

Closed Caption Log, Council Meeting, 11/03/05

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GOOD MORNING, I'M AUSTIN MAYOR WILL WYNN, JOINED BY MEMBERS OF THE AUSTIN CITY COUNCIL, CITY MANAGER, ASSISTANT CITY MANAGER AND OUR POLICE CHIEF. ON THIS GEORGIOUS DAY, HERE TO START A CITY COUNCIL MEETING IN A FEW MINUTES. BUT WE WANTED TO SAY A FEW WORDS ABOUT AN EVENT THAT'S GOING TO OCCUR HERE THIS COMING SATURDAY, THE 5th OF NOVEMBER, A HANDFUL OF CITIZENS -- THE PUBLIC HAS ASKED US WHY -- IS THE CITY OF AUSTIN ALLOWING THE KU KLUX KLAN TO USE THE CITY HALL PLAZA FOR A DEMONSTRATION OR EVENT THIS COMING SATURDAY. FIRST AND FOREMOST, LET ME SAY, I KNOW THAT I CAN SPEAK FOR THE ENTIRE CITY ORGANIZATION AND MY COLLEAGUES, IS THAT IN NO WAY IS ALLOWING THE USE OF THIS CITY HALL PLAZA AN ENDORSEMENT IN ANY WAY OF ACTIVITIES THAT OCCUR HERE BY THE KKK OR ANYBODY ELSE. WE VALUE FREEDOM OF SPEECH IN THIS CITY ALL OVER THE CITY. BUT PARTICULARLY AS WE ENVISIONED AND BUILT THIS NEW CITY HALL, JUST OPENED UP EARLIER THIS CALENDAR YEAR AND PARTICULARLY THIS PLAZA, WE PRIDE OURSELVES ON - ON THIS SORT OF FREE SPEECH ZONE, IF YOU WILL, HERE ON THIS PLAZA. SO AS LONG AS ORGANIZATIONS MEET USE POLICIES THAT WE HAVE IN PLACE, VERY OBJECTIVE POLICIES THAT THE EVENT DOESN'T DISRUPT CITY BUSINESS, THAT THE -- THAT THEY ARE RESPECTFUL OF THE OTHER RULES THAT WE HAVE FOR USE OF THE FACILITY, THEN PEOPLE ARE ALLOWED, ORGANIZATIONS ARE ALLOWED TO USE THIS PLAZA. I WANT TO MAKE SURE THAT'S

-- THAT'S KNOWN. ON A PERSONAL LEVEL, I WILL SAY IF YOU DON'T VALUE FREEDOM OF SPEECH FOR FOLKS, YOU DISAGREE WITH, THEN YOU TRULY DON'T VALUE FREEDOM OF SPEECH. THE CITY MANAGER AND POLICE CHIEF ARE HERE TO TALK TO MEDIA AFTERWARDS IF THERE'S ANY QUESTIONS ABOUT HOW, YOU KNOW, PERHAPS THE MEDIA CAN BE STAGED. I'M GOING TO ASK IF ANY COLLEAGUES WOULD LIKE TO SAY A FEW WORDS. I WILL SAY ON A PERSONAL LEVEL, I'M ASKING CITIZENS TO SIMPLY IGNORE THE EVENT THAT'S GOING TO OCCUR HERE SATURDAY. I THINK IT WOULD SEND A VERY STRONG SIGNAL ABOUT THE TOLERANCE OF THIS COMMUNITY IF WE SIMPLY GO ABOUT OUR LIVES ON SATURDAY. BUT IN FACT THERE'S GREAT SUGGESTIONS AROUND TOWN THAT PERHAPS MANY OF US USE SATURDAY AS AN OPPORTUNITY TO GO OUT AND DO SOMETHING CONSTRUCTIVE AND POSITIVE THROUGHOUT THE COMMUNITY. PERHAPS VOLUNTEER AT YOUR CHURCH OR SYNAGOGUE OR TEMPLE, PERHAPS VOLUNTEER AND DO SOME WORK AT YOUR NEIGHBORHOOD PARK. AND JUST, YOU KNOW, REACH OUT AND HELP SOMEBODY. SO ON A PERSONAL LEVEL, I'M NOT GOING TO COME DOWN HERE ON SATURDAY. MY KIDS AND I HAVE A NUMBER OF FUN THINGS PLANNED FOR THE DAY. WE ARE GOING TO CONTINUE TO DO THOSE AND I THINK IT WOULD SEND A GREAT SIGNAL IF MORE PEOPLE SIMPLY IGNORED THE EVENT THAT'S GOING TO OCCUR HERE SATURDAY, GO ABOUT OUR LIVES, PERHAPS EVEN -- EVEN DO SOMETHING THAT DEMONSTRATES WHAT THIS COMMUNITY IS ACTUALLY ALL ABOUT. I WOULD LIKE TO SAY I HAVE AN OFFICIAL CITY PROCLAMATION, WE ARE DECLARING SATURDAY NOVEMBER 5th, 2005, AS A DAY OF TOLERANCE IN AUSTIN AND I THINK THAT IF ANYTHING ELSE, A DEFINING CHARACTERISTIC OF THIS GREAT CITY IS HOW MUCH WE VALUE DIVERSITY, HOW MUCH WE TREASURE DIVERSITY AND WE DEMONSTRATE THAT WITH I THINK A REMARKABLE LEVEL OF TOLERANCE IN THIS TOWN AND ESSENTIALLY -- SINCE WE ARE SHOWING TOLERANCE BY ALLOWING AND HONORING FREEDOM OF SPEECH THAT WILL BE OCCURRING HERE ON SATURDAY, BUT WE CAN ALSO DEMONSTRATE THE TOLERANCE IN THIS TOWN BY NOT COMING DOWN HERE, NOT PROTESTING WHAT MIGHT BE GOING ON HERE SATURDAY, BUT IN FACT END SWROIG --ENJOYING YOUR DAY AND DEMONSTRATING

WHAT A GREAT CITY WE LIVE IN. I CONCLUDE AND OFFER THE MIC TO ANY COLLEAGUES, THANK YOU ALL VERY MUCH FOR BEING HERE.

HELL LOCKS THANK YOU FOR BEING HERE TODAY. I THINK WHAT DEFINES AUSTIN IS OUR DESIRE FOR DIVERSITY. AND THAT MEANS ALLOWING THE EXPRESSION OF DIFFERENT CHOICES AND PERSPECTIVES AND VIEWPOINTS, WE DON'T HAVE TO BE HERE TO GIVE THEM WHAT THEY WANT, WHICH IS AN AUDIENCE FOR THEIR VIEWPOINT IF YOU DON'T AGREE. I KNOW THAT MANY IN AUSTIN, I WOULD SAY ALL OF AUSTIN, AGREES THAT DIVERSITY IS SOMETHING WE CHERISH. I ENCOURAGE YOU TO SEND YOUR MESSAGE BY VOTING, YOUR MESSAGE OF ACCEPTANCE AND JOIN US ON SATURDAY FOR A DAY OF TOLERANCE AT AUDITORIUM SHORES, WHEREVER YOU MAY WANT TO SPEND THAT WITH YOUR FAMILY. THANK YOU.

McCracken: NEXT TUESDAY TEXANS HAVE THE CHOICE -- NEXT TUESDAY TEXANS HAVE A CHANCE TO DECIDE WHETHER THEY ARE ON THE SIDE OF FREEDOM AND WHETHER THEY ARE ON THE SIDE OF THE KU KLUX KLAN. I'M ON THE SIDE OF FREEDOM, THE KU KLUX KLAN SUPPORTS PROPOSITION 2, THAT TELLS YOU EVERYTHING THAT YOU NEED TO KNOW ABOUT PROPOSITION 2. AFTER THIS PRESS CONFERENCE I'M GOING TO GO AND VOTE NO. THANKS.

Alvarez: LIKEWISE, I THINK, YOU KNOW, WE -- THE MAYOR TALKED ABOUT, YOU KNOW, FREE SPEECH AND THE USE OF THIS SPACE FOR THE EXERCISE OF THAT RIGHT WE ALL HAVE UNDER THE CONSTITUTION. BUT LIKEWISE I THINK EVERYBODY OTHER INDIVIDUAL IN THE CITY HAS THAT SAME RIGHT AS WELL. I THINK THAT THE WAY THAT GROUPS LIKE THE KU KLUX KLAN GET EXPOSURE IS WHAT YOU HAVE CONFRONTATIONS WITH THE COUNTER PROTESTS WHICH ARE OFTENTIMES FIVE OR 10 OR 20, 30, 40 TIMES BIGGER THAN THE RALLY ITSELF. AND SO THAT SOMETIMES GIVES ALL OF THE ATTENTION TO THIS GROUP THAT'S JUST PREACHING HATE AND DIVISIVENESS. SO I THINK WE REALLY, YOU KNOW, IF ALL THAT HAPPENS ON SATURDAY IS THAT YOU HAVE A BUNCH OF MEMBERS OF THE KU KLUX KLAN SUPPORTING PROPOSITION 2 OR CONSTITUTIONAL AMENDMENT 2, THEN THAT WILL SPEAK VOLUMES IN TERMS

OF -- OF THAT PARTICULAR AMENDMENT AND WHO IS BACKING IT AND WHAT THAT SAYS ABOUT THAT AMENDMENT, BUT IF PEOPLE DO CHOOSE TO EXERCISE THEIR RIGHT TO -- TO VOICE THEIR VIEWS AGAINST THE KLAN, THEN WE DO IT IN A -- IN A VERY POSITIVE, YOU KNOW, PRODUCTIVE WAY BECAUSE AGAIN IT'S WHEN YOU HAVE THE -- SOMETIMES VIOLENT CONFRONTATIONS THAT -- THAT THERE'S MORE ATTENTION CALLED TO WHAT THE GROUP IS DOING AND TO THE DIVISIVENESS IN OUR COMMUNITY, BUT WE ALL THROUGH OUR VOTE CAN EXPRESS OUR VIEWS, SO LET'S GO OUT AND VOTE AND LET'S GET EVERYBODY WE KNOW, OUR FAMILY AND FRIENDS, TO GET OUT AND VOTE AS WELL. THAT WILL BE A LOT MORE POWERFUL THAN WHATEVER SMALL GROUP OF PEOPLE HERE WILL BE DOING A SATURDAY WITH THEIR NEGATIVE MESSAGES THAT THEY WILL BE COMMUNICATING. THANK YOU.

Leffingwell: I WILL BE VERY BRIEF, I JUST WANT TO SAY I STRONGLY ASSOCIATE MYSELF WITH THE MAYOR'S COMMENTS AND ALSO THOSE OF MY COLLEAGUES. AND WHILE I THINK THAT I CAN SAY THAT I DISAGREE WITH EVERYTHING THIS PARTICULAR GROUP SAYS AND DOES, AT THE SAME TIME I STRONGLY AGREE WITH THEIR RIGHT TO ASSEMBLE AND THEIR RIGHT TO FREE SPEECH. ESPECIALLY IN THIS PLACE. AND I WILL SAY, ALSO, THAT I WILL WALK OFF OF THIS STAGE AND GO IN AND VOTE AGAINST PROPOSITION 2.

Dunkerly: I THINK AUSTIN IS ONE OF THOSE CITIES THAT'S KNOWN FOR ITS FREEDOM, IT'S LOVE OF FREEDOM, FREEDOM OF SPEECH, AS WELL AS FREEDOM OF ASSEMBLY. ALTHOUGH WE MAY NOT AGREE WITH THIS GROUP, THEY CERTAINLY HAVE A RIGHT TO COME AND EXPRESS THEIR OPINIONS. I THINK, ALSO, THAT ALL OF THE CITIZENS OF AUSTIN WHO BELIEVE A DIFFERENT WAY, I THINK THAT'S MOST OF US, WILL -- WILL EXERCISE THAT BELIEF IN DOING SOMETHING POSITIVE ON SATURDAY. POSITIVE -- SOMETHING POSITIVE THAT SHOWS OUR -- OUR EMBRACEMENT OF DIVERSITY. AND TOLERANCE. IN THIS COMMUNITY. SO -- SO WITH THAT, LET'S GO OUT AND MAKE SATURDAY A GREAT DAY FOR BEING IN AUSTIN, TEXAS. A GREAT DAY FOR DOING SOMETHING WONDERFUL IN OUR COMMUNITY, SOMETHING POSITIVE AND SOMETHING

GRAND.

Thomas: GOOD MORNING, EVERYONE. I LISTENED TO THE MAYOR IN MY OFFICE. I THINK THE THING IS THAT EVERYBODY HAS THE FREEDOM OF SPEECH. I THINK THE MAYOR MADE IT VERY CLEAR ABOUT THE RULES AND REGULATIONS OF THIS GREAT PLAZA AT THE CITY OF AUSTIN TO -- TO CITY HALL. I DIDN'T KNOW WE WERE GOING TO SIT HERE AND SAY WHAT WE WERE GOING TO DO ABOUT PROPOSITION 2. BUT I THINK EVERYONE KNOWS HOW I FEEL ABOUT PROPOSITION 2. BUT THAT'S NOT THE THING THAT -- I THOUGHT THIS PRESS CONFERENCE WAS TALKING ABOUT THE USE OF THE KLAN USING OUR PLAZA AND I THINK THEY HAVE A RIGHT JUST LIKE ANYONE ELSE, BUT AS LONG AS THEY STAY IN THE RULES AND REGULATIONS OF THE CITY OF AUSTIN AND EVERYBODY HAS A RIGHT TO VOTE WHAT THEY WANT TO VOTE, HOW THEY FEEL. BUT I THINK WE AS A CITY OF AUSTIN HAS -- HAS GONE BEYOND THE POINT OF JUST FEEDING INTO NEGATIVITY. SO I JUST SAY TO US, LET'S VOTE OUR CONSCIOUS AND ALSO LET THE KLAN DO WHAT THEY GOT TO DO. GOD BLESS.

Mayor Wynn: AGAIN, THANK YOU ALL FOR BEING HERE, JUST ALLOW US TO SEND THE MESSAGE THAT, ONE, HAVING THEIR EVENT HERE AT CITY HALL PLAZA IN NO WAY IS ENDORSEMENT BY THE CITY OF AUSTIN OF THE ACTIONS OF THAT GROUP. WE VALUE FREEDOM OF SPEECH ACROSS THE CITY, BUT PARTICULARLY HERE IN THIS FREE SPEECH ZONE OF OUR CITY HALL AND CITY PLAZA AND WE ARE ASKING CITIZENS WHO ENJOY A PEACEFUL TOLERANT DAY SATURDAY, I AM PERSONALLY ASKING FOLKS TO SIMPLY NOT COME DOWN HERE TO -- TO PERHAPS PROTEST WHAT MIGHT BE SAID ON THIS PLAZA. SO LET'S ENJOY A PEACEFUL, TOLERANT DAY ON SATURDAY. AND AGAIN THE CITY MANAGER AND/OR THE POLICE CHIEFLY BE AVAILABLE TO TALK TO MEDIA ABOUT ANY PARTICULAR ACCESS OR STAGING QUESTIONS THAT YOU MIGHT HAVE ABOUT THE EVENT SATURDAY. WE LOOK FORWARD TO A PEACEFUL, TOLERANT DAY THIS COMING SATURDAY. THANK YOU ALL VERY MUCH FOR BEING HERE.

Mayor Wynn: GOOD MORNING. I'M AUSTIN MAYOR WILL WYNN. RUNNING A FEW MINUTES LATE THIS MORNING. I APOLOGIZE,

IT'S MY PRIVILEGE TO WELCOME REVEREND DR. ABRAHAM PEREZ, PASTOR OF THE EBB EBENEZER FAMILY WORSHIP CENTER. PLEASE RISE.

THANKS YOU, MAYOR, CITY COUNCIL FOR INVITING US TO STAY, I AM PLEASED TO BE HERE. I WOULD LIKE TO READ A SCRIPTURE, OF SECOND CHRONICLES CHAPTER 7, VERSE 14, 15 TO THE INVOCATION. IT SAYS THE WORD OF GOD IS MY PEOPLE WHO ARE CALLED BY MY NAME WILL HULL WELCOME THEMSELVES -- HUMBLE THEMSELVES AND PRAY AND SEEK MY FACE AND WILL RETURN FROM THE WICKED WAYS. THEN I WILL HEAR FROM HEAVEN AND I WILL FORGIVE THEIR SIN, I WILL HEAR AND I WILL HEAL THE LAND. KNOW THAT MY EYES WILL BE OPEN AND MY EARS ATTENTIVE TO THE PRAYERS MADE ON THIS PLACE. LET US PRAY, INVOKE THE NAME OF GOD. HEAVENLY FATHER WE COME BEFORE YOU AT THIS TIME, WE HONOR YOU, GLORIFY YOU, MAGNIFY YOU BECAUSE YOU ARE A WHOLE AND RIGHTEOUS GOD. LORD WE COME BEFORE YOU AT THIS TIME AND ASK YOU TO HAVE MERCY ON US AND TO GUIDE OUR LAND, TO GUIDE OUR NATION, GUIDE OUR CITY COUNCILS TO DO WHAT IS RIGHTEOUS, TO DO WHAT IS RIGHT BEFORE YOU, FATHER. WE THANK YOU FOR THE LOVE THAT YOU HAVE SHOWN US THROUGH THE YEARS. WE THANK YOU BECAUSE YOU HAVE BEEN SO MERCIFUL, SO PATIENT WITH US, AT THIS TIME, LORD, WE JUST COME AND HUMBLE OURSELVES BEFORE YOU. YOU ASKED US TO FORGIVE OUR SINS, LORD. YOU ASK US TO CLARIFY OUR MINDS, OUR CONSCIOUS TO GIVE US THE WISDOM AND THE KNOWLEDGE TO DO WHAT IS RIGHT BEFORE YOU. TO DO WHAT IS RIGHT ON BEHALF OF OUR CITIZENS, OF OUR RESIDENTS, FATHER. WE COME BEFORE YOU, ASK FOR WISDOM FOR ALL OF THESE OFFICIALS THAT ARE HERE REPRESENTING THE CITY. I ASK YOU TO GUIDE THEM SO THEY CAN MAKE THE RIGHT DECISIONS THAT WILL HELP OUR CITY, OUR COMMUNITIES. LORD I PRAY THAT YOU WILL PROTECT OUR NATION, OUR CITY, AND I PRAY THAT YOU MAY BLESS OUR FAMILIES, THAT YOU WILL MAY BLESS THEIR PARENTS, THEIR KIDS, THEIR WIVES, THEIR HUSBANDS, SPOUSES. FATHER, I PRAY THAT YOU MAY BLESS THIS CITY, THAT YOU CAN GIVE US A FEWER HEART -- A PURE HEART SO WE CAN HAVE PROTECTION. LORD I PRAY THAT YOU MAY PROSPER, OUR CITY, NOT ONLY

FINANCIALLY, BUT HAVING GOOD MORALS, HAVING PRINCIPLES THAT WE CAN STAND ON, FATHER. LORD, I JUST PRAY THAT YOU CAN BRING PEACE, LOVE AND JOY TO THIS COUNCIL, FATHER, SO WE CAN DO WHAT IS RIGHT BEFORE YOU. LORD I JUST GIVE YOU THE HONOR AND THANK YOU FOR ALL OF THE THINGS THAT YOU HAVE DONE, LORD, JUST WORSHIP YOU AND ASK YOU TO GUIDE US IN ALL OF THE CRUCIAL TIMES THAT WE ARE ABOUT TO FOLLOW OUR CONSCIOUS. THAT OUR CONSCIENCE MAY BE PURE AND REPRESENT YOUR PERFECTLY IN JESUS NAME WE PRAY, AMEN. GOD BLESS YOU, THANK YOU FOR INVITING ME. THERE BEING A QUORUM PRESENT AT THIS TIME I WILL CALL TO ORDER THIS MEETING OF THE AUSTIN CITY COUNCIL, THURSDAY, NOVEMBER 3rd, 2005 IN THE CITY COUNCIL CHAMBERS. 301 WEST SECOND STREET, IT'S APPROXIMATELY 10:30 A.M. WE HAVE A FEW CHANGES AND CORRECTIONS TO THIS WEEK'S POSTED AGENDA. THEY ARE BEGINNING WITH ITEM NO. 2, WE NEED TO CORRECT THE MORE SPECIFIC AND CORRECT -- STRIKE THE COLLECTION RATE OF 96% AND INSERT THE FIGURE OF 96.24% COLLECTION RATE. THE SAME CORRECTION ON ITEM NO. 3, 96.24 COLLECTION RATE. ON ITEM NO. 4 AND 5, AGAIN WE SHOULD COLLECT -- CORRECT THAT COLLECTION RATE, IT SHOULD READ 90.13%. ON BOTH ITEMS 4 AND 5. ON ITEM NO. 27, YOU SHOULD NOTE A VALID PETITION HAS BEEN FILED IN OPPOSITION TO THE ZONING REQUEST. THOSE ARE THE CHANGES AND CORRECTIONS TO THIS WEEK'S AGENDA. OUR TIME CERTAINS TODAY AT NOON, WE WILL BREAK FOR OUR GENERAL CITIZENS COMMUNICATIONS. ACTUALLY I WILL COME BACK OUT HERE IN A FEW MINUTE AS SOON AS WE FINISH THE CONSENT AGENDA WE ARE GOING TO TAKE UP ITEM NO. 38, WHICH IS THE NAMING OF THE PAVILION AT THE GIVENS RECREATION CENTER, A SPECIAL PRESENTATION. THEN AT NOON WE WILL HAVE OUR GENERAL CITIZENS COMMUNICATION. AT 2:00 P.M. A BRIEFING, ITEM NO. 20, RELATED TO AN I-35 CORRIDOR COALITION. 3:00 WE WILL RECESS THE AUSTIN CITY COUNCIL AND CALL TO ORDER THE MEETING OF THE BOARD OF DIRECTORS OF THE AUSTIN HOUSING FINANCE CORPORATION AND TAKE UP AGENDA ITEMS AHFC 1 THROUGH 4. AT 4:00 WE WILL HAVE OUR ZONING HEARINGS AND APPROVAL OF ORDINANCES AND RESTRICTIVE

COVENANTS. THOSE SHOW TODAY AS ITEMS 25 THROUGH 30 AND ZONING PUBLIC HEARING CASES Z-1 THROUGH Z-7. WE WILL ANNOUNCE NOW THAT THE STAFF IS REQUESTING THE FOLLOWING POSTPONEMENTS. ITEM 28 AND 29, TO BE POSTPONED TO DECEMBER 15th 15th, 2005; AND THEN ZONING CASES Z-3, Z-4 AND Z-5 TO BE POSTPONED TO NOVEMBER 17th, 2005. AND ITEM -- CASE NUMBER Z-6, POSTPONEMENT TO EITHER NOVEMBER 17th OR DECEMBER 1st, COUNCIL WILL TAKE UP THAT DISCUSSION ALL OF THESE ACTUALLY AFTER THE 4:00 TIME CERTAIN. 5:30 LIVE MUSIC AND PROCLAMATIONS, 6:00 PUBLIC HEARINGS AND POSSIBLE ACTIONS AND/OR BRIEFINGS. WE WILL ANNOUNCE HOWEVER THAT THE STAFF IS REQUESTING THAT WE POSTPONE ITEMS 31 AND 36, TO DECEMBER 15th, 2005. BUT WE WILL CONTINUE WITH PUBLIC HEARINGS, POSSIBLE ACTIONS, ON ITEMS 32 THROUGH 33 AND ITEM 37. COUNCIL, CURRENTLY THERE'S NO ITEMS PULLED OFF THE CONSENT AGENDA. WOULD COUNCIL CARE TO PULL ANY ITEMS OFF THE CONSENT AGENDA? [INDISCERNIBLE] NUMERICALLY. HEARING NONE, I WILL READ THIS MORNING'S CONSENT AGENDA, IT WILL BE ITEM 1, 2, ITEMS 3, 4, 5, ALSO PER CHANGES AND CORRECTION, ITEM 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 -- 17, 18, 19, 21, 22, AND 23. MS. BROWN?

Clerk Brown: ITEM 16 -- RELATED TO AN EXECUTIVE SESSION WILL HAVE TO BE PULLED OFF THE CONSENT.

Mayor Wynn: THANK YOU VERY MUCH. ITEM 16 WILL NOT BE ON THE CONSENT AGENDA. OTHERWISE I WILL ENTERTAIN A MOTION.

Clerk Brown: MAYOR, ONE MORE THING, ITEM 15 IS YOUR BOARD AND COMMISSION APPOINTMENTS.

Mayor Wynn: THANK YOU VERY MUCH.

QUESTION, MAYOR. [INDISCERNIBLE]

Clerk Brown: JUST FOR POSTPONEMENT --

Leffingwell: I'M SORRY.

Mayor Wynn: PER CHANGES AND CORRECTIONS STAFF WAS

ASKING FOR A POSTPONEMENT TO NOVEMBER 17th. THANK YOU, COUNCILMEMBER. YES, MS. BROWN, SO ITEM NO. 15 IS OUR BOARD AND COMMISSION APPOINTMENTS THAT I WILL READ INTO THE RECORD, WE HAVE TWO THIS MORNING, TO THE DOWNTOWN COMMISSION, EARNESTINE KUBICHECK A CONSENSUS REAPPOINTMENT. TO THE HUMAN RIGHTS COMMISSION, SANDRA SERNA IS COUNCILMEMBER LEFFINGWELL'S REAPPOINTMENT. ITEM 15 ON THIS MORNING A'S CONSENT AGENDA. AGAIN THE ONLY ITEMS NOT ON THE CONSENT AGENDA WILL BE ITEM 16 BECAUSE IT RELATES TO OUR EXECUTIVE SESSION ITEM 24, NOVEMBER 23rd POSTPONED TO -- NUMBER 23 POSTED TO NOVEMBER 17th, 2005. MOTION AND SECOND TO APPROVE THE CONSENT AGENDA AS READ. COMMENTS? I HAVE ONE SORT OF QUESTION COMMENT BEFORE WE APPROVE THE CONSENT AGENDA. ITEM NO. 7 RELATES TO THE -- THE VALIDATION FOR PRE-- FREE PARKING IN THE CITY HALL'S BUILDING HERE FOR THE RETAIL CUSTOMERS. IF WE CAN HAVE JUST A BRIEF EXPLANATION, I'M VERY SUPPORTIVE OF THAT IN THE CONCEPT, IN FACT VERY MUCH ANTICIPATED AS WE STARTED PROMOTING SECONDARY RETAIL, BUT THERE'S BEEN SEVERAL QUESTIONS ABOUT THE POTENTIAL EXCLUSIVITY OF THIS ARRANGEMENT. IS IT SOLELY FOR THOSE RETAIL ESTABLISHMENTS IN THE AMLI BLOCK ACROSS THE STREET OR IS IT IN THEORY AVAILABLE FOR OTHER DOWNTOWN PATRONS.

I'M JAN STEVENS, ECONOMIC GROWTH, REDEVELOPMENT SERVICES GOOD MORNING, MAYOR, MAYOR PRO TEM, COUNCIL. THIS AGREEMENT IS SPECIFICALLY WITH AMLI, BUT WITHIN THE AGREEMENT -- LET ME BACK UP. WHEN WE FIRST SIGNED OUR SUBLEASES IN THE BLOCKS 2 AND 4 CSC BUILDINGS, AS PART OF THAT WE AGREED THAT WE WOULD OFFER A VALIDATION PROGRAM FOR PATRONS TO COME DOWN DURING THE DAY BECAUSE THIS IS A BRAND NEW RETAIL DISTRICT, WE WANTED SOMETHING TO ENTICE PEOPLE TO COME TO THE NEW DISTRICT. WHEN WE FOUND THAT AS WE WERE MARKETING HOW WE WOULD MARKET OUR GARAGE, WE FELT LIKE IT WAS IMPORTANT IF EVERYONE -- IF THEY COME DOWN TO THE DISTRICT, WHICH IS CURRENTLY A SIX-BLOCK AREA, THEY PARK IN THE CITY HALL GARAGE, WE DON'T WANT THEM TO HAVE TO KNOW

WHICH BLOCK THEY WERE ON, THAT EVERY AREA WITHIN THAT DISTRICT WOULD BE AFFORDED THE TWO HOURS. SO WE FELT IT WAS IMPORTANT TO BRING THIS TO YOU TO SAY, OKAY, PATRONS THAT COME TO BLOCK 20 AND PARK IN CITY HALL WOULD GET THE TWO HOURS. IN THOSE AGREEMENTS, WE DO NOT MAKE IT ONLY EXCLUSIVE TO THE DISTRICT. IN THE AGREEMENT WE SPECIFICALLY SAY THAT THE CITY HAS THE ABILITY TO HAVE AGREEMENTS WITH OTHER ENTITIES IN THE DISTRICT OR OUTSIDE THE DISTRICT. SO YOU ARE CORRECT, MAYOR, THIS IS NOT JUST FOR SECOND STREET. IT IS NOT JUST FOR AMLI. BUT IT IS THE -- PART OF THE PIECE OF GETTING THE DISTRICT PARKING PHILOSOPHY PUT TOGETHER. WE EXPECT THAT WE WILL HAVE A VALIDATION WITH BLOCKS 21 AND AMLI AGAIN ON 22, AGAIN FOR PEOPLE WHO PARK IN OUR GARAGE JUST DURING THE DAY.

Mayor Wynn: ALL RIGHT. THANK YOU FOR THE CLARIFICATION. FURTHER QUESTIONS OR COMMENTS ON THE CONSENT AGENDA? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7-0. THANK YOU ALL VERY MUCH. SO AT THIS TIME I WOULD LIKE TO RECOGNIZE MAYOR PRO TEM THOMAS REGARDING ITEM NO. 38, A RESOLUTION REGARDING THE GIVEN RECREATION CENTER.

Thomas: THANK YOU VERY MUCH, MAYOR, I THINK THAT I'M GOING TO TURN IT OVER TO MY COLLEAGUE COUNCILMEMBER ALVAREZ AND THANK YOU. WE ARE DISTRIBUTING A PACKET FOR RENAMING OF THE GIVENS RECREATION CENTER FOR MARTIN BANKS, ONE OF OUR LOCAL MUSIC LEGENDS, JAZZ, BLUES, R AND B, A VERY DISTINGUISHED AND EXTENSIVE CAREER, WE WILL TALK A LITTLE BIT ABOUT THAT. THERE ARE PEOPLE TO SPEAK TO THAT, FAMILY MEMBERS, I WANTED TO START OFF WITH A LITTLE CLIP FROM A PERFORMANCE THAT MARTIN BANKS AND LARRY WILLIAMS PRESENTED HERE AT THE CITY HALL AT THE FORMER CITY HALL IN 1998 SO I DON'T KNOW IF WE CAN JUST RUN THAT CLIP REAL QUICK. IT'S PRETTY SHORT. [

(music) MUSIC PLAYING (music)(music)]

THANK YOU. THAT WAS MARTIN BANKS ON TRUMPET. AND LARRY WILLIAMS ON -- ON SAXOPHONE. AND THAT WAS A PERFORMANCE THEY DID ACTUALLY TO KICK-OFF THE MEETING, CITY COUNCIL MEETING IN -- FEBRUARY 26th, 1998 WHEN IT WAS DECLARED MARTIN BANKS AND LARRY WILLIAMS DAY IN AUSTIN, BACK THEN THEY HAD THE MUSIC AT THE BEGINNING OF THE MEETING, NOT LIKE WE DO NOW AT 5:30 WHERE WE HAVE A BIGGER CROWD FOR THEM. BUT - - BUT WE -- DUE TO SOME TECHNICAL DIFFICULTIES, THERE WASN'T A VIDEO OF THE PERFORMANCE, SO I THOUGHT WE MIGHT AT LEAST PLAY THE AUDIO. BUT WE HAVE A GREAT SHOT OF MAYOR KIRK WATSON LISTENING TO THE PERFORMANCE FOR THE DURATION OF THAT --

A YOUNGER KIRK WATSON.

Alvarez: RELATIVELY YOUNGER WATSON. BUT I STILL THOUGHT IT -- ACTUALLY THE OLD CITY HALL HERE WAS ACTUALLY PROBABLY -- A LITTLE TO THE NORTH OF WHERE WE ARE CURRENTLY ARE, BUT IT WAS ACTUALLY IN THE SAME VICINITY HERE WHERE THAT PERFORMANCE TOOK PLACE. BUT MARTIN WAS AGAIN OBVIOUSLY VERY WELL RESPECTED, VERY WELL LOVED AND BELOVED MUSICIAN. AND ALL OVER THE COUNTRY BECAUSE OF THE WORK THAT HE DID WITH SO MANY -- SO MANY GREAT ARTISTS AND WELL-KNOWN ARTISTS. I WILL READ A FEW BUT YOU COULD LITERALLY JUST KEEP GOING ON AND ON AND ON BECAUSE OF THE -- OF THE -- OF THE -- THE RANGE OF GROUPS THAT HE WAS ABLE TO PLAY WITH AND RECORD WITH. BUT JUST A COUPLE OF RAY CHARLES, DUKE ELLINGTON, JAMES BROWN, DIZZY GILLESPIE, DEXTER GORDON, SUN RAH, FREEDDY KING, BB KING, THE LIST IS MUCH LONGER THAN THAT. THERE'S INFORMATION IN YOUR BACKUP ABOUT HIS CAREER AND HIS LIFE AND IT'S -- JUST AN INCREDIBLE, INCREDIBLE STORY. HE WAS AN INCREDIBLE, INCREDIBLE MAN. I GOT TO MEET HIM FIRST WHEN -- WHEN HE WAS DOING SOME WORK WITH KIDS. WORKING WITH RAUL SALINAS OVER AT THE BOOK STORE AND SAL MENARDS, HE ALSO DID A LOT OF WORK WITH KIDS THROUGH AUSTIN JAZZ WORKSHOP, I THINK THROUGH CREATIVE OPPORTUNITY WORKSHOP AS WELL, TINA MARSH THE GREAT BAND THAT

THEY PUT TOGETHER FOR OVER 10 YEARS NOW, I BELIEVE. SO -- BUT THERE'S -- IN YOUR BACKUP THERE'S SEVERAL ARTICLES WRITTEN ABOUT THE LIFE OF MARTIN, TOO, SOME INCREDIBLE AN NEBRASKA DOTES OF -- ANECDOTES WITH HIM RUBBING ELBOWS WITH WHO'S WHO IN THE '50S, '60S, '70S, '80S. MARTIN WAS KIND OF KNOWN FOR WEARING HIS FEZ, ONE OF THE INTERESTING STORIES, HE WAS PLAYING AT THE APOLLO, DURING THE PERFORMANCE I BELIEVE HE NOTICED THAT DIZZY GILLESPIE AND LEE MORGAN, TWO, YOU KNOW, GIANTS OF TRUMPET, OF JAZZ TRUMPET WALKED IN AND OBVIOUSLY HE WAS -- HE WAS A LITTLE NERVOUS, BUT HE MADE IT THROUGH THE PERFORMANCE. AFTER THE SHOW THAT DIZZY GILLESPIE WENT TO SPEAK TO HIM AND ACTUALLY GAVE HIM HIS FEZ BECAUSE DISNEY WAS KNOWN ALSO FOR -- FOR OFTEN WEARING A FEZ AS WELL. AND ALSO I THINK AT THE APOLLO WHEN HE WAS PLAYING WITH LIONEL HAMPTON, ONE OF THE ANECDOTES THAT I HAVE SEEN IS WHERE HE SAYS THAT LIONEL ACTUALLY STOPPED THE PERFORMANCE WHEN DUKE ELLINGTON WALKED INTO THE, YOU KNOW, INTO THE THEATER AND THAT WAS, YOU KNOW, ONE OF MARTIN'S FAVORITE ARTISTS. THIS WAS, I THINK, BEFORE HE GOT A CHANCE TO PLAY WITH DUKE ELLINGTON, BUT HE HIMSELF ACTUALLY HAD A CHANCE TO PLAY FOR SEVERAL YEARS WITH DUKE ELLINGTON. HE ACTUALLY NOTES THAT AS -- AS ONE OF THE HIGHLIGHTS OF HIS CAREER HAVING THAT OPPORTUNITY. YOU KNOW, TO PLAY WITH DUKE ELLINGTON WHO IN TERMS OF JAZZ, A LOT OF FOLKS LOOK TO IN TERMS OF ALL OF THE -- ALL OF THE DIFFERENT STYLES, ALL OF THE DIFFERENT COMPOSITIONS AND THE RANGE OF WORK THAT THE -- THAT DUKE ELLINGTON DID AND MARTIN AGAIN HAD A CHANCE TO PLAY WITH THEM AND REALLY THAT'S WHAT I WANTED TO SAY BEFORE WE HEAR FROM HIS FAMILY AND FRIENDS. I WILL READ THE RESOLUTION INTO THE RECORD. I WANTED TO JUST THANK THE COUNCIL FOR LETTING US DO THIS, AT THIS PARTICULAR TIME AND REALLY AT THIS POINT WOULD INVITE LESLIE, MARTIN'S WIFE, TO COME UP AND SAY A FEW WORDS AS WELL AS A COUPLE OF OTHER FOLKS WHO ARE HERE TO SPEAK ON THE ISSUE.

WELCOME.

THANK YOU. THANK YOU FOR INVITING US. MR. ALVAREZ

YOU DIDN'T TELL US OR TELL ME THAT I WOULD HAVE TO SPEAK [LAUGHTER] WHAT I WANT TO DO IS SAY HOW MUCH THE FAMILY IS JUST DELIGHTED THAT MARTIN IS GOING TO BE HONORED ON A PERMANENT BASIS AND IN THIS MANNER. HE TOUCHED SO MANY PEOPLE, FOR THE JUST HERE IN AUSTIN, BUT ALL OVER THE WORLD WITH HIS MUSIC AND TO HAVE A PERMANENT REMEMBRANCE OF HIM IS SOMETHING THAT WE ARE VERY, VERY GRATEFUL FOR. HIS MOTHER WOULD HAVE LIKED TO HAVE BEEN HERE TODAY, BUT -- BUT SHE NEEDS SOME ASSISTANCE WITH WALKING SOMETIMES. SO SHE CHOSE TO WAIT UNTIL THE CEREMONY AND SHE CERTAINLY WILL BE THERE FOR THAT. I WANT TO THANK YOU VERY MUCH.

THANK YOU.

I'M CLAY STARKEY AND FORTUNATE TO BE, YOU KNOW, BE A GOOD FRIEND OF MARTIN I GUESS TO BE A GOOD FRIEND TO ME, I HAVE KNOWN HIM FOR SO MANY YEARS, SUCH A TOTALLY WONDERFUL PERSON. AND OF COURSE HIS WIFE AND THE WHOLE FAMILY AND SUCH. AND I'M ALSO THE PRESIDENT OF THE TEXAS MUSIC MUSEUM AND MARTIN WAS ONE OF OUR KIND OF FIRST SUPPORTERS AND ALWAYS, YOU KNOW, PARTICIPATED AND HELPED US WITH ALL OF OUR PROGRAMS AND SUCH, WE ARE GOING TO MISS HIM SO MUCH WITH THE MUSEUM. BUT OF COURSE EASEL GREATER IN AN EXHIBIT RIGHT NOW THAT WE HAVE OVER AT CARVER MUSEUM AND WE WILL ALSO, YOU KNOW, CONTINUE TO PERPETUATE, YOU KNOW, HIS MUSIC AND HIS CONTRIBUTIONS THROUGH OUR EXHIBITS AND MUSIC PROGRAMS AND SUCH AND I'M REALLY TOUCHED WITH THIS, TOO. THAT THIS IS A REALLY -- A REALLY WONDERFUL THING TO BE ABLE TO KIND OF -- CELEBRATE, YOU KNOW, THE GREAT CONTRIBUTIONS OF SOME OF THESE REALLY WONDERFUL LIKE NATIVE AUSTINITES AND SUCH THAT HAVE NOT ONLY CONTRIBUTED TO AUSTIN -- BUT TEXAS AND BASICALLY THE NATION AND THE WORLD AND SUCH SO THANK YOU SO MUCH FOR DOING THIS. AND PAM HEART, OF COURSE, MANY OF YOU IS A GOOD FRIEND OF MARTIN'S.

SURE. PAMELA HART MAYOR AND COUNCIL. THANK YOU VERY MUCH. MARTIN TAUGHT ME AS A JAZZ VOCALIST WHEN TO COME IN, WHEN TO COME OUT SO AS NOT TO STEP ON A

MUSICIAN'S SOLO. SO I REALLY APPRECIATE THAT AND APPRECIATE THE DEDICATION TODAY. THANK YOU.

Mayor Wynn: THANK YOU, MS. HART.

Alvarez: THANK YOU ALL. I MEAN I THINK CLAY MENTIONED HE'S WITH THE TEXAS MUSIC MUSEUM, THEY ARE CURRENTLY EXHIBITING AT THE CARVER MUSEUM AND THE CULTURAL CENTER AN EXHIBIT THAT'S HIGHLIGHTING AFRICAN-AMERICAN MUSICIANS IN AUSTIN AND MARTIN, YOU KNOW, HAS A VERY PROMINENT DISPLAY THERE. AND ACTUALLY IT'S ONE OF THE FIRST THINGS THAT YOU SEE WHEN YOU WALK INTO THE DISPLAY. SO I WANT TO THANK CLAY FOR ALL OF HIS WORK THAT HE'S DONE TO DOCUMENT THAT -- THAT HISTORY. YOU KNOW I WAS ABLE TO ATTEND, ONE OF THE MANY TRIBUTE THAT WERE HELD ON SVELTE 12ON --ON SEPTEMBER 12th AT LAGUNA GLORIA WAS A GREAT SHOW, AN HONOR, TRIBUTE TO MARTIN WITH A LOT OF HIS CLOSE FRIENDS, MUSICIANS AND FAMILY. ACTUALLY AT THAT PARTICULAR EVENT IT WAS BOYD VANCE MASTER OF CEREMONY, AS THE COUNCIL RECALLS LAST WEEK WE ACTUALLY HONORED BOYD WITH NAMING THE MUSEUM AT THE CARVER CULTURAL CENTER, YOU KNOW, FOR HIM AND I THOUGHT THAT WAS SOMETHING INTERESTING TO SHARE BECAUSE MARTIN WAS KNOWN BY ALMOST EVERYONE IN THE ART COMMUNITY, WHETHER A MUSICIAN OR SOME OTHER KIND OF ARTIST AND AGAIN WAS VERY ACTIVE IN COMMUNITY ISSUES AND DOING BENEFITS, WORKING WITH KIDS AND HE WAS AN INSTRUCTOR HIMSELF. TAUGHT MANY KIDS ONE ON ONE HIMSELF. BEFORE READING THE RESOLUTION, WANTED TO ALSO MENTION THAT THE PROPOSAL IS TO NAME THE PAVILION AT VISIT AGAINST REC CENTER, GIVENS PARK AND RECREATION CENTER FOR MARTIN THINKING ABOUT THIS, THIS IS ACTUALLY THE FIRST TIME WE WILL EVER NAME A CITY FACILITY FOR A MUSICIAN FOR BEING A MUSICIAN. IT'S KIND OF HARD TO BELIEVE, THE LIVE MUSIC CAPITOL OF THE WORLD, THAT THIS WOULD BE THE FIRST TIME THAT THAT HAPPENS. SO I THINK THAT IT'S -- I JUST THOUGHT IT WAS VERY -- VERY SPECIAL MOMENT FOR US TO BE ABLE TO DO THIS FOR MARTIN AND HOPEFULLY THIS BRINGS US TO OUR ATTENTION THAT OBVIOUSLY WE NEED TO DO MORE TO HONOR SOME OF OUR LEGENDARY MUSICIANS, SO I THINK WE CERTAINLY HAVE A

COUPLE MORE IDEAS ABOUT HOW WE CAN DO THAT. BUT FINALLY I DID WANT TO MENTION BEFORE READING THE RESOLUTION THAT WE ARE PLANNING A NAMING CEREMONY FOR NOVEMBER 18th AT 6:00 P.M. THERE AT THE PAVILION AT GIVENS PARK AND REC CENTER. PART OF THE REASON THAT'S HAPPENING SO QUICKLY IS BECAUSE THE ORCHESTRA WHO IS ONE OF THE GROUPS THAT MARTIN PLAYED WITH WILL BE IN TOWN PERFORMING THAT EVENING AT RUTA MAYA, SO THEY WANTED TO PARTICIPATE IN A CEREMONY, WE THOUGHT IT WAS VERY APPROPRIATE FOR THEM TO PARTICIPATE IN THAT AND THAT'S WHY WE ARE DOING IT ON A FRIDAY EVENING AND CERTAINLY WANT TO INVITE THE FULL COUNCIL AND ALL OF THE COMMUNITY MEMBERS TO COME OUT AND PARTICIPATE IN THAT AT THE GIVENS PARK. FINALLY WITH THAT, MAYOR, IF I COULD, JUST READ THE RESOLUTION INTO THE RECORD. READS AS SUCH: WHEREAS MARTIN BANKS WAS A LEGENDARY TRUMPET PLAYER WHO WAS BORN IN AUSTIN, TEXAS ON JUNE 21st, 1936, WHEREAS MARTIN BANKS CAME FROM A MUSICAL FAMILY THAT INCLUDED HIS FATHER, A TROMBONE PLAYER, HIS AUNT A PIANO AND VOICE TEACHER AND TWO UNCLES, ONE WHO PLAYED TRUMPET, ONE WHO PLAYED TROMBONE, WHEREAS MARTIN BANKS ATTENDED OLD ANDERSON HIGH SCHOOL AND PLAYED IN THE SCHOOL BAND UNDER THE DIRECTION OF MR. B.L. JOYCE LIKE HIS FATHER AND SOME MANY OTHER LEDGE LEGENDARY AUSTIN MUSICIANS, WHEREAS HE DEVELOPED AN INTEREST IN JAZZ LISTENING TO THE DR. HEP CAT RADIO SHOW AND TO MUSIC AT THE HARLEM THEATER, WHEREAS MARTIN BANKS MOVED FROM AUSTIN TO CALIFORNIA IN 1953 AFTER PHYSICAL THERAPYING HIGH SCHOOL TO -- AFTER FINISHING HIGH SCHOOL TO STUDY MUSIC AND TO LAUNCH HIS MUSICAL CAREER; WHEREAS HE PERFORMED AND RECORDED WITH MANY GREAT JAZZ, BLUES, RHYTHM AND BLUES ARTISTS, RAY CHARGES, DUKE ELLINGTON, JAMES BROWN, DIZZY GILLESPIE, DEXTER GORDON, FREEDDY KING, BEE BB KING, AN ORIGINAL MOTOWN RECORD SESSION PLAYERS AND REVIEW, A MEMBER OF THE HOUSE BAND AT THE APOLLO THEATER FOR MANY YEARS AND PERFORMED AS PART OF SEVERAL BROADWAY AND OFF BROADWAY PRODUCTIONS; WHEREAS MARTIN BANKS RETURNED TO AUSTIN IN 1988, PLAYED WITH MANY LOCAL BANDS SUCH AS THE EAST SIDE

BAND, THE TEXAS TRUMPETS, THE CREATIVE OPPORTUNITY ORCHESTRA AND THE JAZZ PHAROS AS WELL AS HAVING LED HIS OWN BANDS FROM TIME TO TIME AND WHEREAS MARTIN BANKS SERVED AS A MUSIC INSTRUCTOR TO MANY YOUNG PEOPLE IN AUSTIN AND OFTEN VISITED SCHOOLS TO PERFORM AND DISCUSS MUSIC AS PART OF HIS INVOLVEMENT WITH THE AUSTIN JAZZ WORKSHOP AND RED SALMON ARTS AND WHEREAS HIS STELLAR MUSIC CAREER BROUGHT MUCH NOTORIETY AND RESPECT TO THE LIVE MUSIC CAPITOL OF THE WORLD, NOW THEREFORE BE IT RESOLVED THAT THE PAVILION AT GIVENS PARK AND RECREATION CENTER FOR MARTIN BANKS, A TRUE AUSTIN LEGEND. I OFFER THAT MOTION.

Mayor Wynn: MOTION BY COUNCILMEMBER ALVAREZ, SECONDED BY MAYOR PRO TEM THOMAS.

Thomas: FIRST OF ALL I WANT TO THANK COUNCILMEMBER ALVAREZ FOR HIS HARD WORK AND HIS STAFF BECAUSE HE CAME IN MAYBE TWO OR THREE WEEKS AGO AND WE TALKED ABOUT IT AND I SAID IT WOULD BE AN HONOR TO CO-SPONSOR, BUT I REALLY APPRECIATE YOU FOR YOUR HARD WORK. WHEN I FINALLY READ UP SOMETHING ABOUT MR. BANKS, IT SHOWED HE TRULY WAS AN AUSTINITE. HE TRULY WAS AN AUSTINITE AND A GOOD AUSTINITE BECAUSE HE WENT TO L.C. ANDERSON HIGH LIKE I DID, ALSO THE OLD ANDERSON HIGH SCHOOL. BUT TO LET AUSTINITES KNOW THAT WE HAVE LEGACY GREAT PEOPLE IN THIS GREAT CITY, MUSICIANS, ARTISTS AND BUSINESS PEOPLE, ET CETERA. BUT FOR SOMEBODY TO PLAY WITH JAMES BROWN, DUKE ELLINGTON, AND LONNY HAMPTON, THAT'S SAYING A LOT. WE ARE LOOKING FORWARD TO THE DAY WHEN WE WILL HAVE THAT NAMING OF THE PAVILION AT GIVENS. I SAY TO HIS WIFE, CONTINUE TO KEEP THAT SMILE THAT YOU HAVE RIGHT NOW. THANK YOU, GOD BLESS YOU.

Mayor Wynn: THANK YOU, MAYOR PRO TEM. A MOTION AND A SECOND ON THE TABLE TO APPROVE ITEM NO. 38, THE NAMING OF THE PAVILION AT GIVENS FOR MARTIN BANKS. FURTHER COMMENTS? COUNCILMEMBER KIM?

Kim: I WANT TO THANK THE COUNCILMEMBER FOR PLAYING THAT CLIP, I REALLY ENJOYED IT. IT WAS GREAT MUSIC.

SINCE SOME PEOPLE WILL BE LISTENING TO THIS AND WANT TO LEARN MORE ABOUT HIS MUSIC OR BUY SOME OF IT, WHERE SOMEONE CAN TELL US WHERE WE CAN GET MORE I GUESS MORE COPIES OF MAYBE SOME CD'S OR IF ANYONE IS INTERESTED IN FOLLOWING HIS MUSIC LISTENING TO IT, DOES ANYONE KNOW?

Alvarez: ACTUALLY, IN A LOT OF THE THE BACKUP THAT I DISTRIBUTED CAME FROM -- WE SHOULD PROBABLY THANK THE WEBSITES THAT I ACCESSED, YOU KNOW, BUT THE PREVATTRECORDS.COM HAD THIS VERY EXTENSIVE LINKS TO ARTICLES AND INFORMATION AND INTERVIEWS WITH MARTIN, BLUE ARTS PRODUCTION, HALL McMILAN'S GROUP, INCLUDING SOME OF THAT INFORMATION HERE AS WELL. SEVERAL ARTICLES FROM THE STATESMAN AND IN THE CHRONICLE AND DAILY TEXAN. SOME OF THAT IS INCLUDED IN THE BACKUP. BUT IF FOLKS WANT LIKE A DISCOGRAPHY, IT'S VERY LONG, YOU COULD SPEND A LOT OF TIME TRYING TO TRACK DOWN ALBUMS WHERE HE'S FEATURED. BUT SEVERAL LOCAL BANDS THAT RECORDED SO YOU MIGHT BE ABLE TO FIND SOME OF THOSE LOCAL BANDS HERE THAT STILL HAVE SOME OF THEIR CD'S AVAILABLE. BUT I DID WANT TO MENTION, YOU KNOW, THAT THE SOURCES OF SOME OF THIS INFORMATION BECAUSE IT WAS OTHER FOLKS WHO HAVE DONE ALL OF THE WORK IN COMPILING IT, NOT NECESSARILY OUR OFFICE. THANK YOU FOR ASKING. I THINK THAT THE TEXAS MUSIC MUSEUM HAS -- [INDISCERNIBLE] HAS THE EXHIBIT AT CARVER, THERE'S A RUNNING VIDEO THAT PLAYS WITH A LOT OF LOCAL AFRICAN-AMERICAN ARTISTS AND SO IT'S AN INCREDIBLE RESOURCE FOR OUR COMMUNITY IN TERMS OF OUR LOCAL MUSIC AND AS A PERSON WHO IS -- WHO HAS REALLY KIND OF COLLECTED A LOT OF INFORMATION AND DONE A LOT OF THE INTERVIEWS YOU KNOW, INCREDIBLE WORK THAT THEY HAVE DONE. SO THANK YOU, CLAY, THANK YOU, MS. BANKS AND PAMELA FOR BEING HERE, THANK YOU, MAYOR, MAYOR PRO TEM, FOR CO-SPONSORING IT, COUNCIL FOR -- FOR YOUR CONSIDERATION.

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

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7-0. THANK YOU ALL VERY MUCH. I BELIEVE THAT'S ALL OF OUR DISCUSSION ITEMS PRIOR TO TIME CERTAINS LATER, AT THIS POINT WITHOUT OBJECTION WE WILL GO INTO CLOSED SESSION PURSUANT TO SECTION 551.074 TO TAKE UP ITEM NO. 24 RELATED TO THE PERFORMANCE EVALUATION OF OUR MUNICIPAL COURT CLERK, WE HAVE A POSTED ITEM NO. 16 THAT WE MAY TAKE UP AFTER DISCUSSION IN CLOSED SESSION. WE NOW IN CLOSED SESSION. THANK YOU VERY MUCH.

Mayor Wynn: WE ARE OUT OF CLOSED SESSION. IN CLOSED SESSION WE TOOK UP ITEM NUMBER TOWER RELATED TO THE PERFORMANCE EVALUATION OF OUR MUNICIPAL COURT CLERK. NO DECISIONS WERE MADE. WE DID NOT END THAT DISCUSSION, WE WILL TAKE IT UP FOLLOWING CITIZEN COMMUNICATION. WE WILL NOW GO TO CITIZEN COMMUNICATION, WE'RE A FEW MINUTES LATE, I APOLOGIZE. OUR FIRST SCHEDULED SPEAKER, BARBARA FOX, HAD TO CANCEL HER APPOINTMENT, SO OUR FIRST SPEAKER WILL BE MR. JIMMY A CASTRO. WELCOME. YOU HAVE THREE MINUTES AND WILL BE FOLLOWED BY PAT JOHNSON.

... THE MILLWOOD ASSOCIATION IN NORTH AUSTIN. THIS FIRST SLIDE SHOWS I'M HERE TO REMIND EVERYONE TO TAKE THE TIME TO VOTE IN THE NOVEMBER EIGHTH ELECTION, AND EARLY VOTING IS FROM MONDAY, NOVEMBER 24TH, THROUGH FRIDAY, NOVEMBER THE 4TH. I'M HERE TO SPEAK IN SUPPORT OF THE 2005 TRAVIS COUNTY BOND PROPOSITIONS FOR THE FOLLOWING REASONS: THE TRAVIS COUNTY COMMISSIONERS COURT IS RESPONSIBLE FOR PROVIDING A VARIETY OF SERVICES TO ALL RESIDENTS OF THE COUNTY. THESE INCLUDE REGIONAL SERVICES SUCH AS PUBLIC SAFETY, CRIMINAL JUSTICE AND HEALTH AND HUMAN SERVICES. THE TRAVIS COUNTY COMMISSIONERS COURT IS ADDRESSING THE GROWING STRUCTURAL GAP BETWEEN THE COUNTY'S GENERAL FUND REVENUES AND EXPENDITURES. LAST YEAR THE TRAVIS COUNTY COMMISSIONERS COURT COMMITTED TO DO ALL IT CAN TO MAINTAIN A BASE OF REGIONAL AND LOCAL

SERVICES, NOT COVERED BY THE STATE AND FEDERAL SOURCES. THESE 2005 TRAVIS COUNTY BOND PROPOSITIONS MAINTAINS AND ENHANCES THIS COMMITMENT. AND THESE TRAVIS COUNTY BOND PROPOSITIONS THERE'S BEEN RESTRAINT, CAUTION AND VIGILANCE. PROPOSITION 1, ROAD RELATED DRAINAGE AND RIGHT-OF-WAY PROJECTS. PROJECTS IN THIS PROPOSITION ARE INTENDED TO IMPROVE THE AREA MOBILITY, DECREASE CONGESTION AND IMPROVE SAFETY ON TRAVIS COUNTY ROADS. THE TOTAL COST OF PROPOSITION 1 IS \$6,565,221,000. PROPOSITION TWO, PARKS AND OPEN SPACE PROJECTS. PROJECTS IN THIS PROPOSITION WILL PRESERVE NATURAL AREAS ALONG THE PEDERNALES RIVER AND ONION CREEK AND IMPROVE EXISTING EAST, NORTHEAST AND SOUTHEAST METRO PARKS. PURCHASE LAND FOR A NEW PARK IN SOUTHWEST TRAVIS COUNTY. THE TOTAL COST OF PROPOSITION 2 IS \$62,150,000. PROPOSITION 3, JAIL FACILITY IMPROVEMENTS. THIS PROJECT WILL CONSTRUCT A NEW BUILDING TO REPLACE 15 SCATTERED TEMPORARY BUILDINGS IN POOR CONDITION. THE TOTAL COST OF PROPOSITION 3 IS \$23,500,000. FINALLY, LET'S DO THE RIGHT THING BYPASSING ALL THREE TRAVIS COUNTY BOND PROPOSITIONS FOR AUSTIN'S FUTURE SO AUSTIN AND TRAVIS COUNTY CAN MAINTAIN ITS STATUS AS THE MOST LIVEABLE AREA IN AMERICA. THANK YOU, MAYOR WYNN. >>

Mayor Wynn: THANK YOU, MR. CASTRO. PAT JOHNSON? WELCOME. YOU WILL HAVE THREE MINUTES AND BE FOLLOWED BY ERIKA GONZALES.

AFTERNOON, COUNCIL, MAYOR, RUDY, HOW YOU DOING? I NEW TOBY FACE THERE. COUNCIL, TODAY I'D LIKE TO SPEAK ABOUT A CERTAIN GROUP OF CITY INDIVIDUALS -- (INDISCERNIBLE).

Mayor Wynn: WE APOLOGIZE, MR. JOHNSON. WE'RE TRYING TO WORK THROUGH SOME TECHNICAL DIFFICULTIES.

WHAT I WAS GOING TO SPEAK ABOUT TODAY WAS MAINLY DIRECTED TOWARDS OUR CITIZENS BECAUSE A LOT OF OUR CITIZENS OUT THERE WATCH THE RERUNS OF THE CITY COUNCIL AND THE EMPLOYEES THAT WATCH THE

EMPLOYEES DURING THE DAY. THAT'S WHY THIS POWERPOINT HAS SOME IMPORTANT NUMBERS SINCE THE OFFICE WOULD NOT PUT THIS INFORMATION OUT TO THE PUBLIC IN REFERENCE WHEN YOU CALL 311 OR 911, IT'S VERY IMPORTANT TO REMEMBER THOSE PEOPLE ANSWERING THAT PHONE UP THERE ARE CITIZENS JUST LIKE THE PERSON CALLING. THERE'S NO NEED TO USE OFFENSIVE LANGUAGE WITH THOSE PEOPLE. THEIR SOLE PURPOSE THERE IS TO GET HELP OUT THERE TO YOU. THOSE EMPLOYEES THAT WORKED IN CTECC HAVE DONE AN OUTSTANDING JOB FOR THE CITIZENS OF AUSTIN. THEY HAVE ONE OF THE MOST STRESSFUL JOBS WITHIN CITY GOVERNMENT. --

Mayor Wynn: EXCUSE ME

Mayor Wynn: Excuse me I WAS THINKING IF YOU WOULD LIKE, I COULD CALL ON SOME OTHER FOLKS WHO HAVE SIGNED UP AND PERHAPS BY THE TIME WE GET TO THE END OF THE LIST THEY MAY HAVE YOUR AV WORKING.

THANK YOU.

Mayor Wynn: THANK YOU. SO OUR NEXT SPEAKER WILL BE ERIKA GONZALES. WELCOME. YOU WILL BE FOLLOWED BY ART SCHRIBER.

GOOD AFTERNOON, MAYOR AND CITY COUNCILMEMBERS, MY NAME IS ERIKA GONZALES WITH PODER. CHIEF RED CLOUD SPEAKS OF OUR ANCESTOR'S STRUGGLE TO REGAIN OUR LAND. HE SAID THEY MADE US MANY PROMISES, MORE THAN I CAN REMEMBER, BUT THEY KEPT ONE. THEY PROMISED TO TAKE OUR LAND AND THEY TOOK IT. THIS STILL HOLDS TRUE WITH WHAT'S HAPPENING TODAY IN EAST AUSTIN. THERE ARE LAWS AGAINST DISCRIMINATION ON RACIAL LINES, BUT THERE ARE NO LAWS TO PROTECT US FROM ECONOMIC RACISM. PEOPLE OF COLOR HAVE A RIGHT AS INDIGENOUS PEOPLE OF THIS CONTINENT TO LIVE IN EAST AUSTIN AND TO RECLAIM WHAT HAS ALWAYS BEEN THEIRS. NOW WE SEE IN MORE MODERN TIMES THAT CONDOS ARE POPPING UP IN OUR NEIGHBORHOODS. PODER HAS REQUESTED THAT A MORATORIUM ON CONDOS AND LOFTS IS INSTITUTED TO REVIEW THE CRITICAL HOUSING

CRISIS DURING IN EAST AUSTIN. THE HUMAN RIGHTS COMMISSION PASSED A RESOLUTION ON SEPTEMBER 26TH, 2005 SUPPORTING A MORATORIUM AND HAS FORWARDED TO YOU AS CITY COUNCILMEMBERS FOR ACTION. PODER BELIEVES THAT A BOND MEASURE THAT PROVIDES HOUSING FOR THE POOR AND THE WORKING POOR IS -- WORKING POOR IS DESPERATELY NEEDED. WE ALSO BELIEVE THAT A BALANCED BOND IS ALSO NECESSARY. WE MUST NOT OVERBURDEN THE POOR AND WORKING POOR THAT ARE BARELY HOLDING ON TO THEIR PROPERTIES DUE TO HIGH PROPERTY TAXES. THERE ARE NUMEROUS INSTRUMENTS BEING USED TO RELOCATE THE WORKING POOR FROM EAST AUSTIN. A GREAT INJUSTICE IS OCCURRING AND THE RESIDENTS OF EAST AUSTIN NEED TO SPEAK OUT ABOUT THESE INJUSTICES. THAT'S WHY PODER IS HOSTING A HOUSING FORUM ADDRESSING GENTRIFICATION AND THE PROMISES OF AFFORDABLE HOUSING. WE WANT TO HEAR ABOUT THE HOUSING NEEDS OF EAST AUSTIN RESIDENTS AND THIS WILL BE TAKING PLACE ON TUESDAY, NOVEMBER 15TH AT -- FROM 6:00 TO 8:00 P.M. AT THE CONNELLY GUERRERO ACTIVITY CENTER. PODER IS GOING TO REPORT ON THE CRITICAL HOUSING CRISIS IN EAST AUSTIN AND ALSO WE'LL HEAR FROM HOUSING WORKS ABOUT THE HOUSING BOND PROPOSALS. (SPEAKING SPANISH).

THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU, MS. GONZALES. ART SCHRIBER? AND/OR DARLA SCHRIBER.

[INAUDIBLE - NO MIC].

Mayor Wynn: JUST HAND IT TO ONE OF US AND WE'LL PASS IT AROUND. THANK YOU. SO OUR NEXT FOUR SPEAKERS, ART SCHRIBERER, DARLA SCHRIBER, KATHY CASTLE BERRY AND JIM WITLIFF WILL SPEAK --

AFTERNOON, MAYOR, I'LL HELP YOU ON THAT STOMACH. I'M KATHY CASTLE BERRY AND I'M WITH REMAX 360 AND I'M REPRESENTING MR. AND MRS. SCHRIBER WITH THEIR HOME AND ALSO ON THE TEAM TO GET THEIR PROPERTY PULLED OUT OF THE REZONING AND THE OVERLAY PACKAGE FOR SOUTH CONGRESS. WE HAVE BEEN UP BEFORE YOU

BEFORE. THE PACKAGE IS BEING SENT AROUND TO YOU WITH A FEW REVISIONS; HOWEVER, IT IS A REMINDER PACKAGE, AS I SAID. THEY HAVE A PROPERTY LOCATED AT 1207 EAST LIVE OAK, AND WE HAVE MET WITH YOUR AIDES ABOUT THIS SITUATION. THEY ARE COMING TO YOU TO ASK FOR A REZONING OF NEIGHBORHOOD OFFICE. WE MET WITH YOUR AIDES, WE REALLY APPRECIATE THE OPPORTUNITY THAT THIS GAVE US, AND THEY REALLY DID A GOOD JOB WITH LISTENING TO OUR CONCERNS. MR. AND MRS. SCHRIBER ARE WONDERFUL PEOPLE, AND THEY NEED TO BE HEARD, AND WE HAVE COMBINED A TEAM OF PEOPLE TO COME BEFORE YOU AS WELL AS THE SCHRIBERS, TO EXPLAIN THEIR NEEDS AND HOW WE WILL GO AHEAD AND DO THIS IS MR. SCHRIBER WILL BE COMING UP NEXT AND THEN WE'LL HAVE THE OTHER PEOPLE FOLLOW. SO THANK YOU.

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

IN 1954, THE AUSTIN CITY COUNCIL WAS LOOKING FOR A SOUTH LOCATION FOR A NEW HIGH SCHOOL. THE CITY PLANS CALLED FOR OLTORF TO CUT MY GRANDFATHER'S PROPERTY IN HALF, HE PREFERRED TO SELL THE CITY THE LAND FOR WILLIAM B. TRAVIS HIGH SCHOOL. IN FACT, HIM AND MY GRANDMOTHER'S PICTURE GRACED THE OPENING PAGES OF THE 1956 YEARBOOK BEING THE INSPIRATION AND DRIVING FORCE FOR THE EXISTENCE OF TRAVIS HIGH AS IT IS TODAY. MY MOTHER AND FATHER WERE BOTH STUDENTS THE VERY FIRST YEAR IT WAS OPENED. AROUND 1964 THE AUSTIN CITY COUNCIL WAS LOOKING FOR A PLACE TO BUILD SECTION 8 HOUSING IN SOUTH AUSTIN AND RECEIVED THE SUPPORT OF MY FAMILY. IT WAS BUILT TO THE WEST SIDE OF SCHRIBER PROPERTY. MY GREAT GRANDMOTHER WAS ONE OF ITS FIRST RESIDENTS, IN FACT. NEXT A CHURCH WANTED TO BUY THE PROPERTY TO THE EAST SIDE OF SCHRIBER STREET, AND WHO CAN DENY THE CHURCH? IT STILL STANDS TODAY AND IT GOES THE COMPLETE LENGTH FROM EAST LIVE OAK TO OLTORF. THE AUSTIN CITY COUNCIL AND MY GRANDFATHER CREATED A SITUATION TO BE SURROUNDED BY HIGH SCHOOL, SECTION 8 HOUSING AND A CHURCH. IT WAS ALL GOOD AND FINE SINCE WE HELPED CONCEIVE IT. WE WERE LIVING WITH IT. NOW I CAN'T LIVE

WITH IT ANYMORE SINCE MY ILLNESS HAS OCCURRED. I'M ASKING THE CITY COUNCIL TODAY TO HELP ME WITH AN THAT HAS COME MY WAY. I WANT TO KEEP MY GRANDFATHER'S HOUSE KEPT GOOD LOOKING FOR YEARS TO COME. TO ACHIEVE THIS I WANT TO SELL MY PROPERTY TO MR. M. DAVIS AND THE DAVIS COMPANY SO HE CAN HAVE HIS COMPANY OFFICE LOCATED THERE. MR. DAVIS AND I SHARE THE SAME VISION FOR THE HOUSE. WE WANT TO KEEP THIS BUILDING ONE OF THE LANDMARKS OF TRAVIS HEIGHTS. HE WILL REJUVENATE THE HOUSE AND LAND BY INVESTING MONEY TOWARDS THIS GOAL. IN 2003 -- I WANT TO MAKE ONE MORE POINT. IN 2003 THE TOWDY PROPOSED THE 18 HOUSES THAT ARE ON THE ACRES ON THE OTHER SIDE OF OLTORF FROM ME AND IT'S ALMOST A TOWNHOUSE SITUATION. AGAIN, NOTHING BUT SUPPORT FROM OUR FAMILY. OUR FAMILY PLUMBING COMPANY HAS CONTRACTED ALL BUT TWO OF THE HOUSES.

Mayor Wynn: THANK YOU, MR. SCHRIBER.

MAYOR WYNN AND COUNCIL, HI, MY NAME IS DARLA SCHRIBER AND I WOULD LIKE MR. MONTY DAVIS TO SPEAK IN MY PLACE. HE IS THE GENTLEMAN WE ARE UNDER CONTRACT WITH ON OUR PROPERTY ON 1207 EAST LIVE OAK. HE WANTS TO SPEAK ON WHAT HE WANTS TO DO WITH THE PROPERTY. [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS] >>... BECAUSE IT'S SUCH A BEAUTIFUL LOCATION AND THE HOME, OUR INTENTIONS OR TO -- TO REJUVENATE THIS PROPERTY, THAT THE SCHRIBERS BUILT SO MANY YEARS AGO AND CREATE A WONDERFUL CORNER LOCATION THERE. I HAVE -- I HAVE GOT A LANDSCAPE BACKGROUND, ONE OF THE THINGS THAT I TRULY LOVE ABOUT THIS IS THE -- THE ATMOSPHERE WITH THE PORCH AND WHAT WE WANT TO DO WITH THE -- WITH THAT CORNER LOCATION. I AM SYMPATHETIC TO THE PROPERTY OWNERS IN THE AREA THERE. AND THEIR CONCERNS. AND I'M CERTAINLY VERY OPEN TO CREATE WHATEVER IS NEEDED TO -- TO APPEASE THE PROPERTY OWNERS IN THE AREAS WITH ANY OTHER CONDITIONS THEY WOULD LIKE TO PUT ON THE PROPERTY. WE ARE NOT GOING TO CHANGE THE PROPERTY IS WHAT I'M TRYING TO SAY. WE WANT TO KEEP THIS AS THIS IS -- THIS HOME BEING THE WAY THAT IT IS, AND THERE'S NOT GOING TO BE ANY REDEVELOPMENT,

ONLY REKVUE NATION TO IT. IT WOULD -- REJUVINATION FOR IT. IT WOULD BE A WONDERFUL PLACE FOR OUR BUSINESS. ONE OF THE CONCERNS THAT THE NEIGHBORHOOD HAD WAS THAT NOBODY IS GOING TO BE THERE AT NIGHT. I WANT TO ASSURE YOU THERE WILL BE QUITE A BIT OF INVESTMENT INTO THIS PROPERTY INTO THE REJUVINATION, LANDSCAPING AND ALL, THAT WE WILL CERTAINLY ADDRESS ANY KIND OF ISSUE LIKE THAT. I KNOW THAT THE LOT ACROSS THE STREET HAS BEEN VACANT FOR SOME TIME I HAVE NOTICED ANY, THEY HAVEN'T NOTICED ANY TRANSIENT TYPE OF THINGS GOING ON THERE. THAT'S ALL THAT I WOULD LIKE TO SAY. I HOPE THAT YOU GIVE US SOME CONSIDERATION FOR THIS. THIS IS A BEAUTIFUL PIECE OF PROPERTY. I THINK IT WOULD BE A REAL ASSET TO THE TRAVIS HEIGHTS AREA. THANK YOU.

THANK YOU, SIR.

Mayor Wynn: MR. WITLIFF, WELCOME, YOU WILL HAVE THREE MINUTES.

THANK YOU, MAYOR AND COUNCIL. MY NAME IS JIM WITLIFF AND I HAVE REPRESENTED MR. DAVIS ON A COUPLE OF OTHER TRANSACTIONS AND -- MY LITTLE BOY IS HERE. SICK DAY FROM SCHOOL. SO WE WILL START THE INTERNSHIP TODAY, I APPRECIATE YOUR INDULGENCE. THE -- THE REASON THAT I'M HERE IS MR. DAVIS ASKED ME TO COME HERE. THE NEIGHBORHOOD PLANNING PROCESS IS PRETTY MUCH AT ABOUT THE 11th AND A HALF HOUR AND I KNOW THAT THE PROCESS IS DESIGNED NOT TO HAVE ANY SHARP LEFT TURNS AT THE END OF IT. SO -- SO ONE OF THE THINGS THAT WE ARE ASKING YOU TO DO IS TO -- TO CONSIDER ON NOVEMBER 17th, MAKING RESOLUTION TO ASK THE STAFF TO TAKE A LOOK AT THIS PROPERTY GOING THROUGH THE PROCESS, STAFF REVIEW, NEIGHBORHOOD REVIEW, PLANNING COMMISSION REVIEW AND THEN BACK TO COUNCIL WITH CONSIDERATION FOR IT BEING NO-MU-CO-NP ZONING. I WANT TO JUST -- JUST -- SORRY COUNCILMEMBERS.

Mayor Wynn: THAT'S OKAY. I HAVE ONE MORE THING TO SAY.

NO.

JIM, I'M GLAD I'M NOT THE ONLY ONE THAT HAS TO GO THROUGH THIS.

THANK YOU FOR YOUR UNDERSTANDING. I WANT TO SAY JUST ONE MORE THING, COUNCIL. HOPEFULLY I'M NOT PREACHING TO THE CHOIR WHEN I SAY THIS, BUT I SPOKE TO GENE MATHERS TODAY, THE -- THE -- THE CO-PRESIDENT OF THE NEIGHBORHOOD ASSOCIATION AND SHE EXPLAINED TO ME WHAT HER CONCERNS WERE AND WHAT THE CONCERNS OF THE NEIGHBORHOOD WERE. BUT IN EXPLAINING IT, I QUOTED TO HER WHAT IT SAYS IN SECTION 25293 OF THE CITY CODE, WHICH IS THE DEFINITION OF NO ZONING, WITH YOUR INDULGENCE I'M GOING TO REPEAT THOSE WORDS REAL QUICKLY. NEIGHBORHOOD OFFICE DISTRICT IS THE DESIGNATION FOR A SMALL OFFICE USE THAT SERVES NEIGHBORHOOD OR COMMUNITY NEEDS, IS LOCATED IN OR ADJACENT TO A RESIDENTIAL NEIGHBORHOOD, AND ON A COLLECTOR STREET THAT HAS A WIDTH OF 40 FEET OR MORE AND DOES NOT UNREASONABLY AFFECT TRAFFIC. AN OFFICE IN A NO DISTRICT MAY CONTAIN NOT MORE THAN ONE USE. SITE DEVELOPMENT REGULATIONS APPLICABLE TO AN NO DISTRICT ARE DESIGNED TO PRESERVE COMPATIBLE WITH EXISTING NEIGHBORHOODS THROUGH RENOVATION AND MODERNIZATION OF EXISTING STRUCTURES. THIS IS EXACTLY WHAT MONTY DAVIS WANTS TO DO. WE ARE WILLING TO RESTRICT THE HEIGHT TO ONE STORY, AND TO MAKE OTHER REASONABLE RESTRICTIONS. MS. MATHERS TOLD ME THAT HER POSITION WOULDN'T CHANGE, BUT THAT IF IT WAS GOING TO BE NO, SHE WOULD WANT PLENTY OF CONDITIONS TO ASSURE THE NEIGHBORHOOD AND I THINK THAT WE ARE WILLING TO DO THOSE CONDITIONS, WE HOPE THAT YOU WILL GIVE THIS SOME CONSIDERATION, THANK YOU FOR YOUR TIME.

THANK YOU, MR. WITLIFF. [BUZZER SOUNDING] OUR NEXT SPEAKER IS DECANDICE CROZIER. WELCOME, YOU WILL HAVE THREE MINUTES.

THANK YOU, MAYOR. MAYOR PRO TEM AND COUNCILMEMBERS. MY NAME IS DECANDICE CROZIER, VICE-

PRESIDENT OF THE SAINT JOHN'S NEIGHBORHOOD ASSOCIATION. I'M HERE TODAY REPRESENTING THE ACTIVE COMMUNITY MEMBERS AND BUSINESSES OF THE SAINT JOHN'S AREA. EAST OF 35. WE REALIZE IN EVERY COMMUNITY THERE ARE PEOPLE THAT JUST LIVE AND BREATHE AND ARE NOT AN ACTIVE PART OF THE COMMUNITY. THOSE ARE THE PEOPLE WHO DO NOT REALIZE THEY HAVE NOT BEEN INFORMED ADEQUATELY ABOUT THE DAY LABOR SITUATION ON SAINT JOHN'S AVENUE. MANY HAVE SAID THAT THEY ARE NOT BOTHERING ANYBODY. WE WANT YOU TO KNOW THAT OUR CHILDREN AND BUS RIDERS ARE SOMEBODY AND THEY HAVE FEELINGS, TOO. IT IS APPALLING THAT PEOPLE WITH NO VESTED INTEREST IN SAINT JOHN CAN TELL US COMMUNITY PEOPLE WHAT WE SHOULD ACCEPT OUR CHILDREN AND WOMEN BEING VERBALLY SEXUALLY HARASSED AND -- EXCUSE ME, AS THEY WALK TO SCHOOL AND/OR CATCH THE BUS ON SAINT JOHN. WE ASK THE COMMUNITY, WE LOVE OUR CHILDREN, WE WANT TO PROTECT THEM AS WELL AS OTHER RESIDENTS. AT THE SAME TIME, WE RESPECT AND APPLAUD THE MEN SEEKING WORK. IN FACT WE ARE A CARING COMMUNITY. THEIR SAFETY IS VERY IMPORTANT TO US. STANDING ON THE STREETS AND BEING PICKED UP WITH NO RECORD OF WHO PICKS THEM UP IS VERY SCARY TO US. WE FEEL THAT PUTTING A SITE ON SAINT JOHN WILL CAUSE HAVOC TO OUR COMMUNITY RESIDENTS AND BUSINESSES SUCH AS A.B.C. AND OTHERS. SIMPLY BECAUSE THEY HAVE NOT SHOWN US YET THAT THEY HAVE IMPLEMENTED THEIR CODE OF CONDUCT. THE AREA IS STILL TRASH SHE. SOMETIMES TRASHY, BAGS HANGING FROM TREES, MEN JAY WALKING, ENTRANCE TO BUSINESSES BEING BLOCKED, MEN LYING ON THE GROUND, NOT MOVING OFF THE SIDEWALKS TO ALLOW OUR CHILDREN TO PASS. AND LAST BUT NOT LEAST, STILL APPROACHING OUR CHILDREN WITH SEXUAL COMMENTS AND OFFERING TO BUY BEER FOR THEM. IN FACT, MUNICIPAL COURT JUDGE ALFRED JENKINS OVERTURNED THE SOLICITATION BAN LEAVING OUR COMMUNITY AT RISK WITH NO -- WITH NO WAY TO PROTECT OUR RESIDENTS. IF THE FACILITY WORKED THE SAME HOURS AS FIRST WORKERS, THE PROBLEM WOULD STILL BE THERE. WE HAVE HAD SEVERAL COMMUNITY MEETINGS WITH EQUAL JUSTICE AND TWO DAY LABORERS ALONG WITH

CAPITAL METRO, BECAUSE OF THEIR COMPLAINTS THEY RECEIVED AND ABC MUCH WE HAVE OFFERED TO SUPPORT REAL ISSUES CONCERNING FIRST WORKERS. AS OF OUR LAST MEETING, OCTOBER 20th, THEY HAVE NOT APPROACHED FIRST WORKERS FOR A SIT-DOWN. WE ARE ASKING CITY COUNCIL TO CONTINUE TO REPRESENT OUTSIDE AS A WHOLE AND NOT JUST A GROUP OF PEOPLE. WE NEED TO UTILIZE OUR TAX DOLLARS IN THE BEST POSSIBLE WAY. AFTER ALL, THERE IS NOTHING [INDISCERNIBLE] TO SEEK WORK, AS THE NEIGHBORHOOD ASSOCIATION WE FEEL LIKE THE LONE RANGER WITHOUT TONTO, BATMAN WITHOUT ROBIN. THE DAY LABORERS ON THE OTHER HAND HAVE EQUAL JUSTICE, THE JUSTICE LEAGUE, WITH MUCH POWER, MUCH MONEY, THANK YOU.

Mayor Wynn: THANK YOU.

Thomas: MAYOR, COULD I ASK A QUESTION. MS. CROZIER, WHEN THE GROUP CAME, THEY SAID THEY DID A SURVEY OF THE COMMUNITY OVER 200 HOUSES. ARE YOU AWARE OF THAT? DID YOU RECEIVE A SURVEY FROM THE GENTLEMEN THAT WERE DOING A SURVEY IN THE COMMUNITY ABOUT THE DAY LABOR AT THAT LOCATION?

THEY HAD -- EXCUSE ME, OCTOBER 20th, IN OUR LAST MEETING, THAT WAS NOT EVEN HALF OF THE HOMES OUT IN SAINT JOHN, AND UNFORTUNATELY THEY HAVE NOT STOPPED BY OUR HOUSE. BUT WE DO KNOW OF THE SURVEY THAT THEY WERE DOING AND ACTUALLY WHAT HAPPENED WAS THAT WE WERE PASSING THROUGH THE COMMUNITY AND WE SAW EQUAL JUSTICE OUT THERE. UNFORTUNATELY, THEY DID NOT RESPECT US ENOUGH TO TELL US AHEAD OF TIME THAT THIS IS WHAT THEY WERE DOING IN OUR COMMUNITY.

Thomas: HOW MANY HOUSEHOLDS WOULD YOU SAY IS IN SAINT JOHN?

INCLUDING THE APARTMENTS, I WOULD SAY ABOUT 900 PLUS. BETWEEN 8 AND 900.

Thomas: THANK YOU.

UH-HUH.

Mayor Wynn: THANK YOU, MS. CROZIER. ANY LUCK WITH MR. JOHNSON'S POWERPOINT. WELCOME BACK, PAT, YOU WILL HAVE THREE MINUTES. 7.

ALL RIGHT, COUNCIL. THERE IT IS. POWER POINTS AND THIS AUDIOVISUAL THAT WE HAVE HERE IN THE COUNCIL IS REALLY GREAT FOR THE CITIZENS SO THEY CAN -- A LOT OF TIMES THEY CAN'T HEAR PEOPLE, BUT IF YOU HAVE A PRESENTATION THEY CAN READ. TODAY'S PRESENTATION IS ABOUT OUR EMPLOYEES THAT WORK IN THE CTECC, WHICH IS OUR EMERGENCY COMMUNICATION EMPLOYEES. THEY HAVE THE MOST STRESSED OUT JOB OF ANY JOB POSITION IN THE CITY OF AUSTIN. AND ALSO THE MOST UNDERPAID. HERE YOU SEE WHEN YOU CALL 911 OR 311, PEOPLE SAY WELL, WHERE ARE YOU AT? THEY ARE LOCATED OUT AT THE OLD MUELLER AIRPORT. AND AS YOU CAN SEE HERE, THIS SLIDE HERE, THIS IS THE CENTER THEY WORK IN. IT'S KIND OF INTIMIDATING TO SOME OF THEM BECAUSE OF WHERE THEY'RE AT BECAUSE IT'S MORE OF AN OPEN ROOM ATMOSPHERE. BUT I CAN ASSURE YOU THAT IT'S A LOT BETTER THAN IT WAS IN THAT ASBESTOS TRAP THEY HAD AT THE POLICE STATION. YOU KNOW, I CALLED PROBABLY MORE THAN THE AVERAGE CITIZEN DOES. IF WE ARE GOING TO HAVE ANY EFFECT ON REDUCING THE CRIME RATE IN OUR COMMUNITY, THE CITIZENS ARE GOING TO HAVE TO BECOME PROACTIVE. THEY ARE GOING TO HAVE TO CALL THE POLICE, THE FIRE, THE E.M.S. IT'S VERY IMPORTANT, THOUGH, THAT THE PUBLIC UNDERSTANDS THAT IF YOU HAVE A TIME WARNER DIGITAL TELEPHONE, YOU CAN'T -- YOU PROBABLY KNOW BY NOW, YOU CAN'T DIAL 311. YOU ARE ONLY ALLOWED TO DIAL 911. SO IT'S VERY IMPORTANT THAT IF YOU HAVE A TIME WARNER PHONE, IF YOU HAVE GOT A NON-EMERGENCY CALL, SUCH AS A LOOSE DOG OR WHATEVER, YOU HAVE TO DIAL 974-5750, THAT'S A NON-EMERGENCY LINE INTO THE POLICE DEPARTMENT. IF YOU LIVE OUTSIDE OF THE CITY LIMITS, BUT WITHIN TRAVIS COUNTY, YOU CANNOT DIAL 311. YOU HAVE TO CALL 974-0845 AND PRESS 3. AND THEY WILL ANSWER. IT'S VERY, VERY IMPORTANT, CITIZENS, I UNDERSTAND THAT YOU GET OUT THERE ON THE PHONE, YOU WAIT ON HOLD, AND WHEN THEY FINALLY ANSWER THEY TAKE A LOT OF OFFENSIVE

LANGUAGE. THAT IS HIGHLY UNCALLED FOR. THOSE MEN AND WOMEN UP THERE ANSWERING THOSE PHONES FOR YOU TO SEND YOU HELP COULD BE A MOTHER, A FATHER, A DAUGHTER, OR SOMEONE WITH A SICK RELATIVE. SO USING OFFENSIVE LANGUAGE DOES NOTHING TO HELP THE PROBLEM. THEY ARE STILL GOING TO COME. THEY ARE DEDICATED. I WOULD JUST ASK, NUMBER ONE, WHEN YOU CALL 311, 911 OR 974-5750 NUMBER, THE FIRST INFORMATION THAT COMES OUT OF YOUR MOUTH TO THEM IS YOUR LOCATION. THAT IS THE FIRST INFORMATION AND THEN THEY WILL ASK YOU THE REST. AS A CITIZEN, I WOULD LIKE TO THANK OUR -- THANK CTECC'S EMPLOYEES FOR THEIR DEDICATION. EVEN THOUGH THAT MULTI-MILLION DOLLAR CAD SYSTEM THAT WE PAID FOR WITH OUR TAX DOLLARS IS STILL NOT WORKING PROPERLY. IT'S GETTING BETTER. BUT TO COMPARE THE ISSUE IT'S LIKE TELLING A POET TO GO WRITE A POEM WITHOUT A PENCIL. THANK YOU.

Mayor Wynn: THANK YOU, MR. JOHNSON. COUNCIL, THAT'S ALL OF THE FOLKS WHO SIGNED UP FOR CITIZENS COMMUNICATION. WE -- WITHOUT OBJECTION, WE CAN NOW GO BACK INTO CLOSED SESSION AND CONTINUE OUR DISCUSSION OF ITEM NO. 24, THE PERFORMANCE EVALUATION OF OUR MUNICIPAL OUTER CLERK PURSUANT TO SECTION 551.074, WE ARE NOW IN CLOSED SESSION. I ANTICIPATE US BEING THERE UNTIL OUR 2:00 BRIEFING. THANK YOU.

THERE BEING A QUORUM PRESENT AT THIS TIME I WILL CALL TO ORDER THE MEETING OF THE CITY COUNCIL, WE HAVE BEEN IN RECESS FOR THE LAST HALF OR SO HAVING COMPLETED OUR PERFORMANCE EVALUATION OF THE MUNICIPAL COURT CLERK IN CLOSED SESSION. WE WILL NOW GO TO THE 2:00 BRIEFING, WHICH TECHNICALLY IS AN ITEM FROM COUNCIL THIS WEEK. WE ARE GOING TO HEAR ABOUT THE RIVER OF TRADE CORRIDOR COALITION, WE ARE HONORED TO WELCOME FROM THE CITY OF DALLAS COUNCILMAN BILL BLADES WHO I THINK IS WITH US, WILL BE LEADING THE PRESENTATION, OFFICERS FROM DALLAS COUNTY AS WELL AS FOLKS WITH DEAN INTERNATIONAL. SO WITH THAT, LET'S CALL UP ITEM NO. 20, THE RIVER OF TRADE CORRIDOR COALITION PRESENTATION. WELCOME TO

AUSTIN.

THANK YOU, MAYOR WYNN, I APPRECIATE THAT VERY MUCH. ON BEHALF OF OUR MAYOR, LAURA MILLER AND THE DALLAS CITY COUNCIL, I GIVE YOU WELCOME. AND I APPRECIATE VERY MUCH THE OPPORTUNITY TO BE IN FRONT OF YOU TODAY TO TALK ABOUT SOMETHING THAT -- THAT HAS BECOME VERY IMPORTANT, NOT ONLY TO THE CITY OF DALLAS, BUT WE THINK TO -- TO EVERY STATE BETWEEN TEXAS AND THE CANADIAN BORDER. WORKING IN EFFORTS TO TRY AND SPEAK AS ONE VOICE FROM THE TEXAS-MEXICO BORDER, TO THE CANADIAN BORDER REGARDING NAFTA HIGHWAY AND THE NAFTA TRADE ROUTES AS THEY RUN THROUGH THE STATES THAT WE REPRESENT. WE HAVE FOR THE LAST SEVERAL MONTHS BEEN VERY ACTIVE IN WORKING WITH NOT ONLY THE CITIES, COUNTIES, BUSINESSES, METROPOLITAN TRANSPORTATION ORGANIZATIONS FROM LAREDO TO MEMPHIS, TENNESSEE. TO ESTABLISH THE BEGINNINGS OF THE RIVER OF TRADE AND THAT NOW INCLUDES ALL THE WAY TO LAZAR CADERNAS, MEXICO. PORTS THAT WE HAVE BEEN WORKING WITH ALONG THE MEXICAN PACIFIC COAST, WHO ARE BECOMING VERY ACTIVE IN THE TRADE PROCESS IN DEALING WITH NOT ONLY THE UNITED STATES BUT CANADA. IF YOU HAVE, I THINK, BEFORE YOU, A PRESENTATION THAT WE HAVE BEEN MAKING ACROSS THE STATE, I CALL YOUR ATTENTION TO START REALLY AT PAGE 4. I'LL TELL THE STORY ABOUT THE MAYOR OF MEMPHIS IN A LITTLE BIT. BUT STARTING WITH PAGE 4, A LITTLE BIT OF HISTORY LESSON, FOR 200 YEARS, TRADE THROUGH THE UNITED STATES WAS PRIMARILY WITH EUROPE. AND OUR -- OUR MAIN TRADE ROUTES CAME THROUGH THE EAST COAST, CAME THROUGH TO CHICAGO AND KANSAS CITY AND THEN WERE DISBURSED ACROSS THE BALANCE OF THE COUNTRY. IN THE LAST FEW YEARS CANADA HAS BECOME OUR NUMBER ONE TRADING PARTNER, 80% OF THEIR GROSS NATIONAL PRODUCT IS EAST OF THE GREAT LAKES. IF YOU DREW A STRAIGHT LINE DOWN THROUGH THE MIDDLE OF THE NIGHTS, THAT CAME RIGHT THROUGH DALLAS, TO THE GULF GULF COAST, MORE THAN HALF OF THE POPULATION OF THE UNITED STATES LIVES EAST OF THAT LINE. IT PUTS THIS ENTIRE CORRIDOR IN THE NEW TRADE ROUTES OF THE COUNTRY. BECAUSE

CANADA IS OUR NUMBER ONE TRADING PARTNER TODAY. MEXICO IS NUMBER TWO. CHINA IS NUMBER THREE, JAPAN NUMBER FOUR. THAT'S NOT COMING FROM THE EAST TO THE WEST; THAT'S GOING FROM THE WEST TO THE EAST AND SOUTH TO THE NORTH. WHICH PUTS TEXAS RIGHT IN THE HEART OF WHAT WE ARE TALKING ABOUT, AND WHY THE RIVER OF TRADE ORGANIZATION HAS EVEN BEEN CONTEMPLATED IN DEALING WITH THE RESULTS OF THE NAFTA HIGHWAY. 1992, WHEN NAV TAKE WAS PUT TOGETHER -- NAV NAFTA WAS PUT TOGETHER, WE DIDN'T CHOOSE THE ROUTE THAT THE INDUSTRY HAS TAKEN TO DELIVER TO THE CANADIAN MARKETS AND TO THE NORTHEAST. IF YOU LOOK AT THE MAPS ON PAGE 7 OF YOUR BROCHURE, THE GOLD LINES, THE HEAVIER THE LINE, THE HEAVIER THE TRUCK TRAFFIC GOLD. THE RED LINE IS THE UNION PACIFIC RAIL OUT OF L.A. LONG BEACH. ONCE YOU FIND WE DIDN'T CHOOSE THE ROUTE, NEITHER DID MEXICO, NEITHER DID CANADA. THE PEOPLE WHO DRIVE THEM CHOOSE THE ROUTE BECAUSE IT WAS THE FASTEST WAY TO GET MERCHANDISE TO ITS FINAL LOCATION. THIS MAP WAS PRODUCED BY THE UNIVERSITY OF TEXAS AT SAN ANTONIO. IN AN EFFORT TO TRY TO IDENTIFY THE MAJOR TRUCKING ROUTES FROM THIS STATE TO THE NORTH, NORTHEAST AND CANADA. THE NAFTA HIGHWAY IS BY FAR THE HEAVIEST OF THOSE ROUTES FROM LAREDO TO SAN ANTONIO TO AUSTIN TO WACO TO HILLSBORO. YOU HAVE A DIVIDED HILLSBORO WITH 35 W GOING NORTH, 35 E GOING TO THE EAST AND THE NAFTA TRUCKERS CHOSE EAST, TURNING EAST AT DALLAS ALONG INTERSTATE 20, 635 AND INTERSTATE 30 OUT TO TEXARKANA, LITTLE ROCK AND MEMPHIS. NASHVILLE AND ON TO THE MARKETS TO THE EAST. WHAT YOU FIND ON PAGE 5 IS A PICTURE OF WHAT THAT NAFTA TRAFFIC IS TO LOOK LIKE IN 2020. AGAIN, THE HEAVIER ROUTES, THE HEAVIER THE GREEN LINE, THE HEAVIER THE TRUCK. ROUTING OR RAIL ROUTING. ALONG THOSE CORRIDORS. SO WE ARE IN THAT TRADE PATTERN WHETHER WE WANT TO BE OR NOT. WHETHER WE WANT TO DEAL WITH THE ISSUES THAT ARE INVOLVED OR NOT. BUT I CAN TELL YOU THAT DALLAS DOES WANT TO BE INVOLVED IN THE ISSUES THAT AFFECT TRADE COMING THROUGH OUR CITY AND WE FEEL LIKE THAT EVERYBODY ALONG THAT ROUTE, WHETHER IT AFFECTS US OR WHETHER IT AFFECTS

YOU, IS SOMETHING THAT WE NEED TO BE ABLE TO SPEAK ABOUT TOGETHER. THE RIVER OF TRADE IS SOMETHING THAT TAKES THAT IN PLACE. WHY IS ALL THAT TAKING PLACE? IF YOU LOOK ON PAGE 6, VERY GOOD EXAMPLE OF WHAT'S HAPPENING. THAT SHIP THAT YOU SEE THERE, IT'S TOO LARGE TO GO THROUGH THE PANAMA CANAL. IT HAS TO GO THROUGH A DEEP WATER PORT, BECAUSE IT HAS TO HAVE A MINIMUM 45 FEET CLEARANCE. IN ORDER TO GET INTO THE PORT. COMING EAST-WEST, CHINA HAS OVER 200 OF THOSE. THAT WON'T GO THROUGH THE PANAMA CANAL. THEY GO BACK AND FORTH FROM CHINA TO THE U.S. AND BACK. IT TAKES 20 TRAINS A MILE LONG DOUBLE STACKED TO UNLOAD ONE OF THEM. ONE. THEY HAVE OVER 200. THERE ARE 95 MORE ON ORDER. KOREA IS LAUNCHING ONE IN DECEMBER, SOUTH KOREA, CALLED THE DALLAS, ITS FIRST PORT OF CALL WILL BE L.A. LONG BEACH BECAUSE IT IS ONE OF TWO BLUE WATER PORTS THAT WE HAVE ON THE PACIFIC COAST. TWO. SEATTLE OR LONG BEACH. THAT'S WHY THE MEXICAN PORTS BECOME SO IMPORTANT. SEA OF CORTEZ. MANZANILLA, MEXICO AND LAZARO CARDENAS IN THE SOUTHERN PORTIONS OF THE COUNTRY, ON THE PACIFIC COAST. ALL THREE OF THOSE ARE DEEP WATER PORTS THAT CAN HANDLE THE BIG SHIPS TODAY. THEY HAVE BECOME VERY IMPORTANT BECAUSE CHINESE SHIPMENTS ARE GOING TO CONTINUE TO GET LARGER. AND FASTER. AND THE IDEA IS THAT IN GOING INTO ONE L.A. LONG BEACH, THEY ARE STACKING UP FOR AS MUCH AS SEVEN DAYS, OFF-SHORE. WHICH IS A DISASTER TO THE TRANSPORTATION INDUSTRY IF YOU ARE DEALING WITH PRODUCTS TRYING TO GET THEM TO THEIR MARKETPLACE. THAT IS NOT GOING TO CHANGE, THE UNION PACIFIC RAILROAD THAT YOU SAW ON THE OTHER MAP IN RED HAS COMMITTED NOW TO DOUBLE TRACKING BETWEEN L.A. AND DALLAS IN ORDER TO TRY TO RELIEVE OF THAT ISSUE TO GET IT THROUGH THAT PORT, GET THE PRODUCTS THROUGH THE PORT AS FAST AS THEY POSSIBLY CAN. THAT BRINGS IT INTO DALLAS, TEXAS WHERE THEY HAVE NOW BUILT A NEW INTERMODAL THREE TIMES THE SIZE OF THE ONE THAT WAS ALREADY THERE IN MESQUITE, TEXAS, THEY BUILT IT IN DALLAS BECAUSE OF THE NAFTA TRUCK TRAFFIC. THE TRUCKS WERE ALREADY THERE. THEY ARE TRYING TO GET THEM TO THEM AS FAST AS THEY CAN GET THEM THERE. IF THEY ARE GOING TO THE

SOUTHERN MARKETS, IT MEANS THAT WE HAVE TO EITHER INCREASE OUR RAIL CAPABILITIES WITH MEXICO OR EXPAND OUR ABILITIES TO HANDLE THE TRUCK TRADE OUT OF LAREDO, DEL RIO, PRESIDIO, EL PASO, BECAUSE THE CONTAINERIZATION IS GOING TO BE THERE. WE WANT TO BE ABLE TO SPEAK AS ONE VOICE IN THAT RIVER OF TRADE. WITH THOSE WHO ARE DRAMATICALLY AFFECTED BY IT. SO WE ARE TALKING WITH EVERY TOWN, EVERY CITY, EVERY COUNTY, EVERY MAJOR BUSINESS ALONG THAT ROUTE. TO ASK THEM TO JOIN WITH US IN WHAT WE CALL THE RIVER OF TRADE. DOESN'T COST YOU A DIME. BUT IT WILL COST YOU SPENDING A LOT OF TIME TALKING WITH EVERYBODY YOU KNOW. THAT WAS BEING REINFORCED AT THE FEDERAL LEVEL BY WHAT WE CALL THE RIVER OF TRADE CONGRESSIONAL CAUCUS, PICTURED ON PAGE 11 OF YOUR BROCHURE. THOSE -- THOSE GENTLEMEN, ALONG WITH -- WITH REPRESENTATIVE JOHNSON, OUT OF DALLAS, BETWEEN OCTOBER OF LAST YEAR AND AUGUST WHEN THE PRESIDENT SIGNED THE NEW TRANSPORTATION BILL, THEN SOMETHING IN A VERY SHORT PERIOD OF TIME THAT'S NEVER BEEN DONE BEFORE. IF YOU ARE LOOKING AT PAGE 10, JUST ABOVE, YOU'LL SEE THE RIVER OF TRADE NAFTA TRADE CORRIDORS AS THEY ARE SUSPECTED TO COME THROUGH TEXAS. I-35, WAS NAMED THE NATIONAL HIGH PRIORITY CORRIDOR. I 69 WAS NAMED A NATIONAL HIGH PRIORITY CORRIDOR. MOST PEOPLE NEVER HEARD OF I 69, IT ONLY EXISTS BETWEEN THE CANADIAN BORDER AND INDIANAPOLIS TODAY. BUT IT IS FUNDED AND THERE ARE SECTIONS OF IT BEING BUILT TODAY, IT WILL BE ANOTHER 15 YEARS BEFORE IT'S COMPLETE PROBABLY. YOU HAVE TO BUILD A NEW BRIDGE ACROSS THE MISSISSIPPI RIVER. BUT IT'S COMING OUT OF HARLINGEN ACROSS THE NORTHERN END OF HOUSTON TO LUFKIN, TO SHREVEPORT, TO MEMPHIS. THAT LEFT OUT THE TRADITIONAL NAFTA HIGHWAY COMPLETELY. BUT WE ARE INDEED IN SUPPORT OF THAT, BUT THEY OF US BECAUSE THERE IS GOING TO TAKE MORE THAN ONE ROUTE TO GET ALL OF THIS THROUGH THIS STATE. BUT DON'T MAKE A MISTAKE, WE ARE SUPPORTIVE OF KEEPING IT THROUGH VERY CLOSE TO ITS ORIGINAL LOCATION. THAT IS TRADE THAT WE -- THE MAJORITY OF THE CITIES ALONG THAT LINE NEED AND SUPPORT AND CONTINUE THE GROWTH PATTERN. WE HAVE

BEEN ACCUSED, WELL, I'M GOING TO BACK UP HERE JUST A MINUTE. WHAT THESE GENTLEMEN DID WAS TAKE THAT YELLOW LINE RIGHT THERE, THAT YOU SEE, THE I 30, I 40 LINE AND GET IT NAMED A NATIONAL HIGH PRIORITY CORRIDOR AS WELL. IT WAS NOT. IT WOULD NOT HAVE WORKED HAD THAT NOT BEEN NAMED THE NATIONAL HIGH PRIORITY CORRIDOR BECAUSE OF THE FACT THAT WE NEEDED THE FUNDING TO MAKE SURE THAT WE COULD REPAIR THE HIGHWAYS, PUT THE SERVICE ROADS IN, BUY RIGHT-OF-WAY, DO WHATEVER WAS NECESSARY TO KEEP THE NAFTA HIGHWAY IN PLACE AND IN GOOD CONDITION. THAT OCTOBER TO AUGUST TIME FRAME WAS UNHEARD OF. BUT THEY ARE A GROWING GROUP IN CONGRESS THAT IS WILLING TO SPEAK FOR EVERY ISSUE THAT INVOLVES THIS RIVER OF TRADE OPERATION AT THE FEDERAL LEVEL. WE ARE WORKING AT THE STATE LEVEL AS WELL. AND TRYING TO -- TO BRING IN OUR STATE CONTINGENT TO BE INVOLVED AS WELL AS THE NATIONAL SIDE. WE HAVE GOTTEN MEMBERSHIP FROM A -- EXCUSE ME, FROM LAZARO CARDENAS FROM LAREDO ALL THE WAY TO MEMPHIS, TENNESSEE. NOW WE ARE CONTINUING FROM THIS POINT FORWARD TO MOVE IT ALL THE WAY TO THE CANADIAN BORDER UP THE ORIGINAL NAFTA HIGHWAY SO THAT WHEN THERE IS A PROBLEM IN THAT CORRIDOR, THERE ARE SIX OR SEVEN STATES AND MANY POLITICIANS, MANY BUSINESSES, BEHIND WHO WALKS IN THE DOOR. IT'S NOT JUST THE MAYOR OF AUSTIN WALKING IN AND SAYING WE HAVE A PROBLEM IN AUSTIN. IT'S EVERY MEMBER OF THE TEXAS DELEGATION WALKING IN AND SAYING WE HAVE A PROBLEM WITH THE NAFTA HIGHWAY. IT'S NOT THE MAYOR OF NORTH LITTLE ROCK, ARKANSAS SAYING I HAVE A CONSTRICTION IN I 40 IN THE MIDDLE OF MY DOWNTOWN THAT NEEDS TO BE WIDENED NOW THAT IT'S PART OF THE NATIONAL COALITION OR THE CONGRESSIONAL PRIORITY HIGHWAYS. THERE CAN BE ADDITIONAL FUNDING TO EXPAND IT BECAUSE IT IS PART OF THE NATIONAL HIGHWAY, NAMED AS ONE OF THE CONGRESSIONAL HIGH PRIORITIES. IF ADDITIONAL FUNDING IS NEEDED, TEXAS, ARC, TENNESSEE WALKS IN AND SAYS WE HAVE A PROBLEM IN THE NAFTA HIGHWAY. NOT THE MAYOR OF NORTH LITTLE ROCK TRYING TO FIGURE OUT A WAY TO WIDEN HIS FREEWAY IN THE MIDDLE OF HIS TOWN. THOSE ARE THE

EFFORTS THAT WE ARE TRYING TO WORK TOGETHER ON AS A GROUP. YOU HAVE -- YOU HAVE ALSO IN FRONT OF YOU THE TRANS TEXAS 35 CORRIDOR ON PAGE 16. ONE OF THE THINGS THAT WE HAVE BEEN ACCUSED OF NOT FAVORING. I WILL TELL YOU THAT'S ABSOLUTELY INCORRECT. WE DON'T LIKE WHERE IT WAS GOING. NOT THE IDEA. THE IDEA IS BRILLIANT. BUT WE DID NOT LIKE THE FACT THAT WHEN IT GOT TO THE NORTHERN SECTION OF TEXAS THAT IT WENT EAST TO KAUFMAN, 50 MILES EAST OF DALLAS, 100 MILES WEST OF FORT WORTH ON THE SPLIT AND LEFT OUT THE -- PROBABLY THE 9th LARGEST METROPOLITAN AREA IN THE COUNTRY FOR TRADE. IT MOVED IT COMPLETELY OUTSIDE OF THE TRADE PATTERNS THAT HAVE BEEN ESTABLISHED FOR YEARS. WE ARE NOT OPPOSED TO THE IDEA. WE ARE OPPOSED TO WHERE IT WAS GOING. WHERE YOU ALL FELT LIKE IT WAS WISE TO MOVE IT OUTSIDE INTO THE 130 CORRIDOR. FINE. YOU WANTED IT OUTSIDE THE CENTER PART OF YOUR DOWNTOWN. BUT BECAUSE OF THE WAY THAT THE NAFTA CORRIDOR COMES THROUGH DALLAS, IT'S IN THE COMPLETE SOUTHERN SECTION OF THE CITY THAT IS THE MOST UNDERDEVELOPED AREA IN DALLAS COUNTY. SO WE DID NOT WANT TO SEE THE NAFTA HIGHWAY PULLED OUTSIDE OF DALLAS COUNTY. I HAVE SOMEWHERE IN THE SOUTHERN HALF, IN THE FIVE CITIES THAT ARE IN THE SOUTHERN HALF OF DALLAS COUNTY AND IN THE SOUTHERN SECTION OF THE CITY OF DALLAS COMBINED, CLOSE TO 60,000 UNEMPLOYED PEOPLE. I NEED THOSE JOBS. I NEED THE TRAFFIC THAT NAFTA IS BRINGING THROUGH. AS FAR AS THE CITY OF DALLAS IS CONCERNED. THAT'S WHY WE DID NOT JUST FALL ALL OVER OURSELVES WHEN WE FIRST SAW WHAT WAS BEING PRESENTED. SO ANYBODY THAT TELLS YOU WE WERE OPPOSED TO TRANS TEXAS 35 IS ABSOLUTELY INCORRECT. WE WERE OPPOSED TO THE ROUTING. THAT WAS BEING SHOWN TO -- TO US IN THE FIRST PROGRAM AND OUR INABILITIES TO HAVE ANY COMMENT ABOUT IT BEFORE IT WAS PRESENTED STATE-WIDE. THOSE ARE THE KINDS OF THINGS THAT EVERYBODY FROM LAREDO TO MEMPHIS TODAY WOULD HAVE HAD A SAY IN HAD THE RIVER OF TRADE CORRIDOR BEEN IN POSITION AT THE TIME THAT THAT CAME FORWARD. IT WOULDN'T BE ONE CITY. IT WOULD BE THOSE WHO WERE INVOLVED IN THE HEAVY TRADE TRAFFIC THAT COMES FROM LAREDO TO THE

NUMBER ONE LAND PORT BY VOLUME IN THE WORLD TODAY. THROUGH THIS STATE AND HOW IT GETS OUT THE OTHER SIDE. AND I STAND BEFORE YOU TODAY COMING TO ASK YOU AS A CITY IN THAT ROUTING SYSTEM. WHETHER YOU WANT TRUCKS ON 130 GOING AROUND YOU OR HOWEVER YOU DELIVER THROUGH TRAVIS COUNTY. TO BE PART OF THIS ORGANIZATION. TO HELP US SPEAK AS ONE, TO MAINTAIN THE TRADE ROUTES THAT WE HAVE THROUGH THIS STATE IN A FASHION THAT ALLOWS IT TO GROW ALONG WITH THE TRADE ITSELF. BECAUSE FRIENDS I TRULY BELIEVE IT IS COMING AND IT IS COMING IN A FASHION THAT WE NEED TO BE ABLE TO SPEAK AS ONE IN ORDER TO MAKE IT WORK FOR ALL. WITH THAT I WILL END MY COMMENTS AND IF YOU HAVE ANY COMMENTS WE WOULD BE DELIGHTED TO ANSWER THEM. I HAVE WITH ME MIKE PAPAS WHO REPRESENTS COMMISSIONER MAUREEN DICKEY WITH THE DALLAS COUNTY COMMISSIONERS COURT. I WILL TURN THIS OVER TO MIKE, I THINK HE HAS A FEW WORDS THAT HE WOULD LIKE TO SAY AS WELL.

I PROMISED I WASN'T GOING TO TALK TODAY, I CAN'T HELP IT. TWO THINGS, COMMISSIONER DICKEY IS SORRY SHE CAN'T BE HERE WITH YOU TODAY. IF AND WHEN YOU ALL JOIN THIS COALITION WE NEED YOU TO BE HERE, IT'S IMPORTANT THAT WE PROTECT THIS COMMERCE, THIS TRADE OF COMMERCE IN LAREDO ON THROUGH THE ORIGINAL NAFTA HIGHWAY. BUT AT THE SAME TIME, YOUR CONCERNS BECOME OUR CONCERNS, WE CAN REACH OUT TO THE RAILROAD BECAUSE I HAVE FOUND OUT ONE THING AS I HAVE BEEN LONG INVOLVED WITH THIS PROCESS IS THAT WHAT'S IMPORTANT TO ALL OF US IS QUALITY OF LIFE. THAT'S AN ISSUE THAT WE NEED TO TOUCH ON TO AIR QUALITY AND WE NEED YOUR HELP ON THAT. I JUST WANT TO SAY THANK TO EACH OF YOU ALL BECAUSE RESEARCH, BEING INVOLVED WITH THIS, INVOLVED IN THE POLITICS, THE THINGS THAT YOU ALL ARE CONCERNED IN, I'M VERY IMPRESSED WITH THIS AIR QUALITY PROBLEM THAT YOU ALL HAVE, I CAN TELL YOU I GUARANTEE YOU, TOUCHES OUR HEARTS UP IN DALLAS COUNTY. I KNOW AS ONE VOICE WE CAN SIT HERE AND FIGHT FOR THAT, TOO. THAT'S WHAT WE ARE HERE TODAY. I WANT TO THANK YOU FOR THIS PROGRAM THAT YOU HAVE IN PLACE, IT'S REALLY

PHENOMENAL, IT'S GREAT.

THE ONE THING THAT I DID NOT POINT OUT TO YOU, I WAS SORRY IT WASN'T ON THE SLIDE FOR YOU, IN YOUR WORK THAT WE HANDED TO YOU THERE IS A PICTURE OF THE CURRENT HISTORIC RIVER OF TRADE CORRIDOR IN THE PROCESS. THAT GIVES YOU THE ROUTING THAT WE ARE TAKING AT THIS POINT AND FROM -- FROM WHERE WE WILL CONTINUE TO MOVE UP AT THE REQUEST OF THOSE WHO HAVE BEEN PART OF THE ORGANIZATION SO FAR. I WAS SITTING IN THE MAYOR'S OFFICE, CITY OF MEMPHIS, TENNESSEE, PICTURES IN YOUR BROCHURE. LOVELY OFFICE, BEAUTIFUL FACILITY LIKE YOU HAVE HERE. HE WAS TALKING ABOUT HIS RIVER OF TRADE CORRIDOR BEING THE MISSISSIPPI RIVER. AND WE HAD BEEN TALKING ABOUT 30 MINUTES IN HIS OFFICE AREA AND FINALLY I WAS LOOKING OUT THE WINDOW AT THIS BEAUTIFUL RIVER HE HAS OUT THERE, LIKE YOU DO HERE, AND I SAID COULD WE WALK OUT ON YOUR PATIO JUST A MINUTE. AND HE SAID WELL CERTAINLY. WE WALK OUTSIDE, LOOKING, PROBABLY THE FIRST TIME AND LAST TIME IN THE HISTORY OF THE MISSISSIPPI RIVER, I HAD BEEN THERE ABOUT 45 MINUTES I HAD YET TO SEE ANY KIND OF A BARGE GO BY. IT WAS JUST A BEAUTIFUL RIVER. BUT JUST TO HIS RIGHT I POINTED WAS THE I 40 BRIDGE. AND THERE MUST HAVE BEEN 60 TRUCKS ON THAT BRIDGE. AND THE RAIL WAS RIGHT BELOW IT, HAD A TRAIN GOING ACROSS. I SAID MR. MAYOR THERE'S YOUR RIVER OF TRADE, 365 DAYS A YEAR, 7 DAYS A WEEK, CONSTANT, EVERY HOUR. SOMETHING OF THAT NATURE. HE SAID YOU KNOW I NEVER THOUGHT ABOUT IT THAT WAY. TWO DAYS LATER THEY WERE A MEMBER OF THIS ORGANIZATION BECAUSE IT DOES INDEED BENEFIT THOSE WHO HAVE THAT KIND OF A PROBLEM. HOW WE DEAL WITH IT, HOW DO WE DEAL WITH AIR QUALITY, SHEER VOLUME. BECAUSE IT WILL INCREASE. SO AGAIN I ASK YOU TO -- TO JOIN US, BE PART OF US, HAVE A VOICE IN THIS PROJECT. AND -- AND HELP US ALL THE WAY TO THE CANADIAN RUN. I THINK IT'S TO THE BENEFIT OF ALL CONCERNED. THERE IS IN THERE A DRAFT RESOLUTION THAT IS ONLY AN EXAMPLE. IF THERE ARE THINGS THAT YOU FEEL LIKE YOU MUST HAVE IN IT OR WANT TO CHANGE IN -- IN WHAT IS THERE, PLEASE FEEL FREE TO DO SO. ANY QUESTIONS THAT YOU MIGHT

HAVE?

Mayor Wynn: THANK YOU, COUNCILMEMBER.

THANK YOU ALL VERY, VERY MUCH, I APPRECIATE THE OPPORTUNITY TO BE IN FRONT OF YOU.

Mayor Wynn: ACTUALLY A QUESTION FOR OUR ASSISTANT CITY MANAGER. JOE HAS -- HAS THERE BEEN ANY PRESENTATIONS TO STAFF THEMSELVES? HAVE YOU ALL -- AS FAR AS YOU KNOW, HAS STAFF HAD THIS PRESENTATION OR SEEN SOME OF THE -- [INDISCERNIBLE] [INAUDIBLE - NO MIC]

Mayor Wynn: WE WILL MAKE SURE THAT OUR TRANSPORTATION STAFF AND OUR PUBLIC WORKS DEPARTMENT AND OUR PLANNING STAFF, YOU KNOW, HAS A FULL BRIEFING AND ULTIMATELY ADVISES US ON STRATEGIES FOR --

I KNOW THAT YOUR COUNTY JUDGE BISCOE HAS SIGNED UP INDEPENDENTLY. AND THAT THE COUNTY COURT IS LOOKING AT THIS I BELIEVE NEXT WEEK? AND IN ORDER TO MAKE A FINAL DECISION ON THEIR -- WHETHER OR NOT THEY WILL BE INVOLVED. OR NOT.

Mayor Wynn: THANK YOU. COUNCILMEMBER KIM?

Kim: HI, COUNCILMEMBER. I HAVE WORKED ON ISSUES RELATED TO NAFTA AND SINCE I USED TO WORK FOR SENATOR ZAFFIRINI FROM LAREDO. SO I AM VERY FAMILIAR WITH THE FOUR INTERNATIONAL BRIDGES AND THE CONSTANT TRAFFIC AND WHAT COMMERCE IT BRINGS TO LAREDO. I GUESS NOW THE CITY COUNCIL HERE IN AUSTIN WE HAVE TO THINK ABOUT THE FUTURE OF AUSTIN AND WHAT OUR ADVANTAGES ARE, WHAT OUR COMPETITIVE ADVANTAGES ARE WHEN IT COMES TO TRADE AND WHAT ROLE THAT PLAYS IN OUR ECONOMY HERE.

ABSOLUTELY.

SO JUST SOME OF THE ISSUES THAT WERE -- THAT WERE PAIR MOUNT AT THE TIME, I HAVEN'T FOLLOWED IT SINCE

THEN, CAN YOU TELL ME ABOUT INSURANCE ON THE MEXICO TRUCKS WHERE ARE WE WITH THAT? THERE WAS A QUESTION ABOUT IF THEY WERE COMING IN WITH APPROPRIATE INSURANCE. ANOTHER ONE HAD TO DO WITH OVERWEIGHT TRUCKS AND THE DAMAGE THAT THEY WERE PUTTING ON OUR ROADS. DO YOU HAVE ANY INFORMATION ON THAT?

AT THIS POINT THERE HAS BEEN NO FINAL ADJUSTMENTS IN THE STATE LAWS REGARDING THE MEXICAN TRUCKS BEING ON U.S. HIGHWAYS. THAT IS SOMETHING THIS ORGANIZATION PLANS TO WEIGH IN ON VERY HEAVILY. ONCE WE HAVE AN ESTABLISHMENT THAT IS TRULY SPEAKING AS ONE VOICE BECAUSE WE ALL HAVE A FEAR OF HAVING MOTOR VEHICLES ON OUR HIGHWAYS THAT ARE NOT TO OUR STANDARDS. EITHER BY AIR QUALITY OR BY PHYSICAL CONDITION IN ITSELF.

THIS IS SOMETHING THAT'S BEEN GOING ON FOR SOME TIME.

I AGREE, NO SOLUTION TO IT AS OF YET.

ALL RIGHT. I WANTED TO ASK YOU ABOUT -- ABOUT YOUR I GUESS CONNECTION OF TRAFFIC TO JOBS. AS YOU KNOW AUSTIN IS ROUTING THE TRAFFIC THROUGH S.H. 130 BECAUSE ONE OF THE DEADLIEST STRECHES OF HIGHWAY HERE ON I-35. SO THAT IS -- THAT IS A TOLL ROAD THAT IS BEING BUILT, THAT IS WHERE WE WOULD LIKE THE TRAFFIC TO BE. WOULD YOUR COALITION BE IN SUPPORT OF MORE FEDERAL FUNDS FOR S.H. 130?

WE ARE NOT IN A POSITION TO ARGUE WHERE YOU WANT YOUR TRADE TRAFFIC TO BE. WE WILL BE SUPPORTIVE OF YOUR OPERATIONS WHEREVER YOU AS A CITY CHOOSE FOR THAT TO GO. WE ARE NOT IN A POSITION TO COME IN AND TELL YOU THAT TRADE TRAFFIC HAS TO STAY ON I-35 THROUGH YOUR COMMUNITY. IF IT IS BETTER ROUTED ON 130, THEN WE WILL BE RIGHT THERE WITH YOU ON 130. WE WILL BE OUT THERE WITH YOU ON -- ON HOW IT BEST MOVES AND SPEEDS UP THE DELIVERY OF GOODS AND SERVICES THROUGH THIS STATE. THAT IS THE PRIMARY GOAL OF THE RIVER OF TRADE IS TO SPEED UP WHAT WE KNOW IS COMING, BUT KEEP IT WITHIN THE -- THE GUIDELINES THAT

ARE -- THAT ARE MOST ECONOMICALLY FAVORABLE TO THE MEMBER CITIES IN THIS STATE.

Kim: UH-HUH.

THE TRANS TEXAS 35 CORRIDOR, AS IT CAME OUT, DID NOT DO THAT FOR DALLAS/FORT WORTH. AT ALL. WHEN WE LOOKED AT IT, IT BYPASSED SAN ANTONIO, IT BYPASSED AUSTIN, IT BYPASSED WACO, IT SPLIT SOUTH OF HILLSBORO. NOT NORTH. AND THE SPLIT WENT EAST OF DALLAS AND WEST OF FORT WORTH. IT DID NOT INVOLVE ANY OF THE METROPOLITAN TRADE OPERATIONS THAT HAD ALREADY BEEN PUT INTO PLACE.

Kim: UH-HUH. WELL, SIR, I THINK AUSTIN IS A -- IS A BIT DIFFERENT SITUATION THAN DALLAS AND SAN ANTONIO. YOUR ECONOMY HAS A LOT MORE I GUESS ECONOMIC ACTIVITY HAVING TO DO WITH WAREHOUSING AND DISTRIBUTION. YOU HAVE A VERY ADVANCED AND VERY LARGE AIRPORT WHEREAS OUR AIRPORT IS STILL RATHER SMALL AND WE ARE GROWING THAT, BUT WE DON'T HAVE A RAIL HEAD TO IT, WE DON'T HAVE A TRULY INTERMODAL SYSTEM. AS AUSTIN IS PLANNING ITS GROWTH, I THINK WE HAVE TO TAKE ALL OF THIS INTO CONSIDERATION, AS WELL AS THINK ABOUT THE FUTURE OF WHAT OUR ECONOMY IS GOING TO BE LIKE. IDON'T DON'T KNOW IF YOU KNOW BUT AUSTIN HAS A VERY LARGE CREATIVE CLASS WHERE OUR -- WE ARE -- OUR COMMERCE IS REALLY CENTERED AROUND INFORMATION AND KNOWLEDGE AND SCIENCE AND SO IT IS DIFFERENT THAN DALLAS. SO JUST --

YOU HAVE --

WANTED TO POINT OUT TO YOU.

YOU HAVE GOT TO GET THOSE THINGS TO MARKET OR YOU HAVE TO GET THE PARTS IN HERE.

Kim: WELL, WE HAVE AN INFORMATION HIGHWAY THAT WE RELY ON QUITE A BIT, SO ...

I ABSOLUTELY AGREE.

Kim: THANK YOU.

BUT YOU CAN'T TAKE THE GAP OUT. THE ROAD SYSTEM HAS TO STILL GO BY.

THAT'S WHY IT'S SO IMPORTANT YOU ALL BECOME A MEMBER.

WHERE IS THE COMMENT THAT WAS MADE BY -- THAT WAS MADE BY THE TECH GROUP? THIS IS FROM CAPITAL AREA COALITION -- GROUP. SAYS EXISTING ORGANIZATIONS ARE NOT ENOUGH. THEY ARE THE BASIS OF OUR CAPITAL AREA TRANSPORTATION EFFORT BUT NEED TO BE SUPPLEMENTED TO ACHIEVE OUR GOALS IF A TIMELY MANNER. WE ARE ASKING YOU TO DO THAT. WE ARE ASKING YOU TO STEP OUTSIDE OF AUSTIN, TEXAS AND BE A PART OF A BIGGER PROGRAM THAT AFFECTS WHAT HAPPENS IN AUSTIN, TEXAS.

[INDISCERNIBLE]

MAYOR, THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU, COUNCILMAN.

APPRECIATE IT. MARES FURTHER COMMENTS, QUESTIONS, COUNCIL? COUNCILMEMBER LEFFINGWELL?

Leffingwell: WELL, I WOULD JUST LIKE TO SAY THAT I GOT THIS PRESENTATION A FEW WEEKS OKAY IN -- A FEW WEEKS AGO, BY SOME PEOPLE THAT WERE HERE, COUNCILMEMBER BLADES WAS NOT, HE HAD TO GO SOMEPLACE ELSE. BUT AT THE TIME I DECIDED IT WAS SOMETHING THAT PERHAPS THE REST OF THE COUNCIL, IF YOU HAVE NOT BEEN INTRODUCED TO THE ASSUMPTION, WOULD BE INTERESTED IN HEARING ABOUT. SO THAT'S THE REASON I ASKED TO -- TO HAVE IT POSTED ON THE AGENDA. AND I HAVE -- I'VE PROBABLY ALREADY ASKED ALL OF MY QUESTIONS IN THE INDIVIDUAL MEETING. BUT THOUGHT THAT PERHAPS YOU MIGHT HAVE SOME -- SOME SO THAT WAS THE REASON FOR BRINGING IT HERE FOR THE REST OF YOU. THANKS.

THANK YOU, COUNCILMEMBER. FURTHER COMMENTS,

QUESTIONS? THANK YOU ALL VERY MUCH. COUNCIL, EARLIER IN CLOSED SESSION WE HAD OUR PERFORMANCE EVALUATION OF THE MUNICIPAL COURT CLERK POSTED AS ITEM NO. 24. WE ALSO HAVE POSTED ITEM NO. 16 WHICH IS THE ACTION ITEM RELATED TO THAT EVALUATION AND COMPENSATION ANALYSIS. I BELIEVE THAT WE HAVE AN ORDINANCE NOW OUT IN FRONT OF US. SO WITH THAT, I'LL ENTERTAIN DISCUSSION, COMMENTS, QUESTIONS, OR A MOTION ON ITEM NO. 16. IT APPEARS, LOOKS LIKE STAFF HAS SORT OF FILLED IN THE BLANKS FOR US. THE NUMBERS SHOWN HERE ON ITEM 16'S ORDINANCE IS REFLECTIVE OF DISCUSSION IN CLOSED SESSION.

WELL --

Mayor Wynn: COUNCILMEMBER LEFFINGWELL?

Leffingwell: YOU SUGGESTED TAKES TIME FOR A MOTION, SO I WOULD MOVE APPROVAL OF THE ORDINANCE.

SECOND.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER LEFFINGWELL, SECONDED BY COUNCILMEMBER DUNKERLY TO APPROVE THE ORDINANCE IN FRONT OF US THAT EVERYTHING ELSE REMAINS THE SAME EXCEPT FOR PART 1, PARAGRAPH A, COMPENSATION FOR MUNICIPAL COURT CLERK SALARY IS 3,800.77 EACH PAY PERIOD OR THE EQUIVALENT TO 98,820 ANNUALLY. THIS IS BEFORE ADDITIONAL COMPENSATION AND OTHER FINANCIAL BENEFITS.

Leffingwell: DID YOU WANT ME TO READ THE ENTIRE EVIDENCE.

Mayor Wynn: NO, EVERYTHING ELSE REMAINS THE SAME. THIS IS A PAY INCREASE. I WILL PERSONALLY SAY THAT THE EVALUATION WAS A VERY POSITIVE PERFORMANCE EVALUATION OF OUR MUNICIPAL COURT CLERK. AND WE BELIEVE THAT THIS -- THIS COMPENSATION REFLECTS THAT. FURTHER COMMENTS, QUESTIONS?

Thomas: I AGREE WITH THE MAYOR, THE EVALUATION, AS

FAR AS MUNICIPAL COURT CLERK, I THINK SHE'S DOING A WONDERFUL JOB IN THE SITUATION SHE'S IN. AND I'M VERY SUPPORTIVE OF THIS EMOTION -- THIS MOTION, RATHER.

Mayor Wynn: THANK YOU, MAYOR PRO TEM. WE HAVE A MOTION AND A SECOND ON THE TABLE TO APPROVE THIS ORDINANCE AS SHOWN. ITEM 16. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7-0. THANK YOU ALL VERY MUCH. COUNCIL, I BELIEVE THAT IS NOW ALL OF OUR DISCUSSION ITEMS PRIOR TO -- PRIOR TO OUR 3:00 BOARD OF DIRECTORS MEETINGS OF THE AUSTIN HOUSING FINANCE CORPORATION, WHICH WE CAN'T TAKE UP UNTIL 3:00. SO UNLESS MS. BROWN CAN THINK OF ANYTHING ELSE TO DO, WITHOUT OBJECTION, WE WILL NOW RECESS THIS MEETING OF THE AUSTIN CITY COUNCIL, WE WILL RECONVENE AT 3:00, THEN IN ORDER TO HAVE AN AHFC BOARD MEETING, WE ARE NOW IN RECESS, THANK YOU.

AT THIS TIME THE AUSTIN CITY COUNCIL REMAINS IN RECESS, BUT WE CALL TO ORDER THE AUSTIN HOUSING FINANCE CORPORATION, 3:00 AHFC MEETING, WITH THAT WE WILL RECOGNIZE MR. PAUL HILGERS.

THANK YOU, I APPRECIATE THE OPPORTUNITY TO COME BEFORE YOU TODAY. THE FIRST IS TO APPROVE THE MINUTES OF THE OCTOBER 20th, 2005 MEMBER. MADE BY BOARD MEMBER DUNKERLY, SECONDED BY MCCracken TO APPROVE AHFC NUMBER 1. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 4-0 WITH THE VICE-PRESIDENT AND BOARD MEMBERS KIM AND ALVAREZ OFF THE DAIS.

THANK YOU. AHFC- 2 AUTHORIZE THE NEGOTIATION AND EXECUTION OF A ONE-YEAR CONTRACT WITH THE HOUSING AUTHORITY OF AUSTIN TO ADMINISTER THE TENANT BASED

RENTAL ASSISTANCE PROGRAM TO PROVIDE HOUSING OPPORTUNITIES THROUGH SUBSIDIES TO HOMELESS FAMILIES IN AN AMOUNT NOT TO EXCEED \$848,345, WITH TWO ONE-YEAR EXTENSION OPTIONS IN AN AMOUNT NOT TO EXCEED \$848,345 PER EXTENSION OPTION, FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$2,545,035. (FUNDING IN THE -- THE ACTION APPROVES A CONTINUATION OF A PROGRAM THAT IS VERY IMPORTANT TO OUR SERVICES, ADMINISTERED IN COOPERATION WITH THE HOUSING AUTHORITY, PROVIDED PRIMARILY THROUGH THE PASSAGES PROGRAM, THE COALITION OF ORGANIZATIONS THAT PROVIDE SUPPORT TO FAMILIES THAT ARE SEEKING TO GET OUT OF HOMELESSNESS, AND OF COURSE IT IS IMPORTANT TO PUT FOR THE RECORD THAT THE EXTENSION OPTIONS, OF COURSE, ARE CONTINGENT UPON AVAILABLE FUNDING. AND -- AND THIS IS A PROGRAM IN WHICH -- IN WHICH PARTICIPANTS ARE -- ARE RECEIVING LESS THAN -- ARE ON OBVIOUSLY LESS THAN 30% OF MEDIAN FAMILY INCOME. VERY LOW INCOME FAMILIES, PROVIDED WITH SUPPORT SERVICES, WE ARE PROUD OF THE PARTNERSHIP WE HAVE, BOTH WITH THE PASSAGES PROGRAM, BUT ALSO WITH THE AUSTIN HOUSING AUTHORITY AND THIS IS A CONTINUATION OF THIS PROGRAM THAT'S BEEN VERY SUCCESSFUL, VERY IMPORTANT PART OF OUR CONTINUUM OF HOUSING SERVICES THAT WE PROVIDE IN THIS COMMUNITY. SO WE RECOMMEND THIS ACTION FOR YOUR APPROVAL.

THANK YOU, MR. HILGERS. QUESTIONS OF STAFF? BOARD? IF NOT, I'LL ENTERTAIN A MOTION ON AHFC ITEM NO. 2. MOTION MADE BY BOARD MEMBER LEFFINGWELL, SECONDED BY BOARD MEMBER MCCrackEN TO APPROVE AHFC ITEM NO. 2, ANY COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF ON A VOTE OF 4-0 WITH KIM AND ALVAREZ OFF THE DAIS.

I KNOW THE BOARD IS VERY FAMILIAR WITH THE TENANT BASED RENTAL ASSISTANCE, WE HAVE ADDED A COMPONENT THAT WE THINK WILL ENHANCE OUR ABILITY TO

BE MORE SUCCESSFUL WITH THE PROGRAM. THAT'S BROUGHT TO YOU IN AHFC- 3 AUTHORIZE THE NEGOTIATION AND EXECUTION OF A ONE-YEAR CONTRACT IN AN AMOUNT NOT TO EXCEED \$47,000 WITH THE SALVATION ARMY, AUSTIN TX, AND TWO ONE-YEAR EXTENSIONS IN AN AMOUNT NOT TO EXCEED \$47,000 FOR EACH EXTENSION PERIOD FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$141,000 TO ADMINISTER SECURITY DEPOSITS FOR THE TENANT BASED RENTAL ASSISTANCE PROGRAM THAT PROVIDES HOUSING OPPORTUNITIES TO HOMELESS FAMILIES. THE ACTION OBVIOUSLY AGAIN IS CONTINGENT UPON FUTURE AVAILABILITY OF FUNDING. BUT THIS ALLOWS US TO -- TO ADDRESS ONE OF THE ISSUES THAT HAS BEEN FOR THE PASSAGES PROGRAM WHICH IS SECURING ENOUGH FUNDS TO GET THE SECURITY DEPOSITS WITH THESE FOLKS. IN WORKING WITH THE SALVATION ARMY, THE STAFF DETERMINED THIS WAS AN ELIGIBLE EXPENSE UNDER OUR PROGRAM, IT NEEDS TO BE HANDLED SEPARATELY THAN TENANT BASED RENTAL ASSISTANCE FOR TRACKING PURPOSES MUCH AGAIN IT WILL ENHANCE THE ABILITY TO BE MORE SUCCESSFUL IN PROVIDING SERVICES TO FAMILIES, SO WE RECOMMEND THIS ACTION FOR YOUR APPROVAL TODAY.

THANK YOU, MR. HILGERS, QUESTIONS? IF NOT I'LL ENTERTAIN A MOTION ON THIS THIRD ITEM.

I MOVE APPROVAL.

MOTION MADE BY BOARD MEMBER DUNKERLY, SECONDED BY BOARD MEMBER LEFFINGWELL TO APPROVE H.I.V. 3 AS OUTLINED BY -- AHFC 3 AS OUTLINED BY MR. HILGERS. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 4-0.

THE FINAL ACTION IS RELATED TO THE ACTION THAT WE TOOK AT THE LAST MEETING REGARDING MONTOPOLIS, TO APPROVE AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH LONGARO AND CLARK, L.P.,

AUSTIN TX, IN AN AMOUNT NOT TO EXCEED \$44,150.40 FOR THE MONTOPOLIS HOME DEVELOPMENT PROGRAM TO PROVIDE PROJECT MANAGEMENT SERVICES DURING THE CONSTRUCTION OF THE MONTOPOLIS SUBDIVISION INFRASTRUCTURE IMPROVEMENTS FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$334,062.37. THIS IS AN EXPANSION OF THE ORIGINAL CONTRACT THAT WE HAD WITH THEM. THEY HAD BEEN WORKING WITH US, THEY HAVE MODIFIED THE SITE PLAN TO ACCOMMODATE THE ADDITIONAL UNITS THAT WE HAVE. THIS AGAIN WAS BROUGHT TO YOU, TWO WEEKS AGO, FOR APPROVAL. IT'S IMPORTANT THAT WE HAVE LONGORIO AND CLARK ON SITE AS WE GO FORWARD WITH THIS DEVELOPMENT TO ENSURE THAT IT MEETS THE STANDARDS THAT WE HAVE SET. ONCE AGAIN WE BRING THIS CONTRACT TO YOU FOR YOUR AUTHORIZATION WITH THAT RECOMMENDATION FOR APPROVAL.

Mayor Wynn: THANK YOU, MR. HILGERS. QUESTIONS, BOARD? IF NOT I'LL ENTERTAIN THE MOTION.

MOVE APPROVAL.

MOTION MADE BY BOARD MEMBER DUNKERLY, SECONDED BY COUNCILMEMBER MCCRACKEN. FURTHER COMMENTS? QUESTIONS? IF NOT, ALL THOSE IN FAVOR PLEASE SAY AYE?

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 4-0 WITH THE VICE-PRESIDENT AND -- AND BOARD MEMBERS ALVAREZ AND VICTIM OFF THE DAIS.

THANK YOU, MR. PRESIDENT. THAT'S ALL OF THE BUSINESS TO BE BROUGHT BEFORE THE FINANCE CORPORATION TODAY.

THANK YOU, MR. HILGERS.

Mayor Wynn: SO BOARD, THAT -- THAT MEANS ALL OF OUR ITEMS, WITHOUT OBJECTION WE NOW ADJOURN THIS MEETING OF THE AUSTIN HOUSING FINANCE CORPORATION. AND REMINDER WE ARE STILL IN RECESS FOR THE AUSTIN CITY COUNCIL MEETING, EXPECT TO RECONVENE THAT AT

APPROXIMATELY 4:00 P.M. WE ARE NOW REMAIN IN RECESS.
THANK YOU.

Mayor Wynn: THERE BEING A QUORUM PRESENT, AT THIS TIME I'LL CALL BACK TO ORDER THIS MEETING OF THE AUSTIN CITY COUNCIL. WE'VE BEEN IN RECESS FOR THE LAST COUPLE OF HOURS. WE'LL NOW GO TO OUR ZONING HEARINGS AND APPROVAL OF ORDINANCES AND RESTRICTIVE COVENANTS AND WE'LL WELCOME MS. ALICE GLASGO.

GOOD AFTERNOON, MAYOR AND COUNCILMEMBERS, ALICE GLASGO, DIRECTOR OF THE NEIGHBORHOOD PLANNING AND ZONING DEPARTMENT. AND OUR ZONING CASES FOR TODAY ARE AS FOLLOWS: I WILL START OFF WITH THOSE CASES WHERE YOU HAVE CLOSED THE PUBLIC HEARING AND YOU'RE SIMPLY ADOPTING ORDINANCES REFLECTING YOUR ACTION FROM PREVIOUS HEARINGS. ITEM NUMBER 25, CASE C-14-05-0100, LAKE CREEK PARKWAY. THE APPLICANT IS REQUESTING A POSTPONEMENT TO NUMBER THE 17TH IN ORDER TO FINALIZE PRIVATE RESTRICTIVE COVENANTS WITH ADJOINING NEIGHBORHOOD ASSOCIATIONS. THIS WILL BE THE APPLICANT'S FIRST REQUEST. AND I JUST RECEIVED THE REQUEST A LITTLE WHILE AGO, IN CASE YOUR NOTES SHOW SOMETHING DIFFERENT. ITEM NUMBER 26, CASE C-14-04-0150, MANCHACA MIXED USE. THIS PROPERTY IS LOCATED AT 6008 MANCHACA ROAD. THIS IS A REQUEST TO APPROVE AN ORDINANCE THAT REFLECTS THE ZONING THAT YOU'VE APPROVED FOR TRACTS ONE AND TWO, AND THAT ZONING IS LIMITED OFFICE, MIXED USE WITH A CONDITIONAL OVERLAY, AND THIS ORDINANCE IS READY FOR YOUR APPROVAL. ITEM NUMBER 27, CASE C-14-05-0034-SH, PEACEFUL HILL SUBDIVISION, WE HAVE A REQUEST TO POSTPONE THE CASE TO NOVEMBER THE 17TH FROM AN ADJOINING PROPERTY OWNER. THIS IS THE FIRST REQUEST FROM THE NEIGHBORHOOD ASSOCIATION FOLKS. ITEM NUMBER 28, STAFF IS REQUESTING A POSTPONEMENT TO DECEMBER THE 15TH, 2005. THE SAME THING WITH ITEM NUMBER 29, WHICH IS RELATED TO THE PREVIOUS CASE. STAFF IS REQUESTING A POSTPONEMENT TO DECEMBER THE 15TH, 2005, TO CONTINUE FINALIZING AGREEMENTS BETWEEN STAFF AND THE PROPERTY OWNERS. ON ITEM NUMBER 30, CASE C-14-05-0106.02, WEST CONGRESS

NEIGHBORHOOD PLAN REZONING TRACT B ON THIS PARTICULAR CASE. THIS CASE IS READY FOR APPROVAL ON SECOND AND THIRD READINGS. THIS PROPERTY IS LOCATED AT 400 THROUGH 415 WEST STASSNEY LANE. THE APPROVAL IS FOR GO-MU-NP. IN THIS PARTICULAR CASE, MAYOR, YOU ASKED STAFF TO LOOK INTO INGRESS AND EGRESS ISSUES ON MOCKINGBIRD LANE. AND STAFF FROM THE TRANSPORTATION REVIEW SECTION OF WATERSHED PROTECTION HAS LOOKED AT THAT, AND THEY RECOMMEND THAT WE HAVE A PROHIBITION OF VEHICULAR ACCESS ON MOCKINGBIRD LANE SO THAT YOU JUST HAVE A RIGHT OUT, THUS FORCING TRAFFIC ON TO STASSNEY LANE. THIS WAS A PROPERTY THAT -- MAYBE I'LL JUST SHOW A MAP, GIVE YOU A MAP SO YOU CAN SEE WHAT WE'RE TALKING ABOUT. MARK IS GOING TO PUT A MAP UP THERE, AND IT IS HUMMING BIRD LANE, NOT MOCKING MOCKINGBIRD LANE, EXCUSE ME. MAYOR, IN THIS PARTICULAR CASE, THOSE RESIDENTS WHO SHOWED UP TO SPEAK CONCERNING THE FLOODPLAIN ISSUES HERE, THEY DO NOT WANT ANY ACCESS TO HUMMINGBIRD LANE. THE TRANSPORTATION STAFF HAVE INDICATED THAT SINCE THE TRACT TO THE WEST OF THE SUBJECT TRACT IS IT IN THE 100 YEAR FLOODPLAIN AND THE ONE FURTHER AWAY IS IN THE 500 YEAR FLOODPLAIN, ACCESS ON TO STASSNEY IS CURRENTLY WITH A MEDIAN, A LANDSCAPED MEDIAN AT STASSNEY AND HUMMING BIRD LANE INTERSECTION WHICH ALLOWS FOR TRAFFIC TO GET ON TO HUMMINGBIRD LANE. WHAT STAFF IS SUGGESTING IS THAT ON HUMMINGBIRD LANE, ACCESS WOULD BE LIMITED TO A RIGHT OUT ONLY SO THAT COMMERCIAL TRAFFIC WILL NOT ENTER THE TRACT FROM HUMMINGBIRD LANE. SO IF TRAFFIC IS MOVING WESTWARD ON STASSNEY, YOU WOULD HAVE A DRIVEWAY ON STASSNEY LANE SO TRAFFIC CAN GET ON TO THE SITE FROM STASSNEY LANE AND EXIT HUMMINGBIRD LANE AND THEY WILL BE FORCED ON TO STASSNEY LANE BECAUSE OF THE DESIGN OF THE DRIVEWAY. THAT'S WHAT STAFF IS RECOMMENDING. AND THE REASON STAFF IS NOW RECOMMENDING PROHIBITION OF ACCESS ON HUMMING BIRD LANE IS SIMPLY BECAUSE GIVEN THE LOCATION OF THE CURRENT MEDIAN THAT ALLOWS THE TRAFFIC TO ENTER HUMMINGBIRD LANE, THERE WILL NOT BE ANOTHER OPPORTUNITY TO PROVIDE ANOTHER OPENING ON STASSNEY LANE. SO I HOPE THAT

CLARIFIES THE RECOMMENDATION.

YES. MISS GLASGO, THIS IS THE TIME FOR US TO DO THIS, AT ZONING, NOT AT -- STAFF CAN'T DO THIS ADMINISTRATIVELY AT THE SITE PLAN LEVEL OR AT SOME OTHER STEP IN THE PROCESS?

ACTUALLY, THE ORDINANCE HAS BEEN WRITTEN TO STATE THAT, THAT ACCESS ON HUMMINGBIRD LANE IS A RIGHT OUT ONLY. >>AND THE ADDRESS HERE IS 400 THROUGH 414 WEST STASSNEY LANE IN CASE I DID NOT SAY THAT CORRECTLY. SO IF THAT'S OKAY, WE WOULD APPROVE THIS -- EXCUSE ME. I'VE BEEN INFORMED THAT THE NEIGHBORHOOD WANTED JUST FOR THE RECORD TO BE KNOWN THAT THEY STILL OPPOSE ACCESS TO HUMMINGBIRD LANE, ANY COMMERCIAL ACCESS, FOR THE RECORD, BUT I THINK THEIR CONCERNS WILL BE ADDRESSED DURING SITE PLANNING AND SUBDIVISION. THANK YOU.

Leffingwell: MAYOR, I JUST WANT TO MAKE SURE I'VE GOT THIS STRAIGHT. WHAT I UNDERSTOOD YOU TO SAY WAS THAT ACCESS TO HUMMINGBIRD LANE FROM THE SITE WOULD BE RIGHT TURN OUT ONLY.

YES, SIR.

Leffingwell: AND ENTRANCE ONLY ON STASSNEY? RIGHT TURN IN BECAUSE OF THE MEDIAN?

YES. MR. ZAPALAC IS HERE TO HELP CLARIFY THAT MOVEMENT.

COUNCILMEMBER, WHAT WE WERE RECOMMENDING WAS THAT INGRESS FROM HUMMINGBIRD LANE BE ALLOWED UNRESTRICTED, BUT THE EGRESS ON TO HUMMINGBIRD WOULD BE LIMITED TO A RIGHT TURN OUT SO THAT THE TRAFFIC WOULD BE DIRECTED TO STASSNEY LANE. WE FELT THAT IT WOULD BE DESIRABLE TO HAVE INGRESS FROM HUMMINGBIRD BECAUSE VEHICLES THAT WOULD BE APPROACHING FROM THE WEST WOULD BE ABLE TO MAKE A LEFT TURN FROM STASSNEY ON TO HUMMINGBIRD AND THEN GO INTO THE SITE. OTHERWISE THEY WOULD HAVE TO

MAKE A U-TURN OR WOULD NOT BE ABLE TO ACCESS THE SITE VERY EASILY.

Leffingwell: OKAY. THANK YOU.

SO WITH THAT EXPLANATION, THE ORDINANCE STATES THAT, AND CAN YOU APPROVE IT ON SECOND AND THIRD READINGS SINCE EVERYBODY IS OKAY WITH IT. AND MAYOR, THAT CONCLUDES THOSE ITEMS UNDER THIS SEGMENT OF THE AGENDA.

Mayor Wynn: THANK YOU, MS. GLASGO. SO COUNCIL, OUR CONSENT AGENDA FOR THESE ZONING CASES IN WHICH WE'VE ALREADY HELD THE PUBLIC HEARING WOULD BE ON ITEM NUMBER 25 TO POSTPONE THIS CASE UNTIL NOVEMBER 17TH, 2005. TO APPROVE ON THIRD READING ITEM NUMBER 26. TO POSTPONE ITEM NUMBER 27. ALSO TO NOVEMBER 17TH, 2005. TO POSTPONE CASE 28 AND 29 TO DECEMBER 15TH, 2005. AND TO APPROVE ON SECOND AND THIRD READING THE ORDINANCE AS DRAFTED BY STAFF ON ITEM NUMBER 30, WHICH INCLUDES THE TRANSPORTATION AND STAFF'S RECOMMENDATION OF THE RIGHT ONLY EGRESS ON HUMMINGBIRD LANE.

CORRECT.

Mayor Wynn: I'LL ENTERTAIN A MOTION. MOTION MADE BY COUNCILMEMBER ALVAREZ, SECONDED BY COUNCILMEMBER DUNKERLEY TO APPROVE THE CONSENT AGENDA AS OUTLINED. FURTHER COMMENTS? COUNCILMEMBER ALVAREZ.

Alvarez: JUST TO CLARIFY A DISCUSSION WE JUST HAD WAS IN RELATIONSHIP TO AGENDA ITEM NUMBER 30, IS THAT CORRECT?

I'M SORRY, COUNCILMEMBER?

Alvarez: THE DISCUSSION WE JUST HAD --

CORRECT. THAT WAS JUST TO CLARIFY --

Alvarez: WHAT'S REFLECTED ON THE CONSENT AGENDA IS

WHAT WAS RECOMMENDED?

CORRECT.

Alvarez: THAT'S ALL. I WANTED TO MAKE SURE THAT WAS CLEAR FOR THE RECORD.

Mayor Wynn: FURTHER COMMENTS ON THE CONSENT AGENDA? MAYOR PRO TEM.

Thomas: I KNOW WE WERE DISCUSSING -- WERE YOU DISCUSSING TRACT 30 AWHILE AGO ON THE RED?

MAYOR PRO TEM, WHICH TRACT ARE YOU TALKING ABOUT? NO, THIS IS ITEM NUMBER 30, IT'S NOT TRACT 30. TRACT 30 IS BEING PROPOSED.

Thomas: SO WE POSTPONED 28 AND 29 THAT DEALS WITH TRACT 30.

YES, MAYOR PRO TEM, THAT'S CORRECT.

Mayor Wynn: THANK YOU. FURTHER COMMENTS ON THE CONSENT AGENDA? WE HAVE A MOTION AND A SECOND ON THE TABLE. HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

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

NOW WE PROCEED TO THOSE CASES THAT ARE BEING HEARD FOR THE FIRST TIME, SO THESE ARE PUBLIC HEARING ITEMS. Z-1, CASE C-14-82-121. THIS IS A REQUEST TO AMEND A RESTRICTIVE COVENANT FOR 805 WEST MARTIN LUTHER KING BOULEVARD. THE ZONING AND PLATTING COMMISSION RECOMMENDATION IS TO AMEND THE RESTRICTIVE COVENANT. THERE IS NO ORDINANCE REQUIRED FOR THIS AMENDMENT, THEREFORE IT'S JUST A RESOLUTION TO REFLECT THAT ACTION. ITEM NUMBER Z-2 IS GOING TO BE A BRIEF DISCUSSION ITEM AND MARK WALTERS WILL WALK YOU THROUGH THAT WHEN WE

CONCLUDE THE CONSENT ITEMS. ITEM NUMBER Z-3, CASE C 814-82.6.01, LAKE AUSTIN COMMONS. THIS PROPERTY IS LOCATED AT 1717 WEST SIXTH STREET AND 1711 WEST FIFTH STREET. THE APPLICANT IS REQUESTING A POSTPONEMENT TO NOVEMBER THE 17TH, 2005. THIS IS THE APPLICANT'S FIRST REQUEST. ITEM NUMBER Z-4, CASE C-14-05-0110, BOULDIN MEADOWS. STAFF REQUESTING A POSTPONEMENT TO NOVEMBER 17TH. WE HAD DIFFICULTY COORDINATING A MEETING AMONG ALL THE INTERESTED PARTIES IN THE LAST WEEK, SO HOPEFULLY WITHIN THE NEXT TWO WEEKS WE'LL BE ABLE TO SYNC UP EVERYBODY'S CALENDARS TO HAVE A MEETING. ITEM NUMBER Z-5, THIS IS A CAR WASH CASE LOCATED AT RUTHER FORD LANE. THE NEIGHBORHOOD ASSOCIATION IS REQUESTING A POSTPONEMENT TO NOVEMBER 17TH, 2005. THIS IS THE NEIGHBORHOOD'S FIRST REQUEST. ITEM NUMBER Z-6 IS CASE C-14-05-0136, SPRING CONDOMINIUMS, LOCATED ON WEST THIRD STREET AND BOWIE STREETS. THE ANC, AUSTIN NEIGHBORHOOD COUNCIL, HAS REQUESTED A POSTPONEMENT AND I UNDERSTAND THAT THEY DESIRE TO POSTPONE THIS ONE TO NOVEMBER THE 17TH, 2005. ITEM NUMBER Z-7, CASE C-14-05-0080, CTVS OFFICES. THIS PROPERTY IS LOCATED AT 3919 AND 3921 MEDICAL PARKWAY. MY UNDERSTANDING IS THAT THERE'S A DESIRE FROM COUNCIL TO POSTPONE THIS ITEM TO NOVEMBER THE 17TH AND STAFF WOULD LIKE TO FACILITATE A MEETING BETWEEN THE NEIGHBORHOOD AND THE APPLICANT TO HOPEFULLY TRY ONE MORE TIME TO ATTEMPT TO REACH SOME AGREEMENT, AND IF NOT AT LEAST WE CAN ATTEMPT TO ANSWER QUESTIONS THAT HAVE BEEN RAISED REGARDING OTHER ISSUES IN THE AREA. MAYOR, THAT CONCLUDES MY PRESENTATION ON THE ZONING CASES UNDER THIS SEGMENT OF THE AGENDA.

Mayor Wynn: THANK YOU, MS. GLASGO. SO COUNCIL, A LOT OF POSITIVE POSTPONEMENTS -- POSTPONEMENTS. BUT OUR CONSENT AGENDA WILL BE TO CLOSE THE PUBLIC HEARING AND APPROVE -- AMEND THE RESTRICTIVE COVENANT ON CASE Z-1, TO POSTPONE CASES Z-3, Z-4, Z-5, Z-6 AND Z-7 TO NOVEMBER 17TH, 2005. I'LL ENTERTAIN A MOTION.

Thomas: SECOND.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER LEFFINGWELL, SECONDED BY COUNCILMEMBER KIM TO APPROVE THE CONSENT AGENDA AS OUTLINED, WHICH INCLUDES CLOSING THE PUBLIC HEARING ON CASE Z-1. FURTHER COMMENTS? COUNCILMEMBER MCCrackEN.

McCracken: MAYOR, PLEASE SHOW ME ABSTAINING FROM ITEM Z-7.

Mayor Wynn: MS. BROWN, DO YOU HAVE THAT? THANK YOU. FURTHER COMMENTS ON THE CONSENT AGENDA? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO, NOTING THAT COUNCILMEMBER MCCrackEN ABSTAINS ON CASE Z--- A POSTPONEMENT VOTE ON Z-7.

MAYOR, THAT TAKES US TO ITEM NUMBER Z-2, AND MARK WALTERS WILL GIVE THAT PRESENTATION.

GOOD AFTERNOON, MAYOR AND COUNCIL, I'M MARK WALTERS WITH THE CITY OF AUSTIN PLANNING AND ZONING DEPARTMENT. TODAY I'LL BE DISCUSSING ITEM Z-2, 5402 SOUTH CONGRESS. IT'S APPROXIMATELY THE WESTERN HALF OF THE TRACT AS INDICATED ON THE MAP IN YELLOW. THE LAND USE HAS ALREADY BEEN APPROVED FOR THIS, SO THIS IS SIMPLY A ZONING CASE TO CLEAN UP A NOTIFICATION ERROR THAT OCCURRED DURING THE FIRST PART OF THE NEIGHBORHOOD PLAN. STAFF IS RECOMMENDING A CS-MU-CO-NP WITH A CONDITIONAL OVERLAY. THE CO TO BE TO PROHIBIT PAWN SHOP, AUTO SALES AND AUTO WASHING. AFTER TALKING WITH THE NEIGHBORHOOD AND AMONG STAFF WE WOULD ALSO LIKE TO INCLUDE AUTO REPAIR AS AN ADDITIONAL PROHIBITED USE. THE NEIGHBORHOOD DOES NOT OPPOSE THE REZONING AT THIS TIME, BUT THEY DO WISH THAT ANY COMMERCIAL ACCESS BEING TAKEN FROM THIS LOT GO THROUGH TO SOUTH CONGRESS. AS YOU CAN SEE, EVEN

THOUGH IT HAS A SOUTH CONGRESS ADDRESS, IT IS INTO THE NEIGHBORHOOD. THE TWO LOTS ARE ACTUALLY PART OF THE SAME PARCEL OF THE PROPERTY, AND THIS IS JUST TO CLEAN THIS UP. SO WE'RE REQUESTING THE COUNCIL CONSIDER A REZONING OF THIS TO CS-MU-CO-NP WITH THE FOLLOWING PROHIBITED USES. AND THE NEIGHBORHOOD WOULD LIKE FOR YOU TO CONSIDER PROHIBITING COMMERCIAL ACCESS ON TO MOCKINGBIRD LANE. AND THAT CONCLUDES MY PRESENTATION. I'D BE HAPPY TO ANSWER ANY QUESTIONS IF YOU HAVE ANY. AND THE PROPERTY OWNER IS HERE, MR. CHANG IS HERE, SO IF YOU HAVE ANY QUESTIONS OF HIM.

Mayor Wynn: THANK YOU, MR. WALTERS. SO TECHNICALLY OUR APPLICANT IS -- IS THE CITY OF AUSTIN THE APPLICANT ON THIS?

THAT'S CORRECT.

Mayor Wynn: SO COUNCIL, WITHOUT OBJECTION WE'LL CONSIDER MR. WALTERS' PRESENTATION TO BE OUR APPLICANT PRESENTATION, WHICH TYPICALLY WE ALLOW A MIGHT HAVE FIVE MINUTE FOR. AND THEN THE PUBLIC HEARINGS ARE GENERALLY FOR FOLKS WHO ARE IN FAVOR OF THE ZONING CASE, THEN FOLKS WHO ARE IN OPPOSITION. WE ONLY HAVE ONE SPEAKER, ONE CITIZEN EVEN SIGNED UP, MR. CHANG, JAMES CHANG. EASE HERE TO ANSWER -- HE'S HERE TO ANSWER QUESTIONS IF NEED BE AND IN FAVOR OF THE STAFF RECOMMENDATION. THANK YOU. COMMENTS, COUNCIL? QUESTIONS? THEN IF NOT I'LL ENTERTAIN A MOTION ON Z-2. TRACT 23-C.

Dunkerley: (INDISCERNIBLE) ON ITEM Z-2.

IT REQUIRES THREE VOTES.

Mayor Wynn: MOTION BY COUNCILMEMBER DUNKERLEY, SECONDED BY COUNCILMEMBER MCCracken TO CLOSE THE PUBLIC HEARING AND APPROVE STAFF RECOMMENDATION OF CS-MU-CO-NP AS OUTLINED BY MR. WALTERS ON ALL THREE READINGS. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

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

THANK YOU.

Mayor Wynn: THANK YOU. MS. GLASGO, ARE WE DONE? WOW. STAY TUNED FOR NOVEMBER 17TH. [LAUGHTER] SO COUNCIL, WITH NO MORE ITEMS BEFORE OUR 6:00 O'CLOCK HEARING, NOTING THAT WE WILL HAVE OUR LIVE MUSIC AND PROCLAMATIONS AT 5:30 AND THE MUSIC WILL BE THE HUDSONS TODAY, SO STAY TUNED, AT THIS TIME HAVING NO MORE DISCUSSION ITEMS BEFORE THE COUNCIL, WE WILL NOW RECESS THIS MEETING OF THE AUSTIN CITY COUNCIL TO RECONVENE APPROXIMATELY 6:00 P.M. WE ARE NOW IN RECESS. THANK YOU.

Mayor Wynn: HEY, FOLKS. WELCOME TO OUR 5:30 P.M. WEEKLY LIVE MUSIC GIG AT OUR CITY COUNCIL MEETINGS. JOINING US TODAY ARE THE HUDSONS, A FUN ASCOWS TICK TRIO THAT HAS BEEN CHARMING AUDIENCES ALL OVER THE STATE RECENTLY. THEY'VE BEEN TOGETHER SINCE 2002. THEY'VE WON THE KERRVILLE FOLK FESTIVAL'S SONG WRITER COMPETITION TWO YEARS IN A ROW, HAVE PRODUCED TWO FULL LENGTH ALBUMS, INCLUDING THE MOST RECENT ONE CALLED THE HUDSONS LIVE, SO PLEASE WELCOME ME IN -- SO PLEASE JOIN ME IN WELCOMING THE HUDSONS.

THANK YOU VERY MUCH. WE'RE GOING TO DO YOU A TUNE CALLED HIBERNATION. [(music) MUSIC PLAYING (music)(music)]

(music) WELL, I WOKE UP LATE ONE AFTERNOON AND THE SUN WAS GOING DOWN. I FIGURED I'D JUST GO BACK TO SLEEP AND LET IT COME ON BACK AROUND. (music) THE NEXT DAY IT WAS RAINING OUT, SO I JUST STAYED IN BED. (music) THE DAY AFTER THAT I KEPT ON KEEPING BECAUSE I WAS SICK AND TIRED FROM ALL THAT SLEEPING. (music) AND FINALLY WHEN I DID GET UP I WAS GOING TO HAVE COFFEE, BUT I COULDN'T FIND A CUP. AND MY LANDLORD CALLED ABOUT THE RENT, BUT I DIDN'T FEEL LIKE DEALING WITH

THAT, SO I LAID BACK DOWN, I DRIFTED OFF AND I PLAYED A
ROUND OF FRISBEE GOLF. MY FRIENDS WERE THERE AND
THE BEER WAS CHEAP. I PLAYED ALL RIGHT AND THEN I FELL
ASLEEP. (music) (music) (music)(music) \$ NOW I NEVER CAN
REMEMBER, I PRETTY MUCH SLEPT FROM OCTOBER TO
DECEMBER. I WOKE UP ONCE ON NEW YEAR'S DAY, ATE
BLACK EYED PIECE AND DRANK CHAMPAGNE. I WOKE UP
AROUND THE FOURTH OF JULY. WHEN I WOKE UP NEXT I HAD
A REALLY LONG BEARD AND EVERYTHING WAS COMPLETELY
WEIRD BECAUSE SOMEONE HAD SEEN ME SLEEPING, I
GUESS, THEY MUST HAVE CALLED UP THE LOCAL PRESS
BECAUSE THEY WERE ALL THERE WITH THEIR CAMERA
CREWS, SHOOTING A STORY FOR THE EVENING NEWS.
ALONG WITH THE REPORTERS WAS A TEAM OF PEOPLE
FROM THE GUINNESS WORLD RECORDS. (music) (music)
(music) (music) (music) PRETTY SOON AFTER THAT I MET A
MAN FROM CRAFTMATIC, HE SAID 50 GRAND, I THOUGHT
ABOUT IT, AND I SAID WHAT THE HECK. AND THE CPA FOUND
THAT THAT SLEEPING COULD KEEP KIDS OFF OF MARIJUANA.
AND THE MAYOR CALLED AND SAID THERE WAS TO BE A
PARADE HELD IN MY HONOR. THE WHOLE DANG TOWN WAS
GOING TO BE DOWN THERE AND A MARCHING BAND ADD THE
MAYOR. WHEN THE BIG DAY CAME IT WAS SOMETHING TO
SEE, ALL THE PEOPLE LINED UP JUST FOR ME. I HEARD IT
WAS COOL FROM MY FRIENDS THAT WENT TO IT, BUT I
REALLY DON'T KNOW BECAUSE I SLEPT RIGHT THROUGH IT
(music). (music) (music) I LIKE HIBERNATION MOST OF ALL
(music). (music) I REMEMBER WAKING UP AT 6:00 A.M. AND
THINKING LIFE'S GOT YOU BEATEN. REMEMBER THE EARLY
BIRD GETS THE WORM, BUT THE EARLY WORM GETS EATEN.
HIT THE SNOOZE ONE MORE TIME AND MAKE IT SEVEN OR
EIGHT. YOU SEE WHAT I MEAN, LIFE'S A DREAM, ALL YOU'VE
GOT TO DO IS HIBERNATE. (music) HIBERNATION IS A
PERMANENT VACATION WHEN THE WORLD HAS GOT YOU UP
AGAINST THE WALL. (music) AND OF ALL THE VOCATIONS
THAT HAVE TRIED MY PATIENCE, I DIG HIBERNATION MOST
OF ALL (music). (music) AND OF ALL THE VOCATIONS THAT
HAVE TRIED MY PATIENCE, I DIG HIBERNATION MOST OF ALL
(music). [APPLAUSE]

THANK Y'ALL VERY MUCH. THANKS FOR HAVING US TODAY. [APPLAUSE]

Mayor Wynn: SO TELL US WHERE CAN WE HEAR THE HUDSONS NEXT? DO YOU HAVE A WEBSITE?

WE DO. WE HAVE A WEBSITE, IT'S V-HUD.COM. AND ALSO WE'RE ON OUR WAY TO A GIG RIGHT NOW. IF Y'ALL GET DONE HERE, WE'LL BE AT WATERLOO ICE HOUSE FROM 6:30 TO 9:00.

HERE AT SIXTH AND LAMAR?

THAT'S RIGHT.

Mayor Wynn: WE DON'T HAVE A PARADE FOR YOU, BUT WE HAVE AN OFFICIAL PROCLAMATION. IT 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 FURTHER AUSTIN'S STATUS AS THE LIVE MUSIC CAPITOL OF THE WORLD, NOW THEREFORE I, WILL WYNN, MAYOR OF THE GREAT CITY OF AUSTIN, TEXAS, DO HERE BY PROCLAIM TODAY, NOVEMBER THIRD, 2005, AS THE HUDSONS DAY IN AUSTIN AND CALL ON ALL CITIZENS TO JOIN ME IN CONGRATULATING THIS GREAT TALENT. [APPLAUSE] SO WHILE THE HUDSONS BREAK DOWN OVER THERE, WE'RE GOING TO COME OVER HERE AND DO OUR WEEKLY PROCLAMATIONS. GREAT VISUAL. WHERE ARE THE ANIMALS? OKAY. OUR FIRST PROCLAMATION THIS WEEK IS REGARDING ANIMAL SHELTER APPRECIATION WEEK. I EXPECTED A FEW ANIMALS ACTUALLY, BUT INSTEAD WE GOT A BUNCH OF GREAT EMPLOYEES AND VOLUNTEERS. I'LL READ THE PROCLAMATION AND THEN AMBER ROWLAND IS GOING TO TALK ABOUT NOT ONLY THE WEEK, BUT REALLY THE FUNDAMENTAL CHALLENGES THAT WE HAVE AND THE HARD BUT REWARDING WORK THAT OCCURS IN TOWN LAKE AND MANY OTHER ANIMAL CENTERS. THE PROCLAMATION READS: BE IT KNOWN WHEREAS THE STAFF AND VOLUNTEERS OF TOWN LAKE ANIMAL CENTER PROVIDE SHELTER AND CARE TO MORE THAN 25,000 STRAY, HOMELESS AND UNWANTED PETS EACH YEAR, TREATING THEM WITH COMPASSION AND RESPECT. AND WHEREAS THE EFFORTS OF THE CENTER'S ANIMAL PROTECTION AND CONTROL OFFICERS HELP TO PREVENT ANIMAL BITES, AUTO

ACCIDENTS, DISEASE AND CRUEL OR NEGLECTFUL
TREATMENT OF ANIMALS IN NEIGHBORHOODS THROUGHOUT
AUSTIN AND TRAVIS COUNTY. AND WHEREAS WE'RE
PLEASED TO RECOGNIZE THE CENTER'S STAFF AND
VOLUNTEERS FOR THEIR PROFESSIONALISM IN DEALING
WITH THOUSANDS OF PEOPLE AND ANIMALS AND
EMOTIONALLY COMPLEX AND DIFFICULT SITUATIONS TO
RESOLVE ANIMAL PROBLEMS. NOW THEREFORE I, WILL
WYNN, MAYOR OF AUSTIN, DO HERE BY PROCLAIM
NOVEMBER 6TH THROUGH 12TH, 2005 AS ANIMAL SHELTER
APPRECIATION WEEK. AND BEFORE WE HAVE AMBER SAY A
FEW WORDS ABOUT THE WEEK AND THE OVERALL
CHALLENGES, PLEASE JOIN ME IN CONGRATULATING AND
THANKING SOME GREAT VOLUNTEERS AND EMPLOYEES. [
APPLAUSE]

THANK YOU, MAYOR WYNN. IN VERY HONORED AND
PLEASED TO ACCEPT THIS PROCLAMATION ON BEHALF OF
THE 85 AMAZING PEOPLE WHO WORK AT THE ANIMAL
SHELTER, AUSTIN'S ANIMAL SHELTER, TOWN LAKE ANIMAL
CENTER. SOME OF US HAVE JOINED US HERE THIS EVENING.
AND WE WERE TOLD WE COULDN'T BRING ANIMALS INTO THE
CITY HALL, SO THAT'S WHY WE DIDN'T BRING ANY. THE
STAFF AT OUR ANIMAL SHELTER ARE HARD WORKING,
CARING AND COMPASSIONATE PEOPLE. THEY WORK VERY
HARD AND THEY HAVE CHOSEN TO DO PHYSICALLY
CHALLENGING AND EMOTIONALLY COMPLEX WORK IN
ORDER TO HELP THE ANIMALS OF CENTRAL TEXAS. THEY
ALSO STRIVE TO HELP THE PEOPLE OF OUR COMMUNITY TO
BETTER MANAGE AND CARE FOR AND UNDERSTAND THEIR
PETS, IMPROVING THE LIVES OF BOTH PEOPLE AND ANIMALS
THROUGHOUT THE AREA. WE'RE VERY PROUD OF THE WORK
THAT WE DO AND WE'RE DELIGHTED TO BE RECOGNIZED
WITH THIS PROCLAMATION FOR ANIMAL SHELTER
AWARENESS WEEK. WE ALSO CONSIDER OURSELVES VERY
LUCKY BECAUSE WE NOT ONLY DO WE GET TO BE A PART OF
THE CITY OF AUSTIN'S GREAT TEAM OF EMPLOYEES, BUT WE
ALSO ARE ONE OF THE FEW CITY TEAMS IN WHICH IT'S
APPROPRIATE AND ETHICALLY ACCEPTABLE FOR US TO
ACCEPT WET KISSES FROM OUR APPRECIATIVE
CUSTOMERS. [LAUGHTER] SO THANK YOU VERY MUCH FOR
THIS PROCLAMATION AND THE RECOGNITION. [APPLAUSE]

Mayor Wynn: WELL DONE, FOLKS. THANK YOU SO MUCH FOR ALL YOU'RE DOING.

Mayor Wynn: OUR NEXT PROCLAMATION IS REGARDING GIS WEEK. WE'RE JOINED BY A NUMBER OF FOLKS WHO WILL ACCEPT THE AWARD AND TALK TO US ABOUT HOW TECHNOLOGY REALLY IS MAKING GOVERNMENT SO MUCH MORE EFFICIENT AND EFFECTIVE. AND IN FACT WE'LL HAVE A COUPLE OF PUBLIC HEARINGS TONIGHT I THINK THAT MIGHT EVEN UTILIZE GEOGRAPHIC INFORMATION SYSTEM OR GIS PRETTY DRAMATICALLY. THE PROCLAMATION READS: BE IT KNOWN THAT WHEREAS EACH YEAR NATIONAL JOG RAFFY WEEK IS USED TO PROMOTE GEOGRAPHICAL AWARENESS IN OUR COMMUNITIES. AND WHEREAS GEOGRAPHIC INFORMATION SYSTEMS OR GIS TECHNOLOGY IS AN IMPORTANT PART OF GEOGRAPHY AWARENESS AND WHEREAS THE CITY OF AUSTIN HAS EMPLOYED THE USE OF GIS IN SUCH FIELDS AS ENVIRONMENTAL PROTECTION, LAND USE, PLANNING, INFRASTRUCTURE MANAGEMENT AND CRIME PREVENTION AND SHARING THOSE RESULTS WITH THE GENERAL PUBLIC. AND WHEREAS AS A TOOL FOR ACHIEVING ITS MISSION TO BE THE MOST LIVEABLE COMMUNITY IN THE COUNTRY, THE CITY HAS INVESTED IN GIS TRAINING FOR CITY STAFF. NOW THEREFORE I, WILL WYNN, MAYOR OF THE CITY OF AUSTIN, HERE BY PROCLAIM NOVEMBER 15TH, 2005, AS GIS DAY. AND WE WILL LIKE TO HAVE A QUICK BRIEFING AND PRESENTATION ABOUT HOW WE IN FACT USE THE GIS SYSTEMS. WE'RE GOING TO HAVE A FLOODPLAIN VARIANCE HEARING HERE IN A FEW MINUTES WHERE WE WILL UTILIZE THE SYSTEM. AND EVERYTHING FROM CRIME PREVENTION TO CENSUS DATA TO DEMOGRAPHIC INFORMATION UTILIZES THE SERVICE. SO PETE, WANT TO GIVE US AN UPDATE ON WHAT WE DO HERE IN AUSTIN WITH GIS?

HI, PETER COLLINS, CHIEF INFORMATION OFFICER. THE FIRST THING, THANK YOU VERY MUCH, MAYOR, FOR PRESENTING THIS PROCLAMATION TO THE FOLKS WITH GIS. GIS IS VERY IMPORTANT AS FAR AS YOU LOOK AT THE INFORMATION IT WILL PROVIDE YOU IN YOUR DAILY LIVES. ALL OUR STREETS ARE IN GIS. IT'S THE MAPS THAT YOU SEE. YOU WONDER WHERE PIPELINES ARE OR WHERE UTILITIES RUN. THERE'S A NUMBER OF USES. CENSUS TRACK FOR

CRIME REPORTING. IT'S VERY IMPORTANT. AND WHAT'S VERY NICE IS THAT THE CITY OF AUSTIN RECOGNIZES HOW IMPORTANT GIS IS AND HOW IT'S USED ON A DAILY BASIS, NOT JUST IN GOVERNMENT, BUT ALSO IN THE PRIVATE SECTOR. AND WE REALLY WORK HARD AT IT IN THE CITY TO IMPROVE THAT SYSTEM, TO TAKE IT ALWAYS TO THE NEXT LEVEL POSSIBLE. IT'S A VERY GOOD TOOL AND IT'S NOT JUST USED INTERNAL, IT'S USED EXTERNAL TOO. NOVEMBER 16, AS THE MAYOR SAID, IS GIS DAY, AND THAT WILL BEGIN HERE IN THE LOBBY IN CITY HALL AT 10:00 UNTIL APPROXIMATELY 2:00 O'CLOCK. A LOT OF SCHOOL CHILDREN WILL COME TO THE EVENT ON OUR GIS DAY. WE'LL HAVE ABOUT 150 SECOND GRADERS AT NOON. WE WILL HAVE A BAND CALLED THE BISCUIT BROTHERS THAT WILL BE PLAYING OUT IN THE STAGE AREA ENTERTAINING THE KIDS, BUT IT'S A GREAT LEARNING DAY. AND IF YOU DON'T KNOW MUCH ABOUT GIS, IT'S SUCH A GREAT TIME TO GO AND TAKE A LOOK AT THE MAPS AND SEE HOW THE TECHNOLOG IS ACTUALLY USED TODAY. AND BASICALLY THEY HAVE SOME GOOD COOKIES AND SOME GOOD SNACKS, BUT THIS IS JUST A SMALL PORTION INSIDE THE CITY OF SOME OF THE CITY STAFF THAT WORKS WITH GIS, AND THEY REALLY WORK HARD TO PUT THIS DAY ON. IT'S A GROUP EFFORT TO DO. SO YOU'VE GOT TIME TO DO,, SO PLEASE DO IT.

AND THE CITY'S WEBSITE RTION CAN PEOPLE ACCESS IT?

AT THE CITY WEBSITE THERE'S ACTUALLY TO WHERE YOU CAN VIEW GIS. AND BASICALLY IT'S REALLY WHAT YOU'RE LOOKING FOR. IF YOU WENT TO THE POLICE WEBSITE, YOU WOULD LOOK FOR A CRIME STATISTICS, YOU CAN GO TO THE CRIME VIEWER. AND EVERYTHING UNDERNEATH THAT AS FAR AS RELATED TO WHERE YOU LIVE IS ACTUALLY DONE THROUGH GIS. YOU ALSO GO TO, SAY, WATER AND WASTEWATER DEPARTMENT, YOU CAN SEE SOME OF THE GIS LAYERS. THEY CALL THEM LAYERS. THAT'S LIKE AM I LOOKING AT WATER PIPES, SEWER PIPES, AM I LOOKING AT CONDUIT. SO THERE'S MANY DIFFERENT WAYS THAT YOU CAN ACTUALLY SEE WHERE THINGS ARE. WE HAVE BEEN RECOGNIZED THAT WE HAVE THE MOST INFORMATION ON OUR WEBSITE FOR GIS, SO THAT'S SOMETHING TO BE PROUD OF. OTHER THINGS AS FAR AS YOUR CENSUS TRACK, THE DIFFERENT REPORTING AREAS FOR ELECTIONS,

THERE'S SO MANY DIFFERENT WAYS THAT GIS IS ACTUALLY UTILIZED. FIREBOXES, WHERE FIRE HYDRANTS ARE, WHERE ARE THOSE? WHERE ARE OUR PARKS? SO IT'S A VERY VALUABLE TOOL, AND WE INVESTED SMARTLY IN THE CITY. AND WE WILL KEEP GROWING AS THE YEARS GO ON, AS THE TECHNOLOGY ALWAYS IMPROVES. THANK YOU. [APPLAUSE]

Mayor Wynn: OUR NEXT PROCLAMATION IS REGARDING COPD AWARENESS WEEK OR CHRONIC OBSTRUCTIVE PULMONARY DISEASE AWARENESS WEEK. WE'RE JOINED BY A NUMBER OF FOLKS. LAURA CHAPMAN WILL SAY A FEW WORDS AFTER I READ THE PROCLAMATION, WHICH READS: BE IT KNOWN WHEREAS CHRONIC LUNG DISEASES SUCH AS EMPHYSEMA AND CHRONIC BRONCHITIS, KNOWN DLEKT ACTIVELY AS CLONG OBSTRUCTIVE PULMONARY DISEASE ARE THE FOURTH LARGEST CAUSE OF DEATH IN THE U.S. AND THE SAME NUMBER OF INDIVIDUALS GO UNDIAGNOSED. AND WHERE WHEREAS THE GOAL OF THIS WEEK IS TO RAISE AWARENESS OF COPD AND ITS SERIOUS EFFECTS AS WELL AS URGE CITIZENS TO SEEK EARLY DETECTION AND TREATMENT IN ORDER TO PREVENT OR SLOW THE SPREAD OF LUNG DISEASE. NOW THEREFORE I, WILL WYNN, MAYOR OF AUSTIN, DO HERE BY PROCLAIM NOVEMBER 12TH THROUGH 19TH, 2005 AS CHRONIC OBSTRUCTIVE PULMONARY DISEASE AWARENESS WEEK IN AUSTIN. AND I DO APPLAUD THE EFFORTS TO RAISE THE AWARENESS AND TO MAKE MORE PEOPLE AWARE OF FUNDAMENTALLY HOW WE CAN TREAT AND HELP PEOPLE HAVE A BETTER QUALITY OF LIFE WHICH WALLY HEAR ABOUT IN A SECOND. BUT FIRST LAURA IS GOING TO TALK TO US ABOUT THE WEEK, THE DISEASE AND THE EFFORTS OF AWARENESS. LAURA?

THANK YOU, MAYOR. I DIDN'T BRING ANY ANIMALS OR VILGHTSES, BUT WE ALL BROUGHT OUR LUNGS TONIGHT TO TALK ABOUT COPD. IT'S LARGELY AN INVISIBLE DISEASE BECAUSE THE SYMPTOMS CAN LAY DORMANT FOR UP TO 20 YEARS. WHAT IS THE SOLUTION? THE SOLUTION IS EARLY DETECTION. AND THEN MAKING -- TAKING STEPS TO CHANGE THEIR LIFE-STYLE SO THAT YOU CAN LIVE HAPPY YEARS AFTER THE DIAGNOSIS. PART OF OUR EFFORTS TO RAISE AWARENESS IS DOING A FREE STREEN SCROOENING IN FOUR CITIES. THAT WILL HAPPEN ON NOVEMBER 16TH ACROSS FOUR CITIES, INCLUDING GEORGETOWN, ROUND

ROCK, AUSTIN AND BASTROP. WITH ME HERE TONIGHT IS OUR WONDERFUL COMMITTEE COMPRISED OF SETON HEALTH CARE, ODYSSEY HOSPICE, ST.DAVID'S HEALTH CARE PARTNERSHIP, ACU MED HEALTH CARE. RESPIRATORY THERAPISTS OUT OF BASTROP. AND I MENTION THEM BECAUSE THESE ARE THE PEOPLE WHO WORK WITH PEOPLE WHO ARE LIVING WITH COPD AND HELPING THEM HAVE A BETTER LIFE. AND WITH THAT I'D LIKE TO INTRODUCE FOR THE SECOND YEAR CEASE SILL JONES WHO CAN TALK ABOUT LIVING WELL WITH COPD.

MR. MAYOR, ANY CITY EMPLOYEES WHO ARE STILL PRESENT GATHERED, HEALTH CARE PROFESSIONALS AND DISTINGUISHED CITIZENS OF AUSTIN, MY NAME IS CECIL JONES. I'M A PATIENT THAT SUFFERS FROM CHRONIC OBSTRUCTIVE PULMONARY DISEASE. I'D JUST LIKE TO ECHO A COUPLE OF THE POINTS THAT MS. CHAPMAN MADE. THE IMPORTANCE OF EARLY DETECTION, THIS IS BY DEFINITION A CHRONIC AND OBSTRUCTIVE DISEASE. WE DON'T HAVE CURE TIF REMEDIES. I'M A RETIRED PHARMACIST, SO I'VE DEALT WITH THIS ON A FIRST HAND BASIS BOTH WITH MY PATIENTS AS WELL AS SUFFERING FROM IT NOW. BUT WITH EARLY DETECTION YOU CAN GET TO THE DISEASE EARLIER AND HAVE AN IMPROVED TYPE OF LIFE. THE OTHER PART I'D LIKE TO MENTION, IF YOU OR ANY OF YOUR FAMILY MEMBERS ARE SUFFERING FROM SOMETHING LIKE THIS, GET THEM INTO A REHAB PROGRAM. PULMONARY REHAB WILL IMPROVE THEIR QUALITY OF LIFE. IF YOU AREN'T RECEIVING QUALITY OF CARE, WHICH THESE FOLKS CAN PROVIDE TO YOU, IN MY VIEW I DON'T SEE HOW IN THE WORLD YOU CAN HAVE A QUALITY OF LIFE WITHOUT QUALITY OF CARE. AND LASTLY, I'D LIKE TO THANK MAYOR WYNN FOR HIS EFFORTS IN MAKING OUR ENVIRONMENT BETTER, PARTICULARLY WITH REGARD TO THE HYBRID AUTOMOBILES. ANYTHING THAT MAKES OUR ENVIRONMENT CLEANER AND EASIER TO BREATHE THE OXYGEN THAT WE HAVE IS GOOD FOR EVERYBODY'S LUNGS, NOT JUST SOMEBODY WITH COPD, BUT ALL OF US AND OUR CHILDREN. WITH THAT I'LL SAY THANK YOU VERY MUCH. THANK YOU, MR. MAYOR. [APPLAUSE]

Mayor Wynn: FOR OUR NEXT PROCLAMATION I'M JOINED BY COUNCILMEMBERS ALVAREZ AND LEFFINGWELL REGARDING

VETERANS DAY WHICH WE CELEBRATE ON NOVEMBER 11th NOVEMBER 11th. I'M GOING TO READ A PROCLAMATION WHICH WE DO EVERY YEAR, WHICH IS TO HONOR VETERANS DAY IN AUSTIN AND I'LL CALL ON FIRST COUNCILMEMBER ALVAREZ TO TALK ABOUT A PROJECT THAT HE'S REALLY BEEN INSPIRING US OVER THE LAST FEW MONTHS AS WE PREPARE FOR VETERANS DAY. THE PROCLAMATION READS: NOVEMBER 11th, THE ANNIVERSARY OF THE ENDING OF WORLD WAR I, THE 11th DAY, THE 11th MONTH, HAS LONG BEEN THE DAY ON WHICH WE PAY TRIBUTE TO THE COURAGEOUS MEN AND WOMEN WHO HAVE TAKEN UP ARMS TO SECURE, DEFEND AND MAINTAIN OUR NATION'S FREEDOM. WHEREAS TODAY THERE ARE MORE THAN 25 MILLION LIVING VETERANS WHO HAVE SERVED OUR COUNTRY IN TIMES OF PEACE AND WAR, MORE THAN A MILLION HAVE DIED IN SERVICE TO AMERICA, AND MORE THAN A MILLION AND A HALF HAVE BEEN WOUNDED. OUR NATION WILL ALWAYS BE GRATEFUL FOR THEIR NOBLE SACRIFICES. WHEREAS WE CALL ON ALL AUSTINITES IN REMEMBERING PAST MEMBERS OF THE ARMY, AVENUE, AIR FORCE, MARINE AND COAST GUARD AND THEIR SERVICE ON OUR BEHALF. I HERE BY PROCLAIM NOVEMBER 11th, 2005, NEXT FRIDAY, AS VETERANS DAY IN AUSTIN, AND I'LL FIRST CALL ON COUNCILMEMBER ALVAREZ TO TALK ABOUT WHAT WE MIGHT BE DOING HERE AT CITY HALL, BUT ALSO REMINDING PEOPLE THAT THERE WILL BE A NUMBER OF GREAT EVENTS OCCURRING ALL THROUGHOUT THE COMMUNITY, INCLUDING A SPECTACULAR PARADE DOWN CONGRESS AVENUE. BUT FIRST WELCOME COUNCILMEMBER ALVAREZ.

Alvarez: THANK YOU, MAYOR AND GOOD EVENING TO YOU ALL. THANK YOU FOR BEING HERE. AND THANK YOU, MAYOR, FOR SHARING THIS PROCLAMATION TO CALL ATTENTION TO THIS NEW TRADITION THAT WE'RE GOING TO BE INITIATING AT THE CITY HALL. AS YOU KNOW, WE HAVEN'T BEEN AT THIS NEW BUILDING VERY LONG, JUST SINCE NOVEMBER, AND OFFICIALLY HAVING OUR CITY COUNCIL MEETINGS HERE IN JANUARY. AND SO THERE'S A LOT THAT WE'RE LEARNING ABOUT WHAT -- HOW WE DO THINGS AND WE'RE DEVELOPING PROCEDURES AND CEREMONIES AND PROCESSES AS WE GO ALONG, BUT WE WERE APPROACHED

A NUMBER OF VETERANS' ORGANIZATIONS ABOUT TRYING TO START A NEW TRADITION AT CITY HALL TO HONOR OUR VETERANS ON VETERANS DAY AND THEY WERE VERY HONORED WE CAME UP WITH THIS IDEA TO PRESENT THE FLAGS HONORING THE VARIOUS BRANCHES OF THE MILITARY SERVICE AND DISPLAYING THEM HERE AT CITY HALL. AND ACTUALLY THEY WILL BE DISPLAYED RIGHT BEHIND THE DAIS WHERE YOU SEE A COUPLE OF FLAGS THAT WE HAVE THERE FOR THE CITY, STATE AND OUR COUNTRY. AND SO THEY WILL BE JOINED FOR THAT WEEK FOLLOWING VETERANS DAY -- THEY WILL BE ON DISPLAY FOR THAT WEEK, BUT WE'LL HAVE A CEREMONY FOR THE SIGNALLATIONS ON VETERANS DAY AND THERE WILL BE A REPRESENTATIVE HERE FROM THE VETERANS' ORGANIZATIONS TO TALK A LITTLE MORE ABOUT THE CEREMONY ITSELF AND EXTEND AN INVITATION. BUT WE ARE JOINED HERE BY OTHER COUNCILMEMBERS. COUNCILMEMBER LEFFINGWELL IS HERE, WHO IS A VETERAN HIMSELF, AND WILL BE PARTICIPATING FORMALLY IN THAT CEREMONY AND ALSO COUNCILMEMBER DUNKERLEY, THANK YOU FOR BEING HERE. AND I DON'T KNOW IF EITHER OF Y'ALL WANTED TO SAY A COUPLE OF WORDS.

Leffingwell: WELL, I'M JUST VERY PROUD TO BE A PART OF THIS PROCLAMATION READING TONIGHT, AND I GUESS I'M IN A FUNNY POSITION HERE READING A PROCLAMATION THAT HONORS ME, MYSELF AS A VETERAN. BUT I'LL TAKE IT WHEREVER YOU CAN GET IT, YOU NEED TO TAKE IT. BUT IN ALSO GOING TO BE THE SPONSOR, I THINK AS COUNCILMEMBER ALVAREZ MENTIONED, WE WILL HAVE FLAGS FOR ALL THE FOUR SERVICES. THE NAVY PEOPLE KNOW THAT THE MARINE CORPS IS ACTUALLY PART OF THE NAVY, BUT WE'LL LET THEM HAVE THEIR OWN FLAG. [LAUGHTER] MY OFFICE IS PROUD TO SPONSOR THE NAVY FLAG, AND IN THE CEREMONY NEXT FRIDAY MORNING HERE AT CITY HALL AT 7:30 I'LL BE VERY PROUD TO BRING IT IN AND SEE IF I CAN STILL MARCH. THANK YOU. [LAUGHTER]

Alvarez: AND I WOULD LIKE TO CALL ON MR. MOSES SALDANA, WHO IS A PERSON WE WERE WORKING WITH CLOSELY IN ADDITION TO THE GENTLEMEN HERE TO SAY A FEW WORDS ABOUT THE PROGRAM AND HOW IT FITS INTO THE OTHER

FESTIVITIES THAT WILL BE GOING ON THAT DAY TO HONOR OUR VETERANS. WELCOME, MOSES.

BEFORE WE START, LET ME INTRODUCE OTHER VETERANS. (INDISCERNIBLE) THIS IS KIND OF LIKE A MOCK THING WITH THE ACTUAL LINEUP BEHIND YOU AND WHAT IT WILL LOOK LIKE WHEN IT'S SAID AND DONE. IN THE ORDER THAT WE'LL BE GIVEN THE -- THE FORMATION, I SHOULD SAY, THE OLD BRANCH OF THE MILITARY IS THE ARMY, AND IT WILL BE CARRIED BY MR. DAVIDSON. AND THEN THE NEXT ONE WILL BE COUNCILMEMBER LEFFINGWELL. I THINK THE GUY SAID HE WAS IN THE NAVY OR SOMETHING. [LAUGHTER] AND THE MARINE CORPS IS ALL HONOR AND GLORY, MR. FRANKLIN MENDEZ. AND THE MISSING PARTY, PAUL RIVERA, WILL BE CARRYING THE COAST GUARD FLAG. AND THE U.S. AIR FORCE WILL BE (INDISCERNIBLE) AND THE MIA/POW WILL BE CARRIED BY MR. MEN DOSE IS A. -- MENDOZA. AND THE THING THAT WILL BE TAKING PLACE ON THE 11th, WHICH IS ON A FRIDAY, VETERANS DAY, WILL BE SAY 45 MINUTES TO AN HOUR LONG BECAUSE I KNOW THAT THE PARADE WILL BE TAKING PLACE -- FORMING AT THE BRIDGE ON SOUTH CONGRESS, SO THEREFORE WE WON'T TAKE TOO MUCH TIME. ANYHOW, THE THING IS BEGINNING TO -- WE'LL HAVE THE WELCOME INTRODUCTIONS AND VIOXX, NATIONAL ANTHEM, PROCLAMATION, GUEST SPEAKERS, PRESENTATION OF FLAGS, ACCEPTING THE SIX FLAGS, AND THEN TO REMEMBER OUR WOUNDED AND MISSING IN ACTION AND KILLED IN ACTION, THE YOUNG MEN AND WOMEN IN AFGHANISTAN AND IRAQ, AND THEN WE'LL HAVE THE CLOSING PORTION OF THE PROGRAM TAKE PLACE. AND ALSO, WHEN WE WERE TALKING ABOUT DOING THIS FLAG PRESENTATION TO THE CITY OF AUSTIN, IT SOUNDED LIKE A BIG OLD HILL TO CLIMB, AND I GOT TO TALKING TO RAUL AND THE MAYOR'S OFFICE AND TO OTHER COUNCIL PEOPLE AND THEY SAID WELL, MAYBE WE CAN HAVE IT OUT IN THE HALLWAY. AND I SAID IT'S NOT GOING TO WORK, I WANT IT INSIDE THE CITY COUNCIL CHAMBERS BECAUSE THESE FLEE FLAGS UP THERE LOOK KIND OF LONELY. [LAUGHTER] ANYHOW, SO HERE WE ARE. THE GOOD LORD WORKS IN MYSTERIOUS WAYS. THE TITLE OF ONE OF THE SONGS AT THE U.T. CAMPUS WAS RIVER OF DREAMS, AND THIS IS -- THIS WAS KIND OF LIKE RELATED TO WHAT WE'RE DOING

NOW. AND THEN THE OTHER ONE WAS KEEPING THE FAITH, SO THAT'S KIND OF IT TIES IN TOGETHER WITH OUR EFFORT HERE TONIGHT. AND AGAIN, I APPRECIATE THE MAYOR AND THE CITY COUNCIL AND THE CITY MANAGER AS WELL, AND FOR ALL THE -- AND OF COURSE MY BUDDY RAUL, I'M SORRY TO SEE YOU LEAVE, BROTHER, BUT I GUESS YOU KNOW WHAT YOU'RE DOING. MAY GOD BLESS YOU.

THANK YOU FOR THE OPPORTUNITY, RAUL. THE MAYOR OF SOUTH AUSTIN, AS WE CALL HIM. I JUST PERSONALLY WANT TO SAY THANK YOU FOR TAKING THE INITIATIVE TO ACCOMPLISH THIS VERY IMPORTANT GOAL, TO BRING THESE FLAGS TO THE CITY COUNCIL OF AUSTIN. WE'RE VERY PROUD OF WHAT YOU HAVE DONE, AND THANK YOU SO MUCH FOR INVITING ALL OF US. WE'RE VERY PROUD OF YOU. [APPLAUSE]

Mayor Wynn: AGAIN, WE INVITE YOU TO COME DOWN ON NOVEMBER 11th, VETERANS DAY, FOR THE CEREMONY IN CITY COUNCIL CHAMBERS AND MANY OTHER FESTIVITIES THROUGHOUT THE DAY, THE MOST VISIBLE AND FUN IS THE BIG PARADE DOWN CONGRESS AVENUE. PLEASE JOIN ME IN CONGRATULATING AND THANKING THESE FINE VETERANS. [APPLAUSE]

Mayor Wynn: OUR LAST PROCLAMATION IS REGARDING ANOTHER FUN EVENT WE'RE GOING TO HAVE THE DAY BEFORE VETERANS DAY ON NOVEMBER 10th WE'RE GOING TO HAVE A BOARD AND COMMISSION MEMBER RECOGNITION EVENT. COUNCILMEMBER DUNKERLEY IS JOINING ME ALONG WITH BETTY BAKER AND MARY ARNOLD, TWO DISTINGUISHED VETERANS OF OUR BOARD AND COMMISSION GOVERNANCE HERE IN AUSTIN. I'LL READ A PROCLAMATION AND THEN ASK MARY TO TALK ABOUT NOT ONLY SERVICE TO OUR COMMUNITY, PUBLIC SERVICE THROUGH OUR BOARD AND COMMISSIONS FORMAT HERE IN AUSTIN, BUT THEN ALSO THE ACTUAL EVENT ITSELF WHERE WE'RE GOING TO RECOGNIZE A LOT OF FOLKS WHO HAVE GIVEN A LOT OF THEIR TIME AND EFFORT FOR THE BETTERMENT OF OUR CITY. THE PROCLAMATION READS: BE IT KNOWN WHEREAS MORE THAN 500 CITIZENS PROVIDE INPUT TO THE MAYOR, COUNCIL AND CITY STAFF THROUGH THEIR SERVICE ON ONE OF AUSTIN'S 55 BOARDS AND/OR

COMMISSIONS. AND WHEREAS THESE VOLUNTEERS BY COMMITTING THEIR TIME TO A BOARD OR COMMISSION, RENEW AND SUSTAIN THE SPIRIT AND VITALITY OF OUR GREAT CITY. AND WHEREAS THE SPECIAL RECOGNITION EVENT IS BEING HELD NOVEMBER 10th AT CITY HALL TO HONOR THESE DEDICATED CITIZENS WHO GIVE FREELY OF THEIR TIME, ENERGY AND ABILITIES. AND WHEREAS I JOIN WITH THE EVENT PLANNERS IN THANKING ALL THE BOARD AND COMMISSION MEMBERS FOR THEIR SERVICE, AND NOW THEREFORE I, WILL WYNN, MAYOR OF AUSTIN, DO HERE BY PROCLAIM NEXT WEEK NOVEMBER SEVENTH THROUGH 11th, 2005 AS BOARD AND COMMISSION WEEK IN AUSTIN AND WOULD LIKE TO CALL ON MARY ARNOLD TO SAY A FEW WORDS ABOUT SOME REMARKABLE CITIZENS WHO SERVE OUR COMMUNITY, INCLUDING HERSELF, AND THE EVENT ITSELF NOVEMBER 10th. MARY, THANK YOU FOR BEING HERE.

THANK YOU VERY MUCH, MAYOR WYNN. I WAS GLAD TO SEE DAN DAVIDSON HERE. HE WAS THE CITY MANAGER WHEN I FIRST STARTED COMING DOWN TO CITY HALL. BUT I MUST SAY THAT THE COUNCIL CHAMBERS HAVE GROWN SINCE THAT TIME. BECAUSE AT THAT TIME IT WAS JUST A LITTLE BITTY ROOM DOWN ON EIGHTH STREET IN THE OLD CITY HALL. IT'S VERY HUMBLING TO BE ASKED TO ACCEPT THIS PROCLAMATION. THOSE WHO SERVE' OUR BOARDS AND COMMISSIONS ARE A REAL PART OF THAT ELEMENT OF CITIZEN PARTICIPATION THAT HAS BEEN AN IMPORTANT PART OF HOW AUSTIN HAS EVOLVED OVER THE YEARS TO CREATE OUR OWN VERSION OF LOCAL CONTROL. AND HOW THIS CITY OPERATES. WHILE OTHER CITIES INCORPORATE CITIZEN PARTICIPATION, I CAN ONLY SPEAK TO ITS GROWTH AND OPERATION HERE IN AUSTIN SINCE THE EARLY 1970'S. AS CITIZENS BECAME AWARE AND INVOLVED IN CIVIL RIGHTS ISSUES AND DIFFERENCES OF OPINION OVER THE VIETNAM WAR, I THINK THE AWARENESS BECAME FOCUSED ON HOW GOVERNMENT WAS OPERATING AT THE LOCAL LEVEL. STRONG GROWTH OF NEW HOUSING AFTER WORLD WAR II CONTINUED ON INTO THE '60S AND SFEPTS, AND IN THE -- OWE '70'S, AND IN THE '70'S AWARENESS OF ENVIRONMENTAL PROBLEMS CAME TO THE FORE. NEIGHBORHOOD GROUPS BEGAN TO SEE DID DEGRADATION

OF THEY'RE CREEKS AS A RESULT OF DEVELOPMENT AND FORMED ASSOCIATIONS TO BEGIN TO ADDRESS THOSE PROBLEMS. THE NEW MASTER PLANNING PROCESS FOR AUSTIN WITH ACTUAL PARTICIPATION OF CITIZENS BEGAN IN 1975 AND THROUGH THE AUSTIN TOMORROW PROCESS, INTERESTED CITIZENS WERE BROUGHT TOGETHER FROM ALL PARTS OF THE CITY TO LEARN FROM EACH OTHER AND FROM CITY STAFF AND OTHERS ABOUT CITY PLANNING. AS THE AWARENESS INCREASED THERE WAS A CHANGE IN THE AUSTIN CITY COUNCIL, BRINGING IN YOUNG COUNCILMEMBERS WHO WERE JUST OUT OF THE UNIVERSITY OF TEXAS AND MORE WOMEN AND MINORITY COUNCILMEMBERS. THE INTEREST IN CITY GOVERNMENT WAS HIGH AND AUSTIN WOULD CONTINUE TO GROW. MORE CITIZEN BOARDS AND COMMISSIONS WERE CREATED IN ORDER TO GIVE CITIZENS AN OPPORTUNITY TO WEIGH IN AND TO GIVE ADVICE TO THE CITY COUNCIL IN MANY DIFFERENT AREAS. SERVING ON A CITY BOARD AND COMMISSION GIVES THE CITIZEN AN OPPORTUNITY TO LEARN MORE ABOUT HOW THE CITY OPERATES IN VARIOUS AREAS, WHAT ARE THE PHILOSOPHIES OR GUIDELINES THAT DIRECT CITY STAFF AND MANAGEMENT? HOW DO THE FINANCES WORK? WHAT'S THE HISTORY OF WHY THINGS ARE AS THEY ARE? AND THE CITIZEN BRINGS HIS OR HER INDIVIDUAL BACKGROUND AND INTEREST TO ADD TO DISCUSSION, INTERPRETATION AND THE DEVELOPMENT OF RECOMMENDATIONS. THESE CITIZENS AND THEIR BOARDS AND COMMISSIONS SERVE TO BOLSTER THE OPEN GOVERNMENT ASPECTS OF CITY OPERATION AND TO GIVE ALL CITIZENS AN OPPORTUNITY TO ATTEND, LISTEN IN, OFFER COMPLAINTS AND SUGGESTIONS AND TO FEEL THAT THEY TOO CAN PARTICIPATE IN LOCAL GOVERNMENT IN A MEANINGFUL WAY. AS THE CITY CONTINUES TO GROW, CITIZEN PARTICIPATION ON BOARDS AND COMMISSIONS OFFERS THE OPPORTUNITY FOR CITIZENS FROM ALL OVER TOWN TO BEGIN TO GET TO KNOW EACH OTHER AND TO LEARN OF THE PROBLEMS AND INTERESTS IN NEW PARTS OF TOWN AS WELL AS OLDER AREAS. THIS STRENGTHENS THE SENSE OF COMMUNITY THAT IS SO VERY IMPORTANT FOR THE WELFARE OF AUSTIN AND ALL ITS CITIZENS. I URGE THE CITY COUNCIL AND CITY MANAGEMENT AND STAFF TO STRONGLY SUPPORT THIS TYPE OF CITIZEN PARTICIPATION,

TO ENCOURAGE CITIZENS TO SERVE IN THIS ROLE AND TO ALLOW RECOMMENDATIONS FROM THE BOARDS AND COMMISSIONS TO BE CAREFULLY CONSIDERED PRIOR TO COUNCIL DECISIONS. I URGE THE CURRENT MEMBERS OF THE BOARDS AND COMMISSIONS TO BE BOLD IN QUESTIONS THEY ASK, TO SEEK TO LEARN AND UNDERSTAND MORE ABOUT HOW THIS CITY OPERATES, AND TO APPRISE THE COUNCIL AND STAFF OF THE CONCERNS AND SUGGESTIONS THAT THEY DEVELOP AND PASS ON TO THE COUNCIL. THOMAS JEFFERSON WAS AN ADVOCATE OF THE EDUCATED CITIZENRY. HERE ARE A COUPLE OF QUOTES I FOUND ON THE INTERNET THIS AFTERNOON. WHENEVER THE PEOPLE ARE WELL INFORMED, THEY CAN BE TRUSTED WITH THEIR OWN GOVERNMENT. WHENEVER THINGS GET SO FAR WRONG AS TO ATTRACT THEIR NOTICE, THE PEOPLE, IF WELL INFORMED, MAY BE RELIED ON TO SET THEM TO RIGHTS. SO THEREFORE I THANK MAYOR WYNN, CITY MANAGER FUTRELL AND ALL THE MEMBERS OF THE CITY COUNCIL, AND WE HOPE THAT YOU WILL JOIN WITH US HERE IN THIS PLACE ON NOVEMBER THE 10th WHERE THE BOARD AND COMMISSION MEMBERS CAN COME TOGETHER AND TALK AND LAUGH AND WATCH MAGIC TRICKS AND LISTEN TO GOOD MUSIC AND EAT GOOD FOOD AND ENJOY THE CAMARADERIE THAT WE DON'T GET TO EXPERIENCE THAT OFTEN. SO HOPE THAT THE BOARD AND COMMISSION MEMBERS CAN COME AND JOIN THE CITY COUNCIL AND CERTAIN CITY TAF PEOPLE. THANK YOU ALL VERY MUCH. [APPLAUSE]

Mayor Wynn: THANK YOU, MARY. AND NOW MS. BETTY BAKER.

I TRULY AM A VETERAN. I'VE BEEN WITH THE CITY DIRECTLY AND INDIRECTLY FOR MORE THAN 30 YEARS. BUT IT IS INDEED AN HONOR AND A PRIVILEGE TO SERVE THE CITY ON ITS BOARDS AND COMMISSIONS. AND I WOULD LIKE TO PARTICULARLY THANK THE COUNCIL FOR THAT OPPORTUNITY. ALL OF US WHO SERVE ON BOARDS AND COMMISSIONS HAVE BEEN ASKED, I'M SURE, WHY DO YOU DO IT. I'M NOT SURE, BUT I KNOW THERE ARE LOTS OF REASONS. AMONG THEM PERHAPS INSOMNIA, EGOS, POLITICAL AMBITIONS, THE COMPOSITION OF OBITUARIES. [LAUGHTER] THERE ARE A NUMBER OF REASONS. THE FEELING OF POWER. PERHAPS -- I DON'T KNOW. BUT THERE

ARE SEVERAL, BUT ONE OF WHICH IS SURE APPLIES TO ALL COMMISSIONERS BECAUSE WE CARE. [APPLAUSE]

Mayor Wynn: SO THE COUNCIL MEETING WILL RESUME AFTER A SHORT BREAK. MAYOR PLEASE WE'VE A NUMBER OF POST SIX P.M. BRIEF GDZ AND HEARINGS, INCLUDING A NUMBER OF POSTPONEMENT REQUESTS. I BELIEVE WE CAN TAKE UP THE POSTPONEMENT REQUESTS NOW. STAFF IS REQUESTING THAT WE POSTPONE ITEM 31 AND 36 UNTIL UNTIL DECEMBER 15TH, 2005, AND I RECOGNIZE MS. MARTY TERRY.

MAYOR AND COUNCIL, ITEM NUMBER 36 WE ARE REQUESTING THAT THE HEARING BE POSTPONED UNTIL DECEMBER THE 15TH, AND WE WILL BE PROVIDING NOTICE TO THE PUBLIC. WE'LL BE READVERTISING THAT PUBLIC HEARING ON THE FOLLOWING DATES, NOVEMBER 20TH, NOVEMBER 27TH AND DECEMBER 4TH, SO THERE WILL BE NEWSPAPER NOTICE FOR THAT HEARING ON THOSE THREE DATES.

Mayor Wynn: THANK YOU, MS. TERRY. QUESTIONS OR COMMENTS? IF NOT, I'LL ENTERTAIN A MOTION ON ITEMS 31 AND 36, STAFF REQUESTS A POSTPONEMENT TO DECEMBER 15TH, 2005. MOTION MADE BY COUNCILMEMBER LEFFINGWELL, SECONDED BY THE MAYOR PRO TEM TO POSTPONE ITEMS 31 AND 36 TO DECEMBER 15TH, 2005. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SIX TO ZERO WITH COUNCILMEMBER MCCracken TEMPORARILY OFF THE DAIS. SO COUNCIL, THAT TAKES US TO OUR FIRST PUBLIC HEARING AND POSSIBLE ACTION, ITEM NUMBER 3232 FROM OUR NEIGHBORHOOD HOUSING AND COMMUNITY DEVELOPMENT DEPARTMENT. I'LL RECOGNIZE MR. PAUL HILGERS.

MAYOR, IN PAULGERS WITH NEIGHBORHOOD HOUSING AND COMMUNITY DEVELOPMENT DEPARTMENT. TONIGHT WE'RE HERE TO CONDUCT A PUBLIC HEARING AND AMEND AN

ORDINANCE AMENDING SECTION 25-9-347 TO INCREASE THE NUMBER OF HOUSING FEE WAIVERS FROM ONE THOUSAND TO 1500 SERVICE UNITS OF HOUSING AND TO REDUCE SOME TIME PERIOD DURING WHICH AFFORDABLE HOUSING UNITS MUST REMAIN AFFORDABLE TO RETAIN THE EXEMPTION. ESSENTIALLY WHAT WE'RE DOING WITH THIS ACTION TONIGHT AND THIS PUBLIC HEARING PROCESS IS TO ADD 500 500 UNITS, SERVICE UNITS TO OUR SMART HOUSING CAP FOR FEE WAIVERS. THIS ACTION HAS BEEN THROUGH AND WAS RECOMMENDED BY THE WATER AND WASTEWATER COMMISSION, THE COMMUNITY DEVELOPMENT COMMISSION AND THE PLANNING COMMISSION. IN GOING TO RESIST THE TEMPTATION TO TALK AN AWFUL LOT ABOUT THE GREAT SUCCESS OF THE SMART HOUSING PROGRAM, BUT I WILL SAY THAT WE ARE VERY PROUD OF THIS INITIATIVE AND THIS POLICY THAT YOU HAVE AS A COUNCIL AND YOU HAVE RECEIVED AN AWFUL LOT OF AWARDS NATIONALLY. THIS CHART THAT WE'RE PRESENTING SHOWS THAT IN ESSENCE WHAT WE ARE SEEING IS A CONTINUED ON OWE AN INCREASE IN -- AN INCREASE IN PARTICIPATION IN SMART HOUSING. IT IS IMPORTANT TO TO HIGHLIGHT THE PARTNERSHIP THAT EXISTS IN SMART HOUSING THAT THIS INCREASE IN PARTICIPATION IS A DIRECT RESULT OF THE WORK, HARD WORK OF THE SMART HOUSING REVIEW TEAM THAT IS ADMINISTERED BY THE WATERSHED PROTECTION AND DEVELOPMENT REVIEW STAFF AND JOE AND JAVIER AND THEIR STAFF AND THE WORK THAT THEY DO IN PROVIDING THE EXPEDITED REVIEW AND SPECIAL SMART HOUSING REVIEW TO THIS PROCESS. WE'RE VERY PROUD OF THAT PARTNERSHIP AND THE WORK THAT THEY DO. WE WERE IN A SITUATION TO WHERE WE WERE BUMPING UP AGAINST THE CAP ON AN ANNUAL BASIS, AND THAT'S A GOOD THING. I WANT TO PAY SPECIAL TRIBUTE TO STEWART HERSH ON MY STAFF AND OTHERS WHO HAVE WORKED HARD ON THIS INITIATIVE AND WITH THE DEVELOPMENT IN TRYING TO ENSURE THE HOUSING THAT WE BUILD MEETS THE STANDARDS OF SAFE MIXED INCOME ACCESSIBLE, REASONABLY PRICED AND TRAN SENT ORIENTED AND GREEN BUILDING STANDARD. WITH THAT I WOULD -- I DON'T THINK THERE'S ANYBODY HERE TO SPEAK FOR THIS, SO I WOULD BE GLAD TO ANSWER ANY QUESTIONS.

Mayor Wynn: THANK YOU, MR. HILGERS. THERE ARE NO CITIZENS WHO SIGNED UP FOR THIS PUBLIC HEARING, ITEM NUMBER 32. WE'LL QUICKLY ECHO SOME COMMENTS BY MR. HILL GERS. LAST FRIDAY PAUL AND I HAD A MEETING HERE IN AUSTIN WITH AL FON SO JACKSON, THE SECRETARY OF H.U.D., WHO WAS HERE IN AUSTIN ON A VERY CRITICAL MISSION TO HELP US UNDERSTAND THE INTERIM AND LONG-TERM CHALLENGES FROM FOLKS FROM NEW ORLEANS BHOR LIVING WITH US -- WHO ARE LIVING WITH US IN SOME TEMPORARY FASHION. BUT EVEN IN THAT CRITICAL MEETING, SECRETARY JACKSON REMEMBERREMEMBERED AND REMINDED US OF OUR NATIONAL AWARD THAT HE PRESENTED TO US IN WASHINGTON, D.C. ON THE SMART HOUSING PROGRAM, PARTICULARLY HOW IT'S REDUCING BARRIERS FOR THE DELIVERY OF AFFORDABLE HOUSING UNITS IN OUR CITY AS A BEST PRACTICE NATIONWIDE. SO IT'S A PHENOMENAL PROGRAM AND STAFF SHOULD BE VERY PROUD OF THEIR GREAT WORK. QUESTIONS OF MR. HILL GERS, COUNCIL? COMMENTS? NO CITIZENS SIGNED UP ON THIS PUBLIC HEARING IN WHICH WE CAN ALSO CONSIDER APPROVING THE ORDINANCE AS OUTLINED BY MR. HILGERS. COUNCILMEMBER ALVAREZ.

Alvarez: MAYOR, I JUST WANT TO THANK MR. HILGERS AND STAFF FOR BRINGING THIS FORWARD. IT'S SOMETHING WE TALKED ABOUT FOR AWHILE AND WANTED TO WAIT UNTIL THE PROGRAM REACHED A LEVEL WHERE IT COULD SUPPORT THIS INCREASED THRESHOLD OR LIMIT FOR THE SMART HOUSING PROGRAM, BUT THAT JUST GOES TO SHOW HOW SUCCESSFUL IT'S BEEN AND I WANT TO COMMEND YOU ON THAT. AND I WOULD MOVE APPROVAL, MAYOR.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER ALVAREZ TO CLOSE THE PUBLIC HEARING AND APPROVE THIS ORDINANCE AMENDING THIS SECTION OF THE CITY CODE, THERE BY INCREASING BY 500 OR 50% THE NUMBER OF UNITS IN THE PROGRAM. ON ALL THREE READINGS. AND I'LL SECOND THAT MOTION. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF

SEVEN TO ZERO.

THANK YOU VERY MUCH, MAYOR. AND I WANTED TO JUST ALSO EXPRESS MY APPRECIATION TO CHRIS LIPPY AND THE WATER UTILITY FOR THE FEE WAIVERS. THANK YOU. [LAUGHTER]

Mayor Wynn: DULY NOTED. ITEMS 33 THROUGH 35 ARE PUBLIC HEARINGS FOR ANNEXATIONS, AND WE'LL WELCOME A BRIEF STAFF PRESENTATION.

GOOD EVENING, MY NAME IS VIRGINIA COLLIER WITH THE NEIGHBORHOOD PLANNING AND ZONING DEPARTMENT. ITEM 33 IS THE SECOND OF TWO PUBLIC HEARINGS FOR THE PROPOSED AVERY RANCH ANNEXATION AREA. ORDINANCE READINGS ARE TENTATIVELY SCHEDULED FOR DECEMBER FIRST. THIS AREA IS LOCATED IN WILLIAMSON COUNTY AND INCLUDES FIVE SECTIONS OF AVERY RANCH THAT HAVE RECEIVED FINAL PLAT APPROVAL, INCLUDING A TOTAL OF APPROXIMATELY 236 SINGLE-FAMILY RESIDENTIAL LOTS. THIS AREA IS BEING ANNEXED FOR FULL PURPOSES IN ACCORDANCE WITH THE DEVELOPER'S REQUEST FOR ANNEXATION AND THE LIMITED PURPOSE ANNEXATION REGULATORY PLAN. COPIES OF THE SERVICE PLAN ARE AVAILABLE THIS EVENING AND I WOULD BE HAPPY TO ANSWER ANY QUESTIONS THAT YOU MIGHT HAVE.

Mayor Wynn: THANK YOU, MS. COLLIER. QUESTIONS OF STAFF, COUNCIL? ARE THERE ANY CITIZENS WHO WOULD LIKE TO ADDRESS US REGARDING THIS PUBLIC HEARING, THE FULL PURPOSE ANNEXATION OF AVERY RANCH TRACTS. HEARING NONE, I'LL ENTERTAIN A MOTION. TO CLOSE THE PUBLIC HEARING. MOTION MADE BY COUNCILMEMBER DUNKERLEY, SECONDED BY COUNCILMEMBER ALVAREZ TO CLOSE THIS PUBLIC HEARING. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

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

ITEM NUMBER 34, THIS IS THE SECOND OF TWO PUBLIC

HEARINGS FOR THE PROPOSED POND SPRINGS ROAD ANNEXATION AREA. ORDINANCE READINGS ARE TENTATIVELY SCHEDULED FOR DECEMBER FIRST. THIS AREA INCLUDES APPROXIMATELY 55 ACRES AND IS LOCATED IN WILLIAMSON COUNTY EAST OF POND SPRINGS ROAD FROM THE INTERSECTION OF POND BARTON SPRINGS ROAD AND HUNTERS CHASE DRIVE EXTENDING NORTHWEST TO APPROXIMATELY 400 FEET PAST THE INTERSECTION OF POND SPRINGS ROAD AND EDDIE STONE STREET. THIS AREA INCLUDES A MIX OF EXISTING COMMERCIAL AND MULTI-FAMILY RESIDENTIAL TRACTS IN THE POND SPRINGS ROAD RIGHT-OF-WAY. COPIES OF THE SERVICE PLAN ARE AVAILABLE THIS EVENING AND I WOULD BE HAPPY TO ANSWER ANY QUESTIONS YOU MIGHT HAVE.

Mayor Wynn: THANK YOU. QUESTIONS, COUNCIL? ARE THERE ANY CITIZENS THAT WOULD LIKE TO ADDRESS US IN THIS PUBLIC HEARING FOR THE FULL PURPOSE ANNEXATION OF THE POND SPRING ROAD AREA? HEARING NONE, I'LL ENTERTAIN A MOTION TO CLOSE THE PUBLIC HEARING. MOTION MADE BY COUNCILMEMBER MCCRACKEN, SECONDED BY THE MAYOR PRO TEM TO CLOSE THIS PUBLIC HEARING FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

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

ITEM 35 IS THE SECOND OF TWO PUBLIC HEARINGS FOR THE PROPOSED INTERPORT INTERSECTION AREA. ORDINANCE READINGS ARE TENTATIVELY SCHEDULED FOR DECEMBER TIRS. THIS AREA INCLUDES APPROXIMATELY 666 ACRES AND IS LOCATED IN EASTERN TRAVIS COUNTY NORTH OF STATE HIGHWAY 71 EAST, APPROXIMATELY 720 FEET EAST OF INTERSECTION OF HIGHWAY 71 AND FALL WELL LANE, THIS TRACT IS CURRENTLY IN A LIMITED PURPOSE JURISDICTION AND IS BEING ANNEXED FOR FULL PURPOSE IN ACCORDANCE WITH THE DEVELOPER'S REQUEST. COPIES OF THE SERVICE PLAN ARE AVAILABLE THIS EVENING AND THIS CONCLUDES OUR ANNEXATION PRESENTATION.

Mayor Wynn: THANK YOU. QUESTIONS, COUNCIL? ARE THERE ANY CITIZENS THAT WOULD LIKE TO ADDRESS US REGARDING THE FULL PURPOSE ANNEXATION OF THE INTERPORT AREA? HEARING NONE, I'LL SPRIN A MOTION TO CLOSE THE PUBLIC HEARING.

SO MOVE.

Mayor Wynn: MOTION MADE BY THE MAYOR PRO TEM, SECONDED BY COUNCILMEMBER MCCRACKEN TO CLOSE THIS PUBLIC HEARING. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO. THANK YOU, MS. COLLIER. WELL DONE. I THINK OUR LAST ITEM, COUNCIL, IS ITEM NUMBER 37, WHICH IS TO CONDUCT A PUBLIC HEARING REGARDING A VARIANCE REQUEST. MR. JOE PAN TALLIAN.

ITEM 37 IS A PUBLIC HEARING TO CONSIDER A FLOODPLAIN VARIANCE REQUEST BY JAY NET MAYKUS TO ALLOW CONSTRUCTION OF AN ADDITION TO A SINGLE-FAMILY RESIDENCE AT 403 WEST GIVETH AND A HALF STREET IN THE 25 AND 100 YEAR FLOODPLAINS OF WALLER CREEK AND TO WAIVE REQUIREMENT OF A DEDICATED DRAIN EASEMENT TO THE FULL LIMIT OF THE 100 YEAR FLOODPLAIN. MORE SPECIFICALLY, THE APPLICANT IS REQUESTING A PERMIT TO CONSTRUCT A 400-FOOT -- 400 SQUARE FOOT ADDITION TO AN EXISTING STRUCTURE IN THE 25 AND 100 YEAR FLOODPLAIN SINCE IT'S GOING TO BE AN 18-FOOT BY 14-FOOT BEDROOM AND ADJACENT DECK. THEY'RE ALSO ASKING FOR A WAIVER TO THE REQUIREMENT TO DEDICATE A DRAINAGE EASEMENT TO THE FULL LIMIT OF THE 100 YEAR FLOODPLAIN. ESSENTIALLY WHAT THIS MEANS IS THEY WANT TO EXCLUDE THE FOOTPRINT OF THE EXISTING HOUSE IN THE ADDITION FROM THE REQUIREMENT TO FULLY DEDICATE THE 100 YEAR FLOODPLAIN. THIS IS A MAP OF THE THE AREA. THIS IS SOUTH OF KOENIG LANE, EAST OF GUADALUPE STREET, RIGHT RIGHT OFF OF THE CREEK, JUST WEST OF WALLER CREEK. THE ACTUAL LOT LOCATION IS SHOWN IN RED. AND SO ZOOM IN YOU WILL SEE THAT THE

DARK BLUE AREA ON THIS SLIDE SHOWS THE 25-YEAR FLOODPLAIN. ESSENTIALLY IT COVERS THE MAJORITY OF THE HOUSE WITH THE EXCEPTION OF THE BACK PORTION OF IT. AND THEN THE LIGHTER BLUE AREAS IS THE 100 YEAR FLOODPLAIN. THE BOX -- THE RECTANGLE SHOWN IN GREEN IS THE PROPOSED EXPANSION WHICH INCLUDES BOTH THE BEDROOM AND THE DECK. THE BEDROOM IS LOCATED ON THE EAST SIDE OF THAT ADDITION, SO TOWARDS THE CREEK, WITH THE DECK BEING ON THE WEST SIDE. AS YOU CAN SEE, THE CORNER OF THAT DECK ALMOST COMES OUT AND HITS THE 100 YEAR FLOODPLAIN LINE. WE CAN TALK ABOUT THAT IN A SECOND. JUST TO GIVE YOU SOME RELEVANT INFORMATION ON THE ELEVATIONS ASSOCIATED WITH THE FLOODPLAIN AND THE FIRST FLOOR ELEVATION OF THE HOME, THE FINISHED FLOOR ELEVATION OF THE HOME IS THREE-INCHES ABOVE THE 25 YEAR FLOODPLAIN, BUT IT'S SEVEN INCHES BELOW THE 100 YEAR FLOODPLAIN. DEPTH AROUND THE HOUSE, JUST TO THE ADJACENT LAND AROUND THE HOUSE, RANGE FROM ABOUT A HALF FOOT TO ALMOST TWO FEET FOR THE 25 YEAR STORM PRIMARILY IN THE FRONT OF THE LOT, AND THEN FROM ABOUT ONE AND A HALF TO 2.7 FEET FOR THE 100 YEAR STORM, PRIMARILY IN THE FRONT OF THE HOUSE. WHAT'S NOTABLE IS THAT THE APPLICANT HAS AGREED TO ELEVATE THE PROPOSED ADDITION IN THE BACK. WITH THAT INFORMATION, WHAT I'D LIKE TO DO IS KIND OF WALK YOU THROUGH THE FRAMEWORK ON HOW STAFF DEVELOPS A RECOMMENDATION FOR A FLOODPLAIN VARIANCE. WE ESSENTIALLY AND CONSISTENTLY FOLLOW THE GUIDANCE GIVEN IN OUR BUILDING CODE. THERE ARE FOUR PREREQUISITES FOR GRANTING A VARIANCE. THE FIRST IS THAT THE VARIANCE IS THE MINIMUM NECESSARY CONSIDERING THE FLOOD HAZARD FORWARD RELIEF. SECONDLY THE APPLICANT MUST SHOW A GOOD AND SUFFICIENT CAUSE. THIRD, FAILURE TO GRANT THE VARIANCE WOULD RESULT IN EXCEPTIONAL HARDSHIP TO THE APPLICANT. AND FINALLY GRANTING THE VARIANCE WOULD NOT RESULT IN A NUMBER OF THINGS, INCLUDING INCREASED FLOOD HEIGHTS AND ADDITIONAL THREATS TO PUBLIC SAFETY. STAFF HAS LOOKED AT THE PROPOSED ADDITION AND HAS DETERMINED THAT THERE WOULD NOT BE INCREASED FLOOD HEIGHTS ASSOCIATED WITH WHAT

THE APPLICANT IS PROPOSING TO DO. I ALSO WANT TO POINT OUT THAT ON THESE FOUR PREREQUISITES, TWO OF THEM, ITEMS NUMBER TWO AND THREE, DEAL SPECIFICALLY WITH THE LAND, NOT THE STRUCTURE, NOT THE HOMEOWNER OR THE APPLICANT. IT'S A MATTER OF WHETHER OR NOT THERE'S AN EXCEPTIONAL HARDSHIP THAT'S CREATED BY THE LAND, WHETHER THERE'S SOME TYPE OF GEOLOGIC FORMATION, SOILS ON THE SITE ESSENTIALLY FORCING THEM TO BUILD IN A PORTION OF THE LOT THAT'S ON THE FLOODPLAIN. SO I WANTED TO CONVEY THAT TO YOU. IF THE PREREQUISITES ARE MET, THEN THE PROCESS ALLOWS US TO GO TO FURTHER COUNCIL CONSIDERATIONS, WHICH ARE OTHER RELEVANT FACTORS. OF COURSE THERE ARE 10 HERE, MOST OF WHICH ARE NOT A CONCERN IN THIS CASE. THERE ARE THREE THAT WE DID TAKE A LOOK AT AND HAVE SOME DISCUSSION ON. THOSE THREE BEING A DANGER OF LIFE AND PROPERTY. NUMBER FIVE, SAFE ACCESS, AND NUMBER SEVEN, THE EXPECTED FLOOD HEIGHTS, VEL LOSS CITY, DURATION AND RATE OF RISE OF THE FLOOD WATERS. WE'LL TALK A LITTLE BIT MORE ABOUT THAT AS WE TALK ABOUT THE DETAILS ASSOCIATED WITH THIS CASE. GOING ON TO THE NEXT SLIDE, ESSENTIALLY WHAT WE'VE DONE IS TO SUMMARIZE THE CONSIDERATIONS THAT WE SAW THAT WERE PERTINENT GIVEN THE PREREQUISITES AND GIVEN THE SPECIAL CONSIDERATIONS. FIRST IS THAT THE HOUSE AND THE PROPOSED ADDITION IS INDEED WITHIN THE 25 YEAR AND 100 YEAR FLOODPLAINS. THE HOUSE FINISHED FLOOR ELEVATION, WHILE IT'S THREE INCHES ABOVE THE 25 YEAR, IT IS SEVEN INCHES BELOW THE 100 YEAR FLOODPLAIN. AND THE HOUSE IS SURROUNDED BY WATER AT BOTH THE 25 AND 100 YEAR STORM EA VENTS, WHICH WOULD PROHIBIT VEHICULAR ACCESS IN CASE OF EMERGENCY. FOR EMERGENCY RESPONDERS HAVING ONE TO TWO TO OVER TWO AND A HALF FEET OF WATER AT THE FRONT OF THE LOT. A COUPLE OF POSITIVES TO NOTE, AND THIS IS SOMETHING THAT STAFF WAS -- HAD SOME DISCUSSION ON BECAUSE THERE ARE SOME BENEFITS TO THE ADDITION ACTUALLY, IS THAT WITH THE PROPOSED BEDROOM BEING LOCATED AT THE REAR OF THE HOUSE, AWAY FROM THE CREEK, WITH THE FINISHED FLOOR ELEVATION OF ONE FOOT ABOVE THE 100 YEAR FLOODPLAIN, ESSENTIALLY IT

BECOMES A SAFE HAVEN FOR THE HOUSE, IF IT INDEED HAS A 100 YEAR FLOOD THAT COMES ALONG. IN THIS WATERSHED, BEING THAT THIS LOCATION IS IN THE UPPER PART OF THE WATERSHED, THE FLOOD WATERS WILL BE MUCH MORE FLASHY. THE RATE OF RISE WILL BE MUCH FASTER. THE CREEK WILL RISE FASTER. SO IF YOU CONSIDER MAYBE A NIGHTTIME RAINFALL EVENT, YOU COULD -- THIS FAMILY COULD ESSENTIALLY WAKE UP WITH WATER IN THEIR HOME AND PROBABLY NOT WANTING TO GO OUT THE FRONT DOOR INTO TWO AND A HALF FEET OF WATER, THE PREFERENCE WOULD BE TO MOVE BACK TOWARDS THE BACK OF THE HOUSE AWAY FROM THE CREEK AND THEN TO AN AREA OF THE HOUSE THAT IS ELEVATED ABOVE THE 100 YEAR FLOODPLAIN. AND SO WE DID TAKE THAT INTO CONSIDERATION. THE SECOND THING THAT SPOKE IN FAVOR OF THE VARIANCE WAS THE FACT THAT THE DECK ADDITION WOULD PROVIDE SAFER ACCESS TO HIGHER GROUND ON THE LOT, AT THE REAR OF THE LOT DURING THE 100 YEAR STORM EVENT. I THINK I SHOWED YOU EARLIER THAT THE ADDITION, THE CORNER OF THAT DECK ACTUALLY HIT THE 100 YEAR FLOODPLAIN LIMIT, SO THAT'S WHERE THE 100 YEAR FLOODPLAIN ELEVATION WOULD BE AT ZERO, SO ESSENTIALLY THEY COULD HOPEFULLY WALK OUT AND NOT HAVE TO STEP INTO FLOOD WATERS SHOULD THEY VACATE THE HOUSE. GIVEN ALL OF THOSE CONSIDERATIONS, I MEAN, THIS WAS A DIFFICULT DECISION FOR US, AND ESSENTIALLY WHERE WE LANDED WAS AT THERE WAS ONE OVERRIDING CONCERN FOR US, AND IT REALLY DEALT WITH THE PREREQUISITES, HAVING TO GET PAST THOSE IN OUR BUILDING CODE. AND THE TWO THAT WERE MOST CONCERN WERE THE EXCEPTIONAL HARDSHIP. ESSENTIALLY THE PROPERTY OWNER CURRENTLY HAS AN ECONOMICALLY VIABLE USE OF THIS PROPERTY, AND THE HARDSHIP WAS NOT NECESSARILY CREATED BY THE LAND CHARACTERISTICS. THE SECOND ITEM IS ALSO THE ADDITIONAL THREAT TO PUBLIC SAFETY. THIS IS ONE THAT WE COULD SEE TWO SIDES OF THIS, BUT ESSENTIALLY BY ADDING A BEDROOM ON TO A HOUSE, A 14-FOOT BY 18-FOOT BEDROOM, YOU'RE ESSENTIALLY FACILITATING INCREASED OCCUPANCY WITHIN A FLOOD HAZARD ZONE, AND AS FAR AS OUR FLOOD PROGRAM IS CONCERNED, WHAT WE TRY TO DO IS LIMIT THE

POPULATION, LIMIT THE NUMBER OF OUR CITIZENS THAT ARE IN THE WAY OF A FLOOD HAZARD, SO IT'S NOT SOMETHING THAT WE FELT WOULD MEET THE ADDITIONAL THREAT TO PUBLIC SAFETY THRESHOLD. SO WITH THOSE TWO ISSUES ON THE PREREQUISITES, WE CAME TO THE CONCLUSION THAT STAFF WOULD NOT SUPPORT THE -- WOULD RECOMMEND DENIAL OF THE VARIANCE, OR JUST NOT SUPPORT APPROVAL OF THE VARIANCE FOR THOSE REASONS. AGAIN, THERE WERE FACTORS GOING IN EACH DIRECTION. THERE WAS A LOT OF DISCUSSION WITHIN THE DEPARTMENT, BUT WE DID MAKE A DECISION TO RECOMMEND DENIAL OF THE FLOODPLAIN VARIANCE, PRIMARILY BECAUSE OF THE FACT THAT WE DIDN'T FEEL THAT THERE WAS AN EXCEPTIONAL HARDSHIP THAT RAN WITH THE LAND IN TERMS OF THIS REQUEST. HOWEVER, IF COUNCIL SHOULD DECIDE TO APPROVE THE VARIANCE, STAFF WOULD RECOMMEND THAT YOU ALSO APPROVE THE WAIVER REQUEST TO REMOVE THE FOOTPRINT OF THE EXISTING AND PROPOSED ADDITION FROM THE REQUIREMENT TO DEDICATE A DRAINAGE EASEMENT TO THE FULL EXTENT OF THE 100 YEAR FLOODPLAIN. AND AGAIN, WHAT THAT SIMPLY MEANS IS EXEMPTING THE FOOTPRINT OF THE HOUSE AND THE PROPOSED ADDITION FROM THE REQUIREMENT TO DEDICATE A DRAINAGE EASEMENT ON THEIR LOT. SO MAYOR, COUNCIL, WITH THAT, THAT CONCLUDES MY PRESENTATION. I'M PREPARED TO ANSWER ANY QUESTIONS YOU MAY HAVE.

Mayor Wynn: THANK YOU. QUESTIONS OF STAFF, COUNCIL? IF WE COULD, COULD WE GO BACK TO THE AERIAL PHOTOGRAPH THAT SHOWED THE LOT LINES AND THE CREEK AND THE ADJACENT HOMES? I GUESS MY QUESTION FOR YOU, JOE, IS JUST LOOKING AT THIS, THERE APPEARS TO BE EVEN ANOTHER HOUSE CLOSER TO THE CREEK THAN THIS HOME. WITH MOST OF THOSE -- THAT FOOTPRINT BEING IN THE 25 YEAR FLOODPLAIN. HAVE THESE HOMES EXPERIENCED, YOU KNOW, MEASURABLE FLOODING IN THE LAST -- YOU KNOW, IN RECORDED HISTORY?

WE ACTUALLY HAVE SOME PHOTOGRAPHS OF SOME FLOODING THAT HAS OCCURRED JUST SOUTH OF HERE ALONG AVENUE D. WE HAVE NOT HAD ANY FLOOD COMPLAINTS FOR THESE PROPERTIES AT THIS LOCATION

WITHIN THE LAST 10 TO 20 YEARS.

Mayor Wynn: AND REMIND ME OF THIS TECHNICALITY. YOU MAY HAVE THIS ANSWER, BUT IS THERE AN ANSWER AS ONE OF THE ISSUES HERE THE THE DELETION OF THE FOOTPRINT OF THE HOME FROM THE EASEMENT REQUIREMENT? ARE THERE SORT OF TITLE ISSUES RELATED TO THAT? DO PEOPLE HAVE -- WHEN YOU TAKE OUT A SECOND LIEN ON YOUR HOME OR IF THERE'S A SALE OF THE PROPERTY OR THINGS LIKE THAT, OR TECHNICAL ISSUES LIKE THAT, HURDLES FOR PEOPLE?

CERTAINLY ON THE LAND STATUS PART OF THAT. THE DRAINAGE EASEMENT BECOMES WHAT COULD BE CALLED AN ENCUMBRANCE ON THE PROPERTY IN TERMS OF THEM NOT BEING ABLE TO BUILD WITHIN THAT DRAINAGE EASEMENT ONCE IT'S DEDICATED. THE DRAINAGE EASEMENT DEDICATION REQUIREMENT IS A REQUIREMENT THAT ALL LAND DEVELOPMENT IS REQUIRED TO DO AS THEY COME THROUGH THE CITY PROCESS JUST TO MAKE SURE THAT ANY WATERS WITHIN THE DESIGNATED 100 YEAR FLOODPLAIN ARE DEDICATED AS THE DRAINAGE EASEMENT AND REALLY TO PREVENT PEOPLE FROM COMING BACK IN AND BUILDING IN THE 100 YEAR FLOODPLAIN AND KEEP THAT AS A NO BUILD ZONE TO LIMIT POTENTIAL FUTURE IMPACTS TO OUR CITIZENS AND TO THEIR PROPERTY.

Mayor Wynn: BUT AS FAR AS YOU KNOW, I'M JUST CURIOUS, SAY SOMEBODY WANTED TO TAKE OUT A MORTGAGE ON THEIR HOME, A SECOND LIEN, DO ISSUES LIKE THIS EVEN -- THE REAL TECHNICALITIES OF THE FOOTPRINT OF A BUILDING, WHETHER IT'S IN A 25 OR 100 YEAR FLOODPLAIN, DOES THAT EVEN COME UP FROM A LENDING STANDPOINT OR FROM A TITLE SEARCH STANDPOINT?

MAYOR, GEORGE'S OSWALD, WATERSHED PROTECTION. YES IT DOES IN TERMS OF REQUIREMENTS FOR FLOOD INSURANCE. LENDERS REQUIRE IF YOU HAVE A PORTION OF YOUR LOT IN A FLOODPLAIN, THEY'RE GOING TO -- THEY ARE GOING TO REQUIRE FLOOD INSURANCE INDEPENDENT OF THE DEPTH OF WATER ON THE PROPERTY. I'D LIKE TO GO BACK TO YOUR QUESTION ABOUT THE INCIDENTS OF FLOODING IN THIS AREA. LATE NOVEMBER LAST YEAR WE

DID HAVE AN EXTREME STORM EVENT ON WALLER CREEK, AND CHESTERFIELD, WHICH IS JUST OFF OF THE PHOTOGRAPH TO THE RIGHT, WE HAD A NUMBER OF HOUSES THAT GOT WATER IN THEM. AND I WOULD -- THE DIFFICULTY FOR US IS WE DEPEND ON CITIZEN REPORTS AND WE DO DRIVE AROUND AFTER FLOOD EVENT AND SEE WHERE PEOPLE HAVE PILED OUT THEIR CARPET, BUT I DID GO ACROSS GIVETH AND A HALF STREET -- GIVETH AND -- 55TH AND AND A HALF STREET, AND I'M SPECULATING THE WATER IS ON THIS LOT, IF NOT IN THE HOUSE. THE HAZARD IS THERE IT DID OCCUR LAST YEAR. THAT WAS THE BIGGEST FLOOD ON WALLER CREEK SINCE THE EARLY 1960'S.

WOW.

Mayor Wynn: LAST QUESTION FROM ME. OBVIOUSLY THESE ARE SORT OF MODELING DIAGRAMS FOR FLOODPLAINS, HOW FREQUENTLY DO WE OR FEMA OR WHOMEVER GO BACK IN AND RECALCULATE OR ADJUST FLOODPLAIN DELINEATIONS IN OUR URBAN CREEKS?

WELL, IN THIS CASE THIS IS A NEW STUDY THAT WAS COMPLETED IN THE LAST COUPLE OF YEARS, SO IT'S VERY NEW INFORMATION. THIS WAS UPDATED AS PART OF THE TUNNEL PROJECT AND OTHER ACTIVITIES THAT WERE GOING ON ON THE U.T. CAMPUS.

Mayor Wynn: IS IT LIKELY -- BASED ON THAT UPDATE, THE FACT THAT THE MOST RECENT KNOWLEDGE, IS IT LIKELY THAT THE FLOODPLAIN HAS GROWN ON WALLER CREEK OR ACTUALLY WAS REDUCED AS PART OF THE NEW INFORMATION?

IN WALLER CREEK, THE WATERSHED IS BASICALLY BUILT OUT. AND WHAT WE DISCOVERED THROUGH THESE STUDIES, JUST DEPENDING -- WE'RE USING BETTER DIGITAL TRAIN MODELS, BETTER MODELING TECHNIQUES. IN SOME AREAS THE WATER WOULD GO UP A LITTLE BIT, IN OTHERS IT WOULD GO DOWN JUST DEPENDING ON THE QUALITY OF THE DATA. IT'S BASICALLY STATIC IN TERMS OF CHANGES. SO WHAT WE SEE HERE IS WHAT IT'S GOING TO BE BECAUSE

THIS WATERSHED IS IN A STATIC STATE.

Mayor Wynn: THANK YOU. QUESTIONS OF STAFF, COUNCIL?
COUNCILMEMBER DUNKERLEY.

Dunkerley: I HAVE A QUESTION. THIS IS A REALLY SMALL
HOUSE, ISN'T IT, ABOUT 1100 SQUARE FEET?

THAT'S CORRECT.

Dunkerley: AND THE ADDITION IS 16 BY --

IT'S ABOUT ANOTHER 400 SQUARE FEET, I WOULD SAY.

Dunkerley: SO YOU'RE LOOKING AT ABOUT A 1500 SQUARE
FOOT HOUSE, SO I DON'T KNOW HOW MANY -- HOW MANY
EXTRA PEOPLE COULD GET IN THERE. AND IT SEEMED TO ME
THAT AS YOU DESCRIBED THE ADDITION THAT SINCE IT WAS
OUT OF THE FLOODPLAIN, IT WOULD PROVIDE A WAY OF
ACCESS OUT IN CASE OF A FLOOD.

AND THAT'S SOMETHING WE DID ILLUSTRATE IN OUR
PRESENTATION. AND REALLY IT'S A MATTER OF KIND OF
FROM A PURE FLOOD CONTROL STANDPOINT, WHILE THEY
DO HAVE A WAY OUT OF THE HOUSE SHOULD IT FLOOD, AS
LONG AS THEY TAKE THAT PATH, THERE'S JUST THE BASE
RESULTS THAT A BEDROOM WILL ALLOW AT LEAST ONE, IF
NOT TWO MORE PEOPLE TO RESIDE IN A FLOOD HAZARD
ZONE. AND THAT'S HOW WE APPROACHED THAT DECISION
ON THAT ITEM.

Dunkerley: I UNDERSTAND THAT. BUT IT SEEMED TO ME THE
ADDITION WAS ALMOST A SAFETY FEATURE TO WHAT THERE
NOW.

YEAH, WE CALLED IT A SAFE HAVEN. THAT'S CORRECT.

Dunkerley: OKAY.

Mayor Wynn: FURTHER COMMENTS, QUESTIONS?
COUNCILMEMBER KIM.

Kim: CAN YOU EXPLAIN TO ME THE DRAINAGE EASEMENT

RECOMMENDATION THAT WE NOT INCLUDE THE -- I GUESS THE FOOTPRINT? CAN YOU EXPLAIN THAT?

SURE. I DON'T KNOW IF GEORGE YOU WANT TO TAKE A SHOT AT THAT.

BASICALLY THE CODE PRECLUDES BUILDINGS IN DRAINAGE EASEMENTS, SO WE HAVE TO RECOMMEND -- IF WE'RE GOING TO ALLOW THE CONSTRUCTION, WE DON'T WANT AN EASEMENT UNDER IT. THERE'S A BASIC CONFLICT THERE. SO WE'RE WILLING, IF THE COUNCIL DESIRES, TO ALLOW THE CONSTRUCTION TO WAIVE THAT REQUIREMENT FOR THE DEDICATION OF THE EASEMENT UNDER THE BUILDING FOOTPRINT. BUT AS JOE MENTIONED EARLIER, WE NEED THE EASEMENT ON THE REMAINDER OF THE LOT SO THAT WE DON'T GET FUTURE BUILDINGS IN THE FLOODPLAIN AREA. THE PORTION THAT'S IN THE FLOODPLAIN, OF COURSE. NOT ALL OF THE LOT, BUT THE PORTION IN THE FLOODPLAIN. FUTURE BUILDING CONSTRUCTION. AND THAT IS A BASIC REQUIREMENT OF THE CODE. AM I ANSWERING YOUR QUESTION?

Kim: I THINK SO. OKAY.

Mayor Wynn: FURTHER QUESTIONS, COMMENTS? HEARING NONE, I'LL ENTERTAIN A MOTION ON ITEM NUMBER --

CAN I -- [INAUDIBLE].

Mayor Wynn: YES, MA'AM.

[INAUDIBLE - NO MIC].

Mayor Wynn: WELCOME.

HI THERE. I DON'T KNOW IF -- WOULD YOU LIKE ME JUST TO SPEAK OR DO YOU HAVE A QUESTION? WHERE WOULD YOU LIKE ME TO START?

Mayor Wynn: WELL, IT'S A PUBLIC HEARING, SO YOU'RE WELCOME TO AT LEAST GIVE US THREE MINUTES OF TESTIMONY, IF YOU WOULD LIKE, AND THEN PERHAPS A COUNCIL COLLEAGUE OR MORE WOULD HAVE QUESTIONS

FOR YOU.

OKAY. I'M JANET MAYKUS. I'M THE PERSON WHO LIVES AT 403 WEST 55 AND A HALF STREET. I BOUGHT THAT HOUSE A YEAR AND A HALF AGO KNOWING IT WAS IN THE FLOODPLAIN. IT'S A TINY HOUSE. I HAD LIVED ON HARRIS AVENUE, WHICH IS A LITTLE FARTHER SOUTH. AND I HAVE THREE BOYS, 15, 12 AND SIX. I WAS MARRIED TO A MAN WHO UNFORTUNATELY INDULGED HIMSELF IN HIS ADDICTIONS AND BECAME QUITE MEAN AND WE NEEDED TO LEAVE. AND IT WAS IMPORTANT FOR ME TO KEEP MY BOYS AND THE THINGS THAT WERE STABLE FOR THEM, WHICH WERE THEIR SCHOOLS AND NEAR THEIR FRIENDS. IT'S HARD TO FIND A HOUSE THAT I COULD AFFORD IN THE CENTRAL AUSTIN AREA, BUT THIS IS A CHARMING LITTLE HOUSE, AND I HAD THREE -- I GOT VERY REPUTABLE PEOPLE, MY REAL ESTATE, MORTGAGE BROKER AND MY INSURANCE AGENT ALL TELL ME THERE WOULDN'T BE A PROBLEM WITH ADDING A LITTLE SPACE ON. AND AS I'VE BEGUN THIS PROCESS, I REALIZED THAT WAS PROBABLY NAIVE, BUT I HAD NEVER DONE THIS BEFORE. BUT AFTER MY DIVORCE, I DID GO BACK AND SECURE A LOAN TO BUILD THE LITTLE ADDITION, AND THEN I'VE HAD VERY INFORMATIVE CONVERSATIONS WITH RAY WINDSOR. HE'S BEEN VERY HELPFUL EXPLAINING TO ME WHY THE CITY WOULD HAVE A DIFFICULT TIME ALLOWING ME THIS LITTLE ADDITION. I WANT TO PROMISE YOU THAT AN 1100 SQUARE FEET HOUSE, THERE'S NOT GOING TO BE ANYBODY ELSE IN THIS HOUSE WITH US. I'M NOT GETTING MARRIED AGAIN AND I'M NOT REPRODUCING, I PROMISE. WE'RE GOING TO STAY IN THE HOUSE FOR AWHILE. I HAVE A BUNCH OF BOYS TO RAISE, I WORK AT THE SEMINARY DOWN THE STREET, AND THIS IS OUR HOME. IT'S NOT AN INVESTMENT AND WE'RE NOT GOING TO BUILD ONE OF THOSE GIANT, YOU KNOW, ADDITIONS THAT I KNOW THAT PEOPLE DO. SO IF YOU WOULD PLEASE, YOU KNOW, ALLOW THE VARIANCE, I WOULD APPRECIATE THAT, AND THANK YOU FOR YOUR TIME.

Mayor Wynn: THANK YOU, MA'AM. QUESTIONS? QUESTIONS OF THE OWNER? COMMENTS? IF NOT, I'LL ENTERTAIN A MOTION. SO WE HAVE AN ORDINANCE HERE IN FRONT OF US, ITEM NUMBER 37, PREPARED BY STAFF, I PRESUME.

YES, MAYOR. WE'RE READY TO GO ON ALL THREE READINGS. AND WHAT THIS ORDINANCE DOES IS IT GRANTS THE VARIANCES AND IT DOES WAIVE THE DRAINAGE FOR THE FOOTPRINT. THE DRAINAGE EASEMENT FOR THE FOOTPRINT.

Mayor Wynn: THANK YOU, MS. TERRY. QUESTIONS, COMMENTS, COUNCIL? WE APPRECIATE STAFF CRAFTING THE ORDINANCE DESPITE THEIR RECOMMENDATION. I'LL ENTERTAIN A MOTION. COUNCILMEMBER MCCRACKEN.

McCracken: MAYOR, I'LL MOVE TO GRANT THE VARIANCE.

Mayor Wynn: MOTION BY COUNCILMEMBER MCCRACKEN TO CLOSE THE PUBLIC HEARING AND GRANT THE VARIANCE ON ALL THREE READINGS AS OUTLINED IN THE ORDINANCE BEFORE US. SECONDED BY THE MAYOR PRO TEM. FURTHER COMMENTS? COUNCILMEMBER LEFFINGWELL.

Leffingwell: UNFORTUNATELY I'M NOT GOING TO BE ABLE TO SUPPORT THE VARIANCE REQUEST BECAUSE I DON'T BELIEVE THE FINDINGS OF FACT ARE MET. I AGREE WITH THE STAFF. I BELIEVE THAT DEFINITELY THE HARDSHIP ISSUE IS MET, AND IF THAT WERE THE ONLY ISSUE I WOULD CERTAINLY SUPPORT IT, BUT I GENERALLY, AS YOU ALL WELL KNOW, DO NOT SUPPORT VARIANCES FOR BUILDING IN THE FLOODPLAIN BECAUSE OF THE SAFETY ASPECTS INVOLVED. NOT ONLY TO THE PEOPLE WHO LIVE THERE, BUT THE PEOPLE WHO LIVE DOWNSTREAM WHO MIGHT BE AFFECTED BY BATHTUB PROJECT TILES IN A FLOOD AND PEOPLE WHO LIVE UPSTREAM WHO WILL -- WITH EACH ADDITIONAL BIT OF CONSTRUCTION IN THE FLOODPLAIN, THE SIZE OF THE FLOODPLAIN IS GOING TO INCREASE INCREMENTALLY. THIS ONE HOUSE WON'T DO IT, BUT COLLECTIVELY IT CAN HAVE -- IT CAN AND HAS HAD A SUBSTANTIAL EFFECT. SO REGRETTABLY I WILL NOT BE ABLE TO SUPPORT THE VARIANCE. THANK YOU.

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

Thomas: MAYOR, IF YOU DON'T MIND, I RESPECT THE COUNCILMEMBER, BUT I LOOKED AT THE CASE AND WE

ALREADY HAVE A HOUSE THAT IS ALREADY IN THE FLOODPLAIN THAT IS PRETTY WELL A COMPLETE HOUSE THAT'S MORE IN THE FLOODPLAIN, AND THAT'S THE REASON I FIGURED JUST A SMALL ADDITION WOULDN'T BE AS BAD. I THINK THE APPLICANT EXPLAINED THE REASON FOR IT, AND I THINK THAT IT WILL BE OKAY. IT SHOULD BE OKAY BECAUSE, NUMBER ONE, IT'S NOT AS LARGE AS THE COMPLETE HOUSE THAT'S ALREADY IN THE FLOODPLAIN, IT'S FURTHERMORE INTO THE FLOODPLAIN THAN THIS ADDITION. THANK YOU.

Mayor Wynn: THANK YOU, MAYOR PRO TEM. WE HAVE A MOTION AND A SECOND ON THE TABLE TO CLOSE THE PUBLIC HEARING AND APPROVE THE VARIANCE. COUNCILMEMBER KIM.

Kim: I ESPECIALLY EMPATHIZE WITH THE APPLICANT. IT SEEMS LIKE IT WOULD BE A HARDSHIP BECAUSE SHE DOES HAVE A FAMILY. YOU SAID YOU HAD THREE BOYS. AND THE CURRENT SIZE OF THE HOUSE ISN'T SUFFICIENT FOR THREE GROWING BOYS, PLUS A SINGLE HOM MOM, SO I DO THINK THE HARDSHIP REQUIREMENT HAS BEEN MET. IT IS VERY EXPENSIVE TO BUY IN THIS AREA, AND IT IS CLOSE TO WHERE SHE WORKS, SO I'M GOING TO BE SUPPORTING THE MOTION. THANK YOU.

Mayor Wynn: THANK YOU, COUNCILMEMBER. FURTHER COMMENTS? I'LL JUST SAY I TOO WILL BE SUPPORTING THE MOTION AND AM VERY RESPECTFUL OF STAFF'S APPROACH TO THESE. THEY TAKE A VERY -- FRANKLY, AN APPROPRIATE HARD LINE ON HOW THEY SERVE US WITH THEIR ANALYSIS AND FUNDAMENTALLY HOW THEY SERVE THE PUBLIC SAFETY OF THE COMMUNITY WITH THEIR GOOD WORK. SO THANK YOU TO STAFF. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED?

NO.

Mayor Wynn: MOTION PASSES ON A VOTE OF SIX TO ONE

WITH COUNCILMEMBER LEFFINGWELL VOTING NO. THANK
YOU ALL VERY MUCH. THAT'S ALL OUR BUSINESS, COUNCIL,
SO WITHOUT OBJECTION, WE STAND ADJOURNED. IT IS 6:57
P.M. 6:58 P.M.

End of Council Session Closed Caption Log