

Closed Caption Log, Council Meeting, 01/27/05

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Mayor Wynn: GOOD MORNING. I'M AUSTIN MAYOR WILL WYNN AND IT'S MY HONOR TO WELCOME THE REVEREND MATTHEW PESTER TO LEAD US IN OUR INVOCATION, PLEASE RISE. REVEREND?

THANK YOU, MAYOR WYNN, COUNCILMEMBERS, PEOPLE OF AUSTIN, LET'S PRAY. ALMIGHTY GOD I GIVE YOU THANKS THIS MORNING FOR THE MAYOR AND FOR EACH COUNCILMEMBER AND FOR THE TIME AND THE TALENT AND THE COMMITMENT THAT THEY HAVE TO CONTINUE TO GUIDE THIS CITY, MAKING IT ONE OF THE GREATEST PLACES ON EARTH TO LIVE. AND AS THEY GO ABOUT THEIR BUSINESS THIS MORNING, LORD, I PRAY THAT YOU WOULD BE HERE WITH THEM AND THAT YOU WOULD CONTINUE TO GIVE THEM THE COURAGE TO SPEAK AND TO STAND FOR THEIR CONVICTIONS. THAT YOU WOULD CONTINUE TO GIVE THEM WISDOM TO MAKE THOUGHTFUL DECISIONS THAT RESPECT AND BENEFIT ALL THE GOOD PEOPLE OF THIS CITY. THAT YOU WOULD CONTINUE TO GIVE THEM HUMILITY, TO SEEK TO UNDERSTAND BEFORE BEING UNDERSTOOD. AND TO LISTEN NOT ONLY WITH THEIR EARS BUT ESPECIALLY WITH THEIR HEARTS. AND FINALLY, THAT YOU CONTINUE TO GIVE THEM GRACE, TO FORGIVE AND TO BE INSTRUMENTS OF RECONCILIATION WHEN NEEDED. AND ALWAYS TO DESIRE FIRST AND FOREMOST TO SERVE RATHER THAN BE SERVED. LORD, BLESS THE GOOD PEOPLE OF THIS CITY AND ALL THAT IS DONE HERE TODAY. I ASK CONFIDENTLY AND EXPECTANTLY IN CHRIST'S NAME, AMEN. AMEN. THANK YOU,

IF I COULD EVER BE OF SERVICE, PLEASE DON'T HESITATE TO CALL ON ME.

THANK YOU, REVEREND. THERE BEING A QUORUM PRESENT, THIS TIME I CALL TO ORDER THE AUSTIN CITY COUNCIL, IT'S THURSDAY, JANUARY 27th, 2005, WE'RE IN THE COUNCIL CHAMBERS OF THE NEW CITY HALL, 301 WEST SECOND STREET, AUSTIN TEXAS. IT'S APPROXIMATELY 10:16 A.M. I'LL READ INTO THE RECORD THIS WEEK'S CHANGES TO POSTED AGENDA. WE HAVE A HANDFUL OF THEM. PLEASE NOTE THAT ITEM NUMBER 10 AND 11 AND 12 WHICH ARE ALL RELATED TO ONE ANOTHER WILL ALL BE POSTPONED TO FEBRUARY 3, 2005. WE SHOULD NOTE ON ITEM NUMBER 43 THAT IT'S RELATED TO ITEM NUMBER 53. WE WILL BE POSTPONING THESE TWO ITEMS TO ONE WEEK, FEBRUARY 3, 2005. ITEM NUMBER 47, WE NEED TO STRIKE THE REFERENCE OF FEBRUARY 22ND THROUGH 26th AND CORRECT TO READ FEBRUARY 20th THROUGH 26th, 2005. ITEM NUMBER 48 IS POSTPONED INDEFINITELY. AND ITEM NUMBER 52, WE SHOULD STRIKE THE WORD LEGISLATURE AND REPLACE IT WITH LEGISLATIVE SESSION. AND ITEM NUMBER 54, WE SHOULD STRIKE THE AMOUNT \$109,525,000 AND REPLACE IT WITH \$145,635,000. ARE THE PUBLIC IMPROVEMENT BOND SERIES ITEM NUMBER 54. ON ITEM ZONING CASE Z 10 IT SHOULD BE NOTED THIS IS FORWARDED TO THE CITY COUNCIL WITHOUT A RECOMMENDATION. SO THOSE ARE ALL THE CHANGES AND CORRECTIONS TO THIS WEEK'S POSTED AGENDA. OUR TIME CERTAIN ITEMS TODAY AT 12:00 NOON, WE HAVE OUR GENERAL CITIZEN COMMUNICATIONS. AT 2:00 WE HAVE A -- THE BOND SALES REFERENCED BEFORE, ITEM NUMBER 54, AND WE ALSO HAVE A BRIEFING, ITEM NUMBER 55 RELATED TO THE DOWNTOWN RETAIL DEVELOPMENT STRATEGY. AT 4:00 WE BREAK FOR ZONING HEARINGS AND APPROVAL OF ORDINANCES AND RESTRICTIVE COVENANTS. THOSE SHOW AS ITEMS 56 THROUGH 62. AND ZONING CASES Z 1 THROUGH Z 12. I'LL ANNOUNCE NOW THAT STAFF IS REQUESTING THE POSTPONEMENT OF ITEM Z 7 AND Z 8, BOTH AVERY RANCH ITEMS TO MARCH 3, 2005, AND AGAIN, TECHNICALLY, WE CAN'T TAKE UP THAT POSTPONEMENT VOTE UNTIL THE 4:00 TIME CERTAIN, BUT FOR FOLKS TO KNOW THAT ITEMS Z 7 AND Z 8 ARE LIKELY TO BE POSTPONED TO MARCH 3. 5:30 WE HAVE OUR LIVE MUSIC

AND PROCLAMATIONS AND AT 6 P.M. WE HAVE OUR PUBLIC HEARINGS AND POSSIBLE ACTIONS. ITEM 63 AND 64. I WILL NOTE THAT STAFF ALSO WILL BE REQUESTING THAT ITEM NUMBER 63, WHICH IS OUR TRANSIT ORIENTED DEVELOPMENT ORDINANCE, TOD, WILL BE -- STAFF WILL BE REQUESTING THAT BE POSTPONED TO FEBRUARY 3, 2005, AND AGAIN THAT POSTPONEMENT VOTE CAN'T OCCUR UNTIL 6:00 P.M. COUNCIL, CURRENTLY THERE'S NO ITEMS PULLED OFF THE CONSENT AGENDA. IF THAT IS STILL THE CASE, I'LL READ INTO THE RECORD OUR CONSENT AGENDA THIS MORNING. ANY ITEMS TO BE PULLED OFF THE CONSENT AGENDA? IF NOT OUR CONSENT AGENDA WILL BE NUMERICALLY ITEM 1, 2, 3, 5, 6, 7, 8, 9, ITEMS 10, 11 AND 12, ALL POSTPONED TO FEBRUARY 3, 2005. ITEMS 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25RBGS25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, WHICH IS OUR BOARD AND COMMISSION APPOINTMENTS, I'LL READ THOSE INTO THE RECORD NOW. TO OUR LIBRARY COMMISSION, DENISE BRADY IS A CONSENSUS REAPPOINTMENT. TO THE PLANNING COMMISSION, KEITH JACKSON IS COUNCILMEMBER THOMAS' APPOINTMENT. TO THE SALTILLO DISTRICT REDEVELOPMENT PROJECT. RACHEL DAVILLA IS A CONSENSUS REAPPOINTMENT AND TO THE URBAN FORESTRY BOARD, KEITH BABERNY. HOPE I'M PRONOUNCING THAT CORRECTLY. COUNCILMEMBER SLUSHER'S APPOINTEE. THAT IS ITEM NUMBER 42, OUR BOARD AND COMMISSION APPOINTMENTS. ITEM 43, OUR POSTPONEMENT TO FEBRUARY 3, 2005. CONTINUING THROUGH THE CONSENT AGENDA. ITEM 44, 45, 46, 47 PER CHANGES AND CORRECTIONS, 48 POSTPONED INDEFINITELY. 49, 50,, ALSO POSTPONED TO FEBRUARY 3, 2005. THAT'S OUR CONSENT AGENDA, I'LL ENTERTAIN A MOTION.

[INAUDIBLE]

Mayor Wynn: MOTION MADE BY COUNCILMEMBER THOMAS, SECONDED BY THE MAYOR PRO TEM TO APPROVE THE CONSENT AGENDA AS READ.

IF YOU DON'T MIND ON ITEM NUMBER 54, CAN YOU EXPLAIN HOW -- I KNOW IT'S PROBABLY GOOD, BUT WHY WE SCRATCHED OUT THE 108 AND WENT UP TO 145 IN THE

CORRECTIONS, CAN YOU TELL ME WHY.

I'M SORRY, I'M HAVING A LITTLE BIT OF TROUBLE HEARING YOU, COUNCILMEMBER.

ONE MORE TIME.

ITEM 54, ON THE CHANGES WE HAD, 109,500,000 AND SOMETHING.

OKAY, HERE IS JOHN STEPHENS HE CAN WALK YOU THROUGH THAT.

THAT BOND REFUNDING BASED ON MARKET CONDITIONS THAT EXISTED AT THAT TIME AND WE WERE SIMPLY ABLE TO GET MORE FAVORABLE CONDITIONS AS MR. NEW MAN WILL REPORT TO YOU AS 2:00, SO WE EXPANDED THE SIZE OF THE REFUNDING TO ALLOW US TO GET BETTER SAVINGS ON THAT.

OKAY. THANK YOU.

AGAIN, ITEM NUMBER 54 IS NOT ON THE CONSENT AGENDA, BUT WE HAVE THE TWO O'CLOCK BOND SALESMAN, WE'LL HAVE PLENTY OF TIME TO DISCUSS THAT. COUNCILMEMBER McCRACKEN?

McCracken: THERE ARE TWO PIECES OF OUTSTANDING NEWS ON TODAY'S AGENDA RELATING TO THE FILM AND VISUAL MEDIA SECTOR IN AUSTIN. IN PARTICULAR AS WE KNOW, THIS COUNCIL LAST YEAR APPROVED THE STUDY OF HOW WE COULD MAINTAIN AUSTIN AS A REALLY RISING COMMUNITY IN THE NATION FOR THE MAKING OF MOVIES AND ONE OF THE RECOMMENDATIONS THAT CAME OUT IS WE NEEDED TO AIR CONDITION AND SOUND PROOF AUSTIN STUDIOS WHICH AT THE TIME SEEMED LIKE A PRETTY FORMIDABLE THING TO ACCOMPLISH, BUT ALSO IF COUNCIL RECOMMENDATIONS TO MAKE IT EASIER TO CLOSE STREETS FOR MAKING MOVIES AND I SEE WE HAVE SUZANNE WHO RUNS AUSTIN STUDY OWES AND I WAS WONDERING IF IT WOULD BE OKAY IF THEY COULD TELL US A LITTLE BIT ABOUT THIS PROJECT SINCE I THINK IT'S A GREAT DEAL

ABOUT THIS CITY.

ABSOLUTELY, MS. QUINN, WELCOME.

GOOD MORNING, MAYOR WYNN AND CITY COUNCIL MEMBER, THANKS FOR HAVING US TODAY, WE'RE THRILLED THE CULMINATION OF YEARS OF A PARTNERSHIP BETWEEN AUSTIN FILM SOCIETY AND THE CITY OF AUSTIN TO SEE THAT GRANT GOING INTO THE ECONOMIC DEVELOPMENT ADMINISTRATION IS ABSOLUTELY THRILLING TO US AND JUST IN TIME. FOUR DAYS FROM MY DELIVERY DATE, SO WE GOT IT IN JUST UNDER THE WIRE. BUT THIS GRANT IS \$1.5 MILLION FROM THE ECONOMIC DEVELOPMENT ADMINISTRATION INCLUDES PARTICIPATION OF THE CITY AND A MATCH OF 800,000 FROM AUSTIN ENERGY AND FROM THE WATER UTILITY, AND IT PROVIDES MUCH NEEDED INFRASTRUCTURE TO THE FACILITY INCLUDING THE COMPLETE UPGRADE OF ONE OF THE STAGES TO STRUCTURAL IMPROVEMENTS, FULL SOUND PROOFING, AIR CONDITIONING, ELECTRICAL, PLUMBING, EVERYTHING THAT IS NEEDED TO REALLY GET A FULLY FUNCTIONAL SOUND STAGE AND SET US UP FOR A SUBSEQUENT PHASE TO DO THE SAME IMPROVEMENTS TO A SECOND STAGE AS WELL, SO WE'RE THRILLED, THANK YOU. ARE THERE ANY QUESTIONS OR ANYTHING BEYOND THAT OR... BRIEF OVERVIEW?

CAN YOU TELL US HOW HAPPY THE FILM CREWS WILL BE TO HAVE AIR CONDITIONING IN THE MIDDLE OF SUMMER.

AUGUST WILL BE THRILLED. WE'VE BEEN STUCK ON A TWO PRODUCTION CYCLE A YEAR OF A FALL SHOOT BEFORE THE END OF THE YEAR AND A SPRING SHOOT BEFORE IT GETS TOO HOT, I THINK IT WILL ADD TO A 12 MONTH FULL YEAR OF PRODUCTION.

AND HOW -- HOW MANY MOVIES AND IF YOU COULD EVEN IDENTIFY SOME OF THE MOVIES THAT HAS BEEN FILMED AT AUSTIN STUDIOS SO THE PUBLIC HAS AN IDEA OF WHAT THIS EXPANDED CAPACITY TO MAKE MOVIES MEANS TO AUSTIN.

IT WILL DO TWO THINGS REALLY. IT WILL RAISE THE BUDGET LEVELS OF SOME, BECAUSE OF HAVING SOUND PROOFING

AND A FULL FACILITY, IT WILL RAISE THE TOTAL BUDGET LEVEL OF FILMS THAT CAN BE MADE THERE, WHEN WE'VE BEEN LIMITED WITH FILMS WILLING TO WORK KIND OF THAT WAREHOUSE TYPE SPACE, WITH THESE UPGRADES WE CAN APPROACH THE LARGER FIRMS WHEN WE'RE TALKING \$100 MILLION PLUS BUDGET. THOSE WILL IN TURN EMPLOY MORE PEOPLE PER FIRM AND THAT ADDS THAT POSSIBILITY AND AGAIN BY FILMING MORE THROUGHOUT THE YEAR YOU CAN ADD A CERTAIN NUMBER OF PRODUCTIONS THROUGHOUT THE YEAR, BUT WE ESTIMATE A LARGE INCREASE OVER THE NEXT FEW YEARS, POTENTIALLY 30% ADDITIONAL BUSINESS FOR THE CITY OF AUSTIN.

AND I KNOW ANOTHER THING THAT DEMONSTRATES OUR COMMITMENT TO THE FILM SECTOR, PERHAPS JIM BUTLER, THE CITY FILM OFFICER COULD DESCRIBE THIS AS WE'RE MAKING IT EASIER TO FILM MOVIES IN AUSTIN HERE AT THIS CITY GOVERNMENT LEVEL, AND I THINK THAT IS GOING TO BE A VERY POSITIVE IMPACT ON OUR FILM SECTOR AS WELL.

ABSOLUTELY. THANK YOU.

WELCOME, MR. BUTLER.

YES, WE'RE PLEASED TO BE HERE TODAY AS ONE OF THE FIRST RESPONSES TO THE FILM STUDY RECOMMENDATIONS AND I BELIEVE IT'S NUMBER 41 ON YOUR AGENDA HAS A VERY SPECIFIC RECOMMENDATION THAT WE FIND A WAY TO MAKE IT CHEAPER AND EASIER TO FILM BY CHANGING THE PROCESS AND ALSO THE FEE STRUCTURE FOR OUR CLOSURE OF STREETS AND SIDEWALKS, SO WE'RE HAPPY TO BE HERE TODAY TO SORT OF START THE PROCESS OF COMING TO YOU WITH SPECIFIC FOLLOW-UPS TO THAT STUDY. THANK YOU.

THANK YOU, MR. BUTLER. I WILL JUST SAY THE DOLLAR FIGURES IN THAT ITEM IS ACTUALLY QUITE SMALL BUT IT'S AN IMPORTANT SIGNAL THAT WE SEND TO FOLKS WHO ARE CONSIDERING FILMING IN AUSTIN THAT IN FACT THIS CITY WELCOMES AND WANTS TO ENCOURAGE MORE. SO THANK YOU. FURTHER COMMENTS ON THE CONSENT AGENDA? QUESTIONS. COUNCILMEMBER ALVAREZ.

ALVAREZ: WANTED TO SAY THANK YOU, MAYOR, FOR COSPORORING ITEM NUMBER 37 WITH ME, BASICALLY ENCOURAGING THE CITY'S PARTICIPATION IN CENTRAL TEXAS, OR NATIONAL ENGINEER'S WEEK WHICH IS FEBRUARY 20th THROUGH THE 26th, AND WE ALREADY HAVE, YOU KNOW, MANY ENGINEERS THAT ALREADY PARTICIPATE BY GOING IN TO THE CLASSROOMS AND SPEAKING WITH STUDENTS THROUGHOUT AISD, BUT WANTING TO BUILD ON WHAT WE'VE DONE IN THE PAST, YOU KNOW, AND -- AND IMPROVE OUR PARTICIPATION BUT ALSO CALL OUT -- DO A CALL OUT TO OTHER ENGINEERS OUT THERE WHO MAYBE NOT -- WHO MAY NOT HAVE PARTICIPATED IN THE PAST AN ENCOURAGE THEM TO PARTICIPATE AS WELL. ESPECIALLY THEY'RE LOOKING FOR AFRICAN AMERICAN AND HISPANIC AND ASIAN ENGINEERS TO PARTICIPATE AND YOU CAN GO TO THEIR WEB PAGE WHICH IS www.CENTEXEWeek.org , WHICH IS CENTEX E WEEK, IF ANYBODY LISTENING WANTS TO PARTICIPATE IN THAT, ALSO WANT TO THANK THE CITY MANAGER FOR HELP FACILITATE BETWEEN THE ENGINEER'S GROUP AND THE CITY OF AUSTIN, SO THANK YOU.

YES, THANK YOU, COUNCILMEMBER. FURTHER COMMENTS? QUESTION? IF NOT WE HAVE A MOTION ON THE TABLE TO APPROVE THE CONSENT AGENDA AS READ. ALL THOSE IN FAVOR PLEASE SAY AYE. OPPOSED? MOTION PASSES ON A VOTE OF 6-0 AND COUNCILMEMBER DUNK EARLY OFF THE DAIS. SHE'S FEELING VERY POORLY, OUR THOUGHTS ARE WITH US AS SHE RECUPERATES TODAY, BUT SHE WON'T BE WITH US THIS AFTERNOON OR MORNING. SO COUNCIL, WITH NO DISCUSSION ITEMS PRIOR TO OUR CITIZEN COMMUNICATION AT NOON AND THEN OUR BRIEFINGS AT 2:00, WE WILL NOW GO INTO CLOSED SESSION WITHOUT OBJECTION FOR PRIVATE CONSULTATION TO DISCUSS POTENTIALLY AGENDA ITEMS 51 RELATED TO THE WINFIELD MUNICIPAL UTILITIES DISTRICT AND ITEM 52 RELATED TO PROPOSED LEGISLATION IN THE 79th TEXAS LEGISLATIVE SESSION. WE ARE NOW IN CLOSED SESSION. THANK YOU.

Mayor Wynn: WE ARE OUT OF CLOSED SESSION. IN CLOSED SESSIONS WE TOOK UP ITEMS NUMBER 4 RELATED TO COLLECTIVE BARGAINING NEGOTIATIONS WITH THE FIREFIGHTERS, AND ITEM 51 RELATED TO WINFIELD MUNICIPAL UTILITY DISTRICT. NO DECISIONS WERE MADE.

WE'RE BACK IN OPEN SESSION FOR OUR NOON CITIZEN COMMUNICATION. OUR FIRST SPEAKER THIS AFTERNOON WILL BE RICHARD TROXELL. WELCOME, RICHARD. YOU WILL BE FOLLOWED BY ERIC NELSON.

MR. MAYOR, THANK YOU, COUNCILMEMBERS, MY NAME IS RICHARD TROXELL. I'M PRESIDENT OF HOUSE THE HOMELESS. WE'RE HERE TODAY BECAUSE WE ARE ASKING FOR DIGNITY AND FAIRNESS FOR AUSTIN'S HOMELESS CITIZENS. THE AUSTIN CITY COUNCIL PASSED AN ORDINANCE THAT MAKES IT AGAINST THE LAW TO LIE DOWN OR SIT ON A SIDEWALK. THEY MADE IT A CLASS C MISDEMEANOR. HOWEVER, THE ORDINANCE STATES THAT A TICKET COULD BE ISSUED ONLY AFTER OR IF AFTER HAVING BEEN NOTIFIED BY A LAW ENFORCEMENT OFFICER THAT THE CONDUCT VIOLATES THE ORDINANCE. AFTER A PERSON HAS BEEN WARNED. WE WANT TO KNOW IF ANYBODY IN THIS ROOM REALLY THINKS THAT SOMEONE, A HOMELESS PERSON IS LYING DOWN ON A SIDEWALK IN THE CITY OF AUSTIN AND LOOKING UP AT A 6'2" AUSTIN POLICE OFFICER WITH A GUN HANGING FROM HIS HIP AND REFUSING TO MOVE. THAT'S JUST NOT HAPPENING. SO WHY ARE THESE TICKETS BEING ISSUED? WE'RE NOT SURE. WE THINK IT'S AN ACT OF INTIMIDATION. AS FAR AS THE ORDINANCE ITSELF, IT SAYS THAT IF A PERSON IS IN VIOLATION OF THE ACTION THAT THEY BLOCK THE PASSAGE OF A PERSON. THAT MAKES SENSE. BUT I HOLD UP FOR YOU TODAY A PICTURE OF THAT SIDEWALK. IT IS 18 FEET, 2 INCHES WIDE. WE LAID THREE PEOPLE HEAD TO TOE, HEAD TO TOE, HEAD TO TOE, AND I STILL PASSED UNIMPEDED BY THE SIDEWALK. HOW IS IT HUMANLY POSSIBLE FOR A SINGLE PERSON TO OBSTRUCT THE SIDEWALK? IT'S NOT POSSIBLE. SO HOW IS IT THAT THESE TICKETS ARE BEING ISSUED TO PEOPLE FOR OBSTRUCTING THE SIDEWALK? THESE TWO TICKETS REPRESENT TICKETS HAVING BEEN ISSUED FOR OBSTRUCTING THE SIDEWALK. THESE WERE MOST RECENTLY ISSUED ON JANUARY 24th. WE HAVE WORD IN A MEETING WITH HOUSE THE HOMELESS YESTERDAY THAT OTHER TICKETS HAVE BEEN ISSUED. IN THE LAST COUPLE OF WEEKS, WE'VE HAD TICKETS ISSUED WHERE PEOPLE ARE LYING THERE WAITING TO WIN THE LOTTERY IN HOPES OF SECURING EITHER A BED OR A MAT ON THE FLOOR. AT THE

HOMELESS RESOURCE CENTER IN AUSTIN. NOW, IF YOU DON'T KNOW ABOUT AUSTIN'S RESOURCE CENTER FOR THE HOMELESS, IT IS BORDERED BY THE SALVATION ARMY. IT IS BORDERED BY A PARKING LOT. IT IS THEN BORDERED BY CAREY TAKES. IT IS -- CARITAS. IT IS THEN BORDERED BY ANOTHER PARKING LOT. THESE SIDEWALKS GO NOWHERE. THESE PEOPLE HAVE COME TO THIS AREA SEEKING HELP. WE HAVE A COMPLETE FULL CAPACITY AT THIS HOMELESS FACILITY. PEOPLE STILL OUT ON THE SIDEWALK AND IN THE EVENING THEY WAIT TO GET A LOTTERY NUMBER TO ACCESS THIS FACILITY. NO ONE IS REFUSING AN AUSTIN POLICE OFFICER TO MOVE, WHICH IS REQUIRED IN THIS ORDINANCE, AND SO THESE TICKETS CANNOT BE ISSUED. BUT THEY ARE BEING ISSUED. THESE TICKETS ARE REPRESENTATIVE OF MULTIPLE TICKETS. MOST OF THE HOMELESS PEOPLE ARE REFUSING TO DEAL WITH THE TICKETS AND THEY ARE JUST TEARING THEM UP BECAUSE THEY HAVE LOST RESPECT FOR THESE TICKETS AND THIS LAW THAT IS NOT BEING FAIRLY AND EQUITIABLY APPLIED. WE ARE ASKING THAT INSTEAD OF TICKETS BEING ISSUED, THAT BENCHES BE PLACED ON THIS SIDEWALK SO THAT PEOPLE CAN BE RESPECTED, SHOWN RESPECT AND THAT WE CAN RECEIVE DIGNITY AND FAIRNESS. THANK YOU.

Mayor Wynn: THANK YOU, MR. TROXELL. AS YOU PROBABLY ARE AWARE, THERE'S AN ANALYSIS GOING ON ABOUT A NUMBER OF WHAT WAS CALLED PUBLIC ORDER OR QUALITY OF LIFE ORDINANCES AND I'LL ASK TO MAKE SURE THAT THIS ANALYSIS ON THESE TICKETS IS INCLUDED IN THAT.

THANK YOU, MR. MAYOR. I APPRECIATE THAT CONSIDERATION.

Mayor Wynn: THANK YOU. MR. ERIC NELSON. WE WELCOME, SIR. WILL YOU BE FOLLOWED BY JOHN MCNABB.

YES, THANK YOU VERY MUCH. I'M HERE TODAY AT THE OPENING OF THE CITY COUNCIL MEETING TODAY I WAS AGAIN THINKING OF THE NATURE OF OUR NEW CITY HALL. ITS OPENING. OF THE NATURE OF THE ETOS OF THIS BUILDING, OF THIS BEING WITHIN THE ETOS IT WAS BORN INTO AND THE EVENTS OF ITS INTERN. 9-11, PATRIOT ACT, IRAQI INVASION, ET CETERA. WOULD WE, A QUESTION,

WOULD WE THINK THE CITY, OUR CITY MORE THAN THE CITY
WOULD THINK US AS SIMPLY DIFFERENT OR WE'RE STILL AS
SIMPLY DERIVATIVE BUT AS A DIFFERENCE BEYOND
EQUIVALENT MUNICIPAL OR OTHERWISE. BUT THIS CANNOT
HAPPEN IF THE SEAT OF THE MUNICIPAL PALT'S HOLD
BENEATH AND BETWEEN AS IF HOSTAGE AND TO WHAT. A
PRE SUPPOSITION UPON EVEN THE CONCEPT OF A
MUNICIPALITY, AS ENJOYING ITS RIGHT FULL RECOURSE TO
AND MEASURE OF AUTONOMY. ITS DIGNITY. AUTONOMY,
MUNICIPALITY RIGHTFULLY DOES MUST COVET THAT SOME
LESS CRITICAL MIGHT PROTEST WHAT SEEMS A PARENTAL
THESIS. NOT QUITE THE MOCKERY OF A MORE LIT RARL
MEETING OF WHAT COULD AMOUNT, DOES AMOUNT TO
QUOTATION MARKS AND AUTOS ON A MUNICIPALITY OF ITS
OWN, A AUTONOMY AS INCREASINGLY ABSENT, AS
INCREASINGLY [INAUDIBLE] OF AN ABSENCE OF THE SIGHT
OF RESISTANCE TO SUCH A PRESUPPOSITION AS C.S.C.
DOES REPRESENT. AS IF OF A PRESENCE THAT IS BEHIND
THE SCENE OF ABSENCE ITSELF. OF A PRESENCE THAT WE
COME TO FRAME OUR AUTONOMY, OUR DIGNITY OF LESSER
AS IF THIS PRE-SUPPOSITION OF THE LEAST WOULD BUT
RIGHT. THAT AGAINST SUCH A READING AS IF FOR
QUOTATION, AS IF FOR REPLICATION. THIS
REPRESENTATION, THIS PRE-SUPPOSITION OTHER AS
GREATER THAN, THIS MARKINGS, THIS MARKING OF C.S.C.,
C.S.C. C.S.C.DYNACORPT SHEER MAGNITUDE, THE
REALIZATION THAT AS A MUNICIPALITY, OUR DIGNITY, OUR
AUTONOMY, WE NEED NOT CAMPAIGN FOR NOR HOLD
OFFICE AS WE HAVE THE REFERENDUM. THAT WE CAN HAVE
AND HOLD AN ELECTION WHEN AND IF WE SO CHOOSE. THIS
MAGNITUDE, THIS SHEER ESSENCE OF OUR AUTONOMY, OF
SUCH AS A MUNICIPALITY, ITS DIGNITY FAR GREATER THAN
WHAT THESE TWO BUILDINGS COULD EVER DO OR COME TO
SYMBOLIZE. THANK YOU.

Mayor Wynn: THANK YOU, MR. NELSON. JOHN MCNABB AND
DARLENE ETOS ARE HERE. -- LOUK ARE HERE TO GIVE US A
PWRAPBTD ROAD ANNEXATION UPDATE.

THANK YOU. JUST TO REFRESH, WE GAVE YOU AN UPDATE
TWO WEEKS AGO BECAUSE OUR DEADLINE IS RAPIDLY
APPROACHING SO WE THOUGHT WE WOULD TAKE AN
OPPORTUNITY TO TELL YOU WHERE WE'RE AT TODAY.

UNFORTUNATELY WE'VE ONLY MET TWICE SINCE WE RECEIVED YOUR GUIDANCE ON THE 2nd OF DECEMBER. THE FIRST MEETING WAS RIGHT AFTER OUR LAST UPDATE AND OUR SECOND MEETING WAS ACTUALLY YESTERDAY. AND YESTERDAY WAS THE FIRST TIME WHERE WE ACTUALLY MET WITH REPRESENTATIVES OF FORD INSTEAD OF JUST THEIR REPRESENTATIVE HERE IN AUSTIN. TWO OF THOSE INDIVIDUALS CAME FROM DALLAS. OUR ORIGINAL COUNSEL GUIDANCE WAS -- COUNCIL GUIDANCE WAS TO TRY TO WORK OUT AN AGREEMENT BY THE 27th OF JANUARY. THAT WAS DELAYED UNTIL NEXT WEEK, THE 3rd OF FEBRUARY, IN ORDER TO DO PROPOSE NOTICES. OVERALL I'M OPTIMISTIC THAT THIS CAN BE DONE, BUT I'M NOT AS OPTIMISTIC THAT WE CAN DO IT IN THE TIME LEFT. WE WILL WORK HARD. SO, FRANKLY, I DON'T SEE AN EXPENSE OF URGENCY ON THE PART OF THE OTHER PARTY. WE ARE VERY ANXIOUS TO GET THIS DONE AND WE'RE TRYING TO WORK IT. SO WHILE I'M OPTIMISTIC, I ASK YOU ALL TO KEEP YOUR POWDER DRY. AND I'LL TURN IT OVER TO DARLENE TO GIVE SOME MORE DETAILS. THANK YOU.

MAYOR, MAYOR AND COUNCILMEMBERS, THANK YOU FOR YOUR TIME TODAY. I'M DARLEEN LOUK. I'M GOING TO UPDATE YOU ON OUR ONE MEETING WITH THE ACTUAL FORD REPRESENTATIVES THAT WAS HELD YESTERDAY. AS JOHN MENTIONED, WE MADE SOME -- WHAT WE BELIEVE WERE REASONABLE REQUESTS OF FORD ON COMPATIBILITY ISSUES. YOU NOW HAVE COPIES OF OUR GREATLY NARROWED DOWN LIST OF EURBLS. IT'S NOW LIKE 18 ISSUES. WE STARTED WITH A MUCH GREATER LIST AND CONDENSED IT DOWN. WE BELIEVE THESE ARE REASONABLE REQUESTS THAT TAKE INTO ACCOUNT THE UNIQUE NATURE OF THIS DEALERSHIP THAT'S PLANNED WITH THE NEARBY HOMES IN OUR NEIGHBORHOOD. THEIR MAIN RESPONSE AT YESTERDAY'S MEETING WAS TRUST US. THEY DIDN'T WANT TO DO ANY SORT OF -- PUT THESE THINGS INTO CONDITIONAL OVERLAY OR DEED RESTRICTIONS. THEY WANTED US TO TRUST THEM ON THESE ISSUES AND NOT RESTRICT THEIR PROPERTY WITH DEED RESTRICTIONS. OUR REQUESTS INCLUDED VERY REASONABLE THINGS LIKE INCORPORATING AUSTIN'S GREEN BUILDING PROGRAM, INCORPORATING SOME ISSUES

FROM COUNCILMAN MCCracken'S NEW DESIGN STANDARDS FOR AUSTIN, AND SIMPLE THINGS LIKE RESTRICTING INTERCOM SYSTEMS, PARKING GARAGES THAT WOULD TOWER OVER THE NEARBY HOMES. THAT'S THE TYPE OF REQUESTS THAT WE HAD, THINGS THAT WERE VERY IMPORTANT TO MAKE THIS USE COMPATIBLE WITH THE HOMES NEARBY. TO SUMMARIZE, WE WOULD LIKE TO THINK THAT FORD WOULD RECONSIDER MANY OF ITS RESPONSES OVER THE NEXT WEEK BEFORE THIS COMES UP ON THE AGENDA NEXT WEEK. AS DIRECTED BY COUNCIL ON MOST OF OUR IMPORTANT COMPATIBILITY ISSUES. SO WE WOULD LIKE TO REMAIN CONFIDENT THAT SOMETHING COULD BE WORKED OUT OVER THIS NEXT WEEK, BUT YOU'VE SEEN WHAT THEIR RESPONSES WERE AS OF YESTERDAY. WE THANK YOU FOR YOUR TIME TODAY.

Mayor Wynn: THANK YOU, ACTUALLY A COUPLE OF QUESTIONS FOR YOU OR JOHN. WHEN WE -- WHEN THE COUNCIL TOOK ACTION SEVERAL MONTHS AGO, HOWEVER MANY IT WAS, THERE WAS A REPRESENTATIVE THERE WHO WE ALL KNOW IS A LAND USE ATTORNEY AND CONSULTANT HERE IN TOWN, RICHARD SUTTLE.

WORLD RENOWNED.

Mayor Wynn: WAS MR. SUTTLE IN THESE MEETINGS?

HE WAS IN BOTH THE MEETINGS WE HAD.

THE FIRST MEETING WAS ONLY WITH HIM. FORD DIDN'T ATTEND. YESTERDAY WE EXPRESSED TO HIM THAT WE REALLY NEED SOMEONE FROM FORD TO WORK WITH US, SO TWO PEOPLE CAME FROM DALLAS AND ONE FROM DEARBORN, MICHIGAN IN MR. SUTTLE'S OFFICE.

Mayor Wynn: THAT'S ENCOURAGING BECAUSE MR. SUTTLE HAS HAD A NUMBER OF CLIENTS OVER THE FEW YEARS THAT I'VE BEEN HERE THAT FRANKLY HAVE RESPONDED VERY WELL TO VERY SIMILAR REQUESTS. SO HOPEFULLY WITH MR. SUTTLE'S COOPERATION AND GUIDANCE, FORD CAN RECOGNIZE THAT MANY, MANY OF OUR EMPLOYERS AROUND TOWN HAVE BEEN ACCOMMODATING MUCH IF NOT

ALL OF THESE REQUESTS.

OKAY.

Mayor Wynn: THANK YOU VERY MUCH.

THANK YOU.

Mayor Wynn: FURTHER QUESTIONS? THANK YOU. MR. PAT JOHNSON. WELCOME, SIR. YOU WILL HAVE THREE MINUTES AND FOLLOWED BY JENNIFER GALE.

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>OD MORNING.NEW GADGET YOU ALL GOT HERE. A REMOTE CONTROL. ALL RIGHT. TODAY'S TALK IS YOUR NEGLECT TOWARD THE HISPANIC COMMUNITY. OUR MAYOR, THROUGH THE LACK OF HIGGS LEADERSHIP OVER THE PAST THREE YEARS REGARDING THE CONTINUED ABUSES BY CERTAIN POINTS, NOT ALL OF THEM, THERE'S TOWING COMPANIES THAT ARE COMPLYING WITH STATE LAW AND THERE'S SOME THAT GOT PUT OUT OF BUSINESS BECAUSE YOU ALL WON'T GIVE THEM AN ADEQUATE RATE TO MAKE THEM A BUSINESS. YOU CANNOT -- REGARDLESS. YOU KNOW, MAYOR, THERE'S A LOT OF PEOPLE OUT THERE THAT DON'T HAVE 150, \$200 TO THROW AWAY BECAUSE THEY ARE BEING VICTIMIZED BECAUSE THEY'VE BEEN TOWED. THIS IS ONE OF MANY NON-ENGLISH SPEAKING AUSTIN FAMILIES LEFT STRANDED ON LEAGUE OF MUNICIPAL COURTS, DISCOVERED THEIR VEHICLE MISSING AT THE MOBILE STATION THAT DETECTIVE I HAVE HAMLIN HAS ALREADY CONFIRMED DOES NOT COMPLY WITH STATE LAW BACK IN MAY. VICTIMS OF CRIME THE CITY ATTORNEY CONTINUES TO ADVISE A.P.D. THEY CANNOT ENFORCE, YET THIS STATE LAW IS TAUGHT TO OUR CADETS IN THE AUSTIN POLICE DEPARTMENT ACADEMY. THIS MOTHER WITH HER FOUR-YEAR-OLD WALKS OUT AT 10:00 P.M. AND CATCHES A J AND J TOWING DRIVER STILL ON THE PROPERTY AND TOLD SHE HAS TO GO TO STORAGE TO PICK HER CAR UP. YET THE ORDINANCE SAYS THE WRECKER DRIVER MUST GIVE HER 30 MINUTES TO GET THE \$25. BEING STRANDED IN AN APARTMENT COMPLEX WITH A CHILD CAN BE A TRAUMATIC EXPERIENCE. THIS PAST TUESDAY THIS HISPANIC FAMILY DID NOT GO MORE THAN 15 MINUTES AND

THEIR VEHICLE WAS TOWED. THE SAME LOCATION DETECTIVE I HAVE HAMLIN ADVISED THE DEPUTY CHIEF WAS NOT IN COMPLIANCE WITH STATE LAW. IT'S RIGHT ACROSS THE POLICE STATION. I THINK THAT'S AN INSULT. THIS IS REVENUE GENERATED FOR THE GENERAL FUND. THIS WRECKER DRIVER, WHO WORKED WORKS FOR A SUBCONTRACTOR OF THE CENTRAL TOWING CONTRACTOR TOWING UNDERNEATH THE BRIDGES AND I UNDERSTAND TOWING OFF THE PARKING LOTS THAT CENTRAL TOWING MANAGES, WERE ARRESTED FOR OUTSTANDING WARRANTS. I ASKED DETECTIVE I HAVE HAMLIN, I SAID I WONDER HOW MANY DRIVERS AROUND TOWN ACTUALLY HAVE WARRANTS. HE SAID I DON'T KNOW, I DON'T HAVE THE RESOURCES OR THE TIME TO GO CHECK THEM. THE LAST PAGE HERE, THE HISPANIC COMMUNITY IS BEING COMPLETELY IGNORED WHEN WE ASKED FOR THE RIGHT TO HAVE ACCESS TO FILE A COMPLAINT WITH A.P.D. AND THE WRECKER UNIT. HOW ARE YOU GOING TO GENERATE COMPLAINTS, THE NUMBER OF COMPLAINTS IF THE PEOPLE DON'T HAVE A WAY TO CALL? IT'S JUST SAD, MAYOR. AND, YOU KNOW, WE'VE ASKED FOR -- WE'VE ASKED FOR A POWER POINT ALL LAST YEAR TO BE PUT ON CHANNEL 6 SO WHEN VISITORS COME THE OUR CITY, WE HAVE MAJOR EVENTS AT THE CONVENTION CENTER THAT PUMP INS A LOT OF MONEY TO OUR COMMUNITY.

Mayor Wynn: PLEASE CONCLUDE, MR. JOHNSON.

ALL RIGHT. YOU KNOW, IT'S JUST REAL SAD THAT, YOU KNOW, SINCE YOU'VE BEEN MAYOR, YOU'VE ACTUALLY DID NOTHING. YOU KNOW, HOW DO YOU EXPECT THE CITIZENS TO PAY FOR A BOND ISSUE IN 2006 WHEN WE'RE LOSING ALL OF OUR MONEY TO THE TOWING COMPANIES? IT'S RIDICULOUS. YET YOUR WIFE CAN SHOW UP ON COUNCIL ON NOVEMBER THE 18th AND LOBBY FOR MONEY FOR --

Mayor Wynn: PLEASE CONCLUDE MR. JOHNSON.

I WILL.

Mayor Wynn: YOU HAVE. THANK YOU. OUR NEXT SPEAKER IS MS. JENNIFER GALE. WELCOME. YOU WILL HAVE THREE

MINUTES.

HI, AUSTIN. OUR JANUARY 17th MLK JUNIOR MARCH BROUGHT FAMILIES, CULTURES AND PEOPLE TOGETHER FROM ALL OVER THE WORLD TO SHARE IN OUR HERITAGE OF HONORING THE HONORABLE DR. -- REVEREND DR. MARTIN LUTHER KING, JR. MAYOR, COUNCILMEMBERS COMAS, MCCracken, ALVAREZ AND SLUSHER, HARD-WORKING STAFF MEMBERS, GOOD AFTERNOON. I'M ASKING EVERYONE TO KEEP A KIND THOUGHT AND PRAYERS FOR OUR COUNCILMAN BETTY DUNKERLEY. SHE IS NOT FEELING WELL TODAY. AND IF WE KEEP A KIND THOUGHT, MAYBE SHE WILL GET BETTER. I'M INTERESTED IN FINDING THE BEST POSSIBLE POLICE CADET RECRUITS FOR OUR POLICE DEPARTMENT THAT ARE ETHICAL AND MORAL. AND READY TO TAKE ON THE STRESSES OF BEING A POLICE OFFICER. WE'VE ALREADY BROUGHT IN 2800 PRE-SCREENED CADETS. WE'RE ALSO LOOKING -- WE'RE ACTUALLY LOOKING FOR 100 TO 200 CADETS -- I'M SORRY, 100 TO 140 CADETS FOR A CLASS THAT WILL START BETWEEN OCTOBER AND DECEMBER. SO I'M ASKING EVERYONE TO LOOK ON THE POLICE WEBSITE AND TO FILL OUT THE APPLICATION. YOU GET A PRE-SCREEN THROUGH A SIMPLE PHYSICAL DOING AN OLD COURSE ON A ONE AND A HALF MILE RUN AND TESTING DOING WRITING AND A READING EXERCISE. WE'RE LOOKING FOR OFFICERS FROM DIFFERENT -- OR PEOPLE FROM THROUGHOUT OUR COMMUNITY FROM DIFFERENT BACKGROUNDS. YOU CAN BE A HOUSEWIFE, A PLUMBER, A COUNCILMEMBER. AND THE MONEY IS PRETTY GOOD. A FIRST YEAR OFFER AFTER ABOUT A YEAR EARNS ABOUT \$58,000 -- I'M SORRY, \$48,000. AND AFTER -- THE MEDIAN INCOME AFTER FOUR OR FIVE YEARS WILL BE AROUND \$77,000. A PERSON CAN DO VERY WELL ON THAT. ALL YOU NEED TO BE IS BETWEEN 20 AND A HALF YEARS OLD TO 40 OR WITH FIVE YEARS MILITARY EXPERIENCE BETWEEN 41 AND 45 YEARS OF AGE WITH A HIGH SCHOOL G.E.D. 3030 SEMESTER HOURS OF COLLEGE, A DRIVER'S LICENSE AND HAVE IT TURNED IN BY FEBRUARY 15th. THESE REQUIREMENTS ARE PRETTY SIMPLE SO I'M ASKING ANYONE WITH ANY INTEREST BEING AN AUSTIN POLICE DEPARTMENT POLICE OFFICER TO GO AHEAD AND FILL OUT THAT APPLICATION. AGAIN, LET'S HAVE SOME GOOD THOUGHTS

AND WISHES FOR COUNCILWOMAN BETTY DUNKERLEY SO SHE MAY GET BETTER QUICKLY. THANK YOU.

Mayor Wynn: THANK YOU, MS. GALE, FOR THOSE KIND WORDS ABOUT COUNCILMEMBER DUNKERLEY. GAVINO FERNANDEZ, JR. WELCOME. YOU WILL BE FOLLOWED BY LESLIE COCHRAN.

Goodman:, COUNCIL, MY NAME IS GAVINO FERNANDEZ WITH EL CONCILO AND I WOULD LIKE TO READ A STATEMENT THAT NEIGHBORHOOD LEADERS IN THE AREA WROTE AND I'LL BE MAKING COPIES AVAILABLE TO YOU. WE THE UNDERSIGNED LEADERS OF OUR EAST AUSTIN NEIGHBORHOOD ASSOCIATION COLLECTIVELY KNOWN AS EL CONCILO HEREBY WITHDRAW FROM THE FLAWED PROCESS KNOWN AS THE NEIGHBORHOOD PLANNING TEAM DICTATED BY THE CITY OF AUSTIN. EL CONCILO KAURB LIST AGREED TO PARTICIPATE IN GOOD FAITH AND FURTHER [INAUDIBLE] THE ESTABLISHMENT OF THE HOLLY PLANNING TEAM BECAUSE OF THIS FLAWED PROCESS WHICH MAXIMIZES THE LACK OF RESPECT TOWARD LOW-INCOME PEOPLE OF COLOR AND MINIMIZES THE INFLUENCE OF ESTABLISHED NEIGHBORHOOD LEADER LEADERSHIP THEREBY NEGATING THE VOICE OF INTERESTING -- INTEREST OF LONG-TIME RESIDENTS. CITY OF AUSTIN ADMINISTRATORS HAVE VIOLATED OUR GOOD FAITH AND ONCE AGAIN INDICATE INSTITUTIONIZED RACISM NOT ONLY EXIST BUT IS ENFORCED BY OUR SO-CALLED PUBLIC SERVANTS. CITY STAFF HAS DEMONSTRATED A LACK OF RESPECT FOR OUR LEADERS AND LONG-TIME MEXICAN-AMERICAN RESIDENTS. THE ESTABLISHMENT OF THE HOLLY TEAM WAS A SHAM THAT WILL ESTABLISH A MINORITY OF -- AND LEADERS OF A PREDOMINANTLY MEXICAN COMMUNITY, THUS THE CREATION OF APARTHEID AS A FORM OF GOVERNMENT. FOR OVER 25 YEARS EL CONCILO HAS DEFENDED THE INTEGRITY OF OUR EAST AUSTIN BARRIO. WE WILL TAKE OUR PLACE IN LEADERSHIP IN DETERMINING THE DEVELOPMENT OF OUR EAST AUSTIN BARRIO NEIGHBORHOODS. WE, MAYOR, FAITHFULLY PARTICIPATED IN THIS PROCESS. MY QUESTION THROUGH ALL THIS WHOLE PROCESS WAS IF THIS IS THE -- THE MINORITY PARTICIPANTS OF THIS PROCESS GOING TO RESPECT A VOTE. WE HAD A VOTE OF LEADERSHIP. IT WAS QUESTIONED, IT WAS CHALLENGED. WE CAME BEFORE THIS

COUNCIL TO CONCUR AND VALIDATE THAT VOTE THAT WAS TAKEN THAT THE CITY CALLED. AND YOU ALL IGNORED US AND SENT US TO MEDIATION. WE'RE IN IMMEDIATION AND NO WE'RE NOT IN MEDIATION, WE HAVE A FACILITATOR. MY QUESTION TO THEM WAS AT THE BEGINNING ARE YOU GOING TO RESPECT THE MAJORITY VOTE OF WHATEVER OUTCOME OR RESULTS OF THIS PROCESS IS. THE ANSWER WAS WE DON'T KNOW, WE CAN'T TELL YOU BECAUSE WE'RE NOT THERE. WELL, THE REASON WE'RE IN MEDIATION IS BECAUSE THEY FAILED TO RECOGNIZE A LEGITIMATE VOTE CALLED BY THE CITY, NOT BY US, AND THE OUTCOME WAS WE HAD LEADERSHIP, LEADERS THAT WERE ELECTED, THAT WERE NOT TO THE APPROVAL OF THE MINORITY PEOPLE THAT LIVE IN THAT NEIGHBORHOOD. SO MY QUESTION IS I DON'T KNOW WHAT IS THE CITY MANAGER THAT YOU WANT TO GAIN BY EXCLUDING US FROM BEING PART OF THIS PROCESS. THANK YOU VERY MUCH AND I'LL MAKE COPIES AVAILABLE TO YOU.

Mayor Wynn: THANK YOU, MR. FERNANDEZ. COUNCILMEMBER THOMAS.

Thomas: I MET WITH MR. GOOD SRAOEPB KNOW AND HIS GROUP AND I HAVE ASKED THE CITY MANAGER TO GIVE ME AN UPDATE ON THE PROCESS FROM THE BEGINNING TO THE PRESENT AND THEN I WILL GET BACK TO MR. G.A.V.I.N.O.

WE'LL BE BRIEFING THE FULL COUNCIL WITH BOTH THE CONTOLOGY TO DATE AS WELL AS THE STATUS REPORT WITH WHAT HAPPENED TO DATE SINCE WE BROUGHT IN A FEDERAL MEDIATEER TO HELP WITH THIS ISSUE.

Mayor Wynn: THANK YOU. THE LAST SPEAKER IS LESLIE COCKRON. WELCOME, YOU WILL HAVE THREE MINUTES.

HEY, AUSTIN, TEXAS, I LOVE YOU. MONDAY THE 24th WAS MY NINE YEAR ANNIVERSARY OF COMING TO TOWN, AND THE 21st WAS MY 80th FALSE ARREST I HAD TO ENDURE. I WAS PARKED IN THE SAME PLACE I WAS PARKED THE LAST TIME THEY ARRESTED ME FOR CAMPING. THAT CHARGE WAS THROWN OUT BY THE COURT. AND I GET THE SAME CHARGE IN THE SAME PLACE LIKE A FEW MONTHS LATER. I SPENT THREE MONTHS IN JAIL ON FOUR FAKE CHARGES WHICH

WERE THROWN OUT OF COURT BECAUSE THERE WAS NOTHING TO THEM. NOW THIS LAST TIME THEY ARRESTED ME THEY TOOK MY -- I HAD BUILT A TRICYCLE TRAILER TO REPLACE THE BIG CART THAT I HAD DESTROYED A COUPLE YEARS AGO BY THE HE BY THE A.P.D. [INAUDIBLE] THEY TOOK IT AND TURNED IT OVER TO SOUTH SIDE IN THE RAIN, IT GOT RAINED ON FOR MONTHS. EVERYTHING INSIDE GOT RUINED. OKAY, THIS TIME THEY'VE TAKEN -- THIS IS THE SECOND TIME THEY'VE TAKEN MY BIKE, IGNORED IT. I USED TO PULL MY BICYCLE. THEY RUINED THE DERAILERS ON IT THE LAST TIME AND BENT ONE OF THE WHEELS SO IT WOULDN'T TURN. I HAD TO REPLACE THAT. THIS TIME I'VE GOT A -- I'VE GOT PICTURES OF THE WHEELS THAT ARE BENT. THEY BENT BOTH KHAOELS. LOOKS LIKE THEY PULLED IT UP AND PARKED IT AND GOT AGAINST THE WALL AND PUSHED IT SO BOTH WHEELS ARE WARPED AND YOU CAN'T TURN IT. ALSO WHEN THEY ARRESTED ME I TOLD THEM I NEEDED MY BLUE TAO LT. MY BLUE TOOTH IS AN ELECTRONIC DEVICE THAT HOOKS UP TO A PHONE. IT COSTS ABOUT \$200. I TOLD THEM I NEEDED THAT ON ME WHEN I WENT IN. THEY TOLD ME THEY WEREN'T GOING TO DO IT, JUST PUT IT ON MY BIKE. WHEN I GOT OUT OF JAIL, MY BLUE TOOTH DISAPPEARED WHILE I WAS IN POLICE CUSTODY. MY HIGH HEELS. OKAY, MY HIGH HEELS DISAPPEARED WHILE I WAS IN THE A.P.D.'S CUSTODY. AND I HAVE A SKIRT AND A BLOUSE THAT MATCHED. MY -- THE SKIRT IS MISSING. I'VE LOST OVER \$100 WORTH OF CLOTHES. THEY'VE DAMAGED MY TRIKE BIG TIME, AND NOW THEY ARE PUTTING ME THROUGH A LONG PROCESS OF GETTING IT BACK. I LIVE OFF MY CART. THAT'S MY HOME. IT HAS ALL MY CLOTHES ON IT. I'M HOPING THE CITY CAN DO SOMETHING TO EX PAOED I ATE THE SAME BECAUSE MY BIKE WAS JUST BUILT. EVERYTHING WORKED. I JUST REPLACED THE TWO BACK WHEELS THE LAST TIME YOU DESTROYED IT. I SHOULDN'T HAVE TO PAY FOR IT. I SHOULD GET IT BACK THE SAME CONDITION. [BUZZER SOUNDING]

WELL, I SHOULD GET IT BACK IN THE SAME CONDITION AND I SHOULDN'T HAVE TO GO THROUGH A COUPLE MONTHS OF ARBITRATION WITH THE A.P.D. TO GET BACK MY PROPERTY AND IT SHOULD BE IN THE SAME CONDITION I LEFT IT IN AND I NEED MY PROPERTY.

LESLIE, THE ASSISTANT CITY MANAGER IS SITTING IN THE BACK. I'M GOING TO ASK HIM TO TOUCH BASE WITH YOU AND SEE WHAT HE CAN DO ABOUT HELPING YOU WITH YOUR PROPERTY ISSUES. HE JUST STOOD UP THERE IN THE PACK. -- IN THE BACK.

Mayor Wynn: COUNCIL, THAT'S ALL THE CITIZENS WHO SIGNED UP FOR COMMUNICATIONS TODAY. WE STILL HAVE NO PUBLIC DISCUSSION ITEMS UNTIL OUR 2:00 TIME CERTAIN BOND SALE AND BRIEFING. SO AT THIS TIME WE WILL GO BACK INTO CLOSED SESSION WITHOUT OBJECTION UNDER SEX 551.071 OF THE OPEN MEETINGS ACT TO CONTINUE OUR DISCUSSION ON ITEM NUMBER 51 RELATED ON THE WINFIELD UTILITY DISTRICT AND PERHAPS DISCUSS ITEM 52 RELATED TO PROPOSED LEGISLATION. WE ARE NOW IN CLOSED SESSION. THANK YOU. TIME FOR OUR 2:00 TIME CERTAINS, WE HAVE BOTH A BOND SALE AND A PRESENTATION ON OUR RETAIL DEVELOPMENT STRATEGY. IS STAFF PREPARED FOR THE BOND SALE? MY PREFERENCE WOULD BE TO TAKE THAT UP FIRST AND WE'LL GET THAT OUT OF THE WAY AND HAVE A LONGER PRESENTATION ON OUR DEVELOPMENT STRATEGY.

WE NEED TO FOREGO... RIGHT TO THE BIG GUNS HERE, GO, BILL.

THANK YOU. THANK YOU. GOOD AFTERNOON, MAYOR AND COUNCIL. TOBY, I APPRECIATE YOU BEING HERE. BY THE WAY, THIS IS THE FIRST TIME I'VE BEEN IN THE COUNCIL CHAMBER, HIS DIG, CONGRATULATION, THEY LOOK GREAT. I'M GOING TO TALK TO YOU ABOUT ITEM NUMBER 54. CHRIS ALLEN IS HANDING OUT A BOOKLET ON THIS AND AISLE GO THROUGH IT VERY QUICKLY. ASIDE FROM THIS BOND ISSUE IS 145,345,000, WHEN WE ORIGINALLY POSTED THIS ON THE AGENDA, JUST FOR CLARIFICATION, I THINK IT WAS AROUND \$106 MILLION, AND BY WAY OF EXPLANATION, DUE TO AN IMPROVEMENT MARKET, IMPROVEMENT IN THE ESCROW YIELDS AND SO FORTH, WE WERE ABLE TO INCREASE THE SIZE OF THE BOND ISSUE AND THEREBY INCREASE THE SAVINGS TRANSACTION BY AN ADDITIONAL MILLION DOLLARS. AGAIN, THE PURPOSE OF THIS TRANSACTION IS FOR A REFUNDING OF SOME OF YOUR OUTSTANDING BONDS, SOME ISSUED IN 1997, IN FACT THROUGH 2001,

SOME OF THEM ARE PUBLIC IMPROVEMENT BOND, SOME OF THEM WERE CERTIFICATES OF OBLIGATION. YOU SEE AT THE BOTTOM OF THAT PAGE, THE RESULTS OF THE REFUNDING PROVIDED SOME \$7.1 MILLION IN PRESENT VALUE SAVINGS, THAT IS \$8.1 MILLION IN GROSS SAVINGS ON ON YOUR TAX BONDS. SAVINGS OF 4.8%. THE CITY'S THRESHOLD IS 4.25%. PAGE 3 GIVES THE PLAYERS OF COURSE ON THIS TRANSACTION, I WOULD MENTION THAT JEFF LACHELLE, OUR BOND COUNSEL IS HERE. THE MARKET UPDATE ON PAGE 4 IS TWO PAGES OF GARBLE ABOUT THE MARKET, BASICALLY WHAT IT SAYS IS WE ENTERED INTO A VERY GOOD MARKET. TEN YEAR TREASURY WAS DOWN ABOUT 19 AT THE TIME WE CAME INTO IT. MARKET WAS VERY STABLE, A LOW SUPPLY AND LARGE DEMAND FROM INSTITUTIONAL INVESTORS AS WELL AS ARBITRAGE BUYERS THAT DAY. WE WEREN'T THE BIGGEST DEAL IN THE MARKET THAT DAY, BUT I BELIEVE WE WERE THE MOST ATTRACTIVE, YOU'LL SEE THAT THROUGH THE RATE IN A MINUTE. IF YOU LOOK ON PAGE 6, THIS IS A RELATIVELY SHORT TRANSACTION, WE WENT OUT TO 2020, THERE'S ABOUT A TEN YEAR AVERAGE LIFE ON IT, WE SHOWED YOU A TEN YEAR TREASURY, AS YOU CAN SEE IT'S 4.19%. PAGE 7 IS THE LISTING OF SOME OF THE SUPPLY IN THE MARKET. AGAIN THE CITY WAS AT 145. THERE WAS TWO OTHER LARGER DEALS IN THE MARKET THAT DAYS A WELL. THE GOOD NEWS IS ON THE LAST PAGE OF THE BOOK AND THAT IS ON PAGE 8. AGAIN, THIS WAS A SHORT TRANSACTION BUT THE NET INTEREST COST, THE TRUE INTEREST COST AFFORDED TO THIS THING WAS 3.9%. WE DIDN'T HAVE A YIELD IN THIS. THE HIGHEST YIELD WAS A 399 AND 2020. WE TOOK OUT BONDS WITH INTEREST RATES RANGING FROM 4.5% TO 5.75%. SO TO EXCHANGE THAT FOR THIS AVERAGE COULD YOU COUPON OR AVERAGE YIELD OF THE 392 IS CERTAINLY AN EXCELLENT TRANSACTION AND WE WOULD RECOMMEND APPROVAL.

Mayor Wynn: QUESTION, COUNCIL, FOR MANY NEWMAN OR STAFF? IF NOT I WILL ENTERTAIN A MOTION ON ITEM 54.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER SLUSHER, SECONDED BY COUNCILMEMBER ALVAREZ. ANY COMMENTS, HEARING NONE, ALL OF THOSE IN FAVOR SAY EYE. THOSE OPPOSED? MOTION PASSES WITH MAYOR PRO TEM AND

COUNCILMEMBER DUNK EARLY OFF THE DAIS.

THANK YOU, AND CONGRATULATIONS ON AN EXCELLENT SALE.

THANK YOU, MR. NEW MAN.

COUNCIL, THAT TAKES US TO ITEM NUMBER NUMBER 55.

MAYOR WYNN, MEMBERS OF CITY COUNCIL, CITY MANAGER, IT'S A PLEASURE TO BE HERE WITH YOU TODAY, WE'RE HONORED TO BE ONE OF THE FIRST PRESENTATIONS IN THE NEW CITY HALL, BEAUTIFUL SPACE, LIKE ITEM 54, IT'S ALWAYS NICE TO BRING GOOD NEWS, WE HAVE COMPLETED THE INITIAL PART OF A DOWNTOWN RETAIL VISION FOR AUSTIN, AND THIS PRESENTATION PRESENTS TO YOU THE FINDINGS THAT WE'VE HAD IN THAT STUDY, MY NAME IS TOM MORIARTY, WITH ECONOMIC RESEARCH ASSOCIATES. I WILL BE JOINED BY KENEN SMITH WHO IS A PARTNER AT BLACK AND BERNOY ARCHITECTS. THEIR FIRM WAS INTEGRAL TO THE STUDIES AND TOOK THE LEAD ON ONE OF THE FIRST TASKS THAT WAS IN THE SCOPE OF WORK T DOWNTOWN AUSTIN RETAIL DEVELOPMENT VISION INCLUDE ADD NUMBER OF TASKS INCLUDING FIRST OF ALL, AN INVENTORY OF DOWNTOWN INFRASTRUCTURE AND KEENEN SMITH IS GOING TO GO INTO THAT IN A MINUTE. IN ADDITION TO THAT, THE DOWNTOWN AUSTIN ALLIANCE WORKED UP A DOWNTOWN RETAIL INVENTORY, BECAUSE WE WANTED TO FOUND OUT WHAT DOWNTOWN AUSTIN HAS NOW. DR. MARIE CRANE, OF M CRANE & ASSOCIATES COMPLETED A SURVEY OF RETAILERS AND CONSUMERS AND THE DAA CONTACTED RETAILER, SO WE WANTED TO FIND OUT WHAT CONSUMER PREFERENCES WERE. ERA CONCENTRATED ON TRENDS IN AUSTIN AND USED THAT THROUGH A BASIS TO DETERMINE THROUGH DEMAND ANALYSIS HOW MUCH SPACE IS AVAILABLE IN DOWN AUSTIN ASSUMING WE CAN MAKE THINGS BETTER. WE ALSO THEN BROUGHT IN THE INTERNATIONAL DOWNTOWN ASSOCIATION, IDA, AND WORKED WITH OUR TEAM TO IDENTIFY WHAT WAS SCRIBED AS BARRIERS TO ENTRY. WHAT WERE THE ELEMENTS PREVENTING RETAILERS FROM UNDERSTANDING OR LOCATING DOWNTOWN AUSTIN AT PRESENT AND ALL OF THAT WAS ROLLED TOGETHER TO MAKE RECOMMENDATIONS AT A

MARKET STRATEGY AND IMPLEMENTATION PLAN ON HOW WE CAN TAKE THINGS THE NEXT LEVEL DOWNTOWN. ON BEHALF OF BLACK AND BERNOY, I WOULD LIKE TO THANK THE CITY. YOU FUNDED THIS STUDY. WE HOPE YOU THINK IT WAS AN IMPORTANT ONE, WE BELIEVE YOU WILL FIND THE CONCLUSION TO THE STUDY TO BE AS EXCITING AND POSITIVE AS WE DID. THE INTENT OF THE STUDY HAD SEVERAL PURPOSES, THE FIRST WAS TO IDENTIFY DOWNTOWN INFRASTRUCTURE NEEDS AS A PLANNING TOOL FOR PRIORITIZING CAPITAL INVESTMENT OVER TIME, SOMETHING ANY CITY NEEDS AND WE HELPED YOU DEVELOP QUITE A POWERFUL TOOL WHEN YOU DO THAT. WE WANT TO PRIORITIZE OR FUND FUTURE CAPITAL INVESTMENT PROGRAMS FROM IN STREET INFRASTRUCTURE TO GRADE STREETS, THERE ARE WAYS TO LOOK AT THIS OVER TIME TO INCORPORATE IT INTO LONG-TERM DEVELOPMENT. WE WANTED TO QUANTIFY CONSUMER DEMAND AND LEARN ABOUT CONSUMER PREFERENCES, WHAT DO THE SHOPPERS WANT? WE WANTED TO IDENTIFY PRIORITY AN OPPORTUNITY RETAIL ZONES BECAUSE, AS YOU WILL SEE IN A MOMENT ON MAP, THERE ARE NINE SUBDISTRICTS IN THE DOWNTOWN AREA, AND THAT IS TOO MUCH TO TAKE ON AT ONE TIME. WE WANTED TO BE REASONABLE AND USE SOME COMMON SENSE, WHAT CAN BE TAKEN ON NOW AND DELIVER A POSITIVE OUTCOME, THEN LET THE PROGRAM CONTINUE TO ROLL ON. WE WANT TO DEVELOP A MARKET POSITIONING STRATEGY, BECAUSE EACH OF THOSE SUBDISTRICTS HAS ITS OWN PECULIAR MIX OF MARKET SUPPORT AND CHARACTER AND OPPORTUNITY AND SO THE SUGGESTIONS FOR EACH ONE ARE A LITTLE DIFFERENT AND THEN FINALLY WE WANT TO RECOMMEND A STRUCTURE FOR ACTION. IN BROAD TERMS THE RESULT OF THE STUDY WERE THESE: AUSTIN WANTS DOWNTOWN SHOPPING. THIS CAME THROUGH VERY CLEARLY ON THE CONSUMER PREFERENCE SIDE. PEOPLE TOLD US THEY WANT TO BE ABLE TO SHOP DOWNTOWN. THE MARKET SUPPORT THAT WAS ESTIMATED HERE, IF YOU LOOK AT 2008, BASED ON THE DEMOGRAPHICS AND THE POTENTIAL DEMAND, DOWNTOWN AUSTIN CAN SUPPORT -- AUSTIN WILL SUPPORT ALMOST A MILLION SQUARE FEET OF RETAIL DOWNTOWN BY 2008. THAT INCLUDES WHAT EXISTS TODAY. SO WHAT IT SAYS IS YOU

HAVE A LOT OF ROOM FOR GROWTH, THAT THE MARKET WILL SUPPORT IF YOU HAVE THE RIGHT OFFERINGS. HOW DO WE GET THERE? WELL, AGAIN, REALISTICALLY, THIS IS A LONG-TERM COMMITMENT, IT'S NOT A ONE OR TWO YEAR FIX, BUT IT ALSO DOESN'T MEAN THAT EVERYTHING HAS TO HAPPEN AT ONCE, THIS IS THE NATURE OF HOW DOWNTOWNS THAT EVOLVED. WE THINK YOU'RE GOING TO HAVE A LONG-TERM COMMITMENT AND SOME OF THE RIGHT KINDS OF TOOLS TO IMPLEMENT IT. NOW, THE -- THE STUDY AREA IS THIS, THERE WERE NINE SUBDISTRICTS IN IT. I THINK THE ONLY ONE YOU RECOGNIZE WHERE EVERYTHING IS. THE ONE I WOULD POINT OUT IN PARTICULAR IS CONGRESS AVENUE. IT IS CENTRAL GEOGRAPHICALLY AND IT'S CENTRAL SYMBOLICALLY. IT'S THE MAIN STREET OF TEXAS. IT'S IMPORTANT TO AUSTIN AND IMPORTANT TO THE WHOLE STATE THAT IT ASSUME ITS ROLE ALONG WITH BEING A SYMBOLIC AVENUE, THAT IT RIGHTFULLY ASSUME ITS PLACE AS A SHOPPING DISTRICT AGAIN. I WOULD LIKE TO FOCUS FIRST THROUGH KEENEN SMET ON THE INFRASTRUCTURE INVENTORY AND WHAT WE THINK IS A REALLY IMPORTANT OUTCOME OF THE STUDY. KEENEN, YOU WANT TO COME UP?

THANK YOU, TOM. MR. MAYORS, MEMBERS OF THE COUNCIL, THANKS FOR THE OPPORTUNITY TO SPEAK TO YOU TODAY. IT WAS OUR PLEASURE TO WORK WITH ERA ON THIS IMPORTANT STUDY, AND IT WAS MY PLEASURE TO LEAD OFF MOST OF THE STEERING COMMITTEE MEETINGS WITH A ROUSING DISCUSSION OF PIPES AND WIRES, SO WE'LL TRY TO SKIP THROUGH THIS AS QUICKLY AS WE CAN, BUT SERIOUSLY, IN TERMS OF LOOKING AT RETAIL AND SUPPORTING RETAIL, IT'S A MATTER OF WE COINED THE TERM GEOGRAPHY OF CAPACITY, SORT OF CASTING OUR NET OVER THE STUDY AREA AND LOOKING FOR THOSE AREAS THAT ARE IN YOUR SYSTEMS WHICH ENABLE ECONOMIC DEVELOPMENT AND RETAIL IN PARTICULAR. IN DOING THIS STUDY, WE WANT TO ACKNOWLEDGE THE HELP AND SUPPORT OF CITY STAFF, THEY'RE VERY KNOWLEDGEABLE ABOUT ALL OF THEIR SYSTEMS, MUCH MORE KNOWLEDGEABLE THAN WE WERE. WHAT OUR VALUE WAS IN SORT OF TAKING IT AND DEVELOPING A COMPREHENSIVE VIEW OF THESE CAPACITIES AND THE

POINTS OF INTEREST IN THOSE SYSTEMS TO RETAIL, IN GENERATING THE INVENTORY, WE ARE GREATLY ASSISTED BY THE EXISTENCE OF A GREAT AMOUNT OF GEOGRAPHIC INFORMATION SYSTEM THAT THE CITY OF AUSTIN HAS PROBABLY WITHOUT EQUAL, AND OTHER CITIES IN THE UNITED STATES. YOU GUYS HAVE GOT A LOT OF GREAT INFORMATION POPULATED TO YOUR GIS AND IN DOING THIS, THE CITY HAS CREATED A VIEWER WHICH WE MAY BE ABLE TO FLASH TO YOU QUICKLY THAT WILL ENABLE POTENTIAL RETAIL PROSPECTS AND DEVELOPERS TO COME ON TO YOUR WEBSITE AND THIS WILL BE CROSS LINKED TO THE DAA'S WEBSITE SO PEOPLE CAN RESEARCH AND DO PLANNING WITH REGARD TO (T) BASIC INFRASTRUCTURES FOR THE CITY. THANK YOU FOR THAT. I'M JUST GOING TO SKIP THROUGH VERY QUICKLY. THE BASIC CATEGORIES OF INFRASTRUCTURE THAT WE LOOKED AT. AS WE ARE ALL PERIODICALLY REMINDED, THE CITY OF AUSTIN DOES HAVE STORM DRAINAGE ISSUES, SOMETIMES. PERHAPS NOT ON A DAY WHERE WE HAVE LIGHT RAIN LIKE TODAY, BUT LAST NOVEMBER WE'RE REMINDED OF THAT FACT. IT'S THE RESULT OF OUR PHYSICAL GEOGRAPHY BEING ON THE EDGE OF THE HILL COUNTRY AND WE'RE IN A GREAT POSITION TO CATCH THOSE STORMS FROM THE GULF OF MEXICO AND COMING SWEEPING DOWN FROM THE NORTH. THE CITY IS BASICALLY TWO CREEKS, SHOAL, WALLER AND SWALE, AND DEALING WITH THE DRAINAGE OF THE CITY IS DIFFICULT AT TIMES. THE MAIN MESSAGE WE WANT TO BRING TO YOU TODAY IS THAT FIXING THOSE DRAINAGE PROBLEMS IS -- SHOULD BE A PRIMARY CONCERN TO THE CITY IN TERMS OF ITS ECONOMIC GROWTH AND DEVELOPMENT POLICY. CERTAIN AREAS OF OUR CITY WILL NOT -- WILL BE ALWAYS CONSTRAINED BY THE FLOODING PROBLEMS PARTICULARLY ON SHOAL AND WALLER CREEK. GREAT STUDIES HAVE BEEN DONE ON PARTICULARLY WALLER CREEK AND LOOK AT HOW TO SPREAD AND SHARE THE COSTS TO HAVE PRIVATE/PUBLIC PARTNERSHIPS TO BRING THOSE INFRASTRUCTURE IMPROVEMENTS TO REALITY. MOVING ON TO WATER, THAT IS THE WATER SUPPLY SYSTEM, IT'S WELL NETWORKED, AS YOU CAN SEE IN THE DIAGRAM ON THE LEFT. GENERALLY WELL NETWORKED. SOME OF THE HISTORIC AREAS OF DOWNTOWN, PARTICULARLY EAST SIXth AND THE

WAREHOUSE DISTRICT, BLOW UP ON THE RIGHT IS OF PORTIONS OF EAST 6th, THERE'S A LOT OF WATER CAPACITY IN THE STREETS DUE TO CAREFUL PLANNING AND FORWARD THINKING OF THE WATER DEPARTMENT, BUT HISTORICALLY A LOT OF THOSE BUILDINGS WERE SERVED FROM THE ALLEYS, SO IT'S A MATTER OF SORT OF NOT THE LAST MILE ISSUE BUT PERHAPS THE LAST FEW FEET TO BRING IMPORTANT WATER PRESSURE TO OLDER BUILDINGS THAT ARE SEEKING TO ADOPT RETAIL USES IN THEM, SO SOMETIMES THEY RUN INTO FIRE FLOW ISSUES WITH THEIR SPRINGALER SPRINKLER SYSTEMS AND WE NEED TO WORK WITH THE WATER DEPARTMENT TO FIGURE OUT HOW TO REPLUMB THOSE DISTRICTS SUCCESSFULLY. THE STRATEGIC WATER PLAN IS DIAGRAMED ON THE SCREEN NOW. ONE OF THE LONGER TERM ISSUES FOR THE WATER SUPPLY IS SORT OF REPLUMBING THE REGION SO THAT THE WATER IS MOVING DOWN FROM ULLRICH PLANT TO THE OLD GREEN WATER SITE AND DISTRIBUTED THERE. THAT GREEN WATER SITE, THE SQUARE AND THE PENTAGON ON THE DIAGRAM, ARE THE LOCUSTS FOR A COUPLE OF KEY PROJECTS THAT WOULD HELP FREE UP THAT FOUR ACRES, I THINK IT IS, OF DOWNTOWN WATER FRONT PROPERTY WHICH -- WHOSE HIGHEST AND BEST USE CERTAINLY PROBABLY IS NOT A MAJOR PIECE OF INFRASTRUCTURE. WASTEWATER AGAIN IS PRETTY WELL-DEFINED SYSTEM. HOWEVER CERTAIN PIECES OF THE WASTEWATER SYSTEM ARE GETTING A LITTLE LONG IN THE TOOTH. CERTAIN PIECES OF THE INFRASTRUCTURE ARE AGING IN REACHING CAPACITY ESPECIALLY AS WE LOOK AT THE INTENSIVE DEVELOPMENT WE ARE SEEING DOWNTOWN AND ALSO IN RESIDENTIAL. LESS SO IS RETAIL. RETAIL IS NOT SO SENSITIVE TO WASTEWATER ISSUES BUT THE RESIDENTIAL GROWTH AND REVITALIZATION YOU'RE SEEING WILL PUT PRESSURE ON YOUR WASTEWATER SYSTEM, AND CAUSE -- NEED TO LOOK AT LOCALIZED IMPROVEMENTS IN THAT AREA. LONG-TERM ON THE STRATEGIC WASTEWATER PLAN, THE SHOAL CREEK LIFT STATION WHICH IS A PIECE OF EQUIPMENT THAT HELPS BRING THE WASTEWATER ALONG ON ITS WAY DOWN RIVER IS -- NEEDS ATTENTION, NEEDS TO BE REPLACED, ALONG WITH SOME OF THE ENTER SEPTOR SYSTEMS THAT NEED TO BE LOOKED AT TO REPLUMB DOWNTOWN AND FRANKLY CERTAIN OTHER DISTRICTS LIKE

THE WEST UNIVERSITY AREA, TO ENABLE THEM TO GROW AS THEY NEED TO GROW. THE ELECTRIC AND POWER SYSTEM, NOT MUCH TO SAY HERE. IT AIN'T REALLY BROKE. THERE'S GOOD SERVICE IN THE AUSTIN POWER GRID. WELL SERVED, REDUNDANT, ALL OF THAT IN THE AREA THAT IS TINTED RED ON YOUR PLAN. THAT'S THE DOWNTOWN POWER NETWORK. TRADITIONALLY, THOUGH, THAT -- THAT NETWORK DOWNTOWN FOR THE -- FOR ELECTRIC SUPPLY PEOPLE FOR AUSTIN ENERGY STOPS AT WEST AVENUE, SO IF WE WANT THE PANHANDLE THERE ALONG SHOAL CREEK AND UP LAMAR TO REALLY EXPLANNED AND FLOWER THE WAY IT NEEDS TO, THOSE ATTRIBUTES OF THAT SYSTEM WILL BE -- NEED TO EXTEND OVER WEST OF WEST. THE AUSTIN ENERGY ALSO IS A PROGRESSIVE PROVIDER, HAS CREATED DOWNTOWN COOLING LOOP AND THIS IS A GREAT PROGRESSIVE IDEA. IT'S ONE OF THE BETTER THINGS THAT HAPPENED IN AUSTIN THE LAST COUPLE OF YEARS ENERGYWISE, NUMBER OF BUILDINGS HAVE HOOKED UP TO IT INCLUDING THE CONVENTION CENTER AS YOU KNOW, WE FEEL LIKE THE NETWORK NEEDS TO BE EXPANDED AS PLANNED TO LOOP BACK AROUND AND PROVIDE MORE INCENTIVES FOR PEOPLE TO TAKE ADVANTAGE OF THAT SYSTEM. A PROGRESSIVE AND INTERESTING IDEA. IN LOOKING AT INFRASTRUCTURE, WE ALSO LOOKED AT PARKING. PARKING IS NOT ONE OF YOUR TYPICAL UTILITIES BUT IT DOES CERTAINLY ENABLE RETAIL AND ECONOMIC DEVELOPMENT. ESPECIALLY RETAIL. AND ALTHOUGH THERE HAVE BEEN SOME VERY GOOD STUDIES DONE VERY RECENTLY THAT IS A GRAB BAG OF IDEAS THAT NEED TO BE SORTED THROUGH, AND REALLY WELDED INTO A COMPREHENSIVE PARKING STRATEGY THAT MAKES SENSE FOR DOWNTOWN AND HELPS PROMOTE AND STIMULATE RETAIL, OTHER CITIES HAVE USED PARKING AS A TOOL, STRATEGIC SUPPLIES OF PARKING AS A TOOL TO -- TO IMPLEMENT AND PROMOTE RETAIL DEVELOPMENT. PUBLIC TRANSPORTATION HAS A LIFE OF ITS OWN AND HAS EVOLVED OVER A PERIOD OF THE STUDY. ON THE LEFT IS THE ALL SYSTEMS GO PLAN, WHICH, AS WE ALL KNOW, WAS PASSED -- A MAJOR PIECE OF THAT WAS PASSED IN NOVEMBER, BRINGING FIRST URBAN RAIL TO DOWNTOWN, TO THE EDGE OF IT AT THE CONVENTION CENTER. I THINK THE CHARGE HERE IS TO BRING URBAN RAIL NOT TO BUT

THROUGH DOWNTOWN. IT WILL HELP GIVE DOWNTOWN A STRATEGIC ADVANTAGE OVER RETAIL IN THE SUBURBS. IT'S SOMETHING THAT WE'LL HAVE THAT UNTIL THOSE TRANSIT ORIENTED DEVELOPMENTS OUT THERE GET GOING, WE'LL HAVE AND THEY WON'T, SO IT'S ONE OF THE THINGS THAT DISTINGUISHES BUILDING DOWNTOWN FROM THE SUBURBS. ON THE RIGHT IS -- IS A HEAVY DUTY MAP, IS THE BUS SYSTEM MAP FOR DOWNTOWN AND LET'S PUT IT UP HERE JUST TO SAY THAT PREPONDERANCE OF CAPITAL METRO'S ROUTES RUN DOWN CORRECT ME IF I'M WRONG AND THROUGH DOWNTOWN, WE NEED TO BE MINDFUL OF CONNECTIONS THAT BRING PEOPLE FROM OUTLYING AREAS TO THE CITY IN ORDER TO ENABLE OUR RETAIL DEVELOPMENT. ANOTHER THING THAT DOWNTOWN HAS THAT IS PART OF THE FIBER OF THE CITY ARE THE STREETS, WE'RE PROUD TO HAVE BEEN A PART OF THE GREAT STREETS MASTER PLAN WHICH WAS ADOPTED BY CITY COUNCIL. BUILDING RETAIL DO YOU WANT IS A LITTLE BIT DIFFERENT THAN THE SUBURBS AND WHAT YOU HAVE TO BUILD ON IS THE FRAMEWORK OF STREETS. THE STREET VITALITY, ESPECIALLY PEDESTRIAN LIFE, IS PART AN PARCEL TO THE SUCCESS OF RETAIL DOWNTOWN, SO HAVING ADOPTED THE GREAT STREETS MASTER PLAN, WE NEED TO FIND WAYS TO IMPLEMENT IT IN A SUSTAINABLE AND ECONOMICALLY SENSIBLE WAY. WE WOULD LEAD TO THE DEVELOPMENT OF RETAIL ORIENTED STREETS, SUCH AS SECOND STREET RIGHT BEHIND THIS BUILDING OF WHICH THIS IS AN EXAMPLE. TELECOMMUNICATIONS IS NOT REALLY CRITICAL INFRASTRUCTURE FOR RETAIL, BUT AUSTIN IS CERTAINLY A HIGH TECH CITY AND HAS TAKEN THE LEAD IN BECOMING WHAT IS REALLY GOING TO BE A WIRELESS CITY. NOW, WHY DO I MENTION THIS? BECAUSE I THINK THE PREPONDERANCE OF HOT SPOTS, WIRELESS WIFI HOT SPOTS IN THE CITY WILL AGAIN GIVE A KIND OF UNUSUAL ADVANTAGE TO DOWNTOWN VIS-A-VIS SOME OF THE SUBURBAN LOCATIONS. I THINK OUR CRITICAL SFIEND D FINDINGS ARE, YOU KNOW, INFRASTRUCTURE IS NEEDED TO ENABLE ALL KINDS OF ECONOMIC GROWTH INCLUDING RETAIL, ON THE STORM DRAINAGE, SIMPLY SAID, THE CAPACITY OF SOME OF THE STORM DRAIN SYSTEMS, ESPECIALLY THE CREEKS, IS GOING TO BE A LIMITATION TO FUTURE ECONOMIC DEVELOPMENT IN THOSE CORRIDORS.

WATER, WE HAVE FIRE FLOW LIMITATIONS THAT NOT NECESSARILY TRUE, IT'S A MATTER OF THAT LAST FEW FEET BRINGING THE WATER IN FROM THE ALLEYS AND SOME OF THE HISTORIC DISTRICTS. WASTEWATER, YOU'VE GOT A SYSTEM CAPACITY AND AGING ISSUES. PARKING, LOOK AT CAPACITY IN STRATEGIC LOCATIONS AND HOW TO STIMULATE MORE RETAIL, PUBLIC TRANSPORTATION, WE HAVE TO BE MINDFUL OF THE CONNECTIONS, ROUTES AND LOCATIONS THAT HELP SUPPORT THAT AND STREETS AND SIDEWALKS, THOSE ARE REALLY THE HEART AND SOUL OF OUR CITY AND THAT'S WHAT WE HAVE TO BUILD DOWNTOWN RETAIL ON. THANK YOU FOR THAT -- YOUR PATIENCE IN LISTENING TO ENABLING INFRASTRUCTURE FOR THE RETAIL STRATEGY. I WOULD LIKE TO TURN IT BACK OVER TO TOM.

THANK YOU.

THANK YOU, MR. SMITH.

THANK YOU.

I'LL LOWER THE MICROPHONE ABOUT A FOOT SINCE WE HAVE SUCH A DIFFERENTIAL. ACTUALLY, I KNOW THE CITY GETS A LOT OF CRITICISM AND I WOULD LIKE TO PAY YOU GO TWO COMPLEMENTS.

WHAT DO YOU MEAN A LOT OF CRITICISM?

WELL, I'VE HEARD THIS. WE HAD A VERY CLOSE WORKING RELATIONSHIP WITH MICHAEL KNOX ALL THE WAY THROUGH THIS PROCESS AN HE WAS THE LIAISON TO ALL THE CITY DEPARTMENTS THAT MADE THAT INFRASTRUCTURE CAPACITY ANALYSIS POSSIBLE. THE RESULT OF THIS I THINK IS GOING TO BE A VERY POWERFUL TOOL FOR YOU TO USE IN LONG-TERM PLANNING AND LOOKING AT CAPITAL INVESTMENT PRIORITIES. WE'RE STARTING WORK IN A COUPLE OF WEEKS IN MIAMI AND ONE OF THE THINGS WE PUT ON THEIR LIST IS HOW DO YOU BEGIN TO THINK ABOUT INFRASTRUCTURE NEEDS. YOU NEED TO GO TO THE AUSTIN WEBSITE IN A FEW DAYS, THEY'VE DONE IT. I HAVEN'T SEEN ANYBODY WITH A BETTER TOOL THAN THIS. A COMPLEMENT TO YOUR CITY DEPARTMENTS AND TO MICHAEL AND TO SUE EDWARDS WHO HAS BEEN ON THE STEERING COMMITTEE

FOR THE STUDY WHO KEPT US HONEST AND GIVEN US ACCESS TO YOUR VERY STRONG TECHNOLOGY SYSTEM. WELL, I WOULD LIKE TO NOW MOVE BEYOND THE INFRASTRUCTURE TO THE OTHER TASKS BRIEFLY. FROM A MARKET STANDPOINT, HOW DO WE GET TO THAT MILLION SQUARE FEET POTENTIALLY? WELL, WHEN YOU LOOK AT DEMAND FOR DOWNTOWN RETAIL, IT REALLY COMES FROM FOUR SOURCES. THERE ARE RESIDENTS, NOT ONLY DOWNTOWN RESIDENTS BUT OTHER ZIP CODES AND WE DIDN'T LOOK AT THE ENTIRE AUSTIN AREA, WE LOOKED AT THE ZIP CODES THAT MADE SENSE FOR PROXIMITY TO DOWNTOWN AS A BASIS FOR DATA ANALYSIS, DOWNTOWN OFFICE WORKER, YOU HAVE, DEPENDING ON WHERE YOU PUT THE LINE, 60 TO 90,000 OFFICE WORKERS WHO ARE HERE FIVE DAYS A WEEK THAT IS A READY AND SOME WOULD SAY CAPTIVE MARKET THAT NEED PLACES TO SPEND. YOU HAVE AN EXPANDED CONVENTION CENTER THAT IS A SHOW PIECE, YOU HAVE DOWNTOWN HOTELS IN PLACE. THAT ATTRACTS CONVENTION VISITORS WHO ARE SPENDERS AND LIKELY TO SPEND NEARBY. YOU GET LEISURE VISITORS COMING HERE FOR FOOTBALL GAMES, CONCERTS, DAY TRIPPERS, SO YOU HAVE CONVENTION VISITORS AND LEISURE VISITORS. AND THE NUMBER OF UNIVERSITIES IN THE AREA IS A STRONG MARKET SEGMENT. ALL OF THEM PARTICIPATE IN AND HAVE THE OPPORTUNITY OF SPENDING DOWNTOWN IF WE HAVE WHAT THEY WANT TO SPEND ON. LET'S TAKE A MINUTE ON RESIDENTS. EVERY CITY WE'VE SEEN NATIONALLY THAT IS VIEWED ON THRIVING HAS HAD A FOCUS ON BRINGING THINGS BACK DOWNTOWN. AUSTIN IS I THINK IN ONE OF THE TOP TIERS ON THAT. PERSONALLY I WISH YOU HAD EVEN MORE. I THINK YOU'VE GONE A GREAT DISTANCE IN BRINGING DOWNTOWN HOUSING IN, THAT STARTED WITH CITY LEADERSHIP. TODAY YOU HAVE UNITS, THAT IS ABOUT 5,000 RESIDENTS, THAT ARE NEW RESIDENTS THAT LIVE HERE ALL THE TIME. ANOTHER 1600 UNITS, MORE THAN 50% INCREASE OFF THE BASE IN THE PIPELINE THAT ARE PLANNED OR UNDER CONSTRUCTION. AND BEYOND THIS GROUP, THE DOWNTOWN RESIDENTS, WE ALSO LOOKED AT 13 ADDITIONAL ZIP CODES ON THE EAST AND WEST SIDES OF AUSTIN THAT COMPRISE WHAT WE CONSIDER A PRIMARY RESIDENT MARKET, DOWNTOWN AND CLOSE IN RESIDENTS.

THAT TOTALS 363,000 PEOPLE. THIS IS SOMETHING WE DON'T BELIEVE THE RETAIL INDUSTRY HAS FULLY RECOGNIZED AND IT'S SOMETHING POSITIVE TO MARKET ABOUT DOWNTOWN. IN TERMS OF DOWNTOWN HOUSING LOCATIONS, EXISTING, PLANNED OR UNDER CONSTRUCTION, THIS GRAPHIC REPRESENTS WHERE THOSE ARE, YOU CAN SEE THEY'RE CLUSTERED AROUND CONGRESS, EAST AND WEST OF CONGRESS, BUT THEY'RE DISBURSED THROUGHOUT THE DOWNTOWN AREA, THAT IS A GOOD THING, BUT THERE'S OPPORTUNITY AND IN RESPONSE TO YOUR PLANNING CORRECTIONS, OPPORTUNITY TO BRING IN MORE DOWNTOWN HOUSING. IN ADDITION TO THOSE DOWNTOWN RESIDENT, THOUGH, WE ALSO LOOKED AT THESE OTHER 13 ZIP CODES, YOU CAN SEE THEY COMPRISE A SUBSTANTIAL AREA BUT NONE OF THEM ARE FAR FROM DOWNTOWN EVEN ON A BAD TRAFFIC DAY. THE SECOND MARKET WE TALKED ABOUT, THE BLUE IN THE CENTER INCLUDES ABOUT 60,000 OFFICE WORKERS. THAT IS NORTH OF TOWN LAKE AND MOVING UP TO THE NORTH. IF YOU DO A ONE MILE RADIUS FROM SORT OF THIS IS RETAIL JARGON AT THE CORNER OF MAIN AND MAIN WHICH WE SAW AS AND CONGRESS, A ONE MILE RADIUS ADDS ANOTHER 30,000 OFFICE WORKERS. BECAUSE OF THE TRANSPORTATION, IT'S EASY TO GET AROUND. THESE ARE ALL POTENTIAL SPENDERS. WE WANT TO UNDERSTAND THE COMPETITIVE CONTEXT FOR WHO WILL DOWNTOWN COMPETE WITH FOR A RETAIL CONTEXT. WE PLOTTED WHERE THE MALLS ARE OR EXISTING RETAIL FACILITIES THAT SERVE SOME OF THOSE MAJOR MARKETS, IF YOU NOTICE, MOST OF THEM ARE ON THE PERIPHERY OF THOSE FOURTEEN ZIP CODES THAT ARE THE PRIMARY RESIDENT MARKET. THERE IS A HOLE IN THE DOUGHNUT, IN SOME SENSE, FROM A RETAIL STANDPOINT, THAT DOWNTOWN CAN PLAY A ROLE IN RECAPTURING. AS I MENTIONED EARLIER, DR. CRANE AND HER ASSOCIATES DID WORK WITH THE DA ON A CONSUMER SURVEY AND WHAT WE LEARNED FROM THAT SURVEY WAS, DOWNTOWN -- AUSTIN RESIDENTS WANT TO SHOP DOWNTOWN. THEY EXPRESSED A STRONG PREFERENCE FOR THE ABILITY TO SHOP DOWNTOWN. WHY NOT? WHY AREN'T THEY HERE NOW.

>E UNDERSTOOD THERE'S A RESPOND, NOT ENOUGH

PARKING OR TOO MUCH TRAFFIC OR I DON'T HAVE ENOUGH MONEY, IT'S TOO EXPENSIVE, NONE OF THOSE WAS THE ANSWER WE GOT. THE ANSWER WAS THERE'S NOT ENOUGH STORES. WE HAVE THE MONEY, WE HAVE THE PROXIMITY, THERE'S NOT ENOUGH PLACES TO SHOP AND THINGS TO BUY. SO THIS WAS TO US A REINFORCEMENT OF THE FACT THAT THE MARKET POTENTIAL EXISTS. THE BEHAVIOR PREFERENCE IS THERE, BUT THERE ISN'T AN AS SORTMENT THAT WILL BRING THEM DOWN HERE AND BRING THEM BACK AGAIN. NOT AS IF YOU'RE STARTING FROM ZERO. AUSTIN IS NOT AS FAR DOWN AS A LOT OF MAJOR CITIES AROUND THE COUNTRY. YOU HAVE ABOUT, WE'VE ESTIMATED, ABOUT 350,000 SQUARE FEET OF EXISTING DOWNTOWN RETAIL SPACE TODAY. THERE'S, AS YOU KNOW, A VERY HEAVY CONCENTRATION OF RESTAURANTS AND BAR, A SUBSTANTIAL PART OF THE DOWNTOWN BUSINESS MIX, THAT IS OKAY, THAT REINFORCES THE NIGHT TIME ENTERTAINMENT, SERVES RESIDENTS AND VISITORS AND THE LIKE. MOST OF THE CITIES THAT WE'RE WORKING IN NOW TRYING TO BRING IN DOWNTOWN HOUSING AND RETAIL, HOW CAN WE GET A GROCERY STORE, OUR RESIDE DIDN'TS WANT TO BE ABLE TO BUY GROCERIES, YOU HAVE THE WHOLE FOODS FLAG SHIP STORE. A LOT OF CITIES WOULD BE ENVIOUS OF WHAT YOU HAVE IN PLACE. HOWEVER, FROM A RETAIL STANDPOINT YOU'RE SIGNIFICANTLY UNDERSUPPLIED TODAY DOWNTOWN IN APPAREL FOR MEN AND WOMEN N. SHOES AN ACCESSORIES AND GIFTS AN FURNISHINGS, AND THAT CAN BE PERSONAL FURNISHINGS OR HOME RESIDENT FURNISHINGS. AND DRY CLEANERS AND DRUG STORES AND ALL OF THAT STUFF. NOW, THE BOTTOM LINE ON THIS, AND I THINK MAYOR WYNN, I WANT TO THANK YOU FOR YOUR STRONG ENDORSEMENT YESTERDAY FOR A DOWNTOWN VISION. THERE IS MARKET DEMAND. WHEN YOU LOOK AT ALL OF THOSE FORCES, THE TOTAL SUPPORTABLE AREA, BASELINE OR OPTIMISTIC IN 2008, THE DIFFERENCE BEING IF YOU GET THE RIGHT MIX AND THE RIGHT CRITICAL MASS IS THE OPTIMISTIC SCENARIO, UP TO ALMOST A MILLION SQUARE FEET OF SUPPORTABLE. IF YOU TAKE ONE SIGNIFICANT CLUSTER, THE PROJECT ALONG SECOND AT 220,000 FEET, AND TAKE IT OUT OF IT, THE INCREMENTAL SUPPORTABLE RETAIL IS SOMEWHERE BETWEEN HALF A MILLION AND 770,000 770,000

SQUARE FEET. THAT IS USING WHAT WE CONSIDER INVESTMENT GRADE, SALES FIGURE AND SO FORTH, AND THIS IS REALISTIC, AND IN FACT I THINK WE WOULD SAY CONSERVATIVE NUMBER ASSUMING YOU CAN GET THAT MIX. THERE'S ENORMOUS POTENTIAL OUT THERE. WHERE SHOULD IT GO? WELL, IN LOOKING AT THOSE NINE SUBDISTRICTS, WE FOCUSED ON FOUR AS THE BEST IMMEDIATE OPPORTUNITIES EITHER BECAUSE OF PHYSICAL CHARACTERISTICS AND NOW MOMENTUM OR BUZZ THINGS ARE ALREADY ROLLING ALONG, WE FOCUS ON CONGRESS AVENUE, THAT IS A PLACE THAT I THINK A LOT OF PEOPLE EMOTIONALLY WOULD LIKE TO SEE COME BACK AS A RETAIL CENTER, AND I THINK THE PRESENTATION YESTERDAY WITH COMMITMENTS OF 7 NEW RESTAURANTS AND STORES WAS A GREAT STEP FORWARD. FUNCTIONALLY PEOPLE WALK ABOUT 12, 1500 FEET, SO WE LOOKED AT THE LENGTH OF CONGRESS AND SAID, ALL RIGHT, IT'S A SLIDING SCALE, BUT FROM A MARKET STANDPOINT, THE UPPER 'CART' OF CONGRESS, FROM 7th, NORTH UP TO THE CAPITOL, IS MORE OFFICE ORIENTED AND CULTURALLY ORIENTED WITH THE PARAMOUNT THE THEATER, LOWER CONGRESS FROM 7th DOWN TO THE LAKE IS THE AREA WHERE WE THINK THE GREATEST OPPORTUNITY IS FOR THE APPAREL AND SHOPPER'S GOODS BECAUSE YOU HAVE PROJECT REDEVELOPMENT, SURFACE PARKING LOTS, REDEVELOPMENT SITES AND BE BUILDINGS THAT CAN BE RECONDITIONED TO BRICK IN RETAIL OPERATORS. THAT'S WHERE YOU'VE GOT THE LARGEST POTENTIAL TO CREATE CRITICAL MASS. THAT CONNECTS WITH SIXth STREET AND EAST 6th STREET SIDE, EVERY CITY IN THE COUNTRY THAT THERE'S A SENSE OF IDENTITY ABOUT I HAS SOME DEFINING CHARACTERISTIC. A LOT OF OTHER CITIES, YOU SAY AUSTIN, THEY SAY MUSIC AND TECHNOLOGY, AND THAT IS WHAT COMES TO MIND FOR PEOPLE, AN EAST 6th STREET REALLY HELPED CREATE THAT IMPRESSION. THERE'S BEEN CHANGES ON 6th STREET AND WE WOULD LIKE TO SEE AS A STRATEGY TO BRING BACK LIVE MUSIC AND PERFORMANCE VENUES THAT HAS BEEN SHIFTING AWAY. THAT IS PART OF THE REASON WHY PEOPLE WANT TO COME HERE FOR CONVENTIONS AND MEETINGS AND THAT NEEDS TO BE RECAPTURE AND ENFORCED. PROP 6 IS WE THINK GOING TO BE MORE RESIDENT ORIENTED RETAIL STORES AND

BUSINESSES. SOME MORE RESTAURANTS PROXIMATE TO THE WAREHOUSE DISTRICT. WHEN YOU THINK ABOUT LOWER CONGRESS AND THE MOMENTUM THAT THE PROJECT HAS ALONG SECOND BACK BEHIND US HERE, WHAT WE'RE CALLING THE MARKET DISTRICT, AND THE MARKET DISTRICT IS REALLY CATALYZED BY TWO CITY OWNED PROPERTIES, THE CO POWERPLANT, LONGER TERM AND THE TOM GREEN SITE, THAT AREA FROM SECOND STREET NORTH AND OVER TO THE LUMBERMAN'S SITE AN INCORPORATING THE PROJECT WITH WHOLE FOODS. (ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS...) YOU'VE ADOPTED A WONDERFUL PLAN. WE HAVE TO FIGURE OUT A WAY TO PAY FOR IT. WE BELIEVE AS DEVELOPMENT CONTINUES TO OCCUR THERE ARE WAYS TO INCORPORATE THAT INTO THE DEVELOPMENT PROGRAM AND FINANCING WHERE WE CAN INSTITUTIONALIZE GREAT STREETS AND MAKE IT AN ONGOING PART OF FUTURE DEVELOPMENT DOWNTOWN. ONE OF THE THINGS WE HEARD IN OUR INTERVIEW, PARTICULARLY WITH THE PRIVATE SECTOR, IS THE CITY IS PERCEIVED AS PART OF THE PROBLEM. NOT SO MUCH AT THE SENIOR LEVEL. SENIOR ADMINISTRATION AND ELECTED OFFICIALS ARE THOUGHT OF AS PRO-DOWNTOWN.

Mayor Wynn: THANK YOU FOR THAT QUALIFICATION.

THIS IS SERIOUSLY WHAT WE HEARD, MAYOR. YOU KNOW, THE GUYS AT THE TOP AND THE LADIES GET IT, BUT WHEN YOU GET DOWN INTO THE ADMINISTRATIVE REGULATORY STRUCTURE WE DON'T ALWAYS HAVE THE FEELING PEOPLE ARE WORKING TO TRY TO MAKE THINGS WORK SMOOTHLY AND EFFICIENTLY AND QUICKLY. WE THINK IN FAIRNESS THOUGH, THE ONE STOP SHOP PROGRAM WHICH IS PART OF YOUR PROCESS REORIENTATION WITHIN THE CITY HAS BEEN A GREAT STEP FORWARD. I DON'T THINK YOU'VE BEEN GIVEN FAIR CREDIT FOR THAT. WE DID HEAR SOME COMPLIMENTS SAYING ONE STOP SHOP HAS MADE IT BETTER. WE HOPE THAT WILL CONTINUE. YOU'RE IN KIND OF A FUNNY POSITION WHERE PEOPLE ARE ALWAYS READY TO BLAME THE CITY FOR NOT GOING WELL. THEN FINALLY WE HEARD A LOT ABOUT REGULATORY AND COLD ISSUES FROM UTILITY CODES TO LAND DEVELOPMENT CODES, CURRENT ZONING AND POTENTIAL CONFLICTS. THIS, AGAIN, IS PART OF THAT PROCESS RE INVENTION THAT YOU ARE GOING

THROUGH AND IT'S NOT GOING TO BE AN OVERNIGHT SOLUTION, BUT IT IS AN ISSUE THAT NEEDS TO BE INCORPORATED INTO THIS WHOLE RETAIL STRATEGY BECAUSE IT WILL HAVE AN EFFECT. WHAT ARE WE RECOMMENDING? THERE ARE THREE PRIMARY AREAS OF RECOMMENDATION. THE FIRST IS A DOWNTOWN RETAIL COORDINATION PROGRAM SHOULD BE CREATED. OUR SUGGESTION IT BE JOINTLY FUNDED BY THE CITY AND DOWNTOWN AUSTIN ALLIANCE, BUT YOU TWO ARE THE PUBLIC-PRIVATE LEADERSHIP WE THINK SHOULD TAKE THE FIRST STEP. THE TOTAL PROGRAM COSTS FOR STAFFING AND MATERIALS AND MARKETING AND THE LIKE WOULD BE ABOUT 125 TO \$150,000 A YEAR. WE THINK THAT THAT ROLL OUGHT TO BE LOCATED WITHIN THE DOWNTOWN AUSTIN ALLIANCE BECAUSE IT SERVES AS A GREAT BRIDGE BETWEEN PUBLIC AND PRIVATE SECTORS. AND THE ROLE THAT COORDINATION PERSON WILL HAVE IS SERVE AS A SINGLE POINT OF CONTACT. THIS IS WHERE THE RETAIL INDUSTRY NOT UNDERSTANDING A SINGLE POINT OF CONTACT TO SAY WHO DO YOU GO TO TO FIND OUT ABOUT DOWNTOWN, AVAILABLE SPACE, ECONOMIC CONDITIONS, WHAT'S GOING ON BE THE DEMOGRAPHICS. THEIR ROLE WOULD BE TO RECRUIT RETAILERS WHO ARE CONSISTENT WITH THE RETAIL STRATEGY WE TALKED ABOUT, SERVING THOSE SUBPHARBLGTS IN SPECIFIC ZONES, TO MARKET DOWNTOWN AS ONE OF THE GREATER ECONOMIC DEVELOPMENT DISTRICTS AND WORK WITH PROPERTY OWNERS AND BROKERS. WE'RE NOT TRYING TO LEASE SPACE, WE WANT TO ENCOURAGE PROPERTY OWNERS AND BROKERS TO PUT THE RIGHT KIND OF USES IN THE RIGHT PLACES. THAT'S THE ROLE THAT THIS COORDINATION POSITION AND STAFF WILL HAVE. THE SECOND RECOMMENDATION, AND I THINK THE PRESS CONFERENCE YESTERDAY WAS A BIG STEP FORWARD AND IMPORTANT GESTURE ON THE CITY'S PART, WE'RE ASKING THE CITY SO COMMIT TO A PRO-DOWNTOWN DEVELOPMENT POLICY. BUT SIMPLY STATING IT AS A MEANS TO SAY WE'RE SERIOUS ABOUT THIS AND WE WANT IT TO FILTER ALL THE WAY THROUGH CITY ADMINISTRATION AND OVER THE LONGER TERM TO ADDRESS NEEDED CODE, ZONING AND LICENSING PROVISIONS. THEY ARE RESOLVABLE, THEY ARE SOLVABLE PROBLEMS. YOU HAVE A LOT IN PROGRESS AND WILL GET

THERE, BUT SIMPLY STATING IT AND FOLLOWING THROUGH BECAUSE THE EXECUTION IS GOING TO MAKE A DIFFERENCE IS GOING TO BE A VERY IMPORTANT THING FOR THE CITY TO DO. AND THEN FINALLY WE WANT TO LOOK AT TOOLS AND INCENTIVES THAT ARE PERFORMANCE BASED AND APPROPRIATE FOR AUSTIN. NOW, AN INCENTIVE CAN BE A STREAMLINED REGULATORY PROCESS. WE'VE LOOKED AT OTHER CITIES. WE DID A SERIES OF CASE STUDIES OF OTHER CITIES, AND THEY'VE USED A VARIETY OF RESOURCES. FEDERAL FUNDS THROUGH TRANSPORTATION ENHANCEMENT FUNDING THAT CAN BE TIED INTO CAPITAL METRO PROJECTS. TAX CREDITS FOR HISTORIC BUILDINGS OR NEW MARKET HOUSING -- NEW MARKET TAX CREDITS FOR BUSINESS DEVELOPMENT. WORKFORCE HOUSING INCENTIVES. THERE ARE A WHOLE RANGE OF INCENTIVES AND WE DON'T KNOW WHAT ALL OF THOSE ARE NOW. WE THINK THE MARKET MOMENTUM IS STRONG ENOUGH FOR THE NEAR TERM TO CARRY YOU FOR SOME TIME. OVER TIME AS OTHER ISSUES COME UP YOU MAY WANT TO THINK ABOUT OTHER WAYS YOU MAY APPROACH IT. BUT WE THINK IT'S GOING TO BE VERY IMPORTANT TO DEVELOP AND SUSTAIN THOSE TOOLS BEGINNING WITH AN IMPROVED REGULATORY PROCESS TO HELP SOME OF THE DOWNTOWN ISSUES THAT HAVE HAPPENED IN THE PAST. SO IN CONCLUSION, WE THINK THAT OVERALL AUSTIN IS IN A VERY FORTUNATE SITUATION. ONE OF THE CITIES WE CALLED AS A CASE STUDY CITY, WE WERE LOOKING AT PLACES THAT WERE STATE CAPITALS THAT HAD OFFICE CONCENTRATIONS DOWNTOWN, STRONG UNIVERSITY PRESENCE THAT WERE ABOUT THE SAME POPULATION SIZE. WE CALLED RALEIGH AND TALKED TO PEOPLE THERE AND SAID WHY ARE YOU CALLING US, WE WANT TO BE LIKE AUSTIN. WE WANT TO HAVE WHAT AUSTIN HAS. A LOT OF CITIES HAVE RECOGNIZED THE STRENGTHS YOU'VE ALREADY GOT AND THAT IDENTITY AS A MUSIC AND ENTERTAINMENT DESTINATION WE THINK IS A REAL ASSET YOU CAN CONTINUE TO BUILD ON AND MARKET. THROUGH CITY LEADERSHIP YOU'VE GOT A DOWNTOWN HOUSING MARKET THAT'S TRAOREUFING, A NEW CONVENTION CENTER EXPANSION AND HOTEL INFRASTRUCTURE IN PLACE TO BRING PEOPLE IN. WE HEARD FROM THE C.V.B. THAT YOU'VE LOST SOME CONVENTIONS BECAUSE THERE'S NOT PLACES

TO SHOP. THEY WANT TO BUY THINGS. THERE'S NOT ENOUGH SHOPPING DOWN HERE. WE'RE GOING TO GO TO SAN DIEGO OR SOMEWHERE ELSE. THERE IS AN INDIRECT MARKET BENEFIT TO THE CONVENTION MARKETING SIDE TO BE ABLE TO INCREASE THE RETAIL BASE DOWNTOWN. YOUR ENTERTAINMENT AND DINING CONCENTRATION IS THE ENVY OF OTHER CITIES IN TEXAS AND NATIONALLY. IT'S ONE OF THE THINGS YOU ARE KNOWN FOR. BUT WE GOT TO GET TO THE NEXT LEVEL. YOU'VE GOT THE CITY-OWNED SITES LEVERAGE -TD WITH SEE HOME AND TOM GREEN AND LUMBER MEN AND TRANSIT. YOU'RE DOING A LOT OF THINGS THAT NEED TO BE DONE, PEOPLE HAVE RECOGNIZED IT. THE MISSIONING ELEMENT IN ALL OF THIS IS DOWNTOWN RETAIL. THAT'S THE PIECE OF THE PUZZLE THAT'S NOT QUITE THERE IN SUFFICIENT QUIT CAL MASS. WHAT WE LEARNED IS AUSTIN WANTS DOWNTOWN SHOPPING. WE BELIEVE BASED ON MARKET, ON DEVELOPMENT TRENDS AND ON THE INFRASTRUCTURE THAT'S IN PLACE THIS IS THE TIME. SO WITH THAT I'D LIKE TO CONCLUDE AND THANK YOU AND ASK IF YOU HAVE ANY QUESTIONS OR DISCUSSION YOU WOULD LIKE TO HAVE.

Mayor Wynn: THANK YOU. BEFORE I OPEN UP THE DAIS FOR QUESTIONS, I HAD ONE REGARDING ON YOUR BARRIERS TO ENTRY, I'M PARTICULARLY INTERESTED BECAUSE THEE□N□N□N□N□ I.D.A. WAS INVOLVED AND SO MANY DOWNTOWNS ARE TRYING TO CREATE A DOWNTOWN RETAIL PRESENCE, BUT THEREEVERAL THRIVING DOWNTOWN RETAIL CENTERS ACCRUES THE COUNTRY -- ACROSS THE COUNTRY AND IN CANADA. ON BARRIERS TO ENTRY, HOW OFTEN DOES THE ISSUE OF SORT OF PUBLIC ORDER COME UP? AND I ASK THAT BECAUSE WE'VE -- YOU KNOW, WE HAVE THIS DEBATE FREQUENTLY HERE IN AUSTIN, AND IN FACT WE'RE HAVING AN ANALYSIS GOING ON RIGHT NOW WHERE WE -- UNDERSTANDABLY, WE HAVE A CLUSTERED -- A MUCH MORE CLUSTERING OF SOCIAL SERVICE PROVIDERS IN OUR DOWNTOWN AREA. AND HENCE BECAUSE OF THAT AND IN LINE WITH THAT WE HAVE A NUMBER OF, YOU KNOW, THE LEAST FORTUNATE OF OUR CITIZENS TEND TO BE DOWNTOWN FREQUENTLY. DOES IT COME UP THAT SORT OF PUBLIC ORDER ORDINANCE AND HOW THAT'S CITIES AND DOWNTOWN AREAS ENDS UP BEING AN ISSUE WITH

DOWNTOWN RETAIL OR NOT?

IT IS A SIGNIFICANT ISSUE, MAYOR, IN A NUMBER OF CITIES. IT'S BEEN AN ISSUE IN SEATTLE, PORTLAND, SAN FRANCISCO, SAN DIEGO, IN NEW YORK CITY. AND IT'S BEEN DEALT WITH IN MANY DIFFERENT WAYS. THERE ARE STATUTORY AND LEGAL ISSUES THAT VARY STATE TO STATE, BUT IN TERMS OF BUILDING AND SUSTAINING A PUBLIC PERCEPTION OF CLEAN AND SAFE, THAT ALWAYS COMES OUT. AND THERE IS A FINE BCE BECAUSE DOWNTOWN IS A PLACE THAT SERVES EVERYONE. SO PART OF WHAT THE CITIES HAVE STRUGGLED WITH IS WE'RE NOT JUST TRYING TO MOVE PEOPLE OUT, WE WANT TO INTEGRATE AS MANY PEOPLE AS WE CAN, BUT WE NEED TO STRIKE A BALANCE BETWEEN PUBLIC SAFETY, PERCEPTION OF SAFETY, COMFORT BY ALL DIFFERENT MARKET SEGMENTS THAT WANT TO COME IN INCLUDING PEOPLE WHO MAY HAVE SOCIAL ISSUES OR PERSONAL ISSUES. SO IT IS A CONSISTENT ISSUE IN THE DOWNTOWN AREAS THAT ARE COMING BACK OR HAVE COME BACK BECAUSE IT IS PART OF THE MIX OF WHAT MAKES A REAL DOWNTOWN. DOWNTOWNS ARE BY THEIR NATURE MORE DIVERSE THAN OTHER KINDS OF RETAIL ENTITIES SO IT'S A FACTOR THAT HAPPENS THAT'S DIFFERENT FROM A PRIVATELY OWNED MALL OR OTHER ENTITY, IT'S JUST THE NATURE OF HOW DOWNTOWNS ARE AND IT'S AN EXTRA FACTOR IN THE MIX THAT MAKES THEM DISTINCTIVE. I CAN GIVE YOU ONE CASE IN POINT. AN OLD FRIEND OF MINE WHO IS NOW CHARLIE BETZ EQUIVALENT IN SEATTLE STARTED OUT AS A DOWNTOWN MANAGER IN A SMALL TOWN AND WORKED AT THE STATE LEVEL. I ASKED WHAT WAS DIFFERENT WORKING IN A BIG CITY AND SHE SAID I'M RUNNING A METHADONE CLINIC. I HAD NO IDEA THIS IS GOING TO BE PART OF WHAT IT TAKES TO MANAGE A DOWNTOWN. BUT THE NATURE OF DOWNTOWN IS COMPLEX, HIGHLY DIVERSE, AND IT HAS TO BE. IF IT BECOMES EXCLUSIONARY, I KNOW IT'S NOT UNIQUE TO AUSTIN AND THERE'S NO SINGLE SOLUTION TO IT. IT IS AN ONGOING MANAGEMENT ISSUE AND I THINK IT TAKES A COOPERATIVE EFFORT ON THE PART OF THE CITY, ORGANIZATIONS LIKE THE D.A.A. AND EVERYBODY ELSE. IT'S NOT A SIMPLE SOLUTION, IT'S NOT A SIMPLE PROBLEM, BUT IT IS PART OF BEING A REAL DOWNTOWN.

Mayor Wynn: CORRECT. THANK YOU. QUESTIONS, COMMENTS, COUNCIL? COUNCILMEMBER McCracken.

McCracken: YOU HAVE MENTION UNDERSTAND THE BARRIERS TO ENTRY REGULATORY AND CODE ISSUES. COULD YOU GIVE US SOME IDEAS OF SOME OF THOSE ISSUES THAT WE SHOULD BE LOOKING AT?

I CAN PASS ALONG SOME OF THE SPECIFICS THAT WE HEARD AND I WOULD ALSO SUGGEST THAT CHARLIE BETZ AND MOLLY ALEXANDER MAY HAVE OTHER INSIGHTS OR FOLKS FROM THE CITY. SOME OF THE THINGS WE HEARD ABOUT WERE CONFLICTING CODE ISSUES WITH REGARD TO WATER AND WATER SUPPLY. SOMETIMES HAVING CONFLICTING RESPONSES FROM DIFFERENT REGULATORY DEPARTMENTS. THIS IS WHAT YOU NEED TO DO TO GET THIS ISSUE ADDRESSED. THEN SOMEBODY ELSE SAYS NO, NO, THAT'S NOT THE ISSUE, THIS IS THE ISSUE. I THINK THE ONE STOP SHOP PROGRAM HAS GONE A LONG WAY TO CONSOLIDATE THAT AND GETTING IT IN ONE LOCATION. IT IS NOT -- AGAIN, NOT UNIQUE TO AUSTIN WHERE YOU HAVE AN HISTORIC AREA WITH INFRASTRUCTURE THAT'S BEEN IN PLACE FOR IN SOME CASES OVER 100 YEARS TO HAVE THINGS THAT HAVE EVOLVED TO ANOTHER POINT AND WE'RE TRYING TO GET UP TO CODE STANDARDS THAT MAY NEVER HAVE EXISTED 50, 60 YEARS AGO. BUT THERE ARE SOME INHERENT CONFLICTS HERE. ONE OTHER CASE IN POINT THAT'S A REACTION TO THE SORT OF CONDITION OF INFRASTRUCTURE IN OLDER AREAS, THERE ARE SOME AREAS ALONG WEST SIXTH -- OR EAST SIXTH WHERE THE WATER LINES RUN DOWN THE ALLEY. THE NEW WATER LINES ARE RUNNING DOWN SIXTH STREET, THERE'S PHR- FPBT I OF CAPACITY, BUT THE COST BURN TO HOOK UP OR IF YOU ARE HAVING A CHANGE OF USE IS HUGE. HUGE NUMBERS THAT BECOME A BARRIER TO SOMEBODY SAYING, WELL, WHERE DO I LOCATE MY BUSINESS? DO I PUT IT HERE OR THERE? I DON'T HAVE THAT PROBLEM OVER HERE. IT'S SIMPLY A FUNCTION OF THE CHARACTER OF THE AREA AND THE FACT IT'S AN OLDER AREA. BUT THAT BURDEN IS COSTLY FOR THE PROPERTY OWNER OR THE RETAILER THAT'S LOOKING AT A BUSINESS LOCATION OR REUSE.

McCracken: IN THAT CASE, THOUGH, FOR INSTANCE, THE

WATER LINES RUN DOWN THE THE ALLEYS AND SHIFT OVER TO THE STREETS, WHAT IS THE SUGGESTED SOLUTION? IS THAT JUST THE CHARACTER OF DOWNTOWN OR WOULD IT INVOLVE MOVING WATER LINES? WHAT ARE SOME OF THE THINGS WE NEED TO BE DOING?

WELL, I THINK OUR INTENT WITH THE STUDY WAS TO SAY THESE ARE THE ISSUES WE'VE IDENTIFIED. THE SOLUTION I THINK IS GOING TO HAVE TO BE WORKED OUT OVER TIME. I DON'T HAVE A CATEGORICAL LIST THAT SAYS YOU NEED TO DO THIS AND THIS AND THIS BECAUSE IT'S A COMPLICATED MATTER. FREQUENTLY IT'S GOING TO COME DOWN TO LOGISTICS AND COST. AND I THINK SOME OF THAT -- I MEAN ONE OF THE BEAUTIES OF THIS INVENTORY, YOU CAN MAKE SOME OF THOSE LONG-TERM PLANNING DECISIONS AS YOU LOOK AT WHERE YOU ARE GOING TO INVEST CAPITAL INVESTMENT FUNDS OVER YEARS AND DECADES, BUT YOU HAVE A TOOL THAT SAYS WHERE DO WE HAVE ISSUES THAT NEED TO BE DEALT WITH SOONER RATHER THAN LATER AND JUST THINK THAT WAY LOOKING AHEAD. SOME OF THIS IS JUST INCIDENTAL TO THE NATURE OF THE WAY DOWNTOWN AUSTIN HAS DEVELOPED.

IN THE OTHER CITIES YOU'VE LOOKED AT, YOU POINTED OUT THERE ARE ENOUGH RESIDENTS AND OFFICE WORKERS AND TOURISTS TO SUPPORT A LOT MORE RETAIL THAN WE CURRENTLY HAVE. COULD YOU GIVE US AN EXAMPLE OF SOME OF THE TYPES OF RETAILERS WE COULD REALISTICALLY BE EXPECTING TO LOOK AT, TO LOCATE IN THE DOWNTOWN AREA?

SURE. THAT'S AN IMPORTANT QUESTION. WE BELIEVE THAT THE STRONGEST OPPORTUNITY FOR CITIES LIKE AUSTIN, AND YOU FORTUNATELY HAVE A BASE OF RETAILERS HERE, IS TO WORK A LOT WITH LOCAL AND REGIONAL RETAILERS. I THINK IT'S INTERESTING THAT IN SOME OF THE ANNOUNCEMENTS YESTERDAY WE'RE LOOKING AT LOCAL RETAILERS OR PEOPLE FROM THE DALLAS, SAN ANTONIO AREA SAYING, YOU KNOW, DOWNTOWN AUSTIN LOOKS LIKE A STRONG OPPORTUNITY FOR US. IT'S NOT REPLICATING THE MALL MIX OF NATIONAL TENANTS. NOW, ONE OF THE ISSUES THAT COMES UP AS A RESULT OF THIS IS THE MALL TENANTS, THE NATIONAL CHAINS ARE VERY CREDIT

WORTHY. SO A BUILDING OWNER SAYS, WELL, I'VE GOT A TENANT THAT IS A NATIONAL CHAIN, BUT IF YOU'VE JUST REPLICATED WHAT HAPPENS AT ONE OF THE MALLS, THERE'S NOTHING TO DIFFERENTIATE IT. OUR SUGGESTION IS YOU MAY WANT TO DO SOME SELECTIVE INVOLVEMENT OF SOME NATIONAL TENANTS BECAUSE THEY WILL BRING THE OTHER TENANTS. BUT THE PREPONDERANCE OF RETAIL TENANTS DOWNTOWN SHOULD BE LOCAL AND REGIONAL OPERATORS WHO ARE KNOWN OPERATORS, EXPERIENCED, THEY CAN BRING INVESTMENT CAPITAL TO IT AND KNOW HOW TO OPERATE A BUSINESS. THAT'S WHAT'S GOING TO KEEP THE FAVOR OF AUSTIN AND THE KEEP AUSTIN WEIRD CHARACTER THAT MAKES IT DIFFERENT FROM EVERY CITY THAT IS TRYING TO DO A COOKIE CUTTER. AS I MENTION UNDERSTAND THE PRESENTATION, YOU ARE DOING VERY WELL ON THE ENTERTAINMENT AND DINING CATEGORY. YOU HAVE A LOT OF PLACES TO HAVE LUNCH OR HAVE DINNER OR GO FOR ENTERTAINMENT. THERE ARE SOME WONDERFUL STORES DOWNTOWN. I'D LIKE TO COMPLIMENT SOME OF THE PEOPLE LIKE KRUEGER JEWELERS AND JOE COHEN AND SONS, WHO HAVE BEEN THE MAIN STAYS, HUNG ON DURING DECADES OF RELOCATION OR BUSINESSES MOVING OUT AND CLOSING DOWN AND I THINK THE KEEPERS LOCATION DO YOU WANT, BRINGING THE OLD REPB REYNOLDS PRESENCE BACK IS IMPORTANT AND A GOOD MATCH FOR THE MARKET. YOU HAVE SOME STRONG RETAILERS NOW. YOU JUST NEED MORE. IT'S THE CRITICAL MASS PIECE THAT'S MISSING. AND AS WE LOOKED AT RENT LEVELS, WE THINK THERE MAY BE SOME OPPORTUNITY, JUST LIKE JOE'S COFFEE SHOP, WHERE PEOPLE WHO ARE IN OTHER AREAS OF AUSTIN WHERE THE RENTS MAY BE A LITTLE HIGHER MAY LOOK AT DOWNTOWN AS A REAL DEVELOPMENT OPPORTUNITY. ONE OTHER POINT I WOULD LIKE TO MAKE IS JUST AS WE THINK DOWNTOWN SERVES ALL MARKETS, DOWNTOWN AUSTIN WE THINK ALSO HAS ROOM FOR ALMOST ALL RETAILERS. EVERY PIECE OF RETAIL REAL ESTATE IS NOT EQUALLY VALUABLE. YOUR CONGRESS AVENUE ADDRESS MEANS SOMETHING. THE DENSITY OF PEOPLE ALONG CONGRESS MEANS SOMETHING AND THAT TRANSLATES INTO HIGHER SALES POTENTIAL AND HIGHER RENT, BUT THERE ARE MORE SECONDARY LOCATIONS ON SIDE STREETS OR STREETS PARALLEL TO CONGRESS

WHERE THE RENTS CAN AND WILL BE LOWER AND THERE'S A PLACE FOR OTHER RETAILERS TO LOOK THERE WHO MAY NOT BE ABLE TO HIT THE CONGRESS AVENUE SALES LEVEL. THERE'S ROOM IN THE MARKET FOR BOTH.

McCracken: ONE OF THE THINGS YOU LEARN ABOUT THE ADVANTAGES THAT NATIONAL RETAILERS MAY HAVE IS A LOT OF, YOU KNOW, ACCESS TO MARKET RESEARCH AND PROFESSIONAL SERVICES THAT HELP NATIONAL RETAILERS PRODUCE YIELDS OUT OF THEIR SPACE THAT LESS EXPERIENCED LOCAL RETAILERS MAY NOT HAVE ACCESS TO. ARE THERE THINGS THAT CITIES HAVE DONE TO PERHAPS PROVIDE SOME SORT OF ACCESS TO PROFESSIONAL SERVICES THAT WOULD HELP LOCAL RETAILERS INCREASE THEIR SALES YIELDS IN OTHER SPACES AND IF SO WHAT TYPES OF PROGRAMS HAVE OTHER CITIES DONE?

WELL, I THINK THE CENTRAL ELEMENT THAT'S CONSIST IN ALL THE SITS WE'VE LOOKED AT IS THEY'VE HAD A MANAGEMENT VEHICLE OR COORDINATION VEHICLE TO DO EXACTLY THAT. THE PARALLEL TO THE RETAIL COORDINATOR ROLE HERE IN MANY WAYS IS THE MANAGER OF THE MALL. THAT'S THE ONE PERSON YOU GO TO WHO SAYS THIS IS THE GROUP OF PEOPLE WE'RE TRYING TO SERVE. PARDON ME. SERVE IN OUR MARKET. THIS IS HOW WE'RE GOING TO DO IT. THIS IS THE TYPE OF STORE MIX WE WANT TO ACHIEVE. HOW DO WE GET THEM. WHO DO WE TARGET. HOW DO WE COLD CALL THEM OR VISIT THEM OR FIND AN ESTABLISHED BUSINESS THAT WOULD FIT IN AND RECRUIT THEM DOWNTOWN. THAT ROLE OF ALSO IDENTIFYING THE MARKET CHARACTERISTICS ALSO COMES THROUGH THAT CENTRAL RESOURCE. SO WHETHER IT'S THE DOWNTOWN AUSTIN ALLIANCE OR OTHER DOWNTOWN BIDS OR DOWNTOWN MANAGEMENT ORGANIZATIONS, IT'S THAT MANAGEMENT AND COORDINATION ROLE THAT SERVES AS A CLEARINGHOUSE. THEY SOMETIMES BRING IN DESIGN ASSISTANCE. THERE ARE SOME CITIES THERE'S FACADE AND DESIGN ASSISTANCE AVAILABLE ON A TECHNICAL SIDE. SOME CITIES HAVE BROUGHT IN WINDOW DISPLAY PEOPLE SIMILAR TO HAVING PROFESSIONALS IN THE MALL WORLD WHO WILL COME INTO A CITY AND SAY LET'S -- YOU KNOW, WE WANT TO HELP RETAIL HISTORIES ARE INTERESTED DO A

BETTER JOB WITH THEIR DISPLAY WINDOWS. JOINT MARKETING CAMPAIGNS TO MARKET ALL OF DOWNTOWN AUSTIN AS A SHOPPING DESTINATION. THESE ARE ALL THINGS THAT CAN BE COORDINATED. ONE OF THE COMPLICATIONS YOU HAVE UNLIKE THE MALL IS YOU'VE GOT DIVERSE OWNERSHIP. I BELIEVE THE -- THERE ARE OVER 400 -- PARDON ME? A THOUSAND PROPERTY OWNERS IN DOWNTOWN AUSTIN. IF YOU IMAGINE GOING TO THE SIMON COMPANY, FOR EXAMPLE, AND SAYING THERE'S A RETAIL STRATEGY FOR ONE OF YOUR PROJECTS IN AUSTIN, THAT'S PRETTY EASY TO COORDINATE BECAUSE THE MALL MANAGER SAYS THIS IS THE LEASE CONTROL AND WE'RE DOING IT. IF YOU ARE TRYING TO WORK WITH A THOUSAND PROPERTY OWNERS, IT TAKES A LITTLE LONGER. BUT AT LEAST THERE'S SOMEBODY THAT PROPERTY OWNERS AND OWNERS AND RETAILERS CAN CALL OR THAT CAN CALL ON THEM TO SEE HERE'S WHERE WE'RE TRYING TO GO, WILL YOU JOIN US IN THE EFFORT.

McCracken: AND FINALLY, YOU MENTIONED THAT YOUR EXPERIENCE AND ACTUALLY WORKING WITH THE CITY WAS BETTER THAN ITS REPUTATION WAS. AND CLEARLY THIS HAS BEEN A HUGE PRIORITY FOR MANAGING THIS COUNCIL. COULD YOU COMPARE THE CITY'S STRENGTHS AND WEAKNESSES COMPARED TO OTHER CITIES YOU'VE OBSERVED AND WORKED WITH?

THERE'S A LOADED QUESTION. [LAUGHTER] I WOULD SAY -- WELL, I DON'T KNOW THAT THIS IS SO MUCH THE CITY'S FAULT AS IT IS A REACTION TO THE CHARACTER OF AUSTIN. I LIVED IN AUSTIN 30 YEARS AGO. AND IT WAS AN ACTIVIST CITY THEN AND IT'S AN ACTIVIST CITY NOW. THERE ARE OTHER CITIES WHERE THE POPULACE IS NOT AS INVOLVED IN ACTIVISM. THERE ISN'T AS MUCH PARTICIPATION. PEOPLE UNDERSTAND THE WAY OF GOVERNMENT HERE. IN MANY WAYS IT'S ANALOGOUS TO WASHINGTON WHERE THERE ARE A LOT OF PEOPLE WHO KNOW HOW ECONOMIC DEVELOPMENT AND POLITICS AND ELECTIONS WORK AND THEY KNOW HOW TO USE ISSUES TO REPRESENT THEIR INTERESTS. I WOULD SAY AUSTIN IS MORE ACTIVIST, BRINGS MORE ACTIVIST INVOLVEMENT THAN A LOT OF THE OTHER CITIES WE'VE LOOKED AT. THAT'S NEITHER GOOD NOR BAD, IT JUST IS. BUT I THINK IT COMPLICATES SOMETIMES THE

DECISION PROCESSION. BECAUSE THERE'S SO MANY PEOPLE HERE WHO ARE KNOWLEDGEABLE AND WANT TO BE INVOLVED AND CARE ABOUT THE OUTCOME OF THE CITY. THIS IS NOT A COMPLAINT ABOUT THEM, IT'S JUST THE NATURE OF WHAT AUSTIN IS LIKE. SO I THINK OTHER CITIES WHERE -- FROM THE CONSUMER STANDPOINT PEOPLE ARE LESS ACTIVIST, THINGS MAY RUN A LITTLE MORE QUICKLY AND SMOOTHLY BECAUSE THERE ARE FEWER PEOPLE SAYING WAIT A MINUTE, I'VE GOT A PROBLEM WITH THAT OR HERE'S HOW I WANT TO SEE IT GO. I THINK THAT ONE OF THE CHARACTERISTICS OF AUSTIN AS A CITY THAT HAS GROWN VERY RAPIDLY THAT'S DIFFERENT FROM A PLACE LIKE INDIANAPOLIS OR CLEVELAND THAT IS POPULATION STABLE OR DECLINING IS YOU HAVE GROWTH MANAGEMENT ISSUES HERE WITH THE POPULATION DOUBLING WHAT IS IT EVERY 15 YEARS?

20.

10 YEARS? 20 YEARS. AND THAT'S BEEN A CONSISTENT PATTERN FOR A LONG TIME. THAT IS AN ENORMOUS MANAGEMENT ISSUE. IT AFFECTS INFRASTRUCTURE, IT AFFECTS PUBLIC SAFETY ALLOCATIONS, IT AFFECTS HOW YOU MANAGE THE CITY BUDGET, IT'S A REALLY TOUGH PROBLEM. SO CITIES THAT ARE POPULATION STABLE OR DECLINING DON'T HAVE TO WRESTLE WITH THE PROVISION OF PUBLIC SERVICES AND EXTENSION OF THOSE SERVICES THE WAY AUSTIN HAS HAD TO. AND I THINK THAT'S ALSO BEEN A CHARACTERISTIC HERE THAT DIFFERENTIATES YOU A LITTLE. IT'S A GOOD PROBLEM TO HAVE IN A LOT OF WAYS, BUT IT'S NOT EASY. DOES THAT SORT OF ANSWER YOUR QUESTION?

McCracken: YEAH, THAT'S ACTUALLY A PRETTY ORIGINAL ANSWER. THERE'S ALWAYS THIS CONVENTIONAL ANSWERS ABOUT STUFF THAT I HAVEN'T HEARD IT EXPLAINED IN THIS WAY, WHICH IS FASCINATING, WHICH IS THE FACT THAT ONE OF OUR GREAT STRENGTHS IS THAT THERE WERE SUCH AN EDUCATED CIVICLY INVOLVED CITY, IT MAY MAKE THINGS MORE COMPLICATED, BUT THE COMPLICATION IS AT THE SAME TIME THE SOURCE OF OUR STRENGTH AND VITALITY AS A CITY AND THAT ALSO SOME OF THE THINGS THAT PEOPLE MAY PERCEIVE AS BEING A PROBLEM THE CITY IS

ACTUALLY A FUNCTION, WE ARE A FAST GROWING CITY WHICH MEANS ONE OF OUR WEAKNESSES IS ONE OF OUR SOURCES EVER STRENGTH AS WELL. THANKS A LOT.

Mayor Wynn: FURTHER COMMENTS, QUESTIONS? IF NOT, THANK YOU VERY MUCH. WE'RE ALL EXCITED ABOUT THE OPPORTUNITY.

WELL, THANK YOU VERY MUCH. IT'S BEEN A PLEASURE AND HONOR WOULD WORK WITH THE CITY AND THE D.A.A. AND BELIEVE THE PROSPECTS ARE VERY EXCITING FOR AUSTIN.

Mayor Wynn: THANK YOU. SO COUNCIL, I BELIEVE WE HAVE NO FURTHER DISCUSSION ITEMS TO TAKE UP PRIOR TO OUR 4:00 TIME CERTAIN ZONING HEARINGS AND ORDINANCE APPROVALS. SO AT THIS TIME WITHOUT OBJECTION WE'LL RECESS THIS MEETING OF THE AUSTIN CITY COUNCIL AND RECONVENE AT 4:00 P.M. THANK YOU.

Mayor Wynn: THERE BEING A QUORUM PRESENT, AT THIS TIME I'LL CALL BACK TO MEETING THIS ORDER OF THE AUSTIN CITY COUNCIL, WE'VE BEEN IN RECESS FOR THE LAST FEW MINUTES. WE'LL TAKE UP OUR 4:00 ZONING HEARINGS AND APPROVAL OF ORDINANCES AND COVENANTS AND RECOGNIZE MS. ALICE FRESCO.

GOOD AFTERNOON, MAYOR AND COUNCILMEMBERS. DO WE HAVE A QUORUM? YES, WE DO.

WE DO.

DIRECTOR OF NEIGHBORHOOD PLANNING AND ZONING DEPARTMENT AND OUR ZONING CASES FOR TODAY ARE AS FOLLOWS. WE'LL START OFF WITH THOSE ITEMS WHERE YOU HAVE CLOSED THE PUBLIC HEARING AND THE ITEMS START OFF WITH ITEM NUMBER 56. C 14-04-180. THIS IS A PROPOSAL FOR YOU TO APPROVAL SECOND AND THIRD READING. THE EXISTING ZONING IS SINGLE FAMILY THREE AND ON FIRST READING YOU APPROVED GRCO WHICH STUDENTS FOR COMMUNITY COMMERCIAL CONDITION OVERLAY. ITEM NUMBER 57 IS C 14-04-0101. THIS PROPERTY IS LOCATED AT 1704, AND 1706 SOUTH EVERGROWN AVENUE AND LAMAR BOULEVARD. THIS IS READY FOR YOUR APPROVAL FOR

SECOND AND THIRD READINGS. ITEM NUMBER 58, WIER HILLS DRIVE, THIS PROPERTY IS LOCATED ON -- ACTUALLY, DOES NOT HAVE AN ADDRESS. IT HAS AN ADDRESS OF 0 WIER HILLS DRIVE. THE ZONING IS FROM GO TO SINGLE FAMILY 6, YOU APPROVED THAT AND IT'S RED DID FOR SECOND AND THIRD READINGS BASED ON WHAT YOU APPROVED ON FIRST READING. ITEM NUMBER 59. THIS PROPERTY IS LOCATED AT WINDY RIDGE AT RM 620. THE CHANGE IN ZONING IS FROM DEVELOPMENT RESERVE AND SINGLE FAMILY TWO TO GRCO AND RURAL RESIDENTIAL. THIS IS READY FOR APPROVAL FOR THIRD READING. ITEM NUMBER 60. THE PROPERTY IS LOCATED AT 1500 SUMMIT STREET. THE REQUEST IS TO APPROVE SECOND AND THIRD READINGS FOR GRMUCO, AND THIS IS READY FOR YOUR APPROVAL. ITEM NUMBER 61, THE BARR SUBDIVISION TO APPROVE FIRST, SECOND AND THIRD READING. TWO WEEKS AGO YOU APPROVED A POSTPONEMENT ON THIS CASE, YOU DID CLOSE A PUBLIC HEARING, BECAUSE YOU DID HEAR PRESENTATION FROM STAFF, THE APPLICANT AND AN ADJOINING PROPERTY OWNER. THEY HAVE SINCE THEN REACHED AN AGREEMENT AND IT'S READY FOR APPROVAL ON ALL THREE READINGS. ITEMNUMBER 62, WE'LL COME BACK TO IT, MAYOR. THE APPLICANT WOULD LIKE TO DISCUSS THE PROHIBITION OF THE GATE ON FIRST READING. THAT CONCLUDES THE ITEMS ON THIS FIRST SEGMENT OF THE AGENDA.

THANK YOU, WE'RE GOING TO STALL A COUPLE OF MINUTES TO GET FIVE VOTES UP ON THE DAIS SO WE CAN APPROVE SOME OF THESE ON MORE THAN ONE READING. BUT IN THE MEANTIME I'LL READ THE CONSENT AGENDA AS PROPOSED BY STAFF. ITEM NUMBER 56, 57 AND 58 TO BE APPROVED ON SECOND AND THIRD READINGS. ITEM NUMBER 59, APPROVED ON THIRD READING. ITEM 60, APPROVED ON SECOND AND THIRD READINGS. AND ITEM NUMBER 61 APPROVED ON ALL THREE READINGS. THAT PUBLIC HEARING HAS ALREADY BEEN CLOSED. I ENTERTAIN A MOTION ON THE CONSENT AGENDA.

MAYOR, WE NEED -- WE NEED SIX COUNCILMEMBERS, AND ITEM NUMBER 58 AND ITEM -- ON [INAUDIBLE] WE HAVE VALID PETITIONS AND WE NEED -- WHILE THESE AGREEMENT THE PETITIONS HAVE NOT BEEN WITHDRAWN, SO WE DO NEED

SIX COUNCILMEMBERS TO APPROVE THOSE ITEMS.

I'M NOT SURE WHEN WE'RE GOING TO HAVE OUR SIX.

ON 59, RATHER. 59 AND 61.

SORRY, SO WHICH OF THE TWO -- WHICH OF THE CASES DO WE NEED SIX VOTES FOR?

ITEM NUMBER 59. WE STILL HAVE A VALID PETITION. AND ON 61, WE ALSO HAVE A VALID PETITION.

Mayor Wynn: OKAY, SO COUNCIL, LET ME CHANGE OUR CONSENT AGENDA, BECAUSE I DON'T THINK WE'RE GOING TO HAVE THE SIX COUNCILMEMBERS ON THE DAIS FOR QUITE SOME TIME. WE SHOULD HAVE A FIFTH HERE VERY SHORTLY.

HERE WE HAVE SIX.

Mayor Wynn: CONSENT AGENDA AT THIS TIME WILL BE ITEMS 56, 57 AND 58 APPROVED ON SECOND AND THIRD READING, AND ITEM 62 -- I'M SORRY, ITEM 60 APPROVES ON SECOND AND THIRD READING. AGAIN 56, 57, 58 AND 60 TO BE APPROVED ON SECOND AND THIRD READING. I'LL ENTERTAIN A MOTION. MOTION MADE BY COUNCILMEMBER ALVAREZ. SECOND. AND SECONDED BY COUNCILMEMBER THOMAS TO APPROVE THE CONSENT AGENDA AS PROPOSED.

OKAY.

Mayor Wynn: FURTHER COMMENTS?

MAYOR, ON ITEM 57 IS JUST FOR THIRD READING.

Mayor Wynn: OKAY, THEN WE'LL -- SO WITHOUT OBJECTION THE CONSENT AGENDA BE CORRECTED. ITEM NUMBER 57 APPROVED ON READING. ALL IN FAVOR PLEASE SAY EYE. EYE. OPPOSED. MOTION PASSES ON A VOTE OF FIVE TO ZERO WITH THE MAYOR PRO TEM AND COUNCILMEMBER DUNK EARLY BOTH OFF THE DAIS, SO PERHAPS SINCE WE NEED POTENTIALLY A SIXth VOTE ON 59 AND 61, WE SHOULD GO AHEAD AND GO STRAIGHT TO OUR DISCUSSION ITEM

NUMBER 62.

OKAY. WE'RE GOING TO PROCEED WITH... OKAY. ON ITEM NUMBER 62, AT THE LAST COUNCIL MEETING YOU WENT AHEAD AND INDICATED THAT YOU WANTED TO PROHIBIT THE GATE TO THE SITE AND MR. SUTTLE REPRESENTING THE APPLICANT WOULD LIKE TO SPEAK TO THAT, ON ITEM NUMBER 62.

Mayor Wynn: WELCOME, MR. SUTTLE.

THANK YOU, MAYOR, MEMBERS OF THE COUNCIL, I'M HERE ON BEHALF OF THE APPLICANT TODAY. THE HISTORY OF THIS CASE IS SUCH THAT IT'S A SMART HOUSING PROJECT AND AS IT CAME THROUGH THE PLANNING COMMISSION, IN THE MOTION OF THE PLANNING COMMISSION IT WAS STATED THAT ONE OF THE CONDITIONS WAS NO -- NO GATES ON THIS PROPOSED CONDOMINIUM COMMUNITY. THE -- THE OTHER CONDITIONS INCLUDED THE REQUIREMENT FOR A PEDESTRIAN AND BICYCLE ACCESS TO THE PARK TO THE NORTH, IF IT'S EVER DEVELOPED AND PEDESTRIAN ACCESS TO THE SCHOOL TO THE EAST, AND WE DON'T HAVE ANY PROBLEM WITH ALL THE PEDESTRIAN ACCESS. THE INTERESTING THING ABOUT THIS PROPERTY IS THAT IT IS IN AN AREA THAT IS -- THAT IS KIND OF BREAKING NEW GROUND. THIS IS GOING TO BE A HOME OWNERSHIP PROJECT. IT'S IN THE MIDDLE OF SEVERAL FOUR PLEXES, APARTMENT COMPLEXES AND OTHER MULTIFAMILY PROJECTS AND WITHIN TWO MILES THERE'S AT LEAST FIFTEEN OF THESE IN THE AREA AND THEY ALL HAVE SOME SORT OF CONTROLLED ACCESS, VEHICLE ACCESS. WHAT WE'RE ASKING TONIGHT IS THAT -- THAT THE PLANNING COMMISSION COMMENT ABOUT NO GATES BE LIFTED NOT SO THAT WE WILL DEFINITELY PUT A GATE OR GATES ON THE ACCESS POINTS BUT TO PROVIDE THE FLEXIBILITY SO THAT AS THIS PROJECT IS BEING DEVELOPED AND MARKETING THAT IF IT BECAME APPARENT THAT AN IMPORTANT THING FOR HOMEOWNERSHIP IN THIS AREA IS TO HAVE SOME SORT OF CONTROLLED ACCESS AT THIS ACCESS POINTS THAT WE HAVE THE FLEXIBILITY TO DO IT. THE DEVELOPER DOES NOT WANT TO DO IT. I CAN STATE FOR THE RECORD, THAT THE PREFERENCE IS NOT TO. BUT HE CAN'T GO INTO IT WITH THE RESTRICTION THAT HE

ABSOLUTELY CAN'T IF -- IF HE FINDS IN THE DEVELOPMENT OF IT THAT IT PUTS HIM AT A DISADVANTAGE OR HE ABSOLUTELY CANNOT COMPETE OR THRIVE WITHIN THE NEIGHBORHOOD. WE DID A STUDY OF THE CRIME STATISTICS AND THE STATISTICS ARE THE HIGHEST IN THE CITY AGAINST PROPERTY IN THIS AREA, WHICH MAKES YOU PAUSE, AND YOU THINK, WELL, WHAT IS THAT ALL ABOUT? I'LL SUSPECT THEY'LL TREND DOWN, BUT WITH THAT IN MIND, WE WANTED TO KEEP THE FLEXIBILITY AND NOT HAVE THE RESTRICTION AGAINST IT GOING IN. THE COMMITMENT TO YOU IS THE DEVELOPER WILL TRY NOT TO, BUT IF IT BECOMES APPARENT IN THE END THAT IT NEEDS TO TO COMPETE OR BE MARKET DRIVEN, THAT THEY WOULD HAVE THE FLEXIBILITY OF SOME SORT. SO WE'RE ASKING ON THE THAT ALL THE OTHER RESTRICTIONS REMAIN ON THE PROPERTY. THE ONE RESIDENCE PER BUILDING, PEDESTRIAN ACCESS TO THE SCHOOL, THE PEDESTRIAN ACCESS TO THE PARK, ALL THOSE REMAIN IN PLACE, THE ONE THING WE WOULD LIKE LIFTED ON SECOND READING ONLY IS THE REQUIREMENT THAT WE CANNOT HAVE A CONTROLLED ACCESS POINT. THANK YOU.

THANK YOU, MR. SUTTLE. QUESTIONS OF MR. SUTTLE, COUNCIL? SO IS IT YOU OR STAFF IS ONLY PREPARED FOR SECOND READING TODAY?

THE ACCESS ISSUE IS NOT A CODE REQUIREMENT, THE ONLY WAY IT CAN BE ENFORCED IS THROUGH A RESTRICTIVE COVENANT. THE -- WE'RE ASKING ONLY FOR SECOND READING TODAY, BECAUSE THE COVENANT, IF WE CHANGE THE ACCESS ISSUE, WOULD HAVE TO BE CHANGED AND THE COVENANT HAS NOT BEEN EXECUTED IN HOPES THAT WE COULD HOPEFULLY CONVINCE THE COUNCIL THAT THAT IS A REQUIREMENT THAT COULD COME OFF AND LET THIS SMART HOUSING PROJECT MOVE FORWARD.

OKAY. THANK YOU. QUESTIONS, COMMENTS? I DON'T KNOW IF THE POLICE STAFF IS -- WAS PREPARED OR AVAILABLE FOR THIS, BUT WE JUST HEARD TESTIMONY THAT THIS PARTICULAR -- I'M NOT SURE WHAT THE GEOGRAPHIC BOUNDARY IS, BUT IS THE HIGHEST PROPERTY CRIME -- HAS THE HIGHEST PROPERTY CRIME STATS IN THE CITY, I MEAN I COULD SEE THAT COMING INTO PLAY WHEN WE HAVE

DISCUSSION ABOUT WHETHER THERE'S A -- YOU KNOW, A GATED PROPERTY OR NOT, STAFF HAS PREPARED -- I DON'T KNOW IF STAFF IS PREPARED TO ADDRESS THAT OR HOW READY THOSE STATS ARE.

PLAYER, I PULLED THE STATS OFF THE AUSTIN POLICE DEPARTMENT MANAGEMENT RECORDS SYSTEM, AND IT'S DIVIDED INTO ZIP CODES AND THIS ZIP CODE IS 78741 AND THE TOTAL COMBINED REPORTED CRIMES ARE 12,386, WHICH, ACCORDING TO THE REST OF THE CHART AND THE OTHER ZIP CODE, THAT IS BASICALLY THE HIGHEST, AND THAT IS BROKEN DOWN INTO THE VARIOUS CRIMES AGAINST PEOPLE AND CRIMES AGAINST PROPERTY, AND MOST OF THOSE ARE THEFT OR BURGLARY. BUT IT'S STILL THE HIGHEST IN THE AREA AND FINISH, AGAIN, YOU'RE TRYING TO BREAK GROUND AND PROVIDE HOMEOWNERSHIP, WE DON'T WANT TO GO IN WITH ONE ARM TIED BEHIND OUR BACK, I'VE GOT COPIES OF THAT, IF ANYONE WOULD LIKE TO SEE IN NOW OR THIRD READING WE CAN PROVIDE YOU THOSE DOCUMENTS.

BUT I GUESS IF IT'S CRIME AGAINST PROPERTY, AND ONE OF THE GOALS HERE THAT THERE DOESN'T SEEM TO BE ANY CONTENTION ABOUT IS PEDESTRIAN ACCESS TO SOME ADJACENT PROPERTY, BICYCLE ACCESS, I MEAN, IS THAT -- DOES THAT SOMEWHAT DEFEAT THE PURPOSE OF HAVING A GATE IF THERE'S PEDESTRIAN ACCESS TO THE FACILITY.

WELL, IT MIGHT. BUT WE DON'T WANT TO ISOLATE THIS HOUSING PROJECT FROM THE REST OF THE CITY. YOU'RE AT RISK A LITTLE BIT. THE GOAL IS NOT TO HAVE ANY GATES. THE GOAL IS TO HAVE THIS OPEN. AND WE'RE COMMITTING TO HAVING THE PEDESTRIAN, IT'S JUST THAT IF -- BEING ABLE TO DRIVE IN JUST ADDS A LITTLE MORE RISK TO IT. MAYBE. AND WE'RE JUST ASKING TO COVER THAT -- THAT CONTINGENCY THAT WE NOT BE REQUIRED NOT TO HAVE A CONTROLLED ACCESS.

Mayor Wynn: COUNCILMEMBER THOMAS.

THOMAS: MR. SUTTLE, IN THE AREA CLOSE TO YOUR PROJECT, WHAT IS IS THE NEAREST GATED...

THERE'S AN APARTMENT COMPLEX ACROSS THE STREET THAT IS GATED. THERE'S FITCH WITHIN TWO MILES THAT HAVE CONTROLLED ACCESS.

THOMAS: OKAY.

THOSE ARE FOR RENT PROPERTIES. AGAIN, WE'RE TRYING TO GO WITH HOMEOWNERSHIP WHICH SHOULD MAKE A DIFFERENCE, BUT IN THE EVENT WE'RE COMPETING WE WANT TO BE ABLE TO HAVE THAT ABILITY.

I'VE GOT A MAP ON A BOARD WITH THOSE FIFTEEN PROPERTIES SHOWN ON IT IF ANYBODY IS INTERESTED IN THE -- IN THE -- HOW THEY SURROUND US.

I THINK WHAT IT IS, MAYOR, IN THE -- IF EVERYBODY IS NOT FAMILIAR WITH THE AREA, IT'S REALLY, WHAT WE USED TO CALL, WAS THE APARTMENTS SURROUNDING A CERTAIN AREA AND SOME OF THEM HAD TO BE GATED. IT HELPS CUT DOWN ON CRIME. I WOULD BE WILLING TO REMOVE THAT RESTRICTION SO HE CAN, BECAUSE I WOULDN'T WANT HIM TO HINDER WHAT THEY'RE TRYING TO DO BECAUSE IT IS A LOT OF, AS YOU WOULD SEE ON THIS REPORT, WE HAVE A LOT OF BURGLARIES, YOU HAVE A LOT OF THEFTS IN THE GENERAL AREA, SO... AND SO NOT LET THEM HAVE THAT PRIVILEGE JUST IN CASE THEY NEEDED IT, I THINK -- I THINK THE I THINK IT WOULD BE UNJUST. THAT IS JUST MY OPINION. I WOULD REMOVE THE RESTRICTION.

COUNCILMEMBER McCRACKEN KRK CRACK THIS TRACT CURRENTLY HAS HOUSES ON IT AND AN OFFICE.

IT'S CURRENTLY ZONED -- YES, IT DOES.

McCracken: WHAT ARE THE CRIME STATISTICS FOR THOSE SPECIFIC PROPERTY, DO WE HAVE THAT INFORMATION?

I DON'T HAVE THAT HANDY, I JUST HAVE IT BY THE ZIP CODE.

McCracken: I GUESS, MR. HILGERS... HILGER'S APPROACH, APD IS WORKING ON GETTING THOSE STATS TOGETHER AND THEY WILL HAVE THEM DISTRIBUTED TO MAYOR AND

COUNCIL BY TOMORROW.

Mayor Wynn: THANK YOU.

WHAT IS THE HOUSING FINANCE CORPORATION'S POLICY BEING ON GATED SUBDIVISIONS ANY GUESS JUST IF YOU COULD GIVE US SOME INSIGHT ON HOW THIS FITS IN AS A GATED SUBDIVISION OR DEVELOPMENT.

WELL, OUR POSITION IS WE DON'T HAVE ANY FORMAL POLICY ON LIMITING THE ABILITY OF A DEVELOPER TO DO WHAT THEY WOULD FEEL NECESSARY TO DO TO MOVE FORWARD WITH THE DEVELOPMENT WITH REGARD TO GATES. WE DO NOT HAVE ANY SUBDIVISIONS AT THIS POINT THAT ARE GATED THAT SMART HOUSING COMMUNITIES THAT ARE FOR OWNERSHIP DEVELOPMENTS THAT ARE SMART HOUSING. SO THAT IS -- THAT IS OUR -- THAT IS OUR PRACTICE. WITH -- WITH MAJOR SUBDIVISIONS TWO HOMEOWNERSHIP. THIS IS A FAIRLY DENSE HOMEOWNERSHIP SUBDIVISION IN AN AREA THAT HAS A LOT OF RENTAL PROPERTY AROUND IT AS HAS BEEN SAID BY THE APPLICANT. SO THAT'S -- THAT'S OUR PRACTICE.

I WANT TO SEE IF THERE'S A WAY TO EXPLORE MAYBE A MIDDLE GROUND ON THIS, BECAUSE IT'S GENERALLY NOT VERY GOOD, URBAN PLANNING, TO CREATE GATED COMMUNITIES IN NEIGHBORHOODS, BUT I DO -- I DO RECOGNIZE THE PRACTICALITY, ALSO. WOULD IT BE POSSIBLE PERHAPS THAT WE COULD DEFER THAT ISSUE AND YOU COULD -- YOU MIGHT BE ABLE TO COME BACK TO WITH US A RECOMMENDATION AFTER CONSULTING WITH THE DEVELOPERS? BECAUSE IT SOUNDS LIKE IT'S A LITTLE HYPOTHETICAL NOW AND SO I -- I -- I DON'T KNOW THAT AT LEAST I HAVE ENOUGH INFORMATION TO KNOW WHETHER WE SHOULD MAKE THIS -- WHETHER WE SHOULD DO SOMETHING WE'VE NEVER DONE BEFORE IN THIS CITY, SOMETHING GENERALLY NOT GOOD URBAN POLICY, BUT IT HAS A PLACE, I UPS THAT. IS THERE A WAY WE COULD MAYBE COME BACK ON THAT ISSUE.

COUNCILMEMBER, I DON'T KNOW IF IT'S POSSIBLE OR APPROPRIATE TO GO AHEAD WITH SECOND READING WITH THE RESTRICTION REMOVED WITH A -- WITH THE

POSSIBILITY OF HAVING THAT RECOMMENDATION FOR THE -- BEFORE THE THIRD READING VOTE. IF -- IF -- IF, AGAIN, WE'RE DISCUSSING WHAT WE WOULD BE ABLE THEN TO DISCUSS WITH THE DEVELOPER UNDER WHAT CONDITIONS THEY WOULD NOT HAVE TO GATE THE COMMUNITY AND THEN WE COULD BRING THAT UP BETWEEN NOW AND THE THIRD READING TO GIVE YOU THE OPTION AND THAT INFORMATION TO MAKE THAT RECOMMENDATION ON WITH MORE COMPLETE INFORMATION.

SO -- SO -- SO WHAT YOU'RE RECOMMENDING IS WE LIFT THE RESTRICTION ON THIS VOTE AND YOU WOULD WORK WITH EVERYBODY AND COP BACK AND GIVE US SOME...

FURTHER INFORMATION ON THIS, WHICH YOU WOULD HAVE, I WOULD ASSUME THEN, HAVE THE OPTION, IF THAT IS ACCEPTABLE TO THE APPLICANT, OR WE COULD POSTPONE THIS VOTE AND GO TO SECOND OR THIRD READING, WHAT WOULD BE THE APPLICANT'S DESIRE.

IF WE COULD DO SECOND READING TODAY AND WE'LL WORK WITH PAUL ON THE CONTINGENCIES, MAYBE, AND COME UP WITH SOMETHING, MORE INFORMATION BEFORE THIRD READING.

FURTHER COMMENT, QUESTIONS? COUNCILMEMBER THOMAS?

I DON'T MIND THAT, I JUST DON'T WANT TO HINDER WHAT THEY'RE TRYING TO DO, BECAUSE I UNDERSTAND WHAT THE COUNCILMEMBER IS TALKING ABOUT, THE URBAN DEVELOPMENT, BUT THAT IS A QUESTION. THE REASON I ASKED THE QUESTION HOW MANY GATED AREAS CLOSE TO THE PROPERTY, AND HE SAID RIGHT ACROSS THE STREET SO I DON'T THINK IT WOULD BE OUT OF THE ORDINARY IF WE DID THIS, WE'RE LOCKING THAT WE DON'T HAVE TO GATE IT BUT WE DON'T WANT TO RESTRICT FROM DOING THAT. I'LL DO THAT ON SECOND READING, BUT I HOPE WE CAN STICK TO THIS ON THE THIRD SO THEY CAN MOVE ON TO WHAT THEY WANT TO DO. THANK YOU.

COUNCILMEMBER, FURTHER COMMENTS, QUESTIONS?

COUNCILMEMBER ALVAREZ.

THANKS, MAYOR. MR. SUTTLE, THEN YOU -- IT'S A PRETTY LARGE SITE THAT IS BEING I GUESS PROPOSED HERE FOR DEVELOPMENT, AND SO -- AND I GUESS ALREADY IN YOUR PLANS IS INCLUDE, ALREADY, I SUPPOSE, THE FENCING OF THE PROPERTY, BECAUSE I THINK -- I GUESS WHEN WE THINK OF GATED COMMUNITIES, WE THINK OF LONG WALLS AND -- AND -- AND A GATE, AND THIS IS WHAT, A 26-ACRE SITE? BUT -- BUT I -- BUT THEN -- BUT THEN WE REALLY ARE JUST TALKING ABOUT A GATE HERE BECAUSE, YOU KNOW, IN MOST SINGLE FAMILY HOMES YOU DO HAVE A FENCE FOR EACH INDIVIDUAL PROPERTY AND THAT IS WHAT THIS WOULD BE, I THINK YOU MENTIONED EARLIER THAT THESE WOULD ALL BE SORT OF SINGLE RESIDENTS STRUCTURES OR...

YES. WE'RE COMMITTING TO THAT, ONE RESIDENCE PER STRUCTURE.

SO I THINK YOU'LL HAVE I THINK A SITUATION LIKE IN MOST URBAN NEIGHBORHOODS WHERE YOU HAVE YOUR HOMES WITH THEIR INDIVIDUAL FENCES AND THEN YOU MAY JUST HAVE -- SO IT COMES DOWN TO THIS QUESTION ABOUT THAT DRIVEWAY THAT PROVIDES THE ACCESS TO THE HOMES AND WHETHER THAT HAS A GATE ON IT OR NOT, BECAUSE THE FENCE WILL BE THERE EITHER WAY, IT SEEMS TO ME.

WELL, THE FENCE WILL BE PROBABLY ON THE PERIMETER BUT I DON'T KNOW THAT WE HAVE A PLAN YET, IN A CONDOMINIUM REGIME, THE CONDOMINIUM COMMON AREA IS ALL -- I DON'T KNOW IF THE PLAN HAS BEEN YET TO FENCE OFF THE INDIVIDUAL YARDS OR NOT.

BUT THE EDGES WOULD BE.

BUT THE EDGES MOST LIKELY WILL BE PROBABLY FENCED IN. I WOULD HAVE TO DEFER TO TERRY ON THAT BECAUSE IT'S STILL KIND OF A NEW CONCEPT. IT'S A HYBRID, IT KIND OF LOOKS AND ACTS ALMOST LIKE A MULTIFAMILY SITE, EXCEPT THAT IT'S SINGLE RESIDENCES, SO WE'RE NOT FAR ENOUGH ALONG, LIKE I SAID, HOPEFULLY THERE WON'T BE ANY GATE, MAYBE EACH SIDE WILL HAVE THEIR OWN

FENCES, BUT WE'RE NOT FAR ALONG ENOUGH TO KNOW THAT.

SO YOU'RE ANTICIPATING THAT THE FENCING MAY END UP BEING ON THE PERIPHERY.

IT COULD BE.

WHICH, YOU KNOW, THAT WOULD BE A PRETTY LONG STRETCH ALONG IS IT WILT SHIRE, WHAT IS THE NAME OF THAT STREET?

THERE'S A COUPLE OF THEM. AND TERRY MITCHAL IS A PARTNER IN THIS AND I'LL LET HIM DESCRIBE HOW THAT PRACTICALLY WILL WORK.

GENERALLY SPEAKING THERE PROBABLY WILL BE SOME SMALL OUTDOOR FENCED LOCATIONS FOR PRIVATE SPACE OUTSIDE FOR THESE UNITS, THEY'RE NOT SIX FEET CUTTING OFF VISIBILITY AND CONNECTIVITY TO THE COMMUNITY, THEY'RE PROBABLY GOING TO BE LIKE FOUR FEET PICKET TYPE FENCES, SO THAT WE EXPECT THAT WILL OCCUR THROUGHOUT THERE TO GIVE PEOPLE SOME PRIVATE OUTDOOR SPACE FOR THEIR OWN USE BUT NOT CORDON IT OFF TO WRIT'S NOT CONNECTED. IF THERE IS A WAY THAT THE SUGGESTION THAT MR. HILGERS MADE THAT WE CAN DISCUSS, OUR CONCERN IS NOT CUTTING OFF FROM THE COMMUNITY, IN FACT THAT IS THE DOWN SIDE THAT WE'RE CONCERNED ABOUT, IT'S MAKING SURE THAT WE, ONE, COMPETE EFFECTIVELY WITH THE OTHER COMMUNITY OR PROJECTS IN AN AREA AND, TWO, MAKE SURE THAT WE MAKE IT AS SAFE AS WE CAN FOR THE RESIDENT, SO I THINK MAYBE WE CAN THINK ABOUT SOMETHING THAT WE MIGHT BE ABLE TO COME UP WITH.

SURE, THANK YOU.

FURTHER COMMENT, QUESTIONS?

IF NOT, I'LL ENTERTAIN A MOTION ON ITEM NUMBER 62.

LIKELY FOR SECOND READING ONLY.

MAYOR, I'LL MAKE A MOTION FOR THE SECOND READING ONLY, AND THAT CONDITION OF THE RESTRICTION BE REMOVED.

AND I'LL SECOND THAT.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER THOMAS, SECOND BID COUNCILMEMBER MCCRACKEN.

Slusher: I THINK MR. SUTTLE BETWEEN SECOND OR THIRD, COULD WE GET A COVENANT OR AGREEMENT ON LANDSCAPING IF THERE IS A GATE?

YES. AND WHAT WOULD YOU LIKE TO SEE IN PARTICULAR.

Slusher: WHY DON'T WE TALK ABOUT IT BETWEEN NOW AND THEN.

I'LL DO THAT.

Slusher: OKAY.

I'LL GET WITH YOU AND YOUR STAFF.

Mayor Wynn: WE HAVE A MOTION ON THE STABLE AND APPROVE ITEM NUMBER 62, LISTING THE RESTRICTION FOR A -- AGAINST A GATE, COUNCILMEMBER McCracken?

AND I'M GLAD WE CAN WORK TOGETHER, BECAUSE I'M GOING TO SAY I DON'T LIKE THE GATE, THAT IS THE ONLY THING I DON'T LIKE ABOUT THIS, THIS IS AN OUTSTANDING DEVELOPMENT. THIS IS WHAT OUR COMMUNITY NEEDS MORE OF. I KNOW WE WANT TO MAKE THIS WORK, IT'S A GREAT MODEL FOR OUR COMMUNITY AND I CONGRATULATE DEVELOPERS FOR DOING THIS, I KNOW WE'RE GOING TO GET THIS PART WORKED OUT SO WE CAN MAKE SURE THAT A REAL HALLMARK PROJECT THE COMMUNITY WILL GO THROUGH.

THANK YOU, COUNCILMEMBER. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE. AYE. OPPOSED? MOTION PASSES ON A VOTE OF 6-0 WITH

COUNCILMEMBER DUNK EARLY OFF THE DAIS.

WOULD YOU MIND COMING BACK AND REINTRODUCING ITEM 59 AND 61?

YES, MA'AM.

Mayor Wynn: ANOTHER SIX MEMBERS.

ITEM NUMBER 59 59. THIS PROPERTY IS LOCATED AT WINDY RIDGE AT RN 620 AND THE APPLICANTS ARE REQUESTING A CHANGE FROM DEVELOPMENT RESERVE AND SINGLE FAMILY TWO, AND RURAL RESIDENTIAL, IT'S READY FOR THIRD READING. THERE IS A VALID PAR -- PETITION AND REQUIRES SIX VOTE. THE APPLICANT IS AGREEABLE WITH THE COUNCIL AND THE NEIGHBORHOOD IS AGREEABLE TO THE ZONING, ONCE THE PETITION IS FILED AND ALL PARTIES AGREE, IT'S MORE DIFFICULT TO GET THE PETITION WITHDRAWN HENCE THE REQUIREMENT FOR SIX VOTES STILL EXIST. OKAY. AND THEN I'LL GO AHEAD AND READ ALSO ITEM NUMBER 61 ALSO.

Mayor Wynn: TECHNICALLY THERE'S A VALID PETITION AND IT TAKES SIX VOTES, THERE'S ONLY SIX OF US, MAKE SURE WE ARE COGNIZANT OF EXACTLY WHAT WE'RE DOING.

MA THAT MAKES SENSE.

Mayor Wynn: ACTUALLY, WE HAD A CONSENT PROPOSAL FROM STAFF ON ITEM NUMBER 59 TO APPROVE ON THIRD READING REQUIRING SIX VOTES. I'LL ENTERTAIN A MOTION.

MOVE FOR APPROVAL.

MOTION MADE BY COUNCILMEMBER THOMAS. SECONDED BY MAYOR PRO TEM TO APPROVE ON THIRD READING ITEM NUMBER 59. FURTHER COMMENTS? MAYOR PRO TEM, WERE YOU TRYING TO COMMENT OR?

NO.

Mayor Wynn: HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE. AYE, OPPOSED? MOTION PASS, THIRD READING,

ITEM NUMBER 59, THE VOTE IS 6-0 WITH COUNCILMEMBER DUNK EARLY OFF THE DAIS.

NOW, MAYOR, I'LL PROCEED TO ITEM NUMBER 621, THIS IS THE BARR SUBDIVISION AND IT'S READY FOR FIRST, SECOND AND THIRD READING, SIMPLY BECAUSE AT YOUR LAST HEARING YOU WENT AHEAD AND HELD A PUBLIC HEARING AND CLOSED IT, BUT THEN WANTED TO GIVE THE PARTIES ADDITIONAL TIME TO RESOLVE A FEW CONCERNS AND THEY HAVE, AND, AGAIN, WHILE THE PETITION WAS VALID, TECHNICALLY IT'S THERE, BUT ALSO REQUIRES SIX VOTES BUT ALL PARTIES AGREE TO THE CONDITIONS THAT ARE IMPOSED.

Mayor Wynn: THANK YOU. QUESTIONS OF STAFF, COUNCIL? IF NOT, I'LL ENTERTAIN A MOTION ON ITEM NUMBER 61.

MOVE FOR APPROVAL.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER THOMAS. NOTING WE HAVE ALREADY CLOSED THE PUBLIC HEARING ON ITEM NUMBER 61. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE. AYE. OPPOSED? MOTION PASSES ON A VOTE OF 6-0 WITH COUNCILMEMBER DURJ EARLY OFF THE DAIS. -- DUNK EARLY OFF THE DAIS.

THAT TAKES US TO OUR 4:00 PUBLIC HEARING ITEMS AND THESE ITEMS THAT YOU'RE HEARING FOR THE FIRST TIME. THE APPLICANT IS SEEKING A CHANGE FROM GOCO WHICH STANDS FOR AGAIN OFFICE WITH A CONDITIONAL OVERLAY TO GRCO, TO COMMUNITY COMMERCIAL WITH A CONDITIONAL OVERLAY, THE ZONING AND PLATTING COMMISSION RECOMMENDS THE APPLICANT'S REQUEST AND THIS CASE IS READY FOR ALL THREE READINGS. ITEM NUMBER Z-2, FOR PROPERTY LOCATED AT 10700 RM 2222, THE REQUEST IS TO AMEND A RESTRICTIVE COVENANT THAT IS ASSOCIATED WITH A PREVIOUS CASE AND THAT IS BEING RECOMMENDED BY DID ZONING AND PLATTING COMMISSION AND READY FOR YOUR APPROVAL. ITEM Z-3 LOCATED AT 9715 AND 9901 RM 620 NORTH, THE ZONING AND PLATTING COMMISSION RECOMMENDATION IS TO GRANT MULTIFAMILY TWO WITH A CONDITION OVERLAY AND THIS CASE IS READY FOR FIRST READING ONLY. ITEM NUMBER Z-4, THE

APPLICANT IS REQUESTING A POSTPONEMENT TO February 10th AND THIS IS THE APPLICANT'S FIRST REQUEST IN ORDER TO FURTHER ASSESS THE ZONING THAT IS BEING PROPOSED. ITEM NUMBER Z 5, LOCATED AT 2005 EAST RUNDBERG LANE, THE REQUEST IS RECOMMENDED BY THE COMMISSION AND THE CASE IS READY FOR FIRST READING ONLY. ITEM NUMBER Z 6, THIS IS A RESTRICTIVE COVENANT AMENDMENT FOR PROPERTY LOCATED AT 7800 TO 8200 SOUTHWEST PARKWAY, THE ZONING AND PLATTING RECOMMENDATION IS TO GRANT THE TERMINATION OF THE RESTRICTIVE COVENANT AND THE PURPOSE OF THE TERMINATION IS THAT THE COVENANT WAS CREATED WHEN THE PROPERTY WAS PREVIOUSLY ZONED FOR OFFICE. THE APPLICANT HAS SINCE THEN REQUESTED ZONING CHANGE TO SINGLE FAMILY 6 FOR TOWN HOMES AND CONDOMINIUMS AND THEREFORE THE CONDITIONS APPLIED FOR AN OFFICE OR A COMMERCIAL BUILDING ARE NO LONGER APPLICABLE BECAUSE YOU HAVE TWO DIFFERENT ZONING DISTRICTS THAT DO NOT ALLOW FOR THOSE RESTRICTIONS, THAT'S WHY IT'S BEING TERMINATED. ITEM NUMBER Z-7, THE AVERY RANCH, PLANNED UNIT DEVELOPMENT. STAFF IS REQUESTING A POSTPONEMENT TO MARCH 3 IN ORDER TO RESOLVE THE CONDITIONS OF THE ZONING AND THE APPROPRIATE LANGUAGE TO BRING FORWARD. ITEM NUMBER Z-8, ASSOCIATED CASE TO Z-7, STAFF IS REQUESTING A POSTPONEMENT TO MARCH 3 AGAIN TO REACH AGREEMENT ON LANGUAGE FOR THE PROPERTY REGARDING THE ZONING. ITEM NUMBER Z-9, THE CHAPMAN HOUSE, THIS PROPERTY IS LOCATED 901 EAST 12th STREET, THE CHANGE IN ZONING IS FROM SINGLE FAMILY HISTORIC. I WOULD ALSO LIKE TO ADD THAT SINCE THEN THE PLANNING HAS ASKED TO ADD THE MU DISTRICT. THE PLANNING COMMISSION WANTED TO IMPOSE THE MIXED USE COMBINING DISTRICT, BUT AT THE TIME THE COMMISSIONER HEARD THE CASE, THE OWNER OF THE PROPERTY WASN'T SURE WHAT THE IMPLICATIONS THE MIXED USE COMBINING DISTRICT HAD ON THE PROPERTY AND SINCE THEN HAS DONE SOME RESEARCH AND HAS REALIZED THAT THE MIXED USE DISTRICT PROVIDES FLEXIBILITY AND NOT A PROHIBITION, AND THEREFORE IS AGREEABLE TO ADD THE MIXED USE COMBINING DISTRICT. WE HAD NOTIFIED THEREFORE COUNCIL HAS THE ABILITY TO ADD THE MIXED

USE COMBINING DISTRICT TO ADD THAT FLEXIBILITY AND WE RECOMMEND THAT AND THAT WILL BE READY FOR ALL THREE READINGS. ITEM NUMBER Z 10, THERE IS A VALID PETITION ON THIS PROPERTY, THE ADDRESS IS 609 WEST LYNN STREET, SINCE YOU DO NOT HAVE A FULL COUNCIL, WE WOULD LIKE TO REQUEST A POSTPONEMENT UNTIL YOU HAVE A FULL COUNCIL BECAUSE OF THE VALID PETITION. ITEM NUMBER Z-11, THE PROPERTY IS LOCATED AT 1209 KINNEY AVENUE. THE CHANGE IN ZONING IS FROM SINGLE FAMILY THREE TO MULTIFAMILY 2, THE APPLICANT AND THE NEIGHBORHOOD HAVE REACHED AN AGREEMENT TO ZONE THE FRONT PORTION OF THE PROPERTY FOR APPROXIMATELY 7500 SQUARE FEET, MAINTAIN THAT, A SINGLE FAMILY 3 AS IT IS CURRENTLY ZONED AND THEN ALLOW MULTIFAMILY 2 ZONING WITH A CONDITION OVERLAY AS RECOMMENDED BY THE ZONING OR PLATTING COMMISSION FOR MF 2 C OR FOR REMAINDER OF THE PROPERTY IN THIS CASE IS READY FOR FIRST READING. ITEM NUMBER Z 12 LOCATED 2108, KINNEY AVENUE, WE ALSO HAVE A VALID PETITION, WE ASK FOR POSTPONEMENT TO FEBRUARY 10th. MAYOR, THAT CONCLUDES MY PRESENTATION ON THE PUBLIC HEARING ITEMS.

THANK YOU, MS. GLASGOW. CATCH UP WITH YOU HERE. SO ON A TECHNICALITY, MS. GLASGOW, MY UNDERSTANDING IS THAT ON ITEM C 10 THAT THE NEIGHBORHOOD WAS REQUESTING THE POSTPONEMENT, YOU KNOW, TECHNICALLY THERE'S A VALID PETITION ON Z 10 LIKE ON Z 12, BUT SINCE Z 10 IS A HISTORIC ZONING CASE...

CORRECT.

Mayor Wynn: AND THE OWNER IS THE PETITIONER...

CORRECT.

Mayor Wynn: SO THE WAY THAT WORK, YOU KNOW, IT TAKE TWOS VOTE, YOU KNOW, TO MAKE THAT HAPPEN AS OPPOSED TO ITEM Z-12, WHEN WE HAVE, IT WOULD TAKE SIX AFFIRMATIVE VOTES TO BECAUSE OF A VALID PETITION AGAINST THE ZONING.

CORRECT.

Mayor Wynn: FROM NEIGHBORS. SO MY UNDERSTANDING IS IT WAS THE NEIGHBORS WHO PREFERRED THE POSTPONEMENT ON ITEM NUMBER Z-12. ITEM NUMBER Z 10.

CORRECT.

Mayor Wynn: OKAY.

THAT IS CORRECT. I WAS JUST SIMPLY OFFERING -- I DIDN'T WANT TO SOUND AWKWARD SAYING YOU HAD A VALID PETITION ON BOTH, BUT I REALIZE THERE IS A DIFFERENCE IN THE TWO CASES AS FAR AS THE APPLICABILITY OF THE PETITION.

BUT WE HAVE A REQUEST FROM THE NEIGHBORHOOD TO POSTPONE Z 10.

THAT'S CORRECT.

THIS IS THEIR FIRST REQUESTED POSTPONEMENT?

THAT IS CORRECT.

Mayor Wynn: OKAY, SO COUNCIL, OUR CONSENT AGENDA WILL BE ITEM Z 1 APPROVES ON ALL THREE READINGS. ITEM Z 2 TO APPROVE THE AMENDMENT OF THE THE RESTRICTIVE COVENANT. ITEM Z-3 APPROVED ON FIRST READING ONLY, Z-4 TO BE POSTPONED TO FEBRUARY 10th, 2005. Z-5 APPROVED ON FIRST READING ONLY. Z-6, APPROVAL OF THE TERMINATION OF THE RESTRICTIVE COVENANT. Z-7 AND Z-8 POSTPONED TO MARCH 3, 2005. Z-9 APPROVED ON ALL THREE READINGS ADDING THE MIXED USE DESIGNATION, MU. Z-10 POSTPONED TO FEBRUARY 3RD, 2005. Z-11 APPROVED ON FIRST READING ONLY, AND Z-12 BE POSTPONED TO FEBRUARY 10th, 2005. I'LL ENTERTAIN A MOTION.

MOVE FOR APPROVAL.

MOTION MADE BY COUNCILMEMBER THOMAS.

SECOND.

Mayor Wynn: SECOND BY COUNCILMEMBER McCracken TO APPROVE THE CONSENT AGENDA AS READ. FURTHER COMMENTS? HEARING NONE...

MAYOR WYNN WIN YES.

YES.

YOU DO HAVE A SPEAKER.

Mayor Wynn: WE HAVE SPEAKERS ON THE TWO POSTPONED CASES WHICH WE'LL HOLD IN ABEYANCE, WE HAVE SPEAKERS SIGNED UP ON ITEM Z-9, SO COUNCILMEMBER THOMAS AND McCracken, IF YOU DON'T MIND, WE'LL PULL ITEM Z-9 OFF THE CONSENT AGENDA SO WE CAN TAKE UP TWO SPEAKERS LATER. OKAY. SO ITEM Z-9 WILL BE REMOVED OFF THE CONSENT AGENDA. COUNCILMEMBER ALVAREZ?

ALVAREZ: I HAD A QUESTION ON 11. I GUESS IT'S JUST ON FOR FAIRNESS, BUT THERE WAS SOME ISSUES TO BE WORKED OUT AND I WAS JUST WONDERING IF -- IF SOME OF THOSE ISSUES HAVE BEEN INCORPORATED INTO THIS OR IF WE'RE JUST DOING FIRST READING IN ORDER TO PROVIDE MORE TIME.

THAT'S CORRECT. YES, COUNCILMEMBER ALVAREZ. THE -- WHAT HAS BEEN WORKED OUT IS THE MAINTENANCE OF SINGLE FAMILY THREE FOR THE FRONT PORTION THAT WOULD ACCOMMODATE A DUPLEX AND MULTIFAMILY TWO AS RECOMMENDED BY THE COMMISSION FOR THE REMAINDER OF THE PROPERTY.

ALVAREZ: AND BOTH PARTIES ARE IN AGREEMENT, AS FAR AS YOU KNOW?

YES, THAT'S -- THAT'S WHAT I KNOW, AND UNDERSTAND IT TO BE.

ALVAREZ: BUT THIS IS JUST FIRST READING SO WE'LL HAMMER OUT THE DETAILS BETWEEN NOW AND THEN?

SECOND AND THEIR.

YES.

Mayor Wynn: COUNCILMEMBERS, FURTHER COMMENTS ON THE CONSENT AGENDA.

CAN I CONFIRM ON Z-10 WE DID SAY POSTPONE THAT TO FEBRUARY 10th, AND NOT THE 3RD.

Mayor Wynn: OKAY. SO COUNCIL, AGAIN, THE POSTPONEMENT ON BOTH Z-10 AND Z 12 ARE TO FEB 10th, 2005. FOR THE COMMENTS ON THE CONSENT AGENDA? HEARING NONE, ALL THOSE IN FAVOR SAY AYE. AYE, OPPOSED. MOTION PASSES ON A VOTE OF 6-0 WITH COUNCILMEMBER DUNK EARLY OFF THE Dais THAT MOTION INCLUDED CLOSING THE PUBLIC HEARINGS ON THOSE CASES. ITEM NUMBER Z-9, MS. GLASGOW. YOU HAVE THE HISTORIC ZONING CASE AND THE REGULAR ZONING CASE BECAUSE THE CHANGE IN ZONING FOR PROPERTY LOCATED AT 901 EAST 12th STREET REQUIRES A HISTORIC DESIGNATION AND A CHANGE IN ZONING FROM SINGLE FAMILY THREE MP TO GRM-HNP. THIS HAS AN ADOPTED NEIGHBORHOOD PLAN, THE ZONING CASE CONSISTENT FOR COMMERCIAL MIXED USE AND THE PLANNING COMMISSION STAFF FEELS THAT THE PROPOSED ZONING CASE IS APPROPRIATE. AND NOT KNOWING.

Mayor Wynn: I'M SORRY. TO INTERRUPT. I JUST REALIZED, COUNCIL, THAT WE HAD FOLKS SIGNED UP ON ITEMS Z-11, AS WELL. I'M TRYING TO ADJUST TO THIS SPEAKER SIGNUP SYSTEM. AND I I'M AFRAID FOLKS MIGHT BE LEAVING ON Z-11. THINK IT'S NOT APPROPRIATE FOR US TO CLOSE THE PUBLIC HEARING EVEN THOUGH WE CLOSED ON Z-11 ONLY. I APOLOGIZE IF SYSTEM OF THE FOLKS ARE LEAVING, PERHAPS STAFF COULD HELP ME CATCH PEOPLE AS THEY'RE LEAVING. I WOULD ENTERTAIN A MOTION TO RECONSIDER THE CONSENT AGENDA.

SO MOVED.

Mayor Wynn: RECONSIDER THE CONSENT AGENDA. ALL IN FAVOR, PLEASE SAY AYE. AYE, OPPOSED? SO NOW

ENTERTAIN A MOTION TO APPROVE THE CONSENT AGENDA AS ORIGINALLY READ REMOVING CASE Z-11 IN ORDER FOR US TO HOLD THE PUBLIC HEARING. AGAIN, I APOLOGIZE FOR THE CONFUSION. SO THERE'S A NEW CONSENT AGENDA MOTION ON THE TABLE. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

OPPOSED? MOTION PASSES WITH A VOTE OF 6-0 WITH COUNCILMEMBER DUNK EARLY OFF THE DAI -- DUNK DUNK EARLY OFF THE DAIS

I'LL JUST WAIT AND RESPOND TO QUESTIONS THAT MIGHT ARISE AFTER THE CITIZENS PICKS. THIS CASE IS BEING BROUGHT FORWARD BY THE NEIGHBORHOOD HOUSING AND COMMUNITY DEVELOPMENT DEPARTMENT AND THAT WOULD BE THE APPLICANT FOR THIS CASE AND I'LL LET GREG SMITH TO PRESENT THE CASE AND THEN WE'LL HEAR FROM THE CITIZEN.

Mayor Wynn: THANK YOU, MS. GLASGOW. WE HAVE ONE CITIZEN WHO SIGN UNDERSTOOD AND ANOTHER CITIZEN DONATING TIME SO WE HAVE A LITTLE BIT OF OPPOSITION WE NEED TO HEAR ON THIS CASE.

Mayor Wynn: I HAVE RUN STAFF OUT OF HERE TOO. MRS. SMITH, YOU THOUGHT YOU WERE GOING TO GET AN EASY DAY AT THE COUNCIL MEETING.

EXCUSE ME, I WAS OUT OF THE OFFICE, IS THERE A QUESTION.

Mayor Wynn: WE HAD A CITIZEN OR TWO WHO SIGNED UP IN OPPOSITION, SO TECHNICALLY THIS WAS A CITY OF AUSTIN CASE, AND SO IF YOU COULD, JUST GIVE US AN OVERVIEW OF THE CASE, HIS APPLICANT AND THEN WE'LL HEAR FROM THE CITIZENS.

OKAY. THIS IS A PIECE OF PROPERTY THAT WE RECEIVED FROM THE COMMUNITY DEVELOPMENT CORPORATION THROUGH A SETTLEMENT AGREEMENT AND WE'VE BEEN WORKING OVER THE LAST FEW YEARS, WE'VE HAD A

HISTORIC SURVEY DONE OF THE CORRIDOR AND THROUGH THAT STUDY, THEY IDENTIFIED THIS PIECE OF PROPERTY AS HIGH PRIORITY FOR PRESERVATION, SO IT'S BEEN -- AND WE'VE GONE THROUGH THE PROCESS TO GET IT ZONED HISTORIC. IN ADDITION TO THAT, COUNCIL PROBABLY ABILITY A YEAR AGO APPROVED AN ORDINANCE TO TRANSFER THIS PROPERTY ALONG WITH TEN OTHER PARCELS TO THE RENEWAL AGENCY TO WORK WITH AN ARRAY IN IDENTIFYING POTENTIAL DEVELOPERS TO PURCHASE THE PROPERTY AND DEVELOP IT IN ACCORDANCE WITH THE ELEVENTH OR 12th STREET URBAN RENEWAL PLAN. ARA IN TURN DEVELOPED A, WHAT WE CALL A COMPETITIVE PROCESS, SCORING MATRIX THAT WAS REVIEW AND APPROVED BY THE URBAN RENEWAL AGENCY. ARA IS A PILOT WENT OUT AND DID THE COMPETITIVE PROCESS FOR THIS PARTICULAR PROPERTY HERE, 901 EAST 12th STREET. GOING THROUGH THAT PROCESS, THEY SELECTED A PRIVATE BUSINESS OWNER, SMALL BUSINESS OWNER, WHO IS READY TO PURCHASE IT AND RENOVATE IT ACCORDING TO HISTORIC STANDARDS AN AND MOVE THEIR CONSULTING OFFICE IN THAT FACILITY, THEY'RE USING THEIR OWN DOLLARS TO DEVELOP IT. THE AGREEMENT WAS THAT THE CITY, SINCE THEY OWN IT, OR THE URBAN RENEWAL AGENCY WOULD MOVE FORWARD AND GET THE APPROPRIATE ZONING WHICH WAS NEEDED WHICH WE'RE ASKING FOR A GR, WHICH THEY JUST ADDED THE MU TO THAT, ALONG WITH THE HISTORIC -- HISTORIC DESIGNATION, SO WE'RE BRINGING THIS FORWARD, ONCE THE ZONING GETS IN PLACE, WE'LL TAKE IT BACK TO THE RENEWAL AGENCY WHO IN TURN LOOK AT ALL OF THE FINAL DOCUMENTS THAT THE -- THAT THE SMALL BUSINESS OWNER WOULD PROVIDE THEM, ONCE THEY ADOPT THAT, IT ALLOWS US TO DO THE TRANSFER OR THE SALE AND THEN THEY MOVE FORWARD WITH THE RENOVATION OF THE IF FACILITY -- OF THE BUILDING. IT IS HISTORIC AND THE NATURE OF THE BUSINESS OF THE CONSULTING FIRM THAT FOCUSED ON STRATEGIC PLANNING, IMPROVEMENT PROCESSES AND THINGS OF THAT NATURE. (ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS...)

THAT'S SO YOU CAN FOLLOW WHAT I HAVE. MAYOR WINN, COUNCILMEMBERS, MY NAME IS RICHARD FERRIS, I'M A

MEMBER OF THE 12th STREET BUSINESS OWNERS ASSOCIATION, SWEET HILL NEIGHBORHOOD ASSOCIATION, AND OSHA. I OWN THE PROPERTY DIRECTLY ACROSS 12th STREET FROM 901 EAST 12th. I'M HERE TO ASK YOU TO REJECT THE ZONING CHANGE FOR 90,112th STREET TO HISTORIC DUE TO SOME MAJOR CONCERNS THAT THE 12th STREET BUSINESS OWNERS HAVE FOR THE ENTIRE 12th STREET CRP CHANGES AND ASSOCIATED URBAN RENEWAL PLAN CHANGES. [INDISCERNIBLE] IT DECREASES THE VALUE OF ALL SURROUNDING COMMERCIAL VALUES. IT INHIBITS DENSITY AND RETAIL USE AND IS NOT CONSISTENT WITH THE CITY COUNCIL'S AUGUST 2003 DIRECTIVE TO THE CITY STAFF AND ARA TO REACH A CONSENSUS ADDRESSING THE LEGITIMATE CONCERNS OF THE 12th STREET BUSINESS OWNERS. THIS DIRECTIVE CAME FOLLOWING HEATED DISCUSSIONS RELATED TO THE 12 TOWNHOMES TO BE BUILT BY NEIGHBORHOOD HOUSING ON THE FIRST FLOOR OF THE COMMERCIAL CORRIDOR ON THE SOUTH SIDE OF 12th BETWEEN CURVE AND WALLER. THE 12th STREET BUSINESS OWNERS HAVE LEGITIMATE CONCERNS -- HAD LEGITIMATE CONCERNS AT THAT TIME THAT THE COUNCIL RECOGNIZED AND WHICH AGAIN HAVE BEEN IGNORED. YOU HAVE A MAP I THINK THERE SHOWING WHERE THIS IS. THE BACK OF IT RIGHT THERE. THE TOWNHOMES HAVE BEEN PUSHED DOWN OUR THROATS. DURING THE CONSENSUS PROCESS WHERE SEVERAL INDIVIDUALS AND THE ANDERSON NEIGHBORHOOD FORCED THE OTHER NEIGHBORS TO AGREE WITH ANDERSON HILLS, ADVISE, CONCERNS REGARDING THE FIRST FLOOR NATURE OF THE TOWN HOMES. ILL ADVISED, I'M SORRY. SEVERAL NEIGHBORHOODS, INCLUDING THE VERY JOKE SAL SWEET HILL -- VOCAL SWEET HILL NEIGHBORHOOD ASSOCIATION AGREED DURING NEGOTIATIONS THAT RETAIL ON THE BOTTOM OF THE TOWNHOMES WOULD BE PREFERABLE. BUT IN THE PROCESS, ANDERSON OVERRODE THOSE ENVISION CENTRAL TEXAS IDEAS AND OTHER NEIGHBORHOODS DEIF HE EVERED TO THIS -- DEFERRED TO THIS CLOSEST NEIGHBORHOOD. THAT WAS THE EXTENT OF THIS PROCESS WHICH YOU CAN SEE WAS A FAILURE. THE 901 EAST 12th STREET REZONING IS ANOTHER EXAMPLE OF THE FAIL THE CONSENSUS PROCESS. YOU HAVE BEFORE YOU A RESOLUTION STATING NO INDIVIDUAL REZONINGS SHALL

OCCUR UNTIL THE URBAN RENEWAL AGENCY IS REVISED -- URBAN RENEWAL PLAN IS REVISED WITH THE CONSENSUS PROCESS. DR. URDY'S LETTER DATED 1-10 OF 2005 IS FALSE AND MISLEADING. AS EXTENSIVELY SET FORTH IN MY LETTER TO THE CITY COUNCIL DATED TODAY, YOU MUST REALIZE THAT THE GOALS OF THE ARA AND THE 12th STREET BUSINESS OWNERS ARE VERY DIFFERENT. THE ARA WANTS DEALS TO HAPPEN VERY QUICKLY, HAS BEEN DIRECTED BY THE COUNCIL TO BECOME PROFITABLE. TO THE EXCLUSION OF DOING WHAT IS BEST FOR THE CORAL EUGENE WATTS, THE 12th STREET BUSINESS OWNERS AND THE NEIGHBORHOODS, EVEN THOUGH THE NEIGHBORHOODS HAVE A VOICE ON THE ARA BOARD, THEY ARE RARELY PREVAILING. OCEAN'S IS THE TRUE VOICE OF THE NEIGHBORHOODS AND THE OCEAN DOES WHAT IS BEST FOR THE NEIGHBORHOOD, THEY SUPPORT DENSITY, AND A FAST RESOLUTION TO THE QUADRANT OF THE CRP CHANGES. PLEASE SEE THE DECEMBER 14th, 2004 RESOLUTION, THE 12th STREET BUSINESS OWNERS ARE THE MOST DIRECTLY AFFECTED STAKEHOLDERS ON THE CORRIDOR. THEIR CONCERNS ARE CLEARLY AT ODDS WITH THE ARA AND SOMETIMES AT ODDS WITH THE NEIGHBORHOODS ALTHOUGH WE ARE GREATLY ENCOURAGED THAT PROGRESS ENVISION CENTRAL TEXAS, VIEWS AS TO DENSITY OR WENTING THE DAY AND MOST OF THE AFFECT -- IN MOST OF THE AFFECTED NEIGHBORHOODS. I ASK YOU TO RECORRECT THE REZONING REQUEST UNTIL THE ACTUAL CONCERNS OF OF THE 12th STREET BUSINESS OPENERS ARE ADDRESSED. AS YOU DIRECTED AND THE CONCERNS OF OCEAN ARE ADDRESSED, ADDITIONALLY I ASK THAT YOU FOCUS ON THE FAILED PROCESS OF THE CRP CHANGES, WHERE THE MAJORITY RUNS OVER THE MINORITY. 12th STREET BUSINESS OWNERS AS TO THE -- AS TO THE TOWN HOMES IN THIS HISTORIC ZONING AND GETTING INVOLVED WITH AND DIRECT THE STAFF AND ARA TO IMPLEMENT YOUR VERY SPECIFIC INSTRUCTIONS OF AUGUST 2003. THE RUSH THROUGH ZONING TO COMMERCIAL CORRIDOR, THE RUSH TO REZONING TO HISTORIC AND THE CONSTRUCTION OF THE TOWNHOMES ON THE FIRST FLOOR OF WHAT WILL BE THRIVING COMMERCIAL CORRIDOR ARE DIRECTLY AT ODDS WITH ALL SANE AND PRUDENT LAND DEVELOPMENT PRACTICES. TRUE NEIGHBORHOOD CONCERNS AND YOUR

SPECIFIC DESIRES. EVEN THOUGH THIS REZONING MAY BE WHAT IS BEST FOR ARA, IT IS NOT WHAT IS BEST FOR THE CORRIDOR. IN THAT PACKET YOU CAN SEE THERE'S A RESOLUTION OF -- OF THE -- DIRECTED TO ALL OF THIS.

THANK YOU, MR. FARRIS, QUESTIONS OF MR. FARRIS, COUNCIL?

MAYOR, I WOULD LIKE MR. SMITH, IF HE COULD, TO COME BACK UP AND MAKE A COUPLE OF COMMENTS ABOUT SOME OF THE WORK THAT'S BEEN DONE WITH THE 12th STREET OWNERS, THIS HAS BEEN A PRETTY INVOLVED PROCESS WHERE WE SOUGHT INFORMATION FROM BOTH THE COMMUNITY, ARA AND THE BUSINESS OWNERS, AND ALTHOUGH EVERYONE'S DESIRES HAVE NOT BEEN SATISFIED, WE CERTAINLY HAVE BEEN TRYING TO WORK WITH EVERYONE TO TRY TO RESOLVE AS MANY ISSUES AS POSSIBLE. I WOULD LIKE MR. SMITH TO COMMENT ON SOME OF THOSE.

Mayor Wynn: THANK YOU, YOU NORMALLY HAVE A 3 MINUTE REBUTTAL ANYWAY, SO WELCOME BACK.

THANK YOU. BACK IN 2000, WHEN THE URBAN RENEWAL PLAN WAS ADOPTED IN 1999, IT DID CALL FOR OVER 40 TOWN HOMES ON 12th STREET WITHIN THE FIRST THREE BLOCKS OF 12th STREET. IN 2001, WE BROUGHT BEFORE ARA THE URBAN RENEWAL AGENCY AND THE STAFF BROUGHT BEFORE THE COUNCIL HERE A CHANGE TO MODIFY THE URBAN RENEWAL PLAN TO ELIMINATE THOSE 40 TOWNHOMES TO REDUCE IT FROM 40 TO 10, WHICH -- WHICH LIMITS THOSE TOWNHOMES TO THE BLOCK BETWEEN KERR AND WALLER STREET. THAT WENT THROUGH A CONSENSUS -- CONSENSUS ROSE IN THE COMMUNITY WHERE YOU HAD YOUR 12th STREET BUSINESS OWNERS, YOU HAD YOUR RESIDENTS THAT LIVED IN THE COMMUNITY, AND THEY COMPROMISED OR WENT THROUGH A PROCESS THAT WENT THROUGH THE REDUCTION IN THOSE TOWNHOMES THERE. WE WERE IN THE PROCESS. ARA'S BOARD JUST THIS PAST TUESDAY APPROVED SOME ADDITIONAL AMENDMENTS TO THE 12th STREET URBAN -- TO THE 12th STREET CORRIDOR. THAT WOULD BE GOING TO THE URBAN RENEWAL AGENCY AT THEIR BOARD MEMBER ON FEBRUARY 28th. SHOULD

HOPEFULLY COME BEFORE YOU EITHER IN MARCH OR THE EARLY PART OF APRIL. BUT ALL OF THOSE PROPOSED AMENDMENTS AND CHANGES HAD BEEN DEVELOPED AND AGREED THROUGH GOING THROUGH A CONSENSUS PROCESS, VISITING A MEETING WITH ALL OF THE STAKEHOLDERS IN THE COMMUNITY.

THANK YOU, MR. SMITH. COUNCILMEMBER ALVAREZ? IS MR. SMITH -- MR. HILGERS, WHOEVER?

JUST WANT TO IDENTIFY THAT -- [INDISCERNIBLE] APPROVED THESE PLANS, ARA APPROVED THESE AMENDMENTS, THE URBAN RENEWAL AGENCY RECOMMENDED THE APPROVAL OF THESE MODIFICATIONS, THE PLANNING COMMISSION APPROVED THE OR RECOMMENDED THESE MODIFICATIONS AND THEN BROUGHT TO THE BOARD. EACH AMENDMENT WENT THROUGH THAT SAME PROCESS. SO IT'S GONE THROUGH A NUMBER OF REVIEWS. IN ADDITION TO OUR -- TO ALL OF THE COMMUNITY CONSENSUS BUILDING THAT WAS GOING ON.

THANK YOU, SIR. COUNCILMEMBER ALVAREZ?

Alvarez: THANKS, MAYOR. MR. SMITH, WE ARE JUST TALKING ABOUT THIS ONE CORNER LOT IT APPEARS; IS THAT RIGHT? THE CORNER OF --

YES, WE ARE REFERRING TO 901 EAST 12th STREET AT THE CORNER OF BRANCH AND 12th STREET.

Alvarez: 12th, RIGHT.

WHICH IS A BLOCK WEST, IF YOU WILL, OF THE PROPOSED TOWNHOME DEVELOPMENTS THAT -- THAT MR. FARRIS WAS SPEAKING TO.

THAT'S THE REASON THAT -- THAT THE MULTI-FAMILY ZONING IS IN PLACE? I'M TRYING TO FIGURE OUT IF THIS IS A -- IF THIS IS, YOU KNOW, IF THIS IS A SINGLE FAMILY RESIDENCE OR -- OR A SINGLE STRUCTURE, WHY WE ARE DOING THE MF 4. HISTORIC.

ACTUALLY, WE ARE ASKING FOR -- WE ARE ASKING FOR

HISTORIC GR-MU.

FOR THIS SITE.

I WAS LOOKING AT THE NEXT ITEM. SO IT'S -- IN THE
CURRENT ZONING IT WOULD BE -- SF 3?

YES.

WE ARE ZONING THIS PARTICULAR STRUCTURE HISTORIC,
SO -- BUT SO THAT STRUCTURE COULD END UP BEING
EITHER RESIDENTIAL OR HISTORIC I MEAN OR COMMERCIAL.

RIGHT NOW WE HAVE A BUYER, SMALL BUSINESS OWNERS
READY TO PURCHASE AND RENOVATE AND MOVE THEIR
BUSINESS INTO IT AS A CONSULTING OFFICE.

OKAY. AND THEN MR. FARRIS MENTIONED SOMETHING
ABOUT -- ABOUT OCEAN, A RESOLUTION THEY PASSED. I
READ THAT RESOLUTION AND IT DOESN'T REALLY SPEAK TO
THIS PARTICULAR ITEM. OR THIS PARTICULAR ACTION. DID
OCEAN AND THE ORGANIZATION TAKE A POSITION ON THIS
PARTICULAR TRACT OR --

MY UNDERSTANDING IS THAT THEY DID PASS A RESOLUTION,
BUT MY UNDERSTANDING WAS THAT FOUR 5-4, 5 AGAINST
AND 5 ABSTAINING.

5, 5, 5,.

5, 5, AND 5.

5 5 FOR, 5 AGAINST, 5 ABSTAINING.

Alvarez: MS. GLOSS GO, IF YOU WOULD LIKE TO ADD -- MS.
GLASGO, IF YOU WANT TO ADD SOMETHING AND IF MR.
FARRIS WANTS TO RESPOND I WOULD GIVE HIM THAT
OPPORTUNITY.

ALICE GLASGO, PLANNING AND ZONING, WE RECEIVED A FAX
LETTER DATED MARCH THE 25th FROM MIKE CLARK MADISON
FOR OCEAN, HE JUST WANTED TO CLARIFY IN HIS ADDRESS
TO MAYOR WYNN AND MEMBERS OF THE CITY COUNCIL, HE

STATES SINCE THERE HAS BEEN A GREAT DEAL OF UNFORTUNATE CONFUSION REGARDING OCEAN'S STANCE ON THIS CASE, I WOULD LIKE TO CLARIFY. I'M READING HIS LETTER. HE STARTS BY CLARIFYING NUMBER ONE, THOUGH I DECIDED NOT TO SPEAK AT THE PLANNING COMMISSION HEARING ON THIS CASE, OCEAN HAS NOT VOTED TO RESCIND ITS RESOLUTION OF DECEMBER THE 14th REGARDING THIS CASE. COPIES ARE ATTACHED. NUMBER TWO AS YOU CAN SEE THE RESOLUTION DOES NOT OPPOSE THE SPECIFIC ZONING REQUESTED BY THE CITY FOR THE PROPERTY NOR DOES IT OBJECT IN ANY WAY TO THE DEVELOPMENT AGREEMENT WHICH UNDERLIES THIS ZONING CASE. NOR DOES IT CALL FOR THE CASE TO BE POSTPONED INTO THE INDEFINITE FUTURE. SO HE'S -- HE JUST IS SPEAKING -- HE INDICATES THAT THE -- THAT THE INTENT OF THE RESOLUTION WAS TO SPEAK TO A MORE -- A -- A LARGER MORE OUTREACHING PROPOSAL AS FAR AS AMENDMENTS AS OPPOSED TO PIECEMEAL CHANGES GENERALLY, BUT NOT SPECIFIC TO THIS CASE. SO JUST WANTED TO CLARIFY THAT.

THANK YOU, MS. GLASGO.

Mayor Wynn: FURTHER COMMENTS, QUESTIONS?
COUNCILMEMBER THOMAS?

Thomas: I'M READY -- ARE YOU READY FOR A MOTION?

Mayor Wynn: I'LL ENTERTAIN A MOTION.

Thomas: MOVING APPROVAL FOR ALL THREE READINGS WITH ADDING THE MU USAGE TO THE GR. IT WOULD BE GR-MU-H--NP.

I'LL SECOND, MAYOR.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER THOMAS, SECONDED BY COUNCILMEMBER ALVAREZ TO APPROVE ON ALL THREE READINGS. CLOSE THE PUBLIC HEARING, APPROVE ON ALL THREE READINGS, ADDING THE MU DESIGNATION ON ITEM Z-9.

Thomas: LET ME SAY THIS. I REALLY APPRECIATE MR. FARRIS

COMING DOWN. IF YOU LOOK AT OVERALL HOW LONG THE PROPERTY HAS BEEN SITTING THERE AND I THINK ONE OF THE THINGS THAT THE COMMUNITY HAS VOICED LOUDLY THAT THEY WANTED THAT GENERAL NEIGHBORHOOD TO BE DEVELOPED, SOMETHING COMING INTO THE NEIGHBORHOOD THAT WOULD BE VERY PRODUCTIVE. I THINK THIS IS A GREAT MOVE. I THANK MR. FERRELL [SIC] FOR HIS CONCERNS, BUT I'M SURE ONCE THIS GET STARTED IT WILL BE APPROVED OF WHATEVER THE BUSINESSES ARE GOING IN THERE. IT GIVES US ANOTHER BOOST ON 12th STREET AND CONTINUE TO WORK ON THOSE AREAS WHERE THE NEIGHBORS ARE IN THE BUSINESS HAVING A LITTLE PROBLEM, THANK YOU.

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

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 6-0 WITH COUNCILMEMBER DUNKERLY OFF THE DAIS. THANK YOU ALL VERY MUCH. COUNCIL, FOLKS, THAT TAKES US BACK TO ITEM Z-11. I APOLOGIZE FOR LETTING PEOPLE LEAVE THE ROOM WITHOUT OPENING UP THIS PUBLIC HEARING, A NUMBER OF CITIZENS SIGNED UP, SOME WISHING TO SPEAK, SOME NOT. APPROXIMATELY THE SAME NUMBER FOR AND AGAINST.

Glasgo: ACTUALLY, MAYOR, I HAVE SOME GOOD NEWS REGARDING THAT ITEM. THE CITIZENS SPOKE -- THEY -- THEY WERE GOING TO SPEAK AGAINST BECAUSE THE POSTED LANGUAGE DID NOT INCLUDE THE CONDITIONS WHICH YOU DON'T TYPICALLY DO. THEY DO NOT WISH TO SPEAK. ALL THEY WANTED TO BE ASSURED OF IS THAT THE CONDITIONS THAT THEY AGREED TO WHICH I READ EARLIER WAS CORRECT. THEY WERE LEAVING WITH THE UNDERSTANDING THAT I HAD STATED WHAT THEY WANTED CORRECTLY. BUT SINCE WE HAVE -- I'M GOING TO REPEATED THE LETTER THAT THEY HAVE, SO EVERYBODY IS CLEAR THAT THEY ALL AGREE. I'M READING A LETTER DATED DECEMBER THE 6th TO THE ZILKER NEIGHBORHOOD ASSOCIATION FROM THE LOFT COMPANY. COMMITTEE MEMBERS PLEASE ACCEPT THIS LETTER AS OUR AGREEMENT IN THE ACCEPTANCE OF THE

AGREEMENTS AND RESTRICTIONS FOR OUR PROPOSED PROJECT AT 12009 KITCHEN KNEE AVENUE. CONDITIONAL OVERLAY OVERLAY, DEGREE TO INCLUDE ONLY TWO INDIVIDUAL FRONT UNITS SEPARATED BY A MINIMUM OF 10 FEET WITH BOTH UNITS LIMITED TO TWO STORIES. THAT WILL BE THE FRONT PORTION WHERE THEY WANT TO MAINTAIN THE SINGLE FAMILY 3 FOR THE DUPLEXES 1209 KINNEY. LIMIT THE TOTAL LIVING UNITS TO 13. PROVIDE SEVEN ONSITE PARKING SPACES. ADDITIONAL TO THOSE PROVIDED BY GARAGES. VIA RESTRICTIVE COVENANT PROVIDE TEMPORARY OFF STREET PARKING THROUGHOUT THE CONSTRUCTION PERIOD. ENSURE THAT TRASH PICKUP UTILIZES INDIVIDUAL CONTAINERS FOR EACH UNIT AND PROHIBITS DUMPSTERS. LIMIT THE HEIGHT OF SIGHT LIGHTING TO 10 FEET MAXIMUM AND PROHIBIT WALL PACK LIGHTING. PROVIDE ADDITIONAL LANDSCAPE SCREENING ALONG THE WEST AND ... INCLUDING ADDING SHADE TREES, FINALLY PROTECT AND PRESERVE THREE SPECIFIC TREES NOW EXIST IN THIS THE SOUTH SIDE SETBACK. THOSE ARE THE CONDITIONS THEY AGREED TO AND THOSE THAT PERTAIN TO THE CONDITIONAL OVERLAY WILL ADD THOSE WHEN WE BRING THE ORDINANCE BACK TO YOU FOR SECOND AND THIRD READINGS.

Mayor Wynn: THANK YOU, MS. GLASGO AND EVERYBODY INVOLVED.

INCLUDING THE SF 3 ZONING AS I SAID EARLIER.

Mayor Wynn: SO COUNCIL THEN I'LL ENTERTAIN A MOTION ON Z-11 TO -- TO TAKE EVERYBODY'S OFFER, TAKE THEM UP ON THEIR OFFER TO CLOSE THE PUBLIC HEARING WITHOUT SPEAKERS. AND APPROVE ON FIRST READING ONLY, INCLUDING THE AGREEMENT AS READ INTO THE RECORD BY MS. GLASGO.

Thomas: REMOVE FOR APPROVAL ON -- MOVE FOR APPROVAL ON THINK IT WAS FIRST READING ON Z-11.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER THOMAS. SECONDED BY COUNCILMEMBER MCCracken TO CLOSE THE PUBLIC HEARING ON Z-11 AND APPROVE ON FIRST READING ONLY WITH THE AGREEMENT READ INTO THE

RECORD BY MS. GLASGO. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

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

Glasgo: THANK YOU, MAYOR, THAT CONCLUDES THE ZONING CASES FOR TODAY.

Mayor Wynn: THANK YOU, MS. GLASGO AND EVERYBODY. SO, COUNCIL, ACTUALLY WE HAVE NO DISCUSSION ITEMS NOW PRIOR TO OUR 6:00 PUBLIC HEARING. SO WITHOUT OBJECTION, WE WILL NOW RECESS THIS MEETING OF THE AUSTIN CITY COUNCIL AND COME BACK AT 5:30 FOR LIVE MUSIC AND PROCLAMATIONS.

Mayor Wynn: OKAY, FOLKS. IT'S I'M FOR OUR 5:30 LIVE MUSIC GIG HERE AT THE NEW CITY HALL. JOINING US IS JOIN POINTER, A MULTI INSTRUMENTALIST WITH DEGREES IN MUSIC AND IT ITALIAN. HE'S NOW PERFORMING AS A ONE MAN BAND SINGING, BEAT BOXING, RHYTHM STOMPING PLAYING GUITAR AT THE SAME TIME, PLEASE JOIN ME IN WELCOMING JOIN POINTER.

THANK YOU. JOHN POINTER.

THANK YOU.

WE NEED TO MAKE SURE THAT -- THAT THIS IS ALL WORKING. T, T, T, TEST. CAN EVERYBODY HEAR ME NOW? I'M GOING TO BACK UP. I'M GOING TO DO A SONG THAT ONLY USES ABOUT HALF OF WHAT I DO BECAUSE THERE AREN'T ENOUGH MICROPHONES TO PICK UP EVERYTHING. [(music) MUSIC PLAYING (music)(music)] [(music) MUSIC PLAYING (music)(music)] SONG SONG [(music) SINGING (music)(music)] [(music) SINGING (music)(music)] [(music) SINGING (music)(music)] [APPLAUSE]

SO, JOHN, TELL US WHERE CAN WE HEAR YOU NEXT, CAN YOU BUY A CD, DO YOU HAVE A WEBSITE, WHAT'S THE DEAL.

WELL, YOU CAN BARELY RUN DOWN THE STREET WITHOUT RUNNING INTO A POSTER OR SOMETHING. I PLAY EVERY THURSDAY AND FRIDAY AT CEDAR STREET, EVERY TUESDAY AT LUCKY LOWPG, LOUNGE, YOU CAN FIND ALL OF THAT INFORMATION AT www.johnpointer.com. THE CD IS AVAILABLE AT WATER WATERLOO. FIND OUT ABOUT FUNDRAISING AT THAT WEB SITE www.johnpointer.com.

Mayor Wynn: BEFORE YOU GET AWAY WE HAVE A PROCLAMATION THAT READS, BE IT KNOWN THAT 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 LIKE JOHN FURTHER AUSTIN'S STATUS AS THE LIVE MUSIC CAPITOL OF THE WORLD, THEREFORE I WILL WYNN MAYOR OF THE CITY OF AUSTIN, TEXAS DO HEREBY PROCLAIM TODAY JANUARY 27th, 2005 AS JOHN POINTER DAY IN AUSTIN, CALL ON ALL CITIZENS TO JOIN ME IN RECOGNIZING THIS GREAT TALENT. [APPLAUSE]

THANK YOU.

Mayor Wynn: OUR FIRST PRESENTATION IS ACTUALLY BY BRENT DAVIS OF SHAW, INCORPORATED. JOIN US, PLEASE.

MAYOR, COUNCIL, THANK YOU FOR HAVING US TONIGHT, IT'S NOT TOO OFTEN THAT WE GET TO SIT AROUND AND TALK ABOUT THE CARPET, THE SPECIFIC CARPET ON THE FLOOR SUPPLIED BY OUR COMPANY. SOMETHING THAT WE CAULK ALL OVER, WE NEVER THINK ABOUT IT. WALK ALL OVER. IT'S A SERIOUS ISSUE, THE INDUSTRY SENDS ABOUT 5 BILLION POUNDS OF THE CARPET TO THE LANDFILL THIS YEAR. NOT THIS CARPET. THIS CARPET IS ENVIRONMENTALLY GUARANTEED. WE ARE HERE TO PRESENT THIS AWARD TO YOU TONIGHT, THIS ENVIRONMENTAL GUARANTEE AWARD FROM SHAW INDUSTRIES. I WOULD LIKE TO READ IT HERE. IT SAYS SHAW INDUSTRIES, A BROOKSHIRE-HATHAWAY COMPANY RECOGNIZES THE GOOD STEWARDSHIP OF THE CITY OF AUSTIN FOR THEIR ENVIRONMENTAL EFFORT FOR THE PURCHASE OF SHAW CONTRACT'S ENVIRONMENTAL GUARANTEED PRODUCTS COMPRISED OF OUR ECO SOLUTION FIBER AND OUR ECO WORKS BACKING. THIS

UNIQUE CARPET PRODUCT CONTAINS 100%, 100% RECYCLED NYLON AND A NON-PVC BACK WITH RECYCLED CONTENT. AT THE END OF THIS PRODUCT'S LIFE, PLEASE REMEMBER TO PARTICIPATE IN SHAW CONTRACT'S RECYCLING PROGRAM SO THAT THIS PROCESS, THIS PRODUCT MAY BE PROCESSED THROUGH A RECOVERY SYSTEM THAT TURNS THIS CARPET BACK INTO ITS ORIGINAL COMPONENTS, FIBER TO FIBER, BACKING TO BACKING, A COMPLETELY CLOSED LOOP SYSTEM. THIS CARPET WILL NEVER GO TO THE LANDFILL, IT WILL NEVER BE BURNED, AND IT WILL NEVER BE DOWN CYCLED INTO SOMETHING ELSE. WE WANT TO PRESENT THIS AWARD TO YOU TONIGHT.

THANK YOU VERY MUCH.

IF WE COULD STEP OUT HERE AND GET A PICTURE.

THANK YOU VERY MUCH. [APPLAUSE]

Mayor Wynn: WE ARE ALL VERY PROUD OF THIS BUILDING. I POINTED OUT MANY TIMES, THIS BUILDING, THE PLANNING AND CONSTRUCTION OF THIS BUILDING OVERLAPPED THREE DIFFERENT MAYORS, TWO DIFFERENT CITY MANAGERS, NUMEROUS CITY COUNCILS AND COUNCILMEMBERS. THE -- YOU KNOW, THE COMMON THREAD IN THE CONSTRUCTION AND DELIVERY OF THIS BUILDING WAS CITY STAFF. IF YOU HAVEN'T HAD A CHANCE, PLEASE DO AS YOU LEAVE OR ENTER THE BUILDING ON THE SECOND STREET DOOR, THERE'S THE PROVERBIAL PLAQUE WHEN PUBLIC BUILDINGS GET BUILT. I'M VERY PROUD OF THAT PLAQUE, ON THAT PLAQUE WE PUT THE NAMES OF 2 OR 300 CITY EMPLOYEES WHO WERE HERE THE ENTIRE TIME PLANNING THIS PROJECT, INCLUDING THINGS LIKE THE REMARKABLE ENVIRONMENTAL STANDARDS OF THIS BUILDING. SO I'M HERE ACCEPTING THIS BUT REALLY ON BEHALF OF THE CITY STAFF WHO WORKED SO HARD TO DELIVER THIS GREAT BUILDING FOR ALL OF US, THANK YOU VERY MUCH. [APPLAUSE]

OKAY. NOW TO CONTINUE OUR PROCLAMATIONS, WE HAVE -- WE HAVE THREE HERE IN A ROW, WE ARE STARTING WITH GREG SMITH, GREG ACTUALLY JUST DELIVERED HIS LAST ZONING CASE BEFORE COUNCIL A COUPLE OF MINUTES

AGO. MY FATHER ROGER WYNN HAS WORKED FOR THE SAME LITTLE COMPANY IN EAST TEXAS NOW FOR 54 YEARS. HE'S STILL WITH THEM. HE'S GOING TO RETIRE THIS YEAR ON HIS 55th YEAR. AND SO WIN OF THE EARLIEST LESSONS THAT I HAD IN LIFE WAS THE LESSON OF LOYALTY, OF COMMITMENT, OF PERSEVERANCE, THE CONTINUITY AND THIS REMARKABLE CITY STAFF THAT WE HAVE IS FILLED WITH PEOPLE JUST LIKE THAT. FOLKS THAT HAVE BUILT THEIR ENTIRE CAREER SERVING YOU, THE CITIZENS OF THIS CITY. AND WE ARE GOING TO START WITH GREG SMITH AND THERE'S A NUMBER OF FOLKS HERE WHO WANT TO SPEAK ABOUT GREG. WE HAVE FOLKS LIKE DR. CHARLES URDY, WHO IS THE CHAIRMAN OF THE ARA, BEN SIFUENTES, CHAIRMAN OF THE URBAN RENEWAL BOARD, OF COURSE PAUL HILGERS, THE DEPARTMENT DIRECTOR. LET ME START BY READING THE DISTINGUISHED SERVICE AWORD FOR GREG, THEN ASK OTHER FOLKS TO STAND UP AND COME UP AND SAY A FEW WORDS. THIS DISTINGUISHED SERVICE AWARD READS: FOR HIS DILIGENT SERVICE AND DEDICATION TO THE CITIZENS OF AUSTIN DURING HIS 29 YEAR CAREER WITH THE CITY, GREG SMITH IS DESERVING OF PUBLIC ACCLAIM AND RECOGNITION. MR. SMITH STARTED AS A PRINTING ASSISTANT IN 1975 IN THE PUBLIC INFORMATION OFFICE AND THEN JOINED PUBLIC WORKS IN 1979 WHERE HE ASSISTED IN IMPLEMENTING THE CITY'S FIRST GRAPHIC INFORMATION SYSTEM. HE MOVED TO WHAT IS NOW TODAY KNOWN AS NEIGHBORHOOD HOUSING AND COMMUNITY DEVELOPMENT OR NHCD IN 1987. DURING HIS 10 NEUROAT NHCD HE WAS INSTRUMENTAL IN THE DEVELOPMENT AND IMPLEMENTATION OF THE 11th AND 12th STREET URBAN RENEWAL PLAN, EAST 11th AND 12th STREET REVITALIZATION PROJECT, MICROENTERPRISE TECHNICAL ASSISTANT PROGRAMS, ALSO SECURED THE FIRST COMMITMENT DEVELOPMENT INCENTIVE GRANT AND FOUR SECTION 108 LOANS FOR THE CITY OF AUSTIN. HE MANAGED NHCD'S COMMUNITY DEVELOPMENT DIVISION FOR THE LAST EIGHT YEAST. IN ADDITION GREG EARNED CERTIFICATIONS FOR THE NATIONAL FORUM FOR BLACK PUBLIC ADMINISTRATORS AND THE NATIONAL DEVELOPMENT COUNCIL. THIS CERTIFICATE IS PRESENTED IN ACKNOWLEDGMENT AND APPRECIATION OF A FINE 29 YEAR CAREER WITH THE CITY OF AUSTIN, THIS 27th DAY OF JANUARY, THE YEAR 2005,

SIGNED BY ME, WITH THE NAMES OF ALL OF THE CITY COUNCIL MEMBERS TODAY. FOLKS, PLEASE JOIN ME IN CONGRATULATING MR. GREG SMITH. [APPLAUSE]

OUR FIRST TESTIMONY IF ULTIMATELY BE FROM BENIVE FUNTESS WHO IS THE CHAIRMAN OF THE RENEWAL BOARD. BEN.

THANK YOU, MAYOR. MR. NARROW, MISS CITY MANAGER. [LAUGHTER] I'LL GET IT STRAIGHT. MEMBERS OF THE CITY COUNCIL, FRIENDS OF GREG SMITH, FAMILY OF GREG SMITH, WE ALL KNOW WHAT GREG HAS DONE HERE IN THE -- IN THE LAST 29 YEARS. I'M -- I'M 76 YEARS OLD. THIS IS -- AS IS OBVIOUS AND I'VE KNOWN A LOT OF MEN IN MY TYPE. ALL OVER THE WORLD. IN MY TIME, ALL OVER THE WORLD. MANY FINE MEN, BUT I HAVE NOT KNOWN A MAN AS FINE AS GREG SMITH. HE IS TRULY FINE IN EVERY SENSE OF THE WORD. WITHOUT HIM, WE HAVE -- WE WOULD HAVE NOT BEEN ABLE TO ACCOMPLISH WHAT WE DID WITH THE URBAN RENEWAL AND DEVELOPMENT OF EAST 11th AND 12th STREET. I'M GOING TO MISS HIM. SPEAKING TO HIS WIFE AND TELLING HER THAT I WORKED -- UP UNTIL AGE 75, AND DECIDED TO RETIRE, I SOLD MY PHARMACY IN SOUTH AUSTIN, AND SO I WENT HOME. I WAS RETIRED. AND I LEARNED THAT IT'S NOT THAT SIMPLE. [LAUGHTER] YOU GO HOME, AND ALL OF A SUDDEN YOU ARE IN THE WAY. [LAUGHTER] IT JUST HITS YOU. YOU JUST -- EVERYTHING YOU DO IS WRONG. AND THERE'S JUST ALL KINDS OF RULES THAT YOU DIDN'T KNOW ABOUT. AND SO YOU LOOK AT YOUR WIFE AND YOU SAY, "I DON'T KNOW YOU!" WHAT HAPPENED? SO I WAS TALKING TO -- TO MS. SMITH AND I SAID, HE'S RETIRING, HE'S GOING HOME AND THINGS ARE GOING TO BE DIFFERENT. SO THIS IS WHAT HAS HAPPENED TO ME AND I TOLD HER THIS STORY. I SAID SO "PLEASE BE GENTLE AND KIND TO HIM." GREG, I'M GOING TO MISS YOU, I LOVE YOU. TAKE CARE. [APPLAUSE]

MY NAME IS SABINE RODRIGO CHAIRMAN OF THE CDC. I WANTED TO WISH GREG THE BEST FOR THE FUTURE, I'M SURE THAT WE ARE NOT GOING TO SEE THE LAST OF HIM. AS -- AS SOMEONE THAT HAS -- WAS BORN AND RAISED IN EAST AUSTIN LIKE GREG WAS, YOU KNOW, I -- WE KNEW ALL OF THE CHALLENGES THAT WE WERE FACING. AND IT WAS -- IT WAS VERY HARD AT THE TIME THAT WE WERE GROWING IN EAST AUSTIN. ESPECIALLY THERE OFF 11th AT

ROSEWOOD STREET. I JUST WANT TO THANK GREG FOR ALL OF THE GREAT WORK THAT HE'S DONE. I MEAN, THERE IS -- IT WAS A REAL CHALLENGE AND IT WAS AN EXTRA CHALLENGE TO HAVE GROWN UP IN EAST AUSTIN AND TO HAVE DONE THE WORK AND I KNOW THAT IN HIS HEART, HE STILL HAS HIS HEART IN EAST AUSTIN AND FOR THE PEOPLE THAT LIVE THERE AND I KNOW THAT EVEN WHEN HE LEAVES THE CDC THAT WHAT HE WILL GO INTO THAT HE WOULD ALWAYS KEEP THAT IN HIS HEART AND I WANT TO WISH GREG THE BEST. [APPLAUSE]

THANK YOU, MAYOR. MEMBERS OF THE COUNCIL, CITY MANAGER. FIRST OF ALL, LET ME CONGRATULATE YOU ON THIS FANTASTIC FACILITY. THIS IS MY VERY FIRST TIME IN IT. I TELL YA, I DON'T KNOW, MAYBE I'LL COME BACK. [LAUGHTER] ONE THING, THOUGH, YOU ARE GOING TO HAVE TO INCREASE THE SIZE OF THE LETTERS ON THE NAME TAGS UP HERE. I DON'T KNOW WHO'S HERE. I CAN'T READ IT. [LAUGHTER] WELL, ONE OF THE FIRST THINGS THAT I LEARNED WITH THE CITY OF AUSTIN A LONG TIME AGO, MY FIRST EXPERIENCE WITH THE CITY REALLY WAS THAT A CITY IS MUCH LIKE A SCHOOL. YOU CANNOT HAVE A GOOD SCHOOL WITHOUT GOOD TEACHERS. YOU CANNOT HAVE A GOOD CITY, NOT JUST CITY ADMINISTRATION, BUT A GOOD CITY WITHOUT GOOD CITY EMPLOYEES. AND THE CITY OF AUSTIN HAS BEEN BLESSED OVER MANY YEARS WITH SOME VERY, VERY, VERY FINE CITY EMPLOYEES AND THAT WAS -- YOU KNOW, I LEARNED THAT MAYBE THE EASY WAY. GREG SMITH WAS ONE OF THOSE CITY EMPLOYEES. I TELL YOU QUITE FRANKLY, I THINK GREG UNDOUBTEDLY CAME TO THE CITY RIGHT OUT OF KINDERGARTEN. [LAUGHTER] BECAUSE AFTER 29 YEARS, HE LOOKS LIKE A COLLEGE STUDENT NOW. [LAUGHTER] I DON'T REMEMBER WHERE GREG, WHERE HE WORKED IN THE CITY WHEN I FIRST CAME, BUT I REMEMBER HIM BECAUSE HE HASN'T CHANGED. SAME SMILING FRIENDLY FACE. LOOKED LIKE HE WAS ENJOYING HIMSELF EVERY DAY. I DIDN'T REALLY LEARN TO APPRECIATE HOW GREAT A JOB GREG WAS DOING UNTIL I CAME WITH ARA, ARA, AS YOU KNOW IS THE EFFORT TO REVITALIZE EAST 11th AND 12th STREET CORRIDORS WHICH WE HAD BEEN WORKING ON AS LONG AS I WAS ASSOCIATED WITH THE CITY. THROUGH ALL OF THOSE CHANGES THAT WE WENT

THROUGH DURING THAT PERIOD, I REMEMBER THERE WAS ONE PERSON WHO WAS ALWAYS THERE. GREG SMITH. SOMETIMES WE THOUGHT HE WAS JUST A CITIZEN, YOU KNOW, SITTING THERE LOOKING. BUT ALWAYS WHENEVER THERE WAS A NEED, HE AND HIS STAFF WERE THERE AND THEY ENSURED THAT THOSE THINGS WERE DONE. IT'S DIFFICULT, I THINK TO COMMUNICATE TO -- TO PEOPLE WHO ARE NOT FAMILIAR WITH THAT. HOW FIRST OF ALL IMPORTANT THAT OVERALL EFFORT WAS AND SECONDLY HOW IMPORTANT THE EFFORT OF GREG AND HIS STAFF WAS TO THAT. HAD IT NOT BEEN FOR THAT, WE WOULD NOT BE MOVING ALONG TODAY ON THE DEVELOPMENT OF THOSE PROJECTS. HIS EFFORTS HAVE BEEN NOT AGAIN JUST FOR THE CITY ADMINISTRATION, BUT A TREMENDOUS EFFORTS FOR THE CITIZENS OF AUSTIN. AND SO NOT JUST ME, NOT JUST THE CITY DEPARTMENTS AND HIS DEPARTMENT HEADS AND HIS -- AND THE OTHER DEPARTMENTS HE WAS ASSOCIATED WITH AND URBAN RENEWAL BOARD, COMMUNITY DEVELOPMENT COMMISSION, THOSE FOLKS THAT WE INTERFACE WITH EVERY DAY, NOT ONLY SHOULD THEY BE VERY PROUD OF HIS WORK, BUT ALL OF THE CITIZENS OF AUSTIN SHOULD BE AS WELL. AND SO IT'S CERTAINLY MY PLEASURE TO BE HERE JUST TO -- TO THANK HIM AND COMMEND HIM FOR ALL THE HARD AND PROFITABLE AND PRODUCTIVE WORK THAT HE'S DONE FOR ALL OF US HERE IN THE CITY OF AUSTIN. GREG, THANKS VERY MUCH. [APPLAUSE] [ONE MOMENT PLEASE FOR CHANGE IN CAPTIONERS]

HE EXEMPLIFIES WHAT PUBLIC SERVICE IS ALL ABOUT AND YOU WILL BE DEEPLY MISSED, GREG. ALL MY APPRECIATION. [APPLAUSE]

I'M PAUL HILGERS, THE DIRECTOR OF NEIGHBORHOOD HOUSING AND COMMUNITY DEVELOPMENT, AND I'VE HAD THE PROUD HONOR OF WORKING WITH GREG FOR 7 AND A HALF YEARS. THIS IS A HARD ONE FOR US. WE HAVE A PRIVATE PARTY TOMORROW WHERE WE GET TO TALK ABOUT HOW MUCH HE MEANS TO US. SO WE WON'T DO THAT AND IMPOSE UPON YOU TONIGHT, BUT THIS IS A TIME FOR THE CITIZENS OF AUSTIN TO BE ABLE TO SEE THIS PRESENTATION AND PROCLAMATION AND LET FOLKS DO THIS CEREMONY SO THAT THE CITIZENS OF AUSTIN WILL KNOW THEY HAVE A

TRUE GIANT WHO HAS WORKED FOR THEM, A PERSON WHO HAS MAY AN UNBELIEVABLE IMPACT -- MADE AN UNBELIEVABLE IMPACT AS AN INDIVIDUAL ON THIS COMMUNITY, HE WILL BE ABLE TO TAKE HIS FAMILY AND HIS CHILDREN AND GRANDCHILDREN AND GREAT GRANDCHILDREN AND THEY WILL BE ABLE TO POINT AND SAY THAT'S WHAT GREG SMITH TO MAKE THIS A BETTER PLACE AND A BETTER COMMUNITY. BUT THERE'S SOMETHING ABOUT GREG THAT WE THOUGHT WITH OUR FRIENDS FROM PUBLIC WORKS, WE WANTED TO MAKE A PRESENTATION TO HIM TONIGHT, AND WE HAVE HERE A STREET SIGN WHICH IS KIND OF A TRADITIONAL THING TO DO, BUT IT SAYS HERE GREGORY L. SMITH, 1975 TO 2005, AND IT SAYS GREGORY L. SMITH WAY, AND WE THOUGHT ABOUT WHETHER IT WOULD BE GREGLY L. SMITH BOULEVARD, OR STREET, OR ROAD, BUT IT WAS ALWAYS GREG'S WAY. OR IT WAS NO WAY. [LAUGHTER]. SO IN CELEBRATION OF HIS GREAT COMMITMENT, HIS PROFESSIONALISM, THE MODEL EMPLOYEE THAT HE IS, AND THE GREAT PERSON THAT HE IS, I WANT TO EXPRESS MY DEEP APPRECIATION TO MY VERY DEAR FRIEND, GREG SMITH, AND THANK HIM FOR ALL OF THIS SERVICE. [APPLAUSE] WOW! MY STAFF, I OWE YOU ONE. THIS IS OUTSTANDING. I APPRECIATE ALL THE WORDS Y'ALL HAVE SAID TO ME. MOM! [LAUGHTER] MY MOM TOLD ME YESTERDAY, SHE SAID YOU'RE GOING TO BE LIKE YOUR BROTHER. YOU'RE GOING TO CRY LIKE A BABY. YOU KNOW THAT. I'M TRYING TO BE STRONG, MOM, THAT'S MY MOM, BY THE WAY, STANDING BACK -- SITTING BACK THERE. STAND UP, MOM. [APPLAUSE] I JUST WANT TO THANK EVERYONE, THE KIND WORDS YOU'VE SAID, THANK THE MAYOR, THE CITY MANAGER, IT'S BEEN MY PLEASURE. CHAIRMAN SIFUENTES, YOU KNOW HOW WE ARE, I ENJOY RELATIONSHIPS, SABINO HAS BEEN FUN. OKAY? COUNCILMEMBERS, SLUSHER, JACQUE, COUNCILMEMBER THOMAS, McCracken, I -- WE HAVEN'T MET...

[INAUDIBLE]

THAT'S OKAY. JESUS, WHAT ARE YOU DOING HERE?
[LAUGHTER].

I WAS INVITED.

YOU WERE INVITED, OKAY.

YOU WANT ME TO STAND OUTSIDE?

NO, NO, I APPRECIATE YOU'RE HERE. I APPRECIATE YOUR COMMENTS. I REALLY APPRECIATE IT. I WANT TO THANK Y'ALL FOR THIS AWARD. IT'S BEEN FUN. IT'S BEEN A ROLLER COASTER, BUT IT'S BEEN FUN, AND FOR A PERSON WHO GREW UP IN AUSTIN, ACTUALLY BORN IN AUSTIN, AND RAISED IN EAST AUSTIN, I'M PROUD OF WHAT I'VE DONE IN THE ELEVENTH AND 12th STREET CORRIDOR. I'M NOT LEAVING THIS COMMUNITY. I'M STILL HERE, BUT AGAIN, THANK Y'ALL FOR EVERYTHING. [APPLAUSE]

Mayor Wynn: WE'RE ESSENTIALLY GOING TO KEEP OUR RECEIVING LINE UP HERE BECAUSE WE NOW HAVE TWO MORE SIGNIFICANT RETIREMENTS. THESE NEXT TWO, BOTH IN THE AUSTIN FIRE DEPARTMENT. OUR FIRE DEPARTMENT LEADERSHIP, IT SPEAKS, ONE, TO WHAT A GREAT FIRE DEPARTMENT WE HAVE, WHAT A GREAT JOB IT IS, THAT THESE MEN AND WOMEN HANG AROUND FOR 30 SOME ODD YEARS, BUT NOW I SEEMINGLY, SO MANY ARE LEAVING, IT'S A BLOW TO US, A BLOW TO THE CONTINUITY, BUT THERE'S SO MANY PEOPLE STEPPING UP RIGHT BEHIND THEM. THIS NEXT DISTINGUISHED SERVICE AWARD IS THE ASSISTANT FIRE CHIEF PAUL MALDONADO, AND IT READS -- WE'RE GOING TO BE JOINED HERE BY A NUMBER OF FIREFIGHTERS AND CHIEFS. THE DISTINGUISHED SERVICE AWARD READS award reads READ, FOR HIS WIDE RANGING ABOUTS THE FIREFIGHTER AND LEADER THAT ALLOWED HIM TO RISE STEADILY THROUGH THE RANKS OF THE AUSTIN FIRE DEPARTMENT THROUGH THE POST OF THE FIRE CHIEF, BEING THE FIRST MINORITY TO HOLD THAT POSITION AS WELL AS BEING THE FIRST TO SERVE AS CHIEF OF STAFF AND THEREIN BECOMING A ROLE MODEL FOR OTHER MINORITIES IN THE DEPARTMENT, AND PROTECTING THE CITIZENS OF AUSTIN, AND NOW IN TEXAS AS HIS NEW POSITION WITH THE TEXAS STATE FIRE MARSHAL, ASSISTANT FIRE CHIEF, PAUL MALDONADO, IS DESERVING OF PUBLIC ACCLAIM AND RECOGNITION, WILL IS NO GREATER CALLING THAN PUBLIC SERVICE. THROUGH TO

YOUR SERVICE. YOU WILL BE TRULY MISSED. AGAIN, SIGNED BY ME, BUT PRESENTED BY THE ENTIRE AUSTIN CITY COUNCIL, AND BEFORE WE PRESENT THIS, WE'RE GOING TO HAVE A FEW MORE WORDS FROM OUR CITY MANAGER, AND OTHERS ABOUT THIS DISTINGUISHED CAREER, PAUL, CONGRATULATIONS, AND THANK YOU. [APPLAUSE]

OH, PAUL, HERE WE GO AGAIN. WELL, PAUL, WE ALSO HAVE A PLAQUE FOR YOU. IN PARTICULAR FOR YOUR ROLE AS OUR -- AS OUR FIRE MARSHAL, SO IT READS ASSISTANT CHIEF PAUL MALDONADO, AUSTIN FIRE DEPARTMENT, FOR HIS KEEN EYE IN KEEPING AUSTIN VENUES SAFE AND FUN AND THE LIVE MUSIC CAPITAL OF THE WORLD FOR ITS PIONEERING LEADERSHIP AS FIRE MARSHAL, ASSISTANT FIRE CHIEF AND CHIEF OF STAFF, FOR ITS ON GOING COMMITMENT TO THE STATE OF TEXAS WHERE HE WILL SERVE AS THE TEXAS STATE FIRE MARSHAL PROMOTING AND DEVELOPING FIRE PROTECTION SERVICES FOR ALL THE CITIZENS OF TEXAS, HE WILL BE REMEMBERED FOR HIS DEDICATION TO THE DEPARTMENT AND TO THE CITY AND MOST IMPORTANTLY FOR HIS COMMITMENT TO IMPROVING THE QUALITY OF LIFE FOR THE CITIZENS OF THE CITY THAT HE LOVES. JANUARY 27th,. TO A MAN WE ARE DEEPLY GOING TO MISS, A MAN WHO HAS MADE HIS MARK IN OUR COMMUNE, UNFORGETTABLE AND IRREPLACEABLE, THANK YOU, PAUL.

THANK YOU VERY MUCH.

AND I BELIEVE CHIEF EVANS AND -- HOW ABOUT CHIEF WARREN, COME UP FIRST AND YOU SAY A FEW WORDS HERE AND WE'LL TURN TO CHIEF EVANS.

ALL RIGHT. YES, I'VE HAD THE PRIVILEGE OF WORKING WITH PAUL FOR A LONG TIME, MUCH LONGER THAN THE PERIOD WE SPENT WORKING ON THE COMMAND STAFF TOGETHER, AND I CAN TELL YOU THAT PAUL HAS ALL OF THE INTEGRITY THAT I WISH THAT I HAD. HE HAS ALL OF THE STUDDIE AND CONSTANT THOUGHT PROCESS THAT I WISH THAT I HAD AND HE HAS BEEN A STRONG INFLUENCE ON OUR COMMAND STAFF TO BE ABLE TO KEEP US GOING IN A STEADY AND METHOD THODCAL METHOD IN ALL THESE PLANS WE WORKED ON IN THE PAST 7 AND A HALF YEARS, I WANT

EVERYBODY TO KNOW HOW MUCH OF A DIFFERENCE IT'S GOING TO MAKE WHEN PAUL IS GONE, THERE ARE NOT MANY PEOPLE WHO ARE HIS EQUAL, I WANT TO CONGRATULATE YOU PAUL AND HOPE YOU PROSPER IN THE NEW STATE JOB. [APPLAUSE]

WHAT I'VE GOT TO SAY IS ABOUT BOTH PAUL AND GARY. I'VE KNOWN THESE GUYS A LONG TIME, AND I COULD PROBABLY SPEND A BETTER PART OF AN EVENING TALKING ABOUT WHAT I'VE LEARNED FROM THESE TWO GUY, SO I JUST WANT TO SAY THIS: TWO WEEKS AGO TODAY, IN THIS ROOM, THIS VERY ROOM HERE, I WAS CONFIRMED AS THE ACTING FIRE CHIEF AND I JUST WANT EVERYBODY TO KNOW THAT THESE TWO GUYS ARE THE TWO THAT I'M GOING TO TRY TO ACT LIKE WHILE I SERVE IN THAT CAPACITY. [APPLAUSE]

THANK YOU, MAYOR, COUNCIL, CITY MANAGER, CHIEF WARREN, CHIEF EVANS AND ALL OF THE-- MY FRIENDS AND PARTNERS IN THE PUBLIC SAFETY DEPARTMENT, THE FIREFIGHTERS CERTAINLY THAT ARE HERE, I THANK YOU FOR BEING HERE ON THIS DAY, AND I SEE SOME FOLKS WITH E.M.S. AND POLICE THAT I'VE WORKED WITH, THANK YOU ALL FOR BEING HERE. I'M HONORED TONIGHT ON MANY DIFFERENT ACCOUNTS AND I'VE JUST BEEN BLESSED TO BE ABLE TO SERVE THE CITIZENS OF AUSTIN IN THE AUSTIN FIRE DEPARTMENT. I STARTED THE WAY ALL FIREFIGHTERS DO. I CAME IN AS A ROOKIE FIREFIGHTER AND WORKED MY WAY UP THROUGH THE RANKS AND THEN HAD THE VERY GREAT PRIVILEGE OF BEING AN ASSISTANT CHIEF, AND SOME OF THE OTHER TITLES THAT WERE LISTED HERE, AND THAT HAS JUST BEEN A GREAT HONOR FOR ME. YOU'VE GROWN AS A PUBLIC SERVANT THROUGHOUT THAT ENTIRE TIME AND I'VE LEARNED A WHOLE LOT FROM MY FELLOW ASSOCIATES AS A FIREFIGHTERS AND THEN FROM THE REST OF THE CITY OF AUSTIN STAFF AND THE COMMUNITY ON BEING ABLE TO SERVE THE PUBLIC, AND IT'S ONLY BEEN RECENTLY THAT I REALLY STARTED TO UNDERSTAND AND APPRECIATE HOW MUCH THE AUSTIN FIRE DEPARTMENT MEANT TO ME BECAUSE I HAD AN OPPORTUNITY TO GO TO THE STATE TO BE THE FIRE MARSHAL AND IT WAS A BIG DECISION TO MAKE BECAUSE I WORKED FOR THE AUSTIN FIRE DEPARTMENT FOR 24 YEARS, AND I HAD ALWAYS DREAMED I WOULD DO LIKE THE OTHER FIREFIGHTERS,

STAY FOR 30 AND BEYOND, SO IT WAS A BIG DECISION, BUT I DO FEEL LIKE I WILL CONTINUE TO BE A PARTNER WITH PUBLIC SAFETY IN THE FIRE SERVICE WITH MY NEW ROLE AS A STATE FIRE MARSHAL AND AGAIN, I'M HONORED IN SO MANY DIFFERENT WAYS AND HUMBLLED TONIGHT ESPECIALLY TO BE AT THE NEW CITY COUNCIL CHAMBERS TO RECEIVE THIS AWARD AND TO BE RECOGNIZED THIS WAY, I WANT TO THANK YOU ALL FOR HAVING HAD THIS OPPORTUNITY. THANK YOU. [APPLAUSE]

Mayor Wynn: SO SORT OF SADLY, CONTINUING THIS THEME, ESPECIALLY WITH OUR FIRE DEPARTMENT, WE'RE NOW GOING TO PRESENT A DISTINGUISHED SERVICE AWARD TO FIRE CHIEF GARY WARREN. IT READS: FOR MORE THAN 31 YEARS OF DEDICATED SERVICE TO THE CITIZENS OF AUSTIN AS A MEMBER OF THE AUSTIN FIRE DEPARTMENT, THE PAST 7 YEARS IN THE ROLE OF DEPARTMENT HEAD AS APPOINTED BY THE CITY MANAGER, FIRE CHIEF GARY WARREN IS DESERVING OF PUBLIC ACCLAIM AND RECOGNITION, AMONG MANY ACCOMPLISHMENTS, CHIEF WARREN HELPED INITIATE AND DEVELOP AFD'S DIVE RESCUE TEAM AND WROTE THE SPECIFICATIONS FOR AND OVERSAW THE PURCHASE OF FIRE APPARATUS FOR THE DEPARTMENT. HE WAS INSTRUMENT UNTIL THE CITY'S EMERGENCY PLANNING AND AN INTRAAGENCY DISASTER READINESS EFFORTS. MOST RECENTLY CHIEF WARREN BEGAN WORK ON HIS LEGACY FOR THE DEPARTMENT. A PUBLIC SAFETY WELLNESS FITNESS CENTER DUE TO OPEN IN 2006. IN IN ADDITION TO HIS DUTY, CHIEF WARREN HAS BEEN A FIREFIGHTING INSTRUCTOR AT TEXAS A&M UNIVERSITY. WHOOPS! , AN SERVED ON THE BOARD OF DIRECTORS OF BIG BROTHERS AND BIG SISTERS OF CENTRAL TEXAS. THIS CERTIFICATE IS PRESENTED, OUR ADMIRATION AND APPRECIATION, AGAIN FOR 31 YEARS OF EXEMPLARY SERVICE IN THE AUSTIN FIRE DEPARTMENT, PRESENTED THIS 27th DAY OF JANUARY, 2005, BY THE AUSTIN CITY COUNCIL, AUSTIN FIRE CHIEF, GARY WARREN. [APPLAUSE]

WELL, THREE IS MY ABSOLUTE LIMIT. I DON'T THINK WE'LL DO MORE THAN THREE RETIREMENTS ON ANY GIVEN COUNCIL MEETING.

A HUNDRED YEARS BEING THE MAX.

YOU THINK? A HUNDRED YEARS TOTAL SERVICE. IN LOSING GARY, AS OUR FIRE CHIEF, WE ARE REALLY TALKING ABOUT REALLY THE END OF AN ERA IN THE DEPARTMENT, A COMPLETE CHANGING TURNOVER OF THE GUARD. 31 YEARS OF SERVICE IN THE FIRE DEPARTMENT. AND IN THE SAME WAY THAT GREG AND I ALMOST STARTED IN THE SAME YEAR TOGETHER WITH THE CITY, GARY AND I HAVE KIND OF GROWN UP IN THIS DEPARTMENT AND THE CITY TOGETHER. YOU ARE A CLASS ACT. GARY. YOU ARE GOING TO BE DEEPLY, DEEPLY MISSED, AND WE HAVE A PLAQUE FOR YOU AND IT SAYS "CHIEF GARY WARREN, AUSTIN FIRE DEPARTMENT, FOR LEADING THE AUSTIN FIRE DEPARTMENT TO NATIONAL ACCLAIM OVER HIS TENURE AS FIRE CHIEF, FOR DIVING IN TO DEVELOP THE DIVE LRB RESCUE TEAM, FOR IMPLEMENTING STAFFING INITIATIVE, CHANGING THE WAY WE RESPOND TO FIRES AND EMERGENCIES, AT THIS NOTE WORTHY MILESTONE IN HIS CAREER, CHIEF WARREN OWES LEGACY WILL BE HIS COMMITMENT TO QUALITY, REMARKABLE LEADER AND HIS COMMITMENT, JANUARY 27TH, 2005. OUR DEEPEST APPRECIATION FOR YOUR SERVICE, GARY. [APPLAUSE]

WELL, THANK YOU VERY MUCH. YOU KNOW, BACK IN 1973 I WENT OVER TO THIS GIRL'S HOUSE THAT I KNEW, AND HER DAD WAS THERE. HIS NAME WAS HAROLD PONDER, AND HE SAID YOU KNOW WHAT? I REALLY -- IT'S MY OPINION THAT YOU NEED TO QUIT GOOFING AROUND ALL THE TIME AND GO GET A JOB. AND HE SAID, WE HAPPEN TO BE GIVING AN EXAM DOWN AT THE FIRE DEPARTMENT, WHY DON'T YOU GO SEE IF YOU CAN DO ANY GOOD OR NOT. WELL, I WENT, BUT I DIDN'T KNOW WHAT IT WAS ABOUT. I DIDN'T EVEN KNOW WHAT THE FIRE DEPARTMENT DID. AND IT WAS LIKE THE MOST AMAZING THING THAT EVER HAPPENED TO ME IN MY LIFE. I DID WELL ON THE TEST AND THEY TOLD ME TO COME BACK AND I JUST DID WHAT THEY TOLD ME TO DO AND THE NEXT THING I KNEW, I WAS INVOLVED IN SOMETHING THAT WAS REALLY SOMETHING THAT WAS GREAT FOR ME. IT FIT MY PERSONALITY. IT FIT MY DESIRE TO DO GOOD FOR OTHER PEOPLE, AND IT'S MADE A TREMENDOUS CAREER FOR ME THAT -- THAT I COULDN'T HAVE DONE BETTER IF I WOULD HAVE THOUGHT IT OUT MYSELF. AND THAT'S FOR

THE LAST 31 YEARS, I'VE BEEN THAT FORTUNATE AND THAT LUCKY, AND THEN 7 AND A HALF YEARS AGO, I WAS EACH LUCKY ENOUGH TO BE APPOINTED TO FIRE CHIEF OF THIS AUSTIN FIRE DEPARTMENT. THE BEST FIRE DEPARTMENT IN THE NATION. AND I'VE GOT TO TELL YOU, IT WAS THE BEGINNING OF A PRETTY WILD RIDE. IN THE LAST 7 AND A HALF YEARS, THE DEPARTMENT INCREASED IN SIZE BY 30%. MORE THAN ANY OTHER TIME IN THE HISTORY OF THE DEPARTMENT, AND THAT IS VERY STRESSFUL FOR A DEPARTMENT. IT GREW BY OVER 230 FIREFIGHTERS IN ITS STRENGTH, OPENED TEN FIRE STATIONS IN 7 AND A HALF YEARS AND THROUGH ALL OF THAT, THE COMMAND STAFF AND THE FIREFIGHTERS, THE COUNCIL, THE CITY MANAGER WERE FULLY SUPPORTIVE, AND -- AND IT -- IT CAUSED A LOT OF STRESS AND IT WAS A DIFFICULT TIME, BUT THE ONLY THING I CAN TELL YOU ABOUT IT IS THAT FOR 7 AND A HALF YEARS, FROM THE BEGINNING TO THE END, THROUGHOUT ALL OF THE CHANGES THAT HAVE GONE -- COME TO PAST, THIS FIRE DEPARTMENT HAS ALWAYS BEEN AND STILL REMAINS THE BEST FIRE DEPARTMENT IN THE NATION. AND I CAN TELL YOU THAT I AM EXTREMELY PROUD TO HAVE BEEN YOUR FIRE CHIEF FOR THE PAST 7 AND A HALF YEARS. THANK YOU. [APPLAUSE]

WE HAVE ONE LAST THING, RUDY, WHY DON'T YOU COME UP HERE AND HELP WITH THIS? THIS IS REALLY FUN. OUR EXECUTIVE TEAM, GARY, REALLY WHY DON'T YOU HAND TOYOTA THE CHIEF. THIS IS A LITTLE SOMETHING WE PUT TOGETHER FOR YOU AND IT'S A GIFT CERTIFICATE FOR YOU.

SHARPER IMAGE.

TO SHARPER IMAGE, FOR YOU KNEW CAREER. AND ALL OF OUR APPRECIATION ONCE AGAIN. THANK YOU.

THANK YOU.

[APPLAUSE]

Mayor Wynn: NOW WE'RE GOING TO FINALLY HAVE A LITTLE BIT OF FUN. NOT WHAT THAT WASN'T. JOINED BY DONNA TAYLOR, WHO IS THE OWNER OF LITTLE CITY COFFEE HOUSE, AND AS SOME OF YOU KNOW, THE SORT OF

ORIGINAL LITTLE CITY IS AT ALMOST TENTH AND CONGRESS, RIGHT CATER CORNER BEHIND THE OLD CITY HALL WHERE WE OFFICED, IF YOU WERE TO GO OVER TO LITTLE CITY, WHICH I DID FREQUENTLY TO GET A DRINK, OR CUP OF COFFEE, OR SOMETHING TO EAT, THAT YOU INEVITABLY WOULD SEE A QUORUM OF THE CITY COUNCIL, CERTAINLY A QUORUM OF COUNCIL AIDS ANNIE NUMBER OF SENIOR CITY STAFF THERE AT LITTLE CITY, SO MUCH SO THAT IT BECAME KNOWN AS LITTLE CITY HALL. SO ONE OF THE REGRETS ABOUT LEAVING THAT OLD LOCATION WAS OUR PROXIMITY TO LOSING OUR PROXIMITY TO LITTLE CITY, WE HAVE A SPECIAL PROCLAMATION TODAY AND IT READS. BE IT KNOWN WHEREAS LITTLE CITY WAS THE FIRST ESPRESSO BAR ON CONGRESS AVENUE HAVING OPENED IN OCTOBER OF 1993, SPECIALIZING IN GREAT COFFEE ALONG WITH HOME MAID SANDWICHES, SOUPS AND SALADS AND WHEREAS LITTLE CITY'S OWNER EXPANDED IN MAY OF 1995 WITH A LOCATION ON GUADALUPE WHERE SHE CONTINUED TO ROAST HER OWN COFFEE BEANS AN BEGAN SELLING HER COFFEE TO LOCAL RESTAURANTS. AND WHEREAS LITTLE CITY COFFEE HAS BEEN RATED AS THE BEST IN THE AUSTIN CHRONICLE SURVEY AND RECEIVED A FOUR CUP RATING ALONG WITH RECOMMENDATION FROM TEXAS MONTHLY AND THE AUSTIN SAN ANTONIO FARMER'S GUIDE, NOW THEREFORE, BECAUSE LITTLE CITY ALSO HAS BECOME A FAVORITE MEETING PLACE AND GET AWAY FOR STALL FOR CITY HALL AND COUNCILMEMBERS ALIKE, RECOGNIZE THIS ICONIC SMALL LOCAL BUSINESS FOR DOING SO MUCH FOR OUR CITY. FOLKS?

[APPLAUSE]

AS THE MAYOR OF LITTLE CITY HAL, I WOULD LIKE TO PRESENT A T-SHIRT AND COFFEE MUG TO THE MAYOR OF THE CITY OF AUSTIN.

THANK YOU SO MUCH. [APPLAUSE]

AND WE REALLY DO MISS HAVING YOU GUYS DOWN THE STREET FROM US SO...

THANK YOU SO MUCH.

OKAY. THANK YOU.

THANK Y'ALL.

ARE YOU GOING TO COME UP? COME HERE, EVERYBODY GET CLOSE. THIS IS A VERY IMPORTANT MONTH AND A GREAT MONTH HERE IN AUSTIN. IT IS THE YEAR IT'S AGAIN A SPAY/NEUTER MONTH IN THE CITY OF AUSTIN. SO THE FIRST THING IS WE'LL TURN IT OVER AND WHO IS GOING TO SPEAK? OKAY. SO TELL US A LITTLE BIT ABOUT SPAY/NEUTER MONTH SO WE CAN LET EVERYBODY GET EDUCATED OUT THERE IN AUSTIN.

THANK YOU, COUNCILMEMBER, AND THANK YOU ALL THE CITY COUNCIL AND THE MAYOR. WE ARE A GROUP OF VOLUNTEERS CALLED SPAY AUSTIN AND OUR GOAL IS TO ENLIGHTEN PEOPLE INTO THE IMPORTANCE OF SPAYING AND NEUTERING YOUR LOCAL PETS. ONE OF THE REAL ISSUES I WOULD LIKE TO TALK ABOUT TONIGHT IS THE FACT THAT THE REPRODUCTIVE SYSTEM HAPPENS SO QUICKLY WITH PETS, YOU DON'T REALIZE THAT WITHIN ABOUT 65 DAYS THEY CAN GIVE BIRTH AND THEY CAN DO THAT THREE TO FOUR TIMES A YEAR, ESPECIALLY WITH CATS, THEY TEND TO BE EITHER IN HEAT, PREGNANT, OR GIVING BIRTH AND THAT CYCLE CONTINUES UNTIL YOU BREAK THE CYCLE WITH SPAY/NEUTER. IT'S A LARGE PROBLEM IN THE WHOLE COUNTRY OF OVERPOPULATION OF UNWANTED PETS. AND THE REALLY CRAZY THING IS WE HAVE A SOLUTION AND WE'VE HAD A SOLUTION FOR A LONG TIME BUT WE AREN'T ALL DOING OUR PART, SO WE'RE HERE TO ENCOURAGE THE CITIZENS OF AUSTIN TO DO SPAY/NEUTER ON ALL OF THEIR PETS, ON ALL OF THEIR NEIGHBOR'S PETS, HELP EVERYONE IN YOUR COMMUNITY UNDERSTAND THE IMPORTANCE OF SPAYING AND NEW TIRING AND JANUARY IS SO IMPORTANT BECAUSE WE WANT YOU TO THINK ABOUT IT NOW INSTEAD OF WAITING UNTIL PUPPIES AND KITTENS ARE ALREADY BORN. THANK YOU SO MUCH.

WE HAVE A PROCLAMATION TO READ NOW. AND ACTUALLY, COULD YOU TELL US A LITTLE BIT ABOUT THE SPAY/NEUTER PROGRAMS AND TOWN LIKE ANIMAL CENTER AND WHAT WE HAVE TO OFFER HERE IN THE CITY OF AUSTIN.

SURE. THE CITY OFFERS IT ON AN ONGOING BASIS. FREE STERILIZATION SERVICES IN EAST AUSTIN NEIGHBORHOODS, ON THURSDAYS AND FRIDAYS, SO WE'RE OUT THERE TWO DAYS A WEEK, 52 WEEKS A YEAR, HELPING GET SOME OF THE PETS STERILIZED IN OUR ECONOMICALLY DISADVANTAGED NEIGHBORHOODS. I WOULD LIKE TO RECOGNIZE ANIMAL TRUSTEES OF AUSTIN RUNS A LOW COST STERILIZATION CLINIC THAT HAS BEEN A HUGE PARTNER IN OUR EFFORTS TO TRY TO REDUCE UNWANTED LITTERS AND SPAY AUSTIN HAS BEEN A NEW PARTNER IN THE EFFORT. WE HAVE OUR CITY PROGRAMS THAT ARE VERY IMPORTANT AND WE HAVE OUR PARTNERSHIPS WITH NONPROFITS IN THE COMMUNITY THAT ARE HELPING US AND WE'RE GOING TO ASK THE CITIZENS TO COME IN AND HELP US WITH GETTING THEIR OWN PETS DONE OR GETTING INTO THOSE PROGRAMS THAT WE HAVE AVAILABLE IF THEY NEED THAT KIND OF ASSISTANCE IN GETTING THEIR PETS FIXED. THANK YOU.

AND JUST ON A PERSONAL NOTE, WE ARE A FAMILY THAT HAS MADE SURE THAT OUR CAT NOMAD MCCRACKEN AND OUR DOGS BONNIE AND EL LIE IS A MCCRACKEN ARE ALL SPAYED AND NEUTERED AND ARE RESPONSIBLE PETS HERE IN THE CITY OF AUSTIN, FOR ANYONE WHO IS WORRIED, THE PERSONALITY OF YOUR COMPANION MAY CHANGE, I TELL YOU NO MATTER A CAT HAS THE SAME BAD ATTITUDE AFTER HE WAS NEUTERED THAN HE DID BEFORE, AND BARNEY, OUR BEAGLE, STILL GETS IN THE TRASH CAN AND HOWELLS AND IS THE TOTAL TERROR OF THE NEIGHBORHOOD. NONE OF THEM HAVE CHANGED. IN FACT THEY'VE BEEN HAPPIER AFTERWARDS. I'M NOT SURE NOMAD, BUT THE OTHER TWO YES. IT'S A GREAT THING FOR THE ANIMALS WE LOVE AND WE LIVE WITH. IT'S A GREAT THING FOR THE ANIMAL POPULATION OF AUSTIN. BE IT KNOWN WHEREAS SPAY AUSTIN HAS SELECTED THIS MONTH BEFORE THE PUPPY KITTEN SEASON BEGINS TO RAISE AWARENESS FOR THE NEED TO STOP PET OVERPOPULATION IN OUR CITY AND WHEREAS SPAY AUSTIN HAS BEEN WORKING TO BRING THE NUMBER OF ANIMALS DOWN, EDUCATING NEIGHBORS ABOUT LOW COST OPTIONS FOR HAVING THEIR OWN ANIMALS FIXED AND WHEREAS I CALL ON ALL CITIZENS TO JOIN THE EFFORT TO REDUCE THE NUMBERS OF UNWANTED

PETS IN AUSTIN BY NEUTERING THEIR OWN PETS AND ENCOURAGING OTHERS TO DO THE SAME, BY SUPPORTING SPAY AND NEUTER PROGRAM, NOW THEREFORE, I, WILL WYNN, MAYOR OF THE CITY OF AUSTIN, DO HEREBY PROCLAIM JANUARY 2005 AS SPAY/NEUTER AWARENESS MONTH, IN AUSTIN TEXAS, THE GREATEST CITY IN THE WORLD. THANKS A LOT.

NOW WE GET TO -- NOW WHICH GET TO SALUTE SOME REAL COMMUNITY HEROES, SO THE STAFFER WITH AND WHO IS ALSO HERE ON BEHALF OF UNITED WAY IS GOING TO HELP US OUT TO TELL US ABOUT THE VOLUNTEERS OF THE MONTH.

THANK YOU, COUNCILMEMBER McCracken. I LOVE THE NAME NOMAD, THAT IS CREATE. THE VOLUNTEER CENTER WHICH IS A DEPARTMENT OF THE UNITED WAY, AND AMD, HAVE THE GREAT PLEASURE OF SELECTING OUTSTANDING VOLUNTEERS EVERY MONTH, AND FOR NOVEMBER, WE HAVE A VERY SPECIAL PERSON WHOSE IMPACT PROBABLY GOES MUCH FURTHER THAN SHE REALIZES, JENNIFER McCAN, WRITE IS JENNIFER? GET HER UP HERE.

COME ON DOWN, JENNIFER. JENNIFER HAS LED A GROUP OF SPECIAL EVENTS VOLUNTEERS ON BEHALF OF LIFE WORKS NOW FOR FIVE YEARS. THEY HAVE AN INCREDIBLE PROGRAM CALLED THE OSCAR NIGHT GALA.

ACADEMY AWARD GALA, EXCUSE ME. AND THEY RAISE ABOUT \$70,000. SHE'S LIKE -- IT'S LIKE HERDING CATS. YOU KNOW, WHEN YOU HAVE GOT 20 ENERGETIC ENTHUSIASTIC MOTIVATED VOLUNTEER, IT'S LIKE BEING A VOLUNTEER COORDINATOR YOURSELF AND SHE DOES A GREAT JOB, LIFE WORKS IS AN ORGANIZATION THAT MAKES SURE THAT YOUNG PEOPLE HAVE AN OPPORTUNITY TO LIVE OUT THEIR DREAMS AND THAT IS WHY JENNIFER IS ENGAGED. SHE LOVES WATCHING THESE KIDS GROW AN BLOSSOM AND REACH HER POTENTIAL AND SHE LOVES GIVING BACK TO THE COMMUNITY AND HAS FOUND A GREAT WAY TO DO IT. SHE'S JOINED TODAY BY BARBARA GARRETT, THE SPECIAL EVENTS CORD COORDINATOR FOR LIFE WORKS AN WHICH WANT TO CONGRATULATE YOU.

THANK YOU SO MUCH. [APPLAUSE]

HOW YOU GOT INTO VOLUNTEERING TOO.

I THINK SHE PRETTY MUCH EXPLAINED IT ALL, I STARTED VOLUNTEERING ABOUT TEN YEARS AGO FOR ANOTHER ORGANIZATION AND THEN ABOUT FIVE YEARS AGO I FOUND LIFE WORKS AND I ABSOLUTELY LOVE IT. IT TRANSITIONS YOUTH INTO BEING SUCCESSFUL PEOPLE IN THE WORLD, AND JUST I JUST LOVE BEING IN IT BECAUSE I FEEL LIKE I CAN GIVE BACK TO THE COMMUNITY AND LIFE WORKS ACTUALLY HAS A FABULOUS GAY THAT LA THAT SHE MENTIONED ABOUT, IT'S ACTUALLY FEBRUARY 27th, IF YOU WANT TO COME JOIN THAT, THERE'S TICKETS AVAILABLE, CALL LIFE WORKS AT 735-2214.

GREAT.

DOING A GOOD JOB OF GETTING A PLUG IN HERE. WE'VE GOT TO READ THE PROCLAMATION, BUT I'VE GOTTEN TO KNOW A LOT ABOUT LIFE WORKS ALSO, I GUESS ONE OF THE THINGS TO THINK ABOUT IS THIS, LET'S TAKE YOUNG PEOPLE WHO ARE FOSTER KIDS, WHEN THEY TURN 18, SUDDENLY THEY'RE NOT ELIGIBLE TO BE FOSTER KIDS ANYMORE, WHAT HAPPENS THEN? THEY'RE PRETTY MUCH TURNED OUT, AND, YOU KNOW, YOU HAVE YOUNG PEOPLE WHO HAVE, YOU KNOW, SOMETHING HAS GONE ON, THE HOME IS BROKEN OR SOMETHING LIKE THAT, SO, WHO IS STEPPING IN TO MAKE SURE THAT THESE YOUNG PEOPLE GET ALL THE GREAT ADVANTAGES IN LIFE THAT PARENTS GIVE A LOT OF OTHER KIDS, SO THAT'S WHERE LIFE WORKS COMES IN, AND SO JENNIFER HAS HELPED FUND THE OPERATION WHICH MAKES IT A REALLY IMPORTANT, THEY PLACE IT FOR THE YOUNG PEOPLE THERE TO LIVE AND TO EAT AND IT'S A GREAT, GREAT PROGRAM. AND HERE IS A CERTIFICATE OF CONGRATULATIONS FOR HAVING BEEN SELECTED BY THE UNITED WAY CAPITOL AREA AS THE NOVEMBER 2004 VOLUNTEER OF THE MONTH, JENNIFER McCAN IS DESERVING OF PUBLIC ACCLAIM AND RECOGNITION. A SENTENCED VOLUNTEER AT LIFE WORKS MADE A SIGNIFICANT IMPACT OF HER WORK WITH THE AGE SHE'S PREMIER FUND RAISING EVENT THE ACADEMY AWARDS GALA. SHE CONTINUALLY GARNERS SUPPORT FOR

THE AGENCY. WE ARE PLEASED TO HONOR JENNIFER WITH THIS CERTIFICATE IN RECOGNITION OF HER HIGH ENERGY, RESOURCEFULNESS, DILIGENCE AND TENDER HEART TOWARD THE 10,000 YOUTH SERVED BY LIFE WORK, PRESENTED THE 27th DAY OF JANUARY IN THE YEAR 2005, CITY COUNCIL OF AUSTIN TEXAS, WILL WYNN, MAYOR. CONGRATULATIONS.

THANK YOU. [APPLAUSE]

GOING TO TELL US ABOUT YOUR DYNAMIC DUO HERE, ALSO, SCOTT REMINGTON AND DIANE TAMARAS, PLEASE COME ON UP AND ANN IS GOING TO BRAG ON Y'ALL FOR A LITTLE BIT AND WE'LL GET STARTED.

THANK YOU.

YOU'RE RIGHT, WE HAVE A DYNAMIC DUO TONIGHT, AND IT'S A DUO THAT HAS SERVED PROJECT TRANSITIONS LONG AND WELL AND WE HOPE WE'LL CONTINUE TO, AS A MATTER OF FACT, SCOTT REMINGTON JOINED THE PROJECT TRANSITIONS IN 1989 WHEN THEY FIRST OPENED THEIR DOORS. DIANE, THE NEWCOMER, HAS BEEN WORKING WITH PROJECT TRANSITION SINCE 1993. A MERE, WHAT IS THAT, 12 YEARS? SCOTT PUTS IN ABOUT FOUR HOURS A WEEK. DIANE IS TRYING TO MAKE UP FOR LOST TIME BY PUTTING IN ABOUT 8 HOURS A WEEK. BOTH OF THEM WORK AT DOUG'S HOUSE WHICH IS THE ONLY HOSPICE CENTER FOR AIDS VICTIMS IN CENTRAL TEXAS. AS YOU CAN IMAGINE IT'S NOT EASY WORK. THEY DO THE HOUSEKEEPING, THEY HELP WITH MEALS, BUT MORE IMPORTANTLY THEY LEND SUPPORT AND COMFORT AND GUIDANCE AND ENCOURAGEMENT FOR VICTIMS OF AIDS AND THE PEOPLE WHO LOVE THEM AS THEY FACE END OF LIFE ISSUES AND I FOR ONE THINK IT'S PRETTY AMAZING UNDERTAKING. THANK YOU ON BEHALF OF AMD, AND MORE IMPORTANTLY ON THE WHOLE COMMUNITY. [APPLAUSE] WOW, THANK YOU SO MUCH. THE PEOPLE THAT SHOULD REALLY GET THIS AWARD ARE THE PEOPLE LIVING WITH H.I.V. AND AIDS. THEY ARE THE REAL HEROES AND I THANK YOU SO MUCH AND HOPE YOU WILL GIVE WHATEVER YOU CAN TO THE RESEARCH AND THE EDUCATION AND THE PROJECT. THANK YOU. [APPLAUSE]

THANK YOU VERY MUCH FOR THIS HONOR, BUT THE GREATEST HONOR I'VE HAD IS BEING ABLE TO WORK WITH THE RESIDENTS AT PROJECT TRANSITIONS FOR THE LAST 16 YEARS, IN PARTICULAR I WILL ALWAYS REMEMBER WHAT ONE OF THE VERY FIRST RESIDENTS WHISPERED INTO MY EAR AS I WAS HELPING HIM INTO HIS WHEELCHAIR, HE SAID GOD BLESS THE VOLUNTEERS. THANK YOU. [APPLAUSE]

YEAH, THAT -- THAT REALLY SUMS IT UP, GOD BLESS THE VOLUNTEERS, AND WE'VE GOT A PROCLAMATION TO READ FOR EACH OF YOU, AND IT'S CERTIFICATE OF CONGRATULATIONS FOR HAVING SELECTED BY THE UNITED WAY CAPITAL AREA AS THE DECEMBER 2004 VOLUNTEERS OF THE MONTH, SCOTT REMINGTON AND DIANE TAMARAS ARE DESERVING OF PUBLIC RECOGNITION. THESE TWO EXCEL IN THEIR SUPPORT AND CARE OF PEOPLE WITH H.I.V. AND AIDS. WHILE DIANE AND SCOTT OVERSEE THE DUTIES OF THE HOUSE, THEY BRING FUN, LIFE AND LOVE TO THEIR FAMILIES. THIS CERTIFICATE IS PRESENTED IN RECOGNITION OF THEIR UNIQUE TALENTS AND WILLINGNESS TO SHARE THEM WITH PROJECT TRANSITIONS FOR MORE THAN A DECADE. PRESENTED THIS 27th DAY OF JANUARY, THE YEAR 2005, THE CITY COUNCIL OF AUSTIN, TEXAS, WILL WYNN, MAYOR. THANK YOU SO MUCH. [APPLAUSE]

ASK SO WE CAN LEARN HOW EVERYBODY ELSE CAN VOLUNTEER, IT'S REALLY ONE OF THE THINGS THAT MAKES AUSTIN A DIFFERENT AND SPECIAL PLACE, AND, YOU KNOW, THE QUALITY OF WHAT PEOPLE GIVE OF THEMSELVES IN THIS COMMUNITY IS GREATER THAN ANY AMOUNT OF MONEY OR DEGREES OR JOBS. IT IS REALLY WHAT SEPARATES OUR CITY AND MAKES IT THE GREAT PLACE IT IS. SO IF YOU WANT TO VOLUNTEER, YOU CAN CONTACT THE VOLUNTEER CENTER, SO ANN IS GOING TO TELL YOU HOW TO DO THAT.

IT'S VERY SIMPLE. VOLUNTEERAUSTIN.ORG ON THE WORLDWIDE WEB, YOU CAN GO TO THAT SITE, YOU CAN SEARCH BY ZIP CODE, YOU CAN SEARCH BY INTEREST, YOU CAN SEARCH IF YOU'RE WORKING WITH A GROUP, IF YOU'RE WORKING WITH KID, IT'S VERY, VERY SIMPLE AND OUR FABULOUS STAFF AT UNITED WAY VOLUNTEER CENTER WILL BE HAPPY TO HELP YOU, WHAT IS THE PHONE NUMBER?

[LAUGHTER]

[INAUDIBLE]

472-6267, IF YOU PREFER TO TALK TO A LIVE PERSON THAN SEARCH THE WEB. THANKS SO MUCH.

AND I REALLY ENCOURAGE THAT, THAT WAS MY BACKGROUND IN VOLUNTEERISM BEFORE I GOT INTO POLITICS WAS THE UNITED WAY AND THEY REALLY GIVE YOU GREAT TRAINING AND REALLY PLACE YOU IN SOME AMAZING OPPORTUNITIES TO CONTRIBUTE IN THIS COMMUNITY, SO IF YOU HAVE THE TIME, I HOPE YOU'LL DO IT. THANKS A LOT.

Mayor Wynn: THERE BEING A QUORUM PRESENT, I'LL CALL BACK THIS MEETING OF THE AUSTIN CITY COUNCIL, WE NOW HAVE TWO PUBLIC HEARINGS TO POTENTIALLY TAKE UP, ITEM 63 AND 64, ALTHOUGH EARLIER IN THE DAY WE ANNOUNCED THAT STAFF WOULD BE REQUESTING A POSTPONEMENT ON ITEM 63 BUT WOULD LIKE STAFF TO MAKE THAT REQUEST FOR PRESENTATION, IF SOME ARE STILL HERE. I BELIEVE THE ORIGINAL STAFF REQUEST WAS TO POSTPONE ITEM NUMBER 63, THIS PUBLIC HEARING REGARDING THE AMENDMENT TO THE LAND DEVELOPMENT CODE, AND THE POSTPONEMENT REQUEST WAS TO FEBRUARY 3, 2005.

AND THANKS FOR STRETCHING, MAYOR, BUT WE'RE WAITING FOR OUR STAFF MEMBERS. MEMBER.

Mayor Wynn: I'LL ENTERTAIN THAT MOTION. WE READ THAT INTO THE RECORD EARLIER. ACTION MADE BY THE MAYOR PRO TEM THAT I'LL SECOND WHICH IS TO POSTPONE ITEM NUMBER 63 TO FEBRUARY 3, 2005, FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED MOTION TO POSTPONE PASSES WITH A VOTE OF 6-0 WITH COUNCILMEMBER DUNKERLY TEMPORARILY OFF THE DAIS.

SO THAT TAKES US BY NUMBER 64 TO CONDUCT A PUBLIC

HEARING TO CONSIDER AN ORDINANCE AM MENDING CHAPTER 25-2805 AND 25-2 AND A CORRECTION WOULD BE 899, NOT 299, RELATED TO FENCE HEIGHT. THIS HAS BEEN APPROVED BY THE PLANNING COMMISSION BUT A BRIEF STAFF PRESENTATION.

LUCY GAL HAN WITH WATERSHIP PROTECTION DEVELOPMENT REVIEW. THIS AMENDMENT WAS AN ISSUE BY THE CITY COUNCIL. THE AMENDMENT WOULD ALLOW A PROPERTY OWNER TO ERECT AN 8-FOOT FENCE BETWEEN A RESIDENTIAL USE AND A PROPERTY ZONED AS COMMERCIAL OR INDUSTRIAL BASE DISTRICT OR USED AS A COMMERCIAL OR INDUSTRIAL USE WITHOUT HAVING TO GO TO THE BOARD OF ADJUSTMENTS FOR A VARIANCE. THE PLANNING COMMISSION DID APPROVE THIS AMENDMENT ON JANUARY 11th, 2005. I WOULD BE GLAD TO ANSWER ANY QUESTIONS YOU MAY HAVE.

THANK YOU, QUESTIONS, STAFF, COUNCIL. WE HAVE ONE PERSON SIGNED UP. HERE TO SPEAK, IF THERE'S QUESTIONS. DON BURRWELL, DON, WELCOME, HOW ARE YOU. QUESTIONS? COUNCIL COMMENTS? DON IS IN FAVOR. HEARING NONE, I'LL ENTERTAIN A MOTION ON THIS PUBLIC HEARING NUMBER 64.

MAYOR, MOVE TO CLOSE THE PUBLIC HEARING AND APPROVE THE ORDINANCE AMENDMENT.

MOTION MADE BY MAYOR PRO TEM THAT I'LL SECOND TO CLOSE THIS PUBLIC HEARING AND APPROVE THIS ORDINANCE AMENDMENT, ITEM NUMBER 64, FURTHER COMMENTS?

HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

OPPOSED? MOTION PASSES ON A VOTE OF 5-0 WITH COUNCILMEMBER MCCRACKEN AND DUNKERLY TEMPORARILY OFF THE DAIS.

THANK YOU.

THANK YOU VERY MUCH. COUNCIL, I BELIEVE THAT LEAVES US ONLY WITH ITEM NUMBER 4 WHICH WE... LIPS -- WE DISCUSSED IN CLOSE SESSION, NO DECISIONS WERE MADE, I BELIEVE THE REQUEST BY STAFF IS TO POSTPONE THIS ITEM TO FEBRUARY TENTH, 2003. IT WAS POSTPONED, THIS RESOLUTION NUMBER 4.

YES.

Mayor Wynn: UNTIL FEBRUARY 10th, 2005.

UH-HUH.

Mayor Wynn: QUESTION, COMMENT, COUNCIL? IF NOT, I'LL ENTERTAIN A MOTION. MOTION MADE BY COUNCILMEMBER ALVAREZ, SECONDED BY THE MAYOR PRO TEM, TO POSTPONE ITEM NUMBER 4 TO February 10th, FWEE. FURTHER. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR SAY AYE. OPPOSED MOTION PASSES ON A VOTE OF 5-0 WITH COUNCILMEMBERS McCRACKEN AND DURJ EARLY TEMPORARILY OFF THE DAIS. MS. BROWN, IS THANK Y'ALL ALL OF OUR BUSINESS. THERE BEING NO MORE BUSINESS BEFORE THE CITY COUNCIL, WE STAND ADD ADJOURNED. THANK Y'ALL VERY MUCH.

End of Council Session Closed Caption Log