

## Closed Caption Log, Council Meeting, 08/14/06

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Mayor Wynn: The Austin council meeting to conduct a public hearing regarding the potential annexation of the what's known as the lost creek area. I don't have an agenda in front of me, but I

[Inaudible]

Mayor Wynn: SO I WOULD LIKE TO SAY A FEW COMMENTS BEFORE I SUSPECT WILL BE A STAFF PRESENTATION. SO WE HELD A SIMILAR PUBLIC HEARING LAST THURSDAY DOWN AT THE CITY COUNCIL CHAMBERS AND THE FORMAT WHICH WAS STRUCTURED BY STATE STATUTE IS THAT YOU HAVE IN ALL POTENTIAL ANNEXATIONS YOU HAVE PUBLIC HEARINGS, OF COURSE, AND YOU HAVE ONE IN YOUR NORMAL FORMAT, THIS WAS LAST THURSDAY AT CITY COUNCIL MEETING, AND THEN YOU GO OUT AND BY MANDATE HAVE TO HAVE ONE ESSENTIALLY IN OR ADJACENT TO AT SOME FACILITY IN OR NEAR THE PROPOSED AREA TO BE ANNEXED. WE'VE DONE THIS A NUMBER OF TIMES OVER THE LAST 10 YEARS OR SO AND THE LAST NINE YEARS I'VE BEEN AT ALL OF THEM. BEFORE I ASK CITY STAFF TO GIVE A PRESENTATION THAT I TRUST WILL BE VERY SIMILAR TO WHAT FOLKS HEARD THURSDAY NIGHT, I WOULD LIKE TO JUST SAY A FEW WORDS GENERALLY ABOUT ANNEXATION AND ABOUT SORT OF WHY WE'RE ALL HERE. I'LL START WITH THE FACT THAT TEXAS AS A STATE RANKS 50th, BUCK NAKED LAST PLACE WHEN IT COMES TO STATE ALLOCATING STATE FUNDS TO THEIR RESPECTIVE MUNICIPALITIES. OVER THE LAST COUPLE OF YEARS, I'VE ACTUALLY GOTTEN TO KNOW A NUMBER OF

MAYORS FROM OTHER STATES, WE WORKED TOGETHER ON SEVERAL NATIONAL ISSUES, AND IT'S VERY COMMON IN CERTAIN STATES FOR A LARGE PORTION, EVEN A MAJORITY OF A CITY'S BUDGET TO ACTUALLY BE ALLOCATED BY THEIR RESPECTIVE STATE LEGISLATORS. TEXAS HAS A DIFFERENT PROCESS. THE STATE OF TEXAS GIVES CITIES NO MONEY. WHAT THEY DO IS THEY GIVE CITIES A REMARKABLY LIBERAL LEEWAY ON RAISING REVENUES BECAUSE THEY WON'T GIVE CITIES ANY. AND THIS IS JUST A PHILOSOPHICAL STRUCTURE OF HOW OUR STATE WORKS. EVERYTHING FROM FEES AND FINES AND SALES TAX AND PROPERTY TAX, ET CETERA. IN PART BECAUSE OF THAT, WHEN WE GO UP TO WALL STREET ESSENTIALLY EACH YEAR, AS DO MANY LOCAL GOVERNMENTS, AND GO CALL ON THE BOND RATING AGENCIES, IT'S A BIG DEAL AND IT'S VERY IMPORTANT TO ALL LOCAL GOVERNMENTS, STANDARD AND POORS AND MOODY'S ARE THE TWO WE CALL ON, BECAUSE THEY WILL RATE ESSENTIALLY THEY RATE ALL LOCAL GOVERNMENTS' FINANCIAL RISK. AND THEY ARE SMART MEN AND WOMEN. AND THEY KNOW EVERYTHING THERE IS TO KNOW ABOUT THE TEXAS STATE CONSTITUTION AS ANTIQUATED AND ARCAIC AS IT IS. AND WHEN WE SHOW UP AT THEIR MEETINGS, THEY KNOW EVERYTHING ABOUT YOUR MUNICIPALITY. I WAS AMAZED TO GO THERE MY FIRST TIME FIVE, SIX YEARS AGO AND THESE ANALYSTS OR THESE WALL STREET BOND HOUSES CAN FIRST AND FOREMOST THEY CALL UP A G.I.S. SATELLITE IMAGERY OF YOUR CITY AND ASK ABOUT RECENT VOTES YOU HAVE TAKEN. THEY ALL SUBSCRIBE TO THE AUSTIN CHRONICLE AND THE AUSTIN AMERICAN STATESMAN, AND THEY WILL LOOK AT ADJACENT AREAS, PARTICULARLY ADJACENT AREAS TO YOUR MUNICIPAL BOUNDARIES THAT ARE DEVELOPED. AND ONE OF THE FIRST QUESTIONS THEY WILL ASK ARE, SO, WHEN ARE YOU GOING TO ANNEX THIS AREA. I WAS AMAZED TO GO TO MY FIRST MEETING WITH STANDARD AND POORS AND AN ANALYST ASK ME WHEN ARE YOU GOING TO ANNEX ONION WEEK. I SAID EXCUSE ME? WHEN ARE YOU GOING TO ANNEX ONION CREEK. MY ANSWER, AS SOON AS YOU WANT ME TO. BECAUSE THE BOND RATING AGENCIES PLAY A VERY IMPORTANT ROLE TO THE FINANCIAL WHEREWITHAL OF ALL CITIES. AND OF COURSE THE CITY OF AUSTIN, WE'RE VERY PROUD OF OUR BOND RATING. WE'RE VERY PROUD THAT

DURING A SUSTAINED ECONOMIC DOWNTURN, ESSENTIALLY BOTH OF THE BOND HOUSES OVER TIME INCREASED AUSTIN'S BOND RATING AT A TIME WHEN VIRTUALLY EVERY OTHER CITY AS A GENERALIZATION HAD THEIR LOWERED. AND LIKE IT OR NOT BECAUSE OF THE POLITICAL STRUCTURE OF OUR STATE AND HOW WE FUND LOCAL SERVICES ESSENTIALLY ON THE BACKS OF PROPERTY OWNERS, THEY ASK QUESTIONS LIKE THAT. AND SO IT SETS UP THIS RAW DYNAMIC THAT WE HAVE, IT'S NOT POPULAR AND IT'S NOT FUN AND IT'S REALLY NOT FUN FOR US AS ELECTED OFFICIALS WHO GO TO THESE ANNEXATION HEARINGS. BUT WE TAKE IT VERY SERIOUSLY BECAUSE THE FUNDAMENTAL FINANCIAL STRENGTH OF THIS CITY IS IN PLAY. NOW, HAVING SAID THAT, WE ALSO HAVE A FISCAL RESPONSIBILITY TO DO IT VERY JUDICIOUSLY AND NOT TO OVEREXTEND OURSELVES AND NOT TO TAKE ON ADDITIONAL INFRASTRUCTURE BURDEN THAT PERHAPS WE WOULDN'T WANT TO. AND EVEN THOUGH INEVITABLY BEING A YOU KNOW, A LOCAL GOVERNMENT, YOU HAVE A PRETTY LONG TERM HORIZON ON INVESTMENT RETURN. I MEAN I'M A REAL ESTATE DEVELOPER AND LOOK AT THE SCHEME OF THINGS A PRETTY SHORT HORIZON WHEN IT COMES TO A RETURN ON INVESTMENT. MY RETURN, I DON'T LOOK 50 YEARS IN THE FUTURE. I THINK ABOUT WHEN MY FIFTH GRADER MIGHT BE GOING TO COLLEGE. BUT THE FUNDAMENTAL STRUCTURE WITH LOCAL GOVERNMENTS ISN'T THAT WAY. YOU HAVE A MUCH, MUCH LONGER HORIZON FOR THAT ANALYSIS OF YOUR RETURN ON INVESTMENT. AS DO MOODYS AND STANDARD AND POORS. AND SO WE FIND OURSELVES IN THESE SITUATIONS WHERE IN PART BECAUSE THE STATE OF TEXAS ALLOWS WHAT I PERCEIVE TO BE QUITE LIBERAL ANNEXATION POWERS, EVEN THOUGH THEY'VE BEEN MODESTLY CURTAILED IN THE LAST FIVE YEARS, THE ONLY CURTAILMENT BEING YOU ACTUALLY GOT TO GO OUT AND MEET WITH PEOPLE AND YOU ACTUALLY GOT TO TAKE A TWO OR THREE YEAR HORIZON TO ANALYZE THE COST BENEFIT ANALYSIS OF THAT INVESTMENT BEFORE IT HAPPENS. USED TO BE YOU COULD ANNEX PEOPLE VIRTUALLY OVERNIGHT. SO THE STATE CONTINUES TO HAVE A FUNDAMENTAL STRUCTURE IN PLAY THAT ESSENTIALLY REQUIRES EVERY LOCAL GOVERNMENT THAT HAS THE ABILITY GEOGRAPHICALLY TO

FIGURE OUT HOW BEST TO SERVE THE LONG TERM FINANCIAL WHEREWITHAL OF ALL ITS TAXPAYERS. SO WE FIND OURSELVES DOING THINGS LIKE THIS. SO WITH THAT AND I ALSO WANT TO SAY A FEW THINGS. THERE'S BEEN A COUPLE OF SPECIAL REQUESTS TONIGHT. WE HAVE THIS PUBLIC HEARING ON THURSDAY AT CITY COUNCIL CHAMBERS AND A GOOD NUMBER OF PEOPLE WERE THERE. GLAD TO SEE YOU BACK. WE HAD PRESENTATIONS SORT OF SOMEWHAT FORMAL PRESENTATIONS FROM THE M.U.D. BOARD AND THE NEIGHBORHOOD STRUCTURE AND WHATNOT, AND WE TOOK A LOT OF INDIVIDUAL FEEDBACK. WE GENERALLY HAVE THE SECOND PUBLIC HEARINGS IN ORDER FOR FOLKS WHO DIDN'T GET A CHANCE TO COME DOWN TO CITY HALL TO SPEAK TO ADDRESS US. THERE'S BEEN A REQUEST TONIGHT FOR JUST A HANDFUL OF FOLKS FROM THE M.U.D. BOARD ON DOWN, I GUESS, TO BEGIN THE PRESENTATION. AND SO WITHOUT OBJECTION, I'M GOING TO ASK THE COUNCIL TO, YOU KNOW, SORT OF SET ASIDE OUR FORMAL [INAUDIBLE] THAT OTHERWISE WOULD ENABLE FOLKS WHO HAVEN'T HAD A CHANCE TO ADDRESS US LAST THURSDAY 20 DRAWS US TONIGHT BECAUSE THE M.U.D. BOARD WOULD LIKE TO GIVE A STRUCTURED PRESENTATION. WE'LL TAKE THAT EARLY IN THE PRESENTATION AND THEN GO TO ALL CITIZENS WHO WANT TO SIGN UP AND GIVE US TESTIMONY [INAUDIBLE]. SORRY. AND I'LL ALSO JUST ANNOUNCE NOW THERE'S PROBABLY AN ELECTED OFFICIAL OR TWO IN THE AUDIENCE, AND JUST AS A COURTESY, WE TEND TO ALLOW THOSE FOLKS TO ADDRESS US BRIEFLY BEFORE WE THEN TAKE THE FORMAL PRESENTATION. SO WITHOUT FURTHER ADO OR COMMENT, I'D LIKE TO ASK ASSISTANT CITY MANAGER LAURA HUFFMAN WHO OVERSEES A NUMBER OF CITY DEPARTMENTS THAT FUNDAMENTALLY ARE ALL LAND USE TYPE DEPARTMENTS TO GIVE US STAFF'S PRESENTATION. WELCOME, LAURA.

THANK YOU, MAYOR. IS IT ON? CAN YOU HEAR? WHAT WE WOULD LIKE TO DO TONIGHT FIRST AND FOREMOST IS PROVIDE A DESCRIPTION FOR THE RESIDENTS OF LOST CREEK. THE PROCESS THAT WE'RE IN, WHEN THAT PROCESS BEGAN, OUR PURPOSE FOR TONIGHT, AND WHAT YOU CAN EXPECT OVER THE COMING MONTHS. THE SECOND THING WE WANT TO DO IS PROVIDE YOU WITH A BRIEF OVERVIEW

OF WHAT THE SERVICE PLAN IS. AND AT THIS POINT IT IS A PROPOSED SERVICE PLAN. AND THEN YOU ALL HAD A HANDFUL OF VERY SPECIFIC QUESTIONS AT THE FIRST PUBLIC HEARING. THEY CENTERED MOSTLY AROUND POLICE, FIRE, E.M.S. AND THE WATER AND WASTEWATER UTILITY. AND WE WANT TO HAVE EACH OF THOSE DEPARTMENTS RESPOND SPECIFICALLY TO THE QUESTIONS THAT YOU ASKED US LAST THURSDAY. SO BY WAY OF BACKGROUND, WE ARE HERE THIS EVENING HOLDING A SECOND PUBLIC HEARING ON THE PROPOSED ANNEXATION OF THE LOST CREEK AREA. WE HAVE POSTED ON OUR INTERNET SITE A COPY OF THE FINANCIAL ANALYSIS, A COPY OF THE DRAFT SERVICE PLAN, AND WE ARE PUTTING UP A Q AND A SO AS YOU ALL ASK QUESTIONS, FOR PEOPLE WHO DON'T HAVE AN OPPORTUNITY TO COME TO PUBLIC HEARING, YOU HAVE ACCESS TO THAT INFORMATION. THE CITY COUNCIL IS NOT POSTED FOR ACTION TONIGHT. IN FACT, THE WAY THAT THE STATE PROCESS WORKS IS THESE TWO PUBLIC HEARINGS ARE ESSENTIALLY KICKING OFF THE ANNEXATION PROCESS. WE BEGAN IN DECEMBER WHEN LOST CREEK WAS ADDED TO THE MUNICIPAL ANNEXATION PLAN. THAT WAS APPROVED BY THE CITY COUNCIL. THE SECOND STEP WHICH WE'RE IN TONIGHT IS FOR THE CITY COUNCIL TO HOLD TWO PUBLIC HEARINGS. THE PURPOSE OF THESE PUBLIC HEARINGS IS FOR US TO LISTEN TO THE CONCERNS OF THE RESIDENTS AND TO INITIATE WHAT IS INTENDED BY STATE LAW TO BE A DISCUSSION BETWEEN RESIDENTS AND THE CITY ON THE SERVICE PLAN. SO HOW THE CITY WILL PROVIDE SERVICES ON ANNEXATION. AGAIN, THIS IS A PROCESS THAT IS OUTLINED IN STATE LAW. THE SEQUENCING OF THE PUBLIC HEARINGS, THE TIMING IS LAID OUT IN STATE LAW. ANY ACTION ON THE PART OF THE CITY COUNCIL TO ANNEX WILL COME AT THE EARLIEST IN DECEMBER OF '08. THE SOONEST ANNEXATION CAN BECOME EFFECTIVE IS IN DECEMBER OF '08. IF WE PLAN FOR TIME FOR CITY COUNCIL TO DELIBERATE, YOU WILL NOT SEE ANYTHING POSTED ON THE CITY COUNCIL'S AGENDA TO ANNEX LOST CREEK UNTIL THE FALL OF '08. WHAT WE'RE DOING TONIGHT IS A PUBLIC HEARING AND THERE IS NO ACTION POSTED THIS EVENING. ONE OF THE THINGS WE WANT TO DO IS TALK A LITTLE ABOUT THE HISTORY OF THE LOST CREEK M.U.D. MOST OF YOU PROBABLY ALREADY

KNOW THAT HISTORY, BUT IT WILL HELP US GET TO SOME OF THE QUESTIONS THAT WERE ASKED LAST WEEK. THE M.U.D. WAS CREATED IN THE EARLY '70s IN ORDER TO PROVIDE INFRASTRUCTURE TO A DEVELOPPINGS AREA OF AUSTIN N 1990, THE CITY AND THE M.U.D. ENTERED INTO AN AGREEMENT THAT HAD TWO PROVISIONS THAT I THINK WERE IMPORTANT FOR TONIGHT'S DISCUSSION AND AS WE MOVE FORWARD. ONE OF THOSE PROVISIONS WAS THAT THE CITY AGREED AT THAT TIME IN 1990 THAT IT WOULD NOT ANNEX THE M.U.D. ANY SOONER THAN 1997. SO BEGINNING IN 1997, THE CITY HAD THE ABILITY AND THE M.U.D. HAD AGREED THAT THE CITY COULD ANNEX THE PROPERTY. IT'S BEEN ALMOST A DECADE SINCE THAT PIECE OF THE AGREEMENT HAS ALREADY COME. BUT THERE WAS A SECOND PIECE OF THE AGREEMENT THAT BECOMES VERY IMPORTANT TO OUR DISCUSSION ABOUT UTILITIES. AND THAT PART OF THE AGREEMENT SAID THAT THE CITY COULD ANNEX ONLY IF IT EXTENDED WASTEWATER SERVICES TO THE MUNICIPAL UTILITY DISTRICT. IT IS THAT PROVISION IN THE AGREEMENT THAT HAS CAUSED THE CITY TO GO THROUGH THE PRELIMINARY PROCESS, AND RIGHT NOW WE'RE IN SOMETHING THAT'S CALLED A ROUTE STUDY, WHICH IS SIMPLY EVALUATING THE BEST WAY TO CONNECT THE LOST CREEK WASTEWATER SYSTEM TO THE CITY SYSTEM, THE MOST DIRECT ROUTE, THE MOST COST EFFICIENT ROUTE. WE ALSO TAKE INTO CONSIDERATION ENVIRONMENTAL CONCERNS. THE REASON THAT WE ARE IN THAT PROCESS IS BECAUSE WE ARE HONORING THAT SETTLEMENT AGREEMENT IN 1990 THAT REQUIRED THE CITY TO EXTEND ITS WASTEWATER SERVICES TO THE M.U.D. IN ORDER TO ANNEX. AND WE WILL TALK TO YOU TONIGHT A LITTLE BIT MORE AND CHRIS LIPPE IS GOING TO TALK ABOUT THE DIFFERENCES IN THE PRICES. BECAUSE ONE OF THE THINGS THAT CAME UP LAST WEEK WAS -- I THINK THE NUMBER WE HEARD WAS 24, 25 MILLION DOLLARS VERSUS THE CITY'S \$9 MILLION ESTIMATE FOR THAT PARTICULAR PROJECT. WE HAVE HAD THE OPPORTUNITY NOW TO TAKE A LOOK AT THE ENGINEERING STUDY THAT THE M.U.D. HAS GOTTEN AND I THINK WE CAN SPEAK TO THE DIFFERENCES IN THOSE NUMBERS AND WHAT IS DRIVING THE TWO COST ESTIMATES. AND CHRIS LIPPE WILL TALK ABOUT THAT. I'LL TELL YOU JUST BY WAY OF GENERAL COMMENT THAT

FUNDAMENTALLY THE \$25 MILLION NUMBER IS ADDRESSING THE COSTS THAT ARE ASSOCIATED WITH A DIFFERENT ROUTE THAN THE PROJECT THAT THE CITY HAS COSTED OUT AT ROUGHLY \$9 MILLION. SO THERE WERE A VARIETY OF OPTIONS, BUT THE STUDY THAT THE M.U.D. LOOKED AT. THERE ARE A VARIETY OF ROUTING OPTIONS THE CITY IS LOOKING AT. CHRIS IS GOING TO TALK ABOUT WHAT WE TALK ABOUT THE SAME ROUTE COSTS. SO WE'VE HAD THE ABILITY TO LOOK INTO THE STUDY. THE SECOND THING WE WANT TO TALK ABOUT, YOU HAVE VERY SPECIFIC QUESTIONS ABOUT POLICE RESPONSE TIMES, VERY SPECIFIC QUESTIONS ABOUT HOW FIRE SERVICE WILL BE PROVIDED, AND ALSO E.M.S. SERVICES, AND HE WANT TO MAKE SURE THAT WE ANSWER THOSE QUESTIONS. AND THEN THE OTHER THING THAT WE WANT TO DO IS REALLY JUST START WITH THE UNDERSTANDING THAT THIS IS A DRAFT SERVICE PLAN. WHAT HAPPENS AFTER THIS EVENING IS WE MOVE INTO FORMAL NEGOTIATIONS WITH THE M.U.D. BOARD, AND THE WAY THE STATE LAW WORKS IS WHERE THERE'S A M.U.D. IN PLACE AND IDENTIFIABLE BOARD THAT BECOMES A NEGOTIATING ENTITY THAT THE CITY WORKS WITH TO WORK OUT THE DETAILS OF THE SERVICE PLAN. SO SOMEONE ASKED ME IN THE PARKING LOT HOW DOES THIS WORK, WHAT'S THE NEXT STEP, ARE YOU NEGOTIATING WITH ME OR NEGOTIATING WITH EVERYONE, AND THE WAY THAT PROCESS IS LAID OUT IS WE'LL BE NEGOTIATING WITH THE M.U.D. BOARD. AND REALLY WORK THROUGH SOME OF THE DETAILS MANY OF WHICH YOU ALL RAISED ALREADY. HOW DO WE PROVIDE -- HOW DOES PUBLIC WORKS DELIVER ITS SERVICES FOR YOUR ROAD MAINTENANCE PROGRAMS AND THINGS ALONG THOSE LINES. SO WE WILL BEGIN WITH A BRIEF OVERVIEW OF THE DRAFT SERVICE PLAN. I WANT TO EMPHASIZE THIS SERVICE PLAN IS THE SUBJECT OF NEGOTIATION SO WHAT WE'RE PRESENTING TO YOU THIS EVENING IS OUR FIRST ROUND ON THE SERVICE PLAN. VIRGINIA COLLIER WILL PRESENT THAT. THEN SHE WILL BE FOLLOWED BY OUR POLICE CHIEF AND THEN OUR FIRE CHIEF, OUR DIRECTOR OF E.M.S. AND THE DIRECTOR OF THE WATER UTILITY WHO WILL PROVIDE BRIEF COMMENTS TO YOU ON HOW THEIR SERVICES COMPARE TO SERVICES THAT YOU RECEIVE TODAY AND HOW THEY FIT INTO THE SERVICE PLAN. SO WITH THAT, MAYOR, I WILL TURN IT OVER TO

VIRGINIA COLLIER.

Mayor Wynn: THANK YOU, MS. HUFFMAN. WELCOME, MS. COLLIER.

THANK YOU, GOOD EVENING, MAYOR AND COUNCIL, RESIDENTS AND CITY STAFF. MY NAME IS VIRGINIA COLLIER WITH THE CITY OF AUSTIN NEIGHBORHOOD PLANNING AND ZONING DEPARTMENT. I WORK WITH THE CITY'S ANNEXATION PROGRAM. AND I WANT TO TAKE A MOMENT TO STOP AND THANK THE FOLKS AT THE WEST LAKE HIGH SCHOOL AND EANES I.S.D. FOR ALLOWING US TO USE THIS FACILITY FOR OUR PUBLIC HEARING. I WOULD ALSO LIKE TO START WITH A LITTLE BIT OF HISTORY. THE LOST CREEK M.U.D. WAS CREATED IN 1972. THE M.U.D. INITIALLY CONSISTED OF APPROXIMATELY 276 ACRES OF LAND, AND IN 1977 THE CITY FURTHER CONSENTED TO THE M.U.D.'S ANNEXATION OF APPROXIMATELY 446 ACRES OF LAND INTO ITS JURISDICTION AND ITS DESIRE TO PROVIDE SERVICE TO THE AREA. THE LOST CREAM M.U.D. HAS FULL FULFILLED ITS ORIGINAL PICKUP AND THE DISTRICT HAS EXISTED SUCCESSFULLY OVER 30 YEARS INCLUDING ALMOST 1 YEARS BEYOND THE TIME IT COULD HAVE FIRST WITHIN ANNEXED. THE M.U.D. IS A LOGICAL EXTENSION OF THE CITY'S BOUNDARIES AND TONIGHT I'D LIKE TO TALK TO YOU A LITTLE MORE ABOUT THE SERVICE PLAN AND THE THREE-YEAR ANNEXATION PROCESS. SO FAR WITHIN THE FIRST YEAR OF THIS PROCESS, THE STEPS THAT HAVE BEEN COMPLETED INCLUDE PROPERTY OWNER NOTIFICATION, PUBLICATION OF NEWSPAPER NOTICES, COMPILATIONS OF AN INVENTORY OF SERVICES, AND THE DRAFTING OF A SERVICE PLAN THAT WILL BE USED TO INITIATE DISCUSSIONS AND COMPLETION OF A FINAL SERVICE PLAN IN COORDINATION WITH THE MEMBERS OF THE M.U.D. BOARD. FOLLOWING THESE HEARINGS, THE CITY AND THE M.U.D. BOARD WILL WORK TOGETHER TO TAYLOR THE DRAFT SERVICE PLAN TO ADDRESS THE NEEDS OF RESIDENTS IN THE LOST CREEK AREA. IN COMPLIANCE WITH THE REQUIREMENTS OF STATE LAW, THE DRAFT SERVICE PLAN INCLUDES THREE MAIN COMPONENTS T FIRST IS THE EARLY ACTION PROGRAM WHICH INCLUDES SERVICES THAT WILL BE PROVIDED IN THE AREA COMMENCING ON THE EFFECTIVE DATE OF ANNEXATION. INCLUDING POLICE AND



FIRE PROTECTION, EMERGENCY MEDICAL SERVICE, SOLID WASTE COLLECTION, MAINTENANCE OF WATER AND WASTEWATER FACILITIES, ROADS AND STREETS, STREET LIGHTING, AND PARKS AND PLAYGROUNDS. THE SECOND SECTION OF OUR SERVICE PLAN INCLUDES ADDITIONAL SERVICES THAT ARE NOT REQUIRED BY STATE LAW BUT ARE PROVIDED CITY-WIDE. THOSE INCLUDE WATERSHED PROTECTION AND DEVELOPMENT REVIEW, LIBRARIES, HEALTH AND HUMAN SERVICES BENEFITS, AND A BUNDLE OF SERVICES THAT ARE COMMONLY REFERRED TO AS ANTI-LITTER SERVICES. AND THEN FINALLY THE SERVICE PLAN INCLUDES A SECTION DESCRIBING THE CAPITAL IMPROVEMENTS PROGRAM WHERE WE'VE INCLUDED INFORMATION ABOUT ANY CAPITAL IMPROVEMENTS REQUIRED TO PROVIDE THE NECESSARY MUNICIPAL SERVICES TO THE AREA. LET ME TAKE JUST A MINUTE TO ADDRESS A FEW OF THE SERVICE QUESTIONS FROM OUR FIRST HEARING AND AS LAURA MENTIONED, AFTER I FINISH, THE EMERGENCY SERVICES DEPARTMENTS ARE PREPARED TO MAKE SOME COMMENTS REGARDING POLICE, FIRE, E.M.S. AND THE WATER UTILITY WOULD LIKE TO MAKE SOME COMMENTS AS WELL. IN GENERAL, THE CITY WILL BEGIN PROVIDING SERVICES CURRENTLY PROVIDED BY OTHER ENTITIES AND SUCH AS THE COUNTY AND THE M.U.D. AND WILL BE PROVIDING SERVICES NOT CURRENTLY AVAILABLE TO RESIDENTS WHO LIVE OUTSIDE THE CITY LIMITS. IN ADDITION, A FULL CITY RESIDENT, LOST CREEK RESIDENTS WILL BE ELIGIBLE TO VOTE IN ALL AUSTIN ELECTIONS INCLUDING THE ELECTION OF COUNCILMEMBERS, CHARTER AMENDMENTS AND BOND ISSUES. THINGS THAT WILL NOT CHANGE INCLUDE THE STATUS WITH EANES I.S.D., AUSTIN COMMUNITY COLLEGE, THE WEST BANK LIBRARY DISTRICT AND YOUR ELECTRIC UTILITY SERVICE. RESIDENTS IN PROPOSED ANNEXATION AREAS WILL RECOGNIZE THE BENEFITS THEY ALREADY RECEIVE INCLUDING BUT NOT PAID FOR WITH PROPERTY TAXES. AUSTIN HAS A QUALITY OF LIFE THAT IS RECOGNIZED THROUGHOUT THE COUNTRY INCLUDING A NATIONALLY RECOGNIZED PARK SYSTEM AND EXCELLENT PUBLIC SAFETY SERVICES, ALL OF WHICH ARE SUPPORTED BY AUSTIN CITIZENS. LOST CREEK RESIDENTS ACKNOWLEDGE THAT AUSTIN AREA'S HIGH QUALITY OF LIFE IN THE FIRST PUBLIC HEARING AND ANNEXATION WILL

REQUIRE THEM TO CONTRIBUTE NO MORE TO THE MAINTENANCE OF THE QUALITY OF LIFE THAN AUSTIN'S 700,000 RESIDENTS CURRENTLY CONTRIBUTE. FINALLY, I NOTICED LAST WEEK THAT WE HAD A NUMBER OF COPIES OF THE DRAFT SERVICE PLAN AVAILABLE AT THE END OF THE EVENING AND I JUST WANTED TO TAKE A MINUTE TO POINT OUT THAT WE'VE ALSO BROUGHT COPIES OF THAT SERVICE PLAN TONIGHT IN CASE ANYONE HASN'T ALREADY REVIEWED A COPY FROM THE CITY'S WEB PAGE. RESIDENTS MAY LEAVE HERE THIS EVENING AND THINK OF SOMETHING ELSE THAT YOU MIGHT HAVE LIKED TO ASK OR COMMENT ON. PLEASE FEEL FREE TO CALL ME DIRECTLY WITH THOSE COMMENTS. MY NUMBER IS 974-2022. AND I'D LIKE TO ALSO ENCOURAGE TO YOU EXPRESS YOUR CONCERNS TO YOUR M.U.D. BOARD MEMBERS SO THAT WE MIGHT INCORPORATE YOUR QUESTIONS AND YOUR INPUT IN OUR SERVICE PLAN DISCUSSIONS. I'LL CONTINUE TO COMPILE THESE QUESTIONS AND ANSWER RESPONSES FROM THIS EVENING AS WELL AS OUR FIRST PUBLIC HEARING AND POST THOSE TO OUR CITY WEB PAGE WHICH IS [WWW.CI.AUSTIN.TX.U.S](http://WWW.CI.AUSTIN.TX.U.S).

LET ME TAKE A MOMENT AND TURN THIS OVER TO THE POLICE DEPARTMENT.

THANK YOU, MS. COLLIER. WELCOME, CHIEF.

TO THE MAYOR, MAYOR PRO TEM DUNKERLEY AND TO THE CITY COUNCIL, FOR THOSE OF YOU WHO DON'T KNOW ME, I'M KATHY ELLISON, THE ACTING POLICE CHIEF FOR THE AUSTIN POLICE DEPARTMENT. WHAT I WANTED TO SAY IS THAT I KNOW THAT THE CITIZENS OF LOST CREEK HAVE CONCERNS AS IT RELATES TO PUBLIC SAFETY. WE WANT TO YOU KNOW THAT WE ARE COMMITTED TO THE RESIDENTS OF AUSTIN AND WHEN YOU ARE ANNEXED IN '08 OR THE PROPOSED ANNEXATION AND THE CITIZENS IN THAT AREA, WE'RE COMMITTED TO SERVING YOU TOO. ONE OF THE THINGS THAT AUSTIN PRIDES ITSELF IN AND OUR POLICE DEPARTMENT PRIDES ITSELF IN IS THAT IN THE PAST SEVERAL YEARS WE HAVE BEEN IN THE TOP FIVE WHEN IT COMES TO SAFETY OF CITIES OF OVER 500,000. 500,000 OR OVER. AND SO WE ARE -- WE HAVE OVER SAFE AND MAKE YOU FEEL SAFE BECAUSE WE KNOW THERE IS A PERCEPTION. I WOULD JUST LIKE TO SAY IF THERE'S ANY

CONCERNS ABOUT THE AUSTIN POLICE DEPARTMENT, WHAT WE DO, WHAT WE OFFER, THAT YOU CAN CALL ME AND I'M WILLING TO GIVE OUT MY NUMBER. I'M NOT SURE IF THAT'S WHAT LAURA WANTS TO DO, BUT I WILL DO THAT. I WILL GIVE YOU MY NUMBER AND YOU CAN CALL ME. MY NUMBER IS 974-5030. KNOW THAT THE AUSTIN POLICE DEPARTMENT, AGAIN, IS COMMITTED TO THESE CITIZENS, TO YOU ALL AND TO ALL OUR CITIZENS. I'M NOT REALLY SURE IF YOU HAVE ANY QUESTIONS FOR ME OR IF IT'S GOING TO BE OPENED UP LATER, BUT I DO HAVE SPECIFIC SERVICES THAT WE WILL OFFER THE RESIDENTS OF LOST CREEK.

Mayor Wynn: THANK YOU, CHIEF.

I THINK WE'RE ALSO GOING TO HAVE OUR FIRE CHIEF AND THEN RICHARD HARRINGTON, THE DIRECTOR OF E.M.S.

MAYOR, MAYOR PRO TEM, COUNCILMEMBERS. I'M IMMATERIAL EVANS, CHIEF OF STAFF OF THE FIRE DEPARTMENT. AND OUR SERVICE PLAN OR OUR PROPOSED SERVICE PLAN FOR THE LOST CREEK ANNEXATION WAS ACTUALLY ALLUDED TO LAST WEEK BY THE WEST LAKE FIRE CHIEF GARY WARREN. IN A NUTSHELL, WHAT WE APPROPRIATE TO DO -- PROPOSE TO DO IS CONTRACT WITH WEST LAKE FIRE DEPARTMENT IN WHICH CASE RESIDENTS WOULD CONTINUE TO ENJOY THE ALREADY EXCELLENT SERVICES THEY GET FROM THAT FIRE DEPARTMENT. IN ADDITION TO THAT, THEY WOULD ALSO RECEIVE ON TOP OF THAT THE AUSTIN FIRE DEPARTMENT RESPONSE. SO AS AN EXAMPLE, A STRUCTURE FIRE TODAY IN LOST CREEK WOULD RESPOND FIVE UNITS WITH A TOTAL OF 15 -- MINIMUM TOTAL OF 15 FIREFIGHTERS. AFTER PROPOSED ANNEXATION, THE RESPONSE WOULD BE NINE UNITS WITH A MINIMUM OF 29 FIREFIGHTERS RESPONDING. AND ALL WITHIN THE SAME RESPONSE TIMES THAT THEY CURRENTLY ENJOY.

Mayor Wynn: THANK YOU, CHIEF. WELCOME, MR. HARRINGTON.

MAYOR, MAYOR PRO TEM, COUNCILMEMBERS, MEMBERS OF THE AUDIENCE AND MY COLLEAGUES, I'M RICHARD HARRINGTON, EXECUTIVE DIRECTOR OF AUSTIN-TRAVIS

COUNTY E.M.S. AS THE NAME OF MY DEPARTMENT SIGNIFIES, WE SERVE ALL OF TRAVIS COUNTY AND HAVE FOR MANY YEARS. THE LOST CREEK SUBDIVISION IS SERVED FROM WHAT WE CALL MEDIC 21, WHICH IS CO-LOCATED WITH THE NUMBER 9 STATION 2 WHICH IS JUST EAST OF THE ENTRANCE TO LOST CREEK. SO OUR SERVICE TODAY IS EXACTLY WHAT YOU WOULD GET SHOULD YOU BE ANNEXED. THANK YOU.

Mayor Wynn: THANK YOU. WELCOME, MR. LIPPE.

GOOD EVENING. CHRIS LIPPE, DIRECTOR OF AUSTIN WATER UTILITY. I WANTED TO ANSWER A FEW OF THE QUESTIONS THAT CAME UP AT THE PUBLIC HEARING LAST WEEK. FIRST OF ALL, THE AUSTIN WATER UTILITY SERVES THE LOST CREEK M.U.D. WITH WHOLESALE WATER SERVICE. AND THE LOST CREEK M.U.D. OPERATES THEIR OWN PACKAGE WASTEWATER TREATMENT PLANT. SOME OF THE QUESTIONS THAT HAVE COME UP CONCERN THE COST OF RELIEVING THAT WASTEWATER PACKAGE PLANT AND THE SYSTEM AND THE COSTS THAT WOULD BE INVOLVED WITH THAT. THERE ARE SEVERAL ROUTES THAT WERE MENTIONED EARLIER, SEVERAL ROUTES TO RELIEVE THE WASTEWATER TREATMENT PLANT WITH A LIFT STATION. AND A LOT OF THE COST DIFFERENCES ARE INVOLVED MORE WITH THE ASSUMPTIONS RELATED TO THESE VARIOUS ROUTES THAN THEY ARE WITH THE ACTUAL CONSTRUCTION COSTS THEMSELVES. FOR EXAMPLE, THE UNACCEPTABLE \$24 MILLION ROUTE IS LEAST LIKELY AND ASSUMES NUMEROUS PROPERTIES REQUIRED TO BE ACQUIRED. WE SIMPLY WILL NOT PURSUE AN OPTION LIKE THAT. THAT WOULD BE A ROUTE THROUGH STRATUS ACQUIRING NUMEROUS DEVELOPED LOTS. THE MOST LIKELY ROUTE IS WHAT'S REFERRED TO AS OPTION 2, AND WE'VE HAD A CHANCE TO LOOK AT THE REPORT AND THE ASSUMPTIONS IN THE REPORT PROVIDED BY THE M.U.D. FOR COMPARISON. AND THESE OPTIONS COMPARE \$9.5 MILLION AS THE CITY'S ESTIMATE AND \$14 MILLION IS THE ESTIMATE OUT OF THE M.U.D. REPORT FOR THAT PARTICULAR ROUTE. THIS ROUTE IS PREFERRED BECAUSE FOR ONE THING IT'S ALONG AN EXISTING UTILITY CORRIDOR THAT HAS EXISTING UTILITIES. IT IS AT THE EDGE OF THE GREENBELT, IT IS RIGHT AT THE BOUNDARY OF THE GREENBELT AND THE STRATUS

PROPERTY, AGAIN, ALONG AN EXISTING UTILITY CORRIDOR. IT HAS THE LEAST -- WE WOULD BELIEVE THEREFORE IT HAS THE LEAST AMOUNT OF ENVIRONMENTAL ISSUES BEING AT THE EDGE OF THE GREENBELT. IT HAS FEWER PROPERTIES TO ACQUIRE, AND IT'S THE LEAST COST. NOW, IN COMPARING WHAT APPEARS TO BE AT THIS POINT AND IT WILL REQUIRE SOME ADDITIONAL STUDY, BUT AT THIS POINT THIS WOULD APPEAR TO BE THE MOST LIKELY OPTION. IN COMPARING THESE TWO, IT'S \$9.5 MILLION FOR THE CITY'S ESTIMATE AND \$14 MILLION OUT OF THE REPORT. WE FOUND THAT THE CONSTRUCTION COSTS DO NOT DIFFER GREATLY. OTHER COST ELEMENTS ASSUME THIS INCREASED RANGE FROM 14 TO 22 MILLION. I ALREADY MENTIONED THE ESTIMATE OF THE NUMEROUS PROPERTIES TO BE ACQUIRED BY GOING THROUGH THE STRATUS PROPERTY. ANOTHER EXAMPLE IS THE \$2.6 MILLION ASSUMED WASTEWATER TREATMENT PLANT REPLACEMENT COST WHICH IS SIMPLY UNNECESSARY. WE RECENTLY COMPLETED THE SOUTH AUSTIN REGIONAL 25 MILLION-GALLON PER DAY EXPANSION AND THAT 25 MILLION IS 100 TIMES THE VOLUME THAT IS GENERATED IN LOST CREEK. SO THERE'S A GREAT DEAL OF CAPACITY ALREADY EXISTING AT THE SOUTH AUSTIN REGIONAL TREATMENT PLANT. SO GIVEN SUCH ADJUSTMENTS, WE BELIEVE THAT THE COST COMPARISON DROPS TO WITHIN \$1 MILLION AND WE LOOK FORWARD TO DISCUSSING WITH THE M.U.D. FURTHER TO COMPARE THESE COST ESTIMATES. SO IN SUMMARY, WE BELIEVE OUR COST ESTIMATES ARE REASONABLE AND COMPARE WELL WITH THE NUMEROUS LIFT STATIONS, TUNNELLING AND PIPELINE PROJECTS THAT WE HAVE ACCOMPLISHED IN AUSTIN OVER THE RECENT YEARS. A SECOND ISSUE THAT CAME UP WAS THE COMPARISON OF TREATMENT STANDARDS, AND JUST WANTED TO MENTION THE STANDARDS ARE SIMILAR IN TERMS OF THE PERMIT REQUIREMENTS. AUSTIN HAS A SLIGHTLY HIGHER PERMIT -- REQUIRED PERMIT LEVEL AT OUR MAJOR WASTEWATER TREATMENT PLANTS, BUT WE HAVE A MUCH BETTER ACTUAL. SO IT'S A HIGHER TREATMENT LEVEL BUT EVEN A MUCH HIGHER LEVEL ACTUAL PERFORMANCE, PRODUCING ONLY 10 TO 20% OF THE ALLOWABLE PARAMETERS THAT COME FROM THESE PERMITS. SO WE'RE VERY PROUD OF OUR WASTEWATER TREATMENT PROGRAM. THE THIRD

ISSUE THAT CAME UP WAS SOME OF THE ENVIRONMENTAL ISSUES RELATED TO THE LOCATION OF A LIFT STATION AND THE ROUTE TO GET OVER TO AUSTIN'S EXISTING COLLECTION SYSTEM. THE WASTEWATER TREATMENT PLANT IS LOCATED IN THE NEIGHBORHOOD AND ON THE BANKS OF BARTON CREEK. THE RELIEF LIFT STATION WOULD NEED TO BE LOCATED AT THE SAME -- IN THAT SAME LOCATION BUT IT WOULD TAKE UP A MUCH SMALLER FOOTPRINT. THE LIFT STATION WOULD PUMP TO THE CITY'S COLLECTION SYSTEM AND THEN TO THE SOUTH AUSTIN REGIONAL PLANT. THE LIFT STATION WOULD BE STATE OF THE ART WITH AUTOMATIC GENERATORS AND TILL ILLEGAL IMMIGRANT TRI SYSTEM FOR REMOTE MONITORING AND CONTROL. THE PIPELINE WOULD BE BORED, NOT OPEN CUT AND DOUBLE LINED ANYWHERE IN THE VICINITY OF THE CREEK OR ANY ENVIRONMENTAL FEATURES. SO THESE ARE SOME OF THE -- SOME COMMENTS ON THE ISSUES THAT CAME UP AT LAST WEEK'S PUBLIC HEARING. AND THAT CONCLUDES MY PRESENTATION. THANK YOU.

Mayor Wynn: MR. LIPPE, BEFORE YOU WALK AWAY, A COUPLE QUESTIONS. I'M CURIOUS, MY FIRST JOB IN AUSTIN IN 1981, I WAS AN INTERN ARCHITECT WITH A FIRM THAT BUILT A COUPLE OF HOMES IN LOST CREEK. AND I JUST DIDN'T UNDERSTAND THE DYNAMIC AT THE TIME, BUT WHY WAS IT THAT -- AND I KNOW THERE'S ALL SORTS OF SORT OF M.U.D. DISCUSSIONS AND ANALYSES GOING ON AT THE TIME AND POLITICAL DISCUSSIONS OR OTHERWISE. WHY DIDN'T THE CITY OF AUSTIN AT THE TIME LOST CREEK WAS DEVELOPED OR NEED BE TO BE DEVELOPED AS THE DEVELOPER I GUESS WAS PLANNING A BIG IMPRESSIVE NEIGHBORHOOD, WHY DIDN'T THE CITY OF AUSTIN AT THE TIME FIGURE OUT HOW TO DELIVER SERVICES FOR THE WATER AND WASTEWATER THEN? WAS THERE -- YOU KNOW, WERE THERE DISCUSSIONS GOING ON? BECAUSE -- THE NEXT SERIES OF DISCUSSIONS THAT WE'LL HAVE LATER, I PRESUME, IS I'M ALSO A GOLFER AND I'VE PLAYED AT LOST CREEK COUNTRY CLUB, GREAT COURSE, AND I ENJOY GOLF COURSES, BUT MY UNDERSTANDING IS WITH MANY SORT OF RESIDENTIAL ORIENTED GOLF COURSES, IF PERHAPS IT WAS CONSTRUCTED SOLELY FOR THE RATIONALE OF DELIVERING THE TREATED EFFLUENT ON TO THE COURSE. VERY

PRACTICAL, YOU KNOW, PROCESS THAT HAPPENS ALL OVER THE COUNTRY. WERE THERE DISCUSSIONS BACK AS THE ORIGINAL DEVELOPMENT WAS CREATED FOR THE CITY TO DELIVER WATER AND WASTEWATER SERVICES TO THIS AREA THEN?

I BELIEVE THERE WERE. I DON'T KNOW THE ENTIRE HISTORY. I KNOW BACK IN 1972 AND THEN IN '77 WHEN CONSENT AGREEMENTS WERE BEING DISCUSSED AND NEGOTIATED, I'M SURE SERVICE WAS DISCUSSED. AT THAT TIME, IT BEING WHAT, ALMOST 30 YEARS AGO, THE -- THIS AREA WAS A LOT MORE REMOTE FROM ANY OF AUSTIN'S EXISTING FACILITIES. SO IT WOULD HAVE BEEN VERY EXPENSIVE. MAYBE IT WAS DEEMED INFEASIBLE AT THE TIME TO ACTUALLY MAKE A CONNECTION TO THE CITY SYSTEM AT THAT TIME. ALTHOUGH AGAIN, THE WATER SYSTEM, I BELIEVE LOST CREEK HAS BEEN A WHOLESALE WATER CUSTOMER OF AUSTIN SINCE THEY WERE INITIALLY FORMED.

Mayor Wynn: SO FROM THE GET GO 30 YEARS AGO, WE OR SOMEBODY, THE DEVELOPER PROBABLY EXTENDED AND BUILT THE WATERLINE, BUT FOR DIFFERENT REASONS THE WASTEWATER EXTENSION WASN'T CREATED TO SERVE ALL THESE HOMES, AND PERHAPS, FRANKLY, NOT CREATE THE NEED FOR THE GOLF COURSE TO EVEN BE CONSTRUCTED. CERTAINLY NOT CREATE THE NEED FOR THE -- YOU KNOW, THE PANEL PLANT, FOR THE UTILITY.

THAT'S CORRECT.

Mayor Wynn: THANK YOU, MR. LIPPE.

MAYOR, THERE'S JUST A COUPLE OF OTHER ITEMS I WANT TO TOUCH ON FROM LAST WEEK'S PUBLIC HEARING. ONE IS ROADS. SEVERAL PEOPLE MENTIONED LAST WEEK THAT THE MAINTENANCE STANDARD ON THE ROADS THAT EXISTS RIGHT NOW IN LOST CREEK EXCEEDS THE MAINTENANCE STANDARDS THAT ARE INSIDE THE CITY LIMITS, AND I JUST WANT TO COMMENT ON THE FACT THAT IN THE CURRENT SERVICE PLAN, THERE'S A GENERIC STATEMENT, BUT IN OUR FINANCIALS WE HAVE LOADED THE COST OF PROVIDING SERVICES AT A HIGHER LEVEL. SO THE WAY THE STATE LAW WORKS IS WE'VE GOT TO BE ABLE TO PROVIDE THE

CURRENT SERVICE LEVELS THAT THEY ARE RECEIVING, AND WE ARE CONFIRMING THAT WITH THE COUNTY. BUT JUST TO MAKE SURE EVERYBODY UNDERSTANDS THAT THE EXTENT THERE'S A HIGHER LEVEL OF SERVICE PROVIDED IN THE LOST CREEK, WE WILL FUND THAT HIGHER LEVEL OF SERVICE. A SECOND ISSUE THAT CAME UP LAST WEEK AND I DON'T THINK WE'VE TOUCHED ON YET IS THE IDEA OF DEED RESTRICTION. THIS IS EXRAKTLY THE..... EXACTLY THE ISSUES THAT ARE IMPORTANT TO TO RESIDENTS. IF WE ENTER INTO A STRATEGIC PARTNERSHIP AGREEMENT WHICH IS A TOOL THAT'S LAID OUT IN STATE LAW, WE CAN CREATE A LIMITED DISTRICT SO THESE DEED RESTRICTIONS CAN BE ENFORCED. WE HAVE RESEARCHED HOW WE CAN MAINTAIN -- HOW YOU ALL CAN MAINTAIN THE DEED RESTRICTIONS AND THERE IS A TOOL AVAILABLE TO US THAT WE CAN USE IN ORDER TO TAKE CARE OF THAT CONCERN. THEN THE LAST THING I WANT TO SAY AND I THINK MR. LIPPE TOUCHED ON THIS IS BECAUSE COST HAS BEEN SUCH A MAJOR CONCERN WITH THIS ANNEXATION AND BECAUSE THE WASTEWATER LINE IS OBVIOUSLY A MAJOR EXPENDITURE, I DO JUST WANT TO MENTION THAT OVER THE COURSE OF THE LAST SEVERAL MONTHS, ONE OF THE THINGS THAT WE HAVE TALKED ABOUT WITH THE M.U.D. BOARD IS THE POSSIBILITY OF DELAYING ANNEXATION FOR A PERIOD OF TIME SO THAT THE CITY COULD HAVE MORE FLEXIBILITY ABOUT WHETHER OR NOT TO EXTEND A WASTEWATER LINE OR USING EXISTING WASTEWATER TREATMENT FACILITIES. SO I DO JUST WANT TO MAKE SURE THAT PEOPLE ARE AWARE THAT WE HAVE -- WE'VE APPROACHED THOSE CONVERSATIONS. I THINK THE LAST OFFER THE TABLE WAS A DELAY OF FIVE YEARS BEYOND DECEMBER 2008. SO THE M.U.D. BOARD WAS NOT INTERESTED IN THAT DATE SO THAT'S WHAT LEADS US INTO THIS DISCUSSION TONIGHT, AND WE ARE NOW IN A VERY STRAIGHT-FORWARD MUNICIPAL ANNEXATION PLAN PROCESS WHICH WILL CULMINATE IN A DECISION IN THE FALL OF 2008 ON ANNEXATION. AND MAYOR, THAT CONCLUDES OUR STAFF PRESENTATION.

Mayor Wynn: THANK YOU, MS. HUFFMAN. COMMENTS, COUNCIL, QUESTIONS OF STAFF? IF NOT, I GUESS WE'LL GO TO OUR PUBLIC HEARING. I WOULD LIKE TO AS A COURTESY



RECOGNIZE TRAVIS COUNTY COMMISSIONER GERALD DAUGHERTY WHO I SAW EARLIER. COMMISSIONER, YOU ARE WELCOME TO ADDRESS US. AND I'M SORRY, THERE MIGHT BE OTHER ELECTED OFFICIALS WHO I HAVEN'T SEEN IN THE CROWD SO PLEASE STAND OR COME FORWARD IF YOU ARE.

MR. MAYOR, MEMBERS OF THE COUNCIL, CITY MANAGER, CITY ATTORNEY, I'D LIKE TO FIRST SAY THANK YOU VERY MUCH FOR COMING OUT TO THE PEOPLE. I MEAN BECAUSE THIS IS REALLY HOW IT'S SUPPOSED TO BE. AND THANK YOU ALL FOR COMING OUT TONIGHT, TAKING YOUR TIME AWAY FROM YOUR FAMILIES AND THINGS THAT YOU HAVE TO DO TO BE INVOLVED WITH THIS. AS AN ELECTED OFFICIAL, I CAN TELL YOU THAT MY FANTASY IS TO GET UP ONE DAY AND TO THINK THAT I'M GOING TO BE PART OF A LARGE GROUP WHERE I WOULD HAVE 95% OF THE PEOPLE AT THAT MEETING OF ONE LIKE MIND. AND I WOULD LIKE TO HAVE A SHOW OF HANDS OF PEOPLE IN HERE THAT WOULD RATHER NOT BE ANNEXED BY THE CITY OF AUSTIN. ACTUALLY I WANT TO SEE 5% OF FOLKS WHO DO WANT TO BE ANNEXED.  
[LAUGHTER]

COME ON, RAISE YOUR HAND. YOU KNOW, IT IS SO DIFFICULT AS WE ALL KNOW TO GOVERN. AND WE KNEW THAT WHEN WE RAN FOR OFFICE. WE ALL ARE PART OF MEETINGS WHERE, YOU KNOW, WE ARE EITHER THERE BECAUSE WE'RE EITHER PRODDED TO GO AND TO DO SOMETHING OR WE'RE EITHER THERE BECAUSE WE ARE MANDATED TO DO THINGS. YOU ALL REALLY DO HAVE THE OPPORTUNITY HERE IN A DISCRETIONARY WAY TO DO SOMETHING FOR A LARGE GROUP OF PEOPLE THAT THEY REALLY HONESTLY DO NOT WANT. NOW, I KNOW THAT THERE ARE TIMES THAT I LOOK AT THINGS AS AN ELECTED OFFICIAL WHERE I DO SEE THIS BIG DOLLAR SIGN, AND IT EXCITES ME TO THINK THAT, YOU KNOW, IF I DO THAT, THEN IT'S GOING TO MAKE MY LIFE A LITTLE EASIER. I KNOW THAT YOU ALL HAVE A TOUGH BUDGET. BUT I THINK THAT IT IS INCUMBENT ON US AS ELECTED OFFICIALS TO TAKE ON THE BUDGETS, TO MAKE THE TOUGH CALLS, TO DO THE THINGS THAT IT TAKES IN ORDER TO RUN GOOD, EFFICIENT GOVERNMENT WHETHER IT'S CITY GOVERNMENT OR IN MY CASE COUNTY GOVERNMENT. I CAN JUST TELL YOU THAT I KNOW FROM THE PEOPLE THAT I HAVE TALKED TO IN LOST CREEK THAT

THEY ARE SO VEHEMENTLY OPPOSED TO THIS, AND IF YOU REALLY LOOKED AT IT IN A MANNER WHERE YOU GO WHAT DO WE -- WHAT HAPPENS IF WE DON'T ANNEX LOST CREEK. I MEAN THE CITY OF AUSTIN HAS OPERATED FOR A LOT OF YEARS WITHOUT COMING OUT ANNEXING PEOPLE THAT DON'T WANT TO BE ANNEXED. I THINK THAT YOU ALL REALLY HAVE THE OPPORTUNITY HERE, AND I KNOW THAT A LOT OF YOU PROBABLY WEREN'T ON -- I KNOW TOBY WAS THERE WHENEVER THE CITY WENT OUT TO ANNEX CIRCLE C. AND I KNOW THAT THESE ARE GUT-WRENCHING SITUATIONS THAT YOU ALL HAVE TO PUT YOURSELVES IN. BUT I THINK THAT YOU ALL HAVE THE ABILITY TO FIND A WAY HERE TO REALLY TREAT AND TO REALLY LISTEN TO A GROUP OF PEOPLE THAT HONESTLY AND HAVING WATCHED THIS GROUP SPEAK TO YOU ALL LAST WEEK, I WAS SO PROUD OF LOST CREEK BECAUSE I WILL TELL YOU THAT ALL OF US ON THE CAMPO BOARD, AND I KNOW THAT YOU ALL HAVE LOTS OF THINGS BEFORE YOU AT CITY COUNCIL, WHERE PEOPLE AREN'T REAL POLITE TO YOU, AND I WAS REALLY PROUD OF LOST CREEK IN THE DECORUM THAT YOU ALL BROUGHT. HOPFULLY AFTER I LEAVE, I MEAN --

[LAUGHTER]

MAYOR, I'M TRYING TO SET YOU UP HERE BECAUSE I WILL TELL YOU THAT YOU GET SO MUCH MORE AS AN ELECTED OFFICIAL, YOU GET SO MUCH MORE OUT OF ELECTED OFFICIALS WHEN YOU HAVE THE RESPECT THAT YOU ALL HAVE GIVEN. I'M REALLY PROUD OF YOU. I'M REALLY PROUD TO BE THE PRECINCT 3 COMMISSIONER AND I GUESS PROBABLY 95% OF THE PEOPLE IN THIS ROOM ARE IN PRECINCT 3. I WOULD JUST ASK YOU BEFORE YOU ALL DETERMINE THAT THIS IS SOMETHING THAT YOU ARE GOING TO DO IN THE NEXT COUPLE OF YEARS, REALLY CONSIDER THE WILL OF THE PEOPLE IN THIS AREA THAT FOR GOOD REASON FOR THEM, AT LEAST, THEY WOULD ASK THAT YOU ALL NOT DO THIS. I WOULD ASK YOU TO DO THAT AS A FAVOR FOR ME, AS A FAVOR FOR THE PEOPLE IN THIS AUDIENCE, AND I THINK ULTIMATELY AS A FAVOR FOR YOU ALL. MAYOR, I APPRECIATE YOU LETTING ME SPEAK FIRST. I KNOW IT'S A TOUGH DECISION, BUT I THINK IT'S A PRETTY EASY DECISION. IT'S BEEN A LONG TIME I'VE BEEN AT A MEETING WHERE 95% OF THE PEOPLE SAID THIS IS WHAT

WE WANT TO DO. I WOULD HAVE VOWED..... VOTED ON THAT SO FAST AND GOT EVEN THE HECK OUT OF TOWN. PLEASE GIVE EVERY BIT OF CONSIDERATION TO THE PEOPLE OF THIS COMMUNITY AND THIS PART OF THE COMMUNITY, AND I JUST WANT YOU TO KNOW THAT I DO APPRECIATE THE JOBS THAT YOU ALL DO BECAUSE I DO NOW HOW TOUGH IT IS. THANK YOU.

Mayor Wynn: THANK YOU, COMMISSIONER. [APPLAUSE]

[INAUDIBLE] [APPLAUSE]

Mayor Wynn: COME ON, DOWNTOWN AT COMMISSIONERS COURT, DON'T THEY APPLAUD YOU LIKE THAT? THANK YOU, GERALD. I APPRECIATE ALL YOU DO. COUNCIL, WITHOUT OBJECTION, AGAIN, WHAT WE'VE HAD IS, YOU KNOW, SORT OF THE STRUCTURED PART OF THE M.U.D. AND/OR NEIGHBORHOOD HAVE ASKED TO GIVE A -- SORT OF A SEQUENTIAL STRUCTURED PRESENTATION TO US EVEN THOUGH THEY ALL SPOKE THURSDAY NIGHT. WE'LL WAIVE THE RULES AND WE WILL TAKE THESE UP SEQUENTIALLY AS REQUESTED. OUR FIRST SPEAKER WILL BE RICK SHERRI. WELCOME BACK, RICK. IT LOOKS LIKE ELEANOR SIMMONS. WELCOME. SHE HAS DONATED HER TIME TO YOU, RICK. YOU HAVE UP TO SIX MINUTES. THEN YOU WILL BE FOLLOWED BY JOHN ROWLEY.

THANK YOU, MAYOR, MAYOR PRO TEM, COUNCILMEMBERS, FIRST I WANT TO THANK YOU ALL FOR HOLDING THIS SECOND HEARING ON LOST CREEK ANNEXATION HERE AT THE WEST LAKE HIGH SCHOOL. WE CERTAINLY DO APPRECIATE YOUR COMING OUT. THANK YOU VERY MUCH. COMMISSIONER DAUGHERTY TOOK JUST ABOUT ALL THE WIND OUT OF MY SAILS, BUT I'LL TRY AND COVER A FEW OF THE POINTS I WANTED TO MAKE IN INTRODUCTION AND THEN I'LL INTRODUCE OUR NEXT SPEAKER. THE FIRST POINT I WANTED TO MAKE IS AT THURSDAY'S HEARING, MS. HUFFMAN STATED THAT ANNEXATION WAS A TOOL FOR MANAGING GROWTH IN TEXAS CITIES AND WITHOUT IT CITIES CANNOT GROW OR THRIVE. EVERY TOOL HAS A PURPOSE AND JUST BECAUSE TONIGHT'S THE TOOLBOX DOESN'T MEAN YOU HAVE TO USE IT. THE KEY WORD IS MANAGING. GROWTH PURELY FOR THE SAME OF GROWTH

AND ANNEXATION SIMPLY BECAUSE YOU CAN DO IT IS NOT MANAGEMENT. BECAUSE INCUMBENT UPON THE CITY TO MAKE SURE EACH ANNEXATION ACTUALLY DOES BENEFIT THE CITY AND ONE WOULD HOPE THE AREA TO BE ANNEXED. TO DELAY A PARTICULAR ANNEXATION BECAUSE IT IS NOT TIMELY DOES NOT DAMAGE THE TOOL OF ANNEXATION. BUT IT DOES DEMONSTRATE ENLIGHTENING GROWTH MANAGEMENT. THE STAFF HAS ALSO MADE A POINT THAT ANNEXATION IS A THREE-YEAR PROCESS AND WE ARE ONLY AT THE BEGINNING. I'M SORRY, TO ME, IT STARTED 8 MONTHS AGO AND IT'S BEEN A LOT OF WORK. WE'RE JUST IN THE MIDDLE OF IT AND THIS IS THE LAST PUBLIC HEARING BEFORE THE COUNCIL WILL HAVE TO MAKE A DECISION ON ANNEXATION. ALSO, THE TEXAS STATUTE REQUIRES THAT THE FINAL SERVICE PLAN MUST BE COMPLETED BY APRIL 1st, 2007, NOT DECEMBER OF 2008. THOUGH THE COUNCIL IS NOT BEING ASKED TO MAKE A SPECIFIC DECISION TONIGHT, YOU WILL BE MAKING DECISIONS IN THE COMING WEEKS TO DETERMINE WHETHER THIS PARTICULAR PROPOSED ANNEXATION IS REALLY IN THE BEST INTERESTS OF THE CITY OR THE RESIDENTS OF LOST CREEK. IF THE COUNCIL DETERMINES THIS ANNEXATION DOES NOT MAKE SENSE, AS WE BELIEVE YOU WILL WHEN YOU FULLY EVALUATE ALL THE INFORMATION AVAILABLE, THERE IS LITTLE BENEFIT AND NO PURPOSE IN CONTINUING A THREE-YEAR PROCESS THAT SHOULD STOP NOW. I ASK THE COUNCIL TO CONSIDER THESE POINTS AS THE FOLLOWING SPEAKERS TONIGHT TELL YOU WHY WE BELIEVE THE PROPOSED ANNEXATION OF LOST CREEK IS PRE MURDER.....PREMATURE. OUR PRESENTATION IS IN SEVERAL PARTS. THERE'S A SLIDE BEHIND YOU. I HOPE YOU DON'T GET A CREEK IN YOUR NECK LOOKING AT IT. JOHN ROWLEY WILL DISCUSS WHY THE TOOLS OF ANNEXATION DOES NOT APPLY TO LOST CREEK. JIM RAY WILL DROAS THE COST OF ANNEXATION FOR THE CITY AND SOME OF THE SIGNIFICANT DIFFERENCES BETWEEN OUR ANALYSIS AND THE CITY'S CURRENT ANALYSIS RELEASED LAST WEEK. DAVID FUSELAY, THE DISTRICT CONSULTING ENGINEER, WILL SUMMARIZE THE COST AND TECHNICAL CHALLENGES OF CONSTRUCTING THE THREE-MILE WASTEWATER LINE FROM THE CITY'S CURRENT FACILITIES TO LOST CREEK. JOHN VEY WILL ADDRESS THE ENVIRONMENTAL RECORD THE M.U.D. HAS DEMONSTRATED

THROUGH ALL OF ITS EXISTENCE AND THE POTENTIALLY SERIOUS AND ENVIRONMENTAL IMPACTS OF EXTENDING THE WASTEWATER LINE THROUGH THE AREA SOUTH OF BARTON CREEK AND ACROSS THE CREEK. GRANT McCALL, THE PRESIDENT OF THE LOST CREEK NEIGHBORHOOD ASSOCIATION, WILL ADDRESS THE EXPECTED IMPACTS OF THE PROPOSED ANNEXATION ON THE SERVICES CURRENTLY PROVIDED IN LOST CREEK. CHRIS CURBO, PAST PRESIDENT OF THE LOST CREEK NEIGHBORHOOD ASSOCIATION, WILL SPEAK TO THE SENSE OF COMMUNITY ENJOYED BY LOST CREEK RESIDENTS THAT WILL SURELY BE ERODED IF THE M.U.D. IS DISSOLVED. THAT SENSE OF COMMUNITY WAS CLEARLY DEMONSTRATED AT LAST THURSDAY'S HEARING AND EVEN BETTER DEMONSTRATED BY THOSE WHO HAVE SHOWN UP TONIGHT. BILL FLOOD, THE CURRENT PRESIDENT OF LOST CREEK M.U.D., WILL SUBPOENA MICE THE SUMMARIZE AND FINALLY NANCY NAY, PAST PRESIDENT OF THE LOST CREEK NEIGHBORHOOD ASSOCIATION, WILL TELL YOU FROM THE PERSPECTIVE OF A LONG-TIME RESIDENT WHY THE CHANGES THAT HAVE OCCURRED IN LOST CREEK SINCE THE M.U.D. WAS ESTABLISHED MAKE ANNEXATION UNNECESSARY AT THIS TIME. WE BELIEVE WHEN YOU CONSIDER ALL THESE POINTS, YOU WILL COME TO THE CONCLUSION THAT ANNEXATION OF LOST CREEK IS A LOSE, LOSE, LOSE PROPOSITION. IT'S A BAD DEAL FOR THE CITY, IT'S A BAD DEAL FOR THE RESIDENTS OF LOST CREEK, AND POTENTIALLY VERY DANGEROUS FOR THE ENVIRONMENT. I THANK YOU IN ADVANCE FOR YOUR TIME AND ATTENTION AS WE PROGRESS THROUGH OUR PRESENTATION. I THANK YOU FOR SETTING ASIDE YOUR RULES SO THAT WE COULD MAKE THIS PRESENTATION. AND NOW I WOULD LIKE TO INTRODUCE JOHN ROWLEY, A RESIDENT OF LOST CREEK AND A PAST PRESIDENT OF THE LOST CREEK NEIGHBORHOOD ASSOCIATION.

Mayor Wynn: THANK YOU. WELCOME, MR. ROWLEY. AND LET'S SEE, JOHN, HANG ON. IS JUNE COOPER HERE? HI, JUNE, WELCOME. YOU'VE GOT TO HOLLER SO I CAN SEE YOU. JOHN, YOU WILL HAVE SIX MINUTES. WELCOME.

THANK YOU, MAYOR WYNN, MAYOR PRO TEM, CITY COUNCILMEMBERS. I HAD THE PLEASURE OF VISITING WITH YOU ON THURSDAY AND I ENJOYED THAT EXPERIENCE. AND

ACE PREPARED FOR THIS ONE, I THOUGHT MAYBE I BETTER BE A LITTLE MORE PRESENTABLE AND SO I CAME WITH A JACKET.

Mayor Wynn: I TOOK MY OFF. YOU COULD HAVE BORROWED MINE.

BUT AS YOU NOTICE --

Mayor Wynn: IT DOESN'T FIT.

IT DOESN'T FIT. I HAD A FRIEND OF MINE WHO SLS A NEIGHBOR IN LOST CREEK WHO GAVE THIS TO ME, SAID IT MIGHT BE MUTUALLY BENEFICIAL. YOU COULD LOOK GOOD AND YOU COULD IMPRESS THE CITY COUNCILMEMBERS. BUT WHAT THE PROBLEM IS, MAYOR WYNN HAS JUST POINTED OUT, IT DOES TO THE FIT. WHAT I NEED TO DO WITH THIS JACKET IS GIVE IT BACK TO HIM. ANNEXATION DOESN'T FIT FOR LOST CREEK EITHER. IT'S A GOOD CONCEPT. IT FITS FOR THE RIGHT FOLKS, BUT IT DOESN'T FIT FOR US. YOU SAY LET'S MAKE RADICAL CHANGES TO THAT JACKET. WELL, IT'S NOT WORTH IT BECAUSE YOU HACK AND YOU CUT MATERIAL AND EVERYTHING AND YOU DON'T HAVE A GOOD JACKET, YOU NEED TO JUST GIVE THIS JACKET TO THE PERSON IT'S APPROPRIATE TO. MUCH LIKE WITH ANNEXATION, YOU NEED TO GIVE THAT TO THE COMMUNITIES WHERE THERE TRULY IS A MUTUAL BENEFIT BETWEEN THE CITY AND THE COMMUNITY. IN OUR CASE WE'RE GOING TO SHOW YOU THROUGH TONIGHT'S SPEAKERS, THROUGH THE SPEAKERS WE'VE HAD BEFORE, THROUGH YOUR WORK WITH THE ANNEXATION COMMITTEE THIS ISN'T A GOOD FIT. IT'S JUST NOT WORTH IT TO TRY AND FORCE SOMETHING THAT REALLY DOESN'T MAKE ANY SENSE. WHY IS ANNEX FOR LOST CREEK NOT APPROPRIATE? WELL, YOUR OWN WEBSITE AS WE TALKED A LITTLE BIT ON THURSDAY TALKS ABOUT YOU TYPICALLY DO -- AS A MATTER OF FACT, THE ONLY TYPE OF COMMUNITY YOU DO IT FOR IS ONE WHERE IT'S EITHER DEVELOPING OR YOU ARE SENSITIVE TO THE ENVIRONMENTAL NEEDS THAT AREN'T BEING MET. I HEARD MAYOR WYNN TALK ABOUT THE FACT THAT WHEN HE'S UP IN NEW YORK AND IN ESSENCE HE'S TALKING TO THOSE SUITS WITH THE BIG BUCKS --

Mayor Wynn: THEIR SUITS FIT, BY THE WAY, REALLY NICE.

I BET THEY ARE. WHAT WEB REFRESHING TO ME, AND I'M SPEAKING PERSONALLY, WOULD BE WHEN ONE OF THOSE VERY NICE SUITS IN NEW YORK SAYS WHY DON'T YOU ANNEXATION THIS SUBDIVISION HERE, THIS LOST CREEK, IT'S DEVELOPED. YOU SAY, WELL, IN TEXAS, SIR, WE ONLY DO WHAT'S JUST AND RIGHT AND IT'S NOT JUST AND RIGHT SO WE'RE NOT GOING TO DO IT. [CHEERS AND APPLAUSE]

WE THINK THAT YOU ARE A LOGICAL GROUP OF FOLKS WHO ARE CONCERNED WITH FAIRNESS TO ALL. AS WE'VE INDICATED, ANNEXATION IS TYPICALLY FOR DEVELOPING AREAS. WE'RE DEVELOPED. WE'VE BEEN ON OUR OWN, WE'RE SELF-SUFFICIENT, WE'VE DONE A WONDERFUL JOB FOR OURSELVES. GROWTH AND EXPANSION ARE NOT FACTORS. YOU DON'T JUST EXPAND TO EXPAND, YOU DON'T GROW TO GROW. THINK OF ALL THE BUSINESSES THAT HAVE USED THAT AS A CONCEPT AND FAILED. WE'LL JUST GROW BECAUSE WE CAN, WE'LL JUST EXPAND BECAUSE YOU CAN. YOU'RE THE GOVERNMENT, YOU CAN ANNEX US BECAUSE YOU CAN, BUT IS...IS IS THAT THE RIGHT THING TO DO? WE DON'T THINK SO WHEN YOU LOOK AT ALL THE FACTORS. FIRST, AS WE'VE TALKED ABOUT BEFORE, AT BEST WE'VE HEARD ALL THESE FOLKS TALK ABOUT WE THINK WE CAN MEET YOUR SERVICES. WE HAVE SERIOUS DOUBTS ABOUT SOME OF THAT BEING ABLE TO MEET ALL OF THEM, AND EVEN IF YOU DID, YOUR OWN STUDY ON YOUR OWN WEBSITE SAYS IT'S GOING TO COST A LITTLE UNDER TWO GRAND A YEAR FOR WHAT WE ALREADY HAVE. WE'VE MANAGED OURSELVES VERY EFFICIENTLY. WE SHOULDN'T BE PENALIZED FOR THAT BY BEING ANNEXED. [APPLAUSE]

THERE'S ONE LAST POINTS. THERE IS AT LEAST THE THEORETICAL ARGUMENT THAT IT'S JUST NOT FAIR. I MEAN YOU GUYS USE AUSTIN, AND THE MAIN THING I HEARD AND THE MAIN THING I HEARD ON YOUR WEBSITE, YOU USE OUR ROADS AND OUR PARKS. THAT'S TRUE, WE DO. BUT I THINK IF YOU REALLY THINK ABOUT IT, WE'RE THE ULTIMATE NEIGHBOR. WE TREAD LIGHTLY BUT CONTRIBUTE MIGHTLY TO THE CITY OF AUSTIN. TREAD LIGHTLY. LET'S SAY THAT NEXT YEAR SOME GIANT SPACE SHIP COMES DOWN AND SUCKS UP LOST CREEK AND WE'RE OUT OF THERE. GOD FOR

BID, BUT LET'S SAY THEY DO IT IN A FRIENDLY SORT OF WAY AND EVERYONE SURVIVES. [LAUGHTER]

I GUARANTEE YOU NEXT YEAR WHEN YOU FOLKS ARE TALKING ABOUT THE BUDGET, NO ONE IS GOING TO SAY, WHEW, NOW THAT LOST CREEK IS OUT OF THE PICTURE, WE DON'T HAVE TO SPEND NEARLY AS MUCH FOR ROADS OR PARKS. NOT GOING TO HAPPEN. BECAUSE WE TREAD VERY LIGHTLY. YES, WE USE THE ROADS AND PARKS. DO WE CAUSE THE CITY OF AUSTIN TO SPEND A LOT OF MONEY ON THAT BECAUSE OF US? THE ANSWER IS NO. CONTRIBUTE MIGHTILY. IF YOU WANT TO TALK DOLLARS, WE'LL TALK DOLLARS. WE DON'T HAVE ANY RETAIL STORES IN LOST CREEK. WE'RE NOT LIKE PFLUGERVILLE OR ROUND ROCK OR CITY OF WEST LAKE OR ROLLINGWOOD THAT HAS RETAIL STORES WHERE THEIR CITIZENS SPEND SALES TAX MONEY THAT GOES TO THOSE COMMUNITIES AND THEN THEY DRIVE TO WORK AND USE AUSTIN ROADS. ALL THE RETAIL WE DO OR MOST OF IT IS IN AUSTIN. WE PAY ELECTRICITY AND WATER TO THE CITY OF AUSTIN. WHEN YOU START CRURJING SOME NUMBERS -- CRUNCHING NUMBERS, FOR EXAMPLE, WITH THE ELECTRICITY AND CITY, ABOUT 8.5% OF THAT MONEY THAT WE PAY GOES TO THE GENERAL FUND.

Mayor Wynn: 9.1%.

9.1 FOR ELECTRICITY. 8.1 I THINK FOR WATER. MAYBE I HAVE THEM REVERSED. THAT'S WHY I DID AN AVERAGE OF 8.5%. [BUZZER SOUNDING]

IF YOU EXTRAPOLATE, LOST CREEK SPENDS ABOUT THREE MILLION BUCKS A YEAR ON UTILITIES. THAT MEANS 275,000 BUCKS GOES TO THE GENERAL FUND OR AS I LIKE TO CALL IT THE BIG KITTY OF AUSTIN AND YOU GET TO USE THAT MONEY TO HELP FUND THINGS THAT POTENTIALLY LOST CREEK FOLKS USE.

Mayor Wynn: MR. ROWLEY, YOUR TIME HAS EXPIRED. PLEASE CONCLUDE.

YES, YOUR HONOR. EXCUSE ME. [LAUGHTER]

YOU LOOK SO FORMAL UP THERE, I THINK YOU ARE A JUDGE.



THE BOTTOM LINE IS LOST CREEK IS A SELF-SUFFICIENT COMMUNITY, FOR THE REASONS YOU WILL HEAR BY THE OTHER SPEAKERS, DOESN'T NEED TO BE ANNEXED AND WE HOPE YOU TRULY TAKE TO HEART THE JUDGMENT YOU NEED TO EXERCISE AND REALLY FOCUS ON WHETHER IT NEEDS TO HAPPEN, WHETHER IT'S FAIR AND JUST TO ALL, AND WE THINK THE CONCLUSION TO REACH IS NO, IT'S NOT. THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU, MR. ROWLEY. [APPLAUSE] I ACTUALLY THOUGHT YOU LOOKED PRETTY GOOD IN THAT JACKET, BUT I'M AN AGGIE. JIM RAY IS OUR NEXT SPEAKER. WELCOME, JIM. IS LA JOYCE KRAUSE HERE? JIM, YOU HAVE UP TO SIX MINUTES IF YOU NEED IT. WELCOME.

MY SHORT JACKET DOES FIT. MAYOR WYNN, MAYOR PRO TEM DUNKERLEY, COUNCILMEMBERS AND MADAME CITY MANAGER, I'M JIM RAY. I'M THE PRINCIPAL OF RAY ASSOCIATES, PUBLIC MANAGEMENT AND CONSULTING FIRM HERE IN AUSTIN. I'M HERE IN MY PROFESSIONAL CAPACITY TO PROVIDE YOU WITH SOME INFORMATION ABOUT WORK THAT THE LOST CREEK MUNICIPAL UTILITY DISTRICT BOARD OF DIRECTORS COMMISSIONED ME TO DO. AND I MIGHT ADD AT THIS TIME THAT AFTER 25 OR SO YEARS OF CONSULTING WITH BETTY DUNKERLEY EVERY TIME I HAD A FINANCIAL QUESTION, I'M SCARED TO BE UP HERE, BETTY, TRYING TO GIVE SOME FINANCIAL NUMBERS TO YOU.

Mayor Wynn: SHE WILL BE KIND TO YOU.

WE ACCOMPLISHED OUR WORK FOR THE M.U.D. BOARD IN WHAT WE THOUGHT WAS A VERY ORDERLY WAY AND SOMEWHAT DIFFERENT FROM THE PROCESS THAT'S UNFOLDING HERE TONIGHT. WE WERE ASKED TO DETERMINE THE SERVICES AND LEVELS OF SERVICES EXISTING IN LOST CREEK IN 2005. TO LOOK AT THOSE IN TERMS OF COMPARISONS TO THE CITY'S SERVICES AND SERVICE LEVELS, NOT JUST THE GENERIC SERVICES AS SOMEWHAT IS LIST UNDERSTAND THE CURRENT -- LISTED IN THE CURRENT VERSION OF THE SERVICE PLAN. WHAT THOSE REAL LEVELS OF SERVICES ARE. AND THEN WE WERE ASKED TO PREPARE A DRAFT SERVICE PLAN THAT WOULD BE SUBSTANTIALLY COMPLIANT WITH STATE LAW

BASED ON WHAT WE UNDERSTOOD TO BE THE REQUIREMENTS PLACED UPON YOU AS A CITY COUNCIL TO NOT ONLY PROVIDE SERVICES BUT TO MEET CERTAIN SERVICE STANDARDS AND THOSE VARIED DEPENDING UPON THE SERVICE, WHETHER YOU HAVE TO MEET THE HIGHER SERVICE IF IT'S THERE FOR CERTAIN KINDS OF THINGS LIKE ROADS AND STREETS OR WHETHER YOU ONLY HAVE TO BE COMPARABLE WITH WHAT YOU PROVIDE ELSEWHERE. SO THERE'S A LOT OF COMPLEXITY IN THAT. WE DID THAT WE THOUGHT IN A VERY ORDERLY WAY. WE FIRST CONDUCTED AN INVENTORY OF SERVICES AND SERVICE LEVELS WHICH WE PROVIDED TO YOUR STAFF AS A PART OF OUR WORK THAT WAS DONE IN YOUR REQUIREMENTS THROUGHOUT AND ASKED FOR INFORMATION AS YOU CONDUCTED YOUR REVIEW AND INVENTORY OF ANNEXATION SERVICES IN THE AREA. THEN WE PREPARED A COMPARISON OF SERVICES AND BUILT THAT INTO A DRAFT SERVICE PLAN WITH LOTS AND LOTS OF DETAIL TO GIVE YOU SOME POINT OF REFERENCE, IT WOULD BE AT THE LEVEL OF DETAIL THAT YOU PROVIDED TO ONION CREEK WHEN YOU ANNEXED..ED ONION CREEK, NOT THE LEVEL THAT WAS IN THE DRAFT SERVICE PLAN THAT WAS PASSED OUT LAST WEEK. SO IT'S QUITE A BIT MORE DETAIL. AND THEN WE PULLED THAT ALL TOGETHER INTO A REPORT FOR THE BOARD AND INCLUDED WITH IT A FINANCIAL ANALYSIS OF WHAT WE BELIEVE TO BE THE COST OF ANNEXATION IF YOU IMPLEMENT A STATUTORILY COMPLIANT ANNEX PLAN. [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS] \$51 MILLION TOTAL LOSS SHOULD YOU EMBARK UPON A SERVICE PLAN, AND AGAIN, THE SAME QUALITY OF SERVICE PLAN THAT YOU PROVIDED TO THE CITIZENS OF ONION CREEK WHEN YOU ANNEXED OUT THERE. NOT ONLY THAT, BUT EACH YEAR OF THE SERVICE PLAN COST WOULD RESULT IN THE CITY LOSING SOME MONEY EACH YEAR. THOUGHT RANGE AND VARY BUT THEY RAILROAD FROM AROUND 2.5 MILLION A YEAR TO AT HIGH AT 4 MILLION A YEAR. IN MY WORK I HAVE TRIED TO PLUG IN AND TAKE OUT AND PLUG BACK IN THE VARYING DIFFERENT ESTIMATES ABOUT THE WASTEWATER LIEN, BUT LET ME SIMPLY SAY THAT IF YOU USE THE -- IF YOU USE THE \$15 MILLION FIGURE THAT THE MUD CONSULTANTS, LOWER FIGURE, HAS COME UP WITH, AND YOU ADD SOME INITIAL COSTS IN THE FIRST THREE YEARS

THAT HAVE TO DO WITH THE ROUTING STUDY YOU'RE DOING NOW, THE DESIGN, AND THEN IF YOU FULLY ACCOUNT FOR THE PRINCIPAL COST THAT YOU'RE GOING TO PAY UP FRONT -- OR THAT YOU'RE GOING TO BORROW AND PAY WHATEVER IT IS, WHETHER IT'S 9.5 OR 15, AND THEN YOU ACCOUNT FOR THE INTEREST OVER A 22-YEAR PERIOD, WHICH IS, I BELIEVE, THE SAME METHOD THE CITY HAS BEEN USING, YOU'RE GOING TO SEE THAT THERE'S A SUBSTANTIAL INVESTMENT THERE IN THAT -- THAT WASTEWATER LINE AND A COST THAT WILL CONTINUE TO GO NOT ONLY THROUGH THE TEN-YEAR ANNEXATION PERIOD BUT BEYOND THAT PERIOD. AT THIS POINT I MIGHT MAKE JUST A VERY FEW COMMENTS ABOUT THE DIFFERENCE IN WHAT WE'VE DONE AND WHAT THE STAFF HAS DONE.

MAYOR WYNN: VERY FEW.

YES, SIR, I WILL WRAP IT UP. LET ME JUST SAY THAT THERE ARE DIFFERENCES AND STOP WITH THAT. THE LOST CREEK - - IF YOU BACK UP AND LOOK AT THIS, YOU'RE FINANCING THIS PRIMARILY ON PROPERTY TAX REVENUES AND SOME INCREMENT IN WATER RATE REVENUES AND VARIOUS FEES. YOUR BIGGEST TICKET ITEM, SALES TAX, ELECTRIC UTILITY AND MOST OF THE WATER REVENUES ARE ALREADY COMING TO YOU. SO THAT'S WHY I THINK THE NUMBERS COME OUT NEGATIVE. THANK YOU VERY MUCH.

MAYOR WYNN: THANK YOU, MR. .... MR. RAY. [APPLAUSE]

MAYOR WYNN: DAVID FUSALAY, DAVE, ARE YOU FROM BEAUMONT BY CHANCE?

NO, WE'RE FROM -- ORIGINALLY MY FAMILY IS FROM LOUISIANA, SO IT'S CLOSE.

MAYOR WYNN: LAFAYETTE OR BOBRINE.

I WAS BORN IN LAFAYETTE.

MAYOR WYNN: VERY GOOD.

THANK YOU. THANK YOU, MR. MAYOR, THANK YOU MAYOR PRO TEM DUNKERLEY, COUNCIL MEMBERS. MY NAME IS

DAVID --

MAYOR WYNN: I'M SORRY DAVID. I HATE TO KEEP DOING THIS. IS BETTY CULLVAN HERE?

YES.

MAYOR WYNN: DAVID YOU'VE GOT 6 MINUTES.

MY NAME IS DAVID FUSALAY AS THE MAYOR SAID, AND I AM A LICENSED PROFESSIONAL ENGINEER WITH NAY SMITH ENGINEERING IN AUSTIN, TEXAS. NAY SMITH WAS ENGAGED BY LOST CREEK MUD TO PERFORM A PRELIMINARY ANALYSIS OF ISSUES RELATED TO THE ALTERNATIVES THAT WERE PRESENTED BY THE CITY TO THE MUD TO MEET THE CITY'S OBLIGATION TO CREATE -- TO CONNECT LOST CREEK MUD TO THE CITY SEWER SYSTEM PRIOR TO ANNEXATION. THE CITY STAFF HAS IDENTIFIED SIX ALTERNATE ROUTES TO CONNECT TO THE EXISTING WILLIAMSON CREEK INTERCEPTOR,. LINE THAT WOULD ULTIMATELY CARRY WASTEWATER TO THE CITY'S EXISTING SOUTH AUSTIN REGIONAL WASTEWATER TREATMENT FACILITY. THE ROUTES WERE IDENTIFIED BY THE CITY ON AN EXHIBIT DATED FEBRUARY 2006 AND IN THE SCOPE OF SERVICES DATED MAY 2006. IT WAS THOSE SIX ROUTE OPTIONS THAT NAY SMITH STUDIED. I APPRECIATE MR. LIPY'S INPUT EARLIER THENG. IN PREPARING THE STUDY WE HAD NO INPUT FROM AUSTIN WATER UTILITY STAFF OTHER THAN THE EXHIBIT PRODUCED AND THE SCOPE OF SERVICES. A SUMMARY OF OUR FINDINGS ARE AS FOLLOWS: ALL OF THE OPTIONS PRESENTED REQUIRED TWO LIFT STATIONS TO ELEVATE THE SEWAGE A MINIMUM OF 300 FEET. ALL OF THE OPTIONS REQUIRE INSTALLATION OF APPROXIMATELY THREE MILES OF SEWAGE FORCE MAIN. THE ROUTES SELECTED WILL BE -- WILL REQUIRE LATERAL BORING AND INSTALLATION OF A RAW SEWAGE LINE UNDER BARTON CREEK AND ALL OF THE OPTIONS WOULD CROSS CONFIRMED GOLDEN CHEEK WARBLER HABITAT. THE SIX ROUTES PROPOSED WOULD CROSS THE EXISTING BALCONES CANYON LAND PRESERVE AREA. STAFF MEMBERS CONTACTED BY NEI FROM BOTH THE CITY AND TRAVIS COUNTY FAMILIAR WITH THESE ISSUES HAVE INFORMED US THAT PREAPPROVED UTILITY CORRIDORS DO

NOT EXIST IN THESE AREAS AND AS A RESULT APPROVAL FROM THE US FISH AND WILDLIFE SERVICE WOULD LIKELY BE REQUIRED FOR CONSTRUCTION IN THESE AREAS. IN ADDITION, APPROVAL FROM TRAVIS COUNTY COMMISSIONERS COURT AND THE CITY OF AUSTIN CITY COUNCIL WOULD ALSO BE REQUIRED PRIOR TO CONSTRUCTION IN THE BALCONES CAN.... CANYON LAND PRESERVE AREA. THAT MAY BE A POINT OF CONTENTION BECAUSE I KNOW MR. LIPPY STATED EASTERLY YEARLY THERE WERE PREAPPROVED CORRIDORS IN THIS AREA. SO - - NIRM, THE INPUT THAT WE RECEIVED WAS FROM -- BY FAXING THE MAP TO CITY STAFF AND GETTING THEIR INPUT. ALL OF THE OPTIONS PRESENTED BY THE CITY WOULD BE SUBJECT TO REVIEW OF THE PERMIAN REQUIREMENTS OF THE U.S. ARMY CORPS OF ENGINEERS THROUGH SECTION 404 OF THE CLEAN WATER ACT RELATED TO WATER LAND AND PERMITTED UNDER THE FISH AND WILD LIAR SERVICE UNDER THE ENDANGERED SPECIES ACT. IT WOULD REQUIRE INSTALLATION OF THREE PHASE ELECTRIC LINES TO SERVICE THE PROPOSED LIFT STATIONS. ALL OF THE OPTIONS WOULD ALSO REQUIRE EASEMENT AND/OR LAND ACQUISITION BY THE CITY. IN REGARDS TO THIS ACQUISITION IT SHOULD BE NOTED THAT THREE OF THE SIX ROUTES WOULD CROSS PROPERTIES THAT ALREADY HAVE RECORDED FINAL PLATS OR APPROVED PRELIMINARY PLANS, NONE OF WHICH MADE ALLOWANCES FOR THE LIFT STATIONS OR FORCED MAINS PROPOSED IN THE CITY'S OPTIONS. TO GIVE YOU AN IDEA OF THE POSSIBLE EFFECTS THE PROPOSED CITY WASTEWATER IMPROVEMENTS WOULD HAVE, ONE OF THE OPTIONS, IF CONSTRUCTED AS SHOWN ON THE EXHIBIT, WOULD PRESENT APPROXIMATELY 31 PROPOSED SINGLE-FAMILY LOTS AND ADDITIONAL PROPOSED COMMERCIAL AND MULTIFAMILY LOTS. ALSO, ALL OF THE OPTIONS PRESENTED BY CITY STAFF WOULD REQUIRE THE DECOMMISSIONING AND REMOVAL OF EXISTING LOST CREEK MUD WASTEWATER TREATMENT PLAN LOCATED AT THE END OF TURTLE DRIVE. IT WOULD RESULT IN A NET LOT OF 525,000 GALLONS PER DAY OF PERMITTED TREATMENT CAPACITY. FURTHERMORE IT IS NOT KNOWN IF IN IF THE CURRENT WILLIAMSON CREEK ENTER ACCEPT..... TER CAN ACCOMMODATE THE ADDITIONAL FLOW OR IF TREATMENT CAPACITY IS

AVAILABLE AT THE SOUTH AUSTIN REGIONAL WASTEWATER TREATMENT PLAN. AND IF WE CAN GO TO THE NEXT SLIDE. IF EVERYONE -- IF YOU WANT -- YOU'RE INTERESTED, YOU CAN LOOK UP THE SLIDE ON THE SCREEN. THE CHART SHOWS THAT THE TOTAL PROJECT COST RANGE FROM 14 MILLION TO \$25 MILLION. AND THE TOTAL PROJECT COSTS INCLUDE ENGINEERING DESIGN, ENVIRONMENTAL AND ENDANGERED SPECIES INVESTIGATION AND CLEARANCES, LAND AND EASEMENT ACQUISITIONS, PROJECT PERMITTING, LIFT STATION AND FORCED MAIN CONSTRUCTION COSTS AND CONSTRUCTION INSPECTION COSTS, DECOMMISSIONING OF THE EXISTING WASTEWATER TREATMENT PLANT AND AN ALLOCATION FOR THE LOST 520,000 GALLONS PER DAY OF TREATMENT CAPACITY. FINALLY, I'D LIKE TO SAY THAT ALL THE OPTIONS PRESENTED BY THE CITY HAVE SIGNIFICANT ENVIRONMENTAL AND CONSTRUCTABILITY ISSUES. IT IS RECOMMENDED THAT A DETAILED ENGINEERING STUDY BE CONDUCTED OF ANY AND ALL OF THE CITY'S PROPOSED OPTIONS. SUCH A STUDY WOULD BE THE ONLY WAY TO ADEQUATELY JUDGE THE TRUE COST TO THE CITY FOR HANDLING LOST CREEK'S WASTEWATER FLOW, AND I'D BE HAPPY TO ANSWER ANY QUESTIONS THAT THE COUNCIL MAY HAVE.

MAYOR WYNN: THANK YOU, MR. FUSLY. ANY QUESTIONS OF DAVID? THANK YOU SIR.

ALL RIGHT. I'D LIKE TO INTRODUCE FORMER MUD BOARD MEMBER, JOHN BAY. BAY. [APPLAUSE]

MAYOR WYNN: WELCOME, JOHN. AND MY BET IS THAT LISA KILO IS HERE. LISA KILO? YOU'D OOH YOU'LL HAVE UP TO 6 MINUTES.

THANK YOU AND WE APPRECIATE THE FACT THAT YOU-ALL CAME DOWN HERE THIS EVENING. MY NAME IS JOHN BAY. I AM A RESIDENT AND DIRECT..... DIRECTOR AND PASS OFFICER OF THE MUD BOARD. I'M ALSO FORMER GENERAL COUNSEL OF THE WATER COMMISSION. I WOULD LIKE TO BRIEFLY ADDRESS SOME OF THE ENVIRONMENTAL ISSUES AND IMLE INDICATIONS INVOLVED WITH THE CITY OF AUSTIN ANNEXATION. LOST CREEK MUD HAS OFFICIALLY RECOGNIZED BY THE STATE OF TEXAS FOR PROVIDING

SUPERIOR WATER SERVICE FOR STRAIGHT FIVE YEARS AND ALTHOUGH WE OBTAIN WHOLESAL WATER FROM THE CITY, IT IS YOU ALSO THE QUALITY OF OUR MAINTENANCE ACTIVITIES THAT HAVE HELPED US EARN SUPERIOR RANKING. FURTHER, LOST CREEK MAINTAINED THE HIGHEST POSSIBLE ENVIRONMENTAL COMPLIANCE RATING AVAILABLE FROM THE TCEQ. WE HAVE A PERFECT SCORE OF 0.00. BY THE.....BY WAY OF COMPARISON AND NOT BY WAY OF CRITICISM, THE CITY SCORE IS 2.85, WHICH IS ABOVE AVERAGE. LOST CREEK CURRENTLY OPERATES UNDER A NO DISCHARGE WASTEWATER PERMIT. THAT MEANS WE DO NOT DISCHARGE OUR WASTEWATER FLUENT INTO A WATER COURSE, SUCH AS THE CITY OF AUSTIN TYPICALLY DOES WITH MOST OF ITS MAJOR WASTEWATER TREATMENT PLANS.

WHICH WE ARE ASKED TO DO, BY THE WAY, BY EVERYBODY DOWNSTREAM OF OF THE CITY OF AUSTIN ON THE COLORADO RIVER. THANK YOU VERY MUCH.

THEY'RE VERY HAPPY WITH THAT. OUR WASTEWATER IS VERY HIGHLY TREATED. , IN FACT, OUR WASTEWATER, WHICH IS NOT DISCHARGED, IS TREATED NEARLY TO THE SAME STANDARDS AS THE CITY'S WASTEWATER, WHICH IS DIRECTLY DISCHARGED INTO THE COLORADO RIVER. IT IS ONLY AFTER THIS STRINGENT LEVEL OF WASTEWATER TREATMENT THAT OUR EFFLUENT IS THEN AT THAT POINT CONVEYED OVER TO LOST CREEK COUNTRY CLUB FOR REUSE BY THE CLUB ON FAIR WAYS AND GREENS OF THE GOLF COURSE. THIS IS A PERFECTLY ACCEPTABLE PRACTICE AS THE CITY ITSELF AS I UNDERSTAND OPERATES THREE SUCH RECLAMATION PLANTS THAT IRRIGATE GOLF COURSES WITH WAIVERS WATER EFFLUENT. SIGNIFICANT, IN THIS CASE, THE COUNTRY CLUB'S REUSE OF OUR EFFLUENT IS ALSO SUBJECT TO VERY STRINGENT ENVIRONMENTAL MANAGEMENT PRACTICES. THOSE SPECIFICALLY INCLUDE A SERIES OF DETAILED REQUIREMENTS TOTALING APPROXIMATELY 10 PAGES AND A FORMAL AGREEMENT THAT WAS ENTERED INTO BETWEEN THE CITY OF AUSTIN AND LOST CREEK COUNTRY CLUB AND LATER ADOPTED BY ORDINANCE BY THE CITY. SO THE CITY HAS ALREADY TAKEN SUFFICIENT ACTION TO ENSURE THAT THE WASTEWATER IRRIGATION PRACTICES THAT TAKE PLACE AT LOST CREEK

COUNTRY CLUB ARE ENTIRELY ENVIRONMENTAL PROTECTIVE OF THE BARTON CREEK WATERSHED. NOW, ULTIMATELY, IN MY OPINION, AND I THINK THE OPINION OF MANY, ANY SUGGESTION THAT ANNEXATION IS IN ANY WAY NECESSARY TO PROVIDE OR IMPROVE ON ENVIRONMENTAL PROTECTION IN THE BARTON CREEK WATERSHED I BELIEVE IS NOT BEING FAIR TO LOST CREEK GIVEN ITS RECORD AND ALSO I BELIEVE WOULD RELY ON MANY FALSE ASSUMPTIONS. MORE SIGNIFICANTLY I THINK WHAT WE HAVE TO DO IS TAKE A LOOK AT THE TIFFS THAT ARE BEING PLACED ON THE TABLE BY THE CITY OF AUSTIN IN SATISFYING ITS OBLIGATION TO EXTEND WASTEWATER SERVICE TO LOST CREEK. AS OUR RECENT MOST PREVIOUS SPEAKER HAS DESCRIBED FOR YOU, THERE ARE SUBSTANTIAL CONSTRUCTION FEASIBILITY AND PERMITTING APPLICATIONS ASSOCIATED WITH ANY OF THE OPTIONS THAT THE CITY HAS PROPOSED. I WOULD CONSIDER THEM STAGGERING, QUITE FRANKLY, INCLUDING THE LEAST COSTLY OF THE OPTIONS, OPTION 2. I HAVE NOT SEEN ANY ENVIRONMENTAL IMPACT STATEMENT THAT HAS BEEN PERFORMED OR EVEN FORMALLY PROPOSED AT THIS STAGE PRIOR TO UNDERTAKING THIS SIGNIFICANT PROJECT. AUSTIN THUS FAR, PERHAPS THEY WILL DO SO IN THE FUTURE, BUT THERE'S BEEN A FAILURE TO CONSIDER WHAT I WOULD CONSIDER SUBSTANTIAL RISKS THAT ARE GOING TO BE TO WET LANDS ALONG THE CREEK, ARCHAEOLOGICAL AREAS IN THE BLUFFS ABOVE THE CREEK, WATER QUALITY, BOTH GROUNDWATER AND SURFACE WATER, ENDANGERED SPECIES, BIRDS, AND INVERT BRATS, ALL DURING THE VARIOUS CLEARING, TRENCHING, BORING AND TUNNELING PHASES OF THIS CONSTRUCTION. ALSO AN ENVIRONMENTAL IMPACT STATEMENT WOULD HAVE TO FURTHER CONSIDER WHAT I CONSIDER TO BE VERY SERIOUS IMPLICATIONS ARISING FROM A POSSIBLE CATASTROPHIC LIFT STATION OR LINE FAILURE. AGAIN, WE'RE TALKING ABOUT TRANSPORTING RAW UNTREATED SEWAGE ACROSS BARTON CREEK, AND ANY MISTAKE IN THE FUTURE IS GOING TO LEAD TO CATASTROPHIC RESULTS. AGAIN, AND NOT BY WAY OF CRITICISM, THE CITY CERTAINLY HAS EXPERIENCED A NUMBER OF RAW SEWAGE BYPASSES INTO WATER COURSES WITHIN IT'S JURISDICTION AND THE CITY HAS ALSO SUFFERED A SEWAGE TUNNEL COLLAPSE WITHIN THE



PAST FIVE YEARS. I'M NOT SAYING THAT'S GOING TO HAPPEN BUT I BELIEVE THAT POSSESS A VERY SIGNIFICANT RISK, A SIGNIFICANT CATASTROPHIC IMPACT TO NOT ONLY BARTON CREEK AND THE BARTON CREEK WATERSHED BUT POTENTIALLY THE BALCONES CANYON LAND PREFERS WHICH THE CITY HAS SPENT A GREAT DEAL OF MONEY TRYING TO SET ASIDE. SO IN SUM I WOULD LIKE TO MAKE THE FOLLOWING POINTS. LOST CREEK OPERATES A VERY HIGHLY RATED WATER AND WASTEWATER TREATMENT FACILITIES. WE PRODUCE VERY HIGH QUALITY EFFLUENT AND THAT IS PROPERLY REUSED BY LOST CREEK COUNTRY CLUB AND DONE SO UNDER STRINGENT REGULATIONS SOME OF WHICH THE CITY HAS ENFORCED. THE CITY'S..S ANNEXATION..... ANNEXATION PROPOSALS ON THE OTHER HAND I BELIEVE SIMPLY HAVE TOO MUCH RISK AND ACCORDINGLY ANNEXATION IS SIMPLY NOT WORTH IT. AT THIS POINT I'LL BE HAPPY TO ANSWER ANY QUESTIONS AND BARRING ANY QUESTIONS I'LL TURN IT OVER TO GRANT MAKE CALL, WHO IS THE CURRENT PRESIDENT OF THE NEIGHBORHOOD ASSOCIATION.

MAYOR WYNN: THANK YOU, MR. VAY. OUR NEXT SPEAKER IS GRANT MCCALL. GRANT, WELCOME. [APPLAUSE]

MAYOR WYNN: YOU MUST HAVE WON IN A LANDSLIDE.

I THINK SO.

MAYOR WYNN: WE'VE GOT A COUPLE FOR.... FOLKS, IS TOM AND LISA KELLY HERE? WHERE IS TOM? OUR RULES BEING THAT YOU HAVE TO BE PRESENT. SO GRANT, UP TO SIX MINUTES IF YOU NEED IT. WELCOME -- HEY, TO HIM, WELCOME.

SIX SHOULD BE ENOUGH. THANK YOU, MAYOR. FIRST OF ALL, MAYOR, FUTRELL, PRODUCT TECHNICAL DUNKERLEY, COUNCIL, THANK YOU FOR YOUR SERVICE AND THANK YOU FOR COMING OUT TONIGHT TO LISTEN TO US AND I APPRECIATE IT. THE OTHER NIGHT ONE OF YOUR STAFF MEMBERS MADE THE COMMENT THAT ONE OF THE BENEFITS WE WOULD GAIN IN LOST CREEK WOULD BE THE ABILITY TO VOTE IN THE CITY ELECTION, AND WHILE I'M SURE THERE ARE 3,000 VOTERS THAT YOU WOULD LOVE TO ADD TO YOUR

VOTING ROLLS, I DON'T KNOW THAT THAT'S A BARRING.....  
BARGAIN THAT WE'RE READY FOR RIGHT NOW BECAUSE IT  
LOOKS LIKE WE'D LOSE AND ALL WE'D GAIN IS A VOTE. AND  
THAT CONCERNS ME. AS IT STANDS NOW WE IN LOST CREEK  
CAN ENJOY A GOVERNMENT THAT DELIVERS EVERYTHING  
WE NEED, WATER, WASTEWATER, BEAUTIFICATION OF  
COMMON AREAS, AND THIS IS DONE MORE EFFICIENTLY AND  
AT A LOWER COST THAN WHAT WE BELIEVE THE CITY CAN  
DO. WE ENJOY AN INPAWRL LED ACCESS TO OUR MUD  
STAFF. THEY GIVE US RESPONSE THAT THE CITY NOR  
AUSTIN COULD OTHERWISE MATCH. DURING THE WEEK IF I  
HAVE A PROBLEM WITH WATER OR WASTEWATER I GET A  
RESPONSE WITHIN TEN MINUTES FROM THE STAFF AND  
EVEN ON THE WEEKENDS IT'S ALWAYS BEEN 30 MINUTES OR  
LESS. BEYOND THAT THE CITY -- EXCUSE ME, BEYOND THAT,  
THE STAFF HAS A MAINTENANCE PROGRAM THAT IS SECOND  
TO NONE. FRANKLY I SLEEP BETTER AT NIGHT KNOWING  
THAT THEY ARE TAKING CARE OF OUR WASTEWATER  
SYSTEM, WHICH SITS ON TOP OF BARTON CREEK. WE ALSO  
ENJOY TWO NEIGHBORHOOD PARKS THAT THE MUD OWNS.  
FIVE MILES OF HIKING TRAILS -- EXCUSE ME, ONE  
CORRECTION, THE MUD RENTS ONE OF THEM -- AND FIVE  
MILES OF HIKING TRAILS THAT THE MUD CREATED WITH THE  
HELP OF OUR NEIGHBORS AND THEY HELP KEEP THEM  
CLEAN. WE HAVE STREET BEAUTIFICATION ACTIVITIES  
MAINTAINED BY A FULL-TIME TECHNICIAN. I HAVE TO BELIEVE  
THAT ALL OF THESE ELEMENTS WOULD BE LOST IN AUSTIN'S  
BUDGET HIT AND STAFFING LOWS. I THINK IT'S ALSO WORTH  
NOTING THAT IT WAS THE MUD, AND NOT EVEN THE  
DEVELOPERS OF LOST CREEK, WHO DEVELOPED AND BUILT  
THE TWO PARKS AND HAVE PAID FOR THEM WITH LOST  
CREEK TAXPAYER MONEY. NO ONE ELSE HELPED US BUILD  
THOSE PARKS. AS JACK WILL HELM SO ELOQUENTLY  
EXPLAINED LAST THURSDAY, YOUR STREET MAINTENANCE  
STANDARDS ARE LOWER THAN THOSE THAT WE RECEIVE  
FROM TRAVIS COUNTY. WE GET ETHNIC STREET MATERIAL  
AND YOU USE CHIP ROCK. EVEN THE MAYOR CONCEDED  
THAT THIS COLLECTS IN YOUR SEWER SYSTEM. PERHAPS  
IT'S US THAT SHOULD ANNEX YOU. [LAUGHTER] [APPLAUSE]

BUT, YOU KNOW, AS IMPORTANT AS ANYTHING ELSE, WE  
WILL LOSE RESTRICT I..IVE...IVE COVENANTS WHEN YOU

ANNEX US. OUR MUD SERVES AS THE HOMEOWNERS ASSOCIATION AND CURRENTLY PROVIDES THAT SERVICE AND THEY ALSO HELP TO MAINTAIN THE STANDARDS OF HOME VALUES AND QUALITIES IN OUR NEIGHBORHOOD THAT IS NOW MORE..... MORE THAN 30 YEARS OLD. IF WE LOSE THAT THE ONLY OPTION IS NEIGHBORS SUING NEIGHBORS TO ENFORCE RESTRICTIONS. QUITE FRANKLY THIS IS A BENEFIT WE DO NOT WANT TO GIVE US. GIVE UP. IN CLOSING, I WOULD LIKE TO LEAVE YOU WITH ONE THOUGHT. BOTH THE CITY WEB.... WESTBOUND AND YOUR STAFF.....WEB.....WEB SITE AND YOURSTAFF HAVE TALKED ABOUT HOW ANNEXATION IMPROVES THIS SERVICE AND THAT SERVICE. , IN...., IN FACT, THE WHOLE LANGUAGE OF ANNEXATION IS IMPROVEMENT, MOVING FORWARD, ADDING SERVICES, SO I'M LEFT TO BELIEVE THAT THE FINAL GOAL OF ANNEXATION IS IMPROVEMENT OF THE AREA BEING ANNEXED. , IN FACT, I KNOW IN SOME INSTANCES THERE HAVE BEEN AREAS OF AUSTIN WHERE THEY EVEN REQUESTED ANNEXATION IN ORDER TO IMPROVE THEIR INFRASTRUCTURE. HOWEVER, IN THE CASE OF LOST CREEK I THINK THE CITY COUNCIL NEEDS TO COME TO TERMS WITH THE FACT THAT LOST CREEK MAINTENANCE A..MAINTAINS A LIAR LEVEL OF SERVICE. THT A FOCUSED EFFORT EEEFFORT BY A LOCAL COMMUNITY TO KEEP STANDARDS HIGH AND ENFORCE THEM. THIS IS NOT A CRITICISM OF THE CITY STANDARDS, JUST A STATEMENT OF FACT BASED ON THE EVIDENCE PRESENTED. IF LOST CREEK IS GOING TO JOIN THE CITY OF AUSTIN, THE CITY SHOULD RISE TO OUR STANDARDS, WE SHOULD NOT HAVE TO LOWER OUR STANDARDS TO YOURS. [APPLAUSE]

I THANK YOU FOR YOUR TIME, AND AT THIS TIME IT IS MY DISTINCT PLEASURE TO INTRODUCE MY PREDECESSOR OF THE LOST CREEK NEIGHBORHOOD ASSOCIATION PRESIDENT, ALSO UNANIMOUSLY VOTED IN. THAT IS CHRIS KERBO.

KIM: I HAVE A QUESTION.

MAYOR WYNN: COUNCIL MEMBER.

KIM: KIM SINCE HE BROUGHT OF ISSUE OF STREET MAINTENANCE ANSWER IESM BECOME THE STREET

MAINTENANCE QUEEN FOR SOME REASON, I WANTED TO ASK THE CITY MANAGER WHAT THE DIFFERENCES ARE AND WHAT IS OUR OBLIGATION AND WHAT IS OUR PLAN HAVING TO DO WITH DIFFERING QUALITIES OF I GUESS THE COMPOSITION OF WHAT IS PUT IN THE ASPHALT OR IN THE STREET?

WELL, WE HAD SOME INITIAL DISCUSSION WITH THE COUNTY. I'M GOING TO GIVE YOU JUST A LITTLE BIT OF WHAT WE HAVE FOUND OUT. LET ME FIND OUR -- THE SECTION ON IT HERE. WE'VE SPOKEN WITH THE DIRECTOR OF TRAVIS COUNTY TRANSPORTATION NATURAL RESOURCES, DON WARD. ACCORDING TO THE COUNTY, THEY HAVE NO SPECIAL AGREEMENT WITH ANY SUBDIVISION REGARDING STREET RESURFACING. THEY BASICALLY TOLD US THAT THERE WAS AN ISSUE OUT IN LOST CREEK ABOUT THE SEAL COAT THAT TRAVIS COUNTY DID MANY YEARS AGO THAT PROMPTED A COMMISSIONER AT THAT TIME TO REQUEST SOMETHING ELSE, AND THAT THEY CALLED IT A ONE-TIME RESOLUTION AND ACTION WAS TAKEN AT THAT TIME, NOT THROUGH A BINDING OR LONG-TERM AGREEMENT, ON THAT KIND OF SEALING OH PAVEMENT. THEY THEY SAID THEY NO LONGER DO THIS TYPE OF PAYMENT. IT'S CALLED A THIN TYPE F OVERLAY. THEY HAVE DECIDED TO STOP SEAL COATING REDENGs AREAS ALTOGETHER. THEY ARE NOW PROJECTING THE USE OF SOMETHING CALLED REJUVENATION. IT'S A CHEMICAL TREATMENT DESIGNED TO EXTEND ASPHALT PAVEMENT LIFE, AND THEN THEY HAVE A VARIETY OF OTHER THINGS THEY'RE TRYING TO WORK THROUGH, SOMETHING CALLED MICRO SURFACING. IT'S VERY SIMILAR TO WHAT WE CALL SLURRY SEAL IN AUSTIN. SO THEY THINK TRAVIS COUNTY IS VERY LIKELY TO HAVE CHOSEN MICRO SURFACING FOR LOST CREEK IN THE FUTURE THAT WOULD MAKE IT ALMOST IDENTICAL TO SLURRY SEAL, WHICH IS PART OF WHAT AUSTIN USES NOW. OUR REVISED ESTIMATES, WHICH WE POSTED ON THE WEB.... WEB SITE, IS CONSISTENT WITH THE INCREASED COST OF MICRO SURFACING FOR LOST CREEK MUD AND WE'RE GOING TO BE EXPLORING THIS OVER THE NEXT COUPLE YEARS TO SEE EXACTLY WHAT WAS AGREED TO, WHAT WASN'T AND WHAT WE CAN DO TO HELP WITH SATISFACTION ON PAVING.

KIM: THANK YOU.

MAYOR WYNN: THANK YOU-ALL. COUNCIL MEMBER  
LEFFINGWELL?

LEFFINGWELL: I JUST WANTED TO CLARIFY SOMETHING. MS. HUFFMAN WHEN YOU GAVE US YOUR BRIEFING YOU SAID THAT A SPECIAL DISIKT COULD BE CREATED TO ENFORCE DEED RESTRICTIONS, I THOUGHT THAT'S WHAT I HEARD YOU SAY, AND THAT'S CONTRARY TO WHAT WE JUST HEARD HERE. IS THAT NOT CORRECT?

COME UP TO THE MICROPHONE. LAURA IS SPEAKING ABOUT A TOOL THAT IS PART OF WHAT'S CALLED A STRATEGIC PARTNERSHIP AGREEMENT, SOMETHING WE HAVE ALREADY OFFERED TO NEGOTIATE WITH LOST CREEK. IT ALLOWS YOU TO CREATE SOMETHING CALLED A LIMITED DISTRICT. WE DID THAT WITH TANGLE WOOD MUD IN 1997 AND '98 AND HAVE THAT ALSO IN -- WELL BRANCHES DID THAT SEPARATELY BUT ANDERSON MILLION MUD WOULD BE ANOTHER EXAMPLE, PLANS FOR A LIMITED DISTRICT, AND THAT WOULD ALLOW YOU THE ABILITY TO DO SPECIAL AND DIFFERENT ENFORCEMENT OF DEED RESTRICTIONS. LAURA, CAN YOU ADD TO THIS?

THAT IS AN EXCELLENT SUMMARY OF HOW WE WOULD HANDLE THE DEED RESTRICTION ISSUE, AND THE ONLY THING I WOULD ADD IS WE CAN DO THAT AS A PART OF THE ANNEXATION PROCESS. IT WOULD BE A SEPARATE AGREEMENT AND IT'S CALLED A STRATEGIC PARTNERSHIP AGREEMENT THAT WOULD BE BETWEEN THE CITY AND THE MUD.

LEFFINGWELL: OKAY -- AND SO THAT WOULD BE ENFORCED BY THE CITY AND THEY WOULD NOT HAVE TO RELY ON INDIVIDUALS SUING THEIR NEIGHBORS?

NO, IT WOULD BE ENFORCED BY THE DISTRICT, SO WHAT IT WOULD ALLOW -- IT WOULD ALLOW A LIMITED PURPOSE DISTRICT TO EXIST IN ORDER TO ENFORCE THOSE DEED RESTRICTIONS.

LEFFINGWELL: THANK YOU.

MAYOR WYNN: THANK YOU MS. HUFF MAN. WELCOME BACK, CHRIS KERBO AND IS MARY ANN ANDERSON HERE? CHRIS OCCUR BONE IS..... CER BO IS OUR NEXT SPEAKER. CHRIS, YOU'LL HAVE UP TO 6 MINUTES, OCCASIONALLY YOU'LL SEE SOME OF US LEAVE THE DAIS. IN MY CASE MY FIRST MEAL IS SITTING RIGHT THERE SO I'LL BE LISTENING INTENTLY WATCHING FROM BEHIND THE CURTAINS. SO WELCOME.

MR. MAYOR, CAN I ASK A QUESTION REGARDING --

MAYOR WYNN: NO, SIR.

MS. HUFF MAN'S RESPONSE?

MAYOR WYNN: WE'RE GOING TO COLLECT ALL THE QUESTIONS AND WE'LL STAY HERE AS LONG AS YOU-ALL WANT TO. WE'VE DONE THIS TILL 4:00 IN THE MORNING.

IT'S RELATED.

MAYOR WYNN: WHY DON'T YOU LET MR. CER BO SPEAK. CHRIS, WELCOME BACK. YOU HAVE UP TO 6 MINUTES IF YOU NEED IT.

THANK YOU, SIR. GOOD EVENING, MAYOR WYNN AND DISTINGUISHED COUNCIL MEMBERS. THANK YOU-ALL FOR COMING OUT TONIGHT IN... IN LIEU OF THE CAMP OH MEETING. I'VE BEEN THERE WITH YOU-ALL AND I KNOW COMPARED TO THAT THIS IS GOING TO BE A VACATION, BUT MAYBE NOT SO MUCH. I'M THE PAST PRESIDENT OF THE LOST CREEK NEIGHBORHOOD ASSOCIATION AND I WANTED TO TALK ABOUT HOW THE LOST CREEK MUD AND THE LCRA WORK TOGETHER TO MAKE IT A GREAT COMMUNITY AND HOW THAT COMMUNITY WILL BE DESTROYED IF LOST CREEK IS ANNEXED. FIRST YOU SHOULD UNDERSTAND THAT THE LCNA IS NOT A HOMEOWNERS ASSOCIATION. OUR ASSOCIATION IS A PURELY VOLUNTEER ORGANIZATION WITH ABOUT 60% PARTICIPATION. HOA, WHICH REQUIRED A HUNDRED% % PARTICIPATION, WOULD HAVE THE POWER TO ENFORCE THE DEED RESTRICTIONS WE WERE JUST TALKING

ABOUT. AND WE WOULD HAVE THE RESOURCES TO OPERATE THE AMENITIES SUCH AS THE PARKS AND POOLS IF WE HAVE THEM. IT WOULD BE IMPOSSIBLE TO GET THE 100% VOTE REQUIRED TO FORM A NEW HOA IN OUR ENABLER. ACTUALLY I WOULD VOTE AGAINST IT MYSELF BECAUSE HOAS CAN BE PRETTY UNFAIR. IN LOST CREEK OUR MUD IS OUR LOCAL GOVERNMENT AND THE NEIGHBORHOOD ASSOCIATION RELIES ON THEM TO HANDLE LEGAL ISSUES AND ITEMS THAT PERTAIN TO REAL PROPERTY IN THE DISTRICT. IT'S NOT JUST A PLACE WHERE YOU DROP OFF YOUR WATER BILL. BECAUSE OF.....THE BECAUSE THE NEIGHBORHOOD ASSOCIATION OWNS NO REAL PROPERTY WE MUST WORK CLOSELY WITH THE MUD TO UTILIZE ALL ASSETS OF THE NEIGHBORHOOD, ESPECIALLY OUR PARKS. FOR EXAMPLE, IF WE WANT TO PRESERVE THE LOST CREEK, YOU NEED ONLY DROP BY THE MUD OFFICE AND REQUEST A TIME SLOT FOR A BIRTHDAY PARTY, SCOUT MEETING OR SOMETHING ELSE. OUR SENSE OF COMMUNITY WOULD BE LOST IF SOMEONE OUTSIDE THE DISTRICT IS TRYING TO MANAGE OUR PARKS TO THIS LEVEL OF DETAIL. IT JUST WON'T HAPPEN. THE LOST CREEK NEIGHBORHOOD ASSOCIATION AND OTHER LOST CREEK ORGANIZATIONS ALSO USE THE MUD MEETING ROOMS FOR ANY NONPROFIT GROUP MEETINGS. THOUSANDS OF HOURS HAVE BEEN SPENT THERE PLANNING NEIGHBORHOOD EVENTS SUCH AS OUR ANNUAL FAMILY FUN DAY. HUNDREDS OF SCOUTS HAVE MET THERE AND RECEIVED AWARDS BENEATH THE LOST CREEK -- LOST CREEK OFFICIAL SEAL AND THE FLAGS OF THE U.S. AND THE STATE OF TEXAS. THIS IS WHERE WE TEACH THEM ABOUT CITIZENSHIP AND WHAT THE PLEDGE OF ALLEGIANCE MEANS. THROUGH THE MUD TAXES WE MAINTAIN THIS HIGHLY UTILIZED RESOURCE. IF THE MUD IS SHUT DOWN WE WILL NO LONGER HAVE THE ESSENTIALLY THE ESSENTIAL GATHERING PLACE FOR OUR COMMUNITY TO COME TOGETHER. OUR SENSE OF COMMUNITY EXISTS BECAUSE THE LEADERS ARE OUR NEIGHBORS AND WE SEE THEM ALL THE TIME AT THE MONTHLY MEETINGS. THE MUD BOARD OF DIRECTORS ARE ALL RESIDENTS OF LOST CREEK. MANY OF THEM HAVE HAD A SEAT ON THE LCNA AT ONE TIME OR ANOTHER. WHEN AN ISSUE COMES UP THE MUD AND THE LCNA DECIDE TOGETHER WHICH GROUP SHOULD TAKE ACTION. FOR

EXAMPLE, IN DEED RESTRICTION CASES THE LCNA APPOINTS THE ARC TECHNICAL TRURL HOME COMMITTEE. THEY HAVE THE FIRST SAY ON HOME UPGRADES, ET CETERA. THE MUD DEALS WITH COMPLAINTS OF DEED RESTRICTIONS VIOLATIONS, BECAUSE THEY HAVE THE AUTHORITY TO ACT ON THEM AND PROTECT THE TAXPAYERS. NEIGHBORS UNDERSTAND THIS AND APPRECIATE HOW THE MUD DILIGENTLY PROTECTS THEIR INVESTMENTS.....INTHEIR HOMES. IT'S PART OF LOST CREEK'S SUCCESS AS A NEIGHBORHOOD. THE MAIN POINT I WANT TO MAKE IS THAT OUR COMMUNITY RELIES ON THE MUD TO MAINTAIN WHAT IS THE LOST CREEK WAY OF LIFE. YOU'RE GOING TO HEAR MORE AND YOU'VE ALREADY HEARD A LOT OF WHY THIS ANNEXATION ISN'T A GOOD DEAL FINANCIALLY FOR AUSTIN BUT YOU SHOULD ALSO KNOW THAT IT WILL DESTROY THE SENSE OF COMMUNITY WE ENJOY IN LOST CREEK IF WE LOSE THE SUPPORT OF OUR OWN MUNICIPAL UTILITY DISTRICT. THANK YOU.

MAYOR WYNN: THANK YOU, CHRIS. [APPLAUSE]

I'D LIKE TO INTRODUCE MY FRIEND, BILL FLOOD. HE'S THE VICE PRESIDENT OF THE LOST CREEK MUD BOARD.

MAYOR WYNN: WELCOME, BILL. YOU'LL HAVE THREE MINUTES.

I'LL BE BRIEF. THANK YOU, MAYOR. THANK YOU MAYOR PRO TEM, CITY MANAGER, COUNCIL MEMBERS. THANK YOU FOR YOUR TIME TONIGHT FOR MEETING US HERE AT THE FINE ARTS FACILITY. WHETHER OR NOT THE RESIDENTS OF THE CITY OF AUSTIN REALIZE IT, THEY'LL BE HELPING TO PAY FOR THE ANNEXATION OF LOST CREEK, SO NOT ONLY WILL THAT BE A COST TO THEM, IT WILL OBVIOUSLY BE A COST TO THE LOST CREEK RESIDENTS ..... RESIDENTS. MR. RAY'S FIRM EVALUATED THE TAXES AND FEES THAT WE WILL PAY AFTER ANNEXATION, AND IN SUMMARY OUR COSTS WILL GO UP SOME 20% FOR REALLY NO BETTER LEVEL OF SERVICES, ACTUALLY PROBABLY A DECLINE IN THE LEVEL OF SERVICES. HERE ARE SOME OF THE UGLY DETAILS. TAXES FOR THE AVERAGE HOUSEHOLD WILL INCREASE \$808 PER YEAR. THE COST OF WATER SERVICE WILL INCREASE BY \$111 PER YEAR. WASTEWATER SERVICE WILL GO UP BY \$638



PER YEAR. THAT'S 204% INCREASE IN OUR -- IN THE COST OF OUR WATER. TRASH COLLECTION WILL COST AN ADDITIONAL \$118 PER YEAR. YOUR DRAINAGE FEE, THE CITY OF AUSTIN DRAINAGE FEE WILL ADD ANOTHER \$85 A YEAR AND COST TO THE RESIDENTS OF LOST CREEK, AND YOUR TRANSPORTATION USER FEE WILL ADD ANOTHER 4.. \$44 PER YEAR TO THE RESIDENTS OF LOST CREEK, SO OBVIOUSLY THE BURDEN OF THOSE COSTS FALLS ON THE LOST CREEK COMMUNITY. IT'S NOT THAT WE CAN'T CHOKE DOWN THE INCREASED TAX LOAD THAT THIS ANNEXATION WILL BESTOW US WITH, BUT CONSIDERING THE DIMINISHED SERVICE LEVELS THAT WILL FOLLOW THE ANNEXATION, I'M NOT SURE WHY WE HAVE TO DO THAT. FRANKLY, COUNCIL MEMBERS, IT'S JUST NOT WORTH IT. ALSO, IN COMMENT ABOUT MS. HUFFMAN -- HER COMMENTS ABOUT THE SBA, THE STRATEGIC PARTNERSHIP AGREEMENT AND LIMITED ANNEXATION ISSUE, YES, THAT IS A POSSIBILITY, BUT I'M A REAL ESTATE BROKER AND I SELL RESIDENTIAL REAL ESTATE PRETTY MUCH ALL OVER THIS, YOU KNOW, TRAVIS COUNTY, BUT SPECIFICALLY IN LOST CREEK I SELL A LOT, AND IN OTHER NEIGHBORHOODS WHERE THEY HAVE THIS LIMITED ANNEXATION, THAT COMES AS AN EXPENSE TO THAT NEIGHBORHOOD BECAUSE THAT LIMITED ANNEXATION, THE FUNDS TO ENFORCE THOSE DEED RESTRICTIONS COME THROUGH TAXATION, AND SO NOT ONLY WOULD WE HAVE THE PRIVILEGE OF THE HIGHER AUSTIN CITY TAXES, WE WOULD HAVE THE ADDITIONAL TAX OF THE LIMITED TAXATION FOR THE ABILITY TO ENFORCE THOSE DEED RESTRICTIONS. AGAIN --

MAYOR WYNN: PLEASE CONCLUDE. YOUR TIME HAS EXPIRED.

I WAS JUST GOING TO SAY THANK YOU VERY MUCH FOR YOUR TIME. APPRECIATE IT VERY MUCH, AND WITH THAT I'D LIKE TO INTRODUCE NANCY NAVE, A CURRENT BOARD MEMBER, AND OUR NEIGHBORHOOD HISTORIAN. NANCY?

MAYOR WYNN: THANK YOU NANCY. [APPLAUSE]

MAYOR WYNN: HOLD ON, NANCY. LET'S SEE. LISA NAVE, ARE YOU HERE? HI, LISA. HOW ABOUT HELEN ALEXANDER? HELLO, HELEN. ROBERT? ROBERT -- ROBERT -- KIMY? HELLO,

ROBERT. SHARON LEER? HELLO, SHARON. SO NANCY HAS UP TO 15 MINUTES IF YOU NEED IT.

THANKS YOU. GOOD EVENING, MAYOR WYNN, MAYOR PRO TEM DUNKERLEY AND THE COUNCIL MEMBERS. MY NAME IS NANCY NAVE AND I'M A DIRECTOR ON THE LOST CREEK MUD BOARD AND CHAIRPERSON OF OUR PARKS COMMITTEE. I'VE LIVED IN LOST CREEK FOR OVER 27 YEARS. I'M A PAST PRESIDENT OF THE LOST CREEK NEIGHBORHOOD ASSOCIATION AND HAVE HELD EVERY POSITION ON THE NEIGHBORHOOD ASSOCIATION BOARD, MORNS ONCE. CALL ME A BLUT ON..... GLUTTON FOR PUNISHMENT. I'M JUST KIDDING. I'M ALSO A 27 YEAR MEMBER OF THE LOST CREEK HOME AND GARDEN CLUB AND I AM THE HISTORIAN OF OUR COMMUNITY. BEING SUCH A LONG-TERM RESIDENT OF LOST CREEK AND ONE WHO HAS BEEN DIRECTLY INVOLVED IN TRYING TO MAKE LOST CREEK A BETTER PLACE TO LIVE FOR ALL OF THESE YEARS, I WOULD LIKE TO TELL YOU FROM MY PERSPECTIVE HOW I VIEW THE PROPOSED ANNEXATION WHICH IS BEING REQUESTED BY YOU AT THIS TIME, BUT FIRST I'D LIKE TO GO BACK TO WHEN I FIRST MOVED INTO LOST CREEK. IT WAS A SMALL COMMUNITY OF AROUND 300 HOMES. I HAD NEVER LIVED IN A MUNICIPAL UTILITY DISTRICT BEFORE BUT WAS TOLD IT WAS SET UP BY THE DEVELOPERS SO THAT THEY COULD BUILD HOMES IN THIS BEAUTIFUL AREA WEST OF THE CITY AND PROVIDE WATER AND SEWER SERVICE INSTEAD OF SEPTIC. SINCE THE CITY DID NOT WANT AT THAT TIME TO PROVIDE THESE SERVICES TO OUR AREA. I THOUGHT THAT WAS GREAT AND APPRECIATED THE DEVELOPERS WANTING TO PROVIDE US WITH SEWER SERVICE AS WELL AS ALL OTHER UTILITIES INSTALLED UNDERGROUND. I WAS ALSO TOLD AT THAT TIME THAT EVEN THOUGH WE LIVED IN TRAVIS COUNTY, WE WOULD EVENTUALLY BE ANNEXED BY THE CITY IN A SHORT TIME AS THE CITY EXPANDED ITS INFRASTRUCTURE OUT OUR WAY. THEY WOULD THEN PROVIDE US WITH THE SERVICES THAT THEIR RESIDENTS INSIDE THE CITY ENJOYED, PARKS, LIBRARY, FIRE AND POLICE PROTECTION AND SO ON. SO HAVING SMALL CHILDREN AT THAT TIME, I AND OTHER NEW RESIDENTS WITH FAMILIES STARTED ASKING THE DEVELOPERS AND BUILDERS, WHERE WAS THE PARK BEING PLANNED IN LOST CREEK? WELL, WE WERE

TOLD THAT A PARK WAS NOT BEING PLANNED, EVEN  
THOUGH THEY KNEW OUR NEIGHBORHOOD WOULD BE  
ATTRACTIVE TO FAMILIES WITH CHILDREN SINCE WE WERE  
THE NEWEST COMMUNITY WITH SEWER SERVICE WEST OF  
THE HILLS. SO WE APPROACHED THE CITY AND ASKED IF  
THEY WERE PLANNING ON ANNEXING US ANYTIME SOON SO  
THAT LAND COULD BE SET ASIDE FOR A PARK. NO, WE WERE  
TOLD THE CITY OF AUSTIN WAS NOT INTERESTED IN  
ANNEXING US, SO WE DECIDED TO BUILD OUR OWN PARK.  
SINCE MUDS WERE NOT ALLOWED AT THAT TIME TO  
CONSTRUCT PARKS OR RECREATION AREAS, WE FORMED A  
NONPROFIT GROUP TO BUILD A PARK ON A SMALL PIECE OF  
LAND WHICH THE DEVELOPERS HAD DONATED BACK TO THE  
MUD SINCE IT WAS UNSUITABLE FOR A HOUSE. WE RAISED  
MONEY BY GOING DOOR-TO-DOOR ASKING FOR DONATIONS  
FOR OUR PARK. AFTER WE GOT ENOUGH MONEY, WE GOT A  
DESIGN, WE BUILT IT OURSELVES BY HAVING PARK RACING  
SATURDAY MORNINGS WHERE EVERYONE WHO COULD  
WOULD SHOW UP AT THE PARK SITE TO LEVEL THE LAND,  
PLANT THE TREES AND SHRUBS, ASSEMBLE THE  
PLAYGROUND EQUIPMENT AND BUILD THE I.. PICNIC TABLES  
AND PARK BENCHES. WE DID IT OURSELVES AND FELT  
PRETTY PROUD OF BUILDING A SAFE CONVENIENT PLACE  
FOR OUR CHILDREN TO COME AND PLAY AND BE AROUND  
FRIENDS AND NEIGHBORS. THIS PARK IS LOCATED AT OUR  
FOUR WAY STOP SIGN AT THE INTERSECTION OF LOST  
CREEK BOULEVARD AND QUAKER RIDGE DRIVE, WHICH HE  
CALL AFFECTIONATELY DOWNTOWN LOST CREEK. OUR MUD  
OFFICE BUILDING IS LOCATED ON ONE CORNER OF THIS  
PARK. AND JUST TWO YEARS AGO WE ANOTHER SMALL  
PARK IN ANOTHER AREA OF LOST CREEK AFTER EIGHT  
YEARS OF PLANNING AND NEGOTIATING WITH THE  
PROPERTY OWNER AND THE CITY OF AUSTIN. WE DID THIS  
OURSELVES WITH OUR OWN MONEY AND WITH THE HELP  
AND SUPPORT OF THE LOST CREEK NEIGHBORHOOD  
ASSOCIATION. BUT I'D LIKE TO GO BACK TO THE EARLY  
BEGINNINGS OF LOST CREEK TO RELATE ANOTHER STORY.  
RIGHT AFTER I MOVED INTO LOST CREEK AND WANTED TO  
LEARN MORE ABOUT OUR GROWING COMMUNITY, I WENT TO  
MY FIRST NEIGHBORHOOD ASSOCIATION MEETING. THE  
GUEST SPEAKER WAS FORMER GOVERNOR ANN RICHARDS.  
AT THAT TIME SHE WAS OUR TRAVIS COUNTY

COMMISSIONER. DURING THE CORTION OF HER PRESENTATION SHE TOLD US THAT THERE WAS A NEW BIG HOUSING DEVELOPMENT BEING PLANNED ON THE OTHER SIDE OF BARTON CREEK. , THAT FACES BARTON CREEK. SHE SAID THE COUNTY WAS COUNTING ON REMOVING THE LOW WATER BRIDGE WHICH CURRENTLY WAS THE ONLY WAY TO CROSS BARTON CREEK AND WAS GOING TO BUILD A NEW HIGH WATER BRIDGE. SHE SAID IT WOULD PROVIDE ACCESS FOR EMERGENCY, FIRE AND SHERIFF'S VEHICLES TO THE OTHER SIDE OF THE CREEK SINCE A LOW WATER BRIDGE AT TIMES WAS UNPASSABLE DUE TO FLGD. WE ASKED THAT THE NEW BRIDGE HAD A SIDEWALK SO THAT OUR CHILDREN AND OTHER PEDESTRIANS WHO USED THE BRIDGE COULD GET BACK AND FORTH TO THE OTHER SIDE AND COULD CROSS SAFELY. NO, WE WERE TOLD, THERE WAS NO SIDEWALK OR RAISED WALLS OR RAILINGS ON THE SIDES FOR ANY KIND OF PROTECTION. WE WERE TOLD THE LOW WATER BRIDGE WAS BEING REMOVED BECAUSE IT WAS A NUISANCE WHEN THE CREEK FLOODED AND THE COUNTY PERSONNEL HAD TO COME OUT AND REMOVE THE DID HE BREES LOCK BLOCKING THE CULVERTS. WE SAID THE LOW WATER BRIDGE WOULD NOT ALLOW OUR KIDS TO FISH OR WALK SAFELY TO THE OTHER SIDE OF THE CREEK AND WE WOULD PREFER THAT IT REMAIN AND NOT BE REMOVED. WELL, TODAY, AS YOU CAN SEE, THE LOW WATER BRIDGE IS STILL IN EXISTENCE. WHAT THE COUNTY THOUGHT WAS A GOOD IDEA TURNED OUT TO BE NOT SUCH A GOOD IDEA AFTER HEARING FROM US. THEY CHANGED THEIR PLANS. THEY BUILT THE NEW BRIDGE BUT KEPT THE OLDER ONE FOR US TO CONTINUE USING. THEY LISTENED, THEY WORKED FOR US AND TOOK IN CONSIDERATION OUR CONCERNS FOR SAFETY AND THE WELL-BEING OF OUR RESIDENTS. SO THAT IS WHAT WE ARE ASKING FOR YOU TO DO WITH US NOW. PLEASE EXPLAIN WHY YOU WANT TO ANNEX US. WE DON'T UNDERSTAND WHY AFTER ALL OF THIS TIME YOU'RE FINALLY COMING FORWARD TO ANNEX LOST CREEK. WHERE WERE YOU 20, 25, 30 YEARS AGO WHEN WE NEEDED YOU TO HELP US WHEN WE WERE STILL BEING DEVELOPED AND DIDN'T HAVE ALL OF THE SERVICES WE DO NOW, WHICH WE HAVE EITHER PROVIDED SOLELY BY OURSELVES OR BY OUR NEARBY SERVICE PROVIDERS IN A CHEAPER AND A BETTER WAY. WHY DIDN'T YOU COME TO US

THEN? WHY NOW AFTER BUILDING AND PAYING FOR A COMMUNITY SOLELY BY OURSELVES AND WITH NO OUTSIDE HELP FROM YOU OR ANYONE ELSE, ARE YOU COMING TO ANNEX US WITH A VAGUE SERVICE PLAN, WHICH WILL BE A LOSE-LOSE PROPOSITION TO THE CITY OF AUSTIN RATE PAIRS AS WELL AS US? WHY.....OF PAYERS AS WELL AS US. WHY WOULD YOU WANT TO GO INTO AN ESTABLISHED RESIDENTIAL AREA WHICH HAS NO RETAIL OR SALES TAX AND ANNEX US, WHEN IT WOULD BE A NEGATIVE CASH FLOW TO THE CITY OF AUSTIN RESIDENTS FOR A LONG, LONG TIME AND PERHAPS FOREVER. WHY ARE YOU DEAF..... DEVIATING AND GOING AGAINST YOUR OWN AUSTIN TOMORROW PLAN TO ANNEX AN ENVIRONMENTALLY SENSITIVE AREA WEST OF THE CITY WHEN IT'S GUIDELINES SUGGEST GROWTH SHOULD BE DIRECTED NORTH, EAST AND SOUTH. WHY SHOULD OUR HIGHLY RATED AND MODEL MUD TO THE STATE BE DISMANTLED FOR YOUR CONVENIENCE IN WANTING TO ANNEX AN AREA WHICH HAS HIGHER SERVICES AND LOWER COST TO ITS CITIZENS THAN YOU DO TO YOUR CONSTITUENTS? WHY DO YOU WANT TO MAKE US PAY MORE IN PROPERTY TAXES, WATER AND WASTEWATER FEES FOR A LOWER QUALITY OF SERVICE THAN WE... WE ARE RECEIVING FROM OUR MUD NOW? THIS, WILL ALSO MAKE US LOSE OUR DEED RESTRICTION AND LAW ENFORCEMENT CAPABILITIES. AS A COMMUNITY, WE NEED TO HAVE DEED RESTRICTION ENFORCEMENT TO KEEP AND MAINTAIN OUR PROPERTY VALUES. THE NEIGHBORHOOD ASSOCIATION, AS YOU HAVE ALREADY HEARD, CANNOT TAKE THAT FUNCTION OVER AS THEY ARE A VOLUNTARILY ORGANIZATION AND NOT A MANDATORY HOMEOWNERS ASSOCIATION, WHICH OTHER COMMUNITIES ENJOY. AND NOW BEING A DIRECTOR ON THE MUD BOARD I SEE MORE CLEARLY HOW WELL TRAINED AND DEDICATED OUR MUD STAFF IS IN PROVIDING TOP QUALITY SERVICES TO OUR RESIDENTS. WE HAVE AN EXEMPLARY EXAMPLE IN OUR STATE WHICH IS THE MODEL FOR OTHER DEVELOPERS. WHEN PEOPLE COME TO AUSTIN TO INQUIRE ABOUT HOW TO SET UP A MUD, THEY ARE DIRECTED OUT TO VISIT OUR STAFF AND TO TOUR OUR WASTEWATER TREATMENT FACILITY. WE ARE A SUPERIOR RATED, HIGH FUNCTIONING MUD DISTRICT WHICH PROVIDES TOP-NOTCH SERVICES TO OUR RESIDENTS. WE HAVE LONG-TIME, DEDICATED, LOYAL

AND HIGHLY TRAINED LICENSED PERSONNEL IN CHARGE OF RUNNING OUR WATER AND WASTEWATER FACILITIES. KEEPING EVERYTHING OPERATING SMOOTHLY AND WITH FEW PROBLEMS DOESN'T HAPPEN WITHOUT GOOD MANAGEMENT AND PROPER PROCEDURES AND POLICIES SET IN PLACE. IT'S SORT OF LIKE I KNOW ABOUT GOOD HOUSEKEEPING. IT ONLY SHOWS WHEN IT ISN'T DONE. OUR RESIDENTS EXPECT GOOD CLEAN WATER TO COME OUT OF THEIR FAUCETS AND THEIR WASTEWATER TO BE TAKEN CARE OF EFFICIENTLY. IF THERE IS A PROBLEM DURING WEEKDAY BUSINESS HOURS, AS WAS MENTIONED BEFORE, OUR PERSONNEL HAVE A TEN-MINUTE OR LESS RESPONSE TIME TO ANYWHERE IN OUR DISTRICT. AFTER HOURS OR ON WEEKENDS OUR RESPONSE TIME IS A HALF AN HOUR OR LESS. YOU WON'T AND CAN'T GIVE US THAT TYPE OF RESPONSE TIME AFTER ANNEXATION. , IN FACT, YOU CAN'T EVEN PROVIDE THAT TYPE OF SERVICE TO YOUR OWN CITY OF AUSTIN RESIDENTS. I CAN'T HELP BUT MENTION A LETTER TO THE EDITOR IN TODAY'S AMERICAN-STATESMAN ABOUT A RESIDENT WHO CALLED IN ABOUT TWO WATER LEAKS IN HER UNIVERSITY HILLS NEIGHBORHOOD BACK IN MAY. SHE SAID SHE HAS MADE TWO FOLLOW-UP CALLS TO YOUR UTILITY DEPARTMENT AND THEY HAVE STILL NOT REPAIRED AND ARE LEAKING. IS THIS WHAT WE CAN EXPECT FROM YOU WHEN WE HAVE A WATER LEAK IN LOST CREEK? MONTHS AFTER IT MAY BE REPAIRED? BUT GOING ON, WE MAINTAIN OUR PARKS, WE MAINTAIN OUR ENTRANCE AND MEETING AREAS WITH FLOWERS AND LANDSCAPING. WE BRU BONNET SEASON EVERY FALL TO KEEP THE STATE FLOWER OF TEXAS BLOOMING EVERY SPRING THE BEST THAT WE CAN. WE ARE GOOD STIEWRDZ OF OUR PARKS OUR GREENBELTS AND BARTON CREEK. WE FEEL PRIVILEGED TO HAVE SUCH AN IMPORTANT AND BEAUTIFUL CREEK ON THE WESTERN EDGE OF OUR COMMUNITY. EVERY SPRING WE HAVE OUR OWN BARTON CREEK CLEANUP DAY TO PICK UP TRASH AND DEBRIS TO KEEP IT SAFE AND ATTRACTIVE. WE ARE AN ACTIVE AND TALENTED GROUP OF CONCERNED RESIDENTS WHO ARE PROUD OF WHAT WE HAVE ACCOMPLISHED IN OUR NEIGHBORHOOD. WE DON'T NEED OR WANT TO BE ANNEXED AT THIS TIME, AS YOU ARE NOT OFFERING US ANYTHING BUT A REDUCTION IN SERVICES FOR MORE MONEY TO US AND THE CITIZENS OF

AUSTIN. I WOULD LIKE LIKEN THIS PROPOSED ANNEXATION TO AN ARRANGED MARRIAGE THAT IS PAST ITS TIME AND PLACE. IN..IN SOME TIMES PLACES, ARRANGED MARRIAGES ARE COMMON. THEY ARE DONE FOR MANY YEARS REASONS, WITH TO... ONE OF THEM BEING TO MAINTAIN POWER AND STATUS BETWEEN THE FAMILIES INVOLVED. WHEN THE LOST CREEK MUD WAS ESTABLISHED, IT WAS THE FIRST MUD IN THE CITY OF AUSTIN. ACCORDING TO STATE LAW THE ARRANGEMENT WAS ENTERED INTO BETWEEN THE DEVELOPERS AND THE CITY FOR A FUTURE MARRIAGE OF LOST CREEK TO THE CITY. THE CURRENT AND FUTURE RESIDENTS OF LOST CREEK WOULD HAVE NO SAY OR VOTE IN APPROVING THIS MARRIAGE. IT WAS JUST GOING TO BE. BUT WHEN, WE DIDN'T KNOW. WELL, THE BRIDE HAS GROWN UP, IS SELF-SUFFICIENT AND IS NOT INTERESTED IN GETTING MARRIED FOR WHAT YOU ARE OFFERING.

MAYOR WYNN: WAIT A MINUTE. [APPLAUSE]

THINGS CHANGED, LAWS CHANGE, ENVIRONMENTAL CONCERNS CHANGE AND WHAT SEEMED NECESSARY 30 YEARS AGO IS NO LONGER A GOOD DEAL FOR EITHER PARTY, AND BESIDES THE MARRIAGE, YOU WANT TO TAKE OUR DOWERY. [LAUGHTER] [APPLAUSE]

YOU WANT TO TAKE OUR WASTEWATER TREATMENT PLANT, ALL OF OUR EQUIPMENT AND INFRASTRUCTURE, SEWER AND WATER LINES, MUD OFFICE BUILDING WITH ITS CONFERENCE ROOM, ALL OF OUR PARKS AND GREENBELT AREAS AS WELL AS ALL OF OUR CAPITAL RESERVES AND MONEY IN THE BANK, WHICH THE TAX.... TAXPAYERS OF LOST CREEK PUT THERE, AND PAY US NOTHING IN RETURN FOR OUR ASSETS. THIS MAY BE LEGAL, BUT IT ISN'T, IN MY OPINION, FAIR TO THE MUD WHOSE RESIDENTS HAVE PAID OFF ALL OF OUR BONDED INDEBTEDNESS WITH INTEREST AND WE ARE NOW DEBT-FREE. SO I THINK WE SHOULD CALL OFF THIS PROPOSED ARRANGED ANNEXATION WEDDING. ITS LEADERS AND REPRESENTS IFT TAXPAYERS AND RESIDENTS OF THE CITY OF AUSTIN, I THINK YOU.... YOU HAVE BETTER USES IN YOUR CITY BUDGET FOR THE 14 TO \$24 MILLION INITIAL COST WHICH WILL BE INVOLVED IN GETTING US ANNEXED. IF NOT, THEN I THINK YOU SHOULD LOOK AT OTHER MUDZ OR AREAS TO ANNEX THAT NEED

YOUR HELP AND SUPPORT. IT ISN'T THE LOST CREEK RESIDENTS OR OUR MUD. THANK YOU FOR ALLOWING ME THE OPPORTUNITY TO SPEAK BEFORE YOU TONIGHT. I WILL BE HAPPY TO ANSWER ANY QUESTIONS. THANK YOU.

MAYOR WYNN: THANK YOU, MS. NAVE. [APPLAUSE]

MAYOR WYNN: ALL RIGHT. SO MAYBE THE PREARRANGED GROOM IS GRAYING A LITTLE BIT, BODY COULD USE A LITTLE WORK. JOKE. OKAY. NEXT SPEAKER, CARL CAMARA. CAMERA, CAMARA. THANK YOU. DIANE -- SO CARL, YOU HAVE UP TO SIX MINUTES IF YOU NEED IT. AND YOU'LL BE FOLLOWED BY LALA GENITALIA.....LALAGENTRI.

THANK YOU FOR YOUR TIME AND THOUGHTFUL CONSIDERATION AND I MUST ADMIT ON A CERTAIN LEVEL IT'S FLATTERING TO BE PURSUED BY THE CITY OF AUSTIN AS A FUTURE RESIDENT. LOST CREEK HAS ON THE ANNEXATION LIST BEFORE BUT IN THE WORDS OF SALLY FIELDS WE CAN'T DENY IT ANYMORE, YOU LIKE US, YOU REALLY, REALLY LIKE US. IT'S FLATTERING, BUT PUZZLING. BECAUSE OF THE SUPERIOR SERVICE IN LOST CREEK, IF ANNEXED YOU MUST INSTRUCT YOUR DEPARTMENT HEADS BY LAW TO DELIVER BETTER SERVICE TO LOST CREEK THAN THE OTHER AREAS OF AUSTIN. IF I WERE AN AUSTIN RESIDENT, I THINK I'D NOT LIKE THAT. WHY WOULD YOU CHOOSE TO DO THAT? PERHAPS YOU NEED TO CONTROL LAND USE. BUT THAT'S NOT THE CASE. , IN FACT, A FEW YEARS AGO IN ANTICIPATION OF A NEW PARK, LOST CREEK RESIDENTS WERE POLLED AS TO THEIR PRESENCE IN PARK FEATURES. THE RUN-AWAY NUMBER ONE MOST REQUESTED ITEM WAS BASKETBALL COURT, AND IN 2004 BOULDER TRAIL PARK OPENED IN LOST CREEK WITH ZERO BASKETBALL COURTS, AND WHY WAS THAT? THE CITY OF AUSTIN WOULD NOT ALLOW ANY. SO IT'S NOT LAND USE. PERHAPS THIS IS ALL A PART OF THE MASTER GROWTH PLAN. THE AUSTIN TOMORROW COMPREHENSIVE PLAN PROVIDES THE FOUNDATION AND CONTEXT FOR CITY GROWTH. IT CATEGORIZES AND PRIORITIZES AREAS WITH REGARDS TO GROWTH POTENTIAL. EVERY ANNEXATION PASSED AND PROPOSED CONFORMS TO THE TEN EITHER OF.....TENNESTOF THIS DOCUMENT EXCEPT FOR ONE. LARGE PORTIONS OF LOST CREEK ARE CATEGORIZED BY



YOUR OWN DOCUMENT AS, QUOTE, LEAST DESIRABLE FOR URBAN EXPANSION AND, QUOTE, GROWTH IN THIS AREA WOULD NOT CONFORM TO THE INTENT OF A COMPREHENSIVE PLAN. WHY WOULD THE CITY DEVIATE FROM THIS PLAN, WHICH IS IT IS ALLOWED TO DO? PERHAPS IT'S BECAUSE IT'S INEXPENSIVE. AT \$15 MILLION FOR 790 ACRES, THAT COMES TO OVER \$19,000 PER ACRE. ON A PER ACRE MEASUREMENT THE ANNEXATION OF LOST CREEK IS PERHAPS ONE OF THE MOST EXPENSIVE ANNEXATIONS IN THE STATE OF TEXAS. SAYING YOU REALLY, REALLY LIKE US NOW SEEMS LIKE AN UNDERSTATEMENT. IF I WERE AN AUSTIN RESIDENT, I'D WANT TO KNOW WHY THIS COUNCIL CHOOSES TO SPEND MILLIONS OF DOLLARS TO GO INTO AN AREA THAT RUNS COUNTER TO THE PLAN, THAT IS ALREADY UNDER AUSTIN'S LAND USE JURISDICTION IN ORDER TO ADD A NEIGHBORHOOD THAT MUST BY LAW RECEIVE SUPERIOR SERVICE LEVELS THAN THE REST OF THE CITY. IF I WERE AN AUSTIN RESIDENT I WOULD SUGGEST THAT RATHER THAN SPEND MILLIONS TO EXPAND, USE THOSE MILLIONS TO REINVEST INTO THE EXISTING INFRASTRUCTURE, BENEFIT THE EXISTING CITIZEN RI, INCLUDE POLICE, FIRE AND EMERGENCY SERVICES, INVESTIGATE IN LIBRARIES AND SOCIAL SERVICES, IMPROVE WATER AND WASTEWATER SERVICES, PARKS AND NEIGHBORHOODS. IF I WERE AN AUSTIN RESIDENT I'D SAY LOST CREEK IS BAD MOJO. THANK YOU. [LAUGHTER] [APPLAUSE]

MAYOR WYNN: THANK YOU, CARL. LILA  
GENERAL.....JENTRY.

HI. THANK YOU FOR COMING OUT HERE TONIGHT AND HAVING THIS SPECIAL MEETING IN THE WEST LAKE AREA. MY NAME IS LILA. JENTRI. I'M A RECENT OF LOST CREEK, AND AUSTIN GARDEN CLUB AND I WANT TO REITERATE SMFTS POINTS THAT HAVE BEEN MADE TODAY. BASICALLY WE'RE AGAINST ANNEXATION BECAUSE WE UNDERSTAND THAT IT WILL COST US MORE AND PROVIDE US LESS. YOU'VE HEARD THAT OUR MUD BOARD HAS BEEN VERY EFFICIENT IN THE SERVICES THEY PROVIDE FOR US, AND AS AN EXAMPLE THEY MAINTAIN OUR PARKS, OUR MEDIANS. IN ADDITION TO THE BEAUTIFICATION THERE'S ALSO WILDFIRE MITIGATION, MAKING SURE THAT THE UNDERBRUSH IS CLEARED, ET CETERA, ET CETERA, AND THESE ARE THINGS THAT THE

CITY OF AUSTIN, ALTHOUGH IT'S CAPABLE OF PROVIDING, WE ARE JUST GOING TO BE ONE VERY ACTION VERY SMALL AREA IN THE LARGER AUSTIN PICTURE, AND WE ARE NOT GOING TO GET THE LEVEL OF ATTENTION AND A QUICK RESPONSE TIME THAT OUR MUD CURRENTLY PROVIDES US. WE'RE VERY HAPPY WITH OUR MUD SERVICE AND IF YOU LOOK FORWARD TO THE SEVERAL DIFFERENT ROUTES THAT WERE MENTIONED, I KNOW THERE'S A DISCREPANCY IN THE COST, THE 9 MILLION, THE 15 MILLION, THE 24 MILLION, ALL OF THOSE ROUTES GO UNDER BARTON CREEK AND I'M VERY CONCERNED ABOUT THE ENVIRONMENTAL IMPACT OF BORING, EVEN IF IT'S NOT -- IF IT'S BORING, AND I DON'T THINK WE CAN RISK THAT ENVIRONMENTAL IMPACT TO OUR ECO SYSTEM AROUND THE BARTON CREEK. SO PLEASE DON'T ANNEX USMENT WE ARE VERY HAPPY WITH OUR MUD, AND AS CARL MENTIONED, WE DON'T SEE THE BENEFIT TO THE CITY OF AUSTIN. IT'S GOING TO COST YOU MORE THAN YOU GET. I LOVE THE CITY OF AUSTIN, AND IF YOU HAVE TROUBLE WITH YOUR BUDGET AND YOU NEED ADDITIONAL REVENUE, I'M HAPPY TO PAY MORE TAX WHEN I GO DOWN AND USE AUSTIN FACILITIES, BUT I DON'T THINK YOU'RE GOING TO GET THE LEVEL OF REVENUE THAT YOU NEED OUT OF LOST CREEK. I.I DON'T SEE IT AS A WIN-WIN PROPOSAL FOR US. WE ARE HAPPY TO BE PART OF AUSTIN AS THE OUTLYING AREA, BUT AS TAXPAYERS WE'RE PLEASED WITH THE MUD SERVICE WE GET AND WE DON'T FIND THAT IT WOULD BE ECONOMICAL FOR US TO GET THOSE SERVICES FROM YOU. THANK YOU VERY MUCH.

MAYOR WYNN: THANK YOU, MS. GENTRY. [APPLAUSE]

MAYOR WYNN: WELCOME, STEVE WEARINGTON. YOU CHECKED THE CORRECT BOX AND SAID YOU WERE AGAINST THIS ANNEXATION. YOU'LL BE FOLLOWED BY ROBERT CONTEND I.

GOOD EVENING, MAYOR, COUNCIL MEMBERS. MY NAME IS STEVE WEARING TON. I'VE LIVED IN THE CITY FOR 30 YEARS AND THEN IN LOST CREEK FOR ANOTHER 20 YEARS. I'VE ALWAYS THOUGHT THAT AUSTIN WAS A GREAT PLACE TO LIVE AND A FAIR CITY. I'M IN THE INVESTMENT BUSINESS, BUT THIS ANNEXATION REMINDS ME OF A HOSTILE TAKEOVER. REMEMBER THE MOVIE WAS.... WALL STREET,

WHEN GORDON GECO WANTED TO TAKE OVER A STRUGGLING AIRLINE. HE DIDN'T CARE IF IT WAS FAIR OR NOT BUT AT LEAST HE WENT TO HIS SHAREHOLDERS WITH THE FINANCIAL NUMBERS AND SHOWED THEM THAT IT WAS A GOOD BUSINESS DEAL FOR THEM. I ASK YOU TO DO THE SAME WHEN YOU GET YOUR NUMBERS. AND THE VOTERS OF AUSTIN ARE YOUR SHAREHOLDERS. ASK THEM IF THE CITY SHOULD TAKE OVER A COMMUNITY WHERE AUSTIN COULD LOSE FINANCIALLY ON THE DEAL. BASED ON THE CITY'S 25-YEAR ANALYSIS, WHICH HAS JUST BEEN LOWERED ON THE INTERNET, YOU WOULD RECEIVE 7.4 MILLION OVER THE NEXT 25 YEARS, NET. THAT COMES OUT TO AROUND \$300,000 A YEAR FROM LOST CREEK. EVEN IF YOUR NUMBERS COME IN ON BUDGET, AND WE CAN SHOW THEY WILL NOT, THAT COMES OUT TO \$237 PER HOUSEHOLD THAT YOU WOULD BENEFIT FROM ANNEXING US. OUR TAXES, THOUGH, WOULD INCREASE, ACCORDING TO CITY NUMBERS, \$1,941. LET ME STATE THAT AGAIN. YOU GET \$272. WE PAY \$1,941. WHY DON'T YOU JUST BILL US \$237. [APPLAUSE]

MAYOR WYNN: DON'T GIVE US ANY IDEAS.

WHY DON'T YOU JUST BILL US \$237 AND GO AWAY FOR THE NEXT 25 YEARS. [LAUGHTER] [APPLAUSE]

THEN NONE OF US HAVE TO PAY FOR THE ENGINEERS, LAWYERS, COUNCIL STAFF, INTEREST COSTS AND SO FORTH TO BUILD A PIPELINE ACROSS OR UNDER BARTON CREEK. IT DOESN'T MAKE SENSE NOW. WAIT TILL IT DOES. MOST VOTERS UNDERSTAND THAT A BUSINESS -- A SUCCESSFUL BUSINESS TRANSACTION MUST BE FAIR FOR ALL PARTIES INVOLVED. CHARGING LOST CREEK MORE DOLLARS FOR LESS SERVICES IS NOT FAIR. ACTUALLY, TO BE FAIR TO LOST CREEK, YOU.... YOU SHOULD BE WILLING TO OFFER TO LOWER OUR TAXES TO OFFSET THE LOWER SERVICES WE WOULD RECEIVE. BUT THEN. [APPLAUSE]

BUT THEN AUSTIN SAYS WE'RE USING CITY SERVICES AND WE'RE NOT ALWAYS PAYING FOR THEM. OKAY. LET'S COMPROMISE. YOU ANNEX US BUT DON'T GIVE US A TAX INCREASE. THAT'S FAIR. OF COURSE, THE CITY WOULD SAY, WELL, THAT DOESN'T MAKE SENSE. WE WOULDN'T WIN ON

THAT DEAL.

MAYOR WYNN: PLEASE CONCLUDE. YOUR TIME HAS EXPIRED.

DON'T BE GORDON GECO AND BUOY US JUST BECAUSE SOME CITY DIRECTOR SAID YOU WOULD BENEFIT FROM THIS DEAL. OUR CITY IS STRONG, INEXPENSIVE. LET US DO OUR OWN THING. THANK YOU.

MAYOR WYNN: THANK YOU MR. WEARINGTON. ROBERT CONTEND.....KENNY. YOU'LL BE FOLLOWED BY MIKE JOHNSON, WHO WILL BE FOLLOWED BY LUCIENKENNY. SORRY.

MY NAME IS ROBERT KENNY. I'VE BEEN A LOST CREEK RESIDENT FOR ABOUT 30 -- 20 YEARS. I'M NOW RETIRED. I HAVE LIVED IN HAMBERG GERMAN, SWANS, WALES, WENT WORTH, GLAND, PARIS, FRANCE AND SEVERAL CITIES IN THE UNITED STATES DURING MY WORKING CAREER. LOST CREEK HAS BEEN THE BEST, AND IT'S A PLEASURE TO SAY THAT. I'M NOT GOING TO GET INTO SOME OF THE THINGS I WAS PLANNING TO TALK ABOUT TONIGHT BECAUSE THE ONE ISSUE, AND MAY BE TWO, THAT YOU'RE GOING TO HAVE TO DEAL WITH IN THE EVENT THAT ANNEXATION GOES THROUGH PERTAIN TO THE WORDS "TRUST," "CONFIDENCE," "IMAGE." WE ARE VERY CONCERNED ABOUT THOSE WORDS, AND I'VE TAKEN TIME TO TALK TO OTHER PEOPLE YOU HAVE ANNEXED. NONE OF THEM ARE HAPPY AND MANY WOULD LIKE TO BE..... TO DEANNEX. YOU HAVE THE LOWEST PER CAPITA COVERAGE IN YOUR POLICE FORCE OF ANY MAJOR CITY IN TEXAS. DO YOU PLAN, FOR EXAMPLE, TO ADD MORE POLICE PROTECTION WHEN YOU ANNEX US? YOUR POLICE CHIEF HASN'T ADDRESSED THAT. MILLION OF DOLLARS HAVE.....MILLIONS OF DOLLARS HAVE BEEN SPENT BY THIS BODY ON FEEL-GOOD PROJECTS, THE MOST RECENT OF WHICH WAS THE BUILDING AND CREATION OF SLANDZ ON SHOAL CREEK.....ISLANDS ON SHOALCREEK BOULEVARD ONLY TO TAKE THEM DOWN LESS THAN A YEAR LATER.

MAYOR WYNN: YOU GOT A PROBLEM WITH THAT?

[LAUGHTER]

YOU HAVE SUPPORTED NUMEROUS FRIVOLOUS ACTIONS AGAINST OUR MUD OVER THE YEARS, CLAIMING THAT IT IS POLLUTING BARTON CREEK, WHEN IN REALITY AT THE SAME TIME WE HAVE BEEN AWARDED BY THE TNRC AS EXEMPLARY IN OUR PRERMS AND BEEN AN EXAMPLE THAT THEY USE TO BRING PROSPECTIVE MUD CREATORS. [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS. ]

Mayor Wynn: WELCOME. YOU WILL HAVE THREE MINUTES.

MR. MAYOR, I BELIEVE I HAVE ANOTHER THREE MINUTES GIVEN TO ME. IS THAT NOT REFLECTED IN --

Mayor Wynn: I DON'T HAVE THAT CARD, BUT IF YOU CAN IDENTIFY THE PERSON AND NAME AND ALL THAT. WHAT'S YOUR NAME?

[INAUDIBLE]

Mayor Wynn: SORRY. DID YOU SEND A CARD UP EARLIER BY ANY CHANCE? OKAY. FAIR ENOUGH. MIKE, YOU WILL HAVE SIX MINUTES IF YOU NEED IT.

THANK YOU, MAYOR. MY NAME IS MIKE JOHNSON, I'VE BEEN A RESIDENT OF LOST CREEK SINCE 2002 AND I APPRECIATE YOUR PRESENCE HERE TONIGHT AND YOUR CONSIDERATION OF THE VERY GENUINE CONCERNS THAT HAVE BEEN RAISED BY SOME OF THE CITIZENS THAT HAVE SPOKEN IN THE LAST HEARING AND THE ONE TONIGHT. ONCE WE WERE NOTIFIED OF THE PROPOSED ANNEXATION, I DID WHAT ANY SELF-RESPECTING LAWYER WOULD DO, I INSTINCTIVELY WENT AND DID SOME RESEARCH INTO THE HISTORY OF THE UNILATERAL ANNEXATION PROCESS. WE'RE TALKING ABOUT THAT HERE TONIGHT. COMPARISON WITH SERVICE LEVELS AND OTHER ESSENTIAL REQUIREMENTS PLACED ON ANNEXATION -- ANNEXING MUNICIPALITIES BY STATE LAW. I FOUND THAT THEY WERE THE PRODUCT OF AN EXPENSIVE REWRITE OF THE STATUTORY MUNICIPAL ANNEXATION AUTHORITY IN 1999. THE '76 LEGISLATURE WAS PROMPTED BY SEVERAL HIGHLY PUBLICIZED INCIDENTS OF MUNICIPALITIES UNILATERALLY ANNEXING WITHOUT A VOTE

OF THE ANNEXED CITIZENS DENSELY POPULATED AND HIGHLY DEVELOPED NEIGHBORHOODS LIKE LOST CREEK. WITHOUT REGARD FOR THE WISHES OF THE ANNEXED NEIGHBORHOODS AND IN THE FACE OF THE VIRTUALLY UNANIMOUS OPPOSITION. THE KINGWOOD NEIGHBORHOOD IN HOUSTON WAS ONE OF THE PRIME EXAMPLES AND VERY PUBLIC EXAMPLES OF THIS PROBLEM. INDEED THERE IS A MOVEMENT IN THE LEGISLATURE TO COMPLETELY STRIP MUNICIPALITIES OF THE AUTHORITY FOR UNILATERAL ANNEXATION BECAUSE OF... PERCEIVED ABUSES IN THE PAST. EVENTUALLY A NEGOTIATED COMPROMISE WAS REACHED AND THE PRICE THAT MUNICIPALITIES PAID FOR RETAINING THE SIGNIFICANT AUTHORITY TO ANNEX UNILATERALLY WAS THE NEW SET OF STATUTORY REQUIREMENTS THAT WE ARE HERE DISCUSSING TONIGHT. THEY WERE DRAFTED AND PASSED WITH THE EXPRESS INTENT TO SIMPLY DESCRIBE THE AUTHORITY OF CITIES TO ANNEX IN DENSELY POPULATED AREAS LIKE LOST CREEK. THE HISTORY AND THE INTENT OF THIS LEGISLATION IS PARTICULARLY SIGNIFICANT IN THIS INSTANCE, I BELIEVE. BECAUSE I WAS TROUBLED BY THE PRESENTATION BY OFFICERS OF THE CITY AT THE OPENING OF THE HEARING LAST WEEK. USE OF STATEMENTS LIKE WHEN THE LEGISLATION OR THIS ANNEXATION WILL BE COMPLETED, AND HE CAN DO AS WE'VE HEARD ABOUT [INAUDIBLE] BY CITY OFFICIALS TO RELEASE INFORMATION DIRECTLY RELEVANT TO THE PROPOSED ANNEXATION. INDEED OPPOSITION TO OPEN RECORDS REQUESTS FOR THIS INFORMATION. AND WHAT MANY OF US HAVE PERCEIVED AS AN ATTITUDE BY THE OFFICIALS, NOT THIS COUNCIL, THAT THIS IS A DONE DEAL EVEN THOUGH THERE APPEAR TO BE SIGNIFICANT QUESTIONS ABOUT THE CITY'S ABILITY TO MEET THE REQUIREMENTS OF THE STATUTE. AND IN FAIRNESS, I PERCEIVED A CHANGE IN THE TONE THIS EVENING. I HEARD THE TERM PROPOSED ANNEXATION A LOT MORE OFTEN THAN IN THE FIRST HEARING. I'M HOPEFUL, HOWEVER, AND HAVE EVERY CONFIDENCE THAT THIS CITY COUNCIL WILL GIVE THE REASON AND CAREFUL CONSIDERATION IT DESERVES AND I'M HOPEFUL THAT THE CITY WILL TREAT THE STATUTORY REQUIREMENTS NOT AS MERE TECHNICALITIES, NOT AS FORMALITIES, NOT AS BURR RATTIC OBJECT TAKE BALANCES BUT THE REQUIREMENTS

THAT THEY ARE AND EVEN IF THE COUNCIL CONCLUDES THIS MAY BENEFIT THE CITY OF AUSTIN, THAT YOU WILL NOT TAKE ACTION THAT IS IN CLEAR CONTRAVENTION OF STATE LAW. I WANT TO CONCLUDE BY NOTING THAT I'VE BEEN STRUCK BY THE SIMILARITIES BETWEEN THIS PROPOSAL AND THE PROPOSAL TO TURN LOOP 360 INTO A TOLL ROAD. AS MANY OF US IN THIS ROOM, BOTH ON THE STAGE AND IN THE CROWD, ARE FAMILIAR WITH THAT ENTIRE PROCESS. BOTH ARE INITIALLY PRESENTED AS A DONE DEAL WITH LITTLE -- WITH ITS FAIR TO SAY. AND BOTH FACE THE UNIFORM VEHEMENT OPPOSITION OF THOSE DIRECTLY AFFECTED. MY HOPE IS THAT LIKE THIS PROPOSAL TO TOLL 360 THAT ONCE DECISION MAKERS, YOU, THE CITY COUNCILMEMBERS, TAKE A CLOSE LOOK AT THE ANNEXATION PROPOSAL, CONSIDER OUR VERY REAL AND GENUINE CONCERNS AND EXERCISE YOUR INDEPENDENT REASON AND JUDGMENT, THAT YOU WILL CONCLUDE THAT THE ANNEXATION OF LOST CREEK ISN'T WORTH IT. THANK YOU.

Mayor Wynn: THANK YOU, MR. JOHNSON. [APPLAUSE]

FOR THE RECORD, MY NAME IS LUCIEN SHAMANE. I WAS BORN IN AUSTIN IN 1928 AND SO I HAVE PERHAPS A LONGER PERSPECTIVE THAN SOME OF YOU BECAUSE I'VE HAD A CHANCE TO SEE A LOT MORE HISTORY AND TO SPOT A LOT OF PARALLELS. ONE OF THOSE PARALLELS IS EXTREMELY STRIKING. IN 1938, GERMANY ANNOUNCED THAT IT NEEDED MORE TERRITORY. [LAUGHTER] [APPLAUSE]

SO WHAT DO YOU SUPPOSE THEY DID?

Mayor Wynn: THEY MURDERED 12 MILLION PEOPLE. IF YOU START COMPARING US TO NAZIS, I'M GOING TO ASK YOU TO SHUT UP AND LEAVE. IT'S INSULTING THAT YOU STAND UP HERE AND TALK ABOUT NAZI GERMANY WHEN WE ARE HERE TRYING TO CONDUCT A PUBLIC HEARING ABOUT STATE MANDATED PUBLIC LAWS.

I AM TALKING, SIR, ABOUT PUBLIC HISTORY.

Mayor Wynn: I DON'T CARE WHAT YOU ARE TALKING ABOUT.

THIS IS MY OWN WORDS.

YOU ARE AN OFFENSIVE PERSON TO BRING UP NAZI GERMANY WHEN WE ARE TALKING ABOUT A MANDATED PUBLIC HEARING WILL LOVE GOVERNANCE THAT IS BEING CONDUCTED IN A VERY GOOD MANNER BOTH LAST THURSDAY AND HERE. FOR YOU TO STAND UP AND BRING UP MURDEROUS NAZI GERMANY WHEN WE'RE TALKING ABOUT LOCAL GOVERNANCE IS INSULTING TO EVERY DECENT PERSON IN THIS ROOM. DAMN INSULTING TO ME, SIR.

I AM TALKING ABOUT ANNEXATION.

Mayor Wynn: SO ARE WE. NO, YOU ARE TALKING ABOUT MURDEROUS NAZI GERMANY AND I'M NOT GOING TO STAND FOR IT.

HE... HOLLAND, BELGIUM, FRANCE, THEY DECLARED THEY HAVE NO FURTHER TERRITORIAL AMBITIONS. SOEN UP YOU PEOPLE WHO LIVE IN BEE CAVE AND CEDAR PARK AND DRIPPING SPRINGS AND ELGIN AND MANOR, IN BASTROP, IT'S BEEN DONE BEFORE. THE BOOK HAS BEEN WRITTEN FOR THIS AUSTIN TAKEOVER.

Mayor Wynn: SIT DOWN, SIR. SOME OF YOUR NEIGHBORS ARE ASKING YOU TO SIT DOWN.

I ASK THAT YOU ALL SAY NO TO THIS.

Mayor Wynn: YOU ARE EMBARRASSING YOUR GOOD NEIGHBORS WHO HAVE BEEN VERY POLITE ABOUT DISCUSSING LOCAL GOVERNMENT ISSUES PURSUANT TO STATE LAW AND WE TALK ABOUT HOW WE FUND LOCAL GOVERNMENT IN THIS STATE.

THE BRAVE LAWYER'S NAME --

Mayor Wynn: THERE'S A WELL BEHAVED PUBLIC HEARING LAST THURSDAY AT THE CITY COUNCIL MEETING THAT WE ALL APPRECIATED. GOOD INFORMATION WAS SHARED BETWEEN CITIZENS AND POTENTIAL GOVERNING BODY AND FOR YOU TO STAND UP HERE AND BRING UP NAZI GERMANY



IN 1938 IS OFFENSIVE TO CLEAR-THINKING PEOPLE IN THIS ROOM.

I AM BRINGING UP JOSEPH WELCH NOW WHO SAID TO A VERY MENACING FIGURE OF HIS TIME HAVE YOU NO SHAME, SIR. HAVE YOU AT LONG LAST NO SHAME?

Mayor Wynn: OBVIOUSLY YOU DON'T. THANK YOU FOR SITTING DOWN. ACCUSE ME, FOLKS. -- EXCUSE ME. FOLKS. MATT DEADMAN IS OUR NEXT SPEAKER. MACK, I'M SORRY YOU HAVE TO FOLLOW THAT. I'M GOING TO APOLOGIZE FOR MY LACK OF PATIENCE. MACK WILL BE FOLLOWED BY JOLLY SCHRAM, WHO WILL BE FOLLOWED BY CHARLOTTE MAHANEY.

[INAUDIBLE]

Mayor Wynn: WELL, THANK YOU. [APPLAUSE]

Mayor Wynn: I APPLAUD YOUR NEIGHBORHOOD. I'M SORRY. I CALLED MATT DEADMAN.

I THINK HE'S HERE BUT -- [INAUDIBLE]

Mayor Wynn: MACK IS TRULY TRYING TO WIN FAVOR WITH THE COUNCIL THEN. JOLLY SCHRAM SIGNED UP WISHING TO SPEAK. JOLLY SCHRAM TO BE FOLLOWED BY CHARLOTTE MAHAHE SIGNED UP WISH TO GO SPEAK IN OPPOSITION TO BE FOLLOWED BY WALTER ROSS, ALSO SIGNED UP WISH TO GO SPEAK IN OPPOSITION. TO BE FOLLOWED BY ANDY ROOK. ANDY? YOU ARE WELCOME TO IF YOU SIGNED UP WISH TO GO SPEAK. ANDY WILL BE FOLLOWED BY JANA BURGDORF, NOT WISH TO GO SPEAK IN OPPOSITION. JAMES POTLICK SIGNED UP IN OPPOSITION NOT WISHING TO SPEAK. MARK MORRIS. WELCOME.

THANK YOU, MR. MAYOR, MAYOR PRO TEM, CITY COUNCIL, CITY MANAGER AND CITY STAFF. I USED TO BE ON CITY STAFF IN THE 80s AND 90s AND I KNOW THE SACRIFICES YOU MAKE ON THINGS LIKE THIS SO THANK YOU FOR YOUR TIME. AS I MENTIONED, I USED TO WORK ON CITY STAFF. I KNOW THIS IS A DIFFICULT PROCESS YOU HAVE AHEAD OF YOU. BUT I JUST WANTED TO GIVE YOU MY INPUT AS A RESIDENT

OF LOST CREEK. I'VE LOVED IN LOST CREEK FOR FIVE YEARS -- LIVED IN LOST CREEK FOR FIVE YEARS. FOR THE 17 YEARS BEFORE THAT I WAS A RESIDENT OF THE CITY OF AUSTIN, PAYING THE TAXES AND DOING EVERYTHING THAT AUSTIN RESIDENTS DO. THE SERVICES I RECEIVED SINCE MOVING TO LOST CREEK ARE IN ORDER OF MAGNITUDE BETTER THAN I RECEIVED WHEN I WAS A CITY RESIDENT. I REALLY ENJOY THE NEIGHBORHOOD. IT'S A GREAT PLACE TO LIVE. AND I JUST WANTED TO GO OVER A COUPLE OF POINTS, SORT OF BASEBALL RULES AS TO WHY I THINK YOU SHOULD NOT ANNEX LOST CREEK. FIRST OFF, YOU'VE HEARD MANY TIMES OVER IT'S A BAD DEAL FOR THE LOST CREEK RESIDENTS. WE PAY -- WE WILL PAY A LOT OF DISK FUNDS IN TAXES AND FEES AND SUCH. EVERYBODY IS WELL AWARE OF THAT. WE WILL EITHER GET LOWER SERVICES OR TO KEEP THE SAME LEVEL OF SERVICES IT'S GOING TO COST THE CITY A GREAT DEAL MORE. SO THAT'S STRIKE 1. THE NEIGHBORHOOD LOSES. STRIKE 2, IT IS GOING TO COST THE CITY RESIDENTS. YOUR CURRENT CONSTITUENTS, THAT THEY ARE GOING TO HAVE TO PAY FOR THESE INCREASED LEVEL OF SERVICES, THE WASTEWATER LINE WHICH COMMITTEE STILL HAVEN'T SEEN DETAILED PLANS FOR HOW THAT'S GOING TO HAPPEN. I WORK FOR A CONSULTING ENGINEERING FIRM HISTORY IN HERE IN TOWN AND SOME OF THOSE FIGURES SEEM AWFULLY LOW ESPECIALLY IF YOU GET INTO BORING. THAT'S A STRIKE 2. STRIKE 3 IS THE RISK TO THE ENVIRONMENT. EVEN IF EVERYTHING DOES GO ACCORDING TO PLAN, THERE'S ALWAYS A RISK SOMETHING COULD GO WRONG. EVEN THE BEST LAID PLANS OF MICE AND MEN THERE'S ALWAYS A RISK. AND THE THIRD STRIKE -- I'M SORRY, I'M AN ENGINEER, NOT A BASEBALL PLAYER. SHOULD YOU CHOOSE TO ANNEX LOST CREEK, YOU WILL BE GAINING ABOUT 3,000 CONSTITUENTS THAT MAY NOT ALWAYS THINK THE SAME WAY THAT YOU DO. SO YOU MAY BE AT RISK. SO WE'RE ALL GOING TO LOSE OUT OF THIS. IT'S LOSE, LOSE, LOSE, LOSE. PLEASE WHEN YOU HAVE THE OPPORTUNITY, MAKE THE RIGHT CHOICE. DO NOT ANNEX LOST CREEK. IT JUST ISN'T WORTH IT. THANK YOU.  
[APPLAUSE]

Mayor Wynn: MARK MOORE SIGNED UP WISHING TO SPEAK IF WE HAVE QUESTIONS. ALSO IN OPPOSITION. ROSS

ANDERSON SIGNED UP WISH TO GO SPEAK. WELCOME, ROSS. YOU WILL HAVE THREE MINUTES AND YOU WILL BE FOLLOWED BY JACK GRAYER. SIGNED UP NOT WISH TO GO SPEAK IN OPPOSITION. MARY ANNE GRAYER ALSO IN OPPOSITION, NOT WISH TO GO SPEAK. ROSS, YOU WILL BE FOLLOWED BY CARL MONAN.

THANK YOU COUNCILMEMBERS, MAYOR, CITY MANAGER. I'VE LIVED IN LOST CREEK FOR 29 YEARS. I WILL BE VERY BRIEF. MOST OF WHAT I WAS GOING TO SAY HAS ALREADY BEEN SAID. I WOULD ASK YOU THE VERY OPENING OF THE MEETING MY QUESTION WAS GOING TO BE WHY ARE YOU DOING THIS. YOU ANSWERED THE QUESTION INITIALLY. IT'S FOR THE CITY'S BOND RATINGS.

Mayor Wynn: PARTIALLY, BUT YES.

WELL, IT'S MONEY. IT COMES DOWN TO DOLLARS. IF IT'S OF VALUE TO YOU DOLLAR-WISE TO ANNEX THIS COMMUNITY, YOU WILL DO IT. THAT'S THE BASIS OF IT. IN MATTER WHAT WE SAY OR DO YOU ARE GOING TO DO IT UNLESS YOU THINK OUTSIDE THE BOX. A POPULAR TERM. THERE ARE DIFFERENT WAYS OF DOING THIS. WE HAVE A M.U.D. BOARD THAT HAS WORKED THEIR TAILS OFF TRYING TO FIGURE OUT WAYS TO DO IT. PLEASE NEGOTIATE WITH THEM IN GOOD FAITH. YOU HAVE GOOD PEOPLE, YOU HAVE GOOD STAFF PEOPLE, YOU ARE INTELLIGENCE COUNCIL. PLEASE LISTEN TO WHAT THEY ARE SAYING. THEY HAVE STATED IT, THEY KNOW THE DETAILS. THANK YOU.

Mayor Wynn: THANK YOU. [APPLAUSE]

Mayor Wynn: CARL -- LOOKS LIKE MONAN WISHING TO SPEAK IN OPPOSITION. WELCOME, SIR. I'LL JUST READ SOME NAMES OF FOLKS NOT WISH TO GO SPEAK. YOU WILL BE FOLLOWED BY ED MARTIN WHO WILL BE FOLLOWED BY MARK STEVENSON.

I APPRECIATE THE TIMING THAT YOU CALLED ME UP. I WOULD NOT HAVE WANTED TO COME UP HERE A COUPLE SPACES BEFORE. I SIGNED UP -- I SIGNED UP TO SPEAK, BUT, YOU KNOW, AS THIS THING WENT ON, I SAID WHAT AM I GOING TO SAY THAT HASN'T ALREADY BEEN SAID. I'M A LOST

CREEK RESIDENT 24 24 YEARS. AND SO WE, I OBVIOUSLY HAVE, YOU KNOW, AN AX TO GRIND IN TERMS OF ANNEXATION. I DON'T WANT ANNEXATION ANY MORE THAN ANYBODY ELSE DOES. SO IN THINKING ABOUT THIS, I SAID, WELL, YOU KNOW, THERE'S SOME PEOPLE HERE THAT I REPRESENTED AND MAYBE -- AND I'M ONE OF THEM AND THAT IS A PROSPECTIVE AUSTIN CITY TAXPAYER. NONE OF US ARE TAXPAYERS NOW, BUT WE WILL BE. AND SO THERE'S SOME QUESTIONS THAT I WOULD HAVE. YOU SAY THAT YOU WANT TO ANNEX LOST CREEK. YOU DON'T KNOW HOW MUCH IT'S GOING TO COST. YOU DON'T KNOW WHETHER YOU ARE GOING TO BE ABLE TO OVERCOME ALL OF THE ENVIRONMENTAL PROBLEMS. YOU DON'T KNOW WHAT -- ANYTHING ABOUT THE TIMING. YOU KNOW, YOU KNOW THAT YOU HAVE TO BUILD A BIG SEWER LINE, BUT YOU DON'T KNOW ANYTHING ABOUT THE TIMING THAT'S GOING TO TAKE PLACE THERE. THERE'S NO DETAILED PLANS. AND YET ON THE OTHER HAND YOU TELL US THAT THIS IS THE LAST COUNCIL MEETING ON THIS SUBJECT UNTIL -- UNTIL THE DECISION IS MADE IN DECEMBER OF 2008. WHEN IS THE DECISION GOING TO BE MADE ON BUILDING THAT WASTEWATER LINE? AND ARE WE GOING TO WAIT UNTIL 2008 BEFORE WE START THAT OR ARE WE GOING TO START THAT NOW. SEALS TO ME THERE NEEDS TO BE SOME REAL CONSIDERATION OF THIS THING BEFORE 2008, MAYBE LIKE RIGHT NOW AND ONGOING. AND AS A CITY OF AUSTIN TAXPAYER, OR I'M SORRY, A PROSPECTIVE TAXPAYER, I WANT TO KNOW WHAT THE COUNCIL HAS -- WHAT ARE THE COUNCIL'S PLANS IN ALL OF THESE AREAS. THANK YOU. [APPLAUSE]

Mayor Wynn: ED MARTIN SIGNED UP WISH TO GO SPEAK. WELCOME. YOU WILL BE FOLLOWED BY MARK STEVENSON.

MR. MAYOR, MAYOR PRO TEM AND THE.... THE COUNCIL. ONE THING I WANT TO SAY IS THANK YOU ALL FOR YOUR TIME, STAFF'S TIME. EVERYBODY IS PUTTING A LOT OF TIME IN ON THIS THING. AND, YOU KNOW, I KNOW YOU ALL ARE EXTREMELY BUSY. AND I WOULD JUST ASK THAT WHEN IT COMES TIME, WITHIN THE NEXT FEW WEEKS OR MONTHS, ENGAGE YOURSELVES IN WHAT'S GOING ON HERE. I KNOW THAT YOU'VE GOT SO MUCH TO DO. I DON'T KNOW HOW YOU MANAGE TO DO IT ALL. LOOK AT YOU, YOU JUST ATE LUNCH.

YOU PROBABLY ATE NO BREAKFAST. NO WONDER YOU ARE SO THIN. YOUR MOTHERS HAVE GOT TO BE WORRIED ABOUT YOU. [LAUGHTER] BUT THE POINT IS ENGAGE ON THIS THING NOW, AND MAYBE WE DON'T HAVE TO WAIT UNTIL '08 TO MAKE A DECISION. THANK YOU VERY MUCH. [APPLAUSE]

Mayor Wynn: THANK YOU, ED. MARK STEVENSON. HI, MARK. THREE MINUTES. YOU WILL BE FOLLOWED BY JAMES GRIBBLE.

HOWDY. I'VE ALREADY GOT THIS WRITTEN UP. IT WILL BE QUICKER IF I DON'T AD LIB. A LOT OF IT HAS ALREADY BEEN SAID. I'VE LIVED IN THE M.U.D. ON THE OUTSKIRTS OF AUSTIN BEFORE AND SERVICE WAS SO MINIMAL I COULD EASILY SEE THE BENEFITS OF ANNEXATION. I'VE LIVED IN LOST CREEK 13 YEARS AND I HONESTLY SAY THAT'S NOT REMOTELY THE CASE AND YOU'VE ALREADY HEARD THAT. LOST CREEK M.U.D. PROVIDES THE SERVICES THAT MAKE A DIFFERENCE BETWEEN A COMMUNITY AND SUBDIVISION. ON TOP OF THE SERVICE THEY HOST A SMALL COMMUNITY CENTER PROVIDING THE NEIGHBORHOOD WITH MEETING ROOMS AND SMALL PARK WHICH HOAFTSDZ AN ANNUAL PICK TICK, WHICH MORE IMPORTANTLY SERVES AS A HUB OF ACTIVITY FOR FAMILIES OF YOUNG CHILDREN IN THE AREA INCLUDING THOSE IN THE CITY OF AUSTIN AND THE NEIGHBORHOODS THAT ARE AROUND US. THEY PROVIDE MANY FACILITIES FOR COMMUNITY GROUPS AND NEIGHBORHOOD ASSOCIATIONS. LANDSCAPE AND PLANNING AND IRRIGATION AND SEASONAL LIGHTING AND MAINTAIN NEIGHBORHOOD TRAILS. CAN'T SAY ENOUGH IN THREE SPLINTS ABOUT.....MINUTES ABOUT WHAT THEY DO. THESE ARE THINGS THE CITY OF AUSTIN DOES NOT TYPICALLY DO AND YOU'VE ALREADY TALKED ABOUT TRYING TO ARRANGE SPECIAL THINGS ON OUR BEHALF. IF IS CITY IS GOING TO PROVIDE THESE SERVICES IT WOULD SEEM UNFAIR TO THE REST OF THE CITY. THAT LITTLE PARK THAT I'M TALKING ABOUT IS SMALLER, ACCORDING TO THE PARKS PAGE I LOOKED AT TODAY, THAN EVERY PARK IN THE CITY'S INVENTORY EXCEPT FOR TREATY OAKS SQUARE WHICH IS BASICALLY A TREE. [LAUGHTER] I'M CONCERNED THAT THAT WOULD BE LOST, I'M VERY CONCERNED THAT WOULD BE LOST. I'M NOT INTERESTED IN TRADING SMALL CHILDREN SWINGING ON SWINGS FOR A BOND RATING. THE CONCEPT OF FAIRNESS HAS BEEN

DESCRIBED -- USED TO DESCRIBE HOW THE SURROUNDING AREAS NEED TO PAY FOR SERVICES PROVIDED BY THE CORE CITY. LOST CREEK IS ALREADY PAYING AUSTIN FOR ELECTRICITY AND WATER, SOURCES OF 63% OF THE CITY'S ANNUAL REVENUE ACCORDING TO WHAT I LOOKED AT ON THE WEBSITE TODAY. STREET LIGHTS WOULD DETRACT FROM THE AREA RATHER THAN ENHANCE IT. WHAT LITTLE CRIME THERE IS A OF THE NUISANCE. WE ALREADY HAVE AN AWARD WINNING LIBRARY IN THE DISTRICT. ANOTHER SERVICE ENJOYED BY CITY OF AUSTIN RESIDENTS IN THE GENERAL AREA. WE'RE ALREADY IN THE HOSPITAL DISTRICT. THE M.U.D. NEGOTIATED A GOOD DEAL FOR TRASH SERVICE INCLUDING CURBSIDE RECYCLING. LOST CREEK IS VIRTUALLY BUILT OUT TO BENEFIT THE PLANNING AND ZONING ARE NEGLIGIBLE. HEALTH AND HUMAN SERVICES WOULD UNLIKELY TO BE USED BY LOST CREEK RESIDENTS TO ANY SIGNIFICANT EXTENT. WHEN I LOOKED AT THE DRAFT PROPOSAL, IT'S HOPE..... HOPELESSLY GENERIC. POLICE WILL DO POLICE, FIRE WILL DO FIRE AND SO FORTH. ASIDE FROM THE GENERAL DESCRIPTION AT THE FRONT, YOU MIGHT AS WELL BE ANNEXING CHICAGO. [BUZZER SOUNDING]

ACCORDING TO THE 2000-2005 CENSUS, WE'RE ONLY .6% OF THE POPULATION IN THE AUSTIN -- OUTSIDE THE CITY, BUT THE AMOUNT OF REVENUE THAT I CALCULATED JUST AS A LAYMAN THAT IT WOULD BRING IN IS LESS THAN ONE TENTH OF AUSTIN'S 2.3 BILLION ANNUAL BUDGET. SINCE THERE'S LITTLE POTENTIAL FOR GROWTH, THAT'S ONLY GOING TO SHRINK.

Mayor Wynn: PLEASE CONCLUDE.

THERE'S A REASON LOST CREEK HAS STAYED OUT OF THE ANNEXATION PLANS THE LAST 30 YEARS. IT'S JUST NOT WORTH IT.

Mayor Wynn: THANK YOU, SIR. [APPLAUSE]

Mayor Wynn: JIM GRIBBLE. WELCOME. IS DIANE STILL HERE? SHE WAS GOING TO DONATE TIME TO YOU. OKAY, SO JIM YOU HAVE UP TO SIX MINUTES IF NEED IT. WELCOME.

MAYOR AND CITY COUNCIL MEMBERS OF AUSTIN, I APPRECIATE THE WORK YOU DO. I KNOW THERE'S DISAGREEMENT BETWEEN REASONABLE PEOPLE AND WE SEE IT EVERY DAY IN OUR LIVES IN THE U.S. AND THE NATIONAL POLITICS AND THE FEDERAL AND STATE AND LOCAL GOVERNMENTS. SO I APPRECIATE THE EFFORTS THAT YOU GO TO REGARDLESS OF HOW WE PLAY OUT AND HOW WE WALK AWAY FROM THE TABLE SOMETIMES. EVERYONE I HOPE COMES TO THE TABLE WITH GOOD INTENTION. AND I WOULD LIKE TO CONTINUE THAT. I'M REMINDED OF ONE THING THAT -- IT'S AN AD THAT'S ALWAYS KIND OF STRUCK ME. IT'S A TENNIS PLAYER AND HE'S OUT THERE AND IT'S AN AD FOR PHARMACEUTICAL, I BELIEVE. ANYWAY, THE GUY GETS A VOLLEY AND THE BALL COMES ACROSS AND HE STANDS THERE LIKE THAT. THE BALL HITS THE BACK BOARD AND THEN HE SWINGS. AND IT WAS ABOUT TIMING. BALL HAD ALREADY PASSED BY THE TIME HE GOT AROUND TO SWINGING AT IT. SO I NOTICED THAT OUR PRESIDENT OF OUR M.U.D. HAD AN ISSUE THAT HE WANTED TO BRING UP IN RESPONSE TO ONE OF THE THINGS THAT CAME UP, I BELIEVE IT WAS ON PAVEMENT. IF THAT'S STILL VALID, I WOULD LIKE TO ALLOCATE ONE MINUTE TO HIM IF I MIGHT WITH YOUR PERMISSION, MAYOR.

Mayor Wynn: YOU MAY. THANK YOU.

THANK YOU, SIR. BILL FLOOD ALREADY COVERED IT IN HIS PRESENTATION. IT WAS A QUESTION ABOUT WHETHER A LIMITED DISTRICT WOULD ELIMINATE ANY OF THE CITY TAXES OR WOULD IT BE AN ADDITIONAL TAX AND THE ANSWER IS YES.

I'M GLAD WE RESOLVED THAT BECAUSE I THINK AS THESE THINGS COME UP, IT'S PERTINENT WE GET THE ANSWERS AT THAT TIME. THEY ARE TIME SENSITIVE AND ALSO IT'S IMPORTANT THAT THEY ARE IN CONTEXT. WE TALK ABOUT THE ANNEXATION AND THE FACT THAT IT COMES FROM STATE LAW THAT WAS PASSED AND IT'S VERY PERMISSIVE, AS YOU EXPANDED ON YOURSELF, MAYOR. AND I AGREE WITH YOU. BUT THE FACT THAT IT'S LAW DOESN'T MAKE IT GOOD LAW. IT'S A BAD LAW. THE WAY IT'S STRUCTURED IS VERY BAD LAW. YOU KNOW WHAT'S MISSING FROM IT? IT'S OBVIOUS. WE'RE IN A DEMOCRACY. I SOARVE UNDERSTAND

THE MILITARY FOR YEARS AND I WAS IN PLACES I REALLY DIDN'T WANT TO BE AT TIMES AND SHOT AT BY PEOPLE I DIDN'T KNOW. BUT I WAS THERE TERE ONE REASON THAN THAT WAS TO PROVIDE FREEDOM AND THE FREEDOM WAS SO THAT YOU WOULD HAVE THE RIGHT TO DECIDE YOUR FREEDOM AND HOW YOU USED IT AND THAT'S THAT'S MISSING FROM THE ANNEXATION LAWS. THE LOST CREEK RESIDENTS THAT ARE REPRESENTED HERE SHOULD HAVE A RIGHT TO VOTE ON WHETHER OR NOT THEY WANT TO BE PART OF AUSTIN. WHY IS THAT IMPORTANT? WELL, IT'S PRIMARILY THE BASIS OF OUR DEMOCRACY. BUT MORE IMPORTANTLY, YOU ARE REALLY A CAR SALESMAN. YOU REPRESENT THE AUSTIN MOTOR BUSINESS, IF YOU WILL, AND YOUR BUSINESS IS TO TRY TO ENTICE US TO WANT TO BECOME PART OF YOUR CLUB. AND LET ME TELL YOU, I DON'T THINK IB HERE WOULD HAVE A PROBLEM WITH THAT IF WE HAD, YOU KNOW, STREETS PAVED IN GOLD, AS THEY SAY. BUT THE PROBLEM IS WE DON'T SEE THAT. AND DOLLARS AND CENTS, IT'S JUST NOT THERE. AND WE HAVE GONE TO GREAT LENGTHS TO MAKE OUR COMMUNITY BETTER. HAVE WE ALWAYS DONE IT IN TOTAL AGREEMENT? ABSOLUTELY NOT. IN FACT, THE M.U.D. PRESIDENT CAN PROBABLY REMEMBER BACK IN THE LOST CREEK NEIGHBORHOOD ASSOCIATION MEMBERS CAN AS WELL, WE HAD A DEBATE OVER THE TRASH SERVICE IN OUR COMMUNITY. HOW WE WERE GOING TO DO THAT. THEY CAME UP WITH THE IDEA, WELL, LET'S GO OUT, WE'LL FIND THE BEST SERVICE WE CAN FOR THE DOLLARS AND CENTS AND THEN WE'LL MANDATE IT FOR ALL OUR MEMBERS. WELL, THAT SOUNDED GREAT EXCEPT FOR ONE THING. THE MANDATING PART. THAT'S NOT WHAT YOU DO UNDER DEMOCRACY. YOU ALLOW PEOPLE TO PICK AND CHOOSE. AND SO THERE WERE MANY OF US THAT WENT TO THEM AND SAID, HEY, I LIKE THE CONCEPT OF THE BEST PRICE FOR THE PRODUCT, BUT LET'S MAKE IT A FREEDOM OF CHOICE ISSUE. AND YOU KNOW WHAT? AS REASONABLE PEOPLE DO, THEY THOUGHT ABOUT IT AND THEY SAID, YOU KNOW, IF WE BRING A PRODUCT THAT'S SUPERIOR AT THE LOWEST COST POSSIBLE, WE DON'T HAVE TO MANDATE IT. PEOPLE WILL COME THAT WAY AUTOMATICALLY AND THAT'S EXACTLY WHAT HAPPENED. SO MY POINT IN SAYING THAT, AND IT'S TRULY -- OTHER THAN SAY EVEN IN OUR



COMMUNITY WE DON'T ALWAYS AGREE ON EVERYTHING. BUT I THINK EVERYONE, INCLUDING THE PEOPLE THAT ARE SITTING AT YOUR TABLE NOW, WILL AGREE THAT IF IT DOESN'T MAKE SENSE, DOLLARS AND CENTS- WISE, WHY DO IT. WHETHER WE BECOME PART OF AUSTIN OR WE DON'T, WE CAN STILL BE GREAT COMMUNITY RELATIONSHIPS BETWEEN US AND WE CAN MAKE THE WHOLE AREA OF AUSTIN AND ITS OUTLYING AREAS GROW AND PROSPER AND THAT'S WHERE WE NEED TO GO. I WOULD SAY TO YOU MAYOR AND CITY COUNCILMEMBERS, THIS IS A CHANCE WHERE YOU ALL CAN GO BEYOND YOUR RIGHTS. DO YOU HAVE THE RIGHT TO ANNEX US? ABSOLUTELY YOU DO. CAN WE ARGUE WITH YOU AND DEBATE IT? ABSOLUTELY WE CAN. CAN WE SPEND LOTS OF MONEY LIKE CIRCLE C DID AND TRY TO FIGHT KNEW THE COURTS? SURE WE CAN. AND EVEN THROUGH THE LEGISLATURE. WILL WE WIN? WHO KNOWS. BUT THE POINT IS WHY DO THAT IF IT ISN'T PRODUCTIVE FOR YOU TO ANNEX US, WE DON'T WANT TO PARTICULARLY BE ANNEXED. THEN WHY DO IT. THERE'S NO POINT IN IT. AND WHAT I WOULD SOLICIT FROM THE PEOPLE AT THIS TABLE IS THINK ABOUT YOUR CHOICES AND HERE'S SOMETHING YOU CAN DO THAT WILL MAKE AUSTIN A MODEL FOR THE COUNTRY, NOT JUST FOR TEXAS BUT FOR THE WHOLE U.S. AND THAT IS RISE TO THE OCCASION AND SAY, YOU KNOW, WE THOUGHT ABOUT IT, WE ANALYZED IT, WE DECIDED IT WASN'T IN OUR BEST INTERESTS, THEY DIDN'T WANT TO JOIN THE PARTY AND WE WANT PEOPLE TO COME THAT WANT TO BE PART OF THE PARTY SO WE DECIDED TO DECLINE. HAVE YOU THAT CHOICE. IT RESTS IN YOUR HANDS. AND WE ARE URGE YOU TO CONSIDER IT. THANK YOU.

Mayor Wynn: THANK YOU. APPLAUSE PLAS..... [APPLAUSE]

Mayor Wynn: JACK WILHELM. FOLLOWED BY VERNON PALMIER. RALPH WICKENBURG. WELCOME, SIR. YOU HAVE THREE MINUTES.

I'D LIKE TO -- I'M JACK WILHELM. GOOD EVENING, MR. MAYOR, CITY COUNCILMEMBERS. I'D LIKE TO INTRODUCE RICHARD VAUGHN, RETIRED GENERAL AIR FORCE THAT I BELIEVE YOU WERE THE FIFTH RESIDENT OF LOST CREEK. AND HE HAS WRITTEN A LETTER THAT HE ASKED ME TO READ TO YOU TONIGHT. AND I WILL BE BRIEF. I'M AT A LOSS AS TO WHY

THE CITY OF AUSTIN WANTS TO ANNEX THE LOST CREEK SUBDIVISION. SOME ON THE CITY STAFF SAY IT'S TIME THE RESIDENTS OF LOST CREEK PAY FOR THE SERVICES PROVIDED BY AUSTIN. BUT THE ONLY SERVICES PROVIDED BY THE CITY ARE ELECTRICITY AND WATER FOR WHICH THEY ARE ALREADY PAID IN FULL. WITH THE HELP OF PROFESSIONALS, THE LOST CREEK MUNICIPAL UTILITY DISTRICT HAS CREATED A COST BENEFIT ANALYSIS. AND IT REVEALS THAT ANNEXATION WILL INCREASE COSTS TO BOTH ENTITIES. STATE LAW REQUIRES THAT THE CITY PROVIDE THE SAME OR HIGHER LEVEL OF SERVICE THAT THE LOST CREEK M.U.D. PROVIDES. SINCE THE M.U.D. IS PRESENTLY PROVIDING WATER, WASTEWATER AND PARK SERVICES AT A SUBSTANTIALLY LOWER RATE THAN THE CITY CHARGES, LOST CREEK RESIDENTS WILL HAVE TO PAY AT LEAST \$1,800 A YEAR MORE FOR THOSE SERVICES AND IN MOST CASES THE CITY SERVICES WILL BE INFERIOR TO THE M.U.D.s. AUSTIN IS CONTRACTUALLY OBLIGATED TO INSTALL A WASTEWATER LINE AND DECOMMISSION THE LOST CREEK WASTEWATER PLANT BEFORE THE ANNEXATION CAN BE SANCTIONED. THE WASTEWATER LINE WILL BE ABOUT THREE MILES LONG AND PASS THROUGH BARTON CREEK AND OTHER ENVIRONMENTALLY SENSITIVE AREAS. THE CITY HAS ESTIMATED THE LINE WILL COST 8.5 MILLION. BUT OUTSIDE ENGINEERING ESTIMATES GO AS HIGH AS 25 MILLION. WITH THE ENVIRONMENTAL SENSITIVITIES OF AUSTIN, CONVENTIONAL WISDOM SAYS THE COSTS WOULD EXCEED THE \$25 MILLION ESTIMATE. BASE ON LOST CREEK'S POTENTIAL TAX REVENUE AND RANGE OF THE COST ESTIMATES, IT WILL TAKE AT LEAST 30 TO 40 YEARS FOR AUSTIN TO BENEFIT FINANCIALLY FROM THE ANNEXATION. IF EVER. SINCE AUSTIN IS PRESENTLY EXPERIENCING BUDGETARY DIFFICULTY PROVIDING THEIR CITIZENRY WITH BASIC SERVICES, THE ANNEXATION WOULD FURTHER DEGRADE THEIR ALREADY STRAINED SERVICE REQUIREMENTS. DICK, DO YOU WANT TO ADD SOMETHING? THANK YOU VERY MUCH FOR YOUR TIME.

Mayor Wynn: THANK YOU. [APPLAUSE]

Mayor Wynn: THANK YOU, GENERAL, FOR.... FOR YOUR SERVICE. VERNON PALMIER.

MR. MAYOR, MAYOR PRO TEM, CITY COUNCILMEMBERS,  
THANK YOU FOR YOUR SERVICE TO THE CITY AS WELL AS  
YOUR TIME SPENT WITH US THIS EVENING. I REALIZE IT'S  
GETTING LATE AND I'LL MAKE THREE QUICK POINTS. MR.  
MAYOR, I APPRECIATE YOUR COMMENT ABOUT HAVING TO  
RESPOND TO THE BONDHOLDERS. I'D LIKE TO GIVE THREE  
WHAT I WILL CALL COMMON SENSE ARGUMENTS WHY LOST  
CREEK SHOULD BE TAKEN OFF THE LIST. YOU HEARD THE  
COST COMMENT ABOUT NEIGHBORHOOD AT \$10 MILLION. I  
THINK IF YOU LOOK AT ALTERNATE WAYS THAT MONEY CAN  
BE SPENT, YOUR CLEAN WATER PROGRAM IS COMPETING  
WITH FUNDS AND IT CAN GO TO THAT DIRECTION. YOU'VE  
HEARD ANNEXATION IS A LOSING PROPOSITION AND  
APPRECIATE THE TIMES WHEN YOU HAVE VOTED ON  
ANNEXATION TO ANNEX AREAS THAT NEEDED THE CITY  
SERVICES THAT WERE NOT A PAYING PROPOSE.....  
PROPOSITION AND REALIZE YOU HAVE TO MAKE TOUGH  
DECISIONS. IT DOES MAKE SENSE TO ANNEX SOME AREAS.  
LOST CREEK DOESN'T APPEAR TO MAKE SENSE. THE THIRD  
POINT, THE CITY STAFF HAS PLENTY OF WORK TO DO. THE --  
ALL THE HOMEWORK THAT WOULD HAVE TO GO INTO  
BILLING THE SEWER LINE DOING THE OTHER THINGS THAT  
NEED TO BE DONE AS PART OF THIS ANNEXATION, I WAS  
DISAPPOINTED TO HEAR TONIGHT THAT THE DECISION ON  
ANNEX WOULD BE MADE IN DECEMBER 2008. BY THEN ALL  
OF THE EFFORT AND EXPENDITURE WILL HAVE ALREADY  
BEEN DONE, AND ASK IF THERE IS A WAY WHEN -- AS HAS  
BEEN COMMENTED BY OTHERS, MOVE THAT  
CONSIDERATION UP TO WHERE YOU CAN MAKE THAT  
CONSIDERATION IN THE SHORT TERM TO AVOID THAT TIME,  
EFFORT AND EXPENSE IN THAT REGARD. THANK YOU VERY  
MUCH FOR YOUR TIME. [APPLAUSE]

Mayor Wynn: THANK YOU. RALPH WICKENBURG, WELCOME.  
YOU WILL BE FOLLOWED BY TAMMY WICKENBURG.

MR. MAYOR, MAYOR PRO TEM AND COUNCILMEMBERS, I  
THINK IT'S OBVIOUS FROM ALL THE COMMENTS THAT HAVE  
BEEN MADE HERE THAT THE PEOPLE OF LOST CREEK DO  
NOT WANT TO BE ANNEXED. THAT'S OBVIOUS. AND I'M A  
NEWCOMER TO ANNEXATIONS. FIRST TIME I'VE GONE  
THROUGH THIS. I'VE BEEN A RESIDENT OF LOST CREEK  
OVER 20 YEARS AND VERY SATISFIED HAPPY LIVING THERE.

BUT ONE THING -- YOU'VE HEARD ALL THE REASONS WHY WE DON'T WANT TO BE ANNEXED AND THE ONLY THING WE'VE HEARD FROM YOU, MR. MAYOR, IS IT'S FOR BOND RATINGS AND MONEY. IF THAT'S THE CASE, AS MR. POLEMAYER JUST SAID, SEEMS TO ME WE COULD CUT THIS SHORT IF THE CITY STAFF WOULD PUT TOGETHER A VERY DETAILED COST ESTIMATE, GET IT OUT IN THE OPEN FOR ALL OF THE RESIDENTS OF AUSTIN, THE VOTERS TO LOOK AT AND SEE. AND IF THAT COST ESTIMATE SAYS, BOY, THIS IS GOING TO BE REALLY A GOOD DEAL, WE'RE GOING TO COME OUT GOOD ON THIS, AT LEAST YOU WOULD HAVE A WIN-LOSE SITUATION. A LOT OF PEOPLE ARE SAYING IT'S GOING TO BE LOSE-LOSE. YOUR OPPORTUNITY TO MAKE YOUR TAXPAYERS HAPPY WOULD BE PUT OUT A DETAILED COST ANALYSIS, A HERE IT IS, LOOK HOW MUCH WE'RE GOING TO GAIN FROM THIS. YOU WILL AT LEAST HAVE HAPPY CONSTITUENTS. WE WON'T BE HAPPY. BUT I HAVEN'T HEARD ANYONE SAY LOOK, YOU PEOPLE IN LOST CREEK ARE WAY OUT OF BOUNDS ON YOUR COST ESTIMATES. IT'S CRAZY. WE THINK IT'S GOING TO BE A LOSE-LOSE SITUATION, BUT I THINK YOU HAVE THE OPPORTUNITY TO GET IT OUT IN THE OPEN, MAYBE HAVE THE AUSTIN STATESMAN HELP GET A GOOD DETAILED COST ESTIMATE OUT AND PROVE THAT WE'RE WRONG. THANK YOU. [APPLAUSE]

Mayor Wynn: THANK YOU, MR. WICKENBURG. ANNA WICKENBURG SIGNED UP TO SPEAK IN OPPOSITION. THANK YOU. LOOKS LIKE TO DO WEALTHY. SIGNED UP WISHING TO SPEAK IN OPPOSITION. RANDY RATLIFF. WELCOME, THREE MINUTES. YOU WILL BE FOLLOWED BY AL DIENDRA.

THANK YOU ALL AND THANK WHAT'S LEFT OF YOU OUT HERE. MY FAMILY AND I MOVED HERE FROM EL PASO IN 1997, AND WE CAME TO LOST CREEK FOR JUST ONE REASON. AND THAT WAS FOR THE EDUCATION OF OUR CHILDREN. IMMIGRATION IN EL PASO IS SO RAMPANT THAT THE ONLY WAY TO ACCOMMODATE THE NEW IMMIGRANTS IS TO LOWER THE EDUCATIONAL STANDARDS IN THE SCHOOLS. I WAS IN BUSINESS IN EL PASO FOR 23 YEARS. AND MY WIFE WAS A TEACHER THERE FOR 26 YEARS. WE WOULD STILL BE THERE TODAY IF IT WEREN'T FOR OUR CHILDREN. WE SOLD OUR HOME OF 20 YEARS IN EL PASO FOR ONE-THIRD THE PRICE OF THE HOUSE THAT WE BOUGHT IN LOST CREEK. WE

MOVED TO LOST CREEK BECAUSE IT WAS RELATIVELY INEXPENSIVE BY AUSTIN STANDARDS TO BUY A HOME IN A SUE PER LA ACTIVE SCHOOL DISTRICT. WHEN WE FIRST LOOKED AT OUR NEW HOME, ONE OF MY THEN SIX-YEAR-OLD TWINS ASKED IS IT SAFE? IS IT SAFE? WHAT DO YOU MEAN, SWEETHEART, I SAID? IT DOESN'T HAVE BARS ON THE WINDOW, DADDY. IN EL PASO, YOU PUT BARS OR POLITICALLY CORRECT DECORATIVE WROUGHT IRON ON YOUR WINDOWS TO MAKE YOUR RESIDENCE LESS ATTRACTIVE TO BURGLARS. DESPITE ALL OF OUR EFFORTS, HOWEVER, OUR HOME AS WELL AS THREE OF MY BUSINESSES WERE BURGLARIZED ON SEVERAL OCCASIONS. WE HAD EL PASO UNDER CITY JURISDICTION AND WE HAVE LOST CREEK UNDER COUNTY JURISDICTION. THERE IS NO COMPARISON. LOST CREEK IS SAFE. FOUR YEARS AGO A NEIGHBOR'S HOME WAS STRUCK BY LIGHTNING. UNFORTUNATELY THE HOUSE BURNED TO THE GROUND. THIS NEIGHBOR DIDN'T MOVE FROM LOST CREEK. HE REBUILT ON THE SAME SLAB. WE'VE SEEN MANY NEIGHBORS MOVE AROUND IN LOST CREEK. NEVER LEAVING THE NEIGHBORHOOD. WE HAVE A COMMUNITY WHERE OUR NEIGHBORS ARE SOME OF OUR BEST FRIENDS. ON THREE SEPARATE OCCASIONS EX-WAS CALLED TO OUR HOME. ON EACH OCCASION THE WEST LAKE FIRE DEPARTMENT RESPONDED IMMEDIATELY, FOLLOWED QUICKLY BY THE E.M.S. IN EACH INCIDENCE WE HAD AT LEAST 20 NEIGHBORS RESPOND AS WELL. EACH OFFERING TO HELP IN ANY WAY THEY COULD. OUR BRANCH LIBRARY WAS OPEN IN EL PASO AN AVERAGE OF FOUR HOURS A DAY. AND HAD VERY LITTLE INVENTORY OR RESOURCES. ON THE OTHER HAND, THE WEST BANK LIBRARY KEEPS REGULAR BUSINESS HOURS, HAS A HUGE INVENTORY AND EXCELLENT RESOURCES. INCOME MINUS EXPENSES EQUALS NET PROFIT. I CAN'T SPEAK FOR MY NEIGHBORS, BUT IF YOU ASSESS THE LOST CREEK NEIGHBORHOOD OF VALUE ADDED TAX AND NOT HAVE ANY EXPENSE, WILL YOU HAVE ALL PROFIT. BY CONTRAST, THE INCOME FROM THE LOST CREEK ANNEXATION MINUS EXPENSES EQUALS A LOSS FOR THE CITY FOR MANY YEARS TO COME. ANNEXATION IS NOT WORTH IT. MY APPEAL TO YOU IS TO LEAVE THE LOST CREEK M.U.D., THE EMERGENCY SERVICES AND THE LIBRARY AS IS. LET US CONTINUE TO... TO ENJOY LIFE,

LIBERTY AND THE PURSUIT OF HAPPINESS. THANK YOU.  
[APPLAUSE]

Mayor Wynn: AL DEANDREA. YOU WILL BE FOLLOWED BY  
BRITAIN COW AND WITH.

THANK YOU, MAYOR WIN. MAYOR PRO TEM DUNKERLEY,  
CITY COUNCIL, CITY MANAGER. APPRECIATE THE  
OPPORTUNITY TO SPEAK HERE TONIGHT. IT STRIKES ME  
SITTING IN THE AUDIENCE THAT ONE OF THE THINGS THAT  
STRIKES ME THE MOST IS ALL OF US PROBABLY HAVE  
FAMILIES HAVE PROBABLY HAVE A LOT BETTER THINGS TO  
DO THAN SPEND OUR EVENINGS DOWN HERE TALKING  
ABOUT THIS ISSUE. THE REASON I SAY THAT IS I WOULD  
THINK FOR AN ANNEXATION TO MAKE SENSE THERE NEEDS  
TO BE A COMPELLING ARGUMENT BEHIND IT. AND WHAT I  
SEE HERE IS NO COMPELLING ARGUMENT. IF..THIS THING IS  
STILLBORN. I DON'T SEE ANY BENEFIT TO THE CITY. AND I  
DON'T SEE ANY BENEFIT TO LOST CREEK. AND IT'S HARD  
FOR ME TO IMAGINE, MAYOR, THAT YOU ARE GOING TO BE  
ABLE TO SHOW SOME BENEFIT TO THE GUYS AT STANDARD  
AND POORS AND MOODYS OF THE PROCESS THAT -- IN THE  
CULMINATION OF THE PROCESS YOU ARE GOING THROUGH  
RIGHT NOW. YOU KNOW, WE'VE HEARD IT ALL BEFORE. WE  
ENJOY SERVICES ARE BETTER AND BEYOND THE CITY OF  
AUSTIN WHICH IS GOING TO COST MONEY TO PROVIDE  
THOSE. ANNEXING THE CITY, ANY WAY YOU CULL IT, YOU  
ARE GOING TO HAVE TO BUILD A PIPELINE UNDER OR  
ACROSS BARTON CREEK. AND I CAN'T IMAGINE ANYBODY  
WANTS TO DO THAT. THERE'S RISKS ASSOCIATED WITH IT.  
AND TO DO THAT FOR WHAT SOMEBODY CUTS THE  
NUMBERS AS \$237 PER RESIDENT OF LOST CREEK IS JUST  
NUTS. SO I SIT HERE IN THE AUDIENCE AND I WONDER WHAT  
ARE WE DOING HERE. AND WHY WASN'T SOME OF THIS  
ANALYSIS DONE BEFORE WE DRAGGED -- YOU KNOW, WE  
DRUG SEVERAL HUNDRED PEOPLE HERE. AND, YOU KNOW,  
I'M KIND OF STUNNED, FRANKLY. I'M LOOKING TO THE CITY,  
THE PROFESSIONALS WHO RUN THE GOVERNMENT, THE  
LARGE GOVERNMENT IN THIS AREA WHO WANT TO TAKE  
OVER LOST CREEK AND MAKE US PART OF THEM FOR  
ANSWERS HERE. I DON'T SEE ANY COMPELLING ARGUMENT.  
AND I'M KIND OF STUNNED AT THAT. I MEAN I'M JUST KIND OF  
SPEECHLESS. THAT I'M SITTING HERE FOR THREE HOURS

AND ALL THESE PEOPLE ARE SITTING HERE. WHERE'S THE ARGUMENT HERE? I GUESS I'LL JUST LEAVE IT AT THAT. AND MAYBE THE LAST THOUGHT IS I REALLY HOPE THAT INSTEAD OF JUST DOING ANNEXATION FOR ANNEXATION SAKE, WHICH I GET THE FEELING IS WHAT'S GOING ON HERE, ON THIS PROCESS THAT STARTED AND IT'S GOT A MOMENTUM AND IT'S JUST MOVING FORWARD FOR WHATEVER REASON THAT I CAN'T SEE, IS THAT YOU WOULD COLLECTIVELY GET TOGETHER AND REALLY THINK THIS THROUGH AND MAYBE STOP IT BECAUSE IT SEEMS LIKE THAT'S WHAT NEEDS TO BE DONE. THANK YOU. [APPLAUSE]

Mayor Wynn: THANK YOU.

I THINK BRITAIN WOVAN SIGNED UP WISH TO GO SPEAK IN OPPOSITION. RICHARD ELTON WISH TO GO..... WISHING TO SPEAK. TO BE FOLLOWED BY JAMES LUX. WELCOME, JAMES. YOU HAVE THREE MINUTES.

MAYOR WYNN, MAYOR PRO TEM, CITY.....CITY COUNCILMEMBERS, THANK YOU FOR ALLOWING ME TO SPEAK AGAIN. AS YOU MAY RECALL LAST THURSDAY NIGHT I ASKED YOU TO DO A LITTLE ROLE REVERSAL. YOU'VE HAD TIME TO THINK ABOUT THAT NOW, TO THINK AS IF YOU WERE MEMBERS -- YOU WERE HOMES OR RESIDENTS OF LOST CREEK. I WON'T EMBARRASS YOU BY ASKING YOU YOUR ANSWER. I THINK AS REASONABLE PEOPLE WE ALL KNOW WHAT THAT ANSWER WOULD BE. I'VE BEEN A RESIDENT IN LOST CREEK FOR 26 YEARS. AND I LOVE LOST CREEK. AND I LOVE AUSTIN. I SPENT TWO YEARS UP IN MINNESOTA WORKING AND LEARNED THAT MY ORGANIZATION WAS MOVING TO AUSTIN. I LOVED AUSTIN BEFORE I EVER SAW IT. IF YOU'VE EVER SPENT A WINTER IN MINNESOTA. [LAUGHTER] WE DESERVE NOT TO BE ANNEXED. OUR COMMUNITY HAS WORKED HARD. WE'VE BATTLED LOTS OF PROBLEMS. AND WHEN I ARRIVED IN LOST CREEK, THE COMMUNITY, WHICH WAS VERY SMALL AT THAT TIME, HAD JUST TAKEN OVER THE M.U.D. FROM THE DEVELOPERS. WHO HAD INDEBTED LOST CREEK TO QUITE A BIT OF MONEY. AND THEY ALSO HAD PASSED A BILL OR A BOND THAT -- ACTUALLY THEY PASSED A BOND ISSUE, BUT THEY COULDN'T SELL THE BOND BECAUSE OF THE INTEREST RATE LIMIT. AND IN 1980-81, WE HAD INTEREST RATES THAT WENT

WAY UP, 15% OR MORE. AND THE RESIDENTS WERE THREATENED BY THE DEVELOPERS BECAUSE THIS BOND WAS SUPPOSED TO PAY FOR THE BUILDOUT OF LOST CREEK AND THE M.U.D. WELL, WE WEREN'T EVEN CLOSE TO BEING BUILT OUT, BUT THEY WANTED TO SPEND THE MONEY. AND THEY THREATENED THE HOMEOWNERS AND THEY THREATENED THE M.U.D. BOARD THAT THEY WOULD HAVE LAWSUITS IF WE DID NOT PASS. AND MANY OF US WENT OUT AND CALLED ALL OF OUR NEIGHBORS, AND THIS WAS THE BEGINNING OF A CLOSE-KNIT ORGANIZATION. WE OVERWHELMINGLY VOTED AGAINST THAT, RAISING THE INTEREST RATE. BETTER THAN 95%, I MIGHT ADD. AND IT WAS ABOUT TWO WEEKS LATER THAT THE DEVELOPERS CAME UP WITH A PLAN AND PAID THEIR WAY. BUT THAT WAS THE BEGINNING OF A CLOSE-KNIT ORGANIZATION AND IT WAS ONLY THE BEGINNING. FOR SOON THEY DECIDED -- THE DEVELOPERS DECIDED TO BUILD LARGE BUILDINGS OUT ON LOOP 360. AND AUSTIN, YOU CAN THANK US BECAUSE MANY OF OUR COMMUNITIES GOT TOGETHER AND WE PREVENTED CIELLO FROM BEING A 15... 15-STORY MONSTROSITY LOOKING DOWN AT YOU IN AUSTIN. THESE ARE JUST A FEW OF MANY OF THE PROBLEMS THAT HAVE OCCURRED IN LOST CREEK THAT WE HAVE OVERCOME AND OVERCOME THEM TOGETHER. AND I URGE YOU TO REMEMBER THAT WE HAVE WORKED TOGETHER TO MAKE THIS THE COMMUNITY THAT IT IS. AND VOTE NO. DON'T ANNEX US. THANK YOU VERY MUCH. [APPLAUSE] SIGNED UP WISH TO GO SPEAK IN OPPOSITION. TO..TO BE FOLLOWED BY RICK CONWAY. SIGNED UP WISH TO GO SPEAK. ALSO IN OPPOSITION. CHRIS SHAWN..... SHAUGHNESSY. WELCOME.

CAN YOU HEAR ME?

Mayor Wynn: YES, MA'AM.

GOOD EVENING. THANK YOU VERY MUCH FOR GIVING ME THE OPPORTUNITY TO SPEAK. I'M HERE FOR SEVERAL REASONS. I'M A LONG-TERM LOST CREEK RESIDENT. COULD AFFORD IT BACK IN 1976. CAN BASICALLY STILL AFFORD IT. THE \$2,000 TAX INCREASE WOULD BE -- IT WOULD BE VERY MUCH A HARDSHIP ON A LOT OF US BECAUSE WE'RE BABY BOOMERS OR WE'RE RETIRED. NOW, THE SECOND HAT THAT I WEAR -- I'M A LITTLE NERVOUS. I'M AN AUSTIN



INDEPENDENT SCHOOL DISTRICT TEACHER. I TAUGHT 40 YEARS. I TEACH AT -- TAUGHT AT LBJ AND I'M PROUD OF WHAT I DO AND I LIKE KIDS. I'M AN AUSTIN TAXPAYER. I DON'T WANT TO BE ANNEXED. THAT'S A LITTLE SITUATION THAT WHEN I SEE THE KIDS, AND I SEE THEM -- WE'RE TRYING VERY HARD NOT TO LEAVE OUR KIDS BEHIND ACADEMICALLY. I HAVE 150 BRIGHT AND SHINING TEENAGERS LOOKING AT ME TOMORROW. SO I GUESS I'M SAYING KIDS ARE FALLING THROUGH THE CRACKS. WE'RE DOING WHAT WE CAN DO AT SCHOOLS ACADEMICALLY. BUT IN SOME OF THE OTHER PROGRAMS, I'M WONDERING HOW ARE YOU GOING TO FUND SOME OF THESE PROGRAMS THAT WE DESPERATELY NEED. I DON'T THINK IT'S A SEWER PIPE. I DON'T HAVE TROUBLE WHEN AUSTIN TAXPAYERS SAY 8 MILLION OR 20 MILLION GOING TOWARDS PROGRAMS THAT HELP KIDS IN OUR COMMUNITY IN BUILDING RELATIONSHIPS. BUT IT BOTHERS ME TO THINK I'M PAYING THOSE INCREASED TAXES TO BUILD A SEWER PIPE. SO THINK ABOUT IT. I THINK IT'S A LOSE-LOSE SITUATION. IN THIS CASE THE BEST INVESTMENT WE'RE GOING TO MAKE ARE OUR KIDS IN PROGRAMS THAT HELP THEM. WE CAN DO WHAT WE CAN DO ACADEMICALLY, BUT THERE NEEDS SO MUCH OUTSIDE OF SCHOOL. THANK YOU.

Mayor Wynn: THANK YOU, DR. MAY. [APPLAUSE]

Mayor Wynn: I'LL BE WITH MY KIDS FIRST THING IN THE MORNING AT AISD. THANK YOU FOR YOUR SERVICE. RICK CONWAY.

MAYOR, MAYOR PRO TEM AND MEMBERS OF THE COUNCIL AND STAFF, THANKS FOR COMING OUT TONIGHT. I JUST WANT TO SAY SIMPLY, FIRST OF ALL, I'M REALLY GLAD WE HAVE SUCH A GOOD COUNCIL. A REALLY FORWARD-LOOKING COUNCIL. WE'VE GOT GOOD LEADERSHIP AND COMMUNITY, A GREAT STAFF, REALLY GOOD PEOPLE. WE HAVE GOOD PEOPLE HERE IN LOST CREEK AND M.U.D. AND AS A FORMER VICE PRESIDENT OF THE NEIGHBORHOOD ASSOCIATION, FORMER PRESIDENT T M.U.D. BOARD AND LONG-TIME TAXPAYER IN M.U.D., WE HOPE YOU ARE LISTENING TO US AND THAT YOU WILL CONTINUE TO LISTEN AND WORK WITH OUR PEOPLE. I THINK THAT'S WHAT WE ASK OF YOU MOST IS LISTEN TO US, WORK WITH OUR

LEADERSHIP, AS AN EARLIER GENTLEMAN SAID, WORK WITH OUR PEOPLE AND WE'LL WORK WITH YOU AND WE CAN COME TO THE RIGHT CONCLUSION. I THINK WE'VE TRIED TO TELL YOU WHAT WE THINK IT IS, BUT WE NEED TO HEAR MORE FROM YOU AND WE ASK AND URGE YOU TO WORK VERY CLOSELY WITH OUR LEADERSHIP SO THAT WE CAN FIND OUT WHAT THE RIGHT SOLUTION IS FOR OUR COMMUNITY AND YOUR COMMUNITY. BECAUSE WE'RE ALL A MEMBER OF AUSTIN AND WE'RE A MEMBER OF LOST CREEK M.U.D. AND OUR COMMUNITY IS VERY SPECIAL TO US. SO THANK YOU FOR YOUR TIME.

Mayor Wynn: THANK YOU, RICK. [APPLAUSE]

Mayor Wynn: CHRIS SHAUGHNESSY. YOU WILL HAVE THREE MINUTES. FOLLOWED BY DOUG MASS, PERHAPS.

MR. MAYOR, CITY COUNCIL, THANKS VERY MUCH FOR ALLOWING ME TO SPEAK THIS EVENING. THE CONCERN I HAVE IS ONE THAT'S BEEN VOICED BY SEVERAL PEOPLE, AND THAT IS WHY CITY COUNCIL WOULD WANT TO WAIT UNTIL 2008 TO MAKE A DECISION ON THIS ANNEXATION. I COME FROM A BACKGROUND OF ENGINEERING IN THE PRIVATE SECTOR BRINGING MAJOR PROJECTS FORWARD MANAGEMENT FOR THEIR CONSIDERATION. AND ONE OF THE THINGS WE LEARNED EARLY ON WAS THAT KIND OF THE BIG BANG APPROACH TO PROJECT APPROVALS SOMETIMES ENDED UP WITH SOME BAD RESULTS. BY THIS I MEAN BY THE TIME THE STAFF HAS INVESTED SEVERAL WORK YEARS IN A PROJECT, PAID FOR OUTSIDE ENGINEERING CONSULTING WORK, GOT PERMITS, IN SOME CASES CAPITAL IMPROVEMENTS, THEN BRINGING THIS FORWARD TO THE SENIOR MANAGEMENT OF THE CORPORATION ONLY TO BE TOLD NO, WE DON'T WANT TO DO THIS PROJECT. BY THE WAY, WHY DID YOU THE STAFF WASTE ALL YOUR TIME DOING. THAT.....SO TO COUNTER THAT, THE SENIOR MANAGEMENT OF THE COMPANY PUT IN PLACE A SERIES OF MILESTONE PROJECT REVIEWS. THEY INSISTED THAT THE STAFF BRING FORWARD TO THEM TO ALLOW THE SENIOR MANAGEMENT THE OPPORTUNITY TO SEE WHAT WAS GOING ON AND PROVIDE SOME FEEDBACK AND INPUT. AND I GUESS I VIEW YOU AS THE SENIOR MANAGEMENT OF THE CITY OF AUSTIN AND WOULD THINK THEREFORE A DECISION AS

IMPORTANT AS THIS YOU WOULD WANT TO HAVE SOME MILESTONE REVIEWS WHEREBY YOU GAVE YOUR INPUT AND POTENTIALLY YOUR APPROVAL OR DISAPPROVAL. AT AN EARLY PHASE. OBVIOUSLY YOU CAN DECIDE THAT YOU DON'T WANT TO PURSUE IT OR YOU CAN SAY, WELL, THIS IS SOMETHING THAT HAS SOME PROMISE, BUT THIS TIME ISN'T RIGHT. WE SHOULD PUT THIS ON THE BACK BURNER, NOT SPEND ANY MORE STAFF TIME OR YES, STAFF, THIS LOOKS PROMISING, LET'S GO AHEAD TO THE NEXT MILESTONE. I BRING THIS UP BECAUSE MY SCENARIO THAT KEEPS ME AWAKE AT NIGHT IS THAT THE STAFF WILL DO MANY HOURS OF WORK, SPEND LOTS OF THE CITY'S MONEY AND THEN BRING THIS FORWARD IN 2008, THE CITY WILL SAY, WELL, YOU KNOW, AFTER LOOKING AT IT, IT REALLY DOESN'T LOOK THAT GOOD, BUT SINCE WE'VE ALREADY SPENT ALL THE MONEY AND ALL THE TIME, I GUESS WE BETTER GO AHEAD WITH IT. AND THAT LOOKS LIKE A SITUATION WHERE BOTH THE CITY WOULD LOSE AND THE RESIDENTS OF LOST CREEK WOULD LOSE. SO I GUESS MY PROPOSAL IS THAT YOU HAVE SOME PROJECT MILESTONE REVIEWS, HOPEFULLY THEY ARE OPEN TO THE PUBLIC SO WE CAN ALL COME AND HEAR WHAT THE PROPOSAL IS AND WHAT YOUR FEEDBACK IS. THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU, MR. SHAUGHNESSY. [APPLAUSE]

Mayor Wynn: IT'S DOUG AND LOOKS LIKE MOSS OR MAYS OR SOMETHING. CAN'T QUITE READ IT. I'LL SAY THE VAST MAJORITY OF CARDS REMAINING ARE FOLKS SIGNED UP NOT WISHING TO SPEAK IN OPPOSITION. OUR CITY CLERK WILL RECORD THESE FOR THE RECORDS, BUT THERE'S STILL A NUMBER OF FOLKS WHO SIGNED UP WISH TO GO SPEAK BUT I SEE A HANDFUL OF PARENTS WITH EVEN THEIR KIDS HERE. TOMORROW IS THE FIRST DAY OF SCHOOL AT LEAST IN AISD AND SEVERAL OTHER SURROUNDING SCHOOL DISTRICTS. IF THERE ARE FOLKS HERE WITH KIDS OR PARENTS EVEN OF YOUNG KIDS WHO WILL BE STARTING SCHOOL TOMORROW AND YOU SIGNED THE CARD WISH TO GO SPEAK, GO AHEAD AND COME FORWARD AND STATE YOUR NAME FOR THE RECORD AND I'LL FIND YOUR CARD TO GIVE YOU ALL A CHANCE TO GET HOME AT A SOMEWHAT REASONABLE HOUR TONIGHT. MEANWHILE, OTHERWISE I'LL JUST KEEP READING NAMES. I GOT A TAKER. JEFF, WELCOME. YOU HAVE THREE

MINUTES.

THANK YOU AGAIN, MAYOR, MAYOR PRO TEM, CITY MANAGER AND CITY COUNCIL. I HAD THE HONOR TO SPEAK WITH YOU LAST THURSDAY. MOST OF THE THINGS I WAS GOING TO TALK ABOUT TONIGHT HAVE ALREADY BEEN DISCUSSED. THE TWO QUESTIONS THAT I ASK RHETORICALLY AT OUR LAST MEETING WAS WHY IS ANNEXATION EVEN BEING PROPOSED AND WHAT IS THE BENEFIT FOR LOST CREEK RESIDENTS. YOU MAY NOT HAVE AN ANSWER NOW, I UNDERSTAND PART OF THE REASON WHY IS STANDARD AND POOR AND MOODYS, I HEARD THAT ANSWER. I GUESS WHAT I'D LIKE TO ASK IS BECAUSE WE ARE SO EARLY IN THIS PROCESS AND IT SOUNDS LIKE SO MUCH WORK IS GOING TO BE DONE, THIS IS THE LAST CHANCE THAT ANY OF THE LOST CREEK RESIDENTS HAVE A CHANCE TO ADDRESS YOU. THERE'S SO MUCH INFORMATION THAT HAS EITHER BEEN WITHHELD OR HASN'T BEEN COMPILED YET THAT WE DON'T HAVE A CHANCE TO REALLY EVEN DISCUSS IT. WE HEARD A LITTLE BIT OF HERE AND THERE ON SOME OF THE ISSUES, BUT I'D LIKE TO ASK THAT OUR APPROPRIATE THAT YOU CONSIDER ANOTHER PUBLIC HEARING AFTER MORE OF THE INFORMATION HAS BEEN DISCLOSED SO THAT WE CAN GET TOGETHER AGAIN AND DISCUSS IT. THANK YOU.

Mayor Wynn: THANK YOU, JEFF. [APPLAUSE]

Mayor Wynn: MY UNDERSTANDING OF STATE LAW WE ARE SIMPLY REQUIRED TO DO THIS. TO THE EXTENT THERE IS ADDITIONAL TESTIMONY NEEDED OR COUNCIL HAS OTHER QUESTIONS, COUNCIL AT ANY TIME COULD ASK FOR A PUBLIC PRESENTATION AND ADDITIONAL PUBLIC HEARING, FURTHER ANALYSIS, ET CETERA. SO THANK YOU FOR THE SUGGESTION. YES, MA'AM.

MR. MAYOR, I'M MARGE LINS SAY. I HAVE A FIFTH GRADER AND ALTHOUGH EANES I.S.D. DOESN'T START UNTIL THURSDAY, HOWEVER, TOMORROW IS MEET THE TEACHERS DAY. SO IF I MAY GO AHEAD AND SPEAK, I WOULD APPRECIATE IT.

Mayor Wynn: YOU MAY.

THANK YOU. GOOD EVENING, MAYOR WYNN, MAYOR PRO TEM DUNKERLEY AND COUNCILMEMBERS. THANK YOU SO MUCH FOR COMING HERE THIS EVENING TO LISTEN TO OUR CONCERNS. I'M MARCHEL LINS.....I'VE LIVED IN LOST CREEK 10 YEARS AND I HAVE SERVED ON THE LOST CREEK M.U.D. BOARD OF DIRECTORS. I WANT TO ADDRESS SPECIFICALLY THE TOPIC OF ENVIRONMENTAL CONCERNS. ALTHOUGH THERE IS AN ENDURING RUMOR, SORT OF AN URBAN MYTH NOW THAT LOST CREEK POLLUTES BARTON CREEK, IT SIMPLY ISN'T TRUE. FOR OUR 30 YEARS OUR WASTEWATER TREATMENT PLAN HAS HAD AN IRRELEVANT REPROACHABLE RECORD OF GOOD SANITATION. PUTTING THIS AS TACTFULLY AS I CAN, THE CITY'S RECORD IS MUCH POORER. THE CITY HAS SPILLED SEWAGE INTO VARIOUS CREEKS IN THE AREA, EVEN INTO SACK CREEK.... CREEK SANGT BARTON SPRINGS POOL. FOR SEVERAL YEARS I CHAIRED THE CLEAN-UP BARTON CORRECT PROJECT ON SATURDAY MORNINGS IN APRIL REMOVING THE MOST ASTONISHING VARIETIES OF ISLANDS OF TRASH FROM BARTON CREEK DOWN AROUND THE LOW WATER BRIDGE AT THE BOTTOM OF LOST CREEK BOULEVARD. THIS EVENT CONTINUES TO BE HELD EVERY YEAR. I REMEMBER AT THE TIME THAT SOME INDIVIDUALS FROM SAVE OUR SPRINGS CHARGED THAT OUR HOLDING POND IN FRONT OF THE LOST CREEK COUNTRY CLUB WAS LEAKING TREATED WASTEWATER INTO THE NEARBY CREEK. THEY INSISTED ON PUTTING DYE IN THE POND, THEN RUSHED TO THE CREEK TO WAIT FOR THE DYE TO APPEAR. THEY WAITED AND WAITED AND WAITED. THE DYE NEVER APPEARED. THEY HUFFED OFF STATING THAT SOMETIMES THIS TEST DOESN'T WORK. WELL, IT DIDN'T WORK BECAUSE THERE WAS NO LEAK. I ALSO REMEMBER A FEW YEARS AGO WHEN THERE WAS A SEWER LINE LEAK IN LOST CREEK. ABOUT 9:00 OR 10:00 P.M. ON CHRISTMAS EVE. OUR DEDICATED AND VERY COLD STAFF WORKED UNTIL THE WEE HOURS OF CHRISTMAS MORNING TO STAUNCH THE LEAK. THERE WAS NO SEWAGE SPILL FROM LOST CREEK INTO BARTON CREEK EVEN ON CHRISTMAS EVE. I WAS VERY PROUD OF THE OUTSTANDING WORK OUR M.U.D. STAFF DID AT THAT TIME AND I CONTINUE TO BE VERY PROUD OF THE WORK THEY DO. [ONE MOMENT, PLEASE, FOR CHANGE IN

CAPTIONERS]

LOST CREEK RESIDENTS WHO USE THIS AUSTIN STREET. I USE THEM TO GO TO THE MOVIE THEATER, TO THE MALLS, TO MOVIE THEATERS IN MALLS, TO STAGE THEATERS AND MY NEW STAFF FAVORITE WHICH IS THE SPA ON THIRD STREET AND COLORADO. AND OF COURSE ALL THIS ACTIVITY GENERATES A LOT OF SALES TAX FOR THE CITY'S COVERS AND.... AND AS FOR THE CHARGE THAT THE CITY MUST KEEP ANNEXING TO SUPPORT ITS GROWTH, I POINT TO THE CITY OF DALLAS, WITH RICHARDSON, PLANO, GRAPEVINE, BUT DALLAS IS STILL THRIVING. IN DALLAS CAN DO IT, I HAVE NO DOUBT THAT AUSTIN CAN DO IT AS WELL. YOU DON'T NEED TO GO TO ALL THE EXPENSE TO BUILD A SEWER LINE TO ANNEX LOST CREEK. IT JUST ISN'T WORTH IT. THANK.....THANK YOU FOR YOUR ATTENTION.

MAYOR WYNN: THANK YOU, MS. LINDSAY. [LOST AUDIO]

ENDS UP BEING WASTED TIME. AUSTIN HAS, LIKE ANY GREAT CITY, LOTS OF PROBLEMS THAT NEED THE STAFF -- I WOULD LOVE FOR THE STAFF. [LOST AUDIO]

TALKED TO ONE OF THE CITY EMPLOYEES IN THE LOBBY A FEW MINUTES AGO AND I ASKED HER HOW MANY CITY EMPLOYEES ARE INVOLVED IN THIS PROJECT? SHE SAID AT LEAST 20. I SAID HOW MUCH TIME ARE.... HAVE YOU GIVEN IT? SHE SAID, WELL, I'VE ONLY BEEN EMPLOYED SINCE OCTOBER BUT I WOULD ESTIMATE IT'S PROBABLY 15 TO 20% OF YOUR TIME. IS LOST CREEK, WHICH WORKS FINE, WORTH THAT MUCH TIME AND ATTENTION FROM YOUR STAFF WHEN THEY'RE LEARNING PROBLEMS THAT NEED THEIR CRAFT SOLUTIONS? A FINAL WORD WOULD BE JUST A CHALLENGE TO YOU. BE THE LEADERS THAT YOU WERE ELECTED TO BE. IF THE LAW ISN'T ON... OPERABLE IN THIS CASE, BE THE ONE THAT SAYS NOT IN 2008 BUT RIGHT NOW. LET'S STOP. LET'S USE OUR RESOURCES ON SOMETHING THAT'S IMPORTANT. LET'S QUIT WASTING OUR STAFF TIME. LET'S BRING A UNIFIED FRONT WITH THE CITIES AROUND US, THE COMMUNITIES THAT DON'T WANT TO BE ANNEXED. AUSTIN IS BIGGER AND BETTER THAN -- HAVE ALL THIS TIME AND ENERGY. THANK YOU VERY MUCH.

MAYOR WYNN: THANK YOU, MS. JOHNSON.

MY NAME..... NAME IS GAIB THORN HILL. I'VE GOT THREE BOYS STARTING SCHOOL THIS WEEK, IF I CAN STILL TAKE A PASS ON THAT. I SPOKE FOR YOU GUYS LAST WEEK AND I HAVE WORKED AS A FINANCIAL ANALYST FOR 12 YEARS AND SO I HAVE SOME APPRECIATION FOR THE DIFFICULTY YOU FACE IN FRONT OF US...THE S&P AND MOODIST, AND AT THE TIME I SAID IT LOOKED LIKE IT MIGHT COST THE CITY OF AUSTIN HALF A MILLION DOLLARS A YEAR TO ANNEX LOST CREEK. SUBSEQUENT TO THAT I LEARNED THAT YOU-ALL HAD PUT THE FINANCIAL PROJECTIONS THAT STAFF HAD MADE UP ON THE WEB SITE AND SO I LOOKED AT THOSE AND IT LOOKS TO ME MORE LIKE IT'S A MILLION DOLLARS A YEAR. I WOULD EVEN CUE YOU TO ASK THE STAFF IN FOUR SPECIFIC AREAS WHERE I THINK THEY'VE UNDERESTIMATED THE COST. ONE IS THE POLICE. THE ESTIMATE OF EIGHT OFFICERS IS PRETTY STRAIGHTFORWARD. 4,000 PEOPLE AND 2 PER THOUSAND IS EIGHT OFFICERS. HOWEVER, THE POLICE DEPARTMENT HAS FOUR CIVILIAN EMPLOYEES FOR EVERY -- FOR EVERY TEN OFFICERS, SO THAT WOULD ACTUALLY BE THREE MORE CIVILIAN -- THREE MORE CIVILIAN EMPLOYEES FOR THOSE EIGHT OFFICERS. ADDITIONALLY, THE WASTEWATER -- THE COST TO PROVIDE THE WATER AND WASTEWATER SERVICE SEEMS TO BE INCREDIBLY LIGHT. THE PER CAPITA ESTIMATE THAT THE CITY STAFF PROVIDES IN THEIR ESTIMATE IS ABOUT ONE-THIRD OF THE PER CAPITA ESTIMATE THAT THE CITY ACTUALLY COSTS TO PROVIDE SERVICE RIGHT NOW. FOURTH IS THE COST OF THE SEWER LINE. IT LOOKS TO BE LIGHT RELATIVE TO THE ESTIMATES PROVIDED BY THE LOST CREEK ESTIMATES. FOURTH IS THE CITY STAFF DOES NOT INCLUDE ANY ESTIMATES FOR SUPPORT SERVICES. I UNDERSTAND THAT, BECAUSE IF YOU LOOK AT IT AT THE SURFACE YOUR ONLY ADVERTISING -- YOU'RE ONLY INCLUDING LESS THAN ROUGHLY HALF A% OF THE TOTAL -- OF THE TOTAL CITY POPULATION. WHY WOULD SUPPORT SERVICES HAVE TO INCREASE? BUT IF YOU TOOK IN 20 LOST CREEKS OVER THE COURSE OF THE NEXT FIVE YEARS YOUR POPULATION WOULD GO UP 10%. YOU MOST CERTAINLY WOULD HAVE AN INCREASE OF 10% IN ALL THE SUPPORT SERVICE COSTS AND I WOULD ENCOURAGE YOU TO FULLY COST THOSE WITH

EACH ANNEXATION ESTIMATE. BUT AT THE END OF THE DAY IT'S GOING TO COST US \$2,000 APIECE PER HOUSEHOLD, AND THE BENEFIT TO THE CITY OF AUSTIN IS ONLY \$800 PER HOUSE..... HOUSEHOLD. THERE'S GOT TO BE SOME SORT OF DISCONNECT HERE BUT I WOULD ENCOURAGE YOU TO REVIEW THE NUMBERS MORE CLOSELY. THANK YOU.

MAYOR WYNN: THANK YOU, MR. THORNHILL. AGAIN, DOUG, MY.

HI, MAY NAME IS STEVEN BRUN. I'M IN COLLEGE. I.I HAVE CLASS SO I THOUGHT I WOULD GO AHEAD AND SPEAK MY MIND. LOST CREEK LIES ON 789 ACRES OF ROLLING HILLS, CREASE, PARKS AND STREAMS. EVEN THOUGH I AM NEITHER A GEOLOGIST, ECOLOGIST, OWNER ON THOL GIST OR SIEWRJONLINE GIST, THE IDEA OF SEWAGE LINES AND LIFT STATIONS THROUGH OUR ENVIRONMENTAL SENSITIVE AREA MAKES ME IN YOUR OF US. WHEN IT FAILS, AS ALL SUCH ENDEAVORS EVENTUALLY DO, WE'LL BE FACED WITH THOUSANDS OF GALLONS HER MINUTE OF RAW SEWAGE FLOWING INTO BARTON CREEK. NOW, YOUR ESTIMATES PUT THIS PROJECT AT 8 1/2 MILLION. THIS HAS BEEN SPOKEN TO. WE DID OUR OWN STUDY, FOUND IT WOULD COST UP TO TWO TO THREE TIMES AS MUCH. I'M JUST WONDERING, ARE WE SCIMPING AT ALL? AUSTIN HAS MANY ENVIRONMENTAL TREASURES AND ARE WE SCIMPING THAT TOO? I'D LIKE TO FINISH BY SAYING YOU'RE GOING TO BE GETTING IN THIS DEAL 3,000 VOTERS WHO AREN'T GOING TO BE 100 PER CENT HAPPY, TO... TO SAY THE LEAST, MYSELF INCLUDED, AND IF YOU WERE TO LIVE IN AUSTIN I WOULD BE UPSET BY -- AS MANY PEOPLE HAVE ALREADY STATED, QUESTIONABLE MONETARY AND ECOLOGICAL DIVISIONS BY THE PEOPLE THAT I VOTED INTO OFFICE. I'D LIKE TO THANK YOU VERY MUCH AND THEAK..... THAT'S IT.

MAYOR WYNN: THANK YOU, MR. BRUN. [APPLAUSE]

MAYOR WYNN: CHIEF GARY WARREN. CALLED THE CHIEF EARLIER. THANK YOU, CHIEF. YOU'LL BE FOLLOWED BY PRESTON DOGS -- DOGGIES, AND CHIEF -- LET'S SEE -- MICHAEL BURLED, STILL HERE? I DOUBT THAT YOU KNEED NEED MORE THAN THREE MINUTES.



I'LL BE BRIEF, YEAH. MAYOR, MAYOR PRO TEM, CITY MANAGER, COUNCIL MEMBERS, THANK YOU FOR LETTING ME COME TALK TO YOU AGAIN. I DO HAVE SOME MORE THINGS TO SAY. AND THE FIRST THING I WANT TO SAY IS HOW PROUD THE WEST LAKE FIRE DEPARTMENT IS TO BE ABLE TO SERVE THE LOST CREEK NEIGHBORHOOD. THEY'VE BEEN THE SERVICE PROVIDER FOR LOST CREEK FOR ALMOST 30 YEARS, AND AS YOU CAN IMAGINE, 30 YEARS WORTH OF SERVICE LEADS TO A VERY CLOSE RELATIONSHIP. THE WEST LAKE FIRE DEPARTMENT GOES TO THEIR PARADES, GOES TO THEIR NATIONAL NIGHT OUT, GOES TO THEIR HOLIDAY FESTIVITIES AND GOES TO THEIR BIRTHDAY PARTIES TOO, AND OF COURSE WE'RE INVITED. WE DON'T JUST DROP IN ON THEM. [LAUGHTER]

AND THIS RELATIONSHIP HAS LED TO SUCH THINGS AS MANY OF THEIR PEOPLE COME TO BE IN OUR FIRE DEPARTMENT, TO BE MEMBERS OF OUR FIRE DEPARTMENT, AS VOLUNTEERS AND SOME OF THEM AS PAID. SO WE DO HAVE A VERY CLOSE RELATIONSHIP. NOW, AT THE SAME TIME I WOULD LIKE TO SAY SOMETHING ABOUT THE AUSTIN FIRE DEPARTMENT. THE AUSTIN FIRE DEPARTMENT IS AN EXCELLENT FIRE DEPARTMENT, ONE OF THE BEST IN THE NATION, AND I KNOW THAT TO BE TRUE, BUT LET ME TELL YOU WERE..... WHAT I'VE LEARNED. THE WEST LAKE FIRE DEPARTMENT IS AN EXCELLENT FIRE DEPARTMENT TOO, ONE OF THE BEST IN THE NATION, A LITTLE SMALLER BUT EQUAL QUALITY. AND WHAT I'D LIKE TO DO IS TAKE JUST A MOMENT TO HAVE THE MEMBERS OF THE WEST LAKE FIRE DEPARTMENT STAND UP AND BE RECOGNIZED BECAUSE I'M SO PROUD OF THEM. IF YOU WOULD, PLEASE STAND UP. [APPLAUSE]

THIS IS ONE OF THE FINEST GROUPS OF MEN AND WOMEN THAT YOU MIGHT EVER WISH TO BE RESCUED BY. I JUST WANTED TO LET YOU KNOW THAT. [LAUGHTER]

AND I APPRECIATE THEM PERSEVERING AND STAYING FOR THIS LONG. NOW, THE WEST LAKE FIRE DEPARTMENT PROVIDES A FULL RANGE OF SERVICES TO THIS NEIGHBORHOOD, INCLUDING A COUPLE OF THINGS THAT ARE NOT AVAILABLE TO PEOPLE OUTSIDE OF OUR SERVICE DISTRICT, SUCH AS WE ALSO RESPOND TO PRIORITY 4 AND

PRIORITY 5 MEDICAL CALLS, AND A LOT OF PEOPLE OUTSIDE OUR SERVICE DISTRICT DON'T GET TAKE GET THAT SAME RESPONSE FROM OUR WE ALSO HAVE THE FIRE STATION RIGHT ACROSS THE ENTRANCE TO LOST CREEK AND IT ALSO ALLOWS US TO HAVE SOME GREAT RESPONSE TIME TO THIS NEIGHBORHOOD. ALSO AT... AT THIS STATION WE HAVE A HAZARD MAT RESPONSE UNIT THAT IS PART OF THE COUNTY HAZARD MAT TEAM, AND NOT EVERYBODY GETS THOSE SAME KIND OF BENEFITS. ANOTHER THING THAT WE'RE PROUD OF IS THE FACT THAT WE'RE ABLE TO PROVIDE THE CITY OF AUSTIN WITH EMERGENCY RESPONSE, AND WE DO THAT CURRENTLY IN THE NEIGHBORHOODS OF PARKSTONE AND THE WOODS OF WEST LAKE. NOW, THE PROBLEM WITH THIS PARTICULAR ANNEXATION AS COMPARED TO SOME OTHER ANNEXATIONS THAT HAVE HAPPENED IN THE PAST IS THAT THIS NEIGHBORHOOD, THE TAXES THAT WEST LAKE FIRE DEPARTMENT GETS FROM THIS NEIGHBORHOOD EQUALS ABOUT 14% OF THE BUDGET, AND WHAT THEY BUDGET, THAT'S ABOUT 90% PERSONNEL, YOU CAN SEE WHAT THE PROBLEM IS IF IT GOES AWAY. AND SO WE HOPE TO BE ABLE TO SERVE THE CITIZENS OF LOST CREEK FOR MUSLIM..... SOME TIME TO COME AND WE HOPE THAT WE'LL BE GIVEN THAT OPPORTUNITY. THANK YOU.

MAYOR WYNN: THANK YOU, CHIEF. COUNCIL MEMBER MARTINEZ?

MART....

MARTINEZ: CHIEF WARREN, I JUST WANTED TO SAY THAT IN THE PLAN IT DOES CALL FOR CONTINUED SERVICE FROM THE WEST LAKE FIRE DEPARTMENT FOR AT LEAST TEN YEARS, IF NOT MORE. IT ALSO CALLS FOR INCREASED REVENUE FOR THE WEST LAKE FIRE DEPARTMENT BECAUSE THE MUTUAL AID AGREEMENT THAT'S BEING PROPOSED IS AT THE FULL 10-CENT VALUATION, WHICH IS ALLOWED BY LAW CURRENTLY BUT THAT YOU GUYS ARE NOT AT AT THIS POINT. SO IT WOULD ACTUALLY MEAN MORE REVENUE FOR AT LEAST THE NEXT TEN YEARS IF NOT MORE, FOR WEST LAKE, AND I DO APPRECIATE THE SERVICE YOU GUYS PROVIDE, AND THAT'S WHY WE'D LIKE TO INCREASE YOUR FUNDING AND MAINTAIN YOUR SERVICE, BECAUSE WE DO

APPRECIATE IT. THANKS, CHIEF.

YOU DIDN'T KNOW THAT I'M GOING TO MAKE OUT LIKE A BANDIT HERE. I SWEAR, GARY, IF A FIRE ALARM GOES OFF NOW AND EVERYBODY RUSHES OUT TO A TRUCK, IF YOU WERE A MEMBER IN '97, WE WOULD HAVE ALARMS RIGHT ABOUT THIS MOMENT. ALL RIGHT. I WAS WAITING FOR A REALLY CLASSY EXIT HERE, GUYS.

MAYOR WYNN: I'LL ENTERTAIN A MOTION OF COUNCIL TO WAIVE COUNCIL RULES AND GO PAST 10:00 P.M.

MCCRACKEN: SECOND.

SECOND.....

MAYOR WYNN: SECOND BY MCCRACKEN. IT'S WAIVED. ALL IN FAVOR PLEASE SIGH AYE.

AYE.

MAYOR WYNN: OPPOSED? MOTION PASSES ON A VOTE OF 7-0. BUNCH OF FOLKS WANT TO DONATE TIME. RUSTY DID.... DEFOI IS HERE. WAYNE MORRIS, DAVID GILL I MAN, DAVID WILSON AND PRESENT KOENIG? SO PRESTON, HOW ABOUT THE 15 MINUTES IF YOU NEED?

THANK YOU, MAYOR PRO TEM, CITY MANAGER AND COUNCIL MEMBERS. MY NAME IS PRESTON DAGY. I'M A LOST CREEK RESIDENT, MUD BOARD MEMBER, WEST LAKE FIRE FIGHTER AND A COMMUNICATOR FOR THE WEST LAKE FIREFIGHTERS ASSOCIATION. IT IS NOT WORTH IT TO ANNEX LOST CREEK, SO TONIGHT I WILL SPEAK ON BEHALF OF THE FIREFIGHTERS ASSOCIATION. I WOULD FIRST LIKE TO ACKNOWLEDGE THE WEST LAKE FIRE CHIEF, GARY WARREN, ON HIS DETAILED ANALYSIS OF THE IMPACT IT WOULD.....IT WOULD HAVE ON THE WEST LAKE FIRE DEPARTMENT, LOST CREEK AS WELL AS OTHER AREAS THAT ARE SERVED BY THE DEPARTMENT, SUCH AS WEST LAKE HILLS, ROLLINGWOOD AND TRAVIS COUNTY. THE FINANCIAL IMPACT OF ANNEXING LOST CREEK REPRESENTS 14% OF OUR DEPARTMENT'S BUDGET. THE LOSS OF THIS REVENUE COULD POTENTIALLY STRIP OUR DEPARTMENT OF THE RESOURCES AND PERSONNEL

NEEDED TO CONTINUE TO PROTECT THE REMAINING CITIZENS OF OUR DISTRICT. OBVIOUSLY THESE REDUCTIONS IN RESOURCES MEAN THAT VALUABLE AND HIGHLY TRAINED FIREFIGHTERS MAY POTENTIALLY LOSE THEIR JOBS AND CAREERS. THESE FIREFIGHTERS VALUE A CLOSE ANYTIME COMMUNITY, LIKE LOST CREEK, AND OFTEN PARTICIPATE IN NEIGHBORHOOD FUNCTIONS. LOST CREEK RESIDENTS OFTEN ADDRESS OUR MEMBERS BY NAME AND CAN RELY ON PARTICIPATION. WE ALSO PARTICIPATE IN BIRTHDAYS AND COMMUNITY EVENTS. WE PARTICIPATE AND SUPPORT COMMUNITY FUND RAISERS AS WELL AS DIRECTLY SUPPORT HIGH SCHOOL ATHLETIC EVENT. AUSTIN RESIDENTS HAVE COME TO RELY ON OUR DEPARTMENT BECAUSE THEY KNOW THIS INVOLVEMENT IS NOT POSSIBLE WITH THE AUSTIN FIRE DEPARTMENT. IT'S NOT WORTH IT TO LOST CREEK RESIDENTS TO HAVE DEPARTMENTS SEPARATED FROM COMMUNITY FUNCTIONS DUE TO CITY POLICIES. WHEN EVERY SECOND COUNTS LOST CREEK RESIDENTS KNOW THAT THEY WILL RECEIVE A FIRST RESPONDER IN LESS THAN FIVE MINUTES. SADLY, WITH THE SHIFT TO AUSTIN FIRE DEPARTMENT THESE TIMES WERE SIGNIFICANTLY INCREASE. AUSTIN FIRE DEPARTMENT'S CLOSEST STATION IS 3.5 MILES AWAY FROM LOST CREEK, WHILE THE WEST LAKE FIRE DEPARTMENT IS LESS THAN A HALF MILE. IN CERTAIN INSTANCES THE SIGNIFICANCE OF THIS TIME SEPARATION IS MEASURED WITH THE PATIENT'S OUTCOME. IT'S NOT WORTH IT TO LOST CREEK WHEN THESE CRITICAL SECONDS COUNT. IF LOST CREEK IS ANNEXED AND PRIMARY RESPONSE IS OFFERED THROUGH THE CITY, THESE RESIDENTS WILL EXPERIENCE A FURTHER REDUCTION OF SERVICE DUE TO AUSTIN FIRE DEPARTMENT'S POLICY TO RESPOND TO ONLY PRIORITY 1, 2 AND 3 CALLS. THESE CALLS TYPICALLY INCLUDE HI PRIORITY CALLS SUCH AS CARDIAC ARREST AND STROKES. WEST LAKE RESPONDS TO PRIORITY 1 THROUGH 5 CALLS, WHICH ADD ADDITIONAL EMERGENCIES THAT ARE NOT QUITE LIFE-THREATENING. THIS IS SIGNIFICANT BECAUSE PRIORITY 4 AND 5 CALLS ARE ONLY ANSWERED BY EMS WITHIN THE CITY. OFTEN AMBULANCES ARE TRANSPORTING A PATIENT OR RESPONDING TO CALLS, RESULTING IN RESPONSE CALLS THAT CAN EXCEED 15 OR EVEN 20 MINUTES. ALTHOUGH THESE INJURIES ARE NOT LIFE-THREATENING, WEST LAKE

FIRE DEPARTMENT INITIATES A RESPONSE TO BEGIN TREATING THE PATIENT AND ASSISTING THE PATIENT AND REDUCING THE PAIN AND SUFFERING. IT IS NOT WORTH IT FOR LOST CREEK RESIDENTS TO WAIT OVER 20 MINUTES FOR AN EMERGENCY RESPONDER. I RECENTLY SPOKE WITH JOHN WALTERS, THE HYDRANT INSPECTOR, WHO SAID AMONG THE AREAS HE INSPECTS, EVERY LOST CREEK HYDRANT HAS ALWAYS WORKED FLAWLESSLY IN HIS TESTING. IT IS NOT A COINCIDENCE. IT IS SCLIEWT I FEEL DUE TO THE DILIGENCE OF THE LOST CREEK MUD EMPLOYEES. THESE INDIVIDUALS ARE COMMITTED TO PROTECTING THE NEIGHBORHOOD AND THEIR EFFORTS ARE EASILY SEEN THROUGH THEIR ABOVE AND BEYOND MAINTENANCE OF THE FIRE HYDRANTS. IT IS NOT WORTH IT TO HAVE AN INFRASTRUCTURE OPERATE AT A LOWER STANDARD. THE WEST PROFESSIONAL FIREFIGHTERS ASSOCIATION IS CONCERNED THAT YOU MAY DISREGARD SOME OF THESE ISSUES BECAUSE A CONTRACT AGREEMENT COULD BE NEGOTIATED WITH THE WEST LAKE FIRE DEPARTMENT TO SUPPLY FIRST RESPONSE ON BEHALF OF THE AUSTIN FIRE DEPARTMENT. WE ASK YOU TO SEE BEYOND THE SIMPLE CONTRACT AND UNDERSTAND THAT A CONTRACT WITH THE CITY NOT INDEFINITE. TYPICALLY THESE CONTRACTS WORK ON A LIMITED NUMBER OF YEARS THAT MAY OR MAY NOT BE EXTENDED. THIS OPTION WILL ONLY CONTINUE TO LEAVE OUR MEMBERS UNSURE OF THEIR JOB SECURITY. IN ADDITION, THIS CONTRACT IS NOT WORTH IT TO LOST CREEK RESIDENTS TO PAY AUSTIN'S UP CHARGE FOR THE SAME SUPERIOR SERVICE THAT THEY ARE ALREADY RECEIVING THROUGH THE WEST LAKE FIRE DEPARTMENT. EVEN WITH THE CONTRACT, MANY CALLS WILL STILL REMAIN WITH THE CITY'S RESPONSE RESOURCES. WEST LAKE IS AN INTEGRAL PART OF THE TRAVIS COUNTY HAZARDOUS MATERIALS TEAM AS WELL AS A COMPLETE INDEPENDENT TECHNICAL RESCUE TEAM. THESE TEAMS BOTH HAVE A RESPONSE COMPONENT LOCATED DIRECTLY ACROSS THE STREET. EVEN WITH A CONTRACT -- SORRY, EVEN WITH THE CONTRACT WITH WEST LAKE FIRE DEPARTMENT, THIS RESPONSE WOULD COME FROM AFC STATION 20 LOCATED OFF MANCHACA ROAD. WEST LAKE FIRE DEPARTMENT IS TRAINED, CERTIFIED AND READY TO RESPOND, YET LOST CREEK MUST

WAIT FOR AUSTIN'S RESOURCES. I WOULD LIKE TO THANK YOU FOR CONSIDERING -- FOR YOUR CONSIDERATION ON THESE IMPORTANT ISSUES TONIGHT. I WOULD ALSO LIKE TO THANK THE LOST CREEK NEIGHBORS WHO ARE PRESENT, AS WELL AS THE FIREFIGHTERS ON MY LEFT, WHO HAVE ALSO COME OUT TO SUPPORT LOST CREEK. IT IS NOT WORTH IT FOR AUSTIN BUT IT'S WORTH EVERYTHING TO THE WEST LAKE FIRE DEPARTMENT. THANK YOU.

MAYOR WYNN: THANK YOU.

MAYOR WYNN: HARRY KILLEEN, SIGNED UP WISHING TO SPEAK. HARRY KILL..... KILLEEN, FOLLOWED BY SCOTT KILLEEN. SCOTT? THREE MINUTES, YOU'LL FOLLOWED BY HOWARD.

MAYOR, COUNCIL MEMBERS, THANK YOU VERY MUCH FOR STAYING LATE AND HEARING US. YOU HAVE CLARIFIED MY EVENING FOR ME. I CAME HERE VERY PUZZLED ABOUT THE VARIOUS FACTORS THAT HAD TO DO WITH THIS ANNEXATION. I WAS PUZZLED ABOUT THE ECONOMIC SENSE OF THIS ACTION. I MEAN, WE'RE GOING TO PAY MORE TAXES. THE RESIDENTS OF THE CITY OF AUSTIN ARE GOING TO SUBSIDIZE THIS, BUT NOW I UNDERSTAND. IT'S BOND RATINGS. I WAS ALSO PUZZLED ABOUT THE ENVIRONMENT. MY GOSH, A SEWER UNDER BARTON CREEK, A RISK TO OUR AQUIFER. IT'S THE HALLS OF WALL STREET THAT SET THEIR GUIDING -- GUIDING OUR POLICY HERE. AND THEN I WONDERED ABOUT THE POLITICAL SENSE OF ALL OF THIS. I DON'T THINK THAT YOU'RE GOING TO ENGENDER A LOT OF POLITICAL SUPPORT FROM THE RESIDENTS OF LOST CREEK. PRETTY SURE THAT THE UNDERSERVED RESIDENTS OF AUSTIN WON'T BE POLITICALLY ALLIED WITH YOU IN THIS ENDEAVOR. AGAIN, POSSIBLY THE BONDS ARE THE TELLING FACTOR. BUT WHAT I'D REALLY LIKE TO SAY IS T OUR SOCIETY, OUR GREAT SOCIETY, HAS BEEN BUILT ON THE CONCEPT OF THE CONCEPT OF THE GOVERNED, AND THAT'STTTTTTTTTTTTTTTTTTTTTTTTTTTTTTTTT THERE ARE NO REVEREND UMS, THERE ARE NO ELECTIONS. WE DON'T GET TO EXPRESS OUR DESIRE TO COME TO AUSTIN, AND THE RESIDENTS OF AUSTIN ONLY INDIRECTLY GET TO EXPRESS THEIR WILLINGNESS TO COME -- TO ANNEX LOST CREEK. SO IT SEEMS TO ME THAT THIS LACK OF THE CONSENT OF

GOVERNED SHOULD GIVE EACH ONE OF YOU PAUSE FOR THOUGHT, BECAUSE IF IT DOESN'T VIOLATE THE LETTER OF THE FRAME -- OF THE INTENT OF THE FRAMERS OF THE CONSTITUTION, IT CERTAINLY VIOLATES THE SPIRIT. THANK YOU.

MAYOR WYNN: THANK YOU, MR. KILLEEN. [APPLAUSE] AGAIN, JUST A QUICK COMMENT. MY EARLIER COMMENTS ABOUT THE BOND RATING AGENCY, IT STRUCK ME, IS AMAZING THAT THEY CAN SIT THERE ON WALL STREET AND ASK ME ABOUT SPECIFIC NEIGHBORHOODS AND WHEN WE'RE GOING TO ANNEX THEM. BOND RATINGS IS JUST AN OVER-ARCHING ELEMENT OF THE FINANCIAL ANALYSES THAT PEOPLE BOTHER TO GO THROUGH WHEN THEY THINK ABOUT CITY'S LONG-TERM FINANCIAL HEALTH, BUT CLEARLY THERE ARE ANY NUMBER OF OTHER REASONS WHY CITIES ANNEX, AND IT'S VERY PARTICULAR WHY THE STATE LEGISLATURE HAS ALWAYS SPECIFICALLY MADE SURE THAT PEOPLE BEING ANNEXED IN TEXAS DON'T HAVE A VOTE. I MEAN, BECAUSE THE STATE OF TEXAS REFUSES TO GIVE ANY STATE REVENUE TO THE MUNICIPALITIES, AS OPPOSED TO OTHER STATES. THEY DO THINGS LIKE ALLOW CITIES TO HAVE ANY NUMBER OF OTHER REVENUE STREAMS BECAUSE THE STATE AIN'T GOING TO FUND ANYTHING, AND THEY CONTINUE TO HAVE THE POLICY, HUNDRED-YEAR POLICY, IT ISN'T GOING TO CHANGE ANYTIME SOON, THAT PUTS CITY COUNCILS AND LOCAL GOVERNMENTS IN THE HOT SEAT TO MAKE US DO THEIR DIRTY WORK BY ANNEXING PEOPLE AGAINST THEIR OBVIOUS WILL. WELCOME, MR. FALK EVEN BERG.

THANK YOU, MAYOR, AND MEMBERS OF THE COUNCIL. GOOD EVENING. I THINK THERE'S A PROBLEM WITH THE PROCESS HERE. IT SEEMS TO ME THAT THE CITY HAS GOTTEN AHEAD OF ITSELF, AND REALLY DOESN'T SEEM READY TO DISCUSS ANNEXATION WITH THE RESIDENTS OF LOST CREEK. I'M NOT A RESIDENT OF LOST CREEK. I'M A RESIDENT OF THE CITY OF AUSTIN. MY STANDING HERE COMES TONIGHT BECAUSE I'M SERVING AS A CONSULTANT TO THE LOST CREEK MUNICIPAL UTILITY DISTRICT. EARLIER IN THE EVENING, IN FACT, VERY EARLY IN THE EVENING, VARIOUS MEMBERS OF THE STAFF TALKED ABOUT QUESTIONS THAT HAD BEEN RAISED. VIRGINIA COLLIER SAID THAT SHE WAS GOING TO

ANSWER THOSE QUESTIONS, BUT WHEN IT CAME DOWN TO IT SHE.... SHE SAYS AUSTIN OFFERS A NICE QUALITY OF LIFE. IT HAS ITS PARKS SYSTEM AND ITS PUBLIC SAFETY SERVICES, AND THERE REALLY WASN'T AN ANSWER TO ANY OF THE QUESTIONS THAT HAD BEEN RAISED IN THE COURSE OF THE DISCUSSION THAT'S ENSUED THUS FAR. POLICE CHIEF ELLISSON SAID THAT SHE IS COMMITTED TO THE RESIDENTS OF AUSTIN AND WOULD BE COMMITTED TO TO SERVING THE RESIDENTS OF LOST CREEK TOO, AND I'M SURE THEY THANKED HER FOR THAT COMMITMENT AND IT'S A NICE THOUGHT BUT IT'S NOT MUCH IN THE WAY OF SPECIFICS, GOING BEYOND, SAY, EIGHT OFFICERS TO SERVE THE 4,000 PEOPLE AND ADDRESSING THE ISSUE OF WHAT NUMBER OF DETECTIVIVES WOULD BE ADDED TO SERVE THE RESIDENTS OF LOST CREEK OR WHAT NUMBER OF CLERKS AND ADMINISTRATIVE PERSONNEL WOULD BE ADDED. LEKT I.....THE PROPOSAL IS TO DO THE SAME CONTRACT WITH THE WEST LAKE FIRE DEPARTMENT THAT THE LOST CREEK MUD ALREADY HAS, AND THE QUESTION IS, WHAT GOOD DOES THAT DO FOR LOST CREEK? IT DOESN'T GET THEM IN THIS..... ANYTHING BETTER THAT THEY HAVEN'T DONE ALREADY FOR THEMSELVES. MR. LIBBY TALKED ABOUT VARIOUS ISSUES RELATED TO WASTEWATER, AND HE SAID VARIOUS LINES WILL REQUIRE FURTHER STUDY, AND, IN FACT, THAT'S CERTAINLY TRUE. THE PROBLEM IS THAT THERE HASN'T BEEN ENOUGH STUDY BEFORE THIS ISSUE HAS BEEN BROUGHT TO THIS POINT, AND THESE HOMEOWNERS HAVE BECOME DISTURBED ABOUT THE PROCESS AND THE PROPOSAL TO TAKE THEM OVER AND CHARGE THEM MORE AND GIVE THEM WHAT THEY SEE AS NOTHING MORE. MR. STEFNS DIDN'T EVEN DISCUSS HIS FINANCIAL ANALYSIS TONIGHT. AS ONE SPEAKER SAID, THE PROPOSAL FOR SERVICE TO THE ANNEXED AREA IS HOPELESSLY GENERIC, AND THAT'S BEEN A MUD THAT THE MUD HAS HAD WITH IT FROM THE START. AS ANOTHER SPEAKER SAID, WHY WAIT UNTIL 2008 TO RESOLVE THESE ISSUES? LET'S GO AHEAD AND DEAL WITH THEM NOW AND GET IT OVER WITH AND STOP SPENDING MONEY ON THE STUDY, AND I THINK IF THERE'S A LESSON TO BE LEARNED HERE TONIGHT, IT IS THAT, THAT YOU AS A COUNCIL NEED TO INSTRUCT YOUR STAFF TO MOVE EXPEDITIOUSLY ON THIS MATTER, TO ENGAGE IMMEDIATELY IN DISCUSSIONS



WITH THE MUD AND TO PURSUE THIS TO A CONCLUSION. THE MUD HOPES THAT'S NOT A FOREGONE CONCLUSION. YOU SHOULD SEEK TO BE SATISFYING THEM AS MUCH AS POSSIBLE AS WELL AS SATISFYING YOURSELF. I THINK THAT THIS ISSUE DOES NEED TO GET DECIDED PROMPTLY BECAUSE THE MUD IS GOING TO CONTINUE TO KEEP THIS ISSUE IN THE FOREFRONT OF ITS MIND FROM NOW UNTIL IT IS DECIDED AND EVERYONE WILL JUST BE SPENDING MONEY UNNECESSARILY UNLESS WE BRING IT TO A QUICK CONCLUSION. THANK YOU.

MAYOR WYNN: THANK YOU, MR. FALKENBERG. [APPLAUSE]

MAYOR WYNN: LOOKS LIKE LADIUS PRIKLE, HE SIGNED UP WISHING TO SPEAK IN OPPOSITION. PATRICIA YOUNG BROWN? SIGNED UP IN OPPOSITION. TIM CLARKSON, ALSO IN OPPOSITION. HELEN EDWARDS, ROGER FOREMAN, JAMES JOHNSON, SIGNED UP WISHING TO SPEAK. WELCOME, MR. JOHNSON. YOU'LL HAVE THREE MINUTES AND YOU'LL BE FOLLOWED BY MIKE MATURA, I GUESS.

THANK YOU, MAYOR, AND COUNCIL MEMBERS. I APPRECIATE YOUR DILIGENCE AND ATTENDIVENESS TONIGHT. THE THE ANALYSIS YOU'VE HEARD SEVERAL TIMES, I THINK EVEN UNDER THE MOST FAVORABLE COST BENEFIT ANALYSIS, THE BENEFIT OF ADDING LOST CREEK TO THE CITY IS VERY MARGINAL. I'M SURE -- PROBABLY YOU HAVE SEEN JUST OVER THIS WEEKEND SOME OF THE NEWS REPORTS ABOUT THE PROBLEMS IN THE DEAR CREEK SUBDIVISION AND THE SEVERE WATER PROBLEMS THAT THEY ARE HAVING AND NEED FOR BETTER WATER QUALITY SERVICE. OBVIOUSLY THAT'S GOT A LOT OF FACTS OF ITS OWN, BUT THE POINT IS THERE ARE AREAS IN AND AROUND THE AUSTIN AREA WITHIN THE EXISTING AUSTIN ETJ THAT COULD BENEFIT SIGNIFICANTLY MORE THAN THIS GROUP FROM ANNEXATION. SO ON A COST BENEFIT ANALYSIS AND A PHILOSOPHY OF ANNEXATION ANALYSIS, THERE ARE MUCH BETTER WAYS TO SPEND THE RESOURCES OF THE CITY THAN THE RELATIVELY HIGH COST FOR RELATIVELY LOW RETURN WITH A TAX BASE THAT'S RESIDENTIAL ONLY, NO COMMERCIAL AREA. THERE ARE MANY OTHER AREAS IN EXISTING EXPANDING AREAS OF GROWTH, THE STATE HIGHWAY 130 OPENS, AS AREAS DEVELOP TO THE SOUTH

AND THE NORTH AND THE EAST, WHERE IT WOULD BE A MUCH BETTER BENEFIT OVERALL TO THE CITY TO EXPEND MONIES FOR ANNEXATION, IF YOU DO, IN THAT AREA OR FOR OTHER NEEDS OF THE CITY. I WOULD SIMPLY URGE AGAIN THAT YOU MAKE THIS DECISION IN SEPTEMBER OF '06, TO DELETE LOST CREEK FROM THE ANNEXATION PLAN. THAT WILL ALLOW MORE FLEXIBILITY OF RESOURCES FOR -- IN OTHER DIRECTIONS AND MORE NET BENEFIT TO THE CITY, WHETHER IT'S OTHER ANNEXATIONS OR OTHER PROGRAMS OF THE CITY. THERE'S NO REASON IN THE NEXT TWO YEARS AND THREE MONTHS TO SPEND AT LEAST \$10 MILLION ON RESOURCES THAT BENEFIT THIS AREA NOT AT ALL AND DRAW DOWN THE NET EFFECT OF THE REVENUE ENHANCEMENT OF ANY TAX REVENUE FROM THIS AREA. GO AHEAD AND PULL THE PLUG ON THIS BEFORE OTHER RESOURCES ARE SPENT. I ENCOURAGE YOU TO TAKE ACTION ON THIS ANNEXATION BY WITHDRAWING LOST CREEK FROM THE ANNEXATION PLAN IN SEPTEMBER OF '06. THANK YOU.

MAYOR WYNN: THANK YOU, MR. JOHNSON. [APPLAUSE]

MAYOR WYNN: MIKE, IT LOOKS LIKE PITURA SHS PERHAPS? WELCOME BACK, MIKE I REMEMBER YOU FROM THURSDAY. IS JOHN HENKY STILL HERE? JOHN I.. YOU WANT TO DONATE TIME TO MIKE.

THANK YOU, MAYOR WYNN, COUNCIL MEMBERS, CITY MANAGER. WELCOME. WE APPRECIATE YOUR TIME, FIRST OF ALL, AND I'D JUST LIKE TO BRING A FEW POINTS UP AND BE CONCISE, PERHAPS TO ASSIST IN THE SOLUTION, BECAUSE I FOUND OUT THAT I CAN'T VOTE ON IT AND, YOU KNOW, I UNDERSTAND THAT, AND -- SO I FIGURED I NEEDED A BETTER APPROACH, YOU....., YOU KNOW. AND THEN I LISTENED TO A DISCUSSION TONIGHT AND I UNDERSTAND WE'RE IN A NEGOTIATION PROCESS HERE. LAST TIME I CHECKED NEGOTIATION IS WHEN YOU'RE FINALIZING A CONTRACT. HM. THAT MEANS A DECISION HAS KIND OF BEEN MADE AND WE'RE JUST IRONING OUT THE DETAILS. WELL, I HAVE A LITTLE BIT OF A PROBLEM WITH THAT, BECAUSE I DON'T THINK THIS IS A GOOD DEAL, AND I'LL TELL YOU WHY. I WANT TO GIVE YOU A SOLUTION THAT WILL WORK. IN MY JOB AS A PROJECT MANAGEMENT PROFESSIONAL, I HAVE TO DO

MY PLANNING. I HAVE TO DEVELOP A BUSINESS CASE, WHICH I'M GOING TO OFFER YOU A COPY OF, WHERE YOU HAVE TO ANALYZE ALL THE COSTS, ALL THE STAFF RESOURCES THAT GO INTO THE STUD HE. YOU CAN'T GLOSS OVER THE ANSWERS. YOU HAVE TO ANSWER EVERYTHING. IT HAS TO HAVE A RATE OF RETURN THAT MAKES SENSE, BECAUSE YOUR BOND RATING WILL GO DOWN IF IT DOESN'T HAVE IT, LIKE IT DID LAST SPRING FOR THE CITY OF AUSTIN. GUESS WHAT --

MAYOR WYNN: NO, IT IT HASN'T. , IN FACT, WE'RE THE ONLY CITY IN THE STATE THAT HAD OUR INCREASES. THE REST OF THE STATE, EVERY MAJOR CITY IN THE STATE HAD THEIRS DECREASED.

OKAY, I WAS READING IT AS A PROPOSAL AND I APOLOGIZE FOR AN INCORRECT FACT. ANYWAY, THIS IS THE KEY TO MAKE YOUR RATE OF RETURN WORK ON ALL YOUR PROJECTS. I ASK THAT YOU USE IT OR CONSIDER IT AS A METHODOLOGY WHEN YOU EVALUATE ALL OF YOUR PROJECTS BECAUSE I CAN'T BELIEVE THAT THERE AREN'T MORE VALUABLE PROJECTS ON YOUR PLATE THAN THE ANNEXATION OF THIS AREA. AND IF YOU LOOK AT THE FACTS, I AM SURE THE FACTS WILL BEAR THAT OUT. I'LL BE GLAD TO SHARE THAT WITH ANYBODY ON YOUR STAFF.

MAYOR WYNN: THANK YOU, SIR.

THANK YOU FOR YOUR TIME.

MAYOR WYNN: ROGER NORMAN. [APPLAUSE]

MAYOR WYNN: ROGER NORMAN SIGNED UP WISHING TO SPEAK IN OPPOSITION. CINDY AND JERRY EDWARDS. SIGNED UP IN OPPOSITION. HOMER REILLY. WELCOME, MR. REILLY. YOU'LL BE FOLLOWED BY AMY PRICE.

I WANT TO THANK YOU, MR. MAYOR, AND ALL OF THE COUNCIL MEMBERS FOR YOUR CAST-IRON BOTTOMS AND LEATHER EARS. I CAN'T ADD MUCH TO WHAT'S BEEN SAID TONIGHT. THERE HAVE BEEN MANY OR ELOQUENT SPEAKERS THAN I AND WHO HAVE MADE WHAT I CONSIDER TO BE AN EXCELLENT CASE FOR LOST CREEK. I WOULD SAY

THIS, THOUGH. YOU FOLKS ARE STEWARDS OF THE CITY OF AUSTIN. AS OUR ELECTED MUD BOARD SERVES AS STIEWRTS FOR OUR MUNICIPAL UTILITY DISTRICT. I'VE BEEN A RESIDENT OF LOST CREEK FOR 30 YEARS. I WAS BORN IN THE OLD SETON HOSPITAL, SO I'D SAY THIS. I'VE GOT A FRAME OF REFERENCE ABOUT THE CITY OF AUSTIN AND LOST CREEK, HAVING LIVED HERE 30 YEARS THAT PROBABLY A LOT OF PEOPLE DON'T HAVE. SO LET ME JUST SAY THIS. WHEN YOU GUYS GET AROUND TO TALKING TO OUR MUD BOARD, I WANT YOU TO UNDERSTAND THAT THEY HAVE BUILT LOST CREEK UP WITH THE SUPPORT OF THE CITIZENRY OF LOST CREEK FROM NOT MUCH TO A VERY, VERY NICE ENVIRONMENT, AND WE WOULD APPRECIATE IT VERY MUCH IF YOU WOULD -- YOU AND YOUR STAFF WOULD CONSIDER THE THINGS THEY HAVE TO SAY TO YOU AND PROVIDE THEM DUE DELIBERATION OVER ALL OF THE ISSUES THAT THEY RAISED. THANK YOU.

MAYOR WYNN: THANK YOU, MR. REILLY. [APPLAUSE]

MAYOR WYNN: AMY PRICE SIGNED UP WISHING TO SPEAK IN OPPOSITION. JIM FURMAN, I.. I GUESS IT IS, I CAN'T QUITE READ IT -- SIGNED UP WISHING TO SPEAK. WELCOME, MR. FURMAN. YOU'LL HAVE THREE MINUTES.

MAYOR, MAYOR PRO TEM, COUNCIL MEMBERS, THANK YOU FOR YOUR TIME. THANK YOU FOR COMING OUT HERE TONIGHT. I KNOW IT'S A STRAIN ON YOU PERSONALLY, YOUR FAMILIES ARE PROBABLY WONDERING, YOU KNOW, NOT ANOTHER LONG MEETING LATE INTO THE HOURS. I DON'T KNOW WHY YOU DO THIS. I DON'T KNOW WHY YOU RUN FOR ELECTED OFFICE BUT I'M GLAD YOU DO. AND BECAUSE YOU'RE DOING THAT, IT MEANS YOU'RE RESPONSIBLE AND IT MEANS THAT YOU ARE GOOD STIEWRTS FOR.....STEWARDS FOR THE CITY THAT YOU GOVERN AND YOU HAVE TO MAKE GOOD MANAGEMENT DECISIONS, AND I APPRECIATE THAT YOU'RE TAKING THE TIME TO LISTEN TO THESE CITIZENS OF THIS COUNTY, MY FELLOW NEIGHBORS OF LOST CREEK TO COME HERE TONIGHT. THIS IS KIND OF LIKE A TOWN HALL MEETING, AND WHAT HAS STRUCK ME TONIGHT, AND MAYBE I HAVEN'T HEARD IT -- I DIDN'T MAKE THE LAST MEETING, BUT I HAVEN'T HEARD ANYBODY STAND UP AND SAY I'M FOR ANNEXATION, HERE

TONIGHT. I'VE HEARD WHAT YOUR STAFF SAID AND YOU HAVE TO... YOU HAVE TASKED THEM WITH THE JOB TO DO AND I'M SURE THEY'RE GOING TO DO A VERY COMPETENT JOB AND I HOPE THAT AS THE TIME PLAYS OUT THAT YOU WILL COME TO THE SAME REALITY THAT WE BELIEVE WE RECOGNIZE THAT LOST CREEK IS JUST FINE THE WAY IT IS. I MOVED OUT HERE IN '81, SO THAT MEANS I'M A 25-YEAR RESIDENT OF LOST CREEK, AND WHAT STRUCK ME IS I'VE HEARD A LOT OF PEOPLE HERE THAT ARE JUST, YOU KNOW - - PALE ME IN COMPARISON. THEY'VE LIVED HERE UP TO 30 YEARS. THAT MEANS SOMETHING. IT'S A STRONG NEIGHBORHOOD. IT HAS A LOT OF STABILITY. AND WE HEAR A LOT IN THE PUBLIC DEBATE THESE DAYS ABOUT FAMILY VALUES, AND ONE OF THE FAMILY VALUES IS A SENSE OF FAMILY THAT YOU HAVE, YOU KNOW, INTACT FAMILY, AND WHAT HELPS BUILD AN INTACT FAMILY IS AN INTACT NEIGHBORHOOD, A NEIGHBORHOOD WHERE YOUR FELLOW NEIGHBORS ARE THERE TO RELY UPON, TO LEAN UPON, TO BE THERE FOR YOU. AND BY LOST CREEK COMING TOGETHER HAS BEEN SO ELOQUENTLY SPOKEN OF TONIGHT, ACCOMPLISHED A LOT OF THINGS, SPEAKS WELL OF THAT NEIGHBORHOOD. AND THAT'S WHAT AUSTIN OUGHT TO BE ALL ABOUT. AUSTIN IS ABOUT A HIGH QUALITY OF LIFE AND LIVING IN THIS TOWN. AUSTIN IS AN ENVIRONMENTAL COMMUNITY, AND IT JUST -- YOU KNOW, IT SOUNDS TO ME THAT WE WOULD BE EVEN CONSIDERING, YOU KNOW, PUTTING A SHORELINE ACROSS BARTON CREEK OR UNDERNEATH BARTON CREEK THAT IT WILL HE ERUPT AND CAUSE GREAT DAMAGE. ANYTHING THAT CAN GO WRONG, WILL GO WRONG, AND THE STORY SAYS. AND YOU KNOW THAT WILL HAPPEN AS ONE OF THESE DAYS. ALSO WHAT STRIKES ME AS FUNNY IS WE HAVE A PERFECTLY GOOD SEWER SYSTEM OUT THERE. WHY WOULD YOU GO IN AND TEAR DOWN A PERFECTLY GOOD SEWER SYSTEM TO GO AND SPEND, YOU KNOW, MILLIONS OF DOLLARS PUTTING IN ANOTHER SEWER SYSTEM. I KNOW THAT'S A CONTRACTUAL REQUIREMENT AND YOU HAVE TO DO IT, BUT SEEMS LIKE THAT WOULD BE AN ARGUMENT AGAINST IT. IN CLOSING I'D JUST LIKE TO SAY, WHEN I FIRST MOVED OUT HERE TO LOST CREEK, I WALKED OUT ON THE FRAME OF A HOUSE THAT I WAS BUILDING AND I ENJOYED THAT SUNSET, AND THEN THE SUN WENT DOWN, AND THEN I SAW THE WHOLE HEAVENLY

HOST THAT APPEARED OUT HERE AND WE ENJOYED THE STAR..... STARS AND CAN SEE THE PLANETS, AND WE CAN DO THAT, FOR ONE REASON, WE DON'T HAVE STREETLIGHTS. I DON'T WANT STREETLIGHTS. YOU KNOW, AND I HAVEN'T HEARD ANYBODY COME IN HERE AND SAY THEY WANT STREETLIGHTS. AND SO I JUST ASK YOU TO THINK ABOUT THOSE QUALITY OF LIFE THINGS THAT ARE IMPORTANT TO LOST CREEK AS WELL AS TO AUSTIN. THANK YOU FOR YOUR TIME.

MAYOR WYNN: THANK YOU, MR. FURMAN. [APPLAUSE]

MAYOR WYNN: THAT'S ALL THE CARDS THAT I HAVE SIGNED UP FROM FOLKS WISHING TO SPEAK. THERE MAY BE SOME LATE ARRIVE EYES OR OTHER FOLKS. WE HAVE A LARGE NUMBER OF FOLKS THAT SIGNED UP NOT WISHING TO SPEAK, ALL IN OPPOSITION. THESE WILL BE RECORDED DULY BY THE CITY CLERK AND PUT INTO THE RECORD. COMMENTS? QUESTIONS? COUNCIL?

MAYOR WYNN: MS. HUFFMAN CAN YOU WALK US THROUGH AND NEXT STEPS AND NOW WHAT IS THE FORMAT FOR SOME OF THESE QUESTIONS TO BE ANSWERED, THE ANALYSIS TO BE DRILLED DOWN FURTHER? HUFF....

YES, MAYOR, THE NEXT STEP IS WE ENTER INTO FORMAL NEGOTIATIONS WITH THE MUD BOARD. I THINK THERE ARE AT LEAST TWO OPTIONS THAT WE CAN MOVE FORWARD WITH. ONE IS TO START THE STRATEGIC AGREEMENT SO WE CAN SORT THROUGH ISSUES LIKE THE DEED RESTRICTIONS AND THEN OBVIOUSLY THE SERVICE PLAN, WHICH IS THE MAIN CONTENT OF THE ANNEXATION. ONE THING I KNOW THAT WE'RE GOING TO WANT TO DO IS THERE ARE SO MANY RECURRING THEMES THAT WE HEARD IN THE COMMENTS TONIGHT. THE TWO THAT WE PICKED UP ON, CLEARLY THE WASTEWATER LINE HAS BEEN RAISED OVER AND OVER AGAIN, BOTH AS A COST FACTOR IN THE CITY'S ANALYSIS, BUT ALSO AS AN ENVIRONMENTAL FACTOR, AND WE'VE HEARD A WHOLE VARIETY OF COMMENTS ABOUT HOW THAT BECOMES AN ENVIRONMENTAL CONCERN. SO ONE OF THE THINGS THAT WE WANT TO DO IS PROVIDE REALLY ACCURATE INFORMATION ABOUT WHY IT IS THAT THE CITY IS HAVING TO PLAN THAT PROJECT. I REFERRED EARLIER TO

THE SETTLEMENT AGREEMENT OF 1990. THE PROVISION IN THAT AGREEMENT THAT CREATES A CONTRACTUAL OBLIGATION THAT THE GENTLEMAN JUST REFERRED TO IS SOMETHING THAT THE MUD COULD RELEASE THE CITY FROM, SO TO THE EXTENT THAT THAT WASTEWATER LINE REPRESENTS EITHER A COST CONCERN OR AN ENVIRONMENTAL CONCERN, THAT COULD -- THE CITY COULD BE RELEASED OF IT'S CONTRACTUAL OBLIGATION TO PROVIDE THAT LINE, SO THAT CAN BE THE SUBJECT OF OUR NEGOTIATION. MANY OF THE OTHER QUESTIONS THAT WERE RAISED THAT FOLLOW ALONG THE WASTEWATER AND THE PUBLIC SAFETY CONCERNS, WHAT WE'LL DO IS WE'VE ALREADY GOT A WEB SITE UP THAT HAS THAT SERVICE PLAN. IT ALSO HAS THE FINANCIAL ANALYSIS. WE HAVE TRIED VERY HARD TO EXPLAIN THE DIFFERENCE BETWEEN THE \$25 MILLION ESTIMATE ON THE WASTEWATER LINE, WHICH IS THE CHIEF DRIVER BETWEEN THEIR ALL FUND SUMMARY AND OUR ALL FUND SUMMARY. WE SPOKE WITH A REPRESENTATIVE OF THE MUD EARLIER TODAY AND THEY AGREED TO SIT DOWN WITH US SO WE COULD COMPARE THEIR ENGINEERING ESTIMATES WITH US. WE SPOKE EARLIER ABOUT THE FACT THAT THE PRIMARY DIFFERENCE BETWEEN THE COST ESTIMATES HAS TO DO WITH WHICH ROUTE THE COST IS BEING ESTIMATED AND ON THE MOST LIKELY ROUTE WHEN WE COMPARED THEIR COST OF THE MOST LIKELY ROUTE TO THEIR COST OF THE MOST LIKELY ROUTE THE NUMBERS ARE VERY CLOSE, AND THE PRIMARY DIFFERENCES RELATE TO THEIR ESTIMATES OF RIGHT-OF-WAY ACQUISITION AND ALSO INCLUDE IN THEIR ENGINEERS' NUMBERS IS A FIGURE THAT SIMPLY REPLACES TREATMENT CAPACITY AT THE PLANT, WHICH IS NOT A FIGURE THAT WE WOULD INCLUDE IN OUR COST. SO WE WILL ALSO SIT DOWN AND HELP EXPLAIN AND UNDERSTAND THE DIFFERENCES BETWEEN THE TWO COST ESTIMATES. AND THEN IT SOUNDED LIKE THERE WERE SOME OTHER QUESTIONS ABOUT HOW THE CITY HANDLES ITS ALL-FUNDS ANNEXATION ANALYSIS, AND WITHOUT GETTING INTO THE LINE-ITEM DETAIL OF THAT ALL-FUNDS ANALYSIS, IT GOES THROUGH EVERY SINGLE REVENUE THAT IS GENERATED FROM AN ANNEXATION. IT ALSO ASSESSED EVERY COST THAT THE CITY BECOMES RESPONSIBLE FOR, AND OVER A 25-YEAR PERIOD OF TIME WE DO WHAT'S CALLED AN ALL-FUNDS

ANALYSIS, AND THAT LOOKS ACROSS EVERY FUND AND COMES UP WITH KIND OF A BOTTOM-LINE EXPENDITURE OR REVENUE FOR THAT ANNEXATION, AND IN THIS CASE THE ANNEXATION ITSELF IS REVENUE GENERATING, WHICH IS TO SAY THAT OVER A 25 YEAR PERIOD OF TIME IT GENERATES A NET PRESENT VALUE OF OVER \$7 MILLION. THE BENEFIT TO THE GENERAL FUNDS IS REALIZED SOONER THAN THE BENEFIT TO THE WATER UTILITY FUND, SO WE CAN WORK THE MUD THROUGH ALL OF THE FUND ANALYSES, BUT PROBABLY THE BOTTOM LINE TO SOME OF THE CONCERNS THAT WERE RAISED ABOUT COST IS THAT IT IS A REVENUE GENERATING ANNEXATION AND ON A FUND BY FUND BASIS IT GENERATES REVENUE AND ALSO ON AN ALL FUNDS SUMMARY IS GENERATES REVENUE. SO MAYOR, WHAT WE WILL DO IS WE WILL MAKE SURE THAT THERE ARE CLEAR ANSWERS TO THOSE QUESTIONS ONLINE. WE WILL ALSO SIT DOWN WITH THE MUD BOARD AND MAKE SURE THAT WE HAVE ANSWERED QUESTIONS, THAT WE ARE FAMILIAR WITH THEIR ANALYSIS AND UNDERSTAND THE DIFFERENCES BETWEEN OUR ANALYSES, AND THE WAY THAT THE STATE LAW SETS THIS UP IS IN ABOUT TEN MONTHS WE WILL HAVE FINALIZED A SERVICE PLAN BASED ON THOSE NEGOTIATIONS. AND AS I MENTIONED EARLIER, THE CITY COUNCIL WILL NOT BE -- AND THE REASON THERE'S ADDITIONAL TIME, THE REASON THAT SERVICE PLAN HAS TO BE FINALIZED IS BECAUSE THE STATE LAW DOES PROVIDE FOR ARBITRATION IF THERE IS NOT AGREEMENT ON THAT SERVICE PLAN. SO TIME IS SET ASIDE IF IT IS NECESSARY FOR AN ARBITRATION PROCESS. THE SUBJECT OF ARBITRATION IS THE SERVICE PLAN AND WHETHER OR NOT THE CITY IS MEETING ITS STATE REQUIREMENTS FOR ANNEXATION. SO AGAIN, YOU WOULD SEE IT BACK IN THE NORMAL OF..... FORM OF A COUNCIL AGENDA ITEM IN FALL 2008, AND WE CANNOT -- ANNEXATION CANNOT BECOME EFFECTIVE ANY SOONER THAN DECEMBER OF 2008. SOMEONE DID MENTION EARLIER TAKE THERE WILL BE DECISIONS THAT WILL COME TO THE CITY COUNCIL BEFORE THAT TIME, AND THOSE DECISIONS ARE NOT RELATED TO THE ANNEXATION SERVICE PLAN. WHAT THEY'RE RELATED TO IS THE ENGINEERING AND CONSTRUCTION COST FOR THE WATER -- FOR THE WASTEWATER LINE THAT HAS BEEN DISCUSSED THIS EVENING. SO ANNEXATION IS FALL 2008.



BEFORE ANNEXATION WE WILL HAVE TO ENGINEER AND BID THE CONSTRUCTION OF THAT WASTEWATER LINE AS LONG AS IT STAYS A REQUIREMENT OF THE ANNEXATION, BUT AGAIN, IF THAT IS A SUBJECT OF CONCERN EITHER BECAUSE OF FINANCIAL REASONS OR ENVIRONMENTAL REASONS, THAT TOO CAN BE NEGOTIATED IN THE SERVICE PLAN AND THAT CONTRACTUAL -- THAT CONTRACTUAL OBLIGATION CAN BE RELEASED.

MAYOR WYNN: SO IT SEEMS TO ME, THEN -- EXCUSE ME, REGARDING THE WASTEWATER LINE WHICH OBVIOUSLY WAS A SIGNIFICANT ELEMENT OF THIS ANALYSIS, AT SOME POINT THEN OVER THE NEXT YEAR OR SO, WHICH I PRESUME MEANS OVER THE NEXT FEW MONTHS -- AT SOME POINT STAFF COMES TO COUNCIL REQUESTING THE FUNDS TO EVEN GO -- CAN HIRE THE ENGINEERING FIRMS TO DO THE PRELIMINARY FINAL DESIGN, CONSTRUCTION, DOCUMENTS AND THEN FUNDAMENTALLY AT SOME POINT THERE'S A HARD BID, THERE'S ACTUALLY -- I MEAN -- FREE MARKET TELLS US HOW MUCH A SPECIFIC ROWLT AND A SPECIFIC DESIGN OF A LINE WERE TO COST HUFF.....

THAT'S EXACTLY RIGHT, MAYOR, AND ONE OF THE REASONS -- ONE OF THE BOARD MENTIONED THIS IS THE BEGINNING IN SOME WAYS BUT THIS IS ALSO PART OF A NEGOTIATION THAT'S BEEN ONGOING, IT'S BECAUSE WE HAVE BEEN IN NEGOTIATIONS OVER THAT -- THAT CONTRACTUAL OBLIGATION AND WHETHER OR NOT THERE IS ANY WAY THAT WE COULD NEGOTIATE THE RELEASE OF THE CITY FROM THAT OBLIGATION IN EXCHANGE FOR DELAYED ANNEXATION. SO IT IS TRUE THAT WE'VE BEEN DISCUSSING THAT WASTEWATER LINE FOR A NUMBER OF MONTHS WITH THE MUD, BUT YOU ARE ABSOLUTELY ACCURATE, THAT IN ORDER TO MOVE FORWARD ON THAT WE WILL BRING EXPENDITURES AND CONTRACTS FORWARD TO THE CITY COUNCIL FOR APPROVAL.

MAYOR WYNN: AND PERHAPS AS PART OF THAT, BUT EVEN ALSO INDEPENDENT OF THE TECHNICAL DESIGN AND COST OF THAT WASTEWATER LINE, WHEN MIGHT COUNCIL BE GETTING OTHER INFORMATION ABOUT JUST THE -- YOU KNOW, THE OVERALL ANALYSES AND THE ONGOING NEGOTIATIONS WITH THE MUD? WHEN -- WHEN WOULD

COUNCIL EXPECT, YOU KNOW, FEET BACK..... FEEDBACK AND UPDATES AS TO THE WORK?

I THINK THAT WE CAN HAVE FEEDBACK FOR YOU AS SOON AS -- A MONTH OR TWO DOWN THE ROAD, BUT OUR INTENT IS TO KEEP YOU FULLY INFORMED AS WE MOVE THROUGH THESE NEGOTIATIONS. AS REQUESTS COME FORWARD FOR SERVICE LEVELS AND AS WE CONFIRM THE EXISTING SERVICE LEVELS AND START TO DETAIL OUT THOSE -- THE SERVICE PLAN, WE WILL KEEP YOU-ALL FULLY INFORMED ABOUT HOW THOSE NEGOTIATIONS ARE GOING.

WE'LL ALSO KEEP A RUNNING LIST OF -- BECAUSE I TOOK COPIOUS NOTES TONIGHT ON THE VERY SPECIFIC KIND OF QUESTIONS. WE MADE A DELIBERATE DECISION TONIGHT NOT TO TRY TO RESPOND TO EACH AND EVERY SPEAKER, ONE, BECAUSE WE HAD SO MANY PEOPLE WHO WANTED TO SPEAK, SO WE HAVE -- WE HAVE CREATED A LIST OF WHAT WE'VE HEARD TONIGHT AND WE'RE PUTTING ANSWERS IN WRITING UP ON THE WEB PAGE, SHARING THAT BOTH WITH THE MUD BOARD AND WITH THE COUNCIL AND WILL KEEP THAT MOVING ALL THROUGH THIS PROCESS.

AND WE CAN ALSO USE THOSE WEB PAGES TO DOCUMENT THE NEGOTIATIONS, PARTICULARLY SINCE THERE WON'T BE NEGOTIATIONS WITH EVERY MEMBER OF LOST CREEK. IT WILL BE NEGOTIATIONS WITH A SMALL GROUP OF PEOPLE. WHAT WE CAN DO IS USE THAT WEB SITE TO KEEP PEOPLE APPRISED OF HOW THAT NEGOTIATION IS GOING.

MAYOR WYNN: THANK YOU, MS. HUFFMAN. QUESTIONS? COMMENTS? COUNCIL MEMBER.

KIM: KIM I WANT TO THANK EVERYONE FOR COMING..... COMING OUT AND STAYING LATE WITH US AND I THINK IT WAS VERY USEFUL FOR ME. I KNOW IT WAS, IN HEARING YOUR QUESTIONS AND YOUR COMMENTS AND YOUR OBSERVATIONS, AND I THINK IT'S GIVEN US A LOT TO CONSIDER. I DO BELIEVE WE CAN GET THE INFORMATION OUT IN A FAIR MANNER, A TRANSPARENT MANNER. I THINK THAT'S VERY IMPORTANT. I THINK THE WEB SITE IS GOING TO HELP A LOT. IF YOU HAVE ANY QUESTIONS PLEASE FEEL FREE TO CONTACT ANY OF US OR THE CITY MANAGER.

WE'RE MORE..... MORE THAN HAPPY TO DISCUSS THIS WITH YOU BECAUSE IT IS JUST THE START OF A PROCESS, AND I THINK THAT THERE ARE A LOT OF THINGS TO CONSIDER, MAYBE SOME THINGS WE HAVEN'T EVEN THOUGHT OF RIGHT NOW, BUT I'M OPEN TO IDEAS TO MAKE THIS WORK FOR EVERYONE IF WE GO FORWARD WITH THE ANNEXATION. THANK YOU VERY MUCH.

MAYOR WYNN: FURTHER COMMENTS, QUESTIONS? IF NOT, I'LL ENTERTAIN A MOTION TO CLOSE THE PUBLIC HEARING.

LEFFINGWELL: MOTION.

MAYOR WYNN: MOTION MADE BY COUNCIL MEMBER LEAF. THOSE WANTING TO POSSESSION? AYE.

AYE.

MAYOR WYNN: MOTION PASSES ON VOTE OF SEVEN TO ZERO. IT IS 10:42 P.M. THANK YOU VERY MUCH.

**End of Council Session Closed Caption Log**