

## Closed Caption Log, Council Meeting, 10/28/04

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Mayor Wynn:.

Goodman:.. I'M AUSTIN MAYOR WILL WYNN. IT'S MY PRIVILEGE TO WELCOME REVEREND FRANK GOLDSMITH FOR THE INVOCATION. REVEREND?

WOULD YOU JOIN ME IN PRAYER. ETERNAL AND ALMIGHTY CREATOR, WE GRACIOUSLY COME INTO YOUR PRESENCE ASKING YOUR BLESSINGS ON OUR PROCEEDINGSS TODAY. WE PRAY TODAY THAT YOUR PRESENCE WILL BE WITH ALL THOSE AROUND THE WORLD WHO ARE IN HARM'S WAY. CELEBRATING THE DEDICATION AND SERVICE OF THE MEN AND WOMEN WHO HAVE COMMITTED THEMSELVES TO THE PURPOSE OF LIBERTY AND FREEDOM, WE BESEECH YOU NOW FOR PEACE. KNOWING THE TASK BEFORE THEM IS DIFFICULT, WE PRAY YOUR STRENGTH AND LOVE WILL ENCIRCLE THEM. KNOWING THAT COMPETING CONCERNS HAVE CREATED A DIFFICULT SITUATION, WE PRAY WE WILL ALL WORK TO FIND A PATH TO PEACE. WE PRAY TODAY THAT YOUR PRESENCE WILL BE WITH ALL AMERICANS AS WE WORK AS GOOD STEWARDS TO ELECT IN NEXT LEADER OF OUR GREAT LAND. CELEBRATING OUR FREEDOM AND RICHEST, WE BESEECH YOU FOR WISDOM AND UNITY. KNOWING THAT SECTARIANISM HAS SWEPT THIS LAND, WE PRAY WE WILL FIND THE COMMON GROUND FROM WHICH WE MAY SERVE THOSE IN NEED AROUND THE WORLD. KNOWING THAT WE TOO OFTEN BECOME MORE CONCERNED WITH OUR OWN DESIRES THAN THE NEEDS OF OTHERS, WE

COME TODAY ASKING FOR YOUR GUIDANCE AND WISDOM. WE PRAY ALSO TODAY THAT YOUR PRESENCE WILL BE WITH THESE JUST STEWARDS ASSEMBLED IN THIS ROOM AS THEY CONDUCT THE AFFAIRS OF THIS WONDERFUL CITY. AS WE CELEBRATE AUSTIN'S DIVERSITY, WE BESEECH YOU FOR UNITY. KNOWING THAT WE TOO OFTEN GO ABOUT OUR DAILY TASKS WITHOUT FIRST SEEKING YOUR DIRECTION, WE COME TODAY ASKING FOR CLARITY IN ALL THAT WE DO. KNOWING THAT THOSE WE SERVE REQUEST CONFUSING AND AT TIMES CONFLICTING POLICY, WE COME TODAY ASKING FOR YOUR GUIDANCE AND WISDOM. WITH SINCERE LOVE FOR ALL AND INTEGRITY AND DUTY, WE EACH ASK FOR THE STRENGTH TO DO THAT WHICH IS RIGHT. FINALLY WE PRAY TODAY THAT THE THINGS WE SHARE IN COMMON AS HUMANS WILL OVERCOME THE DIFFERENT IDEOLOGIES THAT DIVIDE US. THAT OUR DESIRE FOR JUSTICE AND RIGHTEOUSNESS WILL OUTWEIGH OUR DESIRE FOR ACCEPTANCE. AND THAT THE GRACE AND FORGIVENESS WE GIVE WILL BECOME COMPARABLE TO THAT WHICH WE RECEIVE. WITH YOUR BLESSINGS THIS DAY, WE NOW CONTINUE THE WORK THAT IS SET BEFORE US. AMEN.

Mayor Wynn: THANK YOU, REVEREND GOLDSMITH. THERE BEING A QUORUM PRESENT, AT THIS TIME I'LL CALL TO ORDER THIS MEETING OF THE AUSTIN CITY COUNCIL. IT IS THURSDAY, OCTOBER 28th, 2004, APPROXIMATELY 10 MINUTES AFTER 10:00 IN THE MORNING. WE ARE AT THE LCRA BOARD ROOM, HANCOCK BUILD ACTION, 3700 LAKE AUSTIN BOULEVARD. AT THIS TIME I WILL READ THE CHANGES AND CORRECTIONS TO THIS WEEK'S POSTED AGENDA. ITEM NUMBER 5, WE SHOULD STRIKE THE PHRASE TO BE REVIEWED BY AND INSERT THE WORD APPROVED BY THE CITY COUNCIL TELECOMMUNICATIONS INFRASTRUCTURE COMMITTEE. ITEM NUMBER 28 IS TO BE POSTPONED TO NOVEMBER 4th, 2004. I DO NOTE THAT A HANDFUL OF FOLKS HAVE SIGNED UP ON THAT ITEM. AND ITEM NUMBER 55, WE SHOULD STRIKE THE PHRASE CONDUCT A PUBLIC HEARING AND CONSIDER AND INSERT THE WORD CONSIDER. SO THERE WON'T BE A PUBLIC HEARING, BUT WE SIMPLY WILL CONSIDER ACTION ON ITEM NUMBER 55 RELATED TO APPEAL. OUR TIME CERTAINS TODAY, AT NOON WE, OF COURSE, BREAK FOR OUR

CITIZENS GENERAL COMMUNICATION. AT 2:00 WE'LL HAVE A BRIEFING, SHOWS AS ITEM 41 ON THIS WEEK D AGENDA. 4:00 ZONING HEARINGS AND APPROVAL OF ORDINANCES AND RESTRICTIVE COVENANTS. THIS WEEK THOSE SHOW AS ITEMS 42 THROUGH 44 AND ITEM Z-1 THROUGH Z-3. AT 5:30 WE BREAK FOR LIVE MUSIC AND PROCLAMATIONS. AT 6:00 WE HAVE OUR COMPLETIONS AND POSSIBLE ACTIONS. THIS -  
- PUBLIC HEARINGS AND POSSIBLE ACTIONS, AGENDA ITEMS 45 THROUGH 55. COUNCIL, CURRENTLY WE HAVE TWO ITEMS THAT ARE PULLED OFF THE CONSENT AGENDA. ITEM NUMBER 3, WHICH IS THE RESOLUTION REGARDING OUR ECONOMIC DEVELOPMENT INCENTIVES, PULLED BY COUNCILMEMBER ALVAREZ. AND ITEM NUMBER 5 IS PULLED BY THE MAYOR PRO TEM. SHE WOULD LIKE TO HAVE AN EXECUTIVE SESSION DISCUSSION ON THIS CABLE SERVICES FRANCHISING PERMIT TO GRANDE COMMUNICATION. SO ITEMS NUMBER 3 AND 5 WILL BE PULLED OFF THE CONSENT AGENDA. AGAIN, GUM 28 ITEM 28 IS TO BE POSTPONED TO NOVEMBER 4, 2004. ARE THERE ADDITIONAL ITEMS TO BE PULLED OR ADDED ON THE CONSENT AGENDA?  
COUNCILMEMBER ALVAREZ.

Alvarez: ON NUMBER 3, I ONLY JUST WANTED A BRIEF OVERVIEW OR OUTLINE OF THE -- OF HOW THE MATRIX IS STRUCTURED, THE VARIOUS CATEGORIES AND THE WEIGHTING OF THE SCORING. SO THAT SHOULDN'T BE VERY LONG. I DON'T KNOW IF WE WOULD HAVE AN OPPORTUNITY TO DO THAT BEFORE GOING INTO EXECUTIVE SESSION, BUT I DON'T ANTICIPATE THERE WILL BE A LOT OF QUESTIONS OR DISCUSSIONS THAT I HAD. I JUST WANTED TO HAVE A LITTLE BRIEF PRESENTATION ON THAT.

Mayor Wynn: AGREED. THANK YOU, COUNCILMEMBER. WE'LL KEEP THAT OFF THE CONSENT AGENDA, BUT TAKE IT UP BEFORE WE BREAK FOR CLOSED SESSION. AGAIN, COUNCIL, FURTHER ITEMS TO BE PULLED OR ANY TO BE ADDED BACK? HEARING NONE, WITH THAT THEN I'LL READ WHAT I BELIEVE TO BE THIS WEEK'S CONSENT AGENDA NUMERICALLY. THE CONSENT AGENDA TODAY WILL BE ITEMS 1, 2, 4, 6, 7, 8, 9, 10, 11 -- THIS IS APPROVAL ONLY OF A FIRST READING OF THIS ORDINANCE. 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28 FOR POSTPONEMENT TO NOVEMBER 4, 2004. 29, 30, 31, WHICH IS OUR APPOINTMENTS TO OUR BOARDS AND

COMMISSIONS. AT THIS TIME I'LL READ THE SINGLE APPOINTMENT INTO THE RECORD. TO OUR ETHICS REVIEW COMMISSION, TIM SUVAK IS MY APPOINTMENT. THAT'S THE ONLY APPOINTMENT ON ITEM 31, OUR BOARDS AND COMMISSION APPOINTMENTS FOR THE CONSENT AGENDA. CONTINUING, ITEM 32 AND 33. I'LL ENTERTAIN A MOTION. MOTION MADE BY COUNCILMEMBER ALVAREZ. SECONDED BY COUNCILMEMBER THOMAS TO APPROVE THE CONSENT AGENDA AS READ. FURTHER COMMENTS? COUNCILMEMBER THOMAS.

Thomas: ON NUMBER 28.

Mayor Wynn: YES, SIR.

Thomas: THAT WAS POSTPONED TO NOVEMBER THE WHAT? 8th?

Mayor Wynn: NOVEMBER 4th.

Thomas: 4th. I'M SORRY. SOME OF THE CONCERNS THAT I HAVE THAT'S COMING THROUGH MY OFFICE, WHO WANTED THIS TO THE 4th? COULD WE PROLONG IT MAY BE A LITTLE LONGER, MAYBE TO THE END OF NOVEMBER -- WELL, NO, WE'VE GOT A HOLIDAY. TO AT LEAST THE 18th?

Mayor Wynn: FRANKLY, I'M NOT SURE WHO REQUESTED THAT SPECIFIC POSTPONEMENT. PERHAPS STAFF HAD -- I'M NOT SURE IF MR. RHOADES OR -- OKAY.

I BELIEVE STAFF REQUESTED THAT POSTPONEMENT, MAYOR. WE'LL FIND OUT IN A MINUTE.

Thomas: THE REASON WHY, THEY HAD SOME CONCERNS, THEY NEEDED -- SOME QUESTIONS NEED TO BE ANSWERED. AND IT DOESN'T HURT THE CONTRACT OF THE PROPOSAL, THEN I WOULD LIKE UNTIL THE 18th.

I'M DEANNA TKPWRAEUPBG WE ARE THE PURCHASING OFFICE. MY UNDERSTANDING THERE WOULDN'T BE A PROBLEM TO POSTPONE IT UNTIL THE 18th.

Thomas: OKAY. IS EVERYBODY ELSE --

Mayor Wynn: COUNCILMEMBER ALVAREZ, WOULD YOU CONSIDER THAT A FRIENDLY AMENDMENT TO POSTPONE ITEM 28 TO NOVEMBER 18th, 2004?

Alvarez: YES.

Mayor Wynn: COUNCILMEMBER THOMAS.

Thomas: YES, SIR. THANK YOU.

Mayor Wynn: ITEM 28 ON THE CONSENT AGENDA WILL NOW BE POSTPONED TO NOVEMBER 18th, 2004. COUNCIL, WITHOUT OBJECTION, I KNOW WE'RE POSTPONING THIS, WE HAVE THE FOLKS THAT ARE HERE FROM THE GROUP THAT I BELIEVE WOULD BE NEGOTIATING WITH ON THIS CONTRACT. I WOULD RECOGNIZE MS. ROBIN SCHNEIDER FOR A BRIEF STATEMENT AND MAKE SURE WE'RE AWARE OF THE ISSUES AND THE FORMAT WE CAN GET SOME QUESTIONS ANSWERED BEFORE NOVEMBER 18th. WOULD YOU LIKE TO ADDRESS THIS, MS. SCHNEIDER? PLEASE.

MY NAME IS ROBIN SCHNEIDER. I'M THE DIRECTOR OF TEXAS CAMPAIGN FOR THE ENVIRONMENT AND AUSTIN RESIDENTS. EUPBT TO THANK YOU, FIRST OF ALL, FOR MOVING AHEAD WITH DELL AND GOOD WILL ON THE COMPUTER RECYCLING PROGRAM. THAT'S A GOOD PROGRAM THAT WILL DIVERT COMPUTERS AND PERIPHERALS FROM OUR LAND TPULS, INCINERATORS OR BEING EXPORTED TO DIRTY RECYCLING OPERATIONS IN DEVELOPING COUNTRIES. I WANTED TO ADDRESS YOU BECAUSE THE ITEM 35 IS STILL ON YOUR AGENDA FOR EXECUTIVE SESSION. SO YOU WILL BE HEARING FROM STAFF INCLUDING, I ASSUME, WILLIE RHOADES, THE READ OF THE SOLID WASTE SERVICES ABOUT THESE ISSUES. BEFORE YOU HEAR THE CASE FROM STAFF, I WANTED TO MAKE SURE YOU CONSIDER THE BIG PICTURE WHEN IT COMES TO PRIVATEIZING THE OPERATIONS OF OUR CITY LANDFILL. NUMBER ONE, THERE ARE PROBLEMS AT THE LANDFILL, GRAVE PROBLEMS. NUMBER TWO, THERE ARE PROBLEMS WITH THE CONTRACTOR STAFF IS URPBGING YOU TO NEGOTIATE WITH. AND NO. 3, THERE'S AN OPPORTUNITY TO DO

SOMETHING DIFFERENT THAT WOULD BE THE RIGHT THING. THE CITY LANDFILL PROBLEMS PARTLY STEM FROM THE FACT IT'S ABOUT 50 YEARS OLD. MOST OF IT HAS NO LINER. GROUND WATER MONITORING WELLS SHOW POLLUTION. THE CITY IS NOT COMPLYING WITH STATE AND FEDERAL LAW IN TERMS OF HOW IT HANDLES CONTAMINATED LIQUIDS. EXPLOSIVE GASES ARE MIGRATING OFF SITE AND HAVE FORCED THE CITY TO BUY SOME SURROUNDING PROPERTIES. JUST LAST MONTH EXCESSIVE LEVELS OF METHANE WERE FOUND IN A MONITORING WELL ON THE PROPERTY. IN 1991, A QUARTER MILLION CUBIC YARDS OF GARBAGE, OLD GARBAGE, NOT ONLY FELL INTO UNION CREEK BUT ACROSS UNION CREEK INTO TRAVIS COUNTY'S RICHARD MOY PARK. SARL, THEAS A RESULT THE CITY WAS SUPPOSED TO FIX THE PROBLEM WITH WELLS AND DRAINAGE FACILITIES. TODAY MORE THAN TEN YEARS LATER, THOSE FACILITIES ARE STILL NOT COMPLETELY OPERATIONAL. IF SUCH A COLLAPSE SHOULD HAPPEN AGAIN, NOW THAT OLD GARBAGE WOULD BE UNDER THE FLIGHT PATH OF OUR CITY-OWNED AIRPORT AND WOULD ATTRACT BIRDS THAT OBVIOUSLY ARE A PROBLEM IN A FLIGHT PATH. THERE ARE PROBLEMS WITH I.S.I., THE CONTRACTOR THE CITY STAFF SEEMS INTERESTED IN THAEGING WITH. JUST LAST YEAR SOLID WASTE SERVICES DIRECTOR WILLIE RHOADES TRIED TO GET THE CITY TO SIGN A 65-YEAR CONSIDERED WITH I.S.I. TO FULFILL THIS CONTRACT. THAT WAS PULLED BY STAFF OFF THE AGENDA. I.S.I. RUNS A DUMP UNDER THE CITY'S LANDFILL. AGAIN, IT'S UNDER THE FLIGHT PATH OF THE AIRPORT. THERE ARE BIRDS ALMOST EVERY WEEK AT THAT AIRPORT, EVEN THOUGH THEY ARE NOT SUPPOSED TO BE ACCEPTING HOUSEHOLD GARBAGE. THAT GARBAGE IS NOT COVERED EVERY WEEKEND LIKE IT'S SUPPOSED TO BE UNDER THE PERMIT. WE DO NOT WANT A COMPANY THAT IS NOT EVEN PAYING ITS CITY FEES FOR RUNNING GARBAGE TRUCKS ON TIME AND IN FULL RUNNING OUR LANDFILL. IN FACT, THAT FACT MAKES THEM INELIGIBLE TO EVEN PUT A PROPOSAL IN BUT THE CITY STAFF HAS ACCEPTED ONE. THIS IS IS MODE OF THE BUSINESS MODEL OF THIS COMPANY, I.S.I., TO BUY OR RUN LANDFILLS THAT ARE RUN BY CITIES OR CLOSED BY CITIES. IN SEGUIN THE VOTERS OVERTURNED CITY COUNCIL ACTION TO SELL THEIR CLOSED LANDFILL TO I.S.I. IN

WEATHERFORD, WE'RE WORKING WITH A GROUP THAT IS WORKING TO APOSE AN EXPANSION OF A LANDFILL THAT WAS OWNED BY THE CITY OF WEATHERFORD AND NOW IS OWNED AND RUN BY I.S.I. 3500 STATE -- TEXANS HAVE WRITTEN TO OPPOSE THEIR EXPANSION. AND THEY ARE TRYING TO DO IT ILLEGALLY. THEY'VE INCREASED THE GARBAGE THERE FROM 50 TONS PER DAY TO OVER 600 TONS PER DAY. WE DON'T WANT TO TURN OUR CITY OPERATIONS OVER TO A COMPANY LIKE THAT. THE ALTERNATIVE IS TO LOOK AT WHAT YOU ARE ALREADY DOING WITH CITY HALL. YOU ARE RECYCLING 70% OF THE CONSTRUCTION WASTE AT CITY HALL IS BEING REPSYCH HE HAD. THAT'S WHAT WE NEED TO BE LIKING AT. IN THE '80s, THE CITY OF AUSTIN WAS LOOKING AND SPENDING MILLIONS OF DOLLARS TO BUILD AN IN SIN RATER TO BURN OUR GARBAGE AND THE CITIZENS ORGANIZED AND STOPPED THAT FROM HAPPENING LIKE MANY FADS OF THE '80s, THAT ISSUE WAS PUT TO REST. IT'S TIME TO AGAIN PUT IN PLACE A NEW SOLID WASTE PROGRAM FOR THIS CENTURY THAT WILL REDUCE THE WASTE. LET'S AIM FOR ZERO WASTE, WHICH IS WHAT OTHER CITIES AND COUNTRIES ARE AIMING FOR, TO REALLY REDUCE THE WASTE. WE MIGHT NOT GET TO ZERO, BUT LET'S GET AS LOWS AS WE CAN. LET'S NOT EXPAND A CITY LANDFILL WITH A PRIVATE COMPANY THAT HAS A HISTORY OF BAD ACTIONS. I HAVE SOME MATERIALS TO HAND OUT TO YOU ABOUT I.S.I.'S OPERATIONS.

Mayor Wynn: THANK YOU.

SO I WOULD THANK YOU FOR POSTPONING IT. I WOULD SAY WE NEED TO POSTPONE IT A LOT MORE TO GIVE FULL AIRING TO THIS PROGRAM. IT SHOULDN'T BE A STAFF-RUN OPERATION. SOLID WASTE ADVISORY COMMISSION WAS UNANIMOUSLY OPPOSED TO WILL KWROE RHOADES PROPOSAL FOR THE CONTRACT WITH I.S.I.

Mayor Wynn: WE WON'T BE TAKING ACTION TODAY. WE WILL HAVE A DISCUSSION IN CLOSED SESSION PURSUANT TO THE OPEN MEETINGS ACT. COUNCIL, THERE ARE SOME FOLKS FROM I.S.I. HERE WHO WOULD BE AVAILABLE TO ANSWER QUESTIONS IF WE HAD THEM, HOWEVER, WE'RE GOING TO POSTPONE THE ACTUAL ACTION AND DEBATE UNTIL NOVEMBER 18th. I WANT TO THANK YOU ALL FOR BEING

HERE. SO COUNCIL, WE HAVE A MOTION AND A SECOND ON THE TABLE TO APPROVE THE CONSENT AGENDA. AGAIN, THE PULLED ITEMS ARE NUMBER 3 AND NUMBER 5 AND ITEM 28 TO BE POSTPONED TO NOVEMBER 18th, 2004.  
COUNCILMEMBER THOMAS.

Thomas: MAYOR --

I'M WITH I.S.I. MAY I --

Mayor Wynn: YES, SIR, YOU MAY. WELCOME, SIR. >>

Goodman:, MY NAME IS JEFF PECULIARHAM, THE REGION VICE PRESIDENT FOR I.E.S.I. CERTAINLY I WANT TO ADDRESS SOME OF THESE COMMENTS THAT WERE MADE BECAUSE THEY ARE INACCURATE AND IESI SUCCESSFULLY OWNED AND OPERATED THE TRAVIS COUNTY LAND FILL FOR OVER FOUR YEARS AND WE HAVE A ZERO COMPLIANCE RATING. THE BEST COMPLIANCE RATING THAT YOU CAN GET AT OUR TRAVIS COUNTY LANDFILL. WE ALSO HAVE A ZERO COMPLIANCE RATING AT OUR C AND D LANDFILL IN FORT WORTH, TEXAS. THESE STATEMENTS BEING MADE ABOUT IESI ARE VERY MUCH WRONG. IESI HAS NEVER RECEIVED A NOTICE OF VIOLATION OR ANY ENFORCEMENT ACTION WITH THE TRAVIS COUNTY LANDFILL. OUR LANDFILL, AS I MENTIONED, HAS THE HIGHEST COMPLIANCE RATING HISTORY THAT YOU CAN RECEIVE. OUR FACILITY SHARES A COMMON FENCE LINE WITH THE CITY OF AUSTIN. AND WE HAVE WORKED WITH THE CITY OF AUSTIN TO PROVIDE DIRT IN THE PAST AND THEY KNOW HOW WE OPERATE OUR LANDFILL. THEY ARE RIGHT NEXT DOOR. AND WE'RE VERY PROUD OF IT AND, ACE SAID, THE COMPLIANCE RATING, YOU CAN'T GET ANY BETTER. FOR SOME REASON, THERE IS INTEREST SEEKING TO DIVERT THE COUNCIL'S ATTENTION FROM THE TRUE ISSUES AT HAND. WEATHERFORD LANDFILL IS NOT AN EXPANSION. WE HAVE FULL SUPPORT OF THE CITY AND THE COUNTY IN THE PROJECT AT WEATHERFORD LANDFILL. WE HAVE NEVER RECEIVED A NOTICES OF VIOLATION AT THIS SITE SINCE WE TOOK IT OVER. WE HAVE MADE SIGNIFICANT IMPROVEMENTS IN THIS FACILITY. AND I JUST WANT TO CORRECT THE RECORD. IESI HAS ENTERED INTO AGREEMENTS WITH A NUMBER OF MUNICIPALITIES ACROSS TEXAS AND IN OTHER STATES REGARDING THE

OPERATION OF THEIR FORMER LANDFILLS. WE ROUTINELY RECEIVE ACCOLADES AND LETTERS OF SUPPORT FROM THESE CITIES. I CITE IOWA PARK BUFFALO CREEK, THE CITY AWARDED US BUSINESS OF THE YEAR AND THE LANDFILL IS RIGHT OUTSIDE OF TOWN. THE REAL ISSUES BEFORE THE CITY COUNCIL ARE WHAT COMPANY PRESENTED THE STRONGEST PROPOSAL. DOES THE COMPANY HAVE AND OWN AND OPERATE A FIRST-CLASS LANDFILL, WHICH WE DO. AND DO OTHER MUNICIPALITIES HAVE FAVORABLE EXPERIENCES WORKING WITH THE COMPANY AS A PARTNER, WHICH THEY ALL DO. AS YOUR STAFF HAS VERIFIED BASED ON THEIR DUE DILIGENCE, THE CITY OF AUSTIN SHOULD CONSIDER ENTERING INTO NEGOTIATIONS WITH IESI AND AWARDED A CONTRACT TO OUR COMPANY. I HAVE HERE INSPECTION REPORTS. I HAVE HERE OUR COMPLIANCE HISTORY. I HAVE HERE LETTERS FROM THE CITIES AND THE COUNTY OF WEATHERFORD. WE HAVE PARKER COUNTY. THAT SUPPORT WHAT WE'RE DOING AND HOW WE DO THE JOB UP THERE. AND I JUST WANT TO MAKE SURE THAT EVERYBODY GETS A CHANCE TO SEE THESE. I'LL LEAVE SOME COPIES, BUT THIS IS THE FACTS. THIS IS HOW WE PERFORM, NOT THE WAY THAT THESE STATEMENTS HAVE BEEN MADE. I WANT TO POINT OUT THAT WE ARE TALKING ABOUT A TYPE 4 LANDFILL. RIGHT HERE IN TRAVIS COUNTY. WHICH WE OPERATE A FACILITY NEXT DOOR. THE ISSUE WITH BIRDS IS NOT AN ISSUE. AND I JUST WANT TO MAKE SURE THAT THAT'S UNDERSTOOD. AND IF THERE'S ANY QUESTIONS, I WOULD BE GLAD TO ANSWER THEM.

Mayor Wynn: THANK YOU. COUNCILMEMBER SLUSHER. AGAIN, REMIND EVERYBODY WE'RE GOING TO HAVE THIS DISCUSSION AGAIN ON THE 18th. COUNCILMEMBER, GO AHEAD.

Slusher: WHY DO YOU SAY THE BIRDS AREN'T AN ISSUE? SIR, I HAD A QUESTION. WHY DO YOU SAY THE BIRDS AREN'T AN ISSUE?

THIS IS NOT A MUNICIPAL SOLID WASTE LANDFILL. IT'S NOT PUTRICIBLE WASTE AND IT WOULDN'T BE PERMITTED BY THE STATE IF IT WAS AN ISSUE OR CONCERN OF THE AIRPORT.

Slusher: I DID SEE A PICTURE WITH SOME BIRDS, SOME

BUZZARDINGS AT THE LANDFILL.

WELL, I MEAN WE DO NOT HAVE AN ISSUE AND I DON'T THINK THAT THERE'S BEEN AN ISSUE AT THE LANDFILL WITH BIRDS AND BUZZARDS. I WOULD LIKE TO HAVE SOME STASH IATION. THERE'S GOING TO BE BIRDS, YOU KNOW, ANYWHERE, YOU KNOW, WHERE THERE'S BRICK AND THAT TYPE OF MATERIAL, BUT THIS IS A C AND D TYPE 4 LANDFILL WHICH IS PAPER AND WOOD AND BRICK, AND IT'S PERMITTED BY THE STATE AND WE MAINTAIN THAT SITE ACCORDING TO THE REGULATIONS AND WE ARE VERY PROUD OF HOW WE HANDLE THAT SITE. >> > SLUSHER: THANK YOU. MAYOR, CAN WE GET MR. RHOADES JUST TO SAY A FEW WORDS? THERE WERE A LOT OF THINGS SAID ABOUT THE CITY LANDFILL.

Mayor Wynn: SURE. MR. RHOADES, BUT AGAIN, WE'RE GOING TO HAVE THIS DISCUSSION ALL OVER AGAIN ON NOVEMBER 18th.

Slusher: I UNDERSTAND, BUT SINCE THERE WAS A LOT SAID, I WOULD LIKE TO GIVE HIM A CHANCE TO RESPOND.

WILLIE RHOADES, DIRECTOR OF SOLID WASTE SERVICES FOR THE CITY OF AUSTIN. I MANAGE YOUR LANDFILL. I AM PROUD TO MANAGE YOUR LANDFILL. YES, IT IS AN OLD LANDFILL AND YES, WE DO HAVE SOME ISSUES AT THE LANDFILL, BUT WE ARE WORKING TO TAKE CARE OF ALL THE ISSUES AND ADDRESS ALL THE ISSUES THAT ARE THERE OF. SOME OF THE ISSUES, WAS THERE A COLLAPSE IN 1991. YES, IT WAS. DID GARBAGE ENTER INTO UNION CREEK, I CAN'T SEE. AS SOON AS IT HAPPENED WE TOOK ACTION TO REINFORCE THE LEVY UP THERE. WE TOOK CARE OF THIS ACTION TO ADDRESS THIS CONCERN. IS THERE GAS MIGRATING OFF THE SITE. AS WE INFORMED COUNCIL IN 1997, WE SAW EVIDENCE OF THAT. BUT SINCE 2000, WE HAVE NOT SEEN ANY EVIDENCE OF GAS MIGRATING OFF THE SITE AND WE INFORMED COUNCIL OF THAT. THEN WE PUT IN A GAS RECOVERY SYSTEM AT THE LANDFILL TO HANDLE THE GAS AT THE LANDFILL. THIS SYSTEM IS RECOVERING GAS AND IT'S ALSO WORKING WITH AUSTIN ENERGY ON -- CONVERTING SOME OF THE METHANE GAS INTO ENERGY FOR CITIZENS OF AUSTIN. THE LEACHATE COLLECTION SYSTEM. THE LEACHATE COLLECTION SYSTEM HAS BEEN

DESIGNED AND WILL BE OPERATIONAL CLOSE TO THE END OF THIS YEAR, FIRST OF NEXT YEAR. EACH AND EVERY ONE OF THESE PROJECTS HAVE GONE THROUGH THE TNRCC AT TCEQ PERMITTING PROCESS TO MAKE SURE WE ARE HANDLING THIS CORRECTLY SO WE ARE IN COMPLIANCE WITH TNRCC, WE ARE NOT OUT OF COMPLIANCE. WE HAVE PROJECTS THERE WE HAVE TO ADDRESS AND WE ARE ADDRESSING EACH AND EVERY ONE OF THOSE ISSUES AND WE ARE MAINTAINING THE LANDFILL AND OPERATING THE LANDFILL CORRECTLY. IF YOU HAVE ANY QUESTIONS, I'LL TAKE ANY DIRECT CONCERNS.

Mayor Wynn: COUNCILMEMBER McCracken.

McCracken: MAKE SURE I UNDERSTAND. THIS IS A LANDFILL JUST FOR CONSTRUCTION MATERIAL LIKE BUMMER WILL AND BRICK?

YES, COUNCILMEMBER, BUT A LITTLE HISTORY. PRIOR TO THE AUSTIN BERGSTROM INTERNATIONAL AIRPORT OPENING, WE ACCEPTED PUTRICIBLE WASTE.

McCracken: THIS IS GOING TO BE LANDFILL FOR BRICK AND WOOD.

CONSTRUCTION AND DEMOLITION LANDFILL.

McCracken: IS THERE A LOW BID OTHER THIS?

IT'S NOT A BID, IT'S A REQUEST FOR PROPOSAL THAT WAS SENT OUT AND WHICH THE PERSON OFFERED THE CITY THE BEST PROPOSAL IN THIS, COUNCILMEMBER. AND WE HAD AN EVALUATION TEAM, THEY EVALUATED ON SOME CITE PUT OUT WITH THE -- CRITERIA PUT OUT. I BELIEVE THERE WERE FIVE POINTS EVALUATED ON. FROM THAT BASIS IS WHY WE HAVE THE RECOMMENDATION TO MOVE FORWARD WITH THIS.

McCracken: THANK YOU, MR. RHOADES.

Mayor Wynn: THANK YOU, MR. RHOADES. AGAIN, WE'LL HAVE THIS -- WE'LL HAVE SOME QUESTIONS TO ANSWER BETWEEN NOW AND NOVEMBER 18 AND HAVE A FULL PUBLIC

DISCUSSION AT THAT TIME. AGAIN, WE HAVE A MOTION AND SECOND ON THE TABLE TO APPROVE THE CONSENT AGENDA AS READ. ITEMS NUMBER 3 IS PULLED FOR A PRESENTATION. ITEM 5 IS PULLED FOR -- TO TAKE UP AFTER EXECUTIVE SESSION DISCUSSION. FURTHER COMMENTS ON THE CONSENT AGENDA? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE. OPPOSED? MOTION PASSES ON A VOTE OF 7-0. THANK YOU VERY MUCH. I BELIEVE COUNCILMEMBER ALVAREZ NOW WANTED TO TAKE UP ITEM NUMBER 3, A PRESENTATION FROM STAFF. WELCOME, MS. EDWARDS.

THANK YOU. SUE EDWARDS, DIRECTOR OF ECONOMIC GROWTH AND SERVICES. I WOULD LIKE TO TAKE THE PRIVILEGE BEFORE I BEGIN OF INTRODUCING OUR NEW ECONOMIC DEVELOPMENT MANAGER FOR THE CITY OF AUSTIN. AND JUBIL SMITH, WOULD YOU PLEASE STAND. I WOULD LIKE FOR YOU TO MEET HIM. HE HAS ALREADY BEEN A GREAT ASSET FOR US AND HAS BEEN ACTIVELY WORKING ON YOUR BEHALF. THANK YOU, JUBILE. MAYOR PRO TEM, I HAVE A QUESTION. I HAVE A BRIEF PRESENTATION THAT GOES THROUGH SOME OF THE HISTORY OF YOUR ECONOMIC DEVELOPMENT POLICY. COUNCILMEMBER ALVAREZ HAS ASKED FOR ONLY AN EXPLANATION OF THE MATRIX. WHICH WOULD YOU PREFER?

Goodman: DO YOU WANT THE WHOLE THING?

Alvarez: I THINK JUST OUTLINING THE COMPONENTS OF THE MATRIX AND JUST A BRIEF EXPLANATION OF EACH CATEGORY BECAUSE WE'VE DISCUSSED SOME OF THE POLICY ISSUES BACK WHEN WE ADOPTED THE POLICY PART OF THIS, BUT JUST TO SEE, YOU KNOW, HOW THE MATRIX IS STRUCTURED AND A REAL BRIEF EXPLANATION OF EACH CATEGORY OF SCORING.

I WILL DO THAT. THE EVALUATION MATRIX FOR FIRM BASED IS ONE THAT YOU LOOKED AT IN JUNE OF 2003 AND IT HAS NOT CHANGED APPRECIABLY SINCE THAT TIME. THERE ARE TWO CRITERIA THAT EITHER KEEP IN OR KEEP OUT A FIRM AS THEY ARE LOOKING TOWARD INCENTIVES FROM THE CITY OF AUSTIN. THE FIRM MUST BE LOCATED OR WILL LOCATE IN THE DESIRED DEVELOPMENT ZONE, AND THE FIRM MUST CONDUCT ITS BUSINESS IN COMPLIANCE WITH

ENVIRONMENTAL REGULATIONS. IF THE FIRM DOES NOT DO EITHER OF THESE, WE WOULD NOT CONSIDER THEM FOR ANY TYPE OF INCENTIVE. WE HAVE BROKEN UP THE CRITERIA INTO FIVE LARGE AREAS. ONE CONSIDERS THE OVERALL ECONOMIC AND FISCAL IMPACT. AND WE MEASURE THAT IN A SMALL, MEDIUM AND LARGE CAPACITY, MEANING THAT IT WOULD BE THE FIRM COMPETING AGAINST OTHER FIRMS IN THAT LIKE INDUSTRY. SO IF YOU ARE A FILM PRODUCTION FIRM WANTING TO MOVE TO AUSTIN OR A COMPANY, WE WOULD ASK THE QUESTION WHETHER THIS WOULD BE A SMALL, A MEDIUM OR A LARGE FILM PRODUCTION COMPANY AND WOULD BE RATED ON THAT BASED ON THE INVESTMENT THAT IT'S GOING TO MAKE INTO THE COMMUNITY AND ALSO THE NUMBER OF EMPLOYEES THAT IT WOULD BRING. THE SECOND ONE IS LINKAGEES TO THE LOCAL ECONOMY. DOES THE FIRM FIT WITH ONE OF THE STRATEGIC TARGETS IDENTIFIED. IF YOU RECALL IN THE MAYOR'S TASK FORCE ON THE ECONOMY AND LATER WITH THE CHAMBER OF COMMERCE AND THEIR CONSULTANT, WE BEGAN TO IDENTIFY AS A CITY THOSE INDUSTRIES THAT WE WOULD LIKE TO TARGET TO RECRUIT TO COME TO AUSTIN. SO WE ASK THAT QUESTION. AND IS THE FIRM A HEAD QUARTERS OPERATION AND WE WOULD GIVE WEIGHTED CONSIDERATION TO THAT ALSO. IS THE FIRM GROWING. IS IT IN AN INDUSTRY THAT WE BELIEVE WILL CONTINUE TO GROW. NOT AN INDUSTRY THAT IS STAGNANT OR WOULD HAVE THE POSSIBILITY OF LEAVING AUSTIN. DOES THE PROJECT MAKE USE OF ESPECIALLY UNDERUTILIZED SEGMENTS OF THE LABOR FORCE AND WILL THE PROJECT CONTRIBUTE SIGNIFICANT CONTRACTING OPPORTUNITIES. THOSE ARE THE KINDS OF THINGS THAT WE MEASURE IN LINKAGES TO THE LOCAL CUSTOMER AND WE HAVE GIVEN IT EITHER ON A SCALE FROM ZERO TO 25. INFRASTRUCTURE IMPACT. ONE OF THE THINGS THAT WE HAVE DISCUSSED PREVIOUSLY IS WHETHER OR NOT THIS COMPANY LOCATING IN AUSTIN WOULD HAVE AN IMPACT ON THE INFRASTRUCTURE. DO THEY NEED NEW INFRASTRUCTURE IN ORDER TO LOCATE IN AUSTIN. AND THEN WE LOOK AT CHARACTERS OF THE JOBS AND THE LABOR FORCE ITSELF. WILL THE BULK OF THE HIRES BE LOCAL OR WILL THEY BE IMPORTED FROM SOMEPLACE ELSE. WHAT IS THE AVERAGE WAGE PAID AND HOW DOES IT COMPARE WITH OTHER

WAGES WITHIN THAT SAME CATEGORY IN THE AUSTIN AREA. WHAT IS THE TRAINING THAT IS PROVIDED BY THE COMPANY AND ARE THERE OPPORTUNITY FOR ADVANCEMENT. ARE THERE TUPB FOR EDUCATIONAL TRAINING THAT IS PROVIDED BY THE COMPANY. -- OPPORTUNITIES. AND HOW DOES THE FIRM PROMOTE DIVERSITY IN HIRING AND PROMOTION. WE THINK THOSE ARE SIGNIFICANT AND THAT ALSO GETS A SCORE FROM ZERO TO 25. QUALITY OF LIFE AND CULTURAL VITALITY IS THE FIFTH CRITERIA, AND WE ASK DOES THE FIRM HAVE A PROACTIVE CULTURAL OUTREACH PROGRAM. IS IT INVOLVED IN THE COMMUNITY. DO THEY ENCOURAGE THEIR EMPLOYEES TO VOLUNTEER IN THE COMMUNITY. DO THEY DONATE TO THE COMMUNITY. AND THAT BASICALLY ARE THE FOUR -- THOSE ARE BASICALLY THE FIVE CRITERIA THAT WE ARE LOOKING AT IN EVALUATING A FIRM. WE DO HAVE A THRESHOLD FOR EXTRAORDINARY KPHEUBG IMPACT, AND THAT THRESHOLD ALLOWS THE COUNCIL TO GO OVER AND BEYOND WHAT WE HAVE CURRENTLY BY LOOKING AT THE FIRM AND DECIDING IF THE FIRM QUALIFIES IN ANY ONE OF THESE FOUR CATEGORIES. IS IT A TARGETED INDUSTRY. IS IT INVOLVED IN LEADING EDGE TECHNOLOGY. IS IT ELIGIBLE FOR STATE ECONOMIC DEVELOPMENT FUNDS. AND WILL THE FIRM GENERATE 500 JOBS OR MORE. THE MATRIX ALLOWS THAT IF THE FIRM RECEIVES LESS THAN 60 POINTS, IT IS NOT ELIGIBLE FOR CONSIDERATION FOR ANY KINDS OF ENHANCEMENTS. IF IT GETS 61 TO 80 POINTS, IT'S ELIGIBLE FOR 30% OF BOTH PROPERTY AND SALES TAX. AND IF IT GETS 81 POINTS OR MORE, IT IS ELIGIBLE FOR UP TO 50% OF THE PRESENT VALUE OF SALES AND PROPERTY TAX. ONE THING THAT I WILL SAY HERE IS THAT THE QUESTION IS CAN -- IT MAY BE ELIGIBLE, BUT WE ARE NOT COMPELLED AS A CITY TO PROVIDE THOSE INCENTIVES BASED ON RECOMMENDATIONS FROM STAFF AND FROM COUNCIL. IN ADDITION TO THIS, WE HAVE LIMITED THE INCENTIVES TO A 10-YEAR PERIOD SO THAT YOU WILL BE SEEING AN AVERAGE OF 50% OF TAXES OVER A 10-YEAR PERIOD ON OR AN AVERAGE OF 30% OF TAXES OVER A 10-YEAR PERIOD. BLANK

Alvarez: JUST ONE QUESTION. I NOTICE THERE WAS A BONUS FOR GREEN BUILDING.

UH-HUH.

Alvarez: HOW DOES -- SIT LIKE A 10-POINT BONE BONUS?

IT IS.

Alvarez: HOW IS THAT SCORED?

WE ARE IN EVERY CASE ENCOURAGING EVERY FIRM WHO COMES TO AUSTIN AND WANTS TO BUILD OR WANTS TO DO ANY KIND OF EXPANSION TO PARTICIPATE IN AUSTIN ENERGY'S GREEN BUILDING PROGRAM OR TO PARTICIPATE IN THE LEADS PROGRAM. AUSTIN ENERGY IS INVITED IN TO TALK WITH THAT COMPANY AND WE ARE ENCOURAGING THEM IN EVERY WAY THAT WE POSSIBLY CAN TO PARTICIPATE. IF THEY DECIDE TO PARTICIPATE, THEN THEY CAN RECEIVE ADDITIONAL EXTRA POINTS.

Alvarez: BUT IS IT IF THEY ACHIEVE THREE STAR, TWO STAR, FOUR STAR?

WE'RE STARTING OUT WITH ONE STAR. WE THINK TWO -- WE WILL BE WORKING WITH AUSTIN ENERGY TO SEE IF WE CAN COME UP WITH A REQUIREMENT THAT IS TWO STAR AND WE'LL BE MOVING FORWARD IN THREE STAR SO IT'S GOING TO BE IN PHASES THAT WE DO THIS. BUT WE THINK THAT ULTIMATELY OUR GOAL IS THREE STAR.

Alvarez: OKAY. BECAUSE I KNOW WE'VE REQUIRED -- AT LEAST SOME OF THE PROJECTS THAT HAVE BEEN APPROVED OVER THE AQUIFER, SOME OF THE SETTLEMENT AGREEMENTS THE CITY HAS ENTERED INTO HAD SOME GREEN BUILDING REQUIREMENTS AND I WASN'T SURE WHAT THAT SPECIFIC RATING WAS, BUT -- BUT MAYBE IF YOU CAN PROVIDE A LITTLE TKEURPL INFORMATION ON THAT, THAT WOULD BE --

WE CAN DO THAT FOR YOU.

Alvarez: THAT'S ALL THE QUESTIONS I HAVE, MAYOR PRO TEM. I JUST WANTED MS. EDWARDS TO LAY THAT OUT AND EXPLAIN A LITTLE WHAT WE'RE TRYING TO DO WITH THE

POLICIES. THANK YOU.

Goodman: ARE THERE ANY OTHER QUESTIONS?

McCracken: MY UNDERSTANDING IS THE WAY THE CITY DOES ECONOMIC DEVELOPMENT INCENTIVES NOW IS IT DOES NOT INVOLVE UPFRONT PAYMENTS BUT INSTEAD THROUGH THIS SYSTEM THAT THERE WOULD BE NO -- THE ONLY WAY THERE COULD BE SOME TYPE OF INCENTIVE IS ACTUALLY AFTER THE PERFORMANCE HAS ALREADY HAPPENED AND WE KNOW IT'S HAPPENED AND IT'S A REBATED TAX THEY'VE ALREADY PAID AFTER THEY'VE ALREADY CREATED JOBS. IS THAT ACCURATE?

YOU ARE CORRECT. IT IS ALL PERFORMANCE BASED. IF THE COMPANY DOES NOT PERFORM, DOES NOT PRODUCE SALES OR PROPERTY TAX, THEN EVEN THOUGH WE MAY HAVE NEGOTIATED TO RETURN A CERTAIN PERCENTAGE OF THOSE TAXES TO THEM, WE WILL NOT DO SO.

McCracken: YEAH, I KNOW THAT IN SOME COMMUNITIES YOU WILL HEAR THAT THE COMMUNITIES OR STATES WILL WRITE A CHECK FOR, SAY, 10, 10, 15, \$20 MILLION. UNDER THIS SYSTEM THAT COULD NEVER HAPPEN IN AUSTIN.

THAT'S CORRECT.

Goodman: CAN YOU EXPAND A LITTLE BIT ON -- KPHURB. ON-COUNCILMEMBER SLUSHER. I JUST WANTED TO EXPAND ON WHY YOU DIDN'T THINK WE COULD START OUT WITH TWO STARS. THAT'S REALLY NOT A VERY ONEROUS REQUIREMENT.

WE HAVE NOT IN THE PAST REQUIRED ANY AT ALL -- ANY GREEN BUILDING IN LEADS AT ALL AND WE FEEL IT'S VERY IMPORTANT. WE HAVE NOT HAD ANY EXPERIENCE YET WITH THAT AND WE ARE IN DISCUSSIONS WITH AUSTIN ENERGY ABOUT HOW WE'VE RECEIVED WITH THAT. IT WAS OUR RECOMMENDATION JUST TO START WITH ONE STAR BECAUSE WE HAVE NO EXPERIENCE WITH WHAT -- WHAT THAT -- SOME OF THE REQUIREMENTS FROM SOME VERY SMALL BUSINESSES MIGHT BE. WE DO BELIEVE THAT TWO STAR IS -- IS EASILY ACHIEVABLE. WE JUST KNOW THAT

THERE ARE SOME VERY SMALL BUSINESSES IN CERTAIN AREAS THAT MIGHT NOT BE ABLE TO ACHIEVE THAT AND WE DON'T WANT TO ELIMINATE THAT, BUT AS I SAID, OUR GOAL IS REALLY THREE STAR.

Goodman: WELL, COULDN'T YOU START OUT THEN WITH THE TWO STAR WITH SOME CONTINGENCIES FOR ALTERNATIVE OR WAIVER FOR SMALL BUSINESSES THAT COULDN'T DO IT?

WE COULD, YES, WE COULD, AND WE CAN LOOK AT THAT.

Goodman: AND HOW LONG WOULD IT TAKE YOU TO LOOK AT THAT?

A WEEK. NOTHING LONG. I MEAN WE CAN DO THAT AND LOOKING AT THAT, I THINK THAT'S PROBABLY A VERY GOOD RECOMMENDATION. I DON'T SEE A PROBLEM WITH THAT.

Goodman: OKAY. SO WE COULD APPROVE THIS RESOLUTION AND THEN COME BACK IN A VERY SHORT TIME AND --

OR I COULD -- IF IT WOULD BE ACCEPTABLE FOR YOU, I COULD THROUGH THE MANAGER SEND YOU A MEMO SAYING -- INDICATING WHAT WE HAVE DONE.

Goodman: OKAY. COUNCILMEMBER SLUSHER.

Slusher: I JUST WANTED TO CONFIRM ON THIS POLICY INCLUDES THE POLICY WE ALREADY HAD IN WHICH IS REGARDING OVER THE BARTON SPRINGS ZONE AND EVERYWHERE I GUESS THAT THESE COMPANIES HAVE TO BE COMPLYING WITH CURRENT WATER QUALITY REGULATIONS INCLUDING THE S.O.S. IN ORDER TO BE ELIGIBLE FOR INCENTIVES AND THAT ONCE THEY ACCEPT INCENTIVES, THAT IF THEY HAVE ANY FURTHER PROJECTS WHERE THEY DON'T COMPLY, THEN THEY HAVE TO RETURN THE INCENTIVES.

THAT'S CORRECT. IN THE RESOLUTION THAT YOU PASSED IN JUNE OF 2003, IT'S VERY SPECIFIC. IT SAYS APPLICANTS WILL BE INELIGIBLE FOR INCENTIVES IF THEY ARE NOT COMPLYING WITH THE CITY OF AUSTIN CURRENT WATER QUALITY REGULATIONS ON ALL CURRENT PROJECTS

UNLESS THE APPLICANT HAS NEGOTIATED OR NEGOTIATES AN AGREEMENT WITH THE CITY IN WHICH IT COMPLIES WITH THE CURRENT IMPERVIOUS COVER LIMITS OVERALL AND AGREES TO BUILD WITH CURRENTLY REQUIRED WATER QUALITY CONTROLS. BY ACCEPTING THESE INCENTIVES, RECIPIENT AGREE TO COMPLY WITH THE CITY OF AUSTIN WATER QUALITY REGULATIONS ON ALL FUTURE DEVELOPMENTS. FAILURE TO DO SO WILL RESULT IN CANCELLATION OF THE INCENTIVE PACKAGE AND WOULD REQUIRE THE RETURN OF AN ALL INCENTIVE FUNDS ALREADY RECEIVED. THIS IS WHAT YOU PASSED IN JUNE OF 2003.

Reporter: THANK YOU, MS. HE HAD WAR. JUST FOR THE RECORD, THAT WAS PART OF THE HOME DEPOT CONTRACT -  
- INCENTIVE PACKAGE.

YES, IT WAS.

Slusher: THANKS.

Goodman: FURTHER QUESTIONS? DO WE HAVE A MOTION?

Alvarez: MOVE APPROVAL, MAYOR PRO TEM.

SECOND.

Goodman: AND DOES THAT INCLUDE THE -- LOOKING AT THE TWO STAR LEADS AND SENDING A MEMO?

Alvarez: YEAH, MAYBE WITH AN ADDITIONAL FOLLOW-UP ON HOW THAT -- THE BONUS FOR GREEN BUILDING WILL BE ADMINISTERED.

AND WE'LL MAKE BOTH OF THOSE ADJUSTMENTS AND FOLLOW UP WITH YOU.

Goodman: OKAY. IS THAT FRIENDLY?

Thomas: YES.

Goodman: THERE'S A MOTION ON THE FLOOR FROM COUNCILMEMBER ALVAREZ SECONDED BY COUNCILMEMBER

THOMAS. FURTHER DISCUSSION? ALL IN FAVOR PLEASE SAY AYE. ABSTAINING OR VOTING NO, WITH THE MAYOR TEMPORARILY OFF THE DAIS. THANKS. OKAY, ON ITEM NUMBER 5, WE NEEDED TO HAVE A LITTLE EXECUTIVE SESSION. THAT'S RECOMMENDED BY THE TELECOMMUNICATIONS INFRASTRUCTURE COUNCIL SUBCOMMITTEE. AND SO LET ME READ THE -- THIS IS ALL I HAVE TO SAY. OKAY, WE'LL GO INTO EXECUTIVE SESSION FOR A PRIVATE CONSULTATION WITH OUR ATTORNEY UNDER SECTION 551.071 OF THE OPEN MEETINGS ACT TO DISCUSS AGENDA ITEM 5 RELATING TO AMENDING THE ORDINANCE NUMBER 000420-28 WHICH IS A FRANCHISE PERMITTING THE DELIVERY OF CABLE SERVICES GRANTED TO CABLE COMMUNICATIONS, INCORPORATED. NO DECISIONS WILL BE MADE AND WE'LL RETURN TO OPEN SESSION LATER.

Goodman: WE'LL RETURN TO OPEN SESSION AT 12:00 FOR CITIZENS COMMUNICATION.

Goodman: WE'RE WAITING FOR A QUORUM. ARE THERE ANY AIDES THAT CAN TRACK DOWN THEIR COUNCILMEMBERS?

Goodman: WE'RE RECONVENING IN OPEN SESSION AFTER HAVING TAKEN UP ITEMS 37 AND 38 IN EXECUTIVE SESSION. AND WE'LL NOW HAVE CITIZEN COMMUNICATION. THE FIRST SPEAKER IS JIMMY CASTRO.

THANK YOU, JACKIE.

Goodman:, MAYOR PRO TEM AND COUNCILMEMBERS. I'M HERE TO SPEAK ON MY OWN BEHALF. I'VE ALSO SERVED AS A MEMBER OF THE CAPITAL METRO ADVISORY COMMITTEE. THIS FIRST SLIDE SHOWS I'M HERE TO REMIND EVERYONE TO TAKE THE TIME TO VOTE IN THE NOVEMBER 2nd ELECTION. AND EARLY VOTING IS FROM OCTOBER 18th THROUGH OCTOBER 29th. ORGANIZATIONS ENDORSED IN THE -- ENDORSING THE COUNCILMEMBER COMMUTER RAIL LINE INCLUDE THE AUSTIN DOWNTOWN GREATER ALLIANCE, THE CHAMBER OF COMMERCE, AND THE LEAGUE OF WOMEN VOTERS. THE ALL SYSTEMS GO IS A 2-YEAR, LONG-RANGE TRANSIT PLAN BY CAPITAL METRO. -- 25-YEAR. THE PROPOSED RAIL SERVICE WILL UTILIZE CAPITAL METRO'S

EXISTING FREIGHT RAIL LINE. CIRCULATION AREA BUSES WILL INCLUDE HIGHLAND MALL, ESPECIALLY FOR SHOPPING. AND THE J. J. PICKLE RESEARCH CAMPUS. CAPITAL METRO IS WORKING WITH LOCAL BIKING ORGANIZATIONS FOR HIKE AND BIKE TRAILS. RAPID BUS SERVICE WILL INCLUDE CIRCULATING SHUTTLE BUSES AT TRAIN STATIONS. INCREASED EXPRESS AND LOCAL BUS SERVICE TO AREA RESTAURANTS. INCREASED DOWNTOWN LOCAL BUS SERVICE ESPECIALLY TO THE AREA HOTELS. CAPITAL METRO ALSO OFFERS SPECIAL TRANSIT SERVICES FOR THE DISABLED. THE DILLO ROUTES INCLUDE THE WAREHOUSE DISTRICT. CAPITAL METRO ALSO PROVIDES 22 U.T. SHUTTLE ROUTES. FUTURE PROPOSED RAIL SERVICE COULD INCLUDE THE UNIVERSITY OF TEXAS MEDICAL SCHOOL AT AUSTIN. THE DELL CHILDREN'S MEDICAL CENTER OF CENTRAL TEXAS. FINALLY, LET'S DO THE RIGHT THING BY PASSING THE COMMUTER RAIL STARTER LINE PROPOSITION FOR AUSTIN'S FUTURE SO AUSTIN CAN MAINTAIN ITS STATUS AS THE MOST LIVABLE CITY IN AMERICA. THANK YOU, MAYOR PRO TEM GOODMAN.

Goodman: THANK YOU, MR. CAST STROS. JENNIFER GALE, WHO WILL GIVE US A COMPETING OPINION.

THANK YOU, MAYOR GOODMAN. HI, AUSTIN, IT'S HALLOWEEN AND IT'S TIME TO OFFER THAT OPPOSING OPINION THAT SOUNDED JUST LIKE THE CHAMBER OF COMMERCE. WHICH IS BEING PROMOTED BY THIS CITY COUNCIL AS ITEM 36 WHICH IS A VIOLATION OF THE PUBLIC TRUST AND OF STATE LAW AND SHOULD OFFER AN INJUNCTION STOPPING THE ACCEPTANCE OF THE VOTES FOR THIS CURRENT ELECTION. LAST NIGHT WE'VE SEEN OUR MOON ECLIPSED. A VOTER TURNOUT THAT'S APPROACHING A FRIGHTENING 200,000 VOTERS. A LITTLE GOBLINS THAT ARE GOING TO SAY TRICK-OR-TREAT FOR UNION ANY RECEIVE. MUNCHKINS JOINED BY LOVED ONES OR MOM AND DAD TO SEE IF THEIR CANDY WAS AS SWEET AS IT WAS LAST YEAR. [SPEAKING IN SPANISH] CITY MANAGER TOBY FUTRELL, MAYOR.

Goodman: MAN, COUNCILMEMBERS.

Slusher:, MA CRACKEN AND DANNY THOMAS, PLEASE READ YOUR LEAGUE OF WOMENS VOTER GUIDE BEFORE YOU GO

OUT AND VOTE. IN THE BACK OF IT SHOWS THE REASONS AGAINST THE LIGHT RAIL REFERENDUM. UNLIKE THE CURRENT ADVERTISEMENT BY THE CAPITAL METRO TRANSPORTATION AUTHORITY WHICH IS SOLELY PUSHING REASONS FOR IT. THAT'S ALSO A VIOLATION OF STATE LAW. REMEMBER LORENZO SADUN IS A WRITE-IN CANNED IN PLACE 10 AND LAMAR -- RUNNING IN DISTRICT 21 IN CENTRAL SOUTH AND WEST AUSTIN. REMEMBER THE CHAMBER IS ENDORSING THIS SO THEY ARE ONLY INTERESTED IN MAKING WHAT TURNS OUT TO BE HUNDREDS OR EVEN BILLIONS OF DOLLARS IN LAND INVESTMENT. IT SAYS IT'S A STARTER LIGHT RAIL RIGHT HERE IN THE ORDERS. OF IT. I'M ASKING YOU TO LOOK CLOSELY AT THE LIGHT RAIL AND VOTE IT DOWN. IT DOESN'T GO ANYWHERE DOWNTOWN. IT DOESN'T GO ANYWHERE NEAR THE UNIVERSITY OF TEXAS. IT DOESN'T GO NEAR HYDE PARK OR THE CAPITOL COMPLEX OR ANYWHERE IN SOUTH AUSTIN OR WEST AUSTIN. PLEASE LOOK VERY CLOSELY. IT USES DIESEL FUEL THAT WILL POLL LOOT. IT'S NOT YOUR REGULAR LIGHT RAIL AND IT WILL RUN ALL DAY LONG. WE NEAT BUSES RUN BY BATTERIES THAT WILL DROP YOU OFF NEAR YOUR HOME. ISN'T IT IRONIC THAT THE AUSTIN CHRONICLE ON THE FRONT PAGE OF ITS PAPER TODAY IS ENDORSING -- IT SHOWS A PICTURE OF AN IRAQI. A SKULLS AND BONES IRAQI. THEY ENDORSE A MEMBER OF THE SKULLS AND BONES. SENATOR KERRY OVER ANOTHER SKULLS AND BONES, PRESIDENT BUSH. PLEASE VOTE NADER, OR COB. [BUZZER SOUNDING] BECAUSE WE DON'T NEED TO HAVE ANY MORE THAT YOU AND I ARE RESPONSIBLE FOR. THANK YOU, MAYOR GOODMAN.

Goodman: THANK YOU. SPEAKING OF RHETT SMITH, THE NEXT SPEAKER IS RHETT SMITH. IS HE HERE? LOTTIE HANCOCK. LOTTIE HANCOCK HERE?

SHE'S HERE.

I'M JUST SLOW. HI. I'M ADDRESSING MAYOR WYNN, WHO IS NOT HERE TODAY. ALSO MEMBERS OF THE CITY COUNCIL OF AUSTIN, TEXAS. I AM HERE AS A CITIZEN, ONE WHO CARES ABOUT MY NEIGHBORS. I HAVE A LIST HERE OF THINGS THAT HAVE HAPPENED IN MY NEIGHBORHOOD. I WOULD LIKE FOR YOU ALL TO BE AWARE OF WHAT IS HAPPENING. MY

NEIGHBORHOOD IS CHANGING. THERE IS A CITY ORDINANCE ABOUT PARKED CARS BEING PARKED ON THE STREETS. MY NEIGHBORHOOD IS STACKED WITH CARS PARKED ON THE STREET. SOME OF THEM GOOD. THEY STAY THERE 24 HOURS A DAY. SOME OF THEM WRECKED. THEY ARE ALSO PARKED IN THE YARDS ON THE GRASS THAT WE WORKED SO HARD TO KEEP AUSTIN BEAUTIFUL. I SEE SMALL CHILDREN RIDING IN THE BACK OF PICKUPS. SITTING DOWN. THEY ARE CHILDREN OF, I ASSUME, NON-CITIZENS. I HAVE ALSO OPENED MY FRONT DOOR SEVERAL MORNINGS OVER THE PAST TWO YEARS FINDING A NON-CITIZEN URINATING IN MY FRONT YARD. ON CITY PROPERTY. MY NEIGHBOR ACROSS THE STREET HAS -- DOES NOT SPEAK ENGLISH. THEY DON'T KNOW THE CITY ORDINANCES. I THINK IT WOULD BE GOOD IF THOSE WHO ARE NOT CITIZENS OF THE UNITED STATES -- [BUZZER SOUNDING] -- OF AMERICA AND ARE NOT TAX-PAYING CITIZENS OF AUSTIN, TEXAS, IF WE WOULD REA OUT A HAND AND THE CITY HALL WOULD SAY THESE ARE WHAT WE LIVE BY AND WE WANT YOU TO KNOW SO THAT YOU WON'T BE A LAW-BREAKER.

Goodman: THANK YOU, MA'AM.

GARBAGE LITTERS THE STREETS.

Goodman: MS. HANCOCK, YOUR TIME IS UP SO COULD YOU FINISH UP YOUR THOUGHT? THAT BUZZER WAS YOUR TIME.

WHAT? IS MY TIME UP.

Goodman: YES, MA'AM.

WELL, I'M SORRY THAT I CAN'T SPEAK ANY FASTER THAN I AM. I'M IN THE WINTER SEASON OF MY LIFE.

Goodman: YES, MA'AM.

I'M 87 YEARS OLD. AND IT SADDENS ME TO THINK THAT I HAVE TO BE GIVEN ONLY THREE MINUTES. YOU KNOW, THERE WAS A TIME IN AUSTIN WHEN THEY HAD TIME TO LISTEN.

MS. HANCOCK --

Goodman: BECAUSE OTHERS ARE BEHIND YOU, BUT IF THEY DON'T MIND, WE'LL LET YOU FINISH UP YOUR THOUGHT. I HEAR NO OBJECTION SO IF YOU WANT TO GO ON AND FINISH UP WHAT YOU WERE GOING TO SAY, PLEASE DO.

I KNOW YOU ARE SPEAKING, BUT I'M SORRY THAT I DIDN'T HAVE BATTERIES FOR MY HEARING AID.

MS. HANCOCK, SHE JUST ASKED YOU TO GO AHEAD AND PROCEED. PLEASE SPEAK.

THANK YOU. I HAVE SOME PICTURES HERE OF WHAT -- OF PEOPLE THAT HAVE BEEN PUT IN MY COMMUNITY. THEY ARE PAROLEES. HIGH SEX OFFENDERS. THEY WALK THE STREET IN MY STREETS AMONG THE FIVE SCHOOLS THAT WE HAVE HERE. I WAS NOT BROUGHT UP IN A HOME WHERE MEN WALKED THE STREETS HAVING NAKED. PEDALLING THEIR SEX ON THE PUBLIC STREET AND AGAINST THE PUBLIC PEOPLE. AUSTIN CITIZENS AND TAXPAYERS HAVE NEVER ALLOWED THAT. WE'VE ALWAYS BEEN KNOWN EVER SINCE I FIRST KNEW AUSTIN WHO HAD COULD BE HE COBBLED STREETS AND HORSES TIED UP HERE AND TROLLEY CARS GOING DOWN CONGRESS, THOSE PEOPLE THAT CAME BEFORE US DID NOT HAVE THIS KIND OF PICTURE IN MIND FOR THE NEIGHBORHOOD. WE WERE KNOWN AS A CITY OF BROTHERLY LOVE. ALSO, THE LATINO CITIZEN SUBCONTRACTORS THAT ARE GIVEN CONTRACTS BY THE CITY OF AUSTIN HAVE ILLEGALS WORKING ON OUR STREETS. AND BUILDING OUR HOMES. I DON'T OBJECT TO THIS, BUT I SEE IT AS FILLING. THEY DO NOT UNDERSTAND WHAT WE ARE HERE FOR. THE STREET MAINTENANCE IS POOR. THE POTHOLES IN A STREET THAT MY TAXES HAVE PAID FOR. THEY NEVER FINISH A JOB. PROPERLY. THE MANHOLE COVERS EMBEDDED AN INCH FROM THE TOP SURFACE OF THE ROAD. WHEN THEY ARE ADDING ROOMS OR CONVERTING GARAGES, I DON'T SEE A CITY PERMIT ON THERE, BUT I SEE PLENTY OF THEM GOING TO OUR BUSINESSES AROUND HERE. ALSO, I'VE HAD PEOPLE THREE TIMES WHO OWN THE PROPERTY OR LOOKING AT THE PROPERTY OF THE BEAUTIFUL CONDOS THAT WERE ACROSS THE STREET FROM ME. WALK UP INTO MY YARD,

ASK DIRECTIONS, AND THEN WHEN I SAY I WISH YOU WOULD HAVE SOME SORT OF CONTRACT WITH -- WHEN YOU USE THIS AS A RENTAL PROPERTY THAT WOULD HELP KEEP OUR NEIGHBORHOOD CLEAN AND A PROSPEROUS PLACE. BUT THEY -- INSTEAD OF TAKING MY SUGGESTION, THEY CALLED ME A RACIST. I'VE BEEN -- THE OTHER DAY WHEN I DROVE THROUGH MY NEIGHBORHOOD TO RETURN HOME FROM A MEETING, PEOPLE I DON'T KNOW, NEVER MET , BUT I CAME THROUGH A SECTION WHERE THERE WERE A NUMBER OF PEOPLE OUTSIDE SMOKING. IT WASN'T GOOD TOBACCO SMOKE THAT I SMELLED. IT WAS MARIJUANA. ANOTHER THING I WOULD LIKE TO SAY AND ASK, WHY DID YOU SELL ROBERT MUELLER AIRPORT? I KNEW THE MAN THAT GAVE THAT TO THE CITY OF AUSTIN. I AM IN THE NEIGHBORHOOD GROUP, WINDSOR PARK, THAT TRIED TO WORK AND PUT STUFF, PUT THE RIGHT KIND OF HOMES AND THE RIGHT KIND OF PROPERTY. I KNEW MR. MUELLER. I USED TO DATE HIS SON -- GRANDSON. WE USED TO FLY DRIVERS FROM THAT AIRPORT. AND I HUNG UP IN THE COTTON WOOD TREE ALONG ONE OF THE STREAMS UP THERE. IS IT APPROPRIATE FOR ME TO ASK WHO BOUGHT IT? WAS IT SOMEBODY THAT WAS INTERESTED IN IN THE PEOPLE OF AUSTIN OR WAS IT SOMEBODY WHO WANTED TO MAKE MONEY? PUT A HIGH-RISE APARTMENT HERE. PUT ANY KIND OF BUILDING THAT THEY WANT TO. WHY DOES THE CITY COUNCIL ALWAYS RECENTLY IN RECENT YEARS GIVE CONTRACTS TO OUT-OF-STATE, TO BIG PEOPLE WHO ARE WANTING TO MAKE MONEY, AND THEN THEY -- THEY SAY CERTAIN THINGS AND THE NEXT THING I READ IN THE PAPER IS WE HAVE TO CHANGE -- THE CITY COUNCIL HAS THE ABILITY TO HAVE TO CHANGE OUR ORDINANCES AND OUR RULES THAT WE THE PEOPLE HAVE DONE.

Goodman: MS. HANCOCK.

ANOTHER THING --

Goodman: MA'AM. MA'AM. BECAUSE THERE ARE OTHER PEOPLE WAITING TO SPEAK --

WHAT?

Goodman: BECAUSE THERE ARE OTHER PEOPLE WAITING TO

SPEAK ALSO, CAN WE GET ONE OF THE CITY MANAGER'S STAFF TO GET WITH YOU AND LIST ALL OF THE THINGS THAT YOU'VE BROUGHT UP AND ALL OF THE THINGS THAT YOU DIDN'T GET TO? AND HELP YOU GET INFORMATION ON ALL OF THOSE THINGS? AND THAT WAY WE CAN GO ON TO OUR OTHER SPEAKERS WHO ARE ALSO WAITING.

I WILL BRIT IT TO A CLOSE, -- BRING IT TO A CLOSE, FELLOW CITIZENS.

Goodman: THANK YOU.

I WILL SAY THIS ONE MORE THING. I CHALLENGE YOU, YOU TO BRING BACK OUR CITY OF BROTHERLY LOVE. HOW WONDERFUL IT WAS TO WALK IN HERE YESTERDAY AND FEEL THE CLEANLINESS AND SEE THE AIR, TO SEE THE YOUNG PEOPLE THAT ARE WORKING FOR LCRA THAT WERE READY TO HELP, THAT WERE SO PROUD OF THEIR JOB. WONDERFUL PEOPLE. WE HAVE BEAUTIFUL PEOPLE HERE IN AUSTIN. DON'T BE A -- ONE THAT DOES NOT KEEP IT BEAUTIFUL. [APPLAUSE]

Goodman: THANK YOU. THANK YOU VERY MUCH. SOMEBODY FROM THE CITY MANAGER'S OFFICE WILL BE RIGHT WITH YOU. NEXT IS RICHARD TROXELL.

MY NAME IS RICHARD TROXELL, I'M PRESIDENT OF HOUSE THE HOMELESS. THIS IS A WORKER. I'M HERE WITH TRY MEND ALAN GRAHAM. IT'S COME TO OUR ATTENTION THERE IS A INITIATIVE TO, QUOTE, FIX FOUR OF THE CITY ORDINANCES THAT DIRECTLY AFFECT PEOPLE WHO ARE EXPERIENCING HOMELESSNESS. FIRST IS THE PLAN TO AGAIN PROHIBIT SLEEPING. AFTER FOUR YEARS IN THE COURTS AND HUNDREDS OF HOURS OF TESTIMONY AND HUNDREDS OF THOUSANDS OF TAX DOLLARS, MAGISTRATE JIM CORONADO STRUCK DOWN THE PROHIBITION OF SLEEPING AND WROTE PETITIONERS HAVE SHOWN ON BEHALF OF THEIR CLASS OF HR-LS THAT THE PORTION OF THE ORDINANCE WHICH RELATES TO SLEEPING IN PUBLIC IS A VIOLATION OF DUE PROCESS. IN RESPONSE, ON OCTOBER THE 9th, YEAR 2000, THE AUSTIN CITY COUNCIL STRUCK ANY REFERENCE TO SLEEPING OR MAKING PREPARATIONS TO SLEEP FROM THE EXISTING NO CAMPING ORDINANCE. NEXT,

THEY WISH TO MAKE IT AN OFFENSE FOR A PERSON TO SOLICIT BETWEEN 7:00 P.M. AND 7:00 A.M. ANYWHERE IN THE CITY EXCEPT DOOR TO DOOR. ARE THEY GOING TO DRIVE HOMELESS PEOPLE TO KNOCK ON THE DOORS OF OUR HOMES THE SAME WAY THEY HAVE DRIVEN THE HOMELESS IN REPUBLIC PARK AND FORCED THEM TO CONGREGATE ON THE SIDEWALK OUTSIDE OF THE NEW HOMELESS FACILITY? NEXT, REGARDLESS OF WHETHER PEOPLE ARE EXPERIENCING HOMELESSNESS OR UNOBTAINABLE TRUST I HAVE, THEY ARE ABOUT TO OUTLAW THE ACT OF SITTING OR RESTING ON SIDEWALKS. SO PEOPLE EXPERIENCING HOMELESSNESS HAVE BEEN RUN OUT OF THE PARKS AND NOW THEY CAN'T EVEN SIT OR REST ON THE SIDEWALKS. DO THEY INTEND TO JUST KEEP THESE PEOPLE MOVING ENDLESSLY? DO THEY INTEND TO MAKE THEM SLEEP DEPRIVED ZOMBIES? REMEMBER, THERE ARE ONLY ABOUT 500 EMERGENCY SHELTER BEDS FOR EVERY MAN, WOMAN AND CHILD, WHEN AT THE SAME TIME THE CITY-COUNTY HEALTH DEPARTMENT SAYS THERE ARE BETWEEN FOUR AND SIX THOUSAND PEOPLE EXPERIENCING HOMELESSNESS IN AUSTIN. FINALLY, THEY WILL ELIMINATE A PERSON'S ABILITY TO STAND IN THE ROADSIDE AND SEEK HELP FOR THEIR CONDITION. THEY OUTLAW THIS SIMPLE ACT OF FREE SPEECH, BUT NOT BILLBOARDS, NOT EAT AT JOE'S SIGNS, NOT SIGNS SOLICITING OUR VOTES, AND NOT FIREFIGHTERS COLLECTING FOR MUSCULAR DYSTROPHY. WHERE IS THE EQUITY? ALL OF THIS COMES IN A CITY WHERE THE MAJORITY OF BUSINESSES PAYS AS LONG AS 2 \$2.13 PER HOUR OR SO LITTLE YOU AREN'T AS TAXPAYERS HAVE TO SUBSIDIZE THIS WITH TIPS AND FOOD STAMPS JUST SO THESE EMPLOYEES CAN EATEN THOUGH THEY MAY WORK FULL TIME. IF THE EMPLOYERS OF THIS CITY PAY A FAIR LIVING MINIMUM WAGE, THEN PEOPLE COULD WORK THEMSELVES OFF OF OUR STREETS. THEY COULD BECOME AN EVEN BIGGER PART OF THE OF OUR TAX BASE AND LESS OF A FINANCIAL DRAIN. INSTEAD THEY ARE FORCED TO STAND IN THE BURNING SUN OR FREEZING RAIN -- [BUZZER SOUNDING] -- ON OUR STREET CORNERS AND BEG FOR HELP IN THIS THE RICHEST CITY IN TEXAS. THE CITY OF AUSTIN HAS ENDORSED THE UNIVERSAL LIVING WAGE. THE COUNTY OF TRAVIS HAS ENDORSED THE UNIVERSAL LIVING WAGE. EVEN THE FIREFIGHTERS HAVE ENDORSED THE UNVEERS

SAL LIVING WAGE. BUT HERE THE RESPONSE IS TO BECOME ONE OF BLAME. LITTLE TO BLAME THE VICTIM AND TO CRIMINALIZE THE SITUATION. WE SAY HOUSE THE HOMELESS, PAY A UNIVERSAL LIVING WAGE. THIS MAN HAS A WORK ETHIC. WE NEED TO TAKE ADVANTAGE OF THAT AND INVOLVE HIM IN OUR TAX BASE. THANK YOU. [APPLAUSE]

Goodman: THANK YOU. NEXT IS ALAN GRAHAM.

THANK YOU VERY MUCH. MY NAME IS ALAN GRAHAM AND I AM THE PRESIDENT AND ONE OF THE SIX FOUNDERS OF AN ORGANIZATION CALLED MOBILE LOAFERS AND FISHERS WHO MISSION IS PROVIDE FOOD, CLOTHING AND DIGNITY TO OUR BROTHERS AND SISTERS IN NEED. THIS YEAR WE EXPECT TO FEED IN EXCESS OF 120,000 MEALS FROM FIVE CATERING TRUCKS THAT WE OWN UTILIZING ABOUT 4600 VOLUNTEERS IN THE AUSTIN AREA. OUR ORGANIZATION IS VERY NEW TO THE ISSUE OF ADVOCACY AND SO WE REALLY DON'T -- WE'RE JUST REALLY STICKING OUR TOE IN THE WATER RIGHT HERE. THE ISSUE OF THESE QUALITY OF LIFE ORDINANCES THAT ARE BEING PROPOSED TO YOU ARE SOMETHING THAT ARE OF VERY DEEP CONCERN TO US AND REALLY DON'T BELIEVE THAT IT ADDRESSES ISSUES OF QUALITY OF LIFE, YOU KNOW, NOT ONLY FOR THE REGULAR CITIZENS BUT THE CITIZENS THAT IT WILL IMPACT DEEPLY. OUR ORGANIZATION IS NOT AN ORGANIZATION THAT IS OUT THERE TO PROVIDE A BUNCH OF SOLUTIONS TO THE ISSUE OF HOMELESSNESS. WE'RE OUT THERE TO PROVIDE COMPASSION AND LOVE AND DIGNITY TO PEOPLE WHO ARE STRUGGLING VERY DEEPLY. AND SO I'M REALLY HERE TODAY TO OFFER TO YOU THE HELP OF OUR ORGANIZATION AND THE 4600 MEMBERS OF OUR ORGANIZATION THAT REPRESENT AN EXTRAORDINARY CROSS-SECTION OF THIS COMMUNITY AT EVERY LEVEL, FINANCIALLY AND PROFESSIONALLY AND NON-PROFESSIONALLY. THAT WE WANT TO COME TO THE TABLE WITH THE CITY AND HAVING DIALOGUE ABOUT ISSUES THAT CAN HAVE A POSITIVE IMPACT ON ALL THE CITIZENS, AND IN TERMS OF THESE QUALITY OF LIFE OPBSZ ORDINANCES, IT JUST DOESN'T APPEAR -- THIS IS NOT THE CITY OF AUSTIN THAT I KNOW AND I HOPE THAT WE CAN MOVE IN JUST A LITTLE DIFFERENT DIRECTION. BUT I WANT TO YOU KNOW THAT OUR ORGANIZATION IS AVAILABLE TO SIT DOWN WITH

ANYONE FOR GOOD SOLID SOLUTIONS TO SOME OF THE ISSUES THAT ARE IMPACTING ALL OF OUR DOWNTOWN CITIZENS. THANK YOU VERY MUCH.

Goodman: THANK YOU VERY MUCH.

MR. GRAHAM, I WOULD LIKE TO BE SURE THAT YOU CAN BE INCLUDED IN THE FORMAL BRIEFING ON THOSE ORDINANCE PROPOSALS HAS NOT OCCURRED YET WITH COUNCIL, BUT THE ASSISTANT CITY MANAGER RUDY GARZA CAN MAKE SURE YOU GET INCLUDED IN ANY OF THE STAKEHOLDER GROUPS THAT ARE DISCUSSING THEM AND ARE FULLY INFORMED ABOUT ANY SCHEDULE OR IF THEY COME TO COUNCIL.

AS WHAT I WOULD LIKE TO DO FOR THE PUBLIC LISTENING, JUST CLARIFY WHERE WE ARE IN THE PROCESS. WE HAVE SUBMITTED TO MAYOR AND COUNCIL A LIST OF CONSIDERATIONS FOR THE COUNCIL TO REVIEW. NEXT THURSDAY WE WILL HAVE A BRIEFING FOR COUNCIL TO AGAIN GO OVER THE ITEMS THAT WERE LISTED FOR YOU. AT THIS POINT THERE IS NO RECOMMENDATION. THE CITY COUNCIL IS NOT CONSIDERING ANY ORDINANCE CHANGE AT THIS POINT.

THERE'S NO ACTION.

THERE'S NO ACTION NEXT THURSDAY, STRICTLY AN INFORMATION GATHERING AND GETTING FEEDBACK FROM MAYOR AND COUNCIL AND FROM THE COMMUNITY. SO THAT'S WHERE WE ARE AT THIS POINT.

RUDY, COULD YOU ALSO BE SURE MR. GRAHAM CAN GET LINKED UP WITH THE GROUPS THAT HAVE BEEN REVIEWING THESE ORDINANCES? BECAUSE I KNOW WE HAVE SOCIAL SERVICE PROVIDERS AS WELL AS MERCHANTS AND DOWNTOWN FOLKS SORT OF WORKING TOGETHER LOOKING AT THEM, AND I WOULD LIKE TO BE SURE AS MANY PEOPLE GET INVOLVED IN THAT DIALOGUE AS POSSIBLE.

CERTAINLY.

THANK YOU.

Goodman: JAKE BILLINGSLEY.

MAYOR PRO TEM, COUNCIL, THANK YOU VERY MUCH. IF THE VIDEO STAFF COULD RUN THE VIDEO THAT I PROVIDED FOR THEM AND TAKE THE LIGHTS DOWN AND GIVE ME A LITTLE BIT OF MIKE HERE. I'M GOING TO GIVE YOU A LITTLE BIT OF A CHANGE OF PACE TODAY IN HONOR OF THE BASEBALL SEASON. AND LET'S CALL IT THE JAKE BREAK. IN THE COURSE OF MY REHABILITATION FROM MY STROKE, ONE OF THE THINGS THAT I'VE BEEN ABLE TO DO IS TO USE THE VIDEO EQUIPMENT AT A.C.T.V AND I WAS ENCOURAGED BY A FRIEND TO USE THE CAMERAS THERE AND HAVE SOME OF MY SKILLS -- I DON'T KNOW IF WE CAN HAVE THE SOUND ON THIS AS WELL. BUT IT'S A VERY IMPORTANT PART OF ME REHAB AND I JUST WANTED TO THANK YOU TODAY FOR THE OPPORTUNITY TO ENGAGE IN PUBLIC ACCESS T.V. AND TO LEARN THE USE OF A SMALL VIDEO CAMERA. PRECURSOR TO [INAUDIBLE]. SO YOU CAN CUT OFF MY MIKE AND I'LL JUST LET YOU ENJOY THE REST OF THIS AND I'LL JUST -- [STATIC SOUND] >>RAGRAPH

Goodman: THANK YOU. THAT WAS BEAUTIFUL.

IF YOU WILL JUST SEE ONE LITTLE THING AT THE END HERE THAT'S APPROPRIATE, I THINK, FOR HALLOWEEN AND THE DAY OF THE DEAD. ON THERE YOU GO. [LAUGHTER] ANDING THANK YOU ALL VERY MUCH FOR SUPPORTING COMMUNITY TELEVISION. THANK YOU.

Goodman: THANKS. [APPLAUSE]

Goodman: OKAY. WHAT WE CAN DO IS GO TO ITEM 40, WHICH IS TO TAKE ACTION ON THE AGENDA ITEM THAT WE HEARD IN EXECUTIVE SESSION. GET RID OF THAT ONE, AND THEN GO BACK TO EXECUTIVE SESSION AND HEAR THE REST. SO DO WE HAVE STAFF AVAILABLE OR -- A PRESENTATION?

DAVID, WILL YOU TAKE THE ACTION ITEM THERE? THABGS.

MAYOR PRO TEM, COUNCIL, THIS ITEM IS A CHANGE ORDER TO A CONSTRUCTION CONTRACT. AND WE BELIEVE THAT IT'S

A VERY GOOD DEAL FOR THE CITY BECAUSE IT GETS THE FACILITY CONSTRUCTED AT AN END COST THAT IS WELL WITHIN NATIONAL BOUNDARIES AND IS MUCH LESS THAN -- THIS WAS A BIDDED PROJECT. IT'S MUCH LESS THAN THE SECOND BID. SO WHAT WE'RE RECOMMENDING IS THAT THE COUNCIL APPROVE THE CHANGE ORDER IN THE AMOUNT OF \$1,934,543. FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$56,600,000. AND I'LL BE WILLING TO ANSWER ANY QUESTIONS IF COUNCIL HAS THEM.

Goodman: ARE THERE QUESTIONS? IS THERE A MOTION? COUNCILMEMBER DUNKERLEY AND A SECOND BY COUNCILMEMBER McCRACKEN. FURTHER DISCUSSION? ALL THOSE IN FAVOR SAY AYE. OPPOSED? ABSTAINING? THAT PASSES. OKAY. WE STILL HAVE -- OTHER THAN ITEM NUMBER 37 AND 38, THE ITEMS THAT WE FORMALLY READ BEFORE GOING INTO EXECUTIVE SESSION SO REMINDING THAT THIS IS FOR PRIVATE CONSULTATION WITH OUR ATTORNEY UNDER SECTION 551.071 OF THE OPEN MEETINGS ACT WE WILL BE DISCUSSING ITEM NUMBER 5, NUMBER 34 -- WAIT. WE WON'T BE DISCUSSING ANYTHING. WE'LL BE GETTING A CONSULTATION AND ADVICE ON 5, 34, 35, 36, AND 39. AND WE'LL RETURN AT 2:00 P.M. FOR THE BRIEFINGS ON THE AGENDA. COUNCILMEMBER

Mayor Wynn: WE ARE OUT OF CLOSED SESSION. IN CLOSED SESSION WE TOOK UP ITEMS 34 AND 36, NO DECISIONS WERE MADE. THERE BEING A QUORUM PRESENT, CALL BACK TO ORDER THIS MEETING OF THE CITY COUNCIL. WE WILL NOW TAKE UP OUR 2:00 BRIEFING WHICH IN THIS CASE IS A PRESENTATION OF RESEARCH FINDINGS AND RECOMMENDATIONS BY REPRESENTATIVES FROM THE POLICE EXECUTIVE RESEARCH FORUM ON APD RECRUITING, TRAINING AND USE OF FORCE AND I RECOGNIZE ASSISTANT CITY MANAGER RUDY GARZA.

GOOD AFTERNOON, TODAY WE'RE GOING TO HAVE A PRESENTATION BY OUTSIDE CONSULTANT, BUT I WANT TO INTRODUCE WHAT WE'RE DOING HERE TODAY. OVER THE LAST 7 YEARS WE BASICALLY STEADIED OURSELVES AS THE BEST POLICE DEPARTMENT IN THE COUNTRY. HOWEVER, TO MAINTAIN THOSE SUCCESSES AND TO CONTINUE TO IMPROVE, IT IS IMPORTANT TO THE CITY MANAGER THE CITY

COUNCIL AND OUR CHIEF -- EXCUSE ME -- TO OUTLINE OUR PLAN TO CONTINUE TO BE SUCCESSFUL AND TO ADDRESS ALL THE COMMUNITY CONCERNS THAT WE'VE HEARD OVER THE LAST 12 MONTHS OR SO. TO THAT END, THE CHIEF OUTLINED A 3-STEP PLAN. NUMBER 1, AND VERY IMPORTANT, WAS THE FACT THAT WE NEEDED TO EMPHASIZE AND EXPAND OPPORTUNITIES TO RECEIVE PUBLIC INPUT, TO HAVE THE COMMUNITY BE A PART OF OUR POLICE DEPARTMENT, AND WE'VE BEEN SUCCESSFUL AT THAT AND WE CONTINUE TO EMPHASIZE PUBLIC INPUT AND ALSO TO PROVIDE AN OPPORTUNITY FOR OUR -- OUR POLICE OFFICERS AND OUR WORKFORCE TO PROVIDE INPUT TO OUR DEPARTMENT. NUMBER 2, STEP 2, WAS TO ESTABLISH A PROCESS WHERE OUR EXISTING TRAINING ADVISORY BOARD WOULD IMPLEMENT -- OVERSEE THE IMPLEMENTATION OF ANY CHANGES TO OUR TRAINING CURRICULUM, NOT ONLY FOR OUR CADET TRAINING BUT ALSO FOR ONGOING TRAINING CURRICULUM AND NUMBER 3 WHICH BRINGS US TO TODAY IS TO HIRE AN OUTSIDE INDEPENDENT REVIEWER, SOMEBODY THAT WOULD COME AND LOOK AT ALL OF OUR COMMUNITY AND DEPARTMENT CONCERNS AND ISSUES AND DEVELOP A SET OF RECOMMENDATIONS THAT WE COULD USE AND IMPLEMENT TO CONTINUE TO BE THE BEST POLICE DEPARTMENT IN THE COUNTRY. AND THAT'S WHERE WE ARE TODAY. THIS REVIEW, JUST TO GIVE YOU KIND OF SOME BACKGROUND ON THE PROCESS WE WENT THROUGH, INCLUDED INTERVIEWS, OBSERVATIONS, ANALYSIS, DISCUSSIONS. BOTTOM LINE, JUST A VERY COMPREHENSIVE SCRUTINY OF OUR DEPARTMENT, AND OBSERVATIONS OF OUR COMMUNITY CONCERNS. AND THAT WAS CONDUCTED BY THE POLICE EXECUTIVE RESEARCH FORUM BETTER KNOWN AS PERF, TO TELL YOU A LITTLE MORE ABOUT PERF, OVER THE LAST 27 YEARS, PERF HAS BEEN DEDICATED TO ONE MISSION AND THAT MISSION IS TO IMPROVE POLICING THROUGHOUT THE ENTIRE COUNTRY, TO MAKE POLICING A VERY PROFESSIONAL ENVIRONMENT AND IMPROVE POLICE DEPARTMENTS THROUGHOUT THE COUNTRY. THEY'RE KNOWN AND RESPECTED AS THE LEADER IN THIS INDUSTRY. IN FACT, A COUPLE OF WEEKS AGO, I ATTENDED THE INTERNATIONAL CITY/COUNTY MANAGER'S ASSOCIATION COMMUNITY POLICING SEMINAR AND DURING THAT SEMINAR

THE PRESENTER BASIC -- SUGGESTED TO ALL OF OUR PARTICIPANTS THERE THAT WE SHOULD CONSIDER, CITIES SHOULD CONSIDER AN OUTSIDE REVIEW LIKE THOSE CONDUCTED BY PERF. I'M GOING TO TURN THE PRESENTATION OVER TO TORRE WITH PERF AND HE WILL BE FOLLOWED BY CHIEF STANLEY WITH SOME COMMENTS AND HE'S GOING TO TURN IT OVER TO ASSIST CHIEF KATHY ELLISON TO GIVE YOU MORE BACKGROUND AN UPDATE ON WHAT WE'VE DONE. GOOD AFTERNOON. I'M WITH DIRECTOR OF MANAGEMENT SERVICES WITH THE POLICE EXECUTIVE RESEARCH FORUM. PERSONALLY I WOULD LIKE TO SAY THANK YOU FOR ALLOWING US TO COME INTO YOUR CITY AND DO THIS RESEARCH, WE'RE HONORED TO BE HERE. I WOULD ALSO LIKE TO SAY I'M HAPPY TO BE BACK IN TEXAS, PRIOR TO ASSUMING MY DUTIES WITH PERF I WAS A PROFESSOR AT THE UNIVERSITY OF NORTH TEXAS FOR 8 YEARS AND GOT MY GRAD DECREE FROM SAM. PERF IS A MEMBERSHIP ORGANIZATION AND RESEARCH ORGANIZATION OF POLICE EXECUTIVINGS FROM AROUND THE COUNTRY AND RESEARCHERS IN THE FIELD OF POLICING. ESSENTIALLY WE WORK WITH -- WE'VE WORKED WITH AT ONE POINT OR ANOTHER VIRTUALLY EVERY MAJOR CITY IN THE UNITED STATES. PERF IS A THREE-SIDED SHOP. THERE'S THE RESEARCH SIDE WHICH IS PURE RESEARCH. WE GET GRANTS. WE CONDUCT INDEPENDENT RESEARCH. THERE'S THE PUBLICATION SIDE. WE PRODUCE A VARIETY OF PUBLICATIONS FOR THE FIELD OF POLICING, AND THERE'S MY SIDE WHICH IS THE MANAGEMENT SERVICES SIDE AND WE'RE THE TECHNICAL ASSISTANCE SIDE OF THE OPERATION, ALTHOUGH WE WORK WITH RESEARCH AND PUBLICATIONS PERIODICALLY AS WELL. WE ARE THE APPLIED RESEARCH SIDE WHICH BLENDS ACADEMIC RESEARCH EXPERIENCE WITH FIELD EXPERIENCE AND I'LL LET MY ASSOCIATE INTRODUCE HIMSELF HERE IN A SECOND, BUT ESSENTIALLY WHAT WE DO IS INDEPENDENT RESEARCH STUDIES AROUND THE COUNTRY TYPICALLY WE'RE CALLED IN FOR SOME ISSUE THAT NEEDS TO BE LOOKED AT FROM AN OUTSIDE PERSPECTIVE. CURRENTLY WE'RE THE LEAD AGENCY IN DEVELOPING RACIAL PROFILING DATA COLLECTION STANDARDS. WE'RE ALSO RUNNING A USE OF FORCE SYMPOSIUM FOR A NATIONAL FOCUS WITH A MASS DEMONSTRATIONS COMPONENT AS WELL, AND WE'RE

ALSO PURSUING RESEARCH INTO TAZERS, THAT IS KIND OF THE DIRECTION THE ORGANIZATION IS TAKING. TO TALK ABOUT THE RESEARCH AND THE STUDY WE PERFORMED IN AUSTIN, LET ME INTRODUCE MY COLLEAGUE WHO WAS THE PROJECT COORDINATOR. GOOD AFTERNOON, MAYOR WYNN, CITY MANAGER, MEMBERS OF THE CITY COUNCIL. THANK YOU VERY MUCH. MY NAME IS TERRI CHUAWNIAK. I'M FORMERLY A MEMBER OF THE CAVALRY POLICE SERVICE IN CANADA, CITY OF NEARLY A MILLION. EQUIVALENT NEARLY IN SIZE TO AUSTIN AND I WAS A MEMBER OF THE POLICE SERVICE THERE, RETIRED AND MOVED TO WASHINGTON, D.C. AND NOW WORKING WITH MY FOUR YEARS WITH THE POLICE EXECUTIVE REFORM FORUM. I WAS THE COORDINATOR IN THIS. THERE WAS A NUMBER OF US, A TEAM APPROACH THAT WE TOOK. A NUMBER OF OUR MEMBERS APPLY A VARIETY OF THEIR OWN CIRCUMSTANCES AND EXPERIENCES TO THE ASSESSMENT PROCESS, ALL COME FROM A VARIETY OF BACKGROUNDS IN POLICING AND LAW ENFORCEMENT. MY RANGE ISN'T GOOD, I WOULD SAY MOVE ON TO THE NEXT SLIDE. THANK YOU. JUST HIGHLIGHTS OF OUR VISIT. OUR VISITS OCCURRED OVER TWO POINTS OF TIME IN MARCH AND EARLY MAY, WE INTERVIEWED A NUMBER OF PEOPLE. WE TRIED TO TAKE A WIDE SWATH OF PEOPLE THAT WERE INVOLVED IN -- IN TRAINING, RECRUITING, AND THE COMMUNITY OUTREACH COMPONENT OF WHAT THE AUSTIN POLICE DEPARTMENT DOES. SO INCLUDED ACADEMY STAFF, OF COURSE MEMBERS OF THE TCLEOSE ADVISORY BOARD. A LOT OF OUR MEMBERS AND MYSELF INCLUDED ACTUALLY WENT OUT INTO THE POLICE CARS AND TALKED TO THE OFFICER AS WELL. ON THEIR PERSPECTIVES AND TRAINING AND WHAT WORKED AND WHAT DIDN'T WORK. AS I SAID EARLIER, THE MAJOR AREAS OF CONCENTRATION WERE RECRUITING. ACADEMY RECRUIT TRAINING. THE ACADEMY IN-SERVICE TRAINING, STAFFING, WORK LOAD, ADMINISTRATIVE SUPPORT AND FACILITY. FIELD OFFICER TRAINING AND COMMUNITY OUTREACH. NEXT SLIDE. THE STRUCTURE OF THE REPORT, WE LOOKED AT -- WE LOOK A LOOK AT TRAINING AT A INTRINSIC PART OF CONTINUING PROFESSIONAL DEVELOPMENT SO WE STRUCTURED THIS REPORT TO REFLECT THAT CONTINUUM, SO WE LOOKED AT RECRUITING INTO RECRUIT TRAINING, FROM RECRUIT

TRAINING INTO THE FIELD OFFICER PHASE, FROM THE FIELD OFFICER PHASE INTO THE ADVANCED OFFICER TRAINING AND LEARNED SKILLS TRAINING AND THEN ADDED, AS SORT OF A ANCHOR AT THE FAR END OF COMMUNITY OUTREACH AND HOW DOES ALL OF THIS CONNECT AT THE END OF THE COMMUNITY -- OF THE CONTINUUM. EACH OF THE SECTION WOULD REPORT ON OUR FINDINGS, AND THEN WE WOULD ISSUE SOME RECOMMENDATIONS OUT OF THOSE FINDINGS RELATED TO THAT SPECIFIC SUBJECT TOPIC, AND THE RECOMMENDATIONS CLOSE OUT EACH SECTION. OVERALL WE HAD 59 RECOMMENDATIONS. MANY OF THEM RELATE TO SOME BASIC FUNCTIONS IN TERMS OF HOW A PERSON'S RESUME SHOULD BE RECORDED IN TERMS OF THEIR TRAINING AND CERTIFICATION. THE RECOMMENDATIONS FOCUS ON IMPROVEMENTS TO EXISTING. THE OVERALL LIST OF RECOMMENDATIONS HAVE BEEN PRIORITIZED TO A SHORT LIST WHICH WE HAVE PUT TOGETHER HERE OF 18 RECOMMENDATIONS THAT WE FEEL AND ARE CRITICAL TO THE ACADEMY IN ACHIEVING ITS DESIRED DISTINCTION OF BEING THE BEST ACADEMY IN THE -- IN THE NATION. AND I BELIEVE YOU'VE BEEN PROVIDED WITH AN EXECUTIVE SUMMARY AND A SUMMARY OF THOSE SHORT LIST OF RECOMMENDATIONS, SO IF YOU WILL, I'LL JUST GO BRIEFLY THROUGH THE RECOMMENDATIONS FOR YOU -- FOR CLARIFICATION. THE FIRST ONE, THE RECRUITING STAFF SHOULD CONTINUALLY CONDUCT ASSESSMENT FOR THE EFFECTIVENESS OF EACH OF THE RECRUITING ELEMENT IN LIGHT OF THE NEED TO RECRUIT CANDIDATES WHO CAN SUCCESSFULLY COMPLETE THE ACADEMY. WE WANTED TO SEE A DEEPER LEVEL OF COORDINATION BETWEEN THE RECRUITING FUNCTION AND THE ACADEMY TO ENSURE THAT THEY'RE COLLECTING OR ENCOURAGING THE RIGHT PEOPLE TO JOIN THAT ARE GOING TO BE SUCCESSFUL THROUGHOUT THE PROCESS, RIGHT THROUGH TO THE FIELD TRAINING OFFICER PHASE. THESE ASSESSMENTS WOULD NECESSITATE A STRICT COORDINATION WITH THE ACADEMY WHERE ATTRIBUTES OF SUCCESSFUL CANDIDATES ARE IDENTIFIED AND FACTOR BODY THE RECRUITING PROCESS. THE ASSESSMENT WOULD CORRELATE THE INDIVIDUAL TECHNIQUES OR EFFORTS WHICH BROUGHT EFFECTIVE POLICE OFFICERS TO THE DEPARTMENT. EFFECTIVE POLICE OFFICERS, AS I EARLIER

SAID, ARE DEFINED AS RECRUITS WHO HAVE FINISHED THE ACADEMY TRAINING IN THE TOP PERCENTAGE OF THEIR CLASS AND HAVE HAD HIGH PERFORMANCE OUTCOMES IN THE INITIAL FIELD ACTIVITY. WE'RE LOOKING AT THIS CONTINUUM OF SUCCESS AND SO WE WERE HOPING THROUGH THIS RECOMMENDATION THAT THERE WOULD BE MORE HIGHER LEVEL OF COORDINATION. THE SECOND RECOMMENDATION, KEY RECOMMENDATION, IS THE RECRUITING TEAM SHOULD ROUTINELY AND PERIODICALLY CONDUCT FOLLOW-UP INTERVIEWS WITH RECENT GRADUATES TO HAVE ACADEMY TO VERIFY THEIR SUPPOSITIONS ABOUT THE EFFECTIVENESS OF THE VARIOUS RECRUITING TOOLS. AGAIN AN ENVIRONMENTAL SCAN SORT OF THING, GET THE COMMUNITY TALKING WITH THE PEOPLE THAT THEY RECRUITED AND ASK THEM ON THEIR PERCEPTION WHAT WORKED, WHAT DIDN'T WORK, WHAT ATTRACTED YOU TO THE JOB, WHAT PIQUED YOUR INTEREST? IT'S JUST A GOOD PRACTICE IN ANYTHING WE DO IN ANY SORT OF ENDEAVOR. THE THIRD RECOMMENDATION, THE DEPARTMENT SHOULD RECOGNIZE THE VALUE OF A HIGHLY-COMMITTED TRAINING STAFF AND THESE ARE THE INDIVIDUALS THAT WILL SHAPE THE FUTURE OF THE DEPARTMENT AND ONE WAY TO ENCOURAGE QUALITY PEOPLE TO APPLY IS THROUGH THE PROVISION OF COMPENSATION, COMMENSURATE TO THEIR RESPONSIBILITIES. WE ENCOURAGE THEM -- THE DEVELOPMENT OF A PACKAGE OF -- OF -- COMPENSATION PACKAGE THAT IS COMMENSURATE TO WHAT THE FIELD OFFICER TRAINERS HAVE. THEY ARE IN AN EXTRA \$175 A MONTH FOR THAT EXTRA EFFORT IN TERMS OF TRAINING AND MENTORING RECRUITS. IT'S OUR BELIEF THAT THE ACADEMY IS THE FOUNDATION OF PROFESSIONAL POLICING AND THAT YOU SHOULD ATTRACT THE BEST PEOPLE THAT YOU CAN TO THAT AREA WHERE -- WHERE YOU'RE GOING TO INCULCATE THOSE VALUES AND -- AND HOPEFULLY TRANSMIT THOSE VALUES TO EVERYONE THROUGHOUT THE COURSE OF THEIR CAREERS AS POLICE OFFICERS, SO ATTRACTING THE BEST PEOPLE TO THAT POSITION IS IMPORTANT. THE NEXT RECOMMENDATION IS THAT WE REVIEWED THE EXISTING TRAINING FACILITY. THE TRAINING FACILITY WE FOUND HAD SEVERAL DYSFUNCTIONAL COMPONENTS. THE DOCUMENTED EXPANSION OF TRAINING

NEEDS AND THE FUTURE GROWTH OF THE DEPARTMENT ALL CLEARLY HIGHLIGHT A NEED FOR A NEW OR GREATLY ENHANCED TRAINING ACADEMY. WE -- WE FOUND THAT THEY ARE CRAMPED, THE ACADEMY WAS DESIGNED OVER 20 YEARS AGO TO -- TO HOUSE AND TRAIN ABOUT 30% OF WHAT THEY ACTUALLY HOUSE AND TRAIN THROUGH THAT FACILITY AT THE PRESENT TIME. TO MAXIMIZE SPACE IN THE PEOPLE AT THE ACADEMY, THE COMMAND STAFF AND THE TRAINING STAFF AT THE ACADEMY HAVE DONE YEOMAN'S WORK IN TERMS OF ARRANGING THE SCHEDULES TO PUT A NUMBER OF PEOPLE THROUGH ON A VARIETY OF LEVELS, EITHER ADVANCED OFFICER TRAINING, SIMULTANEOUS WITH LAND OFFICER SKILLS AND SIMULTANEOUS WITH RECRUIT. THEY USED USE MAXIMIZED THE USE OF SPACE. MULTITASKING THEIR OWN ABILITIES AND USING THEM BEYOND THE SCOPE OF JUST AS INSTRUCTORS. SO THE ACADEMY STRUCTURE ITSELF HAS -- HAS CONTRIBUTED TO THAT, AND WE MIND IT'S IMPORTANT THAT MAYBE SOME CONSIDERATION BE GIVEN TO ENHANCING THAT ACADEMY BUILDING. COMMENSURATE TO THE GROWTH IN TERMS OF DUTIES OF -- OF, YOU KNOW, OTHER THINGS THAT THEY DO IN THE ACADEMY, INCLUDES THE INCREASE IN WORKLOAD, CLERICAL AND ADMINISTRATIVE ASSISTANCE THAT A LOT OF THE ACADEMY INSTRUCTORS ARE DOING NOW TO OFFSET THE -- THE -- THE LOSS OR ADMINISTRATIVE AND CLERICAL STAFF. THE INSTRUCTIONAL STAFF ARE BEING BURDENED WITH ADDITIONAL CLERICAL DUTIES AND SOME FORM OF ARRANGEMENT IN TERMS OF LIGHTNING THAT BURDEN SO THEY CAN FOCUS BACK ON THEIR IMPORTANT TASKS OF LESSON PLANNING, LESSON DEVELOPMENT, COORDINATION OF SKILLS AND PREPARING THEIR CLASSES WE FIND IS IMPORTANT. THE NEXT RECOMMENDATION, THE DEPARTMENT SHOULD RECONSIDER ITS MANDATES TO PRODUCE A LARGE NUMBER OF CADETS IN ONE SITTING. THE LAST CLASS, THE 109th CLASS I BELIEVE STARTED WITH 93 PEOPLE, ENDED WITH 78 AT THE END, I BELIEVE, 74, 78 FINAL GRADUATES THAT WENT INTO THE FTO. AGAIN, THIS IS A BUILDING, A STRUCTURE THAT WAS DESIGNED TO ACCOMMODATE 30% OF THAT -- THAT SIZE -- CLASS SIZE. THEY'VE -- THEY'VE -- THE ACADEMY STAFF HAVE DONE, AGAIN, WONDERFUL WORK IN TERMS OF ARRANGING THE SCHEDULE AND THE COURSE CURRICULUM SO YOU CAN

MAKE EFFICIENT USE OF THE SPACE, BUT THEY ARE CROWDS, THEY ARE USING 18-INCH WIDE TABLES AND PUTTING ALL OF THEIR BOOKS ON THESE TABLES, CROWDING INTO THESE SMALLER CLASSROOMS MAKES IT -- MAKES IT DIFFICULT. ALSO WE TOOK SOME EFFORT AT LOOKING AT THE COST PER CADET, AND ALTHOUGH THE NUMBERS AREN'T CONCLUSIVE, IT SUGGESTS THAT THERE'S PROBABLY GREATER VALUE IN JUST A VALUE PER DOLLAR APPROACH IN TRAINING FEWER PEOPLE IN ONE SITTING. FROM A TRAINING PERSPECTIVE. WE UNDERSTAND THAT THERE IS A DYNAMIC IN TERMS OF THE NEED TO GET OFFICERS OUT ON THE STREET IN RAPID SUCCESSION. AND FINALLY FROM A TEACHING PERSPECTIVE, IT'S MUCH BETTER TO TEACH A SMALLER GROUP AND HAVE MORE -- A CLOSER COORDINATION OF TEACHING SKILLS AMONGS THE INSTRUCTORS AND AMONGST THE STUDENTS AND HAVE THEM INTERACT AT A CLOSER LEVEL. THE INDUSTRY IS MOVING TO ADULT-BASED LEARNING WHICH INVOLVES A HIGH RELIANCE ON THE USE OF SCENARIO BASED TRAINING. ADULTS ARE EXPERIENCIAL LEARNINGS AND SO ESPECIALLY WITH THE SKILLS REQUIRED IN POLICING, MANY OF THE PRE-EMINENT TRAINING FACILITIES IN THE COUNTRY ARE MOVING TOWARD ADULT-BASED LEARNING TECHNIQUES. SCENARIO BASED LEARNING REQUIRES A CLOSER STUDENT-TO-INSTRUCTOR RATIO, AND SO AGAIN THE SMALLER THE CLASS, THE BETTER THE INTERACTION, THE MORE THE STUDENTS CAN GO THROUGH EACH OF THE SCENARIOS AND IMPRINT THOSE -- THOSE IMPORTANT SKILLS INTO THEIR -- INTO THEIR MEMORIES AND THE WAY THEY WORK. THE ACADEMY, WE HAVE TO SAY HAS REALLY EMBRACED ADULT-BASED LEARNING TECHNIQUES AND ARE TRYING TO WE'VE. WEAVE THE INTRODUCTION OF SCENARIO BASED TRAINING INTO EVERYTHING THAT THEY DO. THE DEPARTMENT SHOULD CONTINUE TO TAKE ADVANTAGE OF EVERY OPPORTUNITY TO REINFORCE VERBAL AND DEESCALATION SKILLS. AS WITH OTHER TRAINING ISSUES, COMPLETION OF BLOCKS OF TRAINING ESPECIALLY IN THE USE OF FORCE NEED TO BE RELATE RESIDENCE DISTRICT TOTHE BROADER COMPONENTS OF INSTRUCTION. THE ACADEMY COULD ENSURE CADETS COULD PRACTICE THEIR SKILLS IN REALISTIC SETTINGS AS MUCH AS POSSIBLE. IT RELATES AGAIN TO THE SIZE OF CLASS, BUT IF TERMS OF THE

SCENARIOS THERE SHOULD NOT BE ONLY USE OF FORCE SCENARIOS WHERE USE OF FORCE IS THE OPTION. SO WE WERE OFFERING THAT AS A REMINDER IN THIS RECOMMENDATION. CURRICULUM DEVELOPMENT SHOULD BE PART OF A BROADER MORE STRATEGIC PROCESS WITH A FUNDAMENTAL PRINCIPLE TO CONTINUE TO REINFORCE LESSONS THROUGH CADET TRAINING THROUGH AN OFFICER'S CAREER. CURRENTLY CURRICULUM DEVELOPMENT IS MEETING THE VARIOUS CURRICULA ARE DEVELOPED TO FULFILL UNIT BASED OBJECTIVES. THERE SHOULD BE A BROADER STRATEGIC APPROACH TO THE DEVELOPMENT OF THE TRAINING CURRICULUM. LEARNING IS A CONTINUUM THROUGH THE START AND THROUGH YOUR RECRUIT TRAINING, THROUGH THE REMAINDER OF YOUR PROFESSIONAL CAREER, SO THAT THE LESSONS SHOULD BE DEVELOPED IN ALL PHASES OF TRAINING FROM RECRUIT TRAINING AND FIELD OFFICER TRAINING AND ADVANCED OFFICER SKILLS WITH THAT IN MIND, WITH THAT PRINCIPLE IN MIND. AND IN SUPPORT OF THAT RECOMMENDATION, THE FOLLOWING RECOMMENDATION IS THAT THE AUSTIN POLICE DEPARTMENT SHOULD CONSIDER DEVELOPING A NEW CIVILIAN POSITION THAT IS RESPONSIBLE FOR THE CONTINUE EVALUATIONS OF THE TRAINING CURRICULUM. THE INSTRUCTORS, AS I PREVIOUSLY MENTIONED ARE MULTITASKING. THE INSTRUCTORS ARE DID DEVELOPING THEIR OWN LESSONS INDIVIDUALLY. THERE'S ONE OFFICER DESIGNATED A RESOURCE OFFICER WHO LOOKS AT THE LESSON PLANS AND ENSURES THEY FALL WITHIN THE MISSION AND OBJECTIVES OF THE ACADEMY AND THE POLICE DEPARTMENT. BUT THERE ISN'T ONE PERSON DESIGNATED -- THAT -- THAT PERSON, THAT RESOURCE OFFICER IS STILL RESPONSIBLE FOR SOME INSTRUCTION AND -- AND CANNOT DEVOTE FULL ATTENTION TO THAT. IT'S CHRISTMAS CRITICAL THAT THE CURRICULUM IS STEWARDED THROUGH WITH SOMEONE THAT CAN HAVE THAT VIEW TO STRATEGIC DEVELOPMENT OF THE CURRICULUM AND SEE HOW EACH -- EACH LEVEL OF TRAINING CONNECTS WITH THE PREVIOUS LEVELS. THE NEXT RECOMMENDATION, AUSTIN POLICE DEPARTMENT FIELD TRAINING OFFICER SHOULD RECEIVE 8 HOURS OF ANNUAL FOLLOW-UP TRAINING REGARDING THE LATEST CHANGES TO PROCEDURES AND PRACTICES. THIS WOULD

INCLUDE A ONE DAY BLOCK OF TRAINING JUST BEFORE THE FIELD TRAINING OFFICERS RECEIVE RECRUITS. CURRENTLY FIELD TRAINING OFFICERS TRAIN ONCE AND THEN THEY'RE CERTIFIED AS A FIELD TRAINING OFFICER. TECHNIQUES CHANGE OVER TIME. THERE ARE INSTANCES WHERE MEMBERS OF THE NEW RECRUITS IN THE ACADEMY LEARN NEW TECHNIQUES THAT PERHAPS THE FIELD TRAINING OFFICER WASN'T MADE FULLY AWARE OF OR HADN'T BEEN MADE AWARE OF, AND SO IT'S IMPORTANT THAT THEY'RE BOTH SPEAKING FROM THE SAME SONG SHEET, IF YOU WILL, AND -- AND THAT THE FIELD TRAINING OFFICER IS -- IS -- IS TRAINED IN THOSE NEW TECHNIQUES. THE -- WE -- IN CONJUNCTION WITH THE COPS OFFICE AND THE DEPARTMENT OF JUSTICE AND THE RENO POLICE DEPARTMENT DEVELOPED A POLICE TRAINING OFFICER PROGRAM WHICH IS A PROBLEM-BASED LEARNING TECHNIQUE THAT HAS BEEN FACTORED INTO THE DEVELOPMENT OF A FIELD TRAINING OFFICER PROGRAM. WE RECOMMEND THAT THE AUSTIN POLICE DEPARTMENT TAKE A LOOK AT THAT POLICE TRAINING OFFICER PROGRAM IN THE PROBLEM-BASED LEARNING TECHNIQUES THAT ARE OFFERED IN THAT DOCUMENT, AND -- AND SEE WHERE SOME OF THOSE ASPECTS MIGHT FIT WELL INTO THE CURRENT FIELD TRAINING OFFICER PROGRAM. AN OUTSTANDING PROGRAM THAT IS -- THAT IS CONDUCTED HERE IS THE DISTRICT REPRESENTATIVE OFFICER WHO IS -- WHO IS THE AUSTIN POLICE DEPARTMENT'S FACE IN COMMUNITY POLICING. CURRENTLY THERE IS A COMPONENT OF THE RECRUIT TRAINING WHERE THE RECRUIT, ONCE THEY LEAVE THE ACADEMY, SPENDS SOME TIME WITH THE DISTRICT REPRESENTATIVE OFFICER AND INTERACTS MORE DEEPLY WITH THE COMMUNITY. THAT IS A VERY POSITIVE ASPECT OF THE TRAINING PROGRAM THAT'S NOT IN MANY TRAINING PROGRAMS ACROSS THE COUNTRY. WE FEEL THAT IT'S -- THAT -- THAT PARTICULAR ASPECT OF THE TRAINING PROGRAM SHOULD BE ENHANCED AND THAT -- THAT -- THAT THERE BE AN INCREASED RELIANCE ON THE DRO PROGRAM. WHERE POSSIBLE, THE DEPARTMENT SHOULD TRY TO INTEGRATE USE OF FORCE COMMUNICATION SKILLS AND VALUING DIVERSITY INTO TRAINING COURSES THAT CAN BE DELIVERED EITHER THROUGH ELECTRONIC MEDIA OR ON SITE LECTURES. THIS IS WHERE WE -- WE ENCOURAGE THE

CONTINUAL REENFORCEMENT OF ALL OF THESE SKILLS THROUGHOUT AN OFFICER'S CAREER, AND TO TAKE ADVANTAGE OF EVERY TRAINING OPPORTUNITY, WE DON'T NECESSARILY HAVE TO BRING EVERYONE TO THE TRAINING ACADEMY, WHICH IS LOSS IN TIME, LOSS IN SHIFT, LOSS IN PEOPLE ON THE STREET. THERE ARE WAYS IN WHICH YOU CAN ENCOURAGE TRAINING DURING ROLL CALL SESSION, SHORTEN MINUTE BLOCKS OF TRAINING. WE CALL THAT ROLL CALL TRAINING, AND -- AND WE ENCOURAGE THE USE OF TECHNOLOGY, ELECTRONIC MEDIA, THE AUSTIN POLICE DEPARTMENT IS -- IS -- HAS DEVELOPED A PROGRAM OF DEVELOPING -- OR DELIVERING SOME TRAINING THROUGH VIDEO MEANS AND THEY'RE LOOKING TO ENHANCING THAT. THE AUSTIN POLICE DEPARTMENT HAS AN OPPORTUNITY TO UTILIZE THE CORPORAL'S POSITION IN A UNIQUE AND ORGANIZATIONALLY-NEEDED FORMAT. THE CORPORAL'S POSITION CURRENTLY IS A POSITION WHERE THEY'RE OSTENSIBLY AN ASSISTANCE TO THE --

THE TCLEOSE ADVISORY BOARD IS A GROUP OF CITIZENS THAT, AS YOU KNOW, UNDERTAKE THE EVALUATION OF TRAINING PROGRAMS. IT WOULD BE USEFUL FOR THEM IF THEY UNDERSTOOD, YOU KNOW, WHERE THE INDUSTRY IS GOING IN TERMS OF ADULT BASED LEARNING, THE VALUE OF SCENARIO TECHNIQUES AND CERTAINLY IT WOULD BE HELPFUL IN THEIR WORK TO BE EFFECTIVE ASSESSORS OF THE TRAINING PROGRAMS. MONTHLY BRIEFINGS PROVIDED BY THE ACADEMY STAFF TO THE TCLEOSE ADVISORY BOARD CAN BE ENHANCED THROUGH THE ADVANCED DISTRIBUTION OF BRIEFING NOTES TO THE MEMBERS OF THE BOARD. THIS WOULD GIVE THEM MORE TIME TO FOCUS ON SOME OF THE SUBSTANDARD ISSUES. AND FINALLY THE RELATIONSHIP BETWEEN THE OFFICE OF THE POLICE MONITOR AND THE AUSTIN POLICE DEPARTMENT SHOULD BE STRENGTHENED. WE RECOGNIZE THAT THERE IS A -- A -- A DISTANCE THAT HAS TO BE MAINTAINED THAT THE OFFICE -- THE POLICE MONITOR HAS AN IMPORTANT FUNCTION. IT'S IMPORTANT THAT THE POLICE MONITOR'S OFFICE ROLE BE UNDERSTOOD COMPLETELY AND THAT CAN BE DONE THROUGH PERHAPS A GREATER EFFORT IN THE TRAINING PROGRAM OF LETTING THE OFFICERS KNOW EXACTLY WHERE THEIR ROLE IS IN THE ENTIRE SCHEME OF

ACCOUNTABILITY AND TRANSPARENCY. THOSE ARE THE SHORT LIST OF -- OF THE 59 RECOMMENDATIONS.

THANK YOU, SIR. SO RUDY, DO YOU WANT TO -- WELCOME.

GOOD AFTERNOON, MAYOR AND COUNCIL, CITY MANAGER. 6 MONTHS AGO WE EMBARKED UPON A COMMUNITY RELATIONS PROGRAM, A KEY COMPONENT OF THAT WAS IN FACT BRINGING IN SOME EXPERTS IN EXECUTIVE RESEARCH FORM TO LOOK AT HOW WE DO BUSINESS AS FAR AS TRAINING-RELATED ISSUES. I WAS TOLD THAT THERE DOESN'T APPEAR TO BE A BOMB SHELL IN THIS REPORT, TO ME THE REPORT IS IN FACT A BOMB SHELL, IT DOES OPEN UP OUR EYES TO SOME AREAS THEY'VE ADDRESSED IN THE 59 RECOMMENDATION, SOME OF THOSE RECOMMENDATIONS HAVE SUBRECOMMENDATIONS SO THEY'RE REALLY OVER A HUNDRED SUGGESTIONS THAT WE NEED TO LOOK AT IN ORDER TO IMPROVE THE WAY WE TRAIN OUR OFFICERS AT THE VERY BEGINNING, TRAIN THEM IN THE FTO PROGRAM, AND TRAIN THEM IN SERVICE. I'M EXTREMELY PROUD OF OUR STAFF AT THIS TRAINING ACADEMY. AND I THINK KATHY ELLISON WILL BE TALKING ABOUT THAT. THIS PROCESS TOOK OVER 6 MONTHS. DURING THAT PERIOD OF TIME, THERE WAS A CONSTANT EXCHANGE BETWEEN THE POLICE EXECUTIVE RESEARCH FORUM FOLKS AND APD AND THIS WAS GOOD BECAUSE, AS YOU KNOW, WE HAVE A CLASS STARTING IN DECEMBER AND SOME OF THE KEY ELEMENTS OF THE RECOMMENDATIONS REGARDING ACADEMY TRAINING WE WANTED TO TRY AND WORK INTO THAT NEXT ACADEMY, AND SO WE LISTENED VERY CAREFULLY WHEN THEY PROVIDED US WITH PERIODIC FEEDBACK, AND WE'VE BEEN ABLE TO TAKE SOME OF THOSE SUGGESTIONS AND EVEN THOUGH WE'RE OPERATING ON A VERY SHORT TIME LINE, HAVE BEEN ABLE TO IMPLEMENT THOSE INTO THE NEXT ACADEMY. WHAT WILL HAPPEN WITH THIS REPORT IS THAT WE'VE ONLY HAD IT FOR A SHORT PERIOD OF TIME, WE'LL DO A COMPLETE ANALYSIS OF IT, EACH OF THOSE RECOMMENDATIONS, AND WE WILL PERIODICALLY COME BACK TO COUNCIL AND PROVIDE YOU WITH THE UPDATES WITH REGARD TO IMPLEMENTING THOSE RECOMMENDATIONS. WITH THAT, I WANT TO AGAIN STRESS MY THANKS TO THE POLICE EXECUTIVE RESEARCH FORUM FOR COMING INTO AUSTIN AND DOING A GOOD JOB, I

BELIEVE, AND WITH THAT I WOULD LIKE TO TURN IT OVER TO ASSIST CHIEF KATHY ELLISON TO TALK JUST A LITTLE BIT ABOUT SOME OF THE THINGS THAT WE'VE BEEN ABLE TO BEGIN TO IMPLEMENT AS A RESULT OF THIS REVIEW. KATHY?

TO THE MAYOR, CITY COUNCIL, CITY MANAGER, YOU KNOW ME, I'M GOING TO INTRODUCE MY TRAINING STAFF, THEY'RE THE ONES THAT WILL BE WORKING ON MANY OF THESE RECOMMENDATIONS AND THEY ARE THE BACK BONE OF THE TRAINING STAFF. SO AS I INTRODUCE YOU, WOULD YOU STAND SO YOU CAN SEE WHO THEY ARE. COMMANDER OLEARY. NEXT TO HIM IS LIEUTENANT OLIVER. AND RAUL MONGILLA, THE LIEUTENANT IN OUR RECRUITING DIVISION. LIEUTENANT KIM NOBLES IS IN CHARGE OF IN-SERVICE TRAINING. SERGEANT NICK HERNANDEZ. SORRY, NICK. HE WORKS FOR KIM IN IN-SERVICE TRAINING AND OUR FTO PROGRAM. NEXT TO HIM IS SERGEANT FLETCHER, FLETCHER, WHO IS A CADET SERGEANT, RIGHT?

YES.

AND THEN NEXT TO HIM WHO IS LIEUTENANT ATTICKS WHO IS IN CHARGE OF TRAINING. SO WHEN YOU TALK TO SOMEBODY YOU'LL PUT A FACE TO THEM. I WOULD LIKE TO ACKNOWLEDGE CHIEF DOSTRUM. HE WAS IN THIS PROCESS MOST OF THE P.M. I WOULD LIKE TO ACKNOWLEDGE ROBERT. HE'S OR THERE. AS CHIEF SAID EARLIER, THERE'S 59 RECOMMENDATIONS BY PERF, EACH OF THOSE RECOMMENDATIONS THERE WERE SEVERAL ACTION ITEMS AS HE SAID, TOO. FOR EXAMPLE, THERE WERE 23 ACTION ITEMS UNDER 3 RECOMMENDATIONS AS RELATED TO THE USE OF FORCE POLICY. THERE ARE ALSO SOME MORE SPECIFIC RECOMMENDATIONS, FOR EXAMPLE, CHANGING THE WORDING ON SOMETHING, ADDING A FILL TO A FORM AND SOMETHING LIKE THAT. APD APPRECIATES WHAT PERF DID. DURING THE 8 MONTHS THAT THE RECRUITING STAFF AND TRAINING INTERACTING WITH PERF, THEY GOT EXCITED AND STARTED TO IMPLEMENT SOME OF THE THINGS BEFORE THE RECOMMENDATIONS CAME BACK. THEIR INTERACTION WITH PERF MADE THEM MOVE FORWARD. I'M GOING TO TALK ABOUT A FEW OF THOSE THINGS THEY'VE ALREADY WORKED ON. YOU'LL SEE THAT THE UNDERLYING THEME AND MOST

OF THE RECOMMENDATION HAS TO DO WITH A FEW THINGS AND ONE OF THOSE WERE ENHANCING OUR COMMUNICATIONS SKILLS, INCREASING OUR COMMUNITY OUTREACH, AND REVAMPING OUR FIELD TRAINING PROGRAM, AND ALSO EXPANDING OUR TRAINING METHODS. FIRST I WANT TO TALK ABOUT HOW WE'RE ENHANCING OUR COMMUNICATIONS SKILLS IN THE ACADEMY. WE'VE EXPANDED OUR ACADEMY FROM 31 WEEKS TO 32 WEEK, THE CLASS THAT WILL START NOVEMBER 29th WILL BE A 32 WEEK ACADEMY. WE HAVE THE LONGEST THAT WE COULD FIND SO FAR IN THIS STATE. THAT EQUALS 1280 HOURS. TCLEOSE MANDATES 618, BUT WE CHOOSE 1280. UPON THE COMPLETION OF OUR ACADEMY, EACH CADET OR NEW OFFICER RECEIVES 23 COLLEGE HOURS FROM ACC. AND THE CURRENT ACADEMY, ONE OF THE THINGS THAT OUR CADETS DO IS THEY LEARN COMMUNICATION THROUGH ROLE PLAY AND THAT WILL CONTINUE IN THIS NEXT CLASS. IN THE UPCOMING CADET CLASS THEY WILL GET A DIVERSITY INTOLERANCE TRAINING, 2 TO 4 HOURS OF EXERCISES, IN REGARDING TO THE TOL TOLERANCE TRAINING, OUR EXPERIENCED OFFICERS WILL ALSO GET THAT. THAT TRAINING IS ACTUALLY AIMED AT HOW TO TEACH OUR OFFICERS TO COMMUNICATE PROPERLY, TO EXPLAIN WHY YOU STOPPED SOMEBODY ON A TRAFFIC STOP. IT ALSO WILL HELP THE OFFICERS TO UNDERSTAND THAT WE ALL HAVE THE POTENTIAL TO HAVE A LITTLE BIAS WITHIN US, AND SO THAT TRAINING IS GOING TO START JANUARY '05, AS FAR AS THE COMMUNITY OUTREACH EFFORTS, THE CADETS RECEIVED 80 ADDITIONAL HOURS LAST YEAR AS IT RELATED TO COMMUNITY ISSUES. THAT WILL CONTINUE IN THE CURRENT CLASS. THAT COMMUNITY OUTREACH FOCUSED ON COMMUNITY-ORIENTED POLICING, PROBLEM SOLVING, AND EXPLORING DIFFERENT CULTURES IN THE CITY. THE CADETS WERE TASKED WITH GOING OUT AND THEY WILL DO THIS AGAIN THIS YEAR TO -- TO FIND A GROUP, AN ETHNIC GROUP IN THE COMMUNITY, COME BACK AND REPORT ON THAT GROUP, WRITE A COLLEGE-LEVEL PAPER OF 8 TO 10 PAGES, AND THEY WILL ALSO DO THE SAME THING AS IT RELATES TO A COMMUNITY PROBLEM SOLVING. AND THEY ALSO PARTICIPATE IN THE APD CHALLENGE RUN WHICH IS A SERIES OF 7 RUNS IN THE COMMUNITY. AS FAR AS OUR FIELD TRAINING PROGRAM, WE'VE INCLUDED SOME OF THE

ELEMENTS, WE'VE LOOKED AT THAT PROGRAM, WE'VE INCLUDED SOME OF THE ELEMENTS OF THE RENO, NEVADA, PAROLE TRAINING OFFICER, WHICH IS THE PTO. OUR OFFICERS ARE PLANNING TO GO TO RENO, NEVADA, IN THE NEXT FEW WEEKS TO LOOK AT THAT PROGRAM AGAIN, TALK TO SOME OFFICERS AND SOME PTO'S, THAT PROGRAM TEACHES PROBLEM SOLVING THROUGHOUT THE FIELD TRAINING PROCESS, STARTS IN THE ACADEMY AND CONTINUES. THEY'RE ALSO STRINGENT QUALIFIERS TO BE A FIELD TRAINING OFFICER, AND THAT'S ONE OF THE THINGS WE'RE INCORPORATING. IT'S 40 HOURS OF CERTIFICATION, OFFICERS DOING THAT CERTIFICATE PHYSICIAN OR RECERTIFICATION PROCESS, THE COURSES WILL INCLUDE LEADERSHIP, COMMUNICATION AND BELT LEARNING TECHNIQUES. AS FAR AS OUR IN-SERVICE TRAINING METHODS, WE'RE CONTINUING WITH THE MANDATING TRAINING THAT TCLEOSE REQUIRES. WE'RE IN THE PROCESS OF PURCHASING SOFTWARE SO THAT THE OFFICERS CAN ACCESS INFORMATION AND TESTS FROM THE ACADEMY WEBSITE AND THEN WE'LL INCLUDE IT IN OUR IN-SERVICE TRAINING, ADDITIONAL 3 TO 4 HOURS OF POLICY UPDATES AND THAT IS BASICALLY ALL I HAVE. I WANT TO SAY AGAIN THAT WE APPRECIATE WHAT PERF DID AND WE WILL RESPOND TO ALL OF THEIR RECOMMENDATIONS. THANK YOU.

THANK YOU, CHIEF. MAYOR AND COUNCIL, THAT CONCLUDES OUR PRESENTATION, AND THE PERF FOLKS AND CHIEF IS AVAILABLE FOR ANY QUESTIONS AND COMMENTS.

THANK YOU, RUDY? COMMENTS? QUESTIONS?  
COUNCILMEMBER ALVAREZ? CAN

THANK YOU, I WANT TO THANK YOU FOR YOUR ASSISTANCE IN CONDUCTING THE ASSESSMENT AND CERTAINLY THE STAFF FOR VERY QUICK TURN AROUND ON THE ANALYSIS OF THE RECOMMENDATIONS, BUT I DID -- JUST THE INFORMATION THAT'S BEEN PRESENTED HERE THAT I'VE BEEN ABLE TO READ, THE 19 OUT OF THE WHAT IS IT, 59 RECOMMENDATIONS?

THAT'S CORRECT.

NOT COUNTING SUBRECOMMENDATION, DID HAVE JUST A COUPLE OF QUESTIONS FOR YOU. IN THE EXECUTIVE SUMMARY, IT MENTIONS A LITTLE BIT ABOUT THE NEED FOR US TO ENSURE THAT CANDIDATES ARE NOT ONLY QUALIFIED TO MAKE IT TO THE ACADEMY BUT ALSO SUCCEED THROUGH THE ACADEMY IN FIELD TRAINING, BUT I DON'T THINK ANY OF THE HIGHLIGHTED RECOMMENDATIONS DEALT WITH THAT PARTICULAR ASPECT, AT LEAST NOT SPECIFICALLY. I WAS JUST WONDERING IF THERE WAS SPECIFIC RECOMMENDATIONS ON I GUESS HOW TO WORK WITH THE CADETS TO GET THROUGH THE PROCESS AND REALIZING YOU'RE RECOMMENDING THAT WE TRY TO LESSEN THE ADMINISTRATIVE DUTIES OF THE, YOU KNOW, OF OUR TRAINING STAFF, WHICH OBVIOUSLY COULD HELP WITH THAT, BUT I WAS JUST WONDERING IF THERE WERE OTHER RECOMMENDATIONS IN THAT REGARD? YOU'RE RIGHT, COUNSELOR ALVAREZ, THAT A LOT OF THE FACTORS MAY CONTRIBUTE TO A HIGHER DROPOUT RATE THROUGH THE COURSE OF INSTRUCTION AND THEN FINALLY TIMING AS THE FIELD TRAINING OFFICER CANDIDATE. THE -- THE ONE RECOMMENDATION IN THE SHORT LIST THAT REFERS TO IT IS THE FIRST RECOMMENDATION, SIR, THAT -- THAT SAYS THAT THERE SHOULD BE THIS CONTINUAL PROCESS OF EFFECTIVENESS AND COORDINATION BETWEEN THE RECRUITING FUNCTION AND THE ACADEMY FUNCTION SO THAT THE -- THAT THERE'S CONTINUAL ENTER PLAY BETWEEN THE TWO, THAT EVEN KNOWS WHAT EACH OTHER'S DIFFICULTIES ARE, AND I HAVE TO SAY THAT THEY ARE COMMUNICATING, BUT WE ENCOURAGE THAT IT CONTINUES AND PERHAPS MAYBE MORE FORMALIZED SO THAT THE ACADEMY CAN INDICATE THAT THEY'RE SEEING THIS SORT OF RECRUIT COMING THROUGH, PERHAPS THEY NEED A DIFFERENT LEVEL, ANY NEW REQUIREMENTS THAT COME IN THE FUTURE, THEY BE ABLE TO COMMUNICATE THOSE DIRECTLY TO THE RECRUITING PEOPLE AND THOSE PEOPLE CAN REACH OUT TO THE RIGHT CONSTITUENCIES AND BRING THOSE PEOPLE FOR POTENTIAL CANDIDACIES, RECRUITS.

I AGREE WITH THE NEED TO, AGAIN, TRY TO HAVE OUR FOLKS WHO DO OUR TRAINING FOCUS IN ON THAT ASPECT OF IT BY MAYBE BRINGING IN OTHER -- OTHER FOLKS WHO

CAN DO SOME OF THE ADMINISTRATIVE FUNCTIONS AND -- AND ACTUALLY HELP WITH THE CONSTANT FEEDBACK AND ASSESSMENT PROCESS OF CONSTANTLY JUST REVIEWING HOW WE DO OUR TRAINING, AND -- AND SO I THINK, YEAH, REALLY GOOD INFORMATION HERE AND REALLY, REALLY, I THINK CONCRETE WAY I THINK THAT WE CAN IMPROVE WHAT WE'RE DOING THAT, AGAIN, ARE THINGS THAT CAN BE DONE WITH HOPEFULLY NOT TOO MUCH IN THE WAY OF RESOURCES AND HOPEFULLY WITH A QUICK TURN AROUND WITH THE EXCEPTION OF NEEDING TO UPGRADE OUR TRAINING ACADEMY, WHICH HOPEFULLY IS SOMETHING, YOU KNOW, WE WILL UNDERTAKE IN TERMS OF A LONG-TERM SOLUTION, BUT I DID HAVE A QUESTION -- ANOTHER QUESTION ABOUT THE DIFFERENCE ON THE -- BETWEEN THE POLICE TRAINING OFFICER PROGRAM AND THE -- AND HOW THAT DIFFERS FROM THE FIELD TRAINING OFFICER PROGRAM, AND I DON'T REALLY UNDERSTAND HOW DIFFERENT THEY ARE, IF THEY'RE VERY DIFFERENT AT ALL.

JUST TYPICALLY IN FIELD TRAINING THE FOCUS TENDS TO BE ON TACTICS, AND -- AND IT'S OFTEN TIMES THAT THE FIELD TRAINING OFFICER WILL OBSERVE THE TRAINEE IN FIELD SITUATIONS, MAKE ASSESSMENTS, SO ON SO FORTH, PROVIDE FEEDBACK. THE PRIMARY DIFFERENCE BETWEEN TWO PROGRAMS IS THAT IN THE PTO PROGRAM, THE FOCUS SHIFTS OVER TO PROBLEM-SOLVING AND WHILE YOU OBSERVE TACTICS AND STANDARD TRAINING, YOU ALSO TAKE THE APPROACH THAT THE OFFICER IS THE PRIMARY PROBLEM SOLVER IN THE ORGANIZATION, AND WE NEED TO TRAIN PEOPLE IN HOW TO SOLVE PROBLEMS, SPECIFICALLY WHAT TO LOOK FOR, HOW TO APPROACH SITUATIONS AND WHAT KIND OF TOOLS AND TACTICS THEY CAN USE BEYOND TRADITIONAL LAW ENFORCEMENT TACTIC, SO IT'S THAT KIND OF PROBLEM SOLVING SKILLS. ANYTHING ELSE?

AND IT'S A TRAINING METHODOLOGY THAT IS CONSISTENT WITH ADULT-BASED LEARNING TECHNIQUES. IT'S MORE EXPERIENTIAL. IT'S -- YOU KNOW, YOU'RE GIVEN, AS A TRAINING -- AS A TRAINEE, YOU KNOW, A SERIES OF PROBLEMS TO ADDRESS AND YOU'RE AS CEASED BY USING THE ENTIRE TOOL KIT OF SKILLS THAT YOU'RE PROVIDED WITH FROM THE ACADEMY TO SOLVE THOSE PROBLEMS.

AND ALSO, OBVIOUSLY I LIKE THE POINT YOU MADE IN TERMS OF KIND OF ADOPTING, YOU KNOW, THE FUNDAMENTAL PRINCIPLE THAT WE'RE CONTINUALLY REINFORCING THE LESSONS FROM THE CADET TRAINING THROUGHOUT THE CAREER, AND I THINK CHIEF ELLISON ALLUDED TO THAT IN TERMS OF HOW WE LOOK AT IT DURING THE ACADEMY AND LATER STAGES, YOU KNOW, OF AN OFFICER'S CAREER, BUT I THINK ONE OF THE EXAMPLES I THINK, YOU KNOW, ONE OF THE ISSUES THAT -- THAT WE'VE ADDRESSED OR TRIED TO ADDRESS IN A SIGNIFICANT WAY HAS TO DO WITH SENSITIVITY ON DIVERSITY ISSUES AND CERTAINLY I THINK WE GO BEYOND WHAT THE TYPICAL DEPARTMENTS DO IN THAT REGARD, AND I THINK Y'ALL HIGHLIGHT THAT FACT THERE AND RECOMMEND THAT CERTAINLY THAT BE CONTINUE AND STRENGTHENED, BUT YOU ALSO POINT OUT THE NEED TO DO IT SORT OF IN TERMS OF CONTINUING TRAINING OF OUR OFFICERS AND WHAT DO WE CURRENTLY DO, IF YOU KNOW, MIGHT BE A QUESTION FOR OUR OWN POLICE DEPARTMENT, BUT -- AND THEN HOW COULD THAT BE STRENGTHENED, I SUPPOSE? MAYBE WE'LL LET THE CHIEF ANSWER THAT FIRST.

LAST YEAR OUR IN-SERVICE SIDE OF THE POLICE TRAINING TRAINED OUR OFFICERS AN AVERAGE OF 80 HOURS -- JUST UNDER 80 HOURS DURING THE YEAR, WHICH IS IN MY OPINION ALMOST TWICE AS MUCH AS THE REGULAR -- THE NORMAL POLICE DEPARTMENTS TRAIN THEIR OFFICERS.

THANK YOU.

THERE IS REALLY NO NATIONAL BEST PRACTICE IN -- IN TERMS OF DIVERSITY TRAINING. THERE ARE PROGRAMS THAT WORK AND WORK WELL SPECIFIC TO THE, YOU KNOW, EACH CITY'S CULTURAL AND -- AND OPERATIONAL CIRCUMSTANCES. I HAVE TO POINT OUT THAT THE -- THE -- THE EFFORTS OF THE ACADEMY CERTAINLY AS OF LATE IN TERMS OF THEIR BROWN BAG LUNCHEON SERIES WHERE THERE'S DIRECT INTERACTION BETWEEN VARIOUS MEMBERS OF THE COMMUNITY AND THE CADETS WHERE THERE'S DIRECT ANSWER AND QUESTION SESSION AND THEY'RE MAKING EFFECTIVE USE OF THE CADET'S TIME BECAUSE THE CADETS ARE HAVING THEIR LUNCH SO IT'S DOUBLE WHAMMY FOR THE ACADEMY IN TERMS OF FILLING

OUT THEIR TRAINING AND ALSO GOING OUT INTO THE COMMUNITY WITH THE CADETS DOING THAT SPECIFIC PROJECT. I HAZARD A GUESS THAT POTENTIALLY THAT COULD BE A BEST PRACTICE THAT WE ONE DAY AN ORGANIZATION MAY HIGHLIGHT, YOU KNOW, ONCE THINGS HAVE BEEN EVALUATED AND IT DOES LOOK PROMISING AND IT'S CONTINUALLY UNDER DEVELOPMENT RIGHT NOW AS WE UNDERSTAND IT, SO THE ACADEMY IS EXPANDING THAT PROGRAM.

VERY GOOD. AND A COUPLE OF THINGS I CERTAINLY APPRECIATE I THINK THE RECOMMENDATION ON HOW TO BETTER UTILIZE OUR CORPORAL POSITION AND HAVING THEM, THE OFFICERS THAT ARE IN THAT RANK, I GUESS, TO HELP US WITH SOME OF THESE ISSUES THAT ARE BEING IDENTIFIED. I THINK THAT IS VERY POSITIVE AND HOW DO YOU LOOK AT THE SYSTEM THAT WE HAVE IN PLACE AND TO BETTER UTILIZE THE RESOURCES THAT WE HAVE WITHIN THE SYSTEM, AND YOU ALSO MENTIONED THE TCLEOSE ADVISORY BOARD AND HOW THEY COULD HAVE A BETTER -- POTENTIALLY A BETTER ROLE IN THIS EVALUATION OR ASSESSMENT PROCESS OF ON GOING TRAINING AND RECRUITMENT, BUT IF YOU TALK A LITTLE BIT ABOUT WHO -- WHAT THAT BOARD IS, AND WHAT -- I MEAN IF THIS IS A SPECIFIC ROLE THEY'RE SUPPOSED TO PLAY, AND -- AND THEN, YOU KNOW, AGAIN HOW THEY COULD FACILITATE OUR IMPROVEMENT IN THIS PARTICULAR ARENA.

AS I UNDERSTAND THE LEGISLATION, AND I DON'T HAVE IT BEFORE ME, BUT I'M SPEAKING FROM MEMORY, THE TEXAS COMMISSION ON LAW ENFORCEMENT EMPOWERS EACH REGION TO HAVE A LOCAL ADVISORY BOARD, A TCLEOSE ADVISORY BOARD AND IT'S A GROUP OF CITIZENS THAT OVERSEE OR INFORM CITIZENS THAT OFFERED A VICE ON OVERSIGHT AND TRAINING PROGRAMS FOR THE POLICE, IT IT'S, I BELIEVE, A PRETTY GOOD MECHANISM. WE ARE SUGGESTING THAT THAT BE ENHANCED, THAT THE CITIZEN ADVISORY BOARD BE OFFERED SOME TRAINING WITH RESPECT TO WHAT IS INVOLVED IN POLICE TRAINING, WHAT IS INVOLVED IN ADULT-BASED TRAINING THE VALUE OF SCENARIO-BASED TRAINING, HOW THOSE ELEMENTS CAN BE INTERCONNECTED SO THEY CAN MAKE FOR THEMSELVES MORE INFORMED DECISIONS AND -- AND BE ABLE TO MORE

PROPERLY ASSESS THE TRAINING PROGRAMS THAT ARE BEING OFFERED BY THE ACADEMY.

SO IT IS A CITIZEN ADVISORY BOARD?

THAT IS CORRECT, SIR.

AND I ASSUME THEY PROBABLY WHEN GETTING APPOINTED, HAVE TO GO THROUGH SOME LEVEL OF TRAINING?

CHIEF, CAN YOU HELP SHED SOME LIGHT ON KIND OF OUR LOCAL VERSION OF ANY OF THIS?

CORRECT. TCLEOSE, STATE LAW MANDATES THAT EACH ACADEMY HAVE A CITIZEN ADVISORY BOARD. IN MOST DEPARTMENTS THAT BOARD'S ROLE IS STRICTLY LIMITED TO POLICE ACADEMY CURRICULUM. YEARS AGO, AND OFTEN TIMES THEY MEET ONCE A YEAR JUST BEFORE THE ACADEMY. YEARS AGO WE EXPANDED THE RESPONSIBILITY OF THAT GROUP TO INCLUDE OVERSEEING ALL POLICE TRAINING. THEY MEET FREQUENTLY, THEY'VE DONE SURVEYS OF OFFICERS, THEY'VE MET IN SATELLITE SUBSTATIONS IN ORDER TO MEET WITH OFFICERS PERSONALLY, AND GET THEIR OPINIONS ON TRAINING. I THINK THAT THE RECOMMENDATION IS VERY WELL-FOUNDED, ALTHOUGH WE HAVE EDUCATORS ON THAT FROM SAINT ED'S AND UNIVERSITY OF TEXAS, WE ALSO HAVE COMMON FOLKS FROM THE COMMUNITY THAT SIT ON THAT THAT DO NOT HAVE EXPERIENCE IN TEACHING AND SUCH AND SO WE WILL BE DEVELOPING A CURRICULUM, KIND OF AN ORIENTATION, THAT WOULD GIVE THEM MORE INFORMATION FOR WHICH WHEN WE GO TO THEM FOR ADVICE, THE ADVICE WILL BE HAVE HAVE MEANINGFUL.

THANK YOU, CHIEF.

ONE MORE QUESTION, BECAUSE YOU DID MENTION THE NEED TO BETTER IMPROVE OR STRENGTHEN THE RELATIONSHIP BETWEEN THE POLICE MONITOR'S OFFICE AND THE DEPARTMENT, I WAS WONDERING HOW MUCH TIME YOU HAD TO SPEND WITH THE STAFF AT OUR POLICE MONITOR'S OFFICE AND -- AND AGAIN WHAT IDEAS YOU HAVE TO, YOU KNOW, TO HELP DO THAT, TO HELP

STRENGTHEN THE -- THE ROLE THAT POLICE MONITOR PLAYS WITHIN THE OVERALL SYSTEM.

I VISITED PERSONALLY WITH THE POLICE MONITOR'S OFFICE AND ALL STAFF FOR THE ENTIRE AFTERNOON BACK IN THE MARCH VISIT AND I DO BELIEVE, ALTHOUGH I WASN'T HERE FOR THE MAY VISIT, THAT THERE WAS SOME ADDITIONAL TIME SPENT WITH THE POLICE MONITOR'S STAFF AND THE POLICE MONITOR. WE -- WE -- WE BELIEVE IT SHOULD BE STRENGTHENED. THAT IS A VERY -- PERHAPS THAT IS A LOCAL, AS OPPOSED TO US IMPOSING HOW THAT SHOULD BE DONE, THAT RELATIONSHIP SHOULD BE DEVELOPED BETWEEN THE POLICE DEPARTMENT AND THE MONITOR WITH RECOGNITION THAT THERE ARE LIMITS TO THAT RELATIONSHIP AND HOW STRONG IT SHOULD BE BECAUSE OF THE IMPORTANT ROLE OF THE MONITOR, SO WE -- WE -- THE WHOLE IDEA OF CITIZEN OVERSIGHT IS STILL AN ISSUE IN TRANSITION IN THE NATION, THAT THERE ISN'T A MODEL AGAIN THAT CAN BE POINTED TO THAT EVERYONE SHOULD TRY AND ADOPT, SO IT'S BEST THAT THAT BE STRENGTHENED, WE FEEL PERHAPS THROUGH TRAINING OR JUST THERE THERE'S A BETTER UNDERSTANDING OF THE RANK AND FILE, IT WOULD BE BENEFICIAL.

ONE OF THE THINGS IN TALKING WITH THE TEAM WAS THAT MANY OF THE OFFICERS DO NOT FULLY UNDERSTAND THE PROCESS OF A CITIZEN COMPLAINT, THE PROCESS AND ROLE OF POLICE MONITOR, AND OF COURSE WHEN WE DON'T -- SOMETIMES WHEN WE DON'T UNDERSTAND SOMETHING, WE FILL IN THE BLANKS WITH -- WITH INFORMATION THAT IS NOT CORRECT, AND SO ONE OF THE THINGS BASED UPON THE POLICE EXECUTIVE RESEARCH INPUT HAS BEEN THAT WE'RE SCHEDULING THE POLICE MONITOR TO COME INTO THE CLASSES, THE ACADEMY CLASS FOR THREE HOURS TO TALK ABOUT NOT ONLY HIS OFFICE, BUT THE TRENDS HE SEES IN CITIZEN COMPLAINTS, BUT ALSO TO TALK ABOUT THE OFFICER ABOUT LITTLE THINGS THAT HE BELIEVES WOULD BETTER SERVE THE COMMUNITY, AND SO WE THINK THAT IS GOING TO BE VERY BENEFICIAL AND WE HOPE TO EXTEND THAT INTO IN-SERVICE AND I KNOW THAT THE POLICE MONITOR IS GOING TO BE GOING TO BRIEFINGS AND TALKING WITH THE TROOPS, HIM AND HIS STAFF, SO WE BELIEVE THAT THAT IS

A WELL-FOUNDED RECOMMENDATION AND WE'LL BE ACTING ON THAT.

THANK YOU, CHIEF. AND THAT'S ALL MY QUESTIONS. AGAIN, I WANT TO THANK YOU FOR BRINGING UP WHAT I THINK ARE SOME VERY SUBSTANTIVE RECOMMENDATIONS AND ONES THAT ARE REAL TANGIBLE THAT WE CAN ACTUALLY MOVE FORWARD WITH IMPLEMENTATION, HOPEFULLY, SOONER RATHER THAN LATER, BUT THANK YOU VERY MUCH FOR YOUR -- FOR YOUR WORK ON THIS.

SURE.

THANK YOU.

THANK YOU, COUNCILMEMBER, FOR THE COMMENTS. COUNCILMEMBER THOMAS? TOM WENDORF> YOU SAID A COUPLE OF THINGS WHEN YOU EVALUATE THE ACADEMY, YOU SAID THE CLASS SIZES, IN DOING YOUR EVALUATION OF OUR POLICE ACADEMY, DO YOU FEEL -- I KNOW THE CLASSES ARE LARGE, I FEEL THE CHIEF IS GOING TO TRY TO ADDRESS THAT, DO YOU THINK WE HAVE ADEQUATE STAFF TO HOLD CLASSES THAT WE HAVE NOW, AND IN EVALUATING THAT ACADEMY, DID YOU GET A CHANCE TO EVALUATE OUR STAFF INSTRUCTORS, ET CETERA, AND HOW YOU FELT ARE WE ADEQUATE WITH STAFF AND THE RIGHT PERSONNEL IN THE ACADEMY DOING THE TRAIN SOMETHING.

AND IT GOES BACK TO THAT THOUGHT ON MULTITASKING. THE STAFF THEMSELVES ARE FULFILLING A VARIETY OF ROLES IN THE ADMINISTRATIVE FUNCTIONS OR ADMINISTRATIVE POSITIONS WERE REDUCED, THEY ASSUMED MORE OF THE ADMINISTRATIVE WORKLOAD WAS PARSED OUT TO VARIOUS INSTRUCTORS, SO I GUESS IF YOU'RE GOING TO KEEP THAT LEVEL OF SORT OF ARRANGEMENT IN TERMS OF ADMINISTRATIVE STAFF VERSUS INSTRUCTOR STAFF, WHAT -- WHAT WE'RE SEEING IS THAT LIKELY THE -- AND WE WERE TRYING TO MEASURE THE AMOUNT OF WORKLOAD THE INSTRUCTORS EACH OF THEM HAD, IS THAT YOU WOULD SEE IF I MINUTE INITIALLING IN TIME THE INSTRUCTORS COULD DEVOTE TO ACTUAL LESSON PLANNING, COURSE DEVELOPMENT, COURSE RENEWAL, RESEARCH AND BEST PRACTICES THEMSELVES,

BEST TRAINING PRACTICES, SERVING OUT ALL OF THE VARIOUS THINGS THAT A TEACHER WOULD DO, NOTWITHSTANDING THAT THEY ALSO SPEND A LOT AMOUNT OF TIME, THEY HAVE A VERY INNOVATIVE PROGRAM HERE IN THE AUSTIN POLICE ACADEMY, CALLED THE CADET INSTRUCTOR -- CADET COUNSELOR PROGRAM WHERE EACH INSTRUCTOR WILL BE RESPONSIBLE TO BE A MENTOR FOR A PROPORTIONAL NUMBER OF RECRUITS THROUGH THE COURSE OF THE 29 WEEK AND NOW SOON TO BE 32 WEEK ACADEMY. SO ALL OF THESE THINGS FACTOR INTO, YOU KNOW, A TYPICAL DAY OF AN INSTRUCTOR. YOU MAY BE ABLE TO ANSWER THAT BY ADDING MORE STAFF AND, YOU KNOW, STILL DOING IT THAT WAY OR ADDRESSING, YOU KNOW, THE ADMINISTRATIVE WORKLOAD, THAT STILL NEEDS TO BE DONE, BECAUSE THERE ARE DEADLINE, THERE ARE CERTIFICATIONS THAT NEED TO BE FILED, THERE ARE, YOU KNOW, ALL SORTS OF ADMINISTRATIVE REQUIREMENTS THAT, YOU KNOW, OPERATING A COMPLEX TRAINING ACADEMY AND A -- IN THE LEGISLATIVE ENVIRONMENT THAT THERE IS, THAT ARE REQUIRED. SO I GUESS MY ROUND-ABOUT ANSWER TO YOU, COUNSELOR THOMAS, IS THAT YOU CAN INCREASE EITHER THE STAFFING TO HAVE INSTRUCTOR SIDE OR THE ADMINISTRATIVE SIDE, AND THEN YOU WOULD HAVE TO EVALUATE IT AGAIN. THE LARGER CLASS SIZE, JUST TO ANSWER THE OTHER PART OF YOUR QUESTION, CERTAINLY ANYONE CAN -- AND MUCH OF THE LITERATURE SUGGESTS THAT THE -- THE CLOSE TR INTERACTION LEVEL, YOU KNOW, THE SMALLER THE INSTRUCTOR TO STUDENT RATIO THERE IS, THE BETTER TEACHING ENVIRONMENT THAT YOU HAVE. IT'S A PRETTY BASIC UNDERSTANDING IN THAT. SO, AGAIN, IF -- IF YOU'RE GOING TO RUN HIGH NUMBER OF STUDENTS THROUGH AN ACADEMY, THEN YOU SHOULD PAY ATTENTION TO THOSE INSTRUCTOR-TO-STUDENT RATIOS ESPECIALLY IN THE INTENSIVE SCENARIO BASED SESSIONS. AND AGAIN, WHAT WE FOUND THAT IN SOME CASES WITH THE LARGER CLASSES, THE STUDENTS MAY NOT HAVE HAD THE OPPORTUNITY TO UNDERTAKE AS MANY OF THE SCENARIOS THAT THEY SHOULD HAVE DONE JUST BECAUSE, YOU KNOW, THERE RAILROAD SIX IN A GROUP OR 8 IN A GROUP AND COULD ONLY RUN TWO, YOU KNOW, RUN THEM THROUGH TWICE WHICH DOESN'T GENERALLY IMPRINT THE LESSON THAT WELL. (ONE

MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS...)

THEY HAVE IN-SERVICE TRAINING RECORDS SO THE PAPERWORK IS SUBSTANTIAL. WE REALIZE THAT. THEY'VE GONE A YEOMAN'S JOB IN KEEPING UP WITH IT SHE BUT WE REALIZE THIS IS THE YEAR WE NEED TO BRING IN SOME OTHER FOLKS. WE ALSO BELIEVE THERE WAS A SOUND RECOMMENDIZATION WITH HAVING A CIVILIAN COORDINATOR, ONE OF THOSE THAT WAS ONE OF THE IMPORTANT RECOMMENDATIONS AND WE HOPE TO BE ADDRESSING THAT RECOMMENDATION WITHIN THE NEXT 60 DAYS. WE BELIEVE THAT HAVING AN INDIVIDUAL THERE TO HELP INSTRUCTORS IN DEVELOPING THEIR LESSON PLANS AS WELL AS COORDINATING MORE TRAINING FOR OUR CIVILIANS AS WE INCREASE CIVILIANISM IS ONE OF THE MORE IMPORTANT RECOMMENDATIONS THEY'VE MADE.

Thomas: I JUST REALLY BELIEVE THAT THE RECOMMENDATIONS THAT ARE COMING FORWARD THAT CITY MANAGER AND CHIEF WOULD HANDLE IT. BUT I THINK IF WE PUT IN YOUR EVALUATION -- I DON'T KNOW IF I DIDN'T HEAR YOU SAY -- IF THERE'S MORE ROOM, MORE INSTRUCTORS, MORE TIME TO DEAL WITH THE CADETS, WE HAVE A GREATER CHANCE OF HAVING THE PROBLEM IN THE FIELD ONCE THEY GET OUT IN THE FIELD AND ONCE THEY ARE OUT OF PROBATIONARY PERIOD. I FEEL THAT IF WE HAD MORE INSTRUCTION TIME INSTEAD OF CUTTING SOME OF THE ADMINISTRATORS -- ADMINISTRATION THAT THE INSTRUCTORS HAVE TO DO THAT IT WOULD ELIMINATE SOME OF OUR SITUATIONS IN THE NEAR FUTURE.

COUNCILMAN THOMAS, I THINK THAT'S A SOUND RECOMMENDATION.

Thomas: THANK YOU.

Mayor Wynn: FURTHER COMMENTS, QUESTIONS?

I HAVE TO TELL YOU I WAS A LITTLE SUSPICIOUS THE CHIEF'S FAVORITE RECOMMENDATIONS SHOWED UP IN THE TOP FOR A NEW TRAINING FACILITY, BUTTS THESE MEN OF -- BUT THESE MEN OF GREAT INTEGRITY TOLD ME THAT THEY CAME ON THAT ON THEIR OWN. SO THE TRAINING STAFF, WE

GIVE YOU THAT MUCH SO WE KNOW THE TRAINING IS MOVING TO THE TOP AS SOMETHING WE HAVE TO DEAL WITH AS WE MOVE INTO UPCOMING ELECTIONS.

Thomas: I DO COMMEND -- SAID SOMETHING EARLIER ABOUT THE GREATEST DEPARTMENT IN THE WORLD AND I AGREE WITH THAT AND I AGREE WITH THE STAFF THAT IS WORKING UNDER THE SITUATION THAT THEY ARE WORKING. I THINK THEY ARE DOING AN EXCELLENT JOB. AND I'M SURE WITH A BOND PACKAGE KNOB WOULD RUN FROM A NEW CADET -- ACADEMY, BECAUSE 25 YEARS AGO THE SAME ACADEMY THAT I HAD AN OPPORTUNITY TO FINISH -- I MEAN IN-SERVICE TRAINING BECAUSE THE ACADEMY I WAS IN WAS ON 8th STREET. SO I KNOW THAT IS VERY IMPORTANT TO THE CITIZENS OF AUSTIN AND I'M SURE WE WOULDN'T HAVE ANY PROBLEM, CITY MANAGER, WHATEVER WE NEED TO DO. BUT I COMMEND STAFF, I COMMEND THE POLICE DEPARTMENT IN GENERAL AND I COMMEND ESPECIALLY RECRUITING AND TRAINING BECAUSE THOSE ARE THE MOST VITAL PARTS OF THE DEPARTMENT THAT MAKE THE DEPARTMENT WHAT IT IS TODAY. SO THANK YOU.

Mayor Wynn: COUNCILMEMBER McCracken.

McCracken: I THINK ONE OF THE FIRST THINGS THAT IS IMPORTANT IN ASKING THIS IS WHAT ARE WE TRAINING OUR POLICE OFFICERS TO DO. I MEAN OBVIOUSLY TO FIGHT CRIME AND KEEP THE CITY SAFE, BUT IN TERMS OF POLICE DOCTRINE, COULD YOU -- DID YOU ALL TAKE INTO ACCOUNT, FOR INSTANCE, WHETHER, YOU KNOW, WE ARE FOCUSING MORE ON HOMELAND SECURITY AND TERRORISM OR MORE OF A COMMUNITY POLICING MODEL OR BROKEN WINDOWS MODEL OR -- COULD YOU GIVE US A AN INSIGHT ON WHAT YOU ARE MEASURING AGAINST?

WE'RE MEASURING -- OSTENSIBLY WE WERE LOOKING AT OTHER ACADEMY CURRICULA WE HAVE IN OUR POSSESSION FROM ACROSS THE COUNTRY. CERTAINLY COMMUNITY POLICING IS ONE THING THAT OUR ORGANIZATION ADVOCATES TIME AND TIME AGAIN AND WE LOOK FOR THOSE ELEMENTS WITHIN A TRAINING ACADEMY. HOMELAND SECURITY IS CERTAINLY NOW COMING TO THE FOREFRONT, AND I THINK THE JURY IS STILL OUT AS TO WHETHER OR NOT

THAT FACTORS INTO RECRUIT TRAINING OR ADVANCED OFFICER AND SKILLS TRAINING DEPENDING ON WHAT THE ISSUES ARE FOR EACH OF THE VARIOUS CITIES. BUT WE SEE THAT THIS ACADEMY HAS A COMMUNITY POLICING FOCUS, A DEVELOPMENT OF THE OFFICER'S RELATIONSHIP, INTIMATE RELATIONSHIP WITH THE COMMUNITY, AND CERTAINLY VERY RECENTLY WITH THE NEW BROWN BAG SERIES AND THAT, THEY ARE TRYING TO REACH OUT TO THE COMMUNITY IN MORE INNOVATIVE WAYS.

McCracken: ADDITIONALLY JUST TO SAY THE MOST IMPORTANT BOTTOM LINE FOR THE ACADEMY IS THE FLEXIBILITY THAT'S BUILT INTO THE STAFF AND THE ACADEMY ITSELF. IN OTHER WORDS, AS ISSUES EMERGE LIKE HOMELAND SECURITY, HOW WELL CAN THE FACILITY ADAPT ITS TRAINING AND ITS CURRICULA TO RESPOND TO THOSE KIND OF THINGS. AND JUST IN THE TIME WE'VE SPENT HERE, I CAN TELL YOU THAT YOU HAVE ONE OF THE MOST INNOVATIVE DIVERSITY TRAINING PROGRAMS I'VE SEEN IN THE COUNTRY AND IT'S NOT JUST CLASSROOM YELLING AT CADETS, IT'S GET THEM IN THE FIELD, TALK TO CITIZENS AND HAVE THEM TRAIN EACH OTHER ON THESE ISSUES. YOU WANT TO BE ABLE TO MOVE YOUR ACADEMY LIKE A FLOCK OF BIRDS, NOT A LUMBERING BATTLE SHIP.

ARE WE SEEING SIMILAR -- SUCH AS DIGITAL CRIME MAPPING ON HOMELAND SECURITY, ON ADOPTION, IMPLEMENTATION OF MODERN POLICING TECHNIQUES OR FIGHTING CRIME?

I DON'T BELIEVE THE TECHNOLOGY IS AVAILABLE THERE FOR ALL OF THAT AT THE ACADEMY RIGHT NOW. I THINK THAT THEY ARE IN PERHAPS NEED OF THAT. I'M NOT FAMILIAR WITH ANY CURRICULA RIGHT NOW THAT RELATE TO RECRUIT TRAINING IN THAT RESPECT. THERE ARE A NUMBER OF DIGITAL CRIME MAPPING TRAINING PROGRAMS OFFERED THROUGH THE VARIOUS ANALYTICAL SOCIETIES. AND I BELIEVE THAT THEY ARE IN THE -- IN THE ADVANCED OFFICERS SKILLED TRAINING PROGRAM.

McCracken: HERE AT A.P.D.?

I DON'T HAVE THE CURRICULUM IN FRONT OF ME, SO --

CHIEF, CAN YOU SPEAK TO HOW STATISTICS ARE MAPPED,  
USED IN --

I DON'T THINK WE MEET PERHAPS THE LEVEL IN THE  
ACADEMY THAT YOU ARE BRINGING FORTH, COUNCILMAN. I  
THINK THAT WE DO TEACH THE OFFICERS ABOUT THE ROLE  
OF CRIME ANALYSIS IN -- IN MAINTAINING A CRIME-FREE  
PATROL BEAT. BUT AS FAR AS THE TECHNOLOGY OF THE  
PATROL OFFICER BEING ABLE TO COME TO WORK AND GO  
TO A COMPUTER AND PULL UP A MAP OF HIS BEAT AND  
TRACK EVERYTHING, WE HAVE THE TECHNOLOGY -- WE'RE  
VERY CLOSE TO GETTING THAT TECHNOLOGY, AND ONCE  
WE DO, THEN WE WILL BRING THAT TECHNOLOGY INTO THE  
ACADEMY. WE DO AN EXTENSIVE JOB IN TRAINING OUR  
DETECTIVES, OUR SERGEANTS WITH REGARD -- AND TO  
SOME EXTENT THE CORPORATE RALS WITH REGARD TO  
THAT BECAUSE, OF COURSE, AS YOU KNOW BEING A  
PROSECUTOR, THAT THAT IS WHERE POLICING IS GOING,  
THAT AND CRIME SCENE RECOVERY OF EVIDENCE.

THERE ARE A NUMBER OF OTHER TOOLS THAT WE'RE  
WORKING ON. IN FACT, OUR DIRECTOR OF INFORMATION  
SYSTEMS, PETE COLLINS, JUST RECENTLY WON AN AWARD  
FOR A SOFTWARE PACKAGE HE'S PUT TOGETHER, A  
PROGRAM THAT ALLOWS, I BELIEVE, NEIGHBORHOODS,  
FOLKS IN THE NEIGHBORHOOD TO BE ABLE TO PULL UP THE  
STATISTICS SPECIFIC TO THEIR NEIGHBORHOOD. SO WE'RE  
WORKING ON WAYS TO TRY TO ALLOW PEOPLE BY  
GEOGRAPHIC AREA EVEN AS SMALL AS WITHIN  
NEIGHBORHOODS TO SEE WHAT THEIR CRIME STATS ARE  
AND TRACK THEM OVER TIME.

I HAVE AN EXAMPLE AND I WANT TO SEE IF OFFICERS BEING  
TRAINED OR IF THIS IS IN THE WORKS AND IT ACTUALLY  
CAME UP AMAZINGLY WITH COYOTES A COUPLE NIGHTS  
AGO. BUT IT HAS APPLICABILITY FOR A LOT OF THINGS MUCH  
WE HAD A BIG COMMUNITY MEETING THAT CHIEF  
DAHLSTROM WAS UP AND 200 PEOPLE SHOWED UP AND WE  
WERE RECEIVING FROM THE COMMUNITY WHERE PETS HAD  
BEEN ATTACKED AND MOTHERS AND SMALL CHILDREN HAD  
BEEN STALKED BY THESE ANIMALS. WE WERE HAVING TO  
WRITE THE INFORMATION DOWN ON PIECES OF NOTEBOOK  
PAPER. WHEREAS AT LEAST IN MY MIND A AN EFFECTIVE

SYSTEM WOULD HAVE BEEN WAY TO INPUT THIS INFORMATION AND THEREBY START GETTING A PROFILE OF WHERE THE PROBLEM -- PINPOINT WHERE THE PROBLEM WAS. AND THIS HAS APPLICABILITY NOT JUST FOR DANGEROUS ANIMALS, BUT LET'S SAY YOU HAD SOME KIND OF VIOLENT CRIMINAL PROBLEM, YOU KNOW, SHRAOUT, SOMETHING LIKE THAT, WHAT KIND OF TRAINING AND PROCEDURES DO WE HAVE IN PLACE TO IMPLEMENT THESE KINDS OF CRIME-FIGHTING TACTICS.

WELL, WE CERTAINLY HAVE THOSE IN PLACE. I MEAN OUR CRIME ANALYSIS UNIT AND THE OFFICERS THEY WORK WITH AND THE DETECTIVES HAVE ACTUALLY BEEN AWARDED RECOGNITION AS FAR AS THE PRODUCT THAT THEY PRODUCE. AND IN FACT ONE OF THE THINGS THAT ASSISTANT CHIEF DAHLSTROM CAME BACK WITH IS WE QUICKLY DEVELOPED A SYSTEM BY WHICH WE COULD DO EXACTLY WHAT YOU SAID WITH REGARD TO THE COYOTES CALLS AND THAT IS TO ENTER THE DATA INTO THE SYSTEM SO THAT -- AND THEREBY BEING ABLE TO PROVIDE THE -- I THINK IT'S THE STATE AGENCY THAT'S GOING TO ASSIST US ON THAT PROBLEM. SO THEY WILL BE ABLE TO SEE WHICH NEIGHBORHOODS HAVE HAD THE LEAST AMOUNT OF CALLS AND WHICH NEIGHBORHOODS HAVE HAD THE MOST. WE DO THAT WITH VIRTUALLY EVERY SINGLE CRIME THAT IS REPORTED AND WE HAVE A VERY GOOD MAPPING SYSTEM. THAT MAPPING SYSTEM IS THE BASIS OF OUR MONTHLY ATTACK SESSIONS WHERE WE GO OVER CRIME TRENDS AND PINPOINT CRIME. IN FACT, WE HAVE SUCCESSORS TO OF SEXUAL PREDATORS, OFFICERS HAVE BEEN -- WORKED WITH CRIME ANALYSTS AND THEY'VE TOLD THEM GO TO THIS INTERSECTION DURING THIS PERIOD OF TIME AND THE PERSON SHOULD BE THERE AND IN FACT HE'S BEEN THERE. I THINK AT THAT POINT WE -- ONCE YOU GET OUT OF THE ACADEMY AND INTO YOUR WORKING UNIT, WE DO A VERY GOOD JOB WITH TRACKING THOSE KINDS OF THINGS. YOUR QUESTION RELATED MORE TO WHAT WE TAOEF THE CADETS AND I -- TEACH THE CADETS AND I THINK THAT'S ONE AREA WE NEED TO MAKE A GREATER EFFORT SO WHETHER THEY GET OUT OF THE PROGRAM THAT THEY CAN USE THAT TOOL IN MAKING THEIR PATROL DISTRICT SAFER, AND WE'LL TAKE THAT AND WE'RE GOING TO RUN WITH THAT.

McCracken: CHIEF, YOU MAY BE THE BEST TO ANSWER THIS. ARE WE -- DO WE FOLLOW, SAY, THE BROKEN WINDOWS THEORY OF POLICING ABOUT THE IMPACT OF CRIME, PUBLIC DISORDER? AND IF SO, WHAT KIND OF TRAINING ARE WE DOING IN THAT REGARD?

WELL, I THINK THAT THE WHOLE ACADEMY IS BUILT AROUND THE CONCEPT OF COMMUNITY POLICING. WHAT WE TRY TO DO IS EACH BLOCK OF TRAINING IS NOT JUST CRIMINAL LAW. IT'S CRIMINAL LAW AND APPLYING THAT LAW IN A COMMUNITY POLICING ENVIRONMENT. SO EACH SEGMENT OF OUR ACADEMY TRAINING AND EACH SEG -PBLGT SEGMENT OF OUR IN-SERVICE TRAINING HAS PROBABLY TWO ELEMENTS, LEADERSHIP AND COMMUNITY POLICING/PROBLEM-SOLVING. I THEUZ WE DO. I THINK IF IF YOU LOOK AT THE NUMBER OF CLASS C ARRESTS FOR THE KINDS OF THINGS THAT NEIGHBORHOODS WORRY ABOUT, I THINK THE NUMBERS CLEARLY SHOW THAT WE BELIEVE IN THAT THEORY OF IMPROVING THE QUALITY OF LIFE, AND IT'S ONE OF OUR FORWARD GOALS, OF COURSE, IS TO IMPROVE THE QUALITY OF LIFE IN ALL NEIGHBORHOODS HERE IN AUSTIN. SO I THINK THAT WE DO A VERY GOOD JOB. AND I THINK THE ACADEMY STAFF WITH REGARD TO THAT ISSUE HAS DONE AN EXCEPTIONAL JOB. AND LET ME TELL YOU WHAT THEY DO. WE SEND THE KIDS TO U.T. FOR TRAINING, AND IN THAT TRAINING THEY ACTUALLY GO OUT IN TEAMS AND CONTACT PEOPLE AS PERF STATED, BUT THEY TALK TO PEOPLE FROM GAY AND LESBIANS, HISPANICS, ELDERLY, ASIANS, AND THEN THEY COME BACK TO THE ACADEMY, THEY HAVE TO WRITE A COLLEGE-LEVEL PAPER. THEY COME BACK TO THE ACADEMY AND DO A PRESENTATION TO THEIR FELLOW STUDENTS. THAT -- WE'VE HAD SUCH TREMENDOUS FEEDBACK FROM THE CADETS THAT MANY OF THEM HAVE NEVER TALKED WITH SOMEBODY NOT LIKE THEMSELVES ECONOMICALLY AS WELL AS RACE-WISE. AND SO IT WAS -- IT WAS A BROADENING OF THEIR PERSPECTIVE. AND THAT'S THE KIND OF BASE THAT YOU NEED TO BE ABLE TO SEND OFFICERS IN TO DO PROBLEM SOLVING WITH ALL PEOPLES IN AUSTIN. SO I THINK WE DO A VERY GOOD JOB WITH THAT.

McCracken: FINALLY, THE -- ON THE ISSUE OF HOMELAND SECURITY, DO WE HAVE SOME SORT OF CURRICULUM AND TRAINING IN PLACE AND SOME PROCESS FOR MAKING SURE

THAT WE'RE STAYING AHEAD OF THE CURVE ON ISSUES SUCH AS TERRORISM AND HOMELAND SECURITY?

ABSOLUTELY. I THINK ONE OF THE REASONS WE'RE LISTED AS ONE OF THE MOST PREPARED CITIES IS BECAUSE WE HAVE TAKEN SUCH GIANT STEPS TOWARDS BEING READY SHOULD SOMETHING, GOD FOR BID, HAPPEN IN THIS CITY. EVERY ONE OF OUR POLICE OFFICERS FROM THE DAY THEY GRADUATE FROM THE ACADEMY HAS A HOME HOMELAND DEFENSE BAG THAT HAS A CLASS B CHEMICAL SUIT AND GAS MASK AS WELL AS OTHER I WANT HE MAY NEED SHOULD SOMETHING HAPPEN. HE ALSO GETS THE TRAEUPBLG THAT GOES ALONG WITH THAT. OUR IN-SERVICE IS JUST SUPERB. WE HAVE THE LATEST TECHNOLOGY TO DETECT CHEMICAL AND RADIOLOGY IN THE AIR AS WELL AS OTHER EQUIPMENT THAT WOULD ASSIST US SHOULD SOMETHING HAPPEN. AND IT'S BEEN -- CITY MANAGER HAS BEEN THERE FUNDING-WISE FOR US AND I THINK WE'RE IN VERY, VERY GOOD SHAPE BOTH TRAINING-WISE AND EQUIPMENT-WISE.

DO YOU ALL HAVE ANY BASELINE CURRICULA TO COMPARE WHAT THE CITY -- A.P.D. IS DOING VERSUS WHAT YOU'VE SEEN ELSEWHERE?

NO, SIR, WE DO NOT. IT'S AN EMERGING FIELD AND I WOULD BE RELUCTANT MYSELF TO GIVE AN EVALUATION. I THINK IT'S LOCALLY BASED ON THE VARIOUS CITIES' NEEDS. [ONE MOMENT PLEASE]

MayorDAIS

Mayor Wynn: LOOKS AS THOUGH WE ARE STUCK IN EXECUTIVE SESSION AND EFFECTIVELY WILL CONTINUE IN EXECUTIVE SESSION UP UNTIL OUR 5:30 BREAK FOR LIVE MUSIC AND PROCLAMATIONS. I ANTICIPATE WE WILL TAKE UP ALL OF OUR ZONING CASES RIGHT AT 6 P.M. BUT COUNCIL NEEDS TO REMAIN IN EXECUTIVE SESSION FOR ABOUT 45 MORE MINUTES WHICH WILL ACTUALLY TAKE US TO THE 5:30 BREAK. WE WILL NOT BE TAKING UP ANY ZONING CASES UNTIL 6 P.M. AND TRY TO DO IT PROMPTLY THERE AFTER AS WE CAN. THANK YOU. TEST TEST TEST THIS IS A TEST, TEST TEST TEST THIS IS A TEST, OKAY, FOLKS, IT'S

THAT FINAL FOR OUR LIVE MUSIC CONCERT AT THE AUSTIN CITY COUNCIL MEETING. WE HAVE A TREAT TODAY. JOINING US IS THE NETWORK FOR YOUNG ARTISTS. THE ORGANIZATION HELPS AUSTIN YOUTHS AGE 12 TO 19 LEARN ABOUT THE MUSIC BUSINESS AND ALLOWS THEM TO PERFORM FOR LIVE AUDIENCES TO DEVELOP THEIR CRAFT. IT IS WITH GREAT PLEASURE I BRUCE AND JOIN ME IN WELCOMING THE NETWORK FOR YOUNG ARTISTS. [ APPLAUSE ] [ (music) MUSIC PLAYING (music)(music) ]

(music) AND I, NEVER THOUGHT EYED FEEL THIS WAY, AND AS FAR AS I'M CONCERNED, I'M GLAD I GOT THE CHANCE TO SAY (music)(music) (music) THAT I DO BELIEVE I LOVE, AND, IF I SHOULD EVER GO AWAY (music) (music) WELL, THEN CLOSE YOUR EYES AND TRY TO FEEL THE WAY WE DO TODAY (music)(music) (music) AND THEN IF YOU CAN REMEMBER (music)(music) (music) KEEP SMILING, KEEP SHINING, KNOWING THAT YOU CAN ALWAYS COUNT ON ME (music)(music) (music) FOR SURE (music) (music) THAT'S WHAT FRIENDS ARE FOR (music)(music) (music) IN GOOD TIMES, AND BAD TIMES, I'LL BE ON YOUR SIDE FOREVER MORE (music)(music) (music) THAT'S WHAT FRIENDS ARE FOR. (music)(music) (music) (music) (music) WELL, YOU CAME AND OPENED ME AND NOW THERE'S SO MUCH MORE I SEE (music)(music) (music) AND SO BY THE WAY, I THANK YOU (music)(music) (music) AND THEN FOR THE TIMES WHEN WE WILL PART, WELL, THEN CLOSE YOUR EYES AND KNOW THESE WORDS ARE COMING FROM MY HEART (music)(music) (music) AND SO IF YOU CAN REMEMBER, (music) (music) KEEP SMILING, KEEP SHINING, KNOWING YOU CAN ALWAYS COUNT ON ME. (music)(music) FOR SURE.

THAT'S WHAT FRIENDS ARE FOR.

IN GOOD TIMES AND BAD TIMES. I'LL BE ON YOUR SIDE FOREVER MORE (music)(music) (music) THAT'S WHAT FRIENDS FOR (music)(music) (music) OH, KEEP SMILING, KEEP SHINING, KNOWING YOU CAN ALWAYS COUNT ON ME (music)(music) (music) FOR SURE (music)(music) (music) THAT'S WHAT FRIENDS ARE FOR (music)(music) (music) IF GOOD TIMES, IN BAD TIMES, I'LL BE ON YOUR SIDE FOREVER MORE (music)(music) (music) THAT'S WHAT FRIENDS ARE FOR

(music)(music) [ APPLAUSE ]

I WOULD LIKE TO ASK KAHN WITH THE ARTIST TO TALK ABOUT THE PROGRAM AND INTRODUCE THE KIDS. VITO.

THANK YOU, MAYOR, I AM VITO KAHN THE PRESIDENT OF THE NETWORK FOR YOUNG ARTISTS, FORMERLY CALLED THE YEA TEXAS, YOUNG ENTERTAINMENT ARTISTS OF TEXAS. WE HAVE RECENTLY MERGED WITH ANOTHER SIMILAR ORGANIZATION IN SAN ANTONIO SO WE NOW HAVE TWO CHAPTERS. OUR MISSION TO HELP BUILD SELF-ESTEEM AND CONFIDENCE THROUGH OUR YOUTH. TEENS WHO ARE INTERESTING IN SINGING CAN JOIN OUR ORGANIZATION, WE WILL HELP MENTOR THEM AND BUILD THEIR MUSIC SKILLS. ALL THAT'S REQUIRED IS THAT THEY HAVE A GOOD ATTITUDE AND A DESIRE TO SING. WE KNOW AS OUR MEMBERS DEVELOP OUR SKILLS, THEY DEVELOP MORE CONFIDENCE ALONG THE WAY. WE HAVE SEEN FIRSTHAND HOW THE CONFIDENCE OF OUR SENIORS TRANSFERS TO THE CLASSROOM. MEMBERS HAVE NO PROBLEMS GETTING UP IN FRONT OF A CLASS OR RESPONDING TO QUESTIONS POSED TO THEM BY THEIR TEACHERS. NOT ONLY DO OUR TEEN MEMBERS BECOME MORE CONFIDENT IN THEIR CLASSROOM, BUT LATER ON IN LIFE IN COLLEGE AND IN THE WORKPLACE, WE ALSO STRESS THE IMPORTANCE OF GRADES AND REQUIRE THAT THEY MAINTAIN HIGH SCHOLASTIC STANDARDS AND PARTICIPATE IN COMMUNITY SERVICE PROJECTS. OUR TEENS HAVE PERFORMED AT VARIOUS FUNCTIONS AROUND CENTRAL TEXAS, THEY HAVE SUNG AT NATIONAL ANTHEM FOR VARIOUS CHARITY WALKS AND RUNS, THEY HAVE BEEN HIRED TO PERFORM AT EVENTS SUCH AS THE PFLUGERVILLE CHAMBER OF COMMERCE AND THE 2003 STATE GYMGYMNASTICS CONFERENCE. ON BEHALF OF US, WE WOULD LIKE TO THANK THE MAYOR AND CITY COUNCIL TODAY. WE ARE PROUD OF BEING PART OF AUSTIN MUSIC. WE HOPE THAT IF YOU HAVE A NEED FOR SOME ENTERTAINERS THAT YOU CONSIDER ASKING THESE KIDS TO COME SING FOR YOUR EVENT. THEY SING OLDIES, THEY SING POP, R AND B, COUNTRY, THEY ARE -- THEY ARE READY TO BE HIRED. I WOULD LIKE FOR THEM TO INTRODUCE THEMSELVES, WHY DON'T YOU ALL INTRODUCE YOURSELVES.

I'M LAUREN KAHN, I'M 17 YEARS OLD.

THANK YOU.

HI, I'M MONICA NICKELS, I'M 17 YEARS OLD.

I'M EDWIN SIMS, I'M 16.

I'M TRACY ANDERSON, I'M 15.

THANK YOU VERY MUCH. [ APPLAUSE ]

BEFORE YOU ALL GET AWAY, WE HAVE AN OFFICIAL PROCLAMATION THAT READS: BE IT KNOWN WHEREAS THE LOCAL MUSIC COMMUNITY MAKES MANY CONTRIBUTIONS TOWARDS THE DEVELOPMENT OF AUSTIN'S SOCIAL, ECONOMIC AND CULTURAL DIVERSITY, AND WHEREAS THE DEDICATED EFFORTS OF ARTISTS FURTHER AUSTIN'S STATUS AS IT IS LIVE MUSIC CAPITOL OF THE WORLD, THEREFORE I WILL WYNN, MAYOR OF THE CITY OF AUSTIN, TEXAS, DO HERE BY PROCLAIM TODAY, OCTOBER 28th, 2004, AS A NETWORK FOR YOUNG ARTISTS DAY IN AUSTIN, CALL ON ALL CITIZENS TO JOIN ME IN CONGRATULATING THIS FINE TALENT. [ APPLAUSE ]

THANK YOU VERY MUCH.

THANK YOU.

IN OUR SLIGHT TWIST WE AS THE CITY WILL BE RECEIVING AN AWARD, WITH THAT I WOULD LIKE TO INTRODUCE GERALD FONTENOT FROM THE E.P.A. GERALD?

THANK YOU. I WOULD LIKE TO MAKE A FEW COMMENTS ON BEHALF OF MAYOR GREEN, THE REGIONAL ADMINISTRATION FOR E.P.A. REGION 6 IN DALLAS OF THE I WOULD LIKE TO -- TO RECOGNIZE SOME INDIVIDUALS WHO HAVE DONE AN OUTSTANDING JOB IN A PROGRAM THAT WAS PRESENTED IN AUGUST OF THIS YEAR. THE TCEQ, E.P.A. AND THE CITY OF AUSTIN, AUSTIN CLEAN WATER, AUSTIN UTILITY, PARTNERED TO PUT ON A CMON CONFERENCE. I REALLY -- WANTED TO DO THIS PRESENTATION FOR THREE THINGS. FIRST, WE CALLED UP AND SAID, YOU KNOW, WOULD YOU ALL BE

INTERESTED, TO THE CITY OF AUSTIN, WOULD YOU BE INTERESTED IN PARTNERING WITH US TO DO THIS AND WE IMMEDIATELY HAD 100% ENTHUSIASM IN DOING THIS. SO HERE WAS AN OPPORTUNITY FOR -- FOR FEDERAL, STATE AND THE CITY STAFF TO COME TOGETHER TO PUT AN ALL IMPORTANT CONFERENCE ON TOGETHER AND WE HAD EARTH LINK, SO WE HAD THE PRIVATE ENTERPRISE COMPONENT TO THIS, TOO. SO IT WAS ALL THE FORCES COMING TOGETHER. THAT WAS THE FIRST THING WAS THE EBB ENTHUSIASM. THE SECOND PART WAS THE OVERWHELMING SUCCESS. BY THAT I MEAN IN -- IN -- RAJ AND I WERE TALKING ON THE WAY DAY, SAYING WE WERE KIND OF LOOKING FOR 100 PEOPLE, I ARRIVED THAT DAY TO DO A PRESENTATION, DO SOME OPENING REMARKS, THERE WERE 450 PEOPLE IN THE AUDIENCE. SO THE SECOND POINT IS WHEN YOU EXCEED YOUR EXPECTATIONS, YOU KNOW THAT YOU ARE DOING THE RIGHT THING. THE THIRD THING THAT I WANTED TO DO WAS REALLY RECOGNIZE SOMETHING THAT I THINK IS OFTEN OVERLOOKED AND THAT IS AS PUBLIC SERVANTS, INDIVIDUALS WHO GIVE A LOT OF THEIR FREE TIME. AS I KNOW EARTH LINK DID, REALLY PULLING THIS TOGETHER TO BE A SUCCESS. PUBLIC SERVANTS DON'T ALWAYS GET THE RECOGNITION THAT THEY NEED. WHEN WE GET TO WORK IN THE MORNING, WE HAVE OUR BOXES FILLED WITH PROBLEMS AND YOU ARE NOT ALWAYS GREETED WITH THAT OVERWHELMING THANK YOU FOR A JOB WELL DONE. SO I -- THE THIRD POINT THAT I WANTED TO MAKE IS TO DO THAT THANK YOU FOR THE FORM OF A PLAQUE. MAYOR I'M GOING TO MISS INDIVIDUALS, BUT I'M GOING TO SAY RAJ, GOPOL, CHRIS WHO FELL RIGHT BEHIND IT, YEAH, WE HAD BILL WHO -- WHO PARTNERED WITH ALL OF THE INDIVIDUALS AND IF I DON'T NAME ANYONE, I KNOW THAT IT WAS A -- TRULY A TEAM EFFORT ON BEHALF OF E.P.A., RECOGNITION, CLEAN WATER PROGRAM, AND AUSTIN WATER UTILITY, THANKS FOR A JOB WELL DONE.

Mayor Wynn: THANK YOU VERY MUCH. [ APPLAUSE ]

THANK YOU, GERALD. BEFORE I ASK THE CITY MANAGER TO SAY A FEW WORDS, I WOULD SAY OUR CITIZENS DEMAND BUT VERY MUCH SUPPORT FINANCIALLY OUR BROAD EFFORTS AT PROTECTING OUR ENVIRONMENT. BUT SOME OF THE ISSUES FRANKLY DON'T GET THE -- YOU KNOW SORT

OF THE PRESS AND NOT QUITE AS SEXY AS OPEN SPACE ACQUISITION OR PARKLAND OR OTHER WATER QUALITY PROTECTION THAT WE'RE DOING. WHAT THIS PROGRAM IS ABOUT, THE AUSTIN CLEAN WATER PROGRAM, ULTIMATELY THIS CAPACITY MANAGEMENT CONFERENCE THAT WE HELP PUT ON, IS ABOUT, YOU KNOW, THE SIMPLE NUTS AND BOLTS AFTER BIG CITY'S SEWER SYSTEM. AND LIKE, YOU KNOW, AS THE ROMANS TAUGHT US 2,000 YEARS AGO, MOST OF OUR SEWER LINES ARE GOING TO BE IN THE LOWER LYING AREAS, THAT MEANS THE CREEK BEDS, WHILE WE TAKE A LOT OF TIME AND EFFORT TO THINK ABOUT ENVIRONMENTAL PROTECTION, FRANKLY ON THE OUTSKIRTS OF OUR CITY, REALLY HERE IN THE CORE OF OUR TOWN, VIRTUALLY ALL OF OUR URBAN CREEK BEDS WE HAVE POTENTIAL ENVIRONMENTAL ISSUES. THROUGH THE AUSTIN CLEAN WATER PROGRAM AND THE SUPPORT OF CITIZENS AND TAXPAYERS AND RATEPAYERS THAT WE ARE ABLE TO SPEND IN THIS CASE LITERALLY A COUPLE HUNDRED MILLION DOLLARS TO GO IN AND RETROFIT VERY APPROPRIATELY OLD AND AGING SEWER INFRASTRUCTURE THAT HAS A DIRECT IMPACT ON OUR ENVIRONMENT. SO IT'S FUN TO SEE THAT -- THAT ALL OF THE EFFORTS FROM CITY STAFF, EFFORTS FROM TAXPAYERS AND RATEPAYERS TO BE ACKNOWLEDGED BY THE ENVIRONMENTAL PROTECTION AGENCY TO COME DOWN AND PARTNER WITH US ON A CONFERENCE, BUT ALSO ACKNOWLEDGES THE CITY FOR ALL OF THE GOOD WORK THAT WE DO. WITH THAT I WOULD LIKE TO ASK TOBY FUTRELL TO SAY A FEW WORDS. TOBY IF.

ACTUALLY, I COULDN'T SAY IT ANY BETTER. A FEW SHORT WORDS. I HAD A CHANCE TO GO TO ONE OF THE EVENTS AT THE CONFERENCE, THE ROOM WAS JUST PACKED, JUST PACKED WITH PEOPLE. THAT'S WHEN I REALIZED THAT ONCE AGAIN WHAT WE ARE DOING HERE ON SOMETHING THAT ISN'T VERY SEXY, ISN'T GET A LOT OF HEADLINES IS BEING CONSIDERED A BEST PRACTICE ALL OVER OUR REGION. A LOT OF KUDOS TO RAJ AND GO GOPOL AND MY APPRECIATION. LET'S GIVE THEM A ROUND OF APPLAUSE. [ APPLAUSE ]

Mayor Wynn: THE NEXT OPERATION RELATES TO A MEN'S PLEDGE AGAINST VIOLENCE. THEY ARE ACTUALLY GOING TO HAVE AN EVENT TOMORROW. I AM JOINED HERE BY CISCO

GARCIA WHO WILL SAY A FEW WORDS ABOUT THIS. I WILL SAY THAT PUBLIC SAFETY CLEARLY IS THE PRIORITY WHEN YOU LOOK AT THE CITY'S FUNDING, FOR INSTANCE. WE SPEND 67 PERCENT OF OUR GENERAL FUND ON PUBLIC SAFETY. THE MAJORITY OF THAT BEING OUR POLICE BUDGET. THAT'S WHOLLY APPROPRIATE. IF NOTHING ELSE CITIES SHOULD BE IN THE BUSINESS OF PROTECTING OR SAVING LIVES. AUSTIN IS A REMARKABLY SAFE CITY. STATISTICALLY. WE HAVE -- ALL TRAGIC, BUT TRAGICALLY WE HAVE A COUPLE OF DOZEN MURDERS A YEAR. WE HAD 28 MURDERS LAST YEAR, WE'VE HAD 23 OR 24 MURDERS SO FAR THIS YEAR. AS TRAGIC AS THEY ALL ARE, A STUNNING -- STUNNING TRAGEDY IS THAT -- IS THAT IN SOME YEARS THE MAJORITY OF MURDERS IN OUR CITY RELATE TO DOMESTIC VIOLENCE. TECHNICALLY, 10, LAST YEAR, TECHNICALLY CLASSIFIED AS DOMESTIC VIOLENCE IN THE FORMAT THAT THE F.B.I. HAS ALL CITIES TRACK CRIME STATS. HOWEVER WHEN YOU REALLY EXTEND WHAT MOST FOLKS DEFINITION OF DOMESTIC VIOLENCE, YOU KNOW, ACQUAINTANCES, FOLKS THAT WORK TOGETHER, YOU KNOW, CO-WORKERS WHO ARE INFAT RAIT WAITED WITH ONE -- INFATUATED IN ONE ANOTHER, THE NUMBER IS HIGHER. I APPLAUD THE EFFORT HERE THROUGH SAFE'S POLICE THAT WE HAVE THE MEN'S PLEDGE AGAINST VIOLENCE IN THAT I WILL PARTICIPATE IN TOMORROW. WE HAVE A PROCLAMATION THAT READS BE IT KNOWN THAT WHEREAS MEN PLAY A VITAL ROLE IN PREVENTING DOMESTIC VIOLENCE AND SEXUAL ASSAULTS THROUGH THE ATTITUDES AND BEHAVIORS THEY ESPOUSE IN PUBLIC AS WELL AS THROUGH THOSE THEY DEMONSTRATE IN PRIVATE. WHEREAS MEN MUST ACT AS ROLE MODELS FOR YOUNGER MEN, ROUTINELY SEND POSITIVE MESSAGE ABOUTS THE NEED TO TREAT -- ABOUT THE NEED TO TREAT ALL PERSONS RESPECTFULLY. MEN'S PLEDGE AGAINST VIOLENCE SPONSORED BY SAFE PLACE AND MEN AGAINST VIOLENCE, MEN ARE SENDING A MESSAGE TO YOUTH AND AUSTINITES AS A WHOLE THAT ENDING DOMESTIC VIOLENCE IS A PERSONAL RESPONSIBLE AND A PRIORITY FOR OUR COMMUNITY. THEREFORE I WILL WYNN MAYOR OF THE CITY OF AUSTIN, TEXAS PROCLAIM TOMORROW OCTOBER 29th, 2004 AS MEN'S PLEDGE AGAINST VIOLENCE DAY IN AUSTIN AND I WOULD LIKE TO ASK AND PLEASE JOIN ME IN

WELCOMING CISCO GARCIA TO SAY A FEW WORDS. THANKS FOR ALL YOU'RE DOING. [ APPLAUSE ]

IT'S A GREAT HONOR AND THANK YOU VERY MUCH, MAYOR FOR -- FOR THIS OPERATION. I JUST WANT TO -- THIS PROCLAMATION. TOMORROW, ON THE OUT STEPS AFTER THE CAPITAL, WE WILL HAVE APPROXIMATELY 300 MEN TO TAKE A PLEDGE TO END DOMESTIC VIOLENCE AND ASSAULT IN OUR COMMUNITY. THIS WILL BE ABOUT 100 ELECTED OFFICIALS, LIKE THE MAYOR AND THE CITY COUNCIL, WHICH WILL BE HELPING US WITH THIS EFFORT AND CERTAINLY SHOWING THE LEADERSHIP THAT THEY ARE WELL KNOWN FOR IN THE CITY. BUT WE HAVE 100 OFFICIALS AND PROBABLY 200, 250 TEENAGERS FROM LOCAL HIGH SCHOOLS THAT WILL BE JOINING US. SO THIS IS AN EXCELLENT OPPORTUNITY FOR US AS MEN IN THIS COMMUNITY TO STAND UP AND TEACH YOUNG MEN THAT IT'S NOT OKAY TO ABUSE WOMEN AND CHILDREN IN OUR COMMUNITY. THIS IS A HUGE EVENT WHICH IS ONLY MADE GREATER BY THIS PROCLAMATION BECAUSE IT IS A DAY THAT IS -- THAT IS FULL OF HOPE AS FAR AS DOMESTIC VIOLENCE AND ENDING DOMESTIC VIOLENCE AND SEXUAL ASSAULT IN OUR COMMUNITY BECAUSE IT DOES IN FACT, LIKE THE MAYOR SAID, MAKE IT AN ISSUE THAT WE ALL SHOULD BE TAKING A ROLE IN. I THANK YOU AND I THANK THE MAYOR AND THE CITY OF AUSTIN. THANK YOU.

Mayor Wynn: THANK YOU, CISCO. THANK YOU SO MUCH. [ APPLAUSE ]

SEE YOU TOMORROW. HOPE THE WEATHER HOLDS UP.

WE HAVE AN INDOOR OPTION, TOO. OUR NEXT PROCLAMATION IS REGARDING NURSE RACKNER WEEK NEXT MONTH. I THINK KAREN MCCARTHY WILL COME UP AND SAY A FEW WORDS. IT READS BE IT KNOWN THAT WHEREAS NURSE PRACTITIONERS ARE PRIMARY CARE PROVIDERS WHO OFFER INVALUABLE SERVICE IN THE AREAS OF FAMILY CARE, WOMEN'S HEALTH, AND ADULT AND PEDIATRIC CARE, AND WHEREAS BECAUSE OF THEIR ADVANCED TRAINING, NURSE PRACTITIONERS CAN PERFORM PHYSICAL EXAMINATIONS AND EVALUATIONS, PROVIDE HEALTH EDUCATION, TREAT COMMON ILLNESSES AND HELP

PATIENTS MANAGE CHRONIC ILLNESSES, WHEREAS WE ARE PLEASED TO RECOGNIZE THE WORK OF NURSE PRACTITIONERS, ESPECIALLY THOSE WHO ARE MEMBERS OF THE TEXAS NURSE PRACTITIONERS. FOR THE ACCESSIBLE QUALITY HEALTH CARE THEY PROVIDE. THEREFORE I WILL WYNN MAYOR OF THE CITY OF AUSTIN, TEXAS DO HEREBY PROCLAIM THE WEEK OF NOVEMBER 8<sup>th</sup> THROUGH 12 AS TEXAS NURSE PRACTITIONER WEEK AND ASK YOU TO PLEASE JOIN ME IN WELCOMING KAREN MCCARTHY WHO WILL SAY A FEW WORDS ABOUT THE PROGRAM. KAREN?

I WAS JUST GOING TO SAY A FEW THINGS. I'M USED TO TALKING TO PATIENTS, NOT TO CRAWDZ. BUT NURSE PRACTITIONERS HAVE BEEN IN PRACTICE SINCE THE 1960S. IF YOU DON'T ALREADY SEE ONE, I HIGHLY RECOMMEND THAT YOU DO GO SEE ONE BECAUSE IT'S NOT THE SAME AS SEEING A PHYSICIAN, NOT THAT I'M PUTTING THEM DOWN. AND IF YOU DO ALREADY SEE ONE, I WOULD LOVE THAT YOU CONGRATULATE THEM AND -- AND RECOGNIZE THEM ON THEIR NURSE RACKNER WEEK. OKAY? [ APPLAUSE ]

WE ARE JOINED BY ONE OF OUR MORE LIVELY PROPS OF THE WEEK. THIS IS OTTO THE AUTO. AND WE ARE GOING TO TALK ABOUT CHILD TRAFFIC SAFETY WEEK. I'M JOINED BY ANN O'RYAN WHO WILL SAY A FEW WORDS. AND BY OTTO, OF COURSE. OKAY. OTTO -- OTTO IS ON THE SCREEB SCREEN. THE PROCLAMATION READS WHEREAS TRIPLE A OF TEXAS' TRAFFIC SAFETY MASCOT AND ELEMENTARY SCHOOL ENVOY TEACHES CERTAIN LIFE SAFETY TRAFFIC HABITS AND HELPS REDUCE CHILDHOOD INJURIES AND DEATHS, WHEREAS OTTO THE AUTO IS A BILINGUAL INTERACTIVE TALKING CAR THAT'S ENTERTAINS WHILE EDUCATING CHILDREN THROUGH SONGS, RHYME, ADDITIONAL FUN LESSON MATERIALS, WHEREAS OTTO THE AUTO IS VISITING GRADE SCHOOLS IN AUSTIN THIS WEEK TO HELP CHILDREN LEARN SAFE STREET CROSSING, BIKE RIDING AND CAR SAFETY HABITS FOR TRICK OR TREATING AND FOR THE SHORTER DAYLIGHT HOURS AHEAD, WITH THE END OF DAYLIGHT SAVINGS TIME. NOW THEREFORE I WILL WYNN, MAYOR OF THE CITY OF AUSTIN, TEXAS DO HERE BY PROCLAIM THE WEEK OF OCTOBER 25<sup>th</sup> THROUGH 29<sup>th</sup>, 2004 AS OTTO THE AUTO CHILD TRAFFIC SAFETY WEEK, AND ASK

MS. ANN O'RYAN TO PLEASE SAY A FEW WORDS ABOUT THIS FUN PROGRAM THAT HELPS ALL OF OUR KIDS. ANN, WELCOME?

THANK YOU VERY MUCH.

THANK YOU, OTTO AS YOU CAN SEE IS A REALLY FUN TOOL TO TEACH CHILDREN TRAFFIC SAFETY. HOW TO CROSS THE STREET SAFELY, WE HAVE A 30 MINUTE PROGRAM THAT WE TAKE INTO THE ELEMENTARY SCHOOL. WE MAKE THE PRESENTATION TO KINDERGARTEN, FIRST AND SECOND GRADERS. THIS WEEK WE WILL HAVE VISITED AND SEEN SOME MORE THAN 1600 CHILDREN IN THE AUSTIN AREA. SO I WANT TO SAY THAT TRIPLE A TEXAS IS VERY PROUD TO BE ABLE TO GET BACK TO THE COMMUNITY -- GIVE BACK TO THE COMMUNITY IN THIS WAY, TO HELP KEEP OUR TREASURE, OUR CHILDREN SAFE AS THEY GROW UP. AND WE ARE VERY PLEASED TO HAVE THIS OPERATION. THANK YOU SO MUCH.

Mayor Wynn: THANK YOU SO MUCH. [ APPLAUSE ]

Mayor Wynn: HERE'S YOUR PROCLAMATION.

Mayor Wynn: THIS NEXT IS ACTUALLY A CERTIFICATE OF CONGRATULATIONS TO AUSTIN ENERGY, I'M JOINED BY JUAN GARZA WHO IS OUR GENERAL MANAGER OF AUSTIN ENERGY. YOUR MUNICIPALLY OWNED ELECTRIC COMPANY. ELIZABETH KASPROWITZ, ONE OF OUR REMARKABLE SALESPeOPLE IN THE GREEN CHOICE SALES PROGRAM. BECAUSE THE CERTIFICATE OF CONGRATULATIONS IS ABOUT THAT REMARKABLY INTERNATIONALLY RENOWNED PROGRAM. IT READS: THIS CERTIFICATE OF CONGRATULATIONS, FOR HAVING RECEIVED THE HIGHEST AWARD BESTOWED ON GREEN POWER SUPPLIERS FOR ADVANCING THE DEVELOPMENT OF GREEN -- THE GREEN POWER MARKET, AUSTIN ENERGY IS DESERVING OF PUBLIC ACCLAIM AND RECOGNITION. THE PROGRAM OF THE YEAR AWARD AS GIVEN BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY, THE U.S. DEPARTMENT OF ENERGY, AND THE CENTER FOR RESOURCE SOLUTIONS BASED ON INNOVATIVE PROGRAMS AND USE OF TECHNOLOGY, NUMBER OF CUSTOMERS, CUSTOMER BENEFITS AND TOTAL SALES. AUSTIN'S GREEN CHOICE PROGRAM ONLY HAS 7,300

HOUSEHOLD, LIKE MINE, 300 COMMERCIAL SUBSCRIBERS WHO PURCHASE 357 MILLION-KILOWATT HOURS ANNUALLY. THIS CERTIFICATE IS ISSUED IN ACKNOWLEDGMENT OF THE LEADERSHIP PROVIDED BY AUSTIN ENERGY'S EXECUTIVE TEAM AND THE WORK OF THEIR FINE STAFF AND THE COMMITMENT OF AUSTIN'S CITIZENS IN ENVIRONMENTALLY FRIENDLY ENERGY SOURCES. THIS CERTIFICATE IS PRESENTED IN RECOGNITION OF THEIR OUTSTANDING ACHIEVEMENT AND OUR FULL CONGRATULATIONS ON THIS 28th DAY OF OCTOBER, 2004, BY THE ENTIRE AUSTIN CITY COUNCIL, SIGNED BY ME, MAYOR WYNN, BUT ALSO ACKNOWLEDGING FROM -- FROM MAYOR PRO TEM GOODMAN AND THE COUNCILMEMBERS ALVAREZ, SLUSHER, DUNKERLY, MCCracken AND THOMAS, PLEASE JOIN ME IN CONGRATULATING AUSTIN ENERGY FOR A REMARKABLE GREEN CHOICE RENEWABLE ENERGY PROGRAM. [ APPLAUSE ]

I WANT TO ESPECIALLY CONGRATULATE OUR STAFF, THIS MHMRMENT. THEY ARE VERY, VERY AGGRESSIVE IN PURSUING THIS PROGRAM AND MAKING SURE THAT IT'S SUCCESSFUL. I WANT TO RECOGNIZE TODAY ELIZABETH, ONE OF OUR SALESPERSONS WHO IS VERY, VERY GOOD AT WHAT SHE DOES. I WANT HER TO RECEIVE THIS CERTIFICATE.

THANK YOU. [ APPLAUSE ] >>

Mayor Wynn: THE CITY TOWN MEETING WILL RESUME RIGHT AFTER THIS SHORT BREAK, THANK YOU.

Mayor Wynn: WE ARE OUT OF CLOSED SESSION. I APPRECIATE EVERYBODY'S PATIENCE. IN EXECUTIVE SESSION WE TOOK UP ITEMS 34, 36, AND 39. NO DECISIONS WERE MADE, ALSO ITEM NO. 5 RELATED TO A FRANCHISE AGREEMENT WITH GRANDE COMMUNICATIONS, INC., I APPRECIATE I THINK COUNCIL IS PREPARED TO TAKE UP THAT POSTED ACTION ITEM, IF WE COULD HAVE A BRIEF STAFF PRESENTATION.

GOOD EVENING, MEASURE, COUNCILMEMBER, CITY MANAGER, MY NAME IS RON -- [INDISCERNIBLE] AND IN APRIL OF 2000 THE CITY GRANTED A CABLE FRANCHISE TO

GRANDE COMMUNICATIONS TO PROVIDE CABLE SERVICES IN THE CITY OF AUSTIN WITH A 60 MONTH DEADLINE TO COMPLETE THE CONSTRUCTION OF THEIR FACILITY -- THEIR FACILITIES CITY-WIDE. GRANDE HAS REQUESTED AN AMENDMENT TO THEIR FRANCHISE TO EXTEND THEIR DEADLINE FOR FACILITIES CONSTRUCTION BY 60 MONTHS TO JUNE, 2010. THEY HAVE ALSO REQUESTED TO EXTEND THE INITIAL TERM OF THE FRANCHISE FOR ONE YEAR TO 10 YEARS AND TO REDUCE THE EXTENSION TERM BY ONE YEAR. THE TOTAL LENGTH OF THE FRANCHISE TERM INCLUDING THE AVAILABLE EXTENSION REMAINS UNCHANGED AT 15 YEARS. GRANDE HAS PRESENTED CREDIBLE EVIDENCE DETAILING THEIR ABILITY TO MEET THE JUNE 2005 DEADLINE FOR COMPLETING THE CONSTRUCTION AND THEREFORE STAFF RECOMMENDS THAT COUNCIL APPROVE THE PROPOSED AMENDMENTS TO GRANDE'S CABLE FRANCHISE, IT IS IN THE BEST INTERESTS OF THE PUBLIC TO PROMOTE COMPETITION OF DELIVERY OF CABLE SERVICES IN AUSTIN. THAT CONCLUDES MY COMMENTS, IF YOU HAVE ANY QUESTIONS?

Mayor Wynn: THANK YOU, QUESTIONS COUNCIL OF STAFF? COMMENTS? AGAIN AS WE WERE TOLD, THIS TAKES THREE SEPARATE READINGS OVER A CERTAIN PERIOD OF TIME.

YES, UNDER THE CITY CHARTER THIS -- THIS REQUIRES THREE SEPARATE READINGS AND THE FIRST AND THIRD READING HAVE TO BE 30 DAYS, A MINIMUM OF 30 DAYS APART. SO WE'LL COME BACK FOR SECOND READING ON NOVEMBER THE 4th, AND THE THIRD READING WILL BE IN -- I'M SORRY, THE COUNCIL DATE IN DECEMBER OF THE THIRD READING, THE FIRST COUNCIL MEETING IN DECEMBER WILL BE YOUR THIRD READING.

Mayor Wynn: THANK YOU, COUNCIL QUESTIONS, COMMENTS? IF NOT I'LL ENTERTAIN A MOTION ON ITEM NO. 5, AN ORDINANCE REGARDING THE FRANCHISE AGREEMENT WITH GRANDE COMMUNICATIONS INC. MOTION MADE BY COUNCILMEMBER DUNKERLY TO APPROVE. SECONDED BY COUNCILMEMBER MCCracken. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 6-0 WITH COUNCILMEMBER THOMAS TEMPORARILY OFF THE DAIS.

MAKE THAT 7-0, THANK YOU COUNCILMEMBER. OKAY, AGAIN, I GREATLY APPRECIATE FOLKS' PATIENTS ON OUR ZONING CASES, IT WOULD -- IT WORKED OUT BETTER FRANKLY THAT WE DIDN'T GET STARTED ONLY THEN TO BREAK FOR OUR 5:30 BREAK. AT THIS TIME WE WILL TAKE UP OUR ZONING HEARINGS AND APPROVAL OF ORDINANCES AND RESTRICTIVE COVENANTS.

GOOD EVENING, MAYOR AND COUNCILMEMBERS, I'M SHERRI GAUGER WITH THE NEIGHBORHOOD PLANNING AND ZONING DEPARTMENT, HERE TO PRESENT THE ZONING HEARINGS AND APPROVAL OF ORDINANCES AND RESTRICTIVE COVENANT, WE WILL BEGIN WITH THE ZONING ITEMS IN WHICH THE PUBLIC HEARING HAS BEEN CLOSED. ITEM NO. 42 IS C14-04-135, TO APPROVE SECOND AND THIRD READINGS OF AN ORDINANCE AMEND BEING CHAPTER 25-1 OF THE AUSTIN CITY CODE BY REZONING PROPERTY LOCALLY KNOWN AS 300 NORTH LAMAR BOULEVARD. FROM LIMITED INDUSTRIAL SERVICES CONDITIONAL OVERLAY NEIGHBORHOOD PLAN COMBINING DISTRICT ZONING TO LIMITED INDUSTRIAL SERVICES PLANNED DEVELOPMENT AREA NEIGHBORHOOD PLAN COMBINING DISTRICT ZONING. FIRST READING OF THIS CASE OCCURRED ON OCTOBER 21st, 2004. AND NO CONDITIONS WERE IMPOSED BY THE COUNCIL AT FIRST READING. THIS CASE IS PRESENTED FOR CONSENT APPROVAL ON ALL THIRD READING -- ON SECOND AND THIRD READINGS. EXCUSE ME. ITEMS NUMBER 43 AND 44 ARE RELATED TO THE CENTRAL AUSTIN COMBINED NEIGHBORHOOD PLAN AND WILL BE DISCUSSION ITEMS. THIS -- THIS IS THE END OF THE AGENDA FOR THE PUBLIC HEARINGS THAT HAVE BEEN CLOSED AND I'M AVAILABLE FOR ANY QUESTIONS YOU MAY HAVE.

Mayor Wynn: THANK YOU, QUESTIONS, COUNCIL? SO WE COULD TAKE UP ITEM 42 ON SECOND AND THIRD READING AS A PROPOSED CONSENT ITEM. I'LL ENTERTAIN A MOTION.

SO MOVED.

MOTION MADE BY THE MAYOR PRO TEM, I'LL SECOND. WHICH IS TO APPROVE ITEM NO. 42 ON SECOND AND THIRD READINGS. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 6-0 WITH COUNCILMEMBER THOMAS TEMPORARILY OFF THE DAIS.

NOW TO THE ZONING PUBLIC HEARING ITEMS. ITEM NO. Z-1 C14-04-130, ORIENS PARK TO CONDUCT A PUBLIC HEARING AND APPROVE AN ORDINANCE AMENDING CHAPTER 25-2 OF THE AUSTIN CITY CODE BY REZONING PROPERTY LOCALLY KNOWN AS 4901 THROUGH 5425 EAST 51st STREET FROM TOWNHOUSE CONDOMINIUM RESIDENCE NEIGHBORHOOD PLAN COMBINING DISTRICT ZONING TO SINGLE FAMILY RESIDENCE SMALL LOT NEIGHBORHOOD PLAN COMBINING DISTRICT ZONING. THE PLANNING COMMISSION'S RECOMMENDATION IS TO GRANT SINGLE FAMILY RESIDENCE SMALL LOT NEIGHBORHOOD PLAN, COMBINING DISTRICT ZONING, THIS ITEM IS READY FOR CONCEPT APPROVAL ON ALL THREE READING. Z-2 IS C14-04-131, ORIENS PARK TO CONDUCT A PUBLIC HEARING AND TO APPROVE ORDINANCE AMENDING CHAPTER 25-2 OF THE AUSTIN CITY CODE BY REZONING PROPERTY LOCALLY KNOWN AS 4901 THROUGH 5425 EAST 51st STREET FROM TOWNHOUSE AND CONDOMINIUM RESIDENCE NEIGHBORHOOD PLAN DISRIENG DISTRICT ZONING TO SINGLE FAMILY RESIDENT SMALL LOT NEIGHBORHOOD PLAN DESIGNING DISTRICT ZONING. THE PLANNING COMMISSION'S RECOMMENDATION IS TO GRANT SINGLE FAMILY RESIDENCE SMALL LOT NEIGHBORHOOD PLAN COMBINING DISTRICT ZONING ON THIS TRACT AND THIS ITEM IS PRESENTED FOR CONSENT APPROVAL ON ALL THREE READING. ITEM NO. Z-3 C14-04-132 ORIENS PARK TO CONDUCT A PUBLIC HEARING AND APPROVE AN ORDINANCE AMENDING CHAPTER 25-2 OF THE AUSTIN CITY CODE BY REZONING PROPERTY LOCALLY KNOWN AS 4905 THROUGH 5425 EAST 51st STREET, SOUTHEAST CORNER OF 51st STREET AND EASTERN PARKWAY, FROM TOWNHOUSE AND CONDOMINIUM RESIDENCE NEIGHBORHOOD PLAN

COMBINING DISTRICT ZONING TO GENERAL COMMERCIAL SERVICES MIXED USE CONDITIONAL OVERLAY NEIGHBORHOOD PLAN, COMBINING DISTRICT ZONING, TO THE SINGLE FAMILY RESIDENT SMALL LOT NEIGHBORHOOD PLAN SF-45--NP SCBIENG DISTRICT ZONING. THE PLANNING COMMISSION RECOMMENDATION IS TO GRANTS SINGLE FAMILY RESIDENCE SMALL LOT NEIGHBORHOOD PLAN COMBINING DISTRICT ZONING, ALSO READY FOR CONSENT APPROVAL ON ALL THREE READINGS. THAT COMPLETES TODAY'S READING OF THE ZONING ITEM AGENDA. AGAIN I'M HERE TO ANSWER ANY QUESTIONS THAT YOU MAY HAVE.

THANK YOU, MR. GAUGER, QUESTIONS OF STAFF, COUNCIL, COMMENTS? IF NOT THE PROPOSED CONSENT AGENDA THEN WILL BE TO CLOSE THE PUBLIC HEARINGS AND APPROVE ON ALL THREE READINGS CASES Z-1, Z-2 AND Z-3, NO CITIZENS SIGNED UP FOR EITHER CASE. I'LL ENTERTAIN THE MOTION. MOTION MADE BY COUNCILMEMBER DUNKERLY, SECONDED BY THE MAYOR PRO TEM TO APPROVE THE CONSENT AGENDA AS READ. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 6-0, COUNCILMEMBER THOMAS OFF THE DAIS.

NOW, MR. MARK WALTERS FROM THE NEIGHBORHOOD PLANNING AND ZONING DEPARTMENT IS HERE TO PRESENT DISCUSSION ITEMS 43 AND 44.

GOOD EVENING MAYOR AND COUNCIL, I'M MARK WALTERS WITH THE CITY'S NEIGHBORHOOD ZONING AND PLANNING DEPARTMENT. I'M HERE TO PRESENT AGENDA ITEMS 43 AND 44. 43 IS TO AMEND THE CENTRAL AUSTIN COMBINED NEIGHBORHOOD PLAN AND ITEM 44 IS A ZONING CASE TO IMPLEMENT THE NEIGHBORHOOD PLAN. ON FIRST READING THE COUNCIL APPROVED SINGLE FAMILY 3 CONDITIONAL OVERLAY-NP WITH A SINGLE FAMILY LAND USE, ON SECOND READING THE COUNCIL APPROVED THE SAME. ON THIRD READING THE STAFF RECOMMENDATION STILL FOR THE SINGLE FAMILY 3 CONDITIONAL OVERLAY NEIGHBORHOOD

PLAN. LIMIT THE HEIGHT TO 30 FEET. THE PROPERTY OWNER HAS FILED A VALID PETITION OPPOSING THE ZONING CHANGE TO SINGLE FAMILY. A LITTLE BACKGROUND. ON THE 7th OF OCTOBER, OF THIS YEAR, COUNCIL APPROVED THE FOLLOWING ZONING FOR THE -- FOR THE ADDRESS IMMEDIATELY TO THE SOUTH OF THERE ON THE MAP THAT'S INCLUDED IN YOUR MOTION SHEET. IT'S 2305 LONGVIEW STREET AND COUNCIL APPROVED ON -- ON THE 7th, MULTI-FAMILY 1 CONDITIONAL OVERLAY, NEIGHBORHOOD PLAN, THAT LIMITED THE HEIGHT TO 30 FEET. LIMITED TO -- A TOTAL OF 3,000 SQUARE FEET OF RESIDENTIAL USE AND PROHIBITED CLUB OR LODGE AND COMMUNITY RECREATION PRIVATE. THE PROPERTY OWNER HAS EXPRESSED AN INTEREST IN KEEPING HIS -- SOME FORM OF MULTI-FAMILY ZONING THAT WOULD ALLOW HIM TO -- HIS FAMILY TO PUT A THIRD UNIT CURRENTLY THERE IS A DUPLEX ON THAT AND THEY WOULD LIKE TO PUT A GARAGE APARTMENT IN THE REAR, I WOULD BE HAPPY TO ANSWER ANY QUESTIONS AT THIS TIME AND -- AND REPRESENTATIVES FROM THE NEIGHBORHOOD AND THE PROPERTY OWNER ARE HERE IF YOU HAVE ANY QUESTIONS OF THEM.

THANK YOU, MR. WALTERS. QUESTIONS, COUNCIL? COMMENTS? MOST OF US PROBABLY REMEMBER THE CASE PRETTY WELL.

Mayor Wynn: WE HAVE REPRESENTATIVES FROM THE NEIGHBORHOOD, THE OWNER AGENT DAVID CONLEY, AND -- AVAILABLE TO ANSWER QUESTIONS.

Alvarez: THIS IS FOR STAFF. BASICALLY THERE HASN'T BEEN ANY CHANGE IN TERMS OF THE POSITION OF THE OWNER OR THE NEIGHBORHOOD, WITH REGARD TO THIS PROPERTY?

NO TO MY UNDERSTANDING. THERE HASN'T BEEN ANY CHANGE. I DON'T KNOW IF -- IF THEY HAVE ACTUALLY BEEN IN COMMUNICATION SINCE THE COUNCIL MEETING ON THE 7th WHERE COUNCIL RECONSIDERED THIS SPECIFIC ADDRESS.

THIS IS THE CASE WHERE -- WHERE WITH SF 3 CO-NP THE OWNERS PROPERTY IS LEGAL CONFORMING?

THAT'S CONFORMING WITH THE SF 3 CO-NP THAT WOULD MAKE IT A CONFORMING USE.

AND THAT -- THAT -- THAT WHICH IS DIFFERENT FROM THE -- FROM THE OTHER TRACT ADJACENT TO IT THAT NEEDED THE M.F. 1 BECAUSE THERE WAS ALREADY 3 UNITS ON IT.

THAT IS CORRECT, COUNCILMEMBER.

OKAY. THANKS.

Mayor Wynn: MR. WALTERS, YOU MAY HAVE DONE THIS, I APOLOGIZE. REFRESH MY MEMORY, A COUPLE OF THE DISTINGUISHING CHARACTERISTICS, THIS LOT TECHNICALLY IS -- IS SLIGHTLY SMALLER THAN THE 2305, THE PROPERTY TO THE SOUTH. CORRECT?

YES. THIS LOT IS APPROXIMATELY 8500 SQUARE FEET, WHEREAS THE LOT IMMEDIATELY TO THE SOUTH WAS APPROXIMATELY 10,500 SQUARE FEET.

AND -- AND ONE OF THE -- OF THE CONSIDERATION THAT'S I TOOK INTO ACCOUNT IN OUR LAST HEARING ON THIS, OR AT LEAST ON THE LOT TO THE SOUTH, 2305 WAS THAT IT TECHNICALLY SHARED AT LEAST A -- A COMMON PART OF A COMMON PROPERTY LINE WITH -- WITH THE BED AND BREAKFAST THAT I GUESS HAD M.F. ZONING.

THAT IS CORRECT.

AND I SEE THAT ON THIS LAND USE MAP. BUT -- BUT CAN YOU DESCRIBE THE USE THAT'S TO THE REAR OF THIS 2307 LOT.

THAT'S A SMALL APARTMENT COMPLEX.

THAT PERHAPS IS -- THAT COMPRISES ALL FOUR OF THOSE ADJACENT LOTS ON LEON.

THE PROPERTY OWNER OR AGENT MR. CONLEY INDICATES THAT'S A SINGLE APARTMENT COMPLEX.

Mayor Wynn: FOUR LOTS THAT'S -- THAT'S PARTLY TO THE

REAR.

THAT IS CORRECT, MAYOR.

OKAY.

WE HAVE SINGLE FAMILY -- WE HAVE EXISTING SINGLE FAMILY USE AND SINGLE FAMILY ZONING ON THE TWO LOTS TO THE NORTH?

TO THE NORTH AND TO THE SOUTHEAST AND TO THE -- TO THE WEST ACROSS THE STREET.

THE COLOR CODED AROUND THERE ACTUALLY IS NOT NECESSARILY A LAND USE, IT'S ACTUALLY INDICATES THE ZONING THAT WAS -- THAT WAS APPROVED FOR THIS AREA.

THE TWO LOTS THAT ARE TO THE NORTH ON LONGVIEW, THAT -- THAT HAVE SINGLE FAMILY 3 ZONING, THE ZONING IS SINGLE FAMILY 3, IS THE USELESS SINGLE FAMILY 3, IS THERE A SINGLE STRUCTURE OR A DUPLEX, PERHAPS.

I DO BELIEVE THERE'S A SINGLE FAMILY HOUSE OR DUPLEX.

IT'S JUST -- BY CHANCE WOULD -- WOULD -- WOULD THE LOT TO THE NORTH OR THE SECOND LOT, FURTHER NORTH, WOULD THAT -- WOULD THEY HAPPEN TO HAVE, IN THEORY THEY COULD HAVE A THIRD UNIT, SOME TYPE OF A GARAGE APARTMENT THAT WOULD BE NON-CONFORMING. AS FAR AS YOU KNOW --

I DON'T RECALL THE EXACT SPECIFIC LAND USE, BUT THERE'S LIKE MS. BRIDGES FROM THE NEIGHBORHOOD IS HERE, I'M SURE SHE'S VERY FAMILIAR WITH THIS AREA. IF THERE ARE ANY SPECIFIC QUESTIONS.

THIS IS A MAP THAT IDENTIFIES THOSE VERY WELL, THANK YOU.

QUESTIONS OF STAFF, COUNCIL? IF NOT I'LL ENTERTAIN A MOTION ON ITEM 43 43 WHICH IS THE NEIGHBORHOOD PLAN, ITEM 44 THE ZONING CASE FOR -- FOR TRACT 49 OR 2307 LONGVIEW STREET. ALTHOUGH NOW THAT I CALLED FOR A

MOTION, I BELIEVE COUNCILMEMBER THOMAS HAD A SPECIFIC INTEREST IN THIS AT OUR LAST -- PRESENT -- LAST HEARING. HE MAY WANT TO BE PRESENT FOR THIS VOTE.

Mayor Wynn: ACTUALLY, MS. BRIDGES, COULD YOU APPROACH THE PODIUM. IF I LOOK AT THE COLOR CODED MAP THAT ACTUALLY COUNCILMEMBER SLUSHER HANDED ME, WE KNOW OF COURSE THAT THERE ARE THREE UNITS AT 2305, THE TRACT TO THE SOUTH THAT WE GAVE CONDITIONAL M.F. 1 ZONING TO AT OUR LAST HEARING. BUT -- BUT THIS MAP IMPLIES THAT THERE'S TWO OR MORE UNITS ON THE TRACTS TO THE NORTH OF THIS -- OF THIS TRACT, THE SINGLE FAMILY -- THE SINGLE FAMILY -- THE SINGLE FAMILY 3 ZONED LOT TO THE NORTH OF 2307, THIS SHOWS AS HAVING TWO OR MORE UNITS, CAN THAT PERHAPS BE A DUPLEX OR --

THERE'S A DUPLEX RIGHT NEXT DOOR ON THE OTHER SIDE, DELLA DAVIS' DUPLEX.

NO GARAGE APARTMENT, NO SECOND STRUCTURE.

LOTS OF CAGES FOR CATS AND DOGS BEHIND BUT NO -- NO STRUCTURE.

OKAY. THEN AGAIN TO NORTH OF THAT WOULD BE A SINGLE UNIT, SINGLE FAMILY --

OKAY. THANK YOU, MS. BRIDGES. AGAIN, FURTHER QUESTIONS OR COMMENTS, COUNCIL? OBVIOUSLY THIS IS A DELICATE CASE FOR US. WE TRY TO BALANCE THE NEEDS OF PROPERTY OWNERS WITH FRANKLY THE LARGER NEED OF A CONGRUENT NEIGHBORHOOD PLAN WHICH HAS BEEN THE WHOLE PROCESS OF THESE NUMEROUS PLANS FOR -- FOR A COUPLE OR THREE YEARS NOW. I'LL ENTERTAIN A MOTION ON ON TRACT 49, 2307 LONGVIEW STREET.

Alvarez: MAYOR?

Mayor Wynn: COUNCILMEMBER ALVAREZ?

Alvarez: I DON'T KNOW NECESSARILY WHERE EVERYONE IS ON THIS. I CAN ARTICULATE WHERE I AM ON IT. BUT AGAIN I

THINK LAST TIME THAT I VOTED TO SUPPORT THE SF 3 CO-NP BECAUSE -- BECAUSE AT LEAST IN THIS PARTICULAR CORNER IF YOU LOOK AT THE MAP OF THIS NEIGHBORHOOD AREA, WEST -- YOU KNOW OF THE UNIVERSITY, YOU SEE THIS IS THE LAST LITTLE ENCLAVE WHERE YOU DO HAVE SOME SINGLE FAMILY STRUCTURES AND I THINK THAT WAS THE INTENT BEHIND TRYING TO PRESERVE AS MANY OF THOSE AS POSSIBLE IS TO -- TO TRY TO MAINTAIN THE REMAINS OF THE NEIGHBORHOOD SO JUST RECOGNIZING THE FACT THAT THE GENTLEMAN, THE PROPERTY OWNER DOES -- IS ABLE TO KEEP HIS LEGAL CONFORMING USE, I'M GOING TO SUPPORT THAT NEIGHBORHOOD PLANS, STAFF RECOMMENDATION ON THIRD READING.

I WILL MAKE THAT AS A MOTION.

MOTION MADE BY COUNCILMEMBER ALVAREZ TO SHOW TRACT 49, 2307 LONGVIEW STREET ON THE FUTURE LAND USE MAP AS SINGLE FAMILY AND TO APPROVE ON THIRD READING SF 3 CO-NP WITH A HEIGHT LIMITATION OF 30 FEET THAT -- THE NEIGHBORHOOD PLAN AND STAFF RECOMMENDATION.

SECOND.

Mayor Wynn: SECONDED BY THE MAYOR PRO TEM. JUST A REMINDER, WE HAVE A VALID PETITION AGAINST THAT ZONING PROPOSAL.

WOULD REQUIRE SIX COUNCIL VOTES.

Slusher: I'M GOING ON VOTE FOR THE MOTION. I WANTED TO PUT IT OFF SO THAT WE COULD HAVE -- SORRY, EXCUSE ME, A CLOSER LOOK AT IT. BUT IT'S NOT CONCLUSIVE TO ME, NOT CONCLUSIVE, WHICH SHOULD MAKE IT THE M.F. AND WITH THAT IN MIND, I'M GOING TO STICK WITH THE OVERALL PLAN THAT WAS WORKED OUT BY THE NEIGHBORS, THE PROPERTY OWNERS IN THE AREA WHERE WE ARE PUTTING A LOT OF REALLY HIGH DENSITY IN THE VERY NEAR TO HERE, TRYING TO HELP DO THIS, TO HELP PRESERVE SOME OF THE SINGLE FAMILY, SO I'M GOING TO STICK WITH THAT.

Mayor Wynn: THANK YOU, COUNCILMEMBER. I WILL JUST SAY

THE LAST VOTE I ALSO SUPPORTED SINGLE FAMILY 3 ZONING. AGAIN I BROUGHT IN THE IDEA -- THE ISSUES INCLUDING THE FACT THAT THE TRACT TO THE SOUTH, TECHNICALLY SHARES A -- A COMMON BOUNDARY WITH -- WITH M.F. 3 ZONED BED AND BREAKFAST PROPERTY IS -- IF I REMEMBER CORRECTLY, YOU KNOW, 15, 20% LARGER LOT BECAUSE OF THE -- BECAUSE OF THE SHAPE OF THE LOT. SO I DID SEE THAT AS BEING A -- A -- YOU KNOW JUST ENOUGH OF A DIFFERENCE BETWEEN THESE TWO LOTS TO SUPPORT MULTI-FAMILY WITH A SIGNIFICANT CONDITIONS ON THE TRACT TO THE SOUTH BUT STILL SUPPORTING SINGLE FAMILY ON THIS TRACT TO THE NORTH. SO I, TOO, WILL BE SUPPORTING THE MOTION. MOTION AND SECOND ON THE TABLE TO -- TO APPROVE SINGLE FAMILY AS A FUTURE LAND USE AND SF 3 CO-NP WITH A HEIGHT LIMITATION OF 30 FEET AS THE ZONING AT 2307 LONGVIEW STREET. FURTHER COMMENTS?

Thomas: MAYOR, I THINK THAT I MADE A MOTION TO POSTPONE IT. BUT IT APPEARS THAT THE OWNER AND THE NEIGHBORHOOD DID NOT COME TO AN AGREEMENT. SO -- SO -- IT'S -- I HEAR WHAT EVERYBODY ELSE WAS SAYING THAT WANTS TO SAY -- ALONG WITH THE REST OF THE NEIGHBORHOOD PLAN SO -- SO -- WHERE'S THE OWNER AGAIN. CAN I SPEAK TO YOU FOR JUST A SECOND? I KNOW THAT YOU HAD SOME PLANS BECAUSE THE REASON WHY YOU WANTED THE M.F. 3-NP THERE'S NO OTHER AGREEMENT THAT YOU HAD COME WITH THE NEIGHBORS AT ALL.

WE PROPOSE ADD COMPROMISE OF M.F. 2 WITH SF 3 RESTRICTIONS OF THE BUILDING COVERAGE AND HEIGHT. HYBRID, IF YOU WILL.

THEY HAVE PROPOSED, MAYOR, SF-3 CO-NP, WITH THE LIMIT HEIGHT OF 30.

YES, SIR.

IS THE MOTION ON THE TABLE NOW. I'M SORRY, M.F. 3.

M.F. -- I'M SORRY, YEAH, YEAH, I'M SORRY. BUT WHAT WE

WERE ASKING FOR WAS -- WAS MULTI-FAMILY --

WHAT YOU ARE TRYING TO DO, YOU CAN'T DO IT WITH THE  
M.F. 3 CONDITIONAL OVERLAY NP?

WITH WHAT, I'M SORRY.

FOR THE SECOND AND THIRD READING IT'S AN M.F. 3 CO-NP  
LIMIT HEIGHT TO 30. I'M ASKING YOU THAT YOU CAN'T --

OH, RIGHT --

RIGHT WITH THE -- WITH THE SF-3 THAT'S PROPOSED WE  
COULD NOT DO THE -- THE THIRD UNIT, WE WOULD HAVE TO  
NOT -- TO KNOCK DOWN THE DUPLEX THAT'S THERE TO  
ACHIEVE THE LIVING AREA, ALLOWED LIVING AREA. WE GO  
ON TO DUPLEX BEING AS OLD AS THE NEIGHBORHOOD,  
PREFER TO KEEP THE DUPLEX THERE EVEN THOUGH IT'S  
TINY AND ALLOW A THIRD UNIT IN THE BACK, THAT WOULD  
GIVE US OVER -- WOULD -- 1800 SQUARE FEET OF LIVABLE  
AREA WITH THE DUPLEX, 900 EACH, WE WOULD LIKE TO  
HAVE MORE, BUT TO DO THAT UNDER SF 3 WE WOULD HAVE  
TO KNOCK DOWN THE DUPLEX, ANY M.F. COMPROMISE  
WHICH WOULD BE ALLOWED WHICH WOULD ALLOW TO US  
HAVE SOMETHING ELSE WITHOUT HAVING TO KNOCK DOWN  
THE DUPLEX.

Thomas: OKAY. THANK YOU.

THANK YOU.

Mayor Wynn: THANK YOU, MR. CONLEY. FURTHER  
QUESTIONS, COMMENTS? MOTION AND SECOND ON THE  
TABLE. ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

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

THANK YOU, MAYOR AND COUNCIL, THAT CONCLUDES MY  
PRESENTATION.

Mayor Wynn: THANK YOU FOR MR. WALTERS FOR ALL OF THIS

WORK ON THIS NEIGHBORHOOD PLAN. IT'S BEEN A REMARKABLE AMOUNT OF WORK.

Slusher: WAS THAT THE LAST ONE?

Mayor Wynn: I THINK. HOW ABOUT IN THE WEST UNIVERSITY? NEIGHBORHOOD PLAN?

NO.

Slusher: CAN WE POSTPONE IT LONGER.

Mayor Wynn: PATIENCE IS A VIRTUE, THANK YOU ALL. SO I BELIEVE THAT CONCLUDES ALL OF OUR ZONING CASES THIS EVENING, THANK YOU VERY MUCH. COUNCIL THAT TAKE US TO OUR 6:00 PUBLIC HEARINGS AND POSSIBLE ACTIONS. AND ALL OF THE PUBLIC HEARINGS, I BELIEVE WE ONLY HAVE ONE CITIZEN, SO PERHAPS OUT OF RESPECT FOR -- FOR THEIR PATIENCE, BEFORE WE GET STARTED ON ITEM 45, CAN YOU HANDICAP FOR ME THE LEAPT OF THE PRESENTATION OR ANTICIPATED --

LESS THAN FIVE MINUTES. >>

Mayor Wynn: OKAY.

Mayor Wynn: COUNCIL LET'S TAKE UP ITEM NO. 45 RELATED TO AUSTIN ENERGY CONDUCT A PUBLIC HEARING TO AMEND AN ORDINANCE THAT DEALS WITH FEE, FINE, OTHER CHARGES, RATE SCHEDULES. I WILL RECOMMEND MR. JUAN GARZA.

MAYOR, MEMBERS OF THE COUNCIL, THIS IS AN AMENDMENT THAT WE ARE PROPOSING THAT DEALS WITH A -- WITH A CREDIT THAT WE CURRENTLY GIVE OUR CUSTOMERS WHO ARE ON THE CUSTOMER ASSISTANCE PROGRAM. THE CREDIT -- THE PROGRAM WORKS BY GIVING THOSE CUSTOMERS THEIR FIELD CHARGE AT THE COST OF THE GREEN CHOICE BENCH ONE RATE, WHICH IS 1.7 CENTS. IT'S VERY, VERY ATTRACTIVE. THE WAY WE DESIGNED IT WHEN WE STARTED BACK IN 2000 WAS -- WAS TO CHARGE THE FULL -- FULL CONVENTIONAL FUEL FACTOR AND THEN BACK OUT THE DIFFERENCE BETWEEN THAT AND THE 1.7 CENTS.

AND MULTIPLIED BY THOUSANDS KILOWATT HOURS A MONTH. AND THE PURPOSE WAS TO SHOW ON THE BILL THE CREDIT FOR THE GREEN CHOICE PART OF IT. IT'S BECOME VERY COMPLICATED FOR US, IT'S ACTUALLY HAVING AN EFFECT ON THE WAY WE KEEP OUR ACCOUNTS. WE ARE PROPOSING INSTEAD TO GO TO A DIRECT CHARGE METHOD WHERE THESE CUSTOMERS WHO QUALIFY FOR THE CUSTOMER ASSISTANCE PROGRAM WOULD BE DIRECTLY CHARGED THE 1.7 CENTS FOR THEIR FUEL FACTOR PART OF THEIR BILL. THAT ESSENTIALLY IS IT. IT AFFECTS ABOUT 3500 ACCOUNTS. IF YOU ARE CONSUMING MORE THAN A THOUSAND KILOWATT HOURS A MONTH, THIS IS A VERY, VERY ATTRACTIVE PROGRAM BECAUSE IT -- IT'S MORE BENEFICIAL. IF YOU ARE CONSUMING LESS, THAN THAT, IT DOESN'T AFFECT YOU AS MUCH. IN FACT YOU GET A SOMEWHAT SMALLER CREDIT. BUT MOST OF OUR CUSTOMERS ARE ABOVE A THOUSAND KILOWATT HOURS DURING THE SUMMER WHEN THEY NEED THE MOST HELP FROM AUSTIN ENERGY. SO WE RECOMMEND THIS AMENDMENT TO OUR TARIFFS.

Mayor Wynn: THANK YOU, MR. GARZA. QUESTIONS, COUNCIL, OF MR. GARZA? COMMENTS? NO CITIZENS SIGNED UP ON ITEM NO. 45. HEARING NUB I WILL ENTERTAIN A MOTION TO CLOSE THE PUBLIC HEARING AND AMEND THE ORDINANCE AS PROPOSED.

SO MOVE.

MOTION MADE BY THE MAYOR PRO TEM. SECONDED BY COUNCILMEMBER SLUSHER. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7-0. THANK YOU MR. GARZA. LET'S SEE, COUNCIL, I AM TOLD THAT ON ITEM NO. 46 OUR HISTORIC LANDMARK ISSUE, I BELIEVE THERE'S A REQUEST TO POSTPONE THAT. COUNCILMEMBER DUNKERLY?

Dunkerly: THE COUNCIL -- THE TASK FORCE HAS REQUESTED THAT WE POSTPONE THIS UNTIL NOVEMBER 18th. FOR THEIR

REPORT.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER DUNKERLY TO POSTPONE ITEM NO. 46 TO NOVEMBER 18th, 2004. SECONDED BY COUNCILMEMBER THOMAS. FURTHER COMMENT? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7-0. MR. LUKENS, WELCOME, WE HAVE SOME ANNEXATION PUBLIC HEARINGS, I WILL SAY WE HAVE ONE CITIZEN SIGNED UP ON A PUBLIC HEARING NUMBER 50. SO PERHAPS IF WE COULD TAKE THAT ONE FIRST.

DEFINITELY.

BE RESPECTFUL.

DEFINITELY.

TO THEIR TIME. ITEM NO. 50 IS CONDUCT A PUBLIC HEARING FOR THE FULL PURPOSE ANNEXATION OF THE COLD WATER AREA, APPROXIMATELY 110 ACRES, IN TRAVIS COUNTY.

LET ME GET THE MAP FOR THAT OUT FIRST.

Mayor Wynn: WE WILL HAVE A PRESENTATION FROM MR. LUKENS, THEN FROM CRAIG DUNNAGAN WHO WOULD LIKE TO ADDRESS US. I LIKE HOW MR. LUKENS -- I LIKE TO THROW HIM A CURVE AT THE LAST MANUSCRIPT. MANUSCRIPT -- LAST MANUSCRIPT. MINUTE. THIS IS COLD WATER, COLD WATER AREA, LOCATED IN TRAVIS COUNTY, SOUTHWEST OF 2222 AT THE INTERSECTION OF 2222 AND CITY PARK ROAD. THE AREA INCLUDES ABOUT 110.6 ACRES IN TRAVIS COUNTY. ABOUT 33 ACRES IS ALREADY IN THE CITY'S LIMITED PURPOSE JURISDICTION, THE AREA IS PARTIALLY DEVELOPED WITH 16 SINGLE FAMILY RESIDENCES, ONE OF WHICH IS VERY LARGE. ESSENTIALLY WE WILL BE TAKING OVER FROM TRAVIS COUNTY FOR THE SERVICES THEY PROVIDE AND PROVIDING ADDITIONAL ENHANCED SERVICES NOT OTHERWISE AVAILABLE FROM THE COUNTY AND

PROVIDE SERVICES AT A LEVEL EQUAL TO WHAT WE PROVIDE IN SIMILARLY SITUATED AREAS IN THE BALANCE OF THE CITY. I'VE GOT SERVICE PLANS FOR ALL THAT AND HAVING SAID THAT, I'LL BE GLAD TO TAKE ANY QUESTIONS OR --

QUESTIONS OF MR. LUKENS, COUNCIL, COMMENTS? IF NOT WE WILL TO GO THE CARDS AROUND WELCOME MR. CRAIG DUNNAGAN, WELCOME, YOU WILL HAVE THREE MINUTES.

THANK YOU, I'M HERE ON BEHALF OF JEFF AND GALE KADASKI, THE OWNER OF THE LARGE RESIDENTS THAT YOU CAN SEE ON 360 GOING UP WITH A CRANE AS YOU HEAD TOWARDS RIDGE POINT PARKWAY. I'M HERE TONIGHT FOR THEM WHO CANNOT BE HERE, THEY REGRET THAT THEY ARE NOT ABLE TO BE HERE TO ADDRESS YOU PERSONALLY. THEY ARE WELL KNOWN IN THE COMMUNITY AS CO-FOUNDERS OF NATIONAL INSTRUMENTS, NATIONAL INSTRUMENTS IS A HOME SPUN COMPANY HERE IN AUSTIN AND ONE OF THE LARGER AND WELL REGARDED EMPLOYERS IN AUSTIN. ALSO WELL KNOWN FOR MANY CHARITABLE CONTRIBUTIONS HERE AND AROUND TOWN. THE ANNEXATION PROPOSAL AFFECTS LAND OWNED BY THEM LOCATED AT APPROXIMATELY CITY PARK ROAD AND RIDGE POINT PARKWAY. AFFECTED LANDS IS BASICALLY DIVIDED INTO SEVEN ESTATE TYPE OF LOTS. THEY HAVE A PRIVATE STREET AND THEY ALSO OWN TWO ADJACENT LOTS OUTSIDE OF THE SUBDIVISION. THE CLIENTS ARE NOT OPPOSING THE ANNEXATION. HOWEVER, IT DOES PLACE THEM IN A DIFFICULT POSITION WHICH IS WHY WE'RE HERE TONIGHT BECAUSE THE PROBABLE ZONING FOR THE PROPERTY REALLY DOES NOT FIT FOR THEIR TYPE OF STRUCTURE. YOU NEED BACKGROUND ON WHAT THEY ARE BUILDING THERE TO UNDERSTAND THE PROBLEM AND PREDICAMENT THAT THEY ARE IN. TWO LOTS, ONE INSIDE AND OUTSIDE THE SUBDIVISION ARE BEING BUILT UPON. IT'S MORE LIKE A TUSK CAN VILLAGE -- TUSCAN VILLAGE, NOT A HOMESTEAD. INCLUDES BUILDINGS THAT ARE INTENDED TO BE MULTI-FUNCTIONAL. THE PROJECTED FINISHED SQUARE FOOTAGE WILL BE APPROXIMATELY 25,000 SQUARE FEET, AND THAT'S BROKEN INTO A MASTER VILLA, WHICH IS FREESTANDING AND TWO FREESTANDING GUEST HOMES, POOLSIDE CABANA WHICH ALSO WOULD FUNCTION AS A

DWELLING AND ASSOCIATED BUILDINGS. THE PROJECT MORE LIKE A TUSCAN VILLAGE IS PERHAPS STILL TWO YEARS AWAY FROM COMPLETION. INTENDED TO BE DESIGNED TO ACCOMMODATE A VARIETY OF USES, AT LEAST INITIALLY RESIDENTIAL, BUT IT'S PROPOSED BASICALLY THAT IT WILL BE -- AFTER THEY MOVE ON WILL FUNCTION A DIFFERENT TYPE OF USE. IN THIS REGARD, WE CONTEMPLATE THE STRUCTURE AS BEING DESIGNED MORE OR LESS PASSING TO SOME KIND OF LEGACY MORE LIKE LAGUNA GLORIA, VIRTUALLY THERE'S GOING TO BE NO RESALE GIVEN ITS SIZE AND CHARACTER. GIVEN THE NATURE OF THE STRUCTURE WE DON'T THINK -- SEE THAT IT FITS NICELY INTO ANY OF THE EXISTING ZONING CATEGORIES THAT WE HAVE. AND WE INTEND TO ASK THE CITY AND ITS DEVELOPMENT STAFF TO WORK WITH US TO TRY TO FIND AN APPROPRIATE INTERIM AND PERMANENT ZONING CATEGORY THOUGH FOR THIS PROPERTY TO ACCOMMODATE ITS INTENDED USE AND FLEXIBLE NATURE. AND IN THIS REGARD WE ARE NOT ABLE TO SAY AT THIS TIME WHAT ZONING CATEGORY FITS. I'M UNABLE TO FIND ONE. I DO NOTE, HOWEVER, THAT THIS PROPERTY WHEN IT WAS INITIALLY ANNEXED INTO THE CITY THE FIRST TIME CAME IN AS PARTIALLY SINGLE FAMILY PARTIALLY MULTI-FAMILY WITH ADJOINING USES BEING A VARIETY OF TYPES. SO THIS ISSUE HAS FOR THIS TYPE OF PROPERTY HAS BEEN CONSIDERED BACK IN THE 80s AND AGAIN WE WILL LIKE TO WORK WITH THE STAFF AND WELCOME YOUR QUESTIONS.

THANK YOU, MR. DUNNAGAN. I'M HEARING A POTENTIAL PROPOSE FOR TUSCAN VILLAGE I. [LAUGHTER] JUST KIDDING. MR. LUKENS --

JOKE ABOUT IT --

THE LAND DEVELOPMENT CODE SETS OUT INTERIM DESIGNATIONS WHICH ARE NOT THE SAME THING, NOT THE SAME THING AS ZONING, SO THIS WOULD COME IN WITH AN INTERIM DESIGNATION THAT WOULD, YOU KNOW, EITHER BE MORE THAN LIKELY BE SINGLE FAMILY. HOWEVER, WE WILL BE WAIVING ZONING FEES FOR THE FIRST YEAR. AND AS SOON AS OUR ZONING FOLKS COME BACK FROM THE FORUM BASED CODE CONFERENCE I WILL GET WITH THEM, WE WILL, YOU KNOW, GET THEM WITH CRAIG AND WE WILL START

WORKING ON A ZONING CASE AS SOON AS WE CAN.

Mayor Wynn: THANK YOU, FURTHER COMMENTS, QUESTIONS? TECHNICALLY, MR. LUKENS, WE ARE JUST CONDUCTING A PUBLIC HEARING.

I FAILED TO SAY THIS IS THE -- THIS IS THE -- I THINK IT'S THE SECOND OF TWO PUBLIC HEARINGS AND THAT WE WILL BE TAKING -- I FORGOT WHERE I LEFT OFF. I BELIEVE WE WILL BE DOING FINAL ACTION ON NOVEMBER -- IF I COULD FIND WHERE I AM HERE -- ON NOVEMBER 18th, WOULD BE THE ORDINANCE READING. DEPARTMENT ACTIVE ORDINANCE READING, 11-18, THIS IS THE SECOND HEARING, OF COURSE WILL BE -- EFFECTIVE DATE DECEMBER 31st, NOTHING PRECLUDES OUR MEETING INFORMED WITH THE ZONING STAFF RIGHT AWAY. THE EFFECTIVE DATE TO FILE A ZONING CASE, FEES WAIVED, NOT MANY TUSCAN VILLAGE OWNERS ARE WORRIED ABOUT THE FEES, BUT WE WILL MOVE FORWARD IN THE ZONING CASE.

Mayor Wynn: WELL PERHAPS MR. DUNNAGAN YOU COULD BE IN CONTACT WITH OUR ZONING STAFF. KADOWSKIS CERTAINLY DESERVES SOME TYPE OF GUIDANCE AND ANSWERS FOR CITY STAFF BECAUSE THEY SEEM FULLY COMMITTED.

IT'S A GREAT HOUSE. SURE IT WILL ALL WORK OUT. I'M SURE.

ANY OTHER CITIZENS WISHING TO BE HEARD ON THIS PUBLIC HEARING, ITEM NO. 50'S THE FULL PURPOSE ANNEXATION OF COLD WATER AREA? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE. -- HEARING NONE, I'LL ENTERTAIN A MOTION TO CLOSE, MOTION MADE BY COUNCILMEMBER ALVAREZ, SECONDED BY THE MAYOR PRO TEM TO CLOSE THE PUBLIC. ALL THOSE IN FAVOR PLEASE SAY AYE?

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7-0. OKAY. MR. LUKENS, GO BACK TO YOUR SCRIPT NOW.

SO THIS IS THE -- I HAVE DIFFERENT TYPE OF FONTS FOR

DIFFERENT CASES. NUMBER 47 IS TO CONDUCT A PUBLIC HEARING FOR THE LIMITED PURPOSE ANNEXATION OF THE GOODNIGHT RANCH AREA. APPROXIMATELY 700 ACRES IN TRAVIS COUNTY EAST OF OLD LOCKHART HIGHWAY, APPROXIMATELY A 10th OF A MILE EAST OF THE INTERSECTION OF SLAUGHTER LANE AND OLD LOCKHART HIGHWAY. THIS IS THE FIRST OF TWO PUBLIC HEARINGS, AN ORDINANCE READING WILL BE TENTATIVELY SECONDED BY SCHEDULED, DEPARTMENT ACTIVELY SCHEDULED FIRST READING ON THE DECEMBER 2nd. WHEN YOU DO A LIMITED PURPOSE ANNEXATION LIKE THIS, YOU DON'T HAVE A SERVICE PLAN, YOU HAVE A PLANNING STUDY AND A REGULATORY PLAN. IN THIS CASE THIS IS TERRY MITCHELL'S PROJECT. I'M SURE THAT YOU ALL KNOW TERRY MITCHELL. THIS IS -- IT WILL BE A -- A TRADITIONAL NEIGHBORHOOD DESIGN TYPE OF PLANNED UNIT DEVELOPMENT. THERE WILL BE -- THEY WILL BE SUBMITTING A [INDISCERNIBLE] ZONING CASE IN THE NEXT FEW DAYS. SO THAT P.U.D. WILL WORK THROUGH THE -- THE ZONING PROCESS, WILL GO THROUGH THE -- THROUGH THE LIMITED PURPOSE ANNEXATION AFTER THE FIRST READ BEING WILL WAIT FOR THE ZONING TO CATCH UP, YOU WILL BE LEARNING A LOT ABOUT THIS PROJECT AS YOU MOVE ALONG. THE AD IN THE PAPER, HOWEVER, MAY HAVE ONE LITTLE GLITCH, IT SHOWED THESE LOTS HERE BEING ANNEXED AND THEY ARE NOT. SO ANYBODY WHO IS HERE, WHO THOUGHT THEY WERE IN ANNEX CASE, THEY ARE NOT. SO ESSENTIALLY LIKE ALL OF THESE OTHER LIMITED PURPOSE P.U.D. TYPE OF ARRANGEMENTS WILL BE LIMITED PURPOSE ANNEXING IT BASED ON THE VERSION OF FULL PURPOSE WITH FINAL PLAT APPROVAL, ANNEX THE WHOLE THING DATE CERTAIN, AT THIS POINT 2010 THAT STUFF WHICH HAS ALREADY BEEN PLATTED FOR THE BALANCE OF THE AREA. THAT CONCLUDES THE PRESERVATION, MY PRESERVATION ON GOODNIGHT RANCH.

THANK YOU, MR. LUKENS, I WILL SAY LOOKING AT THE MAP IT BEGS THE QUESTION WE ARE OBVIOUSLY CREATING A HOLE IN THE DOUGHNUT. SO THAT WE OF THE RANCH -- IT DOES. THIS IS GOING TO BE A MOD DOLLAR HOUSING -- MODULAR HOUSING COMMUNITY, WE ARE GOING TO ANNEX THAT SO ESD DOESN'T HAVE ANY MORE OF THESE SERVICE

RESPONSIBILITY AS WE START ANNEXING AND LEAVING THEM WITH THESE DOUGHNUT HOLES. THE BALANCE OF THE AREA HAS UTILITY PROBLEMS. AND I'LL BE GETTING WITH THE WATER AND WASTEWATER UTILITY AND COMING UP WITH WAYS AND STRATEGIES OF BEING ABLE TO ANNEX THE BALANCE OF THE AREA. BECAUSE WE DON'T LIKE LEAVING THESE LARGE -- LARGE DOUGHNUT HOLES THEY ARE BAD FROM A SERVICE DELIVERY STAND POINT FROM THE EFFICIENCY OF SERVICES STAND POINT. WE WILL BE LOOKING AT THAT REAL CAREFULLY. FURTHER COMMENTS, QUESTIONS, MR. LUKENS, COUNCIL? ANY CITIZENS WISHING TO BE HEARD ON THIS PUBLIC HEARING REGARDING THE LIMITED PURPOSE ANNEXATION OF THE GOODNIGHT RANCH AREA? HEARING NONE, I'LL ENTERTAIN A MOTION TO CLOSE. MOTION MADE BY COUNCILMEMBER SLUSHER, SECONDED BY THE MAYOR PRO TEM TO CLOSE THE PUBLIC HEARING, ITEM NO. 47, ALL THOSE IN FAVOR PLEASE SAY AYE. PROPOSED? MOTION PASSES ON A VOTE OF 7-0. OPPOSED? MOTION PASSES ON A VOTE OF 7-0.

THIS IS THE -- THE HEARING FOR THE SECOND PUBLIC -- SECOND PUBLIC HEARING FOR THE FULL PURPOSE ANNEXATION OF THE AVERY RANCH AREAS. ORDINANCE READING WAS DEPARTMENT ACTIVELY SCHEDULED FOR NOVEMBER 18th. AVERY RANCH AREA BUS 72.5 ACRES IN WILLIAMSON COUNTY. 168 SINGLE FAMILY LOTS AND ONE UNDEVELOPED ROUND ROCK LOT. THESE AREAS ARE CURRENTLY IS IN THE CITY'S LIMITED PURPOSE JURISDICTION, AVERY AREAS ARE BEING ANNEXED AS THEY RECEIVE FINAL PLAT APPROVAL. THIS IS ONE OF THE FIRST OF THESE LIMITED PURPOSE P.U.D. PHASED CONVERSION OF FULL PURPOSE STATUS THAT WE HAVE DONE. THIS IS HOW GOODNIGHT WILL END UP AS IT MOVES ALONG. SO ESSENTIALLY TAKING OVER FROM WILLIAMSON COUNTY FOR THE SERVICES THEY PROVIDE AS WELL AS PROVIDING ADDITIONAL ENHANCED SERVICES NOT CURRENTLY AVAILABLE, NOT OTHERWISE AVAILABLE IN WILLIAMSON COUNTY, PROVIDING SERVICE AT A LEVEL SIMILAR TO WHAT WE PROVIDE IN OTHER -- IN OTHER PORTIONS OF THE CITY WITH THE SAME CHARACTERISTICS THAT. CONCLUDES THIS AVERY PRESENTATION.

THERE LUKENS, QUESTIONS? COMMENTS? COUNCIL? ANY

CITIZENS WISHING TO BE HEARD ON THIS PUBLIC HEARING, ITEM 48? REGARDING FULL PURPOSE ANNEXATION OF AVERY RANCH TRACTS? HEARING NONE I'LL ENTERTAIN A MOTION TO CLOSE THE PUBLIC HEARING, MOTION MADE BY COUNCILMEMBER DUNKERLY, SECONDED BY COUNCILMEMBER ALVAREZ TO CLOSE THE PUBLIC HEARING, ALL THOSE IF FAVOR PLEASE SAY AYE?

AYE.

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

THIS NEXT CASE, NEXT ANNEXATION IS A -- IS THE SECOND PUBLIC HEARING FOR THE FULL PURPOSE ANNEXATION OF THE PIERCE LANE ROSS ROAD MUNICIPAL ANNEXATION PLAN AREA. IT'S ABOUT 277 ACRES IN SOUTHEAST TRAVIS COUNTY. LOCATED APPROXIMATELY ONE AND A QUARTER MILES EAST OF THE INTERSECTION OF 973 AND PIERCE LANE. THIS IS A MUNICIPAL ANNEXATION PLAN AREA. SO -- SO BY STATE LAW, IF YOU HAVE -- ATTRACT MORE THAN 100 -- A TRACT WITH MORE THAN 100 DEVELOPED LOTS, BEFORE YOU CAN ANNEX IT YOU HAVE TO PUT IT IN THE MUNICIPAL ANNEXATION PLAN WHICH IS A THREE YEAR PROCESS. THE FIRST YEAR OF THE MUNICIPAL ANNEXATION PLAN PROCESS WHERE HE NOTIFIED, NOTIFIED RESIDENTS AND SERVICE PROVIDERS AND INVENTORY OF SERVICES AND NOW WE ARE GOING AHEAD AND DOING THE -- THE -- THE PUBLIC HEARINGS. IN JANUARY OR THEREABOUTS, COUNTY COMMISSIONERS APPOINTED FIVE REPRESENTATIVES IN THE NEIGHBORHOOD TO NEGOTIATE A SERVICE PLAN. STARTING IN JANUARY THEREABOUTS TO BEGIN THAT AND THEN IN JUNE WE WILL HAVE SERVICE PLAN COMPLETED AND IN DECEMBER OF 2006 WE'LL BE -- ACTUALLY ANNEXING IT AND SCHEDULING IT SET UP BY THE MUNICIPAL ANNEXATION PLAN. THE LOGIC OF THE ANNEXATION IS REALLY FAIRLY OBVIOUS. THIS ENTIRE MAP AREA, MUNICIPAL ANNEXATION PLAN AREA, WAS DEVELOPED WITH THE CITY OF AUSTIN WATER AND WASTEWATER SERVICES. PERIODICALLY WE HAVE A TRACT CITY OF AUSTIN WATER AND WASTEWATER SERVICES BUT WHICH IS NOT CONTIGUOUS TO THE FULL PURPOSE CITY LIMITS AND CANNOT BE ANNEXED. THAT'S WHAT'S HAPPENING IN THIS INSTANCE, SINCE THAT TIME LEXINGTON PARK SMART

HOUSING, [INDISCERNIBLE] MEADOW SMART HOUSING, AN ADDITIONAL KB PROJECT WERE ANNEXED THROUGH THE SMART HOUSING PROJECT, NOW THIS AREA IS CONTIGUOUS, ALSO WHEN WE PUT THIS AREA INTO THE MAP, THERE WAS YET ANOTHER PROJECT WHICH WOULD HAVE TOTALLY ENCAPSULATED THIS AREA AND LEFT IT AS A DOUGHNUT HOLE THEY ARE ALWAYS CONCERNED ABOUT. SO THE LOGIC OF DOING THIS IS TO PROVIDE SERVICE EFFICIENCIES AS WELL AS KEEPING IT, YOU KNOW -- AS WELL AS RECOGNIZING THE FACT THAT IT WAS SURROUNDED BY THE CITY, IT WAS FAIRLY OBVIOUS. SO -- SO THE SERVICE PLAN, YOU KNOW, IS FAIRLY -- FAIRLY STRAIGHTFORWARD, WE TAKE OVER FROM THE COUNTY WHAT THEY PROVIDE. TO PROVIDE ADDITIONAL AND ENHANCED SERVICES. NOW, I KNOW THAT THERE'S -- THERE -- WE'VE GOT REPRESENTATIVES OF A.P.D., AUSTIN FIRE, AND FROM -- FROM E.M.S. AND SO -- SO I'LL GO AHEAD AND TURN OVER STARTING KIND OF GOING IN ORDER, TURN OVER TO A.P.D. AND LET THE SECTOR COMMANDER TO GO OVER PROVISION OF SERVICES AND HOW THEY ARE GOING TO BE DOING THINGS STARTING IN 2006.

IF THE AUSTIN POLICE DEPARTMENT TAKES OVER SERVICE IN THAT AREA, OUR PRIMARY CALL TAKERS OF PATROL SERVICES WILL STAFF THAT AREA. I THINK WE WILL HAVE BETWEEN TWO AND THREE DISTRICTS UPON FULL ANNEXATION TO SERVE THAT AREA WITH OFFICERS BETWEEN ONE AND THREE PER DISTRICT. SO WE WILL ENHANCE COVERAGE IN THIS AREA.

[INDISCERNIBLE]

WE WILL HAVE MORE OFFICERS AVAILABLE TO QUICKLY GET TO THAT AREA. SHOULD INCREASE RESPONSE TIMES. ALSO WILL HAVE OTHER SERVICES AVAILABLE, OUR CENTRALIZED INVESTIGATIONS, DISTRICT REPS AND STREET RESPONSE UNITS AS WELL.

Slusher: SIR? DO YOU HAVE ANY IDEA HOW MANY OFFICERS THAT THE SHERIFF'S DEPARTMENT HAS IN THIS AREA OR AND/OR HOW WIDE AN AREA THOSE OFFICERS ARE COVERING?

FROM WHAT I UNDERSTAND, IT COULD BE AS LITTLE AS ONE IN THE IMMEDIATE AREA. SINCE THEY SERVE ALL AROUND THE CITY, THE UNINCORPORATED AREAS --

Slusher: AROUND THE CITY, NOT IN THE CITY.

THEIR TRAVEL TIMES AND DISTANCES ARE FAR GREATER THAN OURS.

Slusher: OKAY, THANK YOU VERY MUCH.

ALSO I WOULD POINT OUT IN DECEMBER OF '05 INTERPORT GETS ANNEXED THE FULL PURPOSE CITY LIMITS WILL EXTEND TO THIS POINT. SO I JUST WANTED TO POINT THAT OUT. THAT THE -- THAT THE PLANNED DEVELOPMENT AND PLANNED ANNEXATIONS ARE, YOU KNOW, MOVING THINGS, CLOSER AND CLOSER TO THIS AREA. NEXT REPRESENTATIVE IS FROM AUSTIN FIRE DEPARTMENT. [ONE MOMENT PLEASE FOR CHANGE IN CAPTIONERS] ONE PUMPER UNIT AND ONE BUSH TRUCK UNIT. ANY STRUCTURE FIRE IN THIS AREA WILL GET THE NORMAL A.F.D. RESPONSE COMPLIMENT OF FOUR PUMPERS, TWO LADDER TRUCKS, ONE RESCUE UNIT AND ONE BATTALION CHIEF.

Mayor Wynn: THANK YOU. QUESTIONS OF STAFF?

Slusher: I HAD A QUESTION. I WAS TRYING TO THINK OF A WAY IT WAS PHRASED IN THE PAPER TODAY REAL QUICKLY. BUT I THINK IT SAYS HERE THAT THE CITY OF AUSTIN'S SERVICE WOULD BE LESS THAN WHAT'S THERE NOW. THAT WAS STATED BY SOMEONE IN THE PAPER. COULD YOU ADDRESS THAT DIRECTLY?

YES, SIR. CURRENTLY THE ESD, THEIR CLOSEST FIRE STATION WOULD BE 5.8 MILES AWAY AT 9018 ELROY. AT THAT STATION THEY HAVE FOUR PIECES OF APPARATUS WITH THREE PERSONNEL STAFFING THAT STATION, WHICH MEANS THEY CAN ONLY MOVE THREE PIECES OF APPARATUS AT A TIME MAXIMUM. OUR STATION WILL HAVE ONE PIECE, A PUMPER APPARATUS, ONE PIECE OF BRUSH TRUCK APPARATUS, FOUR FIREFIGHTERS ON DUTY AT ALL TIMES. THAT'S THE PRIMARY RESPONSE UNIT. ALL OF THE BACKFILL UNITS THAT I MENTIONED EARLIER ARE ALL WITHIN

A 12-MILE CIRCLE, WHICH THE NEXT ESD STATION IS 12 MILES AWAY. SO WE HAVE WITHIN A 12-MILE RESPONSE FIVE PIECES -- FIVE STATIONS WITH A TOTAL OF 13 PIECES OF APPARATUS.

Slusher: 40 FIREFIGHTERS -- HOW MANY FIREFIGHTERS?

THAT WOULD BE SOMEWHERE AROUND 30 TO 35 FIREFIGHTERS ON DUTY.

Slusher: OKAY. AND SAY AGAIN HOW CLOSE IS THE FIRST -- THE MOST IMMEDIATE STATION?

OUR FIRST DUE STATION WILL BE 4.7 TO 5.1 MILES, DEPENDING UPON WHICH ROUTE THEY TAKE. SO APPROXIMATELY FIVE MILES.

Slusher: AND THEN WITH THE OVERLAP COVERAGE OR THE BACKUP COVERAGE, THERE'S CONSIDERABLY MORE THAN WHAT THEY HAVE RIGHT NOW.

YES, SIR.

Slusher: OKAY. THANK YOU VERY MUCH.

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

Thomas: YOU SAID 12 MILES AWAY. WHAT'S THE RESPONSE TIME?

FOR THE ESD STATION?

Thomas: RIGHT.

I HAVE NO IDEA WHAT THEIR RESPONSE TIME WOULD BE.

Thomas: YOU SAID THE ESD STATION IS 12 MILES AWAY. IS THAT WHAT YOU WERE SAYING?

YES, SIR. THEIR SECOND RESPONSE STATION IS 12 MILES

AWAY, THEIR FIRST RESPONSE STATION --

Thomas: THAT'S OKAY. THANK YOU.

Mayor Wynn: FURTHER COMMENTS, QUESTIONS? THANK YOU ALL.

I WANT TO POINT OUT THAT WE CURRENTLY SERVE ALL THIS THAT'S AROUND IT. ALSO I HAVE SOMEONE HERE FROM E.M.S. AND BEFORE I BRING UP HEATHER COOK FROM E.M.S., I WOULD LIKE TO POINT OUT THAT WE ARE CURRENTLY THE E.M.S. PROVIDER. BUT NOW I'LL LET HEATHER SAY THE SAME THING.

THANK YOU. THAT'S CORRECT. I'M HEATHER COOK WITH AUSTIN/TRAVIS COUNTY E.M.S. DEPARTMENT, AND WE ARE THE CURRENT SERVICE PROVIDER FOR THIS AREA. OUR CLOSEST STATION IS MEDIC 24 AT 9019 ELROY ROAD. THAT IS A STATION IN TRAVIS COUNTY. AND THAT'S APPROXIMATELY FIVE MILES FROM THE ANNEXATION AREA. OUR SECOND CLOSEST STATION, MEDIC 12, 53 09D EAST RIVERSIDE, IS ABOUT EIGHT MILES FROM THE AREA. AND SINCE APRIL 2004 WHEN OUR NEW CAD SYSTEM WENT ONLINE, WE'VE DONE ABOUT 30 RESPONSES TO THIS AREA.

Mayor Wynn: THANK YOU, HEATHER, FOR THE FOR THAT. QUESTIONS OF STAFF, COUNCIL? >> THANK YOU ALL.

JUST TO TELL YOU WHAT THE BALANCE OF THE PROGRAM IS, THE ANNEXATION THROUGH YOUR MAP IS THAT SOMETIME IN THE NEXT FEW WEEKS, COMMISSIONERS COURT WILL APPOINT FIVE RESIDENTS, NOT NECESSARILY FROM THIS AREA, BUT LIKELY -- THIS IS A MANUFACTURED HOUSING DEVELOPMENT THAT'S CURRENTLY PARTIALLY IN THE CITY. SO FROM THIS AND THIS AND POSSIBLY FROM THE DEL VALLE ISD, PICK FIVE PEOPLE. AND THEN STARTED IN JANUARY OR THEREABOUTS, NEGOTIATE THE SERVICE PLAN. ONE LAST THING, I MENTIONED TO THAT THE CITY OF AUSTIN PROVIDES WATER/SEWER. DIRECTOR OF WATER AND WASTEWATER IS HERE IF YOU HAVE ANY QUESTIONS ABOUT THE WATER AND WASTEWATER UTILITY SITUATION OUT THERE.

Mayor Wynn: COUNCIL, QUESTIONS FOR OUR WATER AND WASTEWATER DEPARTMENT? THANK YOU.

THAT CONCLUDES MY PRESENTATION ON THIS.

Mayor Wynn: THANK YOU. ARE THERE ANY CITIZENS WISHING TO BE HEARD ON THIS PUBLIC HEARING, ITEM 49, THE FULL PURPOSE ANNEXATION OF THE PEARCE LANE/ROSS ROAD MUNICIPAL ANNEXATION PLAN AREA? HEARING NONE, I'LL ENTERTAIN A MOTION TO CLOSE THE PUBLIC HEARING. MOTION MADE BY COUNCILMEMBER THOMAS. I'LL SECOND TO CLOSE THE PUBLIC HEARING ON ITEM NUMBER 49. ALL THOSE IN FAVOR, PLEASE SAY AYE.

AYE.

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

SO THE NEXT ITEM IS THE FERGUSON CUTOFF. AND FERGUSON CUTOFF IS ABOUT 98 ACRES, 99 ACRES IN TRAVIS COUNTY AT THE INTERSECTION OF U.S. 290 EAST AND FERGUSON CUTOFF. AND THAT'S RIGHT THERE. AND THAT'S SPRINGDALE RIGHT HERE. SO THIS AREA INCLUDES A MIX -- THIS IS THE SECOND OF TWO PUBLIC HEARINGS, AN ORDINANCE READING SCHEDULED FOR 11/18. SO THIS IS THE SECOND -- THIS AS I SAID IS A MIX OF EXISTING COMMERCIAL AND INDUSTRIAL USES, AND THIS WAS BROUGHT TO OUR ATTENTION THROUGH AN SCR, UNDEVELOPED TRACT THAT TRIGGERED THIS ANNEXATION. IT'S PROBABLY 90% DEVELOPED INDUSTRIAL AREA. ESSENTIALLY WE TAKE OVER FROM TRAVIS COUNTY FOR SERVICES THEY PROVIDE AND PROVIDE ADDITIONAL ENHANCED SERVICES NOT OTHERWISE AVAILABLE FROM TRAVIS COUNTY AND ALSO BE EXTENDING WASTEWATER SERVICE TO OCCUPY THE LEGAL SUBDIVIDED LOTS NOT CURRENTLY SERVED. THERE ARE ONE OR TWO LOTS LIKE THAT. THERE MAY BE. I'M NOT SURE ABOUT THE STATUS. BECAUSE THE TIME REQUIRED TO CONSTRUCT THE WATER AND WASTEWATER FACILITIES, IT WILL BE TWO AND A HALF YEARS FROM EFFECTIVE DATE. SO THE FOLLOWING SCHEDULE IS PROPOSED. CONSTRUCTION BEGINS TWO YEARS OF THE EFFECTIVE DATE AND SUBSTANTIALLY COMPLETE WITHIN FOUR AND A HALF

YEARS OF THE EFFECTIVE DATE, BUT THE OVERWHELMING BULK OF THIS AREA WITH THE EXCEPTION OF A FEW LOTS IS CURRENTLY SERVICED BY THE CITY OF AUSTIN WATER AND SEWER. SO THAT CONCLUDES MY FERGUSON CUTOFF PRESENTATION.

Mayor Wynn: THANK YOU. QUESTIONS OF MR. LUKENS, COUNCIL? ARE THERE ANY CITIZENS THAT WISH TO BE HEARD ON THIS PUBLIC HEARING, ITEM NUMBER 51, RELATED TO THE FULL PURPOSE ANNEXATION OF THE FERGUSON CUTOFF AREA. ANY CITIZENS? HEARING NONE, I'LL ENTERTAIN A MOTION TO CLOSE THE PUBLIC HEARING. MOTION MADE BY COUNCILMEMBER MCCRACKEN. I'LL SECOND TO CLOSE THE PUBLIC HEARING ON ITEM NUMBER 51. ALL THOSE IN FAVOR, PLEASE SAY AYE.

AYE.

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

THIS NEXT AREA, SETON SOUTHWEST, IS ABOUT 64 ACRES IN TRAVIS COUNTY SOUTH OF 290 WEST AT THE SOUTHWEST CORNER OF THE INTERSECTION OF 290 AND FM 1826. IT'S RIGHT THERE. IT INCLUDES SETON SOUTHWEST HOSPITAL. AND THIS ALREADY IS SERVED BY THE CITY OF AUSTIN WATER AND WASTEWATER UTILITY. WE ALREADY MAINTAIN THE SIGNAL AT THE INTERSECTION. THE BASIC ISSUE RESOLVES AROUND AMBULANCE FRANCHISE SERVICES, AND HEATHER COOK FROM E.M.S. IS HERE IF YOU HAVE ANY QUESTIONS REGARDING THAT. ESSENTIALLY FOR THE SERVICE PLAN, WE'LL TAKE OVER FROM THE COUNTY FOR WHAT THEY PROVIDE AND PROVIDE ADDITIONAL ENHANCED SERVICES NOT OTHERWISE AVAILABLE AND PROVIDE A SERVICE LEVEL SIMILAR TO WHAT WE PROVIDE IN THE BALANCE OF THE CITY. AS YOU CAN SEE, IT'S THE CITY REALLY ON THREE SIDES, CITY LIMITS RATHER. THAT CONCLUDES MY PRESENTATION. I'LL BE GLAD TO ANSWER ANY QUESTIONS. AND HEATHER IS HERE FOR E.M.S.

Mayor Wynn: QUESTIONS OF MR. LUKENS, COUNCIL? COMMENTS? ARE THERE ANY CITIZENS WISHING TO BE HEARD ON THIS PUBLIC HEARING, ITEM NUMBER 52 RELATED

TO THE FULL PURPOSE ANNEXATION OF THE SETON SOUTHWEST AREA? HEARING NONE, I'LL ENTERTAIN A MOTION TO CLOSE THE PUBLIC HEARING. >>MOTION MADE BY THE MAYOR PRO TEM. I'LL SECOND TO CLOSE THE PUBLIC HEARING ON ITEM NUMBER 52. ALL THOSE IN FAVOR, PLEASE SAY AYE.

AYEMENT.

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

YOU FAILED TO SAY THIS IS THE FIRST OF TWO HEARINGS, SO WE'LL HAVE ANOTHER HEARING ON 11-4, ANOTHER SCHEDULED FOR DECEMBER THE 2nd. THAT'S THE SCHEDULE ON SETON SOUTHWEST. THIS IS FM 620 RIGHT-OF-WAY AREA. THIS IS 15.2 ACRES IN TRAVIS COUNTY PT HATCH APPROXIMATELY HALF A MILE SOUTH OF THE INTERSECTION OF 620 AND BOULDER AND SOUTH TO THE CURRENT CITY LIMITS. AND IT IS THE FM 620 RIGHT-OF-WAY. THIS IS ONE OF THESE SITUATIONS WHERE WE HAVE AN IN AND OUT SITUATION REGARDING CITY LIMITS. THIS IS FULL PURPOSE, FULL PURPOSE STARTS AGAIN AND WE WANTED TO REDUCE THAT AREA, SO IT ALREADY IS CITY LIMITS ON THIS SIDE, WE SAID WE'LL JUST ANNEX THE RIGHT-OF-WAY AND THIS HELPS OUT THE VOLUNTEERS BY REDUCING THEIR RESPONSIBILITY, AND SINCE WE HAVE A FACILITY AND SERVICES, THEY COULD COVER THIS AND REDUCE THEIR OBLIGATION. ESSENTIALLY WE'D TAKE OVER FROM THE COUNTY FOR THE SERVICES THEY PROVIDE, WHICH OF COURSE IS RIGHT-OF-WAY. IT'S A STATE HIGHWAY, SO IT'S MAINTAINED BY THE STATE. AND WE'LL PROVIDE THE VARIOUS SERVICES. WE PROVIDE RIGHT-OF-WAY ELSEWHERE IN THE CITY. SO THAT CONCLUDES MY FM 620 AREA PRESENTATION. THIS IS THE FIRST OF TWO PUBLIC HEARINGS. ANOTHER ONE NEXT WEEK, AND ACTION ON DECEMBER SECOND.

Mayor Wynn: THANK YOU, MR. LUKENS. QUESTIONS OF STAFF, COUNCIL? ARE THERE ANY CITIZENS WISHING TO BE HEARD ON THIS PUBLIC HEARING, ITEM NUMBER 54, RELATED TO THE FULL PURPOSE ANNEXATION OF THE GRANT ROAD

AREA?

NO THIS IS 620.

Mayor Wynn: FM 620 RIGHT-OF-WAY. EXCUSE ME. ARE THERE ANY CITIZENS WISHING TO BE HEARD ON ITEM NUMBER 53, THIS FULL PURPOSE ANNEXATION OF THE FM 620 PRIVATE WAY AREA. HEARING NONE, I'LL ENTERTAIN A MOTION TO CLOSE THE PUBLIC HEARING? MADE MADE BY MAYOR PRO TEM AND I'LL SECOND TO CLOSE THE HEARING ON ITEM NUMBER 53. ALL THOSE IN FAVOR, PLEASE SAY AYE. ALL OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO.

THE NEXT ONE, THIS NEXT HEARING IS FOR -- IS THE BRANT ROAD AREA. AND IT IS AT THE INTERSECTION OF BRANDT ROAD AND IH-35. THIS IS THE FIRST OF TWO PUBLIC HEARING. WE'LL HAVE A PUBLIC HEARING NEXT WEEK AND THEN AN ORDINANCE READING TENTATIVELY SCHEDULED FOR DECEMBER SECOND. THIS IS PROPERTY OWNED BY THE GENERAL LAND OFFICE FOR THE BENEFIT OF THE PERMANENT SCHOOL FUND. AND SO -- THE RESIDENTS IN THIS -- HOA IN THIS NEIGHBORHOOD, PARKSIDE, AND THE RESIDENTS HERE IN ONION CREEK, CONTACTED ME SAYING THEY HAD HEARD THAT THIS PROPERTY WAS GOING TO BE SOLD FOR DEVELOPMENT, AND SO WHEN THAT SORT OF LAND USE SITUATION OCCURS AND RESIDENTS ARE CONCERNED ABOUT ADJACENT PROPERTY THAT CAN BE SERVED -- CAN BE ANNEXED BY THE CITY, WE GO AHEAD AND TYPICALLY ANNEX THAT AREA FOR LAND USE CONTROLS. SO THIS TRACT FOLLOWING ANNEXATION WOULD BE SUBJECT TO ZONING AND THE SITE DEVELOPMENT STANDARDS THAT TAKE PLACE IN THE BALANCE OF THE CITY. SO IT'S APPROXIMATELY 30 ACRES IN SIZE, AND IT'S THERE AT THE NORTHEAST CORNER OF BRANDT AND IH-35. WE WOULD TAKE OVER FROM THE COUNTY FOR THE SERVICES THEY PROVIDE. IT'S A VACANT PROPERTY AT THIS POINT. WE WOULD TAKE OVER FROM THE COUNTY FOR THE SERVICES THAT THEY PROVIDE AS WELL AS PROVIDING ADDITIONAL ENHANCED SERVICES NOT OTHERWISE AVAILABLE. AND AGAIN, THE FIRST TWO PUBLIC HEARINGS, THE NEXT ONE IS NEXT WEEK AND THEN ORDINANCE READING TENTATIVELY SCHEDULED FOR DECEMBER THE SECOND. SO THAT CONCLUDES THE BRANT

ROAD PRESENTATION.

Mayor Wynn: MR. LUKENS, ON A CASE LIKE THIS WHERE OBVIOUSLY THE STATE -- THE GENERAL LAND OFFICE OWNS THIS LAND, BEFORE WE JUST GO OUT AND EVEN POST THIS FOR ANNEXATION, HAS WILL BEEN ANY CONTACT BETWEEN CITY STAFF AND THE GENERAL LAND OFFICE?

YES. AS SOON AS I HEARD THAT THERE WAS A PROPOSAL OUT ON THIS -- BECAUSE I HAD ALSO BEEN TOLD THIS WAS BEING PURCHASED FOR TXDOT AND IT WOULD BE USED FOR TXDOT, SO I JUST SORT OF TUCKED IT IN THE BACK OF MY MIND, NEVER THINKING ABOUT IT. AND THEN WHEN THE PARKSIDE RESIDENTS AND THE ONION CREEK RESIDENTS CONTACTED ME, I CONTACTED THE FOLKS AT GLO AND THEY SAID THAT THEY WERE INDEED IN THE PROCESS OF SELLING IT OR PEOPLE WHO ARE JUST BUYING IT FOR COMMERCIAL USE. AND I SAID, WELL, WE'RE GOING TO BE ANNEXING IT FOR LAND USE CONTROLS, AND I EXPLAINED TO THEM THE VARIOUS PROCESS. WE HAVE TO SEPARATELY IDENTIFY NOTIFY THE SIS SENT COMMISSIONER FOR ASSET MANAGEMENT, AND WE FOLLOWED THAT STATUTORY REQUIREMENT. AND I ENTHE FOLKS AT GLO TO FILE A ZONING GAIS ON THIS -- CASE ON THIS. IT'S ON IH-35. GO AHEAD AND FILE A ZONING CASE AND I'M GOING TO ASSUME THAT THAT'S WHAT THEY'LL BE DOING. BUT THERE'S NOTHING SPECIAL TO MY KNOWLEDGE THAT CAN BE ATTRIBUTED TO THE FACT THAT IT'S GLO FOR THE BENEFIT OF PERMANENT SCHOOL FUND.

Mayor Wynn: IT WOULD SEEM TO ME -- I WANTED TO MAKE SURE THAT WE WERE SENSITIVE TO SOME OF OUR COHORTS IN STATE GOVERNMENT FOR THAT. THIS -- THIS WAS AN ATTEMPT TO PERHAPS DEVALUE THE PROPERTY YOU'RE MAKING MORE COMPLICATED FOR THEM TO GIVE VALUE FOR THE SCHOOL FUND.

WELL, SIR, I'LL JUST BE VERY CANDID, AND WE -- YOU KNOW, THE CITY TO A GREATER OR LESSER DEGREE FACILITATES DEVELOPMENT. AND SO THERE'S CERTAINLY NO INTEREST -- NO INTEREST ON MY PART TO DO ANYTHING THAT WOULD LIMIT THE VALUE OF PROPERTY ON IH-35.

Mayor Wynn: SO THE STAFF AT GLO DIDN'T HAVE ANY PRELIMINARY PARTICULAR HEART BURN ABOUT THIS PROPOSED ANNEXATION?

WELL, THERE'S A LOT OF PEOPLE ON THE STAFF AT GLO. IT COULD WELL BE THAT -- I DON'T KNOW. I CAN'T SPEAK TO THAT. BUT WE FOLLOWED -- I'VE NEVER RECEIVED A FORMAL LETTER FROM SOMEONE AT GLO SAYING, YOU KNOW, ONE WAY OR THE OTHER. MY CONCERN ONLY IS -- AND I ASSUME THE THE CONCERN OF THE PEOPLE AT ONION CREEK AND PARKSIDE, WHO THEMSELVES WERE ANNEXED TWO YEARS AGO, THAT DEVELOPMENT ADJACENT TO THEM MEETS CITY OF AUSTIN SITE DEVELOPMENT STANDARDS.

OKAY. THANK YOU.

Mayor Wynn: FURTHER QUESTIONS OF MR. LUKENS, COUNCIL? FURTHER COMMENTS? ARE THERE ANY CITIZENS WISHING TO BE HEARD ON THIS PUBLIC HEARING, ITEM NUMBER 55 RELATED TO THE FULL PURPOSE ANNEXATION OF THE BRANT ROAD AREA. HEARING NONE, I'LL ENTERTAIN A MOTION TO CLOSE THE PUBLIC HEARING. MOTION MADE BY THE MAYOR PRO TEM, SECONDED BY COUNCILMEMBER DUNKERLEY TO CLOSE THE PUBLIC HEARING, ITEM NUMBER 54. ALL THOSE IN FAVOR, PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SIX TO ZERO WITH COUNCILMEMBER MCCrackEN TEMPORARILY OFF THE DAIS.

THANK YOU, SIR.

Mayor Wynn: THANK YOU, MR. LUKENS. SO, COUNCIL, THAT TAKES US TO ITEM NUMBER 55, WHICH IS TO CONDUCT A PUBLIC HEARING AND CONSIDER ACTION ON AN APPEAL BY IRMA ARRIETA OF THE ZONING AND PLATTING COMMISSION DECISION TO DENY A CONDITIONAL USE PERMIT FOR DAY CARE SERVICES. I'VE JUST BEEN REMINDED THAT ON CHANGES AND CORRECTIONS WE CORRECTED IT. THIS WILL NOT BE A PUBLIC HEARING. WE'RE ONLY CONSIDERING

TAKING ACTION. MR. ZAPALAC?

GOOD EVENING, GEORGE ZAPALAC WITH WATERSHED PROTECTION AND REVIEW. YOU DID CLOSE THE PUBLIC HEARING ON THIS ITEM LAST WEEK AND YOU ASKED FOR SOME INFORMATION FROM AUSTIN ENERGY ABOUT THE POSSIBLE EFFECT OF THE OVERHEAD POWER LINES ON PERSONS IN THE AREA. THERE WAS A REPORT ON THIS THAT WAS DISTRIBUTED TO COUNCIL EARLIER THIS AFTERNOON, AND THERE ARE REPRESENTATIVES FROM AUSTIN ENERGY PRESENT IF YOU WOULD LIKE MORE INFORMATION ON THIS ISSUE.

Mayor Wynn: THANK YOU, MR. ZAPALAC. QUESTIONS OF STAFF, COUNCIL? I BELIEVE WE HAD A FEW QUESTIONS A COUPLE OF WEEKS AGO WHEN WE TOOK UP THE CASE IN THE PUBLIC HEARING.

COUNCILMEMBER, ROGER DUNCAN FROM AUSTIN ENERGY. I BELIEVE THAT YOU HAD ASKED IF THERE WERE CAUSE AND EFFECT RELATIONSHIPS OR SCIENTIFIC RELATIONSHIP BETWEEN ELECTROMAGNETIC FIELDS AND HEALTH AND ALSO IF WE HAD RECEIVED ANY COMPLAINTS FROM THE SCHOOL DISTRICT OR SCHOOLS IN THE AREA. THE MEMO THAT WE SENT TO YOU TODAY SHOWS IN OUR OPINION THERE'S NO SCIENTIFICALLY PROVEN CAUSE AND EFFECT RELATIONSHIP BETWEEN THE EMF GENERATED FROM TRANSMISSION LINES AND HUMAN HEALTH. THERE HAVE BEEN SOME STATISTICAL ASSOCIATION BETWEEN EXPOSURE TO ELECTRICITY AND HUMAN HEALTH, BUT IT DOES NOT MEAN THAT IT IS SYNONYMOUS FOR CAUSE. IT'S MERELY A CO-RELATIONSHIP. IN ADDITION, WE HAVE NOT RECEIVED ANY COMPLAINTS FROM EITHER INDIVIDUAL SCHOOLS OR AISD ADMINISTRATION REGARDING HEALTH OF SCHOOL CHILDREN AND POWER LINES. WE SENT YOU A REPORT ABOUT NUMEROUS -- THE NUMEROUS STUDIES THAT HAVE BEEN DONE ON EMF. THERE ARE SOME STUDIES THAT REPORT SMALL INCREASES IN THE WAY OF LEUKEMIA OR BRAIN CANCER IN GROUPS OF PEOPLE THAT ARE LIVING OR WORKING IN HIGH MAGNETIC FIELDS. HOWEVER, OTHER STUDIES HAVE FOUND NO SUCH INCREASES. BECAUSE OF THIS, THERE ARE NO FEDERAL LIMITS FOR WORKER EXPOSURE, FOR INSTANCE, TO EMF'S THAT HAVE BEEN

RECOMMENDED OR ESTABLISHED IN THE UNITED STATES, AND THE NATIONAL INSTITUTE FOR OCCUPATIONAL SAFETY AND HEALTH AND OTHER GOVERNMENT AGENCIES DO NOT CONSIDER EMF A PROVEN HEALTH HAZARD. OUR RECOMMENDATION IN THIS CASE IS SIMPLY THAT PERMANENT PLAYGROUND EQUIPMENT NOT BE LOCATED UNDERNEATH THE EASEMENT AND THE TRANSMISSION LINES AS WE DO WITH ALL OF OUR TRANSMISSION EASEMENTS, AND THAT PLAYGROUND EQUIPMENT THAT'S LOCATED OUTSIDE THE EDGE OF THE EASEMENT BE OF NON-CONDUCTIVE MATERIAL, AND THAT NOT BEING MORE THAN 10 FEET HIGH. WITH THOSE PRECAUTIONS, DO NOT FEEL THAT THERE'S A LINK BETWEEN A DANGER FROM THE EMF BEING GENERATED FROM THE TRANSMISSION LINES.

Mayor Wynn: THANK YOU, MR. DUNCAN. QUESTIONS, COUNCIL? COMMENTS? MAYOR PRO TEM.

Goodman: NOT ABOUT THIS. HOW MANY CHILDREN WERE -- THIS IS TO THE NUMBER OF CHILDREN THAT ARE THERE NOW, AND HOW MANY CHILDREN SHE WANTS TO EXPAND TO.

MAYOR PRO TEM, I'M JEFF BENNETT. AND THE ORIGINAL CONDITIONAL USE PERMIT I THINK WAS FOR 16 CHILDREN; HOWEVER, THE STATE AND LICENSING AGENCY SAYS THAT WE CAN'T HAVE ANY MORE THAN 12. THERE ARE CURRENTLY SIX CHILDREN IN THE CHILD CARE FACILITY NOW, SO PRESUMING WE CAN'T GET ANY MORE THAN 12, THEN THE CONDITIONAL USE PERMIT SHOULD BE FOR 12 CHILDREN.

Mayor Wynn: THANK YOU, MR. BENNETT. FURTHER QUESTIONS, COMMENTS? AGAIN, WE HAVE CLOSED THE PUBLIC HEARING ON THIS ITEM, AND TECHNICALLY THIS IS AN APPEAL BY MS. ARRIETA OF ZAP'S CONDITION TO DENY. MAYOR PRO TEM?

Goodman: WAIT A SECOND. LET ME FIGURE OUT HOW TO SAY IT. I MOVE TO UPHOLD THE APPEAL.

Mayor Wynn: MOTION MADE BY MAYOR PRO TEM TO UPHOLD THE APPEAL. SECONDED BY COUNCILMEMBER ALVAREZ. THAT IS -- WHICH IS TO VOTE IN FAVOR OF MS. ARRIETA,

GRANT THE APPEAL THAT WAS ORIGINALLY DENIED BY ZAP.  
COUNCILMEMBER SLUSHER.

Slusher: I REALLY RESPECT THE MAYOR PRO TEM'S  
JUDGMENT AND THINKING ON THIS ISSUE, SO I'D LIKE TO  
HEAR HER SORT OF EXPLAIN HER THINKING A LITTLE BIT.

Mayor Wynn: MAYOR PRO TEM.

Goodman: THE ACTUAL NUMBER IS A VERY SMALL NUMBER  
AND I THINK IT FITS IN A RESIDENTIAL SETTING. THAT'S WHY I  
ASKED WHETHER HE WAS GOING UP TO 16, BECAUSE FOR  
ME 16 IS PUSHING IT. AND WITH 12 YOU'RE ALSO ABLE TO  
MAKE SURE THERE'S CONTROL SO THAT THEY DON'T GO TO  
WHERE IN THE EASEMENT THERE MIGHT BE SOME EFFECT.  
THE STUDIES ARE NOT CLEAR ON THAT.

Slusher: HAVE YOU LOOKED AT -- I'M SORRY.

Goodman: SO IN ESSENCE IT'S A SAFE PLACE IN A  
RESIDENTIAL AREA FOR A SMALL NUMBER OF KIDS.

Slusher: AND YOU LOOKED AT THE TRAFFIC ACCESS ISSUES?  
OKAY.

Mayor Wynn: COUNCILMEMBER, WE HAVE A MOTION ON THE  
TABLE AND A SECOND TO GRANT THE APPEAL. FURTHER  
COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE  
SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION TO GRANT THE APPEAL  
PASSES ON A VOTE OF SIX TO ZERO WITH COUNCILMEMBER  
MCCRACKEN OFF THE DAIS. IS THAT ALL OF OUR ACTION  
ITEMS NOW? SO COUNCIL, WE HAVE NO MORE ITEMS FOR  
OPEN SESSION; HOWEVER, WE STILL HAVE ONE ITEM STILL  
ON OUR EXECUTIVE SESSION AGENDA, SO AT THIS TIME WE  
WILL GO INTO CLOSED SESSION PURSUANT TO SECTION  
551.071 OF THE OPEN MEETINGS ACT TO TAKE UP AGENDA  
ITEM 35 RELATED TO A CITY LANDFILL FACILITY. WHEN THE  
EXECUTIVE SESSION ENDS, I WILL COME OUT WITH A  
QUORUM OF THE COUNCIL SIMPLY TO ADJOURN THE

COUNCIL MEETING. WE ARE NOW IN CLOSED SESSION.  
IERKSZ

**End of Council Session Closed Caption Log**