

Closed Caption Log, Council Meeting, 02/02/06

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Mayor Wynn: GOOD MORNING. I'M AUSTIN MAYOR WILL WYNN AND IT'S MY PRIVILEGE TO WELCOME REVEREND BARNETTA EMERSON, FROM DAVID CHAPEL. WHO IS GOING TO LEAD US IN OUR INVOCATION. EVERYBODY PLEASE RISE. REVEREND?

MAYOR WYNN AND COUNCIL, LET'S BOW. HEAVENLY FATHER, WE THANK YOU FOR THIS DAY, WE THANK YOU FOR ALL THAT YOU HAVE DONE FOR US, LORD. I'M SURE THAT YOU HAVE BEEN BUSY LAST NIGHT WITH ALL OF THE THINGS AND ISSUES THAT YOU HAD TO SOLVE AND FOR THIS MORNING. WE KNOW THAT EVERYTHING IN HEAVEN AND EARTH ARE CREATED BY YOU, OH, LORD. WE ADORE YOU. BEING IN CONTROL OF EVERYTHING. RICHES AND HONOR COME FROM YOU ALONE AND WE KNOW THAT IT IS AT YOUR DISCRETION THAT MEN ARE MADE GREAT AND ARE GIVEN STRENGTH. TODAY WE ARE BRINGING BEFORE YOU THE BLACK HISTORY MONTH OBSERVANCE. WE ARE ASKING THAT YOU WOULD -- THAT YOU WOULD MAKE THIS A ONE -- A ONE AND ONLY TIME THAT WE DO THIS, LORD. THAT EVENTUALLY THIS WILL BE A MOOT ISSUE. THAT WE WILL HAVE UNDERSTANDING AND CULTURAL DIVERSITY DOWN TO THE POINT THAT THIS WILL NOT BE NECESSARY. WE ASK THAT YOU WOULD HELP US TO REACH OUT TO OTHER CULTURES IN THIS COMMUNITY AND TO UNDERSTAND WHAT MAKES THEM TICK, WHAT UPSETS THEM, WHY THEY RESPOND IN DIFFERENT WAYS, LORD. WE ASK THAT YOU WOULD HELP US TO OPEN OUR EYES AND OUR HEARTS TO THE OTHER PEOPLE IN THIS COMMUNITY. LORD, WE ASK

THAT YOU WOULD BLESS THIS COUNCIL AND OUR MAYOR, THAT THEY WILL BE JUST IN THE THINGS THAT THEY PLAN FOR THIS COMMUNITY. LORD, WE ASK THAT YOU WOULD PROTECT THEIR HEARTS AND THEIR MINDS AND THEIR BODIES THAT THEY WILL BE ABLE TO DO WHAT YOU WANT THEM TO DO. LORD, WE GIVE YOU ALL THE PRAISE AND ALL THE GLORY. IN FACT LORD WE SURRENDER THIS -- THIS BLACK HISTORY MONTH TO YOU, LORD. WE ASK THAT YOU WOULD BRING FORTH THE HISTORY ABOUT OUR CULTURE, ABOUT THE LAWYERS, THE DOCTORS, THE ENGINEERS, THE ARCHITECTS, THOSE IN THE PAST, THOSE THAT ARE IN THE PRESENT, LORD THOSE THAT WILL COME. WE ASK THAT YOU WOULD HAVE YOUR WAY, HAVE YOUR WILL IN HOW THIS IS DEMONSTRATED. HAVE YOUR GLORY IN THIS OBSERVANCE, LORD. LORD, WE RELEASE THIS TO YOU IN THE NAME OF JESUS CHRIST OUR LORD AND SAVIOR. AMEN.

Mayor Wynn: THANK YOU, REVEREND EMERSON. THERE BEING A QUORUM PRESENT AT THIS TIME I WILL CALL TO MEETING THIS MEETING OF THE AUSTIN CITY COUNCIL. IT IS THURSDAY, FEBRUARY 2nd, 2006. WE ARE IN THE COUNCIL CHAMBERS OF CITY HALL. 301 WEST SECOND STREET, APPROXIMATELY 10:20 A.M. FIRST I WOULD LIKE TO THANK MAYOR PRO TEM AND STAFF. AS SOME OF YOU ALL KNOW I MISSED LAST MEETING AND I HEARD THE MEETING WENT VERY WELL. NO FIREWORKS OR CONTROVERSY. SO THANK YOU ALL VERY MUCH. WE HAVE A HANDFUL OF CHANGES AND CORRECTIONS TO THIS WEEK'S POSTED AGENDA. 7 THEY ARE ... ON ITEM NO. 4, WE NEED TO INSERT -- WE NEED TO CORRECT THE COMPANY NAME, STRIKING SANBORN MAPPING, INC., REPLACE WITH SANBORN MAP COMPANY, INC. ITEM NO. 6 WE NEED TO CORRECT THE CODE AND STRIKE SECTION 143.012 AND INSERT SECTION 143.013. ON ITEM NO. 17, WE SHOULD NOTE THAT COUNCILMEMBER LEFFINGWELL IS AN ADDITIONAL SPONSOR. ON ITEM NO. 18, WE NEED TO -- TO CORRECT THIS A LITTLE BIT. STRIKING THE WORD APPROVE AND INSERTING THE PHRASE SET A PUBLIC HEARING ON. INSERT THE WORDS INCLUDING A MORATORIUM. STRIKE THE WORD OF AND INSERT THE PHRASE AND REMODELING OF CERTAIN. INSERT THE WORD RESIDENTIAL DEVELOPMENT AND THEN STRIKE THE FOLLOWING: USES AND REDEVELOPMENT OF LAND ON

WHICH SINGLE FAMILY USES ARE TO BE CONSTRUCTED INCLUDING FLOOR TO AREA RATIOS, MAXIMUM HEIGHT LIMITATIONS, OR OTHER REGULATIONS TO ENSURE THAT DEVELOPMENT IS COMPATIBLE WITH EXISTING NEIGHBORHOODS, PROVIDING FOR AN EXPIRATION DATE AND DECLARING AN EMERGENCY. THEN ALSO NOTING THAT - - THAT THE DATE AND TIME OF THIS PUBLIC HEARING WOULD BE FEBRUARY 9th, 2006, AT 6:00 P.M. HERE AT THE CITY HALL IN THESE CHAMBERS. SO NOW IN SUMMARY, THE -- THE POSTED LANGUAGE FOR ITEM NO. 18 WILL READ: THE CORRECTED POSTED LANGUAGE WILL READ: SET A PUBLIC HEARING ON AN ORDINANCE ESTABLISHING INTERIM DEVELOPMENT REGULATIONS, INCLUDING A MORATORIUM, RELATING TO THE CONSTRUCTION AND REMODELING OF CERTAIN SINGLE FAMILY RESIDENTIAL DEVELOPMENT. THAT'S ITEM NO. 18. ON ZONING SKIES CASE Z-1, INSERT CONDITIONAL OVERLAY AND COMBINING, THEREFORE THE -- ZONING WOULD BE GR WITH THE ADDITION OF CO. THAT'S ITEM -- THAT'S ZONING CASE Z-1. OUR TIME CERTAINS TODAY AT -- AT NOON WE WILL BREAK FOR OUR GENERAL CITIZEN COMMUNICATION, AT 2:00 WE HAVE 3 IMPORTANT BRIEFINGS, INCLUDING THE MAYOR'S MENTAL HEALTH TASK FORCE. A PRESENTATION ON OUR CITIZENS BOND ADVISORY COMMITTEE. AND ALSO A PRESENTATION ON THE REGIONAL WATER QUALITY MANAGEMENT PLAN. ALL THAT TAKE PLACE APPROXIMATELY AT 2:00 P.M. AT 4:00 WE BREAK FOR ZONING HEARINGS AND APPROVAL OF ORDINANCES AND RESTRICTIVE COVENANTS, THOSE SHOW AS ITEM 26 AND PUBLIC HEARING ZONING CASES Z-1 THROUGH Z-8. WE WILL NOTE NOW THAT THE STAFF WILL BE REQUESTING A POSTPONEMENT OF CASE Z-3, THE MAVERICK MUELLER HOUSE TO FEBRUARY IT AND A -- FEBRUARY 9th AND A POSTPONEMENT OF Z-4, THE WATSON TRACT TO JUNE 8th. 5:30 WE BREAK FOR LIVE MUSIC AND PROCLAMATIONS, 6:00 PUBLIC HEARINGS AND POSSIBLE ACTIONS THAT SHOW AS ITEMS 27 AND 28, HOWEVER STAFF WILL BE REQUESTING A POSTPONEMENT OF ITEM 28 TO MARCH 2nd, 2006. AT 6:00 P.M. WE HAVE A SERIES OF PUBLIC HEARINGS RELATED TO THE SEAHOLM DISTRICT, THOSE ITEMS SHOW ON THIS AGENDA AS ITEMS 29 THROUGH 32. SO ... WE HAVE A COUPLE OF ITEMS PULLED OFF THE CONSENT AGENDA, COUNCIL. I HAVE PULLED ITEM NO. 7. AND COUNCILMEMBER

ALVAREZ PULLED ITEMS 18 AND 19. SO ARE THERE ADDITIONAL ITEMS TO BE PULLED OR PLACED BACK ON THE CONSENT AGENDA? COUNCILMEMBER ALVAREZ?

Alvarez: YES, MAYOR THANK YOU. ON ITEM 18, I BELIEVE -- I DON'T KNOW IF STAFF CAN JUST EXPLAIN WHAT THIS ACTION DOES? BECAUSE WE HAVE BEEN RECEIVING A LOT OF E-MAILS ABOUT IT. EVERYBODY IS CALLING McMANSIONS AND SO I DON'T KNOW IF STAFF JUST CAN SPEAK TO THAT. I THINK THERE'S AN ASSUMPTION THAT WE WILL BE VOTING ON -- SOME KIND OF AN ORDINANCE, BUT WE JUST CLARIFY WHAT WE ARE DOING TODAY AND THEN GOING FORWARD WITH WHAT THE PROCESS WILL BE.

GREG GUERNSEY WITH THE NEIGHBORHOOD PLANNING AND ZONING DEPARTMENT. THE ITEM TODAY IS ONLY TO SET A HEARING FOR NEXT WEEK. THERE HAVE BEEN CHANGES IN THE STATE LAWS THAT WOULD REQUIRE PUBLICATION OF A HEARING NOTICE IN THE NEWSPAPER. AND WE ARE GOING THROUGH THAT PROCESS NOW. AND THAT -- WE WOULD ACTUALLY HAVE A SCHEDULED PUBLIC HEARING IN ORDER TO CONSIDER AN ORDINANCE THAT MAY PROVIDE FOR INTERIM DEVELOPMENT REGULATIONS OR MORATORIUM ON DEVELOPMENT. THAT'S WHAT WE HAVE TODAY IS ONLY TO SET A HEARING. THEN WE WILL BRING THE ITEM BACK NEXT WEEK FOR ITS CONSIDERATION.

Alvarez: SO AT THAT TIME IT WILL -- WE WILL CONSIDER ADOPTING THE INTERIM REGULATIONS?

THAT'S CORRECT.

Alvarez: A WEEK FROM TODAY ESPECIALLY?

THAT'S CORRECT. THEN WE HAVE ALREADY GIVEN DIRECTION TO STAFF AT YOUR LAST MEETING TO WORK ON A PERMANENT ORDINANCE THAT WOULD ADDRESS CERTAIN ITEMS THAT THE COUNCIL GAVE DIRECTION ON.

Alvarez: OKAY, THANKS MAYOR.

Mayor Wynn: COUNCILMEMBER LEFFINGWELL?

Leffingwell: WELL AS I UNDERSTAND IT, I WOULD LIKE FOR YOU TO CONFIRM AS I GO ALONG, BUT ASSUMING OF COURSE AS YOU POINTED OUT THAT WE GOT INTO THIS BECAUSE OF THE NEW STATE LAW, THAT WE WERE UNABLE TO IMPOSE A MORATORIUM, WHICH WE WEREN'T PLANNING ON DOING, BUT THE GOT DEFINED AS A MORATORIUM LEGALLY BECAUSE OF THE TIME LIMIT. IS THAT CORRECT?

IT'S MY UNDERSTANDING THAT -- THAT THE -- THAT THE TIME LIMITS ARE SET UNDER THE STATE STATUTES AND WE HAVE BEEN -- WE HAVE BEEN ADVISED BY THE LAW DEPARTMENT THAT WOULD BE THE APPROPRIATE MECHANISM TO MAKE SURE THAT THE LAW CANNOT BE CHANGED.

ALSO I WANT TO POINT OUT IT'S MY UNDERSTANDING IN COMPLYING WITH THE STATE LAW, WE CAN STILL IMPLEMENT THE INTERIM ORDINANCE OR MORATORIUM AT THE SAME TIME THAT WE WOULD HAVE BEEN ABLE TO DO HAD THE LAW NOT BEEN IN PLACE. IN OTHER WORDS ASSUMING IT COMES BACK, IT'S PUBLISHED IN THE NEWSPAPER ON SUNDAY, IT COMES BACK FOR THE PUBLIC HEARING ON THURSDAY, THERE -- THERE'S ENOUGH TIME HE'LL LAPSED BETWEEN THE NOTICE THAT THE -- ELAPSED BETWEEN THE NOTICE, ASSUMING IT PASSES, ACTUALLY BE IMPLEMENTED ON FRIDAY, THAT'S AS SOON AS IT COULD BE DONE ANYWAY; IS THAT CORRECT?

Guernsey: THAT'S MY UNDERSTANDING AS WELL.

Leffingwell: SO I JUST WANT EVERYONE TO UNDERSTAND THAT THERE IS NO PRACTICAL IMPACT OF THIS POSTPONEMENT OF THE PUBLIC HEARING UNTIL THURSDAY. ASSUMING THAT IT PASSES, THE ORDINANCE WOULD STILL GO INTO PLACE AT THE SAME TIME. IS THAT CORRECT?

MY UNDERSTANDING --

THANK YOU.

THANK YOU.

COUNCILMEMBER ALVAREZ?

Alvarez: I GUESS THAT I WILL GO AHEAD AND MOVE THAT -- THAT WE ADD ITEM 18 TO THE CONSENT AGENDA. WE MIGHT BE ABLE TO DO THE SAME WITH 19, IF I COULD SPEAK TO THAT AS WELL. OBVIOUSLY THAT IS -- THAT IS RESOLUTION RELATING TO THE NEGOTIATIONS BETWEEN -- BETWEEN STAR TRAN AND UNION. 181091 IF I MEMORY SERVES ME CORRECTLY. AS EVERYONE KNOWS, AS WE READ IN THE PAPER, THAT WE WERE -- THAT WE WERE I GUESS CLOSE TO THE POINT WHERE WE MIGHT HAVE EXPERIENCED A STRIKE IN OUR COMMUNITY OF OUR TRANSIT WORKERS. AND REALLY JUST WANTED TO -- TO THANK STAR TRAN AND THE UNION FOR REACHING AN AGREEMENT AND AVOIDING A SITUATION THAT THIS WOULD NOT HAVE BENEFITED ANYONE. AND -- AND THE RESOLUTION, YOU KNOW,, THE COUNCIL, IS CONSIDERING REALLY JUST -- REACH A RESOLUTION, REACH AN AGREEMENT, THAT'S WHAT THE MAYOR PRO TEM THOMAS AND I HAVE BEEN ADVOCATING ON BEHALF OF THE COUNCIL AS YOUR REPRESENTATIVES AND TO A CERTAIN DEGREE IT'S ALL WE REALLY CAN DO AS BOARD MEMBERS OF CAPITAL METRO IS JUST ENCOURAGE THE CONTRACTOR OF -- OF CAPITAL METRO WHICH IS STAR TRAN TO -- TO DEAL IN GOOD FAITH AND IN ITS NEGOTIATION WITH THE WORKERS. SO WE ARE VERY HAPPY TO SEE THE UNION AND STAR TRAN REACH THIS AGREEMENT. I BELIEVE THE UNION STILL HAS TO VOTE ON IT AND THEN THERE MAY BE OTHER STEPS THAT NEED TO BE TAKEN BEFORE THIS ACTION GETS APPROVED. FINALLY, BUT WE DO -- WE DO SUPPORT -- PERSONALLY, I DO SUPPORT THE SPIRIT OF THE RESOLUTION. I DO ALSO WANT TO -- TO THANK THE MAYOR FOR HIS -- FOR HIS EFFORTS IN HELPING US, OUR COMMUNITY REALLY TO REACH THIS POINT WHERE WE AVERTED SOMETHING THAT I THINK WOULD HAVE BEEN VERY DETRIMENTAL TO A LOT OF PEOPLE. JUST THAT POINT, BEFORE WE VOTED ON THE RESOLUTION, I BELIEVE THAT -- THAT TRAVIS COUNTY ALSO PASSED A SIMILAR RESOLUTION. A COUPLE OF DAYS AGO. AND BUT AGAIN JUST REALLY GOOD TO SEE FOLKS WORK THROUGH THESE DIFFICULT ISSUES AND GET TO A POINT WHERE -- WHERE EVERYONE CAN -- CAN BENEFIT.

Leffingwell: I JUST WANT TO POINT OUT THOUGH AN AGREEMENT IN PRINCIPLE HAS BEEN REACHED BY THE

UNION LEADERSHIP AND THE CAPITAL METRO, IT'S NOT A DONE DEAL UNTIL THE UNION MEMBERSHIP RATIFIES IT. SO - - SO AS A -- AS A CO-SPONSOR OF THIS RESOLUTION, I -- I DID WANT TO LEAVE IT ON THE AGENDA AND GO AHEAD AND ADDRESS IT AND PASS IT. SO -- I ALSO WANT TO PERSONALLY THANK MAYOR WILL WYNN FOR HIS PERSONAL INTERVENTION IN FACILITATING THIS AGREEMENT. WE ALL READ ABOUT IT IN THE PAPERS, GAVE UP YOUR PERSONAL TIME, WHICH WE ALL HOLD PRECIOUS, I APPRECIATE THAT, WANT TO THANK YOU VERY MUCH FOR IT.

THANK YOU.

MS. BROWN WILL ADD 18 AND 19 BACK TO THE CONSENT AGENDA. CURRENTLY COUNCIL ONLY ITEM 7. MAYOR PRO TEM?

Thomas: I WOULD LIKE TO ADDRESS THAT ITEM. I APPRECIATE THE SPONSORS JUST LIKE COUNCILMEMBER ALVAREZ SAID. I APPRECIATE ALL OF THE ACCOLADES, BUT I THINK THIS IS A LESSON FOR STAR TRAN, LOCAL 1091, ALSO ADMINISTRATION OF CAPITAL METRO, ALSO THE CHAIRMAN AND THE BOARD OF CAPITAL METRO. FOR MANY TIMES COUNCILMEMBER ALVAREZ WENT BACK AND FORTH BACK AND FORTH AND A LOT OF TIMES IT WAS THROWN IN OUR FACE WHAT WE CAN'T DO WHEN IT'S TIME TO NEGOTIATE WITH THE -- WITH THE -- WITH THE UNION. AND STAR TRAN. BUT I -- I THINK LIKE I TALKED TO MR. GILLIAM, THE OTHER DAYS, IT LETS US KNOW THAT WE HAVE A LONG WAY TO GO AS FAR AS COMMUNICATING AMONG STAR TRAN, 1091 AND AND ADMINISTRATION OF CAPITAL METRO. ALSO THE BRECK OF THE CHAIRMAN AND THE BOARD OF DIRECTORS. IT LETS ALSO ALSO KNOW THAT WE HAVE ABOUT BE MORE SENSITIVE TO EMPLOYEES. WE HAVE TO BE MORE SENSITIVE TO MAKE SURE THAT WE ARE SERVING THE RIDERSHIP BECAUSE IT IS IMPORTANT. I THINK THAT THE EFFORTS THAT WE ARE NOT STRIKING, BUT IT'S UP TO THE UNION, I'M SURE THAT THEY WILL THINK OF THE RIGHT THING TO DO FOR THE CITIZENS. BUT I JUST SAY TO US THAT WE HAVE TO BE OPEN. AND UNDERSTAND THAT -- THAT WHP -- WHEN THOSE OPERATORS ARE OPERATING THE BUSES, IT DIFFERENT FROM THE TIME EVEN WHEN I USED TO DRIVE IN 1972, BACK IN THE 70s. THEY ARE CHALLENGED EVERY DAY.

THIS IS TRUE NOT LIKE U.T. -- THEY ARE NOT LIKE U.T. SHUTTLE, NOT LIKE THE OTHER CONTRACTS THAT WE HAVE WITH CAPITAL METRO BECAUSE THEY HAVE THE MAIN LINE DRIVERS. THEY SEE PEOPLE, THE -- THE WAY THINGS ARE GOING ON IN LIFE TODAY, THEY MEET PEOPLE THAT ARE REALLY NOT PLEASANT. SO WE HAVE TO BE VERY SENSITIVE TO ALL OF THAT. BUT I DO THINK THAT THE EFFORTS -- THANK THE EFFORTS OF THE MAYOR FOR WHAT THEY HAVE DONE, HOPE THAT THEY WILL SIGN-OFF AND WE CAN CONTINUE TO LOOK FORWARD TO THE 17 MONTHS COMING BACK TO THE TABLE WITH A DIFFERENT ATTITUDE ON ALL POINTS. THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU MAYOR PRO TEM. AGAIN, ANY ADDITIONAL ITEMS TO BE PULLED OFF THE CONSENT AGENDA? ONCE I GET A MOTION -- AND A SECOND --

Thomas: I WOULD LIKE TO PULL NUMBER 7.

Mayor Wynn: ACTUALLY 7 IS PULLED.

Thomas: OKAY, THANK YOU.

Mayor Wynn: ONCE WE GET A MOTION AND A SECOND, A FEW FOLKS MIGHT WANT TO ADDRESS ITEMS INCLUDING ITEM NO. 19. SO -- HAVING SAID THAT, THE -- SO OUR -- OUR CONSENT AGENDA THEN THIS MORNING WILL BE ... NUMERICALLY. ITEMS 1, 2, 3, 4, PER CHANGES AND CORRECTIONS, 5, 6, PER CHANGES AND CORRECTION, 8, 9,, 10, 11, 12, 13, 14, 15, WHICH ARE BOARD AND ECONOMICS APPOINTMENTS. I WILL READ -- COMMISSION APPOINTMENTS THAT I WOULD READ INTO THE RECORD. TO OUR AIRPORT ADVISORY COMMISSION, RICHARD HAT FIELD IS A CONSENSUS APPOINTMENT AND HANNAH RITTERING, B.J. TAYLOR, PHIL WILLIAMS, ALL CONSENSUS REAPPOINTMENTS. TO OUR ANIMAL ADVISORY COMMISSION, PALLET PAT VALLES-TRES, COUNCILMEMBER ALVAREZ REAPPOINTMENT. TO THE ASIAN AMERICAN RESOURCE CENTER ADVISORY BOARD, ASHAN [INDISCERNIBLE] IS A CONSENSUS APPOINTMENT. TO THE AUSTIN COMMUNITY EDUCATION CONSORTIUM, BRUCE BERRICK AND RICK COFER ARE CONSENSUS REAPPOINTMENTS. TO THE COMMUNITY DEVELOPMENT COMMISSION, JEROME GARVEY

IS A STUNS REAPPOINTMENT AND RUBY ROAH IS COUNCILMEMBER DUNKERLY'S REAPPOINTMENT. TO THE DESIGN COMMISSION, JUAN COTERA IS COUNCILMEMBER ALVAREZ'S REAPPOINTMENT. TO THE DOWNTOWN AUSTIN COMMUNITY COURT ADVISORY COMMITTEE, MITCH SALDOWSKI IS A CONSENSUS APPOINTMENT. TO THE ELECTRIC UTILITY COMMISSION, PAUL KEITH IS COUNCILMEMBER DUNKERLY'S REAPPOINTMENT. TO THE ETHICS REVIEW COMMISSION, JAMES REED IS ALSO COUNCILMEMBER DUNKERLY'S REAPPOINTMENT. TO THE HUMAN RIGHTS COMMISSION, DELIA MEYER IS COUNCILMEMBER ALVAREZ'S REAPPOINTMENT. TO THE LIBRARY COMMISSION, LAURA DUALLY IS COUNCILMEMBER DUNKERLY'S REAPPOINTMENT AND BENITO ORNALES IS COUNCILMEMBER ALVAREZ REAPPOINTMENT. TO THE MEXICAN-AMERICAN CULTURAL CENTER ADVISORY BOARD, DENATO RODRIGUEZ IS A CONSENSUS REAPPOINTMENT. AND TO OUR MUSIC COMMISSION, BRADLEY STEIN IS COUNCILMEMBER DUNKERLY'S REAPPOINTMENT. THOSE ARE OUR BOARD AND COMMISSION APPOINTMENTS THAT ARE ITEM NO. 15 ON THE CONSENT AGENDA. ALSO ON THE CONSENT AGENDA WILL BE ITEM 16, --

Clerk Brown: MAYOR THAT NEEDS TO BE PULLED.

Mayor Wynn: ITEM 16 WILL BE PULLED, TAKEN UP AFTER CLOSED SESSION. 16 IS NOT ON THE CONSENT AGENDA. 17 IS ON THE CONSENT AGENDA PER CHANGES AND CORRECTION AS IS 18, PER CHANGES AND CORRECTION, AGAIN JUST SETTING A PUBLIC HEARING. ITEM NO. 19 AND 20. I WILL ENTERTAIN A MOTION ON THE CONSENT AGENDA.

Thomas: MOVE APPROVAL, MAYOR.

SECOND.

Mayor Wynn: MOTION MADE BY THE MAYOR PRO TEM, SECONDED BY COUNCILMEMBER ALVAREZ TO APPROVE THE CONSENT AGENDA AS READ. WE HAVE A NUMBER OF SPEAKERS ON THE CONSENT AGENDA. JAY WOULD WYATT SERVES AS PRESIDENT OF OUR LOCAL UNION.

GOOD MORNING TO EVERYONE. I APPRECIATE THE MAYOR'S

ABILITY TO STEP INTO NEGOTIATIONS WITH US LAST SUNDAY, SUNDAY MORNING, SUNDAY NIGHT AND MONDAY MORNING. I APPRECIATE HIM GIVING HIS TIME TO DO THAT. IF THAT WOULDN'T HAVE HAPPENED WE WOULD HAVE WINDED UP ON THE STRIKE, I UNDERSTAND THAT WOULDN'T HAVE BEEN GOOD FOR NONE OF US, I AM GLAD THAT I WAS ABLE TO REACH OUT OF THE MAYOR. WE APPRECIATE YOUR LEADERSHIP. THANK YOU.

THANK YOU, MR. WHITE FOR ALL OF YOUR WORK. AND YOUR MEMBERS. ITEM NO. 10, PAT JOHNSON WOULD LIKE TO ADDRESS US. WELCOME, YOU WILL HAVE THREE MINUTES.

COUNCIL, I HAVE GOT A CONCERN HERE ON NUMBER 10. HOW CAN -- I THOUGHT THE CITY CHARTER SAID THAT STAFF COULD NOT AUTHORIZE THE SPENDING OF TAX DOLLARS TO EXCEED \$53,000. HOW IS IT THAT THE CLINICS DIRECTOR CAN AUTHORIZE THE SPENDING OF \$250,000 ABOVE A CONTRACT BID? ALSO, THERE'S CONCERN AMONG EMPLOYEES IN THE CLINICS THAT -- THAT THE ROBE WE HAD THESE TEMPORARIES IS BECAUSE THEY ARE TRYING TO BE PHASED OUT. WE SHOULDN'T DEVELOP THAT TYPE OF ATMOSPHERE WITH OUR EMPLOYEES. THEY ARE VERY DEDICATED EMPLOYEES. I'M JUST CURIOUS, IT SAYS PERMANENT STAFF TURNOVER IN THE RANGE OF 11 TO 31% DURING THE YEARS OF 2004 AND 2005. WHAT'S CAUSING THAT? THERE'S GOT TO BE A REASON FOR THAT. AND WHY SHOULD WE HAVE TO PAY A CONTRACT -- PAY FOR AN INVOICE THAT DID NOT HAVE COUNCIL'S APPROVAL IN THE FIRST PLACE FOR \$200,000. CAN YOU ANSWER THAT, PLEASE? THANK YOU.

Mayor Wynn: THANK YOU, MR. JOHNSON. ITEM NO. 16, BRYAN BARGER SIGNED UP TO ADDRESS US. WANTING TO SPEAK, NEUTRAL ON THE ITEM. MR. BARGER. THEN ITEM NO. 18, ALTHOUGH WE HAVE CORRECTED THE POSTING AND ARE JUST SETTING THE PUBLIC HEARING, ROBERT GILLLY SIGNED UP WISHING TO SPEAK, YOU ARE WELCOME TO ADDRESS US IF YOU WOULD LIKE.

GOOD MORNING. I'M SORRY I JUST GOT INFORMATION LAST NIGHT AND I UNDERSTAND THIS IS THE ITEM IT IS FOR. HOPEFULLY I'M ADDRESSING THIS CORRECTLY. SOME OF

THE WORDS IN THE OATH THAT I TOOK TO BECOME A MEMBER OF THE ARMED FORCES, I SOLEMNLY SWEAR TO PROTECT THE CONSTITUTION OF THE UNITED STATES AGAINST ALL ENEMIES FOREIGN AND DOMESTIC. PART OF THE CONSTITUTION OF THE UNITED STATES IS THE FIRST AMENDMENT, SPECIFICALLY FREEDOM OF SPEECH. AS I UNDERSTAND IT, SOME WOULD LIKE TO TAKE THE FREEDOM OF SPEECH AWAY FROM A SELECT FEW. I UNDERSTAND THAT SOME -- SOME WOULD LIKE TO -- TO POSSIBLY REMOVE A JUDGE FOR STANDING UP FOR THOSE RIGHTS. RIGHTS THAT I AND EVERY VETERAN IN THIS NATION PUT THEIR LIFE ON THE LINE TO DEFEND FOR ALL CITIZENS OF THIS COUNTRY. MAYBE YOU HAVE FORGOTTEN THAT WITHOUT THE FREEDOM OF SPEECH, YOU WOULD NOT HAVE THE ABILITY TO CAMPAIGN FOR THE POSITIONS THAT YOU CURRENTLY HOLD. YOU WOULD NOT HAVE THE RIGHT TO TELL A SCHOOL HOW TO TREAT YOUR CHILD OR CHILDREN. I ASK YOU TO THINK LONG AND HARD ABOUT THE TASK THAT YOU HAVE AT HAND. BY THE WAY ACCORDING TO THE F.B.I. IT'S A FEDERAL OFFENSE TO DENY A PERSON THEIR FIRST AMENDMENT RIGHTS. THANK YOU.

THANK YOU, SIR. COUNCILMEMBER LEFFINGWELL?

Leffingwell: COULD WE GO BACK TO MR. JOHNSON'S COMMENTS ABOUT THE CLINICS. I WANT TO ASK SOME QUESTIONS ON MY OWN ABOUT THE -- ABOUT THE TEMPORARIES AND THE TURNOVER RATES AND SO FORTH. I JUST WANT TO TELL YOU THAT I WANT TO LOOK INTO THAT. AS CHAIR OF THE COUNCIL SUBCOMMITTEE ON PUBLIC HEALTH AND HUMAN SERVICES, IF -- IF I FIND THAT IT'S APPROPRIATE, I WILL TRY TO PUT IT ON THE AGENDA FOR THE QUESTION AT THAT NEXT MEETING.

THANK YOU, I'M SORRY, THAT WAS BRYAN BARBER WHO JUST ADDRESSED US. IS ROBERT GILLLY HERE? HE MAY HAVE LEFT BASED ON THE FACT THAT WE IN FACT AMENDED ITEM NO. 18 JUST SO SET THE PUBLIC HEARING, WE WILL HAVE THE PUBLIC DISCUSSION NEXT WEEK. FURTHER COMMENTS? COUNCILMEMBER ALVAREZ?

THANK YOU, MAYOR, I WANTED TO IN A COUPLE OF QUICK COMMENTS. WE ARE GOING TO HAVE A CEREMONY

SHORTLY ABOUT THE APPOINTMENT OF THE NEW FIRE CHIEF, BUT I WANT TO PERSONALLY WELCOME THE CHIEF. AND THERE WAS A NICE EDITORIAL IN TODAY'S PAPER AND SO HE'S HAD AN OPPORTUNITY TO VISIT WITH OUR LOCAL MEDIA AND -- AND A LOT OF OTHER COMMUNITY FOLKS. SO IT'S GOOD TO SEE A LOT OF OUR FIREFIGHTERS HERE. ALSO FOR THIS AUSPICIOUS OCCASION. REALLY IN READING A LITTLE BIT ABOUT MR. ADAME AND AGAIN THE FACT THAT HE COMES FROM A FAMILY OF FIREFIGHTERS AND -- AND HE HIMSELF I THINK HAS -- SAYS THAT, YOU KNOW, FIRE FIGHTING IS A FAMILY AFFAIR. THAT'S ONE OF THE THINGS THAT I LEARNED AS A COUNCILMEMBER IS ABOUT THAT FAMILY TRADITION THAT IS A PART OF SO MANY DIFFERENT FAMILIES. SO WE APPRECIATE THAT HE BRINGS THAT TO THE DEPARTMENT, ALSO HIS -- HIS COMMUNITY INVOLVEMENT AND VISION FOR THE COMMUNITY WHICH IS I THINK SOMETHING THAT IS REALLY GOING TO BENEFIT US AS A COMMUNITY MOVING FORWARD. REALLY I WANTED TO SAY WELCOME, WE WILL HAVE A CEREMONY COMING UP TO -- TO FORMALLY MAKE THE APPOINTMENT, BUT REALLY WANTED TO SAY A FEW WORDS ABOUT THAT, THANK EVERYBODY WHO IS HERE. HIS FAMILY, I GUESS, FOR COMING AS WELL TO BE A -- TO BE A PART OF THE -- OF THE SPECIAL OCCASION. THANKS, MAYOR.

THANK YOU, COUNCILMEMBER. AS COUNCILMEMBER ALVAREZ POINTS OUT, ITEM NO. 6 ON THE CONSENT AGENDA TECHNICALLY IS THIS COUNCIL'S APPROVAL OF A RESOLUTION THAT CONFIRMS THE CITY MANAGER'S CHOICE OF J.J.ADAMA AS OUR NEW FIRE CHIEF. AS SOON AS WE PASS THE CONSENT AGENDA, THAT WILL INCLUDE THAT, WE WILL HAVE A CEREMONY HERE WITH THE CHIEF, FURTHER COMMENTS ON THE CONSENT AGENDA? COUNCILMEMBER DUNKERLY? >>

Dunkerly: IT'S VERY NICE TO SEE SO MANY FIREFIGHTERS HERE TO SUPPORT THIS NOMINATION. I JUST WONDERED IF - - IF THE NEW CHIEF WOULD LIKE TO MAKE A FEW COMMENTS.

HE WILL DO THAT.

Mayor Wynn: I THINK THAT WE WILL DO THAT DURING THE

CEREMONY.

Dunkerly: GREAT, THAT WILL BE GOOD.

Mayor Wynn: IF WE CAN GET IT PASSED UNANIMOUSLY FIRST.

Futrell: CHIEF, THEY ARE TRYING TO GET YOU TO SPEAK BEFORE THEY EVEN TAKE THE VOTE.

Dunkerly: WE DON'T GET TO DO THIS VERY OFTEN.

McCracken: I ALSO HAVE A LITTLE SPECIAL PAROCHIAL INTEREST IN CHIEF ADAME, BECAUSE WE GET TO EXPAND THE MEMBERSHIP OF THE CORPUS CHRISTI PAF FEE I CAN'T HEAR IN ON -- MAFIA HERE IN THE CITY OF AUSTIN.

Futrell: THAT WAS A SECRET, SHHH.

McCracken: WE ARE FORTUNATE, JUAN GARZA WHO RUNS AUSTIN ENERGY, OUR ASSISTANT CITY MANAGER RUDY GARZA, MYSELF AND WE HAVE OUR NEW SUPERINTENDENT OF ROUND ROCK I.S.D. AND NOW WE HAVE CHIEF ADAME, SO WE ARE GOING TO GET SHIRTS MADE FOR ALL OF US THAT SAY CORPUS CHRISTI MAFIA, I'M THRILLED TO HAVE AN ADDITIONAL MEMBER OF THE TEAM.

Thomas: I BETTER GET IT IN. I HAD OPPORTUNITIES TO MEET THE CHIEF LAST WEEK, WELCOME HIM ABOARD. LET ME HIM KNOW THAT I KNOW HE HAS A CHALLENGE COMING TO THE GREAT AUSTIN FIREFIGHTERS DEPARTMENT. BUT I THINK WHAT IT ALL BOILS DOWN TO WHEN SOMEBODY IS COMING IN FROM -- FROM AS WE SAY IN PUBLIC SAFETY FROM THE OUTSIDE, IT'S THAT ONCE THE ASSISTANT CHIEF AND ONES THAT ARE IN THE ADMINISTRATIVE SIDE ARE -- A LITTLE BELOW THE CHIEF, THIS IS A TIME WE NEED TO COME TOGETHER AND DEAL WITH THE ISSUES THAT WE KNOW THAT WE HAVE ISSUES IN THE FIRE DEPARTMENT. WE KNOW THAT WE HAVE ISSUES WITH HIRING, WE KNOW THAT WE HAVE ISSUES IN THE PROMOTION SIDE, WE KNOW THAT WE HAVE SOME ISSUES IN RECRUITING EFFORTS. SO THIS IS THE TIME WHEN WE COME TOGETHER AND SHOW THAT WE CAN MAKE THIS FIRE DEPARTMENT ONE OF THE FINEST FIRE DEPARTMENTS IN THE -- NOT JUST THE STATE OF TEXAS,

BUT IN THE UNITED STATES. HOW THAT'S GOING TO WORK, WE ALWAYS SAY FAMILY, FAMILY MEANS THAT WE ALL NEED TO WORK TOGETHER. THAT WILL BE HIS ASSISTANT CHIEF, HIS -- HIS LIEUTENANTS, FIREFIGHTERS AND ET CETERA AND PLUS ADMINISTRATIVE SIDE OF THE FIRE DEPARTMENT. THIS IS A GREAT OPPORTUNITY AND I WANT -- I WONDER ABOUT THAT CORPUS CHRISTI CONNECTION, BUT ANYWAY THIS IS THE GREATEST OPPORTUNITY [LAUGHTER] TO MOVE THIS FIRE DEPARTMENT AND YOU HAVE A CHIEF THAT HAS A DESIRE TO DO THAT. AND HAS A CONSCIENCE ON WHAT IS GOING ON IN THE FIRE DEPARTMENT. I JUST PRAY THAT YOU ALL COME TOGETHER AND MOVE THIS FIRE DEPARTMENT TO WHERE IT NEEDS TO BE. THANK YOU.

Mayor Wynn: THANK YOU MAYOR PRO TEM. COUNCILMEMBER KIM?

Kim: SINCE WE CAN'T WAIT FOR THE CEREMONY, I WANT TO WELCOME HIM OFFICIALLY, CHIEF ADAME, I'M GLAD TO HAVE YOU AS A PART OF OUR TEAM. IT'S VERY EXCITING -- OF OUR TEAM. IT'S VERY EXCITING TO HAVE YOU HERE, BEING THE FIRST HISPANIC FIRE CHIEF IN AUSTIN, IT'S REALLY A MILESTONE EVENT FOR US. I HOPE THAT THE COLLECTIVE BARGAINING AGREEMENT THAT WE PASSED WILL GIVE YOU THE LATITUDE TO MAKE SURE THAT THIS IS THE MOST PROFESSIONAL, BEST TRAINED, BEST PREPARED, FIRE DEPARTMENT FOR OUR CITY AS WELL AS HAVING THE LATITUDE TO DIVERSIFY THE DEPARTMENT WITH YOUR HIRING AND PROMOTION AND MAKING SURE THAT WE ARE THE SAFEST CITY IN TERMS OF OUR PROTECTION. SO THANK YOU AND WELCOME TO AUSTIN.

Mayor Wynn: COUNCILMEMBER LEFFINGWELL?

Leffingwell: WELL, I WASN'T PLANNING ON SAYING ANYTHING, BUT I DIDN'T WANT TO INDICATE BY MY SILENCE THAT I WAS NOT IN APPROVAL OF THIS SINCE EVERYONE ELSE HAS. I VERY MUCH SUPPORT THE -- THE SELECTION OF CHIEF ADAME AS OUR FIRE CHIEF. I LOOK FORWARD TO PRESENTING HIM WITH THE CHALLENGES THAT HE HAS FACING HIM AND WISH HIM THE BEST OF LUCK. THANK YOU.

Mayor Wynn: THANK YOU, COUNCILMEMBER. AGAIN WE HAVE

A MOTION AND A SECOND ON THE TABLE TO APPROVE THE
CONSENT AGENDA AS READ, WITH ONE ITEM PULLED, THE
CONSENT AGENDA WILL INCLUDE THE CONFIRMATION OF
CHIEF ADAME AND FOLLOWING THE CONSENT AGENDA WE
WILL HAVE THE FORMAL SWEARING IN CEREMONY OR OATH
OF OFFICE I GUESS IT IS. HERE IN JUST A FEW MINUTES. SO
FURTHER 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.

Futrell: WELL, IF CHIEF ADAME, IF YOU WILL COME DOWN
WITH CHIEF EVANS, RUDY GARZA, ASSISTANT CITY
MANAGER AND ALL OF THE ASSISTANT CHIEFS, IF YOU WILL
JOIN THE MAYOR AND I DOWN IN FRONT OF THE PODIUM.

Futrell: ALL RIGHT. CHIEF. IF YOU WILL RAISE YOUR RIGHT
HAND AND REPEAT AFTER ME. I DO SOLEMNLY SWEAR ...
THAT I WILL PERFORM ALL OF THE DUTIES INCUMBENT UPON
ME ... AS THE FIRE CHIEF OF THE CITY OF AUSTIN, TEXAS ...
ACCORDING TO THE BEST OF MY SKILLS AND ABILITIES ... I
WILL EXECUTE MY DUTIES WITH THE PERSONAL AND
PROFESSIONAL COMMITMENT ... TO SAFEGUARDING THE
LIVES AND HEALTH ... OF THE CITIZENS OF AUSTIN AND MY
FELLOW FIREFIGHTERS. TO PROTECTING THE SAFETY OF
OUR COMMUNITY ... AND TO UPHOLDING THE VALUES OF THE
CITY OF AUSTIN AND THE AUSTIN FIRE DEPARTMENT ... SO
HELP ME GOD. THANK YOU, CHIEF. [APPLAUSE]

Mayor Wynn: CHIEF, NOW YOUR BADGE. CONGRATULATIONS.

Futrell: WHAT I WOULD LIKE TO DO IS INTRODUCE SOMEBODY
THAT HAS BROUGHT US THROUGH ONE YEAR OF
TRANSITION WITH GREAT GRACE AND SKILL AND PASSION,
OUR ACTING FIRE CHIEF, NOW OUR ASSISTANT FIRE CHIEF,
JIM EVANS. [APPLAUSE]

THANK YOU. IT -- WELL, TODAY IS A GREAT DAY. [LAUGHTER]
AND -- ONE THAT I CERTAINLY HAVE BEEN LOOKING
FORWARD TO FOR ABOUT THE LAST YEAR OR SO. I HAVE

BEEN WONDERING WHERE HAVE YOU BEEN? BUT IT HAS CERTAINLY BEEN AN HONOR FOR ME PERSONALLY TO HAVE SERVED AS THE ACTING FIRE CHIEF FOR THE LAST YEAR AND I CAN TELL YOU RIGHT NOW, IT -- WE WOULDN'T HAVE BEEN ABLE TO DO THE THINGS THAT WE WERE ABLE TO DO WITHOUT THE SUPPORT OF COUNCIL, THE CITY MANAGER'S OFFICE, AND OF COURSE EVERYBODY IN THE FIRE DEPARTMENT. SO -- SO I WOULD LIKE TO ASK ALL OF THOSE FOLKS TO ALSO JOIN US IN SUPPORTING CHIEF ADAME AND HIS APPOINTMENT AS HE MOVES FORWARD AS OUR NEW FIRE CHIEF. AND I'VE GOT A PRESENTATION OF MY OWN TO MAKE HERE. CHIEF, YOU HAVE GOT YOUR BADGE, YOU HAVE TAKEN YOUR OATH AND I HAVE ONE MORE SYMBOL OF YOUR POSITION IN THE DEPARTMENT THAT ON BEHALF OF ALL MEMBERS OF THE FIRE DEPARTMENT, I WOULD LIKE TO PRESENT YOU WITH YOUR HELMET.

THANK YOU.

CONGRATULATIONS. [APPLAUSE]

Futrell: LET'S ASK OUR NEW FIRE CHIEF TO SAY A FEW WORDS. JEEF J.J. CHIEF J.J. ADAME.

THANK YOU, MAYOR, COUNCIL, FOR THAT VOTE, CITY MANAGER THANK YOU VERY MUCH FOR THE OPPORTUNITY TO SERVE THE MEN AND WOMEN OF THE AUSTIN FIRE DEPARTMENT. AND FOR THE OPPORTUNITY TO SERVE THE CITIZENS OF THE CITY OF AUSTIN. JOINING ME TODAY IS MY SON ANDREW, MY DAUGHTER-IN-LAW MARGARET AND MY TWO FUTURE FIREFIGHTERS, MY GRANDSON ZACH AND MY GRANDDAUGHTER MCKENZIE. I WILL BE VERY BRIEF AND JUST TO SAY THAT THIS OPPORTUNITY TO LEAD ONE OF THE WEST FIRE DEPARTMENTS IN THE STATE, IN THE COUNTRY, IS JUST SOMETHING THAT HE IS VERY HUMBLING, I AM PRIVILEGED TO HAVE THAT OPPORTUNITY. I WILL LOOK FORWARD TO STARTING WORK MONDAY. I WILL BE HERE BRIGHT AND EARLY WITH YOU. THANK YOU. [APPLAUSE]

Futrell: MCKENZIE, I'M GOING TO BE LOOKING TO YOU TO BE THE NEXT FIREFIGHTER HERE IN AUSTIN. BEFORE WE CLOSE THE CEREMONY, I THINK THAT RUDY AND I WOULD LIKE, ALONG WITH THE COUNCIL, TO ALSO JUST REALLY SAY

SOME SPECIAL WORDS OF APPRECIATION FOR WHAT JIM EVANS HAS DONE FOR US IN HELPING US THROUGH REALLY WHAT WOULD HAVE BEEN A VERY DIFFICULT HERE OF TRANSITION. WITHOUT HIS SUPPORT. I TELL PEOPLE ALL THE TIME THAT JIM REPRESENTS FOR ME SORT OF THE HEART AND SOUL, THE PASSION OF WHAT I CONSIDER TO BE THE BEST FIRE DEPARTMENT IN THE COUNTRY. AND HE HAS LED WITH SUCH GREAT STRENGTH, SKILL, PASSION, DEDICATION THAT I COULDN'T HAVE ASKED FOR MORE. FROM ANYBODY. WE -- HE GAVE US ALL HIS BEST. HE GAVE THE FIREFIGHTERS THEIR BEST, HE PULLED US THROUGH A GOOD YEAR. WE ARE AT A VERY GOOD SPOT. WE WANT TO GIVE OUR APPRECIATION TO JIM SO YOU HAVE A -- WE HAVE A COUPLE OF LITTLE ITEMS OF APPRECIATION. REFUSE A HISTORIC PHOTO OF AUSTIN AND AT THE BOTTOM, JIM, IT SAYS TO JAMES -- HIS REAL NAME -- JAMES N. EVANS, JUNIOR IN RECOGNITION OF EXCEPTIONAL LEADERSHIP AND DEVOTED SERVICE, ACTING FIRE CHIEF, JANUARY 18th, 2005, TO FEBRUARY 5th, 2006, IT DOESN'T SAY THE LONGEST YEAR OF HIS LIFE. LET'S GIVE A ROUND OF APPLAUSE TO JIM EVANS. [APPLAUSE] ONE LAST THING, RUDY COULDN'T RESIST.

THIS GUY IS REALLY A SUPER MAN. THANK YOU ALL. [APPLAUSE]

WHY I JIM, DO YOU WANT TO SAY A FEW WORDS? ALL RIGHT. COUNCIL, ANYTHING ELSE? I THINK THAT WE ARE READY TO GO, THANK ALL OF YOU, THANK THE FIREFIGHTERS FOR COMING HERE AND TURNING OUT TO SUPPORT US IN THIS. THANK ALL OF YOU. [APPLAUSE]

Mayor Wynn: COUNCIL, ACTUALLY WE HAVE NO DISCUSSIONS YET, I'M ACTUALLY HOLDING THE DISCUSSION ON ITEM NO. 7 FOR A FEW MORE MINUTES, SO WITHOUT OBJECTION, WE CAN NOW GO INTO CLOSED SECTION, PURSUANT TO 551.071 OF THE OPEN MEETINGS ACT TO DISCUSS AGENDA ITEM 21, RELATED TO PROPOSED MASTER AGREEMENT ON A PROJECT KNOWN COLLECTIVELY AS THE GABLES, AND PURSUANT TO 551.074 OF THE OPEN MEETINGS ACT, DISCUSSION PERSONNEL MATTERS, ITEM 22, RELATED TO THE APPOINTMENT OF OUR CITY OF AUSTIN MUNICIPAL COURT JUDGES. WE ARE NOW IN CLOSED SESSION, I

ANTICIPATE US COMING BACK APPROXIMATELY NOON FOR THE GENERAL CITIZENS COMMUNICATION. THANK YOU.

Mayor Wynn: WE ARE OUT OF CLOSED SESSION. IN EXECUTIVE SESSION PURSUANT TO SECTION 551.074 WE TOOK UP DISCUSSION OF ITEM 22 RELATED TO THE APPOINTMENT OF THE CITY OF AUSTIN'S MUNICIPAL COURT JUDGES. WE ARE NOW BACK IN OPEN SESSION. A QUORUM IS PRESENT. WE GO TO OUR 12:00 GENERAL CITIZEN COMMUNICATION. WE HAVE A HANDFUL OF FOLKS WHO WOULD LIKE TO ADDRESS US TODAY. WE WILL START WITH CAROL ANNE ROSE KENNEDY. WELCOME. YOU WILL HAVE THREE MINUTES AND YOU WILL BE FOLLOWED BY SCOTT JOHNSON.

THANK YOU. THANK Y'ALL FOR HAVING ME. I HAVE A LITTLE STORY TO TELL, AND I'M -- I DON'T HAVE ANY PAPERS, AND IT WILL BE CONTINUED NEXT WEEK AND MAYBE AFTER THAT. I'M DRAWING ON THE TEACHINGS OF TWO DEAD PRESIDENTS, LINCOLN AND KENNEDY, AND A FEW MONTHS AGO I WAS HEADING TOWARDS A MEETING AT THE CAPITOL BEFORE THE SUN ROSE, AND I WENT -- I WAS HEADING NORTH AND I WENT BACK A COUPLE OF BLOCKS TO GET SOME COFFEE, AND ABOUT A BLOCK AND A HALF AWAY I HEARD A LOT OF COMMOTION AND I LOOKED OVER AND THERE WAS A MAN, A WHITE MAN KICKING A PERSON IN THE DOORWAY OF HIS BUILDING. SO I WENT UP TO HIM AND I SAID WHAT'S GOING ON HERE? HE WAS YELLING TO GET OFF THE PROPERTY, DIDN'T BELONG THERE, AND HE KICKED HER. WELL, SHE WAS ALL BUNDLED UP AND I DIDN'T KNOW -- I BELIEVE THAT HE DIDN'T KNOW OR REALIZE THAT SHE WAS BLACK, THAT SHE WAS A SHE AND SHE WAS VERY SICK. SO I ASKED HIM TO GO BACK TO HIS PLACE OF BUSINESS AND THAT I WOULD TAKE CARE OF REMOVING HER FROM THE PROPERTY. IT WAS ONE OF THE UGLIEST THINGS I HAVE EVER SEEN, AND I'M HERE TODAY AND NOW -- NO LAW IS GOING TO FIX THAT. BUT I WANT TO HOLD HIM -- IT WAS A WHITE MAN -- ACCOUNTABLE. SLAVERY IS STILL AMONG US. IT HASN'T GONE AWAY. I WANT TO HOLD HIM ACCOUNTABLE FOR WHAT HE DID. AND I WANT HIM TO KNOW THAT I WILL NOT TOLERATE THAT BEHAVIOR IN MY WORLD, IN THE UNIVERSE. AND NEXT WEEK I INTEND TO COME UP WITH A SOLUTION TO WHAT HE -- ANOTHER WAY HE MIGHT LOOK AT

IT NEXT TIME THAT HAPPENS BECAUSE I KNOW IT'S A PROBLEM, BUT YOU'VE GOT TO BE NICE AND RESPECTFUL AND MAINTAIN THEIR DIGNITY ABOVE ALL. THANK YOU.

Mayor Wynn: THANK YOU, MS. KENNEDY. SCOTT JOHNSON, WELCOME, SCOTT. YOU WILL HAVE THREE MINUTES AND BE FOLLOWED BY LISA KERRBER.

GARCH, MAYOR, MAYOR PRO TEM, COUNCILMEMBERS, MS. FUTRELL AND CITY STAFF, LADIES AND GENTLEMEN. I'M HERE TODAY TO TALK ABOUT AN EXCITING NEW CHANGE THAT'S HAPPENING ON THE CITY'S UTILITY BILL. AS YOU CAN SEE ON YOUR MONITOR, IN RECENT MONTHS WE CHANGED THE CURRENT BILL COUPON WHERE WE HAVE TWO FUNDS, ONE'S THE CUSTOMER ASSISTANCE PROGRAM WHICH HELPS PEOPLE PAY THEIR UTILITY BILLS ON AN EMERGENCY OR ONE-TIME BASIS. THAT FUND HAD BEEN ON THE BILL SINCE ABOUT 192292. THE OTHER IS THE TREE PLANTING FUND WHICH HELPS US PLANT BILLS IN THE CITY -- PLANT TREES IN THE CITY. WE'VE INCREASED THE FONT AND UPGRADED IT QUITE SUBSTANTIALLY. NOW WE HOPE THAT PEOPLE WHO ARE NEW TO THE CITY WILL TAKE NOTE OF THIS. WE'LL ASK QUESTIONS, GO TO AUSTIN ENERGY'S WEBSITE, PERHAPS LOOK AT THE INFORMATION UP ABOVE IT ON THE BILL THAT ASKS THEM TO DONATE MORE THAN A DOLLAR OR TWO OR THREE WHEN THEY CAN FOR PEOPLE IN NEED. THIS IS ONE OF THE MAJOR ISSUES BEFORE US AS WE LOOK AT ISSUES THAT RELATE TO POVERTY AND HELPING PEOPLE OUT. IT CONTINUALLY COMES UP ON THE LIST OF UNITED WAY'S SURVEYS THAT PAYING FOR UTILITY BILLS, PAYING RENT AND OTHER THINGS COMES UP AS ONE OF THE MOST REQUESTED CATEGORIES AND NEEDS FOR ASSISTANCE. SEVERAL PARTNERS ARE INVOLVED WITH THIS PROGRAM IN THE COMMUNITY. THERE ARE SOME CHURCHES AND SOME NONPROFIT ORGANIZATIONS THAT DISTRIBUTE THE MONEY, AND THEY ALLOCATE IT OUT INTO THE COMMUNITY, AND IF WE CAN RAISE THE FUNDING ON THIS, WE CAN HOPEFULLY ADDRESS THIS BASIC NEED IN OUR COMMUNITY. FUNDS THAT WERE RECEIVED IN THE PAST AS OF ABOUT FOUR OR FIVE, SIX YEARS AGO BEFORE THE BILL WAS REFORMATTED IN '99, WE WERE GETTING 75, 80, \$90,000 A YEAR. NOW THAT HAS DROPPED TO 45 OR \$50,000 PER YEAR, SO WE NEED TO DO ALL WE CAN, AND I'D

LIKE TO ASK THE COUNCIL TO HELP IN THAT WHEN YOU'RE GOING TO TALK AT MEETINGS ABOUT SOCIAL EQUITY AND BASIC NEEDS, IF YOU COULD BRING UP THAT OPPORTUNITY TO DONATE A DOLLAR, TWO OR THREE DOLLARS, IDEALLY TO DONATE 10 OR 15 DOLLARS ONCE PER YEAR, THAT WOULD HELP AUSTIN ENERGY IN TERMS OF ALLOCATING THESE PAYMENTS AND NOT SPEND QUITE AS MUCH TIME IN THE PROCESSING AND THE HANDLING. IF YOU COULD CUE UP THE VIDEO. I WANT TO PLAY A VIDEO THAT TALKS ABOUT SOME OF THE OTHER ASPECTS OF THE CUSTOMER ASSISTANCE PROGRAM.

THERE'S A SECOND ASPECT TO IT IF THERE'S AN EMERGENCY WITHIN THE FAMILY. THIS HELPS COVER THEM IN CASE OF A REAL CRISIS.

WELL, ONE OF THE THINGS WE'D LIKE TO ASK PEOPLE IS A FINANCIAL COMPONENT, THAT ANYONE IN THE CITY AND ANYONE THAT'S A CUSTOMER OF CITY OF AUSTIN UTILITIES COULD GO IN AND SEEK, AND THAT'S IF YOU LOSE YOUR JOB OR YOU HAVE A MEDICAL EMERGENCY, FINANCIAL ASSISTANCE ON A ONE-TIME BASIS TO HELP A FAMILY THAT'S IN DIRE NEED, THE CITY FUNDS THAT TO SOME DEGREE AND CUSTOMERS CAN DONATE A FEW DOLLARS WITH THEIR UTILITY BILL PAYMENT, AND THAT'S ONE OF THE THINGS WE'RE ASKING PEOPLE TO DO, ESPECIALLY TOWARDS THE END OF SUMMER WHEN UTILITY BILLS ARE A LITTLE LARGER AND WHEN THERE SEEM TO BE FOR WHATEVER REASON MORE PROBLEMS.

BOW DONATIONS HAVE BEEN DOWN TO THAT TOO. THE AREA YOU CAN CHECK OFF ON YOUR BILL EACH MONTH, IT'S BEEN DOWN.

WELL, IT HAS. THE CITY CONTRIBUTES ABOUT 150,000 AND CUSTOMERS IN THE PAST HAVE GENERALLY CONTRIBUTED ABOUT 50,000 A YEAR AND IT'S DOWN TO AS LOW AS 30,000. SO WE'RE DOING A LITTLE BIT OF A PUSH.

THANK YOU VERY MUCH, COUNCIL. I WOULD LIKE TO SAY ONE OTHER THING. I VERY MUCH APPRECIATE YOUR ATTENDANCE AND PARTICIPATION AND THE BOARD AND COMMISSION AND APPRECIATION OF THEM, WHICH

HAPPENED IN NOVEMBER AND HOPEFULLY WE CAN HAVE THAT EVENT ABOUT EVERY TWO YEARS TO RECOGNIZE THE WORTHY CONTRIBUTIONS OF CITY, BOARD AND COMMISSION MEMBERS. THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU, MR. JOHNSON. LISA KERBER, WELCOME. AND YOU WILL BE FOLLOWED BY JEANIE TEAL. YOU WILL TEACH HAVE THREE MINUTES. WELCOME.

HI, I'M LISA FROM THE ST.DAVID'S COMMUNITY HEALTH FOWNS AND I'M HERE TO PRESENT YOU WITH THE FINDINGS FROM A TELEPHONE SURVEY WHICH WAS ADMINISTERED BY THE AGING SERVICES COUNCIL OF AUSTIN-TRAVIS COUNTY AND THE ST.DAVID'S COMMUNITY HEALTH FOUNDATION. AND THIS SURVEY WAS REALLY SPECIAL BECAUSE IT'S FINDINGS SHOW WHAT PEOPLE IN AUSTIN AND TRAVIS COUNTY SAY THEIR NEEDS ARE, SO IT'S OLDER ADULTS, 60 AND OLDER, WERE SURVEYED AND THE REPORT ACTUALLY FOCUSES ON PEOPLE SURVIVE AND OLDER. THE MAIN FINDINGS OF THE REPORT WERE THAT OLD ARE ADULTS SAY THAT TRANSPORTATION IS AN IMPORTANT ISSUE FOR THEM. THEY HAVE TROUBLE GETTING AROUND IN A CITY AS SPREAD OUT AS OURS. LONELINESS AND ISOLATION WAS A BIG PROBLEM FOR MANY. AND UNMET NEED FOR DENTAL CARE, EVEN AMONG PEOPLE WITH MEDICARE, DENTAL CARE IS A BIG PROBLEM. AND ALSO HOME MAINTENANCE AND REPAIR AND MAJOR CHORES AROUND THE HOUSE, LIKE MOWING THE HOUSE OR THINGS THAT ARE HARDER TO DO FOR AN OLDER, FRAIL PERSON. ANOTHER THING THAT'S REALLY IMPORTANT THAT CAME OUT OF THIS SURVEY WAS THAT OUR OLDER ADULTS DON'T NEED A WHOLE LOT TO KEEP THEM INDEPENDENT IN THE HOME. LITTLE THINGS CAN GO A LONG WAY, VOLUNTEER SERVICES, THINGS THAT DON'T COST A WHOLE LOT OF MONEY CAN GO A LONG WAY. AND WE JUST WANTED TO PRESENT THIS TO YOU. AND VERY FEW COMMUNITIES HAVE THIS KIND OF SURVEY THAT COMES FROM THEIR OWN PEOPLE. OKAY, THANKS.

Mayor Wynn: THANK YOU, LISA. WELCOME, JEANIE.

THANK YOU, MAYOR AND COUNCIL. MEMBERS, AS CO-CHAIR OF THE AGING SERVICES COUNCIL, I FIRST WANT TO THANK ST.DAVID'S FOUNDATION FOR UNDERWRITING THE TOTAL

EXPENSE OF THE SURVEY, THE SURVEY PROCESS INCLUDING THE VERY NICE PUBLISHED PUBLICATION YOU HAVE IN FRONT OF YOU. IN TERMS OF THE AGING SERVICES COUNCIL, WHAT WE'RE TRYING TO DO IS NOT ONLY IDENTIFY WHAT THE NEEDS ARE, BUT THEN MAKE SURE IS THE COMMUNITY REACTING TO THESE NEEDS, AND ONE WAY WE CURRENTLY ARE IN TERMS OF THE ISSUE OF TRANSPORTATION, LAST YEAR WE WORKED WITH THE LEADERSHIP AUSTIN GROUP AND WE ACTUALLY HAVE PUBLISHED A PUBLICATION CALLED THE SENIOR OPTIONS FOR TRANSPORTATION IN TRAVIS COUNTY AND BEYOND. AND THIS IS HELPING A LOT OF FOLKS. WE HAVE OVER 6,000 OF THESE PUBLICATIONS OUT IN THE COMMUNITY. IT'S ALSO ON SEVERAL WEBSITES. AND THERE ARE MANY MEMBERS OF THE AGING SERVICES COUNCIL WHO DO PROVIDE DIRECT SERVICE IN TERMS OF TRANSPORTATION, THE INTERFAITH VOLUNTEER GIVER PROGRAMS PROVIDED OVER 22,000 RIDES TO SENIORS LAST YEAR. SO PART OF OUR APPEAL IN THIS WE HOPE IS MAKING THE ISSUES AVAILABLE TO THE COMMUNITY SO THEY CAN RESPOND AND REACT TO THESE TOO. IN TERMS OF TRANSPORTATION WE NEED VOLUNTEERS TO HELP DRIVE THEIR CARS TO GET PEOPLE OUT AND ABOUT. WE NEED OTHER SERVICE PROVIDERS TO BE AWARE OF THE PUBLICATIONS THAT ARE AVAILABLE IN TERMS OF TRANSPORTATION OPTIONS. WE NEED TO MAKE SURE THAT EVERYONE IS AWARE OF THE CAPITAL METRO SPECIAL TRANSIT SERVICE, HELPING THEM TO APPLY FOR IT AND TO HELP THEM USE THAT SO IT CAN BE A VITAL SERVICE FOR OUR SENIORS IN THE COMMUNITY. ALSO, WE WILL TAKE IT A LITTLE BEYOND, AND THAT'S THIS MAY WE HOPE WE WILL BE ABLE TO OFFER SEVERAL DRIVE WELL PROGRAMS THROUGHOUT THE CITY, DRIVE WELL IS A PROGRAM THAT IS UNDERWRITTEN BY THE AMERICAN SOCIETY ON AGING AND THE NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION AND WE HAVE SEVERAL DRIVE WELL EXPERTS TRAINED HERE IN OUR COMMUNITY AND DRIVE WELL ADDRESSES THE ISSUE OF SENIOR MOBILITY FROM THE POINT OF WE STILL HAVE SENIOR DRIVERS, AND ACCORDING TO OUR SURVEY, 82% OF OUR LOCAL SENIORS ARE STILL DRIVING. WE WANT TO MAKE SURE THAT THEY'RE AWARE OF TRAINING PROGRAMS THAT THEY CAN TAKE, MAKE SURE THAT THEIR CAR FITS THEM APPROPRIATELY

AND WE CAN MAKE THEM BETTER DRIVERS IF THEY ARE STILL BEHIND THE WHEEL. IF THEY ARE TO THE POINT THAT THE FAMILY AND CAREGIVERS THINKS THEY SHOULD BACK OFF FROM DRIVING, MAYBE WE CAN SEGUE TO TAKING THE KEYS AWAY FROM THEM IN A VERY POLITE, DIPLOMATIC FORMAT. AND ONCE THEY DON'T HAVE KEYS ANYMORE, MAKING SURE THEY HAVE THE TRANSPORTATION OPTIONS. WE WANT TO MAKE SURE THAT AUSTIN IS A VERY FRIENDLY SENIOR COMMUNITY AND PART OF THAT IS MAKING SURE THAT OUR SENIORS CAN STAY OUT AND ABOUT IN THE COMMUNITY. THANK YOU.

THANK YOU, MS. TEAL. OUR NEXT SPEAKER IS STEVE MASON. WELCOME, STEVE. YOU WILL HAVE THREE MINUTES. YOU WILL BE FOLLOWED BY JENNIFER GALE, WHO WILL BE FOLLOWED BY PAT JOHNSON.

GREETINGS, MAYOR, FROM THE AUSTIN MINUTE MEN. WE'RE THOSE PEOPLE THAT YOU DECLARED TO BE A VIGILANTE THREAT TO THE PUBLIC SAFETY. THANKS A LOT. NEVER IN ANY OF OUR ACTIVITIES HAVE THE MINUTE MEN EVER THREATENED ANYBODY OR MADE CONTACT WITH ANYBODY. WE HAVE A POLICY OF STANDOFF AND NO CONTACT. HOWEVER, WE ARE THE ONES WHO HAVE BEEN ATTACKED AND BRUTALIZED AND HOSPITALIZED AND HAD OUR SKULLS FRACTURED BY GROUPS THAT ARE ASSOCIATED WITH THE AMERICAN FRIEND SERVICE COMMITTEE, THE QUACKERS WHO CRAFTED THIS RESOLUTION AGAINST US. ONCE THAT GROUP, THE INTERNATIONAL SOCIALIST ORGANIZATION CHRKS USED TO MEET IN THE QUAKER HOUSE, HAS CALLED US RACISTS WHO NEED TO BE CONFRONTED AND SHUT DOWN. WE DON'T GO CONFRONTING ANYBODY AND TRY TO SHUT ANYBODY DOWN, BUT YOU CALLED US A RACIST VIGILANTE THREAT TO THE PUBLIC SAFETY. WELL, RATHER THAN TELL YOU HOW MUCH WE RESENT YOU FOR IT, I HAVE A COUNTER PROCLAMATION TO READ TO YOU. WHEREAS, ILLEGAL IMMIGRATION IS A CRIME AND WHEREAS ILLEGAL ALIENS THROUGH THEIR UNCONTROLLED NUMBERS PLACE STRESS ON THE SOCIAL INFRASTRUCTURE, ESPECIALLY SCHOOLS AND THE HEALTH CARE SYSTEM AND WHEREAS ILLEGAL ALIENS UNFAIRLY DISPLACE AMERICAN WORKERS AND DEPRESS THE WAGE SCALE. AND WHEREAS ILLEGAL ALIENS CONTRIBUTE TO THE DEGRADATION OF AMERICA BY

SWELLING THE POPULATION NEEDLESSLY. AND WHEREAS ILLEGAL ALIENS CONTRIBUTE TO THE OVERALL INCREASE IN CRIME, ESPECIALLY THOSE INVOLVING VIOLENCE, RAPE AND MURDER. THERE BY PLACING AN ADDITIONAL BURDEN ON THE AMERICAN TAXPAYER. AND WHEREAS THE CITY GOVERNMENT OF AUSTIN HAS AIDED AND ABETTED ILLEGAL ALIENS IN ALL OF THESE CRIMINAL ENDEAVORS BY IGNORING AND FLAWING FEDERAL LAW. NOW THEREFORE BE IT RESOLVED BY THE PROCLAMATION CITIZENS OF -- PATRIOTIC CITIZENS OF AUSTIN, THAT THE AUSTIN CITY COUNCIL BY AIDING AND ABETTING THE PRESENCE OF THOSE I WILLY IN THE UNITED STATES HAS BEHAVED AS AN ORGANIZE THE CRIMINAL ENTITY THAT HAS SOUGHT TO DENY AMERICAN CITIZENS THEIR GOD GIVEN CONSTITUTIONAL RIGHTS, ERODE THE SOVEREIGNTY OF OUR NATION AND Demean OUR CITIZENSHIP. AND WE THE AFOREMENTIONED CITIZENS HERE BY DECLARE THE AUSTIN CITY COUNCIL TO BE A DIRECT THREAT TO THE HEALTH, SAFETY AND PROSPERITY OF THE GENERAL PUBLIC. AND BE IT FURTHER RESOLVED THAT WE THE PEOPLE HERE BY DECLARE THIS CITY COUNCIL BY INVITING ILLEGAL ALIENS INTO AUSTIN AND ILLEGITIMATELY GIVING THEM A VOICE IN THE PEOPLE'S GOVERNMENT TO BE AN AN AN BROTHERGATION OF OUR RESPONSIBILITIES AND THUS VIOLATED ITS COVENANT WITH THE PEOPLE.

Mayor Wynn: THANK YOU, MR. MASON. OUR NEXT SPEAKER IS JENNIFER GALE. WHO IS JUST ARRIVING. WHO WILL BE FOLLOWED BY PAT JOHNSON.

HI, AUSTIN. PEOPLE OF AUSTIN, TELL YOUR BUS OPERATORS AND MECHANICS AND ATTENDANT TO NOT SIGN THIS CURRENT CONTRACT BY CAPITAL METRO TRANSPORTATION AUTHORITY. IT'S NOT IN YOUR FAVOR. WITH THE MARDI GRAS WEEKEND AND FESTIVAL, THAT MEANS THAT WE'RE 40 DAYS FROM LENT, AND IF YOU DRY -- IF YOU PUT YOUR CLOTHES IN THE DRIER, YOU'RE JUST MOMENTS AWAY FROM LENT. I'D LIKE TO RECOGNIZE THE CITY MANAGER, MAYOR WYNN, THANK YOU FOR INTERVENING ON THE -- ON KEEPING US FROM HAVING OUR STRIKE. LEE LEFFINGWELL AND BETTY DUNKERLEY, THANK YOU FOR ALSO TRYING TO ARBITRATE THIS. I'M CANDIDATE FOR GOVERNOR JENNIFER GALE. IT'S TIME TO SEND YOUR LOVE INTEREST A VALENTINE

CARD FOR FEBRUARY 14TH. I'D LIKE TO THANK THE CITY COUNCIL FOR INTERVENING IN THIS STRIKE. I'D ALSO LIKE TO THANK ALL THE BUS OPERATORS OUT THERE THAT HELPED OUT AND ALL THE PEOPLE THAT HAVE CALLED IN TO ASK ABOUT THE STRIKE AND TO TRY TO BRING IT TO AN END, WHICH WE DID. IT ENDED SUNDAY -- MONDAY MORNING RIGHT HERE IN AUSTIN. THERE HAS BEEN NO STRIKE. THERE'S BEEN A SLOWDOWN AND THEN THEY SHUT DOWN THE OPERATION ON THE 22nd OF SEPTEMBER, BUT NO REAL STRIKE. I SPENT OVER 100 HOURS IN FRONT OF CAPITAL METRO TRYING TO STOP THE STRIKE USING SIGNS, AND MANY MORE HOURS DOWNTOWN TO LET THE CITIZENS KNOW WHAT HAS BEEN GOING ON. THE BUS OPERATORS STILL HAVEN'T LOOKED AT THE CONTRACT AND YET THEY HAVE TO DECIDE ABOUT THAT CONTRACT TOMORROW. THEY'RE NOT EVEN GOING TO LOOK AT A CONTRACT THAT'S NO GOOD. I'M ASKING THE CAPITAL METROPOLITAN TRANSPORTATION AUTHORITY TO NOT SIGN THIS CONTRACT. IT'S NO GOOD. IT DOES SET UP A TWO TIER SYSTEM. AND WITH ONLY ONE DAY LEFT TO LOOK AT THE CONTRACT, THERE'S NO WAY YOU CAN MAKE THE AMOUNT OF DECISIONS YOU'RE GOING TO HAVE TO MAKE. IT ALSO SAYS WE'RE A LITTLE OVER ONE YEAR AWAY FROM STARTING A NEW CONTRACT, SO WHAT KIND OF CONTRACT IS IT REALLY? WE NEED A THREE, FOUR, FIVE-YEAR CONTRACT, A REAL CONTRACT THAT SHOWS STABILITY, WHERE THE BUS OPERATORS DON'T HAVE TO GO THROUGH ALL THIS STRESS. OUR BUS STRAIGHTERS -- OUR MECHANICS AREN'T GETTING PAID MUCH MORE THAN THE \$21 THEY'RE ALREADY MAKING. WHERE IS THE LAYOVER TIME? THEY'RE NEVER CATCHING UP. THEY CAN BE AS MUCH AS 20 MINUTES BEHIND AND NEVER CATCH UP. THAT WEARS OUT THEIR B-12 VITAMINS AND GIVES THEM HARDENING OF THE ARTERIES. THEY GOT -- THE OLDER VETERAN DRIVERS GOT HEALTH CARE FOR LESS PAY FOR THE NEW DRIVERS, BUT ONCE THE NEW DRIVERS HAVE THEIR PAY -- [BUZZER SOUNDS] -- WHAT'S TO KEEP THE ADMINISTRATION FROM SAYING WE'VE GOT NEW DRIVERS, OLDER DRIVERS, YOU'VE MADE MISTAKES, IT'S TIME FOR YOU TO GO. WE NEED A BETTER CONTRACT. WE'RE PREPARING FOR THE WINTER OLYMPICS. LET'S RUN 10 MINUTES EVERYDAY BEFORE OUR TELEVISION, AND I'M ALSO ASKING PEOPLE TO LOOK AT THE

SUPERBOWL THIS WEEKEND WHERE THE PITTSBURGH STEELERS TAKE ON THE SEATTLE SEAHAWKS WITH Hordes OF PITTSBURGH STEELER ER FANS, AND IF YOU SEE A SEE HAWK FAN YOU KNOW YOU'RE NOT FAR FROM A BIG BODY OF WATER. THANK YOU.

Mayor Wynn: THANK YOU, JENNIFER. MR. PAT JOHNSON, WELCOME. YOU WILL HAVE THREE MINUTES AND BE FOLLOWED BY GUY FRANKENFIELD.

THIS IS THE LAST TIME THIS WEEK, COUNCIL. WE'VE GOT A POWERPOINT TODAY FOR Y'ALL SINCE MOST PEOPLE HAVE A HARD TIME HEARING ME WHEN I SPEAK. LET ME GET IT RUNNING HERE. IT'S TIMED FOR RIGHT AT THREE MINUTES AND FIVE SECONDS. THIS ISSUE TODAY -- BRIEFLY, THE STAFF HAS BEEN IN THE NEWSPAPER THREATENING THE OWNERS OF THE FLEA MARKET OVER AT THE OLD ACQUIREIOUS THEATER THAT CATERS TO THE HISPANICS, FINING THEM 2,000 A DAY IF THEY DON'T SHUT DOWN. Y'ALL KNOW MY STANCE ON DISCRIMINATING AGAINST HISPANICS AND TARGETING THOSE POOR PEOPLE. THEY HAVE THE RIGHTS TO EVERYONE ELSE. ACCORDING TO SEVERAL REPORTS IN THE MEDIA, AN ANONYMOUS COMPLAINT WAS FILED IN THE LATTER PART OF SEPTEMBER OF '05, WITH STAFF THAT WARRANTED THE ACTIONS TO WHERE WE'RE AT TODAY AGAINST THE FLEA MARKET. ON SEPTEMBER 6TH, I FILED AN E-MAIL COMPLAINT WITH PHOTOGRAPHS TO SUPPORT THE ISSUE WITH WATERSHED PROTECTION AND DEVELOPMENT AGAINST WAREHOUSE BILL BILLIARDS AND IS A ALONE ON BEN WHITE. THIS IS A SIMILAR ISSUE TO THE ONE THE STAFF IS TAKING AGAINST THE FLEA MARKET. WAREHOUSE BILLIARDS AND IS A ALONE HAD NO -- SALOON HAD NO PERMIT FOR THEIR BUILDING. THEIR SITE PLAN HAD BEEN DENIED. THEY HAD NO ELECTRICAL PERMIT. WITH TOTAL DISREGARD TO STAFF, WBS CONTINUED WITH THEIR ILLEGAL IMPROVEMENTS, EVEN COVERING UP ALL THE IMPERVIOUS COVER ON THE PROPERTY. ON ANY NIGHT THERE'S A MAJOR SPORTING EVENT, THE PATRONS OF THE WAREHOUSE BILLIARDS SPILL OVER TO ALL THE BUSINESSES AROUND THE BACK. SAME THING THAT'S GOING ON OVER HERE AT THE FLEA MARKET. BUT WE HAVE YET TO SEE ANYTHING IN THE MEDIA FROM STAFF SAYING, WELL, WE'RE GOING TO SHUT YOU DOWN. NOR DID THE CITY --

WHEN THE CENTRAL MARKET SHOPPING CENTER OPENED UP SEVERAL YEARS BACK, WHEN THOSE TENANTS IN THAT STRIP CENTER OPENED UP WITHOUT A VALID CERTIFICATE OF OCCUPANCY, WE DIDN'T SEE THEM BEING THREATENED IN THE MEDIA. WE JUST FIND THAT IT'S DISCRIMINATORY, THE METHODS THE STAFF GOES AFTER ONE SEGMENT OF THE COMMUNITY IN THE MEDIA AND NOT THE OTHERS. THE AREA OF IMPERVIOUS COVER THAT THEY COVERED UP IS LOCATED IN THE FLOODPLAIN. THAT WHOLE AREA OVER THERE FLOODS AFTER EVERY RAIN. THEY HAVE TO CLOSE OFF THE INTERSECTION BACK HERE AT INDUSTRIAL AND TERRIO BECAUSE OF FLOODING. HERE'S THE PICTURES HERE. THE AREA OVER THERE BEHIND THE CLUB, THE FIRST PICTURE UP ON THE LEFT, THAT WAS ALL GRASS. THEY COVERED THAT UP WITH ASPHALT. THE SECOND PICTURE OVER THERE, IT NEVER DRAINS BECAUSE THERE'S NO DRAINAGE ON THAT PARKING LOT. AND THE LAST PICTURE YOU'LL SEE WAS WHERE THEY ADDED ON. AS OF TODAY WE HAVE YET TO SEE ANYTHING IN THE MEDIA FOR THE SAME ACTIONS THAT THE STAFF IS PROPOSING AGAINST THE HISPANIC ORGANIZATION THAT'S RUNNING FOR THE SPANISH PEOPLE AGAINST THESE OTHER BUSINESSES, AND THAT IS JUST NOT RIGHT. WHAT'S RIGHT FOR ONE SHOULD BE RIGHT FOR ONE AND WE SHOULDN'T PICK AND CHOOSE ON WHO WE'RE GOING TO GO AFTER IN THE MEDIA BECAUSE IT JUST DOES NOT SET A GOOD PRECEDENCE. THANK YOU.

Mayor Wynn: THANK YOU, MR. JOHNSON. GUY FRANKENFIELD? GUY FRANKENFIELD WANTED TO ADDRESS US REGARDING THERMAL ENERGY STORAGE. OUR NEXT SPEAKER WAS RICHARD REEVES. WELCOME, RICHARD. YOU WILL HAVE THREE MINUTES AND YOU WILL BE FOLLOWED BY JANET ZERAVICA.

HELLO, THANKS FOR HAVING ME UP. MY NAME IS RICH REEVES AND I FOUND IT INTERESTING -- I'M HERE TO TALK ABOUT THE MINUTE MEN ISSUE AND THE ARA ISSUE. I FOUND IT SURPRISING WHEN THIS RESOLUTION WAS PASSED BASICALLY AGAINST THE MINUTE MEN AND TO WATCH THEIR ACTIVITIES AS IF THEY'RE THE CRIMINAL ELEMENT HERE. I REMEMBER WHEN COMING UP IN FRONT OF THE CITY COUNCIL AS PART OF THE MOVEMENT TO GET THE RESOLUTION TO PASS AGAINST THE PATRIOT ACT THAT

THERE WERE THREE ABSTENTIONS INVOLVED IN THAT VOTE. AND THE THREE FOLKS INVOLVED IN THAT VOTE OF NOT BEING ABLE TO BACK THE CONSTITUTION BECAUSE THEY SAID IT WASN'T IN THEIR BAILIWICK WERE MR. MCCrackEN, MR. WYNN AND MS. DUNKERLEY. SO I WAS REALLY KIND OF SURPRISED THAT THERE WEREN'T ABSTENTIONS ON THIS ISSUE OF THE MINUTE MEN BECAUSE I DON'T KNOW IF THIS FALLS WITHIN THE BAILIWICK OF WHAT'S GOING ON HERE WITH THE CITY AS WELL. BUT ANYWAY, I CARE ABOUT ALL FOLKS, I MYSELF AM A PRODUCT OF AN HISPANIC LADY THAT WAS FROM MEXICO THAT MARRIED AN AMERICAN. AND SO FOR ME IT'S NOT A RACIAL ISSUE AT ALL. FOR ME I'M CONCERNED ABOUT FOLKS OF ALL THE WORLD, AND UNFORTUNATELY THERE'S 300 MILLION PEOPLE HERE IN THE UNITED STATES ROUGHLY, GIVE OR TAKE. THERE'S SIX BILLION PEOPLE ON THE PLANET. WE CAN'T SAVE THEM ALL. THE ANSWER TO SAVING THEM ALL IS WHERE THEY'RE AT. WE FROM THE TOP DOWN, FROM YOUR BULLY PULPIT AT THE CITY COUNCIL, MAYBE IT'S NOT THE CITY'S BUSINESS OR WHATEVER, BUT YOU'VE GOT THE PULL -- BULLY PULL PITS WHERE YOU'RE AT TO AT LEAST SAY THE COUNTRY OF MEXICO NEEDS TO STOP THE ECONOMIC WARFARE ON ITS OWN PEOPLE. MEXICO IS A WEALTHY COUNTRY, DESPITE ANY PROPAGANDA TO THE OPPOSITE. THEY'VE HAD A NATIONAL A NATIONALISTIC COMPANIES. ALL THEY HAVE TO DO WITH THEIR PEOPLE IS GIVE THEM THEIR PROPERTY RIGHTS WHERE THEY CAN BUILD UP EQUITY. AND ONE THING I LEARNED RECENTLY IS 80% OF ALL SMALL AND MEDIUM BUSINESSES WERE CREATED FROM PEOPLE HAVING REAL PROPERTY RIGHTS AND GETTING THE EQUITY OUT, SELLING THEIR PROPERTY, ETCETERA, AND CONVERTING THAT INTO BUSINESSES. SO AN ECONOMY CAN BE BUILT INTO MEXICO. THAT'S WHAT NEEDS TO HAPPEN, NOT JUST IN MEXICO, BUT IN ALL COUNTRIES AROUND THE WORLD TO IMPROVE THE LOT OF ALL FOLKS AROUND THE WORLD. IF YOUR KIDS ARE STARVING AND THE NEIGHBORS KIDS ARE STARVING AND YOU'VE ONLY GOT ENOUGH TO FEED -- TO GIVE JUST A MORE SELL TO ONE, I THINK WE'VE GOT TO TAKE CARE OF OUR KIDS FIRST. AND THEN WE ALSO PUSHED TO SOLVE THE PROBLEMS OF OUR NEIGHBOR. SO WE DON'T LEAVE ANYBODY OUT TO DRY. THERE IS AN ELEMENT THAT IS COMING ACROSS OUR BORDERS THAT COULD BE

DANGEROUS. MOST OF THESE FOLKS, THEY'RE GOOD FOLKS, BUT THERE IS AN ELEMENT THERE. AND AS A CAB DRIVER I'VE LEARNED THAT A LOT OF THEM DO LIVE FIVE OR 10 TO AN APARTMENT. IS THAT THE KIND OF LIFE-STYLE WE WANT TO PROMOTE FOR THE UNITED STATES? I DON'T THINK SO. [BUZZER SOUNDS] WHAT ABOUT THE FAMILIES BACK HOME? WOMEN AND CHILDREN WITH NO HUSBAND, NO FATHERS TO THEIR KIDS. ANYWAY, WE NEED TO PUT PRESSURE ON THE GOVERNMENT OF MEXICO TO HELP THOSE PEOPLE. THANK YOU.

Mayor Wynn: THANK YOU, MR. REEVES. AND JANET ZERAVICA ALSO SIGNED UP TO ADDRESS US REGARDING THE MINUTE MEN RESOLUTION. AND GUY FRANKENFIELD, DID HE SHOW UP? APPARENTLY NOT. SO COUNCIL, THAT CONCLUDES OUR CITIZEN GENERAL COMMUNICATION. WITHOUT OBJECTION, THERE BEING NO MORE DISCUSSION ITEMS BEFORE US ON THE AGENDA, WE WILL GO BACK IN CLOSED SESSION PURSUANT TO SECTION 551.071 OF THE OPEN MEETINGS ACT TO TAKE UP ITEM NUMBER 21 RELATED TO THE PROJECT COLLECTIVELY CALLED GABE HE GABE HE COLLECTIVE GABLES. WE ARE NOW IN CLOSED SESSION. I ANTICIPATE US COMING BACK OUT AT 2:00 O'CLOCK FOR THE BRIEFINGS. >>> >>

Mayor Wynn: EARLIER IN CLOSED SESSION WE TOOK UP THE ITEM OF CITY OF AUSTIN MUNICIPAL COURT JUDGES AND DISCUSSION OF COMPENSATION AND BENEFITS. AND WE JUST BEEN HANDED HOT OFF THE PRESS THE ACTUAL ORDINANCE THAT WOULD BE REQUIRED FOR THIS COUNCIL TO TAKE ACTION. AND I WILL ENTERTAIN A MOTION. THIS IS ITEM -- WE'RE POSTED -- THE ACTION ITEM IS ACTUALLY POSTED FOR ITEM NUMBER 16. >>

Alvarez: MAYOR? I'D LIKE TO MAKE THE FOLLOWING MOTION WITH REGARD TO OUR PAYMENTS. I WOULD MOVE THAT THE CITY COUNCIL APPOINT EVELYN MCKEE AS PRECEDING JUDGE OF THE MUNICIPAL COURT FOR THE TERM BEGINNING JANUARY FIRST, 2006 AND ENDING DECEMBER 31st, 2007. AND I BELIEVE ALL THESE WILL HAVE THE SAME TERM ASSOCIATED WITH THEM. I ALSO MOVE THAT THE CITY COUNCIL APPOINT THE FOLLOWING PEOPLE AS ASSOCIATE JUDGES AS THE MUNICIPAL COURT FOR THAT SAME TERM.

MICHAEL COFFEE, MITCHELL SOLOMON, KENNETH PATUCCI.
BARBARA GARCIA DLOIN, RONALD MEYER SON,.

Alvarez: FRED SON, ALFRED JOHNSON. THEY ALSO APPOINT
MICHAEL COFFEE TO SERVE AS THE JUDGE OF THE
MUNICIPAL COURT AND ALSO THE PEOPLE FOR THE
SUBSTITUTE JUDGES FOR THE COURT TERM I MENTIONED
EARLIER, ERIC CARRY, KELLY EVANS, STANLEY KERR,
BEVERLY LANDERS, OLGA SELIG, DONNA DON BECKETT,
DAVID GARZA, KIRK OCCUR KENDALL, LINDA VON QUINN TEZ
AND BELINDA HERRERA. AND THEN DO I -- MAYBE I NEED
HELP FROM THE LAW DEPARTMENT IF I NEED TO READ ALL
THESE OTHER -- CAN I JUST SAY INCLUDING PART FIVE
THROUGH PART 11? COUNCILMEMBER, I THINK YOU COULD
SAY IT INCLUDES THE ORDINANCE THAT'S BEFORE COUNCIL.

Thomas: I'LL SECOND THAT.

Mayor Wynn: MOTION BY COUNCILMEMBER ALVAREZ,
SECONDED BY THE MAYOR PRO TEM. COUNCILMEMBER
ALVAREZ READ INTO THE RECORD THE ACTUAL APPOINTEES
OF THE JUDGES IN WHICH POSITION TECHNICALLY THEY
WOULD HOLD. THE REST OF THE ORDINANCE ESSENTIALLY
HAS THE PAY FOR THESE MUNICIPAL COURT JUDGES BEING
INCREASED MODESTLY TO THE STATE MARKET AVERAGE AS
PRESENTED BY OUR HR DEPARTMENT AND ALSO THIS
CONFIRMS THAT ALL OF THESE JUDGES TO RECEIVE THE
SAME BENEFITS AS OTHER CITY EMPLOYEES. SO MOTION
AND A SECOND ON THE TABLE TO APPROVE THIS SLATE OF
MUNICIPAL COURT JUDGES, INCLUDING COMPENSATION AND
BENEFITS. FURTHER COMMENTS? HEARING NONE, ALL
THESE IN FAVOR, PLEASE AAYE. OPPOSED? MOTION PASSES
ON A VOTE OF SEVEN TO ZERO. THANK YOU ALL VERY MUCH.
SO NOW WITHOUT OBJECTION, COUNCIL, WE WILL GO BACK
INTO CLOSED SESSION AS PREVIOUSLY ANNOUNCE THE.
AND I ANTICIPATE US COMING BACK OUT AT 2:00 O'CLOCK
FOR THE BRIEFINGS. THANK YOU VERY MUCH.

Mayor Wynn: WE ARE OUT OF CLOSED SESSION. IN
EXECUTIVE SESSION WE TOOK UP ITEM NUMBER 21
RELATED TO THE PROJECT GENERALLY KNOWN AS THE
GABLES. NO DECISIONS WERE MADE. THERE BEING A
QUORUM PRESENT, WE CAN NOW TAKE UP OUR 2:00

O'CLOCK BRIEFINGS. WE HAVE THREE. WE WILL BEGIN WITH THE FIRST ANNUAL REPORT FROM THE MAYOR'S MENTAL HEALTH TASKFORCE MONITORING COMMITTEE. WE WOULD LIKE TO WELCOME ASSISTANT CITY MANAGER MICHAEL MCDONALD.

THANK YOU, MAYOR, COUNCILMEMBERS. WE'RE PLEASED TO BE HERE TODAY TO DISCUSS OUR PROGRESS THAT HAS BEEN MADE WITH THE MAYOR'S MENTAL HEALTH TASKFORCE. THE MAYOR'S MENTAL HEALTH TASKFORCE WAS APPOINTED BY MAYOR WILL WYNN IN AUGUST OF 2004. FORMER STATE REPRESENTATIVE WILHEMINA DELCO AND FORMER MAYOR GUS GARCIA WHO ARE WITH US TODAY HEAD HEADED THE TASKFORCE. THE TEAM WAS COMPRISED OF REPRESENTATIVES OF THE CITY OF AUSTIN, THE HOGG FOUNDATION AND THE AUSTIN TRAVIS COUNTY MHMR. MORE THAN 80 INDIVIDUALS REPRESENTING 40 ORGANIZATIONS PARTICIPATED OVER A FIVE-MONTH PERIOD TO IDENTIFY THE STRENGTHS AND GAPS IN SERVICES TO ENSURE A MENTALLY HEALTHY COMMUNITY, DEVELOP CRITERIA TO DEFINE A MENTALLY HEALTHY COMMUNITY, CREATE AN ACTION PLAN TO CLOSE THE GAPS IN OUR COMMUNITY, AND TO TAKE A CLOSE LOOK AT SHORT AND LONG-TERM TREATMENT. THE COMMITTEES WERE BROKEN INTO FOUR AREAS, EDUCATION AND COMMUNITY AWARENESS, JUSTICE, HOUSING AND SHORT-TERM, LONG-TERM TREATMENT. EACH OF THESE COMMITTEES MET SIX TIMES OVER A TWO-MONTH PERIOD. THE FINAL REPORT OF THAT TASKFORCE WAS PRESENTED TO THE MAYOR IN JANUARY OF 2004. THE MAYOR'S MENTAL HEALTH TASKFORCE MONITORING COMMITTEE WAS APPOINTED IN MARCH OF 2005 TO TAKE A LEAD ROLE IN MONITORING AND FACILITATING THE IMPLEMENTATION OF THE RECOMMENDATIONS IN THE PLAN. AN MHMR SUBCOMMITTEE -- THE MHMR SUBCOMMITTEE CONTINUED TO WORK WITH THE COMMUNITY, BRINGING GROUPS TOGETHER, TAKING A LOOK ALSO AT SOME OF THE OTHER WORK THAT HAD BEEN DONE IN THE PAST IN THE COMMUNITY IN THIS AREA TO KIND OF BRING ALL THE DIFFERENT IDEAS TOGETHER, AND THAT'S WHAT THEY WILL BE REPORTING ON TODAY. BEFORE WE GO INTO THE BRIEFING, ONE OF THE CO-CHAIRS, FORMER STATE REPRESENTATIVE, WILHEMINA DELCO,

WOULD LIKE TO MAKE COMMENTS, PLEASE.

Mayor Wynn: WELCOME. THANK YOU SO MUCH FOR YOUR SERVICE.

AFTERNOON, MR. MAYOR AND MEMBERS OF THE COUNCIL. IT WAS MY PLEASURE TO SERVE WITH FORMER MAYOR GUS GARCIA BY APPOINTMENT FROM THE CURRENT MAYOR TO CHAIR THE TASKFORCE. SINCE WE ARE NO ADVICES, IT WAS VERY IMPORTANT FOR US TO UNDERSTAND THAT THIS IS IN RESPONSE TO A CRITICAL ISSUE THAT DEVELOPED IN AUSTIN. THE TRAGIC DEATH OF ONE OF OUR CITIZENS WHERE THE PROBLEM CLEARLY WAS ONE OF MENTAL HEALTH. WE FELT THAT THE WHOLE COMMUNITY WOULD BENEFIT IF THE AGENCIES WHO WERE INVOLVED ON ALL SORTS OF LEVELS OF MENTAL HEALTH CAME TOGETHER AND TRIED TO ADDRESS WHAT A CRITICAL NEED IN OUR COMMUNITY. I WAS IMPRESSED BY YOUR STATEMENT, MR. MAYOR, THAT WE WANTED TO BE AS OUTSTANDING IN OUR ADDRESSING MENTAL HEALTH AS WE WERE IN OUR EFFORTS TO ADDRESS PHYSICAL HEALTH. THEY GO HAND IN HAND. I WOULD LIKE TO ASK CO-CHAIR GUS GARCIA AND THE MEMBERS OF THE COMMITTEE TO PLEASE STAND SO THAT WE CAN CONGRATULATE THEM ON A JOB VERY WELL DONE. WOULD THE MEMBERS OF THE COMMITTEE THAT ARE HERE PLEASE STAND? [APPLAUSE] IT'S ALWAYS IMPRESSIVE TO SEE PEOPLE WHO HAVE KIND OF VESTED AN INTEREST IN THE ISSUE TO COME TOGETHER AND WORK TOGETHER AS EFFECTIVELY AND AS EFFICIENTLY AS THIS GROUP DID. PART OF THAT WAS SEEING THE PRIVATE AND THE PUBLIC SECTOR COME TOGETHER AND REPRESENTING THE VERY EFFECTIVE PRIVATE SECTOR, PUBLIC SECTOR IS THE HEAD OF THE TRAVIS COUNTY MHMR, DR. DAVID EVANS, AND I'D LIKE TO INTRODUCE HIM AND THANK YOU AGAIN FOR ALLOWING US TO PARTICIPATE IN WHAT IS A LANDMARK AREA IN THE CITY OF AUSTIN. THANK YOU.

Mayor Wynn: THANK YOU AGAIN. WELCOME, DAVID.

MAYOR, MEMBERS OF -- COUNCILMEMBERS, MY NAME IS DAVID EVANS WITH THE TRAVIS COUNTY MHMR CENTER. THANK YOU FOR THAT FURTHER INTRODUCTION. MAYOR, ONCE AGAIN I THANK YOU AND CONGRATULATE THE WORK

OF BRINGING TOGETHER A BROAD BASE OF COMMUNITY LEADERS TO PRODUCE, TO LOOK AT SOME 39 CRITERIA, AND OVERTIME TRACK TANGIBLE OUTCOMES AND IMPROVEMENTS IN OUR CITY WITH . WITH GOOD HEALTH IMPLIES GOOD MENTAL HEALTH AND WHAT MAKES A MENTALLY HEALTHY CITY. TODAY THREE MEMBERS FROM THE TRAVIS COUNTY MHMR CENTER, THE PUBLIC BOARD THAT YOU APPOINT FOUR MEMBERS TO ARE HERE AND I WOULD LIKE TO INTRODUCE THEM. THEY HAVE TAKEN OVERSIGHT IN REVIEWING WORK AND REPORTING BACK TO THE COMMUNITY PROGRESS. THOSE ARE MARTHA MARTINEZ, BOARD CHAIR. TONY ENGLES, WHO SERVES AS THE BOARD OF TRUSTEE SECRETARY AND DR. (INDISCERNIBLE) DELCO THERE WITH US TODAY. [APPLAUSE] IT'S MY PLEASURE TO INTRODUCE DR. SEUSS SAN STONE WHO HAS TAKEN ON THE COORDINATION OF THE ONGOING MONITORING COMMITTEE. SHE UNIQUELY POSSESSES QUALIFICATIONS AND CREDENTIALS AS A PSYCHIATRIST AND ALSO AS AN ATTORNEY. SHE'S SERVED IN THE PAST AS THE DEPUTY MEDICAL DIRECTOR FOR THE TEXAS DEPARTMENT OF MENTAL HEALTH AND MENTAL RETARDATION. SHE'S ALSO SERVED WITH THE DEPARTMENT OF CRIMINAL JUSTICE, HAS PRODUCED JAIL DIVERSION PLAN AND IN OUR COMMUNITY HAS WORKED WITH JUDGE HERMAN AND HAS LOOKED CAREFULLY AT THE WORK AND GRANT REQUESTS BEHIND THE FORMATION OF THE THE CRISIS INTERVENTION TEAM, A JOINT VENTURE BETWEEN THE AUSTIN POLICE DEPARTMENT AND THE TRAVIS COUNTY SHERIFF'S DEPARTMENT. SHE ALSO HAS WORKED AS A CONSULTANT IN A NUMBER OF STATES. SOMETIMES YOU FEEL THAT YOU NEED -- SOMETIMES I'VE FELT LIKE I'VE NEEDED TO GO OUTSIDE OF THE STATE OR OUTSIDE OF OUR COMMUNITY TO LOOK FOR EXPERTISE. DR. STONE IS ABLE TO GIVE A FAIR AMOUNT OF TIME IN THIS EXECUTIVE COORDINATION, AND TODAY SHE'LL TAKE US THROUGH WHAT HAS BEEN PROGRESS IN THIS PAST YEAR AND WHAT HAVE BEEN SET FOR PRIORITIES IN THE YEAR COMING AND'S FURTHER INTRODUCTIONS. IT'S MY PLEASURE TO INTRODUCE DR. SUSAN STONE. >>

Mayor Wynn: WELCOME, DR. STONE.

THANK YOU, MAYOR WYNN AND THANK YOU,
COUNCILMEMBERS FOR GIVING ME THE OPPORTUNITY TO

PRESENT THIS FIRST ANNUAL REPORT THAT WE'RE VERY PROUD OF. WE'RE VERY PROUD OF THE WORK WE'VE DONE THE FIRST YEAR AND WE'RE REALLY EXCITED TO PRESENT THIS TO YOU. I ALSO WANT TO THANK THE AUSTIN TRAVIS COUNTY MENTAL MENTAL HEALTH AND MENTAL RETARDATION CENTER AND SPECIFICALLY DAVID EVANS, DAVID LAURIE AND DAVID FROST FROM THOSE ORGANIZATIONS. MS. PROFIT FROST WAS NOT ABLE TO BE HERE. THEY WERE ABLE TO GIVE US THEIR ONGOING, COMMITMENT AND TIME IN THIS PROCESS THAT I THINK HAS BEEN INSTRUMENTAL IN GETTING THINGS GOING. I ALSO WOULD LIKE TO THANK THE MONITORING IMHI. WE HAVE 20 MEMBERS, ALL OF WHICH HAVE BEEN HARD WORKING AND HAVE PAPD VERY WELL IN OUR MEETINGS AND ACTIVITIES. AND SEVERAL OF THEM ARE HERE TODAY. I WOULD LIKE TO ASK MEMBERS OF THE MONITORING COMMITTEE TO PLEASE STAND AND ACKNOWLEDGE YOURSELVES. [APPLAUSE] YOU'VE ALREADY HEARD SOME OF THE BACKGROUND ABOUT THE MAYOR'S MENTAL HEALTH TASKFORCE AND THE FINAL REPORT, SO I WON'T REPEAT ANY OF THAT. WE DID FORM A MONITORING COMMITTEE IN MARCH OF 2005 AND THAT COMMITTEE HAS MET SIX TIMES STARTING IN APRIL AND ENDING IN DECEMBER IN THIS FIRST YEAR. WE HAVE 20 MEMBERS ON THAT COMMITTEE WITH WIDE, DIVERSE ARRAY OF BACKGROUNDS AND EXPERTISE AND WE FEEL VERY LUCKY TO HAVE THAT BECAUSE IT REALLY GIVES US A BROAD BASE LOOK AT THE PROBLEMS AND ISSUES THAT WE'RE ADDRESSING. IN KIND OF A GENERAL SUMMARY OF OUR FIRST YEAR PROGRESS, I'M JUST GOING TO KIND OF GO OVER WHAT YOU HAVE IN FRONT OF YOU, THE CONTENT OF OUR FIRST ANNUAL REPORT AND GIVE YOU KIND OF THE HIGHLIGHT OF WHAT'S IN THAT REPORT. WE DID -- THE MONITORING COMMITTEE HAS MADE A FIVE-YEAR COMMITMENT TO MOVE FORWARD IN THIS PROCESS, AND IN LIGHT OF THAT WE REALLY THOUGHT IT WAS IMPORTANT IN THIS FIRST YEAR TO DEVELOP SOME POLICIES AND PROCEDURES AND REALLY FORMALIZE THE COMMITTEE, TALKING ABOUT THINGS LIKE NOMINATION OF MEMBERS AND GOVERNANCE STRUCTURES. WE HAVE A WEBSITE, MMHTFMC.ORG. WE HAVE LETTERHEAD, THOSE KINDS OF THINGS. WE DID SPEND TIME DOING THOSE THINGS, BUT WE THINK IT WILL SERVE US WELL IN THE COMING YEARS. WE

ALSO SPENT A LOT OF TIME CLARIFYING ROLES DURING THIS FIRST YEAR. BOTH ROLES OF INDIVIDUAL COMMITTEE MEMBERS AND ROLES OF THE COMMITTEE AS A WHOLE. IN TERMS OF THE COMMITTEE MEMBERS WE REALLY HAD TO CLARIFY ARE THEY HANDS ON WORKERS OR ARE THEY MORE ADVISORY IN NATURE. AND WE REALLY SPENT A LOT OF TIME TALKING ABOUT THAT AND DIFFERENT PEOPLE HAD DIFFERENT IDEAS ABOUT TIME COMMITMENT AND THINGS THEY WERE WILLING TO DO. WHAT BECAME VERY CLEAR IN THAT CONVERSATION WAS THAT WE REALLY NEEDED -- THIS IS A VERY LARGE TASK TO REALLY DO THIS RIGHT. WE REALLY NEEDED SOME TASK AND THAT'S WHERE WE FORMED -- MADE THE DECISION TO FORM A FACILITATION COMMITTEE COMPOSE OF HIMSELF, ERIC BLOOMBURG AND (INDISCERNIBLE) AND LISA QUINN. IT HAS WORKED WELL I THINK TO MOVE THE COMMITTEE FORWARD IN THE WORK THAT EF TO DO. IN TERMS OF THE ROLE OF THE MONITORING COMMITTEE ITSELF, THE QUESTION KEPT ARISING WHAT DOES THE MONITORING COMMITTEE DO. WHAT DOES THAT MEAN? THERE WAS LANGUAGE IN THAT TASKFORCE REPORT, BUT WE HAD TO TALK A LOT ABOUT WHAT THAT REALLY MEANS IN THE COMMITTEE. WE CAME UP WITH TWO ROLES, GENERAL ROLES FOR OUR COMMITTEE. ONE IS WE ACKNOWLEDGE THAT THERE ARE MULTIPLE THINGS GOING ON IN THE COMMUNITY ABOUT MENTAL HEALTH ISSUES AND THAT IMPACT MENTAL HEALTH ISSUES, BUT WE REALLY FELT LIKE WE NEEDED TO COORDINATE THOSE AND WE NEEDED TO MAKE SURE THAT WE AS A BROAD BASE OBJECTIVE BODY COULD SCAN ACROSS THE COMMITTEE AND MAKE SURE THAT IT'S NO DUPLICATIONS AND TO IDENTIFY PLACES THAT THERE NEEDS TO BE WORK THAT THE WORK IS NOT HAPPENING. SO WE REALLY SEE OURSELVES AS A COORDINATING COUNCIL. THE OTHER ROLE, THOUGH, IS THAT WE THOUGHT THERE ARE CERTAIN ISSUES THAT MAYBE AREN'T BEING ADDRESSED AS WE LOOK AT THE COORDINATION OF ACTIVITIES. AND I'LL GIVE YOU THE BEST EXAMPLE THAT I CAN THINK OF AT THE TIME. THERE'S SOME ISSUES THAT DON'T REALLY HAVE A CLEAR CONSTITUENCY GROUP, AND I'LL USE THE EXAMPLE OF HOUSING. THERE ARE MULTIPLE AGENCIES IN OUR COMMUNITY THAT LOOK AT HOUSING ISSUES AND THERE ARE MULTIPLE AGENCIES THAT DEAL

WITH MENTAL HEALTH ISSUES, BUT THERE'S NO ONE ENTITY IN OUR COMMUNITY THAT ADDRESSES HOUSING ISSUES AND HOUSING NEEDS FOR PEOPLE WITH MENTAL HEALTH ILLNESS. SO FOR THOSE KIND OF ISSUES, THERE'S NO ONE ENTITY DEAL WITH. WE REALLY WANT TO DO HANDS ON WORK TO REALLY MOVE THOSE ISSUES FORWARD. ONE OF THE CHARGES THAT WE HAD IN THE FINAL TASKFORCE REPORT WAS THE DEVELOPMENT OF AN ACTION PLAN AROUND THE 39 CRITERIA THAT WERE IN THAT FINAL TASKFORCE REPORT. WE STARTED DOING THAT USING THE ORGANIZATIONAL STRUCTURE THAT THE TASKFORCE ITSELF USED AND FOUND OUT FAIRLY QUICKLY TWO THINGS. ONE IS THAT WE -- THOSE SUBDIVISIONS AND THOSE THINGS LIKE MARKETING AND INFRASTRUCTURE DIDN'T SERVE VERY WELL IN TERMS OF ACTION PLANNING AND THE EXPERTISE WE HAD ON OUR COMMITTEE. WE REORGED A BIT AND MADE OUR STRUCTURE SORT OF REVOLVE AROUND ISSUE AREAS AND ISSUE GROUPS. THE OTHER THINGS WE NOTICED IN THE 39 CRITERIAS IS THAT SOME OF THOSE ARE REALLY NOT ACTION ITEMS. THEY'RE NOT ACTIONABLE. THEY'RE MORE VALUES OR GOALS AND THINGS -- EYE IDEALS THAT WE VERY MUCH EMBRACE BUT IN TERMS OF THE DEVELOPMENT OF AN ACTION PLAN THEY DIDN'T FIT WELL. WE SPENT A LOT OF TIME CONSOLIDATING THE CRITERIA IN THE DEVELOPMENT OF A DETAILED ACTION PLAN. AND THIS ACTION PLAN REINVOLVES AROUND FIVE STRATEGIES. THE FIRST IS CRIMINAL JUSTICE, PREVENTION AND DIVERSION. OBVIOUSLY THERE ARE A LOT OF ISSUES GOING ON IN TERMS OF THE CRIMINALIZATION OF INDIVIDUALS WITH MENTAL ILLNESS, THIS IS AN IMPORTANT ISSUE GROUP. THE SECOND IS HOUSING AND KEEPING PEOPLE MENTALLY HEALTHY. ACCESS TO MENTAL HEALTH RESOURCES IS AN ISSUE AREA. SCHOOLS AND YOUTH. MOST PROFESSIONALS WILL TELL YOU THAT YOU CAN IDENTIFY VERY EARLY ON IN A CHILD'S LIFE WHEN THEY'RE AT RISK FOR MENTAL HEALTH ISSUES, SO WE THINK THAT'S A REALLY IMPORTANT PART. AND FINALLY, COMMUNITY AWARENESS AND ELIMINATION OF STIGMA AND REALLY LOOKING AT HOW WE CAN KEEP THE COMMUNITY AWARE. WE DEVELOPED AN ACTION PLAN THAT REINVOLVES AROUND THE STRATEGIES THAT'S INCLUDED AS AN APPENDIX TO THE REPORT THAT YOU HAVE IN FRONT OF YOU. AND WE DEVELOPED DETAILED ACTION

ITEMS, THINGS THAT NEEDED TO BE DONE, WHO WAS RESPONSIBLE FOR DOING THEM AND TIME FRAMES. AND WE'RE USING THIS ACTION PLAN TO MOVE US FORWARD IN OUR WORK IN THE COMING YEARS. WE SPENT SOME TIME IN THIS REPORT AND I'M NOT GOING TO GO INTO THESE IN DETAIL. YOU HAVE DETAIL IN YOUR REPORT, BUT AROUND NOTABLE COMMUNITY ACHIEVEMENTS, THAT WE -- THIS IS NOT AT ALL A COMPREHENSIVE LIST OF EVERYTHING THAT'S GOING ON IN AUSTIN. THERE IS SO MUCH GOING ON IN THIS AREA RIGHT NOW. WE'RE REALLY EXCITED ABOUT THAT. THIS IS JUST SOME THINGS THAT WE WANTED TO HIGHLIGHT IN THIS REPORT AND CONTINUE TO LOOK AT. THERE'S BEEN A LOT OF WORK IN CRIMINAL JUSTICE PREVENTION AND DIVERSION WORK IN THE LAST YEAR. WE'VE HAD THE COUNTY'S DEVELOPED A JAIL DIVERSION PLAN, AUSTIN TRAVIS COUNTY MHMR HAS DEVELOPED A JAIL DIVERSION PLAN. THERE'S BEEN WORK DONE AT THE JAIL LEVEL, WORK DONE AT THE COURT LEVEL. WE'VE GOT SPECIALIZED ATTORNEYS AND PROSECUTORS. IT'S REALLY BEEN A VERY, VERY EXCITING AREA DURING THAT PAST YEAR. IN TERMS OF SAFE, AFFORDABLE AND ACCESSIBLE HOUSING, THE RECOMMENDATION OF AFFORDABLE HOUSING BONDS BODES WELL FOR INDIVIDUALS WITH MENTAL ILLNESS WHO ARE UNDERSERVED AND UNDERHOUSED. THERE HAVE BEEN A LOT OF PROGRESS AND DEVELOPMENT OF THE RESILIENCY CLINIC, WHICH WAS DESIGNED DESIGNED TO FILL IN THE GAPS FOR SOME OF THE PEOPLE THAT FELL OUT ELIGIBILITY FOR SERVICE UNDER STATE GUIDELINES. THAT'S FUNDED BY THE HOGG FOUNDATION AND AUSTIN MHMR. EAT MERGE PROGRAM THAT BRINGS MENTAL HEALTH PROFESSIONALS INTO THE PUBLIC MENTAL HEALTH CLINICS HAS BEEN REALLY WELL RECEIVED, FUNDED BY THE HOSPITAL DISTRICT. COMMUNITY VOICE MAIL GIVES PEOPLE WHO NEED SOCIAL SERVICES AN AVENUE TO RECEIVE THEM. IF YOU DON'T HAVE A TELEPHONE OR YOU DON'T HAVE HOUSING THAT YOU CAN GET IN CONTACT THROUGH COMMUNITY VOICE MAIL. AND THE CHILDREN'S PARTNERSHIP, WHICH YOU KNOW YOU HAVE HEARD ABOUT A LOT. IT JUST CONTINUES TO GROW AND MOVE ON AND DO REALLY GOOD THINGS. THE SCHOOLS -- SCHOOLS IN YOUTH. THERE'S SEVERAL -- SEVERAL THINGS GOING ON IN THOSE AREAS. THESE ARE NOT NECESSARILY INTERVENTIONS

THAT ARE SPECIFIC TO MENTAL HEALTH. BUT THAT REALLY IDENTIFY KIDS THAT HAVE SPECIAL NEEDS AND HOOK THEM UP WITH SERVICES TO MEET THOSE NEEDS. IN THE COMMUNITY AWARENESS SECTION, AS YOU ALL WELL KNOW, THE GUIDELINES FOR SUICIDE PREVENTION WERE PRESENTED THIS PAST YEAR AND THERE WAS AN OUT OF DARKNESS COMMUNITY FIVE K WALK, THERE WAS A COMMUNITY FORUM. A LOT OF WORK DONE ON RECOGNIZING THAT OUR SUICIDE RATE IS TOO HIGH HERE IN AUSTIN. TO REALLY WORK ON THAT AND THAT WILL BE AS WE MOVE FORWARD IN THE NEXT YEAR ONE OF OUR FOCUS AREAS. THE AFRICAN-AMERICAN QUALITY OF LIFE REPORT WHICH ALSO ADDRESSED MENTAL HEALTH ISSUES. THERE'S BEEN A LOT OF WORK DONE ON INFORMATION SHARING AND MAKING SURE WE'RE MOST EFFICIENTLY USING THE DATABASES THAT WE HAVE AND COORDINATING INFORMATION SHARING. AND THEN THERE'S BEEN A LOT OF PLANNING ABOUT CONFERENCES THAT WILL BE COMING UP. THE AFRICAN-AMERICAN FAMILY SUPPORT CONFERENCE, WHICH WILL BE THIS MONTH. AND THE HISPANIC HEALTH FAIR AND THE NEW MILES STONES FOUNDATION FILM FESTIVAL. THERE'S A LOT GOING ON IN COMMUNITY AWARENESS. WE ALSO HIGHLIGHTED IN THIS REPORT THE HURRICANE RELIEF. I THINK EVERYBODY IN THIS CITY IS VERY PROUD OF OUR TOWN AND THE WAY WE RESPONDED TO THE EVACUEES FROM HURRICANE KATRINA AND RITA AND WE REALLY WANTED TO APPLAUD THAT AND ALL THE VOLUNTEERS, THE MANY VOLUNTEERS AND THE COORDINATION BY AUSTIN TRAVIS COUNTY MHMR OF THAT EFFORT. WE ALSO APPLAUD THAT THERE ARE CONTINUED EFFORTS. EVERYONE HAS TO ACKNOWLEDGE THAT THAT WAS NOT A ONE TIME THING. THAT MANY OF THOSE EVACUEES HAVE STAYED IN OUR AUSTIN AREA, SO WE HAVE A STRAIPING -- A STRATEGIC PLANNING GROUP THAT'S WORKING ON A COORDINATED RESPONSE AND DEALING WITH THE IMPACT OF THEIR SOCIAL SERVICE NEEDS. THAT WILL CONTINUE ON. >

I WANT TO TALK ABOUT A LITTLE BIT ABOUT GOALS FOR 2006 AND SOME OF THE THINGS THAT WE'RE LOOKING AT. I WROTE UP THERE SYSTEM MAPPING. ONE OF THE THINGS THAT REPRESENTATIVE DELCO MENTIONED THAT REPORT

REALLY KIND OF TALKED ABOUT STRENGTHS AND CHALLENGES AND WEAKNESSES AND THINGS THAT WE NEEDED TO FOCUS ON. WE REALLY HAVE NEVER HAD A COMPREHENSIVE SYSTEM MAP THAT REALLY KIND OF DOCUMENTS OUT WHAT OUR CURRENT MENTAL HEALTH SERVICE SYSTEM IS, NOT JUST THE CURRENT PUBLIC MENTAL HEALTH SERVICE SYSTEM, BUT THE ENTIRE MENTAL HEALTH SERVICE SYSTEM. WE'VE ALREADY DEVELOPED A PRELIMINARY SYSTEM MAP WHICH WE PRESENTED TO THE HEALTH AND HUMAN SERVICES SUBCOMMITTEE OF THIS BODY ON TUESDAY. WE WILL BE CONTINUING THAT MAPPING OVER THE COMING YEAR AND TRYING TO GET REALLY INTO DETAILS ABOUT CAPACITY, DETAILS ABOUT FUNDING, DETAILS ON SO THAT WHEN DECISION MAKING PROGRESSES ABOUT MENTAL HEALTH THAT WE CAN MAKE SURE THAT THOSE DECISIONS ARE MADE ON GOOD DATA. IT REALLY CONTAINS AN INVENTORY OF CURRENT HOUSING RESOURCES AVAILABLE IN OUR COMMUNITY FOR PEOPLE WITH MENTAL ILLNESS TO REALLY DOCUMENT WHAT ARE THE UNMET NEEDS. AND I'M NOT JUST TALKING ABOUT HOMELESS FOLKS, I'M TALKING ABOUT PEOPLE THAT ARE UNDERHOUSED OR NOT IN THE KIND OF HOUSING SITUATION THAT'S OPTIMAL FOR THEIR CONDITION. AND REALLY TO MAKE RECOMMENDATIONS AS A BODY ABOUT PRIORTATION OF FILLING THOSE GAPS. SO WE'RE VERY EXCITED ABOUT THE IDEA OF DOING THAT. THERE HAVE BEEN A LOT OF ATTENTION, A LOT OF PROGRESS IN AUSTIN SCHOOLS ON ACADEMIC AND ON SOME OF THE OTHER THINGS, SO WE REALLY WANT TO FOCUS ON MENTAL HEALTH SCHOOL BASED SERVICES. AUSTIN WAS RECENTLY CHOSEN AND ARE EXPECTING A REPORT VERY SOON THAT WILL HELP GUIDE OUR ACTIVITIES, IN ADDITION, THE SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION RECENTLY SAT UP GUIDELINES FOR SCHOOL BASED MENTAL HEALTH SERVICES, SO WE THINK BOTH WILL GUIDE OUR WORK IN LOOKING AT THAT. IF THE SUICIDE PREVENTION PLAN MENTIONS THE MONITORING COMMITTEE IN SEVERAL AREAS, SO WE WANT TO CONTINUE WORKING WITH THAT GROUP AND TO REALLY KIND OF FOCUS ON THE SUICIDE PREVENTION AND DECREASING SUICIDES. PSYCHIATRIC SERVICES IS A CRISIS IN OUR COMMUNITY RIGHT NOW. ONE IS DECREASED FUNZING AND -- FUNDING AND

REIMBURSEMENT. IT MEANS THAT YOU NEED MORE INPATIENT BEDS WHEN YOU DON'T PROVIDE THE OUTPATIENT SERVICES. IT HAS BLED OVER INTO THE JAIL SYSTEM AND EMERGENCIES AND PRIVATE HOSPITALS. THIS IS A VERY CRITICAL ISSUE THAT WE AS A MONITORING COMMITTEE WANT TO KEEP AN EYE ON AS THE YEAR PROGRESSES. THAT LEADS INTO WHAT WE CALL NECESSARY BALANCES. WE WERE TALKING ABOUT THE DISCUSSION OF THE ROLES OF THE COMMITTEE. ONE OF THE THINGS THAT WE TALKED ABOUT WAS THAT THERE ARE A LOT OF AGENCIES DOING A LOT OF DIFFERENT THINGS AND THE DECISIONS MADE BY THE POLICYMAKERS AND THE LEADERS HAVE CONSEQUENCES. SOME INTENDED, SOME UNINTENDED. IT'S LIKE A ROW OF DOMINOES, WHEN YOU MOVE ONE, EVERYTHING CHANGES AS WELL. SO WE REALLY FEEL LIKE WE AS A COMMITTEE CAN KIND OF KEEP AN EYE ON THOSE THINGS. I MENTIONED THE PSYCHIATRIC EMERGENCY SERVICES AS AN EXAMPLE. WHEN WE PUT MONEY INTO THE INPATIENT SERVICES AND INTO CRIES SERVICES, WHAT'S GOING TO HAPPEN WITH THE REST OF THE SYSTEM. SO WE REALLY -- A SIMILAR ISSUE IS BALANCING HOUSING ISSUES. SOME CONSUMERS GENERALLY PREFER INDEPENDENCE IN THEIR HOUSING. SOME PEOPLE WANT MORE SUPERVISION. WE REALLY KIND OF HAVE TO LOOK AT THOSE THINGS. YOU REALLY HAVE TO HAVE OUTPATIENT SERVICES TO DIVERT TO OR MENTAL HEALTH SERVICES TO DIVERT TO FOR JAIL DIVERSION TO BE SUCCESSFUL. WE WILL BE LOOKING AT THOSE KIND OF THINGS OVER THE COMING YEAR AND I SUSPECT OVER THE COMING FOUR YEARS. WE'LL BE MONITORING CAREFULLY CULTURAL COMPETENCE, ELIMINATION OF STIGMA. IT WILL BE COVERING MENTAL HEALTH ISSUES, WE'LL BE LOOKING FOR CONFERENCES AND EVENTS, THINGS THAT WE CAN REALLY GET BEHIND THAT REALLY HELP WITH THAT GOAL. FINALLY, WE'RE LOOKING AT MENTAL HEALTH INDICATORS AND PERHAPS A COMMUNITY SCORE SCORECARD. THIS IS ACTUALLY CONTINUATION OF WORK WE'VE DONE. AND WHAT WE'RE LOOKING FOR IS A SET OF SCIENTIFICALLY BASED INDICATORS OF A MODEL FOR A MENTALLY HEALTHY COMMUNITY. HOW CAN YOU MEASURE HOW FAR WE'RE GETTING AND WHETHER WE'RE REALLY ACHIEVING THE GOALS THAT WE WANT TO ACHIEVE? I'M CONFIDENT THAT

WE'RE GOING TO HAVE THE INDICATORS IN THE COMING WEEKS OR MONTHS AND REALLY BEGIN TO LOOK AT THE PROGRESS WE'RE MAKING. WE'RE ALSO WORKING HARD AS A COORDINATING BODY TO MAKE SURE WE'RE COORDINATING WITH OTHER COORDINATING BODIES. EVERYONE KNOWS THAT THERE ARE A LOT OF THINGS GOING ON HERE IN OUR COMMUNITY, THE COMMUNITY ACTION NETWORK, THE HOSPITAL DISTRICT, SO WE'RE GOING TO BE WORKING VERY HARD TO MAKE SURE THAT WE'RE COMPLICATING EACH OTHER IN THE WORK WE'RE DOING AND NOT COMPLICATING EFFORTS. AND SO I'M SURE WE'LL FIND OTHER WAYS TO DO THAT AS WELL. DO YOU HAVE ANY QUESTIONS?

Mayor Wynn: THANK YOU, DR. STONE. QUESTIONS, COMMENTS, COUNCIL? COUNCILMEMBER LEFFINGWELL.

Leffingwell: ONE OF YOUR GOALS FOR 2006 HAS TO DO WITH PSYCHIATRIC EMERGENCY SERVICES SERVICE. I'D LIKE TO KNOW HOW MANY PSYCHIATRIC BEDS DO WE HAVE IN AUSTIN TRAVIS COUNTY AND HOW DOES THAT COMPARE WITH OTHER MAJOR CITIES AROUND THE STATE.

I CAN'T ANSWER THAT IN DETAIL. I CAN SAY THAT THE AUSTIN TRAVIS COUNTY MHMR CENTER GETS AN ALLOCATION OF FUNDING FOR BEDS. THEY DON'T GET ALLOCATION FOR BEDS. KIND OF THE ROUGH NUMBER THAT WE USE IS WHEN YOU TRANSFER THAT ALLOCATION OF FUNDING INTO BEDS IT'S APPROXIMATELY I THINK 54, 58, SOMETHING LIKE THAT, BEDS THAT ARE ALLOCATED. I DON'T KNOW THE COMPARISON OF THAT TO OTHER COMMUNITIES, BUT I KNOW IT'S A CRITICAL SITUATION, A CRITICAL SHORTAGE.

I KNOW WHEN THE HOSPITAL DISTRICT CAMPAIGN WAS UNDERWAY, THAT WAS SIGHTED AS ONE OF THE MAJOR NEEDS AND ONE OF THE MAJOR REASONS FOR HAVING A HOSPITAL DISTRICT. OUR PUBLIC HOSPITAL IS BRACKENRIDGE HOSPITAL. I CAN'T VERIFY THIS MYSELF, BUT I UNDERSTAND THAT THE NUMBER OF PSYCHIATRIC BEDS AT BRACKENRIDGE IS ZERO. DO YOU KNOW -- CAN YOU CONFIRM THAT?

I DON'T KNOW FOR CERTAIN.

Leffingwell: FINALLY THEN, DO YOU HAVE AN IDEA OF WHAT YOUR PLANNING GOAL IS YET? WHERE SHOULD WE BE WITH REGARD TO THIS KIND OF PUBLIC SERVICE?

WE DON'T HAVE A GOIL AS A MONITORING COMMITTEE, BUT I THINK AS WE MORE FULLY DEVELOP THE SYSTEM MAPS THAT WE PRESENTED TO YOU ON TUESDAY, I THINK IT WILL BECOME CLEARER TO US ABOUT WHERE THE RESOURCES CURRENTLY ARE, WHERE WE'RE GOING TO BE LOOKING AT NATIONAL BENCHMARKS ABOUT WHAT OTHER COMMUNITIES HAVE DONE WITH PSYCHIATRIC EMERGENCY AND GENERAL MENTAL HEALTH CARE. I CAN'T ANSWER THAT QUESTION NOW, BUT I'M HOPING WE CAN GET MORE DETAIL TO THAT.

Leffingwell: BUT YOU DO CONCEDE THAT WE'RE SERIOUSLY LACKING IN THAT PARTICULAR SERVICE TO OUR CITIZENS?

YES, SIR.

Leffingwell: THANK YOU.

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

Alvarez: JUST ONE QUICK QUESTION. YOU MENTIONED THE SYSTEM MAPPING?

YES, SIR.

Alvarez: THE STRATEGY OR ACTION ITEM. NOW, IS THAT SOMETHING THAT THE RESOURCES ARE IN PLACE TO GET THAT DONE OR IS THAT AN AREA WHERE SOME WORK HAS ALREADY BEEN DONE AND WHO'S KIND OF SPEARHEADING THAT PARTICULAR ACTION?

WE HAVE DONE SOME WORK ALREADY. AND ON OUR WEBSITE YOU'LL SEE WHAT WE PRESENTED TO THE SUBCOMMITTEE ON TUESDAY. IT'S PRETTY GENERAL AND BROAD BECAUSE WE REALLY WANTED TO MAKE SURE WE START WITH A GOOD MAP TO BEGIN WITH. THE MONITORING COMMITTEE IN CONJUNCTION WITH A WORK GROUP OF

COUNTY, CITY AND HOSPITAL DISTRICT REPRESENTATIVES WILL BE WORKING ON FLESHING OUT THE DETAILS OF THAT. I'M KIND OF FACILITATING THE DEVELOPMENT OF THOSE MAPS AS THE COORDINATOR OF THE MONITORING COMMITTEE. >>

Alvarez: AGAIN, DO WE FIND THAT -- I THINK WE'VE CONSIDERED THIS KIND OF AS AN OPTION IN DIFFERENT AREAS, AND I SEE FRED BUTLER OUT THERE WITH THE COMMUNITY ACTION NETWORK, AND WE'VE KIND OF BEEN TALKING ABOUT THIS IN MANY DIFFERENT ARENAS. AND SO I WAS JUST CURIOUS ABOUT HOW MUCH WORK HAD BEEN DONE AND IF THERE WAS A WAY TO KIND OF WORK TOGETHER ON SOME OF THIS SYSTEM MAPPING SORTS OF ISSUES, ALTHOUGH OBVIOUSLY IF EVERY AREA OF HEALTH OR HUMAN SERVICES IS GOING TO BE A LITTLE DIFFERENT, BUT I THINK OBVIOUSLY IT'S A WORTHY GOAL TO TRY TO IDENTIFY ANY OVERLAP IN SERVICES OR ANY WAYS THAT OUR EXISTING RESOURCES CAN BE USED MORE EFFECTIVELY. SO A LOT OF BENEFIT TO HAVING NOT THE MONITORING COMMITTEE, BUT ALSO TRYING TO GET SOME OF THIS INFORMATION, AND I REALLY APPRECIATE THE WORK OF THE COMMITTEE, AND REALLY JUST AM TRYING TO FIGURE OUT HOW WE CAN HELP AND JUST TRYING TO KIND OF REACH OUT AND -- I'M SURE THE MAYOR IS TRYING TO FIGURE OUT HOW WE CAN MOVE FORWARD WITH SOME OF THESE IDENTIFIED STRATEGIES, SO THANK YOU FOR YOUR WORK.

THANK YOU.

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

Futrell: MAYOR, JUST ONE THING. I THINK MIKE WANTS TO SPEAK TO THIS. WHAT COUNCILMEMBER LEFFINGWELL WAS JUST SPEAKING TO IS SUCH A SERIOUS ISSUE IN OUR COMMUNITY. MANY OF YOU MAY NOT EVEN BE AWARE, BUT OUR STATE HOSPITAL THIS WEEK WENT ON DIVERSION, AND WHAT THAT MEANS IS THERE ARE NO MORE BEDS FOR PSYCHIATRIC PATIENTS THIS WEEK. IN OTHER WORDS, THE INN IS FILLED. WHAT THAT MEANS FOR OUR POLICE OFFICERS IS IF THE HOSPITALS DON'T WANT TO ACCEPT

THEM AND THE COUNTY JAIL IS NOT ACCEPTING THEM AND THE STATE HOSPITAL IS NOT ACCEPTING THEM, THEN THEY'RE ACTUALLY ASKING FOR POLICE OFFICERS TO BE DRIVING MENTAL HEALTH PATIENTS TO OTHER CITIES IN TEXAS. SO I REALLY THINK, MIKE, IF YOU COULD HELP DAVID KIND OF ADDRESS WHAT WE ARE DOING ABOUT THIS AND HOW WE'RE TRYING TO GET TO SOLUTIONS.

YES. IT'S A COMBINATION OF THERE'S A CERTAIN AMOUNT OF ALLOTMENTS THAT WE RECEIVE HERE IN THIS COMMUNITY FOR EMERGENCY BIDS AND WHAT THE STATE HAS EXPLAINED IS THAT WE'VE CONTINUED TO EXCEED THAT ALLOTMENT AND SO TO SPECIFICALLY GET TO THE QUESTION, THERE'S NOT A SPECIFIC NUMBER OF BEDS, BUT THERE'S CERTAINLY AN ALLOTMENT THAT WE'VE BEEN EXCEEDING, SO I'LL LET DAVID EVANS GO INTO MORE DETAIL ABOUT IT.

THE CRISIS AND SHORTAGE OF MENTAL HEALTH RESOURCES IS NO MORE EVIDENT THAN WHEN AN A.P.D. OFFICER HAS SOMEONE WITH AN ACTIVE, PSYCHOTIC EPISODE IN THE BACK SEAT OF THE CAR. THE AUSTIN STATE HOSPITAL IS FULL, IT'S ON DIVERSION. 73 TIMES IN THE LAST YEAR THE STATE HOSPITAL WENT ON DIVERSION, AND THAT EITHER MEANT A DRIVE TO ANOTHER CITY OR SEVERAL TIMES EVERY PUBLIC BED IN THE HOSPITAL -- IN THE HOSPITAL SYSTEM WAS FULL, AND IN THAT REGARD, AS DR. STONE MENTIONED EARLIER, DIVERT TO WHAT? THE ALLOCATION IS \$5.9 MILLION FOR AUSTIN-TRAVIS COUNTY, BUT THAT AMOUNT OF MONEY DOESN'T COME IN ANY KIND OF A FIRST THING ACTUAL PAYMENT. IT'S A VIRTUAL ACCOUNT THAT'S KEPT AND EVERY TIME A BED'S USED THAT ONE DAY OF BED USE GOES DOWN IN THAT ACCOUNT. DR. STONE WAS RIGHT THAT ON THE AVERAGE, EVEN THOUGH SOME BUILDS ARE BILLED AT AN ACUTE RATE AND SOME AT A SUBACUTE RATE, ON THE AVERAGE THERE'S APPROXIMATELY 54 TO 58 BEDS THAT ARE AVAILABLE; HOWEVER, IN THE FIRST QUARTER OF THIS YEAR, BEGINNING WITH SEPTEMBER 1, WE'VE UTILIZED AT A RATE IN THE AUSTIN-TRAVIS COUNTY MHMR BOARD ENTERED INTO A CONTRACT THAT IF WE USED THE HOSPITAL BEYOND THAT 54 BEDS ON A GIVEN DAY, THAT WE COULD BE IN A POSITION TO PAY BACK. THERE HAVE BEEN DAYS WHEN

WE'VE HAD 85, 95 INDIVIDUALS IN THE STATE HOSPITAL WHEN MAYBE SOME OTHER COUNTIES THAT USE THE STATE HOSPITAL HAVEN'T FULLY UTILIZED THEIR BEDS. ONE OF THE PROMISES OF THE MAYOR'S TASKFORCE REPORT IS THAT WE'RE ALL IN THIS TOGETHER. WE'RE NOT A CENTER IN CRISIS, WE'RE A COMMUNITY IN CRISIS, AND INDIVIDUALS WITH MENTAL ILLNESS ARE MOST AT RISK ON THAT DAY IN WHICH THERE'S NO APPROPRIATE PLACE FOR THE PERSON TO GO. WE'VE STUDY MODELS AND I COULD GIVE YOU AS AN EXAMPLE, IN VICTORIA COUNTY, THE COUNTY HOSPITAL HAS NINE PSYCHIATRIC EMERGENCY CRISIS STABILIZATION BEDS. LAW ENFORCEMENT OR PUBLIC SAFETY TAKE THOSE INDIVIDUALS THERE FIRST FOR EVALUATION, STABILIZATION. SOMETIMES THERE'S SUBSTANCE USE THAT MIMICS A MENTAL ILLNESS AND IN THAT SOBERING UP PROCESS DON'T GO ON TO UTILIZE A STATE HOSPITAL BED AND IN THAT COUNTY THERE'S ONLY ABOUT A 70% UTILIZATION OF THE STATE BED ALLOCATIONS. WE'RE PROXIMATING IN OUR COMMUNITY 150% USE. THERE'S A STAKEHOLDERS MEETINGS, TWO MEETINGS THAT HAVE BEEN INVOLVED, CITY COUNCIL MEMBERS, COUNTY COMMISSIONERS, HOSPITAL DISTRICT MEMBERS, AND A SPECIFIC LOOK AT THE ROLE OF THE HOSPITAL DISTRICT. AND AS TO WHAT THEY'LL TAKE ON TAKE ON A PIECE AND DIALOGUE ON TO MEDICAL NECESSITY. MEDICAL NECESSITY KICKS IN WHEN A PSYCHIATRIST OR A MEDICAL DOCTOR MAKES A DIAGNOSIS OF A MENTAL DISORDER, AND AT THAT POINT THAT COMBINATION OF MEDICATIONS OR THAT FOLLOWED UP INDIVIDUAL TREATMENT PLAN BECOMES THE BASIS UPON WHICH FUNDING EXISTS. CURRENTLY AS AN EXAMPLE, MEDICAID MAY BE A MEDICAL NECESSITY PROGRAM THAT PICKS UP SOME PORTION OF THESE OUTPATIENT SERVICES. MEDICAID DOESN'T PAY FOR A FREESTANDING PSYCHIATRIC HOSPITAL FOR INDIVIDUALS BETWEEN THE AGES OF 18 AND 65, SO YOU CAN SEE THAT THIS CREATES SOME GAPS IN SERVICES. THE LAST POINT, WE'VE HAD FOUR PRIVATE PSYCHIATRIC HOSPITALS CLOSE IN THE LAST DECADE WITH 414 BED CLOSURES. THAT'S LEFT US WITH SHOAL CREEK. THE SHOAL CREEK HOSPITAL UNDER THE SETON NETWORK OF SERVICES, WHILE IT HAS BED CAPACITY AND LICENSED BED CAPACITY, IT ONLY HAS A PAYER SOURCE THAT ON ANY GIVEN DAY ONLY ABOUT A FOURTH OF THE BEDS THAT ARE

CONTAINED IN THAT PHYSICAL PLANT BUILDING ARE UTILIZED IN SOME WAY. I KNOW THAT SETON HAS BEEN A PARTNER IN THE DISCUSSIONS OF TRYING TO SOLVE AS PART OF OUR PUBLICLY FUNDED HOSPITAL. ALSO ST.DAVID'S PAVILION IS ABLE TO SERVE OR DOES SERVE INDIVIDUALS WHO ARE AGING OVER THAT 65 YEARS OF AGE THAT MAY HAVE DEPRESSION OR SOME KIND OF A NEED FOR TREATMENT ON AN INTERIM. SO IN SUMMARY, AND I'D REALLY LIKE HOW DR. STONE SORT OF BACKED A STEP OFF AND TALKED ABOUT NECESSARY BALANCES. I THINK ONE OF THE CONCERNS OF THE TREATMENT PROFESSIONALS IS IF YOU BUILD TOO MUCH CRISIS CAPACITY ONLY, YOU HAVE PEOPLE IN THAT FIVE TO SEVEN-DAY LENGTH OF STAY, BUT THEY'RE BACK OUT AGAIN. WE HAVE A VERY SOUND PLAN TO END CHRONIC HOMELESSNESS IN 10 YEARS. ONE OF THE TENETS OF THAT PLAN IS NOT TO DISCHARGE BACK INTO HOMELESSNESS. SO YOU CAN SEE THIS IDEA OF A CONTINUITY OF CARE OR A BALANCE BETWEEN PREVENTION, TREATMENT, CRISIS AND CONFINEMENT OR HOSPITALIZATION IS AN IMPORTANT BALANCE. I APPRECIATE THE OPPORTUNITY TO TALK FURTHER. I'M JUST EMBELLISHING FROM ONE PART OF THIS BROAD TASKFORCE SOME UPDATED INFORMATION. >>

Futrell: AND I THINK COUNCILMEMBER LEFFINGWELL AND COUNCILMEMBER DUNKERLEY, ALONG WITH MIKE AND I HAVE BOTH BEEN PARTICIPATING IN THAT TASKFORCE, BUT COUNCIL, AS YOU THINK ABOUT MAYBE PAUL HILGERS' HOUSING CONTINUUM, THAT'S PRETTY MUCH WHAT WE ARE TRYING TO DO THERE WHERE WE ALL DEFINE OUR ROLES IN THIS COMMUNITY FROM THE CITY TO THE COUNTY, TO THE HOSPITAL DISTRICT, TO THE HOSPITALS, SO WE CAN PROVIDE THE CONTINUUM OF CARE THAT'S NEEDED AND EACH OF US FIND WHAT OUR ROLE IS AND OUR ROLE IN FUNDING. BUT IT'S A PROBLEM. AND IT IS A PROBLEM AS WE SPEAK RIGHT NOW AS THE AUSTIN STATE HOSPITAL IS ON DIVERSION RIGHT NOW.

I JUST REMEMBERED ONE OTHER PART OF THIS, AND THANK YOU. AND THAT IS DEDICATED PSYCHIATRIC BEDS AT BRACKENRIDGE ARREST AT SETON. -- OR AT SETON. THERE ARE INDIVIDUALS WITH MENTAL ILLNESSES WHO HAVE EITHER INJURED THEMSELVES OR HAVE SOME OTHER

ACUTE TERTIARY CARE NEED THAT ARE IN THE HOSPITAL. THEY'RE IN THE HOSPITAL FOR THE HEALTH CARE TREATMENT, NOT FOR PSYCHIATRIC TREATMENT. IN THAT REGARD SETON-BRACK DOES NOT HAVE ANY DEDICATED PSYCHIATRIC HOSPITAL BEDS.

Mayor Wynn: COUNCILMEMBER LEFFINGWELL.

Leffingwell: CAN I ASK YOU THE SAME QUESTION THAT I ASKED BEFORE? HOW DOES THAT COMPARE WITH OTHER MAJOR CITIES AROUND THE STATE AS FAR AS THE AVAILABILITY OF PSYCHIATRIC BEDS? FIRST OF ALL, I ASSUME FROM WHAT YOU SAID THAT THE NUMBER IS ACCURATE, THE NUMBER OF PSYCHIATRIC BEDS THAT OUR PUBLIC HOSPITAL IS ZERO? IS THAT CORRECT?

DEDICATED AS PSYCHIATRIC TREATMENT BEDS IS ZERO, THAT'S CORRECT?

SO HOW DOES THAT NUMBER COMPARE WITH, SAY, DALLAS, PARKLAND -- I FORGET THE NAME OF THE HOSPITAL IN HOUSTON. AREA CITIES AROUND THE STATE AND THEIR PUBLIC HOSPITALS?

I CAN'T GIVE YOU THE PER CAPITA BALANCE THAT WOULD BE THE COMPARATIVE ACCURATE NUMBER, BUT A DIFFERENT WAY OF ANSWERING YOUR QUESTION IS THAT EVERY OTHER MAJOR CITY AND IN MOST AREAS WITH A PUBLICLY FUNDED HOSPITAL, THERE ARE DEDICATED CRISIS BEDS AND PSYCHIATRIC TREATMENT BEDS.

Leffingwell: YOU'RE A MEMBER OF THIS TASKFORCE?

YES.

Leffingwell: HOW DO YOU DEAL FEEL ABOUT THAT? AS A MEMBER OF THE TASKFORCE, DO YOU FEEL LIKE THAT'S A PRIMARY RESPONSIBILITY OF THE HOSPITAL DISTRICT OR WHERE SHOULD THAT RESPONSIBILITY LIE FOR MAKING THAT SERVICE AVAILABLE?

FOR A LONG TIME WE'VE HAD A DEEP MISUNDERSTANDING OF THE NATURE OF MENTAL ILLNESS AND DIAGNOSED BRAIN

DISORDERS. PSYCHIATRIC SERVICES I THINK KIND OF AN ENLIGHTENED TIME WE CAN UNDERSTAND IS GOINGLY BASED -- ORGANICALLY BASED, BIOCHEMICAL OR NEUROIOLOGICAL DISORDERS AND PART OF THE PROMISE IS TO TREAT THE WHOLE PERSON AND NOT TO BREAK MENTAL HEALTH OR BEHAVIORAL HEALTH AS A DISTANT OR SEPARATE SYSTEM FROM THE OVERALL HEALTH CARE SYSTEM. I FEEL REALLY STRONGLY ABOUT THE FACT THAT AS WE MAKE PROGRESS -- THIS IS PART OF THE PROMISE IN THE MAYOR'S WORK AND THE TASKFORCE'S WORK IS NOT TO TREAT MENTAL ILLNESS DISTINCTLY DIFFERENT AND SEPARATE FROM OUR HEALTH CARE DELIVERY SYSTEM. SO HOW DO I FEEL ABOUT IT? STRONGLY THAT WE NEED THE MAN PLAN -- I READ AN ARTICLE IN THE NEWSPAPER ABOUT TEXAS HOSPITALS RECEIVING A C MINUS IN TRAUMA CARE AND WHAT KIND OF SPECIALIST SHOULD BE IN THE FULL RANGE OF YOUR EMERGENCY ROOMS AND CRISIS STABILIZATION. STRONGLY BELIEVE THAT THAT SHOULD INCLUDE PSYCHIATRY AND IT SHOULD INCLUDE TREATMENT THAT DOESN'T MARGIN ALIZE, AREAS FORWARD STIGMA AND SEPARATE TREATMENT OF INDIVIDUALS WITH MENTAL ILLNESSES. AND THAT'S AS CLEAR AS I CAN SAY IT.

Leffingwell: THANK YOU FOR SAYING THAT.

Leffingwell: I HOPE THAT WILL BE A PRIMARY GOAL IS TO FULFILL THE PROMISE THAT WAS MADE DURING THE CAMPAIGN FOR THE HOSPITAL DISTRICT TO PROVIDE THESE KINDS OF EMERGENCY SERVICES UNTIL SUCH POINT AS THEY'RE ALL MERGED INTO TREATMENT OF THE WHOLE PERSON. THANK YOU.

Mayor Wynn: THANK YOU, COUNCILMEMBER. FURTHER COMMENTS, QUESTIONS. WE WANT TO THANK DR. STONE AND THE COMMITTEE FOR THIS FIRST ANNUAL REPORT. THE NEWS, THE OBVIOUS BAD NEWS IS THAT WE HAVE A VERY FRAGMENTED -- WHERE IT EXISTS AT ALL, A VERY FRAGMENTED SERVICE DELIVERY MODEL FOR MENTAL HEALTH GENERALLY SPEAKING IN CENTRAL TEXAS AND CERTAINLY IN THE CITY OF AUSTIN. THE GOOD NEWS IS UNDER THE LEADERSHIP OF MAYOR GARCIA AND REPRESENTATIVE DELCO, ABOUT 90 PROFESSIONALS STEPPED UP AND WORKED ON THE TASKFORCE AND NOW

CONTINUE TO SERVE ON THE DIFFERENT COMMITTEES TO PROVIDE HOUSING, CRIMINAL JUSTICE, LONG-TERM, SHORT-TERM CARE, PUBLIC AWARENESS, AND SO THE ENCOURAGING PART, THE GOOD NEWS IS THERE'S A REMARKABLE AMOUNT OF INTELLECTUAL FRUK HERE IN -- INFRASTRUCTURE HERE IN CENTRAL TEXAS. AND IF WE CAN COMBINE THE TWO WITH Y'ALL'S HELP, WE THEN AS SOME GOVERNMENTAL BODIES IN THE AREA CAN TRY TO HELP PIECE BACK TOGETHER AGAIN THIS FRAGMENTED SERVICE. THANK YOU VERY MUCH FOR ALL YOU'VE DONE.

THANK YOU, MAYOR.

Mayor Wynn: COUNCIL, WITHOUT OBJECTION, I THINK OUR ITEM NUMBER 25, THE PRESENTATION ON THE REGIONAL WATER QUALITY MANAGEMENT PLAN IS A MUCH LIKELY A BRIEFER PRESENTATION THAN OUR BOND ELECTION ADVISORY COMMITTEE REPORT. SO WITHOUT OBJECTION, WE'RE GOING TO CALL UP ITEM NUMBER 25, THE REGIONAL WATER QUALITY MANAGEMENT PLAN. WELCOME MS. McCLINTOCK.

THANK YOU. COUNCIL, LAST SUMMER YOU RECEIVED A FULL BRIEFING ON THE REGIONAL WATER QUALITY PLAN FOR THE BARTON SPRINGS ZONE. THAT WAS THE SIEM THYME AT WHICH THE PLAN WAS COMPLETED AND I DON'T WANT TO REPEAT THAT PARTICULAR BRIEFING. WHAT I WANT TO DO TODAY IS TALK TO YOU MORE ABOUT THE FUNDAMENTAL DIFFERENCES, THE KEY DIFFERENCES IN THOSE TWO PLANS AND WHAT WE WOULD BE FACING SHOULD WE WANT TO ADOPT THOSE PORTIONS OF THE PLAN. THIS IS THE BARTON SPRINGS ZONE. YOU SEE THE RECHARGE ZONE THERE ON YOUR RIGHT. THE BARTON CREEK PORTION OF THE SEEN TO THE NORTH AND THE -- ZONE TO THE NORTH AND BARTON CREEK TO THE SOUTH. ALL THE MAJOR JURISDICTIONS IN THIS WHOLE AREA PARTICIPATED IN THE PLAN. THAT WAS DRIPPING SPRINGS, THE CITY OF AUSTIN, BUDA, KYLE, ROLLING WOOD, SUNSET VALLEY, THE VILLAGE OF BEE CAVES, HAYS COUNTY, TRAVIS COUNTY, ALL THE GROUNDWATER DISTRICTS IN THE AREA. SO FULL PARTICIPATION, FULL PARTICIPATION FROM A STAKEHOLDER GROUP THAT RANGED ALL THE WAY FROM ECONOMIC INTERESTS TO ENVIRONMENTAL INTERESTS TO

NEIGHBORHOOD INTERESTS AND THE FULL RANGE REALLY OF STAKEHOLDER INTERESTS. IT WAS A VERY LONG AND ARRESTEDIOUS PROCESS. IT WAS A CONSENSUS BASED PROCESS. WE DIDN'T REACH CONSENSUS ON ALL POINTS, BUT WE DID PRETTY GOOD. LET'S SEE HERE. THIS IS JUST A PIE CHART TO SHOW YOU A LITTLE BIT ABOUT WHO HAS THE MOST LAND IN THE BARTON SPRINGS ZONE. YOU CAN SEE THAT THE CITY OF AUSTIN, DRIPPING SPRINGS AND HAYS COUNTY REALLY ARE THE LARGE PLAYERS IN THIS AREA. THE WHOLE AREA IS OF COURSE IMPORTANT, BUT AS WE THINK ABOUT THE IMPLEMENTATION OF THIS PLAN, THOSE ARE THE THREE BIG PLAYERS. AND THIS IS A MAP THAT JUST KIND OF SHOWS YOU WHERE THOSE JURISDICTIONS ARE IN THE PLAN. SOME PEOPLE DO NOT REALIZE JUST HOW BIG AND WIDE RANGING THE E.T.J. OF DRIPPING SPRINGS IS. SO THIS MAP SHOWS YOU THAT IN PURPLE. AND ALSO WHERE HAYS COUNTY IS LOCATED WITHIN THE ZONE. TRAVIS COUNTY HAS A SMALL PART UP THERE IN THE NORTHERN PART AND THE CITY OF AUSTIN IS SORT OF A GRAY HATCHED AREA THERE. THE 33 AREAS I WANT TO TALK ABOUT ARE THE BUFFERS AND SETBACKS, ITS IMPERVIOUS COVER, AND THE AREAS OF STORM WATER MANAGEMENT. BOTH THE S.O.S. ORDINANCE AND REGIONAL WATER QUALITY PLAN CALL FOR BUFFERS. AND THERE ARE NO CONSTRUCTION AREAS ON EITHER SIDE OF THE STREAM, BUT THEY'RE VERY DIFFERENT. BETWEEN S.O.S. AND THE PLAN. BARTON CREEK S.O.S. CALLS FOR BUFFERS THAT STARTS AT STREAMS THAT HAVE A MINIMUM DRAINAGE AREA OF 64 ACRES. THE REGIONAL PLAN CALLS FOR BUFFERS AS SOON AS STREAMS REACH 32 ACRES, SO THAT'S MORE PROTECTION FOR SMALLER STREAMS. ALSO IN S.O.S. THE WILLIAMSON CREEK AND SLAUGHTER CREEK DO NOT GET BUFFERS ALONG THEIR STREAMS UNTIL THEY ARE BIG ENOUGH TO HAVE 128 ACRES OF DRAINAGE AREA. SO IF WE ADOPTED THE REGIONAL PLAN IN THE BARTON SPRINGS ZONE, THIS IS WHAT YOU WOULD SEE, THE BLUE THE BUFFERS IN THE S.O.S. ORDINANCE AND THE YELLOW AREAS ARE THE ONES THAT WE WOULD ADD. THOSE ARE THE ONES THAT ARE FROM 32 ACRES TO 64 ACRES IN THE BARTON CREEK OR 128 ACRES IN WILLIAMSON CREEK. LET ME SHOW YOU A CLOSE-UP. THIS IS OF BARTON CREEK. AND YOU CAN SEE THAT THE ADDITION OF THOSE 32-ACRE BUFFER AREAS

WOULD DISALLOW SOME OF THE LOTS THAT WERE DEVELOPED IN THIS PARTICULAR AREA. THIS IS JUST AN EXAMPLE. HOWEVER, THE REGIONAL PLAN DOESN'T TAKE AWAY THE IMPERVIOUS COVER THAT WOULD BE ASSOCIATED WITH THAT BUFFER AREA, IT JUST MEANS YOU CANNOT BUILD IN THAT BUFFER AREA, SO THOSE LOTS COULD BE THERE, BUT THEY WOULD JUST HAVE TO BE PUSHED OUT OF THE BUFFER ZONE. IN WILLIAMSON CREEK AND SLAUGHTER CREEK THE IMPACT WOULD BE BIGGER BECAUSE OUR BUFFERS ARE NOT AS PROTECTIVE IN THE S.O.S. ORDINANCE AS THEY ARE IN THE BARTON CREEK. SO HERE IN THIS PARTICULAR EXAMPLE IS WHAT WOULD HAPPEN IF YOU ADDED THOSE BUFFERS DOWN TO THE 32-ACRE LIMIT. THE BENEFITS AND THE IMPACTS TO DEVELOPMENT THAT WOULD HAPPEN FROM IMPLEMENTATION FROM THIS PART OF THE REGIONAL PLAN ARE FAIRLY SIMPLE TO UNDERSTAND. I DON'T THINK THE ANALYSIS WOULD BE VERY COMPLICATED RELATIVE TO WHAT IT WOULD MEAN TO IMPLEMENT THESE. COMPARE THAT TO THE CHANGES IN IMPERVIOUS COVER AND THE WAY THAT IMPERVIOUS COVER IS CALCULATED IN THE REGIONAL PLAN, AND THIS IS A MUCH MORE COMPLICATED AREA. NOT ONLY ARE THE IMPERVIOUS COVER ALLOCATIONS DIFFERENT IN THE REGIONAL PLAN, BUT THEY ARE CALCULATED DIFFERENTLY. AND TO EXPLAIN THAT I WANT TO REFER YOU TO THESE CHARTS HERE. THE S.O.S. ORDINANCE USES WHAT WE CALL A NET SITE AREA BASIS FOR IMPERVIOUS COVER ALLOTMENT. WHAT THAT MEANS -- IMAGINE THAT EVERY SQUARE UP HERE IS A DIFFERENT PIECE OF LAND. THE TOP ROW I'M GOING TO TALK TO YOU AS IF THOSE PIECES OF LAND HAD TO COMPLY WITH THE S.O.S. ORDINANCE, AND THE BOTTOM ROW IS WHAT IT WOULD LOOK LIKE IF THEY COMPLIED WITH THE REGIONAL PLAN. UNDER THE S.O.S. ORDINANCE, AREAS WHICH ARE CREEKS OR BUFFERS, AND THAT'S THE GREEN PART UP THERE, ARE SUBTRACTED FROM THE TOTAL LAND AREA. AND THEN THE PERCENTAGE IMPERVIOUS COVER IS BASED ON WHAT REMAINS. OKAY. SO, FOR EXAMPLE, THE VERY FIRST SQUARE THAT YOU SEE UP THERE AT THE TOP IS A PIECE OF LAND THAT DOESN'T HAVE ANY CREEK OR ANY BUFFER ON IT. AND SO WITH THE -- THIS IS IN THE RECHARGE ZONE WHERE WE GIVE 15% IMPERVIOUS COVER.

SO THE TRACT OR THE DEVELOPER THAT TRACT WOULD RECEIVE THE FULL 15% IMPERVIOUS COVER. ON THE NEXT TRACT OVER IN WHICH 40% OF THE TRACT CONTAINS CREEKS OR BUFFERS OR STEEP SLOPES, 40% OF THE TRACT WOULD BE SUBTRACTED FROM THE FULL LAND AREA AND THE 15% WOULD BE APPLIED TO WHAT LEFT, SO YOU WOULD ONLY GET ON THAT PARTICULAR TRACT NINE PERCENT IMPERVIOUS COVER. AND THEN ALL THE WAY TO THE RIGHT WE'RE LOOKING AT A TRACT THERE THAT'S VERY, VERY SENSITIVE WITH A LOT OF CREEK AND A LOT OF BUFFER ON IT. AND ONCE YOU SUBTRACT IT AND APPLY THE 15% IMPERVIOUS COVER, YOU WOULD GET THREE PERCENT IMPERVIOUS COVER. AND OF COURSE THAT IMPERVIOUS COVER CANNOT BE LOCATED IN THE BUFFER AREA. NOW, LET'S COMPARE THAT TO THE REGIONAL PLAN ON THE BOTTOM. THE REGIONAL PLAN ALLOWS 10 PERCENT EK, IMPERVIOUS COVER, BUT IT'S BASED ON A GROSS SITE AREA. SO YOU CAN SEE NO MATTER HOW SENSITIVE OR NO MATTER HOW MUCH CREEK IS PRESENT ON THE PIECE OF PROPERTY, THE DEVELOPER STILL GETS 10% IMPERVIOUS COVER. AGAIN, THEY CANNOT LOCATE THAT IMPERVIOUS COVER IN THE BUFFER ZONE, BUT THE AMOUNT OF IMPERVIOUS COVER THAT THEY ARE ALLOCATED DOESN'T CHANGE. ANOTHER WAY TO THINK ABOUT THAT IS THAT EVERY ACRE OF LAND HAS DEVELOPMENT VALUE. [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS]

... AND ON VERY SENSITIVE TRACKS THE RESIDENT PLAN ALLOWS MORE. BUT THE REALT IS IF YOU -- LET'S LOOK AT THE VERY BOTTOM ROW THERE, THE REGIONAL PLAN, THE 15% IMPERVIOUS COVER ALLOWED, BUT YOU HAVE ONLY 20% OF THE TRACT TO PUT IT IN. THIS IS A VERY SIMPLIFIED VERSION OF WHAT A PIECE OF LAND MIGHT LOOK LIKE. ACTUALLY CREEKS WOULD BE CRISSCROSSING THE AREA AND IT MIGHT BE VERY DIFFICULT TO GET THAT MUCH IMPERVIOUS COVER ON THAT KIND OF SENSITIVE TRACT. WHICH BRINGS US TO THE OTHER VERY FUNDAMENTAL DIFFERENCE OF THE REGIONAL PLAN. WHICH IS THAT THE REGIONAL PLAN ALLOWS A TRANSFER OF DEVELOPMENT RIGHT. SO THAT, FOR EXAMPLE LET ME GO BACK HERE, ON THAT BOTTOM RIGHT-HAND TRACT, IF YOU COULDN'T FIT ALL THOSE IMPERVIOUS COVER ACRES ON THAT TRACT, YOU

COULD SELL THEM OR TRANSFER THEM TO ANOTHER TRACT. THAT'S WHAT S.O.S. LOOKED LIKE. YOU COMPLIED WITH THE 15% IMPERVIOUS COVER REGULATION ON EVERY SITE. SO YOU GET A DEVELOPMENT PATTERN THAT LOOKS LIKE THAT. UNDER THE REGION PLAN, YOU CAN TAKE DEVELOPMENT RIGHTS OFF OF ONE TRACT OF LAND AND CLUSTER THEM ON ANOTHER, AND THAT'S WHAT YOU SEE HERE, THE FIRST TRACT OF LAND HAS HAD THE DEVELOPMENT RIGHTS TRANSFERRED FROM THE OTHER TWO TRACTS UNTIL THEY GOT TO 45% IMPERVIOUS COVER AND THE OTHER TWO TRACTS ARE LEFT UNDEVELOPED. THIS PARTICULAR EXAMPLE IS ONE THAT COULD ONLY HAPPEN IN THE CONTRIBUTING ZONE IN WHAT IS CALLED A PREFERRED GROWTH AREA. PREFERRED GROWTH AREA WOULD BE -- HAVE TO BE DESIGNATED BY THE COMMUNITY, SO THE COMMUNITY DECIDES WHERE DO WE WANT TO SEE OUR DEVELOPMENT CLUSTERED. AND SO THAT IS WHERE YOU COULD GET THAT -- THOSE SORTS OF HIGH IMPERVIOUS COVERS. SO WHETHER OR NOT YOU THINK ONE OF THESE IS BETTER THAN THE OTHER DEPENDS ON A LOT OF THINGS. IT DEPENDS UPON WHERE YOU -- THERE'S QUESTIONS ABOUT WHICH ONE IS MORE SPRAWL INDUCING, CONCERN ABOUT WHETHER THERE'S CLUSTER DEVELOPMENT ON THIS BOTTOM ROW MAY ACTUALLY PUT US MORE AT RISK BECAUSE OF THE FAILURE, THE HIGH DEPENDENCE ON STRUCTURAL CONTROLS, AND THERE'S CONCERNS ABOUT WHETHER THAT OPEN SPACE THAT YOU SEE ON THE TWO BOTTOM RIGHT-HAND TRACTS MIGHT ACTUALLY NOT HAVE BEEN DEVELOPED ANYWAY. BECAUSE THEY PERHAPS WERE SO SENSITIVE THAT BECAUSE EVERY ACRE OF LAND HAS A DEVELOPMENT VALUE TO IT, THE DEVELOPMENT RIGHTS OFF OF VERY SENSITIVE PROPERTIES THAT WOULD NOT HAVE BEEN DEVELOPED LET'S SAY UNDER S.O.S. CAN BE CLUSTERED AND UTILIZED ON A DIFFERENT TRACT. SO AGAIN, VERY SOMEWHAT COMPLICATED THE ANALYSIS TO HELP US UNDERSTAND IS IT BETTER, IS IT WORSE, IS IT MORE ENVIRONMENTAL PROTECTION, IS PART SCIENCE. PART G.I.S., PART ECONOMICS AND PROBABLY PART OPINION. AND I THINK THIS ANALYSIS WOULD REQUIRE SOME OF ALL THOSE BRAIN POWER TO GO INTO IT AND WOULD TAKE LONGER THAN THE BUFFER ANALYSIS. AND I ALSO THINK THAT IT MIGHT BEST

BE APPROACHED HOLDING HANDS WITH THE OTHER JURISDICTIONS THAT I SHOWED YOU ON THE MAP UP THERE. SOME OTHER THINGS THAT I THINK WE CAN ACTUALLY DEAL WITH VERY QUICKLY IS THAT THERE'S SOME DIFFERENCES IN S.O.S. AND THE REGIONAL PLAN RELATIVE TO STORM WATER TREATMENT FOR GOLF COURSES ANDS WASTEWATER DISPOSAL AREAS. BASICALLY I THINK THESE ARE ISSUES OF RULES CLARIFICATION THAT WE COULD DO WITHOUT A LOT OF WORK. THEY ESSENTIALLY ARE THE WAY WE ARE ALREADY PRACTICING. BUT WE THINK WE SHOULD CINCH UP THE RULES. AND I WOULD CHARACTERIZE THE WHOLE SHE-BANG AS RULES CHARACTERIZATION. WHAT MIGHT BE A SHORT-TERM EVALUATION OF THE INCREASED PROTECTION IN SMALL STREAMS, THE HEAD WATER BUFFERS, AND THEN A LONGER TERM STUDY FOR WHAT WHOLE ISSUE OF GROWTH VERSUS NET SITE AREA AND ADJUSTED IMPERVIOUS COVER AND A TRANSFER OF DEVELOPMENT RIGHTS. THAT'S IT, COUNCIL. ANY QUESTIONS OR --

Mayor Wynn: COUNCILMEMBER LEFFINGWELL. OH, OKAY, I WAS --

Leffingwell: I'LL GO AHEAD. FIRST OF ALL, CONGRATULATIONS. THAT'S THE CLEAREST PRESENTATION I'VE EVER SEEN.

WELL, THANK YOU.

Leffingwell: IT'S JUST CLEAR AS IT COULD BE.

THANK YOU VERY MUCH.

Leffingwell: I SEE SOME GOOD THINGS IN THE REGIONAL PLAN, BUT I ALSO SEE SOME THINGS THAT ARE VERY TROUBLING, PARTICULARLY THE USE, THE RELIANCE ON GROWTH SITE AREA VERSUS NET SITE AREA. AND THE USE OF TRANSFER RIGHTS. I WOULD SPECULATE -- I MENTIONED THIS TO YOU BEFORE, BUT ALL THE CONTROVERSY THAT WAS RAISED OVER THE LOWE'S DEVELOPMENT OUT IN SOUTHWEST AUSTIN ON BRODIE LANE, IF THE REGIONAL PLAN WERE IN EFFECT INSTEAD OF S.O.S., THAT SITE PLAN COULD HAVE BEEN APPROVED WITHOUT ANY KIND OF PUBLIC HEARING, IT WOULD HAVE JUST BEEN

ADMINISTRATIVE HAD THEY GONE OUT AND ACQUIRED IN SOME WAY MITIGATION LAND TO MAKE UP THE COMPOSITE S.O.S. ALLOWED -- OR COMPOSITE REGIONAL PLAN ALLOWED IMPERVIOUS COVER. IT WOULD NEVER HAVE BEEN THAT CONTROVERSY AND YET WE SAW A LOT OF -- A LOT OF TALK ABOUT HOW ENVIRONMENTALLY DEGRADING THE LOWE'S SITE WOULD ACTUALLY BE AND A LOT OF LAWSUITS AND THESE KINDS OF THINGS. SO I SEE -- I THINK TRANSFER OF DEVELOPMENT RIGHTS IS VERY SENSITIVE AND A SUBJECT THAT HAS TO BE VERY CAREFULLY EXPLORED. I REMEMBER WHEN I WAS ON THE VERNAL BOARD A FEW YEARS AGO, WE TREAT DID YOU TELL FULLY TO LOOK AT WHAT WE CALLED MITIGATION OF THE BARTON SPRINGS ZONE AND JUST NEVER COULD WORK OUT ALL THE DETAILS. SO I WOULD DEFINITELY -- THAT PART OF IT IN THE CLASSIFICATION AS YOU ACCURATELY HAVE INTO A LONG-RANGE STUDY PROGRAM, NOT ENTIRELY RULING IT OUT, BUT IT IS A LOT MORE COMPLICATED THAN IT SEEMS. I PARTICULARLY LIKE THE -- THE DRAINAGE AREA REDUCTION, INCREASED SETBACKS FOR SMALLER STREAMS AND I KNOW THAT YOUR DEPARTMENT HAS BEEN WORKING ON THIS VERY CONCEPT FOR SEVERAL YEARS, EVEN ACTUALLY TALKING ABOUT MUCH SMALLER STREAMS THAN THE 32-ACRE DOWN TO 5 ACRES, WHICH AS ALL OF US HERE ON THE COUNCIL KNOW WE HAVE INCORPORATED INTO A SPECIFIC DEVELOPMENT AGREEMENTS THAT WE'VE DONE IN RECENT YEARS, PROTECTED STREAMS DOWN TO 5-ACRE DRAINAGE AREAS. I REALLY LIKE THAT CONCEPT AND I KNOW THERE'S RESISTANCE TO IT, BUT I THINK AS THE REGIONAL PLAN RECOGNIZES YOU CAN HAVE THE STREAM SETBACK PROTECTION WITHOUT TAKING A NET SITE AREA PENALTY WHICH MEANS THAT THERE MAY BE AS MUCH DEVELOPABLE AREA ON A PARTICULAR SITE REQUIRING INSTEAD THAT IT BE CLUSTERED ON THE UP ONES AND NOT DISTRIBUTED AROUND. SO I WOULD STRONGLY URGE THAT WE GO FORWARD WITH THIS, AT A TIME THROUGH THE PROCESS. I DON'T KNOW WHAT -- WHAT WE NEED TO DO, JUST ASK THE CITY MANAGER AND STAFF TO BEGIN MAKING RECOMMENDATIONS ON THIS TO TAKE, I WOULD ASSUME STARTING WITH THE ENVIRONMENTAL BOARD AND SEE IF WE CAN TAKE SOME OF THE GOOD PARTS OF THIS PLAN OUT AND APPLY THEM TO ENHANCE OUR ABILITY TO PROTECT

WATER QUALITY AND WHILE AT THE SAME TIME GOING AHEAD WITH LONG-TERM STUDIES ON THESE OTHER ASPECTS OF IT. OF COURSE, IF DRIPPING SPRINGS AND HAYS COUNTY WERE TO JUMP UP TOMORROW AND ADOPT THIS PLAN, IT'S A NEW BALL GAME BECAUSE THAT MIGHT OFFSET FOR ME, I DON'T KNOW, BUT IT MIGHT OFFSET THE TROUBLESOME ASPECTS IF WE COULD PROTECT THE ENTIRE AQUIFER WITH THEIR PARTICIPATION. SO IS THAT DOABLE JUST AS -- CAN WE GO AHEAD WITH EFFORTS OR RECOMMENDATIONS ON THE ASPECTS THAT ARE NAMED IN THIS PRESENTATION, THE STREAM SETBACKS IN PARTICULAR?

FOR A SHORT PERIOD OF TIME TO TO THAT THROUGH THE PROCESS AND I THINK THAT'S WHAT YOU ARE ASKING, COUNCILMEMBER.

Leffingwell: YES.

AND COME BACK TO YOU MAYBE JUST IN MEMO FORM WITH WHAT KIND OF PLAN AND WHAT WE THINK IT WOULD TAKE TO GET IT THROUGH THE PROCESS.

Leffingwell: YEAH, WHATEVER IS -- WHATEVER WORKS BEST.

UH-HUH.

Mayor Wynn: COUNCILMEMBER KIM.

Kim: THANK YOU, THAT HELPED TO SIMPLIFY SOME OF THE MORE COMPLICATED PARTS OF THE PLAN. I WANTED TO JUST ASK FOR CLARIFICATION OR MAYBE YOU COULD JUST REITERATE THAT. IT DOES CALL FOR AN OVERALL REDUCTION IN IMPERVIOUS COVER ON THE RECHARGE AND CONTRIBUTING ZONE OVERALL FROM 5% -- 15% DOWN TO 10% OF RECHARGE AND FROM 20% TO 15% IN A CONTRIBUTING ZONE.

IT DOES -- THE NUMBERS ARE LOWER, BUT BECAUSE THEY CALCULATE THEIR IMPERVIOUS COVER OR BECAUSE THE REGIONAL PLAN CALCULATES IT ON A GROWTH SITE AREA AS OPPOSED TO A NET SITE AREA, IT DOES NOT NECESSARILY REALLY MEAN YOU WOULD HAVE A LOWER

NUMBER OF IMPERVIOUS COVER ACRES ON THE GROUND. THAT'S THE PART THAT'S KIND OF COMPLICATED TO REALLY -- SEE, A G.I.S. ANALYSIS ACTUALLY LOOKING AT WHAT'S ON THE GROUND IN TERMS OF THE NUMBERS OF CREEKS AND WHAT THE BUFFERS WOULD DO TO THE NET SITE AREA WOULD BE REQUIRED TO FULLY UNDERSTAND THAT.

Kim: OKAY. AND THEN ALSO FOR THE TRANSFER OF DEVELOPMENT RIGHTS OR T.D.R.s, THERE CAN ONLY BE A TRADE FOR RECHARGE TO RECHARGE NOT TRADING RECHARGE FOR CONTRIBUTING ZONE OR YOU CAN BASICALLY TRADE UP IN TERMS OF WHAT YOU -- YOU WANT TO DEVELOP.

RIGHT. IN OTHER WORDS, YOU CAN ONLY MITIGATE FOR DEVELOPMENT IN THE RECHARGE ZONE WITH LAND FROM THE RECHARGE ZONE.

Kim: WHICH IS MORE VALUABLE.

EXACTLY.

Kim: THE VULNERABLE OF THE --

RIGHT. AND YOU COULD MITIGATE IN THE CONTRIBUTING ZONE WITH LAND EITHER FROM THE CONTRIBUTING ZONE OR FROM THE RECHARGE ZONE.

Kim: OKAY. AND ALSO DOES IT HAPPEN IN THE SAME WATERSHED?

YOU KNOW, I THINK IN THE REGIONAL PLAN IT WAS JUST -- IT WAS JUST CONTRIBUTING AND RECHARGE. I'M NOT ENTIRELY POSITIVE ABOUT THAT. I THINK THAT IS AN ARENA -- I WANTED TO MAKE THIS POINT THAT THE REGIONAL PLAN IS A BASE AND A MODEL AND IT WAS HOPED BY THE STAKEHOLDERS THAT IT COULD BE IMPLEMENTED WHOLESALY, BUT WHAT WE ALL UNDERSTOOD IS THAT THE VARIOUS GOVERNMENTAL JURISDICTIONS WOULD TAKE THIS PLAN AND ADAPT IT IT AND ASSIMILATE IT AND TAKE IT THROUGH THE PUBLIC PROCESSES AND IT MIGHT COME OUT FROM ONE JURISDICTION TO.

Kim: I UNDERSTAND HAYS COUNTY AND DRIPPING SPRINGS -- AT LEAST HAYS COUNTY DID. I WOULD LIKE TO ASK JERRY TULL, I WOULD LIKE TO ASK MR. TULL FOR KIND OF AN UPDATE ON WHAT HAS HAPPENED IN HAYS COUNTY, DRIPPING SPRINGS AS HE KNOWS. WHAT'S THE CURRENT STATUS OF THAT?

YES, THANK YOU VERY MUCH FOR THE OPPORTUNITY AND THANK YOU FOR BRINGING THIS BEFORE THE COUNCIL. YES, IT'S CORRECT, HAYS COUNTY HAS NOW CONTRACTED ACTUALLY WITH THE SAME CONSULTANT THAT HELPED US TO PRODUCE THE PLAN TO GO THROUGH ALL OF THE DEVELOPMENT RULES AND REGULATIONS FOR HAYS COUNTY TO DETERMINE HOW THEY CAN BE ADJUSTED TO INCORPORATE THE PLAN OR THE RECOMMENDATIONS FROM THE PLAN IN HAYS COUNTY'S DEVELOPMENT RULES. IN THE CONTRACT THEY ARE GETTING TOGETHER A STAKEHOLDER GROUP AND AN OVERSIGHT GROUP RIGHT NOW AND THEIR WORK IS SCHEDULED TO BE FINISHED I THINK FIRST PHASE IN MARCH. I'M NOT ACTUALLY PERSONALLY INVOLVED IN THAT SO I DON'T KNOW THE PARTICULAR DETAILS. ALSO AS FAR AS DRIPPING SPRINGS GO, YOU REFERRED TO THEM, BACK SOME MONTHS AGO SHORTLY BEFORE WE COMPLETED OUR WORK, THE CITY OF DRIPPING SPRINGS WAS COMING OUT OF THE DEVELOPMENT MORATORIUM AND THEY WANTED TO PUT IN PLACE SOME KIND OF WATER QUALITY PROTECTION MEASURES SO THEY BORROWED FROM THE WORK WE HAD DONE AT THAT POINT, USED THAT AS THE BASIS TO DEVELOP THEIR OWN SET OF REGULATIONS. THEY ENACTED THOSE AND THEY'VE PLANNED, AS I UNDERSTAND IT VERY SHORTLY WHEN THEY GET TO IT IN THE WORK SCHEDULE TO RETURN FOR THE WATER QUALITY PLAN FOR THEIR CITY AND TO ADJUST THEIR ORDINANCE TO REFLECT THE FINAL PRODUCT.

Kim: WHAT ABOUT THE ISSUE OF NET VERSUS GROWTH SITE AREA? HOW WAS THAT DISCUSSED AND TELL US ABOUT THE STAKEHOLDER GROUPS AND WHO WAS REPRESENTED AND WHY THAT WAS -- WHY THEY CHOSE GROWTH SITE VERSUS NET SITE AREA FOR T.D.R.s?

I THINK IT'S IMPORTANT TO UNDERSTAND WE WERE TRYING TO BE RESPONSIVE TO A VERY BROAD CROSS-SECTION OF

STAKEHOLDERS, FROM VERY DIED IN THE WOOL ENVIRONMENTALISTS, VERY PROPERTY RIGHTS LAND AND DEVELOPMENT ORIENTED STAKEHOLDERS. AND SO WE WERE TRYING TO FIND A BLEND OR A COMPROMISE THAT WOULD BE APPEAL TO GO EVERYONE. AND ONE OF THOSE THINGS THAT WAS VERY IMPORTANT WAS TO RECOGNIZE THAT ALL LAND HAS VALUE TO ITS OWNER AND THAT IF YOU IN EFFECT COMPLETING RESTRICT LAND THAT HAS STREAMS OR BUFFER SETBACKS ON IT SO THAT IT CAN'T BE DEVELOPED AT ALL, YOU BEGIN TO ADVERSELY AFFECT THE VALUE OF THAT LAND TO THAT OWNER. SO WE'RE TRYING TO FIND WAYS IN WHICH TO DEAL WITH THAT.

Kim: GIVE THE PROPERTY -- SOME SORT OF PROPERTY RIGHTS OR YOU CAN ALL MAKE VALUE TO THE PROPERTY RIGHTS THAT ARE ON THAT LAND.

THAT'S RIGHT. ABSOLUTELY. AND SO TRYING TO COME UP WITH A WAY TO FAIRLY SIMPLY COMMUNICATE THE IMPERVIOUS COVER CALCULATION OR DETERMINE THE CALCULATION WHILE RECOGNIZING THE LAND VALUE, WE FELT LIKE THE RECOGNITION OF A GROSS CALCULATION OF IMPERVIOUS COVER AND ALLOWING PEOPLE THEN TO TRANSFER SOME OF THAT VALUE IF IT TURNED OUT THE LAND COULDN'T BE DEVELOPED, BUT COULD BE -- THEY COULD TRANSFER THAT RIGHT UNDER A T.D.R.-TYPE PROCESS WAS A GOOD BALANCE OF THOSE CONCERNS AND THOSE ISSUES IN THE PLANNING PROCESS.

Kim: OKAY. THANKS. I'D LIKE TO ASK JACK GOODMAN TO TALK ABOUT HIS ROLE AS A STAKEHOLDER. I BELIEVE HE WAS -- JACK, YOU WERE IN THE STAKEHOLDER PROCESS AND A MEMBER OF BARTON CREEK ASSOCIATION WHICH SEVERAL OF YOUR MEMBERS WERE INVOLVED IN THE PLANNING PROCESS. CAN YOU TALK ABOUT YOUR EXPERIENCE AND SPECIFICALLY WITH REGARDS TO NET VERSUS GROWTH SITE AREAS AND COUNCILMEMBER LEFFINGWELL'S COMMENTS ABOUT LOWE'S IN THAT DEVELOPMENT, HOW THAT WOULD HAVE BEEN IMPACTED.

FIRST OF ALL, I REPRESENTED THE BARTON SPRINGS, EDWARDS AQUIFER -- BUT I'M A MEMBER OF THE SAVE BARTON SPRINGS ASSOCIATION. ALL CAN I SAY IS THAT WE

ALL AGREED THAT IT WASN'T A PERFECT DOCUMENT. BUT WE BELIEVED, MOST OF US ANYWAY, THAT IT WAS THE BEST DOCUMENT WE HAD COME UP WITH SO FAR. AND WE KNEW THERE WERE TRADEOFFS. AND YES, CALCULATING USING GROWTH SITE INSTEAD OF NET SITE FROM A STRICTLY ENVIRONMENTAL POINT OF VIEW MAYBE ISN'T AS GOOD, BUT GIVEN IN THE CONTEXT OF THERE WAS SUCH VARIETY OF PEOPLE INVOLVED TO COME UP WITH A DOCUMENT THAT PRETTY MUCH EVERYONE WAS GOING TO AGREE ON, IT BECAME FAIRLY OBVIOUS THAT THESE KINDS OF TRADEOFFS WERE GOING TO BE NECESSARY. BUT I MEAN WHAT I WANTED TO DO TODAY IS JUST THANK YOU ALL FOR DOING THIS AND I HOPE YOU ALL CAN ADOPT WHAT YOU CAN BECAUSE WHAT NANCY WAS SAYING, IF WE HAVE ALL THESE JURISDICTIONS THAT COME UP WITH THEIR OWN IDEA OF HOW THIS REGIONAL PLAN SHOULD BE, YOU KNOW, AND THEY ARE ALL DIFFERENT THAN THE 35 OR SO OF US THAT DID THIS, I BASICALLY KIND OF DONE IT FOR NOTHING IS ALL. I JUST WANT TO THANK YOU ALL AND I WANT TO THANK YOU IN PARTICULAR, COUNCILMEMBER KIM, FOR YOUR INITIATIVE.

Kim: SURE. THIS WAS STARTED I THINK BY DARYL SLUSHER SO WE HAVE HIM TO THANK AS WELL, BUT THANK YOU.

THANK YOU.

COUNCILMEMBER KIM, COULD I ADD ONE THING BECAUSE I AM REMINDED WHAT I'M TALKING ABOUT HERE IS REALLY IMPLEMENTATION OF THE PLAN RELATIVE TO NEW DEVELOPMENT. AND ANOTHER KEY ELEMENT OF THE PLAN WAS A RECOMMENDATION THAT 20,000 ADDITIONAL ACRES OF LAND SHOULD BE PRESERVED TO BALANCE OUT EXISTING DEVELOPMENT.

Kim: THAT'S RIGHT. I FORGOT ABOUT THAT.

RIGHT. BECAUSE I WAS SPEAKING TO NEW DEVELOPMENT AND WHAT IT WOULD MEAN TO OUR ORDINANCES, BUT THAT IS ANOTHER KEY ELEMENT OF THE PLAN. I FORGOT TO MENTION THAT.

Kim: SO PRESERVATION OF MORE OPEN SPACE WAS PART

OF THE PLAN.

YES, MA'AM.

Kim: OKAY. 20,000 ACRES, YOU SAY?

UH-HUH.

Kim: OKAY. THANKS.

Mayor Wynn: COUNCILMEMBER ALVAREZ.

Alvarez: THANKS, MAYOR. A COUPLE QUESTIONS FOR MS. MCCLINTOCK. YOU MENTIONED ONE OF THE SHORT-TERM ITEMS TO LOOK AT IS THE STREAMS WITH THE DRAINAGE AREA FOR THE SMALLER SIZE, I THINK, THE ONES ALL ORDINANCES EXPIRE, 64 ACRES VERSUS 32 AS RECOMMENDED IN THE PLAN. BUT ALSO WE HAVE A DIFFERENT STANDARD SLAUGHTER AND WILLIAMSON CREEKS AND SO IS THAT ALSO PART OF WHAT YOU WILL BE ANALYZING AS PART OF THAT SHORT-TERM ANALYSIS?

YES, SIR. THE REGIONAL PLAN CALLS FOR CONSISTENT BUFFERS ACROSS ALL WATERSHEDS, AND S.O.S. DOES NOT PROVIDE EQUIVALENT PROTECTION IN THE SLAUGHTER AND WILLIAMSON CREEK. THAT'S WHY I SAID IMPLEMENTATION OF THE REGIONAL PLAN WOULD HAVE A BIGGER IMPACT THAN THE OTHERS. CORRECT, THAT WOULD BE PART OF THE ANALYSIS.

Alvarez: AND THAT'S SOMETHING THAT WE HAVE THE AUTHORITY TO DO IF WE FELT THAT THAT WAS ADVANTAGEOUS OR --

THE ORDINANCE REVISION, YES, SIR.

Alvarez: AND THEN THE OTHER ISSUE I NOTICED HAD TO DO WITH STRUCTURAL VERSUS NON-STRUCTURAL CONTROLS AND HOW THAT DIFFERED SORT OF BETWEEN -- IN TERMS OF WHAT WE DO AND WHAT THE PLAN ADVOCATED OR RECOMMENDED, SO MAYBE YOU COULD TALK ABOUT THAT A LITTLE.

THE REGIONAL PLAN HAS A PROVISION IN IT FOR -- LET'S SEE, I THINK I HAVE A -- IS THIS STILL ON? THE REGIONAL PLAN HAS A PROVISION IN IT WHERE IF IMPERVIOUS COVER IS FAIRLY LOW, AND I THINK IT STARTS AROUND 7.5% IMPERVIOUS COVER, THEN SOME NON-STRUCTURAL TYPE B.M.P.s COULD BE UTILIZED AND MORE THINGS LIKE GRASSY SWALES AS OPPOSED TO WATER QUALITY PONDS AND STORM WATER IRRIGATION. SO IT ALLOWS FOR SORT OF A RELAXATION OF THE B.M.P. TYPES IF YOU ARE WILLING TO GO BELOW WHAT IS ACTUALLY ALLOWED IN THE PLAN.

Alvarez: BY BELOW, YOU MEAN -- YOU MEAN EXCEED THE STANDARD? IS THAT WHAT YOU MEAN BY GOING BELOW WHAT'S ALLOWED?

YES. IF YOU LOOK AT THIS SLIDE UP HERE ON YOUR SCREEN NOW, WHERE IT SAYS LIMITED REVIEW, IF YOU -- IF YOU GOT DOWN TO THOSE IMPERVIOUS COVERS, LIKE IN THE RECHARGE ZONE IF YOU WOULD GO AS LOW AS 5% IMPERVIOUS COVER, THEN YOU WOULD NOT HAVE TO HAVE A RETENTION AREA OR DETENTION POND BUT COULD USE GRASSY SWALES OR WHATEVER ENGINEERING YOU COULD DETERMINE TO STILL GET YOU TO NON-DEGRADATION BUT IT WOULD BE LESS OF A LESS INTENSE AND PRESUMABLY LESS EXPENSIVE B.M.P.

Alvarez: IS THAT SOMETHING WE HAVE ANALYZED?

THAT IS SOMETHING THAT -- I WOULD PUT THAT IN THE SORT OF IMPERVIOUS COVER AND T.D.R. GROUP OF THINGS THAT WOULD TAKE LONGER TO LOOK AT.

Alvarez: AND OBVIOUSLY I MEAN SUPPORT IS MOVING FORWARD IN THE MANNER YOU OUTLINED AND I SEE TRYING TO PRESERVE THOSE REGULATIONS THAT WE HAVE THAT ARE MORE PROTECTIVE OF THE ENVIRONMENT, OF COURSE, YOU KNOW, THIS WHOLE ISSUE OF T.D.R.s AND, YOU KNOW, I MEAN IT'S LIKE I SAY A COMPLEX ANALYSIS AND SO I DO FEEL IT REQUIRES MORE OF A LONG-TERM LOOK AT IT. WE'VE BEEN WRESTLING WITH THE WHOLE ISSUE OF LITIGATION EVER SINCE I'VE BEEN ON THE COUNCIL AND NEVER ACTUALLY GOTTEN TO THE POINT WHERE WE -- WHERE THERE'S ENOUGH CONSENSUS TO BRING IT TO A

VOTE ACTUALLY. BUT IT SEEMS LIKE IT'S THE SAME TYPE OF CONVERSATION THAT WE WOULD BE HAVING, BUT, YOU KNOW, TO THE EXTENT THAT WE'RE ABLE TO MOVE FORWARD WITH SOME MEASURES THAT COULD BE -- PRODUCE A BETTER RESULT FOR THE ENVIRONMENT WHILE MAINTAINING OBVIOUSLY THE MORE RESTRICTIVE OR PROTECTIVE PARTS OF OUR REGULATIONS, THEN I THINK THAT WE SHOULD PROCEED AND I THINK YOU OUTLINED A PRETTY REASONABLE PLAN OF ACTION MOVING FORWARD. SO THANKS FOR YOUR WORK ON THIS.

THANK YOU.

Mayor Wynn: COUNCILMEMBER DUNKERLEY.

Dunkerley: ONE SUGGESTION OR PERHAPS A REQUEST, AS WE WORK WITH ALL THESE ISSUES DEALING WITH SETBACKS OF THE STREAMS AND IMPERVIOUS COVER AND ALL OF THESE THINGS, THERE'S A VERY PRACTICAL AREA OF NEIGHBORHOOD PLANNING IN THE OAK HILL AREA. I BELIEVE MOST OF THAT DEVELOPMENT IS IN THE CONTRIBUTING ZONE. MANY OF IT IS RIGHT UP NEXT TO THAT CREEK. NONE OF IT HAS STRUCTURAL WATER QUALITY CONTROLS. AND UNDER OUR ORDINANCES, THEY CAN LEAVE THE PLACE JUST LIKE IT IS NOW FOREVER. AND AS THEY WORK THROUGH THIS NEIGHBORHOOD PLAN, MANY OF THE RESIDENTS ARE LOOKING FOR A VERY SMALL TOWN CENTER THAT SERVICES THE NEIGHBORHOOD WITH ALL OF A VARIETY OF SERVICES YOU NEED FROM, YOU KNOW, RESTAURANTS TO CLEANERS TO WHATEVER, AND THE DILEMMA IS HOW DO YOU GET THEM TO THINK -- THEY WANT TO THINK REDEVELOPMENT, BUT HOW DO YOU DO IT UNDER THE CONSTRAINTS WHERE WE WOULD -- IF WE COULD DESIGNATE SOMETHING AWAY FROM THE CREEK, WITH STRONG STRUCTURAL CONTROLS AND PERHAPS USE SOME THINGS -- ADD SOME THINGS TO THE BOND PACKAGE DEALING WITH OPEN SPACE WITH MITIGATION OF SOME SORT, I JUST HOPE THAT AS THAT NEIGHBORHOOD PLANNING GROUP GOES THROUGH AND THEY ARE STRUGGLING WITH THESE THINGS THAT SOME OF YOUR STAFF CAN BE THERE TO SORT OF ASSIST THEM IN SAYING NO, THIS IS NOT GOING TO EVER BE POSSIBLE OR THESE ARE THE WAYS THAT WE CAN APPROACH IT BECAUSE I

DON'T THINK WE'RE GOING TO GET VERY MUCH WATER QUALITY IMPROVEMENT IN THAT AREA UNLESS WE CAN SOMEHOW BE, YOU KNOW, CREATIVE IN PROVIDING THAT KIND OF SUPPORT. AND REDEVELOPMENT OPPORTUNITIES. SO IT'S JUST A REQUEST.

I AGREE WITH YOU, AND AS WE WATCH AND TALK WITH THE FOLKS IN OAK HILL AND STRUGGLE WITH WHAT IS HAPPENING OR NEEDS TO HAPPEN THERE, WE'RE THINKING ABOUT IT A LOT AND HAVE SOME IDEAS.

Dunkerley: I APPRECIATE THAT.

Kim: JACKIE GOODMAN IS HERE AND SHE MIGHT BE ABLE TO GIVE US SOME SUGGESTIONS OR IDEAS FROM WORKING IN SOME OF THE THINGS THAT ARE IN THE WATER QUALITY PLAN RIGHT NOW. I KNOW THAT SHE'S HAD SOME IDEAS.

Mayor Wynn: WELCOME, JACKIE.

THAT'S SO KIND OF YOU. YOU KNEW I WAS HAVING TROUBLE IN A COUNCIL MEETING AND NOT TALKING. THE LAST TIME I HAD THE OPPORTUNITY TO SPEAK TO OAK HILL NEIGHBORHOODS, THEY WERE BEGINNING TO GET INTO THEIR NEIGHBORHOOD PLANNING PROCESS. AND, OF COURSE, ALL EYES FROM THE ENVIRONMENTAL COMMUNITY ARE FOCUSED ON THEM BECAUSE OF A.M.D. AND BECAUSE OF THE PERIPHERAL DEVELOPMENT THAT MAY COME, PRESIDENTIAL SETTING DEVELOPMENT AND ASSUMPTIONS THAT FUTURE DEVELOPERS MIGHT MAKE. SO THIS PLAN IS ACTUALLY SUCH A HUGE STEP FORWARD FOR THE REGION THAT I HOPE YOU WILL LOOK AT SOME OF THE DEPARTURES FROM OUR STANDARD S.O.S. DIRECTED THINKING TO LOOK AT WHAT KIND OF OUT-OF-THE-BOX SOLUTION INTELLECT CAN COME UP WITH BECAUSE THIS IS NOT ABOUT US, THIS IS ABOUT THE AQUIFER AND THIS IS ABOUT HOW OTHER PEOPLE REACT TO OUR SORT OF COOKIE-CUTTER APPROACH. WE BELIEVE THAT WE KNOW THE BEST, MOST SCIENTIFICALLY DEPENDABLE WAY TO PROTECT THE WATERSHEDS. THERE ARE THOUGH, IN FACT, OTHER WAYS TO BOTH ENHANCE AND IMPROVE THE HEALTH OF THE AQUIFER ITSELF. IN A WHOLE LOT STICK WAY. THROUGH OUR NEIGHBORHOOD PLANNING WE WERE SUPPOSED TO BE

ABLE TO LOOK AT THE DIFFERENT WAYS TO MOVE OUT OF THE BOX. AND OAK HILL I THINK IS GOING TO BE OUR POSTER CHILD FOR LOOKING AT HOW TO DO THAT AS LONG AS NANCY AND HER FOLKS AND PERHAPS TERRY AND SOME OF THE PEOPLE WHO PARTICIPATED IN THE PLAN CAN COME TOGETHER AND TALK TO EACH OTHER AS PEOPLE, I'M SURE THAT THROUGH THAT NEIGHBORHOOD PLAN WE CAN MAKE THE FIRST STEPS AND PERHAPS ALSO BUILD SOME BRIDGES WITH OUR JURISDICTIONAL NEIGHBORS THAT MIGHT BE INVITED TO OAK HILL NEIGHBORHOOD PLANNING PROCESSES, AT LEAST PORTIONS OF IT AS WELL. SO I THINK WE'VE GOT -- WHETHER WE TAKE EVERYTHING IN THAT PLAN AS GOSPEL, AND, OF COURSE, I DOUBT THAT ANY JURISDICTION WILL, I THINK THEY WILL ALL DO THEIR FINE TUNING DEPENDING ON WHAT THE POLITICAL AND SCIENTIFIC BELIEFS OF EACH COMMUNITY ARE, BUT I THINK THAT THE TOOL IS ENORMOUS AND THE FACT THAT THERE IS A REGIONAL PLAN THAT OTHER JURISDICTIONS ARE CONSIDERING ADOPTING IS IN ITSELF ENOUGH TO TAKE US OUT OF OUR VACUUM WHERE AUSTIN DECIDES ALL THESE THINGS AND NOW WE LOOK AROUND AND BECOME A NEIGHBOR AND SEE WHAT WE CAN DO WITH THAT PLAN FOR THEM, SHOW THEM WHAT WE CAN DO IN OAK HILL'S NEIGHBORHOOD PLANNING. I'M NOT SURE IF THAT'S WHAT YOU WANTED ME TO SAY, BUT THAT'S WHAT I'VE BEEN ITCHING TO SAY.

Kim: THANK YOU.

Mayor Wynn: COUNCILMEMBER LEFFINGWELL.

Leffingwell: WITH REGARD TO THE REGIONAL WATER QUALITY PLAN, I'M ASSUMING THAT YOU WOULDN'T ADVOCATE THE CITY'S ADOPTION OF THAT PLAN IN LIEU OF S.O.S. AND OTHER APPLICABLE REGULATIONS IN THE HOPE THAT DRIPPING SPRINGS AND HAYS COUNTY WOULD FOLLOW US, OR ARE YOU?

WELL, I DON'T BELIEVE I SAID THAT EVER.

Leffingwell: I DIDN'T THINK YOU DID EITHER, BUT I JUST WANTED TO CLEAR THAT UP.

EACH JURISDICTION, AS I BELIEVE I MENTIONED, WILL FINE-TUNE IT, AND I'M NOT SUGGESTING WE GIVE UP ALL OF OUR CURRENT WATER QUALITY ORDINANCES NOT ALL OF WHICH ARE S.O.S. GENERATED, BUT IN FACT CAME FROM DEVELOPMENT FROM LONG AGO. AND CULMINATED POLITICALLY IN THE S.O.S. CHARTER AMENDMENT ORDINANCE, AMENDMENT, WHATEVER. BUT I THINK THAT LITTLE A FIRST STEP -- I THINK THAT IT IS A FIRST STEP TO IN GOOD FAITH LOOK AT ALL THE PROVISIONS OF THE REGIONAL WATER QUALITY PLAN AND IN CONJUNCTION WITH OUR NEIGHBORS WORK WITH THEM RATHER THAN IN A MORE ACCUSEER TO FASHION WHICH IS OUR HISTORY ENVIRONMENTALLY.

Leffingwell: SO YOU DO SUPPORT GOING AHEAD AND AND TAKING WHAT WE THINK CAN SUPPLEMENT OUR WATER QUALITY REGULATIONS OUT OF THIS PLAN, FOR EXAMPLE, THE ONE I REALLY LIKE IS SMALL STREAM SETBACKS.

DEFINITELY. AND I THINK YOU ALSO NEED TO LOOK AT LITIGATION AGAIN BECAUSE THERE IS AN ISSUE OF FAIRNESS, ESPECIALLY WHEN YOU ARE LOOKING OUTSIDE OUR JURISDICTION. FOLKS IN AMERICA ARE ALLOWED AS INDIVIDUALS TO OWN LAND, AND IF THEY HAVE THAT LAND, IT MAY BE THE ONLY ASSET OF VALUE THAT THEY HAVE. SO THEN THE INCENTIVE IS HOW TO PROTECT THE AQUIFER, HOW TO DIRECT [INAUDIBLE] DEVELOPMENT OUTSIDE THE AQUIFER, IN WHICH CASE WE CAN'T TAKE EVERYTHING FROM A PROPERTY OWNER AND SAY YOU WILL DO THIS FOR THE GOOD OF THE COMMUNITY. WE DON'T CARE HOW MUCH VALUE OR ASSETS YOU ARE LEFT WITH, THIS IS THE COMMUNITY GOOD. SO IN THAT CASE THERE ARE PROVISIONS IN THE REGIONAL PLAN THAT I THINK HAVE GOT TO BE LOOKED AT IN TERMS OF OUR OWN ORDINANCES AND REGULATIONS. AND ALTHOUGH THERE IS ALWAYS POLITICAL AND LEGAL DIFFICULTIES WITH FIGURING OUT A FORMULA FOR MITIGATION IN TRANSFERRED DEVELOPMENTAL RIGHTS, WE'RE NOT [INAUDIBLE] A WAY TO TRANSFER DEVELOPMENT OFF THE AQUIFER.

Leffingwell: I'M VERY WILLING AND HAVE WORKED ON THAT VERY PROCESS MYSELF TRYING TO FIND EQUITABLE WAY TO PROTECT WATER QUALITY AND RESPECT THE PROPERTY

RIGHTS OF PROPERTY OWNERS, BUT SO FAR I HAVEN'T BEEN ABLE TO FIND A SOLUTION, BUT I'M WILLING TO KEEP LOOKING.

APPRECIATE IT.

THANK YOU, MAYOR PRO TEM.

Mayor Wynn: COUNCILMEMBER KIM.

Kim: I THINK THIS PLAN IS REALLY A MILESTONE ACCOMPLISHMENT BECAUSE IT LOOKS AT ALL THE DIFFERENT INTERESTS, THE ENVIRONMENTAL INTERESTS, THE PROPERTY RIGHTS INTEREST, THE CITY AS WELL IN BEING GOOD STEWARDS OF THE PLANT AND ALSO FOR FUTURE GROWTH. AND THERE IS A PROVISION FOR A COMMUNITY DECIDING WHERE IS A PREFERRED GROWTH AREA, AND I BELIEVE THIS PLAN SETS A NEW FRAMEWORK FOR A NEW WAY OF THINKING ABOUT GEOLOGICAL SCIENCE BEHIND IMPERVIOUS COVER AS WELL AS PROTECTING PROPERTY RIGHTS, AND I BELIEVE THAT THIS IS THE FUTURE AND THE FUTURE OF A NEW AND BETTER WAY TO PROTECT OUR WATER QUALITY AS WELL AS PROTECTING PROPERTY RIGHTS. T.D.R.s, THEIR INNOVATIVE, I BELIEVE THEY WOULD BE WORKABLE WITH THOUGHTFUL PLANNING AND EDUCATION, AND IF IT'S DONE RIGHT, IT COULD BE A WIN-WIN, A WIN FOR THE ENVIRONMENT AND A WIN FOR PROPERTY RIGHTS. BUT FOR THIS TO TRULY WORK WE HAVE TO WORK ON IT AS A REGION. AGAIN, ONLY ONE-THIRD OF THE SPELL BARTON CREEK WATERSHED IS IN THE CITY OF AUSTIN AND SO FOR THIS TO HAPPEN OUR REGIONAL BASIS, ALL THAT THE DISCUSSIONS WITH HAYS COUNTY AND THE CITY OF DRIPPING SPRINGS TO BE A RESOURCE TO THEM, WE HAVE THINGS SUCH AS COMPUTER IMAGING AND MAPPING, WE HAVE A WONDERFUL, VERY PROFESSIONAL, EXPERIENCED ENVIRONMENTAL PROTECTION STAFF AND TALK ABOUT HOW WE CAN WORK TOGETHER TO IMPLEMENT RECOMMENDATIONS FOR THE FUTURE.

Mayor Wynn: THANK YOU, COUNCILMEMBERS. FURTHER COMMENTS, QUESTIONS? THANK YOU VERY MUCH. OKAY, COUNCIL, I APPRECIATE EVERYBODY'S PATIENCE. THAT NOW TAKES US TO OUR ITEM NUMBER 24 PRESENTATION WHICH

IS THE BOND ELECTION ADVISORY COMMITTEE AND ITS FINAL RECOMMENDATION HERE TO COUNCIL FROM ALL OF THEIR LONG, HARD WORK.

GOOD AFTERNOON, MAYOR, MAYOR PRO TEM AND COUNCIL. GREG K.I.N.A.L.Y. BUDGET OFFICE. I'M PLEASED TO INTRODUCE DR. CHARLES URDY AND MIKE CLARK MADISON FROM THE PUBLIC OUTREACH COMMITTEE WHO ARE HERE TODAY TO PRESENT THE BOND ELECTION COMMITTEE'S RECOMMENDATION ON THE 2000 BOND -- 2006 BOND ELECTION. YOU HAVE BEFORE YOU THEIR RECOMMENDATION IN A BINDER. BEFORE TURNING IT OVER TO DR. URDY, I WOULD LIKE TO BRIEFLY REVIEW THIS BOND PROCESS. THIS TIME LAST YEAR THE CITY COUNCIL FORMED A BOND ELECTION ADVISORY COMMITTEE TO IDENTIFY BOND FUNDING FOR PROJECTS THAT WILL ADVANCE THE GOALS IDENTIFIED BY THE VISION CENTRAL TEXAS GOALS. THE COMMITTEE WAS APPOINTED BY COUNCIL ON APRIL 7th IN 2005. IN FEBRUARY, AT THE REQUEST OF COUNCIL, THE CITY MANAGER PRESENTED TO YOU, THE CITY'S FINANCIAL CAPACITY FOR CONDUCTING A BOND ELECTION WEIGHING OUT FOUR SCENARIOS FOR VARIOUS POTENTIAL SIZES OF A BOND PACKAGE AND THE REQUIRED ADDITIONAL DEBT TAX SERVICE TO DEBT RATE FOR EACH OF THOSE BOND PACKAGES. AFTER THIS PRESENTATION WAS FOLLOWED BY ONE IN APRIL DETAILING A NEEDS ASSESSMENT DETAILING \$730 MILLION OF PROJECTS FOR THE CITY'S INFRASTRUCTURE, HOUSING AND OPEN SPACE. IN APRIL THE BEAC BEGAN DELIBERATIONS BEGINNING WITH STAFF PRESENTATIONS ON THE NEEDS ASSESSMENT AND FINANCIAL CAPACITY. THIS FORMED A BASIS FOR THEIR STARTING POINT AND A 10-MONTH PROCESS CULMINATING IN TODAY'S PRESENTATION ON THEIR RECOMMENDATION. NUMBERS DON'T TELL THE WHOLE STORY, BUT WHEN IT COMES TO THIS COMMITTEE, THE NUMBERS SPEAK VOLUMES. THIS BOND COMMITTEE HAS CONDUCTED AN OPEN BOND PROCESS DUE IN LARGE PART TO EACH COMMITTEE MEMBER'S AMAZING COMMITMENT AND DEDICATION IN BOTH TIME AND IN ENERGY. IT'S A PROCESS THAT THIS CITY AND REGION CAN BE PROUD OF. THERE WERE SIX FULL PUBLIC HEARINGS IN ADDITION TO ONE HERE AT CITY HALL AND ONE AT TOWN LAKE CENTER,

THE COMMUNITY REACHED INTO THE COMMUNITY. THERE WERE PUBLIC HEARINGS AT THE SAINT JAMES EPISCOPAL CHURCH, THE ASIAN-AMERICAN CULTURAL CENTER, DOVE SPRINGS RECREATION CENTER AND THE WILDFLOWER CENTER. A FULL COMMITTEE AND SUBCOMMITTEES MET OVER 50 TIMES. CITIZENS THROUGHOUT THE CITY PARTICIPATED IN THIS PROCESS. NOT ONLY IN THE SIX PUBLIC HEARINGS BUT IN EACH OF THE COMMITTEE HEARINGS DURING CITIZEN COMMUNICATION. THERE WERE OVER 900 E-MAILS THEY SENT TO THE COMMITTEE AND THROUGH OVER 900 SURVEYS, SURVEYS IN WHICH WE ASKED THE CITIZENS TO PRIORITIZE THEIR NEEDS IN A BOND PACKAGE. AND FINALLY THE COMMITTEE THEMSELVES. COLLECTIVELY THEY PRAYED 1500 VOLUNTEER HOURS WITH MANY, MANY MEETINGS, OFTEN LATE, OFTEN WITH COLD PIZZA. AS STAFF IT WAS A PRIVILEGE TO WORK WITH THEM AS THEY CARRIED OUT THEIR DUTIES TO PRESENT TO YOU FOR YOUR RECOMMENDATION YOUR CONSIDERATION THEIR RECOMMENDATION. I'LL NOW TURN IT OVER TO DR. CHARLES URDY, THE CHAIR OF THE BOND ELECTION ADVISORY COMMITTEE.

Mayor Wynn: WELCOME, DR. URDY.

THANK YOU.

MAYOR, MEMBERS OF COUNCIL, MY PLEASURE TO BE HERE WITH YOU TODAY. YOU HAVE BEFORE YOU THE MEMBERSHIP OF THE BOND ELECTION ADVISORY COMMITTEE. 21 MEMBERS, 19 VOTING MEMBERS. TWO EX-OFFICIO MEMBERS. A NUMBER OF THEM ARE HERE TODAY. EXCUSE MEE. AS YOU WILL HEAR IN A FEW MINUTES THE FULL PRESENTATION, BUT I WOULD JUST LIKE TO INTRODUCE THIS TO YOU AND TALK A LITTLE ABOUT THE COMMITTEE. FIRST OF ALL, OF THE SIX SUBCOMMITTEES, AND I KNOW A NUMBER OF THOSE SUBCOMMITTEE CHAIRS ARE HERE SO I WOULD LIKE TO RECOGNIZE THEM. LET'S SEE. I KNOW FRED BUTLER IS THERE. FRED AND LYDIA ORTIZ WERE THE CHAIR PERSONS OF THE AFFORDABLE HOUSING COMMITTEE. I DON'T THINK LYDIA IS HERE. SHE IS HAS A NEW ADDITION TO HER FAMILY SO SHE MAY NOT BE WITH US. DRAINAGE AND TRANSPORTATION, JENNIFER McFAIL WAS HERE BUT SHE HAD TO LEAVE AND GO BACK TO WORK.

FACILITIES AND TOM TURKE LE. L IS HERE. OPEN SPACE, ROBIN RATHER IS THERE. AND PUBLIC COMMUNICATION AND OUTREACH, MIKE CLARK MADISON YOU WILL SEE IN JUST A MINUTE AND JURISDICTIONAL COORDINATION JIM WALKER. JUST BRIEFLY, AS SOON AS THIS COMMITTEE WAS FORMED AND RECEIVED ITS CHARGE, AND THEN WE RECEIVED THE STAFF'S ANALYSIS, THE NEEDS ASSESSMENT AND THE BOND CAPACITY, WE KNEW WE HAD A VERY DAUNTING TASK. AND BECAUSE WHAT THAT MEANT TO US -- AND REMEMBER, THIS IS A CITIZENS COMMITTEE THAT'S TRYING TO WRESTLE WITH THESE THINGS, WE HAD TO FROM THE VERY BEGINNING WE KNEW WE HAD TO CUT A SIGNIFICANT NUMBER OF PROJECTS FROM THE LIST. AS THE SUBCOMMITTEES WENT OUT TO COMMUNITY AND GATHERED OTHER PROJECTS, WE ENDED UP WITH SOMETHING LIKE \$1.1 BILLION WORTH OF PROJECTS, AND THAT ALL OF WHICH SEEMED TO BE NEEDED AND DESIRABLE PROJECTS, BUT REALIZED THAT WE HAD TO CUT THAT ALMOST IN HALF. SO A VERY DAUNTING TASK FOR JUST A CITIZENS GROUP TO TRY TO WORK THROUGH THAT. SO MOST OF OUR WORK HAS BEEN SIMPLY TRYING TO CUT. IT BECAME, AS YOU MIGHT IMAGINE, VERY DIFFICULT TO IN THE MIDST OF ALL OF THIS FROM THE VERY BEGINNING TO TRY TO ADD MUCH. IT WAS JUST A VERY DIFFICULT TASK. BUT AT ANY RATE, THROUGH THE HARD WORK OF ALL OF THESE MEMBERS THAT YOU SEE HERE -- INCIDENTALLY, I DON'T THINK I MENTIONED [INAUDIBLE] I DON'T BELIEVE WHO IS HERE WHO IS A CO-CHAIR OR VICE CHAIR. BUT IF THOSE OTHER MEMBERS ARE HERE, I WANT TO ASK THEM ALL TO STAND IF YOU WILL. A NUMBER OF OTHER COMMITTEE MEMBERS WERE HERE BUT HAD TO LEAVE. THANK YOU VERY MUCH. I ALSO WOULD LIKE TO, AGAIN, AND YOU WILL SEE THIS IN THE REPORT AND HEAR IT FROM ANYBODY WHO TALKS ABOUT THIS, THE TREMENDOUS WORK OF THE STAFF ON BEHALF OF THIS COMMITTEE, IN PARTICULAR GREG KANALY, JASON BACHELOR AND TRICIA WORKLY. NOT ONLY THAT BUT ALL OF THE OTHER STAFF WHO PARTICIPATED THROUGHOUT THIS PROCESS. STAFF MEMBERS WHO CAME TO ALL OF THE SUBCOMMITTEE HEARINGS AND GAVE THE INFORMATION, NEVER SHORT OF THE INFORMATION THAT WE WANTED AS FAR AS WHAT STAFF COULD PROVIDE TO US. IN THAT SENSE WE ARE VERY PLEASED BECAUSE WE DID -- WE THINK THAT WE HAD THE SUPPORT THAT WE

NEEDED AND THE COMMITTEE WORKED VERY DILIGENTLY AND I THINK WE ENDED UP WITH A PROCESS FINALLY THAT WAS VERY DEMOCRATIC. AND MOST OF US UNDERSTAND WHAT SOMETIMES HAPPENS IN A DEMOCRATIC PROCESS. WE ARE VERY PLEASED WITH THE PROCESS AND THE STAFF AND THE HARD WORK OF THE COMMITTEE AND THAT ENDED WITH OUR PRESENTATION TO YOU HERE TODAY. AND MIKE CLARK MADISON, WHO WAS THE CHAIR OF THE PUBLIC INFORMATION AND OUTREACH COMMITTEE, AND HIS COMMITTEE DRAFTED THIS REPORT THAT YOU HAVE BEFORE YOU, WILL NOW WALK YOU THROUGH IN DETAIL THE REPORT. WE'RE ALL HERE TO ANSWER ANY QUESTIONS THAT YOU MIGHT HAVE SO AT ANY TIME IF YOU HAVE QUESTIONS, WE WOULD BE PLEASED TO TRY TO ANSWER THEM. MIKE?

Mayor Wynn: THANK YOU, DR. URDY. WELCOME, MR. CLARK MADISON.

THANK YOU, MAYOR, MEMBERS OF THE COUNCIL, I'M MIKE CLARK MADISON, CHAIR OF THE PUBLIC COMMUNICATION AND OUTREACH SUBCOMMITTEE OF THE BOND ELECTION SAD ADVISORY COMMITTEE. IT'S MY JOB HERE TODAY TO WALK YOU THROUGH HOW 10 MONTHS, THOUSANDS OF PEOPLE, HUNDREDS OF PROJECTS, THOUSANDS OF HOURS AND BILLIONS OF DOLLARS GOT TURNED INTO WHAT YOU HAVE BEFORE YOU. □□ BECAUSE I KNOW PEOPLE WILL BE IN SUSPENSE, I'M GOING TO STIPULATE AHEAD TO SLIDE 9. WHAT WE ARE RECOMMENDING TO YOU IS THAT YOU SET AN ELECTION FOR APPROVAL OF THE BOND PACKAGE TOTALLING \$614.8 MILLION TO BE IMPLEMENTED OVER SIX YEARS, BROKEN DOWN INTO MAJOR INVESTMENT CATEGORIES THAT YOU SEE HERE, AFFORDABLE HOUSING, DRAINAGE FACILITIES, INCLUDING A NEW CENTRAL LIBRARY, OPEN SPACE AND TRANSPORTATION. I'LL COME BACK TO THIS AFTER I WALK A LITTLE BIT THROUGH THE PROCESS OF HOW WE GOT HERE. AS BOTH GREG AND DR. URDY HAD NOTED, THE WORK BEGAN LAST SPRING WITH YOUR CREATION OF THE COMMITTEE AND WITH THE STAFF CREATION OF THE NEEDS ASSESSMENT FINANCIAL CAPACITY THAT WERE OUR STARTING POINT. WE FORMED THE SUBCOMMITTEES THAT DR. URDY NOTED. BOTH SUBCOMMITTEES, PARTICULARLY THE FIRST FOUR,

AFFORDABLE HOUSING, DRAINAGE, TRANSPORTATION FACILITIES, WHICH INCLUDES CENTRAL LIBRARY, AND OPEN SPACE, WERE AWARE OF THE DETAIL WORK OF LOOKING AT THE LINE ITEMS, THE INDIVIDUAL RECOMMENDATIONS FOR INVESTMENTS HAPPENED. MOST OF THAT WORK HAPPENED OVER THE SUMMER AND EARLY FALL OF LAST YEAR, FROM JULY TO OCTOBER. SUBCOMMITTEES MET, PRESENTATIONS FROM STAFF, FROM THE COMMUNITY, TOOK COMMUNITY INPUT, ALSO PARTICIPATED IN OUR FOUR PUBLIC HEARINGS DURING THAT TIME, DID SITE VISITS AND OTHERWISE DELIBERATED OVER THE MANY, MANY THINGS THAT WERE BEING PUT BEFORE US. THE END OF OCTOBER THE SUBCOMMITTEES MADE THEIR RECOMMENDATIONS FOR THEIR PORTIONS OF THE BOND PACKAGE TO THE COUNCIL. DURING THE MONTH OF NOVEMBER, WE WHITTLED THAT DOWN, AS DR. URDY POINTED OUT, TO A RECOMMENDATION THAT IS IN FACT THE ONE THAT WE'RE MAKING HERE TODAY. WE TOOK THAT OUT TO PUBLIC HEARING IN DECEMBER AND IN JANUARY. AND THEN IN JANUARY 9th ADOPTED OUR FINAL RECOMMENDATION WHICH WE'RE BRINGING HERE BEFORE YOU. TALK A LITTLE BIT ABOUT HOW WE GOT FROM THE SUBCOMMITTEES TO AN ACTUAL DOLLAR AMOUNT OF 614.8 MILLION. EACH OF THE SUBCOMMITTEES MADE RECOMMENDATIONS FOR THE PROJECTS AND INVESTMENTS THAT THEY FELT NEEDED TO BE MADE. THOSE RECOMMENDATIONS TOTALED MORE THAN WE KNEW THAT THE CITY COULD SPEND. WE STARTED OUR PROCESS IN NOVEMBER OF DELIBERATING BY TOUCHING BASE WITH THE MEMBERS OF THE COMMITTEE ABOUT THE BIG PICTURE, ABOUT THE VISION AND THE GOALS AND THE PRINCIPLES THAT WE REALLY WANTED TO SEE THE CITY BE ABLE TO ACCOMPLISH THROUGH THIS SUBSTANTIAL INVESTMENT. I'LL TALK A LITTLE MORE LATER ABOUT THE GUIDING PRINCIPLES, BUT WE STARTED FROM THERE. WE THEN -- OUR FIRST ORDER OF BUSINESS WAS TO DECIDE WHAT THE TARGET FUNDING LEVEL FOR THE PACKAGE WAS GOING TO BE. AS GREG OPPONENT OUT EARLIER, WE HAD STARTED OUT WITH FOUR OPTIONS RANGING FROM SMALL, MEDIUM, LARGE TO EXTRA LARGE. WE PICKED EXTRA LARGE, AND WE REALIZED THAT IT'S A LOT OF MONEY. AND IT'S ABOUT AS MUCH AS THE CITY COULD REASONABLY AFFORD TO EITHER BORROW OR SPEND IN A SIX-YEAR TIME FRAME AND AS

MUCH AS THE TAXPAYERS OF THE CITY OF AUSTIN COULD BE REASONABLY ASKED TO BEAR DURING THAT TIME FRAME. HOWEVER, \$600 MILLION MORE OR LESS IS ONLY A FRACTION OF WHAT THE CITIZENS TOLD US THE CITY NEEDS TO DO TO MAKE INVESTMENTS. AS DR. URDY SAID, EVERYTHING WE LOOKED AT WAS A WORTHY PROJECT. SO WE FIGURED THAT MONEY SAVED NOW IS LIKELY TO BE MONEY SPENT LATER AND THEN SOME. AND THAT AS MUCH AS POSSIBLE, EVEN THOUGH IT WILL INVOLVE A CERTAIN AMOUNT OF SACRIFICE AND STICKER SHOCK, THE CITY HAS TO MAKE AS MUCH PROGRESS AS IT CAN IN THE NEXT SIX YEARS IN MEETING THE NEEDS FOR INVESTMENT THAT IT HAS NOW SO THAT WE CAN CONTINUE TO KEEP PACE WITH OUR GROWTH AND KEEP PACE WITH THE DEMANDS OF THE CITIZENS FOR SERVICES AND INFRASTRUCTURE. HAVING ESTABLISHED THAT DOLLAR AMOUNT, WE THEN DELIBERATED, HEARD PRESENTATIONS FROM THE SUBCOMMITTEES AND CONSIDERED ALL OF THE PROJECTS AND AREAS OF INVESTMENT AND HOW WE WERE GOING TO MAKE THAT NUMBER FIT INTO THAT TARGET. ONE OF THE WAYS IN WHICH WE DECIDED TO DO THAT WAS WHAT WE CALLED OUR HOMEWORK. EACH OF THE MEMBERS OF THE COMMITTEE AFTER EACH WEEK, AND WE MET ONCE A WEEK IN NOVEMBER, SUBMITTED THEIR RECOMMENDATION FOR ALLOCATING THE \$600 MILLION BETWEEN THE PROJECT AREAS, WHICH ACTUALLY ONE STEP BELOW THE MAIN CATEGORIES THAT YOU JUST SAW IN TERMS OF DETAIL, BUT NOT TO THE INDIVIDUAL LINE ITEM. OUR DRAFT RECOMMENDATION CONSTITUTED THE MEDIAN OF THE RANGES THAT THE COMMITTEE MEMBERS ESTABLISHED. AND WHAT WE FOUND IS OVER THE PROCESS IN NOVEMBER, WE DEFINITELY MOVED TOWARD A CONSENSUS WHERE PEOPLE CAME CLOSER AND CLOSER TOGETHER ON WHAT THEY THOUGHT WAS THE RIGHT AMOUNT OF MONEY TO INVEST IN EACH THING. SO THAT'S WHAT FORMED OUR DRAFT RECOMMENDATION, \$614.8 MILLION. THAT NUMBER THEN WENT BACK TO THE VARIOUS SUBCOMMITTEES TO MAKE THE CHANGES NECESSARY TO THEIR RECOMMENDATIONS TO MAKE THOSE NUMBERS ALL FIT. AND THAT WENT OUT TO THE COMMUNITY FOR PUBLIC HEARINGS. IN JANUARY WE CAME BACK, AND AFTER HAVING HEARD AND THOUGHT AND TALKED AND DEBATED OVER IT,

WE REALIZED THAT THIS WAS THE BEST REPRESENTATION OF THE CONSENSUS OF THE BOND COMMITTEE. AND IT WAS IMPORTANT TO US THAT WHAT WE BROUGHT FORWARD REPRESENTED OUR BEST ATTEMPT AT A CONSENSUS AMONG OUR DIVERSE MEMBERSHIP, AMONG THE DIVERSE OPINIONS OF THE DIVERSE CITIZENRY THAT WE HEARD FROM, AND THE DIVERSE ARRAY OF PROBLEMS THAT WE WERE BEING ASKED TO CONSIDER. THAT SETS UP OUR GUIDING PRINCIPLES, ONE OF WHICH IS DIVERSITY. AT THE BEGINNING OF THE PROCESS, WE STARTED OUT BY SAYING THIS IS WHAT WE WANT TO ACCOMPLISH, THIS IS WHAT WE'RE GOING TO BE THINKING ABOUT AS WE THINK ABOUT EACH OF THESE PROJECTS AND HOW MUCH WE'RE GOING TO DO. WE CAME UP WITH THE GUIDING PRINCIPLES FOR THE WHOLE BOND COMMITTEE AS A SORT OF SYNTHESIS OF INDIVIDUAL SUBCOMMITTEE GUIDING PRINCIPLES, BUT THESE ARE THE COMMON THEMES. IT'S BEEN EXTREMELY IMPORTANT THROUGHOUT THE PROCESS TO THE COMMITTEE AND TO THE COMMUNITY THAT THIS BOND PACKAGE REPRESENT AN INVESTMENT IN EQUITY, A BROAD-BASED INVESTMENT PACKAGE THAT MEETS THE NEEDS OF ALL CATEGORIES AND TYPES AND DIVERSE LIFESTYLES AND NEEDS OF OUR CITIZENS. ALL OVER THIS CITY. WITH SPECIAL ATTENTION TO PLACES WHERE WE HAVE NOT TRADITIONALLY INVESTED AS WE SHOULD. WE COMMITTED AT THE GOOD EVENING OF THE PROCESS TO LEARN FROM AND HEED THE EXPERTISE OF THE MEMBERS OF OUR COMMUNITY WHO HAVE BEEN WORKING ON THESE ISSUES PACKS NATURELY AND KNOW A LOT MORE ABOUT IT THAN WE DID, BUT WE ALSO WANTED THE BROUGHT COMMUNITY INPUT AND THAT'S WITH A WE TRIED TO ACHIEVE THROUGH OUR SYSTEM OF OUTREACH. AND LEVERAGE AND RELATIONSHIPS. WE KNOW THAT THE CITY CAN'T DO EVERYTHING ALL BY ITSELF AND WE KNOW THAT THE BEST WAY THAT THE CITY CAN INVEST ITS MONEY IS IN PARTNERSHIP WITH THE PRIVATE SECTOR, WITH OTHER JURISDICTIONS TO AND LOOK FOR THE BEST WAY TO DO THESE INVESTMENTS TO ACHIEVE THE MOST GOOD AT THE MOST REASONABLE COST. SO AGAIN, THIS BRINGS US BACK TO WHERE WE WERE. WITHIN -- IN THE BINDERS THAT YOU HAVE, YOU HAVE THE PROJECT DETAILS DOWN TO THE LINE ITEM FOR WHAT'S BEEN RECOMMENDED. IN GENERAL

TERMS, I CAN EXPLAIN EACH OF THESE CATEGORIES. AFFORDABLE HOUSING, WE HAVE \$67.5 MILLION, AND THAT'S DIVIDED BETWEEN INVESTMENTS IN HOUSING FOR PEOPLE MOST IN NEED, AT THE LOWEST LEVELS OF MEDIAN INCOME OFTEN OPERATIONS WITH SPECIAL NEEDS, PERSONS WITH DISABILITIES, THE HOMELESS, ET CETERA. THAT'S HALF OF THAT NUMBER. REMAINDER OF THAT NUMBER GOES -- HAS BEEN RECOMMENDED BY THE COMMITTEE FOR PROGRAMS SERVING LOW-INCOME WORKING FAMILIES TO PROVIDE MORE HOUSING AND ALSO PROGRAMS TO PROMOTE HOMEOWNERSHIP. THE DRAINAGE NUMBERS INCLUDES INVESTMENTS IN WATER QUALITY, FLOOD CONTROL AND EROSION PROJECTS, AND THE MAJORITY OF IT, IF I REMEMBER CORRECTLY, IS IN MULTI-OBJECTIVE PROJECTS THAT ACHIEVE ALL OF THOSE GOALS. SOME OR ALL OF THOSE GOALS. BUT FACILITIES NUMBER INCLUDES NEW AND REPLACEMENT FACILITIES AND RENOVATIONS TO EXISTING FACILITIES OF ALL KINDS, PUBLIC HEALTH, SAFETY, AND PARKS AND QUALITY OF LIFE FACILITIES. THE NEW CENTRAL LIBRARY, AS YOU SEE, IT STANDS ALONE. \$90 MILLION IS WHAT THE BOND COMMITTEE IS RECOMMENDING FOR AN INVESTMENT IN THIS EXTREMELY ESSENTIAL, IMPORTANT SHOWPIECE. NOT ONLY A LANDMARK FACILITY FOR THE CITY, BUT AN ESSENTIAL INVESTMENT IN THE OPERATION OF THE AUSTIN PUBLIC LIBRARY SYSTEM. OPEN SPACE, THE 92.3 MILLION IS ROUGHLY DIVIDED HALF IN HALF. HALF OF THAT IS AQUIFER PROTECTION, WATER QUALITY PROTECTION LAND, AND HALF OF THAT IS PARKS AND GREENWAYS AND OPEN SPACE IN THE URBAN CORE, PARTICULARLY WITH AN EMPHASIS IN THE URBAN CORE AND EAST OUT TOWARD THE EASTERN EDGE OF THE METRO AREA AND THE STATE HIGHWAY 130 CORRIDOR. TRANSPORTATION, THAT \$99 MILLION, APPROXIMATELY 60 MILLION IS STREET RECONSTRUCTION OF VARIOUS KINDS AND THE REMAINDER FOR SIGNALS, SIDEWALKS, BICYCLE AMENITIES AND OTHER TRANSPORTATION INFRASTRUCTURE. WE ALSO MADE RECOMMENDATIONS ON CERTAIN AREAS OTHER THAN SIMPLE DOLLAR AMOUNTS IN THE PACKAGE. ONE OF THOSE THINGS THAT WE VOTED ON AT OUR VERY LAST MEETING ON JANUARY 9th WAS WHEN WE THOUGHT THE CITY SHOULD CALL THIS ELECTION. AND IT WAS OUR GOAL AT THAT TIME THAT THE CITY SHOULD

PROCEED WITH THE MAY ELECTION. OUR TIME FRAME HAS BEEN SET UP FROM THE BEGINNING, AS YOU ALL KNOW, TO GIVE YOU THE OPPORTUNITY TO BE ABLE TO CALL A MAY ELECTION. WE HAD SEVERAL REASONS FOR DOING THIS. RANGING FROM WANT TO GO AVOID VOTER FATIGUE TO WANT TO GO LIMIT THE COST OF RUNNING TOO MANY ELECTIONS, AND ALSO TO TAKE ADVANTAGE OF THE COMMITMENT AND PASSION AND ADVOCACY THAT CITIZENS HAVE ALREADY BROUGHT TO MANY OF THE ISSUES THAT ARE INCLUDED IN THIS PACKAGE. MANY OF THE INVESTMENTS THAT THEY'VE ALREADY ADVOCATED FOR. THAT -- WE WANT TO MAKE SURE THAT MOMENTUM CONTINUES. BUT MOST OF ALL BECAUSE WE THINK THE NEEDS NEED TO BE DONE NOW. THESE ARE CRITICAL INVESTMENTS. THE LONGER THEY WAIT TO BE MADE, THE MORE EXPENSIVE THEY WILL BE. EVEN DURING THE PROCESS OF THE BOND COMMITTEE THE COST OF MANY OF THE PROJECTS AND INVESTMENTS THAT WE LOOKED AT WENT UP. HOWEVER, HAVING SAID THAT, I WANT TO NOTE THAT OUR PRIMARY CONCERN WAS WHEN THE ELECTION WAS GOING TO BE HELD THAN WHAT WAS GOING TO BE VOTED ON IN THE ELECTION. WHERE WE HAVE THE MOST COMMITMENT AND CONFIDENCE IS IN THE BASIC SHAPE OF THE PACKAGE THAT WE ARE RECOMMENDING TO YOU TODAY. IF THAT'S THE PACKAGE THAT GOES TO THE VOTERS, THEN IT WILL BE, WE THINK, NECESSARY AND WORTHY OF SUPPORT WHENEVER IT HAPPENS. WE ALSO TOOK A CRACK AT BALLOT STRUCTURE QUESTIONS. WE KNOW OBVIOUSLY THAT THE REAL DETAIL WORK HERE IS DONE BY LEGAL, BUT WE FELT THAT THE SIX CATEGORIES THAT WE TALKED ABOUT SHOULD EACH BE THEIR OWN PROPOSITION ON WHATEVER BALLOT IS CAST. AS YOU KNOW, THIS COMMITTEE WAS CREATED WITH A SOMEWHAT DIFFERENT CHARGE THAN OTHER BOND COMMITTEES IN THE PAST. WE WERE EXPLICITLY ASKED TO CONSIDER NOT ONLY THE CITY'S CURRENT INVESTMENT NEEDS BUT ALSO HOW THE CITY NEEDED TO INVEST TO RESPOND TO FUTURE GROWTH. AS PART OF THAT, THE MISSION AND CHARGE AND MEMBERSHIP OF THIS BOND COMMITTEE WAS LINKED TO THE WORK OF ENVISION CENTRAL TEXAS. WHAT WE DID THROUGHOUT OUR WORK IS CONSIDER HOW THE PROJECTS AND INVESTMENTS BROUGHT BEFORE US COULD BEST BE

BALANCED TO MEET CURRENT NEEDS AND TO STILL RESPOND TO FUTURE GROWTH. FROM THE CONTEXT OF E.C.T. AND AS WE WENT THROUGH THE PROCESS, THE SPECIFIC CONTEXT OF NEEDS IN THE STATE HIGHWAY 130 CORRIDOR. A COUPLE OF OTHER OBSERVATIONS ON THAT WERE, FIRST OF ALL, THAT AT ITS CORE, ANY INVESTMENT IN THE CITY OF AUSTIN, ANY INVESTMENT IN THE URBAN CORE AND THE POPULATION CENTER OF THIS REGION THAT MAKES IT MORE LIVABLE, IT MAKES ITS SERVICES OF A HIGHER QUALITY, IS AN INVESTMENT IN THE HEALTH OF THE REGION. BEYOND THAT, WE HAVE A LOT OF INVESTMENTS THAT ARE IN THIS PACKAGE THAT WE SEE AS IF WISELY IMPLEMENTED BEING SUPPORTIVE OF THE LARGER GOALS OF ENVISION CENTRAL TEXAS, AND INDEED OF THE SPECIFIC NEEDS THAT WILL ARISE OF THE 10 CORRIDOR. AND THOSE CAN BE FOUND IN ALL OF THE CATEGORIES WE'VE TALKED ABOUT FROM AFFORDABLE HOUSING TO FACILITIES TO OPEN SPACE TO TRANSPORTATION AND DRAINAGE. THERE ARE WAYS IN WHICH THIS MONEY CAN BE SPENT AND WOULD BE SPENT EVEN AS WE'VE RECOMMENDED IT THAT WILL SUPPORT WHAT THE CITY NEEDS TO DO AS WE FACE THE CHALLENGE OF 130 AND THE LARGER ISSUE OF E.C.T. WE THINK THE CITY DOES AND SHOULD CONTINUE TO PURSUE ADDITIONAL ALTERNATIVES FOR FUNDING FOR INVESTMENTS IN THE FUTURE GROWTH AREAS, IF YOU WILL, BEYOND THE CITY LIMITS, OTHER THAN GENERAL OBLIGATION BONDS. WE THINK THAT ULTIMATELY YOU WILL FIND THAT WE NEED TO MAKE THE MOST OF THOSE OPPORTUNITIES IN ORDER TO ACHIEVE THE GOALS THAT WE KNOW AS A COMMITTEE AND AS A COUNCIL AND AS A COMMUNITY WE ARE PUSHING TOWARD IN THIS CONTEXT. AND THE SAME IS TRUE OF REGIONAL PARTNERSHIPS. THERE ARE LOTS OF ISSUES HERE THAT WHEN IT COMES DOWN TO IT, THE CITY OF AUSTIN CAN ONLY DO PART OF THE JOB. AND IN ORDER TO HAVE A REALLY EFFECTIVE SH-130 SUPPOSE E.C.T. FOR THE LONG TERM IT HAS TO BE DONE IN PARTNERSHIP FROM THE BEGINNING WITH OTHER JURISDICTIONS AND OTHER STAKEHOLDERS. WE MADE ADDITIONAL POLICY RECOMMENDATION AS WELL. WHEN YOU START TALKING ABOUT HOW THE CITY OPERATES FOR 10 MONTHS, YOU GET A LOT OF IDEAS THAT DON'T NECESSARILY TRANSLATE INTO DOLLAR AMOUNTS. AND LIKE

THE '98 BOND COMMITTEE DID, WE PROVIDED YOU WITH A LIST OF THINGS THAT THE CITY SHOULD CONSIDER IN TERMS OF POLICY. THE FIRST OF THOSE MOST OBVIOUS, I DON'T THINK THERE IS ANY CONTROVERSY ON THIS ONE, IS YOU SHOULD APPOINT A CITIZEN OVERSIGHT COMMITTEE TO BE YOUR HUB OF YOUR IMPLEMENTATION EFFORTS AS YOU GO FORWARD WITH IMPLEMENTING THIS BOND PACKAGE. PART OF THAT IS, OF COURSE, TO ENSURE THAT IT'S IMPLEMENTED IN THE WAY THAT RESPONDS TO THE GOALS OF THE CITIZENS AND FINANCIAL NEEDS OF THE CITY, BUT PART OF THAT IS ALSO THAT THE PROCESS BY WHICH YOU CREATE THE NEXT BOND PACKAGE AND THE NEXT PHASE AND GENERATION OF YOUR OVERALL INVESTMENT PROGRAM BEGINS TODAY. SO AS YOU MOVE FORWARD, LOOKING BEYOND THE HORIZON OF THIS BOND PACKAGE, YOU WANT TO BE PREPARED FOR THE MOST STRATEGIC INVESTMENTS THAT YOU CAN MAKE. AND THE BEST WAY TO DO THAT IS TO CLOSELY MONITOR WHAT HAPPENS WITH THIS PACKAGE, ESTABLISH A VALUATION CRITERIA AND REALLY LOOK FORWARD TO THE BEST WAY TO DO THIS IN THE FUTURE. WE HAVE SPECIFIC POLICY RECOMMENDATIONS THAT YOU WILL FIND IN THE PACT FOR PACKET FOR EACH OF THE SUBCOMMITTEES AS WELL ON AFFORDABLE HOUSING THROUGH TRANSPORTATION. AND WITH THAT I BELIEVE I HAVE TO END IT BY -- [INAUDIBLE] AND I TOO WILL BE HERE TO ANSWER ANY QUESTIONS. THANK YOU.

Mayor Wynn: THANK YOU, MIKE.

THANK YOU, MIKE. COUNCIL, AS YOU ARE FULLY AWARE, THIS NEXT STEP IN THE BOND PROCESS TURNS BACK TO YOU. WE'RE HERE TO PROVIDE YOU THE INFORMATION THAT YOU NEED AS YOU START WORKING ON THE DELIBERATIONS AND AS YOU MOVE TOWARDS SETTING THIS BOND ELECTION AND THE APPROVAL OF A BOND BALLOT. AGAIN I JUST WANT TO THANK THE COMMITTEE FOR ALL THE WORK THEY'VE DONE OVER THE PAST FEW MONTHS. THEY'VE GONE A YEOMAN'S JOB AND THEY SHOULD BE COMMENDED. AND I KNOW YOU HAVE CERTIFICATES TO HAND OUT TO THE COMMITTEE MEMBERS.

Mayor Wynn: WE DO. SO WITHOUT OBJECTION, COUNCIL,

OBVIOUSLY THIS IS A LOT OF GOOD ISSUES AND THERE WILL BE A LOT OF GOOD DEBATE ABOUT THIS AND VERY DETAILED ANALYSIS AND DEBATE. BEFORE WE GET INTO THAT, WITHOUT OBJECTION, I WOULD LIKE TO INVITE THE COUNCIL AND THE CITY MANAGER TO JOIN ME DOWN HERE BECAUSE WE WOULD LIKE TO SAY THANK YOU FORMALLY TO ALL THE CITIZENS WHO SERVED ON OUR BOND ELECTION ADVISORY COMMITTEE. SO HANG ON.

IF THE PRESENT COMMITTEE MEMBERS COULD WANDER ON DOWN.

Mayor Wynn: OKAY. SO WHAT WE HAVE HERE, THESE ARE VERY COOL LOOKING ACTUALLY. THESE ARE -- THESE ARE ESSENTIALLY A MOCKUP OF WHAT WOULD BE A CITY OF AUSTIN BOND. THESE ARE ACTUALLY THE BONDS THAT WILL BE SOLD ON WALL STREET. THEY LOOK EXACTLY LIKE THIS. YOU KNOW, WE'VE ENTITLED THESE \$614,800,000 CITY OF AUSTIN PUBLIC IMPROVEMENT BONDS. WE'VE SIGNED BY ALL COUNCILMEMBERS INCLUDING THE CITY MANAGER. WE HAVE ONE FOR EACH PERSON SO WITHOUT FURTHER ADO IF I COULD START CALLING FOLKS UP I'LL PRESENT YOU WITH YOUR CERTIFICATE. I DON'T KNOW IF I WOULD BANK ON THIS YET, BUT -- [LAUGHTER] BUT WE'RE VERY PROUD TO GIVE IT TO YOU. WE'LL START WITH THE CHAIR, DR. CHARLES URDY. [APPLAUSE]

Mayor Wynn: OUR NEXT PERSON, I GUESS AIM I MARK COULDN'T BE HERE, BUT WE'LL GO RODNEY AHART. RODNEY, THANK YOU. [APPLAUSE] AND SABRINA BROWN. THANK YOU. [APPLAUSE] MR. FRED BUTLER. FRED, THANK YOU. [APPLAUSE] MIKE CLARK MADISON. THANK YOU, MIKE. [APPLAUSE] DUANE LOSTON. DUANE, THANK YOU. [APPLAUSE] ROBIN RATHER. ROBIN, THANK YOU VERY MUCH. [APPLAUSE] RUBY ROJAS. THANK YOU. [APPLAUSE] AND NO TRADE FOR A GIRL SCOUT COOKIES, DAVID SULLIVAN. [APPLAUSE] MR. DON TRIKELL. THANK YOU. [APPLAUSE] AND MR. JIM WALKER. [APPLAUSE]

Mayor Wynn: OF COURSE, WE HAVE CERTIFICATES FOR THE OTHER MEMBERS OF THE BOND ELECTION ADVISORY COMMITTEE AND WE WILL LIKELY HAVE GIVE AND TAKE ABOUT THIS IMPORTANT ISSUE, I'LL JUST REMIND AND ASK

OF OUR BOND COMMITTEE THAT FRANKLY YOUR WORK ISN'T DONE YET. BECAUSE, YOU KNOW, WHAT'S GOING TO HAPPEN IS, I WOULD SUSPECT, IS THAT NOW COUNCIL WILL TAKE THE NEXT FEW WEEKS WITH A LOT OF INPUT, PROBABLY TECHNICAL INPUT FROM CITY STAFF, BUT THEN THERE'S STILL GOING TO BE THE COMMUNITY ALIGNMENT ISSUE THAT WE'LL NEED SOME REFERENCE BACK ON. SO WE KNOW WHERE YOU LIVE AND WE'RE PROUD OF THE WORK THAT YOU'VE GIVEN US REALLY FOR AT LEAST THE FULL YEAR AND FOR MOST OF YOU ALL, OF COURSE, YOUR STORIED COMMUNITY OF VOLUNTEERS. SO AGAIN, THANK YOU VERY MUCH FOR A GREAT JOB. [APPLAUSE]

JUST MAYBE A QUICK NOTE, DO I HAVE A TREMENDOUS STAFF OR WHAT? YEAH, YEAH. [APPLAUSE]

GREG AND A HOST OF OTHERS. THANK YOU, GUYS.
[APPLAUSE]

Mayor Wynn: COUNCIL, FURTHER COMMENTS OR QUESTIONS? COUNCILMEMBER DUNKERLEY.

Dunkerley: [INAUDIBLE] LOTS OF BOND COMMITTEES IN MY CAREER. THIS IS ABSOLUTELY THE HARDEST-WORKING COMMITTEE I'VE EVER BEEN ASSOCIATED WITH. AND SO I WANT TO THANK YOU ONCE AGAIN FOR THAT. [APPLAUSE] AND I THINK THE SECOND THING IS THAT WE GET A TREMENDOUS BENEFIT OF ALL THE HARD WORK YOU'VE DONE NOT ONLY IN THE RECOMMENDATIONS YOU'VE MADE BUT I THINK IF EACH OF YOU THINK BACK TO WHAT YOU THOUGHT YOU KNEW ABOUT THE CITY WHEN YOU STARTED THIS PROCESS AND WHAT YOU THINK YOU KNOW ABOUT THE CITY NOW, I THINK YOU WILL FIND YOUR KNOWLEDGE AND -- HAS GROWN TREMENDOUSLY. THAT'S AN ADVANTAGE FOR US BECAUSE THE MORE CITIZENS WE HAVE WHO KNOW HOW THIS CITY WORKS, WHAT ALL THE DEPARTMENTS DO, WHAT ALL THEIR NEEDS ARE, THE BETTER OFF WE ARE. AND SO I REALLY, REALLY DO THANK YOU. AND THANK THE STAFF AS WELL.

Mayor Wynn: THANK YOU, COUNCILMEMBER.
COUNCILMEMBER ALVAREZ.

Alvarez: YOU MENTIONED THE TIMING AND OBVIOUSLY THE FACT THAT WE WOULD HAVE TO MOVE PRETTY QUICKLY IF WE WANTED TO HAVE A MAY ELECTION, BUT JUST WONDERING IF WE SHOULD, YOU KNOW, PUT AN ACTION ITEM ON FOR NEXT WEEK TO MAKE A DECISION ON THAT BECAUSE OBVIOUSLY THAT'S GOING TO TAKE A LOT OF WORK AND ESPECIALLY ON STAFF WHO HAVE ALREADY WORKED VERY HARD TO GET US TO THIS POINT. AND I KNOW, YOU KNOW, WHAT MY PREFERENCE IS FOR AN ELECTION, WHICH IS MAY FOR OBVIOUS REASONS, THAT I WON'T BE HERE MUCH PAST MAY, BUT -- [LAUGHTER] PARAGRAPH BUT .

I MEAN WE'RE GOING TO HAVE TO GEAR UP IF WE'RE GOING TO DO ALL THE WORK THAT NEEDS TO BE DONE TO GET IT ON THE BALLOT IN MAY AND THAT THAT DECISION NEEDS TO MAKE -- BE MADE VERY SOON AND MAYBE FORCING US TO HAVE THAT DISCUSSION OR ACTUALLY TAKE A VOTE MIGHT BE A WAY TO DO IT. UNLESS, OF COURSE, THERE'S ALREADY CONSENSUS THAT MAY IS THE WAY WE WANT TO PROCEED, BUT MY SENSE IS THERE'S DIFFERING VIEWS ON THAT. BUT AT LEAST THIS WILL GIVE US ANOTHER WEEK TO TRY TO FIGURE OUT HOW TO PROCEED BECAUSE WE REALLY DO NEED TO MOVE VERY QUICKLY IF WE WANT TO GET THE BALLOT, ALL THE BALLOT ISSUES WORKED OUT BY THE BEGINNING OF MARCH. IS THAT -- I DON'T KNOW, CITY MANAGER, IS THAT --

Mayor Wynn: THE QUESTION OF THE CITY MANAGER IS, YOU KNOW, FRANKLY, SORT OF HOW MUCH TIME -- HOW MUCH STAFF RESOURCES WILL BE AVAILABLE TO US AS WE LIKELY START ASKING SOME PRETTY DETAILED QUESTIONS ABOUT INDIVIDUAL COMPONENTS EVEN WITHIN LINE ITEMS OF THE PROPOSAL?

ALL THE STAFF RESOURCES YOU NEED. THIS IS ONE OF THE MOST IMPORTANT THINGS THAT WE DO. WE STAND READY TO HELP YOU IN ANY WAY WE CAN, AND OBVIOUSLY TIMING IS ONE OF THE MOST IMPORTANT AND FIRST QUESTIONS WE HAVE TO ANSWER. IF YOU GO IN MAY, WE NEED TO KNOW -- PRETTY MUCH NOW BECAUSE WE ARE GOING TO HAVE TO SPEND THE NEXT FEW WEEKS WITH A PRETTY FOCUSED COUNCIL TO GET TO MAY. YOU ONLY HAVE TO MAY 9th IF

YOU INTEND TO GO ON MAY AND THAT IS A VERY SHORT WINDOW AS WE ARE ALREADY IN FEBRUARY. EXCUSE ME, THERE YOU GO. THAT MADE IT SOUND MUCH BIGGER. YEAH. MARCH 9th IF YOU INTEND TO GO IN MAY. THAT'S A VERY SHORT WINDOW. SO WE CAN DO WHATEVER YOU NEED US TO DO. WE HAVE THE RESOURCES, BUT IF IT IS MAY, WE WOULD NEED TO KNOW NOW BECAUSE WE WOULD HAVE TO TRULY FOCUS ALL ATTENTION ON GETTING THERE. STARTING TODAY.

PERSONALLY I WOULD LIKE TO HAVE A DISCUSSION RIGHT NOW. REALLY YOU'RE ONLY LOOKING AT ABOUT FOUR, FIVE WEEKS WITH WHICH TO MAKE A LOT OF DECISIONS ON THE BOND LANGUAGE, ON BOND PACKAGING, ON FINAL DOLLAR AMOUNT. ALL THE DECISIONS THAT HAVE TO BE MADE TO WRAP UP A BOND PACKAGE. SO IT'S -- I DON'T WANT TO PUT A CRUNCH ON YOU, BUT IT IS TRUE THAT IF YOU WANT TO GO MAY, WE PRETTY MUCH NEED TO HAVE THAT DISCUSSION THAT MAY IS YOUR INTENDED GOAL AND WE'LL PUT ALL THE RESOURCES WE CAN IN FRONT OF YOU, BUT IT'S GOING TO TAKE A LOT OF FOCUS TIME OVER THE NEXT FOUR TO FIVE WEEKS TO GET THERE.

Mayor Wynn: COUNCILMEMBER DUNKERLEY.

Dunkerley: I HAVE ONE SUGGESTION THAT WE MAY WANT TO CONSIDER AND THAT IS TO MOVE OVER THE NEXT FEW WEEKS OR MONTHS AND GO AHEAD AND SET THE BOND PACKAGE, SET THE AMOUNT, SET THE -- DO THE BOND ORDINANCES AND EVERYTHING, BUT SET IT FOR NOVEMBER. AND I SAY THAT FOR THIS REASON. IT TAKES A LONG TIME TO GEAR UP BOTH FINANCIALLY AND CITIZEN VOLUNTEER-WISE TO SUPPORT A BOND CAMPAIGN. WE WILL PROBABLY HAVE OTHER ITEMS ON THE MAY BALLOT THAT MAY OR MAY NOT DISTRACT SOME OF OUR PEOPLE WHO WOULD BE WORKING ON THE BOND CAMPAIGN. SO MY SUGGESTION IS TO KIND OF DO THE BEST OF ALL WORLDS, GO AHEAD AND LOCK THIS IN AS SOON AS POSSIBLE AND SET IT FOR A NOVEMBER TIME FRAME. THAT'S MY SUGGESTION.

Mayor Wynn: COUNCILMEMBER McCracken.

McCracken: I HAVE SOME QUESTIONS ABOUT THE PROPOSAL

ITSELF AS WELL ON THE TIMING AND I GUESS IF YOU GET THE TIMING ISSUE FIRST, BUT YOU KNOW, THE SIZE OF THE GENERAL FUND BUDGET IS AROUND \$500 MILLION AND WE ARE PROPOSING TO -- WE HAVE A PROPOSAL FOR US FOR \$614 MILLION. THAT SUGGESTS TO ME WE SHOULD TREAT THE BOND ELECTION WITH THE SAME AMOUNT OF DEPTH AND SERIOUSNESS AND COMPLETENESS THAT WE TREAT THE SIMILARLY SIZED CITY GENERAL FUND BUDGET WHICH IS -- I'M LOOKING AT THE CALENDAR IN THE BACK OF OUR AGENDA WHICH IS THAT WE GET THE PROPOSAL ON JULY 27th AND THEN HAVE THREE PUBLIC HEARINGS ON THE 10th, 24th AND 31st OF AUGUST, AND THEN WE HAVE A SPECIAL CALLED MEETING, SET A MEETING FOR SEPTEMBER 11th, 12th AND 13th. IF WE WERE TO TREAT THE BONDS WITH THE SAME LEVEL OF SERIOUSNESS AND COMPLETENESS THAT WE TREAT THE CITY BUDGET WITH -- THIS WOULD BE OUR JULY 27th TODAY, AND THEN WE WOULD HAVE BASICALLY THE OPPORTUNITY TO DO NOTHING ELSE AFTER THE NEXT MEETINGS THE 9th AND THE 16th AND THE 2nd, AND THEN YOU IN THEORY COULD DEVOTE THE ENTIRE MEETING OF MARCH 9th TO VOTING ON THAT AND THAT WOULD REQUIRE EXTENSIVE PUBLIC HEARINGS IN THE SAME TYPES OF APPROACHES. I DO HAVE SOME CONCERNS ABOUT THAT BECAUSE WE HAVE SOME CHARTER ITEMS COMING FORWARD AS WELL THAT WILL REQUIRE SOME SIGNIFICANT ATTENTION OF THE COUNCIL. WE HAVE A LOT OF PENDING BUSINESS FOR WHICH WE HAVE NOT CLEARED THE DECKS TO HANDLE IN THE SAME WAY WE CLEARED THE DECKS IN AUGUST TO HANDLE THE CITY BUDGET. SO I AGREE WITH COUNCILMEMBER DUNKERLEY, I DO NOT THINK THAT FROM A SCHEDULING STANDPOINT WE ARE PREPARED TO VOTE THE SAME LEVEL OF ATTENTION AND SERIOUSNESS TO THE \$614 MILLION PROPOSAL OVER THE NEXT THREE MEETINGS THAT WE DEVOTE TO THE CITY BUDGET. [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS]

Mayor Wynn: COUNCILMEMBER LEFFINGWELL.

Leffingwell: FIRST I AGREE THAT WE TREAT IT WITH AT LEAST THE SAME SERIOUSNESS THAT WE DO AN ANNUAL BUDGET. BUT I THINK THERE'S ONE IMPORTANT DIFFERENCE HERE IN THAT WE HAVE EIGHT MONTHS OF GROUNDWORK BUT THE CITIZENS COMMITTEE ALREADY BEHIND US ON THIS.

INTUITIVELY I THINK THAT GIVES US A HEAD START. I ALSO THINK WE NEED TO-- IT WOULD BE BETTER TO ADDRESS THESE ISSUES NOW WHILE THE STUDY IS STILL FRESH RATHER THAN GO OVER THE SUMMER WITH A MONTH LONG BREAK IN AUGUST, THAN HAVING TO THINK ABOUT THE BOND ISSUE AT THE SAME TIME THAT WE'RE THINKING ABOUT THE GENERAL BUDGET. WE'LL FIND OURSELVES IN THE SAME TIME CRUNCH IN NOVEMBER THAT WE'RE IN NOW. I THINK THAT THE CITIZENS OF AUSTIN ARE KIND OF EXPECTING US TO PUT THIS ON THE BALLOT IN MAY, TOO. AND I THINK WE OUGHT TO MAKE EVERY EFFORT TO DO IT. I THINK WE OUGHT TO SET THE -- I WOULD RECOMMEND THAT WE SET THE ELECTION FOR MAY. IF AFTER WE GET INTO IT, I SUPPOSE, WE CAN DELAY IT IF WE JUST CAN'T GET READY IN TIME, BUT ON THE OTHER HAND, IF WE DON'T GET STARTED NOW, WE CAN'T DECIDE LATER THAT WE WANTED IT IN MAY. SO THAT WOULD BE MY RECOMMENDATION.

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

Kim: I JUST WANT TO MAKE SURE THAT WE HAVE ENOUGH TIME TO LOOK AT ALL THE ITEMS. WE JUST GOT THE PACKAGE TODAY AND I DON'T KNOW WHAT WE HAVE COMING UP IN TERMS OF OTHER BRIEFINGS AND OTHER ITEMS FOR THE COUNCIL, SO IS THERE A POSSIBILITY, CITY MANAGER, THAT WE WOULD LOCK THE BALLOT LANGUAGE DOWN, IF WE WERE TO GO IN NOVEMBER TO LOCK IT DOWN WITH THIS CURRENT COUNCIL IN MAY? WOULD THAT GIVE US ENOUGH TIME TO DO THAT AND TO GIVE US -- I GUESS WE HAVE SUMMER BREAK, PEOPLE WILL BE OUT OF TOWN, PEOPLE ARE GOING TO BE -- WHO ARE GOING TO BE ADVOCATING FOR THE BOND, AND THEN THEY WOULD COME BACK AND THEY COULD DO THEIR CAMPAIGN FOR THE NOVEMBER ELECTION. BUT I GUESS THE QUESTION IS COULD WE SET IT AS AN ORDINANCE IN TERMS OF WHAT WOULD BE IN THE BOND PACKAGE AND THE LANGUAGE IN MAY WITHOUT ANY FURTHER CHANGES?

AND THE ANSWER TO THAT IS QUESTION. IF YOU GO FOR MAY ELECTION, WHAT WE WOULD HAVE TO DO IS BE SETTING ASIDE LITERALLY HOURS FOR -- A WORK SESSION SETTING IN EACH OF OUR UPCOMING COUNCIL MEETINGS

WITH SOME VERY FOCUSED ATTENTION TO GET US THERE. IF YOU WANT TO GO IN NOVEMBER, I WOULD -- WHAT I WOULD BE RECOMMENDING IS THAT IN APRIL AND MAY, MAYBE EVEN INTO SOME EARLY JUNE, BUT IN APRIL AND MAY THAT'S WHEN WE HAVE CLEARED THE DECK AND DO THE WORK TO SET THE LANGUAGE. AND THE REASON FOR ME IS BECAUSE AFTER THE ELECTION IN MAY THE COUNCIL IS OFF ALL OF JULY. THE MOMENT THE COUNCIL COMES BACK THEY ARE HANDED THE NEW BUDGET. THEN YOU MOVE INTO TWO MONTHS OF BUDGET DISCUSSIONS AND THEN YOU'RE JUST A LITTLE OVER A MONTH OUT FROM THE BOND PACKAGE. SO IN ORDER TO NOT HAVE THIS OVERLAP ON TOP OF BOTH A NEW COUNCIL AND BUDGET DELIBERATIONS, IF THE DECISION OF THE COUNCIL IS TO GO IN NOVEMBER, I'D RECOMMEND WE STILL DO THE WORK NOW TO SET IT. BUT YOU WOULD HAVE A LITTLE MORE TIME IN THAT YOU COULD USE APRIL AND MAY TO SET IT.

Mayor Wynn: MY PERSPECTIVE IS VERY MUCH APPRECIATE THE INPUT OBVIOUSLY AND PARTICULARLY THE SUGGESTION BY THE CITY MANAGER, BUT IT SEEMS TO ME THAT IT WOULD BEHOOVE US TO SET ASIDE AS MANY HOUSE AS WE COULD OVER -- HOURS AS WE COULD OVER THESE NEXT CITY COUNCIL MEETINGS UP THROUGH MARCH NINTH FOR US TO DO THAT VERY THING. IF THERE IS THE WILL, AND THERE VERY WELL MAY BE, FOR US TO TRY TO GET THIS DONE IN MAY, MY INSTINCT IS I'D RATHER TRY TO GET IT DONE SOONER RATHER THAN LATER. LIKE COUNCILMEMBER LEFFINGWELL SUGGESTED, WITH A SIGNIFICANT AMOUNT OF WORK OVER THIS NEXT FEW WEEKS, I THINK WE INDIVIDUALLY AND AS A MAJORITY COUNCIL WILL GET COMFORTABLE WITH THE RAW NUMBER, THE SIZE OF THE PROPOSITION. I THINK WE'LL HAVE A LOT MORE DETAIL INTO INDIVIDUAL PROJECTS WITHIN.□□ I MAKE NO BONES ABOUT IT, THERE'S A COUPLE OF INDIVIDUAL PROJECTS WITHIN SOME OF THESE LINE ITEMS ON THE FACILITY SIDE, FOR INSTANCE, THAT I REALLY DO WANT TO CHALLENGE THE WHOLE -- I KNOW THE BOND COMMITTEE DID THIS TOO, CHALLENGED THE WHOLE CONCEPT OF SORT OF REPAIR AND MAINTENANCE O AND M TYPE OF EXPENDITURE WITH THAT OF, YOU KNOW, MULTIDECADE BOND INDEBTEDNESS. AND I THINK THE EXTENT THAT WE GET THAT UP -- THE

ANALYSIS OPEN AS SOON AS POSSIBLE, THEN IT GIVES US AS A COUNCIL THE ABILITY TO THEN HANDICAP WHETHER WE'RE GOING TO BE COMFORTABLE ENOUGH HERE IN TWO TO THREE WEEKS TO DO ALL THE SPECIFICS NEEDED, LITERALLY SETTING THE ACTUAL BALLOT LANGUAGE EVEN FOR THAT MAY ELECTION. I THINK WE SHOULD START NOW AND WE SHOULD START NOW WITH THE TARGET OF THAT MAY ELECTION BECAUSE I THINK IT'S GOING TO BE A LOT OF WORK. AND IF EITHER BECAUSE OF WHAT WE'RE LEARNING THROUGH THE ANALYSIS, THAT IS, SOME CONSTERNATION OR NOT GOOD CONSENSUS ABOUT INDIVIDUAL PROJECTS WITHIN THE LINE ITEMS AND/OR THE TOTAL NUMBER, RECOGNIZING HOW MANY YEARS' WORTH OF BOND SALES EACH \$100 MILLION OR SO REPRESENTS, THEN THERE'S ALWAYS THE ABILITY TO EITHER PARTIALLY OR COMPLETELY PULL BACK A FEW MONTHS. BUT MY INSTINCT IS WITH THE HELP OF THE AGENDA OFFICE, EITHER DO IT IN THE CONTEXT OF QUASI WORK HOURS WITHIN EACH THURSDAY COUNCIL MEETING OR PERHAPS CONSIDER -- ALTHOUGH IT'S VERY DIFFICULT FOR US EVEN WITH A MONTH NOTICE, PERHAPS TRY TO FIND A COUPLE OF SEPARATE HALF-DAY WORK SESSIONS THROUGHOUT THIS MONTH. BUT I THINK WE SHOULD TRY TO MANAGE THE NEXT FOUR COUNCIL MEETINGS AGENDAS IN SUCH A WAY AS TO HAVE A MEASURABLE AMOUNT OF HOURS COLLECTIVELY TOGETHER TO TRY TO GET THIS DONE. AND THEN FURTHER I'D LIKE TO SUGGEST THAT NOT UNLIKE HOW WE HANDLE OUR QUESTIONS ON THE WEEKLY AGENDAS, THAT IS, IF WE SUBMIT A QUESTION, ALL OFFICES SEE OUR INDIVIDUAL QUESTIONS AND THEN SEE STAFF'S ANSWERS, I WOULD RECOMMEND THAT WE HAVE THAT SAME FORMAT AS WE START DEVILLING INTO -- DELVING INTO SPECIFIC QUESTIONS ABOUT THE BONDS AND EACH OF US WILL HAVE AS MUCH INFORMATION AS WE CAN AS WE GET TOGETHER AT LEAST EVERY THURSDAY. >>

Futrell: LET ME KIND OF REPEAT WHAT I'M HEARING AND SEE IF WE'RE MOVING IN THE SAME DIRECTION. WE'RE GOING TO PREPARE A SCHEDULE FOR YOU THAT AGGRESSIVELY MOVES TOWARDS MAY USING EACH OF THE AVAILABLE UPCOMING COUNCIL MEETINGS AND POSSIBLY SOME DEDICATED ADDITIONAL WORK SESSION HOURS. WE'LL

PROBABLY ACTUALLY GO FURTHER THAN JUST THE AGENDA QUESTION PROCESS. I THINK WE'LL PROBABLY USE THE BUDGET SESSION PROCESS BECAUSE THAT WILL GIVE YOU CUMULATIVE HISTORY. YOU CAN KEEP A DATABASE OF THE KINDS OF QUESTIONS AND ANSWERS THAT ARE GETTING HANDLED AS YOU MOVE THROUGH THE BOND DISCUSSION. SO ALL QUESTIONS WILL GET HANDLED IN A CENTER PLACE BUT THE BUDGET OFFICE AND EACH OF YOU WILL GET THE ANSWER TO ANY QUESTION ASKED AND ANSWERED AND WE'LL KEEP A HISTORY OF THAT AND GIVE THOSE TO YOU IN WRITING. AND YOU WILL BE ASSESSING AS WE MOVE THROUGH THIS WHETHER OR NOT YOU CAN MAKE THE MARCH DEADLINE TO BE ON FOR MAY.

McCracken: I HAVE A QUESTION. WHAT ARE WE PROJECTED RIGHT NOW TO BE COVERING OVER THE NEXT FOUR WEEKS?

Futrell: WELL, I CAN'T TELL YOU OFF THE TOP OF MY HEAD. WE HAVEN'T OBVIOUSLY -- WE HAVE A NUMBER OF THINGS COMING UP, BUT I CAN GET THAT FOR YOU. AND IT MAY TAKE SOME RESHUFFLING OF SOME ITEMS. SO I'LL HAVE TO GO BACK AND LOOK AT THAT FOR YOU. I CAN'T TELL YOU THAT OFF THE TOP OF MY HEAD.

McCracken: FOR INSTANCE, WE WILL HAVE TO -- IF WE WERE GOING TO TREAT THIS WITH THE SAME SERIOUSNESS AS THE CITY BUDGET, WE WOULD HAVE TO DEVOTE THE PUBLIC HEARING NEXT WEEK TO THE FIRST BOND PUBLIC HEARING. AND DO WE ALREADY HAVE PUBLIC HEARINGS SET FOR NEXT WEEK AT 6:00 O'CLOCK BECAUSE THAT WILL BECOME THE ENTIRE NIGHT OF PUBLIC HEARINGS, BUT I GUESS I'VE GOT TO KNOW WHAT WE'RE INTENDING TO CANCEL NEXT WEEK.

Futrell: LET'S TALK ABOUT THAT. ONE QUESTION IS YOU HAVE SOME WORK TO DO AS A COUNCIL TO DECIDE, DOLLAR AMOUNT, ITEMS IN, ITEMS OUT, AND THEN YOU NEED TO ANSWER FOR ME HOW MANY PUBLIC HEARINGS YOU WANT AND IN WHAT FORMAT. I DON'T BELIEVE WE'VE HAD A STANDARD IN TERMS OF A SET NUMBER OF PUBLIC HEARINGS AT THE COUNCIL CHAMBERS, SO THAT'S A QUESTION I GUESS I NEED THE COUNCIL TO FRAME BACK.

BUT I CAN CERTAINLY FIND OUT FOR YOU FROM THE AGENDA OFFICE WHAT WE HAVE SCHEDULED FOR NEXT WEEK'S PUBLIC HEARINGS IF IT'S YOUR DESIRE TO HAVE A PUBLIC HEARING OVER THE NEXT FOUR MEETINGS.

McCracken: IF WE DON'T DO PUBLIC HEARINGS NEXT WEEK, THEN WE WILL BE BY DEFINITION TREATING THIS LESS SERIOUSLY THAN THE CITY BUDGET BECAUSE WE WILL ONLY HAVE TWO MORE MEETINGS AFTER THAT. AND SO I DON'T WANT TO DO THIS THING HALF BAKED AND I'M REAL CONCERNED TO KNOW IN ADVANCE WHAT WE'RE STEPPING INTO. AND I THINK THE COUNCIL WILL NEED TO COMMUNICATE AND MEET WITH EACH OTHER AND TREAT THIS THE SAME AS WE DO THE BUDGET. WE'RE KIND OF IN THE MIDDLE OF A SEASON RIGHT NOW. I WOULD LIKE TO KNOW DO WE HAVE ANYTHING ON THE AGENDA -- WE APPARENTLY HAVE TO GIVE SOME DIRECTION TODAY. >>

Futrell: WE WILL GIVE YOU THAT HERE IN A FEW MOMENTS.

Mayor Wynn: WE SET A COUPLE OF PUBLIC HEARINGS FOR NEXT THURSDAY WITH OUR CONSENT AGENDA EARLIER THIS MORNING, BUT REGARDING THE PUBLIC HEARINGS, MY PERSPECTIVE ON THIS IS TO BE VERY COGNIZANT OF THE AMOUNT OF CITIZEN INPUT AND PUBLIC HEARINGS THAT HAVE OCCURRED AS PART OF ESSENTIALLY THE PRESENTATION THAT WE GOT TODAY. MY PERSPECTIVE IS THAT IF THIS COUNCIL WERE TO COME TO -- A MAJORITY OF THE COUNCIL COME TO A STRONG ENOUGH CONSENSUS ON THE MAKEUP OF A PACKAGE THAT IN A REASONABLE -- IN SOME REASONABLE FORMAT IS SIGNIFICANTLY DIFFERENT THAN WHAT WE HAVE HERE, THEN I WOULD STRONGLY SUGGEST THAT WE HAVE ANOTHER PUBLIC HEARING OR SO TO GET THAT ADDITIONAL FEEDBACK, BUT I THINK THAT WHAT'S BEEN PRESENTED TO US AT LEAST HAS BEEN PRESENTED WITH A LOT OF PUBLIC HEARING, PUBLIC INPUT, AND SO I THINK WE CAN START OUR VERY DETAILED PROCESS WITHOUT ADDITIONAL PUBLIC HEARINGS, BUT MY RECOMMENDATION WOULD BE IF WE WERE TO CHANGE IT SIGNIFICANTLY, REDUCE THE SIZE OF THE PACKAGE, CHANGE UP SIGNIFICANT COMPONENTS OF THE PACKAGE AND/OR MAKE THE DECISION TO WAIT UNTIL NOVEMBER, THEN THAT WOULD BE A TIME FOR US TO OFFER AS MUCH

PUBLIC INPUT AS POSSIBLE BECAUSE THAT WOULD BE DIFFERENT THAN WHAT WE'VE RECEIVED OVER THOSE LAST FEW MONTHS. SO I DON'T THINK WE HAVE TO START NEXT WEEK WITH PUBLIC HEARINGS, BUT WE SHOULD BE COGNIZANT OF THAT, AND IF WE START TO SENSE THAT THERE'S GOING TO BE A SIGNIFICANT SERIES OF CHANGES TO WHAT'S BEEN PRESENTED TO US, THEN BEFORE WE CALL THAT ELECTION ON MARCH NINTH, IF THAT'S THE DEADLINE, THEN WE SHOULD HAVE SOME MORE INPUT BY THEN.

McCracken: I'M JUST SAYING THAT I GUESS PHILOSOPHICALLY I THINK WE SHOULD TREAT IT AS SERIOUSLY AS WE DO THE CITY BUDGET AND IF WE DON'T DEVOTE NEXT WEEK'S PUBLIC HEARING WE WILL NOT HAVE ENOUGH TIME BY DEFINITION TO TREAT THIS AS SERIOUSLY AS THE CITY BUDGET. I'VE GOT QUITE A FEW QUESTIONS. I'M ASSUMING WE PROBABLY ARE GOING TO WAIT UNTIL THE INDIVIDUAL HEARINGS ON THIS. WOULD THAT BE THE PREFERENCE?

Mayor Wynn: WELL, IF WE'RE GETTING COMFORTABLE WITH THE FORMAT THAT THE CITY MANAGER LAID OUT, I WOULD WELCOME, YOU KNOW, SEEKING EVERYBODY'S QUESTIONS AND COMMENTS OVER THE NEXT FEW DAYS AS OUR OFFICES INDIVIDUALLY SEND IN QUESTIONS TO STAFF. I THINK THAT WE HAVE QUESTIONS FOR THE COMMITTEE. THEY'RE HERE AND I THINK READY, WILLING AND ABLE TO DO THEIR BEST TO ANSWER ANY QUESTIONS THAT WE MIGHT HAVE ABOUT THEIR FORMAT, THEIR PROCESS, THEIR RATIONALE ON THEIR INDIVIDUAL DECISIONS.

McCracken: OKAY. I'VE GOT A FEW -- FIRST I HAD A QUESTION ON AFFORDABLE HOUSING. I'M NOT SURE WHO'S THE RIGHT PERSON TO ASK QUESTIONS FOR THAT.

Futrell: I GUESS SOME OF IT WILL DEPEND ON THE NATURE OF THE QUESTION. WE HAVE THE PEOPLE FROM THE COMMITTEE WHO CAN TALK TO YOU ABOUT THEIRS.

McCracken: YEAH. WE'VE GOT A GREAT OPPORTUNITY WITH THE COMMITTEE MEMBERS HERE WHO HAVE LOOKED AT THIS. WE'RE REALLY GOING TO BE RELYING ON THEM IMMENSELY WHENEVER WE DO IT. COULD YOU GIVE US SOME MORE INFORMATION ABOUT -- I KNOW THAT MIKE

CLARK MADISON HAD TALKED TO US ABOUT AFFORDABLE HOUSING, ABOUT HALF OF IT GOING TO LOWEST INCOME AND MOST IN NEED AND THE OTHER HALF ROUGHLY BEING DEDICATED TO WORKING FAMILIES AND PROMOTING HOME OWNERSHIP. CAN YOU GIVE US MORE SENSE OF THAT STRUCTURE?

SURE. IF YOU LOOK ON PAGE 17 IN THE PACKET THAT YOU HAVE, THERE'S SOME ADDITIONAL DETAIL AS TO HOW THAT ALL BREAKS DOWN. I THINK YOU HAVE THE SAME PACKET THAT I'M LOOKING AT, RIGHT, PAGE 17. >> PAGE 17.

McCracken: THIS THING?

THE ONE THAT WAS HANDED OUT AT YOUR SPOT. THAT GIVES YOU THE BREAK DOWN OF THE THREE SPECIFIC AREAS, LOWEST INCOME, LOW INCOME WORKING FAMILIES AND THEN HOME OWNERSHIP AND NEIGHBORHOOD PROTECTION, THE AMOUNTS OF THE BOND PROPOSAL THAT WOULD BE INCLUDED IN EACH. AND THEN SOME EXAMPLES OF SUGGESTED INVESTMENTS IN EACH OF THOSE CATEGORIES, AND THEN SOME BEST PRACTICES THAT THE COMMITTEE LOOKED INTO, THE COMMITTEE LOOKED INTO AS WE MADE THIS DECISION. WHAT YOU DO NOT SEE IN THERE NECESSARILY IS ALL THE SPECIFICS ABOUT HOW THAT MONEY WOULD BE SPENT. AND I'LL BE VERY HONEST WITH YOU, IN THE COMMUNITY SOME OF THE THINGS WE HEARD ABOUT AFFORDABLE HOUSING WAS WE NEED TO BE MORE SPECIFIC ABOUT HOW THOSE DOLLARS WOULD BE ALLOCATED. I THINK THERE'S WAYS TO DO THAT WITHIN THE CON INSTRUCT THAT'S BEEN OUTLINED HERE AND THAT'S A STARTING PLACE, BUT I THINK THAT WE NEED -- THE COUNCIL NEEDS TO THINK ABOUT THAT AND DECIDE, OKAY, WHERE DO WE GO FROM HERE? BUT THAT GIVES YOU A PRETTY GOOD OUTLINE OF WHERE THE COMMITTEE CAME DOWN AND WHY IT CAME DOWN THAT WAY. ON THE PREVIOUS PAGE I THINK IS AGAIN KIND OF THE GENERAL BREAK DOWN WITH THE PEOPLE MOST IN NEED, AND I THINK IT JUST GIVES YOU JUST A LITTLE BIT MORE INFORMATION ABOUT THE SUMMARY OF HOW WE ARRIVED AT THOSE CONCLUSIONS ON PAGE 17.

McCracken: ONE OF THE THINGS THAT HAS EMERGED OUT OF

THE DELIBERATION OF AFFORDABLE HOUSING IS THE MODEL THE COMMUNITY LAND TRUST, WHICH I THINK IS A VERY PROMISING MODEL. WE'VE DONE A KIND OF VERSION OF THAT ON BLOCK 21 WITH THE CHILDREN'S MUSEUM SITE. WE'RE IN FINAL DISCUSSION OF THAT, BUT BASICALLY BUYING DOWN A COST AND GUARANTEEING A COVENANT OF PERMANENT AFFORDABILITY. IS THAT APPROACH BASED ON SINGLE-FAMILY HOME ONLY OR IS IT CONTEMPLATE UNDERSTAND THIS PROPOSAL FOR THE BONDS THAT IT COULD GO FOR CONDOS FOR INSTANCE AS WELL. AND INFILL HOUSING LIKE WE'RE SEEING MORE OF. AND WHICH IS ALSO CALLED FOR IN ENVISION CENTRAL TEXAS.

YOU'RE OVER MY HEAD AS FAR AS THE LEVEL OF DETAIL, BUT I THINK I SAW PAUL HILGERS HERE AND I THINK PAUL COULD PROBABLY ANSWER THAT QUESTION. THANKS, PAUL, FOR BAILING ME OUT.

McCracken: YOU KNOW, I'VE GOT TO SAY IF IT'S GOING TO BE -- IF IT'S QUICK -- I WANTED TO TAKE ADVANTAGE OF YOU ALL'S PRESENCE HERE TODAY.

JUST VERY QUICKLY.

Futrell: HE'S NOT CALLING YOU LONG-WINDED, PAUL.

Thomas: HE SAID QUICK, PAUL, QUICK.

THAT'S THE SHORTEST ANSWER HE EVER GAVE.

McCracken: THE THEORY THAT MORE IS BETTER, OKAY. I HAD A QUESTION ON THE OPEN SPACE SECTION. ROBIN, CAN YOU GIVE US SOME INFORMATION -- I HAVE A QUESTION ON OPEN SPACE AND PARKS. THAT'S BOTH IN THE PARAMETERS. AND COULD YOU FIRST GIVE UP SOME -- I GUESS A LITTLE MORE DETAIL ON THE SIZE OF THE OPEN SPACE PROPOSAL, AND ALSO WHERE IT'S DEDICATED AND FOR INSTANCE HOW MUCH IN THE CITY LIMITS, HOW MUCH IN THE E.T.J. AND HOW MUCH IN OTHER AREAS.

YOU BET. IF YOU WANT TO FOLLOW ALONG IN YOUR PACKAGE, IT'S PAGE 36 THAT I'LL BE REFERRING TO. FIRST OF ALL, JUST TO PIGGYBACK A LITTLE BIT ON THE PREVIOUS

CONVERSATION, I THINK THE WHOLE COMMITTEE WOULD SAY THAT ALL OF US CARED ABOUT A LOT OF DIFFERENT THINGS COMING INTO THE PROCESS, BUT OF ALL THE ITEMS IN THE PACKAGE, I THINK AFFORDABLE HOUSING, INCLUDING THOSE OF US WHO ARE SORT OF HARD-CORE ENVIRONMENTALISTS, I THINK A LOT OF US FELT THAT THE AFFORDABLE HOUSING PART OF THE PACKAGE WAS HISTORIC, CRITICAL AND MOST OF US WERE JUST THRILLED TO DEATH THAT THE AFFORDABLE HOUSING PROPOSAL CAME FORWARD TO YOU AS MUCH AS IT DID. IN TERMS OF THE PARKS AND OPEN SPACE --

McCracken: I WANT TO JUMP IN ON THAT. I THINK THERE'S A GREAT HISTORICAL ANALOGY OF WHY IT'S SO SUCCESSFUL AND THAT IS THAT IN 1946 IN THE GI BILL -- 1944 THE COUNTRY WAS VERY CONCERNED ABOUT SEVERAL MILLION TROOPS COMING HOME AND THEY THOUGHT IT WOULD TRIGGER ANOTHER GREAT DEPRESSION. SO TO KIND OF KEEP THEM OFF THE WORK RULES, THEY SAID LET'S SEND THEM OFF TO COLLEGE AND GET A HOUSE. WHAT RESULTS WAS THE GREATEST EXPANSION OF PROSPERITY AND OPPORTUNITY IN THE NATION'S HISTORY BECAUSE WE INVESTED IN FOLKS' HOMES AND EDUCATIONS. AND THAT'S A GREAT WAY TO BRING PEOPLE AND EXPAND THE PIE AND EXPAND OPPORTUNITY.

RIGHT. I THINK IT'S IMPORTANT TO POINT OUT IN THE AFFORDABLE HOUSING SUBCOMMITTEE ON WHICH I ALSO SERVED THE NEED IN AUSTIN WAS IDENTIFIED AS OVER A BILLION DOLLARS. OVER A BILLION DOLLARS IN NEED FOR AFFORDABLE HOUSING SOLUTIONS. SO THE PROPOSAL, EVEN THOUGH IT'S A DROP IN THE BUDGET, WE CONSIDER IT INCREDIBLY IMPORTANT. THAT SEGUE INTOOZ YOUR PARKS AND OPEN SPACE QUESTION. I WOULD SAY AGAIN THE WHOLE COMMITTEE FELT VERY, VERY STRONGLY ABOUT THE ISSUE OF EQUITY AND DIVERSITY. FRANKLY ONE OF THE THINGS THAT SURPRISED ME IN THE PUBLIC HEARINGS IN THE PARKS AND OPEN SPACE SUBCOMMITTEE WAS THE DEGREE TO WHICH PEOPLE FELT LIKE THE AQUIFER PROTECTION EFFORTS THAT WE'RE ALL VERY PROUD OF AND THAT HAVE BEEN SO HEAVILY INVESTED IN IN THE PAST, THERE WAS A LOT OF SENTIMENT IN THE COMMUNITY THAT WE HADN'T KEPT PACE IN THE EASTERN PART OF THE CITY

AND IN THE CENTRAL PART OF THE CITY. SO THE FUNDAMENTAL STRATEGY FOR THE PARKS AND OPEN SPACE RECOMMENDATION WAS TO HAVE A MORE HOLISTIC PACKAGE, TO HAVE A PACKAGE THAT ACTUALLY HAD PARITY BETWEEN THE WEST AND EAST PARTS OF THE CITY AND THAT WAS VERY GEOGRAPHICALLY LY DISTRIBUTED AND FAIR IN TERMS OF HOW NOT ONLY WHAT BEING PROPOSED AND HOW MUCH WAS BEING PROPOSED, BUT EVEN TO THE EXTENT THAT THE SEQUENCING. ONE OF THE THINGS WE HEARD QUITE A BIT IN TERMS OF PROP 2 WAS THAT THE PROP 2 MONEY WAS SPENT LIGHTNING QUICK. THAT'S THE AQUIFER MONEY IN 1998. BUT THE FOLLOW-UP PACKAGE THAT WAS FOR EAST AUSTIN CAME IN TRICKLES. AND SO PART OF WHAT WE'RE SAYING IS LET'S HAVE A HOLISTIC APPROACH TO OPEN SPACE, NOT JUST THE AQUIFER PART, BUT ALSO THE PARK AND LET'S HAVE A SPOOCIAL BOOST FOR EAST AUSTIN AND ALSO THE EDGE OF EAST AUSTIN WHERE THE 130 CORRIDOR IS EXPECTED TO FILL IN. SO I HOPE THAT SETS THE FRAMEWORK FOR YOU, BRUCETER. AND THE AMOUNTS I THINK ARE PRETTY STRAIGHTFORWARD HERE ON PAGE 36. WE SEPARATED THE RECOMMENDATION INTO THREE SEGMENTS. THE FIRST SEGMENT I THINK YOU SHOULD JUST SEE IT AS WE SAW IT, WHICH WAS THE PARKS DEPARTMENT WISH LIST. AS YOU MAY KNOW, THE INITIAL RECOMMENDATION THAT WE GOT FROM THE CITY MANAGER ONLY HAD MAINTENANCE MONEY FOR PARKS. IT HAD ABSOLUTELY ZERO MONEY FOR NEW LAND ACQUISITION, FOR ANY KIND OF PARK IN ANY PART OF THE CITY. SO THE FIRST THING WE DID WAS TO ASK OUR ABSOLUTELY SPECTACULAR PARKS DEPARTMENT FOR A LAUNDRY LIST OF WHAT THEY CONSIDERED TO BE THEIR PRIORITIES. AND WHAT YOU SEE HERE AT \$28 MILLION IS WHAT THEY TOLD US WERE THERE HIGHEST AND MOST IMPORTANT NEEDS FOR LAND ACQUISITION FOR NEW PARKS. THOSE ARE VERY EQUALLY DISTRIBUTED ALMOST EXACTLY ALL AROUND THE CITY IN A VERY EVEN WAY BENEFITTING ALMOST ALL CITIZENS VERY FAIRLY. SO THE COMMITTEE I WOULD SAY OF THESE THREE RECOMMENDATIONS, THAT WAS THE FIRST ONE THAT WE AGREED TO AND IN ALL HONESTY IT WAS THE MOST ENTHUSIASTICALLY SUPPORTED.

McCracken: ON THAT PART IS THERE AN INTEGRATION OF INFILL URBAN POCKET PARKS?

YES. ABSOLUTELY. ONE OF THE MOST COMPELLING -- WE GOT A TON OF CITIZEN INPUT AS I THINK YOU'VE HEARD. WE HAD OVER 900 E-MAILS. WE HAD IT SEEMED LIKE A ZILLION MEETINGS. ONE OF THE MOST COMPELLING PRESENTATIONS WE HEARD WAS FROM THE LEGENDARY MISS DOTTIE IVORY WHO CAME TO TALK ABOUT THE POCKET PARK THAT THEY'VE RECENTLY ADDED THERE. SHE WENT INTO GREAT DETAIL TO EXPLAIN TO US IN SOME CASES WHAT LOOKS LIKE A SMALL POCKET PARK HAS MORE BENEFIT THAN A HUGE DESTINATION PARK THAT'S SERVING A BIGGER GEE DPRAFK AREA, BUT IS HARDER FOR PEOPLE TO GET TO. THIS DOES INCLUDE A LOT OF POCKET PARK -- >>

McCracken: AS WARREN KNOWS, I LIVE IN A NEIGHBORHOOD THAT HAS NO PARK, AND IT HAS GREATER APARTMENT DENSITY THAN RIVERSIDE DRIVE DOES, AND IT'S A BIG ISSUE BECAUSE IT CAUSES A LOSS OF A GATHERING PLACE FOR THE COMMUNITY AND A PLACE FOR KIDS TO GO. YOU WERE GOING TO TALK ABOUT THE OPEN SPACE?

SO THE NEXT SECOND OF THE THREE RECOMMENDATIONS HERE WAS SOMETHING THAT WE CONSIDERED VERY INNOVATIVE AND THAT THE COMMITTEE ALSO VERY NIEWS YAS TICKLY -- THIEWS ENTHUSIASTICALLY SUPPORTED. SOMETHING WE DIDN'T GET A CHANCE TO DO WHEN WE WERE TRYING TO PROTECT THE AQUIFER ASSETS AND THAT'S TO GET AHEAD OF THE CURVE AND UNDERSTAND WHAT MIGHT BE COMING ALONG THE 130 CORRIDOR AND TO START PROTECTING PARKS AND OPEN SPACE AND START ACTUALLY ACQUIRING LAND IN THAT AREA AS SOON AS WE POSSIBLY COULD AND AS VERY PROACTIVELY AS WE COULD. SO THAT'S WHAT YOU SEE THERE, THE EAST AUSTIN/SH 130 SUBTOTAL FOR 20.2 MILLION. AND I THINK IF YOU'LL ALLOW ME JUST A PERSONAL NOTE, THE AQUIFER PROTECTION, A LOT OF PEOPLE THOUGHT WHEN WE CAME INTO THIS PROCESS THAT OPEN SPACE ONLY MEANT OFFER PROTECTION. AND I JUST WANT TO SAY THAT AGAIN, AS IMPORTANT AS AQUIFER PROTECTION IS, AND IT'S ABSOLUTELY CRITICAL, YOU'LL NOTICE IN THE COMMENTARY

TO THIS OPEN SPACE AND PARK SESSION A LENGTHY EXPLANATION WHAT WE SEE AS THE NEED FOR AQUIFER PROTECTION. THIS IS NOT NEARLY ENOUGH AND I WOULD JUST ASK IF THERE'S ANY WAY THAT YOU COULD INCREASE THE AQUIFER PROTECTION MONEY MAYBE THROUGH OTHER REVENUE MEANS OTHER THAN BONDS. WE NEED TO SERIOUSLY LOOK AT THAT. BUT AQUIFER PROTECTION, THE NUMBER THAT WE SETTLED ON THERE WAS 44 MILLION. AND I THINK THAT'S FAIRLY EXPLANATORY. WE HAD A LONG HISTORY OF DOING GOOD THINGS FOR THE AQUIFER. WE NEED TO KEEP DOING THAT. THE DEVELOPMENT PRESSURE OUT THERE IS DOING NOTHING BUT INTENSIFY. THE PRICES ARE GOING UP. SO WE HOPE YOU WILL ACT ON THAT PART. I'D LIKE TO YOU REALLY MAKE SURE YOU UNDERSTAND, THIS IS A VERY HOLISTIC PACKAGE. IT'S FAIR, IT GOT EQUITY WRITTEN ALL OVER IT AND WE JUST ENTHUSIASTICALLY HOPE THAT YOU WILL UNDERSTAND THE THOUGHT AND THE STRATEGY THAT WENT BEHIND IT AND NOT SORT OF START TO UNDO IT BECAUSE IT REALLY DOES FIT TOGETHER VERY NICELY AS A WHOLE.

McCracken: CAN YOU GIVE US SOME SENSE OF WHAT THE STRATEGY IS ON THE -- I GUESS I WOULD CALL IT THE OPEN SPACE/AQUIFER PROTECTION, THE STRATEGY OF GOING TO AREAS OF HEIGHTS, DEVELOPMENT PRESSURE WITHIN THE CITY LIMITS OF AUSTIN, IN THE E.T.J. VERSUS IN OTHER AREAS OUTSIDE, DO WE HAVE SOME KIND OF BREAK DOWN OF WHAT THAT STRATEGY IS?

I THINK IT'S A FAIRLY WELL UNDERSTOOD FACT THAT MUCH OF THE MOST ENVIRONMENTALLY SENSITIVE AQUIFER LAND IS OUTSIDE THE E.T.J. IT'S ALSO TRUE I THINK THE ECONOMY, THE SUBCOMMITTEE AND THE LARGER (INDISCERNIBLE) COMMITTEE, MANY MEMBERS FRANKLY HAD PROBLEMS WITH THE IDEA THAT AUSTIN IS CARRYING SO MUCH OF THE WEIGHT. EARLIER TODAY I THINK YOU SAW A PIE CHART THAT SHOWED IN WHAT JURISDICTION THE AQUIFER IS ACTUALLY IN, AND AUSTIN DOESN'T HAVE THE BIGGEST PIECE OF THAT PIE. IT'S ABOUT ONE-THIRD AUSTIN, ONE-THIRD DRIPPING SPRINGS AND ONE-THIRD HAYS COUNTY. AND AUSTIN'S CARRYING A DISPRO PRORTION GNAT SHARE OF THAT. NEVERTHELESS I THINK WE FEEL LIKE WE NEED TO KEEP DOING THAT, BUT ONE OF OUR

RECOMMENDATIONS IS TO WORK ON BETTER REGIONAL PARTNERSHIPS AND BETTER WAYS OF JOINTLY FUNDING AQUIFER PROTECTION AS WE GO ALONG.

McCracken: SO WHAT IS THE BREAK DOWN ROUGHLY IN CITY AND OUT?

WE DIDN'T SPECIFY A BREAKDOWN. WE HAD A LOT OF ADVICE AND INPUT FROM JENNY PLUMBER WHO I THINK WE ALL RECOGNIZE AS SORT OF THE RANKING EXPERT. WE REPEATEDLY ASKED HER FOR A RANKED LIST BY PROJECT OF WHAT EXACT PIECES OF PROPERTY IN THE AQUIFER WE MIGHT SHOOT FOR. THAT LIST WAS NOT FORTHCOMING. I THINK THAT OUR LEARNING THERE IS THAT IT DOESN'T MAKE SENSE, IT DOES NOTHING BUT DRIVE PRICES UP IF WE ACTUALLY PREPUBLISH WHAT WE'RE ACTUALLY INTERESTED IN ACQUIRING. YOU ALL MAY HAVE SOME IDEA WHAT THOSE LISTS LOOK LIKE AND I THINK THE COMMUNITY HAS LEARNED TO TRUST THE INSTINCT AND WHAT YOU HAVE SET FOR PROTECTION OF THE AQUIFER LAND.

McCracken: THANK YOU. A COUPLE OF QUESTIONS ON FACILITIES. AND I DON'T KNOW IF INFILL INFRASTRUCTURE WOULD ALSO FIT IN THAT. IF THAT WOULD BE A DIFFERENT CATEGORY. THIS FITS SOMEWHAT IN ENVISION CENTRAL TEXAS, BUT I GUESS WITH FACILITIES -- PARTICULARLY A LOT OF US ON THIS DAIS, MYSELF INCLUDED, ARE HUGE ADVOCATES OF A NEW CENTRAL LIBRARY. I DO WANT SOME MORE INFORMATION ON WHAT YOU LEARNED ABOUT -- WHAT YOU LEARNED ABOUT HOW FAR ALONG THE PLANS ARE FOR A CENTRAL LIBRARY, WHAT ASSUMPTIONS UNDERLIE THE TOTAL LOCATION, PART OF THE LARGER BUILDING AND THAT KIND OF STUFF?

THE PLAN FOR THE NEW CENTRAL LIBRARY ARE IN A WELL ADVANCED STAGE FOR A CONCEPTUAL PLAN. THEY HAVE DONE A GREAT DEAL OF STUDY ON WHAT THE NEEDS ARE AND HOW TO FULFILL THE NEEDS IN A PHYSICAL PLANT. THE PROPOSAL CALLS FOR A 300,000 SQUARE FOOT BUILDING, OF WHICH 200,000 SQUARE FEET WOULD BE FINISHED OUT. THE COST TO FINISH OUT THE ENTIRE 300,000 SQUARE FEET WOULD BE APPROXIMATELY 124, \$125 MILLION. THE COMMITTEE DID NOT FEEL THAT THAT ALLOCATION OF

RESOURCES WAS PRUDENT, SO IT SETTLED IN ON A 90-MILLION-DOLLAR LEVEL WITH THE HOPE -- AND EVEN I WOULD SAY THE EXPECTATION -- THAT AS YOU AS A COUNCIL MOVE FORWARD WITH THE PROCESS OF ESTABLISHING, ONE, A LOCATION, AND TWO, GOING THROUGH THE PROCESS OF EXPLORING THE POSSIBILITY OF PUBLIC AND PRIVATE JOINT VENTURES AND CO-DEVELOPMENT OPPORTUNITY WITH THE NEW LIBRARY THAT THERE MAY BE AN OPPORTUNITY TO LEVERAGE THAT 90-MILLION-DOLLARS THROUGH PRIVATE PARTICIPATION INTO A POOL OF FUND THAT WILL BE ADEQUATE TO COMPLETE THE LIBRARY IN ITS FIRST PHASE. THE COMMITTEE SPENT A LOT OF TIME LOOKING AT COMPARABLE CITIES AND LIBRARIES THAT HAVE BEEN BUILT AROUND THE COUNTRY, AND THERE WERE NUMEROUS EXAMPLES OF LIBRARIES IN COMMUNITIES OF OUR SIZE AND SCALE THAT ARE VERY SIMILARLY SITUATED. ACTUALLY, THE LIBRARY PROPOSED FOR AUSTIN IS EVEN ON THE SMALLER SIDE RELATIVE TO SOME OF THESE OTHER CITIES. BUT THERE ARE THINGS THAT NEED TO BE DONE. ONE OF THE POLICY RECOMMENDATIONS YOU'LL FIND ACCOMPANYING OUR OVERALL RECOMMENDATION IS THAT YOU DECIDE AT AN EARLY DATE WHERE THE NEW LIBRARY SHOULD GO. THIS ASSUMPTION -- THIS RECOMMENDATION ASSUMES THAT THE LIBRARY -- THE LAND ON WHICH THE LIBRARY SITS WILL BE PAID FOR FROM OTHER SOURCES AND NOT FROM THE \$90 MILLION IN THE BOND PACKAGE. SO I THINK THE COMMITTEE FEELS STRONGLY THAT TO GIVE THE COMMUNITY THE FULLEST PICTURE AND THE MOST COMPLETE PACKAGE OF INFORMATION ABOUT A NEW LIBRARY, IT'S IMPERATIVE THAT YOU DESIGNATE A SITE SO THAT THE COMMUNITY CAN EVALUATE THAT AT THE SAME TIME THEY'RE CONSIDERING THE BOND PROPOSAL.

McCracken: IN YOUR PROFESSIONAL EXPERIENCE, I KNOW AN IDEA THAT'S FLOATED AROUND IS THE CONCEPT OF HAVING THE LIBRARY BE PART OF A -- BE THE BASE BUILDING FOR A LARGER BUILDING LIKELY ON ONE OF THE FOUR BLOCKS IN THE GREEN WATER TREATMENT PLANT SITE. IN YOUR PROFESSIONAL EXPERIENCE, WHAT COULD WE EXPECT IN POTENTIAL COST SAVINGS FROM HAVING COSTS DISTRIBUTED THROUGHOUT A LARGER BUILDING AS

OPPOSED TO A SINGLE FREESTANDING STAND ALONE BUILDING?

THERE COULD VERY POSSIBLY BE A WHOLE VARIETY OF COST SAVINGS BY INTEGRATING THAT DEVELOPMENT INTO A LARGER DEVELOPMENT, WHETHER IT BE SHARED PARKING, SHARED HVAC AND UTILITY SYSTEMS, SHARED PEOPLE TRANSPORTATION SYSTEMS, ELEVATORS AND ESCALATORS AND THINGS OF THAT NATURE, ALL OF WHICH CAN COMBINE TO OFFER THE SORTS OF FUND TO HELP OFFSET THE COSTS THAT A FREESTANDING STAND ALONE LIBRARY WOULD HAVE TO HAVE ON ITS OWN. IN ADDITION, THE VALUE OF ADDITIONAL DEVELOPMENT ON TOP OF OR NEXT TO AND ADJOINING A CENTRAL LIBRARY TO GENERATE FUNDS FROM THE PRIVATE SECTOR TO HELP CONTRIBUTE TO THE COST OF THE LIBRARY ITSELF. SO THERE ARE A VARIETY OF OPPORTUNITIES FOR LEVERAGING, WHICH I THINK YOU HEARD MIKE AND OTHERS MENTION TO YOU THAT THAT WAS ONE OF THE CENTRAL GUIDING PRINCIPLES OF OUR COMMITTEE WAS TO LOOK FOR WAYS TO LEVERAGE FUNDS. AND WE ENCOURAGE YOU TO CARRY THAT PRINCIPLE FORWARD AS YOU CONSIDER WHAT TO DO ABOUT THE CENTRAL LIBRARY.

McCracken: AND HOW MUCH OF THE PROJECTED COST OF BUILDING A LIBRARY WAS ASSUMED TO BE FROM PRIVATE FUND-RAISING SOURCES SUCH AS THE LIBRARY FOUNDATION?

IN TERMS OF THE CAPITAL COSTS ITSELF OF BUILDING A LIBRARY, NONE. THE LIBRARY FOUNDATION HAS MADE A PROPOSAL TO RAISE \$500,000 A YEAR TO CONTRIBUTE TO AN ENDOWMENT OVER A 10 YEAR PERIOD, SO CONTRIBUTE TO AN ENDOWMENT THAT WOULD BE USED TO OFFSET OPERATING COSTS FOR THE LIBRARY. BUT IN TERMS OF THE ACTUAL CAPITAL COSTS, THE LIBRARY AND THE FOUNDATION PROPOSAL DOESN'T INCLUDE ANY PRIVATE FUND-RAISING AT THIS TIME.

McCracken: AND THEN COULD YOU TELL US WHAT OTHER FACILITIES ARE IN THERE AND THE THINKING OF HOW THOSE ARE PRIORITIZED? I KNOW THAT MEMBERS HAVE A GOOD DEAL OF INTEREST IN THINGS LIKE PERSONALLY I BELIEVE

WE SHOULD BE UPGRADING THE FILM STUDIOS AND I KNOW OTHER COUNCILMEMBERS HAVE IDENTIFIED FACILITY PRIORITIES THAT ARE IMPORTANT TO THEM AS WELL. COULD YOU KIND OF GIVE US THE RUN DOWN OF WHAT'S IN THERE AND THE THINKING OF THE COMMITTEE ON THE PRIORITIES THERE?

AS YOU GO INTO THIS PROCESS YOU WILL FIND THAT THERE ARE MANY WORTHWHILE PROPOSALS FOR THE FACILITIES. YOU'LL HEAR ABOUT IT JUST AS WE DID. AND I WARN YOU THAT THIS IS A PROCESS OF MAKING MANY MORE PEOPLE DISAPPOINTED THAN MAKING PEOPLE HAPPY. AND THERE HAVE BEEN MANY EVENINGS WHEN I DIDN'T WANT TO GO OUT IN PUBLIC FOR FEAR OF RUNNING INTO ANOTHER DISAPPOINTED ADVOCATE WHOSE PROPOSAL DIDN'T GET INCLUDED IN OUR RECOMMENDATION. THEY'RE ALL WORTHWHILE AND THEY'RE ALL WORTHY, BUT ON PAGE 29 WE HAVE A DETAILED LISTING OF ALL THE PROPOSALS THAT WERE INCLUDED IN OUR RECOMMENDATION. THEY FALL INTO THREE CATEGORIES. THE FIRST ONE IS PUBLIC HEALTH AND SAFETY. AND WE EVALUATED THE PROPOSALS THAT CAME FORWARD TO US FROM THE VARIOUS CITY DEPARTMENTS ON THE BASIS OF OUR GUIDING PRINCIPLES, WHICH WAS FIRST OF ALL TO ESTABLISH WHETHER IT WAS A CRITICAL AND IMMINENT NEED THAT NEEDED TO BE MET, AND SECONDLY WOULD IT HAVE A MATERIAL AND A SIGNIFICANT IMPACT ON A BROAD NUMBER OF OUR CITIZENS. OR WOULD IT HAVE AN ABSOLUTELY CRITICAL IMPACT THAT COULDN'T BE MET ANY OTHER WAY ON A FEW OF OUR CITIZENS? AND WE CHOSE THOSE THAT WE FELT BEST REPRESENTED THOSE STANDARDS. SO INCLUDED ARE SOME RENOVATIONS AND UPGRADES TO SOME HEALTH AND HUMAN SERVICES FACILITIES AS WELL AS A NEW ANIMAL SHELTER. THIS PROPOSAL INCLUDES RELOCATING THE ANIMAL SHELTER FROM ITS CURRENT LOCATION ON TOWN LAKE TO AN EXISTING SITE IN EAST AUSTIN AND UTILIZING SOME OF THE BUILDINGS THAT ARE ON THAT SITE TO BE RENOVATED, TO BE INCLUDED INTO A NEW ANIMAL SHELTER FACILITY. THE COST OF DOING IT THIS WAY IS MUCH LESS THAN IT WOULD BE -- WOULD HAVE BEEN TO BUILD A NEW FACILITY ON TOWN LAKE. AND YOU WILL FIND IN HERE, PARTICULARLY IN THE PARKS DEPARTMENT AREA, IN

RECREATION CENTERS AND FOOLS AND A VARIETY OF OTHER PARK FACILITIES, THINGS THAT MAY LOOK AT FIRST GLANCE AND APPEAR TO YOU TO BE BASIC MAINTENANCE ITEMS. I THINK UPON CLOSER INSPECTION YOU WILL FIND THAT IN ALL CASES THESE ARE MAJOR RENOVATIONS AND MAJOR REMOALGZING THAT ARE -- REMODELLING THAT ARE OCCASIONED EITHER BY A NEED TO COMPLY WITH YOUR AMERICANS WITH DISABILITIES ACT OR TO REPLACE ROOFS OR HVAC SYSTEMS. AND WE SPENT SOME TIME IN OUR COMMITTEE DISCUSSING WHETHER THOSE TYPES OF THINGS LIKELY SHOULD BE INCLUDED IN THE BOND PACKAGE OR WHETHER THERE MIGHT BE SOME OPERATING FUNDS THAT SHOULD BE USED TO PAY FOR THEM. AND THE BEST ANALOGY I CAN OFFER YOU IS THE DIFFERENCE BETWEEN REPAIRS TO YOUR HOME AND REMODELING. IT IS COMMON THAT WE PAY FOR REPAIRS OUT OF YOUR OPERATING EXPENSES, BUT WHEN IT COMES TIME TO BUILD A NEW SIDEWALK, A NEW FRONT PORCH TORKS REMODEL A KITCHEN, TO PUT A NEW ROOF ON, MOST OF US GO TO THE BANK AND GET A HOME REMODELING LOAN. THAT IS WHAT I THINK THE DISTINCTION THAT WE -- THAT CITY STAFF HAS MADE IN BRINGING FORTH PROPOSALS TO US HAS MADE, AND IT'S SOMETHING THAT I THINK WE ENDORSE. SO IN THAT VEIN THERE IS A LINE ITEM FOR APPROXIMATELY \$3 MILLION TO MAKE RENOVATION TO A VARIETY OF E.M.S. FACILITIES, TO ACCOMMODATE WIDER BAYS FOR NEW E.M.S. VEHICLES. AS TIME HAS GONE ON, THE VEHICLES HAVE GOTTEN LARGER AND THEY DON'T FIT INTO EXISTING E.M.S. STATIONS ANYMORE WITH ENOUGH ROOM FOR PEOPLE TO WORK ON THE SIDES OF THEM. SO THERE ARE THREE STATIONS THAT NEED TO BE UPGRADED IN THAT REGARD. THERE IS A PROPOSAL, A SIGNIFICANT PART OF THIS PART OF THE BUDGET OR THE PACKAGE IS \$21 MILLION THAT WILL FUND IMPROVEMENTS TO THE PUBLIC SAFETY TRAINING FACILITY. A VARIETY OF IMPROVEMENTS, NEW BUILDINGS, A NEW -- BUYING ADDITIONAL LAND SO THAT THEY CAN RELOCATE SOME OF THE FACILITIES THAT ARE LOCATED ELSEWHERE TO HAVE IT IN ONE CENTRALIZED LOCATION. RIGHT NOW WHEN OUR POLICE, OUR FIRE, E.M.S. DEPARTMENTS ARE TRAINING NEW CADETS, THEY HAVE TO TRANSPORT THEM AROUND THE CITY FOR DIFFERENT EDUCATIONAL ACTIVITIES BECAUSE THEY DON'T HAVE

ENOUGH ROOM ON SHAW LANE TO HOUSE IT. THEY WASTE INVALUABLE TIME IN TRANSPORTATION, NOT TO MENTION MONEY AND EXPENSE IN LOCATING THEM OFF PREMISES. SO THE \$21 MILLION IS FOR THE CONSOLIDATION AND IMPROVEMENT OF THOSE FACILITIES. THERE'S ALSO \$15 MILLION HERE FOR A NEW MUNICIPAL COURT. IF ANY OF YOU HAVE BEEN TO OUR MUNICIPAL COURT, YOU KNOW HOW TERRIBLY OVERCROWDED IT IS. AND WHEN WE LOOKED AT COMPARABLE FACILITIES IN CITIES OF OUR SIZE AND STATURE, WE FOUND THAT MOST CITIES HAVE AT LEAST DOUBLE THE NUMBER OF MUNICIPAL COURTS THAT THE CITY OF AUSTIN HAS. OUR FOLKS OVER THERE ARE DOING A TREMENDOUS JOB UNDER VERY ADVERSE CIRCUMSTANCES. BUT IT'S WAY PAST TIME THAT WE BEGIN -- THAT WE BRING THAT FACILITY UP TO STANDARDS. AND THE PROPOSAL THAT YOUR CITY STAFF HAS PUT FORWARD TO CREATE A MUNICIPAL COURT IS VERY CREATIVE. WHAT THEY'RE SUGGESTING IS THAT WE FIND AN EXISTING BUILDING THAT COULD BE BOUGHT AND RENOVATED INTO A MUNICIPAL COURT RATHER THAN GO OUT AND BUILD A BRAND NEW BUILDING FROM THE GROUND UP. IT'S A MUCH MORE COST EFFECTIVE WAY DO IT AND WILL ULTIMATELY SAVE OUR CITY A GREAT DEAL OF MONEY. THE PARKS AND RECREATIONS BUDGET DEALS WITH, AS ROBIN OR SOMEONE ELSE POINTED OUT, NO NEW IMPROVEMENTS TO SPEAK OF WITH THE EXCEPTION OF ONE NEW RECREATION CENTER IN THE NORTH AUSTIN NEIGHBORHOOD JUST NORTH OF 183 AND WEST OF LAMAR AND SOUTH OF BRAKER LANE. THAT'S ROUGHLY THE AREA. THAT AREA HAS BEEN HISTORICALLY IGNORED WITH RESPECT TO PARKS FACILITIES, AND THIS ADDRESSES THAT NEED. BUT IN ADDITION TO THAT, MOST OF THE MONEY GOES FOR A VARIETY OF POOL UPGRADES TO BRING THEM INTO A.D.A. COMPLIANCE. IN MANY CASES -- AND TO MAKE SURE THAT THEY FUNCTION PROPERLY. AND THEN THE LAST PAGE ON PAGE 33 DESCRIBES SOME OF THE CITIZENS' REQUESTS THAT WE RECEIVED. WE RECEIVED ABOUT \$90 MILLION OF -- IN IDEAS FOR CITIZENS' REQUESTS. AND OF THAT, ONLY \$27 MILLION WERE RECOMMENDED BY THE COMMITTEE. THEY INCLUDE PRIMARILY CULTURAL FACILITIES FOR EXPANSIONS AND RENOVATIONS OF MUSEUMS. A NEW THEATER AT ZACHARY SCOTT, A NEW SKATEBOARD PARK FOR THE SKATEBOARD POPULATION OF

OUR COMMUNITY, WHICH I CAN TELL YOU IS ONE OF THE MOST EFFECTIVE ADVOCATE AND ADVOCACY GROUPS YOU'LL HEAR AND I'M SURE YOU WILL HAVE THE OPPORTUNITY TO HEAR FROM THEM BEFORE IT'S ALL OVER. SO THAT MAY HAVE BEEN A MORE LONG-WINDED DESCRIPTION OF THE FACILITIES PACKAGE, BUT IT WAS A LOT LONGER WHEN WE STARTED EIGHT MONTHS AGO AND WE WHITTLED IT DOWN QUITE A BIT.

McCracken: SO DO WE HAVE -- DO WE HAVE THE LIST THEN OF THE ONES THAT WERE PROPOSED THAT WERE NOT RECOMMENDED?

NOT IN THIS PACKAGE, BUT GREG AND JASON CAN CERTAINLY PROVIDE THAT TO YOU.

McCracken: YEAH. IT SOUNDED LIKE THAT MAY HAVE BEEN THE MOST -- THE PARKS AND THE FACILITIES HAD PROBABLY THE MOST JOCKEYING OF CHOICES TO MAKE. MIKE, I THINK YOU WERE THE PERSON ON THE INFRASTRUCTURE, WHICH IN A WAY I THINK A LOT OF US HAVE --

ACTUALLY, JENNIFER MCPHAIL AND JEFF ARE BOTH HERE AND I THINK THEY CAN BOTH JUMP ON THAT ONE BETTER THAN I CAN. I HAD JUST COME UP EARLIER TO GIVE ADDITIONAL PROPS TO THE SKATERS BECAUSE THEY REALLY WERE AMONG THE FAVORITE PART OF THE PUBLIC HEARING.

McCracken: COMMISSIONER, I THINK A LOT OF THIS UNDERSTAND THAT TO ACHIEVE THE GOALS OF ENVISION CENTRAL TEXAS THAT THINGS LIKE HAVING A GREAT URBAN SIDEWALK SYSTEM AND HAVING INFRASTRUCTURE TO ACCOMMODATE INFILL, HOUSING AND NEW FOLKS LIVING WITHIN THE EXISTING URBAN FABRIC AS OPPOSED TO DOING SUBURBAN SPRAWL, THAT'S AN INCREDIBLY IMPORTANT PART OF THIS BOND PACKAGE. CAN YOU GIVE US SOME INFORMATION ABOUT THINGS LIKE SIDEWALK CONSTRUCTION, DRAINAGE IN THE URBAN CORE AND THINGS LIKE THAT?

WELL, THE-- I THINK I CAN SAFELY SAY THAT ALMOST ALL THE SIDEWALK MONEY IS FOR THE EXISTING CITY. WE

STARTED OUT WITH AN OVERALL THEME IN THE BOND PACKAGE THAT THIS WAS A REPAIR AND RENOVATION PACKAGE AS OPPOSED TO A NEW FACILITIES PACKAGE. AND SO WE MAINLY -- THE FIRST NEEDS ASSESSMENT THAT STAFF GAVE US WAS FOR \$10 MILLION TO REPAIR EXISTING SIDEWALKS. I WOULD BET THAT THE SIDEWALKS IN NEED OF REPAIR ARE GENERALLY CLOSER TO DOWNTOWN AND RADIATING OUTWARDS AND THEN THE BIG GAP WHERE WE FORGOT TO BUILD SIDEWALKS AFTER WORLD WAR TWO AND THEN WE STARTED UP AGAIN IN THE NEWER SUBDIVISIONS 10 OR 15 YEARS AGO, SO MOST OF THAT MONEY WOULD BE WITHIN FIVE MILES OF WHERE I'M TALKING RIGHT NOW. JENNIFER MCPHAIL IS THE REAL PERSON TO ANSWER THESE QUESTIONS. I'LL JUST ADD -- I'LL GO BACK TO MY SEAT BECAUSE SHE WAS THE CHAIR OF OUR COMMITTEE, BUT I WOULD SAY THAT THAT WAS A MAJOR THEME IN WHAT WE -- IN OUR OVERALL TRANSPORTATION PLANNING WAS TO THINK ABOUT OTHER THINGS RATHER THAN TRADITIONAL SPENDING ON ROADS. SO WE PAID ATTENTION TO THE FACT THAT WITH THE NEW ROADS THERE WOULD BE SIDEWALKS IF THEY FELL WITHIN A CERTAIN COST THRESHOLD. YOU ALL HAVE ADOPTED A POLICY THAT WITH ANY STREET RECONSTRUCTION OR STREET IMPROVEMENTS, IF THE COST OF ADDING A SIDEWALK IS LESS THAN A CERTAIN THRESHOLD IT WOULD BE ADDED. SO THERE'S MORE THAN JUST THE \$13 MILLION THAT WE PUT THAT WOULD GO TOWARDS SIDEWALKS. SO I'LL LET MS. MCPHAIL TAKE OVER.

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McCracken: IN THE 13-MILLION-DOLLAR FIGURE YOU CITE, IS THAT INCLUDING THE \$10 MILLION TO REPAIR EXISTING SIDEWALKS? IS THAT 13 FOR NEW SIDEWALKS AND 10 MORE FOR REPAIR?

NO. IT STARTED OUT AT 10 MILLION SIMPLY FOR REPAIR. WHAT OUR SUBCOMMITTEE DID IS RECOGNIZE THAT WE IN A PACKAGE LIKE THIS, SINCE THERE ARE SO MANY CLEAR REQUESTS THROUGH THE NEIGHBORHOOD PLANNING PROCESS FOR SIDEWALKS, YOU LOOK AT THE NEIGHBORHOOD PLANS, ALMOST ALL OF THEM ASK FOR A NEW SIDEWALKS ON STRETCHES THAT DON'T HAVE SIDEWALKS THAT WE HAD TO INCLUDE NEW SIDEWALKS IN THIS PACKAGE. SO THE ORIGINAL REQUEST FROM STAFF

WAS FOR SIDEWALK REPAIR. WE CHANGED IT TO INSTEAD OF 10 MILLION FOR REPAIR, WE CHANGE IT HAD TO 13 MILLION FOR NEW AND REPAIR. SO YOU OR PUBLIC WORKS MAY DECIDE TO DO THAT SIX AND A HALF, SIX AND A HALF. OR 10 AND THREE.

McCracken: JENNIFER, DO YOU HAVE MORE INFORMATION ON THAT?

THE REASON THAT WE DID THAT IS THAT THERE WERE MANY, MANY REQUESTS FROM PEOPLE WANTING ACCESS TO THE NEIGHBORHOODS AND TO THE LARGE ARTERIAL STREETS. THEY CAME TO US AND SAID, LOOK, IT'S DANGEROUS, I CAN'T GET AROUND. I NEED TO BE ABLE TO ACCESS THIS STRETCH OF AREA, AND THERE'S NO EXISTING SIDEWALK. TYPICALLY WHAT'S HAPPENED IN THE PAST IS BOND PACKAGES WERE USED TO FUND THE LARGER SIDEWALK PROJECTS, AND THAT'S NOT TYPICALLY REPAIRS. IT'S NEW CONSTRUCTION. THERE IS NO MONEY IN THE -- REALLY NOT A LOT OF MONEY IN THE ANNUAL BUDGET FOR SIDEWALKS. I MEAN, WHEN YOU'RE BUILDING NEW CONSTRUCTION, LET ME GIVE YOU AN EXAMPLE. THE SECTION OF SOUTH LAMAR NEAR THE BROKEN SPOKE WHERE THERE'S NO EXISTING SIDEWALK, THAT COSTS \$10 MILLION. WE DON'T HAVE THAT KIND OF MONEY IN THE ANNUAL BUDGET TO SUPPLEMENT THAT AND DO ALL THE OTHER THINGS THAT WE NEED TO DO. SO WHERE DO WE GET THEM? WE GET IT FROM BOND PACKAGES. THAT'S HOW IT WORKS. THESE THINGS SHOULD WORK TOGETHER IN CONCERT.

McCracken: I'VE GOT TO SAY, I'VE BECOME REALLY ACUTELY AWARE OF THE FACT THAT AUSTIN UNFORTUNATE HAS ONE OF THE WORST URBAN SIDEWALK SITUATIONS. WE ARE A GREAT CITY, BUT THAT IS AN AREA OF MAJOR FAILING. I WAS DRIVING DOWN LAMAR SEVERAL MONTHS AGO AND SAW A MAN IN A WHEELCHAIR HAVING TO RIDE HIS WHEELCHAIR OUT IN TRAFFIC ON LAMAR BECAUSE THERE WAS NO SIDEWALK IN THAT AREA ON A MAJOR ARTERIAL. I SAW A YOUNG COUPLE WITH AN INFANT ON 38TH STREET ACROSS FROM SETON HAVING TO WALK ON A CURB BECAUSE THERE WAS NO SIDEWALK ON 38TH STREET ACROSS THE STREET

FROM THE HOSPITAL.

YOU'RE SPEAKING TO THE CHOIR. I DO IT EVERYDAY. I'M SAYING YOU'RE PREACHING TO THE CHOIR. I DO IT EVERYDAY. TODAY WE WERE ACTUALLY MARCHING IN SUPPORT OF THE PFLUGER BRIDGE, SO WE WENT ON THE LAMAR UNDERPASS IN THE ROAD TO GET HERE BECAUSE THERE IS NO EXTENSION YET. AND THAT WAS THE MOST ACCESSIBLE WAY. YOU WILL HEAR MORE ABOUT THAT TONIGHT, BUT I JUST WANTED TO EMPHASIZE THAT WE KNOW WELL WHAT YOU'RE SPEAKING OF.

McCracken: DO YOU KNOW WHAT THE ASSUMPTIONS ARE ON HOW WIDE THE SIDEWALKS ARE? I THINK THAT'S A BIG DIFFERENCE.

THERE ARE REQUIREMENTS, DEPENDING ON WHAT AREA THE SIDEWALK IS IN. AND SO YOU'LL GET DIFFERENT DESIGNS IN DIFFERENT PLACES.

McCracken: OKAY. THEN IN TERMS OF WHAT OTHER INFILL INFRASTRUCTURE WE'RE LOOK AT TO HELP FULFILL THE GOALS OF INEN VISION CENTRAL TEXAS AND HUNDREDS OF THOUSANDS OF PEOPLE MOVING INTO THE EXISTING URBAN CORE?

ARE YOU ASKING ME WHERE THE MONEY IS TO TAKE CARE OF ALL THESE ISSUES?

McCracken: NO, I'M ASKING WHAT INFRASTRUCTURE IS INCLUDED IN THE PROPOSAL FROM THE BOND COMMITTEE.

SAY IT A DIFFERENT WAY BECAUSE YOU'RE ASKING ME WHAT TOOLS WE HAVE OUT THERE IN ORDER TO PROVIDE THE SIDEWALKS THAT PEOPLE NEED?

McCracken: NO. I'M SAYING THAT ONE OF THE THINGS WE KNOW IS THAT TO ACCOMMODATE SEVERAL HUNDRED THOUSAND PEOPLE MOVING INTO THE URBAN CORE, WHICH IS ONE OF OUR GOALS THROUGH ENVISION CENTRAL TEXAS, WE'RE GOING TO NEED INFRASTRUCTURE, DRAINAGE, SIDEWALKS. I KNOW WATER IS HANDLED THROUGH THE

WATER UTILITY, BUT MORE --

REALISTICALLY, IN ORDER TO PROVIDE INFRASTRUCTURE YOU'RE GOING TO NEED MONEY, YOU'RE GOING TO NEED BETTER COORDINATION BETWEEN MULTIPLE JURISDICTIONS.

McCracken: WHAT'S IN THE RECOMMENDATION FROM THE CITIZENS BOND COMMITTEE IN TERMS OF INFILL INFRASTRUCTURE TO HELP ACHIEVE THE GOALS OF ENVISION CENTRAL TEXAS?

WELL, WE WANTED SAFETY FIRST, WE WANTED BETTER COORDINATION AMONG THE ENTITIES, AND MORE MONEY. IT'S THAT SIMPLE. THOSE ARE THE BIG THINGS.

McCracken: CAN YOU TELL US WHAT IS ACTUALLY IN Y'ALL'S RECOMMENDATION?

I CAN'T REMEMBER IF I'M LEAVING ANYTHING OUT, BUT THOSE ARE THE BIG ONES THAT ARE IMPORTANT.

DO YOU MIND IF I --

SURE.

THERE IS A LIST THAT YOU MIGHT NOT HAVE, BUT IN THE REPORT THERE'S A LIST OF THE \$122 MILLION WORTH OF DRAINAGE PROJECTS. PROBABLY THE BIGGEST SINGLE PROJECTS ARE ONION CREEK AND WILLIAMSON CREEK IN THE SOUTHEAST PART OF THE CITY IN WHICH THERE ARE ONE THOUSAND HOMES THIS A IN A FLOODPLAIN. AND THAT BEING THE SINGLE LARGEST PROJECT AND IT IS A MULTIJURISDICTIONAL PROJECT BECAUSE WE TEAM WITH USGS TO DO IT, THAT PROJECT WILL FACILITATE MUCH NEW SPACE FOR NEW HOUSING IN THAT AREA. AND THAT IS AN AREA IN WHICH AUSTIN CAN GROW BECAUSE WE'VE GOT STATE HIGHWAY ONE 30 TO THE EAST OF THERE, U.S. 183, U.S. 290, MAJOR EMPLOYERS IN THAT AREA, AND SO AS FAR AS ENVISION CENTRAL TEXAS GOES, REPAIRING THE INFRASTRUCTURE IN SOUTHEAST AUSTIN, TAKING HOME OUT OF THE FLOODPLAIN, WILL INTRODUCE NEW AREAS FOR WHICH YOU CAN HAVE DEVELOPMENT AND ALLOW FURTHER

DEVELOPMENT, SAY, ALONG BEN WHITE WITHOUT JEOPARDIZING PEOPLE THAT ARE DOWNSTREAM OF THERE. AND THEN IN OTHER PLACES, LIKE LITTLE WALNUT CREEK, WHICH HAS BEEN A PROBLEM FOR YEARS, IT'S BEEN INCLUDED IN PAST BOND PACKAGES. THERE'S REPAIR FOR THAT, THERE'S STREAM BED STABILIZATION IN SEVERAL OTHER CREEKS THAT WILL BOTH BENEFIT THE DRAINAGE ISSUE AND THE WATER QUALITY ISSUE, BUT ALSO PROVIDE TRAILS AND GREENWAYS. PART OF WHAT WE DID LOOK AT IS THE OVERLAP BETWEEN WHEN YOU BUY HOMES TO TAKE THEM OUT OF THE FLOODPLAIN YOU CREATE MORE GREEN SPACE THAT'S ADJACENT TO A CREEK THAT CAN GO INTO A GREENWAY SYSTEM. IF YOU IMPROVE THE GREENWAY SYSTEM IT CAN BE MORE ACCESSIBLE TO PEOPLE MORE SAFELY. BOGGY CREEK IN CENTRAL EAST AUSTIN AGAIN IS ANOTHER AREA WHERE YOU'VE GOT PLEASANT VALLEY ROAD, YOU'VE GOT AN AREA WHICH IS BASICALLY DESIGNED RIGHT NOW TO CARRY STORM WATER, SO IT HAS VERY FEW AMENITIES. A MAJOR ROLE THAT WE PLAYED WAS TO MOVE THAT PROJECT UP IN THE PRIORITIZATION TO WHERE IT WOULD BE SOMETHING WHICH WOULD MAKE THE NEIGHBORHOOD BOTH MORE ATTRACTIVE AND SAFER AND AGAIN GET DOUBLE DUTY OUT OF THE DRAINAGE IN THAT AREA. IT WOULD GO NOT FROM BEING DRAINAGE BUT TO BE AN EFFECTIVE NEIGHBORHOOD PARK. SO THE -- I COULD GO ON AND ON. THE LIST THAT WE PUT TOGETHER I WOULD SAY IS BASED BOTH ON THE NUMBER OF PEOPLE WE COULD TAKE OUT OF FLOODPLAINS OR THE NUMBER OF HOMES AND BUSINESSES THAT WE COULD PROTECT, NOT JUST RESIDENTIAL, IT'S A BUSINESS THING, COUPLED WITH THE RESPONSES THAT WE GOT FROM CITIZENS. OBVIOUSLY THAT'S PART OF THE DEMOCRATIC PROCESS. AND SO I WOULD SAY -- I CAN SAFELY SAY THAT ALMOST ALL OF THE DRAINAGE ISSUES WITH WHICH WE DEALT WERE -- WOULD MAKE IT POSSIBLE TO MAKE AUSTIN MORE HABITABLE AND ADD MORE DEVELOPMENT WITHIN AUSTIN WITHOUT INCREASING FLOODING RISKS. >>

McCracken: WE'VE GOT THREE VERY KNOWLEDGEABLE URBAN PLANNERS. COULD YOU TELL US IN LOOKING AT IT YOU'RE KIND OF ESPECIALLY POKER FOR A DAY, WHAT WE'RE MISSING IN TERM OF BEING ABLE TO PROVIDE THE

INFRASTRUCTURE TO ACHIEVE THE GOALS OF ENVISION
CENTRAL TEXAS WITH A FOCUS ON INFILL DEVELOPMENT?

CAN I GO FIRST?

YOU CAN GO FIRST.

ALL RIGHT. THE SINGLE LARGEST PROJECT THAT WE LEFT OFF, AND IT WAS THE LAST PROJECT ON THE CITY'S NEEDS ASSESSMENT THAT DIDN'T GET INTO THE FINAL LIST OF THEIR -- THAT THEY SUBMITTED, IS THE WALLER CREEK TUNNEL. VOTERS AUTHORIZED \$20 MILLION FOR THE WALLER CREEK TUNNEL A FEW YEARS AGO AND THEN IT WAS FOUND THAT IT WOULD COST ABOUT THREE TIMES THAT AMOUNT. WE COULD FINISH THE WALLER CREEK TUNNEL WITHOUT DOING GENERAL OBLIGATION BOND DEBT IF WE COULD CREATE A TAX INCREMENT FINANCING DISTRICT TO FUND IT. AND WHAT OUR COMMITTEE LEARNED WAS THAT THERE WAS SOME DISCONNECT BETWEEN THE COUNTY COMMISSIONERS COURT AND THE CITY COUNCIL OR MAYBE IT WAS THE PUBLIC WORKS DEPARTMENTS OF BOTH ENTITIES, BUT THAT WAS AN AN INTERJURISDICTIONAL PROBLEM THAT MIGHT BE HOLDING THAT UP. MANY OF US RESOLVED THAT AS WE WRAPPED UP OUR EFFORTS HERE, WE WOULD GO OUT AND WE WOULD TALK TO PEOPLE ABOUT THAT AS PRIVATE CITIZENS BECAUSE WE HAD LEARNED ABOUT IT BECAUSE WE THINK THAT THE WALLER CREEK TUNNEL, IF THAT COULD -- IF YOU COULD SOLVE THE DRAINAGE ISSUES THERE, YOU COULD OPEN UP A SIGNIFICANT PORTION OF DOWNTOWN WHERE YOU COULD HAVE EXTREMELY HIGH TAX REVENUES FROM THE PROPERTY TAX AND THE IMPROVEMENTS IF WE COULD DEVELOP IN THAT AREA. AND I THINK THAT'S A BULL'S EYE FOR THE GOALS OF ENVISION CENTRAL TEXAS.

I THINK ONE INC. THING TO KEEP IN MIND IS MOST -- EVERYTHING THAT CAME BEFORE US AND STUFF THAT COME BEFORE CITY COUNCIL IS ALREADY PLANNED OUT. I MEAN, WE TALKED ABOUT A LOT OF THE THINGS THAT CAME BEFORE THE BOND COMMITTEE FOR MANY YEARS, SO IT'S VERY SIMPLE. IT MAY NOT BE VERY POET TICK, BUT YOU'VE GOT TO PLAN IT, FIGURE OUT A WAY TO PAY FOR IT AND THEN DO IT. AND SOMETIMES WE DON'T HAVE THE POLITICAL

WILL TO DO THE THINGS THAT ARE GOING TO BE IMPORTANT AND A VERY BOLD STEP IN THE RIGHT DIRECTION FOR THE SIT SEBZ OF THIS CITY. WE'RE STILL TALKING ABOUT PFLUGER BRIDGE. WHAT'S IT BEEN, 10 YEARS? WE'RE STILL LOOKING AT SIDEWALK PROJECTS THAT CAME BEFORE THE BOND COMMITTEE AND DRAINAGE PROJECTS THAT WE'VE BEEN TALKING ABOUT FOR DECADES. THE REASON THAT DRAINAGE PROBLEMS ARE \$800 MILLION IN THE HOLE IS WE WEREN'T PLANNING AND PAYING FOR THOSE PROJECTS TO BE BUILT, SO IT'S NOT POETIC, BUT IT IS VERY STRAIGHTFORWARD. PLAN IT, PAY FOR IT, DO IT.

McCracken: WHAT WOULD YOU SAY IS MISSING?

I WAS GOING TO SAY THAT THE BEST THING YOU COULD DO IS TURN BACK TIME AND INVEST A COUPLE BILLION DOLLARS INTO THE INFRASTRUCTURE THAT WE DIDN'T INVEST IN BECAUSE WE DIDN'T HAVE THE ABILITY. BUT THAT MAKING THE INVESTMENTS THAT WE ALREADY NEED TO MAKE TO ACCOMMODATE CURRENT GROWTH IS WHERE WE START. BEYOND THAT I THINK JUST AS DAVE SAYS, WHEN WE TALK ABOUT LEVERAGING AND RELATIONSHIPS AND ALTERNATIVE FUNDING AND REGIONAL PARTNERSHIPS AND ALL OF THIS, WALLER CREEK TUNNEL IS AN EXAMPLE OF THE SORT OF PROJECT THAT YOU HAVE AN OPPORTUNITY TO DO WITHOUT SIMPLY GOING STRAIGHT TO THE PROPERTY OWNERS IN THE CITY OF AUSTIN. EVERY OPPORTUNITY THAT YOU HAVE TO DO THAT, AND CERTAINLY AS YOU'RE LOOKING FORWARD TO THE EDGE OF WHAT IS NOW THE CITY, YOU'RE GOING TO HAVE MORE OPPORTUNITIES TO DO THAT. BUT FOR THE FOLKS WHO ARE IN THE URBAN CORE RIGHT NOW, FOR THEIR BEDROCK INFRASTRUCTURE, WE'RE PRETTY MUCH AT AN OPPORTUNITY WHERE ALL YOU CAN DO IS GO TO YOUR GENERAL OBLIGATION BONDING CAPACITY. AS THEY SAID, PRETTY MUCH EVERYTHING THAT'S AT LIEFT IN DRAINAGE, ALL THOSE PROJECTS ARE EITHER IN YOUR DESIRED DEVELOPMENT ZONE OR IN YOUR URBAN CORE. AND MAKING ALL OF THOSE NEIGHBORHOODS SAFER, HEALTHIER, THAT'S THE STARTING POINT FOR BEING ABLE TO AN ZONING ABSORB THAT KIND OF GROWTH.

IN ORDER TO DO THE THINGS WE NEED TO DO, WE NEED TO HAVE AN OVERSIGHT COMMITTEE, WE NEED TO KEEP IN

MIND YOU HAVE A MASTER PLAN FOR DRAINAGE, SIDEWALKS. WE DON'T NEED TO REINVEBT IN-- REINVENT THE WHEEL.

McCracken: I HAVE A FINAL QUESTION. ONE OF MY COLLEAGUES HAS I THINK PRETTY -- HAS OPINED THAT WE REALLY HAVE ONLY BONDING CAPACITY TO -- ABOUT THE MOST IN BONDS THAT WE COULD SELL IS ABOUT \$500 MILLION. AND SO I WANT TO GET I GUESS SOME SENSE FROM Y'ALL -- BECAUSE WE HAVE A PROPOSAL BEFORE US FOR \$614 MILLION AND WE'VE GOT, YOU KNOW, -- OBVIOUSLY WE'VE GOT TO BE AWARE OF THE OF THE FISCAL CONSTRAINTS. SO WHAT THE COMMITTEE'S VIEW ABOUT -- LIKE I SAID, I'D LIKE TO GET STAFF'S PERSONAL VOTE TO ON HOW DO WE DECIDE NOT TO GO ABOVE \$500 MILLION AND THEN WHERE THE COMMITTEE ENDED UP?

I THINK THE FIRST QUESTION YOU WOULD NEED TO ASK YOURSELVES IS FOR THAT ADDITIONAL 100 AND SO MILLION DOLLARS OF INVESTMENT, IS THERE A WAY TO MEET THOSE NEEDS OTHER THAN GOING THROUGH GEO BONDS OR TO BE ABLE TO AT LEAST MEET THOSE NEEDS MORE EXPEDITIOUSLY THAN SIMPLY WAITING UNTIL THE NEXT GEO BONDS. OUR CONCERN AS A COMIRKS EVEN THOUGH WE KNOW THIS IS A LOT OF MONEY, IS THAT IT WILL BE EVEN MORE MONEY WHEN THE NEXT BOND CYCLE COMES AROUND. AND SO THAT'S THE CONTEXT IN WHICH I THINK YOU WOULD HAVE TO START MAKING THOSE ASSESSMENTS, AND IT'S ONE OF THE THINGS THAT I THINK AS TOM ALSO TALKED ABOUT THAT WE SORT OF LOOKED AT AS WE HAD TO MAKE OUR DECISIONS GOING INTO THIS PACKAGE IS WHAT CAN YOU DO ANOTHER WAY, WHAT CAN YOU DO WITH OTHER PEOPLE'S HELP, WHAT CAN YOU DO ON A DIFFERENT TRACK? I THINK IF YOU LOOK AT IT THAT WAY, THAT'S WHERE YOU'RE GOING TO HAVE TO START. AND IT'S NOT NECESSARILY THE SAME AS WHAT IS THE PRIORITY OF THE PROJECTS IN ABSOLUTE TERMS? BECAUSE WE THINK ULTIMATELY THAT TO BE HONEST WITH YOU, THE PRIORITY FOR PROJECTS YOU NEED TO DO RIGHT NOW GOES TO EVERYTHING THAT'S IN HERE AND A LOT MORE.

I THINK ANOTHER THING TO KEEP IN MIND IS THAT WE ARE DEALING WITH THE PROBLEMS THAT PAST GENERATIONS

DID NOT WANT TO DEAL WITH. THEY FIGURED, AH, THAT'S 10, 20, 30 YEARS FROM NOW, IT WON'T BE MY PROBLEM. I WOAPT BE IN OFFICE. IT WILL BE SOMEONE ELSE'S PROBLEM, THE NEXT GENERATION CAN DEAL WITH IT. AND IF WE DON'T FIND A WAY TO PROVIDE RELIEF TO PAY FOR CERTAIN PROJECTS TO GET THESE THINGS GOING, WE WILL BE PASSING THAT ON TO FUTURE GENERATIONS OF AUSTINITES. SO WE'RE EITHER GOING TO PAY NOW OR PAY LATER. IT'S NOT LAING YOU CAN'T PAY FOR THIS STUFF. WE'RE GOING TO PAY IN WAYS THAT YOU HAVEN'T CONSIDERED LIERKS IF YOU -- LIKE IF YOU DON'T BUILD A SIDEWALK YOU HAVE MORE PEOPLE SHOWING UP IN THE EMERGENCY ROOM BECAUSE THEY'VE BEEN RUN OVER BY CARS OR IF YOU DON'T PAY FOR AFFORDABLE HOUSING WITH THE BONDS, THEM YOU'RE GOWNG TO HAVE A LOT OF KATRINA PEOPLE WHOSE FEMA MONEY IS ABOUT TO RUN OUT WHO HAVE NO PLACE TO GO IN THIS CITY. HOW ARE WE GOING TO PROVIDE THOSE TYPES OF SERVICES FOR PEOPLE THE WAY THAT WE PROVIDE THE SERVICES NOW? IT AFFECTS PEOPLE GENERATIONS DOWN THE ROAD. THERE IS A CONTINUITY. IF WE DON'T PAY IF IT NOW, OUR GRND CHILDREN ARE GOING TO PAY FOR IT.

COUNCILMEMBER, ONE THING -- IN THE REPORT THAT WE PROVIDED YOU, MANY OF THE PROJECTS HAVE A SHOW OF PRIORITY NEXT TO THEM. SO YOU DO HAVE TO GO FROM 6,714,000,000 TO 500 MILLION, IF YOU WANTED TO KEEP THE SAME RATIO ACROSS ALL THE PROJECTS, THEN YOU COULD GO IN AND LOP OFF THE LAST FEW PROJECTS, AND IT WOULD STILL BE REFLECTING THE BOND ELECTION ADVISORY COMMITTEE'S PRIORITIES.

IN THAT SENSE THE PACKAGE IS SCALABLE IN THAT SENSE, BUT ONE OF THE PLACES WHERE IT IS GOING TO -- I WAS ON THE FACILITIES COMMITTEE WITH TOM, THAT'S ONE AREA IN WHICH IT IS SORT OF AN APPLES TO ORANGES COMPARISON AS TO WHETHER PUBLIC HEALTH AND SAFETY FACILITY ACTS IS MORE IMPORTANT THAN CULTURAL FACILITY. THOSE ARE DECISIONS THAT I DON'T KNOW ANY QUANTITATIVE WAY TO MAKE, BUT YOU CAN -- WE DO GIVE YOU A STARTING POINT OF HOW TO SHRINK THE PACKAGE. WE WOULD JUST RECOMMEND THAT AS YOU DO THAT YOU THINK ABOUT, OKAY, WHAT HAPPENS TO THE REST OF

THAT? IS IT SOMETHING WE CAN LIVE WITHOUT FOR AWHILE OR IS IT SOMETHING THAT WE HAVE TO FIND ANOTHER WAY TO FUND?

Mayor Wynn: COUNCILMEMBER ALVAREZ AND THEN DUNKERLY.

Alvarez: I WAS JUST GOING TO MAKE A COMMENT ABOUT THE WALLER CREEK TUNNEL BECAUSE I DON'T KNOW THAT THERE'S A DIFFERENCE OF OPINION OR THERE'S A KIND OF DIFFERENCE IN TERMS OF OUR WILLINGNESS TO PARTICIPATE BECAUSE FROM WHAT I UNDERSTAND, WHAT WE PUT ON THE TABLE WAS 100% OF OUR TAX VALUE OR ADDED TAX VALUE FROM THE TIF, BUT THE PROJECT DOESN'T WORK WITH US PUTTING 100 PERCENT OF OUR TAX REVENUES TOWARDS THE PROJECT. AND WE CAN'T PUT ANY MORE THAN THAT. SO THE PROBLEM IS THAT THERE IS NO WILLINGNESS TO PARTICIPATE FROM ANOTHER ENTITY, SO THAT COULD REALLY GET THAT PROJECT JUMPSTARTED IS IF WE COULD GET A PARTNER TO MAKE THAT PROJECT HAPPEN AND SEE THE KIND OF IMPROVEMENTS WE WANT IN THAT PART OF DOWNTOWN.

IF YOU DON'T MIND, I'LL JUST REPEAT SOMETHING I SAID EARLIER, AND THAT'S THAT SEVERAL MEMBERS OF THE DRAINAGE AND TRANSPORTATION COMMITTEE AGREED PRIVATELY THAT AFTER TODAY WE WOULD GO AND TALK TO MEMBERS OF THAT OTHER ENTITY TO TALK ABOUT WHAT KIND OF RATIONALE EXISTS BEHIND THE DECISIONS THAT HAVE BEEN MADE IN THE PAST OR WHAT WOULD IT TAKE TO GET MORE PARTICIPATION.

AND I WOULD RESPECTFULLY REMIND YOU THAT YOU SOON WILL BE A CITIZEN AND YOU CAN JOIN US, THOSE OF US THAT WERE WILLING TO GO AND DO THAT -- GO THE EXTRA MILE FOR THAT PROJECT. AND EXPLAIN TO THAT ENTITY THE IMPORTANCE OF PONYING UP, SO TO SPEAK.

JENNIFER, REMEMBER, HE'S CURRENTLY A CITIZEN AND HAS BEEN FOR MANY, MANY YEARS.

BUT THERE ARE A LOT OF THINGS THAT CIVILIANS CAN DO

THAT POLITICIANS CAN'T.

Futrell: CIVILIAN VERSUS CITIZEN, A DIFFERENT WORD.

Mayor Wynn: COUNCILMEMBER DUNKERLEY.

Dunkerley: COUNCILMEMBER MCCracken REFERRED TO A 500-DOLLAR -- 500-MILLION-DOLLAR LIMIT THAT I HAD SUGGESTED. AND LET ME TELL YOU THE PERSPECTIVE THAT I HAVE. FROM A LOT OF EXPERIENCE I KNOW THAT WITH THE UPS AND DOWNS IN THE ECONOMY THAT THERE IS NO WAY THAT WE CAN SELL 600 MILLION DOLLARS' WORTH OF BONDS IN SIX YEARS AND NOT THROW ALL OF OUR BOND RATING RATIOS, AT LEAST THE MAJOR ONES, TOTALLY OUT OF KILTER AND CERTAINLY NOT RECOMMENDED BECAUSE THOSE KINDS OF THINGS EVENTUALLY CAUSE INCREASE IN COSTS IN FUNDING THESE PROJECTS. SO YOU REALLY HAVE TO WEIGH THIS. SO WHAT WE HAVE IS A FIVE ONE-MILLION-DOLLAR AMOUNT BADGE -- FIVE HUNDRED-MILLION-DOLLAR AMOUNT PACKAGE. THOSE ARE SOME OF THE THINGS THAT WE'RE GOING TO BE STRUGGLING WITH IS HOW TO MAKE THAT BALANCE. AND I AGREE THAT WE HAVE A LOT OF PRIORITIES HERE IN THE CITY, A LOT OF URGENT THINGS. WE ARE GOING TO TRY TO BE AS CREATIVE AS POSSIBLE IN IDENTIFYING PERHAPS OTHER WAYS OF DOING SOME OF THESE THINGS. BUT I DON'T WANT TO MISLEAD ANYBODY THAT WE CAN REALISTICALLY PASS THEM AND THEY CAN SIT ON THE SHELF. I'M NOT SURE IN EIGHT OR 10 YEARS THAT YOU WILL HAVE MORE CITE KEL PRIORITIES AND THAT MAY NOT BE A SERVICE TO THE COMMUNITY AS WELL, SO IT IS REALLY A DILEMMA. WE UNDERSTAND WHAT YOU ALL HAVE DONE. WE APPLAUD YOU FOR AT LEAST YOU PRIORITIZING THOSE THINGS THAT YOU THOUGHT WERE MOST IMPORTANT FOR THE NEIGHBORHOODS AND THE COMMUNITY. WE'LL REALLY BE LOOKING AT THAT. I WISH THERE WAS SOME MAGIC POT OF MONEY IN SOME WAY THAT WE COULD WAVE A WAND AND GET IT ALL DONE AT ONE TIME, BUT IT JUST DOESN'T WORK THAT WAY. WE STILL HAVE PROBABLY SOME BOND AUTHORITY SITTING AROUND ON A SHELF SOMEWHERE THAT WE'VE GOT REALLY EVER GOTTEN AROUND TO ISSUING. SO THAT'S THE DILEMMA AND THAT'S WHAT WE'LL BE WEIGHING IS WHAT RANGE CAN WE REALLY EXPECT REAL REALISTICALLY TO ISSUE. IT LOOKS

GOOD ON PAPER THAT WE CAN DO X, BUT I'M TELLING YOU THAT IT'S REALLY NOT POSSIBLE.

MAY I PLEASE RESPOND TO THAT. WE DO HAVE AN EXPLICIT OBJECTIVE OF PRESERVING OUR DOUBLE A PLUS BOND RATING, AND PART OF WHAT WE LOOKED AT IS THE MAGNITUDE OF GEO BONDS THAT WE DID IN 1998 AND LOOK AT THE GROWTH IN THE CITY SINCE THEN. SO WE BELIEVE THAT IN THE RANGE OF 500 TO 600 MILLION IS ON THE SAME SCALE AS THE 350 MILLION PLUS THE OVERALL GROWTH IN THE CITY. BUT YOU ARE THE GURU. I SENT AN E-MAIL AND I ADDRESSED YOU AS --

THERE

Dunkerley: THERE IS ONE MEASURE THAT I AM PARTICULARLY CONCERNED ABOUT AND THAT IS OUR NET DEBT PER CAPITA FIGURE. RIGHT NOW UNDER THE CURRENT LEVEL WE ARE MUCH HIGHER THAN ANY OTHER CITY THAT THEY COMPARE US TO. WE'RE OVER \$800 PER CAPITA, WHERE DALLAS AND HOUSTON ARE DOWN AROUND THE 600 LEVEL AND FORT WORTH MAY BE 200. I DON'T KNOW. SO WE ARE MUCH HIGHER. IF WE GO UP TO THREE CENTS ON THE TAX ROLL IN SIX YEARS THAT PUSHES US -- DALLAS AND SAN ANTONIO ARE DOWN ABOUT 600. BUT IF WE GO UP TO THREE CENTS, THAT'S PUSHES UP OVER \$1,300, ALMOST DOUBLE THE NEXT PERSON -- THE NEXT CITIES THEY COMPARE US TO. SO THAT IS GETTING IN A REALLY DANGEROUS ZONE, SO I THINK THAT WE HAVE TO BE VERY CAREFUL AND I DON'T MAKE THAT RECOMMENDATION LIGHTLY. I'D LIKE TO DO THEM ALL TOMORROW, BUT THOSE -- THAT'S THE PARTICULAR THING I LOOK AT RIGHT NOW.

WE LOOKED AT WE ARE VERY HIGH IN TERM OF MEDIAN FAMILY INCOME. WE ARE LOW IN TERMS OF CITY TAX RATE, EVEN THOUGH WE PAY A LOT IN TAXES BECAUSE OUR HOME VALUES ARE HIGH, SO MY POINT IS THAT THERE ARE DIFFERENT METRICS TO LOOK AT. AND GRANTED ON ONE, I DID TALK TO A COLLEAGUE OF MINE WHO WAS WITH THE STATE --

Dunkerley: YOU KNOW I'M LOOKING AT THE WHOLE PACKAGE. I'M JUST POINTING OUT THE ONE THAT I'M MOST

CONCERNED ABOUT.

AND YOU'RE RIGHT, BECAUSE YOU KNOW.

Dunkerley: THANK YOU VERY MUCH.

McCracken: SHE KNOWS OUR DEBT PER CAPITA OFF THE TOP OF HER HEAD.

Mayor Wynn: FURTHER COMMENT, QUESTIONS?

Thomas: ONE QUESTION, MAYOR, TO MR. MADISON. YOU SAID OVERALL WHEN YOU WAS DOING YOUR PRESENTATION THAT THE ADVISORY COMMITTEE WAS SAYING THAT THEY WERE -- WAS EVERYBODY IN AGREEMENT TO BRING THIS TO BE ON THE BALLOT IN MAY OR DID YOU HAVE -- MY CONCERN IS THAT -- AND I KNOW THAT ALL OF US ON THIS DAIS KNOW THIS, TAKE TIME FOR YOUR HARD WORK AND EFFORT FOR EIGHT TO SIX MONTHS. WE DON'T WANT TO RUSH SOMETHING AND THEN NOT BE SUCCESSFUL IN GETTING THE BOND PASSED. THAT'S NUMBER ONE. AND NUMBER TWO, THIS IS FOR STAFF TO FIND OUT TO GET BACK TO ME AS SOON AS POSSIBLE. WHEN WE DID THE '98 BONDS, DID WE HAVE A TURNAROUND FROM THE COMMITTEE TRYING TO GET IT ON THE BALLOT THIS WEEK? AND NUMBER THREE, WOULD WE HAVE SOMEBODY THAT WOULD MAYBE TELL US MAYBE WOULD IT BE FEASIBLE AND SUCCESSFUL, I GUESS SOMEBODY WITHIN OUR STAFF OUTSIDE TO GIVE US SOME GOOD ADVICE THAT WOULD IT BE FEASIBLE TO COME IN MAY OR WOULD WOULD IT BE FEASIBLE TO COME IN NOVEMBER? IF WE PUT THIS ON MAY, THEN WE'RE TALKING ABOUT CHARTER CHANGE, WE'RE TALKING ABOUT A LOT OF ITEMS. AND THE WORK THAT THE ADVISORY ARE DONE OVER THE PAST EIGHT TO 10 MONTHS, I JUST DON'T WANT IT TO BE IN VAIN. I WANT THIS PACKAGE TO BE SUCCESSFUL. IT'S GOT A LOT OF WORK THAT WE AS THE MAYOR AND COUNCIL HAVE TO DO BEFORE MARCH THE NINTH. PERSONALLY I DON'T SEE HOW I CAN DO IT AND STILL MEET MY DAILY ONE ON ONE WITH THE CITIZENS AND OTHER PEOPLE MAY THE COMMUNITY NOW. MAYBE SOMEBODY ELSE CAN.

CAN I COMMENT? THE THING THAT STRUCK ME THE MOST WERE EXAMPLES OF PEOPLE WHO HAVE BEEN WAITING A

VERY LONG TIME IN LIMBO BECAUSE THEY LIVED IN THE FLOODPLAIN AND THEY NEEDED THEIR HOUSES TO BE BOUGHT OUT. THEY WERE GIVEN LETTERS BY THE CITY THAT SAID YOU WILL BE BOUGHT OUT IN X AMOUNT OF TIME AND THEY'RE STILL WAITING TO SEE THAT MONEY AND SOME OF IT WAS GOING TO BE PAID FOR USING THESE BOND DOLLARS OR CERTAIN AREAS OF TOWN WHERE PEOPLE WERE ADVOCATING FOR SIDEWALKS HAVE BEEN WAITING IN UP PARAZ UPWARDS OF 15 YEARS. SO MY QUESTION TO YOU IS REQUEST WE AFFORD TO WAIT ANY LONGER ON THE STUFF THAT WE'VE BEEN POSTPONING AND POSTPONING? AS A PERSON WITH A DISABILITY WHO LIKE A DISCUSSED IS COUNCILMEMBER MCCracken, I WOULD LIKE TO SEE LAMAR GET SIDEWALKS BEFORE I DIE THAN TO KNOW MY LEGACY LISTEN INCOMPLETE. IT'S IMPORTANT TO REALIZE THAT THESE PROJECTS THAT CAME BEFORE THE BOND COMMITTEE, THE PROJECTS THAT GO BEFORE COUNCIL HAVE BEEN WAITING FOR DECADES. AND IF WE DON'T FIND A CREATIVE WAY TO LEVERAGE IT AS SOON AS POSSIBLE, THE COST OF PROVIDING THESE SERVICES IS ONLY GOING TO INCREASE. IT NEVER DECREASES.

Thomas: I UNDERSTAND HOW YOU SUPPORT THESE DIFFERENT PROJECTS, BUT I JUST WANT TO MAKE SURE THAT WE HAVE TIME ENOUGH TO DO THE ADEQUATE -- DOING A SEARCH AND MAKE SURE IF WE CAN'T HAVE THE 600 MILLION THAT YOU WANT, HOW WE CAN CUT DOWN TO WHAT WE CAN BRING FORWARD. I JUST WANT IT TO BE SUCCESSFUL. NOW, IF THE COMMITTEE THINKS, THE ADVISORY COMMITTEE THINKS WE CAN DO IT, BUT I JUST PERSONALLY DON'T SEE HOW WE CAN DO IT, BUT I'M NOT SAYING OH I'M NOT AGAINST TRYING REAL HARD. I UNDERSTAND IT'S A THING THAT OTHER PEOPLE IN THIS CITY HAVE WAITED AND WAITED, BUT --

I DIDN'T NAME THEM ALL.

Thomas: EXCUSE ME. WE WERE SUCCESSFUL IN THE '98 BOND AND I WANT TO BE SUCCESSFUL IN THIS SO WE CAN CONTINUE. AND IT DOES TAKE MONEY TO DO SOME OF THE PROJECTS WE HAVE BECAUSE THERE ARE A LOT OF PROJECTS JUST ON THE PARK AND RECREATION FACILITIES, LIKE ADA THAT WE DO NEED TO HAVE COME TO A POINT. SO

I JUST WANT TO MAKE SURE THAT WE DO IT ADEQUATE, DO IT RIGHT AND EVERYBODY THAT IS INVOLVED THAT'S GOING TO BE DOING THE VOTING KNOW WHAT'S GOING ON. THAT'S JUST ALL I HAVE TO SAY. I KNOW YOU ALL DID AND I COMMEND YOU FOR YOUR HARD WORK FROM THE TIME FROM YOUR FAMILIES AND DOING THE HARD WORK. IT'S NOT THAT I'M SAYING -- I'M NOT TOTALLY SUPPORTING IT, BUT I JUST THINK WE DON'T HAVE ENOUGH TIME TO DO THAT AND HAVE TO HAVE THE WORDING AND EVERYTHING DONE BY MARCH.□□

THAT'S ONE THING I DON'T UNDERSTAND. THAT'S THE PARAMETERS IN WHICH WE ALL AGREED TO WORK WITH, AND --

Mayor Wynn: COUNCIL, FURTHER COMMENTS, QUESTIONS? WITHOUT OBJECTION, MY RECOMMENDATION IS HOWEVER THAT WE ESSENTIALLY ASK THE CITY MANAGER TO -- WORKING THROUGH THE AGENDA OFFICE BE COGNIZANT OF THE NEXT FOUR COUNCIL MEETINGS, GIVE US THE ABILITY AS INDIVIDUAL COUNCIL OFFICES TO USE THE BUDGET QUESTION FORMAT TO START ASKING SOME VERY SPECIFIC QUESTIONS THAT WE CAN ALL SHARE WITH ONE ANOTHER AND GET THEIR STAFF RESPONSE AS QUICKLY AS POSSIBLE AND HAVE DISCUSSION EACH OF THE NEXT THREE OR FOUR COUNCILMEMBERS TO SEE IF WE CAN GET THIS DONE MAY 9TH. COUNCILMEMBER MCCRACKEN.

McCracken: I WOULD SUGGEST AN ALTERNATIVE BECAUSE I'VE HEARD FOUR MEMBERS ON THE DAIS SUGGEST THAT WE NEED MORE TIME THAN MARCH NINTH. AND THAT WOULD BE AT LEAST THE CITY MANAGER PREPARE US FOR A PROJECTED SCHEDULE SHOULD WE WANT TO DO THIS BY MARCH NINTH AND THEN MAKE A DECISION NEXT WEEK AFTER WHAT THE CITY MANAGER PREPARED FOR US AS A PROJECTED SCHEDULE AND WHETHER IN FACT WE CLEAR THE DECKS AND GO FULL BORE AHEAD AND DO TWO COUNCIL MEETINGS AND THEN VOTE.

Mayor Wynn: PERHAPS WITHOUT OBJECTION, I THINK THAT IF WE COULD POST SOME TYPE OF ITEM, SOME ITEM FROM COUNCIL OR NEXT THURSDAY TO HAVE THIS DISCUSSION AGAIN AND ASK THE CITY MANAGER AS QUICKLY AS

POSSIBLE. TO ITEMIZE FOR US WHAT WOULD BE THE SUGGESTED SCHEDULE AS THE MAYOR PRO TEM SUGGESTED, PERHAPS COMPARED TO 1998 SOME TIME INVOLVED, HOW LONG THE DELIBERATIONS, THE DOWN DELIBERATIONS, THE POSTING OCCURRED, AND THEN ON NEXT THURSDAY WE COULD HAVE THE PUBLIC DISCUSSION AGAIN ABOUT WHERE WE ARE AS A COUNCIL.

AND MAYOR, WE'RE ALREADY WORKING ON THE SCHEDULE. WE'VE BEEN DOING IT BY E-MAIL. SO WE WILL HAVE A SCHEDULE PREPARED FOR THAT AND -- LET ME DO ONE QUICK CLARIFIER. REGARDLESS OF MAY OR NOVEMBER, THESE BONDS ARE SCHEDULED TO BE SOLD IN 2007. SO I WANT EVERYONE TO UNDERSTAND THAT WE HAVE BOND CAPACITY TO SELL FOR '06. IT IS NOT MOVING UP THE DATE OF THE PROJECTS. THE BOND CAPACITY IS FOR '06. WHETHER YOU DO IT "OR NOVEMBER, THEY'RE SCHEDULED TO BE SOLD BEGINNING IN 2007.

IN ROUND NUMBERS, PERHAPS ONE FOURTH TO ONE SEVENTH OF THEM TO BE SOLD IN 2007.

EXACTLY RIGHT. YOU WOULD STRETCH THEM OUT OVER A SIX YEAR PERIOD, WHICH HAS BEEN OUR PRACTICE FOR A VARIETY OF REASONS.

Mayor Wynn: COUNCILMEMBER LEFFINGWELL.

Leffingwell: JUST TO REITERATE WHAT I SAID EARLIER AND WHAT I THINK YOU SAID, I THINK WE OUGHT TO PROCEED AS IF WE'RE GOING TO HAVE THE BOND ELECTION IN MAY. THERE'S NO REASON THAT WE CAN'T CHANGE THAT PROCESS AND POSTPONE IT AT ANY TIME, EVEN NEXT WEEK, BUT I THINK FOR NOW WE SHOULD BE FORMULATING OUR SCHEDULE AND PLANNING ON DOING THE SELECTION IN MAY.

Mayor Wynn: COUNCILMEMBER ALVAREZ.

Alvarez: I AGREE WITH THAT AS WELL. BUT IN TERMS OF GETTING OUR QUESTIONS SUBMITTED MUCH LIKE WHEN WE RECEIVED THE BUDGET AND THE QUESTIONS START COMING THE NEXT DAY, IF KNOTS THE DAY WE RECEIVE THE

BUDGET, THEN I ASSUME WE SEND THAT TO GREG?

Futrell: YES. LET'S USE GREG IN THE BUDGET OFFICE. GREG, DO YOU WANT TO -- YOUR E-MAIL OR DO YOU WANT IT TO BE -- [LAUGHTER]

SEND IT TO MY NAIL AND WE WILL TREAT IT AS BUDGET QUESTIONS.

I SEE JASON SAT DOWN QUIETLY OVER THERE IN THE CORNER.

THANKS.

Mayor Wynn: THANK YOU ALL. COUNTRY, THAT TAKES US TO OUR -- COUNCIL, THAT BREAKS TAIKZ US TO OUR 5 5:30 --

Thomas: MAYOR, CAN WE DO ONE THING ON ITEM 7 BECAUSE I'VE GOT SOME ANSWERS -- QUESTIONS ANSWERED SO WE CAN LET OUR STAFF GO HOME, IF YOU DON'T MIND.

Mayor Wynn: SO MOTION MADE BY MAYOR PRO TEM TO APPROVE ITEM NUMBER 7 FUNDING AMOUNT AND COUNCIL HAS SEEN SOME MODESTLY AMENDED BACKUP NUMBERS TO THAT, BUT OVERALL POSTING LANGUAGE SHOWN ON ITEM NUMBER 7 STILL REMAINS INTACT. I'LL SECOND THAT MOTION. FURTHER COMMENTS?

I JUST WANT TO SAY, IF YOU DON'T MIND, MAYOR, I APPRECIATE MR. HIEMS AND THE CITY MANAGER WORKING WITH WHAT WE'RE TRYING TO DO, BUT IT WAS SUCCESSFUL WHAT WE DID LOOKING AT THIS THIS TIME AROUND. I APPRECIATE THE MAYOR AND THE COUNCIL CONSIDERING WHAT WE WERE TALKING ABOUT. I THANK STAFF FOR THE HARD WORK AND THE CITY MANAGER.

Mayor Wynn: AGREED, THANK YOU. SO FURTHER COMMENTS ON ITEM NUMBER 7? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF

SEVEN TO ZERO. THANK YOU ALL VERY MUCH. SO COUNCIL, THAT TAKES US TO OUR 5:30 BREAK FOR LIVE MUSIC AND PROCLAMATIONS. ACCORDING TO OUR AGENDA, WE SHOULD BE PREPARED TO LISTEN TO CYRIL NEVIL. STAY TUNED FOR LIVE MUSIC AND PROCLAMATION. I ANTICIPATE THE COUNCIL BEING BACK ON THE DAIS SHORTLY THEREAFTER. [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS] C14-05-

Mayor Wynn: OKAY, FOLKS, IT'S TIME FOR OUR LIVE MUSIC GIG HERE AT AUSTIN CITY COUNCIL, WE HAVE A STREET FOR YOU TODAY, JOINING US TODAY IS CERIL NEVILLE. YOU CAN GO AHEAD AND CLAP. [APPLAUSE] CELEBRATE CERIL'S ARRIVAL IN AUSTIN WAS BECAUSE OF HURRICANE KATRINA. IT HAS PROVEN TO BE A MUSICAL GUEST FOR OUR CITY. HE'S PERFORMED WITH A WIDE RANGE OF MUSICAL GREATS, INCLUDING THE NEVILLE BROTHERS, OF COURSE, FRONT MAN FOR THE UP TOWN ALL STARS. HE HAS TOURED THE U.S., EUROPE AND JAPAN AND EVEN DID A STINT OPENING FOR THE ROLLING STONES. HE'S A PASSIONATE PERFORMER WHO DOESN'T JUST SING BUT PREACHES EVEN TO THE POINT OF CALLING HIS PERFORMANCES STREET CHURCH. THE CONGREGATION MEETS EVERY TUESDAY NIGHT AT THREADGILLS WHERE HE AND HIS WIFE PERFORM WITH TRIBE 13. THEY REFER TO CERIL AS, QUOTE, A PROPHET, KEEPER OF THE FLAME, ARCHIVIST, MUSICAL ALCHEMIST, COMMUNITY LEADER, HISTORIAN AND VERY MUCH AN ARTIST TO AMAZE, EDUCATE AND ENTERTAIN, PLEASE JOIN ME IN A WARM AUSTIN TEXAS WELCOME FOR CERIL NEVILLE.

THANK YOU. [APPLAUSE] THANK YOU. AND STANDING HERE WITH ME IS PART OF TRIBE 13, OUR GROUP, AND WE WANT TO THANK YOU I DON'T HAVE WORDS FOR HOW THANK I AM, HOW WEFERL EVERYBODY HAS BEEN TO US AS WE GOT HERE, AND THIS HONOR TODAY JUST PROVED THAT I THINK IT WAS PROVIDENCE THAT BROUGHT ME TO AUSTIN, SO -- AND BY THE WAY, I SAW MY SHADOW THIS MORNING, SO I THINK IT'S GOING TO BE AT LEAST ANOTHER CHEER OF CHILI AND THE GUMBO SO... [LAUGHTER]. [(music)MUSIC PLAYING(music)(music)]

DURING MARDI GRAS THE TENTH AT AN TONES, THE 26th --

AT FLAMM FLAMINGO, I'M GETTING FAMILIAR WITH THE STREETS AND THE CLUBS. THE 26th IS ANTONE'S AND THEN FAT TUESDAY IS AT FLAMINGO, AND THAT'S THE WHOLE MAGILLA, WE'RE BRINGING MARDI GRAS TO AUSTIN.

COME DOWN AND SEE MARDI GRAS.

BIG CHIEF KEVIN GOODMAN, THE FLAMING ARROW AT MARDI GRAS, WE HAVE QUITE A FEW OTHER AUSTIN MUSICIANS IN TOWN, MY NEPHEW IVAN IS IN TOWN, AND WE ARE JUST GOING TO DO IT LIKE WE WOULD DO IT IF WE WERE IN NEW ORLEANS.

HAVE YOU DO IT JUST LIKE YOU DO IT IN NEW ORLEANS HERE IN AUSTIN, BEFORE YOU GET AWAY, WE HAVE A SPECIAL PROCLAMATION THAT READS BE IT KNOWN WHEREAS THE LOCAL COMMUNITY MAKES -- MUSIC COMMUNITY MAKES MANY CONTRIBUTIONS TOWARD THE DEVELOPMENT OF AUSTIN'S SOCIAL, ECONOMIC AND CULTURAL DIVERSITY AND WHEREAS THE DEDICATED EFFORTS OF ARTISTS FURTHER AUSTIN AS THE LIVE MUSIC CAPITOL OF THE WORLD, NOW, THEREFORE, I WILL WYNN, MAYOR OF THE GREAT CITY OF AUSTIN, TEXAS, DO HEREBY PROCLAIM FEBRUARY 2ND, 2006, AS CYRIL NEVILLE DAY IN AUSTIN TEXAS AND CALL ALL CITIZENS TO JOIN ME IN COMMENDING THIS REMARKABLE TALENT. [APPLAUSE]

I GOT TO SAY I SHARE WITH EVERYBODY YOU SEE STANDING HERE WITH ME AND SOME OF THE PEOPLE WHO YOU DON'T SEE, MY BEAUTIFUL WIFE IS SITTING RIGHT OVER THERE IN THE AUDIENCE, MY FRIEND, CAMERON HUSSEY, EDDIE WILSON, LIKE I SAID, PEOPLE HAVE BEEN SO BEAUTIFUL AND SO WONDERFUL TO ALL OF US SINCE WE'VE BEEN HERE, ALL I CAN SAY IS JUST THANKS AND GOD BLESS ALL OF YOU ALL. [APPLAUSE]

Mayor Wynn: WHILE THE BAND BREAKS DOWN OVER THERE, WE'LL COME OVER HERE AND DO OUR HANDFUL OF WEEKLY PROCLAMATIONS. AGAIN, WE USE THE PROCLAMATIONS TO PROMOTE EVENTS OCCURRING AROUND TOWN, PROMOTE CAUSE, RAISE CITIZEN AND COMMUNITY AWARES OF GREAT CAUSES. AND FIRST I'M VERY PLEASED TO WELCOME TRAVIS COUNTY JUDGE SAM BISCOE TO HELP ME WITH THE BLACK

HISTORY MONTH PRESENTATION. JUDGE?

THANK YOU, GOOD TO SEE YOU.

Mayor Wynn: SO WHAT I WILL DO THEN IS READ OUR OFFICIAL CITY OF AUSTIN PROCLAMATION AND PRESENT THE COUNTY JUDGE SAM BISCOE AND ASK THE JUDGE TO TALK ABOUT SEVERAL EVENTS ARE OCCURRING OUR TRADITIONAL KICKOFF, FORMAL KICKOFF, BUT OF COURSE EVENTS ARE OCCURRING ALL OVER TOWN AND ALL OVER TRAVIS COUNTY. OUR PROCLAMATION READS BE IT KNOWN WHEREAS THE NATION'S 30th AND OUR CITY'S 10th ANNUAL OBSERVANCE OF BLACK HISTORY MONTH CELEBRATES COMMUNITY AND PAYS TRIBUTE TO BLACK PATERNAL, SOCIAL AND CIVIC INSTITUTIONS AND SPECIAL MUSICAL PERFORMANCES AN POETRY READINGS AT THE GEORGE WASHINGTON CARVER MUSEUM ON FEBRUARY 3 AND BANNERS HANGING ALONG THE AVENUE THIS MONTH ARE PLANNED ACTIVITIES, WHERE WE RECOGNIZE THE AUSTIN CONVENTION AND VISITOR'S BUREAU, AISD, THE AFTERNOON CAN AMERICAN CHAMBER OF COMMERCE, THE GEORGE WASHINGTON CARVER MUSEUM AND CULTURAL CENTER, THE HERITAGE SOCIETY OF AUSTIN, THE HISTORIC LANDMARKS COMMISSION, MORTGAGE ACCEPTANCE CORPORATION AND OF COURSE TRAVIS COUNTY FOR COORDINATING THIS OBSERVANCE, NOW THEREFORE I, WILL WYNN, MAYOR OF THE CITY OF ZAHN DO HEREBY PROCLAIM BLACK HISTORY MONTH IN AUSTIN AND CALL ON JUDGE SAM BISCOE, TRAVIS COUNTY TO TELL US MORE ABOUT THE FESTIVITIES HE'S AWARE OF AND THANK HIM FOR HIS SERVICE TO OUR COMMUNITY.

THANK YOU, MAYOR. THANK YOU VERY MUCH, MY FIRST OPPORTUNITY TO APPEAR BEFORE THE CITY COUNCIL IN THIS BEAUTIFUL CITY HALL, I DO NOT HAVE A LIST OF ACTIVITIES WITH ME, BUT I DO HAVE THEM AT THE OFFICE, TOMORROW MORNING I HAVE AN OPPORTUNITY TO EMCEE THE BLACK HISTORY PROGRAM THAT THE CITY OF AUSTIN SPONSORS, I BELIEVE.

Mayor Wynn: THAT'S RIGHT.

MOST PEOPLE DON'T KNOW WHEN I WAS 18 YEARS OLD I

DREAMED OF BEING A MAYOR OF SOME CITY AND MAYBE ON THE CITY COUNCIL. DURING BLACK HISTORY MONTH I HAVE AN OPPORTUNITY TO WORK CLOSELY WITH CITY FIRNLS, SO FOR THE LAST FEW MONTHS I'VE LOOKED FORWARD TO THE CELEBRATION, I'M EMCEED IT NOW AT LEAST THREE OR FOUR YEARS IN A ROW, I REALLY FEEL CLOSER TO AUSTIN TOO WHEN I EMCEE THESE PROGRAMS BUT I'M LOOKING FORWARD TO IT TOMORROW. PLEASE COME. A MONTH OF CELEBRATION AND EDUCATION AND FOR THE POLITICIANS MOST OF ALL SPEECH MAKING. THIS YEAR THERE WILL BE NEW SPEECHES FROM SAM BISCOE. NONE OF THE OLD ONES ALTHOUGH THEY'RE STILL AS GOOD AS THEY WERE BACK THEN. [LAUGHTER]. IF YOU'LL CALL MY OFFICE I'M SURE I HAVE A LIST OF ACTIVITIES AND PROGRAMS AND I WOULD BE HAPPY TO SHARE IT WITH YOU. THANKS FOR HAVING ME HERE.

THANK YOU, JUDGE.

SEE YOU TOMORROW, I'M EMSEWING SO THE PROGRAM STARTS ON TIME.

Mayor Wynn: ALL RIGHT. I'LL BE THERE. [APPLAUSE]

Mayor Wynn: OUR NEXT PROCLAMATION REGARDS THE AUSTIN GOES RED FOR WOMEN'S DAYS A ITS SPONSORED NOT ONLY BY US BUT ALSO BY THE HEART ASSOCIATION. I'M JOINED HERE BY REPRESENTATIVES FROM THE HEART ASSOCIATION AS WELL AS THE CITY'S PUBLIC HEALTH DEPARTMENT, AND, AGAIN, THIS IS A FUNDAMENTAL CALL TO RAISE AWARENESS, YOU'LL READ THE PROCLAMATION THEN HEAR MORE ABOUT THE LARGER GOALS OF THE EVENT TOMORROW, BUT ALSO JUST THE PUBLIC AWARENESS CAMPAIGN FOR THIS ISSUE. PROCLAMATION READS, BE IT KNOWN WHEREAS CORONARY HEART DISEASE IS THE NUMBER ONE KILLER OF WOMEN OVER THE AGE OF 25. TAKING THE LIVES OF NEARLY HALF A MILLION WOMEN EVERY YEAR, YET IS LARGELY UNRECOGNIZED AMONG WOMEN AS A PROBLEM. AND WHEREAS AS PART OF OUR COMMITMENT TO MAKE AUSTIN THE FITTEST CITY IN THE NATION, WE'RE ENCOUNTY ATTORNEYING WOMEN TO MAKE HEART HEALTH A PRIORITY, TO BECOME AWARE OF THEIR PERSONAL RISK FACTORS FOR HEART DISEASE AND TO

TAKE ACTION TO LOWER THEIR RISK. AND WHEREAS WE ENCOURAGE ALL CITIZENS TO WEAR RED, THE COLOR OF A PULSING VIBRANT LIFE AND GIVE WOMEN A PERSONAL AND URGENT WAKEUP CALL ABOUT THEIR RISK OF HEART DISEASE. NOW THEREFORE I, WILL WYNN, MAYOR OF AUSTIN, DO HEREBY PROCLAIM TOMORROW, FEBRUARY 3, 2006, AS AUSTIN'S -- AUSTIN GOES RED FOR WOMEN'S DAY AND INVITE EVERYBODY TO COME DOWN HERE TO CITY HALL AS WE KICK IT OFF IN THE MORNING AND HEAR MORE ABOUT THE LARGER CAMPAIGN. SO PLEASE HELP ME THANK AND CONGRATULATE NOT ONLY YOUR PUBLIC HEALTH DEPARTMENT BUT ALSO THE HEART ASSOCIATION FOR WHAT THEY'RE DOING TO TRY TO PROMOTE THIS AWARENESS AMONG WOMEN. [APPLAUSE]

THANK YOU, MAYOR. THANK YOU VERY MUCH, MAYOR. WE CERTAINLY APPRECIATE THIS PROCLAMATION WITH ME TODAY IS RAY STERN WHO IS THE CHAIRMAN OF THE BOARD OF THE LOCAL CHAPTER OF THE AMERICAN HEART ASSOCIATION ALONG WITH DR. VALDEZ WHO IS THE MEDICAL DIRECTOR WITH OUR DEPARTMENT, AND SERVES ON THE BOARD OF THE AMERICAN CHAPTER OF THE HEART ASSOCIATION. WE ARE EXTREMELY PLEASED TO BE PARTNERING WITH THIS ASSOCIATION ON THIS EFFORT. IT'S ALL ABOUT AWARENESS, WE ENCOURAGE EVERYONE IN AUSTIN TO WEAR RED THE NEXT THREE DAYS. THIS IS A NATIONAL CAMPAIGN TO HEIGHTEN THE AWARENESS AND KNOWLEDGE ABOUT THE FACT THAT HEART DISEASE IS THE NUMBER ONE KILLER AMONG WOMEN. MOST PEOPLE ARE NOT AWARE OF THAT. THE GOOD NEWS IS THAT HEART DISEASE IS -- IS PREVENTABLE AND IT STARTS WITH AWARENESS. SO SAY WE'RE GOING TO HAVE A THREE DAY SERIES OF EVENTS, TOMORROW FROM 11 TO 1 O'CLOCK WE'RE GOING TO HAVE A BIG EVENT OUT HERE ON THE PLAZA, SOUTH PLAZA OF CITY HALL, THERE WILL BE INFORMATION FOR PEOPLE ABOUT HEALTH, WHAT THEY CAN DO TO PREVENT HEART DISEASE, OUR COUNCILMEMBERS, COUNCILMEMBER KIM, COUNCILMEMBER DUNKERLY, CITY MANAGER FUTRELL WILL BE SPEAKING, WE'RE GOING TO TAKE AN AERIAL PHOTO, WE WANT A SEA OF RED OUT HERE IN OUR PLAZA NEXT TO CITY HALL, AND AGAIN REAL IMPORTANT TO STRESS IT'S PREVENTABLE, FOR YOUNG

WOMEN WE ENCOURAGE YOU NOT TO START SMOKING. FOR THOSE WHO ARE SMOKING, WE ADVISE YOU TO GET HELP IN QUITTING, EXERCISE REGULARLY, PRACTICE GOOD NUTRITION, GET PLENTY OF REST. INTERESTINGLY ENOUGH, ADVICE WE'VE ALL HEARD FROM A WOMAN IN OUR LIVES, USUALLY OUR MOTHER, SO WITH THAT I'M GOING TO ASK MR. STERN TO COME FORWARD AND ALSO DR. VALDEZ.

THANK YOU, DAVID, THANK YOU, MAYOR, FOR THIS PROCLAMATION. AGAIN, I'M NOT GOING TO REITERATE MUCH OF THE FACTS BECAUSE IT WAS -- HAS BEEN WELL ARTICULATED BY THE MAYOR AND BY DAVID LURIE, OUR DIRECTOR FOR THE HEALTH DEPARTMENT, I WANT TO EXTEND A PERSONAL THANKS FOR THE AMERICAN HEART ASSOCIATION AND THE WORK THEY'RE DOING EVERY DAY IN THE COMMUNITY TO REDUCE THE BURDEN OF THIS DISEASE IN WOMEN AND IN MEN LIKE. ABSOLUTELY IMPORTANT FOR WOMEN TO UNDERSTAND THE WARNING SIGNS OF A HEART ATTACK AND ALSO STROKE, HEART ATTACK IS THE NUMBER ONE CAUSE OF DEATH IN WOMEN, STROKES THE THIRD LEADING CAUSE OF DEATH IN WOMEN AND RISK FACTORS, AS DAVID SAID, EATING RIGHT, EXERCISING REGULARLY, NOT SMOKING ALL REDUCE YOUR RISK, IN ADDITION I ASK EVERY WOMAN TO TAKE SOME TIME TOMORROW AND PONDER HER HEALTH, TAKE A MINUTE FOR HERSELF, I KNOW WE'RE ALWAYS BUSY WORKING WITH FAMILIES AND TAKING CARE OF CHILDREN AND JOBS AND CAREERS AND BALANCING ALL THAT. TOMORROW IS REALLY A DAY ABOUT WOMEN TO FOCUS ON THEIR HEALTH ISSUES, GET SCREENED, SEE THAT DOCTOR, GET THAT BLOOD PRESSURE CHECK, GET THAT CHECK FOR DIABETES, ALL OF THESE RISK FACTORS THAT WORSEN HEART DISEASE AND WORSEN THE OUTCOMES. WITH THAT I WOULD LIKE TO AGAIN EXTEND THE THANKS TO THE AMERICAN HEART ASSOCIATION WHO HAS BEEN A PARTNER WITH THE HEALTH DEPARTMENT IN WORKING WITH OUR CITY TO MAKE IT A HEALTHIER PLACE FOR OUR CITIZENS AND WITH THAT I WOULD LIKE TO INTRODUCE STAY STERN, OUR CHAIRPERSON FOR THE AMERICAN HEART ASSOCIATION.

IT'S A REAL PLEASURE TO BE HERE THIS EVENING AND ON BEHALF OF THE AMERICAN HEART ASSOCIATION, MAYOR, THANK YOU VERY MUCH FOR THAT VERY GRACIOUS

PROCLAMATION, AND WE ACCEPT THAT, OR I ACCEPT IT ON BEHALF OF THE STAFF MEMBERS OF THE HEART ASSOCIATION AND ESPECIALLY ON BEHALF OF THE HUNDREDS OF VOLUNTEERS IN THIS COMMUNITY WHO WORK SO TIRELESSLY TO FURTHER OUR GOALS. WE APPRECIATE IT. WE'RE GOING TO WORK DILIGENTLY TO IMPROVE THE HEALTH OF OUR COMMUNITY, AND WE APPRECIATE SO MUCH THE SUPPORT OF YOU, MAYOR, AND THE CITY COUNCIL, AND ESPECIALLY ALL OF OUR VOLUNTEERS HERE IN THE CITY OF AUSTIN. [APPLAUSE]

OKAY, OUR NEXT PROCLAMATION IS REGARDING IMPORTANT CONFERENCE THAT ACTUALLY I HAVE ATTENDED THE LAST COUPLE OF YEARS, IT'S VERY WELL-ATTENDED AND IT'S HELPING FAMILIES HERE IN CENTRAL TEXAS ON A NUMBER OF FRONTS. IT'S REGARDING THE 6th ANNUAL CENTRAL TEXAS AFRICAN AMERICAN FAMILY SUPPORT CONFERENCE, AND THE PROCLAMATION READ, AND AFTER THAT WE'LL ASK MARIETTA TO SAY A FEW WORDS ABOUT WHAT WILL OCCUR DURING THE CONFERENCE AND THE OVERALL CHALLENGES THAT WE'RE TRYING TO ADDRESS. THE PROCLAMATION READS: BE IT KNOWN THAT WHEREAS FOR THE 6th YEAR IN A ROW THE AUSTIN TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION CENTER IS SPONSORING CENTRAL TEXAS AFTERNOON CAN AMERICAN FAMILY SUPPORT CONFERENCE WITH THE THEME CELEBRATING HEALTHY FAMILIES, MIND BODY AND SOUL AND WHEREAS NATIONALLY AK CAMEO SPEAKERS AND EXCELLENT WORKSHOP SESSIONS WILL PROVIDE ATTENDEES WITH EDUCATION AS WELL AS INFORMATION ABOUT AVAILABLE HEALTH CARE SERVICES, SUPPORTS AND PARTNERSHIPS AND WHEREAS THIS CONFERENCE IS A LEADING EXAMPLE OF HOW MHMR'S EFFORTS TO PROVIDE CULTURALLY SENSITIVE PUBLIC EDUCATION REGARDING ALL ASPECTS OF MENTAL HEALTH CARE, NOW THEREFORE, I, WILL WYNN, MAYOR OF THE CITY OF AUSTIN, TEXAS, DO HEREBY PROCLAIM FEBRUARY 10 AND 11, 2006, AS THE 6th ANNUAL CENTRAL TEXAS AFRICAN AMERICAN FAMILY SUPPORT CONFERENCE DAY AND ASK MARIETTA TO COME SAY A FEW WORDS ABOUT THE CHALLENGES WE TRY TO ADDRESS WITH THIS CONFERENCE AND WHAT WE CAN EXPECT THE GOOD WORK TO COME OUT OF THIS YEAR'S CONFERENCE. MARIETTA. THANK YOU FOR

ALL YOU HAVE BEEN DOING. [APPLAUSE]

THANK YOU, I'M REALLY VERY PLEASED TO ACCEPT THIS PROCLAMATION AND WANT TO INVITE ALL OF YOU TO ATTEND THE 6th CENTRAL TEXAS AFRICAN AMERICAN FAMILY SUPPORT CONFERENCE NEXT FRIDAY AND SATURDAY. THIS CONFERENCE HAS BEEN IN EXISTENCE SINCE 2000 AND WE ARE REALLY TRYING TO ADDRESS THOSE AREAS THAT HAVE TO DO WITH THE DISPARITIES AND ACCESS TO MENTAL HEALTH, PHYSICAL HEALTH, AND RECENTLY WE'VE ADDED SPIRITUALITY, SO WE'RE REALLY TRYING TO LOOK AT THAT TOTAL PERSON AND AS SOME OF THE PREVIOUS SPEAKERS HAVE TALKED ABOUT, ALL THE DIFFERENT AREAS THAT ARE AFFECTED BY HEALTH AND SO OUR THEME OF COURSE IS CELEBRATING HEALTHY FAMILIES, MIND, BODY AND SOUL. REALLY WANT TO LET YOU KNOW THAT THE CITY HAS BEEN AN ACTIVE PARTICIPANT IN OUR PLANNING AND MARTIN HARRIS, WHO IS THE DEPUTY DIRECTOR OF PUBLIC HEALTH WITH THE CITY HAS ABLY AND ENTHUSIASTICALLY REPRESENTED THE CITY IN ALL OF OUR PLANNING AND SHANNON JONES, WHO IS THE ASSISTANT DIRECTOR OF PUBLIC HEALTH, IS GOING TO BE ONE OF OUR MAJOR PRESENTERS THIS YEAR. SO WE WELCOME AND HOPE THAT ALL OF YOU WILL BE ABLE TO ATTEND THE CONFERENCE AND THANK YOU VERY MUCH FOR THIS PROCLAMATION. >> [APPLAUSE]

Mayor Wynn: THANK YOU FOR ALL YOU DO.

Mayor Wynn: MY LAST PROCLAMATION TODAY IS REGARDING DOUG HALL DAY, I'M JOINED BY PERRY HALL, PERRY IS DOING TO SAY A FEW WORDS AFTER I READ THE PROCLAMATION. WHICH READS: BE IT KNOWN WHEREAS DOUG HALL WAS BORN INTO A MUSICAL FAMILY, EXCELLED EARLY AT THE PIANO AND HAS BECOME AN ACCOMPLISHED AND RECOGNIZED JAZZ MUSICIAN, HIS LATEST CD WAS AMONG THE MOST PLAYED NEW JAZZ RECORDINGS IN THE COUNTRY FOR ALMOST 6 WEEKS AND WHEREAS THE BENEFIT CONCERT BY MUSICIANS FROM BOTH AUSTIN AND HOUSTON IS BEING HELD ON SUNDAY EVENING FEBRUARY 5th AT THE ELEPHANT ROOM TO HELP DOUG AND HIS FAMILY AS HE BATTLES A BRAIN TUMOR, WHEREAS WE ENCOURAGE ALL CITIZENS TO ATTEND THE BENEFIT CONCERT AND GIVE

GENEROUSLY TO HELP DOUG HALL RECOVER AND CONTINUE HIS MUSIC CAREER HERE IN THE LIVE MUSIC CAPITOL OF THE WORLD. WILL WYNN, MAYOR OF AUSTIN, DO HEREBY PROCLAIM FEBRUARY 5th, 2006, AS DOUG HALL DAY IN AUSTIN, YOU KNOW, WHERE WE HAVE BEEN BLESSED TO HAVE HIM IN TOWN, HE IS A PART -- FUNDAMENTAL PART OF WHY WE ARE CHARACTERIZED AS THE LIVE MUSIC CAPITAL OF THE WORLD AND I WOULD ASK PERRY TO COME SAY A FEW WORDS ABOUT HOW EVERYBODY IS DOING AND HOW YOU CAN HELP WITH THE EVENT. SO PERRY, WELCOME. [APPLAUSE]

WELL, I'M HERE ON BEHALF OF MY DAD, I'M HIS OLDEST SON, PERRY, AND HE REALLY APPRECIATES THIS AWARD. I MEAN IT'S AMAZING. MOST OF ALL, HE WOULD LIKE TO THANK MAYOR WILL WYNN, OF COURSE, AND THE CITY COUNCIL, AND GAIL CHAVEZ, AND THIS WEEKEND SUPERBOWL SUNDAY, UNFORTUNATELY, THERE IS A BENEFIT CONCERT FOR HIM, FROM 9:30 TO 1:30 AT THE ELEPHANT ROOM. AFTER THE GAME, COME OUT TO THE ELEPHANT ROOM, LISTEN TO SOME GOOD MUSIC, AND JUST THINK ABOUT HIM. I WOULD LIKE TO THANK EVERYONE SUPPORTING HIM. HE'S GOING THROUGH PRETTY HARD TIMES RIGHT NOW, AND HOPEFULLY HE WILL BE DOING PRETTY GOOD SOON. WISH HE HAS A SPEEDY RECOVERY. BUT THANKS AGAIN FOR EVERYBODY SUPPORTING.

THANKS. [APPLAUSE]

FOR THE NEXT PROCLAMATION, I'LL RECOGNIZE COUNCILMEMBER RAUL ALVAREZ.

Alvarez: THANK YOU, MAYOR, AND THIS IS SORT OF AN IMPROMPTU. PROCLAMATION AND PRESENTATION AND I'M NOT SUCH A GREAT -- I'M NOT SO GREAT AT KEEPING SECRETS SO I THINK VERONICA IS ON TO IT. [LAUGHTER] THIS IS A PROCLAMATION FOR MY AIDE, MY EXECUTIVE ASSISTANT THE WHOLE TIME I'VE BEEN ON THE COUNCIL, AND LIKE I SAID, I THINK SHE KNEW SOMETHING WAS UP BECAUSE SHE SAW THE AIDES CONGREGATES, BUT SHE WILL BE GETTING MARRIED IN A COUPLE OF WEEKS, AND WE ALL WANTED TO DO SOMETHING, YOU KNOW, TO RECOGNIZE HER AND WISH HER WELL AND ALL OF THAT, AND THE

COUNCIL AND MAYOR, MAYOR WYNN DID THIS FOR ME TWO AND A HALF YEARS AGO, A FEW DAYS BEFORE I TIED THE KNOT, AND WAS MARRIED, AND SO WE WANTED TO DO SOMETHING SIMILAR, AND I THINK -- I THINK THE LOVE OF HER LIFE IS HERE SOMEWHERE. OH, THERE HE IS.

[LAUGHTER] BUT -- BUT ANYWAY, I MEAN OBVIOUSLY I CAN'T SAY ENOUGH GOOD THINGS ABOUT THE INSTITUTION OF MARRIAGE, AND IT'S -- IT'S BEEN GREAT FOR ME AND ONE THING, YOU KNOW, ONE THING I WOULD SAY IS YOU HAVE TO GET READY, IT'S LIKE ALMOST THE DAY AFTER THE -- OKAY, THE DAY AFTER YOU GET BACK FROM YOUR HONEYMOON, YOU START GETTING ASKED WHEN ARE YOU HAVING A WEAB, WHEN ARE YOU HAVING A BABY, SO JUST... SO YOU'RE PREPARED FOR THAT QUESTION AND FOR TERESA AND I THAT CAME NINE MONTHS AND A FEW DAYS AFTER THE HONEYMOON, SO -- SO IT'S ANYWAY, SO WE'RE VERY BLESSED TO HAVE A DAUGHTER AND SHE'S ABOUT 19 MONTHS NOW, AND SHE'S REALLY A TRUE BLESSING FOR US, SO LIKE I SAID, I'M JUST THRILLED AND WANT TO WISH SAL AND VERONICA WELL AS THEY EMBARK ON THEIR -- THIS LIFE JOURNEY TOGETHER, AND SO I WANT TO READ A PROCLAMATION THAT WAS NOT WRITTEN BY MYSELF, FOR THE RECORD. AND I'M GOING TO ADD I THINK MY OWN WHEREAS TOWARD THE END THERE, AND YOU'LL KNOW WHICH ONE IS FROM ME, BUT -- SO DON'T -- YOU DON'T HAVE TO ATTRIBUTE THE OTHERS TO ME. BUT IT SAYS BE IT KNOWN THAT WHEREAS VERVERONICA HAS BEEN COUNCILMEMBER RAUL ALVAREZ' AIDE SINCE HE TOOK OFFICE IN 2000 AND GENEROUSLY SHARED HER WISDOM AND EXPERIENCE WITH NEWER AIDES EVEN AS THEY GOT STATE-OF-THE-ART LAPTOPS WHILE SHE LIMPED ALONG WITH HER OLD COMPUTER, I'LL SAY. AGED COMPUTER. AND WHEREAS SAL ALSO CROSSED VERONICA'S PATH IN 2000 AND STOLE HER HEART IN 2003, HER FELLOW AIDES HAVE ENJOYED SHARING TALES OF THE COURTSHIP AND WEDDING PLANNING FROM THE RELEASE OF THE SHOES HELD HOSTAGE TO PAPPA ALEX'S GROWING DEMANDS AS THE FESTIVITIES APPROACH AND WHEREAS DESPITE THE FACT THAT SHE'S A LONGHORN AND AGGIE SAL HAS NO DOUBT BEEN CAPTIVATE BID VERONICA'S KIND HEART AND BEAUTIFUL SMILE THAT HER FRIENDS SO ADMIRE AND A LOVING HUSBAND AWAITING HER WILL BE ENOUGH

ENTIESMENT TO GET VERONICA TO LEAVE WORK EARLIER...
[LAUGHTER]... >>[INAUDIBLE]

Alvarez: AND THIS IS MANY WHEREAS. AND WHEREAS
FINDING A LIFE PARTNER HELPS HER IF NOT FORCES YOU
TO BETTER BALANCE YOUR WORK LIFE AND YOUR -- AND
YOUR PRIVATE LIFE OR PERSONAL LIFE, NOW THEREFORE, I
WILL WYNN, MAYOR OF THE CITY OF AUSTIN, DO
CONGRATULATE THE HAPPY COUPLE ON THEIR UPCOMING
MARRIAGE AND DO HEREBY PROCLAIM FEBRUARY 18th 2006
AS VER RON COBRISENO AND SAL DAY IN AUSTIN. [
APPLAUSE]

I GUESS I'M SUPPOSED TO SPEAK NOW. I WORK WITH A
BUNCH OF VERY SNEAKY PEOPLE APPARENTLY. MY FIRST
CLUE THIS WEEK WAS AT OUR WEEKLY AIDES MEETING
WHEN I WAS ASKED TO LEAVE THE MEETING EARLY. I DIDN'T
TAKE IT PERSONALLY. AND MY SECOND CLU WAS ALL OF MY
COWORKERS CORRALLING UP HERE LIKE SHARKS SO I
KNEW SOMETHING WAS UP AND I HEARD A RUMOR THAT SAL
WAS IN THE BUILDING. THANK YOU, ELAINE, I KNOW YOU
PROBABLY HAVE A LOT TO DO WITH THIS. AND I WOULD LIKE
TO KNOW IF MY WEDDING GIFT IS A NEW COMPUTER. I WANT
TO THANK SAL. HE'S ALREADY PUT A GREAT DEAL OF
BALANCE IN MY LIFE. THOSE OF YOU WHO KNEW ME BEFORE
SAL I DIDN'T HAVE AS MUCH WORK BALANCE TO MY WORK
LIFE AND I'M WORKING TOWARD THAT, THANK YOU VERY
MUCH. [APPLAUSE]

Mayor Wynn: I CALL BACK TO ORDER THIS MEETING OF THE
AUSTIN CITY COUNCIL, WE WILL NOW GO TO OUR ZONING
HEARINGS. I EXPECT TO HAVE A FIFTH COUNCILMEMBER UP
HERE SHORTLY, MR. GUERNSEY. IF YOU NEED A FIFTH VOTE
ON CERTAIN ORDINANCES. SORT OF DESCRIBE OUR ROAD
MAP TONIGHT.

THANK YOU, MAYOR. GREG GUERNSEY WITH
NEIGHBORHOOD PLANNING AND ZONING DEPARTMENT. OUR
4 O'CLOCK ITEM, THE ONES I'LL START OUT WITH ARE THE
ZONING ORDINANCES AND RESTRICTIVE COVENANTS. OUR
FIRST ITEM IS ITEM NUMBER 26, C14-05- 0110, AND IT'S
BOULDIN MEADOWS, NEAR THE INTERSECTION OF BARTON
SKYWAY AND UNION PACIFIC RAILROAD, A REZONING

REQUEST FROM GENERAL COMMERCIAL SERVICES OR CS, DISTRICT ZONING TO FAMILY RESIDENCE SF 3 DISTRICT ZONING. AS I UNDERSTAND IT THERE MAY BE DESIRE BY THE COUNCIL TO DESIRE ACTION IN JUST ONE WEEK. I HAVE SPOKEN WITH THE APPLICANT'S AGENT, BJ CORN CORNELIUS, AND I THINK SHE'S IN AGREEMENT WITH THIS, I UNDERSTAND THE DIRECTION OF STAFF IS TO BRING THIS ITEM BACK NEXT WEEK WITH A RESTRICTIVE COVENANT WHAT IS AGREEABLE BY THE APPLICANT TO LIMIT THE FILL ON THE PROPERTY TO MORE THAN FOUR FEET EXCEPT FOR ROADWAY CROSSINGS, IF THAT IS CORRECT.

Mayor Wynn: THANK YOU, MR. GUERNSEY. SO COUNCIL, I ENTERTAIN A MOTION TO POSTPONE NUMBER 2 WITH FURTHER INSTRUCTIONS.

I JUST WANT TO SAY THAT THE PURPOSE OF THIS IS TO PREVENT ANY UNINTENDED FLOOD PLAIN MODIFICATION THAT MIGHT AFFECT THE REST OF THIS AREA AROUND WEST BOULDIN CREEK, I'LL MOVE TO POSTPONE FOR ONE WEEK FOR THE PURPOSE OF WRITING THE RESTRICTIVE COVENANT.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER LEFFINGWELL, SECONDED BY COUNCILMEMBER McCRACKEN WITH ADDITIONAL INSTRUCTION TO STAFF. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE. OPPOSED, MOTION PASSES ON A VOTE OF 6-0 WITH MAYOR PRO TEM OFF THE DAIS.

CONTINUE ON TO THE ZONING, THE NEIGHBORHOOD PLAN AMENDMENT HEARINGS AND APPROVAL OF ORDINANCES AND RESTRICTIVE COVENANT, THE FIRST ITEM IS Z-1. C14-05-0153 FOR A PROPERTY LOCATED NEAR THE INTERSECTION -- OR AT THE INTERSECTION OF DECKER LANE AND LOYOLA LANE. A ZONING REQUEST TO COMMERCIAL LIQUOR SALES COMBINING DISTRICT ZONING, THE ZONING AND PLATTING COMMISSION DID RECOMMEND THIS REZONING REQUEST TO GRANT COMMERCIAL LIQUOR SALES CONDITIONAL OVERLAY TO DISTRICT ZONING AND IT'S READY FOR ALL THREE READINGS. NEXT ITEM I OFFER FOR CONSENT IS Z-2 C14-05-01 1, 5005 COMMERCIAL PARK DRIVE ZONING PROPERTY. THIS IS FROM THE ZONING AND PLANNING CONDITION

GRANT COMBINING DISTRICT ZONING AND THIS IS READY FOR ALL THREE READINGS. ITEM NUMBER Z-3. C14-05- 0215. MAVERICK MILLER HOUSE, THIS IS CITY INITIATED CASE FOR THE PROPERTY LOCATED AT 910 POPLAR. STAFF IS RECOMMENDING AN EXTENSION FOR ONE WEEK AND BRING THIS BACK TO THE NEIGHBORHOOD OVERLAY ORDINANCE, IT'S A RELATED ITEM. ITEM NUMBER Z-4. THIS IS C14-05-05164, THE WATSON TRACK, APPROXIMATELY 360 FEET WEST OF THE INTERSECTION WITH SPRING DALE ROAD, STAFF IS RECOMMENDING A POSTPONEMENT IN REQUEST UNTIL JUNE 8th. THE REASON FOR THIS LENGTHY POSTPONEMENT REQUEST IS THAT THE CITY AND THE PROPERTY OWNER WORKING WITH TXDOT OVER THE RIGHT OF WAY ACQUISITION OF A PORTION OF THIS PROPERTY AND THEN TRYING TO FIGURE OUT THE EXACT WIDTH FOR THE ACQUISITION ITEM NUMBER Z-5 AND 6, NEIGHBORHOOD PLAN AMENDMENT AND RELATED ZONING CASE, AND THESE WILL BE DISCUSSION ITEMS AND FOR THE PROPERTIES AT 2008 SOUTH FIRST STREET AND THEN ITEM Z-7 AND Z-8 ARE ALSO DISCUSSION ITEMS SO THAT CONCLUDES THE CONSENT ITEMS THAT I CAN OFFER AT THIS TIME.

THANK YOU, MR. GUERNSEY, COUNCIL OUR CONSENT AGENDA FOR THESE PUBLIC HEARING ZONING CASES WILL BE AS FOLLOWS: TO CLOSE THE PUBLIC HEARING AND APPROVE ON ALL THREE READINGS CASES Z 1 AND Z 2, TO POSTPONE CASE 3 TO FEBRUARY 9th, 2006, AND TO POSTPONE Z-4 TO JUNE 8th 2006. I'LL ENTERTAIN A MOTION. MOTION MADE BY COUNCILMEMBER ALVAREZ, SECOND BID COUNCILMEMBER DUNKERLY TO APPROVE THE CONSENT AGENDA AS READ, FURTHER COMMENTS? HEARING NON, ALL THOSE IN FAVOR PLEASE SAY AYE. AYE. OPPOSED? MOTION PASSES ON A VOTE OF 6-0 WITH THE MAYOR PRO TEM OFF THE DAIS.

THANK YOU, MAYOR AND COUNCIL, THAT BRINGS US TO OUR DISCUSSION ITEMS, FIRST DISCUSSION ITEM, I'LL TAKE YOU TO IS ITEM Z-6, RELATED ITEM TO Z 5, WHAT I WOULD LIKE TO DO IS PRESENT BOTH OF THESE ITEMS AT THE SAME TIME BECAUSE IT IS FIRST THE NEIGHBORHOOD PLAN AMENDMENT IN THIS CASE NPA-05-0013.01 FOR PROPERTY LOCATED AT 2008 A SOUTH FIRST STREET, THIS IS TO CONDUCT A PUBLIC HEARING TO AMEND THE BOULDIN

NEIGHBORHOOD PLAN, AN ALMOST OF THE AUSTIN TOMORROW COMPREHENSIVE PLAN TO CHANGE THE LAND USE MAP FROM A SINGLE FAMILY DESIGNATION TO MIXED USE DESIGNATION, THE PLANNING COMMISSION RECOMMENDATION WAS TO GRANT THE MIXED USE DESIGNATION, THE RELATED ZONING CASE IS ITEM Z-5, THIS IS ZONING CASE C14-05- 015 FOR THE SAME PROPERTY LOCATED AT 2008 A SOUTH FIRST STREET, FROM FAMILY RESIDENCE ZONING OR SF 3 MP ZONING TO GR-MU-MP WHICH STANDS FOR COMMUNITY COMMERCIAL MIXED USE COMBINING DISTRICT PLANNING. THE PLANNING COMMISSION THE REZONER IN REQUEST NEIGHBORHOOD COMMERCIAL OR LR-MU-MP ZONING. THE PROPERTY IS CURRENTLY OCCUPIED BY A RESIDENCE AND THE -- FOR SALLY'S BODY SHOP AND THE PROPERTY OWNER HAS FILED REZONING REQUEST IN THE NEIGHBORHOOD PLAN AMENDMENT TO FACILITATE THE SALE OF THE PROPERTY, THIS PROPERTY HAS BEEN USED FOR AN AUTO BODY SHOP FOR QUITE AWHILE, ALTHOUGH THERE MAY NOT BE CITY PERMITS FOR ITS OCCUPANCY, IT HAS RECEIVED CITY APPROVALS FOR FIRE SIGN OFF IN THE PAST, THERE IS A REFERENCE LETTER FROM THE BOULDIN NEIGHBORHOOD, BOULDIN CREEK NEIGHBORHOOD ASSOCIATION THAT IS IN YOUR BACKUP, THAT SPEAKS TO A CITY SALES TAX PERMIT OR SALES PERMIT, I BELIEVE THAT IS MORE FOR SALES TAX PERMIT, AND NOT A CITY PERMIT FOR BUILDING. THE ZONING AND PLATTING COMMISSION AS I MENTIONED BEFORE DID RECOMMEND BOTH THE NEIGHBORHOOD PLAN AMENDMENT AND THE ZONING CHANGE. THE STAFF DID NOT RECOMMEND THE NEIGHBORHOOD PLAN AMENDMENT NOR THE ZONING CHANGE. THIS TIME I WOULD LIKE TO SHOW YOU SOME EXHIBITS. THE FIRST EXHIBIT IS ON THE SCREEN, AND IT SHOWS THE PROPERTY LOCATION. CURRENTLY THE PROPERTIES THAT ARE SURROUNDING IT TO THE NORTH, THE WEST, AND THE SOUTH ARE SF 3 OR FAMILY RESIDENCE DISTRICT ZONING. THE PROPERTIES ALONG SOUTH FIRST STREET ARE TATOO PARLOR, ANOTHER RETAIL BUSINESS AND A CAR WASH. THOSE ARE PROPERTIES THAT ARE IMMEDIATELY TO THE EAST. AT THIS TIME I WOULD LIKE TO SHOW YOU SOME EXHIBITS OF THE PROPERTY TO KIND OF GIVE YOU AN IDEA OF WHAT THE AREA LOOKS LIKE. THE PROPERTY RIGHT NOW ONLY HAS ACCESS TO A SMALL

ALLEY THAT RUNS IN FRONT OF THIS PROPERTY. THE PROPERTY HAS THIS ALLEY THAT RUNS ALONG EAST AND WEST, AND THERE ARE EXISTING SINGLE FAMILY HOMES THAT TAKE ACCESS DIRECTLY TO THE ALLEY AND THIS PROPERTY WITH THE AUTO REPAIR BUSINESS IN THE BACK AND THE HOME IN THE FRONT ONLY CAN TAKE ACCESS TO THIS SMALL ALLEY. THIS IS A LITTLE LARGER SHOT OF THE PROPERTY, AGAIN, HERE IS THE SUBJECT PROPERTY WITH THE AUTO BODY SHOP, EXISTING HOMES, THERE ARE OTHER LITTLE HOMES AND RESIDENCES THAT SURROUND THIS PROPERTY. THE MAJORITY OF THE COMMERCIAL PROPERTY'S BOUNDARIES IS ALONG THIS EDGE. THIS IS A COPY OF THE CURRENT NEIGHBORHOOD PLAN AND THIS IS SOUTH FIRST STREET THAT RUNS NORTH AND SOUTH. AND YOU CAN SEE INSIDE THE CIRCLE RIGHT AT THAT POINT WHERE IT'S YELLOW IS WHERE THE PROPERTY IS LOCATED WITHIN THAT CIRCLE AS A SINGLE FAMILY DESIGNATION AND A MIXED USE AS A BROWN AREA THAT RUNS NORTH AND SOUTH ALONG THAT AREA. I'LL FINISH UP WITH SOME PHOTOGRAPHS. THIS IS A PROPERTY LOOKING ON THE ALLEY, LOOKING WEST, OBVIOUSLY EXISTING RETAIL BUSINESS UP IN FRONT, THE CAR WASH IS BEHIND HERE ALONG WHERE THE FENCE IS. THE BODY SHOP IS RIGHT HERE AND THEN AS YOU GO DOWN THE ALLEY, MORE RESIDENCES. THIS IS A LITTLE BIT MORE CHOSER VIEW OF THAT AREA. AGAIN, THIS IS WHERE THE BUSINESS IS LOCATED, RESIDENCES AND YOU CAN SEE THE ALLEY IN FRONT OF IT. THIS IS ANOTHER VIEW WALKING FURTHER DOWN THE ALLEY THEN TURNING AROUND AND LOOKING EAST, SOUTH FIRST STREET IS OFF IN THE BACKGROUND, AGAIN THE PROPERTY IS RIGHT HERE, AND THESE ARE THE RESIDENTIAL LOTS THAT BACK UP INTO THE ALLEY. AND THEN FINALLY WALKING DOWN JUST A LITTLE BIT FURTHER DOWN THIS STREET, AGAIN, YOU HAVE THE BODY SHOP OFF ON THE LEFT, YOU CAN SEE FIRST STREET, AND THIS IS STANDING IN FRONT OF □□ THE NEXT DOOR SINGLE FAMILY HOMES. THAT CONCLUDES MY PRESENTATION, I'LL BE HAPPY TO ANSWER ANY QUESTIONS THAT YOU MAY HAVE OF THE -- I BELIEVE THE APPLICANT IS HERE AS WELL AND THEY CAN COME UP AND MAKE THEIR PRESENTATION.

Mayor Wynn: COUNCILMEMBER McCRACKEN.

McCracken: MR. GUERNSEY, I MISSED THE -- DO WE HAVE SOME IDEA WHAT THE INTENTIONS ARE FOR THIS PROPERTY?

CURRENTLY IT'S MY UNDERSTANDING THAT THE PROPERTY OWNER HAS A DESIRE TO SELL THE PROPERTY. THERE'S A FOR SALE SIGN THAT IS ACTUALLY ON THE PROPERTY. AND SINCE HE'S BEEN THERE FOR SUCH A LONG TIME, THAT IS WHY HE'S MAKING THE REQUEST, SO HE CAN CONVEY THE PROPERTY EASIER AS A COMMERCIAL PROPERTY RATHER THAN A RESIDENTIAL PROPERTY.

AND SO THERE'S NO NO PROPOSAL TO THAT PROPERTY THAT WOULD BE CONSOLIDATED WITH THE COMMERCIAL FABRIC ON SOUTH FIRST?

NO, AT THIS TIME OWNED BY DIFFERENT PROPERTY OWNERS, THE BUSINESS THAT FRONTS ON SOUTH FIRST AND THIS THAT FRONTS ON THE ALLEY ARE DIFFERENT ENTITIES, DIFFERENT INDIVIDUALS OWNING THOSE PROPERTIES.

McCracken: THEN IF -- WHY DID THE PLANNING COMMISSION -- THE PLANNING COMMISSIONERS GIVE SOME STATED GROUNDS ON WHY THEY RECOMMENDED THE LR-MU?

WELL, I THINK THE DISCUSSION HAD TO DO FOR THE -- THE SUPPORT PROBABLY BECAUSE THE NEIGHBORHOOD SUPPORTED IT BECAUSE HE HAD BEEN THERE A LONG TIME. RIGHT NOW I'M NOT AWARE OF ANY PARTICULAR REASON WHY THEY GRANTED IT OTHER THAN THEY HAD BEEN IN BUSINESS, IT'S BEEN THERE A LONG TIME, THEY HAD THE NEIGHBORHOOD SUPPORT. THE ONLY OTHER COMMENTS WERE MADE BY SOME OF THE OTHER COMMISSIONERS, ALL I -- HAD TO DO WITH MORE OF THE OPPOSITION, THERE WAS MENTION BY THE CHAIR THAT IS -- SOUTH AUSTIN IS KNOWN FOR ITS EKECLECTIC BUSINESSES.

YOU SAID THE APPLICANT IS HERE TO MAKE A PRESENTATION.

YEAH, I BELIEVE THE APPLICANT IS HERE, AT THIS TIME

PAUSE AND LET THE APPLICANT'S AGENT COME FORWARD.

MS. BROWN, I SHOW NOBODY SIGNING UP, FOR THE RECORD
CAN WE GET PERHAPS THE APPLICANT'S NAME AND...

MAYOR, COUNCILMAN, MY NAME IS RUBEN TRENDON AND I'M
A REAL ESTATE BROKER AND I'M HELPING MR. VERSAILLES
TO BE ABLE TO SELL THIS PROPERTY. MR. VERSAILLES HAS
BEEN AT THIS LOCATION AND I HAVE A COPY OF THE
LICENSE THAT HE HAS HAD TO HAVE THE LEGITIMATE BODY
SHOP SINCE 19 --

I'M SORRY, RUBEN, EXCUSE ME, LET'S SET THE CLOCK FOR
FIVE MINUTES AN EVEN THOUGH WE DON'T HAVE ANY
SPEAKERS SIGNED UP, WE'LL CONSIDER THAT TO BE THE
FIVE MINUTE APPLICANT PRESENTATION. YOU HAVE FIVE
MINUTES TO PRESENT TO US AND THEN MIGHT BE SOME
QUESTIONS FOR YOU. EXCUSE ME.

YES. OKAY. SINCE 1981. HE -- HE WANTS TO SELL THE
PROPERTY, BUT HE WANTS TO SELL IT AS A COMMERCIAL
ENTITY. RIGHT NOW IF HE SELLS IT, THE PERSON THAT BUYS
IT, YOU KNOW, WILL NOT BE ABLE TO USE IT FOR
COMMERCIAL USE. HE HAS HAD SEVERAL OFFERS, ONE OF
THEM IS FOR A MIXED USE. HE WAS OFFERED \$189,000 FOR
IT. OKAY? BUT THE -- THE ONLY THING IS FOR THERE TO BE A
CHANGE OF ZONING, OKAY, IF THERE'S ANY QUESTIONS IN
REGARDS TO THIS, I MEAN IT'S SOMETHING VERY SIMPLE,
IT'S A SMALL LIGHT, HE -- HE DOES NOT DO ANY PAINTING.
WHAT HE DOES IS JUST FRAMEWORK AND BODY -- BODY
WORK, THINGS LIKE THAT, THAT WE ARE SEEING, HE HAS
BEEN GRANDFATHERED IN, SO HE CONTINUED TO WITH THIS
BUSINESS, IF HE WAS TO BE ABLE TO HAVE A CHANGE OF
ZONING IT WOULD ENHANCE THE PROPERTY AREA BECAUSE
HE WOULD BE, YOU KNOW, A DIFFERENT TYPE OF ENTITY
AND IT'S REASON -- WE FEEL THAT YOU GRANT A CHANGE OF
ZONING, THE OTHER BUSINESS IF IT IS A SERVICE TYPE
ENTITY, IT WILL ENCASE THE AREA AND WE WOULD
APPRECIATE THE CONSIDERATION.

Mayor Wynn: THANK YOU, SIR. QUESTIONS OF THE
APPLICANT, COUNCIL? COMMENTS? AGAIN, OUR SIGNUP
SHEET SHOWS NO PEOPLE FOR OR AGAINST Z-5 OR Z-6, SO...

THIS IS OUR CHANCE, COUNCIL. COUNCILMEMBER ALVAREZ?

Alvarez: I HAVE A QUESTION FOR THE OWNER OR STAFF, BUT REALLY, YOU KNOW, WHAT MR. GUERNSEY SPOKE TO DIDN'T SEEM TO ACTUALLY BE ON SOUTH FIRST AND THEN Z 5-AND Z 6 HAVE ADDRESSES ON SOUTH FIRST, SO I DON'T KNOW IF YOU COULD EXPLAIN THAT OR IF MAYBE THAT'S A QUESTION FOR STAFF, BUT...

OKAY.

Alvarez: IS THIS LOT ON SOUTH FIRST OR --

SIT WHAT, SIR? I COULDN'T HEAR YOU.

Alvarez: IS THIS SITE LOCATED DIRECTLY ON SOUTH FIRST STREET.

IT'S ABUTTING INTO THE ALLEY, RIGHT BEHIND THAT CORNER BUSINESS SHOWING HERE ON THE PHOTOGRAPH, LOOK AT THE GRAPH THERE.

Alvarez: THAT WAS PRETTY APPARENT BASED ON THE STAFF PRESENTATION, BUT YET IN THE AGENDA IT SAYS 2008 A SOUTH FIRST STREET, BUT I'M WONDERING WHY THAT IS, YOU KNOW, WHY THERE SEEMS TO BE A DISCREPANCY. I THINK STAFF MEMBER IS GOING TO SPEAK TO THAT SO...

UH-HUH, HE'S BEEN HERE SINCE 1981. HE DOESN'T KNOW PROCEDURES OR ANYTHING LIKE THAT, HE NEVER CHANGED THE ZONING, THINGS LIKE THAT, THAT'S WHY HE'S GOT TO REMAIN IN THAT MANNER. HE'S IN ILL HEALTH RIGHT NOW, HE CANNOT DO ANYMORE SOLIDERRING, HE WANTS TO SELL AND I'M TRYING TO HELP HIM DO THAT.

Alvarez: OKAY. THANK YOU.

Mayor Wynn: THANK YOU, SIR. MR. GUERNSEY.

STAFF COULD ADDRESS OTHER QUESTION AS WELL, I WOULD APPRECIATE IT.

THE PROPERTY DOES NOT HAVE FRONTAGE ON SOUTH

FRONT STREET. IT SITS IN INTERIOR, ITS A LITTLE UNUSUAL SITUATION, BECAUSE THIS PROPERTY ACTUALLY FRONTS ON AN ALLEY AND ON A SUPER WIDE BLOCK WHEN YOU ACTUALLY HAVE THREE ROWS OF HOUSES OR BUSINESSES. AND THIS IS ON THE INTERIOR, THE HOUSE THAT FACE JOHANNA TO THE NORTH BACK UP TO THE BUSINESSES OR THIS PROPERTY IN THE SINGLE FAMILY HOMES AND TWO RESIDENTIAL USES IMMEDIATELY TO THE WEST SO THIS PROPERTY WAS GIVEN A SOUTH FIRST STREET ADDRESS PROBABLY BY OUR ADDRESSING DIVISION BECAUSE IT ONLY HAS AN ALLEY ACCESS AND THE EASIEST WAY TO GET TO IT IS FROM SOUTH FIRST STREET, YOU WOULD TURN OFF SOUTH FIRST AND GO DOWN THIS AL LIMP THAT'S MY UNDERSTANDING WHY. BUT IT'S NOT ON JOHANNA, NOT OFF LIVE OAK, ONLY OFF AN ALLEY THAT HAS ACCESS --

ALSO --

Alvarez: ALSO ON THE ALLEY --

THE NUMBERS JUST INCREASING AS YOU MOVE FURTHER AWAY.

Alvarez: I DIDN'T KNOW IF THE OTHERS WOULD BE B AND C...

WE CAN FIND THAT OUT, COUNCILMEMBER.

THE PROPERTIES IMMEDIATELY TO THE WEST THAT JOIN THIS, THE TWO FAMILY RESIDENTIAL USE WHICH IS THE HOUSE BEHIND THE HOUSE, THOSE PROPERTIES ONLY HAVE ACCESS TO THE SAME ALLEY, AND THIS HAS BEEN USED FOR COMMERCIAL PURPOSES FOR MANY YEARS IS MY UNDERSTANDING.

IT HAS BEEN USED MANY YEARS. THE PROPERTY OWNER HAS THE PROPER SALES TAX PERMITS, HAS ONE INSPECTION FOR FIRE, BUT NEVER GOT A CHANGE OF USE OR BUILDING PERMIT TO FORMALLY OPEN THE BODY SHOP. THAT'S PROBABLY THE MAIN REASON WHY I'M SPECULATE HE'S SEEKING THE ZONING CHANGE AND NEIGHBORHOOD PLAN CHANGE, TECHNICALLY ANOTHER BUSINESS, EVEN THE SAME BUSINESS THE CITY WOULD NOT RECOGNIZE AS BEING A LAWFUL ONE BECAUSE IT WAS NOT -- I DID NOT GO

THROUGH THE PROCESS AND WAS OPENED AT A TIME WHEN IT WAS ZONED RESIDENTIAL.

Alvarez: OKAY. THANK YOU.

Mayor Wynn: FURTHER QUESTIONS, COMMENTS? AGAIN, MR. GUERNSEY THE STAFF RECOMMENDATION WAS NOT APPROVE THE CHANGE BUT THE ZONING AND PLANNING COMMISSION DID RECOMMEND THE CHANGE.

YES, THE ZONING AND PLANNING COMMISSION RECOMMENDED THE CHANGE TO THE PLAN AND THE ZONING. THE ZONING REQUEST THAT THE COMMISSION RECOMMENDED WAS NOT THE SAME AS WHAT THE PROPERTY OWNER REQUESTED. THE PROPERTY OWNER REQUESTED GR-MU-MP WHICH IS THE GENERAL COMMERCIAL MIXED USE NEIGHBORHOOD PLANNED COMBINED DISTRICT ZONING. THE NEIGHBORHOOD PLANNING OR THE ZONING THAT WAS RECOMMENDED BY THE PLANNING COMMISSION WAS LR-MU-NP WHICH IS NEIGHBORHOOD COMMERCIAL MIXED USE OR NEIGHBORHOOD PLANNED ZONING. SO THEY ARE DIFFERENT IN WHAT THEY REQUESTED.

Mayor Wynn: BUT BASED ON -- BASED ON THE ZONING AND PLATTING COMMISSION'S RECOMMENDATION OF LR-MU-NT, BUT BASED ON THE FACT THAT WHETHER THIS TECHNICALLY THE CASE OR NOT, BUT ESSENTIALLY THIS IS THE -- WHAT SOMEBODY WOULD REFER TO AS AN ILLEGAL LOT, IT DOESN'T HAVE THE STANDARD -- DOESN'T HAVE ANY REAL, YOU KNOW, FRONT ANNUAL, NOR DO SOME OF THE HOMEOWNERS TO THE WEST OF THAT, WHAT WOULD -- HOW WOULD OUR VOTING CODE, YOU KNOW, LAND DEVELOPMENT CODE, BUILDING CODE AND TRANSPORTATION ANALYSIS AND APPROVAL, WHAT COULD SOMEBODY DO WITH LR ZONING ON A LOT THAT'S -- THAT ONLY FRONTS AN ALLEY.

WELL, IN THIS CASE, THE PROPERTY OWNER IF THEY WERE SUCCESSFUL IN GETTING THE PLAN AMENDMENT AND GETTING THE ZONING CHANGE, THE NEXT STEP WOULD BE TO GET THE BUSINESS INTO COMPLIANCE SEEKING A CERTIFICATE OF OCCUPANCY ON GETTING A BUILDING

PERMIT AND THEY WOULD -- THE LOT IS PROBABLY A LEGAL NONCOMPLYING LOT BECAUSE IT'S BEEN IN THIS CONFIGURE FOR SO MANY YEARS, THAT PROBABLY WOULD NOT BE AN ISSUE. THE MORE DIFFICULT PART FOR THE PROPERTY OWNER OR THE EVENTUALLY BUYER MAY BE TO PROVIDE THE REQUIRED PARKING ON THE PROPERTY FOR THE BUSINESS BECAUSE THE SMALL HOUSE THAT'S BEEN CONVERTED INTO THE BODY SHOP OR THE GARAGE THAT HAS BEEN CONVERTED INTO THE BODY SHOP OCCUPIES ALMOST RIGHT ON THE ALLEY'S EDGE. THEY MAY HAVE TO DO OTHER MODIFICATIONS TO THE STRUCTURE ITSELF, TO MAKE SURE IT'S HANDICAPPED ACCESSIBLE THAT MEETS THE FIRE CODES AS FAR AS EXITING. AS I SAID BEFORE IT DID PASS A FIRE INSPECTION FOR STORAGE OF HAZARDOUS CHEMICALS AND MATERIALS. IT WOULD BE DIFFICULT, THEY MAY HAVE TO MAKE MAJOR MODIFICATIONS FOR THE BUILDING AND THE SITE TO BRING IT INTO COMPLIANCE, THE LOT ITSELF WE WOULD DEEM TO BE A LEGAL NONCOMPLYING LOT BECAUSE PROBABLY OF ITS AGE AND CONFIGURATION, THEY DO HAVE LAWFUL ACCESS TO THE ALLEY, WHICH IS VERY SMALL, ABOUT 20 FEET WIDE.

COUNCILMEMBER ALVAREZ?

Alvarez: AND ALSO APPEARS TO ME THAT THE CURRENT USE WOULDN'T BE PERMITTED UNDER -- UNDER LR, IS THAT CORRECT.

THAT IS CORRECT BUT WOULD BE ABLE TO BE USED FOR OTHER COMMERCIAL USES.

Alvarez: LR TYPE USES.

FOOD SALES OR A PERSONAL SERVICE SUCH AS A HAIR SALON OR BARBER SHOP OR THAT KIND OF THING.

Alvarez: THAT IS CERTAINLY NOT VERY COMMON TO SEE SOMEONE ASK FOR A ZONING CHANGE THAT MAKES THEIR USE LEGAL, BUT... MAYBE JUST FOR THE OWNER, ONE OTHER QUESTION, JUST OUT OF CURIOSITY, HOW LONG HAVE YOU BEEN OPERATING YOUR BUSINESS THERE AT THAT LOCATION?

THANK YOU FOR THIS OPPORTUNITY, THE PAPERS FOR ME, THIS LEGAL COMMERCIAL LOT IF IT'S SMALL, WELL, I DON'T HAVE THE MONEY FOR [INAUDIBLE] FOR THIS COMMERCIAL LOT AND NOW I TRY I DON'T HAVE [INAUDIBLE] IN THE BODY SHOP. THE CITY OF AUSTIN GIVE ME 1981, MR. ROBLES SIGNED THE PAPER... (ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS...) THAT WOULD NOT PERMIT AN AUTO REPAIR BUSINESS IN A RESIDENTIAL CATEGORY. AT THAT TIME THE CITY DID NOT HAVE A PROCESS WHERE WE HAVE TODAY THAT YOU HAVE TO GO THROUGH A SPECIFIC ORDER TO GET A PERMIT APPROVAL. YOU COULD SEEK AND GET PERMITS FOR PIECES OF IT SO YOU COULD SEEK A FIRE INSPECTION AND THEY MAY NOT HAVE LOOKED AT THE APPROPRIATE PERMITS FOR BUILDING OR MAKING SURE THE ZONING WAS APPROPRIATE. I'M NOT SURE OF THE SALES PERMIT THAT HE HAS THAT WAS REFERENCED BY THE NEIGHBORHOOD, BUT WE CAN CERTAINLY TAKE A LOOK AT THAT INFORMATION TO MAKE THAT DETERMINATION, BUT GENERALLY RESIDENTIAL ZONING 25 YEARS AGO WOULD NOT HAVE ALLOWED AN AUTO BODY SHOP TO OPEN.

Leffingwell: SO HE COULD NOT CONTINUE AS A NON-CONFORMING USE.

IT'S MY OPINION THAT HE COULD NOT, BUT I'M WILLING TO TAKE A LOOK AT HIS INFORMATION. IT MAY HAVE BEEN COMMERCIAL AT ONE TIME, I'M NOT AWARE OF THAT, ROLLED BACK TO SINGLE-FAMILY RESIDENTIAL ZONING, AND THEN HE IS HERE TODAY. BUT I'M NOT AWARE OF THAT SITUATION HAPPENING.

Leffingwell: ANOTHER QUESTION, DOES THE NEIGHBORHOOD ASSOCIATION OPPOSE THE G.R.?

THEY ARE OPPOSED TO THE REQUEST TO GR-MU-NB. THEY ARE SUPPORTED BY A LETTER FROM WALTON AND THEY WOULD BE SUPPORTIVE TO A REQUEST OF L.R. OR L.O., LIMITED OFFICE. THEY ARE EXACT WORDING IS THEY WOULD NOT OPPOSE A REQUEST TO REZONE THE PROPERTY TO L.R. OR TO L. L.O.

Leffingwell: THANK YOU.

AND THIS WOULD BE ONLY READY FOR FIRST READING TODAY, MAYOR.

Mayor Wynn: OKAY. SO WE HAVE A MOTION FROM COUNCILMEMBER ALVAREZ TO CLOSE THE PUBLIC HEARING AND APPROVE ZONING AND PLATTING RECOMMENDATION ON -- PLANNING COMMISSION RECOMMENDATION ON THE COMBINED CASE Z-5, Z-6, LR-MU-NP. SECONDED BY COUNCILMEMBER McCRACKEN. FURTHER COMMENTS? FIRST READING ONLY.

THAT'S ALSO TO CHANGE THE FUTURE LAND USE MAP TO MIXED USE.

Mayor Wynn: CORRECT. THANK YOU. FIRST READING ONLY. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE. AYE. OPPOSED? MOTION PASSES ON FIRST READING ONLY ON A VOTE OF 7 TO ZERO. THANK YOU, MR. GUERNSEY. SO COUNCIL, WE NOW WILL HAVE THE -- ARE SCHEDULED TO HAVE THE PUBLIC HEARING ZONING CASES THAT SORT OF COLLECTIVELY ARE REFERRED TO AS THE GABLES PROJECT, Z-7 AND Z-8. THAT'S GOING TO THEN - - MY RECOMMENDATION WOULD BE THAT SEQUENCES INTO THE NUMBER OF OTHER RELATE ITEMS WE HAVE POSTED AS PUBLIC HEARINGS POST-6:00 P.M. WITHOUT OBJECTION IN ADVANCE OF THAT, I KNOW THAT WE HAVE SOME STAFF HERE FOR THE PUBLIC HEARING NUMBER 27 WITH NO CITIZENS SIGNED UP. MY INNING SINGT IS THAT INNING STINT IS THAT COULD GO VERY QUICKLY. I'M NOT SURE ABOUT ITEM 28, BUT SEEMS TO ME IF WE COULD GET THOSE TWO PUBLIC HEARINGS DONE RATHER QUICKLY, SOME FOLKS COULD GO HOME BEFORE WE SETTLE IN ON THE EXTENDED GABLES CASES. WELCOME, MR. SPRUCE.

THANK YOU, MAYOR. GOOD EVENING, MAYOR AND MAYOR PRO TEM, MEMBERS OF COUNCIL, I'LL BRING TO YOU AS I DO EVERY YEAR THE STANDARDS OF CARE FOR CHILD CARE OR RECREATIONAL PROGRAMS FOR OUR CHILDREN EVERY YEAR, I BRING IT TO COUNCIL FOR YOUR ADOPTION. THE TEXAS DEPARTMENT OF PROTECTIVE AND REGULATORY SERVICES ALLOWS US TO COME TO YOU ANNUALLY AND ASK YOU TO ADOPT OUR STANDARDS OF CARE. SO TONIGHT THAT'S WHAT I WOULD LIKE TO ASK IS TO AGAIN ASK YOU

FOR YOUR ADOPTION OF THE STANDARDS OF CARE FOR THE RECREATIONAL PROGRAMS THAT WE PROVIDE. YOU HAVE IN YOUR PACKAGE ALL OF THE STANDARDS OF CARE THAT WE PROVIDE AND WE'VE BEEN DOING THIS SINCE 2002 AND IMPROVING THIS EVERY YEAR. SO HOPEFULLY IF YOU HAVE ANY QUESTIONS, BE HAPPY TO ANSWER THOSE QUESTIONS FOR YOU. BUT THIS IS OUR STANDARDS OF CARE FOR OUR RECREATIONAL PROGRAMS.

Mayor Wynn: THANK YOU. QUESTIONS OF MR. STRUCE?

THIS IS OUR ANNUAL FORMALITY. NO CITIZENS SIGNED UP WISHING TO GO ADDRESS US, ITEM 27.

[INAUDIBLE]

Mayor Wynn: MOTION MADE BY COUNCILMEMBER McCRACKEN, SECONDED BY THE MAYOR PRO TEM TO CLOSE THIS PUBLIC HEARING AND APPROVE THE ORDINANCES AS OUTLINED, ITEM NUMBER 27. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE. AYE. OPPOSED? MOTION PASSES ON A VOTE OF 7 TO ZERO. THANK YOU. WELCOME, MR. ZAPALAC.

ON ITEM 28 STAFF IS REQUESTING POSTPONEMENT UNTIL MARCH 2 AND THE APPELLANT IS IN AGREEMENT WITH THAT REQUEST.

Mayor Wynn: COMMENTS, QUESTIONS, COUNCIL? IF NOT, I'LL -
- MOTION MADE BY COUNCILMEMBER McCRACKEN, SECONDED BY MAYOR PRO TEM TO POSTPONE PUBLIC HEARING NUMBER 28 TO MARCH 2nd, 2006. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE. AYE. OPPOSED? MOTION PASSES ON A VOTE OF 7 TO ZERO. SO COUNCIL, I BELIEVE NOW THAT LEAVES US WITH ONLY THE TWO ZONING PUBLIC HEARINGS AND THE OTHER PUBLIC HEARINGS RELATED COLLECTIVELY AS THE GABLES PROJECT. WE'LL WELCOME MR. GREG GRNS I.

GREG GUERNSEY, NEIGHBORHOOD PLANNING AND ZONING. THAT BRINGS US BACK TO Z-7 AND 8 AND WITH THE COUNCIL'S INDULGENCE I WOULD LIKE TO OFFER BOTH ITEMS FOR PUBLIC HEARING AT THE SAME TIME. Z-7, THE

GABLES/PARK PLAZA FOR THE PROPERTY LOCATED AT 910 WEST CESAR CHAVEZ STREET. THIS IS TRACTS 1 AND 2, A REZONING REQUEST FROM DMU TO DMU-CURE SEEKING ADDITIONAL HEIGHT. ZONING AND PLATTING RECOMMENDATION WAS GRANT THE DOWNTOWN MIXED USE ON CENTRAL URBAN REDEVELOPMENT OR DMU-CURE-CO COMBINING DISTRICT. NEXT IS Z-8, CASE C-14-05-0093, THAT IS THE CRESCENT. THIS IS A CITY-OWNED PROPERTY. AND ON CITY INITIATED FOR THE PROPERTY LOCATED AT 900 BLOCK OF WEST CESAR CHAVEZ STREET. THIS IS BEING REZONED FROM UNZONED TO DMU OR DOWNTOWN MIXED USE ZONING. THE ZONING AND PLATTING COMMISSION GRANTED -- RECOMMENDED TO GRANT THE DOWNTOWN MIXED USE ZONING. THE LARGER OF THE TWO PROPERTIES AS SHOWN ON YOUR VIEWER IS THE PROPERTY THAT'S OWNED BY L. G. LAMAR LIMITED PARTNERSHIP AND LG PARK PLAZA LOCATED AT 910 WEST CESAR CHAVEZ. THIS IS SEEK ADDITIONAL HEIGHT AND WOULD HAVE A ZONING CHANGE ON THE WESTERN PORTION OF THE PROPERTY THAT WOULD REMOVE AN OLD I WOULD CALL IT CONDITION OF ZONING SITE PLAN THAT IS CURRENTLY ON THE PROPERTY. AND THIS PROPERTY WAS ONCE KNOWN AS THE JETCO PROPERTY AND HAS A CONDITIONAL ZONING SITE PLAN THAT HAS A PROPOSED BUILDING ON IT OF APPROXIMATELY 220 FEET, WHICH IS A 15-STORY OFFICE BUILDING AND ACCOMPANYING PARKING GARAGE. THE ZONING AND PLATTING COMMISSION, AS I SAID BEFORE, DID RECOMMEND. THIS THEY DID ACCEPT AN OFFER FROM THE APPLICANT WITH REGARDS TO THIS TO PARTICIPATE IN OUR GREAT STREETS PROGRAM AND THAT WILL BE ACCOMPLISHED THROUGH A RESTRICTIVE COVENANT THAT THEY HAVE ALREADY EXECUTED. THEY RECOMMENDED THE HEIGHT BE UP TO 195 FEET WITHIN THE ENVELOPE FROM THE WESTERN EDGE OF THE CAPITOL VIEW CORRIDOR AND THE CAPITOL VIEW CORRIDOR CROSSES THIS PROPERTY ON ITS EASTERN SIDE. MOVING WEST TO THE EASTERN EDGE OF A PROPOSED THROUGH-WAY EASEMENT THAT MAY BE PROVIDED LATER. IF IT DOESN'T, THERE'S AN AREA OF 150 FEET THAT'S PRESCRIBED IN THE ORDINANCE. THERE ARE OTHER CONDITIONS THAT THE PROPERTY OWNER HAS AGREED TO. THEY WILL TAKE THE FORM OF TRANSPORTATION RECOMMENDATIONS THAT ARE

CONTAINED IN A TRAFFIC IMPACT ANALYSIS WAIVER. THEY WOULD AGREE TO DO THESE UNDER A RESTRICTIVE COVENANT OR OTHER LEGAL INSTRUMENT. THAT IS READY TO GO AS WELL. THE STAFF RECOMMENDED THE DMU-CURE ZONING ON THIS PROPERTY. THE PROPERTY WOULD BE COMPATIBLE WITH THE ZONING THAT'S SURROUNDING THIS PROPERTY TO THE NORTH AND TO THE WEST -- EXCUSE ME, EAST, AND IT WOULD ALSO BE COMPATIBLE WITH THE DEVELOPMENT AS FAR AS BEING A FUTURE HUB FOR A UNION PACIFIC FUTURE [INAUDIBLE] THAT WOULD BE LOCATED NEARBY. THE MIXED USE DEVELOPMENT THAT'S PROPOSED WITH THIS CHANGE SINCE IT'S REMOVING OFFICE AND MAKE THE PROPERTY VIABLE FOR MIXED USE RESIDENTIAL AND COMMERCIAL AND OFFICE WOULD BE IN KEEPING WITH THE TOWN LAKE CORRIDOR STUDY THAT PROMOTES THIS MIXED USE CONCEPT. IT WOULD ALSO -- IT'S BEING RECOMMENDED AS PART OF THE REVITALIZATION IN COOPERATION WITH THE SEAHOLM THAT YOU MIGHT HEAR LATER SHE BUT IN GENERAL STAFF RECOMMENDS THIS ZONING IS APPROPRIATE. THIS PROPERTY WOULD BE IN COMPLIANCE IT'S MY UNDERSTANDING WITH THE WATERFRONT OVERLAY AND THE STANDARDS FOR THE WATERFRONT OVERLAY DISTRICT IN THIS PARTICULAR LOCATION AFTER REVIEWING THE ORDINANCE FROM 1986 FOR ITS ORIGINAL CREATION HAS THE SAME HEIGHT LIMITATIONS OR STANDARDS THAT WOULD EXIST TODAY WHICH WOULD CALL FOR A 45 -- MEASURING HEIGHT FROM THE FRONT PROPERTY LINE THAT'S FACING TOWARDS TOWN LAKE, MEASURING UP A DISTANCE OF 45 FEET, THEN TAKING AN ANGLE AWAY FROM THE LAKE AND TOWARDS THE PROPERTY AT 70 DEGREES, THAT SAME STANDARDS THAT EXIST UNDERSTAND 1986. THIS HAS RECEIVED SUPPORT OF SEVERAL ORGANIZATIONS, DOWNTOWN AUSTIN ALLIANCE, THE DOWNTOWN COMMISSION RECOMMENDED IT, THE DESIGN COMMISSION RECOMMENDED IT WITH SOME CONDITIONS; HOWEVER, IT IS ALSO OPPOSED BY THE AUSTIN NEIGHBORHOODS COUNCIL, OLD AUSTIN NEIGHBORHOOD ASSOCIATION AND OTHER CONCERNED NEIGHBORS. THE PROPERTY IS APPROXIMATELY 4.5 ACRES IN SIZE. AND THE NEXT PROPERTY I'M GOING TO SPEAK ABOUT IS UNDER NUMBER Z-8 KNOWN AS THE CRESCENT IS MUCH SMALLER. THIS IS THE CITY TRACT THAT SURROUNDS

THE PROPERTY ON ITS NORTH AND EASTERN BOUNDARY. IT'S COMPOSED OF APPROXIMATELY THREE PARTS. AND THE TRACT SIZES ARE .2 ACRES OF LAND -- APPROXIMATELY .6 ACRES OF LAND AND JUST .8 ACRES OF LAND. AND THESE FORM A CRESCENT SHAPE, HENCE THE CRESCENT NAME. THE ZONING AND PLATTING COMMISSION DID RECOMMEND THE DMU ZONING FOR THIS PROPERTY AND IT'S ALSO RECOMMENDED BY STAFF. AT THIS TIME I WILL PAUSE AND IF YOU HAVE ANY QUESTIONS, I'LL BE HAPPY TO TRY TO ANSWER THEM AT THIS TIME. I KNOW THAT THERE'S PROBABLY QUITE A FEW SPEAKERS THAT HAVE SIGNED UP ON THIS PROJECT AND I KNOW THAT THE APPLICANT HAS A PRESENTATION THAT THEY WOULD LIKE TO PRESENT TO YOU.

Mayor Wynn: THANK YOU, MR. GUERNSEY. QUESTIONS OF MR. GUERNSEY, COUNCIL? IF NOT THEN, WE WILL GO TO THE APPLICANT PRESENTATION, ALTHOUGH RECOGNIZING THAT MR. GUERNSEY VERY EFFICIENTLY CALLED UP Z-7 AND 8 SIMULTANEOUSLY SO WHAT I'M DOING REAL QUICKLY IS SEQUENCING THE SPEAKERS. AND AGAIN, THE NORMAL FORMAT IS WE HAVE A PRESENTATION FROM THE APPLICANT, THEN WE'LL HEAR FROM FOLKS WHO WANT TO SPEAK IN FAVOR OF THIS COMBINED ZONING CASE. THEN WE'LL HEAR FROM FOLKS IN OPPOSITION, AND THEN THE APPLICANT HAS A ONE-TIME REBUTTAL. IN ADDITION TO -- AND JUST RECOGNIZING, YOU KNOW, UNDERSTANDABLY THE COMPLEXITY OF THIS CASE, THE MORE INFORMATION, FRANKLY, WE GET EARLY FROM THE APPLICANT, I THINK THE BETTER. IN ADDITION TO TWO OTHER FOLKS IN ADDITION TO MR. DRENER SIGNED UP IN FAVOR WHO WANTED TO DONATE TIME TO HIM. AND SO WITHOUT OBJECTION, COUNCIL, I WOULD RECOMMEND THAT WE GRANTED MR. DRENER NOON 9MINUTES FOR THE PRESENTATION. SO WITHOUT OBJECTION, COUNCIL, WHAT I'LL DO IS I WILL TAKE OFF THOSE FOLKS INCLUDING MS. ALLEN WHO WAS GOING TO SPEAK IN FAVOR OF THE ZONING CASE AND DOES 12 MINUTES WORK FOR YOU?

YES, SIR, THAT'S FINE.

Mayor Wynn: WE'LL SET THE CLOCK FOR 12 MINUTES AND GO TO THE INDIVIDUAL FOLKS, RECOGNIZING THAT SEVERAL

INDIVIDUAL SPEAKERS IN FAVOR OF THE ZONING CASE ALSO HAVE TIME DONATED TO THEM AS DO PEOPLE WHO WILL BE SPEAKING IN OPPOSITION. WE'LL SET THE CLOCK FOR 12 MINUTES AND WELCOME, MR. DRENNER.

MAYOR, MAYOR PRO TEM, COUNCILMEMBERS, I'M STEVE DRENNER SPEAKING TO YOU ON BEHALF OF GABLES RESIDENTIAL, GABLES IS THE OWNER OF THE SITE UNDER Z-7. I WANT TO SHOW YOU A COUPLE OF PICTURES JUST TO HELP YOU REFRESH YOUR MEMORY WITH REGARD TO THE -- A COUPLE OF THE GEOGRAPHIC ISSUES WITH THIS SITE. THE FIRST ONE IS IN FRONT OF YOU AND IT REFLECTS THE FACT THAT THE CAPITOL VIEW CORRIDOR CUTS THROUGH A PRETTY LARGE CHUNK OF THE EAST SIDE OF THE TRACT. ALL DEVELOPMENT WILL BE CONSISTENT, OF COURSE, WITH THE CAPITOL VIEW CORRIDOR. THIS IS A LOOK FROM THE SOUTH ACROSS THE RIVER TO THE SITE. AND THEN WE'RE REVERSING THAT AND WE'RE LOOKING FROM THE NORTH TO THE SOUTH WITH THIS PICTURE. AND THIS IS HOW THE SITE LOOKS TODAY. ONE OF THE THINGS THAT IS A COMMON MISPERCEPTION IS THAT THIS SITE EXTENDS TO CESAR CHAVEZ. THE AREA IN GREEN IS PARK LAND. YOU'RE GOING TO BE HEARING LATER IN THE AGENDA PROPOSALS WITH REGARD TO THAT PARK LAND THAT HAVE GONE THROUGH THE CHAPTER 26 PROCESS. I WON'T BE DEALING WITH THOSE IN MY PRESENTATION. THAT'S A .6-ACRE TRACT THAT THE CITY PURCHASED SEVERAL YEARS AGO. THAT'S ANOTHER AREA, THE CRESCENT PIECE THAT MR. GUERNSEY MENTIONED THAT THE CITY PURCHASED FROM UNITED PACIFIC, THAT'S THE U.P. RIGHT-OF-WAY AND THAT'S THE LAMAR RIGHT-OF-WAY. SO WHAT IS LEFT IS THE GABLES SITE, THE DEVELOPABLE SITE. A COUPLE OF OTHER GEOGRAPHIC ISSUES, WE'RE MORE THAN A QUARTER OF A MILE FROM THE NEAREST SINGLE-FAMILY LOT IN THE IWANA DISTRICT. MORE THAN A HALF MILE OR A HALF MILE FROM THE NEAREST SINGLE-FAMILY LOTS IN BOTH BOLD IN AND ZILKER. GEOGRAPHICALLY AGAIN FROM THE TOWN LAKE BOUNDARY WE ARE ALMOST EXACTLY 500 FEET AND ALMOST EXACTLY 300 FEET FROM THE NORTHERN EDGE OF CESAR CHAVEZ. THIS IS ESSENTIALLY A SECOND STREET PROJECT. THAT RED LINE REFLECTS THE EXTENSION OF SECOND STREET AND THAT'S THE DEPTH WE ARE FROM

TOWN LAKE. THIS ALSO REFLECTS THE AREA OF THE NEIGHBORHOODS WE ARE IN. WE ARE IN THE DANA AREA AND IN THE OLD AUSTIN AREA. BOTH OF THOSE NEIGHBORHOODS ARE SUPPORTIVE AND YOU WILL HEAR FROM THEM TONIGHT. FINALLY YOU CAN SEE WITH THIS PICTURE THE PROXIMITY TO THE SPRING SITE THAT YOU CONSIDERED LAST YEAR. APPROXIMATELY THAT LOCATION. AND THEN YOU WILL SEE IN SOME OF THESE PICTURES THE ZALM SITE AND IT'S THIS CBD SITE AT THE UPPER RIGHT EDGE OF THE PICTURE. THERE'S ALSO BEEN A FAIR AMOUNT OF DISCUSSION ABOUT RAIL POSSIBILITIES. MOST OF THE CONVERSATION I THINK HAVE CENTERED AROUND POTENTIAL STATIONS EITHER GENERALLY IN THIS LOCATION OR SOMEWHERE ALONG THE CURVE ON THE OTHER SIDE OF THE TRACT. A LITTLE HISTORY WITH THIS, YOU HEARD FROM MR. GUERNSEY THAT THERE IS A ZONING SITE PLAN ON THE WESTERN SIDE OF THIS TRACT. THIS IS A RENDITION OF WHAT COULD BE BUILT THERE TODAY. THIS WAS SOMETHING THAT WE LOOKED AT HARD 18 MONTHS AGO BEFORE ENTERING THIS ZONING PROCESS AND TRYING TO DECIDE WHETHER OR NOT THIS WAS THE RIGHT CHOICE FOR THIS PROJECT KNOWING THAT YOU COULD DO THAT TODAY WITHOUT HAVING TO MAKE A ZONING CHANGE. ANOTHER VIEW OF THAT SHOWS YOU THE OFFICE BUILDING IN BLUE, THE PARKING GARAGE BEHIND IT AND THEN THE YELLOW REFLECTS A MULTI-FAMILY PROJECT THAT WOULD COMPLY WITH THE STRAIGHT DMU ZONING ON THAT SITE. THIS SITE ALSO WENT THROUGH A ZONING REQUEST IN 2000 THAT WAS, AS I UNDERSTAND IT, THE PROPOSED DEVELOPMENT WOULD HAVE LOOKED SOMETHING LIKE THIS. THE MAJOR CHANGE THAT YOU WOULD NOTICE IN THIS PROJECT IS THERE IS NO THROUGH-WAY AS REFLECTED IN THAT 2000 PROJECT. OUR PROPOSAL IS PRETTY SIMPLE. FROM A ZONING STANDPOINT, WE WANT TO ELIMINATE THAT ZONING SITE PLAN AND WE WANT TO USE DMU-CURE ON THIS SITE. IT REALLY WILL ONLY ALLOW HEIGHT IN ADDITION TO THE 120 FEET ON ABOUT 18% OF THE SITE. THE FOOTPRINT OF THE CONDO PROJECT IS WHERE THE DMU-CURE ADDITIONAL HEIGHT WOULD BE USED AND NOWHERE ELSE. OUR PLAN, I'M GOING TO BUILD IT FOR YOU FROM THE WEST TO THE EAST. FIRST I'M GOING TO SHOW KNEW THE BACKGROUND SPRING AND ZALM AND THEN THE FIRST FLOW ON THE

WESTERN SIDE WOULD BE RETAIL WITH PARKING BEHIND IT WITH MULTI-FAMILY ON TOP OF THAT. COLORS ARE TO REFLECT DIFFERENT USES, NOT ACTUAL USAGE. YOU ALSO SEE THE THROUGH-WAY DIRECTLY THROUGH THE HEART OF THIS SITE. AND WE HAVE RETAIL ON THE EASTERN SIDE WITH THE SECOND FLOOR OF OFFICE AND THEN THE CONDOMINIUM TOWER ON TOP OF THAT. SO THAT'S THE PROPOSED USE. IT'S DIFFICULT TO GET A FEEL FOR THINGS LIKE THIS FROM STILL SLIDES SO WE'LL SHOW YOU A ANIMATION THAT WILL TAKE YOU ACROSS WHAT -- ONE OF THE ISSUES YOU WILL CONSIDER LATER, THE FLOOGER BRIDGE EXTENSION, AND THEN CROSS INTO THE SITE, IT WILL BACK AWAY A BIT TO GIVE YOU A PERSPECTIVE, AND THEN IT WILL TAKE YOU AT A BICYCLE HEIGHT DIRECTLY THROUGH THE PROJECT OUT THE BACK THROUGH A BOWIE STREET UNDERPASS AND ON UP TO BOWIE STREET. SO WE ARE ON THE PFLUGER BRIBLG BRIDGE AT THIS POINT AND GETTING READY TO CROSS THE TOWN LAKE DRIVE THAT WOULD EXTEND FROM LAMAR TO SEAHOLM. NOW WE ARE GOING TO GO AIRBORNE A BIT AND LET YOU SEE THE PERSPECTIVE FROM FURTHER AWAY. HAVE YOU THE, OF COURSE, CONDOMINIUMS ON THE RIGHT, THE MULTI-FAMILY ON THE LEFT WITH RETAIL ON BOLT GROUND ON BOTH GROUND FLOORS. THIS IS A LITTLE BIT MORE FULLY RENDERED VIEW FROM THAT PERSPECTIVE. NOW WE'RE GOING TO GO BACK TO THE BICYCLE PATH. YOU WILL SEE THAT WE HAVE A LANDSCAPE MEDIAN BETWEEN THE BICYCLE PATH AND THE DRIVE. WE HAVE SIDEWALKS ON BOTH SIDES OF THE DRIVE. AND YOU'RE GOING TO EXIT THE PROPERTY AT ABOUT WHERE THAT LAST BUSH IS. AND THEN MOVE THROUGH THE PROPOSED BOWIE STREET UNDERPASS. YOU WOULD BE COMING OUT ON TO BOWIE STREET. WE'RE GOING TO SWITCH TO REAL FOOTAGE AT THIS POINT. YOU WILL SEE GSD&M DEAD AHEAD IN THE BACKGROUND. SO HOPEFULLY THAT GIVES YOU A LITTLE FEEL FOR THE BENEFITS OF THAT THROUGH-WAY. WE REALLY WHEN WE STARTED THIS PROJECT, WE -- WE SPENT A LOT OF TIME TALKING WITH THE CITY STAFF AND WITH THE COMMUNITY ADVISORY GROUP THAT HAD BEEN WORKING FOR SOME TIME WITH REGARD TO PFLUGER BRIDGE EXTENSIONS AND OTHER ISSUES AND TALKED A LOT ABOUT COMMUNITY VALUES THAT COULD BE SERVED BY THIS SITE

AND UNIQUELY THIS SITE. WHAT WE CAME UP WITH WAS THE -- THAT THE THROUGH-WAY WAS THE KEY THING THAT THIS SITE COULD DELIVER THAT REALLY NO OTHER SITES COULD. IT'S A VERY EXPENSIVE PROPOSITION, AS YOU MIGHT GUESS, TO CUT A 70-FOOT SWATH OUT OF THE HEART OF THE PROJECT. YOU DON'T SEE THAT ON ANY OTHER DOWNTOWN PROPERTY. BUT THE STAFF ASKED US ESSENTIALLY TO LOOK AT FOUR THINGS AND TO SEE IF WE COULD DO FOUR THINGS. AND WE HAVE, I THINK, BEEN ABLE TO ACCOMPLISH THOSE. ONE OF THOSE WAS TO -- AND THE MOST IMPORTANT OF WHICH WAS TO CREATE THAT THROUGH-WAY THROUGH THE MIDDLE OF THE PROJECT. THE SECOND THING WAS TO DESIGN OUR PROJECT CONSISTENT WITH THE SEAHOLM MASTER PLAN ROADWAY NETWORK, WHICH YOU SEE REPRESENTED ON THIS SLIDE. THE THIRD THING WAS IF WE COULD TO BACK UP A PARKING GARAGE TO THE CRESCENT. THE CRESCENT IS A RELATIVELY NARROW STRIP TAKEN THOUGHT WAS SOMETIME IN THE FUTURE THE CITY MIGHT DETERMINE THAT THEY WANTED TO DO STRUCTURED PARKING ON THE CRESCENT. IT'S TOO NARROW TO DO THAT BY ITSELF. IT WOULD NEED THE ASSISTANCE OF THE ADJOINING PROPERTY AND PARTICULARLY THE RAMPS THAT WOULD BE UTILIZED TO GET THERE. THE FOURTH THING WAS TO RATHER THAN HANDLE OUR WATER ON SITE FROM A WATER QUALITY PERSPECTIVE, TO DRAIN THE WATER TO THE BIOFILTRATION MEADOW SO THAT FRANKLY WE COULD PAY A LARGE PORTION OF THE COST OF BUILDING THAT BIOFILTRATION MEADOW IN THIS LOCATION AND THEN FOR US TO MAINTAIN THAT MEADOW IN PERPETUITY SO THE CITY CITY DIDN'T HAVE THAT COST. I HAD MY DOUBTS WHEN WE STARTED THE PROCESS WHETHER WE COULD CHECK ALL THOSE BOXES, BUT WE DID. AND I THINK IT'S BEEN REFLECTED IN THE PROCESS THAT WE'VE BEEN THROUGH, WE'VE -- WE'VE BEEN SUPPORTED BY BOTH OF THE AREA NEIGHBORHOODS THAT WE'RE IN, DANA AND OLD AUSTIN. WE WERE SUPPORTED BY THE WEST END ALLIANCE, THE DOWNTOWN ALLIANCE. WE'VE GONE THROUGH THE DOWNTOWN COMMISSION, THE DESIGN COMMISSION, AND THE ZONING AND PLATTING COMMISSION. ALL OF THOSE OVERWHELMINGLY SUPPORTED THIS CONCEPT. I KNOW THAT THERE ARE SOME THAT HAVE HAD CONCERNS ABOUT

HEIGHT. IN PARTICULAR WE'VE SPENT A LONG TIME REALLY WITH THAT ISSUE, AND WHAT WE REALLY DETERMINED WAS THAT ARCHITECTURALLY WE THOUGHT THIS WAS A BETTER ANSWER, A BETTER ANSWER THAN A SOLID 120-FOOT-HIGH BLOCK ACROSS THE FRONT OF THE PROJECT. BUT WE ALSO THOUGHT THAT IT WAS IN SCALE WITH THE OTHER THINGS THAT ARE ALREADY ON THIS NORTH SHORE AND THE THINGS THAT ARE TO COME. LET ME FIND YOU QUICKLY A PICTURE THAT WILL TAKE YOU ON THAT TOUR. CAN YOU FIND THE STRETCH PICTURE, AMANDA? SOME OF THE HEIGHT ISSUES HAVE TO DO WITH OBVIOUSLY WHAT'S AROUND IT. THESE WOULD REPRESENT -- THIS IS A PICTURE THAT REPRESENTS THE WAY IT IS TODAY, AND THEN ALL OF THE PROJECTS THAT I'M AWARE OF THAT HAVE BEEN PROPOSED. [BUZZER SOUNDING] MAYOR, WOULD YOU WANT ME TO WALK THROUGH THAT OR STOP.

Mayor Wynn: WHY DON'T YOU STOP TO BE RESPECTFUL OF THE STRUCTURE TOUR. THERE ARE A NUMBER OF FOLKS FOLLOWING YOU WISH TO GO SPEAK IN FAVOR AND I DON'T KNOW WHETHER ONE OF YOU COULD WORK THE POWER POINT OR THAT -- THERE WILL BE A NUMBER OF QUESTIONS FOR YOU AS THE APPLICANT AFTER WE HAVE OUR TESTIMONY AND THAT MIGHT BE A CHANCE TO SHOW THAT. THANK YOU. SO AGAIN, AS WE CALLED UP CASES Z-7 AND Z-8 AND ESSENTIALLY THE SAME PEOPLE OR A SMALLER SUBSET OF THE SAME FOLKS THAT SIGNED UP FOR BOTH CASES BOTH FOR AND AGAINST, SAME FOLKS ESSENTIALLY WANT TO GO SPEAK AND THOSE NOT AND WITH TO GO SPEAK. IT'S PRETTY EASY FOR ME TO COMBINE THE TWO BECAUSE YOU PRETTY MUCH SIGNED UP IN THE SAME ORDER. WE'LL NOW HEAR FROM FOLKS WHO WANT TO TESTIFY IN FAVOR OF THE COMBINED ZONING CASE. THEN WE'LL HEAR FROM FOLKS IN OPPOSITION. OUR FIRST SPEAKER IN FAVOR IS MR. JOHN ROSATO FOLLOWED BY CHARLIE BETZ. IS BRIAN YEAGER HERE? BRIAN WANTED TO DONATE TIME, BUT OUR RULES ARE SOMEBODY HAS TO BE PRESENT IN THE CHAMBERS TO DO THAT. ANOTHER SPEAKER IN FAVOR COULD DONATE HIS OR HER TIME TO YOU IF YOU THINK YOU NEED IT.

THANK YOU, MAYOR. THANK YOU, COUNCILMEMBERS, MAYOR PRO TEM, ASSISTANT CITY MANAGER. I'M HERE

TONIGHT TO EXPRESS THE DOWNTOWN AUSTIN ALLIANCE'S ENTHUSIASTIC SUPPORT FOR THIS ZONING CHANGE AND THE AMENDMENTS THAT GO ALONG WITH THE GABLES PROJECT. WE BELIEVE THAT THIS IS A TRULY MIXED USE PROJECT THAT HAS MANY BENEFITS. SOME OF WHICH ARE INCREASING THE TAX BASE. IT ADDS RESIDENTS TO THE CORE OF THE CITY. IT ADDS PARKING THAT WILL BE AVAILABLE FOR FUTURE AND CURRENT USES, PUBLIC USES. IT PRIVATELY BUILDS AND MAINTAINS A WATER QUALITY POND. IT PROVIDES AN EASEMENT FOR THE EXTENSION OF THE FPLUGER PEDESTRIAN BRIDGE AND ALLOWS DIRECT ACCESS TO BOWIE STREET. IT ALSO REALIGNS THE ROADWAYS IN ACCORDANCE WITH THE SEAHOLM MASTER PLAN ALLOWING FOR MORE PARK LAND AND DIRECT ACCESS TO CREPT AND FUTURE USES IN THE AREA. [ONE MOMENT PLEASE],

I WILL NOT NEED ADDITIONAL TIME. THANK YOU, MAYOR. MAYOR WYNN, MEMBERS OF THE COUNCIL, I'M CHARLIE BETZ, EXECUTIVE DIRECTOR OF THE DOWNTOWN AUSTIN ALLIANCE. AND I JUST WANTED TO HIT A COUPLE OF POINTS THAT MY CHAIRMAN JOHN ROSATO DID NOT. THE DOWNTOWN AUSTIN ALLIANCE, OW REPRESENTS APPROXIMATELY 600 PROPERTY OWNERS AND THE PROPERTY OWNERS IN DOWNTOWN AUSTIN ARE VERY, VERY SUPPORTIVE OF THIS PROJECT. WE THINK IT'S AN EXCELLENT ONE. I HAVE WITNESSED VERY FEW URBAN PROJECTS THAT HAVE WORKED IN A -- I CANNOT REMEMBER ONE THAT HAS WORKED THIS WELL WITH THE CITY STAFF IN TRYING TO GET THE CITY AS MANY AMENITIES AND THINGS THAT THIS PROJECT HAS. I THINK IT'S REALLY OUTSTANDING IN THAT REGARD. THE PROPOSED PROJECT PROVIDES BADLY NEEDED CONNECTIVITY FOR PEDESTRIANS, BICYCLES, AS WELL AS VEHICLES. AND I THINK KIND OF PUTS A HUMAN SCALE TO THE PROJECT. THERE'S A LOT OF ATTENTION PAID TO THE GREAT STREETS ASPECT OF THE PEDESTRIAN ASPECT AND IT'S WHAT WE HOPE TO HAVE THROUGHOUT OUR DOWNTOWN SOME DAY. JOHN MENTIONED THE LENGTHY EFFORTS IN PUBLIC FORUMS, FOR SEVEN, ATE EIGHT YEARS WE'VE BEEN TRYING TO FIGURE OUT WHAT TO DO WITH THIS SITE, AND IT'S ALL RELATED -- I CALL IT THE LUMBERMEN'S SITE, IT'S ALL

RELATED TO THE SEAHOLM AND OUR HOPES NOR THE GREEN WATER TREATMENT PLANT CONVERSION AND ALIGNMENT OF THE PFLUGER BRIDGE AND THIS JUST FILLS IN THOSE BLANKS IT SEEMS TO ME VERY NICELY. IT ALSO IS CERTAINLY IN KEEPING WITH THE BROAD PERSPECTIVE, IT'S VERY MUCH IN KEEPING WITH THE ENVISION CENTRAL TEXAS VISIONS. IN ALLOWING AND MAKING POSSIBLE MORE DENSITY IN THE CITY OF OUR CITY. THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU, MR. BETTS. WELCOME, IAN ENGLISH. IS JOE JOANNA EFFY HERE?

I LOVE AT AUSTIN CITY LOSTS AND HERE ON BEHALF MYSELF AND MY WIFE TONY AS OPPOSED TO OFFICIALLY ON BEHALF OF THE LOFT. BUT -- AND I'VE GOT A LOT OF OLD FRIENDS SITTING OVER THERE THAT I THINK ARE NOT GOING TO SPEAK IN FAVOR OF THIS PROJECT FOR THEIR VARIOUS REASONS. BUT I GUESS YOUR PERSPECTIVE CHANGES SOMEWHAT WHEN YOU MOVE DOWNTOWN AND THINGS LOOK A LITTLE DIFFERENT THAN WHEN YOU LIVED IN OTHER PARTS OF AUSTIN, AND TO ME A PROJECT LIKE THIS, THERE'S PROBABLY -- IT'S PROBABLY GOT SOME HITCHES IN IT, IT'S PROBABLY GOT SOME PROBLEMS IN IT, ALL PROJECTS DO, BUT IT LOOKS PRETTY REASONABLE FROM MY PERSPECTIVE. OR AS A DOWNTOWN PROJECT. ONE IMPORTANT THING THAT I SEE IN THIS PROJECT IS THE PEDESTRIAN AND BICYCLEWAY ACCESS TO THE PFLUGER BRIDGE. I THINK THAT'S REAL IMPORTANT. AS A LOCAL NEIGHBOR THERE, WE LIVE NOT TOO FAR FROM THERE, IT'S GOING TO PROVIDE GOOD ACCESS DOWN TO THE RIVER AND ACROSS. THAT'S GOOD. THAT'S IMPORTANT. AND THAT'S A GOOD THING. THE HEIGHT, HEIGHT IS GOING TO BE AN ISSUE DOWNTOWN. IT'S COMING. WE ALL SEE IT. AND THIS -- THIS PROJECT DOESN'T PARTICULARLY LOOK OFF FINANCES I NSIVE TO ME IN TERMS OF ITS HEIGHT. TO ME WHAT'S MORE OFFENSIVE THAN HEIGHT IS MASS A LOT OF TIMES IN THESE PROJECTS AND USE OF GROUND SPACE AND THIS PROJECT DOESN'T LOOK LIKE IT'S TOO OFF BASE ON THAT. BUT -- SO IT LOOKS REASONABLE TO ME. THE OTHER THING I WANTED TO SAY IN FUTURE AND BEYOND THIS PROJECT, REAL QUICK IS I THINK IT'S REAL IMPORTANT -- I THINK IT'S REAL GOOD THAT YOU GUYS HAVE SET THE DOWNTOWN AS A NEIGHBORHOOD PLANNING OR SET US UP

FOR A NEIGHBORHOOD PLAN AND WE WANT, AUSTIN CITY LOFTS WANTS TO HAVE FUTURE INPUT. THIS PROJECT LOOKS PRETTY WELL PLANNED. I HAVEN'T FOLLOWED IT THAT CLOSELY, BUT ON ITS FACE LOOKS FAIRLY WELL PLANNED. IT GROUPS TOGETHER WELL WITH SEAHOLM, GOT MASS TRANSIT BUILT INTO IT, THAT'S VERY IMPORTANT AT LEAST TO ME. BUT I THINK OVERALL FOR DOWNTOWN WITH THE HEIGHTS AND PROPOSALS WE'RE SEEING AND THE NUMBER OF DEVELOPERS THAT SEEM TO BE SWARMING DOWNTOWN, WE REALLY, THE COUNCIL SHOULD BE VERY AWARE OF THE -- THAT WE NEED A PLAN AND THAT WE DON'T WANT TO MANHATTANIZE AUSTIN, I DON'T THINK. I DON'T THINK ANYBODY WANTS THAT, BUT PLANNING IS A BIG THING FOR US AND I WOULD URGE THE COUNCIL TO DO WHAT Y'ALL CAN TO EXPEDITE MATTERS WITH REGARD TO OUR OVERALL NEIGHBORHOOD PLAN.

Mayor Wynn: THANK YOU, MR. ENGLISH.

THAT'S ALL I HAVE.

Mayor Wynn: THANK YOU. WELCOME, ROBERT BARNSTONE. YOU WILL HAVE -- IS DINA ZUNEGA HERE?

I WON'T NEED THAT TIME. THANK YOU VERY MUCH, I APPRECIATE YOU LISTENING TO US AND YOUR SERVICE TO COMMUNITY. I AM ROBERT BARNSTONE, A DEVELOPER IN NEED OF A PROJECT YOU ARRIVED RECENTLY AND IT IS A COMPETING PROJECT. WE WILL BE IN COMPETITION WITH THEM SO YOU MIGHT WONDER WHY AS A COMPETITOR I'M HERE ASKING YOUR SUPPORT FOR THIS PROJECT. IT IS BECAUSE IT'S INDEED VERY MUCH IN OUR INTEREST FOR THEIR TO BE MORE RESIDENTIAL DOWNTOWN. MY INTEREST IS THE SAME AS YOURS OR EVERY PERSON IN THIS ROOM. WHAT HAPPENS IN CITIES IS YOU HAVE TO HAVE A CONCEPT OF CRITICAL MASS. A CITY REACHES A TIPPING POINT AT SOME POINT WHERE INDEED IT IS POSSIBLE TO REALLY HAVE A THRIVING DOWNTOWN WHERE PEOPLE REALLY CAN WALK AND DO ALL OF THE THINGS WE TALKED ABOUT. WHEN I WAS WATCHING THE PRESENTATION BY MR. DRENER AND HE WENT FROM THE VIRTUAL TOUR TO THE REALITY TO THE REAL ONE, THERE WAS A LITTLE BIT OF A LETDOWN. I DON'T KNOW IF ANY OF YOU FELT THE SAME WAY, BUT THE

PICTURES WERE PRETTIER THAN THE REALITY. WE LOVE OUR CITY, BUT IF YOU REALLY LOOK AT THE HORIZON, THERE'S MANY PASSED OVER PIECES OF LAND. WE REALLY HAVE MUCH WORK TO DO. THIS VERY SITE USED TO BE A CEMENT PLANT. AND BY THE WAY, AS YOU KNOW, IT'S BEEN KICKING AROUND NOT JUST SINCE 2000, BUT I THINK SINCE 1985 SO IF NOTHING ELSE THIS COUNCIL WILL GET KUDOS FOR FINALLY DEALING WITH THIS SITE THAT IS PROBABLY THE LONGEST RUNNING ZONING BATTLE IN THE HISTORY OF AUSTIN, I THINK. I DON'T KNOW IF THERE'S ONE THAT PRE- DATES THE MID-80s, BUT THIS ONE DOES. SO I ASK FOR YOUR SUPPORT FOR OUR COMMON GOALS OF INCREASING THE DENSITY OF DOWNTOWN BECAUSE IT IS VERY MUCH IN OUR INTEREST. OUR CITY HAS A DENSITY THAT COMPARES MORE CLOSELY TO LUBBOCK, TEXAS, THAN TO EVEN CITIES - - I'M NOT GOING THE SAY NEW YORK OR SEATTLE, BUT PLACES LIKE SANTA MONICA, CALIFORNIA OR OAKLAND, CALIFORNIA. OUR LOW DENSITY IS A CAUSE OF OUR TRAFFIC, OUR HIGH TAXES AND AIR POLLUTION. AND EVERY PERSON IN THIS ROOM, INDEED EVERY PERSON IN THIS CITY HAS A STAKE IN THAT BATTLE. THANK YOU FOR LISTENING AND THANK YOU FOR YOUR SUPPORT.

Mayor Wynn: THANK YOU, MR. BARNSTONE. BRET RODE RHODE. YOU WILL HAVE SIX MINUTES AND YOU WILL BE FOLLOWED BY HEIDI ROSS.

THANK YOU, MAYOR AND COUNCILMEMBERS. I'M BRET RHODE WITH RHODE ARCHITECTS SPEAKING ON BEHALF OF GABLES RESIDENTIAL. WE'VE BEEN WORKING ALONGSIDE A LOT OF TALENTED PEOPLE OVER THE LAST YEAR TO STUDY AND PLAN THIS SITE. I WOULD LIKE TO BRIEF ADDRESS THE ISSUE OF BUILDING MASSING AND HEIGHT WITH REGARD TO THE DIFFERENCE BETWEEN WHAT CAN BE BUILT UNDER BASIC DMU ZONING REGULATIONS AND WHAT WE ARE PROPOSING TODAY. FIRST I'D LIKE TO POINT OUT THAT BUILDINGS ARE EXPERIENCED BY PEOPLE MOVING ABOUT. MOSTLY BUILD FRTION A VARIETY OF VIEWPOINTS. WHILE IT IS EASY TO PICK A PARTICULAR POINT OF VIEW AND OFFER AN ANALYSIS OR CRITICISM, IT IS FAR MORE IMPORTANT TO CONSIDER MULTIPLE ADVANTAGE AGE POINTS TO GET A ACCURATE PICTURE AND MAKE THE RIGHT DECISION. THAT'S WHAT WE'VE TRIED TO DO HERE. AND WE'RE LOOKING

FORWARD TO SHARING THE RESULTS OF OUR EXTENSIVE EFFORTS WITH YOU TODAY. LOOKING AT OUR PROJECT, BASICALLY DMU ZONING, AS SOME WOULD PREFER FOR THIS SITE, WOULD ALLOW 120 FEET OF BUILDING HEIGHT ACROSS THE ENTIRE PROPERTY WITH THE EXCEPTION OF THE AREA UNDER THE CAPITOL VIEW CORRIDOR ON THE EASTERN PART OF THE SITE. WHEN WE BEGAN TO LOOK AT THE ISSUE OF BUILDING MASSING, WE QUICKLY REALIZED THAT A CONTINUOUS BLOCK, 120 FEET HIGH ACROSS THE ENTIRE FRONT AGE OF THE SITE, WOULD BE DIFFICULT TO DEAL WITH IN TERMS OF BUILDING SCALE. THE SITE FRONTAGE BETWEEN LA AR BOULEVARD ON THE WEST AND CAPITOL VIEW CORRIDOR TO EAST IS ABOUT 330 FEET LONG. LONGER THAN THE STANDARD CITY BLOCK, WHICH IS ABOUT 300 FEET. WE REALIZED AFTER CAREFUL ANALYSIS THAT EVEN WITH THE USE OF TECHNIQUES SUCH AS THE FACADE BREAKS, ARCHITECTURAL FEATURES AND OTHER ELEMENTS LIKE THOSE MANDATED IN THE COMMERCIAL DESIGN STANDARDS THAT ARE BEING IMPLEMENTED, THE OUTCOME WOULD NOT BE DESIRABLE DUE TO THE OVERALL SCALE OF THE PROJECT AT 120 FEET. THE INTRODUCTION OF THE INTERNAL DRIVE ALONG WITH THE IDEA THAT WE WOULD ESSENTIALLY ADD HEIGHT TO A PORTION OF THE PROJECT TO OFF SET THE LOSS OF THAT SPACE OFFERED US WHAT WE BELIEVE IS A MUCH BETTER WAY TO ADDRESS THIS ISSUE. WE ALSO FACTORED IN AND HAD AN EXTENSIVE LOOK AT PATTERNS OF MOVEMENT IN AND AROUND THE SITE, AS WELL AS THROUGH THE SITE TO BETTER UNDERSTAND WHERE THIS ADDITIONAL HEIGHT AND MASS SHOULD BE PLACED. IN DOING SO WE CAME TO REGARD LAMAR BOULEVARD AS A MAJOR PORTAL IN AND OUT OF THE DOWNTOWN AREA. AND IF YOU CONSIDER THAT THE PRIMARY VIEWING PATTERN IN EXPERIENCING THIS SITE IS A LONG LA LAMAR, PFLUGER BRIDGE, SANDRA MURAILA CORRIDOR, THE MASSING WE ARE PROPOSE ING IS FAR BETTER THAN THE ALTERNATIVES UNDER THE BASIC DMU ZONING. ALSO CRITICAL IMPORTANCE, OF COURSE, IS THE EXPERIENCE OF THE PROJECT AS ONE MOVES UP AND DOWN THE WATERFRONT AS WELL AS ON THE SURFACE OF THE LAKE IFTSD. FROM THIS PERSPECTIVE OR MOVEMENT PATTERN, THE MASSING ARRANGEMENT WE ARE PROPOSING IS ALSO MUCH MORE DESIRABLE. THE REASONS

WE ARE ADVOCATING THIS PLAN COME FROM BASIC TEN ET CETERA OF GOOD URBAN DESIGN AND PLANNING, AND I'LL JUST LIST A FEW. THE ABILITY TO OFFER SCALED -- WITH ONE PORTION LOWER AND ONE PORTION HIGHER, THE VARIETY OF HEIGHTS, IF YOU WILL, IS VERY IMPORTANT. THE ABILITY TO OFFER MEANINGFUL CHANGES IN SCALE BY HAVING COMPLETELY SEPARATE BUILDINGS WITH THEIR OWN MATERIALS AND ELEMENTS RELATING TO THEIR OWN PARTICULAR USE IS ANOTHER ONE. LASTLY, THE ABILITY TO OFFER VISUAL RELIEF BY HAVING VIEWS OF THE SKY AND OTHER DISTANT FEATURES AVAILABLE TO PEOPLE THROUGH THE HEART OF THE PROJECT AS THEY MOVE ACROSS AND THROUGH THE SITE. SO IN SUMMARY WE FEEL STRONGLY THAT THE HEIGHT AND MASSING WE ARE PROPOSING IS SUPERIOR TO THE ALTERNATIVE URBAN FORM 120-FOOT HEIGHT OTHERS HAVE ADVOCATED FOR THE SITE. THANK YOU.

Mayor Wynn: THANK YOU. OUR NEXT SPEAKER IS HEIDI ROSS, WHO WILL BE FOLLOWED BY GUY BARBARA AND JERRY CARLSON.

I BELIEVE I HAD SOME TIME DONATED TO ME, MAYOR.

Mayor Wynn: YOU'RE RIGHT. IS KEN MILLS HERE? HELLO, KEN. HOW ABOUT RASHID?

SIX MINUTES IS FINE. THANK YOU, MAYOR, I'M HEIDI ROSS WITH WHM TRANSPORTATION ENGINEERING. I'M A LICENSED PROFESSIONAL ENGINEER AND LICENSED PROFESSIONAL TRAFFIC OPERATIONS ENGINEER. MY FIRM WAS ENGAGED BY GABLES TO EVALUATE THEIR PROJECT BY ANALYZING THE TRANSPORTATION ELEMENTS OF THE PROJECT. SO WE BEGIN BY LOOKING AT THE PROPOSED ROADWAY NETWORK THAT WAS PART OF THE SEAHOLM MASTER PLAN AND I SHOULD NOTE THAT GABLES DID NOT DEVELOP THE PROPOSED ROADWAY NETWORK, THEY WERE ASKED TO CONFORM TO THE NETWORK THAT HAD ALREADY BEEN DEVELOPED AS PART OF THE SEAHOLM MASTER PLAN. I'LL START BY BRIEFING DESCRIBING THE PROPOSED ACCESS INTO THE THE GABLES SITE. SANDRA MURKIN IS PROPOSED TO BE -- CONNECTING CESAR CHAVEZ TO LAMAR AND GABLES WOULD ACCESS THE NORTHERN SIDE OF THE

TRAFFIC CIRCLE, AS WELL AS TOWN LAKE DRIVE, WHAT WE'RE TALKING TOWN PROPOSING -- CONNECTING TO SEAHOLM DRIVE. AND GABLES WOULD HAVE ACCESS DRIVE OFF THE CENTER OF THAT ROADWAY INTO A PARKING GARAGE. AS WE LOOKED AT THE PROPOSED NETWORK, WE REALIZED THAT THERE'S SIGNIFICANT BENEFIT TO THE PROPOSED NETWORK NOT ONLY TO THE GENERAL PUBLIC BUT ALSO TO THE SEAHOLM DEVELOPMENT OVER THE EXISTING NETWORK THAT'S IN PLACE TODAY. I WOULD LIKE TO GO THROUGH A FEW OF THOSE BENEFITS WITH YOU. FIRST OF ALL, THE PROPOSED NETWORK RESTORES THE EAST-HAND LEFT TURN MOVEMENT. RIGHT NOW YOU CAN TAKE A LEFT FROM CESAR CHAVEZ TO ACCESS NORTHBOUND LAMAR, BUT IT'S RESTRICTED IN PEAK PERIODS SO FOR A LARGE PART OF THE DAY YOU ARE NOT ALLOWED TO TURN LEFT AND HAVE TO GO A SIGNIFICANT DISTANCE TO ACCESS NORTHBOUND LAMAR. THE PROPOSED PROJECT ALLOWS A LEFT TURN LANE TO BE INSTALLED AT SEAHOLM DRIVE. AND MORE IMPORTANTLY IT ALLOWS THE CONSTRUCTION OF A NEW LEFT TURN BAY WHICH PROVIDES STORAGE FOR LEFT TURN VEHICLES TO MOVE OUT OF THE THROUGH VEHICLE LANE. THE REASON FOR THE PROHIBITION DURING THE PEAK PERIODS CURRENTLY IS THAT THERE'S NOT A STORAGE FOR LEFT TURNING VEHICLES WHICH CREATES A SITUATION WHERE REAR END COLLISIONS ARE MORE LIKELY AND ALSO CREATES EXCESSIVE DELAYS TO COMMUTER THROUGH TRAFFIC TRAVELING CESAR CHAVEZ INTO DOWNTOWN. WITH THE NEW LEFT TURN BEING RESTORED, WE ALSO CREATE A SAFER CONDITION BECAUSE LEFT TURNING VEHICLES ARE PROVIDED A REFUGE AREA TO TURN BEFORE THE LEFT TURN LANE. THE SECOND ASPECT IS THAT THE ANGLE OF INTERSECTION OF SANDRA MURAYDA IS RESTORED TO A MORE IDEAL ANGLE, APPROXIMATELY 90 degrees FROM ITS CURRENT ANGLE OF ABOUT 60 degrees. THE ENGINEERING GUIDELINES SPECIFY THE GOAL OF CREATING A 90-DEGREE INTERSECTION FOR SAFETY REASONS AND THIS HAS TO DO WITH LINE OF SIGHT ISSUES RELATED TO COMPUTING TURNING MANEUVERS AND SAFETY FOR PEDESTRIAN AND BICYCLE CROSSINGS. IN ADDITION, SEAHOLM DRIVE CONSTRUCTION BENEFITS SEAHOLM IN THAT IT PROVIDES ADDITIONAL LEFT TURN ACCESS FROM CESAR CHAVEZ INTO

THE SEAHOLM DEVELOPMENT. WHILE SEAHOLM IS OFF TO THE RIGHT ON THIS SLIDE THAT I'VE SHOWN HERE, WITHOUT SEAHOLM DRIVE, THE EXTENSION OF WEST AVENUE WOULD BE THE ONLY LOCATION THAT WOULD ALLOW LEFT TURN ACCESS INTO SEAHOLM. WITH CONSTRUCTION OF SEAHOLM DRIVE, WE WOULD ALLOW A SECOND LEFT TURN ACCESS POINT AND WITH THE LIKELIHOOD SPECIAL EVENTS WILL BE HELD AT THE FACILITY, RAPID LOADING AND UNLOADING WILL BE REQUIRED AND DISPERSING VEHICLES TO AS MANY ACCESS POINTS AS POSSIBLE IS ALWAYS PREFERRED. MOVING ON NOW, ANOTHER BENEFIT OF THE PROPOSED ROADWAY NETWORK TO SEAHOLM AND TO THE GENERAL PUBLIC IS THE CONSTRUCTION OF TOWN LAKE DRIVE. IT PROVIDES DIRECT ACCESS FROM SEAHOLM TO LAMAR. AND THE PROPOSED ROADWAY SYSTEM IS PROJECTED TO CARRY APPROXIMATELY 4,000 VEHICLES PER DAY. AND THOSE ARE CARS THAT WOULD BE OTHERWISE TRAVELING ON CESAR CHAVEZ IF IT WEREN'T FOR CONSTRUCTION OF THE CONNECTING STREET. THE STREET IS IMPORTANT FOR SEVERAL REASONS. FIRST OF ALL AS I SAID IT ELIMINATES THE NEED TO PUT 4,000 CARS PER DAY ON CESAR CHAVEZ. CURRENTLY CESAR CHAVEZ CARRIES ABOUT 40,000 CARS PER DAY SO THAT'S A 10% INCREASE IN THE SECTION OF CESAR CHAVEZ THAT WE'RE ABLE TO AVOID. FROM A TRANSPORTATION PLANNING STANDPOINT, IT RESTORES THE GRID NETWORK CONSISTENT WITH THE DOWNTOWN GRID AND WITH THE SEAHOLM MASTER PLAN. IT ALSO PROVIDES A NATURE ACCESS PATH FOR DRIVERS EXITING AND ENTERING THE SITE TO AND FROM LAMAR. THIS MAKES FOR A QUICKER ENTRY AND EXIT FOR SEAHOLM PATRONS AS WELL AS HAVING LESS IMPACT TO THE GENERAL TRAVELING PUBLIC THAN WE WOULD HAVE IF WE FORCED ALL PATRONS TO TRAVEL ON CESAR CHAVEZ STREET. THANK YOU.

Mayor Wynn: THANK YOU, MS. ROSS. WELCOME BARBARA CARLSON. YOU HAVE THREE MINUTES.

MAYOR, CITY COUNCILMEMBERS, MY NAME IS BARBARA CARLSON AND I LIVE DOWNTOWN IN THIS NEIGHBORHOOD WHERE THIS DEVELOPMENT IS GOING TO HAPPEN. I LIVE IN AUSTIN CITY LOFT. AND I SAY THAT BECAUSE I THINK IT'S IMPORTANT FOR YOU TO KNOW THAT PEOPLE THAT LIVE IN

THAT AREA ARE SUPPORTIVE OF THIS DEVELOPMENT. I THOUGHT THE REMARKS THAT ROBERT BARNSTONE MADE WERE VERY IMPORTANT. WE NEED MORE PEOPLE DOWNTOWN IN ORDER TO BRING THE RETAIL THERE THAT WE NEED TO SUPPORT ALL OF THE NEEDS THAT THE PEOPLE LIVING DO YOU WANT HAVE, LIKE -- DOWNTOWN HAVE LIKE CLEANERS AND PHARMACIES AND SO FORTH. SO THE DENSITY THAT WE'RE SEEKING BY BUILDING PROJECTS LIKE THIS IS VERY, VERY IMPORTANT TO GET -- MAKE THAT HAPPEN. IN ADDITION TO THE TRAFFIC ISSUE, WHICH I THINK HAS ALSO BEEN ADDRESSED. SO I WOULD URGE YOU TO SUPPORT THIS PROJECT. AS SOMEONE LIVING IN THE NEIGHBORHOOD, I AM TOTALLY FOR IT. AND THE LAST THING THAT I WOULD SAY IS I'M NOT SURE WHAT ALL THE OPPOSITION HAS TO SAY ABOUT IT, BUT ONE THANK I THINK THAT HAS BEEN CONSIDERED IS PERHAPS THIS SHOULD BE A PARK. AND I WOULD SAY THAT IS NOT WHAT IS NEEDED FOR THIS PARTICULAR AREA OF TOWN. IT REALLY NEEDS THE DENSITY OF PEOPLE. SO THANK YOU FOR LISTENING.

Mayor Wynn: THANK YOU, MS. CARLSON. WELCOME JERRY, AND YOU WILL BE FOLLOWED BY SUSAN HARRIS.

THANK YOU, MAYOR, CITY COUNCIL MEMBERS. YOU HAVE A BEAUTIFUL FACILITY. I'M HERE JUST TO SAY AS A PERSON THAT'S LIVED IN AUSTIN FOR A LONG TIME AND LIVED IN WEST AUSTIN AND TWO YEARS AGO MOVED DOWNTOWN TO AUSTIN CITY LIMITS, IT'S FANTASTIC TO BE DOWNTOWN. AND WE'RE ENJOYING DOWNTOWN. THE PLAN THAT WE'VE JUST LOOKED AT, FROM MY PERSPECTIVE, IS WELL THOUGHT OUT FOR NOT ONLY GOING BACK AND FORTH TO A HIKE AND BIKE TRAIL WHICH I DO EVERY DAY, BUT FOR BRINGING MORE PEOPLE DOWNTOWN TO PROVIDE THE SERVICES WE NEED. IT'S COMPATIBILITY WITH SEAHOLM WHICH WE'RE LOOKING FORWARD TO, LOOKS LIKE IT'S WELL THOUGHT OUT. IT PROVIDES A TAX BASE WHICH WILL HELP OUR COMMUNITY HANDLE THE MANY PRESSURES THAT WE HAVE ON REVENUE THAT'S NEEDED FOR THIS COMMUNITY. AND I HOPE YOU WILL LOOK FORWARD TO SUPPORTING THIS. I THINK IT'S THE RIGHT THING TO DO AND THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU, MR. CARLSON. SUSAN HARRIS.

SUSAN HARRIS SIGNED UP WISHING TO SPEAK IN FAVOR AND ACTUALLY BREATH DENTON HAD SIGNED UP IN FAVOR DONATING TIME. IF BRENT WOULD LIKE TO ADDRESS US, HE COULD. SO WE'LL GO TO KEVIN BURNS. KEVIN BURNS SIGNED UP WISHING TO SPEAK IN FAVOR. ERIC ANDERSON. WELCOME, ERIC.

THANK YOU, MAYOR AND AUSTIN CITY COUNCIL FOR THE OPPORTUNITY TO SPEAK ON THIS SUBJECT. I THINK TODAY IS AN EXCITING DAY IN THAT PROJECT I'VE BEEN KIND OF ADVOCATING WORKING ON FOR, LET'S SEE, OVER SIX YEARS NOW. I THINK HOPEFULLY IT WILL BE COMING A LITTLE CLOSE HE CLOSER, THAT IS FINISHING THE FLIEWGER BRIDGE. WHEN COUNCIL APPROVED THE PROJECT ON -- BACK IN I BELIEVE IT WAS MARCH OF 2000, WE WERE SHORT OF MONEY, \$2 MILLION, SO WE JUST BUILT THAT BRIDGE BANK TO BANK. THE REASON WE HAVE A NEW PLAN IN FRONT OF US IS BECAUSE GABLES HAS -- CAME INTO THE PROCESS AT THE SAME TIME THE CITY WENT FORWARD LOOKING AT HOW TO FINISH THE BRIDGE. AND I WOULD REGARD THEIR -- GABLES' PARTICIPATION AS A MODEL FOR HOW THE CITY AND A DEVELOPER CAN WORK TOGETHER TO ACHIEVE MULTIPLE COMMUNITY GOALS. I THINK THAT'S WHY WE SHOULD APPROVE THIS PROJECT. I KNOW THERE ARE SOME OF MY FRIENDS AS WELL THAT HAVE A PROBLEM WITH HEIGHT. I THINK THE TIME IS LONG PAST TO FIND MONEY TO BUY THIS PARTICULAR PARCEL FOR PARK LAND. AND THE SOLUTION THAT CAME OUT OF THIS WHOLE COOPERATIVE, COLLABORATIVE PROCESS I THINK ACTUALLY CREATES MORE USABLE PARK LAND CERTAINLY THAN EXISTS TODAY. I LOOK FORWARD TO WORKING, CONTINUED WORK ON THIS PROJECT AS GABLES MOVES FORWARD HOPEFULLY AND I WOULD APPRECIATE YOUR SUPPORT. THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU, MR. ANDERSON. TED SITH. WELCOME. YOU WILL BE FOLLOWED BY EDDA MOORE.

THANK YOU, MAYOR AND COUNCIL FOR THE ATTENTION YOU ARE PAYING TO THIS VERY, VERY IMPORTANT PROJECT AND WHAT IT CAN DO TO NOT JUST DOWNTOWN BUT THE WHOLE CITY. MY NAME IS TED SITH. I'M HERE REPRESENTING MYSELF BUT I'M PRESIDENT OF THE OLD AUSTIN

NEIGHBORHOOD ASSOCIATION. I SERVE ON THE BOARD OF THE WEST END AUSTIN ALLIANCE AND SERVE AS ITS SECRETARY. I'VE JUST BEEN HAPPILY ELECTED THE STEERING COMMITTEE OF DANA, THE DOWNTOWN AUSTIN NEIGHBORHOOD ASSOCIATION. I SAY HAPPILY BECAUSE ALL OF THOSE ORGANIZATIONS, SUBSTANTIAL ORGANIZATIONS ARE STRONGLY IN FAVOR OF THIS PROJECT. I HAVE, I THINK, CONDENSED MY COMMENTS TO FOUR Hs. FIRST, HISTORY, SECOND -- WELL, H, IF YOU WILL, ENHANCEMENTS. HEIGHT --

Mayor Wynn: I'M AN AGGIE SO THAT WORKS TOO.

THANK YOU. HEIGHT, AND I THINK IT'S A HORRIBLE PRECEDENT. THE CONCLUSION WOULD BE A HEALTHY APPROVAL OF THIS PROJECT. HISTORY. AS MANY OF YOU KNOW, THIS IS A PROJECT THAT IS NOT THE FIRST PROPOSAL FOR THIS SITE. IT'S AT LEAST THE THIRD MAJOR PROPOSAL. HAVING BEEN AN AUSTINITE FOR 36-PLUS YEARS AND A DOWNTOWN RESIDENT FOR 33 YEARS, I'VE OBSERVED THE OTHER TWO. THEY WERE BAD PROJECTS. THE EVOLUTION OF THIS PLANNING PROCESS, NOT JUST THE LAST TWO CAREERS THAT GABLE AND ITS PLANNERS HAVE BEEN WORKING ON IT, GABLES, BUT THE EVOLUTION FROM THE OTHER PROPOSALS IS IMPORTANT. THE PRE-2000 PROPOSALS DIDN'T DEAL WITH THE SAND BEACH RESERVE ISSUE. THAT IS FINALLY RESOLVED. THIS TRAFFIC PATTERN IS HERE IN THIS PROJECT. THE PARK LAND IS HERE IN THIS PROJECT BECAUSE THERE HAVE BEEN LEGAL DISPUTES THAT ARE THOUSAND RESOLVED. THE 2000 PROPOSAL DIDN'T DEAL WITH THE CONNECTIVITY ISSUE, THE THROUGH-WAY, WHEN IS A HUGE PART OF THE -- OF THIS PROJECT AND A BENEFIT HUGELY TO THE WHOLE TOWN. PARK LAND ENHANCEMENT. I THINK THE OPPOSITION TO THIS PROJECT IS GOING TO TALK ABOUT THE LACK OF PARK LAND ENHANCEMENTS. I THINK THE EXACT OPPOSITE IS THE CASE. ALL OF THE PROPOSAL THAT THE CITY STAFF REQUESTED OF THIS PROPOSER, THE THROUGH-WAY, THE CONSISTENCY WITH SEAHOLM, THE BACKING UP OF PARKING GARAGE, AND THE HANDLING OF THE WATER INTO THE BIOFILTRATION MEADOW ARE PARK LAND ENHANCEMENTS AND CREATE ABOUT 50 TO 80 ACRES OF REAL PARK LAND RATHER THAN A VACANT SITE THAT'S CALLED PARK LAND SOLELY BY ZONING. HEIGHT. PEOPLE

MAY IN OPPOSITION COMPLAIN ABOUT HEIGHT AND YET THE CONTEXT OF THIS PROJECT IS THAT IT'S SHORTER THAN SEVERAL OTHERS. AND THAT THE DENSITY WILL CREATE LESS TRAFFIC PROBLEMS AND MORE BENEFITS TO THE CITY. I'M NOT GOING TO GET TO THE END BECAUSE I'M GOING TO CONCLUDE JUST BY SAYING THAT YOU ALL WILL DO A HEALTHY THING FOR THE SPRINGFIELD BY APPROVING THIS -- FOR THE CITY BY APPROVING THIS PROPOSAL. THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU. ADAM MOORE. ADAM MOORE SIGNED UP WISH TO GO SPEAK IN FAVOR, AS DID KEN MILLS. KEN MILLS? KIND UP WISH TO GO SPEAK IN FAVOR. SO COUNCIL, IF I'VE HANDLED THIS QUICKLY, I THINK THAT'S ALL THE FOLKS SIGNED UP WISHING TO SPEAK IN FAVOR. OOPS, OBVIOUSLY NOT. ANDREW CLEMENT. I APOLOGIZE, OUR SIGN-UP SYSTEM IS SOME SOMEWHAT QUIRKY AND ALSO WE'RE TRYING TO COMBINE TWO CASES.

THE SIGN-UP SYSTEM IS QUIRKY AND I WILL SERVE ON THE TASK FORCE TO IMPROVE THE KIOSK SYSTEM BECAUSE I HAVE SOME IDEAS. I'M ANDREW CLEM CLEMENTS, PRESIDENT OF THE DOWNTOWN NEIGHBORHOOD ASSOCIATION. THE DEVELOP DEVELOPER WAS KIND ENOUGH TO COME BEFORE US AND PRESENT HIS DEVELOP PLANS. AND WE OVERWHELMINGLY VOTED TO SUPPORT THE DEVELOPMENT. I WANT TO -- I CAN'T IMPROVE ON THE PRESENTATIONS THAT HAVE COME BEFORE. TED'S PRESENTATION WITH AGGIE SPELLING. JOHN ROSATO'S TICKING OFF THE POSITIVE ASPECTS OF THIS DEVELOPMENT. I JUST WANT TO SAY THERE'S A REASON THAT THE LAND AND FACILITIES SUBCOMMITTEE OF THE PARKS AND RECREATION BOARD, THE PARKS AND RECREATION BOARD ITSELF, THE ENVIRONMENTAL BOARD, THE DOWNTOWN COMMISSION, THE DESIGN COMMISSION AND THE ZONING AND PLATTING COMMISSION, WHICH ARE ADVISORY BODIES THAT THIS CITY COUNCIL CREATED TO ADVISE THEM ON THESE SORTS OF ISSUES AND THAT HAVE CITIZENS SERVING ON THEM THAT ARE PASSIONATE ABOUT JUST THIS SORT OF ISSUE HAVE VOTED IN FAVOR OF THESE TWO ZONING ISSUES. AND THERE'S A REASON THAT THE NEIGHBORHOOD ASSOCIATIONS THAT THIS PROPERTY IS LOCATED WITHIN THE BOUNDARIES OF, MY NEIGHBORHOOD

ASSOCIATION, THE DOWNTOWN AUSTIN NEIGHBORHOOD AND THE OLD AUSTIN NEIGHBORHOOD ASSOCIATION OVERWHELMINGLY SUPPORT THIS PROJECT. AND THERE'S A REASON THAT THE DOWNTOWN AUSTIN ALLIANCE, THE MAIN BUSINESS COMMUNITY OF DOWNTOWN AUSTIN, SUPPORTS THIS DEVELOPMENT. I WILL SAY THAT THE DOWNTOWN AUSTIN NEIGHBORHOOD ASSOCIATION, EVEN THOUGH WE OVERWHELMINGLY SUPPORTED THIS WOULD LIKE TO SEE MORE HEIGHT ON THIS PROJECT. WE WOULD LIKE TO SEE THE TWIN APARTMENT TOWER TO MATCH THE CONDOMINIUM TOWER THAT YOU SAW IN THE PRESENTATION TO -- SO BOTH TOWERS COULD LOOK DOWN ON THE GREAT URBAN STREET THAT'S GOING TO BE CREATED HERE. THAT BEING SAID, I HOPE YOU WILL SUPPORT THIS, FOLLOW THE RECOMMENDATIONS OF ALL THE ADVISORY BOARDS AND COMMISSIONS THAT HAVE VOTED IN FAVOR OF THIS DEVELOPMENT AND THE NEIGHBORHOOD ASSOCIATIONS THAT THIS DEVELOPMENT IS LOCATED IN THE BOUNDARIES OF. THANK YOU.

Mayor Wynn: THANK YOU, MR. CLEMENTS. ANY OTHER FOLKS WHO WOULD LIKE TO SPEAK IN FAVOR OF THE ZONING CASES? WELCOME, MR. SMITH. YOU WILL HAVE THREE MINUTES.

MAYOR, COUNCIL, MY NAME IS ROSS SMITH. THANKS FOR THE OPPORTUNITY TO SPEAK HERE. UNLIKE THE PREVIOUS SPEAKER, I BELIEVE THAT THE CURRENT DESIGN IS THE BEST ONE. I DON'T BELIEVE THAT WE COULD FOREGO DEVELOPING THE SITE BECAUSE FRANKLY THE CITY NEEDS THE TAX REVENUE. I LIVE IN ZILKER HEIGHTS IN THE HIGHEST PART OF ZILKER HEIGHTS AND I WOULD SEE ANY TOWER THAT GOES UP ON TOWN LAKE FROM MY LIVING ROOM WINDOW. AND I DON'T WANT TO SEE THAT. SO THIS DESIGN IS BETTER THAN THE MOST LIKEL ALTERNATIVE. THE ONE THEY THINK I'D LIKE TO TALK ABOUT IS YOU ARE GOING TO HEAR A LOT ABOUT AFFORDABLE HOUSING, LACK OF AFFORDABLE HOUSING BUILT INTO THIS PROJECT. I WOULD JUST LIKE TO SAY TO THE PEOPLE WHO ARE HERE BECAUSE OF THAT, I DON'T THINK THAT THERE'S ANY AREA IN THE DOWNTOWN -- ANY PART OF DOWNTOWN AREA FROM TOWN LAKE TO THE CAPITOL TO I-35 TO LAMAR THAT'S APPROPRIATE FOR AFFORDABLE HOUSING. SIMPLY

BECAUSE IT'S THE MOST -- IT'S THE RICHEST PART OF THE CITY AND IT BRINGS IN THE MOST TAX REVENUE AND THE CITY CANNOT AFFORD TO FOREGO THAT. PEOPLE WHO WANT AFFORDABLE HOUSING NEED TO REMEMBER THAT IN ORDER FOR THE CITY COUNCIL TO APPROVE THAT, THEY HAVE TO AGREE TO FOREGO SOME TAX REVENUE FOR THE CITY. THEY SUBSIDIZE AFFORDABLE HOUSING. AND IT'S PROPERTIES LIKE THIS ONE THAT MAKE IT POSSIBLE FOR THE COUNCIL TO DO THAT. SO I HOPE THAT YOU WILL LOOK PAST THE ARGUMENTS ABOUT AFFORDABLE HOUSING AND APPROVE THIS PROJECT. THANK YOU. [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS] .

I ALONG WITH MORE THAN 60 LEADERS OF PARKS AND ENVIRONMENTAL AFFORDABLE HOUSING AND NEIGHBORHOOD ADVOCACY OPPOSE THIS DEVELOPMENT PACKAGE IN ITS CURRENT FORM. THE NAMES OF THOSE 60 LEADERS ARE LISTED ON THE FRONT AND BACK PAGE OF THE FRONT PAGE OF YOUR PACKAGE THERE. THE QUESTION THAT YOU ARE CHARGED WITH ANSWERING TODAY IS SIMPLY IS THIS A GOOD DEAL FOR THE CITY? THE ANSWER IS KNEW. IT SIMPLY SUBSIDIZES LUXURY CONDOMINIUMS WITH NO ROOM FOR AFFORDABLE HOUSING, WITH A LAND GIVE AWAY AND PUBLICLY FUNDED INFRASTRUCTURE THAT ENHANCES THE PRIVATE GABLES DEVELOPMENT AT THE EXPENSE OF CLEARLY ARTICULATED COMMUNITY PREFERENCES IN THE TOWN LAKE PLAN. GETTING TO THAT ANSWER, HOWEVER, IS NOT SIMPLE. THE COMPLEX WEB OF THE GABLES DEVELOPMENT PACKAGE NOAKTED OVER THE PAST MANY MONTHS IS DESCRIBED IN THE HUNDREDS OF PAGES OF THE MASTER AGREEMENT AND OTHER BACKUP MATERIALS, SOME OF WHICH ONLY BECAME PUBLICLY AVAILABLE LAST WEEK. YESTERDAY IN RESPONSE TO OUR FIVE PAGES OF QUESTIONS THAT WE HAD SENT IN EARLIER, STAFF PROVIDED 11 PAGES OF ANSWERS THAT RAISE MORE QUESTIONS AND REFLECT SEVERAL UNKNOWNNS. THOSE QUESTIONS AND ANSWERS ARE ALSO IN THE PACKAGE THAT I HAVE PROVIDED TO YOU. AND I'D LIKE TO THANK COUNCILMEMBER KIM FOR FACILITATING GETTING THOSE ANSWERS TO US. A COST ALLOCATION TABLE PROVIDED TO US BY STAFF YESTERDAY EVENING IS WHOAFULLY INADEQUATE AND FAILS TO REFLECT THE TRUE COST TO

THE CITY. THEREFORE IF YOU ARE INCLINED TO APPROVE THIS PACKAGE TODAY, WHICH I HOPE YOU ARE NOT, I WOULD URGE YOU TO DO SO ON FIRST READING ONLY TO AFFORD YOU THE OPPORTUNITY TO BE FULLY INFORMED AND TO MAKE ADJUSTMENTS AND CONSIDERATION OF THE ISSUES THAT WE RAISE. AS ADVOCATES FOR PARKS, THE ENVIRONMENT,, AFFORDABLE HOUSING AND NEIGHBORHOODS, WE STAND HERE UNITED TODAY COMMITTED TO A NEW ERA IN OUR CITY GOVERNMENT THAT ACHIEVES OUR COMMON GOALS, TRUE ACCOUNTABILITY OF COSTS, A TRANSPARENT, INCLUSIVE PROCESS IN CITY NEGOTIATIONS AND RESULTS THAT ENSURE JUST COMPENSATION AND PUBLIC BENEFITS THAT APPROPRIATELY REFLECT OUR COMMUNITY PRIORITIES. WE SUPPORT A VIBRANT DOWNTOWN AND THE RIGHTS OF PROPERTY OWNERS TO DEVELOP UNDER THEIR ENTITLEMENTS, HOWEVER ALONG WITH ADDITIONAL ENTITLEMENTS COME DEVELOPER RESPONSIBILITIES AND A DUTY TO CONTRIBUTE THEIR FAIR SHARE. YOU AS COUNCIL HAVE THE DISCRETION AND THE RESPONSIBILITY TO ENSURE THAT GABLES S AND ALL DEVELOPERS CONTRIBUTE THEIR FAIR SHARE WHEN YOU ARE APPROVING PUBLIC DISTRIBUTION CONTRIBUTIONS AND INCREASED ENTITLEMENTS AS IS THE CASE HERE. WHO PAYS, WHO BENEFITS? THE SIMPLE ANSWER HERE IS THE PUBLIC PAYS AND THE DEVELOPER BENEFITS.

Mayor Wynn: THANK YOU, MS. MORRISON. NEXT SPEAKER IS MARY ARNOLD. WELCOME. YOU WILL BE FOLLOWED BY ROY WHALEY. AND HANG ON, I'LL SEE -- YOU WILL HAVE THREE MINUTES. WELCOME.

I THOUGHT THAT THERE WAS SOMEBODY THAT HAD DONATED THEIR TIME TO ME. JOOE MATURE.

Mayor Wynn: IT'S NOT ON MY SCREEN. I'D BE HAPPY TO -- LORRAINE ATHERTON. WELCOME.

THIS IS BOTH ON Z-7 AND Z-8? >>

Mayor Wynn: YES.

GOOD EVENING, COUNCIL, MY NAME IS MARY ARNOLD AND I

HAVE CERTAINLY SEEN ALL OF THE PROPOSED DEVELOPMENTS FOR THIS PROPERTY SINCE 1984. AND I THINK TED MISSED ONE. THE GABLES HAD INTENDED TO TRY TO DEVELOP THIS PROPERTY BACK IN 1989 -- 1999 AS WELL, BUT IT NEVER DID COME FORWARD AS A SITE PLAN. THEY WERE NOT REQUESTING A ZONING CHANGE. BUT THE BOUNDARY ISSUE DID COME UP AT THAT TIME. THIS PROPERTY IS IN THE WATERFRONT OVERLAY OF TOWN LAKE, AND TOWN LAKE OVER THE YEARS SINCE THE 1970S AND 1980'S HAS BECOME A VERY IMPORTANT PART OF THE WHOLE FABRIC OF OUR CITY. IT PROVIDES A REMARKABLE GREEN AND OPEN SPACE FOR ALL THE CITIZENS TO ENJOY. THE TOWN LAKE COMPREHENSIVE PLANNING PROCESS INVOLVED MANY, MANY CITIZENS. I HAVE MET WITH MR. DRENNER SEVERAL TIMES OVER THE PROCESS OF HIS DEVELOPMENT OF THE PROJECT. I LIKE THE IDEA OF THE CENTRAL THROUGH-WAY THROUGH THE PROPERTY, BUT AT THAT TIME THE CHILDREN'S MUSEUM WAS GOING TO BE A PART OF THE PROJECT; IT IS NO LONGER. AND I DON'T QUITE UNDERSTAND THE THOUGHT THAT BY DOING THE THROUGHWAY THEY WANT THE EXTRA HEIGHT AS WELL. I DON'T SEE THAT THAT'S NECESSARY AND I THINK THROUGH HIS PICTURES YOU WERE ABLE TO SEE PART OF WHAT WE'RE TRYING TO SAY, AND THAT IS THE EXTENSION OF A DOWNTOWN GRID SYSTEM ON DEDICATED PARKLAND IN THE TOWN LAKE CORRIDOR MAY NOT BE BE THE MOST APPROPRIATE WAY TO USE OUR TOWN LAKE PARKLAND. AND I WOULD HOPE THAT WHAT WAS SAID THAT IT WAS THE CITY STAFF THAT PROPOSED THE GRID SYSTEM AND THAT GABLES WAS NOT PROPOSING THE GRID SYSTEM, BUT WAS GOING ALONG WITH CITY STAFF, I HOPE THAT THAT CAN BE CONSIDERED AND NOT REFLECT ON THEIR ZONING CASE. IN OTHER WORDS, THEIR ZONING CASE SHOULD BE JUDGED ON ITS OWN MERITS. THEY'RE ASKING FOR HEIGHT IN A PARTICULAR AREA, BUT I'M NOT SURE THAT THE ACTUAL LANGUAGE OF THE ORDINANCE SAYS, BUT WE WILL HAVE THIS THROUGHWAY THAT WILL BE SO MANY FEET WIDE AND WE WON'T BUILD ANYTHING HIGHER ON THAT AREA. SO IF YOU APPROVE THE ZONING THE WAY IT'S PROPOSED, WE'RE NOT SURE WE'RE GOING TO GET WHAT THEY WERE TELLING US WE WERE GOING TO GET. SO I HOPE THAT YOU WILL CONSIDER KIND OF TYING IT DOWN A LITTLE BIT BETTER AND

CONSIDER THAT IT'S NOT NECESSARY TO HAVE THE ADDITIONAL HEIGHT TO GET A GOOD PROJECT ON THIS SITE. THE CITY DOES HAVE AN L LAKE ZONING THAT ALLOWS YOU TO GO UP TO 200 FEET TALL IN THE TOWN LAKE CORRIDOR, BUT THE HEIGHT IS IN EXCHANGE FOR LEAVING HALF OF THE ACREAGE IN GREEN SPACE. SO YOU'RE GETTING GREEN SPACE AND HEIGHT. IN THIS PROJECT YOU'RE GETTING HEIGHT AND NO EXTRA GREEN SPACE ON THEIR SITE. I THINK IT'S INTERESTING THAT WE HAVEN'T REALLY TALKED ABOUT ANY OF THE NUMBERS AND THE ACTUAL COST TO THE CITY, BUT BEFORE I TALK ABOUT THAT, LET ME TALK ABOUT THE CRESCENT. IT WAS PURCHASED WITH CAP METRO QUARTER-CENT MONEY PRESUMEBLY, AND THE CITY PAID \$672,399.49 OF CAP METRO QUARTER-CENT MONEY TO PURCHASE PURCHASE THE 8.31 ACRES OF THE CRESCENT THAT YOU'RE BEING ASKED TO ZONE DMU TONIGHT. THIS IS FOR PROJECTS -- THE CAP METRO MONEY IS FOR PROJECTS THAT ENHANCE REGIONAL MOBILITY, IS ADDITIVE, IS IN THE CMTA SERVICE AREA. THAT'S FOR CAPITAL METRO. FOR THE CITY THIS IS WHAT THE BACKUP SAYS THAT THE CITY IS SUPPOSED TO SPEND THE CAPITAL METRO QUARTER-CENT MONEY ON. IT'S NOT IN THE RECHARGE ZONE, MEETS THE OVERALL 15% POLICY FOR BIKE AND PED, HAS COUNCIL APPROVAL, BUT UNFUNDED. CAN BE COMPLETED IN THREE YEARS. ENHANCES SAFETY. ENHANCES REGIONAL MOBILITY. AND HAS CITYWIDE GEOGRAPHIC DISTRIBUTION. I'M NOT SURE WHETHER A PARKING GARAGE THAT'S GOING TO BE LEASED OUT TO SOMEBODY ELSE MEETS THOSE CRITERIA, BUT YOU'VE BOUGHT THE LAND AND I URGE YOU NOT TO ZONE IT DMU UNTIL YOU ACTUALLY HAVE A PROPOSAL THAT COUNCIL APPROVES TO PUT SOMETHING ON THERE THAT REQUIRES OTHER THAN P ZONING. WE DON'T KNOW WHAT THE DETAILS ARE OF THE SEAHOLM PROPOSAL. THIS LAND WAS PURCHASED TO ENHANCE SEAHOLM REON DEVELOPMENT, NOT TO ENHANCE THE GABLES REDEVELOPMENT. [BUZZER SOUNDS] THERE'S A LOT MORE TO BE SAID ABOUT THESE ZONING CASES AND ABOUT THE WHOLE ENTIRE PACKAGE. I THINK THE PRETTY PICTURE SHOWED YOU THAT THE PARKLAND IN FRONT OF THIS PROPOSED GABLES PROJECT REALLY ENHANCES THE GABLES PROJECT. IF YOU LOOK AT THE MAP, LOOK AT HOW LITTLE IS LEFT OF TOWN LAKE PARK ON THE SOUTH SIDE OF

CESAR CHAVEZ IN THAT AREA. DON'T WE NEED THIS PARKLAND INSTEAD OF A DOWNTOWN GRID STRUCTURE WITH GREAT STREETS? ISN'T CESAR CHAVEZ ENOUGH? CAN'T WE SOLVE THE ACCESS ISSUES AND CONTROVERSY WITH GABLES IN A WAY THAT DOESN'T REQUIRE THE CITY TO SPEND A MILLION AND A HALF DOLLARS FOR NEW STREETS ON A LITTLE PIECE OF PARKLAND? THANK YOU.

Mayor Wynn: THANK YOU, MS. ARNOLD. JUST FOR CLARIFICATION, WE'RE TAKING UP JUST THE ZONING CASES NOW. AFTER COUNCIL ACTION, IF THAT'S THE WILL OF THE COUNCIL, THERE WILL BE THE PUBLIC HEARINGS IN THE ITEMS TO FOLLOW, THAT I THINK PERHAPS MS. ARNOLD WAS DROASING. ROY WHALEY WELCOME. IS CAROL (INDISCERNIBLE) -- HI, YOU WILL HAVE SIX MINUTES IF YOU NEED IT, ROY.

GOOD EVENING. MY NAME IS ROY WHALEY. I SERVE ON THE EXECUTIVE COMMITTEE OF THE AUSTIN REGIONAL GROUP OF THE SIERRA CLUB. THE SIERRA CLUB OF COURSE BEING THE OLDEST ENVIRONMENTAL ORGANIZATION IN AMERICA. AND I'D LIKE TO SPEAK TONIGHT, I'D LIKE TO TELL YOU WHAT WE SUPPORT. THERE ARE A LOT OF THINGS THAT WE DO SUPPORT. WE SUPPORT DOWNTOWN DEVELOPMENT AND DENSITY DOWNTOWN. WE ALSO SUPPORT A RAIL SYSTEM, A RAPID TRANSIT SYSTEM THAT WILL SUPPORT THE INCREASED POPULATION THAT WE EXPECT FROM THIS. WE ALSO SUPPORT A CONTINUATION OF OUR VITAL HIKE AND BIKE TRAIL THAT FACILITATES CLEAN ALTERNATIVE TRANSPORTATION AND THE EXTENSION OF THE PFLUGER BRIDGE WHICH WILL HELP TO SAFELY ACCOMMODATE THIS. NOW, WHAT WE DON'T SUPPORT IS THE USE OF TAXPAYER MONEY TO FACILITATE PROFIT FOR A PRIVATE DEVELOPER. THIS IS THE WAY WE SEE IT. THE DEVELOPER HAS SAID THAT THEY CAN INDEED BUILD THEIR PROJECT WITHOUT ANY VARIANCES. WELL, LET THEM THEN. ANY CONCESSIONS BY THE CITY WOULD JUST HELP INCREASE THEIR PROFIT. AND I DON'T KNOW HOW THAT BENEFIT THE PEOPLE OF THE CITY OF AUSTIN. IF WE LOOK AT THE REALIGNMENT OF SANDRA MURAIDA, TALKING TO SOME OF THE PEOPLE HERE TONIGHT ABOUT THE TOWN LAKE BOULEVARD, WHICH IS THE FIRST TIME I'VE HEARD IT CALLED THAT, ACCESSING SEAHOLM -- SEAHOLM ALREADY HAS ACCESS. IT ALREADY HAS PUBLIC

ACCESS. THERE'S CERTAINLY NO REASON NOT TO PUT THE TURN LANE IN AND CONTINUE THE ACCESS. WHAT TOWN LAKE BOULEVARD OR WHATEVER IT IS DOES IN REALITY IS IT TAKES THE PROJECT OUT OF THE FLOODPLAIN FOR THE DEVELOPER. IT ALLOWS THEM TO USE MORE OF THE LAND BECAUSE OF THE CITY STREET TAKING IT OUT OF THE FLOODPLAIN. ONCE AGAIN I DON'T SEE HOW THIS BENEFITS THE CITY OF AUSTIN. AS FAR AS THE PARKLAND BEING GIVEN TO THE CITY OF AUSTIN, LOOKING OUT THERE AS MARY SAID, THE PRETTY PICTURES, IT LOOKS LIKE THEY'RE GOING TO HAVE A VERY NICE LITTLE FRONT YARD PARK FOR ALL THE FOLKS LIVING IN THEIR PROJECT. IN REGARDS TO THE PFLUGER BRIDGE EXTENSION, AT THIS TIME THE DEVELOPER HAS SAID THAT THEY'RE NOT CONTRIBUTING ANYTHING TO THIS EXTENSION THE CITY ALREADY HAS ACCESS. THE GREAT STREET IS A GREAT IDEA, IT SHOULD BE BEAUTIFUL, BUT THE CITY DOESN'T NEED IT AT THIS TIME TO EXTEND THE BRIDGE AND GET ACCESS TO BOWIE STREET. WE CAN DO THAT THROUGH THE CRESCENT. WHAT IT DOES DO IS IT DELIVERS A PRETTY STEADY STREAM OF CUSTOMERS TO THEIR RETAIL THAT THEY ARE PUTTING ON THE GROUND FLOOR. ONCE AGAIN, I DON'T SEE HOW THE PEOPLE OF THE CITY OF AUSTIN BENEFIT FROM THAT. THEY ARE ALSO ASKING BEYOND WHAT SEEM TO BE SUBSIDIES HERE FOR ADDITIONAL HEIGHT. THEY'RE GOING FROM 120 FEET TO 195 FEET. STOP AND THINK ABOUT THAT FOR A SECOND. THAT'S A SUBSTANTIAL LEAP. I KNOW DURING THE BREAK -- I DOUBT IF ANY OF Y'ALL HAD A CHANCE TO SEE WHAT A BEAUTIFUL SUNSET WE HAD TONIGHT. DID ANY OF Y'ALL HAPPEN TO SEE IT?

Mayor Wynn: WE CAN SEE THE SUNRISE SOMETIMES OCCASIONALLY. [LAUGHTER]

IT WAS A BEAUTIFUL SUNSET AND HUNDREDS OF CITIZENS WERE OUT THERE TO ENJOY IT. I DON'T THINK THEY WOULD ENJOY IT QUITE AS MUCH WITH TOWERS OF CONCRETE AND GLASS LOOMING OVER TOWN LAKE. AND I REALLY DON'T THINK THEY WOULD ENJOY KNOWING THAT THEIR TAX DOLLARS ARE HELPING PUT THAT THERE. THE CREAM RISES. AS A REALTOR I CAN TELL YOU THAT THE TOP FLOORS OF THIS PROJECT WILL HAVE THE HIGHEST PROFIT FOR THE DEVELOPER. THIS IS WHERE THEY'RE GOING TO MAKE MOST

OF THEIR MONEY, AND WE'RE JUST GIVING IT TO THEM. THE CITY ISN'T GETTING ANYTHING IN RETURN FOR THIS VARIANCE. THEY CAN BUILD THEIR PROJECT IF THEY CAN BUILD IT, THEY'RE DOING IT BECAUSE THEY CAN MAKE A PROFIT AT THIS TIME. IF YOU GIVE THEM THE VARIANCE, WE'RE JUST GIVING MORE PROFIT, AND WHAT DOES THE CITY GET IN RETURN. WHAT YOU DO TONIGHT WILL SET A PRECEDENT. IT WILL SET A PRECEDENT ON HOW THE CITY DEALS WITH DEVELOPERS DOWNTOWN IN THE FUTURE. IT'S GOING TO SET A PRECEDENT FOR HOW TOWN LAKE AND DOWNTOWN AUSTIN WILL LOOK 10, 20 YEARS FROM NOW TO NEW CITIZENS, TO THE CHILDREN THAT ARE GROWING UP IN AUSTIN RIGHT NOW THAT ARE ENJOYING THE PARKS, THAT ARE ENJOYING THE HIKE AND BIKE TRAIL. IT'S GOING TO IMPACT WHAT THEY SEE FROM NOW ON. I DON'T BELIEVE THAT THE PEOPLE OF AUSTIN WANT TO HAVE TOWERS OF CONCRETE AND GLASS OVER TOWN LAKE. THIS IS THE IDEA OF A TRANSITION ZONE. I SURE DON'T BELIEVE THEY WANT THEIR TAX DOLLARS TO PAY FOR IT. SO THIS IS WHAT WE REALLY WANT, A CLEAR ACCOUNTING OF THE COST VERSUS THE BENEFITS. TO THE PEOPLE OF AUSTIN. BETTER COMMUNICATION, MORE INVOLVEMENT WITH THE WHOLE COMMUNITY. [BUZZER SOUNDS] BECAUSE THIS IS IMPACTING NOT JUST DOWNTOWN, THIS IS NORTH, SOUTH, EAST AND WEST AUSTIN. WE'D LIKE TO SEE A STANDARD SET FOR ALL THE PROJECTS IN THE FUTURE AND HOW THEY BENEFIT THE CITY AND NOT JUST THE INDIVIDUALS AND CAMPAIGNS THAT ARE SEEKING TO PROFIT. THANK YOU VERY MUCH.

Mayor Wynn: KEN ALTUS, I THINK. BRAD ROCKWELL, YOU'RE NEXT. I DON'T HAVE A LIST OF THE FOLKS WANTING TO DONATE TIME TO YOU. COLIN CLARK WAS ONE OF THEM. I NEED TWO MORE VOLUNTEERS OF FOLKS WHO ARE HERE. CAN I GET A COUPLE OF FOLKS? [INAUDIBLE - NO MIC].

Mayor Wynn: OKAY, THANKS. SO BRAD, IF YOU STILL WANT THE 12 MINUTES, YOU CAN HAVE IT.

OKAY.

Mayor Wynn: YOU WILL BE FOLLOWED BY JEFF JACK.

MY NAME IS BRAD ROCKWELL. I'M HERE ON BEHALF OF SAVE OUR SPRINGS AND I'M NOT HERE TO TALK AGAINST HEIGHT OR TALL BUILDINGS, I'M HERE TO SAY THAT I THINK THIS PARTICULAR PACKAGE, THE LEGAL PACKAGE THAT'S BEEN PUT TOGETHER THROUGH THESE NEGOTIATIONS WHICH HAVE MOSTLY OCCURRED IN PRIVATE IS A BAD DEAL FOR THE CITY. THIS PROJECT COMES FROM A HISTORY OF VERY AGGRESSIVE LANDOWNERS AT THAT SITE, VERY AGGRESSIVE DEVELOPERS AT THAT TIGHT SOOIT THAT HAVE AGGRESSIVELY SUED THE CITY, GOTTEN EVERY BIT OF CONCESSION THEY COULD IN A CITY IN A PAST HISTORY OF VERY AGGRESSIVE LITIGATION. GABLES COMES IN THIS CONTEXT ALSO SEEKING TO MAXIMIZE THEIR SELF-INTEREST AS MANY BUSINESSES LOGICALLY DO. MY CONCERN IS THAT THE CITY ITSELF HAS NOT SHOWN THE SAME LEVEL OF AGGRESSIVENESS IN GETTING THE BEST DEAL FOR THE PUBLIC AND THE TAXPAYERS AND MAXIMIZING THE PROTECTION OF COMMUNITY VALUES AND BENEFITS OUT OF THIS WONDERFUL SITE ON THE PARK. THERE'S BEEN SOME PATTERN OF FAILURE OF THE CITY I BELIEVE IN THE PAST TO AGGRESSIVELY NEGOTIATE DEALS LIKE THIS AND OTHERS. THERE'S CURRENT AISD AGREEMENTS WORKING ITS WAY THROUGH THE SYSTEM, A WAL-MART DEAL, CHAMPION TRACT Y'ALL HEARD ABOUT. I'M VERY CONCERNED ABOUT THIS PATTERN OF LACK OF AGGRESSIVE ADVOCACY ON THE PART OF THE CITY. IN THE PAST LFS LOWE'S, CSC, INTEL. THE CITY HAS MANY THINGS THAT DEVELOPERS WANT VERY BADLY, INCLUDING SOME OF THE THING BEING PROPOSED BY THIS ZONING AND OTHER PARTS OF THE PACKAGE. IT'S VERY IMPORTANT FOR THE CITY TO VALUE THESE IN MAKING SURE THAT IN IT GIVING AWAY THESE CONCESSIONS IT'S GETTING THE MAXIMUM VALUE FOR THE CITY FROM THE DEVELOPER ON THIS TRACT. A LOT OF THIS INFORMATION THAT'S AVAILABLE HAS COME OUT ONLY RECENTLY. THERE'S THIS HUGE PACKET OF INFORMATION. THIS IS A CONTRACT THAT'S COMING UP LATER THAT I DON'T KNOW HOW MANY -- THE PACKET WAS ABOUT 300 PAGE LONG. I DON'T KNOW HOW MANY OF YOU HAVE HAD A CHANCE TO READ IT. THIS IS AN INCREDIBLY COMPLEX DEAL THAT WE'RE ONLY BEGINNING TO KNOW ABOUT SOME OF THE ASPECTS. LET ME START THROUGH AND SHOW ONE OF THE THINGS WHEN YOU'RE NEGOTIATING

WITH ANYBODY, PARTICULARLY A DEVELOPER, YOU HAVE TO KNOW WHAT THE VALUE OF THESE CONCESSIONS ARE TO THE DEVELOPER SO YOU CAN GET ADEQUATE BENEFIT AND COMMUNITY BENEFITS, COMMUNITY VALUE FROM THE DEVELOPER IN RETURN. ONE OF THE BIG CONCESSIONS BY THE CITY HERE IS AN EXEMPTION FOR THE DEVELOPER TO HAVE TO CONTRIBUTE TO PARKLAND UNDER THE PARKLAND DEDICATION ORDINANCE. UNDER THAT ORDINANCE THE DEVELOPER, ACCORDING TO CITY STAFF, ESTIMATED THEY WOULD ORDINARILY HAVE TO CONTRIBUTE ABOUT TWO MILLION DOLLARS TOWARDS PARKS. OUR OWN ESTIMATE SHOWS IT'S MORE LIKE FOUR MILLION. I DON'T KNOW WHAT THE EXACT FIGURE IS FOR SURE. WHEN WE ASK CITY STAFF ABOUT THIS, THE ANSWER THE CITY STAFF GAVE US YESTERDAY WAS IT IS RECOGNIZED THAT STRICT COMPLIANCE TO THE ORDINANCE IS ONEROUS IN SUCH CIRCUMSTANCES AND IS IN CONFLICT WITH OTHER CITY POLICY GOALS SUCH AS INCREASING DOWNTOWN RESIDENTIAL POPULATION. IT IS ALSO IN LINE WITH OTHER DOWNTOWN NEGOTIATED AGREEMENTS THAT THE COUNCIL HAS DONE. THIS IS A CHANGE, THIS IS A POLICY THAT'S ABANDONING THE ORDINANCE REVISIONS THAT REQUIRE DEVELOPERS TO PAY FOR THEIR FAIR SHARE OF INFRASTRUCTURE, INCLUDING PARKLAND. EVEN THOUGH MANY OF US WANT TALL BUILDINGS DOWNTOWN, WE WANT DEVELOPMENT DOWNTOWN, THIS IS NOT -- THERE'S NO NEED TO GIVE UP IN OPPORTUNITY TO GAIN PARKLAND AND GAIN CONTRIBUTIONS FROM DEVELOPERS OUT OF CONCESSIONS AND HEIGHT AND OTHERWISE THAT ARE BEING PROPOSED BY DEVELOPERS. SO NOOSE ONE CONCESSION. THERE'S EXEMPTION FROM THE HEIGHT LIMITATIONS WHICH IS BEFORE YOU RIGHT NOW. THE VALUE TO THIS DEVELOPER -- THIS IS AN EXTREMELY HIGH VALUE. ROY WHALEY TALKED ABOUT THIS. ONE ESTIMATE WE CAME UP WITH IS 5.7 MILLION. I DON'T KNOW IF THAT'S ACCURATE OR NOT. THESE ARE BALLPARK FIGURES. BUT IT GIVES YOU THE MAGNITUDE OF BENEFITS THAT THIS DEVELOPER IS GETTING OUT OF THE PACKAGE THAT'S BEFORE YOU TODAY. THE NEW ROADWAYS THAT ARE PRIMARILY SERVING THE GABLES, PLUS RIGHT-OF-WAY VALUE MAY BE VALUED AT \$809,000 PER ACRE. THEY'RE GIVING AWAY PARKLAND FOR THE G.O.P.ER TO HAVE A WATER QUALITY POND. THAT'S AN

INCREDIBLE, VALUABLE THING FOR THAT DEVELOPER. HE DOESN'T HAVE TO CARVE OUT PART OF HIS OWN SITE TO PUT THE POND THERE. THAT'S AT LEAST ALONE THAT WOULD BE WORTH \$700,000 OR SO. IF HE HAD TO PUT IT WITHIN THE STRUCTURE OF THE BUILDING, WE'RE TALKING ABOUT SEVERAL MILLIONS OF DOLLARS OF VALUE THAT YOU SAY SAVED THE DEVELOPER BY GIVING AWAY PARKLAND IN THIS WAY. THERE'S BEEN TALK ABOUT -- THERE'S A WASTEWATER LINE THAT EXISTS THERE NOW. THE CITY IS ALLOWING THE DEVELOPER TO MOVE THAT LINE. THAT'S SOMETHING THAT THE DEVELOPER GAINS FROM BECAUSE THE WAY THE WASTEWATER LINE IS NOW, IT CUTS INTO THE DEVELOPABLE SITE IN THE CAPITOL VIEW CORRIDOR. IT WOULD CREATE THIS LITTLE TRIANGLE OF UNUSABLE TRACT IF THE CITY WOULD NOT ALLOW THEM TO MOVE THE WASTEWATER LINE BECAUSE I THINK WE'D ALL AGREE THAT BUILDING A STRUCTURE OVER A WASTEWATER LINE, A MAJOR WASTEWATER LINE IS NOT SOMETHING THE CITY WOULD ALLOW OR WANT TO OCCUR. THERE'S THE EXTRA PARKING GARAGE ON THE CRESCENT TRACK. WE DON'T KNOW WHAT VALUE THAT HAS TO THE DWOARP, DEVELOPER, BUT CERTAINLY IT'S HIGH. THE AGREEMENT HASN'T BEEN WORKED OUT. THERE'S RELINQUISHING THE BOWIE STREET RIGHT-OF-WAY. THERE'S THE LANDSCAPE PARKLAND IN FRONT AS A FRONT YARD FOR THE PROJECT. THERE'S THE PFLUGER BRIDGE EXTENSION AND BOWIE UNDERPASS. THIS IS NOT A BAD THING, BUT THESE ARE ALL VALUE TO THE DEVELOPER AND THE QUESTION IS WHAT IS THE CITY GETTING IN RETURN FOR THIS TREMENDOUS VALUE THAT THEY'RE GIVING THE DEVELOPER? AND I WOULD SUGGEST THAT WHAT THE CITY HAS GOTTEN IN RETURN IS VERY INSUFFICIENT. AND WHAT WE'VE SEEN IS -- I GUESS IT WAS LAST NIGHT WE GOT A CHART FROM CITY STAFF WHICH I'VE ALSO HANDED OUT ALONG WITH MY CALCULATIONS SHOWING THAT THEIR CALCULATIONS OF HOW THIS IS GOOD FOR THE CITY OR WHAT THE CONTRIBUTION THE DEVELOPER IS MAKING, AND AGAIN I THINK THERE'S SOME ASSUMPTIONS HERE THAT MAY OR MAY NOT BE CONSISTENT WITH ACTUALLY WHAT'S GOOD FOR THE COMMUNITY. THE BULK OF THE FINANCIAL BENEFIT THAT THE CITY STAFF HAS IDENTIFIED AS COMING TO THE CITY OUT OF THIS TRACT IS RELATING TO ROADWAY

CONSTRUCTION THAT THE DEVELOPER IS IN SOME PART CONTRIBUTING TO AND PAYING FOR. AND I WOULD SUGGEST THAT PUTTING ROADWAYS IN PARKLAND, INCLUDING OVERSIZED GREAT STREET SIZED ROADWAYS, IS SOMETHING THAT PRIMARILY BENEFITS THE DEVELOPER IN THIS CONTEXT A LITTLE BIT MORE THAN IT BENEFITS THE CITIZENS WHO OTHERWISE MIGHT WANT PARKLAND. IN CONCLUSION, I THINK THE CITY STAFF NEEDS TO BE A LOT MORE AGRES AGGRESSIVE IN GETTING COMMUNITY BENEFIT OUT OF PROJECTS LIKE THIS. THIS IS A LUXURY HI RISE. THERE'S -- EVEN THOUGH THE CITY IS GIVING AWAY ALL THESE CONCESSIONS TO THE DEVELOPER, IT'S NOT GETTING AFFORDABLE HOUSING. IT'S GIVING UP PARKLAND. IT'S NOT ASKING ANY OTHER COMMUNITY BENEFIT OF GREAT SIGNIFICANCE TO BE CONTRIBUTED SUCH AS OPEN SPACE LAND OR PRESERVE LAND. SO ON THAT BASIS WE WOULD ASK YOU TO AT THE VERY MINIMUM POSTPONE DECISIONS SO THAT EVERYBODY CAN HAVE A CHANCE TO EVEN FULLY DIGEST ALL THE DETAILS OF THIS PROPOSAL, TO OPEN UP SOME OF THE DIALOGUE AND DISCUSSION OVER THIS PARTICULAR TRACT SO THAT EVERYBODY IN THE COMMUNITY CAN REALLY UNDERSTAND WHAT'S GOING ON AND ENSURE THAT THE COMMUNITY VALUES ARE REALLY BEING REPRESENTED HERE. THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU. AGAIN, TECHNICALLY WHAT WE'RE DOING IS Z-7, Z-8. FRANKLY MOST OF WHAT MR. ROCK WELL WAS ASKING ABOUT, THE QUESTION BEFORE THESE TWO PUBLIC HEARINGS IS IF DMU CURE AND DMU ARE APPROPRIATE FOR THESE TWO TRACTS. MR. JACK, YOU WILL HAVE UP TO NINE MINUTES FOR YOU NEED IT.

[INAUDIBLE - NO MIC].

Mayor Wynn: SO YOU WILL HAVE UP TO 15 MINUTES IF YOU NEED IT, MR. JACK.

THANK YOU, MAYOR. I DON'T THINK I'M GOING TO USE IT ALL. I'M JEFF JACK AND I'M PRESIDENT OF THE ZILKER NEIGHBORHOOD ASSOCIATION. THE ZILKER NEIGHBORHOOD ASSOCIATION FOR MANY YEARS HAS BEEN VERY CONCERNED ABOUT PROTECTING OUR TOWN LAKE CORRIDOR. THE COMMUNITY SPOKE VERY CLEARLY IN THE

'80'S ABOUT WHAT NECESSARY TO PRESERVE THE VISTAS AND THE VIEWS THAT ARE SO IMPORTANT IN MAKING THE TOWN LAKE CORRIDOR A SIGNIFICANT ASSET FOR OUR COMMUNITY, NOT JUST A BEAUTIFUL ASSET, BUT A FINANCIAL ASSET. WE SUPPORT KEEPING THOSE PROTECTIONS IN PLACE. IT'S A COMBINATION OF THE WATERFRONT OVERLAY AND THE BASE ZONING. WE'VE HAD THIS DISCUSSION BEFORE AND WOULD LIKE TO MAKE IT VERY CLEAR. GOING FROM THE CURRENT DMU FROM 120 FEET TO 195 FEET SIGNIFICANTLY CHANGES THE CHARACTER OF THE VIEW CORRIDOR. THIS IS A ZONING CASE. YET WE'VE HEARD A LOT OF PEOPLE SPEAK TONIGHT ABOUT THINGS THAT ARE SUPPOSEDLY UNRELATED TO ZONING, BUT ACTUALLY VERY MUCH ARE. WE'VE HEARD THAT THIS PROJECT SHOULD BE APPROVED BECAUSE IT PROVIDES A THROUGHWAY AND THE CONNECTION FOR THE BIKE AND PED COMPLETION OF THE PFLUGER BRIDGE UP TO BOWIE STREET. WE'VE HEARD THAT IT INCREASES PARKLAND. WE'VE HEARD THAT IT ENHANCES PARKLAND. THAT'S ONE OF THOSE AGGIE WORDS, I GUESS. WE'VE HEARD ABOUT THE FACT THAT WE'RE GOING TO HAVE BIO FILTRATION BECAUSE OF THIS PROJECT. WE'RE GOING TO INCREASE THE TAX BASE. IT'S GOING TO ENHANCE THE TRAFFIC PATTERNS IN THE AREA. WE'RE GOING TO ADD DENSITY AND NEW RESIDENTS DOWNTOWN TO SUPPORT RETAIL. AND IT'S GOING TO BE AN ENHANCEMENT TO THE SEAHOLM DEVELOPMENT. ALL OF THESE ISSUES MIGHT BE TRUE, BUT THE QUESTION IS, IS THE REQUEST FOR A DMU-CURE ZONING ADDITIONAL 75 FEET OF HEIGHT THE QUID PRO QUO FOR GETTING ALL OF THESE THINGS? WE'VE HEARD THE DEVELOPER SAY HA HE CAN BUILD THIS PROJECT WITHOUT THE CITY DOING ANYTHING. YOU HEARD EARLIER LET'S LET HIM. HE'S MADE A STATEMENT THAT HE WANTS TO DO A VERY SENSITIVE PROJECT. HE SPENT AN AWFUL LOT OF MONEY WORKING THROUGH THE DESIGN. HAVE YOU EVER ASKED HIM IF HE WOULD GIVE US THE THOROUGHFARE, CONTRIBUTE TO THE BIO FILTRATION POND, HELP OUT WITH THE PARK AMENITIES, DEAL WITH THE TRAFFIC ISSUES WITHOUT THE ADDITIONAL HEIGHT? THAT'S THE QUESTION. THAT'S THE QUESTION OF THIS ZONING CASE. BECAUSE WHAT YOU'RE HEARING IS THAT WE NEED TO GIVE HIM THAT PROJECT WHICH INCLUDES THE HEIGHT

IN ORDER TO GET ALL THESE POSITIVES. LET'S ASK HIM. WILL YOU DO ALL OF THESE THINGS IF YOU DON'T GET THE ZONING? I THINK THERE'S A MYTHOLOGY HERE. IN THE LIC SETTLEMENT THE CITY NEGOTIATED AN ENTITLEMENT TO BUILD 500,000 SQUARE FEET OF SPACE. WHATEVER HE DOES HE'S GOING TO TRY TO MAXIMIZE HIS DEVELOPMENT WITHIN THAT 500,000 SQUARE FEET OF DEVELOPABLE VOLUME. WE'VE HEARD SOME OTHER MYTHS, THAT IF HE CAN'T DO THIS HE'S GOING TO BUILD A JETCO PROJECT. I DON'T THINK ANYBODY BELIEVES THAT THAT IS A REASONABLE ALTERNATIVE OR ACTUALLY COULD BE GOTTEN THROUGH THE CITY AGAIN. THE MYTH THAT HE'S GIVING UP THE SWATH OF LAND TO MAKE A THOROUGHFARE POSSIBLE. WHEN YOU LOOKED AT THOSE MODEL PICTURES THAT THE ARCHITECT PROVIDED YOU, DID YOU EVER STOP TO WONDER IF THAT BLUE MODEL THAT HE SHOWED YOU THAT THAT BIG MASSING THAT DIDN'T LOOK SO GOOD WAS 500,000 SQUARE FEET OR 600,000 SQUARE FEET? PICTURES ARE ON WONDERFUL THING. I'M AN ARCHITECT. AND WHEN I WAS IN ARCHITECTURE SCHOOL I LEARNED SOMETHING VERY QUICKLY, THAT IF YOU DIDN'T HAVE A SUBSTANTIVE REASON FOR YOUR DESIGN, BE GOOD AT MAKING PRETTY PICTURES. I THINK THE COUNCIL HAS A GREATER CHARGE THAN JUST LOOKING AT TAKING A PIECE OF LAND THAT'S BASICALLY UGLY RIGHT NOW AND SEEING A VERY ATTRACTIVE PROJECT. AND IT IS ATTRACTIVE PROJECT. THEY'VE DONE A GREAT JOB. BUT THAT'S NOT THE ISSUE. THE ISSUE IS ZONING, THE ISSUE IS WHETHER OR NOT WE ARE ASKED TO GIVE UP THIS ADDITIONAL HEIGHT ON OUR LAKEFRONT IN ORDER TO GET ALL THESE OTHER THINGS. IT'S INTERESTING. WE'RE FINDING ABOUT -- THE CITY'S ESTIMATE ABOUT TWO MILLION DOLLARS, IN OUR ESTIMATE A WHOLE LOT MORE TO FACILITATE THIS PROJECT. AND SOMETIMES WE WONDER HOW EASY IT IS TO FIND THAT KIND OF MONEY IN THE CITY'S BUDGET FOR SOMETHING LIKE THIS WHEREIN JUST LAST YEAR IT WAS SUCH A STRUGGLE TO GET \$500,000 PUT BACK INTO HEALTH AND HUMAN SERVICES. YESTERDAY THE CONGRESS OF THE UNITED STATES PASSED NEW LEGISLATION CALLED THE DEFICIT REDUCTION BUDGET. IT BASICALLY SAID WE'RE GOING TO CUT \$40 BILLION OUT OF FEDERAL SPENDING IN ORDER TO HAVE A TAX BREAK FOR THE RICHEST ONE PERCENT OF OUR POPULATION. WHAT

ARE THEY GOING TO CUT? THEY'RE GOING TO CUT PELL GRANTS FOR COLLEGE STUDENTS, THEY'RE GOING TO CUT MEDICARE FOR THE ELDERLY, MEDICAID FOR THE DISADVANTAGED AND THEY'RE GOING TO CUT CHILD PROTECTIVE SERVICES AND SOCIAL SERVICES. I BRING THAT UP BECAUSE WHAT ARE OUR PRIORITIES AS A COMMUNITY? IS IT SO EASY TO FIND MONEY TO FACILITATE THIS KIND OF DEVELOPMENT AND NOT HAVE MONEY FOR AFFORDABLE HOUSING, FOR HEALTH AND HUMAN SERVICES? WHY IS IT THAT CITY STAFF CAN ALWAYS FIND MONEY ON THE THINGS THAT THEY WANT? THIS IS A ZONING CASE. IF YOU HAVEN'T ASKED THE DEVELOPER WHETHER OR NOT HE WOULD BUILD A PROJECT THAT GIVES YOU THE THUR THOROUGHFARE, ENHANCES THE PARKLAND, ENHANCES TAX BASE, GIVES MORE RESIDENTIAL DOWNTOWN, INCREASES DENSITY, ENHANCES THE SEAHOLM OPPORTUNITY. WITHOUT THIS ADDITIONAL HEIGHT, THEN YOU'RE GIVING AWAY THE FARM WITHOUT EVEN KNOWING WHETHER YOU HAVE TO. SO I URGE YOU TONIGHT THAT THE 300 PAGE DOCUMENT THAT WAS SHOWN JUST A MINUTE AGO IS SO FULL OF COMPLEX LEGAL ISSUES WITH REGARD TO THE CITY'S OBLIGATIONS IN THE FUTURE THAT I DOUBT SERIOUSLY WHETHER THE COUNCIL HAS HAD MUCH OF AN OPPORTUNITY TO REVIEW THAT AND UNDERSTAND THOROUGHLY EXACTLY WHAT THIS PACKAGE IS ALL ABOUT. BUT IF YOU'RE GOING TO DECIDE AN ISSUE OF ZONING BASED ON THE OTHER ELEMENTS OF THIS PACKAGE, THEN YOU HAVE TO ASK THE DEVELOPER THE QUESTION. WOULD HE DO IT OR WOULD HE NOT? THANK YOU.

Mayor Wynn: THANK YOU, MR. JACK. PAUL SEALS? WELCOME, PAUL. YOU'LL HAVE THREE MINUTES AND BE FOLLOWED BY CERCH LEWIS. -- KEVIN LEWIS.

MAYOR, MAYOR PRO TEM, COUNCIL, MY NAME IS PAUL SEALS. I'M APPEARING BEFORE YOU THIS EVENING AS CO-CHAIR OF THE OLD WEST AUSTIN NEIGHBORHOOD ASSOCIATION'S STEERING COMMITTEE. ALSO SINCE IT'S FEBRUARY SECOND, I CAN'T LET THE IRONY GO BY GIVEN THE HISTORY OF THIS PARTICULAR PROPERTY OF NOTING THAT IT'S GROUND HOG DAY AND JUST LIKE THE MOVIE, HERE WE ARE AGAIN. THE AWANA STEERING COMMITTEE

OPPOSES THIS PROJECT AND IT HAS BEEN CONSISTENT IN ITS OPPOSITION. THE PROJECT THAT WAS PROPOSED, THE REZONING BACK IN 2001 WHICH THE COUNCIL REJECTED, WE OPPOSED THAT. IT'S NOT THAT THE OWANA OR THE STEERING COMMITTEE OPPOSES INTENSIVE RESIDENTIAL AND RETAIL DEVELOPMENT. IN FACT, WE'RE VERY MUCH IN SUPPORT OF THAT, PARTICULARLY DOWNTOWN. OUR NEIGHBORHOOD PLAN, WHICH I PARTICIPATED IN IN THE LATE '90'S, ENCOURAGES IN OUR NEIGHBORHOOD, PARTICULARLY THE PERIPHERY OF OUR -- AROUND OUR RESIDENTIAL CORE SUCH INTENSIVE RESIDENTIAL AND MIXED USE DEVELOPMENT. AS SOMEONE WHO'S LIVED IN THE NEIGHBORHOOD FOR ALMOST 20 YEARS, RAISED TWO DAUGHTERS, THEY ATTENDED NEIGHBORHOOD SCHOOLS. ONE OF THE IMPORTANT THINGS OF HAVING A VIBRANT NEIGHBORHOOD, RESIDENTIAL NEIGHBORHOOD, IS AFFORDABLE HOUSING AFFORDABLE HOUSING TO SUPPORT THE AMENITIES, NEIGHBORHOOD SCHOOLS. THAT'S AN IMPORTANT PART OF OUR NEIGHBORHOOD PLAN. THE STEERING COMMITTEE NOTED THE ABSENCE OF AFFORDABLE HOUSING. WE THINK THIS IS A POOR COMPONENT AS THE COUNCIL LOOKS AT THIS ON PROJECT AND OTHER PROJECTS THAT ARE GOING TO BE DEVELOPED IN THE DOWNTOWN AREA. I ALSO HAVE THE SAME VIEW THAT THE MAYOR HAS AND THE COUNCIL THAT THERE'S GOING TO BE SIGNIFICANT RESIDENTIAL DEVELOPMENT DOWNTOWN AUSTIN AND REALL NEED TO WORK TOGETHER IN A COMPREHENSIVE PLAN ON HOW TO DO THAT. FINALLY I WOULD JUST LIKE TO SAY THAT AS I MENTIONED, I'VE LIVED IN THE NEIGHBORHOOD FOR ABOUT 20 YEARS. ONE OF THE REASONS MY WIFE AND I CHOSE THE HOUSE WAS OUT MY BACK DOOR IS ABOUT A TWO MINUTE JOG DOWN TO TOWN LAKE AND THE HIKE AND BIKE TRAIL. AND WE HAVE ENJOYED -- THAT'S ONE OF THE UNIQUE ATTRIBUTES OF AUSTIN, THE EXISTENCE OF TOWN LAKE, THE EXISTENCE OF THE PARKLAND, OF THE POOLS, THE OTHER AMENITIES THAT MAKES AUSTIN SO SPECIAL. I URGE YOU AS A CITIZEN FOR THESE MANY YEARS THAT THIS DECISION YOU HAVE TONIGHT, BECAUSE IT REPRESENTS SUCH A CLOSE PARTNERSHIP BETWEEN THE CITY AND THIS PROJECT, THE RELATIONSHIP WITH THIS PROJECT TO THE PARKLAND, THAT YOU REALLY SERIOUSLY CONSIDER THE FULL

RAMIFICATIONS OF THAT. AND HOW IT'S GOING TO AFFECT ALL THE CITIZENS OF AUSTIN AND THE USE OF TOWN LAKE AND PARKLAND. THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU, MR. SEALS. KEVIN LEWIS, I HAVE YOU DOWN TO SIX MINUTES.

THANK YOU, MAYOR. EVEN, MAYOR PRO TEM, GOOD EVENING, MAYOR PRO TEM, COUNCILMEMBERS. I'M KEVIN LEWIS. THE CASES BEFORE US ARE AN OUTSTANDING EXAMPLE OF A CONSISTENT PROBLEM WITH CITY GOVERNMENT TODAY. BEFORE YOU TONIGHT OPPOSED TO THIS CASE IS AN AMAZING AND DIVERSE GROUP OF PEOPLE UNITED BY A DESIRE TO CHANGE THE WAY WE DO BUSINESS. WE ARE HERE TO SAY WHAT HAS SUPPOSEDLY BEEN DONE IN OUR NAME HAS NOT BEEN DONE IN OUR NAME. AS THE INPUT OF THE COMMUNITY WAS SYSTEM MATT LICKTY EXCLUDED, VITAL CITY ASSETS ARE BEING GIVEN AWAY. IT CANNOT CONTINUE. THE END OF THIS PRACTICE SHOULD BEGIN WITH THE DENIAL OF THE ZONING CHANGE AND THE REJECTION OF THE MASTER AGREEMENT. THIS SHOULD BEGIN TO NEWLY DEFINE WHAT WE AS A CITY NEWLY DESIRE AND WHAT SHOULD BE REQUIRED OF A DEVELOPER WHEN CONTRIBUTIONS FROM CONSTITUENT ARE REQUESTED. THIS COULD INCLUDE CONTRIBUTIONS TO AFFORDABLE HOUSING, PARKLAND, PUBLIC ACCESS AND OTHER PUBLIC BENEFITS. I BELIEVE THAT A NEW DEFINITION WOULD NOT BE MET IN THIS CASE AND APPROVING THIS DEAL WOULD ONLY ENDORSE A PROCESS THAT IS FUNDAMENTALLY WRONG. THE COALITION HAS ELABORATED OUR CONCERNS IN A DOCUMENT GIVEN TO COUNCIL THIS WEEK. UNDERLYING THE VERY SPECIFIC ISSUES IS THE PROBLEMATIC ASSUMPTION THAT THE CITY NEEDS TO BUILD THE ROAD FOR A PUBLIC PURPOSE RELATED TO THE REDEVELOPMENT OF THE SEAHOLM POWER PLANT. ASSERTIONS HAVE BEEN MADE THAT THE REALIGNMENT OF SANDRA MURDAIDAY WAY IS PRIMARILY FOR PUBLIC BENEFIT AND THIS IS MANDATORY AROUND THE CHAPTER 26 PROCESS. BUT SEAHOLM'S USES HAVE NOT BEEN DETERMINED, THAT ASSUMPTION IS NOT AND COULD NOT BE VALID. THE CURRENT PROPOSAL FOR SEAHOLM, WHICH BY THE WAY ARE ALSO BEING NEGOTIATED IN SECRET, HAVE CALLED PRIMARILY FOR PRIVATE COMMERCIAL USES WITH

NO COMPELLING PUBLIC USE THAT WOULD JUSTIFY SPENDING MILLIONS OF DOLLARS FOR ACCESS OF THE LET'S SAY IT PLAINLY, IF SEAHOLM IS TO BE A MALL, OFFICE COMPLEX, AND APARTMENTS WITH A TV STUDIO APPENDED, IT'S NOT A PUBLIC USE AND THE DEDICATION OF PARKLAND FOR AXIS IS INVALID. DEDICATING PARKLAND FOR A CITY OWNED SITE THAT WOULD LATER BE CHANGED TO A PRIVATE DEVELOPMENT IS A CLEVER TRICK, BUT IT NOT RIGHT AND SHOULD NOT BE LEGAL. LET NO ONE SAY THAT WE'RE AGAINST DOWNTOWN DEVELOPMENT. I HAVE CHEERED THE CREATION OF DENSE MULTI-FAMILY HOUSING IN THE DOWNTOWN AREA, INCLUDING PHOENIX PROPERTIES ACROSS LAMAR, 366, NUECES, MET LIFE, ZAHM, BLOCK 21. WE SHOULD CONTINUE TO SUPPORT A VIELGHT MIXED USE DOWNTOWN OPEN TO FAMILIES, WORK AND RECREATION. BUT GIVEN THE OBVIOUS WILLINGNESS TO BUILD SUCH HOUSING WITHOUT SUBSIDIES, IT'S MISGUIDED AND UNFAIR TO SUBSIDIZE DEVELOPMENT THAT WOULD HAPPEN ANYWAY. ALL THE STATED BENEFITS OF ENCOURAGING A FLOURISHING DOWNTOWN ACCRUE IF THE DEVELOPER JUST BUILDS UNDER THEY'RE CURRENT DMU ENTITLEMENT, WHICH I WOULD LIKE TO SEE HAPPEN. CHELD IN THE ENOCCUR THE HUGE COSTS TO THE CITY. THERE ARE SEVERAL OPTIONS MORE IN INTEREST TO THE CITY THAT HAVE BEEN REPEATLY LY LY DISMISSED. I'D LIKE TO POINT OUT WE'RE CERTAINLY NOT AGAINST THE COMPLETION OF THIS PFLUGER BRIDGE. UNFORTUNATELY, THERE'S NO FUNDING AND NO GUARANTEE THAT BOWIE UNDERPASS WILL HAPPEN. I HOPE THIS DOES NOT BECOME A BAIT AND SWITCH. IT'S ONLY IN THE DEVELOPER'S BEST INTEREST TO MAKE THEIR PROJECT INVITING AND INTEGRAL TO THE SURROUNDING AREA. THEY FREQUENTLY DO SO WITHOUT OUTSIDE INDUCEMENT. SIMPLY STATED, THE QUESTIONS WE NEED TO ASK ARE THESE, WILL THE CITY CONTINUE TO NEGOTIATE MULTI-MILLION-DOLLAR DEALS FOR KEY CITY ASSETS AND FUNDING WITH VIRTUALLY NO PUBLIC STAKEHOLDER INPUT? HOW CAN THE COMMUNITY'S BEST INTERESTS BE SERVED WHEN THEY, THAT IS WE, HAVE BEEN SYSTEMATICALLY EXCLUDED FROM THE DEAL MAKING PROCESS? AND SHOULDN'T WE REQUIRE A CLEAR TRANSPARENT STATEMENT OF THE COSTS AND BENEFITS OF DEVELOPMENT DEALS AND A CHANCE TO PARTICIPATE IN

THE DECISION MAKING? ANSWERING THESE QUESTIONS LEADS TO THE OBVIOUS CONCLUSION THIS IS NOT A GOOD DEAL. AND IT SHOULD BE DENIED. IN THE FUTURE WE MUST BE MORE PROACTIVE IN PROTECTING THE PUBLIC'S INTERESTS AND MORE INCLUSIVE AND TRANSPARENT IN CONDUCTING THE CITY'S BUSINESS. PUBLIC FAITH AND TRUST IN THIS GOVERNMENT DEPENDS ON IT. THANK YOU.

Mayor Wynn: THANK YOU, MR. LEWIS. COUNCILMEMBER LEFFINGWELL.

Leffingwell: THANKS FOR YOUR COMMENTS, KEVIN. I UNDERSTAND MOST OF YOUR ARGUMENTS SEEM TO BE DIRECTED AGAINST THE AMENITIES. DO YOU OPPOSE THE ZONING CASES? AT HAND NOW, DO YOU OPPOSE EITHER OF THE TWO ZONING CASES?

I OPPOSE THE ZONING CASES BECAUSE IN MY MIND THE DEVELOPER AND THE CITY STAFF HAVE TIED THEM TOGETHER WITH THE AMENITIES. IF THEY WERE BEING DONE IN ABSENCE OF THE SUBSIDIES, WHAT I VIEW AS SUBSIDIES, I DON'T KNOW THAT I WOULD BE OPPOSED TO THEM, BUT THAT'S NOT WHAT WE'RE BEING PRESENTED WITH, SO I'M SORRY, I FEEL LIKE IT'S KIND OF A HYPOTHETICAL QUESTION. I'M DOING MY BEST TO ANSWER IT.

Leffingwell: YOU DID GIVE AN ANSWER, THANKS.

Mayor Wynn: THANK YOU, MR. LEWIS. THE NEXT SPEAKER IS KATHY ECHOLS. THANK YOU. DOES THREE MINUTES SOUND FAIR?

DISDWIS I DON'T THINK I'LL NEED ALL THAT TIME. OKAY. THANKS FOR LISTENING, MAYOR, MAYOR PRO TEM, AND COUNCILMEMBERS. I'M KATHY ECHOLS. I WORK WITH THE AFFORDABLE HOUSING COMMUNITY IN AUSTIN AND I'M HERE TO SPEAK ABOUT THE LACK OF AFFORDABLE HOUSING IN THE GABLES DEVELOPMENT AS IT IS CURRENTLY PLANNED. IT'S CLEAR THAT THERE'S A DEEP COMMUNITY WIDE CONCERN ABOUT THE LACK OF AFFORDABLE HOUSING IN AUSTIN. THIS CONCERN IS APPARENT IN THE WIDE SUPPORT FOR HOUSING BONDS AND A NUMBER OF POLLS IN OUR

COMMUNITY AND IN A BROAD BASED COALITION THAT HAS COME TOGETHER OVER THE PAST YEAR TO CAMPAIGN FOR AFFORDABLE HOUSING AND TRANSIT ORIENTED DEVELOPMENTS AND IN THE CITY AT LARGE. THE PEOPLE OF OUR COMMUNITY ARE LOOKING TO THE CITY COUNCIL FOR ACTION ON THIS ISSUE. THE GABLES DEVELOPMENT PROPOSES TO BUILD OVER 400 HOMES, NONE OF WHICH WILL BE AFFORDABLE FOR LOW OR MODERATE INCOME FAMILIES. WE BELIEVE IT IS CRITICAL THAT AFFORDABLE HOUSING BE INCLUDED IN THE DEVELOPMENT FOR THREE MAIN REASONS. FIRST, THE USE OF PUBLIC DOLLARS AND PUBLIC RESOURCES. MILLIONS IN PUBLIC DOLLARS WOULD GO TOWARDS SUBSIDIZING THE GABLES LUXURY CONDOMINIUMS WITH NO PROVISION FOR AFFORDABLE HOUSING. BEYOND THE SUBSIDIZED INFRASTRUCTURE SUCH AS THE ROAD REALIGNMENT, THE DEVELOPERS ARE BEING GIVEN ADDED VALUE IN THE FORM OF A ZONING CHANGE TO INCREASE THE ALLOWED HEIGHT. WHEN DEVELOPERS RECEIVED ZONING CHANGES THAT ADD ENORMOUS VALUE TO THEIR PROJECT AND MAY DETRACT FROM THE CHARACTER OF OUR COMMUNITY THEY SHOULD BE GIVING SOMETHING IN RETURN. AFFORDABLE HOUSING IS ONE SIGNIFICANT WAY OF GIVING BACK TO THE COMMUNITY, MAKING SURE THAT PEOPLE OF A RANGE OF INCOME LEVELS CAN BENEFIT AND NOT ONLY THE WEALTHIER MEMBERS OF OUR COMMUNITY. A SECOND REASON IS DWINDLING OPPORTUNITIES. OVER A DOZEN DEVELOPMENTS ARE IN VARIOUS STAGES OF PLANNING DOWNTOWN. THOUSANDS OF HOMES WITH NONE OF THEM AFFORDABLE TO A BROAD RANGE OF AUSTIN RESIDENTS. FOR MANY OF THESE PROJECTS, DEVELOPERS ARE REQUESTING ADDITIONAL HEIGHT, FAR OR DENSITY, IN OTHER WORDS, ADDED VALUE. YET THERE IS NO EXPECTATION AND PROBABLY ALSO SUBSIDIES IN MANY CASES. YET THERE IS NO EXPECTATION THAT ANYTHING SHOULD BE PROVIDED IN RETURN. A THIRD REASON IS PROXIMITY TO TRANSIT. THE GABLE IS ADJACENT TO THE PROPOSED TRANSIT STATION AT SEAHOLM AND SHOULD FALL UNDER THE COUNCIL'S GOAL OF 25% AFFORDABLE HOUSING IN TRANSIT ORIENTED DEVELOPMENTS. IF WE ARE UNABLE TO HELP CREATE AFFORDABLE HOUSING IN PROJECTS SUCH AS THESE WHICH USE PUBLIC LAND AND

MILLIONS IN PUBLIC DOLLARS, HOW CAN WE HOPE TO SEE THE PRIVATE SECTOR CREATE AFFORDABLE HOUSING? WE STAND WITH NEIGHBORHOODS, PARKS AND ENVIRONMENTAL LEADERS TO ASK THAT YOU NOT SUPPORT THE CURRENT PROPOSAL UNTIL IT'S CLEAR PUBLIC PREFERENCES ARE ADDRESSED. WITH COMMUNITY INVESTMENT MUST COME THE RESPONSIBILITY TO CREATE COMMUNITY BENEFITS. WE SUPPORT A VIBRANT, DENSER DOWNTOWN. I THINK MANY OF YOU KNOW HOW STRONGLY I FEEL ABOUT THAT. BUT WE BELIEVE THAT IT SHOULD BE A PLACE FOR ALL AUSTINITES. WE MUST ADDRESS THE LACK OF AFFORDABLE HOUSING IN NEW DOWNTOWN DEVELOPMENT AND IN ALL COMMUNITY SUBSIDIZED PROJECTS. WHEN THE COMMUNITY IS ASKED TO PROVIDE INCREASED VALUE TO A PROJECT, WHETHER IT'S THROUGH SUBSIDIES OR MAJOR VALUE ADDING ZONING CHANGES, THEN THE COMMUNITY SHOULD GET SOMETHING IN RETURN. IN CLOSING, I WOULD LIKE TO ASK YOU ONE QUESTION. IF AFFORDABLE HOUSING IS NOT PART OF THIS PROJECT WHICH USES PUBLIC FUNDS AND RECEIVES A MAJOR VALUE ADDING ZONING CHANGE, IS PARTIALLY ON PUBLIC HAND LAND AND NEXT TO A PROPOSED TRANSIT STATION, THEN WHERE AND WHEN CAN WE HOPE TO SEE AFFORDABLE HOUSING? I'M SORRY ABOUT THIS, I THOUGHT I DID GET THE EXTRA THREE MINUTES. THANKS.

Mayor Wynn: THANK YOU. LET'S SEE. STEPHANIE THOMAS? WELCOME. YOU WILL BE FOLLOWED BY -- I'LL FIGURE IT OUT WHO'S NEXT.

MY NAME'S STEPHANIE THOMAS. I'M WITH ADAPT OF TEXAS. AND I WOULD JUST LIKE TO ECHO THE PEOPLE WHO ARE TALKING ABOUT THE NEED TO HAVE AFFORDABLE HOUSING BE PART OF WHAT IS IN EXCHANGE FOR THE ENHANCEMENTS THAT ARE GIVEN TO THIS PROJECT. THE IDEA THAT WE CAN'T HAVE ANY AFFORDABLE HOUSING DOWNTOWN IS REALLY QUIET OFFENSIVE AND THERE ARE A LOT OF BENEFITS IN THIS PROJECT, BUT THERE'S ANOTHER SUBJECT THAT I WOULD ALSO LIKE TO BRING UP TO THE COUNCIL IN RELATION TO THIS, WHICH IS THAT IF THIS IS THE SAME GABLES DEVELOPERS THAT DID THE PROPERTY AT THIRD AND BOWIE STREET, I THINK YOU SHOULD BE VERY, VERY CAREFUL IN YOUR DEALS WITH

THEM BECAUSE THAT PROPERTY WAS DEVELOPED WITH A WHOLE SERIES OF PUBLIC BUSINESSES ON THE GROUND LEVEL THAT ARE NOT ACCESSIBLE ACCORDING TO THE AMERICANS WITH DISABILITIES ACT. THERE ISN'T ANY WAY TO PUBLICLY GET INTO THOSE BUILDINGS IF YOU NEED ACCESS BECAUSE YOU'RE IN A WHEELCHAIR OR YOU USE A WALKER OR CRUTCHES OR ANYTHING LIKE THAT. WE HAVE BROUGHT THIS UP TO THEM. IF IT'S THE SAME PEOPLE, WHICH I'M NOT POSITIVE IT IS. I'M SORRY, BUT I DIDN'T HAVE A WAY TO FIND OUT BEFORE WE GOT HERE, BUT I THINK IT IS THE SAME PEOPLE. AND THEY MOCKED US ABOUT IT AND WE FILED A LAWSUIT AND NOW THEY'RE FIGHTING US ON IT. AND IT IS VERY, VERY OFFENSE ACTIVE THAT THAT IS ALSO CITY LAND THAT HAS BEEN DEVELOPED AND IS NOW NOT COMPLYING WITH THE AMERICANS WITH DISABILITIES ACT AND NOT EVEN TRYING TO COMPLY AS FAR AS I CAN TELL. AND NOW IF THIS IS THE SAME PEOPLE, THEY WANT MORE MAJOR SUBSIDIES TO DO SIMILAR KINDS OF THINGS AND THEN YOU HEAR ABOUT ALL THE PIECES OF THIS WHOLE THING THAT ARE NOT FOR SURE YET AND AREN'T SETTLED AND SO FORTH, AND HERE ARE PROMISES BEING MADE, IF THIS IS THE SAME PEOPLE, WHICH YONL IF IT IS, BUT I'M SURE CAN YOU FIND OUT IF IT IS, PROMISES BEING MADE AS TO WHAT END AND TO PEOPLE THAT AREN'T LIVING UP TO THINGS THAT THEY SHOULD HAVE BEEN DOING IN THE PAST, IF IT IS THE SAME PEOPLE. SO I WOULD VERY MUCH URNL YOU TO SEE IF IT IS AND TO BE VERY, VERY CAREFUL ABOUT ANY COMMITMENTS THAT ARE MADE. THANK YOU.

Mayor Wynn: THANK YOU, STEPHANIE. BASED ON MY CUT AND PASTE OF THE FOLKS SIGNED UP WISHING TO SPEAK, THAT'S ALL I HAVE. I MISSED A FOLKS WHO WISHED TO SPEAK SIGNED UP IN FAVOR.

MY NAME IS BOB GUNN WITH ADAPT OF TEXAS. I WANT TO ECHO THE NEED FOR THE NEED FOR AFFORDABLE HOUSING IN DOWNTOWN AUSTIN. I GREW UP IN NEW YORK CITY AND I'VE BEEN TO MANY OTHER URBAN CITIES. WHAT'S HAPPENING AND WHAT HAPPENED IN FRANCE IS PEOPLE OF LOW AND MODERATE INCOME ARE BEING DRIVEN OUTSIDE THE CENTER CITY, THERE BY LOSING THE DIVERSITY OF INCOME. WE TALK A LOT ABOUT DIVERSITY, BUT WE NEVER TALK ABOUT CLASS. IT'S REALLY SORT OF A REAL CRIME

THAT WE ARE DEVELOPING DOWNTOWN, 25,000 NEW PEOPLE, WHICH I THINK IS GOING TO BE VERY VIBRANT AND I SUPPORT, BUT THE FACT THAT WE DON'T HAVE MIXED INCOME REALLY JUST SETS A SORT OF YUPPINESS AND IT'S REALLY KIND OF STRANGE CONSIDERING KEEP AUSTIN WEIRD. IT SHOULD BE KEEP AUSTIN WEIRD FOR RICH PEOPLE? KEEP AUSTIN WEIRD FOR WHO? I MEAN, DOES WEIRD INCLUDE PEOPLE OF LOW AND MODERATE INCOME? I THINK AS YOU DO ALL TYPES OF DOWNTOWN DEVELOPMENT, THINK ABOUT HOW THE OLD WEST AUSTIN, WHICH REALLY HAD MULTI-FAMILY, SINGLE RESIDENTS AND HAD A REAL KIND OF FEEL OF A NEIGHBORHOOD OF MIXED INCOME. AND NO MATTER -- I'M ALMOST POSITIVE THE GABLES FOLKS ARE THE SAME ONES THAT LIED TO THE CITY, ACTUALLY CHANGED THOSE DOWNTOWN -- WHAT SUPPOSED TO BE APARTMENTS AND NOW ARE PRIVATE BUSINESSES THAT YOU CAN'T GET INTO, A PERSON IN A WHEELCHAIR. IT SORT OF TALKS ABOUT THEIR VALUES A LITTLE BIT. NOT SO MUCH THE SPECIFICS OF IT, WE'LL SETTLE THAT IN THE LAWSUIT SINCE THEY WON'T NEGOTIATE HONORABLY, BUT IT REALLY TALKS ABOUT THE VALUES OF THOSE PEOPLE AND YOU CONTINUE YOUR NEGOTIATIONS WITH THIS GROUP, LIKE STEPHANIE SAID, WATCH YOUR BACK. THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU, BOB. I DID FIND YOU HERE ON THE SIGN-UP. MARK GENTLE ALSO SIGNED UP WISHING TO SPEAK. WELCOME. AND YOU WILL BE FOLLOWED BY LORI SNEEDON.

SHE HAD A FAMILY EMERGENCY. SHE HAD TO HEAVE. SHE WANTED ME TO CONVEY THAT. MARK GENTLE ON BEHALF OF THE FRIENDS AND NEIGHBORS OF TOWN LAKE PARK. WE WANT TO GO ON RECORD AS OPPOSING THIS PROJECT AND I YIELD THE BALANCE OF MY TIME.

Mayor Wynn: THANK YOU, MARK. OKAY. THAT MAY BE ALL OF THE SIGN-UP. IS THERE ANYBODY HERE WHO WOULD LIKE TO SPEAK IN OPPOSITION TO THE ZONING CASE WHO HASN'T ALREADY SPOKEN OR DONATED TIME? IN A SECOND WE'LL READ INTO THE RECORD ALL THE FOLKS WHO SIGNED UP NOT WISHING TO SPEAK ALSO IN OPPOSITION. SO WE NOW GO BACK TO OUR APPLICANT FOR REBUTTAL. WE SCHEDULE

A ONE TIME THREE-MINUTE REBUTTAL, AS YOU KNOW, MR. DRENNER, BUT MY INSTINCT IS THERE MIGHT BE A NUMBER OF QUESTIONS FOR YOU FROM COUNCIL. WELCOME BACK.

THANK YOU, MAYOR. WITH SOME SELF-DISCIPLINE I'M GOING TO NOT ADDRESS THE FINANCIAL ISSUES BECAUSE WE'RE NOT TO THAT PART OF THE AGENDA. WHAT IS IN FRONT OF YOU, AS YOU'VE SAID REPEATEDLY MAYOR, IS A ZONING DECISION. THE ZONING DECISION IS ALL ABOUT APPROPRIATE LAND USE, AND IN THIS CASE HEIGHT AS WELL. I DO LOOK FORWARD TO THE OPPORTUNITY TO TALK ABOUT THOSE OTHER ISSUES WITH RESPECT TO THE THINGS THAT ARE IN THE MASTER AGREEMENT, INCLUDING THINGS LIKE AFFORDABLE HOUSING, BUT THIS IS NOT THE PART OF THE AGENDA TO DO THAT. LET ME CLARIFY A FEW THINGS THAT HAVE BEEN RAISED. FIRST WITH RESPECT TO - TO ANSWER MR. JACK, NO. IT WOULDN'T BE FEASIBLE FOR THIS DEVELOPER TO DO ALL THESE THINGS, INCLUDING PROVIDE THIS THROUGHWAY WITHOUT THE ADDITIONAL HEIGHT. SO LET ME CLEARLY SAY NO. WE HAVE SPENT A LONG TIME TRYING TO BALANCE THE VARIOUS FACTORS, AND FROM A LAND USE STANDPOINT WE'VE LAID OUT FOR YOU WHY WE THINK THAT IT'S CERTAINLY AN APPROPRIATE LAND USE, THAT WE THINK THAT THIS LIMITED HEIGHT -- REMEMBER, WE'RE NOT TALKING ABOUT AN INCREASE IN HEIGHT ACROSS THE SITE, BUT WE'VE LITERALLY GOT 18% OF THE SITE WHERE THE HEIGHT WOULD BE UTILIZED. WE HAVE 14% OF THE SITE WHERE THERE WILL BE NO DEVELOPMENT WHATSOEVER. THAT BEING THE THROUGHWAY. AT LEAST NO BUILDING DEVELOPMENT. AND I THINK THAT'S CLEARLY TO A COMMUNITY BENEFIT. FRANKLY IF THIS WAS SUCH A WONDERFUL THING FOR DEVELOPERS TO DO, IF IT WAS SUCH A BENEFIT TO A DEVELOPMENT, I WOULD ASK YOU TO ASK YOURSELVES, WHY HAVE YOU NEVER SEEN IT HAPPEN BEFORE? WHY HAS NO OTHER DEVELOPER OFFERED TO CUT THE HIGHWAY OUT OF THEIR PROJECT AND LEAVE IT OPEN FOR A PEDESTRIAN AND BIKE TRAIL? WHICH WOULD YOU NOT EXACTLY START WHEN YOU START WITH SEAHOLM AND THE GREEN WATER TREATMENT? WHY WOULDN'T YOU UNDERSTAND THAT THAT WOULD HAVE A DRAMATIC IMPACT ON THE VALUE OF THAT PROPERTY. SO I DON'T THINK THAT AMONG SOME THAT

WOULD OPPOSE THAT THAT IS PROPERLY VALUED, NOR IS THE DIFFICULTY OF DESIGNING AROUND THAT PROPERLY APPRECIATED. [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS]

... BUT THAT HAS NOTHING TO DO WITH THIS DECISION. THIS IS SIMPLY ABOUT IS THIS APPROPRIATE LAND USE, IS THIS ADDITIONAL HEIGHT APPROPRIATE IN ITS LIMITED CONTEXT AND IS THE THROUGH WAY IMPORTANT TO THE CITIZENS OF AUSTIN. THANK YOU.

Mayor Wynn: THANK YOU. OPEN IT UP QUICKLY. THE FOLLOWING PEOPLE SIGNED UP NOT WISHING TO SPEAK IN FAVOR OF THIS COMBINED ZONING CASE, THAT WOULD BE DAVID HERSHEY, JOANNA HACNEY. JOSH MAJILTIN, JOHN McENTURF, R A MOL SUE LET, CAN DAS DEEMER, GLEN WEST, ROBERT MELMA, BILL BRYCE, VICTORIA HAVE A CELICA, ALEXANDER, SUSAN DANIEL, JOHN HORTON, SCOTT WEST, ADAM MOORE, GABRIEL BRIEWL, ALICIA VARGAS, STEVE METCALF METCALF, KAREN CLOSEYOU HAVE, JENNIFER FOUL ER, THOMAS BUTLER, MICHELLE VAN HEFT. DOUGLAS HAZE, WALTER GARCIA, THOMAS CAPINI, KELLY WELCH, ALL THOSE FOLKS SIGNED UP NOT WISHING TO SPEAK IN FAVOR, A NUMBER OF FOLKS SIGNED UP NOT WISHING TO SPEAK IN OPPOSITION. INCLUDING AARON STEPHANIE, SCOTT JOHNSON, DONNA TEEMAN, PETER TORGREMOSN, JEAN SNEDEN, ROBERTA SNEDEN, MICHAEL MEYER, JOYCE, LINDA LAND, JAMES STEPHENS, CATHERINE KAWAZOE, GOT IT RIGHT THIS TIME, MICHELLE KNEE LAND AND DENOYCE EVER RHETT, SIGNED UP NOT WISHING TO SPEAK IN OPPOSITION. COUNCIL, THAT CONCLUDES THE TESTIMONY ON RECORD PART OF THE PUBLIC HEARING FOR THIS COMBINED ZONING CASE, QUESTION, COMMENTS? I'LL ENTERTAIN A MOTION TO CLOSE THE PUBLIC HEARING. MOTION MADE BY COUNCILMEMBER McCRACKEN, SECONDED BY COUNCILMEMBER LEFFINGWELL TO CLOSE THE PUBLIC HEARING, Z- Z-, Z-. ALL THOSE IN FAVOR PLEASE SAY AYE. AYE, OPPOSED, MOTION TO CLOSE THE PUBLIC HEARING PASSES ON A VOTE OF 7-0. COMMENT, QUESTIONS? MAYOR PROTESTIMONY.

I GUESS THIS WOULD BE THE TIME WE COULD ASK SOME QUESTIONS OF MR. BRENNER, THERE WERE SOME THINGS

THAT CAME UP THAT I HAVE SOMETHING FOR STAFF FOR THE USES OF PUBLIC LAND. ABOUT THE ADA, CAN YOU ADDRESS THAT?

WELL, FROM MY STANDPOINT, THE FIRST THAT I'VE HEARD ABOUT IT TONIGHT, THE PROJECT THAT THEY ARE REFERRING TO WHICH JUST TO THE NORTH OF THE RAILROAD TRACKS WAS A PROPERTY THAT WAS DEVELOPED BY POST PROPERTIES AND THEN PURCHASED BY GAY GABLES IN 2001, THE FOLKS FROM GABLES INDICATED THEY HAD ALSO JUST BEEN SERVED WITH PAPERS AND THAT THEY WERE IN THE EARLY STAGES OF TRYING TO FIGURE OUT WHAT THE ISSUE WAS. BUT I THINK GABLES HAS A LONG HISTORY IN A LOT OF COMMUNITIES AND WOULD STAND BEHIND THEIR RECORD OF A.D.A. COMPLIANCE AND THEIR INTEREST IN MAKING SURE THAT NOT ONLY WOULD ALL LAWS BE FOLLOWED BUT THAT IN PARTICULAR THE CONCERNS OF THE DISABLED WOULD BE HONORED, SO I CAN -- I CAN ASSURE YOU THAT WILL RECEIVE A HIGH ATTENTION AT GABLES.

OKAY. THANK YOU, SIR. COMMENTS, QUESTIONS? THE USE OF PUBLIC LAND, PROPER USE OF PUBLIC LAND, STAFF... STAFF..., 2, 3, EITHER ONE.

MAYOR PRO TEM, THE USE OF PUBLIC LAND IS MAYBE PART OF THE DISCUSSION THAT WILL FOLLOW FOLLOW, BECAUSE RIGHT NOW THE -- THE ONLY PUBLIC LAND THAT WE'RE SPEAKING OF IS THE ZONING CASE FOR THE CRESCENT AREA THAT IS ON THE NORTHERN AND EASTERN BOUNDARY OF THE GABLES PROPERTY.

OKAY. GOOD, ALL RIGHTY.

Mayor Wynn: COUNCILMEMBER McCRACKEN.

McCracken: YEAH, PAUL TOOK MY GROUND HOG DAY, THAT WAS INEVITABLE. I KNEW THAT WAS GOING TO COME UP. I FIRST CAME TO THIS SITE, AND THAT WAS A GREAT PLACE TO DRINK BEER AND WATCH THE SUNSET, FOR A TAX STANDPOINT IT WAS WILDLY INAPPROPRIATE USE FOR THIS PROPERTY, BUT IT WAS A TOUGH SITE, IT'S GOT A RAILROAD TRACK ON ONE SIDE AND A PART OF LAMAR THAT BASICALLY

FUNCTIONS AS A HIGHWAY AS OPPOSED TO URBAN ROAD ON THE OTHER, SO IT'S -- IT'S KIND OF A DEAD SITE UNLESS YOU GET IT CONNECTED TO THE ADJACENT AREAS AND IF YOU -- AND YOU GET FOLKS THAT LIVE THERE, WITHOUT ALL THAT, BY THE WAY, WE'LL NEVER HAVE A VIABLE DOWNTOWN RAIL PRESENCE, SO STATUS QUO DOESN'T WORK AND YOU LOOK AT WHAT IS THE PROPER USE OF THE SITE FROM A PLANNING STANDPOINT SINCE I THINK PROBABLY ABOUT 90% OF US IN THIS ROOM INCLUDING VIRTUALLY EVERYBODY IN OPPOSITION ON THIS ALSO AGREES MOST OF THE OPPONENTS AGREE THIS IS THE PROPER LOCATION FOR A DOWNTOWN RAIL STATION, THIS HUB AREA, AND I -- I THINK WE HAVE A LOT OF COMMON THINGS WE AGREE ON HERE IN THIS ROOM TONIGHT, NO MATTER WHAT SIDE YOU'RE ON, SO YOU LOOK AT WHAT ARE THE CHARACTERISTICS THAT ARE GOING TO MAKE THIS A PROPERLY FUNCTIONING FROM AND YOU ARE BAN PLANNING STANDPOINT, PROPERLY FUNCTIONING SITE TO GET INTEGRATION AND TO GET -- AND TO GET RAIL ACCESS, SUCCESSFUL RAIL, SO I'VE LOOKED AT THE AMERICAN PLANNING ASSOCIATION'S GUIDE ON TRANSORIENTED DEVELOPMENTS WHICH THIS SHOULD BE AND THEY TALK ABOUT SOME BASICS. ONE IS THAT YOU NEED ACTIVE WALKABLE STREETS, AND THAT IS, YOU KNOW, SIDEWALKS, STREETS, AND PLACE -- THAT IS -- THAT IS A REQUIREMENT FROM A PLANNING STANDPOINT TO MAKE IT SUCCEED AS A RAIL STOP, PEOPLE THINK TRANSIT IS PLACES WHERE PEOPLE WALK, IT SAYS YOU NEED TO REGULATE TO HAVE INTENSITY AND CONCENTRATION THAT SUPPORTS TRANSIT, THAT IS SOMETHING YOU HAVE TO HAVE, YOU HAVE GOT TO HAVE DENSITY, YOU HAVE TO HAVE PEOPLE AND YOU HAVE TO HAVE STREETS AND STREET SCAPES -- SCAPES AND ALL OF THAT, THEN THEY TALK ABOUT THAT THERE IS A TAX BASE BENEFIT AS A RULE OF THIS AND THEY CITE THE CASE OF ARLINGTON COUNTY, AND IN ARLINGTON COUNTY N. 2003, THE TOTAL PROPERTY TAXES WERE LEVIED \$277 MILLION. \$90.9 MILLION, OR 30 -- ALMOST 33% OF ARLINGTON COUNTY'S PROPERTY TAXES CAME FROM THE 7% OF THE LAND AREA THAT WAS INCLUDED IN THEIR DEVELOPMENTS AROUND THE RAIL STATIONS, SO YOU GOT THIS MASSIVE BENEFIT FOR TAXPAYERS, YOU GOT CONCENTRATION, THE OPPOSITE OF SUBURBAN SPRAWL, AND I THINK ONCE AGAIN

THIS IS AN AREA WHERE YOU HAVE A LOT OF COMMON GROUND, SO THEN YOU LOOK AT, OKAY, WELL, IF YOU GOT THE PEOPLE, WHICH IT HAS, AND YOU GOT THE CONNECTIVITY, WHICH WE NEED, WHICH WILL FAIL IF IT DOESN'T HAVE, YOU ASK OTHER STANDPOINTS IS IT PROPER TO DO THIS NEXT TO A PARK? AND ONE PLACE TO LOOK IS THE MOST ACCESSIBLE URBAN PARK IN THE HISTORY OF THE WORLD AND THAT IS CENTRAL PARK AND IT WAS SPECIFICALLY DESIGNED BY FREDERICK OLMSTEAD TO BE BOARDED BY TALL BUILDINGS. THAT IS WHAT MAKES THE PARK SUCCEED, PEOPLE USE THE PARK. A LOT OF CITY PARKS FAIL BECAUSE YOU HAVE TO DRIVE A CAR TO THEM OR THEY'RE JUST -- THEY DON'T HAVE ANY PEOPLE FLOW IN THEM, AFFECT ANY FRIENDS, SOME PEOPLE I TRULY DID CONSIDER FRIEND, THE OLD WEST AUSTIN NEIGHBORHOOD ASSOCIATION WERE KIND ENOUGH TO GIVE US THE BYLAWS, THE DEATH AND LIFE OF GREAT AMERICAN CITIES, AND SHE HAS A WHOLE CHAPTER ON WHAT MAKES PARKS SUCCEED AND SHE STARTS A SQUARE IN PHILADELPHIA, AND THE KEY TO IT IS SURROUNDED BY ACTIVE BUILDING, CONDOS, OFFICES, STORES, ACTIVE USES, AND IT REQUIRES A -- MIXES OF USES, A CONTINUOUS FLOW OF PEOPLE AND THEN FINALLY SHE -- SHE WRITES ON PAGE 138 THAT THE PRESENCE OF BUILDINGS AROUND A PARK IS CRUCIAL TO THE SUCCESS OF A WELL-FUNCTIONING PARK, AND SO, YOU ASK ARE WE DOING THAT HERE? AND THE ANSWER IS YES. THIS PROPOSAL FROM THE STANDPOINT IS DOING IT ALL RIGHT, AND ITS GIVING YOU THE DENSITY YOU NEED FOR RAIL, PROPERLY INTEGRATING DEVELOPMENT THE RIGHT WAY NEXT TO A PARK TO MAKE THAT PARK SUCCEED AND THE PARK WILL FAIL IF IT DOES NOT HAVE THE DEVELOPMENT NEXT TO IT SELF INTEGRATION. WE KNOW THE SEA HOLE WILL NEED DENSITY TO SURVIVE AND SUCCEED, WE KNOW THE STREET CAR RAIL WILL NEED DENSITY TO SUCK SUCCEED AND THRIVE. WE TALKED ABOUT THE NEED FOR TAXPAYERS TO FUND SIDEWALKS, DRAINAGE AND ROADS IN OUR URBAN CORE TO ACHIEVE THE GOALS IN CENTRAL TEXAS, I THINK YOU'LL HEAR IN A SPEC THAT IS PRECISELY WHAT IS HAPPENING HERE, IT WASN'T CONTROVERSIAL IN THE BOND PACKAGE, I DON'T THINK IT SHOULD BE CONTROVERSIAL HERE, WE KNOW IS STEP FORWARD FROM THE TAX BASE PERSPECTIVET WE

KNOW THIS IS GOING TO BE CRITICAL FOR TRANSIT TO SUPERVISE -- SURVIVE. JANE JACOBS TALKS ABOUT THE IMPORTANT OF HAVING GRID STREET PATTERN AND SMALL BLOCKS. THIS PROJECT DOES THAT, IT MIXES USES AND THAT IS CRITICAL, AN FINALLY IT'S ENVIRONMENTALLY BETTER, AND WE KNOW THAT BY HAVING WATER QUALITY, REGIONAL TENSION AND BY HAVING DENSITY INSTEAD OF SUBURBAN SPRAWL THAT BY MAKING IT POSSIBLE FOR TRANSIT TO SURVIVE ALL THE WAY AROUND THIS IS BETTER ENVIRONMENTALLY, SO I AM -- I'M PROUD TO MOVE, MAYOR, IF IT'S THE WILL OF THE COUNCIL, TO APPROVE ZONING CASES Z-7 AND Z-ON ALL THREE READINGS TONIGHT.

MOTION MADE BY COUNCILMEMBER McCRACKEN TO APPROV ZONING CASES Z-7 AND Z-8 ON ALL THREE READINGS. I'LL SECOND THAT AND ALSO TERRY TO EXPLAIN.

GREG AND I WILL DO THIS TOGETHER. THE ZONING AND PLATTING COMMISSION RECOMMENDED WITH A CO, A CONDITIONAL OVERLAY, THE MATTER; THAT IS TO SAY WISH TO ADDRESS IN THE CONDITIONAL OVERLAY ARE MORE APPROPRIATELY ADDRESSED IN RESTRICTIVE COVENANT OR OTHER DOCUMENTS AND WHAT WE HAVE DONE IS WE HAVE PREPARED FOR YOUR CONSIDERATION TONIGHT A STRAIGHT UP DMU CURE ORDINANCE AND WE HAVE SECURED THE ADDITIONAL LEGAL DOCUMENTS, RESTRICTIVE COVENANTS THAT WE NEED TO TAKE CARE OF THE TRANSPORTATION ISSUES. SO THE ORDINANCE YOU HAVE IN FRONT OF YOU IS NOT EXACTLY WHAT ZONING AND PLATTING RECOMMENDED BUT IT ACHIEVES THEIR OBJECTIVES, IT'S STRAIGHT UP DMU CURE AND WE HAVE THE OTHER DOCUMENTS TO FULFILL WHAT THEIR WISHES WERE.

YOU HAVE THEM, MS. BROWN, THAT OBJECTION, THE COUNCILMEMBER'S MOTION.

AND, MAYOR, ON THAT -- THAT'S ON THE-10 WEST CESAR CHAVEZ IN THE PROPERTY, THE CITY PROPERTY IS JUST DMU.

IS THAT CORRECT.

THAT'S CORRECT.

COMMENTS? COUNCILMEMBER LEFFINGWELL?

YEAH, I WOULD LIKE FOR THIS -- SINCE THIS IS THE ZONING CASE ONLY TO ANSWER THE QUESTION DOES THIS HEIGHT OF 195 FEET COMPLY IN THE LOCATION -- COMPLY WITH THE TOWN LAKE OVERLAY PLAN? AND I WOULD LIKE TO GIVE MR. JACK A CHANCE TO RESPOND TO THE SAME QUESTION.

ZONING DOESN'T APPROVE A PARTICULAR SITE PLAN. THE PROJECT THAT WOULD COME IN AT THE TIME OF THE SITE PLAN WOULD BE SUBJECT TO THE WATER FRONT OVERLAY, AND YOU COULD CONSTRUCT A BUILD OKAY THE HEIGHT -- A BUILDING TO THE HEIGHT THAT IS PROPOSED. IF THEY WERE TO BUILD A 190-FOOT BUILDING RIGHT AT THEIR FRONT, IT WOULD NOT COMPLY. IF YOU BUILD A BUILDING CLOSER TO THE REAR OR THE NORTHERN PORTION OF THE PROPERTY, IT WOULD COMPLY, SO, YES, IT IS POSSIBLE FOR IT TO HAPPEN, SINCE THERE'S NOT A SITE PLAN SPECIFICALLY BEFORE YOU TO APPROVE, BECAUSE YOU'RE NOT ABLE TO BY ORDINANCE, I CAN'T GIVE YOU DEFINITIVE YES OR NO. I CAN SAY IT'S CAPABLE OF HAPPENING AND I THINK AS YOU'VE SEEN BY SOME OF THE EXHIBITS THAT MR. DRENNER HAS PRESENTED TO YOU, THAT IT IS POSSIBLE FOR IT TO HAPPEN.

Mayor Wynn: BUT THE ANSWER IS THE PROJECT HAS TO COMPLY.

THE PROJECT HAS TO COMPLY.

Mayor Wynn: RIGHT.

WELL, IS THAT A CONDITION OF THE ZONING?

IS IT CONDITION OF ZONING? YES, IN ORDER FOR THEM TO BUILD A PROJECT IT WOULD HAVE TO COMPLY WITH ZONING REGULATIONS.

SO THE ANSWER IS YES IT WILL COMPLY WITH THE ZONING.

TOWN LAKE OVERLAY?

THAT'S CORRECT.

Mayor Wynn: FURTHER COMMENTS? QUESTIONS? GOING TO ANSWER THE SAME QUESTION. MR. JACK, WELCOME.

THANK YOU, COUNCILMEMBER. THE QUESTION WHETHER IT COMPLIES WITH THE TOWN LAKE OVERLAY IS YES. THERE'S NEVER BEEN ANY DOUBT ABOUT IT. THE PROJECT THEY HAVE DESIGNED MEETS THE 45-FOOT BASE WALL AND THE 70 degrees ANGLE. THE QUESTION THAT WE HAVE RAISED IS THAT ALL THERE IS THAT WAS EMBODIED IN THE COMMUNITIES EFFORTS TO ESTABLISH RESTRICTIVE ORDINANCES TO PROTECT THE TOWN LAKE CORRIDOR VIEWS AND VISTAS? AND WHAT WE HAVE CONTENTED FROM THE VERY BEGINNING IS THAT THE BASE ZONING AND THE WATER FRONT OVERLAY WERE LOOKED AT TOGETHER AS A COUPLET IN ESTABLISHING THE PROTECTIONS FOR THE TOWN LAKE CORRIDOR. AS EVIDENCE I HAVE THE ORIGINAL WATER FRONT OVERLAY COMBINING DISTRICT ORDINANCE. IN 13 OF THE 15 SUB DISTRICTS AROUND THE LAKE, THE ORIGINAL ORDINANCE INCLUDED PROVISIONS WITH REGARD TO HEIGHT, THE BASE ZONING. I'LL GIVE YOU AN EXAMPLE, HERE IS THE DEEP EDDIE SUB DISTRICT. AND IT SAYS HEIGHT RESTRICTIONS IMPOSED BY THE APPLICABLE BASE DISTRICT MAY BE INCREASED PURSUANT TO 13-2-703 TO A MAXIMUM HEIGHT OF 60 FEET. SO THE WATER FRONT OVERLAY AS IT WAS ORIGINALLY CREATED CONTAINED REFERENCES TO BASE ZONING HEIGHT. WHAT HAPPENED WAS WHEN WE WENT TO THE PLAIN ENGLISH REWRITE, BECAUSE THE BASE ZONING HEIGHTS WERE ALREADY IN THE BASE ZONING, AND THE HEIGHTS IN THE WATER FRONT OVERLAY WERE DUPLICITOUS, THEY WERE TAKEN OUT, THAT DOESN'T MEAN THAT THE COMMUNITY'S ATTEMPT TO PROTECT THE WATER FRONT BY ESTABLISHING NOT ONLY THE BASE WALL AND THE ANGLE, BUT ALSO THE CAP OF HEIGHT WENT AWAY. IT SIMPLY WAS A LEGAL CLEANUP OF THE CODE SO THAT THE HEIGHT WAS INCLUDED IN THE BASE ZONING ORDINANCE THAT WAS ONCE ORIGINALLY INCLUDED IN THE WATER FRONT OVERLAY ORDINANCE. SO OUR CONTENTION IS THAT WHILE MR. DRENNER IS CORRECT, THE PROJECT DOES MEET THE 45 FEET BASE

WALL AND 70 degrees ANGLE, IT DOES NOT MEET THE INTENTIONS OF THE COMMUNITY AS ESTABLISHED IN THE TOWN LAKE MASTER PLAN, THE TOWN LAKE CORRIDOR STUDY AND THE ORIGINAL WATER FRONT OVERLAY COMBINING DISTRICT ORDINANCE AND REALLY WHAT WAS SUPPOSED TO BE A COMBINATION OF THE BASE ZONING AND THE WATER FRONT OVERLAY THAT WAS IN THE PLAIN ENGLISH REWRITE. THANK YOU.

THANK YOU.

FURTHER QUESTIONS, COMMENTS? COUNCILMEMBER ALVAREZ? >>

Alvarez: A COUPLE OF QUESTIONS, MAYOR. FIRST ON THE -- ON Z-7, AND THE DMU CURE PROPOSAL, AND IS THIS DIVIDED INTO TWO DIFFERENT TRACTS OR IS IT JUST ONE TRACT, BECAUSE WHAT WE'VE SEEN PRESENTED IS, YOU KNOW, TO THE WEST OF THIS -- OF THE THOROUGHFARE THAT INCLUDES THE BIKEWAY, IT'S GOING TO BE A SHORTER HEIGHT THAN TO THE EAST OF THAT THOROUGHFARE, AND SO I'M JUST WONDERING IF THERE'S SOMETHING IN THE ZONING CASE THAT SAYS, YOU KNOW, ON ONE SIDE OF THAT STREET AND BIKEWAY THERE IS, YOU KNOW, A CERTAIN HEIGHT LIMIT AND ON THE OTHER SIDE THERE'S A SEPARATE HEIGHT LIMIT.

YES, COUNCILMEMBER, THERE IS A DIFFERENCE IN THE HEIGHT. IT'S NOT A UNIFORM 195 FEET ACROSS THE ENTIRE PROPERTY, THE 195 FEET AREA IS LIMITED TO A SMALLER PORTION THAT'S BOUNDED BY THE CAPITAL VIEW ON ITS EASTERN BOUNDARY AND AN AREA THAT GOES OUT OF 'TIS ANSWER APPROXIMATELY 150 FEET WEST AND IF THERE IS SUCH TIME A THOROUGHFARE EASEMENT, THAT WOULD BE THE BOUNDARY OF THAT PROPOSED EASEMENT IF IT SHOULD HAPPEN IN THE FUTURE, BUT RIGHT NOW IT WOULD BE NOT MORE THAN 150 FEET WEST FROM THAT WESTERN EDGE, SO IT IS LIMITED ONLY TO A PORTION OF PROPERTY, AND THEN THE REMAINDER OF THE PROPERTY WOULD BE 120 FEET. SO IT KIND OF RUNS 150 FEET PARALLEL TO THE EDGE OF THE CAPITAL VIEW CORRIDOR.

THAT'S CORRECT.

Alvarez: SO THAT'S WHY IT'S AT AN ANGLE TO A CERTAIN DEGREE? AND THEN SECONDLY, ON Z-8, FOR THE CRESCENT, WHICH IS CITY'S PROPERTY, AND RECOMMENDED ZONING IS DMU, IS THERE ANY, YOU KNOW, PARTICULAR REASON THAT THE CITY WOULD NEED 120 FEET FOR -- SINCE I GUESS THE PROPOSED USE IS EITHER PARKING -- GROUND LEVEL PARKING OR POSSIBLY EVEN SOME KIND OF SHARED PARKING WITH THE PROPOSED DEVELOPMENT, BUT I'M JUST CURIOUS, JUST ABOUT THE 120 FEET AND WHETHER, YOU KNOW, A LESSER COMMERCIAL ZONING WOULDN'T GIVE US THE FLEXIBILITY OF -- OF HAVING DIFFERENT -- DIFFERENT KINDS OF USES THAT MAY OCCUR, BUT WITHOUT HAVING THAT SAME DMU DESIGNATION.

WHEN STAFF RECOMMENDED DMU ZONING BECAUSE IT WOULD BE COMPATIBLE WITH THE SURROUNDING ZONING THAT IS NEARBY ALREADY, WHICH IS ALSO DMU, THIS PROPERTY IS VERY SMALL, 'S A NARROW STRIP AND IT'S MADE OUT OF THREE PIECES THAT ARE ALL LESS THAN AN ACRE, WHICH IF YOU'RE DEVELOPING UNDER P PUBLIC, IT'S NOT NECESSARILY A HEIGHT LIMIT UNLESS YOU TAKE IN WHAT THE ADJACENT ZONING DISTRICTS ARE ON EITHER SIDE WHICH IN THIS CASE WOULD BE DMU. STAFF THOUGHT THAT DMU WOULD BE APPROPRIATE IN THIS AREA. WE DID NOT SEE A CONFLICT WITH COMPATIBILITY ISSUES SINCE IT'S NOT SUBJECT TO COMPATIBILITY, AND IT'S AN ISSUE WITH THE WATER FRONT OVERLAY AND DMU WOULD ALSO PROVIDE FOR WHEN WE REDEVELOP OUR PROPERTY THAT WE WOULD ENCOURAGE PEDESTRIAN ORIENTED USES ON THE FIRST FLOOR IF IT WERE USED FOR A PARKING GARAGE FOR INSTANCE THAT WOULD BE IN KEEPING WITH THE TOWN LAKE CORRIDOR STUDY THAT MR. JACK REFERENCED EARLIER, SO THAT'S WHY WE RECOMMENDED IT. AND THEN A CERTAIN AMOUNT OR MAYBE EVEN A MAJORITY OF THAT CRESCENT ALSO SUBJECT TO THE CAPITAL VIEW CORRIDOR IF I REMEMBER CORRECTLY FROM THE MAPS I'VE BEEN SHOWN OF THE CAPITAL VIEW CORRIDOR.

AND IT WOULD STILL BRING IN ALL THE ALLOWABLE USES THAT WOULD BE ALLOWED IN THE DMU DISTRICT WHICH WOULD CERTAIN WILL I BE COMPATIBLE WITH THE

ADJACENT PROPERTY AND IF IT WAS ZONED P PUBLIC, THEY WERE SPECIFICALLY INTENDED FOR CIVIC TYPE USES, WE DO HAVE PROPERTIES DOWNTOWN, IN FACT THE CITY HALL THAT WE'RE THIS RIGHT NOW IS NOT ZONED P PUBLIC, IT'S ZONED CENTRAL BUSINESS DISTRICT SIMILAR TO OUR CONVENTION CENTER. WE HAVE OTHER CITY PROPERTIES NOT NECESSARILY ZONED P PUBLIC IN EVERY CASE, GIVEN THE UNIQUE CONFIGURATION OF THIS PROPERTY BEING SO THIN, WRAPPING AND THE LENGTH OF THE GABLES PROPERTY WE THOUGHT THE DMU WOULD BE MORE CONSISTENT.

Alvarez: THOSE ARE ALL OF MY QUESTIONS, MAYOR. I HAVE SOME COMMENTS LATER, BUT I'LL YIELD TO SEE IF THERE'S ANY COUNCILMEMBERS.

Mayor Wynn: THANK YOU, COUNCILMEMBER. FURTHER COMMENTS, QUESTIONS? THIS IS -- WE HAVE A MOTION AND A SECOND ON ZONING CASE Z-7 AND 8, WITH THE EXPLANATION BY MASTERY ABOUT THE RESTRICTIVE COVENANTS, ON ALL THREE READINGS. COUNCILMEMBER ALVAREZ?

Alvarez: YES, MAYOR. I GUESS I WOULD, YOU KNOW, ASK THE MAKERS IF -- OF THE MOTION IF, YOU KNOW, MAYBE SETTING A 60-FOOT LIMIT ON THAT PIECE OF PROPERTY WOULD BE AN ACCEPTABLE I GUESS KEEPING THAT THE DMU AND WHAT IS ALLOWED IN THERE, BUT JUST HAVING A HEIGHT LIMIT THAT IS MORE IN LINE WITH, YOU KNOW, YOUR TYPICAL, YOU KNOW, COMMERCIAL SERVICES TYPE OF CATEGORIES, IS THERE ANY REASON THAT WOULD BE A PROBLEM, MR. GUERNSEY, OR...

YOU'RE SPEAKING TO THE CITY PORTION OF THE PROPERTY.

YEAH.

THAT MAY, AS FAR AS PUTTING --

Alvarez: LIMITING THE HEIGHT TO 60 FEET INSTEAD OF 120 FEET.

THAT COULD BE DONE BY A CO. PORTIONS OF THIS

PROPERTY ARE NOT IN THE CAPITAL VIEW CORRIDOR SO THEY WOULD CERTAINLY BE ABLE TO TAKE A HEIGHT OF UP TO 120 FEET. YOU KNOW, STAFF IS RECOMMENDING AGAIN JUST STRAIGHT DMU FOR THIS PROPERTY BECAUSE WE THINK IT WOULD BE MORE COMPATIBLE AND ALLOWING THE CAPITAL VIEW CORRIDOR TO REGULATE THE HEIGHT IN THAT AREA.

Alvarez: NO, I UNDERSTAND. I THINK THE REQUEST WE'VE BEEN HEARING IS TO ZONE IT P FOR PUBLIC BECAUSE IT IS PUBLIC LAND, AND SO IF THERE IS NO PARTICULAR USE FOR 120-FOOT, YOU KNOW, OF HEIGHT ON THIS PARTICULAR PIECE OF PROPERTY THAT THE PUBLIC TRACT, PUBLICLY OWNED TRACT, THEN IT'S JUST I THINK, YOU KNOW, JUST A WAY OF DEMONSTRATING THAT, YOU KNOW, IT'S NOT OUR INTENTION TO ZONE -- TO DEVELOP IT IN A WAY THAT ACTUALLY TAKES ADVANTAGE OF THAT DMU DESIGNATION, BUT AT LEAST ALLOWS THE FLEXIBILITY OF THE USES UNDER THAT CATEGORY OF ZONING.

Mayor Wynn: IF I COULD SPEAK AS THE SECOND MAKER -- CERTAINLY DEFER TO THE MAKER OF THE MOTION, BUT AS TO THE SECOND, WHEN I WOULD LOOK AT THE RATIONALE BEHIND THE STAFF RECOMMENDATION, WHEN YOU LOOK AT THE OVERALL LAND USE MAP THERE, YOU KNOW, THE DMU ZONING SEEMS SO APPROPRIATE, ADJACENT TO THE ROAD TRACTS, ADJACENT TO WHAT WILL BE THE TOD THAT WE'RE TARGETING FOR, AND THE C HOME PLANT, I THINK IT COMPLIMENTS THE DMU THAT I'M SUPPORTIVE OF TO THE WEST AND NORTH, SO I SEE IT AS A VERY COMPATIBLE, YOU KNOW, CONSISTENT LAND USE MAP, IF YOU WILL.
COUNCILMEMBER McCRACKEN?

McCracken: I AGREE. I PERSONALLY BELIEVE THAT THERE'S AN IMPORTANT GOAL HERE WHICH IS TO HELP MAKE A DOWNTOWN RAIL VIABLE AND THAT IS GOING TO REQUIRE PEOPLE, SO THE EXTENT THAT WE ARE PROMOTING THAT, WE ARE HELPING PROMOTE DENSITY AND WE'RE HELPING TO PROMOTE A MOVE AWAY FROM SUBURBAN SPRAWL AND WE'RE PROMOTING THE SUCCESS OF RAIL, SO I THINK IT'S HELPFUL TO BE CONSISTENT ON OUR HEIGHT IN AT THAT AREA.

Mayor Wynn: COUNCILMEMBER DUNKERLY.

Dunkerly: JUST AS AN EXAMPLE AND THIS MAY NOT BE RELEVANT BUT THE PUBLIC BUILDING WE'RE IN RIGHT NOW IS ZONED DMU.

Mayor Wynn: CORRECT. THANK YOU. ANY --

Alvarez: THE VERY ARGUMENTS YOU'VE JUST MADE, I MEAN THERE IS NO REAL HEART BURN BEHIND PUTTING THE 60-FOOT HEIGHT LIMIT. I THINK THE IMPRESSION OUT THERE SOMEHOW THAT MAYBE AGAIN IT'S NOT AN ERRONEOUS IMPRESSION BUT SOMEHOW THE CITY IS TRYING TO RESERVE THE RIGHT TO DEVELOP THAT AS, YOU KNOW, AT A DMU INTENSITY, AND FOR ME THAT CERTAINLY WASN'T AN INTENT WHEN WE -- WHEN WE PURCHASED THE PROPERTY, THE INTENT WAS TO PROVIDE SURFACE PARKING, YOU KNOW, FOR WHATEVER ACTIVITIES OCCURRED AT C HOME -- SEAHOLM, AND SO FROM MY POINT OF VIEW, 20 FEET SHOULD BE ENOUGH FOR THIS PARTICULAR PIECE OF PROPERTY AND WE'RE JUST TRYING TO BE RESPONSIVE HERE TO WHAT WE'RE HEARING FROM THE PUBLIC ABOUT PUBLICLY OWNED LAND AND HOW WE TREAT PUBLICLY OWNED LAND AND IF THERE IS PUBLICLY OWNED LAND, AT SOME POINT, YOU KNOW, MAYBE WE WANT TO USE IN A DIFFERENT WAY THAN MAYBE A P ZONING ALLOWS THAT WE -- THEN THERE BE A PROCESS, YOU KNOW, FOR THAT TO HAPPEN, AND IN THIS CASE, YOU KNOW, I'M SAYING EVEN IF LEAVE IT DMU, AT LEAST PROVIDE SOME KIND OF GESTURE THAT SHOWS THAT THE INTENT HERE IS NOT TO DEVELOP IT, DMU INTENSITIES, BUT SOME OF THE COMMENTS WE HEARD REALLY DON'T SPEAK TO THE FACT THAT THAT'S NOT WHAT WE'RE SEEKING TO DO HERE, AND SO THAT IS ALL I'M TRYING TO DO IS KIND OF DEMONSTRATE SORT OF WHAT THE COUNCIL'S INTENT IS HERE AND THAT IT'S NOT TO DEVELOP TO 120 FEET WHICH IS WHAT GRANTING THIS TYPE OF ZONING GIVES THE CITY THE POWER TO DO.

Mayor Wynn: FURTHER COMMENTS, QUESTIONS?

Alvarez: I HAVEN'T HEARD ANYONE ELSE SPEAK UP FOR THE 60-FOOT, BUT I'LL OUR IT AS A -- AS A -- AS AN AMENDMENT,

SEE IF I GET A SECOND.

Mayor Wynn: WE HAVE A PROPOSED AMENDMENT OF I GUESS THROUGH A ZONING CATEGORY LIMITING THE 8 TRACK Z-8 TO 60-FOOT IN HEIGHT.

QUESTION.

Mayor Wynn: AMENDMENT SECOND BID COUNCILMEMBER KIM. COUNCILMEMBER LEFFINGWELL?

Leffingwell: QUESTION FOR STAFF. WITH THAT ADDITIONAL RESTRICTION WOULD THAT REQUIRE A CO IN THERE, REQUIRE GO BACK TO FIRST READING ONLY AND BRING IT BACK AGAIN OR HOW WOULD THAT WORK?

I JUST SPOKE WITH AUSTIN AND AUSTIN HAS INDICATED THAT FOR THE PORTION THAT IS WITHIN THE CRESCENT, BECAUSE OF THE LIMITATION WITHIN THE CAPITAL VIEW CORRIDOR IS ONLY 45 FEET, THAT A CO WOULD HAVE -- OF 60 FEET WOULD NOT HAVE AN EFFECT ON THE CITY'S ABILITY TO DEVELOP THAT PORTION IN THE CAPITAL VIEW CORRIDOR. IF IT WAS THE COUNCIL'S SUGGESTION TO HAVE A CONDITIONAL OVERLAY THAT WOULD LIMIT HEIGHT ON THE DMU PIECE TO 60 FEET, I THINK THAT IS CLEAR ENOUGH THAT WE WOULD HAVE DIRECTION TO GO FORWARD. THE PIECES THAT ARE FURTHER TO THE NORTH, BECAUSE THEY ARE SO SMALL, .2 EAKS OR LESS, GOING TO BE DIFFICULT FOR THE CITY TO DEVELOP THOSE ON OUR OWN ANYWAY, SO THE IMPACT OF THE CO FOR THE -- EXCEPT FOR THAT SMALLER PORTION THAT IS OUTSIDE THE CAPITAL VIEW CORRIDOR WOULD BE REALLY ONLY PLACE THAT IT WOULD BE AFFECTING.

I'M NOT SURE I UNDERSTOOD. COULD YOU TELL ME YES OR NO?

THE ANSWER IS YES, YOU COULD DO A CO, AND IT WOULD NOT HAVE A SIGNIFICANT IMPACT ON THE PORTION OF THE PROPERTY BECAUSE OF THE HEIGHT LIMITATIONS OF THE CAPITAL VIEW CORRIDOR THAT EXIST TODAY AND, YES, IT COULD BE READY IN ALL THREE READINGS.

Dunkerly: THE ANSWER IS YES, WE CAN GO ON ALL THREE READINGS. IT'S A VERY SIMPLE CO.

Mayor Wynn: WE HAVE A PROPOSED AMENDMENT WITH A SECOND TO -- THROUGH A CONDITIONAL OVERLAY TO RESTRICT THE HEIGHT OF Z-8, CRESCENT PIECE, FOR LACK OF A BETTER TERM, TO 60 FEET, ALSO ON ALL THREE READINGS. FURTHER COMMENTS? IF IT -- IF IT, YOU KNOW, HAS NO IMPACT ON THE DEVELOPABILITY OF THIS TRACT BECAUSE OF THE CAPITAL VIEW CORRIDOR, AND DOESN'T KEEP US FROM GETTING THIS DONE ON ALL THREE READINGS, YOU KNOW, I DON'T SEE THE -- YOU KNOW, THE -- THE IMPACT EITHER WAY, FRANKLY, IF THE CAPITAL VIEW CORRIDOR IS ESSENTIALLY THE -- YOU KNOW, THE GOVERNING RESTRICTIVE ISSUE, THE VAST MAJORITY OF THIS CRESCENT TRACT.

ABOUT TWO-THIRDS OF THE SOUTHERN MOST PORTION LIES WITHIN THE CAPITAL VIEW CORRIDOR AREA AND THAT ENTIRE TRACT IS ONLY SIX-TENTHS OF AN ACRE. SO WE'RE NOT TALKING ABOUT VERY MUCH LAND.

Mayor Wynn: AND I SAW MR. LE BRACH UP EARLIER, REGARDING THE OTHER BIG GOALS OF THE -- FOR LACK OF A BETTER TERM, THE SEAHOLM MASTER PLAN AREA, THE FUTURE TOD. OBVIOUSLY THE REDEVELOPMENT -- SIGNIFICANT REDEVELOPMENT OF THE SEAHOLM BUILDING AND ITS PROPERTY, DO YOU SEE ANY -- DO YOU HAVE ANY CONCERN HERE?

NO, I DO NOT, MAYOR. THIS IS A VERY THIN TRACT AND IT THINS OUT TO ALMOST NOTHING AS IT GOES NORTH AND AROUND THE NORTH END OF THE GABLES DEVELOPMENT, THE AREA THAT IS WIDE ENOUGH TO BUILD ON WHERE WE MIGHT PROPOSE A PARKING GARAGE OF MAYBE 3 OR 4 LEVELS IS IN THE VIEW CORRIDOR SO IT COULDN'T BE MORE THAN THE VIEW -- THE HEIGHT OF THAT VIEW CORRIDOR WHICH IS IN THE NEIGHBORHOOD WE THINK OF ABOUT 40 FEET, SO -- SO THE ONLY DEVELOPABLE PORTION I THINK IS RESTRICTED BY THE VIEW CORRIDOR AND IS GOVERNING THIS AS YOU INDICATED. ANYWAY...

Mayor Wynn: SO WE HAVE A MOTION AND A SECOND TO

AMEND THE MOST -- THE MAIN MOTION, HOWEVER THE MAKER OF THE MOTION AND I AFTER HEARING THIS EXPLANATION, THINK WE'RE PREPARED TO ACCEPT THAT AS A FRIENDLY AMENDMENT. AS A FRIENDLY AMENDMENT, THE MAIN MOTION IS NOW AMENDED TO INCLUDE THE 60-FOOT HEIGHT LIMITATION CONDITIONAL OVERLAY ON TRACT Z-8. FURTHER COMMENT, QUESTIONS? COUNCILMEMBER ALVAREZ?

Alvarez: REALLY, MAYOR, OBVIOUSLY THEN ON Z-7 IS OBVIOUSLY THE PROJECT WHERE WE'VE HEARD THE MOST TESTIMONY AND -- AND REALLY THE HEIGHT IS WHAT SEEMS TO BE THE ISSUE IN QUESTION HERE, AND THIS -- THIS HAS SEVERAL FOLKS HAVE ALLUDED TO THIS BEFORE THE COUNCIL PREVIOUSLY AND ONE OF THOSE TIMES IS WHEN I WAS ON THE COUNCIL AND ACTUALLY I DID SUPPORT ZONING OF UP TO 175. LAST TIME WE CONSIDERED THIS, AND IT WAS -- YOU KNOW, DIFFERENT LOCATION, YOU KNOW, FURTHER REMOVED FROM -- FROM TOWN LAKE, SO I HAD A LOT OF OF HEART BURN OVER 20 FEET HERE SINCE I HAD ALREADY VOTED IN FAVOR OF 175, BUT REALLY DID AGONIZE OVER EVEN GOING THAT HIGH, YOU KNOW, GIVEN THE CLOSER PROXIMITY OF THE PROPOSED DEVELOPMENT BUT -- BUT ALL IN ALL, YOU KNOW, I THINK THAT, YOU KNOW, THAT THIS IS -- THIS IS A GOOD LAND USE CATEGORY, YOU KNOW, FOR THIS TRACT OF LAND, AND I WOULD REALLY PREFER TO SEE A LITTLE MORE KIND OF GRADUAL INCREASE IN HEIGHT TOWARD -- TOWARD THE BACK OF THE SITE AS THE DEVELOPMENT MOVES FORWARD, BUT I BELIEVE THAT, YOU KNOW, THAT HAVING THIS TYPE OF PROJECT, YOU KNOW, ON THIS TRACT IS APPROPRIATE FROM A LAND USE STANDPOINT AND PLANNING STANDPOINT AND I BELIEVE IT WILL BE, YOU KNOW, ADVANTAGEOUS AS -- AS THAT WHOLE AREA CONTINUES TO BUILD OUT BUT -- BUT I DO THINK -- WANT TO THANK, YOU KNOW, THE -- YOU KNOW, EVERYBODY FOR COMING OUT AND EXPRESSING THEIR VIEWS AND I THINK THIS IS A VERY EXCITING PROJECT, AGAIN, THAT IS GOING TO BE A PART OF AN EVEN LARGER AREA THAT IS VERY EXCITING FOR THE CITY AND WE HAVE I THINK BEEN ABLE TO PROVIDE SOME BUFFERING BY THE ADDITIONAL PARK LAND THAT WE SEE BETWEEN THIS PARTICULAR TRACT AND -- AND TOWN LAKE, SO THAT

THERE IS SOME BUFFERING THAT IS OCCURRING HERE, BUT -- BUT I DO FEEL THAT THIS IS APPROPRIATE AND I THINK, YOU KNOW, ONE OTHER REASON IS THAT, YOU KNOW, WE DID APPROVE SIGNIFICANTLY HIGHER PROJECT JUST A FEW HUNDRED FEET BEHIND THIS ONE AND SO -- SO THAT -- FOR THESE REASONS, YOU KNOW, IT'S DIFFICULT, YOU KNOW, REALLY FOR ME TO VOTE AGAINST A PROJECT THAT I THINK, YOU KNOW, AND IN A LOT OF DIFFERENT WAYS WILL BE BENEFICIAL TO THE -- THE DEVELOPMENT THAT IS OCCURRING DOWNTOWN AND THEN WILL CONTRIBUTE TO THE CONTINUED GROWTH, YOU KNOW, OF RESIDENTIAL AND RETAIL IN THIS PARTICULAR SECTOR OF DOWNTOWN. THANK YOU, MAYOR.

Mayor Wynn: THANK YOU, COUNCILMEMBER.
COUNCILMEMBER LEFFINGWELL?

Leffingwell: FIRST OF ALL, I WANT TO THANK ALL THE NEIGHBORHOOD PEOPLE FOR COMING OUT AND FOR ALL OF THEIR INPUT AND YOUR INPUT IS, I BELIEVE, REALLY BEEN WORTH SOMETHING OVER THESE PAST FIVE OR SIX YEARS, WHATEVER IT'S BEEN, THAT THIS PROJECT HAS BEEN IN VARIOUS STAGES OF PROPOSALS. AND I THINK YOUR INPUT HAS MADE THIS PROJECT WHAT IT IS TODAY WHICH I THINK IS A GOOD ONE. I DON'T THINK THE HEIGHT IS INAPPROPRIATE, IT COMPLIES, AS WE DISCUSSED W. THE TOWN LAKE OVERLAY. IT PROVIDES OTHER ADVANTAGES. IT PROVIDES A RIGHT OF WAY FOR THE LONG SOUGHT COMPLETION OF THE PEDESTRIAN -- FLIEWGER PEDESTRIAN BRIDGE, THE RIGHT OF WAY THAT IS BEING PROPOSED AT NO COST TO THE CITY, BY THE WAY, IS A MODEL FOR WHAT WE WOULD LIKE TO SEE WITH BIKE LANES, PEDESTRIAN WALKWAYS SEPARATED FROM CAR TRAFFIC WITH LANDSCAPED AREAS. RELOCATION OF THE UTILITY LINE WHICH WAS MENTIONED, THE 30 INCH LINE WAS TO ME A BONUS TO THE CITY. THIS IS NO COST TO THE CITY AND IT'S A VERY OLE LINE. IT'S BEING REPLACED. IT'S GOING TO BE BRAND-NEW STUFF. OVERALL I THINK THIS, AGAIN, IS GOING TO BE AN ASSET TO THE CITY OF AUSTIN. IT'S GOING TO PUT A NICE AMENITY AND IMPROVEMENT ON A PIECE OF LAND THAT FRANKLY RIGHT NOW IS AN EYE SORE, AND IT'S BEEN IN PROCESS FOR A VERY LONG TIME, SO I WILL SUPPORT

THE MOTION.

Mayor Wynn: COUNCILMEMBER, FURTHER COMMENTS, QUESTIONS, COUNCILMEMBER KIM?

Kim: I'M GOING TO SUPPORT THE MOTION FOR A ZONING CHANGE AND I'LL HAVE OTHER COMMENTS AND QUESTIONS FOR STAFF ON OTHER ITEMS LATER.

Mayor Wynn: FAIR ENOUGH.

I WAS LOOKING AT THIS PROJECT, I'M A LITTLE SCARCE ALL THE TIME ON ALL THREE READINGS, BUT I WATCHED AND STUDIED THIS PROJECT LIKE I STUDY ALL PROJECT, BUT THIS PROJECT HAS -- GABLES HAS HAD A LOT OF INPUT, PUT A LOT OF MONEY INTO THIS PROJECT, PROPOSAL WHAT THE CITY HAD TO PAY TO HELP GET THIS PROJECT OFF, PLUS THEY HAD DID A LOT OF WORK WITH THE COMMUNITY AND I DO APPRECIATE THE COMMUNITY COMING OUT SPEAKING THEIR OPINION, BUT I THINK THIS IS A TIME WHEN WE HAVE TO CONTINUE TO LOOK AT SOME OF THE THINGS THAT WE'VE BEEN LOOKING AT THIS -- I'VE BEEN HERE FIVE AND A HALF YEARS LIKE THE MAYOR AND COUNCILMEMBER ALVAREZ, SO I THINK THIS IS A GREAT OPPORTUNITY FOR US TO MOVE FORWARD ON THE PROJECT, SOME -- SOME OF THE THINGS THAT THE NEIGHBORS BROUGHT UP ARE SOME CONCERNS WE DO NEED TO LOOK AT AND CONTINUE TO TRY TO WORK WITH THE DEVELOPER, BUT I WOULD BE WILLING TO SUPPORT ON ALL THREE READINGS ON THIS PARTICULAR CASE. I THINK I DO NEED THE LAND USAGE OF THE PUBLIC LAND WAS ANSWERED FROM STAFF WHEN COUNCILMEMBER ALVAREZ BROUGHT UP THE QUESTION ABOUT THE 60% -- 60 FEET, I MEAN, THANK YOU.

Mayor Wynn: THANK YOU, MAYOR PRO TEM, FURTHER COMMENT, QUESTIONS? WE HAVE A MOTION AND A SECOND ON THE TABLE, AMENDED MOTION AND SECOND ON THE TABLE TO APPROVE ON ALL THREE READINGS. ZONING CASE Z-7 AND Z-8. FURTHER COMMENT? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY EYE. EYE, OPPOSED? MOTION PASSIONS ON A VOTE OF 7-0. THANK YOU ALL VERY MUCH. SO COUNCIL THAT LEAVES US WITH A SERIES OF ACTIONS THAT WE'VE POSTED AFTER 6 P.M., TECHNICALLY THERE

ARE FOUR OF THEM, AND IF I READ THIS CORRECTLY, WE TECHNICALLY ONLY HAVE ONE PUBLIC HEARING, ALTHOUGH THERE ARE FOUR ITEMS THAT ARE VERY MUCH RELATED AND MANY FOLKS HAVE SIGNED UP WITH THAT IN MIND, AND SO I'LL TURN IT OVER TO STAFF AND I BELIEVE THERE'S SORT OF A SEQUENCE WE SHOULD NEED TO TAKE THIS IN AND TURN THIS OVER TO STAFF FOR PRESENTATION.

THANK YOU VERY MUCH, MAYOR. MAYOR PRO TEM, COUNCIL, MY NAME IS AUSTIN LIEBRACH, WITH THE ECONOMIC GROWTH AND REDEVELOPMENT SERVICES DEPARTMENT, AND WHAT WE WOULD LIKE TO DO FOR THESE NEXT FEWER -- FOUR ITEMS THAT ARE SHOWN ON THE SLIDE -- OOPS -- IS THE FIRST TWO OF COURSE YOU'VE TAKEN THAT ARE SHOWING HERE AND WE WOULD KNOW ASK YOU TO TAKE UP THE NEXT FOUR IN THE ORDER THAT IS SHOWN ON THE SLIDE THAT IS ITEM NUMBER 30, THEN 31, THEN 32, THEN GOING BACK TO 29. I WOULD GIVE YOU A SHORT BRIEF OVERVIEW OF THESE FOUR ITEMS, AND WE HAVE STAFF AVAILABLE TO GIVE YOU DETAILED PRESENTATIONS ON EACH OF THE FOUR SHOULD YOU DESIRE. I WOULD CHARACTERIZE THE CONTENT OF THESE ITEMS THAT WE'RE GOING TO DISCUSS AS CONSTITUTING A SERIES OF PUZZLE PIECES WHERE THEY ALL MUST FIT TOGETHER FOR THE BIG PICTURE TO BE VISUALIZED AND THEY SIMPLY DO NOT WORK AS INDIVIDUAL PUZZLE PIECES. THE FIRST SLIDE IS OF THE UNADOPTED SEE HOME MASTER PLAN FROM -- SEAHOLM MASTER PLAN FROM 2002, THE DECISION TO CREATE THIS MASTER PLAN BEGAN IN THE MID 90s AFTER SEAHOLM HAD BEEN COMMISSIONED. IT WAS SPEAR HEADED BY (ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS...) >>

SOME OF THE KEY GOALS WERE TO ENSURE PARKING, TO PRESERVE AND ENHANCE THE OPEN SPACE CHARACTER OF THE SAND BEACH RESERVE AND TO ACHIEVE AN APPROPRIATE TRANSPORTATION BALANCE RECOGNIZING THAT THE DISTRICT IS AN IMPORTANT HUB OF PEDESTRIAN, BICYCLE AND SYSTEMS. THE PLAN WAS NOT ADPTSED BY THE COUNCIL, PENDING THE RESOLUTION OF TWO KEY ISSUES. FIRST WAS AN AGREEABLE EXTENSION OF THE PFLUGER BRIDGE. THE SECOND KEY ISSUE WAS RESOLUTION OF THE ISSUES REGARDING DEVELOPMENT OF

WHAT WAS THEN THE LUMBERMEN'S TRACT. NOW, AFTER FOUR YEARS OF WORK, WE ARE BACK TO COUNCIL WITH THE PROPOSED RESOLUTION TO THESE KEY ISSUES. IN ADDITION WITH ACTIVITY TAKING PLACE, CONCERNING THE FUTURE USE OF THE GREEN WATER TREATMENT PLANT SITE, THE STUDY OF THE LOCATION OF A SEAHOLM COMMUTER RAIL STATION ABOUT TO BEGIN AND DETAILED NEGOTIATIONS WITH A SEAHOLM DEVELOPER WELL UNDERWAY, A DIVISION SIMILAR TO THE ONE DEPICTED IN THIS MASTER PLAN IS ABOUT TO UNFOLD. IT SHOULD HAVE SEAHOLM AS AN ICONIC CENTER PIECE OF CIVIL USE WITHIN A NEWLY INTEGRATED AND SPECIAL MIXED USE AREA OF DOWNTOWN. I WOULD LIKE TO TAKE YOU SORT OF A GEOGRAPHIC TOUR OF THIS AREA. LOOK AT THESE VARIOUS INTERLOCKING PUZZLE PIECES THAT ARE BEFORE YOU FOR CONSIDERATION. FIRST, IS THE PFLUGER BRIDGE EXTENSION. WHICH WILL BE ADDRESSED IN ITEM 31. IT'S A SHORT STRAIGHT EXTENSION HITTING GRADE IN THE PARKLAND AND RAMPING DOWN TO SANDRA MUERDA WAY. THE GOAL IS TO CONNECT TO THE MARKET DISTRICT AND AREAS BEYOND. THIS WILL BE A SAFE PASSAGE FOR BICYCLISTS AND PEDESTRIANS ACROSS CESAR CHAVEZ. THE CITIZENS ADVISORY CAN HE THAT INCLUDED REPRESENTATIVES FROM THE DESIGN COMMISSION, THE DOWNTOWN COMMISSION, THE PARKS BOARD, AND THE PLANNING COMMISSION HAS RECOMMENDED THIS ALTERNATIVE AT ALIGNMENT. THE NEXT PUZZLE PIECE WE WILL BE TAKING UP IN ITEM 30. INVOLVING SANDRA MURADA WAY, IT PROVIDES ACCESS TO SEAHOLM, A SLIP LANE FOR THE RELATIVELY HEAVY CESAR CHAVEZ TRAFFIC. PARALEGAL PARKING FOR THOSE VISITING THE PARK, PROVIDES EASIER ENTRANCE AND EXIT WAYS FOR THE EXPECTED TRAFFIC. THE NEXT PUZZLE PIECE IS THE BIO FILTRATION MEADOW, COMING UP IN ITEM 30. THIS IS AN ENHANCED AESTHETICALLY PLEASING SAND FILTER SYSTEM WHERE SURFACE PLANTS ACCOMPLISH SOME OF THE FILTERING. THIS IS BEING PROVIDED IN CONJUNCTION WITH THE ROAD IMPROVEMENTS AND AS PART OF THE MASTER AGREEMENT PROCESS COULD BE DESIGNED TO ACCOMMODATE OFF-SITE AND GABLE STORM WATER TO MAKE IT A SMALL REGIONAL FACILITY. THIS REPRESENT IN MY VIEW A GREAT OPPORTUNITY FOR THE CITY TO

SHOWCASE ITS ENVIRONMENTAL ETHIC. MOST PEOPLE LOOKING AT A WATER QUALITY DEVICE THINK IT HAS SOMETHING TO DO WITH FLOOD CONTROL. WE ARE ONE OF THE FEW CITIES NATIONALLY THAT TREATS STORM WATER RUNOFF. WE CAN USE THIS OTHERWISE ISOLATED AND INACCESSIBLE LOCATION FOR A VERY DESIRABLE PASSIVE PARKLAND USE. WE CAN USE THE PFLUGER BRIDGE AND THE LANCE ARMSTRONG BICYCLE WAY TO PROVIDE DESCRIPTIVE MARKERS, DESCRIBING WATER QUALITY TREATMENT OF STORM WATER AND WHY IT IS SO IMPORTANT TO THE CITY OF AUSTIN. THE NEXT PUZZLE PIECE IS THE PRIVATE DRIVE. THIS PRIVATE DRIVE HAS ACCESS AT GRADE THROUGH THE PRIVATE PROPERTY WITH THE SEPARATE BIKE AND PEDESTRIAN PATH AS WELL AS A TWO LANE DRIVE FOR VEHICLES. WE WILL HAVE MORE INFORMATION ABOUT EACH OF THESE AS WE GO THROUGH THE PRESENTATION. NEXT IN THE LIST OF PUZZLE PIECES IS THE BOWIE UNDERPASS, ITEM 31. THIS WILL CONSIST OF TWO BRIDGE, ONE FOR THIRD STREET, ONE FOR THE UP RAILROAD, WITH DAYLIGHT IN BETWEEN, THE UNDERPASS, AND THE UNDERPASS WOULD BE -- AS ITS NARROWEST 14 FEET WIDE. NEXT IS THE BOWIE RIGHT-OF-WAY VACATION, SHOWN DEPICTED ON THE MAP AT THE VERY NORTH END CORNER OF THE GABLES TRACT. THIS WOULD BE AN EXCHANGE OF THE ESSENTIALLY REMNANT RIGHT-OF-WAY FOR A WASTEWATER EASEMENT AND THE ELIMINATION OF -- OF CLAIMS TO ACCESS TO THE GABLES TRACT FROM THE SOUTH. NEXT, ALTHOUGH NOT PART OF TODAY'S EFFORTS IN DISCUSSION, THE LANCE ARMSTRONG BIKEWAY IS SHOWN RUNNING ACROSS AND PARALLEL TO CESAR CHAVEZ, IT WILL BE A 12-FOOT WIDE TWO-WAY BIKEWAY, WILL CONNECT TO THE OTHER PATHS IN THE AREA ALONG WITH AND INCLUDING PFLUGER BRIDGE. FINALLY, THERE'S MAYBE TWO MORE, THE -- THE LIONS GABLES REALITY DEVELOPMENT -- REALTY DEVELOPMENT THAT YOU HAVE NOW APPROVED AS Z-7, WILL COME UP AS THE MASTER AGREEMENT IN ITEM 32, A 4.5-ACRE PARCEL OWN OWNED BY GABLES, WILL PROVIDE OFFICE RETAIL AND DEVELOPMENT ON THE SITE. THEN THE FINAL PIECE OF THE PUZZLE, WELL, TWO MORE PIECE OF THE PUZZLE. THERE IS PARKLAND IMPROVEMENT WHICH I WILL DISCUSS NEXT. AND THEN POTENTIAL SEAHOLM PARKING GARAGE. THIS IS INCLUDED

AS I THINK YOU HEARD AS KIND OF A SHELL PROVISION IN THE MASTER AGREEMENT TO ALLOW CONTINUATION OF -- OF A -- OF THE CITY GARAGE AT COST, BEING PAID FOR BY THE CITY, TO HELP [INDISCERNIBLE] BE CONSTRUCTED IF THE PROVISION TURNS OUT TO BE DESIRE I DON'T BELIEVE WHEN THE SEAHOLM DEVELOPMENT ITSELF IS BROUGHT TO COUNCIL FOR CONSIDERATION. MOVING ON, WHAT IS THE EXISTING CONDITION OF SAND BEACH PARKLAND? I HOPE THAT YOU CAN SEE THIS. THERE ARE -- THERE ARE FIVE DIFFERENT PARCELS OF PARKLAND THAT WE THINK OF WHEN WE ARE THINKING OF THIS SITE AND SAND BEACH. THIS IS A KIND OF A SIMPLE DEPICTION I THINK OF WHAT HAPPENS IN THE CURRENT CONDITION OR WHAT IS THE CURRENT CONDITION AND THEN WE WILL MOVE TO THE -- TO THE PROPOSED FUTURE CONDITION. FIRST, WE WILL LOOK AT THE FIVE INDIVIDUAL PIECES. THE FIRST PIECE IS -- IS ABOUT AN ACRE, 1.4 ACRES IS ON THE INSIDE SURROUNDED BY ARTERIAL ROADS, LAMAR, SANDRA MURIDA, CESAR CHAVEZ, WHAT I SAID EARLIER IS TOTALLY INACCESSIBLE AS ACTIVE PARKLAND. YOU THEN HAVE ANOTHER PIECE, NORTH OF IT, A THIRD PIECE THAT'S SEPARATE FROM THAT OTHER PIECE AND THEN ANOTHER PIECE TO THE EAST OF THAT. AND THEN FINALLY ANOTHER PIECE SEPARATE FROM THE OTHERS. IN MY VIEW, THEY ARE ALL SURROUNDED BY FRAGMENTED AND UNUSABLE JUST AS THE INITIAL LARGEST PIECE IT. IT'S THE -- IF THE DEFINITION OF ACCESS IS THAT YOU CAN WALK ACROSS THIS PARKLAND, THEN YOU CAN DO THAT. THIS MEETS THAT DEFINITION. BUT IF -- IF IT IS THAT YOU CAN PLAY FRISBEE OR THAT YOU CAN HAVE A FAMILY PICNIC ON THE SITE, I THINK THE ANSWER IS NO. THIS DOES NOT PROVIDE ACCESS THE WAY THE CITY OF AUSTIN WOULD LIKE IT TO. WE ALSO HAVE TWO OTHER PIECES OF PROPERTY THAT BECOME PART OF THE EQUATION THAT WE WILL LOOK AT NEXT. WITH REGARD TO -- TO CHANGING THE PARKLAND SO IT IS -- SO IT IS CONTIGUOUS AND USEFUL. THE CURRENT CONDITION, AGAIN, FIRST YOU HAVE A FAIRLY LARGE PIECE, THE SAND BEACH AREA OF 4.2 ACRES. THE CRESCENT AT ABOUT .2 ACRES. THEN YOU HAVE TO SUBTRACT FROM THE SAND BEACH AREA THE SANDRA MURIDA WAY, THEN ALL OF THESE OTHER COURT APPROVED ACCESS POINTS. WHAT YOU END UP WITH IN THE BEFORE IS AN AMOUNT OF PARKLAND OF ABOUT 2.787

ACRES. NOW, I CAUTION THAT EVEN THOUGH THESE NUMBERS ARE -- ARE THREE OR FOUR SIGNIFICANT DIGITS, THERE'S SOME DIFFICULTY IN BEING ABLE TO MEASURE SOME OF THESE PIECES OF PROPERTY. THEY ARE SMALL LITTLE PIECES, SOME ARE DONE BY METES AND BOUNDS, SOME DONE BY SURVEYS, SOME ARE BACK UP CURB, FOR THAT REASON THE NUMBERS TEND NOT TO -- TEND TO CHANGE SLIGHTLY AS WE LOOK AT THEM MORE CLOSELY. THEY WILL CHANGE IN THE FUTURE CONDITION AS -- AS WE ACTUALLY DO ENGINEERING DESIGN. SO THAT IS THE BEFORE CONDITION. WE HAVE GOT A TOTAL OF ABOUT 5.079 ACRES AND IT'S BROKEN UP AS SHOWN THIS WAY. WE GO TO THE PROPOSED FUTURE CONDITION, FIRST THERE WOULD BE THE BIO FILTRATION MEADOW, WHICH REMAINS AS PARKLAND AT .72 ACRES. THEN THE RIGHT-OF-WAY, WHICH GROWS SLIGHTLY, 1.732 ACRES BUT CONFIGURED AS YOU'VE HEARD EARLIER IN A GRID SYSTEM PATTERN. THAT WE BELIEVE IS PREFERABLE. FOR THIS KIND OF -- SITUATION. THEN YOU END UP WITH PARKLAND. A SEVERAL, SMALL PIECE, BUT YOU HAVE A MAJOR -- TWO AND A HALF ACRE CONTIGUOUS PIECE OF PARKLAND THAT IS -- THAT IS PROPERTY THAT -- THAT -- THAT CAN BE USED FOR ACTIVE PARKLAND PURPOSES. THE TOTAL SHOWN IS 3.3, 3.347- ACRES OF PARKLAND. TO SUMMARIZE THAT, THE DIFFERENCE BETWEEN THE BEFORE AND AFTER, IN TERMS OF THE AMOUNT OF PARKLAND, BUT RECONFIGURING THE ROADS AS WE HAVE SHOWN, WE ACTUALLY ADD ABOUT A HALF AN ACRE OF PARKLAND. WE ARE ACTUALLY IN ADDITION TO THAT AS I SHOWED, CREATING A TWO AND A HALF ACRE PIECE OF CONTIGUOUS USABLE PARKLAND WHERE SOMEBODY I THINK WOULD BE ABLE TO PLAY FRISBEE AND WOULD BE ABLE TO HAVE A PICNIC WITH THEIR FAMILY ON THE LAWN FOR LUNCH. LET'S LOOK AGAIN AT THE EXISTING CONDITION. YOU HAVE SEEN THIS PICTURE BEFORE. THERE'S A SERIES OF BICYCLES AND PEDESTRIAN PATHS. THE RECOMMENDED ALIGNMENT FOR THE PFLUGER BRIDGE EXTENSION, WESTERN ARM, TO A CENTRAL LANDING THAT IS SHORT AND DIRECT, AND THAT'S HIGHLIGHTED AS I JUST SHOWN ON THE MAP. AFTER CONTINUING TO THE ROUNDABOUT, THE BICYCLE AND PEDESTRIAN PATH KINS AT GRADE THROUGH A PRIVATE DRIVE. WHICH IS THAT NEXT PIECE WHERE IT SHARES A 72-FOOT RIGHT-OF-WAY WITH A

TWO LANE ROAD. THE PATHOGEN PASSES UNDER THIRD STREET AND THE UP TRACTS, REACHES GRADE ON EAST SIDE OF BOWIE STREET. THIS UNDERPASS WILL HAVE DAYLIGHT SECTIONS DESIGNED TO CONNECT TO A POTENTIAL FUTURE TRANSIT FACILITY, WHICH SHOULD BE LOCATED WE THINK IN THE VICINITY OF THIS UNDERPASS. FROM THERE BICYCLISTS AND PEDESTRIANS CAN PROCEED TO THEIR DESTINATIONS ON THE EXISTING NETWORK. THE PATH ALSO CONNECTS TO THE LANCE ARMSTRONG BIKEWAY SHOWN HERE RUNNING PARALLEL TO CESAR CHAVEZ AND TO OTHER PATHS THAT GO TO SEAHOLM. HERE'S A RENDERING OF WHAT THE PFLUGER BRIDGE EXTENSION MIGHT LOOK LIKE IN THE PROPOSED ALTERNATIVE THAT IS BEFORE YOU. IT WOULD CROSS CESAR CHAVEZ, LAND IN THE PARK AREA, AND THEN GO DOWN TO GRADE AS SHOWN HERE WITH THE -- WITH THE REALIGNED SANDRA MURIDA TO ITS WEST. NOW, THIS IS A - - A DEPICTION OF THAT 72-FOOT RIGHT-OF-WAY, I WOULD LIKE TO TAKE YOU THROUGH IT, START KNOWLEDGE FROM LEFT, MOVING TO THE -- STARTING FROM LEFT, MOVING TO THE RIGHT. I WILL HIGHLIGHT EACH SECTION. FIRST IN GRAY IS A 12-FOOT SIDEWALK ON THE WESTERN SIDE. THEN WE HAVE AN 8-FOOT FIRE DROPOFF AND LOADING AREA. THEN THERE ARE TWO 10-FOOT AUTO LANE, ONE IN EACH DIRECTION. THEN THERE AGAIN WOULD BE AN 8-FOOT DROPOFF, FIRE AND LOADING AREA. AND THEN AS HIGHLIGHTED IN YELLOW, IS A 12-FOOT DEDICATED BIKEWAY IN A DEDICATED PATH SHOWN IN YELLOW AND A FOUR FOOT PLANNING STRIP SHOWN PURPLE NEXT TO IT. THEN FINALLY, THE LAST PIECE IS AN 8-FOOT SIDEWALK. SO THAT'S HOW THE 72-FOOT PRIVATE DRIVE THROUGH THE DEVELOPMENT WOULD WORK. LET'S JUST TOUCH ON WHAT IS CONTAINED IN THE MASTER AGREEMENT. FIRST, THERE IS A -- AN ITEM TO RECONFIGURE AND REBUILD SANDRA MURIDA WAY AND RELATED ROAD SEGMENTS. THE WAY IT WAS CALCULATED WAS BASED ON A PRO RATA SHARE OF THE COST OF BUILDING THAT ROAD. THE PRO RATA SHARE MEANING WE DETERMINED WITH CONSULTANTS AND CITY ENGINEERING STAFF, HOW MUCH OF THE TRAFFIC GENERATED BY THE CITY SHOULD BE THE CITY'S SHARE OF THE COST AND HOW MUCH GENERATED BY BOTH SEAHOLM AND GABLES SHOULD BE THEIR SHARE OF THE COST. IT WAS FROM THAT BASIS

THAT A FORMULA WAS DERIVED TO ALLOCATE THE COSTS. IS THIS PART OF THE BIO FILTRATION AGREEMENT. THAT ONE IN VERY SIMILAR FASHION. WE DETERMINED THE TOTAL SUSPENDED SOLIDS THAT WOULD BE GENERATED BY EACH OF THE PIECES THAT COULD DRAIN TO THAT BIO FILTRATION MEADOW, IT INCLUDES LAND NORTH OF THE SITE, IT INCLUDES SOME OF LAMAR, SOME OF 3rd STREET, MORE THAN JUST THE CITY STREETS, THE NEW CITY STREETS, THERE'S THE OPPORTUNITY HERE TO PICK UP, AS I MENTIONED EARLIER, ADDITIONAL LAND. WE DETERMINED, AS BEST WE COULD, HOW MUCH OF THE OWE OVER THE TOTAL SUSPENDED SOLIDS, BASED ON IMPERVIOUS COVER AND OTHER CALCULATIONS WOULD BE GENERATED BY EACH PARCEL AND THROUGH THAT MECHANISM CAME UP WITH A FIGURE OF 55% AS THE SHARE TO CHARGE TO -- TO THE GABLES DEVELOPMENT. WE -- WE THEN HAVE AN ITEM TO RELOCATE THE 30-INCH SEWER LINE. THE SEWER LINE WILL BE TOTALLY AT THE EXPENSE OF GABLES. IT RUNS TO THE EASTERN SIDE OF THE TRACT AND THE BELOW INDICATION IT WOULD BE DOWN UNDERNEATH THE PRIVATE DRIVE WHERE THE CITY WOULD THEN HAVE ACCESS AND ACCESS EASEMENT TO GO TO THAT LINE SHOULD IT -- SHOULD THEY NEED TO REPAIR IT. THE NEXT ITEM, THE SAND BEACH PARKLAND IMPROVEMENTS. WHAT IS PROPOSED HERE IS THAT GABLES WOULD PROVIDE TO THE CITY IN AN ESCROW FUND \$275,000, TO DESIGN AND BUILD PARKLAND IMPROVEMENTS IN THE TWO AND A HALF ACRE PIECE OF PARK THAT -- THAT I SHOWED EARLIER. AND THAT THE PARKS DEPARTMENT WOULD HAVE TOTAL REVIEW AUTHORITY AND APPROVAL OVER THE DESIGN OF THE -- AND THE EXPENDITURE OF THOSE FUNDS. NEXT, IS AN EASEMENT FOR ACCESS THROUGH THE PROPERTY. WHAT WE WOULD GET FOR THAT 72-FOOT WIDE PRIVATE DRIVE IS A PERPETUAL EASEMENT FOR BIKE AND PEDESTRIAN PATH. THERE WOULD BE A PUBLIC ART CONTRIBUTION THAT'S INCLUDED IN THE MASTER AGREEMENT. GABLES WOULD CONTRIBUTE UP TO \$100,000 TO MATCH THE CITY'S ART IN PUBLIC PLACES PROGRAM, WHICH WOULD PROBABLY BE AT LEAST \$100,000 FOR ALL OF THE DEVELOPMENTS THAT WOULD BE TAKING PLACE IN THIS AREA. NEXT IS THE EXCHANGE AND THE VACATION OF THE RIGHT-OF-WAY AND

STREET DEDICATIONS THAT I HAVE MENTIONED EARLIER. THEN FINALLY, THE POSSIBILITY AGAIN THAT I MENTIONED OF THE JOINT USE PARKING FACILITY ON THE CRESCENT. SO THOSE ARE THE MAJOR ASPECTS OF WHAT IS CONTAINED IN THE MASTER AGREEMENT. I WOULD LIKE TO GO OVER THIS -- THIS LAST SLIDE WHICH IS PROBABLY VERY DIFFICULT TO SEE. BUT IT DOES CONTAIN I THINK THE -- SOME OF THE FINANCIAL INFORMATION THAT -- THAT MANY PEOPLE HAVE BEEN ASKING ABOUT. AND I'LL TRY -- EVEN THOUGH IT'S HARD TO SEE IT, TO GO THROUGH THE NUMBERS FOR EVERYBODY. WHAT -- IN BLUE THE FIRST FIVE LISTINGS ARE ITEMS THAT BOTH THE CITY AND THE GABLES ARE PARTICIPATING IN. I'VE REVIEWED THOSE ALREADY. BUT I WILL READ THE NUMBERS. THE TOTAL COST OF RIGHT-OF-WAY, I WILL ROUND THEM OFF IS 1.8 MILLION, OF WHICH THE CITY IS PUTTING UP 74%, AND THE DEVELOPER 26%. THE BIO FILTRATION MEADOW IS 721,000, BASED ON -- EVEN THOUGH SOME OF THESE THINGS HAVE NOT BEEN DESIGNED, BASED ON THE BEST ESTIMATES THAT WE COULD COME UP WITH FROM PRELIMINARY ENGINEERING WORK. THE CITY WOULD BE 45% AND GABLES 55%. THE RELOCATION OF THE 30-INCH LINE IS NUMBER 3. THAT WOULD BE 100%. GABLES ABOUT \$610,000. THERE ARE TRAFFIC SIGNALS THAT WOULD BE -- THAT WOULD BE NEW TRAFFIC SIGNALS ON CESAR CHAVEZ, FOR THE NEW SEGMENTS OF ROAD THAT WE ARE PROVIDING. AGAIN, THAT WAS DONE ON A FORMULA BASIS. SIMILAR TO WHAT WE ALWAYS DO WITH THE TIA. AND THERE THEIR SHARE OF THAT IS 13.8% AND THE CITY'S SHARE IS 86%. AND THEN FINALLY IN THAT FIRST GROUP IS WHAT WE CALL OFF-SITE PAVING AND DRAINAGE FEES. SINCE GABLES IS PARTICIPATING IN THE CITY'S ROAD CONSTRUCTION OF CITY STREETS, THEY ALSO ARE GOING TO BE PARTICIPATING IN PAYING THE FEES THAT THE CITY HAS TO PAY FOR THOSE ROADS. THAT'S WHAT NUMBER 5 IS. \$165,000, AND THEY WILL PAY 26% JUST AS THEY ARE PAYING 26% OF THE RIGHT-OF-WAY. THE NEXT -- THE NEXT SEVEN OR EIGHT ITEMS IN YELLOW, ARE THINGS THAT -- THAT WE HAVE NEGOTIATED AND RECEIVED COMMITMENTS FOR FROM GABLES IN THE MASTER AGREEMENT, WHERE THEY ARE PAYING 100% OF THE COSTS. THE FIRST AS I MENTIONED EARLIER IS THE PARKLAND IMPROVEMENTS OF \$275,000. THE NEXT ONE, NUMBER 8, IS PARKLAND MAINTENANCE, WE HAVE HAVEN'T

TALKED ABOUT THAT, BUT THEY HAVE AGREED TO MAINTAIN THE PARK IN PERPETUITY, WE HAVE ESTIMATED A 20 YEAR PRESENT VALUE, BUT WHAT THAT MIGHT BE AND THAT'S FOR 20 YEARS OUT, THAT'S \$243,000. NEXT, BIO FILTRATION MEADOW, EVEN THOUGH I HAVE MENTIONED IT ALREADY, AGAIN THEY ARE PROPOSING TO MAINTAIN THE BIO FILTRATION MEADOW AND AGAIN THE 20 YEAR PRESENT VALUE FOR WHAT WE THINK WOULD BE ABOUT \$20,000 A YEAR IS ANOTHER 243,000. THE -- THE NEXT ONE ON THE LIST IS NUMBER 10, THE COST OF CONSTRUCTION OF THE PRIVATE DRIVE. THEY ARE PAYING FOR THIS PRIVATE DRIVE, EVEN THOUGH THE CITY IS GETTING -- AS WE INDICATED EARLIER, A MAJOR AMENITY IN A BIKE AND PEDESTRIAN PATH. THAT'S \$143,000. THE COST OF BRINGING THE PRIVATE DRIVE TO THE DESIRED BIKE AND PED STANDARDS IS ANOTHER 230,000. SO IN ADDITION TO THE BASIC ROAD, THEY ARE PROVIDING AN ADDITIONAL EFFORT, ADDITIONAL WORK TO GET THAT BIKE AND PED PATH EXACTLY THE WAY THE CITY WOULD LIKE TO HAVE IT. NUMBER 12, PEDESTRIAN BIKE PATH MAINTENANCE. AGAIN, ANOTHER MAINTENANCE ITEM. THEY ARE GOING TO MAINTAIN THAT PRIVATE BIKE PATH OR THAT BIKE PATH ON THE PRIVATE ROAD WHERE WE WOULD HAVE AN EASEMENT, BUT THEY ARE GOING TO MAINTAIN IT. AGAIN ASSUMING IT'S ABOUT 20,000 A YEAR TO DO THAT MAINTENANCE. AGAIN ANOTHER 243,000. I HAVE ALREADY MENTIONED THE PUBLIC ART, WHICH IS NUMBER 13. ON THIS ONE I HAVE 2 13'S. THE SECOND NUMBER 13 FOR GREAT STREETS IS SOMETHING THAT WAS NEGOTIATED WITH THE PLANNING COMMISSION AND THEY HAVE AGREED FOR THE PRIVATE DRIVE AND -- AND WHAT -- AND THE STREET THAT PARALLELS CESAR CHAVEZ. ON THOSE TWO STREETS, THAT THEY WOULD PROVIDE THE GREAT STREETS TREATMENT. THEY ARE TOTALLY AT THEIR COST. FINALLY, THERE'S ONE ITEM THAT HASN'T BEEN MENTIONED SO FAR, AND THAT'S LISTED IN PURPLE. AND THIS IS SOMETHING THAT -- THAT I BELIEVE COUNCILMEMBER KIM HAS NEGOTIATED WITH THE DEVELOPER. AND WE HAVE ALREADY INCLUDED IT HERE, EVEN THOUGH -- EVEN THOUGH THE DEVELOPER HAS NOT YET BEEN BEFORE YOU TO INDICATE THEIR -- THEIR AGREEMENT. BUT THIS WAS NEGOTIATED A LITTLE EARLIER AND WE INCLUDED THIS IN THIS DRAFT OF THE -- OF MY PRESENTATION AND THEY HAVE AGREED TO

PROVIDE \$250,000 OF -- TO THE AFFORDABLE HOUSING TRUST FUND. SO -- THAT TOTAL AMOUNT OF -- OF OUR CONTRIBUTION, THE CITY'S CONTRIBUTION, TOWARDS THIS DEVELOPMENT AND WE'RE TALKING ABOUT THE PUBLIC IMPROVEMENTS OF THIS DEVELOPMENT IS TWO -- ABOUT TWO MILLION, 2,023,000. THE DEVELOPER PARTICIPATE BETWEEN WHAT THEY ARE PARTICIPATING WITH US IN THE BLUE, WHAT THEY ARE DOING IN THE YELLOW, IF YOU WILL, IS 3 AND A HALF MILLION. SO THAT'S I THINK A SUMMARY OF - - OF WHAT THEY ARE DOING, HOW THEY ARE PARTICIPATING IN OUR PUBLIC IMPROVEMENTS. I ALSO HAVE I WON'T GO INTO THIS, WE DID DO THE CALCULATION BY LAND USE, BY SEGMENT OF EACH OF THE ROADS TO DETERMINE WHAT WOULD BE THE APPROPRIATE AMOUNT OF TRAFFIC AND THEREFORE COST TO ASCRIBE TO EACH OF THE DEVELOPMENT PARCELS HERE AND THIS IS AN OVERVIEW OF THAT. MAYOR, MY PRESENTATION, AN OVERVIEW OF THE NEXT FOUR ITEMS THAT YOU HAVE ON YOUR AGENDA.

Mayor Wynn:, AS I HAVE BEEN ADVISED, OUR SEQUENCE HERE, SO MR. LIBRACH JUST DONE A GOOD JOB OF -- OF IN A VERY DETAILED WAY SORT OF ITEMIZING FOUR THINGS THAT WE NOW HAVE FOUR INDIVIDUAL ITEMS FOR. BUT THE FIRST SHALL BE TO TAKE UP OUR CHAPTER 26 PUBLIC HEARING, AS UNLESS MS. TERRY TELLS ME OTHERWISE.

McCracken: I THINK OUR FIRST IS TO DO THE 10:00.

Mayor Wynn: I WILL ENTERTAIN A MOTION TO WAVE COUNCIL RULES TO GO PAST 10:00 P.M. MOTION MADE BY COUNCILMEMBER MCCRACKEN, SECONDED BY THE MAYOR PRO TEM. ALL THOSE IN FAVOR PLEASE SAY AYE?

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

THE ONLY REASON THAT I AM HERE IS TO HELP YOU WITH THE PROCEDURE, MAYOR, IN CASE YOU HAD QUESTIONS.

COUNCIL, MY INSTINCT IS FOR US TO GO AHEAD AND TAKE UP THE ACTUAL CHAPTER 26 26 PUBLIC HEARING. THERE WOULD BE A FAIR AMOUNT OF CITIZEN INPUT WE TRUST. THAT MIGHT INSPIRE MORE DETAILS BY US. TAKE UP AFTER WE CLOSE THE PUBLIC HEARING, THEN CONSIDER

ESSENTIALLY FOUR DIFFERENT ELEMENTS.

THAT'S CORRECT.

WITHOUT OBJECTION WE WILL NOW GO TO THE ACTUAL ITEM 30. WHICH IS THE CHAPTER 26 PUBLIC HEARING AND WELCOME, MR. GORDON DURR.

GOOD EVENING. MY NAME IS GORDON DURR, I'M AN ENGINEER IN THE TRANSPORTATION DIGS WITH THE PUBLIC WORKS DEPARTMENT. I'M HERE TO PROVIDE YOU WITH INFORMATION ABOUT A PROPOSED ROADWAY CHANGE WHICH WILL IMPACT PARKLAND. AS WAS REQUIRED BY STATE LAW, THE PUBLIC HEARING IS TAKING PLACE FOR CITIZENS TO LET YOU KNOW THEIR VIEWS. NEXT I WAS GOING TO SHOW YOU EXISTING CONDITIONS, AUSTIN HAS SHOWN YOU 15 MINUTES OF THAT, SO THIS IS THE AREA. WHAT IS TRIGGERING THE CHANGE TO SANDRA MURIDA, THERE ARE A NUMBER OF PROJECTS IN THE NORTHEAST QUADRANT. MOST OF THOSE HAVE JUST BEEN DISCUSSED, WHICH WILL ALLOW YOU TO PRODUCE A MORE EFFICIENT ROADWAY NETWORK, DEVELOP USABLE PARKLAND AND PROVIDE FOR THE TREATMENT OF STORM WATER WRITTENOFF FROM THE AREA. TO LOOK AT THOSE IN A LITTLE MORE DETAIL. SINCE THE PFLUGER BRIDGE WAS COMPLETED, THERE'S BEEN A DESIRE TO EXTEND THE BRIDGE OVER CESAR CHAVEZ. YOU HAD A CITIZEN TASK FORCE WORKING WITH CITY STAFF, CONSULTANTS TO DEVELOP A RECOMMENDATION, WHICH YOU WILL BE BRIEFED ON NEXT. THE RECOMMENDATION IS A CENTRAL ARM WHICH WILL LAND ON THE CURRENT ALIGNMENT OF SANDRA MURIDA. CITIZENS STAFF CONSULTANTS HAVE ALMOST COMPLETED THE DESIGN OF THE LANCE ARMSTRONG CROSS TOWN BIKEWAY, IN THIS AREA IT WILL BE ALONG THE NORTH SIDE OF CESAR CHAVEZ. ONE OF THEIR RECOMMENDATIONS IS TO MAKE SANDRA MURIDA AND CESAR CHAVEZ INTERSECTIONS SMALLER. TO MAKE IT EASIER FOR BICYCLISTS TO CROSS. THERE'S ALSO A DESIRE TO ENHANCE ACCESS TO SEAHOLM SITE BY DEVELOPING A CONNECTION TO LAMAR BOULEVARD. THE GABLES DEVELOPMENT WHICH YOU HAVE APPROVED IS ON THE NORTH SIDE. THERE IS ALSO ACCESS TO POTENTIAL CRESCENT GARAGE ON THE CRESCENT SITE. WE WOULD

LIKE TO RESTORE THE LEFT TURNS FROM -- FROM THE EASTBOUND CESAR CHAVEZ, SO THE FOLKS CAN GO NORTH ON LAMAR DURING PEAK HOURS. AS WAS DESCRIBED EARLIER BY HEIDI ROSS. WE WOULD LIKE TO TREAT THE STORM WATER RUNOFF FROM THE AREA. AND WE WOULD LIKE TO REORGANIZE THE PROPERTY TO GIVE THE MAXIMUM USABLE PARKLAND. SO THE ELEMENTS OF THE PROPOSAL MANY OF WHICH YOU HAVE JUST SEEN, BUT -- AS FAR AS THE DETAILS ABOUT THE -- ABOUT THE PROPOSED ROADWAY SYSTEM, FIRST WILL BE THE REALIGNMENT OF SANDRA MURIDA, SO THAT THE INTERSECTION OF CESAR CHAVEZ WILL MOVE TO THE WEST ABOUT 150 FEET. THE RIGHT TURN BAY ON LAMAR, WOULD BE ADDED TO INCREASE THE Q SPACE FOR VEHICLES GOING NORTH ON LAMAR THAT WOULD THEN USE SANDRA MURIDA TO GET TO WESTBOUND CESAR CHAVEZ. THIS IS THE MAJOR MOVEMENT ON THE CURRENT SANDRA MURIDA. THE CONNECTION TO CESAR CHAVEZ IS ADDED FOR ACCESS TO THE SEAHOLM SITE AND THE CRESCENT. THE EAST-WEST ROADWAY COULD HAVE UP TO 25 PARALLEL PARKING SPACES TO REPLACE THOSE THAT ARE CURRENTLY IN THE AREA WHICH ARE SLATED FOR CONVERSION TO PARKLAND AND ROADS. TO CONNECT THE ROADS AND THE ENTRANCE TO THE PRIVATE DEVELOPMENT A ROUNDABOUT HAS BEEN PROPOSED. THIS WILL BE CONSIDERABLY SMALLER THAN THE ONE THAT HAS BEEN OPENED ON RIVERSIDE. IT ALSO HAS A BYPASS LANE FROM THE EAST TO THE SOUTH WHICH IS THE HEAVIEST MOVEMENT THROUGH THE AREA. ALSO, AS SHOWN, THERE'S A POTENTIAL FOR WATER QUALITY FACILITY. LOCATED WITHIN THE AREA THAT'S SURROUNDED BY LAMAR, SANDRA MURIDA AND CESAR CHAVEZ. THIS JUST SO HAPPENS TO BE THE LOWEST POINT ON THE PROPERTY WHICH IS THE IDEAL PLACE TO PUT A WATER QUALITY FACILITY AND IT'S THE LOGICAL CHOICE FOR THAT. THE REALIGNMENT OF THE ROADWAY AND REMOVAL OF THE CURRENT PARKING LOTS WILL PROVIDE A USABLE PARK SPACE OF ROUGHLY 600 FEET BY 220 FEET. THIS IS AN ILLUSTRATION OF WHAT THE BIO FILTRATION MEADOW COULD LOOK LIKE. ALTHOUGH THIS WOULD BE A SAND FILTER, PLANTS WILL COVER THE SAND AND NOT ONLY WOULD MAKE IT NICER TO LOOK AT, BUT THE PLANTS ARE SELECTED TO REMOVAL ADDITIONAL MATERIALS FROM THE

SAND WATER THAT FILTERS DO NOT ADDRESS. WATER QUALITY MUST BE BUILT FOR THE NEW ROADWAYS, EVEN THOUGH WE ARE REPLACING THE EXISTING ROADWAY ALL THE NEW ROADWAYS WE NEED TO TREAT THOSE. WE CAN ALSO SERVE OTHER EXISTING DRAINAGE IN THE AREA AND OTHER USES IN THE AREA. ARE THERE OTHER WAYS TO ADDRESS THE CHANGES WITHOUT -- ISSUES WITHOUT CHANGING SANDRA MURDA? THERE'S REALLY TWO ALTERNATIVES. ONE WOULD BE TO LEAVE SANDRA MURDA WHERE IT'S AT. ADD ADD TO THE PFLUGER BRIDGE [INDISCERNIBLE] STEPS WOULD BE TWICE AS LONG WITH A CORRESPONDING INCREASE IN COST FOR THE PFLUGER BRIDGE EXTENSION. ALSO REQUIRE WIDENING NEXT TO LAMAR BOULEVARD UNDER THE RAILROAD TRACKS AND WOULD FUNNEL THE BICYCLE AND PEDESTRIAN ACTIVITY TO FIFTH AND LAMAR, ALREADY A VERY BUSY INTERSECTION. STAFF FEELS THE PROPOSED ALTERNATIVE WHICH FUNNELS PEOPLE TO FIFTH AND BOWIE, WHICH IS BETTER AND SAFER WITH LESS DISRUPTION TO THREW TRAFFIC. IN ADDITION THE GABLES PROPERTY CURRENTLY HAS ACCESS RIGHTS DIRECTLY TO SANDRA MURDA AND CESAR CHAVEZ. ANOTHER ALTERNATIVE MIGHT BE TO ELIMINATE SANDRA MURDA ALTOGETHER. THIS WOULD GREATLY IMPACT THE FLOW OF TRAFFIC TO THE AREA AND REDUCE THE ACCESSIBILITY OF THE SEAHOLM AND LUMBERMEN'S PROPERTY. NEITHER OF THESE IS CONSIDERED FEASIBLE AND PRUDENT. THE PROPOSAL CONSOLIDATES PARK LANDS INTO A USABLE FIELD OF 600 BY 220 FEET. INCLUSION OF THE BIO FILTRATION MEADOW WILL RESULT IN CLEANER WATER GOING INTO TOWN LAKE, THE PFLUGER BRIDGE EXTENSION WILL TIE PARKLAND ACROSS CESAR CHAVEZ. TO SUMMARIZE STAFF RECOMMENDS THE PROPOSAL BECAUSE IT OFFERS MORE USABLE PARKLAND, MORE EFFICIENT ROADWAY NETWORK AND SHOULD MEAN THAT THERE'S CLEANER WATER GOING INTO TOWN LAKE. I AM SUPPOSED TO READ THE FOLLOWING TO YOU. THERE IS FOR FEASIBLE AND PREDIDN'T YOU ALTERNATIVE TO THE USE OF DEDICATED PARKLAND WHICH INCLUDES ALL REASONABLE PLANNING TO MINIMIZE HARM TO THE PARK. THE ADVERTISING DATES FOR THIS PUBLIC HEARING WERE JANUARY 8th, 15 AND 22nd 22nd.

Mayor Wynn: MS. PLUMBER READS WITH A LOT MORE ENTHUSIASM THAN YOU DO.

I'M SORRY. DOES SHE DO IT EARLIER IN THE EVENING?
[LAUGHTER] THE FOLLOWING BOARDS AND COMMISSIONS HAVE LOOKED AT THIS PROJECT AND THEY RECOMMENDED APPROVAL. THE ENVIRONMENTAL BOARDS' RECOMMENDATIONS SPECIFICALLY ASKED THAT THE WATER QUALITY FACILITY BE INCLUDED. IN CLOSING THE SLIDE SHOWS THE PROPOSAL, IN ADDITION IT SHOWS THE CONNECTION THROUGH THE GABLES PROPERTY FROM THE PFLUGER BRIDGE TO POINTS NORTH ALONG BOWIE STREET TO THE MARKET DISTRICT AND THE SHOAL CREEK HIKE AND BIKE TRAIL. IT WAS FELT THAT THE IMPLEMENTATION OF THESE PLANS WILL ENHANCE THE BIKE AND PEDESTRIAN ACTIVITIES AND ENHANCE THE MARKET DISTRICT DOWNTOWN AND POINTS NORTH. THAT'S OUR PRESENTATION.

Mayor Wynn: THANK YOU. SO COUNCIL THAT'S THE -- THE FORMAL PRESENTATION OF OUR CHAPTER 26 PUBLIC HEARING. WITHOUT OBJECTION, MY RECOMMENDATION WOULD BE WE GO STRAIGHT TO THE CITIZEN TESTIMONY, WHICH MAY INSPIRE OTHER QUESTIONS FOR MR. DURR OF US. THIS ISN'T LIKE A ZONING HEARING WHERE WE TAKE PEOPLE FOR AND AGAINST. THIS IS PUBLIC TESTIMONY ABOUT A -- ABOUT OUR CHAPTER 26 HEARING, SO WE WILL TAKE THESE IN THE ORDER OF THE FOLKS WHO SIGNED UP. MY INSTINCT IS A NUMBER OF PEOPLE HAVE LEFT. WE WILL READ ALL OF THE NAMES INTO THE RECORD FOR THE RECORD. FIRST SPEAKER IS ANDREA CLEMENTS. WELCOME. THEN A NUMBER OF FOLKS WANTED TO DONATE TIME TO YOU. I DON'T KNOW IF THEY ARE STILL AROUND. MARIE AND/OR JOSH McJILLTON. SANDY WILDER? HELLO. AND THOMAS JONES. SO ANDREA UP TO SIX MINUTES IF YOU NEED IT.

I NEED 30 SECOND.

ANDREW COMMENTS, PRESIDENT OF THE AUSTIN DOWNTOWN NEIGHBORHOOD SEWING. REALLY I'M SUPPORTIVE OF THE CHAPTER 26 REHAB ISSUE. ITEM 30. THE CREATION OF MORE PARKLAND THAN YOU HAVE NOW,

AND THE REALIGNMENT OF THE STREETS THE WAY -- THE WAY ENVISIONED IN THE SEAHOLM DISTRICT MASTER PLAN IS JUST -- JUST A NECESSARY THING AND I -- PART OF THE -- PART THE OF THE -- HEARTILY RECOMMEND APPROVAL. THANK YOU.

THANK YOU, MR. CLEMENTS. JOHN RISSOTO. I THINK JOHN HAS LEFT. SIGNED UP IN FAVOR. GLEN WEST WAS GOING TO DONATE TIME TO HIM ALSO IN FAVOR. JEFF JACK MAY HAVE LEFT EARLIER. SIGNED UP AGAINST AND PETER MCNEELY SIGNED UP WISHING TO DONATE MORE TIME AGAINST TO JEFF. IAN ENGLISH. HE LEFT. SIGNED UP IN FAVOR. LOOKS LIKE ROY WALEY?

I'LL DONATE MY TIME. BRAD WORK ARE ROUND ROCK WELL AGAINST [INDISCERNIBLE] DONATE TIME TO BRAD. LAURA MORRISON, ALSO SIGNED UP AGAINST. BROOK BAILEY OFFERING TIME TO LAURA. MARY ARNOLD, WELCOME BACK, MARY. AND SEE IS GENE STEVENS HERE? GENE WANTED TO DONATE TIME ALSO TO MARY. MARY YOU WILL HAVE THREE MINUTES IF YOU NEED IT. WELCOME.

GOOD EVENING, MAYOR AND COUNCIL. THIS IS -- I WAS MUCH YOUNGER WHEN I FIRST SPOKE AT THE CHAPTER 26 HEARING ON -- ON THE PARKLAND ISSUE FOR THIS PARTICULAR TRACT OF LAND. I NOW HAVE FOUR GRANDCHILDREN. BACK IN 1984, WE CAME DOWN AND SAID THAT WE DIDN'T THINK THAT THE CITY SHOULD BE DEDICATING A STREET TO A PRIVATE COMMERCIAL DEVELOPMENT. AND THEY DID IT ANYWAY. AND THAT'S ONE OF THE PIECES OF LAND THAT MR. LIBRACH IS CLAIMING THAT THE COURTS APPROVED AS ACCESS TO THE LUMBERMEN'S TRACT. AND I BEG TO DISAGREE. THE -- THE 13,391 SQUARE FEET OF THAT ROADWAY PRESUMABLY DEDICATED IN 1985 WAS TO BE BUILT BY TOWN LAKE JOINT VENTURE, THEY DO NOT EXIST. THE APPEALS COURT RULED THAT THEY COULD SEE NO WAY IN THE WORLD THAT THAT ROAD COULD BE CONSTRUCTED ACCORDING TO THAT ORDINANCE BY TOWN LAKE JOINT VENTURE BECAUSE THEY DID NOT EXIST AND THEY DID NOT FEEL THAT LUMBERMEN'S OR ANYBODY ELSE COULD BUILD THAT ROAD. SO I WOULD LIKE TO TAKE THAT ONE OFF THE LIST OF COURT APPROVED ACCESS TO LUMBERMEN'S. IT TALKS ABOUT THE

REALIGNMENT OF SANDRA MURDA, OF TAKING PARKLAND FOR BIO FILTRATION MEADOW, IT DOESN'T MENTION THAT THE ONLY WAY YOU ARE GOING TO GET AYE MORE PARKLAND "OUT OF THIS DEAL IS GIVING ACCESS TO THE LUMBERMEN'S TRACT IN A WAY THAT SATISFIES THEM, ONLY THEN WILL THEY RELEASE THE CLAIMS TO THE OTHER ACCESS POINTS. IT'S GOING TO TAKE UNDER THIS PROPOSAL IT'S GOING TO TAKE MORE LAND THAT THE CITY OWNS. TO MAKE THEM GIVE UP THEIR ACCESS ON THE PARKLAND. I'M NOT SURE WHAT WE ARE GAINING. THE .609 ACRES THAT WE GOT IN 2001 WE FELT WAS SAND BEACH RESERVE. YET THE SETTLEMENT AGREEMENT CLAIMS THAT IT WASN'T SAND BEACH RESERVE. THE CITY BACKED DOWN AND SAID OH, WELL. THERE WERE 2.2 ACRES OF SAND BEACH RESERVE ON THE LUMBERMEN'S TRACT. AND WE GOT BACK .609 ACRES [BUZZER SOUNDING] THAT'S GOING TO BE USED FOR RIGHT-OF-WAY TO SERVE LUMBERMEN'S. SO I DON'T KNOW THAT WE GOT ANYTHING BACK. IF YOU TALK ABOUT THE WALK -- THE PUBLIC WAY, FOR THE BIKE AND THE HIKE, THROUGH THE LUMBERMEN'S TRACT AS BEING AT NO COST TO US, I BEG TO DIFFER. WE ARE GETTING THAT BIKEWAY THROUGH THERE, BECAUSE WE HAVE GIVEN UP AN ACRE AND A HALF OR CLOSE TO AN ACRE AND A QUARTER OF SAND BEACH RESERVE PARKLAND TO LUMBERMEN'S ALREADY BY NOT PURSUING THE BOUNDARY DISPUTE AND THE BOUNDARY LAWSUIT THAT THE CITY FILED AGAINST LUMBERMEN'S BACK IN 1999.

Mayor Wynn: PLEASE CONCLUDE, YOUR TIME EXPIRED.

THIS IS NOT ACCORDING TO MY LOCAL PREFERENCES. I DON'T THINK WE SHOULD BE USING PARKLAND TO TAKE CARE OF THEIR STORM WATER, I THINK THERE ARE ALTERNATIVES TO THE TAKING OF PARK LAND FOR EXTRA ROADS. IN THE PARK. THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU, MS. ARNOLD. BY THE WAY YOUR GRANDCHILDREN ARE ALWAYS SHOWING YOUR INTELLIGENCE AND TENACITY. NEXT SPEAKER IS STEVE DRENNER. WELCOME. I HAVE NOBODY DONATING TIME TO YOU, SO YOU WILL HAVE THREE MINUTES. YOU WILL BE FOLLOWED BY KEN ALTIS, FOLLOWED BY KEVIN LEWIS.

IN THE INTEREST OF TIME I THOUGHT AUSTIN AND GORDON'S PRESENTATION MORE THAN ADEQUATELY COVERED THE RELATIVE FINANCIAL CONTRIBUTIONS. I DO THINK THAT THE AGREEMENT THAT HAS WITHIN NEGOTIATED OVER THESE MANY MONTHS WAS THOROUGHLY NEGOTIATED. I THINK THAT WE HAVE HAD A THOROUGH DISCUSSION AT EACH OF THOSE BOARDS AND COMMISSION STOPS THAT YOU SAW REFLECTED. MOST IMPORTANTLY MAYBE INCLUDING THE PARKS BOARD. ALL BOARDS AND COMMISSIONS HAVE SUPPORTED THESE ACTIONS FROM GABLES STANDPOINT, I WANT TO MAKE CLEAR KNOWING THAT THIS WAS A SEPARATE SET OF ITEMS, GABLES PROJECT WAS NEVER DEPENDENT, IS STILL NOT DEPENDENT ON ANY ONE OF THESE ADDITIONAL ITEMS OCCURRING. SO WHETHER THE CITY DECIDES THAT -- THAT THE SEAHOLM MASTER PLANNING ROADWAY NETWORK IS THE RIGHT THING TO DO OR NOT, IT DOESN'T IMPACT THE PARTICULARS OF THE GABLES PROJECT. SO THE IDEA THAT IN SOME WAY THAT -- THAT THE SUBSIDIZES THE GABLES PROJECT, I THINK IS BACKWARDS. I THINK WHEN YOU LOOK AT THOSE NUMBERS, IT ACCURATELY REFLECTS THAT IF THERE'S A SUBSIDY GOING ON, IT'S GOING THE OTHER DIRECTION. SO -- SO GABLES WILL CONTINUE. HAVE THEIR OWN FEELINGS ABOUT WHETHER IT'S A GOOD IDEA OR NOT. I THINK THAT WE HAVE AGREED IT WAS A GOOD IDEA AS WE WENT THROUGH IT. BUT OUR PROJECT WAS CERTAINLY NEVER DEPENDENT ON THIS PORTION OF YOUR AGENDA KNOWING THAT YOU WERE DEALING WITH BIGGER PICTURE ISSUES AND CERTAINLY -- THAN CERTAINLY OUR PROJECT. THE ONLY THING THAT I WOULD ADD TO WHAT MARY SAID IS THAT, YES, THAT'S TRUE, THE LEGAL ACCESS THAT GABLES CURRENTLY HAS TO ITS SITE IS CONTEMPLATED BEING EXCHANGED FOR SOME OTHER ACCESS. GABLES WOULD NOT GIVE THAT UP AND THEN NOT HAVE ACCESS AND IF YOU THINK THROUGH THAT, REALLY THE ONLY OTHER POSSIBLE ACCESS WOULD BE TO LAMAR IN SENDING THAT AMOUNT OF TRAFFIC DIRECTLY TO LAMAR I THINK IS PROBABLY THE WORST POSSIBLE THING THAT WE MIGHT DO. I THINK GORDON MENTIONED THE AFFORDABLE HOUSING COMPONENTS AND I WANTED TO VERIFY THAT THAT IS SOMETHING THAT THE DEVELOPER IS PLEASED TO DO. WE WILL BE MORE THAN HAPPY TO MAKE THAT CONTRIBUTION

WHEN THE CONSTRUCTION OF THE CONDO PROJECT OCCURS. SO I'LL BE HAPPY TO ANSWER QUESTIONS.

Mayor Wynn: THANK YOU, MR. DRENNER. COUNCILMEMBER KIM?

I'M SURE THAT PAUL HILGERS IS REALLY HAPPY TO HEAR ABOUT THE CONTRIBUTION TO THE HOUSING TRUST FUND. BUT I APPRECIATE YOU WORKING WITH US AND WORKING WITH ME TO -- TO TALK TO THE GABLES' REPRESENTATIVES AND TO WORK OUT THIS DEAL SO WE CAN HAVE MORE AFFORDABLE HOUSING AT LEAST IN TERMS OF THE PROGRAMS THAT WE HAVE AND I KNOW IT WILL BE, I GUESS WHEN -- WHEN ACTUAL CONSTRUCTION STARTS, THAT MAY BE IN TWO YEARS, RIGHT?

HOPEFULLY, SOONER.

SOONER, OKAY. WELL, THAT'S FINE, WE COULD USE IT SOONER. [LAUGHTER] BUT I APPRECIATE IT.

THANK YOU.

APPRECIATE IT.

Mayor Wynn: THANK YOU, COUNCILMEMBER. NEXT SPEAKING IS KEN ALTIS.

EVERYBODY HERE SIGNED UP FOR 29, 30, 31 AND 12. SO THIS WOULD BE YOUR CHANCE. THUS THE ONLY PUBLIC HEARING. THIS IS THE THE ONLY PUBLIC HEARING.

COUNCILMEMBERS, MAYOR PRO TEM, CITY MANAGER, I'M KEN ALTIS, I WAS MUCH YOUNGER WHEN THE MEETING STARTED. I BROUGHT THREE PHOTOGRAPHS, TWO OF THE POWER PLANT IN BALTIMORE DESIGNED BY THE ARCHITECT ON THE NEW SEAHOLM DEVELOPMENT TEAM, WHICH I THINK IS A BAD IDEA. ONE THIS IS A PICTURE OF MY DAUGHTER CARMEN THIS THIS PRIVATE PROPERTY NO TRESPASSING SIGN. POSTED ON CITY OF AUSTIN LAND. THIS IS THE LAND THAT -- THAT WE TRIED SO HARD TO GET. WE DID GET BRIEFLY AT THE SOUTH SIDE OF THE LUMBERMEN'S TRACTS, JUST WEST OF SEAHOLM. THIS INACCURATE POSTING PUTS

AN ACRE, MAYBE .6 OF AN ACRE OF PUBLIC LAND -- THIS LAND THE CITY RECENTLY REGAINED AFTER A MISTAKEN SURVEY PUT IT IN THE PRIVATE HANDS FOR 80 YEARS. IRONICALLY, THE DEVELOPER GETS IT BACK NOW WITH THE ROAD AND PARKING ON IT. I'M KEN ALTIS, FRIENDS OF SEAHOLM, I HAVE BEEN WORKING ON IT SINCE 1989. I WASN'T THE FIRST ONE THAT HAD THE IDEA, BUT THE FIRST ONE THAT DID ANYTHING ABOUT IT. WE WORKED TO CONVINCE CITIZENS THAT THE SEAHOLM POWER PLANT WAS A GREAT OPPORTUNITY FOR -- FOR THE WORLD CLASS CULTURAL FACILITY AND WE WERE SUCCESSFUL FOR A WHILE TO THE EXTENT THAT PAST COUNCILS IN THE 90s DEDICATED SEAHOLM FOR CIVIC AND CULTURAL USES AND SET IN MOTION A WIDE AND DEEP PUBLIC PROCESS TO DETERMINE WHAT SEAHOLM WOULD BE USED FOR. THEN NOTHING HAPPENED. THE CITY DID NOTHING FOR A FEW YEARS. AND THAT CHANGED DRAMATICALLY, THOUGH, WHEN LUMBERMEN'S, MAYBE IN 1999, DECIDED TO DEVELOP ITS LAND NEXT TO SEAHOLM. SO AUSTAN LIBRACH SAID THAT THE ROADS HERE REALLY CAME IN THE SEAHOLM PEOPLE. THEY DID NOT, THEY CAME FROM LUMBER MEN'S. IN FACT, WE HAD ALWAYS SEEN THIS LAND AS AN EXPANSION FOR SEAHOLM'S CULTURAL PROGRAMS. ALL OF A SUDDEN, THOUGH, WE HAD A PLAN CALLED THE SEAHOLM DISTRICT MASTER PLAN AND HAD A NEW ROAD FOR SEAHOLM. ACROSS THEIR SOUTHERN SIDE, ANOTHER ROAD AND SIGNAL ON SEAHOLM'S LOT. THESE ROADS, FLOODPLAIN PROBLEMS AND FOR THE DEVELOPER, BUT COSTS MILLIONS OF CITY DOLLARS, NEGATIVE IMPACTS SEAHOLM'S DEVELOPMENT. THOSE OF US, I WANT TO POINT OUT THIS IS THE BALTIMORE ONE. YOU SEE THIS HAS BEEN TOTALLY COMMERCIALIZED AND I JUST MAKES ME HEART SICK REALLY. THIS LOOKS TO ME LIKE THE WAY THIS IS GOING. THIS IS NOT WHY I WORKED ON THIS 17 YEARS AND PUT SEVERAL THOUSAND OF MY VOLUNTEER TIME TO SEE THIS KIND OF COMMERCIALIZATION OF THIS WONDERFUL ASSET. I'M AFRAID THAT THE COUNCIL DOESN'T HAVE A VISION OF A GREAT CITY. IN ANY CASE, THOSE OF US WHO WERE OPPOSED TO THE ELEMENTS OF THIS NEW SEAHOLM DISTRICT MASTER PLAN WERE EXCLUDED FROM PUBLIC MEETINGS BY THE STAFF AND -- DOES THAT MEAN THAT I

HAVE A MANUSCRIPT LEFT [BUZZER SOUNDING] IS THAT --

Mayor Wynn: THAT MEANS YOUR TIME IS UP, YOU CAN CONCLUDE.

A MINUTE LEFT? I WANT TO SAY THIS IS THE FIG LEAVE TO CALL THIS IS THE SEAHOLM MASTER PLAN, IT'S THE LUMBERMEN'S MASTER PLAN. ALL OF THE DETAIL, THE INVESTMENT OF THE CITY GOES TO THE LUMBERMEN'S, IT ALL HARMS SAEM, SEAHOLM. WHAT'S GOING TO BE? MAYBE A LOT LIKE THIS.

THANK YOU. KEVIN LEWIS? HE SIGNED UP WISHING TO SPEAK AGAINST, LINDA MCNEELY WAS GOING TO OFFER HER TIME AS WELL. COREY WALTON, WISHING TO SPEAK, AGAINST. STEPHANIE THOMAS? WELCOME BACK, STEPHANIE.

I'M STEPHANIE THOMAS WITH ADOPT OF TEXAS. THANK YOU, MAYOR AND COUNCILMEMBERS FOR THE OPPORTUNITY TO TESTIFY AGAIN. THIS WAS WHY I ORIGINALLY CAME TO THE COUNCIL HEARING TODAY WAS BECAUSE OF THE FACT THAT THE RIGHT NOW THERE IS NO WAY REALLY TO -- FOR PEDESTRIANS TO GET FROM SOUTH LAMAR TO NORTH LAMAR. IT SEEMS ABSURD THAT YOU CAN'T DO IN THIS DAY AND AGE AND THE WHOLE BRIDGE WAS BUILT AND WHEN YOU USE THAT BRIDGE AS A PEDESTRIAN TRYING TO GO UP AND DOWN LAMAR IT'S A JOKE. IT'S 20 MINUTES OUT OF YOUR WAY TO GO FROM FIFTH AND LAMAR TO GO TO RIVERSIDE AND LAMAR. WHICH IS CRAZY! AND SO I'M NOT, YOU KNOW, I HAVE A LOT OF RESERVATIONS ABOUT THIS PROJECT. BUT HAVING A ROUTE TO GET UP AND DOWN LAMAR IS CRITICAL. I MEAN IT'S REALLY IMPORTANT. AND YOU LOOK AT THE PICTURES THAT THEY HAVE UP THERE, ALL OF THOSE OTHER BIG BUILDINGS WITH LOTS OF MORE PEOPLE IN THEM, THEY ARE GOING TO WANT TO GET FROM SOUTH LAMAR TO NORTH LAMAR AND THEY ARE DOING THE SAME THING ON THE SOUTH SIDE OF THE RIVER. THESE PEOPLE ARE GOING TO NEED TO GET BACK AND FORTH TODAY. TODAY WE WENT UP, DOWN TO CESAR CHAVEZ, WE WENT ACROSS THEN YOU HAVE TO ROLL IN THE STREET ON SANDRA MURANDA AND THEN YOU HAVE TO ROLL IN THE STREET ON THAT UNDERPASS UNDER THE RAILROAD

TRACKS AND I ENCOURAGE ALL OF YOU TO DO THAT. BECAUSE YOU WILL SEE JUST HOW MUCH FUN THAT IS AND JUST HOW INVITING THAT IS TO CITIZENS AND JUST HOW GREAT IT IS TO GET OUT OF YOUR CAR. I ENCOURAGE YOU TO ALL DO IT. IT'S RIDICULOUS. THERE NEEDS TO BE A PATH. THIS PATH AT LEAST I -- AS I SAID, I HAVE MY RESERVATION, AT LEAST IT WOULD BE ACCESSIBLE AND A WAY TO GET ACROSS AND UP -- UP TO THE OTHER SIDE. BUT IF YOU DON'T DO THIS. DO SOMETHING BECAUSE THERE HAS GOT TO BE A WAY TO GET UP AND DOWN LAMAR. THAT'S REALLY ALL THAT I HAVE TO SAY.

Mayor Wynn: THANK YOU. MS. THOMAS, TECHNICALLY YOU SIGNED UP NEUTRAL, SO YOU ARE SPEAKING IN FAVOR OF WHAT IS THIS PFLUGER BRIDGE EXTENSION.

A PATH. IF IT'S GOING TO BE THAT PATH IT'S GREAT. SOME WAY TO GET UP AND DOWN THAT ROAD.

Mayor Wynn: FAIR ENOUGH. BOB KAFKA. KAFKA. I THOUGHT. IT SAID KAFID.

WELCOME BACK.

TURN MADE NIGHT I -- AT MIDNIGHT I TURN INTO A DUNG BEETLE.

I WANT TO REITERATE WHAT STEPHANIE JUST SAID. THE ONLY OTHER COMMENT THAT I REALLY WANT TO MAKE IS IF YOU DO GO FORWARD WITH THIS, IN TERMS OF WHAT WE HAVE SEEN WITH THE GABLES OVER THERE ON THIRD AND BOWIE AND THEIR LACK OF REGARD FOR FEDERAL LAWS OF ACCESS AND FAIR HOUSING, I WOULD REALLY MAKE A -- IN NEGOTIATIONS WITH THEM, MAKE THAT SOMETHING VERY, VERY FIRM IN YOUR NEGOTIATIONS BECAUSE AGAIN OBVIOUSLY THEY SAID TO YOU ALL ON THIRD AND BOWIE THAT IT WAS ACCESSIBLE TO ALL AND THEY BASICALLY NOW ARE FIGHTING US IN TERMS OF -- OF LAWSUIT BECAUSE THEY ARE NOT WILLING TO NEGOTIATE IN GOOD FAITH. SO AS YOU GO FORWARD, THE OTHER THING THAT I WANT TO MENTION IS, YOU KNOW, A QUARTER OF A MILLION OF THE HOUSING TRUST FUND IS A POSITIVE STEP. BUT I JUST WANTS TO AGAIN REITERATE IN TERMS OF THE DIVERSITY

OF CLASS THAT'S REALLY NECESSARY FOR DOWNTOWN AUSTIN, AGAIN, IF IT JUST BECOMES A CITY THAT ONLY HAS VERY WEALTHY PEOPLE IN THE CENTRAL CITY, REALLY MIXED INCOME IS WHAT'S GOING TO BE VIBRANT, YOU KNOW, WE TALK ABOUT DIVERSITY A LOT IN TERMS OF RACE, MEN, WOMEN, GENDER, BUT WE DON'T FREQUENTLY TALK ABOUT IT IN CLASS. EVEN THOUGH THAT MAY NOT BE OUR INTENTION IN TERMS OF SOME OF THE DENSITY, YOU KNOW I REALLY THINK WE REALLY NEED TO KEEP THAT HIGH IN TERMS OF THE TOTAL ALTHOUGH OF DOWNTOWN AUSTIN. THANK YOU. LOOK OF DOWNTOWN AUSTIN.

THANK YOU.

LORRAINE ATTARTON. SIGNED UP WISHING TO SPEAK, IN OPPOSITION. DARREN STEPHANIE WAS GOING TO DONATE TIME AS WELL. ROBERT BORN BARNSTONE. I BELIEVE LEFT. HE SIGNED UP WISHING TO SPEAK IN FAVOR. AND DIANA ZUNIGA AND BRET DENTON SIGNED UP DONATING TIME TO MR. BARNSTONE IN FAVOR. JERRY KARLSTON AND BARBARA KARL CITY OF SAN ANTONIO, I BELIEVE THEY LEFT. BOTH SIGNED UP WISHING TO SPEAK IN FAVOR. JED VOIGHT, WISHING TO SPEAK FAVOR, AS DID FREDDIE GONZALEZ. FREDDIE GONZALEZ. SIGNED UP IN FAVOR. ENGINE IF HER MCPHAIL. JENNIFER SIGNED UP WISHING TO SPEAK IN FAVOR, BUT SHE HAS LEFT. ERIC ANDERSON. ERIC-- THERE YOU ARE. WELCOME THREE MINUTES, YOU WILL BE FOLLOWED BY SUZANNE MASON OR MARK GENTLE.

THANK YOU AGAIN, MAYOR. MAYOR PRO TEM AND COUNCIL FOR -- FOR ANOTHER OPPORTUNITY TO SPEAK. I'M -- I'M EXCITED THAT AGAIN LIKE I SAID BEFORE WE ARE FINALLY MOVING FORWARD APPARENTLY ON THIS BRIDGE PROJECT. I'M NOT SURE WHAT TO SAY ABOUT THIS BUT I BELIEVE THE - - WHAT'S BEFORE YOU IN TERMS OF THE PFLUGER BRIDGE EXTENSION, I PREFER TO CALL IT THE CENTER ARM BECAUSE FOR -- FOR THE LAST FIVE OR SIX YEARS I'M SURE WE PRETTY MUCH DEBATED EVERY LEFT, RIGHT, UP, DOWN, CENTER UNDERNEATH ARM. AND THIS WAS ACTUALLY THOUGH -- THOUGH I'M NOT SURE IF IT'S GOING TO GAIN ME ANY FRIENDS BY MENTIONING THIS TONIGHT, BUT -- BUT WITH -- WITH PREVIOUS VOTE, BUT THE FIRST PERSON WHO -- WHO KIND OF SUGGESTED CENTER ARM WAS JAY HALEY

RECENTING THE LUMBERMEN'S AND THE PROPOSAL BY OVERLAND PARTNERS AT THE TIME SIX YEARS AGO WHEN THEY PRESENTED WHEN HE PRESENTED TO THE DOWNTOWN AUSTIN NEIGHBORHOOD ASSOCIATION. IT WAS JUST OUTSIDE OF THE SPAGHETTI WAREHOUSE AND THERE WAS GREG KILO, JENNA MCCANN, MYSELF, JAY HALEY, THE TWO OF US HAD THIS IDEA THAT, WELL, MAYBE WE SHOULD PUNCH IT RIGHT THROUGH THE CENTER. THAT NEVER HAPPENED. I THINK WHAT -- THE REASON IT HAPPENED NOW IS WE HAVE A VERY COOPERATIVE DEVELOPER. I HOPE EVERYTHING MOVES FORWARD WITH DUE SPEED. AND CLEARLY THE -- THE -- AS FAR AS THE CHAPTER 26, THE ROADWAY REALIGNMENT, AS AUSTIN MENTIONED EARLIER, THE -- THE -- THE BRIDGE COULD HAVE BEEN AFFECTED WITHOUT THE ROADWAY REALIGNMENT, BUT THE WHOLE PACKAGE ALTOGETHER I BELIEVE -- IS POSITIVE IN A NUMBER OF REGARDS. THE PARKLAND ON THE BRIDGE, A SAFER AND MORE APPROPRIATE STREET NETWORK FOR THE DISTRICT AND THE SITE. I GUESS A COUPLE OF THINGS THAT I WOULD LIKE TO FINISH UP WITH IS THERE ARE A COUPLE OF ELEMENTS THAT WE WILL BE DEALING WITH THIS IN THE NEXT STAGE OF DESIGN CONSTRUCTION. ONE I HEARD VERY GOOD NEWS THAT -- THAT THE -- THE SIGNAL PROPOSED IN BOWIE, HAS APPARENTLY MET WARRANT, I HOPE TO SEE THAT APPEAR SOMETIME SOON. THE OTHER ELEMENT THAT IS NOT EXACTLY IN THE PLAN TO BUILD AS FAR AS THE PFLUGER BRIDGE RIGHT NOW IS WE NEED AN OFF STREET CONNECTION CONNECTING OF THE [BUZZER SOUNDING] -- JUST A MOMENT, CONNECTING BOWIE STREET AND HENDERSON. IN OTHER WORDS, AS DEVELOPMENT OCCURS WE WILL CONSTRUCT THIS BIKEWAY UP ALONG BOWIE STREET. EVEN BEFORE THAT OCCURS WE WANT TO BE ABLE TO GET BOTH NORTHBOUND AND SOUTHBOUND FROM HENDERSON TO BOWIE, THE ONLY WAY WE CAN DO THAT IS TO HAVE SOME SORT OF OFF STREET FACILITY NEXT TO GSDM. ACCORDING TO THE PLAN. I THANK YOU VERY MUCH. SUZANNE MASON. SIGNED UP WISHING TO SPEAK IN OPPOSITION. MARK GENTLE, WELCOME, MARK. AND I THINK ROY WALEY WAS DONATING TIME, YOU WILL HAVE SIX MINUTES. WELCOME.

THANK YOU FOR THE OPPORTUNITY, MAYOR. MARK GENTLE,

FRIEND AND NEIGHBORS OF TOWN LAKE PARK, HERE TO DISCUSS WITH YOU POINTS WITH YOUR RECORD ON THE CHAPTER 26 HEARING. I'M GOING TO BORROW ONE OF AUSTIN LIBRACH'S SLIDES TO -- TO DISCUSS THAT WITH YOU, THE TRUTH IS I DIDN'T PREPARE A STATEMENT FOR TONIGHT, BUT WHEN I SAW THIS I REALLY WANTED TO ADDRESS IT. FIRST I WOULD LIKE TO ASK THAT YOU INCORPORATE THE MASTER AGREEMENT INTO THE RECORD OF YOUR PUBLIC HEARING UNDER CHAPTER 26 OF THE TEXAS PARKS AND WILDLIFE CODE. IF YOUR LEGAL COUNSEL WILL AGREE TO DO THAT. BECAUSE YOU CAN'T TALK ABOUT WHAT'S HAPPENING UNDER CHAPTER 26, FINDINGS THAT YOU HAVE TO MAKE WITHOUT HAVING THE MASTER AGREEMENT, BECAUSE THAT'S WHAT THE DEAL IS, BY THE WAY WHEN THEY GIVE THE LAUNDRY LIST OF THE BOARDS AND COMMISSIONS HAVE THE EVALUATED THESE ISSUES, REMEMBER THAT -- THAT THE MASTER AGREEMENT DID NOT COME OUT UNTIL DECEMBER 15th. ALL OF THOSE BOARDS AND COMMISSIONS I BELIEVE HAPPENED BEFORE THAT. WHEN WE WENT TO THE PARKS BOARD WE DIDN'T HAVE THE MASTER AGREEMENT, WE HAD NO CLUE WHAT THE REAL DEAL IS. BUT THE MASTER AGREEMENT LAYS OUT EXACTLY WHAT IS INTENDED FOR EACH OF THE THINGS THAT YOU HAVE GIVEN NOTICE ON FOR THE CHAPTER 26 HEARING.

LET ME GET RIGHT TO IT. THE NOTICE IS INADEQUATE BECAUSE IT DOES NOT INCLUDE ALL THAT YOU INTEND TO DO IN THE PARKLAND. SPECIFICALLY, SAND BEACH IS UNDER THE MASTER AGREEMENT, THAT IS A PERMANENT LICENSE AGREEMENT THAT YOU HAVE GIVEN THE GABLES AND THEIR SUCCESSORS TO DO WHATEVER THEY SEE FIT WITH LIMITED OVERVIEW BY THE CITY. BECAUSE YOU ARE CONTRACTUALLY GIVING AWAY CERTAIN OPPORTUNITIES FOR THE PUBLIC FOR RE-EVALUATE THAT. THE SAND BEACH PARKLAND ISM IMPROVEMENTS WERE NOT IN YOUR NOTICE. UNDER THIS HEARING. SHOULD HAVE BEEN. SAND BEACH PARKLAND IMPROVEMENTS ARE NOT GOING TO BE SUBJECT TO THE CITY'S STANDARD MINORITY WOMEN OWNED BUSINESS OPPORTUNITIES. I DON'T KNOW OF ANOTHER PARK PROJECT, OF AN OUTSIDE VENDOR THAT YOU NOT ASKED FOR THAT KIND OF PARTICIPATION. THE

RECONFIGURATION, VUMPING TO THE RECONFIGURATION, THE REBUILDING OF SANDRA MURADA, IN THE MASTER AGREEMENT IT SAYS THAT THE -- THAT THE PURPOSE OF THAT REALIGNMENT IS TO PROVIDE ACCESS TO GABLES. IT DOESN'T MENTION SEAHOLM. YOU CAN DO A WORD SEARCH IN THAT DOCUMENT. WE ARE NOT TALKING ABOUT SEAHOLM. SO WHEN WE GET TO CHAPTER 26, YOU ARE SAYING OKAY THIS IS GOING TO GIVE YOU ACCESS TO SEAHOLM. THAT'S NOT WHAT THE AGREEMENT SAYS. IT SAYS ACCESS TO GABLES. SEAHOLM, AS I FOUND OUT BY MY VARIOUS OPEN RECORDS REQUESTS, IS NOT YET OPEN TO THE PUBLIC. THERE'S NO PUBLIC PARTICIPATION OR ACCESS TO THE INFORMATION ABOUT WHAT IS HAPPENING AT SEAHOLM. SO IT IS IMPOSSIBLE FOR YOU TO MAKE A FINDING BASED UPON WHAT HAS -- WHAT IS HAPPENING AT SEAHOLM BECAUSE IT NOT YET AVAILABLE. SO YOU -- UNDER CHAPTER 26 YOU HAVE TO MAKE A PUBLIC USE FINDING, YOU CAN'T DO IT. IF YOU ARE SAYING THAT THE -- THAT THE LINKAGE OF THE ROADWAY IS FOR THE ACCESS TO SEAHOLM, IT'S CONTRARY TO THE MASTER AGREEMENT AND IT'S CONTRARY TO WHAT IS PUBLICLY AVAILABLE IN THE RECORD. YOU CAN'T MAKE THAT FINDING. BIO MILL TWAITION MEADOW. YOU CAN REDO THAT. YOU CAN'T MAKE THE FINDING THAT THERE'S NO PROVEN ALTERNATIVE. THERE'S NO WAY THAT YOU CAN MAKE THAT BECAUSE THE PROPOSAL, THE PEOPLE WHO HAVE PROPOSED THE GABLES THOMAS HAVE SAID THEY DON'T HAVE TO HAVE THAT. THAT'S A VOLUNTARY USE OF PUBLIC LAND THAT ELIMINATES THE ACCESS FROM ANY PUBLIC PERSON TO GO INTO HAS AREA. THIS IS PROTECTED PROPERTY UNDER STATE LAW. YOU ARE PROPOSING TO TURN IT INTO A DRAINAGE DITCH, YOU ARE PROPOSING TO MAKE IT A -- A PAVED ROADWAY. AND ON THE PARKLAND IMPROVEMENTS, THERE'S NO SCOPE OF WORK THIS THAT PROPER PROCUREMENT. THERE'S NO INDICATION OF WHAT THEY ARE REALLY GOING TO DO WITH IT. FROM THE OUTSIDE IT LOOKS LIKE THEIR FRONT YARD. EXCHANGE AND VACATE RIGHT-OF-WAY AND STREET DEDICATIONS. NOT IN YOUR NOTICE FOR CHAPTER 26 SHOULD HAVE BEEN. FUNDAMENTALLY IMPORTANT, CLEANING UP OF THAT ENTIRE TRACT OF PARKLAND PROPERTY. THAT NEEDS TO BE RENOTICED AND REDONE. AS DOES EACH OF THE POINTS

THAT I'VE LAID OUT. SO I DON'T THINK IT'S RIGHT YET FOR CHAPTER 26 FINDING AS YOUR STAFF PROPOSED. AND I'M GOING TO CONCLUDE WITH THAT. THANK YOU VERY MUCH.

Mayor Wynn: EXCUSE ME. THANK YOU, MR. GENTLE FOR GOOD POINTS THAT WE WILL BRING UP HERE IN A FEW MINUTES. ROSS SMITH WELCOME BACK.

THANK YOU. JUST A QUICK COMMENT ABOUT THE ROUNDABOUT. THE ENGINEER SAID THAT THIS WILL BE SMALLER THAN THE ONE ON RIVERSIDE. IF THAT'S THE CASE, THEN YOU ARE GETTING DOWN TO THE ONES THE SIZE THAT ARE ON WEST MARY STREET. WHICH ARE QUITE SMALL. THIS IS A VERY HIGH TRAFFIC AREA, YOU ARE GOING TO BE SQUEEZING A LOT OF CARS THROUGH A SMALL PIPE. AND SO I SUGGEST THAT YOU LOOK VERY CAREFULLY ABOUT WHETHER THIS IS -- THE BEST DESIGN FOR MOVING ALL OF THAT TRAFFIC THROUGH THERE. IT'S NOT A DESIGN THAT PEOPLE IN AUSTIN ARE VERY FAMILIAR WITH. AND SO I SUGGEST THAT YOU ASK STAFF TO KEEP A CLOSE EYE ON HOW THINGS ARE WORKING ON RIVERSIDE, WEST MARY TO SEE IF THIS IS REALLY GOING TO WORK THERE. THE OTHER OWE QUICK QUESTION FOR MR. LIBRACH. WHERE SANDRA MURAIDA ENTERS, HITS CESAR CHAVEZ I BELIEVE THEY SAID THEY WERE GOING TO BE TRAFFIC LIGHTS THERE. ARE THERE STILL GOING TO BE PEDESTRIAN CROSS WALKS? THERE WILL BE. OKAY GOOD. IT WASN'T CLEAR FROM HIS DIAGRAMS. THANK YOU.

Mayor Wynn: THANK YOU, MR. SMITH. COUNCIL, AT LEAST ACCORDING TO THE SEEN UPTHINGS, IT BEEN A LITTLE WACKY, THAT'S ALL OF THE FOLKS THAT WANTED TO SPEAK. ANY ADDITIONAL CITIZENS THAT WANT TO ADDRESS US DURING THIS PUBLIC HEARING? IF YOU WILL READ WITH ME, THE NUMBER OF FOLKS IN ADDITION TO THE PEOPLE WHO I HAVE READ WISHING TO SPEAK WHO WEREN'T HERE, NAMES ARE IN THE RECORD NOW, THE FOLLOWING FOLKS HAVE SIGNED UP NOT WISHING TO SPEAK. I WILL RUN THROUGH THIS REAL QUICKLY. DAVID HIRSCH, FOR, CAROL GIBBS AGAINST, CRYSTAL [INDISCERNIBLE] FOR, DOUGLAS HAYS FOR, KELLY WINCH FOR, KATHLEEN FOR, JOHN McGINTER, FOR, CRAIG GROWNA FOUR, ... FOR, CHRISTA MAINS FOR, ... CHARLIE MACABE FOR, TOM TURKLE FOR, FOLLOWING ARE

ALL FOR. VICTORIA NASHVILLE, BILL BRICE, KEN MILLS, EVERETT, CANDICE DIMER, MICHELLE ALLEN ALL FOR. MICHELLE KNEELLAND. AMANDA FOR. ALEXA KNIGHT, THOMAS BUTLER, BRET ROAD, BRET EUBANK, CHARLIE FOWLER, JENNIFER ROYAL, JULIE KITCHEN, GABRIEL BROWN ALL FOR. PAUL SEALS AGAINST. ADAM MOORE FOR, SCOTT WURST FOR, TOM HURT FOR, PETER [INDISCERNIBLE] AGAINST. THE FOLLOWING ARE ALL IN FAVOR: JOHN HORTON, AN MAKE MARTIN, RASHID SLAM, KAREN [INDISCERNIBLE], STEVE METCALF, ALL FOR. DAN GRAPE AGAINST. FOLLOWING ARE ALL IN FAVOR. LINDA [INDISCERNIBLE], SCOTT JOHNSON, CRAIG [INDISCERNIBLE], RON CRANSTON, SUSAN DANIELS, MOLLY ALEX AN DER, TEDD SIFF ALL IN FAVOR, MICHAEL MEYER AGAINST. COUNCIL I BELIEVE THE ADVICE THAT WE HAD FROM LEGAL STAFF AS TO THE SEQUENCING OF THIS. WE HAVE NOW HAD THE FORMAL STAFF PRESENTATION SPECIFICALLY ON THE CHAPTER 26 HEARING. WE HAVE HAD INPUT NOW FROM CITIZENS AND WITH THAT I BELIEVE WE CAN ACCEPT THE MOTION TO CLOSE THE PUBLIC HEARING.

THAT'S CORRECT.

MOTION MADE BY COUNCILMEMBER LEFFINGWELL. SECONDED BY COUNCILMEMBER MCCrackEN TO CLOSE -- JUST TO CLOSE THE PUBLIC HEARING OF THIS CHAPTER 26 PROCEEDING. ALL IN FAVOR PLEASE SAY AYE?"

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7-0. TO CLOSE THE PUBLIC HEARING. NOW, QUESTIONS, COMMENTS? I HAVE A COUPLE. A NUMBER OF CITIZENS, PARTICULARLY JUST RECENTLY, MR. GENTLE TALKED ABOUT SEVERAL LEGAL ISSUES. ONE BEING NOTICE. CHALLENGING SEVERAL VERY SPECIFIC ELEMENTS OF THE CONCEPT OF NOTICE. ISSUE ABOUT WHETHER THE MASTER AGREEMENT IS OR WILL BE IN THE RECORD. THEN THE CONCEPT OF -- OF NO PRUDENT AMOUNT ACTIVE. ESSENTIALLY I THINK ALTERNATIVE ESSENTIALLY I THINK SAYING THERE ARE OTHER ALTERNATIVES, THEREFORE THAT IS NOT A FINDING. CAN YOU HELP US WITH THAT RAUL.

RAUL CARDERON WITH THE LAW DEPARTMENT. THE HEARING REALLY IS FOR COUNCIL TO MAKE A

DETERMINATION THAT THERE ARE NO FEASIBLE AND PRUDENT ALTERNATIVES TO WHAT IS BEING RECOMMENDED. GORDON DURR MADE THE PRESENTATION OF THE ALTERNATIVES TO THE ROADWAY LEAVING SANDRA MURIDA AS IT IS. ALSO REMOVE IT. NEITHER OF WHICH WOULD SOLVE THE PROBLEM CREATE UNDERSTAND WHAT WE ARE TRYING TO DO OUT THERE. THE TRAFFIC PROBLEMS WOULD NOT BE RESOLVED. SO WHAT YOU HAVE HERE IS A PRESENTATION THAT THE ONLY FEASIBLE AND PRUDENT ALTERNATIVES IS WHAT HAS BEEN PRESENTED TO YOU. IN TERMS OF THE NOTICE AND NOTICE REQUIREMENTS, IT'S TO GIVE THE -- THE PUBLIC AN OPPORTUNITY TO COME HERE AND KNOW WHAT IS BEING PRESENTED. IT DOESN'T HAVE TO LAY OUT ALL OF THE SPECIFICS. IT JUST HAS TO GIVE PEOPLE AN OPPORTUNITY TO COME HERE AND INFORM THEMSELVES PREVIOUS TO COMING HERE AND THEN BE ABLE TO HAVE THIS -- THIS COMMENT HERE. WE HAVE POSTED THIS PARTICULAR CHAPTER 26 HEARING FOR FOUR PARTICULAR INSTANCES. WE POSTED IT IN NOVEMBER, DECEMBER, JANUARY, 12th AND NOW IN FEBRUARY. SO THERE HAS BEEN PLENTY OF OPPORTUNITY FOR -- FOR THE PUBLIC TO INFORM ITSELF, TO BE HERE AND MAKE COMMENT. SO WE ARE CONFIDENT THAT WE CERTAINLY FOLLOWED THE LAW AND COMPLIED WITH ALL OF THESE REQUIREMENTS. IN TERMS OF THE MASTER AGREEMENT BEING IN THE RESOLUTION, AGAIN THAT IS NOT REQUIRED. IT IS SEPARATELY CONSIDERED. THAT IS IN THE PUBLIC RECORD. AND IT IS NOT IN THE RESOLUTION THAT IS BEFORE YOU TO VOTE ON THE CHAPTER 26 HEARING.

Mayor Wynn: IS IN THE --

IT'S NOT. IT'S IN THE RECORD, BUT IT IS NOT PART OF YOUR RESOLUTION.

Mayor Wynn: OKAY. THANK YOU. QUESTIONS, COMMENTS?
COUNCILMEMBER ALVAREZ?

Alvarez: YES, MAYOR. I THINK -- IF WE COULD JUST SHOW AGAIN SORT OF THE LITTLE PIECE OF PARKLAND THAT WE ARE TALKING ABOUT? BECAUSE I THINK EVERYONE KEEPS REFERRING TO THE BIG SQUARE PIECE OF PORK LAND THAT'S CREATED -- PARKLAND THAT'S CREATED THROUGH

THE REALIGNMENT OF THE VARIOUS STREETS. BUT IN TERMS OF THE PARKLAND THAT WOULD ACTUALLY BE AFFECTED BY WHAT'S BEING CONSIDERED HERE IT'S ACTUALLY PRETTY SMALL PIECE. COUNCIL THIS IS ONE DEPICTION OF THAT .609 AH. YOUR QUESTION?

I WAS CURIOUS ABOUT WHICH PARTICULAR PIECE OF PARKLAND WE ARE SAYING IS BEING USED FOR THIS PARTICULAR PURPOSE BECAUSE THAT -- THAT BLUE TRIANGULAR PIECE, IS THAT ACTUALLY ZONED FOR PARKLAND? OR DEDICATED PARKLAND? THAT'S WHAT THE CHAPTER 26 EFFECT IS IF I'M NOT MISTAKEN.

THE AREA IN GREEN ON THIS PARTICULAR SLIDE IS THE AREA THAT WE'RE TALKING ABOUT THAT'S SUBJECT TO THE CHAPTER 26 HEARING. THAT IS THE PARKLAND THAT EXISTS TODAY. ALTHOUGH THERE'S -- THERE'S ACTUALLY SOME MORE RED, DIDN'T SHOW UP HERE. THE AREA IN BLUE, THE .609 ACRES, AS I THINK WE HAVE HEARD EARLIER IS A PIECE OF LAND THAT CAME TO THE CITY IN A SETTLEMENT AND IT IS -- IT IS FOR THE PURPOSE OF RIGHT-OF-WAY. AND IT IS NOT ZONED FOR PARK. IN ADDITION WE PURCHASED THE CRESCENT AND PRIOR TO THIS EVENING IT WAS NOT ZONED. BOTH OF THOSE, BOTH A PIECE OF THE 609 PARCEL AND A PIECE OF THE CRESCENT WOULD BECOME PARKLAND BECAUSE WE WOULD CHOOSE TO DEDICATE IT AS WE HAD SHOWN IN THE FUTURE CONDITION. SOME OF IT WOULD BE RIGHT-OF-WAY, SOME OF IT -- THE REST OF IT WOULD BECOME PARK. SO THAT'S WHAT HAPPENED TO THE .609-ACRE AND THAT SMALL LITTLE PIECE, .211 ACRES OF THE CRESCENT. THEN YOU GET THE REALIGNMENT OF THE ROADS SO THAT THE REALIGNMENT TAKES SOME PARKLAND THAT'S WHY WE ARE HAVING THE CHAPTER 26 HEARING. WHILE IT GETS RID OF SOME RIGHT-OF-WAY AND REARRANGES THINGS SO THAT THERE'S A NET INCREASE IN PARKLAND, EVEN SO YOU STILL HAVE TO HAVE A CHAPTER 26 HEARING BECAUSE YOU ARE USING EXISTING PARKLAND IN A DIFFERENT WAY.

BUT IT'S -- IT'S SHOWN IN GREEN IN TAKE PARTICULAR EXHIBIT. EXHIBIT.

THAT'S CORRECT. THAT'S TO BELIEVE PART THAT'S SUBJECT

TO CHAPTER 26 THAT WE ARE BRINGING BEFORE YOU TONIGHT.

THANK YOU. I BELIEVE YOU ALREADY SPOKE TO THE ISSUE OF WHY -- YOU KNOW, THIS PARTICULAR LEGITIMATE WAS PREFERABLE TO -- ALIGNMENT WAS PREFERABLE TO OTHER AL LIME. I APPRECIATE -- ALIGNMENT. I APPRECIATE YOU CLARIFYING THAT.

THANK YOU, COUNCILMEMBER. FURTHER COMMENTS, QUESTIONS? COUNCILMEMBER DUNKERLY?

Dunkerly: MR. LIBRACH, EARLIER THIS EVENING ONE OF THE SPEAKERS WAS REFERRING TO, OUR PORTION OF SOME OF THESE IMPROVEMENT ON THE PROPERTY, TOTAL COMES TO -- WELL OVER 5.5 MILLION, BUT I THINK THE SUGGESTION WAS WHEN CITY STAFF WANTS TO COME WITH MONEY TO BUDGET FOR SOMETHING, WE CAN USUALLY FIND IT. WE DO TRY TO BE CREATIVE WHENEVER THE COUNCIL WANTS, WE HAVE ALWAYS TRIED TO BE CREATIVE WHENEVER THE COUNCIL WANTED TO DO SOMETHING. BUT THIS PARTICULAR MONEY, IF I WERE, HAS BEEN CUTTINGED FOR SEVERAL YEARS AND IT WAS ORIGINALLY INTENDED FOR THE REALIGNMENT OF -- OF SANDRA MURAIDA WAY BECAUSE WE AT LEAST THE STAFF THOUGHT THAT THAT NEEDED TO BE REALIGNED TO -- TO IMPROVE THE TRANSPORTATION IN THAT AREA. MAYBE 2001, 2002, FROM THE QUARTER CENT CAPITAL METRO --

YOU ARE EXACTLY RIGHT COUNCILMEMBER, THIS WAS BUDGETED WELL BEFORE WE STARTED WITH GABLES ON THIS DEVELOPMENT. IT WAS SOMETHING THAT WAS DONE WITH QUARTER CENT. COUNCIL DID BUDGET \$2 MILLION FOR ROAD IMPROVEMENTS IN THIS AREA, PLUS AT THE SAME TIME I THINK THE SAME BUDGET YEAR THEY BUDGETED MONEY FOR THE PFLUGER BRIDGE AND FOR THE BRIDGE IN THE TUNNEL UNDER THIRD STREET THE U.P. REALLY. NONE OF THESE THINGS HAVE BEEN DESIGNED WE ARE HOPE THANK THE MONEY WE BUDGETED TWO OR THREE YEARS AGO, WILL BE ADEQUATE. BUT IN FACT THE THINKING ABOUT THIS WITH CAPITAL METRO WAS DONE TWO OR THREE YEARS AGO. [ONE MOMENT PLEASE FOR CHANGE IN

CAPTIONERS]

McCracken: CAN WE APPROVE THEM AS A GROUP?

Mayor Wynn: MS. TERRY?

MAYOR AND COUNCIL, YOU CAN APPROVE THEM AS A GROUP. THE MOTION NEEDS TO SPECIFY THAT YOU'RE MOVING APPROVAL ON EACH ONE OF THE ITEMS. YOU HAVE CLOSED YOUR CHAPTER 26 HEARING, SO NOW YOU CAN PROCEED TO VOTE ON ALL OF THEM AND YOU CAN LUMP THEM ALL IN ONE MOTION.

McCracken: THEN WHAT I WILL DO IS I WILL MOVE TO APPROVE ITEM NUMBER 29, MOVE TO APPROVE ITEM NUMBER 30, MOVE TO APPROVE ITEM NUMBER 31, AND I'LL MOVE TO APPROVE ITEM NUMBER 32 AS A GROUP, AND I'LL JUST SAY BRIEFLY WHY. IT'S THAT AS WE KNOW FROM WHAT SAID EARLIER WITH THE AMERICAN PLANNING ASSOCIATION ANALYSIS OF WHAT MAKES A TRANSITORY DEVELOPMENT SUCCEED, THINGS LIKE STREETS AND SIDEWALKS AND ARE NOT LUXURIES, THEY ARE FUNDAMENTAL COMPONENTS TO MAKE A TRANSIT ORIENTED DEVELOPMENT SUCCEED BECAUSE YOU'RE TRYING TO GET PEOPLE TO WIEWK AND USE RAIL AND -- WALK AND USE RAIL AND NOT RELY ON CARS. TO DO THAT YOU'VE GOT TO HAVE A PLACE FOR THEM TO WALK. YOU'VE GOT TO HAVE THE CONNECTIVITY, AND SO WE ALSO KNOW THAT YOU HAVE TO HAVE THE -- YOU HAVE TO HAVE THE INTEGRATION OF PEDESTRIAN OR WHYIENED DEVELOPMENT OR THE PARKS TO MAKE THE PARKS SUCCEED. WHAT WE HAVE RIGHT NOW IS PARKLAND IN NAME ONLY, BUT IT IS NOT FUNCTIONING PARKLAND. I CHALLENGE -- I'LL BET YOU MAYBE FIVE PEOPLE A MONTH THAT USE THAT PARKLAND CHRKS A SHAME. WHAT WE'RE DOING TONIGHT IS APPROVING A PROCESS THAT WILL RESULT IN THIS -- I ANTICIPATE BEING ONE OF THE MOST HEAVILY, IF NOT THE MOST HEAVILY USED PARK IN THE CITY BECAUSE IT WILL OPEN UP A CONNECTION WITH DOWNTOWN AND GIVE A GREAT PARKLAND ON THE NORTH SIDE OF DOWNTOWN. EARLIER TODAY WE RECEIVED A BRIEFING ON THE ENVISION CENTRAL TEXAS BOND PACKAGE, WHICH SPOKE ABOUT INVESTING IN INFRASTRUCTURE FOR DRAINAGE, SIDEWALKS AND ROADS

IN THE URBAN CORE, TO BRING DENSITY INTO THE URBAN CORE. THIS IS ENTIRELY CONSISTENT, EXACTLY THE SAME PROCESS. I THINK IT'S A POSITIVE STEP FORWARD.

Mayor Wynn: THANK YOU, COUNCILMEMBER. SO WE HAVE A MOTION ON THE TABLE BY COUNCILMEMBER MCCRACKEN TO --

Dunkerley: SECOND.

Mayor Wynn: SECONDED BY COUNCILMEMBER DUNKERLEY. MISS TERRY?

MAYOR, I SPECIFICALLY INQUIRED OF MR. CARL DEREASON IF FINDINGS WERE NECESSARY ON THE CHAPTER TWIK PROCEEDING, AND HE SAID THEY WERE NOT NECESSARY, THAT YOU'VE HAD YOUR EVIDENCE AND THE FINDINGS ARE -- THE EVIDENCE IS IN THE RECORD AND THE RECORD STANDS FOR ITSELF. I WOULD LIKE TO RECOMMEND AN ORDER ON THE MOTION IF I COULD, PLEASE. THE RECOMMENDED ORDER THAT I WOULD SUGGEST TO YOU IN APPROVING THESE ITEMS IS THAT I WOULD DROP AGENDA ITEM 29 TO THE VERY LAST SO THAT IT IS CLEAR IN YOUR MOTION THAT YOU ARE APPROVING THE MASTER -- YOU'RE APPROVING THE CHAPTER 26 PROCEEDING, THE EXTENSION OF THE PFLUGER BRIDGE, THE MASTER AGREEMENT, AND THEN THE VACATION OF THE BOWIE STREET RIGHT-OF-WAY.

McCracken: THANK YOU, MS. TERRY. TO CLARIFY MY MOTION WAS TO APPROVE IN ORDER, ITEMS 30, THEN 31, THEN 32 AND THEN FINALLY ITEM 29.

Mayor Wynn: THANK YOU, COUNCILMEMBER. THAT IS THE MOTION, SECONDED BY COUNCILMEMBER DUNKERLEY. FURTHER COMMENTS? COUNCILMEMBER KIM.

Kim: ON THE AFFORDABLE HOUSING COMPONENT, DO WE NEED TO INCLUDE THAT IN THE MOTION FOR THE MASTER DEVELOPMENT AGREEMENT?

THANK YOU FOR BRINGING THAT UP. IN TERMS OF THE MOTION AND THE CONTRIBUTION TO AFFORDABLE HOUSING, YOUR MOTION SHOULD SPECIFY THAT THAT IS PART OF THE

AGREEMENT AND THAT THAT SHOULD BE INCLUDED IN THE AGREEMENT AND THE STAFF WILL DO THAT.

OKAY.

COUNCILMEMBER MCCracken, DO YOU CONSIDER THAT A FRIENDLY AMENDMENT?

I DO CONSIDER THAT A FRIENDLY AMENDMENT.

Mayor Wynn: COUNCILMEMBER DUNKERLEY.

Dunkerley: AS I DO.

Mayor Wynn: THANK YOU, COUNCILMEMBER KIM.
COUNCILMEMBER ALVAREZ.

Alvarez: JUST A COUPLE OF QUESTIONS. I JUST WANTED TO CLARIFY BASED ON SOME OF THE PUBLIC COMMENT, I THINK SOME OF THE CONCERNS I HEARD IN MEETING WITH THE CITIZENS HAD TO DO WITH THE FUNDS THAT THE APPLICANT WAS SUPPOSED TO INVEST IN PARKLAND IMPROVEMENTS AND WHETHER THOSE PARKLAND IMPROVEMENTS WOULD BE ON THAT BIK LAWN THAT WE'RE CREATING ON THIS REALIGNMENT ON THE VARIOUS STREETS. CAN SOMEONE CLARIFY THAT THAT'S THE CASE? I BELIEVE THE CONCERN IS THERE'S MAYBE A SWATH OF OUR CITY OWNED LAND, WHICH MAY BE PARKLAND THAT'S ON THE NORTH SIDE OF THAT REALIGNED EAST-WEST STREET, SO THE CONCERN WAS THAT MONEY MAY BE SPENT ON THAT PARKLAND VERSUS THE LAWN WHERE MOST OF THE PARK RELATED ACTIVITIES MAY OCCUR. I JUST WANT TO MAKE SURE EVERYBODY UNDERSTANDS THAT THAT IS THE INTENT BEHIND THAT PROVISION.

COUNCILMEMBER, THAT IS CORRECT. THAT IS THE INTENT. THE MONEY IS LIMITED TO WHAT YOU'RE CALLING THE LARGER TWO AND A HALF ACRE PIECE OF PARKLAND. THAT'S WHERE IT WILL BE SPENT AND ANY EXPENDITURE FROM THAT 275,000 WOULD BE REVIEWED FIRST BY THE PARKS DEPARTMENT STAFF TO DETERMINE WHETHER IT MEETS THEIR REQUIREMENTS. >>

Alvarez: GREAT. THE OTHER ISSUE THAT I THINK HAS BEEN RAISED BY VARIOUS INDIVIDUALS IS THE WHOLE QUESTION OF THE -- WHAT WE'RE CALLING THE BOWIE STREET TUNNEL WERE NOT TO OCCUR, THEN WHAT HAPPENS TO OUR BIKE AND PEDESTRIAN ACCESS, ALTHOUGH WE'RE HOPEFUL THAT IF IT PROCEEDS THE WAY IT'S BEEN ENVISIONED, BUT WERE THAT TO OCCUR, THERE IS AN ALTERNATIVE IN TERMS OF THE EXTENSION OF THE PFLUGER BRIDGE AND THEN PROVIDING ACCESS TO THE NORTH. SO IF YOU COULD SPEAK TO THAT A LITTLE BIT.

YES. FIRST OF ALL, THE ACTIVITY WITH THE UNION PACIFIC RAILROAD HAS BEEN GOING ON FOR OVER A YEAR AND IS WORKING VERY WELL. THEY'RE VERY ANXIOUS TO FIND A SOLUTION BECAUSE THEY HAVE SOMETHING LIKE 600 ILLEGAL CROSSINGS OF THAT RAILROAD TRACK IN THAT VICINITY EVERYDAY. SO THEY WOULD VERY MUCH LIKE TO IMPROVE THE SAFETY FROM THEIR STANDPOINT AS WELL AS OUR CONCERNS. SO THAT'S MOVING VERY WELL AND WE FULLY EXPECT, WE'VE ALREADY -- WE GOT OUR ENGINEERS WORKING WITH THE UNION PACIFIC TO DETERMINE -- INSERT A BRIDGE INTO THAT AREA. SO THAT THE YURNTD PASS WOULD WORK. IF FOR WHATEVER REASON THAT DOESN'T HAPPEN, WE STILL FEEL THAT THE STRAIGHT ARM THAT WE'RE RECOMMENDING TONIGHT IS THE WAY TO GO. WHAT HAPPENED THEN IS THAT HIKE AND BIKE PEDESTRIANS WOULD HAVE TO MOVE TO THE EAST TO THE VIA DUCT OF THE EXISTING BRIDGE AND THEN UP AND AROUND THROUGH THE SEAHOLM DEVELOPMENT AREA AND INTO VARIOUS LOCATIONS. SO IT WOULD BE A BE TOUR THAT WE WOULD NOT LIKE TO SEE, BUT I THINK THAT THAT'S PROBABLY WHAT WOULD END UP HAVING TO HAPPEN.

Alvarez: AND THEN FINALLY THE OTHER -- ONE CONCERN THAT HAD BEEN RAISED OR AT LEAST EXPLAINED OR PRESENTED TO THE COUNCIL WAS THE ISSUE OF WHETHER THE DEVELOPMENT ON THE GABLES TRACT WAS BEING ALLOWED TO USE THE CRESCENT TRACT FOR TRAFFIC ACCESS. AND SO IF YOU COULD SPEAK TO THAT A LITTLE BIT ABOUT THE USE OF THE CITY'S PROPERTY POTENTIALLY BY THIS PROPOSED DEVELOPMENT.

NO, THERE IS NO PROPOSAL BY GABLES TO USE ANY OF THE

CRESCENT. AT ONE TIME EARLY ON IN THE NEGOTIATIONS WE THOUGHT THAT MAYBE THEY WOULD BE BECAUSE OF THE UNUSUAL ANGLES OF THE CRESCENT AND THEIR PROPERTY, THAT THERE MIGHT BE SLIGHT INCURSIONS HERE AND THERE, BUT AT THIS POINT WHERE WE ARE WITH THE PROPOSAL BEFORE YOU, THERE WOULD NOT BE ANY USE OF THE CRESCENT. NOW, IF WE DO WORK OUT AN ARRANGEMENT FOR A GARAGE, THE CITY WOULD GET ACCESS TO CITY PROPERTY, TO THIS GARAGE, MOST LIKELY FROM GABLES' PROPERTY SO THAT IT WOULD BE SORT OF THE REVERSE. AND THEN FROM TIME TO TIME, OF COURSE, THERE WOULD BE THE NEED FOR WATER AND WASTEWATER TO GET ACCESS TO THEIR LINE, WHICH MIGHT BE NOT ONLY ON THE -- THROUGH THE CRESCENT, BUT THEN ON TO THE GABLES PROPERTY. AND THERE MIGHT BE SOME PUBLIC SAFETY REASONS TO GET BACK IN THERE. BUT FOR NORMAL PURPOSES THE GABLES DOES NOT HAVE ACCESS TO THE CITY'S LAND. >>

THANK YOU, MR. LIBRACH AND THANK YOU, MAYOR. I JUST WANTED TO MAKE SURE THAT THE CITIZENS WHO WERE RAISING THE ISSUE KNEW THAT WE WERE MAKING SURE THAT THE ISSUES WERE ADDRESSED AND WHEN I MET WITH THE GROUP OF CONSTITUENTS, THEY ALSO PROVIDED A PRETTY LENGTHY LIST OF QUESTIONS THAT HAS BEEN OR TO WHICH THE STAFF HAS PROVIDED RESPONSES. AND I BELIEVE SOMEONE MENTION THAT HAD THEY HAD ALREADY RECEIVED A COPY FROM ANOTHER COUNCIL OFFICE OF THOSE RESPONSES, SO -- BUT THAT INFORMATION IS AVAILABLE, THOSE RESPONSES TO THOSE QUESTIONS FOR THOSE WHO WANT THAT INFORMATION. BUT THANK YOU, MR. LIBRACH AND ALL THE STAFF MEMBERS FOR BEING VERY DILIGENT ABOUT PROVIDING THAT INFORMATION.

Mayor Wynn: COUNCILMEMBER LEFFINGWELL.

Leffingwell: I JUST WANT TO REAL QUICKLY GO OVER SEVERAL ITEMS HERE. AND THE FIRST IS THE BIO FILTRATION POND. IT IS ON PARKLAND, YES, THAT'S TRUE, BUT IT IS USABLE PARKLAND. IT WILL BE DRY MOST OF THE TIME. IT'S ALSO PLANNED TO BE AN EDUCATIONAL FEATURE AND WATER QUALITY TREATMENT FEATURE THAT I BELIEVE WE WOULD NEED EVEN IF THE REALIGNMENT OF SANDRA

MURAIDA WAY WAS NOT DONE. SO -- AND WE ALSO HAVE HEARD FROM STAFF THAT THE FOOTPRINT OF THIS TREATMENT AREA, BIO FILTRATION POND, WOULD BE THE SAME WITH OR WITHOUT GABLES' PARTICIPATION, THE ACTUAL AREA THAT IT COVERS WITH GABLES' PARTICIPATION THE POND IS ONLY -- THE BIO FILTRATION AREA IS ONLY DEEPER, IT'S NOT BIGGER. SO WITH THEIR PARTICIPATION, NOT INCREASING THE FOOTPRINT, AS I SAID, THEY ARE PAYING FOR OVER HALF OF THE COST OF CONSTRUCTION AND ALSO FOR PERPETUAL MAINTENANCE AS WE HAVE DISCUSSED. TO ME THAT SOUND LIKE A GOOD DEAL. THE REALIGNMENT OF THE ROAD RESULTING IN SOME EXCHANGE OF PARKLAND, DIFFERING OPINIONS ON HOW THAT ADDS UP, STAFF HAS INDICATED THAT IT'S OVER PLUS HALF AN ACRE. OTHERS DISAGREE WITH THAT, BUT AT ANY AT ANY RATE, IT'S VERY CLOSE AND TO ME IT SEEMS CLEAR THAT WITH THE REALIGNMENT THERE IS MORE USABLE PARK SPACE THAN THERE WAS PRIOR TO THE REALIGNMENT. THE LANDSCAPING OF THE PARK AREA IS AN IMPORTANT FACTOR TO ME. IT'S BEEN ARGUED THAT IT'S JUST GOING TO BE DECORATION FOR THE GABLES' FRONT YARD. WELL, MAYBE THAT'S TRUE, BUT I SAY IT'S ALSO GOOD FOR THE PARKLAND AND IT IS AN AMENITY THAT IS AVAILABLE TO ANY CITIZEN OF AUSTIN OR FROM ANYWHERE, I GUESS. IT'S PUBLIC LAND. SO IF IT BENEFITS THEM, I THINK IT ALSO BENEFITS THE REST OF US TOO. FINALLY, I TALKED IN THE ZONING HEARING A LITTLE BIT ABOUT THE BICYCLE PEDESTRIAN FACILITY AND SAID I THINK IT WAS A MODEL FOR WHAT WE SHOULD BE LOOKING FOR IN THIS CITY AND OTHER SIMILAR THINGS. I THINK IT WILL BE A LANDMARK IN THE FUTURE WHEN IT GETS BUILT. I HOPE IT GETS BUILT. AND SO I THINK THOSE THREE FACTORS ARE ALL PLUSES FOR ME AND ADD TO THIS PACKAGE AND THEREFORE I'LL BE SUPPORTING THE MOTION.

Mayor Wynn: THANK YOU, COUNCILMEMBER. FURTHER COMMENTS, QUESTIONS? AGAIN -- COUNCILMEMBER KIM.

Kim: I WANT TO THANK THE STAFF FOR THEIR WORK ON THIS. IT LOOKS LIKE IT WAS A VERY CHALLENGING PROJECT WITH FITTING ALL THE DIFFERENT PIECES AND DIFFERENT RIGHTS OF WAY AND THE ACCESS AND A LOT OF DIFFERENT PARTS TO FIT TOGETHER, SOY APPRECIATE YOUR EFFORTS IN

PUTTING IT TOGETHER. I KNOW IT MUST HAVE BEEN VERY DIFFICULT, CHALLENGING PROJECT FOR YOU. SO I WANTED TO ALSO THANK YOU FOR MEETING WITH THE AUSTIN NEIGHBORHOOD COUNCIL AND THEIR REPRESENTATIVES YESTERDAY. I THINK THAT -- THEY HAD AN OPPORTUNITY TO GET SOME OF THEIR QUESTIONS ANSWERED AND TO GET SOME INFORMATION THEY WOULDN'T HAVE HAD OTHERWISE. I APPRECIATE THE STAFF FOR THEIR TIME IN PUTTING TOGETHER THE RESPONSES. I KNOW IT WAS QUITE LENGTHY AND SO I'M SURE THAT SOME OF THEM DO APPRECIATE THAT. I DO CERTAINLY. I WOULD LIKE TO SEE IN THE FUTURE HOW WE CAN CONTINUE TO WORK WITH THE NEIGHBORHOODS AND THE NEIGHBORHOOD REPRESENTATIVES TO GET THEM INFORMATION THEY NEED, MAYBE A LITTLE BIT SOONER SO THAT THEY CAN HAVE SOME INPUT ON THE PROCESS AND SO THAT WE CAN MAKE SURE THAT ALL OF THESE PROJECTS WORK, NOT JUST FOR THE CITY, BUT ALSO JUST EVERYONE WHO IS GOING TO BE USING THEM AS WELL. SO THANK YOU.

Mayor Wynn: THANK YOU. FURTHER COMMENTS, QUESTIONS? AGAIN, WE HAVE A MOTION AND A SECOND ON THE TABLE TO APPROVE THESE ITEMS 30, 31, 32 AND 29. MS. TERRY?

WITH THE AMENDMENT ON THE MASTER DEVELOPMENT AGREEMENT FOR THE 250,000 FOR THE AFFORDABLE HOUSING.

Mayor Wynn: YES, THANK YOU VERY MUCH. THE MOTION AS OUTLINED BY MS. TERRY ON THE TABLE. 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 ALL VERY MUCH. MS. BROWN, THERE BEING NO MORE BUSINESS BEFORE THE AUSTIN CITY COUNCIL, WE STAND ADJOURNED. IT IS 11:16 P.M.

End of Council Session Closed Caption Log



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