMED GEORGE FOX WAS SEARCHING FOR GOD. HE SPOKE WITH PRIESTS IN THE CATHOLIC CHURCH, MINISTERS IN THE CHURCH OF ENGLAND, MEMBERS OF VARIOUS SECTS. HE FOUND THAT THEY WERE ALL VERY, VERY FALLIBLE MEN WITH NO SPECIAL ACCESS OF GOD, HE WAS DEVASTATED. AS HE WAS WANDERING OVER THE MOORES HE HEARD THE VOICE OF JESUS CHRIST SPEAKING QUIETLY IN HIS HEART SAYING YOU COULD LISTEN TO ME. FROM THAT LEADING ROSE THE SOCIETY OF FRIENDS. QUAKERS MEET FOR WORSHIP IN SILENCE, QUIETING THEIR MINDS AND BODIES TO BE ABLE TO HEAR THE VOICE OF GOD SPEAKING WITHIN THEM. FROM THIS WORSHIP, COMES HISTORIC TESTIMONIES AGAINST WAR AND VIOLENCE AND FOR THE EQUALITY OF ALL MEN AND WOMEN. AT THIS TIME, I WANT TO HOLD YOU IN A SHORT PERIOD OF SILENT WORSHIP. TRY TO QUIET YOUR MIND AND SETTLE INTO THE SILENCE. AND AT A TIME OF BUSINESS LIKE THIS, IT'S A LITTLE HARD BECAUSE PEOPLE HAVE A LOT OF THINGS ON THEIR MIND. IT'S -- IT'S NOT ALWAYS EASY TO DO THIS. BUT IT'S NOT THAT HARD,

EITHER. THE OPEN INVOCATION -- I WOULD LIKE EVERYBODY TO TAKE A SEAT AND THEN AFTER A FEW MINUTES OF SILENCE, I'LL CLOSE THE SILENCE BY SHAKING HANDS WITH THE PEOPLE NEXT TO ME. AND AT THAT TIME, YOU SHOULD EACH SHAKE HANDS WITH YOUR NEIGHBORS. LET'S NOW SETTLE INTO SILENCE.

Mayor Wynn: THANK YOU,. IN BEING A QUORUM PRESENT AT THIS TIME I WILL CALL TO ORDER THE MEETING OF THE AUSTIN CITY COUNCIL. IT IS THURSDAY, MARCH 11th 11th, 2004. ABOUT 10 MINUTES AFTER 10:00 IN THE MORNING AT THE LOWER COLORADO RIVER AUTHORITY HANCOCK BUILDING, 3700 LAKE AUSTIN BOULEVARD, AUSTIN, TEXAS. AT THIS TIME I WILL READ THE CHANGES AND CORRECTIONS TO THIS WEEK'S POSTED AGENDA. STARTING WITH ITEM NO. 14 WE SHOULD -- THE ACTION WILL BE AUTHORIZE NEGOTIATION AND EXECUTION OF AN AMENDMENT TO THE OUTSIDE COUNCIL CONTRACT WITH SCOTT, DOUGLAS AND ... LLP AND STRIKE THE AMOUNT \$60,000 AND REPLACE IT WITH \$50,000 WITH A TOTAL CONTRACT AMOUNT NOT TO EXCEED 60,000. THE FUNDING IN THE AMOUNT OF 50,000 IS AVAILABLE IN THE APPROVED OPERATING BUDGET OF ECONOMIC DEVELOPMENT FUND. ITEM NO. 20, WE SHOULD STRIKE THE M/W.B.E. SUMMARY THAT HAD SAID PROJECT SPECIFIC SUBGOALS STATED IN THE SOLICITATION FOR 9.46 M.B.E. AND 7.41 W.B.E., AND REPLACE THAT WITH THE PHRASE 9.46% M.B.E. AND 7.41% W.B.E. SUBCONTRACTOR PARTICIPATION. ON ITEM NO. 21, WE SHOULD STRIKE THE DESIGNATION W.B.E. AND REPLACE IT WITH W.B.E./FH 11.37%. ITEM NO. 38 AND 47, BOTH RELATED TO THE TRAVIS COUNTY HOSPITAL DISTRICT, WILL BE POSTPONED TO MARCH 25th, 2004. OUR TIME CERTAIN ITEMS ON THIS WEEK'S AGENDA, AS IS NORMALLY AT CASE. AT 12:00 NOON, GENERAL CITIZEN COMMUNICATION, AT 2:00, WE WILL HAVE BRIEFINGS THAT SHOW TODAY AS ITEMS 46 AND 47, AT 4:00 P.M., ZONING HEARINGS, APPROVAL OF ORDINANCES AND RESTRICTIVE COVENANTS, THEY SHOW UP AS ITEM 48 AND ITEMS Z-1 THROUGH Z-8. I WILL ANNOUNCE NOW THAT THE CITY STAFF IS REQUESTING POSTPONEMENT ON BEHALF OF THE APPLICANT FOR ITEM Z-8, KNOWN AS THE HOUSE OF TUTORS, 2400 PEARL STREET, THE CITY STAFF WILL BE REQUESTING A POSTPONEMENT TO JUNE 10th, 2004.

TECHNICALLY THAT ACTION WON'T OCCURRED UNTIL 4:00 P.M., BUT IT IS RARE THAT WE DON'T ACCEPT STAFF RECOMMENDATION ON A POSTPONEMENT. IF YOU ARE HERE FOR THAT, AT HOME WATCHING IN ANTICIPATION OF COMING TO THE COUNCIL MEETING AT 4:00, KNOW THAT ITEM Z-8 WILL VERY LIKELY BE POSTPONED FOR SEVERAL MONTHS. AT 5:30 WE BREAK FOR LIVE MUSIC AND PROCLAMATIONS, AT 6:00 P.M. PUBLIC HEARINGS AND POSSIBLE ACTIONS THAT SHOW TODAY AS ITEMS 49 AND 50. DIRT, I WILL READ THE ITEMS -- AT THIS TIME I WILL READ THE ITEMS THAT HAVE BEEN PULLED BY COUNCILMEMBERS OFF THE CONSENT AGENDA. I'M SORRY, COUNCILMEMBER DUNKERLY?

Dunkerley: I'M NOT SURE IF THIS IS THE CORRECT TIME, BUT I WOULD LIKE TO ASK FOR A POSTPONEMENT OF ITEM NO. 49. FOR -- FOR -- MOVE TO APRIL 1st AT 6:00 P.M. I THOUGHT THAT WAS AN APPROPRIATE THING.

THAT'S A 6:00 HEARING.

Mayor Wynn: THANK YOU , COUNCILMEMBER. JUST TO NOTE, ITEM NO. 49 IS POSTED AS A 6:00 TIME CERTAIN PUBLIC HEARING AND POSSIBLE ACTION. TECHNICALLY WE WON'T BE ABLE TO TAKE UP THE ACTION OF POSTPONING, IF THAT'S THE WILL OF THE COUNCIL, UNTIL 6:00 P.M. BUT PLEASE NOTE THAT A COUNCILMEMBER IS REQUESTING THAT THAT BE POSTPONED. THIS IS ONE OF THE -- ESSENTIALLY A -- TECHNICALLY A SPONSORING COUNCILMEMBER OF THIS ITEM, SO I STRONGLY SUSPECT THAT IT WILL BE POSTPONED, BUT NOT UNTIL 6:00 P.M. THANK YOU, COUNCILMEMBER.

Dunkerley: THANK YOU. THE ITEMS CURRENTLY PULLED FOR DISCUSSION, THAT IS PULLED OFF THE CONSENT AGENDA, FOR ITEMS NUMBER 27, RELATED TO A PHARMACY SERVICES CONTRACT PULLED BY COUNCILMEMBER SLUSHER. ITEM 28, ALSO RELATED TO A SERVICE AGREEMENT REGARDING THE DIRECTOR OF PHARMACY, PULLED BY COUNCILMEMBER SLUSHER. ITEM NO. 36, RELATED TO WAIVING OF VARIOUS FEES FOR THE GREATER AUSTIN FIRST T, ALSO PULLED BY COUNCILMEMBER SLUSHER. I WOULD JUST NOTIFY THE STAFF, I'LL HAVE A COUPLE OF QUICK QUESTIONS ON ITEMS NUMBER 8 AND 9, BUT I BELIEVE WE CAN TAKE THEM UP ON

THE CONSENT AGENDA. THESE ARE TWO STREET NAME CHANGES, JUST WANT TO MAKE SURE THAT I UNDERSTAND THAT PROCESS BEFORE WE TAKE ACTION ON THE CONSENT AGENDA.

MAYOR, I HAVE TWO ADDITIONAL PULLED ITEMS.

THANK YOU.

Clerk Brown: COMMISSIONER MCKEE REQUESTED 30 AND 39 -- COUNCILMEMBER MCCracken REQUESTED 30 AND 39 TO BE PULLED.

Mayor Wynn: THANK YOU VERY MUCH. HERSELF HERSELF, PUN PUN

AS WE HEARD ... WE NEED TO PULL ITEM NO. 14 OFF THE CONSENT AGENDA WHICH IS RELATED TO AN EXECUTIVE SESSION DISCUSSION THAT WE WILL HAVE LATER. ITEM NO. 15 WILL BE PULLED OFF THE CONSENT AGENDA, THIS TECHNICALLY IS POSTED AS APPROVAL OF THE MEET AND CONFER CONTRACT WITH THE AUSTIN POLICE ASSOCIATION. THE COUNCIL WILL NOT BE TAKING ACTION ON THAT. BUT WITHOUT OBJECTION, COUNCIL, I WOULD LIKE TO KEEP IT ON THE AGENDA FOR THE AFTERNOON TO SEE IF CITIZENS MIGHT COME AND SIGN UP TO GIVE US SOME PUBLIC FEEDBACK OR COMMENT ON THAT. EVEN THOUGH ACTION WON'T BE TAKEN ON THAT ITEM FOR TWO MORE WEEKS. SO WITH THAT.

Slusher: MAYOR, I'LL PUT BACK ON 27 AND 28. THESE -- THIS IS ABOUT THE PHARMACY BENEFITS AND OUR M.A.P. CLINICS, OUR CLINICS, I WAS CONCERNED ABOUT THAT AND HUH WE GOT TO THIS -- AND HOW WE GOT TO THIS POINT, BUT STAFF HAS ANSWERED MY QUESTIONS, I THINK THEY HAVE IT STRAIGHTENED OUT OR ON THE ROAD TO.

Mayor Wynn: THANK YOU, COUNCILMEMBER. SO, COUNCIL, 27 AND 28 ARE PLACED BACK ON THE CONSENT AGENDA. SO CURRENTLY THE ITEMS PULLED FROM THE CONSENT AGENDA ARE ITEMS 14, 15, 30, 36, AND 39. ANY ADDITIONAL ITEMS TO BE PULLED OR PLACED BACK ON THE CONSENT AGENDA? IF NOT, THEN I'LL READ THE CONSENT AGENDA

NUMERICALLY. ITEM 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 PER CHANGES AND CORRECTION, 15 -- EXCUSE ME, 15 IS NOT ON THE CONSENT AGENDA -- SO AGAIN ITEMS 12, 13 PER CHANGES AND CORRECTION, 16, 17, 18, 19, 20, PER CHANGES AND CORRECTION, 21 PER CHANGES AND CORRECTIONS, 22, 23, 24, 25, 26, 27, 28, 29, 31, 32, 33, 34, 35 ARE OUR APPOINTMENTS TO THE BOARDS AND COMMISSIONS. I WILL NOW READ THEM INTO THE RECORD. CHILD CARE COUNCIL, TIMMY BARONAUFF CONSENSUS REAPPOINTMENT, LEILA CARR A CONSENSUS REAPPOINTMENT, DEBORAH KEITH THOMPSON, A CONSENSUS REAPPOINTMENT, AND ANITA HUFFHAUS THE AISD REPRESENTATIVE A CONSENSUS REAPPOINTMENT. TO THE ELECTRIC UTILITY COMMISSION, PAUL SKEETH, COUNCILMEMBER DUNKERLY'S REAPPOINTMENT, TO THE ETHICS REVIEW COMMISSION, JENNIFER PISKIN JOHNSON, MAYOR WYNN'S REAPPOINTMENT. TO THE HUMAN RIGHTS COMMISSION: ORLANDO SMITH AND LAURA TANZEY, BOTH CONSENSUS APPOINTMENTS. TO THE MAYOR'S COMMITTEE ON -- FOR PEOPLE WITH DISABILITIES: NORMAN KIEKE, MAYOR WYNN'S REAPPOINTMENT. TO THE MUSIC COMMISSION: ANGELA GILLIAN, MAYOR PRO TEM'S REAPPOINTMENT. TO THE URBAN TRANSPORTATION COMMISSION: KARL TEPER, MAYOR WYNN'S REAPPOINTMENT. TO THE WATER AND WASTEWATER COMMISSION, ROGER CHAN IS COUNCILMEMBER THOMAS' APPOINTMENT. THOSE ARE THE BOARD AND ECONOMICS APPOINTMENTS THAT SHOW AS ITEM NO. 35 ON THE CONSENT AGENDA. CONTINUING ON, ITEM 37, ITEM 38 POSTPONEMENT TO MARCH 25th, 2004. I BELIEVE THAT IS IT, MRS. BROWN. SO, COUNCIL, I'LL ENTERTAIN A MOTION ON THE CONSENT AGENDA. MOTION MADE BY COUNCILMEMBER ALVAREZ TO APPROVE THE CONSENT AGENDA AS READ. SECONDED BY COUNCILMEMBER THOMAS. DISCUSSION? I HAVE A QUICK QUESTION I WANTED TO LEAVE BOTH 8 AND 9 ON THE CONSENT AGENDA, BUT A QUICK QUESTION AS TO THE -- THESE ARE TWO STREET NAME CHANGES AND THE -- THE HOPEFUL SIMPLE QUESTION FOR STAFF IS, ONE, WHO INITIATED THE NAME CHANGE AND WHAT PROCESS IS FOLLOWED AS PART OF THAT?

MR. COLLINS?

GOOD AFTERNOON, GOOD MORNING, MY NAME IS PETER COLLINS, THE CIO WITH THE CITY OF AUSTIN. THE PROCESS HERE IS THAT WE ARE -- THE RESPONSE ISSUE, IT WAS IDENTIFIED IN BOTH OF THESE NEIGHBORHOODS. THE PROCESS IS TO GET ONE WAY IS TO HAVE 100% SIGNOFF ON THE NEIGHBORHOOD, IN THE IMMEDIATE AREA ON THAT STREET NAME CHANGE. WHICH IS AN EXAMPLE ON BOTH OF THESE, THEY ARE. IT ASSURES THAT PUBLIC SAFETY WILL RESPOND TO THE PROPER PLACE. IF THERE WAS NOT CONSENSUS ON IT, THEN THERE WOULD ACTUALLY BE A PUBLIC HEARING THAT -- AT COUNCIL ABOUT THAT NAME CHANGE.

GREAT, THANK YOU. SO IN FACT OUR PUBLIC SAFETY DEPARTMENTS FOR THE INITIATING SPONSOR OF THESE NAME CHANGES BECAUSE OF, I GUESS, SOME POTENTIAL CONFUSION IN RESPONDING TO EMERGENCIES AND ALL OF THE -- ALL OF THE AFFECTED RESIDENTS ARE IN AGREEMENT WITH THE NAME CHANGE?

YES. ACTUALLY, IN THIS CASE, IT WAS ACTUALLY -- IT COULD HAPPEN EITHER WAY. PUBLIC SAFETY COULD INITIATE IT OR THE NEIGHBORHOOD COULD INITIATE IT, TOO.

RIGHT.

IT'S AGREED UPON THIS WOULD BE BEST FOR EVERYBODY.

GREAT.

Mayor Wynn: THANK YOU, MR. COLLINS. FURTHER QUESTIONS? OR COMMENTS ON THE CONSENT AGENDA? IF NOT, ALL THOSE IN FAVOR PLEASE SAY AYE? AYE.

OPPOSED? CONSENT AGENDA PASSES ON A VOTE OF 7-0. THANK YOU ALL VERY MUCH. COUNCIL, WE HAVE ONE CITIZEN SIGNED UP ON ONE OF OUR PULLED ITEMS, SO WITHOUT OBJECTION WE WILL GO AHEAD AND GO TO ITEM NO. 30. RELATED TO A CABLING CONTRACT AND I WILL RECOGNIZE COUNCILMEMBER MCCRACKEN WHO PULLED THE ITEM.

MAYOR, I JUST NEEDED -- THERE WAS SOMEONE SIGNED UP

TO SPEAK AND MIGHT HAVE SOME QUESTIONS ONCE WE HEAR THE COMMENTS. THAT WAS THE EXTENT OF IT.

Mayor Wynn: THANK YOU. AT THIS TIME WE WILL TAKE UP ITEM NO. 30. WE HAVE ONE CITIZEN SIGNED UP, MR. BOB COTTON. WHO I KNOW I SAW EARLIER. BOB COTTON SIGNED UP WISHING TO SPEAK AND AGAINST THE POSTED ACTION. WE WILL GIVE MR. COTTON A -- A MINUTE OR SO. WELCOME, MR. COTTON, WE HAVE TAKEN UP ITEM NO. 30 AND YOU ARE THE -- YOU ARE THE SOLE CITIZEN SIGNED UP WISHING TO SPEAK. EITHER PODIUM. YOU WILL HAVE 3 MINUTES, WELCOME, SIR.

THANK YOU. YOU CAN TELL THAT I'M A ROOKIE AT THIS. I HAVE ONLY LIVED HERE 40 YEARS, BUT I AM HONORED WITH THIS OPPORTUNITY, THANK YOU VERY MUCH MAYOR, COUNCIL. I'M HERE TO ADDRESS ITEM 30RBG AUTHORIZATION, NEGOTIATION, EXECUTION OF CONTRACT WITH CO COM CABLING SYSTEMS, PFLUGERVILLE TEXAS, THE CABLING FOR THE NEW CITY HALL PROJECT. NOT TO EXCEED \$471,615. WE ARE REQUESTING THE CITY COUNCIL POSTPONE ITS DECISION TO AUTHORIZE THE AWARD OF THIS CONTRACT BASED ON THE FOLLOWING ITEMS: FIRST OF ALL, IN THIS SCHEDULE OF EVENTS LISTED IN THE R.F.P., THE NOTIFICATION OF AWARD WAS NOT SCHEDULED UNTIL MARCH 26th. SECONDLY, WE UNDERSTOOD, BASED ON THE INFORMATION PROVIDED AT THE PREBID MEETING, THAT IT WAS THE CITY'S INTENT TO NARROW THE SELECTION DOWN TO THE TOP FOUR OR FIVE BIDDERS, GIVE THESE PEOPLE THE OPPORTUNITY TO ENTER INTO DIALOGUE WITH THE CITY, EXPLAIN OUR PROPOSAL, OUR CAPABILITIES, SOLUTIONS AND WE BELIEVED THAT THE CITY WOULD BENEFIT GREATLY FROM THIS ENDEAVOR. BASED ON THE CONTRACT AMOUNT LISTED IN TODAY'S AGENDA, ACS SUBMITTED A LOWER PRICE. ACS TYPICALLY SCORES VERY HIGH IN EVALUATION PROCESSES, BEING THAT WE HAVE BEEN IN BUSINESS SINCE 1985, WE DO OVER 40 MILLION ANNUALLY, WE ARE DEFINITELY A -- A LEADING EDGE COMPETITOR AND PROVIDER OF THESE SERVICES. BASED ON THE EVALUATION MATRIX FORMULA, OF ADDING SIX SCORES, SEEMS TO ALLOW SOME WEIGHTING SOMEHOW OR ANOTHER. WE DON'T EXACTLY KNOW YOU KNOW HOW THE EVALUATION PROCESS WAS, BUT IT WOULD SEEM THAT -- TO

THROW OUT THE HIGH/LOW SCORE AND DO AN AVERAGE OF FOUR MIGHT BE A LITTLE BIT MORE EQUITABLE. VISITING THE VARIOUS VENDORS' OFFICES, MEETING THE REQUIRED STAFF TO BE SURE THAT THEY HAVE GOT THE BRICK, MORTAR, MANPOWER IN ORDER TO COMPLETE A TASK OF THIS MAGNITUDE ON A FAST TRACK BASIS WOULD APPEAR TO BE EXTREMELY SIGNIFICANT. IN CLOSING, I MUST SAY THAT THE CITY OF AUSTIN PERSONNEL WERE VERY GRACIOUS DURING THIS PROCESS, WE LOOK FORWARD TO DOING BUSINESS WITH THEM IN THE FUTURE, THANK YOU VERY MUCH.

Mayor Wynn: MAYOR PRO TEM?

Goodman: CAN I ASK MR. COTTON A QUESTION. CAN YOU REPEAT, IF YOU WOULD, WHAT YOU SAID ABOUT FAST TRACKING? I DIDN'T FOLLOW.

THIS IS FOR THE CITY HALL, WHICH IS UNDER CONSTRUCTION. SO OBVIOUSLY THE CITY IS LOOKING FOR A CONTRACTOR THAT HAS THE MANPOWER TO COMPLETE A TASK BASED ON THE CONSTRUCTION SCHEDULES THAT ARE IN PLACE.

Goodman: SO YOU WERE REASSURING THAT YOU COULD FAST TRACK?

ABSOLUTELY.

OKAY.

THANK YOU.

Mayor Wynn: THANK YOU, MR. COTTON. FURTHER QUESTIONS FROM MR. COTTON OR STAFF. COUNCILMEMBER MCCracken?

McCracken: YEAH, I HAVE QUESTIONS FOR STAFF.

DEANNA GRANGER, PURCHASING OFFICER.

McCracken: COULD YOU COMMENTS ON WHAT MR. COTTON

TESTIFIED ABOUT HERE JUST NOW?

WELL, WHAT I CAN TELL YOU, WITHOUT TALKING TO MY STAFF RIGHT NOW, IS THAT WE FOLLOWED THE REGULAR PROCESS. AND IF YOU LOOK AT THE EVALUATION MATRIX, IT DEMONSTRATES THAT THERE WERE SEVERAL FACTORS THAT ALL OF THEM WERE SCORED ON. THE ONE THAT HAD THE MOST POINTS WAS THE PROPOSED SOLUTION BY ABILITY WHERE THE TOP RATED PROPOSER SCORED 40 POINTS AND ACS SCORED 24.5. ON EVALUATED COSTS THEY WERE VERY CLOSE. THE RECOMMENDED PROPOSER WAS 25. I'M SORRY, I'M LOOKING AT THIS WRONG. THE -- THE -- GOING BACK TO THE PROPOSED SOLUTION. ACS SCORED 24.5, CO COM 37.33. WHEN YOU GO TO THE EVALUATED COSTS, ACS SCORED 24.42 AND CO COM SCORED 25. THEY WERE VERY CLOSE, BUT THEN YOU LOOK AT ALL OF THE OTHER FACTORS, THE BOTTOM LINE IS THAT THE TOTAL SCORING CRITERIA RESULTED IN CO COM SCORING 96.58 AND ACS 78.34.

DO WE HAVE ANY INFORMATION ON WHO WAS THE LOW BIDDER IN TERMS OF ACTUAL DOLLARS ON THIS?

I DON'T HAVE THAT. I JUST HAVE THE POINTS. I MEAN THE -- THE EVALUATION FACTORS. I CAN GET THAT INFORMATION. BUT IN THESE KINDS -- IN THIS PROCESS, WE DON'T LOOK TO THE LOWEST COST, AS YOU KNOW. WE LOOK TO ALL OF THE DIFFERENT CRITERIA BECAUSE WE ARE LOOKING AT THE CAPABILITY OF THE -- OF THE COMPANY.

McCracken: I THINK IT MIGHT BE HELPFUL TO -- MY UNDERSTANDING IS THAT THIS WAS -- IS IT ACCURATE THAT IT WAS ORIGINALLY SAID TO BE THE NOTICE OF AWARD WAS ORIGINALLY SCHEDULED FOR MARCH 26th.

I HAVE TO CHECK ON THAT AS WELL.

OKAY. WOULD IT BE BETTER -- I THINK THAT THESE ARE THINGS THAT I WOULD --

I CAN GET THAT INFORMATION FAIRLY QUICKLY.

OKAY. WELL THEN MAYBE WE CAN -- POSTPONE IT UNTIL --

YEAH, EXACTLY.

JUST UNTIL I GET THE INFORMATION?

McCracken: YEAH OR WOULD IT BE BETTER TO DO IT IN EXECUTIVE SESSION LATER ON --

I THINK THAT I CAN GET YOU THE INFORMATION IN JUST A FEW MINUTES.

McCracken: LET'S JUST HOLD OFF. I SUGGEST THAT WE HOLD OFF ON THIS UNTIL WE GET THE INFORMATION.

I WILL GO GET IT RIGHT NOW.

Mayor Wynn: SO FURTHER QUESTIONS OR COMMENTS FOR MS. GRANGER BEFORE SHE TRACES DOWN SOME INFORMATION. WITHOUT OBJECTION, WE CAN TABLE ACTION ON ITEM NO. 30 PENDING SOME RESOLUTION. THANK YOU, MS. GRANGER. COUNCIL, LET'S TAKE UP ITEM NO. 36. I THINK THAT WE HAVE SOME FOLKS HERE WHO CAN ANSWER QUESTIONS AND INCLUDING A SPONSORING COUNCILMEMBERS, THIS IS REGARDING WAIVING CERTAIN FEES FOR THE GREATER AUSTIN FIRST T DEVELOPMENT ON ED BLUESTEIN. I WILL RECOGNIZE COUNCILMEMBER ALVAREZ. FIRST TEE.

Alvarez: THANKS, MAYOR. WE -- WE PASSED OUT EARLIER SOME -- SOME INFORMATION ABOUT THE CHRONOLOGY OF -- OF THIS, YOU KNOW, OF OUR ASSISTANCE TO THIS PARTICULAR EFFORT BY THE FIRST TEE GROUP. AND SO YOU MAY WANT TO LOOK AT THE BACKUP TO SEE JUST A CHRONOLOGY OF IT. BUT -- BUT THE -- WHAT WE ARE CONSIDERING HERE IS THIS FEE WAIVER ACTION THAT THE COUNCIL TOOK BACK IN NOVEMBER OF 2002 THAT EXPIRES ESSENTIALLY AT THE END OF LAST YEAR OR CLOSE TO THE END OF LAST YEAR. SO PART OF WHAT'S PROPOSED HERE IS JUST TO WE AUTHORIZE THOSE FUNDS AND IN THE PROCESS OF FIRST TEE WORKING WITH OUR STAFF, THERE WERE SOME ADDITIONAL DEVELOPMENT FEES THAT HAD NOT BEEN INCLUDED IN THE ORIGINAL ACTION THAT THE COUNCIL TOOK, SO -- SO ANOTHER PROPOSAL FOR THE COUNCIL TO CONSIDER IS WHETHER TO ADD THOSE ON AS

WELL, WHICH IS -- AND YOU SHOULD HAVE RECEIVED AN E-MAIL FROM ME THAT BASICALLY SUMMARIZES THAT -- IF YOU COMPARE THE WAIVERS THAT WERE APPROVED IN NOVEMBER OF 2002 TO WHAT THE PROPOSED ACT -- I GUESS THE TOTAL FEES THAT WOULD BE WAIVED THROUGHOUT THE COURSE OF THIS PROJECT, IT WOULD BE A DIFFERENCE OF ABOUT \$7,000 ROUGHLY. IT'S 6989.22 THAT WOULD BE AN ADDITIONAL WAIVER THAT WAS NOT PREVIOUSLY AUTHORIZED IN TERMS OF TODAY'S ACTION. AND -- AND WITH THAT, I THINK -- I MEAN, I KNOW THAT WE HAVE JENNIFER HERE, THE DIRECTOR OF FIRST TEE. IF YOU COULD TALK A LITTLE BIT ABOUT THE PROJECT. LE FRESH PEOPLE'S MINDS ABOUT WHAT YOU ARE DOING, WHERE THE PROJECT IS. HOW -- HOW THE DEVELOPMENT OF THE -- OF THE FACILITIES ARE GOING.

THANK YOU, COUNCILMAN ALVARERZ. I'M EXECUTIVE DIRECTOR OF THE FIRST TEE OF GREATER AUSTIN. THE PROJECT IS COMING ALONG, SLOWLY BUT SURELY. WE HOPE TO BEGIN PLANTING LATER THIS SPRING, SO THAT WE CAN USE THE FACILITY THIS FALL. WE DO HAVE -- WE DO HAVE A SITE PLAN SUBMITTED RIGHT NOW THAT'S BASICALLY ON HOLD UNTIL THIS -- THIS ORDINANCE IS PASSED THROUGH. AND AGAIN TO REITERATE WHAT COUNCILMAN ALVAREZ SAID. WE HAD MET WITH COUNCIL IN '02 ABOUT GETTING SOME ASSISTANCE WITH OUR DEVELOPMENT FEES FOR THIS JOB AND THAT WAS APPROVED. UNFORTUNATELY AT THE TIME THE CHARGE WAS UPON US TO CREATE A LIST WHAT WAS THOSE DEVELOPMENT FEES WOULD BE. UNFORTUNATELY, WE ARE NOT AS FAMILIAR AS WE HOPED TO HAVE BEEN WITH WHAT EXACTLY ALL THE FEES THAT WE WERE GOING TO BE FACED UPON. SO WHEN THE -- WHEN THE -- WHEN THE CURRENT OR PAST ORDINANCE EXPIRED, AND REALLY THAT WAS DUE TO A LACK OF US BEING ABLE TO OBTAIN THE PERMITS NECESSARY TO MOVE FORWARD, WE WORKED WITH STAFF AND WENT BACK AND REVISITED WHAT EXACTLY EVERYTHING WAS GOING TO BE INVOLVED IN THE -- IN THE SITE DEVELOPMENT OF THIS -- THE WHOLE ENTIRE SITE DEVELOPMENT. THEREFORE THERE WAS A SLIGHT INCREASE OF FEES THAT WE WERE NOT AWARE OF. THE FIRST TIME AROUND. THE FIRST TEE, WE ARE A LOCAL

CHAPTER OF A NATIONAL ORGANIZATION. THE ONLY WAY THAT FIRST TEE WORKS IS THAT THE PROGRAM ITSELF IS A NON-PROFIT ORGANIZATION THAT TEACHES LIFE SKILLS THROUGH THE GAME OF GOLF. THAT IS OUR VEHICLE. BUT THE ONLY WAY THIS ORGANIZATION CAN WORK IS IF IT IS A PRIVATE/PUBLIC PARTNERSHIP. SO BEFORE WE EVEN BROKE GROUND ON THE SITE, WE MET WITH -- WITH CITY STAFF, CITY PAST MAYOR, MAYORS, MAYOR, THREE MAYORS, ABOUT WHETHER THE CITY OF AUSTIN WOULD EMBRACE THIS PROJECT EVEN BEFORE WE EVER CONSIDERED EVEN BRINGING A CHAPTER HERE TO AUSTIN AND IT WAS VERY WELL RECEIVED, NOT ONLY IN THE MAYOR'S OFFICE, BUT ALSO IN THE COMMUNITY, SO, THEREFORE, WE HAVE DECIDED TO MOVE THROUGH WITH THE PROJECT AND ONE OF THE THINGS THAT WE LOOKED FOR IS SOME HELP FROM THE PUBLIC SECTOR, TALKING TO CITY OFFICIALS. THIS WAS THE BEST WAY FOR US TO -- FOR THEM TO BE ABLE TO HELP US.

Alvarez: JUST IF YOU CAN TALK A LITTLE BIT ABOUT THE LEVEL OF INVESTMENT, HOW BIG OF A PROJECT IT IS?

WE WERE ACTUALLY -- YES. WE WERE ACTUALLY -- WE ARE ACTUALLY CURRENTLY INVOLVED IN A \$6.5 MILLION CAPITAL CAMPAIGN FOR THIS PROJECT. SO IT IS A LARGE UNDERTAKING. THE GOLF COURSE ITSELF WILL BE ABOUT 1.8 MILLION. AND THE INFRASTRUCTURE WILL BE -- WILL BE A LITTLE OVER -- ACTUALLY CLOSE TO 1.3 MILLION. AND THEN WE ALSO HAVE A LEARNING CENTER THAT WILL BE ADDED AS SOON AS WE GET THE GOLF COURSE PAID FOR. AT -- AT CURRENTLY BUDGETED AT \$2 MILLION. AND WE OBVIOUSLY HAVE PARTICIPANT SCHOLARSHIP FUND AND SOME OTHER ACTIVITIES THAT RIGHT NOW IT IS RIGHT AT \$6.5 MILLION.

THANK YOU.

Mayor Wynn: THANK YOU, JENNIFER. COULD I -- IF I COULD, ALONG WITH COUNCILMEMBER THOMAS AND ALVAREZ I WAS ONE OF THE SPONSORING MEMBERS WHEN WE TOOK ACTION ON THIS ITEM, TO BACK UP EVEN FURTHER, TO PUT THE PROJECT AND REALLY THE CHALLENGE INTO PERSPECTIVE, THE FIRST TEE DEVELOPMENT IS ADD JAYSADJACENT TO THE EAST BRANCH OF THE YMCA OVER

ON ED BLUESTEIN. THIS TRACT OF LAND WAS DONATED TO THE YMCA BY I.B.M. CORPORATION, A BEAUTIFUL GIFT THAT WE ARE VERY THANKFUL FOR. HOWEVER THE TRACT OF LAND IS VERY DIFFICULT TO DEVELOP. IT'S BEAUTIFUL, BUT ALSO PROBLEMATIC. IT HAD A FORMER TRAVIS COUNTY LANDFILL ON IT, IT HAS SIGNIFICANT TOPOGRAPHY. THE MAIN CHANGE, A TRIBUTARY OF WALNUT CREEK RUNNING THROUGH IT. YOU KNOW, GREAT -- GREAT HARD WOODS, BUT -- HARD WOODS, BUT A CHALLENGING SITE TO DEVELOPMENT. BUT REALLY THE CONCEPT I THINK THAT THE COUNCIL ADOPTED A COUPLE OF YEARS AGO WAS RECOGNIZING HOW DIFFICULT THIS TRACT IS TO DEVELOP, AND THE EXPENSE OF THAT, AND HOW CAN WE AS A CITY TRY TO MAKE THAT AS -- AS LESS COSTLY AS PRACTICAL. WE ALSO WANT TO PROTECT THE ENVIRONMENT THERE, WE ALSO WANT TO BE A PARTNER AS FIRST TEE IN THE YMCA DEVELOP EVEN DRAMATICALLY LARGER SERVICES FOR THE YOUTH IN THIS COMMUNITY. AND SO BASED ON THE -- YOU KNOW ON THE CHALLENGE OF DEVELOPING THAT 100-ACRE TRACT INTO THIS TEACHING FACILITY, I THOUGHT IT WAS APPROPRIATE FOR THE COUNCIL TO STEP UP AND ESSENTIALLY TAKE THE POSITION THAT LET'S FOR THIS -- FOR THIS VERY SPECIFIC PRIVATE/PUBLIC PARTNERSHIP OF YOUTH SERVICES, YOU KNOW, WHERE IT'S LOCATED, LET'S WAIVE THE ADMINISTRATIVE COSTS FOR MUNICIPAL APPROVAL STANDPOINT FOR FIRST TEE. AS WE HAVE LEARNED, THE -- YOU KNOW, IT'S A COMPLICATED DEVELOPMENT. IT'S -- FIRST TEE WITH ALL OF THEIR SKILLS PROBABLY DIDN'T KNOW EXACTLY THE -- THE IMPACT AND THE -- THE PARTICULARS OF THIS DEVELOPMENT FROM A MUNICIPAL APPROVAL STANDPOINT. BUT IT SEEMS TO ME THE CONCEPT THAT WE STATED A COUPLE OF YEARS AGO WAS HOW CAN WE WAIVE THOSE FEES, HOW CAN WE WORK WITH THEM AS A USER OF OUR REUSE IRRIGATION LINES, HOW CAN WE DO SOME -- SOME MORE COMMUNITY, FURTHER COMMUNITY OUTREACH WITH THIS PROJECT BY MAKING IT AS -- AS INEXPENSIVE AS PRACTICAL FOR FIRST TEE TO DEVELOP. SO WHAT WE HAVE NOW LEARNED, FIRST TEE HAS LEARNED, AS THIS DEVELOPMENT HAS NOW TAKEN A COUPLE OF YEARS, IS THAT THEY NOW HAVE A MUCH CLEARER PICTURE AS TO THE PRECISE CHALLENGES OF DEVELOPING THE PROPERTY AND NOW HAVE A MUCH MORE

PRECISE UNDERSTANDING OF WHAT THOSE FEES ASSOCIATED WITH THE DEVELOPMENT ARE. SO I -- MY PERSPECTIVE IS THAT IT WOULD BE VERY CONSISTENT FOR US JUST TO CONTINUE THAT CONCEPT OF WAIVING ALL FEES THAT CAN BE WAIVED WITHOUT, YOU KNOW, OVERSTEPPING OUR BOUND AND CERTAINLY MAKING SURE THAT WE SEE THAT THE PROJECT IS DONE IN A SOUND, ENVIRONMENTAL WAY, ULTIMATELY TO DELIVER THE VISION THAT SO MANY OF US ARE EXCITED ABOUT. WITH THAT I WILL CONTINUE TO BE VERY SUPPORTIVE, I APPRECIATE THE WORK OF COUNCILMEMBER ALVAREZ AND HIS STAFF AND MINE AND OTHERS TO COME UP WITH THE UNDERSTANDING OF EXACTLY WHAT THIS FIGURE SHOULD BE, WHICH ELEMENTS OF THE DEVELOPMENT FEES CAN WE APPROPRIATELY WAIVE.

THESE ARE FEES THAT WERE --

Slusher: THESE ARE FEE THAT'S WE SAID LAST TIME WE ARE GOING TO WAIVE THE DEVELOPMENT FEES, THESE ARE ONES THAT THEY WEREN'T AWARE OF.

Mayor Wynn: THAT'S MY UNDERSTANDING.

SLUSHER: THAT'S WHAT COUNCILMEMBER ALVAREZ SAID. WHAT KIND OF DILIGENCE HAVE WE DONE TO SEE IF IT'S GOING TO -- GOING TO HAVE TO COME BACK AGAIN OR IF THIS IS ALL OF THEM? QUESTION FOR THE MANAGER OR THE COUNCILMEMBERS.

Mayor Wynn: I CAN SAY THAT MY STAFF, CITY STAFF, HAS WORKED WITH ALL OF THE DEPARTMENTS INVOLVED, WATER AND WASTEWATER, BUILDING PERMIT, SITE PLAN REVIEW TO COME UP WITH THIS LIST. FRANKLY I'M -- I'M TRUSTING STAFF'S UNDERSTANDING OF THE -- OF THE -- WHERE IN THE -- IN THE DEVELOPMENT PROCESS THIS PROJECT IS AND PROBABLY HAS A MUCH CLEARER UNDERSTANDING TODAY THAN EXCUSE ME THAN WE HAD TWO YEARS AGO WHEN WE FIRST TOOK ON THIS ITEM.

I CAN UNDERSTAND THAT. I JUST WANT TO HEAR WHERE THEY ARE NOW.

GOOD MORNING, MAYOR AND COUNCIL. I'M CHRIS LIPPY, DIRECTOR OF THE AUSTIN WATER UTILITY. I CAN JUST SAY THAT I KNOW OUR STAFF HAS PUT A LOT OF WORK INTO REVIEWING THE REQUIRED FEES, CLEARLY CONFIDENT FOR THE AUSTIN WATER UTILITY PORTION OF THIS ADDITIONAL FEE, THAT IT'S ACCURATE.

Slusher: OKAY. THANK YOU, MR. LIPPY.

Alvarez: MAYOR?

Mayor Wynn: COUNCILMEMBER ALVAREZ? I WOULD NOTE THAT -- THAT THERE WAS AN ADDITIONAL WAIVER OF \$9,000 FROM AUSTIN ENERGY FEES THAT WERE NOT -- THAT WE'RE NOT ABLE TO WAIVE THAT WAS MADE BY THE -- BY THE APPLICANT OR IN THIS CASE FIRST TEE GROUP. AND SO THAT'S NOT ON HERE BECAUSE AGAIN IN OUR CONVERSATIONS WITH AUSTIN ENERGY, THEY DIDN'T -- THEY SAID THAT WASN'T REALLY AN OPTION IN TERMS OF THOSE PARTICULAR FEES. BUT OTHERWISE I THINK THAT WE -- WE HAVE SEEN A -- I DON'T KNOW HOW MANY DIFFERENT VERSIONS OF THESE NUMBERS. I THINK ABOUT -- WE FINALLY I THINK WERE ABLE TO AGREE ON ALL OF THESE -- THE MATH YESTERDAY. BUT -- BUT I DO WANT TO THANK EVERYONE WHO HELPED WORK THROUGH THAT PROCESS.

Mayor Wynn: IF I CAN JUST TO ADDRESS COUNCILMEMBER SLUSHER'S APPROPRIATE CONCERN, YOU KNOW, FRANKLY, REGARDLESS OF THE PRECISE NUMBER, I'M VERY COGNIZANT OF WHY WE HAVE THESE FEES AND HOW WE TRY TO FUND CERTAIN ASPECTS OF OUR MUNICIPAL APPROVAL PROCESSES, BUT AGAIN I THINK THAT IT'S CONSISTENT WITH THE VOTE AND SIGNAL THAT WE SENT A COUPLE OF YEARS AGO THAT WE WILL WAIVE ALL FEES PRACTICAL IN ORDER FOR A NON-PROFIT ORGANIZATION LIKE FIRST TEE TO DEVELOP A VERY TRICKY TRACT OF LAND. FURTHER COMMENTS OR QUESTIONS? IF NOT I'LL ENTERTAIN A MOTION ON ITEM NO. 36.

Alvarez: MOVE APPROVAL, MAYOR.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER ALVAREZ, SECONDED BY COUNCILMEMBER THOMAS TO APPROVE ITEM

NO. 36. FURTHER COMMENTS, QUESTIONS? HEARING NONE,
ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7-0.

THANK YOU.

Mayor Wynn: THANK YOU, JENNIFER AND COUNCIL.

MAYOR, I BELIEVE MS. GRANGER IS BACK WITH THE
INFORMATION.

MAYOR AND COUNCIL, THIS IS REGARDING THE CO COM
ITEM. ACTUALLY CO COM WAS LOWER IN CO-S. IT'S THE 5%
CONTINGENCY, WHICH WE WOULD HAVE INCLUDED WITH
ANY OF THE COSTS BY ANY OF THE PROPOSALERS. WOULD
HAVE BEEN INCREASED BY 5%, THAT'S WHY IT APPEARS
HIGHER THAN WHAT WAS ACTUALLY PROPOSED BUT THEY
WERE THE LOWEST COST PROPOSAL. THEY WERE VERY
CLOSE. THEY PROPOSED \$448,035. COMPARED TO A THEIR S,
\$448,551. ACS. ALSO THE 3-26 DATE WAS A BEST ESTIMATE IT
WAS NOT SET IN STONE. IT DID NOT AFFECT THE PROCESS.
THE ENTIRE R.F.P. PROCESS, THE EVALUATION PROCESS, ET
CETERA.

THANK YOU, MS. GRANGER, FURTHER QUESTIONS OF
STAFF? COUNCIL? COUNCILMEMBER ALVAREZ?

JUST TO CLARIFY THEN, THE -- THE EVALUATION MATRIX IS
WHAT WAS USED TO SELECT THE -- THE CONTRACTOR?

PROPOSER.

THE PROPOSER.

CORRECT. THERE'S A COMMITTEE THAT EVALUATES THE
PROPOSALS AND THEY ALL MORE OR LESS VOTE AND THEN
THIS IS THE AVERAGE OF THE SCORES OF THE COMMITTEE.

Alvarez: OKAY. WHAT YOU WERE SAYING IS UNDER THE
EVALUATED COST IS WHERE THAT FINANCIAL PIECE WOULD

HAVE BEEN RAISED.

WHOEVER WAS -- THAT'S RIGHT. WE LOOK AT THE COST AND ANY -- WHOEVER HAD BEEN THE SUCCESSFUL PROPOSER, WHATEVER THEIR COST WAS WOULD HAVE BEEN INCREASED BY 5% CONTINGENCY FOR THIS AGENDA ITEM. WHICH WILL BE SPENT ONLY IF NEEDED. IT'S ANTICIPATED THAT WE WILL ONLY HAVE TO PAY THEM WHAT THEIR ORIGINAL AMOUNT, COST AMOUNT WAS.

I JUST WANTED TO SEE --

IT GOES IN EVALUATED COST, BUT ALSO TYPICALLY THE HIGHEST RANK PROPOSED SOLUTION WOULD ALSO TAKE INTO CONSIDERATION THE COST.

THANKS.

Mayor Wynn: SO, MS. GRANGER, AGAIN, THIS IS THE TELECOMMUNICATION SORT OF SYSTEM FOR THE NEW CITY HALL COMPLEX.

CORRECT.

AND EVEN THOUGH MY GUESS IS THE ARCHITECTURE AND ENGINEERING TEAM, YOU KNOW, SPECIFIED AS MUCH SPOAF PHYSICIANICITY IN THIS PROJECT, IT'S NOT NECESSARILY A LOW BID SITUATION. INASMUCH AS WE MIGHT THINK IT IS, TELECOMMUNICATIONS STILL ISN'T A COMMODITY. THERE'S DIFFERENT PRODUCT CAPABILITIES WITHIN INDIVIDUAL PRODUCT LINES.

THAT'S RIGHT. THE LAW SPECIFICALLY ALLOWS FOR HIGH TECHNOLOGY ITEMS THAT WE USE THE REQUEST FOR PROPOSAL PROCESS, WHICH IS WHAT WAS USED HERE. ALSO IN EVALUATING THE PROPOSALS, THE -- THE PROPOSAL PROVIDED BY CO COM PROVIDED MUCH GREATER DETAIL ON -- ON HOW THEY WERE ACTUALLY GOING TO PUT TOGETHER THIS SYSTEM. WHEREAS I UNDERSTAND THAT -- THAT ACS SIMPLY INDICATED THAT IT ACCEPTED WHAT THE CITY WAS REQUIRING, BUT DID NOT PROVIDE HOW IT WAS GOING TO IMPLEMENT THAT. WHICH

WAS PROVIDED BY CO COM.

Mayor Wynn: MY FINAL QUESTION, BY APPROVING THIS CONTRACT OR REALLY ANY OF THE OTHER COMPETING CONTRACTS, IS THERE STILL THE OPPORTUNITY FOR US TO PERHAPS SAVE SOME MONEY? THAT IS AS AN EXAMPLE IF SOME OF THIS SAY VOICING DATA OR VIDEO EQUIPMENT, LITERALLY THE ACTUAL MONITORS OR, YOU KNOW, ANY OF THE PIECES OF EQUIPMENT THAT PERHAPS NOT NECESSARILY ARE NEEDED TO OPEN THIS FACILITY AND AGAIN HAVING -- BEGIN HAVING TELEVISED MEETINGS AND WHATNOT -- BY APPROVING THIS LINE ITEM, WE ARE NOT -- WE ARE NOT NECESSARILY HAVING TO SPEND ALL THIS MONEY. IF IN FACT THE STAFF CAN IDENTIFY SOME COST SAVINGS MEASURES IN THE NEXT FEW MONTHS.

THAT'S RIGHT.

MR. COLLINS, YOU SEEM ITCHING TO ADDRESS THAT.

NOT TO PUSH MYSELF ON THE ISSUE HERE, BUT I JUST TWOONTD -- MAYOR AND COUNCIL MAKE SOMETHING VERY CLEAR. THIS IS THE INFRASTRUCTURE THAT MAKE OTHER DEVICES WORK IN THE FUTURE. IF YOU DO NOT DO IT DURING CONSTRUCTION, THIS IS CABLE IN FOR VOICE, DATA, WIRELESS COMMUNICATIONS, THAT IF YOU DON'T DO IT DURING THIS CONSTRUCTION PHASE, AND THEN YOU HAVE TO ADD ON LATER ON IN THE FUTURE YEARS THE EXPENSE AT LEAST GROWS 10, 15 FOLD. SO WE ARE ACTUALLY IN THIS PLANNING FOR THE FUTURE, TOO. OBVIOUSLY DURING THE CONSTRUCTION PHASE THE TEAM COMES IN, THEY HAVE ACCESS TO ALL THE INNARDS OF THE BUILDING, MAKES THE JOB A LOT LESS EXPENSIVE. HISTORICALLY SOMETIMES WE NEVER PLAN THAT FAR AHEAD, LATER ON TWO OR THREE YEARS OUT YOU ARE TAKING THE TILE DOWN, DRILLING HOLES THROUGH THE FLOORS TO BRING CABLE BACK IN. SO WE HAVE PLANNED, THE TEAM WHICH BY THE WAY IS THE SAME TEAM THAT WAS -- THAT WAS UNDER THE COMBINED CENTER PROJECT ON ALL OF THE I.T. PROCEED CIEWRMENTS, USED THE SAME -- PROCUREMENTS, USED THE SAME PROCESS OF PROCURING THOSE ITEMS. WE MERGED WITH THE COMBINED CENTER TEAM AND UNDER THAT ANALYSIS THAT WE PLANNED FOR THE FUTURE FOR

THE CABLING. THE CABLING IS JUST THE INFRASTRUCTURE. IN THE FUTURE IF YOU PLAN ON ADDING OTHER DEVICES CAN YOU SIMPLY PLUG THEM IN, THE INFRASTRUCTURE THERE IS TO SUPPORT IT.

Mayor Wynn: THANK YOU MR. COLLINS. FURTHER COMMENTS, QUESTIONS OF STAFF? COUNCILMEMBER MCCRACKEN?

I HAVE IT WRITTEN DOWN TO THE CO COM BID WAS 448 ... ACS WAS 448,551?

CORRECT.

WAS CO-COM IN FACT THE LOW BID ERWIN CENTER.

YES, THEY WERE.

McCracken: OKAY. I GUESS, MAYOR, MR. COTTON HAD COME TO SPEAK ON THE SUBJECT, I WAS GOING TO OFFER HIM IF HE HAD A CHANCE FOR ANYTHING TO SAY, ALSO.

> MR. COTTON?

Mayor Wynn: I GUESS YOU HEARD RESPONSE.

ABSOLUTELY. I APPRECIATE THE CLARIFICATION. I GUESS REALLY THE EVALUATION PROCESS ITSELF WITH THE TIME ALLOTTED IN THE R.F.P. OF BEING ABLE TO ACTUALLY GO OUT AND ESTABLISH DIALOGUE WITH THE -- WITH THE REMAINING QUALIFIED VENDORS THAT WERE IN THE TOP PORTION OF THE -- OF THE EVALUATION STAGE AND SEEING THE BRICK, THE MORTAR, WHAT THEY ACTUALLY HAVE TO OFFER FOR THE CITY WOULD BE OF GREAT BENEFIT. AND BASICALLY IN -- IN MY POSITION HERE, THAT WAS WHAT I WAS -- WHAT I WAS TASKED TO DO IS TO REQUEST ON BEHALF OF THE CITY THAT THEY CONTINUE IN THIS PROCESS. FOR THE STAFF TO GO OUT AND QUALIFY THAT THEY DO HAVE THE MANPOWER, TAKE IT FOR WHAT IT'S MEANT TO BE, ALL OF THE VENDORS LISTED ON THIS QUALIFIED VENDOR LIST HAVE BEEN IN BUSINESS FOR A NUMBER OF YEARS AND ARE EQUAL GUYED VENDORS -- QUALIFIED VENDOR, DON'T SAY THAT I'M POINTING

ANYTHING THAT THEY'RE NOT. JUST WE FEEL THAT WE DO HAVE THE MAP POWER AND THE WORKFORCE AND CAPABILITIES TO IMPLEMENT THIS CABLING PROCESS IN THE TIME FRAME THAT'S REQUIRED.

Goodman: MAYOR, CAN I GET ONE CLAIRE CLARIFICATION. MR. COTTON ARE YOU SAYING THAT THE FIRM WE ARE CHOOSING DOES NOT HAVE THE MANPOWER?

I DO NOT HAVE THE INFORMATION TO SPEAK ON THAT.

Goodman: OKAY.

I DON'T THINK THAT I'M QUALIFIED TO ANSWER THAT QUESTION.

Goodman: OKAY, JUST WANTED TO MAKE SURE.

THANK YOU.

MR. GRANGER, WOULD YOU LIKE TO RESPOND TO MAYOR PRO TEM WITH RESPECT TO THE CONCERN OF THE RECOMMENDATION OF THE FIRM'S ABILITY TO MEET THAT REQUIREMENTS FROM THE STAFFING PERSPECTIVE AS WELL AS FROM THE TIME LINE?

ALL OF THOSE ISSUES WERE TAKEN INTO CONSIDERATION IN ACCEPTING THE PROPOSALS, REVIEWING THE PROPOSALS, INTERVIEWS AND LOOKING AT ALL OF THE INFORMATION THAT WAS REQUESTED. SO EVERYTHING WAS TAKEN INTO CONSIDERATION AND WHAT WE END UP WITH IS THAT SOMEBODY SCORES HIGHER THAN ANOTHER FIRM.

Mayor Wynn: MAYOR PRO TEM?

Goodman: OFTEN ENOUGH IN CONTRACTUAL SITUATIONS WHEN FOLKS COME IN THEY DON'T ALWAYS UNDERSTAND THE NUANCES, SO MAYBE THAT'S SOMETHING THAT WE NEED TO WORK ON. OBVIOUSLY MR. COTTON REPRESENTS A FINE COMPANY OTHERWISE IT SHOULDN'T HAVE BEEN UP THERE ON THE SHORT LIST AND SO CLOSE IN TERMS OF BID AMOUNT. AT THIS MOMENT I'M UNWILLING FOR US TO GO BACK AND CAUSE ANY MORE DELAYS IN THIS PROJECT

BECAUSE IT WAS A COMPONENT THAT WAS SO LATE IN STARTING FOR INTEGRATION INTO THE CITY HALL IN THE FIRST PLACE. BUT THERE ARE OTHER CONTRACTS AND JOBS FOR THE CITY WHERE THE SAME KIND OF BIDDING OPPORTUNITIES WILL BE THERE AND WHAT WE CAN DO IS MAKE A COMMITMENT TO ALL OF OUR [INDISCERNIBLE] JUST TO MAKE SURE THAT FIRMS KNOW THAT WE ARE LOOKING AT ALL OF THE ISSUES. AND ALSO MAYBE A LITTLE MORE CLARIFICATION ABOUT THE NUANCES. ESPECIALLY BECAUSE WE HAVE A -- WE HAVE A RELATIVELY NEW MATRIX THAT'S CHALLENGED FROM OLD DAYS, AND SO IT WOULD BE GOOD TO LET ALL THE BIDDERS KNOW HOW THOSE NUANCES CHANGE, TOO. WHAT KIND OF -- NOT EXACTLY WEIGHTED RESPONSES BUT -- I DON'T HAVE A WORD FOR THIS, NUANCES, LITTLE DIFFERENCES IN HOW THE MATRIX COLUMNS NOW TELL US WHAT WE ARE LOOKING FOR. IT'S GOOD FOR YOU ALL TO KNOW THAT AS WELL.

MAY I COMMENT?

I WOULD LIKE TO SHARE WITH THE COUNCIL, MAYOR PRO TEM RAISES A VERY GOOD POINT WITH RESPECT TO SHARING INFORMATION WITH -- WITH CONTRACTORS AND SO FORTH. AS YOU ALL KNOW, WITH RESPECT TO THE SECURING REQUIREMENTS, FROM 9/11, THE CITY HAS BEGUN A NUMBER OF SAFETY, SECURITY INITIATIVES THAT BECAUSE OF THE SECURITY NATURE, THERE IS -- THERE IS LIMITED INFORMATION SOMETIMES AVAILABLE FOR CONTRACTORS TO REVIEW IN RESPONDING TO SOME OF THE PROPOSALS THAT WE'RE ASKING FOR. MAYOR PRO TEM'S POINT ABOUT MAKING SURE THAT THERE IS DIALOGUE WITH THE CONTRACTORS IS ONE THAT WE'VE ASKED STAFF TO -- TO TAKE SPECIAL ATTENTION IN MAKING SURE THAT THEY HAVE THE INFORMATION THEY NEED TO RESPOND TO THE CONTRACTS, BUT ALSO NOT PROVIDE SO SPECIFIC INFORMATION THAT MAY COMPROMISE OUR SECURITY MEASURES. SO AT THIS PARTICULAR TIME, WHERE WE ARE WITH THE SAFETY AND SECURITY INITIATIVES, THIS IS A VERY IMPORTANT PERSPECTIVE TO MAKING SURE THAT THE CONTRACTORS HAVE THE INFORMATION, BUT AT THE SAME TIME WE CAN MAINTAIN THE INTERESTING STEVE OUR SECURITY SYSTEMS THAT WE ARE TRYING TO INSTALL FOR ALL OF OUR FACILITIES AND SO FORTH. SO I JUST WANTED

TO BUILD ON WHAT THE MAYOR PRO TEM OFFERED THE COUNCIL THIS MORNING. THANK YOU.

THANK YOU, MR. CANALES. FURTHER QUESTIONS OF STAFF, COMMENTS? IF NOT, I'LL ENTERTAIN A MOTION ON ITEM NO. 30.

MOVE APPROVAL.

Mayor Wynn: MOTION MADE TO APPROVE ITEM NO. 30 BY THE MAYOR PRO TEM.

SLUSHER: SECOND.

Mayor Wynn: SECONDED BY COUNCILMEMBER SLUSHER. FURTHER COMMENTS, QUESTIONS?

Goodman: LET ME JUST THANK MR. COTTON FOR COMING. BECAUSE I HAD FORGOTTEN THAT THAT MATRIX IS NEW AND THAT IT'S SORT OF LIKE THE S.A.T.S. YOU MAY THINK THAT YOU KNOW WHAT THE QUESTION IS BUT TURNS OUT THERE WAS A LITTLE SOMETHING THAT YOU MISSED. IT'S UP TO US TO MAKE SURE THAT YOU ARE NOT MISSING IT.

FURTHER COMMENTS? COUNCILMEMBER MCCRACKEN?

McCracken: ALSO, I WANT TO THANK MR. COTTON FOR COMING AND I WANTED TO MAKE SURE THAT IF WE DO HAVE THE -- NOT MICROMANAGE THE DAILY DETAILS OF OUR -- OUR ROLE IS TO SET POLICY AND REVIEW MATTERS. AND I WOULD -- I WAS CONCERNED ABOUT THE POSSIBILITY THAT WE MIGHT BE NOT AWARDED TO THE LOW BIDDER, BUT IT TURNS OUT THAT WE ARE. ALSO THERE'S GOOD REASON WHY WE HAVE THIS MATRIX AND I RESPECT THAT. SO I'LL SUPPORT THIS. BUT I DO APPRECIATE MR. COTTON COMING AND MAKING US MORE AWARE OF HOW THIS IS DONE. IT ALSO MIGHT HELP NOT ONLY ACS BUT ALL OF THE OTHER CONTRACTORS WHO WORKED WITHIN THIS MATRIX AS WELL.

Mayor Wynn: WE HAVE A MOTION AND A SECOND ON THE TABLE TO APPROVE ITEM NO. 30. FURTHER COMMENTS?

HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7-0. THANK YOU. COUNCIL, I BELIEVE THAT'S ALL OF THE DISCUSSION ITEMS TO TAKE UP PRIOR TO TIME CERTAINS. SO AT THIS TIME, WITHOUT OBJECTION, HE WE WILL GO INTO CLOSED SESSION UNDER 551.071 OF THE OPEN MEETINGS ACT TO DISCUSS POTENTIALLY AGENDA ITEMS 40, RELATED TO MEET AND CONFER CONTRACT WITH THE APA, 41, RELATED TO MEET AND CONFER AND COLLECTIVE BARGAINING WITH THE AUSTIN FIRE DEPARTMENT, AND 42, RELATED TO SR RIDGE LIMITED PARTNERSHIP VERSUS THE CITY OF AUSTIN AND STRATUS PROPERTIES, INC., 43 RELATED TO BRYAN RODGERS VERSUS CITY OF AUSTIN AND ENDEAVOR REAL ESTATE GROUP L.L.C., 44, RELATING TO AN OFFER BY PB AUSTIN RIDGE LLC AND NF AUSTIN RIDGE LLC IN EXCHANGE FOR THE RELEASE OF THE LIEN HELD BY TRAVIS COUNTY HEALTH FACILITIES DEVELOPMENT CORPORATION AND THE CITY OF AUSTIN, WE WILL NOT BE TAKING UP ITEM NO. 45 RELATED TO REGULATIONS APPLICABLE TO THE BETHANY SUBDIVISION AS REQUESTED A POSTPONEMENT BY BOTH PARTIES. WE ARE NOW IN EXECUTIVE SESSION. THANK YOU. RENTERIA.

Mayor Wynn: WE ARE OUT OF CLOSED SESSION. IN CLOSED SESSION WE HAD PRIVATE CONSULTATION FROM YOUR ATTORNEY UNDER OF 551.071, WE DISCUSSED ITEM 42, AND 43, RELATING TO BRYAN RODGERS VERSUS CITY OF AUSTIN AND ENDEAVOR REAL ESTATE GROUP L.L.C. NO DECISIONS WERE MADE. WE DID NOT AND WILL NOT TAKE UP ITEMS 40 AND 41 RELATED TO MEET AND CONFER CONTRACT NEGOTIATIONS WITH BOTH THE AUSTIN POLICE ASSOCIATION AND THE AUSTIN FIRE DEPARTMENT. IN FACT IN LIEU OF ITEM NO. 40 BEING DISCUSSED IN EXECUTIVE SESSION, THE FOLLOWING OUR 2:00 BRIEFING ON THE FILM INDUSTRY, WE WILL HAVE AGAIN A SECOND PUBLIC PRESENTATION ON THIS CURRENT STATUS OF THE MEET AND CONFER CONTRACT NEGOTIATIONS WITH THE AUSTIN POLICE ASSOCIATION, HOPEFULLY A NUMBER OF QUESTIONS THAT HAVE ARISEN SINCE OUR LAST PUBLIC BRIEFING WILL BE AIRED, TELEVISED, REPLAYED SEVERAL

TIMES BEFORE THE LIKELY ACTION ON THAT ITEM ON MARCH 25th. COUPLE, LET'S NOW GO TO THE 12:00 NOON GENERAL CITIZENS COMMUNICATION. IF I CAN FIND MY LIST HERE. EXCUSE ME, OUR FIRST SPEAKER IS MS. SUSANA ALMANZA. WELCOME, MA'AM, YOU'LL HAVE THREE MINUTES.

GOOD AFTERNOON, MAYOR AND CITY COUNCIL MEMBERS, I'M SUSANA ALMANZA WITH PODER, PEOPLE ORGANIZED IN DEFENSE OF EARTH AND HER RESOURCES, I WOULD LIKE TO INVITE THE PEOPLE TO A GLOBAL DAY OF ACTION, TAKE IT TO THE STREETS, A PEACE AND JUSTICE MARCH THAT WILL BE BE HELD SATURDAY, MARCH THE 20th, MEETING AT -- AS SEMI ASSEMBLING AT REESE WOOD PARK, OUR COMMUNITIES ARE UNITE UNDERSTAND CALLING FOR AN END TO POLICE BRUTALITY AND THE CRIMINALIZATION OF OUR YOUTH, RESPECT OUR CIVIL LIBERTIES AND IMMIGRANT RIGHTS, HOUSING, HEALTH CARE, EQUITABLE EDUCATION AND GOOD JOBS FOR ALL. AND GENTRIFICATION. RESPECT MOTHER EARTH, OUR WATER AND AIR, ENVIRONMENTAL JUSTICE, WAR NO MORE, END OF THE MILITARIZATION OF OUR COMMUNITIES AND OUR WORLD. WHETHER IT IS A BLACK MAN BEATEN BY POLICE OR A LATINO YOUTH SEARCHED DURING A TRAFFIC STOP OR A WHITE PEACE ACTIVIST PEPPER SPRAYED OR A POOR PERSON RECRUITED FOR WAR OR AN IMMIGRANT WORKER TARGETED BY THE I.N.S. OR A MUSLIM DETAINED AS A TERRORIST OR YOU OR ME WHO NEEDS A JOB, HEALTH CARE AND A PLACE TO CALL HOME, WE ARE ALL AT RISK. WE ARE ALL IN DANGER AND WE ARE ALL STRUGGLING TO GET BY. BUT WE WANT MORE. WE WANT RESPECT AND WE WANT DIGNITY. SO WE ASK JUST TO -- YOU TO JOIN US ON THIS GLOBAL DAY OF ACTION AT 9:30 AT ASSEMBLE AT ROSEWOOD PARK, AT 2300 ROSEWOOD AVENUE AT CHESTNUT. WE WILL BE MARGINING DOWN 7th STREET -- MARCHING DOWN 7th STREET IN A RALLY AT NOON AT THE POLICE HEADQUARTERS, THEN A CARAVAN TO CRAWFORD FOR A STATE-WIDE RALLY. THIS MARCH IS BEING SPONSORED BY THE AMERICAN FRIENDS SERVICE COMMITTEE, TAO, AUSTIN JAM, AUSTIN AGAINST WAR, AUSTIN CENTER FOR PEACE AND JUSTICE, AUSTIN SOLIDARITY PROJECT, STUDENT LABOR ACTION PROJECT, [INDISCERNIBLE], [SPEAKING IN SPANISH], CODE PINK AUSTIN, COP WATCH, DEMOCRACY COALITION, INSIDE BOOK

PROJECT, [SPEAKING IN SPANISH], AMONG CREE WRENCH -- MONKEY WRENCH, NAACP, CO-OP PALESTINE SOLIDARITY COMMITTEE, PEACE ACTION TEXAS, PODER, PROJECT 875, RIGHT YOUNG SCHOLARS FOR JUSTICE, YOUTH LIBRARY NETWORK. [SPEAKING IN SPANISH] [SPEAKING IN SPANISH] THANK YOU.

THANK YOU, MS. ALMANZA, YOU ARE ALWAYS WELCOME TO TAKE AS LONG AS YOU NEED TO TRANSLATE YOUR STATEMENTS. MR. JIMMY CASTRO.

THANK YOU, WILL, GOOD AFTERNOON, MAYOR WYNN, COUNCILMEMBER, MS. FRUIT TRE. I DO HAVE SLIDES TO SHOW YOU, I AM HERE TO SPEAK ON MY OWN BEHALF, ALSO I HAVE SERVED AS A VOLUNTEER WITH THE GREATER AUSTIN CHAMBER OF COMMERCE. THIS FIRST SLIDE SHOWS, I'M HERE TO INVITE EVERYONE TO THE 67th STAR OF TEXAS FAIR AND RODEO AT THE TRAVIS COUNTY EXPOSITION CENTER BETWEEN MARCH 13th AND THE 27th. FOR THE FIRST TIME THE STAR OF TEXAS FAIR AND RODEO SCHOLARSHIP PROGRAM IS OPEN TO STUDENTS FROM 120 COUNTIES WITHIN TEXAS. THIS IS A -- THE LARGEST YOUTH EDUCATION FUNDRAISER IN CENTRAL TEXAS. THE CROWNING OF MISS RODEO AUSTIN WILL ALSO TAKE PLACE. THE 2004 RODEO AUSTIN GALA DINNER AUCTION BENEFITING THE STAR OF TEXAS FAIR AND RODEO WAS A HUGE SUCCESS. IF YOU ARE LOOKING FOR THE BEST TEXAS BARBECUE, THE BARBECUE COOKOFF IS SET FOR MARCH 20th. EACH YEAR OVER \$80,000 PEOPLE SAMPLED SOME OF THE BEST TEXAS BARBECUE AT THE STAR OF TEXAS FAIR AND RODEO. THE STAR OF TEXAS FAIR AND RODEO, JUNIOR MARKET AND YOUTH FAIR AUCTIONS, ARE THE CLIMAX OF A YEAR'S WORK BY THE 4 H AND THE FUTURE FARMERS OF AMERICA MEMBERS. OVER THE LAST 20 YEARS, THE STAR OF TEXAS FAIR AND RODEO AWARDED \$18 MILLION TO 13,500 KIDS. STUDENTS ARE ELIGIBLE TO RECEIVE SCHOLARSHIPS AND PARTICIPATE IN THE LIVESTOCK SHOW AND YOUTH FAIR. THE YOUTH FAIR PUTS THE FAIR IN THE STAR OF TEXAS FAIR AND RODEO. 7 FINALLY, THANKS TO THE GENEROUS SUPPORT FOR THE -- OF ESTABLISHED BUYER GROUPS, AREA BUSINESSES AND THOUSANDS OF VISITORS, THIS HAS MADE THE STAR OF TEXAS FAIR AND RODEO THE SUCCESS IT IS TODAY. THANK

YOU, MAYOR WYNN.

Mayor Wynn: THANK YOU, MR. CASTRO. MARCH IS A GOOD MONTH TO BE AN AGGIE IN AUSTIN. [LAUGHTER] MR. ROBERT SINGLETON, WELCOME, SIR, YOU WILL BE FOLLOWED -- IN FACT IF YOU DON'T MIND PERHAPS MARY LEHMANN CAN FOLLOW YOU, LORI YOU CAN FOLLOW MS. LEHMANN.

I HAD PLANNED TO TALK TO YOU ABOUT SOMETHING DIFFERENT TODAY, BUT THEN I WANT TO THE ROBERT MUELLER MUNICIPAL AIRPORT PLAN IMPLEMENTATION ADVISORY COMMISSION MEETING ON TUESDAY, PATTERN THEORETICALLY I SAY I THINK IF THE CITY FUNDS A STUDY THEY CAN PROBABLY COME UP WITH A CLUMSIER NAME FOR THAT. BUT ANYWAY JIM ADAMS FROM THE ROMA DESIGN GROUP TALKED TO THE COMMISSION ABOUT THE NORTHWEST QUADRANT OF THE OLD MUELLER AIRPORT SITE. HE SAID THAT -- WHICH WAS ORIGINALLY SCHEDULED TO BE THE EMPLOYMENT CAMPUS. HE SAID BECAUSE OF SOFT MARKET RENTAL IN AUSTIN, THEY WERE CONSIDERING CHANGING THAT TO REGIONAL RETAIL. WHICH EVENTUALLY JIM ADMITTED MEANT BIG BOX RETAIL AND POWERPOINT PRESENTATION SPECIFICALLY INCLUDED SLIDE OF BOTH LOWES AND WAL-MART. DID COUNCIL KNOW THAT A WAL-MART WAS BEING CONTEMPLATED FOR THE OLD AIRPORT SITE? IT WAS NEWS TO ME. IT'S BURY UNDERSTAND THE AMERICAN-STATESMAN -- BURIED IN THE AUSTIN AMERICAN-STATESMAN ARTICLE THIS MORNING. DID ANYBODY KNOW THERE WAS GOING TO BE A WAL-MART THERE? I DIDN'T THINK SO. THIS IS A MAJOR CHANGE FROM THE MASTER PLAN. THE DESCRIPTION OF THIS QUADRANT WAS AN URBAN EMPLOYMENT DISTRICT CAREFULLY INTEGRATED WITH THE TOWN CENTER SHOULD BE CREATED TO PROVIDE AT ATTRACTIVE IN FILL OPPORTUNITIES ... I DON'T THINK THAT DESCRIPTION IS A DESCRIPTION OF THE SITE FOR A WAL-MART. I DON'T LIKE THIS IDEA FOR THREE REASONS. ONE, IT'S GOING TO DESTROY THE NATURE OF THE COMMUNITY. THE PLAN HAS BEEN WORKED ON FOR A LONG TIME, WAL-MART DOES NOT FIT INTO WHAT'S BEEN PLANNED. SECOND, IT'S GOING TO ADD TO TRAFFIC PROBLEMS AND GOOD LUCK TO THE PEOPLE FROM CATELLUS WHEN THEY TRY TO GO TO THE WINDSOR PARK ASSOCIATION AND EXPLAIN THIS IS GOING TO BE LESS TRAFFIC THAN AN EMPLOYMENT CAMPUS

BECAUSE THAT'S WHAT THEY ARE CLAIMING. AND, THREE, THIS SPOILS THE INTEGRITY OF THE PLANNING PROCESS. I MEAN HERE WE ARE LOOKING AT A SUMMER APPROVAL FOR THE MASTER DEVELOPMENT AGREEMENT AND ALL OF A SUDDEN BIG BOX RETAIL CREPT INTO THE PLAN. THERE WERE SLIGHT CONCERNS THAT IT WOULD COMPETE WITH THE TOWN CENTER, BUT REALLY THERE WERE NO MAINLY OBJECTIONS TO THIS AT THE PLAN IMPLEMENTATION ADVISORY COMMISSION. I'M RUNNING OUT OF TIME, I JUST WANT TO TELL YOU. I HAVE A VIDEO THAT IF YOU HAVEN'T SEEN IT, THE COUNCIL REALLY NEEDS TO SEE IT. IT'S A SEGMENT ON BILL MYIER'S MOYER'S NOW THAT OUTLINES SOME OF THEIR LABOR PRACTICES, MORE SPECIFIC TO WHAT THE COUNCIL SHOULD BE CONCERNED ABOUT, THE LACK OF RESPECT THEY HAVE FOR LOCAL PLANNING. THERE'S A CITY IN IT THAT GAVE WAL-MART A TAX ABATEMENT FOR FIVE YEARS, AT THE END OF THE FIVE YEARS THEY WERE EXPECTING TO START RECOUPING SOME OF THE MONEY THAT THEY HAD GIVEN BACK TO WAL-MART. WAL-MART PACKED UP AND MOVED TO THE COMMUNITY DOWN THE ROAD, NOT EVEN DOING THE COURTESY OF SAYING THEY WERE CLOSING THAT STORE. THE FIRST THIS COMMUNITY HEARD OF IT WAS WHEN THEY SAW IT ON THE AGENDA AT THEIR NEIGHBOR'S CITY COUNCIL MEETING. IT'S ABOUT 26 MINUTES LONG. IF I HAVE TO, I'LL FIND SOME PEOPLE AND WE'LL JUST SIGN UP SERIALY ON CITIZENS COMMUNICATION AND SHOW THIS TO YOU. BUT I THINK THAT IT'S IMPORTANT TO COUPLE TO SEE THIS. [BUZZER SOUNDING] I WILL WRAP UP BY SAYING I HOPE TO SEE YOU ALL AT THE TOWN HALL MEETING ON TUESDAY, MARCH 16th AT THE PROMISE LAND CHURCH ON 51st STREET, THANKS.

THANK YOU, MR. SINGLETON. MARY LEHMANN. WELCOME, MA'AM, YOU'LL HAVE THREE MINUTES.

I DON'T KNOW WHAT THE REACTION TO THIS STUNNING PIECE OF NEWS IS. LOOKS LIKE BAIT AND SWITCH, BUT MAYBE IT ISN'T. BUT THERE'S GOT TO BE SOME REASON, THAT THE DEVELOPER HAS TO FIND THE LAND AND GET HIS MONEY OUT OF IT, THAT IS WHY HE IS TAKING THAT -- SHALL I DO THE SIGN THERE? IN THIS -- IT LOOKS LIKE ABOUT 30 ACRES HERE, THIS IS 30 FOR THE SETON, HERE'S 30 MORE. GOING TO THE -- THE BIG BOX RETAIL. I'M WONDERING,

BEFORE I TALKED ABOUT THE NEED FOR -- FOR INPUT FROM THE CITY STAFF TO THE PUBLIC, BUT WITH -- WE ALSO NEED INPUT FROM THE PUBLIC TO THE CITY STAFF. I BEGAN TO THINK WHAT -- WHAT WOULD BE GOOD TO HAVE IN THIS PLACE? THE OPPOSITE OF WAL-MART AND ALL WE DISLIKE ABOUT IT. AND I WAS THINKING OF THOSE YOU KNOW WHAT A SWALE IS? IT'S A DITCH THAT PERCOLATES THE DRAIN WATER FROM A TOWN WHICH SAVES ENORMOUS AMOUNTS IN THE INFRASTRUCTURE, WHICH IS ONE -- THE CITY IS USING FOR CONSIDERING PARTING WITH THE LAND. I FOLLOWED THAT AND CAME TO A REALLY SUCCESSFUL PROJECT. DOES ANYBODY IN THE -- HAS ANYBODY IN THE COUNCIL HEARD OF VILLAGE HOMES IN DAVIS, CALIFORNIA? NOPE? JUST -- JUST DO A GOOGLE ON THAT AND YOU WILL SEE WHAT COMES UP. AND I'VE ALSO -- I'M ALSO GOING TO BE GETTING TO YOU A SUMMARY OF THE MAIN BENEFITS. AND IT'S -- IT'S EXACTLY THE KIND OF THING THAT -- THAT WE ARE LOOKING FOR THAT LOWERS THE COST OF LIVING AND RAISES THE QUALITY OF LIVING. THEY HAD TOO DIFFICULT STAGES WITH THE CITY OF DAVIS. ONE WAS GETTING THE SWALES IN. AND THEY HAD TO PUT UP A BOND FOR -- FOR -- FOR REHAB IF THEY DIDN'T SUCCEED. THEY NOT ONLY SUCCEEDED THEY ABSORBED STORM WATER FROM THE NEIGHBORS. THE OTHER ONE WAS NARROWING THE STREETS ENOUGH TO GET SHADE OVER THEM. ALL IN ALL, IT REDUCED THE COSTS OF OPERATION, WHICH CONTINUE FOREVER, AND SCOTTSDALE, ARIZONA, ALSO COPIED THEM AND REALIZED GREAT SAVINGS, \$2,400 PER UNIT. THIS IS A KIND OF THING THAT A UNIVERSITY TOWN IN CALIFORNIA CAN DO, WELL, AUSTIN CAN, TOO. I THINK WE SHOULD LOOK AT THIS KIND OF THING IN OUR DEFINITE DESIRE TO SAY NO TO WAL-MART. GO TEAM GO! WIN WIN THANK YOU, MS. LEHMANN. COUNCIL, WITHOUT OBJECTION, IF I COULD HAVE MS. SUE EVERYEVERETTS TO QUICKLY ADDRESS THE CONCERNS THAT ALL OF US HAVE ABOUT THE ARTICLE THAT MR. SINGLETON IS REFERRED TO.

IN THE PLAN ITSELF THAT PARTICULAR AREA HAS ALWAYS BEEN CONTEMPLATED FOR EITHER OFFICE OR COMMERCIAL, ONE OF THE TWO. IN THE DISCUSSIONS THAT WE HAVE BEEN HAVING WITH THE COMMISSION OVER ABOUT FIVE MONTHS, FOUR OR FIVE MONTHS NOW, WE HAVE BEEN

TALKING ABOUT ZONING THAT CONTEMPLATED COMMERCIAL AS WELL AS OFFICE. MR. SINGLETON WAS CORRECT IN THAT JIM ADAMS DID TALK ABOUT THE FACT THAT THERE'S A VERY SOFT MARKET FOR OFFICE. IF YOU REMEMBER THE ORIGINAL PLAN HAD ABOUT FIVE MILLION SQUARE FEET OF OFFICE AND THERE IS NOT AN OFFICE MARKET. SO IN THE DISCUSSIONS, DOING THE ZONING, THERE WAS NO MAJOR CHANGE. IT WAS JUST A SHIFT FROM -- FROM LESS -- WHERE YOU HAD MORE OFFICE, A SHIFT TO LESS OFFICE. AND MORE COMMERCIAL. I CAN ASSURE YOU THAT THERE HAS BEEN NO DISCUSSION WITH ANYONE CONCERNING WAL-MART AND I CAN ALSO ASSURE YOU THAT THE -- THAT THE DEVELOPER, CATELLUS, HAS NOT TALKED ABOUT ANY DISCUSSIONS WITH WAL-MART AND IN FACT THERE WILL NOT BE A WAL-MART ON THIS PROJECT. SO I AM NOT SURE WHERE -- WHERE THE WAL-MART ISSUE CAME UP OTHER THAN THERE WERE EXAMPLES OF RETAIL THAT WERE DISCUSSED AT THE COMMISSION. IN ADDITION TO THAT, ONE OF THE THINGS THAT ROMA HAS BEEN LOOKING AT ARE SOME VERY UNIQUE DESIGN CRITERIA WHY. WHERE IF THERE WERE REGIONAL RETAIL. THAT THAT REGIONAL RETAIL WOULD BE WRAPPED WITH HOUSING IN A VERY UNIQUE DESIGN THAT CONTEMPT PLATES THE -- CONTEMPT PLATES THE EXACT VISION THAT GOES ALONG WITH THE REST OF THE ROBERT MUELLER MUNICIPAL DOCUMENT. WE HAVE BEEN IN DISCUSSIONS WITH JIM WALKER, WHO IS THE COMMISSION CHAIR, OVER A NUMBER OF MONTHS ABOUT THIS, THIS IS NOT A SURPRISE TO HIM. WE HAVE BEEN IN DISCUSSION WITH A NUMBER OF THE OTHER COMMISSIONERS, THEY HAVE MET WITH US IN TERMS OF DISCUSSION ON DESIGNS AND THEY HAVE ALL BEEN INVOLVED IN THIS. SO, ONE, THERE WILL NOT BE A WAL-MART THERE. THAT WAS NEVER CONTEMPLATED. THERE HAS BEEN NO DISCUSSION OF THAT. THERE IS A DISCUSSION ABOUT HOW WE WOULD UNIQUELY DESIGN AND USE THIS AS A MODEL FOR SOME OF THE REGIONAL RETAIL THAT MIGHT BE CONTEMPLATE IN THE THAT AREA.

Futrell: LET ME FOLLOW UP ON THAT. IS IT POSSIBLE THEY DISCUSSED THE FACT IN SLIDES THERE WERE PICTURES OF A WAL-MART. I KNOW IN A TRIP THAT WE TOOK LOOKING AT TRANSIT ORIENTED DEVELOPMENT A WHILE BACK, THAT

LOOKED AT THE KENTLANDS AS AN EXAMPLE, THEY HAD -- THEY ACTUALLY HAD SOME BIG BOX ON THE MAIN ENTRANCE INTO THE AREA. AND THEN THEY HAD WRAPPED IT WITH A SMALLER URBAN LIVE/WORK FLATS, A DIFFERENT KIND OF MORE URBAN RETAIL AROUND IT. THEY HAD TALKED ABOUT THE DRAW OF A LARGER RETAIL THAT HAD MADE THE SMALLER RETAIL SUCCESSFUL. I HONESTLY NOW CAN'T REMEMBER WHAT THOSE BIG BOXES WERE. I THINK ONE WAS A HOME DEPOT, BUT ONE MIGHT HAVE BEEN A WAL-MART. WERE THEY SLIDES OF OTHER DEVELOPMENTS.

THEY WERE SLIDES OF OTHER DEVELOPMENTS, YES.

Futrell: OKAY.

Mayor Wynn: THE CRUX OF THE ISSUE THIS COUNCIL HAS ACCEPTED AND ADOPTED THE MASTER PLAN AS PRESENTED TO US. REMIND US AND THE PUBLIC WHAT WOULD BE THE PROCESS IF WE WERE TO EVEN CONSIDER AMENDING OR CHANGING THE USE ON THAT PLAN.

FIRST OF ALL, THIS -- AS CONTEMPLATED THIS IS NOT A MAJOR CHANGE IN THE PLAN. IT HAS ALWAYS BEEN CONTEMPLATED TO BE THIS. BUT WITH RESPECT TO YOUR QUESTION, TO ANSWER THAT QUESTION, THE PLAN WILL HAVE TO BE ADOPTED AS YOU ADOPT THE MASTER DEVELOPMENT AGREEMENT. SO IF THERE IS ANY MAJOR CHANGE TO THE PLAN, IT WILL GO BEFORE THE COMMISSION, THE COMMISSION WILL MAKE A RECOMMENDATION TO YOU, WE WILL BRING FORWARD ANY CHANGES TO THE PLAN AND THOSE HAVE TO BE ADOPTED BEFORE YOU ADOPT THE MASTER DEVELOPMENT AGREEMENT. IN ADDITION TO THAT, YOU WILL HAVE ANOTHER OPPORTUNITY TO LOOK AT THE PLAN BECAUSE THIS IS A -- IN ZONING, A -- A P.U.D., A PLANNED UNIT DEVELOPMENT. IT WILL GO BEFORE THE PLANNING AND ZONING COMMISSION FOR APPROVAL AND THEN IT WILL COME TO YOU FOR APPROVAL, TOO. SO YOU WILL HAVE SEARCH OPPORTUNITIES TO LOOK AT THIS PLAN AND TO APPROVE IT. PRIOR TO THE MASTER DEVELOPMENT AGREEMENT BEING BROUGHT TO YOU FOR FINAL APPROVAL.

THAT WOULD INCLUDE ANY AND ALL ADJUSTMENTS TO IT. THE ZONING PROCESS INCLUDES PUBLIC NOTICE, PUBLIC HEARINGS, AND MULTIPLE READINGS BY COUNCIL.

THAT'S CORRECT.

Mayor Wynn: THANK YOU, FURTHER QUESTIONS OR COMMENTS FOR MS. EDWARDS? THANK YOU, MA'AM.

THANK YOU.

Mayor Wynn: MS. LORI C. RENTERIA, WELCOME, I HAVE PHOTOS THAT I WILL PASS AROUND FROM YOU.

THANK YOU, MAYOR, CITY MANAGER. YOU KNOW, I'M HERE WITH THE EAST CESAR CHAVEZ NEIGHBORHOOD PLANNING TEAM, GOSH, I DON'T THINK WE HAVE BEEN TO COUNCIL IN TWO YEARS. THAT'S THE BEAUTY OF NEIGHBORHOOD PLANNING. WE HAVE REALLY GOOD RELATIONSHIPS WITH THE BUREAUCRACY AND, YOU KNOW, WE HARDLY EVER COME TO COUNCIL ANYMORE. I'M SURE THAT YOU DON'T MISS OUR COMPLAINING AND WE DON'T MISS HAVING TO DEAL WITH PARKING DOWN HERE. BUT, YOU KNOW, WE HAVE BEEN WAITING FOUR YEARS FOR THE BUREAUCRACY TO HELP US WITH THIS ISSUE OF TWO ILLEGAL TOUR BUS COMPANIES ON EAST SESQUICENTENNIAL. SAYS -- ON EAST CESAR CHAVEZ, I DID SEE YOU SOME FLAKY, CHEAP, DIGITAL PHOTOS, TAKEN IN AUGUST OF 2001. BUT WHEN I DUG THROUGH THE PAPER FILES, I REALIZED THAT OUR INITIAL COMPLAINTS WERE FILED IN JUNE OF 2000. AND THIS HAS COME UP AGAIN. NOT ONLY WAS ONE OF THE COMPANIES TAKEN TO MUNICIPAL COURT IN OCTOBER OF 2003, AND WE THOUGHT THE ISSUE WAS RESOLVED BY THEM GOING TO MUNICIPAL COURT, AT THE SAME TIME IN OCTOBER OF 2003 THE OTHER BUS COMPANY, HAD FILED A SITE PLAN WITH THE UNDERSTANDING THAT THEY KNEW THE -- THE HOLLY NEIGHBORHOOD PLAN -- WAS NOT GOING TO ALLOW ADMINISTRATIVE APPROVAL OF THEIR SITE PLAN TO BE AT THAT LOCATION. WHAT'S REALLY BROUGHT EVERYTHING KIND OF TO A HEAD AND MAKING ME COME DOWN HERE AND WHINE ABOUT IT, IS THE -- IS THE GREAT JOB THAT YOU GUYS ARE DOING IN HELPING US RECONSTRUCT CESAR CHAVEZ STREET. RICK IS A GREAT PROJECT MANAGER. HE'S

WORKING WITH EVERYBODY, HE'S HANDLING ALL OF THE COMPLAINTS. YOU KNOW, WITH THE RECONSTRUCTION. BUT THESE BUSES HAVE TO ACTUALLY STOP TRAFFIC AND DO A Y TURN TO BACK IN AND OUT OF THEIR LOCATIONS. AND, YOU KNOW, WE ARE ALREADY FRUSTRATED WITH THE FLAGERS AND, YOU KNOW, WE HAVE GOT PEOPLE CUTTING AROUND, CUTTING THROUGH THE NEIGHBORHOOD. IT'S JUST OUT OF CONTROL. THERE'S REALLY -- THERE'S BEEN MAJOR CHANGES IN THE DEPARTMENT. WE WORKED WITH MARSHA TOLIVAR FOR A COUPLE OF YEARS. THEN EXPRESS SEE WASHINGTON A GOOD FRIEND, SAID LORI, I'M TAKING IT TO COURT. NOT TO WORRY, YOU KNOW, WE'RE MOVING ON IT. AND SINCE JESSE RETIRED, YOU KNOW, WE FOLDED UP AND -- FOLLOWED UP AND TURNS OUT SOMEBODY TRASHED ALL OF THE FILES. SO, YOU KNOW, I KNOW HOW IT IS WHEN PEOPLE RETIRE, IT'S TIME TO CLEAN HOUSE. BUT WE REALLY DON'T APPRECIATE OUR CASE FILE BEING TRASHED. WE JUST NEED TO FOLLOW UP AND DEAL WITH THESE BUS COMPANIES. YOU KNOW, ONE THING ABOUT EAST CESAR CHAVEZ IS WE ALWAYS TRY TO MAINTAIN FAIRNESS. [BUZZER SOUNDING] WE CAN'T BE COMPLAINING ABOUT LONGHORN TRAILERS AND OTHER PEOPLE OPERATING ILLEGALLY AND NOT FOLLOW THROUGH ON A FOUR-YEAR COMPLAINT. SO I -- I HOPE TO GET IT RESOLVED. I WAS HOPING THAT I COULD TALK TO SOMEBODY TODAY.

Mayor Wynn: THANK YOU.

Futrell: ACTUALLY, LORI I CAN RESPOND TO YOU AND ARE ABSOLUTE -- YOU ARE ABSOLUTELY RIGHT TO BE DOWN HERE N. BOTH CASES THE PROBLEM IS ON. IN BOTH OF THESE TWO CASES TWO COMPLICATING FACTORS, I'VE HAD THEM GO BACK AND TRACK IT FROM 2004 TO FIND OUT WHAT HAPPENED. IN BOTH CASES THEY WENT THROUGH TWO DIFFERENT STAFF MEMBERS, BOTH OF WHOM HAVE SINCE RETIRED. I HAVE TO BELIEVE SOMEWHERE IN THOSE RETIREMENTS IS WHERE THE GLITCH OCCURRED ON OUR PART. ON 1208 CESAR CHAVEZ THE UNDERSTANDING WAS THAT WE HAD AN ACTIVE WARRANT OUT ON THAT. AND IT TURNS OUT THAT THAT WARRANT WAS ACTUALLY WAS ORDERED AND LATER DENIED FOR INSUFFICIENT PROBABLE CAUSE. SO THE DELAY OCCURRED IN BELIEVING THAT WE HAD AN ACTIVE WARRANT THAT COULD THEN BE ACTED ON

WHEN IN FACT IT HAD BEEN DENIED. SO WHAT IS HAPPENING THERE IS THAT CASE HAS BEEN REFILED, IT IS -- IT HAS ALREADY OCCURRED. WE HAVE TO WAIT 30 DAYS. AT THE END OF THAT 30 DAYS IT IS GOING TO MUNICIPAL COURT AND WE WILL STAY ON THAT AND DOG IT THROUGH. SO 1208 CESAR CHAVEZ WILL BE IN MUNICIPAL COURT WITHIN 30 DAYS. ON 1907 CESAR CHAVEZ, THEY HAVE LOST THE FILE. THAT IS EXACTLY RIGHT. WE CANNOT FIND THE DOCUMENTATION. THEY ARE -- THEY RESTARTED THE CASE, IT IS BEGINNING THE MUNICIPAL COURT PROCESS RIGHT NOW. SO WHAT I WILL DO IS WE WILL FOLLOW UP WITH YOU AND GIVE YOU KNOWLY REPORTS ON HOW THIS MOVES FORWARD. AND RATHER -- LORI, RATHER THAN US GOING BACK AND FORTH ON THE MICROPHONE. JASON, MY ASSISTANTS WILL TAKE ANYTHING THAT YOU HAVE, WE WILL DO REGULAR FOLLOW-UPS WITH YOU.

BECAUSE I SAVED THE PAPERS.

GOOD, GOOD. BECAUSE IT SOUNDS LIKE WE COULD USE THEM. [LAUGHTER] WILLIE KOCUREK THANK YOU. NEXT SPEAKER IS MR. ROBERT THOMAS. WELCOME, SIR, THREE MINUTES, YOU'LL BE FOLLOWED BY THOMAS CISNEROS III.

THANK YOU, MAYOR WYNN AND MAYOR PRO TEM AND HONORABLE MEMBERS OF THE COWBOY. I AM END DEED HONORED TO SPEAK WITH YOU TODAY CONCERNING THE ROSEWOOD PARK AND RECREATION CENTER. I'M ROBERT L. THOMAS OF THE BUILDING AND CONSTRUCTION TRADES DEPARTMENT OF THE LABOR INTERNATIONAL UNIONS OF NORTH AMERICA. TEXAS AND AUSTIN AFL-CIO LABOR COUNCIL, AND I'M REPRESENTATIVE OF A CORPORATION CALLED LABOR READY. AND I'M SPEAKING OF MY EXPERIENCE AS A PROFESSIONAL ATHLETE WITHIN THE NATIONAL FOOTBALL LEAGUE, WORLD FOOTBALL LEAGUE AND AMERICAN FOOTBALL ASSOCIATION. I'M ALSO THE ADVISORY COUNCIL FOR THE INTERNATIONAL FOR THE LABOR -- FOR THE ROSEWOOD PARK AND RECREATION CENTER. NOW, TODAY MY DISCUSSION WILL FOCUS ON LABOR RELATIONS AND EMPLOYMENT FOR BUILDERS AND ATHLETES FOR THE REVITALIZATION OF THE ROSEWOOD PARK AROUND RECREATION CENTER. AND RECREATION CENTER. LAST YEAR WE MOVED TO SPEAKING WITH JESUS

OLIVERES CONCERNING THE REDEVELOPMENT. WE NEED AT THE ROSEWOOD PARK AND RECREATION CENTER. AND I SPOKE TO MY BROTHER COUNCILMAN DANNY THOMAS TO HELP ME AFFIRM FOR A MEETING WITH CHIEF McDONALD. NOW, CHIEF McDONALD HONORED ME WITH A MEETING LAST YEAR, WE SPOKE TO HIM ABOUT OUR ACCOMPLISHMENTS, WHAT WE HAD DONE WITHIN THE REGION. REGION SURROUNDING THE ROSEWOOD PARK AND RECREATION CENTER. WE HAD BROUGHT OUR UNIONS ON TO DEVELOP THE ARTHUR DEWITTY CENTER, MILLENNIUM YOUTH ENTERTAINMENT CENTER, AND THE EAST SIDE FOOTBALL FIELD. BASICALLY I'M CONCERNED ABOUT LABOR RELATIONS AT ROSEWOOD. FOR MANY YEARS, IT LAID IN CORRUPTION, IT WAS BLIGHTED AS SLUMS, WE HAD TO RESTRUCTURE AND RENOVATE THE ADMINISTRATIVE OFFICE BUILDING. A LOT OF PART OF THE '80S AND '90S, MUCH GANG ACTIVITIES THERE. THE CHILDREN CAME TO US AND TOLD US, OH, HOW THEY ARE -- HOW THEY WERE AFRAID -- AFRAID OF -- OF THE MANAGEMENT THAT -- THAT STIPULATED EVERYTHING THAT THEY WERE DOING THERE. AND I HAD -- I HAD BROUGHT MY BUILDERS ON AND DEVELOPERS ON TO BRING FORTH SOMETHING THAT WOULD DETER THEM FROM CRIME AND HELP ESTABLISH BUILDING [INDISCERNIBLE] GOALS FOR THEM. I BASICALLY NEED, I TALKED TO CHIEF McDONALD. HE SAID THAT HE WOULD -- HE WOULD WORK ON A PROGRAM THAT SEES NO SPORTS. I NEED DISPOSITION, WE NEED TO REVISE. THE MANAGEMENT STARTED ALL OF THE GANG ACTIVITY STILL UP THERE. MANY OF THEM HAVE LEFT. BUT -- BUT OUR ATTORNEY HAVES TOOK OVER THE CONTRACTS THAT WE HAD WITH THE REGIONAL BUILDERS AND -- AND SPOKE OF EXPLOITATION, CORRUPTION AND ABUSE THERE IN RELATION TO EMPLOYMENT. AND I NEED -- I NEED TO SPEAK AGAIN WITH CHIEF MCDONALD [BUZZER SOUNDING] WE NEED ANOTHER MEETING. I NEED TO SPEAK WITH YOUR AIDES AGAIN TO -- TO ESTABLISH ANOTHER MEETING WITH HIM. HIM.

THANK YOU, MR. THOMAS.

MR. THOMAS, I'LL FOLLOW UP AND ASK ASSISTANT CITY MANAGER MIKE McDONALD TO FOLLOW UP WITH YOU.

ALL RIGHT.

Mayor Wynn: THANK YOU, SIR, THOMAS CISNEROS, III, WELCOME.

CITY COUNCIL MEMBERS, I HAD ISSUED YOU ALL SOME LITERATURE. I'VE GOT SOME PHOTOS THERE, I'VE GOT SOME ATTACHED INVOICES, SOME ATTACHED RESPONSES. I WAS A CONTRACTOR, I AM THE CONTRACTOR OF PROJECT 2 TO RESTORE THE LONGHORN DAM PROJECT, THE FLOOD GATES. AS OF ABOUT TWO YEARS AGO THERE WAS SOME COMPLICATIONS WITH THE LIFTING DEVICE. WHICH IS IN ONE OF THE PHOTOS. PHOTO NUMBER 1 NEXT TO BOAT. THERE'S A SPECIAL LIFTING DEVICE THAT LIFTS AND PLACES THE STOP LOGS IN FRONT OF EACH ONE OF THE GATES. THAT'S THE ONLY WAY THAT YOU CAN DETER AND STOP WATER FROM PASSING THROUGH SO YOU CAN TALE GET TO THE -- TO THE GATE ITSELF AND LIFT IT OUT OF PLACE. WELL, THAT LIFTING DEVICE IS -- ALMOST AS OLD AS I AM. I THINK THEY BUILT THAT IN 59, I WAS BORN IN '56, WE ARE TOUCHING RIGHT THERE. WHAT I'M GETTING AT IS THAT LIFTING DEVICE COLLAPSED FROM '59 UNTIL NOW, I IMAGINE SOMETHING MADE OF IRON OR STEEL THAT'S RUSTING WOULD EVENTUALLY END UP FAILING. IT DID. IT FAILED ON GATE NUMBER 5. NOW, I'VE BEEN WAITING FOR TWO YEARS FOR THIS DEVICE TO BE -- TO BE, YOU KNOW, FOR IT TO BE BROUGHT TO MY ATTENTION TO MAKE ANOTHER ONE OR TO CONTINUE WITH THE GATE. THE THING IS THAT THERE WAS A CHANGE OF MANAGEMENT, JOHNNY MADRID THE PROJECT MANAGER WAS LEAVING ON TO ANOTHER PROMOTION AND TIM MOORE WAS TAKING OVER THE POSITION AS CONSTRUCTION MANAGER OR PROJECT MANAGER FOR THIS PROJECT. AND BEFORE -- AND BEFORE TIM MOORE WAS -- WHEN I HAD MET TIM MOORE, I HAD MET WITH THE -- WITH JUAN GARZA, I MET WITH ANDY RAMIREZ, I HAD MET WITH DOLORES CASTILLO, JOHNNY MADRID, CHRIS KIRKSEY, ALL OF THE GENTLEMEN, WE DISCUSSED, I FELT LIKE A STEPCHILD, I WAS ON ONE SIDE OF THE TABLE, THEY WERE ON THE OTHER SIDE OF THE TABLE BEATING ON ME. I FELT THIS WAS AN INJUSTICE, I SAY HERE WE ARE WITH A ONE SIDED STORY AND MANAGEMENT OF THIS WHOLE THING AND AFTER THE END OF THE CONVERSATION THEY DETERMINED THAT WE DON'T HAVE ANY MONEY AND I FELT -

- I REALLY FELT BAD FOR AUSTIN ENERGY NOT HAVING ANY MONEY BECAUSE, YOU KNOW, EVERY TIME I LOOK, IT'S LIKE IF -- IF THERE'S ALWAYS AN INCREASE IN UTILITY BILLS AND IT'S AMAZING TO ME THAT AUSTIN ENERGY DOESN'T HAVE ANY MONEY. NOW, IF IT'S THE CITY COUNCIL DETERMINE WHAT'S THE MONEY THAT THEY ARE GOING TO SPEND, I CAN SEE THAT, BECAUSE THERE'S ALWAYS PROCEDURES. I'VE WORKED WITH STATE ENTITIES OF -- OF UNIVERSITY OF TEXAS, CONSTRUCTION MANAGER AND WE HAD PROCEDURES FOR EVERYTHING. WE FOLLOWED PROCEDURES. HERE THEY TELL ME THEY CAN DO ANYTHING THEY WANT TO DO AND THEY PRETTY MUCH ARE SHOWING ME THAT. THAT THEY DON'T HAVE TO FOLLOW PROCEDURE. I'VE GONE TO THE GRIEVANCE COMMITTEE WITH THE CITY COUNCIL MEMBERS AND I THOUGHT A MEETING WAS GOING TO OCCUR. THAT HASN'T HAPPENED. I HAVE TALKED TO ANDY THE ATTORNEY FOR THE CITY, THAT HASN'T HAPPENED. HERE I AM PRESENTING MY CASE TO Y'ALL.

Mayor Wynn: THANK YOU, MR. CISNEROS, OBVIOUSLY THIS IS A VERY COMPLICATED AND TECHNICAL ISSUE. COUNCILMEMBER ALVAREZ?

Alvarez: WHEN WAS THE LAST TIME THAT YOU HAD COMMUNICATIONS WITH AUSTIN ENERGY?

I CALLED ANDY PERMEY AS A MATTER OF FACT THIS WEEK, I CALLED BACK AGAIN BACK IN JANUARY. WE WERE SUPPOSED TO HAVE SET UP A MEETING, BUT THAT NEVER HAPPENED. THEY DON'T WANT TO. THE NEXT THING I KNOW IS HE'S CONTACTED -- I GET A CALL FROM AN ATTORNEY FROM A BONDING COMPANY TELLING ME THAT ANDY IS CALLING THEM AND WANTING TO KNOW WHAT THE -- WHAT'S GOING ON. SO BASICALLY THERE WAS THREE GATES THAT WERE UNDER BOND THAT I BONDED. THE LAST TWO GATES BECAUSE OF THE SAVINGS. IT WAS \$210,000, EACH GATE WAS GOING TO COST 250,000. I PROPOSED TO BUILD A NEW STRUCTURED GATE AND SAVE \$70,000 PER GATE. WE WERE DOING THAT, EVERYTHING GOING GOOD. GATE NUMBER 5, EVERYTHING STARTED FAILING, ONE IS THAT THE OVERHEADLINES WERE NOT REMOVED. THE LAST TIME WE TALKED I WANT TO SAY JANUARY I WOULD LIKE TO TIP, HAVE A SPECIAL SESSION WITH NOT JUST ME AGAINST THEM BUT

MAYBE HAVE CITY COUNCIL PEOPLE, ALSO.

Alvarez: DID YOU APPROACH THE M.B.E. SUBCOMMITTEE --

I ALSO TALKED TO THEM --

ONE MONTH OR SIX MONTH, WHEN WAS THAT.

THAT WAS LAST YEAR. THIS HAS BEEN GOING ON FOR TWO YEARS.

Alvarez: WE MET. YOU AND I HAD SOME DISCUSSIONS WITH AUSTIN ENERGY. I WAS WONDERING IF ANY EFFORT WAS MADE TO NEGOTIATE AFTER THOSE CONVERSATIONS TOOK PLACE.

NO. I HAD THOUGHT THAT YOU WERE GOING TO WITH AUSTIN ENERGY SET UP A MEETING, LET ME KNOW WHEN THIS MEETING IS GOING TO OCCUR. AND I WAS WILLING TO, YOU KNOW, TO COME TO THAT MEETING AND ATTEND THAT MEETING. BUT THAT HASN'T HAPPENED. SO FOR TWO YEARS WE'VE HAD A GATE SETTING IN THE YARD THAT HAS BEEN INCURRING CHARGES FOR RENTAL FEE THAT'S MY SUBCONTRACTOR IS ENTITLED TO. THEY TELL ME THEY DON'T HAVE ANY MONEY. HERE AGAIN HE BRINGS HERE CONTRACTOR, TIM MOORE TO MY SUBCONTRACTORS YARD TO LOOK AT THE GATE. I DON'T UNDERSTAND THIS. DO THEY NOT HAVE ANY MONEY FOR ME TO CONTINUE THE PROJECT BUT THEY HAVE ENOUGH MONEY FOR ANOTHER CONTRACTOR TO CONTINUE THE PROJECT --

I AM GOING TO GIVE AUSTIN ENERGY A SCBLANS TO EXPLAIN TO US WHAT THE -- TO EXPLAIN TO US WHAT THE STATUS IS.

Futrell: I WOULD LIKE TO BE CRYSTAL CLEAR THAT THE NOT APPROPRIATE UNDER OUR FORM OF GOVERNMENT FOR YOU TO BE ASKING FOR A COUNCILMEMBER TO BE INTERSEEDING IN A CONTRACT DISPUTE. THERE'S A VERY CLEAR OPERATIONAL ISSUE AND WE HAVE VERY CLEAR DISPUTE RESOLUTION PROCESSES IN OUR CONTRACTS. MY UNDERSTANDING IS WE HAVE A CONTRACT DEFAULT DISPUTE AND A SOMEBODY CONTRACTORS PAYMENT DISPUTE. JUAN, IF YOU WILL PLEASE WALK THROUGH THE

SUMMARY OF THIS, WHAT OUR NEXT STEPS ARE.

WE ENTERED INTO A CONTRACT WITH MR. CISNEROS, WHICH IS A FIXED COST CONTRACT. A FIXED COST ACTUALLY ARRIVED AT AFTER SOME -- SOME DISCUSSIONS AND NEGOTIATIONS WITH THEM. FOLLOWING -- FOLLOWING THE FIRST PHASE OF THE CONTRACT. WHICH ESSENTIALLY DETERMINED THAT -- THAT THE COST FOR REPAIRING THOSE GATES WOULD EXCEED WHAT WE HAD THOUGHT. SO WE SAT DOWN WITH HIM, WE AGREED TO A FIXED COST CONTRACT. HE PERFORMED VERY WELL. THROUGH GATE 4 UNDER THE TERMS OF THE CONTRACT. IN GATE 5 HE HAD SOME DIFFICULTY WITH IT. HE HAD SOME DISCUSSIONS WITH MY STAFF. AT SOME POINT THEY INVOLVED ME IN THE DISCUSSIONS. WE DISCUSSED THE PROBLEM WITH THE GATE LIFTING MECHANISM, WE DISCUSSED THE PROBLEM WITH THE TRAFFIC CONTROL AND OTHER MATTERS THAT HAD INCURRED COSTS ON HIS OPERATIONS. I AGREED TO PAY FOR SOME OF THAT, JUST IN THE INTEREST OF MOVING THE CONTRACT FORWARD. I ASKED FOR A PROPOSAL TO FINISH OUT THE CONTRACT. I WAS WILLING TO ADD, EVEN THOUGH IT IS A FIXED CONTRACT TO THE CONTRACT THAT WE HAVE, IN THE INTEREST OF FINISHING IT OUT. I DID NOT AGREE TO ONE REQUEST THAT HE MADE, THAT WE AMEND THE CONTRACT TO FINISH OUT THE REMAINING TWO GATES. THE REASON I HESITATED TO DO THAT IS BECAUSE THE COST OF THE CONTRACT HAD INCREASED SIGNIFICANTLY AND I WANTED TO TEST THE MARKET TO SEE ARE WE DEALING WITH A FAIR PRICE HERE OR NOT. BUT I WAS WILLING TO FINISH IT OUT. MR. CISNEROS DID SUBMIT TO ME A PROPOSAL IN WRITING WHICH I ALSO ACCEPTED IN WRITING IN THE AMOUNT OF \$16,500 TO FINISH OUT THE CONTRACT. AND SHORTLY THEREAFTER HE RENEGED ON THAT OFFER AND SO WE ARE BASICALLY SITTING -- I HAVE MADE EVERY ATTEMPT TO TRY TO WORK WITH HIM TO GET THIS THING DONE BECAUSE IT IS IN OUR BEST INTERESTS TO GET THIS REPAIR, BUT WE HAVE NOT BEEN ABLE TO. THE LAST THING THAT WE DID WAS TO ATTEMPT TO CALL HIS BOND BECAUSE WE WANT THE WORK PERFORMED.

Futrell: THIS IS THE PERFORMANCE BOND, THE SURETY BOND THAT WE HAVE ON ALL OF OUR PRONGS, I SEE A NUMBER OF LETTERS IN OUR PACKET FROM DECEMBER OF

2003 SO ABOUT TWO OR THREE MONTHS AGO.

THAT'S CORRECT.

AT THE TIME WE WERE INFORMED THAT HE HAD ALLOWED THE BOND TO LAPSE. SO EVEN THOUGH WE HAVE RECOURSE THROUGH GATE 4, BECAUSE IT'S A CLAIMS INCURRED CONTRACT, AND THE -- AND THE BOND EXPIRED PRIOR TO HIS BEGINNING WORK ON GATE 5, WE APPARENTLY HAVE NO RECOURSE ON THE BONDING COMPANY.

Futrell: SO LET'S TALK ABOUT POTENTIAL NEXT STEPS JUAN. MY UNDERSTANDING IS THAT YOU WILL GO OUT AND REBID, TEST THE MARKETS ON GATES 6 AND 7. ON GATE 5 WE HAVE WHAT OPTION TO TRY TO FINISH THAT WORK?

I HAVE HOPED THAT WE HAD RESOLVED IT WITH THE CONTRACT AMENDMENT FOR \$16,000.500, WHICH I'M STILL WILLING TO MOVE FORWARD ON. 16,500. IF WE CANNOT DO THAT, MR. CISNEROS IS UP ABLE TO DO IT FOR A PRICE, I THINK WE NEED TO GO OUT AND GET A SECOND CONTRACTOR TO FINISH OUT THE PROJECT.

JUAN, HAVE WE INVOKED THE DISPUTE RESOLUTION PROCESS IN MOST OF OUR CONTRACTS, HAVE WE TRIED THAT ON THIS?

I'M NOT FAMILIAR -- ANDY? WE FOLLOWED THE DISPUTE RESOLUTION CONTRACT LANGUAGE WITH HIM. THE -- IF --

WHAT I WOULD LIKE TO OFFER, JUAN, IS THAT YOU ARE HERE, THE GENTLEMAN IS HERE, YOU COULD PULL OFF AND DECIDE WHETHER OR NOT YOU OBVIOUSLY HAVE SOME OF OUR OTHER FOLKS HERE TO SEE WHETHER OR NOT WE CAN COME TO CLOSE ON FINISHING OUT THIS GATE. AND LET'S MOVE ON. FROM THERE.

MAY I SAY ONE THING?

YES, MR. CISNEROS?

THERE WAS A BALANCE OF \$250,000. STILL LEFT IN THE

CONTRACT. I -- I DON'T UNDERSTAND WHY -- WE HAD, THE REASON WE DID IS BECAUSE WE WERE ONLY GOING TO BUILD FIVE GATES ORIGINALLY. AT A COST OF 250,500 EACH. WE CAME BACK TO THE TABLE AND SAID WE CAN SAVE YOU MONEY, WE CAN GET SIX GATES DONE. SO UNDER THAT ASSURANCE THAT WE WERE GOING TO AT ANY ONE TIME, THEY HAD THE RIGHT TO -- TO TERMINATE THE CONTRACT. BUT UNDER THOSE TERMS FOR THE SAVINGS OF 210,000, PLUS THE 250,000 THAT'S STILL LEFT IN THE CONTRACT, THAT WAS MY LAST RENEWED CONTRACT WAS FOR 250,000, THAT I KEPT GETTING EXTENSIONS AND EXTENSIONS, WE WILL GET BACK TO YOU, WE'LL GET BACK TO YOU. THAT HAPPENED FOR ABOUT SIX MONTHS BEFORE THEY GOT BACK TO ME IN FEBRUARY. THEN TO TELL ME THAT THEY DIDN'T WANT TO RENEW MY CONTRACT.

Futrell: THE REASON THIS IS. THE LONG FORM, I HAVE TWO PEOPLE SITTING AT TWO DIFFERENT MICROPHONES, THIS IS AN INAPPROPRIATE FORUM FOR THIS. MY UNDERSTANDING IS THAT WE HAVE IN WRITING FROM YOU A FIXED PRICE CONTRACT FOR THE WORK THAT IS GOING TO BE DONE. I WILL BE GLAD TO HAVE DEPUTY CITY MANAGER JOE CANALES SIT IN ON YOUR DISCUSSION TODAY WHERE YOU CAN PULL OFF, BACK IN A PRIVATE ROOM, AND GO OVER THIS DISCUSSION. AND THE DOCUMENTS WILL BE WHAT THEY ARE. BUT TO HAVE A BACK AND FORTH AT A PODIUM DURING CITIZENS COMMUNICATION IS NOW HOW WE SHOULD BE HANDLING CONTRACT DISPUTES HERE. SO, JUAN, IF YOU WILL PLEASE, JOE, IF YOU WILL PULL BACK INTO A PRIVATE ROOM AND SEE WHERE WE CAN TAKE THIS.

Mayor Wynn: THANK YOU, MR. CISNEROS, THANK YOU, CITY MANAGER. COUNCIL, THAT'S ALL OF THE CITIZENS SIGNED UP FOR GENERAL CITIZEN COMMUNICATION. WE DON'T HAVE ANY ITEMS BEFORE THE COUNCIL -- BEFORE OUR 2:00 TIME CERTAIN FILM PRESENTATION. SO AT THIS TIME, WITHOUT -- WITHOUT OBJECTION, WE WILL GO BACK INTO PRIVATE -- INTO CLOSED SESSION FOR PRIVATE CONSULTATION WITH OUR ATTORNEY UNDER SECTION 551.071 OF THE OPEN MEETINGS ACT TO DISCUSS ITEM NO. 44, RELATING TO AN OFFER BY PV AUSTIN RIDGE LLC AND MF AUSTIN RIDGE LLC IN EXCHANGE FOR THE RELEASE OF LIEN HELD BY AMONG OTHERS THE CITY OF AUSTIN. WE ARE IN EXECUTIVE

SESSION. I THINK THE CITY MANAGER IS HUNG GREEVMENT
THANK YOU. [LAUGHTER]

Mayor Wynn: WE HAVE A QUORUM PRESENT. AT THIS TIME,
PRIOR TO OUR 2:00 TIME CERTAIN, IF WE CAN TAKE UP ITEM
NO. 14. I WILL RECOGNIZE DAVID LLOYD. ASSISTANT CITY
ATTORNEY.

THANK YOU, MAYOR. I WILL SUMMARIZE THIS ITEM FOR THE
COUNCIL. CITY STAFF AND ENDEAVOR REAL ESTATE GROUP
PROPOSED SOME AMENDMENTS TO CLARIFY SOME OF THE
TERMS OF OUR 380 380 AGREEMENT. THESE AMENDMENTS
ARE GENERALLY NON-SUBSTANTIVE TO ADD FLEXIBILITY
FOR THE CITY. TO CLARIFY, FIRST ONE WOULD CREATE \$1
MILLION SMALL BUSINESS ASSISTANCE FUND, SPECIFIES
THAT THE MONEY IS PROVIDED UP FRONT BY THE
ENDEAVOR GROUP. THE SECOND ONE WOULD ADD A
SUBJECT OF FUTURE APPROPRIATIONS PROVISION, WHICH
EXPRESSLY STATE THAT CITY PAYMENTS [INDISCERNIBLE] IN
THE AGREEMENT OF SUBJECT TO ANNUAL APPROPRIATIONS
BY THE CITY COUNCIL. THE THIRD ONE, DELAYS PAYMENT
OF THE TAX REBATES TO THE FISCAL YEAR AFTER THE CITY
RECEIVES THE -- THE TAXES FROM ENDEAVOR. WE'VE ALSO
PROVIDED YOU A -- A NO JOINT VENTURE CLASS, WHICH
WAS DISTRIBUTED TODAY. THAT WILL BE INCLUDED IN THE
AMENDMENT. AND THERE IS A REPRESENTATIVE HERE FROM
ENDEAVOR THAT'S AVAILABLE. AND THAT -- THAT
CONCLUDES MY PRESENTATION.

THANK YOU.

THANK YOU, MR. LLOYD, THANK FOR YOU THE EARLIER E-
MAIL THAT OUTLINED SOME OF THIS INFORMATION FOR US.
QUESTIONS OF STAFF? COMMENTS, COUNCIL? IF NOT,
I'LL ENTERTAIN A MOTION ON ITEM -- I'LL
ENTERTAIN A MOTION ON ITEM NO. 14.

Dunkerley: MOVE APPROVAL.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER DUNKERLY,
SECONDED BY COUNCILMEMBER MCCracken TO APPROVE
ITEM NO. 14, COUNCILMEMBER SLUSHER?

Slusher: I WANTED TO SAY I DIDN'T SUPPORT THIS THE FIRST TIME AND I DIDN'T THINK IT WAS AN APPROPRIATE USE OF TAX ABATEMENTS OR TAX BREAKS. AND I WON'T BE SUPPORTING IT AGAIN. AND MY OPINION ON IT HAS REALLY BEEN STRENGTHENED SINCE THEN BECAUSE NOW THE LARGEST MALL DEVELOPER IN THE WORLD HAS COME AND BOUGHT INTO THE PROJECT AND SO NOW WE ARE BASICALLY SUBSIDIZING THEM. SO I WON'T BE ABLE TO SUPPORT THIS.

Mayor Wynn: THANK YOU, COUNCILMEMBER SLUSHER, FURTHER COMMENTS? I WILL SAY IN REVIEWING EACH OF THESE ITEMS OF THE AMENDMENT OF THIS AGREEMENT, I'M CLEARLY -- CLEARLY THE ADVANTAGE IS TO THE CITY ON EACH OF THE AMENDMENTS, I APPLAUD THE CITY STAFF FOR PRESSING THESE AND ACTUALLY ENDEAVOR IN THEIR-- AND THEIR REPRESENTATIVES FOR AGREEING TO THE AMENDMENTS. MOTION MADE AND SECONDED TO APPROVE ITEM NO. 14 AS READ. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED?

NO.

Mayor Wynn: MOTION PASSES ON A VOTE OF 6-1 WITH COUNCILMEMBER SLUSHER VOTING NO. COUNCIL, AT THIS TIME WE CAN TAKE UP OUR 2:00 BRIEFINGS THE FIRST OF WHICH IS A BRIEFING AND POTENTIAL ACTION ITEM RELATED TO THE FILM INDUSTRY. WE HAVE -- THE ACTION ITEM WAS AS PRESENTED BY MYSELF, MAYOR PRO TEM AND COUNCILMEMBER MCCRACKEN. WE HAVE A DISTINGUISHED PANEL OF PRESENTERS ON THE BRIEFINGS. AND I WOULD LIKE TO SAY THAT IN ADVANCE THAT BACK IN 1982, I WAS IN A CROWD SCENE OF THE MOVIE THE BEST LITTLE WHOREHOUSE IN TEXAS, THAT WAS PREMIERED HERE. FOR THE RECORD THE CROWD SCENE WAS NOT AS THE WHORE HOUSE. WITH THAT I THINK WE ARE GOING TO START WITH A VIDEO PRESENTATION, NOTING THAT MOST CITY COUNCIL MEETINGS ARE POSTED PG-13, I TRUST THAT THIS -- THAT

THIS VIDEO MEETS THAT RATING.

[SCREAMING] [(music) MUSIC PLAYING (music)(music)] [(music) MUSIC PLAYING (music)(music)] [SCREAMING] [SOUND OF CARS]] KNOCKING]

WHY IS IT CALL ADMOON TOWER ANYWAY? I GUESS THEY JUST SAID THAT WHENEVER THEY WERE BUILDING THE POWER PLANT.

ACTUALLY IT'S A GOOD IDEA, YOU HAVE A FULL MOON OUT HERE EVERY DAY OF THE YEAR, YOU KNOW?

YEAH. THIS WHOLE PLACE COULD FALL DOWN AT ANY TIME, YOU BETTER WATCH YOUR STEP, JR. WHOA.

THIS PLACE USED TO BE OFF LIMITS, MAN. BECAUSE SOME DRUNK FRESHMAN FELL OFF. HE WENT RIGHT DOWN THE MIDDLE SMACKING HIS HEAD ON EVERY BEAM, MAN. [(music) MUSIC PLAYING (music)(music)]

WHAT I NEED FROM YOU, BECAUSE YOU'RE THE BOSSES OF THE TOWN, ESSENTIALLY, I KNOW THAT. YES. THIS IS SO HARD. I MEAN THERE'S NOTHING EASY ABOUT THIS. YOU KNOW, THIS IS LIKE, YOU KNOW, WHEN YOU ARE GETTING YOUR LEGS WAXED AND THEY WHIP THAT THING OFF. THAT'S WHAT THIS IS LIKE. WHAT I NEED IS \$100,000. [LAUGHTER]

OH, BROTHER.

GEE. [LAUGHTER]

LOOKS LIKE YOU'VE BEEN MISSING A LOT OF WORK LATELY.

I WOULDN'T SAY I'VE BEEN MISSING IT, BOB [LAUGHTER]

GOOD ONE.

THAT'S TERRIFIC. [(music) MUSIC PLAYING (music)(music)]

I DON'T SEE WHY YOU WON'T HELP HIM.

YOU THINK I WANT TO BABYSIT MY BROTHER THE REST OF MY LIFE. MAKE SURE THAT EVERYBODY KNOWS RIGHT FROM WRONG. NOT ANYMORE. NOT RESPONSIBLE FOR NOBODY BUT ME. BUT THAT'S WHAT -- THAT'S NOT WHAT FAMILY IS.

WE ARE JUST BROTHERS. CAIN AND ABLE WERE BROTHERS, LOOK HOW THEY ENDED UP. THE ONLY THING THAT WILL GET YOU TO THE CASTLE FAST ENOUGH, IS THIS. [(music) MUSIC PLAYING (music)(music)] [(music) MUSIC PLAYING (music)(music)]

ONLY IN TEXAS DO YOU EVER SEE A SUNSET LIKE THAT. I HOPE YOU APPRECIATE EVERYTHING THAT I'VE DONE FOR YOU TODAY. THAT'S A BEAUTIFUL SUNSET. IF I DO SAY SO MYSELF. [(music) MUSIC PLAYING (music)(music)] WE NEED TO THANK THE AUSTIN FILM FESTIVAL FOR THE CLIPS AND VIDEO PRESENTATION. WE NEED TO WELCOME NOW OUR FILM COMMISSIONER.

THANK YOU, I THINK THAT I'M KIND OF ELECTED TO TALK TO YOU TODAY BECAUSE I'M THE ONLY PERSON WHO REMEMBERS ALL OF THOSE MOVIES [LAUGHTER] AS THE KIND OF STATISTICIAN AND HISTORIAN THE ONLY ONE REALLY OLD ENOUGH TO PROBABLY DO THAT. BUT AS YOU CAN SEE, AS YOU GO PAST THE LAST 20 SOME ODD YEARS, MORE AND MORE PROJECTS ARE ON THAT LIST. AND THE THING THAT I WOULD LIKE TO BRING US IS THAT THOSE ARE THE FEATURE FILMS. WE HAVE DONE A LOT OF TELEVISION IN THIS TOWN, TOO, SO THOSE THINGS WERE NOT THERE. BUT I WANTED TO KIND OF GO BACK OVER SOME OF THE -- SOME OF THE NUMBERS. I DON'T REALLY LIKE TO TALK ABOUT NUMBERS ALL THAT MUCH. BUT -- BUT OBVIOUSLY THEY DO RELATE TO THE ECONOMY AND THE NUMBER OF JOBS THAT ARE AVAILABLE HERE. THIS YEAR WE ARE SITTING AT -- I PASSED THIS OUT, THERE'S -- THERE'S SEVERAL PAGES THERE. ON THE SECOND PAGE, WHERE IT ADDRESSES 2004, AUSTIN IS SITTING ON \$42.1 MILLION WORTH OF PROJECTS RIGHT NOW. AND IN JUST A FEW WEEKS, THAT'S PROBABLY GOING TO ESCALATE ANOTHER 70 MILLION. SO WE'RE HAVING A VERY GOOD YEAR, WE ARE STARTING OFF VERY STRONG. AND IN 2003, THE -- THE NUMBERS WERE 192.6. AND THAT [INDISCERNIBLE] 84% OF THE TOTAL FILM DOLLARS FOR THE STATE OF TEXAS. IF YOU

GO DOWN TO LIST HERE YOU WILL SEE 2002 WILL ALWAYS HAVE AN AS STICK BESIDE IT BECAUSE IT HAD TO DO THERE WAS A STRIKE YEAR FOR SOME OF THE MAJOR TRADE UNIONS, WHICH IT DIDN'T HAPPEN, BUT THAT AFFECTS SOME OF THE STARTS OF MOVIES, SO 2002 IS NOT NECESSARILY A GREAT YEAR TO LOOK AT. BUT AS YOU CAN SEE, 2001 AND 117.4, 2000 AT 126.1 AND REALLY YOU'VE BEEN FOR THE LAST SEVERAL YEARS MORE THAN 50% OF ALL OF THE PRODUCTIONS THAT HAVE GONE ON IN THE STATE, IT'S OBVIOUSLY ESCALATING AS TIME GOES BY. THERE ARE ANY NUMBER OF PLACES IN THIS COUNTRY RIGHT NOW THAT DON'T ENJOY THIS TYPE OF PRODUCTION AND IT'S BECAUSE PRODUCTION HAS GONE TO OTHER COUNTRIES. AND IT IS EXTREME COMPETITION TO TRY TO KEEP THESE FILMS COMING TO PLACES LIKE AUSTIN. BUT STRANGELY ENOUGH, THEY ARE STILL COMING HERE. AND IT HAS A LOT TO DO AND IT HAS EVERYTHING TO DO WITH THE PEOPLE WHO LIVE AND WORK HERE. AND SO WHEN YOU ARE TALKING ABOUT SUPPORTING AN INDUSTRY LIKE THIS, YOU ARE BASICALLY TALKING ABOUT JOBS. AND I LIKE TO LOOK AT THIS AS SEVERAL DIFFERENT FACTORIES THAT ARE WORKING AROUND TOWN. SOME DAYS THE FACTORIES ARE DOWNTOWN, SOME DAYS THE FACTORIES ARE OUT IN LOCKHART, SOME DAYS IN SOMEBODY'S NEIGHBORHOOD, SOME DAYS OUT ON SOMEBODY'S RANCH. RIGHT NOW WE HAVE THREE FULL-TIME CREWS THAT CAN WORK IN THIS TOWN, WE REALLY NEED THAT FOURTH CREW VERY BADLY BECAUSE WE ACTUALLY TURNED DOWN BUSINESS BECAUSE WE DIDN'T HAVE PEOPLE TO DO SOME OF THESE SHOWS, OR AT LEAST THAT'S THE WAY THE PRODUCERS FELT. SO IT IS VERY IMPORTANT TO KEEP THIS BUSINESS GOING AND IT IS VERY DIFFICULT TO KEEP IT GOING WITH THE AMOUNT OF COMPETITION COMING FROM PLACES LIKE CANADA, NEW ZEALAND, SOUTH AFRICA, EASTERN EUROPE. BECAUSE BASICALLY IT ALL HAS TO DO WITH LABOR AND HOW FAR THE DOLLAR GOES. AND I KNOW BECAUSE I WORKED FOR ONE OF THE BIGGEST BUREAUCRACIES AROUND HOW DIFFICULT THAT IS. AND IN THIS PARTICULAR TIME. BUT -- BUT MORE THAN ANYTHING ELSE, IF YOU LOSE THESE PEOPLE, IF WE CAN'T KEEP THESE PEOPLE WORKING IN THIS TOWN, NOT ONLY WILL PRODUCERS AND DIRECTORS AND -- NOT COME HERE ANYMORE, BUT THERE'S REALLY NO PLACE

FOR THEM TO GO ANYMORE. WHEN I LOOKED AT SOME OF THOSE FILMS AND REMEMBERED WHAT I WAS DOING AFTER WORKING ON SUCH FINE STELLAR PERFORMANCES AS PIRANHA, [LAUGHTER], I HAD A CHOICE AND THAT CHOICE WAS TO LEAVE AUSTIN, MOVE TO DALLAS, OR MOVE TO LOS ANGELES. I CHOSE TO STAY HERE BECAUSE I GOT A JOB AT THE TEXAS FILM COMMISSION. BUT -- BUT MORE IMPORTANTLY, I WANT TO TELL YOU A LITTLE STORY ABOUT SOME OF THESE PEOPLE WHO HAVE LOST THIS BUSINESS, THERE ARE COUNTLESS NUMBERS OF CITIES ACROSS THE UNITED STATES THAT HAVE LOST THE BUSINESS. OF COURSE OUR NEIGHBOR TO THE NORTH AND I APOLOGIZE TO ANYONE FROM -- IN HERE FROM DALLAS TODAY BECAUSE I'M NOT TELLING A BAD STORY ABOUT YOU, I'M JUST TELLING THE TRUTH. IF YOU WENT BACK INTO OUR FILES FROM 1983 TO SAY LIKE 1986, YOU WOULD READ MANY OF THE SAME THINGS THAT YOU ARE READING ABOUT AUSTIN TODAY. DALLAS, THE THIRD COAST. THE DALLAS TELEVISION SERIES. FILMS LIKE PLACES IN THE HEART AND SILK WOOD, TENDER MERCIES, COUNTLESS NUMBERS OF MOVIES OF THE WEEK. EVERYBODY WANTED TO FILM IN DALLAS. WHEN I STARTED WORK AT THE FILM COMMISSION IN 1983, I SPENT TWO ANL PROPER PROBABLY TWO WEEKS OUT OF EVERY MONTH SCOUTING LOCATIONS IN DALLAS. THE CITY OF DALLAS NEVER HELPED, NEVER FACILITATED NEVER CUT ANY FEES, THEY NEVER REALLY EMBRACED THE BUSINESS. THEY CERTAINLY TOOK THE MONEY. AND AS A RESULT, IN A FEW YEARS IT STARTED TO DWINDLE. AND IT HAD TO DO WITH A LOT OF DIFFERENT PROBLEMS. IT HAD TO DO WITH LABOR AND THE COST OF LABOR. BUT IT ALSO HAD TO DO WITH THE FACT THAT THERE WAS NOBODY HELPING OUT. NO FILM COMMISSION IN DALLAS IN THOSE DAYS. WE WERE THE FILM COMMISSION OF DALLAS MUCH TO THE SADNESS OF AUSTIN, HOUSTON, SAN ANTONIO. BUT TRAILT THE BUSINESS FLOUR -- BUT AT ANY RATE THE BUSINESS FLOURISHED, BUT BECAUSE NOBODY HELPED IT OUT IT WENT TO ATLANTA, WILMINGTON, AUSTIN, OTHER PLACES, THEY DIDN'T RECOGNIZE OR APPRECIATE WHAT WAS GOING ON THERE. THIS IS A VERY FICKLE BUSINESS IN THE FACT THAT IT REALLY HAS TO DO WITH THE BOTTOM DOLLAR. YOU KNOW, THE BUDGET. WHERE CAN I GET THIS DONE? THE STATE HAS INCENTIVES, THEY ARE RELATIVELY SMALL COMPARED TO

WHAT SOME STATES ARE DOING RIGHT NOW, BUT WE DO HAVE OUR STATE SALES TAX INCENTIVE WHICH DOES MAKE IT HELPFUL. THE REAL INCENTIVE OF SHOOTING IN AUSTIN, TEXAS IS THE INDIVIDUALS WHO LIVE AND WORK IN THIS COMMUNITY. WITHOUT A DOUBT, I HAVE SEEN THEM IN DALLAS AND HOUSTON AND I'VE SEEN THEM IN ATLANTA AND WILMINGTON AND OTHER PLACES, THIS IS ONE OF THE FINEST WORKING CREWS ANYWHERE IN THE UNITED STATES. WITHOUT THEM, WE BECOME FOR ALL PRACTICAL PURPOSES DEBUICK, IOWA, WHY WOULD YOU COME HERE UNLESS YOU HAD A FILM BASED ON DEBUKE, IOWA. WITHOUT THEIR INCENTIVES OF LIVING HERE AND WORKING IN THIS TOWN, THEY SLEEP IN THEIR OWN BEDS, THEN THEY GO HOME, THAT'S THE REAL INCENTIVE FOR BEING HERE. I REALIZE THESE ARE TOUGH TIMES, BUT IF THERE'S ANY WAY THAT YOU CAN FIND TO LOOK INTO THIS, IN MAKE IT SIMPLER, MORE ECONOMICAL, I'M OFFERING THE SERVICES OF OUR OFFICE TO HELP WITH YOU THIS. I HAVE SEEN THIS DONE, WHAT'S HAPPENED IN OTHER PLACES, IF YOU ARE GOING TO DO A STUDY, NINE TIMES OUT OF 10 YOU ARE GOING TO CALL ME ANYWAY. BUT I'M CERTAINLY WILLING TO WORK WITH YOU ANY WAY THAT I CAN. BECAUSE IF YOU LOOK AT THESE FIGURES AND YOU UNDERSTAND WHAT'S GOING ON HERE, WE ARE KIND OF THE LAST FRONTIER HERE IN THE STATE. ON THE LAST COUPLE OF PAGES YOU ARE GOING TO SEE WHAT DALLAS IS DOING RIGHT NOW. FINALLY THEY HAVE WOKEN UP AND THE MAYOR AND CITY COUNCIL ARE WORKING VERY HARD TO KEEP THIS BUSINESS GOING. N.B.C. CAME IN THERE LAST YEAR WITH THE JESSICA LYNCH STORY, BAGHDAD IN SOUTH DALLAS, BUT IT WAS A GREAT EXPERIENCE. THEY WERE ABLE TO CUT SOME REALLY GREAT DEALS. NOW WE ARE BACK IN WITH ANOTHER N.B.C. PROJECT CALLED A PILOT FOR AN EPISODIC TELEVISION CALLED HUB WHICH THEY HAVE MADE A LOT OF THINGS POSSIBLE, WHETHER IT BE LOCATIONS, PERMITTING, ALSO OFFICES, THINGS LIKE THAT. JUST CUT THEIR BUDGET AND MADE IT VERY ATTRACTIVE FOR THEM TO BE, HOPEFULLY MAYBE DALLAS WILL ONCE AGAIN HAVE A TV SERIES, IT WOULD CERTAINLY MAKE ME HAPPY IF THEY DID. I WOULD LIKE TO SEE THAT HAPPEN HERE. AS WE ARE SPEAKING, SHOOTING UP IN NORTH AUSTIN RIGHT NOW IS A WARNER BROTHERS PILOT CALLED JACK AND BOBBIE, THERE IS A

POSSIBILITY IF IT GETS PICKED UP WE COULD HAVE A TV SERIES GOING HERE AS WELL. SO ANYTHING THAT I CAN COULD, IF YOU HAVE ANY QUESTIONS FOR ME ABOUT THINGS THAT WE COULD DO, WE CAN TALK ABOUT IT NOW OR I'M SURE WE'LL TALK ABOUT IT LATER.

COUNCIL, YOU DON'T MIND, WHY DON'T WE HEAR FROM ALL OF THE PANELESTS AND SAVE UP OUR QUESTIONS FOR AFTERWARDS. I GUESS BARBARA MORGAN WILL NOW ADDRESS US.

I'M BARBARA MORGAN THE CO-FOUNDER AND EXECUTIVE DIRECTOR OF THE AUSTIN FILM FESTIVAL. WE ARE IN OUR 11th YEAR, WE'VE ACTUALLY HAD THE GOOD FORTUNE OF BRINGING MOST OF THE DISTINGUISHED, PROLIFIC WRITERS, PRODUCERS, DIRECTORS INTO AUSTIN FOR THE FESTIVAL. THE FESTIVAL'S ANNUAL SCREEN WRITERS CONFERENCE OFFERS AN OPPORTUNITY TO COURT THOSE INDUSTRY FIGURES AND ILLUSTRATE TO THEM AUSTIN'S VIABILITY AS A CENTER FOR FILM DEVELOPMENT AS WELL AS LOCATION SHOOTING. WITH SOME EXCEPTIONS PRODUCTION COMPANIES HAVE CHOSEN ONLY TO SHOOT THEIR FILMS IN AUSTIN, MOVING TO TOWN AFTER THE BULK OF THE DEVELOPMENT PROCESS IS ALREADY DONE AND THEN RETURNING TO LOS ANGELES TO COMPLETE THE POST PRODUCTION. CLEARLY PRODUCTION COMPANIES HAVE BEEN IMPRESSED BY AUSTIN'S GREAT FILM CREWS AND FELT WELCOME BY THE CITY AND ITS PEP. I THINK THAT THE FACT THAT THIS IS SUCH A FRIENDLY TOWN IS -- MAKES A HUGE IMPRESSION ON PEOPLE COMING IN, PARTICULARLY FROM LOS ANGELES. I STILL THINK THAT FURTHER WORK ON THE CITY'S PART IS NECESSARY TO ENSURE THAT COMPANIES MAKE A LONG-TERM INVESTMENT IN THE AUSTIN COMMUNITY, WE NEED FILM PRODUCTION IN AUSTIN, BUT WE ALSO NEED PRODUCTION COMPANIES TO SETTLE HERE PERMANENTLY. NEW COMMITMENT ON THE PART OF THE CITY TO DRAW THAT -- THAT DEVELOPMENT TO AUSTIN WILL IMPACT THE LOCAL ECONOMY POSITIVELY AND HELP SOLIDIFY AUSTIN'S REPUTATION AS A COMPETITIVE FILM CENTER. FILMS DEVELOPED IN AUSTIN WILL BRING MUCH MORE MORE MORE CONSISTENTLY TO THE LOCAL ECONOMY THAN THOSE SIMPLY SHOT HERE. CURRENTLY AUSTIN CAN'T DEPEND ON THE POSITIVE ECONOMIC IMPACT OF SUCH

FILMS AS THE ALAMO WITH REGULARITY. AND GREATER EMPHASIS ON DEVELOPMENT COULD CHANGE THAT SIGNIFICANTLY. WE WOULD REALLY LIKE TO SEE -- BECAUSE WE WORK VERY HEAVILY IN THE DEVELOPMENT SIDE OF THE FILM, THE FILM INDUSTRY, THAT WE WOULD LIKE TO SEE THE CITY PLACE A GREATER EMPHASIS ON DEVELOPING THE LOCAL FILM INDUSTRY AND FROM THE -- FROM THE DEVELOPMENT SIDE. FOR THE FESTIVAL'S PART WE ARE ENJOYED THE CONSISTENT AND LOCAL SUPPORT OF PEOPLE LIKE TOM COPELAND WHO HELPED US SINCE THE BEGINNING, ALSO GARY BOND FROM THE CONVENTION AND VISITORS BUREAU. I FEEL THAT THESE TWO GENTLEMEN HAVE WORKED TIRELESSLY TO HELP THE FILM INDUSTRY IN THIS CITY. WITH GREATER DEVELOPMENT SUPPORT FROM THE CITY, ORGANIZATIONS SUCH AS THE FESTIVAL CAN BETTER USE THEIR COMBINED RESOURCES AND CONVINCE WRITERS, PRODUCERS, FILM MAKER CONSTITUENCIES TO SET UP SHOP HERE AND WE REALLY LOOK FORWARD TO WORKING WITH THE CITY TO SUPPORT FILM DEVELOPMENT IN THE FUTURE. THANK YOU.

THANK YOU, BARBARA. NOW WE WILL HEAR FROM REBECCA CAMPBELL AND SUSAN QUINN OF THE AUSTIN FILM SOCIETY AND FILM STUDIOS, WELCOME, LADIES.

THANK YOU, MAYOR AND COUNCIL. IT'S BEEN THREE AND A HALF YEARS ACTUALLY SINCE THE LAST TIME I ADDRESSED YOU. AT THAT TIME YOU VOTED UNANIMOUSLY TO SIGN THE LEASE THAT CREATED AUSTIN STUDIOS. AND I THINK TIME HAS PROVEN THAT THAT WAS A VERY FARSIGHTED DECISION AND ACTION INDEED. AND SO THANK YOU. RICHARD LINKLATER, OUR ARTISTIC DIRECTOR WHO FOUNDED THE AUSTIN FILM SOCIETY ALMOST 20 YEARS AGO NOW REALLY WANTED TO COME DOWN AND TALK TO YOU TODAY. HE IS IN TOWN, BUT HE'S ACTUALLY HOLED UP WRITING A SCRIPT. THAT'S I THINK EXACTLY WHAT WE WANT HIM TO BE DOING. SO I ACTUALLY HAVE A STATEMENT FROM HIM THAT I'M GOING TO READ TO YOU FOR THE RECORD. RICK SAID, I'M UNABLE TO ATTEND THIS MEETING, BUT I WANTED THE CITY COUNCIL TO KNOW MY STANCE ON FILM MAKE EGG IN AUSTIN. -- FILM MAKING IN IS. THE CITY IS BUSIER THAN EVER, ROBERT RODRIGUEZ, MIKE JUDGE AND ME WILL ALL BE UTILIZING AUSTIN STUDIOS THIS SPRING

AND ERWIN CENTER IN ADDITION TO THREE OUT OF TOWN FILMS. I THINK THAT SPEAKS FOR ITSELF ON THE SUCCESS OF AUSTIN STUDIOS AND HOW MUCH WE VALUE THEM. I BELIEVE WE SPEAK FOR ALL LOCAL FILM MAKERS WHEN I SAY THAT AUSTIN IS ON THE VERGE OF BEING SOLIDLY AT A NEW LEVEL IN FILM MAKE EGG. AGAIN, SORRY I COULDN'T ATTEND, BUT I WANT TO THANK THE CITY FOR ALL OF THEIR SUPPORT OVER THE YEARS. WE NEVER TIRE OF TELLING PEOPLE EVERYWHERE THAT AUSTIN IS A CITY THAT NOT ONLY TALKS THE TALK, BUT ALSO WALKS THE WALK. THE FILM SOCIETY GETS CALLS FROM CHAMBERS OF COMMERCE, FILM COMMISSION, FROM ALL OVER THE COUNTRY ALL THE TIME ASKING HOW WE HAVE BEEN ABLE TO MAKE AUSTIN SO SUCCESSFUL AS A FILM HUB. AND WE TOLD THEM IT HELPS TO HAVE A PROACTIVE AND PROGRESSIVE CITY GOVERNMENT. UNFORTUNATELY, WHAT THEY CAN'T MAKE HAPPEN THROUGH THE WILL OF THE PEOPLE ARE MANY OF THE OTHER UNIQUE ELEMENTS THAT AUSTIN HAS AND TOM ADDRESSED MANY OF THOSE BRIEFLY. LOCAL CREATIVE TALENT WHO ARE DEDICATED TO MAKING THEIR FILMS HERE. A SKILLED CREW BASE, DIVERSE LOCATIONS AND A GREAT QUALITY OF LIFE. WE THANK FOR YOU CONSIDERING UNDERTAKING THIS ECONOMIC IMPACT STUDY. WE CONSIDER IT THE NEXT LOGICAL STEP IN SECURING AUSTIN'S PLACE AS AN IMPORTANT PRODUCTION HUB OUTSIDE OF L.A. OR NEW YORK. THAT WOULD BUILD UPON THE RECOGNITION THAT AUSTIN ALREADY HAS RECEIVED RECENTLY AS IT WAS NAMED NUMBER ONE PLACE TO MAKE A FILM IN AMERICA BY MOVIE MAKER MAGAZINE. SUSAN QUINN WILL TALK TO YOU WITH MORE SPECIFICS ABOUT AUSTIN STUDIOS. THANK YOU VERY MUCH.

GOOD AFTERNOON, COUNCIL MEMBERS AND MAYOR WYNN. THANKS TO THE SUPPORT OF CITY COUNCIL, OUR GREAT PARTNERSHIP WITH CITY STAFF AND THE ENTHUSIASM OF THE NEIGHBORHOOD SURROUNDING THE OLD AIRPORT, THE AUSTIN STUDIOS PROJECT HAS BEEN A TREMENDOUS SUCCESS. SINCE WE HAVE BEGAN IN 2000, WE HAVE SHOT OVER 16 FEATURE FILMS, A TOTAL OF 45 PRODUCTIONS AT THE STUDIO, BRINGING \$150 MILLION OF DIRECT EXPENDITURES INTO AUSTIN AND MORE THAN 2,000 JOBS

HAVE BEEN CREATED. BUT THAT'S NOT REALLY THE FULL MEASURE OF THE ENTIRE INDUSTRY LOCALLY. IN ADDITION TO DIRECT [INDISCERNIBLE] THE RIPPLE EFFECT IN THE ECONOMY AND HOW IT IMPACTS EVERYONE HERE IN AUSTIN, NOT JUST THE FILM COMMUNITY. ALTHOUGH WE'VE HAD THAT SUCCESS, WE DO NEED TO FACE SOME OF THE LIMITATIONS OF OUR FACILITY AND FUTURE NEEDS THAT WE HAVE TO WORK TOGETHER WITH THE CITY TO MAKE IMPROVEMENTS. IN ORDER TO EXPAND OPPORTUNITIES THAT THEY CAN HAVE ON THE INDUSTRY. SOME MULTI-MILLION DOLLAR PRODUCTIONS HAVE LOOKED AT AUSTIN AND COME OUT TO THE STUDIOS AND ENDED UP GOING ELSEWHERE. FILMS HAVE COME IN, PARTIALLY WORKED IN AUSTIN, WORKED OUTSIDE OF TOWN. WE WOULD LIKE TO ATTRACT ALL OF THAT BUSINESS HERE TO AUSTIN. ONE THING THAT I WANTED TO ADDRESS WHAT TOM COPELAND SAID ABOUT FILM CREWS. WE ARE IN A PARTNERSHIP RIGHT NOW WITH AUSTIN COMMUNITY COLLEGE DEVELOPING A WORKFORCE TRAINING INITIATIVE FOR THE FILM INDUSTRY. WE DO LOOK FORWARD TO COUNCIL CONSIDERING THIS RESOLUTION SO WE CAN CONTINUE TO BE RESPONSIVE TO THE NEEDS OF THE FILM INDUSTRY.

THANK YOU, NEXT WE GET TO HEAR FROM DEAN WHO SADLY WE LEARN IS GOING TO GO WORK ON HER TAN IN SOUTHERN CALIFORNIA SOON. WE APPRECIATE ALL THAT YOU HAVE BEEN DOING FOR US, WE LOOK FORWARD TO YOUR COMMENTS HERE.

THANK YOU, MAYOR. THANK YOU FOR INVITING ME HERE TODAY. I'M HERE TO TALK ABOUT THE FILM INITIATIVE THAT WE LAUNCHED THIS PAST FALL WITH THE ESTABLISHMENT OF THE U.T. FILM INSTITUTE AND THE DIRECTOR OF THAT, TOM SHOTS IS IN THE AUDIENCE, WHICH IS THE PUBLIC PART OF A PUBLIC/PRIVATE PARTNERSHIP TO MAKE LOW BUDGET FEATURE FILMS THROUGH THE UNIVERSITY OF TEXAS. THE PRIVATE PART WAS THE ESTABLISHMENT OF A FOR PROFIT FILM PRODUCTION COMPANY CALLED BURNT ORANGE PRODUCTIONS AND THE C.E.O. OF BURNT ORANGE CAROLYN PFEIFFER IS ALSO IN THE AUDIENCE. THROUGH THE RELATIONSHIP BETWEEN BURNT ORANGE AND THE U.T. FILM INSTITUTE, WE INTEND TO BEGIN THIS SUMMER PRODUCING THREE LOW BUDGET FEATURE FILMS. BY LOW BUDGET I

MEAN FILMS UNDER \$3 MILLION. HERE THROUGH THE -- BY PUTTING FACULTY AND STUDENTS AND ATTACHING THEM TO THE PRODUCTION OF FILMS. ON OUR CO-PRODUCTIONS WE EXPECT TO HIRE PART OF THESE WONDERFUL FILM CREWS THAT WE HAVE IN AUSTIN. I WILL BE -- OUR STUDENTS ARE APPRENTICE UNDER PROFESSIONALS IN THE SIX SPECIALTIES OF PRODUCING, DIRECTING, SIN TO CINEMATOGRAFHY ... WHAT WE HOPE TO DO IS AUGMENT OUR ALREADY STRONG RADIO, TV FILM PROGRAM WE HAVE ABOUT A THOUSAND UNDERGRADUATE MAJORS IN RTF. WE ARE BEST KNOWN IN DOCUMENTARY FILM PRODUCTION, WITH PAUL SETCER AND ALLAN SPIOR. WHAT WE ARE TRYING TO DO WITH THIS PARTNERSHIP IS AUGMENT THAT AND GROW NARRATIVE FILM PRODUCTION. WE HOPE BY DOING THIS THAT THEY WILL CONTRIBUTE TO THE ECONOMIC DEVELOPMENT OF AUSTIN AND TO AN INCREDIBLE OPPORTUNITY FOR EDUCATING FILM MAKERS IN A NEW MANNER BECAUSE WE ARE BREAKING THE MOLD TO WHAT FILM SCHOOLS AROUND THE COUNTRY ARE DOING. THIS I SHOULD JUST POINT OUT THAT THIS -- THIS PARTNERSHIP IS BEING FUNDED THROUGH OUTSIDE PRIVATE INVESTMENT THROUGH A -- THROUGH A LIMITED PARTNERSHIP THAT WE ARE RAISING OUR CAPITAL FOR RAISING THESE FILMS. I WANTED TO TALK A LITTLE BIT ABOUT WHAT I THINK THIS PARTNERSHIP AND THIS FILM INITIATIVE WILL BRING, BOTH TO THE UNIVERSITY AND TO AUSTIN. FOR US, IT'S GETTING MANY MORE PEOPLE, OTHER THAN JUST OUR FILM STUDENTS, INVOLVED IN FILM PRODUCTION. WE HAVE TWOD A PARTNERSHIP WITH THE BUSINESS -- DEVELOPED A PARTNERSHIP WITH THE BUSINESS SCHOOL, WE HOPE WITH THE LAW SCHOOL, OF COURSE WITH FINE ARTS SO WE WILL BEGIN TO GET STUDENTS INTERESTED IN BUSINESS ENTERTAINMENT, LEGAL ENTERTAINMENT IN VARIOUS ASPECTS TO GROW AN INFRASTRUCTURE WITHIN THE CITY OF AUSTIN FOR FILM MAKING. SECONDLY WE BELIEVE THAT WE WILL BE ABLE TO CATAPULT OUR FILM PRODUCTION PROGRAM INTO ONE OF THE TOP THREE NATIONALLY RIGHT NOW IT'S NUMBER 7. THIRD, AS WE PRODUCE IMPORTANT AND MORE STUDENTS ACTUALLY COMING OUT OF A PROGRAM WITH FILM CREDITS WE ARE OBVIOUSLY GOING TO ADD TO THAT BASE OF PEOPLE WHO AS YOU KNOW U.T. STUDENTS WANT TO STAY

IN AUSTIN AFTER THEY GO THROUGH U.T., WHO WE HOPE WILL STAY HERE TO GROW OTHER PRODUCTION COMPANIES AND OTHER KINDS OF -- OF INDUSTRY PARTNERS THAT WILL HELP DEVELOP FILM PRODUCTION. WE HOPE THAT BY HAVING A CONSTANT PRODUCTION OF 3 FILMS CH YEAR WE WILL BE ABLE TO DRAW ON THE CURRENT CREWS AND PROFESSIONALS IN THE COMMUNITY AND PERHAPS ATTRACT OTHER PROFESSIONALS WHO KNOW, WILL KNOW THAT FILM PRODUCTION WILL BE AN ONGOING FEATURE IN THE CITY OF AUSTIN THROUGH THE UNIVERSITY OF TEXAS. AND LASTLY, SOMETHING THAT I -- THAT I NEGLECTED TO MENTION, WE HAVE DECIDED THAT OUR IN-HOUSE PRODUCTIONS, THESE PRODUCTIONS UNDER A MILLION ARE ALL GOING TO BE ON DIGITAL, HIGH DEFINITION. WE HAVE A PARTNERSHIP WITH ADVANCED MICRODEVICES AND THEY ARE HELPING US WITH THE EQUIPMENT AND WITH SOME INVESTMENT AND WE ARE GOING TO BE DOING SOME EXPERIMENTATION IN THE DEVELOPMENT OF DIGITAL CINEMA. OUR HOPE IS THAT IN THIS WAY WE WILL ALSO BE TRAINING FUTURE LEADERS WHO WILL BE FOUNDING NEW KINDS OF COMPANIES AND INDUSTRIES AND THAT AUSTIN COULD BE A CENTER FOR THIS GROWING AREA CALLED DIGITAL CINEMA. AND SO I THANK YOU FOR INVITING ME HERE. I'M PLEASED THAT YOU ARE CONSIDERING THIS ECONOMIC IMPACT STUDY. IT CERTAINLY WOULD HELP THOSE OF US AT THE UNIVERSITY WHO WOULD LIKE TO BE ABLE TO DEMONSTRATE THAT THE UNIVERSITY IS A PARTNER WITH THE CITY AND -- IN ECONOMIC DEVELOPMENT FOR THE CITY AND THE STATE. THANK YOU.

THANK YOU. NEXT MR. LOUIS BLACK, THIS IS A FUN MONTH TO BE IN AUSTIN.

I AM SUPPOSED TO DO THE WRAPUP. I GET HERE LAST, SO I DON'T KNOW --

I SPENT A GOOD 15 YEARS GETTING ANGRY AT PEOPLE WHO WOULD REFER TO AUSTIN AS THE THIRD COAST OF FILM MAKING BECAUSE IT SEEMED TO ME A RIDICULOUS FLAME, EVEN FIVE OR SIX YEARS AGO, ANYBODY THAT SAID THAT, I WOULD HAVE SAID THAT THAT WAS LUDICROUS AND UNSUPPORTABLE OUTSIDE OF NEW YORK OR L.A. IT'S NOT JUST THE -- THE FACT THAT THERE ARE SO MANY STUDIO

FILMS BEING PRODUCED HERE, DOCUMENTARY FILMS, IT'S THE QUANTITY OF FILM MAKING AND THE QUALITY. IT'S ACROSS THE BOARD. IT'S UNBELIEVABLE AND IN TERMS OF ECONOMIC IMPACT, ENGAGING THE -- GAUGING THE MONEY IS ALMOST IMPOSSIBLE THERE'S SO MUCH OF IT. THERE'S NOT ONLY THE BUDGETS OF MAINLY STUDIO PRODUCTIONS LEFT HERE, BUT IN A LOT OF CASES PEOPLE THAT ARE INVOLVED GET RESIDUAL PAYMENTS. FOR YEARS AND YEARS AFTERWARDS THEY ARE GETTING MONEY FROM L.A. AND THAT GOES RIGHT INTO THE AUSTIN ECONOMY. I HAVE ONE LINE IN THE FACULTY WHICH WAS CUT OUT, BUT IT -- YOU GET PAID, IT'S BASED ON. ONE LINE THAT WAS CUT OUT, I GET CHECKS FROM SIX YEARS AGO, I STILL GET CHECKS. 15, 20 BUCKS.

IT'S THE GREAT WARDROBE.

OF COURSE. SO THERE'S JUST INCREDIBLE, WHAT YOU ARE REALLY BEGINNING TO SEE YOUNG SCREEN WRITERS, ACTORS, VERY WELL KNOWN ONES WHO THINK THEY WANT TO BRANCH OUT DIRECTING WANTING TO COME TO AUSTIN, THEY KNOW THE CREWS ARE HERE, THE CREWS ARE SYMPATHETIC TO GET THEM TO WORK ON LOWER BUDGET PRODUCTIONS AT A LESSER RATE. I THINK THE AMOUNT OF FILM MAKING IS GOING TO MULTIPLY. THERE'S A PILOT SHOOTING FOR A TV SERIES AND PREPRODUCTION GOING ON, THE PRINCESS OF MARS, WHICH IS A -- A VERY HIGH BUDGETED 10 POLE FILM. THAT MEANS THE IDEA IS IF THE FILM GOES, THEY ARE GOING TO MAKE FOUR OR FIVE OR SIX FILMS LIKE IT. IF EITHER OF THOSE TWO HAPPENS, A LONG WITH BURNT ORANGE, THAT'S GOING TO BE A MULTIPLIER OF WHAT IS GOING ON IN FILM DIRECTING IN THIS TOWN TO THE POINT WHERE EVEN WITH THE GREAT CREW with the great crew EVEN WITH THE FACILITIES AVAILABLE, WE ARE GOING TO BE VERY STRAPPED TO HANDLING ALL OF THE PRODUCTION GOING TO BE HAPPENING. IT'S REALLY AMAZING, IT'S WONDERFUL. IT'S A COMMUNITY THAT EVERYBODY TALKS TO EVERYBODY ELSE. MORE ESTABLISHED FILM MAKERS AND THE FILM MAKERS WITH STUDIO CORRECTIONS OR WITH -- CONNECTIONS OR NATIONAL CONNECTIONS ARE HELPING THE YOUNGER FILM MAKERS AND RAISING THE NEXT CROP. FOR THE CHRONICLE I HAD TWO SUPPLEMENTS, ONE MEDIA ABOUT ARTS GROUPS

IN TOWN, THE SECOND ONE TODAY ABOUT FILM IN TOWN. IN BOTH CASES I HAD TO SPENT MUCH MORE TIME CUTTING MATERIAL THAN ADDING MATERIAL BECAUSE THERE'S SO MUCH OUT THERE. ONE TODAY WE JUST -- WE -- WE GIVE CREDITS FOR MAYBE -- MAYBE A DOZEN CREW MEMBERS. THERE'S PROBABLY 150 TO 300 CREW MEMBERS WITH CREDITS THAT ARE JUST AS IMPRESSIVE, NOT EVEN MORE THAN THAT. THE -- THE POPULATION, THE FILMING POPULATION IN THIS TOWN FROM TOP TO BOTTOM, FROM PRODUCTION ASSISTANTS TO PRODUCERS, DIRECTORS, WRITERS, IS UNBELIEVE I DON'T BELIEVE. AND IT'S JUST GOING TO GET MORE INTENSE OVER THE NEXT COUPLE OF YEARS. THE MORE THE CITY IS INVOLVED AND CAN HELP PROMOTE. I HAVE WATCHED COUNCIL FOR A LONG TIME, SEEN PEOPLE SAY, YOU KNOW, IF YOU SPEND MONEY ON THIS, YOU WILL MAKE SOME MONEY BACK IN A FEW YEARS. RIGHT NOW FILM MAKING IS BRINGING IN TENS OF MILLIONS OF DOLLARS A YEAR WITHOUT A LOT OF THAT SUPPORT. THAT'S JUST GOING TO GO UP. THE MORE SUPPORT THE MORE MONEY IS GOING TO COME INTO TOWN.

Mayor Wynn: THANK YOU, MR. BLACK. COUNCIL, QUESTIONS? COMMENTS? QUESTIONS OF THE PANEL OR COMMENTS? GOOD QUESTION. IS THERE A SECOND VIDEO? OKAY. JUST THE FIRST ONE. I WILL RECOGNIZE COUNCILMEMBER MCCracken? WE DO HAVE A RELATED ACTION ITEM, WITH REGARD TO THIS BRIEFING, WHICH IS ACTION ITEM NO. 39. RELATED TO THE RESOLUTION FROM COUNCIL.

McCracken: I WOULD BE INTERESTED TO SEE IF EVERYBODY CAN STAND UP IN THIS ROOM WHO IS PART OF THE FILM SECTOR IN THIS CITY. I THINK THIS SHOWS YOU THIS IS NOT AN ABSTRACTION. THIS IS A REAL OPPORTUNITY FOR THE CITY OF AUSTIN. WE HAVE HEARD A LOT ABOUT -- ABOUT THE REASON WHY FILM AND DIGITAL MEDIA ARE IMPORTANT. USUALLY IT STARTS WITH DOLLAR SIGNS. THAT'S A BIG DEAL. IT IS. THE EMERGENCE OF THE AUSTIN FILM SECTOR IS PROBABLY OUR COMMUNITY'S GREATEST SUCCESS STORY SINCE HIGH TECH, SINCE WE EMERGED FROM BEING KIND OF A SHREENG UNIVERSITY BANKING GOVERNMENT TONIGHT, SLEEPY. TO BEING AN INTERNATIONAL TECHNOLOGY HUB. NOW WE SEE THAT THERE ARE SOME REAL DOLLAR SIGNS INVOLVED WITH FILM. HAD ABOUT \$200

MILLION OF FILMS MADE HERE IN AUSTIN LAST YEAR THAT'S BIG DEAL. AS TOM TOLD US, WE ARE ALREADY HEADING FOR A BIG YEAR AGAIN THIS YEAR. THAT IS NOT JUST ABOUT DOLLARS AND CENTS. IF -- A NATIONAL -- A VISIBLE SUCCESSFUL VIBRANT FILM SECTOR FOR STARTERS HELPS OUR CITY'S NATIONAL IMAGE. IT'S CONVENTIONAL WISDOM AROUND HERE THAT THE GREATEST THING THAT THE CITY HAS GOING FOR IT, IN TERMS OF PRODUCING A POSITIVE STORY ABOUT AUSTIN IS AUSTIN CITY LIMITS. WHICH YOU KNOW IS SOMETHING THAT IS, YOU KNOW, A PSHS SHOW THAT DOES MORE TO CREATE AN IMAGE OF AUSTIN AROUND THE WORLD THAN ANYTHING ELSE THAT WE DO. ALSO WE HAVE LEARNED FROM THE ECONOMIST RICHARD FLORIDA WHO WROTE THE RISE OF THE CREATIVE CLASS, KINDS OF PRODIGAL WHY SPECIFICALLY AUSTIN HAS BEEN SUCH A SUCCESS STORY. IT KIND OF GETS BACK TO SOMETHING THAT I KNOW THAT MAYOR, PARTICULARLY, COUNCILMEMBER SLUSHER, COUNCILMEMBER DUNKERLY AND I CAN ALL RELATE TO. WHERE WE COME FROM, OUR HOME TOWNS. I COME FROM CORPUS CHRISTI AND EVERY TIME THAT I'M BACK IN CORPUS, SOMEONE WILL SAY MAN IF WE COULD JUST KEEP THE YOUNG PEOPLE, YOU KNOW, THIS CITY WOULD BE A LOT BETTER PLACE THAN IT IS RIGHT NOW. WE HAVE BETTER JOBS, WE WOULD HAVE MORE INTERESTING THINGS TO DO AND WE WOULD HAVE MORE THEATERS, WE JUST HAVE A DIFFERENT FEEL IN OUR COMMUNITY. AND YOU KNOW WHERE THE TALENTS OF YOUNG PEOPLE ARE GOING WHEN THEY LEAVE BEAUMONT OR CORPUS CHRISTI OR EAST TEXAS? THEY ARE MOVING TO AUSTIN. SO YOU HAVE TO ASK WHY ARE THEY MOVING TO AUSTIN? THEY ARE MOVING TO AUSTIN AND IMPROVING THE QUALITY OF LIFE IN AUSTIN BECAUSE IT'S THE KIND OF PLACE THAT PEOPLE WANT TO LIVE. IN THAT SENSE A VIBRANT FILM TEAM LIKE A VIBRANT MUSIC SCENE IS NOT A - - ALL OF THESE OTHER ANCILLARY BENEFITS, IN ONE REAL PRACTICAL WAY THAT THE FILM SECTOR AND FILM SCENE HELPS OUR QUALITY OF LIFE IN AUSTIN IS ALL OF THE FILM FESTIVALS. I KNOW THAT WE HAVE A LOT OF -- A LOT OF FOLKS WITH A LOT OF FILM FESTIVALS IN THIS COMMUNITY HERE TODAY AND, YOU KNOW, I KNOW ONE THING MY MOM ALWAYS TALKS ABOUT IN CORPUS, SHE CAN NEVER SEE SOME OF THE MOVIE THAT'S SHE READS ABOUT IN THE NEW

YORK TIMES. WE DON'T HAVE THAT PROBLEM IN AUSTIN. WE GET GREATER CULTURAL AWARENESS OF WHAT'S GOING ON IN THE WORLD, BECAUSE WE HAVE A VIBRANT AND ECLECTIC FILM SCENE IN THIS CITY. A VIBRANT FILM SECTOR ALSO PROVIDES MORE ARTISTIC OPPORTUNITY. ONCE AGAIN NOT A DOLLARS AND CENTS KIND OF EQUATION. I BELIEVE WE AS A COUNCIL HAVE A DUTY TO HELP AUSTIN, TO CREATE AN ENVIRONMENT IN WHICH AUSTINITES CAN ACHIEVE THEIR DREAMS. AND IN PARTICULAR, THERE ARE A LOT OF PEOPLE IN THIS COMMUNITY, MYSELF INCLUDED, WHO I WRITE FICTION ON THE SIDE, WE ALL -- A LOT OF THINGS THAT PEOPLE SAY IS I DO MY JOB, BUT I WRITE OR I ACT OR I SING OR -- BECAUSE THAT'S WHAT I HAVE TO DO. I DON'T HAVE A CHOICE. THAT'S NOT AN OPTION. TO THE EXTENT THAT WE AS A GOVERNMENTAL BODY CAN HELP THAT, MAKE THAT POSSIBLE, WE ARE DOING OUR JOB BETTER. WE HAVE SEEN THE EMERGENCE -- ANOTHER IMPORTANT THING IS THAT IT'S NOT ALL THE BIG MOVIES THAT ARE COMING INTO TOWN, ALTHOUGH THAT'S IMPORTANT. I THINK WITH -- THE EMERGENCE OF THE LOCAL FILM SECTOR MAKES THE BIGGEST DIFFERENCE OF ALL. IT'S GREAT TO BE -- THAT THE ALAMO CAME TO TOWN, IT'S GREAT THAT WE HAVE THE FERRELY BROTHERS MOVIE, LUKE WILSON BROTHERS MOVIE COME TO TOWN. I THINK IT'S A BIGGER DEAL THAT ONCE UPON A TIME, EVEN IF THEY DIDN'T MAKE IT IN AUSTIN, IT IS OUR LOCAL FILM MAKERS EXPORTING AUSTIN CULTURE NATIONALLY. I THINK THAT IT'S GREAT TAKE RICHARD LINKLATER MADE SCHOOL OF ROCK, DIDN'T FILM IS LOCALLY, BUT EXPORTING AUSTIN CULTURE NATIONWIDE. THIS IS I BELIEVE WHATEVER LOOKING AT HERE, THIS SHOULD BE FOCUSED NOT ON IMPORTING MOVIES WHICH SEEMS TO BE THE STRATEGY OF VIRTUALLY EVERY OTHER COMMUNITY IN THE NATION WHO TRIES, GET AT THIS. I BELIEVE OUR POLICY FOCUS IN AUSTIN NEEDS TO BE GROWING OUR LOCAL FILM SECTOR. I THINK THAT'S WHERE WE GET THE REAL OPPORTUNITY, REAL IMPROVEMENT QUALITY OF LIFE, REAL IMPROVEMENT IN VALUE. PERHAPS THE BIGGEST DEAL THAT WE HAVE GOING IS WHAT DEAN SPOKE ABOUT TODAY, TOM SHOTS IS HERE, ANYWHERE ELSE.

CAROLYN.

OKAY. THIS -- THREE FILMS A YEAR IS GOING TO PRODUCE A LOT OF U.T. GRADS WHO HOPEFULLY WILL BE STAYING IN AUSTIN AT ALL LEVELS OF FILM PRODUCTION AND WE ARE -- WE WILL ORGANICALLY GROW THE FILM AND DIGITAL MEDIA SECTOR AND IT WILL BE THANKS TO THE UNIVERSITY OF TEXAS, MAKING IT POSSIBLE ONCE AGAIN IN THIS COMMUNITY. THE -- ANOTHER BIG PART OF WHAT THE UNIVERSITY OF TEXAS IS GOING, THEY ARE GOING TO CAPITALIZE IN THIS FILM SECTOR, KINDS OF FLYING BELOW THE RADAR SCREEN -- THAT IS TRANSITION FROM FILM TO DIGITAL MEDIA. SO WE ASK OURSELVES WELL WHAT CITY HAS THAT COMBINATION OF CREATIVITY, FILMIBILITY AND HIGH TECH TO PUT ALL OF THOSE TOGETHER? AND AUSTIN THERE'S NOT MANY LIKE THIS, THERE MAY NOT BE ANYONE LIKE US. IF WE CAPITALIZE ON THIS MOMENT, WE ARE REALLY AT A POINT WHERE WE CAN CAPITALIZE ON A CHANGE FROM THE DIGITAL MEDIA SECTOR. THE CITY HAS AN IMPORTANT ROLE, TOO. THAT IS REBECCA AND SUZANNE HAVE TOLD US HOW THAT -- HOW IMPORTANT THAT IS. WE KNOW THIS COUNCIL BEFORE BETTY AND I AT LEAST GOT ON, DID ONE OF THOSE DECISION THAT'S MADE AN INCREDIBLE DIFFERENCE IN THIS COMMUNITY BY DECIDING TO LEASE ABANDONED AIRPLANE HANGARS, BETTY YOU WERE PROBABLY THE FINANCIAL SIDE IN IT. I HAD NO ROLE IN IT. BUT AT LEAST THE ABANDONED AIRPLANE HANG GARCIA WERE 100 BUCKS A YEAR, NOW \$115 MILLION WORTH OF FILM, 16 FEATURE FILMS, AN INCREDIBLE SUCCESS. THIS IS HOW WE GROW ORGANIC ECONOMIES IN AUSTIN, IT INVOLVES A COUPLE OF PROVEN FACTORS. THERE IS NOT A SING GELLING ECONOMIC POLICY INITIATIVE THAT WE CAN EMBARK ON IN AUSTIN THAT DOESN'T REQUIRE THE UNIVERSITY OF TEXAS'S INVOLVEMENT. ALSO WE NEED A.C.C. INVOLVEMENT, TOO, TO CREATE THE NEXT GENERATION OF TALENT AS WELL. THE UNIVERSITY OF TEXAS SHOWED THAT TO THEIR HELP IN GETTING MCC, SEMI MAKE TECH, GEORGE COMETSKY THE FATHER OF THE LOCAL HIGH TECH SECTOR. WE HAVE DONE SOME GOOD THINGS, BUT OTHERWISE THE CURRENT INVESTMENT IS INADEQUATE. I HOPE WE GET THESE POLICY RECOMMENDATIONS, WE WILL TAKE ADVANTAGE OF WHAT WE SEE IN THIS ROOM AND BUILD ON IT, MAKE THOSE INVESTMENTS IN A LOCAL FILM CULTURE BECAUSE GREAT

THINGS ARE HAPPENING, I DON'T WANT US TO MISS THIS OPPORTUNITY.

THANK YOU, COUNCILMEMBER. I KNOW THAT IN ADDITION TO SEE -- WE HEARD FROM THE AUSTIN FILM FESTIVAL. WE HAVE REPRESENTATIVES HERE FROM CINEMA TEXAS, FROM THE GAY AND LESBIAN FILM FESTIVAL, PERHAPS EVEN OTHERS. I WOULD WELCOME IF ANYBODY ELSE WANTS TO SAY A FEW WORDS ABOUT THEIR PARTICULAR ACTIVITY THEY ARE WELCOME TO ADDRESS THE ALSO. I WILL ALSO ENTERTAIN ANY MORE COMMENTS FROM QUESTION OR QUESTIONS FROM OUR PANELISTS OR STAFF. WE HAVE AN ITEM BEFORE US NOW, ITEM NO. 39, WHICH IS A RESOLUTION THAT MORNING OTHER THINGS DIRECTS THE CITY MANAGER TO PROCURE AN ECONOMIC IMPACT STUDY OF THE FILM INDUSTRY. PERHAPS WE CAN HAVE A SIMPLE PRESENTATION OR ANALYSIS OR EXPLANATION AS TO WHAT THAT IMPACT STUDY HOPEFULLY WILL IDENTIFY OVER THE NEXT 100 DAYS AND THE COST AND WHAT WE EXPECT TO -- TO LEARN FROM THAT HE WILL RECOGNIZE SUE EDWARDS.

MAYOR AND COUNCIL, WE ARE STILL WORKING ON THE SCOPE OF WORK, BUT AS INDICATED WE ARE LOOKING AT THE IMPACT ECONOMICALLY THIS WILL HAVE ON THE COMMUNITY, ALSO WHAT GAPS MAY OCCUR SO THAT WE MAY BE COMING CO-BACK WITH A RECOMMENDATION ON POLICY THAT WOULD ASSIST THE FILM INDUSTRY IN LOOKING AT HAS WE MIGHT DO AS A CITY TO FURTHER THE INDUSTRY AS IT MOVES THROUGH THE NEXT FEW YEARS. WE ARE IN SUPPORT OF THAT. THE CONSULTANT THAT WE HAVE ENGAGED WILL BE AS COUNCILMEMBER MCCracken SAID WORKING ON THIS FOR 100 DAYS. WE WILL BRING THIS BACK AT THE END OF JUNE. THE CONTRACT AT THIS POINT IS \$25,000.

Futrell: WHAT WOULD BE HELPFUL FOR ME, IS THAT SCOPE, IF WE WOULD SURVEY OR REVIEW WHAT BARRIERS THE DIFFERENT COMPONENTS OF THE FILM INDUSTRY HAVE IN DEALING WITH CITY BUREAUCRACY OR POLICY IN GETTING THE FILM DOWN. THAT WOULD HELP US THEN ON FOLLOWING UP WHAT POLICY CHANGES NEED TO OCCUR.

WE ARE LOOKING AT THAT, THANK YOU.

AS WELL AS IT SEEMS TO ME JUST A REVIEW OF BEST PRACTICES. THAT IS IN ADDITION TO JUST SOME PERHAPS SOME CONSTRAINTS OR HURDLES THAT -- THAT MOST CITY ORDINANCES HAVE FILM MAKERS HAVE TO DEAL WITH, PERHAPS THERE COULD BE SOME PROACTIVE BEST PRACTICE THAT WE COULD LEARN FROM OTHER CITIES AS WELL.

WE WILL INCLUDE ALL OF THAT, THANK YOU.

MAYOR PRO TEM?

Goodman: ONE LAST THING. DON'T FORGET CANADA. SEE IF ANY OF WHAT CANADA DOES IS TRANSFERABLE HERE. I THINK THAT I HAVE SAID THAT BEFORE. BUT TRY IT AGAIN.

CAN WE COMPARE THE CLIMATE IN CANADA? [LAUGHTER] TO AUSTIN? JUST WANT TO MENTION THE TEMPERATURE. [LAUGHTER] FURTHER COMMENTS OR QUESTIONS? IF NOT I'LL ENTERTAIN A MOTION ON ITEM NO. 39.

MOVE APPROVAL.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER MCCracken. SECONDED BY COUNCILMEMBER DUNKERLY TO APPROVE ITEM NO. 39. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7-0. [APPLAUSE] LEASE TAKE LET'S TAKE A MINUTE OR SO TO LET THE FOLKS CLEAR THE ROOM [LAUGHTER] UNLESS YOU WANT TO STAY AROUND FOR OUR PRESENTATION ON OUR MEET AND CONFER CONTRACT WITH THE AUSTIN POLICE ASSOCIATION. [LAUGHTER] HIS

THANK YOU ALL VERY MUCH. COUNCIL, WE HAVE, AS NOTED EARLIER, POSTED AS ITEM NO. 15 THE -- THE MEET AND CONFER CONTRACT WITH THE AUSTIN POLICE ASSOCIATION AS WE MENTIONED EARLIER, WE WILL NOT TAKE ACTION ON

THAT. WE WILL REPOST FOR THURSDAY, MARCH 25th, IF NEEDED, BASED ON A VOTE BY THE MEMBERSHIP OF THE APA. BUT I WOULD LIKE TO TAKE THIS OPPORTUNITY TO HAVE FURTHER PUBLIC DISCUSSION AND COMMENT ABOUT THE POTENTIAL CONTRACT. SO AT THIS TIME, I WOULD LIKE TO RECOGNIZE ASSISTANT CITY MANAGER LAURA HUFFMAN.

THANK YOU, MAYOR. WHAT WE WOULD LIKE TO DO TODAY DAYS A FEW MINUTES AND WALK YOU AND ALSO THE COMMUNITY THROUGH QUESTIONS THAT WE HAVE BEEN GETTING ON THE MEET AND CONFER CONTRACT. MAYOR AND COUNCILMEMBERS, MANY OF YOU HAVE ASKED US QUESTIONS ABOUT SPECIFIC PROVISIONS OF THIS CONTRACT. WE HAVE ALSO GOTTEN QUESTIONS FROM MEMBERS OF THE COMMUNITY AND WHAT WE HAVE TRIED DO IS GROUP ALL OF THESE QUESTIONS INTO SOME LOGICAL CATEGORIES AND WE WOULD LIKE TO TAKE A FEW MINUTES TO WALK YOU THROUGH WHAT THE QUESTIONS ARE AND WHAT THE ANSWERS ARE. WE ARE ALSO GOING TO POST THIS Q AROUND A ON THE INTERNET, WE WILL HAVE IT ON THE INTERNET BY THE END OF THE DAY TODAY. WE WILL INCLUDE A COPY OF OUR DRAFT STANDARD OPERATING PROCEDURES FOR CITIZENS OVERSIGHT. PROBABLY THE BIGGEST GROUPS OF QUESTIONS THAT WE ARE GETTING ARE ABOUT CITIZENS OVERSIGHT AND YOU WILL RECALL FROM OUR PRESENTATION ORIGINALLY, ONE OF THE THINGS THAT WE HAVE DONE IN THIS CONTRACT IS TO STRIP OUT ALL OF THE ADMINISTRATIVE DETAIL THAT BOUND THE POLICE MONITOR'S ABILITY TO SIMPLY MANAGE THE FUNCTION. BUT IN THE ABSENCE OF THAT DETAIL, WE ARE GETTING A LOT OF QUESTIONS ABOUT HOW THOSE PROCESSES WORK. WE WILL WALK YOU THROUGH THOSE QUESTIONS TODAY. BUT WE WILL ALSO PUT ON THE INTERNET THE STANDARD OPERATING PROCEDURES SO THAT PEOPLE CAN SEE EXACTLY HOW THAT COLLABORATION BETWEEN THE MONITOR'S OFFICE AND THE POLICE DEPARTMENT WILL WORK IN THE FUTURE. AND WITH THAT, I WILL JUST START -- FOR SOME OF YOU THIS IS GOING TO FEEL LIKE WE ARE DIVING INTO THE MIDDLE OF THE CONTRACT BECAUSE THAT'S WHAT'S HAPPENING WITH THE QUESTIONS. WHAT I WOULD LIKE TO DO IS START WITH ALL OF THE QUESTIONS WE HAVE SEEN ON POLICE OVERSIGHT,

AND THEN WE ARE GOING TO MOVE INTO OFFICER'S RIGHTS. I'M GOING TO TURN IT OVER AT THAT POINT TO ANITA STEPHENSON AND CHIEF KNEE TO ANSWER THOSE QUESTIONS. CHIEF KNEE IS GOING TO TOUCH ON SPECIALTY PAY. ALSO A DISCUSSION ABOUT ROTATING SHIFTS OF OFFICERS AND WHY WE DON'T ROTATE SHIFTS, WHY WE HAVE THICK SHIFTS, A PART OF THAT DISCUSSION IS OUR CHOICE TO USE SHIFT DIFFERENTIAL TO INCENT OFFICERS TO WORK ON NIGHT SHIFTS. THEN WE WILL MOVE INTO A CONSIDERATION ABOUT THE CONTRACT COSTS AND HOW THE CONTRACT WILL BE FUNDED. I WILL START WITH OVERSIGHT. ONE OF THE QUESTIONS THAT -- ONE OF THE QUESTIONS THAT WE HAVE GOTTEN IS, IS OVERSIGHT OPTIONAL NOW? IS IT -- IS IT SOMETHING THAT CAN OR CANNOT OCCUR AS A FUNCTION OF THE POLICE MONITOR? BECAUSE WE TAKE OUT SOME OF THE LANGUAGE, ONE CITIZEN RED THE CONTRACT AND WONDERED IS IT AN OPTIONAL PRACTICE? THE ANSWER THERE IS NO. THE OVERSIGHT PROCESS IS AUTOMATIC. IT FUNCTIONS EXACTLY THE SAME AS IT DID IN THE LAST CONTRACT FROM THE STANDPOINT THAT THE COMPLAINTS ARE SUPPOSED TO BE FILED WITH THE POLICE MONITOR'S OFFICE. AND THAT'S REALLY WHAT THIS CITIZEN WAS GETTING AT. WHERE ARE COMPLAINTS SUPPOSED TO BE FILED? ONE OF THE THINGS THAT WHEN WE CREATED OVERSIGHT, WHAT WE WERE TRYING TO DO IS CREATE A CENTRAL LOCATION FOR COMPLAINTS. AND THIS CONTRACT DOES NOT CHANGE THAT CONCEPT. IF SOMEONE COMPLAINS TO INTERNAL AFFAIRS, IT GOES IMMEDIATELY TO THE POLICE MONITOR'S OFFICE. THE INTENT IS THAT WE HAVE CENTRALIZED LOCATIONS FOR COMPLAINTS. IT IS ALSO STILL THE POLICE MONITOR'S RESPONSIBILITY TO MONITOR AND TRACK ALL COMPLAINTS AND TO ENSURE THE FOLLOW THROUGH. ANOTHER QUESTION THAT WE GOT REGARDING -- HAD TO DO WITH WHEN DOES THE STATEMENT FROM THE COMPLAINANT GET TAKEN? IS IT TAKEN ONCE AT THE POLICE MONITOR'S OFFICE, IS IT TAKEN AT THE POLICE MONITOR'S OFFICE AND THEN AGAIN IN INTERNAL AFFAIRS? AGAIN THE PROCESS IS REALLY NOT INTENDED TO BE CHANGED HERE. OUR INTENT IS THAT -- IS THAT THE COMPLAINANT WILL TO GO THE MONITOR'S OFFICE, WE HAVE A FORM AND WE ARE GOING TO REFINE THIS FORM. IT'S CALLED THE COMPLAINT

CONTACT FORM. THE MONITOR IS RESPONSIBLE FOR HELPING THAT COMPLAINANT UNDERSTAND THE PROCESS AND IF THEY CHOOSE TO FILE A COMPLAINT TO FILL OUT THAT FORM AND THEN TOGETHER THE MONITOR'S OFFICE REPRESENTATIVE AND THE COMPLAINANT GO TO INTERNAL AFFAIRS WHERE A SWORN AFFIDAVIT IS TAKEN. BEFORE WE HAD A PRACTICE OF SOMETIMES IN THE MONITOR'S OFFICE A STATEMENT WAS TAKEN AND THEN A SWORN AFFIDAVIT WAS TAKEN INTERNAL AFFAIRS, THE INTENT HERE IS TO ELIMINATE DUPLICATION AND NOT ASK A COMPLAINANT TO TELL THEIR STORY TWICE. TO TELL IT ONCE AND -- IN THE FORM OF A SWORN AFFIDAVIT WITH THE MONITOR'S OFFICE PRESENT. ANOTHER QUESTION WE HAVE RECEIVED IS DOES THE CONTRACT PROVIDE FOR A MONITOR'S CONFERENCE? THE CONCERN HERE IS WITHOUT A CONFERENCE, THEN THE CITIZENS LOSES THEIR ABILITY TO SIT DOWN AND HAVE A FACE-TO-FACE CONVERSATION WITH SOMEONE WHO IS TRYING TO HELP THEM UNDERSTAND OUR INTERNAL AFFAIRS PROCESS. THE STRAIGHT UP ANSWER IS THAT MONITOR'S CONFERENCE IS STILL A PART OF THE PROCESS. WHAT WE DID WAS WE TOOK IT OUT OF THE MEET AND CONFER CONTRACT. BUT IT IS CAPTURED IN OUR STANDARD OPERATING PROCEDURES. IT IS INTENDED, IN FACT WE SIMPLY REPLICATED THE CONTRACT LANGUAGE. THAT CONFERENCE IS INTENDED TO PROVIDE A DISCUSSION OPPORTUNITY FOR THE CITIZEN. AND YOU WILL RECALL IT HAPPENS AT THE VERY END OF THE OVERSIGHT PROCESS. AFTER THE CITIZEN HAS GONE ALL THE WAY THROUGH THE OVERSIGHT PROCESS, THEY GET A LETTER THAT TELLS THEM, HERE'S WHAT HAPPENED. IF THEY WANT TO SIT DOWN WITH THE MONITOR AT THAT POINT IN THE PROCESS, THEY STILL HAVE THE ABILITY TO DO THAT. AND THE MONITOR'S JOB THEN IS TO WALK THAT PERSON THROUGH WHAT HAPPENED IN THE INVESTIGATION, ANSWER ANY QUESTIONS THAT THEY MAY HAVE, AND GIVE THEM A FINAL OPPORTUNITY TO UNDERSTAND THE PROCESS. ANOTHER QUESTION, THIS IS MORE OF A GENERIC QUESTION, IT IS -- IS THE OVERSIGHT PROCESS MORE CLOSED THAN BEFORE? FOR EXAMPLE, DOES THE COMPLAINANT NOW ADDRESS THE PANEL ONLY BEHIND CLOSED DOORS? IF THE PUBLIC IS SHUT OUT, HOW DO WE ENSURE ACCOUNTABILITY? HERE THE INDIVIDUAL IS ASKING US A QUESTION ABOUT THE

EXECUTIVE OR PRIVATE SESSIONS OF THE PANEL. THE PROCESS BEFORE INCLUDED THE ABILITY FOR THE COMPLAINANT TO ADDRESS THE PANEL IN BOTH PRIVATE AND PUBLIC SESSIONS. THE -- THE PROPOSED CONTRACT, ALL IT DOES, IS CLARIFY THAT EXISTING PRACTICE. DURING ANY PRIVATE SESSION, IF THE -- IF THE COMPLAINANT IS ANXIOUS OR INTIMIDATED BY THE OFFICER, THE OFFICER WILL NOT BE THERE. THE CONTRACT IS NO DIFFERENT IN THE PROPOSED VERSION AS IT IS IN THE -- IN THE CURRENT VERSION. THE INTENT TOYS PROVIDE DIFFERENT KIND OF OPPORTUNITIES FOR DIFFERENT KINDS OF COMPLAINTS. WE HAVE HAD ON THE GROUND EXPERIENCE WHERE A COMPLAINANT DID NOT WANT TO TELL THEIR STORY IN A PUBLIC SESSION. AND SO WE HAD A TOOL AVAILABLE TO THAT KIND OF COMPLAINANT TO GO INTO THE PANEL IN A PRIVATE ENVIRONMENT AND TELL THEM WHAT HAPPENED. IT -- WE PRESERVE THAT IN THIS CONTRACT. [ONE MOMENT PLEASE FOR CHANGE IN CAPTIONERS]

THE SECOND PROVISION IN THE CONFLICT OF INTEREST SECTION APPLIES TO RECOMMENDATIONS THAT ARE MADE ON DISCIPLINARY DECISIONS. NOW, REMEMBER, THE PANEL CAN MAKE IN ONE PARTICULAR SET OF CASES A DISCIPLINARY RECOMMENDATION TO THE POLICE CHIEF. AND THOSE ARE CASES THAT INVOLVE CRITICAL INCIDENTS WHERE SOMEONE IS HURT OR KILLED. AND THESE INCIDENTS WE HAVE EXPLICITLY PROVIDED IN THIS CONTRACT FOR THE ABILITY OF THE PANEL MEMBERS TO MAKE A RECOMMENDATION ON DISCIPLINE TO THE CHIEF OF POLICE. THEY ARE NOT LIMITED IN ANY WAY IN HOW THEY CRAFT THAT RECOMMENDATION. THEY CAN MAKE IT AS STRONG AND AS PASSIONATE AS THEY FEEL AS A PANEL. WE ALSO HAVE THE ABILITY IN THIS CONTRACT TO HAVE DIVERSE OPINIONS ON THAT. THE PANEL MAY NOT BE OF A MIND ON THEIR RECOMMENDATION, AND THEY WILL BE ABLE TO CAPTURE MAJORITY OPINIONS ON THEIR RECOMMENDATION IN THIS CONTRACT. BUT AFTER THEY'VE MADE THEIR RECOMMENDATION AND AFTER THE CHIEF HAS MADE HIS RECOMMENDATION, THERE IS A PROVISION THAT RESTRICTS THE PANEL'S ABILITY TO MAKE PUBLIC COMMENTS OTHER THAN AS SET FORTH IN THAT RECOMMENDATION. SO IN OTHER WORDS, THEY CANNOT

STEP BEYOND THAT RECOMMENDATION. IT WILL BE CRITICALLY IMPORTANT THAT PANELS UNDERSTAND THIS PROVISION AND THAT WHEN THEY CRAFT THOSE RECOMMENDATIONS TO THE POLICE CHIEF THAT THEY CRAFT THEM CAREFULLY AND THAT THEY FULLY CAPTURE THEIR INTENT. AND THAT'S VERY IMPORTANT BECAUSE WHEN THEY'RE MAKING THAT RECOMMENDATION IS WHEN THEY HAVE AN OPPORTUNITY TO MAKE AN IMPACT. AFTER THE CHIEF HAS MADE HIS DECISION THE OPPORTUNITY IS PAST, SO WE'LL WORK CAREFULLY WITH FUTURE PANELS TO MAKE SURE THEIR POINT OF IMPACT IS WHEN THEY'RE MAKING THEIR RECOMMENDATION TO THE CHIEF. THESE CONFLICT OF INTEREST PROVISIONS DO NOT IN ANY WAY RESTRICT PANEL MEMBERS FROM COMMENTING ON ANY OTHER KIND OF RECOMMENDATIONS THEY MAKE TO THE POLICE CHIEF OR TO THE CITY MANAGER. THEY CAN COMMENT FREELY ON OTHER KIND OF CASES, OTHER TYPES OF RECOMMENDATIONS, ANY POLICY ISSUES. THERE ARE NO RESTRICTIONS THERE. THE INDEPENDENT INVESTIGATION COMPONENT OF THE CONTRACT IS ALSO -- HAD A COUPLE OF QUESTIONS ARISE. ONE OF THE QUESTIONS IS: IS THE RELEASE OF THE INDEPENDENT INVESTIGATION REPORT FULLY AUTHORIZED BY THIS CONTRACT? MANY OF YOU WILL REMEMBER THAT MID STREAM IN THE LAST CONTRACT WE HAD AN INDEPENDENT INVESTIGATION. AND WHEN IT WAS INCLUDED WE FOUND THAT WE WERE UNABLE TO RELEASE THE INVESTIGATION. ONE OF THE THINGS THAT THE CITY WORKED VERY HARD ON WAS TO SECURE THE ABILITY TO RELEASE THE SUMMARY CONCLUSIONS AND RECOMMENDATIONS OF ANY INDEPENDENT INVESTIGATION. IT'S IMPORTANT TO NOTE THAT WE CAN ALSO RELEASE ANY DETAIL THAT IS ALSO IN THE PUBLIC EYE. THIS CAN BE AS A FUNCTION OF HAVING RELEASED A HOMICIDE INVESTIGATION REPORT OR ANYTHING ELSE THAT PUTS THE SPECIFIC DETAILS IN THE PUBLIC EYE, BUT THE CONTRACT LANGUAGE AND THE NEGOTIATING OBJECTIVE WAS TO GET THE INDEPENDENT INVESTIGATION SUMMARY, CONCLUSIONS AND RECOMMENDATIONS MADE PUBLIC, AND THIS CONTRACT ACHIEVES THAT. THE 180-DAY TOLOGY PROVISION. THOSE ARE PROBABLY WORDS THAT MEAN VERY LITTLE TO MOST PEOPLE, BUT ONE OF THE THINGS THAT THE CITY WAS

INTERESTED IN DOING IN THIS CONTRACT WAS MAKING SURE THAT THE OVERSIGHT PROCESS COULD TAKE PLACE WITHIN THE 180 DAYS THAT IS STIPULATED BY STATE LAW FOR THE POLICE CHIEF TO BOTH INVESTIGATE AND TAKE DISCIPLINARY ACTION AGAINST AN OFFICER. AND WE HAVE TWO DIFFERENT WAYS OF PROTECTING THIS 180 DAYS. THE FIRST IS IN THE CONTRACT. AND IT'S A PROVISION THAT SAYS IF WE ARE STOPPED EITHER BY A COURT ORDER OR INJUNCTION OR TRO, THEN THE 180-DAYTIME LINE STOPS, SO THAT ALL 180 DAYS ARE PROTECTED AGAINST COURT ORDER. IN ADDITION TO THAT, WE MADE COMMITMENTS IN THE SOP TO MAKE SURE THAT THE FLOW OF INFORMATION BETWEEN THE POLICE DEPARTMENT AND THE POLICE MONITOR'S OFFICE ENSURES THAT ON A DAY IN AND DAY OUT BASIS THERE IS ENOUGH TIME FOR THE ENTIRE OVERSIGHT PROCESS TO TAKE PLACE BEFORE THE 180-DAYTIME LINE RUNS OUT. IN FACT, IF THERE IS GOING TO BE AN EXCEPTION TO THAT RULE, IT IS HANDLED BY A DIRECT COMMUNICATION BETWEEN THE POLICE CHIEF AND THE POLICE MONITOR AND IT IS CAPTURED IN ROUTINE REPORTS TO THE CITY MANAGER. THIS IS A KEY PERFORMANCE MEASURE OF OVERSIGHT. IF OVERSIGHT IS NOT HAPPENING WITHIN THE 180 DAYS, THEN THAT'S SOMETHING WE NEED TO PAY ATTENTION TO. SO WE'VE CAPTURED BOTH THE INTENT IN THE SOP'S, BUT ALSO A MEASURE THAT WE CAN FOLLOW UP ON. ANOTHER QUESTION THAT HAS ARISEN ABOUT MEDIATION IS WHAT CIRCUMSTANCES WOULD ALLOW A CITIZEN AND AN OFFICER TO CHOOSE MEDIATION. A CONVERSATION THAT'S BEEN UNDERWAY FOR YEARS IS WHETHER OR NOT A MEDIATION OPTION WOULD BE A NICE OPTION TO PROVIDE CITIZENS, SOMEONE WHO IS IN THE INTERESTED IN A FORMAL INVESTIGATION, BUT WOULD BE INTERESTED IN MEDIATION. WE HAVE NOT STRUCTURED THE DETAILS OF THIS IN THE CONTRACT ON PURPOSE. AGAIN, TRYING TO AVOID COMMITTING OURSELVES CONTRACTUALLY TO ADMINISTRATIVE DETAIL, BUT WE HAVE TRIED TO CAPTURE THE INTENT. MEDIATION IS ONLY INTENDED TO BE AVAILABLE, EVEN AVAILABLE, FOR MINOR COMPLAINTS. AND IN THE CONTRACT WE EVEN GIVE THE EXAMPLE OF RUDENESS. IT IS NOT INTENDED NOR WILL IT BE AVAILABLE FOR MAJOR ALLEGATIONS. IT IS ALSO SOMETHING THAT MUST BE MUTUALLY AGREEABLE

BETWEEN THE OFFICER AND THE COMPLAINANT. HAVING SAID THAT, IF ON MINOR COMPLAINTS THE COMPLAINANT AND THE OFFICER GREE TO MEDIATION, IT IS INTENDED THAT THAT BE THE TRACK THAT COMPLAINT FOLLOWS. AND WE DO HAVE A PROVISION IN THE CONTRACT THAT SAYS IF YOU'RE DISSATISFIED AT THE END OF MEDIATION, YOU CANNOT COME BACK, REFILE THE COMPLAINT AND FOLLOW THROUGH ON A A DISCIPLINARY TRACK. IT IS INTENDED TO BE AN OPTION ON THE FRONT END OF A COMPLAINT FOR MINOR COMPLAINTS.

THIS IS VERY PROCEDURAL. A QUESTION CAME UP WHO FROM THE MONITOR'S OFFICE IS ALLOWED TO SIT IN ON OFFICER INTERVIEWS? THIS IS -- THIS HAS TWO DIFFERENT WAYS TO BE ANSWERED BECAUSE THERE'S TWO DIFFERENT KINDS OF OFFICER INTERVIEWS. THE FIRST KIND IS OF OFFICERS THAT ARE NOT THE SUBJECT OF A COMPLAINT. AND HERE, BECAUSE WE DON'T HAVE THE ADMINISTRATIVE DETAIL IN THE CONTRACT, THE POLICE MONITOR CAN DELEGATE THIS TO WHOEVER HE OR SHE CHOOSES TO DELEGATE IT TO WITHIN THE OFFICE. IF IT IS THE SUBJECT OFFICER, THE OFFICER AGAINST WHOM A COMPLAINT IS FILED, THE CONTRACT DOES INDICATE THAT IN THAT INTERVIEW IT WILL BE ATTENDED BY THE POLICE MONITOR OR THE ASSISTANT POLICE MONITOR. ANOTHER QUESTION THAT WE GOT WAS CAN THE POLICE MONITOR'S OFFICE -- AND THE LANGUAGE HERE IS ENCOURAGE OR INSIST THAT A PERSON FILES A COMPLAINT? THIS IS A LITTLE BIT HARDER TO UNDERSTAND, SO LET ME ELABORATE ON THE QUESTION A LITTLE BIT. IN ORDER, IS THE POLICE MONITOR TRYING TO HELP PEOPLE UNDERSTAND OR ARE THEY TRYING TO ENCOURAGE OR INSIST THAT SOMEONE FILE A COMPLAINT IS WHAT'S UNDERLYING THIS QUESTION. AND DOES ENCOURAGE OR INSIST EVEN LIMIT THEIR ABILITY TO DO BASIC THINGS, LIKE TELL SOMEONE WHERE THE OFFICE IS OR EXPLAIN THE PROCESS? PROBABLY THE MOST STRAIGHTFORWARD WAY TO ANSWER THIS QUESTION IS TO SAY THIS: THE OPM IS NOT THERE TO ENCOURAGE OR ASSIST THAT AN INDIVIDUAL FILE A SPECIFIC COMPLAINT AGAINST AN OFFICER; HOWEVER, IT IS CLEARLY THE PRIMARY FUNCTION OF OVERSIGHT TO BEGIN WITH THAT THE OVERSIGHT PROCESS FACILITATES THE ABILITY OF

CITIZENS TO BRING COMPLAINTS ABOUT OFFICERS' MISCONDUCT AND TO EDUCATE THE PUBLIC REGARDING THIS PROCESS. THEY ARE THERE TO BE ASSISTIVE IN THE PROCESS, BUT WHEN SOMEONE COMES THROUGH THE DOOR, THEY ARE NOT THERE TO ENCOURAGE THAT PERSON OR IN PARTICULAR TO INSIST THAT THAT PERSON FILE A COMPLAINT. IT CERTAINLY IS PERMISSIBLE AND EVEN ENCOURAGED THAT THE POLICE MONITOR MAKE SURE THAT EVERYONE IN AUSTIN KNOWS WHERE THEIR OFFICE IS LOCATED, THEY PUBLISH BROCHURES DESCRIBING THE COMPLAINT PROCESS AND HOW PEOPLE CAN ACCESS THAT COMPLAINT PROCESS. THERE IS AN ONLINE COMPLAINT FORM EVEN. SO THE IDEA IS TO CREATE OPEN, EASY ACCESS TO CITIZENS TO DEMYSTIFY THE COMPLAINT PROCESS AND TO MAKE SURE THAT PEOPLE KNOW THAT THEY HAVE ACCESS TO IT. DOES THE POLICE REVIEW PANEL LOSE ITS STAFF ASSISTANCE? ALL BOARDS AND COMMISSIONS HAVE STAFF MEMBERS THAT ATTEND AND HELP FRAME ISSUES, ANSWER QUESTIONS AND MOVE THE PROCESS THROUGH, AND THIS WILL BE NO DIFFERENT. WE SIMPLY PULLED OUT OF THE CONTRACT THAT SPECIFIC ROLE AND FUNCTION, BUT LOOSE NO QUESTION THAT THE PANEL WILL BE STAFFED BY THE MONITOR'S OFFICE. THE POLICE MONITOR HIMSELF IS THERE TO HELP HIM FRAME UP ISSUES, TO HELP HIM PUT AGENDAS TOGETHER, TO HELP CRAFT RECOMMENDATIONS. AND WHEN NECESSARY WE'LL PULL IN OTHER KIND OF CITY STAFF. THERE WILL BE TIMES WHEN THEY WILL NEED AN ATTORNEY THERE TO HELP THEM UNDERSTAND WHAT KIND OF THINGS CAN GO IN RECOMMENDATIONS AND WHAT KINDS OF THINGS ENJOY CONFIDENTIALITY PROTECTION. BUT THERE IS CERTAINLY NO INTENT HERE TO LEAVE THE PANEL WITHOUT ANY STAFF ASSISTANCE. IS THE PUBLIC PORTION OF THE PANEL MEETING BEING VIDEOTAPED? IT WAS CONTEMPLATED -- AND I'LL READ THE REST OF THE QUESTION. IT WAS CONTEMPLATED BEFORE THIS PAST CONTRACT THAT THE PANEL WOULD MEET ON PUBLIC TELEVISION, BUT NOW A RECORDING OF THE PROCESS IS NOT EVEN MADE. I CHECKED WITH THE MONITOR EARLIER TODAY AND THE OPM HAS HISTORICALLY VIDEOTAPED THESE MEETING AND WILL CONTINUE TO DO SO. I THINK PROBABLY WHEN WE'RE IN THE NEW CITY HALL THEY'LL BE HELD IN THE COMMISSION ROOM,

WHICH WILL MAKE THEM AN EASY LOCATION FOR PEOPLE TO FIND. WHY DOES THE PANEL -- THEN THERE'S A SERIES OF QUESTIONS ON TRAINING REQUIREMENTS AND I'LL TRY TO CAPTURE THEM IN ONE BIG QUESTION. WHY DOES THE CONTRACT REQUIRE THE PANEL TO ATTEND THE FULL 12-WEEK CITIZEN'S POLICE ADVISORY COURSE? THE COMMENT SAYS THAT THIS SEEMS LIKE A LOT TO ASK OF THE CITIZENS. THE POLICE ACADEMY, AND PROBABLY MANY OF YOU, COUNCIL, HAVE BEEN TO THOSE GRADUATIONS AND HAVE SOME OF YOU IN THE PAST MAY HAVE PARTICIPATED IN THESE. THESE ARE VERY RICH COURSES THAT GIVE YOU INSIGHT INTO POLICE WORK. THERE'S NO OTHER WAY TO GET THIS INSIGHT IN A SEMINAR SETTING OR IN A TWO OR THREE-HOUR SHORT COURSE. IT IS DESIGNED SPECIFICALLY TO GIVE CITIZENS A SPECIAL INSIGHT INTO ALL OF THE WORK THAT IS HAPPENING AS A POLICE DEPARTMENT, NOT JUST A PORTION OF IT. AND WE THINK IT'S IMPORTANT THAT THIS GROUP OF PEOPLE WHO IS GOING TO BE REVIEWING THE CONFIDENTIAL FILES OF POLICE OFFICERS, WHO WILL HAVE A SPECIAL EYE INTO THE DISCIPLINARY PROCESS, UNDERSTAND THE BUSINESS OF THE POLICE DEPARTMENT. AND THIS REQUIREMENT IS INTENDED TO HELP THEM UNDERSTAND ALL FACETS OF THE AUSTIN POLICE DEPARTMENT. IT IS A 12-WEEK CITIZENS' ACADEMY AND BECAUSE IT TAKES A COMMITMENT OF TIME, WE MADE SURE THAT THEY HAD SIX MONTHS TO COMPLETE THIS COMMITMENT. SO IF THEY MISS A CLASS HERE OR THERE, THEY CAN PICK IT UP IN THE NEXT CITIZENS' POLICE ACADEMY. BUT WE FELT IT WAS IMPORTANT THAT PANEL MEMBERS, BECAUSE THEY SERVE IN SUCH A SPECIAL ROLE IN THIS COMMUNITY, THAT THEY FULLY UNDERSTAND THE BUSINESS OF THE POLICE DEPARTMENT. WHY DOES THE CONTRACT REQUIRE THE PANEL TO HAVE A QUORUM TO BEGIN ITS MEETING? WE MADE THAT A SPECIFIC PROVISION IN THE CONTRACT. I THINK PROBABLY FOR THE COUNCILMEMBERS THIS IS AN EASY ONE. I DON'T KNOW THAT THERE'S -- IN FACT, THERE IS NOT A BOARD OR COMMISSION IN AUSTIN THAT MEETS WITHOUT A QUORUM. THE IDEA IS THAT -- THE IDEA THAT WE'RE ASKING THIS GROUP TO ACT AS A BODY AND WITHOUT A QUORUM THEY CANNOT DO THAT. SO WE'VE SIMPLY ADDED A PROVISION THAT INDICATES A QUORUM WILL BE AVAILABLE BEFORE

THEY BEGIN THE MEETING. THERE'S A LETTER THAT GOES, AT THE END OF THE PROCESS THE MONITOR SENDS A LETTER TO THE COMPLAINANT AND WE GOT A QUESTION THAT ASKS THE FOLLOWING: THE CONTRACT LANGUAGE ABOUT THE LETTER THAT IS SENT TO THE COMPLAINANT NOTIFYING THEM OF THE RESULT IS AMBIGUOUS. IT DOESN'T SAY WHO WILL SEND IT. IT MIGHT BE CONFUSING. AND THE CITIZEN MAY NOT KNOW WHO TO EXPECT FOLLOW THROUGH ON. IF ID SEND THE LETTER, THEY MAY NOT EVEN TELL THE MONITOR AND THEN WE'RE NOT CONNECTED OVERSIGHT AND THE POLICE DEPARTMENT. WE LAID ALL OF THIS OUT IN THE SOP. AGAIN, WHAT YOU'RE SEEING HERE IS THE QUESTION ABOUT THE DETAILS OF THE PROCESS, BECAUSE THOSE ARE THE THINGS THAT WE PULLED OUT OF THE CONTRACT. I THINK A LOT OF THESE QUESTIONS WILL BE CLEARED UP AS PEOPLE READ THROUGH THE SOP'S. BUT THE WAY THIS WORKS IS NO DIFFERENT. IT IS PART OF THE MONITOR'S JOB TO PROVIDE THE CITIZEN COMPLAINANT WITH A FOLLOW-UP LETTER. IT IS THE END OF THE PROCESS AND IT IS PART OF HOW WE WRAP UP WITH THE CITIZENS. THE LAST QUESTION ON OVERSIGHT HAS TO DO WITH CONFLICTS OF INTEREST PROVISION FOR THE MONITOR'S ROLE. IN THE CONTRACT ONE OF THE THINGS WE DID WAS WE TRIED TO TAKE OUT ALL OF THE DETAIL THAT DESCRIBES QUALIFICATIONS, TITLES OF POSITIONS, AND ANYTHING HAVING TO DO AGAIN WITH THE STAFFING OF THAT FUNCTION. BUT IN THE SOP -- AND THE PERSON WAS SPECIFICALLY CONCERNED THAT WE MIGHT HIRE SOMEONE WHO MIGHT BE STRAIGHT OUT OF A POLICE BACKGROUND AND THEREFORE NOT HAVE THE NEUTRALITY THAT MIGHT BE NECESSARY IN THAT ROLE, THAT IS NECESSARY IN THAT ROLE. AND THE SOP INCLUDES A VERY SIMPLE CONFLICT OF INTEREST PROVISION THAT SAYS AN APPLICANT IS NOT ELIGIBLE FOR THE JOB IF THEY'VE WORKED FOR THE POLICE DEPARTMENT WITHIN THE LAST FIVE YEARS. AND I THINK THAT WILLFULLY MEET THE QUESTION THERE. I KNOW IT WAS A MISH-MASH, BUT THOSE ARE THE QUESTIONS WE'VE GOTTEN SO FAR ABOUT OVERSIGHT. WE WILL PUT THESE ON THE INTERNET. WE WILL CONTINUE TO TAKE ANY QUESTIONS THAT PEOPLE HAVE. AND WE WILL MAKE SURE, COUNCIL, THAT YOU HAVE COPIES OF THESE AS WE DEVELOP THEM. WHAT WE'D LIKE TO DO NOW IS TURN IT

OVER TO OFFICERS' RIGHTS. THIS IS A WHOLE OTHER SECTION OF THE CONTRACT THAT'S GOTTEN QUITE A BIT OF ATTENTION. IT IS ALSO -- IT'S HARDER. THIS IS A HARDER SECTION FOR PEOPLE TO UNDERSTAND. WE'VE NOTICED THAT EVEN IN THE MEDIA THERE HAVE BEEN SOME MISINFORMATION ABOUT WHAT IS AND WHAT ISN'T IN THE CONTRACT. SO WE WANT TO BE VERY, VERY CLEAR WITH YOU TODAY ABOUT OFFICERS' RIGHTS, WHAT THEY ARE, WHAT'S NEW, WHAT WE'VE HAD BEFORE, AND REALLY WHAT IS THE FRAMEWORK FOR OFFICERS' RIGHTS. THIS IS AN AREA THAT IS VERY IMPORTANT TO US BECAUSE THIS IS THE STRUCTURE THROUGH WHICH WE INVESTIGATE OFFICER MISCONDUCT. AND ONE OF THE THINGS THAT AS A TEAM THAT WE DID WAS WE TRIED TO TRUTH TEST OURSELVES. WHERE IS THE LINE? WHERE SHOULD THE LINE BE? HOW MUCH INFORMATION SHOULD AN OFFICER GET? AND AGAIN, IT'S A BALANCING ACT. WE'RE ALSO THE EMPLOYER AND WE WANT TO BE FAIR WITH OFFICERS. AND SO IT'S VERY IMPORTANT TO US THAT WE TRUTH TEST OUR OWN STRATEGIES AS WE MOVED THROUGH THIS NEGOTIATING PROCESS, SO WE NOTIFIED AN IN-HOUSE SIN IN THIS CASE. - - CYNIC. AND THIS IS A PERSON WHO HAS WORKED FOR A NUMBER OF POLICE DEPARTMENTS FOR NEARLY 20 YEARS AND HAS VERY STRONG FEELINGS ABOUT OFFICER'S RIGHTS. THIS IS SOMEONE WHO HAS HAD TO REPRESENT OFFICERS, HAS HAD TO REPRESENT CITIES IN ARBITRATIONS, AND SO SHE KNOWS THE VALUE OF HAVING INFORMATION THAT AN OFFICER MAY OR MAY NOT HAVE. SHE HAS TO WORK WITH IT. SHE KNOWS THE ADVANTAGE THAT IT CREATES AND THE DISADVANTAGES THAT COULD BE CREATED. IT IS ANITA STEPHENSON. YOU ALL ARE FAMILIAR WITH HER. SHE WITH HER FIRE DEPARTMENT AND HAS PREVIOUSLY HAS WORKED WITH THE POLICE DEPARTMENT. SHE HAS HELPED WITH THESE SECTIONS TO MAKE SURE WE'RE NOT STEPPING ACROSS LINES THAT WOULD INHIBIT OUR OWN ABILITY AS THE EMPLOYER, ONE, TO PROPERLY CONDUCT INVESTIGATIONS, BUT TWO, TO DEFEND DISCIPLINE WHEN WE HAVE TO DO THAT. AND AS YOU ALL KNOW, MANY OF OUR DISCIPLINARY DECISIONS ARE SENT STRAIGHT TO ARBITRATION. SO I'D LIKE TO BEGIN -- I THINK ANITA DOES A VERY NICE JOB OF EXPLAINING WHAT OFFICERS' RIGHTS ARE, BUT WHY THEY'RE IMPORTANT AND

WHY THEY'RE CONTROVERSIAL BETWEEN DEPARTMENTS AND MANAGEMENT AND I'D LIKE THE CHIEF TO TALK ABOUT IT FROM HIS SPEAKER ARCHITECT ACTIVE. THIS IS HIS -- PERSPECTIVE. THIS IS HIS DEPARTMENT. HE NEEDS TO MAKE SURE THAT IF PEOPLE HAVE COMPLAINTS, EVEN OFFICERS HAVE COMPLAINTS AGAINST OTHER OFFICERS, THAT THERE'S A FAIR AND IMPARTIAL PROCESS THAT GETS TO THE TRUTH OF THE MATTER. AND SO WE'LL SORT YOU THROUGH THOSE QUESTIONS AS WELL.

Futrell: AND AS OUR BIGGEST CNYIC, ANITA WAS A LITTLE SHE WILL SHOCKED THAT SHE WOULD BE THE BEST PERSON TO WALK UG THROUGH THIS.

ACTUALLY, I THINK ONE OF THE THINGS I SAID TO LAURA IS THERE IS GOING TO BE AN AWFUL LOT OF OFFICERS SURPRISED TO SEE THAT I'M NOT UP HERE POUNDING THE TABLE AND SAYING HOW DARE YOU NOT LET SOME OF THE OFFICERS SEE THE MATERIALS. AND FRANKLY, THAT WAS A LITTLE BIT MY FIRST RESPONSE WHEN I FIRST HEARD ABOUT SOME OF THE PROVISIONS IN THE CONTRACT. I'VE BEEN DOING THESE KIND OF CASES AND REPRESENTING CITIES IN THIS AREA FOR ABOUT 17 YEARS, AND LIKE ONE OF THE ATTORNEYS THAT WAS QUOTED IN THE NEWSPAPER TODAY, I WAS SORT OF A DINOSAUR WHEN IT CAME TO NEVER, NEVER, NEVER. WE WILL NEVER REALLY -- WE'RE NOT GOING TO OPEN THESE FILES. I'VE EVOLVED IN MY OPINIONS THROUGH THE YEARS ON THAT AND THE PRACTICAL REALITY IS THERE ARE VERY IMPORTANT REASONS THAT OFFICERS NEED TO SEE SOME OF THESE THINGS. AND AS I LOOKED AT WHAT WAS IN THE INTRT AND ACTUALLY ANALYZED WHAT WAS IN THE PROVISION, I REALIZED THAT THESE ARE ACTUALLY VERY SMALL INCREASES IN WHAT THE OFFICERS ALREADY HAD AS A RESULT OF STATE LAW OR AS A RESULT OF THE PRIOR CONTRACTS. AND I HAVE LOOKED OVER THE LIST OF QUESTIONS AND ANSWERS ON THE OFFICERS' RIGHTS SECTION OF THE DOCUMENT THAT YOU HAVE THAT WE'RE GOING TO POST LATER ON, AND ONE OF THE FIRST QUESTIONS WAS WHETHER OR NOT THE OFFICER GOT A PHYSICAL COPY OF THE ACTUAL COMPLAINT MADE AGAINST HIM. AND IT WAS A VERY STRONG CONCERN THAT GETTING A COPY OF THE COMPLAINT WOULD THEN IDENTIFY TO THE OFFICER FOR THE FIRST TIME THE PERSON WHO IS

COMPLAINING ABOUT THEM. AS A PRACTICAL MATTER UNDER STATE LAW, WE'RE ALREADY REQUIRED TO GIVE THE OFFICER A NOTICE OF ALLEGATION THAT INCLUDES THE ACTUAL CONTENT OF THE COMPLAINT. AND IT ALMOST ALWAYS HAS TO INCLUDE THE NAME OF THE COMPLAINANT. WE HAVE NEVER FELT THAT WE COULD WITHHOLD THAT IF THAT MEANT THAT THE OFFICER THEN COULD NOT BE COMPLETELY APPRISED OF WHAT INCIDENT HE WAS BEING QUESTIONED ABOUT. SO REALLY THAT'S A VERY SMALL CHANGE FROM WHAT HE ALREADY GETS IN THE NOTICE OF ALLEGATIONS. THE DEPARTMENT DOES HAVE THE RIGHT NOW UNDER THE NEW CONTRACT LANGUAGE TO WITHHOLD THE NAME OF THE COMPLAINANT. CURRENTLY UNDER CIVIL SERVICE LAW WE CAN'T DO THAT. IT'S A VERY TRICKY THING TO DO AND WHEN YOU DO IT IT ALMOST ALWAYS BACK FIRES. NOW WE SPECIFICALLY ARE ABLE TO OFFER THAT PROTECTION TO A CITIZEN IF WE FEEL LIKE IT'S IMPORTANT TO WITHHOLD THEIR NAME. PEOPLE ARE ALSO CONCERNED IN ASKING ABOUT THE POSSIBILITY OF RETALIATION. IF YOU GIVE THE OFFICER THE COMPLAINT AND HE'S GOING TO SEE THE COMPLAINANT'S NAME, HE WILL KNOW WHO TO RETALIATE AGAINST. AGAIN, MOST OF THE TIME THE OFFICER ALREADY HAS THIS INFORMATION OR IF WE DESCRIBE THE INCIDENT IN THE NOTICE OF ALLEGATION, HE MOST OF THE TIME WILL REMEMBER THE INCIDENT ENOUGH TO REMEMBER WHO THE PERSON WAS OR HE CAN ACCESS OTHER DATABASES THAT WOULD DISCLOSE THAT TO HIM. RETALIATION IS A VERY SERIOUS CONCERN AND IT'S SOMETHING THAT'S ABSOLUTELY PROHIBITED UNDER A.P.D. REGULATIONS. THE CONTRACT MAKES THAT VERY CLEAR AND REPEATS THAT PROHIBITION, BUT THE ONE THING IT DOES THAT'S A BIT OF A TRADE-OFF THERE IS THAT IT DOES LIMIT THE OFFICERS' RIGHTS ON APPEAL IF HE'S ACCUSED OF RETALIATION. THIS IS A VERY SERIOUS SUBJECT AND DEPARTMENTS ALWAYS TAKE THOSE COMPLAINTS VERY SERIOUSLY. WHAT I SEE AS A GOOD TRADE-OFF HERE IS EVEN THOUGH WE MIGHT NOT BE ABLE TO PREVENT SOMEBODY FROM RETALIATING, WE HAVE A VERY STRONG TOOL NOW THAT'S ACTUALLY STRONGER THAN WHAT WE HAD BEFORE UNDER CIVIL SERVICE LAW. SO I HAD TO KIND OF GRUDGINGLY SAY THAT ONE DOESN'T MAKE SO MUCH OF A DIFFERENCE. THERE'S ALSO CONCERN ABOUT WHETHER

OR NOT THE OFFICER GETS TO SEE WITNESS STATEMENTS AND EVIDENCE AGAINST HIM BEFORE HE EVER HAS TO GIVE HIS STATEMENT TO THE INTERNAL AFFAIRS INVESTIGATOR. THAT IS A NEW CHANGE THAT THEY GET TO SEE SOME THINGS BEFORE THEY HAVE TO GIVE THEIR INITIAL STATEMENTS. THEY WILL NOW SEE THE COMPLAINTS, BUT THEY WILL ALSO SEE A VERY LIMITED SELECTION OF OTHER THINGS. THEY WILL SEE ANY VIDEOTAPE OR PHOTOGRAPH THAT A.P.D. HAS OF THE ACTUAL EVENT THAT THE OFFICER IS GOING TO BE QUESTIONED ABOUT. IF IT'S A PARTICULAR TRAFFIC STOP AND WE HAVE AN IN CAR VIDEO OF THAT, WE WILL -- THE OFFICER WILL BE ABLE TO SEE THE VIDEOTAPE OF HIS OWN CONDUCT AT THE SAME TIME. THAT'S VERY SIMILAR TO ALLOWING THEM TO SEE THE COMPLAINT INFORMATION. IT'S NOT THAT DISCLOSURE DOESN'T EXPAND BEYOND THAT. THE OFFICER DOESN'T SEE ANY OTHER STATEMENTS, DOESN'T SEE WHAT OTHER OFFICERS HAD TO SAY ABOUT THE INCIDENT. THE ONLY THING THEY GET TO SEE BEFORE THEY GIVE THEIR STATEMENT IS THE COMPLAINT AND THE VIDEO OR PHOTOGRAPHIC EVIDENCE THAT SHOWS WHAT THEY WERE DOING. THERE'S ONE OTHER ASPECT OF THAT TOO, IF THAT'S A VIDEO OR PHOTOGRAPH THAT SHOWS SCRUFFY INJURIES OF SOMEBODY AND THE OFFICER IS ACCUSED OF HAVING INFLICTED THOSE INJURIES, THE OFFICER WOULD BE ALLOWED TO SEE THE PHOTOGRAPH OF THE INJURIES THAT HE'S ACCUSED OF HAVING INFLICTED. AS A PRACTICAL MATTER I'VE SAT IN ON MANY, MANY OFFICER INTERVIEWS BY INTERNAL AFFAIRS INVESTIGATORS AND ALMOST ALL THE TIME THE INVESTIGATOR SHOWS THE PHOTOGRAPHS OR THE VIDEOS IF THEY HAVE THEM TO THE OFFICER DURING THE INTERVIEW. IT'S USUALLY JUST A STRATEGIC POINT AT WHAT POINT IN THE INTERVIEW THEY SHOW IT TO THEM, BUT IT ALMOST ALWAYS HAPPENS ANYWAY. SO BEING ABLE TO SEE IT SOMEWHAT IN ADVANCE IS NOT MUCH OF A CHANGE. IN MANY CASES IF IT WAS THEIR OWN IN-CAR VIDEO THAT CAPTURED THEIR CONDUCT, THEY MAY HAVE ALREADY SEEN IT ANYWAY. ANOTHER THING THE OFFICER WOULD BE ABLE TO GET BEFORE HE GETS HIS STATEMENT AND THE OTHER THING HE COULD GET IS ANY DOCUMENTS THAT HE AUTHORED THAT RELATE TO THE INCIDENT. THAT WOULD BE HIS OFFENSE REPORT. HE WON'T SEE HIS FELLOW OFFICER'S OFFENSE REPORTS, BUT HE

WILL SEE HIS STUFF. ANYTHING THAT HE ACTUALLY IS ALREADY PUT DOWN IN WRITING IN SOME FORM OF REPORT. THAT'S A VERY IMPORTANT THING FOR THE OFFICER TO BE ABLE TO UNDERSTAND EXACTLY WHAT YOU'RE ASKING HIM ABOUT. AND IF HE'S ALREADY MADE A WRITTEN REPORT AND ALREADY COMMITTED HIMSELF IN THAT REPORT. ACTUALLY, UNDER STATE LAW, BECAUSE THE NOTICE OF ALLEGATIONS PROVISION, WE ARE NOT SUPERSEDING THAT WITH THIS CONTRACT. I KNOW IT GETS KIND OF TECHNICAL, BUT THE OFFICER WILL GET THE COMPLAINT IF THE COMPLAINT DOESN'T INCLUDE ALL OF THE ALLEGATIONS, THEN THE OFFICER WILL ALSO GET AN ADDITIONAL NOTICE OF ALLEGATIONS, SHE'LL GET THE SAME THING THAT HE'S CURRENTLY GETTING UNDER STATE LAW. THAT'S NOT AN EXPANSION OF WHAT HE ALREADY GETS NOW, WE JUST MAKE SURE THAT BETWEEN THE TWO DOCUMENTS WHAT HE GETS IS THE EQUIVALENT OF WHAT HE GETS UNDER STATE LAW. LATER ON IN THE PROCESS THE OFFICER HAS ACCESS TO THE FILE ITSELF, TO THE FULL INVESTIGATIVE FILE. BUT HE DOESN'T GET TO TAKE COPIES OF ANYTHING. AND THAT ACCESS IS VERY LIMITED. THE LAST CONTRACT ALLOWED THE OFFICER AND HIS ATTORNEY OR REPRESENTATIVE A ONE HOUR TIME PERIOD TO REVIEW THE FILE BEFORE GOING IN TO A DISCIPLINARY MEETING WITH THE CHIEF. MY UNDERSTANDING OF THE RULE NOW IS IT'S THE SAME RULE, BUT IT EXPANDS IT FROM ONE HOUR TO THREE HOURS. I DON'T KNOW IF YOU'VE READ VERY MANY OF THOSE INVESTIGATIVE FILES, BUT I WOULDN'T WANT TO BE LIMITED TO REVIEWING IT MYSELF IN ONE HOUR BECAUSE SOME ARE VERY EXTENSIVE AND THERE'S A LOT OF MATERIAL TO EVEN DO JUST KIND OF A FIRST BLUSH READ THROUGH. SO I CAN UNDERSTAND THAT THREE HOURS IS A MINOR EXPANSION OF THAT. IT'S CERTAINLY SOMETHING THAT'S NOT UNREASONABLE. ONE OF THE OTHER QUESTIONS THAT WAS ASKED WAS WHETHER OR NOT THE OFFICER WOULD GET A TAPE OF THE ENTIRE DISCIPLINARY MEETING, WHAT A.P.D. CALLED THE DRB, THE DPLIN REVIEW BOARD MEETING. WHAT THE CONTRACT REVIEW ALLOWS IS TO HAVE THE OFFICER HAVE A TAPE OF THE MEETING THAT HE'S IN. HE'S NOT GETTING MORE INFORMATION THAT HE HAD, BUT HE'S ALLOWED TO AUDIO TAPE IT. HE IS NOT ALLOWED TO SIT IN ON OR TAPE THE

PORTION OF THE MEETING WHERE THE CHAIN OF COMMAND DISCUSSES APPROPRIATE DISCIPLINE. NOBODY BUT THE CHAIN OF COMMAND IS GOING TO BE INVOLVED IN THAT DISCUSSION, AND THAT WILL REMAIN THE SAME AS IT WAS IN THE PRIOR AGREEMENTS. AND THE LAST QUESTION OR THE LAST ISSUE WAS ONE THAT SOMEBODY ACTUALLY ASKED ME ABOUT, LOWELL DENTON, OUR OUTSIDE COUNSEL, ASKED ME ABOUT THIS. AND MY FIRST THOUGHT WAS YOU DID WHAT, YOU CHANGED THE EXCLUSIONARY RULE. BUT WHEN I READ IT I REALIZED THAT IT'S ACTUALLY A LITTLE NARROWER THAN WE HAD UNDER CIVIL SERVICE LAW. CURRENTLY THE STATE LAW PROVIDES THAT IF ANYBODY IN THE INTERNAL AFFAIRS PROCESS VIOLATES ONE OF THE PROTECTIONS THAT'S IN STATE LAW THAT IS IN THE OFFICER INTERROGATION, THE OFFICER CAN BRING UP THAT VIOLATION AND CLAIM THAT IT SIGNIFICANTLY IMPAIRED HIS ABILITY TO DEFEND HIMSELF. AND BY DOING THAT HE CAN EFFECTIVELY CHALLENGE ENORMOUS PORTIONS OF THE CASE AGAINST HIM. HE'S NOT LIMITED TO FOCUSING ON JUST ONE PART OF THE CASE. IT IS NOT -- IT HAS NOT BEEN A BIG PROBLEM. THERE HAS NOT BEEN VERY MANY OF THESE CHALLENGES IN AUSTIN THROUGH THE YEARS, BUT THE NEW RULE, THE EXCLUSIONARY RULE, ACTUALLY ALLOWS THE OFFICER TO FOCUS HIS COMPLAINT. IF HE DOESN'T GET A PARTICULAR TYPE OF NOTICE, IF HE GETS 47 HOURS INSTEAD OF 48 HOURS, FOR EXAMPLE, THE ONLY THING THAT THEY COULD POSSIBLY BE EXCLUDED AS A RESULT OF THAT IS SOMETHING THAT WAS ACTUALLY THE RESULT OF THAT PARTICULAR RULE VIOLATION. SO IT'S ACTUALLY MORE FOCUSED AND WILL HELP I THINK IN THE LONG RUN. I SEE THIS ONE AS ONE OF THE THINGS THAT BENEFITS THE CITY BECAUSE I THINK IT WILL HELP US FOCUS THESE CHALLENGES IN THE APPEALS AND HELP KEEP THEM SPECIFICALLY LIMITED TO JUST THE HARM THAT MIGHT ACTUALLY HAVE BEEN DONE. AND AGAIN, AS I SAID THROUGH THE YEARS, I KNOW I'VE ONLY HAD TWO OR THREE CASES WHERE THERE WAS EVEN AN ISSUE AND FRANKLY IT WAS NEVER A SERIOUS ISSUE. THERE WERE NEVER THAT MANY VIOLATIONS AND THERE WAS NEVER THAT MUCH CONTROVERSY OVER IT. BUT I DO THINK THAT THIS RULE IS NOT -- HAS NOT DIMINISHED THE CITY'S RIGHTS. IT HELPS US FOCUS A LITTLE BETTER ON HOW WE

DEAL WITH THOSE IRNZ. SO OVERALL I GUESS AS YOUR RESIDENT CYNIC ON THESE THINGS, I WASN'T VERY FAMILIAR WITH THEM UNTIL A FEW DAYS AGO, BUT I REALIZED THEY WERE INCREMENTAL CHANGES OVER WHAT IS ALREADY IN STATE LAW OR INCREMENTAL CHANGES IN WHAT WAS IN THE LAST CONTRACT. AND THEY'RE ACTUALLY I THINK A VERY APPROPRIATE RESPONSE TO THE SERIOUSNESS OF THESE INVESTIGATIONS AND THE FACT THAT THE OFFICER IS OUR EMPLOYEE AND WE DO HAVE AN OBLIGATION TO MAKE SURE THAT HE HAS SOME INFORMATION WHEN HE'S CHALLENGED IN THE INVESTIGATION. DO YOU HAVE ANY QUESTIONS ABOUT ANY PART OF THIS OR DID I JUST CONFUSE YOU ALL?

Mayor Wynn: ACTUALLY, COUNCIL, WE HAVE TWO MORE PIECES OF PRESENTATION. IF YOU DON'T MIND, I THINK WE'LL JUST HEAR THE WHOLE PRESENTATION AND THEN LIKELY HAVE A SERIES OF QUESTIONS AFTERWARDS. THANK YOU. CHIEF, WELCOME.

GOOD AFTERNOON. I'D LIKE TO SUMMARIZE THE OFFICER RIGHTS. I THINK I'D LIKE TO DO THAT BY KIND OF WALKING YOU THROUGH AN INVESTIGATION. IT MAY MAKE IT A LITTLE BIT EASIER. CURRENTLY WHEN A CITIZEN COMES IN AND MAKES A COMPLAINT, THERE'S A VERY BRIEF SUMMARY OF THAT COMPLAINT TAKEN INITIALLY. THEN THE COMPLAINANT IS LATER -- THERE'S AN IN-DEPTH INITIAL VIEW DONE -- INTERVIEW DONE AT A LATER DATE BY THE INVESTIGATOR WHO IS ASSIGNED THE CASE. AS THE CASE MOVES ON, AT SOME POINT THERE WILL BE A NEED TO INTERVIEW THE OFFICER. AND THIS BRINGS UP ONE OF THE QUESTIONS THAT'S BEEN RAISED ABOUT WHAT HE GETS TO SEE BEFORE HE'S INTERVIEWED. CURRENTLY WHEN WE NOTIFY THE OFFICER 48 HOURS IN ADVANCE OF HIS INTERVIEW CONCERNING A CITIZEN COMPLAINT, HE'S GIVEN WHAT'S CALLED A NOTICE OF ALLEGATION. AND I'D LIKE TO READ A NOTICE OF ALLEGATION. I'VE CHANGED THE NAMES SO THAT THERE ARE NOT ANY ACTUAL NAMES. IT SAYS THE FOLLOWING ALLEGATIONS HAVE BEEN MADE AGAINST YOU AND WILL BE INVESTIGATED BY INTERNAL AFFAIRS DIVISION. MRS. SMITH ALLEGES THAT ON OR ABOUT MARCH, YEAR, TIME AND DATE, YOU, OFFICER BOB, ENGAGED IN A PRACTICE OF PROHIBITING BY -- PROFILING BY STOPPING

HISPANIC PATRONS OF THE DIAMOND SHAMROCK STORE, GIVING THE ADDRESS, ASKING THEM TO GIVE THEIR DRIVER'S LICENSE AS THEY PULLED INTO THE PARKING LOT. MRS. SMITH ALLEGES THERE WAS NO REASONS FOR THIS ACTION. SHE FURTHER STATES THAT AFTER SHE LEFT THE STORE YOU FOLLOWED HER IN A UNIT. SHE STATED THAT YOU STALE GATED HER AT SOME POINT WHILE DRIVING HOME AND THEN YOU MADE AN INAPPROPRIATE U-TURN AND LEFT THE AREA. THAT IS WHAT THE OFFICERS CURRENTLY GET IN THEIR NOTICE OF ALLEGATION, BUT I ALSO THINK IT'S IMPORTANT THAT YOU KNOW THAT THEY ALSO GET WHAT WE CALL A GUARANTY WARRANTY. I WON'T GO INTO WHY IT'S NAMED GUARANTY, BUT I WOULD LIKE TO READ YOU THE LAST PARAGRAPH. AND IT'S SOMETHING THAT THE OFFICER SIGNS. YOU ARE FURTHER ORDERED NOT TO DISCUSS THIS INTERNAL AFFAIRS INVESTIGATION WITH ANYONE OTHER THAN YOUR CHAIN OF COMMAND OR ATTORNEY, INCLUDING, BUT NOT LIMITED TO WITNESSES OR PERSPECTIVE WITNESSES. A VIOLATION OF THIS ORDER WILL BE CONSIDERED AN ACT OF INSUBORDINATION, WHICH COULD RESULT IN YOUR INDEFINITE SUSPENSION FROM THE AUSTIN POLICE DEPARTMENT. THESE TWO ITEMS ARE GIVEN TO THE OFFICER WHEN HE'S NOTICED THAT THE INVESTIGATION WILL ULTIMATELY REQUIRE HIS INTERVIEW. UNDER THE NEW CONTRACT, WHAT HE WOULD -- IN ADDITION TO GET, HE WOULD GET THAT ORIGINAL SNAP SIS THAT THE CITIZEN -- SNOT SIS THAT THE -- SNOB SYNOPSIS THAT THE CITIZEN FILLS OUT AT A TIME THEY FILL OUT THE COMPLAINT. CONTRARY TO THE WAY IT IS NOW, IF THE CITIZEN EXPRESSED SOME ANXIETY AT THE FACT THAT THEIR NAME WAS GOING TO BE OR IDENTIFYING INFORMATION WAS GOING TO BE INCLUDED IN THAT, WE COULD ACTUALLY ELIMINATE THAT INFORMATION FROM THE FORM. SO YES, THE OFFICER DOES GET THAT FORM. IT WILL CONTAIN PERHAPS A BIT MORE INFORMATION THAN IS ALREADY GIVEN TO THEM, BUT I THINK IT IS A RATHER -- A LESS SIGNIFICANT THAN SOME PEOPLE HAVE INDICATED THAT IT IS. THE REVIEW OF THE FILES. AS THE COMPLAINT IS INVESTIGATED, AT SOME POINT INTERNAL AFFAIRS FINISHES THE COMPLAINT AND THEN THEY WRITE IN THAT FILE, THEY DO A REVIEW AND THEN SHE RECOMMEND WHETHER THE VIOLATION SHOULD BE SUSTAINED, NOT SUSTAINED, THE

OFFICER SHOULD BE EXONERATED OR IT'S INCONCLUSIVE. IF IT'S SUSTAINED, THEY SCHEDULE WHAT'S CALLED A DISCIPLINE REVIEW BOARD. THAT IS COMPROMISED OF ME, THE ASSISTANT CHIEF AND THE OFFICER'S CHAIN OF COMMAND. WHEN THE OFFICER IS NOTIFIED OF THE FINDINGS AND THE RECOMMENDATIONS BY INTERNAL AFFAIRS, THEN AND ONLY THEN IS HE ALLOWED TO SEE THAT REPORT PRIOR TO THE DISCIPLINE REVIEW BOARD. THE REPORT, THE INVESTIGATION IS COMPLETED, AND IN ESSENCE THE NEXT STEP IS THAT HE LOOKS ME IN THE EYE AND HE EXPLAINS WHY THESE EVENTS OCCURRED. AND PROVIDES ME WITH FACTS I TAKE INTO CONSIDERATION SHOULD I DETERMINE THAT DISCIPLINE IS APPROPRIATE. THAT'S WHEN HE GETS TO SEE THE FILE. IT IS AFTER CONCLUSION OF THE INVESTIGATION. THE LAST THING I'D LIKE TO TALK ABOUT IS VIEWING OF THE VIDEOTAPES AND PHOTOGRAPHS. AND I REALLY WASN'T SURE HOW I WAS GOING TO EXPLAIN THIS OTHER THAN TO SAY THAT IN MOST CASES, THE OFFICER IS GOING TO BE INVOLVED IN THE SITUATION IN WHICH THE COMPLAINT IS MADE. IN OTHER WORDS, LET'S SAY THAT AN OFFICER HAS TO FIGHT SOMEBODY TO ARREST HIM. HE MADE THAT -- THAT INDIVIDUAL MAY SUFFER INJURIES. THE OFFICER IS GOING TO CONTACT HIS SERGEANT, THEY'RE GOING TO MEET AT THE HOSPITAL, THEY'LL PHOTOGRAPH THE INJURIES AS POLICY. THEY'LL WRITE THE REPORTS ABOUT THE CIRCUMSTANCES. IF IT WAS VIDEOTAPED BY THE IN-CAR CAMERA, THAT WOULD ALSO BE HELD BACK AS EVIDENCE. AND WHAT WE'RE SAYING SIMPLY PUT IS THAT HE WILL HAVE ACCESS TO THOSE KIND OF THINGS IN THE INCIDENT. NOW, IN THE CONTRACT IT DOES NOT SAY WHEN HE GETS ACCESS TO THOSE. IT SIMPLY SAYS BEFORE THE INTERVIEW. SO QUITE HONESTLY, HE COULD BE ASKED TO COME IN 30 MINUTES BEFORE THE INTERVIEW, HIM AND HIS ATTORNEY BE ALLOWED TO REVIEW THOSE DOCUMENTS, AND THEN THE INTERVIEW TAKE PLACE. AND THAT DECISION AS TO WHEN TO PROVIDE THAT, ACCESS TO THOSE PIECES OF INFORMATION IN EVIDENCE WILL BE UP TO THE INVESTIGATOR. I REALLY SCRUTINIZED THIS PROCESS BECAUSE THERE WAS A LOT OF GIVE AND TAKE, A LOT OF BACK AND FORTH. AND THERE IS NOTHING, I BELIEVE, IN THIS CONTRACT THAT WOULD HINDER US IN SUSTAINING A

CHARGE AGAINST AN OFFICER WHO HAS VIOLATED POLICY. AND THAT'S MY HONEST OPINION. I'VE BEEN ASKED TO TALK ABOUT FIXED SHIFTS VERSUS ROTATING SHIFTS. AND I'M NOT REALLY SURE WHERE THIS CAME UP BECAUSE IT'S NOT REALLY PART OF THE CONTRACT, BUT SOMEHOW THIS HAS SURFACED IN THE COMMUNITY THAT THE CHIEF IS USING PAY TO GET PEOPLE TO WORK IN THE EVENING HOURS AND WHY DOESN'T HE SIMPLY ROTATE SHIFTS. SO THAT WE GET SENIORITY AND EVERYBODY DOES A NIGHT SHIFT AND A GRAVEYARD SHIFT, EVENING SHIFT. IF YOU LOOK AT COMMUNITY POLICING AND YOU TAKE AN AREA COMMAND LIKE NORTHEAST. THE PROBLEMS IN THE DAYTIME ARE NOT SIMILAR TO THE PROBLEMS IN THE EARLY EVENING HOURS, NOR ARE THOSE PROBLEMS THE SAME AS ON GRAVEYARD. IF ONE OF THE KEY ELEMENTS OF COMMUNITY POLICING IS PROBLEM SOLVING, THEN THE OFFICER NEED SUFFICIENT TIME TO WORK HIS AREA DURING A CERTAIN PART OF THE DAY IN ORDER TO BE ABLE TO IDENTIFY THOSE PROBLEMS AND THEN WORK ON SOLUTIONS. AND SOMETIMES THE PROBLEMS ARE RATHER COMPLEX AND THE SOLUTIONS ARE RATHER COMPLEX. SO ONE OF THE ISSUES IS IN COMMUNITY POLICING GIVING THE OFFICERS SUFFICIENT TIME ON THEIR SHIFTS WHERE THEY GAIN KNOWLEDGE OF THE PROBLEMS, THE PEOPLE AND CAN WORK TOWARDS RESOLVING THOSE. WHEN I GOT HERE IN '97, THE SHIFTS ROTATED EVERY 28 DAYS. THAT WAS HORRIBLE FOR THE OFFICER, IT WAS HORRIBLE FOR HIS FAMILY, AND IT WAS AN OBSTACLE THAT HAD TO BE OVERCOME TO TAKE THE NEXT STEP TOWARDS COMMUNITY POLICING. AND SO WE WENT TO FIXED SHIFTS. WHAT FIXED SHIFTS GIVE US IS THE OPPORTUNITY TO ASSIGN PEOPLE TO DIFFERENT SHIFTS. WE DO THAT -- WE ENSURE THAT THERE'S SOME SENIORITY ON EACH SHIFT. WE SPREAD OUT SPECIAL SPECIALTY ACTIVES SUCH AS PEOPLE WHO ARE BILINGUAL. ALL OF THE FTO'S ARE SPREAD OUT BY SHIFTS. SO WE BELIEVE THAT THE FIXED HAD SHIFTS SUPPORT COMMUNITY POLICING, ALTHOUGH WE WILL BE TALKING WITH SOME OF THE OFFICERS TO SEE WHAT KIND OF ALTERNATIVES THEY WOULD LIKE US TO CONSIDER, BUT THE ALTERNATIVES WOULD HAVE TO BE SOMETHING THAT I HAVEN'T SEEN IN THE PAST. NOW I WOULD LIKE TO GO IN TO WHAT'S CALLED -- BEEN REFERRED TO AS SPECIALTY PAY. AND I REALLY HAVE

TO TELL YOU THAT I'M A STRONG SUPPORTER OF SPECIALTY PAY. I THINK IT'S GOOD FOR THE DEPARTMENT, IT'S GOOD FOR THE COMMUNITY. ONE OF THE GOOD THINGS FOR THE CITY IS THAT SPECIALTY PAY IS NOT IN THE BASE PAY OF AN OFFICER, SO THEREFORE IT'S NOT USED TO INCREASE COSTS ASSOCIATED WITH RETIREMENT, OVERTIME OR SOCIAL SECURITY, FOR INSTANCE. IT IS A BONUS FOR DOING SOMETHING SPECIAL. IT IS A BONUS FOR DOING A JOB THAT IS MORE DIFFICULT THAN THE ORDINARY JOB OF POLICING. FIRST I'D LIKE TO TACKLE IS DIFFERENTIAL PAY. CURRENTLY THE DEPARTMENT UNDER THE CONTRACT SPEND \$200 A MONTH FOR OFFICERS THAT WORK THE EVENING SHIFT OR GRAVEYARD SHIFT. IN THE SECOND YEAR OF THE NEW CONTRACT, THAT WILL GO UP TO 275 A MONTH. AND THE THIRD YEAR IT GOES UP TO \$300 A MONTH OR \$70 A WEEK. I PERSONALLY BELIEVE THAT \$70 A WEEK IS A FAIR PRICE TO PAY TO A POLICE OFFICER TO WORK AN EVENING SHIFT. POLICING IS A DIFFICULT JOB. IT'S HARD TO PLAN IN POLICE WORK BECAUSE YOU NEVER KNOW WHAT CRISIS IS AROUND THE CORNER THAT WILL ALTER THE WAY YOU LIVE. IF YOU GO TO FAMILY REUNIONS AND THERE'S A MEMBER OF YOUR FAMILY THAT IS A POLICE OFFICER, MORE OFTEN THAN NOT HE'S PROBABLY NOT THERE BECAUSE HE GOT CALLED BACK TO COURT OR HE GOT CALLED OFF OF VACATION BECAUSE THERE WAS SOMETHING GOING TO HAPPEN OVER THE WEEKEND AND HE HAD TO DO AN EXTRA DUTY. WHAT WE ARE SIMPLY SAYING IS THAT \$70 A WEEK ALLOWS THE OFFICER TO TAKE ON EVER INCREASED DIFFICULTIES IN MANAGING HIS FAMILY AND HIS LIFE WITH ALL THE KIND OF STRESS AND PRESSURE THAT BEING IN LAW ENFORCEMENT CREATES. I WAS TALKING WITH A MARDI GRAS OFFICER THAT WORKED NIGHTS ON SIXTH STREET. TYPICALLY HE GOT OFF AT 6:00. HE NEVER WENT HOME BECAUSE USUALLY TWO OF THE THREE DAYS OF THE WEEK HE HAS TO STICK AROUND HERE TO GO TO COURT. THEN FREQUENTLY ON THE WASN'T, HE WAS CALLED BACK IF I HAD A WEEKEND OFF, IF HE ROTATED TO A WEEKEND BACK, BECAUSE PERHAPS SOMEBODY CALLED IN SICK OR THERE WAS A SHORTAGE OR THERE WAS A SIGNIFICANT EVENT. I THINK THAT \$70 A WEEK IS A FAIR PRICE TO PAY FOR AN OFFICER WHO IS WILLING TO PUT UP WITH THOSE HARDSHIPS. SPECIALTY PAY, MOVING ON. WITH REGARD TO DIFFICULT

ASSIGNMENTS. WE CURRENTLY PAY FIELD TRAINING OFFICERS \$175 A MONTH. THEY ARE KEY TO PRODUCING GOOD POLICE OFFICERS, THEY ARE REQUIRED TO EVALUATE, TRAIN AND SUPERVISE NEW OFFICERS. THEIR OBSERVATIONS ARE WHAT WE USE TO DETERMINE IF AN OFFICER SHOULD STAY AND MAKE PROBATION OR SIMPLY FIND EMPLOYMENT ELSEWHERE. THEY'RE KEY. THERE IS NO CHANGE IN THIS NEW CONTRACT. WITH REGARD TO THIS TYPE OF SPECIALTY PAY, WE EXTEND IT TO THE MENTAL HELP OFFICERS. THESE ARE OFFICERS THAT COMPLETE A RATHER DYNAMIC COURSE. THEY BECOME STATE CERTIFIED AS STATE MENTAL HELP OFFICERS AND THEY HAVE THE TASK OF OFTEN BEING CALLED OUT OF THEIR PATROL AREAS TO DIFFERENT PLACES IN THE COMMUNITY TO EVALUATE INDIVIDUALS AND MAKE A DECISION WHETHER WE'RE GOING TO TAKE THOSE INDIVIDUAL AND PUT THEM INTO A HOSPITAL. OR GET THEM SOME KIND OF OTHER HELP. IT TAKES A SPECIAL PERSON TO DEAL WITH THE MENTALLY ILL AND THAT IS A VERY SPECIAL SIEPT AND THESE OFFICERS IN ADDITION TO THE FTO'S WILL RECEIVE THAT \$175 SPECIALTY PAY. THE LAST TWO, AND I KNOW I'VE BEEN UP HERE FOR A WHILE, THE LAST TWO ARE BILINGUAL PAY AND EDUCATION PAY. AUSTIN IS A COSMOPOLITAN CITY. WE HAVE PEOPLE FROM ALL OVER THE WORLD THAT COME AND RUN IN OUR RACES, THEY COME TO VISIT THE GOVERNOR OF THIS GREAT STATE, THEY COME TO SEE THE MUSIC CAPITOL OF THE WORLD, SO IT'S IMPORTANT THAT OUR POLICE OFFICERS CAN BE ABLE TO COMMUNICATE WITH THEM. IF YOU LOOK AT OUR POPULATION GROWTH, WHAT WE SEE IS LARGE GROWTH IN AREAS -- IN RECENTLY ARRIVED IMMIGRANTS THAT ENGLISH IS NOT THEIR FIRST LANGUAGE AS WELL AS BUSINESSMEN WHO MANY OF THEM ARE FROM OUTSIDE THIS COUNTRY AND ENGLISH IS NOT THEIR FIRST LANGUAGE. IT'S IMPORTANT THAT OFFICERS WHO CAN SPEAK THESE LANGUAGES CAN GET CALLED FROM HOME ON OCCASION TO RESPOND TO CRIME SCENES AND THEY CAN INTERVIEW A VICTIM AND GET THE FACTS OF A CRIME, BE COMPENSATED FOR THAT. BUT IN ADDITION TO THAT, BILINGUAL PAY ENCOURAGE OTHER OFFICERS TO LEARN NEW LANGUAGES. WE CURRENTLY PAY -- IN ADDITION TO LEARNING LANGUAGES, WE ALSO PAY BILINGUAL PAY TO PEOPLE WHO CAN SIGN. AND BELIEVE IT

OR NOT, I'VE ACTUALLY GOT SOME COMPLAINT ABOUT THIS. WE HAVE A STATE DEAF SCHOOL HERE, WE HAVE MANY PEOPLE WHO ARE VICTIM OF CRIME WHO CAN'T SPEAK, AND WE HAVE A NUMBER OF OFFICERS WHO HAVE GONE OUT AS A RESULT OF THIS INCENTIVE AND LEARNED TO SIGN SO THAT WE CAN COMMUNICATE AND WE CAN UNDERSTAND THEIR CONCERNS AND WHAT'S HAPPENED TO THEM. THIS IS VERY IMPORTANT. THERE ACTUALLY IS NO CHANGE IN THE BILINGUAL PAY. IT REMAINS AT \$175 A MONTH. AND THE LAST ONE IS EDUCATION PAY. I THINK BACK IN THE '60S THE PRESIDENTIAL COMMISSION ON LAW ENFORCEMENT FOUND THAT AN EDUCATED POLICE DEPARTMENT WAS ONE THAT WOULD BE ABLE TO HANDLE THE FUTURE OF LAW ENFORCEMENT, BE ABLE TO ACCEPT CHANGE, BE ABLE TO LOOK OVER THE HORIZON AND DO BETTER POLICING. WE HAVE AN ORGANIZATION IN WHICH OVER JUST ABOUT HALF OF THE OFFICERS HAVE EITHER AN ASSOCIATE BACHELOR'S, MASTER'S OR A PH.D. WE BELIEVE THAT THE EDUCATION INCENTIVE IS A WAY IN WHICH WE WILL ENCOURAGE OFFICERS TO GO BACK TO THE CLASSROOM AND GET ADDITIONAL EDUCATION, AND THAT ULTIMATELY WILL HELP THEM BE BETTER OFFICERS. CURRENTLY IN YEAR TWO OF THE CONTRACT, WE'VE INCREASED THE ASSOCIATE'S DEGREE, \$25 TO \$100 A MONTH. THE BACHELOR DEGREE \$60 TO 220. AND THE MASTER'S DEGREE FROM 75 TO 300. I MUST ADD THAT THE THREE PH.D.'S THAT ARE ON THE POLICE DEPARTMENT RECEIVE NO INCREASE. SPECIALTY PAY I THINK IS WHAT WE GIVE OUT TO OFFICERS WHO HAVE THE MOST DIFFICULT ASSIGNMENT OR WHO HAVE THE SKILLS AND THE ENERGY TO LEARN NEW LANGUAGES AND TO PERFORM DIFFICULT TASKS. I BELIEVE IT IS A GOOD WAY TO COMPENSATE AND ENCOURAGE OFFICERS TO IMPROVE THEMSELVES SO THAT THEY CAN DELIVER A BETTER SERVICE TO THE COMMUNITY. SU.

WHILE LAURA RAMS UP TO -- COMES UP TO SPEAK TO THE FINAL COMPONENT WE WANTED TO TALK TO YOU ABOUT IS THE PRIMARY FOCUS IN THE STATESMAN ARTICLE TODAY WHICH RAISED ALL THE CONCERNS OVER FUNDING. I WANT TO STRESS JUST FOR A MOMENT THAT THE DISCUSSION OF ROTATING SHIFTS HAD A LOT TO DO WITH THE CONCERN OVER SENIORITY ON PATROL. AND THIS CONTRACT GOES A

LONG WAY TO GAINING US SENIORITY ON PATROL. ONE, INSTEAD OF BEING ABLE TO PROMOTE OFF OF PATROL IN TWO YEARS, IT KEEPS OUR PATROL OFFICERS IN PLACE FOR FIVE YEARS. AND TWO, INSTEAD OF BEING ABLE TO BE A SUPERVISING SERGEANT ON PATROL WITH ONLY FOUR YEARS OF EXPERIENCE, TWO OF WHICH CAN BE ON PATROL, ONLY TWO OF WHICH MIGHT BE ON PATROL, IT WILL REQUIRE YOUR SUPERVISING ARGUMENT ON PATROL AT A MINIMUM TO HAVE SEVEN YEARS, FIVE OF WHICH WILL BE ON PATROL. SO THERE ARE SIGNIFICANT GAINS IN THIS CONTRACT, NOT JUST THE SHIFT DIFFERENTIAL, BUT ALSO IN HOW WE'RE STRUCTURING THE RANKS AND TIME IN RANKS TO TRY TO ADDRESS THAT CONCERN IN THE COMMUNITY. AND NOW LAURA, YOU'RE GOING TO TAKE OUR LAST COMPONENT.

YEAH, AS I WAS LISTENING AND THINKING BACK ON SOME OF THE QUESTIONS WE WERE GOING OVER, I REALIZED THAT THIS IS NOT A MEET AND CONFER 101 SESSION WE'RE HAVING RIGHT NOW, THIS IS A PH.D. LEVEL DISCUSSION IN SOME WAYS. WE ARE HAPPY TO ANSWER THE QUESTIONS FROM THE COMMUNITY THAT RUN ALONG THESE LINES, WHAT IS IS MEET AND CONFER, WHAT ARE OFFICERS' RIGHTS? WHAT WE'RE SEEING NOW ARE OUR MOST INTERESTED CITIZENS AND MAYOR AND COUNCIL, YOU ALL ARE EXPERTS IN THIS AREA. WE'RE SEEING THOSE QUESTIONS COMING FROM PEOPLE WHO ARE FAMILIAR WITH THE BASICS OF THE CONTRACT, BUT WE WANT THE COMMUNITY TO KNOW THAT THOSE PEOPLE WHO ARE JUST READING ABOUT IT AND LEARNING ABOUT IT FOR THE FIRST TIME, WE'LL ANSWER THE EASIER QUESTIONS AS WELL. CONTRACT FUNDING. I THINK THIS IS PROBABLY SOMETHING THAT EVERYBODY CAN GET A PRETTY EASY GRASP ON. A COUPLE OF VERY STRAIGHTFORWARD QUESTIONS HERE. THE FIRST QUESTION IS HOW MUCH DOES THE MEET AND CONFER CONTRACT COST THE CITY OF AUSTIN? WHEN YOU GET YOUR AGENDA ITEM, WHEN YOU'RE POSTED FOR,, THE FISCAL NOTE IN THAT ACTION ITEM WILL BE \$33.4 MILLION. THE REASON IS BECAUSE THESE ARE THE COSTS ASSOCIATED WITH THE CONTRACT ITSELF. THAT'S ALL THE SOFT PAY AND THE PUBLIC SAFETY PREMIUM. THAT IS WHAT YOU'RE APPROVING AS PART OF THAT CONTRACT PROCESS.

Futrell: AND LAURA, SOFT PAY, ANOTHER TERM WE USE FOR SPECIALTY PAY.

SPECIALTY PAY. AND I THINK THE MEDIA HAS EVEN REFERRED TO IT AS BONUS PAY. ALL THREE TERMS MEAN THE SAME THING. THIS IS THE EDUCATION PAY, THE SHIFT DIFFERENTIAL. IT IS NON--BASE WAGE BONUSED OR PREMIUMS THAT PEOPLE GET FOR SPECIFIC KILLS THAT THEY HAVE. -- SKILLS THAT THEY HAVE. NOW, WHAT THAT CONTRACT PRICE DOESN'T INCLUDE IS BASE WAGE INCREASES THAT GO TO EMPLOYEES OF THE CITY OF AUSTIN THAT MEET EXPECTATIONS. REMEMBER WHEN WE START STARTED THE PUBLIC SAFETY PREMIUM CON ZEST, WHAT WE WANTED TO DO WAS PULL OUT OF THE CONTRACT LONG-TERM FINANCIAL COMMITMENTS THAT TIED TO BASE WAGE INCREASES. THOSE ARE NOW INCORPORATED INTO OUR THREE-YEAR FORECAST. THEY'VE BEEN A PART OF THAT PUBLIC DOCUMENT SINCE LAST YEAR. AND IN THAT DOCUMENT WE ARE CAPTURING THE FULL COST OF POLICE AND FIRE FOR A THREE AND A HALF PERCENT MEETS EXPECTATIONS PAY RAISE. SO IN LAY TERMS, YOU HAVE A THREE-YEAR FINANCIAL FORECAST AND THE COST OF THIS CONTRACT IS CAPTURED IN THAT FORECAST IN TWO DIFFERENT WAYS. THE PAY FOR PERFORMANCE PAY RAISES THAT WE ARE FORECASTING FOR NEXT YEAR AND THE YEAR AFTER ARE CAPTURED IN THE THREE YEAR FORECAST. WE ARE ESTIMATING THAT A MEETS EXPECTATIONS EMPLOYEE, AND THAT IS TIED TO OUR PAY FOR PERFORMANCE, WILL GET A THREE AND A HALF PERCENT RAISE. THOUGH COSTS HAVE BEEN CAPTURED FOR POLICE AND FIRE AS WELL. THE CONTRACT COSTS HAVE ALSO BEEN CAPTURED IN THE FORECAST. AND WE TALKED VERY OPENLY ABOUT THIS BECAUSE FOR THE FIRST TIME IN A MEET AND CONFER KNOW, WE SHOWED EVERYONE WHERE OUR NEGOTIATING MONEY WAS. WE MADE NO SECRET ABOUT WHERE THAT TWO PERCENT OR WHAT ITS TOTAL AMOUNT WAS. ALL THIS IS CAPTURED IN THE THREE-YEAR FORECAST THAT THE CITY PUTS OUT EVERY YEAR. NOW, IF WE ADD THOSE NUMBERS TOGETHER AND WE EXTRAPOLATE THEM ACROSS FIVE YEARS, KEEPING IN MIND THAT WE'RE MAKING AN ASSUMPTION AND THE ASSUMPTION IS THAT THE CITY WILL CONTINUE TO PAY 3.5% INCREASE TO MEETS EXPECTATION

EMPLOYEES, THAT BRINGS THE TOTAL CONTRACT PRICE TO \$75.3 MILLION.

Futrell: FOR WHAT PERIOD OF TIME?

FOR FIVE YEARS. ONE OF THE THINGS THAT WE'VE STRUGGLED WITH BECAUSE WE'RE NOW WORKING WITH A FIVE-YEAR CONTRACT IS HOW DO WE COMPARE A THREE-YEAR CONTRACT, WHICH IS HOW WE'VE ALWAYS CONTRACTED THE MEET AND CONFER, TO THIS CONTRACT? HOW TO GET AN APPLES TO APPLES COMPARISON? IF YOU TAKE THAT SAME ASSUMPTION AND LOAD IT INTO THE FIRST THREE YEARS OF THIS CONTRACT, WE'LL SPEND \$22 MILLION ON THE FIRST THREE YEARS OF THIS CONTRACT VERSUS \$40 MILLION FOR THE LAST CONTRACT. AND THAT IS THE MOST STRAIGHTFORWARD WAY THAT WE KNOW TO APPROACH AN APPLES TO APPLES COMPARISON. YOU FIRST HAVE TO ADJUST THE TERM OF THE CONTRACT TO THREE YEARS.

Futrell: I WANT TO PAUSE THERE FOR JUST A SECOND BECAUSE THIS IS A VERY IMPORTANT POINT FOR ME. WE HAVE BEEN SPEAKING FOR THE LAST TWO TO THREE YEARS AS OUR COMMUNITY HIT A RECESSION ON THE COST DRIVERS THAT HAVE AFFECTED OUR BUDGET. AND A PRIMARY COST DRIVER AFFECTING OUR BUDGET IS THE COST OF PUBLIC SAFETY. ONE OF WHICH IS THE COST OF THESE CONTRACTS. SO THE PREMISE BEHIND HOW WE APPROACH THIS CONTRACT WAS TO MOVE TO A PREMIUM AS A WAY TO REDUCE THE RATE OF GROWTH OF THESE INCREASES. SO WHEN YOU DO THE THREE-YEAR TO THREE-YEAR COMPARISON THAT LAURA JUST SPOKE TO, 22 MILLION VERSUS 40 MILLION, WHAT WE DID WITH THIS IS WE REDUCED THE RATE OF GROWTH BY 76%. THAT WAS THE GOAL. LAURA?

THE NEXT LOGICAL QUESTION IS NOW THAT WE KNOW WHAT THE MONEY IS, HOW IS THE CITY GOING TO APPROACH THIS IN THE BUDGET? AND MUCH OF THIS HAS ALREADY BEEN INCORPORATED INTO OUR PLANNING DOCUMENTS. THE MOST IMPORTANT PLANNING DOCUMENTS THAT THIS CITY HAS TO BUILD A BUDGET ON A YEAR IN AND YEAR OUT BASIS IS OUR THREE-YEAR FORECAST. IN FACT, MOST PEOPLE

REMEMBER THAT WE HAD A FIVE-YEAR FORECAST. WHEN WE WENT INTO AN ECONOMIC DOWNTURN, WE SHIFTED STRATEGIES. WE MOVED TO A SHORTER FORECAST AND WE DID IT BECAUSE THE ECONOMY WAS SO TENUOUS, WE WANTED TO BE SURE WE WERE ON BOTH ON TOP OF REVENUE AND EXPENDITURE ON PROJECTIONS. NOW, THE COST OF THIS CONTRACT IS CAPTURED IN THAT FORECAST. WE BUDGETED VERY OPENLY FOR IT IN THE BUDGET PROCESS AND THE CONTINUING COSTS ARE FULLY CAPTURED IN THE FORECAST. THE OUT OF CONTRACT COSTS -- AND THERE I'M TALKING ABOUT THAT THREE AND A HALF PERCENT ASSUMED PAY RAISE FOR THE MEETS EXPECTATION EMPLOYEE, IS ALSO CAPTURED IN THE FINANCIAL FORECAST, SO IN ORDER, IT IS ON THE HORIZON, THAT IS OUR PLANNING DOCUMENT, IT IS HOW WE BEGIN OUR BUDGET PROCESS, BUT UNLIKE PREVIOUS YEARS, WE ARE NOT BOUND TO THAT THREE AND A HALF PERCENT PORTION OF THE COST IF WE FIND IN THE OUT YEARS OF THIS CONTRACT THAT WE CANNOT AFFORD A FIVE AND A HALF PERCENT INCREASE, WHICH IS THE TOTAL OF A THREE AND A HALF FOR MEETS EXPECTATION, PLUS THE TWO PERCENT PUBLIC SAFETY PREMIUM, WE HAVE DISCRETION. WE HAVE DISCRETION TO ALTER THAT COMMITMENT. IN THE CURRENT CONTRACT WE FOUND OURSELVES IN A VERY UNIQUE POSITION IN THE THIRD YEAR OF THE CONTRACT. IT WAS THE WORST ECONOMIC DOWNTURN THIS ORGANIZATION HAD EXPERIENCED IN OVER A DECADE. NOT ONLY DID WE ELIMINATE ANY PAY RAISES FOR CITY EMPLOYEES, BUT WE WERE LAYING PEOPLE OFF. AND WE WERE CUTTING BACK ALL THE OTHER RESOURCES THAT PEOPLE HAD TO DO THEIR JOBS. AND IN THAT YEAR WE WERE BOUND CONTRACTUALLY TO A SIX PERCENT PAY RAISE TO OUR POLICE DEPARTMENT. AND THAT IS ONE OF THE REASONS WHY THE PUBLIC SAFETY PREMIUM WAS ATTRACTED TO THE CITY BECAUSE IT GIVES US DISCRETION, SO WHEN WE TALK ABOUT A FIVE-YEAR CONTRACT THAT TOTALS \$75.3 MILLION, IT IS IMPORTANT TO UNDERSTAND THAT \$41 MILLION OF THAT 75 IS IN A FORECAST, NOT A CONTRACT. AND WE CAN MAKE THAT FINAL DECISION AS PART OF THE ANNUAL BUDGET PROCESS AND BASE IT ON WHETHER OR NOT THE REVENUES ARE THERE TO SUPPORT THOSE PAY RAISES. THE OTHER QUESTIONS THAT WE HAVE

BEEN ASKED ARE JUST THE BASIC QUESTIONS ABOUT WHAT IS A PUBLIC SAFETY PREMIUM? THE PUBLIC SAFETY PREMIUM IS THIS: IT IS TWO PERCENT BEYOND WHAT A MEETS EXPECTATION EMPLOYEE GETS. THIS ORGANIZATION HAS HAD A LONG-TERM COMMITMENT TO PAY FOR PERFORMANCE, AND EMPLOYEES ARE PAID ON A MEETS EXPECTATIONS BASIS OR EXCEED EXPECTATIONS BASIS. OUR HISTORY IS THAT THERE'S A TWO PERCENT PAY DIFFERENCE BETWEEN THOSE. IF YOU'RE AN AVERAGE EMPLOYEE, YOU'RE DOING A PRETTY GOOD JOB, YOU TYPICALLY GET THREE PERCENT. IF YOU'RE AN EXCEPTIONAL EMPLOYEE, YOU TYPICALLY GET TWO PERCENT MORE. THE PREMIUM WAS BUILT ON THAT VERY CONCEPT. IN OTHER WORDS, BECAUSE OF THE UNIQUE JOBS THAT PEOPLE PERFORM IN ALL OF PUBLIC SAFETY, WE PAY THEM THE SAME AS THE EXCEPTIONAL CITY EMPLOYEE. THAT'S TWO PERCENT ABOVE TYPICALLY WHAT THE AVERAGE EMPLOYEE IN AUSTIN GETS. AND THAT WAS THE VERY SIMPLE CONCEPT THAT WAS INTRODUCED WITH THE PUBLIC SAFETY PREMIUM. IT WAS DESIGNED TO GIVE A PREMIUM PAY TO AN EXCEPTIONAL SET OF EMPLOYEES. IT WAS ALSO DESIGNED TO GIVE THE CITY SOME FINANCIAL FLEXIBILITY SO THAT IN OUT YEARS OF A LONG-TERM CONTRACT AND SINCE WE'RE MOVING INTO LONGER TERM CONTRACTS, THIS IS PARTICULARLY IMPORTANT, WE NEEDED TO HAVE SOME FLEXIBILITY SO THAT IF YOU APPROVE THIS BUDGET ON AN ANNUAL BASIS, WE CAN MAKE SURE THAT THE REVENUE STREAMS ARE THERE TO SUPPORT THOSE INVESTMENTS. WITH THAT, I WILL STOP AND OPEN IT UP FOR QUESTIONS.

Futrell: LET ME DO ONE LAST THING BECAUSE I WANT TO FRAME FOR YOU A BENCHMARK, A COMPARATIVE WAY OF LOOKING AT HOW THE CITY OF AUSTIN INVESTS IN POLICE. IF YOU COMPARE US WITH THE OTHER MAJOR CITIES IN TEXAS, THE CITY OF AUSTIN, WITH ONE ANOMALY, WITH ONE CITY THAT HAS A VERY, VERY, VERY LOW PER CAPITA COST, WE ARE RIGHT IN THE MIDDLE OF THE PER CAPITA COSTS OF POLICE SERVICES, WITHIN SEVEN PERCENT THAT RANGE ALL THE MAJOR CITIES ARE CLUSTERED WITHIN A SEVEN PERCENT CAPITA COST FOR POLICE. IN OTHER WORDS, WHAT WE SPEND ON POLICE IS TYPICAL OF WHAT ALL THE

MAJOR CITIES IN TEXAS, WITH ONE ANOMALY, ARE SPENDING ON POLICE SERVICES. WHERE WE'RE A LITTLE BIT DIFFERENT IS WE'RE THE SECOND LOWEST IN TERMS OF THE NUMBER OF OFFICERS PER THOUSAND. THE SAME CITY THAT HAS THE VERY LOW PER CAPITA COSTS ALSO HAS A VERY LOW NUMBER OF OFFICERS PER THOUSAND. AND AUSTIN IS THE NEXT ONE AT TWO OFFICERS PER THOUSAND. SO WE HAVE FEWER OFFICERS, BUT BETTER PAID THAN MOST OTHER MAJOR COMMUNITY IN TEXAS. NOW, WHAT'S OUR OUTCOME? BEING IN THE MIDDLE OF OUR PER CAPITA COSTS, THE SECOND LOWEST NUMBER OF OFFICERS, BUT BETTER PAID, THE CITY OF AUSTIN COMPARED TO THOSE CITIES, HAS THE VERY LOWEST, NOT BY A LITTLE, BY A LOT, VIOLENT CRIME RATE AND THE VERY LOWEST, NOT BY A LITTLE, BY A LOT, PROPERTY CRIME RATE. SO OUR INVESTMENT STRATEGY IN POLICE IS PRODUCING THE VERY BEST OUTCOME OF ANY MAJOR CITY IN TEXAS. AND THAT'S THE STRATEGY WE'RE PURSUING. AND WITH THAT I THINK WE'VE TAKEN A LOT OF TIME AND WE'LL OPEN IT FOR ANY QUESTIONS YOU MIGHT HAVE.

Mayor Wynn: IF YOU DON'T MIND, COUNCIL, I'LL START. THE FIRST QUESTION, GOING SORT OF BACKWARDS INTO THE PRESENTATION, MS. HUFFMAN, IS SO THE NET OF THE FINANCIAL ANALYSIS AND THE FORECAST AND THE THREE-YEAR ROLLING FORECAST THAT WE DO -- THAT WE VISIT EACH SUMMER, THE SIMPLE QUESTION THAT WAS OUTLINED IN TODAY'S STATESMAN IS ULTIMATELY CAN THIS PUBLIC SAFETY PAY RAISE INCREASE BE ACCOMMODATED WITHOUT A PROPERTY TAX RATE INCREASE?

I THINK THE -- PROBABLY THE MOST STRAIGHTFORWARD ANSWER IS IT'S BEEN CAPTURED IN THE FORECAST WITH THOSE FORECASTED PROPERTY TAX RATES. AND SO ALL OF THAT IS LAID OUT. IN OTHER WORDS, THERE AREN'T UNKNOWN COSTS FOR WHICH YOU HAVE TO RETHINK THE FORECASTED TAX RATE. AND THE TAX RATE IS --

THE FORECASTED TAX RATES THAT WE ALWAYS USE IN OUR ASSUMPTIONS ARE THE EFFECTIVE TAX RATE, THE RATE THAT BRINGS YOU THE SAME AMOUNT OF REVENUE THAT YOU HAD THE YEAR BEFORE.

SO THE REVENUE STREAM THAT IS PREDICTED TO FUND THIS AND ALL OTHER GENERAL FUND EXPENDITURES IS THE EFFECTIVE TAX RATE.

Mayor Wynn: SO IF COMMERCIAL PROPERTY VALUATIONS GO DOWN, IT WILL BE A PROPERTY TAX RATE INCREASE NEEDED TO PAY FOR THIS CONTRACT?

CORRECT.

Mayor Wynn: AND OTHER THINGS THAT ARE FORECASTED IN THE FORECAST.

CORRECT. IT'S THE INVERSE RELATIONSHIP BETWEEN PROPERTY TAX RATES AND PROPERTY TAX VALUES IN GOOD TIMES WHEN THE TAX ROLL IS GOING UP, THE EFFECTIVE RATE GOES DOWN. IN BAD TIMES, WHEN PROPERTY VALUES SINK, THE TAX -- SINK, THE TAX RATE HAS TO GO UP TO PRODUCE THE SAME AMOUNT OF REVENUE.

Mayor Wynn: OKAY. THANK YOU. ALSO, I DIDN'T HEAR THE CHIEF OR ANYBODY ELSE ADDRESS IT, BUT IN THE STATESMAN ARTICLE THIS MORNING IT TALKED ABOUT HOW THE PROBATION PERIOD FOR OFFICERS HAS INCREASED FROM 12 MONTHS TO 15 MONTHS. AND IT SAYS THAT IT MORE DRAMATIC THAN THAT.

THANK YOU FOR RAISING THAT ISSUE. THAT IS PART OF THE HIRING PROCESS AND WHAT CIVIL SERVICE LAW SAYS IS THAT THE PROBATIONARY PERIOD BEGINS THE DATE AN OFFICER IS REQUIRED HIRED AND IT LASTS FOR 12 MONTHS. THE PROBLEM WITH AUSTIN IS WE HAVE A SEVEN MONTH ACADEMY AND THREE MONTHS OF FIELD TRAINING WHERE AN OFFICER IS RIDING WITH SOMEONE ELSE. SO FOR US CIVIL SERVICE LAW GIVES US TWO BIG MONTHS WHEN AN OFFICER IS ON THE STREET FUNCTIONING IN HIS OR HER ROLE. WHAT WE HAVE DONE IS TWO THINGS IN THIS CONTRACT. THE FIRST THING WE DID WAS WE ADJUSTED THE TIME WHEN PROBATION BEGINS. NOW IT BEGINS AFTER GRADUATION FROM THE ACADEMY. AND THEN WE EXTENDED IT FOR THE NEXT 15 MONTH. SO THIS GIVES US OVER A YEAR TO EVALUATE AN OFFICER WITHOUT ANY OF

THE RESTRICTIONS OF CIVIL SERVICE WHILE HE OR SHE IS FUNCTIONING ON THE STREETS IN HIS OR HER ROLE AS AN OFFICER.

Mayor Wynn: THANK YOU. MY NEXT FEW QUESTIONS ARE PROBABLY FOR CHIEF KNEE. CHIEF, CAN YOU BRIEFLY DESCRIBE WHO STAFFS INTERNAL -- IA AND HOW ARE THOSE OFFICERS, I PRESUME, CHOSEN, HOW LONG DO THEY TYPICALLY STAY IN IA? WHAT'S THE -- WHAT'S A TYPICAL PROFILE OF IA RIGHT NOW?

INTERNAL AFFAIRS, WHICH DOES THE ADMINISTRATIVE INVESTIGATIONS, IS MANAGED BY A COMMANDER. THEY ALSO HAVE -- SHE ALSO HAS A LIEUTENANT THAT ASSISTS IN THAT MANAGEMENT. WE THEN HAVE A SERIES OF, FOR LACK OF A BETTER TERM, SQUADS LED BY SERGEANTS. THOSE ARE DIVIDED INTO MAJOR INVESTIGATIONS AND THEN WHAT WE CALL CLASS B -- THE LESSER INVESTIGATIONS. THERE ARE TWO UNITS WITHIN THE CITY IN WHICH WE ASKED PEOPLE IF THEY'RE INTERESTED IN GOING, BUT WE ACTUALLY SELECT THE PEOPLE THAT GO TO THOSE UNITS. INCERTAINLY AFFAIRS IS ONE -- INTERNAL AFFAIRS IS ONE AND OFFICER INVOLVED UNIT IS THE OTHER UNIT. THOSE ARE ARE THE TWO UNIT WHERE WE HAVE VERY HIGH EXPECTATIONS AND WE TAKE DETECTIVES WHO HAVE A SIGNIFICANT AMOUNT OF EXPERIENCE AND HAVE DEMONSTRATED THE ABILITY TO DO ABOVE AVERAGE INVESTIGATIVE WORK.

Mayor Wynn: AND TYPICALLY DO THEY SORT OF ROTATE IN AND OUT? HOW LONG IS IT TYPICAL FOR SOMEBODY TO SERVE IN THESE INTERNAL AFFAIR FUNCTIONS?

AS YOU CAN IMAGINE IN EITHER ONE OF THOSE UNITS IT IS VERY STRESSFUL. THE CASELOAD CAN BE ENORMOUS AT TIME SINCE WE DO A VERY THOROUGH JOB ON EVEN THE MINOR COMPLAINT. USUALLY THE INVESTIGATORS COME IN THEIR, THEY STAY A -- THERE, THEY STAY A MINIMUM OF TWO YEARS BEFORE THEY ROTATE OUT. SOME HAVE STAYED LONGER, BUT MOST LEAVE BETWEEN THAT TWO AND THREE-YEAR PERIOD.

Mayor Wynn: OKAY. THANK YOU. EARLIER YOU MADE THE

COMMENT WHEN WE WERE TALKING ABOUT THE DYNAMICS AND YOU WERE TRYING TO EXPLAIN TO US A SORT OF TYPICAL INTERNAL INVESTIGATION YOU SAID SOMETHING TO THE EFFECT OF THEN HE LOOKS ME IN THE EYE AND HE TELLS ME WHAT HAPPENS. THAT'S WHEN HE OR SHE LOOKS IN THE FILE. NOW, TYPICALLY THAT'S JUST PRIOR TO THEM HAVING TO MAKE THAT STATEMENT THAT THEY GET ACCESS TO THE FILE, CORRECT?

CORRECT. THERE'S BEEN SOME MISS MISCOMMUNICATIONS. MANY PEOPLE BELIEVE THAT THEY GOT TO LOOK AT THE FILE BEFORE THEIR INTERVIEWED. THAT IS NOT TRUE. THEY GET TO LOOK AT THEIR FILE AFTER IT'S COMPLETED, BEFORE THE DRB. AND THAT'S THE -- THE DISCIPLINE REVIEW BOARD IS WHEN I MAKE A FINAL DECISION ON SUSTAINING THE CHARGES AND ALSO IF I SUSTAIN A CHARGE, WHAT KIND OF DISCIPLINE THEY'RE GOING TO GET. SO THEY GET TO REVIEW THAT FILE FOR THREE HOURS TO PREPARE A PRESENTATION TO ME THAT I CONSIDER BEFORE I MAKE A FINAL DECISION WITH REGARD TO DISCIPLINE.

SO WHEN WE SAY THE FILE, WE'RE TALKING ABOUT THE INVESTIGATORY INTERNAL AFFAIRS FILE, AFTER IT'S FINISHED, BUT BEFORE DISCIPLINE IS GIVEN.

CORRECT.

Mayor Wynn: BUT IS THERE A POINT IN THIS INTERNAL PROCESS WHEREBY THEY LITERALLY ARE LOOKING YOU IN THE EYE AND THEY GIVE YOU SORT OF THEIR SIDE OF THE STORY? I MEAN, DOES THAT ONLY OCCUR AS PART OF THE FORMAL DRB OR IS THERE A TIME WHEN YOU CALL IN AN OFFICER AND ASK FOR THEIR STATEMENT?

WELL, CERTAINLY THE -- INTERNAL AFFAIRS DOES THAT. WHAT THE DRB IS IS WE CONVENE THE DRB AND IN THE DRB IS THE INTERNAL AFFAIRS INVESTIGATOR AND THEIR SUPERVISOR THAT CONDUCTED THE INVESTIGATION, THE POLICE MONITORS IS IN THE DRB AS WELL AS THE CHAIN OF COMMAND UP TO AND INCLUDING THE ASSISTANT CHIEF AND MYSELF. WE GET -- WE THEN ASK -- WE DISCUSS THE INTERNAL AFFAIRS INVESTIGATION. WE BRING THE OFFICER

IN. AND THAT'S WHEN HE GETS TO SAY, CHIEF, I ADMIT I DID WRONG. I HAD A LOT OF PRESSURE, FAMILY LIFE, WHATEVER CAUSED HIM TO MAKE A DECISION THAT WAS INCORRECT. AND THEN I TAKE THAT INTO CONSIDERATION BEFORE I MAKE MY FINAL DECISION. IT'S JUST BEFORE THE DRB THAT HE GETS TO REVIEW THE FILE.

Futrell: BUT THE INVESTIGATORY FACTS FOR YOU, CHIEF, HAVE BEEN DETERMINED THROUGH THE INTERNAL AFFAIRS INVESTIGATION.

YES, IT HAS. THE INVESTIGATION HAS BEEN COMPLETED.

Mayor Wynn: THANK YOU. ONE LAST QUESTION, CHIEF. YOU TALKED ABOUT HOW THIS CONTRACT IN YOUR OPINION WON'T DIMINISH THE LIKELIHOOD OF YOU SUSTAINING A CHARGE AGAINST THE POLICE OFFICER. CAN MOST -- MOST FOLKS PROBABLY -- I HAVE BEEN LEARNING THIS NOW FOR THE LAST FEW YEARS. MOST FOLKS PROBABLY DON'T REALIZE THAT MANY TIMES YOUR DISCIPLINARY DECISIONS THROUGH CIVIL SERVICE OR EVEN THE EXISTING CONTRACT, YOUR DECISIONS AREN'T SUSTAINED. THAT IS, THERE'S ANOTHER AUTHORITY THAT ULTIMATELY REVIEWS YOUR DISCIPLINARY ACTION. CAN YOU BRIEFLY SORT OF TALK ABOUT THAT AND GIVE US A FEEL FOR HOW FREQUENTLY EITHER BEFORE A MEET AND CONFER CONTRACT AND AFTER SOME OF YOUR -- OR ANY OF CHIEF'S DISCIPLINARY ACTIONS ARE LIKELY SUSTAINED OR OVERTURNED?

MR. MAYOR AND COUNCIL AND THE COMMUNITY, WHAT YOU'RE REFERRING TO IS THE FACT THAT I AM NOT THE FINAL DECISION MAKER IF AN EMPLOYEE DECIDE WHAT DISCIPLINE I'VE ADMINISTERED HAS BEEN UNFAIR OR EXCESSIVE. THAT EMPLOYEE HAS TWO WAYS OF APPEALING THAT DECISION. ONE IS DIRECTLY TO THE CIVIL SERVICE COMMISSION, AND WHICH THEY HAVE TO HAVE A HEARING WITHIN 30 DAYS. OR MORE LIKELY THROUGH AN ARBITRATOR. AND THAT ARBITRATOR IS SELECTED BASED UPON A PROCESS BETWEEN THE CITY ATTORNEY AND THE OFFICER'S ATTORNEY. AND THEN THAT ARBITRATOR IS THE ONE THAT MAKES THE FINAL DECISION AS TO, ONE, DID HE VIOLATE A POLICY, AND TWO, WHAT THE DISCIPLINE IS

APPROPRIATE FOR THAT POLICY. NOW, I WANT TO SAY THAT IN PART BECAUSE OF THE SKILL OF THE CITY ATTORNEY'S OFFICE AND THE REPRESENTATION THAT THEY PROVIDED US, WE HAVE DONE QUITE WELL IN THOSE APPEALS, ALTHOUGH ON OCCASION, ESPECIALLY AMONG THE MORE DIFFICULT CASES, THE HIGH PROFILE CASES, THE ARBITRATOR HAS RENDERED MY DECISION AND IMPOSED A DIFFERENT DISCIPLINE. I REQUEST THINK OF AT LEAST TWO TERMINATIONS THAT, FOR INSTANCE, WERE REVERSED THROUGH ARBITRATION. AS WELL AS SOME MINOR VIOLATIONS OF NATURE.

Futrell: I THINK THAT IS SOMETHING THAT PEOPLE DON'T UNDERSTAND ABOUT CIVIL SERVICE, THAT THIS IS UNIQUE AND DIFFERENT IN HOW DISCIPLINE HAPPENS. BUT THAT IF THE ARBITRATOR OR THE CIVIL SERVICE COMMISSION REVERSES THE CHIEF'S DECISION, THEN THAT IS PRETTY MUCH THE END OF IT. WE HAVE TO TAKE THAT DECISION. SO CHIEF, IF YOU TERMINATED SOMEONE AND THAT IS REVERSED ON APPEAL, THAT PERSON IS BACK IN THE DEPARTMENT AND WORKING?

YES. AT LEAST ON TWO OCCASIONS WE HAVE BEEN REVERSED ON TERMINATION CASES.

Mayor Wynn: THANK YOU, CHIEF. THAT'S ALL MY QUESTIONS, COUNCIL. FURTHER QUESTIONS OF STAFF OR COMMENTS? COUNCILMEMBER MCCracken.

McCracken: I JUST HAVE SOME REAL BRIEF COMMENT BECAUSE I'VE BEEN KIND OF CONCERNED ABOUT THE TENOR OF THE PUBLIC, YOU KNOW, COVERAGE AT LEAST OF WHAT IS HAPPENING IN THE POLICE CONTRACT. I THINK THERE MAY BE SOME MISUNDERSTANDING AND IT WOULD BE HELPFUL TO PUT IT IN CON TECH. COUNCILMEMBER THOMAS AND I BOTH HAVE CERTAIN LAW ENFORCEMENT -- COUNCILMEMBER THOMAS THE FRONT LINES AND I SERVED AS A PROSECUTOR. WE CAN KIND OF GIVE YOU SOME PERSPECTIVE OF WHAT REALLY GOES ON. ON THE ISSUE OF WHAT THE OFFICER WILL SEE, THE IA FILE A COMPLAINT. I DON'T CONSIDER THIS THE AGREEMENT TO BE REACHED THAT CONTROVERSIAL AND I DON'T KNOW WHY IT IS BECAUSE LET'S TAKE, FOR INSTANCE, IN THE CRIMINAL

JUSTICE SYSTEM WHEN I WAS A PROSECUTOR, THE FIRST THING WE DID WHEN YOU GO TO COURT IS WE TAKE ALL THE FILES, INCLUDING THE OFFENSE REPORTS, WITNESS STATEMENTS, VIDEOTAPES, EVERYTHING, AND WE TAKE IT AND WE LAY THEM OUT ON THE TABLE IN THE COURTROOM. AND THE DEFENDANT'S LAWYER WOULD COME UP AND PICK IT UP AND GO SIT DOWN IN THE COURTROOM WITH HIS CLIENT, THE DEFENDANT, AND THEY WOULD GO READ IT OVER, THEY WOULD GO INTO A ROOM, THEY WOULD WATCH THE VIDEOTAPE AND THEY NEVER SAID WORD ONE TO US BEFORE THEY READ THE ENTIRE FILE, OUR ENTIRE FILE, WITH PHONE NUMBERS OF THE COMPLAINING WITNESSES, EVERYTHING. THEY SEE ALL THE LAB RESULTS, THEY CAN TEST THE STUFF THEMSELVES IF IT'S A DRUG CASE OR A WEAPONS CASE. SO IN THE CRIMINAL JUSTICE SYSTEM, THIS IS ACCEPTED CONDUCT. OUR OFFICERS STILL GET LESS RIGHTS IN INTERNAL AFFAIRS THAN THEY DO IN A CRIMINAL INVESTIGATION. AND LET'S TAKE IT FURTHER AND LET'S SAY THAT IF YOU HAVE AN OFFICER THAT'S SUBJECTED TO A BOTH INTERNAL AFFAIRS COMPLAINT AND A CRIMINAL INDICTMENT AT THE SAME TIME, THE OFFICER WILL TALK INTO THE COURTROOM, FIND OUT EVERYTHING THERE IS TO KNOW ABOUT HIS CASE, AND YOU DON'T NEED THE INTERNAL AFFAIRS BECAUSE THE CRIMINAL JUSTICE SYSTEM GIVES IT TO HIM. WE'RE HAVING SOME IMPORTANT PROTECTIONS ON THAT, AND THIS COUNCIL WAS CONCERNED ABOUT THIS ISSUE WHEN WE TALKED ABOUT IT IN NEGOTIATIONS, BUT WE'VE REACHED A FAIR COMPROMISE THAT IS SO MUCH LESS THAN I SAW AS A PROSECUTOR FOR THE RIGHTS WE AFFORD A DEFENDANT. THE OTHER ISSUE IS ON THE ISSUE OF SPECIALTY PAY. AND TO PUT THAT IN PERSPECTIVE, WHEN I WAS A PROSECUTOR IN HOUSTON IS WHERE I WAS A PROSECUTOR, THERE ARE MANY JURISDICTIONS WITH LAW ENFORCEMENT OFFICERS, SHERIFF'S DEPARTMENT, CONSTABLE OFFICE. YOU WILL HAVE SMALL COMMUNITIES WITHIN THE COUNTY AND THE HOUSTON -- HPD IS A BIG POLICE DEPARTMENT. IN THE YEARS PRIOR TO WHEN I WAS A PROSECUTOR, THE HOUSTON POLICE DEPARTMENT IS A NOTORIOUS PLACE. THE HOUSTON POLICE DEPARTMENT IS THE SUBJECT OF A DOCUMENTARY THAT WAS THE THIN BLUE LINE I THINK IT WAS. IT WAS CASES WHERE PEOPLE WOULD BE SHOT BY

POLICE OFFICERS AND THEY HAD DUMMY -- LIKE BACKUP GUNS THEY WOULD PUT ON THE PERSON THEY HAD SHOT. AND THE WAY THE HOUSTON POLICE DEPARTMENT TURNED AROUND THEIR POLICE FORCE WAS THEY STARTED GETTING A BETTER EDUCATED POLICE FORCE. THIS IS REAL COMMON SENSE AND I DON'T KNOW WHY THIS IS CONTROVERSIAL IN THE PRESS THAT WE WOULD HAVE -- I THINK YOU WOULD BE THRILLED TO HAVE A BETTER EDUCATED POLICE FORCE AND I DON'T UNDERSTAND WHY THIS IS CONTROVERSIAL. YOU OF COURSE HAVE TO PAY MORE FOR IT. PEOPLE WITH A COLLEGE DEGREE GET PAID MORE THAN PEOPLE WITH A HIGH SCHOOL DEGREE. IT'S A FACT OF LIFE. BUT WE ARE PAYING MORE FOR OUR POLICE, BUT WE WEREN'T GETTING BETTER POLICE WORK FOR IT. AND THAT BRINGS UP THE THIRD PART OF IT AND MY LAST POINT IS THAT THESE INVESTMENTS HAVE PAID OFF. WE'VE INVESTED A LOT OF MONEY THAT -- I MOVED HERE IN -- THE BEGINNING OF AUGUST OF 1991, AND ABOUT FOUR MONTHS -- ALMOST FOUR MONTHS TO THE DAY, WE HAD FOUR GIRLS MURDERED IN A YOGURT SHOP ABOUT A QUARTER MILE FROM WHERE I LIVE NOW. AND WHAT WE DISCOVERED SINCE THEN ABOUT WHAT THE AUSTIN AUSTIN POLICE DEPARTMENT WAS, IT WASN'T VERY GOOD. THEY HAD GOOD PEOPLE WORKING FOR IT, BUT IT WAS NOT A BIG CITY PROFESSIONAL DEPARTMENT. THEY WEREN'T VERY GOOD AT SOLVING CASES, BIG CASES, AND THERE WERE -- IT WAS KIND OF A DANGEROUS CITY TO LIVE IN. NOW WE'RE THE SECOND SAFEST CITY IN AMERICA. WHY AREN'T WE GRATEFUL FOR THAT? THAT IS AN INCREDIBLE FATTY. I'LL REPEAT IT. WE'RE THE SECOND SAFE HE HAVEST CITY IN AMERICA. THESE INVESTMENTS MAKE PEOPLE SAFE. YOU ARE LESS LIKELY TO BE A CRIME IN AUSTIN, TEXAS, THAN ANYWHERE, SAN JOSE, CALIFORNIA, BECAUSE WE'VE GOT A GOOD POLICE DEPARTMENT. NOT A PERFECT ONE, BUT A GOOD ONE. AND BECAUSE WE MADE AN INVESTMENT IN A BETTER EDUCATED POLICE FORCE. AND HERE'S THE DOWN SIDE OF NOT HAVING A BETTER EDUCATED POLICE FORCE. AS A PROSECUTOR, I'D GET OFFENSE REPORTS FROM THE LAW ENFORCEMENT AGENCIES THAT ONLY REQUIRED HIGH SCHOOL OR GED FERSES HPD, WHICH REQUIRED SOME COLLEGE. AND SOME OF THOSE LAW ENFORCEMENT AGENCIES, GOD BLESS THEM, WOULD TURN IN BAD

REPORTS, THEY'D IMPROPERLY ARREST PEOPLE, THEY WOULD PLES UP THE EVIDENCE. WHEN YOU GOT CALLED AT NIGHT, THEY WOULD ARREST PEOPLE FOR THINGS THAT WEREN'T CRIMES. THAT'S NOT THE CITY WHERE YOU WANT TO LIVE. YOU WANT A WELL EDUCATED POLICE FORCE. WE'VE GOT IT IN AUSTIN. THIS CONTRACT HELPS US GET THERE. AND I WISH WE COULD PUT THAT IN PERSPECTIVE. [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS]

... I PERSONALLY HAVE GONE OUT AND GOTTEN 630 SIGNATURES OF SUPPORT FOR THIS RESOLUTION. CONSENT SEARCHES, I SAID THIS 630 TIMES, I THINK THAT I HAVE MEMORIZED. CONSENT SEARCHES ARE WHERE THE POLICING OUT AND "ASK" IF THEY CAN SEARCH YOUR CAR. I THINK THERE'S A LEVEL OF INTIMIDATION WHEN BEING ASKED BY POLICE TO HAVE YOUR VEHICLE OR PERSON SEARCHED. THIS OCCURS 5.3 MORE TIMES FOR AFRICAN AMERICANS, [INDISCERNIBLE] FOR LATINOS. ACCORDING TO THE CHIEF OF POLICE NINE OUT OF 10 TIMES THERE IS NO INCRIMINATING EVIDENCE FOUND. BECAUSE OF THE FOCUS ON MINORITIES, AT SUCH A DISPROPORTIONATE NUMBER, WE FEEL IT'S A VIOLATION OF THE 14th AMENDMENT OF THE CONSTITUTION OF THE UNITED STATES OF AMERICA, WHICH IS SUPPOSED TO GUARANTEE EQUAL PROTECTION. WHAT WE ARE DOING HERE IS WE ARE ASKING FOR THE CITY COUNCIL TO PASS AN ORDINANCE, I DON'T KNOW IF YOU GUYS CAN PASS AN ORDINANCE OR IF THIS IS SOMETHING THAT IS SUPPOSED TO BE DONE THROUGH THE MEET AND GREET, MEET AND CONFER PROCESS. THAT STATES THAT THE POLICE CANNOT DO A SEARCH ON THE BASIS OF CONSENT. RATHER THEY WOULD HAVE TO HAVE PROBABLE CAUSE. PROBABLE CAUSE IS NOT A REALLY HIGH THRESHOLD. PROBABLE CAUSE IS FACTS OR CIRCUMSTANCES WHICH WOULD LEAD TO THEIR REASONABLE, CAUTIOUS AND PRUDENT PERSON TO BELIEVE THAT A CRIME HAS BEEN COMMITTED, THIS A PARTICULAR PERSON HAS COMMITTED IT, OR SEASONABLE ITEMS WILL BE FOUND -- SEIZE ABLE ITEMS WILL BE FOUND IN THAT PARTICULAR PLACE. WE WANT TO TAKE THIS AS A SIGN OF THE COUNCIL AND THE POLICE DEPARTMENT FOR MAKING A COMMITMENT TO ALL OF AUSTIN'S COMMUNITIES, ALL ACROSS EAST AUSTIN, WEST AUSTIN, NORTH AND

SOUTH, NOT FROM ONE DEMOGRAPHIC GROUP TO SAY THAT WE DO CARE, WE SEE THAT THIS IS AN INEFFECTIVE, INAPPROPRIATE USE OF -- OF POLICE. I MEAN, WE CAN DO BETTER. WE CAN DO SOMETHING THAT -- THAT GETS MORE EVIDENCE AND IT DOES NOT END UP DISPROPORTIONATELY TARGETING MINORITIES. SENDING THIS MESSAGE TO THE MINORITY COMMUNITY, WHAT WE ARE PROPOSING DOING IS SETTING UP A COMMUNITY PANEL OF SEVERAL LEADERS, INCLUDING AUSTIN DELCO, SCOTTIE IVORY, ASSISTANT CHIEF OF POLICE RUDY LINDEROS, OTHER LEADERS, WE ARE GOING TO MEET SEPARATELY WITH SOME OF THE GROUPS, LIKE AT ONE MEETING WE WILL HAVE APA, A.P.D. AND C.L.E.A.T. REPRESENTATIVES, WHAT CAN WE DO TO HELP IMPROVE PROBLEMS BETWEEN THE POLICE DEPARTMENT AND THE COMMUNITY. THIS IS NOT ABOUT EDUCATION, NOT ABOUT HAVING THE EDUCATED POLICE FORCE, ABOUT WORKING TOGETHER TOWARDS SOLUTION, THANK YOU VERY MUCH.

Goodman: I WANT FOR THANK HIM FOR THE GREAT DEAL OF WORK OUT IN THE COMMUNITY, HELPING HIM GET PAST THAT MOMENT OF ANGER AND REACHING FOR REAL RESOLUTION IN THE COMMUNITY AND START DOING THE THINGS THAT WILL HELP US TO DEFINE OUR IMAGE, IN A MUCH BETTER PLACE, A MUCH BETTER WAY, HE'S NOT ONE JUST TO TALK ABOUT IT. HE'S ACTUALLY BEEN OUT THERE WORKING. I WANT TO ACKNOWLEDGE HIM HIGHLY HE'S HERE.

Futrell: COUNCIL, AS A REMINDER AND A CLOSE, WE HAVE DONE SOME SIGNIFICANT POLICY CHANGES ON CONSENT SEARCHES. IN OUR ACTION PLAN, THAT -- THAT THE CHIEF PRESENTED TO YOU, THERE ARE REDUCTION GOALS FOR THE NEXT TWO YEARS ON UNPRODUCTIVE CONSENT SEARCHES. AND WE WILL BE PARTICIPATING TO SEE WHAT OTHER SOLUTIONS WE CAN COME UP. I BELIEVE THEY ARE SCHEDULED TO VOTE THE 18th OR THE 21st, SO I -- OUR BEST GUESS IS THAT WE WILL BE POSTED AGAIN ON THE 25th, WHICH WILL BE THE LAST DATE BEFORE CONTRACT EXPIRATION.

THAT'S CORRECT.

OKAY.

THANK YOU. FURTHER COMMENTS, QUESTIONS?
COUNCILMEMBER THOMAS?

CITY MANAGER, IF YOU WOULD ANSWER THIS QUESTION, HE
WAS ASKING US ABOUT THE -- ABOUT THE CONSENT
SEARCH. WAS IT PART OF THE MEET AND CONFER?

WHAT I WISH IT WAS CALLED WAS MEET AND GREET.
[LAUGHTER] I TELL YOU, I THINK THAT WOULD ACTUALLY
HELP THE ATTITUDE IN THE ROOM IF IT HAD A NICER SOUND
TO IT. NO. CONSENT SEARCHES WERE NOT PART OF THE
NEGOTIATION OR DISCUSSION. IT IS NOT -- IT WOULD NOT BE
REQUIRED TO BE. POLICY CHANGES CAN OCCUR ON
SEARCHES WITHOUT MEET AND CONFER. THE CHIEF HAS,
FOR EXAMPLE, IN THE PAST, VERBAL CONSENT IS WHAT WAS
-- WHAT IS REQUIRED BY STATE LAW. THE CHIEF IS NOW
INSTITUTING WRITTEN CONSENT AND IN ADDITION TO THAT,
IN HIS ACTION PLAN, HE HAS A 20% REDUCTION IN THE FIRST
YEAR, AND ANOTHER 20% IN THE SECOND YEAR OF
UNPRODUCTIVE CONSENT SEARCHES AS A STARTING PLACE
FOR THAT DISCUSSION.

THANK YOU. FURTHER COMMENTS, QUESTIONS? IF NOT,
AGAIN, WE ANTICIPATE HAVING THIS ITEM COME BEFORE US
AGAIN ON THURSDAY, MARCH 25th. THANK YOU VERY MUCH.
COUNCIL, AT THIS TIME WE WILL TAKE UP OUR 4:00 ZONING
HEARINGS AND APPROVAL OF ORDINANCES AND
RESTRICTIVE COVENANTS. WE WILL WELCOME MS. GLASGO.

Glasgo:.

Glasgo: GOOD AFTERNOON, OUR ZONING CASES FOR TODAY
ARE AS FOLLOWS, OUR CASES ARE ORGANIZED IN TWO
SECTIONS. WE START OFF WITH THOSE CASES WHERE THE
PUBLIC HEARING HAS BEEN CLOSED .WE ONE ITEM, ITEM NO.
48 WILL BE A DISCUSSION ITEM. MAYOR IN THIS PARTICULAR
CASE I WILL SKIP OVER ITEM NO. 48 SINCE IT'S DISCUSSION,
COME BACK TO THAT AS -- SINCE THE OTHER ITEMS ARE
CONSENT UNDER THE 4:00 PUBLIC HEARING.

Mayor Wynn: THANK YOU.

Glasgo: STARTING OFF WITH Z-1, A REQUEST TO APPROVE AN AMENDMENT TO THE SOUTHEAST COMBINED NEIGHBORHOOD PLAN, AN ELEMENT OF THE AUSTIN TOMORROW COMPREHENSIVE PLAN FOR 600 BURLESON ROAD. TO CHANGE THE FUTURE LAND USE MAP FROM INDUSTRIAL TO MAJOR PLANNED DEVELOPMENT. THIS HAS BEEN RECOMMENDED BY THE PLANNING COMMISSION, IT'S READY FOR ALL THREE READINGS. IT'S RELATED TO ITEM NO. Z-2, WHICH IS CASE C14-03-116, NAMELY COLORADO CROSSING. THIS IS AT 6800 BURLESON ROAD. THE PROPERTY IS CURRENTLY ZONED LIMITED INDUSTRIAL WITH A CONDITIONAL OVERLAY AND A NEIGHBORHOOD PLAN COMBINING DISTRICT AND RURAL RESIDENTIAL CONDITIONAL OVERLAY. THE NEIGHBORHOOD PLAN COMBINING DISTRICT. THE APPLICANT IS REQUESTING A CHANGE TO LIMITED INDUSTRIAL PLANNED DEVELOPMENT AREA WITH THE NEIGHBORHOOD PLAN OVERLAY. THE INTENT OF THIS CHANGE IN ZONING IS TO ALLOW FOR A MIXTURE OF USES, WITH INDUSTRIAL ZONING AS YOU KNOW RESIDENTIAL USES ARE NOT ALLOWED. BUT BY COMBINING IT WITH THE PLANNED DEVELOPMENT AREA AGREEMENT, THAT ALLOWS FOR AN INTRODUCTION OF RESIDENTIAL USES SO WE CAN HAVE A PLANNED MIXED COMMUNITY IN THE FUTURE ON THIS SITE WHICH ENCOMPASSES APPROXIMATELY 700 ACRES AND WE ARE EXCITED THAT THIS COULD BECOME A MIXED USE DEVELOPMENT THAT WOULD PROVIDE HOUSING, EMPLOYMENT AND -- AND RETAIL COMPONENTS. THIS CASE IS READY FOR ALL THREE READINGS AS RECOMMENDED BY THE PLANNING COMMISSION. ITEM NO. Z-3, C 14 H-03-24 HARRIS-CARTER HOUSE, LOCATED AT 603 CAROLYN AVENUE, THE EXISTING ZONING IS S.F. 3. THE REQUEST IS TO INCLUDE HISTORIC DESIGNATION. THAT HAS BEEN RECOMMENDED BY BOTH THE HISTORIC LANDMARK COMMISSION AND THE PLANNING COMMISSION AND THIS REQUEST IS READY FOR ALL THREE READINGS. ITEM NO. Z-4, C 14-04-11 FRENCHVILLE HOUSE LOCATED AT 2815 STATE HIGHWAY 71 EAST, THE EXISTING ZONING IS INTERIM SINGLE FAMILY 2. THE REQUESTED ZONING IS CS, WHICH STANDS FOR GENERAL COMMERCIAL SERVICES. THE ZONING AND

PLATTING COMMISSION RECOMMENDATION IS TO GRANT G.R.-C.O., WHICH STANDS FOR COMMUNITY COMMERCIAL CONDITIONAL OVERLAY. THIS CASE IS READY FOR ALL THREE READINGS. ITEM NO. Z-5, C 14-04-06, THE DAWSON MIXED USE BUILDING, PART OF THE DAWSON NEIGHBORHOOD PLAN. THE CHANGE IS FOR PROPERTY LOCATED AT 3507 SOUTH FIRST STREET. THE EXISTING ZONING IS LR-NP, WHICH STANDS FOR NEIGHBORHOOD COMMERCIAL NEIGHBORHOOD PLAN, THE CHANGE IN ZONING IS TO KEEP LR-CO-NP AND INTRODUCE THE MIXED USE BUILDING COMPONENT. THIS REQUEST HAS BEEN RECOMMENDED BY THE PLANNING COMMISSION AND THE CASE IS READY FOR ALL THREE READINGS. Z-6, C 14 H-04-001 A REQUEST FROM THE NEIGHBORHOOD ASSOCIATION, THEIR FIRST REQUEST, TO POSTPONE THE CASE TO APRIL THE 1st AND STAFF RECOMMENDS THAT POSTPONEMENT REQUEST. ITEM NO. Z-7 -- MY UNDERSTANDING IS THAT THE NEIGHBORHOOD WANTED -- I HAVE A NOTE HERE TO MARCH THE 25th? WE POSTED THIS TO APRIL THE 1st. WE WILL HAVE AN IDEA WHAT THAT RECOMMENDATION IS FROM THE TASK FORCE. ITEM NO. Z-7, C14-04-03, ON THIS PARTICULAR CASE WE HAVE TWO REQUESTS FOR POSTPONEMENT, WE ARE GOING TO OFFER A COMPROMISE FOR YOU. THE OWNER OF THE PROPERTY IS REQUESTING A POSTPONEMENT TO -- FOR TWO WEEKS, WHICH WOULD BRING IT TO MARCH THE 25th. THE NEIGHBORHOOD ASSOCIATION IS REQUESTING A POSTPONEMENT TO APRIL THE 15th. TO WHICH THE APPLICANT DISAGREES. SO STAFF IS OFFERING A MIDDLE GROUND COMPROMISE TO -- OF APRIL THE 1st. SO -- MARCH 25th VERSUS APRIL 15th, STAFF IS OFFERING APRIL 1st AS A COMPROMISE. ON ITEM NO. Z-8, C14-03-49, HOUSE OF TUTORS, THE APPLICANT AND NEIGHBORHOOD AGREED TO JUNE THE 10th AND I THINK NOW THERE'S A REQUEST TO MODIFY THAT TO APRIL THE 22nd, WHICH IS THE DATE WE BRING THE UNIVERSITY AREA NEIGHBORHOOD COMBINING PLANS TO YOU. SINCE -- SINCE THIS FALLS WITHIN THAT AREA, THAT IS BEING PLANNED, IT MAKES SENSE TO HEAR THIS CASE IN RELATIONSHIP TO THAT PLAN AND WILL PROBABLY MAKE SENSE TO HAVE THEM ON THAT DATE. IF THERE IS A DESIRE TO POSTPONE THIS CASE TO A DIFFERENT DATE, WE CAN CONSIDER THAT AT THAT TIME. MAYOR, THAT CONCLUDES MY PRESENTATION ON THESE

ITEMS.

Goodman: MAYOR?

Mayor Wynn: MAYOR PRO TEM?

Goodman: CAN I ASK ALICE SOMETHING? ABOUT Z-7. DID YOU SAY IN A EVERYBODY AGREED TO APRIL 15th BUT YOU WERE GOING TO PROPOSE APRIL THE 1st.

CORRECT. THE APPLICANT DOES NOT AGREE TO APRIL 15th. THEY PREFER TWO WEEKS.

Goodman: I THOUGHT YOU SAID --

I'M GETTING A NOTE HERE THAT THE APPLICANT NOW DOES NOT AGREE TO ANY POSTPONEMENT. THAT'S WHY WE WERE OFFERING A COMPROMISE. TO AVOID THE CONFUSION.

Goodman: OKAY I MISUNDERSTOOD WHAT YOU SAID.

Glasgo: CORRECT, I'M SORRY. DOES -- ARE WE CLEAR NOW?

Mayor Wynn: YES, MS. GLASGO, THANK YOU. COUNCIL, ITEM NO. 48 WILL BE A DISCUSSION ITEM. THE CONSENT AGENDA ON OUR Z--- ZONING CASES WILL BE ITEM Z-1, Z-2, Z-3, Z-4, AND Z-5 ON ALL THREE READINGS, ITEM 6 THERE'S A POSTPONEMENT REQUEST BY THE NEIGHBORHOOD, STAFF IS RECOMMENDING POSTPONEMENT TO APRIL FOOL'S DAY, APRIL 1st, THE SAME WITH ITEM Z-7, STAFF RECOMMENDED POSTPONEMENT PER REQUEST TO APRIL 1st AND THEN ON Z-8 A POSTPONEMENT TO APRIL 22nd, '04 TO COINCIDE WITH OUR UNIVERSITY NEIGHBORHOOD PLAN. CONSIDERATION. THAT'S THE CONSENT AGENDA ON OUR ZONING CASES. I WILL ENTERTAIN A MOTION.

SO MOVED.

Mayor Wynn: MOTION MADE BY THE MAYOR PRO TEM.

Thomas: SECOND.

Mayor Wynn: SECONDED BY COUNCILMEMBER THOMAS TO

APPROVE THE ZONING CONSENT AGENDA AS READ,
INCLUDING CLOSING THE PUBLIC HEARING ON THOSE FIVE
CASES. THAT WILL BE READ ON ALL THREE READINGS.
FURTHER COMMENTS? QUESTIONS? HEARING NONE, ALL
THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7-0.

Glasgo: MAYOR, WE NOW PROCEED TO ITEM NO. 48 ON
BOULDIN, THIS IS CASE C14-03-141. AND MR. GUERNSEY IS
GOING TO JUST WALK YOU THROUGH THE -- THE QUESTIONS
THAT HAVE BEEN RAISED AND WALK YOU THROUGH THE
SETBACKS.

Guernsey: MAYOR AND COUNCIL, I'M GREG GUERNSEY, ITEM
NO. 48 IS A REZONING REQUEST LOCATED AT 1505 BOULDIN
AVENUE. TO S.F. 4 A-C.O. UNDER THE CONDITIONAL
OVERLAY APPROVED AT SECOND READING THERE'S AN
IMPERVIOUS COVER LIMITATION OF 50%, ON TRACT 1. AND A
IMPERVIOUS COVER LIMITATION OF 45% ON TRACT 2. WHICH
WOULD BE SIMILAR TO THE S.F. 3 ZONING DISTRICT. TRACT 1
BEING ON BOULDIN AVENUE AND TRACT 2 BEING THE
PROPERTY THAT FRONTS ON SOUTH THIRD STREET. WHAT I
WOULD LIKE TO DO IS KIND OF WALK YOU THROUGH THE
PROPERTY WITH THE EXHIBIT THAT'S TO THE RIGHT. AND I
WILL ALSO NOTE THAT ON THE DAIS YOU HAVE A SIMILAR
LEGAL SIZED COLOR DRAWING THAT MATCHES THE EXHIBIT
THAT I'M GOING TO WALK THROUGH WITH YOU. THESE ARE
THE TWO PROPERTIES AND THE RED BOUNDARY THAT'S ON
THE EXHIBIT THAT YOU HAVE BEFORE YOU, AND ON THIS
EXHIBIT, REPRESENT THE PROPOSED SUBDIVISION
BOUNDARY LINE. THAT'S PROPOSED BY THE APPLICANT. THE
GREEN BOUNDARY REPRESENTS WHAT THE SETBACKS
WOULD BE IF THE PROPERTY WERE TO FOLLOW THE S.F. 4 A
STANDARDS. AND THE ORANGE DASHED LINE REPRESENT
THE SETBACKS IF THE PROPERTY WERE TO BE DEVELOPED
AS AN S.F. 3 TRACT. IF YOU LOOK ON THE SURVEY THAT'S
BEFORE YOU, OR ON THE ONE THAT I'M POINTING TO HERE,
THERE'S SOME REFERENCES TO DISTANCES FROM THE
HOUSE THAT'S ON BOULDIN FRONTING TOWARDS BOULDIN,
IT SHOWS OFF TO THE LEFT-HAND SIDE OF THE EXHIBIT A

DISTANCE OF 22.8 FEET. BUT AS YOU MOVE ACTUALLY TO THE BUILDING THAT EXISTS TODAY, IT ACTUALLY SITS APPROXIMATELY 25 FEET BACK FROM BOULDIN AVENUE. AT ITS CLOSEST POINT. THAT WOULD BE FROM THIS CORNER, WHICH I GUESS WOULD BE REPRESENTED ON KIND OF THE SOUTHWESTERN SIDE TO BOULDIN, AVENUE. THE SOUTHERN OR THE OTHER PROPERTY THAT FRONTS ON THE SOUTH THIRD STREET, THERE'S A DISTANCE THAT'S SHOWN ON THE -- ON THE LEFT-HAND SIDE OF THE EXHIBIT AGAIN, IT SHOWS IT TO BE 29.9 FEET. BUT IN REALITY, IF YOU WERE TO TAKE THE EDGE OF THE ACTUAL BUILDING, THE CLOSEST PORTION OF THE BUILDING TO SOUTH THIRD, IT'S ONLY A DISTANCE OF 22 FEET. THAT WOULD BE FROM -- FROM THIS CORNER OF THE PROPERTY GOING FORWARD. SO I JUST WANTED TO MAKE SURE THAT COUNCIL WAS AWARE OF SOME OF THOSE DIMENSIONS. THE LOT, BECAUSE -- BECAUSE IT'S A LITTLE DECEIVING BECAUSE IT -- BECAUSE THE FRONT PROPERTY LINE ISN'T NECESSARILY PARALLEL TO THE FRONT OF THE HOUSES. SO WHEN YOU SEE THAT -- THE DISTANCE, THE DISTANCES THAT ARE ACTUALLY WRITTEN ON THE FACE OF THE SURVEY, THEY DON'T NECESSARILY REPRESENT THE MINIMAL DISTANCE BETWEEN THE BUILDING AND THE FRONT PROPERTY LINE. THE APPLICANT IS AGREEABLE TO THE CONDITIONS THAT COUNCIL SET FORTH AT SECOND READING TO THE IMPERVIOUS COVER LIMITS AND I BELIEVE THEIR AGENT IS HERE AND CAN EXPLAIN THE EXACT IMPERVIOUS COVER CALCULATIONS FOR EACH OF THE PROPOSED LOTS. THE APPLICANT IS NOT AGREEABLE TO -- I THINK A COVENANT THAT WAS DISCUSSED AT SECOND READING THAT WOULD SPEAK TO REDEVELOPMENT OF THE PROPERTY OR APPLYING S.F. 3 SETBACKS AT THIS TIME. THERE IS A VALID PETITION THAT CURRENTLY EXISTS ON THE PROPERTY. SO IT WOULD REQUIRE A 3/4ths MAJORITY OR A 6 OUT OF 7 VOTE OF THE CITY COUNCIL TO OVERRIDE THE ADJOINING PROPERTY OPPOSITION TO THIS REZONING REQUEST. THE PETITION HAD -- HAS A POSSIBILITY OF BEING WITHDRAWN. IF THE PROPERTY OWNER AGREED, ONE, TO LIMIT THE IMPERVIOUS COVER LIMITS TO S.F. 3, WHICH UNDER THE PROPOSED LOTS, IN THE SUBDIVISION, WOULD ALREADY EXCEED THAT LIMIT ON ONE OF THEM. AND SECOND THAT THEY WOULD MEET SF-3 SETBACKS. BUT BECAUSE OF THE

WAY THE BUILDINGS ARE POSITIONED CURRENTLY ON THE PROPERTY, THEY WOULD NOT BE ABLE TO MEET THE S.F. 3 SETBACKS. THE [INDISCERNIBLE] COULD PROBABLY ELABORATE A LITTLE BIT MORE ABOUT THE REASONS FOR NOT AGREEING TO THOSE CONDITIONS AT THIS TIME. THERE'S ALSO A NEIGHBORHOOD REPRESENTATIVE HERE THAT PROBABLY COULD DETAIL THEIR EXPLANATION OF WHY, FURTHER WHY THAT THEY THINK THAT THE S.F. 3 SETBACKS AND S.F. 3 IMPERVIOUS COVER WOULD BE MORE APPROPRIATE. THIS REQUEST WAS RECOMMENDED BY THE COMMISSION AND STAFF IS READY FOR YOU FOR THIRD READING TODAY. AS PRESENTED WITH THE CONDITIONS PLACED ON THE PROPERTY AT SECOND READING THAT SPOKE TO -- TO FURTHER RESTRICTIONS AND IMPERVIOUS COVER. IF YOU HAVE ANY QUESTION, I'LL BE HAPPY TO ANSWER THEM AT THIS TIME.

Mayor Wynn: COUNCILMEMBER ALVAREZ.

Alvarez: YES, ON SECOND READING WE HAD DONE A -- AN IMPERVIOUS COVER SPECIFIC TO EACH LOT.

THAT'S CORRECT.

Alvarez: HOW ARE WE REFERRING TO THESE, IS IT LOT 1 OR 2 AND A AND B.

Guernsey: THEY ARE IDENTIFIED AS TRACT 1 BEING THE ONE ON BOULDIN, TRACT 2 ON SOUTH THIRD STREET. THAT'S HOW THEY ARE REFERENCED.

Alvarez: TRACT 1 HAS WHAT IS IT PERCENTAGE OF IMPERVIOUS COVER?

TRACT 1 HAS THE 50% IMPERVIOUS COVER LIMITATION. TRACT 2 WOULD HAVE THE 45. AND THE 45 WOULD MATCH THE S.F. 3 STANDARDS.

THEN THE -- FOR TRACT 1 THEN IT'S ONLY 50% VERSUS UNDER S.F. 4 IT COULD BE UP TO 65?

THAT'S CORRECT.

OKAY.

AND --

I THINK THE ACTUAL NUMBERS, THE AGENT HAS AVAILABLE OF THE SPECIFIC IMPERVIOUS COVER THEY CALCULATED ON EACH OF THESE PARCELS AS IT STANDS TODAY.

Alvarez: SO THEIR CALCULATIONS ARE CONSISTENT WITH THE -- WITH THESE RESTRICTIONS.

YES, I BELIEVE THAT IS CORRECT.

THEN THE -- THEN THE OTHER ISSUE THAT I BROUGHT UP LAST TIME IN TERMS OF TRYING TO GIVE THE OWNER THE FLEXIBILITY TO MOVE FORWARD WITH WHATEVER REHABILITATION THEY ARE TRYING TO DO, WITHOUT PUTTING THE WHOLE PROPERTY AT RISK, WAS -- WAS THE FIRST THING WAS THE IMPERVIOUS COVER LIMITS TRYING TO GET THOSE AS CLOSE TO S.F. 3 AS POSSIBLE. THEN THE OTHER WAS THE FRONT SETBACK IN PARTICULAR. I'M INTERESTED IN TO SEE HOW MUCH -- HOW MUCH ARE WE ABLE TO DO AND STILL ALLOW THEM TO KIND OF MOVE FORWARD IN THE FASHION THAT THEY ARE INTENDING FOR TRACT 1. WHICH I THOUGHT INDICATED THAT WE COULD GO BACK ABOUT 22 FEET.

WELL, THE ACTUAL SURVEY REFERENCES 22.8 FEET. ALONG THE SIDE. IN REALITY, THIS BUILDING WOULD APPEAR TO MEET THE 25-FOOT SETBACK REQUIREMENT THAT'S CURRENTLY UNDER S.F. 3 TODAY FOR THE -- FOR THE BUILDING THAT FRONTS ON BOULDIN. HOWEVER THE BUILDING THAT FRONTS ON TO SOUTH THIRD STREET COULD NOT MEET THAT SETBACK AND IT LOOKS LIKE IT ACTUALLY INTRUDES BY ABOUT 3 FEET INTO -- APPROXIMATELY 22 FEET BACK FROM THE -- FROM FRONT PROPERTY LINE. AS --

Alvarez: IT SAYS 29 FEET.

Guernsey: RIEVMENT THAT'S MEASURED AT -- RIGHT. THAT'S MEASURED AT THIS SOUTHERN MOST PROPERTY BOUNDARY BETWEEN THESE TWO POINTS. IT'S A LITTLE

DECEIVING BECAUSE THE PROPERTY LINE DOESN'T GO PARALLEL WITH THE FRONT OF THE HOUSE. IT'S MORE AT AN ANGLE. AS YOU CAN CLOSER, THERE ARE POINTS OF THE BUILDING THAT ACTUALLY COME A LITTLE CLOSER TO THE PROPERTY BOUNDARY.

Alvarez: IN YOUR ESTIMATION WE COULD DO THE 25-FOOT SETBACK ON TRACT 1 AND THE 22-FOOT SETBACK ON TRACT 2.

THAT'S APPROXIMATE. IF TOUR SAY A 20-FOOT SETBACK PROBABLY ON TRACT 2, THAT WOULD ALLOW FOR ANY LEEWAY. IF YOU SAID MAYBE 24 FEET ON BOULDIN AVENUE, I WAS -- I WAS ESTIMATING BASED ON THE INFORMATION THAT I WAS GIVEN. ACTUALLY, I DON'T KNOW THE APPLICANT'S AGENT MAY HAVE MORE PRECISE NUMBERS OF THE ACTUAL MINIMUM DISTANCE BETWEEN THE FRONT OF THE BUILDING AND THE FRONT PROPERTY LINE. 25-FOOT UNDER S.F. 3 --

15 FEET UNDER THE S.F. 4 A. TO MY RIGHT IS A LITTLE TABLE THAT A A MINIMUM SETBACKS FOR THE FRONT YARD OF 25 IN THE FRONT, 15 FOR S.F. 4 A, 15 FOR S.F. 3, 10 FEET FOR S.F. 45, REALLY NOT APPLICABLE. CURRENTLY ON THE PROPERTY THERE ARE PUBLIC UTILITY EASEMENTS ON THE SIDE, BOUND TO THE SAME SETBACK. THE ONLY OTHER DIFFERENCE IS ALONG THE REAR, IN THE REAR SETBACK FOR S.F. 4 A IS ONLY FIVE FEET. BUT IN S.F. 3 IT'S 10. AND GIVEN THE UNUSUAL CONFIGURATION OF THE LOT, IT'S MEASURED TYPICALLY AT THE FURTHEREST POINT BACK IS THE REAR LOT LINE. THIS WOULD BE THE REAR OF THIS LOT. THIS WOULD BE THE REAR OF THIS LOT DEFINED -- THE WAY THE CODES DEFINE REAR YARDS.

Alvarez: I WOULD YIELD TO SEE IF THERE'S ANY OTHER QUESTIONS.

Slusher: MR. GUERNSEY, THE OTHER -- THE NEIGHBORING HOUSES ON EACH SIDE, HOW DID THEIR SETBACKS COMPARE? IN GENERAL IT'S COMPARABLE. IT'S HARD TO SAY THE LOT TO THE NORTH HAD A DIVISION OF LAND THAT STAFF HASN'T DETERMINED WHAT THE TIME WAS. A SUBDIVISION THAT OCCURRED IN THE LOT TO THE NORTH

WHEN THOSE PROPERTIES WERE DIVIDED. SO THE REAR SETBACKS I COULD NOT DETERMINE. BUT THE SETBACKS IN GENERAL ARE SIMILAR TO THESE AS YOU LOOK AT THOSE LOTS.

ON THE FRONT.

ON FRONT. SO DOES THAT MEAN -- LET ME MAKE SURE THAT I UNDERSTAND THIS. THAT MEANS THOSE WOULDN'T COMPLY WITH S.F. 3 SETBACKS, EITHER?

NOT ALL OF THEM. THE INTERESTING THING IS A LOT OF THESE LOTS WON'T COMPLY WITH THE S.F. 3 REGULAR REGULATIONS IN GENERAL BECAUSE THE MINIMUM LOT SIZE COULD NOT BE MAINTAINED. AND THERE WAS ALSO AN AERIAL ON YOUR BACKUP MATERIAL THAT CAN GIVE YOU A PERSPECTIVE OF WHERE THE BUILDINGS SIT. IT'S IN THE BACKUP ON THE COMPUTER, TOO.

Mayor Wynn: YOU MENTIONED THAT THE COMMISSION RECOMMENDS THIS. DOES STAFF, ALSO?

YES.

OKAY. THANK YOU, FURTHER QUESTIONS FOR STAFF IN WE DO HAVE MR. COREY WALTON, I GUESS FROM THE NEIGHBORHOOD HERE TO SPEAK IF COUNCIL HAS QUESTIONS, OF COURSE THE APPLICANT IS HERE AS WELL OR HIS AGENT.

Goodman: BEFORE -- BEFORE GREG GOES AWAY, DO WE NOT HAVE THE BIG MAP THAT SHOWS ALL OF THE LOTS ON THIS BLOCK?

EXCUSE ME, THAT EXHIBIT, I DID NOT BRING THAT EXHIBIT TODAY. I BROUGHT IT THE LAST TWO TIMES BUT I DO NOT HAVE IT. THERE'S A REDUCTION OF THE AERIAL IN THE BACK THAT KIND OF SHOWS WHERE THOSE OTHER STRUCTURES ARE IN RELATIONSHIP TO THIS PROPERTY. LET ME BRING YOU THAT COPY.

Goodman: YOU KNOW I THINK THAT I HAVE THAT. I WAS THINKING MORE OF PEOPLE WHO ARE WATCHING, FOR US A

LITTLE [INDISCERNIBLE] BUT -- I'LL MAKE DO WITH GRAY.
THANKS.

Slusher: I WOULD LIKE TO HEAR THE APPLICANT'S AGENT
ADDRESS THE SETBACKS ISSUE.

MR. MAYOR, COUNCILMEMBERS, YOU ALL ARE FAMILIAR
WITH THIS PROPERTY AS I AM, IF YOU HAVE ANY QUESTIONS,
MR. SLUSHER, THE SETBACK ISSUES, AS GREG WAS
POINTING OUT, FROM WHAT I UNDERSTOOD, THAT ARE -- AT
OUR LAST MEETING IS THAT IF WE DO NOT -- IS THAT WE DO
NOT COMPLY WITH SOME S.F. 3 IN THE REAR ON THE ONE
STORY FRAMED GARAGE AT THIS POINT. IF WE WERE TO
AGREE TO THAT, I AM BEING TOLD THAT WE HAVE TO GO TO
BOARD OF ADJUSTMENTS OR MOVE A PORTION OF THAT
BUILDING. THE SAME AS S.F. 3 ON THE FRONT ON THE THIRD
STREET PROPERTY, WHICH IS TRACT 2. THERE ARE TWO
POINTS AND SOME STRUCTURES WITHIN AND A COVERED
GRAVEL PARKING AREA THAT WE HAVE TO EITHER REMOVE
OR GO TO THE BOARD OF ADJUSTMENTS.

Slusher: OKAY. MR. GUERNSEY? IS THAT CORRECT? THAT IF
WE REQUIRED THEM TO FOLLOW S.F. 3 SETBACKS THAT
THEY WOULD HAVE TO GO TO THE BOARD OF ADJUSTMENT
ON TWO OF THE TRACT?

Guernsey: THAT'S MY UNDERSTANDING BECAUSE THE
SUBDIVISION BY APPROVING THE SUBDIVISION THEN YOU
WOULD BE CREATING A NON-COMPLIANCE, WITH RESPECT
TO THE SETBACKS ON THE PROPERTY.

Slusher: OKAY. SO WHAT WE WOULD HAVE HERE, CORRECT
ME IF I'M WRONG. WE'VE HAD THIS SEVERAL TIMES, BUT IT'S
FINALLY DETAILED LET'S SAY. WE HAVE TWO EXISTING
HOMES, I'M LOOKING AT -- HOUSES, I'M LOOKING AT THEM ON
THE -- ON THE AERIAL PHOTOGRAPH HERE. BUT THEY NEED
TO BE SUBDIVIDED. HOW DID THEY END UP BEFORE US THAT
THEY NEED TO BE SUBDIVIDED.

THE APPLICANT HAS ASKED AND ALSO FILED A REQUEST TO
DIVIDE THIS LOT INTO TWO LOTS. CURRENTLY IT'S A SINGLE
LOT. KNOWN AS A THROUGH LOT THAT GOES FROM BOWED
CONTINUE AVENUE TO SOUTH -- BOULDIN TO SOUTH THIRD

STREET. THE LOTS DO NOT MEET THE MINIMUM REQUIREMENTS FOR THE S.F. 3 DISTRICT AS IT'S CURRENTLY ZONED. THEY ARE REQUESTING TO REZONED TO S.F. 4 A SO THE LOT SIZES ARE SMALLER, THE SETBACKS ARE SMALLER.

WHY -- REFRESH MY MEMORY, WHY DID YOU NEED TO DO THAT? THE APPLICANT DIDN'T WAKE UP ONE DID I AND SAY YOU KNOW I JUST DON'T HAVE THE RIGHT ZONING HERE ON MY HOUSES, I'M GOING TO GO DOWN TO THE CITY AND FILE A CASE.

THEN BY DOING THAT, THE -- THEY COULD ACTUALLY SELL THE LAND AND THE HOUSE TO A DIFFERENT INDIVIDUAL.

Slusher: SO THAT THEY CAN SELL THE PROPERTY -- THE TWO PROPERTIES.

THEY CAN SELL EACH PROPERTY INDIVIDUALLY.

Slusher: THESE HAVE BEEN IN THE FAMILY FOR A NUMBER OF YEARS, RIGHT?

I THINK THE LAST HEARING THAT THERE WAS AT LEAST I THINK THREE GENERATIONS THAT HAVE OWNED OR OCCUPIED THESE STRUCTURES AND THAT CARETAKER OF ONE OF THE HE WOULD DEAR FAMILY MEMBERS -- ELDER FAMILY MEMBERS RESIDED IN THE OTHER HOUSE, THERE'S A DESIRE TO CONVEY THE LAND AND THE HOUSE TO THEM.

DO YOU WANT TO ELABORATE ON THAT, SIR.

ORIGINALLY IT WAS TO MAKE THE IMPROVEMENTS TO THE THIRD STREET PROPERTIES AS Y'ALL HAVE SEEN IN THE PHOTOGRAPHS. IT NEEDS TO BE IMPROVED. THE THOUGHT PROCESS WAS BROUGHT TO THEIR ATTENTION THE OWNERS' ATTENTION BY CREATING A FEE SIMPLE LOT SO THEY WOULD NOT LOSE THE GRANDMOTHER'S HOUSE. THEY WOULD MAKE IMPROVEMENTS TO THE THIRD STREET HOUSE FEE SIMPLE. YES, WHAT GREG IS SAYING, SURE YOU CAN SELL IT INDIVIDUALLY AS WELL, BUT THE THOUGHT PROCESS AND THE REASON WHY WE ARE HERE, NUMBER

ONE, IS TO MAKE THOSE IMPROVEMENTS TO THAT HOUSE.

Slusher: OKAY. THIS -- THIS DOESN'T OR SHOULDN'T PLAY INTO OUR DECISION I DON'T BELIEVE BUT RIGHT NOW THOSE ARE BEING RENTED BY THE FAMILY?

ACTUALLY, I THINK THEY ARE LIVING IN THE THIRD STREET HOUSE FOR JUST BECAUSE THEY TOOK CARE OF HER GRANDMOTHER FOR 20 YEARS.

THE PEOPLE WHO ARE LIVING THERE TOOK CARE OF HER GRANDMOTHER AND NOW THE GRANDMOTHER PASSED AWAY?

RIGHT.

[INDISCERNIBLE]

Slusher: OKAY. SO THEN THEY TOOK -- GOT THE HOUSE. SO IT'S NOT A FAMILY MEMBER, BUT IT'S SOMEONE THAT'S VERY CLOSE OR EXTENDED FAMILY MEMBER. THEY ARE STILL THERE?

YES, SIR.

AND THEN THE OTHER HOUSE IS BEING RENTED OUT?

YES, SIR.

Slusher: OKAY. YOU WANT TO SELL THAT OTHER ONE; IS THAT WHAT IT IS?

THE INTENTIONS WERE TO IMPROVE IT. I DON'T BELIEVE THEY HAVE EVER TALKED TO ME ABOUT SELLING IT.

Slusher: OKAY. SO BUT YOU NEED TO GET A LOAN TO IMPROVE IT AND THAT'S HOW YOU ENDED UP --

FEE SIMPLE LOAN.

Slusher: BEFORE US. THAT'S WHY YOU ARE HERE TO GET -- YOU HAVE ONE FAMILY LIVING IN THERE THAT TOOK CARE OF THE GRANDMA WHO HAD BEEN IN THE HOUSE AND

FAMILY FOR THREE GENERATIONS, NOW YOU HAVE A SORT OF EXTENDED FAMILY MEMBERS LIVING THERE. AND THEN THEY ARE REPRESENTING OUT THE OTHER HOUSE BEHIND IT, WHICH IS ON THE SAME LOT NOW, BUT WHICH WOULD NEED TO SUBDIVIDE IT. BUT YOU WANT TO REPAIR THAT HOUSE AND GET A LOAN TO REPAIR THAT HOUSE AND YOU CAN'T DO THAT UNTIL YOU SUBDIVIDE THE PROPERTY.

EXACTLY.

OKAY.

COME UP TO THE MIC, MA'AM.

I JUST DIDN'T WANT THERE TO BE ANY CONFUSION. WE COULD DO THAT. OUR CONCERN WAS IF SOMETHING WENT WRONG WE WOULD LOSE BOTH PROPERTIES. SO TO FIX SOUTH THIRD WE WANTED TO SPLIT THEM SO THAT YOU WILL A OF THE BURDEN WAS ON SOUTH THIRD AND WE WOULDN'T LOSE MY GRANDMOTHER'S HOUSE.

SO THE BURDEN WOULD BE ON THE HOUSE THAT YOU ARE DOING ON THE REPAIRS ON, THAT'S THE ONE THAT YOU ARE GETTING THE LOAN ON.

THAT'S WHAT WE WANTED TO DO. THEY HAD TO TIE IN BOULDIN ALSO BECAUSE IT IS ONE LOT.

Slusher: ONE LOT. SO BASICALLY -- SO YOU WANT TO REPAIR THE HOUSE, THIS PARTICULAR HOUSE AND YOU WANT TO GET A LOAN ON THAT WITH THE COLLATERAL BEING THAT HOUSE, NOT BOTH THE HOUSES ARE NOW WHAT'S ON ONE LOT. IT WOULD BE TWO IF WE GET DONE HERE.

RIGHT.

Slusher: IF WE REQUIRE THEM TO DO THE S.F. 3 SETBACKS, I GUESS I'M BACK TO ASKING THE STAFF NOW. IF WE REQUIRE THEM TO DO THE S.F. 3 SETBACKS, THEN THEY WOULD BE DONE WITH US HERE, BUT THEN THEY WOULD HAVE TO GO TO THE BOARD OF ADJUSTMENT. IN ORDER SO THAT THEY CAN GET PAST THE POINT TO GET A LOAN TO REPAIR THE

HOUSE. THE SECOND HOUSE. CORRECT? IS THAT CORRECT?

RIGHT.

Slusher: OKAY. THEY SAID THAT'S CORRECT. MAYOR, I -- I WOULD MOVE THAT WE APPROVE WHAT WE DID LAST TIME. THAT -- MS. GLASGO THAT HAS SOME IMPERVIOUS COVER RESTRICTIONS ON IT?

Glasgo: YES, MAYOR, ON FIRST READING YOU HAD IMPERVIOUS COVER LIMITATIONS ON FIRST READING, 50% IMPERVIOUS COVER ON TRACT 1, 45 ON TRACT 2.

UNDER S.F. 3 WHICH IS WHAT THE SURROUNDING HOUSES ARE ZONED --

THEY ARE ZONED S.F. 3.

Slusher: SO THAT WOULD BE 45% IMPERVIOUS COVER, WE ALLOW THE 50 BECAUSE IT'S ALREADY AT THAT SIZE; IS THAT CORRECT.

ALTHOUGH NOW HE GIVES ME A CHART THAT'S SHOWING 51%.

59.7.

Slusher: WELL, SHOULDN'T WE -- 51.7.

THAT'S FINE.

SHOULDN'T WE PUT IT AT WHAT THE HOUSE --

THESE NEW CALCULATIONS ARE 51.7. FIRST READING YOU IMPOSED 50%.

Slusher: OKAY. I'M GLAD THAT I ASKED.

HE HAS NEW CALCULATIONS THAT HE JUST SHOWED ME.

Slusher: WOULD SOME OF THESE OTHER HOUSES, THEY ALL LOOK ABOUT THE SIMILAR SIZE. THE ONES ON THE SOUTH LOOK A LITTLE BIT LARGER THAN THESE. BUT THEY ARE ON

THE SAME SIZE LOTS, SO THEY WOULD BE IN VIOLATION OF THE S.F. 3 ALSO, WOULDN'T THEY?

IT APPEARS. COUNCIL JUST SO YOU KNOW THAT WE DID NOT INTRODUCE IMPERVIOUS COVER UNTIL 1985. SO PRIOR TO 1985, WE DID NOT HAVE THE IMPERVIOUS COVER LIMITATIONS. HENCE, WHY YOU KEEP SEEING CASE THAT'S COME BEFORE YOU, ZONING DISTRICTS TODAY WHERE IN 1985 WHEN WE WROTE THE NEW AND ADOPTED THE NEW ZONINGS ORDINANCE, WE INTRODUCED IMPERVIOUS COVER LIMITATIONS, WE INTRODUCED FLOOR TO AREA RATIOS, WE INTRODUCED SETBACKS, UNDER THE NEW ZONING CATEGORIES THAT NEVER EXISTED BEFORE. WHEN WE COMPARE THOSE EXISTING STRUCTURES TO TODAY'S STANDARDS, THEY ARE NOT IN COMPLIANCE, THAT'S WHY WE CALL THEM LEGALLY NON-CON FORMING OR NON-COMPLYING --

Slusher: THANK FOR YOU EXPLAINING THAT FOR THE RECORD, MS. GLASGO, BECAUSE THAT ILLUSTRATES WHAT I THINK THAT WE WOULD BE DOING HERE, WE WOULD BE PUTTING THEM IN A SITUATION WHERE WE ARE ASKING THEM TO COMPLY WITH SOMETHING THAT WASN'T IN EXISTENCE WHEN THEY -- WHEN THE HOUSE WAS BUILT. YET -- BUT THEN WE PUT THESE IMPERVIOUS COVER -- SO THEY HAVE COME TO COME IN AND DO THE S.F. 4. BUT S.F. 4 ALLOWS EVEN HIGHER IMPERVIOUS COVER THAN THEY HAVE ON THERE. BUT THEY HAVE AGREED TO A LIMIT -- TO WHERE I WOULDN'T INCREASE. JUST WHAT WE ARE TRYING TO DO IS JUST BE LOGICAL ABOUT THIS AND NOT SAY, YOU KNOW, YOU HAVE TO BE LEGAL, YOU HAVE TO SAW OFF PART OF YOUR HOUSE OR GO TO THE BOARD OF ADJUSTMENT AND GET THEM TO APPROVE.

GIVEN THE LATEST CALCULATIONS, I WOULD RECOMMEND ALLOWING AN IMPERVIOUS COVER OF EITHER 51.7 PERCENT OR RUNDING UP TO 52% SO THEY WON'T HAVE -- IT WOULD NOT EXCEED 52%.

THAT WOULD BE ON WHICH NUMBER OF LOT?

THAT WOULD BE ON TRACT 1.

Slusher: I WOULD MOVE, MAYOR, THAT WE APPROVE WHAT WE DID ON FIRST AND SECOND READING WITH THE -- WITH THE ADDITION OF WHAT MS. GLASGO JUST SAID AND MAKE THAT NUMBER 52%.

Thomas: SECOND.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER SLUSHER. WELL STATED. SECONDED BY COUNCILMEMBER THOMAS.

Alvarez: MAYOR?

Mayor Wynn: COUNCILMEMBER ALVAREZ.

Alvarez: I CAN A QUESTION FOR THE APPLICANT OR THE APPLICANT'S AGENT. IT APPEARS AFTER MY DISCUSSION WITH MR. GUERNSEY THAT YOU COULD PROBABLY COMPLY WITH -- I WOULD SAY AT LEAST A 22-FOOT SETBACK ON TRACT 1 AND A 20-FOOT SETBACK ON TRACT 2. IS THAT SOMETHING THAT YOU WOULD -- THAT YOU WOULD -- THAT YOU WOULD BE OKAY WITH IF WE IMPOSED THOSE TO TRY TO AT LEAST BRING THEM A LITTLE CLOSER TO THE S.F. 3 STANDARDS, BUT NOT PUT YOU OUT OF COMPLIANCE? WHEN YOU -- YOU KNOW WHEN YOU DO THE SUBDIVISION? ITCH DISCUSSED THIS WITH THE OWNERS QUITE A BIT. THEY ARE REALLY FRUSTRATED WITH THE PROCESS GOING ON WITH THE NEIGHBORHOOD GROUPS. I THINK THEY HAVE INSTRUCTED ME TO SAY NO SETBACKS WITH ALL DUE RESPECT. WE WOULD LIKE TO BE ABLE TO HOLD AND COMPLY WITH THE S.F. 4 A. I WOULD BE WILLING TO LOOK AT -- LOOK AT SOMETHING THAT FITS THE THIRD STREET BECAUSE I'M WORRIED ABOUT SOME OF THE GARAGE CARPORT AREAS. BUT I THINK BOULDIN AVENUE IS BASICALLY CONSISTENT WITH ALL OF THOSE LOTS DOWN THERE. WITH THE SMALLER SET BAGS. WE ARE ACTUALLY -- SETBACKS. WE ARE ACTUALLY PUSHED BACK AS WELL. I THINK WITH THE IMPERVIOUS COVER RESTRICTIONS WE ARE TRYING OUR BEST TO MEET AND COMPROMISE THE NEEDS.

I UNDERSTAND. YOU UNDERSTAND THERE'S A VALID PETITION HERE, SO TWO VOTES COULD KILL THE WHOLE APPLICATION. WHAT I AM ASKING FOR YOU IS TO CONSIDER SOMETHING THAT DOESN'T AFFECT WHAT YOU ARE TRYING

TO DO GOING FORWARD. SO -- SO ANYWAY THAT'S WHAT I'M INTERESTED IN. I'M GOING TO OFFER IT AS A FRIENDLY AMENDMENT. SO I GUESS THAT I WILL GO AHEAD AND OFFER THAT AS A FRIENDLY AMENDMENT TO HAVE ON TRACT 1 A 22-FOOT SETBACK AND I THINK WE HEARD MR. GUERNSEY SAY THAT THEY WERE PROBABLY AT AROUND 25 FEET THERE. AND ON TRACT 2 THAT WE DO A 20-FOOT SETBACK. APPROXIMATELY 22 THERE NOW.

THE DISTANCE FROM THE CLOSEST POINT ON THE HOUSE THAT'S ON BOULDIN, THIS IS ABOUT A DISTANCE OF 25. FROM THE EDGE OF THE HOUSE TO THE STREET IS ABOUT 22. IF YOU TOOK THE CARE PORT, IT'S SOMEWHERE LIKE 19, ABOUT 20 FEET FROM THIS POINT TO THIS COVERED CARPORT. BUT THE ACTUAL HOUSE IS 22 FEET, THE CARPORT IS ABOUT 20 FEET APPROXIMATELY.

THAT'S MY PROPOSAL, I THINK. 22 -- 22 FEET ON TRACT 1, 20 FEET ON TRACT 2.

Mayor Wynn: COUNCILMEMBER SLUSHER?

Slusher: I'M LOOKING AT THESE NUMBERS HERE BEFORE I -- BEFORE I SAY. THREE FEET HERE. MR. GUERNSEY, WHAT ABOUT THE OTHER HOUSES ON THIS STREET, WOULD THEY BE IN COMPLIANCE IF HE WE DID THIS TO THEM? I MEAN I UNDERSTAND THAT YOU MAY NOT KNOW THAT -- YOU MIGHT NOT HAVE MEASURED EVERY CARPORT ON BOULDIN.

IF YOU TAKE A LOOK AT THE SETBACKS OF THE HOUSES TO THE NORTH, THE ONE THAT'S ON BOWLED DIP RIGHT NOW WOULD -- BOULDIN WOULD APPEAR TO BE SET CLOSER THAN 25 FEET. SO IT WOULD NOT COMPLY. THE HOUSE TO THE SOUTH LOOKS LIKE IT'S ALMOST IN LINE WITH THE HOUSE THAT'S ON BOULDIN. LOOKING IN THAT LINE SO IT'S PROBABLY PRETTY CLOSE. SO THE ONE TO THE NORTH WOULD NOT COMPLY WITH THE 25-FOOT SETBACK PROBABLY ON BOULDIN. THE ONE ON SOUTH THIRD STREET. THIS HOUSE ACTUALLY APPEARS TO BE CLOSER THAN MOST OF THE HOUSES THAT ARE ON SOUTH THIRD STREET ACCORDING TO THE AERIAL PHOTO. SO THERE ARE SOME THAT ARE PROBABLY CLOSER, SOME THAT ARE OBVIOUSLY THAT -- THAT SETBACK AND LOOK LIKE THEY ARE IN

COMPLIANCE.

Slusher: MR. GUERNSEY OR I GUESS MS. TERRY, ONE OF Y'ALL, IF WE HAVE A VOTE ON THIS AND THERE'S TWO NOS, CAN WE COME BACK AND DO ANOTHER MOTION?

I THINK -- I THINK ACTUALLY THE MAYOR HAS GOT HIS FINGER ON IT AND THAT MAY BE IT MAY NEED TO TAKE SHAPE AS A VOTE TO RECONSIDER AND THEN MODIFY WHAT IT IS THAT YOU WANT TO DO.

Slusher: WHO WOULD BE THE PREVAILING SIDE THEN, THE TWO OR THE FIVE?

IT'S GOING TO HAVE TO BE THE PEOPLE WHO VOTED AYE. PEOPLE WHO VOTED IN THE AFFIRMATIVE, IT DOESN'T MATTER THAT THE MAJORITY AMOUNT CHANGES. IT IS THE PEOPLE WHO VOTE AFFIRMATIVE. SO THE PERSON WHO WOULD MAKE THE MOTION TO RECONSIDER WOULD BE THE PEPPER WHO VOTED AFFIRMATIVE.

EVEN THOUGH THAT MOTION MIGHT FAIL. I GUESS WE SHOULD LET THE -- SOMEONE FROM THE NEIGHBORHOOD, ONE OF THE NEIGHBORS WANTS TO ASK A QUESTION.

Goodman: WE SHOULD FIND OUT ABOUT THE FRIENDLY AMENDMENT FIRST. DID WE DO THAT?

Slusher: I'M SORRY, WHAT?

Slusher: I'M NOT GOING TO ACCEPT IT AT THIS TIME.

Thomas: COULD I ASK --

Mayor Wynn: COUNCILMEMBER THOMAS? THE MAKER OF THE AMENDMENT, WHERE IS HE TRYING TO GO? BECAUSE IT'S -- TO ME Y'ALL KNOW HOW I FEEL ABOUT THIS. I THINK THEY HAVE BEEN PATIENT ENOUGH TO TRY TO WORK THIS OUT. I THINK WE HAD PRETTY WELL MET THAT. I DON'T POND TO PUT THE COUNCILMEMBER ON -- CAN YOU TELL ME WHY YOU WANT TO SET IT BACK SOME MORE.

Alvarez: THE IDEA HERE IS THAT THE OWNER WANTS WHAT

THEY WANT AND THE NEIGHBORHOOD SAYS THEY DON'T SUPPORT CHANGING THE S.F. 3. TO S.F. 4. SO THE APPROACH THAT I'M TRYING TO TAKE HERE IS THAT WE TRY TO KEEP THE RESTRICTIONS AS CLOSE TO S.F. 3 AS POSSIBLE WITHOUT PROHIBITING THEM FROM DOING WHAT THEY INTEND TO DO. SO IT REALLY -- THE THINGS THAT I HAVE PUT ON THE TABLE IN TERMS OF IMPERVIOUS COVER AND SETBACKS STILL ALLOW THEM TO MOVE FORWARD. AND SO THAT'S WHY I DON'T THINK THAT IT'S AN UNREASONABLE REQUEST. I'M DISAPPOINTED THAT THEY DON'T ACCEPT THOSE RECOMMENDATIONS AND SO REALLY IT'S OBVIOUSLY WE HAVE TWO SIDES HERE. WE ARE TRYING TO -- TRYING TO ACCOMMODATE, YOU KNOW, AS MANY OF THE CONCERNS THAT EACH SIDE RAISES AND WITH THESE PROPOSALS ALLOW THE OWNER TO DO WHAT THEY WANT TO DO. I DON'T SEE WHY, YOU KNOW, THEY ARE NOT ACCEPTING THE OFFER. BUT I CERTAINLY RESPECT THEIR OPINION [MULTIPLE VOICES]

Slusher: LET'S LET HER ADDRESS THAT. [MULTIPLE VOICES]

Thomas: OKAY --

Slusher: I'M SORRY. [MULTIPLE VOICES]

THESE RESTRICTIONS WERE NOT EVEN PRESENTED TO US THROUGH THE WHOLE PROCESS STARTING IN AUGUST. WERE NEVER EVEN PRESENTED TO US AT THE NEIGHBORHOOD MEETINGS, AT THE ZONING COMMISSION, WE HAVE BEEN TO EVERYTHING THAT HAS BEEN ASKED OF US. AND UNTIL WE SHOWED UP HERE AND A PETITION WAS -- NOTHING, THEY DIDN'T EVEN SHOW UP AT THE ZONING COMMISSION. SO WE DECIDED, WE GOT A VOTE FROM Y'ALL, JUST AS IS, WHEN THEY SHOWED UP AND ASKED US FOR IMPERVIOUS COVER. WE SAID OKAY. BUT I'M NOT SURE WHAT THEIR POINT IS ON PUNISHING US WHEN NOBODY ELSE IN THE NEIGHBORHOOD IS IN COMPLIANCE. WE ARE SAYING FINE, GIVE US THAT IMPERVIOUS COVER. BUT I DON'T UNDERSTAND WHY WE HAVE TO ADHERE A MORE STRINGENT THING THAN ANYBODY ELSE. IT'S LIKE WE'RE -- IT'S LIKE THEY ARE MAKING US THEIR POINT. WE ARE THEIR - - I DON'T KNOW. THEIR TEST CASE? I'M NOT SURE WHAT WE ARE. AND I'M NOT SURE THAT I UNDERSTAND THE

DIFFERENCE FROM MEETING TO MEETING ON WHY THIS IS CHANGING BECAUSE WE'VE COME HALFWAY. WE SAID GREAT, GIVE US IMPERVIOUS COVER. BUT NOW THEY WANT SETBACKS. AND I DON'T UNDERSTAND --

Alvarez: LET ME CLARIFY THAT IT IS A LONG PROCESS, IT'S A TEDIOUS PROCESS.

YES, IT IS.

Alvarez: IT'S NOT THEM ASKING, IT'S ME ASKING BECAUSE I'M TRYING TO DO WHAT I FEEL IS FAIR FOR BOTH PARTIES AND IN REALITY YOU DIDN'T ACCEPT THE IMPERVIOUS COVER BECAUSE WE ARE NOT AT S.F. 3 IMPERVIOUS COVER. BUT YOU HAVE MADE SOME CONCESSIONS AND I'M JUST ASKING WELL, CAN YOU MAKE A LITTLE BIT OF A CONCESSION ON THE SETBACK AS WELL. AND THEN I THINK AT LEAST I'LL BE COMFORTABLE SUPPORTING IT. I THINK THE NEIGHBORHOOD -- I'LL LET THEM SPEAK FOR THEMSELVES, THEY WOULD LIKE TO SEE EVEN MORE RESTRICTIONS, BUT I'M TRYING TO DO SOMETHING THAT ALLOWS YOU TO MOVE FORWARD WITH WHAT YOU ARE TRYING TO DO BUT STILL TRY TO REDUCE THE AMOUNT OF DEVELOPMENT THAT COULD OCCUR POTENTIALLY IN THE FUTURE.

IF YOU WOULD, PLEASE, CLARIFY THE SETBACKS THAT YOU WANT. I WANT TO MAKE SURE THAT WE CAN DO WHAT THEY WANT TO DO HERE AND NOT GO IN NON-COMPLIANCE ON THE BACK END THERE. THOSE ARE MY TWO POINTS.

I'M JUST TALKING ABOUT THE FRONT SETBACK. THE ONLY ONE.

THIS ONE BEING.

Alvarez: 22 FEET.

Alvarez: THE ONE ON SOUTH THIRD BEING 20 FEET.

FROM WHAT I UNDERSTAND IT COMPLY WAS THAT FROM THE SURVEY.

Alvarez: RIGHT.

OKAY.

MAYOR?

Mayor Wynn: BEFORE I CALL ON COUNCILMEMBER DUNKERLY, I WOULD LIKE TO CLARIFY OR ASK MARTY TERRY TO CLARIFY THE ISSUE OF RECONSIDERATION ON A FAILING VOTE.

I WENT TO THE AUTHORITATIVE SOURCE, ROBERTS, IF THE MOTION FAILS, THE PREVAILING SIDE IS THE NO VOTE. IF THE MOTION PASSES, THE PREVAILING SIDE HE IS THE AYE VOTE.

OKAY.

Mayor Wynn: SO THERE IT WOULD TAKE THE TWO MEMBERS WHO VOTE NO IF IT WERE A 5-2 VOTE TO BRING IT BACK FOR RECONSIDERATION.

Slusher: I GOT YA.

Dunkerley: I WANTED TO MAYBE ASK MR. GUERNSEY A QUESTION. I'M CONCERNED ON THE LOT, ON THE SETBACKS THAT THE COUNCILMEMBERS ASKED ON SOUTH THIRD, THERE'S A -- THERE IS A CARPORT THERE. THAT EXTENDS FURTHER I BELIEVE YOU SAID THAN THE 20 FEET. SO I THINK, YOU KNOW, NOT KNOWING HOW THEY ARE GOING TO REMODEL IT. I WOULD THINK THAT PUTTING A 20-FOOT SET BACK THERE PERHAPS WOULDN'T BE ENOUGH TO GET THE CARPORT IN. NOT KNOWING HOW THEY ARE GOING TO BUILD IT OR DESIGN IT. JUST WONDERING IF MAYBE YOU WOULD CONSIDER SOMETHING LIKE 15 ON THAT SIDE TO SO THAT THEY WOULDN'T HAVE TO SHORTEN OR TAKE DOWN THE CARPORT. BECAUSE IT'S ALREADY 19. IT'S -- IT'S WITHIN 19 FEET OF THE LINE YOU SAID. NOT 20.

Guernsey: THIS POINT RIGHT HERE IS APPROXIMATELY 19 TO 20 FEET. I DON'T KNOW PRECISELY. THIS IS 15. THIS IS 25. THIS IS APPROXIMATELY LIKE 19 TO 20 FEET. 19 WOULD PROBABLY BE A SAFER NUMBER. AT THIS POINT, FROM HERE

GOING TO FOUR -- FORWARD TO THE FRONT IS 25.

22 WOULD BE SAFE UP THERE.

22 HAPPENS TO BE THIS POINT THAT'S REPRESENTED AT THE EDGE. 22-POINT 8 FROM HERE TO HERE. THIS IS 25 FROM HERE TO HERE. SO YOU HAVE 22 FROM THE EDGE OF THE HOUSE TO THE FRONT AND THEN FRONT EDGE TO THE CARPORT. 19 I GUESS TO THE FRONT. 19 IS THE SHORTEST DISTANCE AND 25 IS THE SHORTEST DISTANCE. AS IT SITS TODAY.

CAN I FOLLOW UP, COUNCILMEMBER? HOW MUCH LEEWAY WOULD WE HAVE THERE? IF -- ON -- FOR THE PROPOSED AMENDMENT? BETWEEN THEIR DRIVEWAY AND -- AND THIS SETBACK REQUIREMENT?

Guernsey: WELL, I THINK THE LAST NUMBERS THAT I HEARD I THINK WERE MENTIONED 22 ON BOULDIN, 20 ON SOUTH THIRD STREET. SO THE EXISTING BUILDING WOULD COMPLY WITH THE 22 EASILY AND THERE'S -- THE CARPORT IN THIS CASE IS FURTHER BACK. ON THE SOUTH THIRD STREET IT MAY INTRUDE A FOOT.

Dunkerley: THAT'S WHY I WAS SUGGESTING REDUCING IT.

IF IT WAS 19, BASED ON WHAT I CAN CALCULATE, LOOKING AT THE SURVEY IN MY HAND, IT WOULD COMPLY WITH 19 PROBABLY AT THIS POINT.

Slusher: WHAT ARE YOU PROPOSING NOW?

Alvarez: I'M ACCEPTABLE TO 19. AT THIS POINT I HAVEN'T HEARD THAT ANYONE IS ACTUALLY SUPPORT IIVE OF THESE SETBACKS, I CERTAINLY WOULD ACCEPT 19 INSTEAD OF 20 IF THAT'S WHAT IT TAKES TO MAKE THEM COMPLY.

COUNCILMEMBER? THE CONCERN IS THE BOA AND CONTINUED PROBLEMS WITH THIS SITE. WE WILL ACCEPT THOSE CONDITIONS AS FAR AS ANY OTHER SETBACKS THAT COME UP, THAT WOULD CONCERN ME, THE SIDE YARDS, ANYTHING THAT DOESN'T COMPLY WITH THE S.F. 3. THE TWO

FRONT YARDS WE WILL ACCEPT THOSE.

Dunkerley: COULD I ASK ONE MORE QUESTION?

Mayor Wynn: YES, COUNCILMEMBER DUNKERLY.

Dunkerley: IS THE PROPOSAL TO DO S.F. 4 WITH THE IMPERVIOUS COVER LIMITS WE DISCUSSED AND NOW THESE TWO SETBACKS, SO WE ARE NOT DOING S.F. 3, WE ARE DISOONG S.F. 4.

Slusher: RIGHT. I KEEP SAYING S.F. 3 BECAUSE THE SURROUNDING HOUSES ARE, IF THEY RAN INTO THIS SORT OF SITUATION THEY WOULD HAVE TO COME DOWN HERE, TOO.

Dunkerley: I WOULD HOPE THAT WE WOULD BE CONSISTENT WITH EVERY ONE OF THOSE HOUSES IN THE FUTURE IF THEY COME DOWN.

Slusher: I WOULD CERTAINLY HOPE SO. I WOULD HOPE MAYBE THEY COULD JUST USE THIS AS A PRECEDENT AND NOT HAVE TO GO THROUGH AS MUCH AGONY AS THESE FOLKS HAVE. WHEN I SAY USE IT AS A PRECEDENT I DON'T MEAN FOR THEM TO HAVING -- SO THEY WOULDN'T HAVE TO GO THROUGH THIS. NOT SO THEY WOULD HAVE TO. [LAUGHTER] IF THAT MAKES SENSE. ALL RIGHT, WELL, I'LL ACCEPT THAT, LET ME MAKE SURE THAT I UNDERSTAND THE DIFFERENCE. 19 HERE? NOW SO WHY IS THAT -- DIDN'T YOU JUST TAKE THE NUMBER THE SETBACK NUMBER DOWN? I THOUGHT IT WOULD BE GOING UP IF YOU ARE TRYING TO GIVE THEM ANOTHER FOOT?

Dunkerley: WHATEVER --

COUNCILMEMBER, THAT'S MY FAULT PROBABLY BECAUSE I SAID IT WAS APPROXIMATELY 20. IT'S PROBABLY ON -- PROBABLY BETWEEN 19 AND 20. IF YOU SAID 19 THAT WOULD BE -- THE CONSERVATIVE NUMBER TO ASSURE THAT THE CARPORT PROBABLY WOULD NOT BE AFFECTED ON THE SOUTH THIRD STREET SIDE.

Slusher: THAT'S WHAT WE WANT TO NOT BE AFFECTED. CAN

WE POSSIBLY ADD TO THE MOTION THAT COUNCIL'S INTENT IS NOT TO MAKE THE APPLICANT HAVE TO GO BEFORE THE BOARD OF ADJUSTMENT DUE TO ANY OF THE EXISTING STRUCTURES ON THE PROPERTY?

YOU COME ADD THAT AS PART OF YOUR MOTION. IT WOULD NOT GO IN THE ORDINANCE BUT THAT DOESN'T KEEP IT FROM NOT HAVING TO GO. [LAUGHTER] I'M SORRY, COUNCILMEMBER, BUT THE LAW IS THE LAW.

Slusher: I UNDERSTAND. SO -- SO I -- [MULTIPLE VOICES]

YES, I APOLOGIZE.

Slusher: YOU DIDN'T MAKE THE LAW PROBABLY. YOU MAY HAVE, I DON'T KNOW.

WELL -- AT ANY RATE. WHAT I HAVE IS WE ARE INCREASING THE MAXIMUM IMPERVIOUS COVER FOR TRACT 1 TO 52%. AND THEN ON TRACT 1 WE HAVE A 22-FOOT SETBACK AND WE HAVE A 19-FOOT SETBACK.

THOSE ARE FRONT YARD SETBACKS.

THOSE ARE FRONT YARD SETH BACKS. THE REASON WHY I WANT TO -- SETBACKS, THE REASON WHY I WANT TO TIE THAT DOWN IS BECAUSE OBVIOUSLY THESE ARE AMENDMENTS TO THE ORDINANCE THAT YOU HAVE IN YOUR BACKUP AND WE WILL HAVE TO PREPARE THE FINAL WRITTEN ORDINANCE CONSISTENT WITH THOSE AND WE CAN DO THAT, JUST WANT TO BE VERY SURE THAT --

Slusher: OKAY. I THINK WE GOT THAT NAILED DOWN. LET ME GO OUT A JUST RISKY TERRITORY HERE AND SUPPOSE LIKE THEY GET TO WORKING ON THIS HOUSE AND THEY DECIDE HADTHEY WANT TO PUT ON A DECK, IT WOULD BE NICE TO HAVE A DECK THERE IN THE BACK YARD? DO THEY HAVE TO GO THROUGH THE BOARD OF ADJUSTMENT.

YES, SIR. THE REASON FOR THAT IS BECAUSE THE REAR -- IF THAT EXTENDS INTO THE REAR SETBACK, AS YOU ARE APPROVING IT NOW, THAT'S SOMETHING NEW, THAT'S SOMETHING DIFFERENT, THAT'S GOING -- YOU KNOW, YES,

THEY WOULD HAVE TO -- THEY WOULD HAVE TO GO TO THE BOARD OF ADJUSTMENT. BUT IN TERMS OF ACCOMPLISHING YOUR OBJECTIVE ABOUT WHAT YOU WANT TO DO TODAY WITH THE EXISTING STRUCTURES, AS LONG AS THEY ARE WITHIN THAT SURVEY, THEY ARE NOT GOING TO HAVE TO GO TO THE BOARD OF ADJUSTMENT.

Slusher: I DIDN'T UNDERSTAND THAT LAST PART. REFERRING TO THIS?

FOR ANY OF THE EXISTING BUILDINGS, BUT, YES, ANYONE WHO WANTS TO ADD SOMETHING THAT GOES INTO A SETBACK IS GOING TO HAVE TO GO TO THE BOARD OF ADJUSTMENT. WHAT I'M SAYING TO YOU IS THAT IF YOUR OBJECTIVE IS TO LET THESE STRUCTURES GO, THEN YOU HAVE ACCOMPLISHED THAT AS LONG AS THEIR SURVEY, AS LONG AS THEY ARE CORRECT ON THEIR NUMBERS ON THE SURVEY. IF THEY ARE NOT CORRECT ON THE NUMBERS ON THE SURVEY, THEY MAY WHO V TO CHEW A LITTLE BIT OFF OF THAT CARPORT.

[INDISCERNIBLE]

WHATEVER. BASED UPON THEIR REPRESENTATIONS HERE, THEY ARE HAPPY, THEY CAN MAKE THE SETBACKS THAT HAVE BEEN SUGGESTED.

OKAY.

Goodman: COUNCILMEMBER, CAN I FOLLOW UP ON THAT?

Mayor Wynn: MAYOR PRO TEM?

Goodman: RELATIVE TO THE OTHER LOTS THAT WE ARE TRYING TO SORTED OF EMULATE HERE, WOULDN'T THEY ALSO HAVE TO GO TO THE BOARD OF ADJUSTMENT IF THEY WANTED A DECK IN THEIR BACK YARDS?

WELL, WHAT YOU HAVE IN THOSE OTHER ONES, THE REASON WHY THESE FOLKS HAVE TO GO IS BECAUSE THEY ARE SUBDIVIDING AND SPLITTING THIS LOT. IF ANOTHER LOT CAME IN, TWO STRUCTURES ON IT LIKE THIS, THEY WERE SPLITTING IT AND GOT INTO THEIR REAR YARD SETBACK,

YEAH, THEY WOULD HAVE TO GO, TOO. I DON'T KNOW -- THOSE OTHER HOUSES RIGHT NOW WITH THEIR ZONING MAY BE NON-COMPLYING STRUCTURES, BUT THE MINUTE THEY START ADDING ON TO A NON-COMPLYING STRUCTURE AND GETTING INTO SETBACKS, THEY ARE OFF TO THE BOARD OF ADJUSTMENT.

IF I MAY ADD THE LOTS THAT ARE SO THE SOUTH HAVE ALREADY BEEN DIVIDED, HOUSES THAT FRONT ONLY ON ONE STREET. THE LOT TO THE NORTH AT SOME TIME, I COULD NOT DETERMINE WHEN, BUT ACCORDING TO TAX RECORDS THE PROPERTY DIRECTLY TO THE NORTH HAS ALREADY BEEN SPLIT. SO THERE'S ONE HOUSE FACING EITHER SIDE. THE LAST HOUSE ON THIS BLOCK ON JEWEL STREET IS A DUPLEX, SO GIVEN THE SIZE OF THE LOT AND THE REQUIREMENTS OF S.F. 4 A IT COULD NOT BE SUBDIVIDED INTO TWO HALVES AND THE EXISTING STRUCTURE AS A DUPLEX. SO THAT ALREADY HAS TWO UNITS ON THAT ONE TRACT. SO THIS IS THE ONLY I GUESS LOT LEFT ON THIS PARTICULAR BLOCK THAT IS NOT SPLIT INTO THAT COULD BE. IN TWO THAT COULD BE.

Slusher: MAYOR. I'M GOING TO LET THE NEIGHBORHOOD ASSOCIATION REPRESENTATIVE TALK TO US FOR A MINUTE.

THANK YOU, COUNCILMEMBER, MAYOR, MAYOR PRO TEM, COUNCILMEMBERS. WANTED TO FIRST ADDRESS COUNCILMEMBER SLUSHER'S QUESTION OF WHY WE ARE DOING THESE FORWARD, BACKWARD, SIDEWAYS RESTRICTIONS ON THIS PROPOSED SUBDIVISION. THAT WAS BASICALLY THE DIFFERENCE BETWEEN THE 25-FOOT FRONT SETBACK ON S.F. 3 AND 15 FEET ON S.F. 4 A. IF YOU LOOKED AT ANY OF THE OTHER DWELLINGS ON EITHER SIDE OF THIS BLOCK, THEY ARE FAR CLOSER TO THE 25-FOOT SETBACK THAN THEY CERTAINLY ARE TO THE 15-FOOT SETBACK. AND THAT'S THE NEIGHBORHOOD'S CONCERN. I MEAN, OUR FIRST APPROACH TO THIS WHOLE ISSUE WAS THE WHOLE ISSUE OF S.F. 4 A AND SUBDIVISION OF S.F. 3 LOTS INTO SUBSIZED URBAN CORRIDOR DISTRICT BAN DWELLING LOTS, WHICH THE NEIGHBORHOOD PLAN REJECTS. AND IN THIS CASE WE'VE I THINK COME A LONG WAY WITH COUNCILMEMBERS VARIOUS PROPOSALS TO WORK THE SETBACKS INTO S.F. 4 A SUBDIVISION SO THAT WE COULD STILL, WITH THE -- WITH

THE CONDITIONAL OVERLAYS, STILL MAINTAIN THE -- THE CHARACTER OF THE NEIGHBORHOOD AND PARTICULARLY OF THIS BLOCK. SO THAT'S WHY BOTH THE IMPERVIOUS COVER, CONDITIONAL OVERLAYS AND IN THIS CASE THE ATTEMPT TO GET SOME KIND OF A CONDITIONAL OVERLAY ONSET-BACK AT LEAST ON THE FRONT.

Slusher: OKAY. BUT WHERE DID YOU START OUT ASKING FOR ON THE SETBACKS?

WE STARTED OUT ASKING THE SETBACKS TO BE WITHIN S.F. 3. BUT, YOU KNOW, REALIZING THAT THAT WOULD -- WOULD INVOLVE TEARING DOWN OR MOVING OR OTHERWISE MODIFYING THESE STRUCTURES, WE ARE CERTAINLY NOT INTERESTED IN SUBJECTING THE APPLICANT TO THAT.

Slusher: BUT THAT WAS YOUR POSITION --

YES, IT WAS. IT STILL IS ON THE PETITIONER'S CONDITIONS FOR AN OVERLAY.

Slusher: THE PETITION -- EVEN WITH THIS AMENDMENT, THE -
- STATING ON THE PETITION, THE PETITION WOULD CALL FOR THEM TO HAVE TO GO TO THE -- TO THE BOARD OF ADJUSTMENT.

I WOULDN'T WANT THAT AND I CAN ENSURE, I HOPE THAT I CAN DO THIS VERBALLY, THAT IF -- YOU KNOW, IF WE ARE ABLE TO COME TO THAT AGREEMENT ON THE FRONT SETBACK TO KEEP IT WITHIN THE S.F. 3 OR THE REST OF THE BLOCK AND THE REST OF THE NEIGHBORHOOD'S CHARACTER, THOSE WHO SIGNED THAT PETITION AND ALSO SIGNED THEIR WILLINGNESS TO WITHDRAW THEIR SIGNATURES I HAVE SPOKEN TO THEM AND THEY ARE READY TO WITHDRAW THOSE SIGNATURES IF WE FEEL THAT WE HAVE GOTTEN AS CLOSE AS WE CAN TO S.F. 3 SETBACK IMPERVIOUS COVER.

THEY ARE NOT HERE, THOUGH.

THEY ARE NOT HERE.

Slusher: BASICALLY THE SITUATION -- [MULTIPLE VOICES]

THE COUNCIL HAS THIS BEFORE US AND EITHER WE WORK OUT THIS COMPROMISE HERE, SIX PEOPLE CAN VOTE FOR, OR IT GETS VOTED DOWN AND THESE FOLKS HAVE TO EITHER NOT GET THEIR ZONING AT ALL OR THEY HAVE TO GO TO THE BOARD OF ADJUSTMENT.

I UNDERSTAND WHERE YOU ARE GOING WITH ASKING ABOUT PUTTING IT UP FOR A VOTE AGAIN. IT'S NOT THE NEIGHBORHOOD'S POSITION TO NOT RESOLVE THIS TODAY, IT'S NOT TO SEND THESE FOLKS BACK TO THE BOARD OF ADJUSTMENTS. IT'S TO RESOLVE THIS SITUATION HERE. WE DO FEEL THAT THE COUNCIL HAS WORKED HARD AT A COMPROMISE SOLUTION. WE BELIEVE THAT -- WELL, THE NEIGHBORHOOD, THE PETITION SIGNATORIES ARE READY TO -- READY TO ARRIVE AT A COMPROMISE SOLUTION IN SETBACK AND IMPERVIOUS COVER. IF THE APPLICANT IS WILLING TO AGREE TO THAT.

Slusher: AGREED TO WHAT. SEEMED LIKE THEY ALREADY DID AGREE TO IT.

FINE.

Slusher: WE STILL HAVE A VALID PETITION. WHICH THE VALID PETITION, WHICH WOULD KEEP THEM AT SENDING THEM OVER TO THE BOARD OF ADJUSTMENT TO WHAT THEY ALREADY HAVE ON THE PROPERTY FOR MAYBE 60, 70 YEARS OR SO.

I DON'T KNOW -- YOU KNOW, WHAT YOUR SUGGESTION IS THEN --

I'M JUST FINDING OUT WHAT THE SITUATION IS.

YOU ARE SAYING THAT THE PETITION SIGNATORIES ARE NOT HERE TO SPEAK FOR THEMSELVES TO WITHDRAW THE CONDITIONS UNDER WHICH THEY SAID THEY WOULD WITHDRAW THE PETITION WE CAN'T WITHDRAW THE PETITION?

Slusher: I THINK THAT'S ACCURATE.

Slusher: I GUESS WE MAY AS WELL GO AHEAD AND VOTE ON

THIS ONE UNLESS OTHER COUNCILMEMBERS HAVE SOMETHING TO SAY. I THINK THEY DO. BUT I WANTED TO MAKE MAKE SOME COMMENTS BEFORE WE VOTE.

Mayor Wynn: THANK YOU. REMIND ME, COUNCILMEMBER SLUSHER IS THE MAKER OF THE MOTION, SECONDED BY COUNCILMEMBER THOMAS. A BRIEF EXPLANATION OF -- REMIND US WHICH ITEMS HAVE BEEN CONSIDERED FRIENDLY OR NOT? WHERE IS THE SETBACK ITEM?

Slusher: LET'S HEAR FROM THE MAYOR PRO TEM?

Goodman: THANKS, I WANTED TO ASK COREY A QUESTION OR TWO. WHY AREN'T THE PETITIONERS HERE?

THE PETITIONERS AREN'T HERE, I DON'T KNOW WHY THEY'RE NOT HERE. BECAUSE THEY ARE -- THEY ARE WORKING RESIDENTS. I THINK THAT THEY PROBABLY ENTRUSTED THE NEIGHBORHOOD TO, YOU KNOW, SPEAK AND REPRESENT THEIR CONCERNS ON THIS ISSUE.

Goodman: SO DO YOU THINK IN SPIRIT THEY SORT OF GAVE YOU GUARDIANSHIP OF WHAT WOULD AND WOULD NOT BE CHALLENGED?

I DO. I HAVE SPEND TO THOSE WHO HAVE SIGNED AND SIGNED THE THINGS THAT SAID THEY WERE WILLING TO WITHDRAW. I HAVE BEEN IN E-MAIL CONTACT WITH THEM. SORT OF KEEPING THEM UP TO DATE. THE LARGEST SIGNATORY WHO HAD ACTUALLY ALMOST SINGLE HANDEDLY AFFECTED THE VALIDITY OF THE PETITION VERBALLY SAID, YOU KNOW, DO WHAT YOU FEEL IS RIGHT.

Goodman: THE REASON THAT I ASKED IS THAT WE ARE IN A REALLY IFFY SITUATION AS COUNCILMEMBER SLUSHER POINTS OUT. WE ARE KIND OF TRUSTING TO THE SPIRIT OF EXPECTATIONS AS OPPOSED TO REALLY SEEING PEOPLE GO UP AND SAY HEY I'M TAKING MY NAME OFF. I DO WANT TO LAY OUT, THIS IS ONE OF THE NEIGHBORHOOD CASES THAT HAS ELICITED THE MOST COMMENT FROM PEOPLE OUT THERE ON THE STREET TO ME. THAN ANY -- THAN ANY THAT I'VE EVER HAD BEFORE. THAT INCLUDES PLANNING COMMISSION AND PART OF WHAT IT IS, HAD TO DO WITH NOT

UNDERSTANDING, NOT HAVING READ THE NEIGHBORHOOD PLAN, EITHER. BUT FOLKS WHO ARE IN NEIGHBORHOOD PLANNING OR WHO NEIGHBORHOOD PLANS AND WHO HAVE SAID ISN'T THE INTENT TO KEEP THE NATURE AND CHARACTER AS IS? AND SO THE -- SO THE ATTEMPTS TO GET IMPERVIOUS COVER AND SETBACKS AND EVERYTHING SO THAT THE -- EVEN THOUGH THESE FOLKS DID NOT SUBDIVIDE AT THE TIME OF OTHERS, HAD THEY, THEY WOULD BE IN NON-CONFORMING USE JUST LIKE THE REST OF THE LOTS. SO FOR THEM TO COME IN AT THIS TIME AND TRY TO BE LEGAL LIKE EVERYBODY ELSE AND NOT TO CHANGE ANYTHING, BUT TO PRESERVE THE CHARACTER AND NATURE OF THE NEIGHBORHOOD WAS DIFFICULT FOR PEOPLE TO UNDERSTAND. RELATIVE TO PETITIONS AND REALLY FOCUSED AND -- AND SOLID NEIGHBORHOOD OPPOSITION. SO DIFFERENT PEOPLE HAVE ASKED ME TO EXPLAIN THIS CASE TO THEM. AND I'M -- I WAS NOT ALWAYS ABLE TO DO THAT. SO BECAUSE I ALSO ALONG WITH EVERYBODY ELSE AM TRYING TO FIND THE WAY, SINCE THE LEGALITIES OF ZONING ARE NOT ALL THAT FLEXIBLE AT THIS MOMENT, EVEN THOUGH NEIGHBORHOOD PLANS WERE SUPPOSED TO BE ABLE TO GIVE US THE MECHANISMS AND OPPORTUNITIES TO PROVIDE FOR THIS VERY KIND OF SITUATION. WE STILL HAVE THE RIGIDITY OF THE CODE THAT HASN'T BEEN EASED UP THAT MUCH FOR A NEIGHBORHOOD PLAN. SO WE FIND OURSELVES IN THIS PARTICULAR SPOT. WHAT WE ARE TRYING TO DO, THOUGH, AS I UNDERSTAND ALL THE MOTIONS AND AMENDMENTS, IS TRY TO, ALTHOUGH UNABLE TO USE THE NON-CONFORMING ZONING CATEGORY THAT EVERYBODY ELSE HAS, EVEN THOUGH THEY ARE NON-CONFORMING, TRYING TO MAKE SURE THAT THE REALITY IS ALWAYS THE NATURE AND CULTURE OF WHAT EXISTS RIGHT NOW, THE CHARACTER. THESE ARE OLD HOUSES. THESE ARE NOT NEW. AND ATTEMPTS TO RENOVATE AND REPAIR OBVIOUSLY IS IN KEEPING WITH THE COMMITMENT TO RETAIN THE CHARACTER OF THESE TWO LOTS. JUST AS THEY ARE, WHICH IS ALSO WHAT THE NEIGHBORHOOD PLAN WAS ALL ABOUT. IF I'M CORRECT IN THAT. SO I THINK THIS IS WHAT THE NEIGHBORHOOD WAS AFTER. THE STICKING POINT OF THE VALID PETITION. I'M JUST GOING TO HAVE TO - - I'M GOING TO HAVE TO GO WITH COREY AND IF I WIND UP VOTING AGAINST A VALID PETITION, I'M JUST GOING TO SAY

GO TALK TO COREY. [LAUGHTER]

Slusher: I HAVE A --

Mayor Wynn: COUNCILMEMBER SLUSHER.

Slusher: JUST CURIOUS, DOES ANYBODY KNOW IF ANY OF THE FOLKS WHO SIGNED THE VALID PETITION, IF THEIR HOUSES WOULD BE IN COMPLIANCE WITH WHAT WE ARE PROPOSING ON THIS PROPERTY?

SINCE NONE OF THEM LIVES ON THAT BLOCK, I DON'T -- I IMAGINE THAT THEY ARE ALL -- IN COMPLIANCE IN S.F. 3. AND -- AND.

Slusher: YOU'VE GOT A MAP.

COUNCILMEMBER THE PROPERTY THAT'S NEXT DOOR TO THE NORTH HAS A LOT THAT WOULD ACTUALLY BE SMALLER THAN THESE LOTS. ACCORDING TO THE AERIAL LOOKS LIKE THEIR HOUSE IS CLOSER TO THE STREET. BALD CONTINUE STREET. THAN THE -- BOULDIN STREET THAN THE ONE ON THIS PROPERTY.

Slusher: IN OTHER WORDS IT LOOKS LIKE WE HAVE SOMEBODY SIGNING SOMETHING TO FORCE THESE PEOPLE INTO A SETBACK THAT THEY ARE NOT COMPLYING WITH THEMSELVES. AND IT'S NOT LIKE THEY DID ANYTHING WRONG IN -- WITH THEIR SETBACK. THAT'S JUST WHERE THE HOUSE IS AND IS -- WAS THERE BEFORE ANY OF THESE REGULATIONS AND NEIGHBOR PLAN AND EVERYTHING WERE PUT INTO EFFECT.

Guernsey: AS FAR AS THE SETBACK, I CAN'T SAY FOR SURE, BUT IT APPEARS BY THE AERIAL. AS FAR AS LOT SIZE IS CONCERNED, THEIR LOTS ARE ACTUALLY SMALLER THAN THE ONES BEING PROPOSED HERE.

CONVERSELY, COUNCILMEMBER, THE ONE TO THE SOUTH IS A LITTLE FURTHER BACK. ALL OF THESE ARE VERY, VERY CLOSE.

I'M NOT COMFORTABLE AT ALL WHAT WE ARE DOING. I

REALLY, REALLY HOPE THROUGH THE ACTION HERE TODAY WE DON'T SEND THESE FOLKS TO THE BOARD OF ADJUSTMENT ON PUT A FOOT OR MAKE THEM SAW A FOOT OFF OF THEIR DRIVEWAY OR SOMETHING WHERE THE CAR STICKS OUT THE BACK OF THEIR CARPORT. BUT I DON'T HAVE ANY -- WITH IT NEEDING SIX VOTES, INCLUDING EVIDENTLY FOLKS SIGNING PETITION TO REQUIRE THEM TO DO THIS, NOW NOT EVEN THAT. BECAUSE EVEN WITH DOING THIS, WE CAN'T TAKE THE NAMES OFF THE PETITION. BUT THERE'S FOLKS SIGNING A PETITION TO FORCE THESE PEOPLE TO DO SOMETHING THEY ARE NOT IN COMPLIANCE WITH EITHER. AND TO FORCE THEM TO GO TO THE BOARD OF ADJUSTMENT IN ORDER TO KEEP THEIR GARAGE THAT'S PROBABLY BEEN THERE FOR FIVE DECADES. BUT WITH THE WAY THAT'S SET UP, THE WAY THE VOTES APPEAR TO BE ON THE COUNCIL WE DON'T HAVE ANY CHOICE BUT TO -- I WILL ACCEPT -- I ACCEPT THAT FRIENDLY AMENDMENT. BECAUSE OF THAT. SO HOPEFULLY THAT WILL -- THAT WILL PASS, AT LEAST PASS THAT.

Goodman: MAYOR?

Mayor Wynn: MAYOR PRO TEM?

Goodman: THE REASON THAT I'M GOING TO SUPPORT THIS IS BECAUSE I THINK THAT IT DOES PROTECT WHAT EXISTS AND DOES NOT SEND THE HOMEOWNERS OF THE TWO LOTS TO THE BOARD OF ADJUSTMENT. I MEAN I THINK THAT OF THE COUNCILMEMBER ALVAREZ'S INTENTION, HE CAN SPEAK TO THAT. BUT IF IT DOES INVOLVE HAVING TO GO TO THE BOARD OF ADJUSTMENT FOR ANYTHING, I'LL TELL YOU THIS, I'LL GO WITH YOU.

Mayor Wynn: SO COUNCILMEMBER SLUSHER'S MOTION HAS BEEN AMENDED. IN A FRIENDLY MANNER. IS THAT ACCEPTABLE TO YOU COUNCILMEMBER THOMAS AS THE SECOND?

Thomas: I WAS HOPING THAT YOU DIDN'T CALL ON ME BECAUSE IT TROUBLES ME VERY MUCH THAT WE ARE SITTING HERE, PEOPLE SIGNING PETITIONS NOWHERE CLOSE TO THIS HOUSE AND THESE PEOPLE HAVE BEEN DOWN HERE THIS -- IT'S NOT FAIR. REALLY I'M GOING TO SAY

THIS. THAT'S WHAT TROUBLES ME WITH SOME OF THE NEIGHBORHOOD PLANNING. AND IT ALWAYS HAVE TROUBLED ME BECAUSE PEOPLE HAVE THEIR PROPERTY THIS LONG, HAVE BEEN PAYING TAXES, WE SIT HERE AND BEEN HERE ALMOST AN HOUR, THIS IS THE THIRD READING, I'LL ACCEPT IT, BUT I'M GOING TO SAY THIS, THEN WE'LL VOTE. BUT I DON'T THINK IT'S FAIR. I THINK THAT WE NEED TO LOOK AT SOMETHING A LITTLE BIT DIFFERENT BECAUSE I DON'T THINK A NEIGHBORHOOD PLAN WAS FOR THIS PURPOSE. IF IT WAS, I'M GOING TO HAVE TO START VOTING FOR THE -- NO ON A WHOLE LOT OF STUFF. BECAUSE IT'S NOT FAIR TO DO PEOPLE LIKE THIS. IT REALLY IS NOT. WHEN YOU SAY KEEP THE COMPATIBILITY OR KEEP THE NEIGHBORHOOD, I DON'T THINK THESE PEOPLE ARE NOT SAYING THAT THEY ARE GOING TO BUILD SOMETHING THAT'S GOING TO BE -- GOING TO BE 80 FEET HIGH OR WHATEVER. AND I THINK WHAT WE HAVE TO BE SENSITIVE IS THAT NEIGHBORS IN THE NEIGHBORHOOD PLAN IS BEING SENSITIVE AND LISTEN TO WHAT PEOPLE ARE TRYING TO DO. INSTEAD OF JUMPING IN AND DOING THE VALID PETITIONS, I'M THROUGH, MAYOR.

Mayor Wynn: THANK YOU, COUNCILMEMBER. WE HAVE A MOTION AND A FRIENDLY AMENDED MOTION ON THE TABLE. TO APPROVE ITEM NO. 48 ON THIRD READING. FURTHER COMMENTS? QUESTIONS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE. --

Slusher: NEIGHBORHOOD AGAIN? I WAS SAYING -- WE GOT A GENTLEMAN UP TO THE MIC THERE.

THANK YOU. BRIEFLY, COUNCILMEMBER THOMAS, I WANTED TO ADDRESS YOUR COMMENTS ON THE NEIGHBORHOOD PLANNING PROCESS. AND THE NATURE OF THIS NEIGHBORHOOD PLAN. AND THIS WHOLE PROCESS WITH REGARD TO THIS RESIDENT. I'M IN -- I'M IN WHOLEHEARTED AGREEMENT WITH YOU THAT WE SHOULDN'T HAVE TO PUT ANY NEIGHBOR THROUGH WHAT THESE RESIDENTS ARE GOING THROUGH. THESE PROPERTY OWNERS ARE GOING THROUGH. OUR FIRST WAY BACK WHEN THOUGHT IN TRYING TO WORK WITH THESE FOLKS THROUGH THIS, THE FIRST PROBLEM WAS OF COURSE OBJECTIONS TO THE S.F. 4 A ZONING BECAUSE OF THE PRECEDENT IT WOULD SET. WE

THOUGHT THAT WE COULD WORK THIS WHOLE ISSUE THROUGH THE NEIGHBORHOOD PLANNING PROCESS. WHAT WE FOUND OUT THROUGH THE AMENDMENT PROCESS IS THAT THE PLAN IS NOT FLEXIBLE ENOUGH TO ALLOW THAT IN THAT STAFF POLICY RIGHT NOW AND THE FLUM MAKES NO DISTINCTION IN SINGLE FAMILY ZONING CLASSIFICATIONS ANYWHERE BETWEEN S.F. 3 AND S.F. 5. THEREFORE, SINCE THEY WERE ALL THE SAME COLOR ON THE FLUM MAP WE COULDN'T ADDRESS THIS ONE SINGLE FAMILY RESIDENCE VIA THE NEIGHBORHOOD PLAN AMENDMENT PROCESS. AND I -- I SHARE YOUR HOPE THAT WE CAN, YOU KNOW, REMEDY THAT SOME TIME.

Thomas: I REALLY RESPECT YOU FOR THAT. I RESPECT THE NEIGHBOR THAT'S HAVE WORKED HARD. I'M SAYING WHEN WE DRAW VALID PETITIONS AND AFFECT PEOPLE LIKE WE HAVE AFFECTED WE DON'T EVEN STAY CLOSE TO THAT AREA. I KNOW THAT YOU CAN DO THAT. WE HAVE TO BE SENSITIVE WHEN YOU ARE SAYING A NEIGHBORHOOD PLAN OF BEING NEIGHBORS THAT'S GOING TO H.I.V. IN THAT GENERAL AREA. THAT'S THE ONLY THING THAT I'M GOING TO SAY. [ONE MOMENT PLEASE FOR CHANGE IN CAPTIONERS]

Slusher: I REALLY DON'T LIKE THAT JUXTAPOSITION EITHER, BUT I AGREE WITH COUNCILMEMBER THOMAS.

Mayor Wynn: MOTION IS ON THE TABLE, SECONDED FOR AN AMENDED AMENDMENT BY COUNCILMEMBER SLUSHER APPROVING ITEM NUMBER 48 ON THIRD READING. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO. MAYOR PRO TEM, COMMENT?

Goodman: FOR THE NEXT MEETING THAT WE HAVE WHAT I WOULD LIKE TO PROPOSE IS AN ITEM ON THE AGENDA WHICH IS A REPORT FROM PLANNING STAFF AND/OR ZONING REVIEW, IF THOSE ARE SEPARATE STAFFS THESE DAYS, FOR A LIST OF CODE AMENDMENTS THAT HAVE BEEN PROPOSED BEGINNING WITH THOSE FROM THE CITIZEN PLANNING

COMMITTEE AND ON THROUGH NEIGHBORHOOD PLANNING AND THE SPLITTING UP OF PLANNING COMMISSION AND ZONING AND PLATTING COMMISSION THAT HAVE BEEN -- EVEN IF THEY HAVEN'T BEEN FORWARDED TO US, ALL THOSE THAT HAVE BEEN PROPOSED. AND IN ADDITION, I'D LIKE A LIST OF ALL THE SUGGESTIONS AND/OR NEEDS THAT PROMPTED A COMMENT THAT THE CODE DOES NOT PROVIDE FOR SUCH A THING THAT HAVE COME UP DURING NEIGHBORHOOD PLANNING EFFORTS AND ALL THE PLANNERS THAT HAVE BEEN IN THE NEIGHBORHOOD PLANNING EFFORT I'M SURE WOULD BE ABLE TO TELL YOU THAT. I REALLY DON'T NEED STAFF'S RESPONSE RIGHT NOW. LET ME FINISH. THE REASON THAT THE PLANNING COMMISSION IS A SEPARATE ENTITY FROM THE ZONING AND PLATTING COMMISSION WAS BECAUSE IN ORDER TO MOVE FORWARD ON PLANNING, THE CODE THAT WE HAVE, EVEN WITH THE AMENDMENTS THAT HAVE COME THROUGH SO FAR, DO NOT GIVE PEOPLE THE ABILITY TO TAILOR MAKE THEIR DECISIONS, AND WE'VE GOT ONE RIGHT HERE. THIS IS SOMETHING THAT ONLY SEEKS TO COME INTO COMPLIANCE WITH WHAT IT IS AND WITH THE REST OF THE NEIGHBORHOOD, AND THERE SHOULD BE SOME ASPECT OF THIS THAT IS ABLE TO BE ADMINISTRATIVELY APPROVED BECAUSE IT IS IN KEEPING WITH THE NEIGHBORHOOD PLAN AND IS EVEN AN ASSUMPTION FOR SOME PEOPLE. IF YOU DRIVE DOWN THESE TWO STREETS, YOU DO NOT KNOW THAT THIS IS ONE LARGE LOT THAT'S GOING THROUGH ALL THESE LEGAL MANEUVERS. YOU KNOW THAT THE CHARACTER OF THE NEIGHBORHOOD IS SERVED BY THESE TWO HOMES' LOCATION THERE, AND IN ORDER TO PRESERVE AND PROTECT THE NATURE AND CHARACTER OF THE NEIGHBORHOOD, NEIGHBORHOOD PLANS HAVE GOT TO BE ABLE TO EVEN OUT THE EDGES OF OVERLAPPING ZONING OR UPDATED ZONING THAT NO LONGER IS IN KEEPING WITH THE DATES THAT HOUSES WERE CONSTRUCTED AND OLD ZONING CATEGORIES AND REGULATIONS. SO WHAT I WANT, I'LL REPEAT AGAIN, IS A LIST OF ALL THE CODE AMENDMENTS THAT HAVE COME FORWARD TO THE COUNCIL AND ALSO ANY THAT HAVE BEEN PUT FORWARD AND HAVE NOT COME TO COUNCIL SINCE THE INCEPTION OF THE CITIZENS' PLANNING COMMITTEE, AND INCLUDING BEGINNING OF NEIGHBORHOOD PLANS. I'D

ALSO LIKE TO KNOW A LIST IN GENERAL AND CONCEPTUAL OF NEEDS THAT HAVE BEEN -- NEEDS THAT HAVE COME UP DURING PLANNING EFFORTS OF NEIGHBORHOODS AND WERE NOT ABLE TO BE SERVED BY THE EXISTING CODE. ONE OF THOSE, FOR INSTANCE, WAS SUB DISTRICTS. AND STAFF WAS RELUCTANT TO ADD THOSE INTO A NEIGHBORHOOD PLAN, EVENTUALLY COUNCIL DID, BUT THEY EXIST IN NEIGHBORHOOD CONSERVATION AND COMBINING DISTRICT ZONING, THEY DID NOT EXIST IN NEIGHBORHOOD PLANS AND WE HAD TO COME BACK AND AMEND IT ONCE THE CODE WAS AMENDED BY COUNCIL. THAT KIND OF THING IS WHAT I'M LOOKING FOR. WE'RE SUPPOSED TO BE TRYING TO MAKE PEOPLE'S LIVES A LITTLE EASIER, NOT MORE DIFFICULT. AND THAT WAS THE REASON FOR MOVING AWAY FROM A PILE OF BAND AIDS WHICH WE CALL OUR LAND DEVELOPMENT CODE AND MOVING INTO A NEW AND BETTER, MORE EFFICIENT AND BENEFICIAL, SUSTAINABLY WAY FOR THE CITY TO PLAN AND BE ABLE TO MAP OUT ITS FUTURE. EACH NEIGHBORHOOD HAS A STAKE IN THAT AND STILL DOES NOT HAVE THE TOOLS TO DO THAT, WHICH IS WHY I WOULD LIKE AN INVENTORY, IE, AN ACCOUNTING.

Mayor Wynn: COUNCILMEMBER SLUSHER.

Slusher: I JUST WANT TO ASK THE STAFF SOMETHING ABOUT THAT. IS THIS -- MAYOR PRO TEM, IS THIS LIKE SOMETHING YOU CAN SEARCH ON THE COMPUTER AND THEY'LL ALL POP UP OR IS THIS A LOT OF DETAILED RESEARCH? I'M JUST WONDERING HOW LONG THIS IS GOING TO TAKE THEM IF THEY CAN DO THIS BY THE NEXT --

Goodman: LET ME SAY THIS. IF IT TAKES A LOT OF DETAILED RESEARCH, THEN WE'RE NOT DOING OUR JOB, AND THAT INCLUDES ME.

Slusher: I DON'T TOTALLY UNDERSTAND THAT.

Goodman: THAT SHOULD BE SOMETHING THAT'S AUTOMATIC. IF WE DON'T HAVE SOMETHING ON THE WEB OR IN SOMEBODY'S BOOKS ON THEIR DESK ABOUT THE NUMBER OF AMENDMENTS FROM YEAR X TO NOW, THEN WE'RE NOT KEEPING RECORDS OF WHAT WE DO, WHICH IS KIND OF A

STRANGE THING TO SAY.

Slusher: I THOUGHT YOU SAID PROPOSED AMENDMENTS, SUGGESTIONS.

Goodman: EVEN THOSE THAT I SAID CONCEPTUALLY CAN COME FROM PLANNERS, WHO ARE VERY INVOLVED AND I'LL BET YOU THEY CAN TELL YOU IN A SATURDAY NIGHT CONVERSATION THE ISSUES THAT HAVE COME UP ININ THE NEIGHBORHOOD PLANS THAT THE CODE WAS NOT ABLE TO ADDRESS OR THAT THEY WOULD HAVE TO SAY NO, WE CAN'T REALLY TAKE THAT TO THE COUNCIL BECAUSE IT'S ADMINISTRATIVE OR MANAGERIAL POLICY NOT TO.

Slusher: YOU REALLY THINK PLANNERS TALK ABOUT THAT ON SATURDAY NIGHT?

Goodman: YEAH, I DO. [LAUGHTER]

Slusher: OKAY. LET'S ASK MISS GLASGO HOW LONG SHE THINKS THAT WILL TAKE.

WELL, THIS IS A TOPIC THAT'S NEAR AND DEER TO OUR HEARTS OBVIOUSLY BECAUSE WE FEEL THE SAME WAY. YOU ARE SUPPOSED IN ANY MUNICIPALITY, WHETHER IT'S A DEVELOPING COUNTRY OR ONE THAT'S ALREADY DEVELOPED, YOU ARE SUPPOSED TO AMEND YOUR ZONING CODE EVERY 10 YEARS. THE LAST TIME WE AMENDED OUR LAND DEVELOPMENT ZONING CODE WAS 1984, BECAME EFFECTIVE 19 -- WELL, I STARTED WORKING IN 1984 AND I WAS HIRED -- IT WAS TWO CODE, PHASING OUT OF THE OLD INTO THE NEW ZONING ORDINANCES. SINCE 1984 WE HAVE NOT AMENDED OUR ZONING CODE. IT IS ANTIQUATED AND WE AGREE TOTALLY.

Goodman: WE'VE AMENDED, WE HAVEN'T REVISED.

WE'VE DONE PIECEMEAL AMENDMENTS TO ADDRESS SPECIFIC ISSUES, BUT NOT LOOKED AT THE ENTIRE CODE TO KEEP PACE WITH TECHNOLOGY, WITH ALL THE CHANGES THAT HAVE OCCURRED SINCE 1984. THAT'S WHY WE FIND OURSELVES IN THIS DILEMMA. AND YES, WE SHOULD BE ABLE TO RETRIEVE -- WE HAVE A LIST OF THE PENDING

AMENDMENTS WE HAVE ON THE NEIGHBORHOOD PLAN THAT -- SOME HAVE EVEN MADE IT UP TO YOU, BUT WE CAN BRING THAT FORWARD. WE CAN SEND A MEMO TO COUNCIL. IS THAT WHAT YOU'RE ASKING FOR? WE CAN DO THAT. WE SHOULD BE ABLE TO RESEARCH THE ORDINANCES THAT HAVE BEEN REVIEWED AND WE HAVE A LIST OF THE CIP'S LIST OF DOCUMENTS THEY WANTED, SO WE CAN -- WE CAN EASILY COMPILE THAT INFORMATION AND GET IT TO YOU.

Mayor Wynn: FURTHER COMMENTS? THANK YOU. HEARING NONE, WE WILL NOW RECESS FOR OUR 5:30 LIVE MUSIC AND PROCLAMATIONS. THANK YOU.

Mayor Wynn: GOOD EVENING. IT NOW TIME FOR OUR WEEKLY 5:30 LIVE MUSIC CONCERT. YOU MIGHT THINK YOU'RE AT THE CONTINENTAL CLUB, BUT YOU'RE AT THE AUSTIN CITY COUNCIL CHAMBERS. JANE BOND'S WHOLE FAMILY WERE MUSICIANS. AS A CHILD JANE STUDIED PIANO AND CELLO AND GOT HER FIRST GUITAR AT 15. UPON GRADUATION SHE RETURNED TO GRADUATION WITH GUITAR IN HAND AND IS GREAT PLEASURE THAT I INTRODUCE TONIGHT JANE BOND. [APPLAUSE] [(music) MUSIC PLAYING (music)(music)]

THANK YOU SO MUCH. COME CHECK OUT OUR SHOW TONIGHT AT THE CONTINENTAL CLUB. WE'RE RELEASING A CD AT 10:30 TONIGHT. IT WILL BE JANE BOND, VOLUME 2:00 CD RELEASE PARTY.

Mayor Wynn: GREAT. TONIGHT AT THE CONTINENTAL CLUB. BEFORE YOU GET AWAY, WE HAVE A PROCLAMATION THAT READS, BE IT KNOWN THAT WHEREAS THE LIVE MUSIC COMMUNITY MAKES MANY CONTRIBUTIONS TOWARDS THE DEVELOPMENT OF AUSTIN'S SOCIAL, ECONOMIC AND CULTURAL DIVERSITY AND WHEREAS THE DEDICATED EFFORTS OF ARTISTS FURTHER AUSTIN'S STATUS AS THE LIVE MUSIC CAPITOL OF THE WORLD, NOW THERE THEREFORE I, WILL WYNN, MAYOR OF THE CITY OF AUSTIN, TEXAS, DO HERE BY ON PROCLAIM TODAY AS JANE BOND DAY IN AUSTIN, TEXAS AND CALL ON ALL CITIZENS TO RECOGNIZE THIS GREAT TALENT HERE IN OUR MIDST. [APPLAUSE]

IT'S QUITE AN HONOR. THANK YOU SO MUCH.

Mayor Wynn: OUR FIRST PROCLAMATION IS REGARDING ABSOLUTELY INCREDIBLE KIDS DAY. AND WITH ME IS REBECK TA BENZ AND SOME FRIEND. THE PROCLAMATION READS THAT BE IT KNOWN THAT ARE WHEREAS ALL ADULTS, MOMS, DADS, GRANDPARENTS, AUNTS, UNCLES, MENTORS AND OTHERS ARE ENCOURAGED TO PARTICIPATE IN ABSOLUTELY INCREDIBLE KID DAY AND WHEREAS THIS CELEBRATION OF CHILDREN IN WHICH ADULTS ARE ASKED TO SEND LETTERS OF LOVE AND ENCOURAGEMENT TO THE YOUNG PEOPLE IN THEIR LIVES IS SPONSORED BY THE CAMPFIRE SAWVMENT AND WHEREAS CAMPFIRE USA IS TRYING TO BUILD CONFIDENT YOUTH AND LEADERS AND ENCOURAGING ADULTS TO MAKE A POSITIVE IMPACT ON THE CHILDREN IN THEIR LIVES BY EXPRESSING THEIR LOVE AND EXPRESSION IN A LETTER OR NOTE ON THIS SPECIAL DAY. NOW THEREFORE I, WILL WYNN, MAYOR OF THE CITY OF AUSTIN, TEXAS, DO HERE BY PROCLAIM MARCH 18th, 2004 AS ABSOLUTELY INCREDIBLE KID DAY IN AUSTIN, CONGRATULATE CAMPFIRE USA AND ASK MS. REBECCA BENZ TO SAY A FEW WORDS ABOUT THIS PROGRAM. [APPLAUSE]

THANK YOU. THANK YOU FOR PROCLAIMING MARCH 18th AS ABSOLUTELY INCREDIBLE KID DAY. IT'S NOT VERY OFTEN IN OUR LIVES THAT WE CAN DO SOMETHING THAT IS SIMPLE AND POWERFUL. BUT ABSOLUTELY INCREDIBLE KID DOES EXACTLY THAT. SPONSORED BY CAMPFIRE USA BALCONES COUNCIL, ON MARCH 18th, WE'RE ASKING ALL THE ADULTS IN THE AUSTIN COMMUNITY TO SIMPLY WRITE A LETTER TO A CHILD IN THEIR LIFE, A LETTER EXPRESSING LOVE AND ENCOURAGEMENT. IT'S AS SIMPLE AS THAT AND AS POWERFUL AS THAT. I HAVE WITH ME ROBBIE AND AMBER, TWO ABSOLUTELY INCREDIBLE CAMPFIRE KIDS. AND THEY'RE DISTRIBUTING SOME STATIONARY TO OUR COUNCILMEMBERS SO THAT WE CAN BE SURE THAT THE CHILDREN IN YOUR LIVES, MAYOR AND COUNCILMEMBERS, WILL RECEIVE THESE LETTERS. THANK YOU. [APPLAUSE]

Mayor Wynn: OUR NEXT PROCLAMATION IS REGARDING RED CROSS MONTH. THE PROCLAMATION READS: BE IT KNOWN THAT WHEREAS THE AMERICAN RED CROSS OF CENTRAL

TEXAS HAS AN UNPARALLELED RECORD OF HELPING RESIDENTS PREVENT, PREPARE FOR AND RESPOND TO LIFE-THREATENING EMERGENCIES, INCLUDING ACTS OF TERRORISM, AND WHEREAS WE ARE INDEBTED TO THE RED CROSS VOLUNTEERS WHO RESPONDED LAST YEAR TO 143 DISASTERS IN CENTRAL TEXAS AS WELL AS TO THOSE WHO TAUGHT EMERGENCY PREPAREDNESS TECHNIQUES TO STRENGTHEN OUR COMMUNITY'S RESPONSE IN THE EVENT OF FUTURE ATTACKS AND OUR DISASTERS. AND WHEREAS WE RECOGNIZE ALL THE HUMANITARIAN EFFORTS OF THE AMERICAN RED CROSS, BOTH THOSE LOCALLY AND THOSE BENEFITTING OUR MILITARY FAMILIES AND WAR TORN AREAS AND WE ENCOURAGE ALL CITIZENS TO SUPPORT THIS ORGANIZATION'S MISSION TO PREVENT AND RELIEVE SUFFERING AND TO SAVE LIVES. NOW THEREFORE I, WILL WYNN, MAYOR OF THE CITY OF AUSTIN, TEXAS DO HERE BY PROCLAIM MARCH 2004 AS RED CROSS MONTH IN AUSTIN, CALL ON ALL CITIZENS TO RECOGNIZE THIS INCREDIBLE ORGANIZATION AND ASK MR. BOB LUCAS TO PLEASE SAY A FEW WORDS ABOUT THE WORKINGS OF THE RED CROSS HERE IN CENTRAL TEXAS. BOB, THANK YOU, CONGRATULATIONS. [APPLAUSE]

ON BEHALF OF OUR BOARD OF DIRECTORS, OUR OFFICERS, OUR STAFF AND OUR VOLUNTEERS, I'D LIKE TO THANK THE MAYOR AND COUNCIL FOR HONORING THE RED CROSS WITH THIS PROCLAMATION TODAY. WE HAVE A VERY DEDICATED GROUP OF PEOPLE IN THIS COMMUNITY WHO ARE VERY PASSIONATE ABOUT TAKING CARE OF ANYBODY WHO IS INVOLVED IN A DISASTER. WE NOT ONLY SERVE EVERYBODY IN TRAVIS COUNTY, BUT WE SERVE THE NINE COUNTIES -- EIGHT OTHER COUNTIES SURROUNDING TRAVIS COUNTY, SO WE ARE THE RED CROSS OF CENTRAL TEXAS. THANK YOU VERY MUCH FOR GIVING US THIS HONOR TODAY. [APPLAUSE]

Mayor Wynn: FOR THIS NEXT PROCLAMATION I'D LIKE TO ASK COUNCILMEMBER RAUL ALVAREZ TO PLEASE COME PRESENT. THANK YOU.

Alvarez: THANK YOU, MAYOR. AND WE HAVE A SPECIAL TREAT FOR EVERYONE TODAY. AND WE KNOW WE'RE THE LIVE MUSIC CAPITOL OF THE WORLD, BUT WE ALSO HAVE

SOME GREAT ACHIEVEMENTS THAT SOME OF OUR COMMUNITY MEMBERS HAVE ACHIEVED IN THE AREA OF DANCE, AND WE'RE GOING TO HEAR FROM -- SEE A PERFORMANCE BY A DANCE TROUPE FROM MARTIN MIDDLE SCHOOL, THE EAGLETES, SO THEY'RE GOING TO GET SET UP AND DO A LITTLE PERFORMANCE AND WE'RE GOING TO TALK ABOUT THIS AWARD AND WINNING DANCE TROUPE FROM OUR VERY OWN COMMUNITY. AND ARE WE READY TO GO?

YES. [(music) MUSIC PLAYING (music)(music)] [(music) MUSIC PLAYING (music)(music)] [APPLAUSE]

Alvarez: GREAT JOB. AND AGAIN, THIS IS MARTIN MIDDLE SCHOOL EAGLETES, AND -- WHEN WERE THEY FORMED, JUST A COUPLE OF YEARS AGO? A COUPLE OF YEARS AGO. AND THIS LAST YEAR THEY WENT AND COMPETED IN SAN ANTONIO AND WON SEVEN AWARDS. [APPLAUSE] AND THEY DECIDED THEY WANTED TO COMPETE IN THE NATIONAL DANCE COMPETITION IN FLORIDA, AND HAD TO DO ALL THE FUND-RAISING AND ALL OF THE THINGS YOU NEED TO DO TO ORGANIZE A TRIP LIKE THAT FOR A GROUP OF YOUNG FOLKS FROM OUR COMMUNITY AND WERE ABLE TO DO THAT WITH THE HELP OF THE PARENTS, OF COURSE, AND OTHER COMMUNITY FOLKS, BUT WERE ABLE TO WIN FIRST PLACE IN THREE CATEGORIES AT THIS NATIONAL DANCE AWARD. SO LET'S HEAR IT FOR THEM. [APPLAUSE] AND IT WAS WITH THE POM-POM HIP HOP AND SPORTS MANSIP CATEGORIES. SO WE WANTED TO PRESENT THIS PROCLAMATION TO RECOGNIZE Y'ALL FOR YOUR ACCOMPLISH HEMENTS. IT SAYS BE IT KNOWN THAT WHEREAS MARTIN MIDDLE SCHOOL EAGLETES DANCE TEAM WON SEVEN AWARDS LAST YEAR IN SAN ANTONIO, INCLUDING 100% PRECISION AND FIRST PLACE IN DANCE. AND WHEREAS THE EAGLETES JUST RETURNED FROM COMPETING IN NATIONAL DANCE COMPETITION IN ORLANDO, FLORIDA WHERE THEY WON FIRST PLACE IN THE POM POM, HIP HOP AND SPORTS MAN SHIP CATEGORIES AND WHEREAS THEY JOIN IN CON GRATING THE 13 MEMBERS OF THE EAGLETES ON THEIR HARD WORK AND FOR REPRESENTING AUSTIN SO WELL. AND IN THANKING THEIR PARENTS, TEACHERS AND OTHER SUPPORTERS WHO MADE IT POSSIBLE FOR THEM TO TRAVEL TO FLORIDA AND ENJOY THIS ONCE IN A LIFETIME

OPPORTUNITY, NOW THEREFORE I, WILL WYNN, MAYOR OF THE CITY OF AUSTIN, DO HERE BY PROCLAIM MARCH 11th, 2004 AS MARTIN MIDDLE SCHOOL EAGLETES DAY IN AUSTIN. CONGRATULATIONS. [APPLAUSE] AND HERE TO SAY A FEW WORDS IS -- AND MAYBE INTRODUCE THE MEMBERS OF THE GROUP IS STEPHANIE (INDISCERNIBLE). WELCOME.

THIS IS THE MARTIN MIDDLE SCHOOL EAGLETES. ONCE AGAIN, WE ARE A SECOND YEAR TEAM. THE MAJORITY OF MY TEAM ARE SIXTH GRADERS AND A COUPLE OF SEVENTH GRADERS AND THIS ONE LONE EIGHTH GRADERS. I WILL INTRODUCE ASHLEY HERNANDEZ, ASHLEY CHAPA, DEZ RAY. VE NECESSARY IS A ALVAREZ. -- VANESSA ALVAREZ, CHELSEA TORRES. JACKIE GONZALES, VANESSA ALLAH MON AND (INDISCERNIBLE). THE GIRLS WORKED VERY HARD. THEY COMPETED AGAINST 15 OTHER MIDDLE SCHOOLS FROM ACROSS THE COUNTRY. WE WERE THE ONLY MIDDLE SCHOOL TO COME FROM THE STATE OF TEXAS. WE WERE THE SMALLEST MIDDLE SCHOOL THAT WAS THERE. SO THESE GIRLS THAT RECEIVED THREE SUPERIOR RATINGS FROM THREE VERY, VERY TOUGH JUDGES. ONCE AGAIN, WE ARE THE ONLY AISD MIDDLE SCHOOL TO EVER GO TO A NATIONAL DANCE COMPETITION, SO THAT IS AN AMAZING ACCOMPLISHMENT FOR THESE GIRLS. THEY WORKED VERY HARD. THEY ARE ALL A AND B HONOR ROLL STUDENTS, PLUS THEY DO THEIR FAIR SHARE OF COMMUNITY SERVICE IN THE COMMUNITY. SO BALANCING THAT AND DOING PRACTICE WHEN THEY PRACTICE MONDAY THROUGH FRIDAY FOR ABOUT 18 HOURS A WEEK. AND KEEPING THEIR GRADE UP FOR BEING MIDDLE SCHOOL STUDENTS, I'M VERY PROUD OF THEM, SO THANK YOU VERY MUCH. [APPLAUSE]

Mayor Wynn: THE CITY COUNCIL WILL RECONVENE AFTER THIS SHORT BREAK. THANK YOU.

Mayor Wynn: THERE BEING A QUORUM PRESENT, I WILL BACK TO ORDER THIS MEETING OF THE AUSTIN CITY COUNCIL. WE APPRECIATE EVERYBODY'S PATIENCE AS OUR BREAK TOOK LONGER AS USUAL. COUNCIL, BEFORE WE TALKED ABOUT ITEM 49, WHICH WAS A PUBLIC HEARING RELATED TO OFF SITE SIGNS OR BILLBOARDS, AND I'LL ENTERTAIN A MOTION FROM COUNCILMEMBER DUNKERLEY.

Dunkerley: [INAUDIBLE - NO MIC].

Dunkerley: MAYOR, I WOULD MOVE THAT WE POSTPONE THIS PUBLIC HEARING TO APRIL THE 1st AT 6:00 P.M.

Mayor Wynn: COUNCILMEMBER DUNKERLEY MOVES AND COUNCILMEMBER MCCracken SECONDS TO POSTPONE ITEM NUMBER 49, NOT YOURS, TO -- TO APRIL FOOL'S DAY IN HONOR OF COUNCILMEMBER SLUSHER, WHO IS NOT PRESENT. FURTHER COMMENT? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF FIVE TO ZERO WITH COUNCILMEMBER SLUSHER AND THE MAYOR PRO TEM TEMPORARILY OFF THE DIAS. COUNCIL, LET'S TAKE UP ITEM NUMBER 50, WHICH IS OUR CONDUCT A PUBLIC HEARING ON THE COMMUNITY NEEDS IN ORDER TO DEVELOP THE FOLLOWING DWOWMENTS: THE FIVE-YEAR CONSOLIDATED PLAN IN THE 2004, 2005 ACTION PLAN AS WELL AS THE '04-'05 COMMUNITY DEVELOPMENT PROGRAM. AND I'LL WELCOME MR. PAUL HILGERS.

THANK YOU, MAYOR. I AM PAUL HILLERS, THE DIRECTOR OF THE NEIGHBORHOOD HOUSING AND COMMUNITY DEVELOPMENT. BEFORE WE BEGIN THE HEARING TONIGHT I THOUGHT I'D GIVE A VERY BRIEF OVERVIEW OF THE PROCESS WE'RE UNDERTAKING TONIGHT AND HOW IT FITS IN WITH OUR FIVE-YEAR CONSOLIDATED PLANNING PROCESS. ESSENTIALLY EVERY FIVE YEARS THE CITY OF AUSTIN CONDUCTS A NEEDS ASSESSMENT TO DETERMINE THE HOUSING AND COMMUNITY DEVELOPMENT PRIORITIES THAT EXIST IN THIS COMMUNITY THAT NEED TO HAVE THE FEDERAL DOLLARS THAT WE RECEIVE AND HOW WE NEED TO HAVE THOSE INVESTED IN THIS COMMUNITY. AND THE ASSESSMENT OF NEEDS IS DONE THROUGH A VARIETY OF ASSESSMENT TOOLS, AND THEY INCLUDE A HOUSING MARKET ANALYSIS, AN ANALYSIS TO IMPEDIMENTS TO FAIR HOUSING. WE HAVE FAIR HOUSING FOCUS GROUPS AND WE'LL HAVE A MINIMUM OF FOUR OF THOSE FOCUS GROUPS THIS YEAR. WE HAVE A COMMUNITY NEEDS SURVEY, WHICH WILL BE ONGOING UNTIL MARCH THE 23rd. WE HAVE

CONSULTATION MEETINGS, WHICH WE'LL HAVE AT LEAST FOUR OF THOSE. WE HAVE STAKEHOLDER INTERVIEWS AND SURVEYS WITH THE STAKEHOLDER COMMUNITY. WE HAVE PUBLIC HEARINGS. WE'VE HAD TWO PUBLIC HEARINGS ALREADY WITH THE COMMUNITY DEVELOPMENT COMMISSION. AND WE WILL HAVE -- WE HAD ONE ON FEBRUARY THE 10th AND ONE ON TUESDAY. AND WE WILL HAVE THIS PUBLIC HEARING WITH THE CITY COUNCIL THIS EVENING. WE'LL ALSO HAVE A PUBLIC HEARING AT 7:30 ON MONDAY NIGHT WITH THE COMMUNITY ACTION NETWORK AND WE'LL HAVE A PUBLIC HEARING AS WELL WITH THE HIV PLANNING COUNCIL. THEN THE OTHER ASSESSMENT TOOL IS THE WRITTEN COMMENT THAT WE RECEIVE, AND WE'VE BEEN ABLE TO RECEIVE WRITTEN COMMENTS ON THIS PLAN SINCE JANUARY OF THIS FISCAL YEAR. WHAT HAPPENS IS THAT WE WILL THEN TAKE ALL OF THESE DIFFERENT ASSESSMENT TOOLS AND USE THEM TO PREPARE A DRAFT FIVE-YEAR CONSOLIDATED PLAN. WE WILL THEN PUBLISH THAT DRAFT PLAN AROUND THE MAY 1st TIME FRAME, AT WHICH POINT IN TIME WE WILL BEGIN THE PROCESS OVER AGAIN, WHERE WE WILL HAVE WRITTEN COMMENTS, PUBLIC HEARINGS, COMMUNITY DEVELOPMENT COMMISSION WILL MAKE RECOMMENDATIONS, THE PLANNING COMMISSION -- HIV PLANNING COUNCIL WILL MAKE THEIR RECOMMENDATIONS, AND THEN WELCOME BACK TO PUBLIC HEARINGS AT THE COMMUNITY DEVELOPMENT COMMISSION ON MAY THE 11th AND THE CITY COUNCIL ON MAY 13TH TO ALLOW THE COMIC BLIK TO COMMENT ON OUR DRAFT RECOMMENDATION TO STAFF FOR HOW WE THINK WE SHOULD INVEST THOSE DOLLARS. AND THEN WE ALSO HAVE A 30-DAY WRITTEN COMMENT PERIOD FOR THE DRAFT PLAN, WHICH WILL BEGIN AROUND THE FIRST OF MAY AND END AROUND THE FIRST OF JUNE. AFTER THAT TIME WE WILL REVISE THAT DRAFT PLAN AFTER ALL THE INPUT WE RECEIVE THE SECOND TIME, AND WE ARE SCHEDULED TO BRING THE FINAL PLAN RECOMMENDATIONS TO COUNCIL FOR APPROVAL ON JUNE THE 24TH. SO THAT IS THE PROCESS THAT WE'RE UNDERGOING. WE WILL NOT BE LOOKING FOR A VOTE ON THESE -- THESE ALLOCATIONS UNTIL THAT JUNE 24TH TIME FRAME. SO THERE'S A LONG TIME BETWEEN NOW AND THEN TO DO THE ASSESSMENT PROCESS AND ON DO THE RESPONSE TO THE DRAFT THAT

WE HAVE THE RESPONSIBILITY FOR PREPARING FOR THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT. IF THERE ARE NO QUESTIONS OF THE COUNCIL, MAYOR, AT THIS TIME THAT'S ALL THAT STAFF HAS FOR A PRESENTATION.

Mayor Wynn: QUESTIONS FOR STAFF, COUNCIL? IF NOT, WE WILL CALL ON FOLKS WHO HAVE SIGNED UP TO SPEAK. I WILL SAY WE HAVE A LOT OF FOLKS WHO HAVE SIGNED CARDS THIS EVENING, OVER 100 SOME-ODD. AND THEY'VE DEMONSTRATED A DESIRE TO CURRY FAVOR WITH THE CITY COUNCIL AND MOST OF THE FOLKS HAVE SIGNED UP NOT WISHING TO SPEAK, WHICH WE GREATLY APPRECIATE. [LAUGHTER] AND WE'LL BE SURE TO READ ALL THOSE CARDS INTO THE RECORD, BUT I'LL JUST TAKE THEM IN ORDER AND WE'LL SEE HOW LONG IT TAKES WHEN WE GET THROUGH WITH ALL THESE COMMENTS. THE FIRST SPEAKER IS REVEREND SNEED. AND IT LOOKS LIKE CASTA CALDERON HAS OFFERED TO DONATE TIME TO YOU, REVEREND. IT LOOKS LIKE CSTA, ARE YOU HERE? WELCOME. THANK YOU. THE RULES ARE THAT THE PERSON DONATING TIME NEEDS TO BE PRESENT IN THE CHAMBERS IN ORDER TO DONATE TIME. REVEREND, YOU WILL HAVE SIX MINUTES IF YOU NEED IT. AND YOU'LL BE FOLLOWED BY JOHNNIE LA MONE. THERE'S A MICROPHONE IF YOU NEED IT.

RIGHT HERE.

THANK YOU. GOOD EVENING.

Mayor Wynn: EVENING.

TO MR. MAYOR AND TO THE CITY COUNCIL, MY NAME IS THOMAS SNEED. I AM A MINISTER AT THE SOLID ROCK MISSIONARY BAPTIST CHURCH, 1014 GARDENER ROAD. ALSO A MEMBER OF THE EAST AUSTIN COMMUNITY DEVELOPMENT ADVISORY COUNCIL. FIRST OF ALL I WANT TO SAY THAT I AM A NATIVE OF AUSTIN. I AM THE FIRST OF FIVE CHILDREN TO BE BORN IN THE HOSPITAL, AND YES, I WAS BORN IN BRACKENRIDGE. SOMEBODY SAID TO ME THEY DIDN'T KNOW THAT BRACKENRIDGE WAS THAT OLD. [LAUGHTER] WELL, I WAS BORN IN BRACKENRIDGE 70 YEARS AGO. AS FAR AS I'M CONCERNED, AUSTIN IS THE GREATEST CITY IN THE USA. I

SERVED IN THE MILITARY DURING THE KOREAN CONFLICT. MY WIFE AND I ONLY HAD ONE CHILD AT THAT TIME IN 1955 WHEN WE RETURNED BACK TO AUSTIN. WE HAD RETURNED BACK TO AUSTIN NOT REALLY PLANNING TO REMAIN IN AUSTIN, BUT AFTER GETTING BACK HOME AND SEEING AUSTIN AND MANY PLACES WE HAVE BEEN, WE HAVE FOUND THAT AUSTIN IS THE GREATEST CITY TO LIVE IN. AND AS BEAUTIFUL AS IT IS, AUSTIN AS YOU WELL KNOW, IS NOT A PERFECT CITY. AS A MATTER OF FACT, THERE ARE NO PERFECT CITIES. AND SINCE THE CITY IS NOT PERFECT AND YOU KNOW IT'S NOT, THERE ARE SOME AREAS IN THE CITY THAT NEED ATTENTION. AND, OF COURSE, EAST AUSTIN NEED ATTENTION. SOLID ROCK, THE CHURCH THAT I AM MINISTER, HAS BEEN IN THE JOHNSTON TERRACE COMMUNITY FOR 15, 20 YEARS, 20 YEARS. AND OUT OF 20 YEARS I HAVE NOT SEEN ANY POSITIVE THINGS HAPPENING IN THAT AREA. SO WHEN I WAS CONTACTED BY SOUTHWEST KEY, THEY TOLD ME THE PLANS THAT THEY HAD FOR EAST AUSTIN GEOGRAPHICALLY COVERING QUITE A FEW AREAS ON THE EAST SIDE. AND THAT IS A VERY POSITIVE THING IN THAT AREA. 20 YEARS AGO WHEN WE WENT TO THAT AREA, PEOPLE WERE MOVING OUT OF JOHNSTON TERRACE. CRIME. OUR CHURCH WAS BROKEN INTO ABOUT FOUR OR FIVE TIMES. BUT THEN AFTER AWHILE I NOTICED THAT THE CHURCH SEEMED TO HAVE STABILIZED THE COMMUNITY. I WAS TOLD BY A DEVELOPER THAT THERE ARE THREE THINGS THAT MAKE UP A COMMUNITY. FIRST OF ALL, A SCHOOL. SECOND, A CHURCH. AND THIRD, A SUPERMARKET, BECAUSE YOU KNOW PEOPLE HAVE TO EAT. SO THOSE ARE THE THREE THINGS THAT REALLY MAKES UP A COMMUNITY. AND WE NOTICED THAT JOHNSTON HAD A SCHOOL, JOHNSTON HIGH SCHOOL. HAD NO CHURCH IN THAT COMMUNITY. AND THE COMMUNITY HAS TO BE AT LEAST 30 YEARS OLD, AND NOT A CHURCH IN THAT WHOLE COMMUNITY. I TOOK A SURVEY. I LEFT ONE CHURCH IN THE CITY AND THE LOWERED GAVE ME A VISION. AS YOU KNOW, I'M A PREACHER. I'VE ME A VISION. AND I WENT DOWN THERE WITH ONLY THREE PEOPLE, AND THEN FINALLY, OF COURSE, OTHERS JOINED IN. WE HAVEN'T BEEN ABLE TO SAVE EVERYBODY DOWN THERE, BUT WE HAVE DONE A PRETTY GOOD -- A PRETTY GOOD JOB. SO TONIGHT I KNOW I'VE SAID QUITE A FEW THINGS ABOUT MYSELF, BUT I JUST WANTED

YOU TO KNOW THAT I'M NOT A PERSON JUST PASSING THROUGH AUSTIN. I'VE ONLY SPENT THREE YEARS OF MY LIFE AWAY FROM AUSTIN, AND, OF COURSE, SOME OF THAT TIME WAS MILITARY TIME THAT I SPENT AWAY FROM THIS CITY. I ASK YOU TONIGHT TO OPEN YOUR HARTSD AND OPEN YOUR MIND TO WHAT ALL THESE PEOPLE HAVE TO SAY TONIGHT ABOUT WHAT THEY NEED IN THEIR COMMUNITY. I PRAY THAT -- [BUZZER SOUNDS]-- YOU WILL LISTEN TO THE PARENTS WHO NEED SOURCES TO MEET THEIR FAMILY'S BASIC NEEDS AND YOUTH WHO ARE STRUGGLING TO STAY OUT OF TROUBLE, AND FOR THOSE SEEKING SOMETHING BETTER FOR THEMSELVES. PEOPLE NEEDING JOBS TO SUSTAIN THEIR FAMILIES FROM PROBLEMS IN THE EDUCATIONAL SM AND FOR THE GOOD THINGS THAT ARE HAPPENING IN EAST AUSTIN. SO TONIGHT WE HAVE PEOPLE HERE FROM THE COMMUNITY WHO WILL BE TALKING ABOUT THE NEED TO INVEST IN FAMILIES, THE NEED TO INVEST IN EDUCATION, THE NEED TO INVEST IN JOBS, THE NEED TO INVEST IN YOUTH. I SUPPORT THE GRANTING OF THE FUNDS FOR THE DEVELOPMENT OF EAST AUSTIN COMMUNITY DEVELOPMENT PROJECT. THANK YOU.

Mayor Wynn: THANK YOU. NEXT SPEAKER -- [APPLAUSE] WELCOME MR. JOHNNIE LIMON. AND JOSE RAJAS, IS HE HERE? HE WANTED TO DONATE THREE MINUTES TO YOU. DO YOU NEED MORE THAN THREE MINUTES?

I THINK THREE MINUTES MIGHT BE ENOUGH.

Mayor Wynn: WELCOME, SIR.

MY NAME IS JOHNNIE LIMON AND I'M WITH THE GARDEN NEIGHBORHOOD ASSOCIATION, BUT I'M ALSO HERE TODAY REPRESENTING THE THE MON MONSIGNOR, WHO REGRETS HE CAN'T BE HERE TODAY, BUT WE ARE HERE IN SUPPORT OF THE SOUTHWEST KEY PROJECT. I HAVE BEEN AN ADVOCATE OF THE EAST AUSTIN COMMUNITY FOR ABOUT 25 YEARS NOW, AND I CAN VERY HONESTLY SAY THAT I'VE BEEN INVOLVED WITH SEVERAL PROJECTS THAT HAVE BEEN -- THAT HAVE COME INTO OUR COMMUNITY. BUT THIS PROJECT HERE, WHAT MAKES THIS VERY SPECIAL TO ME IS THAT THIS PROJECT IS A PROJECT THAT ACTUALLY THE COMMUNITY -- THE COMMUNITY WORKED WITH -- IN

CREATING THIS PROJECT FROM THE VERY BEGINNING. WHEN THE PEOPLE FROM SOUTHWEST KEY CAME TO THE COMMUNITY AND TOLD US THAT THEY HAD BOUGHT THIS PARTICULAR PROPERTY, THEY ASKED US, WHAT DO YOU THINK THE COMMUNITY HERE NEEDS? AND THEN WE GOT THE COMMUNITY TOGETHER AND WE DID A SURVEY OF ALL THE PEOPLE AROUND THE JOHNSTON AREA. AND I KNOW THAT THIS PROJECT WOULD BE A VERY GREAT PROJECT BECAUSE THAT AREA IS KIND OF REALLY AN AREA THAT IS ISOLATED FROM THE REST OF -- ACTUALLY EVEN FROM THE REST OF EAST AUSTIN EVEN BECAUSE OF THE BOUNDARIES OF AIRPORT BOULEVARD, HIGHWAY 183, AND THEN THE RAILROAD TRACKS TO THE NORTH. SO THIS PARTICULAR PIECE OF PROPERTY, WHEN I WAS EVEN GOING TO SCHOOL, I REMEMBERED THAT IT DIDN'T SERVE A VERY GOOD -- IT DIDN'T SERVE A VERY GOOD REASON TO BE -- YOU KNOW, FOR THE COMMUNITY. IT WAS REALLY MORE OF AN EYESORE FOR THE COMMUNITY. SO WE WERE VERY, VERY EXCITED TO SEE WHAT WE COULD DO WITH THIS PARTICULAR PIECE OF PROPERTY WITH THE HELP OF SOUTHWEST KEY. AND WHAT MAKES IT EVEN MORE IMPORTANT TO US IS THAT NOT ONLY HAVE WE BEEN PART OF CREATING -- HELPING CREATE THIS PROJECT, BUT WE ARE EVEN -- WE WERE EVEN INCLUDED. FOR OUR VERY FIRST TIME TO ACTUALLY COME BEFORE THE CITY FOR CDBG MONEY. THIS IS THE VERY FIRST TIME THAT COMMUNITY PEOPLE HERE HAVE BEEN INVOLVED AND HAVE COME HERE. AND IN THE 25 YEARS THAT I'VE BEEN ACTIVE IN MY COMMUNITY, YOU KNOW, THAT SAYS A LOT ABOUT THIS PARTICULAR PROJECT. SO ANYWAYS, I KNOW I HAVE VERY FEW TIME, BUT WHAT I WOULD LIKE TO DO IS I WOULD LIKE TO ASK ALL THE PEOPLE FROM THE COMMUNITY AND ALSO FROM THIS GREAT PROJECT, FROM THE PEOPLE FROM SOUTHWEST KEY, CAN Y'ALL PLEASE STAND? BECAUSE I KNOW TO SAVE TIME WE DON'T WANT THEM ALL TO TALK, SO THAT'S WHAT WE WANTED TO DO, BUT I WANTED TO SHOW YOU THE SUPPORT THAT THIS COMMUNITY DOES HAVE, THAT WE'RE HERE UNITED. AND THE REASON FOR THE T-SHIRTS CAME FROM THE COMMUNITY BECAUSE WE WANTED TO SHOW UNITY, OKAY? THANK YOU VERY MUCH, AND I HOPE Y'ALL SUPPORT THIS PROJECT. [APPLAUSE]

Mayor Wynn: THANK YOU, MR. LIMON. DR. JUAN SANCHEZ. AND A NUMBER OF FOLKS WANTED TO DONATE TIME. IS PATRICIA FAUST HERE? LA ROSA SMITH? WELCOME, HOW ARE YOU? JOSE CHAMPION SEDILLA? SCOTT HOOTMAN. SO IF YOU NEED IT, DR. SANCHEZ, YOU WILL HAVE 15 MINUTES.

NO, NO. I'M GOING TO SPARE YOU. I'M GOING TO SPEND THREE MINUTES AND 15 SECONDS IS ABOUT WHAT I'M GOING TO NEED. I WANT TO SAY HELLO TO ALL OF YOU. MY NAME IS JUAN SANCHEZ. I'M THE PRESIDENT OF THE SOUTHWEST KEY PROGRAM. YOU HAVE THE INFORMATION IN FRONT OF YOU THAT DESCRIBES WHO WE ARE, SO I'M NOT GOING TO DESCRIBE THAT, SAVE YOU SOME TIME. YOU ALSO HAVE SOME FRONT OF YOU WHAT THIS PROJECT THAT WE'RE PROPOSING TO DO IS ALL ABOUT. WHAT I DO WANT TO TALK TO YOU ABOUT TONIGHT IS I AM HERE AND IN MY LIMITED TIME I WANT TO TALK TO YOU ABOUT URGENCY. WE HAVE A TERM IN SPANISH, AND THE TERM IS (SPEAKING IN PAN INITIAL) AND THE TERM MEANS THE TIME NOW. AND THERE'S A REAL URGENCY HERE, AND THE TIME IS NOW FOR THIS COUNCIL TO DO SOMETHING FOR A COMMUNITY THAT HAS LONG BEEN NEGLECTED. AND THAT IS THE JOHNSTON TERRACE-GOVALLE NEIGHBORHOOD. IF WE LOOK AT THE DEMOGRAPHICS OF THAT NEIGHBORHOOD, THIS IS WHAT YOU WILL FIND. YOU WILL FIND THAT 93% OF THE FAMILIES THAT LIVE IN THE NEIGHBORHOOD ARE AFRICAN-AMERICAN AND LATINOS. AND WHEN YOU LOOK AT THE DATA THAT LOOKS AT THE UNEMPLOYMENT RATE, THE UNEMPLOYMENT RATE IN THAT NEIGHBORHOOD IS ALMOST THREE TIMES WHAT IT IS IN THE CITY OF AUSTIN. IT'S AT 13.3 PERCENT. IF YOU LOOK AT THE PER CAPITA INCOME OF WHAT WE EXPECT PEOPLE TO LIVE ON, PEOPLE ARE EXPECTED TO RAISE A FAMILY THERE ON \$9,500 A DAY BECAUSE THAT'S THE PER CAPITA INCOME COMPARED TO 25,100 FOR THE REST OF THE NATION. 27% OF THE PEOPLE IN THAT NEIGHBORHOOD LIVE IN POVERTY. AND LESS THAN 52% OF THE PEOPLE IN THAT NEIGHBORHOOD HAVE A HIGH SCHOOL DIPLOMA. IT'S AN AREA THAT HAS NO A LONG TIME BEEN NEGLECTED. AND THERE WAS A REALLY INTERESTING I THINK EXAMPLE FOR ME WHEN WE WERE GOING TO GO TO THE FIRST CDC MEETING ON THE EAST AUSTIN SIDE ABOUT A MONTH AGO, WE WERE PREPARING A LOT OF FOLKS TO

COME TO THE CDC MEETING, AND WE WANTED TO FEED PEOPLE BEFORE THEY GOT THERE, BECAUSE THEY HAD TO WAIT THERE BEFORE AN HOUR BEFORE THE HEARING STARTED. AND WE CALLED A PIZZA PLACE HERE IN AUSTIN. AND ON THE OTHER SIDE OF THE PHONE, WHOEVER IT WAS, AND I'M NOT GOING TO MENTION NAMES OF BUSINESSES, THEY MADE IT VERY ALLOW AND CLEAR SAID WE DO NOT DELIVER TO THE EAST SIDE. AND I THINK MY POINT HERE IS THAT I THINK THAT THAT'S WHAT'S HAPPENED TO THIS PARTICULAR AREA WHEN WE LOOK AT THOSE DEMOGRAPHICS. FOR MANY YEARS BUSINESSES AND CITY OFFICIALS AND DECISION MAKERS HAVE NOT DELIVERED TO THAT -- TO THE EAST SIDE. WHAT I'M COMING HERE TO DO IS ASKING YOU TO JOIN TOGETHER WITH SOUTHWEST KEY, WITH EAST SIDE COMMUNITY AND LET'S TOGETHER DELIVER TO THE EAST SIDE ON A PROJECT THAT HAS BEEN LONG, LONG OVERDUE. IT'S TIME. THE TIME IS NOW. WE'RE ASKING YOU TO PRIORITIZE PUBLIC FACILITIES IN YOUR FIVE-YEAR PLAN. WE OURSELVES HAVE A FIVE-YEAR PLAN FOR THE SEVEN ACRES OF LAND WE HAVE THERE. WE WANT TO INVEST \$50 MILLION IN THE NEXT FIVE YEARS. THIS FIRST PHASE, WHICH IS WHAT WE'RE COMING TO YOU FOR, THE PROJECT IS COSTING FOUR MILLION DOLLARS. THE GOOD THING ABOUT THAT IS THAT THE COMMUNITY AND SOUTHWEST KEY ARE RAISING 75% OF THAT MONEY. WE ARE GOING TO RAISE THREE MILLION DOLLARS FOR THAT PROJECT. WHAT WE'RE ASKING YOU TO DO IS TAKE ONE MILLION DOLLARS AND PARTICIPATE IN 25 PERCENT OF THE PROJECT. THE PROJECT IS NOT JUST ABOUT BUILDING BUILDINGS. IT IS ABOUT BUILDING PEOPLE WHO IN TURN ARE GOING TO THEMSELVES BUILD A COMMUNITY. SO I URGE YOU TO PRIORITIZE PUBLIC FACILITIES IN YOUR CONSOLIDATED PLAN. I URGE YOU THAT NOW IS THE TIME. AND LET US TOGETHER DELIVER TO THE EAST SIDE. THANK YOU. [APPLAUSE]

Mayor Wynn: THANK YOU. NEXT SPEAKER IS CONNIE BAEZ. WELCOME. JILL NELSON WANTED TO DONATE TIME TO YOU. IS SHE HERE? WELCOME. YOU WILL HAVE UP TO SIX MINUTES AND YOU WILL BE FOLLOWED BY ELEANA (INDISCERNIBLE).

GOOD EVENING. MY NAME IS CONNIE BAES. I LIVE IN THE

JOHNSTON TERRACE NEIGHBORHOOD. I HAVE LIVED THERE SINCE 1972 WHEN MY FAMILY MOVED THERE WHEN I WAS A TEENAGER. I WENT TO JOHNSTON HIGH, GRADUATED IN '78. I NOW HAVE A SON THAT ATTENDS JOHNSTON HIGH SCHOOL. HE'S A FRESHMAN. HE'S AN EMERGING LEADER. HE WANTED TO BE HERE, BUT HE'S TIRED FROM TRACK PRACTICE. AND THIS PROJECT THAT SOUTHWEST KEYS IS PLANNING IS GOING TO GO BEHIND MY BACKYARD, AND I WELCOME IT WITH ALL MY HEART. WE DON'T HAVE ANYWHERE FOR THESE KIDS TO HANG OUT EXCEPT THE STREET CORNERS, AND WE ALL KNOW WHAT THEY DO AT THE STREET CORNERS IN EAST AUSTIN. WE BUILT A BASKETBALL COURT IN OUR BACKYARD. MOST OF THE TIME YOU CAN SEE KIDS PLAYING IN MY BACKYARD. I WOULD LOVE FOR THEM TO MAY MR SOME ELSE SOMETIMES. [LAUGHTER] THIS PROJECT IS GOING TO BE THERE, IT'S A BLOCK FROM JOHNSTON HIGH SCHOOL. IF ANY OF YOU ARE AWARE, JOHNSTON IS NOT ACADEMICALLY CHALLENGING FOR OUR STUDENTS. THE THE FIRST GRADING PERIOD ONLY SIX FRESHMAN MADE THE HONOR ROLL. I WAS VERY DISAPPOINTED. WELL, WHAT SOUTHWEST KEYS PLANS TO DO IS HAVE TUTORING AVAILABLE, WHICH THE KID CAN GO TO AFTER SCHOOL, IT'S DOWN THE BLOCK. THEY'RE GOING TO HAVE COMPUTER LABS. SOME OF THE KIDS COME TO DO THEIR PROJECTS AND HOMEWORK AT MY HOUSE BECAUSE I HAVE A COMPUTER. SO YEAH, I HAVE A LOT OF KIDS IN MY HOUSE. AND IT'S JUST GOING TO BE GREAT TO HAVE THIS THERE. THEY'RE ALSO PLANNING TO HAVE AN AMP PA THEATER. WHO WOULD EVER THINK TO HAVE THAT IN EAST AUSTIN, ESPECIALLY IN THAT BLOCK? YOU KNOW, THIS IS A GREAT PROJECT, AND WE JUST NEED YOUR SUPPORT. WE NEED SOME HELP IN FUNDING IT. WHEN SOUTHWEST KEYS FIRST BROUGHT THE PROPERTY THEY CAME DOOR TO DOOR WITH A SURVEY. WE TOLD THEM WHAT WE NEEDED IN THAT NEIGHBORHOOD. THEY WENT, THEY WORKED OUT THEIR PLAN, THEY CAME BACK, THEY SAID THIS IS WHAT WE'RE PLANNING. WE ALL AGREED WITH IT. THAT'S EXACTLY WHAT WE WANT. IN THE FUTURE WE WANT CHILD CARE. THEY HAVE THAT IN THEIR FIVE-YEAR PLAN. YOU KNOW, THEY'RE GOING TO MOVE THEIR OFFICES THERE. THAT'S GREAT. WHO WANTS TO COME WORK IN EAST AUSTIN? AND THEY'RE WILLING TO. YOU KNOW, ALL WE HAVE IN EAST

AUSTIN IS WAREHOUSES. WE'RE TIRED OF WAREHOUSES. WE WANT SOMETHING GOOD AND POSITIVE. OUR YOUTH ARE OUR FUTURE. THEY'RE THE ONES THAT ARE GOING TO BE SITTING UP THERE ON THE COUNCIL. SO WE NEED TO START GEARING THEM IN THE RIGHT DIRECTION. AND I THINK THIS PROJECT IS GOING TO HELP US DO THAT BECAUSE JOHNSTON IS NOT DOING IT. AND I KEEP FIGHTING OVER THERE, BUT IT'S NOT HELPING US MUCH. AND I THINK THAT WITH SOUTHWEST KEYS, IT'S GOING TO HELP, SO I JUST WANT TO SAY PLEASE, PLEASE HELP US. THANK YOU. [APPLAUSE] [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS] MOST OF MY PEERS WERE INVOLVED IN SPORTS AND SUMMER ACTIVITY, BUT MOST OF MY PEERS WERE AFFLUENT AND HAD THE MEANS TO BE ABLE TO PARTICIPATE IN THESE EXPENSIVE ACTIVITIES. FORTUNATELY FOR ME, I WAS SPONSORED BY A FRIEND'S FAMILY. THEREFORE I WAS ABLE TO PARTICIPATE IN SUMMER CAMPS AND THEY ALSO SPONSORED ME TO DO AN S.A.T. PREP COURSE WHICH IS VERY ESSENTIAL. IF IT HADN'T BEEN FOR THEM I WOULD NOT HAVE BEEN ABLE TO PARTICIPATE IN THESE THINGS, VOLLEYBALL IS ANOTHER ACTIVITY THAT I TOOK ON, LIKE A REFUGE FOR ME. IN ORDER TO HAVE THE SAME TYPE OF SKILLS THAT MOST OF MY PEERS WERE INVOLVED IN CAMPS AND THINGS LIKE THAT, I HAD TO WORK IN ORDER TO RAISE THE MONEY TO BE ABLE TO GO TO A U.T. CAMP WHICH WAS \$300 AND ANOTHER ST. EDWARD'S CAMP WHICH WAS ANOTHER ABOUT \$100 FOR A 16-YEAR-OLD RAISING THIS TYPE OF MONEY OR SAVING UP THIS TYPE OF MONEY CAN ACTUALLY BE QUITE STRENUOUS. SO SOUTHWEST KEYS I THINK IS GOING TO OFFER MOST OF THESE ACTIVITIES AND SERVICES AND I THINK THAT IT'S VERY IMPORTANT FOR STUDENTS TO BE ABLE TO GO TO THESE TYPE OF THINGS AND BE ABLE TO RELY ON IT WITHOUT HAVING TO WORRY ABOUT THE ECONOMICAL STRAIN OF BEING ABLE TO PARTICIPATE IN THESE ACTIVITIES. CURRENTLY, I HAVE AN OLDER CENTER THAT GOES TO BOSTON UNIVERSITY, I'M AT U.T. I'M WORKING PART-TIME TO RELIEVE PART OF MY PARENTS ECONOMICAL STRESS AND TO FULFILL THE REST OF MY COLLEGE EXPENSES. MY MOM WOULD HAVE BENEFITED FROM ESL AND G.E.D. PROGRAMS AND THIS WOULD HAVE HELPED, YOU KNOW, GET HER A BETTER JOB AND PERHAPS IT WOULD

HAVE FACILITATED HER ECONOMICAL STANCE. SCWOODES PLANS TO OFFER -- SOUTHWEST KEYS PLANS TO OFFER SOME OF THESE PROGRAMS, FURTHERMORE THESE ARE PROGRAMS THAT MANY, MANY PEOPLE IN THE EAST AUSTIN EXOWN TEE COULD BENEFIT FROM. AFTER ATTENDING JOHNSTON HIGH SCHOOL I REALLY NOTICED THAT THERE IS A NEED FOR NOT ONLY THESE TYPE OF SERVICES, THERE'S ALSO A NEED FOR SUPPORT SERVICES, FAMILY SUPPORT SERVICES. IN ORDER TO STRENGTHEN THE FAMILY AND THE CHILD AND FAMILY AND PARENTS RELATIONSHIP AT HOME. SOUTHWEST KEYS IS ALREADY A HAVEN TO MOST OF THESE FAMILIES. I THINK IT WOULD BE WONDERFUL IF THEY WERE ABLE TO OFFER THESE SERVICES AND EXTEND THEIR HELP TO MOST OF THESE FAMILIES IN THE EAST AUSTIN COMMUNITY. BECAUSE IT'S ABSOLUTELY NECESSARY TO HAVE SERVICES LIKE THIS SO THAT YOU CAN HAVE A FOSTERING AND NURTURING ENVIRONMENT. A COMPUTER LAB IS SOMETHING ELSE THAT I KNOW THAT THEY ARE PLANNING TO BUILD AND WE LIVE IN AN INFORMATION SOCIETY TODAY. IT'S ABSOLUTELY CRUCIAL TO HAVE TECHNOLOGY IN ORDER TO ADVANCE. [BUZZER SOUNDING] SOUTHWEST KEYS WILL PROVIDE MANY OF THESE SERVICES AND I STRONGLY ASK YOU TO SUPPORT THEM AND IT IS YOUR RESPONSIBILITY TO HELP BUILD A BETTER AUSTIN. THANKS.

THANK YOU. [APPLAUSE] LARRY JACKSON? FOLLOWED BY VIRGINIA TREVINO. JOSHUA SANCHEZ OFFERED TO DONATE HIS THREE MINUTES TO YOU. YOU ARE NOT REQUIRED TO TAKE IT ALL. RAUL SALINAS WILL BE THE NEXT SPEAKER. WELCOME, MA'AM, YOU'LL HAVE UP TO SIX MINUTES.

[SPEAKING IN SPANISH]

GOOD AFTERNOON, MY NAME IS TREVINO. I'M PART OF THE EAST COMMUNITY IN AUSTIN. [SPEAKING IN SPANISH]

AND I COME HERE TO SUPPORT THE PROJECT OF SOUTHWEST KEYS. WE ARE GOING TO HAVE CHILD CARE [SPEAKING IN SPANISH] HOMES FOR PEOPLE OF LOW INCOME [SPEAKING IN SPANISH] PARKS FOR THE COMMUNITY [SPEAKING IN SPANISH] WE'LL HAVE TUTORS AFTER SCHOOL FOR CHILDREN AND THAT'S VERY

IMPORTANT. [SPEAKING IN SPANISH]

I HAVE A CHILD IN COLLEGE AND HE LIKES VERY MUCH TO HELP CHILDREN AFTER SCHOOL. [SPEAKING IN SPANISH] IT IS VERY IMPORTANT FOR THIS PRONG TO BE MADE, TO BE DONE IN THE EAST OF AUSTIN. THAT'S IT. GRACIAS. THANK YOU. [APPLAUSE]

Mayor Wynn: THANK YOU. PAUL SALINAS. AND RAUL SALINAS AND LOOKS LIKE BEAR JONES OFFERED TO DONATE TIME. IS MR. JONES HERE? MR. SALINAS YOU WILL HAVE THREE MINUTES IF THAT WORKS FOR YOU.

THANK YOU, GOOD EVEN, HONORABLE MAYOR, COUNCILMEMBERS, AND FELLOW SUPPORTERS. MY NAME IS RAUL SALINAS, I AM THE DIRECTOR OF RED SALMON ARTS, WHICH IS A USED ARTS ORGANIZATION, VERY SMALL GRASS ROOTS ARTS ORGANIZATION. THROUGH ONE OF OUR PET PROJECTS, SAVE OUR YOUTH, SOY, WE CONDUCT INTENSIVE CREATIVE WRITING CLINICS THROUGHOUT THE AUSTIN AREA AND BEYOND THE AUSTIN CITY LIMITS. IN THAT CAPACITY, I HAVE -- I HAVE HAD THE GOOD FORTUNE TO WORK WITH THE DEDICATED STAFF OF SOUTHWEST KEY PROGRAM. I HAVE VISITED SEVERAL OF THEIR FACILITIES. AND CONDUCTED WORKSHOPS, WRITING WORKSHOPS. I AM A -- AN ARTS IN EDUCATION ADVOCATE BECAUSE I HAVE SEEN THE TREMENDOUS IMPACT THAT THE ARTS HAVE ON YOUTH WHO MANY TIMES HAVE BEEN TURNED OFF TO THE PUBLIC SCHOOL SYSTEM STRUCTURES FOR WHATEVER REASONS. MANY TIMES FOR OLD ANTIQUATED HISTORY BOOKS, BUT THAT'S ANOTHER POEM. I FOUND OUTLET THAT THE SOUTHWEST KEY PROGRAM SHARED THOSE SAME VISIONS AND IDEALS THAT I DID ABOUT -- ABOUT THE IMPORTANCE OF ARTS, BEING VERY MUCH RELATED TO EDUCATION. OUR WORKSHOPS, WHICH TAKE ON A HOLISTIC APPROACH, MEANING THAT WE ARE CONSCIOUS OF THE ACADEMIC POTENTIAL THAT COMES THROUGH THE ARTS. AND SO THAT'S WHAT WE UTILIZE. SOUTHWEST KEY HAS DONE THAT AND I HAVE WITNESSED IT AT THE TRAVIS COUNTY PROBATIONER'S ALTERNATIVE CAMPUS, AT JOHNSTON HIGH SCHOOL, AND FACILITIES IN SOUTH TEXAS. WHERE I HAVE SPENT QUALITY TIME WITH THE STUDENTS AND HAVE SEEN THE RESULTS. SO AS A SUPPORTER OF THIS PROJECT, I

WANT TO URGE THE COUNCIL TO SUPPORT THE EAST SIDE COMMUNITY DEVELOPMENT PROJECT BECAUSE BY INVESTING IN THAT, YOU WILL BE, LIKE OURSELVES, INVESTING IN -- IN OUR MOST VALUABLE NATURAL RESOURCE, WHICH IS OUR YOUTH, AND THEY ARE THE FUTURE, SO PLEASE HELP US AND INVEST IN EDUCATION AND INVEST IN THE FUTURE OF OUR YOUTH. THANK YOU VERY MUCH. GRACIAS.

THANK YOU. MR. SALINAS.

Goodman: MAYOR?

Mayor Wynn: MAYOR PRO TEM?

Goodman: IF I COULD JUST TAKE A SECOND. THERE ARE A LOT OF FOLKS IN THE AUDIENCE WHO ARE VERY MUCH A PART OF AUSTIN'S PROGRESSIVE HERITAGE AND SOME OF THE REASON WHY WE CAN CLAIM TO BE SUCH A SPECIAL PLACE. I DID WANT TO ACKNOWLEDGE MR. SALINAS, I HAVEN'T SEEN HIM UP HERE IN A LONG TIME.

[INDISCERNIBLE]

Mayor Wynn: SHE THINKS HIGHLY OF YOU.

Goodman: HE IS ONE OF OUR ARTISTIC LITERARY AND POLITICALLY ACTIVE ICONS AND IT'S GOOD TO SEE HIM. [APPLAUSE]

Mayor Wynn: YOU ARE LOOKING WELL, MR. SALINAS. PAUL HERNANDEZ. PAUL HERNANDEZ. WELCOME, SIR. YOU WILL BE FOLLOWED BY IASHA WOODS, FOLLOWED BY MARTA COTERA. YOU WILL HAVE THREE MINUTES, MR. HERNANDEZ, WELCOME.

GOOD EVENING, MEMBERS OF THE COUNCIL. MY NAME IS PAUL HERNANDEZ. I AM REPRESENT EL CONCILIO, A COALITION OF MEXICAN AMERICAN NEIGHBORHOOD. I COME IN FULL SUPPORT TO ENDORSE THE EFFORT OF SOUTHWEST KEYS. IT IS AN INITIATIVE THAT IS A UNIQUE INITIATIVE, SOUTHWEST KEYS PROMOTES THE ASPECT OF EDUCATION, PROMOTES THE ASPECTS OF COMMUNITY

DEVELOPMENT, ECONOMIC DEVELOPMENT, BUT MORE IMPORTANTLY, IT ALSO PROMOTES CAPACITY BUILDING. DEVELOPING THE CAPACITY OF A COMMUNITY AND OF A PEOPLE TO BE EMPOWERED, IT DEVELOPS THAT CAPACITY THROUGH ALL OF THESE DIFFERENT VENUES. IT IS A -- IT IS A MULTI-FACETED, MULTI-PHASED, AND MULTI-DIMENSIONAL INITIATIVE THAT HE IS MUCH NEEDED. IT'S A VERY UNIQUE APPROACH. IN MY OVER 30 YEARS OF INVOLVEMENT, IN THE ISSUES OF EAST AUSTIN, I'M NOT SEEING AN EFFORT LIKE THIS. I COMMEND THE PEOPLE OF SOUTHWEST KEYS AND THE SUPPORTERS AND THE PEOPLE BEHIND THEM. [APPLAUSE] IT BEHOVES US TO HAVE SUCH AN EFFORT, SUCH AN INITIATIVE, THE ONLY WAY OUT OF POVERTY IS EDUCATION. I'VE BEEN VERY FORTUNATE THE LAST FIVE YEARS TO WORK IN THAT FIELD. I'VE ALSO SEEN SOME OF THE HORRORS THAT MR. SALINAS WAS TALKING ABOUT. HOW KIDS ARE PUSHED OUT. HOW KIDS DON'T HAVE THE TOOLS. THIS WOULD ENABLE THE STUDENTS, THIS WOULD ENABLE OUR KIDS. WE HAVE A GREAT OPPORTUNITY TO CHANGE THAT AROUND. IF YOU EMPOWER THE PEOPLE, IF YOU ASSIST IN THAT EMPOWERMENT, IF YOU ENABLE THAT EMPOWERMENT, EMPOWERED PEOPLE THEN WILL BE ABLE TO DEVELOP THE COMMUNITY THEMSELVES. IT IS CALLED SELF DETERMINATION. THAT IS THE BASIC PRINCIPLE OR SHOULD BE THE BASIC PRINCIPLE OF COMMUNITY DEVELOPMENT. AGAIN, I URGE YOU TO PLEASE SUPPORT AND FULLY FUND FOR THE FIRST PHASE OF SOUTHWEST KEYS. IN FACT, I WISH THAT YOU WOULD FUND THE WHOLE EFFORT. I KNOW THAT IT'S IMPOSSIBLE. BUT I WISH YOU WOULD. THANK YOU VERY MUCH. [APPLAUSE]

Mayor Wynn: THANK YOU, MR. HERNANDEZ. IASH WOODS TO BE FOLLOWED BY MARTA COT TEAR A. COTERA. HELLO EVERYBODY, MY NAME IS IASHA WOODS, I'M SUPPORT KNOWLEDGE THE SCRONSTON COMMUNITY. I -- JOHNSTON COMMUNITY. I THINK THIS WILL BE A GOOD OPPORTUNITY FOR THE YOUTH TO SUCCEED. NOW THAT THE LIBERAL ARTS SCIENCE ACADEMY TRANSFERRED TO L.B.J. I NO LONGER GO THERE AND I THOUGHT WOULD IT HAVE BEEN A GREAT OPPORTUNITY FOR THE KIDS THAT LIVE IN THE JOHNSTON AREA TO ALSO RECEIVE A BETTER EDUCATION AND SO NOW THAT THIS PROGRAM HAS TRANSFERRED TO L.B.J. HIGH

SCHOOL, THERE'S NO EDUCATIONAL OPPORTUNITIES IN THE COMMUNITY. IF WE GIVE FUNDS TO BUILD THIS PROJECT, IT WOULD GIVE KIDS A CHANCE TO GET HELP AND TO ENCOURAGE THEM A LITTLE BIT MORE BECAUSE THEY NEED IT BECAUSE THERE'S A LOT OF TROUBLE AND A LOT OF THINGS THAT THEY HAVE TO GO THROUGH IN THIS COMMUNITY. AROUND IN THIS PROGRAM THERE WOULD BE TUTORING AND A LEARNING CENTER FOR KIDS TO BETTER THEIR EDUCATION. AND THE KIDS THAT HAVE TO LIVE OR GO TO SCHOOL IN THE COMMUNITY, THEY EITHER DROP OUT, SKIP OR TRANSFER TO OTHER SCHOOLS. SO THEY COULD GET A BETTER OPPORTUNITY. WHEN THINGS LIKE THIS HAPPEN, IT TAKES AWAY FROM THE COMMUNITY. I THINK THAT THE SOUTHWEST KEYS JUVENILE JUSTICE ALTERNATIVE EDUCATION PROGRAM IS A GOOD CHANCE FOR TROUBLED YOUTH AND ALSO FOR DROPOUTS TO GET A CHANCE TO LEARN, ALSO. THERE ARE A LOT OF OLDER PEOPLE THAT LIVE IN THE COMMUNITY, THERE WOULD BE ADULT EDUCATION AND TRAINING CENTER THAT WOULD BE AVAILABLE TO -- FOR THOSE WHO WANT TO FURTHER THEIR EDUCATION, ALSO. AND THE CENTER WILL PROVIDE CLASSES FOR THOSE WHO WANT TO ATTEND COLLEGE AND IT WOULD GIVE A CHANCE TO PREPARE FOR COLLEGE AT AN AFFORDABLE OR FREE. PEOPLE WHO BECOME LAWYERS OR CPA, THERE ARE A FEW WHO HAVE A CHANCE TO COME BACK AND WORK IN THE COMMUNITY. RIGHT NOW THERE'S NOTHING LIKE THAT IN HERE. SO I THINK WE NEED IT AND IT WOULD BE NICE IF YOU ALL COULD SUPPORT US. THANK YOU. [APPLAUSE]

THANK YOU, MS. WOODS, MARTA COTERA, TO BE FOLLOWED BY ELIZABETH GONZALEZ, WELCOME, YOU'LL HAVE THREE MINUTES. [LAUGHTER]

GOOD EVENING -- NOW I'M NERVOUS. GOOD EVENING, MAYOR, HONORABLE MAYOR, MEMBERS OF THE COUNCIL, CITY STAFF, THANK YOU VERY MUCH FOR YOUR TIME. MY NAME IS MARTHA COTERA, I LOVE EAST AUSTIN. I LOVE SOUTHWEST KEY FOR WANTING TO MOVE TO EAST AUSTIN. HOME OF AUSTIN'S BEST. I'M URGING YOU TO INVEST THE \$1 MILLION CDBG PUBLIC FACILITIES MONEY REMINDING THAT YOU THE LATINO COMMUNITY HAS NEVER, TO MY KNOWLEDGE, EVER ASKED FOR PUBLIC FACILITIES MONEY

OF THIS, YOU KNOW, FOR THIS CATEGORY. SOUTHWEST KEY IS NOT A PIE IN THE SKY ORGANIZATION. THEY HAVE A PROVEN RECORD OF ACHIEVEMENT AND A WORK -- AND ARE WORKING WITH OUR MOST VULNERABLE YOUTH IN THIS COMMUNITY AND IN OTHERS THROUGHOUT THE STATE. THE PROGRAMS THAT THEY WILL INSTITUTE, COORDINATED WITH THE REGULAR PROGRAM, WILL BE, YOU KNOW, WORKFORCE DEVELOPMENT, TUTORING, G.E.D. PROGRAMS, HOUSING, CHILD CARE, AND ADULT BASIC EDUCATION, INCLUDING ALSO SMALL BUSINESS INCUBATOR. BEST OF ALL, THEY, YOU KNOW, WILL BRING -- WILL CONTINUE WITH THEIR PROGRAM OF HELPING, YOU KNOW, YOUNG, TROUBLED LIVES. SOUTHWEST KEY DOESN'T PICK THE EASY PICKINGS. THEY WORK AND HAVE WORKED WITH THE TRULY VULNERABLE AND TRULY FORGOTTEN YOUTH IN OUR SOCIETY. THEY DON'T FOCUS ON RACE OR ETHNICITY. THEY FOCUS ON NEED. AND THIS IS WHAT THEY ADDRESS. WE HAVE KNOWN THEM FOR MANY YEARS. BECAUSE SOME OF OUR BEST FRIENDS HAVE SERVED ON THE BOARD. AND ALSO BECAUSE WE HAVE KNOWN A LOT OF THE PEOPLE, THE STAFF THAT HAS WORKED WITH THEM. WE HAVE ADMIRERD THEM FROM A DISTANCE, BUT TWO LEGISLATIVE SESSIONS AGO, I DID, JUAN AND I MET JUAN SANCHEZ THE DIRECTOR ADVOCATING AT THE LEGISLATIVE SESSION AGAINST THE YOUTH PENALTY, WHICH IS WHAT -- DEATH PENALTY, WHICH IS WHAT WE WERE ADVOCATING FOR. I REALLY FELL IN LOVE WITH HIM AT THAT TIME. I THOUGHT NOW HERE IS A YOUTH PROGRAM DIRECTOR THAT REALLY WALKS THE TALK. HE WAS THERE HOURS ON END ADVOCATING LIKE WE WERE, YOU KNOW, AGAINST THE YOUTH PENALTY. WE FOUND THAT SOUTHWEST KEY IN ADDITION TO ITS REGULAR PROGRAM ALSO HAS A FOUNDATION FUNDED BY THE STAFF. NOW, THAT HE IS VERY UNIQUE. THE STAFF ALSO PUTS THEIR MONEY WHERE THEIR MOUTH IS FOR SCHOLARSHIP MONEY AND YOUTH DEVELOPMENT FOR THESE VERY VULNERABLE, VULNERABLE YOUTH THAT ARE IN THEIR PROGRAM AND THEY ARE GOING TO EXPAND IT FOR OTHERS. THIS IS WHERE, THIS IS THE SCHOLARSHIP FOUNDATION TO WHICH JUAN AND I HAVE -- ARE DONATING THE \$40,000 THAT THE AUSTIN COMMUNITY HELPED RAISE FOR -- AFTER JUAN AND BRANDON'S DEATH. WE FEEL THAT THIS IS THE PERFECT

PLACE [BUZZER SOUNDING] FOR THIS MONEY. WE ARE VERY COMMITTED TO THIS. WE ASK YOU TO PLEASE INVEST THIS KIND OF MONEY. I DON'T THINK THAT THE CHICANO COMMUNITY HAS EVER ASKED FOR THIS KIND OF CDBG MONEY, WE THINK IT WOULD BE WONDERFUL AND A THOUSAND RETURNS FOR THE AUSTIN COMMUNITY. THOUSANDS OF DOLLARS, HUNDREDS OF THOUSANDS OF DOLLARS RETURNED. [LAUGHTER] LOTS OF MONEY! [APPLAUSE]

Mayor Wynn: IF ONLY WE COULD FIND AN ARCHITECT. [LAUGHTER] ELIZABETH GONZALEZ WILL BE FOLLOWED BY SUSANA ALMANZA. WELCOME, ABOUT THREE MINUTES.

GOOD EVENING TO YOU AND TO MAYOR PRO TEM AND COUNCILMEMBERS, GUESTS AND STAFF. I AM ELIZABETH GONZALEZ, AND I GUESS THAT I HAVE KNOWN OR RUN ACROSS YOU OVER THE YEARS AND ALL OF THE COMMUNITY THINGS THAT I HAVE DONE. I REPRESENT NO ONE BY MYSELF AND MY INTEREST IN THAT I'VE BEEN A RESIDENT OF AUSTIN FOR OVER 29 YEARS. BUT TODAY I'M HERE TO SPEAK FOR THE EAST AUSTIN COMMUNITY DEVELOPMENT PROJECT. YOU KNOW WHEN I RETURNED TO AUSTIN IN 1977, IT WAS THE SUMMER, I WAS A YOUNG, DIVORCED MOTHER, OF THREE CHILDREN. I RENT A HOME NOT HALF A MILE FROM THIS PROPOSED SITE. HOW I WISH THAT THIS PLACE HAD BEEN THERE FOR ME THEN. I CAN ONLY IMAGINE. SO IMAGINE WITH ME IF YOU WILL, AN OUTDOOR COMMUNITY SPACE, WHERE ANY CHILDREN COULD HAVE GONE TO AFTER SCHOOL, TO PLAY THEIR SOCCER AND THEIR BASKETBALL SURROUNDED BY A BEAUTIFUL LANDSCAPED GREEN AREA. I IMAGINE THE PLACE WHERE MY CHILDREN COULD HAVE GONE AFTER SCHOOL WITH THEIR HELP IN TIEWTD TUTORING. I IMAGINE A PLACE WITH A COMPUTER LAB FOR MY -- WHERE MY CHILDREN COULD HAVE GONE TO ATTEND CLASSES WHICH WOULD HAVE ULTIMATELY HELPED THEM IN THEIR SCHOOL. AND I IMAGINE AN AMPHITHEATER WHERE WE COULD ALL HAVE GONE FOR OUR CINCO DE MAYO FESTIVITIES AS WELL AS OTHER CULTURAL EVENTS AND PERFORMANCES. I IMAGINE A PLACE WHERE MY CHILDREN WOULD HAVE GONE FOR ASSISTANCE IN PREPARING FOR COLLEGE, APPLYING FOR ADMISSIONS, SEEKING FINANCIAL ASSISTANCE. I

IMAGINE A PLACE WHERE I MYSELF COULD HAVE GONE FOR TRAINING IN OBTAINING MY OWN G.E.D. THAT I DID THAT SUMMER. I IMAGINE A PLACE WHERE MY NEIGHBORS COULD HAVE GONE TO GET ADULT EDUCATION AND TRAINING AS WELL AS ESL CLASSES. I MEAN A PLACE THAT WOULD PROVIDE TRAINING AND PROGRAMS FOR OUR AT-RISK YOUTH. IN THIS VERY IMPOVERISHED AREA. I IMAGINE A PLACE WITH AN ALTERNATIVE SCHOOL FOR THOSE YOUTH ALREADY INVOLVED AT SUCH A YOUNG AGE IN THE JUDICIAL -- IN THE JUVENILE JUDICIAL SYSTEM. I IMAGINE A PARENT FINDING SOME PEACE OF MIND AND BELIEVE ME THAT PEACE OF MIND DOES NOT COME EASILY TO ANY SINGLE PARENT OUT THERE. JUST HAVING SOME PEACE OF MIND KNOWING THERE WAS A PLACE [BUZZER SOUNDING] WHERE THEIR CHILDREN COULD GO. I URGE YOU TO CONSIDER TO SUPPORT, TO DO WHATEVER IT IS THAT YOU CAN, PULL ALL OF THE STOPS OUT AND SUPPORT THIS EAST AUSTIN PROJECT. SUPPORT PUBLIC FACILITIES AND USE THESE FUNDS WISELY BECAUSE -- BECAUSE IN USING THESE FOR OUR EAST AUSTIN COMMUNITY, IT WILL BE BENEFITED THROUGHOUT THE CITY. SO I THANK YOU AND I APPRECIATE YOUR SUPPORT ON THIS. [APPLAUSE]

Mayor Wynn: THANK YOU, MS. GONZALEZ, SUSANA ALMANZA WILL BE FOLLOWED BY JENNIFER MCPHAIL. IS MARCH JARJORIE HOFFMAN AND ELIZA MONTANA?

MAYOR, I ALSO HAVE LIBRA ALMANZA WHO SIGNED A CARD TO GIVE ME TIME.

YOU WILL HAVE UP TO NINE MINUTES.

GOOD AFTERNOON, I'M SUSANA ALMANZA, I WORKED ON THE GOVALLE JOHNSTON NEIGHBORHOOD PLAN. AND I HAVE TO TELL YOU THAT BACK IN THE EARLY 90s, PODER DID A SURVEY IN THE AREA BECAUSE THE TANK FARM OF WHAT THE DIFFERENT THINGS PEOPLE WOULD LIKE TO SEE IN THE COMMUNITY. THOSE THINGS WERE ABOUT YOUTH EMPLOYMENT, TUTORING, DAYCARE CENTERS, SMALL RETAIL BUSINESS, THOSE WERE SOME OF THE THINGS THAT -- THAT THE COMMUNITY SAID WAS NEEDED IN THAT AREA. SOUTHWEST KEYS THEN CAME ALONG AND DID ANOTHER SURVEY AND BASICALLY FOUND THE SAME THINGS, THAT

WE HAD FOUND THAT WERE NEEDED THERE IN THAT PARTICULAR AREA. I COULD TELL YOU WHEN THEY CAME INTO THE NEIGHBORHOOD PLAN, THEY CAME IN WITH THEIR ARCHITECT AND SAYING THEY WANTED A P.U.D. AND WE NEARLY DID A FLIP OVER SAYING YOU WANT A WHAT?!! WE DON'T THINK SO. YOU DON'T COME IN HERE AND DO THIS ANY KIND OF ZONING YOU WANT. WE HAVE BEEN WORKING HERE FOR DECADES TO TRY TO UNRAVEL A LOT OF UNJUST ZONING THAT HAS EXISTED IN OUR COMMUNITIES SINCE THE LATE 1920'S. AND SO SOUTHWEST KEYS LEARNED VERY EARLY ON THAT TANK FARM, OUR NEIGHBORHOOD COUNCIL, WHICH WAS MADE UP THE CONOCO NEIGHBORHOOD ASSOCIATION, THE GARDEN, ALSO TO NOW THE TRACY LYNN AND OTHER NEIGHBORHOOD ASSOCIATIONS THAT WE WERE VERY MUCH INFORMED AND EDUCATED ABOUT ZONING. SO THEY REALIZED VERY EARLY THAT WE NEEDED TO SIT DOWN AND DIALOGUE AND ME WENT THAT -- THEY WENT THAT EXTRA STEP BECAUSE THEY SAID OKAY WE NEED TO HAVE ADVISORY, WE NEED TO HAVE THE COMMUNITY GUIDING US ON THIS PARTICULAR EFFORT. AND THEY EVEN TOOK US DOWN TO SAN ANTONIO TO LOOK AT THE VISION OF HOW THE GUADALUPE PLAZA HAD DEVELOPED AND HOW THEY WERE ABLE TO TURN THAT PARTICULAR COMMUNITY AROUND AND TO SHOW THE PEOPLE THAT VISIONS CAN COME TRUE. SO WE ARE LOOKING AT DEVELOPING SOMETHING THAT'S BEEN NEEDED FOR SUCH A LONG TIME. YOU'VE HEARD PEOPLE SAY YOU KNOW NOT JUST THE JOHNSTON GOVALLE AREA, BUT BASICALLY ALL OF EAST AUSTIN HAS BEEN NO MAN'S MAN, NEGLECTED, DUMPING GROUND, HOW OUR CHILDREN HAVE BEEN THE CHILDREN LEFT BEHIND. WE HAVE SEEN JOHNSTON GO THROUGH, YOU KNOW, SEVEN PRINCIPLES. YOU KNOW, WE'VE SEEN SO MANY THINGS IN THAT PARTICULAR AREA. WE ONCE SAW WHERE THE CITY PARKS AND REC DEPARTMENT WAS DOING THE PARTNERSHIP WITH JOHNSTON AND WE COULD USE THE FACILITIES THERE IN THAT AREA. AND THEN WE SAW THAT DISAPPEAR. SO THEY ARE RIGHT. THERE IS NO PARTICULAR PLACE FOR OUR YOUTH. ONCE JOHNSTON IS CLOSED DOWN AND THERE IS A LOT OF ISOLATION. AND THERE IS A LOT OF NEED AND -- IN THAT PARTICULAR AREA AND THROUGHOUT THE EAST AUSTIN. FOR THAT REASON I THINK THAT WE SHOULD BE LOOKING AT MONEYS. EVEN IF

IT'S NOT ALL THE CDBG MONEY OR PART OF IT, I ALSO WOULD LIKE YOU TO LOOK AT JOINT PARTNERSHIPS WITH PARKS AND RECREATION DEPARTMENT. LOOK AT THE LIBRARIES. LOOK AT THE CITY AND COUNTY HEALTH DEPARTMENT AND ALSO THE EXTEND CARE FACILITIES, BECAUSE THROUGHOUT MY TRAVELS I HAVE SEEN HOW DIFFERENT COMMUNITIES HAVE BEEN VERY FORTH RIGHT SEEING HOW WE CAN PARTNER AND COLLABORATE TO MAKE THINGS HAPPEN. I WENT TO THE MISSION DISTRICT AND SAW HOW THE CESAR CHAVEZ LIBRARY WAS ACTUALLY PUT INTO A PROJECT SUCH AS SOUTHWEST KEYS WANTS TO PUT. I SAW HOW THEY PUT THE DAYCARE SORT OF LIKE EXTENDED CARE PART OF IT, SUBSIDIZING THOSE PARTICULAR PROGRAMS. I THINK THAT AUSTIN NEEDS TO BE A A LITTLE BIT MORE CREATIVE OF HOW THEY DO THINGS BECAUSE WE DO NEED, THE COMMUNITY DOES NEED THESE PARTICULAR THINGS IN THE AREA. I ASK YOU TO LOOK AT IT VERY WHOLEHEARTEDLY AT WHAT IS NEEDED BECAUSE THERE HAS NOT BEEN NO PUBLIC FACILITIES DEVELOPMENT ON THIS PARTICULAR SIDE OF THE COMMUNITY. THERE HAS NOT BEEN PUBLIC FACILITIES MONEY DEDICATED TO THAT PARTICULAR AREA OF THE COMMUNITY. I ASK YOU TO LOOK AT THAT. SO I WANT TO CHANGE ISSUES HERE REAL QUICKLY, SUPPORTING THE SOUTHWEST KEYS PRONG. AND I WANT TO TALK A LITTLE BIT ABOUT HOUSING AND THE NEED THAT WE NEED FOR AFFORDABLE HOUSING. WE HAVE SEEN MEDIUM HOME PRICES RISE IN THE LAST 10 YEARS FROM 83,700 TO 155,000. AND 85% INCREASE IN THE LAST 10 YEARS. IN SOME NEIGHBORHOOD WE HAVE SEEN 150 TO 200% INCREASE. WE SEE NOW THE LOTS OF THAT ARE BEING BUILT ON 6th AND PEDERNALES THAT WILL RANGE ANYWHERE FROM 89 TO \$198,000. YET YOU HAVE HEARD TESTIMONY ABOUT THE LARGE POVERTY RATE OF THE LOW INCOME IN THAT PARTICULAR AREAS. AND WHEN WE LOOK AT EVEN NOW TWO SENIOR PROJECTS THAT ARE POSSIBLY COULD BE BUILT IN EAST AUSTIN, MONTOPOLIS AREA, WE SEE THE SAME THING HAPPENING. WITH 36 UNITS, 47% BEING BUILT FOR THOSE AT 60% FAMILY MEDIAN INCOME. THAT'S 42,660 THAT WE WANT OUR ELDERS TO COME UP WITH. THE OTHER ONE IS NEAR CLUB VIEW ON RIVERSIDE, THE SAME SCENARIO, WHERE ONLY 11% WOULD GO TO ELDERS THAT LIVE AT THE 30% FAMILY MEDIAN INCOME. WE

LOOK AT THAT SO THAT PEOPLE WILL UNDERSTAND. IF YOU MAKE MINIMUM WAGE AT \$5.15, THAT'S \$10,712 A YEAR. THE 30% MEDIAN FAMILY INCOME IS 21,350. AND EVEN IF YOU HAD TWO PARENTS WORKING AT \$9 AN HOUR, THEY WOULD ONLY COME AT 37,440. WHICH IS THE 60% FAMILY MEDIAN INCOME. WE ARE LEAVING OUT A VERY LARGE POPULATION. WHEN WE TALK ABOUT AFFORDABLE HOUSING, WE ARE LEAVING OUT THE RE-- WE ARE LEAVING OUT THE RETAIL WORKERS, LEAVING OUT THE CUSTODIAL, FOOD WORKERS, RETAIL STORES, JANITORS, A LOT OF THE AUTO PEOPLE. WE HAVE TO ALSO FILL IN THAT GAP OF THE PEOPLE THAT WERE MISSING IN AFFORDABLE HOUSING. I WENT TO THE MEETING THIS PAST MONDAY, IN MONTOPOLIS, ABOUT -- ABOUT THE POSSIBLE HOUSES THAT ARE GOING TO BE BUILT BY FRONTIER VALLEY. I HEARD A TREMENDOUS OUTCRY FROM OUR ELDERS WHO SAID YOU KNOW WHAT, WE NEED HOUSING REHABILITATION MONEY. WE HAVE A LOT OF ELDERS THAT NOW OWN THEIR HOMES AND CAN'T AFFORD TO PUT A ROOF, CAN'T AFFORD TO DO THE WALLS. THEY LIVE ON DAY TO DAY PAYCHECKS. WE NEED A LOT OF MONEY GOING TO HOUSING, WHETHER IT'S HOUSING REHABILITATION, HOME OWNERSHIP, OR WHETHER IT APARTMENTS. WE HAVE A LOT OF YOUNG FAMILIES NOW. WE HAVE PEOPLE WITH TWO OR THREE FAMILIES WORKING TOGETHER BECAUSE AFFORDABLE ISN'T AFFORDABLE. AND SOMETHING NEEDS TO BE DONE TO MAKE SURE. WE NEED TO KNOW WHEN THE CITY OWNS THIS PROPERTY AND THEY CREATE THESE HOUSING, THAT THEY DO NOT ROLL IN THE PRICE OF THE LAND INTO THOSE MORTGAGE RATES. THAT IS ONE WAY THAT YOU CAN LOWER AND MAKE SURE THAT THE PEOPLE 50, 40, 30% CAN QUALIFY FOR THOSE HOMES. AND YOU ALSO NEED TO SET ASIDE MONEY JUST LIKE YOU DO AND ASSISTANCE FOR THE DOWNTOWN -- DOWN PAYMENT, YOU NEED TO SET ASIDE SO THAT THEY CAN MAKE THEIR TAXES FOR THREE OR FOUR OR FIVE YEARS AND UNTIL THEY GET THAT GOING. BUT IF YOU OFFER THOSE HOUSES AT A LOWER VALUE, THEN YOU ARE GOING TO BE PAYING LOWER TAXES WHICH WOULD HELP ALL AROUND. BUT AUSTIN CANNOT CONTINUE TO RUN OUT. PEOPLE, POOR PEOPLE, POOR WORKING PEOPLE AND PEOPLE OF COLOR FROM THE URBAN CORE OF ITS CITY. THAT IS WHAT MAKES AUSTIN BEAUTIFUL. THAT IS WHAT MAKES AUSTIN

BEAUTIFUL WHEN WE HAVE THE WORKING POOR, THE POOR AND PEOPLE OF COLOR ALL SHARING THAT URBAN SPACE. BUT IF YOU MOVE US ALL OUT TO THE OUTCORE, THEN AUSTIN IS GOING TO BE THIS ONE CLASS VERY RIGID, TIGHT, SOCIETY THAT NO ONE IS GOING TO LIKE IN THE LONG RUN AND WILL BE RUN BY REPUBLICANS. BECAUSE WHO REALLY HAS THE MONEY? [LAUGHTER] SO IF YOU WANT TO GET SCARED, IF YOU DON'T BELIEVE ME THE OTHER WAY, DO YOU WANT TOS DISPLACED ON CITY COUNCIL [BUZZER SOUNDING] AND HAVE IT ALL RUN BY REPUBLICANS? SO PLEASE THINK ABOUT PUTTING MORE HOUSING, MORE MONEY FOR ALL OF THE DIFFERENT HOUSING NEEDS, THANK YOU. [APPLAUSE]

Mayor Wynn: THAT PRETTY MUCH SETTLES IT. [LAUGHTER] I WANT TO THANK THE MANY SUPPORTERS OF SOUTHWEST KEYS PROJECT, ESSENTIALLY YOU ALL ORGANIZED YOUR TALKS TO DELIVER VIRTUALLY ALL OF THE TALKING POINTS THAT YOU WANTED US TO HEAR. A NUMBER OF FOLKS SIGNED UP NOT WISHING TO SPEAK, WE WILL RECORD YOUR NAME IN THE PUBLIC RECORD AS BEING SUPPORTIVE. WE APPRECIATE YOU ALL GETTING THROUGH YOUR PRESENTATION IN AN EXPEDITED MANNER. WE HAVE A NUMBER OF FOLKS THAT WANT TO CATCH AN 8:30 ACCESSIBLE BUS. AT THIS TIME I WOULD LIKE TO CALL UP JENNIFER McFAIR, SPARKEY METS, WAYNE SPAWN.

THANK YOU, I'LL BE AS BRIEF AS POSSIBLE. BUT I HAVE A LOT OF POINTS THAT I WANT TO TAKE MONEY, THEY ARE VERY SIMILAR TO WHAT WE NORMALLY TALKED ABOUT BECAUSE THERE'S STILL A NEED FOR AFFORDABLE ACCESSIBLE HOUSING. YOU HAVE HEARD A LOT OF TALK ABOUT MEDIAN FAMILY INCOMES AND NEEDING AFFORDABLE HOUSING FOR THOSE OF US THAT ARE 30% AND BELOW. BUT WHAT -- WHAT YOU DON'T KNOW ABOUT IT OR MAY FORGET ABOUT BECAUSE YOU DON'T HEAR ENOUGH ABOUT IT, IN -- UNLESS YOU ARE LISTENING TO US, IS THAT MOST PEOPLE WITH DISABILITIES ARE AT 15% AND BELOW THE MEDIAN FAMILY INCOME. SO WE ARE TALKING ABOUT \$7,000 ANNUALLY MAYBE I THINK IS WHAT IT IS. \$7,000 ANNUALLY. NOT BIYEARLY OR WHATEVER. NOT EVERY SIX MONTHS OR SO. WE ARE TALKING ABOUT ANNUALLY! SO PEOPLE ARE HAVING TO LIVE IN SQUALOR AND THAT'S IF THEY CAN FIND

AFFORDABLE HOUSING. WHAT HAPPENS TO PEOPLE THAT ARE ON SSI THAT NEED AFFORDABLE HOUSING THAT'S ACCESSIBLE? MOST OF THEM GO INTO NURSING HOMES BECAUSE THERE ISN'T ENOUGH AFFORDABLE ACCESSIBLE HOUSEHOUSING AND WHAT YOU ARE CREATING IS A SITUATION WHERE PEOPLE LOSE THEIR FREEDOM BECAUSE ONE OF THE BIGGEST BARRIERS TO EVEN GETTING OUT OF A NURSING HOME IF YOU ARE ABLE TO ACCESS THE LONG-TERM CARE THAT'S OFTEN NOT AVAILABLE TO YOU BECAUSE OF WAITING LISTS THAT THE STATE AND FEDERAL LEVEL, BECAUSE OF THE MEDICAID FUNDING, THEN YOU HAVE PEOPLE NOT ABLE TO GET OUT OF NURSING HOMES BECAUSE THERE'S NO PLACE TO LIVE. THEY ARE NOT GOING TO PROVIDE YOU ATTENDANT CARE IF YOU DON'T HAVE AN APARTMENT OR A HOME TO GO TO. SO WHEN WE ARE TRANSITIONING PEOPLE OUT OF NURSING HOMES, THE BIGGEST BARRIER OBVIOUSLY IS TO GET THEM ATTENDANT CARE THAT WORKS FOR THEM AND THEN IT'S HOUSING. IT MAKES THE PROGRESS A LOT LONGER. SOMETIMES IT CAN TAKE UP TO A YEAR OR TWO TO GET SOMEONE OUT JUST BECAUSE YOU HAVE TO COORDINATE THE -- AND DEAL WITH THE LACK OF AFFORDABLE HOUSING. THEN THE OTHER THING IS ENFORCEMENT. THERE'S NOT ENOUGH ENFORCEMENT OF EXISTING LAWS. WHEN YOU ALL HAD THE VOLUNTARY COMPLIANCE AGREEMENT, YOU CONTRACTED WITH THE BUCK GROUP TO DO A SURVEYING TO SEE HOW BAD OFF THE CITY WAS AS FAR AS ACCESSIBILITY AND ENFORCEMENT OF ACCESSIBILITY LAW. AND THE BUCK GROUP FOUND THAT NOT ONE LOCATION OF APARTMENT COMPLEXES THAT THEY SURVEYED WAS FULLY ACCESSIBLE AND COMPLIANT WITH THE LAW. THAT'S ABOMINABLE. THAT'S WORSE THAN I EXPECTED AND I KNEW IT WAS BAD. I REMIND YOU OF THAT. IT'S PROBABLY NO BETTER. YOU ARE NOT REALLY ENFORCING IT AT A LOCAL LEVEL. YOU SHOULD PROBABLY SET ASIDE SOME MONEY TO DO THAT. AND THAT'S WHAT WE WOULD LIKE YOU TO DO. THE AUSTIN TENANTS COUNCIL PROVIDES VERY IMPORTANT SERVICES TO PEOPLE WITH DISABILITIES THROUGH THEIR TENANTS COUNSELING PROGRAMS. THEY FOUND THAT THE HIGHEST NUMBER OF RENTER RIGHTS COMPLAINTS THAT THEY GET IS FROM PEOPLE WITH DISABILITIES. OVER 50% OF THEIR COMPLAINTS COME FROM PEOPLE WITH DISABILITIES, SO

THAT TELLS YOU THAT THERE'S A HUGE PROBLEM. AND THEN I'LL JUST CLOSE BY MENTIONING THAT OWE OVER THE ARCHITECTURAL BARRIER REMOVAL PROGRAM, WE HAVE CONCERNS WITH THE FACT THAT THE -- WITH HOW THE NEIGHBORHOOD HOUSING AND COMMUNITY DEVELOPMENT DEPARTMENT IS RUNNING THE PROGRAM BECAUSE THEY SAY THIS THEY ARE NOT ABLE TO GET ENOUGH PEOPLE COMING INTO THE PROGRAM TO USE THE SERVICES. WHEN WE KNOW FROM FOLKS THAT ARE WORKING AT THE TENANTS COUNCIL THAT THEY GET A LOT OF COMPLAINTS. WE STRONGLY BELIEVE THAT Y'ALL SHOULD LOOK AT OUTSOURCING IT. IF YOU ARE HAVING SO MUCH TROUBLE WITH OUTREACH TO PEOPLE IN THE COMMUNITY WHEN WE KNOW THERE HAVE BEEN SO MANY COMPLAINTS TO THE TENANTS COUNCIL, THAT THEN KIND OF CONCERNS EVERYBODY. THIS IS A VALUABLE PROGRAM TO PEOPLE. WE WOULD HATE TO SEE IT, YOU KNOW, MISMANAGED NOT INTENTIONALLY, I DON'T THINK THERE WAS ANY INTENTION TO KIND OF SCREW THINGS UP OR BECAUSE PEOPLE DON'T CARE ABOUT THE PROGRAM. I THINK THAT IT'S BECAUSE THEY KIND OF DON'T KNOW HOW TO INTERACT WITH THE DISABILITY COMMUNITY. SO IT SHOULD BE OUTSOURCED TO FOLKS WHO DO. THOSE WERE THE MAJOR POINTS. THE BOYS ARE COMING UP, THEY CAN HAMMER HOME SOME OF THEM.

Mayor Wynn: THANK YOU, MS. FOLKLORE MCPHAIL.

LET ME LEAVE THIS WITH YOU TO HAVE A COPY OF THE WRITTEN STUFF TOO IN CASE SOMETHING GETS LEFT OUT.

PLEASE DO, PUT IT IN THE RECORD. SPARKEY METS FOLLOWED BY WAYNE SPOHN.

DO YOU WANT ME TO INTERPRET?

YES, THANK YOU, JENNIFER.

[WAITING FOR INTERPRETATION]

HE SAYS I'M NOT THAT TALL. THE MICROPHONE WAS WAY UP THERE. ROBERT METS, EVERYBODY CALLS ME SPARKEY. HE QUANTITY WANT TO TALK ABOUT AARP. I WANT TO TALK

ABOUT AARP. [WAITING FOR INTERPRETATION] ABOUT A YEAR AGO -- ME AND MY ROOMMATE MOVED INTO A HOUSE. IT'S NOT -- THAT'S NOT REALLY WHAT YOU WOULD CALL ACCESSIBLE. WE HAD A GUY COME OUT FROM AVRPA, HE SAID THAT PIPES WERE TOO OLD. I COULDN'T FIGURE THAT ONE OUT AND I TOLD PAUL ABOUT IT TONIGHT. THANK YOU.

Mayor Wynn: THANK YOU, MR. METS. WAYNE SPOHN. WELCOME, SIR YOU'LL ALSO HAVE THREE MINUTES.

MY NAME IS WAYNE SPOHN. I'M WITH ADAPT OF TEXAS. I'VE BEEN IN THE COMMUNITY SINCE '84. AUSTIN, RIGHT? IN AUSTIN. WE WANT AFFORDABLE HOUSING. THAT'S ACCESSIBLE. WE GIVE MONEY -- WHEN YOU GET MONEY TO BUILD A HOUSE, HOUSE, --

SAY THAT AGAIN, I DIDN'T GET IT.

OH -- DO THAT ONE AGAIN? NOW THAT I KNOW WHAT YOU ARE TALKING ABOUT. START THAT SENTENCE OVER. WHEN YOU GET INTO A HOME AND YOU NEEDED IT TO BE MADE ACCESSIBLE -- WHEN YOU GET MONEY FROM THE CITY, TO -- TO BUILD APARTMENTS OR WHATEVER, -- ARE YOU TALKING ABOUT VISITABILITY?

YEAH.

THERE NEEDS TO BE MORE VISITABLE HOMES.

YEAH.

OKAY. THERE NEEDS TO BE -- VISITABILITY -- ARE YOU SAYING IN THE BUILDING CODE?

YEAH.

OKAY. I GOT IT. THAT WE WANT TO SEE THE VISITABILITY PROVISIONS STILL -- WE ARE LOOKING FOR YOU GUYS TO LEAD AND PUT VISITABILITY REQUIREMENTS IN THE BUILDING CODE. SO THAT ALL HOUSES ARE ACCESSIBLE. AND ALSO WE WANT PEOPLE TO LIVE IN ALL OF AUSTIN. INTEGRATE? AND INTEGRATE IT ALL OVER AUSTIN. THANK YOU VERY MUCH. [BUZZER SOUNDING] THANK YOU FOR

YOUR TIME.

Mayor Wynn: YOU'RE WELCOME MR. SPOHN THANK YOU FOR BEING HERE AND THANK YOU, JENNIFER.

UH-HUH.

Mayor Wynn: MEXICO SPEAKER IS MR. FRANK FERNANDEZ. FRANK FERNANDEZ, WELCOME, SIR. YOU'LL HAVE THREE MINUTES. YOU'LL BE FOLLOWED BY ERICA OR ENDOR ENRIQUE GONZALEZ.

GOOD EVENING, I'M HERE ON BEHALF OF THE AUSTIN COMMUNITY DEVELOPMENT CORPORATION. THE AUSTIN CDC AS WE ARE BETTER KNOWN IS A NON-PROFIT ORGANIZATION WHOSE MISSION IS TO REVITALIZE ECONOMICALLY DISTRESSED AREAS IN AUSTIN. WE DO THIS PRINCIPALLY THROUGH TWO MEANS, THROUGH THE PROVISION OF FINANCING AND THROUGH THE PROVISION OF BUSINESS TECHNICAL ASSISTANCE. WE HAVE BEEN AROUND FOR ABOUT 10 YEARS AND IN THOSE 10 YEARS WE HAVE ATTEMPTED TO ADDRESS THE ECONOMIC INEQUITIES THAT PLAYING OUR CITY. PLAGUE OUR CITY. IN THOSE 10 YEARS WE THINK THAT WE HAVE MADE SOME INROADS. TO SUMMARIZE WHAT WE HAVE DONE IN THE LAST 10 YEARS, WE HAVE BEEN ABLE TO MAKE OVER 150 LOANS TO SMALL BUSINESSES IN AUSTIN'S LOW INCOME AREAS. 120 OF WHICH HAVE GONE TO MINORITY OWNED BUSINESSES. OF THOSE LOANS WE HAVE BEEN ABLE TO INVEST OVER \$8 MILLION DIRECTLY OURSELVES. WITH THAT WE HAVE BEEN ABLE TO LEVERAGE AN ADDITIONAL \$6 MILLION FROM OTHER FINANCING SOURCES. TOTALING INVESTMENT IN AUSTIN'S LOW INCOME AREAS, PRINCIPALLY IN EAST AUSTIN OF OVER \$14 MILLION. THESE INVESTMENTS HAVE HELPED SPUR THE CREATION OF OVER A THOUSAND JOBS AND INVESTMENTS OF OVER \$5.2 MILLION IN PHYSICAL IMPROVEMENTS IN THESE NEIGHBORHOODS. NOW, I SHARE THESE FACTS WITH YOU FOR TWO REASONS. FIRST TO -- TO DEMONSTRATE THE PROVEN TRACK RECORD OF THE AUSTIN CDC IN COMMUNITY DEVELOPMENT AND SECOND TO ILLUSTRATE THE CRUCIAL IMPORTANCE THAT ACCESS TO CAPITAL AND BUSINESS TECHNICAL ASSIST TANS HAVE FOR UPLIFTING OUR LOW INCOME AREAS. WE FEEL THESE ARE

FUNDAMENTAL COMMUNITY NEEDS AND WE STRONGLY BELIEVE THAT THEY NEED TO BE MADE A HIGH PRIORITY IN -- IN THE DOCUMENTS YOU ARE CONSIDERING TONIGHT, IN THE FIVE YEAR CONSOLIDATED AND THE 2004-2005 ACTION PLAN AND THE 2004-2005 COMMUNITY DEVELOPMENT PROGRAM. THEY ADDRESS VERY SPECIFICALLY THE ISSUES THAT YOU ARE CONSIDERING TODAY, IMPROVING THE ECONOMIC CONDITIONS OF LOW INCOME PEOPLE AND REDUCING URBAN BLIGHT. WHILE WE REALIZE THERE IS A SKATER TEE OF RESOURCE -- SCARCITY OF RESOURCES, WE BELIEVE THAT WE REPRESENT A WISE INVESTMENT. WE ARE ABLE TO TAKE THE SUPPORT THAT THE CITY PROVIDES US, LEVERAGE MILLIONS OF DOLLARS IN INVESTMENT EACH YEAR IN THESE COMMUNITIES. LAST YEAR ALONE WE WERE ABLE TO LEVERAGE OVER \$3.5 MILLION IN INVESTMENTS IN THESE COMMUNITIES, IN SHORT WE FEEL THAT WE AND OTHER ORGANIZATIONS LIKE US PLAY A MATERIAL AND DIRECT ROLE IN COMBATING THE ECONOMIC INEQUITIES THAT BESET THE MOST VULNERABLE MEMBERS OF OUR COMMUNITY. THANK YOU.

THANK YOU, MR. FERNANDEZ. ERICA GONZALEZ. WELCOME, MA'AM, YOU'LL HAVE THREE MINUTES. FOLLOWED BY JOYCE SAXTON.

GOOD EVENING, I'M ERICA GONZALEZ, PODER'S YOUTH PROGRAM COORDINATOR. I HAVE BEEN LIVING HERE IN AUSTIN FOR ALMOST SIX YEARS NOW, I HAVE BEEN WORKING WITH PODER FOR ALMOST FOUR YEARS WHILE ATTENDING ST. EDWARD'S UNIVERSITY. I'M HERE TODAY BECAUSE I AM CONCERNED ABOUT THE AFFORDABILITY OF HOUSING FOR AUSTIN. PARTICULARLY IN EAST AUSTIN. AND BECAUSE I FEEL WE NEED TO USE CDBG MONEY TO APPROVE HOUSING NEEDS. THROUGHOUT THE YEARS THAT I HAVE BEEN LIVING HERE, I HAVE SEEN HOUSING PRICES GO UP DRAMATICALLY, UNFORTUNATELY, I HAVE ALSO SEEN MANY FAMILIES -- EXCUSE ME -- LOSE THEIR HOMES BECAUSE THEY CANNOT AFFORD TO MAKE THEIR PAYMENTS. WHERE I COME FROM, EAGLE PASS, TEXAS, PEOPLE BUY HOMES NOT TO RENT BUT TO OWN THEM. WE SEE BUYING A HOME EVEN THOUGH IT IS A MODEST HOME, OR AS CALLED HERE IN AUSTIN A COZY LITTLE BUNGALOW OR A SMALL COTTAGE, WE BUY HOMES AS A FAMILY

INVESTMENT TO HOLD ON TO FOR OUR CHILDREN AND OUR GRANDCHILDREN. THAT IS WHAT I SEE HERE IN EAST AUSTIN. FAMILIES WANT TO HOLD ON TO THEIR HOMES, BUT HOW CAN THEY WHEN AFFORDABLE HOUSING IS NOT AFFORDABLE TO THOSE WHO EARN -- AFFORDABLE FOR THOSE WHO EARN MINIMUM WAGE OR ARE SINGLE PARENTS OR RAISING TWO FAMILIES AT ONCE. NOT EVERYONE EARNS \$30,000 A YEAR OR MORE. IN FACT 30% OF AUSTIN'S MEDIAN FAMILY INCOME DOES NOT QUALIFY FOR A QUALIFIED AFFORDABLE HOME. A FAMILY OF TWO APPROXIMATELY MAKES \$17,000 A YEAR. HOW CAN WE SIT HERE TODAY AND CLAIM AFFORDABLE HOUSING IS AFFORDABLE FOR FAMILIES IN AUSTIN WHEN REALLY WE ARE LEAVING OUT A MAJOR CHUNK OF PEOPLE WHO PAY TAXES? JUST LIKE EVERYBODY ELSE AND WORKING HARD JUST TO OWN A HOME? I JUST GRADUATED FROM ST. EDWARD'S UNIVERSITY. AND I PLAN ON STAYING IN AUSTIN AND HOPEFULLY SOME DAY I PLAN ON ALSO BUYING A HOME. I DO NOT MAKE ENOUGH MONEY TO QUALIFY FOR AN AFFORDABLE HOME IN AUSTIN AND NEITHER DO MANY PEOPLE LIVING HERE WHO ARE ALSO MY AGE. I LOOK FORWARD TO THE DAY WHEN I CAN AFFORD TO BUY NOT AN OVERPRICED COZY LITTLE BUNGALOW, BUT AN AFFORDABLE HOME TO RAISE A FAMILY. AN AFFORDABLE HOME TO LEAVE TO MY CHILDREN AND MY GRANDCHILDREN. WHEN WILL THE PEOPLE OF AUSTIN BE ABLE TO LIVE COMFORTABLY IN THEIR HOMES WITHOUT WORRYING ABOUT NOT BEING ABLE TO AFFORD STAYING. WE NEED REAL AFFORDABLE HOUSING FOR AUSTIN'S 30% MEDIAN FAMILY INCOME AND FOR YOUNG PEOPLE LOOKING TO START THEIR FAMILIES. THESE ARE THE PEOPLE WHO ARE WORKING HARD TO INVEST FOR THEIR FUTURE. WE NEED REAL AFFORDABLE HOUSING FOR PEOPLE LIKE ME THAT WANT TO STAY WITHIN THE CITY LIMITS. I LOVE AUSTIN. IT HAS BECOME A SECOND HOME TO ME. I WANT TO BE ABLE TO AFFORD TO STAY HERE. PLEASE MAKE LIVING IN AUSTIN AFFORDABLE FOR ALL [BUZZER SOUNDING] WE NEED TO USE CDBG MONEY TO IMPROVE HOUSING NEEDS, WE NEED REAL AFFORDABLE HOUSING NOW, THANK YOU WIN WIN THANK YOU --

Mayor Wynn: THANK YOU, MS. GONZALEZ. JOYCE SAXTON. JOYCE, LOOKS LIKE DENISE LITTLE, WANTED TO DONATE

TIME. IS DENISE HERE? IF NOT YOU'LL HAVE 3 MINUTES.
WELCOME, MA'AM, YOU WILL BE FOLLOWED BY JOHNNY VAN
RENAN I BELIEVE.

CITY COUNCIL MEMBERS AN THE MAYOR, MY NAME IS JOYCE
SAXSON, I AM HERE ON BEHALF OF THE AUSTIN ACADEMY.
I'M ONE OF THE FORTUNATE STUDENTS THAT WAS ABLE TO
COME THROUGH THE ADULT BASIC EDUCATION PROGRAM
AT THE AUSTIN ACADEMY. WHEN I FIRST ARRIVED IN THE
PROGRAM, I HAD A FIFTH GRADE READING LEVEL AND A
THIRD GRADE WRITING LEVEL. THIS IS HARD. IF THE AUSTIN
ACADEMY DIDN'T HAVE THE ADULT BASIC EDUCATION
PROGRAM, I WOULD BE IN THE SAME BOAT AS SOME OF THE
OTHER PEOPLE WHO NOW COME TO THE AUSTIN ACADEMY
WITH THE LOW READING AND WRITING SKILLS. I WOULD
HAVE BEEN TURNED AWAY AS A RESULT OF THE AUSTIN
THAT ADULT -- THAT ADULT BASIC EDUCATION PROGRAM. I
HAVE BROUGHT MY READING SKILLS UP TO WHERE I HAVE
PASSED MY READING AND SOCIAL STUDIES G.E.D. TEST. I
HAVE ALSO BROUGHT MY MATH SKILLS UP TO WHERE I'M
DOING HIGH SCHOOL GRADE MATH LEVEL. THEY HAVE TOLD
ME THAT NINE MONTHS AGO, I SAID -- IF THEY HAD TOLD ME
THAT NINE MONTHS AGO I WOULD HAVE SAID NO WAY. WHEN
I GRADUATED IN OCTOBER OF LAST YEAR FROM THE ADULT
BASIC EDUCATION PROGRAM, I'M ON MY WAY TO GETTING
MY G.E.D. I WOULD LIKE TO THANK THE ADULT BASIC
EDUCATION PROGRAM OF THE AUSTIN ACADEMY FOR
HELPING PEOPLE LIKE MYSELF TO GET THE EDUCATION
THAT SO MANY PEOPLE NEED. I STRONGLY URGE THE CITY
COUNCIL AND THE MAYOR TO GIVE FUNDING TO THE AUSTIN
ACADEMY SO THAT IT CAN REOPEN THIS VERY NEEDED AND
WORTHWHILE PROGRAM. AND I DON'T KNOW, SOME OF YOU
MAY REMEMBER ME THE LAST COUNCIL MEETING WE HAD. I
SAID MY TEACHER WAS HERE, I HAD A TEST TO TAKE. I
ACTUALLY PASSED MY TEST, MY TEACHER IS STILL HERE
TONIGHT. I WANT TO THANK YOU VERY MUCH. IT'S A
WORTHWHILE PROGRAM. EVERYBODY NEEDS IT. A MIND IS A
TERRIBLE THING TO WASTE. [APPLAUSE]

THANK YOU, MS. SAXON. I DO REMEMBER YOU,
CONGRATULATIONS.

THANK YOU. I HAVE THREE TESTS LEFT TO TAKE.

Mayor Wynn: OKAY. WELL, GOOD LUCK. JOHNNY I THINK IT'S VAN RENAN.

YES.

YOU WILL BE FOLLOWED BY LA NOR BROWN.

GOOD EVENING, EVERYONE. MY NAME IS JOHNNY, I'M A -- JOANIE, JOYCE'S TEACHER, ONE OF OUR MOST DEDICATED STUDENTS. WHEN I STARTED WORKING AT THE AUSTIN ACADEMY A YEAR AGO I TAUGHT ADULT BASIC EDUCATION. THAT MEANS I TAUGHT PEOPLE WHO CAME TO THE AUSTIN ACADEMY WANTING TO RECEIVE G.E.D. TEST PREP INSTRUCTION AND WORKPLACE COMPETENCY SKILLS, BUT WERE NOT PERFORMING AT HIGH ENOUGH LEVELS IN READING AND MATH TO ENTER OUR G.E.D. AND WORKPLACE COMPETENCY PROGRAMS. THE GOAL OF THE AUSTIN ACADEMY IS ADULT BASIC EDUCATION PROGRAM WAS TO GET THE PARTICIPANTS UP TO LEVELS THAT WOULD PREDICT THEIR SUCCESS IN OUR G.E.D. AND WORKPLACE COMPETENCY PROGRAMS. I SAW PEOPLE ENTER OUR ADULT BASIC EDUCATION PROGRAM, WORK TO IMPROVE THEIR READING AND MATH SKILLS, TRANSFER TO OUR G.E.D. WORKPLACE PROGRAMS, SUCCESSFULLY COMPLETE THOSE PROGRAMS AND GET JOBS. AND THAT'S WHAT WE WANT TO DO. WE WANT TO GET PEOPLE JOBS SO THAT THEY CAN BECOME PRODUCTIVE MEMBERS OF OUR COMMUNITY. LAST SUMMER, THE AUSTIN ACADEMY LOST ITS FUNDING FOR THE ADULT BASIC EDUCATION PROGRAM. SINCE THEN WE'VE HAD TO TURN AWAY ALL OF THE PEOPLE WHO COME TO US WHO ARE PERFORMING AT LOW READING AND MATH LEVELS. WE DO OF COURSE REFER THESE INDIVIDUALS TO OTHER AGENCIES, BUT THE AUSTIN ACADEMY IS UNIQUE. I DON'T KNOW OF ANOTHER ORGANIZATION THAT IN AUSTIN THAT OFFERS THE SERVICES THAT THE AUSTIN ACADEMY DOES. WE PROVIDE CURRICULUM BASED ACADEMIC INSTRUCTION FROM CERTIFIED TEACHERS, LIVE SKILLS INSTRUCTION AND WRAP AROUND SERVICES FROM CASE MANAGERS, JOB SEARCH ASSISTANCE FROM A DEDICATED JOB PLACEMENT ESPECIALIST AND DAILY STRUCTURE AND EXPECTATIONS FOR OUR PARTICIPANTS IN OUR PROGRAMS.

MANY OF OUR PARTICIPANTS HAVE BACKGROUND THAT YOU AND I CAN HARDLY IMAGINE. WHEN THEY COME TO THE AUSTIN ACADEMY, THEY ARE READY TO MAKE CHANGES IN THEIR LIVES. THEY COME TO US VOLUNTARILY, READY TO MAKE A CHANGE IN THEIR LIVES SO THAT THEY CAN GET AN ED EDUCATION, GET JOBS, BECOME PRODUCTIVE MEMBERS OF OUR SOCIETY. IF WE RECEIVE FUNDING TO REOPEN ITS ADULT BASIC EDUCATION PROGRAM, THEN WE COULD HELP MORE PEOPLE IN AUSTIN TO MAKE THOSE CHANGES AND IMPROVE THEIR LIVES. SO IN CLOSING I STRONGLY URGE YOU TO FUND THE AUSTIN ACADEMY'S ADULT BASIC EDUCATION PROGRAM. THANK YOU.

Mayor Wynn: THANK YOU. [APPLAUSE] LORNA BROWN, FOLLOWED BY CHERISE PHILLIPS. TO BE FOLLOWED BY JONATHAN SCOTT.

GOOD EVENING, I'M LANORE BROWN, FOUNDER AND DIRECTOR OF THE AUSTIN ACADEMY. WE ARE A NON-PROFIT ADULT EDUCATION SERVICE CENTER. WE SERVE PARTICIPANTS AT OR BELOW THE 200% OF THE POVERTY LINE THAT ARE 17 YEARS AND UP. THE AUSTIN ACADEMY HAS TWO CENTERS. ONE IN SOUTHEAST AUSTIN, AND THE OTHER IN THE NORTH IN THE GEORGIAN MAN HER HOUSING FOR THE CITY OF AUSTIN. OUR MISSION IS TO BREAK THE CYCLE OF POVERTY BY TRAINING OUR PARTICIPANTS TO SECURE JOBS THROUGH OUR WORKPLACE COMPETENCY PROGRAM. WE ALSO OFFER G.E.D. CLASSES FOR THOSE WHO DROPPED OUT OF HIGH SCHOOL. THE DEPARTMENT OF HUMAN SERVICES RECOGNIZED OUR WORK BY FUNDING OUR PROGRAMS IN ESL, LITERACY, ADULT BASIC EDUCATION, HOUSING AND UTILITIES ASSISTANCE. WE WERE ONE OF 14 AGENCIES CHOSEN FOR SUCH FUNDING. MORE THAN 80% OF OUR PARTICIPANTS UNDER THIS DHS FUNDING WENT ON TO G.E.D. CLASSES AND EVENTUALLY TO JOBS. SO WE ARE VERY PROUD OF OUR RECORD. I'M NOT HERE TO TALK ABOUT OUR SUCCESSES, THOUGH. BUT I'M TALKING ABOUT THE NEEDS WE WE NO LONGER CAN MEET. THERE ARE DHS GRANT ENDED IN AUGUST OF LAST YEAR, JUST AT THE TIME OF THE AUSTIN ECONOMIC DOWNTURN. WE HAVE NOT BEEN ABLE TO SECURE ADDITIONAL FUNDING FOR THESE PROGRAMS. CONSTANTLY WE DOWN SIZED THE STAFF FROM 11 FULL-TIME PERSONNEL TO SIX. YET THE

COMMUNITY'S NEED FOR SUCH PROGRAMS HAS TRIPLED. IN THE YEAR 2000 OUR WEEKLY ORIENTATIONS ATTRACTED 300 PERSONS. HOWEVER, IN 2003 THE NUMBER OF PERSONS ATTENDING ORIENTATION ROSE TO 822. OF THESE NEARLY 300 RETURNED FOR INTAKE AND TESTING. OUR COUNCILS FOLLOWED UP ON THOSE WHO DID NOT RETURN IN ORDER TO ASK WHY. THEY SAID IT WAS BECAUSE THE AUSTIN ACADEMY COULD NOT PROVIDE THEM WITH CHILD CARE, ESL OR ADULT BASIC EDUCATION. OUR FUNDED WORKPLACE COMPETENCY PROGRAM ONLY SERVES THOSE PARTICIPANTS AT LEAST AT A FIFTH GRADE LEVEL IN MATH AND READING. THEREFORE OF THE 300 WHOM WE TESTED, ONLY 124 QUALIFIED FOR THE PROGRAM AND THE MAJORITY HAD TO BE REFERRED TO OTHER AGENCIES. BUT THE INCREASED NEED IN THE -- AND THE HIGHER DEMAND OF OUR REDUCED BUDGET AND STAFFING THREATENS TO DAMAGE THE CAPACITY OF THE AUSTIN ACADEMY TO SERVE EDUCATIONAL NEEDS OF OUR CLIENTS. WE ARE REQUESTING THE CITY TO PROVIDE CDBG FUNDING SO WE CAN MAINTAIN THE EDUCATIONAL SERVICES THAT THE COMMUNITY NEEDS. WHY? BECAUSE ADULT EDUCATION ENRICHES THEIR LIVES FINANCIALLY AND PERCENTAGE PERSONALLY. WHEN PARENTS LEARN TO READ AND DO MATH, GRADUATE WITH G.E.D.'S, THEY PASS THESE EDUCATIONAL ACCOMPLISHMENTS ON TO THEIR CHILDREN. THEY ARE NOW ABLE TO TO HELP THEM WITH SCHOOL WORK. THEY BECOME ADVOCATES FOR THEIR CHILDREN IN SCHOOL. NOT THAT THEY DIDN'T WANT TO, JUST DIDN'T KNOW HOW. PLEASE GIVE THE AUSTIN ACADEMY THE FUNDS THAT IT NEEDS TO PROVIDE THE EDUCATION, CHILD CARE AND ESL OUR COMMUNITY NEEDS. THANK YOU. [ONE MOMENT PLEASE FOR CHANGE IN CAPTIONERS]

JOB CREATION IS A VIOLENT PART OF COMMUNITY AND ECONOMIC DEVELOPMENT. I WANT TO THANK THE MAYOR AND COUNCIL AND THE CITY OF AUSTIN FOR SUPPORTING THE CAPITOL CITY AFRICAN-AMERICAN CHAMBERS PROGRAM TRADITIONALLY WE'VE USED OUR CDBG FUNDS TO PROVIDE BUSINESS PLAN ASSISTANCE, STRATEGIC PLANNING, PROCUREMENT OPPORTUNITIES, HELP BUSINESSES PUT TOGETHER BID PACKAGES SO THAT THEY COULD GET CONTRACTS FOR THEIR BUSINESS. HOWEVER,

LAST YEAR WE LAUNCHED AN INCUBATOR PROGRAM. WE NOTICED THAT THERE ARE SOME BUSINESSES THAT WERE NOT QUITE READY FOR A LOAN YET OR THEY COULDN'T GET A LOAN, AND BUSINESSES THAT NEEDED TIME TO SAVE MONEY AND NEEDED OFFICE SPACE. THEY NEEDED A FAX MACHINE, THEY NEEDED COPY MACHINES, INTERNET. AND A DESK TO WORK AT. AND A COMPUTER. SO WE LAUNCHED OUR INCUBATOR PROGRAM. WE'VE HAD TWO BUSINESSES IN OUR PROGRAM. AND IT'S BEEN VERY SUCCESSFUL. IN FACT, JONATHAN SCOTT, WHO IS GOING TO SPEAK AFTER ME, IS ONE OF OUR INCUBATOR PROGRAM CLIENTS. WE HOPE THAT WE CAN CONTINUE THE PROGRAM AND EXPAND IT. WE'VE HAD TWO PEOPLE IN THE INCUBATOR SO FAR, AND WE REALLY HOPE THAT WE ARE CONSIDERED IN THE NEXT FIVE-YEAR CONSOLIDATED PLAN. THANK YOU.

Mayor Wynn: THANK YOU, MS. PHILLIPS. MR. JONATHAN SCOTT? WELCOME, SIR, YOU WILL HAVE THREE MINUTES. YOU WILL BE FOLLOWED BY JANETTE (INDISCERNIBLE).

GOOD EVENING, MAYOR AND COUNCIL. MY NAME IS JONATHAN SCOTT AND I'M THE PRESIDENT AND CEO OF GOOD COMMUNICATION. AND WE ARE A TELECOMMUNICATIONS CONSULTING FIRM. WE HAVE A STRONG FOOT HOLD IN MANAGEMENT AND ALSO MARKETING CONSULTING ALSO. OUR MOTTO IS GOOD COMMUNICATION IS ESSENTIAL PUTTING YOU FIRST. I'M NOT ORIGINALLY FROM AUSTIN, BUT I'VE BEEN IN AUSTIN SINCE 1987, AND I'VE BEEN -- AND I STAYED IN AUSTIN FOR THE SIMPLE PURPOSE THAT AUSTIN HAS ALWAYS BEEN USER FRIENDLY AND VERY FRIENDLY FOR ME TO DO BUSINESS HERE. I'VE RAISED A DAUGHTER THAT'S IN HER FRESHMAN YEAR AT ST. MARY'S IN SAINT SAN ANTONIO, AND SHE GRADUATED FROM PUBLIC HIGH SCHOOL HERE IN AUSTIN. BUT THE REASON THAT I'M STANDING HERE TODAY IS THAT WHAT WE'VE BEEN TALKING ABOUT PRETTY MUCH IS DREAMS. AND DREAMS START AT A VERY YOUNG AGE FROM THE NEIGHBORHOODS AND FROM ECONOMIC DEVELOPMENT, FROM COMMUNITY CENTERS, ETCETERA. BUT I'VE BEEN A PART OF THE INCUBATOR PROGRAM, AND THAT'S WHERE YOU GO AFTER YOU'VE GOTTEN YOUR EDUCATION, YOU DEVELOP YOUR DREAMS AND NOW YOU WANT TO START OFF AND START YOUR OWN BUSINESS. IT'S

BEEN VERY INSTRUMENTAL FOR ME TO BE A PART OF THE CAPITOL CITY CHAMBER OF COMMERCE INCUBATORS PROGRAM SINCE I'VE BEEN IN THAT SPACE WE HAVE GROWN FROM TWO EMPLOYEES TO EMPLOYING ABOUT 20 PEOPLE UNTIL RIGHT NOW I'M HOLDING AT A STABLE 10 EMPLOYEES. I THINK -- SOMEONE SAID EARLIER THAT A MIND IS A TERRIBLE THING TO WASTE, BUT EVEN WORSE THAN THAT, DREAMS IS A HORRIBLE THING TO LET DIE. I STAND IN SUPPORT OF THE INCUBATOR PROGRAM FOR THE CAPITOL CITY AFRICAN-AMERICAN CHAMBER OF COMMERCE.

Mayor Wynn: THANK YOU, MR. SCOTT. JANETTE PEATON? SIGNED UP IN SUPPORT OF BIG AUSTIN, AS DID EDITH MARTINEZ. IS SHE HERE? CHRISTINE SOCCIA, AND MELISSA WILLIAMSON, ALL SIGNED UP IN FAVOR OF BIG AUSTIN. I APOLOGIZE TO THE FOLKS EARLIER FROM SOUTHWEST KEYS SUPPORTERS. I FOUND YOUR CARDS. GENEVA OLIVIA. YOU HAVE THREE MINUTES.

GOOD EVENING, MAYOR, COUNCILMEMBERS. I'M HERE IN SUPPORT OF THE SOUTHWEST KEY -- MY NAME IS GENEVA AND I COME FROM A FAMILY OF 10. AND BEING THE SECOND OLDEST I BELIEVE THAT IF WE WERE TO HAVE A PROGRAM LIKE SOUTHWEST KEY, FIVE OF MY FAMILIES GRADUATED. I'M PRETTY SURE THE OTHER FIVE WOULD HAVE GRADUATED AND THEN WE WOULD HAVE HAD A PROGRAM THAT WOULD HAVE HELPED MY OTHER BROTHER AND SISTERS LIKE SOUTHWEST KEY WANTED. BUT I'M ALSO HERE TO TALK ABOUT AFFORDABLE HOUSES. WE TALK ABOUT HOW PEOPLE ARE MOVING OUT OF OUR COMMUNITY. WELL, THEY'RE MOVING OUT BECAUSE THEY CAN'T AFFORD IT. WE NEED HOUSES THAT -- WE CAN AFFORD, NOT AFFORDABLE, BUT AFFORDABLE, THAT WE CAN REALLY AFFORD. THERE'S FAMILIES -- FOR INSTANCE, THERE'S A FAMILY THAT COME IN AND WAS IN THE YEAR -- I'M RENTING A DUPLEX, AND I'VE BEEN THERE FOR ABOUT 10 YEARS. AND I'VE ALREADY GONE THROUGH ABOUT FOUR DIFFERENT MANAGERS. AND THEY THEMSELVES ARE LOSING THE DUPLEXES BECAUSE THEY CAN'T EVEN PAY WHAT THEY BORROWED FOR, SO EVERY TIME THAT A NEW MANAGEMENT COMES IN, MY RENT GETS RAISED. IT'S BEEN RAISED ALREADY ALMOST \$250 FROM WHEN I FIRST STARTED THERE. AND THE SAME APARTMENT. HADN'T GOTTEN ANY BETTER, HADN'T GOTTEN ANY BIGGER,

JUST THE MONEY JUST RAISING. AND LIKE I SAID, WE'RE OVERWORKED AND UNDERPAID. WE STILL CAN'T AFFORD -- IT'S AFFORDABLE, BUT OTHER PEOPLE ARE MOVING OUT. I THINK I'VE BEEN THERE THE LONGEST, AND I'M SEEING AT LEAST FOUR OR FIVE DIFFERENT NEIGHBORS RIGHT NEXT TO ME THAT COME AND GO BECAUSE THEY CAN'T AFFORD IF. BUT I'M GOING TO URGE Y'ALL TO PLEASE HELP US OUT TO GET AFFORDABLE HOUSES THAT WE CAN -- WE CAN AFFORD, NOT OTHER PEOPLE MOVING IN AND TAKING AFFORDABLE HOUSES, I WANT HOUSES THAT WE CAN AFFORD. THANK YOU.

Mayor Wynn: THANK YOU.

Goodman: MAYOR, CAN I ASK HER A QUESTION? WHEN DID YOU SAY YOU MOVED IN? WHEN DID YOU SAY YOU MOVED IN?

[INAUDIBLE - NO MIC].

Goodman: 10 YEARS AGO.

[INAUDIBLE - NO MIC].

Mayor Wynn: JANIE RANGEL, WELCOME, YOU WILL HAVE THREE MINUTES.

OKAY. MY NAME IS JANIE RANGEL. I'M A MEMBER OF PODER AND TANK. EARLIER THIS EVENING I HEARD THE DIRECTOR OF SOUTHWEST KEYS, JUAN SANCHEZ, MENTION THAT THE PIZZA PEOPLE WOULDN'T DELIVER IN EAST AUSTIN. LET ME TELL YOU FROM EXPERIENCE, THERE'S OTHER PEOPLE THAT DO NOT DELIVER AND HAVE NOT BEEN DELIVERING TO EAST AUSTIN IF YOU KNOW WHAT I MEAN, BUT HOPEFULLY THAT WILL CHANGE TONIGHT. SOUTHWEST KEYS IS A VERY EXCELLENT PROGRAM AND I'M ALL FOR IT. AND THEY BRING SOMETHING THAT THE COMMUNITY WANTS AND NEEDS. URNL WHEN THE CITY BRINGS SOMETHING TO IT, THEY SAY IT'S GOOD FOR YOU, THEN WE GO UH-HO, AND BY THEN IT'S TOO LATE, IT'S SOMETHING THAT'S NOT ACCEPTABLE TO US, SOMETHING NOT DESIRABLE, SOMETHING WE WOULD LIKE. NOW WE'RE TRYING TO SEE HERE IS SOMETHING WE WANT. SO IT MUST BE GOOD FOR US BECAUSE WE WANT IT. AND I

THINK WE COULD -- I THINK WE DESERVE IT. FOR A LONG TIME WE'VE BEEN PUT ASIDE. TONIGHT, MAYBE BECAUSE MY NAME WAS RANGEL, IT WAS PUT ASIDE TOO, I DON'T KNOW. IN WORKING WITH THE CDBG MONIES AND COMING IN -- AND SOUTHWEST KEYS DOES NEED THE MILLION DOLLARS TO BRING THIS, BUT WE ALSO NEED TO REMEMBER THAT THESE MONIES CAN ALSO BE FOR A HOUSE IN THE NEIGHBORHOOD. THERE'S A LOT OF APARTMENTS THERE, DUPLEXES. YOU'VE GOT TWO AND THREE FAMILY MEMBERS LIVING THERE. YOU'VE GOT MAYBE A GRANDMOTHER, MAYBE TWO WHOLE FAMILIES LIVING WITH YOU. THAT'S ALL THEY CAN AFFORD. THEY CAN'T AFFORD HOUSING. THEY COME INTO EAST AUSTIN AND THEY'RE TELLING US, THIS IS WHAT YOU NEED. YOU NEED LOFTS, YOU NEED BUNK GA LOWS. NO, WE NEED AFFORDABLE HOMES. YOU HAVE MAYBE ONE PERSON THAT CAN AFFORD MAYBE A REPUBLICAN OR -- MAYBE AFFORDING ONE BIG MAYBE FIVE BEDROOM HOUSE. YOU GET A FAMILY OF THREE, MAYBE FOUR, FIVE KIDS, AND THEY'RE PUTTING US, WHATEVER THEY CAN AFFORD, USUALLY A THREE STORY APARTMENT. THEIR CHILDREN NEED AFFORDABLE HOUSING WITH A YARD. DO YOU KNOW -- IN AUSTIN YOU READ THE PAPER AND THE NEWS. HOW MANY KIDS HAVE YOU HEARD OF THAT HAVE FALLEN OUT OF THREE-STORY WINDOWS DOWN? THEY HAVE NOWHERE TO PLAY, NO PLAYGROUND, NO YARD. THEY'RE TRYING TO LOOK OUT THERE TO SEE WHAT'S THERE TO PLAY WITH AND THEY FALL OUT THE WINDOW. THEY HAVE NO BUSINESS IN APARTMENTS LIKE THAT. THEY NEED AFFORDABLE HOUSING. FOR PEOPLE MAKING MINIMUM WAGE, YOU SHOULD NOT BE TREATED WITH JUST MINIMUM SECURITY AS FAR AS HOUSING. THEY DESERVE WHAT WE ALL HAVE. MY DAUGHTER IS MARRIED, SHE HAS A HUSBAND. SHE'S TRYING TO BUY A HOUSE. MOM IS -- I CAN'T AFFORD IT. IT'S NOT AFFORDABLE. HER HOPE IS THAT I DIE AND I WILL HER THE HOUSE SO SHE CAN SAY SHE OWNS A HOUSE. IT IS SO HARD FOR THE YOUTH OF TODAY, THE FAMILIES OF TODAY TO BE ABLE TO AFFORD ANYTHING. AS SOMEBODY MENTIONED EARLIER, WE'RE BEING PUSHED OUT OF EAST AUSTIN. THEY'RE BRINGING ALL THESE OTHER PEOPLE IN HERE. AND I DON'T CARE IF YOU'RE AFRICAN-AMERICAN, LATINO, ANGLO, WE STILL NEED AFFORDABLE HOUSING. AND THERE'S NOTHING LIKE A LIVE, BEAUTIFUL RAINBOW, AND

WE ALL DESERVE TO LIVE TOGETHER. THANK YOU.

Mayor Wynn: THANK YOU. DR. SYLVIA HERRERA SIGNED UP A CARD, NOT WISHING TO SPEAK, IN FAVOR OF REAL AFFORDABLE HOUSING. HERMAN LA SAR, WELCOME, MR. LA SAR. YOU WILL HAVE THREE MINUTES AND YOU WILL BE FOLLOWED BY DAVID DAVIS.

GOOD EVENING, COUNCIL, MY NAME IS HERMAN LAZAR. I'M PRESIDENT OF THE AUSTIN AREA URBAN LEAGUE. I'M HERE TO REPRESENT OUR CLIENTS WHO FOR 27 YEARS WE'VE BEEN WORKING IN PARTNERSHIP WITH THE CITY IN OUR EMERGENCY HOME REPAIR PROGRAM. OUR PROGRAM WAS OVER THE LAST 27 YEARS HAVE HELPED OVER 78,000 HOME AND HOMEOWNERS. DISADVANTAGED, DISENFRANCHISED, MOSTLY SENIOR CITIZENS WHO OWN THEIR OWN PROPERTY, BUT CAN'T AFFORD SOME OF THE REPAIRS. WE HAVE SUBCONTRACTORS, LICENSED CONTRACTORS APPROVED BY THE CITY, AND HAVE BEEN ABLE TO SUSTAIN THE HOUSING STOCK. IN THE CITY OF AUSTIN, ESPECIALLY IN EAST AUSTIN. WE'RE TRYING TO DO OUR BEST TO CONTINUE THAT PROGRAM AND MOVE AHEAD WITH IT, WITH YOUR PARTNERSHIP AND LOOKING AT HOW THE FIVE-YEAR CONSOLIDATED PLAN FOR THE NEIGHBORHOOD HOUSING AUTHORITY, HOW WE'LL BE ABLE TO CONTINUE THE SERVICES WE'RE RENDERING TO THIS COMMUNITY. MANY OF THE SENIORS THAT WE HAD IN OUR PROGRAM WANTED TO BE HERE TONIGHT. BUT BECAUSE MANY ARE DISABLED AND THE LATENESS OF IT, THEY WANT TO MAKE SURE THAT YOU HEARD THEM. SO WHAT I HAVE HERE ARE LETTERS FROM OUR SENIOR CITIZENS WHO WE HAVE DONE REPAIRS FOR, AND THEY WANTED TO HEAR -- THEY WANTED YOU TO HEAR FROM THEIR OWN WORDS ABOUT THE THINGS THAT WE'VE DONE. SOMETIMES LETTERS CAN TELL YOU A LOT MORE THAN I COULD OR ANY OF OUR STAFF CAN, BUT WE WANTED TO MAKE SURE THAT THE PARTNERSHIP THAT WE HAVE WITH THE CITY CONTINUES TO SUSTAIN THIS TYPE OF HOUSING FOR INDIVIDUALS AND FAMILIES SO THAT THEY CAN BE ABLE TO HAVE A PRODUCTIVE LIFE AND ALSO AFFORDABLE HOMES. AND HOMES THAT ARE SAFE AND SOUND AND HAVE ENVIRONMENTS SO THEMSELVES AND THEIR FAMILY CAN BE A PART OF. I'D LIKE TO GIVE THESE TO

YOU AND THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU. DAVID DAVIS, WELCOME, SIR. YOU WILL HAVE THREE MINUTES AND YOU WILL BE FOLLOWED BY SARAH RANGEL.

THANK YOU AND EVENING, MAYOR AND COUNCIL. I'M DAVE DAVIS. I'M A 34-YEAR RESIDENT OF AUSTIN. I LOVE IT. IT'S MY HOME. FOR 15 OF THOSE YEARS I WORKED FOR THE CITY OF AUSTIN. I STARTED OFF IN JOB TRAINING, I WORKED IN HOUSING AND COMMUNITY DEVELOPMENT, I WORKED IN HEALTH AND HUMAN SERVICES, AND FOR THE PAST EIGHT YEARS I'VE WORKED FOR A NONPROFIT ORGANIZATION DOING DIRECT SERVICES TO HOMELESS PEOPLE. I'VE WORKED IN THAT AREA FOR, I GUESS, 14 YEARS. I WORK WITH HEROES. EVERYDAY THE PEOPLE THAT I WORK WITH ARE HEROES. THEY COME TO ME, A LOT OF THEM FROM EAST AUSTIN, FROM SOUTH AUSTIN, A LOT OF DAMAGED GOODS IN THERE. A LOT OF PEOPLE WHO START OFF ALMOST EXCLUSIVELY ALL OF THEM ARE VERY LOW INCOME TO BEGIN WITH. THEY'RE ALL LOW INCOME. AND I'M HERE WEARING SEVERAL HATS TONIGHT, I GUESS. I WANT TO THANK YOU. I WANT TO THANK THE CITY, THE AUSTIN HOUSING AUTHORITY, THE COMMUNITY DEVELOPMENT COMMISSION. THE PROGRAM I WORK FOR GETS MONEY THROUGH THE HOME PROGRAM, THROUGH THE HOUSING TRUST FUND. THOSE PROGRAMS, THOSE SERVICES, THOSE RESOURCES MAKE IT POSSIBLE FOR OUR CLIENTS TO BE SUCCESSFUL. 74% OF THE CLIENTS WHO FINISH THE PASSAGES PROGRAM IN THE LAST NINE MONTHS HAVE OBTAINED AND MAINTAINED PERMANENT HOUSING STATUS. I'VE GOT FOLKS THAT -- I'VE -- AN OLD CLIENT CALLED ME YESTERDAY. SHE'S GRADUATING TONIGHT FROM A TRAINING PROGRAM. THAT WAS THREE OR FOUR YEARS AGO. I'VE GOT TWO CLIENTS NOW THAT ARE GOING TO SCHOOL AND WORKING FULL TIME. I WORK PREDOMINANTLY WITH SINGLE MOMS 25 YEARS AND YOUNGER. WE GOT THEM HOOKED UP WITH SERVICES. WE TRY TO GET THEM ON THE WAITING LIST FOR ALL THE PERMANENT PROGRAMS THAT ARE AVAILABLE SO THAT THEY CAN BE SUCCESSFUL, AND MOST OF THEM ARE. I ALSO WANT TO ENCOURAGE YOU -- YOU'RE GOING TO BE GETTING I'M SURE IN THE VERY NEAR FUTURE A COPY OF A PLAN CALLED ENDING CHRONIC HOMELESSNESS IN

AUSTIN AND TRAVIS COUNTY. I THINK IT'S A PRETTY COMPREHENSIVE DOCUMENT AND IT SPEAKS TO THE ISSUE OF THE CONSOLIDATED PLAN IN MANY WAYS. CONSOLIDATED PLAN REALLY IS CONSIDERED TO BE A BLUEPRINT FOR THE WAY WE SPEND OUR MONEY FOR COMMUNITY DEVELOPMENT BLOCK GRANT, ESG, HUD PROGRAMS. WHAT WE REALLY NEED TO BE LOOKING AT IS WHERE WE SPEND ALL OF OUR MONEY. MONEY THAT COMES THROUGH UNITED WAY, THAT COMES FROM SOCIAL SERVICES FUNDING FROM THE CITY, FROM THE COUNTY, AND WE NEED TO LOOK AT THAT IN A COMPREHENSIVE WAY. AND A FIVE-YEAR PLAN REALLY NEEDS TO BE A FIVE-YEAR PLAN. IT NEEDS TO BE -- [BUZZER SOUNDS]

Mayor Wynn: PLEASE WELCOME, MR. DAVIS. -- PLEASE CONCLUDE, MR. DAVIS.

I THINK YOU REALLY NEED TO TAKE A LOOK AT THE CONSOLIDATED PLAN, AND YOU NEED TO REVISIT THAT. IT'S A MAP. IT'S NOT THE TERRITORY. AND THE THINGS THAT WE NEED TO WORK ON ARE REALLY BRINGING TOGETHER AND GETTING ALL OF THE FUNDING SOURCES IN TOWN WORKING TOGETHER TO BRING ALL THE RESOURCES TOGETHER THAT WE NEED TO MAKE THIS THING WORK. COLLABORATION IS A BIG PIECE OF THIS, AND A WHOLE LOT OF THE PLAYERS JUST SIMPLY AREN'T AT THE TABLE. I THINK YOU'LL FIND THIS IN RECOMMENDATIONS THAT YOU'LL SEE IN THE PLAN THAT YOU'RE GOING TO BE GETTING FROM THE HOMELESS TASKFORCE. I STRONGLY ENCOURAGE YOU TO ADOPT THAT AS PART OF THE CONSOLIDATED PLAN.

Mayor Wynn: THANK YOU. SARAH RANGEL, WHO MAY HAVE LEFT. SANDRA IT LOOKS LIKE EANES. SANDRA EANES. SUE GEORGE? SUE GEORGE? SHE SIGNED UP IN FAVOR OF THE CHILDREN'S PARTNERSHIP. AND MS. EANES SIGNED UP IN FAVOR OF BRIDGE CHILD CARE ASSISTANCE. RICK BRAVERA. WELCOME, SIR. YOU WILL HAVE THREE MINUTES AND YOU WILL BE FOLLOWED BY PERHAPS, LET'S SEE, SUE (INDISCERNIBLE). WELCOME, SIR, YOU WILL HAVE THREE MINUTES.

HI. I'M RICK AND I COME -- FIRST OF ALL, I'LL JUST GO AHEAD AND -- I'D LIKE TO GO AHEAD AND PUT MY OTHER HAT ON

AND SAY THANK YOU FOR THE PAST SUPPORT YOU'VE SHOWN FOR CHILD CARE AND HOPE THAT YOU CONTINUE TO SHOW THAT SUPPORT FOR CHILD CARE IN THE FORM OF BRIDGE PROGRAMS THAT PROVIDE CHILD CARE FUNDING FOR FAMILIES AND THOSE IN DIRE NEED OF IT, LIKE THE HOMELESS, ETCETERA. I'LL PUT ON ANOTHER HAT HERE. I COME TO YOU TODAY I GUESS PRIMARILY TODAY AS THE VICE-CHAIR OF THE HOMELESS TASKFORCE TO ASK YOU TO -- WHEN YOU'RE CONSIDERING HOW YOU'RE GOING TO STRUCTURE YOUR CONSOLIDATED PLAN, THE FIVE YEAR CONSOLIDATED PLAN, THAT YOU TAKE THE RECOMMENDATIONS FROM THE CHRONIC HOMELESS PLAN, THE PLAN TO END CHRONIC HOMELESSNESS. THIS IS AN INITIATIVE SET FORTH BY THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND IT'S SOMETHING THAT WE'VE RESPONDED TO. I MYSELF PLAYED A LITTLE ROLE IN WRITING THIS. THERE ARE SOME PEOPLE WHO PLAYED A GREATER ROLE, BUT CHRONIC HOMELESSNESS BASICALLY ARE SINGLE INDIVIDUALS WITH DISABLING CONDITIONS, COMPETING MENTAL HEALTH AND SUBSTANCE ABUSE PROBLEMS WHO HAVE CONTINUOUSLY BEEN HOMELESS FOR ONE YEAR FOUR OR MORE TIMES OVER THE PAST THREE YEARS. ON WE'RE TALKING ABOUT ONE OF THE HARDEST POPULATIONS OF THE HOMELESS COMMUNITY. IN AUSTIN WE ESTIMATE THIS TO BE ABOUT 600 PEOPLE, SO IT IS A FINITE NUMBER. AND THE PLAN, AS MR. DAVIS SAID, IS A REALLY THOROUGH DOCUMENT AND A REALLY GOOD AND THOROUGH PLAN ON HOW TO ADDRESS THE ISSUES SURROUNDING CHRONIC HOMELESSNESS. SO PLEASE, WHEN YOU DO GET IT, CONSIDER THE RECOMMENDATIONS WITHIN IT, AND FUND APPROPRIATELY WHERE POSSIBLE. THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU. SHERRY GOTHERT BUREAU. WELCOME, MA'AM. YOU WILL HAVE THREE MINUTES.

I'M SHERRY. I AM A RESIDENT OF AUSTIN AND BEEN HERE NEARLY 10 YEARS. I AM HERE FROM THE CHILDREN'S PARTNERSHIP, WHICH IS A SYSTEM CARE BASED COMMUNITY INITIATIVE. THAT HELPS CHILDREN WHO HAVE SERIOUS EMOTIONAL DISTURBANCES BECOME SUCCESSFUL AT HOME, AT SCHOOL AND IN THE COMMUNITY. I'VE WORKED WITH CHILDREN'S PARTNERSHIP IN A FEW DIFFERENT WAYS.

ONE OF THE MOST IMPORTANT WAYS IS I'M THE MOTHER OF A SON WHO HAS VERY SERIOUS MENTAL HEALTH NEEDS. HE STARTED HAVING TROUBLE WHEN HE WAS ABOUT 14 MONTHS OLD, AND WE DID NOT EVEN GET AN ACCURATE DIAGNOSIS UNTIL HE WAS SEVEN. SO WE STRUGGLED FOR A VERY LONG TIME. WHEN HE WAS NINE WE NEARLY RELINQUISHED CUSTODY OF HIM TO THE STATE BECAUSE WE WERE UNABLE TO FIND SERVICES WE NEEDED IN OUR COMMUNITY TO MEET HIS SPECIALIZED NEED. MY SON'S NAME IS CHANCE, AND IT WAS REALLY HARD AS PARENTS TO LOOK AT ONE OF YOUR CHILDREN. I HAVE TWO. AND SAY WHOSE NEEDS ARE MORE IMPORTANT. THIS ONE CHILD OR THE ENTIRE FAMILY? AND WE'VE BEEN EVERYWHERE AND WE HAVE BEEN TO THE MHMR, WE HAVE BEEN TO THE DEPARTMENT OF HUMAN SERVICES. WE HAVE BEEN THROUGH FIVE OF THE SIX DIFFERENT AGENCIES THAT SERVE CHILDREN, AND NO ONE COULD MEET HIS NEEDS OR HELP OUR FAMILY. AND THAT'S WHAT LEFT US AT CPS'S DOOR. AND WE DIDN'T WANT TO BECOME CRIMINALS, AND WE CERTAINLY DIDN'T WANT THEM TO TAKE OUR GOOD KIDS WHO DOESN'T HAVE NEEDS BECAUSE THAT WAS THEIR THREAT. THEY WOULD CHARGE US AS CRIMINALS FOR REFUSING TO TAKE CARE OF HIS NEEDS AND THEY WOULD TAKE OUR DAUGHTER AWAY FROM US BECAUSE SHE WAS EASIER TO PLACE. CHILDREN'S PARTNERSHIP WAS BRAND NEW AT A TIME AND IT STEPPED IN AND I CAN HONESTLY SAY THAT IT HAS BEEN A LIFE SAVING FOR A FAMILY. MY SON HAS BEEN ABLE TO STAY AT HOME. HE IS MUCH MORE SUCCESSFUL THAN WE EVER DREAMED HE COULD BE. FROM FOUR TO NINE HE HAD BEEN IN THE HOSPITAL ONE TO THREE TIMES A YEAR. HE HAS NOT BEEN HOSPITALIZED SINCE. HE HAS BEEN INVOLVED WITH THE CHILDREN'S PARTNERSHIP, SO I'M ASKING THAT YOU SUPPORT THE CHILDREN'S PARTNERSHIP FOR FAMILIES WHO HAVE CHILDREN THAT HAVE VERY SERIOUS NEEDS. THESE AREN'T THE KIDS THAT YOU CAN LOOK AT THEM AND SAY THAT THEY HAVE PROBLEMS. THESE ARE THE KIDS THAT YOU LOOK AT AND SAY THEY'RE HORRIBLE, WHAT ARE THEIR PARENTS DOING? EVERYTHING THEY CAN. AND THESE KIDS NEED YOUR SUPPORT SO THAT THEY CAN STAY OUT OF THE JUVENILE JUSTICE SYSTEM, SO THAT THEY CAN STAY AT HOME WITH THEIR FAMILIES WHO LOVE THEM AND ARE

DOING EVERYTHING THEY CAN TO MEET THEIR NEEDS.
THANK YOU. CHANCE CHANCE.

Mayor Wynn: THANK YOU, ARE -- [BUZZER SOUNDS].

Mayor Wynn: THANK YOU, SHERRY. AMBER BASSA, SIGNED UP NOT WISHING TO SPEAK IN FAVOR OF SOUTHWEST KEY PROGRAM. MELISSA TIPTON, NOT WISHING TO SPEAK, IN FAVOR OF SOUTHWEST KEY PROGRAM. JORGE GUERRA, WHO I SAW EARLIER, I BELIEVE HAS LEFT, SIGNED UP WISHING TO DONATE HIS TIME TO ANYBODY WHO WANTS TO SPEAK ABOUT SOUTHWEST KEY PROGRAM. CHRIS THANIEL, WELCOME. THANKS FOR YOUR PATIENCE, CHRIS. YOU WILL HAVE THREE MINUTES AND YOU WILL BE FOLLOWED BY ANGELA ATWOOD.

THANK YOU, MR. MAYOR. MR. MAYOR AND COUNCILMEMBERS, I AM HERE FROM THE JOHNSTON TERRACE NEIGHBORHOOD ASSOCIATION TO SPEAK ON THE SOUTHWEST KEY PROGRAM. THE JOHNSTON TERRACE NEIGHBORHOOD ASSOCIATION OPPOSES ANY CONTRACT MEMORANDUM OF UNDERSTANDING OR OTHER INSTRUMENT THAT WOULD AID IN THE EFFORTS OF SOUTHWEST KEY TO ENCROACH UPON A RESIDENTIAL NEIGHBORHOOD WITH A MINI PRISON FOR HIGH RISK JUVENILE OFFENDERS. AS STATED BEFORE, THE PROJECT WILL BE LOCATED IN A RESIDENTIAL NEIGHBORHOOD. THE NEIGHBORHOOD CONSISTS PRIMARILY OF MIDDLE TO LOW INCOME RESIDENTS. THE PROJECT WILL BRING TO THIS NEIGHBORHOOD JUVENILE OFFENDERS WHO HAVE BEEN CHARGED WITH OFFENSES CHANGING FROM MISDEMEANORS TO FELONIES OF ALL TYPES. ALREADY IMPACTED BY DRUGS, WE WILL BE FORCED TO DEAL WITH INFLUENCES IMPORTED INTO OUR NEIGHBORHOOD FROM OTHER NEIGHBORHOODS CITYWIDE. JOHNSTON TERRACE NEIGHBORHOOD ASSOCIATION FEELS THAT THE FUNDS REQUESTED BY SOUTHWEST KEY ARE DUPLICATIONS OF SERVICES ALREADY PROVIDED BY OTHER VENDORS. FURTHER, THERE ISN'T A NEED FOR ANOTHER TRAINING CENTER. THE YOUTH WHO LIVE IN EAST AUSTIN NEED JOBS, NOT MORE TRAINING. THE RESIDENTS OF JOHNSTON TERRACE WILL NOT BE THE PRIMARY BENEFICIARIES OF THE SERVICES OFFERED BY SOUTHWEST KEY. THE PRIMARY

BENEFICIARIES WILL COME INTO OUR NEIGHBORHOOD FROM MANY PARTS OF THE CITY, INCREASING TRAFFIC AND POSSIBLY INCREASING CRIME. WHERE ARE THE TRAFFIC STUDY NUMBERS? WHAT HAPPENED TO THE IDEA OF KEEPING CREDENTIAL AND RESIDENTIAL PROPERTIES IN THEIR PROPER SETTINGS? APART FROM EACH OTHER. WHO WANTS THIS PROJECT, THE JOHNSTON TERRACE NEIGHBORHOOD ASSOCIATION FEELS THAT THIS IS THE FIRST STEP IN AN ELABORATE ATTEMPT TO COMMERCIAL LIES THIS NEIGHBORHOOD DUE TO THE 183 CORRIDOR RECONFIGURATION, THERE BY MAKING THIS LAND MORE VALUABLE FOR COMMERCIAL DEVELOPMENT THAN RESIDENTIAL. OF THE TOTAL NUMBER OF SPEAKERS ON THIS ITEM, FEW ARE HOMEOWNERS THAT RESIDE IN THIS NEIGHBORHOOD. THANK YOU FOR YOUR TIME AND FOR ALLOWING ME TO SPEAK.

Mayor Wynn: THANK YOU. ANGELA ATWOOD? WELCOME, MA'AM, YOU WILL HAVE THREE MINUTES. SHE WILL BE FOLLOWED BY FELIX -- I'M SORRY, I CAN'T READ THE WRITING OF THE LAST NAME. FELIX, WHO WILL BE FOLLOWED BY PRINCESS CANTANA.

THANK YOU FOR ALLOWING ME TO SPEAK TONIGHT. MY NAME IS ANGELA ATWOOD AND I CURRENTLY SERVE AS DEPUTY DIRECTOR FOR SAFE PLACE AND I'M THE IMMEDIATE PAST CHAIR OF THE AUSTIN TRAVIS COUNTY HOMELESS TASKFORCE. AND I'M WEARING MY HAT AS A TASKFORCE MEMBER TONIGHT. I'VE BEEN A MEMBER OF THE HOMELESS TASKFORCE SINCE IT WAS CREATED BY CITY COUNCIL IN 1996, AND MANY OF THE PEOPLE WHO SPOKE TONIGHT AND AT OTHER PUBLIC HEARINGS HAVE BEEN WORKING AS LONG OR LONGER YEARS ON THE ISSUES FACING HOMELESS INDIVIDUALS AND FAMILIES IN OUR COMMUNITY. I MOVED TO AUSTIN ABOUT 25 YEARS AGO TO GO TO U.T., AND I LIVED IN LOTS OF DIFFERENT HUGE HOUSES IN CLARKSVILLE FOR LIKE \$240 A MONTH. I'M NOT SURE IF I COULD PARK MY CAR OVER THERE NOW. AND MY TUITION RATE AT U.T. WAS EIGHT DOLLARS A CREDIT HOUR. SO I'VE REALLY SEEN HOW THINGS HAVE CHANGED AND HOW IN MANY WAYS, HOW MUCH MORE DIFFICULT THINGS HAVE BECOME FOR FAMILIES WITH FEWER RESOURCES. I STARTED WORKING ON HOMELESSNESS AND HOUSING ISSUES IN 1991, AND

HAVE SEEN YEAR AFTER YEAR THE CHALLENGE THE LACK OF AFFORDABLE HOUSING HAS ON THE PEOPLE IN OUR COMMUNITY. IN 1994 WHEN HUD ASKED THE PROVIDERS TO COME TOGETHER AND PLAN MORE COLLABORATIVELY TO CREATE A REAL CONTINUUM OF CARE, THE CITY IMMEDIATELY STARTED SUPPORTING THE WORK OF THE TASKFORCE AND INVESTING OUR CONTINUOUS CARE FROM THE EMERGENCY SHELTER FOR WOMEN, CHILDREN, VICTIMS OF DOMESTIC VIOLENCE, HOMELESS YOUTH, CREATING LOW DEMAND SHELTER FOR CHRONICALLY HOMELESS MEN AND WOMEN, INVESTING IN SUBSTANCE ABUSE DOLLARS, TRANSITIONAL HOUSING, TENANT BASED RENTAL ASSISTANCE, OUR BRIDGE CHILD CARE PROGRAM AND TWO OF OUR MOST RECENT THINGS ARE SINGLE ROOM OCCUPANCY PROJECT GARDEN TERRACE AND THE NEW AUSTIN RESOURCE CENTER FOR THE HOMELESS, WHICH WILL HOPEFULLY MOVE INTO NEXT MONTH. WE ARE A MODEL, AND HUD IN FACT INVITED OUR COMMUNITY TO COME TO A NATIONAL BROADCAST THEY DID IN JANUARY, ONE OF FOUR COMMUNITIES INVITED, TO TALK ABOUT HOW WE SERVE HOMELESS INDIVIDUALS AND SPECIFICALLY THE CHRONICALLY HOMELESS. SO I THINK WE'RE DOING SOME FANTASTIC THINGS HERE LOCAL LAY AND THE CITY THROUGH ITS INVESTMENT AND POLITICAL LEADERSHIP ON THIS ISSUE HAS REALLY HELPED US GO QUITE A LONG WAY. WE HAVE A WAYS TO GO, ESPECIALLY AROUND AFFORDABLE HOUSING. AND THAT'S THE PIECE OF OUR CONTINUUM, THE HOMELESS TASKFORCE IS REALLY GOING TO BE FOCUSED ON. AND THE CITY THIS LAST FALL HELPED US CONTRACT WITH JOYCE PULLMAN TO WRITE OUR 10-YEAR PLAN TO END CHRONIC HOMELESSNESS. THE CITY RECOMMENDED THAT AFTER SALLY SHIPMAN MET WITH CITY STAFF AND TALKED ABOUT HOW IT WAS IMPORTANT FOR US TO BE AHEAD OF THAT, TO BE READY FOR NEW FEDERAL DOLLARS THAT MAY BECOME AVAILABLE FOR SERVING THIS POPULATION, IF NOT DRAG OUR FEET ON IT. SO I'M HERE TONIGHT TO ASK YOU TO SUPPORT THE PRIMARY RECOMMENDATIONS OF THE PLAN, WHICH IS BIG AND WE'LL BE HERE IN APRIL TO GET YOUR APPROVAL ON THAT, TO DIRECT AS MANY DOLLARS AS POSSIBLE TOWARD HOUSING, BOTH AFFORDABLE HOUSING FOR FAMILIES AND INDIVIDUAL BELOW 30% MFI AS WELL AS PERMANENT SUPPORT OF HOUSING FOR PEOPLE WITH

DISABILITIES WHO HAVE BEEN HOMELESS FOR A YEAR OR MORE. THANK YOU SO MUCH FOR YOUR TIME.

Mayor Wynn: THANK YOU, MS. ATWOOD. AGAIN, LOOKS LIKE FELIX PERHAPS BRIONES? THERE NEEDS TO BE MORE AFFORDABLE HOUSING. PRINCESS CATANA. I'M SORRY FOR MISPRONOUNCING THAT. FOLLOWED BY JOHN ARISPA.

GOOD EVENING. I'M PRINCESS CATANA. I'M PROJECT DIRECTOR FOR THE CHILDREN'S PARTNERSHIP, ONE OF TWO SYSTEM OF CARE EFFORTS SERVING THE AUSTIN COMMUNITY. THE YOUTH AND FAMILY ASSESS EMMITT CENTER IS THE OTHER SYSTEM OF CARE EFFORT THAT YOU HAVE PROVIDED SUPPORT TO, THE FLEXIBLE FUND POOL, IN ORDER FOR THEM TO USE THAT IN ORDER TO SERVE CHILDREN AND FAMILIES, AND THE SYSTEM OF CARE APPROACH. IN ORDER FOR A COMMUNITY TO SUCCESSFULLY MEET THE NEEDS OF CHILDREN AND FAMILY, IT MUST OFFER A WIDE ARRAY OF SUPPORTS AND SERVICES THAT ARE COORDINATED SO THAT FAMILIES DON'T HAVE TO SPEND THEIR TIME GOING FROM ONE PLACE TO ANOTHER AND NOT REALLY BEING ABLE TO MAKE THINGS TOGETHER. WE HAVE SYSTEMS THAT COLLABORATE, THAT BUILD ON THE STRENGTH OF THE COMMUNITY, THAT ALLOW SERVICES AND SUPPORTS TO WRAP AROUND THE FAMILY LIKE A BLANKET. THE CHILDREN'S PARTNERSHIP AND THE YOUTH AND FAMILY ASSESSMENT CENTER, OUR SYSTEM OF CARE EFFORTS SERVING THE AUSTIN COMMUNITY, WORK IN PARTNERSHIP WITH FAMILIES AND FAMILIES TELL US THAT THEY ARE MORE SUCCESSFUL, THAT THEY ACHIEVED BETTER OUTCOMES, THAT THEY ACHIEVED LONGER LASTING OUTCOMES WHEN THEIR NEEDS ARE MET ON AN INDIVIDUAL BASIS WHEN THE SUPPORT FOLLOWED THEIR NEEDS, WHEN THE SUPPORTS ARE FLEXIBLE, WHEN THE MONEY FOLLOWS THE CHILD. THIS IS FLEXIBILITY OF FUNDING THAT ALLOWED THE SERVICES AND SUPPORTS TO BE CULTURALLY APPROPRIATE, FAMILY DRIVEN AND COMMUNITY BASED. CULTURE ALLY APPROPRIATE, COMMUNITY DRIVEN SUPPORTS AND SERVICES THAT RESPOND DIRECTLY TO THE CHILD'S INDIVIDUAL NEEDS. THIS RESULTS IN STRONGER CHILDREN. YOUR INVESTMENT IN CHILDREN, YOUR INVESTMENT IN STRENGTHENING CHILDREN, WILL UNDOUBTEDLY RESULT IN A STRONGER

COMMUNITY. THANK YOU.

Mayor Wynn: THANK YOU. JOHN ARISPE? SORRY FOR MISPRONOUNCING THAT. YOU WILL BE FOLLOWED BY PENNY CHAPMAN.

THE PRO NONE SEEIATION WAS VERY GOOD. GOOD EVENING, MAYOR AND COUNCIL. I'LL BE RELATIVELY BRIEF. I AM HERE TO TALK ABOUT -- WELL, FIRST, TO THANK YOU FOR YOUR SUPPORT IN THE YOUTH AND FAMILY ASSESSMENT CENTER AND TO ENCOURAGE YOUR CONTINUED SUPPORT FOR THAT ORGANIZATION. I'M A PARENT OF A CHILD THAT'S SERIOUSLY EMOTIONALLY DISTURBED CHILD. HE SPENT APPROXIMATELY HALF OF HIS FIRST 15 YEARS IN RESIDENTIAL TREATMENT FACILITIES. IT WASN'T UNTIL PROPER DIAGNOSIS, EFFECTIVE MEDICATION THAT HE BEGAN TRANSITION BACK HOME ABOUT A YEAR AGO, A LITTLE OVER A YEAR AGO. THERE WAS TREMENDOUS CONCERN BECAUSE OF HIS INABILITY TO EXIST IN THIS WORLD IN AN ACCEPTABLE BEHAVIORAL MANNER, BUT WITH THE SUPPORT OF SYSTEMS OF CARE, THE CHILDREN'S PARTNERSHIP YOU'VE HEARD ABOUT AND ALSO THE YOUTH AND FAMILY ASSESSMENT CENTER, THERE WAS A TRANSITION PLAN PUT IN PLACE THAT ACTUALLY I GUESS HEARD THE NEEDS AND SUPPORTED N JUST MY SON, BUT IN FACT THE WHOLE FAMILY. AND PART OF THAT PROCESS OR A MAJOR PART OF THAT PROCESS IS THAT IT'S FAMILY DRIVEN WITH RECOGNIZING THE INDIVIDUAL STRENGTHS OF THE FAMILY AND THE CHILD. THE BENEFIT OF THAT I COULD SHARE WITH YOU IN MY SON'S CASE, I WOULD SAY WE ARE STILL A WORK IN PROGRESS, IF YOU WILL; HOWEVER, HE WILL GRADUATE FROM HIGH SCHOOL IN MAY. HE HAS HAD A PART-TIME JOB FOR ABOUT NINE MONTHS, HAS BEEN VERY SUCCESSFUL IN THAT. AND THE SUCCESS IS DRIVEN IN FACT BY THE STRENGTHS AND INTERESTS INDIVIDUALLY THAT MY SON HAD, AND HAS ENABLED HIM NOW TO BE A SUCCESSFUL TAX PAYING CITIZEN. SO IT'S NOT A MATTER OF GOING TO AN AGENCY LOOKING FOR FUNDING OR A HANDOUT. IN FACT, I HAVE PROBABLY CONTACTED I WOULD SAY 500 TO A THOUSAND DIFFERENT AGENCIES OVER THE YEARS, BUT EACH ONE -- IT'S VERY DIFFICULT. IF YOU HAVE A SINGLE ORGANIZATION THAT TRULY WRAPS AROUND AND SUPPORTS THE FAMILY AND THE CHILD TO SUCCEED IN THE

ENVIRONMENT THAT THEY'RE IN, I THINK THAT THAT SUPPORT WHERE IT'S TOTALLY ENCOMPASSING IS THE TYPE OF THING THAT ENABLES FAMILIES, CHILDREN TO BECOME MORE HEALTHY, TO MOVE FORWARD AND TO DO WELL IN OUR ENVIRONMENT. THANK YOU.

Mayor Wynn: THANK YOU. GALE PENNY CHAPMAN? JOYCE PULLMAN? YOU WILL BE FOLLOWED BY WILLIE MAY THOMPSON. WELCOME, JOYCE, YOU WILL HAVE THREE MINUTES.

GOOD EVENING. THANK YOU. I WAS GETTING WORRIED THERE. I THINK THAT THE OTHER PEOPLE THAT CAME UP AND SPOKE EARLIER ABOUT HOMELESS ISSUES COVERED A LOT OF THE ISSUES, SO I'M GOING TO GET DOWN TO THE BASICS NOW THAT IT'S KIND OF LATE. FIRST, LET ME DO SOMETHING I OFTEN FORGET TO DO, WHICH IS TO THANK YOU. YOU HAVE BEEN A VERY GENEROUS COMMUNITY TO HOMELESS PEOPLE IN AUSTIN, AND I KNOW THAT IT IS NOT ALWAYS THE MOST POPULAR ISSUE. AND I THANK YOU FOR ALL THAT YOU HAVE DONE. AND I'M SORRY THAT I KEEP COMING UP AND ASKING FOR MORE HELP, BUT IT IS VERY HARD FOR ME TO WORK WITH THESE INDIVIDUALS AND TO SPEAK WITH THESE INDIVIDUALS AND TO WALK AWAY FROM THEM AND NOT PROVIDE THEM WITH MORE ASSISTANCE THAT THEY NEED TO GET BACK ON THEIR FEET. AND ONLY TWO WEEKS AGO I WAS INTERVIEWING A BUNCH OF THEM FOR A SURVEY PROCESS AND THEY REINSPIRED ME AND RECHALLENGED ME, SO I'M HERE AGAIN TONIGHT. I DID AS ANGELA HAD MENTIONED, WORKED WITH THE HOMELESS TASKFORCE ON THE DEVELOPMENT OF A CHRONIC HOMELESS PLAN, A PLAN TO END CHRONIC HOMELESSNESS. THIS IS A CHARGE FROM FORMER SECRETARY MEL MARTINEZ TO END CHRONIC HOMELESSNESS IN 10 YEARS, A BIG GOAL. HUD IS PUTTING MONEY INTO THIS ISSUE IN ORDER FOR AUSTIN AND TRAVIS COUNTY TO BE ELIGIBLE, WE HAD TO DO A PLAN, SO WE PUT A PLAN TOGETHER. AND YOU'RE GOING TO BE SEEING US SOON. WE'RE WORKING IT THROUGH THE COMMUNITY ACTION NETWORK PROCESS, BUT YOU WILL BE SEEING IT SOON. BUT WE WANTED TO COME TO THIS PROCESS AND GIVE YOU THE HIGHLIGHTS AND ASK YOU TO PLEASE INCORPORATE THIS INTO THE CONSOLIDATED PLAN BECAUSE THEY ARE RELATED. AND I'M

JUST GOING TO TELL YOU A FEW OF THE THINGS THAT THE PLAN RECOMMENDS THAT ARE DIRECTLY APPLICABLE TO THE CONSOLIDATED PLAN. ONE IS THAT PERMANENT HOUSING WITH SUPPORTIVE SERVICES, PERMANENT HOUSING, NOT SHELTER, IS SHOWN TO BE COST EFFECTIVE AND EFFECTIVE IN KEEPING PEOPLE OFF THE STREETS. IN FACT, THERE ARE PROGRAMS THAT TAKE PEOPLE STRAIGHT FROM THE STREETS INTO HOUSING, PRIVATE HOUSING, PRIVATE MARKET HOUSING, AND THEY HAVE AN 80% RETENTION RATE FIVE YEARS LATER. THAT'S AMAZING FOR PEOPLE WHO HAVE BEEN ON THE STREETS FOR 10 YEARS. I CANNOT TELL YOU. I LONG TO MEET THE PEOPLE WHO RUN THAT PROGRAM. THEY'RE NOT ALL THAT SUCCESSFUL. PEOPLE WHO HAVE LONG HISTORIES OF HOMELESSNESS. BUT THAT IS OUR DREAM. THEY ARE ALSO CHEAPER IN THE LONG RUN. IN A STUDY DONE IN NEW YORK CITY, THEY FOUND THAT HOMELESS PEOPLE SPEND AN AVERAGE OF \$41,000 EACH A YEAR IN PUBLIC SERVICES. WE HAVEN'T DONE THE SURVEY IN AUSTIN, BUT I CAN TELL YOU THAT WE DO KNOW THAT HOMELESS PEOPLE ARE BIG USERS OF THE EMERGENCY ROOM, THE POLICE DEPARTMENT, THE JAILS -- [BUZZER SOUNDS] OH, I'M DONE ALREADY. I'LL JUST LEAVE IT AT TO ASK YOU TO LOOK AT THE GOALS AND TO PLEASE DEDICATE SOME FUNDING TO HELP US MATCH FEDERAL MONEY FOR PERMANENT HOUSING. THANK YOU.

Mayor Wynn: THANK YOU, MS. PULLMAN. I APOLOGIZE FOR LISA COUPLE. WE HAD MISPLACED YOUR CARD EARLIER. WELCOME, MA'AM. YOU WILL HAVE THREE MINUTES AND YOU WILL BE FOLLOWED BY WILLIE MAY THOMPSON.

GOOD EVENING. MY NAME IS LISA COUPLE AND I'M HERE TO ADVOCATE FOR ALL THE FAMILIES AND ESPECIALLY FOR THE FAMILIES WITH SPECIAL NEEDS. I'M A SINGLE PARENT AND I HAVE THREE SONS, AND MY I DON'T THINKEST SON, WHO IS NOW 17, IS A SPECIAL NEEDS CHILD. AND ALTHOUGH HE HAS STRUGGLED ALL OF HIS LIFE, WITH THE HELP OF THE CHILDREN'S PARTNERSHIP, HE HAS OVERCOME A LOT OF HIS ISSUES. AND I AM PROUD TO SAY THAT HE IS A FUNCTIONING MEMBER OF SOCIETY TODAY. I FEEL THIS WOULD NOT BE POSSIBLE IF IT WERE NOT FOR PROGRAMS LIKE THE YOUTH AND FAMILY ASSISTANCE CENTERS AND OTHER SYSTEM OF CARE AND WRAPAROUND PROGRAMS. I FEEL THAT

CHILDREN AND FAMILIES ARE WHAT COMMUNITY IS ALL ABOUT. AND I WOULD LIKE TO SEE FUNDING CONTINUE TO SUPPORT CHILDREN AND FAMILY TO CONTINUE EMOTIONAL, PHYSICAL AND HEALTHY ENVIRONMENTS. THANK YOU.

Mayor Wynn: THANK YOU. WILLIE MAY THOMPSON? ALLEGRA NAVARRO? AND JOHNNIE LIMON, WHO SPOKE TWO HOURS AGO. [LAUGHTER] COUNCIL, THAT'S ALL THE CARDS WE HAVE SIGNED UP FOR FOLKS WISHING TO SPEAK. ARE THERE ANY OTHER CITIZENS THAT WISH TO ADDRESS THE COUNCIL ON THIS PUBLIC HEARING? HEARING NONE, I'LL ENTERTAIN A MOTION TO CLOSE THE PUBLIC HEARING.

SO MOVE.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER DUNKERLEY. SECONDED BY COUNCILMEMBER MCCracken. FURTHER COMMENTS? ALL THOSE IN FAVOR, PLEASE SAY AYE.

AYEMENT.

Mayor Wynn: OPPOSED? MOTION TO CLOSE THE PUBLIC HEARING PASSES ON A VOTE OF SIX TO ZERO WITH COUNCILMEMBER SLUSHER TEMPORARILY OFF THE DIAS.

Goodman: I WOULD LIKE TO THANK, PEOPLE, MAYOR. I KNOW MOST OF THEM ARE GONE, BUT THE ONES THAT ARE HERE UNTIL THE VERY END, I KNOW YOU ARE THERE IN REAL LIFE TOO.

Mayor Wynn: AGREED. MR. HILGERS, A QUICK REMINDER, ACTION TECHNICALLY ON THESE ACTION PLANS AND DEVELOPMENT PROGRAMS?

YES, SIR. WE WILL HAVE ANOTHER ROUND OF PUBLIC HEARINGS IN MAY. MAY THE 11th AT THE COMMUNITY DEVELOPMENT COMMISSION AND MAY THE 13TH AFTER WE HAVE PREPARED OUR DRAFT PLAN FOR YOU TO REVIEW, WE'LL BE PUBLISHING THAT ABOUT MAY THE 1ST. AND SO AT THAT TIME WE'LL BE GOING THROUGH THAT PROCESS, GET THE PUBLIC INPUT. WE'LL BE BRINGING BACK BEFORE YOU IN JUNE, FOR JUNE THE 24TH IS THE ACTUAL DATE WHERE

WE HAVE SCHEDULED TO VOTE ON THE ALLOCATIONS AND THE PRIORITIES THAT WOULD BE IN THOSE PLANS.

Mayor Wynn: OKAY. COUNCIL, FURTHER QUESTIONS OF STAFF? MAYOR PRO TEM.

Goodman: FOR NEXT TIME I SEE YOU, CAN I GET A HARD COPY OF OUR BRICKS AND MORETERS PROJECTS ESCALATED? OUR PLANS FOR THE FACILITIES?

FACILITIES, YES, MA'AM, WE'LL BE GLAD TO GET THAT FOR YOU. PAST AND -- PAST ONES THAT WE'VE DONE AS WELL?

Mayor Wynn: FURTHER COMMENTS, QUESTIONS OF STAFF? IF NOT, MS. BROWN, I BELIEVE THAT'S ALL THE ITEMS BEFORE THE COUNCIL AND I'LL ENTERTAIN A MOTION TO ADJOURN.

Slusher: SO MOVE.

Mayor Wynn: MOTION BY COUNCILMEMBER SLUSHER, SECONDED BY BY THE MAYOR PRO TEM TO ADJOURN. ALL KNOWS IN FAVOR, PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? THANK YOU. WE ARE ADJOURNED.

End of Council Session Closed Caption Log