



MEMORANDUM

To: Mayor and Council Members

From: Tammie H. Williamson, Assistant Director
Watershed Protection & Development Review Department

Date: August 25, 2004

Subject: August 26, 2004 Council Item #69

As requested by Council July 29, 2004, staff conducted follow-up on the status of the Up to Me, Inc. license with the Texas Department of Alcohol and Drug Abuse (TCADA) and calls to the City of Austin Police Department (APD).

Several issues have been outlined below relating to the status of the license, next steps, and the nature of calls to APD regarding the existing Up To Me, Inc. facility at 6222 N. Lamar. Please see below for the details:

Status of the Up to Me License with the Texas Department on Alcohol and Drug Abuse:

Staff contacted Lisa Hernandez, Staff Attorney, for TCADA on several occasions. The most recent contact with Ms. Hernandez was Wednesday, August 18, 2004. Ms. Hernandez stated the pending violations against Up To Me, Inc. have not been resolved, but verified that Ms. Jennings, owner of Up To Me, Inc. did respond in writing to the allegations (in the letter dated April 8, 2004 from TCADA to the attorney for Up To Me, Inc.) within the state required timeframe.

The next step regarding the licensure of the facility is to hold an administrative hearing (if necessary) to resolve the issues regarding the alleged infractions. To date, an administrative hearing has not been scheduled and TCADA has yet to pursue this course of action with regard to the license.

Staff asked if the allegations against Up To Me, Inc. located at 6222 North Lamar could affect the license required for the proposed facility located at 5117 North Lamar. Ms. Hernandez stated although Up To Me, Inc. currently holds a license with TCADA, an application for approval to treat at another facility would have to be filed. In other words, TCADA reserves the right to take into consideration the infractions at the facility located at 6222 North Lamar during the evaluation process of the application for the 5117 N. Lamar facility.

Information Regarding City of Austin Police Department (APD) Calls to 6222 N. Lamar:

APD provided the following information regarding calls to the existing Up To Me, Inc. facility at 6222 N. Lamar:

Calls for Service to 6222 Lamar

Year	Number of Calls
1999	18
2000	20
2001	11
2002	12
2003	13
2004 YTD	7
Total 1999 - 2004	81

This information is an overview of the nature of police calls made. Additional detailed information regarding each call is available if needed.

Nature of Call	Number of Calls
disturbances, verbal and violent	10
Police assisting EMS or the Complainant/caller	7
Request to Apprehend	7
Serve a Warrant	6
Criminal Trespassing	5
Attempted Suicide	4
Other categories including Public Intoxication, hang-ups, directed patrols, etc.	3

If you have additional questions, please let me know.

Tammie H. Williamson, AICP
Assistant Director
Watershed Protection and Development Review Department

cc: Toby Hammett Futrell, City Manager
Laura J. Huffman, Assistant City Manager
Joseph G. Pantalione, Director, Watershed Protection and Development Review