

Closed Caption Log, Council Meeting, 5/13/04

Note: Since these log files are derived from the Closed Captions created during the Channel 6 live cablecasts, there are occasional spelling and grammatical errors. **These Closed Caption logs are not official records of Council Meetings and cannot be relied on for official purposes.** For official records, please contact the City Clerk at 974-2210.

GOOD MORNING, I'M AUSTIN MAYOR WILL WYNN, IT'S MY HONOR TO WELCOME REVEREND BOB SHIPPS, PASTOR OF THE GRACE CHURCH OF THE NAZARENE TO LEAD US IN OUR INVOCATION.

THANK FOR YOU HAVING ME TODAY. I CONSIDER IT AN HONOR TO BE HERE. I'M EXCITED ABOUT THE AGENDA OF THE A HEALTHY COMMUNITY. I RAN ACROSS SOME SCRIPTURE THAT I THOUGHT WAS FITTING FOR A TIME AS THIS. JUST AS EACH OF US WITH ONE BODY, THESE MEMBERS DO NOT HAVE ALL OF THE SAME FUNCTION, SO WE WHO ARE MANY FORM ONE BODY, EACH MEMBER BELONGS TO ALL OF THE OTHERS. WE HAVE DIFFERENT GIFTS ACCORDING TO THE GRACE GIVEN US. IF A MAN'S.

Griffith: IS PROPHECYING LET HIM USE IT IN PROPORTION TO HIS FAITH, IF IT IS SERVING LET HIM SERVE, IF IT'S TEACHING LET HIM TEACH, ENCOURAGING LET ME HIM ENCOURAGE, LET HIM GIVE GENEROUSLY, IF IT IS LEADERSHIP, LET HIM GOVERN DILL LENTLY, IF IT'S SHOWING MERCY, LET HIM DO IT WILLINGLY. BE QUOTED TO ONE ANOTHER IN BROTHERLY LOVE, AND HONOR ONE ANOTHER ABOVE YOURSELVES. NEVER BE LACKING IN ZEAL, BUT KEEP YOUR SPIRITUAL FERVOR SERVING THE LORD, BE JOYFUL IN HOPE, FAITHFUL IN PRAYER AND SHARE WITH GOD'S PEOPLE WHO ARE IN NEED, PRACTICE HOSPITALITY. LET'S PRAY TOGETHER. LORD GOD WE DO COUNT IT A PRIVILEGE TO BE HERE TODAY. WHAT A GREAT DAY THAT YOU HAVE GIVEN US, WE LOOK OUT, WE SEE THE CLOUDS, WE SEE THE RAIN, BUT WE

KNOW GOD THAT YOU BRING THE RAIN TO NOURISH THE LAND AND THE GROUND AND THE FRUIT THAT WE HAVE. WE JUST THANK FOR YOU THAT TODAY. WE THANK YOU, FATHER, FOR THOSE THAT YOU HAVE PLACED IN AUTHORITY OVER US TO GOVERN US AND TO LEAD US AND I PRAY, GOD, THAT TODAY AS WHERE HE WORK ON -- AS WE WORK ON AGENDAS YOU WOULD ALLOW US TO SET ASIDE POLITICAL AND PERSONAL AGENDAS AND HELP US TO COME TOGETHER FOR THE GOOD OF THE PEOPLE, FOR YOUR PURPOSES, TO BRING GLORY AND HONOR TO YOUR NAME. THANK YOU, FATHER, FOR ALL THAT YOU DO FOR US AND HOW YOU BLESS US IN SO MANY WAYS, YOU HAVE GIVEN US A WONDERFUL CITY TO LIVE IN. WE JUST PRAISE FOR YOU THAT TODAY. NOW HELP US AS WE LEAD AND GOVERN, HELP TO US MAKE THE RIGHT DECISION, FATHER, THAT WOULD BE GOOD FOR THE PEOPLE. WE PRAY IN JESUS' NAME, AMEN. THANK YOU.

THANK YOU, REVEREND SHIPPS. THE PASTOR WAS REFERRING TO EARLIER TODAY WE WERE SHOWING OFF OUR TROPHY LAST MONTH AUSTIN WAS DECLARED AND NAMED BY THE GOVERNOR IN THE FIRST ANNUAL TEXAS ROUNDUP AS BEING THE MOST FIT LARGE CITY IN THE STATE. OUR GOAL NOW IS TO BE THE MOST FIT LARGE CITY IN THE COUNTRY, THANK YOU FOR THE REFERENCE, PASTOR. THERE BEING A QUORUM PRESENT, AT THIS TIME I WILL CALL TO ORDER THIS MEETING OF THE AUSTIN CITY COUNCIL. IT IS THURSDAY, MAY 13th, 2004. WE ARE IN THE BOARD ROOM OF THE LOWER COLORADO RIVER AUTHORITY HANCOCK BUILDING, 3700 LAKE AUSTIN BOULEVARD. IT IS 10:15 A.M. AT THIS TIME, I WILL READ THE CHANGES AND CORRECTIONS TO THIS WEEK'S POSTED AGENDA. ITEM NO. 2, WILL ACTUALLY BE POSTPONED TO MAY 27th, 2004. ON ITEM NO. 8, A ROTATION LIST OF PROFESSIONAL SERVICE AGREEMENTS, WE SHOULD STRIKE THE REFERENCE OF SEVEN FIRMS AND CORRECT THAT TO READ NINE FIRMS. AND THE TWO ADDITIONAL FIRMS ARE BEAR ENGINEERING AND ENVIRONMENTAL CONSULTING INC. OF AUSTIN AND SPARKS LAROCHE & ASSOCIATES, INC., ALSO OF AUSTIN, TEXAS. ITEM NO. 15 WILL BE POSTPONED TO JUNE 10th, 2004. AND ON ITEM NO. 17, COUNCIL MEMBERS ALVAREZ AND DUNKERLY SHOULD BE ADDED AS CO-SPONSORS. THAT'S

ALL OF OUR CHANGES AND CORRECTIONS TO THIS WEEK'S AGENDA. OUR TIME CERTAIN ITEMS THIS WEEK AT NOON, OF COURSE, WE BREAK FOR OUR GENERAL CITIZEN COMMUNICATIONS. AT 2:00, WE WILL HAVE A BRIEFING, THAT SHOWS AS ITEM NO. 29. AT 4:00, WE BREAK FOR OUR ZONING HEARINGS AND APPROVAL OF ORDINANCES AND RESTRICTIVE COVENANTS. THOSE SHOW ON THIS WEEK'S AGENDA AS ITEMS 30 THROUGH 33. AND ITEM Z-1 THROUGH Z-5. I'LL ANNOUNCE NOW THAT STAFF WILL BE REQUESTING AT 4:00 A POSTPONEMENT ON BEHALF OF AN ADJACENT PROPERTY OWNER FOR ITEMS Z-3 THROUGH Z-5, KNOWN AS THE DOUBLE CREEK VILLAGE. THAT REQUESTED POSTPONEMENT WILL BE TO JUNE 10th, 2004, AND WE SHOULD TAKE THAT ACTION AFTER THE 4:00 TIME CERTAIN. AT 5:30 WE BREAK FOR LIVE MUSIC AND PROCLAMATIONS AND THE MUSIC TODAY WILL BE PROVIDED BY THE GRISHAM MIDDLE SCHOOL BAND WHO IS A REMARKABLE MIDDLE SCHOOL BAND IN FAR NORTHWEST AUSTIN RECENTLY AWARDED A PHILLIP SOUSA AWARD, AN AWARD FOR YOUNG ORCHESTRAS, IT SHOULD BE QUITE THE PERFORMANCE AND SHOW. 6:00 P.M. PUBLIC HEARINGS AND POSSIBLE ACTIONS, THOSE SHOW AS ITEMS 34 THROUGH 39. I WILL NOTE THAT STAFF WILL BE REQUESTING AT 6:00 THAT WE WITHDRAW ITEM NO. 38 OFF OF TODAY'S AGENDA. AT THIS TIME WE WILL IDENTIFY THE ITEMS TO BE PULLED OFF THE CONSENT AGENDA. SO FAR WE ONLY HAVE ITEM NO. 8 BEING PULLED BY COUNCILMEMBER ALVAREZ. I WILL GO AHEAD AND SAY THAT I HAVE A COUPLE OF BRIEF QUESTIONS ON ITEM -- EXCUSE ME, ITEM NO. 14 REGARDING THE TOWING. BUT I BELIEVE THOSE QUESTIONS CAN BE ANSWERED WITHOUT HAVING IT BE REMOVED FROM THE CONSENT AGENDA. ANY OTHER ITEMS TO BE PULLED FROM THE CONSENT AGENDA OR ADDED BACK?

Alvarez: MAYOR?

Mayor Wynn: COUNCILMEMBER ALVAREZ?

Alvarez: MY QUESTIONS HAVE BEEN ANSWERED ON 8. THE ONLY PULLED ITEM, I WILL GO AHEAD AND PUT BACK ON THE CONSENT AGENDA.

Mayor Wynn: WITH THAT, NO ITEMS PULLED OFF THE

CONSENT AGENDA. I WILL WAIT FOR THE MOTION BEFORE I ASK MY QUESTIONS THEN ON ITEM NO. 14 RELATED TO TOWING. SO WITH THAT -- I WILL READ THE CONSENT AGENDA NUMERICALLY, ALTHOUGH IT WILL BE THE FULL AGENDA AS NO ITEMS ARE PULLED. BUT FOR THE RECORD THE CONSENT AGENDA WILL BE ITEM NO. 1, ITEM NO. 2, POSTPONEMENT TO MAY 27th, 2004 PER CHANGES AND CORRECTIONS, ITEM 3, ITEM 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, FOR POSTPONEMENT TO JUNE 10th, 2004, PER CHANGES AND CORRECTION, ITEM 16 WHICH IS OUR APPOINTMENTS TO BOARDS AND COMMISSIONS THAT I'LL NOW READ INTO THE RECORD: TO THE AUSTIN COMMUNITY EDUCATION CONSORTIUM, RICK KOFER IS A CONSENSUS APPOINTMENT. TO OUR BUILDING AND STANDARDS COMMISSION, HOWARD LIMIT IS AN ALTERNATE CONSENSUS APPOINTMENT. TO OUR ECONOMICS..... COMMISSION ON IMMIGRANT AFFAIRS, MARY JO RODRIGUEZ IS A CONSENSUS APPOINTMENT. TO THE URBAN TRANSPORTATION COMMISSION, DANA LOCKLEER IS COUNCILMEMBER ALVAREZ'S REAPPOINTMENT. THOSE ARE THE APPOINTMENTS THAT WILL BE ON THE CONSENT AGENDA ITEM NO. 16.

MAYOR, WE'VE HAD ONE MORE REQUEST TO ADD, THE NAME IS RICARDO SAVALA COUNCILMEMBER SLUSHER'S APPOINTMENT TO THE COMMUNITY DEVELOPMENT COMMISSION.

Mayor Wynn: GREAT, WE WILL ADD THAT TO THE RECORD, PLEASE, THANK YOU, MS. BROWN. CONTINUING THE CONSENT AGENDA, ITEM 17 PER CHANGES AND CORRECTIONS, ITEM 18, 19, AND 20. I WILL ENTERTAIN A MOTION ON THE CONSENT AGENDA AS READ.

Thomas: SO MOVE, MAYOR.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER THOMAS, SECONDED BY COUNCILMEMBER DUNKERLY TO APPROVE THE CONSENT AGENDA AS READ. I HAVE JUST A QUESTION ON ITEM NO. 14 REGARDING A TOWING CONTRACT WITH SOUTH SIDE WRECKER, INC. OF AUSTIN. AS WE ALL KNOW OVER THE LAST MONTH OR SO THERE'S BEEN A -- A FAIR AMOUNT OF CITIZEN COMMUNICATION REGARDING TOWING IN GENERAL IN AUSTIN, I WOULD LIKE IF WE COULD JUST THE

BRIEFEST PRESENTATION ON WHAT THIS CONTRACT IS, FRANKLY WHY IS IT THAT WE SPEND AS MUCH AS \$250,000 A YEAR ON TOWING, HOW IS IT FRANKLY THAT THIS PARTICULAR SERVICE WAS CHOSEN.

MY NAME IS DEANNA GRANGER THE PURCHASING OFFICER. THE CITY REQUIRES TOWING SERVICES FOR ABANDONED VEHICLES AND INJURED FOR -- FOR OTHER VEHICLE THAT'S ARE FOUND ALONG THE ROADS. THIS WENT OUT VIA OUR BID SEVERAL MONTHS AGO. AND IT TAKES A LOT -- GETTING A LOT OF INFORMATION FROM THE BIDDERS AND MAKING SURE THAT THEY HAVE ALL OF THE REQUIRED EQUIPMENT. IN THIS BID WE REQUIRED THAT THE -- THAT THE TOWING COMPANY HAVE TOW TRUCK THAT'S COULD TOW THE CITY'S FIREFIGHTING UNITS, IF NECESSARY. WHICH REQUIRED ADDITIONAL EQUIPMENT. THEREFORE, THE BIDDERS ARE REQUIRE.....REQUIRED TO SUBMIT THAT THEY WERE WILLING TO PURCHASE THE EQUIPMENT THAT WOULD BE NEEDED AND TO ACQUIRE THE WORKERS' COMPENSATION INSURANCE THAT WOULD BE REQUIRED TO BE ABLE TO PROVIDE THESE SERVICES. THE LOW BIDDER WAS RECOMMENDED TO YOU IN MARCH, DENVER'S TOWING, THEY HAD 14 DAYS TO OBTAIN THE REQUIRED EQUIPMENT AND WORKERS' COMPENSATION INSURANCE. UNFORTUNATELY THEY WERE NOT ABLE TO PURCHASE THE EQUIPMENT FOR PROBABLY FINANCIAL REASONS. THEY WERE ALSO ENABLE GET THE WORKERS' COMPENSATION INSURANCE. THEREFORE WE WENT TO THE SECOND LOW BIDDER, WHICH WAS ALLOWED IN THE BID, SECOND LOW BIDDER COULD NOT ACQUIRE THE WORKERS' COMPENSATION INSURANCE, EITHER. IT'S -- IT'S PRETTY COSTLY. SOUTH SIDE WRECKER HAS TAUPED THE WORKERS' COMPENSATION INSURANCE AND THEY HAVE MADE A COMMITMENT TO OBTAIN THE TOW TRUCKS THAT WOULD BE NEEDED TO TOW THE LARGE VEHICLES. THIS IS -- THESE ARE SERVICES, FLEET SERVICES REQUIRES AND THE POLICE DEPARTMENT REQUIRES SO THAT WE DON'T HAVE VEHICLES OBSTRUCTING TRAFFIC THROUGHOUT THE CITY.

Mayor Wynn: REMIND ME, WHEN WE DO HAVE THE NEED TO TOW, SAY, ALBUQUERQUE BAN DONNED VEHICLE, ULTIMATE -- AN ABANDONED VEHICLE, DO WE ATTEMPT REIMBURSEMENT OR ULTIMATELY FILE SOME TYPE OF LIEN

ON THAT PROPERTY THERE IS ANY SORT OF REIMBURSEMENT TO SOME DEGREE OF OUR EXPENSES FOR THIS TOWING.

THIS IS A REVENUE GENERATING CONTRACT. SOUTH SIDE HAS TO PAY THE CITY A PERCENTAGE OF THE MONEY THAT IT MAKES FROM THE TOWING FEES THAT ARE PAID TO SOUTH SIDE BY THE OWNER OF THE VEHICLE. IF THE -- IF WE CANNOT -- IF THEY CANNOT FIND THE OWNER OF THE VEHICLE. THEN THEY WILL HOLD ON TO THE VEHICLE, TRY TO DETERMINE WHO THE OWNER IS, IF THEY CAN'T FIND THE OWNER, THAT VEHICLE WILL BE AUCTIONED. BUT THE CITY GETS REIMBURSED A PERCENTAGE OF THE COSTS THAT SOUTH SIDE GETS. THAT'S PURSUANT TO THE CONTRACT. THAT CONTRACT IS AUDITED ON A YEARLY BASIS TO DETERMINE WHETHER THE CITY IS GETTING WHAT IT SHOULD BE GETTING. PERCENTAGE BASIS.

Mayor Wynn: THANK YOU. THE LAST QUESTION, YOU ARE COMFORTABLE, IT HAPPENS SPORADICALLY, WHEN ULTIMATELY WE HAVE TO WORK OUR WAY DOWN OR UP I GUESS A -- A BID LIST BECAUSE OF OTHER REQUIREMENTS IN THE -- IN THE REQUEST. THAT IS -- SO THE FACT THAT WE ARE HAVING TO GO TO THE THIRD BIDDER DOESN'T NECESSARILY RAISE ANY FLAGS OR ALARM YOU AT ALL?

IT'S NOT PROBLEMATIC BECAUSE IN THIS INSTANCE THE EQUIPMENT THAT WE REQUIRED TO ADDRESS ALL OF THE CITY'S NEEDS IS SUCH EXPENSIVE EQUIPMENT, IT TOOK SO LONG TO GET US TO THIS POINT, THE NEED THERE IS FOR THE SERVICES. WE -- WE DECIDED TO DO IT IN THIS MANNER OF GOING TO THE NEXT LOWEST BIDDER AND THEN THE NEXT LOWEST BIDDER, SO THAT WE WOULD NOT HAVE TO GO THROUGH THE BIDDING PROCESS AGAIN, WHICH ITSELF IS COSTLY. AND THEN WE ALSO HAVE THAT LAPSE IN SERVICE, WHICH IS VERY NECESSARY FOR THE POLICE DEPARTMENT AND FOR FLEET SERVICES.

Mayor Wynn: OKAY. THANK YOU, FURTHER QUESTIONS?

Slusher: I HAVE ONE. GO AHEAD, COUNCILMEMBER DUNKERLY. ME FIRST?

Mayor Wynn: COUNCILMEMBER SLUSHER.

Slusher: THE COMPANY THAT'S GETTING IT, SOUTHSIDE, THEY'VE HAD THIS FOR A FEW YEARS, HAVEN'T THEY?

THEY'VE HAD A CONTRACT. THEY ARE A HOLDOVER RIGHT NOW PROVIDING THE SERVICES BECAUSE THEIR CONTRACT HAD LAPSED, WE HADN'T BEEN ABLE TO GET TO COUNCIL WITH THIS RECOMMENDED AWARD. AND SO THEY HAVE BEEN HOLDING OVER ON THEIR CONTRACT AT OUR REQUEST. BUT, YES, THEY HAVE BEEN PROVIDED THE SERVICES.

DO YOU KNOW FOR HOW LONG?

I DON'T KNOW OFFHAND. MR. FREEDMAN IS HERE WHO REPRESENTS SOUTHSIDE.

WELCOME, MAYOR.

THANK YOU, MAYOR, COUNCILMEMBERS. I JUST WONDERED HOW LONG SOUTHSIDE HAS HAD THE CONTRACT?

WELL, WE'VE GOT ONE EXISTING CONTRACT WITH THE CITY THAT WE'VE HAD FOR SEVERAL YEARS. THIS ONE WITH -- UNDER FLEET HAS BEEN TWO YEARS, THREE YEARS?

[INAUDIBLE - NO MIC]

Slusher: SO IT'S A DIFFERENT --

DIFFERENT, YES. WE HAVE ONE CONTRACT, YOU ALL WERE BEING GIVEN A BUNCH OF...OF INFORMATION THAT WE WORKED OUT WITH WORKERS' COMP, THIS IS A NEW BID ON A FEW CONTRACT FOR US.

Slusher: OKAY, THANK YOU. THAT'S ALL THAT I HAVE.

Mayor Wynn: THANK YOU COUNCILMEMBER. FURTHER QUESTIONS OR COMMENTS ON THE CONSENT AGENDA? COUNCILMEMBER DUNKERLY?

Dunkerly: ON NUMBER 18, NOT ON TOW TRUCKS. THIS IS ITEM

NO. 18. WHERE WE ARE NAMING A BUILDING FOR FORMER CITY EMPLOYEE, LEE NICOLE, LEE IS A VERY PRIVATE PERSON. LEE NICHOLS, I DOUBT HE IS EVEN HERE TODAY TO BE RECOGNIZED, SO I THOUGHT IT WOULD BE GOOD TO HAVE ONE OF OUR STAFF AT LEAST ENUMERATE WHY WE ARE TRYING TO DO THIS TODAY.

THANK YOU, MAYOR AND COUNCIL. GOOD MORNING, JOE PANTALION. COUNCILMEMBER DUNKERLY, COUNCILMEMBER THOMAS AND TO ALL OF THE COUNCIL, I WANT TO THANK YOU FOR YOUR SUPPORT FOR ITEM NO. 18 TO ONLY NOT MR. LEE NICHOLS, JUNIOR, TO HONOR MR. NICHOLS. WHEN HE RETIRED HE ENDED A TREMENDOUS 45 YEAR CAREER HERE AT THE CITY. 45 YEARS. THE SECOND LONGEST TENURE ON RECORD HERE AT THE CITY OF AUSTIN. FOR 45 YEARS THROUGH HIS INTEGRITY AND DEDICATION, LEE SERVED AS A ROLE MODEL FOR ALL OF US. IN 1958, LEE STARTED HIS CAREER IN THE PUBLIC WORKS DEPARTMENT AND HE RETIRED AS THE SUPERINTENDENT IN WATERSHED PROTECTION OVERSEEING THE MAINTENANCE OF THE CITY'S STORM WATER DRAINAGE SYSTEM. LEE NICHOLS SPENT THE MAJORITY OF HIS CAREER AT TOWN VIEW FACILITY AND IT IS BEFITTING THIS THIS OFFICE BUILDING, WHICH IS CO-OWNED BY PUBLIC WORKS AND WATERSHED BE DEDICATE UNDERSTAND LEE'S -- DEDICATED IN LEIGH'S NAME. WE APPRECIATE COUNCIL SUPPORT, APPROVING THIS ITEM AND THANK YOU ON BEHALF OF MR. LEE NICHOLS AND HIS FAMILY, THANK YOU AGAIN.

Mayor Wynn: THANK YOU. APPRECIATE COUNCILMEMBERS BRINGING THIS ITEM FORWARD BECAUSE IT IS SUCH AN APPROPRIATE HONOR FOR MR. NICHOLS. COUNCILMEMBER THOMAS?

Thomas: MAYOR, IF YOU DON'T MIND I REALLY APPRECIATE COUNCIL TODAY IN HAVING PASSED ITEM NO. 19. THE RESOLUTION IS TO -- WE HERE AS ELECTED OFFICIALS ARE TO HELP THE PEOPLE. NOW WE KNOW WE CAN'T DO EVERYTHING, CAN'T SOLVE EVERY PROBLEM THAT'S GONE ON, BUT WE CAN DO SOMETHING THAT WILL CONTINUE TO MAKE AND HELP THIS GREAT CITY HELP THE PEOPLE THAT LIVE HERE. THIS WITH RESOLUTION BEING PASSED TODAY, WE WILL BE JOINING TWO REPRESENTATIVES IN THE

108th CONGRESS AND THE -- A NUMBER OF OTHER CITIES AND COUNTIES THAT HAVE THE INITIATIVE TO ENCOURAGE CONGRESS TO PASS THE -- THIS PENDING LEGISLATION, WHICH WILL HELP MAKE SOME CHANGES IN THE WAY WE TREAT THE CITIZENS WE HAVE CHOSEN TO SERVE. ABOVE ALL, OUR CHILDREN NEED THE PROTECTION FROM NO INSURANCE AND HOMELESS. IN TRAVIS COUNTY AND IN AUSTIN, ALONE, THERE ARE MORE THAN 1100 HOMELESS CHILDREN AND 29% OF OUR POPULATION HAVE NO INSURANCE. I REALLY APPRECIATE THE CO-SPONSORS AND THIS COUNCIL IN PASSING THIS RESOLUTION ON THE ITEM 19. I THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU,, COUNCILMEMBER. WITH THAT WE DO HAVE ONE CITIZEN WHO WOULD LIKE TO SPEAK ON ITEM NO. 19 MR. RICHARD TROXELL. WELCOME, RICHARD, YOU WILL HAVE THREE MINUTES.

THANK YOU, MR. MAYOR, THANK YOU, COUNCIL. I WOULD LIKE TO FIRST THANK COUNCILMEMBER CANE THOMAS FOR HIS INITIATIVE IN -- DANNY THOMAS FOR HIS INITIATIVE IN CARRYING THIS BILL FORWARD. I WOULD ALSO LIKE TO THANK MAYOR PRO TEM,, >>.....KIE GOODMAN AND DARYL SLUSH HE. I WANT TO THANK THE COUNCIL IN GENERAL FOR PASSING THIS. THIS IS A -- A BILL TO END HOMELESSNESS IN THIS COUNTRY. THERE'S THREE MAJOR PARTS TO IT. IT'S CALLING FOR AFFORDABLE HOUSING TRUST FUND AT THE NATIONAL LEVEL, WHICH WILL CREATE A POOL OF AFFORDABLE HOUSING. IT IS CALLING FOR A NATIONAL HEALTH CARE SO THAT WHEN HOMELESS PEOPLE FINALLY GET THAT JOB AND CLIMB OUT OF HOMELESSNESS AND THEN ARE STRUCK WITH SOME KIND OF AILMENT, THEY ARE NO LONGER ABLE TO GO BACK TO THE CITY/COUNTY HEALTH CLINICS THAT THEY DON'T FALL BACK INTO HOMELESSNESS. THE THIRD COMPONENT IS THE UNIVERSAL LIVING WAGE. WHICH ENSURES IF SOMEBODY WORKS 40 OURS THAT THEY WOULD BE ABLE TO -- 40 THUNDERSHOWERS THEY WOULD BE ABLE TO AFFORD BASIC RENTAL HOUSING WHEREVER THAT IS THROUGHOUT THE UNITED STATES. I AM RICHARD TROXELL, PRESIDENT OF HOUSE THE HOMELESS, I AM THE NATIONAL CHAIRMAN OF THE UNIVERSAL LIVING WAGE CAMPAIGN AND I SIT ON THE BOARD OF THE NATIONAL COALITION FOR THE HOMELESS.

WE HAVE MADE A DECISION TO END HOMELESSNESS IN THIS COUNTRY AND IT IS THROUGH THE HEROIC ACTS OF COUNCILS LIKE THIS THROUGHOUT THE UNITED STATES THAT WE WILL BE ABLE TO DO THAT AND BRING PEOPLE BACK INTO THE WORKING FOLD AND THE TAX BASE OF THIS NATION. I WOULD LIKE TO SHIFT GEARS AND ASK ALL OF AUSTIN TO SUPPORT OUR FIREFIGHTERS. ON SATURDAY, YOU WILL HAVE AN OPPORTUNITY TO VOTE FOR PROPOSITION 1, WHICH WILL ENABLE FIREFIGHTERS TO COME TO THE TABLE AND BE AN EQUAL PARTNER IN THE DECISION ABOUT THE THINGS THAT MOST AFFECT THEIR LIVES. I URGE YOU ALL TO VOTE FOR PROPOSITION 1 ON SATURDAY, GO TO THE POLLS, THIS IS A CRITICAL ISSUE FOR AUSTIN. LET'S GIVE FIREFIGHTERS THE VOTE, LET'S GIVE THEM THE RIGHT TO HAVE A VOICE, LET'S INVITE THEM TO THE TABLE. AFTER ALL, THEY PUT THEIR LIVES ON THE LINE FOR US. EVERY SINGLE DAY. GOD BLESS THE FIREMEN. THANK YOU, COUNCIL.

THANK YOU, MR. TROXELL.

Mayor Wynn: FURTHER COMMENTS, QUESTIONS ON THE CONSENT AGENDA? WE HAVE A MOTION AND A SECOND TO APPROVE IT AS READ. ALL IN FAVOR?

AYE.

Wynn: OPPOSED? CONSENT AGENDA PASSES ON A VOTE OF 7-0. THANK YOU ALL VERY MUCH. SINCE WE DON'T HAVE DISCUSSION ITEMS UNTIL NOON GENERAL CITIZENS COMMUNICATIONS AND A 2:00 BRIEFING ON PUBLIC SAFETY, WITH THAT THE COUNCIL WILL NOW GO INTO EXECUTIVE SESSION FOR PRIVATE CONSULTATION WITH OUR ATTORNEY UNDER SECTION 551.071, EXCUSE ME, OF THE OPEN MEETINGS ACT TO DISCUSS POTENTIALLY AGENDA ITEMS 21, RELATED TO THE SPECIAL CALLED SCETION OF THE LEGISLATURE, 22 CYPRESS CONSTRUCTION VERSUS THE CITY OF AUSTIN, 24 RELATED TO POTENTIALLY PROPOSED AMENDMENTS TO THE MISSION BETHANY SUBDIVISION. WE ALSO COULD BE IN CLOSED SESSION UNDER SECTION 551.072 TO TAKE UP ITEM NO. 25, RELATING TO THE DISPOSITION OF THE ROBERT ROBERT MUELLER MUNICIPAL AIRPORT SITE, ALSO 551.86 RELATED TO ITEM NO.

26, AUSTIN ENERGY RIGHT OF FIRST REFUSAL REGARDING THE SOUTH TEXAS PROJECT. WE ARE NOW IN CLOSED SESSION. SHOULD BE BACK AT NOON FOR OUR GENERAL CITIZEN COMMUNICATION. THANK YOU.

WE ARE OUT OF CLOSED SESSION. IN EXECUTIVE SESSION WE TOOK UP ITEM NO. 26 RELATED TO AUSTIN ENERGY, WE TOOK UP ITEM NO. 25 RELATED TO THE ROBERT MUTUAL MUNICIPAL AIRPORT SITE. ROBERT ARE MUELLER MUNICIPAL AIRPORT SITE. WE WILL NOT TAKE UP ITEM NO. 23, WE WILL KNOW TAKE UP ITEM NO. 21, REGARDING ITEMS 25 AND 26 NO DECISIONS WERE MADE. WE ARE NOW AT THE TIME FOR OUR 12:00 GENERAL CITIZENS COMMUNICATION, OUR FIRST SPEAKER IS AMY HEFTINGHOUSEER. AMY? WE WOULD HOLD THAT SPOT FOR A FEW MINUTES, MR. JIMMY ASTRO.

GOOD EVENING, I DO HAVE SLIDE TO SHOW KNEW AFTERNOON, I'M HERE ON SPEAK ON MY OWN BEHALF, I'VE ALSO BEEN A VOLUNTEER WITH THE GREATER AUSTIN CHAMBER OF COMMERCE. I'M HERE TO REMIND EVERYONE TO TAKE THE TIME TO VOTE IN THE MAY 15th ELECTION. FIRST THE TRAVIS COUNTY HEALTH CARE PROPOSITION IS ENDORSED BY THE FOLLOWING ORGANIZATIONS. TRAVIS COUNTY MEDICAL SOCIETY, OVER 400 PHYSICIANS IN TRAVIS COUNTY. THE TEXAS NURSES ASSOCIATION. AND THE FAMILY ELDER CARE. THE GRAY PANTHERS. THE LEAGUE OF WOMEN VOTERS. THE AUSTIN COUNCIL OF PTA'S, THE AMERICAN CANCER SOCIETY. THE AUSTIN DIAGNOSTIC CLINIC AND THE AUSTIN REGIONAL CLINIC. FULLY ONE-HALF OF THE UNINSURED ARE EMPLOYED AND ARE NOT PROVIDED WITH HEALTH INSURANCE. CURRENTLY 25% HAD V NO INSURANCE OR NO ABILITY TO PAY. THIS IS INCREASING. WE ARE CURRENTLY PAYING FOR COMMUNITY HEALTH CARE THROUGH PROPERTY TAXES. IN AUSTIN A FAMILY OF 4 PAYS \$7,000 PER YEAR FOR HEALTH INSURANCE. THIS IS NOT ONLY THE HIGHEST IN THE STATE BUT ALSO IN THE HIGHEST IN THE UNITED STATES. AUSTIN IS THE ONLY MAJOR CITY IN TEXAS WITHOUT A HEALTH DISTRICT. IN DALLAS, WHERE HOSPITAL DISTRICTS EXISTS, A FAMILY OF FOUR PAYS \$4,300 PER YEAR FOR HEALTH INSURANCE. IN HOUSTON, ALSO, A HOSPITAL DISTRICT CITY, PAYMENT FOR THE SAME FAMILY IS 4,350 PER YEAR FOR HEALTH INSURANCE. DR....THERE YOU FEWER AND FEWER

PEOPLE TRULY PAYING PATIENTS, MORE PEOPLE JOINING THE RANKS OF THE 25% OF UNINSURED. WE MUST CONSIDER ALL HOSPITALS TO HAVE EMERGENCY ROOMS AND CLINICS WHO HAVE PEOPLE WHO CANNOT PAY FOR THOSE SERVICES. ONE FINAL NOTE, THE HEALTH CARE DISTRICT WILL MAKE THE PLANNING AND FUNDING OF LOCAL HEALTH CARE PROJECTS MORE EFFICIENT AND ACCOUNTABLE. NEXT THE CITY OF AUSTIN FIREFIGHTER PROPOSITION, THIS WILL ALLOW THE FIREFIGHTERS TO TALK OPENLY WITH THE CITY OF AUSTIN ON ISSUES SUCH AS WAGES, BENEFITS AND FIRE SAFETY CONDITIONS. SAFETY CONDITIONS INCLUDE BUT ARE NOT LIMITED TO EQUIPMENT FOR FIRE STATIONS AND ADEQUATE STAFFING LEVELS. FINALLY, WE COUNTS ON THEM, NOW THEY DEPEND ON US. LET'S DO THE RIGHT THING BYPASSING BOTH PROPOSITIONS FOR AUSTIN'S FUTURE, THANK YOU, MAYOR WYNN.

THANK YOU, MR. CASTRO. JAMES MEDINA. WELCOME.

HI, MY NAME IS JAMES MEDINA.

EXCUSE ME.

THAT'S FINE, MAYOR WYNN AND CITY COUNCIL MEMBERS, IT'S GOOD TO SEE ALL OF YOU AGAIN. I'M HERE TO TALK ABOUT THE HISTORIC LANDMARK COMMISSION, I REALLY DO BELIEVE THAT THE HEARINGS THAT THEY CONDUCT ARE A WASTE OF TAXPAYERS' TIME AND MONEY. AS YOU KNOW, WHEN A PROPERTY GOES FORWARD TO THE HISTORIC LANDMARK COMMISSION FOR HISTORIC DESIGNATION THAT THEY DO HOLD A PUBLIC HEARING. THEY TAKE THE TIME AND EFFORT TO SEND OUT NOTICES TO PEOPLE IN THE IMMEDIATE AREA, TO HANG SIGNS. AS YOU KNOW A SIGNIFICANT AMOUNT OF TIME IS TAKEN FOR THEM TO PREPARE FOR THIS HEARING AND THEY CONDUCT THE HEARING WHICH AS YOU KNOW CAN LAST INTO THE WEE HOURS OF THE EVENING. WHAT I'VE DONE AS AN IMMEDIATE NEIGHBOR AND AS PRESIDENT OF SWEET HILL NEIGHBORHOOD ASSOCIATION IS I WENT AHEAD AND CANVASSED THE NEIGHBORHOOD, SPOKE TO OUR NEIGHBORS, RECEIVED LETTERS OF OPPOSITION, ACTUALLY 15 OUT OF 16 LETTERS THAT I OBTAINED, MOSTLY FROM IMMEDIATE NEIGHBORS OF THE PROPERTY TO BE

DESIGNATED HISTORIC WERE IN OPPOSITION OF THIS. SWEET HILL NEIGHBORHOOD ASSOCIATION DID NOT HAVE APPROPRIATE TIME FOR PREPARE FOR THE MEETING AND AT THE TIME DID NOT HAVE THE OPPORTUNITY TO VOTE ON IT IN APPROVAL OR AGAINST IT. THE REAL ISSUE THAT I HAVE IS HAS THE THE MEETING WE PRESENTED 15 OUT OF 16 LETTERS IN OPPOSITION TO THE HISTORIC ZONING. BASICALLY I MADE A REQUEST AT THE PRESIDENT OF SWEET HILL NEIGHBORHOOD ASSOCIATION FOR THEM TO POSTPONE THEIR VOTE UNTIL THE NEIGHBORHOOD WAS -- COULD GET BACK TO THEM. AFTER ALL OF THAT, BASICALLY THERE WAS A UNANIMOUS APPROVAL OF -- TO RECOMMEND THE HISTORIC ZONING. I REALLY HAVE AN ISSUE WITH THAT BECAUSE I KNOW AFTER THIS IT GOES TO PLANNING COMMISSION THEN IT COMES TO YOU GUYS. I AT THE TIME HAD A ONE-WEEK OLD BABY AT HOME, WAS REALLY SPENDING A SIGNIFICANT AMOUNT OF TIME TO FIGURE OUT WHAT WAS GOING ON, DIDN'T GET PHONE CALLS RETURNED FROM THE PLANNING COMMISSION. AND IT WAS REALLY A SLAP IN THE FACE FOR THEM TO APPROVE THIS WITHOUT REALLY TAKING THE NEIGHBORS AND THE NEIGHBORHOOD ASSOCIATION INTO CONSIDERATION. IF THE MORE APPROPRIATE TIME FOR US TO VOICE OUR OPINION WOULD BE AT PLANNING COMMISSION AND IN FRONT OF YOU, I REALLY DO NOT -- DID NOT SEE THAT THERE WAS A NEED FOR THEM TO GO AHEAD AND HAVE THEIR PUBLIC HEARING. THAT'S ALL THAT I HAVE.

Mayor Wynn: THANK YOU, MR. MEDINA.

THANK YOU.

ROBERT SINGLETON. WELCOME, ROBERT, YOU WILL BE FOLLOWED BY MARY LEHMANN.

Goodman: MAYOR, AFTER ALL OF THE SPEAKERS ARE THROUGH FOR TODAY, CAN I GO BACK TO OUR HISTORIC DESIGNATION OFFICER AND ASK A FEW QUESTIONS?

Mayor Wynn: OF COURSE.

I'M GOING TO HAVE MUCH MORE TO SAY TO YOU WHEN WE GET TO THE PUBLIC HEARING ON ITEM 34, I THOUGHT THAT I

WOULD CATCH YOU UP WITH WHAT HAPPENED AT THE RRMPAPIC ON TUESDAY. THE PRESENTATION FROM CITY STAFF ON LEASING OR SELLING WAS AGAIN PRESENTED THIS TIME NOT JUST BY JIM COWSER BUT ALSO SUPPORTED BY GREG WEAVER FROM CATELLUS, JIM MISBACK AND JIM ADAMS FROM ROMA DESIGN. DESPITE THEIR BEST HE WAS, THE SIX OR SEVEN PEOPLE TO CONVINCE THE RMMA THAT THIS WAS THE THING TO DO, THEY COULDN'T COME TO A CONSENSUS WHICH WAS TO SUPPORT THE SALE OF THE MUELLER. THEY SPLIT 3-3 ON THAT. THEY FORWARDED YOU A RECOMMENDATION FOR SOMETHING MUCH SOFTER SAYING GO AHEAD WITH THE PROJECT AS SOON AS YOU CAN, BOW TO YOUR SUPERIOR KNOWLEDGE OF THE SITUATION. WHICH IS AS FAR AS SALE AND LEASE GOING NOT REALLY RECOMMENDING MUCH OF ANYTHING. WE COULDN'T DECIDE SO MAKE UP YOUR MIND. THERE WAS ONE INTERESTING THING THAT HAPPENED AT RMMA, THOUGH, THAT I THINK MANY OF THE COMMISSIONERS MAY HAVE MISSED. THEY WERE GIVEN A PACKET WITH THE LATEST VERSION OF THE ZONING FOR THE ROBERT MUELLER AIRPORT SITE. ABOUT THREE MONTHS AGO, GREG GUERNSEY FROM CITY STAFF HAD POINTED OUT THAT WE WERE LOOKING AT THE ZONING USE CHART FOR MUELLER AND POINTED OUT THAT WELL BECAUSE OF THE PROHIBITION ON CONSTRUCTION SALES AND SERVICES THIS WOULD PROHIBIT A LOWE'S OR A HOME IMPROVEMENT ON THE SITE. LAST MONTH AT THE RMMA PAM HEFTER SAID NO, THAT'S NOT RIGHT, IF IT IS RIGHT WE WILL CHANGE THAT USE TO ALLOW LOWE'S OR HOME IMPROVEMENT, WHICH SEEMS TO BE A LOT OF BENDING OVER BACKWARDS FOR SOMEBODY THEY CLAIM THEY HAVEN'T TALKED TO. SINCE THERE'S A HOME IMPROVEMENT IN THE IMMEDIATE AREA, I THINK WHAT WE ARE LOOKING FOR ON THE NORTHWEST CORNER OF THE WAL-MART TRACT IS GOING TO BE A LOWE'S. IT WOULDN'T HAVE GONE TO THOSE LENGTHS TO SPECIFICALLY ALLOW THAT USAGE UNLESS THEY ARE PLANNING FOR LOWE'S. ALL OF THE PEOPLE OUT THERE FOR A BEEF AGAINST LOWE'S, GET READY FOR IT, PART OF THE ZONING FOR MUELLER IS PROBABLY GOING TO BE FOR A BIG BOX LOWE'S. HOW THAT RELATES TO ITEM NO. 34, IF YOU DECIDE TODAY TO SELL THE ROBERT MUELLER AIRPORT SITE IN ITS ENTIRETY, BEFORE THE ZONING IS

FINISHED, BEFORE THE MASTER DEVELOPMENT AGREEMENT IS FINISHED, BEFORE THE DESIGN STANDARDS ARE FINISHED, YOU ARE BASICALLY GOING TO LOCK IN THE PROJECT. THERE'S GOING TO BE ALL KINDS OF -- OF THINGS THAT HAVEN'T BEEN DONE YET BUT YOU HAVE ALREADY DECIDED TO SELL THE AIRPORT IF YOU VOTE YES ON THE ACTION ITEM LATER TODAY. WHAT WE ARE SAYING IS THAT YOU SHOULD TAKE YOUR TIME. WE ARE NOT TRYING TO DELAY THE PROJECT. WE JUST THINK THE DECISION ON -- ON DISPOSITION OUGHT TO BE MADE AT THE SAME TIME THE DECISION ON THOSE OTHER ITEMS ARE MADE WHICH IS GOING TO BE SOMETIME IN JUNE. FINALLY I WANT TO TELL PEOPLE WATCHING AT HOME, 6:00 P.M., ITEM NO. 34, A PUBLIC HEARING ON SALE OR LEASE OF THE AIRPORT IS COMING ON. SIGN UP, SPEAK, DONATE YOUR TIME, THIS MAY BE YOUR LAST CHANCE TO HAVE AN INFLUENCE ON THE CITY IN THIS MANNER.

Mayor Wynn: MARY LEHMANN.

THANK FOR YOU THIS OPPORTUNITY, MEMBERS OF THE CITY COUNCIL N. THE THREE HINTS THAT I HAVE NOW, I THINK THE MOST IMPORTANT THING TO SHOW ARE THESE CHARTS. THEY TELL THE REAL DIFFERENCE BETWEEN LEASING AND SALE. AND THEM, CAN YOU SEE THE BOTTOM OF THIS? THIS IS THE REVENUE AND THIS -- THESE ARE THE EXPENSES. AND IT LOOKS FROM HERE AS IF -- AS IF THE CITY IS GETTING BACK WHAT IT COST THEM IN THE INFRASTRUCTURE. AND -- AND THIS IS NOT -- NOT GETTING THE FULL VALUE FROM THE LAND. WE GO BACK TO THAT FARMER. IF HE IS PAYING TO GET HIS FIELD PLOWED, AND TO PAY FOR IT SELLS THE FIELD, THEN HE IS CONSIDERED A FOOL IF HE DOESN'T GET MORE FOR THAT FIELD THAN HE SPENT IN PAYING FOR THE PLOWING. DO YOU FOLLOW? AND -- AND I FED-EXED A -- A COPY OF THE PRESENTATION TO AN APPRAISER AND ASSESSOR OF GREENICH, CONNECTICUT, HE SENT BACK THIS COMMENTS. I'M GOING TO INCLUDE IT TONIGHT. BUT -- BUT HE MAKES A SERIOUS STATEMENT THAT THIS SEEMS EVIDENT, THE CITY IS NOT GETTING THE BEST DEAL OR REVENUE FOR ITSELF. IT IS NOT GETTING THE -- THE [INDISCERNIBLE] FROM THE LAND IN IT'S INCREASE BECAUSE YOU HAVE BUILT THE INFRASTRUCTURE. AND HE SAYS THIS: THE CHARTS PRESENTED MADE IT LOOK LIKE

AUSTIN IS GETTING BACK ONLY ENOUGH MONEY FROM SALES TO RECAPTURE ITS PORTION OF THE INFRASTRUCTURE COSTS. I PRESUME THAT THE CITY SHOULD MAKE MILLIONS FROM A LAND SALE IN ADDITION TO RECOVERING ITS SHARE OF THE INFRASTRUCTURE COSTS. THEN HE TALKS ABOUT THE SECOND CHART. CAN YOU SEE THIS DOWN HERE? THE SECOND CHART SHOWED INCOME FOREVER. FROM LEASING THE LAND. AFTER THE COSTS WERE RECOVERED IN 11 YEARS. CAN YOU SEE THE FULL CHART? YES? THE CITY PLANNERS SHOULD SHOW DETAILS FOR THEIR RECOMMENDATIONS. NO CITY COUNSELOR SHOULD VOTE FOR THIS WITHOUT A PROPER LAYOUT OF COSTS AND BENEFITS. THEY COULD BE ACCUSED OF GIVING AWAY PUBLIC RESOURCES BASED UPON AN UNSUPPORTED OPINION [BUZZER SOUNDING] OF A BUREAUCRAT WITH A DEMONSTRATED BIAS. HE ENDS UP -- AM I MISSING SOMETHING? I DON'T THINK HE IS. I THINK SOME OF THE COMMISSION, THE MUELLER COMMISSION AGREED THEY WERE NOT FOR THIS, EITHER.

Mayor Wynn: THANK YOU, MS. LEHMANN, WE'LL SEE YOU AT 6:00. JENNIFER GALE, WELCOME, YOU WILL HAVE THREE MINUTES FOLLOWED BY CYNTHIA GORMAN.

HI, AUSTIN. CITY MANAGER, McDONALD AND COUNCILMEMBERS. HI, AUSTIN. CLASS, DOES ANYBODY KNOW WHAT TIME IT IS? IT'S ELECTION DAY IN THE AUSTIN INDEPENDENT SCHOOL DISTRICT. I'M JENNIFER GALE, I'M YOUR CANDIDATE FOR THE BOARD OF TRUSTEES FOR THE AUSTIN INDEPENDENT SCHOOL DISTRICT. I'M RUNNING TO OFFER YOU LEADERSHIP. MY OPPONENT IS RUNNING ON MONEY FROM THE CHAMBER OF COMMERCE WITH THE INTENT TO BUY THE SCHOOL BOARD ELECTION. LEADERSHIP IS BEING THERE FOR OUR SCHOOL BOARD. OUR TEACHERS, OUR STUDENTS, TWICE A WEEK AT OUR HIGH SCHOOLS TO MEET WITH TEACHERS, PARENT, PRINCIPALS AND THEIR CHILDREN TO WORK TOGETHER TO SOLVE THE AUSTIN INDEPENDENT SCHOOL DISTRICT'S VERY SERIOUS ONGOING PROBLEMS. PLEASE READ THE LEAGUE OF WOMEN VOTERS GUIDE. THEY GO TO AN AWFUL LOT OF WORK TO PUT THIS TOGETHER. YOU CAN GOOGLE THEM ONLINE, AUSTIN LEAGUE OF WOMEN VOTERS. IT'S VERY INTERESTING READING, COMPARE MY ANSWERS TO MY OPPONENTS. YOU

WILL ENJOY IT. MY OPPONENT HAS A PROBLEM WITH LEADERSHIP. JEFF JACK POINTED OUT THE SOCIAL INEQUITIES IN OUR SCHOOLS. WE HAVE BOND MONEY FROM YEARS AGO THAT SHOULD HAVE BEEN SPENT ON UPKEEP AND MAINTENANCE OF OUR SCHOOLS, WE ARE SIMPLY NOT GETTING THAT DONE. OUR CHILDREN SHOULDN'T BE LIVING IN THAT ENVIRONMENT. MY OPPONENT DIDN'T EVEN SHOW UP AT THE COVINGTON BOND MEETING. THE WEEK BEFORE AT OUR FORUM WITH STUDENTS FROM THE AUSTIN INDEPENDENT SCHOOL DISTRICT. HE WALKED AROUND THEIR QUESTIONS. THEY TOLD ME HOW HE AVOIDED THEIR -- ANSWERING THEIR QUESTIONS, WE NEED SOMEONE IN THE COMMUNITY TAKING CARE OF OUR COMMUNITIES PROBLEMS. I WANT TO HAVE GANG REDUCTION THROUGH COMMUNITY LEADERSHIP. I WANT TO REDUCE PREGNANCY BY TEACHING HOW OUR BODIES WORK AT FOUR AND FIVE AND SEXUALLY AT 1 AND 9 YEARS OLD SO -- EIGHT AND NINE SO OUR CHILDREN ARE PREPARED. WE NEED TO DESEGREGATE OUR SCHOOLS, WE NEED TEACHERS TO HAVE CLERKS THEY NEED TO HAVE THE AUTONOMY TO TEACH THEIR CLASSES SO THAT THEY FRUSTRATED, STUDENTS NEED NUTRITION THROUGH ACC CULINARY CLASSES IN EACH OF OUR SCHOOLS FOR OPTIMUM NUTRITION TO UNDERSTAND WHAT WE ARE TEACHING THEM. WE NEED TO STOP SOCIAL PROMOTION SO THAT WE HAVE SOLID ACADEMIC UNDERSTANDING. WE NEED TO ELIMINATE THE TEACHER DROPOUT RATE OF 12.4% BY MY BEING THERE FOR THEM AND ANSWERING THEIR QUESTIONS. IN FACT AFTER I'M ELECTED ON SATURDAY, I WANT TO MEET WITH ALL OF THE TEACHERS NEXT WEEK. HAND I'LL COME YOUR SCHOOL. I WANT TO DEVELOP STUDENT ATHLETES, SPANISH BY FOUR AND FIVE YEARS OF AGE. TEACH LAW AND RECOMMENDRY. PHYSICS AND CALCULUS. CHEMISTRY. I'M ASKING EVERYBODY, RUNNING IN ALL SEVEN DISTRICTS, TO VOTE IN THIS ELECTION. WE ARE ALL EDUCATORS. THANK YOU, MAYOR.

THANK YOU, JENNIFER. CYNTHIA GORMAN. FOLLOWED BY RONALD TORREY.

HI. MY NAME IS CYNTHIA. I'M HERE TO ADDRESS THE COUNCIL ON BEHALF OF THE AUSTIN COALITION FOR MARRIAGE EQUALITY. I'M NOT THE FIRST MEMBER TO

ADDRESS THE COUNCIL. A COUPLE OF WEEKS AGO WE HAD A COUPLE OF MEMBERS OUT. FROM CONVERSATION THAT'S I PERSONALLY HAD WITH -- WITH A FEW OF YOU, I KNOW THAT YOU ARE ALL FAMILIAR WITH THE ISSUE OF MARRIAGE EQUALITY. THE ARGUMENTS BOTH FOR AND AGAINST IT. THE DIFFERENCE BETWEEN LEGAL MARRIAGE. BY ASKING FOR -- FOR MARRIAGE EQUALITY, WE ARE ASKING FOR LEGAL PROTECTIONS FOR FAMILIES, HOSPITAL VISITATION RIGHTS, TAX CUTS THAT ARE AFFORDED OTHER FAMILIES. SOME QUICK HRC HUMAN RIGHTS COMMITTEE STATISTICS ARE ONE IN THREE LESBIAN COUPLES ARE RAISING CHILDREN, ONE IN FIVE MALE COUPLES ARE RAISING CHILDREN. OKAY. SO -- SO MARRIAGE EQUALITY IS A CIVIL RIGHTS ISSUE. IT'S IMPORTANT. BUT WHAT DOES IT HAVE TO DO WITH CITY COUNCIL? I HAVE HERE WITH ME OVER 130 SIGNATURES ON A PETITION. THAT -- THAT -- THAT AUSTINITES HAVE SIGNED. SAYING THAT THEY WOULD BE SUPPORTIVE OF CITY COUNCIL PASSING A RESOLUTION THAT -- THAT WOULD SUPPORT GAY MARRIAGE. AND I CERTAINLY HOPE THAT YOU WOULD CONSIDER SUCH A RESOLUTION, I THINK THAT IT WOULD BE GOOD. THE FOUNDATION TO START CHANGING. THANK YOU. [ONE MOMENT PLEASE FOR CHANGE IN CAPTIONERS] AS AN AMERICAN, I UNDERSTAND THE PRIVILEGE OF BEING HERE TODAY AND I ALSO UNDERSTAND THAT WHEN AN AMERICAN ASKS GOVERNMENT FOR AN ANSWER, GOVERNMENT HAS A RESPONSIBILITY TO GIVE HIM AN ANSWER. THANK YOU. ONE MORE THING, MR. MAYOR. ON THAT TABLE IS A LIST OF HAULERS AND THEIR PHONE NUMBERS. I THINK IF YOU CALLED THEM, YOU WOULD FIND OUT THAT THEY ARE RESPONSIBLE BUSINESSMEN IN THIS COMMUNITY AND ARE WILLING TO HELP.

Mayor Wynn: THANK YOU, MR. TORREY AND YOUR OFFER TO HELP. WE'RE CONSTANTLY LOOKING TO IMPROVE ALL OF OUR ORDINANCES. PAT JOHNSON, WELCOME, SIR. YOU WILL BE FOLLOWED BY WILLIAM CHEUNG.

GOOD AFTERNOON. COUNCILMEMBER SLUSHER, THIS FIRST COMMENT IS A -- I COULDN'T HEAR YOU IN THE MEETING LAST WEEK ON THE REBUTTAL YOU MADE ABOUT THEY DIDN'T GET YOUR VOTE BECAUSE YOU DIDN'T -- I AM SPEAKING IN REFERENCE TO AND I WANT TO MAKE THIS CLEAR. IT IS NOT THE TOWING COMPANIES THAT ARE GIVING

RIDES. IT'S THE PROPERTY OWNERS AROUND TOWN AND THE PROPERTY MANAGERS OF THESE MANAGEMENT COMPANIES THAT ARE TAKING FINANCIAL KICKBACKS FROM THE TOWING COMPANIES, WHICH ARE ILLEGAL IN THE FIRST PLACE. WHAT'S HAPPEN HEARING IS YOU HAVE A SELECT GROUP OF TOWING COMPANIES THAT HAS CORRUPTED THE BUSINESS COMMUNITY BY OFFERING THEM KICKBACKS FOR EVERYTHING YOU CAN THINK OF TO ENFORCE THEIR RULES ON THEIR PROPERTIES, LIKE TOWING A CAR FOR BEING RIGHT ON THE LINE. ALSO, COUNCILMEMBER GOODMAN, YOU ASKED THE CITY MANAGER TO REPORT BACK ON WHAT AVENUES THE CITY IS GOING TO TAKE TO STOP THIS CRIMINAL ACTIVITY AMONG THE TOWING COMPANIES RIPPING OFF THE HISPANICS AND THE PUBLIC, PERIOD. YOU KNOW, SCHOOL IS FIXING TO -- ALL THE COLLEGES ARE FIXING TO LET OUT HERE IN THE NEXT COUPLE OF WEEKS. THERE WILL BE 50,000 VEHICLES DISAPPEAR. AND WHO DO YOU THINK THEY'RE GOING TO PREY ON, THE PEOPLE HERE IN OUR COMMUNITY. ALTHOUGH THEY DON'T -- MAY NOT GO OUT AND VOTE, JUST BECAUSE THEY MAY NOT BE CONSTITUENTS OF YOU, WHY IS IT ALLOWED THAT THE POLICE DEPARTMENT AND THE CITY, BECAUSE IT'S GOT TO BE UP THE CHAIN OF COMMAND BECAUSE I'VE BEEN HEARING IT TOO MUCH DOWN IN THE LOWER RANKS OF THE POLICE DEPARTMENT, IT'S OUT OF MY CONTROL. THEY WON'T LET US ENFORCE IT. THEN I HEAR, WELL, IT'S A PRIORITY. HOW MUCH OF A PRIORITY DOES IT HAVE TO BE TO STOP THIS CRIMINAL ACTIVITY INVOLVING TOWING COMPANIES? YOU KNOW, THEY PREY ON THE HISPANICS AND THE IMMIGRANTS BECAUSE THEY DON'T SPEAK ANY ENGLISH. YOU KNOW, YOU CALL 911, YOU CALL 311, YOU CALL VARIOUS DEPARTMENTS OF THE CITY, AND IT GIVES YOU AN OPTION IN ENGLISH OR SPANISH. WHY DON'T WE DO SOMETHING LIKE THAT PHOTO TRUCK -- OWE FOR PEOPLE TO FILE COMPLAINTS AGAINST TOWING COMPANIES. CAN YOU UNDERSTAND ENGLISH? NO. YOU DON'T WANT PEOPLE TO SAY WHENEVER OFFICERS GO OUT TO -- THEY COME IN CONTACT WITH MOTORISTS BEING TOWED, GIVE THEM A NUMBER TO CALL, WHAT GOOD IS IT GOING TO DO WHEN THEY CALL DOWN THERE AND THEY DON'T UNDERSTAND THE PERSON TO TALK TO. BETTER COMMUNICATION. YESTERDAY I WAS IN THE MUNICIPAL COURT FOR AN

UNRELATED ISSUE, AND I'M JUST APPALLED AT THE FACT THAT A MAJORITY OF THOSE CLERKS WHO WORK IN THE MUNICIPAL COURT ARE HISPANICS. AND SEVERAL OF THE CITY EMPLOYEES OVER THERE ARE -- (INDISCERNIBLE) IT'S A SWEAT BOX IN MUNICIPAL COURT THAT THE CITY EMPLOYEES AND THE FEMALES HAVE TO WORK IN MUNICIPAL COURT AND IT'S HOT AS IT IS IN THERE. [BUZZER SOUNDS] I ASKED ONE OF THE CLERKS WHY IS IT SO HOT IN HERE. AND HER RESPONSE WAS, WELL, COMPARE US TO CITY HALL. LOOK AT THE DIFFERENCE. THEY DON'T EVEN HAVE TONER IN THEIR COPY MACHINE SO WHEN THEY MAKE A COPY OF A COURT DOCUMENT TO GIVE TO WHOEVER GOES TO COURT THAT THEY CAN READ. AGAIN, IT GETS SAID, COMPARE US TO CITY HALL. A LOT OF CITY DEPARTMENTS AROUND THE CITY ARE IN LEASED BUILDINGS. THEIR THERMOSTATS ARE KEPT ON 72 DEGREES. YOU GO TO MUNICIPAL COURT ON THE UPPER FLOORS, SECOND AND THIRD FLOOR, IT'S LIKE A SWEAT BOX IN THERE. WHY SHOULD A CITY EMPLOYEE THAT'S PREGNANT HAVE TO WORK IN THAT TYPE OF ENVIRONMENT?

Mayor Wynn: PLEASE CONCLUDE, MR. JOHNSON. YOUR THREE MINUTES ARE UP.

ALL RIGHT. I'LL SEE YOU NEXT WEEK. I'D LIKE TO HEAR SOME REBUTTALS. FROM THE CITY ATTORNEY SINCE HE'S HERE NOW ON WHAT -- ON WHAT AVENUES IS GOING TO BE DONE TO PROTECT THE PUBLIC. MAYOR WYNN, YOU'RE FIXING TO BE APPROACHED BY ELMUENDO AND THE HISPANIC COMMUNITY ABOUT WHAT YOU'RE DOING AS A MAYOR TO PROTECT OUR CITIZENS WHO LIVE HERE AGAINST THESE TOWING COMPANIES:

Mayor Wynn: THANK YOU, MR. JOHNSON. WILLIAM CHEUNG. AM I PRONOUNCING THAT CORRECTLY? WELCOME. YOU WILL HAVE THREE MINUTES.

THANK YOU. MAYOR WILL WYNN AND MEMBERS OF THE COUNCIL, TODAY, MAY 13TH. THE 13TH KIND OF REMIND ME THE DATE THAT -- THE NUMBER OF DAYS TEXANS HELP OUT IN THE ALAMO IN SAN ANTONIO. AND PEOPLE WORLDWIDE CONTINUE TO REMEMBER THE ALAMO AS THE HISTORICAL --

HEROIC STRUGGLE AGAINST THE OVERWHELMING ODDS, A PLACE THAT MAN MAKE AN ULTIMATE SACRIFICE FOR FREEDOMS. FOR THIS REASON, ALAMO REMAINS A SHRINE OF TEXAS LIBERTY. WHEN YOU REWIND THE CLOCK BACK TOO FEBRUARY OF 1836, WHAT IF WE KNOW MORE ABOUT WHAT HAPPENED IN THE ALAMO WOULD ANY OF US DO ANYTHING? WOULD WE TAKE A STRONG SUPPORT FOR THE SOLDIERS IN THE ALAMO OR WOULD WE DECIDE TO JUST STAND BY THE SIDELINES? I THINK THE ANSWER IS VERY CLEAR. MOST OF US WOULD TAKE A STRONG STAND BECAUSE WE KNOW WHAT THEY'RE FIGHTING FOR AND PROVIDE THE SUPPORT. TODAY IN CHINA, MILLIONS OF PEOPLE ARE PERCENT CUTED BY THE CHINESE COMMUNIST GOVERNMENT. TENS OF THOUSANDS HAVE BEEN DETAINED AND SENT INTO LABOR CAMPS, AND IN CHINA THEY'RE STILL WILLING TO RISK THEIR LIFE TO LET THEIR FRIENDS AND FAMILY KNOW WHAT HAPPENED ABOUT (INDISCERNIBLE). IN AUSTIN THE PRACTITIONER TAKING A STRONG STAND TRIED TO LET THE MEDIA WLS OUR GOVERNMENT OFFICIALS AND HUMAN RIGHTS ORGANIZATIONS KNOW MORE ABOUT THE SEVERITY OF THE PERSECUTION AND HOW THE INJUSTICE IS. MAY 13TH, TODAY, IS A SPECIAL DAY FOR MILLIONS OF PEOPLE WORLDWIDE BECAUSE THIS IS PRECISELY 12 YEARS'S THAT'S HOW IT WAS SPREAD ALL OVER THE WORLD. TODAY I'M IN FRONT OF YOU TO JUST SAY THANK YOU, BECAUSE YOU ALL TAKE A VERY STRONG STAND FOR HUMAN RIGHTS. YOU'RE VERY SUPPORTIVE TO OUR CAUSE. AND ONE OF THE GREAT EXAMPLES, MAYOR WILL WYNN, ISSUE A PROCLAMATION THAT DECLARES A SPECIAL DAY BACK IN OCTOBER OF LAST YEAR. AND JUST A FEW WEEKS AGO COUNCILMEMBER SLUSHER MAKE A SPEECH IN THE PUBLIC RALLY, AND YOUR VOICE DOES MAKE A DIFFERENCE. AND I THINK THAT YOUR SUPPORT WOULD HELP TO MAKE SURE THAT THE ALAMO WON'T REPEAT ITSELF IN CHINA. AND LIKE I SAID, TODAY IS THE DAY TO CELEBRATE AND I WANT TO THANK YOU AGAIN FOR YOUR SUPPORT. WE MAKE SOME PAPER LOTUS FLOWER AS A GESTURE AND THANK YOU TO ALL OF YOU. THANK YOU ALL.

Mayor Wynn: THANK YOU, MR. CHEUNG. THANK YOU FOR THE NICE GIFT. COUNCIL, THAT'S ALL THE CITIZENS WHO HAVE SIGNED UP FOR GENERAL CITIZEN COMMUNICATION. I

BELIEVE MAYOR PRO TEM GOODMAN WOULD LIKE TO BRIEFLY ADDRESS THE HISTORIC LANDMARK COMMISSION ISSUE WE HEARD. MAYOR PRO TEM?

Goodman: THANKS, MAYOR. IT SOUNDED TO ME LIKE THERE WAS A LITTLE BIT OF LACK OF KNOWLEDGE OF THE PROCESS AND THE REASONS FOR THE PROCESS IN DESIGNATING HISTORIC STRUCTURES, AND SO I DON'T KNOW IF THOSE FOLKS ARE WATCHING. IT SOUNDED LIKE MAYBE A WHOLE BLOCK OF NEIGHBORS WAS UNAWARE. BUT I WANTED FOR ANYONE ELSE'S EDIFICATION TO GET A FEEL FOR EACH REVIEW AT THE HISTORIC LANDMARK COMMISSION RELATIVE TO VERIFYING THE LEGITIMACY OF HISTORIC ZONING PROPOSALS, RIGHT, THAT'S ABOUT THE STRUCTURE. AND THE PFK REVIEWS THAT IN THE CONTEXT OF MORE CONCEPTUAL AND COMPREHENSIVE PLANNING FOR IT. AND THEN WE HAVE TO PUT THE FINAL BLESSING OR NON-BLESSING IN ORDER TO AMEND THE ORDINANCES. SO I JUST WANTED TO BE ABLE TO GET A COUPLE OF WORDS IF HERE. RELATIVE TO IF A STRUCTURE IS ZONED HISTORIC, IT REALLY HAS NOTHING TO DO IDEALLY WITH THE PERSON OWNING THE STRUCTURE, RIGHT?

WITH THE CURRENT OWNER.

Goodman: THE CURRENT OWNER. SO IN THAT MR. MEDINAS SAYS SOMETHING ABOUT HE DISAGREED WITH THE HISTORIC DESIGNATION. I DIDN'T KNOW IF HE DISAGREED WITH THE HISTORIC DESIGNATION OR JUST DIDN'T WANT HISTORIC DESIGNATION. AND FOR ANYBODY ELSE'S UNDERSTANDING AND AWARENESS, IT'S A QUICK THUMBNAIL SKETCH OF WHAT THE HISTORIC LANDMARK COMMISSION DOES. AND LATER ON WE CAN FIND OUT HOW MUCH IT COSTS TO HAVE A MEETING OF THE HISTORIC LANDMARK COMMISSION. THAT'S PROBABLY WHAT, A COUPLE HUNDRED BUCKS? SO I DON'T THINK -- (INDISCERNIBLE).

I HOPE NOT.

MR. MAYOR, MAYOR PRO TEM, MEMBERS OF COUNCIL, STEVE SADOWSKY WITH THE HISTORIC PRESERVATION HISTORIC. THIS IS AN OWNER INITIATED CASE, SO THE PROCESS IS THAT THE COMPLICATE FILES AN APPLICATION

FOR HISTORIC ZONING. THAT IS REVIEWED BY MY OFFICE TO ENSURE ITS COMPLETENESS. WE THEN MAKE A RECOMMENDATION TO THE HISTORIC LANDMARK COMMISSION. THEY HOLD A PUBLIC HEARING TO DETERMINE WHETHER THE CRITERIA FOR HISTORIC LANDMARK DESIGNATION HAVE BEEN MET BY THE PROPERTY. OR IF THE PROPERTY IS A GOOD CANDIDATE FOR A LANDMARK DESIGNATION. THAT'S REALLY THE BASIS OF THE LANDMARK COMMISSION REVIEW. AS YOU SAID, WHEN IT GOES ON TO PLANNING COMMISSION, GREATER ZONING ISSUES COME INTO PLAY AND THAT'S WHY -- WHEN IT COMES TO YOU, YOU HAVE THE RECOMMENDATION OF BOTH THE TECHNICAL COMMISSION, THE LANDMARK COMMISSION AND THE ZONING COMMISSION SO THAT Y'ALL CAN MAKE A WELL INFORMED DECISION. ABOUT THIS. THIS PARTICULAR CASE IS ONE THAT INVOLVES A COMMERCIAL BUILDING THAT IS IN SF-3 ZONING AREA. AND MR. MEDINA AND I HAVE HAD SEVERAL CONVERSATIONS ABOUT THIS, AND ALSO TO LET HIM KNOW THAT HISTORIC ZONING DOES NOT EFFECT THE USE OF A PROPERTY, THE BASE ZONING STILL APPLIES WHETHER THERE IS AN H ADDED TO THAT FOR HISTORIC ZONING OR NOT. AND I THINK, AS HE EXPRESSED TO ME, HIS FEARS THAT HE DOESN'T WANT A COMMERCIAL USE ON THIS SITE, BUT IT IS SF-3 ZONING, AND WE HAVE WORKED WITH HIM SEVERAL TIMES AND INFORMED HIM THAT THAT WOULD REQUIRE A ZONING -- UPDATED ZONING CHANGE. AND IN CASE THE HISTORIC ZONING HAS NOTHING TO DO WITH THAT.

Goodman: LET ME ASK YOU QUICKLY. DID YOU SAY OWNER INITIATED, AND HE'S THE OWNER?

NO, HE'S NOT. HE'S THE PRESIDENT OF THE NEIGHBORHOOD ASSOCIATION. THE OWNER IS A COUPLE WHO IS RESTORING THE BUILDING. IT'S PRESENTLY IN A STATE OF DISREPAIR AND THEY'RE RESTORING THE BUILDING, CONVERT IT INTO THEIR RESIDENCE IS THEIR PLAN, BUILD A SECOND STORY ADDITION, BRING IT BACK TO -- I DON'T KNOW THE CASE FOR IT RIGHT NOW, BUT IT'S A PROJECT THAT I -- THAT PERSONALLY I'M VERY EXCITED ABOUT.

Goodman: GREAT, THANK YOU. THANK YOU, MAYOR.

Mayor Wynn: THANK YOU, MAYOR PRO TEM AND MR. SADOWSKY. FURTHER COMMENTS? IF NOT. THAT ENDED OUR GENERAL CITIZEN COMMUNICATION. AGAIN, WE DON'T HAVE ANOTHER TIME CERTAIN UNTIL OUR 2:00 O'CLOCK PUBLIC SAFETY BRIEFING. SO WITH THAT, COUNCIL WILL GO BACK INTO EXECUTIVE SESSION PRIVATE CONSULTATION WITH OUR ATTORNEY UNDER SECTION 551.071 OF THE OPEN MEETINGS.....MEETINGS ACT TO DISCUSS POTENTIALLY AGENDA ITEMS 22, RELATED TO CYPRESS CONSTRUCTION VERSUS THE CITY OF AUSTIN, AND 24, RELATING TO PROPOSED AMENDMENT TO THE REGULATIONS APPLICABLE TO THE MISSION BETHANY SUBDIVISION. WE ARE NOW IN CLOSED SESSION. THANK YOU.

CHIEF OF POLICE REGARDING CRIME RATES, STRATEGIES AND STATISTICS IN AUSTIN.

THERE BEING A QUORUM PRESENT AT THIS TIME I WILL CALL BACK TO ORDER THIS MEETING OF THE AUSTIN CITY COUNCIL. IT IS 2 MINUTES AFTER 2:00 P.M., BEFORE WE GO TO OUR 2:00 PUBLIC SAFETY BRIEFING, COUNCIL, IF YOU WILL REMEMBER, WE DID NOT TAKE UP AN EXECUTIVE SESSION ITEM REGARDING CYPRESS CONSTRUCTION VERSUS THE CITY OF AUSTIN, WE HAVE A POSTED ACTION ITEM NO. 28 ON THE AGENDA, SO AT THIS TIME I WILL ENTERTAIN A MOTION TO INDEFINITELY POSTPONE ITEM 28.

SO MOVE.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER SLUSHER, SECONDED BY COUNCILMEMBER DUNKERLY TO POSTPONE ITEM NO. 28 INDEFINITELY. FURTHER COMMENT? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION TO POSTPONE PASSES ON A VOTE OF 6-0 -- 5-0 WITH THE MAYOR PRO TEM AND COUNCILMEMBER ALVAREZ TEMPORARILY OFF THE DAIS. COUNCIL, THAT BRINGS US TO OUR 2:00 TIME CERTAIN BRIEFING BY THE CHIEF OF POLICE REGARDING CRIME RATES, STRATEGIES AND STATISTICS IN AUSTIN. AND WE

WILL WELCOME CHIEF STAN KNEE.

MR. MAYOR AND CITY COUNCIL, IN THIS BRIEFING, WHAT I WOULD LIKE TO DO IS REALLY FOCUS ON THE COMMUNITY ACTIVITIES THAT WE HAVE BEEN INVOLVED WITH FOR THE LAST SEVERAL MONTHS. WE WILL BE BRINGING YOU SOME DETAILED CRIME STATISTICS AFTER -- IN JUNE, AFTER THE FIRST SIX MONTHS OF THE YEAR. SO THAT WE CAN BE -- WE CAN COMPARE WITH OTHER CITIES. WHAT I WOULD LIKE TO DO IS TALK A LITTLE BIT ABOUT THE KINDS OF THINGS THAT WE HAVE BEEN DOING TO BUILD TRUST BECAUSE THIS HAS A DIRECT RELATIONSHIP ON HOW WE FIGHT CRIME. THE FIRST SLIDE ILLUSTRATES HOW BUILDING TRUST IS NOT JUST ABOUT BUYING LESS LETHAL WEAPONS OR TRAINING. IT IS A PUZZLE THAT HAS MANY DIFFERENT PIECES. ON THE SCREEN YOU SEE THAT EIGHT OF THOSE PIECES, STARTING WITH RECRUITING, RECRUITING POLICE NOT TO POLICE AUSTIN TOMORROW, BUT POLICE AUSTIN FOR THE NEXT 25 TO 30 YEARS. PEOPLE WHO CAN ADAPT AND CHANGE IN A VERY CHANGE ORIENTED ENVIRONMENT. TRAINING THROUGH THE ACADEMY, THROUGH IN-SERVICE TRAINING. CLEAR POLICIES THAT SET STANDARDS, THAT EXCEED NATIONWIDE STANDARDS THROUGH SUCH THINGS AS ACCREDITATION. EQUIPMENT, SUCH AS LESS LETHAL, THE COMBINED CENTER. RESEARCH, STAYING ON TOP OF CHANGES IN OUR WORLD OF POLICING, IN THE WORLD OF THE CRIMINAL JUSTICE SYSTEM THAT IS CONSTANTLY EVOLVING AND IMPROVING. COMMUNITY OUTREACH. IT IS KEY FOR PARTNERSHIPS. IT IS THOSE PARTNERSHIPS THAT WE HAVE IN THIS CITY THAT ENABLED US TO BE ONE OF THE SAFEST CITIES IN THE UNITED STATES. IT IS INTERNAL PROGRAMS, SUCH AS THE G.A.P., GUIDANCE ADVISORY PROGRAM THAT WE ARE PUTTING THE FINISHING TOUCHES ON, THAT WILL ALLOW POLICE OFFICERS AND EMPLOYEES TO BE ALL THAT THEY CAN BE THROUGH A PROGRAM OF RECOGNIZING STRENGTHS AND WEAKNESSES AND WORKING ON THOSE WEAKNESSES. AND LASTLY, THE POLICE MONITOR, WHO IS A PARTNER IN THE MANAGEMENT OF THE POLICE DEPARTMENT, THE POLICE MONITOR, AS YOU KNOW, WAS A RESULT OF THE AUSTIN POLICE ASSOCIATION, THE CHIEF OF POLICE, COUNCIL, WORKING TOGETHER TO DEVELOP THE BEST POSSIBLE OVERSIGHT

SYSTEM. IT HAS BEEN KEY TO US IN HELPING TO DEVELOP TRAINING POLICIES THAT ARE CLEAR TO THE COMMUNITY AS WELL AS TO OUR OWN OFFICERS AND ADVISING MY OFFICE ON ISSUES THAT NEED TO BE ADDRESSED. A KEY COMPONENT IN WHAT WE DO. POLICE DEPARTMENTS ARE COMPLEX ORGANIZATIONS WITH A VERY, VERY COMPLEX MISSION THAT GOES BEYOND JUST FIGHTING CRIMES. IF YOU LOOK AT SOME OF THE THINGS WE'LL TALK ABOUT TODAY, I THINK YOU'LL AGREE WITH ME THAT OUR EFFORTS TO BUILD A MODERN, EFFICIENT, EFFECTIVE COMMUNITY BASED POLICING AGENCY IS UNMATCHED BY ANY OTHER POLICE DEPARTMENT IN TEXAS OR THE UNITED STATES. A QUICK COMMUNITY RELATIONS UPDATE: SEVERAL MONTHS AGO YOU ALLOWED US TO PURCHASE A NUMBER OF LESS THAN LETHAL WEAPONRY, 730 TASERS HAVE BEEN PURCHASED. AT THIS POINT, ABOUT 85% OF THE OFFICERS WHO WILL BE ASSIGNED THESE WEAPONS HAVE BEEN TRAINED AND ARE NOW CARRYING THEM. ALL -- ALL TASERS WILL BE DEPLOYED IN JUNE. TWO QUICK STORIES: AS MOST OF YOU KNOW THE PROFESSOR OF MUSIC AT U.T. WAS BRUTALLY MURDERED. THE FIRST OFFICER ON THE SCENE, A FEMALE, CONFRONTED THE SUSPECT WHO AT SOME PERIOD OF TIME PICKED UP A KNIFE, BY THAT TIME A SECOND OFFICER GOT THERE. HE PROVIDED COVER FOR HER AS SHE USED HER TASER TO DISABLE THAT PERSON AND TAKE HIM INTO CUSTODY WITHOUT USING DEADLY FORCE. ANOTHER INCIDENT, WHERE AN INDIVIDUAL STRUCK A POLICE CAR. LEFT THE SCENE, PULLED OVER, GOT OUT OF HIS CAR. PICKED UP WHAT THE POLICE THOUGHT WAS A KNIFE, TURNED OUT TO BE A LONG HANDLED SCREWDRIVER, WAS YELLING AT THE POLICE TO SHOOT HIM. AS THE POLICE OFFICERS GOT INTO POSITION, ONE OF THE OFFICERS USED HIS TASER, JUST AS THE SUSPECT STARTED TO ADVANCE ON THE OFFICERS AND USED THAT TO DISABLE HIM. THE TASERS HAVE ALREADY PROVEN THEIR IMPORTANCE TO US IN REDUCING INJURIES TO SUSPECTS AS WELL AS POLICE OFFICERS. QUICKLY, THE IN-CAR CAMERA PROGRAM IS MOVING AHEAD. THE 157 CAMERAS THAT WERE PURCHASED EARLY ON IN THE PROGRAM, MANY YEARS AGO, HAVE ALL BEEN REPLACED, AS WELL AS EVERY UNIT THAT CAN MAKE A CAR STOP NOW HAS A CAMERA IN IT. WE ARE IN THE PROCESS OF BUYING A TRANSMITTER FOR EACH OFFICER. A

MICROPHONE, I'M SORRY, FOR EACH OFFICER SO THAT WE'LL BE ABLE TO NOT ONLY VIDEOTAPE THEIR POLICE ACTIONS, BUT ALSO RECORD THOSE POLICE ACTIONS. WE ARE -- WE ARE PROCEEDING ON WITH EXPANDING THE NUMBER OF DAYS IN WHICH THOSE TAPES ARE USED -- ARE RETAINED. IF YOU REMEMBER, WE DID IT FOR 30 DAYS WHEN THE INITIAL PROGRAM STARTED. WE ARE NOW AT 90 DAYS. WE ARE GOING TO BE EXPANDING THAT TO 120 DAYS TO ENSURE THAT -- THAT THE VIDEOS ARE AVAILABLE SHOULD THE DISTRICT ATTORNEY NEED THEM IN A CRIMINAL CASE OR IF WE HAVE INQUIRY FROM THE COMMUNITY. I MIGHT ADD THAT THE MOTOR OFFICERS ARE ASKING FOR THE NEW TECHNOLOGY THAT IS OUT THAT ALLOWS CAMERAS TO BE PLACED ON MOTORCYCLES. AND WE HAVE BEEN EXPLORING THIS AND WE SHOULD -- WE SHOULD HAVE SOME CONCRETE PLANS BY EARLY NEXT BUDGET YEAR. WE ARE IN THE PROCESS, BY THE END OF THIS MONTH, OF COMPLETING THE POLICY, AS WELL AS THE FORM, FOR CONSENT SEARCHES. TWO THINGS: ONE IS THAT WITH THE IMPLEMENTATION OF THE CONSENT SEARCH FORM, TO BE USED WHEN AN OFFICER MAKES A STOP, AND HE WANTS TO -- HE HAS A SUSPICION THAT THERE MIGHT.....MIGHT BE SOME EXTRA BAND OR EVIDENCE IN A CAR, HE WOULD HAVE THE PERSON IN CHARGE OF THAT VEHICLE OR THAT HOUSE SIGN A CONSENT TO SEARCH FORM. IN ADDITION TO THAT, THE POLICY HAS BEEN MODIFIED TO REQUIRE THAT THE OFFICER HAVE SOME SUSPICION THAT THERE'S CONTRABAND OR ILLEGAL ITEMS IN THE OBJECT THAT HE NEEDS TO SEARCH BEFORE HE ASKS TO SEARCH. THOSE ARE TWO VERY IMPORTANT THINGS. ALTHOUGH CONSENT SEARCHES ONLY MAKE UP ABOUT 1.7% OF ALL OF THE CAR STOPS, CLEARLY THIS WAS A CONCERN FROM THE COMMUNITY. AND THIS PROGRAM, I THINK, WILL HELP PROSECUTE CRIMINALS WHEN WE DO FIND CONTRABAND BY HAVING EVIDENCE OF A CONSENT SEARCH AS WELL AS BE ABLE TO SHOW THE COMMUNITY THAT THERE WAS CONSENT IN THOSE SITUATIONS IN WHICH THEY ARE CONCERNED ABOUT. MOVING ON, THE SPEAKERS BUREAU HAS BEEN A VERY, VERY SUCCESSFUL. WE HAD ABOUT 50 OFFICER WHO'S HAVE GONE THROUGH A SERIES OF TRAININGS. THE PROGRAM STARTED IN MAY AND THEY HAVE BEEN GOING OUT INTO THE COMMUNITY. WE'VE HAD 17

SPEAKING ENGAGEMENTS IN WHICH THEY HAVE GONE TO PEOPLE'S HOUSES, WHERE SMALL GATHERINGS HAVE BEEN, HAD A CUP OF COFFEE AND TALKED ABOUT THE AUSTIN POLICE DEPARTMENT. ALSO TALKED TO ROTARIANS, SPOKE AT GROUPS THAT ARE INTERESTED IN KEEPING WEAPONS OUT OF THE HANDS OF FELONS. A WIDE VARIETY OF FOLKS HAVE ASKED FOR US TO BE THERE. THAT PROGRAM HAS DONE EXTREMELY WELL. THE FEEDBACK FROM THE COMMUNITY IS VERY, VERY POSITIVE. ONE OF THE KEY ELEMENTS IN OUR COMMUNITY RELATIONS PLAN WAS TO BRING IN THE POLICE EXECUTIVE RESEARCH FORUM, WASHINGTON BASED POLICE ORIENTED RESEARCH FIRM TO AN ONSITE VISIT TO TALK WITH PEOPLE IN THE COMMUNITY ABOUT WHAT THEY SEE ARE AREAS THAT WE CAN IMPROVE ON AND TO ALSO TALK WITH MEMBERS OF MY OWN DEPARTMENT, BOTH CIVILIAN AND SWORN, ABOUT AREAS THAT THEY THINK THE ORGANIZATION COULD IMPROVE ON. THEY HAVE BEEN TO TOWN TWICE WITH A -- WITH A TEAM. THEY HAVE TALKED TO -- I BELIEVE OVER 100 PEOPLE, PROBABLY OVER 150 COMMUNITY MEMBERS, AS WELL AS DEPARTMENTAL MEMBERS. THEY HAVE GONE BACK WITH A LOT OF DATA. THEY HAVE ASKED FOR A LOT MORE INFORMATION. WE ARE PROVIDING THAT TO THEM. IN ADDITION TO THAT, AS YOU KNOW, THERE'S BEEN A NUMBER OF ARTICLES COME OUT WITH REGARD TO COMPARING US, COMPARING OUR USE OF FORCE, STATISTICS, TO OTHER CITIES, COMPARING US WITH -- REGARDING OUR RACIAL PROFILING DATA TO OTHER CITIES. AND SO WE HAVE ASKED PERF TO ASSIST US IN DEVELOPING A STANDARD FOR EACH OF THOSE AREAS. ACTUALLY, THERE'S THREE AREAS. ONE IS THE USE OF FORCE, SO WE CAN BE COMPARED NATIONWIDE. AND WE WILL BE WORKING WITH THE POLICE EXECUTIVE RESEARCH FORUM THAT HAS RECEIVED A GRANT FROM MOTOROLA TO STUDY THIS ISSUE NATIONWIDE BECAUSE FEW CITIES COLLECT IT, BUT EVERY DAY ADDITIONAL CITIES BEGIN THAT PROCESS. ALSO WITH RACIAL PROFILING DATA, NOW THAT YOU GOT THE DATA, HOW DO YOU COMPARE IT AND HOW DO YOU INTERPRET IT AND AS WELL AS THE SEARCH DATA. WHAT HAPPENS TO A -- TO AN INDIVIDUAL ONCE HE'S BEEN STOPPED. SO PERF HAS BEEN WORKING WITH US ON DEVELOPING BASELINE DATA. I THINK THE MOST DIFFICULT ONE WILL BE IN THE AREA OF

USE OF FORCE BECAUSE THAT'S SUCH A NEW AREA. THE OTHER TWO AREAS WE HAVE BEEN WORKING CLOSELY WITH THEM. WE HOPE TO HAVE A BASIS BY WHICH TO COMPARE OURSELVES ON AN ANNUAL BASIS. CONTINUING ON WITH THE COMMUNITY RELATIONS UPDATE. THEY ARE PREPARING RECOMMENDATION ON OUR TRAINING AND SEE IF IT MATCHES COMMUNITY CONCERNS. THAT -- THAT INFORMATION SHOULD BE COMPLETED BY LATE JUNE OR EARLY JULY. AND WE WILL BE TAKING THAT INFORMATION AND GOING BACK TO THE COMMUNITY IN AUGUST AND SEPTEMBER AND LETTING THEM KNOW THE RESULTS OF THEIR INPUT. WHAT CHANGES WE WILL BE MAKING WITH REGARD TO THE TYPES OF TRAINING THAT WE WILL BE EXPANDING ON, PERHAPS NEW TRAINING THAT WE'LL BE USING AND SO FORTH. WE WILL ALSO BE TALKING A LOT IN THE COMMUNITY ABOUT THE KIND OF RESEARCH THAT'S BEING DONE WITH REGARD TO THE RACIAL PROFILING DATA, AS WELL AS THE USE OF FORCE DATA, AND THE STOP DATA. SO HOPEFULLY THAT WILL ALL COME TOGETHER IN JULY AND WE'LL BE BACK OUT IN THE COMMUNITY THIS SUMMER, LATE SUMMER, TO TALK TO THE COMMUNITY ABOUT THOSE KINDS OF THINGS. ONE OF THE THINGS THAT -- AS WE SEARCH FOR NEW TRAINING, I WAS DIRECTED TOWARDS SIMON WEISENTHAL CENTER MUSEUM OF TOLERANCE BY SOME CHIEFS OF POLICE AND SOME CONSULTANT COMPANIES AS HAVING AN EXTREMELY IMPACTFUL PROGRAM. IT'S CALLED TOOLS FOR TOLERANCE. ONCE I HAD HEARD ABOUT IT AND GATHERED SOME INFORMATION ON IT, WE MADE A DECISION TO SEND SOME TEAMS OUT THERE. SOME INDIVIDUALS OUT THERE TO LOS ANGELES TO ACTUALLY GO THROUGH THE TRAINING AS WELL AS TALK TO SOME OF THE SURROUNDING LAW ENFORCEMENT AGENCIES ABOUT THE -- THIS NEW POWERFUL TRAINING PROGRAM. SO OVER APRIL 21st TO THE 23rd, 21 PEOPLE WENT TO LOS ANGELES. 13 WERE FROM THE AUSTIN POLICE DEPARTMENT. I WAS CONTACTED BY MIKE SHEFFIELD WHO ASKED IF HE COULD SEND HIMSELF AND TWO ADDITIONAL BOARD MEMBERS FROM THE A.P.A., WHICH I AGREED TO. WE ALSO ASKED FIVE COMMUNITY LEADERS, ONE OF THOSE INDIVIDUALS PAID HIS OWN WAY. AND THREE MEDIA REPRESENTATIVES ASKED TO GO ALONG WITH US. GOING TO L.A., THE COMMUNITY REPRESENTATIVES INCLUDE

PASTOR IVEY RICH, PRESIDENT OF THE BAPTIST MINISTER'S ASSOCIATION OR UNION, JUAN VELA, AN EDUCATOR WITH AISD. DR. HOPPER, FROM ST. EDWARD'S UNIVERSITY, A MEMBER OF OUR TRAINING ADVISORY COMMITTEE, FORMER COUNCILMEMBER WILLIE LEWIS AND MAYOR ROY BUTLER. THEY WENT THERE, THEY COMPLETED THE -- THE 8 HOUR TRAINING AND VISITED WITH SOME OF THE OTHER LAW ENFORCEMENT AGENCIES. SHORTLY AFTER -- WELL, LET ME -- THE CORE CONCEPTS OF THE TRAINING ARE KEY. WE TEACH THEM IN A VARIETY OF METHODS NOW. BUT THE -- BUT THE WAY, THE MANNER, THE INSTRUCTION AND THE FOCUS ON INDIVIDUAL DIGNITY WAS -- WAS PARAMOUNT IN THE TRAINING THAT THEY WENT THROUGH. BASICALLY THE CORE CONCEPTS OF THE TRAINING TEACHES OFFICERS HOW TO COMMUNICATE PROPERLY, IT SHARPENS THEIR SKILLS, COMMUNICATION SKILLS. IT ALSO INCORPORATES IN THAT PROCESS A RENEWED AWARENESS OF THE FOURTH AND 14th AMENDMENT. OF COURSE THOSE DEAL WITH SEARCH AND SEIZURE AND DUE PROCESS. AND IT MAKES THE PARTICIPANTS THINK ABOUT THE FACT THAT THEY ALL GROW UP WITH BIAS AND THE KEY IS TO UNDERSTAND THAT THAT IN FACT IS REALITY AND TO TAKE THOSE BIASES AND KEEP THEM FROM AFFECTING THE WAY WE DO OUR JOB. THE MUSEUM OF TOLERANCE, WHICH WAS INCLUDED IN THEIR VISIT THERE, HAS A THEME AND THE THEME IS DO NOT LET HISTORY REPEAT ITSELF. THERE'S A NUMBER OF EXHIBITS, I DON'T KNOW IF YOU'VE BEEN THERE. BUT THEY FOCUS ON THE HOLOCAUST, THE CIVIL RIGHTS MOVEMENT, AS WELL AS INTERNATIONAL HUMAN RIGHTS. AND THE IDEA IS THAT -- THE THEME IS THAT -- CONSISTENTLY IS THE DIGNITY, TREATING PEOPLE WITH DIGNITY AND RESPECT THROUGHOUT THE PROCESS OF YOUR ENCOUNTER. FOLKS THAT CAME BACK USED WORDS LIKE "POWERFUL", "IT CHANGED ME", "THE BEST TRAINING THAT I'VE EVER PARTICIPATED IN IN MY CAREER, I'M AN EXPERIENCED OFFICER." THE PEOPLE FROM THE COMMUNITY CAME BACK ENTHUSED ABOUT IT. BUT INSTEAD OF TRYING TO DESCRIBE HOW THEY VISUALIZED THIS TRAINING, WHAT I WOULD LIKE TO DO IS ASK PASTOR IVEY RICH AND AISD EDUCATOR JUAN VILLA TO COME UP AND PERHAPS SAY A FEW WORDS ABOUT THE TRAINING PROGRAM, IF YOU WOULD.

MAYOR WYNN, MEMBERS OF THE CITY COUNCIL, I WAS ONE OF THE CIVILIANS THAT ATTENDED THE TRAINING IN LOS ANGELES ON RACIAL PROFILING. I WAS EXTREMELY IMPRESSED WITH THE PROGRAM. DUE TO THE FACT THAT -- THAT IT'S AN INTERACTIVE PROGRAM THAT -- THAT TAPS SPECIFICS ON INDIVIDUALS THAT -- THAT WORK FOR THE POLICE DEPARTMENT, ALLOWS THEM TO -- TO GET IN TOUCH WITH EITHER INADEQUACIES OR EITHER SITUATIONS THAT MAYBE THEY HAVE DEALT WITH BEFORE AND CERTAINLY HAS NOT KNOWN HOW TO DEAL WITH IT. I THINK THAT -- I THINK THAT ONE OF THE THINGS THAT I ALSO LIKE ABOUT THIS SPECIFIC PROGRAM IS THAT THE -- THE CHIEF IS -- IS GOING TO COMBINE CIVILIANS FOR PEOPLE FROM THE COMMUNITY TO WORK WITH THE POLICE DEPARTMENT AND TO INSTITUTE THE TRAINING HERE IN AUSTIN, TEXAS. AND I THINK WHAT IT DOES THERE, WHAT WE ARE LOOKING AT HERE, IS THAT IT GIVES, NUMBER ONE, THE COMMUNITY A SENSE OF BELONGING. AND, OF COURSE, THE OBVIOUS IS THAT -- IS THAT IT GIVES THEM OWNERSHIP. WHY DOES IT GIVE THEM OWNERSHIP? BECAUSE IT ALLOWS THE COMMUNITY TO COME FORWARD AND BE ABLE TO PARTICIPATE IN THE TRAINING PROCESS AND ALSO LISTEN TO SOME OF THE THINGS THAT OFFICERS IN THE AUSTIN COMMUNITY ARE FEELING AND DEALING WITH. I THINK THAT THE DIALOGUE THAT IT WILL BRING TO THE SURFACE IS GOING TO BE EXTREMELY IMPORTANT. AND AS A MATTER OF FACT MY COMMITMENT TO THIS PARTICULAR PROGRAM HAS -- IS SO IMPORTANT THAT I DECIDED PERSONALLY TO -- TO VOLUNTEER SOME TIME AND BECOME ONE OF THE TRAINERS. BE ONE OF THE FACILITATORS AND TO WORK TOWARDS SOMETHING BETTER, TO WORK TOWARDS A RELATIONSHIP WITH THE POLICE DEPARTMENT AND THE COMMUNITY. WE NEED TO BE AWARE OF THE FACT THAT WE ARE LIVING IN -- IN AN EXTREMELY, EXTREMELY HARD TIME. OUR COMMUNITY IS CHANGING AND IT'S CHANGING ON A DAILY BASIS. THAT MELTING POT TERM THAT WE USED TO USE IN THE PAST IS NOW A TERM THAT WE CAN SAY THAT WE ARE BEGINNING TO SEE MORE OF A -- OF A [INDISCERNIBLE] TYPE OF TURN, WHERE PEOPLE ARE COMING IN IN AN INFLUX TO THE CITY OF AUSTIN. AND WE ARE SEEING A NEED FOR CULTURAL DIVERSITY TO BE A PRIORITY, TO BE ON TOP OF THE LIST. WE NEED IT TO BE ON

TOP OF THE LIST BECAUSE WHEN YOU EXPERIENCE MORE THAN ONE SPECIFIC PROBLEM IN THE COMMUNITY, LIKE THE ONE THAT'S WE'VE HAD WITH A.P.D. IN OUR COMMUNITY, IT'S JUST ONE TOO MUCH. SO WHAT I WANT TO TELL YOU IS THAT THIS SPECIFIC SOFTWARE, THE SPECIFIC TRAINING THAT WE LOOKED AT IS A TRAINING THAT WILL BE EXTREMELY HELPFUL, EXTREMELY EDUCATIONAL, AND IT WILL BE SOMETHING THAT IS HANDS-ON AND IT WILL BE SOMETHING THAT CAN BE CUSTOMIZED, CUSTOMIZED, EXCUSE ME, TO THE AUSTIN COMMUNITY AND THE PROBLEMS THAT THE USE COMMUNITY IS FACING. THANK YOU VERY MUCH.

THANK YOU, MR. VILLA. WELCOME, PASTOR.

GOOD AFTERNOON, MAYOR WYNN, MEMBERS OF THE COUNCIL. I'M GRATEFUL FOR THE OPPORTUNITY TO BE HERE THIS AFTERNOON. AND JUST MAKE A FEW COMMENTS IF I CAN ABOUT -- ABOUT THE TOOLS FOR TOLERANCE FOR LAW ENFORCEMENT PROGRAMMING. I BELIEVE THAT PERSONALLY THE MOST DYNAMIC AND POWERFUL PROGRAM THAT THIS CITY WILL EVER SEE. I BELIEVE THAT -- THAT THE COUNCIL SHOULD AGGRESSIVELY SEEK IN UNDERWRITING THIS PROGRAM FOR THE POLICE DEPARTMENT BECAUSE IT GOES A LONG WAYS IN ADDRESSING SOME OF THE ISSUES AROUND CONCERNS THAT OUR ENTIRE COMMUNITY HAVE BEEN TALKING ABOUT FOR YEARS. FOR EXAMPLE, I'M A BEHAVIORAL ANALYST BY PROFESSION. ONE OF THE THINGS THAT I HAVE LEARNED, IF YOU CAN CHANGE A PERSON'S BEHAVIOR, MODIFY THAT BEHAVIOR, IT MAKES A DIFFERENCE IN THEIR OUTLOOK, HOW THEY PERCEIVE OTHERS, HOW THEY COMMUNICATE AND RELATE WITH OTHER FOLK. THIS PROGRAM SPEAKS TO THE HEART AND DYNAMICS OF MODIFYING BEHAVIOR IN THE LAW ENFORCEMENT COMMUNITY, THOSE ARE THE THINGS THAT WE HAVE BEEN TALKING ABOUT AS A COMMUNITY, AS A WHOLE. I BELIEVE THAT THE POLICE DEPARTMENT IS MAKING A GIANT STEP IN ACCEPT THING PROGRAM AS PART OF THEIR TRAINING PROCESS. SO I ENCOURAGE US AND ENCOURAGE YOU AND ENCOURAGE THE COMMUNITY TO LOOK FAVORABLY AND POSITIVELY TOWARD ACCEPTING THIS PROGRAM. ANY TIME YOU CAN TAKE A BEHAVIOR IN A COMMUNITY WHERE THERE'S SO MUCH DIVERSITY, WHERE

THERE'S SO MUCH CONFLICT AND CAN MAKE ONE AWARE OF THOSE ISSUES THAT CAUSED THE CONFLICT, AND BE ABLE TO RECONCILE THOSE, THEN YOU ARE GOING IN THE RIGHT DIRECTION. AND I BELIEVE THIS PROGRAM IS A STEP IN THAT DIRECTION THAT WILL BRING HARMONY AND HEALING TO OUR COMMUNITY. THANK YOU.

Mayor Wynn: THANK YOU, PASTOR RICH.

ON MAY 4th WE GOT EVERYBODY THAT WENT TO THE TRIP TOGETHER AND THE COMMENTS WERE AS I SAID BEFORE, POWERFUL TRAINING TOOL. AND [INDISCERNIBLE] RECEIVED FROM A SENIOR OFFICER. THERE WAS UNANIMOUS SUPPORT FOR OFFERING IT IN AUSTIN. AND NOW WE ARE IN THE PROCESS OF IDENTIFYING THESE TEAMS THAT WILL GO BACK TO LOS ANGELES. GO THROUGH A THREE-DAY TRAINING PERIOD. AND THEN RETURN TO AUSTIN TO BEGIN THE PROCESS OF TRAINING. OUR TRAINING WILL BE A LITTLE BIT DIFFERENT THAN OTHER CITIES WHO HAVE IMPLEMENTED THIS PROGRAM IN THAT AS WAS STATED BY JUAN, WHAT WE WANT TO DO IS PAIR TOGETHER MEMBERS OF THE COMMUNITY AS WELL AS POLICE TRAINERS TO TEACH OFFICERS ABOUT THIS -- ABOUT BIAS BASED POLICING. I THINK THAT WILL BE SUCCESSFUL, THERE IS ULTIMATELY THE POTENTIAL OF GOING OUT INTO THE COMMUNITY AND INVITING THE COMMUNITY TO PARTICIPATE IN THESE KINDS OF TRAINING SESSIONS, AS WAS STATED THAT IT'S A GOOD WAY OF THE COMMUNITY GETTING TO KNOW US, AS WELL AS GETTING TO KNOW WHAT WE ARE WORKING ON. WITHIN THE DEPARTMENT. OUR GOAL AND THE EXPECTED OUTCOME OF IMPLEMENTING THE TOLERANCE TRAINING IS BETTER COMMUNICATIONS WITH PEOPLE. SOME THINGS IN MY 35 YEARS NEVER CHANGE AND THAT'S ALWAYS BEEN A GOAL. ENHANCE UNDERSTANDINGS OF MINORITY ISSUES IN RAISING AWARENESS OF THE INFLUENCE OF PERSONAL BIASES ON THE JOB. SO AS I SAID BEFORE, WE ARE IN THE PROCESS KNOW OF MAKING THE -- NOW OF MAKING THE SELECTIONS OF THE TRAINERS, ONCE THOSE ARE DONE WE WILL BE GOING BACK TO LOS ANGELES TO PARTICIPATE IN THE THREE DAY TRAIN THE TRAINER AND THEN WE WILL BEGIN TO IMPLEMENT THE TRAINING HERE IN AUSTIN. I WOULD LIKE TO REMINDS YOU OF THAT PUZZLE UP HERE, ONE OF THE FIRST SLIDES. THAT

THIS TRAINING IS DYNAMIC. I THINK THAT IT'S IMPACTFUL, I THINK THAT IT IS -- THE KIND OF QUALITY TRAINING THAT WE FIND THROUGH RESEARCHING WHAT OTHER DEPARTMENTS HAVE DONE. BUT YOU HAVE TO HAVE ALL OF THE PIECES TOGETHER IN ORDER TO HAVE THE BEST POLICE DEPARTMENT IN THE UNITED STATES. AS I THINK AUSTIN IS. SO WE WILL CONTINUE TO WORK ON WAYS OF REDUCING THE VIOLENT CONFRONTATIONS, WE WILL CONTINUE TO LOOK FOR BETTER EQUIPMENT, WE WILL CONTINUE TO LOOK AT WAYS OF ANALYZING HOW WE ARE DOING BUSINESS THROUGH RESEARCH AND WE WILL CONTINUE TO HIRE THE BEST POSSIBLE PEOPLE THAT WE CAN. AND WITH THAT, I THINK THAT ENDS MY PRESENTATION.

Mayor Wynn: THANK YOU, CHIEF. COMMENTS? COUNCIL, QUESTIONS OF STAFF OR CHIEF? COUNCILMEMBER ALVAREZ -- SORRY, COUNCILMEMBER ALVAREZ.

Alvarez: I WILL BRIEFLY, MAYOR, I WANT TO THANK THE CHIEF FOR HIS PRESENTATION AND CERTAINLY THE PARTICIPANTS WHO TOOK PART IN THIS -- IN THE TRIP AND IN SHARING THOSE EXPERIENCES WITH US AND JUST REALLY A LITTLE QUESTION ABOUT SELECTION OF TRAINERS AND HOW -- HOW MANY TRAINERS ARE WE -- ARE WE LOOKING TO HAVE AS PART OF THIS PROGRAM AND THEN -- THEN EXACTLY HOW DO WE GO ABOUT USING THOSE TRAINERS IN TERMS OF REACHING OUT TO THE COMMUNITY AND BRINGING PEOPLE TOGETHER.

WELL, THE -- THEY ARE ACTUALLY IN THE PROCESS OF DEVELOPING A -- A METHOD FOR BRINGING IN COMMUNITY MEMBERS TO GO TO LOS ANGELES TO TRAIN. WE ANTICIPATE THERE WILL BE APPROXIMATELY 20 COMMUNITY MEMBERS AND ABOUT 15 POLICE OFFICERS IN THE INITIAL GROUP THAT GOES BACK TO LOS ANGELES TO BE TRAINED. AND THEN COMES BACK GAINS THE PROCESS OF TRAINING MEMBERS OF THE DEPARTMENT. IN THAT -- THE 20 MEMBERS OF THE COMMUNITY THAT AGREED TO DO THIS ACTUALLY GIVE UP FIVE DAYS OF THEIR LIVES TO GO TO LOS ANGELES TO, A TRAVEL DAY, THREE DAYS OF TRAINING, A RETURN DATE. WE DON'T TRAIN 8:00 TO 5:00 MONDAY THROUGH FRIDAY, WE TRAIN AT ALL HOURS TO MATCH THE SHIFTS OF A POLICE OFFICER. IT'S QUITE A COMMITMENT ON

ANYBODY WHO VOLUNTEERS. THE GROUP THAT WENT TO LOS ANGELES WILL BE WORKING ON SELECTING THOSE INDIVIDUALS.

Alvarez: BUT IT IS TRAINING FOR OUR OFFICERS AND NOT NECESSARILY BRINGING TOGETHER SORT OF OUR OFFICERS AND THE COMMUNITY AND HAVING THE TRAINERS FACILITATE THAT PROCESS, BUT IT'S MORE FOCUSED ON TRAINING FOR OUR POLICE FORCE.

INITIALLY IT WILL BE. INITIALLY IT WILL BE. THERE'S SOME THOUGHT THAT THIS TRAINING COULD ACTUALLY GO OUT INTO THE COMMUNITY. BECAUSE AS YOU KNOW, THERE ARE CONFLICTS WITHIN THE COMMUNITY OUTSIDE OF THE POLICE DEPARTMENT THAT WE RESPOND TO EVERY DAY. PERHAPS SOME OF THIS TRAINING WOULD NOT ONLY BE BENEFICIAL TO THE LAW ENFORCEMENT, BUT ALSO THE COMMUNITY.

Alvarez: I TEND TO SHARE THAT VIEW, BUT WASN'T SURE AT LEAST IN THIS INITIAL FACE WHAT -- IN THIS INITIAL PHASE WHAT THE APPROACH WAS GOING TO BE.

Mayor Wynn: COUNCILMEMBER THOMAS?

Thomas: THANK YOU CHIEF, I MEAN THANK YOU, MAYOR. 21 -- 13 FROM A.P.D., ON THE TRIP TO L.A. WERE ANY OF YOUR ASSISTANT CHIEFS, EXECUTIVE STAFF WENT?

YES. ASSISTANT CHIEF ROBERT DAHLSTROM WHO MANAGES THE TRAINING DEPARTMENT ATTENDED THE TRAINING. TRAINING.

Thomas: COULD I ASK YOU A COUPLE OF QUESTIONS?

Thomas: IN OBSERVING THE TRAINING, WHAT YOU SAW IN L.A., DO YOU FEEL THAT IT WILL FIT WHAT WE NEED TO HAVE DONE HERE IN AUSTIN, TEXAS?

YES, SIR. YES, COUNCILMAN I DO BECAUSE IT'S DIFFERENT THAN WHAT I HAVE EVER SEEN, WITH A.P.D. IN 20 YEARS, WITH TRAINING A LARGE PORTION OF THAT. IT'S REALLY DIFFERENT IN HOW THEY GET IT ACROSS TO YOU. I THINK

THAT IT'S GOING TO BE REALLY IMPORTANT WITH THE COMMUNITY TRAINERS, THE OFFICER TRAINERS OF PICKING THE RIGHT PEOPLE FOR THEM TO GET ACROSS LIKE THE FACILITATORS DID OUT THERE. AS THEY MENTIONED IT IS INTERACTIVE TRAINING, WHICH IS SIMILAR TO OUR F.A.T. SYSTEM, LIKE A COMPUTER PROGRAM WHERE YOU STOP AND YOU TAKE A VOTE AND THAT DETERMINES WHICH WAY YOU ARE GOING TO GO ON THE LEARNING. THAT'S PART OF THE LEARNING PROCESS OF IT. THAT'S PART OF WHAT THEY ADDED IN ON SOMETHING THAT I HAVE NEVER SEEN BEFORE. BUT, YES, I DO THINK IT WOULD BE VERY BENEFICIAL.

Thomas: THANK YOU. I WANT TO COMMEND CHIEF OF STAFF FOR THE TRIP. AS YOU STARTED YOUR PRESENTATION YOU SAID THAT THE MAP I MEAN THE PUZZLE, EACH PIECE IS VERY IMPORTANT. AND I THINK CONTINUING THIS TYPE OF TRAINING AND EDUCATING THE COMMUNITY IT WOULD BE -- WE ARE LOOKING FORWARD TO THE WHOLE PUZZLE COMPLETED. THAT'S I THINK THOSE ARE SOME OF THE THINGS THAT WE DEFINITELY ARE LOOKING FORWARD TO SO WE CAN CONTINUE TO DO THE THINGS THAT SERVE THE CITIZENS OF AUSTIN. THANK YOU.

YES, SIR.

THANK YOU, COUNCILMEMBERS. COUNCILMEMBER SLUSHER?

Slusher: A REAL SHORT COMMENT. I WOULD LIKE TO THANK ALL OF THE COMMUNITY MEMBERS AND THE MEMBERS OF THE POLICE DEPARTMENT THAT PARTICIPATED IN THE TRIP AND CHIEF KNEE I JUST WANTED TO THANK YOU AND COMMEND YOU FOR PERSEVERING DURING A VERY TOUGH TIME AND FINDING WHAT APPEARS TO BE A VERY, VERY POSITIVE STEP FORWARD FOR OUR COMMUNITY. SO THANK YOU VERY MUCH.

THANK YOU.

Mayor Wynn: THANK YOU, COUNCILMEMBER. FURTHER COMMENTS, QUESTIONS? COUNCILMEMBER MCCracken?

McCracken: CHIEF, I WANTED TO ASK YOU SOME QUESTION ABOUTS THE CONSENT TO SEARCH FORM THAT YOU MENTIONED.

YES, SIR.

McCracken: WHAT STANDARD DO YOU ANTICIPATE WILL BE SET FORTH FOR A -- FOR A -- YOU MENTIONED THERE WOULD BE A -- AN OFFICER UNDERNEATH SUSPICION, HAVE YOU ALL DEFINED WHAT THE WORLD SUSPICION WOULD MEAN?

NO, WE HAVE NOT. THERE HAS TO BE -- I THINK THE POLICY READS ARCTICABLE SUSPICION, THAT THE OFFICER WILL FIND SOMETHING IN THE PLACE OR PERSON OR ON THE PERSON THAT HE IS GOING TO BE SEARCHING. HE WOULD HAVE TO SAY, FOR INSTANCE, THAT THIS CAR PULLED UP IN FRONT OF A DRUG HOUSE, WENT INSIDE, CAME RIGHT BACK OUT, LOOKED AROUND, APPEARED NERVOUS, STOPPED, LEGAL STOP, ASKED IF THERE WAS ANYTHING ILLEGAL, GOT THE DRIVER TO SIGN THE CONSENT SEARCH AND SEARCHED THE CAR. SO I WOULD HAVE TO VALUE -- SO WE WOULD TO HAVE A SUSPICION. AUSTIN KNOW IN TEXAS RANDOM CONSENT SEARCHES WITHOUT SUSPICION ARE LAWFUL. BUT WE ARE ASKING OUR OFFICERS TO TAKE A STEP FORWARD WITH US ON THIS ISSUE.

McCracken: DO YOU ANTICIPATE IT WOULD BE SOME STEP BELOW THE STANDARD OF REASONABLE SUSPICION?

YES.

I HAVE READ THIS PAPER AND I KNOW THAT YOU HAVE SPOKEN ABOUT THIS BEFORE, BUT COULD YOU TELL US WHAT THE PERCENTAGE OF SUCCESS HAS BEEN ON CONSENT SEARCHES? IN OTHER WORDS HOW MUCH SOMETHING IS FOUND DURING A CONSENT SEARCH?

ABOUT 11% OF THE TIME.

WHAT IS -- ARE OTHER COMMUNITIES USING FORMS FOR CONSENT SEARCHES?

AT LEAST ONE HERE IN TEXAS THAT I KNOW OF. I BELIEVE THAT IS THE CITY OF ARLINGTON AND WE -- WE USED THEIR FORM AND THEIR PROCESS TO -- TO IMPACT OUR PROCESS IN THE DESIGN OF IT.

I'M GLAD THAT YOU ARE ADDRESSING THIS. THE -- I THINK THAT IT WOULD BE A MISTAKE TO GET RID OF CONSENT SEARCHES. ON THE OTHER HAND, WHEN YOU ARE ONLY FINDING SOMETHING 11% OF THE TIME, I THINK THAT IT REVEALS WHATEVER STANDARDS WE HAVE BEEN USING COULD OBVIOUSLY USE A SECOND LOOK. I'M GLAD THAT THE ORGANIZATION IS SEEKING TO IMPROVE THE WAY THAT IT ADDRESSES THESE ISSUES. CONSENT SEARCHES CAN BE A - - AFTER GREAT INCONVENIENCE AND BUT IT'S ALSO AN IMPORTANT LAW ENFORCEMENT TOOL. I'M GLAD THAT YOU ARE ADDRESSING THAT, I APPLAUD THE WHOLE ORGANIZATION AND EVERYBODY WHO HAS BEEN PARTICIPATING IN THE EFFORTS TO HEAL THE COMMUNITY.

THANK YOU, COUNCILMEMBER. FURTHER COMMENTS? CHIEF, AGAIN, THANK YOU VERY MUCH FOR THE PRESENTATION.

THANK YOU.

AND YOUR EFFORTS. COUNCIL, WITH THAT, OUR NEXT ITEM OF BUSINESS ISN'T UNTIL OUR 4:00 TIME CERTAIN ZONING HEARINGS AND APPROVAL OF ORDINANCES AND RESTRICTIVE COVENANTS. SO WITH THAT, WE WILL RECESS THIS MEETING UNTIL 4:00. THANK YOU. HIS HIS DISCUSS

Mayor Wynn: THERE BEING A QUORUM PRESENT I WILL CALL BACK TO ORDER THIS MEETING OF THE AUSTIN CITY COUNCIL, IT IS FIVE MINUTES AFTER 4:00, WE WILL NOW TAKE UP OUR 4:00 TIME CERTAIN ZONING HEARINGS AND APPROVAL OF ORDINANCES AND RESTRICTIVE COVENANTS. WITH THAT, I'LL WELCOME MS. ALICE GLASGO.

Glasgo: GOOD AFTERNOON MAYOR AND COUNCIL MEMBERS, I'M ALICE GLASGO, A DIRECTOR OF THE NEIGHBORHOOD PLANNING AND ZONING DEPARTMENT. OUR ZONING CASES FOR TODAY ARE AS FOLLOWS: ITEM NO. 30 WILL BE A DISCUSSION ITEM, THE BRENTWOOD HIGHLAND

NEIGHBORHOOD PLAN WHICH WILL BE HEARD WITH THE SUBSEQUENT ZONING CASE. STARTING OFF WITH CASES THAT HAVE HAD A PUBLIC HEARING AND IS NOW READY FOR SECOND AND THIRD READINGS. ITEM NO. 31, C14-03-120, NAMELY CENTRUM. THIS CASE IS LOCATED AT 3413 NORTH HILLS DRIVE 6415 HART LANE AND 6426 FOR PACK EXPRESSWAY NORTH. THE APPLICANT IS SEEKING A CHANGE FROM LIMITED OFFICE WITH A CONDITIONAL OVERLAY TO G.O.-C.O. FOR ONE TRACT, FOR TRACT B, AND G.R.-C.O. FOR ANOTHER TRACT. THIS CASE IS READY FOR THIRD READING. ITEM NO. 32, CASE C 14 H-3-002 THE HAMPTON ROAD CALCASIEU HOUSES HERE FOR ZONING LOCATED AT 3403 AND 3407 HAMPTON ROAD. THE ZONING FROM SINGLE FAMILY 3 TO SINGLE FAMILY 2 WITH A CONDITIONAL OVERLAY. AND THIS CASE IS READY FOR THIRD READING. MAYOR, THAT CONCLUDES THE CASES THAT ARE UNDER THE NON-PUBLIC HEARING ITEMS.

Mayor Wynn: THANK YOU, MS. GLASGO. SO, COUNCIL, THE CONSENT AGENDA ON OUR ZONING CASES WHERE WE HAVE ALREADY CLOSED THE PUBLIC HEARING WILL BE SIMPLY ITEMS 31 AND 32, APPROVED ON THIRD READING. I WILL ENTERTAIN A MOTION.

SO MOVE.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER ALVAREZ. I'LL SECOND THAT TO APPROVE THE CONSENT AGENDA. ITEMS 31 AND 32 ON THIRD READINGS. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

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

NOW PROCEEDING ON TO OUR ZONING CASES THAT ARE SCHEDULED UNDER THE 4:00 PUBLIC HEARINGS. ITEMS THAT ARE NUMBERED Z-1 THROUGH Z-5. Z-1 AND Z-2 ARE DISCUSSION ITEMS, WHICH TAKES US TO ITEM NOS. Z-3 THROUGH Z-5 I WILL READ THE CASES FOR THE RECORD WHERE THE ADJOINING PROPERTY OWNER IS REQUESTING A POSTPONEMENT TO JUNE THE 17th. YOU PREVIOUSLY HAD

A REQUEST TO JUNE 10th. WE DID LET THE PARTIES KNOW THAT JUNE 10th WAS A -- WAS A PRETTY HEAVY AGENDA AND OUR PREFERENCE WOULD BE TO CONSIDER A SUBSEQUENT MEETING AND THEY HAVE ASKED THAT WE POSTPONE THOSE ITEMS TO JUNE THE 17th. THEY ARE Z-3 C14-04-18 DOUBLE CREEK VILLAGE TRACT TWO. Z-4 C14-04-19, DOUBLE CREEK VILLAGE PHASE II, ALL LOCATE ODD SOUTH FIRST STREET. THE FIRST ONE. SECOND ONE IS SOUTH I-35. Z-5 SIEF 20, DOUBLE CREEK VILLAGE PHASE II, TRACTS 1 AND 2, ALSO LOCATED ON SOUTH I-35. SERVICE ROAD SOUTHBOUND WHERE THE REQUEST IS TO POSTPONE TO JUNE THE 17th AND STAFF SUPPORTS THE POSTPONEMENT REQUEST. MAYOR, THAT CONCLUDES THE CASES FOR ACTION UNDER THE 4:00 PUBLIC HEARINGS.

Mayor Wynn: SO COUNCIL, OUR CONSENT AGENDA ON OUR PUBLIC ZONING HEARING CASES WILL BE TO POSTPONE ITEMS Z-3, Z-4, Z-5 TO JUNE 17th..... 17th, 2004. I WILL ENTERTAIN A MOTION.

SO MOVE.

Mayor Wynn: MOTION MADE BY THE MAYOR PRO TEM, SECONDED BY COUNCILMEMBER DUNKERLY TO APPROVE THE CONSENT AGENDA, THE POSTPONEMENTS. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7-0. ME GLASGO, WHY DON'T WE TRY TO TAKE UP THE OTHER TWO ZONING PUBLIC HEARING CASES BEFORE WE GO BACK TO THE BRENTWOOD PLAN.

Glasgo: UNDER Z-1 AND Z-2?

Mayor Wynn: YES, MA'AM.

WE WILL DO THAT. JUST GIVE ME A MANUSCRIPT TO SET UP. -- JUST GIVE ME A MINUTE TO SET UP. AS THE MAPS ARE BEING SET UP, ITEM NO. Z-1 IS TO REQUEST TO APPROVE AN AMENDMENT TO THE EAST AUSTIN NEIGHBORHOOD PLAN,

AN ELEMENT OF THE AUSTIN TOMORROW COMPREHENSIVE PLAN TO CHANGE THE FUTURE LAND USE MAP FROM SINGLE FAMILY RESIDENTIAL TO MULTI-FAMILY. THIS PLAN WAS ADOPTED BY THE CITY COUNCIL ON DECEMBER THE 13th OF 2000. AND THE ZONING CASES WERE ALSO APPROVED AT THE SAME TIME TO IMPLEMENT THE PLAN. AND I'M GOING TO PRESENT BOTH ITEMS Z-1 AND Z-2, Z-2 IS THE REQUEST TO PROPERTY LOCATED AT 2017 AND 2101 EAST 8th STREET. THE APPLICANT IS SEEKING A CHANGE FROM SINGLE FAMILY 3 WITH A NEIGHBORHOOD PLAN OVERLAY TO MULTI-FAMILY 3 WITH A CONDITIONAL OVERLAY. THE PLANNING COMMISSION AND THE CITY STAFF RECOMMEND DENIAL OF THE CHANGE IN THE FUTURE LAND USE MAP AND THE ZONING AND I WILL MOVE OVER TO THE MAP AND TRY TO WALK YOU THROUGH THAT AND JUST GIVE YOU AN IDEA OF WHY SUCH A CHANGE IS -- IS NOT RECOMMENDED. THE REQUEST THAT IS BEFORE YOU SHOWS YOU AN AREA THAT IS -- -- THE SUBJECT TRACTS ARE ON YOUR ZONING MAPS SHOWN AS THE TWO LOTS HERE THAT ARE SOUTH OF 8th STREET IN 2000 WHEN THE CITY COUNCIL APPROVED THE PLAN, THE NEIGHBORHOOD PLANNING TEAM AND ALL OF THOSE RESIDENTS, NEIGHBORHOOD ASSOCIATIONS THAT PARTICIPATED IN THE NEIGHBORHOOD PLAN THAT -- THAT EXPRESSED THAT DESIRE TO LOOK AT PROPERTIES THAT WERE ZONED COMMERCIAL, ZONED INDUSTRIAL AND ZONED FOR MULTI-FAMILY BUT WERE NOT USED FOR THOSE PURPOSES. AND THEIR DESIRE WAS TO REZONE ALL OF THOSE PROPERTIES TO THE APPROPRIATE ZONING DESIGNATION. THIS PARTICULAR TRACT AND LAND THAT GOES UP THIS WAY ALONG CHICON STREET AND TO -- EAST OF THE ADJOINING STREET AND ALL OF THE PROPERTIES SOUTH OF 8th STREET ALL THE WAY TO THE OTHER SIDE OF -- OF PROSPECT AVENUE HAD MULTI-FAMILY ZONING. BUT WERE NOT USED FOR MULTI-FAMILY PURPOSES, ALL SINGLE FAMILY USES. SO SUBSEQUENTLY AS A RESULT OF THE NEIGHBORHOOD PLANNING PROCESS, AWFUL THE PROPERTIES THAT WERE ZONE MULTI-FAMILY WHICH INCLUDE ALL OF THE PROPERTIES ALONG HERE, HERE, ALL THE WAY TO THE OTHER SIDE OF THE STREET WERE ROLLED BACK TO CONFORM WITH THE PROPOSED FUTURE LAND USE MAP TO MULTI-FAMILY BECAUSE ALL OF THE LOTS WERE USED FOR SINGLE FAMILY HOUSES AS SHOWN ON

OUR ZONING MAP, THE LITTLE CIRCLES REPRESENT SINGLE FAMILY HOUSES SO WHILE THE ZONING WAS MULTI-FAMILY, THIS ENTIRE AREA HAD, WAS, STILL IS SINGLE FAMILY IN USE. SO THE ZONING WAS CHANGED TO REFLECT THE EXISTING USES. THE SUBJECT SITE HAS TWO LOTS, THOSE TWO LOTS -- ONE LOT HAS TWO HOUSES AND THE OTHER LOT HAS ONE SINGLE FAMILY HOUSE FOR A TOTAL OF THREE UNITS. THERE HAS BEEN A CODE VIOLATION ISSUED FOR THIS HOUSE FOR A [INDISCERNIBLE] SUBSTANDARD HOUSING FOR THE LOT THAT HAS TWO HOUSES. THE PROJECT TO THE.... REAR IS SUBSTANDARD AND NEEDS TO BE BROUGHT INTO COMPLIANCE, MY UNDERSTANDING IS THAT THE OWNER SOUGHT A ZONING CHANGE TO IMPROVE THE PROPERTY BY DEVELOPING SOMETHING NEW. AS YOU CAN TELL, ANY INTRODUCTION OF INTENSIVE ZONING WOULD CREATE AN INCONSISTENCY IN THE PLAN. THIS ENTIRE AREA HERE IS ZONED FAMILY 3 WITH THE NEIGHBORHOOD PLAN OVERLAY WHERE COUNCIL ROLL BACKED MULTI-FAMILY ZONING FOR ALL OF THESE PROPERTIES AND ALL OVER HERE TO SINGLE FAMILY 3. SO IF YOU WERE TO CONSIDER CHANGING THIS LOT, THEN YOU -- YOU WOULD BE -- YOU WOULD BE ZONING SINGLE FAMILY, ADDING ZONING BACK THAT YOU -- THAT YOU REMOVED IN 2002 FROM ALL OF THIS TRACT, ALL OF THIS PROPERTIES, OTHER PROPERTIES ALONG HERE THAT -- THAT'S BASICALLY THE -- THE BASIS FOR -- FOR THE STAFF RECOMMENDATION, THAT OF THE PLANNING COMMISSION, THAT BASED ON THE FUTURE LAND USE MAP, AND THE ZONING THAT WAS ADOPTED TO REFLECT AND IMPLEMENT THAT PLAN, THE PROPOSED MULTI-FAMILY ZONING WOULD BE INCONSISTENT WITH THE GOALS AND OBJECTIVES OF THE PLAN AS ADOPTED. I WILL PAUSE HERE AND RESPOND TO QUESTIONS AS THEY MAY ARISE AFTER -- AFTER YOU HEAR FROM -- FROM THE APPLICANT AND THE NEIGHBORHOOD REPRESENTATIVES. THANK YOU, COUNCIL.

JUST FOR MY CONFIRMATION, Z-1 WOULD BE POTENTIALLY AMENDING THE NEIGHBORHOOD PLAN IF THE COUNCIL'S WISH WAS TO CHANGE THE ZONING, WHICH IS THE Z-2 CASE.

THAT'S CORRECT.

OKAY. COUNCIL, WITHOUT OBJECTION LET'S CALL UP ITEMS

Z-1 AND Z-2 TOGETHER TO SAVE TIME AND EFFORT. MY GUESS IS PROBABLY WE HAVE THE SAME SPEAKERS SIGNED UP WITH Z-1 AS WITH Z-2. WITH THAT, WE WILL HAVE A PRESENTATION FROM THE OWNER, APPLICANT OR AGENT. ON WHAT TECHNICALLY IS THE ZONING CASE WE POSTED AS ITEM Z-2.

GOOD AFTERNOON, MY NAME IS BERNICE BUTLER.

Mayor Wynn: I'M SORRY, OUR PROCESS HERE IS WE WILL HAVE A FIVE MINUTES PRESENTATION FROM THE APPLICANT AGENT, THEN WE WILL HAVE THREE MINUTE PRESENTATION FOR FOLKS SIGNED UP WISHING TO SPEAK IN FAVOR OF THE ZONING AND THEN THREE MINUTES PER CARD FOLKS WISHING TO SPEAK IN OPPOSITION, YOU AS THE APPLICANT AGENT WILL HAVE A THREE MANUSCRIPT REBUTTAL.

WILL YOU LET ME KNOW WHEN THREE MINUTES HAVE PASSED.

YOU WILL HAVE FIVE.

AGAIN, GOOD AFTERNOON, I WOULD LIKE TO FIRST OF ALL THANK THE CITY PLANNING STAFF FOR BEING SO GENEROUS WITH THEIR TIME IN ALLOWING US TO BUG THEM AND GET INFORMATION. AS WELL I WOULD LIKE TO THANK THE BLACKSHEAR NEIGHBORHOOD ORGANIZATION FOR BEING PATIENT WITH US. OKAY. SORRY. WHAT WE ARE PROPOSING TO DO IS TO -- TO BUILD NEW HIGH QUALITY RESIDENTIAL DEVELOPMENT AND THIS IS ABOUT A -- BY A LONG-TERM COMMITTED PROPERTY OWNER, MY MOTHER. SHE'S BEEN ON THIS PROPERTY FOR A WHILE. NOT LIKE SHE JUST CAME IN TO DO IT. IT'S AN OPPORTUNITY FOR US AND FOR THE COMMUNITY TO HAVE A CHANCE TO RETURN THIS NEIGHBORHOOD TO THE ATTRACTIVE HEALTHY COMMUNITY THAT IT ONCE WAS. UM, OUR REQUEST WILL HELP TO JUMP START REVITALIZATION OF THIS NEIGHBORHOOD. IT WILL AID IN THE ELIMINATION OF SLUM AND BLIGHT. IT WILL HELP TO HOLD BACK THE COMMERCIAL INTRUSION FROM 7th STREET AND IMPROVE THE QUALITY OF LIFE FOR EXISTING RESIDENTS. WHAT WE ARE REALLY TALKING ABOUT HERE IS INCREASED DENSITY. WE HAVE REQUESTED SPECIFICALLY A CHANGE IN LAND USE TO ALLOW FOR THE DEVELOPMENT OF

SIX UNITS OF APARTMENT HOMES. OUR INITIAL REQUEST, WHICH I THINK THAT YOU HAVE BEFORE YOU, IS FOR 10. BUT I'LL TALK ABOUT THAT A LITTLE LATER ON. AS A RESULT OF LISTENING TO COMMUNITY CONCERNS, WE HAVE INDEED SCALED BACK OUR REQUEST FROM 10 UNITS TO SIX UNITS. THE BENEFITS OF THIS ACTION IS OWE OWL BE TO ELIMINATE THE EXISTING BLIGHTED STRUCTURES AND VERY LOW INCOME TRANSIENT RENTERS. UP UNTIL RECENTLY THE SUBJECT PROPERTIES WERE PROBABLY THE WORST ON THE STREET. AND OUR PLANS WERE REALLY TO DEMOLISH AND REBUILD EVEN PRIOR TO GETTING THE DEMOLITION CASE, ACTUALLY JUST PRIOR TO THE REZONING BEGINNING. ALSO THIS ACTION WILL BE SERVED TO BUFFER THE SINGLE FAMILY NEIGHBORHOOD ON 8th STREET FROM THE COMMERCIAL DISTRICT ON 7th. ALSO, IT WILL BE AN ECONOMIC INCENTIVE FOR MARKET RATE OR NON-SUBSIDIZED RESIDENTIAL INVESTMENT IN THE BLACKSHEAR COMMUNITY. THERE'S BEEN VERY LITTLE DEVELOPMENT ON THIS STREET WITH THE EXCEPTION OF YOUR SUBSIDIZED HABITAT TYPE OF PRODUCT IN A VERY LONG TIME. ALSO BECAUSE OF THE BLIGHTED NATURE OF THE AREA AND THE STRUCTURES, IT REALLY DOES BRING TRANSIENT TYPE OF RENTERS. YOU KNOW, THERE'S A VERY BIG DIFFERENCE IN THE TYPES OF FOLKS WHO ARE GOING TO PAY \$300 A MONTH, AS OPPOSED TO THOSE WHO WOULD PAY 900 TO A THOUSAND WHICH IS WHAT WE ARE PROPOSING WITH THE NEW STRUCTURE. IT'S ALSO AN OPPORTUNITY TO REPOPULATE AND REINVEST IN THIS NEIGHBORHOOD. BECAUSE ACTUALLY THE SOUTH SIDE OF 8th STREET BETWEEN CHICON AND NORTHWESTERN, APPROXIMATELY 25% OF THE STREET IS VACANT. ON THE NORTH SIDE, THERE'S APPROXIMATELY 30% OF THE PARCELS ARE VACANT. AGAIN NO NEW INVESTMENT IN THIS AREA, IN ABOUT 20 YEARS, OTHER THAN THE ADELLA APARTMENTS, WHICH IS A BLOCK FROM HERE, ONE OF THE NICEST STRUCTURES ON THE WHOLE STREET AND THE HABITAT PROPERTIES. AS RELATES TO THE BUFFERING, YOU'VE GOT A LARGE AMOUNT OF VACANT PROPERTY ON THE SOUTH SIDE OF THE STREET. WHAT HAPPENS IS THE FOLKS IN THE HOUSES ON THE NORTH SIDE OF THE STREET ACTUALLY LOOK RIGHT ON OVER IN SOME CASES TO 7th STREET OR THEY LOOK OVER TO THE BACKS OF BARS AND

THINGS SUCH AS THAT. YOU HAVE IN YOUR PACKAGE A -- I DON'T KNOW WHAT YOU CALL THIS, BUT MAYBE A ZONING OVERLAY MAP THAT WE SUBMITTED AS A PART OF THE APPLICATION PACKAGE. ON THIS MAP IT SHOWS RIGHT BEHIND THIS BLOCK, RIGHT BEHIND OUR PROPERTIES, IT'S LOCATED ON THE CORNER IS A CONVENIENCE STORE GAS STATION, NEXT TO IT IS A PAWN SHOP, NEXT TO IT A PAWN SHOP AND BAR, NEXT TO IT ANOTHER PAWN SHOP AND A BAR, NEXT TO IT IS A CONVENIENCE GAS STORE AND THEN VACANT PROPERTIES. I THINK MOST PEOPLE WOULD BE HARD PRESSED TO WANT TO LIVE RIGHT BACK UP TO THAT TYPE OF PROPERTY. WHICH AGAIN MAKES MULTI-FAMILY A VERY GOOD TRANSITION FOR THESE TYPES OF NEIGHBORHOOD. THE ECONOMIC INCENTIVE IS RELEVANT, TOO. IN AUSTIN, THE APPROXIMATE COST TO BUILD IS ABOUT \$100 A SQUARE FOOT. IF WE ARE LOOKING AT BUILDING A 1500 SQUARE FOOT HOUSE, YOU ARE TALKING ABOUT \$150,000, DEBT SERVICE IS ABOUT 1500, THAT'S WHAT WE HAVE TO RENT FOR IN ORDER TO PAY FOR THE BUILDING. AGAIN WE ARE NOT FINDING THAT SOMEONE WHO CAN AFFORD THAT WILLING TO LIVE IN THE NEIGHBORHOOD WITH ITS CURRENT DISINVESTED STATE. ADDITIONALLY, ON MY MOTHER'S PROPERTY, THE APPRAISED VALUE AS WELL AS THE TAXES FOR LAST YEAR MORE THAN DOUBLED. AND I IMAGINE SOME OF THE RESIDENTS ARE SEEING THE SAME THING. I KNOW ONE OF THE QUESTION THAT'S CAME UP WAS WILL THIS DEVELOPMENT CAUSE OUR TAXES TO GO UP? [BUZZER SOUNDING] THEY HAVE GONE UP SUBSTANTIALLY ALREADY. I WANT TO SHOW YOU JUST REALLY QUICK THE PICTURES.

Mayor Wynn: PLEASE CONCLUDE, MS. BUTLER.

UH-HUH. OKAY. I'M GOING TO GO FAST, THIS IS ONE SIGNIFICANT PICTURE THAT I THINK HAS A REALLY SIGNIFICANT IMPACT ON WHAT'S HAPPENING HERE. THAT'S NEW. AND THAT IS A BLOCK AWAY FROM OUR PROPERTY NEW LINCOLN CHURCH IS TEARING DOWN A COUPLE OF SINGLE FAMILY HOUSES TO BUILD A TWO STORY GLASS FRONT BRICK BUILDING. LESS THAN -- I WILL GET TO IT. LESS THAN A BLOCK AWAY. THERE WE ARE, THIS IS THE BUILDING BEING TORN DOWN, THE PARKING LOT, THE BUILDING IS GOING TO GO UP TO THERE. NOBODY SAID LIFE IS FAIR, I

THINK IT WOULD BE VERY MUCH OF A TRAVESTY IF A TWO STORY GLASS AND BRICK BUILDING THAT IS NOT CONSISTENT WITH THE REST OF THE NEIGHBORHOOD WERE BUILT AND AT THE SAME TIME WE WERE NOT ALLOWED TO -- TO ELIMINATE THE SLUM AND BLIGHTED PROPERTIES AND REBUILD NEW RESIDENTIAL.

Mayor Wynn: THANK YOU, YOU WILL HAVE REBUTTAL TIME AFTER WE HEAR FROM OTHER SPEAKERS.

THANK YOU. OTHER FOLKS WHO HAVE SIGNED UP IN FAVOR OF THIS ZONING CASE, PERHAPS NOT WISHING TO SPEAK, INCLUDING LAURIE ATKINS, NOT WISHING TO SPEAK IN FAVOR. TOM HATCH, WISHING TO SPEAK. WELCOME, TOM, YOU WILL HAVE UP TO THREE MINUTES.

NAWKT WULG..... > JUST TO CONFIRM, A COUPLE OF PEOPLE SIGNED UP WISHING TO SPEAK BUT DIDN'T CHECK EITHER FOR OR AGAINST. LET'S SEE. HOW ABOUT RUDOLPH WILLIAMS. ARE YOU FOR OR AGAINST?

[INDISCERNIBLE]

THANK YOU SIR. ANTWANETTE, AGAINST? THANK YOU, TOM, WELCOME, YOU'LL HAVE THREE MINUTES.

THANK YOU, MAYOR AND COUNCIL, I AGREE WITH MONIQUE BODET WITH THE CITY PLANNING DEPARTMENT HAS BEEN REAL HELPFUL DURING THESE LONG DISCUSSIONS. AS YOU KNOW, MS. BUTLER AND MS. ATKINS ASKED ME TO HELP WITH THIS PROJECT MANY, MANY MONTHS AGO. PARTIALLY BASED ON MY EXPERIENCE WITH NEIGHBORHOODS AND BEING A NEIGHBORHOOD ADVOCATE AND UNDERSTANDING HOUSING AND ESPECIALLY AFFORDABLE HOUSING. I SINCE OUR LAST MEETING MET WITH BOTH NEIGHBORHOOD GROUPS THAT ARE INVOLVED IN THIS AND LISTENED TO THEIR PLEAS AND THEIR ADAMANT OPINION THAT NOTHING BUT SINGLE FAMILY SHOULD HAPPEN ALONG HERE. I THINK THAT'S NOT SOUND PLANNING PRINCIPLES. I THINK IF YOU ARE FAMILIAR WITH THE STREET, IT NEED HELP, IT NEED INVESTMENT, WHETHER IT'S PUBLIC OR PRIVATE SECTOR, IT'S IN SAD SHAPE. IF YOU GET PRIVATE SECTOR INVESTMENT AND COMPATIBLE APARTMENT PROJECTS AS

WE HAVE SHOWN HERE WITH SIX UNITS, I THINK IS A REAL GOOD NEIGHBORHOOD AND A GOOD TRANSITION BETWEEN THE NEIGHBORHOOD AND COMMERCIAL STRIP TO THE SOUTH. THEIR NEIGHBORHOOD ISSUES SPEAK TO CERTAINLY WANTING SINGLE FAMILY ONLY BECAUSE OF TRAFFIC AND BECAUSE OF WHAT I UNDERSTAND IS MANAGEMENT ISSUES. THEY ARE FEARFUL OF WHO MIGHT LIVE THERE, WHAT'S GOING TO BE BROUGHT INTO THE NEIGHBORHOOD. I THINK MS. BUTLER HAS ADDRESSED SOME OF THOSE ISSUES. THIS IS -- THIS I BELIEVE IS THE FIRST TIME THAT I HAVE DISAGREED WITH A NEIGHBORHOOD ORGANIZATION, ESPECIALLY PUBLICLY. THIS IS A SWEET, SMALL PROJECT IN AN AREA THAT'S REALLY NEEDED. I SUPPORT IT WHOLEHEARTEDLY. AND I CAN ATTEST TO THE FACT THAT MULTI-FAMILY HOUSING DOES NOT IN AND OF ITSELF BRING ABOUT NEGATIVITY TO A NEIGHBORHOOD. LIVABILITY, IT CAN BE APPROVED, AFFORDABILITY CAN BE APPROVED, VALUES DO NOT HAVE TO BE BROUGHT DOWN WITH AFFORDABLE HOUSING, WITH MULTI-FAMILY HOUSING. WE JUST MET TODAY WITH MARTIN FINE WHO IS BRINGING 284 APARTMENTS INTO OUR NEIGHBORHOOD. AND WE ONLY HAVE 100 HOUSES IN OUR NEIGHBORHOOD. IT'S GOING TO WORK. BECAUSE WE HAVE WORKED TOGETHER LONG AND HARD TO GET THERE. THE SWEET LOVE APARTMENT PROJECT JUST EAST OF THIS SITE IS A TESTAMENT TO POSITIVE ASPECTS OF SOME MULTI-FAMILY HOUSING. AS YOU KNOW, CLARKSVILLE, SO MANY INCREDIBLE NEIGHBORHOOD IN AUSTIN THAT HAVE MULTI-FAMILY THAT WORK TOGETHER WITH SINGLE FAMILY. I THINK THIS IS AN EXAMPLE OF SOMETHING THAT COULD DO THAT. LIONS GARDENS THAT I'M OVER AT 9:00 OR 7:00 EVERY MORNING DOWN ON LYONS AND PLEASANT VALLEY AND WEBBERVILLE, 54 UNITS, IT'S HELPING. WE UNDERSTAND THAT NO OTHER MULTI-FAMILY OR THERE ARE FEW OTHER MULTI-FAMILY SITES IN THE NEIGHBORHOOD THAT WERE NOT DOWN ZONED THIS IS ACCORDING TO MS.BODET. DON'T QUITE UNDERSTAND ALL OF THAT. IT'S IDEAL, I THINK THERE'S A CHANCE THAT THE PLANNING STAFF BACK WHEN MAY NOT HAVE OFFERED MS. ATKINS THE SUPPORT NECESSARY [BUZZER SOUNDING] TO ADEQUATELY RESPOND TO THE DOWN ZONING. I'M AVAILABLE FOR

QUESTIONS, THANK YOU.

Mayor Wynn: THANK YOU, MR. HATCH. AT THIS TIME COWBOY WE WILL HEAR FROM FOLKS SEENED UP WISHING TO SPEAK AGAINST THE ZONING CASE. WE WILL START WITH JULIA MITCHELL. WELCOME, IT LOOKS LIKE -- IS RUTH WALLACE HERE, DONATING YOUR TIME TO MS. MITCHELL, IS THAT CORRECT? HOW ABOUT BOBBIE METERS, ARE YOU PREPARED TO DONATE YOUR TIME AS WELL? I'M SORRY TO - - TO WELL, LOOKS LIKE DONATED TIME JULIA MITCHELL. LOOKS LIKE YOU WILL HAVE SIX MINUTES.

THANK TO YOU THE COUNCIL MEMBERS FOR LETTING US COME TO SPEAK. I AM A LIFE-LONG RESIDENT OF THIS PROPERTY. AND AM SPEAKING AGAINST IT BECAUSE OF THE CONDITION THAT IT IS NOW, IT NEEDS CLEANING UP, IT HASN'T BEEN CLEANED UP TO SHOW US THAT WHAT COULD BE DONE. THERE'S OLD CARS AND TRUCKS THERE, HOUSES THAT'S FALLING DOWN THAT LOOKS LIKE IF THEY WANTED TO APPROVE IT THEY WOULD COME -- THIS IS WHERE THEY WOULD START. THE STREET IS NARROW. PEOPLE DON'T HAVE WAYS TO GET IN THE YARD TO PARK IN THE YARD. THE STREET -- THEY HAVE TO PARK ON THE -- ON THE STREET, THE STREET IS NARROW AND THEY WERE TALKING ABOUT EXPANDING THE -- THE ALLEY BEHIND. THE ALLEY IS NARROW AND THERE ARE BUILDINGS AND HOUSES IN THE ALLEY THAT THEY CAN'T MOVE TO -- SO THAT PEOPLE CAN PARK. AND WE JUST DON'T -- WE DON'T WANT IT. THERE USED TO BE A LOT OF BARS ON 7th STREET. THE BARS HAS BEEN CLEANED OUT, WE DON'T HAVE THE BARS. BUT THERE ARE STORES THERE THAT WE NEED BECAUSE A LOT OF ELDERLY PEOPLE ARE THERE, PEOPLE THAT DON'T DRIVE, THEY WALK DOWN THERE TO THE STORES. THE VACANT -- VACANT LOTS THERE. I HAVE COUNTED THEM. I DON'T REMEMBER EXACTLY HOW MANY. BUT MOST OF THE VACANT LOTS, PEOPLE ARE GETTING READY TO BE ALONE, WOULD BE ALONE, KEEP THEM CLEAN. THANK YOU. TO BUILD ON THEM WOULD KEEP THEM CLEAN. THANK YOU.

WHO WOULD YOU LIKE TO DONATE YOUR TIME TO?

[INAUDIBLE - NO MIC]

YOU GOT A CARD? WHY DON'T YOU COME AHEAD THEN.
WELCOME, YOU WILL HAVE SIX MINUTES.

THANK YOU, MAYOR, CITY COUNCIL. I AM VICE-PRESIDENT OF THE BLACKSHEAR PROSPECT NEIGHBORHOOD ASSOCIATION AS WELL AS THE RESIDENT AT 2102 EAST 8th STREET. WE HAVE WORKED AND TALKED WITH MS. ATKINS AS WELL AS MS. BERNICE AND WE HAVE FAILED TO COME UP WITH AN AGREEMENT. WE HAVE OVER AND OVER FOR THE LAST THREE YEARS DISCUSSED THIS. WE ARE STILL AGAINST APARTMENTS. THIS IS A RESIDENTIAL AREA. WE HAVE FOUGHT FOR THE SUBDISTRICTING IN THIS AREA, WHICH WE WERE APPROVED FOR -- BLACKSHEAR PROSPECT NEIGHBORHOOD. IT DOES NOT FIT WITHIN OUR -- WITHIN THE CHARACTER OF THE NEIGHBORHOOD. MS. BERNICE, SHE STATES THAT THERE ARE MANY VACANT LOTS, MANY HOUSES BUILT, SINGLE FAMILY HOUSES BUILT ON THOSE PROPERTIES ON THE SOUTH SIDE OF 8th STREET FROM CHICON GOING DOWN TO PROSPECT. AS WELL AS A 2104 AND 2106, TWO HOUSES THAT ARE BEING DEVELOPED SINGLE FAMILY HOMES BEING PLACED THERE, SINGLE FAMILY RESIDENTS, WHEN -- WHEN [INDISCERNIBLE] HOUSE IS BEING MOVED FROM CLARKS INDIVIDUAL TO BE PLACED ON THE PROPERTY NEXT DOOR TO THE 2104 AS A SINGLE FAMILY HOME. THIS IS THE KIND OF CONSTRUCTION THAT WE WANT TO SEE. NOT MULTI-FAMILY. DUE TO THE FACT THAT THE AREA IS CONGESTED, THE STREETS ARE NARROW, AND IT INTERSECTS WITH MILLS STREET. WE HAVE DISCUSSED IT WITH THE ARCHITECT AND THE FIRST THING -- FIRST THE AGENT SUGGESTED 10 TWO-STORY APARTMENT COMPLEXES AND THEN BROUGHT IT DOWN TO SIX. WE ARE STILL AGAINST THAT. BECAUSE IT DOES NOT FIT WITHIN THE RESIDENTIAL AREA. THE SINGLE FAMILY HOME? SHE DISCUSSED ABOUT -- ABOUT THE FAMILY LIFE THAT THE BAPTIST CHURCH IS PROPOSING AT THE CORNER OF SAN SABA AND EAST 8th STREET. THE BAPTIST CHURCH WORKED WITH US BEFORE WE STARTED -- WITH THE -- WITH THE CITY PLANNING COMMISSION. WE LET THEM KNOW THAT THESE PLANS WERE ALREADY IN MOTION. ALSO THEY HAVE SCALED THIS BUILDING DOWN. SO WE WOULD NOT LOSE OUR ZONING, SO I -- I THINK THIS IS A TESTAMENT TO THE CHURCH WORKING WITH US. THE NEIGHBORHOOD

ASSOCIATION. AND THERE ARE SO MANY DIFFERENT THINGS THAT HELP IMPROVE, PUTTING APARTMENTS IN THAT AREA WOULD NOT IMPROVE THE NEIGHBORHOOD. SINGLE FAMILY HOMES THERE WOULD ENCOURAGE LONG-TIME RESIDENTIAL PEOPLE, THAT'S WHAT THIS -- WHAT THIS NEIGHBORHOOD HAS BEEN ABOUT FOR OVER THE 50 YEARS THAT I HAVE LIVED THERE IN THAT AREA. 2102 EAST 8th, THIS WOULD BE RIGHT ACROSS THE STREET FROM ME. 2101. REALLY TO TELL THE TRUTH, I REALLY DON'T WANT TO GIVE UP MY VIEW. IF SHE PUTS THOSE APARTMENTS UP, I WOULD LOSE MY VIEW. AS WELL AS WE DO NOT BUY INTO THE SITUATION OF THEM HAVING ONSITE MANAGER IN A SIX APARTMENT COMPLEX AS WELL AS UTILIZING THE ALLEYWAY TO -- TO -- AS AN ENTRYWAY INTO THE APARTMENT COMPLEX. WE DO NOT SEE THAT. WE DO NOT SEE ANY KIND OF WAY THAT YOU COULD UTILIZE THAT ALLEYWAY. IT IS ONLY LARGE ENOUGH TO -- TO -- FOR ONE CAR TO COME DOWN THAT ALLEYWAY. IF YOU HAD SUCH A LIMITED -- SUCH AN LIMITED ENTRANCE WAY INTO THOSE APARTMENTS, WELL, YOUR GUESTS AND SOME OF THE RESIDENTS OF THAT APARTMENT COMPLEX WILL PROBABLY BE PARKING ALONG THE SOUTH SIDE OF EAST 8th STREET. THAT ENCOURAGES MORE CONGESTION COMING OFF THE HILL RIGHT AT THAT INTERSECTION ON MILL STREET AND 8th STREET. WE ARE AGAINST IT. AND AS A NEIGHBORHOOD ASSOCIATION, WE HAVE WORKED VERY HARD WITH THE CITY PLANNING WITH THE CITY, OTHER ORGANIZATION OF THE CITY, WE ASK THAT YOU DO NOT REZONE THIS TO MULTI-FAMILY. WE MAINTAIN THAT WE WANT TO MAINTAIN OUR SINGLE FAMILY RESIDENTIAL HOUSING, THANK YOU. JESSE METTERS, WELCOME, NELL PETERSON, LAWRENCE BROWN. HELLO, MR. BROWN. SO MR. CLARK MADISON YOU WILL HAVE UP TO 12 MINUTES IF YOU NEED IT.

THAT SHOULD BE PLENTY. I'M MICROCLARK MADISON, I COME TO YOU TODAY AS PRESIDENT OF THE ORGANIZATION OF CENTRAL EAST AUSTIN NEIGHBORHOODS OR OCEAN, AND CHAIR OF THE CENTRAL EAST AUSTIN NEIGHBORHOOD PLANNING TEAM BEFORE THAT, WE AS WELL OPPOSE THE REQUEST FOR THE PLAN AMENDMENT AND REZONING CHANGE. I THINK, I CAN SAY PERSONALLY, CERTAINLY OTHERS AT OCEAN, I HAVE A LOT OF RESPECT FOR BERNICE

BUTLER AND TOM HATCH AND THE PRINCIPLE THAT'S THEY ARE TALKING ABOUT WHEN THEY GIVE THE PRESENTATION FOR THEIR PROJECT. WE APPRECIATE THOSE. WE HAVE APPRECIATED THOSE THROUGH THE ENTIRE HISTORY OF THE CENTRAL EAST AUSTIN NEIGHBORHOOD PLAN. WE THINK THE NEIGHBORHOOD PLAN ACTUALLY HAS DONE A GREAT DEAL TO FURTHER THE GOALS THAT THEY ARE TALKING ABOUT AS IT STANDS. WE UNDERSTOOD OUR SMART GROWTH OBLIGATIONS, WE WANTED TO BRING MORE DENSITY INTO CENTRAL EAST AUSTIN AND WE DID THAT IN MANY WAYS IN THE PLAN. WE DID PRESERVE SOME MULTI-FAMILY ZONING THROUGHOUT THE PLANNING AREA, SUCH AS IN MY OWN NEIGHBORHOOD OF SWEET HILL WHERE WE THOUGHT THERE WAS AN APPROPRIATE PLACE FOR THAT DENSITY. WE ALSO EMBRACED AS DID THE A.R.A. PRIMARY MULTI-FAMILY DIVISION FOR THE BENNETT TRACT, WHICH AS TOM MENTIONED IS BEING FULFILLED. WOE DESIGNATED COMMERCIAL CORRIDORS TO NOT ONLY ENABLE BUT ENCOURAGE MORE RESIDENTIAL DEVELOPMENT AND DENSITY IN THOSE AREAS, INCLUDING ALONG 7th STREET. INCLUDING ALONG THE BLOCKS OF 7th STREET ADJOINING BLACKSHEAR PROSPECT HILL WHERE DO YOU HAVE VARIOUS MARGINAL USE THAT'S WE WOULD LIKE OVER TIME TO SEE BECOME MORE MIXED USE RESIDENTIAL, NEIGHBORHOOD.....ORIENTED AND THAT SENSE MAKING 7th STREET ITSELF THE BUFFER BETWEEN THE SINGLE FAMILY NEIGHBORHOOD AND THE COMMERCIAL STRIP. AND DOWN AT THE SOUTHEAST CORNER OF THE PLANNING AREA, THE WEBBERVILLE TRIANGLE, NOT VERY FAR FROM THIS PROPERTY, WE HAVE ALL OF THAT DESIGNATED AS URBAN CENTER FOR POTENTIAL REDEVELOPMENT. WE ENVISIONED IN CONNECTION WITH POSSIBLE STATIONARY CONNECTED TO RAIL TRANSIT SINCE THE RAIL CORRIDOR RUNS RIGHT BY THERE. SO IN SOME THERE'S PLENTY OF PLACES WHERE WE THINK WE -- THE PLAN HELPS IMPLEMENT OUR GOAL OF DIVERSIFYING HOUSING OPTIONS IN CENTRAL EAST AUSTIN. BECAUSE WE DID THAT, WE FELT LIKE WE COULD MOVE FORWARD WITH RECOMMENDING DONATE DOWN ZONING ALL OF THE EXISTING MULTI-FAMILY THAT MS. GLASGO TALKED ABOUT IN THE BLACKSHEAR NEIGHBORHOOD THAT. PROPERTY HAS BEEN ZONED MULTI-FAMILY FOR QUITE A LONG TIME. I'M NOT

SURE EXACTLY WHICH. MY UNDERSTANDING IS MORE THAN 20 YEARS. I DON'T KNOW EXACTLY WHAT WAS INTENDED WHEN THE CITY PURSUED THAT ZONING IN THE FIRST PLACE. BUT I KNOW THAT IT DIDN'T HAVE MUCH EFFECT. THERE IS ONLY THE ONE PROPERTY, THE ADELLA, THAT TOOK ADVANTAGE OF IT. BUT EVEN GIVEN THAT, EVEN GIVEN OUR DESIRE TO MAKE THE ZONING MATCH THE EXISTING USE, WE SPENT A LOT OF TIME DURING THE PLANNING PROCESS, WORKING WITH THE BLACKSHEAR NEIGHBORS AND THE OTHER NEIGHBORS PARTICIPATING AT WAYS IN WHICH WE COULD PERHAPS PRESERVE SOME OF THAT MULTI-FAMILY ZONING AND DENSITY IN BLACKSHEAR PROSPECT HILL. WE TALKED ABOUT LEAVING THE M.F. ON 8th STREET AS A BUFFER. WE TALKED ABOUT ALLOWING SMALL COMPLEXES AT SPACED OUT SITES THROUGH THE NEIGHBORHOOD. AND THOSE IDEAS, BLACKSHEAR NEIGHBORS GAVE THEM DUE AND RESPECTFUL CONSIDERATION, BUT TOLD US THAT'S NOT WHAT THEIR VISION FOR THE NEIGHBORHOOD WAS. ULTIMATELY THAT'S WHAT NEIGHBORHOOD PLANNING IS ALL ABOUT. BUT OVER TIME I HAVE COME TO REALIZE THAT I THINK THEY ARE RIGHT. EVEN THOUGH I DO AGREE IN GENERAL WITH THE NEED FOR THE KINDS OF REINVESTMENT, THE NEW KIND OF HOUSING TYPES, I AGREE WITH THEM THAT -- THAT WHAT THEY SEE AS A NEIGHBORHOOD THAT IS BECOMING INCREASINGLY DOMINATED, I THINK ON THIS BOTH SIDES AGREE, WITH SUBSTANDARD RENTAL HOUSING, ABSENTEE OWNERSHIP, TRANSIENT TENANTS, I THINK BOTH SIDES HERE KNOWLEDGE THAT THAT'S BEEN THE HISTORY OF THE SUBJECT PROPERTY, WHICH IS OF COURSE INFLUENCING THE REACTION TO THE CASE BEFORE YOU. BUT THEY HAVE TOLD US, WE AGREED, THAT FOR NOW THEY WANT TO SEE THE PLAN HELP PURSUE A VISION OF MORE SINGLE FAMILY HOME OWNERSHIP, MORE STABILITY, MORE OPPORTUNITIES FOR FAMILIES TO PUT DOWN ROOTS AND A NEW GENERATION TO KEEP THIS NEIGHBORHOOD ALIVE. THEY SEE MULTI-FAMILY ZONING AS BEING INCOMPATIBLE WITH THAT, I THINK THE ARGUMENT COULD BE MADE THAT IT'S TRUE. MAYBE IN THE FUTURE UPDATE OF THE CENTRAL EAST AUSTIN NEIGHBORHOOD PLAN WE CAN COME BACK AND REVISIT THE QUESTION OF HOW AND WHERE DENSITY SHOULD BE INTEGRATED INTO THIS NEIGHBORHOOD. BUT I

THINK IF NOW THAT WE HAVE REACHED THE STOPPING POINT THAT WE ARE IN AFTER VERY CAREFUL DELIBERATION. THAT'S THE BIG PICTURE. EVEN IF YOU DON'T SUBSCRIBE TO THAT VIEW, WE WOULD STILL HAVE TO DEAL WITH THE QUESTION OF WHY WOULD WE SPOT ZONE THIS ONE PROPERTY. I'M NOT SURE, LOOKING AT THE MAP, I THINK THIS IS EVEN MORE TRUE WHEN YOU ACTUALLY LOOK AT THE STREET, WHY IF YOU WERE GOING TO PICK ONE PROPERTY WHERE YOU WERE GOING TO INTRODUCE DENSITY IT WOULD BE THIS ONE. IT'S IN THE MIDDLE OF THE BLOCK, IT'S -- YOU KNOW, THERE'S TOPOGRAPHICCAL ISSUES, THERE ARE ISSUES WITH TRAFFIC. IT'S JUST NOT -- IT'S NOT THE ONE THAT YOU WOULD PICK. YOU WOULD PICK ONE THAT WOULD BE ELSEWHERE. SO FROM A PLANNING PERSPECTIVE, THAT'S THE WAY WE HAVE TO LOOK AT IT. WE ARE FAIRLY ADAMANT BECAUSE WE'VE HAD SUCH BAD EXPERIENCES WITH IT OVER THE YEARS THAT WE REALLY DON'T WANT TO GET INTO SPOT ZONING. IF WE WANT TO GO BACK AS A PLANNING TEAM AND AS A COMMUNITY AND RETHINK WHAT WE DID WHEN WE DOWN ZONED DOZENS OF PROPERTIES IN THIS NEIGHBORHOOD, I GUESS WE COULD GIVE IT OUR BEST SHOT. BUT TO SIMPLY PICK ONE AND SAY, OKAY, WELL THIS ONE IS GOING TO BE THE EXCEPTION THAT WASN'T AMENABLE TO THE NEIGHBORHOOD OR THE PLANNING TEAM. MS. ATKINS DID RAISE CONCERNS, PERHAPS OBJECTIONS, I DON'T EXACTLY REMEMBER HOW FAR THEY WENT DURING THE PROCESS, BUT I DO KNOW THAT WHEN -- DURING THE PLANNING PROCESS BACK IN 2001, WE FIRST MADE THE RECOMMENDATION TO DOWN ZONE ALL OF THIS PROPERTY, SHE WAS THE ONLY PROPERTY OWNER WHO CAME TO THE PLANNING TEAM TO -- TO RAISE CONCERNS AND TO ASK THAT SHE KEEP HER MULTI-FAMILY ZONING. THAT WAS ONE OF THE REASONS WHY SHE WAS ONE OF THE FEW PROPERTY OWNERS THAT THE NEIGHBORHOOD PLANNING TEAM SAID, WELL, SORRY, WE CAN'T DO THAT. BECAUSE THERE'S DOZENS OF OTHERS IN THE SAME SITUATION AND THEY -- THEY WERE AMENABLE INCLUDING MANY OF THE NEIGHBORS WHO ARE HERE NOW, INCLUDING MR. BUTLER, HE HAD MULTI-FAMILY ZONING. THEY WERE WILLING TO ROLL THAT ZONING BACK IN ORDER TO CONFORM WITH THE NEIGHBORHOOD SIX.... VISION. THAT'S THE POSITION THAT WE FIND OURS IN NOW. IN

REGARDS TO MS. BUTLER'S TALKING ABOUT REINVESTMENT AND TRYING TO BRING MARKET RATE IN HERE, I THINK IF GIVEN A CHOICE BETWEEN SUBSIDIZED PRODUCT AND -- AND THE APARTMENTS THAT SHE'S TALKING ABOUT, I THINK BOTH OCEAN AND THE BLACKSHEAR NEIGHBORS WOULD TAKE THE SUBSIDIZED PRODUCT. I THINK WE FEEL THAT THE EXPERIENCE WITH NON-PROFIT COMMUNITY DEVELOPMENT CORPORATIONS IN CENTRAL EAST AUSTIN HAS BEEN UNIQUELY GOOD. THERE'S A LOT OF GOOD HOUSING THAT'S BEEN BUILT. THAT PROBABLY IS WHAT -- WHAT PRESENTS ITSELF AS AN OBVIOUS ALTERNATIVE TO WHAT WE ARE TALKING ABOUT HERE WOULD BE FOR THIS PROPERTY TO BE ACQUIRED, GO TO A CHODO AND BE SINGLE FAMILY. THAT'S HOW WE WOULD ENVISION IMPLEMENTING THE NEIGHBORHOOD PLAN. WE DON'T THINK THAT'S NECESSARILY A BAD THING. IT'S WORKED VERY WELL IN BLACKSHEAR AND ALSO IN CENTRAL EAST AUSTIN. SO THAT'S OUR POSITION AND I DON'T THINK THAT I HAVE ANYTHING ELSE TO ADD TO THAT.

Mayor Wynn: THANK YOU MR. CLARK MADISON AND FOR SAVING US THREE AND A HALF MINUTES. AGAIN ANTWANETTE NOT WISHING TO SPEAK, AGAINST. RUDOLPH WILLIAMS. WELCOME, SIR, YOU'LL HAVE THREE MINUTES.

I WANTED TO ADDRESS THE IDEA ABOUT THE NEIGHBORHOOD PLAN. THE IDEA WAS TO INDIVIDUAL, HOMEOWNERS, RESIDENTS TO ACTUALLY PARTICIPATE IN THE NEIGHBORHOOD PLAN. AND THAT WORKED. AND IT WAS -- IT WAS AMAZING THAT IT WORKED AND THAT THERE WAS -- THAT THERE WAS A SENSE OF TRANSPARENCY AND A SENSE OF EMPOWERMENT IN THE NEIGHBORHOOD. AND SO -- SO WHAT I'M ASKING AS A HOME OWNER, IN THE NEIGHBORHOOD, IS THAT WE STICK TO THE PLAN. IF WE JUMP FROM THE PLAN TO WHAT AN INDIVIDUAL WANTS, THEN WE HAVE CHAOS. IF WE HAVE A PROCESS THAT APPEARS TO BE WORKING AND ONE WHERE IN A NEIGHBORHOOD THAT HASN'T REALLY FELT LIKE IT'S BEEN EMPOWERED BEFORE, THEN I THINK WE LOSE SOMETHING WHEN WE MOVE FROM OUR AGREEMENTS AND THIS NEIGHBORHOOD, MOST OF EAST AUSTIN HAS FELT LIKE THAT FOR A VERY LONG TIME. SO I WOULD SUGGEST THAT WE STICK TO THE PLAN, SEE HOW IT WORKS AND THEN

REVISIT ISSUES AND ADJUST. BUT WE JUST STARTED ON IT. IT'S A BEAUTIFUL THING TO SEE. ONE OF THE THINGS THAT -- THAT WE DID IN -- IN THE BLACKSHEAR NEIGHBORHOOD WAS ASK FOR THAT SUBDIVISION. WE ASKED FOR THAT FOR PROTECTION OF THAT PARTICULAR NEIGHBORHOOD WITHIN THE EAST AUSTIN PLAN. AND ONCE AGAIN BASED UPON THE PROCESS, YOU AGREED, AND WE WERE ABLE TO SUBDIVIDE. THE GREATER EAST AUSTIN AREA HAS INFILL, IT HAS MULTI-FAMILY HOUSING, IT HAS EVERYTHING AND IT CAME UPON WITH AN AGREEMENT BY THE DIFFERENT NEIGHBORHOOD ASSOCIATIONS AND WITH THE PLANNING COMMITTEES AND WITH YOU. AND SO -- SO I SEE A BIGGER PICTURE. WHAT I ALSO SEE NOW IS THE FRUIT OF THAT PARTICULAR EFFORT. I SEE A LOT OF HOUSES BEING BUILT. I SEE A LOT OF HOUSES BEING REFURBISHED. I SEE A LOT OF HOUSES, A LOT OF VACANT LOTS BEING BOUGHT. I SEE THESE THINGS HAPPENING AND I SEE THAT IT LOOKS GOOD. IT LOOKS VERY GOOD. AND I THINK THAT'S WHAT THE BLACKSHEAR NEIGHBORHOOD ASSOCIATION IS HOPING IS TO SEE THAT BLOSSOMING OF OUR NEIGHBORHOOD AS -- AS A TRUE NEIGHBORHOOD AS IT USED TO BE AND -- AND TO -- TO HOLD BACK SOME OF THOSE THINGS THAT WE HAVE SEEN THAT HAVEN'T WORKED IN THE PAST. THANK YOU.

Mayor Wynn: THANK YOU, MR. WILLIAMS. COUNCIL, THAT'S ALL OF THE FOLKS SIGNED UP WISHING TO SPEAK IN FAVOR OR AGAINST THIS ZONING CASE. SO AT THIS TIME MS. BUTLER WILL HAVE A THREE MINUTE REBUTTAL.

MR. MAYOR, I BELIEVE MY MOTHER, MRS. ATKINS SIGNED UP FOR THREE MINUTES AND THAT WAS GIVEN TO ME.

Mayor Wynn: THEN SHE'S WELCOME TO --

WHAT DO YOU CALL IT, WHATEVER --

Mayor Wynn: WOULD SHE LIKE TO SPEAK?

SHE'S GOING TO GIVE HER TIME TO ME, THAT'S WHAT I'M TRYING TO SAY. IS THAT --

Mayor Wynn: SURE. WITHOUT OBJECTION, COUNCIL, THAT'S

NOT EXACTLY HOW WE DO IT, BUT GO AHEAD.

THANK YOU, A NUMBER OF THINGS, LET ME KIND OF FIRST ADDRESS SOME OF THE THINGS THAT WERE SAID AND PROBABLY ONE THAT REALLY JUMPED OUT AT ME WAS ABOUT THE CHURCH. AND THAT WAS HOW THE CHURCH CAME AND THE CHURCH HAD SOME PLANS THAT WERE SCALED DOWN AND THE CHURCH THEY WORKED WITH THE COMMUNITY AND THEY SCALED DOWN THEIR PLANS. WE ACTUALLY DID THE VERY SAME THING. WE WORKED WITH THE COMMUNITY, WE SCALED DOWN OUR PLANS FROM 10 UNITS TO SIX UNITS. YET WE ARE STILL NOT GETTING THE APPROVAL. ALSO TOO, AS MIKE MENTIONED, SOMEBODY MENTIONED ABOUT EMPOWERING THE NEIGHBORHOOD THING, I THINK IT'S A GOOD THING. BUT I'M NOT SURE IT'S THE AMERICAN WAY, DO WE EMPOWER THE NEIGHBORHOOD AND AT THE SAME TIME DISEMPOWER INDIVIDUAL. SOMETHING FOR US ALL TO THINK ABOUT. BUT THE MAJOR THING THAT I WANT TO SAY, TOO, I THINK IT'S IN YOUR PACKAGE ON DECEMBER 12th MY MOTHER WROTE A LETTER TO THE COUPLE. WE WERE TOLD BY ATTENTION SUE [INDISCERNIBLE], WE WERE TOLD, BECAUSE MY MOTHER WENT TO THE NEIGHBORHOOD MEETING, ASKED THEM, TOLD THEM WE THINK IT'S A VERY GOOD PLAN, WE REALLY ARE PLANNING TO DO MULTI-FAMILY SO WE CAN UPGRADE THE PROPERTY. THEY TOLD TO US WRITE A LETTER TO THE CITY COUNCIL WHICH WE DID. AND IT APPEARS AS THOUGH, I DON'T KNOW IF THIS COULD BE A VALID PETITION BECAUSE SHE WROTE IT AND STAMPED 12, IT'S IN THE PACKAGE THAT YOU ALL HAVE BEFORE YOU. SO WE DID THE THINGS THAT WE THOUGHT WE WERE SUPPOSED TO DO. BUT WE REALLY DIDN'T HEAR ANYTHING AFTER RECEIVING THIS. BUT WE WERE ON RECORD, YOU KNOW, ASKING THAT THIS -- THESE PROPERTIES NOT BE ZONED, RATHER THAT THEY WOULD RETAIN THEIR MULTI-FAMILY ZONING. I DON'T KNOW WHAT HAPPENED TO THAT PROCESS, I THOUGHT WE WERE DOING THE RIGHT THING, I DON'T THINK IT WAS TREATED AS A VALID PETITION. THE OTHER THING, TOM ALLUDED TO IT, THIS PROJECT IS CONSISTENT WITH A NUMBER OF SOUND PLANNING PRINCIPLES AS ESPOUSED BY THE CITY OF AUSTIN ON THE WEBSITE. THE FIRST OF WHICH IS NUMBER 2, ENSURES AN ADEQUATE AND DIVERSE SUPPLY OF HOUSING

FOR ALL INCOME LEVELS WITHIN THE COMMUNITY. OF COURSE THIS DOES THAT BY ADDING MORE COMPACT NON-SINGLE FAMILY HOUSING TO THIS PART OF THE PLAN. THAT GIVES IT DIVERSITY. THE SECOND ONE OR NUMBER 3 PRINCIPLE IS TO MINIMIZE THE NEGATIVE IMPACTS BETWEEN INCOMPATIBLE USES. SINCE THE FUTURE LAND USE MAP FOR THE CENTRAL EAST AUSTIN AREA TARGETS ALL THE PARCELS DIRECTLY ACROSS FROM THE ALLEY TO THE SOUTH, FRONTING ON TO 7th STREET, AS MIXED USE, THE PROPOSED DEVELOPMENT WILL ACTUALLY MINIMIZE THE NEGATIVE IMPACTS OF -- OF THESE TWO AREAS, PRINCIPLE NUMBER 9 SAYS THAT WE SHOULD DEVELOP -- DEVELOPMENT SHOULD ENSURE ADEQUATE TRANSITION. AND THE PROPOSED LOW DENSITY MULTI-FAMILY DEVELOPMENT WILL HELP TO DO JUST THAT. TO HAVE A TRANSITION BETWEEN THE LOW DENSITY SINGLE FAMILY COMMUNITY AND THE EXTREMELY HIGH DENSITY THAT'S ON 7th STREET. AND THE LAST ONE, PRINCIPLE NUMBER 14, STATES THAT DEVELOPMENT SHOULD PROMOTE DEVELOPMENT THAT SERVES THE NEED OF A DIVERSE POPULATION. OF COURSE WHILE RESPECTING THE RESIDENTIAL ONLY LAND USE THIS PARTICULAR STRETCH OF 8th STREET, THE PROPOSED DEVELOPMENT WILL IN FACT SERVE TO PROMOTE -- TO PROMOTE DEVELOPMENT THAT SERVES DIVERSE NEEDS. NEXT THING THAT I WANT TO DO AT THE END OF THIS IS TO ADDRESS SPECIFIC COMMUNITY CONCERNS THAT WERE RAISED WITH US DURING I THINK TWO OR THREE HEARINGS. 10 UNITS WERE TOO MUCH SCALE, AGAIN WE REDUCED THAT TO SIX. PARKING AND TRAFFIC SUGGESTION. WE HAVE AN ARCHITECT, OUR ARCHITECT WHO IS SUPPOSED TO BE AN EXPERT SAYS THAT WE CAN PARK OFF OF THE ALLEYWAY, WE HAVE ADDRESSED THAT. THE NEIGHBORHOOD CHARACTER, YOU SEE THE RENDERING THERE IN FRONT OF YOU, VERY MUCH IN CHARACTER WITH THE NEIGHBORHOOD. MUCH MORE SO THAN THE NEW LINCOLN FACILITY GOING UP ABOUT A BLOCK AWAY. THE NEXT NEIGHBORHOOD CONCERN IS THAT APARTMENTS ATTRACT CRIMINAL ELEMENTS TO NEIGHBORHOODS. I REALLY CAN'T ATTEST TO THAT. BUT I THINK THAT THE FACTS SHOW THAT'S NOT NECESSARILY ALWAYS THE CASE. WHAT I FOUND IN OTHER RENTAL PROPERTIES THAT I DEALT WITH IS MORE SO THE

CONDITION OF THE UNIT IS GOING TO HAVE A DIRECT IMPACT ON THE CRIMINAL ELEMENT AND THE TYPES OF FOLKS THERE. THIS IS WHAT WAS IN OUR MIND AS WE DECIDED THAT WE REALLY NEED TO DEMOLISH WHAT'S THERE AND REBUILD TO HAVE A BETTER TENANT. THE LAST CONCERN WAS THAT THE RESIDENTS HAVE HAD BEEN WORKING ON THE PLAN FOR A VERY LONG TIME. WE COMMEND THAT. BUT MY MOTHER ENTERED THIS PROCESS WHEN IT BEGAN AND LET THEM KNOW. IT'S NOT LIKE WE CAME ALONG AFTER THE FACT. NOT LIKE THEY DIDN'T KNOW WHAT OUR DESIRES ARE, JUST AS THEY KNEW WHAT THE CHURCH'S DESIRES WERE. TWO MORE POINTS. BEAR WITH ME. LET ME SAY THE LAST THING IN CLOSING. THAT IS, YOU KNOW, WE HAVE GOT YOUNG AMERICAN MEN AND WOMEN RIGHT THIS MOMENT IN IRAQ AND AFGHANISTAN FIGHTING FOR OUR RIGHTS. I'M CONCERNED THERE ARE THREE PROPERTIES HERE. TWO REPRESENTED, HAVE PEOPLE LIVING IN THEM, ONE HAS THE CODE ISSUE SO IT'S BOARDED UP. THESE PROPERTIES SERVED TO GENERATE REVENUE, MY MOTHER IS 72 YEARS OLD, THESE PROPERTIES SERVE TO GENERATE REVENUE FOR HER RETIREMENT. AND I'M JUST CONCERNED THAT OUR RIGHTS TO EARN A LIVING, OUR RIGHTS TO -- TO WORK WITH OUR PROPERTY [BUZZER SOUNDING] THAT WE HAVE ARE BEING OVERLOOKED AND AGAIN YOU HAVE GOT FOLKS FIGHTING FOR THOSE RIGHTS, I WOULD JUST ASK THAT OURS BE CONSIDERED ALSO. THANK YOU.

Mayor Wynn: THANK YOU, MS. BUTLER. COUNCIL, THAT CONCLUDES OUR PUBLIC HEARING PART OF THE COMBINED Z-1, Z-2 CASE. I WILL ENTERTAIN A MOTION TO CLOSE THE PUBLIC HEARING. MOTION MADE BY THE MAYOR PRO TEM, SECONDED BY COUNCILMEMBER SLUSHER TO CLOSE THE PUBLIC HEARING. FURTHER DISCUSSION? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? PUBLIC HEARING IS CLOSED ON A VOTE OF 7-0. COMMENTS, COUNCIL? QUESTIONS OF STAFF OR APPLICANT, MAYBES? NEIGHBORS? I HAD A COUPLE OF QUESTIONS I GUESS FOR STAFF. MS. GLASGO, THIS ZONING

CASE IS ACTUALLY TWO LOTS, ZONED S.F. 3.

THAT'S CORRECT.

AND REMIND MOW S.F. 3 ZONING -- REMIND ME ON S.F. 3 ZONING, PERHAPS DEPENDENT ON THE SIZE OF THE LOT ITSELF, WE AND HE ALLOW TWO UNITS ON A SINGLE S.F. 3 LOT CORRECT?

WITH THE ZONING, YOU ARE CORRECT. IT DEPENDS ON THE LAND AREA. THAT SINGLE FAMILY 3 ALLOWS YOU TO HAVE TWO OPTIONS. YOU CAN HAVE A SINGLE FAMILY DETACHED HOUSE, THAT'S ONE UNIT THAT SERVES ONE FAMILY OR YOU CAN BUILD A DUPLEX AS LONG AS THE LAND AREA IS 7,000 SQUARE FEET. FOR A SINGLE FAMILY DETACHED HOUSE ALL YOU NEED FOR -- ALL YOU NEED FOR A MINIMUM [INDISCERNIBLE] IF YOU WANT TO BUILD A DUPLEX ON THE SAME PIECE OF PROPERTY THE LAND AREA NEEDS TO BE 7,000 SQUARE FEET. YOU DO INCREASE IN LAND AREA IF IT'S A DUPLEX, DECREASE, IF YOU ARE GOING TO BUILD A SINGLE FAMILY HOUSE OR USE THE ENTIRE SITE FOR JUST A SINGLE FAMILY HOUSE. AND I'M GLAD YOU ASKED THAT. I PUT TOGETHER A CHART. WE ARE GOING TO WALK YOU THROUGH THE SCENARIO THAT'S YOU JUST ASKED, AN ATTACHED MAP. YOUR QUESTION ON THE CHART IN THE -- THAT IS COMING TO YOU SHOWS YOU THAT -- THE -- THAT YOU COULD UNDER THE EXISTING ZONING YOU CAN HAVE EITHER SINGLE FAMILY HOUSE OR A DUPLEX. AND THAT'S CONSIDERED TWO UNITS. ONE DUPLEX IS -- GIVES YOU TWO UNITS AND SINGLE FAMILY HOUSE IS ONE UNIT. THIS PROPERTY COMPRISES 11,761 SQUARE FEET. BECAUSE YOU HAVE TWO LOTS. EACH LOT HAS A FRONTAGE OF 45 FEET. THE SITE AREA IS IMPORTANT IN THAT TO HAVE A DUPLEX YOU NEED 7,000 SQUARE FEET TO HAVE A SINGLE FAMILY HOUSE YOU NEED 5,750 SQUARE FEET. I'M POINTING THAT OUT AS OPTIONS THAT THE APPLICANT COULD CONSIDER FOR YOU TO KNOW.

Mayor Wynn: THANK YOU, MS. GLASGO. AGAIN, OBVIOUSLY WE HAVE A-- A CODE VIOLATION WITH THE CURRENT SECOND UNIT ON ONE OF THE LOTS.

THAT'S CORRECT. IT IS SUBSTANDARD IN THAT IT DOES NOT

MEET SOME OF THE BASIC ELEMENTS OF THE BUILDING CODE. IT NEEDS TO BE DEMOLISHED OR REMODELED. IT CAN BE BROUGHT UP TO CODE BY ADDRESSING THOSE ISSUES. IT HAS BEEN BOARDED UP PENDING OBVIOUSLY RESOLUTION OF THE ZONING REQUEST. AND THEN DEPENDING ON WHAT YOU DO TODAY THEN THE APPLICANT WILL BE REQUIRED TO PROCEED WITH -- WITH THE ASPECTS THAT WERE IDENTIFIED AND HOW TO BRING THAT BUILDING INTO COMPLIANCE.

REMIND ME, IF IT'S AN EXISTING BUILDING, AND IF THE OWNER BROUGHT A -- BROUGHT IT UP TO FULL BUILDING COMPLIANCE, SOMEHOW IF THE LOT WASN'T LARGE ENOUGH, SORT OF ZONING AND COMPATIBILITY FOR OTHER REASONS, YOU KNOW THAT SECOND UNIT WOULDN'T ALLOW IT TO BE -- TO BE CONSTRUCTED FROM NEW COULD THAT -- COULD THAT BE SORT OF A GRANDFATHERED SECOND UNIT ON THAT SITE IF IT WAS BROUGHT UP TO FULL CODE COMPLIANCE.

YES, IT WOULD BE GRANDFATHERED. THEY COULD RETAIN ALL THREE UNITS TODAY, AS THEY ARE, THEY CAN DIMISH THEM TO A CERTAIN LEVEL THAT YOU NEED TO MAINTAIN THE SLAB OR A PORTION OF THE BUILDING TO KEEP IT GRANDFATHERED AND BUILD A NEW, IF YOU WILL, BUT KEEPING THE SLAB TO THE EXTENT THAT IT CAN BE REUSED TO DO THAT. [ONE MOMENT PLEASE FOR CHANGE IN CAPTIONERS]

ZONE THE OTHER LOT SINGLE-FAMILY-4-A, WHICH WOULD ALLOW FOR A SMALLER LOT, BUT WOULD ALLOW FOR ANOTHER SINGLE-FAMILY HOUSE WHERE THEY COULD SELL IT OR RENT IT, BUT AT LEAST ALLOW FOR AGAIN THREE UNITS. EITHER WAY YOU COULD GET THREE UNITS, BUT IT REQUIRES A PROCESS TO SUBDIVIDE, TO MOVE THE LOT LINE. THE LOT LINE RIGHT NOW HAS TWO LOTS. THERE'S A SUBDIVISION PROCESS THAT IS CALLED AN AMENDMENT TO THE PLAT WHERE YOU REMOVE THE LOT LINE SLIGHTLY TO GIVE YOU THE LAND AREA YOU NEED FOR THE DUPLEX AND FOR THE SINGLE-FAMILY 4-A, BUT THAT'S THE SCENARIO THAT COUNCIL MAY CHOOSE TO CONSIDER OR NOT CONSIDER. BUT I LAID THAT OUT JUST SO YOU COULD SEE THE DIFFERENCES IN THE NUMBER OF UNITS, NUMBER OF

TRIPS, NUMBER OF PARKING SPACES. I HOPE THAT CAN HELP YOU.

Mayor Wynn: THAT DOES HELP ME, BUT AGAIN THAT WOULDN'T BE PART OF THIS ZONING CASE TECHNICALLY. THAT'S PART OF A DIFFERENT PROCESS, A SUBDIVISION PROCESS. WE AS A COUNCIL WITH THIS POSTED ITEM, WE COULDN'T GO IN AND ADJUST PROPERTY LINES, COULD WE?

NO, YOU CANNOT DO THAT, BUT YOU COULD GRANT THE ZONING THAT ALLOWED THEM TO GO ADJUST THE LOT LINE. THEY WOULD NEED THAT. UNDER OTHER DISTRICTS ON THE YELLOW PAGE UNDER THE SINGLE-FAMILY 3 DUPLEX OR SF-4-A, YOU WOULD HAVE TO GRANT THE ZONING ON A PORTION OF THE LOT TO SINGLE-FAMILY 4-A TO ALLOW FOR THE SMALLER LOT, WHICH THEY CANNOT DO UNDER THE ZONING THEY HAVE TODAY. SINCE THEY WERE POSTED FOR MULTI-FAMILY, YOU CAN CONSIDER SPLITTING THE TWO SITES THAT WAY. AND THEN THEY WOULD TAKE IT UP WITH THE SUBDIVISION PROCESS TO MOVE THE LOT LINES TO MATCH THAT SCENARIO.

Mayor Wynn: JUST OUT OF CURIOSITY, HOW DOES THE NEIGHBORHOOD PLAN IN SF-4-A, ARE THEY CONCURRENT? DOES THE NEIGHBORHOOD PLAN IN ITS BROAD TERM OF SINGLE-FAMILY LAND USE, DOES IT -- WOULD SF-4-A BE CONSIDERED, YOU KNOW, NOT IN COMPLIANCE WITH THE NEIGHBORHOOD PLAN?

THAT'S A GOOD QUESTION YOU RAISE. THE NEIGHBORHOOD PLAN RECENTLY THE NEIGHBORHOODS ASKED THAT YOU CREATE A SUB DISTRICT, AND YOU DID. AND THE SUB DISTRICT BASICALLY REMOVED ALL THE OTHER SMALL LOT INFILL OPTIONS FROM THIS AREA. SO THE SINGLE-FAMILY 4-A WOULD NOT BE CONSISTENT WITH THE DESIRE OF THE NEIGHBORHOOD UNLESS THEY FEEL THAT -- I SEE THEM SHAKING THEIR HEAD. THE SMALL LOT OPTIONS WOULD NOT. AND MAYBE IT'S JUST A SCENARIO THAT I PUT IN THERE, BUT OBVIOUSLY THE NEIGHBORHOOD PLAN, GIVEN THAT JUST A FEW MONTHS AGO YOU CREATED THE SUB DISTRICT TO ALLOW THOSE INFILL OPTIONS ELSEWHERE IN THE NEIGHBORHOOD, BUT NOT HERE. THE LOTS THEMSELVES ARE INDEED NOT AS WIDE AS YOUR

STANDARD LOTS. THEY ARE 45 FEET WIDE. WHEREAS YOUR STANDARD LOTS ELSEWHERE ARE 50 FEET WIDE TO ALLOW FOR A WIDER DRIVEWAY. I THINK THEY REALIZE THAT THEIR LOTS WERE NOT YOUR TRADITIONAL STANDARD LOTS. THEY'RE A LITTLE NARROWER AND THEREFORE CREATING YET A SMALLER LOT REQUIRED THAT YOU AMASS MORE LAND AREA TO BE ABLE TO BRING IT BACK TOGETHER AND MOVE THE LOT LINE AND ADJUST THEM ACCORDINGLY TO CREATE WIDER DEPTH.

Mayor Wynn: THANK YOU, MS. GLASGO. FURTHER QUESTIONS OF STAFF, COUNCIL? COMMENTS? IF NOT, I'LL ENTERTAIN A MOTION ON -- ESSENTIALLY ON Z-2. COUNCILMEMBER SLUSHER.

Slusher: I WOULD MOVE TO DENY -- IT WAS THE STAFF RECOMMENDATION AND THE PLANNING COMMISSION RECOMMENDATION. AND I'M FAMILIAR WITH THE NEIGHBORHOOD AND SOME OF THE NEIGHBORHOOD FOLKS. I KNOW THEY'VE WORKED VERY HARD TO PRESERVE THE NEIGHBORHOOD AND TO GET THE ZONING THAT THEY HAVE. I THINK THAT THERE'S SOME GOOD POINTS ABOUT APARTMENTS AND NEEDING APARTMENTS IN THE AREA, BUT I THINK NOT RIGHT IN THE MIDDLE OF THE SINGLE-FAMILY. AND I THINK THE NEIGHBORHOOD PLAN TOOK THAT SORT OF ISSUE INTO ACCOUNT, AND FOR APARTMENTS NEARBY FOR COMMERCIAL NEARBY, SO I THINK IT'S A GOOD PLAN. IT'S PUT TOGETHER BY THE NEIGHBORS THEMSELVES, AND WE OUGHT TO STICK WITH IT.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER SLUSHER TO DENY THE ZONING CASE Z-2 AND THEN ALSO ESSENTIALLY DENY THE PLAN AMENDMENT REQUEST Z-1.

Goodman: SECOND.

Mayor Wynn: SECONDED BY MAYOR PRO TEM. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION TO DENY PASSES ON A

VOTE OF SEVEN TO ZERO. COUNCIL, I GUESS THAT TAKES US BACK TO ITEM 30 AND 33, WHICH ARE THE COMBINED ZONING CASES OF BOTH THE BRENTWOOD/HIGHLAND COMBINED NEIGHBORHOOD PLAN AND THE RESPECTIVE ZONING CASES.

MAYOR, BRYAN BLOCK WILL BE PRESENTING ITEMS NUMBER 30 AND 33. WE HAVE GIVEN YOU A COPY OF A MOTION SHEET THAT IDENTIFIES EACH TRACT. AND THE REQUESTS, INCLUDING WHAT YOU DID ON SECOND READING. I HOPE THAT HELPS MOVE IT ALONG.

Mayor Wynn: I'M SURE IT WILL, MS. GLASGO. THANK YOU.

I'M BRYAN BLOCK WITH NEIGHBORHOOD PLANNING AND ZONING. AND I'LL BE TAKING YOU THROUGH ITEM 30 AND ITEM 33. THE BRENTWOOD/HIGHLAND NEIGHBORHOOD PLAN AND REZONINGS. SHOULD I GET STARTED?

Mayor Wynn: I GUESS WE'RE READY, MR. BLOCK. THANK YOU.

THE FIRST ONE WOULD BE THE MAIN MOTION. THIS WILL BE FOR THE BULK OF THE PLAN. ALL THE ITEMS THAT DON'T HAVE OPPOSITION THAT ARE SUPPORTED BY ALL THE STAKEHOLDERS. JUST TO -- THE MOTION SHEET HAS BEEN REVISED A LITTLE BIT TO GIVE YOU ALL OF THE INFORMATION THAT THE COUNCILMEMBERS HAVE ASKED FOR. IT NOW HAS THE PROPERTY DESCRIPTION FIRST. IT HAS THE ORIGINAL RECOMMENDATION AND THE PRIOR COUNCIL ACTION THAT WAS TAKEN ON SECOND READING. THAT FIRST COLUMN IS THE PRIOR -- THE RECOMMENDATION AND PRIOR COUNCIL ACTION FOR THE PLAN. AND THEN IT GOES TO THE ZONING. IT HAS THE EXISTING ZONING, THE PRIOR COUNCIL ACTION. AND THEN FOR YOUR INFORMATION, IT HAS THE PLANNING COMMISSION RECOMMENDATION, THE ORIGINAL NEIGHBORHOOD PLAN RECOMMENDATION, ANY PROPERTY OWNER RECOMMENDATION AND ANY OTHER RECOMMENDATION WHICH WOULD NORMALLY BE A NEIGHBORHOOD RESIDENT OPTION. BUT IT HAS THE VOTES REQUIRED TO PASS THAT OPTION WHETHER THERE'S A PETITION OR NOT. SO THE FIRST ONE IS THE MAIN MOTION, AND IF WE COULD TAKE UP THE PLAN AND THE REZONING

SEPARATE JUST FOR THIS ONE. FOR THE PLAN, THE ORIGINAL RECOMMENDATION WAS APPROVE THE NEIGHBORHOOD PLAN AS RECOMMENDED BY PLANNING COMMISSION, WITH THE EXCEPTION OF THOSE FOUR TRACTS LISTED THERE. THAT WAS APPROVED ON SECOND READING. AND THE ACTION WE WOULD BE REQUESTING WOULD BE TO APPROVE ON THIRD READING EXACTLY WHAT WAS APPROVED ON SEBD READING. SECOND READING.

Mayor Wynn: QUESTIONS, COMMENTS, COUNCIL? IF NOT, I'LL ENTERTAIN A MOTION?

ON THIS FIRST ITEM?

Mayor Wynn: YES, JUST ON THE NEIGHBORHOOD PLAN.

Alvarez: I'LL MOVE APPROVAL ON THIRD READING.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER ALVAREZ, SECONDED BY THE MAYOR PRO TEM TO APPROVE THE NEIGHBORHOOD PLAN AS RECOMMENDED BY THE PLANNING COMMISSION, WITH THE EXCEPTION OF TRACTS 16, 51, 238 AND 248-A.

RIGHT. AND THAT'S EXACTLY WHAT WAS PASSED ON SECOND READING.

Mayor Wynn: THIS IS FOR APPROVAL ON THIRD READING. COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO.

THE REASON I ASKED YOU TO TAKE THE PLAN AND THE ZONING SEPARATELY IS FOR THIRD READING, WHAT WE'RE SUGGESTING IS PASSING ALL OF THE NON-CONTROVERSIAL ZONING ITEMS THAT WERE PASSED ON SECOND READING, BUT ALSO ADD TO IT -- THERE'S ONE, TWO, THREE, FOUR, FIVE TRACTS THAT WHEN THEY CAME OUT OF PLANNING COMMISSION, THERE WAS NOT AGREEMENT AMONG THE

STAKEHOLDERS. THERE WAS THE PLANNING COMMISSION RECOMMENDED ONE THING AND THE PROPERTY OWNER HAD A PETITION AND AN ALTERNATE RECOMMENDATION. AND WE GOT THOSE STAKEHOLDERS ALTOGETHER, WE REACHED AGREEMENT, AND ON SECOND READING YOU PASSED THE PROPERTY OWNER RECOMMENDATION ON A FEW OF THOSE ITEMS BECAUSE THERE WAS AGREEMENT AMONG ALL THE STAKEHOLDERS. SO TO SAVE TIME, I WAS SUGGESTING THAT YOU ROLL THOSE INTO THE MAIN MOTION THIS TIME, SO YOU WOULD BE APPROVING THE NPCD REZONINGS AS APPROVED ON SECOND READING, WITH THE EXCEPTION OF THE TRACTS LISTED THERE. AND JUST FOR YOUR INFORMATION, STARTING ON PAGE 17, YOU WOULD BE APPROVING TRACTS 221, 266, 267, 268 AND 244, ALL OF THOSE WERE APPROVED ON SECOND READING WITH NO OPPOSITION, AND THEY WERE ALL 7-0. 0 VOTES.

Mayor Wynn: THANK YOU VERY MUCH. SO COUNCIL, I'LL ENTERTAIN A MOTION TO APPROVE THE NPCD REZONINGS AS RECOMMENDED BY THE PLANNING COMMISSION.

IF WE COULD MAKE THAT AS APPROVED ON SECOND READING.

Mayor Wynn: OKAY. AS APPROVED ON SECOND READING.

Alvarez: SO MOVE, MAYOR.

ACCEPTABLE.

Mayor Wynn: COUNCIL, IF WE COULD HAVE MISS TERRY READ WHAT SHE BELIEVES TO BE THE SUGGESTED MOTION.

OKAY, BRYAN. MY UNDERSTANDING OF THE SUGGESTED MOTION IS APPROVE THE NPCD REZONINGS AS APPROVED ON SECOND READING WITH THE EXCEPTION OF THREE, 10...10...10- B... 99-A, 99-B, 101, 107, 210-C, 222-B, 238, 240-A, 248-A AND 271. IS THAT CORRECT?

THAT'S EXACTLY CORRECT, THANK YOU.

AND THE TRACTS THAT YOU WERE TALKING ABOUT ADDING BACK IN WERE TRACTS THAT WERE APPROVED ON SECOND

READING, BUT WERE NOT IN THE PLANNING COMMISSION RECOMMENDATION.

THAT'S CORRECT. THEY WERE AGREEMENTS AMONG ALL STAKEHOLDERS THAT CAME AFTER PLANNING COMMISSION.

SO THAT'S WHY YOU'RE SUGGESTING THE CHANGE IN THE LANGUAGE. SO IF YOU CHANGE THE LANGUAGE TO APPROVE THE NPCD REZONINGS AS APPROVED ON SECOND READING, THEN YOU AUTOMATICALLY INCLUDE THOSE LOTS.

THAT'S CORRECT.

Mayor Wynn: OKAY. THANK YOU FOR CLARITIFICATION. AND I BELIEVE COUNCILMEMBER ALVAREZ INTENDED TO MAKE THAT MOTION.

Alvarez: YES. IS THERE A SECOND? SECONDED BY THE MAYOR PRO TEM. FURTHER COMMENTS?

Slusher: WELL, I'M GLAD Y'ALL UNDERSTAND THAT, BECAUSE SOMEBODY SUMMARIZED IT FOR ME -- COULD SOMEBODY SUMMARIZE THAT FOR ME?

OKAY. THE PLANNING COMMISSION RESULTED IN RECOMMENDATIONS THAT WERE NOT AGREED TO, THAT YOU ALL HEARD OR WHEN YOU HEARD FIRST READING AND SECOND READING. BUT BY THE TIME YOU GOT TO SECOND READING THERE WERE SETTLEMENTS. AND ON SECOND READING YOU APPROVED THOSE SETTLEMENTS. SO ON SECOND READING YOU DID NOT REALLY APPROVE THE PLANNING COMMISSION RECOMMENDATION, YOU APPROVED -- YOU APPROVED THE ADDITION OF THOSE FOUR LOTS AND THE SETTLEMENTS THAT WERE REACHED THAT BRYAN READ OFF. SO THAT WHAT YOU APPROVED ON SECOND READING WAS ACTUALLY THE -- EVERYTHING THE PLANNING COMMISSION RECOMMENDED WITH THE EXCEPTION OF THOSE FOUR LOTS, AND YOU MODIFIED THE PLANNING COMMISSION RECOMMENDATION ON SECOND READING BY THE AGREEMENTS THAT WERE REACHED ON THOSE FOUR LOTS. SO WHAT BRYAN IS ASKING YOU TO DO IS -- IS RECOMMENDING IS THAT ON THIRD READING YOU SIMPLY

DO WHAT YOU DID ON SECOND READING.

Slusher: IS THIS IN THE PLAN OR ZONING?

THIS IS ZONING. YOU'VE DONE THE PLAN.

Slusher: I HAD A QUESTION ON ONE OF THESE. THIS INCLUDES ALL THE ZONING?

NO, SIR. THERE IS THE EXCEPTION OF THE VALID PETITION TRACTS, WHICH ARE LISTED ON YOUR MOTION STREET.

Slusher: SO IT DOESN'T INCLUDE ANYTHING ON THIS SHEET WE WERE HANDED OUT?

YOU ARE ONLY ON THE FIRST SHEET. IT DOES NOT INCLUDE THE REST OF THE LOTS THAT ARE ON THE REMAINING MOTION SHEET.

Slusher: OKAY. I THINK I GOT IT.

FOR YOUR INFORMATION, I DID INCLUDE THEM AT THE BACK STARTING WITH PAGE 17, IN CASE YOU WANTED TO PULL THEM OUT OF THE MAIN MOTION AND DISCUSS THEM SEPARATELY.

OKAY. SO YOU CAN RIP THAT PAGE OFF IF YOU VOTE FOR THIS MOTION.

Slusher: AT LEAST I'M DONE WITH THE WHOLE STACK.

McCracken: I'M A LITTLE CONFUSED TOO. WE'VE APPROVED PAGE 1 AND THEN WE WOULD STILL HAVE PAGE 2 THROUGH 16 TO DO AND WE COULD GET RID OF 17 ON. IS THAT THE PLAN HERE?

Mayor Wynn: IS THAT CORRECT?

Mayor Wynn: THERE'S A MOTION AND A SECOND ON THE TABLE TO APPROVE THE PLAN AS PRESENTED. EXCUSE ME, WE HAVE A MOTION AND A SECOND TO APPROVE THE NPCD REZONINGS AS APPROVED ON SECOND READING. WITH THE EXCEPTION OF THE TRACTS LISTED. FURTHER COMMENTS?

HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7 TO ZERO.

AND NOW WE CAN MOVE ON TO THE TRACTS THAT DO HAVE PETITIONS OR ARE CONTROVERSIAL FOR ANOTHER REASON. STARTING WITH TRACT 3, 1609 BURNET LANE. THE USE THERE IS THE APPLE MOVING COMPANY, JUST TO REFRESH YOUR MEMORY.

Mayor Wynn: I'M SORRY. CAN YOU ALSO POINT OUT THESE TRACTS ON THE MAP AS WE GO?

IN THE PAST YOU PREFERRED TO HAVE IT ON THE SCREEN. WOULD THAT BE ACCEPTABLE AGAIN?

Mayor Wynn: I THINK SO.

THIS IS BURNET LANE JUST TO THE EAST OF BURNET ROAD. THE PLANNING COMMISSION RECOMMENDATION WAS FOR CS-MU-CO-NP WITH CONDITIONAL OVERLAY G, AND THAT'S ALL LISTED ON THIS MOTION SHEET FOR YOU. AND YOU APPROVED THE PLANNING COMMISSION RECOMMENDATION ON A 7-0 VOTE ON BOTH FIRST AND SECOND READING. AND NOW IT'S OFFERED FOR THIRD READING. THIS DOES HAVE A VALID PETITION.

Mayor Wynn: CAN SOMEONE POINT IT OUT ON A LARGER MAP SO WE COULD GET CONTEXT OF WHERE IN THE CITY OF AUSTIN THIS IS? THIS IS 45TH STREET, BURNET ROAD, AND JUSTIN LANE HERE. BURNET LANE IS RIGHT HERE. BETWEEN BURNET ROAD AND THE INTERIOR RESIDENTIAL PART OF THIS NEIGHBORHOOD.

Mayor Wynn: ALL RIGHT. THANK YOU. I'LL ENTERTAIN A MOTION, COUNCIL, ON THIRD READING.

Slusher: SO MAYOR, LET ME MAKE SURE I UNDERSTAND. THIS IS THE PLANNING COMMISSION RECOMMENDATION, WHICH IS THE SAME AS THE NEIGHBORHOOD PLAN

RECOMMENDATION, THAT'S WHAT WE PASSED ON SECOND READING. IS THAT CORRECT? MATURE MAYOR YES.

THAT IS CORRECT.

Slusher: I WOULD MOVE APPROVAL THEN.

Dunkerley: SECOND.

Mayor Wynn: MOTION BY COUNCILMEMBER SLUSHER, SECONDED BY COUNCILMEMBER DUNKERLEY TO APPROVE ON THIRD READING CSMUCONP, WITH CONDITIONAL OVERLAY G. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO. THAT INCLUDES BOTH THE PLAN AND THE ZONING. THANK YOU.

THAT TAKES US TO PAGE 3, TRACT 10-B, 5607 AND 5615 BURNET ROAD. THIS IS ON BURNET ROAD JUST SOUTH OF KOENIG LANE. THE AGENT IS MICKEY BENTLY. THE CURRENT USE ON THIS PROPERTY IS OFFICE-WAREHOUSE. THE PLANNING COMMISSION RECOMMENDATION WAS FOR CS-MU-CO WITH COB. THE PROPERTY OWNER HAS A PETITION. THEY HAD AN ALTERNATE RECOMMENDATION, WHICH WAS TO REMOVE FOUR USES FROM THE CONDITIONAL OVERLAY. THOSE ARE LISTED UNDER THE PROPERTY OWNER RECOMMENDATION. THOSE INCLUDE CONSTRUCTION SALES AND SERVICE, COMMERCIAL BLOOD PLASMA CENTER, KENNELS AND VEHICLE STORAGE. AND ON SECOND READING THE PROPERTY OWNER RECOMMENDATION WAS -- PASSED ON A 7-0 VOTE.

Mayor Wynn: I'LL ENTERTAIN A MOTION.

Dunkerley: MAYOR.

Mayor Wynn: COUNCILMEMBER DUNKERLEY.

Dunkerley: CAN WE DO BOTH 10 -- BOTH OF THOSE 10-B

PROPERTIES AT THE SAME TIME?

THAT WOULD INCLUDE PAGE 4, WHICH IS EXACTLY THE SAME. THE PROPERTY IS RIGHT NEXT DOOR. THE PLANNING COMMISSION RECOMMENDATIONS ARE IDENTICAL AND THE PROPERTY OWNER RECOMMENDATIONS ARE IDENTICAL.

Dunkerley: WELL, I WOULD MAKE A MOTION ON THE TWO TRACTS 10-B'S FOR THE PROPERTY OWNER RECOMMENDATION CS-MU-CO-NP, AND THERE WAS A LETTER FROM THE CAPITOL SCHOOL, AND THE PROPERTY OWNER, IN ORDER TO MEET SOME OF THEIR RECOMMENDATIONS, HAS AGREED TO ALSO DROP KENNELS AND THE VEHICLE STORAGE. SO THERE WOULD JUST BE THOSE TWO EXCEPTIONS TO THE B OVERLAY. THAT WOULD BE MY MOTION.

MAYOR? I LEFT OUT A PIECE OF INFORMATION THAT THE PROPERTY OWNER WANTED INCLUDED IN THIS PETITION. COULD YOU ZERO IN ON -- ON THE 10-B PROPERTIES? THEY HAVE A VERY SMALL FOOTPRINT OF CS-1 ZONING, AND THE PROPERTY OWNER WANTED THAT MAINTAINED. I'M SORRY, I LEFT THAT OFF.

Dunkerley: OKAY. SO I'LL ADD THAT TO MY MOTION.

AT 5711, THAT'S THE SMALL FOOTPRINT OF CS-1 ZONING THAT THEY HAVE.

Dunkerley: I'D ADD THAT TO MY MOTION.

Mayor Wynn: COUNCILMEMBER SLUSHER.

Slusher: IS THERE ANY -- WHAT'S THE CLOSEST CS-1 ZONING? WELL, LET ME ASK THIS, WHAT ARE THE ADJACENT PROPERTIES ZONED UNDER THE NEIGHBORHOOD PLAN?

JUST TO THE EAST OR JUST TO THE NORTH AND SOUTH ALONG BURNET ROAD?

Slusher: TELL ME ALONG NORTH AND SOUTH FIRST. WHERE IS IT ON THERE? TELL ME WHERE IT IS.

THIS IS KOENIG LANE RIGHT HERE. 10-B IS RIGHT HERE, JUST SOUTH OF KOENIG LANE. AND ALL OF BURNET ROAD IS ZONED CS. THERE IS NO CS-1 -- OKAY. THERE IS CS -- WE DON'T HAVE THE OTHER SIDE OF THE STREET ZONING ON THIS MAP.

Slusher: IT'S NOT IN THE PLAN, RIGHT?

IT'S IN THE ALLENDALE NEIGHBORHOOD OR POTENTIALLY ROSE DALE. THERE'S SOME CS-1 UP HERE MUCH FURTHER NORTH, JUST SOUTH OF JUSTIN LANE. AND THAT WOULD BE ALL THE CS-1 ON THE EAST SIDE OF BURNET ROAD.

Slusher: WHAT PART OF THIS TRACT IS THE CS-1 ON? I IN THE THAT THIS ONE COMES A LITTLE BIT FURTHER BACK INTO THE NEIGHBORHOOD THAN THE TRACTS ON EACH SIDE OF IT. 10-B DOES.

SO JUST BEHIND 10-B?

Slusher: I'M WONDERING, YOU SAID -- IS IT 10-B OR 10-A THAT WILL HAVE THE CS-1.

10-B HAS A SMALL SPOT CURRENTLY. >>...

SLUSHER: IS IT ON THE BACK, THE MIDDLE, THE FRONT?

IT'S TOWARDS THE FRONT.

Slusher: I GUESS WHAT I'M TRYING TO FIGURE OUT, IS THIS TRACT GETTING EQUAL TREATMENT WITH OTHER ONES IN THE NEIGHBORHOOD PLAN?

GENERALLY YOUR ACTIONS HAVE BEEN TO PROVIDE CS-1 FOR THE FEW PROPERTY OWNERS THAT WERE REQUESTING IT, IF THEIR PROPERTY FRONTED ON TO THE MAJOR CORRIDOR AND THERE WAS NOT AN OVERZONING OF CS-1 IN THAT AREA.

Slusher: WHAT ABOUT THE PROHIBITIONS THAT ARE LISTED IN HERE UNDER THE -- WHERE THIS PROPERTY OWNER'S NOT GOING TO HAVE AS MANY AS I GUESS OTHERS ALONG

HERE, AT LEAST NOT AS MANY AS RECOMMENDED?

THIS WOULD BE THE ONLY ONE THAT I'M AWARE OF THAT HAS EXCEPTIONS TO THE CO. THAT CO WAS APPLIED TO ALL OF BURNET ROAD AND ALL OF LAMAR, AND I'M NOT -- THERE ARE OTHER EXCEPTIONS. THEY'LL BE THE ONES -- THESE AUTO DEALERS WHERE YOU WERE LOOKING AT ADDING THE LIMITED WAREHOUSING OPTION, THOSE ARE EXCEPTIONS. THEY'RE NOT EXCEPTIONS FOR THESE USES.

Slusher: AND THAT'S WHERE THEY ALREADY HAVE THE AUTO DEALERS THERE AND THAT WAS DOING, WHAT, LETTING THEM PARK, LETTING THEM CONTINUE THAT OPERATION?

THE OTHER EXCEPTION TO THAT -- THOSE CO'S RELATE TO THE AUTO DEALERS ALONG HUNT LAND, WHICH IS ON THE OTHER SIDE OF THIS NEIGHBORHOOD. SO THERE ARE SOME EXCEPTIONS TO CO'S A AND B.

Slusher: OKAY. ALL RIGHT. WELL, THAT'S ALL I HAVE. I'M NOT SURE IT'S EVEN.

Dunkerley: MAYOR.

Mayor Wynn: COUNCILMEMBER DUNKERLEY.

Dunkerley: THIS ACTION, COUNCILMEMBER SLUSHER, DOES REDUCE THE NUMBER OF EXCEPTIONS TO ONLY TWO.

Slusher: I UNDERSTAND. YOU PUT TWO OF THEM BACK IN. BUT THAT WOULD BE THE ONLY PLACE ALONG BURNET WHERE THAT COULD HAPPEN? WHERE THESE ONES THAT ARE -- OKAY. BECAUSE WHAT'S THE CO -- WHAT THE CO IS UNDER PLANNING COMMISSION RECOMMENDATION AND THEN THE PROPERTY OWNER HERE WANTED TO HAVE THE FOLLOWING USES REMOVED, AND IT WOULD JUST BE CONSTRUCTION, SALES AND SERVICES AND COMMERCIAL BLOOD PLASMA, SO THEY WOULD BE ADDED BACK ON, WHERE OTHERS COULDN'T GET THAT ALONG THERE.

NO. THERE'S -- WHAT WAS APPLIED TO BURNET ROAD WAS CONDITIONAL OVERLAY A AND CONDITIONAL OVERLAY B. CONDITIONAL OVERLAY A WAS APPLIED TO PROPERTIES

THAT ARE NOT ADJACENT TO ANY RESIDENTIAL. CONDITIONAL OVERLAY B IS A LITTLE BIT MORE RESTRICTIVE AND IT WAS APPLIED TO PROPERTIES THAT ARE ADJACENT TO RESIDENTIAL. SO THIS ONE HAS RESIDENTIAL JUST BEHIND IT. SO CONSTRUCTION SALES AND SERVICE WOULD BE ALLOWED, JUST PERMITTED IN THE CONDITIONAL OVERLAY A. AND CONDITIONAL OVERLAY B IT'S STILL ALLOWED, BUT IT WOULD BE MADE A CONDITIONAL USE REQUIRING A CONDITIONAL USE PERMIT. SO ON THAT ONE, IF YOU MADE THAT ALLOWED, JUST OUT RIGHT PERMITTED FOR THIS PROPERTY, IT'S STILL PERMITTED UP AND DOWN THE STREET, YOU'RE JUST TALKING ABOUT THE DIFFERENCE BETWEEN CONDITIONAL ON THIS PROPERTY OR OUT RIGHT PERMITTED.

Slusher: I'M WONDERING HOW THIS ONE IS DIFFERENT, WHERE IT GETS -- IT DOESN'T HAVE TO GO THROUGH A CUP PROCESS.

Dunkerley: I GET CONFUSED WITH THESE PROPERTIES, BUT SOME OF THESE THEY'RE LONG TIME OWNERS THAT ACTUALLY PROVIDED RIGHT-OF-WAY TO THE CITY. I'M NOT SURE IF THIS IS ONE OF THOSE, SO I THOUGHT BECAUSE OF THAT AND BECAUSE OF THE REQUEST, I THOUGHT THAT IT WAS REASONABLE.

Mayor Wynn: COUNCILMEMBER ALVAREZ.

Alvarez: SO IN THIS MOTION, KENNELS AND VEHICLE STORAGE ARE MADE -- ARE PROHIBITED OR CONDITIONAL?

Dunkerley: I HAVE TO LOOK TO THE NEIGHBORHOOD BECAUSE WE'RE THE ONES THAT MADE THE AGREEMENT. SO MR. BENTLY, THE TWO ADDITIONAL USES THAT WE AGREED TO TAKE OFF THIS LIST, THE KENNELS AND THE VERK STORAGE, DID YOU WANT THOSE CONDITIONAL OR YOU AGREED NOT TO HAVE THOSE USES? [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS]

I THINK IT WOULD BE THE COUNCIL WISHES ON HOW YOU TREAT A BUSINESS THAT'S DOING BUSINESS. ARE WE GOING TO PUT CLUNKER CARS IN THERE, TOW THEM IN THERE, LEAVE THEM, NO. ARE THEY RENTING CARS THERE ON A

DAILY BASIS, THEY COME OUT, COME IN, GO OUT ON A DAILY BASIS. SO -- SO -- SO I WOULD -- WHAT WOULD YOU CONSIDER A CAR RENTAL PLACE, IS THIS PERMITTED IN --

AUTO RENTAL WOULD BE A G.R. USE, AUTO REPAIR, AUTO RENTAL, AUTO SALES. VEHICLE STORAGE IS THE LONG-TERM STORAGE OF VEHICLES NOT FOR SALE, REPAIR OR RENTAL. JUST FOR STORAGE.

THE HIGHEST AND BEST USE FOR THAT PROPERTY IS NOT TO HAVE KENNELS OR STORAGE OF VEHICLES, SO YOU CAN TAKE THEM OUT PERMANENTLY.

Alvarez: I HAVE A QUESTION. I HAD A QUESTION ABOUT WHY YOU WANTED COMMERCIAL BLOOD PLASMA CENTER AS -- AS --

I'M GLAD THAT YOU ASKED ABOUT THAT, COUNCIL, I'M 61 YEARS OLD, I MIGHT NEED THE BLOOD [LAUGHTER]

Alvarez: THAT'S THE ONE ACTUALLY THAT I'M -- I'M MORE CONCERNED ABOUT AND CERTAINLY WOULD LIKE FOR AT LEAST FOR TO US CONSIDER THAT AS A CONDITIONAL IF NOT AN OUTRIGHT PROHIBITED USE. SO -- I WANT TO HEAR FROM OTHER COUNCILMEMBERS ON THAT ISSUE.

Mayor Wynn: COUNCILMEMBER SLUSHER?

Slusher: I'M CONCERNED ABOUT THAT, TOO, IT'S PROHIBITED IN THE OTHER C.O.'S. NOW, I -- I -- THAT BOTHERS ME A LITTLE BIT THAT -- TO BE PROHIBITED ENTIRELY BECAUSE -- BECAUSE I MEAN, YOU KNOW, PEOPLE DO NEED BLOOD NOW AND THEN. BUT ON THE OTHER HAND I WOULDN'T WANT TO HAVE IT WHERE EITHER IT'S PROHIBITED ALL UP AND DOWN THE STREET AND ALLOWED ON ONE PROPERTY AND/OR CONDITIONAL ON ONE PROPERTY. IF IT'S GOING TO BE CONDITIONAL AND THEN -- I THINK IT OUGHT TO ALL BE CONDITIONAL. IF IT'S GOING TO BE PROHIBITED, THEY OUGHT TO BE ALL PROHIBITED. IT SHOULDN'T BE JUST ONE PROPERTY CAN HAVE THAT, THAT'S LIKE A ZONING CASE THAT WOULD COME BEFORE US, PROBABLY WOULD BE CONTROVERSIAL AND WE WOULD HAVE TO MAKE THE DECISION AT THAT TIME. BUT WE ARE MAKING THAT

DECISION HERE IN THIS BIG STACK OF PAPER RIGHT HERE.

Dunkerly: COULD WE ASK THE STAFF WHAT IS IT IN THE OTHER AREAS? IS IT CONDITIONAL OR PROHIBITED?

Slusher: IT'S FOR HIBTED.

FOR A CONDITIONAL OVERLAY A, FOR PROPERTIES NOT ADD ADJACENT TO RESIDENTIAL, THE USE WOULD BE CONDITIONAL.

Slusher: THIS IS B, RIGHT IF.

ON B IT WOULD BE PROPOSED TO BE PROHIBITED. AND THE THINKING WAS, THE NEIGHBORHOOD PREFERRED NOT TO HAVE COMMERCIAL BLOOD PLASMA ANYWHERE. BUT IN AN EFFORT TO TRY TO NOT SET A PRECEDENT THAT WE WERE TRYING TO REMOVE USES FROM THE CITY LIMITS, WE TRIED TO BE CONTRACT OR WE TRIED TO ALLOW AT LEAST A USE TO BE ALLOWED CONDITIONALLY SOMEWHERE AND SO THE COMMERCIAL BLOOD PLASMA CENTER WOULD ONLY BE ALLOWED ON THE MAJOR CORRIDORS, ONLY WHEN IT'S NOT ADJACENT TO RESIDENTIAL AND ONLY CONDITIONALLY AND THAT WAS OUR -- OUR EFFORT TO TRY TO COME UP WITH A RECOMMENDATION THAT WASN'T A PRECEDENT FOR ZONING IT OUT OF THE WHOLE CITY. AND STILL ALLOWING IT BUT ONLY WITH SIGNIFICANT CONDITION AND REVIEW.

THIS PIECE OF PROPERTY HAS BEEN IN THIS FAMILY'S OWNERSHIP FOR THREE -- TWO AGAIN.....GENERATIONS. THEY HAVE GIVEN PROPERTY TO THE CITY TO BUILD ROADS. THEY HAVE BENT OVER BACKWARDS TO BE A GOOD CITIZEN AND UNDER THE PRESENT USE THEY CAN HAVE THAT AND SOME OTHER STUFF, TOO. WE ARE TRYING TO GET ALONG WITH THE CITY COUNCIL AND I THINK THIS IS FAIR. ARE THE -
- THE CHANCES ARE THAT THEY WILL EVER USE IT? PROBABLY NOT, BUT -- BUT IF WE EVER HAVE A -- IF WE HAVE EVER A CATASTROPHE IN AUSTIN, TEXAS, WE MIGHT NEED A BLOOD PLASMA CENTER THERE, WE DON'T WANT TO RULE THAT OUT, EITHER. SO I THINK THAT THERE'S A PRECEDENT SITUATION HERE. I THINK THIS SHOULD BE ALLOWED. THANK YOU.

THANK YOU, MR. BENTLEY.

Alvarez: MAYOR?

Mayor Wynn: COUNCILMEMBER ALVAREZ?

Alvarez: SINCE WE HEARD FROM THE OWNER, IF WE COULD HEAR FROM THE NEIGHBORHOOD REP ON THAT ISSUE.

THANK YOU VERY MUCH. MY NAME IS RICHARD BROCK, THE VICE-PRESIDENT OF THE BRENTWOOD NEIGHBORHOOD ASSOCIATION. WHAT I WANT TO SAY IS TO REINFORCE THE DISTINCTION STAFF WAS MAKING ABOUT THE APPLICATION OF THE CONDITIONAL OVERLAY. THIS PARTICULAR TRACT, THESE TWO 10 B'S, DIRECTLY ABUT SINGLE FAMILY HOMES AND THEREFORE THE RATIONALE THAT'S BEEN APPLIED EVENLY THROUGHOUT THE ENTIRE PLANNING AREA, IN A SCENARIO LIKE THAT, IS TO IMPOSE CONDITIONAL OVERLAY B. IT'S BEEN DONE UNIFORMLY. THIS PARTICULAR PROPERTY OWNER PURPORTEDLY WOULD BE THE ONLY EXCEPTION TO THAT APPLICATION OF CONDITIONAL OVERLAY B. I UNDERSTAND THAT HIS LONG STANDING IN THE COMMUNITY BUT FOR YOUR INFORMATION, THE PEOPLE WHO OCCUPY THOSE HOMES HAVE PROBABLY BEEN THERE AS LONG OR MAYBE LONGER. THEY ARE ALL ORIGINAL OWNERS WITH THE EXCEPTION OF ONE YOUNG WOMAN THAT MOVED IN, MAYBE SIX YEARS AGO. I THINK THESE PEOPLE'S RIGHTS SHOULD BE DEFENDED AS WELL. WE ARE NOT TRYING TO RUN BLOOD PLASMAS CENTERS OUT OF OUR ENTIRE AREA OR OUT OF THE CITY OR ANYTHING LIKE THAT. WHAT WE ARE SAYING IS MORE APPROPRIATE IN THE C.S. PROPERTY THAT DOES NOT ABUT, NOT NEARBY, BUT THAT DOES NOT ABUT SINGLE FAMILY HOMES AND YOU KNOW WHAT I'M NOT - - WHEN I'M NOT WEARING THE NEIGHBORHOOD HAT I'M A FIREFIGHTER, I'M SYMPATHETIC TO PEOPLE'S NEED FOR BLOOD. I WOULD NEVER SUGGEST THEY SHOULDN'T BE ANYWHERE. I WILL SUGGEST THAT THEY MIGHT NOT OUGHT TO BE RIGHT NEXT TO PEOPLE'S HOMES, THANK YOU VERY MUCH FOR ASKING.

THANK YOU, MR. BROCK.

Slusher: MAYOR? >>....> MAYOR WYNN: COUNCILMEMBER

SLUSHER?

Slusher: I THINK THE COMPROMISE THAT'S INVITED IN THE PLAN IS PRETTY GOOD COMPROMISE WHERE THAT YOU COULD HAVE THE CENTERS IN THE ONES THAT AREN'T ADJACENT TO THE NEIGHBORHOODS AND IT TROUBLES ME TO HAVE ONE PROPERTY THAT'S DIFFERENT THAN ALL THE REST OF THAT TYPE WHEN IT IS PRETTY CLEAR THAT THIS IS PRETTY WELL THOUGHT THROUGH AS PART OF THE PLANNING PROCESS. I'M GOING TO RECOMMEND THAT WE GO WITH THE NEIGHBORHOOD PLAN AND PLANNING COMMISSION RECOMMENDATION. ON THIRD READING AS A SUBSTITUTE MOTION.

Mayor Wynn: TELLINGALLY, REMIND ME -- TECHNICALLY, REMIND ME, DID WE GET A SECOND TO --

YOU DID.

Mayor Wynn: COUNCILMEMBER THOMAS SECONDED DID YOU THINK'S ORIGINAL -- SECONDED COUNCILMEMBER DUNKERLY'S MOTION.

Dunkerly: CAN I ASK COUNCILMEMBER SLUSHER IF HE WOULD DO -- RECONSIDER AND DO ONE THAT EXCLUDE THE BLOOD PLASMA CENTER. THAT WOULD BE CONSTRUCTION SALES AND SERVICES ON THE SIDE NEXT TO BURNET.

Slusher: WHAT WOULD BE THE PURPOSE OF HAVING THAT ONE IN THERE?

Dunkerly: THE REQUEST OF A LANDOWNER WHO HAS GIVEN A LOT OF LAND ON THE STREET FOR A RIGHT-OF-WAY.

Slusher: WELL, I RESPECT THAT. BUT IS THERE A PARTICULAR USE THAT'S CONTEMPLATED HERE?

THE MAN IS IN SALES AND SERVICE, HE'S HAD A LUMBER YARD THERE SINCE 1938 BEFORE THOSE HOUSES WERE EVEN BUILT THERE. HE HAD POTATOES AND CORN GROWING OUT THERE. BURNET ROAD WAS A LANE. SO, YOU KNOW, I JUST THINK THAT YOU REALLY NEED TO LOOK AT THE WHOLE PICTURE. AND I RESPECT COUNCILMEMBER

SLUSHER WHAT YOU ARE TRYING TO DO, BUT I THINK IN THIS PARTICULAR SITUATION THESE ARE LONG AND DEEP LOTS. YOU HAVE SETBACKS. ESPECIALLY FOR THOSE DEEP LOTS, ABUTTING UP TO THE PROPERTY. I THINK IT'S 25 FEET. SO YOU ARE WAY UP THERE. THE CHANCES OF THIS EVER HAPPENING, NO. BUT I THINK THAT YOU SHOULD GO AHEAD AND THAT THE PROPERTY OWNERS HAVE AGREED TO THIS. THEY HAVE WORKED WITH THE STAFF. AND I THINK IT'S A FAIR COMPROMISE.

Slusher: LET ME, MR. BROCK --

HE'S IN THE BUILDING BUSINESS. IF YOU DISALLOW THAT THEN, YOU KNOW, YOU GOT NEW PROBLEMS.

Slusher: WHAT EXACTLY IS HE DOING ON THERE NOW THEN?

IT'S ABOUT SIX TRACTS OF LAND.

Slusher: UH-HUH.

BUT BASICALLY, HE HAS A LUMBER YARD THERE. ONE OF AUSTIN'S OLDEST LUMBERYARDS.

ON 10 B.

YES.

MR. BROCK, DO YOU WANT TO ADDRESS WHAT MR. BEPTLY SAID. BEPTLY SAID. IT'S TRUE THESE ARE NOT PEOPLE SEEKING ZONING CHANGES, IT'S THEY GET INVOLVED IN THE ZONING CHANGE BECAUSE OF THE CITY DOING A NEIGHBORHOOD PLAN. I'M SYMPATHETIC TO THAT, TOO. BUT I -- BUT I DO WANT TO TRY TO BE FAIR TO EVERYONE AND TRYING TO RESPECT THIS OVERALL RULE. BUT LET ME HEAR YOUR COMMENTS ON THAT. NOT TO PUT YOU ON THE SPOT.

THAT'S FINE. I THINK MY COMMENTS I WOULD LIKE TO MAKE TWO COMMENTS. THE FIRST WOULD BE GIVEN THE USES THAT THE PROPERTY OWNER IS ASKING TO EXCLUDE, AND SPEAKING ONLY FOR MYSELF, I THINK CONSTRUCTION SALES AND SERVICES WOULD BE THE LEAST OFFENSIVE. SO I WILL MAKE THAT POINT FIRST. BUT THE SECOND POINT

THAT I WOULD LIKE TO MAKE IS THAT THE PROPERTY OWNER WHO CURRENTLY HAS THAT USE OF COURSE WOULD BE GRANDFATHERED NO MATTER WHAT YOU DO THIS EVENING AND COULD CONTINUE THAT USE IN PERPETUITY IF THEY SO CHOSE. GIVEN THAT THROUGHOUT THIS PLANNING PROCESS THE WHOLE IDEA IS SUPPOSED TO BE ABOUT LOOKING AT THIS IS FOR REDEVELOPMENT OR THIS IS FOR THE FUTURE. I THINK WE CAN CONSISTENTLY, WE CAN GO WITH THE PLANNING COMMISSION RECOMMENDATION WITH THE CONDITIONAL OVERLAY B AND ALL THAT MEANS IS IF THEY CEASE THE CONSTRUCTION SALES AND SERVICES USE AT THAT LOCATION FOR 90 DAYS AND ANYONE SAVVY ENOUGH TO CATCH THAT WELL THEN THEY WOULDN'T BE ABLE TO CONTINUE IT. BUT OTHERWISE THEY CAN CONTINUE THAT IN PERPETUITY, THEY CAN EVEN SELL THE PROPERTY AS LONG AS THE USE CONTINUES. AT LEAST THAT'S MY UNDERSTANDING AS IT'S BEEN EXPLAINED TO ME BY STAFF.

Slusher: I THINK IT'S DEFINITELY TRUE THAT THEY CONTINUE THE USE. MS. TERRY, WHAT ABOUT IF IT'S EITHER PASSED TO ANOTHER GENERATION OR IF IT'S PURCHASED OR SOLD TO SOMEONE THAT CONTINUES THE SAME USE, DOES THAT PROTECTION THAT MR. BROCK TALKED ABOUT GO WITH THAT?

AS LONG AS THE USE CONTINUES AND DOES NOT DIS10 FOR 90 DAYS, IT DOESN'T MATTER WHO OWNS IT, HOW IT'S INHERITED OR SOLD OR WHATEVER. BUT IF THERE IS A 09 STAY 10 DAY LAPSE IN -- 90 DAY LAPSE IN TIME, THEN THE NON-CONFORMING NATURE OF IT GOES AWAY. BUT FOR EXAMPLE IF THE PROPERTY WAS SOLD AND SOMEONE STEPPED IN AND CONTINUED THE USE WITHIN THAT 90 DAY PERIOD, IT'S STILL A NON-CONFORMING USE AND CAN CONTINUE ON.

Slusher: SO TO ME THAT SORT OF TAKES AWAY A LITTLE BIT THE ARGUMENT ABOUT IT INTERFERING WITH SOMEBODY'S PRESENT USE OF THE PROPERTY BECAUSE THEY CAN KEEP USING IT. SO I'M GOING TO STICK WITH MY MOTION AND SEE WHAT HAPPENS.

Mayor Wynn: I'M SORRY, COUNCILMEMBER SLUSHER. SO

YOUR SUBSTITUTE MOTION --

Slusher: PLANNING COMMISSION RECOMMENDATION, WHICH IS ALSO THE NEIGHBORHOOD PLAN RECOMMENDATION.

THAT WILL TAKE SIX VOTES BECAUSE OF THE VALID PETITION.

MAYOR?

Mayor Wynn: LET'S TRY TO GET A SECOND ON THE SUBSTITUTE MOTION.

LAG OF A SECOND. MAYOR PRO TEM? -- LACK OF A SECOND.

MAYOR PRO TEM. I WOULD LIKE, MR. BEPTLY WHAT HE WAS GOING TO STEP UP IN, BRING TO OUR ATTENTION AND BEFORE HE TALKS I WAS ALSO GOING TO SAY THE OTHER WAY TRADITIONALLY WE LOOK AT THAT IS WITH THE ROLLBACK PROVISION WITH THE HIGHER ZONING. THIS ONE IS VERY DIFFICULT FOR ME BECAUSE OF THE LONG TERM STANDING SINCE 1938 OR WHENEVER. MAYBE SINCE WE SHOULD ALREADY GO TO PROCLAMATIONS AND THINGS, MAYBE WE COULD WORK ON THIS DURING THE BREAK. BUT I DID WANT TO HEAR WHAT MR. BENTLEY WAS GOING TO SAY ABOUT THE DIFFERENCE BETWEEN GRANDFATHERING AND -
-

COUNCILMEMBER, I THINK IT'S A BIG PICTURE HERE, I UNDERSTAND THAT YOU ALL ARE TRYING TO DO A GOOD JOB AND MAKE OUR CITY BETTER. IN ESSENCE WHAT THIS DOES IS HERE'S A GENTLEMAN THAT'S HAD THE PROPERTY GIVEN RIGHT-OF-WAY FOR CERTAIN -- CERTAIN ZONING CHANGES OVER THE YEARS. AND HAS A VALUE ON THAT. IF THAT PROPERTY WAS SOLD TODAY, AND YOU TRIED TO REBUILD A LUMBER YARD OR OTHER THINGS, HE WOULD BE UNDER A TREMENDOUS AMOUNT OF RESTRAINTS BY THE CITY. IN ESSENCE HIS VALUE OF HIS PROPERTY, THE VALUE WOULD WOULD DROP. THAT'S NOT LIGHT. ALL THAT HE'S ASKING IS TO KEEP WHAT HE HAS. THE PROPERTY OWNER IS HERE TODAY. IF YOU WOULD LIKE TO HEAR FROM HIM. HE'S PROBABLY A LITTLE MORE VOCAL THAN I AM ON HIS POSITION. BUT YOU KNOW THIS IS RIGHT. IT'S RIGHT FOR

THE -- RIGHT FOR THE PROPERTY OWNER AND IT RIGHT FOR THE CITY. OTHERWISE, MAYBE HE SHOULD GO BACK IN COURT AND SUE TO GET SOME MONEY FOR SOME OF THAT RIGHT-OF-WAY HE'S GIVEN YOU OVER THE YEARS.

Mayor Wynn: COUNCIL, I LIKE THE MAYOR PRO TEM'S SUGGESTION. WE HAVE A MOTION AND A SECOND ON THE TABLE NOW TO TABLE THIS ITEM. A BREAK FOR OUR 5:30 LIVE MUSIC AND PROCLAMATIONS. PERHAPS GIVE STAFF AND THE COUNCILMEMBER OR TWO A CHANCE TO FURTHER DISCUSS THE PROPERTY. AND RECONVENE AS SOON AS WE ARE THROUGH THE PROCLAMATIONS.

Thomas: IF YOU DON'T MIND, SINCE I'M THE SECOND OF THE MOTION, I'M LISTENING TO WHAT MR. BENTLEY IS SAYING, I REALLY CAN RESPECT THAT. I WOULDN'T BE AMENABLE TO ANY SUBSTITUTE. I WOULD WANT THE MOTION TO PASS WITH ME AND COUNCILMEMBER DUNKERLY. I MEAN YOU CAN WORK AT IT, BUT IT'S TIME THAT WE NEED TO THINK ABOUT SOMEBODY THAT'S BEEN THERE SINCE 1938, WE OUGHT TO REALIZE -- WE NEED TO RESPECT THAT. THAT'S -- SO YOU ALL CAN BRING SUBSTITUTES OR WHATEVER.

Goodman: MAYOR, LET ME GO OVER QUICKLY THE REASON I THOUGHT WE COULD USE THIS BREAK AND TALK ABOUT IT. THE USES THAT ARE IN THIS LIST ARE NOT ALL BEING USED AND NEVER HAVE BEEN BEING USED BY THE PROPERTY OWNERS SINCE 1938. SOME OF THE USES HERE HAVE BEEN. AND FOR ME FOR INSTANCE THE PLASMA, THE COMMERCIAL BLOOD PLASMA CENTER IS NOT ONE THAT I COULD EVER AGREE TO. WE HAVE GOT A LETTER FROM ROSEDALE, WHICH IS A NEIGHBORING NEIGHBORHOOD WHO DOES HAVE THE BLOOD BANK. DIRECTLY ADJACENT TO RESIDENTIAL HOMES. IT WAS -- IT WAS AWFUL TRYING TO FIGURE OUT HOW TO MAKE AN EXPANSION OF THAT COMPATIBLE WITH THE NEIGHBORHOOD AND ULTIMATELY IT WAS A BAND-AID. AND HERE THEN FOR INSTANCE WITH THAT USE WE WOULD BE CREATING THE SAME SITUATION FOR A COUNCIL OF THE FUTURE TO HAVE TO DEAL WITH. I THINK THAT THAT IS POOR PLANNING AND NOT SOMETHING THAT I WANT TO VISIT ON OUR PREDECESSOR. NO, WAIT OUR -- WHAT COMES AFTER? [LAUGHTER] SUCCESSORS. SO I THINK THERE MAY BE A WAY TO AT LEAST TALK ABOUT A WIN-WIN HERE. BUT I DON'T SEE

IT ON THE PIECE OF PAPER. I THOUGHT WE MIGHT BE ABLE TO WORK ON IT.

Thomas: IF WE CAN FIND A WAY TO WIN MAYBE SO.

Mayor Wynn: WITHOUT OBJECTION WE WILL BEFORE FOR 5:30 LIVE MUSIC AND PROCLAMATIONS, THANK YOU. TEST TEST TEST THIS IS A TEST,

Mayor Wynn: CAN US INTRODUCE THEM?

CAN WE JUST WARM UP FOR ONE SECOND?

SURE. .

Mayor Wynn: THIS IS GOING TO BE AN EXTRA SPECIAL LIVE MUSIC SEGMENT OF THE AUSTIN CITY COUNCIL MEETING. WE APPRECIATE YOUR PATIENCE WHILE WE SET UP. LAST WEEK I HAD THE DISTINCT PRIVILEGE OF LISTENING TO THE GRISHAM MIDDLE SCHOOL BAND PLAY. IT WAS A REMARKABLE PERFORMANCE, I WAS VERY PROUD TO BE THERE. WE ARE GOING TO HERE IN A FEW MINUTES ABOUT THE VERY PRESTIGIOUS NATIONAL SUNDLER CUP THAT THEY WERE AWARDED. I WOULD LIKE TO INTRODUCE COUNCILMEMBER MCCRACKEN IN PART BECAUSE HIS WIFE MIPDDY IS A GRADUATE, A FORMER FIGHTING GRIZZLY. COUNCILMEMBER MCCRACKEN.

McCracken: IN FACT I THINK WE HAVE BEEN WORKING SINCE DECEMBER FOR THIS MOMENT. WE SAID WE ARE VERY EXCITED. AND I -- MY WIFE..... MINDY HAD OUR FIRST BABY, SHE'S WATCHING ON TELEVISION AS A GRISHAM GRIZZLY ALUM, VERY PROUD TO HAVE REALLY THE NATION'S FINEST NOT JUST MIDDLE SCHOOL BAND, BUT REALLY THE TOP HIGH SCHOOL OR MIDDLE SCHOOL BAND LOCATED RIGHT HERE IN NORTHWEST AUSTIN. THIS IS WHAT LIVE MUSIC IS ALL ABOUT HERE IN AUSTIN. TO GIVE YOU A SENSE OF THE AWARDS THEY HAVE EARNED, THEY HAVE BEEN CONSISTENT UIL SWEEPSTAKES AWARDS AND BEST IN CLASS AWARDS AT VARIOUS FESTIVALS AND CONTESTS IN 2000 AND AGAIN IN 2004 THE GRISHAM HONORS BAND WAS RUNNER UP IN THE TEXAS MUSIC EDUCATORS BAND COMPETITION. IN DECEMBER OF 2003 THEY PERFORMED AT

THE MIDWEST INTERNATIONAL BAND AND ORCHESTRA CONFERENCE HELD IN CHICAGO, THEY WERE -- THESE KIDS HERE WERE SELECTED AS ONE OF ONLY THREE MIDDLE SCHOOLS IN THE UNITED STATES TO PERFORM. THEY RECENTLY RECEIVED THE JOHN PHILLIP SOUSA AWARD. GRISHAM WAS ONE OF ONLY TWO MIDDLE SCHOOLS IN THE UNITED STATES TO RECEIVE THE AWARD. MS. PARIS IS IN HER ENYEAR AS BAND DIRECTOR -- IS IN HER 7th YEAR BRAND DIRECTOR. THE BEST MIDDLE SCHOOL BAND IN THE NATION. GRIZZLY FROM ROUND ROCK ISD. [(music) MUSIC PLAYING (music)(music)]

WE WAIT UNTIL AFTER SCHOOL HOURS TO GIVE THE KID THEIR DAY. COULD YOU TELL US, HOW EASY IS IT FOR FOLKS TO HEAR AND SEE THE BAND ARE CD'S AVAILABLE, HOW CAN WE FOLLOW THE COURSE OF THE BAND.

WHEN WE TONIGHT CHICAGO IN DECEMBER, WE ACTUALLY HAD A CD CUT. YOU CAN GET ONLINE, I DON'T REMEMBER THE NAME OF THE COMPANY. THOUGH. WE WILL PUT IT ON OUR GRISHAM BAND WEBSITE. BUT THERE IS A COMPANY THAT ACTUALLY DID HAS IS THAT WHAT IS THE WEBSITE.

IT'S THE ROUND ROCK ISD, www.roundRockSID.org. CLICK ON GRISHAM.

THANK YOU VERY MUCH FOR BEING HERE, KIDS YOU ARE DOING A GREAT JOB.

THANK YOU.

[APPLAUSE]

THANK YOU SO MUCH.

THANK YOU. OUR FIRST CERTIFICATE OF APPRECIATION IS FROM THE SAINT JOHN'S COMMUNITY CENTER. REPRESENTATIVES FROM CASIS, I THINK REPRESENTATIVES FROM SAINT JOHN'S CHURCH. IF ALL OF THESE FOLKS WILL COME UP HERE WITH MR. BAYIER, WE WILL DO THE PROCLAMATIONS, WELCOME, GENTLEMEN. AGAIN THESE ARE CERTIFICATE OF APPRECIATION FOR SUPPORTERS OF THE SAINT JOHN CENTER EMERGENCY FOOD PANTRY. I WILL

QUICKLY READ THROUGH THE THREE PROCLAMATIONS. THE FIRST FOR THE VETERANS OF FOREIGN WARS POST 8787. DESERVING OF PUBLIC ACCLAIM AND RECOGNITION SINCE 1990 THE VFW CONTRIBUTED FOOD FOR THE CHRISTMAS BASKETS WITH THE COMMUNITY -- WHICH THE COMMUNITY CENTER DRIEWBTS PROVIDING HAPPY HOLIDAYS FOR SENIOR CITIZENS AND DISABLED INDIVIDUALS. WE ESPECIALLY ACKNOWLEDGE THE WORK OF BILL BENNETT, P.K. WRIGHT AND R.O. BOB STEWART. THE CERTIFICATE IS ISSUED THIS DAY, THIS 13th DAY OF MAY, 2004, PLEASE HOLD YOUR APPLAUSE, I'M GOING TO GO THROUGH ALL THREE OF THESE. THE SECOND CERTIFICATE FOR A SUPPORTER, CERTIFICATE OF APPRECIATION AT CASIS ELEMENTARY SCHOOL IS DESERVING OF PUBLIC ACCLAIM AND RECOGNITION. THESE STUDENTS, PARENT AND TEACHERS OF CASIS HAVE CONDUCTED FOOD DRIVES FOR THE FOOD PANTRY SINCE 1998. EVERY YEAR THE SCHOOL HAS DONATED APPROXIMATELY 5,000 POUNDS OF CANNED GOODS AND OTHER FOOD ITEMS ENSURING THAT THE BASIC NEEDS OF LOW INCOME FAMILIES IN NORTH AUSTIN ARE MET. WE ESPECIALLY ACKNOWLEDGE DR. LAURIE WILLIAMS, DOCTOR BARRY INITIAL THE PRESCRIPTION PAL AND THE LEAD TEACHER AND CURRENT COORDINATOR OF THE FOOD DRIVE. LASTLY, THE THIRD OF OUR SUPPORTERS AND RECIPIENTS OF THE CERTIFICATE OF APPRECIATION SAINT JOHNS EPISCOPAL CHURCH, A CHIEF SPONSOR OF THE PANTRY SINCE 1986. THEY HAVE ENABLED MORE THAN 100,000 POUNDS OF EMERGENCY FOOD TO BE DISTRIBUTED TO NEEDY FAMILIES IN THE NORTH AUSTIN AREA. THE CHURCH IS ALSO SERVED AS THE PRIMARY SPONSOR FOR THANKSGIVING AND CHRISTMAS FOOD BASKETS GIVEN PRIMARILY TO SENIOR CITIZENS AND THE DISABLED. THE CHURCH HAS RECRUITED OTHER INDIVIDUALS AND ORGANIZATIONS TO SUPPORT THE WORK OF THE SAINT JOHN FOOD PANTRY AS WELL. SPECIAL RECOGNITION GOES TO PASTOR AL RODRIGUEZ AND ADMINISTRATOR ANNETTE VANOVER. ALL SIGNED BY THE ENTIRE CITY COUNCIL THIS 13th DAY OF MAY 2004 PLEASE -- IN A SECOND WE WILL ASK MR. BAYIER TO COME UP AND SAY A FEW WORD ABOUT THESE THREE GREAT COMMUNITY PARTNERS OF THE FOOD PANTRY, PLEASE JOIN ME IN CONGRATULATING THESE THREE SPECIAL GROWNS THAT HELPED SO MUCH FOR THE

NEEDY IN OUR COMMUNITY.

WE'VE HAD A MARRIAGE WITH THE SAINT JOHN'S COMMUNITY CENTER SINCE 1986. ONE OF THE FORMER MEMBERS OF THE CITY GOVERNMENT ASKED FOR ME TO GET TOGETHER WITH THE LATE VIRGINIA BROWN AND IT WAS A MARRIAGE MADE IN HEAVEN, WE STARTED WORKING ON THIS, WE HAVE BEEN WORKING EVER SINCE. WE'VE HAD 5 K RACES, ALL KINDS OF WAYS TO RAISE THE MONEY. EVEN AFTER SHE PASSED AWAY, WE CONTINUED TO WORK IN THIS. THIS IS A UNIQUE PARTNERSHIP OF -- OF GOVERNMENTAL AGENCIES, PRIVATE PLACES LIKE AT&T AND LOOSE SENT TECHNOLOGIES -- LUCENT TECHNOLOGY, VETERANS OF FOREIGN WARS. WE EVEN HAVE THE ORGANIZATIONS IN ROUND ROCK ASSISTING IN THIS FOOD DRIVE AND I WANT TO THANK ALL OF THE PEOPLE HERE TONIGHT. THIS REPRESENTS THOUSANDS OF POUNDS OF FOOD, THOUSANDS OF HOURS IN THIS, THANK YOU. [APPLAUSE]

PERHAPS JUST A FEW QUICK WORDS FROM OUR THREE -- THREE RECIPIENTS. STARTING WITH OUR VETERANS OF FOREIGN WARS, GENTLEMEN?

MAYOR WYNN, I'M PLEASED AND HONORED TO ACCEPT THIS AWARD FROM THE CITY AND FOR THE VETERANS AND THE MEMBERS OF 8787. THIS LIKE OTHER CHARITABLE BENEFITS THAT WE DO SUCH AS THE -- PRESIDENT KID I.D., THE VOICE OF DEMOCRACY, WHICH IS A CONTEST OF SCHOOL STUDENTS, SCHOLARSHIP, IT GOES UP TO \$20,000 DEPENDING ON [INDISCERNIBLE] THAT'S A VERY GOOD SCHOLARSHIP PROGRAM. WE DO THAT THROUGHOUT THE STATE AS WELL AS THE NATION. CAPITAL CITY POST ALSO SUPPORTS THE LOCAL TROOPS, THE TROOPS NOW WHAT'S GOING ON OVER IN IRAQ. BUT A WAY OF PROVIDING A MILITARY ASSISTANCE PROGRAM, M.A.P., WHICH BASICALLY IS NOTHING MORE THAN IF A FAMILY OF A VETERAN IS OVER THERE, HAS A PROBLEM, THEY CAN RECEIVE UP TO A THOUSAND DOLLARS TO HELP SOLVE THAT PROBLEM WITH NO REPORTS, NO PAY BACK OR ANYTHING. THERE'S ALSO SUPPORT OF TROOPS OVER THERE THAT WE SEND BASKETS TOO. DIAPER WIPES, ALL OF THE THINGS THAT THEY DO. I PERSONALLY HAVE A SON-IN-LAW THAT JUST GOT BACK

FROM OVER, THERE THE CONDITIONS ARE HORRIBLE OF COURSE. BUT THEY ARE WORKING AND WORKING GOOD JOBS TO THE COUNTRY. AND MAYOR THANKVICH.

THANK YOU SO MUCH. [APPLAUSE]

VFW POST 8787. THANK YOU SO MUCH.

THANK YOU SO MUCH.

HOW ABOUT CASIS ELEMENTARY.

MS. DAVIS.

I HOPE YOU ENJOY CASIS ELEMENTARY GIVING BACK TO THE CITY, THANK YOU. [APPLAUSE]

AND SAINT JOHN'S EPISCOPAL CHURCH.

THANK YOU, MAYOR. WE ARE VERY PLEASED TO BE HONORED BY THIS ORGANIZATION. AND BY THE COUNCIL. SAINT JOHN'S HAS BEEN, AS BILL HAS SAID, ASSOCIATED WITH SAINT JOHN'S COMMUNITY CENTER FOR A LONG TIME. A LOT OF PEOPLE THINK THAT SUNS WE HAVE THE SAME NAMES, WE HAVE A KINSHIP, WE CERTAINLY DO. WE ALL ARE TRYING TO MAKE THINGS BETTER FOR THE PEOPLE IN THE COMMUNITY. WE AGAIN ARE VERY PLEASED TO GET THIS AWARD. WE HAVE TWO PEOPLE WHO ARE KEY IN WORKING WITH THIS PARTICULAR ORGANIZATION AND MAKING SURE THAT THE FUNDS ARE AVAILABLE FOR THE SAINT JOHN'S COMMUNITY CENTER. THAT IS THE REVEREND AL ROD RODS AND -- AL RODRIGUEZ AND OUR ADMINISTRATOR, VANDOVER. VERY DEDICATED IN HELPING OUT IN THE COMMUNITY AND ARE DESERVING OF THIS AWARD. BUT THE SAINT JOHN'S EPISCOPAL CHURCH CERTAINLY APPRECIATES YOUR RECOGNITION. THANK YOU. [APPLAUSE]

OUR.... OUR FIRST ACTUAL OPERATION IS FOR THE ASSISTANCE LEAGUE OF AUSTIN, THE BUS WITH US PROGRAM'S 25th ANNIVERSARY, THE PROCLAMATION READS: BE IT KNOWN WHEREAS THROUGH THE BUS WITH US PROGRAM, MEMBERS OF THE ASSISTANCE LEAGUE TAKE SENIOR CITIZENS FROM NURSE KNOWLEDGE HOMES, AND

HIS -- NURSING HOMES, ASSISTED LIVING CENTER AND SENIOR CENTERS ON FREE ESCORTED EXCURSIONS, WHEREAS SINCE 1978, ASSISTANCE LEAGUE VOLUNTEERS HAVE ENABLED 21,500 OF AUSTIN'S SHUT-IN SENIORS TO ENJOY THE BEAUTY OF OUR COUNTRYSIDE, NICE LUNCH AND AN OPPORTUNITY TO MAKE NEW FRIENDS, A VISIT TO THE GEORGE BUSH PRESIDENTIAL LIBRARY, SCHULENBURG'S PAPERED CHURCHES, WILD FLOWERS IN THE HILL COUNTRY AND BOAT RIDES ON TOWN LAKE HAVE BROUGHT SUNSHINE INTO THE LIVES OF SENIORS FOR 25 YEARS. THEREFORE I WILL WYNN MAYOR OF THE CITY OF AUSTIN, TEXAS DO HERE BY PROCLAIM MAY 13th, 2004 AS ASSISTANCE LEAGUE OF AUSTIN BUS WITH US DAY IN AUSTIN, AND CALL ON BARBARA WILSON FOR THE ASSISTANCE LEAGUE TO SAY A FEW WORDS ABOUT THE PROGRAM, ABOUT THE LEAGUE, AND PERHAPS INTRODUCE OUR OTHER GUESTS, BARBARA, CONGRATULATIONS, THANK YOU SO MUCH. [APPLAUSE]

THANK YOU, MAYOR WINN, ALL OF THE CITY COUNCIL MEMBERS. OUR BUS WITH US PROGRAM WAS FOUNDED BY ANA RUTH EANES IN 1978, IT WAS HER IDEA TO TAKE SENIOR CITIZENS THAT HAVE NO OTHER WAY OF GETTING OUT TO GO ON TRIPS, TO SEE THE COUNTRYSIDE, GO ON HALF DAY TRIPS TO TOWN LAKE. THAT'S JUST ONE OF OUR MANY PROJECTS. WE CLOTHE 2739 CHILDREN IN OUR OPERATIONS SCHOOL BELL THIS YEAR. AND WE ALSO HAVE A TOY CART AT CHILDREN'S HOSPITAL. SCHOLARSHIPS AT A.C.C. WE HAVE ASSAULT SURVIVOR KIT THAT'S WE GIVE TO ST. DAVID'S HOSPITAL. WE DO ALL OF THAT WITH PROCEEDS FROM OUR THRIFT HOUSE AT 7951 BURNET ROAD. I WOULD ALSO LIKE TO INTRODUCE MARY HE WILL..... ELLEDGE AND SUE TOTINGHAM OUR INCOMING PRESIDENT. WE REALLY APPRECIATE BEING HONORED BY THE CITY COUNCIL FOR OUR BUS WITH US PROGRAM. THANK YOU. [APPLAUSE] I WILL NOW INTRODUCE COUNCILMEMBER BREWSTER MCCRACKEN FOR THE NEXT FEW AWARDS, THANK YOU.

THE INTERESTING THING IS THAT YOU WANT TO ALWAYS SPREAD THE GOOD NEWS, BUT WITH OUR SOLID WASTE SERVICES ACT THE NEWS IS REALLY SO GOOD ALL THE TIME THAT THE -- THAT THE RELIABILITY, THE SERVICE HAS BEEN EXCEPTIONAL AND YET WE HAD A NEIGHBORHOOD

ASSOCIATION I BELIEVE THAT WAS -- THE SOUTHWEST NEIGHBORHOOD ASSOCIATION. THEY HAVE HAD SUCH SUPERB SERVICE THAT THEY WANTED TO MAKE SURE THAT THE FOLKS THAT SERVE THE SOUTHWEST NEIGHBORHOOD ASSOCIATION GET SPECIAL RECOGNITION HERE AT THE COUNCIL MEETING TODAY. SO WE ARE GOING TO HAVE A PROCLAMATION RECOGNIZING EXCEPTIONAL SERVICE, THIS AWARD FOR MICHAEL CLEMENS, MICHAEL MORALES AND MICHAEL VALDEZ. WE HAVE TWO OF THEM HERE TODAY. KIND OF INTRODUCE YOURSELVES, TELL US ABOUT WHAT YOU DO.

[INDISCERNIBLE] PUBLIC SPEAKER [INDISCERNIBLE]

MY NAME IS MICHAEL MORALES, I WORK IN... GARBAGE COLLECTION.

HOW ARE YOU DOING? I'M ADDDAL VALDEZ, I WORK FOR THE CITY OF AUSTIN IN GARBAGE COLLECTION. I'M HONORED TO BE HERE AND SERVE THE CITY OF AUSTIN. [APPLAUSE]

AS THE CITY MANAGER JOKED TO ME EARLIER THIS WEEK, THE TWO THINGS THAT YOU CAN GET THE CITY MANAGER IN TROUBLE ARE THE POLICE CHIEF AND THE -- AND THE SOLID WASTE COLLECTION. HERE IN AUSTIN, TEXAS OUR SOLID WASTE SERVICES AND OUR POLICE ARE MAKING EVERYBODY LOOK REALLY GOOD. [LAUGHTER] SO I'M GOING TO READ THE ONES FOR -- FOR -- ADAM AND MICHAEL, MICHAEL CLEMONS IS NOT HERE TODAY. A DISTINGUISHED SERVICE AWARD FOR CARRYING OUT ORDINARY DUTIES EXTRAORDINARILY WELL. MICHAEL MORALES IS DESERVING OF PUBLIC ACCLAIM AND RECOGNITION. THIS CERTIFICATE IS PRESENTED IN ACKNOWLEDGMENT OF THE FINE SERVICES PROVIDED TO THE RESIDENTS OF THE SOUTHWEST AREA OF AUSTIN. THE APPRECIATE -- WE APPRECIATE HIS CONTRIBUTIONS TOWARD AUSTIN'S MISSION OF BEING THE MOST LIVABLE CITY IN THE NATION. PRESENTED THIS 13th DAY OF MAY IN THE YEAR 2004 THE CITY COUNCIL OF AUSTIN, TEXAS WILL WYNN, MAYOR. [APPLAUSE] MICHAEL?

THANK YOU THANK YOU.

OFF TO A FAST START. AROUND ADAM NOW THIS IS THE DISTINGUISHED SERVICE AWARD FOR CARRYING OUT HIS DUTIES EXTRAORDINARILY WELL, ADAM VALDEZ IS DESERVING OF PUBLIC ACCLAIM AND RECOGNITION. THIS CERTIFICATE IS PRESENTED IN ACKNOWLEDGMENT OF THE FINE SERVICE THAT HE PROVIDED TO THE RESIDENTS OF THE SOUTHWEST AREA OF AUSTIN. WE APPRECIATE HIS CONTRIBUTIONS TOWARDS AUSTIN'S MISSIONS OF THE MOST LIVABLE CITY IN THE NATION. PRESENTED THIS 13th DAY OF MAY IN THE YEAR 2004, THE CITY COUNCIL OF AUSTIN, TEXAS WILL WIN, MAYOR. ADAM?

HOW LONG HAVE YOU BEEN WITH THE CITY? WILLIE, YOUR HIRING DECISIONS HAVE BEEN EXCELLENT. [LAUGHTER] THANKS A LOT, GUYS, GREAT JOB. [APPLAUSE]

Alvarez: I'M GOING TO ASK THE -- THE DELEGATION FROM RIVER CITY YOUTH TO STEP UP. CAUTIOUSLY, SLOWLY. I HAVE THE HONOR OF PRESENTING THIS PROCLAMATION AGAIN THIS YEAR. FOR THE RIVER CITY YOUTH RECOGNITION DAY. AND RIVER CITY YOUTH IS A -- IS A GREAT YOUTH SERVICE ORGANIZATION IN SOUTHEAST AUSTIN. AND THIS IS A -- ACTUALLY A VERY IMPORTANT YEAR FOR THEM. LAST FEBRUARY THEY CELEBRATED THEIR 20th ANNIVERSARY WHICH IS A PRETTY INCREDIBLE FEAT FOR ANY COMMUNITY ORGANIZATION. REALLY THEY HAVE BEEN A REAL PILLAR IN SOUTHEAST AUSTIN. HAVE SEEN THE COMMUNITY CHANGE OVER THOSE 20 YEARS AND -- AND WHEREAS BEFORE THEY DIDN'T HAVE BALL FIELD AND THE LIBRARY AND -- AND THOSE KINDS OF RECREATION CENTER AND SOME OF THE OTHER KINDS OF PUBLIC INVESTMENTS THAT HAVE HAPPENED. SO THEY WERE THERE. THERE'S OBVIOUSLY A LOT OF MORE WORK TO BE DONE STILL, BUT REALLY ENCOURAGING TO SEE THAT RIVER CITY YOUTH CONTINUES TO -- TO BE A RESOURCE THERE FOR SO MANY FAMILIES, SO MANY YOUNG PEOPLE, AS YOU CAN SEE BY ALL OF THE FOLKS THAT ARE AROUND ME HERE. THEIR PARTICIPANTS RANGE FROM THE AGE OF FIVE ALL THE WAY TO 18. ACTUALLY I BELIEVE SINCE THE HIGH SCHOOL STUDENTS WERE ABLE TO ALL MAKE IT BECAUSE -- BECAUSE THEY HAD TO -- I GUESS SHUTTLE OVER HERE BEFORE THE HIGH SCHOOLS LET OUT. SO IT WOULD HAVE BEEN AN EVEN BIGGER GROUP HERE. THEY DO A LOT OF

WORK AROUND TECHNOLOGY ISSUES FOR YOUNG PEOPLE. ACTUALLY HAVE RECEIVED OUR GRANT FOR TECHNOLOGIES OPPORTUNITIES THIS PARTICULAR YEAR THEY WERE SELECTED AS A RECIPIENT OF THE G-TOPS AS THEY HAVE A COUPLE OF YEARS PRIOR TO THAT AS WELL. WE DON'T HAVE TOO MANY REPEAT CUSTOMERS FOR THAT GRANT PROGRAM. SO I THINK THAT JUST GOES TO SHOW HOW EFFECTIVE AND HOW IMPORTANT THE WORK OF THE ORGANIZATION IS. SO I WANTED TO -- ON BEHALF OF THE MAYOR AND CITY COUNCIL PRESENT THIS PROCLAMATION. IT READS BE IT KNOWN WHEREAS THE RIVER CITY YOUTH FOUNDATION IS AN ORGANIZATION DEDICATED TO IMPROVING THE QUALITY OF LIFE FOR THE YOUTH OF OUR COMMUNITY, WHICH IS OUR MOST PRECIOUS RESOURCE, WHEREAS THE FOUNDATION'S PROGRAMS ARE DESIGNED TO FOSTER SELF CONFIDENCE, ACADEMIC ACHIEVEMENT, PERSONAL GROWTH, HEALTHY LIVING, CIVIC PRIDE, AND CONCERN FOR THE ENVIRONMENT, AND WHEREAS THIS QUEER'S CELEBRATION WITH THE THEME TODAY'S VISIONARIES, TOMORROW'S LEADERS, HONORS THE ACHIEVEMENTS OF YOUTH AND THOSE WHO SUPPORT THEM, NOW THEREFORE WILL WYNN, MAYOR OF THE CITY OF AUSTIN AND THE CITY COUNCIL DO HERE BY PROCLAIM MAY 21st, 2004 AS THE 21st ANNUAL RIVER CITY RECOGNITION DAY IN AUSTIN. [APPLAUSE]

THANK YOU SO MUCH, COUNCILMEMBER ALVAREZ, I REALLY APPRECIATE THE INVITATION TO BE HERE. AND THIS WONDERFUL HONOR. YES, INDEED, IT IS -- THIS IS ACTUALLY OUR 21st ANNUAL YOUTH RECOGNITION, TO MY KNOWLEDGE IT IS THE FIRST YOUTH RECOGNITION OF THIS TYPE IN THE HISTORY OF AUSTIN. ONE OF THE KID ON THE WAY OVER HERE ASKED ME WHY, WHY DO WE DO THIS EVERY YEAR. MY ANSWER TO THAT IS SIMPLE, WE LOVE KID, WE BELIEVE IN KID, WE BELIEVE IF THE RECOGNIZE THE GOOD THINGS ABOUT KIDS, THEY WILL BELIEVE IT THEMSELVES AND GO FORWARD AND CHANGE OUR WORLD AND MAKE IT SO MUCH BETTER. TODAY'S YOUTH VISIONARIES, TOMORROW'S LEADERS. THAT IS OUR THEME FOR THIS YEAR. [SPEAKING IN SPANISH] YOU NOTICE ALL OF THESE BEAUTIFUL YOUNG FACES, BUT THE NOT SO YOUNG FACES AROUND HERE. I'LL TELL YOU WHY. BECAUSE ALTHOUGH IT IS YOUTH

RECOGNITION AND THE YOUNG PEOPLE ARE BEING
RECOGNIZED, THE ADULTS ARE ALSO BEING RECOGNIZED.
THOSE PEOPLE WHO LOVE THEM AND CARE FOR THEM,
COUNSEL THEM, NURTURE THEM, SPEND TIME WITH THEM.
AND TONIGHT WE HAVE SOME WONDERFUL INDIVIDUALS
AND I WOULD LIKE THE OPPORTUNITY TO -- TO NAME THE
PEOPLE THAT ARE GOING TO BE RECEIVING THE
RECOGNITION AWARDS FORMALLY AT OUR BANQUET AT ST.
EDWARD'S UNIVERSITY ON FRIDAY, NEXT WEEK, MAY 21st.
WITHOUT A VISION, THE PEOPLE DO PERISH. THAT IS NOT
THE CASE AT RIVER CITY YOUTH FOUNDATION, WE ARE SO
FORTUNATE THAT WE HAVE YOUNG PEOPLE AS WELL AS
ADULTS THAT HAVE A STRONG VISION FOR THE FUTURE.
THAT IS BASED ON THE ACCOMPLISHMENTS OF OUR YOUNG
PEOPLE. OUR 2004 HONOREES ARE: YOUTH LEADERS NANCY
AND GABBY VARGAS. YOU CAN RAISE YOUR HAND AS I CALL
YOUR NAME. MOST FRIENDLY CHILD, ROSY MARTINEZ.
WOULDN'T IT BE A WONDERFUL WORLD IF ALL PEOPLE WERE
VERY FRIENDLY AND INCLUDING OUR CITY COUNCIL
MEMBERS AND LEADERS, RIGHT? [LAUGHTER] YES, THEY
ARE VERY GOOD ROLE MODELS, MOST FRIENDLY ROSEY
MARTINEZ, MOST FRIENDLY TEEN, ANGEL MOST LIKELY TO
SUCCESS SHE'D, SHAMICA THOMPSON, GRADUATING FROM
TRAVIS HIGH SCHOOL IN JUST A FEW DAYS. MOST
RESPECTFUL, ISAMOR RARPZ, MOST LIKELY TO CLOSE THAT
DIGITAL DIVIDE, ROSIO PEREZ, ANGEL ESPINOSA, ... MOST
INTERACTIVE WITH C.D. ROMS, EMMA CANNON, MOST
HUMOROUS BOY, DO YOU NEED A SENSE OF HUMOR IN THIS
WORLD? YES. JUAN ORTIZ KNOWS THAT. MOST HUMOROUS
GIRL, NAKISHA BALDWA. SHE WON THE SEED SPITTING
CONTEST AT THE FATHER'S DAY EVENT A COUPLE OF YEARS
AGO. THAT'S HER CLAIM TO FAME IN OUR NEIGHBORHOOD.
MOST STUDIOUS, LAZINO, MOST TEEN SPIRITED, THE HEAD
OF OUR SOCCER TEAM. MOST MOTIVATED VANESSA PEREZ
AND CAPRICIA KELLY. MOST IMPROVED ACADEMICS, MOST
IMPROVED LANGUAGE SKILLS, JESSICA ALONZO. PLEASE
GIVE THE KIDS A ROUND OF APPLAUSE. [APPLAUSE] OUR
FAMILY OF THE YEAR, FERN..... FERNANDO AND SELL
CECILIA. PARENT OF THE YEAR, VOLUNTEER OF THE YEAR,
OUR TEEN AMBER PERFETTI OR ADULT FROM THE
UNIVERSITY OF TEXAS WILLIAM WOODS. OUR MENTOR OF
THE YEAR, TALIA MALDANADO AND VIRGINIA MARKS, THEY

ARE A TEAM AND MENTOR NOT ONE, NOT TWO, BUT THREE YOUNG GIRLS. MANY OF THEM ARE HERE TONIGHT AS A RESULT OF THE LOVE AND MENTORING ATTENTION THAT THESE YOUNG WOMEN FROM A.C.C. HAVE GIVEN TO THESE KIDS. TURNING THEIR GRADES AROUND AND THEIR LIVES AROUND. FELLOW COLLABORATOR OF THE YEAR. PASTOR OF THE CHURCH OF GLAD TIDINGS. HERE WITH US. GUADALUPE MONTOYA, PARENT SPECIALIST AT PEREZ MIDDLE SCHOOL. GIVE HER A ROUND OF APPLAUSE, SHE WORKS HARD. ENGLISHED INTERN, U TEACH AT U.T. AUSTIN, THIS IS FROM THE NATURAL SCIENCES, CRYSTAL WAS SELECTED BECAUSE SHE'S OUTSTANDING AS AN INTERN, BUT ALSO SHE RECRUITED OVER 15 OTHER INTERNS BY HERSELF, THE CHAIR OF THE ACM. QUOTE UNQUOTE GEEKS AT U.T., THEY COMPLETELY RENOVATED OUR COMPUTER LAB. EVERY SUNDAY WORKING FOR SIX TO SEVEN TO EIGHT HOURS AT A COMPUTER DOING FASCINATING THINGS WHICH I CANNOT EVEN DESCRIBE. BUT PLEASE GIVE CRYSTAL A ROUND OF APPLAUSE. [APPLAUSE] THE CHUCK WYNN SERVICE AWARDS THIS YEAR TO EDNA. [APPLAUSE] WITHOUT EDNA, NONE OF THIS WOULD BE HAPPENING MUCH CHILDREN YOU KNOW THAT BETTER THAN ANYBODY, RIGHT. WE LOVE MS. EDNA. SHE WORKS FROM MORNING TO NIGHT UNSTOPPABLE. AND JUST AS FAN TAKES STECK WITH ALL OF OUR -- FANTASTIC WITH ALL OF OUR KIDS. AND THIS YEAR'S SUPPORTERS OF THE YEAR: BANG ONE, JOE KOHEN AND SON JEWELERS, CITY OF AUSTIN, NETWORK IN WASHINGTON D.C., FOUNDATION, ELEPHANT PRODUCTIONS, HEART FOUNDATION, RED VELVET EVENTS, SBC, TARRYTOWN UNITED METHODIST CHURCH. AND TRAVIS COUNTY. OUR UNSUNG HERO AWARD THIS YEAR. THIS IS A PERSON THAT DOESN'T GET A LOT OF RECOGNITION. SO I WANT TO GIVE A BIG ROUND OF APPLAUSE TO A VERY SPECIAL LADY IN THE LIVES OF KIDS, NOT HUNDREDS BUT THOUSANDS OF KID. SHE IS ABOUT TO GO HALF TIME AFTER 30 YEARS OF TEACHING AND COUNSELING EXPERIENCE. NANCY LEWIS COUNSELOR AT MENDEZ MIDDLE SCHOOL. WITH ME TONIGHT FROM OUR RIVER CITY YOUTH FOUNDATION BOARD OF DIRECTORS WOULD YOU COME ON OVER, MARCOS? MARCOS HAS BEEN SERVING ON THE BOARD FOR NUMEROUS YEARS. HE IS A YOUNG MAN. WHO IS FILLED WITH VISION HIMSELF. AND HE HAS BEEN SELECTED TO

SERVE ON LEADERSHIP AUSTIN. AND MARCOS IS GOING TO BE OUR KEYNOTE SPEAKER AT OUR UPCOMING EVENT AT ST. EDWARD'S MAY 21st. AND SO I INVITE YOU, THOSE THAT WANT TO ATTEND, GIVE US A CALL AT 440-111, EXTENSION 11. AND WE WOULD LOVE FOR YOU TO JOIN US. IT'S GOING TO BE A A ROUSING SPEECH. WOULD YOU ADDRESS THIS. YOU KNOW HOW MUCH I LOVE YOU, HOW MUCH RESPECT I HAVE FOR YOU. YOU DON'T LET ANY CHALLENGES STOP YOU AND MY INSPIRATION IS THIS YOUNG MAN RIGHT HERE. PLEASE.

SO MANY YEARS I WORK WITH YOU, BUT THEN WHEN I -- ACTUALLY THE THINGS THAT YOU DO AND THE COMPLIMENTS THAT YOU PAID TO ALL OF YOUR STAFF, BOARD OF VOLUNTEERS, MAKE IT HARDER. ALL OF US WE DO IT EVERY YEAR. THAT'S WHY I'M GRATEFUL TO BE THE KEYNOTE SPEAKER FOR SUCH A MEANINGFUL EVENT IN OUR ORGANIZATION. I LOOK FORWARD TO SEEING YOUR FACES THIS EVENING, IT MEANS A LOT TO ME BECAUSE I DON'T KNOW HOW MANY YEARS AGO I WAS THERE. ONE OF THE FIRST THING THAT I DID WITH THE ORGANIZATION WAS ATTAIN THE RECOGNITION, I WAS RECOGNIZED TO MY SURPRISE BY THE BOARD AND THE ORGANIZATION, WHEN AT THAT TIME I WASN'T YET A BOARD MEMBER. AND TO BE ABLE TO CAPTURE SO MANY YEARS, A BRAVE MOMENT. IT'S WHAT YOU DREAM TO DO IF YOU ARE GOING TO BE A PUBLIC SPEAKER F. YOU PUT YOUR HEART AND SOUL INTO YOUR PROJECT. AND THE -- I LOOK FORWARD TO SEEING YOU GUY THERE'S. THANK YOU VERY MUCH CITY COUNCIL. AND I HOPE THAT 20 YEARS FROM NOW, 20 -- 20 -- HOW MANY YEARS? 21 YEARS? FROM NOW WE CAN GO AND DO GREATER THINGS AND THANKS A LOT. [APPLAUSE]

ONCE AGAIN, THANK YOU TO THE CITY COUNCIL AND TO ALL OF OUR FRIEND AND SUPPORTERS AND MAY GOD BLESS EACH ONE OF YOU. [APPLAUSE] >> ALL RIGHT. WELL, THIS MONTH IS ASIAN PACIFIC AMERICAN HERITAGE MONTH. IN THE UNITED STATES. AND TOMORROW WILL ASIAN AMERICAN EMPLOYEES NETWORK IS HAVING THEIR ANNUAL LUNCHEON AT PARMER AUDITORIUM TOMORROW AT 11:30. I WANT TO INVITE ALL OF THE CITY EMPLOYEES OUT TO THAT, GORDON QUAN THE COUNCILMEMBER FROM THE CITY OF AUSTIN IS GOING TO BE THE KEYNOTE SPEAKER. HYPED ME

IS VINCE COBALIS, THE FORMER PRESIDENT OF THE ASIAN AMERICAN EMPLOYEES NETWORK AT THE CITY OF AUSTIN. JUST A GREAT GROUP THAT IT'S BEEN MY PLEASURE TO SPEAK TO A COUPLE OF TIMES AND MEET WITH. AND BESIDE HIM IS TINA BOWIE, WHO WORKS IN MY OFFICE, I'M REAL PROUD OF THAT. TINA BUIE. JUST A FEW COMMENTS HERE BEFORE I GIVE YOU THE PROCLAMATION. CONGRESS DESIGNATED THIS NATIONAL CELEBRATION OF ASIAN PACIFIC AMERICAN HERITAGE MONTH IN 1978. AND ACTUALLY THEN IT WAS A DAY AND EXPANDED TO A MONTH LONG CELEBRATION IN 1990. THE ASIAN POPULATION IN THE UNITED STATES BETWEEN THE 60 AND 1990 GREW ABOUT SEVEN TIMES FROM ONE MILLION TO MORE THAN SEVEN -- SEVEN MILLION, FASTEST GROWING SEGMENT OF THE COUNTRY. ASIAN AND PACIFIC AMERICANS MAKE UP NOW 3.7% OF THE NATION'S POPULATION AND 4.8% HERE IN AUSTIN. AND IT'S -- IT'S REALLY GREAT BOTH FOR ASIAN AMERICANS AND FOR THE COUNTRY AS A WHOLE. I KNOW SOME CELEBRATIONS I'VE BEEN TO THAT ASIAN AMERICAN DIFFERENT COMMUNITY GROUPS HAVE HERE IN AUSTIN, THEY ARE ALWAYS REAL ENRICHING FOR ME AND MY FAMILY TO GO TO. AND JUST REALLY ADDS A LOT TO THE CULTURE HERE IN AUSTIN AND I'M PROUD TO -- TO KNOW THE FOLKS THAT I DO. SO VINCE WHY DON'T YOU COME UP. WHEREAS THE ASIAN AMERICAN NETWORK PROVIDES AN IMPORTANT LINK BETWEEN THE CITY EMPLOYEES AND THE ASIAN PACIFIC AMERICAN COMMUNITY IN AUSTIN, WILL WYNN MAYOR OF THE CITY OF AUSTIN HERE BY PROPER CLAIMS MAY 2004 AS ASIAN PACIFIC AMERICAN HERITAGE MONTH IN AUSTIN, LOOKING FORWARD TO THE CELEBRATION TOMORROW. [APPLAUSE]

THANK YOU.

DO YOU WANT TO SAY A FEW WORDS?

SURE. THANK YOU COUNCILMEMBER SLUSHER. THANK YOU TO THE MAYOR AND COUNCIL FOR HONORING THE ASIAN PACIFIC AMERICAN COMMUNITY AND THE EMPLOYEES WITH THIS OPERATION. THIS YEAR IS DESIGNATED AS FREEDOM FOR ALL, A NATION WE ALL OUR OWN FOR THE THEME FOR 2004. IN AUSTIN THIS IS THE FIFTH YEAR THAT THE ASIAN AMERICAN EMPLOYEE NETWORK HAS ORGANIZED AN EVENT

TO RECOGNIZE ASIAN PACIFIC AMERICAN HERITAGE MONTH. THE PURPOSE IS TO GIVE CITY EMPLOYEES A BETTER UNDERSTANDING OF THE ASIAN PACIFIC AMERICAN CULTURES WITH A VARIETY OF FOOD AND ENTERTAINMENT. WE ALSO INCLUDE ASIAN AMERICAN ORGANIZATIONS AND THE COMMUNITY IN THIS EVENT. SO THAT WE CAN GET TO KNOW EACH OTHER IN A MORE FORMAL AND RELAXED SETTING. THIS YEAR THE SPEAKER IS GORDON QUAN THE COUNCILMEMBER FOR THE CITY OF HOUSTON, WE WOULD LIKE TO INVITE ALL CITY EMPLOYEES AND THEIR GUESTS TO THIS FREE EVENT TOMORROW AT PARTIALER EVENTS FROM 11:30 TO 1:00 IN PARMER, PARKING IS FREE IN THE GARAGE. THANK YOU FOR RECOGNIZING THE CONTRIBUTION THAT THE ASIAN AND PACIFIC AMERICANS MAKE TO THE GREATER AUSTIN COMMUNITY AND THE IMPORTANCE OF REFLECTING THIS DIVERSITY IN THE WORKFORCE. THANK YOU. [APPLAUSE]

Slusher: LET ME JUST ADD ONE THING, I FORGOT, SARAH CHEN, THE PRESIDENT OF THE EMPLOYEES NETWORK WAS HERE BUT HAD TO PICK UP HER DAUGHTER ON SHE COULDN'T JOIN US. THANKS. COUNCILMEMBER DUNKERLY?

WOULD AN BRAIN IN A STRUESAND STEP FORWARD WITH HER COLLEAGUES, THIS IS A PROCLAMATION FOR THE HUGHES AND LUCE LAW FIRM. BE IT KNOWN THAT WHEREAS HUGHES AND LUCE OPENED ITS AUSTIN OFFICE IN 1979, WITH ONE ATTORNEY AND ONE SECRETARY AND HAS EXPANDED ITS STAFF TO INCLUDE 18 LAWYERS, PLUS SUPPORT PERSONNEL AND WHEREAS HUGHES AND LUCE SERVES A VARIETY OF BUSINESSES IN AUSTIN AND PROVIDES THE BEST IN CLIENT SERVICE IN SEVEN DIFFERENT AREAS OF LAW AND WHEREAS HUGHES AND LUCE HAS NOT ONLY MADE AN IMPACT ON OUR COMMUNITY THROUGH QUALITY LEGAL SERVICES, BUT ALSO THROUGH THEIR INVOLVEMENT IN THE ARTS AND EDUCATION. NOW THEREFORE WILL WYNN, MAYOR OF THE CITY OF AUSTIN, PROPER CLAIMS MAY 2004 AS THE HUGHES AND LUCE 25th ANNIVERSARY CELEBRATION MONTH. SABRINA? THANK YOU VERY MUCH.

THANK YOU. THANK YOU, COUNCILMEMBER. [APPLAUSE]
THANK YOU COUNCILMEMBER DUNKERLY, MEYER WYNN,

COUNCILMEMBERS, LET ME FIRST INTRODUCE SOME OF OUR REPRESENTATIVES. JAMES LAND DON, SWEATT, RENEE HUGHES AND BRYAN WHITMAN, IT OCCURS TO ME THAT WE ARE CELEBRATING OUR 25th ANNIVERSARY, THESE FOLKS WERE PROBABLY ALL TODDLERS AT THE TIME. IT'S BEEN A WONDERFUL 25 YEARS HERE IN THE CITY OF AUSTIN. WE CAME HERE TO BE CLOSER TO THE POLITICAL CAPITAL OF THE STATE. AND GOT TO BE PART OF ONE OF THE MOST AMAZING EXPANSIONS IN THE HISTORY I WOULD SAY OF TEXAS. WE ARE PROUD NOT ONLY OF SERVING THE LEGAL INTERESTS OF THE COMMUNITY, BUT ALSO OF OUR INVOLVEMENT WITH THE ARTS. NON-PROFIT IN EDUCATION, WE ACTUALLY HAVE LAWYERS THAT PARTICIPATE AT PROFESSORS AT THE UNIVERSITY OF TEXAS AND A.C.C. AS WELL AS PERFORMING ALL OF THEIR DUTIES AS LAWYERS. WE LOOK FORWARD TO WORKING WITH THE CITY AND THE COMMUNITY FOR THE NEXT 25 YEARS. THANK YOU.

THANK YOU. [APPLAUSE] [ONE MOMENT PLEASE FOR CHANGE IN CAPTIONERS]

Mayor Wynn: MOTION MADE BY COUNCILMEMBER DUNKERLEY..... DUNKERLEY -- MAYOR PRO TEM, COUNCILMEMBER THOMAS AND --

ACTUALLY, NO. YOU'RE THE SECOND ON RECORD, SO IS THAT ACCEPTABLE TO YOU AS THE SECOND?

Thomas: YES.

Mayor Wynn: SO WE HAVE A SLIGHTLY AMENDED MOTION BY COUNCILMEMBER DUNKERLEY, SECONDED BY COUNCILMEMBER THOMAS. FURTHER COMMENT? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO.

AND MAYOR, WE WILL AMEND, WE WILL CHANGE PART 8, SECTION 3 OF THE ORDINANCE TO CORRESPOND WITH THAT

MOTION.

Mayor Wynn: THANK YOU. MR. BLOCK?

MAYOR, THE PROPERTY OWNER JUST WANTED TO CLARIFY THAT THAT MOTION -- THE FIRST MOTION INCLUDED MAINTAINING THE FOOTPRINT OF CS-1, SO THAT IS PART OF THE MOTION, RIGHT?

Dunkerley: YES, IT WAS.

OKAY. TO PAGE 5 OF THE MOTION SHEET. THIS IS TRACT 15-C. IT'S AT 5508 CLAY AVENUE. JUST TO REMIND YOU, THE AGENT IS AMELIA LOPEZ PHELPS. THE OWNER IS CLAY FULLER. THIS IS THE WAREHOUSE WITH A ROOFING BUSINESS IN IT. I'LL POINT IT OUT ON THIS MAP AND WE'LL BRING UP THE DETAIL ON THE SCREEN. CLAY AVENUE IS RIGHT HERE. IT'S JUST OFF OF BURNET ROAD BETWEEN KOENIG LANE AND 45TH STREET. AND THE TRACT NUMBER AGAIN IS 15-B AND THE NEXT THREE PROPERTIES WE'RE TALKING ABOUT WILL ALL BE PART OF 15-B.

Mayor Wynn: MR. BLOCK, IS THAT C OR B?

THE 15-C IS THE NEW TRACT NUMBER, THAT'S CORRECT, 15-C.

Mayor Wynn: THANK YOU.

FOR 5508 CLAY AVENUE, ON SECOND READING YOU APPROVED THE PROPERTY OWNER RECOMMENDATION. AND JUST TO REMIND YOU OF THE RECOMMENDATION, IT WAS TO MAINTAIN CS-MU-CO, BUT TO PROHIBIT ALL COMMERCIAL USES NOT ALLOWED IN THE GR-BASED ZONING DISTRICT EXCEPT FOR CONSTRUCTION SALES AND SERVICE, WHICH IS THE CURRENT USE ON THE SITE. IN ADDITION, THE PROPERTY OWNER ACCEPTED PROHIBITING ALL THE USES IN CONDITIONAL OVERLAY C, WHICH WAS PART OF THE ORIGINAL STAFF RECOMMENDATION AND PLANNING COMMISSION RECOMMENDATION. THEY ALSO INCLUDED PROHIBITING FIVE ADDITIONAL USES THAT THE NEIGHBORHOOD HAD ASKED TO BE PROHIBITED. AND THEY AGREED TO A LIMIT OF 5,000 SQUARE FEET OF COMMERCIAL

GROSS FLOOR AREA. AND THIS WAS AGAIN APPROVED ON SECOND READING AS THIS PROPERTY OWNER RECOMMENDATION.

Mayor Wynn: THANK YOU. QUESTIONS, COMMENTS? I'LL ENTERTAIN A MOTION. COUNCILMEMBER DUNKERLEY.

Dunkerley: I MOVE APPROVAL OF THIS ITEM ON THIRD READING CS-MU-CO-NP, WITH THE VARIOUS PROHIBITED USES AS DETAILED, ADDING TO MY MOTION THE SECTION THAT WOULD LIMIT THE CS USES FOR TRACT 15-C TO NO MORE THAN 5,000 SQUARE FEET. WE TALKED ABOUT IT LAST TIME, BUT SOMEHOW IT DID NOT GET IN THE ORDINANCE, AND I WANTED TO MAKE SURE IT DID THIS TIME.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER DUNKERLEY FOR THE PROPERTY OWNER RECOMMENDATION MOTION ALONG WITH HER AMENDMENT REGARDING THE CS SQUARE FOOTAGE LIMITATION. I'LL SECOND THAT. FURTHER COMMENTS? MS. CITY ATTORNEY --

I WAS GOING TO TELL YOU IF THIS MOTION PASSES WE WOULD AMEND PART A BY ADDING A SECTION TO REFLECT THE AMENDMENT.

Mayor Wynn: THANK YOU. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO.

THAT TAKES US TO PAGE 6 ALSO. THIS ONE IS 5510 AND 5600 CLAY AVENUE RIGHT NEXT DOOR TO THE PROPERTY WE JUST DISCUSSED. BETWEEN SECOND READING AND TODAY, THE PROPERTY OWNER AND THE NEIGHBORS HAVE REACHED AN AGREEMENT. AND WHAT WE'RE ASKING YOU TO DO ON THIS ONE IS TO PULL THESE OUT AND NOT CONSIDER THEM RIGHT NOW BECAUSE THE AGREEMENT INCLUDES A RESTRICTIVE COVENANT, WHICH WILL BE DRAFTED BY THE CITY, AND WE NEED TIME TO HAVE THAT DRAFTED. AND THE SPECIFIC PROPERTIES WE'RE ASKING TO

PULL OUT THAT WILL BE PART OF THIS AGREEMENT ARE 5510 AND 5600 CLAY AVENUE AS WELL AS 56 ADAMS AND 5453 BURNET ROAD.

MAYOR, WHAT I WOULD REQUEST IS THAT IF THIS IS THE WILL OF THE COUNCIL THAT THERE BE A MOTION TO POSTPONE THOSE TRACTS AND ALLOW US TO BRING THEM BACK AT A LATER TIME SO THAT I CAN PULL THOSE OUT OF THE ORDINANCE AND THEY WOULD BE PULLED OUT OF PART 8-1, 8-8 AND 8-12 OF THE ORDINANCE.

Mayor Wynn: COUNCIL, I'LL ENTERTAIN MS. TERRY'S MOTION.

Thomas: SO MOVE. >>...

MAYOR WYNN: MOTION SECONDED BY COUNCILMEMBER BYE-BYE COMZ TO -- BY COUNCILMEMBER THOMAS.

Thomas: IS THE OWNER HERE TONIGHT?

THE AGENT IS HERE.

Thomas: JUST BRIEFLY, WHAT WAS THE RESTRICTIVE COVENANT? WHAT DID YOU DO TO AGREE WITH THE NEIGHBORHOOD?

BASICALLY IN EFFECT CHRIS CASPER HERE ON BEHALF OF DUKE COVERT. IN EFFECT, WHENEVER A NEW SITE PLAN COMES IN FOR THOSE PARCELS THAT YOU'RE PULLING, IT WILL NO LONGER HAVE ACCESS ON TO CLAY AVENUE. THAT'S THE BIGGEST ISSUE THAT THE NEIGHBORHOOD WANTED WAS TRAFFIC ALONG THE RESIDENTIAL ROADWAY THERE. AT THE SAME TIME A FENCE -- A PRIVACY FENCE WILL BE PUT UP, AND MR. COVERT HAS AGREED AT THIS TIME TO PUT UP ADDITIONAL SCREENING TO PROTECT THE VIEW. AND AS A RESULT OF THAT, THE NEIGHBORHOOD HAS AGREED TO ZONE OUR PROPERTIES THE WHOLE CS-CO-MU-NP JUST LIKE THE PROPERTY ALONG ADAMS.

Thomas: THANK YOU VERY MUCH.

THANK YOU.

Mayor Wynn: AGAIN, A MOTION AND A SECOND IS ON THE TABLE TO PULL THESE TRACTS OUT OF CONSIDERATION TONIGHT. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO.

THAT TAKES US TO PAGE 7. THIS IS THE THIRD COMMERCIAL PROPERTY ON CLAY AVENUE. IT'S AT 5602 CLAY. THE OWNER IS MARK CASHMAN. THE USE IS AN OFFICE WAREHOUSE. THE PLANNING COMMISSION RECOMMENDATION WAS FOR GR-MU-CO WITH C.O.-C. AND THE NEIGHBORHOOD RESIDENTS HAD AN ALTERNATE RECOMMENDATION FOR LR-CO-NP. THE PROPERTY OWNER WAS ASKING FOR NO CHANGE AND HE HAS A VALID PETITION. ON SECOND READING YOU APPROVED THE NEIGHBORHOOD RESIDENTS' RECOMMENDATION OF LR. I DID WANT TO POINT OUT THAT THE PROPERTY OWNER HAS REVISED THE PROPOSAL THAT GOES WITH HIS PETITION. HE INITIALLY WAS ASKING FOR NOTHING OTHER THAN CS-MU-NP WITH NO CONDITIONAL OVERLAY. AND HE NOW HAS A VERY DIFFERENT AND VERY DETAILED PROPOSAL THAT YOU HAVE IN FRONT OF YOU ON THE YELLOW SHEET. IT SAYS ITEM 33, ALTERNATE PROPOSAL FOR TRACTS 15-B, 5602 CLAY AVENUE. THIS ONE JUST CAME -- JUST WAS FINISHED TODAY. THE NEIGHBORHOOD HASN'T HAD A WHOLE LOT OF TIME TO REVIEW THIS. I CAN TAKE YOU THROUGH IT REAL QUICKLY. IT'S MODIFIED AFTER WHAT YOU JUST APPROVED AT 5808 CLAY AVENUE, THE CLAY FULLER PROPERTY.

Slusher: LET ME ASK SOMETHING.

Mayor Wynn: COUNCILMEMBER SLUSHER.

Slusher: IT SEEMS TO ME APPROPRIATE TO DO WITH THIS WHAT WE DID ON THE LAST ONE, WHICH IS GIVE THE NEIGHBORHOOD AND THE OWNER A LITTLE TIME TO TALK. I WANTED TO GET SOME INFORMATION OUT FROM TALKING TO THE OWNER THE OTHER DAY AND THERE'S SOME QUESTIONS ABOUT HE HAS FOUR -- IT'S FOUR DIFFERENT

RENTAL UNITS THERE, RIGHT? BUSINESS RENTAL UNITS. AND SO HIS QUESTION WAS UNDER THE 90-DAY RULE, WHERE IF THE USE CEASES FOR 90 DAYS, THEN HE LOSES THE GRANDFATHER OR WHATEVER YOU CALL IT WHERE YOU GET TO CONTINUE YOUR CURRENT USE. SO THE QUESTION IS -- AND I GUESS THIS IS FOR MS. TERRY. IF YOU HAVE SEPARATE USES, DOES THE 90-DAY APPLY TO EACH ONE OF THOSE. FOR INSTANCE, IF HE JUST HAD ONE OF THOSE UNITS THAT COULDN'T BE UNITED, HE COULDN'T RENT IT OUT FOR 90 DAYS, DOES THAT KICK IN JUST TO THAT PART OF THE PROPERTY, OR IS IT FOR THE WHOLE PROPERTY?

COUNCILMEMBER, IT ALL DEPENDS ON HOW HE GOT HIS CERTIFICATE OF OCCUPANCY. IF HE GOT A SEPARATE CERTIFICATE OF OCCUPANCY FOR EACH ONE OF THOSE UNITS AND ONE OF THE UNITS IS DISCONTINUED AND THEN -- AND THEN THE 90-DAY RULE WOULD KICK IN AS TO THAT PARTICULAR UNIT. IF HOWEVER HE HAD A CERTIFICATE OF OCCUPANCY FOR ONE CERTIFICATE OF OCCUPANCY FOR ALL FOUR UNITS, THEN JUST ONE UNIT BEING DISCONTINUED IN USE WOULD NOT JEOPARDIZE HIM UNDER THE 90 DAY RULE. IT'S ALL GOING TO BE VERY FACT SPECIFIC AND IT'S ALL GOING TO DEPEND ON WHAT HE CAN BRING FORWARD TO DEMONSTRATE THAT HE IS A LEGAL NONCONFORMING USE. AND I WOULD -- THERE IS -- THEY'RE FORCING A ROLL BACK REVISION, WHICH WOULD REQUIRE A RICK. AND WE WOULD APPRECIATE THIS ONE BEING POSTPONED AS WELL BECAUSE WE WOULD LIKE TO HAVE THAT RESTRICTIVE COVENANT EXECUTED BEFORE YOU CAN VOTE ON IT ON THIRD READING.

Slusher: OKAY. SO HOW WOULD HE FIND OUT WHAT HIS -- THE CERTIFICATE OF OCCUPANCY. I'M ZOOMING YOU -- ASSUMING YOU BOUGHT IT FROM SOMEBODY ELSE. THE ONLY THING -- IT'S UP TO CHANCE OF THAT. WHATEVER HAPPENED AT THE INITIAL -- WHEN THEY GOT A CO?

YES, SIR. IT IS VERY FACT SPECIFIC. AND WE WOULD HAVE TO DO SOME RESEARCH IN THE CITY RECORDS. AND, YOU KNOW, IT REALLY IS -- IT'S FACT SPECIFIC AND IT'S FACT DRIVEN AND WE WOULD HAVE TO DO SOME RESEARCH IN THE CITY RECORDS TO FIND OUT WHAT THE HISTORY ON

THE PROPERTY WAS.

Slusher: WHEN DID WE POSTPONE THE LAST ONE TO?

WE DID NOT SET A DATE FOR IT. WE DID NOT HAVE TO WORRY ABOUT A DATE BECAUSE WE'RE NOT AT A PUBLIC HEARING STAGE. WE WERE GOING TO BRING IT BACK WHEN IT WAS READY TO COME BACK. BUT THIS ONE WE COULD BRING IT BACK AT THE SAME TIME AND IT WOULD BE ROUGHLY A TWO-WEEK PERIOD, GET BACK ON YOUR AGENDA AND THAT GIVES TWO WEEKS TO DO THE RESEARCH AND GET A RESTRICTIVE COVENANT DONE ON THIS ONE.

Slusher: I'D MAKE A MOTION TO POSTPONE IT TO THE SAME TIME AS THE OTHER ONE UNLESS THERE'S A PARTICULAR PROBLEM THAT COMES UP WITH ONE OF THE OTHER, GOING TO STRETCH THEM OUT, THEN WE WOULD ASK THE STAFF TO COME FORWARD AND SAY WE'RE GOING TO BRING ONE OF THEM FORWARD INSTEAD. DOES THAT MAKE SENSE TO EVERYBODY?

Mayor Wynn: I'LL SECOND THAT MOTION. THANK YOU, COUNCILMEMBER. MOTION MADE AND SECONDED TO PULL OUT TRACT 15-B, 5602 CLAY AVENUE, FROM CONSIDERATION THIS EVENING. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO.

AND WE WILL ADJUST THE ORDINANCE ACCORDINGLY.

TO PAGE 8, TRACT 16. THIS IS 5611 CLAY AVENUE. IT IS JUST UP THE STREET A FEW HOUSES AND ACROSS THE STREET FROM WHAT WE JUST TALKED ABOUT ON CLAY AVENUE. THIS IS THE PROPERTY THAT'S CURRENTLY ZONED LO. IT'S IN THE MIDDLE OF A RESIDENTIAL BLOCK. THE PLANNING COMMISSION RECOMMENDATION WAS TO GO FROM THE EXISTING LO TO NO-MU-NP. THE ORIGINAL NEIGHBORHOOD PLAN RECOMMENDATION WAS TO GO TO SF-3 NP. THE

OWNER HAS A VALID PETITION, AND THEY ARE REQUESTING NO-MU-NP. AND ON SECOND READING, YOU APPROVED THE PROPERTY OWNER RECOMMENDATION.

Mayor Wynn: ANY COMMENT ABOUT THAT?

Thomas: MAYOR, I DON'T THINK --

WE SHOULD CHECK INTO THAT. I REMEMBER THAT GOING WITH THE NEIGHBORHOOD RECOMMENDATION OF THAT.

Mayor Wynn: OUR MOTION SHEET READS, NEIGHBORHOOD PLAN AND ADJACENT PROPERTY OWNER RECOMMENDATION ON SECOND READING.

HERE'S A DIFFERENT VERSION. THIS ONE SAYS THE ADJACENT PROPERTY OWNER RECOMMENDATION ON A SIX-ONE VOTE. I APOLOGIZE FOR THAT.

Mayor Wynn: OKAY. AND AGAIN, ADJACENT PROPERTY OWNER RECOMMENDATION BEING SF-3, THE NEIGHBORHOOD PLAN SF-3.

THAT'S CORRECT.

Mayor Wynn: QUESTIONS OF STAFF? COMMENTS, COUNCIL? COUNCILMEMBER SLUSHER.

Slusher: IS THERE A MOTION ON THE TABLE? OKAY. I THOUGHT YOU WERE GETTING READY TO CALL THE ROLL.

Mayor Wynn: NO. I'LL ENTERTAIN A MOTION ON 16, 5611 CLAY AVENUE. COUNCILMEMBER ALVAREZ.

Alvarez: I MOVE APPROVAL OF ON THIRD READING THE ACTION COUNCIL TOOK ON SECOND READING, WHICH IS THE NEIGHBORHOOD PLAN RECOMMENDATION.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER ALVAREZ TO APPROVE OUR ACTION ON SECOND READING -- THIRD READING, BOTH THE PLAN AND THE ZONING. SECONDED BY THE MAYOR PRO TEM. FURTHER COMMENTS?

Thomas: MAYOR, IF YOU DON'T MIND. IS ZONING HERE TODAY? TONIGHT?

Mayor Wynn: IS MR. O'DELL HERE? APPARENTLY NOT.

Thomas: LET ME ASK THE NEIGHBORHOOD.

Thomas: CAN SOMEBODY COME UP TO THE MIC, IF YOU DON'T MIND. I THINK THE LAST TIME ON THE SECOND READING WE HAD THE OWNER WANTED TO KEEP HIS PLANNING COMMISSION GAVE HIM NO-MU-NP, AND ALSO THE PROPERTY OWNER. AND I DIDN'T -- YOU KNOW, LAST TIME THE REASON -- WHAT WAS THE REASON FOR THE NEIGHBORHOOD PLAN? WHY YOU COULDN'T KEEP THE SAME ZONING?

THERE WERE TWO REASONS. ONE IS RIGHT IN THE MIDDLE OF THE STREET SURROUNDED BY SF-3, ALL THE WAY AROUND. THE SECOND WAS ORIGINALLY IT WAS A CHURCH MOVED IN. AND WE DID SIGN THAT RESTRICTIVE COVENANT THAT SAID IF IT EVER WENT FROM OFFICE, IT WENT BACK TO RESIDENTIAL USE. THIS WAS IN 1974, I BELIEVE. SO IN FACT HE IS NOT GOING TO BE IN A DIFFERENT POSITION WITH THAT RESTRICTIVE COVENANT THAN HE WOULD BE WITH Y'ALL SAYING THIS GOES BACK TO SF-3 BECAUSE HE'S GRANDFATHERED IN WITH HIS PRESENT USE AS FAR AS I'M CONCERNED. BUT WE CAN CONSIDER THIS AN OLD CASE OF SPOT ZONING. IT'S NUMBER 16 RIGHT UP THERE. AND IT IS IMPERVIOUS COVER, IT IS ASPHALTED LOT LINE TO LOT LINE PRETTY MUCH, AND WE WOULD LIKE TO SEE IT GO BACK TO RESIDENTIAL.

Thomas: YOU SAID THAT YOU READ THE RESTRICTIVE COVENANT?

I THINK WE DID PROVIDE EVERYBODY A RESTRICTIVE COVENANT. WE FOUND IT AND IT'S DATED 1974. AND I KNOW - - I GAVE IT TO EVERYBODY'S OFFICE. I HAVE SHOWN IT TO YOU FACE TO FACE, BUT WE DID FIND IT. BRYAN, DO YOU HAVE A COPY?

Mayor Wynn: MR. BLOCK, THE RESTRICTIVE COVENANT SAYS

WHAT EXACTLY?

I HAVE NOT READ THE TEXT OF THE DOCUMENT THAT WAS PROVIDED, BUT THAT DOCUMENT IS NOT ACKNOWLEDGED AND IT DOES NOT HAVE RECORDED FILING ON -- FILING INFORMATION ON IT. SO I DO NOT KNOW IF IT'S BEEN FILED IN THE DEED RECORDS AND IT'S NOT BEEN ACKNOWLEDGED. SO I DO NOT KNOW IF IT'S A VALID RESTRICTIVE COVENANT.

THE OTHER RESPONSE TO THAT IS THAT IT WAS THE TENT. AND IT'S ONE OF THE REASONS WHY NEIGHBORHOOD ASSOCIATIONS COME UP HERE AND YELL AND SCREAM AT YOU GUYS ABOUT ALL THESE CONDITIONAL OVERLAYS AND EVERYTHING ELSE AND ALL THE DETAILS. WE WORK AND WORK AND WORK AND POUND OUT DETAILS, AND THEN TWO YEARS LATER EVERYTHING CHANGES OVER AND WE'RE SCREWED. BECAUSE IT'S NOT IN THE DEED RECORDS, IT DOESN'T POP SOMEWHERE. AND SO THIS IS THE SAME THING. SO EVEN THOUGH IT MAY NOT BE VALID, IT DOES HAVE PLANNING COMMISSION ON IT FROM 1974. SOMEBODY SPENT A LOT OF TIME ON IT.

[INAUDIBLE - NO MIC].

AND IT'S MUCH LIKE WE'RE DOING TONIGHT WITH OUR AGREEMENT FOR MR. FULLER'S PROPERTY AND MR. COVERT'S PROPERTY, AND ALL THOSE OTHER THINGS, IS THAT AT ONE POINT THAT'S WHAT WAS AGREED TO AND WAS WORKED OUT, AND WHAT -- WHY PEOPLE WITHDREW THEIR OBJECTION. SO THE INTENT WAS THAT IT GO BACK TO RESIDENTIAL.

Thomas: I DON'T THINK WE'RE HERE TO DO THAT WORD YOU SAID WE DO, BUT IT CAN WORK BOTH WAYS. AND I THOUGHT MAYBE Y'ALL COULD GO BACK AND WORK WITH IT. BECAUSE IF HE DOESN'T GET THE ZONING HE WANTS, THEN HE HAS THE RIGHT -- HE COULD BUILD SOMETHING ELSE THERE.

HE COULD BUILD DUPLEXES. WE'VE BEEN ASKED THAT, ABOUT WHETHER OR NOT WE -- THERE'S NOTHING WE CAN DO ABOUT THAT. WE DON'T HAVE ANY REMEDY FOR THAT. THERE ARE DUPLEXES BUILT ALL OVER, BUT THAT'S THE

WAY IT CAN BE USED. THIS IS OUR OPPORTUNITY FOR INPUT ON THIS PARTICULAR PROPERTY AND THESE PARTICULAR PROPERTIES, YOU KNOW, AS FAR AS DUPLEXES, THERE'S NOTHING WE CAN DO ABOUT THAT. WITH SF-3 THAT'S WHAT THEY CAN DO. AND THAT'S THE LOT SIZES AS WELL.

BUT HOW LONG HAS HE HAD THIS BUSINESS HERE? BEEN AWHILE, RIGHT?

IT'S BEEN A CHURCH SINCE 1974. AND I DON'T KNOW HOW LONG MR. O'DELL HAS OWNED IT. BUT ESSENTIALLY THE STRUCTURE HAS BEEN THERE --

Thomas: WE'RE NOT GETTING ANYWHERE. I UNDERSTAND. THANK YOU.

Mayor Wynn: FURTHER COMMENTS? COUNCILMEMBER ALVAREZ.

Alvarez: I'LL JUST REITERATE THAT I DO BELIEVE THAT BECAUSE IT IS FURTHER ENCROACHES INTO THE NEIGHBORHOOD, IT IS SOMEWHAT PROBLEMATIC TO HAVE COMMERCIALLY ZONED LOT SURROUNDED BY SINGLE-FAMILY ZONED PROPERTY AND DEVELOPED PROPERTY AS SINGLE-FAMILY. AND IT SOUND LIKE AGAIN THAT OBVIOUSLY THERE WAS A HISTORY HERE IN TERMS OF ALLOWING A PARTICULAR USE, WITH THE UNDERSTANDING OF THAT USE CHANGED, AND AGAIN THAT'S A USE THAT WOULD BE PROMOTED AND A RESIDENTIAL USE THAT WAS MORE COMPATIBLE GIVEN THE LOCATION OF THE LOT. AND THAT'S WHY I'M PROPOSING TO SUPPORT THE NEIGHBORHOOD PLAN RECOMMENDATION IN THIS CASE.

Mayor Wynn: THANK YOU, COUNCILMEMBER. FURTHER COMMENTS? MOTION AND A SECOND ON THE TABLE TO APPROVE OUR ACTION ON SECOND READING. ALL THOSE IN FAVOR, PLEASE SAY AYE.

AYE. □ @&C @&C

Mayor Wynn: OPPOSED?

Thomas: NO.

Mayor Wynn: MOTION PASSES ON THIRD READING ON A VOTE OF SIX TO ONE, WITH COUNCILMEMBER THOMAS VOTING NO.

TRACT 51 IS 5006 GROVER AVENUE. I'LL POINT OUT THE LOCATION ON THE LARGE MAP AGAIN. THE PROPERTY IS RIGHT HERE ON GROVER. IT'S JUST NORTH OF 45TH STREET, HALFWAY BETWEEN LAMAR AND BURNET ROAD. AND WE'LL BRING UP THE DETAIL ON THE SCREEN. THIS IS VERY SIMILAR TO THE LAST ONE, BUT IN A DIFFERENT LOCATION. IT'S CURRENTLY ZONED LO. IT'S IN A SINGLE-FAMILY AREA. AND THE PLANNING COMMISSION RECOMMENDATION AND THE ORIGINAL NEIGHBORHOOD PLAN RECOMMENDATION WERE TO GO TO SF-3 ZONING. THE PROPERTY OWNER HAS A VALID PETITION, AND THEY ARE ASKING FOR NO-MU-NP.

McCracken: MAYOR, IS THE OWNER OR THE AGENT HERE THIS EVENING? I WOULD BE SOMEWHAT INCLINED CONSIDERING THAT THE LAND USE PLANNING AND CITIES AS MOVING TOWARDS MENTIONED USE WERE NEIGHBORHOOD WHERE AS YOU HAVE A CORNER OFFICE BUILDING WOULD BE AN ACCEPTABLE AND IN FACT A PROGRESSIVE LAND USE PLAN, BUT THE OWNER NOR THE AGENT IS HERE TONIGHT.

Mayor Wynn: THANK YOU, COUNCILMEMBER. FURTHER COMMENTS OR QUESTIONS ON TRACT 51? IF NOT, I'LL ENTERTAIN A MOTION.

Thomas: SO MOVE.

Mayor Wynn: COUNCILMEMBER THOMAS, YOUR MOTION IS THE PLANNING COMMISSION RECOMMENDATION?

Thomas: ON THE SECOND SAME READING.

Dunkerley: SECOND.

Mayor Wynn: MOTION BY COUNCILMEMBER THOMAS, SECONDED BY COUNCILMEMBER DUNKERLEY TO APPROVE THE PLANNING COMMISSION RECOMMENDATION, THAT IS OUR ACTION ON SECOND READING FOR THIRD READING, THE NEIGHBORHOOD PLAN AND ZONING. FURTHER

COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO. COUNCIL, IF YOU DON'T MIND, THERE'S A COUPLE OF THINGS WE CAN DO TO KEEP SOME FOLKS HOME QUICKLY TONIGHT. WE ANNOUNCED EARLIER THAT OUR ITEM NUMBER 38 WAS TO BE WITHDRAWN FROM THE AGENDA. MS. TERRY, DO WE NEED A MOTION TO REMOVE SOMETHING FROM THE AGENDA?

IN THIS CASE BECAUSE IT'S TO CONDUCT A PUBLIC HEARING, IT WOULD BE HELPFUL TO HAVE A MOTION TO -- REFLECTING THAT IT'S WITHDRAWN FROM THE AGENDA.

Mayor Wynn: I'LL ENTERTAIN A MOTION TO WITHDRAW NUMBER 38 FROM THE AGENDA. MOTION BY COUNCILMEMBER SLUSHER, I'LL SECOND THAT. FURTHER COMMENT? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: MOTION PASSES ON A VOTE OF SEVEN TO ZERO. ITEM NUMBER 39, COUNCIL, WE ARE TOLD THAT THE APPELLANT HAS ASKED FOR A POSTPONEMENT TO JUNE 17TH, 2004.

YES, MAYOR, THAT'S CORRECT. THIS IS THE CONDITIONAL USE PERMIT FOR A CONVENIENCE STORAGE FACILITY AT 1304 WEST FIFTH STREET. AND THE APPLICANT -- THE APPELLANT HAS REQUESTED A POSTPONEMENT TO JUNE 17TH AND THE NEIGHBORHOOD IS IN AGREEMENT WITH THAT REQUEST.

Mayor Wynn: I'LL ENTERTAIN A MOTION. MOTION BY THE MAYOR PRO TEM, SECONDED BY COUNCILMEMBER DUNKERLEY TO POST POSTPONE ITEM 39 TO JUNE 17TH, 1974. ALL IN FAVOR? OPPOSE AND MOTION PASSES ON A VOTE OF SEVEN TO ZERO. OKAY. THAT HELPS A LITTLE BIT.

MR. BLOCK?

WE'RE ON PAGE 9, TRACT 77-B. THIS IS ONE OF THE PROPERTIES THAT CURRENTLY HAS CS-1, BUT IT'S NOT ON ONE OF THE MAJOR CORRIDORS. I'LL POINT IT OUT AGAIN. JUST NORTH OF KOENIG, JUST OFF OF LAMAR. PLANNING COMMISSION RECOMMENDATION IS TO GO TO CS-MU-CO, CO-B. THE PROPERTY OWNER HAS A VALID PETITION AND THEY'RE ASKING TO MAINTAIN THE CS-1-MU-NP. ON SECOND READING YOU APPROVED THE PLANNING COMMISSION RECOMMENDATION.

Mayor Wynn: FURTHER COMMENTS? QUESTIONS OF STAFF? COUNCILMEMBER DUNKERLEY.

Dunkerley: WHAT IS ON THAT PROPERTY NOW?

THAT IS CURRENTLY AN APPLIANCE REPAIR.

Mayor Wynn: MR. BLOCK, THIS ISN'T LAMAR FRONTAGE, THIS IS A CROSS STREET, --

THIS FRONTS ON TO ROMERIA. THE ONE ON THE CORNER IS THE NEXT ONE WE'RE GOING TO DISCUSS, WHICH IS 6200 NORTH LAMAR. ON THAT ONE ON SECOND READING YOU WENT WITH THE PROPERTY OWNER RECOMMENDATION FOR CS- 1 IN AN ATTEMPT -- I BELIEVE THE ATTEMPT WAS TO KEEP THE CS-1 ONLY ON THE MAJOR CORRIDORS AT SECOND READING.

Mayor Wynn: RIGHT. COUNCILMEMBER ALVAREZ?

Alvarez: AND I BELIEVE AT LEAST ONE OF THE GOALS OF THE PLAN ALSO WAS -- RECOMMENDATIONS OF THE PLAN WAS TO ALLOW THE FOLKS WHO HAVE THE CS-1 USES TO KEEP THE CS-1 ZONING, BUT TO TRY TO MINIMIZE THE CS-1 PRESENCE IN THE NEIGHBORHOOD. WHICH BECAUSE THERE'S A BIG -- ALONG THAT PARTICULAR CORRIDOR. IS THAT CORRECT?

THAT'S CORRECT. THERE WAS A LARGE CONCENTRATION OF CS-1 IN THIS AREA. AND MOST OF THAT IS BEING PROPOSED

TO ROLL BACK TO CS IF IT DOESN'T MEET THE CS-1.

Alvarez: THAT'S A RECOMMENDATION EXCEPT FOR THE TRACTS THAT COUNCIL -- THAT HAS THE VALID PETITION BASICALLY, AND COUNCIL IS CONSIDERING SEPARATE.

RIGHT.

Alvarez: THAT BEING SAID, MAYOR, I'LL MOVE THAT WE APPROVE ON THIRD READING WHAT COUNCIL APPROVED ON SECOND READING, WHICH IS THE PLANNING COMMISSION RECOMMENDATION.

Slusher: SECOND.

Mayor Wynn: MOTION BY COUNCILMEMBER ALVAREZ, SECONDED BY COUNCILMEMBER SLUSHER TO APPROVE THE PLANNING COMMISSION RECOMMENDATION ON THIRD READING, THE NEIGHBORHOOD PLAN AND THE CORRESPONDING ZONING. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASS OZ A VOTE OF SEVEN TO ZERO.

THE NEXT ONE IS THE CORNER RIGHT NEXT DOOR, 6200 NORTH LAMAR. ON SECOND READING YOU APPROVED THE CS-1-MU, CO-NP.

Mayor Wynn: QUESTIONS OF STAFF, COMMENTS? I'LL ENTERTAIN A MOTION.

Dunkerley: I MOVE APPROVAL OF EXACTLY WHAT WE DID ON SECOND READING. THIS PROPERTY FACES LAMAR. I THINK THERE WERE ONLY TWO OWNERS WHO REQUESTED TO KEEP THEIR CS-1 ON LAMAR, AND THIS IS ONE OF THOSE.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER DUNKERLEY. SECONDED BY COUNCILMEMBER MCCracken TO APPROVE ON THIRD READING THE ACTION COUNCIL TOOK ON SECOND READING. BOTH THE PLAN AND THE

CORRESPONDING ZONING.

Goodman: MAYOR, COULD I HEAR STAFF REPEAT THAT STRING OF LETTERS ONE MORE TIME.

WHAT YOU APPROVED ON SECOND READING WAS THE PROPERTY OWNER RECOMMENDATION WITH THE PC RECOMMENDED CONDITIONAL OVERLAY, WHICH WAS CS-1-MU-CO, NP WITH CONDITIONAL OVERLAY B.

Mayor Wynn: FURTHER COMMENTS, QUESTIONS? COUNCILMEMBER ALVAREZ.

Alvarez: I WON'T BE SUPPORTING THE MOTION FOR THE REASON THAT WE DIDN'T VOTE FOR THE CS-1 ON THE PREVIOUS ITEM, AND BECAUSE I BELIEVE IT'S NOT CONSISTENT WITH WHAT THE NEIGHBORHOOD PLAN WAS TRYING TO ACHIEVE IN TERMS OF THE CS-1 PRESENCE IN THAT CORRIDOR.

Mayor Wynn: THANK YOU. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON THIRD READING ON A VOTE OF SIX TO ONE WITH COUNCILMEMBER ALVAREZ VOTING NO.

THAT TAKES US TO PAGE 10. THE NEXT TWO ARE PROPERTIES THAT ARE ACROSS THE STREET FROM EACH OTHER, TRACT 93 IS 1400 KOENIG LANE. I'LL POINT THAT OUT AGAIN. IT IS RIGHT HERE AT THE NORTHWEST CORNER OF WOODROW AND KOENIG. THE EXISTING ZONING ON THIS FIRST PIECE, WHICH IS ON THE NORTHWEST CORNER, THE NEXT ONE WE'RE GOING TO BE TALKING ABOUT IS ON THE SOUTHWEST CORNER ACROSS THE STREET. ON THIS ONE THE EXISTING ZONING IS GR-CO. ALL THE GR USES ARE PROHIBITED EXCEPT FOR AUTO SALES. THE PLANNING COMMISSION RECOMMENDATION IS FOR LR-MU-CO-NP, AND THE PROPERTY OWNER RECOMMENDATION, AND THEY DO HAVE A VALID PETITION; TO MAINTAIN GR-MU NN NP WITH THE CONDITIONAL OVERLAY, ALLOWING ONLY THE AUTO

SALES USE. ON SECOND READING YOU APPROVED THE PROPERTY OWNER RECOMMENDATION.

Mayor Wynn: QUESTIONS OF STAFF? COMMENTS? I'LL ENTERTAIN A MOTION.

McCracken: I'LL MOVE APPROVAL ON THIRD READING OF --
[INAUDIBLE - NO MIC]

Mayor Wynn: MOTION BY COUNCILMEMBER MCCRACKEN TO APPROVE OUR ACTION ON SECOND READING FOR A THIRD AND FINAL READING.

Slusher: TRACT 93.

Mayor Wynn: 1400 KOENIG LANE.

Slusher: THAT'S THE THINKING ON 1400 BEING GR AND 1401 BEING LR?

Mayor Wynn: COUNCILMEMBER DUNKERLEY.

Dunkerley: THEY PROBABLY BOTH NEED TO BE THE SAME.

COUNCILMEMBER DUNKERLEY, I THINK THE QUESTION IS HOW DID THE RECOMMENDATION COME TO BE? THE NEIGHBORHOOD PLANS TOOK WOODROW AS THE DIVIDING LINE WHERE WEST OF WOODROW THERE WOULD BE NO COMMERCIAL ZONING HIGHER THAN LR, SO THAT'S HOW BOTH CORNERS WERE RECOMMENDED LR, AND THE COUNCIL'S ACTION ON SECOND READING WAS TO STAY WITH THE LR. ON TRACT 101 AND TO GO WITH THE GR-CO ON TRACT 93.

Mayor Wynn: COUNCILMEMBER MCCRACKEN.

McCracken: ARE WE LOOKING AT 1400 AND 1401. IS THAT THE QUESTION? BECAUSE ACTUALLY WE VOTED TO MAKE THEM BOTH GR LAST TIME. SECOND READING. SO I THINK WE HAVE REMEDIED THAT INCONSISTENCY IN THE LAST MEETING.

APPARENTLY THERE'S A MISTAKE ON THIS MOTION SHEET. UNDER PRIOR COUNCIL ACTION, SECOND READING, IT

SUGGESTS THAT YOU APPROVE PROPERTY OWNER RECOMMENDATION 4-3. AND OUR UNDERSTANDING IS THAT YOU ACTUALLY APPROVED THE PC RECOMMENDATION.

Mayor Wynn: FOR WHICH TRACT IS THAT?

FOR 101 TO STAY WITH THE LR ZONING.

McCracken: AND THAT WAS, AS I RECALL, THE VOTE ON TRACT 101, EVERYBODY AGREED THEY WANTED A NEIGHBORHOOD CAFE AND THE QUESTION IS WHETHER THEY COULD HAVE BEER AND WINE SALES.

OH, OKAY. I'M SORRY, YOU'RE CORRECT. THAT IS ABSOLUTELY CORRECT. THE PROPERTY OWNER RECOMMENDATION WAS APPROVED. THEY WERE ASKING FOR, AND IT'S HERE UNDER PROPERTY OWNER RECOMMENDATION, THEY ASKED FOR GR-MU-CO-NP. THEY WERE GOING TO PROHIBIT ALL GR USES EXCEPT FOR RESTAURANTS. THEY DON'T NEED AUTO SALES. THEY ONLY WANTED RESTAURANT. AND THERE WAS DISCUSSION OF THIS VERY ISSUE AT SECOND READING. I APOLOGIZE.

IT GETS CONFUSING.

SECOND READING WAS PROPERTY OWNER RECOMMENDATION AS STATED HERE ON THE MOTION SHEET.

Mayor Wynn: SO TRACT 101 ON THE MOTION SHEET IS CORRECT?

IT IS CORRECT. GR-CO-NP, PROHIBIT ALL GRVMENT.....GRUSES EXCEPT FOR RESTAURANTS AND OUTDOOR SEATING FOR THE BEER AND WINE SALES.

Mayor Wynn: ACTUALLY, COUNCIL, WE EVER WE HAVE A MOTION AND A SECOND FOR TRACT 93, 1400 KOENIG LANE.

Slusher: MAYOR, I'M SORRY, I HAVE TO ADD SOME MORE CONFUSION IN HERE BECAUSE I'M LOOKING AT THE MINUTES BECAUSE WHEN I WAS FOLLOWING THE MINUTES OF THE LAST MEETING BECAUSE IT DIDN'T HAVE ON THIS -- ON THIS

SHEET IT DOESN'T HAVE WHAT THE COUNCIL VOTE ACTUALLY WAS. I WOULD SUGGEST THAT FOR THE FUTURE TO PUT LIKE WE DO ON THE AGENDA ITSELF WHAT THE -- WHO WAS VOTING YES AND WHO WAS VOTING NO. SO THIS IS A HELPFUL SHEET. BUT ANYWAY, I WAS ON THE MINUTE, AND IT SAYS ON THE MINUTES THAT TRACT 101, 1401 KOENIG GOT LR AND 1400 GOT GR. SO IS THIS -- I THINK THAT'S DIFFERENT THAN WHAT WE WERE JUST TOLD, OR IS IT?

THAT IS DIFFERENT.

Slusher: WE DON'T KNOW.

THAT IS WHY MY COLLEAGUES CAME UP TO CORRECT ME BECAUSE OUR NOTES DO SAY THAT AS WELL.

Slusher: CAN WE SKIP THESE TWO FOR NOW AND COME BACK TO THEM LATER IN THE MEETING?

McCracken: ON TRACT 93 I DON'T THINK THAT IS AN ISSUE. THAT WAS THE WIDE SIDE AUTO SALES. WHEREAS TRACT 101, THAT WHOLE DISCUSSION CAME DOWN TO WHETHER WE WOULD ALLOW THE NEIGHBORHOOD CAFE TO HAVE OUTDOOR SEATING BEER AND WINE OR NOT ALLOW THAT. BUT THAT DOES NOT AFFECT 93, WHICH IS AN EXISTING AUTO SALES LOCATION.

Slusher: AND PROHIBITS ALL GR USES EXCEPT AUTO SALES, SO IT'S REALLY LR WITH ALLOWING ALL THOSE SALES?

Mayor Wynn: MAYOR SO AGAIN A MOTION AND A SECOND ON THE TABLE, 1400 KOENIG LANE TO APPROVE OUR ACTION ON A THIRD AND FINAL 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 ON THIRD READING. COUNCIL, PERHAPS WE SHOULD SKIP OVER TRACT 101 AND LET STAFF AND/OR -- I DON'T KNOW IF THE AGENT IS HERE OR NOT. TRY TO CONFIRM OUR PRIOR ACTIONS.

GOING ON TO TRACT 99-A. THIS IS 5700 GROVER. THIS IS ALSO RIGHT NEAR THE CORNER OF KOENIG AND WOODROW. THIS IS ON THE EAST SIDE OF THE STREET. I'LL POINT IT OUT ON THE MAP AGAIN. FIRST TEXAS HONDA IS RIGHT HERE. AND RIGHT BELOW FIRST TEXAS HONDA IS THE DART BOWLING ALLEY. THAT'S THE PROPERTY WE'RE DISCUSSING RIGHT NOW. THE DART BOWLING ALLEY. ON THE ORIGINAL RECOMMENDATION WAS -- I'M SORRY. THE EXISTING ZONING IS CS. THE PLANNING COMMISSION RECOMMENDATION WAS TO GO TO GR-MU-CO-NP. THE PROPERTY OWNER HAD AN ALTERNATE PROPOSAL FOR CS-MU-CO-NP, WITH MOST OF THE CS USES PROHIBITED EXCEPT FOR ONE. AND THEY DO HAVE A VALID PETITION. AND ON SECOND READING YOU APPROVED THE PROPERTY OWNER RECOMMENDATION. AND THERE IS A CHANGE. THE PROPERTY OWNER IS CHANGING SLIGHTLY THEIR PROPOSAL AFTER SECOND READING. ON SECOND READING THEY ASKED FOR CS-MU-CO-NP. WITH ALL COMMERCIAL USES NOT ALLOWED IN GR PROHIBITED. THEY'RE ASKING FOR ONE USE BACK THAT'S A CS USE. THEY'RE ASKING FOR THE LIMITED WAREHOUSING AND DISTRIBUTION USE. AND THAT IS A CHANGE FROM WHAT YOU APPROVED ON SECOND READING. SECOND READING DID NOT HAVE ANY OF THE CS USES.

Mayor Wynn: SO THIS ALLOWS ONE CS USE.

THAT'S CORRECT.

Mayor Wynn: FURTHER QUESTIONS OF STAFF, COUNCIL? COMMENTS? I'LL ENTERTAIN A MOTION ON TRACT 99.

McCracken: I'LL MOVE APPROVAL OF THE PROPERTY OWNER RECOMMENDATION AS AMENDED.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER MCCRACKEN TO APPROVE THE LATEST PROPERTY OWNER RECOMMENDATION ON THIRD READING.

Thomas: SECOND.

Mayor Wynn: SECONDED BY COUNCILMEMBER DUNKERLEY. FURTHER COMMENTS? COUNCILMEMBER ALVAREZ.

Alvarez: SO A CLARIFICATION THEN. WHAT WE APPROVED ON SECOND READING WAS ONE PERMITTED CS USE, WHICH IS --

ON SECOND READING THERE WERE NO CS USES ALLOWED. THEY JUST WANTED THE CS SITE STANDARDS.

Alvarez: OKAY. SO THEN THIS IS DIFFERENT.

THIS IS A CHANGE TO ADD A CS USE.

Alvarez: THERE WOULD BE A LEGAL USE UNDER GR, CURRENT USE?

IT WOULD NOT BE ALLOWED UNDER GR ZONING. THE LIMITED WAREHOUSING DISTRIBUTION ONLY BECOMES ALLOWED --

Alvarez: ON THE EXISTING.

THE EXISTING USE IS INDOOR SPORTS AND RECREATION.

THAT IS A GR USE.

THAT WOULD BE ALLOWED.

Alvarez: GIVING THE PROPERTY OWNER IN THAT INSTANCE THE SITE DEVELOPMENT STANDARDS. AND THAT WAS WHAT WAS APPROVED ON SECOND READING. I'M GOING TO STICK WITH THAT RECOMMENDATION. I'M NOT GOING TO SUPPORT ADDING AN ADDITIONAL CS USE IN BETWEEN READINGS HERE. SO I CAN'T SUPPORT THE MOTION.

Mayor Wynn: OKAY. KEEP IN MIND THERE'S A VALID PETITION ON THIS, SO IF THE MOTION DOESN'T PASS, THEN I BELIEVE IT REVERTS BACK TO STRAIGHT CS ZONING, IS THAT CORRECT?

WELL, MAYOR, AS I UNDERSTAND IT, THE OWNER IS WILLING TO WITHDRAW THEIR VALID PETITION IF THEIR REQUEST IS GRANTED, IN WHICH CASE ON THIRD READING THIS -- THE MOTION WOULD ONLY NEED TO PASS BY FOUR VOTES. IF, HOWEVER, THERE IS A SUBSTITUTE MOTION THAT TAKES THE LIMITED WAREHOUSING AND DISTRIBUTION USE OUT,

THEN THAT SUBSTITUTE MOTION WOULD REQUIRE SIX VOTES BECAUSE THAT WOULD BE CONTRARY TO THE OWNER'S VALID PETITION.

Mayor Wynn: AND IF THAT WERE TO FAIL, THEN THE VALID PETITION TRUMPS AND WE GO BACK AND THE OWNER GETS THE EXIST WILLING STRAIGHT CS ZONING.

THAT IS CORRECT, UNLESS THERE IS ANOTHER MOTION AFTER THAT.

Slusher: MAYOR?

Mayor Wynn: COUNCILMEMBER SLUSHER.

Mayor Wynn: SO THERE O. --

Slusher: SO THERE COULD BE ANOTHER MOTION AFTER THAT?

WHAT YOU HAVE NOW IS YOU HAVE A MOTION THAT SUPPORTS THE OWNER'S REQUEST. IN THAT MOTION THAT IS ON THE TABLE RIGHT NOW, ONLY HAS TO PASS BY FOUR VOTES BECAUSE THE OWNER IS WITHDRAWING THEIR VALID PETITION IF THAT MOTION IS SUCCESSFUL.

Slusher: FOR THE PURPOSES OF THE VOTE ON THAT MOTION.

THAT'S EXACTLY RIGHT.

Slusher: ALL RIGHT. WELL, MY QUESTION FOR THIS, ONE, THAT'S A LONG TIME AUSTIN BUSINESS. AND ONCE AGAIN, THEY'RE NOT SEEKING A ZONING CHANGE. IT'S BECAUSE THE CITY IS DOING THIS NEIGHBORHOOD PLAN THAT NOW THEY'VE GOT -- THAT WE'VE GOT TO DECIDE WHAT THEIR ZONING IS GOING TO BE IN THE FUTURE. SO THAT'S A LITTLE TROUBLESOME TO START WITH, BUT -- AND I'M TROUBLED ABOUT CHANGING THIS AND ADDING THE USE ON THIRD READING THAT HASN'T BEEN THROUGH ANY DELIBERATION DUE TO THE NEIGHBORHOOD PLAN. MY UNDERSTANDING WAS THE OWNER GOT INVOLVED IN IT LATE IN THE PROCESS. SO CAN YOU GIVE ME ANY KIND OF INDICATION OR ANY OF THE NEIGHBORHOOD LEADERS WANT TO GIVE A

SHORT PRESENTATION? DO YOU WANT TO TRY THAT ONE?
LET ME ASK THE NEIGHBORHOOD PRESIDENT.

I'M THE VICE-PRESIDENT, BUT I'LL BE HAPPY TO TRY AND ANSWER YOUR QUESTION. IN TERMS OF PROCESS, MS. LOPEZ-PHELPS, I'M CORRECT YOU'RE THE AGENT HERE, RIGHT. AND SHE PARTICIPATED IN THE PROCESS. I WOULDN'T SAY AT THE LAST MINUTE. I SAW HER AT SOME FAIRLY EARLY MEETINGS. IN TERMS OF DISCUSSIONS ABOUT THAT PARTICULAR PROPERTY, YOU KNOW, THE MEETINGS WEREN'T RUN IN SUCH A WAY THAT YOU TOOK VOTES ALONG THE WAY, BUT THERE WAS OVERWHELMING SUPPORT FROM ALL STAKEHOLDERS FROM THE VISION PUT FORTH BY STAFF, WHICH WAS GR EAST OF WOODROW ON THE KOENIG LANE CORRIDOR. WE HAD THIS KIND OF SEPARATE FOCUS GROUP FOR KOENIG LANE. I KNOW THAT AMELIA HAS ALWAYS BEEN ADVOCATING FOR HER CLIENTS, AND WHAT THEY WANT, BUT IN TERMS OF OVERALL WHAT THE STAKEHOLDERS WANT, THEY WERE OVERWHELMINGLY IN FAVOR OF GR, SO --

Slusher: AND Y'ALL DID DISCUSS THIS PARTICULAR TRACT, THE DART BOWL TRACT, THAT THAT WOULD BE WHAT IS THE BEST USE?

YES. ALL THE TRACTS WERE -- THINGS WERE TALKED ABOUT IN GENERAL TERMS, LIKE IN THIS CASE THE AREA OF KOENIG LANE. BUT ALSO LARGER PROPERTIES LIKE THAT WERE VERY MUCH A CONCERN FOR PEOPLE. AND IF I MIGHT ADD, SO THAT WAS THE NEIGHBORHOOD STAKEHOLDER VISION SUPPORTED BY THE PLANNING COMMISSION. AND THEN WHAT YOU ALL DID IF I HAVE IT RIGHT LAST TIME WAS YOU VOTED TO GO WITH THE PROPERTY OWNER. WHAT YOU DID LAST TIME WE FEEL LIKE REPRESENTED A COMPROMISE, A BIG MOVE FROM WHAT OUR VISION WAS. NOW WE'RE TALKING ABOUT ADDING BACK IN ANOTHER USE. SO JUST STRICTLY FROM THE NEIGHBORHOOD STANDPOINT, WE'D PREFER THAT YOU REPEAT WHAT YOU DID AT THE SECOND READING BETWEEN THAT AND THE POSSIBILITY OF ADDING THIS USE BACK IN. AND HOPEFULLY SINCE THERE WAS A SIX-ONE VOTE THAT TIME, YOU COULD GET SIX VOTES THIS TIME. AT LEAST THAT WOULD BE OUR HOPE. DOES THAT

ANSWER YOUR QUESTION?

Slusher: YES, IT DOES. AND I HAVE TO AGREE THAT THE FIRST ONE IS A COMPROMISE AND THIS IS A CHANGE, SO I'M GOING TO AGREE WITH COUNCILMEMBER ALVAREZ.

Mayor Wynn: AGAIN, I BELIEVE WE HAVE A MOTION ON THE TABLE BY COUNCILMEMBER MCCracken, SECONDED BY COUNCILMEMBER DUNKERLEY TO APPROVE THE AMENDED PROPERTY OWNER OFFER IN LIGHT OF A VALID PETITION. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED?

NO.

Mayor Wynn: MOTION PASSES ON A VOTE OF FOUR TO THREE, WITH COUNCILMEMBERS SLUSHER AND ALVAREZ AND THE MAYOR PRO TEM VOTING NO. COUNCIL, IT SEEMS TO ME THAT THIS NEXT TRACT WE'RE GOING TO BE ABLE TO GET SOME OF THESE ZONING CASES IN ONE PART OF THIS VERY LARGE NEIGHBORHOOD PLANNING AREA DONE. WE HAVE A NUMBER OF FOLKS HERE THAT ARE HERE FOR A COUPLE OF PUBLIC HEARINGS. AT THE RATE THAT WE'RE GOING, KNOWING THAT WE STILL HAVE SEVERAL DOZEN PROPERTIES TO GO THROUGH, I WOULD REQUEST THAT WE CONSIDER -- AFTER GOING THROUGH THE MOTION ON TRACT 99-B, THE WOODROW AVENUE TRACT, THE FIRST TEXAS HONDA, THAT WE THEN SET ASIDE THE NEIGHBORHOOD PLAN AND TRY TO ADDRESS SOME OF THE FOLKS THAT ARE HERE THIS EVENING, KNOWING THAT FRANKLY THE ATTENTION THAT WE HAVE TO HAVE ON THIS NEIGHBORHOOD PLAN IS GOING TO TAKE US WELL INTO THE EVENING. AND I APOLOGIZE FOR THAT, BUT I WANT TO TRY TO BE COGNIZANT OF THE FACT THAT WE HAVE A COUPLE OTHER PUBLIC HEARINGS TONIGHT, AND PUTTING SOME FOLKS THAT I THINK NEED TO CATCH POLITICAL TRANSPORTATION IN THE NEXT 45 MINUTES. SO WITHOUT OBJECTION, MR. BLOCK, LET'S GO AHEAD AND TAKE UP TRACT 99-B AND THEN WE MIGHT LET YOU GO WITH OUR

WHISTLE.

I ALSO WANTED TO POINT OUT THAT WE DO HAVE THE MINUTES NOW RELATED TO TRACT 101. SO WHENEVER YOU'RE READY, WE HAVE THAT. 99-B IS AJAY SENT TO THE PROPERTY WE JUST TALKED ABOUT. IT'S FIRST TEXAS HONDA. JUST LIKE THE PROPERTY WE TALKED ABOUT, THE PLANNING COMMISSION RECOMMENDATION WAS FOR GR-MU-CO-NP. THE PROPERTY OWNER HAS A VALID PETITION. THEIR PROPOSAL WAS FOR CS-MU-CO-NP. ACCEPT THE CONDITIONAL OVERLAY AS RECOMMENDED. PROHIBIT ALL CS USES EXCEPT FOR TWO, AND THOSE BEING VEHICLE STORAGE AND LIMITED WAREHOUSING AND DISTRIBUTION. YOU APPROVED THE PROPERTY OWNER RECOMMENDATION ON A FOUR-THREE VOTE ON SECOND READING.

Mayor Wynn: QUESTIONS OF STAFF, COUNCIL? COMMENTS. I'LL ENTERTAIN A MOTION ON TRACT 99-B.

Dunkerley: I MOVE APPROVAL OF THE ACTION WE PASSED ON SECOND READING.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER DUNKERLEY TO APPROVE OUR ACTION ON SECOND READING FOR A THIRD AND FINAL READING,. I'LL SECOND THAT. FURTHER COMMENTS? -- WE MAY NEED A FULL DAIS FOR THIS. ANY COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED?

Alvarez: NO.

Mayor Wynn: MOTION PASS OZ A VOTE OF FIVE TO TWO, WITH COUNCILMEMBER ALVAREZ AND THE MAYOR PRO TEM VOTING NO. AND WHILE IT'S SOMEWHAT -- MR. BLOCK, WHY DON'T WE GO BACK TO TRACT NUMBER 101 WHILE IT'S AT LEAST SOMEWHAT IN OUR MINDS.

MAYOR, IT INDICATES ON THERE THAT IT REQUIRES SIX

VOTES. WOULD YOU CONFIRM THAT?

IT IS THE OWNER'S RECOMMENDATION THAT PASSED, AND WITH THE OWNER'S RECOMMENDATION, THE VALID PETITION IS WITHDRAWN, SO IT PASSES ON A VOTE -- FOUR-VOTE. >>..

Mayor Wynn: THANK YOU, MS. BROWN. TRACT 101, 1401 KOENIG LANE.

TRACT 101, I'M GOING TO READ THE MINUTES. WHAT WAS APPROVED WAS LO-MU-CO-NP. AND I CAN TELL YOU THE VOTE THAT COUNCILMEMBER SLUSHER ASKED. THE MOTION WAS MADE BY COUNCILMEMBER ALVAREZ, SECONDED BY MAYOR PRO TEM GOODMAN. AND THOSE VOTING IN FAVOR WERE THE MAYOR, MAYOR PRO TEM GOODMAN AND COUNCILMEMBERS ALVAREZ AND SLUSHER, AND THE THREE NO VOTES WERE COUNCILMEMBERS DUNKERLEY, MCCrackEN AND THOMAS. SO THE LR-MU-CO-NP IS WHAT PASSED SECOND READING. I APOLOGIZE FOR CONFUSION ON THAT.

Mayor Wynn: WITH CONDITIONAL OVERLAY D?

WITH CONDITIONAL OVERLAY D AS RECOMMENDED BY PLANNING COMMISSION.

Mayor Wynn: QUESTIONS OF STAFF, COUNCIL? COUNCILMEMBER MCCrackEN.

McCrackEN: DOES THE AGENT HAVE ANY UPDATE ON THE PLANS? ANY MORE INFORMATION ABOUT WHAT THE OWNER'S VISION IS FOR WHAT KIND OF NEIGHBORHOOD CAFE HE ENVISIONS?

YES, MAYOR AND COUNCIL, AMELIA LOPEZ PHELPS. JUST FOR A POINT OF CLARIFICATION AT THE LAST COUNCIL.....COUNCIL MEETING, THERE WAS A DISCUSSION ABOUT HAVING THE GR TO ALLOW THE RESTAURANT, WHICH IS WHAT WE WOULD NEED TO SELL BEER AND WINE, AND A DISCUSSION FROM THE COUNCILMEMBERS ABOUT THE FEASIBILITY -- ECONOMIC FEASIBILITY OF THAT SMALL PARCEL THAT MIGHT BE REASONABLE, BUT THE COUNCILMEMBERS WANTED TO GO BACK AND RETHINK THE

SITUATION. AND GIVEN ITS VERY SMALL PARCEL, THERE ARE CERTAIN USERS WE HAVE APPROACHED THAT DO NOT SELL BEER AND WINE AND THEY SAY THAT TRACT IS WAY TOO SMALL, ESPECIALLY ONCE WE DEDICATE RIGHT-OF-WAY TO KOENIG LANE. TOSS A CORNER. SO WHAT WE'VE BEEN ABLE TO COME UP WITH, SO FAR WE DON'T HAVE A SITE USER AT THIS POINT, BUT THE BUILDING IS REALLY QUITE TINY. THERE'S HARDLY ANY PARKING THERE AND THAT'S WHY WE REALLY FEEL TO MAKE THIS SITE USABLE IN SOME FORM OR FASHION IS TO BE ALLOWED THAT ONE USE.

Mayor Wynn: QUESTIONS OF THE AGENT? COUNCILMEMBER ALVAREZ.

Alvarez: YES. BUT RESTAURANT IS ALLOW UNDER LR, IS THAT NOT TRUE?

YES, IT IS, BUT IT'S SUCH A SMALL BUILDING, YOU WOULD PROBABLY ONLY HAVE A FEW TABLES AND THEN YOUR PARKING IS VERY LIMITED. THE FEASIBILITY OF SELLING FOOD AND NOT BEING ABLE TO SELL BEER AND WINE ON A BUSINESS LEVEL, YOU REALLY DO MAKE A PRETTY GOOD PROFIT IF YOU'RE ALLOWED TO SELL BEER AND WINE WITH YOUR FOOD. I DON'T KNOW IF YOU'VE BEEN TO THE BUILDING OR NOT, BUT IT IS QUITE SMALL. BY THE TIME YOU USE PART OF THE BUILDING FOR A CICH ESPECIALLY AND STORAGE, YOU'RE NOT GOING TO HAVE MUCH SPACE LEFT. I THINK THERE'S ENOUGH PARKING FOR MAYBE 10 SPACES, IF THAT MUCH.

HAS IT BEEN A RESTAURANT IN THE PAST?

THIS PLACE WAS -- ACTUALLY, THIS LOCATION BACK I BELIEVE IS IN THE 40'S SO RIGHT AROUND THE 40'S, 50'S, FOR ABOUT 40 YEARS WAS USED FOR TWO OR THREE DIFFERENT VARIETY OF AUTOMOTIVE USES, CAR SALES, GAS STATIONS, AUTOMOTIVE SERVICE REPAIR SERVICES, WHICH GOES BACK TO OUR HISTORY OF WHY WE CAME IN FOR A GR USE FIRST FOR AUTOMOTIVE SALES. THAT WENT AWAY. THEN IN THE '80'S THIS STARTED -- THIS OPENED UP AS A PHARMACY. MR. WALTER LEMONS AND HIS PARTNER MANAGED THE PHARMACY UNTIL THEY RETIRED AND SHUT IT DOWN ABOUT A YEAR, YEAR AND A HALF AGO, SO HENCE

WHY WE'RE HERE RIGHT NOW. THERE IS ADDITIONAL RIGHT OF OF WAY ON KOENIG LANE THAT WILL BE REQUIRED. AGAIN, THE PARKING REQUIREMENT, IF YOU EVER REDEVELOP THE SITE YOU WOULDN'T BE LEFT WITH MUCH ANYWAY BECAUSE OF ALL THE SET BACK REQUIREMENTS THAT WE HAVE TO DEAL WITH AND ALL THE NEW CONDITIONAL OVERLAYS. SO WE FEEL LIKE THE GR WITH THIS ONE GR USE ALLOWED FOR THAT PURPOSE IS VERY REASONABLE AND WE'RE STILL GOING TO BE LIMITED, BUT THAT AT LEAST GIVES US SOMETHING TO WORK WITH. WE WOULD REALLY APPRECIATE YOUR CONSIDERATION ON THIS SITE.

Alvarez: THANK YOU.

Mayor Wynn: FURTHER QUESTIONS OF STAFF OR AGENT-OWNER? COMMENTS?

Alvarez: QUESTIONS OF STAFF.

Alvarez: ON THIS CASE WHERE THERE'S A VALID PETITION --

THERE'S NOT A VALID PETITION. THE CURRENT ZONING IS LR, AND THEY'RE ASKING FOR AN UP ZONING. THEY CAN'T PETITION FOR SOMETHING THEY DON'T ALREADY HAVE. >>..

Alvarez: OKAY. SO EVEN THOUGH WE'RE PROPOSING TO RESTRICT THE LR, THEY CAN'T PETITION AGAINST THAT.

THEY COULD PETITION THE CONDITIONAL OVERLAY, BUT THEY HAVE NOT.

Alvarez: OKAY. THAT WAS MY QUESTION.

Mayor Wynn: COMMENTS? COUNCILMEMBER SLUSHER.

Slusher: I WANTED TO ASK MR. BROCK WHAT THE NEIGHBORHOOD'S OBJECTION WAS TO THE PROPERTY OWNER RECOMMENDATION.

THANK YOU. THIS IS 1401 KOENIG WE'RE TALKING ABOUT?

Slusher: THAT'S RIGHT.

AND THE PROPERTY OWNER'S RECOMMENDATION HAS CHANGED WITH TIME. BUT OUR OBJECTION, FIRST AND FOREMOST, WAS THAT GR ZONING WASN'T THE ORIGINAL VISION. YOU KNOW, WE MADE THAT DISTINCTION BETWEEN OF WOODROW, WEST OF WOODROW, GR BEING ON THE ONE HAND, LR ON THE OTHER. AND YOU KNOW, THE STAKEHOLDERS DID TALK ABOUT THESE SORTS OF USES WE WOULD LIKE TO ENCOURAGE THERE. AND AT THE TIME, OF COURSE, WE HAD AN ILLEGAL AUTO SALES USE GOING ON. AND SOME OF THE THINGS BROUGHT UP WERE COFFEE SHOP, SMALL RESTAURANT. I'D LIKE TO USE THE EXAMPLE OF A PLACE CALLED THE LITTLE DELI, WHICH IS IN THE CRESTVIEW MINI MAX SHOPPING CENTER. AND IT'S IN A SHOPPING CENTER SO THERE IS SOME SHARED PARKING THERE, BUT IT'S A VERY SMALL BUSINESS AND IT'S ONE OF THE MOST SUCCESSFUL AND BELOVED BUSINESSES IN OUR AREA. THEY DO THAT WITHOUT LIQUOR SALES. AND THEY DO THAT IN A VERY SMALL SPACE. I DON'T KNOW HOW MANY SANDWICH SHOPS YOU CAN PUT IN A GEOGRAPHIC AREA, BUT THAT IS THE KIND OF VISION THAT I BELIEVE THAT PEOPLE IMAGINED. THE KIND OF PLACE WHERE NEIGHBORS MIGHT EVEN BE ABLE TO WALK TO THE INTERIOR OF THE NEIGHBORHOOD AND THEN GATHER KIND OF SOCIALLY WHERE THEY HAD A MEAL. SO THAT WAS OUR OBJECTION TO THE GR. AND IT'S VERY INTERESTING. I CAN SEE NOW THAT THE ARGUMENT OF SIZE CAN BE USED ON BOTH DIRECTIONS HERE. BUT OUR -- SOME OF THE REST OF OUR THINKING WAS THAT IT IS A FAIRLY LIMITED SITE AND THEREFORE THE LR STYLE RESTAURANT MADE MORE SENSE TO US.

Slusher: WHOEVER ON OUR STAFF WANTS TO ANSWER THIS, LET ME ASK YOU, MS. LOPEZ-PHELPS, HOW BIG IS THIS LOT RIGHT NOW? WHAT DO WE HAVE HERE?

IT IS ONE LOT, AND.

IT'S ON THE SAME INTERSECTION, TEXAS HONDA, WHITE SIDE MOTORS AND THEN YOU HAVE ANOTHER GR USE ON THE OTHER CORNER ON THE NORTHEAST CORNER. THEN

YOU HAVE A FEED STORE NEARBY TOO.

IT'S A LITTLE BROWN BUILDING THAT'S BEEN SITTING VACANT FOR A WHILE AND STARTING TO GET GRAFITTI ON IT. IT'S ON THE SOUTHWEST CORNER OF THAT INTERSECTION. DO YOU KNOW WHERE TEXAS HONDA IS? IT'S IMMEDIATELY -- IT'S IMMEDIATELY WEST OF TEXAS HONDA. [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS]

I MEAN YOU WOULD BE LUCKY IF YOU END UP WITH A THOUSAND SQUARE FEET. WHAT WE'RE TRYING TO SEE IS WHAT KIND OF NET CASH REVENUE CAN THE CLIENT GENERATE SHORT OF HAVING A T-SHIRT SHOP.

Slusher: SO THE DIFFERENCE IS BETWEEN THE L.R. AND THE G.R. IS BEER AND WIN? IS THAT CORRECT?

THAT'S THE ONLY G.R. USE WE'RE ASKING FOR. I'M NOT STPHUR IT WAS ON THIS CASE, A COUNCILMEMBER DID ASK CAN WE GIVE G.R. AND L.R. AND WE CAN'T. IT WOULD BE ALL G.R. USES EXCEPT FOR THAT ONE USE STKPWHR R OKAY, WELL, THAT -- ACTUALLY THAT MAKES SOME SENSE TO ME. BECAUSE I DON'T SEE HOW THEY COULD DO ANYTHING REALLY BIG. THEY ARE GOING TO HAVE TO HAVE THE PARKING BY CITY CODE TO DO IT SO IT SOUNDS LIKE IT MIGHT END UP BEING A LOT OF WALKUP TRAFFIC. SO ANYWAY, I GUESS I'M TRYING TO TELL YOU ALL SOMETHING.

Mayor Wynn: SOUNDS LIKE A MOTION TO ME.

YEAH, I'LL SECOND. WAS THERE A MOTION? I'LL SECOND IT.

Slusher: WELL, THAT WOULD BE THE -- THEN THE PROPERTY OWNER RECOMMENDATION. ALSO WE JUST GAVE THE ONE ACROSS THE STREET G.R. WITH AUTO SALES. I MEAN EVERYTHING -- I MEAN WITH ONLY THAT ALLOWED, RIGHT? THE WHITESIDE PROPERTY WE DID. OKAY. I'LL LEAVE IT AT THAT.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER SLUSHER TO APPROVE THE PROPERTY OWNER RECOMMENDATION ON THIRD AND FINAL READING, PLANNING AND ZONING,

SECONDED BY COUNCILMEMBER McCRACKEN.
COUNCILMEMBER ALVAREZ.

Alvarez: IT APPEARS IT HAS THE VOTES, BUT THE ONLY COMMENT I'LL MAKE IT IS MORE A WALKUP PLACE AND THE ALCOHOL ISSUE GOES AWAY BECAUSE IT'S NOT LIKE YOU CAN BUY YOUR ALCOHOL AND TAKE IT OUT. ISN'T THAT RIGHT? SO THEN IF IT'S KIND OF A TAKE-OUT PLACE, THEN YOU REALLY CAN'T TAKE THE ALCOHOL WITH YOU SO I DON'T SEE WHY THE NEED FOR THE ALCOHOL IS --

Slusher: I WAS TALKING ABOUT WALKING UP THAT AND DRINKING, NOT WALKING UP THERE AND TAKING IT OUT.

Alvarez: THAT'S TRUE, BUT WHAT I'M SAYING IS -- ANYWAY, I THINK THAT THAT ARGUMENT CAN BE MADE BOTH WAYS TOO.

Mayor Wynn: THIS WILL BE BEFORE YOU BUY A CAR FROM THE WHITESIDE, RIGHT? MOTION AND A SECOND IS ON THE TABLE TO APPROVE THE PROPERTY OWNER RECOMMENDATION ON TRACT 101, 1401 KOENIG LANE. FURTHER COMMENTS? PLANNING AND ZONING. ALL IN FAVOR SAY AYE. OPPOSED? MOTION PASSES ON A VOTE OF 6-1 WITH THE MAYOR PRO TEM VOTING NO. SO COUNCIL, WITHOUT OBJECTION, AND I HATE JUMPING AROUND ON THE AGENDA, BUT -- YES, COUNCILMEMBER SLUSHER.

Slusher: HI THE NEIGHBORHOOD REQUEST -- HI THE NEIGHBORHOOD REQUEST THIS WAS ACTUALLY THE BRENTWOOD HIGH LAND. WE HAVE ONE MORE FROM BRENTWOOD. AND SO THAT WOULD BE 107. IF WE COULD DO THAT, THEN SOME FOLKS COULD GO HOME.

Mayor Wynn: THAT SEEMS FAIR TO ME.

OKAY, 107 IS 2003 KOENIG LANE. IT'S ON KOENIG LANE JUST EAST OF BURNET ROAD. THIS -- THE OWNER IS PARAGON PREP SCHOOL. THE CURRENT ZONING IS SF-3. ALL OF KOENIG LANE MID-BLOCK PROPERTIES ARE GOING -- BEING RECOMMENDED FOR LO-MU ZONING AS PER THE PLANNING COMMISSION AND NEIGHBORHOOD PLAN. THE PROPERTY OWNER IS IN SUPPORT OF THAT RECOMMENDATION. THE

NEIGHBORHOOD RESIDENTS ADJACENT OWNERS HAVE A VALID PETITION THAT'S VALID AT 22%. AND THEIR PETITION IS ASKING FOR LO-MU ZONING AS PER THE RECOMMENDATION, BUT THEY ARE ASKING FOR A CONDITIONAL OVERLAY TO PROHIBIT PRIVATE SECONDARY SCHOOL, AND THE -- THERE'S SOME HISTORY ON THIS PROPERTY, JUST TO REFRESH YOUR MEMORY. PARAGON PREP IS LOOKING TO EXPAND ITS SCHOOL OVER TO THIS ADJACENT PROPERTY WHERE THEY WANT TO PUT SOME OFFICES AND A FEW MORE STUDENTS. THE PROPERTY OWNER HAS AGREED TO AND FILED THE RESTRICTIVE COVENANT WHICH CAPS THEIR ENROLLMENT ON THIS PROPERTY TO THE SAME CAP THAT THEY AGREED TO ON THEIR OTHER PROPERTIES. THAT WOULD BE AN ENROLLMENT OF 168 STUDENTS. AND THEY ALSO PUT IN THAT COVENANT THAT THEY WOULD BUILD A 6-FOOT PRIVACY FENCE ADJACENT TO ANY SINGLE-FAMILY 3 PROPERTIES. THAT WAS ALMOST ALL OF WHAT THE NEIGHBORHOOD WAS ASKING FOR. THE NEIGHBORHOOD IS ASKING FOR ONE MORE THING THAT THE PROPERTY OWNER IS NOT IN AGREEMENT WITH AND THAT IS A PROHIBITION ON PRIVATE SECONDARY-. PRIVATE SECONDARY IS ALSO CONDITIONAL IN L.O. ZONING SO THE DIFFERENCE IS BETWEEN WHETHER PRIVATE SECONDARY IS CONDITIONAL AS PER THE PLANNING COMMISSION RECOMMENDATION OR WHETHER IT'S PROHIBITED AS PER THE NEIGHBORHOOD RESIDENTS AND THEIR VALID PETITION.

Mayor Wynn: AND SO THE OWNER, THE SCHOOL, KNOWS THAT THAT USE CONTINUES TO REMAIN CONDITIONAL.

THAT'S CORRECT.

Mayor Wynn: OKAY. QUESTIONS, STAFF? FOR STAFF ON TRACT 107, 2003 2003 KOENIG LANE. MAYOR PRO TEM.

Goodman: NO MATTER WHAT THE ENROLLMENT IS RESTRICTED TO 168 STUDENTS TOTAL ON THE ENTIRE SITE NO MATTER WHAT SIZE THE SITE IS, RIGHT?

THE RESTRICTIVE COVENANT CAN ONLY APPLY TO PROPERTIES ACTUALLY OWNED BY THIS OWNER AT THIS TIME BECAUSE THEIR PROPERTY SPECIFIC. SO ON ALL THE

PROPERTIES HE OWNS, AND HE DOESN'T OWN ANY ADJACENT PROPERTIES AT THIS TIME, THE 168 CAP APPLIES. AND THAT'S EXACTLY WHAT'S IN THE COVENANT ON THE PROPERTY THAT HE'S ALWAYS OWNED.

Goodman: OKAY.

Mayor Wynn: FURTHER QUESTIONS OF STAFF?
COUNCILMEMBER SLUSHER.

Slusher: I'M INTERESTED IN THE -- EXPLAIN TO ME AGAIN THE DIFFERENCE BETWEEN THE PROPERTY OWNER REQUEST AND WHAT THE NEIGHBORHOOD IS SUGGESTING BECAUSE I THINK THEY MOVED CLOSER TO THE PROPERTY OWNER REQUEST.

RIGHT. THEY'VE RESOLVED EVERY ISSUE EXCEPT FOR THE PRIVATE SECONDARY. PRIVATE SECONDARY WOULD BE FOR THE MIDDLE SCHOOL KIDS, AND IF THAT PROHIBITED, NO MIDDLE SCHOOL KIDS COULD GO TO SCHOOL ON THAT SITE. THE L.O. ZONING ALLOWS PRIVATE SECONDARY, BUT IT'S ALWAYS CONDITIONAL. IN THE CODE L.O. PRIVATE SECONDARY IS A CONDITIONAL USE IN L.O. ZONING. THE NEIGHBORHOOD IS ASKING TO MAKE IT PROHIBITED AND NOT BE ALLOWED AT ALL. STKPWHR RB.....

Slusher: SO IT'S ALREADY CONDITIONAL THEY WANT IT PROHIBITED.

THAT'S RIGHT.

Slusher: HAS THE OWNER DURING THIS -- WHAT'S BEEN THE OWNER'S POSITION ON THAT?

THE OWNER'S BEEN VERY CONSISTENT AND HE'S PARTICIPATED FROM THE VERY BEGINNING WITH THE LO-MU BEING DESIRED.

Slusher: IS MR. GREENBLOOM HERE?

THE AGENT IS DAVID MCGRATH.

Slusher: OKAY.

YES, SIR.

Slusher: ARE YOU PLANNING TO PUT THE SECONDARY IN
HERE OR YOU JUST DON'T WANT TO HAVE --

WE HAVE NO PLANS TO MAKE IT SECONDARY. I JUST DIDN'T
WANT TO GIVE UP ANY RIGHTS THAT COME WITH THE L.O.
ZONING. EVERYTHING ON KOENIG LANE WEST OF
WOODROW THAT'S NOT ON A CORNER IS BEING ZONED L.O.
THIS WAS INCLUDED IN THIS. NONE OF THIS
DISCUSSION CAME UP DURING THE NEIGHBORHOOD PLAN. IT
DIDN'T ARISE UNTIL IT GOT TO THIS LEVEL AT CITY COUNCIL.
AT THE SECOND READING, I WAS ASKED TO EXTEND THE
ENROLLMENT CAP OF 168 ON MY CURRENT BUILDING TO
INCLUDE THIS LOT AS WELL TO ASSURE THE
NEIGHBORHOOD THAT THE SCHOOL WOULDN'T GET TOO
BIG. WE DON'T WANT TO ADD ANY STUDENTS. WE WERE
JUST ADDING A LITTLE BIT OF SPACE.

Slusher: AND YOU ARE TRYING TO GET THE FIFTH GRADERS --

FIFTH GRADERS OVER BY THEMSELVES IN THAT LITTLE
HOUSE AT 2003.

Slusher: AND SOME ADMINISTRATIVE STUFF THERE.

YES, AND ADMINISTRATIVE OFFICE AS WELL.

Slusher: BUT IF YOU AREN'T PLAN TO GO HAVE A SECONDARY
SCHOOL, WHY WOULD YOU BE OPPOSED TO PROHIBITING
IT? THEN YOU HAVE -- THEN YOU ARE IN AGREEMENT WITH
THE NEIGHBORS ALL THE WAY DOWN THE LINE.

WELL, THIS PARTICULAR ITEM BROUGHT UP BY THE
NEIGHBORS, THIS IS THE FIRST I'VE HEARD OF IT. WHEN WE
DISCUSSED THINGS LAST WEEK, THEY HAD FOUR OR FIVE
THINGS THEY WANTED ME TO ADD ON TO THE RESTRICTIVE
COVENANT.

Slusher: MY IN ADDITIONING YOU -- TPH-LING YOU ALL ARE
DOWN TO ONE OR DID YOU AGREE TO SOME OF THOSE AND

THERE'S ONE LEFT?

THEY HAD THREE OR FOUR THAT THEY WANTED ME TO ADD ON AND I DIDN'T AGREE TO ANY OF THEM. THE ONE I OFFERED WHICH WAS PROMPTED BY CITY COUNCIL WAS EXTEND THE NEIGHBORHOOD CAP AND THEN WE THREW ON THE FENCE AS WELL TO MAKE SURE WE COULD KEEP THE NEIGHBORS SCREENED. IT JUST BACKS UP TO ONE HOUSE, SO TO MAKE SURE THAT THAT HOUSE NEVER HAS TO LOOK OVER INTO THE SCHOOL. KEEP THAT FENCE UP FOR THEM.

Slusher: THAT SEEMS PRETTY REASONABLE. SORT OF CLOSE. I WOULD LIKE TO SEE IF WE COULD WORK IT OUT. BECAUSE THEY HAVE DROPPED THEIR OTHER THREE OR FOUR OR HOWEVER -- IS THAT RIGHT,?

I DON'T KNOW HOW TO EXPLAIN THIS ENTIRELY, BUT DAVID'S ENTIRE REQUEST PRIOR TO RIGHT NOW HAD ALWAYS BEEN HE WANTED TO MOVE HIS ADMINISTRATIVE OFFICE AND HIS FIFTH GRADERS. SO WHEN HE FIRST SENT IN THE RESTRICTIVE COVENANT, WE ADDED LANGUAGE TO MAKE IT CLEAR WE WERE OKAY HAVING THE ADMINISTRATIVE OFFICES AND FIFTH GRADE ERPS, BUT WE WANTED TO EXCLUDE SECONDARY. WE DON'T SUPPORT THAT. WE'VE HAD PROBLEMS WITH THE SECONDARY. SO THAT'S THE QUALIFIER THAT WE ADDED. PLUS, WE DID ADD TWO OR THREE OTHER ITEMS, AS HE SAID, DEALING WITH LAND DEVELOPMENT CODE ISSUES. TRYING TO MAKE SURE HE WOULD ADHERE TO THEM.

Slusher: OKAY, BUT THOSE HAVE BEEN DROPPED?

THOSE HAVE BEEN DROPPED. SO ALL THAT IS BEFORE YOU KNOW IS THE MOVEMENT -- ORIGINALLY WE WERE AT N.O. AND REQUESTING EXCLUSION FOR BOTH THE PRIMARY AND THE SECONDARY. WE MOVED UP TO L.O. AND DROPPED THE EXCLUSION FOR PRIMARY AND JUST ARE REQUESTING THE EXCLUSION FOR SECONDARY.

Slusher: AND DO YOU HAVE ANY SECONDARY THERE NOW?

NO, SIR. IT'S AN EMPTY HOUSE RIGHT NOW.

Slusher: BECAUSE THAT -- IS THE WAY I REMEMBER IT, THAT'S ALWAYS BEEN TO MOVE THE FIFTH GRADERS AND STRAEUFRTS OVER ADMINISTRATORS OVER THERE. THEY'VE MOVED OFF THE N.O. TO L.O. IF YOU DON'T WANT TO DO IT RIGHT HERE AT THE MIKE, WE CAN PUT IT OFF ANOTHER WEEK.

THAT WOULD BE OKAY WITH ME. I DON'T MIND PROHIBITING SECONDARY IN THAT BUILDING IF THAT'S WHAT'S GOING TO MAKE IT WORK. I DON'T PLAN ON HAVING SECONDARY STUDENTS THERE ANYWAY.

Reporter: >>..... Y.

Slusher: IT SEEMS LIKE WE HAVE AGREEMENT. I WOULD MOVE APPROVAL. THAT WOULD BE THE ONLY CHANGE TO LAST TIME, MS. TERRY OR ANYBODY WITH STAFF THAT WANT TO HELP ME OUT HERE.

IF I UNDERSTAND IT, THE MOTION IS LO-MUCMP WITH PROHIBITED PRIVATE SECONDARY SCHOOL USE AND WE WILL AMEND THE ORDINANCE ACCORDINGLY IF IT PASSES.

Slusher: EVERYBODY IS HAPPEN.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER SLUSHER. SECONDED BY COUNCILMEMBER McCracken TO APPROVE L.. LO-MU COP ON THIRD READING FOR PLAN AND ZONING. FURTHER COMMENTS? COUNCILMEMBER McCracken.

McCracken: COULD I ASK THE CITY ATTORNEY JUST A QUESTION. DO WE -- DOES THERE NEED TO BE ANOTHER RESTRICTIVE COULD..... COVENANT ENTERED AND DO WE LOSE OUR ABILITY TO ENFORCE THAT IF WE VOTE ON THAT TONIGHT?

ANOTHER RESTRICTIVE COVENANT -- I'M SORRY. COUNCILMEMBER, DOING WHAT?

McCracken: PROHIBITING SECONDARY STUDENTS.

WELL, NO, THIS IS A WHO HEUBTD USE, IT'S A CONDITIONAL OVERLAY. WHERE THE OTHER PROHIBITED USES ARE THAT

ARE LISTED WITH THIS TRACT, WE WILL ADD THE OTHER ONE WHICH IS THE PRIVATE SECONDARY SCHOOL.

McCracken: I JUST WANTED TO MAKE SURE WE COULD ENFORCE IT.

YES, IT WILL BE IN ORDINANCE AS PART OF THE CONNELL OVERLAY.

Mayor Wynn: MOTION MADE AND SECONDED. FURTHER COMMENTS. HEARING NONE, ALL IN FAVOR SAY AYE. OPPOSED? MOTION PASSES ON A VOTE OF 7-0. SO COUNCIL, WITHOUT OBJECTION, WE'RE GOING TO SET ASIDE THE BRENTWOOD, HIGHLAND COMBINED NEIGHBORHOOD PLAN APPROVAL AND REZONING TO TAKE UP IN A COUPLE OF HOURS HOPEFULLY. AND A LITTLE BIT UNORTHODOX MANNER, I WOULD LIKE TO ALLOW A FEW CITIZENS ON ITEM NUMBER 35 TO GO AHEAD AND GIVE THEIR TESTIMONY. BUT IF YOU REMEMBER, ON ITEM NUMBER 35 WE'RE SIMPLY TAKING PUBLIC TESTIMONY. ITEM NUMBER 34 WE NEED TO HOLD A PUBLIC HEARING AND TAKE ACTION, SO COUNCIL, WITHOUT OBJECTION, I WOULD LIKE TO ASK I THINK ONLY THREE CITIZENS TO GIVE US THEIR PUBLIC TESTIMONY ON ITEM NUMBER 35, BUT THEN I WOULD LIKE TO GO BACK AND TAKE UP AN ACTIONABLE ITEM BEFORE TOO LATE. SO WITH THAT, AND HEARING NO OBJECTION, I WOULD CALL MS. JENNIFER McFAIL. WELCOME AND YOU WILL BE FOLLOWED BY ALBERT METZ.

THE BOYS LEFT. THEY HAD TO GET HOME. I WANTED TO JUST BE SURE TO TOUCH ON A FEW THINGS AND I HAVE SOME STUFF IN WRITING SO THAT IF I DON'T MAKE IT UNDER THE THREE MINUTES YOU WILL HAVE IT TO REFER TO. OBVIOUSLY OUR COMMENTS ON THE CONSOLIDATED PLAN DON'T CHANGE VERY MUCH, BUT AFFORDABILITY IS A BIG CONCERN THAT WE HAVE. MOST FOLKS THAT RECEIVE BENEFITS FROM THE FEDERAL GOVERNMENT RECEIVE LESS THAN \$6,500 A YEAR. SO TRYING TO FIND A PLACE THAT'S AFFORDABLE TO LIVE THAT IS ACTUALLY ACCESSIBLE FOR YOU GETS EVEN HARDER ON THAT LOW AN INCOME. SO, AGAIN, THOUGH WE SAY THAT OFTEN, WE CAN'T SAY IT OFTEN ENOUGH, THERE NEEDS TO BE TRULY AFFORDABLE HOUSING FOR PEOPLE WITH DISABILITIES. AND WHEN YOU

TALK ABOUT THE MEDIAN FAMILY INCOME, MOST OF THE STUFF YOU DO IS 60 AND ABOVE OR 50 AND ABOVE, AND THERE'S SOME SET ASIDE FOR 30 AND BELOW, BUT IT'S NOT AS HIGH AS IT NEEDS TO BE FOR THOSE OF US WITH DISABILITIES BECAUSE THE MAJORITY OF OUR COMMUNITY DOESN'T MAKE VERY MUCH MONEY. SO JUST KEEP THAT IN MIND. I CAN'T SAY THAT ENOUGH SO THAT'S WHY I SAID IT OVER AND OVER. INTEGRATION IS ALSO VERY IMPORTANT. A LOT OF TIMES YOU FUND THINGS THAT ARE SEGREGATED BASED ON A PERSON'S ELDERLY OR DISABLED STATUS. THE 811 HOUSING IS A GOOD EXAMPLE. THAT IS SEGREGATED HOUSING IF YOU REQUIRE THAT IN ORDER TO RECEIVE THAT SERVICE THAT A PERSON HAS TO BE ELDERLY OR DISABLED. WE BELIEVE STRONGLY THAT IN ORDER FOR EVERYBODY TO ACTUALLY APPRECIATE EACH OTHER WE HAVE TO LIVE AMONGST EACH OTHER, AND THERE ARE NATURAL SUPPORTS ON BOTH SIDES. IT'S GOOD FOR THE COMMUNITY TO BE INTEGRATED, THAT'S TRUE WHETHER YOU LOOK AT RACE OR DISABILITY. ACCESSIBILITY, OBVIOUSLY, IS IMPORTANT TO US. THERE NEEDS TO BE MORE ENFORCEMENT OF ACCESSIBILITY LAWS. THERE'S NOT ENOUGH. AND THAT'S EVIDENT -- IF YOU WANT PROOF OF THAT, JUST LOOK AT THE FACT THAT THE TENANTS COUNCIL GETS 50% OF RENTERS RIGHTS COMPLAINTS FROM FOLKS WITH DISABILITIES. THE TENANTS RIGHTS COMPLAINTS THEY GET 50% ARE PEOPLE WITH DISABILITIES. THAT TELLS YOU EVEN THOUGH YOU ARE MAKING AN EFFORT TO TRY TO CHANGE THINGS IN MANY AREAS TO MAKE THINGS PWERBT, THAT'S NOT ENOUGH. -- BETTER. IT'S NOT GOING TO BE ENOUGH FOR A WHILE. SO JUST KEEP THAT IN MIND. THE 50% IS NOT GOING TO BE -- IS NOT SOMETHING THAT YOU CAN ARGUE. IT'S A FACT. SO WHETHER OR NOT WE PHILOSOPHICALLY BELIEVE IN SOMETHING, IT'S RIGHT THERE, YOU CAN SEE IT WITH YOUR OWN EYES. THERE'S NO DEBATE ABOUT IT. AND THEN OBVIOUSLY WE WANT YOU TO FUND THE TENANTS COUNCIL TENANT RIGHTS PROGRAMS SO THEY CAN ACTUALLY HELP FOLKS GO OUT AND ENFORCE THEIR RIGHTS. OH, THERE'S WAYNE. IT'S INCREDIBLY IMPORTANT THAT PEOPLE ACTUALLY HAVE A MECHANISM TO ENFORCE THEIR RIGHTS. AND LAST BUT NOT LEAST IS THE BUILDING CODE. WE STILL WANT TO SEE VISIBILITY REQUIREMENTS IN THE BUILDING CODE SO THAT HOUSING

HAS A LEVEL OF ACCESSIBILITY REGARDLESS OF WHETHER OR NOT IT'S PUBLICLY FUNDED. THAT WILL GET US A HECK OF A LOT FURTHER IN OUR JOURNEY TO INTEGRATE PEOPLE WITH DISABILITIES INTO THE COMMUNITY. IF WE'RE SINCERELY COMMITTED TO THAT, THEN WE'RE GOING TO HAVE TO DO SOMETHING BOLD AND BRAVE LIKE AMENDING THE BUILDING CODE. THANK YOU.

Mayor Wynn: THANK YOU. WAYNE, WELCOME. YOU WILL HAVE THREE MINUTES.

OKAY.

WE'VE BEEN GETTING PEOPLE OUT OF NURSING HOMES. WE WANT PEOPLE TO BE ABLE TO LIVE ALL OVER THE CITY. MANY PEOPLE DON'T HAVE THE MONEY AND THEY NEED HELP. TO GET STARTED. IT'S DIFFICULT TO MAKE THE DOWNPAYMENT ON THE PHONE AND THE LIGHTS. MANY PEOPLE DON'T HAVE CARS. THEY NEED TO BE ABLE TO TAKE PUBLIC TRANSPORTATION. PEOPLE SHOULD BE ABLE TO LIVE ALL OVER THE COMMUNITY. NOT IN SEGREGATED. APARTMENTS. THANK YOU.

Mayor Wynn: THANK YOU, MR. SPAWN AND THANK YOU, MS. McFAIL. ALBERT METZ ALSO SIGNED UP WISH TO GO SPEAK AND I KNOW HE SHARES THE CONCERNS OF AUSTIN'S [INAUDIBLE] ORGANIZATIONS.

I'M SURE HE WILL LET YOU KNOW IN NUMEROUS WAYS.

Mayor Wynn: I HOPE YOU ALL MAKE THE BEST, IF NOT, COME BACK IN A WHILE.

WE'LL KEEP YOU COMPANY.

Mayor Wynn: THANK YOU. APPRECIATE EVERYBODY'S PATIENCE ON THAT. I WOULD LIKE TO TAKE UP ITEM 34 SINCE IT'S AN ACCOUNTABLE ITEM. ITEM 34 IS CONDUCT A PUBLIC HEARING AND CONSIDER RESOLUTION AUTHORIZING A DISPOSITION, SALE, LEASE OR TRANSFER OF THE FORMER ROBERT MUELLER MUNICIPAL AIRPORT SITE. AND I'LL WELCOME MS. SUE EDWARDS.

MAYOR, MAYOR PRO TEM AND COUNCIL, WE HAVE A SHORT PRESENTATION TONIGHT PRIOR TO THE PUBLIC HEARING. THERE WILL BE TWO PARTS TO THE PRESENTATION. THE FIRST PART WILL BE TALKING ABOUT THE PLAN AS IT IS TODAY, AND THE SECOND PART WILL BE PRESENTED BY JOHN STEVENS, WHICH IS A SHORT PRESENTATION ON THE FINANCIALS THAT GO ALONG WITH THAT PLAN.

HELLO. WHAT YOU SEE BEFORE YOU IF YOU HAVE NOT BEEN TO THE AIRPORT SITE IN A LONG TIME DOES NOT EXIST ANY LONGER. THE TERMINAL IS NOW BEEN DEMOLISHED AND MANY OF THE ASSOCIATED BUILDINGS. WE WILL BEGIN CONSTRUCTION, ACTUALLY GROUND BREAKING THIS 1st OF JUNE ON THE INFRASTRUCTURE FOR THE SETON HOSPITAL. AND ACTUALLY BEGIN DEMOLISHING THE REST OF WHAT YOU SEE OUT THERE TODAY PROBABLY WITHIN 60 DAYS. THIS PROJECT HAS BEEN ONE THAT THE COMMUNITY HAS BEEN INVOLVED IN FOR A NUMBER OF DIFFERENT YEARS. THE LAST SEVEN YEARS HAVE BEEN SPENT WITH INPUT FROM THE COMMUNITY, INPUT FROM THE NEIGHBORS. WE'VE BEEN WORKING WITH ROMA OR OUR LAND PLANNERS AND WITH E.P.S., OUR FINANCIAL CONSULTANTS. THE PROJECT STARTED OUT WITH ONE GOAL AND THAT WAS TO CREATE AN INTERACTIVE MIXED USE COMMUNITY. AND THERE WERE ACTUALLY SIX ASSOCIATED GOALS THAT WENT WITH THAT. THE PROJECT WAS TO BE A POSITIVE REVENUE GENERATOR WHICH MEANT THAT THE PROJECT WOULD PAY FOR ITSELF EITHER THROUGH THE SALE OF LAND, PROPERTY TAX OR SALES TAX. IT WOULD CONTRIBUTE TO AUSTIN'S ECONOMY BY PROVIDING NEW JOBS. IT WOULD HAVE A DIRECT STAKE FOR EAST AUSTIN'S RESIDENTS IN ITS REDEVELOPMENT. WE WANTED TO ENHANCE THE QUALITY OF LIFE IN THE ADJACENT COMMUNITIES. WE WANTED IT TO BE DIVERSE AND AFFORDABLE, AND WE WANTED IT TO BE SUSTAINABLE. AND THOSE WERE THE GOALS ON WHICH WE PREDICATED THE PLAN, THE DEVELOPMENT OF THE PLAN. TO ORIENT YOU TO THE PLAN, UP HERE IS I-35. THE TOP IS 51st STREET. COMING DOWN ALONG HERE IS AIRPORT BOULEVARD. AND OF COURSE, ANCHOR AND THEN MANOR ROAD. YOU'LL SEE HERE SETON'S CHILDREN'S HOSPITAL THAT WILL BEGIN CONSTRUCTION IN A COUPLE OF MONTHS -- COUPLE OF

MONTHS. THE ENTRANCE TO THE PROJECT IS ON AIRPORT. AND IT WILL BE COMING IN HERE INTO WHAT YOU WILL SEE AS A SMALL TOWN CENTER. AND THE OTHER PART OF THAT ENTRANCE GOING UP TOWARDS SETON HOSPITAL. YOU HAVE A TOWN LAKE, A LAKE PARK WITH AMPHITHEATER. THERE'S A 10-ACRE ELEMENTARY SCHOOL SITE. AUSTIN FILM SOCIETY. AND THEN ALL OF THE PARK TRAILS THAT MOVE AROUND THIS SPACE WITH PLAY FIELDS HERE AND ALSO PLAY FIELDS WILL BE ADJACENT TO THE SCHOOL. THE PUBLIC FRAMEWORK IS ONE THAT WE ARE VERY PROUD OF. OVER 20% OF THE SITE, 145 ACRES, IS OPEN SPACE. WE HAVE GREENWAYS, AS WE'VE TALKED ABOUT. WE HAVE THE PLAY FIELDS HERE. PLAY FIELDS HERE. THE LAKE PARK WHICH WILL BE A VERY COMMUNITY-CENTERED ACTIVITY AREA, AND OF COURSE SPRINKLED THROUGHOUT THE COMMUNITY WE HAVE NEIGHBORHOOD PARKS. THE STREET NETWORK IS ONE THAT WAS WORKED ON EXTENSIVELY WITH THE NEIGHBORHOODS BECAUSE WHAT WE REALLY WANTED TO ACHIEVE WAS A NETWORK THAT DISTRIBUTED CARS AND OTHER MODES OF TRANSPORTATION RATHER THAN CONCENTRATING THE TRAFFIC. THE STREETS ARE MULTI-MODAL. WE HAVE PATHS FOR BOTH BIKES AND PATHS FOR PEDESTRIANS AS WELL AS FOR PUBLIC TRANSPORTATION. AND THE STREETS ARE DESIGNED SUCH THAT THEY ARE EXTENSIONS OF OPEN SPACE AND PEDESTRIAN NETWORKS. THEY FLOW INTO AND OUT OF ALL OF THE OPEN SPACE. IF YOU LOOK IN THE LEFT-HAND CORNER OVER HERE, YOU SEE THAT THERE IS A TRANSIT BOULEVARD THROUGH THE HEART OF THE COMMUNITY. ONE OF THE THINGS THAT WE TALKED A LOT ABOUT IS THE ABILITY FOR PEOPLE TO GET TO AND THROUGH THE PROJECT AND NOT HAVE TO USE CARS UNLESS THEY ABSOLUTELY WANTED TO. IT IS A VERY WALKABLE COMMUNITY. AND YOU'LL SEE THAT THE TRANSIT CORRIDORS MOVE RIGHT THROUGH THE PROJECT ITSELF. THIS IS AN EXAMPLE OF THE TRANSIT BOULEVARD, AND YOU CAN SEE THAT YOU HAVE CARS HERE AND CARS HERE ON EITHER SIDE IN ONE LANE. YOU ALSO HAVE PARKING, BUT YOU HAVE YOUR BIKES AND YOU HAVE ALSO PEDESTRIANS. THIS IS AN EXAMPLE OF THE COMMUNITY BOULEVARD. IT'S ONE OF ONLY TWO LARGER BOULEVARDS THAT WE HAVE IN THE PROJECT. THIS IS THE TOWN CENTER MAIN STREET. IT'S

A TWO-LANE STREET, A VERY NARROW STREET SO THAT IT REALLY ENCOURAGES INDIVIDUALS TO WALK ACROSS THE STREET, TO BE ABLE TO LOOK AT RETAIL AND FEEL VERY COMFORTABLE AND SAFE AS THEY ARE WALKING UP AND DOWN THAT PARTICULAR STREET. THIS SHOWS AN EXAMPLE OF THE NEIGHBORHOOD STREET AND THE NEIGHBORHOOD ALLEY. ALL OF THE RESIDENTS HAVE REAR-LOADING GARAGES THAT ARE APPROACHED THROUGH ALLEYS. THE TOWN CENTER IS ABOUT 950,000 SQUARE FEET OF RETAIL AND OFFICE USE AND ABOUT 650 UNITS OF HOUSING AND LIVING WORK UNITS. THIS, AGAIN, SHOWS THAT SMALL STREET THAT GOES THROUGH THE TOWN CENTER. THIS SLIDE REALLY SHOWS THE KIND OF ENVIRONMENT THAT WE ARE LOOKING FOR IN THE TOWN CENTER. ON THE LEFT YOU CAN SEE THAT THERE ARE OPEN-AIR EATING SPACES THAT PEOPLE ARE MILLING AND WALKING AROUND. HERE YOU'VE GOT FOUNTAINS AND OTHER AMENITIES WHERE PEOPLE CAN SIT, BE QUIET, READ, RELAX. AND THEN REALLY THE REST OF THE RETAIL IS ONE WHERE WE REALLY WANT TO ENCOURAGE A LOT OF PEOPLE WALKING AROUND TALKING TO ONE ANOTHER AND REALLY LOOKING AT THE RETAIL. THIS IS ONE OF THE CONCEPTS, ALTHOUGH IT'S NOT THE TOWN LAKE CENTER THAT WE REALLY ARE GOING TO HAVE, THIS IS A CONCEPT FOR A FEEL OF WHAT WE WOULD LIKE TO SEE WHERE WE WOULD HAVE THE LAKE PARK AND THE AMPHITHEATER, A PLACE WHERE CHILDREN AND ADULTS CAN COME. WE CAN HAVE PUBLIC ACTIVITIES AND REALLY ENJOY BEING OUTSIDE. THIS IS A GOOD EXAMPLE, I THINK, OF WHERE WE HAVE RETAIL ON THE BOTTOM FLOOR HERE. AND THEN YOU HAVE APARTMENTS ABOVE THAT. WHICH IS ONE OF THE THINGS THAT IS PLANNED FOR THE TOWN CENTER. AND WE ALSO HAVE ENTERTAINMENT THAT WILL BE IN THE TOWN CENTER. WE HAVE BEEN TALKING WITH GROCERY STORES, ALTHOUGH WE HAVE -- DO NOT HAVE A COMMITMENT FROM A GROCERY STORE, WE WILL HAVE A GROCERY STORE IN THE TOWN CENTER. THEN WE'RE MOVING ONTO THE NEIGHBORHOODS WHERE YOU'LL HAVE BEEN 1500-YARD HOUSES. 520 ROW HOUSES OR SHOP HOUSES. SOME MANSION HOMES, AND APARTMENTS AND CONDOMINIUMS. THIS SLIDE SHOWS EXAMPLES OF YARD HOUSES, WHICH ARE INDIVIDUAL HOUSES WITH VERY SMALL -- ON VERY SMALL LOTS WITH VERY SMALL YARDS. THE

SHOP HOUSES, WHICH ACTUALLY ARE MY FAVORITE HOUSES, WHERE YOU ARE THE ABILITY TO HAVE A STUDIO OR AN OFFICE DOWN BELOW AND YOU LIVE UPSTAIRS. I CAN'T THINK OF ANYTHING MORE CONVENIENT THAN THAT OR MORE FUN AND ENJOYABLE IN AN AREA LIKE THIS. ROW HOUSES, PICTURE OF ROW HOUSES. THE MANSION HOMES ARE NOT NEW ACROSS THE NATION, BUT THIS IS A STYLE THAT BRINGS SOME MASSING TO THE PROJECT. IT ACTUALLY HAS EITHER FOUR OR SIX UNITS OF CONDOS OR APARTMENTS WITHIN THE MANSION HOME ITSELF. SO IT'S A DIFFERENT DESIGN THAT GIVES SOME STABILITY TO ONE OF THE AVENUES THAT WE HAVE LEADING TOWARD THE SCHOOL, THE ELEMENTARY SCHOOL. AGAIN, APARTMENTS AND CONDOMINIUM EXAMPLES. WE MOVE ONTO THE URBAN CAMPUS, WHICH IS IN THE NORTHWEST AREA OF THE PROJECT WHERE WE'LL HAVE ABOUT 1.2 MILLION SQUARE FEET OF HOSPITAL COMPLEX WHEN IT'S FULLY BUILT OUT. ABOUT 600,000 SQUARE FEET OF OFFICE. 330,000 SQUARE FEET OF RETAIL. AND ABOUT 500 APARTMENTS AND CONDOS. THIS PICTURE WE THINK IS A REALLY FUN PICTURE. IT IS.....IS LAX AIRPORT. WE THOUGHT THIS WAS AN EXCELLENT EXAMPLE HOW YOU CAN BEGIN TO INCORPORATE ART AND COMMUNITY ART INTO THIS PARTICULAR COMMUNITY. AND ALTHOUGH WE DON'T HAVE ANYTHING THIS KIND OF WILD TO TALK ABOUT, WHAT WE ARE REALLY THINKING ABOUT IS ART THAT GOES ALONG I-35, SOMETHING THAT WOULD BE FUN AND INTERESTING AND REALLY EXCITING AND IT GIVES THE ART COMMUNITY AN OPPORTUNITY TO REALLY SHOW OFF WHAT THEY CAN DO. THE PROJECT IS ESTIMATED AT THIS TIME TO TAKE ABOUT 10 YEARS TO COMPLETE, AND I'LL GO VERY QUICKLY THROUGH THE PHASES. PHASE 1 INCLUDES THE CHILDREN'S HOSPITAL. PHASE 2 WILL BE NEXT TO THAT BASED ON THE INFRASTRUCTURE THAT WILL BE PUT IN AND COULD INCLUDE THE TOWN CENTER AND THE LAKE PARKS. PHASE 3 WOULD BE MOVING INTO MORE OF THE RESIDENTIAL AND SOME OTHER RETAIL THAT WE WOULD HAVE. PHASE 4, ABOUT THE SAME. PHASE 5, WHICH WOULD BE IN THE LOWER PART WHICH WOULD BRING IN SOME OF THE PLAYING FIELDS. AND THEN PHASE 6, WHICH WOULD BE THAT FINAL PHASE UP AROUND THE AUSTIN FILM SOCIETY. ONE OF THE THINGS THAT WE TALKED ABOUT IS WHAT THE

IMPACT THIS DEVELOPMENT WILL HAVE ON THE COMMUNITY. AND TO THE BEST OF OUR KNOWLEDGE, THIS PROJECT WILL CREATE OVER 10,000 FULL-TIME JOBS ON THE SITE ITSELF. OVER 11,000 CONSTRUCTION JOBS OVER ITS 10-YEAR DEVELOPMENT PERIOD. OVER A PERIOD OF 20 YEARS, ABOUT \$30 MILLION OF SALES TAX REVENUE WILL BE SEEN. AND ABOUT \$104 MILLION OF PROPERTY TAX. WE HAVE AT LEAST A MINIMUM OF 25% AFFORDABLE HOUSING, AND WE HAVE, AS I MENTIONED BEFORE, 20% OR 145 ACRES OF PUBLICLY ACCESSIBLE OPEN SPACE, OPEN TO EVERYONE WHO LIVES IN AUSTIN. AND WITH THAT, THAT CONCLUDES MY PART OF THE PRESENTATION. I'M GOING TO TURN THIS OVER TO JOHN STEVENS.

MAYOR AND COUNCIL, I WANT TO WALK YOU THROUGH AGAIN THE FINANCIAL ANALYSIS BEGINNING WITH THE PROJECT ECONOMICS. MUELLER IS A LARGE SITE, 700 ACRES. IT HAS NO INFRASTRUCTURE IN IT, NO WATER AND WASTEWATER. NO DRAINAGE INFRASTRUCTURE. AND IT HAS EXISTING IMPROVEMENTS ON IT THAT ACTUALLY HAVE NEGATIVE VALUE IN THAT WE'RE GOING TO HAVE TO TAKE THOSE IMPROVEMENTS UP. RUNWAYS AND OTHER STRUCTURES THAT ARE OUT THERE. SO THE INFRASTRUCTURE AND THE PUBLIC FACILITIES COSTS TO IMPLEMENT THE MASTER PLAN THAT SUE JUST WALKED US THROUGH, THOSE COSTS ARE GOING TO BE SUBSTANTIAL. WE HAVE SAID ALL ALONG THAT THE MASTER PLAN, THE IMPLEMENTATION OF THE MASTER PLAN WOULD NOT BE FEASIBLE WITHOUT SOME ELEMENT OF PUBLIC FINANCING, AND WE'LL TALK ABOUT THE DIFFERENCE, THE AMOUNT OF FINANCING THAT WOULD BE NEEDED UNDER A LEASE VERSUS SALE SCENARIO. AND THEN FINALLY TALK ABOUT HOW THAT DECISION, LEASING VERSUS SELLING, HAS SIGNIFICANT IMPLICATIONS FOR THE FEASIBILITY OF THE PROJECT. AND OUR ANALYSIS IS REALLY KIND OF GETS DOWN TO ONE OF THE, I THINK, MOST BASIC PRINCIPLES OF FINANCE AND THAT IS ESSENTIALLY THAT A DOLLAR TODAY IS WORTH MORE THAN A DOLLAR IN THE FUTURE. THESE ARE THE TYPES OF PROJECT COSTS THAT WE'LL BE INCURRING IN PUTTING IN THE INFRASTRUCTURE. I THINK IT'S IMPORTANT AGAIN TO NOTE THAT THIS WILL BE A UNIQUE DEVELOPMENT AND WE WILL BE INCURRING COSTS

SIMPLY TO BRING IT UP TO SORT OF GREEN FIELD STATUS. WE'LL INCUR DEMOLITION COSTS, BUT THEN THERE WILL BE A NUMBER OF OTHER COSTS BECAUSE OF THE UNIQUENESS OF THIS DEVELOPMENT THAT WOULD NOT BE FOUND IN OTHER DEVELOPMENTS. 20% OPEN SPACE, ALLEYWAYS AND SO ON. I WANT TO SHOW YOU ONE OF -- THIS IS THE FIRST OF TWO PICTURES. THIS PICTURE SHOWS YOU OVER TIME HOW THE LAND SALE REVENUES UNDER A SALES SCENARIO WILL COME IN VERSUS THE PROJECT COSTS FOR PUTTING IN THE INFRASTRUCTURE THAT WILL COME IN, AND THE RED LINE THAT PEAKS UP VERY HIGH THERE IS THE PROJECT COST LINE. YOU CAN SEE THAT THOSE REACH FAIRLY SIGNIFICANT AMOUNT EARLY ON. AND YOU CAN ALSO NOTICE THAT FROM THE BEGINNING THERE IS A MISMATCH BETWEEN THE LAND SCALE REVENUE THAT WE EXPECT TO COME IN UNDER A SALES SCENARIO AND THE PROJECT COSTS. SO FROM THE BEGINNING, AGAIN, THERE IS A MISMATCH. HOWEVER, IN GENERAL THESE TWO PATTERNS, THAT IS, THE COST PATTERN AND THE REVENUE PATTERN TO PAY FOR THOSE COSTS, ARE FAIRLY TIGHTLY COMPRESSED SO THAT ALL OF THAT OCCURS WITHIN A RELATIVELY SHORT PERIOD OF TIME. THE RECEIPT OF THE REVENUE AND THE EXPENSE, THE SPENDING OF THAT REVENUE ON THE PROJECT COSTS. ON THE OTHER HAND, IF YOU LOOK AT THIS GRAPH SHOWS YOU THE SAME PROJECT COST LINE INCURRED OVER THAT 10-YEAR PERIOD, BUT IT SHOWS YOU HOW THE LEASE REVENUES ARE ACTUALLY CERTAINLY MUCH LOWER. THEY DO EXTEND AS THE LEASES BECOME MORE VALUABLE OVER TIME. BUT THE PROBLEM WITH THIS SCENARIO IS THAT THERE IS A SIGNIFICANT MISMATCH UP FRONT BETWEEN THE COSTS THAT WE'RE GOING TO HAVE TO LAY OUT AND THE RECEIPT, THE TIMING OF THE RECEIPT OF PROJECT REVENUES IN A LEASE SCENARIO. THESE -- LEASE SCENARIO. AND THAT SIGNIFICANT MISMATCH WILL REQUIRE US TO GO TO A NUMBER OF DIFFERENT FINANCING SOURCES UNDER A LEASE SCENARIO THAT WE WILL NOT HAVE TO INCUR UNDER SALES SCENARIO. INCREASINGLY EXTENSIVE FINANCE OPTIONS. THIS CHART SHOWS -- IT SHOWS OUR THREE SCENARIOS. THE FIRST COLUMN IS THE SALES SCENARIO. THE SECOND IS A LEASE SCENARIO, AND THE LAST COLUMN OR THE THIRD COLUMN, RATHER, IS A 50/50 SCENARIO. 50% SALE, 50%

LEASE. AND THEN THE COLUMN OVER TO THE RIGHT SHOWS YOU THE INTEREST COSTS THAT YOU ARE GOING TO PAY UNDER THE LINES THAT ARE UNDER EACH OF THOSE SCENARIOS. SO TO TAKE ABOUT THE SALES IS A SCENARIO FIRST, IN ORDER TO PAY FOR THE 175 MILLION IN PROJECT COSTS WE'RE GOING TO INCUR, WE WILL PAY FOR MOST OF THOSE PROJECT COSTS UNDER THE SALES SCENARIO WITH LAND SALES, WHICH IS OUR CHEAPEST FINANCING OPTION. IT HAS A ZERO INTEREST RATE BECAUSE THE DEVELOPER WILL SELL THE LAND IN PHASES, AS SUE TALKED ABOUT, AND IMMEDIATELY TAKE THE REVENUES AND TURN THOSE AROUND AND APPLY THEM TO THE PROJECT COSTS. WE WILL HAVE TO ISSUE SOME AMOUNT OF PUBLIC FINANCING UNDER THE SALES SCENARIO, BUT IT WILL BE SIGNIFICANTLY LESS THAN UNDER THE LEASE OR THE 50/50 SCENARIO. AND THEN WE ALSO EXPECT UNDER THE SALES SCENARIO, WE EXPECT THAT THE DEVELOPER WILL MAKE A CONTRIBUTION TO THE PROJECT. WE WANT THE DEVELOPER TO HAVE SOME MONEY IN THE GAME, SO TO SPEAK. WE WANT THEM TO BE AT RISK TO A CERTAIN EXTENT IN THE PROJECT, AND WE WILL NEED THEM TO PROVIDE SOME SMALL AMOUNT OF FINANCING, RELATIVELY SMALL COMPARED TO THE OTHER TWO OPTIONS UP FRONT. UNDER THE LEASE SCENARIO, THE AMOUNT THAT WE WOULD RECEIVE FOR LAND SALES IS RELATIVELY SMALL. IT WOULD ESSENTIALLY BE THE AMOUNT THAT WE RECEIVE FOR THE SALE OF THE SETON TRACT OUT AT RMMA. UNDER THE LISA TPOEUR KWROE, WE WOULD THEN HAVE TO -- LEASE SCENARIO WE WOULD HAVE TO ISSUE TWICE AS MUCH IN T.I.F. BONDS OR PUBLIC FINANCING AS WE DID UNDER THE SALES SCENARIO. AT A MORE EXPENSIVE INTEREST RATE. 5.57%. THAT'S THE INTEREST RATE ON ALL THOSE T.I.F. BONDS ACROSS THAT LINE. THE PROBLEM IS THAT THAT -- AT THAT POINT WE'RE MAXED OUT WITH THE AMOUNT OF TAX REVENUE THAT WE CAN RECEIVE FROM THE PROJECT, AND WE CANNOT ISSUE ANY MORE IN T.I.F. BONDS AND WE HAVE TO THEN GO TO A MORE EXPENSIVE FINANCING OPTION WHICH WOULD BE LEASE BONDS. THESE ARE -- THESE BONDS WOULD BE BACKED BY THE RECEIPT OF THE LEASE REVENUES FROM THE PROPERTY ITSELF, NOT FROM SALES OR PROPERTY TAX, BUT FROM LEASE HEAVY NEWS FROM THE PROPERTY ITSELF 6789 AND.....

AND THOSE WOULD BE ISSUED AT A MORE EXPENSIVE INTEREST RATE, APPROXIMATELY 2% HIGHER AT 7.4, AS YOU SEE THERE. CONTINUING ON UNDER THE ENTIRE -- THE FULL LEASE SCENARIO, WE STILL HAVE TO GO TO AN EVEN MORE EXPENSIVE FINANCING OPTION WHICH IS HAVING OUR DEVELOPER CONTRIBUTE APPROXIMATELY FOUR TIMES MORE IN FINANCE TO GO THE PROJECT UNDER THE LEASE SCENARIO THAN THEY DID UNDER THE SALES SCENARIO, AND THAT'S AT A 20% INTEREST RATE, WHICH IS AN INDUSTRY STANDARD I.R.R. FOR A DEVELOPER RETURN ON A PROJECT OF THIS TYPE. THE PROBLEM TUNED LEASE SCENARIO IS ALTHOUGH WE HAVE GONE TO EVER MORE EXPENSIVE OPTIONS OF FINANCING, UNDER THAT LEASE SCENARIO, WE'RE STILL NOT TKOPBLT IN OTHER WORDS, WE CAN'T GET THERE THROUGH THE PROJECT REVENUES THEMSELVES, WHICH AS SUE SAID HAS ALWAYS BEEN THE INTENT, TO HAVE THE PROJECT PAY FOR THE COST OF THE DEVELOPMENT OUT THERE. EVERYTHING DOWN TO THAT LINE IS SOMETHING THAT CAN BE FINANCED FROM WITHIN THE PROJECT ITSELF, BUT UNDER THE LEASE SCENARIO, WE THEN HAVE TO GO FOR AN IMMEDIATE CONTRIBUTION, SIGNIFICANT CONTRIBUTION FROM THE GENERAL FUND BECAUSE WE DO NOT HAVE ANY MORE REVENUES EITHER PROPERTY SALES TAX OR LEASE REVENUES TO PLEDGE TO ANY FINANCING SOURCE. MOVING OVER TO THE 50/50 SCENARIO, IT'S MITIGATED SOMEWHAT. WE GET MORE MONEY IN LAND SALES UP FRONT, BUT WE STILL HAVE TO ISSUE TWICE AS MUCH IN T.I.F. BONDS. WE STILL HAVE TO ISSUE A SIGNIFICANT AMOUNT OF LEASE BONDS. AND WE HAVE TO REQUIRE ON ABOUT A THREE-FOLD CONTRIBUTION FROM THE DEVELOPER AS OPPOSED TO UNDER THE SALES SCENARIO. AND WE ARE STILL NOT DONE AT THAT POINT. WE STILL NEED A CONTRIBUTION FROM THE GENERAL FUND. IT WOULD BE A SMALLER CONTRIBUTION, BUT IT WOULD STILL BE A SIGNIFICANT CONTRIBUTION. AND SO A COUPLE OF OTHER THINGS I WANT TO POINT OUT IS THAT UNDER THOSE -- UNDER THE LEASE AND THE 50/50 SCENARIO, THE OTHER PROBLEMS WITH THOSE IS THAT THE DEVELOPER DOES NOT BEGIN TO GET A PAYBACK ON HIS FINANCING THAT HE HAS PUT IN THE PROJECT UNTIL THE YEAR 2025. ADDITIONALLY, THE LEASE BONDS ARE NOT PAID OFF UNTIL 2045. SO THE CITY WILL NOT RECEIVE ANY REVENUE FROM

LEASING ANY OF THE LAND OUT THERE THAT IT CAN USE UNTIL 2046. AT THE EARLIEST. SO OUR RECOMMENDATION IS THAT MUELLER, THE LAND AT MUELLER SHOULD BE SOLD RATHER THAN LEASED. WE BELIEVE THAT THE IMPLEMENTATION OF THE MASTER PLAN, AS SUE DESCRIBED IT, IS NOT FEASIBLE UNDER ANY OTHER SCENARIO OTHER THAN A SALE SCENARIO. IT'S NOT ECONOMICALLY FEASIBLE UNDER THE LEASING SCENARIO WITHOUT SUBSTANTIAL SUBSIDIES FROM THE GENERAL FUND AND WITHOUT MAXIMIZING OUR BOND CAPACITY. THE SALE PROVIDES A TRADITIONAL STRUCTURE THAT WILL FACILITATE ONGOING DEVELOPMENT OUT THERE, PROVIDES MORE CERTAINTY TO THOSE WHO WILL BE ACTUALLY DOING THE BUILDING THE HOUSES AND BUILDING THE COMMERCIAL PROPERTY. AND THEN ONE FURTHER POINT IS THAT UNDER A LEASING SCENARIO, AND WE DID NOT INCLUDE THESE COSTS IN ANY OF THE INFORMATION THAT YOU'VE JUST SEEN, BUT UNDER A LEASING SCENARIO, THAT WOULD ENTAIL VERY EXPENSIVE, VERY EXTENSIVE AND EXPENSIVE AND COMPLEX ONGOING CITY RESPONSIBILITIES. A LOT OF MONITORING AND A LOT OF MAINTENANCE. SO WE WOULD ESSENTIALLY HAVE TO CREATE A NEW CITY DEPARTMENT TO ADMINISTER ALL THESE LEASES. COUNCIL, THAT CONCLUDES OUR PRESENTATION UNLESS YOU HAVE QUESTIONS.

Mayor Wynn: QUESTIONS FOR STAFF, COUNCIL? IF NOT, I WOULD RECOMMEND WE GO STRAIGHT TO OUR PUBLIC HEARING. WE HAVE A HANDFUL OF FOLKS SIGNED UP WISHING TO SPEAK. THE FIRST IS MARY LEHMAN. AND A HANDFUL OF FOLKS WERE OFFERING TO DONATE TIME TO YOU. IS RICHARD TROXELL HERE?

[INAUDIBLE]

Mayor Wynn: OUR RULES ARE THAT FOLKS HAVE TO BE PRESENT IN THE CHAMBERS TO DONATE TIME. RICHARD TROXELL? HOW ABOUT JULIE ADAMS. HELLO, JULIE. WE WILL KOFPL. AND JONATHAN AVERY WRIGHT. HELLO. SO MARY, WILL YOU HAVE UP TO NINE MINUTES IF YOU NEED THEM. USE THE MICROPHONE, PLEASE, MARY. THERE'S A HAND-HELD OVER HERE.

OKAY. AND SHE REMINDED ME THAT BECAUSE OF CERTAIN CONFIDENT A LITTLE IN THE MIDST OF NEGOTIATIONS, WE WILL NEVER KNOW THE ACTUAL FIGURES THAT WILL MAKE THE PUBLIC ABLE TO JUDGE WHETHER OR NOT YOU PEOPLE ARE MAKING THE RIGHT DECISION. SO IT SEEMS THAT THE THING THAT THE PUBLIC CAN DO IS MAKE SURE THAT THE PEOPLE WHO ARE GETTING THE FIGURES, NAMELY THE CITY COUNCIL, ARE GETTING THEM FROM THE CITY STAFF. AND SO MY REVIEW TAKES THE FORM, FIRST OF ALL, OF ASKING WHAT KINDS OF THINGS YOU MAY HAVE ASKED THE CITY STAFF THAT WE DON'T FIND ON THEIR PRESENTATION AND HAVE BEEN OMITTED. FIRST, I GUESS THESE MAPS OR CHARTS HERE -- CAN YOU ALL SEE IT? THERE IS A -- EVIDENCE THAT, YES, THE PROJECT IS PAYING FOR ITSELF. GREAT MATCH. BUT IN FACT, THE CITY IS GETTING REIMBURSED FOR THE INFRASTRUCTURE IT PUT DOWN TO MAKE THE DEVELOPER'S LAND MORE VALUABLE. LIKE THE FARMER, AGAIN, WHO WANTS HIS LAND PLOWED SO HE GETS IT PLOWED, AND TO PAY FOR IT HE SELLS THE LAND. THIS DOESN'T MAKE SENSE, AS I SAID BEFORE, UNLESS YOU SELL THE LAND FOR A VASTLY INCREASED AMOUNT. I SENT THE VIDEO FED EX TO A VERY PROMINENT APPRAISER AND THE ASSESSOR OF GREENWICH, COULDEN CONNECTICUT, AND HERE'S WHAT HE SAID. I PRESUME THAT THE CITY SHOULD MAKE MILLIONS FROM THE LAND SALE IN ADDITION TO RECOVERING ITS SHARE OF INFRASTRUCTURE COSTS. THAT WOULD SEEM A SAFE ASSUMPTION. BECAUSE YOU ARE NOT GOING SIMPLY REIMBURSE YOURSELF FOR MAKING THE CITY LAND MORE VALUABLE TO THE DEVELOPER. AND THEN HE TOOK A LOOK AT THIS CHART. NOW, THAT ISN'T THE -- THAT IS A MISMATCH, BUT NOT AS MUCH AS YOU WOULD THINK. BUT THE SIGNIFICANT THING, AND I THINK JUST BECAUSE NOBODY CAN SEE IT, LOOK AT THE REVENUE THAT COMES IN TO THE CITY YEAR AFTER YEAR. UNMISTAKABLY, AND THAT'S WHAT THE CITY COUNCIL WOULD BE VOTING OUT IF IT SELLS ALL OF MUELLER. OKAY, NOW, WHAT BOTHERED THE CITY STAFF WAS THE FACT THAT THIS DIPS DOWN. WELL, ANOTHER QUESTION I WOULD ASK THE CITY COUNCIL IS HAVE YOU ASKED THE CITY STAFF WHY THEY LEFT OUT SELLING LEASES. YOU DON'T HAVE NO JUST SELL LAND. YOU CAN ALSO SELL LEASES. AND YOU CAN ALSO SELL DEVELOPMENT RIGHTS. AND IN FACT -- ANY CHANCE

OF A GLASS OF WATER? I'M SORRY.

Mayor Wynn: HAVE SOME HERE, MARY.

ANYWAY, THE -- OH, THANK YOU. THANK YOU VERY MUCH. THE C.S.C. BUILDING WAS IN FACT A SOLD LEASE, AND YOU DID HAVE MONEY UP FRONT. SO HAVE YOU ASKED THE CITY STAFF WHY THEY LEFT THAT ADVANCED CASH ON THE BARREL IN FRONT OUT? DO YOU REMEMBER READING ABOUT HONG KONG AND SINGAPORE, THE TWO MOST SUCCESSFUL URBAN COMMERCE IN THE WORLD? THAT'S HOW THEY RUN THEIR CITY ON LEASE -- SOLD LEASES. AND THEY HAVE, INCIDENTALLY, AN AFFORDABLE HOUSING RATE THAT WOULD BE THE ENVY OF ANY TOWN. SO WE WANT TO SAY THAT THIS GAP, THIS MISMATCH MAY NOT BE AS BAD AS IT LOOKS. AND AS I SAY, NOTICE THE REVENUE THAT YOU WOULD BE MISSING IF YOU ARE WRONG ABOUT HOW FAR AND HOW MUCH YOU HAVE TO FINANCE AT THE CRITICAL POINT OF HIGH EXPENSES. AND AGAIN, IF YOU JUST SOLD THE DEVELOPMENT RIGHTS, YOU COULD DO THAT VERY SIMPLY. THAT IS NOT COMPLICATED. THE DEVELOPER WOULD HIT THE VERTICALS, AS THEY SAY IN THE TRADE. SO THIS IS ANOTHER IMPORTANT QUESTION. AND FINALLY, IN THE TIME LEFT, HAVE YOU ASKED THE CITY STAFF WHY THEY LEFT OUT ENTERPRISE FUNDS? YOU SEE FROM THIS THAT THE RESULT IS MONEY COMES IN TO THE CITY GENERAL FUND EVERY YEAR. LOOK AGAIN. SO THE NORMAL SETUP FOR THAT IS AN ENTERPRISE FUND, JUST LIKE AUSTIN ENERGY, JUST LIKE BERGSTROM AIRPORT. AND SO IT MEANS THAT THE WORRIES ABOUT THE CITY'S RESPONSIBILITY FOR MANAGING ALL THIS STUFF IS REALLY EXAGGERATED IN FACT, NON-EXISTENT. BECAUSE THE CITY DOES NOT KNOW HOW TO RUN A POWER STATION. IT DOES NOT KNOW HOW TO RUN AN AIRPORT TERMINAL. BUT IT OWNS AUSTIN ENERGY AND IT OWNS BERGSTROM. SO THESE ASSUMPTIONS YOU SHOULD ASK THE CITY STAFF GET THE ANSWERS BEFORE YOU MAKE A DECISION. OKAY, SO WHAT ARE YOU GOING TO DO? YOU ARE UP AGAINST IT, YOU ARE UNDER GREAT PRESSURE TO SELL AND PEOPLE HAVE BEEN WORKING ON THIS AND LIKING TO GET SOMETHING HAPPENING, SO WE SUGGEST A KIND OF MAYBE COMPROMISE. NO, IT'S PRUDENT. AND THAT WOULD BE TO DO IT BY PHASE. MAKE YOUR DECISIONS WHETHER TO

LEASE OR TO SELL BY PHASES. THAT WAY YOU MIGHT DECIDE ON LEASING ONE OF THOSE PHASES AND YOU COULD SEE HOW IT WORKS SO YOU ARE NOT REALLY TAKING HUGE RISKS BY COMMITTING YOURSELF ALL THE WAY TO ONE OR ALL THE WAY TO THE OTHER. THAT'S WHAT WE THINK MIGHT BE A PRUDENT PLAN. THAT -- I DIDN'T KNOW I HAD SO MUCH TIME.

Mayor Wynn: ANOTHER MINUTE, 57 SECONDS.

70 SECONDS?

Mayor Wynn: A MINUTE 50. >>..... A MINUTE AND 50?

Mayor Wynn: YES.

WELL, THIS SAYS KEEP THE LAND. DON'T SELL MUELLER SHORT.

Mayor Wynn: OF COURSE, YOU DON'T HAVE TO USE ALL MINUTE AND 50 OF IT.

WHAT DID HE SAY?

Mayor Wynn: SORRY. [LAUGHTER]

ANYWAY, I HOPE YOU WILL REALLY CONSIDER THIS. I THINK THIS IS A KIND OF WAY OUT WHEN YOU ARE SORT OF WHAT THEY CALL AT THE THIN END OF THE WEDGE. AND WE, BY THE WAY, TOTALLY ENFORCE TKO RS THE LAND USE PLAN. WE SEE NO REASON THAT CAN'T FLOURISH AND BE IMPLEMENTED TO THE HILT WITH -- UNDER LEASES. SO I WOULD SAY THAT ALL THAT YOU SAW THAT SUE EDWARDS SHOWED YOU WE THINK IS GREAT AND WE THINK THAT LEASING COULD SUPPORT THAT VERY, VERY WELL. AND ESPECIALLY IF YOU TRY IT ONE PHASE. SEE WHAT HAPPENS. SEE IF ALL THAT REVENUE BECOMES -- CAN BE DEVOTED TO BETTER AND BETTER BUILDINGS, BETTER WALKS, BETTER SERVICES. AND ALSO, FINALLY, I'LL SAY THAT THE LEASE RETURN CAN BE BY PHASES JUST AS WELL AS SELLING. IN OTHER WORDS, YOU DON'T WAIT UNTIL 20 YEARS -- WHAT WAS IT, 2045 UNTIL LEASE MONEY COMES IN? IT WILL COME IN A LOT SOONER. SO I BELIEVE THIS WAS AN OVERSTATED,

EX ING..... EXAGGERATE DIFFICULTY AND I BELIEVE YOU WOULD BENEFIT GREATLY BY NOT COMMITTING TOTAL THROEU SELLING OR TOTALLY TO LEASING, BUT TRYING PHASE BY PHASE AND SEEING HOW WELL LEASING WILL WORK. THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU, MARY. [APPLAUSE]

Mayor Wynn: MR. ROBERT SINGLETON, WELCOME, SIR. IS KAREN HADEN HERE? HOW ABOUT BRANDY CLARK? HOW ABOUT ROGER BAKER. ROBERT, WILL YOU HAVE SIX MINUTES.

NO PROBLEM. I CONSIDERED DOING MY PRESENTATION IN POWER POINT, BUT AS I'VE BEEN FORCEFULLY REMAINED A BAD IDEA IS STILL A BAD IDEA EVEN WHEN IT'S BLOWN UP TO WALL SIZE. I WANT TO START BY EXPRESS TO GO COUNCIL HOW FRUSTRATING THIS PROCESS IS AND I KNOW YOU KNOW THIS TOO, BUT IT IS JUST SO HARD TO DEAL WITH A PROPOSAL WHERE SO MANY OF THE NUMBERS CAN'T BE REVEALED. ALL HAVE YOU IN THIS PROPOSAL IS ALGEBRA NUMBERS, $4X$, $3X$ AND WE DON'T KNOW WHAT X IS. I TOLD A STORY ABOUT MY SISTER WANTING A DOG AND WANT AGO SWIMMING POOL. WHEN I WAS 6 AND MY SISTER WAS 4, WE REALLY WANTED A POOL AND MY FATHER TOLD US WE COULDN'T AFFORD IT, BUT AT LEAST HE WAS A LITTLE MORE STRAIGHTFORWARD THAN THE CITY HAS BEEN ON IT. HE NEVER SUGGESTED SELLING THE BACKYARD FOR LESS THAN THE VALUE OF THE POOL AND THEN BORROWING THE DIFFERENCE TO COMPLETE A POOL FOR THE BENEFIT OF THE DEVELOPER. AND THEN POSSIBLY THE WORST ASSUMPTION IN ALL OF THE STAFF PRESENTATION, HE NEVER SUGGESTED THAT WE COULD BORROW ANY OTHER MONEY WE NEEDED AT 20% FROM THE DEVELOPER AND THAT THAT WAS INDUSTRY STANDARD. I WANT TO KNOW WHAT LOAN INDUSTRY. LOAN SHARKING? I WANTED TO GO THROUGH EACH OF THE SLIDES IN THE PRESENTATION AS PRESENTED TO CITY'S WEBSITE, BUT SINCE JIM WASN'T HERE TONIGHT, I'M GOING TO BE REFERRING TO SLIDES THAT WEREN'T IN YOUR PRESENTATION, BUT I'M SURE YOU REMEMBER THEM AND I'M GOING TO REFER TO THEM BY THE PAGE NUMBER ON THE CITY WEBSITE. [ONE MOMENT,

PLEASE, FOR CHANGE IN CAPTIONERS]

IF THEY HAD ASKED US, WE WOULD HAVE CORRECTED THEM ABOUT THINGS THEY WERE DOING WRONG IN SETTING UP THE PROPOSALS FOR LEASING. SLIDE 3 ALSO REFERS TO THE ADVANTAGE OF SALE AS NO ONGOING CITY RESPONSIBILITIES. THIS IS RIDICULOUS T CONTRADICTS WHAT IT SAYS BELOW ABOUT CITY CONTROL THROUGH ORDINANCE AND RECORDED COVENANTS. THE CITY WILL STILL HAVE RESPONSIBILITIES EVEN IF IT SELLS THE LAND. THEY'LL HAVE ANOTHER LAYER OF CONTROL IF THEY LEASE THE LAND, HOWEVER, WHICH IS THE POWER OF EVICTION. IF A TENANT IS NOT FULFILLING THE TERM OF THE CONTRACT, WE DON'T HAVE TO SUE THEM UNDER THE CCNR'S OR THE ZONING, WE CAN SIMPLY SAY YOU VIOLATED THE TERM OF YOUR LEASE, YOU'RE OUT OF HERE, WE'LL GET SOMEBODY ELSE. THAT LEVEL OF CONTROL IS ADDED WHEN YOU'VE GOT THE LEASE BECAUSE YOU HAVE THE POWER OF FORECLOSURE AND EVICTION. SLIDE 5, LEASING IS A NON-TRADITIONAL STRUCTURE. IT IS -- IT IS LESS TYPICAL, BUT THE STATE SEEMS TO HAVE NO PROBLEM OVERCOMING THESE PROBLEMS. THEY'RE GETTING LEASE CERTIFIES FOR THEIR PROPERTIES. AS FOR THE STRONG SOCIAL PREFERENCE FOR OWNING LAND ON WHICH YOU BUILT A HOME OR WERE LEASING LAND, ANYBODY HERE EVER RENT A CAR? ANYBODY IN HERE LEASE A CAR? I PICKED THE WRONG AUDIENCE FOR IT. BUT 20 YEARS AGO NOBODY LEASED A CAR. THERE WAS AN ABSOLUTE SOCIAL PREFERENCE FOR BUYING A CAR. NOWADAYS A LOT OF PEOPLE LEASE A CAR BECAUSE THEY FIND IT'S MORE -- IT MORE MEETS THEIR NEEDS. WE THINK THE SAME THING WITH HAPPEN WITH ALLOWS HOUSING AT MUELLER IF IT'S LEASED. PEOPLE WON'T HAVE TO PAY THE COST FOR THE LAND. THEY WILL HAVE TO PAY THE COST FOR THE VERT CELZ AND THEY WILL HAVE A LEASE THAT WILL LAST FOR PEARD OF TIME. SO WE THINK WE WILL GET A LOT OF PEOPLE WHO WOULDN'T OTHERWISE BE IN A POSITION TO BUY A HOME, WHO WILL BUY A HOME ON LEASED LAND ON MUELLER BECAUSE IT'S CHEAPER AND TO THEIR ADVANTAGE. SLIDE 7 IS WHERE THE PROBLEMS REALLY START TO COME INTO THIS PRESENTATION. STAFF ONLY LOOKED AT THREE SCENARIOS. ALL LEASE, ALL SALE AND

50/50. WHAT IF THE PROPER NUMBER TO MAKE THIS PROJECT WORK WITH SELLING SOME LEASES AND USING SOME OTHER CREATIVE MEASURES IS 60/40 OR 70/30 OF SALE AND LEASE. BUT THEY SAID THAT COUNCIL DIRECTED THEM ONLY TO PREPARE THESE THREE OPTIONS. I HAVE LESS THAN A MINUTE LEFT, SO I MAY HAVE TO SIMPLY CONCLUDE. OH, LET'S GO TO SLIDE 12 BECAUSE THAT'S AN INTERESTING ONE. THIS WAS THE ONE WHERE ALL THE NUMBERS ARE AL GENTLEMAN BRAYIC. THESE ARE THE KNOBS THAT ARE IN THIS PROJECT. IT WILL REQUIRE FOUR TIMES THE NUMBER OF -- AMOUNT OF DEVELOPER LOANS UNDER LEASING OPTION AS OF SALE. WELL, IF THAT'S FOUR TIMES A BUCK AND A QUARTER, THEN IT'S SOMETHING WE CAN HANDLE. BUT BECAUSE OF THE CONFIDENTIALITY, WE CAN'T KNOW WHAT THE DIFFERENCE IS. AT LEAST, SINCE ALL OF THESE ARE ALGEBRAIC, AT LEAST YOU DIDN'T PUT IN A WORD PROBLEM, TWO PEOPLE GET ON A COMMUTER RAIL STATION AND TRAVEL SOUTH FOR A NUMBER OF MINUTES EQUAL TO THE NUMBER OF YEARS IT WILL TAKE TO PAY OFF THE MUELLER BONDS, ETCETERA, ETCETERA. BUT WHAT I'M SAYING IS YOU HAVEN'T REALLY PRESENTED US. [BUZZER SOUNDS] WE HAVE OPTIONS FOR LEASING THAT ARE SIGNIFICANTLY DIFFERENT THAN THE ASSUMPTIONS THAT STAFF USED. WHAT WE WOULD RECOMMEND IS YOU NOT MAKE A DECISION TONIGHT, ASK ANY QUESTIONS YOU HAVE, ASK STAFF TO GO BACK AND USE OUR ASSUMPTIONS FOR HOW LEASE WOULD BE STRUCTURED AND SEE IF THIS PROJECT MAKES MORE SENSE. WE CAN BE MORE DETAILED ABOUT THOSE, BUT I'VE RUN OUT OF TIME, BUT YOU REALLY HAVEN'T GOTTEN THE INFORMATION YOU NEED TO MAKE AN INFORMED DECISION ON SALE AND LEASE BECAUSE OF THE NATURE OF THE ASSUMPTIONS THAT WENT INTO THIS PLAN. [APPLAUSE]

Mayor Wynn: THANK YOU, MR. SINGLETON. LET'S SEE. BO McCARVER SIGNED UP NOT WISHING TO SPEAK, IN FAVOR. PROVIDING THE DEVELOPERS ADHERE TO THE MASTER PLAN AND PROVIDE HOUSE FOG NEEDY FAMILIES. MR. GREG WEAVER, WHO WILL BE FOLLOWED BY JIM WALKER. AND GREG, IT LOOKS LIKE SOME FOLKS HAVE OFFERED TO DONATE TIME TO YOU. DAVE SHAW, IS DAVE HERE? HELLO, DAVE. AND CAREY SAENZ. >>...YOU HAVENINE MINUTES.

THANK YOU FOR THE DONATION. MAYOR, CITY COUNCIL AND CITY MANAGER, I'M HERE TONIGHT REALLY AS A RESOURCE TO YOU TO ANSWER QUESTIONS. AND TO REALLY ADDRESS A LOT OF PROBABLY THE CONCERNS ABOUT, I WOULD SAY, CONTROL AND A LOT OF THINGS THAT YOU'RE ALL GOING TO HAVE AN OPPORTUNITY TO AFTER TONIGHT AND BEFORE THE MASTER DEVELOPMENT AGREEMENT IS SIGNED TO REVIEW AND HAVE YOUR HANDS ON. AND FIRST LET'S TALK A LITTLE ABOUT CATELLUS DEVELOPMENT CORPORATION. GOING TWO AND A HALF YEARS AGO WHEN YOU LOOKED AT A MASTER DEVELOPER, YOU WENT AND LOOKED FOR SOMEBODY NATIONWIDE AND SOMEBODY THAT YOU INTERVIEWED MANY DIFFERENT CITIES, MANY DIFFERENT MAYORS, MANY COUNCILMEMBERS. AND I HAVE STAFF GO AND REALLY DO THEIR DUE DILIGENCE. AND ONE OF THE THINGS, AND I'M PATTING MYSELF ON THE BACK, SO TAKE IT FOR WHAT IT'S WORTH. ONE OF THE THINGS I FOUND OUT WITH CATELLUS DEVELOPMENT IS THAT WE'RE NOT A DEVELOPER THAT JUST COMES IN, DOES OUR DEAL AND LEAVES TOWN. WE ARE A PARTNER, A COMMUNITY PARTNER AT THE VERY BEGINNING, ALL THE WAY THROUGH THE VERY END. AND WE LIKE TO CREATE NEIGHBORHOODS THAT FIT WITHIN AND BECOME A PART OF THE FABRIC OF THE SOCIETY. AND THAT'S SOMETHING THAT ALTHOUGH IT'S BEEN TWO, TWO AND A HALF YEARS AGO, IT WAS ONE OF THE KEY POINTS WHEN CATELLUS DEVELOPMENT CAME ON BOARD. AND I'D JUST LIKE TO RECOMMIT TO ALL OF THAT TODAY AND HOPEFULLY FROM MANY COMMUNITY MEMBERS, WHETHER IT'S BEEN ON TRANSPORTATION ISSUES, AFFORDABLE HOUSING ISSUES,, TO THE MASTER PLAN, THAT'S ALL SOMETHING WE COMMITTED TO TWO AND A HALF YEARS AGO. AND TONIGHT I RECOMMIT TO THAT. AND WITH ALL THAT SAID, TONIGHT YOU'RE NOT VOTING ON THAT, YOU'RE VOTING ON PROCEEDING FORWARD WITH THE NEGOTIATIONS AS THEY'RE GOING. THE DAY ONE ASSUMPTION THAT WE HAD IN THE BUSINESS PLAN FOR FINANCING REASONS WAS A SALE. IT WAS IN OUR BUSINESS PLAN TWO AND A HALF YEARS AGO AND IT'S THE WAY WE'VE BEEN PROCEEDING. AND FOR THE PLAIN AND SIMPLE REASON, AND I'M GOING TO USE A METAPHOR OF A CHRISTMAS TREE IN A SECOND, BUT IT'S FINANCING. YOU HAVE CITY STAFF GOING HIRE NATIONALLY REKNOWNED

FINANCE PEOPLE WHO ADVISE CITIES, COUNTIES, GOVERNMENTS THROUGHOUT THE UNITED STATES AND ACTUALLY INTERNATIONALLY ON WAYS AND MAKING PROJECTS OF THIS SCALE, THIS MAGNITUDE HAPPEN. AND THE COUNCIL. TWO YEARS AGO WE SAW THAT IT TOOK THE SALE TO FINANCE THE PROJECT. YOUR CITY STAFF HAS GONE AND DONE THE ADDITIONAL DUE DILIGENCE AND THE HOMEWORK WITH THE ADVISORS AND THEY'VE COME BACK AND RECONFIRMED THAT. AND THROUGHOUT THE UNITED STATES ON PROJECTS WE DO SUCH AS THIS, THIS IS THE WAY THAT IT TYPICALLY HAPPENS. NOW THE METAPHOR OF THE CHRISTMAS TREE. WHAT DO YOU GET WITH A SALE? THE SALE GIVES YOU THE FUNDS TO CREATE THE BASE OF THE CHRISTMAS TREE. THE STAND OF THE CHRISTMAS TREE. WHAT'S THE STAND OF THE INFRASTRUCTURE? IT'S THE UTILITIES, THE ROADS. IT'S ALL THE FOUNDATIONS OF THIS MASTER PLAN THAT WE'RE TALKING ABOUT. AND WHAT DO YOU GET, WHAT'S THE TREE, WHAT DO YOU PUT IN THE STAND THAT YOU HOLD UP? IT'S THE MASTER PLAN. IT'S THE PARKS, IT'S THE MIXED INCOME, IT'S THE UNIQUE QUALITY AND THE NATURE OF THE NEW URBANISM COMMUNITY, ONE THAT WILL BE TOUTED NATIONALLY AND INTERNATIONALLY. THAT'S WHAT THE TREE IS. BUT THE GREATEST THING ABOUT THIS AND ONE OF THE CHALLENGES OF THIS IS ALL THE ORNAMENTS THAT GO ON THE CHRISTMAS TREE. AND THOSE ARE THE AFFORDABLE HOUSING. OR THAT MINORITY AND WOMEN OWNED BUSINESS ENTERPRISE NOT ONLY HAVE CONSTRUCTION AND DESIGN, BUT IN RECRUITING THEY HAVE DEVELOPERS COME IN AND BUSINESSES COME IN. YOU GET 145 ACRES OF NEW CITY PARKS. AND THE POINT THAT I MAKE WITH ALL OF THIS ON THE CHRISTMAS TREE METAPHOR IS THAT IT'S NOT IT'S VERY EXPENSIVE TO DO THAT. IT TAKES A LOT OF UP FRONT MONEY TO CREATE THE STAND TO START BUILDING THE CHRISTMAS TREE AND GETTING THE METAPHORS -- GETTING THE ORNAMENTS. SO WITH ALL THAT SAID, WHAT YOU'RE VOTING ON TONIGHT IS ALLOWING US TO PROCEED ON THE NEGOTIATION WITH FROM WHAT WE'VE DONE AROUND THE COUNTRY AS AN EXAMPLE, WHAT THE CITY STAFF AND THEIR WONDERFUL ADVISORS HAVE COME UP AND SEEN IS THE WAY TO MAKE IT HAPPEN. YOU'RE NOT RELINQUISHING ANY CONTROL ON ISSUES LIKE AFFORDABLE HOUSING, LIKE MINORITY AND

WOMEN AND BUSINESS OWNED ENTERPRISE, LIKE THE DESIGN AND THE CONCEPT. YOU'RE NOT GIVING UP ANY CONTROL. YOU'RE GOING TO BE SEEING ALL THOSE ISSUES NOT ONLY IN THE ESSENTIAL TERMS THAT YOU'RE GOING TO BE VOTING ON HOPEFULLY IN JUNE AND THEN TO MAKE SURE EVERYTHING FROM THE ESSENTIAL TERMS IS IN A WRITTEN AGREEMENT, YOU'RE GOING TO GET THE MASTER DEVELOPMENT AGREEMENT. SO TONIGHT YOU LO US TO PROCEED FORWARD ON A BASIS THAT WE'VE LOOKED AT IT FOR TWO YEARS, THE WAY YOUR STAFF HAS RECOMMENDED IT. YOU CAN ALLOW THAT TO HAPPEN TO MOVE THE PROJECT ALONG. IN THE NEXT THREE MONTHS YOU'RE GOING TO BE LOOKING AT EVERY MECHANISM OF CONTROL FOR ALL THESE WONDERFUL THINGS IN THIS GREAT NEW URBANIST COMMUNITY, AND SO I JUST ASK YOU AND URGE YOU TONIGHT TO LET THE PROJECT MOVE FORWARD. IT'S 20 YEARS IN THE MAKING. WE'VE BEEN INVOLVED TWO AND A HALF YEARS NOW. MANY COMMUNITY MEMBERS HAVE BEEN INVOLVED IN THE PAST 20 YEARS. AND WE WANT IT JUST AS MUCH AS I THINK MANY PEOPLE HERE WANT IT. AND SO I ASK YOU FOR YOUR SUPPORT. AGAIN, I'M AVAILABLE FOR QUESTIONS, COMMENTS, AND I WANT TO MAKE SURE THAT YOU FEEL COMFORTABLE WITH WHERE WE'RE GOING, WHAT WE'RE DOING AND ALL THESE WONDERFUL THINGS THAT THE CITY WILL GET AT THE END OF THE DAY. THANK YOU.

Mayor Wynn: THANK YOU, MR. WEAVER. NEXT SPEAKER IS MR. JIM WALKER. I CALLED JIM EARLIER. WELCOME, JIM. AND I SEE SOME FOLKS -- IS STEPHEN SHOESTER HERE?

HE HAD TO LEAVE.

Mayor Wynn: ANDREW CLEMENTS?

HAD TO LEAVE.

I ONLY GET THREE?

Mayor Wynn: UNLESS MAYBE RICK WANTS TO DONATE THREE OF HIS TIME? ANYBODY WANT TO DONATE?

[INAUDIBLE - NO MIC].

GO AHEAD.

Mayor Wynn: THERE MIGHT BE SOME QUESTIONS YOUR WAY, JIM. WELCOME.

FAIR ENOUGH. MY NAME IS JIM WALKER, I'M THE CHAIR OF THE ROBERT MUELLER AIRPORT PLAN ADVISORY COMMISSION. I'D LIKE TO COMMUNICATE TO YOU FIRST THE RESOLUTION THAT THE COMMISSION MADE TWO NIGHTS AGO AFTER RECEIVING THAT PRESENTATION. AND IT WAS THAT ON YOUR ITEM 27 TONIGHT. OUR RECOMMENDATION IS THAT YOU NEED TO TAKE WHATEVER ACTION IS NECESSARY BASED ON YOUR HAVING ACCESS TO ADDITIONAL ECONOMIC INFORMATION ON SALE AND LEASE IN ORDER TO GET THE REDEVELOPMENT STARTED. AND I'LL REMAIN HERE, OF COURSE, TO ANSWER QUESTIONS AS A RESOUR AS THE CHAIR OF THE COMMISSION. SOMETHING THAT'S INTERESTING TO NOTE HERE IS THAT EVERYBODY THAT GETS UP AND TALKS, INCLUDING ROBERT AND MARY, ARE SUPPORTIVE OF THE GOALS AND OF THE MASTER PLAN ITSELF. AND I THINK THAT IN AND OF ITSELF IS A POSITIVE THING. WITHIN THAT ALL THE CONCERNS THAT ARE BEING WRAPPED UP IN THE CONTEST OF SALE AND LEASE HAVE BEEN DISCUSSED FOR YEARS. THERE'S NOTHING NEW WE'RE HEARING HERE. IN FACT, ADVOCATES TO KEEP THE LAND HAVE BEEN AIRING THEIR CONCERNS FOR AT LEAST THE LAST THREE YEARS. PEOPLE'S VOICES HAVE BEEN HEARD AND THEY ARE BEING RESPONDED TO. YOU'RE SO CLOSE NOW TO GETTING THIS THING DONE THAT YOU SIMPLY -- I'VE BEEN WORKING ON THIS FOR THE LAST EIGHT YEARS INTENSELY. YOU CAN'T DELAY THIS RIGHT NOW AND REOPEN THIS ENTIRE PROCESS. LEASING JUST FOR THE SAKE OF LEASING SEEMS TO ME TO BE VERY NARROW WHEN YOU LOOK AT THIS ENTIRE MASTER PLAN. THE STAFF RECOMMENDATION THAT YOU ALL ARE GETTING, REDEVELOPMENT PAYS FOR ITSELF. OKAY. THE PUBLIC-PRIVATE FINANCING THING WORKS UNDER THE STAFF RECOMMENDATION. THERE'S NO NEED TO TRANSFER MONEY FROM THE GENERAL FUND. THAT IS A HUGE DEAL RIGHT NOW. AND I THINK IT WOULD BE A REALLY POSITIVE EXAMPLE. ALL OF THE AMENITIES, GREG'S CHRISTMAS TREE

THAT MAKE MUELLER UNIQUE, IS SUCH AN OPPORTUNITY FOR A DENSE MIXED USE, TRANSIT ORIENTED NEIGHBORHOOD SUPPORTED, NEIGHBORHOOD SUPPORTED DEVELOPMENT CAN GET UNDERWAY IF YOU HAVE TO PROCEED TONIGHT. EVEN WITHIN THE SELLING OPTION THERE HAS BEEN -- WE'RE TALKING ABOUT PROVISIONS FOR SELECTIVE USE OF LEASING WHERE IT IS MOST APPROPRIATE EXCEPT FOR AFFORDABLE HOUSING, WHICH IS SOMETHING THAT BO McCARVER MENTIONED EARLIER. ALL THAT WILL BE IN THE MASTER DEVELOPMENT AGREEMENT THAT GREG MENTIONED, AS YOU WILL SEE, AS WILL THE COMMUNITY CONTROL. THE CLOCK MAKES ME NERVOUS. THERE'S A LOT OF WAYS TO ACHIEVE COMMUNITY CONTROL. LEASING DOESN'T GUARANTEE YOU MORE COMMUNITY CONTROL THAN WE WOULD HAVE OTHERWISE. WE'RE GOING TO HAVE -- COMMUNITY WILL HAVE TO BE AROUND WATCHING THIS THING, AND THAT'S FINE. AND THAT'S EXPECTED. AND I'M GOOD WITH THAT. YOU'RE GOING TO SEE DETAILS IN THE MDA ABOUT WHAT WE'RE THINKING ABOUT COMMUNITY MANAGEMENT AND COMMUNITY INVOLVEMENT IN THE ONGOING DEVELOPMENT. BUT THE IMPORTANT THING I WANT TO COME BACK TO IS TIMELY REDEVELOPMENT OF RMMA. WE'RE ALL TIRED OF TALKING ABOUT IT, WE WANT TO START SEEING. THE ENTIRE COMMUNITY NEEDS YOU, THIS COUNCIL, TO KEEP THIS MOVING FORWARD. NOT JUST THE MUELLER NEIGHBORHOOD, THE ENTIRE CITY NEED YOU TO KEEP THIS MOVING FORWARD. IT'S A GREAT MASTER PLAN. YOU ALL HAVE WATCHED IT MATERIALIZE AND COME TO FRUITION AND I EARN COURAGE YOU TO VOTE IN FAVOR OF THE STAFF RECOMMENDATION. IF THERE ARE QUESTIONS NOW OR LATER, I WOULD BE HAPPY TO ANSWER THEM. THAT WAS QUICKER THAN I INTENDED TO TALK.

Mayor Wynn: THAT'S FINE. QUESTIONS FOR MR. WALKER? THANK YOU, MR. WALKER. AND FOR SERVING ON THE COMMISSION. AGAIN, SE SFEN SHOESSTER SIGNED UP IN FAVOR, AS DID ANDREW CLEMENS. COUNCIL, I APOLOGIZE, WE HAVE A SPECIAL REQUEST, SOMEBODY HAS TO CATCH TRANSPORTATION HERE IN A COUPLE OF MINUTES. IF MONICA JUAVO IS STILL IN THE ROOM, WE WOULD ACCEPT HER TESTIMONY TECHNICALLY ON ITEM NUMBER 35.

WELCOME. MONICA. YOU WILL HAVE THREE MINUTES. RIGHT THERE IS FINE TOO.

PLEASE, MAYOR, WHAT I WANT TO TELL YOU ABOUT HOUSING IS THAT (INDISCERNIBLE) THEY SAID THAT THEY ARE LEAVING AUSTIN. (INDISCERNIBLE) THEY ARE PUT IN A WAREHOUSE. THIS GROUP OF PEOPLE ARE (INDISCERNIBLE). IF I REMOVE MY -- FOR ME TO SHOW HOW MY BODY, THEY USE ELECTRICITY TO BE ABUSING ME, YOU KNOW THE PEOPLE WHO ARE DOING THIS. PEOPLE WHO ARE OUT FROM THIS WAR, PEOPLE WHO THINK THAT THE -- (INDISCERNIBLE). WHEN THEY KILL PEOPLE BEFORE THEY KILL SOMEBODY. I HAVE A LETTER. IF YOU LIKE, I GIVE IT TO YOU. I NEED FAIR HOUSING AND EQUALITY OPPORTUNITY. THE PEOPLE WHO MEN TALK ABOUT -- (INDISCERNIBLE) IS ZERO. I HAVE NO BRAIN AND THAT I HAVE A BRAIN PROBLEM. I DIDN'T DRINK, I DIDN'T SHOOT DRUGS. I WAS BORN IN A GROUP WHO HAS MEDICAL SPECIALTIES. I COME HERE AND I'M WALKING AND I HAVE INJURY ON THE JOB. AND THE FEDERAL GOVERNMENT IN WASHINGTON, D.C. DIAGNOSED ME, THEY PUT ME IN THE NUCLEAR MEDICINE AND NUCLEAR -- (INDISCERNIBLE). AND DIAGNOSED -- (INDISCERNIBLE). THAT THEY SHOULD PUT ME ON COMPENSATION. THEY SAID I DIDN'T DESTROY ME. IF IT DESTROY ME AND I'M -- I CAN'T HAVE -- USE MY LIMBS AGAIN, THEN THEY WILL PUT ME ON THIS COMPENSATION. WHEN I COME TO AUSTIN HERE, PEOPLE WHO -- (INDISCERNIBLE). USE AND GET MONEY FROM THE FEDERAL GOVERNMENT, PUT IN THE COMPUTER THAT I HAVE MENTAL PROBLEMS. BUT TODAY I'M NOT THE ONE WHO HAVE MENTAL PROBLEM. (INDISCERNIBLE). THEY DON'T ALLOW ME TO LIVE IN THE HOUSE. I'M TALKING TO YOU NOW. TOMORROW THEY DON'T SEE ME. I DIDN'T DIE. I DIDN'T TAKE POISON TO DIE BECAUSE THERE IS NOTHING TO DO TO ME THAT I WILL SAY I WILL DIE. I WILL NOT KILL MYSELF BECAUSE THE FEDERAL GOVERNMENT DIDN'T SAY I DO SOMETHING WRONG. IF THEY SAY I DO SOMETHING WRONG, THEY WILL SEND ME BACK TO WHERE I WAS BORN. THEY GIVE ALL MY ELIGIBILITIES TO THE STATE OF TEXAS. AND THE STATE OF TEXAS GIVE ME TO AUSTIN CITY. AND IF THEY DON'T WANT TO PROVIDE IT FOR ME, WHY SHOULD THEY COME TO MY HOUSE WHEN I'M SLEEPING AND WANT TO SUFFOCATE ME BECAUSE I HAVE DOUBLE AN GEO PLASTY. LET ME TELL THEM MY

DISABILITIES SO THAT -- (INDISCERNIBLE). YOU KNOW HOW THEY DO IT. I DON'T HAVE TO EXPLAIN IT. NOBODY KNOW IT. IF I REMOVE MY BODY, IT LOOKS LIKE I'M A LEPER. BRUISES ON MY BODY SO THAT -- (INDISCERNIBLE). THEY SUE ME TO COURT, I SAY LET'S GO AND JUDGE WHO IS GUILTY. THEY REFUSE TO GO TO COURT. I REPORT TO TENANT HOUSING. THE TENANT HOUSING. I DON'T KNOW THAT ALL OF THEM ARE DEMOCRATS AND INDEPENDENTS. NO REPUBLICANS HERE. THEY DON'T WANT TO TALK ABOUT IT. I REPORTED TO THE HUMAN RIGHTS. THEY DIDN'T WANT TO TALK ABOUT IT. THE FEDERAL GOVERNMENT WROTE ME ONE LETTER. THEY WANT TO -- (INDISCERNIBLE). THEY SAID THAT THEY HAVE ADVICE -- TO SEE ABOUT IT. FORTH WARD DON'T WANT TO SEE ABOUT IT. POLICE WHO ARE LINING UP HERE FOLLOWING ME -- (INDISCERNIBLE). [BUZZER SOUNDS] WHY DON'T THEY ARREST ME AND PUT ME IN JAIL? THEY TELL EVERYBODY THAT I'M CRAZY. THEM AND I, WHO IS CRAZY? PLEASE, THE COUNSELOR, THE MAYOR, TELL THEM TO ALLOW ME TO LIVE IN AUSTIN BECAUSE DEMOCRATS, INDEPENDENTS AND (INDISCERNIBLE) LIVE IN AUSTIN. IF THEY KILL ME I WILL GO TO GOD AND THEY WILL SEE WHAT WILL HAPPEN. BECAUSE ONE PERSON CAN MAKE A DIFFERENCE. TELL THEM LOOK AT THEM LYING OUT THERE. THAT'S WHY I COME TO YOU. (INDISCERNIBLE) I'M NOT A CROOK. I CROOK DOESN'T CELL.

Mayor Wynn: THANK YOU. I HOPE YOU ARE ABLE TO CONTACT YOUR RIDE.

Mayor Wynn: APPRECIATE EVERYBODY'S PATIENCE ON THAT TESTIMONY. OUR NEXT SPEAKER IS RICK (INDISCERNIBLE). WELCOME, RICK. YOU WILL BE FOLLOWED BY LARK ANTHONY.

MAYOR, MAYOR PRO TEM, COUNCILMEMBERS, I'M RICK (INDISCERNIBLE). I ALSO SERVE ON THE RMMA/PIAC, GET THAT OUT OF THE WAY. AND I'VE BEEN INVOLVED WITH THIS ISSUE FOR 20 YEARS NOW. HAVING BEEN INVOLVED WITH THE CARE PLAN, THE CREDIT SENZ FOR -- CITIZENS FOR AIRPORT RELOCATION. THE NEIGHBORHOODS AROUND THE AIRPORT, BACK WHEN THIS WAS THERE, GOT TOGETHER AND CREATED A PLAN IN ANTICIPATION OF THE AIRPORT LEAVING. THAT I THINK WAS PRETTY VISIONARY. AND WE

HAVE A NOBLE EXPERIMENT GOING ON HERE. AND I WILL ADMIT THAT THE LEASE VERSUS SALE ISSUE HAS NOT BEEN ONE THAT I HAVE BEEN OVERLY CONCERNED ABOUT. I THINK EVERYBODY AROUND THE AIRPORT AND THE NEIGHBORHOODS AND THAT'S INVOLVED WITH THIS ISSUE, I THINK THAT WE HAVE A REALLY GOOD PLAN, THEY WANT TO SEE IT GO FORWARD -- IT GO FORWARD. NORTHEAST AUSTIN HAS BEEN WITHOUT A LOT OF AMENITIES FOR A WHILE, AND WE WANT TO SEE SOME OF THESE THINGS START HAPPENING IN OUR AREA. WE'VE LOST RETAIL, RESTAURANTS TO THE SUBURBS AS TIME AS GONE ON. I'VE LIVED IN THAT NEIGHBORHOOD FOR 34 OF THE PAST 38 YEARS. AND WE'RE READY FOR SOME ACTION THERE. ANY DELAYS THAT MIGHT HAPPEN ON THIS, LEAVE OPEN THE POSSIBILITY OF US LOSING OUR MASTER DEVELOPER, OF THE STATE COMING BACK AND SEEING LAND THAT'S NOT BEING UTILIZED AND POSSIBLY GOING AFTER. SO I THINK IT'S TIME THAT WE MOVE FORWARD ON THIS PROJECT. AND YOUR THE COUNCIL THAT GETS TO DO THAT. YOU'VE GOT MORE INFORMATION THAN WE DO. YOU CAN -- IF YOU CAN MAKE LEASING WORK, I HAVE NO PROBLEMS WITH THAT, BUT I DO THINK IT'S TIME THAT THIS PROJECT GOES FORWARD. THANK YOU.

Mayor Wynn: THANK YOU. AND ALSO THANK YOU FOR SERVING ON OUR COMMISSION. MARK ANTHONY. WELCOME, MARK, YOU WILL HAVE THREE MINUTES. YOU'LL BE FOLLOWED BY JENNIFER GALE. WELCOME.

GOOD EVENING, MR. MAYOR AND MEMBERS OF THE CITY COUNCIL. I DON'T KNOW ABOUT ANYTHING EXCEPT MY OWN EXPERIENCE, SO IF YOU'LL INDULGE ME, I'LL HAVE TO GO WITH THAT. MY FAMILY AND I LIVED IN AUSTIN IN THE LATE 1950'S, AND AT THAT TIME THERE WAS VERY LITTLE EAST OF AIRPORT BOULEVARD EXCEPT MUELLER AIRPORT. GREAT BIG EMPTINESS OUT THERE. WELL, WE CAME BACK IN THE LATE 60'S ON A VISIT, AND WE COULD SEE THAT SOMEONE WAS TEARING UP THE SAGE BRUSH AND LEVELING THINGS, AND MAKING A BIG DIFFERENCE OUT THERE IN WHAT'S NOW PART OF NORTHEAST AUSTIN. WELL, WE MOVED BACK IN 1974, AND WE'RE LUCKY TO GT ONE OF THE HOUSES THAT WERE BUILT IN THE LATE 60'S BY NASH, PHILLIPS, COPUS, WHICH BUILT VERY GOOD HOUSES, WELL SIGHTED, WELL

DESIGNED AND WELL BUILT. AND THE PRICE WAS RIGHT. AND WHAT ELSE DO YOU NEED IN A HOUSE? SO THERE WE WERE. WELL, IT OCCURS TO ME THAT ALL OF THE LAND IN AUSTIN HAS BEEN DEVELOPED PRETTY MUCH THE WAY THIS IS. THE LAND WAS THERE, HELD BY THE CITY OF AUSTIN UNDER A LAND GRANT FROM WHOEVER. AND THEY SOLD IT OFF IN PARCELS NORTHEAST OF AUSTIN WHERE MOSTLY DEARZ AND FARMLAND, SO THERE WERE VERY FEW HOUSES, JUST A DAIRY HERE AND A FARMER THERE RAISING YOUR CROPS AND COWS AND WHATEVER. WELL, IN THE SCIKT'S WHEN -- SCIKT'S WHEN IT -- 60'S WHEN IT BECAME APPARENT THAT MORE HOUSES WERE NEEDED, THE DEVELOPERS STARTED BUYING UP THE FARMLAND IN SMALLER PARCELS THAN MUELLER, BUT IT'S SIMILAR TO THE PHASES THAT THEY'RE SUGGESTING. AT LEAST THAT'S THE WAY IT LOOKS TO ME. AND THE DEVELOPERS WAS -- I DON'T KNOW WHO PAID FOR THE INFRASTRUCTURE. OBVIOUSLY SOMEBODY DID. AND IT WAS PROBABLY PASSED ON TO THE BUYERS AND PART OF THE COST OF THEIR HOUSES AND LANDS. BUT IT HAD BEEN WORKED OUT VERY SUCCESSFULLY. WE HAVE STREETS AND WATER AND LIGHTS AND GAS AND TELEPHONE AND EVERYTHING EVERYBODY ELSE HAS. AND I'VE LIVED THERE NOW FOR 30 YEARS, PAID OFF MY MORTGAGE LAST MONTH. AND I'M VERY HAPPY ABOUT THAT. AND I TOO HAVE BEEN INTERESTED IN REDEVELOPING MUELLER, VERY INTERESTED. MY HOUSE IS ABOUT A HALF A MILE NORTHEAST OF THE ACTUAL AIRPORT. AND I THINK IT'S A GREAT PLAN AND I WOULD LIKE TO SEE IT GO FORWARD. AND I CAN'T SEE THAT THERE'S ANY WAY YOU CAN DO IT UNLESS YOU SELL THE LAND. I DO NOT KNOW ANYONE WHO HAS HELD LEASE LAND FOR HOUSING, BUT I HAVE SEVERAL FRIENDS WHO HAVE BUSINESSES. AND WHEN THE LEASE HOLDER SAID I'M GOING TO RAISE YOUR LEASE COSTS X NUMBER OF DOLLARS, THEY COULDN'T PAY IT, SO THEY LOST THEIR FACILITIES, THEIR LOCATION, AND HAD TO HUNT FOR ANOTHER ONE. SO I SEE I ONLY HAVE NINE SECONDS LEFT. I'D JUST LIKE TO SAY THAT I THINK WE OUGHT TO GO WITH SELLING IT. THANK YOU.

Mayor Wynn: THANK YOU, MS. ANTHONY. EMILY TORGESON SIGNED UP NOT WISHING TO SPEAK, IN FAVOR OF SALE. YESTERDAY BOWIE SIGNED UP NOT WISHING TO SPEAK, IN

FAVOR OF SALE. JENNIFER MCPHALE HAD SIGNED UP EARLIER BOTH FOR AND AGAINST. JENNIFER GALE. JENNIFER GALE SIGNED UP NOT IDENTIFYING EITHER FOR OR AGAINST. JEFFREY HAMMOND. WELCOME. WOULD YOU LIKE TO SPEAK MAY YOU WILL BE FOLLOWED BY AUSTIN DONEG. WELCOME, SIR, YOU WILL HAVE THREE MINUTES.

THANK YOU, MAYOR, CITY COUNCIL. I PROBABLY CAME LESS PREPARED TO SPEAK THAN ANYONE ELSE TONIGHT. I DIDN'T READ ARTICLE 34 UNTIL I GOT HERE AND WAS NOT AWARE AT ALL OF THE MASTER PLAN WHEN I CAME. WHAT I WOULD KIND OF LIKE TO THROW OUT THERE, AND I DON'T KNOW WHO WOULD BE RECEPTIVE OF THIS, I AGREE THAT WE NEED TO DEVELOP THE LAND OUT THERE AND THAT WE -- I THINK WE SHOULD BUILD A HOSPITAL OUT THERE. IT WOULD BE NICE TO HAVE PARKS OUT THERE AND RETAIL OUT THERE. BUT WHAT I WOULD LIKE TO PROPOSE AND WHAT I WOULD LIKE TO SEE HAPPEN OUT THERE IS THAT WE BUILD AN AIRNT OUT THIS -- AIRPORT OUT THERE, A GENERAL AVIATION AIRPORT. I KNOW THE STATE OF TEXAS IS LOOKING FOR A LOCATION FOR A GENERAL AVIATION AIRPORT, AND HERE TONIGHT WE'VE TALKED ABOUT THE COST OF TEARING UP THE INFRASTRUCTURE, WHICH IS ALREADY BUILT OUT THERE. AND I DO BELIEVE THAT \$50 MILLION' WORTH OF FEDERAL -- 50 MILLION DOLLARS' WORTH OF FEDERAL MONEY IS AVAILABLE TO BUILD AN AIRPORT IN CENTRAL TEXAS. AND WE'VE GOT A GOOD HEAD START, SO THAT MONEY -- I DON'T KNOW HOW IT CAN BE PUT TO USE, BUT I THINK IT COULD HELP TAKE A BITE OUT OF THE 170 MILLION THAT WE'RE LOOKING AT SPENDING ON THE MASTER PLAN THE WAY IT EXISTS. THAT'S IT. THAT'S ALL I HAD TO SAY. LIKE I SAID, I CAME LESS PREPARED TO SPEAK THAN ANYONE ELSE.

Mayor Wynn: THANK YOU. YOU'RE ALWAYS WELCOME -- ALL FOLK ARE WELCOME TO SPEAK. THANK YOU FOR BEING HERE.

THANK YOU.

Mayor Wynn: AUSTIN DULLNIG. WELCOME, SIR, YOU WILL HAVE THREE MINUTES. YOU WILL BE FOLLOWED BY STEVE

BEERS.

THANK YOU, MAYOR, MAYOR PRO TEM AND COUNCILMEMBERS. MY NAME IS AUSTIN DULLNIG. I'M VICE-CHAIR OF THE AUSTIN HUMAN RIGHTS COMMISSION. I CAME TO SPEAK NOT PARTICULARLY SO MUCH AS TO WHETHER TO SELL OR LEASE THE LAND, BUT TO RESPECTFULLY URGE YOU JUST TO DELAY THIS EVER SO SLIGHTLY. MY CONCERN IS WITH THE IMPLEMENTATION OF AFFORDABLE HOUSING AT MUELLER. THIS ISSUE AFFECTS DISPROPORTIONATELY BLACK AND HISPANIC POPULATIONS AS WELL AS THE DISABLED COMMUNITY. THE RMMA AFFORDABLE HOUSING WORK GROUP HAS MADE SOME VERY SENSIBLE AND FEASIBLE AND BENEFICIAL RECOMMENDATIONS REGARDING FAIR HOUSING AND AFFORDABLE HOUSING. AND I WOULD VERY MUCH LIKE TO SEE THEM REALIZED. I'M WORRIED, HOWEVER, THAT IF WE ENTER INTO EITHER A LEASE OR PURCHASE PRIOR TO HAVING ESTABLISHED ZONING THAT IS CONCRETE AND ENSURES THAT AFFORDABLE HOUSING WILL NOT ONLY EXIST, BUT BE INTERSPERSED EQUALLY THROUGHOUT OTHER TYPES OF HOUSING AND THROUGHOUT THE GEOGRAPHICAL COMMUNITY THAT WE MIGHT FIND OURSELVES LATER ON DOWN THE LINE WITHOUT THE TOOLS NECESSARY TO ENFORCE THESE PLANS. THERE ALREADY HAS BEEN THE ISSUE OF ENVIRONMENTAL RACISM AROUND MUELLER. THAT'S BEEN A LONG-STANDING ISSUE AND A VERY IMPORTANT ONE, AND I WOULD HATE TO SEE A SIMILAR SORT OF -- ANY SORT OF DISCRIMINATION OCCUR AGAIN ON THAT SITE OR ANYWHERE. IT'S MY UNDERSTANDING THAT WE ARE WITHOUT THE FINALIZED ZONING CCD'S OR MANAGEMENT CONTROLS FOR THE PLAN FOR MUELLER. AND ALTHOUGH I'D LIKE TO HOPE FOR THE BEST, I CAN'T RELY ON ON HOPE AND AMBIGUOUSNESS TO BRING ABOUT FAIR HOUSING. I RESPECTFULLY URGE COUNCIL TO DELAY THEIR TRANSACTION, JUST UNTIL THE ZONING CCD'S AND MANAGEMENT PLANS ARE AT LEAST PRESENTED. IT DOESN'T SEEM TO NECESSITY STARTING ALL OVER, BUT IT'S SOMETHING I FEEL VERY IMPORTANT IN ORDER TO ENSURE THAT WE RETAIN THE ABILITY TO ENFORCE THIS, TO ACTUALLY ENSURE THAT THE FAIR HOUSING AND AFFORDABLE HOUSING IS IMPLEMENTED. IT'S AN

EXTREMELY IMPORTANT ISSUE IN LIGHT OF THE FACT THAT THERE WAS A REPORT ISSUED LAST YEAR THAT RATED AUSTIN AS THE SECOND WORSE MAJOR CITY OUT OF 21 SURVEYED WHO HAD CLAIMS OF DISCRIMINATION. IT IS PROBABLY THE GREATEST -- MAY BE THE GREATEST IN AUSTIN TO MAKE A NEW START AND TO CORRECT THE SHAME.....SHAMEFUL PRESENCE OF SCRIM DISCRIMINATION IN OUR CITY. WE COULD MAKE THIS A MODEL COMMUNITY, BUT WE HAVE TO RETAIN THE ABILITY TO MAKE SURE IT TURNS OUT THAT WAY. I ASK YOU AGAIN TO DELAY JUST UNTIL WE HAVE THE ZONING CCD'S AND MANAGEMENT PLANS TO SOMETHING MORE CONCRETE. THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU, MR. DULLNIG. STEVE BEERS. WELCOME, SIR. YOU TOO WILL HAVE THREE MINUTES.

THANK YOU, MAYOR. I'VE BEEN A RESIDENT IN THE AIRPORT AREA FOR 25 YEARS IN THE MAPLEWOOD, CHERRYWOOD, UNIVERSITY HILLS, HYDE PARK AND RIDGETOP NEIGHBORHOODS. AND I CURRENTLY RESIDE AT 47TH STREET IN THE OLD FLIGHT PATH. SO I'VE SEEN A LOT OF CHANGE IN THE AREA AS THE AIRPORT LEFT. ON THE MASTER PLAN I THINK IT'S -- IT'S OUTSTANDING. WE SHOULDN'T DO ANYTHING TO DELAY THE IMPLEMENTATION OF AN OUTSTANDING PLAN. ONE OF THE FEATURES OF IT, THOUGH, IS ALL THE COMPLICATIONS OF A MULTIDIMENSIONAL PLAN THAT IS TRYING TO ACCOMPLISH SEVERAL GOALS SIMULTANEOUSLY. AND THAT IS A BIG CHALLENGE FOR YOU INsofar AS PERHAPS IF YOU VARY ONE THING, IT NEGATIVELY UNDERMINES THE ACHIEVEMENT OF OTHER GOALS. IT SEEMS LIKE THE ECONOMIC PERFORMANCE OF THIS, THOUGH, IS THE QUESTION ON THE TABLE. AND I'M CONCERNED THAT THERE BE AN ARM'S LENGTH APPRAISAL PROCESS TO ESTABLISH THE TRUE VALUE OF THIS SITE TO THE CITY TAXPAYERS. AND THAT APPLIES WHETHER IT'S SOLD OR LEASED. WHAT WE HEARD IN THE PRESENTATION IS THAT WE WOULD BE GOING IN THE HOLE THAT WE WOULD ONLY BE ABLE TO COLLECT \$134 MILLION IN TAXES OVER 20 YEARS, WHILE SPENDING 175 MILLION JUST TO MAKE IT SELLABLE OR USABLE WITHIN THE FIRST FEW YEARS. SO WE HAVE NO GAIN TO THE CITY TREASURY BUT A NET COST. AND THAT SEEMS KIND OF

STRANGE TO ME. I ALSO WAS CONCERNED ABOUT THE SLIDE THAT SHOWED LAND SALE REVENUES VERSUS PROJECT COSTS IN PRESENT VALUE DOLLARS. THERE'S NO AMOUNT ON THE X AXIS, THERE'S NO YEARS ON THE Y AXIS. THE SAME THING ON THE LEASING. SO IT MAKES IT REALLY VERY HARD TO SEE JUST WHAT THE TRUTH IS HERE. SOMEBODY HAS RUN SOME NUMBERS, BUT THEY'RE NOT INFORMING US. AND TO MY KNOWLEDGE THERE'S BEEN NO COMPETITIVE BIDDING ON IT. ON THE SITE. NOW WE SHOULDN'T DO ANYTHING TO DELAY THIS PROJECT, BUT I THINK IF THERE'S ANY WAY TO HOLD THE DOOR OPEN AND WHILE WE'RE DOING ALL THE OTHER THINGS THAT WE'RE DOING, TAKE SOME EXTRA SCRUTINY OF THE FINANCIAL MATTERS. I THINK IT WOULD PROFIT US. I GUESS THAT SOUNDS AGNOSTIC ON LEASING VERSUS SALES. I DON'T WANT TO MAKE ANY ENEMIES HERE. WE'RE TALKING ABOUT MY NEIGHBORS, MY FRIENDS, BUT I JUST WANTED TO RAISE THOSE CONCERNS. AND I THINK THERE'S A WAY TO RESPONSIBLY HANDLE THE MONEY. AND WHILE WE'RE DOING EVERYTHING ELSE. I THINK THERE'S JUST INTUITIVELY -- [BUZZER SOUNDS]. SORRY. I WAS GOING TO COMMENT ON THE MERITS OF LEASE VERSUS SALE, BUT I THINK YOU'VE HEARD MY MAIN POINT IS THAT LEASE OR SALE, WE NEED TO HAVE CLOSE FINANCIAL SCRUTINY HERE, AND DON'T MAKE ANY IRRELEVANT REVERSE IRREVERSIBLE -- IRREVERSIBLE CHOICES TONIGHT. THANKS.

Mayor Wynn: THANK YOU. COUNCIL, THAT'S ALL THE CITIZENS SIGNED UP ON OUR PUBLIC HEARING ITEM NUMBER 34. I'LL ENTERTAIN A MOTION TO CLOSE THE PUBLIC HEARING.

SO MOVE.

Mayor Wynn: MOTION BY COUNCILMEMBER ALVAREZ. I'LL SECOND THAT. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION TO CLOSE THE PUBLIC HEARING VOTE PASSES ON A VOTE OF FIVE TO ZERO WITH THE MAYOR PRO TEM AND COUNCILMEMBER SLUSHER

TEMPORARILY OFF THE DAIS. COUNCILMEMBER ALVAREZ.

Alvarez: I HAD A QUESTION JUST TO FOLLOW UP ON A COMMENT BY THE GENTLEMAN WHO SPOKE ABOUT AFFORDABLE HOUSING. I DON'T KNOW WHO FROM STAFF WOULD BE MOST APPROPRIATE TO ADDRESS THAT ISSUE, BUT THESE ARE ISSUES THAT OBVIOUSLY ARE AN IMPORTANT PART OF THE MASTER PLAN AND A DIVISION FOR MUELLER THAT IT WAS ARTICULATED VERY EARLY ON WHEN THE MASTER PLAN WAS BEING DEVELOPED AND IS ONE OF THE THINGS THAT WE WANT TO MAKE SURE AS WE MOVE FORWARD AND NEGOTIATE THE VARIOUS PARTS OF THE MASTER DEVELOPMENT AGREEMENT THAT ALL OF THOSE ISSUES IDENTIFIED BY THE COMMUNITY THAT THEY WANTED TO BE INCLUDED IN THE ELEMENTS OF MUELLER, THAT THOSE ARE IN THAT AGREEMENT. AND I KNOW OVER THE NEXT COUPLE OF MONTHS WE'LL BE LOOKING AT THESE VARIOUS COMPONENTS. AND WHAT WE'RE DISCUSSING TODAY IS JUST A LEASE VERSUS SALE BECAUSE OBVIOUSLY HOW WE PROCEED IS GOING TO FATALLY INFLUENCE HOW YOU DRAW UP YOUR CONTRACTS AND YOUR AGREEMENTS, AND SO THAT'S WHY THIS IS AN IMPORTANT DECISION THAT AFFECTS A LOT OF -- OF THE PARTS OF THE MASTER DEVELOPMENT FWREAMENT. THAT'S JUST ONE DECISION, AN THESE OTHER DECISIONS ARE OBVIOUSLY GOING TO BE INCORPORATED AS WELL. I DON'T KNOW IF YOU CAN SPEAK TO THAT MS. EDWARDS IN TERMS OF WHAT OPPORTUNITY WOULD THE PUBLIC HAVE TO LOOK AT THE PROPOSED LANGUAGE THAT DEALS WITH IN PARTICULAR AFFORDABLE HOUSING, SINCE I WAS RAISING THE ISSUE, SO THEY CAN LOOK AND SEE HOW THAT WAS GOING TO HELP US FULFILL THE ORIGINAL VISION FOR MUELLER.

WE ALSO THINK THAT THIS IS A RARE OPPORTUNITY TO INCORPORATE AFFORDABLE HOUSING. THIS WILL BE ONE OF THE LARGEST DEVELOPMENTS WHERE WE WILL HAVE THE LARGEST AMOUNT OF AFFORDABLE HOUSING, AND IT IS EXTREMELY IMPORTANT TO US. WE HAVE HAD SEVERAL NOT PUBLIC HEARINGS, BUT SEVERAL MEETINGS WHERE WE HAVE ASKED THE PUBLIC TO COME, AND ONE OF THE SPECIFIC TOPICS THAT WE HAD IN OUR MUELLER 101 GATHERING WHERE WE HAD OVER 100 PEOPLE WAS AFFORDABLE HOUSING BECAUSE WE WERE VERY

INTERESTED IN LISTENING TO AND HEARING WHAT THE AFFORDABLE HOUSING COMMUNITY HAD TO SAY ABOUT WHAT THEY WOULD LIKE TO SEE IN THIS PLAN. WE ARE IN THE PROCESS AND HAVE BEEN FOR THE LAST YEAR AND A HALF WORKING ON PUTTING TOGETHER AN AFFORDABLE HOUSING PLAN WITH PAUL HILGERS AND HIS STAFF. AND IN FACT, TOMORROW, I HAVE A MEETING THAT I WILL BE LOOKING AT AND REVIEWING THE PROPOSAL THAT CATELLUS HAS GIVEN TO US, WHICH IS A JOINT PROPOSAL. YOU ASKED THE QUESTION WHETHER OR NOT PEOPLE WOULD HAVE AN OPPORTUNITY TO COMMENT, AND WE CERTAINLY ARE STILL OPEN FOR OPPORTUNITY TO COMMENT. AND AS YOU ARE AWARE -- AND TO GIVE INPUT. WE JUST THINK AS AN IDEAL OPPORTUNITY TO HAVE SOMETHING THAT MEETS THE NEEDS OF THAT COMMUNITY. WE HAVE LISTENED TO THEM IN TERMS OF MAKING SURE THAT -- THAT AFFORDABLE HOUSING IS DISPERSED THROUGHOUT THE COMMUNITY. THAT IT IS NOT IN ONE AREA. AND, IN FACT, YOU WILL SEE IT IN EVERY AREA OF THE COMMUNITY. WE WILL BE BRINGING BACK TO YOU, AS WE MENTIONED IN EXECUTIVE SESSION, AN AFFORDABLE HOUSING PACKAGE THAT YOU WILL REVIEW ON THE 27TH.

Alvarez: OKAY. I GUESS MY QUESTION IS AT SOME POINT -- AND MAYBE THIS IS AN ASSUMPTION. YOU MAY WANT TO TELL ME IF IT'S A CORRECT ASSUMPTION. WHEN WE CONSIDER THE MASTER DEVELOPMENT AGREEMENT, BUT THAT PARTICULAR DOCUMENT IS GOING TO BE A PUBLIC DOCUMENT.

I NEED TO ASK THE ATTORNEYS WHEN THAT BECOMES AVAILABLE.

IT'S GOING TO BE A COUNCIL CALL, BUT CERTAINLY THE COUNCIL HAS THE ABILITY ONCE THE TERMS ARE NEGOTIATED TO PUT IT OUT FOR PUBLIC DISCUSSION AT ANY TIME BEFORE THE COUNCIL VOTES ON IT. SO IT'S A DOCUMENT THAT ONCE THE NEGOTIATIONS ARE CONCLUDED AND THE COUNCIL IS MAKING ITS REVIEW, IT'S REALLY GOING TO BE THE COUNCIL'S CALL AT WHAT POINT TO RELEASE IT.

Alvarez: BUT IF WE HAD SPECIFIC ELEMENTS THAT

OBVIOUSLY WERE OF PARTICULAR INTEREST TO THE PUBLIC
LIKE THE AFFORDABLE HOUSING, COULD THAT PIECE OF THE
--

COMPONENTS? AGAIN, THAT'S GOING TO BE WITHIN STAFF
AND COUNCIL DISCRETION. WE HAVE CERTAIN COMPETITIVE
INTERESTS UNDER STATE OPEN RECORDS ACT, OPEN
MEETINGS ACT THAT THE CITY NEEDS TO BE DILIGENT IN
PREKING, BUT WE CAN MAKE DETERMINATIONS THAT
CERTAIN COMPONENTS MAY NOT AFFECT OUR ULTIMATE
COMPETITIVE POSITION. SO THERE IS SOME FLEXIBILITY
THERE.

Alvarez: OKAY. CERTAINLY I WANT TO PUT THE ISSUE OUT
THERE JUST TO MAKE SURE THAT WE CAN HAVE AS MUCH
INPUT AS POSSIBLE WITHOUT CERTAINLY OVERSTEPPING.

AND ALL KINDS OF INPUT IS POSSIBLE.

Alvarez: BUT REALLY I THINK PART OF THE -- TO ME PART OF
THE ISSUE IS THAT WHEN WE ACTUALLY GET TO HAVING A
MASTER DEVELOPMENT AGREEMENT, IT WILL BE SUCH A
HUGE DOCUMENT, AND EVEN IF IT'S AVAILABLE TO THE
PUBLIC, IT'S GOING TO BE A PRETTY DENSE DOCUMENT
THAT'S GOING TO BE HARD TO PICK OUT THE VARIOUS
COMPONENTS AND TRY TO ASSESS THEM. SO I WAS
WONDERING IF THAT WOULD BE POSSIBLE TO JUST LOOK AT
DIFFERENT PIECES OR AT LEAST COMMUNICATE HOW WE'RE
HANDLING CERTAIN ISSUES, AND THAT THAT'S SOMETHING
THAT OUR COMMUNITY CONCERNS SO THAT WE CAN MAKE
SURE THAT THE COMMUNITY CAN BE ASSURED THAT
THEY'RE BEING ADDRESSED AND HOW IN A MEANINGFUL.

AND I THINK IT'S LIKELY THAT THERE ARE COMPONENTS
THAT THE CITY STAFF OR THE CITY LEGAL ADVISORS AND
FINANCIAL ADVISORS COULD LOOK AT AND SAY THAT'S
PROBABLY NOT A COMPETITIVE POSITION ISSUE.

Mayor Wynn: THANK YOU, COUNCILMEMBER. FURTHER
QUESTIONS QUESTIONS OF STAFF? COUNCILMEMBER
THOMAS.

Thomas: WHILE WE HAVE LEGAL, COULD YOU EXPLAIN,

BECAUSE IT'S BEEN NUMEROUS TIMES, THAT THE PUBLIC IS -
- WANTED TO KNOW WHY THE FIGURES WASN'T EXPLAINED
OUT HERE, EXPLAIN THE LEGAL REASONS WHY SOME
PEOPLE MIGHT NOT HAVE THE OPPORTUNITY TO HAVE A
ONE ON ONE? WE DID THE ONE ON ONE, BUT THEY MIGHT BE
LOOKING TONIGHT. AND ALSO -- YOU CAN GO AHEAD WITH
THAT.

COUNCILMEMBER, IT REALLY COMES DOWN TO THE FACT
THAT STATE LAW, THROUGH BOTH THE PUBLIC
INFORMATION ACT AND THE OPEN MEETINGS ACT,
RECOGNIZES THAT REAL ESTATE IS INHERENTLY DIFFERENT
FROM OTHER TYPES OF BUSINESSES THAT THE CITY MIGHT
GET INTO. WHEN THE CITY IS IN THE BUSINESS OF SELLING
OR LEASING OR OTHERWISE DISPOSING OF REAL ESTATE,
ULTIMATELY THERE WILL BE COMPETITORS IN THE
MARKETPLACE, POTENTIAL BUYERS, OTHER SELLERS OF
REAL ESTATE, AND THE CITY WOULD BE AT A DISADVANTAGE
IN IT HAD TO DISCLOSE ALL OF ITS FINANCIAL INFORMATION
RELATING TO A LAND SALE WHEN EVERY PRIVATE
LANDOWNER IN THE STATE DOES NOT HAVE TO DO THAT,
WHEN IT CAN KEEP ITS INFORMATION AND ITS FINANCIAL
CALCULATIONS CONFIDENTIAL. SO THE STATE LAW SUBJECT
TO CERTAIN RESTRICTIONS, DOES ALLOW THE CITY TO KEEP
THAT INFORMATION CONFIDENTIAL, AND THE
DETERMINATION THAT THE CITY STAFF AND LEGAL HAS
MADE HERE IS THAT IN ORDER TO BEST DEVELOP THE
MUELLER PROJECT, THERE'S CERTAIN FINANCIAL
INFORMATION THAT SHOULD BE KEPT CONFIDENTIAL UNTIL
THE DEAL IS CONSUMMATED.

Thomas: THANK YOU.

Mayor Wynn: THANK YOU.

Thomas: STAFF, THERE WAS A QUESTION DEALING WITH THE
INFRASTRUCTURE. SUE MAYBE? EXCUSE ME, JOHN
STEPHENS. I THINK WHEN WE WERE TALKING ABOUT THE
INFRASTRUCTURE, HOW EXPENSIVE AND HOW IT WOULD BE
BETTER TO SELL, SO WE WOULD BE ABLE TO DEAL WITH THE
INFRASTRUCTURE, I THINK ONE -- I THINK IT WAS MARY
KNEWMAN WAS ASKING ABOUT THE ENTERPRISE FUND.
WOULD YOU EXPLAIN HOW WE COULD -- THE REASON WHY

WE MIGHT NOT COULD USE THE ENTERPRISE AT THIS PARTICULAR TIME? OR COULD WE USE THE ENTERPRISE FOR THESE PARTICULAR ITEMS AS FAR AS THE INFRASTRUCTURE AND ALL THAT?

COUNCILMEMBER, I WILL MAKE AN ATTEMPT TO EXPLAIN WHAT I THINK I HEARD. WHAT I HEARD WAS THE IDEA THAT WE COULD USE ENTERPRISE FUNDS IN TERMS OF ONGOING COSTS THAT WE WOULD HAVE FOR ADMINISTERING THE LEASES. AND THAT IS TRUE, BUT WHAT I WILL TELL YOU IS THAT AN INTRAIZ FUND IS ESSENTIALLY JUST THE WAY OF REPORTING ACCOUNTING INFORMATION. AND I'LL GIVE YOU AN EXAMPLE. THE CITY OF AUSTIN REPORTS ITS SOLID WASTE SERVICES PICK UP IN AN ENTERPRISE FUND, BUT IT DOES NOT HAVE TO DO THAT. THE CITY OF HOUSTON, FOR EXAMPLE, REPORTS ITS SOLID WASTE SERVICES IN ITS GENERAL FUND. SO THERE'S NOTHING REALLY INHERENT ABOUT AN ENTERPRISE FUND THAT CAUSES THE COST OF THAT SERVICE TO BE CHEAPER. IF YOU'RE GOING TO HAVE EMPLOYEES WHO ARE ADMINISTERING LEASES, IT'S GOING TO COST YOU THE SAME AMOUNT WHETHER THEY'RE IN AN ENTERPRISE FUND OR IN THE GENERAL FUND. [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS]

LIKE THE CONDITIONS RESTRICTIVE COVENANTS AND RESTRICTIONS.

Thomas: MY LAST COMMENT THAT IS I'VE HEARD A LOT OF PEOPLE SAY IN -- THEY HAVE BEEN IN AWESOME MANY YEARS, I HAVE BEEN HERE ALL MY LIFE. I KNOW FOR A FACT THAT THE COMMISSION AND SEVERAL OTHER NEIGHBORHOOD GROUPS HAVE BEEN WORKING ON THE REDEVELOPMENT OF MUELLER AIRPORT, WHEN I FIRST STARTED ON THE COUNCIL, WE KNEW IT WAS A PROJECT WE WERE GOING TO GET INVOLVED. MAKING ANY MONEY, BUT IT WAS GOING TO COST US A LOT OF MONEY. RIGHT NOW WE ARE AT -- NOT TO SAY THE ECONOMICS THE ECONOMY WENT, MONEY THAT WE USUALLY HAVE, THEY WAS SAYING IN THE BOOMING YEARS, WE HAD A LOT OF EXTRA MONEY THAT WE COULD HAVE DID INFRASTRUCTURE, WE COULD HAVE DID THIS, WE COULD HAVE DID THAT. RIGHT NOW IT'S TO THE POINT, I BELIEVE YOU ARE GOING TO HAVE TO -- FIRST ELECTED OFFICIALS ON THIS ONE. REELECTION TIME

WE SAID THAT WE WOULD LOOK AT THE OPTION TO EITHER LEASE OR SELL. WE HAVE DID THAT. I KNOW IT HAVEN'T BEEN IN THE PUBLIC TO A CERTAIN POINT AS FAR AS THE FIGURES, BUT YOU HAVE TO TRUST YOUR ELECTED OFFICIALS ON THIS ONE. WE HAVE TO MOVE FORWARD. ON THIS PROJECT. AND WE HAVE TO MOVE FORWARD TO THE POINT THAT IT -- THAT IT WOULD BE BENEFICIAL TO THE PEOPLE THAT WORKED REAL HARD AT THE COMMISSION. I THANK CHAIRMAN WALKER AND THEM FOR THEIR HARD WORK AND THE CITIZENS OF THIS GREAT CITY FOR THEIR HARD WORK BECAUSE MUELLER IS SOMETHING THAT WE WANT TO SEE DONE. IT'S SOMETHING, IT'S AN AREA THAT IS - - THAT IS -- PEOPLE HAVE WORKED HARD TO SEE DEVELOP, A SCENARIO THAT WE -- PEOPLE SAY IT'S BEEN NEGLECTED. THIS IS A GOLDEN OPPORTUNITY THAT WE CAN MOVE FORWARD. I HOPE THE ONES THAT REALLY WANTED TO LEASE LEASE. IF WE DECIDE TONIGHT THAT WE WILL STILL COME ON BOARD AND WORK HARD AND MAKE SURE YOU HOLD US BE THABLE WHAT WE SAID WE WERE GOING TO DO AS FAR AS DEVELOPING THE MASTER PLAN. I FEEL THAT THE HARD WORK ON BOTH SIDES WE CAN REACH THE GOALS THAT -- THAT THE COMMISSION AND THE CITIZENS OF THIS GREAT CITY WANT TO SEE DONE. GREAT OPPORTUNITY, THE OPPORTUNITIES FOR -- FOR -- FOR DIFFERENT MINORITIES, DIFFERENT BUSINESS, CONSTRUCTION, PROFESSIONAL, ALSO THERE WILL BE OPPORTUNITIES FOR -- FOR HOUSING, OPPORTUNITIES FOR -- FOR BUSINESSES, AND TO COME INTO THE -- THIS GREAT SIDE OF THE CITY WHAT WE CALL EAST OF 35. WHERE A LOT OF TIMES WE KNOW THAT THERE'S BEEN SOME NET. BUT THIS COUNCIL HAVE WORKED VERY HARD TO GET PASSED SOME NEGLECT THAT WE WOULD BE ABLE TO MOVE TO ANOTHER LEVEL IN SERVING THE CITIZENS OF AUSTIN. THANK YOU.

Mayor Wynn: THANK YOU, FURTHER QUESTIONS, COMMENTS? OTHERWISE I WILL ENTERTAIN A MOTION ON ITEM NO. 34.

McCracken: MAYOR, I WOULD LIKE TO MAKE A COMMENT.

YES, COUNCILMEMBER MCCRACKEN.

I THINK ONCE AGAIN THIS WEEK WE HAVE COME BACK TO THE ISSUE OF HOW LAND GOT DEVELOPED AND HOW THE

CITY HAS FORMED IN AUSTIN, WHAT HAPPENS IN AUSTIN
RIGHT NOW WE HAVE OFFICE PARKS, POWER CENTERS,
ISOLATED NEIGHBORHOODS, I USED TO LIVE IN THE
NEIGHBORHOOD WHERE I HAD TO DRIVE 10 MINUTES GET
ON THE HIGHWAY TO GO TO THE GROCERY STORE. THERE
WAS NOWHERE TO SHOP ANYWHERE CLOSE. NO
SIDEWALKS. YOU KNOW LACK OF PARK, PUBLIC SPACES
GOES MY CURB NEIGHBORHOOD HAS NO PARK IN IT. EVERY
CITY LOOKS THE SAME, THERE'S NO SENSE OF PLACE. WE
HAVE SUBURBAN SPRAWL,, LOSS OF OPEN SPACE. THIS
MODEL IS OUR CURRENT ZONING AND LAND DEVELOPMENT
CODE. IT IS A FAILURE. IT SPEAKS TO A LARGER FAILURE
WHICH IS THAT IN THE UNITED STATES RIGHT NOW THAT WE
NO LONGER BUILD GOOD PLACES. YOU THINK IF YOU
TRAVEL ABROAD TO SOUTH AMERICA OR EUROPE, SEE HOW
THE CITIES ARE FORMED THERE, THEY DO HAVE A SENSE OF
PLACE, A UNIQUE IDENTITY, THEY DEFINITELY HAVE A FEEL,
OUR NORTHEASTERN CITIES HAVE THAT, TOO, SOME OF
OUR CALIFORNIA CITIES. IN THE OLDER PARTS OF AUSTIN,
THE MASTER PLANNED BY MR. WALLER BACK IN THE 1830'S,
HAD THAT, ALSO. AND WHAT I SAY SPEAKS, PLACES, NOT
BUILDINGS, WE STILL GET GOOD BUILDINGS, BUT WE HAD
GOOD -- EXISTING PLACES, BUT AUSTIN AND OTHER SUN
BELT CITIES STOPPED BUILDING MEMORABLE
NEIGHBORHOODS IN PARTICULAR OVER 50 YEARS AGO. IT
DOESN'T HAVE TO BE THIS WAY. WITH MUELLER IT WON'T.
HERE'S HOW MUELLER REPRESENTS A SIGNIFICANT
ADVANTAGE IN URBAN, SIGNIFICANT STEP FORWARD IN
URBAN PLANNING. WE HAVE MULTIPLE USES IN THE SAME
NEIGHBORHOOD RATHER THAN THE SEGREGATION USES
THAT REQUIRES DRIVE 10 MINUTES GET ON THE HIGHWAY
TO THE GROCERY STORE. YOU HAVE PARKS AND OPEN
SPACES IN THE NEIGHBORHOOD FOR THE FOLKS WHO LIVE
THERE AND FOR THE FOLKS IN SURROUNDING
NEIGHBORHOODS. TO HAVE STORES AND OFFICES IN
WALKING DISTANCES, YOU SHOULD BE ABLE TO WALK TO
THE MOVIE THEATER. WHICH WHEN IS THE LAST TIME THAT
ANYBODY HAS BEEN ABLE TO DO THAT. IT WILL BE A
COMPLETELY DIFFERENT KIND OF ROAD NETWORK. A GRID
STREET SYSTEM IN OUR OLDER NEIGHBORHOODS. TO GIVE
YOU AN EXAMPLE, CHARLES TON SOUTH CAROLINA VERSUS
HILTON HEAD, CHARLESTON HAS FOUR TIMES AS MANY

PEOPLE AS HILTON HEAD. HILTON HEAD HAS MASSIVE TRAFFIC JAMS, CHARLESTON HANDLES OVER 4 MILLION WITH VIRTUALLY NO TRAFFIC. THERE WILL BE A NARROW STREET, WHICH MAKE IT EASIER FOR YOUR KIDS TO WALK DOWN THE STREET. THEY WILL HAVE SIDEWALKS. ALLEYS FOR CARS, PEOPLE GO GOING HOME WILL DRIVE DOWN THE ALLEY, THERE WILL BE A REAL INTUBE..... -- NATIONAL LEADER WILL BE GOING TO IN A BIG WAY, THESE ARE COMMON TO EUROPE'S GREATEST CITIES, TOO, THE NEIGHBORHOOD WILL BE READY FOR MASS TRANSIT, LESS TRAFFIC WITH MORE DENSITY. MORE PEOPLE IN THE STREETS. BETWEEN THE SAFER NEIGHBORHOOD. THINK ABOUT THIS. IT WILL BE A GREAT NEIGHBORHOOD FOR CHILDREN. IT WILL BE A GREAT NEIGHBORHOOD FOR SENIORS. THINK ABOUT THIS. THE -- THE NURSING HOME IS A RECENT MODEL IN CITIES WHERE THERE WAS MORE COMPACT NEIGHBOR SCENE THAN IT USED TO BE. FOLKS IN THEIR SENIORS YEARS CAN STILL LIVE IN THE COMMUNITY BECAUSE EVERYBODY IS RIGHT THERE WITH EACH OTHER. MUELLER OFFERS THE RETURN TO THAT KIND OF POSSIBILITY. IN THE LAST MONTH OR SO THIS MODEL HAS BEEN ADOPTED IN PIONEER HILL TRADITIONAL NEIGHBORHOOD DEVELOPMENT. GOING TO BE DEVELOP UNDERSTAND ROBINSON RANCH, IT'S GOING TO BE DEVELOPED IN SOUTH AUSTIN ALONG I-35 NEAR THE BORDER WITH BUDA AND KYLE. LEANDER IS GOING THIS WAY. IN A BIG WAY. WE FACE EXPLOSION OF GROWTH ON 130 SOMETHING TO KEEP OUR EYES ON IN TERMS OF WHAT LAND USE MODEL WE ARE GOING TO, THE OLD SEGREGATED USES OR SOMETHING LIKE WHAT MUELLER REPRESENTS. NOW, HERE'S THE PROBLEM. THIS IS A GREAT PROJECT, RIGHT? BUT IF WE DON'T SELL AND GO INSTEAD FOR LEASING I BELIEVE WE WILL KILL THE PROJECT. IN MY FACE THE TRADITIONAL POWER CENTER ALONG THE INTERSTATE WITH A VAST UNDEVELOPABLE WASTE LAND BEHIND IT. WHICH WOULD BE -- IT WOULD BE SUCH A SETBACK FOR THESE NEIGHBORHOODS THAT IT REALLY TRIED TO CREATE A SENSE OF PLACE. INSTEAD YOU GET KIND OF A SWAMP AREA WITH NO INFRASTRUCTURE. DEVELOPED INTO A VERY UNMEDICALABLE DEVELOPMENT ON THE HIGHWAY. UNDER THE BEST CASE SCENARIO FOR LEASING, LEASING WOULD REQUIRE A MASSIVE UPFRONT TAXPAYER SUBSIDY. SALES

TAX REVENUES UNDER LEASING WOULD FLOW TO THE GENERAL -- WOULD NOT FLOW INTO THE GENERAL FUND FOR A CONSIDERABLY LONGER PERIOD THAN WE SELL THE LAND. ANOTHER HIT ON THE TAXPAYERS OF AUSTIN. PROPERTY TAX REVENUES UNDER LEASING WOULD BE LESS. MORE OF IT IS EXTREMELY DUBIOUS THE PEOPLE WOULD BUY A HOUSE THAT SITS ON LEASED LAND OR IT'S ALSO UNLIKELY THAT THEY WOULD EVEN BE ABLE TO GET FINANCING FOR THE HOUSE. NOT ONLY THAT, THE CITY WOULD NEED TO OBTAIN MORE FINANCING TO BUILD THIS PROJECT AND UNLESS THIS FINANCING CAN BE UNSECURED, THE DIFFERENCE IN RATES BETWEEN THE CREDIT CARD AND THE MORTGAGE ON YOUR HOUSE, YOU KNOW THAT WHEN YOU HAVE THE LOANS SECURE, THE FINANCING SECURED BY SOMETHING VALUABLE, YOU HAVE LOWER INTEREST RATE. WE WOULD HAVE TO CHARGE YOU A LOT OF FINANCING WITH THE UNSECURED ANOTHER BIG HIT TO THE TAXPAYERS OF AUSTIN. WE ARE ON A VERY TIGHT SCHEDULE. IF WE DON'T FINISH ALL OF THE MAJOR PORTIONS OF THIS WORK BY THE END OF JUNE, WE WILL NOT BE ABLE TO GET TO THIS BECAUSE OF THE BUDGET UNTIL OCTOBER. NEARLY SIX MONTHS OR HALF A YEAR DELAY. NOW, MUELLER IS EXPENSIVE BECAUSE WE ARE DOING THE INFRASTRUCTURE AND WE ARE DOING IT VERY FAST. IT INVOLVES A LOT OF HARD WORK. I WANT TO CONGRATULATE OUR CITY STAFF, WHO HAVE DONE A PHENOMENAL JOB IN A EXTREMELY COMPLICATED FINANCIAL INFORMATION. I WANT TO CONGRATULATE CATELLUS IN PUTTING FORTH A LOT OF EFFORT AND VISION TO CREATE A VERY MEDICALABLE IMPRESSIVE NEIGHBORHOOD IN THE HEART OF THE CITY. I WANT TO THANK THE THREE JIMS, JIM COWSER FOR THE LEGAL WORK, JIM MUSBACH, DID ALL OF THE LAND PLANNING IN THE NEIGHBORHOODS. I WANT TO CONGRATULATE MY COLLEAGUES ON THE COUNCIL WHO HAD THE VISION TO MAKE THIS HAPPEN. AND PROBABLY BEST CASE ALSO DID A LOT OF FINANCIAL WORK TO MAKE IT OUT OF THIS AS WELL. ALSO -- ALSO A LOT OF OTHER FOLKS MERELY -- THIS IS A VICTORY FOR THE NEIGHBORHOOD. THIS IS A -- THIS IS A VICTORY FOR JIM WALKER AND RICK AND THE FOLKS, ONE OF THESE NEIGHBORHOODS WHO -- WHO REALLY IT'S PRETTY AMAZING. IT WASN'T SOME DEVELOPER WHO

THOUGHT OF DOING THIS. THIS IS FOLKS LIVING IN THE NEIGHBORHOOD, BORDERING THIS VAST VACANT PIECE OF LAND. REALLY A PHENOMENAL ACHIEVEMENT. A NATIONALLY RECOGNIZED REDEVELOPMENT, A LOT OF REDEVELOPMENTS IN SAN FRANCISCO AND DENVER. SECOND WEEK IN A ROW WE HAVE SHOWED YOU CAN SIMULTANEOUSLY ADD DENSITY, A SENSE OF PLACE AGAIN, YOU CAN HAVE LESS TRAFFIC IN YOUR NEIGHBORHOOD. IT'S HARD TO OVERSTATE HOW BIG OF A DEAL IT IS. IT'S A BREAK THROUGH IN LAND PLANNING, BUT IT IS NOT ENOUGH TO GET THE LAND PLANNING RIGHT, WE HAVE TO GET THE FINANCING RIGHT. WE HAVE AN OBJECT IS GOING TO TAXPAYERS TO DO THIS RIGHT. THAT INCLUDES DOING THE FINANCING RIGHT, WHICH MEANS SELLING THE LAND.

Mayor Wynn: THANK YOU, COUNCILMEMBER, ACTUALLY, I MISSPOKE, ITEM NO. 34 IS ACTUALLY THE PUBLIC HEARING, ITEM NO. 27 IS THE ACTION ITEM REGARDING A RESOLUTION AUTHORIZING DISPOSITION, SALE, LEASE OR TRANSFER OF THE MUELLER AIRPORT SITE. FURTHER COMMENTS? OR WE COULD CERTAINLY CONSIDER THAT A MOTION BY COUNCILMEMBER MCCRACKEN. [LAUGHTER]

Slusher: I WILL SECOND IT.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER MCCRACKEN ON ITEM NO. 27. AUTHORIZING THE SALE OF THE ROBERT MUELLER MUNICIPAL AIRPORT SITE. SECONDED BY COUNCILMEMBER SLUSHER. FURTHER COMMENTS?

Slusher: I WAS GOING TO SAY A FEW THINGS, BUT SINCE IT'S GETTING LATE. IN THE SPIRIT OF WE NEED TO MOVE ON WITH THIS PROJECT, I THINK THAT'S THE THEME. THAT'S ALL THAT I'M GOING TO SAY.

Mayor Wynn: THANK YOU, COUNCILMEMBER. FURTHER COMMENTS?

Goodman: ONE QUICK ONE, MAYOR.

Mayor Wynn: MAYOR PRO TEM, YES, SIR.

Goodman: I CAN'T REMEMBER WHEN ALL OF THIS STARTED, WHAT YEAR WAS THAT, ANYWAY? BUT IT'S BEEN A LONG, LONG TIME AND THESE FOLKS FROM THE NEIGHBORHOOD HAVE BEEN WITH IT FROM THE VERY BEGINNING, BACK WHEN THERE WAS THE WEDDING CAKE PLAN AND WENT ON FROM THERE AND GOT PROFESSIONALS TO HELP US DEVELOP SOMETHING REALLY GOOD AND A SUSTAINABLE INFRASTRUCTURE FOR URBAN DEVELOPMENT THAT A LOT OF CITIES DON'T HAVE A CHANCE TO WORK WITH. SO -- SO WHETHER OR NOT WHAT WE DO TONIGHT IS EXACTLY WHAT I WOULD WANT TO DO, I THINK THERE'S NO GETTING AROUND THE FACT THAT PEOPLE IN AUSTIN ARE VERY SPECIAL, VERY COMMITTED, AND THESE SURROUNDING NEIGHBORHOODS ARE THE EPITOME OF HARD-WORKING COMMUNITY FOLKS WHO BELIEVE IN COMMUNITY AND HAVE IN FACT GIVEN US SOMETHING VERY VALUABLE FOR THE FUTURE.

Mayor Wynn: THANK YOU, MAYOR PRO TEM. COUNCILMEMBER ALVAREZ?

Alvarez: THANK YOU, MAYOR, I'LL BE BRIEF, TOO. I THINK IT'S AN EXCITING PROJECT WITH A WONDERFUL VISION FOR THE FUTURE AND I HAVE BEEN THROUGH TWO CAMPAIGN CYCLES AND THIS HAS ALWAYS KIND OF BEEN AN ISSUE BOTH OF THOSE TIMES. AND, REALLY, I THINK THE MAIN CONCERN IS -- IS STAYING TRUE TO THE VISION AND THAT THERE -- THAT WAS ARTICULATED THROUGH THE VERY EXTENSIVE PUBLIC PROCESSES. SO PART OF IT I THINK IS OUR RESPONSIBILITY TO TRY TO DO THAT AS CLOSELY AS POSSIBLE AS WAS ENVISIONED AND WE WILL HAVE AN OPPORTUNITY TO GET A LOT OF INPUT ON THE LAND USE AND TRANSPORTATION PIECE BECAUSE THAT HAS TO GO THROUGH THE ZONING PROCESS AND -- AND I THINK IT'S IMPORTANT BECAUSE ALWAYS, SINCE I'VE -- I REMEMBER HAVING SEEN THE MUELLER PLAN, ONE THING THAT ALWAYS STANDS OUT IS THE AFFORDABLE HOUSING PIECE AND HOW THAT WAS GOING TO BE SORT OF A MODEL OR A UNIQUE PROJECT IN THAT SENSE. AND SO I THINK IT'S IMPORTANT TO HAVE A VERY, VERY SERIOUS DISCUSSION IN THAT REGARD AS WELL TO MAKE SURE -- WE ARE TRYING TO KEEP AS CLOSE TO THE VISION AS POSSIBLE. AND THEN -- THE SECOND CAMPAIGN CYCLE, THE ISSUE OF LEASE AND

PURCHASE CAME UP. AND WE -- I'M THINKING THAT WE CERTAINLY FELT IT WAS IMPORTANT TO CONSIDER ALL OF THE OPTIONS BECAUSE I THINK WHAT WE ARE BEING ASKED BY THE COMMUNITY IS TO HELP REALIZE THE VISION THAT WAS ARTICULATED IN THE PLAN. AND SO WHETHER THAT WAS LEASE OR SALE, I MEAN, I DON'T THINK FOR ME THAT WAS SUCH AN IMPORTANT DISTINCTION AS MUCH AS WHAT'S THE BEST WAY TO REALIZE THE VISION ARTICULATED IN THE PLAN AND REALLY JUST -- JUST HAVING RECEIVED THE ANALYSIS FROM STAFF AND OUR CONSULTANT, I THINK IT'S - - FOR ME IT'S PRETTY CLEAR THAT -- THAT THE SALE OPTION IS -- IS THE PREFERRED OPTION. AND THAT -- AND THAT -- PART OF THAT REASON IS BECAUSE WE HAVE A PIECE OF PROPERTY, A LOT OF ACREAGE, BUT IT HAS NO INFRASTRUCTURE. SO TO A CERTAIN DEGREE YOU ARE STARTING OFF WITH AN ASSET THAT ACTUALLY HAS A NEGATIVE VALUE BECAUSE SOMEBODY HAS TO GO IN AND BUILD THE INFRASTRUCTURE, SO WE HAVE ALL OF THAT INVESTMENT THAT HAS TO HAPPEN UP FRONT AND I THINK THAT PROCEEDING WITH THE SALE OPTION ALLOWS US TO, FOR THE PROJECT TO PAY FOR THAT INFRASTRUCTURE AS WE GO. SO IT ALLOWS THE PROJECT, IN ESSENCE, TO PAY FOR ITSELF VERSUS HAVING TO GO THE LEASE OPTION AND REALLY BEING IN A PERIOD OF UNCERTAINTY WHILE THE DEVELOPERS FIGURE OUT WELL, WHAT EXACTLY IS THE CITY DOING WITH THIS? AND REALLY NOT SEEING MUCH MOVEMENT FOR A WHILE. WHICH IS NOT TO SAY IT COULDN'T WORK AT SOME POINTS, IT'S JUST GOING TO TAKE A LONG, LONG TIME. BUT THERE'S BEEN A LOT OF MOVEMENT, A LOT OF POSITIVE MOVEMENT AROUND THIS PROJECT AND THIS ISSUE SO I THINK PROCEEDING WITH THE SALE OPTION IS WHAT'S GOING TO ACTUALLY HELP US REALIZE THE MASTER PLAN AND MOVE FORWARD AS EXPEDITIOUSLY AS POSSIBLE AND SO I WANT TO THANK, YOU KNOW, EVERYONE FOR THEIR INPUT AND MAKING SURE THAT WE ARE LOOKING AT ALL OF THE OPTIONS AND -- BUT TRYING TO DO CERTAINLY WHAT'S -- WHAT'S BEST FOR THE COMMUNITY AS PERTAINS TO THIS PARTICULAR PROJECT. BUT THANK YOU ALL. I WILL BE SUPPORTING THE SALE OPTION.

Mayor Wynn: THANK YOU, COUNCILMEMBER ALVAREZ. AND QUICKLY WITHOUT REPEATING ANYTHING THAT'S BEEN SAID,

I'LL JUST SAY IN MY OPINION THE VALUE OF THIS PROJECT, THE VALUE OF THIS LAND IS THE MASTER PLAN, IT'S A REMARKABLE MASTER PLAN THAT HAS HAD AN INCREDIBLE AMOUNT OF COMMUNITY OVERSIGHT AND INPUT AND IT'S WITH -- ALLOWING FOR THE SALE OF THIS LAND THAT IN FACT ENABLES THIS MASTER PLAN TO COME TO FRUITION. NOT ONLY MUCH SOONER RATHER THAN LATER BUT IN FACT COME TO FRUITION AS ALL. I'M VERY PLEASED TO SUPPORT THIS RESOLUTION ENABLING OR AUTHORIZING THIS SALE OF THE ROBERT MUELLER MUNICIPAL AIRPORT SITE. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7-0. THANK YOU ALL VERY MUCH. COUNCIL, I WILLENT CONTINUE A MOTION TO WAIVE OUR COUNCIL RULES TO EXTEND THE MEETING PAST 10:00 P.M.

MOTION MADE BY COUNCILMEMBER THOMAS. I'LL SECOND THAT. ALL IN FAVOR PLEASE SAY AYE.

AYE.

OPPOSED? THANK YOU.

Mayor Wynn: OKAY. APPRECIATE EVERYBODY'S PATIENCE TONIGHT. WHAT WE'VE BEEN TRYING TO DO IS WORK THROUGH AS MUCH COOPERATION AS WE CAN, KNOWING THAT WE HAVE SOME ACTION ITEMS THAT NEED TO OCCUR THIS EVENING, WE STILL WANT TO GET A LOT OF COMMUNITY INPUT ON SEVERAL ITEMS. WITHOUT COUNCIL OBJECTION WE ARE STILL GOING TO CONTINUE TO TABLE THE BRENTWOODHIGHLAND PLANS BECAUSE OF THE NATURE OF THE TECHNICAL ATTENTION NEEDED FOR THAT AND LET'S TAKE UP ITEM NO. 35. WHICH IS TO CONDUCT A PUBLIC HEARING REGARDING, AMONG OTHER THINGS, THE FIVE-YEAR CONSOLIDATED PLAN IN ACCORDANCE WITH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT REQUIREMENT. I'LL WELCOME MR. PAUL HILGERS.

THANK YOU, MAYOR, IN THE INTEREST OF TIME I'LL BE VERY

BRIEF, I'M PAUL HILGERS WITH NEIGHBORHOOD HOUSING AND COMMUNITY DEVELOPMENT. I AM HERE FOR THE RECORD TO STATE THAT WE ARE CONDUCTING A PUBLIC HEARING ON THE DRAFT, FIVE YEARS CONSOLIDATED PLAN FOR 2005, TWINE WHICH IS A DOCUMENT WHICH WILL BE SUBMITTED TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT WHICH SERVES AS THE PLANNING DOCUMENT OF THE CITY AN APPLICATION FOR FEDERAL FUNDING, THE 2004-2005 ACTION PLAN, WHICH IS A DESCRIPTION OF THE ACTIVITIES THE CITY WILL UNDERTAKE DURING THE YEAR TO ADDRESS PRIORITY COMMUNITY DEVELOPMENT NEEDS AND THE 2004-2005 COMMUNITY DEVELOPMENT PROGRAM WHICH ADDRESSES THE CITY EFFORTS TO IMPROVE LIVING AND ECONOMIC CONDITIONS OF PERSONS OF LOW AND MODERATE INCOME. BENEFIT LOW AND MODERATE INCOME NEIGHBORHOODS, (READING) THIS PUBLIC HEARING IS REQUIRED BY H.U.D. AND BY CHAPTER 373 OF THE TEXAS LOCAL GOVERNMENT CODE. AND IS IN ACCORDANCE WITH THE CITY'S -- CITIZENS PARTICIPATION PLAN WHICH SETS FORTH THE CITY'S POLICIES AND PROCEDURES FOR CITIZEN PARTICIPATION IN THE CONSOLIDATED PLAN AND COMMUNITY DEVELOPMENT PROGRAM. THIS IS A PROCESS WE GO THROUGH EVERY FIVE YEARS. TONIGHT I WOULD MAKE IT CLEAR THAT THERE IS NO ACTION REQUIRED BY THE CITY COUNCIL. THAT ACTION IS EXPECTED TO BE TAKEN IN JUNE ON JUNE THE 24th. AFTER ALL WRITTEN COMMENTS HAVE BEEN RECEIVED THE END OF THE WRITTEN COMMENT PERIOD FOR THIS DOCUMENT IS ON JUNE THE 9th. THIS DOCUMENT IS POSTED ON OUR WEBSITE FOR ANYONE TO -- TO REVIEW AND THAT IS AT www.cityofAustin.org/HOUSING WWW.CITYOFAUSTIN.ORG/HOUSING. VERY BRIEFLY THE DRAFT PLAN CONTINUES TO INVEST IN THE HOUSING CONTINUUM, SUBSIDIZE ACCORDING TO THE NEED AND MAINTAINS FUNDING OF OUR SUCCESSFUL PROGRAMS INCLUDING EMERGENCY HOME REPAIR, ARCHITECTURAL BARRIER REMOVAL, SMART HOUSING AND OUR COMMITMENT TO REVITALIZE THE 11th AND 12th STREET CORRIDOR. THE CHANGES ARE INCREASED SUPPORT FOR NON-PROFIT HOUSING PROVIDERS AND CHODO CAPACITY BUILDINGS. IMPLEMENTING AND COORDINATING SERVICES THROUGH A NEIGHBORHOOD BASED APPROACH. TARGET

OUR FEDERAL RESOURCES TO SERVE THOSE LOW INCOME HOUSEHOLDS AND SPECIAL DEVELOPMENTS THAT REQUIRE A HIGHER LEVEL OF FUNDING AND OUR LEVERAGING FUNDS LIKE TRANSITIONAL HOUSING. THERE IS NOT FOR THE NEXT FIVE YEARS A RECOMMENDATION FOR FUNDING PUBLIC FACILITIES OTHER THAN THE TWO MAJOR PUBLIC FACILITIES THAT REQUIRE SUBSTANTIAL DEBT SERVICE WHICH UTILIZE THE CDBG FUND. THIS PLAN IS PRESENTED TO YOU AS A DRAFT. IT IS THE CULMINATION OF MONTHS OF WORK, WHICH INCLUDE A MARKET SURVEY ANALYSIS, QUESTIONNAIRES, PUBLIC HEARINGS, STAKEHOLDER MEETINGS, AND SO WE PRESENT IT AS A DRAFT. IT WILL BE FINALIZED BASED ON THE FINAL COMMENTS THAT WE RECEIVED ONUP THE 9th. THIS IS THE FINAL OPPORTUNITY FOR THE COUNCIL TO HAVE A PUBLIC HEARING ON THAT DOCUMENT THE COMMUNITY DEVELOPMENT COMMISSION WILL MEET ON JUNE THE -- JUNE THE -- WHAT DATE DID WE PICK? JUNE THE 9th, THANK YOU, THEN BACK TO YOU ON JUNE THE 24th. WITHOUT ANY QUESTIONS I WILL CLOSE FOR THE PUBLIC COMMENT. THANK YOU.

ANY QUESTIONS FROM STAFF, COUNCIL? IF NOT WE WILL TAKE UP CITIZEN CARDS TO HAVE OUR PUBLIC INPUT. WE APPRECIATE YOUR PATIENCE AND FLEXIBILITY THAT WE SHOWED EARLIER. FIRST SUMMARY I THINK IS ALEXIYA RODRIGUEZ,.

Mayor Wynn: FINE, THANK YOU, THEN SOL CAVAZOS. I KNEW THAT. SOME FOLKS WANTED TO DONATE TIME. JUAN COT TEAR RAS HERE. URSULA PIKE? HOW ABOUT ENGINE IF HER DAUGHTERY.

NINE MINUTES IF YOU NEED IT.

EXCELLENT. I WON'T TAKE ALL OF THAT TIME. GOOD EVENING MAYOR WYNN AND COUNCILMEMBERS, I'M SAL CABASOS, I HAVE LIVED IN AUSTIN FOR APPROXIMATELY 7 YEARS, IN THAT SHORT TIME I'VE HAD THE AWESOME PRIVILEGE TO HAVE WORKED WITH ABOUT 5,000 OR SO FAMILIES, PARENTS AND YOUNG PEOPLE IN MY FORMER ROLE AS PRINCIPAL OF FULMORE MIDDLE SCHOOL IN SOUTH AUSTIN AND PRINCIPAL OF JOHNSTON HIGH SCHOOL. I COME BEFORE YOU TONIGHT TO URGE YOU TO SUPPORT THE

EAST SIDE COMMUNITY DEVELOPMENT PROJECT THAT HAVE
HA COME BEFORE YOU IN DIFFERENT VENUES, WE HAVE
EXPLAINED THAT PROJECT THAT IS GOING TO BE PLACED IN
EAST AUSTIN, THE ENTIRE CDBG PROCESS HAS BEEN AN
EYE OPENING EXPERIENCE FOR US AT SOUTHWEST KEY
AND FOR MANY COMMUNITY MEMBERS AND ACTIVISTS AND
REPRESENTATIVES FROM ORGANIZATIONS AND CITIZENS
THAT HAVEN'T IN THE PAST BEEN PART OF THIS PROCESS.
WHAT IT DID FOR US IS IT BROUGHT US ALL BEHIND ONE
SINGLE CAUSE. TO IMPROVE THE QUALITY OF LIFE FOR
CITIZENS IN THE JOHNSTON GOVALLE NEIGHBORHOOD,
WHICH WILL ALSO HAVE POSITIVE EFFECTS THROUGHOUT
THE NEIGHBORHOODS IN EAST AUSTIN. WE BELIEVE THIS IS
TRULY A DEMOCRACY IN ACTION. AND A GREAT AMERICAN
BY THE THE NAME OF DWIGHT D. ICE.... EISENHOWER IN 1945
WAS ASKED TO DEFINE DEMOCRACY IN ONE WORD, HIS
DEFINITION WAS COOPERATION. WE BELIEVE AT
SOUTHWEST KEY AND THE COMMUNITY MEMBER THAT'S WE
HAVE BEEN WORKING WITH THAT OUR -- THAT IT'S BEEN A
TRULY COLLABORATIVE AND COOPERATIVE EFFORT THAT
WE HAVE BEEN INVOLVED WITH THESE PAST TWO YEARS IN
COMING UP WITH A PLAN FOR OUR EAST SIDE COMMUNITY
DEVELOPMENT PROJECT. ANOTHER PERSON, ANOTHER
GREAT AMERICAN BY THE NAME OF FRANKLIN DELENOR
ROOSEVELT. HE SAID THE DEEPER PURPOSE OF
DEMOCRATIC GOVERNMENT IS TO ASSIST AS MANY OF ITS
CITIZENS AS POSSIBLE TO IMPROVE THEIR CONDITIONS OF
LIFE. THE EAST SIDE COMMUNITY DEVELOPMENT PROJECT
NOW IS ABOUT A COMMUNITY REACHING OUT, SPEAKING
OUT, AND REQUESTING ASSISTANCE TO IMPROVE THEIR
QUALITY OF LIFE. PUBLIC INPUT IN -- IN THE SUPPORT OF
THE EAST SIDE COMMUNITY DEVELOPMENT PROJECT HAS
BEEN GRAND AND GREAT AND I'M NOT SURE THAT IT'S
REFLECTED IN THE PLAN THAT THE STAFF HAS PROPOSED.
WE HAVE HAD HUNDREDS OF SURVEYS THAT HAVE BEEN
FILLED OUT BY CITIZENS IN EAST AUSTIN. AND THROUGHOUT
THE CITY IN SUPPORT OF THE EAST SIDE DEVELOPMENT --
EAST SIDE COMMUNITY DEVELOPMENT PROJECT. ALSO
WE'VE HAD SEVERAL HOUSE MEETINGS, SOME OF WHICH
THAT I'VE ATTENDED IN EAST AUSTIN, WHERE SEVERAL
COMMUNITY MEMBERS HAVE COME TOGETHER TO VOICE
THEIR SUPPORT FOR THIS PROJECT. ALSO, SEVERAL

HUNDRED CITIZENS HAVE FILLED OUT PETITIONS OR HAVE FILLED OUT AND SIGNED PETITIONS TO URGE THE COUNCIL TO SUPPORT THIS PROJECT. AND SO TONIGHT WE URGE YOU, MAYOR WYNN, COUNCILMEMBER SLUSHER, ALVAREZ, GOODWIN [SIC], DUNKERLY, MCCracken AND THOMAS TO SUPPORT YOUTH AND FAMILIES IN THE JOHNSTON GOVALLE NEIGHBORHOOD AND TO COMMIT CDBG FUNDS FOR THE EAST SIDE DEVELOPMENT COMMUNITY DEVELOPMENT PROJECT AND TO HELP US HELP PEOPLE IN EAST SIDE IMPROVE THEIR QUALITY OF LIFE. THANK YOU.

THANK YOU, SIR. [APPLAUSE]

HELEN, LOOKS LIKE VARLEY OR BARKLEY. SIGNED UP WISHING TO SPEAK IN FAVOR. [INDISCERNIBLE] CARVER?

LATER.

IT'S 10:15, HOW MUCH LATER DO YOU WANT TO STAY HERE?

EXCUSE ME, MAYOR, YOU HAD CALLED MY NAME, JENNIFER DAUGHTERRY, I WAS RAISING MY HAND TO SAY THAT I WAS HERE, NOT TO GIVE MY MINUTES TO THE GENTLEMAN THAT WAS JUST SPEAKING.

Mayor Wynn: YOU ARE WELCOME TO SPEAK, MA'AM.

GOOD EVENING, MAYOR AND COUNCIL, I'M JENNIFER DAUGHTERRY HERE TONIGHT REPRESENTING FOUNDATION COMMUNITIES IN THE CITY'S HOMELESS TASK FORCE. FIRST I WOULD LIKE TO SINCERELY THANK THE CITY COUNCIL FOR YOUR SUPPORT OF GARDEN TERRACE, AUSTIN'S FIRST PERMANENT SUPPORTIVE HOUSING THAT SERVES HOMELESS PERSONS AND PERSONS WITH EXTREMELY LOW INCOMES. THE CITY OF AUSTIN WAS THE LEAD FINANCIAL CONTRIBUTOR OF THIS PROJECT AND WE WHOLEHEARTEDLY APPRECIATE YOUR SUPPORT. GARDEN TERRACE IS A LESSON LEARNED. RIGHT NOW ALL 85 UNITS ARE FILLED AND THERE ARE OVER 200 PEOPLE ON THE WAITING LIST. SINCE WE OPENED OUR DOORS NINE MONTHS AGO, THERE'S ONLY BEEN ONE UNIT OPPORTUNITY OVER, GARDEN TERRACE RESIDENTS HAVE FINALLY FOUND A HOME AND THEY ARE KEEPING IT. RIGHT NOW GARDEN

TERRACE HOUSES 65 FORMERLY HOMELESS PERSONS. 29 OF THOSE HOMELESS PERSONS WERE CHRONICALLY HOMELESS. THE HARDEST TO SERVE POPULATION. THE SUCCESS STORIES OF OF THE RESIDENTS ARE NUMEROUS, FOR EXAMPLE WITH THE HELP OF THE GARDEN TERRACE CASE MANAGER, ONE WERE THE HAS FINALLY BEEN ABLE TO RECEIVE SSI BENEFITS AFTER BEING HOMELESS FOR 14 YEARS. ANOTHER RESIDENT HAS FINALLY BEEN ABLE TO GET HIS TEETH FIXED AFTER YEARS ON THE STREET WHILE ANOTHER RESIDENT HAS BEEN ABLE TO LINE UP JOB INTERVIEWS USING THE COMPUTER LAB ON SITE. THANK YOU, COUNCIL, FOR YOUR SUPPORT OF THIS PROJECT. THE PRIMARILY REASON THAT I'M HERE TONIGHT IS TO COMMENT ON THE FIVE-YEAR CONSOLIDATED PLAN. I HAVE FOUR QUICK POINTS. FIRST, I URGE THE CITY COUNCIL TO SUPPORT THE GOAL OF DEVELOPING MORE PERMANENT SUPPORTED HOUSING AS DETAILED IN THE 10 YEAR PLAN TO END CHRONIC HOMELESSNESS, AS EVIDENCED ABOVE SUPPORTIVE HOUSING IS A LONG-TERM SOLUTION TO ENDING HOMELESSNESS. IT ALSO SAVES IT.... THE CITY MONEY. IN SUPPORT OF THE 10 YEAR PLAN, I ALSO URGE THE CITY TO PROVIDE THE MATCHING FUNDS FOR THE CRITICAL SERVICES NECESSARY TO MAINTAIN THIS TYPE OF HOUSING. SECOND, I WOULD LIKE TO ENCOURAGE THE CITY'S SUPPORT OF INCLUSIONARY HOUSING MOVEMENT THAT FRANK FERNANDEZ AND BO McCARVER ARE GOING TO SPEAK ON LATER. INCLUSIONARY HOUSING HAS BEEN SUCCESSFULLY IMPLEMENTED IN MANY OTHER CITIES AND CREATE AS DECONCENTRATION OF POVERTY THAT WILL AID IN THE SUSTAINABILITY AND LIVELIHOOD OF AUSTIN. THIRD, I WOULD LIKE TO STRESS THE IMPORTANCE OF SERVING FAMILY WAS INCOMES BELOW 30% MEDIAN FAMILY INCOME. RIGHT NOW OVER 26,000 CHILDREN IN TRAVIS COUNTY LIVE IN HOUSEHOLDS WITH INCOMES LESS THAN \$1,000 A MONTH. FOR THE PAST SIX YEARS, THE HOUSING AUTHORITY HAS GIVEN A LOT PREFERENCE TO SENIORS WHILE THEY ARE OVER 5,000 FAMILIES WITH CHILDREN ON THE WAITING LIST. IT HAS BEEN TWO YEARS SINCE ANY OF THESE FAMILIES WERE SERVED. WHILE SERVICES FOR THE SENIORS ARE IMPORTANT, WE BELIEVE THAT FAMILIES WITH CHILDREN BEAR A GREAT BURDEN WITH THE LEAST AMOUNT OF ASSISTANCE AND SHOULD BE A PRIORITY. FINALLY, I WOULD

LIKE TO PLEDGE MY SUPPORT FOR THE CONSOLIDATED PLAN. I COMMEND THE FOCUS ON FUNDING HOUSING RELATED PROGRAMS AND FACILITIES THAT SUPPORT THEM [BUZZER SOUNDING] ALL THE STATISTICS MENTION BOFD ILLUSTRATE THE DIRE NEED FOR AFFORDABLE HOUSING OPPORTUNITIES IN AUSTIN. THE CON PLAN RECOGNIZED THIS AND MADE HOUSE AN PRIORITY THANK YOU.

I APOLOGIZE YOUR CARD CLEARLY DOES NOT DONATE TIME. WELCOME.

I'M BO McCARVER, CHAIR OF THE BLACK LAND COMMUNITY DEVELOPMENT CORPORATION. OUR CDC, WE PROVIDE ABOUT 37 UNITS OF HOUSING NOW FOR LOW AND VERY LOW INCOME FAMILIES. WITH PAUL HILGERS WE MAY MAKE IT TO 50 ONE OF THESE YEARS. WE ARE REALLY PROUD OF OUR 21st YEAR, WE PROVIDE HOUSING FOR A MIX OF PEOPLE. FOR -- FOR CERTAINLY LOW INCOME PEOPLE, ALL BELOW 60% MEDIAN FAMILY INCOME, HOUSING FOR ELDERLY, FOR HOMELESS, ET CETERA. BUT WE ARE BASICALLY BUILT OUT. THERE AREN'T MANY LOTS LEFT. AS WE LOOK AROUND, THERE'S NOT A LOT OF POTENTIAL IN MANY AREAS IN EAST AUSTIN, IN AUSTIN AS A WHOLE IN ORDER TO MAKE HOUSING FOR LOW INCOME PEOPLE. WE HAVE DONE OUR PART. WE WANT TO TIP BUT WE NEED YOUR HELP. I WOULD LIKE TO ECHO WHAT JENNIFER JUST MENTIONED ABOUT INCLUSIONARY HOUSING. THE CITY COULD MAKE TREMENDOUS IN-ROADS ON PROVIDING AFFORDABLE HOUSING FOR THE UPCOMING YEARS IF YOU COULD EMBRACE AN INCLUSIONARY HOUSING POLICY SIMILAR TO WHAT THEY HAVE IN SAN FRANCISCO AND OTHER HOUSING UNITS OR OTHER CITIES AROUND THE UNITED STATES THAT HAVE ADOPTED THIS. THE OLDEST PROCESS WE KNOW OF IS IN MONTGOMERY COUNTY, MARYLAND, AND -- MONTGOMERY COUNTY MARYLAND. THEY HAVE AN INCLUSIONARY PROCESS THERE THAT'S BEEN GOING ON THERE FOR ABOUT 27 YEARS. BASICALLY ANY TIME A BUILDER COMES BEFORE YOU WITH 50 OR MORE UNITS, THEY HAVE TO COMMIT A CERTAIN PERCENTAGE OF THOSE HOUSES TO AFFORDABLE UNITS. IF YOU DO THAT, A GREAT NUMBER OF UNITS TO BE GENERATED AND WE HAVE ASKED DR. LIZ TAYLOR -- LIZ MUELLER OF THE UNIVERSITY OF TEXAS SCHOOL OF ACCIDENTTURE TO DO A STUDY FOR US.

TO SEE WHAT HAS BEEN PROJECTED HAD THE CITY ADOPTED SUCH AN ORDINANCE BACK IN 1992. FOR THE PERIOD OF '91 TO 2003, 10 YEAR PERIOD IN THERE, DR. MUELLER'S STUDIES SHOWED THAT IT WOULD HAVE GENERATED APPROXIMATELY 5600 UNITS OF AFFORDABLE HOUSING AND THE MORE STARTLING THING ABOUT IT WOULD BE THAT THE UNITS OF HOUSING WOULD THEN ALL OVER TOWN, WOULD HAVE BEEN WEST AUSTIN, SOUTH AUSTIN, NORTH AND EAST AS WELL. IT WOULD HAVE GENERATED QUITE A BIT OF -- TAKEN A LOT OF PRESSURE AND GENTRIFICATION PRESSURE OFF OF SOME OF US IN EAST AUSTIN IN FACT. WE WOULD APPRECIATE IT IF YOU COULD EXPLORE THIS IN THE FUTURE, POSSIBLY ADOPT IT. IT NOT TOO LATE TO PUT IT IN NOW. IT WOULD HAVE TREMENDOUS IMPACT. HOWEVER IT WILL TAKE A LOT OF COMMITMENT BY THE COUNCIL TO DO THIS. IT'S NOT A SIMPLE THING TO DO. YOU REALLY NEED TO GET A BUSINESS PLAN TOGETHER ON THIS. AND EXPLORE IT AND INVOLVE IN THE DEVELOPMENT COMMUNITY, MR. HILGERS DEPARTMENT. VARIOUS STAKEHOLDER INCLUDING THE COMMUNITIES ALL OVER AUSTIN. TAKE A LOOK AT THIS THING. IT CAN BE DONE HERE, I WOULD URGE YOU TO DO IT. HOWEVER IT WOULD BE NICE IF YOU COULD EARMARK FUND AND SET THEM ASIDE TO GO AHEAD AND DO THIS BUSINESS PART OF IT. I URGE YOU TO LOOK INTO INCLUSIONARY ZONING AND COMMIT SOME FUND TO EXPLORING IT FURTHER. THANK YOU.

THANK YOU. [INDISCERNIBLE] FERNANDEZ, WELCOME, THREE MINUTES, FOLLOWED BY REVEREND SNEAD.

GOOD EVENING, COUNCIL, I'LL TRY TO KEEP IT BRIEF. AGAIN MY NAME IS FRANK FERNANDEZ WITH THE AUSTIN COMMUNITY DEVELOPMENT CORPORATION. I WANTED TO TOUCH ON THREE THINGS RELATED TO THE CON PLAN THAT'S BEING DISCUSSED TONIGHT. THE FIRST I JUST WANTED TO EXPRESSION OUR ORGANIZATIONS SUPPORT FOR THE CON PLAN AND EXPRESS OUR APPRECIATION FOR THE SUPPORT THAT THE CITY IS PROVIDING FOR OUR OPERATIONS AND PROVIDING FINANCING AND TECHNICAL ASSISTANCE TO BUSINESSES AND ORGANIZATIONS IN EAST AUSTIN. SECOND, AS A REPRESENTATIVE OF THE AUSTIN CHODO ROUND TABLE, WE ALSO WANTED TO EXPRESS OUR

APPRECIATION FOR THE CITY CREATING A CAPACITY BUILDING PROGRAM FOR CHODOS, WE THINK IT WILL HAVE A TREMENDOUS IMPACT IN INCREASING THE AMOUNT OF AFFORDABLE HOUSING FOR VERY LOW INCOME FAMILIES, ALTHOUGH WE WOULD LIKE TO SEE THAT FUNDING LEVEL INCREASE AS MANY ORGANIZATIONS WOULD AGREE WITH. THIRD, I WOULD LIKE TO TALK A LITTLE BIT ABOUT INCLUSIONARY HOUSING, SEVERAL ORGANIZATIONS, THE AUSTIN CDC, BLACK LAND CDC, MANY MEMBERS OF THE AUSTIN CHODO ROUND TABLE, TEXAS LOW INCOME HOUSING SERVICES AMONG OTHER GROUPS HAVE BEEN MEETING TO DISCUSS THIS ISSUE. FOR THOSE THAT AREN'T FAMILIAR IT'S BASICALLY A MARKET BASED POLICY TOOL THAT [INDISCERNIBLE] ASKING AS BO WAS SAYING RESIDENTIAL DEVELOPERS TO SET ASIDE A PORTION FOR LOW INCOME FAMILIES. WHAT I WOULD LIKE TO EMPHASIZE ARE THE BENEFITS OF THAT. WE SEE MULTIPLE ONES, FIRST IT WOULD CREATE ADDITIONAL AFFORDABLE HOUSING THAT WOULD OTHERWISE NOT BE THERE, WHICH IS AN IMPORTANT THING. IT WOULD DISPERSE IT THROUGHOUT THE COMMUNITY SO IT'S NOT CONCENTRATED IN CERTAIN AREAS LIKE EAST AND SOUTH AUSTIN. THIRD I THINK IT ALLOWS US TO HARNESS THE POWER OF THE MARKETPLACE TO INCREASE AFFORDABLE HOUSING WITHOUT A SIGNIFICANT OUTLAY OF ADDITIONAL PUBLIC SUBSIDY. IT'S AN IMPORTANT THING TO CONSIDER GIVEN THE TYPE OF PUTTING SITUATION THAT YOU ARE IN, WE DON'T HAVE TO PUT A HUGE INFUSION OF PUBLIC MONEY INTO IT. THAT'S PART OF THE BEAUTY OF IT. FOURTH WE DO THINK IT WOULD HELP TO -- TO WHERE IT WOULD WORK TO DISPEL THIS MISCONCEPTION THAT YOU CANNOT HAVE AFFORDABLE HOUSING MIXED IN WITH MARKET RATE HOUSING, WHICH I THINK IS ONE OF THE GOALS THAT MUELLER IS TRYING TO DO AS WELL. SO ULTIMATELY WE THINK WHAT INCLUSIONARY HOUSING CAN DO FOR US, WHAT IT HAS DONE, TAKE IT TO THE NEXT AGREE. THIS SOUNDS GREAT BUT AS BO IS ALLUDING TO, THERE ARE LEGITIMATE POLICY CONCERNS, WASN'T TO MAKE -- WE AND THE TO MAKE SURE THAT IT DOESN'T IMPEDE DEVELOPMENT. FOR THOSE REASONS, WE ARE URGING THE COUNCIL TO CONSIDER INCLUDING AS PART OF THE CON PLAN AN ECONOMIC FEASIBILITY STUDY THAT

WOULD LOOK AT OR ATTEMPT TO QUANTIFY THE ECONOMIC CONSEQUENCES OF THIS TYPE OF PROGRAM. [BUZZER SOUNDING] WITH THAT I THANK YOU. THANK YOU, MR. FERNANDEZ, THOMAS SNEAD. I'M SORRY, HE SIGNED UP IN FAVOR OF THE SOUTHWEST KEY PROGRAM. VERONICA SAVAGE, WOULD YOU LIKE TO SPEAK SORT OF IN HIS STEAD. VERONICA SIGNED UP DONATING TIME. ALSO IN FAVOR. [INDISCERNIBLE] TOYFOYA. THREE MINUTES FOLLOWED BY RON HARU.

I SHOULD SAY GOOD NIGHT, RIGHT. MAYOR, MAYOR PRO TEM, COUNCILMEMBERS, BEFORE YOU GO TO SLEEP I WANT TO SAY SOMETHING VERY, VERY SIMPLE. I KNOW MANY OF YOU ARE IN FAVOR OF THIS TREMENDOUS PROJECT, SOUTHWEST KEY. THE ONLY PROBLEM IS WHERE DO WE GET THE MOPE? MONEY. SOUTHWEST KEY IS NOT ASKING FOR THE FULL AMOUNT. A PORTION, VERY, VERY SMALL PORTION. ONE THING YOU MUST REMEMBER, IF YOU HELP SOUTHWEST KEY DEVELOP IN EAST AUSTIN, THE NEXT TIME YOU GO TO SLEEP YOU ARE GOING TO REMEMBER THAT YOU ARE HELPING CHILDREN, YOU ARE HELPING THE ELDERLY, YOU ARE HELPING THOSE WHO NEED A BETTER EDUCATION, THOSE THAT NEED HELP IN THEIR EDUCATION. MAYBE IN THE FUTURE THEY'LL BE GOING TO COLLEGE. JUST REMEMBER THAT WHATEVER YOU DO FOR THE YOUTH, IT WILL COME BACK TO YOU. IN TENFOLD. BECAUSE AFTER ALL THEY ARE OUR FUTURE. FUN IN 40 YEARS, I GUARANTY -- FINISH IN 40 YEARS, I GUARANTEE YOU I WON'T BE HERE, BUT MY CHILDREN WILL BE HERE, MY GRANDCHILDREN WILL BE HERE, GOOD WILLING WITH THE HELP OF SOUTHWEST KEY, WHO I GUARANTEE YOU THOSE THAT ARE PUTTING IT ALTOGETHER WON'T BE HERE. BUT THEIR CHILDREN'S CHILDREN'S CHILDREN WILL BE HERE. AND AUSTIN WILL BENEFIT. ALL BECAUSE YOU DECIDED TO HELP. THANK YOU. [APPLAUSE]

THANK YOU. RON I'M SORRY LOOKED LIKE HARU. HAD TO LEAVE, ALSO. LOOKED LIKE RON WAS GOING TO SPEAK IN FAVOR OF SOUTHWEST KEY. AND AUSTIN UNDER 21 SLAM. IF I CAN READ THAT CORRECTLY. LARROCHA SMITH. NOT WISHING TO SPEAK IN FAVOR OF SOUTHWEST KEY. MARTHA COT TARA. PAY SENSE IS A VIRTUE. MS. COTERA. AND DIANA ENZELADA? DONATING TIME, MARTHA YOU WILL HAVE UP TO

SIX MINUTES.

THANK YOU VERY MUCH. I'LL TRY TO MAKE IT BRIEF. GOOD EVENING, MAYOR AND MEMBERS OF THE CITY COUNCIL. MY NAME IS MARTHA COTERA. I'M HERE TO SUPPORT FUNDING FOR THE EAST AUSTIN COMMUNITY DEVELOPMENT PROJECT. PROPOSED BY SOUTHWEST KEY AND IN CHAB ABRASION..... KLBJ..... KLBJ ABRASION WITH THE JOHNSTON AND GOVALLE NEIGHBORHOOD. MARCELA, MY HERO HAS BEEN STANDING SINCE 5:00. I DON'T KNOW HOW HE DOES IT. THANK YOU MARCELLO. I JUST CAN'T GET OVER IT. I CAN'T BELIEVE WE'VE BEEN AT IT THIS LONG, BUT WE HAVE. AFTER ALMOST THREE YEARS, WE CAN LOOK BACK TO THE OUTSTANDING ACHIEVEMENTS ALREADY MENTIONED BY MR. CAVASOS, HUNDREDS OF AUSTINITES OF ALL RACES COMING TOGETHER TO PLAN AND PROMOTE A PROJECT OF THEIR DESIGN AND THEIR CHOICE IN ONE OF AUSTIN'S MOST DESERVING AND OFTEN UNDERSERVED COMMUNITIES AND AGAIN I MIGHT REMIND YOU THAT -- THAT 9,000 -- I MEAN, THE AVERAGE INCOME IN THAT AREA BEING LESS AROUND \$9,000. DOUBLED THOSE OF THE REST OF THE CITY, SOMETIMES TRIPLED. I'VE BEEN VERY MUCH IMPRESSED WITH THE HUNDREDS OF AUSTINITES THAT HAVE FOLLOWED THIS PROCESS AND BEEN INVOLVED WITH IT. THE SURVEYS, THE SIGNATURES BEING INCLUDED. BUT MOST OF ALL, SEEING IMPORTANT GROUPS AND INSTITUTIONS IN THE PROJECT AREA, INCLUDING THE SCHOOLS, THE CHURCHES AND NEIGHBORHOOD ASSOCIATIONS AND THE PROJECT ADVISORY COMMITTEE MEMBERS ALL SO ENTHUSIASTICALLY INVOLVED IN THIS PROJECT, SO WILLING TO STAND AND ATTEND MEETINGS, GO DOOR TO DOOR, IN GENERAL DO EVERYTHING POSSIBLE, INCLUDING MYSELF WORKING AROUND THE CLOCK BASICALLY SO I CAN CATCH UP AFTER DOING THIS WORK VOLUNTARILY FOR DAYS ON END. I TELL YOU IF YOU WANT YOUTH, GLOW, ENERGY, JUST DON'T GET A FACELIFT. JUST COME AND JOIN THIS GROUP. PERSONALLY, I HAVE BEEN REINVIGORATED, REENERGIZED, RECALIBRATED I'M ROARING TO GO, LIKE YOU NEED TO HEAR THIS. I KNOW IT SOUND CORNEA, BUT I -- CORNY BUT I REALLY FEEL THE STRENGTH OF HOPE IN A SEEMINGLY HOPELESS SITUATION IS WHAT IT IS TO FEEL THE MIRACLE OF LIVING AND THE

BEST IN HUMAN NATURE. WHO NEEDS DRUGS? THE BIGGEST TRIAL AND ACHIEVEMENT FOR ALL OF US, THANK YOU PAUL HILGERS, HAS BEEN TO MASTER THE LEARNING CURVE OF A PROCESS THAT IS ARDUOUS AND OFTEN DISCOURAGING, THERE IS A REASON MOST OF US HAVE AVOIDED THIS PROCESS THE PAST 20 YEARS, WE ARE LONG OVERDUE FOR OUR PART OF THE MONEY. GIVE IT TO US ALREADY. I DISCUSSED THIS WITH CITY COUNCIL MANY, MANY TIMES. YET IT'S MIRACULOUS TO WATCH AS OFTEN DISENFRANCHISED COMMUNITY GRAPPLE WITH END FRANCHISEMENT, WITH LEARNING ABOUT CITY COMMISSIONS, DYNAMICS, ABOUT CITY COUNCIL, ABOUT EACH OTHER, AND ABOUT WHY SOMEONE LIKE SOUTHWEST KEY SHOULD BROTHUR TO BRING RESOURCES NEXT DOOR, THIS COMMUNITY IS MOBILIZED TO ENSURE THE SUCCESS OF THIS PROJECT AND THEY ARE GOING TO MAKE IT HAPPEN. WE WANT IT TO HAPPEN WITH YOUR PARTICIPATION. UNFORTUNATELY, THE PROJECT IS APPARENTLY NOT RECOMMENDED IN THE DEPARTMENTAL FIVE YEAR PLAN DRAFT. BUT WE ARE PLEASED AND ENCOURAGED BY THE SUPPORT OF SOME INDIVIDUAL CDBG COMMISSION MEMBERS TO THEM AND IN FACT TO THE ENTIRE CDC COMMISSION WE WANT TO EXPRESS OUR APPRECIATION FOR THEIR SERVICE ON BEHALF OF THIS CITY. WE ARE ASKING TOWN TO MAKE THIS PROJECT A REALITY BY PROVIDING ONLY 25% OF THE TOTAL TO COMPLETE THE INITIAL PHASE. AND BELIEVE YOU ME, PART OF THE MONEY IS ACTUALLY BEING PLEDGED, 200,000, BY THE STAFF THE SOUTHWEST KEY. I THINK WE SHOULD GIVE THEM ALL A HAND. THEY REALLY PUT THEIR MONEY WHERE THEIR MOUTH IS. THE JOHNSTON AND GOVALLE NEIGHBORHOOD ARE A STABLE, TAX PAYING, EMPATHETIC COMMUNITY THAT SUPPORTS ELIMINATING HOMELESSNESS AND OTHER NEED THAT THIS COUNCIL HOLD SO DEAR TO THEIR HEART. I HAVE BEEN TOLD THAT THERE ARE AT LEAST FOUR VERY STRONG PEOPLE THAT ARE ON THIS COUNCIL THAT STAND UP FOR HOMELESSNESS, THIS COMMUNITY STANDS UP FOR ELIMINATING THAT SITUATION. AND FOR OTHER NEEDS. EVEN AS THEY SEE THEIR -- EVEN AS THEY SEE AND FEEL THEIR OWN PRECARIOUS INFRASTRUCTURE SLIPPING, THEY ARE WILLING TO STAND UP FOR OTHERS. AND I JUST FEEL VERY HUMBLER AND VERY HONORED TO

TELL THE TRUTH TO HAVE BEEN WORKING WITH THEM. I THINK IT'S A REAL PRIVILEGE. BUT WE FEEL THAT IT NOW IT'S OUR TURN TO RECEIVE THE SERVICES IDENTIFIED BY THE RESIDENTS TO BE PROVIDED BY THE EAST AUSTIN COMMUNITY DEVELOPMENT PROJECT. THEY NEED THESE SERVICES AND THEY NEED THIS INSTITUTIONAL BASE RIGHT THERE. ONE RESIDENT SAID IT WELL AS I WAS LISTENING TO HER, AFTER ALL, SHE SAID, WHAT WE ARE TRYING TO DO IS KEEP OUR FAMILIES TOGETHER. TO AVOID HOMELESSNESS THAT ALL OF YOU ARE SO COMMITTED TO OR SAY THAT YOU ARE COMMITTED TO, HAVE DONE FOR OTHERS AND WE WANT TO ADMIT -- ELIMINATE THAT, AVOID THAT, AND OTHER DEVASTATIONS, SO WHY THIS LADY SHE CAN OUR TAX DOLLARS NOT BE INVEST UNDERSTAND THIS BEFORE WE END UP AT THE SHELTERS. AND THEN SADLY SHE TOLD ME SOMETIMES WE FEEL WE WOULD BE BETTER OFF THERE. IT'S A MUCH NICER PLACE THAT YOU ALL HAVE BILL DOWNTOWN. AS USUAL, WE ARE COUNTING ON YOUR WISDOM [BUZZER SOUNDING] AND HUMANITY TO COULD THE RIGHT THING. THANK YOU. [APPLAUSE]

THANK YOU, I'M GLAD WE MADE YOU COOL YOUR JETS FOR FIVE HOURS. PROBABLY COULDN'T HAVE HANDLED YOU FIVE HOURS AGO [LAUGHTER] KATHY CRANSSTON. SIGNED UP WISHING TO SPEAK, NEUTRAL. NORA COMSTOCK. WELCOME, NORA. LOOKS LIKE MELODY CHUPG STILL HERE. SHE OFFERED HER THREE MINUTES TO YOU, YOU WILL HAVE UP TO SIX MINUTES.

THANK YOU, I DON'T THINK I NEED THEM. THANK YOU. NICE TO BE BACK, IT'S BEEN A LONG TIME SINCE I'VE BEEN IN FRONT OF COUNCIL, GOOD EVENING, MAYOR, MAYOR PRO TEM, COUNCIL. I'M FOR A [INDISCERNIBLE] COMSTOCK ALSO KNOWN AS NORA COMSTOCK. I HAVE BEEN A REPUTATION AS A COLLECTOR, MAYBE THAT TOO, CONNECTOR AND COLLABORATOR. THE INTERNET HAS GIVEN ME A TALENT FOR DEVELOPING MY PASSION FOR CONNECTING. I'M FOCUSING MY EFFORTS ON THE LATINO COMMUNITY, BUT MY WORK BENEFITS AN ENTIRE CENTRAL TEXAS COMMUNITY BECAUSE MANY, MANY PEOPLE RECEIVE INFORMATION THEY MIGHT NOT OTHERWISE RECEIVE ABOUT SCHOLARSHIPS, JOBS, PERSONAL PROFESSIONAL DEVELOPMENT OPPORTUNITIES, CULTURAL EVENTS, SO ON.

MANY CITIZENS OF AUSTIN ALSO RESPOND TO THE PLEAS FOR ASSISTANCE, ACTION OR INVOLVEMENT, WHICH ARE PART OF OUR LIST-SERVE WHICH CURRENTLY IS AROUND A THOUSAND MEMBERS. IT'S NOT A HUGE LIST. BUT MORE IMPORTANTLY I LIVE IN THE GENERAL AREA WHERE SOUTHWEST KEY LAND THEY ARE RECOMMENDING DEVELOPMENT TO CREATE A COMMUNITY. TO ME THAT'S EXTREMELY IMPORTANT BECAUSE I DON'T THINK WE HAVE THE UNITE IN THAT PART OF TOWN. IT'S VERY -- FRAGMENTED. I THINK WHAT SOUTHWEST KEY WANTS TO DO REALLY WILL PROVIDE AN OPPORTUNITY FOR US TO CREATE UNANIMITY AND COMMUNITY -- UNITY AND COMMUNITY. THE REAL WORD ABOUT WHAT COMMUNITY IS. AS A FRIEND AND ADMIRER OF SOUTHWEST KEY AND THE IMPACTFUL WORK THEY DO, I KNOW THAT THEY OPERATE UNDER PRINCIPLES OF COLLABORATION AND COMMUNITY BUILDING. SOUTHWEST KEY'S MODE OF OPERATION IS EVIDENT, MANY PEOPLE HAVE COME BEFORE THE COUNCIL AND THE CDC REQUESTING SUPPORT FOR THE EAST AUSTIN COMMUNITY DEVELOPMENT PROJECT. I THINK IT IS ALSO EVIDENT IN THE FACT THAT ONE OF THE FIRST THINGS SOUTHWEST KEY DID WHEN THEY OBTAINED THE PLOT OF LAND ON JANE LANE WAS GO TO THE COMMUNITY AND ASK ACTIVE COMMUNITY MEMBERS TO PARTICIPATE IN PLANNING FOR THE PROJECT. THE FACT THIS THEY WENT TO OVER 100 HOUSEHOLDS, DOOR TO DOOR TO ASK FOR INPUT AS TO WHAT THE COMMUNITY NEED, BETTER YET THEIR DREAMS, THEIR HOPES, THAT PIECE OF LAND COULD POSSIBLY HELP TO MAKE A REALITY. HOPES, DREAMS, THEY ARE SO POWERFUL AND SO NEEDED AS DRIVERS OF VISION IN OUR COMMUNITIES. I THINK SOUTHWEST KEY'S COMMITMENT TO COLLABORATION IS ALSO EVIDENT IN THE RESPONSE THEY HAVE RECEIVED FROM OTHER NON-PROFIT ORGANIZATIONS TO ASSIST IN THE DELIVERY OF SERVICES. FOR THE EAST AUSTIN COMMUNITY DEVELOPMENT PROJECT SITE. IN THE FORM OF LETTERS, SOUTHWEST KEY IS RECEIVING EVERY DAY, MANY ORGANIZATIONS HAVE WRITTEN OF THEIR INTENTION TO COLLABORATE ON PROJECTS. FOR EXAMPLE, ARTISTIC SERVICES, AFTER SCHOOL ARTS EDUCATION TO CHILDREN FROM FAMILIES WITH LIMITED MEANS. RUPERT DRYES, ART.... ARTISTIC DIRECTOR WILL HELP DESIGN THE AMPHITHEATER. WILL BE

INVOLVED WITH THEATRICAL WORKSHOPS AND PERFORMANCES UNDER HIS DIRECTION, HERB WRIGHT, THE STORE MANAGER FOR THE MENAGERIE COMMITTED TO DONATING A PIANO. RAUL SALINA IS COMMITTED TO CONTINUING ARTISTIC WORKSHOPS FOR THE YOUTH. THESE ARE DRIVES OF INNOVATION AND CREATIVITY. KEEP AUSTIN WEIRD. THESE ARE THE THINGS THAT WILL KEEP US YOUNG, VIBRANT, DINE MECHANIC COMMUNITY, I'M TOTALLY COMMITTED TO HELPING SOUTHWEST KEY ACHIEVE THESE GOALS AND ANY OTHERS. THIS IS JUST THE ART COMPONENTS THAT YOU HEARD ABOUT. THERE ARE LETTERS RECEIVED EVERY DAY ABOUT COLLABORATION FOR THE HOUSING, EDUCATIONAL, RECREATION, SOCIAL PRONGS OF THE PROJECT. IT IS A COMPREHENSIVE, TOTAL CONCEPT THAT WILL REALLY MAKE THE EAST AUSTIN COMMUNITY A MUCH STRONGER PLACE. SOUTHWEST KEY INTEND TO FORWARD THESE LETTERS TO COUNCIL SHORTLY SO YOU WILL HAVE A BETTER IDEA OF HOW THEY PLAN TO DELIVER THE SERVICES THEY HAVE PROMISED TO THE COMMUNITY. SOUTHWEST KEY HAS CAPABLE AND SKILLED STAFF BUT THEY CANNOT ACCOMPLISH IT ALONE. AND MANY, MANY NON-PROFIT IN THE EAST AUSTIN AREA, I THINK ALL OF AUSTIN WILL OFFER THEIR SERVICES AND THEIR SUPPORT. I ENCOURAGE YOU TO PLEASE FUND SOUTHWEST KEY. EAST AUSTIN PROJECT. [APPLAUSE] JUAN SANCHEZ, FOLLOWED BY [INDISCERNIBLE] JUAN, I THINK LET'S SEE. JOE ROMONTE STILL HERE. THANK YOU FOR HANGING IN THERE. SO DR. SANCHEZ YOU WILL HAVE UP TO SIX MINUTES IF YOU NEED IT.

THANK YOU VERY MUCH, I WON'T TAKE THAT LONG. I ADMIRE YOUR ENDURANCE. I WANT TO SAY STARTING OUT THE LAST TIME WE WERE HERE WE BROUGHT OVER 100 PEOPLE. WE COULD HAVE DONE THAT TONIGHT. THEY THEMSELVES SOMEHOW THIS THIS PREMONITION IF THEY CAME TONIGHT IT WAS GOING TO BE THIS LONG OF A NIGHT. WHAT THEY DID, THE PEOPLE THAT ARE HERE BEFORE YOU IS TO SEND A DELEGATION, TO SAY IT'S GOING TO BE 8 PEOPLE COMING, YOU REPRESENT US, YOU REPRESENT THIS NEIGHBORHOOD. THAT'S WHAT YOU HAVE BEFORE YOU TONIGHT. I WANTED TO TALK ABOUT A PART OF SOUTHWEST KEY THAT ISN'T MENTIONED OR IS OVERLOOKED MANY

TIMES. WE ARE AN ORGANIZATION THAT PROVIDES ALL KIND OF SERVICES AND ARE PROPOSING TO PROVIDE ALL KIND OF SERVICES IN THAT PARTICULAR COMMUNITY, DESCRIBED TO YOU, WRITTEN FOR YOU written for you PRESENTED TO YOU. BUT APART FROM THAT WHAT I WANT TO USE MY TIME TO DO IS TO TALK ABOUT THE FACT THAT SOUTHWEST KEY IS AN ORGANIZATION THAT IS NOT ONLY HERE TO ASK FOR YOUR SUPPORT. BUT THAT WE ALSO BRING SOME MONEY AND A LOT OF RESOURCES TO THE CITY OF AUSTIN. AND THAT MANY TIMES I THINK IS OVERLOOKED BECAUSE NON-PROFITS ARE OFTENTIMES LOOKED UPON AS ORGANIZATIONS THAT JUST ASK FOR MONEY AND DON'T CONTRIBUTE VERY MUCH. I WANT TO TALK TO YOU FOR A MANUSCRIPT ABOUT THE FACT THAT THE CITY OF AUSTIN DERIVES A TREMENDOUS BENEFIT FROM THE FACT THAT OUR NATIONAL CORPORATE OFFICES ARE HERE IN AUSTIN. WE PROMOTE AUSTIN WHEREVER WE GO. WE HAVE PROJECTS IN SIX DIFFERENT STATES. IN 25 COMMUNITIES THROUGHOUT THIS COUNTRY. WE CONSTANTLY PROMOTE AUSTIN. AS A RESULT OF BEING HERE, JUST BEING HERE, WE ARE IN ESSENCE A SMALL TO MEDIUM SIZED BUSINESS. WE EMPLOY IN AUSTIN ALONE OVER 60 PEOPLE MOSTLY PROFESSIONAL. OUR ANNUAL PAYROLL FOR AUSTIN ALONE IS OVER \$2 MILLION. IT ALLOWS THOSE PEOPLE THAT REEMPLOY TO BE ABLE TO BUY HOME, BUY CARS, GOODS AND SERVICES THROUGHOUT THE CITY. THE GOODS AND SERVICE THAT'S WE PURCHASED JUST IN AUSTIN ALONE WERE OVER HALF A MILLION DOLLAR EVERY SINGLE YEAR. ALL OF THOSE GOODS AROUND SERVICES THAT ARE PURCHASED, ALL OF THOSE PAYROLL THAT IS PAID TO OUR STAFF, ALL OF THOSE CONTRIBUTE TO THE TAX BASE THAT AUSTIN CITY COUNCIL IS ABLE TO GENERATE. WE ARE A SMALL TO MID SIZED BUSINESS. WE BRING A LOT OF MONEY TO THE CITY. BECAUSE WE ARE CONNECTED TO SO MANY OTHER NATIONAL ORGANIZES, THEY COME HERE OFTEN TO VISIT OUR PROGRAMS. TO HAVE THEIR CONFERENCE MEETINGS HERE IN AUSTIN, WE OURSELVES BRING OUR DIRECTORS FROM ALL OVER THE COUNTRY AND OFTEN 30, 40 BEDS WE RENT IN A HOTEL FOR THREE OR FOUR NIGHTS. RESTAURANTS BENEFIT, CAR RENTAL COMPANIES BENEFIT. AND RESTAURANTS BENEFIT. A SLEW OF OTHER MEMBERS OF THE LOCAL ECONOMY HAPPEN TO BENEFIT BECAUSE

SOUTHWEST KEY IS HERE AND OUR CORPORATE OFFICES ARE HERE AND BECAUSE WE BRING A LOT OF MONEY, SO WE ASK FOR YOUR SUPPORT IN OUR PROJECT AND KNOW THAT WE ARE NOT ONLY ASKING FOR MONEY, WHICH WE ARE, BUT THAT WE ALSO BRING ANTIGEN RATE A LOT OF MONEY THAT COMES TO HELP THE LOCAL ECONOMY OF AUSTIN, MUCHAS GRACIAS.

[INDISCERNIBLE] [LAUGHTER]

GOOD EVENING, CITY COUNCIL MEMBERS, MAYOR. MY NAME IS [INDISCERNIBLE] MATA, A FORMER JOHNSTON RAM, CURRENTLY ENROLLED AT THE COLLEGE IN NEW YORK, THROUGH THIS PHENOMENAL ORGANIZATION. I AM HERE IN SUPPORT OF SOUTHWEST KEYS EAST AUSTIN COMMUNITY DEVELOPMENT PROJECT. IN THE PAST SOUTHWEST KEY HAS PROVEN TO BE ONE OF THE BEST NON-PROFIT ORGANIZATIONS IN THE CUP THAT PROVIDES SERVICES TO DISADVANTAGED YOUTH. SOUTHWEST KEY HAS HELPED OTHERS LIKE MYSELF DEVELOP AND REFINE LEADERSHIP SKILLS THAT WOULD OTHERWISE BE LOST THROUGH AN INTERNSHIP WITH SOUTHWEST KEY I REALIZED THE IMMENSE AMOUNT OF WORK THAT GOES INTO RUNNING A NON-PROFIT ORGANIZATION. SOUTHWEST KEY PROVIDED ME AND SEVERAL OTHERS WITH RESOURCES RANGING FROM S.A.T. PREP TO COMPUTER USE. IT WILL ALLOW SOUTHWEST KEY TO INCREASE THE NUMBER OF STUDENTS THEY HELP. I BELIEVE THAT IN ORDER TO EFFICIENTLY HELP STUDENTS A PHYSICAL LOCATION DEDICATED TO PROVIDING SERVICES MUST BE ESTABLISHED. YES, SCHOOLS DO HOUSE SEVERAL OUTREACH PROGRAMS, BUT I CAN TELL YOU THAT FOR THE MOST PART THESE SERVICES ARE SCRAPS GIVEN TO STUDENTS FROM THE BOTTOM OF THE BARREL. IF FUNNED THE PROJECT WILL BE -- FUNDED THE PROJECT WILL BE DEDICATED TO REALLY HELPING AUSTIN'S YOUTH. I URGE YOU TO FIND THE MONEY NECESSARY TO FUND THIS PROJECT. THANK YOU, HAVE A GOOD EVENING. [APPLAUSE]

THANK YOU. GINA HINOJOSA, NOT WISHING TO SPEAK, IN FAVOR OF SOUTHWEST KEY AS WELL. SCRON.....OHNNY LIMON. LUCY LU. JOHNNY UP TO SIX MINUTES IF YOU NEED

IT.

GOOD EVENING, MAYOR. WOULD HAVE BEEN GOOD AFTERNOON, IT'S KIND OF LATE. GOOD EVENING AND CITY COUNCIL MEMBERS. THANK YOU VERY MUCH FOR GIVING US THIS OPPORTUNITY TO COME HERE BEFORE THIS PUBLIC HEARING. YOU KNOW I GUESS I COME FROM A VERY BIG FAMILY AND I GUESS FOR THOSE REASONS, YOU KNOW, PEOPLE SOMETIMES ASK ME TO DO CERTAIN THINGS BECAUSE I KNOW A LOT OF PEOPLE. I HAVE BEEN A SUPPORTER OF THIS PROJECT SINCE THE FIRST TIME THAT I HEARD ABOUT IT. WHEN YOU THINK ABOUT THIS PROJECT, IT'S NOT ONLY THE PROGRAMS THAT THEY WILL BRING TO THIS COMMUNITY, BUT YOU ARE TALKING ABOUT WHERE THEY ARE BRINGING THESE PROJECTS TO. WHEN YOU THINK OF THE JOHNSTON AREA, THINK ABOUT THE FARTHEREST PART OF EAST AUSTIN. THAT'S WHERE THIS PROJECT WILL WANT TO LOCATE THIS PROJECT. JOHNSTON HIGH SCHOOL OPENED I THINK IN 1960. AND THE ONLY THING THAT HAS HAPPEN UNDERSTAND THAT AREA -- HAS HAPPEN UNDERSTAND THAT AREA THEY HAVE DEVELOPED THE JOHNSTON NEIGHBORHOOD WHICH IS JUST RIGHT AROUND THE SCHOOL. EVER SINCE THEN NOTHING ELSE HAS HAPPENED IN THAT AREA. EXCEPT WAREHOUSES. WAREHOUSES WHERE THEY FIX DIESEL TRUCKS. I THINK EVEN THE CITY HAS WHERE THEY TAKE THEIR VEHICLES TO GET FIXED. YOU KNOW OUT THERE. BUT IN THAT WAREHOUSE. SO BASICALLY THAT'S -- THE ONLY THING THAT HAS DEVELOPED IN THAT AREA. THAT'S ONLY BEEN WITHIN THE LAST I THINK FIVE YEARS. I KNOW BECAUSE I LIVED THERE. I WENT TO JOHNSTON. I GRADUATED FROM JOHNSTON HIGH SCHOOL. IS THERE WAS NOTHING. THERE WAS NOTHING. OWNERSHIP THAT NEIGHBORHOOD THEY BUILT AROUND THERE THERE'S NOTHING ELSE THAT HAS HAPPENED OUT THERE. SO PEOPLE DON'T REALLY WANT TO GO TO THAT AREA TO DEVELOP IT. SO WHEN WE HEARD THAT SOUTHWEST KEY HAD BOUGHT THAT AREA AND THEY WANTED TO DEVELOP IT, AND THEY CAME TO US THE COMMUNITY TO ASK US FOR IT, I KNEW THAT IT WAS ONE OF THE BEST THINGS THAT COULD HAPPEN FOR THAT AREA. AND AGAIN BEING THAT I COME FROM A VERY BIG FAMILY AND I HAVE A LOT OF FRIENDS AND I HAVE LIVED IN EAST

AUSTIN MY WHOLE LIFE. YOU KNOW, I WAS GIVEN THE TASK, YOU KNOW, AS PART OF THIS PROJECT TO GO TO THE COMMUNITY AND TO KNOCK ON DOORS AND ASK MY FRIENDS AND MY RELATIVES WOULD THEY SUPPORT THIS PROJECT? AND I HAD TO TALK TO THEM ABOUT THE PROJECT WHAT IT WAS. AND EVERYBODY WAS SO VERY HAPPY, SO THRILLED THAT SOMETHING GOOD, THAT WE WERE IN THE PROCESS OF HOPING, OPENING UP SOMETHING GOOD IN THAT PARTICULAR AREA. BECAUSE EVEN IF THEY DIDN'T LIVE RIGHT AROUND JOHNSTON, MOST OF THEIR KIDS WENT THERE OR THEY THEMSELVES WENT TO JOHNSTON HIGH SCHOOL SO THEY KNOW THE AREA VERY WELL. SO ANYWAYS I WILL MAKE IT SHORT, WHAT I WANT TO DO IS I WANT TO PRESENT TO YOU SIGNATURES OF MY FAMILY MEMBERS, OF MY NEIGHBORHOOD PEOPLE, IN MY COMMUNITY, AND OTHER PEOPLE AROUND THERE. THEY SIGNED THIS PETITION TO HOPEFULLY, HOPEFULLY GET SUPPORT FROM Y'ALL, THE CITY COUNCIL, FOR JUST ONE-FOURTH OF WHAT IT WILL COST TO GET THIS PROJECT BUILT. AND I HAVE BEEN VERY HONORED AND I FEEL VERY GOOD THAT I WAS GIVE VERY MUCH THE CHANCE TO -- GIVE VERY MUCH THE CHANCE TO -- GIVEN THE CHANCE TO WORK WITH SUCH A DIVERSE GROUP OF PEOPLE THAT CAME INTO OUR SCMIEWN TEE AND CEDRIC BENSON WHAT WE CAN DO TO MAKE YOU ALL'S LIFE BETTER. SO I JUST WANT TO PRESENT TO YOU ALL OF THESE SIGNATURES. 425 SIGNATURES THAT -- THAT MYSELF WITH THE HELP OF OTHERS, SOME OF THE STAFF, SOME OF MY OTHER NEIGHBORS, WENT TO THE COMMUNITY AND KNOCKED ON DOORS TO GET THEIR SIGNATURES. [APPLAUSE]

Mayor Wynn: JOHNNY TOWNSEND. WELCOME, SIR. AND LOOKS LIKE YVONNE CHAR, WELCOME, DONATED HER TIME, YOU WILL HAVE SIX MINUTES, ALSO.

GOOD EVENING, MAYOR. AND COUNCILMEMBERS, I HAVE BEEN A PART OF JOHNSTON TERRACE COMMUNE..... COMMUNITY FOR ABOUT 818 YEARS. SEVEN OF THOSE YEARS I HAVE WORKED WITH THE YOUTH THROUGH THE CHURCH, I'M WITH PASTOR SNEAD'S CHURCH. OUT OF THOSE SEVEN YEARS I HAVE DEALT WITH YOUNG MEN RANGING FROM 11 TO 19 YEARS OLD. THE RATIO THAT I'VE BEEN ABLE TO HAVE SUCCESS WITH HAS BEEN OUT OF THE

22 YOUNG MEN THAT I HAVE WORKED WITH IN THAT SEVEN YEARS, TWO OF THEM HAVE WENT TO COLLEGE. THE REST OF THEM HAVE GOT INVOLVED IN THE PENAL SYSTEM OR WHAT HAVE YOU. THE REASON FOR THAT IS IT WAS A LACK OF RESOURCE. AND READILY AT HAND. THERE IS A LOT OF DIFFERENT PROGRAMS, SPREAD ALL OVER AUSTIN. SO I COULDN'T PER SE TRAVEL AND DO WHAT I NEEDED TO DO. SO FOR SEVEN YEARS, I'VE WITHIN TRYING TO FIGURE OUT A WAY TO, I'M A BUSINESS OWNER, I HIRE THE YOUNG MEN AND TEACH THEM PRINCIPLES LIKE THAT, BY MY RESOURCES AGAIN ARE LIMITED. BUT FOR SEVEN YEARS, I LOOK FOR A WAY TO HELP THESE MEN DEVELOP INTO MEN AND TO UNDERSTAND SOME SKILLS, SOME LIFE SKILLS THAT WOULD GET THEM TO BE, YOU KNOW, WHAT THEY NEED TO BE IN LIFE. THE REASON WHY I BROUGHT THAT POINT IS BECAUSE AS I'VE SEEN IN THAT SEVEN YEARS, LOOKING AND DEALING WITH THE COMMUNITY, I'VE SEEN THE HOUSING PROJECTS. I'VE SEEN THAT GREAT DEAL. BUT WOULDN'T IT BE BETTER TO DO AN INTERNAL WORK ON THE PEOPLE THAT ARE TO BE LIVING IN THE HOUSING?

THEY WOULD BE ABLE TO UNDERSTAND ECONOMICS AND TO DO THINGS THAT WOULD HELP THEM TO BE STABLE WHERE THEY WOULD ELIMINATE THE NEED OR DECREASE THE NEED AND SO WHAT I SEE IN THIS PROGRAM THAT -- THAT IS BEING OFFERED TO THIS COMMUNITY IS HOPE. AND IN A HOPELESS PLACE BECAUSE FOR YEARS AS I SAID THE SEVEN YEARS I'M YOUNG, I'M 26 YEARS OLD, BUT I'VE SEEN THESE YOUNG MEN HAVE OPPORTUNITIES, BUT THEY ARE VERY LIMITED. AND WHAT THIS PROGRAM HAS BROUGHT IS HOPE TO ME AS A MINISTER, BECAUSE THE CHURCH WAS NOT ABLE TO PROVIDE THE RESOURCES, EITHER. SO WHAT THEY HAVE OFFERED IS ONE CENTRALIZED PLACE READILY AT HAND TO THE COMMUNITY FOR US TO TAKE IN, YOU KNOW, NOT ONLY TROUBLED PEOPLE, BUT PEOPLE WHO NEED SKILLS AND PUBLIC SPEAKING OR WHAT HAVE YOU, THEY HAVE OFFERED THAT TO THIS COMMUNITY, A WAY TO BETTER THE COMMUNITY INTERNALLY FIRST AND THEN LET THE PEOPLE THAT ARE HELPED INTERNALLY BETTER THEIR OWN COMMUNITY AND DO BETTER HOUSING FOR THEMSELVES. SO THE DIFFERENCE IN THIS PROGRAM IS IT IS REALLY GEARED FOR THE COMMUNITY, NOT A BAND-AID ISSUE, BUT

TO COME IN AND DEAL WITH THE HEART OF AN ISSUE WITH THE HELP OF A COMMUNITY TO BRING THOSE WHO NEED IT AND ALL OF US IN. THERE'S BEEN PUBLIC PLACES IN THE DESIGN OF THIS PLACE, IS THAT MY BEEP OR SOMEBODY ELSE'S? THERE'S BEEN PUBLIC PLACES WHERE FIELD FAMILIES CAN CONGREGATE. THERE'S A HISTORY OF BROKEN HOMES IN THERE. WITH THE DIVERSE CULTURES THERE, DIFFERENT CULTURES WILL GET TO SEE HOW OTHER CULTURES INTERACT WITH THEIR FAMILY, SEE THE FATHER FIGURE WHERE THEY MIGHT NOT SEE IT IN THEIR OWN CULTUREMENT IT THE BEST PROJECT THAT I HAVE EVER SEEN IN ONE AREA, ONE PLACE AND IT HAS ALL OF THE THINGS THAT THAT COMMUNITY NEEDS AND THE PEOPLE ARE ALREADY IN PLACE TO BRING THE COMMUNITY IN TO THE BUILDING. SO TO NOT FUND THIS WOULD KIND OF BE A SLAP IN THE FACE AS FAR AS I'M CONCERNED BECAUSE THERE'S PEOPLE DOING GROUND LEVEL WORK LOOKING AT THE FACES THAT ARE NUMBERS TO OTHER PEOPLE AROUND YOUNG DEALING WITH THE HEART -- YOU KNOW, DEALING WITH THE HEARTS THAT NUMBERS TO OTHER PEOPLE. I'M COMING TO SPEAK FOR THE HEART AND NOT THE NUMBER THAT YOU MIGHT SEE AND TELL YOU THAT THERE IS A NEED AND THAT WE DO ASK THAT YOU SUPPORT THIS PROJECT IN THE MOST POSSIBLE FUNDS THAT YOU CAN GIVE, GIVE IT, BECAUSE YOU ARE HELPING CHANGE LIVES LITERALLY. THANK YOU. [APPLAUSE] THANK YOU, NEXT SPEAKER IS MARY DANIELS [INDISCERNIBLE] SORRY. WELCOME, MA'AM, THREE MINUTES. FOLLOWED BY MITCH WAYHAN, FOLLOWED BY ANGELA ATWOOD.

GOOD EVENING MAYOR AND COUNCIL, SHOULD I ALMOST SAY GOOD MORNING. MY NAME IS MARY DANIELS DULAN, DIRECTOR OF THE FAIR HOUSING PROGRAM AT THE AUSTIN TENANT COUNCIL. THE AUSTIN TENANTS COUNCIL WAS FOUNDED IN 1973. BY TENANTS, COMMUNITY ADVOCATES, AND VOLUNTEERS TO ADD THE NEED OF TENANTS WHO NEEDED THEIR RIGHT ENFORCED IN AUSTIN. FOR 31 YEARS THE AUSTIN TENANTS COUNCIL HAS ADVOCATED FOR SAFE, DECENT, AFFORDABLE AND FAIR HOUSING. WE ARE HERE TONIGHT, AT LEAST I'M HERE ON BEHALF OF THE STAFF, EXECUTIVE DIRECTOR KATHRYN STARK AND OUR BOARD OF DIRECTORS TO SUPPORT MOST OF THE RECOMMENDATIONS

IN THE DRAFT OF THE CONSOLIDATED PLAN. NOT ALL, BOB. BUT MOST. WE SUPPORT THE CITY STAFF RECOMMENDATIONS FOR FUNDING UNDER THE DRAFT CONSOLIDATED PLAN AND RECOMMEND THAT CDBG DOLLARS CONTINUE TO BE SPENT ON HOUSING AND HOUSING RELATED SERVICES. AS YOU KNOW, SIDE..... CDBG DOLLARS ARE THE ONLY SIGNIFICANT SOURCE OF MONEY FOR AFFORDABLE HOUSE IN THIS THE AUSTIN AREA. THE AUSTIN TENANTS COUNCIL PROVIDES IMPORTANT AND COST EFFECTIVE SERVICES IN AUSTIN. THE DEMAND FOR THE AUSTIN TENANTS COUNCIL'S HELD TENANT SERVICES AND FAIR HOUSING SERVICES HAS INCREASED AS A RESULT OF MANY FACTORS, INCLUDING LOSS OF EMPLOYMENT AND OTHER ECONOMIC FACTORS THAT LEAD TO HOMELESSNESS. THE AUSTIN TENANTS COUNCIL SERVICES INCREASE THE AVAILABILITY OF SAFE AND DECENT HOUSING BY HELPING TENANTS ENFORCE REPAIR RIGHTS AND WE ALSO HELP PREVENT THE LOSS OF HOUSING BY COUNSELING TENANTS AND LANDLORDS ABOUT THEIR RIGHTS. FAILING TO PROVIDE THESE SERVICES WILL HAVE A HIGHER OVERALL COST FOR THE COMMUNITY. AS YOU KNOW, YOU'VE HEARD MANY REPORTS ABOUT THE HIGH LEVEL OF HOUSING DISCRIMINATION IN AUSTIN. RECENTLY, THE -- THE CITY OF AUSTIN'S NEIGHBORHOOD HOUSING SURVEY SHOWED THAT OVER 24% OF THE RESPONDENTS WHO FILL OUT THE SURVEY EXPRESSED THAT THEY HAD BEEN DISCRIMINATED AGAINST IN SOME TYPE OF HOUSING TRANSACTION. YOU HEARD EARLIER COMMISSIONER AUSTIN DULLNIG STATE IN A RECENT STUDY RELEASED BY THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT IN HOUSING, IT SHOWED AUSTIN WAS THE SECOND WORST CITY IN THE NATION, SECOND WORST IN THE NATION REGARDING HOUSING DISCRIMINATION OR DISCRIMINATORY PRACTICES AGAINST AFRICAN-AMERICANS AND HISPANICS, WHETHER THEY WERE VERY LOW OR VERY HIGH INCOME. THAT IS SOMETHING THAT'S REALLY BEEN HIDDEN, BUT IT TOOK A NATIONAL STUDY TO SHOW THAT. DURING THE PAST YEAR, THE AUSTIN TENANTS COUNCIL FAIR HOUSING PROGRAM PROCESSED 504 ALLEGATIONS OF HOUSING DISCRIMINATION. THAT'S UP FROM 374 LAST YEAR. SOMETHING IS WRONG HERE. OF THE NUMBER OF OF THE 504 COMPLAINTS THAT WE PROCESSED, 281 WERE FROM

PEOPLE WITH DISABILITIES. [BUZZER SOUNDING] WE URGE YOU TO SUPPORT THE HOUSING TRUST FUND AND INCLUSIONARY ZONING AS MEANS OF PROVIDING AFFORDABLE HOUSING FOR THE MOST NEEDY PEOPLE IN AUSTIN AND WE ALSO ASK THAT THE AUSTIN TENANTS COUNCIL BE GRANTED A 5% INCREASE IN FUNDING ABOVE THE FLAT FUNDING THAT WAS OFFERED. THANK YOU SO MUCH.

Mayor Wynn: THANK YOU, MS. DULAN. MITCH WAY [INDISCERNIBLE] FOLLOWED BY ANGELA ATWOOD.

I DON'T BELIEVE ANGELA MADE IT BACK. SHE WAS HERE EARLIER. MY NAME IS MITCH WYNAN, I WANT TO THANK YOU ALL FOR STICKING WITH US TONIGHT AND HEARING US AS WE BRING OUR COMMENTS ABOUT THE CONSOLIDATED PLAN. THIS ANNUAL PROCESS TO HELP DIVVY UP THESE FUNDS FOR THE COMMUNITY AND ADVISE YOU ON HOW TO SPEND THEM. YOU WILL SOON SEE THE HOMELESS TASK FORCE'S PLAN TO END CHRONIC HOMELESSNESS IN COMMUNITY. AS YOU KNOW IT IS VISIBLE IN A COMMUNITY, YOU SEE THE FOLKS ON THE STREET AND YOU DEAL WITH THEM IN YOUR COURT SYSTEMS, YOUR HEALTH SYSTEMS, THINGS LIKE THAT. THE FUND THAT -- THAT THE CONSOLIDATE PLAN IDENTIFIES FOR HOUSING, PARTICULARLY RENTAL HOUSING, ASSISTED LIVING HOUSING, PERMANENT HOUSING ARE FUNDS THAT ARE CRITICAL TO IMPLEMENTING THE CHRONIC PLAN TO END HOMELESSNESS. THE PLAN TO END CHRONIC HOMELESSNESS, LET ME SAY IT THAT WAY. WE ARE HERE TO SUPPORT THAT PLAN. THE PLAN THAT PAUL PUT TOGETHER TO IDENTIFY THE HOUSING AS A TOP PRIORITY, THE TOP TWO PRIORITIES IN THE PLAN TO END CHRONIC HOMELESSNESS OR PERMANENT HOUSING AND RAPID RENTAL HOUSING, WE NEED TO GET FOLKS OFF THE STREETS INTO HOUSING AS QUICKLY AS POSSIBLE SO WE CAN BRING THE SERVICES TO THEM THAT WILL LEAD TO PERMANENT SEE. JUST TO BE BRIEF, WE AND THE TO SUPPORT THE PLAN, THE CONSOLIDATED PLAN AND IT'S NUMBER ONE PRIORITY IS HOUSING FOR THIS COMMUNITY, THANK YOU.

Mayor Wynn: THANK YOU, MR. WYNAN, ANGELA ATWOOD

SIGNED UP WISHING TO SPEAK IN FAVOR OF SAFE POLICE AND HOMELESS TASK FORCE. SAFE PLACE. KENNETH THOMPSON NOT WISHING TO SPEAK, IN FAVOR. AUSTIN DULLNIG, WHO WE SAW EARLIER. AUSTIN DULLNIG WISHING TO SPEAK. WALTER MORROW. [ONE MOMENT PLEASE FOR CHANGE IN CAPTIONERS]

THERE ARE GREAT PROGRAMS IN OTHER CITIES THAT WE ARE LOOKING TO MODEL THAT WOULD HAVE -- THE KIND OF IMPACT FOR HOPEFULLY 10,000 FAMILIES THAT CURRENTLY IN TRAIK DO NOT CLAIM THE EARNED INCOME TAX CREDIT AND OTHER TAX CREDIT THAT THEY COULD USE FOR HOUSING. SO WITH THAT I COMPLIMENT THE STAFF FOR A GOOD JOB ON THE CONSOLIDATED PLAN THANK YOU.

THANK YOU.

Mayor Wynn: ANY OTHER CITIZENS THAT WISH TO BE HEARD ON ITEM NUMBER 35, OUR PUBLIC HEARING REGARDING OUR FIVE-YEAR CONSOLIDATED PLAN? HEARING NONE, I'LL ENTERTAIN A MOTION TO CLOSE THIS PUBLIC HEARING. MOTION MADE BY COUNCILMEMBER THOMAS, SECONDED BY COUNCILMEMBER ALVAREZ TO CLOSE THE PUBLIC HEARING. ALL THOSE IN FAVOR, PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SIX TO ZERO, WITH THE MAYOR PRO TEM TEMPORARILY OFF THE DAIS. THANK YOU ALL VERY MUCH. COUNCIL, WE'RE MAKING PROGRESS. TWO MORE PUBLIC HEARINGS. ITEM NUMBER 36 AND 37 ARE TO CONDUCT OUR SECOND PUBLIC HEARING FOR LIMITED PURPOSE ANNEXATION, BUT FIRST ARE WHAT WE CALL THE RIBELIN RANCH AND THE SECOND ONE FOR WHAT WE KNOW AS THE ROBINSON PROPERTY. WELCOME, MR. BEN LIEU..... LUKENS.

FIRST THE PUBLIC HEARING WILL BE FOR THE RIBELIN RANCH. THIS IS THE SECOND OF TWO PUBLIC HEARINGS. AND WE'LL BE TAKING THIS TO YOU FOR FIRST READING ON JUNE THE 10th. RIBELIN COVERS 748 ACRES ON FM 2222 NORTH OF THE INTERSECTION OF MCNEIL ROAD AND ABOUT A MILE EAST OF 2222, RIF PLACE BOULEVARD INTERSECTION.

AND ALL 748 ACRES ARE PROPOSED AS PART OF A
CONSENSUAL LIMITED PURPOSE ANNEXATION GOING TO
FULL PURPOSE STATUS AND RIBELIN IS SUBJECT TO THE
ZONING CASE THAT IS UNDER STAFF REVIEW. IN LIMITED
PURPOSE ANNEXATION CASES, WE DON'T HAVE A SERVICE
PLAN, WE HAVE A PLANNING STUDY AND A REGULATORY
PLAN. I HAVE COPIES OF THE RIBELIN SERVICE PLAN WITH
ME ONE OF THE PURPOSES OF THE HEARING INPUT, TAKE
COMMENT REGARDING THE PROPOSED ZONING. SO THAT'S
THE RIBELIN RANCH, 748 ACRES LIMITED PURPOSE,
ESSENTIALLY LIMITED PURPOSE CONVERSION TO FULL
PURPOSE BACK ON -- [BUZZER SOUNDS] AM I DONE? BACK
ON JUNE 10th FOR FIRST READING. AND PENDING THE
ZONING CASE. IF YOU HAVE ANY QUESTIONS, I'LL BE GLAD
TO ANSWER THEM.

Mayor Wynn: THANK YOU, MR. LUKENS. ROBERT CLEMENS
HAD SIGNED UP IN FAVOR, BUT ONLY WISHING TO SPEAK IF
COUNCIL HAD QUESTIONS. I HEAR NONE. SO COUNCIL, I'LL
ENTERTAIN A MOTION TO CLOSE THE PUBLIC HEARING ON
ITEM NUMBER 36. MOTION MADE BY COUNCILMEMBER
DUNKERLEY. I'LL SECOND THAT. ANY COMMENTS? HEARING
NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SIX
TO ZERO WITH THE MAYOR PRO TEM OFF THE DAIS. ITEM 37,
MR. LUKENS.

THIS IS THE ROBINSON PROPERTY LIMITED PURPOSE
ANNEXATION. AND THIS TRACT, AS YOU CAN SEE HERE, THE
TRACT IS THE AREA THAT'S ENCOMPASSED BY THE HEAVY
GREEN LINE. AND IT'S ROUGHLY BOUNDED BY PARMER
LANE, FM 1325 AND FM 620. THIS IS APPROXIMATELY 663
HUNDRED ACRES IN TRAVIS AND WILLIAMSON COUNTIES.
THIS IS THE SITE OF THE AUSTIN WHITE LIME COUNTRY
WHICH IS A QUARRY AND ROCK OPERATION ON THE SITE.
THE BALANCE OF THE PROPOSED ANNEXATION AREA IS
USED FOR RANCHING ACTIVITIES. THIS IS THE FIRST OF TWO
PUBLIC HEARINGS -- THE SECOND OF TWO PUBLIC
HEARINGS. WE'LL BE BACK ON JUNE 10th FOR FIRST
READING. THERE IS A PENDING PUD ZONING CASE THAT

ACCOMPANIES THIS. THE OWNERS AND THE CITY HAVE BEEN NEGOTIATING AN AGREEMENT REGARDING ANNEXATION AND DEVELOPMENT, AND, AGAIN, LIMITED PURPOSE ANNEXATION CASES DO NOT HAVE SERVICE PLANS, THEY HAVE REGULATORY -- THEY HAVE PLANNING AND REGULATORY PLANS. I HAVE A COPY OF THAT WITH ME. I'LL BE GLAD TO GO OVER THAT. SO ESSENTIALLY THAT CONCLUDES MY PRESENTATION ON THE ROBINSON PROPERTY. >>...

MAYOR WYNN: THANK YOU, MR. LUKENS. QUESTIONS FOR STAFF, COUNCIL? MR. JIM WALKER SIGNED UP NOT WISHING TO SPEAK, IN FAVOR. AND THEN JIMMY CASTRO.

GOOD EVENING. I DO HAVE SOME SLIDES TO SHOW YOU THIS EVENING. I'M HERE TO SPEAK ON MY OWN BEHALF. I ALSO SERVE AS A SOL VOLUNTEER WITH THE GREATER AUSTIN CHAMBER OF COMMERCE. I'M HERE TO SPEAK IN SUPPORT OF THE ROBINSON RANCH FOR THE FOLLOWING REASONS:. THE ROBINSON RANCH IS CROSS BY TWO HIGHWAYS. THIS IS 6,300 MOSTLY UNDEVELOPED ACRES ON THE NORTH SIDE OF THE CITY BETWEEN AUSTIN AND ROUND ROCK. THIS COULD ALSO SERVE AS A TRANSPORTATION CENTER NOT ONLY FOR ITS HIGHWAY, BUT TO A POSSIBLE COMMUTER RAIL. BUT ONCE DEVELOPED THE LAND WILL BECOME TAXABLE AND CITY OFFICIALS ESTIMATE THE PROPERTY, ONCE BUILT OUT, COULD PROVIDE AN ADDITIONAL PROPERTY TAX BASE OF \$2.4 BILLION. THE ROBINSON RANCH COULD ALSO BECOME THE SITE FOR THE UNIVERSITY OF TEXAS AT AUSTIN MEDICAL SCHOOL AND PROVIDE UP TO 40,000 JOBS. THIS WOULD INCLUDE A U.T. MEDICAL SCHOOL. KEEP IN MIND, AUSTIN IS THE NATION'S SECOND LARGEST CITY AFTER FEE IN THIS CASE WITHOUT A MEDICAL SCHOOL. A U.T. PHARMACY SCHOOL. AND A U.T. NURSING SCHOOL.

Mayor Wynn: WHAT ABOUT A BRANCH CAMPUS FOR TEXAS A&M? SORRY.

WE NEED TO ENCOURAGE ALL OUR CHILDREN NOT ONLY TO GO SEE THE DOCTOR, BUT TO BECOME THE DOCTOR, NURSE AND PHARMACIST. THE MEDICAL PROGRAM AND RESIDENCY PROGRAM IS NEEDED IN AUSTIN. AT THE SAME TIME, IT'S

WORKING MORE CLOSELY WITH THE VETERANS ADMINISTRATION AND PLANS TO CREATE A DOCTORAL PROGRAM FOR PHYSICIANS IN PUBLIC HEALTH. PRAIRIE WE NEED TO REMEMBER THAT AUSTIN HAD NO TECHNOLOGY INVESTMENTS IN THE FOURTH QUARTER. COMPARED TO DALLAS, WHICH HAS A MEDICAL SCHOOL AND SEVERAL BIO TECHNOLOGY COMPANIES. IF THE CURRENT PROPOSAL OF BUILDING A UNIVERSITY OF TEXAS MEDICAL SCHOOL IN AUSTIN IS ACCOMPLISHED, THEN THE BIO TECHNOLOGY COMPANIES WOULD MOVE INTO THE AUSTIN AREA FOR RESEARCH AND DEVELOPMENT. THEN THE VENTURE INVESTMENTS IN BIO TECHNOLOGY IN THE AUSTIN AREA WOULD START FLOWING IN. IT'S GUARANTEED. THANK YOU, MAYOR WYNN.

Mayor Wynn: THANK YOU, MR. CASTRO. ANY OTHER CITIZENS WISHING TO BE HEARD ON ITEM NUMBER 37, THE PUBLIC HEARING REGARDING THE LIMITED PURPOSE ANNEXATION OF THE ROBINSON PROPERTY? HEARING NONE, I'LL ENTERTAIN A MOTION TO CLOSE THE PUBLIC HEARING. MOTION BY COUNCILMEMBER SLUSHER, SECONDED BY COUNCILMEMBER ALVAREZ. ALL IN FAVOR? MOTION PASSES ON A VOTE OF SEVEN TO ZERO. MS. BROWN, WOULD THAT LEAVE US ONLY WITH THE BRENTWOOD/HIGHLAND NEIGHBORHOOD PLAN. IS THAT DRUM ROLL OR THUNDER? SO MR. BLOCK IF YOU CAN REMIND US WHERE WE WERE.

WE WERE ON PAGE 11. AND I THINK WE CAN GET THROUGH THE REST OF THIS FAIRLY QUICKLY. TRACT 210-C, THIS IS 7427 NORTH LAMAR. THIS IS ONE OF THE CS-1 PROPERTIES. ONE OF THE FEW THAT WAS ACTUALLY HAD CS-1 MAINTAINED ON THE PROPERTY. IT IS -- DOES FRONT ON TO LAMAR BOULEVARD. COUNCIL PASSED A PROPERTY OWNER RECOMMENDATION TO MAINTAIN THE CS-1 WITH THE FIVE-TWO VOTE ON SECOND READING.

Mayor Wynn: QUESTIONS FOR STAFF, COUNCIL? IF NOT, I'LL ENTERTAIN A MOTION ON TRACT 210-C.

Dunkerley: MAYOR.

Mayor Wynn: COUNCILMEMBER DUNKERLEY.

Dunkerley: I MOVE THAT WE APPROVE ON THIRD READING THE SAME ACTION THAT WE HAD ON SECOND READING. WHICH IS THE PROPERTY OWNER RECOMMENDATION.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER DUNKERLEY. I'LL SECOND THAT TO APPROVE ON THIRD READING WHAT WE APPROVED ON SECOND READING, WHICH ESSENTIALLY IS A PROPERTY OWNER RECOMMENDATION. THIS IS FOR THE PLAN AND ZONING ON THIRD READING. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED?

NO.

Mayor Wynn: MOTION PASSES ON A VOTE OF SIX TO ONE, WITH COUNCILMEMBER ALVAREZ VOTING NO.

THIS IS TRACT 222-B, THIS IS 608 KETTISON DRIVE. IT HAS THE MAJOR CORRIDOR RECOMMENDATION OF CS-MU WITH CO-P. THERE IS A VALID PETITION ON IT. THE PROPERTY OWNER DOES NOT WANT THE CONDITIONAL OVERLAY. AND YOU APPROVED PC RECOMMENDATIONS ON SECOND READING.

Mayor Wynn: QUESTIONS FOR STAFF, COUNCIL? IF NOT, I'LL ENTERTAIN A MOTION ON TRACT 222-B, 608 KETTISON DRIVE.

[INAUDIBLE - NO MIC].

Mayor Wynn: MOTION MADE BY COUNCILMEMBER MCCracken TO APPROVE THE PLANNING COMMISSION RECOMMENDATION ON THIRD READING, BOTH THE PLAN AND SEEING. I'LL SECOND THAT. PLAN AND ZONING. FURTHER COMMENTS? HEARING NONE, I'LL THOSE IN FAVOR, PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF

SEVEN TO ZERO.

NEXT IS TRACT 238. THIS IS 407 KEN NISTON. THIS IS THE PARKING LOT FOR THE MERCEDES DEALERSHIP ON AIRPORT.....AIRPORT BOULEVARD. ON THIS MAP IT'S HERE RIGHT BEHIND AIRPORT BOULEVARD. ON SECOND READING YOU APPROVED THE PROPERTY OWNER RECOMMENDATION TO GO WITH GR-MU-CO-NP, AND THE INTENT OF THAT PROPERTY OWNER PROPOSAL IS TO MAKE ALL OF 407 KENNYSTON, WHICH CURRENTLY HAS THREE ZONINGS ON IT, TO MAKE IT ALL THE SAME SO THAT GR-MU-CO-NP. IF YOU WERE GOING TO GO AHEAD AND APPROVE TRACT 238 AS YOU DID ON THE SECOND READING, I JUST WANTED TO SUGGEST THAT YOU GO AHEAD AND TAKE THE REST OF 407 KENNYSTON AND MAKE THAT THE SAME ZONING, WHICH WOULD BE ALSO GH REPUBLICAN MU-CO-NP. AND EVEN THOUGH THAT TRACT WASN'T NOTICED FOR SPECIFICALLY, WE DO HAVE SUFFICIENT NOTICE BECAUSE ALL THAT HAS TO HAPPEN WAS 407 KENNYSTON BE NOTED, AND IT WAS. EVEN THOUGH THERE'S THREE ZONINGS ON THIS PIECE OF PROPERTY, YOU CAN TAKE ACTION ON THE PIECE OF PROPERTY, ON ANY PART OF THIS PIECE OF PROPERTY. SO ON SECOND READING YOU WENT WITH GR-MU-CO-NP. I GUESS THE INTENT WAS TO MAKE THE WHOLE PIECE OF PROPERTY THE SAME, BUT IN ORDER TO DO THAT, YOU HAVE TO GO ONE STEP FURTHER AND MAKE ALL OF 407 KENNYSTON THE SAME ZONING HERE.

Mayor Wynn: QUESTIONS FOR STAFF? COUNCILMEMBER ALVAREZ.

Alvarez: SO WE HAVE TO DO SOMETHING DIFFERENT THAN WHAT WE DID ON SECOND READING?

YOU JUST HAVE TO ADD TO THE MOTION -- IT ACTUALLY SAYS TRACT 238, 407 KENNYSTON. SO WE JUST NEED TO ADD THIS PIECE OF 407 KENNYSTON THAT DOESN'T HAVE A TRACT ASSOCIATED WITH IT.

COUNCILMEMBER, WHAT YOU WOULD JUST NEED TO DO IS YOU MAKE A MOTION TO ZONE THE ENTIRE 407 KENNYSTON AVENUE ADDRESS WITH THE ZONING THAT YOU WISH TO

MAKE.

Alvarez: THANK YOU.

Mayor Wynn: I'LL ENTERTAIN A MOTION.

Alvarez: SO MY MOTION IS THAT WE ZONE THE ENTIRE TRACT THAT IS REFERRED TO AS 407 KENNYSTON WITH THE PROPERTY OWNER'S RECOMMENDATION, WHICH IS A GR-MU-CO-NP, CONDITIONAL OVERLAY H. AND THE PROHIBITED USES OF OUTDOOR ENTERTAINMENT, OUTDOOR SPORTS AND RECREATION, DROPOFF RECYCLING FACILITY AND PAWN SHOP SERVICES.

COUNCILMEMBER, I WANT TO MAKE SURE THAT WE'RE REALLY PRECISE, BECAUSE THERE IS A TRACT 238. WHAT YOU'RE SAYING IS YOUR MOTION IS FOR THE ENTIRE PIECE OF PROPERTY WITH THE ADDRESS 407, IS THAT CORRECT?

Alvarez: YES.

Mayor Wynn: THANK YOU, COUNCILMEMBER. I'LL SECOND THAT MOTION. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO.

THE NEXT TWO ARE TRACT 240-A. WE CAN TAKE THEM TOGETHER BECAUSE THEY'RE EXACTLY THE SAME ISSUE. ON ADJACENT PIECES OF PROPERTY. THE AGENT REPRESENTS BOTH PIECES. THEY'RE BOTH CAR DEALERSHIPS. AND THE PROPERTY OWNER RECOMMENDATION IS TO GO WITH CS-MU-CO-NP. THE CONDITIONAL OVERLAY AS RECOMMENDED BY PLANNING COMMISSION AND TO PROHIBIT ALL CS USES EXCEPT FOR VEHICLE STORAGE AND LIMITED WAREHOUSING AND DISTRIBUTION. THE MAIN DIFFERENCE THERE IS PLANNING COMMISSION RECOMMENDATION WAS FOR GR, WHICH WOULD NOT ALLOW THOSE TWO CS USES OR PROVIDE CS

SITE STANDARDS.

Mayor Wynn: AND ALTHOUGH THE WORDING IS SLIGHTLY DIFFERENT, AT LEAST ON MY MOTION SHEET, BETWEEN 200 WEST HUNT LAND AND 104 EAST HUNT LAND, YOU'RE SUGGESTING THAT WE TAKE THEM TOGETHER? AS A MATTER OF FACT, IT IS THE SAME ZONING?

IT SHOULD BE EXACTLY THE SAME.

MAYOR, I THINK WHAT YOU HAVE IS YOU HAVE ONE TRACT THAT HAS TWO ADDRESSES. IT'S DIVIDED, SO YOU CAN CONSIDER THE WHOLE THING. YES. THE DESCRIPTION ON THE PROPERTY OWNER RECOMMENDATION IS A LITTLE DIFFERENT BETWEEN THE TWO TRACTS. THE CS-MU-CO-NP -

-

I THINK THERE'S SOME REDUNDANT INFORMATION IN THE FIRST ONE.

Mayor Wynn: OKAY, YOU'RE RIGHT. OKAY.

IT'S THE SAME LANGUAGE.

IT GOT PRINTED TWICE.

Mayor Wynn: OKAY, CORRECT. >>...

Mayor Wynn: FURTHER QUESTIONS OF STAFF, COUNCIL, ON TRACT -- COMBINED TRACT 240-A?

THAT SHOULD SAY ALL COMMERCIAL USES NOT ALLOWED IN CS-BASED ZONING. CORRECT? NOT GR. ALL COMMERCIAL USES NOT ALLOWED IN -- THEY BASICALLY JUST WANT TWO CS USES IN THE CS SITE STANDARDS IS WHAT THEY'RE ASKING FOR. RATHER THAN STRAIGHT GR.

Mayor Wynn: I DON'T THINK THAT'S WHAT THAT SAYS, IS IT?

IS THE WAY IT SHOULD READ -- FOR BOTH OF THESE THE WAY IT SHOULD READ IS CS-MU-CO-NP, PARENTHETICAL CO-H, WHICH IS THE H CONDITIONAL OVERLAY. IN ADDITION, ALL COMMERCIAL USES NOT ALLOWED IN CS-BASED ZONING ARE

PROHIBITED EXCEPT VEHICLE STORAGE AND LIMITED WAREHOUSING AND DISTRIBUTION USES.

I'M SORRY. IT'S -- IT'S JUST GETTING LATE, I'M GETTING CONFUSED. IT SHOULD SAY GR.

IT SHOULD SAY GR.

YES. AND THAT IN EFFECT WOULD GIVE THEM GR USES, PLUS TWO CS USES AND CS SITE STANDARDS.

Mayor Wynn: SO IF THEY'RE NOT ALLOWED IN GR, WHICH WOULD BE ALL CS USES, EXCEPT FOR THOSE CS USES THAT WE'RE CALLING VEHICLE STORAGE AND LIMITED WAREHOUSING DISTRIBUTION.

THAT'S CORRECT.

Mayor Wynn: I'LL ENTERTAIN A MOTION ON TRACT -- THE COMBINED TRACT 240-A.

[INAUDIBLE - NO MIC].

Mayor Wynn: MOTION MADE BY COUNCILMEMBER MCCracken. I'LL SECOND THAT TO APPROVE ON THIRD READING THE PLAN AND THE ZONING CS-MU-CO-NP, A CONDITIONAL OVERLAY H, ALL COMMERCIAL USES NOT ALLOWED IN GR BASED ZONING ARE PROHIBITED EXCEPT VEHICLE STORAGE AND LIMITED WAREHOUSING AND DISTRIBUTION USES. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO. AGAIN, THAT WAS BOTH 200 WEST HUNT LAND DRIVE AND 104 EAST HUNT LAND DRIVE.

NEXT IS TRACT 271 AND THIS IS THE MERCEDES DEALERSHIP ON AIRPORT BOULEVARD. THIS IS VERY SIMILAR TO THE LAST ONE. THE PLANNING COMMISSION RECOMMENDATION WAS CS-MU, THE PROPERTY OWNER AGREES WITH THAT, HOWEVER, THEY WOULD LIKE ONE USE PERMITTED THAT

WOULD BE PROHIBITED PER THAT CONDITIONAL OVERLAY, AND THAT'S VEHICLE STORAGE. SO THEY WANT VEHICLE STORAGE AS AN ADDITIONAL USE. AND THAT IS WHAT YOU APPROVED ON SECOND READING.

Mayor Wynn: QUESTIONS OF STAFF, COUNCIL? IF NOT, I'LL ENTERTAIN A MOTION ON TRACT 271.

Dunkerley: I MOVE APPROVAL OF THE PROPERTY OWNER RECOMMENDATION AS APPROVED ON SECOND READING.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER DUNKERLEY, SECONDED BY COUNCILMEMBER THOMAS TO APPROVE WHAT WE PASSED ON SECOND READING FOR BOTH THE PLAN AND THE ZONING ON TRACT 271, WHICH IS THE -- THE PROPERTY OWNER RECOMMENDATION. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO.

WE CAN TAKE THE LAST TWO TOGETHER. THEY'RE BOTH TRACT 248-A. THIS IS 6225 LAMAR AND 6208 BYRD STREET. AND I'LL POINT THESE OUT JUST SO YOU REMEMBER WHERE THEY ARE. THEY'RE ON LAMAR RIGHT HERE. BETWEEN KOENIG AND AIRPORT. AND THESE WERE THE PROPERTIES -- ONE OF THEM GOES ALL THE WAY THROUGH FROM LAMAR BACK TO THE STREET BYRD THAT'S BACK HERE. AND THE OTHER IS ADJACENT TO THAT. THE PROPERTY OWNER'S DESIRE WAS TO DEVELOP AN ENTIRE DEVELOPMENT. AND WHAT YOU APPROVED ON SECOND READING WAS THE PROPERTY OWNER RECOMMENDATION TO GO WITH GR-MU-CO, NP WITH CONDITIONAL OVERLAY C ON BOTH OF THESE PROPERTIES. THEY'RE RIGHT NEXT DOOR TO EACH OTHER.

Mayor Wynn: QUESTIONS OF STAFF. COUNCIL? COUNCILMEMBER ALVAREZ.

Alvarez: SO IN THE EXCEPTION HERE TO THE CONDITIONAL OVERLAY C IS THAT WE'RE REMOVING -- WHAT IS THE 20,000

SQUARE FOOT RESTRICTION?

THE LIMITATION OF GENERAL RETAIL TO 20,000 SQUARE FEET WAS MEANT FOR COMMERCIAL INTERIOR PROPERTIES WHERE YOU WOULDN'T WANT TO HAVE REALLY LARGE COMMERCIAL. AND SINCE THIS ONE WOULD BE FRONTING ON LAMAR RATHER THAN ON A SMALL INTERIOR STREET, THE PROPERTY OWNER WOULD LIKE TO HAVE THAT 20,000 LIMIT REMOVED.

Alvarez: SO THAT'S WHAT THAT DOES IS IT REMOVES THAT RESTRICTION FROM THE CONDITIONAL OVERLAY.

RIGHT.

Mayor Wynn:RY MIND ME ON THE NOTES ON BYRD, THERE WAS LEGALLY NOTICED?

THAT'S CORRECT. ON 6202 BYRD, THE ACTION AT SECOND READING WAS TO DIRECT STAFF TO INITIATE THE REZONING BECAUSE IT CANNOT BE REZONED AT THIS TIME BECAUSE THE LEGAL NOTICE WAS NOT PROVIDED. THE PLAN RECOMMENDATION WAS TO LEAVE THE ZONING AS IT WAS, SO NO NOTICE WAS GIVEN. AS AN ACTION YOU TOOK ON SECOND READING WAS TO DIRECT STAFF TO INITIATE THIS REZONING, TO GO AHEAD AND GO WITH COMMERCIAL MIXED USE ON THE LAND USE FOR THE PLAN, AND THEN DIRECT STAFF TO INITIATE THE REZONING TO GR-MU-CO-NP, WHICH WOULD COME BACK TO YOU AFTER NOTICE IS PROVIDED AND IT GOES TO PLANNING COMMISSION.

AND YOU HAVE DONE THAT. THAT'S BEEN ACCOMPLISHED?

WE HAVE NOT. WE WERE WAITING FOR COUNCIL TO GIVE US THE DIRECTION ON ALL THREE READINGS.

Mayor Wynn: DIRECTION ON THE PLAN, NOT ALL THREE READINGS.

AND IF YOU ASKED US TO INITIATE THE REZONING AS PART OF THE IMPLEMENTATION OF THE PLAN, THEN THE CITY WOULD BE THE APPLICANT AND THE OWNER WOULDN'T HAVE TO GO THROUGH ANY APPLICATION FEES OR

APPLICATION PROCESS SINCE THIS IS BASICALLY THE INTENT WOULD BE TO MAKE IT PART OF THIS CLAIM. >>..

Mayor Wynn: SO IT SOUND LIKE WE NEED TO TAKE THEM UP SEPARATELY, OBVIOUSLY, SIN WE WON'T BE REZONING, SOUNDS LIKE, 6208..... 6208 BURNS.

UNLESS YOU APPROVE ON THIRD READING WHAT YOU APPROVED ON SECOND, WHICH WOULD BE THE REZONING ON 6225 AND THE DIRECTION TO STAFF TO INITIATE ON 6208 BURNS.

I BELIEVE WHAT STAFF IS ASKING THAT THE PLAN AND THE ZONINGS BE APPROVED FOR 6225 LAMAR, AND THAT THE MOTION APPROVING THAT ZONING WOULD INCLUDE THE DIRECTIONS OF STAFF TO INITIATE THE ZONING ON -- IN THE PLAN AMENDMENT ON 6208 BURNS.

AND THEY WOULDN'T NEED A PLAN AMENDMENT.

THE PLAN AMENDMENT, THAT JUST NEEDS TO BE ADOPTED ON THIRD READING.

RIGHT.

SO THE PLAN AMENDMENT WOULD NEED TO BE ADOPTED ON THIRD AND THEN THE MOTION WOULD INCLUDE THE DIRECTION ON STAFF TO INITIATE THE ZONING.

Mayor Wynn: MAYOR PRO TEM.

Goodman: I THINK I CAN EVEN REPEAT THAT.

Mayor Wynn: THE MAYOR PRO TEM MOVES TO ON THIRD READING FOR TRACT 248-A, 6225 LAMAR BOULEVARD, AND TO APPROVE WHAT WE FOE AS THE PROPERTY OWNER RECOMMENDATION ON THIRD READING FOR BOTH THE PLAN AND THE ZONING. AND TO APPROVE ON THIRD READING THE NEIGHBORHOOD PLAN. AND 62 OL..... 6208 BURNDZ IN ACCORDANCE WITH THE PROPERTY OWNER RECOMMENDATION, THOSE TRACTS ON THE PLAN BEING SHOWN AS GR-MU-CO-NP, CONDITIONAL OVERLAY C, AND FOR THE STAFF TO INITIATE CORRESPONDING ZONING

CHANGE FOR 6208 BURNS. AND I'LL SECOND THAT. FURTHER COMMENTS? HEARING NONE, I'LL -- ALL THESE IN FAVOR, PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO.

WE'RE DONE.

MAYOR, THAT CONCLUDES IT BECAUSE FROM 17 ON YOU HANDLED THAT IN YOUR FIRST MOTION ON THE.... THE FIRST SHEET.

Mayor Wynn: WOW. SO, MS. BROWN, THAT CONCLUDES THE AGENDA? I'LL ENTERTAIN A MOTION TO ADJOURN.

Alvarez: SO MOVE.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER ALVAREZ, SECONDED BY COUNCILMEMBER SLUSHER. ALL IN FAVOR, PLEASE SAY AYE.

AYE.

Mayor Wynn: WE'RE ADJOURNED.

End of Council Session Closed Caption Log