

Closed Caption Log, Council Meeting, 03/24/05

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ABOUT MORNING, I'M AUSTIN MAYOR WILL WINN, IT MY PRIVILEGE AND HONOR TO WELCOME TO THE ROOM THIS MORNING PASTOR RANDY PHILLIPS. PASTOR PHILLIPS HAS BEEN A PASTOR AT THE PROMISE LAND CHURCH OVER ON EAST 51st STREET, HE HAS NOW BEGUN HIS NEW CHURCH PROMISE LAND WEST, WE ASK HIM TO LEAD US IN INVOCATION, PLEASE RISE.

BECAUSE YOU LIVE, OH, LORD, THE COLD COLORLESS GROUND HAS INTRUNG FORT WITH BLUE BOPT AND GRASSES OF -- BLUEBONNETS AND GRASSES OF EMERALD. BARREN BRANCHES CLOTHE THEMSELVES WITH REDBUDS AND WHITE BLOSSOMS. BECAUSE YOU LIVE, OH, LORD, THINGS THAT APPEARED LIFELESS ARE BROUGHT BACK TO LIFE. AS IN NATURE, SO IN OUR LIVES, BECAUSE YOU LIVE LIFE IS NOT FUTILE, FAILURE IS NOT FINAL AND DEATH IS NOT FATAL. BLESS YOUR SERVANTS, OH, LORD, THE AMAZING MEN AND WOMEN WHOM YOU HAVE PLACED IN POSITIONS OF AUTHORITY, GIVE THEM RENEWED ENERGY AND WISDOM. HELP THEM SPEAK WITH ONE VOICE AND WITHOUT FEAR. FOR WHAT'S GOOD FOR THE PEOPLE OF THE CITY OF AUSTIN, NOT FOR THE CITY OF AUSTIN. HELP OUR COMMUNITY, OH, LORD, TO BECOME A SHINING CITY SET ON A HILL. A COMMUNITY THAT PLEASES YOU. GIVE US HARMONY AND PEACE AND HELP US TO HELP EACH OTHER. WE ASK THESE THINGS IN THE NAME OF THE RISEN SAVIOR, JESUS CHRIST, AMEN.

Mayor Wynn: THANK YOU, PASTOR PHILLIPS, THERE BEING A QUORUM PRESENT AT THIS TIME I WILL CALL TO ORDER THIS MEETING OF THE AUSTIN CITY COUNCIL, IT IS THURSDAY, MARCH 24th, 2005. WE ARE IN THE COUNCIL CHAMBERS OF THE CITY HALL. 301 WEST SECOND STREET. IT'S APPROXIMATELY 10:14 A.M. AT THIS TIME I WILL READ THE CHANGES AND CORRECTIONS TO THIS WEEK'S POSTED AGENDA. RELATED ITEMS 6, 7 AND 8 REGARDING THE MUSIC VENUE RELOCATION PROGRAM HAS BEEN POSTPONED INDEFINITELY. ITEM 23 RELATING TO A PROFESSIONAL SERVICES AGREEMENT IS POSTPONED TO APRIL 14th, 2005. ITEM 32, RELATED TO A SUPPLY AGREEMENT IS POSTPONED TO APRIL 7th, 2005. ITEM 34 RELATED TO A FIVE-YEAR REVENUE AGREEMENT WITH PEPSI BOTTLING GROUP HAS BEEN POSTPONED TO APRIL 14th, 2005. ON ITEM NO. 46, WE SHOULD CORRECT THE CHAPTER OF THE CITY CODE AND IT SHOULD BE CHAPTER 25-8, ARTICLE 12 OF THE AUSTIN CITY CODE. THIS RELATES TO A PROPOSED SETTLEMENT AGREEMENT BETWEEN THE CITY OF AUSTIN, CITY OF SUNSET VALLEY, AND OTHERS. ITEM NO. 48, WHICH RELATES TO ITEM NO. 46, IT SHOULD BE NOTED IN THIS SUMMARY AND WE'LL ADD THE PHRASE CONCERNS A CHALLENGE TO THE GARZA BRODIE AGREEMENT BY WHICH THE LOWE'S LITIGATION WAS RESOLVED. AGAIN THAT'S ITEM NO. 48, THE CORRECTED POSTING ITEM. OUR TIME CERTAINS FOR TODAY'S MEETING, AT NOON WE BREAK FOR OUR GENERAL CITIZEN COMMUNICATIONS AH AT 2:00 WE WILL HAVE BRIEFINGS AND POSSIBLE ACTIONS, THOSE BRIEFINGS TODAY WILL INCLUDE AN UPDATE OF THE POLICE DEPARTMENT'S PLAN OF ACTION FOR THE POLICE EXECUTIVE RESEARCH FORUM OR PERF, AS WELL AS A COMMUNITY SCORE CARD THAT WILL BE DELIVERED BY THE CITY MANAGER'S OFFICE. WE WILL ALSO BE PRESENTED WITH THE CAMPO 2030 PLAN, WHICH IS CURRENTLY -- WHICH HAS CURRENTLY BEGUN THE PUBLIC PROCESS THROUGHOUT THE RESPECT. THE NUMBER OF CITY COUNCILS AND COUNTY GOVERNMENTS ARE HAVING THE SAME BRIEFING, OURS WILL OCCUR SOMETIME AFTER 2:00 P.M. TODAY. AT 4:00 WE BREAK FOR ZONING HEARINGS AND APPROVAL OF ORDINANCES AND RESTRICTIVE COVENANTS. THOSE SHOW TODAY AS ITEMS 51 THROUGH 54 AND THEN NEW ZONING CASES, PUBLIC HEARINGS, ITEMS Z-1

THROUGH Z-20. WE WILL NOTE NOW THAT THERE HAVE BEEN REQUESTS FOR POSTPONEMENT OF ITEMS 52 AND 53, THESE ARE WEST UNIVERSITY NEIGHBORHOOD PLAN AND REZONINGS. AND ZONING CASE Z-17 AND Z-18 RELATED TO GABLES AT WESTLAKE. THESE ARE REQUESTED POSTPONEMENTS, BUT WE CAN'T TAKE UP THAT DISCUSSION AND ACTION ON A POSTPONEMENT UNTIL AFTER 4:00 P.M. AT 5:30 WE BREAK FOR LIVE MUSIC AND PROCLAMATIONS. I'LL SAY THAT WE ARE GOING TO HAVE A DISTINGUISHED GROUP OF HIGH SCHOOL STUDENTS FROM OUR SISTER CITY IN GERMANY WHO WILL BE PRESENTING HONORARY CITIZENSHIP TO A NUMBER OF YOUNG MEN AND WOMEN WHO HAVE BEEN SPENDING THE LAST COUPLE OF WEEKS, I BELIEVE, HERE IN AUSTIN, IN ADVANCE OF A FORMAL DELEGATION FROM GERMANY COMING NEXT WEEK. AT 6:00 WE HAVE PUBLIC HEARINGS AND POSSIBLE ACTIONS, THOSE SHOW TODAY AS ITEMS 55 AND 56. AND I'LL SAY NOW THAT A POSTPONEMENT FOR ITEM 55, WHICH IS THE COMMERCIAL DESIGN STANDARDS, HAS BEEN REQUESTED, A POSTPONEMENT TO APRIL 14th, 2005. AGAIN, WE'LL TAKE UP THAT POTENTIAL POSTPONEMENT AFTER 6:00 P.M. WE HAVE A COUPLE OF ITEMS THAT HAVE BEEN PULLED OFF THE CONSENT AGENDA TO TAKE UP LATER. ITEMS 12 AND 13 RELATED TO OUR TOD TRANSIT ORIENTED DEVELOPMENT, AFFORDABLE HOUSING RESOLUTION, THOSE TWO ITEMS PULLED BY COUNCILMEMBERS SLUSHER AND ALVAREZ. ITEM 37 RELATED TO THE BOND ADVISORY COMMITTEE PULLED BY MYSELF. COUNCIL, ARE THERE OTHER ITEMS TO BE PULLED FROM THE CONSENT AGENDA? COUNCILMEMBER SLUSHER?

Slusher: IS 32 POSTPONED ?

IT'S POSTPONED FOR TWO WEEKS.

OKAY. LET ME POINT OUT THAT I HAD ASKED ABOUT THE -- THAT'S BUYING CD'S, MUSIC CD'S FOR OUR LIBRARIES WHICH IS A GOOD THING TO DO. BUT I WOULD ASK THE PER UNIT COST, THAT CAME BACK AT \$18 A CD, WHICH I THINK WE COULD JUST SEND SOMEBODY DOWN TO WATERLOO TO BUY THEM FOR CHEAPER THAN THAT. SO THAT MAY INCLUDE SOME LABELLING AND THINGS ONCE THEY GET HERE, BUT THAT'S NOT CLEAR, SO -- SO HOPEFULLY THE

STAFF CAN LOOK INTO THAT AND MAKE SURE THAT WE ARE GETTING A REASONABLE PRICE.

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

Goodman: SORRY TO BE LATE. SO 6 IS PULLED OFF THE AGENDA?

6, 7 AND 8 ALL RELATED ITEMS WERE POSTPONED INDEFINITELY.

Goodman: I'M WONDERING WHY 6 IS?

> MAYOR WYNN: I WOULD DEFER TO THE CITY MANAGER.

Futrell: MAYOR PRO TEM, IT WAS JUST TO PULL ALL OF THE RELATED ITEMS TO THIS. YOU COULD CERTAINLY DO THAT ONE WITHOUT THE OTHER TWO. IT WAS JUST SIMPLY TO HAVE ALL OF THE RELATED ITEMS PULLED. THAT SIMPLY CHANGES THE NAME AND EXPANDS THE SCOPE OF AN EXISTING PROGRAM THAT YOU HAVE IN PLACE NOW.

Goodman: RIGHT. BUT IT MAKES NO SPECIFIC RECIPIENT?

Futrell: NO, IT DOES NOT.

Goodman: SO I WOULD LIKE TO ASK THAT THAT GO BACK ON IN THAT WE CHANGE LEGENDARY TO LANDMARK. I MEAN THAT WAS THE PROGRAM. AND SO THERE'S NO -- NO NEED TO CRATER THE PROGRAM SIMPLY BECAUSE WE ARE NOT GOING TO APPLY IT TO ANYBODY TODAY.

Mayor Wynn: IF I CAN, MAYOR PRO TEM, I DON'T THINK BY POSTPONING THIS POTENTIAL ACTION IT IN ANY WAY, YOU KNOW, CRATERS OR CHANGES THE PROGRAM. I THINK THESE WERE SOME RECOMMENDED POTENTIAL CHANGES TO AN EXISTING PROGRAM BY THE CITY MANAGER'S OFFICE. SO I THINK WE ARE STILL IN THE SAME SPOT BY NOT TAKING UP TODAY AS WE WOULD BE --

Goodman: WELL, IT TIES THE PROGRAM TO MID TOWN, THAT'S NOT -- THAT'S NOT THE INTENT AND [INDISCERNIBLE] THINK

IT'S APPROPRIATE.

Futrell: ACTUALLY, WHAT ITEM 6 DOES IS TAKES YOUR EXISTING 380 PROGRAM THAT HAD A DOWNTOWN BOUNDARY WHICH IT WAS ORIGINALLY PUT IN PLACE IN '98, AND IT EXPANDS THE BOUNDARY AND IT EXPANDS THE PROGRAMMATIC GUIDE LINES TO INCLUDE MORE THAN JUST RELOCATION. BUT THAT'S ALL THAT IT DOES. THE PROGRAM IS IN PLACE NOW. IT HAS A DOWNTOWN BOUNDARY AND A LITTLE MORE DEFINED, BUT NEITHER THE PROGRAM IN PLACE NOW NOR ITEM 6 HAS A RECIPIENT. IT IS -- IT IS A GENERIC PROGRAM. THIS WAS REALLY THE PROGRAMMATIC GUIDELINES. I DON'T KNOW IF -- DO WE HAVE JIM HERE, DAVID, THAT COULD SPEAK TO THIS ONE PARTICULAR ITEM? HERE'S GYM TO GIVE YOU THE PRACTICAL EFFECT OF ITEM 6. BUT YOU ARE RIGHT, THIS IS NOT TIED TO A PARTICULAR RECIPIENT.

WELL, IF IT'S THE SENSE OF COUNCIL THAT THEY DON'T WANT TO CONTINUE WITH THIS ECONOMIC DEVELOPMENT INITIATIVE AND EXPAND IT RELATIVE TO LANDMARK MUSIC VENUES, THEN THAT'S ONE THING. IF YOU ARE GOING TO TIE IT SPECIFICALLY TO MID TOWN, THAT'S ANOTHER. BUT IF YOU DO SUPPORT THE ECONOMIC DEVELOPMENT INITIATIVE THAT WE SAID WAS GOING TO BE APPLIED TO CREATIVE INDUSTRY AND LOCAL BUSINESS, ESPECIALLY SMALL MUSIC AND OTHER ENTREPRENEURIAL BUSINESS THAT HAS ENHANCED OUR IMAGE AND WILL CONTRIBUTE TO OUR IMAGE IN ECONOMIC DEVELOPMENT, THEN THAT'S ANOTHER. I DON'T HAVE A SENSE FROM COUNCIL WHETHER -- WHETHER IN EVERYBODY'S MINDS THIS WAS ALL TIED UP TOGETHER AND WE CAN'T DO ONE, WHICH IS TOTALLY SEPARATE FROM THE OTHER.

Slusher: WELL, MAYOR?

Mayor Wynn: COUNCILMEMBER SLUSHER?

Slusher: MY THINKING IS THEY WERE PUT ON AS A PACKAGE, I MEAN, THIS ONE COULD STAND ALONE AND WE COULD PASS IT, I SUPPOSE. BUT MY THINKING WAS THAT IT WENT ON AS A PACKAGE AND ALL THREE OF THEM NEEDED MORE DISCUSSION. SO I WOULD -- I WOULD BE IN FAVOR OF WHAT

WAS ORIGINALLY PROPOSED JUST TO -- TO POSTPONE ALL THREE OF THESE BECAUSE IT SOUNDS -- I MEAN, THAT SOUNDS LIKE SOMETHING THAT I COULD SUPPORT TO HAVE IT -- THE PROGRAM COVER MORE THAN JUST DOWNTOWN BECAUSE WE HAVE LEGENDARY MUSIC VENUES OUTSIDE OF DOWNTOWN. BUT I WOULD JUST AS SOON NOT PASS THAT TODAY BECAUSE I DON'T THINK IT WOULD BE IN FRONT OF US IF NOT FOR THOSE OTHER TWO ITEMS, SO I WOULD LIKE TO HAVE A LITTLE BIT MORE TIME ON THAT ONE AS WELL.

Mayor Wynn: AGREED. SINCE THEY TECHNICALLY ARE NOT RELATED, WE COULD ALWAYS BRING BACK ANY DISCUSSION ABOUT ITEM 6, THAT IS THE RELOCATION PROGRAM ANY TIME IN THE FUTURE, LIKELY EVEN WELL BEFORE ITEMS 7 OR 8 MAY OR MAY NOT COME BACK.

Goodman: FINE.

Slusher: I AGREE WITH THAT, TOO.

Goodman: WHAT ABOUT ITEM 11, IS THAT ON CONSENT?

Mayor Wynn: ITEM 11 HAS NOT BEEN PULLED.

Goodman: THERE ARE QUESTIONS ABOUT THAT THAT I HAD ASKED THIS MORNING AND I THINK WE HAVE A SPEAKER SIGNED UP. ON 4 AND 5 WITHOUT PULLING IT, I WOULD LIKE TO MAKE A COMMENT. IS NUMBER 25 PULLED?

Goodman: 25 IS NOT PULLED.

Mayor Wynn: 25 IS NOT PULLED.

Goodman: I WOULD LIKE TO PULL THAT. I HAVE QUESTIONS THAT I WOULD LIKE STAFF TO RESPOND TO THEM.

Mayor Wynn: THANK YOU. MS. BROWN WE WILL SHOW THE MAYOR PRO TEM PULLING ITEMS 11 AND 25. AND FURTHER ITEMS TO BE PULLED OFF THE CONSENT AGENDA, COUNCIL? WE'LL GET A MOTION AND THEN WE CAN HAVE COMMENTS AND A COUPLE OF SPEAKERS. SO HEARING NONE, WITH THAT I'LL READ WHAT I BELIEVE TO BE THE CONSENT AGENDA. NUMERICALLY. ITEMS 1, 2, 3, 4, 5, ITEMS 6, 7 AND 8

TO BE POSTPONED INDEFINITELY, ITEM 9, 10, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23 TO BE POSTPONED TO APRIL 14th, 2005, 24, 25, I'M SORRY? ITEM 25 IS PULLED, IS NOT ON THE CONSENT AGENDA, SO AGAIN ITEM 23 POSTPONED TO APRIL 14th, 2005, ITEMS 24, 26, 27, 28, 29, 30, 31, 32 TO BE POSTPONED TO APRIL 7th, 2005, 33, 34 TO BE POSTPONED TO APRIL 14th, 2005, 35, 36 WHICH ARE OUR BOARD AND ECONOMICS APPOINTMENTS THAT I WILL NOW READ INTO THE RECORD. TO OUR COMMISSION ON IMMIGRANT AFFAIRS, THOMAS HE ISIOR A CONSENSUS APPOINTMENT. DOWNTOWN AUSTIN COMMUNITY COURT ADVISORY COMMITTEE, HELEN VARDY IS A CONSENSUS APPOINTMENT. AND TO OUR MUSIC COMMISSION, LISA SCHICKEL IS COUNCILMEMBER MCCracken'S REAPPOINTMENT. THAT'S THE CONSENT AGENDA ITEM NO. 36. CONTINUING ON, ITEM 38, 39, 40, 41, 42, 43, AND 44. I WILL ENTERTAIN A MOTION ON CONSENT AGENDA.

MOVE APPROVAL.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER ALVAREZ. I'LL SECOND. COMMENTS? MAYOR PRO TEM?

Goodman: EXCUSE ME. I HAD ASKED THE QUESTION ABOUT NUMBER 38. ABOUT COUNCIL REPRESENTATIVES TO BE APPOINTED OR HAD TO BE A CURRENT COUNCIL MEMBER AND THE TERMS OF -- OF THAT APPOINTMENT.

Futrell: LET ME SEE WHO CAN HELP US ANSWER THIS QUESTION. THIS IS ON THE RAIL CORRIDOR. ITEM NO. 38 IS APPOINTING SID COVINGTON OSAMA BIN LADEN.

Futrell: I'M SORRY, GIVE US A SECOND AND WE'LL GET THIS ANSWERED FOR YOU.

Mayor Wynn: WHILE WE'RE CHASING DOWN THAT ANSWER -- MAYOR PRO TEM I THINK YOU HAD COMMENTS ON ITEMS 4 OR 5 AS WELL?

Goodman: YES, MAYOR. A LONG WHILE BACK IT SEEMS NOW WE STARTED TRYING TO REVAMP OUR WHOLE CULTURAL ARTS FUNDING COMMUNITY ARTS GOALS AND PARTICIPATION IN ENHANCING CULTURAL VENUES,

ECONOMIC DEVELOPMENT, AND ESPECIALLY OF CREATIVE INDUSTRY. WE HIRED A CONSULTANT OR A TEAM OF CONSULTANTS TO REVAMP BOTH THE CULTURAL ARTS FUNDING PROCESS AND TO BEGIN A MUCH LARGER INITIATIVE THAT WOULD HAVE INCLUDED THE CREATION OF AN INDEPENDENT ARTS COUNCIL, WHICH WOULD INCLUDE THE CITY AS A MEMBER, BUT WOULD DRAW IN MANY OTHER ENTITIES. CHAMBERS, HOSPITALITY, INDUSTRY, PATRONS OF THE -- OF THE ARTS LIKE, YOU KNOW, BALLET, OPERA, SYMPHONY, SO ON. WHICH DIDN'T HAPPEN BECAUSE THE CONSULTANTS KIND OF FELL DOWN ON THAT PART. SO WE HAVE NOT MOVED FORWARD. BUT WHEN WE'RE TALKING ABOUT ENHANCING THE ABILITY OF ACVB TO MARKET THE CITY AND TO BRING IN MORE STAKEHOLDERS, SO TO SPEAK, FOR A MORE COMPREHENSIVE MOVEMENT FOR THE CITY TO THE FUTURE, AND THE KIND OF VISION THAT WE WANT TO SEE IMPLEMENTED FOR THE FUTURE, IN TERMS OF ARTS, ECONOMIC DEVELOPMENT AND ESPECIALLY CREATIVE INDUSTRY, I WANTED TO ASK ABOUT WHAT ACVB IS RIGHT NOW, BECAUSE THEY ARE SORT OF SEPARATE FROM ANYTHING THAT WE HEAR OF ON COUNCIL. I KNOW THAT THERE WERE ORIGINALLY MORE APPOINTMENTS TO THE BOARD THAN I BELIEVE THERE ARE NOW. I DIDN'T HAVE TIME TO READ ALL OF THIS STUFF, WHICH I GOT YESTERDAY AFTERNOON. AND HAD ASKED FOR. AND I DON'T KNOW MAYBE THE QUESTIONS FROM THE AIDES MEETING DID NOT GO OUT TO STAFF. MAYBE THAT WAS THE PROBLEM THIS TIME. IT WAS A LOT OF INFORMATION TO PULL TOGETHER, EVEN FROM THE MONDAY MEETING, BUT FOLKS FROM ACVB WERE GOOD ENOUGH TO PULL IT TOGETHER FOR YESTERDAY AFTERNOON AND I DO HAVE IT, BUT I HAVEN'T READ IT. AND WHAT I'M LOOKING FOR IS A COMMITMENT FROM ACVB AND OUR CITY FOLKS AND THE CONVENTION VISITORS BUSINESS, TO JOIN IN THAT MORE COMPREHENSIVE, INCLUSIVE EFFORT SO THAT WHAT WE MARKET TO OTHERS, TO VISITORS, AND TO PRIVATE INVESTMENT FOR ECONOMIC DEVELOPMENT AND CREATIVE INDUSTRIES IS A VISION THAT WE HAVE ALL COME TO THROUGH EFFORTS THAT WE ALL TAKE PART IN. AND I THINK THAT WILL MAKE THINGS MOVE MUCH MORE QUICKLY, MUCH MORE POSITIVELY AND THE ENTHUSIASM FROM FOLKS WILL BE ABLE TO BE GENERATED BECAUSE THEY ARE INVOLVED

AND HAVE OWNERSHIP. I SEE BOB. THAT WAS WHAT I WAS LOOKING FOR, WHAT I WAS WONDERING IS WHETHER THE INFRASTRUCTURE EXISTS AND I KNOW THE FUNDING IS A TOTALLY OTHER ISSUE THAT THAT WAS THE ITEM ON THE AGENDA SO THAT WAS THE MECHANISM I COULD USE. I KNOW THAT THE BUDGET IS SMALLER THAN OTHERS AND WE NEED TO COMPETE. I HAVE NO PROBLEM WITH THAT. IN FACT THERE WAS A PROPOSAL TO UP THE BED TAX, WHICH I WAS OKAY WITH. ALTHOUGH THAT'S -- THAT'S HARD, MORE TAXES. BUT -- BUT WHAT I WANT TO SEE IS THE INFRASTRUCTURE AND THE MARKETING UNDERSTANDING THAT WILL REALLY SHOWCASE WHAT WE ARE AS A CITY AND THAT'S MUCH MORE THAN WHAT WE TRADITIONALLY MARKET. SO IN ORDER TO HAVE THE MECHANISM TO DO THAT, WE CAN PULL TOGETHER WHAT WE HAVE BEEN WORKING ON, BUT IT WILL STILL BE IN THE FUTURE. AND WHAT I WANTED TO HAVE WAS SOME KIND OF ASSURANCE THAT YOU KIND OF UNDERSTOOD THAT AND WERE WORKING TOWARD THAT AND HAVE THE INFRASTRUCTURE IN PLACE TO DO IT, WHICH IS WHY I WANTED TO SEE THE BY LAWS AND THE CHANGES AND ANY MARKETING CHANGES.

MAYOR PRO TEM, YOU BRING A GOOD POINT. I THINK THAT WE HAVE A COMMITMENT, I'LL MAKE A COMMITMENT TO YOU ALL TODAY THAT IN ANY WAY THAT WE MARKET THE CITY OF AUSTIN, THAT THE CULTURAL ARTS AND WHAT WE HAVE TO OFFER FROM THAT POINT OF VIEW IS THE BASIS OF HOW WE MARKET THE CITY. WE HAVE, EXCLUDING THE BYLAWS, BUT WE HAVE MADE A CONSCIOUS EFFORT TO INCLUDE MORE FOLKS FROM THE ARTS COMMUNITY ON OUR BOARD, WE HAVE BEEN WORKING VERY CLOSELY WITH THE ARTS DEPARTMENT WITHIN THE CITY AND IT'S SOMETHING THAT I THINK WE CAN DO A BETTER JOB BEING INCLUSIVE WITH. AND I THINK FROM THIS SMALL AMOUNT THAT WE ARE GOING TO GET ADDED AT THIS POINT IN THIS YEAR'S BUDGET, PART OF THAT WILL ALSO GO TO A PROGRAM THAT THEY ARE WORKING ON WITH THE -- SOME MARKETING PROGRAM WE ARE WORKING ON WITH THE ARTS DEPARTMENT. AND VINCE AND KITCH AND SUE ARE HERE TODAY. WE HAVE SPOKEN ABOUT THIS IN THE LAST COUPLE OF DAYS, SOMETHING I THINK WE ALL NEED TO WORK ON VERY HARD.

WELL, WHAT I WAS TALKING ABOUT IS A LITTLE BIT MORE THAN CULTURAL ARTS, THE TRADITIONAL SENSE. MORE INVOLVED IN THE ECONOMIC DEVELOPMENT INITIATIVE OF CREATIVE INDUSTRY THAT WILL DRAW BOTH PRIVATE INVESTMENT FOR THE INDUSTRY AND SHOULD ALSO DRAW THE PEOPLE WHO COME WITH THAT INTO A MORE COMPREHENSIVE VISION OF -- OF THINGS THAT ARE NOT TRADITIONALLY INCLUDED IN THE ECONOMIC DEVELOPMENT INITIATIVES AND THINGS THAT ARE NOT TRADITIONALLY INCLUDED IN ANY DISCUSSION AND ENHANCEMENT OF CULTURAL ARTS FUNDING. SO I WANTED TO GO BEYOND THAT. SO -- SO KIND OF WHAT ACVB STARTED OUT TO BE, THE ORIGINAL INTENT WITH THE CONSULTANTS WAS TO MOVE THAT CONCEPT INTO THE REST OF THE COMMUNITY. SORT OF LIKE COMMUNITY ACTION NETWORK.

RIGHT.

BUT WITH ARTS AND ECONOMIC DEVELOPMENT. SO ... EXCUSE ME, SINCE I DIDN'T GET TO THE BOARD PART, IS THERE AT THIS MOMENT CITY BOARDS AND COMMISSIONS THAT ARE REPRESENTED ON ACVB BOARD AND WHICH ONES ARE THIS.

CITY BOARDS AND COMMISSIONS THAT ARE REPRESENTED ON OUR BOARD?

Goodman: UH-HUH.

I'M SURE THAT WE HAVE SEVERAL MEMBERS OF OUR BOARD THAT ALSO SIT ON CITY BOARDS AND COMMISSIONS, HOWEVER I DON'T HAVE A LIST OF THEM RIGHT NOW. IT'S -- OUR BYLAWS DON'T INSIST THAT WE HAVE PEOPLE APPOINTED BY ANY CERTAIN METHOD, ALTHOUGH WE TRY TO KEEP IT SPREAD AS A -- AS WIDE AS WE CAN WITHIN THE COMMUNITY, BUSINESS COMMUNITY, ARTS COMMUNITY, AND THERE ARE SEVERAL PEOPLE THAT SERVE, YOU KNOW, DUAL PURPOSES, ABSOLUTELY.

WELL, THAT'S HOW WE STARTED OUT WHEN WE ORIGINALLY AGREED TO THE SEPARATION TO MAKE YOU ALL INDEPENDENT WAS AT THAT TIME THERE WAS A REPRESENTATIVE FROM THE ARTS COMMISSION, A

REPRESENTATIVE FROM THE MUSIC COMMISSION, I'M NOT SURE NOW I CAN'T RECALL WHETHER THERE WAS ANYONE ELSE. DID THOSE TWO REPRESENTATIONS STILL EXIST OR WERE THEY DROPPED?

ABSOLUTELY. NO, NO, THEY ARE ABSOLUTELY STILL THERE. AS A MATTER OF FACT WE NOW HAVE A STAFF MEMBER THAT'S BEEN NAMED TO THE ARTS COMMISSION. AND SHE'S SERVING ADRIANA McWILLIAMS WAS AT HER FIRST MEETING THIS PAST WEEK AS A MATTER OF FACT. WE NOT ONLY HAVE MEMBERS SITTING ON OUR BOARD, BUT ALSO STAFF INVOLVED AT THAT LEVEL AS WELL.

Goodman: OKAY. AND DO YOU THINK THAT YOU WOULD BE HELPFUL IN DRAWING IN PARTICIPATION FOR THIS LARGER CONCEPT? DO YOU HAVE MEMBERS WHO YOU THINK WOULD UNDERSTAND AND PARTICIPATE AND SEE THE BENEFIT BOTH ARTISTICALLY, CREATIVELY AND ECONOMICALLY?

ABSOLUTELY. ABSOLUTELY. AND SOME OF THE THINGS THAT WE DO AS -- IN THE DAILY COURSE OF OUR BUSINESS, FOR INSTANCE, PROBABLY NOT A WELL KNOWN FACT, BUT THIS YEAR ALONE, WE HAVE BOOKED MORE THAN 250 MUSIC GROUPS TO CONVENTIONS AND WE ARE VERY PROUD OF THAT. AND I WOULD EVEN SUGGEST WE MAY BOOK MORE MUSIC THAN ANYONE IN OUR BUSINESS IN THE CUB. WE HAD -- IN THE COUNTRY. WE HAD A GROUP TWO WEEKS AGO, 16 LIVE MUSIC ACTS WITH THEIR CONVENTION WHICH THEY WOULDN'T HAVE BEEN DONE UNLESS WE HAD BEEN THERE TO KIND OF GUIDE THEM THROUGH THE PROCESS. YES, WE DEFINITELY CONSIDER THIS TO BE A CORE PART OF WHAT WE DO, WE WILL CONTINUE TO DO SO.

Goodman: GREAT. MAYOR, THAT WAS AN INITIATIVE THAT WAS BEGUN LONG AGO, MY TERM WILL BE UP BEFORE IT IS -- SURPRISE, SURPRISE -- FINISHED UP. BUT I HOPE THAT THE COMMITMENT TO THAT WILL CONTINUE AND I HOPE TO -- TO HELP PARTICIPATE IN AND INITIATE ACTION FROM THE OTHER SIDE OF THE DAIS.

Mayor Wynn: APPRECIATE IT.

Slusher: MAYOR?

Mayor Wynn: COUNCILMEMBER SLUSHER?

Slusher: I WANTED TO SAY A COUPLE OF WORDS TO MR. LANDER. REAL FRANKLY. THAT I -- I'M GLAD, I WOULD SUPPORT THIS ITEM HERE TODAY AND I DO THINK THAT ACVB NEEDS MORE FUNDING AND WOULD SUPPORT EFFORT DEPENDING EXACTLY ON THE KIND OF EFFORT IT IS. BUT I WAS REALLY DISAPPOINTED THAT THE -- THAT AN AGENCY THAT IS FUNDED BY CITY TAX DOLLARS WOULD SEEK LEGISLATION THAT WOULD TRUMP THE CITY CHARTER AND TAKE AWAY THE COUNCIL'S CHARTER GIVEN RESPONSIBILITY OVER THE CITY BUDGET. I REALLY -- I THINK THAT WAS WRONG AND I HOPE THAT YOU -- I THINK YOU ALSO SOMEHOW GOT THE COUNTY GOVERNMENT CROSS-WISE WITH YOU, TOO, OVER ALL OF THIS. AND I REALLY I WOULD HOPE THAT THE NEXT TIME YOU MAKE AN EFFORT LIKE THAT, THAT YOU WOULD BE A LITTLE MORE INCLUSIVE IN SEEKING IT AND CERTAINLY RESPECT THE CITY CHARTER. BECAUSE WE ARE ALL SWORN TO UPHOLD THAT UP HERE. AND I TAKE THAT RESPONSIBILITY VERY SERIOUSLY AND I WOULDN'T SUPPORT ANY LEGISLATION TO TAKE THOSE RESPONSIBILITIES AWAY THROUGH A STATE LAW. LIKE I SAID, I CERTAINLY DON'T THINK THE CITY FUNDED AGENCY SHOULD BE DOING THAT.

I THINK THAT PART OF THAT, COUNCILMEMBER SLUSHER, IS -
- I THINK WAS A WORDING ISSUE. THIS WAS ACTUALLY A -- ALTHOUGH WE WERE THE RECIPIENTS OF ANY ADDITIONAL FUNDING, IT WAS AN EFFORT THAT WAS PUT FORT BY THE AUSTIN HOTEL/MOTEL ASSOCIATION. OBVIOUSLY WE WERE AWARE OF IT. OBVIOUSLY WE HAD SPOKEN TO CITY STAFF ABOUT IT. AND WHEN I HEARD THAT COME BACK, I UNDERSTOOD WHERE THAT COULD BE A PROBLEM AND HAD NOT REALLY COME ACROSS MY RADAR SCREEN BEFORE THAT. I UNDERSTAND THAT. I THINK IT PROBABLY COULD HAVE BEEN SOLVED WITH SOME CHANGES IN WORDING AND THAT'S WHY I HAVE A MEETING SET UP WITH YOU NEXT WEEK TO DISCUSS THAT AND SEE WHERE WE NEED TO GO AS IT MOVES FORWARD.

Slusher: OKAY. I APPRECIATE THAT. BUT I DO THINK THAT IT'S

MORE THAN WORDING WHEN YOU TAKE AWAY THE COUNCIL'S POWERS THAT ARE GIVEN TO US BY THE CHARTER, THAT'S NOT JUST A SEMANTICAL ISSUE.

THAT WASN'T THE INTENTION, CERTAINLY.

THANK YOU.

OKAY.

Mayor Wynn: THANK YOU, MR. LANDERS. I WILL SAY, COUNCIL, WITHOUT OBJECTION, WE HAVE ONE CITIZEN WHO SIGNED UP WISHING TO SPEAK ON ITEM NO. 4. KAREN KINTER BLOOMBERG? WELCOME, MA'AM. YOU WILL HAVE THREE MINUTES. TALKING ABOUT ITEM NO. 4.

I WANTED TO THANK YOU ALL, MY NAME IS KAREN KINTER BLUMBERG, THE NEW MANAGER EXECUTIVE NO THE AUSTIN HOTEL AND LODGING ASSOCIATION. I WANT TO THANK YOU FOR SUPPORTING THIS. ANYTHING THAT WE CAN DO TO BRING TOURISM, PEOPLE TO AUSTIN, TO THIS GREAT CITY. I SURE AM GLAD TO BE BACK HERE, BUT IT IS A POSITIVE THING. AND THAT'S BASICALLY ALL THAT I WANTED TO SAY WAS THANK YOU FOR YOUR SUPPORT.

Slusher: MAYOR, ON -- ON OTHER AGENDA ITEM, THE QUESTION WAS RAISED ABOUT THE NUMBER 39. 30? WHICH IS THE ONE THAT I'M GETTING REAPPOINTED? THE ITEM REAPPOINTING ME TO THE AUSTIN SAN ANTONIO COMMUTER RAIL DISTRICT?

Mayor Wynn: 38.

Slusher: THANK YOU. I SEE BOTH MR. COVINGTON AND I ARE ON THE SAME ONE, SORRY. MY UNDERSTANDING IS THAT IS A CITY OF AUSTIN CITY COUNCIL SLOT. THE DISTRICT HAS A COUNCILMEMBER FROM SAN ANTONIO, A COUNTY COMMISSIONER FROM BEXAR COUNTY, AND A BUSINESS REP, BUSINESS COMMUNITY REP JUST LIKE AUSTIN HAS A CITY COUNCIL MEMBER, A COUNTY COMMISSIONER AND A BUSINESS COMMUNITY REP. ALSO THE SENATOR'S WENTWORTH AND BARRIENTOS ARE ON THERE, REPRESENTATIVE FROM CAPITAL METRO, A

REPRESENTATIVE FROM VIA, SAN ANTONIO'S TRANSIT AGENCY AND THEN WE HAVE THE CHAIRMAN, SID CUMMING IS NOW THE CHAIRMAN, IT WAS [INDISCERNIBLE] FROM SAN ANTONIO. SO ANYWAY THAT IS A COUPLE SLOT. THE -- AMAZINGLY ENOUGH THE MEMBERS OF THE BOARD AND THE STAFF THERE WOULD LIKE FOR ME TO CONTINUE SERVING UNTIL THE END OF MY TERM HERE. BUT I JUST WANTED TO MAKE IT CLEAR, WHEN MY TERM IS OVER, I'M NOT GOING TO BE SEEKING TO STAY IN ANY OF THESE OTHER APPOINTED POSITIONS.

Mayor Wynn: THANK YOU, COUNCILMEMBER. IN FACT I THINK THE CITY MANAGER IS TRYING TO CONFIRM A COUPLE OF DETAILS ABOUT THIS. SO WITHOUT OBJECTION, COUNCILMEMBER ALVAREZ, YOU MADE THE MOTION ON THE CONSENT AGENDA. I WOULD SUGGEST THAT WE GO AHEAD AND PULL ITEM 38 OFF THE CONSENT AGENDA WHILE THE CITY MANAGER CHASES THAT DOWN. AS A SECOND I'LL SUPPORT THAT AS WELL. SO ITEM 38 WILL BE PULLED OFF THE CONSENT AGENDA. FURTHER COMMENTS ON THE CONSENT AGENDA?

Thomas: YEAH, MAYOR, IF YOU DON'T MIND. ON NUMBER 23 I NEED -- I DON'T KNOW WHY IT WAS PULLED, BUT BEFORE IT COME BACK, IF IT'S COMING BACK, I NEED TO TALK WITH STAFF ABOUT THE SUBCONSULTANTS. YOU HAVE -- I SEE THE EXPERIENCE THEY HAVE AS FAR AS URBAN PLANNING AND PUBLIC RELATIONS, ENGINEER, CONSULTING. I JUST WANT TO MAKE SURE THAT THEY ARE FAMILIAR WITH OUR ZONING, BECAUSE I THINK THAT'S THE PURPOSE OF THIS COMPANY TO -- TO HELP US UPDATE OUR ZONING CODES, RIGHT? I CAN GET THAT FROM STAFF.

Futrell: YES.

Thomas: I WANT TO MAKE SURE IN THE SUBCONTRACTORS THAT THEY ARE VERY FAMILIAR WITH AUSTIN ZONING.

Futrell: OKAY.

Thomas: OKAY. IF SOMEBODY CAN GIVE ME A BRIEFING ON THAT BEFORE WE -- IF IT COMES BACK.

Futrell: I THINK WE'VE HAD A LOT OF QUESTIONS ABOUT THIS TIME. WE ARE GOING TO BE COMING BACK TO ALL OF THE COUNCIL OFFICES ON THIS BEFORE WE BRING IT BACK.

Thomas: THANK YOU, MAYOR.

McCracken: WE HAVE TWO ITEMS ON THE AGENDA THIS MORNING TO NAME THE WEAPONS FIRING RANGE AT THE AUSTIN POLICE ACADEMY AS THE DREW ALLAN BOWLYNN FIRING RANGE, APPROVE A RESOLUTION NAMING THE POLICE SUBSTATION FACILITY THE RALPH ALBANADO DRIVE, CLINTON WARREN HUNTER, TWO OFFICERS WHO WERE KILLED IN THE LINE OF DUTY. BY DRUNK DRIVERS, BOTH OF THEM, DREW BOWLIN WAS A GOOD FRIEND AND CLASSMATE OF MY WIFE MINDY AT WESTWOOD HIGH SCHOOL. I THINK THIS REMINDS US THAT AUSTIN IS NOW THE SECOND SAFEST BIG CITY IN THE NATION AND IT REMIND US THAT POLICING IS A DANGEROUS JOB AND SO I JUST WANT TO EXPRESS I KNOW ALL OF OUR APPRECIATION FOR WHAT DREW BOWLIN AND CLINTON HUNTER AND THEIR FAMILIES CONTRIBUTED TO OUR COMMUNITY.

Mayor Wynn: THANK YOU, COUNCILMEMBER. FURTHER COMMENTS ON THE CONSENT AGENDA? COUNCIL, WITHOUT OBJECTION, WE HAD ONE CITIZEN SIGNED UP ON ITEM NO. 3, WHICH IS ON THE CONSENT AGENDA. ACTUALLY SIGNED UP NEUTRAL, BUT WOULD LIKE TO ADDRESS US. MR. BUNCH, WELCOME, SIR. YOU WILL HAVE THREE MINUTES. THIS IS ITEM NO. 3.

THANK YOU, MAYOR, MEMBERS OF THE COUNCIL, I WON'T TAKE MY THREE MINUTES. I REALLY WANTED TO RAISE A QUESTION ABOUT THIS ITEM. IT'S VERY CLOSE TO THE RECHARGE ZONE. AND ALSO THERE'S A LITTLE BIT OF CONTRIBUTING ZONE THAT'S SORT OF ATYPICALLY DOWNSTREAM OF THE RECHARGE ZONE IN THAT AREA. I WOULD JUST HOPE THAT THE COUNCIL CHECKS ON THAT. THAT YOU NOT BE TAKING ANY STEPS THAT WOULD CONFLICT WITH YOUR TRADITIONAL POLICY OF NOT SUBSIDIZING IN ANY WAY A DEVELOPMENT THAT'S OVER THE BARTON SPRINGS EDWARD'S AQUIFER. SO THAT WOULD BE MY REQUEST IS -- IT'S REALLY JUST A QUESTION ABOUT

THAT. OKAY?

Mayor Wynn: THANK YOU, MR. BUNCH. FURTHER COMMENTS ON THE CONSENT AGENDA? WE HAVE A MOTION AND A SECOND. AGAIN THE CONSENT AGENDA WILL BE AS READ, LESS ITEM NO. 38, WHICH IS -- WHICH HAS NOW BEEN --

Mayor: CAN THE CITY MANAGER SPEAK TO THE POINT THAT MR. BUNCH RAISED OR SOMEONE FROM THE WATER AND WASTEWATER DEPARTMENT.

Mayor Wynn: WELCOME, MR. LIPPE, ITEM NO. 3. IS THAT MAYOR, MAYOR PRO TEM AND COUNCIL, THIS ITEM IS A COST REIMBURSEMENT FOR A WASTEWATER LIFT STATION AND IT IS NEAR -- IT IS NEAR THE DRINKING WATER PROTECTION ZONE, BUT IT IS EAST OF THE LINE. I DID NOT REALIZE THAT ANY OF IT WAS RELATED AT ALL TO THE RECHARGE ZONE OR THE CONTRIBUTING ZONE. BUT THE CONTRIBUTION THAT THE CITY IS MAKING TO THIS IS ONLY FOR ADDITIONAL CAPACITY FOR THIS SMALL RELATIVELY SMALL AREA. THE SITE OF THIS LIFT STATION IS GOING TO BE ON AN AUSTIN SCHOOL DISTRICT TRACT TO SERVE A SCHOOL. AND THE DEVELOPER WHO IS ACTUALLY -- WHO HAS ACTUALLY FILED FOR -- FOR WASTEWATER CAPACITY FOR HIS SUBDIVISION IS PAYING ALL OF THE COSTS FOR HIS PORTION. SO THIS IS A CITY PARTICIPATION ONLY. AND THE WATERSHED RULES THAT WOULD APPLY TO ANY AREA THAT MIGHT BE IN A CONTRIBUTING ZONE WOULD CERTAINLY APPLY TO THIS. SO -- SO I'M SURE WE'LL KEEP THAT IN MIND. ANY QUESTIONS?

Slusher: THE LIFT STATION ITSELF IS NOT IN THE DRIPPING SPRINGS, DID I UNDERSTAND THAT CORRECTLY?

THAT'S CORRECT.

Slusher: THIS IS THE STANDARD CITY REIMBURSEMENT POLICY OF THE WATER AND WASTEWATER UTILITY, NOT ANY KIND OF SUBSIDY TO THE DEVELOPMENT, IS THAT CORRECT?

THAT'S CORRECT.

Slusher: NOTHING OUTSIDE OF THE NORMAL POLICIES ABOUT HOW WATER AND WASTEWATER SERVICE IS PROVIDED?

THAT'S CORRECT. THE NEGOTIATION INCLUDED HAVING THIS DEVELOPER PAY FOR THEIR PORTION OF ALL OF THE FACILITIES. THERE IS A WAIVER OR TWO, THAT'S INCLUDE, BUT THAT'S BECAUSE THE CURRENT POLICIES HAVE SOME ALMOST -- WELL, VERY INSIGNIFICANT COST PARTICIPATION FOR LIFT STATIONS AND -- BUT FORCE MAINS, BUT SINCE THIS IS A CITY LIFT STATION FORCE MAIN THAT WE WOULD BE OWNING AND OPERATING, WE DID WANT TO OVERSIZE IT SO WE NEED TO PUT THOSE WAIVERS IN THERE, BUT THAT'S FOR THE CITY'S CAPACITY TO PUT IT IN THERE.

TO NOT OVERSIZE IT.

IT'S OVERSIZED FOR THE SMALL ADDITIONAL AREA THAT CAN GROW AROUND THIS SPECIFIC SUBDIVISION THAT WAS APPLYING. INCLUDING THE SCHOOL -- THE AUSTIN SCHOOL DISTRICT AND THEN SOME -- SOME SMALL REMAINING AREA.

Slusher: OKAY, THANK YOU.

Mayor Wynn: THANK YOU, MR. LIPPE. FURTHER COMMENTS ON THE CONSENT AGENDA? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

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

Goodman: MAYOR?

Mayor Wynn: MAYOR PRO TEM?

Goodman: CAN YOU SHOW HAD HE NOT VOTING ON ITEM NO. 34.

Mayor Wynn: ITEM 34 HAD BEEN POSTPONED FOR TWO WEEKS.

Goodman: SORRY I MISSED THAT.

Mayor Wynn: THAT'S OKAY.

Goodman: OKAY.

Mayor Wynn: SO, COUNCIL, WE HAVE A COUPLE OF PULLED ITEMS AND A COUPLE OF CITIZENS HERE RELATED TO THEM. SO WITHOUT OBJECTION, WE COULD TAKE UP ITEM NO. 11. AND THEN 25. ITEM NO. 11 RELATES TO A RIVERSIDE DRIVE SPEED LIMIT, I BELIEVE.

MARTHA TERRY, ASSISTANT CITY ATTORNEY. THIS IS AN ITEM THAT IT'S BEING SPONSORED BY THE LAW DEPARTMENT AND IF I CAN, I WOULD LIKE TO GIVE YOU JUST A LITTLE BIT OF HISTORY CONCERNING THIS PARTICULAR SECTION OF RIVERSIDE DRIVE EAST. THE PROPOSED ORDINANCE CHANGES THE SPEED LIMIT TO 40 MILES PER HOUR BETWEEN -- ON RIVERSIDE DRIVE BETWEEN THE INTERSECTIONS OF PARKER LANE TO MONTOPOLIS DRIVE. CURRENTLY, THE CODE PROVIDES FOR 40 MILES SPEED LIMIT FOR PLEASANT VALLEY ROAD TO PARKER LANE. BY WAY OF EXPLANATION, THE -- THIS ACTUAL -- THIS STRETCH OF RIVERSIDE EAST HAS ACTUALLY BEEN -- OR EAST RIVERSIDE HAS ACTUALLY BEEN POSTED AT 40 MILES PER HOUR SINCE THE MID '80S. WHEN STAFF REVIEWED ITS RECORDS, STAFF DETERMINED THAT THE SPEEDS THAT THIS IS CONSISTENT WITH THE TRAFFIC SPEED STUDIES THAT HAVE BEEN CONDUCTED FOR THIS PORTION OF EAST RIVERSIDE, HOWEVER THE CODE DID NOT CAPE -- DID NOT CONTAIN THE APPROPRIATE DESIGNATION THAT THIS WAS 40 MILES PER HOUR. IN APRIL OF '04 COUNCIL -- A REQUEST WAS MADE FOR COUNCIL TO CONSIDER CHANGING THIS TO REFLECT THE SPEED STUDIES. THAT WAS DONE. HOWEVER, WHAT HAPPENED IN THE COURSE OF DRIFTING THE ORDINANCE FOR THAT IS WE DID NOT GET THE CORRECT INTERSECTIONS. SO WHAT THIS ORDINANCE DOES IS IT IS A CORRECTION TO THE CODE THAT PROPERLY REFLECTS THE SPEED LIMITS STUDIES FOR THAT SECTION OF THE EAST RIVERSIDE AND THE 40 MILE PER HOUR SPEED LIMIT ZONE IS JUSTIFIED BY THE SPEED STUDIES THAT STAFF CONDUCTED. AND THE LAW DEPARTMENT IS BRINGING THIS FORWARD AS A CORRECTION TO -- SO THAT EVERYBODY SYNCHS UP. I'LL BE HAPPY TO RESPOND TO QUESTIONS THAT YOU MAY HAVE

AT THIS TIME.

Mayor Wynn: THANK YOU, MS. TERRY. QUESTIONS? WE HAVE ONE CITIZEN SIGNED UP WISHING TO ADD US. MR. PAT JOHNSON. WELCOME, MR. JOHNSON, YOU WILL HAVE THREE MINUTES.

40 MILES PER HOUR IS TOO FAST ON RIVERSIDE BETWEEN PARKER AND GROVE, NUMBER ONE. THERE'S MORE PEDESTRIAN TRAFFIC OVER THERE IN THAT AREA THAN THERE IS IN MOST PLACES OF TOWN BECAUSE THE HISPANIC COMMUNITY THAT LIVES OVER THERE. SINCE APRIL LAST YEAR, WE'VE HAD SIX FATALITIES OVER THERE IN THAT AREA, TWO PEDESTRIANS BEING RUN DOWN AND KILLED LIKE DOGS. 40 MILES PER HOUR IS TOO FAST IN THAT NEIGHBORHOOD. WE DON'T -- YOU DON'T SEE A 40 MILE PER HOUR SPEED LIMIT OVER THERE ON MESA DRIVE OR SHOAL CREEK. WHAT MAKES THOSE NEIGHBORHOODS ANY MORE SAFER THAN OURS? IF IT'S NOT IN THE CITY CHARTER FOR THAT TO BE A 40 MILE PER HOUR SPEED LIMIT, CURRENTLY LIKE THE LAW DEPARTMENT SAYS, WHAT ABOUT ALL OF THOSE SPEEDING TICKET THAT YOU GOT WROTE THERE IN THAT AREA? IS THE CITY GOING TO BE -- HAVE TO REFUND THAT MONEY BACK TO THOSE PEOPLE THAT WAS ISSUED CITATIONS? I UNDERSTAND THAT YOU HAVE SPEED STUDY THAT GO ON AND EVERYTHING. BUT DO THOSE -- ARE THOSE SPEED STUDY DONE DURING THE NIGHTTIME WHEN THE MAJORITY OF THESE FATALITIES ARE HAPPENING? IT'S JUST A SHAME THIS COUNCIL WHO SETS OUT TO PROTECT OUR CITIZENS ALLOWS THE SPEED LIMIT TO BE SO HIGH THAT IT'S CAUSING FATALITIES. WE DESERVE THE SAME RESPECT ON THE EAST SIDE OF 35 AS THEY DO ON THE WEST SIDE OF 35. I ASK THAT YOU REDUCE THAT SPEED LIMIT TO 35 35 MILES PER HOUR. BECAUSE 40 MILES PER HOUR IS HAVING PEOPLE KILLED. SPEED IS A FACTOR. IN ALL COLLISIONS. WHEN PEOPLE SEE A 40 MILES AN HOUR SPEED LIMIT SIGN THEY AUTOMATICALLY DRIVE 50 BECAUSE THEY GOT IT IN THEIR MIND, WELL, I'M NOT GOING TO GET A TICKET UNLESS I'M GOING 10 MILES OVER THE SPEED LIMIT. SO WE ASKED THE COUNCIL IF YOU ARE GOING TO PASS THIS ORDINANCE, TAKE THE 40 MILES AN HOUR, PUT 35 IN THERE. THANK YOU.

THANK YOU, MR. JOHNSON, IF STAFF PERHAPS PUBLIC

SAFETY AND/OR TRANSPORTATION. COULD HELP US.

ACTUALLY, WE HAVE BOTH. SO LET'S HAVE -- ASK BOTH TO COME DOWN AND SPEAK TO THIS.

WELCOME, CHIEF.

GOOD MORNING, MAYOR, COUNCIL, RICK COY, ASSISTANT CHIEF WITH THE POLICE DEPARTMENT. I CHECKED THIS MORNING, TWO FATALITIES ON RIVERSIDE IN '04. ONE OF THOSE SPEED WAS A FACTOR. THE OTHER ONE IT WAS NOT. WE HAVE HAD SITUATIONS IN THE PAST WHERE WE'VE DISCOVERED INADD VERMONT DEPARTMENTALLY THERE WAS AN ORDINANCE -- INADVERTENTLY THERE WAS AN ORDINANCE LACKING THE SUPPORT OF A POSTED SIGN, WE IDENTIFIED CITATIONS THAT WERE WRITTEN AND WE RECOMMENDED TO THE MUNICIPAL COURT THAT THOSE BE DISMISSED. IN FACT IF WE DID WRITE TICKETS WHERE IT WAS NOT PROPERLY POSTED FOR THOSE CITIZENS.

Futrell: THANKS, CHIEF. SONDRRA COULD YOU SPEAK TO METHODOLOGY OF THE STUDIES, HOW SPEED IS DETERMINED TO MAKE SURE THAT IT'S AN APPROPRIATE SPEED FOR A ROAD.

ACTUALLY, BEFORE THAT, COUNCILMEMBER THOMAS?

Thomas: I NEED THE CHIEF COME TO BACK UP.

Mayor Wynn: CHIEF COY.

Thomas: YOU HAVE -- YOUR INFORMATION THAT YOU HAVE IS ONLY ON '04? DO YOU HAVE ANYTHING ON '03?

'03, NO, SIR, I DO NOT. I CAN CHECK ON THAT FOR YOU.

Thomas: OKAY.

GOOD MORNING MAYOR AND COUNCIL, I'M THE DIRECTOR OF PUBLIC WORKS. BY STATE LAW IN ORDER TO -- FOR SPEED LIMITS TO BE LEGAL AND ENFORCEABLE THEY HAVE TO BE ESTABLISHED BASED UPON AN ENGINEERING SPEED STUDY. THE TEXAS DEPARTMENT OF TRANSPORTATION HAS

DEVELOPED A PUBLICATION AND WE FOLLOW THESE REGULATIONS. IT'S CALLED THE PROCEDURES FOR ESTABLISHING SPEED ZONES. AND THIS SATISFIES THE REQUIREMENTS OF THE LAW. IT SPECIFIES THAT SPEED LIMITS BE ESTABLISHED BASED UPON THE SPEED BELOW WHICH 85% OF THE DRIVERS ARE MEASURED TO TRAVEL. AND IF YOU WOULD LIKE, I CAN HAVE RICHARD KROEGER, OUR TRANSPORTATION ENGINEER, COME TO THE PODIUM AND EXPLAIN IN MORE DETAIL HOW THAT PROCESS WORKS. BUT THIS IS A NATIONWIDE STANDARD THAT WE FOLLOW.

I THINK WHAT WE JUST -- RICHARD, TRYING -- WHAT I'M INTERESTED IN GETTING AT, I WANT PEOPLE TO UNDERSTAND, WHAT ARE THE ASSURANCES THAT WHEN WE DO A TRAFFIC STUDY ON A STREET, THAT THERE'S EQUITY IN BEING SURE ACROSS THE CITY THAT IT'S A SAFE SPEED THAT'S BEING SET. FOR THAT STREET.

WELL, EVERY STREET IS TREATED THE SAME WHEN WE DO A SPEED STUDY. WE PUT OUT ROAD TUBES BASICALLY AT SEVERAL POINTS ALONG THE ROADWAY, MEASURE SPEEDS DAY AND NIGHT, WE DETERMINE THE SPEED BELOW WHICH 85% OF DRIVERS ARE DRIVING, WHICH IS THE NATIONAL STANDARD FOR ESTABLISHING SPEED LIMITS BECAUSE IF YOU SET IT ARTIFICIALLY LOW PEOPLE ARE NOT GOING TO OBEY IT. WE REVIEWED DRIVEWAYS, ACCIDENT RECORDS, WE LOOK AT VISIBILITY ISSUES. AND WE CAN CONSIDER LOWERING IT IF THERE'S ANYTHING UNUSUAL. BUT IN THIS CASE THE 85TH PERCENTILE SPEED WAS 44, 45 MILES PER HOUR, WE ROUNDED THAT DOWN TO 40, THAT WAS OUR RECOMMENDATION. THE TWO ACCIDENTS THAT OCCURRED IN 2004, BOTH INVOLVED DRUNK PEDESTRIANS. ONE OF THE TWO INVOLVED A DRUNK DRIVER. THERE WERE NONE IN 2003. THERE WAS ONE IN 2002, I DON'T KNOW THE DETAILS OF THAT ONE.

Futrell: SO YOU ALSO DID CHECK 2003?

YES.

Futrell: THANKS. WELL, I THINK THAT COVERS MY QUESTIONS. I JUST WANTED -- I DIDN'T WANT TO LEAVE THE IMPRESSION OUT THERE THAT THERE WAS SOME INEQUITY IN HOW THE

STUDIES WERE DONE CITY-WIDE. THANK YOU, I APPRECIATE IT.

Mayor Wynn: QUICKLY, AGAIN FOR ME THE PROFILE OF RIVERSIDE DRIVE THERE, IT'S A DIVIDED FOUR LANE?

YES, IT IS.

Mayor Wynn: ALL RIGHT. THANK YOU. MAYOR PRO TEM?

Goodman: SONDRRA OR RICHARD? I DON'T KNOW WHICH ONE OF YOU WOULD KNOW THIS ONE. SO ONE OF THE OTHER THINGS MENTIONED WAS THAT THE SPEEDS SHOULD BE LOWERED BETWEEN PARKER AND GROVE. WHAT CONSIDERATIONS WOULD THAT BE IN BETWEEN 40 MILES PER HOUR OR WOULD THAT EXTEND BEFORE THE 40-MILE BEGAN AND -- IT'S A LITTLE BIT DIFFERENT CHARACTER OF ROAD AT THAT POINT. SO WHAT WOULD WE LOOK FOR IN -- IN LOWERING? A SPEED LIMIT?

OKAY. I WILL LET RICHARD SPEAK TO THAT MORE SPECIFICALLY.

IF THERE WERE A LOT OF VERTICAL CURVES, HORIZONTAL CURVES, LOTS OF VISIBILITY PROBLEMS, LOTS OF ACCIDENTS, VERY HIGH PEDESTRIAN VOLUMES, THERE ARE A FEW OTHER CONSIDERATIONS THAT WE CAN LOWER THE SPEED LIMIT BELOW THE 85th% TIME THAT IS MEASURED BY AS MUCH AS 10 MILES PER HOUR. THERE ISN'T REALLY ANYTHING UNUSUAL LIKE THAT OUT THERE. THE NUMBER OF ACCIDENTS IS NOT UNUSUALLY HIGH. IT NOT REALLY UNUSUALLY HIGH PEDESTRIAN ZONE. THEY ARE NOT -- IT'S NOT -- THAT'S KIND OF LIKE IF IT'S A PARK AREA ALL ALONG THE ROADWAY. SO -- SO THERE'S REALLY NOTHING UNUSUAL IN THIS CASE THAT WOULD CAUSE US TO WANT TO LOWER THE SPEED LIMIT. BUT WERE THERE ALL OF THESE CONDITIONS, THEN WE COULD LOWER THE SPEED LIMIT BELOW THE 85th PERCENTILE SPEED MEASURED WHICH AT THE TIME WAS 44 DOWN TO 34. HOWEVER, IN REALITY STUDIES HAVE SHOWN THAT DRIVERS DRIVE THE ROADWAY BASED ON THE CONDITIONS AND THE SPEED LIMIT SIGN THAT WE POST IS NOT NECESSARILY GOING TO CHANGE

THEIR DRIVING HABITS.

Goodman: WELL, I GUESS OVER TIME IF SOMEBODY GOT MULTIPLE TICKETS IT WOULD. COULD WE TAKE A SECOND LOOK AT THAT JUST TO REASSURE THE FOLKS AROUND THERE THAT IT IS LEGITIMATELY --

WE CAN DO THAT. JUST SO YOU KNOW, WHEN THERE IS A FATALITY, WE DO INVESTIGATE IT AND STAFFING OUT THERE AND DO A VERY CAREFUL CHECK TO MAKE SURE THERE ISN'T ANYTHING ELSE THAT SHOULD BE TAKEN INTO CONSIDERATION. BUT WE CAN -- WE CAN CHECK IT ONE MORE TIME.

Goodman: THANKS.

Alvarez: MAYOR?

Mayor Wynn: COUNCILMEMBER ALVAREZ?

Alvarez: I KNOW, I THINK YOU HAVE CONCERNS ABOUT SPEED TRAVELED ALONG THIS CORRIDOR. I THINK OUR OFFICE GROUP THAT WE DO AN ANALYSIS ABOUT POSSIBLY HAVING SCHOOL ZONE ON RIVERSIDE DRIVE BECAUSE THERE IS AN ELEMENTARY SCHOOL THERE. THE DEL VALLE DISTRICT. I BELIEVE THE OUTCOME SHOWED IT WASN'T WARRANTED THERE. I DON'T KNOW IF YOU COULD TALK ABOUT THAT. THAT ASPECT OF IT. YOU I REALLY JUST WANTED TO REITERATE THAT THIS IS AN AREA WHERE WE HAVE RECEIVED SOME CONCERNS FROM OUR CONSTITUENTS ABOUT THE CITY AT WHICH FOLKS ARE TRAVELLING. I THINK THAT WAS ONE IDEA THAT HAD BEEN PUT FORWARD. BUT CERTAINLY I THINK MAYBE A LITTLE ANALYSIS WOULD BE HELPFUL. ALONG THAT STRETCH AT LEAST. MAYBE THAT IT ALREADY IS THERE, BUT MAYBE IF YOU COULD PULL THAT OUT AND SO -- SHOW US -- SEPARATE FROM THE LARGER STRETCH THAT WE ARE DEALING WITH HERE.

OKAY. MY UNDERSTANDING IS THAT THE COUNCIL WOULD LIKE US TO GO BACK AND REVISIT THAT SECTION RELATIVE TO THE SPEED LIMIT THAT WE'VE ESTABLISHED? AS A RECOMMENDATION?

[INDISCERNIBLE]

Mayor Wynn: SOUNDS LIKE WE HAVE AT LEAST A COUPLE OF REQUESTS FOR THAT. MY SENSE IS THAT COUNCIL WILL HONOR THAT. SO THEN ON ITEM 11, PERHAPS A MOTION ON ON -- COULD BE -- I GUESS WE ARE IN -- ENTERTAIN A MOTION TO POSTPONE?

SECOND.

MOTION MADE BY COUNCILMEMBER ALVAREZ, SECONDED BY THE MAYOR PRO TEM TO POSTPONE ITEM NO. 11. MS. CRAYTON? TWO WEEKS?

LET'S DO POSTPONEMENT FOR THREE TO FOUR WEEKS, WHENEVER THAT FALLS WITHIN THE NEXT COUNCIL AGENDA.

Mayor Wynn: THAT WOULD BE APRIL 14th. SO MOTION AND A SECOND ON THE TABLE TO POSTPONE ITEM NO. 11 TO APRIL 14th, 2005. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7-0. - ON A VOTE OF 6-0 WITH COUNCILMEMBER MCCracken TEMPORARILY OFF THE DAIS. COUNCIL, I BELIEVE STAFF HAS AN ANSWER FOR US ON ITEM NO. 38, THE QUESTION ABOUT THE TECHNICAL STRUCTURE OF THAT BOARD AND OUR PROCESS HERE. SO WITH THAT, WE WILL TAKE UP ITEM 38 AND I'LL -- I'LL WELCOME MR. DAVID SMITH BACK TO THE DAIS.

CAN YOU HEAR ME NOW? OKAY. MAYOR, COUNCIL, MAYOR PRO TEM, CITY MANAGER, THE LAW DEPARTMENT HAS LOOKED AT THE STATE LAW THAT SET UP THE SAN ANTONIO-AUSTIN COMMUTER RAIL CORRIDOR COUNCIL. IT'S CLEAR TO US THAT COUNCILMEMBER SLUSHER BEING APPOINTED AS AN ELECTED MEMBER OF THIS GOVERNING BODY. AND FOR THAT REASON ONCE COUNCILMEMBER SLUSHER IS NO LONGER AN ELECTED MEMBER OF THIS BODY, HE WOULD NO LONGER BE ABLE TO SERVE ON THE COMMUTER RAIL

CORRIDOR COUNCIL IN THAT CAPACITY. OF COURSE HE COULD BE APPOINTED IN SOME OTHER CAPACITY. DPLSH JUST LET ME REPEAT IN CASE --

Slusher: JUST LET ME REPEAT IN CASE ANYONE WASN'T LISTENING EARLIER. IT WAS JUST A MATTER OF A LEGAL QUESTION THAT WAS RAISED. I'M NOT SEEKING TO CONTINUE SERVING ON ANYTHING AFTER I'M NO LONGER ON THE COUNCIL.

Mayor Wynn: THANK YOU FOR THAT CONFIRMATION. WOWP, WITH THAT I WILLENT -- COUNCIL, WITH THAT I WILL ENTERTAIN A MOTION ON ITEM NO. 38.

Goodman: MAYOR, I WILL MOVE APPROVAL WITH THE COMMENT THAT I HOPE COUNCILMEMBER SLUSHER WILL MENTOR WHOEVER TRIES TO TAKE OVER THAT SPOT.

Slusher: I WOULD BE HAPPY TO DO THAT, MAYOR PRO TEM, BECAUSE I THINK THIS -- THIS IS A VERY, VERY CRITICAL PROJECT, WE ARE TALKING ABOUT THE AUSTIN-SAN ANTONIO COMMUTER RAIL DISTRICT. I THINK THAT'S A VERY CRITICAL PROJECT TO THE FUTURE OF THIS REGION AND WE HAVE A WIDE-SPREAD REGIONAL SUPPORT FOR IT AS EVIDENCED BY THE RECENT TRIP TO WASHINGTON D.C. TO -- TO VISIT WITH FEDERAL OFFICIALS. I JUST WON'T BE SERVING ON THAT BOARD. THANK YOU.

Mayor Wynn: MOTION BY THE MAYOR PRO TEM, I'LL SECOND TO APPROVE ITEM NO. 38 AS POSTED. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 6-0 WITH COUNCILMEMBER MCCracken TEMPORARILY OFF THE DAIS. COUNCIL, I THINK WE STILL HAVE A COUPLE OF ITEMS TO GET THROUGH. ITEM NO. 25 WAS PULLED BY MAYOR PRO TEM REGARDING PROFESSIONAL SERVICE AGREEMENT RELATED TO WATER PLANNING. WE HAVE ONE CITIZEN SIGNED UP, I WILL RECOGNIZE NUMBER 10.

MAYOR, I PULLED IT BECAUSE MARY ARNOLD SENT A COUPLE OF E-MAILS WHICH I FORWARDED TO CHRIS LIPPE, THERE'S A SECOND ONE THAT I HAVEN'T DONE YET, YOU DON'T HAVE THAT ONE YET. SO THAT YOU COULD RESPOND TO THOSE QUESTIONS. IF YOU HAVE GOT A COPY OF THE E-MAIL, I CAN TRY TO FIND IT IN HERE.

GOOD MORNING, MAYOR, COUNCIL. LET ME GIVE YOU A LITTLE BACKGROUND ON THE GOAL OF THIS STUDY, THE SCOPE OF WORK AND THEN ANSWER SOME OF THE SPECIFIC QUESTIONS. THE GOAL OF THIS STUDY, IT'S A COMPREHENSIVE UPDATE OF OUR INTEGRATED WATER RESOURCES MANAGEMENT STRATEGIES. COVERS SHORT-TERM, INTERMEDIATE AND LONG-TERM PLANNING NEEDS OF THE CITY OF AUSTIN IN OUR WATER RESOURCES MANAGEMENT. BOTH ON THE DEMAND SIDE, SUCH THINGS AS WATER CONSERVATION AND WATER REUSE, WASTEWATER REUSE, AND LONG TERM. ULTIMATELY WHERE WILL AUSTIN GET ITS FUTURE WATER SUPPLY BEYOND THE CONTRACTED AMOUNT THAT WE CURRENTLY HAVE. AUSTIN HAS WATER RIGHTS AND WE HAVE CONTRACTED AMOUNT TOTALING 325,000-ACRE FEET PER YEAR. WE PROJECT THAT TO TAKE US OUT ONLY ABOUT 35 YEARS FROM NOW. UNLESS WE CONTINUE ON AND ARE SUCCESSFUL WITH OUR WATER CONSERVATION PRACTICES AND DIRECT AND INDIRECT WATER REUSE. SO THIS STUDY TAKES A LOOK AT ALL OF THOSE ELEMENTS AND WE ARE GOING TO PULL THOSE TOGETHER INTO THE INTEGRATED WATER RESOURCES MANAGEMENT STREAMS. WE WILL BE LOOKING AT DIRECT AND INDIRECT REUSE OPTIONS. WATER CONSERVATION MEASURES AND METHODS, AND OTHER WATER SUPPLY STRATEGIES TO GET US, YOU KNOW, FARTHER INTO THE FUTURE. ONE OF THE INTERMEDIATE GOALS. AUSTIN HAS PREPAID FOR UP TO 200,000-ACRE FEET PER YEAR FOR WATER. ONE OF THE GOALS, ONE OF THE INTENT OF THAT CONTRACT WITH LCRA WHEN WE ENTERED INTO IT IN 1999 WAS TO -- TO EXTEND THE TIME BEFORE AUSTIN HITS THAT TRIGGER OF 200 -- 201,000-ACRE FEET PER YEAR. SO AGAIN THAT'S MORE OF THE INTERMEDIATE AND INTERMEDIATE STRATEGIES OF HOW CAN WE MAKE THE MOST OF THAT WATER RESOURCE THAT WE HAVE PAID FOR ALREADY IN THE CONTRACT. THAT -- THAT -- SO IMPORTANT

FEATURES OF THAT ARE WATER CONSERVATION, AGGRESSIVE WATER CONSERVATION, BOTH DIRECT AND INDIRECT RECLAIMED WATER REUSE. SO THAT'S WHAT THIS STUDY WILL BE LOOKING AT. THE SCOPE, SPECIFICALLY IS GOING TO REVIEW AND EVALUATE WATER DEMAND PROJECTIONS, AS AFFECTED BY WATER CONSERVATION AND -- AS AFFECTED BY WATER CONSERVATION AND REUSE, LOOK FOR POTENTIAL OF CUSTOMER OPPORTUNITIES, START GETTING DEEPER AND MORE SPECIFIC INTO WHO ARE THOSE CUSTOMERS FOR RECLAIM WATER. AND EVALUATE AUSTIN'S INDIRECT, OUR BED AND BANKS, INDIRECT WATER SUPPLY STRATEGIES, INCLUDING SAVINGS OBJECTIVES AND START PUTTING A LITTLE BIT MORE DETAIL INTO THE COST OF -- OF THAT TYPE OF A PROGRAM. AND THEN DEVELOP AND EVALUATE ALTERNATIVE POTENTIAL WATER SUPPLY SCENARIOS, INCLUDING EVERYTHING FROM EXISTING OR FOR GROUND WATER, SOME GROUND WATER SUPPLEMENTAL USE, THIS IS AGAIN THIS IS LONG-TERM. BUT BEYOND -- BEYOND 2050 IS -- IS THE TYPE OF ISSUE THAT WILL BE LOOKED AT FOR ALTERNATIVE WATER SUPPLIES, BUT GROUND WATER, AQUIFER STORAGE AND RECOVERY, USE OF EXISTING AND FUTURE RESERVOIRS, IDENTIFICATION OF OTHER POTENTIAL RESERVOIRS AND OTHER [INDISCERNIBLE], SO IT'S GOING TO BE A FRESH LOOK AT THE WHOLE INTEGRATED WATER RESOURCES PLANNING PICTURE. ONE OF THE QUESTIONS THAT I BELIEVE THAT CAME UP WAS CAN WE QUICKLY LOOK AT WATER CONSERVATION AND ITS POTENTIAL EFFECT ON THE NEED FOR WATER TREATMENT CAPACITY. THAT'S ONE OF THE BENEFITS OF WATER CONSERVATION IS POSTPONING THE NEED FOR EXPENSIVE WATER TREATMENT FACILITIES. SO CERTAINLY THAT'S ONE OF THE -- THAT'S PART OF THIS SCOPE ALREADY. WE WILL -- WE WILL MAKE SURE THAT WE PUT AN EMPHASIS ON THAT FOR GETTING THOSE TYPES OF ANSWERS QUICKLY SO WE CAN INCORPORATE IT INTO SOME OF THE DISCUSSIONS GOING ON ABOUT OTHER WATER TREATMENT PLANT CAPACITIES, PROJECTS AND EXPANSIONS. SO WE WILL INCLUDE THAT, WE WILL MAKE SURE THAT THAT'S IN THE SCOPE, WE WILL MAKE SURE THAT IT'S EMPHASIZED FOR -- FOR -- TO GET AN ANSWER AS QUICKLY AS WE CAN TO

BECOME PART OF THE DISCUSSION.

Mayor Wynn: THANK YOU, MR. LIPPE. MAYOR PRO TEM?

Goodman: THAT RESPONDED TO THE QUESTIONS AND IN THE AFFIRMATIVE AND WORKS.

Mayor Wynn: THANK YOU, MR. LIPPE. FURTHER COMMENTS, QUESTIONS? I WILL SAY WE HAVE ONE CITIZEN SIGNED UP WISHING TO SPEAK. MR. BILL BUNCH. WELCOME, MR. BUNCH. YOU WILL HAVE THREE MINUTE. 7.

THANK YOU, MAYOR, MEMBERS OF THE COUNCIL, I'M BILL BUNCH WITH SAVE OUR SPRINGS ALLIANCE. I JUST WANTED TO -- TO SECOND THE REQUEST THAT YOU RECEIVED FROM MARY ARNOLD. SHE COPIED ME ON THOSE AND I THINK IT'S VERY IMPORTANT THAT WE ACTUALLY PAY THE VERY CLOSE ATTENTION IN FRONT PART OF THIS CONTRACT. TO LOOK OF COURSE AT WHAT WE CAN DO TO NOTE OUR WATER NEEDS BY DEMAND MANAGEMENT THROUGH WATER CONSERVATION AND REUSE. THE DOCUMENT THAT I'VE JUST PASSED OUT, I WANT TO GO OVER WITH YOU. WE ARE PUTTING TOGETHER MORE DETAILED INFORMATION. BUT I WANTED TO JUST PUT IT IN CONTEXT FOR YOU. BECAUSE OUR WATER CONSERVATION PROGRAMS ARE SEVERELY LACKING. WE'RE NOT ANYWHERE NEAR WHERE WE ARE WITH GREEN BUILDING. AND WITH OUR GREEN ENERGY PROGRAMS, WE REALLY NEED TO GET OUR WATER CONSERVATION AND REUSE INVESTMENTS AND THINKING IN LINE WITH HOW WE VIEW OUR CITY AS BEING ENVIRONMENTALLY RESPONSIBLE. AT THE SAME TIME, WE CAN SAVE OURSELVES AN ENORMOUS SUM OF MONEY. THIS FIRST CHART SHOWS YOU SAN ANTONIO'S BENEFITS FROM -- FROM CONSERVATION, STARTING BACK IN LATE '80S, WAY UP AT 190-GALLONS PER CAPITA PER DAY. THEY ARE DOWN NOW AT 142-GALLONS PER CAPITA PER DAY. THAT'S TOTAL CONSIDERING INDUSTRIAL AND COMMERCIAL. BY COMPARISON, IS THE NEXT PAGE. AND THIS IS OUR RECORD OF CONSERVATION. YOU CAN HARDLY EVEN SEE A TREND. IT'S UP AND DOWN. PRETTY MUCH SEASONAL. THE -- THE RECENT DRAFT CONSERVATION PLAN THAT STAFF RELEASED SAID THAT OUR GOAL SET IN 1990 WAS TO SIMPLY REDUCE USE BY 5% OVER 15 YEARS. THAT WOULD

BE THIS YEAR. SO WE DON'T EVEN HAVE A WATER CONSERVATION GOAL FOR THE CITY GOING FORWARD. AS I UNDERSTAND IT. AND 5% OVER 15 YEARS IS RIDICULOUSLY SMALL. WHEN YOU CONSIDER THAT WHERE WE ARE STILL AT TODAY IS IN THE 185-GALLONS PER CAPITA PER DAY. AS COMPARED TO THE 142 IN SAN ANTONIO. THE NEXT PAGE JUST SHOWS SAN ANGELO, USES A DIFFERENT METRIC, USES TOTAL PUMPING RATHER THAN GALLONS PER CAPITA PER DAY. BUT THAT SHOWS YOU HOW DRASTIC THEY WERE ABLE TO CONSERVE OVER A FAIRLY FEW NUMBER OF YEARS, ONCE THEY PUT THEIR MIND TO IT. WE CAN AVOID HAVING TO BUILD THE WATER TREATMENT PLANT NUMBER 4 AT OVER \$300 MILLION FOR A DECADE, TWO DECADE MAYBE EVEN THREE OR FOUR DECADES. IF WE -- IF WE INVEST IN CONSERVATION ON A COST BENEFIT BASIS [BUZZER SOUNDING] AND THAT'S OUR REQUEST TO THE CITY AND TO THE -- TO THE WATER UTILITY. THANK YOU. [ONE MOMENT PLEASE FOR CHANGE IN CAPTIONERS]

AUSTIN HAS HAD A GOAL OF FIVE PERCENT REDUCTION FOR THE LAST 15 YEARS, BUT IN 1999 WHEN THE WATER SUPPLY CONTRACT WAS APPROVED, IMBEDDED IN THAT IS A GOAL OF 25-ACRE -- 25,000-ACRE FEE TOTAL REDUCTION, AGAIN AS PART OF EXTENDING THAT AS PART OF THE TIME THAT AUSTIN WOULD BEGIN PAYING FOR WATER. SO WE'VE PREPAID AND THE ENTIRE CONTRACT WAS ESTABLISHED AROUND AND ENHANCED WATER CONSERVATION WITH A GOAL OF 25,000-ACRE FEET PER YEAR REDUCTION BY 2021. SO THERE IS A GOAL THAT'S -- AGAIN WILL BE ADDRESSED BY THIS STUDY THAT YOU JUST APPROVED. THAT'S THE STRATEGIES TO REACH THOSE GOALS IS WHAT THAT CONTRACT IS ABOUT.

Goodman: COULD YOU SAY THAT NUMBER OF ACRE FEET AGAIN?

IT WAS 25,000-ACRE FEET PER YEAR -- I'M SORRY. YEAH, PER YEAR, BY THE YEAR 2021.

Mayor Wynn: SO MR. LIPPY, AS A PERCENTAGE THAT WOULD BE WHAT? WHAT IS THE AVERAGE SUMMERTIME USE CURRENTLY?

LET ME INTRODUCE THERESA LUCE, WHO IS THE WATER MANAGER OF OUR WATER RESOURCES MANAGING GROUP.

COUNCIL, MAYOR, I'M THERESA LUTZ. AND IN 1999 THE GOAL WAS SET FOR A REDUCTION OF 50,000-ACRE FEET TOTAL WITH CONSERVATION AND REUSE BEING COMBINED BY THE YEAR 2050, A REDUCTION AMOUNT OF 50,000-ACRE FEET BY THE YEAR 2050. OUR PROJECTED DEMAND AT THAT TIME WAS TO BE 375,000-ACRE FEET. AND SO WE'RE CONTRACTED FOR THOSE FEET AND SO THE ADDITIONAL WAS TO BE MADE UP THROUGH CONSERVATION AND REUSE, SO WE WILL HELP TO FLESH OUT AND GET THERE. WE'RE LOOKING AT AMOUNTS IN EXCESS OF 10%.

IF YOU CAN, THIS MIGHT BE -- YOU MAY NOT BE PREPARED FOR THIS, BUT IN THE SUMMERTIME OUR PEAK USE IS APPROXIMATELY 250 MILLION GALLONS A DAY, IS THAT ABOUT RIGHT. RIGHT?

THAT'S CORRECT. WE PEAK AT ABOUT 250 MILLION GALLONS A DAY, BUT WE AVERAGE REAR YEAR-ROUND IN ACRE FEET PER YEAR 150 TO 160,000-ACRE FEET PER YEAR.

OKAY. THANK YOU.

Mayor Wynn: FURTHER COMMENTS, QUESTIONS?
COUNCILMEMBER SLUSHER.

Slusher: DON'T WE HAVE SOME REUSE PROJECTS THAT ARE UNDERWAY AS FAR AS NOT ONLINE YET, BUT UNDERWAY? COULD YOU TALK ABOUT THAT A LITTLE BIT?

YES, SIR. OUR TWO PRIMARY PRODUCTION FACILITIES ARE THE SOUTH AUSTIN REGIONAL WASTEWATER TREATMENT PLANT AND THE WALNUT CREEK WASTEWATER TREATMENT PLANT. BOTH OF THOSE PLANTS HAVE A REUSE FACILITIES TO DISTRIBUTE REUSE WATER. AND AT THIS POINT IT'S ALMOST ENTIRELY GOLF COURSES. THAT'S WHERE WE NEED -- WE NEED TO GO BEYOND THE GOLF COURSES BOTH NORTH AND SOUTH. RMMA IS AN OPPORTUNITY WHERE THERE'S A TANK PROPOSED ADJACENT TO THE RMMA SITE THAT'S GOING TO GIVE THE OPPORTUNITY TO PROVIDE WATER FOR COOLING TOWERS OR FOR CHILLERS, AND THEN

DISTRIBUTION FOR LAWN AND OPEN SPACE IRRIGATION AROUND THE DEVELOPING RMMA. THE NEXT PHASE FOR THE NORTH THAT'S IN THE MASTER PLAN IS TO GO WEST ACROSS I-35 AND THEN START HEADING DOWN TOWARD THE DOWNTOWN AREA. UNIVERSITY OF TEXAS IS VERY INTERESTED IN COMING TO AN AGREEMENT WITH US ABOUT A PROJECT FOR RECLAIMED WATER TO THAT CAMPUS, AGAIN, FOR IRRIGATION, BUT THEY HAVE SOME LARGE WATER USES, CONSUME ACTIVE WATER USES FOR THEIR CHILLERS AROUND THE CAMPUS AREA. SO A NUMBER OF OPPORTUNITIES AS WE CONTINUE TO EXPAND THE SYSTEM. BUT IT DOES EXIST BOTH NORTH AND SOUTH, CURRENTLY FROM THESE TWO WASTEWATER TREATMENT PLANTS.

Slusher: THANK YOU, MR. LIPPY.

Mayor Wynn: IS THERE A MOTION? MOTION AND A SECOND ON THE TABLE TO APPROVE ITEM NUMBER 25. FOURTH COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO. MS. BROWN, OKAY, JUST CLARIFYING. COUNCIL, WE HAVE -- COUNCILMEMBER ALVAREZ AND COUNCILMEMBER SLUSHER HAVE PULLED ITEMS 12 AND 13 RELATED TO OUR TRANSIT ORIENTED DEVELOPMENT ORDINANCE, AND AFFORDABLE HOUSING RESOLUTION. I BELIEVE WE HAVE TIME TO TAKE THOSE TWO ITEMS UP BEFORE OUR 12:00 CITIZEN COMMUNICATION. IF THE COUNCILMEMBERS ARE READY. IF NOT, WE CAN DELAY THAT DISCUSSION.

MAYOR, MAYOR PRO TEM AND COUNCILMEMBERS, I'M GEORGE ADAM WITH THE NEIGHBORHOOD PLANNING AND ZONING DEPARTMENT. YOU HAVE AN ORDINANCE AND RESOLUTION BEFORE YOU TODAY THAT REFLECTS THE CHANGES THAT WERE APPROVED BY THE COUNCIL AT THE MARCH COUNCIL MEETING. STAFF IS RECOMMENDING APPROVAL OF SECOND READING OF THIS ORDINANCE. ALSO BEFORE YOU TODAY IS THE SUMMARY OF POSSIBLE ADDITIONAL CHANGES TO THE ORDINANCE THAT WERE

DISCUSSED ON MARCH THE THIRD, INCLUDING ISSUES RAISED BY THE MAYOR PRO TEM, RECOMMENDATIONS PUT FORWARD BY COUNCILMEMBER ALVAREZ. AND IN ADDITION THERE WERE A NUMBER OF COMMENTS THAT THE COUNCIL ASKED US TO TAKE INTO CONSIDERATION THAT WERE SUBMITTED AT THAT MARCH THIRD MEETING. THESE ARE REFLECT UNDERSTAND THIS SUMMARY SHEET AS WELL. I CAN WALK YOU THROUGH THESE RECOMMENDATIONS OR IF YOU WOULD LIKE TO TAKE THEM UP IN ANY PARTICULAR ORDER, IT'S THE COUNCIL'S PLEASURE ON THAT. I'M OPEN TO YOUR DIRECTION.

Mayor Wynn: COUNCILMEMBER ALVAREZ?

Alvarez: THANK YOU, MAYOR. I HAD EXPLAINED SOME OF THE PROPOSED CHANGES DURING THE FIRST READING LAST TIME AND ASKED STAFF TO CREATE A SORT OF MOTION SHEET THAT WOULD ALLOW US TO DISCUSS EACH PARTICULAR -- EACH PROPOSED CHANGE INDIVIDUALLY AND THEN HAVE A DISCUSSION ABOUT IT, MAYBE A VOTE TO INCLUDE OR NOT INCLUDE THOSE PROPOSALS AS PART OF SECOND READING ON THE TOD ORDINANCE. AND THAT IS IN THE BACKUP, SO I DON'T KNOW -- IF THAT WASN'T DISTRIBUTED, IT'S ACTUALLY IN THE BACKUP FOR THAT ITEM. SO I DON'T KNOW IF -- IT MIGHT BE EASIER JUST TO WALK THROUGH EACH ONE IN A ROW, IT MIGHT BE THE BEST WAY TO MAKE SURE WE DON'T GET LOST WHEN WE'RE CONSIDERING ALL THE DIFFERENT AMENDMENTS.

Mayor Wynn: THANK YOU, COUNCILMEMBER. I THINK THE STAFF IS GOING TO BRING HARD COPIES UP HERE ON THE DAIS AND THAT'S A GOOD SUGGESTION.

FUTRELL: LET ME UNDERSTAND WHAT EVERYBODY IS MISSING. WE'RE MISSING COPIES OF THE ORDINANCE. IS THERE ANYTHING ELSE THAT'S MISSING OUT OF BACKUP?

Alvarez: IT'S ACTUALLY THE SIX --

Alvarez: WITH THE PROPOSED CHANGES FROM MAYOR PRO TEM GOODMAN, MYSELF.

WE DON'T HAVE ANYTHING. WHATEVER THERE IS, WE NEED

IT.

Futrell: LET'S SEE IF WE CAN FIGURE OUT HOW TO GET THAT UP HERE.

I CERTAINLY APOLOGIZE TO THAT. I WAS UNDER THE IMPRESSION THAT THOSE WERE FORWARDED TO YOU.

Alvarez: IT'S POSSIBLE THAT YOU COULD PULL THEM UP ON THE COMPUTER IF YOU HAVE THE AGENDA ON THE COMPUTER. I WOULD ASSUME. I DON'T KNOW. I DON'T KNOW THAT FOR A FACT.

Mayor Wynn: PERHAPS WHILE THAT IS BEING -- THAT IS BEING ORGANIZED FOR US, WE CAN HAVE A MORE EFFICIENT DISCUSSION AT THAT TIME WHEN IT COMES UP. ALTHOUGH I SAY THAT, WE MIGHT HAVE -- WE HAVE NO SPEAKERS SIGNED UP. COUNCIL, WITHOUT OBJECTION, I WOULD SUGGEST THAT WE BREAK FOR EXECUTIVE SESSION. WE CAN GRAB A QUICK BITE TO EAT BEFORE THE 12:00 GENERAL CITIZEN COMMUNICATION AND GIVE STAFF TIME TO COORDINATE SOME PAPERWORK FOR OUR WALK THROUGH DISCUSSION ON LIKELY SECOND READING OF THE TOD ORDINANCE. SO WITHOUT OBJECTION WE WILL NOW GO INTO CLOSED SESSION UNDER SECTION 551.071 OF THE OPEN MEETINGS ACT TO DISCUSS POTENTIALLY ITEM 45 RELATED TO PROPOSED LEGISLATION IN THE 79TH LEGISLATION AND 46 RELATED TO A POTENTIAL LAWSUIT SETTLEMENT WITH THE CITY OF SUNSET VALLEY ET AL VERSUS THE CITY OF AUSTIN ET AL. WE ARE NOW IN CLOSED SESSION. SHOULD BE BACK AT 12 NOON FOR GENERAL CITIZEN COMMUNICATION. THANK YOU.

Mayor Wynn: WE ARE OUT OF CLOSED SESSION. IN EXECUTIVE SESSION, PURSUANT TO SECTION 551.071 OF THE OPEN MEETINGS ACT, WE TOOK UP ITEM NUMBER 46, PROPOSED LAWSUIT SETTLEMENT BETWEEN THE CITY OF SUNSET VALLEY, ET AL ALL, VERSUS THE CITY OF AUSTIN, ET ET AL. NO DECISIONS WERE MADE. COUNCIL, AT THIS TIME WE GO TO OUR NOON GENERAL CITIZEN'S COMMUNICATION. OUR FIRST SPEAKER IS MR. PAT JOHNSON. WELCOME, MR. JOHNSON. YOU WILL HAVE THREE MINUTES AND YOU WILL

BE FOLLOWED BY LAWRENCE CRANBERG.

GOOD AFTERNOON. FOR TODAY'S TOPIC, ANNEXATIONS. WE ANNEX, ANNEX, ANNEX, AND WHEN WE ANNEX PROPERTY, WE DON'T SEE ANY OF THAT TAX BASE FOR MAYBE A YEAR AND A HALF, TWO YEARS DOWN THE ROAD. IN THE PROCESS WE HAVE TO PROVIDE POLICE AND FIRE AND E.M.S. PROTECTION RIGHT THEN. NOW, WITH THE ANNEXATION OF AVERY ANCH, AND WE'VE GOT 50 VACANCIES IN THE POLICE DEPARTMENT RIGHT NOW, OUR POLICE DEPARTMENT IS SEVERELY STRAINED. I DON'T THINK IT'S RIGHT TO OUR POLICE OFFICERS TO HAVE TO SPEND MORE TIME ON DUTY THAN WITH THEIR FAMILIES. I'VE BEEN BURGLARIZED THREE TIMES, THREE TIMES IN A YEAR. THAT'S BECAUSE THE POLICE DOESN'T HAVE AN ADEQUATE STAFFING RIGHT NOW TO PROVIDE PATROLLING. BECAUSE THE OFFICERS, THEY GO FROM CALL TO CALL TO CALL TO CALL. AND I KNOW I'M NOT THE ONLY ONE BEING BURGLARSED. OUT THERE IN MY NEIGHBORHOOD THERE'S BEEN OVER 20 OR 30 BLAHS AND WHAT HAPPENS IS THE SPANISH PEOPLE DON'T CALL THE POLICE. WE WOULD NOT BE THE FOURTH SAFEST CITY IN THE COUNTRY IF ALL THE CRIME THAT WAS COMMITTED AGAINST OUR RESIDENTS AND VISITORS WERE REPORTED TO THE POLICE, ALTHOUGH WE'RE WORKING TOWARDS BREAKING THAT BARRIER WITH THE SPANISH COMMUNITY AND TRYING TO WORK WITH THEM AND SAY LOOK, YOU'RE NOT GOING TO BE DEPORTED. YOU NEED TO CALL THE POLICE WHENEVER YOU'RE A VICTIM OF CRIME. SO WHATEVER WE ANNEX, YOU NEED TO TAKE INTO CONSIDERATION THE STRAIN THAT SOMEBODY'S GOING TO LOSE SOMETHING. WHETHER YOUR NEIGHBORHOOD MIGHT HAVE EACH SECTOR FOR THE POLICE DEPARTMENT HAS A STREET RESPONSE UNIT. THEY USED TO HAVE TWO TEAMS PER NEIGHBORHOOD. NOW WE'RE DOWN TO ONE. IT'S A LOT OF STRAIN WE PUT ON OUR CITY DEPARTMENTS WHEN WE ANNEX PROPERTY. ALTHOUGH YOU WANT THE TAX BASE -- I DON'T SEE YOU GOING OUT THERE AND ANNEXING SHADY HOLLOW. IT'S CLOSER THAN GOING ALL THE WAY TO AVERY RANCH. AND YOU HAVE THE ANDERSON MILL PROPERTY UP THERE OFF OF ANDERSON MILL, THAT WILL BE MORE POLICE OFFICERS THAT HAVE TO TAKE THAT OVER. WE NEED TO LOOK SERIOUSLY AT ANNEXATION ABOUT THE STRAIN IT

PUTS ON OUR CITY DEPARTMENTS. AND AFTER READING IN THE PAPER THE OTHER DAY WHERE THE CITY MANAGER AND THE CHIEF OF POLICE SAYS WE'RE GOING TO HAVE THE JUSTICE DEPARTMENT LOOK AT THE POLICE DEPARTMENT. I WOULD SUGGEST WE EXPAND THAT INVESTIGATION TO INCLUDE THE CITY MANAGER AND THE FINANCE DEPARTMENTS TO MAKE SURE THAT WHAT THEY'RE DOING IN THOSE CITY DEPARTMENTS IS ABOVEBOARD. OF COURSE, THE POLICE DEPARTMENT, THEY ALWAYS GET BLAMED FOR ANYTHING, ANY TIME SOMETHING HAPPENS IT'S THE POLICE DEPARTMENT'S FAULT, IT'S THE POLICE DEPARTMENT'S FAULT. OUR POLICE OFFICERS ARE DEDICATED TO WHAT THEY DO. IT'S JUST NOT FAIR THAT THEY HAVE TO SPEND MORE TIME PROTECTING US BECAUSE OF UNDERSTAFFING THAN WITH THEIR FAMILIES. COUNCIL, YOU PROTECT -- [BUZZER SOUNDS] Y'ALL ARE ELECTED TO PROTECT OUR CITIZENS. UNLESS THE POLICE DEPARTMENT IS ALLOWED TO HIRE AT 138% FOR THE NEXT FIVE YEARS AND THE RATE OF ANNEXATIONS, THERE WILL BE MORE CRIME AND MORE PEOPLE BEING VICTIMIZED. THANK YOU.

Mayor Wynn: THANK YOU, MR. JOHNSON. OUR NEXT SPEAKER IS MR. LAWRENCE CRANBERG. WELCOME. YOU WILL HAVE THREE MINUTES AND YOU WILL BE FOLLOWED BY JENNIFER GALE.

YOUR HONOR, LADIES AND GENTLEMEN OF THE COUNCIL, THE PURPOSE OF THIS PRESENTATION IS PURELY INTRODUCTORY BECAUSE IT COVERS AN ENORMOUS RANGE OF INTERESTS IN HISTORY. THE PAPER WHICH I DISTRIBUTED TO YOU IS CAPTIONED WOMEN'S HISTORY MONTH, MARCH, 2005.

Thomas: SIR, COULD YOU PLEASE TURN THE MIC UP?

THE REASON FOR THIS HISTORY IS -- (INDISCERNIBLE). WHO SAID THOSE WHO HAVE NOT LEARNED HISTORY ARE FATED TO REPEAT ITS MISTAKES. AND THAT IS WHAT I'M TRYING TO PREVENT. WHAT MISTAKES? ABUSE AND NEGLECT AND EXPLOITATION OF THE ELDERLY. THE IMPORTANCE OF THIS PROBLEM IS NOW RECOGNIZED BY THE U.S. SENATE. THERE'S A BILL PENDING, WAS PENDING AND BEING INTRODUCED FOR THE HE WOULD -- CALLED THE ELDER

JUSTICE ACT OF 2003. AND NO STATE NEEDS IT MORE THAN TEXAS. AND I SAY THAT WITH APPROPRIATE VEHEMENCE BASED ON FOUR YEARS OF BITTER AND PAINFUL EXPERIENCE. THE STATE HAS A SUPERB LAW CALLED THE RIGHTS OF THE ELDERLY IN THE TEXAS HUMAN RESOURCES CODE. I DEPENDED UPON IT TO DEFEND THE LIFE AND THE RIGHTS OF A DEAR FRIEND AND EDITOR. AND I FOUND THAT IT WAS TOTALLY WORTHLESS! I WAS ASTOUNDED WHEN I TRIED TO TALK TO THE TOP LAW ENFORCEMENT AGENCY IN THE STATE, MR. JOHN CORNYN, THE ATTORNEY GENERAL, AND HE REFUSED TO SEE ME. I DISCOVERED SOON THAT HE WAS RUNNING TO TAKE THE SENATE SEAT OF SENATOR PHIL GRAMM, THAT HE WAS UNOPPOSED, AND I, WITHOUT ANY POLITICAL EXPERIENCE, AT AGE 84, DECLARED AGAINST HIM. IN THE HOPE THAT I WOULD ENCOUNTER HIM AND CONFRONT HIM WITH THIS BRUTAL FACT THAT THERE WAS A LAW ON THE BOOKS DESIGNED TO PROTECT WHAT HE CALLED THE MOST VULNERABLE PEOPLE IN OUR SOCIETY THAT WAS TOTALLY IGNORED. THE ESSENCE OF THE ACT -- I DISTRIBUTED TWO PAGES. THE SECOND PAGE IS THE EPITOMY OF THE ACT, 102.03. I HAVE APPEALED TO THE GOVERNOR TO APPOINT A COMMITTEE TO CONCERN ITSELF WITH THE RIGHTS OF THE ELDERLY. I'M APPEALING TO YOU -- [BUZZER SOUNDS] -- YOUR HONOR, AND THE MEMBERS OF THIS COUNCIL TO APPOINT A COMMITTEE TO SAVE GUARD THE INTERESTS OF THE ELDERLY IN THE CITY OF AUSTIN. THANK YOU.

Mayor Wynn: THANK YOU, DR. CRANBERG. JENNIFER GALE, WELCOME. YOU WILL HAVE THREE MINUTES. YOU WILL BE FOLLOWED BY JESSICA GORDON.

HI, AUSTIN, IT'S SPRINGTIME, TIME TO PURCHASE A BRAND NEW NEWSPAPER. REALLY, IT'S NOT APRIL FOOL'S DAY. WE NEED A NEWSPAPER! PAT JOHNSON, I'VE BEEN ASKING THE CITY COUNCIL FOR YEARS FOR HUNDREDS OF MORE POLICE OFFICERS. CITY MANAGER TOBY BUY FUTRELL, MARY WILL WYNN, COUNCILMEMBERS, MISSING COUNCILMEMBER JACKIE GOODMAN, MY OPPONENT, BETTY DUNKERLEY IS HERE AND THE HONORABLE DANNY THOMAS. I WANT TO WISH EVERYONE A HAPPY EASTER AND REMIND EVERYONE OF THE 7:00 A.M. SUNDAY SUNRISE SERVICE. THE "AUSTIN AMERICAN-STATESMAN" HAS YET TO COVER THE AUSTIN

CITY COUNCIL ELECTION. I SIGNED UP MAY 5TH, 2003. THE AUSTIN CHRONICLE READS MORE LIKE A BETTING MAGAZINE, TELLING US WHO IS COMING IN FIRST RATHER THAN DISCUSSING ISSUES. WE HAVE A VERY SERIOUS RACIAL PROBLEM HERE IN AUSTIN. WHY AREN'T WE DISCUSSING THE NEED FOR MORE CULTURE? TOO MANY -- THERE ARE TOO MANY PLACES THAT AREN'T THERE FOR UNIQUELY AFRICAN-AMERICAN HERITAGE. WE NEED MORE AFRICAN HERITAGE DANCE CLUBS, I AGREE WITH THE CITY MANAGER. WE DESPERATELY NEED THIS. I'M CONSTANTLY HEARING WHERE THERE'S NO PLACE FOR AMERICANS OF AFRICAN HERITAGE TO GO. WE COULD MAKE MUCH -- WE COULD MAKE MUCH OF A A LOAN, 750,000, AND THEN REBATE A PORTION FOR MIDTOWN IF THEY MAKE IT ACCESSIBLE AND FRIENDLY. WE NEED TO MAKE THIS DEAL. OUR PAPER IS OWNED BY SISTERS IN CALIFORNIA, THE COX SISTERS, AND RUN OUT OF ATLANTA. IT'S AN OPINIONATED NEWSPAPER, WHICH MEANS IT'S SUBJECTIVE. WE NEED TO HAVE THE FACTS. WE NEED AN OBJECTIVE NEWSPAPER. WE NEED IN-DEPTH JOURNALISM. WE NEED PEOPLE LIKE COUNCILMEMBER SLUSHER TO BE A JOURNALIST ON A PAPER WHERE WE FIND OUT -- GET DOWN TO WHERE THE MONEY IS BEING SPENT, WHY AND WHO IT BENEFITS? THEY ENDORSED GEORGE BUSH FOR PRESIDENT OF THE UNITED STATES, YET WE PASSED RESOLUTIONS AGAINST THE PATRIOT ACT AND AGAINST THE MASSACRE OF THE PEOPLE OF IRAQ. SO THERE WAS A LOT FOR US TO BE COUNSELLED, BUT AGAIN SOMETHING WE SHOULD TAKE ACTION AGAINST OUR NEWSPAPER, THE "AUSTIN AMERICAN-STATESMAN". WE HAVE A GOOD BOND RATING, BUT WE DON'T NEED TO DRAW FROM TAXPAYER MONEY. I'M ASKING THAT WE SELL STOCK AND THAT PEOPLE INVEST ON THEIR OWN IN THIS NEWSPAPER. IT'S NOT GOING TO BE A SOCIALIST RUN NEWSPAPER, THE PEOPLE ARE GOING TO INVEST IT AND ENJOY THE BENEFIT OF AN OBJECTIVE NEWSPAPER. LET'S OFFER THE "AUSTIN AMERICAN-STATESMAN" -- "AUSTIN AMERICAN-STATESMAN" -- JUST 10 MORE SECONDS. \$250 MILLION. IF THEY DON'T ACCEPT IT, WE DRIVE THEM OUT OF BUSINESS. LET'S GIVE THEM 100 MILLION. PEOPLE WANT TO BE HEARD, WE NEED TO COVER CULTURES, JUST LIKE THE GREEN BAY PACKERS ARE OWNED BY THE CITY OF GREEN BAY. WE CAN DO THIS. REMEMBER MY BIRTHDAY IS APRIL

12TH. THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU, MS. JAIL. JESSICA GORDON.
WELCOME, JESSICA. YOU WILL BE FOLLOWED BY BENJAMIN
REYNOLDS.

GOOD DAY, COUNCIL. MY NAME IS JESSICA GORDON AND I
AM HERE TODAY TO ASK ALL OF YOU TO LEAVE A LEGACY OF
OPEN GREEN PACE SPACE FOR THE FUTURE GENERATIONS
TO COME AND TO HELP SAVE SOUTH AUSTIN PARK. OPEN
SPACE AND GREENBELTS HAVE BECOME AN AUSTIN ICON,
AN IMPORTANT PART OF OUR CITY'S IDENTITY. SOMETHING
WE ARE ENTRUSTED TO PROTECT. SOUTH AUSTIN PARK IS
AN INAPPROPRIATE LOCATION FOR A LARGE TENNIS CENTER
AND THE SOUTH AUSTIN TENNIS CENTER EXPANSION
VIOLATES IMPORTANT SPENDING PRINCIPLES AND LAND USE
OBJECTIVES. ON MARCH 16TH THE ENVIRONMENTAL BOARD
VOTED UNANIMOUS OI L.I. TO RECOMMEND TO THE CITY
COUNCIL TO HALT CONSTRUCTION ON THIS PROJECT AND
TO REEVALUATE. THE GLENDALE NEIGHBORHOOD
ASSOCIATION, THE SOUTH AUSTIN COALITION OF
NEIGHBORHOODS AND THE AUSTIN NEIGHBORHOOD
COUNCIL HAVE ALL VOTED TO OPPOSE THIS EXPANSION
BECAUSE IT WILL DESTROY SOUTH AUSTIN PARK. CUTTING
DOWN OVER 200 TREES AND ADDING OVER 86,000 SQUARE
FEET OF IMPERVIOUS COVER IS NOT IN ALIGNMENT WITH
AUSTIN'S GOALS OF PROTECTING THE ENVIRONMENT AND
PROTECTING INNER CITY GREEN SPACES. THESE INNER CITY
GREEN SPACES ARE DISAPPEARING RAPIDLY IN OUR
CENTRAL CITY. IT IS SOCIALLY AND ENVIRONMENTALLY
UNACCEPTABLE FOR A LARGE TENNIS FACILITY TO
CONSUME MOST OF THE GREEN SPACE IN THE SMALL
NEIGHBORHOOD PARK. OUR ONLY NEIGHBORHOOD PARK.
THE TREES AND OPEN GREEN SPACE THAT WOULD BE
DESTROYED BY SOUTH AUSTIN TENNIS CENTER EXPANSION
ARE IRRELEVANT REPLACEABLE. WE STAND TO
PERMANENTLY LOSE THE ECOLOGICAL BENEFIT OF THE
OPEN WOODED SPACE, REMOVING OVER 200 TREES AND
INCREASING IMPERVIOUS COVER WILL MAGNIFY SUMMER
HEAT, REDUCE WATER INFILTRATION, REDUCE NATIVE
HABITAT AND COULD INCREASE FLOODING AND AGGREGATE
ONGOING RUNOFF AND DRAINAGE PROBLEMS. ALTHOUGH
THIS PROJECT WAS VOTED ON IN THE 1998 BOND ELECTION,

PARKLAND DESTRUCTION WAS NOT THE INTENTION OF THE VOTERS. OUR PREVIOUS NEIGHBORHOOD PRESIDENT WAS TOLD ONLY ABOUT PARK IMPROVEMENTS AND RENOVATIONS. HE WAS NOT TOLD ABOUT ANY ADDITION OF NEW COURTS. FURTHERMORE, THE LANGUAGE WAS VAGUE AND THE 1998 CHRONICLE INCLUDED BOND CLIFF NOTES STATES RENOVATION, NOT CONSTRUCTION. OF COURSE, IT'S SOUTH AUSTIN TENNIS CENTER. THIS EXPANSION IS IN DIRECT OPPOSITION TO THE PROPOSITION 2 GOAL OF PARK IMPROVEMENT AND LAND ACQUISITION ALONG WEST BOULDIN CREEK, WHICH HAS NOT BEEN ACCOMPLISHED AS PART OF PROPOSITION 2. APPROPRIATION ALTERNATIVE FOR REMAINING 1998 BOND PROPOSITION 2 MONEY IS TENNIS COURT RENOVATIONS, INCLUDING THE TWO COURTS FOR THE COMMUNITY THAT HAVE CRACKS IN THE CONCRETE AND HAVE NO NETS. COURTS COULD BE RENOVATED ALL OVER TOWN. THEY ARE IN TERRIBLE SHAPE AND WE SHOULD MAINTAIN WHAT WE HAVE BEFORE WE BUILD NEW. WE COULD ALSO SOLVE CURRENT DRAINAGE PROBLEMS THAT EXIST IN OUR PARK, REPAIR THE PLAYGROUND, FIX THE REC CENTER'S LEAKY ROOF, ADD NATIVE PLANTS AND ACQUIRE LAND ALONG WEST BOULDIN CREEK. ALTHOUGH WEST BO BOULDIN CREEK IS CURRENTLY NOT WELL MAINTAINED, IT PROVIDES A WONDERFUL OPPORTUNITY TO FULFILL THE PROPOSITION 2 GOAL LAND ACQUISITION ALONG WEST BOULDIN CREEK, AND WE HOPE THAT YOU CAN DO THIS AND SAVE SOUTH AUSTIN PARK. THANK YOU. [APPLAUSE]

Mayor Wynn: THANK YOU, MS. GORDON. BENJAMIN REYNOLDS? BENJAMIN -- TAKE YOUR TIME, MR. REYNOLDS. YOU WILL BE FOLLOWED BY CATHERINE KAWAZOE. I MISPRONOUNCED THAT LAST TIME. I PROBABLY DID IT AGAIN.

THANK YOU FOR SEEING ME TODAY, MY NAME IS BENJAMIN REYNOLDS AND I AM HERE IN OPPOSITION OF THE TENNIS COURT EXPANSION OF THE SOUTH AUSTIN PARK. I OPPOSE THE TENNIS COURT EXPANSION BECAUSE IT IS UNETHICAL TO BUILD 86,000 SQUARE FEET OF IMPERVIOUS COVER INTO OUR COMMUNITY PARK. THIS WOULD ERADICATE VITAL OPEN GREEN SPACE THAT WILL NEVER BE REPLACED. THE DEMAND FOR TENNIS DOES NOT OUT WEIGH THE VALUE OF

OPEN GREEN SPACE. THE DEMAND FOR TENNIS APPEARS GREAT; HOWEVER, THE COMMUNITY WILL LOSE FAR GREATER RESOURCES THAN WHAT WILL BE GAINED FOR THE 17 NIS COMMUNITY IF THEY BUILD THE COURTS. A COMMUNITY PARK IS FOR JUST THAT, A COMMUNITY. A METROPOLITAN TOURNAMENT SCALE TENNIS CENTER DOES NOT BELONG IN THE SOUTH AUSTIN PARK. IT SHOULD NOT BE SEEN AS A COMMERCIAL ADVERTISEMENT FOR ATTRACTING PEOPLE TO COME BY TO PLAY TENNIS AT AN OPEN COMMUNITY PARK. PARKS IN COMMUNITY ARE LOW ECONOMY HOUSING DISTRICTS AND THEY DO NOT FEEL WELCOME AT A TENNIS CENTER, ESPECIALLY IF FOUR MORE ACRES OF OPEN SPACE IS TAKEN FOR IT. THE DEMAND WILL NEVER REACH 100% ALL OF THE TIME FOR THE TENNIS PLAYERS. MOST OF THE WEEKDAYS THE COURTS WILL REMAIN VACANT. WHEREAS NOW THE VACANCY IN THE PARK ALLOWS FOR HABITAT DIVERSITY, BIRDS MIGRATING, FLOWERS BLOOMING, THERE'S SHADE AND THERE'S MULTI-USE WITH THE OPEN GREEN SPACE WHICH WILL NEVER BE IF WE PUT THE TENNIS COURTS. THE TRAFFIC WILL BE AN ISSUE, DEFINITELY. THESE ARE SMALL STREETS WITH STOP SIGNS. THERE ARE NO STOPLIGHTS. MOST OF THE TIME THERE MIGHT BE LITTLE VISIBLE IMPACT OF TRAFFIC, BUT ON TOURNAMENT DAYS OR LEAGUE DAYS THE PROBLEM WILL ARISE, THE ADDITIONAL PARKING LOT WILL NOT ACCOMMODATE ALL OF THE FRIENDS AND FAMILIES THAT COME AS SPECTATORS OR THE PLAYERS THAT COME EARLY TO PLAY AND THE PLAYERS THAT COME ALSO AND THERE WILL BE STACKING TIMES WHEN CARS WILL BE PARKED ON THE STREETS. AND ALSO IT SHOULD BE NOTICED THAT THERE IS PLANS TO BUILD A RETIREMENT OR AN ELDERLY HOME ACROSS THE STREET AT THE SALVATION ARMY, AND THIS WILL ALSO ADD TO TRAFFIC IN THE AREA. THIS DLUKS TENNIS CENTER -- DELUXE TENNIS CENTER DOES NOT BELONG IN THIS NEIGHBORHOOD. REGARDLESS OF HOW THE CITY WILL ACCOMMODATE OR COMPROMISE OUR NEEDS, ESPECIALLY WHEN VITAL GREEN SPACE WILL NEVER RETURN. AND A FEW WEEKS AGO IN HERE WAS WARREN STREUSS, AND HE SAID, I QUOTE, THE LAST THING WE WANT TO DO IS IMPACT THE COMMUNITY AND ANY ADVERSE -- IN ANY ADVERSE WAY, END QUOTE. AND REFERRING TO THE TENNIS CENTER EXPANSION, HE SAID, QUOTE, IT TAKES

GREEN SPACE, AND THAT'S THE LAST THING WE WANT TO DO, END QUOTE. SO IT SEEMS LIKE THEY ARE AWARE THAT TAKING AWAY THIS GREEN SPACE IS BAD, BUT WE SURELY HOPE THAT THIS IS SOMETHING THAT WE CAN KEEP FOR OUR PARK, THAT WE KEEP THE PARK. AND ALSO --

Mayor Wynn: PLEASE CONCLUDE. YOUR TIME IS UP.

THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU. CATHERINE, WELCOME BACK. I WAS AT WESTWOOD HIGH SCHOOL LAST WEEK AND THERE WAS A TEACHER THERE WITH YOUR LAST NAME.

YEAH, HE'S A SCIENCE COACH UP THERE.

HOW DO WE PRONOUNCE IS.

CATHERINE KAWAZOE.

Mayor Wynn: WELCOME. YOU HAVE THREE MINUTES.

THANK YOU. WE'RE ALL AWARE OF THE INAPPROPRIATENESS OF THE SITE. AND IF SOMEONE'S NOT AWARE, I WOULD REQUEST A MEETING WITH THEM, WITH THE NEIGHBORHOOD OR ANYONE FROM SEC OR AFC. ANY OF THE SITE PLANS DON'T REALLY ENTER INTO US -- THAT WAS SPOKEN TO BY THE PREVIOUS TWO SPEAKERS. THIS IS A NEIGHBORHOOD PARK, NOT THEORETICALLY LISTED UNDER THE CITY AS A NEIGHBORHOOD PARK. IT'S ALSO PRACTICALLY USED AS A NEIGHBORHOOD PARK IN REALITY. THE REC CENTER, WHICH IS ABOUT 12 ACRES, WILL BE -- HAS A PLAYING FIELD WHICH WILL BE APPROXIMATELY REDUCED BY A THIRD TO A QUARTER WITH A LARGE DETENTION POND. THIS IS GROWING BY THE WEEK OR BY THE MONTH. EVERY TIME I CHECK THE SITE PLAN IT'S GETTING BIGGER. THIS IS EVIDENCE OF OVERBUILDING ON THE OTHER HALF OF THE PARK, WHICH HOUSES SOUTH AUSTIN TENNIS CENTER. YES, IT WAS ORIGINALLY BOUGHT TO HOUSE A TENNIS FACILITY, BUT THAT WAS BOUGHT 25 YEARS AGO. AND IT WAS BOUGHT WITH MONEY FROM A MAJOR GREENBELT ACQUISITION FUND. THIS HALF, WHICH PROVIDES MOST OF THE SHADE AND THE MULTIPURPOSE

OPEN SPACE, WILL BECOME MORE THAN 75% IMPERVIOUS COVER, AND THAT NUMBER DOES NOT TAKE INTO ACCOUNT THE EXTENSIVE GRAIJ MANIPULATIONS. THIS IS COMPLETELY UNACCEPTABLE TO US AND TO ALL OF SOUTH CENTRAL COALITION AND AUSTIN NEIGHBORHOOD COUNCIL. AND ALL THE OTHER ORGANIZATIONS THAT HAVE SIGNED ON TO OUR CAUSE. SO THIS IS NOT JUST THE GLEN DOUGH NEIGHBORHOOD ISSUE. ALL OF AUSTIN NEIGHBORHOODS ARE CONCERNED FOR THE TRANS GRETION AND DISREGARD AND NEGLECT TO PREARCHITECT URBAN CORE NEIGHBORHOOD LAND. WE RELY ON THIS RESOURCE AS SOMETIMES THE ONLY OPPORTUNITY IN THE DAY TO INTERACT WITH NATURE OR TO SELF REFLECT IN A NATURAL ENVIRONMENT. THERE ARE MANY PHYSICAL AND PSYCHOLOGICAL BENEFITS OF THIS. THIS NEIGHBORHOOD IS ONE OF THE MOST DIVERSE NEIGHBORHOODS IN AUSTIN. IT HAS A GOOD REPRESENTATION OF AN ETHNIC CROSS-SECTION, THINGS THAT TEND TO TYPICALLY DIVIDE PEOPLE. WE HAVE MANY PEOPLE WHO HAVE VERY LITTLE MONEY. WE HAVE SOME WHO HAVE SOME MONEY. WE HAVE VERY FEW WHO HAVE A LITTLE MORE MONEY. AND WE ALL USE THIS NEIGHBORHOOD PARK AS A NEIGHBORHOOD PARK. AND WHEN YOU LOOK AT THE BEAUTIFUL CITIES OF THE WORLD AND COMPARE THEM TO AUSTIN, IT'S A SERIOUS URBAN DESIGN FLAW TO EXCLUDE THESE PUBLIC OPEN SPACE AREAS. IT'S EVEN WORSE TO ACTUALLY DESTROY THEM. YOU LOOK AT PARIS, YOU ANY YOU DESIGN PARIS WITHOUT THE INCLUSION OF OPEN SPACE PARKLAND? OF COURSE YOU DIDN'T. I LIVE THERE SO I EXPERIENCE IT FIRST LAND. I ALSO LIVED IN AUSTRALIA, WHICH WAS THE PLANNED CAPITAL OF AUSTRALIA. IT WAS PLANNED WITH SATELLITE AREAS COMPLETELY SELF-SUFFICIENT. THEY HAVE A GOOD PUBLIC TRANSPORTATION SYSTEM AND A WONDERFUL TRAIL AND OPEN SPACE STRUCTURE. YOU DON'T HAVE TO DRIVE ANYWHERE. IT'S A WONDERFUL CITY IN WHICH TO LIVE. WE NEED TO CONTINUE TO IMPLEMENT THESE IDEALS THROUGH OUR CITY'S DEVELOPMENT AS WELL. I ALSO HAVE COPIES OF THE BOND BALLOT LANGUAGE OF PROPOSITION 2. [BUZZER SOUNDS] THE BOND BALLOT LANGUAGE DOES NOT TALK ABOUT CONSTRUCTION OF TENNIS COURTS. IT DOES NOT SAY ANYTHING ABOUT SOUTH AUSTIN TENNIS CENTER. I WOULD LIKE TO GET COPIES OF THIS FOR YOU

GUYS. THE BOND BROCHURE, WHICH VERY FEW PEOPLE EVEN SEE, DOES NOT SPECIFY HOW MANY COURTS THE SOUTH AUSTIN CONTINUE NIS CENTER WERE TO BE BUILT. IT ALSO SAYS THAT THREE COURT AT CASWELL WOULD BE RENOVATED. AND THEY WERE. \$140,000 OF THAT WAS FROM A SEPARATE FUND. I DON'T SEE HOW \$2.4 MILLION, WHICH IS \$650,000 MORE THAN FOR CASWELL WILL RENOVATE THE TENNIS COURTS AND BUILD EIGHT MORE. IT'S NOT GOING TO HAPPEN. THEY'RE GOING TO HAVE TO HAVE SOMETHING ELSE TO PAY FOR IT.

Mayor Wynn: PLEASE CONCLUDE YOUR TIME IS UP.

I THINK THE EFFORTS NEED TO BE REDIRECTED IN A WAY TO PROPERLY USE THE INITIATIVE AND PROPERLY FUND THE DESIRED TENNIS FACILITIES IN THE CITY. THANK YOU.

Mayor Wynn: THANK YOU. SCOTT JOHNSON? WELCOME, SCOTT. YOU WILL HAVE THREE MINUTES AND BE FOLLOWED BY BELINDA REYES. [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS]

THE CITY OF AUSTIN IS DOING REASONABLY WELL IN PROMOTING RENEWABLE ENERGY TO THEIR CUSTOMERS AND PROMOTING NEARLY. THE TRANSPORTATION SECTOR, HOWEVER, NEEDS IMPROVEMENT AS IDENTIFIED BY THE CITY'S CARBON DIOXIDE REDUCTION STRATEGY REPORT. FIRST RELEASED IN 1997. THE CITY OF AUSTIN'S FLEET ENGINE IDLING HAS TO BE REDUCED. THE REGION'S GROWTH OF VEHICLE MILES TRAVELED HAS TO BE SLOWED. WHEN THESE WORTHWHILE GOALS OCCUR, LESS GASOLINE AND DIESEL FUEL WILL BE USED AND CARBON DIOXIDE EMISSIONS WILL BE REDUCED. THIS WILL TAKE THE IMPLEMENTATION OF AN ARRAY OF ALTERNATIVE TRANSPORTATION MEASURES AND EXTRA VIGOR IN INCORPORATING BETTER LAND USE DECISIONS. THE CITY COUNCIL AND THE CITY MANAGEMENT CAN PLAY A GREATER ROLE IN PROMOTING THE CITY PROGRAMS THAT REDUCE ENERGY NEEDS AND THEREFORE CARBON DIOXIDE EMISSIONS. FINALLY, AT MY REQUEST, A CITY POLICY IS IN PLACE THAT REQUIRES A FREE CONSULTATION WHEN A DEVELOPER OR A COMPANY WISHES TO LOCATE OR EXPAND HERE, THEY HAVE TO LISTEN TO A CONSULTATION ON THE

CITY'S GREEN BUILDING PROGRAM. DURING INITIAL DISCUSSIONS BETWEEN COMPANY OFFICIALS AND THE COUNCIL AND MANAGEMENT, THIS WOULD PROVIDE AN EXCEL TENT OPPORTUNITY -- EXCELLENT OPPORTUNITY AND SETTING TO PASSIONATELY SHARE THE VALUES THAT WE HOLD TRUE TO OURSELVES REGARDING RELATIVE TO ENVIRONMENTAL PROTECTION. BRAGGING ABOUT THE CITY'S GREEN BUILDING PROGRAM OR GREEN CHOICE PROGRAM BEFORE AN AGREEMENT IS REACHED WILL HELP CONVEY THE VALUES THAT WE HOLD TO OURSELVES ABOUT ENVIRONMENTAL QUALITY AND OVERALL QUALITY OF LIFE. BEFORE THE COMPANY MAKES A COMMITMENT TO EXPANDING OR TO MOVING HERE. TOO MANY OPPORTUNITIES HAVE PASSED US BY. SAMSUNG DIDN'T GET A CONSULTATION, HOME DEPOT, I DON'T KNOW IF THEY GOT A CONSULTATION OR NOT [BUZZER SOUNDING] LET'S PLEASE HAS THIS A PRIORITY AS WE MOVE FORWARD. I WOULD APPRECIATE YOUR ASSISTANCE IN THIS MATTER. THANK YOU VERY MUCH. BE HAPPY TO ANSWER ANY QUESTIONS.

Mayor Wynn: THANK YOU, MR. JOHNSON. QUESTIONS? FROM STAFF, COUNCIL? THANK YOU, SIR. BELINDA REYES, WELCOME. YOU WILL HAVE THREE MINUTES, YOU WILL BE FOLLOWED BY JESSE BANDA.

MAYOR, CITY COUNCIL MEMBERS, MY NAME IS BELINDA REYES, WHILE I'M NOT A RESIDENT OF AUSTIN, I'M A RESIDENT OF AUSTIN'S COLONY WHICH IS IN EASTERN TRAVIS COUNTY AND WITHIN THE CITY OF AUSTIN'S E.T.J. I ALSO WITH SEVERAL THOUSAND OTHER PEOPLE ARE BUYING OUR FIRST HOUSES AND BUILDING EQUITY AND A FUTURE FOR OUR FAMILIES AND OUR OURSELVES. SINCE ZONING RULES DO NOT PROTECT US, OUR AREA HAS HUNDREDS OF ACRES OF SAND AND GRAVEL STRIP MINES. AS RESIDENTS OF TRAVIS COUNTY, WE FIND THAT THE ONLY REGULATIONS TO PROTECT THE SAFETY AND QUALITY OF LIFE OF OUR FAMILIES ARE ADMINISTERED BY THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY. TCEQ AND TRAVIS COUNTY DO NOT SEEM TO SPEND A LOT OF TIME TRYING TO NOTIFY NEIGHBORS IN THE AREA OF PROPOSED PROJECTS ABOUT FACILITIES SUCH AS THE PROPOSED PROJECT, WHICH MAY AFFECT OUR HEALTH, SAFETY AND

QUALITY OF LIFE. FOR INSTANCE, TWO WEEKS AGO, OUR NEIGHBORHOOD ASSOCIATION FOUND OUT ABOUT PROPOSED COMPOSTING FACILITY WITHIN THE TWO MILE E.T.J. THAT HAD ALREADY RECEIVED A PERMIT FROM TCEQ. SINCE THE PERMIT WAS SO FAR ALONG, OUR HOMEOWNERS ASSOCIATION WERE NEVER GIVEN AN OPPORTUNITY TO OFFER INPUT ON THE PROJECT. THIS FACILITY WOULD BE ALLOWED TO COMPOST TREE TRIMMINGS, MUNICIPAL SEWAGE SLUDGE, SEPTIC, GROOEZ TRAP WASTE, ANIMAL MANURE IN A SPENT SAND AND GRAVEL PIT WHICH IS LESS THAN TWO MILES FROM MY CHILDREN'S SCHOOL AND OUR NEIGHBORHOOD. OTHER EASTERN TRAVIS COUNTY PROJECTS ARE PENDING AT TCEQ INCLUDING A PROPOSED CONCRETE BATCH PLANT WHICH IS ONLY ABOUT FOUR OR FIVE MILES FROM AN -- WELL, FROM THE INFAMOUS RAINBOW MATERIALS PLANT WHICH POLLUTED THE COLORADO RIVER ABOUT A YEAR AND A HALF AGO. IF THE CITY OF AUSTIN IS NOTIFIED ABOUT TCEQ REGULATED PROJECTS IN THE E.T.J., COULD THAT INFORMATION BE ADDED TO THE AUSTIN WEBSITE SO THAT NEIGHBORHOOD ASSOCIATIONS WOULD AT LEAST HAVE AN OPPORTUNITY TO OFFER INPUT AND BE INVOLVED IN THE REGULATORY PROCESS? IF THIS IS NOT POSSIBLE, WE WOULD WELCOME ANY OTHER SUGGESTIONS ABOUT PROTECTING OUR HOMES AND QUALITY OF LIFE. OTHERWISE, SINCE WE ARE PROBABLY PART OF AUSTIN'S FUTURE, THE TASK OF REVITALIZING EAST AUSTIN WILL BE NEVER ENDING. THANK YOU.

NANCY, WOULD YOU DO ME A FAVOR AND FOLLOW-UP WITH THIS WOMAN HERE? THANK YOU.

Mayor Wynn: THANK YOU, THANK YOU, MS. REYES. JESSE BANDA. WELCOME, JESSE, YOU WILL HAVE THREE MINUTES, FOLLOWED BY DONNA MORSTAD.

THANK YOU, MAYOR AND COUNCILMEMBERS, MY NAME IS JESSE BANDA, I REPRESENT THE EAST TRAVIS COUNTY CONCERNED CITIZENS COALITION. ALSO LIKE MS. REYES I AM HERE TO MAKE YOU AWARE OF OUR CONCERNS ABOUT THE SLUDGE PLANT [INDISCERNIBLE] ONE OF OUR BIGGEST FEARS IS A REPEAT OF HISTORY WITH HORNSBY BEND. THIS GENERAL AREA HAS GROWN IMMENSELY TO SEVERAL

THOUSAND HOMES, GROWING DAILY, THAT THE FACILITY IS NOT WITHIN THE CITY OF AUSTIN, BUT AS SHE STATED IT IS WITHIN YOUR TWO MILE E.T.J. AND THEY DO HAVE TO COME TO THE CITY OF AUSTIN FOR A NEW SITE PLAN FOR THIS TYPE OF OPERATION. WE WOULD ALSO LIKE YOU TO CONSIDER THE IMPACT THAT IT'S GOING TO HAVE ON OUR COMMUNITIES AND THE ENVIRONMENT. NOT ONLY OUR AIR, OUR PERSONAL WATER WELLS, BUT THE COMMERCIAL WELLS, THAT SUPPLY ENTIRE SUBDIVISIONS IN THIS AREA. ALSO IT WOULD IMPACT THE CITY OF BASTROP WHICH GETS THEIR WATER FROM THE COLORADO RIVER, IN THE CASE OF -- IN THE EVENT OF AN EMERGENCY SPILLAGE. UNPLANNED SPILLAGE. THIS SITE IS ALSO LESS THAN A HALF A MILE FROM THE HISTORICAL HORNSBY BEND CEMETERY WHERE OUR FOREFATHERS NOW REST FROM FIGHTING TO PROTECT OUR COMMUNITY. NOW WE ASK YOU TO TAKE UP THE TORCH AND CONTINUE TO PROTECT OUR ENVIRONMENT AND OUR COMMUNITY. NOT ONLY OUR COMMUNITY, BUT ALSO THE FIRST SETTLEMENT OF TRAVIS COUNTY. THAT'S MAKE WE ASK YOU TO CONSIDER. -- THAT'S WHAT WE ASK YOU TO CONSIDER, THANK YOU.

Mayor Wynn: THANK YOU, MR. BANDA.

DONNA MORSTAD. WELCOME, DONNA, YOU WILL HAVE THREE MINUTES. WE HAVE YOUR HANDOUT, I BELIEVE.

GOOD AFTERNOON, MY NAME IS DAN NO MORSTAD, A RESIDENT OF NORTHWEST HILLS. I'M HERE TODAY TO TALK WITH YOU ABOUT THE EFFORTS OF CONTROL COULD IT COYOTES IN THE CITY OF AUSTIN OF BASED ON RECORDS 11 COYOTES HAVE BEEN EUTHANIZED IN THE NORTHWEST HILLS AREA THIS WINTER. WE ARE NOW AT A CRITICAL JUNCTURE. NOW THAT SEVERAL OF THE POTENTIALLY OFFENDING ANIMALS HAVE BEEN UTE UNITED STATES AND TEXAS WILDLIFE SUPPORTS BASED ON 311 CALL DATA TRAPPINGS SEEMS TO HAVE SUCCESSFULLY ALTERED THE BEHAVIOR OF THE FEW SURVIVING COYOTE. BECAUSE OF THIS WE HAVE AN OPPORTUNITY TO SEE THAT THE SITUATION DOES NOT HAPPEN AGAIN. WE CAN TAKE STEPS NOW TO PREVENT THE REMAINING COYOTES AND THE ONES WHO WILL EVENTUALLY MOVE INTO THE AREA FROM BECOMING HABITUATED TO HUMANS, KILLING PETS,

POSSIBLY THREATENING HUMAN SAFETY. WE CAN TAKE STEPS NOW TO PREVENT THE NEED TO USE LETHAL CONTROL IN THE FUTURE TO CONTROL THE COYOTE POPULATION. I'M HERE TO ASK THE CITY TO EMBARK ON A COMPREHENSIVE, PROACTIVE PUBLIC EDUCATION CAMPAIGN. A STUDY CONDUCTED BY THE UNIVERSITY OF CALIFORNIA HOPLAND LEVERAGE AND EXTENSION CENTER ... WHICH IS WHAT'S HAPPENED HERE, EDUCATIONAL EFFORTS MUST BE EMPHASIZED IN ORDER TO CHANGE THE NEIGHBORHOOD HABITAT FACTORS THAT PRECIPITATED THE PROBLEM AS TO PREVENT ITS RECURRENCE. WE NEED TO ADDRESS THE ROOT OF THE PROBLEM. A CONSTANT SOURCE OF FOOD-REPRESENTED ATTRACTANTS SUCH AS POORLY SECURED GARBAGE CANS ... ET CETERA, THESE CONDITIONS ENCOURAGE COYOTES TO ASSOCIATE FOOD WITH HUMANS AND CAN RESULT IN COYOTES LOSING THEIR NORMAL WEARINESS OF HUMANS. THIS REQUIRES AN AGGRESSIVE CORRECTION OF THE MANY ENVIRONMENTAL FACTORS THAT ATTRACTED COYOTES INTO THE NEIGHBORHOOD. I PROVIDED WRITTEN TESTIMONY THAT OUTLINES THE KEY ELEMENTS THAT SHOULD BE INCLUDED. IF YOU DO HAVE A COPY OF THE WRITTEN TESTIMONY IT IS LISTED THERE, THE SECOND PAGE, THE CITY SHOULD PASS AND ENFORCE ORDINANCES THAT ADDRESS THE ENVIRONMENTAL FACTORS THAT HAVE ATTRACTED COYOTES, THESE INCLUDE A PROHIBITION ON INTENTIONAL AND UNINTENTIONAL FEEDING OF MAMMALIAN WILDLIFE, KEY ELEMENTS MIGHT INCLUDE MAKING IT ILLEGAL TO KNOWING ... GARBAGE, CUT FOOD, ET CETERA. REQUIREMENTS TO INSTALL COYOTE PROOF GARBAGE CONTAINERS. THERE SHOULD ALSO BE A REQUIREMENT THAT REFUSE -- REFUGE CONTAINERS HAVE LIDS THAT FASTEN SECURELY AND DEVICES TO PREVENT THEIR BEING TIPPED OVER. THE CITY SHOULD FORM A COMMITTEE OF CITIZENS TO FORM AN ACTION PLAN AND HIGHLY PUBLICIZED PUBLIC CAMPAIGN. I AM AWARE OF A FLIER THAT SUPPOSEDLY HAS BEEN DELIVERED DOOR TO DOOR, I NEVER GOT FLIER, NEIGHBORS NEVER GOT THE FLIER. I'M NOT CONVINCED THAT'S BEEN EFFECTIVE, THERE NEEDS TO BE REPEATED EFFORTS IN THIS AREA, INVOLVEMENT WITH SCHOOLS, AIRING RADIO, PUBLIC SERVICE ANNOUNCEMENTS, IN CLOSING, LETHAL CONTROL IS A

SHORT TERM TEMPORARY FIX TO A PROBLEM THAT REQUIRES PROACTIVE AND LONG LASTING SOLUTIONS. WHEN APPROPRIATE PREVENTIVE ACTIONS ARE TAKEN BEFORE COULD IT COYOTES ESTABLISH FEEDING PATTERN IN SUBURBAN NEIGHBORHOODS FURTHER PROBLEMS CAN BE AVERTED. I'M HAPPY TO VOLUNTEER MY TIME IN ANY WAY TO HELP OUT IN THIS MATTER. THE PUBLIC SERVICE ANNOUNCEMENTS AND THE VIDEO THAT I REFER TO, THOSE THINGS HAVE ALREADY BEEN PUT TOGETHER, PUBLISHED, WE CAN GET A HOLD OF IT FOR FREE. THEY CAN BE AIRED AND USED. BROCHURES HAVE ALREADY BEEN PUT TOGETHER THAT YOU CAN GET IN BULK AND I WOULD BE -- IN BULK, I WOULD BE HAPPY TO HELP OUT IN ANY WAY. THANK YOU.

Mayor Wynn: THANK YOU. COUNCIL, THAT'S ALL OF THE CITIZENS WHO SIGNED UP FOR OUR GENERAL CITIZEN COMMUNICATION. THANK THEM ALL VERY MUCH. COUNCIL, EARLIER AS WE ANNOUNCED IN -- AS WE CAME OUT OF CLOSED SESSION, WE TOOK UP ITEM NO. 46 RELATED TO A PROPOSED LAWSUIT SETTLEMENT BETWEEN THE CITY OF SUNSET VALLEY, ET AL, AND THE CITY OF AUSTIN ET AL. WITH THAT WE CAN NOW TAKE UP ITEM NO. 48, WHICH IS THE POSTED ACTION ITEM RELATED TO THAT PROPOSED SETTLEMENT. WITH A BRIEF PRESENTATION. 7.

MAYOR AND COUNCIL, YOU MAY -- MY NAME IS LAURIE [INDISCERNIBLE], I'M AN ASSISTANT CITY ATTORNEY. YOU MAY RECALL SEVERAL WEEKS AGO, I BELIEVE ON MARCH 3rd, YOU ALL UNANIMOUSLY APPROVED A SETTLEMENT AGREEMENT IN A MATTER ENTITLED S.O.S. ALLIANCE, CITY OF SUNSET VALLEY, SAVE BARTON CREEK ASSOCIATION VERSUS CITY OF AUSTIN AND LOWE'S. SINCE -- AFTER YOU APPROVED THAT SETTLEMENT AGREEMENT, THERE WAS A -- I GUESS BEST WAY TO STATE IT IS THAT THE CITY OF SUNSET VALLEY DID NOT AGREE WITH EVERY PROVISION OF THE SETTLEMENT AGREEMENT THAT YOU ALL HAD REVIEWED. THEREFORE, CITY STAFF HAS BROUGHT THIS BACK TO YOU TODAY AND FOR ANOTHER VOTE. LAST TIME YOU AUTHORIZED THE CITY MANAGER TO NEGOTIATE AND EXECUTE. AND TODAY CITY STAFF HAS -- IS REQUESTING THAT YOU APPROVE AN ORDINANCE THAT WOULD VALIDATE

THIS SETTLEMENT AGREEMENT.

Mayor Wynn: THANK YOU, QUESTIONS, COMMENTS? AGAIN, SO WE HAD APPROVED THIS -- A RESOLUTION TWO WEEKS AGO, THIS IS THE MINOR CHANGE MADE AFTER WE APPROVED OUR ACTION TWO WEEKS AGO.

THAT'S CORRECT, IT'S A VERY MINOR CHANGE. YOU ALL HAD AN OPPORTUNITY TO LOOK AT IT EARLIER TODAY. IT WAS LITERALLY A ONE-SENTENCE CHANGE OR SO. SLIGHTLY MORE THAN A SENTENCE, BUT ONE CONCEPT CHANGE.

ALL RIGHT. FURTHER QUESTIONS, COMMENTS COUNCIL? IF NOT, I'LL ENTERTAIN A MOTION, ITEM NO. 48?

MOTION MADE BY COUNCILMEMBER ALVAREZ TO APPROVE ITEM NO. 48 AS POSTED. SECONDED BY THE MAYOR PRO TEM. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 6-0 WITH COUNCILMEMBER MCCracken OFF THE DAIS. THANK YOU VERY MUCH. COUNCIL, IT LOOKS LIKE WE MAY BE PREPARED TO TAKE UP ITEMS 12 AND 13. I BELIEVE EACH OF US HAS A HARD COPY OF THE ORDINANCE ITEM NO. 12 AS DESCRIBED BY MR. ADAMS EARLIER, THE STAFF IS READY FOR SECOND READING I BELIEVE ON THAT. THE RESOLUTION, ITEM NO. 13. AS WELL AS THE BACKUP MATRIX THAT WAS REQUESTED BY COUNCILMEMBER ALVAREZ AT THE LAST READING. MR. ADAMS, PERHAPS IF YOU CAN WALK US THROUGH THE MATRIX?

OF COURSE. THE LINE ONE IN THE MATRIX, AS I MENTIONED EARLIER, IS THE RECOMMENDATION TO APPROVE THE ORDINANCE BEFORE YOU ON SECOND READING TODAY. BEGINNING ON LINE 2, THIS IS THE ISSUE THAT WAS RAISED AT THE LAST MEETING BY THE MAYOR PRO TEM REGARDING SECTION 25-2-766-A, MANY OF THESE CHANGES RELATE TO THAT SECTION AS WE MOVE THROUGH THIS. BUT THE LANGUAGE AT THE MARCH 3rd MEETING WE COMMITTED TO DEVELOPING SOME ALTERNATIVE LANGUAGE FOR THAT

SECTION. AND SO WHAT WE ARE -- WHAT WE HAVE PUT IN THE MATRIX IS THE DIRECTORS SHALL PREPARE A STATION AREA PLAN FOR EACH TRANSIT ORIENTED DEVELOPMENT DISTRICT. CAPITAL METRO, CAPITAL METRO POLICY TRANSPORTATION AUTHORITY -- METROPOLITAN TRANSPORTATION AUTHORITY AND THIS WASN'T SPECIFICALLY REQUESTED, BUT IN OUR INTERNAL STAFF DISCUSSIONS WE FELT IT MADE A LOT OF SENSE TO GO AHEAD AND INCLUDE THE AUSTIN SAN ANTONIO INNER MUNICIPAL COMMUTER RAIL DISTRICT, THE NEIGHBORHOOD PLAN CONTACT TEAM, IF ANY, NEIGHBORHOOD ORGANIZATIONS, BUSINESS AND PROPERTY OWNERS AND OTHER AFFECTED PERSONS MAY PARTICIPATE IN THE PREPARATION OF THE STATION AREA PLAN. SO WE BROADENED THE SCOPE AND SOFTENED THE LANGUAGE IN THIS SECTION. SAPPITEM THREE OR LINE THREE, EXCUSE ME, THESE -- THIS BEGINS THE SECTION ON THE COVERING THE RECOMMENDATIONS THAT COUNCILMEMBER ALVAREZ PUT FORWARD AT THE LAST MEETING. THE FIRST ONE IS THAT FOR STATIONS LOCATED IN NEIGHBORHOOD AREAS THAT HAVE ADOPTED NEIGHBORHOOD PLANS, THAT HAVE DEFINED GATEWAY MID-WAY AND TRANSITION ZONES, EG, MLK TOD DISTRICT AND LAMAR TOD DISTRICT THAT A STATION AREA PLAN WOULD BE CONDUCTED FOR THE GATEWAY AND MID-WAY ZONES ONLY AND THAT WE WOULD APPLY THE SITE DEVELOPMENT [INDISCERNIBLE] FOR GATEWAY AND MID-WAY AS RECOMMENDED BY STAFF.

Alvarez: I COULD WALK THROUGH THOSE, GEORGE DOESN'T HAVE TO. TO EXPLAIN MY PROPOSALS. BUT BASICALLY, THE - - THE TWO -- TWO MAIN THEMES TO MY RECOMMENDED CHANGES. ONE IS PROCESS RELATING TO THE DEVELOPMENT OF THE STATION AREA PLANS. IN THE LATER SECTION IT'S CHANGES RELATING AFFORDABLE HOUSING. TWO MAIN THEMES. THE ONES THAT WE WILL TALK ABOUT RIGHT NOW ACTUALLY DEALS WITH PROCESS SIDE OF THINGS. I DON'T KNOW IF WE CAN PUT UP ONE OF THOSE MAPS. MAYBE MLK OR LAMAR ACTUALLY HAS THE REZONES SPELLED OUT. SO THE FIRST RECOMMENDATION RELATES TO -- TO AREAS THAT HAVE -- THAT HAVE A PROPOSED T.O.D. DISTRICTS THAT ARE LOCATED IN AREAS THAT HAVE ADOPTED NEIGHBORHOOD PLANS. SO MY SUGGESTION

HERE IS THAT -- THAT WE LIMIT THE STATION AREA PLANNING TO THE GATEWAY AND MID-WAY ZONES BECAUSE WHICH WILL BE THE CENTER PORTION AND LIGHTER PORTION, WHICH WOULD BE YELLOW, BUT NOT THE GREEN PORTION WHICH IS THE TRANSITION ZONE. PARTLY BECAUSE WE HAVE ALREADY GONE THROUGH AN EXTENSIVE NEIGHBORHOOD PLANNING PROCESS WE HAVE ENGAGED THE NEIGHBORS IN A PRETTY LENGTHY AND INVOLVED PROCESS. AND SO -- SO -- SO SOME OF THESE INSTANCES YOU'LL BE BASICALLY KIND OF STARTING PLANNING, START THE PLANNING ON A PRETTY LARGE PORTION OF SOME OF THESE NEIGHBORHOOD PLANNING AREAS. AND I THINK EAST CESAR CHAVEZ IS PROBABLY THE ONE THAT'S MOST AFFECTED BECAUSE THAT WHOLE DISTRICT IS WITHIN ONE NEIGHBORHOOD PLANNING AREA WHEREAS I THINK THE MLK T.O.D. DISTRICT AND THIS ONE FOR LAMAR HAVE TWO OR THREE NEIGHBORHOOD PLANNING AREAS. SO IT ALL DOESN'T FALL INTO ONE NEIGHBORHOOD PLANNING AREA. BUT THAT'S THE -- THAT'S THE -- THE IDEA HERE IS SINCE WE HAVE ALREADY DONE TWO OR THREE YEARS WORTH OF PLANNING WORKING WITH THE NEIGHBORHOODS, THAT WE TRY TO FOCUS THE -- THE STATION AREA PLAN EFFORT CLOSER IN TO THE STATIONS SINCE I THINK WE HAVE A LOT OF SAFEGUARDS ALREADY IN PLACE BECAUSE WE HAVE ALREADY DONE SOME PLANNING AND THAT MIGHT ACTUALLY MAKE THIS PROCESS MAYBE MOVE A LITTLE MORE SWIFTLY AS WELL. CERTAINLY, YOU KNOW, IF ANYONE HAS QUESTIONS ABOUT THAT. I WILL TRY TO ANSWER THEM. TO THE BEST OF MY ABILITIES.

THANK YOU, COUNCILMEMBER. QUESTIONS? OF STAFF OR COUNCILMEMBER ALVAREZ? COUNCILMEMBER MCCracken?

THE ONLY QUESTION THAT I HAD IS -- IS ON THE -- ON THE NEIGHBORHOOD PLANS, COUNCILMEMBER, THE -- ARE THERE AREAS WITHIN THE TRANSITION ZONE THAT ARE NOT CURRENTLY ZONED SINGLE FAMILY? BECAUSE I UNDERSTAND WHAT YOU ARE SUGGESTING. I THINK IT MAKES A LOT OF SENSE, IT IS ALREADY ZONED SINGLE FAMILY, THERE'S NO NEED TO DO ANY STATION AREA PLANNING, BUT IF THERE'S COMMERCIAL AREAS OR MULTI-

FAMILY THAT IT MIGHT MAKE SENSE IN THOSE POCKETS OF TRANSITION ZONES TO HAVE SOME STATION AREA PLANNING GOING, BUT I DON'T KNOW WHAT THE SITUATION IS WITH THOSE PLANS IF THAT WOULD EVEN BE AN ISSUE.

Alvarez: I HAVEN'T LOOKED AT THOSE TRANSITION ZONES CLOSELY ENOUGH TO SEE WHAT PROVIDES THAT TRANSITION.

I CAN PROVIDE INFORMATION ON THAT. WHEN WE WERE DRAWING THE BOUNDARIES FOR THE T.O.D.ES, TO THE GREATEST EXTENT POSSIBLE WE AVOIDED EXISTING SINGLE FAMILY ZONING OR USES. I THINK OF THE THREE AREAS IN NEIGHBORHOOD PLANNING AREAS, THE ONLY ONE THAT HAS ANY SINGLE FAMILY ZONING IN IT THAT I'M AWARE OF IS THE PLAZA SALTILLO AND THAT'S A HANDFUL OF INDIVIDUAL LOTS, PRIMARILY ALONG EAST SEVENTH STREET THAT WERE THAT MAINTAINED THEIR SINGLE FAMILY ZONING WHEN THE NEIGHBORHOOD PLAN WAS APPROVED.

WHAT SORT OF ZONING ARE WE TALKING ABOUT IN THE TRANSITION ZONES FOR THESE, IS IT THREE NEIGHBORHOODS?

THERE'S A VARIETY OF ZONING, PLAZA SALTILLO IS PRIMARILY C.S., MU, CO, NP. IN THE MLK T.O.D., IT'S A LITTLE MORE VARIED, C.S.-MU, MULTI-FAMILY IF I'M NOT MISTAKEN. IN THE LAMAR BOULEVARD T.O.D., IT'S ONCE AGAIN A LOT OF C.S., YOU HAVE THE -- YOU HAVE THE HUNTSMAN PROPERTY THAT WAS ZONED LIPDA, WHICH IS A SIGNIFICANT PIECE OF THE TRANSITION ZONE IN THIS PARTICULAR ONE. OUTSIDE OUTSIDE ASTRONOMY,, THE HUNTSMAN PROPERTY IN THIS MAP IS ESSENTIALLY THIS AREA HERE, ABOUT A 75-ACRE PIECE OF PROPERTY. THAT IS ZONED LIPDA.

McCracken: I THINK THE ONLY THING THAT I MIGHT ADD, THE OBSERVATION ON THAT THAT THE HUNTSMAN SITE AND LAMAR T.O.D. IS GOING TO BE A CRITICAL PART OF A SUCCESSFUL TRANSIT ORIENTED DEVELOPMENT IN THE LAMAR AREA. SO I THINK THAT WE WOULD BE MISSING A VERY MAJOR OPPORTUNITY ON LAMAR AT LEAST OR THAT HUNTSMAN SITE SINCE IT'S AN ENORMOUS GREEN FIELD SITE THAT SHOULD BE PART OF TRANSIT PLANNING THERE.

MY UNDERSTANDING IS THAT IT'S PROBABLY SLATED TO BECOME JUST A -- YOU KNOW PROBABLY SLATED TO BE SOME TYPE OF SUBURBAN STYLE SHOPPING CENTER UNLESS WE DO SOME STATION AREA PLAN THERE. SO IF WE COULD INCLUDE THAT IN THE PLANNING FOR LAIRL, I THINK THAT WOULD BE PRETTY IMPORTANT.

Alvarez: -- IN THE PLANNING FOR LAMAR, I THINK THAT WOULD BE PRETTY IMPORTANT.

Alvarez: I THINK, AS I REMEMBER, WHEN WE APPROVED THAT PLAN AND WE WERE THINKING ABOUT THE HUNTSMAN TRACT, AS A POTENTIAL SITE OF A STATION, A LOT OF OUR RECOMMENDATIONS ARE IN FACT PART OF THE ZONING PART. NOW YOU SEE WHILE THE STATION WOULDN'T BE ON THE HUNTSMAN TRACT, IT WOULD BE FURTHER FROM THE HUNTSMAN TRACT. IF YOU LOOK AT THE TWO, THE QUARTER MILE RADIUS, I GUESS THAT'S WHAT THOSE ARE, QUARTER MILE AND HALF MILE RADII THERE. BECAUSE WHAT WE ARE BEING TOLD IS THAT WITHIN A QUARTER MILE AND POSSIBLY WITHIN A HALF MILE YOU WANT A CERTAIN AMOUNT OF DENSITY. SO HERE YOU CAN SEE THAT, YOU KNOW, WE'RE GOING PRETTY FAR BEHIND THE HALF MILE RADIUS. AND SO. POTENTIALLY AGAIN THEN THE DENSITY WITHIN THE HALF MILE RADIUS WOULDN'T HAVE TO BE AS MUCH BECAUSE IT COULD BE SPREAD AROUND TO A MUCH BROADER AREA. BUT IT SEEMS TO ME AT LEAST YOU KNOW WHAT'S HAPPENING WITH THE SALTILLO DISTRICT, HAPPENS WITH THESE OTHER STATION AREA PLAN, THE CAG IS CONSIDERING OR BEING SHOWN, IS MORE CITIZENS COMMUNITY OR BEYOND WHAT THEY ARE EVEN TALKED ABOUT OR SUGGESTED. SO THAT'S WHERE I HAVE CONCERNS ABOUT THE MORE YOU INCLUDE IN THE STATION AREA PLANNING PROCESS, THEN THERE'S A GREATER RISK THAT WE ARE GOING TO APPROVE MORE HEIGHT, MORE CITIZENS COMMUNITY, MORE INTENSE -- MORE DENSITY, MORE INTENSE SEE IN A MUCH LARGER AREA. AGAIN MY CONCERN BEING THAT WE HAVE ALREADY ARTICULATED THOSE KINDS OF ISSUES THROUGH THE NEIGHBORHOOD PLANNING PROCESS AND SO THAT'S WHY I THINK THAT IT'S IMPORTANT THAT WE TRY TO FOCUS IT AS MUCH AS POSSIBLE ON WHERE WE WANT THE DENSITY. IF YOU WANT IT ON THE HUNTSMAN TRACT, LET'S PUT IT ON THE

HUNTSMAN TRACT. YOU ARE RIGHT, 75 ACRES ALMOST RIGHT ADJACENT TO THE STATION THERE. THAT'S MY THINKING IN TERMS OF WHY THE LIMIT -- WHY TO LIMIT IT AS MUCH AS POSSIBLE.

McCracken: SO DOES IT -- MAYBE WHAT I'M PICKING UP IS THAT WE DO HAVE A COMMON VIEW THAT IT WOULD BE AT LEAST LAMAR THEN WOULD IT BE OKAY WITH YOU COUNCILMEMBER TO INCLUDE THE TRANSITION ZONE FOR THE LAMAR T.O.D. BUT NOT FOR MLK AND SALTILLO? JUST BECAUSE OF THE UNIQUE SITUATION PROMPTED BY THE LAND CHANGES, USE CHANGES THERE?

Alvarez: WELL, I MEAN, I WOULD LIKE TO APPROACH IT AS A POLICY SORT OF HOW WE DEAL WITH THESE ISSUES. AGAIN, NOT KNOWING SORT OF ON THE PERIPHERY, HOW CLOSE THE NEIGHBORHOODS ARE IN THE TRANSITION ZONE, WHAT MAY OR MAY NOT BE RECOMMENDED THROUGH THE STATION AREA PLANNING PROCESS, THAT'S WHERE YOU GET SO THAT IT'S COMPATIBILITY ISSUES I THINK WHEN YOU ARE GETTING OR ABUTTING CLOSE TO THE SINGLE FAMILY RESIDENTIAL NEIGHBORHOOD --

THAT'S CURRENTLY ZONED, AS I UNDERSTAND IT, GEORGE, LIGHT INDUSTRIAL, RIGHT?

YOU ARE SPEAKING OF THE HUNTSMAN TRACT?

YES.

YES, IT'S LIPDA.

McCracken: MY UNDERSTANDING IS WHAT HAPPENED THERE HUNTSMAN AFTER THE NEIGHBORHOOD PLAN WAS COMPLETED DECIDED TO MOVE OUT OF -- TO MOVE OFF THAT TRACT. SO IT WILL NOT -- IT WILL HAVE A CHANGE IN USE, IT'S CURRENTLY AN INDUSTRIAL USE THAT'S GOING TO CHANGE TO SOME KIND OF COMMERCIAL USE OR COMMERCIAL MIXED USE TYPE OF USE. SO IT LOOKS LIKE, IT APPEARS NOW BECAUSE HUNTSMAN IS MOVING OFF OF THAT TRACT, THAT THE CHOICE IS SOME KIND OF, YOU KNOW, SUBURBAN STYLE SHOPPING CENTER OR A TRANSIT ORIENTED DEVELOPMENT, GIVEN HOW CLOSE IT IS, I THINK

AT LEAST IN THIS ONE AREA PROMPTED BY THE CHANGE IN LAND USE AFTER THE NEIGHBORHOOD PLAN, IT WOULD MAKE SENSE TO INCLUDE THAT WITHIN THE PLANNING AREA.

HUNTSMAN I DON'T HAVE SO MUCH OF A PROBLEM WITH BECAUSE WE ACTUALLY LOOKED AT IT PRETTY CLOSELY WHEN IT CAME THROUGH FOR ZONING. BUT THE TRANSITION ZONE INCLUDES A LOT MORE THAN JUST HUNTSMAN. IT'S MORE THOSE AREAS THEN THAT -- THAN THE HUNTSMAN TRACT ITSELF BECAUSE WE ACTUALLY NEED TO BUFFER AT LEAST A NEIGHBORHOOD TO THE NORTH, PRETTY SIGNIFICANTLY THROUGH THE ACTIONS THAT THE COUNCIL TOOK.

McCracken: IS ANY OF THAT THEN THERE -- IS IT PARKLAND OR IS IT SINGLE FAMILY IN THE LAMAR T.O.D. TRANSITION ZONE? I THINK COUNCILMEMBER ALVAREZ HAS A REALLY GOOD POINT ON THAT.

NONE OF THE ZONING, NONE OF THE ZONING IN THE TRANSITION ZONE IS CURRENTLY SINGLE FAMILY. THERE ARE OBVIOUSLY SINGLE FAMILY USES SURROUNDING THE BOUNDARY OF THE T.O.D. I THINK AS PARTS OF THE PDA THERE WAS A COMMITMENT TO MAINTAIN A PORTION OF THE HUNTSMAN PROPERTY UP HERE IN -- IN SOME SORT OF RECREATIONAL USE, OPEN SPACE USE. BUT WITHIN THE GREEN AREA ON THIS MAP, THERE IS NO SINGLE FAMILY ZONING.

WHAT ABOUT -- YOU SAID AT LEAST AT THE PER PERIPHERY IT IS ADJACENT TO SINGLE FAMILY?

YES, THAT'S CORRECT. BASICALLY MOPS OF THE AREA -- BASICALLY MOST OF THE AREA OUTSIDE OF THE DARK BOUNDARY ON HERE IS -- IS ZONED SINGLE FAMILY WITH PERHAPS THE EXCEPTION OF -- ON THE SOUTHERN END AND AS YOU MOVE UP HERE TO THE NORTH. THIS WAS JUST GETTING BEYOND THE DISTANCE THAT MADE SENSE TO INCLUDE IN THE T.O.D. BOUNDARY.

McCracken: SO SOME OF THAT TRANSITION ZONE THEN IS ACE LOCK A MAJOR ARTERIAL LIKE LAMAR?

A SMALL PORTION OF IT, YES. LAMAR IS RUNNING HERE. SO THIS -- THIS AREA DOWN HERE. ONCE AGAIN, THE THINKING ON THIS WAS AS YOU GET FURTHER AWAY, IT PROBABLY MADE SENSE TO CLASSIFY THAT AS THE TRANSITION ZONE BECAUSE WE ARE GETTING OUT TO THE -- TO BETWEEN THE QUARTER MILE AND HALF MILE ON THIS PARTICULAR T.O.D. AND THAT -- AT THAT POINT. ONE THING THAT I -- THAT I MIGHT POINT OUT IS -- AS PART OF THE SAPP STATION AREA PLANNING PROCESS, I THINK THERE'S A FEELING THAT WE ARE AUTOMATICALLY GOING TO BE GRANTING ADDITIONAL DENSITY. THAT COULD BE THE CASE. BUT AT THIS POINT WE REALLY DON'T KNOW. WE'LL BE ENGAGING THE COMMUNITY AND THE STAKEHOLDERS IN A PLANNING PROCESS TO TRY TO IDENTIFY WHAT THE -- WHERE THE DENSITY IS APPROPRIATE AND IT COULD INVOLVE MOVING IN ONE DIRECTION OR ANOTHER. WITH THE PROPOSALS.

COULD YOU EXPLAIN WHAT ALL OF THOSE CONCENTRIC CIRCLES ARE, BECAUSE I REALIZE NOW THERE IS ABOUT FOUR, I THOUGHT THERE WAS JUST A QUARTER MILE AND A HALF MILE.

SURE. THE RED CIRCLE IS THE -- IS THE -- GENERALLY THE 300-FOOT RADIUS FROM THE TRANSIT PLATFORM. THE THINKING IS THAT -- THAT I DON'T THINK THAT IT'S BEEN COMPLETELY PINNED DOWN, BUT IT WOULD BE SOMEWHERE IN THE VICINITY OF RIGHT HERE, KIND OF AT THE SOUTHERN END OF THE HUNTSMAN TRACT. THE -- THE YELLOW CIRCLE IS A THOUSAND FOOT RADIUS FROM THE PLATFORM. THE GREEN CIRCLE IS A QUARTER MILE AND THE BLUE CIRCLE IS THE HALF MILE.

Alvarez: OKAY, IT'S THE BLUE CIRCLE THAT'S THE HALF MILE RADIUS. WHICH IS -- WHICH ENCOMPASSES MOST -- I MEAN THE TRANSITION ZONE EXCEPT FOR THAT LITTLE PART TO THE SOUTH IT LOOKS LIKE.

IN THIS PARTICULAR T.O.D., ESPECIALLY FOR THE MORE URBAN ONES, IT DOES INCLUDE PROBABLY A LARGER AREA THAN SOME OF THE OTHERS. AND THE PRIMARY THINKING BEHIND THAT WAS THE -- THE NUMBER ONE BUS LINE RUNS ALONG LAMAR THROUGH THIS AREA, WHICH IS ONE OF THE MORE HEAVILY USED BUS LINES IN THE CITY AND OUR

UNDERSTANDING IS THAT IN THE FUTURE THAT WILL LIKELY CONVERT TO THE -- ONE OF THE RAPID BUS LINES, CAPITAL METRO WILL CONVERT THAT TO THE RAPID BUS LINES. SO WE FELT LIKE IT MADE SENSE TO INCLUDE A LARGER AREA, POTENTIALLY OUT TO THAT HALF MILE RADIUS IN, YOU KNOW, CONSIDERING THE T.O.D. POTENTIAL.

I HAVE GOT A QUESTION.

COUNCILMEMBER SLUSHER.

Slusher: I CAN UNDERSTAND WANTING TO LEAVE THE NEIGHBORHOOD PLAN INTACT, IN THE TRANSITION ZONE OR EVERYWHERE FOR THAT MATTER. WHAT OCCURS TO ME IS THAT PEOPLE MIGHT THINK THEY ARE BEING EXCLUDED FROM THE STATION AREA PLANNING IN THEIR NEIGHBORHOOD IF WE TAKE THAT CRITERIA, THAT SECTION OUT. IT WOULD SEEM -- I DON'T UNDERSTAND WHY IT AUTOMATICALLY MEANS THAT THAT AREA IS GOING TO GET MORE DENSIFIED. THE ONE -- THE TWO CIRCLES AWAY ON THIS MAP, THAT IT'S AUTOMATICALLY GOING TO GET MORE DENSIFIED JUST BECAUSE THEY ARE INCLUDED IN THE PLANNING PROCESS, I CAN ENVISION PEOPLE COMING DOWN AND SAYING WHY WERE WE LEFT OUT OF THIS?

Alvarez: AGAIN MY THINKING IS IF IT'S NEXT TO YOUR NEIGHBORHOOD, YOU SHOULD BE INVOLVED. I DON'T KNOW THAT -- I MEAN, THAT I WOULD WANT TO EXCLUDE THEM FROM PARTICIPATING REGARDLESS OF WHAT SIZE THE PLANNING AREA IS. BUT I THINK -- AGAIN, IT MIGHT BE MORE WHAT I'M UNCLEAR OF WHAT ARE WE ACTUALLY GOING TO BE DOING DURING THE SAPP STATION AREA PLANNING, BECAUSE AGAIN I THINK WE HAVE ALREADY DECIDED SOME PRETTY MAJOR ISSUES THAT DEAL WITH DENSITY AND HEIGHT LIMITS AND ZONING AND CONDITIONAL USES, PROHIBITED USES, PERMITTED USES AND SO IF THAT ALL IS GOING TO BE ON THE TABLE, AFTER WE HAVE DONE A PRETTY EXTENSIVE PROCESS ALREADY OF -- OF THE PUBLIC INVOLVEMENT, THEN I WANT TO TRY TO LIMIT IT, YOU KNOW, WHAT WE ARE GOING TO CHANGE IN THESE NEIGHBORHOOD PLANS AS MUCH AS POSSIBLE. OR IF WE WANT TO STAY YOU KNOW WE WON'T GO -- IF WE WANT TO STATE WE WON'T GO BEYOND ANY OF THE ZONING AND SITE DEVELOPMENT

RESTRICTIONS THAT ARE CURRENTLY IN PLACE FOR THESE NEIGHBORHOOD FOR THESE PARTICULAR T.O.D.'S, BECAUSE WE HAVE ALREADY ARTICULATED THEM, THEN LET'S JUST MAKE THAT A POLICY AND SAY WE ARE GOING TO RESPECT THE ZONING AND THE SITE DEVELOPMENT RESTRICTIONS THAT ARE CURRENTLY IN PLACE THAT WERE PUT IN PLACE THROUGH THE NEIGHBORHOOD PLANNING PROCESS.

Mayor Wynn: FURTHER COMMENTS? COUNCILMEMBER DUNKERLY?

Dunkerly: [INDISCERNIBLE] COUNCILMEMBER ALVAREZ, PARTICULARLY IN THE SALTILLO AREA, THIS ONE, THAT VERY LARGE TRACT THAT I THINK PERHAPS THERE'S SOME WAY YOU COULD CARVE THAT OUT AND LET IT BE INCLUDED BECAUSE IT WOULD GIVE SOME OPPORTUNITY TO -- FOR THE NEIGHBORHOOD TO -- TO TAKE ANOTHER LOOK AT WHAT THEY WOULD LIKE TO HAVE THERE. THAT WOULD BE MY ONLY PERHAPS SUGGESTION ABOUT THIS ONE. THAT WOULD BE DIFFERENT.

Alvarez: WHAT I WOULD BE OPEN TO IS -- IS AGAIN BECAUSE I DON'T KNOW THAT -- THAT THERE WAS MUCH INPUT INTO HOW WE DREW THESE PARTICULAR LINES, SO IF WE WANT TO SAY LET'S LIMIT THE PLANNING TO GET WAY AND MID-WAY ZONES AND THEN LET'S HAVE SOME -- GATEWAY AND MID-WAY ZONES, HAVE SOME KIND OF NEIGHBORHOOD PROCESS TO DETERMINE WHAT THE MID-WAY ZONES WOULD BE, MAYBE THAT WOULD HELP US BRING IN AS MUCH AS THE KEY AREAS THAT -- THAT EVERYONE WOULD LIKE TO SEE INCLUDED.

Dunkerly: I JUST THOUGHT --

Alvarez: I DON'T KNOW WHY WE CHOOSE THESE LINES. I MEAN, THEY'RE NOT -- YOU KNOW, IT LOOKS LIKE IT'S BASED ON ZONING, WHETHER YOU HAVE COMMERCIAL ZONING OR NOT. THAT DOES MAKE SOME SENSE. BUT AGAIN I'M TRYING TO RELATE, FIGURE OUT WHAT WE ARE GOING TO DO, THE STATION AREA PLAN DIFFERENCES FROM WHAT WE HAVE ALREADY DONE THROUGH THIS PROCESS OF NEIGHBORHOOD PLANNING.

Mayor Wynn: FURTHER COMMENTS, QUESTIONS?
COUNCILMEMBER MCCracken?

McCracken: WOULD IT -- MAYBE IT WOULD BE HELPFUL TO SEE WHAT THIS SITUATION IS WITH -- WITH MLK T.O.D. DISTRICT AND WITH SALTILLO. BECAUSE I THINK THAT WE HAVE IDENTIFIED WHAT MAYBE JUST A UNIQUE SITUATION ON LAMAR. BECAUSE OF A CHANGE IN A MAJOR PROPERTY USE THERE.

COUPLE, JUST TO ORIENT YOU REAL QUICKLY, THIS IS MARTIN LUTHER KING, JR. BOULEVARD, AIRPORT BOULEVARD, THE RAIL LINE, RUNS THROUGH HERE. AND THIS IS WHAT'S -- WHAT'S COMMONLY REFERRED TO AS THE FEATHER LIGHT PROPERTY. AND WITH -- WITH SALTILLO, YOU HAVE -- YOU HAVE I-35 EAST SEVENTH, EAST 5th, EAST 4th, THIS IS -- THIS IS DOWN TO EAST 3rd. AT THIS POINT.

GEORGE, WE CAN'T SEE IT OVER HERE. SO LOOKING AT THE MLK ONE THEN, THAT -- THAT BIG TRACK IN THE TRANSITION ZONE IS THE FEATHER LIGHT TRACT?

THAT'S CORRECT. GENERALLY SOUTH OF MARTIN LUTHER KING, JR. BOULEVARD. I'M SORRY, WE COULDN'T SEE SALTILLO, WHY DOES IT STEPPED THERE FOR SALTILLO?

THE -- THE OVERALL BOUNDARIES?

YEAH, I COULDN'T SEE IT WHEN YOU WERE RUNNING THROUGH THE DIE GRAM.

THIS IS I-35. JUST NORTH OF EAST SEVENTH. GOES EAST TO CHICON AND THEN KIND OF ZIGZAGS FROM THIRD UP TO THE ALLEY BETWEEN THIRD AND FOURTH AND THEN UP TO FOURTH. AND ONCE AGAIN, FOLLOWING THE -- THE ZONING PATTERN IN THE AREA TO -- TO ELIMINATE OR MINIMIZE SINGLE FAMILY ZONING.

[INDISCERNIBLE]

Slusher: ELIMINATE [INDISCERNIBLE] -- YOU MEAN ELIMINATE SINGLE FAMILY ZONING WITHIN THE T.O.D. BOUNDARIES, NOW ELIMINATE IS PART OF THE T.O.D. I THINK WE OUGHT

TO CLARIFY THAT.

THAT'S CORRECT.

ON THE MLK T.O.D., CAN YOU POINT OUT THE APPROXIMATE BOUNDARIES AS YOU UNDERSTAND THEM OF THE FEATHERLIGHT TRACT? SEEMS TO ME THAT TRACT ALL OF IT IS SOUTH OF MLK.

RIGHT. MY UNDERSTANDING OF FEATHER LIGHT IS BASICALLY THIS WHOLE TRIANGLESHAPED PIECE OF PROPERTY UP TO THE RAIL LINE, WHICH IS BASICALLY HERE. I BELIEVE IT'S APPROXIMATELY 21, 22 ACRES. SOMETHING IN THAT NEIGHBORHOOD.

WITH THIS DIAGRAM, THOUGH, THE -- THE HATCHED RED AREA, I CAN'T READ FROM HERE, YOU SHOW AS BOTH ON THE NORTH AND SOUTH SIDE OF MLK, IS THAT JUST BASED ON JUST A -- THE CROSS HAIRS OF THAT INTERSECTION WITH THE TRACKS OR AT SOME POINT DO WE MAKE AN ASSUMPTION FOR INSTANCE AS TO WHETHER THE STATION IS NORTH OF MLK OR SOUTH? THEN ALL OF THIS WOULD THEN SHIFT UP ACCORDINGLY?

THAT'S A POSSIBILITY. WHAT CAPITAL METRO HAS TOLD US AT THIS POINT IS THAT THEY THINK THAT THE PLATFORM WOULD BE SOUTH OF MLK. NOT VERY SOUTH OF IT, BUT VERY CLOSE TO IT. BASED ON THAT 300-FOOT WALKING OR THAT 300-FOOT RADIUS, WE EXTENDED THE GATEWAY ZONE NORTH AND SOUTH OF MLK.

THAT SEEMS TO ME THAT BEGS A QUESTION THEN, IF THIS IS PERHAPS A UNIQUE EXAMPLE, BUT SO IF THE STATION IS IN FACT SOUTH OF MLK ALONG THE TRACKS AND WE HAVE THIS, YOU KNOW, APPROPRIATELY DEFINED 300-FOOT RADIUS, SEEMS TO ME THERE MIGHT BE A DIFFERENCE OF SORT OF A CALCULATION OF DISTANCE ACROSS THE STREET. THAT IS THE LAND NORTH OF MLK IN A SENSE COULD BE TREATED DIFFERENTLY THAN THE LAND SOUTH IF THAT IS THE USE ON THAT PIECE OF PROPERTY, PERHAPS EVEN A LITTLE FURTHER AWAY THAN IS THE LAND NORTH OF MLK. PRESUMABLY SO MUCH MORE ACCESSIBLE TO THE STATION. BECAUSE ONE DOESN'T HAVE TO CROSS

RELATIVELY MAJOR FOUR LANES ROAD.

I THINK THAT MAKES A LOT OF SENSE.

WHEN WE WERE ESTABLISHING THESE BOUNDARIES, I THOUGHT THERE WAS A NEED TO DEFINITELY MASSAGE THEM AT THE VERY LEAST DURING THE STATION AREA PLANNING PROCESS. AND THAT -- THAT MIGHT BE -- MAYBE MASSAGE IS NOT EVEN, MAYBE MORE DRASTIC THAN THAT. BUT WE ALWAYS RECOGNIZED THAT THESE WERE IMPERFECT.

Mayor Wynn: ALL RIGHT. THANK YOU.

McCracken: MAYOR, I WANTED TO SAY MAYBE I UNDERSTAND WHAT -- WHAT COUNCILMEMBER -- MY UNDERSTANDING FROM COUNCILMEMBER ALVAREZ'S PROPOSAL, I THINK THAT THE UNDERSTANDING IS THAT WE DON'T WANT TO UNDO OR IGNORE THE HARD WORK OF THE NEIGHBORHOOD PLANNING TEAMS. SO PERHAPS WHAT WE COULD SAY IS THAT -- BECAUSE IT LOOK LIKE FOR AT LEAST TWO OF THESE FOR LAMAR AND MLK, THAT THERE'S SIGNIFICANT NEW TRACKS THAT -- THAT LOOK LIKE THEY ARE PRETTY IMPORTANT TO THE SUCCESS OF THESE T.O.D.'S AND THAT IT WOULD -- IT WOULD HELP THE NEIGHBORHOODS OUT, TOO, IF THERE WAS APPROPRIATE PLANNING VERSUS NO PLANNING. SO MAYBE WE COULD SAY IS THAT IN THE TRANSITION ZONES THAT IT'S A REQUIREMENT, THAT THE NEIGHBORHOOD PLANNING TEAMS BE -- BE PART OF THE -- PART OF THE PLANNING PROCESS OR SOMETHING LIKE THAT.

Alvarez: THAT'S ON A -- ONE OF THE SUBSEQUENT PROPOSALS. AND MAYBE YOU KNOW WHAT -- WHAT MIGHT HELP IS -- IS IF YOU LOOK AT -- IF YOU LOOK AT WHAT'S LISTED IN NUMBER 3 ON THE MATRIX, YOU IF -- IF YOU LOOK AT STAFF COMMENTS, IT SAYS NEIGHBORHOOD PLANS PRIMARILY ADDRESS LAND USE AND ZONING. SO REALLY WHAT I'M SAYING IS NEIGHBORHOOD PLANS HAVE ALREADY ADDRESSED LAND USE AND ZONING, SO -- SO LET'S NOT TAKE THOSE UP AS PART OF THE SAPP SAPPING PROCESS. - - AS PART OF THE STATION AREA PLANNING PROCESS. THE NEXT SAYS STATION AREA PLANS ARE INTENDED TO

ADDRESS OTHER ISSUES INCLUDING ANALYSIS OF TRANSPORTATION, INFRASTRUCTURE, HOUSING, DRAINAGE, PARKING, STREET SCAPE IMPROVEMENTS AND URBAN DESIGNS. IF WE SAY THAT THAT'S WHAT OUR STATION AREA PLANS ARE GOING TO BE ABOUT, THEN YOU KNOW I'M FINE WITH KEEPING ALL OF THIS AS PART OF THAT BECAUSE WE LOOK AT THOSE ISSUES, BUT I KNOW WE ARE GOING TO -- WHEN WE APPROVE THIS ORDINANCE, WE ARE ALREADY GOING TO CHANGE SOME OF THE CONDITIONAL USES, SO WE ARE ALREADY IN DEALING WITH LAND USE AND ZONING TYPE OF ISSUES, AND SO I WOULD JUST LIKE AGAIN MY CONCERN IS IF WE ARE GOING TO SAY, OKAY, WE HAVE ALREADY DONE LAND USE AND ZONING THROUGH THE PLANNING PROCESS, WE HAVE ALREADY MADE SOME ZONING CHANGES IN THE PROCESS OF ADOPTING THIS ORDINANCE, AND THEN WE ARE GOING TO SAY BUT WE MIGHT ALSO MAKE SOME LAND USE AND ZONING CHANGES THROUGH THE STATION AREA PLANS THAT'S WHAT I AM HAVING TROUBLE WITH. IF WE TAKE THAT OUT OF THE MIX YEAH IT COMPLIMENTS WHAT WE HAVE ALREADY DONE, YOU KNOW, WITH THE NEIGHBORHOOD PLANS. [ONE MOMENT PLEASE FOR CHANGE IN CAPTIONERS]

Alvarez: I WOULD SAY THAT'S WHAT THE WHOLE EXERCISE SHOULD BE ABOUT, WHETHER IT'S GATEWAY, MIDWAY OR TRANSITION, BECAUSE I THINK IF ANY PROPERTY OWNER AT ANY TIME WANTS TO COME FORWARD AND SAY I WANT TO CHANGE MY ZONING TO GO BEYOND THE LAND USE CRITERIA THAT WE'VE ADOPTED, THEN THEY CAN GO AND FILE A ZONING CHANGE AND GO THROUGH A PUBLIC PROCESS. BUT TO ME IT SEEMS LIKE IF WE'RE SAYING THAT WE COULD CHANGE ZONING AND CONDITIONS OF ZONING THROUGH THE STATIONARY PROCESS, THEN THAT MEANS WE MIGHT BE CHANGING HEIGHTS AND DENSITIES AND THAT SORT OF THING. FOR A LARGE AREA, WITHOUT HAVING THOSE PARTICULAR GO THROUGH A NORMAL ZONING PROCESS.

Mayor Wynn: FURTHER COMMENTS, QUESTIONS?
COUNCILMEMBER DUNKERLEY.

ON THE PROHIBITED USES, I THINK I UNDERSTOOD CORRECTLY THAT ON THREE OF THE USES THEY REALLY

TRUMP THE NEIGHBORHOOD PLAN, BECAUSE IF THERE IS A DIFFERENCE, THE NEIGHBORHOOD PLAN, THEY'RE OKAY, RELY ON IT, BUT WITH THIS PARTICULAR OVERLAY, THEN THIS WOULD TRUMP THOSE.

THAT'S CORRECT.

Mayor Wynn: COUNCILMEMBER SLUSHER.

Slusher: CAN I GET SOME EXAMPLES OF WHAT TYPE OF THINGS THAT WOULD TRUMP THE NEIGHBORHOOD PLANS?

COUNCILMEMBER, THE ONLY THINGS IN THE CURRENT ORDINANCE THAT WOULD TRUMP THE NEIGHBORHOOD PLANS ARE THE LIST OF CHANGES TO PERMITTED CONDITIONAL AND PROHIBITED USES, AND THERE'S SEVERAL SITE DEVELOPMENT STANDARDS THAT ARE MENTIONED IN THE ORDINANCE, A MAXIMUM SET BACK, A -- SOME URBAN DESIGN REQUIREMENTS FOR MIXED USE BUILDINGS WITHIN THE GATEWAY ZONE AND REDUCTION IN PARKING REQUIREMENTS.

Slusher: SO NOT ANY ACTUAL TYPE OF LAND USE.

NO CHANGES IN PERMITTED HEIGHT OR IMPERVIOUS COVER OR FLOOR TO HEIGHT RATIO.

Slusher: MAYOR, DO WE NEED TO GET A MOTION ON THE TABLE TO WORK FROM? IF SO, I WOULD MOVE TO APPROVE ON SECOND READING.

Mayor Wynn: MOTION BY COUNCILMEMBER SLUSHER TO APPROVE THE TOD ORDINANCE, ITEM NUMBER 12, ON SECOND READING.

Thomas: SECOND.

Mayor Wynn: SECONDED BY COUNCILMEMBER THOMAS. COUNCILMEMBER DUNKERLEY?

GEORGE, IS THERE --

Dunkerley: GEORGE, YOU DO HAVE APPROVED

NEIGHBORHOOD PLANS AND YOU DO HAVE A NEIGHBORHOOD TEAM IN PLACE AND OUR CURRENT RULES FOR AMENDING NEIGHBORHOOD PLANS SAY THAT THE NEIGHBORHOOD PLANNING TEAM ITSELF CAN INITIATE ONE EVEN THOUGH THE TIMING ISN'T RIGHT. SO IF THEY GET INTO THE NEIGHBORHOOD PLANNING PROCESS AROUND THE STATIONS AND THEY FIND THAT THERE'S SOMETHING ELSE AROUND THESE AREAS THAT THEY THINK NEED TO BE LOOKED AT AND BE MADE EITHER MORE COMPATIBLE OR MORE WHATEVER, THERE'S NOTHING THAT PRESPRENTS THEM -- PREVENTS THEM FROM DOING THAT?

THAT'S CORRECT.

Dunkerley: OKAY. SO THAT MIGHT BE A WAY IF THEY SEE A LARGE TRACT THAT IS NO LONGER USED AS LI AND THEY WANT TO COME IN AND DO SOME PLANNING ON THAT, THERE'S NOTHING TO PREVENT THEM FROM DOING THAT?

THAT'S CORRECT.

McCracken: AND IF I MIGHT JUST POINT OUT THAT ONE OF THE CHANGES THAT WE INCORPORATED INTO THIS FIRST READING DRAFT IS SECTION 25-2-7-66-B, WHICH BASICALLY SAYS THAT IF THEY'RE IN AREAS WITH A NEIGHBORHOOD PLAN THAT THE STATIONARY PLAN WILL BE PROCESSED AS AN AMENDMENT TO THE NEIGHBORHOOD PLAN AND THEY WILL FOLLOW THE COUNCIL ADOPTED PROCESS FOR NEIGHBORHOOD PLAN AMENDMENTS.

Mayor Wynn: FURTHER COMMENTS, QUESTIONS?
COUNCILMEMBER ALVAREZ.

Alvarez: I THINK ONE THING WE ARE DOING WITH THE TOD ORPS AND TOD ZONING IS WE ARE ADDING CONDITIONS -- THERE ARE CERTAIN USES BEING TREATED DIFFERENTLY THROUGH THE TOD ORDINANCE THAT IS SOMETHING DIFFERENT THAN WHAT MAYBE THE NEIGHBORHOOD PLANS MAY HAVE STIPULATED.

THAT'S CORRECT. THERE ARE A LIST OF USES THAT ARE BEING TREATED DIFFERENTLY AND SOME OF THE NEIGHBORHOOD PLANS HAD ALREADY ADDRESSED THOSE,

SOME HAVE NOT.

Alvarez: RIGHT. SO AGAIN, THAT IS THE PART OF THIS CHANGE THAT'S HAPPENING WITH THE TOD IS THAT WE'RE ADDING CONDITIONS TO SOME OF THE SPECIFIC USES. AND MR. ADAMS, YOU MAY BE ABLE TO ANSWER THIS QUESTION, BUT IS THERE ANYWHERE IN THE REGULATIONS WHERE IT SAYS WHAT THE SPECIFIC PURVIEW IS OF THE STATION AREA PLAN? LIKE IN THE COMMENTS TO THIS AMENDMENT 3, PROPOSED AMENDMENT 3, THEN DOES IT ACTUALLY TALK ABOUT ALL THESE TYPES OF ISSUES OR WHAT EXACTLY FALLS WITHIN THE REALM OF STATION AREA PLAN?

I THINK THERE'S PROBABLY SEVERAL SECTIONS WITHIN THE ORDINANCE THAT SPEAK TO STATION AREA PLANNING. AND REAL QUICKLY I'LL TRY TO RUN THROUGH THOSE. OKAY. BEGINNING ON PAGE 7 WITH SECTION -- PAGE 7 OF THE ORDINANCE, SECTION 25-2-7-66, THIS SECTION ENTITLED PREPARATION OF STATION AREA PLAN, THE FIRST SECTION DESCRIBES I GUESS THE PROCESS FOR INITIATING AND GENERAL PARTICIPATION AND WE HAD SUGGESTED SOME REVISED LANGUAGE TO THAT BASED ON THE MAYOR PRO TEM'S CONCERNS. THE SECOND SECTION IS THE ONE THAT REALLY SPEAKS TO THE NEIGHBORHOOD PLANNING AREAS, AND IF IN AREAS WITH NEIGHBORHOOD PLANS THE STATION AREA PLAN WILL BE PROCESSED AS A NEIGHBORHOOD PLAN AMENDMENT REGARDLESS IN THAT IT WILL FOLLOW THE PLAN AMENDMENT PROCESS. THEN IN SECTION 25-2-77 WHICH IS PAGE 8 OF THE ORDINANCE, IT LAYS OUT -- DESCRIBES SOME OF THE THINGS THAT THE COUNCIL CAN DO OR SHALL DO, AND THESE ARE JUST, VERY BRIEFLY, ESTABLISH PERMITTED AND CONDITIONAL USES FOR PRESCRIBED SITE DEVELOPMENT REGULATIONS, INCLUDING MAXIMUM AND MINIMUM DEVELOPMENT PARAMETERS, PRESCRIBE REQUIREMENTS FOR STREETS, STREET SCAPES AND OTHER PUBLIC AREA IMPROVEMENTS, MODIFY OR WAIVE AN IDENTIFIED REQUIREMENT OF THIS TITLE, MAY ESTABLISH STANDARDS FOR ADMINISTRATIVE MODIFICATION OF THE STATION AREA PLAN, MAY CHANGE THE LOCATION OF OR OMIT A GATEWAY, MIDWAY OR TRANSITION ZONE. AND THEN SECTION 7 DEALING WITH THE HOUSING AFFORDABILITY AND FEASIBILITY ANALYSIS. AND THEN SECTION 8 SHALL INCLUDE AN ANALYSIS OF THE NEED

FOR PUBLIC PARKING. THE NEXT SECTION, 25-2-7- 68 JUST DESCRIBES THE AMENDMENT PROCESS OF THE STATION AREA PLANS THAT COUNCIL BY ZONING ORDINANCE MAY AMEND THE STATION AREA PLAN AT ANY TIME AND PROPERTY OWNERS MAY AMEND IT ONCE A YEAR. SO THOSE ARE THE SECTIONS THAT TOUCH ON THE STATION AREA PLANNING PROCESS.

Mayor Wynn: QUESTIONS, COMMENTS?

Alvarez: MAYOR, I GUESS -- I THINK WHEN WE CONSIDERED THIS LAST, WE HAD THE MAPS FOR THE STATION AREA PLANNING AREA FOR THE TOD DISTRICTS. AND THEN WE ALSO HAD A TABLE THAT SHOWED WHAT THE MAXIMUM DEVELOPMENT PARAMETERS WERE FOR EACH TOD DISTRICT. IS THAT PART OF THE BACKUP?

I DON'T BELIEVE IT IS. WHEN -- I DON'T THINK I SAW IT YESTERDAY WHEN I WAS LOOKING.

ALVAREZ: IS THAT PART OF THE ORDINANCE OR IS THAT JUST TO DEMONSTRATE HOW THE NEIGHBORHOOD PLAN COMPARES TO WHAT WE'RE TRYING TO DO WITH THE TOD.

IT WAS JUST BACKUP THAT WAS PROVIDED TO GIVE A COMPARISON OF THE -- OF WHAT WOULD BE PERMITTED UNDER THE TYPICAL DENSITY PARAMETERS THAT ARE DESCRIBED IN THE ORDINANCE VERSUS THE EXISTING ZONING. OF COURSE, THERE'S A LOT OF ASSUMPTIONS BUILT INTO THAT.

Alvarez: OKAY. BEFORE I SORT OF FORMALLY OFFER AN AMENDMENT THEN, ON THE SALTILLO DISTRICT, YOU SHOW THE MAP THERE WITH THE TRANSITION ZONE AND THEN YOU HAVE THE 11-ACRES OWNED BY CAPITAL METRO SET ASIDE, WHICH EARLY ON WAS NOT DESIGNATED AS GATEWAY OR MIDWAY OR TRANSITION. AND SO IN TERMS OF WHAT'S BEFORE US RIGHT NOW AS PART OF THIS MOTION, HOW WOULD THAT BE TREATED, THOSE 11 ACRES?

WELL, OUR -- I THINK THE APPROACH THAT WE'RE TAKING ON THOSE 11 ACRES IS THAT WE HAVE THIS PLANNING PROCESS, WE HAVE THE MASTER PLANNING PROCESS

GOING ON FOR THAT AREA, AND THAT WE SEE THAT ESSENTIALLY AS VERY CLOSE TO A STATION AREA PLANNING PROCESS FOR THAT 11-ACRE PARCEL. SO WE WOULD RECOMMEND CONTINUING WITH THAT PROCESS AS IS. IF THE COUNCIL MAINTAINS THE BOUNDARIES AS SHOWN ON THIS MAP, WE WOULD RECOMMEND ADDRESSING THE REMAINDER OF THE AREA WITHIN THOSE BOUNDARIES AS PART OF THE STATION AREA PLANNING PROCESS THAT'S DESCRIBED IN THE ORDINANCE.

Alvarez: SO AT THIS POINT IT'S NOT DESIGNATED AS GATEWAY OR MIDWAY?

THAT'S CORRECT.

Alvarez: IT'S STILL THE HOLE IN THE DONUT?

WE'RE CERTAINLY OPEN TO THAT, BUT WE DIDN'T HAVE CLEAR DIRECTION ON WHAT THAT WAS AT THIS POINT. SO WE BROUGHT THE OLD MAP FORWARD.

Alvarez: OKAY. I THINK IT WOULD BE IMPORTANT FOR US TO DEFINE THAT ONE WAY OR THE OTHER AS -- EVEN IF IT'S ALL JUST GATEWAY, SO THAT IT'S CLEAR. I WOULD SAY THAT'S GOING THROUGH SOME TYPE OF PLANNING PROCESS VERSUS I'M NOT SURE WHAT IT MEANS. IT'S SOMEHOW DESCRIBED HERE SEPARATELY. IF IT'S UNDEFINED, THEN WHAT PART OF THE ORDINANCE DOES IT FALL UNDER? SO THAT'S CERTAINLY DOWN THE ROAD, SOMETHING I'M GOING TO SORT OF REQUEST THE COUNCIL TO CONSIDER, BUT I THINK IN TERMS OF THIS ISSUE, IF FOLKS DON'T FEEL COMFORTABLE LIMITING IT JUST TO MIDWAY -- GATEWAY AND MIDWAY, THEN AN ALTERNATIVE WOULD BE TO JUST SAY THAT THROUGH THE STATION AREA PLAN THE LAND USE AND THE ZONING AND RESTRICTIONS ARE NOT GOING TO BE MODIFIED, FURTHER MODIFIED, AND THAT WE'LL FOCUS THE PLANNING ON THE PLANNING ISSUES VERSUS THE ISSUE OF HOW MUCH DEVELOPMENT ARE WE GOING TO SEE IN THESE PARTICULAR ZONES AND HOW MUCH DENSITY ARE WE GOING TO SEE IN THESE PARTICULAR ZONES. AGAIN, I'M NOT SURE. I DON'T KNOW HOW EVERYONE FEELS ABOUT IT, JUST FOCUSING ON THE MIDWAY AND GATEWAY, BUT THAT WOULD BE ANOTHER WAY OF KIND OF

ADDRESSING THE CONCERN THAT I HAD IS TO SAY OKAY, WE'RE NOT GOING TO TAKE UP LAND USE AND ZONING BECAUSE WE'VE ALREADY DONE IT THROUGH NEIGHBORHOOD PLANNING, WE'RE ALREADY GOING TO BE PUTTING FURTHER RESTRICTIONS WHEN WE ADOPT THIS ORDINANCE, SO WE'RE NOT GOING TO OPEN IT UP FOR EVEN FURTHER CHANGE THROUGH THE STATION AREA PLANNING PROCESS.

Slusher: MAYOR?

Mayor Wynn: COUNCILMEMBER SLUSHER.

Slusher: I WANT TO TRY TO STAY TRUE TO THE NEIGHBORHOOD PLANS, BUT I THINK WE ALWAYS NEED TO CONSIDER THAT MAYBE WITH THE -- THAT THEY WERE DONE BEFORE THE RAIL INITIATIVE PASSED. AND I KNOW THAT THE HUNTSMAN TRACT, AND I THINK COUNCILMEMBER ALVAREZ MENTIONED THIS, THAT THIS AREA, THE CRESTVIEW HUNTSMAN AREA, THAT WE TALKED A LOT ABOUT POTENTIAL RAIL DURING THAT ONE, BUT THE OTHER TWO NOT NEARLY AS MUCH. SO I WOULDN'T WANT TO GO INTO THIS SAYING THAT WE'RE NOT GOING TO CONSIDER ANY TYPE OF LAND USE CHANGES. MY UNDERSTANDING, THOUGH, IS THAT IF THERE WERE CHANGES, THEY WOULD HAVE TO GO THROUGH THE NEIGHBORHOOD PLANNING PROCESS, THE AMENDMENT PROCESS, RIGHT?

THAT'S CORRECT, COUNCILMEMBER.

Slusher: SO I WOULD BE UNCOMFORTABLE ON THE FRONT END OF THIS SAYING THAT WE'RE NOT GOING TO LOOK AT LAND USE OR WE'RE NOT GOING TO RECOMMEND ANY CHANGES FROM THE NEIGHBORHOOD PLAN. I THINK THAT JUST LOCKS IT IN INAPPROPRIATELY.

Alvarez: MAYOR? I WOULD JUST DIFFER IN TERMS OF AT LEAST THE CESAR CHAVEZ PLAN BECAUSE I DON'T KNOW WHAT THE M.L.K., THE NEIGHBORS AFFECTED BY THE M.L.K. TOD CONSIDERED WHEN THEY APPROVED THE PLAN, BUT I WAS THE CHAIR OF THE TRANSPORTATION COMMITTEE FOR THE NEIGHBORHOOD PLAN AND I KNOW FOR A FACT THAT OUR LAND USE RECOMMENDATIONS TOOK INTO ACCOUNT

THAT THERE MIGHT BE A STATION THERE. AND WE SAID WE DON'T WANT TO BE DOWNTOWN, WE LIKE THE CHARACTER AND THE SCALE THAT WE HAVE, SO THAT'S WHY WE'RE -- THAT'S WHY WE'RE PROPOSING -- THIS TYPE OF LAND USE WITH THESE ZONING RESTRICTIONS. AND IN A TRANSPORTATION SECTION, WHICH I WROTE, THERE'S A LIST OF ABOUT 10 DIFFERENT REQUIREMENTS. AND WE FELT THE CITY AND WHOEVER IS DOING THE RAIL SHOULD ADDRESS BEFORE DEVELOPING A STATION IN THE NEIGHBORHOOD. SO IT GETS TO SOME OF THESE ISSUES WE'RE TALKING ABOUT. I ALSO BEFORE THAT PLAN WAS APPROVED SERVED ON THE MAYOR'S MOBILITY TASKFORCE. IT WAS A TASKFORCE THAT KIRK WATSON PUT TOGETHER. SO THERE'S A SECTION IN THERE THAT DEALS WITH RAIL IN EAST AUSTIN, AND SO IT HAS ABOUT 10 REQUIREMENTS THERE FOR HOW WE DEVELOP IN EAST AUSTIN WHEN WE'RE TALKING ABOUT LIGHT RAIL -- BACK THEN IT WAS LIGHT RAIL, NOT COMMUTER RAIL. SO I KNOW FOR A FACT THAT FOR EAST CESAR CHAVEZ WE VERY CONSCIOUSLY MADE RECOMMENDATIONS ON LAND USE AND ON TRANSPORTATION, ENDORSING THE WHOLE IDEA OF RAIL. WE DIDN'T SAY WE DON'T WANT A RAIL. WE SAID WE WANT A RAIL, WE THINK IT WOULD BE GOOD IF X, Y AND Z ARE TAKEN CARE OF, THESE ISSUES. SO THAT'S REALLY BECAUSE I WAS SO INVOLVED IN THAT PROCESS, I KNOW FOR A FACT THAT WE ALREADY CONSIDERED THE FACT THAT THERE MIGHT BE A RAIL STATION IN THIS NEIGHBORHOOD. SO SOME OF THESE ISSUES ARE ALREADY FACTORED INTO THE DECISION, NOT ONLY THE RECOMMENDATIONS FROM THE NEIGHBORHOOD, BUT ALSO THE DECISIONS THAT WERE MADE BY THE CITY COUNCIL.

Slusher: ACTUALLY, I ACCEPT THE CORRECTION ON THAT AND I DO RECALL THAT THAT WAS DISCUSSED A LOT IN THE CESAR CHAVEZ PLAN AND SOME OF THE LEADERS OF THE PLANNING TEAM WERE REAL STRONG SUPPORTERS OF BOTH RAIL INITIATIVES THAT WE'VE HAD, BUT I STILL -- I WOULD ALSO SAY THAT REGARDLESS OF WHERE THIS PARTICULAR DEBATE ON THIS SECTION OF THE ORDINANCE ENDS UP, I MEAN, I THINK THAT AREA AND THAT STATION NEEDS SPECIFIC ATTENTION BECAUSE OF THE GENTRIFICATION ISSUES, THE AFFORDABLE HOUSING

ISSUES IN THE NEIGHBORHOOD, THE PROXIMITY TO DOWNTOWN, AND I THINK A LOT OF THAT WAS ADDRESSED WELL IN THE NEIGHBORHOOD PLAN. BUT I STILL WOULDN'T WANT TO JUST TOTALLY RULE OUT SITTING HERE TODAY ANY LAND USE CHANGES. WHAT I WOULD DO IS IT'S GOING TO EVENTUALLY COME TO THE COUNCIL AND THE COUNCIL SHOULD, I THINK, RESPECT THOSE PRINCIPLES IN THE NEIGHBORHOOD PLAN BEFORE MAKING ANY CHANGES. I KNOW I'VE MADE THAT CLEAR ALL ALONG. AND ALSO THERE'S THE -- CAPITAL METRO HAS THE PROCESS GOING ON TO DEAL WITH THE 11 ACRES, WHICH HAS EXTENSIVE COMMUNITY INVOLVEMENT THERE AS WELL.

Goodman: MAYOR?

Mayor Wynn: MAYOR PRO TEM.

Goodman: LET ME CHIME IN ON THAT. WE'VE HAD MASTER PLANS, WHICH ACCORDING TO THE STAFF, NOW THE ADDITION OF NEIGHBORHOOD PLANS GOES WITHIN THE DEFINITION OF FUTURE MASTER PLANS. AND SO IT WOULD BE COMPLIED WITH, BUT WE'RE CONTRADICTING OURSELVES AS WELL WITH THAT. BUT I WANTED TO REMIND US ALL THAT WE'VE HAD MANY MASTER PLANS IN THE PAST AND WE KEEP ON HAVING THEM BECAUSE THEY ERODE. COUNCILMEMBERS COMMAND WHO WERE NOT PART OF THAT PROCESS AND DECISIONS WERE MADE OUTSIDE THE PLANNING PROCESS ON THE DAIS, AND THIS DEPENDS ON WHETHER IT'S PRESENTED TO YOU AS THE GREATER GOOD AND NOT IN THE CONTEXT OF WHATEVER MASTER PLAN FOUNDATION AND FRAMEWORK IS IN PLACE. ALL OF THIS -- ALL THAT THIS WOULD DO, COUNCILMEMBER ALVAREZ'S AMENDMENT, WOULD GUARANTEE THAT THERE IS A PROCESS AND THAT WE'RE NOT NEGATING MASTER PLAN ALREADY IN HAND OUT OF HAND, AND WITHOUT THAT PROCESS. THAT THE ISSUES TO BE ADDRESSED ARE VERY IMPORTANT AND THEY IMPACT NEIGHBORHOOD PLANNING AND THEIR NEIGHBORHOODS. AND THEIR KNOWLEDGE AND EXPERTISE NEEDS TO BE A PART OF THE PLAN. COUNCIL ALWAYS HAS THE ABILITY TO WAIVE WHATEVER CONSTRAINT THEY'VE PUT IN PLACE, BY WHATEVER RULES CHANGE OR PARLIAMENTARY PROCEDURE. BUT TO GET YOURSELF OUT OF HAVING TO GO THROUGH THAT PROCESS

WITH THE PARTICIPANT WHO SPENDS MANY LONG MONTHS AND SOMETIMES YEARS ON THAT PLAN AND MANY TIMES DID ADDRESS TRANSPORTATION ISSUES EVEN AFTER THE STAFF WAS NOT ALLOWING THAT TO HAPPEN, SOME NEIGHBORHOODS STILL DID. SO IN ORDER TO MAINTAIN THE INTEGRITY OF THE PLAN, THERE HAS GOT TO BE THE PROCESS THAT INCLUDES THE NEIGHBORHOOD PLANNING TEAM OR WHATEVER ELSE. AND GEORGE MENTIONED ALREADY THAT HE ADDED IN OTHER PARTICIPANTS, STAKEHOLDERS THAT HAD TO BE INCLUDED. BUT THAT GUARANTEES THAT IT'S FROM THE BOTTOM UP AND INCLUDED IN THE CONCEPTUAL PROCESS EVEN IF A COUNCIL DECIDES DIFFERENTLY AT THE TIME IT COMES BEFORE YOU, AT LEAST THE INCLUSION HAS BEEN THERE ALREADY AND THE INTEGRITY OF THE PROCESS THAT WE'VE BEEN THROUGH HAVE BEEN IN PLACE. OTHERWISE WE'LL BE TALKING ABOUT NEIGHBORHOOD PLANS THE SAME WAY WE DO ABOUT AUSTIN TOMORROW, AUSTIN PLAN, ETCETERA, ETCETERA.

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

Alvarez: AND REALLY I THINK I CAN APPRECIATE WHERE COUNCILMEMBER SLUSHER'S COMING FROM, BUT AGAIN, I'VE ALREADY -- FROM WHAT I'VE HEARD FROM FOLKS THAT I'VE SPOKEN TO THAT ARE ON THE CITIZEN'S ADVISORY GROUP FOR THE SALTILLO DISTRICT IS THAT THEY'RE ARTICULATING A CERTAIN KIND OF DEVELOPMENT, A CERTAIN INTENSITY OF DEVELOPMENT, AND THE PROPOSAL THEY'RE SEEING FROM THE RMMA GROUP, WHO IS HELPING TO HELP DEFINE THE -- HOW THE STATION WOULD LOOK ARE GREATLY EXCEEDING THE DESIRED INTENSITIES OF DEVELOPMENT. AND I KNOW IN TALKING TO AT LEAST THE MAJORITY OF FOLKS FEEL THAT WAY, AND SO -- AND I KNOW THEY'RE NOT COMFORTABLE SO FAR WITH THE WAY THE PROCESS HAS WORKED IN TERMS OF HAVING REGULAR MEETINGS AND FEELING LIKE THEY HAVE SOME -- LIKE THAT THEIR PARTICIPATION IS MAKING AN IMPACT IN THE PROCESS. AND SO THAT'S WHAT MAKES ME A LITTLE HESITANT TO SAY, OKAY, LET'S GO AHEAD AND DO ALL OF THEM LIKE WE'RE DOING SALTILLO BECAUSE FROM WHAT I'VE HEARD FROM MANY OF THE PARTICIPANTS IS THAT IT

HASN'T WORKED WELL FOR THEM AND THAT THE VISION THEY'RE ARTICULATING IS NOT THE VISION THAT THEY'RE SEEING IN THE RENDERINGS THAT ARE BEING PRESENTED TO THEM AT THEIR MEETINGS. AND SO AS MUCH AS I WOULD LIKE TO SAY, YES, LET'S JUST MOVE FORWARD AND HOPE THAT EVERYBODY RESPECTS THE NEIGHBORHOOD PLAN, TO ME IT'S ALREADY CLEAR THAT THERE'S SOME FOLKS WHO REALLY WANT TO DO A LOT MORE THAN WHAT IS ALLOWED IN THE PLAN. AND AGAIN, HAVING BEEN INVOLVED IN THAT PROCESS, I KNOW THAT THE NEIGHBORHOOD TEAM VERY CONSCIOUSLY SAID THAT THIS IS THE INTENSITY AND THESE ARE SOME OF THE CONCERNS WE HAVE ABOUT SORT OF THE DENSE DEVELOPMENT AROUND THE RAIL STATION. AND THAT'S WHY -- OBVIOUSLY WE'RE GOING TO HAVE ALL OUR ZONING IN PLACE UNTIL SOMETHING COMES FORWARD, WHETHER IT'S A STATION AREA PLAN OR A ZONING CASE, BUT ALL WE HAVE TO GO ON IS WHAT WE'VE SEEN THUS FAR. SO I DON'T FEEL COMFORTABLE WITH WHAT I'VE SEEN THUS FAR IN TERMS OF HOW THE STATION AREA PLANNING PROCESS IS GOING FOR THE CESAR CHAVEZ NEIGHBORHOOD AND THE SALTILLO DISTRICT AREA, AND SO THAT'S WHERE I'M COMING FROM. IF I SAW SOME INDICATION FROM CAPITAL METRO OR SOMEONE OFFICIALLY FROM THAT WE'RE NOT GOING TO GO BEYOND THE DEVELOPMENT INTENSITIES FROM THE NEIGHBORHOOD, BUT IT SEEMS LIKE THAT'S UP IN THE AIR. WHEN WE'VE HAD THIS AND IT'S UP IN THE AIR, THEN IT STAYS UP IN THE AIR. IF WE'RE SAYING WE'RE OPENING THESE PLANS BACK UP, LET'S GO AHEAD AND JUST SAY WE'RE OPENING THESE PLANS BACK UP. LET'S JUST BE CLEAR ABOUT WHAT'S GOING ON.

Thomas: MAYOR.

Mayor Wynn: COUNCILMEMBER THOMAS.

Thomas: I THINK WHAT COUNCILMEMBER SLUSHER SAID I AGREE. EVEN ON THE M.L.K. WHERE YOU'RE TALKING ABOUT ZONING, LAND USE, AND I COMMEND WHAT COUNCILMEMBER ALVAREZ IS SAYING, BUT I ALSO I THINK WHAT WE NEED TO DO, IF YOU FEEL COMFORTABLE IN THE AREA WHERE CAPITAL METRO IS DOING THE PLANNING, BECAUSE A LOT OF THE PEOPLE -- I DON'T KNOW WHO YOU'RE TALKING TO AND I DON'T NEED YOU TO TELL ME, BUT

WE TOOK SOME TIME TO TRAVEL, AND SOME OF THOSE PEOPLE THAT WAS ON THAT PARTICULAR PLANNING TEAM WAS LOOKING AT SOME OF THE IDEAS OF THE TOD DEVELOPMENTS AND ALSO KIND OF KNEW WHERE WE WERE GOING. BUT I FEEL THAT IF WE WORK TOGETHER WITH METRO AND STAFF, I THINK WE CAN GET WHERE WE NEED TO GO. WE DO NEED TO RESPECT WHAT HAS BEEN PLANNED THERE, BUT I REALLY DON'T WANT TO HESITATE TO NEED WHAT WE NEED TO TRY TO GET DONE. WHAT WE TALKED ABOUT EARLIER IN THE WEEK, I AGREE. IF THERE'S DEVELOPMENT IN CERTAIN AREA THAT THE DENSITY WOULD NOT AFFECT WHAT YOU WERE TRYING TO -- WHAT Y'ALL WERE ALREADY PLANNING IN THE CESAR CHAVEZ PLAN. ALSO AT M.L.K., I WOULD HOPE WE WOULD BE ABLE TO DO WHAT WE NEED TO DO BECAUSE FIRST THE LIGHT RAIL SITUATION, A LOT OF IT I WASN'T REALLY SUPPORTIVE OF FOR CERTAIN REASONS, BUT I THINK THE COMMUTER RAIL PLAN WAS PRETTY WELL DONE OPENLY AND THOROUGH FOR EVERYBODY TO KNOW WHAT WE'RE TRYING TO DO. SO I HOPE WE CAN LOOK AT THOSE DIFFERENCES AS FAR AS THE LAND USE BECAUSE THERE'S GOING TO BE -- ESPECIALLY AT M.L.K. AND WHAT WE TALKED ABOUT EARLIER, THE LAMAR AREA, I DO COMMEND YOU AND I HOPE WE CAN GET THROUGH SOME OF THESE THINGS BEFORE THE THIRD READING.

Alvarez: I'M NOT SURE IF I'M JUMPING OUT OF LINE HERE.

Mayor Wynn: GO AHEAD, COUNCILMEMBER ALVAREZ.

Alvarez: AGAIN, WE HAVEN'T NECESSARILY HEARD AN OUT CRY FROM THE LAMAR AREA OR THE M.L.K. AREA, AND SO OBVIOUSLY LOOKING AT IT IN TERMS OF HOW THIS PROCESS HAS WORKED FOR THE SALTILLO DISTRICT THUS FAR AND JUST TRYING ALSO TO APPROACH IT IN TERMS OF WHAT MAKES SENSE FROM A POLICY POINT OF VIEW, BUT -- SO AGAIN, ONE OF THE REASONS THAT I SUGGESTED TAKING THAT TRANSITION ZONE OUT IS BECAUSE YOU SEE HOW BIG THE TRANSITION ZONE IS IN THE CESAR CHAVEZ NEIGHBORHOOD AND SO THE PROCESS WORKS THE WAY IT'S BEEN WORKING SO FAR FOR THE 11 ACRES ON CAPITAL METRO AND NOW YOU'RE ASKING ME TO ADD FIVE TIMES THAT AMOUNT OF LAND TO THAT PROCESS. THAT MAKES ME

PAUSE A LITTLE MORE. SO WHAT I'M ACTUALLY RECOMMENDING FOR THIS AREA IS IF WE FOCUS THE STATION AREA PLAN FOR THE SALTILLO -- FOR THE 11 ACRES CAPITAL METRO OWNS BECAUSE OBVIOUSLY IT'S A VERY BIG AREA AND YOU CAN HAVE A LOT OF DENSITY. AND THAT'S THE PROJECT THAT'S MOVING FORWARD ALREADY. IF WE BRING IN ANOTHER AREA, OBVIOUSLY I THINK WE WILL HAVE TO START THE PROCESS OVER AGAIN LOOKING AT THIS OTHER PART OF THE NEIGHBORHOOD AS WELL. AND IF YOU LOOK AT IT, IT'S PROBABLY ABOUT A THIRD OF THAT WHOLE NEIGHBORHOOD PLANNING AREA, A THIRD OF THE NEIGHBORHOOD WE'VE ALREADY SPENT ABOUT FIVE YEARS PLANNING, WE'RE NOT GOING TO SPEND ANOTHER YEAR OR YEAR AND A HALF PLANNING AGAIN. SO THAT'S AGAIN WHY I -- AGAIN, MY RECOMMENDATION SORT OF STEMS FROM THIS PARTICULAR EXAMPLE, BUT I THINK IT CALLS INTO QUESTION SOME VERY SIGNIFICANT POLICY ISSUES.

McCracken: WE'VE ALREADY ON ONE OF OUR TRANSIT ORIENTED DEVELOPMENT DISTRICTS, 620 AND 183, ADJUSTED THE BOUNDARIES. IT SOUNDS LIKE THAT THERE HAVE BEEN SOME LEGITIMATE ISSUES THAT HAVE BEEN RAISED IN THE SALTILLO DISTRICT AND IT MAY JUSTIFY US TAKING THE SAME ACTION WITH SALTILLO THAT WE ALREADY TOOK FOR 620 AND 183, WHICH IS TO ADJUST THE BOUNDARIES. TO MORE PROPERLY REFLECT WHAT WE VIEW AS THE PROPER BOUNDARIES. SO THAT COULD BE ANOTHER WAY TO APPROACH IT FOR SALTILLO, TO DO SOMETHING FOR SALTILLO THAT WE ALREADY DID IN ANOTHER ONE AT 620 AND 183.

Slusher: I WOULD BE MORE COMFORTABLE WITH SOMETHING ALONG THOSE LINES THAT'S SPECIFIC TO THIS ONE AREA THAN TRYING TO TAKE THE POLICY FOR TWO OTHER STATIONS THAT IS DONE AROUND TRYING TO DO SOMETHING ON THIS PARTICULAR AREA. I WOULD BE MORE OPEN TO THAT. AND COUNCILMEMBER ALVAREZ, YOU WERE SAYING JUST MAKE IT THE 11 ACRES THAT CAPITAL METRO OWNS? OKAY. I GUESS I'D HAVE TO SEE A MAP OF THAT. I CAN SEE THAT MAP, BUT NOT THAT LEVEL OF DETAIL. I THINK YOU MIGHT WANT TO MAKE IT A LITTLE LARGER THAN THAT. BUT THE POINT ON THIS PARTICULAR AREA THAT -- I DON'T THINK ANYBODY WANTS TO GO OVER INTO THE SINGLE-

FAMILY AREAS, SECOND STREET AND BEYOND CESAR CHAVEZ. I DON'T THINK THAT'S ANYONE'S INTENT. AND SO -- AND I CAN SEE THAT -- I WOULD BE OPEN TO JUST TAKING THAT OUT, NOT DOING THE OTHER TWO AREAS. I FIGURE THAT WOULD BE MORE LIKE THE TAIL WAGGING THE DOG KIND OF THING.

Goodman: MAYOR? THE POINT HAS BEEN MADE MANY TIMES THAT EACH STATION AREA WILL HAVE TO BE TAILORED TO THE PERIPHERAL AREA. THAT NOT ALL STATIONS WILL LOOK ALIKE, FUNCTION ALIKE. AND WHAT'S HAPPENING HERE TODAY IS US TRYING TO STILL DO A COOKIE CUTTER PATTERN OUTSIDE OF THE TWO THAT HAVE BEEN TAILORED IN OUR EYES, MAYBE NOT IN THE EYES OF PEOPLE WHO ACTUALLY LIVE AND PLANNED. BUT THE COOKIE CUTTER APPROACH TO ALL OTHERS MEANS THAT THIS CONVERSATION OR A MORE INTENSE ONE WILL BE REPEATED EVERY STATION AREA AS THE ISSUE OF REDEVELOPMENT OR DEVELOPMENT COMES UP. THE KIND OF CONVERSATIONS THAT WE'RE HAVING HERE TODAY COULD BE LESSENERED OR EVEN NEGATED BECAUSE THEY WOULD HAVE ALREADY HAPPENED AT THE LEVEL OF OF THE NEIGHBORHOOD AND LOCAL BUSINESS AREA PLANNING TEAM AND DELIBERATION ON MANY ISSUES PROBABLY OUTSIDE THE STATION AREA BECAUSE THERE ARE PERIPHERAL EFFECTS TOO EVEN OUTSIDE OF THE GATEWAY AREAS. SO THE KIND OF THINGS THAT COUNCILMEMBER THOMAS TALKED ABOUT AS AGREEING WITH COUNCILMEMBER SLUSHER ARE EXACTLY THE SORT OF THINGS THAT WE WOULD BE GUARANTEEING TOOK PLACE IF WE ADDED IN THE RESOLUTION ABOUT NEIGHBORHOOD PLANNING AND THE NAIPZ AREA. -- NEIGHBORHOOD PLANS AREA. IT DOESN'T HURT ANYTHING, YOU CAN STILL MAKE DECISIONS FROM THE TOP EVEN AFTER THE RECOMMENDATIONS HAVE COME FROM THE BOTTOM OF THE PYRAMID, SO TO SPEAK, THE GRASSROOTS LEVEL, BUT THAT PARTICIPATION IS JUST ABSOLUTELY IMPERATIVE IN MY OPINION OR YOU WILL HAVE ANOTHER REVOLUTION LIKE WE DID WITH SMART GROWTH. PEOPLE WILL AUTOMATICALLY ASSUME THAT IT IS AN ENAPPROACHMENT, -- ENCROACHMENT, A NEGATIVE. AND ESPECIALLY BECAUSE THE TOD IS GOING TO BE A REALLY

DIFFERENT KIND OF LIFE-STYLE IN THAT AREA, WE ARE RECOMMENDING RADICAL CHANGES FOR HIGH GROWTH, HIGH DENSITY CORRIDORS.

Slusher: LET ME MAKE SURE I'M FOLLOWING WHAT YOU'RE SAYING. THAT IT'S GOING TO BE WHAT YOU SAID ABOUT REVOLUTION, YOU'RE TALKING ABOUT THE PEOPLE ARE GOING TO ASSUME THAT THERE'S GOING TO BE A BIG CHANGE BECAUSE THEY'RE INCLUDED IN THIS PLANNING AREA. AND I CAN CERTAINLY SEE YOUR POINT AND HAVE LIVED THROUGH THAT KIND OF THING BEFORE. I GUESS THAT'S WHY I WOULD BE IN FAVOR OF JUST THIS ONE BECAUSE OF THIS AREA, THE WAY THE STATION SPILLS SO MUCH INTO A SINGLE-FAMILY AREA, NOT THE STATION, BUT THE PLANNING AREA, BUT IT STILL SEEMS TO ME THAT IF WE RULE OUT SOMETHING ON THE FRONT END AS FAR AS THE OTHER AREAS THAT, YEAH, ANOTHER COUNCIL COULD COME BACK AND CHANGE IT. IT'S ULTIMATELY UP TO THE COUNCIL, ALTHOUGH PROBABLY NOT YOU AND I INCLUDED IN THAT, BUT IT'S ULTIMATELY UP TO THE COUNCIL EITHER WAY, BUT THAT IF WE SAY WE'RE NOT GOING TO -- THE COUNCIL'S NOT GOING TO CONSIDER ANY CHANGES TO A NEIGHBORHOOD PLAN ON THE FRONT END, THEN THAT DOES RULE THAT OUT AND THEN A FUTURE COUNCIL COULD COME BACK AND CHANGE THAT, I SUPPOSE.

Goodman: BUT IT DOESN'T ACTUALLY SAY THAT. THE INTENT I THINK IS FAIRLY CLEAR, WHICH IS TO ACKNOWLEDGE AND INCLUDE THE NEIGHBORHOOD PLAN AS THE BEGINNING OF ANY PROCESS THAT'S GOING TO CHANGE THE NEIGHBORHOOD PLAN RATHER THAN HAVING IT HAPPEN UNILATERALLY OUTSIDE THE PROCESS. AND IN SOME INSTANCES PROBABLY OUTSIDE THE KNOWLEDGE OF PEOPLE.

Slusher: THAT'S NOT THE WAY I HEARD THE EXPLANATION.

Goodman: I WAS JUST READING THE TEXT. DO YOU HAVE A DIFFERENT AMENDMENT THAN WHATEVER --

Alvarez: THAN WHICH ONE, I'M SORRY?

Goodman: THIS IS THE ONE ABOUT NEIGHBORHOOD

PLANNING.

Alvarez: NUMBER 3? OR NUMBER 4.

Goodman: AND THERE'S ANOTHER ONE THAT I THINK THE NEIGHBORHOOD PLAN IN ESSENCE BEING THE MASTER PLAN. OH, 11.

Goodman: IS DOES HAVE THE STARTING POINT OF THE NEIGHBORHOOD PLAN BEING THE MASTER PLAN AND THE AMENDMENT PROCESS BEING --

Mayor Wynn: SO WE HAVE A MOTION AND A SECOND TO APPROVE ON SECOND READING THE TOD ORDINANCE NUMBER 11. IS THERE -- AM I HEARING A PROPOSED AMENDMENT? WHAT'S OUR INTENT?

Alvarez: MAYOR, WHAT I'LL MOVE MIGHT INCORPORATE A COUPLE OF THESE MOTIONS. IS THAT WE -- AT LEAST GIVEN THE FACT THAT ONE OF THE ISSUES, THE STATION AREA PLANNING GROUP -- WHAT ARE WE CALLING IT, STATION AREA PLANNING GROUP OR CITIZEN ADVISORY? WHAT ARE WE GOING TO DEVELOP TO DO THE STATION AREA PLAN? THE PLANNING GROUP?

I THINK THE MODEL THAT WE WERE ENVISIONING WITH THE STATION AREA PLANS IS SOMETHING -- SOMETHING LIKE THE NEIGHBORHOOD PLANNING PROCESS. AND WHEN YOU'RE COMING INTO AN AREA AND BEGINNING A NEIGHBORHOOD PLAN, THAT ALL THE STAKEHOLDERS COME TOGETHER TO PARTICIPATE IN THE PLAN. ONCE THE PLAN IS ADOPTED, THEN THE NEIGHBORHOOD PLANNING CONTACT TEAM KIND OF TAKES OVER. BUT I THINK THE WAY STAFF WAS VIEWING IT IS THAT YOU WOULD HAVE THIS BROADER --

Alvarez: WE CALL IT STAKEHOLDER GROUP, I GUESS. THEY'RE NOT ALL GOING TO BE CAG'S?

RIGHT.

Alvarez: BUT -- AND I GUESS GIVEN THE FACT THAT ONE OF THE STATED ISSUES THE PLANNING BODIES MIGHT LOOK AT IS THE POSSIBLE MODIFICATIONS TO THE GATEWAY,

MIDWAY AND TRANSITION ZONES. AND SO THAT COULD BE SOMETHING TO HELP -- THAT THE NEIGHBORHOODS CAN HAVE A VOICE IN IN TERMS OF THE M.L.K. AND LAMAR DISTRICTS. BUT THAT FOR THE -- SO IF THAT'S THE CASE, THEN MAYBE THAT -- AND AGAIN, MAYBE THAT'S ONE OF THE FIRST THINGS THAT NEEDS TO BE TAKEN UP BY THE GROUP, THE BOUNDARY OF THE DISTRICT, ARE THEY THE RIGHT ONES, DO THEY NEED TO BE MODIFIED. BUT FOR SALTILLO, SINCE WE ALREADY HAVE AN ADVISORY GROUP SET UP AND WE HAVE AN ADOPTED NEIGHBORHOOD PLAN, THEN -- I'VE HEARD A COUPLE OF MY COLLEAGUES SAY THAT THEY WOULD RATHER TRY TO ADDRESS THE SPECIFIC SITUATION OF THIS DISTRICT, THAT WE CONTINUE THE STATION AREA PLANNING PROCESS ON THE 11 ACRES OWNED BY CAPITAL METRO AND THAT WE WOULD INCLUDE THE TRANSITION ZONE -- THAT WE NOT INCLUDE THE TRANSITION ZONE IN THAT PROCESS.

Goodman: CAN I GET A CLARIFICATION?

Mayor Wynn: MAYOR PRO TEM.

Goodman: WOULD YOU IN ESSENCE BE OFFERING NUMBER 3, NUMBER 4 AND NUMBER 5 AND NUMBER 5? ALL OF THOSE INCLUDE THE CONCEPT. ARE YOU KIND OF BLANKETING -- THAT ACTUALLY DOES THROW LAMAR INTO IT.

Alvarez: YEAH, THESE INCLUDE ALL OF -- WHICH I THINK THAT IS WHAT MAKES THE MOST SENSE, TO BE CONSISTENT FROM A POLICY POINT OF VIEW, HOW WE DEAL WITH TOD DISTRICTS THAT ARE LOCATED IN AREAS THAT ALREADY HAVE NEIGHBORHOOD PLANS. AND I'LL GET TO SOME OTHER PROCESS-RELATED ISSUES IF WE CAN GET PAST THIS QUESTION HERE. [LAUGHTER] AND SO IF WE CAN FOCUS ON THE SALTILLO DISTRICT AND HOW WE MIGHT HANDLE IT AND WHAT I WANTED TO -- AT LEAST ONE OF THE PROPOSALS THAT I'VE MADE HERE SAYS THAT WE JUST ZONED THOSE 11 ACRES OWNED BY CAPITAL METRO AS THE GATEWAY ZONE AND THAT BE THE FOCUS OF THE STATION AREA PLAN FOR THIS AREA. IF YOU GO AS FAR EAST AS THE CAPITAL METRO PROPERTY EXTENDS TO THE WEST, YOU DO HAVE ALREADY CLOSE TO A COUPLE HUNDRED UNITS BEING BUILT BY CAMPBELL HOGUE, PROBABLY OVER 100 UNITS AT

PEDERNALES LOFTS. SO WE'RE ALREADY SEEING DENSITY IN THIS AREA. WE'LL PROBABLY SEE MORE DENSITY IN THESE 11 ACRES THAT CAPITAL METRO IS LOOKING TO REDEVELOP. AND SO I THINK THAT THIS -- ALL THE THREE AREAS COMBINED REALLY PROVIDE A LOT OF DENSITY. AND SO I WOULD FEEL COMFORTABLE JUST KIND OF LIMITING MORE OF THE SCOPE OF THIS PARTICULAR STATION AREA PLAN. AND AGAIN, THAT'S A PROCESS THAT'S ALREADY BEEN UNDERTAKEN. WE DESIGNATED A COMMUNITY ADVISORY GROUP AND THEY'VE BEEN LOOKING AT THE 11 ACRES. THEY HAVEN'T BEEN LOOKING AT A LARGER AREA. SO THAT'S PART OF THE REASON I'M LOOKING TO FOCUS OUR EFFORTS JUST ON THOSE 11 ACRES, BECAUSE THAT'S I THINK ONE OF THE AREAS THAT WILL HAVE THE BIGGEST IMPACT ON THE NEIGHBORHOOD.

Goodman: AND I'M SECONDING THEN AMENDMENT NUMBER 5 AND AMENDMENT NUMBER 6, ALTHOUGH I PERSONALLY THINK WE COULD DO ALL OF THE M.L.K., LAMAR TODS STATEMENT BECAUSE THERE'S ENOUGH DETAIL THERE, BUT COUNCILMEMBER ALVAREZ IS ONLY FOR 5 AND 6?

Alvarez: WE'RE JUST DEALING WITH -- AT THIS POINT WITH THE SALTILLO RELATED ITEMS. BUT WE MIGHT CAPTURE THE OTHER TWO IN MY NEXT AMENDMENT. SO I GUESS WHAT I'M MOVING IS WHAT THE MAYOR PRO TEM MENTIONED, WAS 5 AND 6, APPROVAL OF AMENDMENTS 5 AND 6 AS LISTED ON THE TABLE. [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS]

Mayor Wynn: WE HAVE APPROVED AN AMENDMENT BY COUNCILMEMBER ALVAREZ ASKING FOR SECOND READING OFF THE MATRIX. NOTES NUMBER 5 AND 6 TO BE INCORPORATED. [INDISCERNIBLE] PLAZA SALTILLO, SOLELY.

Slusher: MAYOR, I'M SORRY, I CAN'T AGREE WITH THIS BECAUSE I CAN -- I CAN SEE NARROWING IT DOWN, BEYOND WHAT'S ON THOSE MAPS. BUT I JUST THINK THAT IS TOO NARROW JUST TO INCLUDE IT, I MEAN, TO LIMIT IT TO CAPITAL METRO PROPERTY WHEN YOU HAVE GOT A TRACK THAT COMES HERE BETWEEN FIFTH AND SIXTH STREET, THERE ARE A NUMBER OF BUSINESSES THAT BACK UP ON TO SIXTH STREET. BASIC STREET, BACK UP TO PLAZA

SALTILLO. AND HAVING A TRAIN STATION, THERE'S GOING TO TOTALLY CHANGE THE NATURE OF THOSE PRIVATE BUSINESSES AND IT SEEMS LIKE TO ME THAT THEY SHOULD BE ABLE TO BE INCLUDED IN THE PLANNING, NOT JUST LIMIT IT TO THE PROPERTY OWNED BY CAPITAL METRO BECAUSE IT'S -- THE AREA THAT'S GOING TO BE AFFECTED MORE THAN JUST THOSE 11 ACRES OWNED BY CAPITAL METRO. I THINK WE OUGHT TO PLAN FOR THOSE AS PART OF THE STATION PLANNING PROCESS. I CAN STATE FOR MY PART, I -- I'LL BET YOU EVERYBODY UP HERE AGREES WITH ME, THERE'S NO INTENTION HERE OF TRANSFORMING THE SINGLE FAMILY PARTS OF THE CESAR CHAVEZ NEIGHBORHOOD INTO SOMETHING OTHER THAN SINGLE FAMILY. BUT IT IS GOING TO CHANGE THAT NATURE OF THE AREA ALONG THE TRACK, IT COULD BE FOR THE BETTER. NO, I CAN'T SEE LIMITING IT TO THE 11 ACRES. WE WOULD HAVE TO VOTE ON THAT ONE.

Mayor Wynn: PRESUMING THAT COUNCILMEMBER ALVAREZ WANTS TO PURSUE IT.

Alvarez: MAYOR, I THINK THERE MAY BE SOME OTHER COMBINATION OR SOME OTHER MAP MAYBE THAT I MIGHT BE COMFORTABLE WITH, BUT WE WILL BE LEGISLATING HERE FROM THE -- LEGISLATING HERE FROM THE DAIS WITH REALLY NO PUBLIC PROCESS. IT APPEARS THAT THE PUBLIC PROCESS THAT WAS USED WAS JUST YOU KNOW WHERE DO WE HAVE MIXED USE ZONING, THAT'S HOW WE DEFINED WHAT THE BOUND DEGREES OF THE -- BOUNDARIES OF THE STATION AREA PLANNING WOULD BE. I THINK THAT'S TOO BROAD. WHEN WE PASSED THESE THERE WAS SOME NEIGHBORHOOD FOLKS THAT SAID DON'T ZONE SO MUCH OF THE NEIGHBORHOOD MIXED USE BECAUSE IT'S GOING TO COME BACK TO HAUNT YOU BECAUSE THAT'S ALL OF THE AREA THEY ARE GOING TO WANT TO REDEVELOP. WE SAID NO WE TOOK CARE OF THAT BY PUTTING THE RESTRICTIONS WITHIN THE ZONING. THAT'S HOW WE ARE GOING TO CONTROL THE CHARACTER OF WHAT HAPPENS HERE. NOW ACTUALLY THAT CONCERN THAT WAS RAISED ACTUALLY IS COMING TRUE TO FRUITION HERE. BECAUSE WE ARE USING THAT AS AN EXCUSE TO SAY OKAY THIS IS THE AREA, THAT WE ARE GOING TO CONSIDER DOING A NEW PLAN FOR, WHICH I CERTAINLY THINK IS TOO LARGE. AGAIN MAYBE WE ALL CAN AGREE ON HERE MAP, THAT'S SOMETHING THAT

SHOULD BE THROUGH THE PROCESS. MAYBE WE SHOULD JUST TAKE THIS ONE OUT OF THE T.O.D. ORDINANCE AND SAY WE ARE GOING TO GO THROUGH A PROCESS WITH NEIGHBORHOOD INVOLVEMENT OF DRAWING THE LINES, GATEWAY, MID-WAY, TRANSITION, FOR THIS PARTICULAR -- FOR THIS PARTICULAR STATION AREA PLAN BECAUSE OTHERWISE WE ARE JUST GOING TO BE SITTING UP HERE AND SAYING I THINK ANYTHING EAST OF HERE OR NORTH OF HERE IS OKAY. BUT I CERTAINLY BEFORE I SAY THAT, SOMETHING LIKE THAT WOULD LIKE TO GET SOME FEEDBACK FROM THE NEIGHBORHOOD PLANNING CONTACT TEAM, YOU KNOW, OTHER STAKEHOLDERS AS WELL.

MAYOR? MAYOR PRO TEM?

Goodman: THIS IS THE POINT THAT I WAS TRYING TO MAKE EARLY HE. THIS IS BASICALLY THE SAME COUNCIL THAT PUT THAT IN PLACE THE SAFEGUARD. AND WE ARE NOT EVEN REMEMBERING. OR NOTING THE RELATIVITY OF IT. ABOUT FIVE YEARS FROM NOW WHEN THE COUNCIL IS VIRTUALLY 100% DIFFERENT, IF WE COUNT ON INTERPRETATIONS AND MEMORY IF ANYBODY IS AROUND. BUT THE NEIGHBORHOOD MEMORY IS GOING TO HAVE ANYPLACE IN THE PROCESS. THEY WILL ALL REMEMBER BECAUSE THEY HAVE BEEN PROMISED SO MANY TIMES, BUT THEY WON'T BE ABLE TO SAY ANYTHING BECAUSE WE WILL BE ERODING THE MASTER PLAN, WE OR WHOEVER THEY, BASED SOMEWHAT IN THE VACUUM OF THE MOMENT. NOT TAKING INTO ACCOUNT ANY OF THE -- OF THE PAST SAFEGUARDS THAT WE TRIED TO DO RIGHT THIS TIME. TO MAKE SURE THAT THAT PROTECTION WAS IN PLACE.

Dunkerly: I'M WONDERING IF WE COULD ACTUALLY POSTPONE THIS A WEEK. I HEAR A LOT OF ISSUES, PERHAPS SOME OF THE COUNCILMEMBERS COULD GET SOME INPUT, MAYBE WE COULD LOOK AT SLIGHTLY DIFFERENT LINE AROUND THE -- AROUND THE THOSE CENTRAL AREAS THAT ARE THE CORE AREAS.

COUNCILMEMBER SLUSHER?

: WOULD WE REALLY NEED TO POSTPONE THE WHOLE SECOND READING BECAUSE OF THIS ISSUE? MY

SUGGESTION IS THAT WE COME BACK NEXT WEEK OR WHENEVER IT COMES BACK FOR THIRD READING.

Dunkerly: OKAY.

Slusher: WITH A LOOK AT THIS, COME UP WITH SOME BETTER, MORE BOUNDARIES THAT WE CAN AGREE ON. I GUESS MAYBE WE ARE THE SAME THING, BUT I'M NOT SURE IF YOU MEANT THE WHOLE VOTE OR NOT.

I WOULD BE WILLING TO DO THAT, BUT I JUST WANT EVERYBODY TO KNOW THAT I MAY CHANGE BETWEEN SECOND AND THIRD READING AS I LOOK AT THIS IN MORE DETAIL.

WE HAVE BEEN WARNED.

Dunkerly: WE HAVE DONE IT BEFORE, I KNOW.

Goodman: MAYOR? THERE ARE POSSIBLY, MAYBE A FEW AMENDMENTS THAT WE COULD DO ON SECOND READING THAT ARE NOT, AT LEAST I HAVE THE FEELING ARE NOT CONTROVERSIAL LIKE NUMBER 2.

Dunkerly: MAYOR, I DON'T MIND DOING THESE ON SECOND READING. I DON'T WANT TO BE HELD ON MY VOTE ON SECOND READING.

Mayor Wynn: WE NEVER ARE. FRANKLY, A -- A POSTPONEMENT OF SECOND AND THIRD READING FOR TWO WEEKS OR TAKING SECOND READING ONLY AND WAITING ON THIRD READING HAS THE SAME NET EFFECT. WE ALL HAVE THE -- THE LEGAL ABILITY AND THE REALLY THE RESPONSIBILITY TO CHANGE OUR VOTES IF NEED BE BETWEEN SECOND AND THIRD READING. WE ARE OBVIOUSLY NOT PREPARED TO TAKE FINAL READING MAY. JUST A MATTER OF WHETHER WE WANT TO GO THROUGH WITH THE SECOND READING PERHAPS TRYING TO INCORPORATE SOME AMENDMENTS OR POSTPONE THIS WHILE -- WHILE SOME ADDITIONAL STAFF TIME AND/OR COUNCIL WORK IS DONE.

Slusher: I GUESS THE ARGUMENT FOR POSTPONING THE

WHOLE THING WOULD BE THAT WE STOP DISCUSSING IT RIGHT NOW AND THE ARGUMENT AGAINST IT WOULD BE THAT WE WOULD START DISCUSSING IT AGAIN. NEXT WEEK.

Goodman: THERE'S A MIDDLE GROUND. YOU TAKE UP THE ONES, UNLESS YOU DON'T WANT TO DO SECOND READING AT ALL, IF YOU THINK THAT'S TOO CLOSE TO 3rd AND NOT AMENABLE TO CHANGES. BUT SOME OF THIS STUFF I THINK WE ALREADY HAVE COME TO SOME KIND OF CONSENSUS, I HAVEN'T HEARD OTHERWISE, ABOUT THE AFFORDABLE HOUSING, ABOUT ITEM NO. 2 WHICH IS A NO BRAINER. THE DIRECTOR SHALL PREPARE A STATION PLAN FOR EACH TRANSIT ORIENTED DEVELOPMENT DISTRICT, CAPITAL METROPOLITAN TRANSPORTATION AUTHORITY, NEIGHBORHOOD PLAN CONTACT TEAM IF ANY, NEIGHBORHOOD ORGANIZATIONS, BUSINESS TEAM, OTHERS, OTHER AFFECTED PERSONS MAY PARTICIPATE IN THE PREPARATION OF THE STATION AREA PLAN.

Slusher: I WOULD SAY THAT AND ADD AFTER OTHER AFFECTED PERSONS, ANY INTERESTED CITIZENS, SO YOU DON'T EVEN HAVE TO BE DIRECTLY AFFECTED. YOU CAN JUST CARE ABOUT THE OVERALL ISSUE WITH THE CITY. TO PARTICIPATE.

Mayor Wynn: WE HAVE AN AMENDMENT ACCEPTED AS FRIENDLY BY THE MARRY, COUNCILMEMBER SLUSHER. COUNCILMEMBER THOMAS?

Thomas: ONLY IF WE JUST DO THIS ONE AND MOVE ON BECAUSE WE HAVE PEOPLE HERE FOR 2:00. THAT'S WHERE I'M AT.

[INDISCERNIBLE] [MULTIPLE VOICES]

Alvarez: WHAT ARE WE CONSIDERING BECAUSE I THINK THE MAYOR PRO TEM AND I HAD AN AMENDMENT. I DON'T KNOW IF WE ARE CONSIDERING THE POSTPONEMENT ABOVE OUR AMENDMENT OR -- IF WE ARE GOING TO VOTE ON SECOND READING I WANT TO GO THROUGH EACH ONE OF THESE ITEMS BECAUSE I VOTED ON FIRST READING WITHOUT CALLING THE VOTE ON SOME OF THESE AMENDMENTS BECAUSE WE WERE GOING TO HAVE A SECOND READING

AND THEN WE ARE GOING TO HAVE HAS THIRD READING.
NOW WE ARE SAYING WE ARE NOT GOING TO HAVE HE -- WE
HAVE ONLY DISCUSSED BASICALLY A COUPLE OF THE
AMENDMENTS AND WE ARE SAYING WE ARE NOT GOING TO
DISCUSS ANY OF THE OTHER ISSUES UNTIL THIRD READING,
SO -- SO I THINK THAT I WOULD RATHER JUST WORK
THROUGH THEM AND GET CLOSER TO A CONSENSUS.
BECAUSE OBVIOUSLY YOU CANNOT GET IT OUT ONE
READING, NOT A SECOND READING, NOW WE ARE SAYING
WE ARE GOING TO KNOCK IT OUT AT THIRD READING. THAT I
THINK HAVEN'T BEEN PROVEN TO BE THE CASE THUS FAR.
SO IF WE ARE GOING TO DO A SECOND READING, I WOULD
LIKE TO GO AMENDMENT BY AMENDMENT IF -- IF -- IF YOU
KNOW IF -- IF WE WANT TO JUST POSTPONE IT, I CERTAINLY
WOULD SUPPORT THAT. GIVEN OUR DISCUSSION, NOW THAT
I KNOW A LITTLE MORE ABOUT WHAT PEOPLE ARE THINKING,
I CAN PUT ALTERNATIVES ON THE TABLE IN TERMS OF
PROCESS, IN TERMS OF, YOU KNOW, THE DIFFERENT
STATION AREA PLANS, BUT UP UNTIL THIS POINT I HADN'T
HEARD ANYTHING ABOUT THESE PROPOSALS FROM
ANYBODY ELSE.

Slusher: MAYOR, I THINK IT'S TRUE. WE DEFINITELY NEED TO
HAVE THIS DISCUSSION TODAY. WHEN WE TRIED TO PASS IT
ON FIRST READING WE DIDN'T GET TO IT UNTIL VERY LATE IN
THE EVENING. WE DIDN'T DO MUCH DISCUSSION, VERY
LITTLE. I'M OPEN TO IT EITHER WAY F. THE COUNCIL WANTS
TO POSTPONE TODAY, I THINK WE DO NEED TO MOVE ON TO
OUR 2:00 ITEMS FAIRLY QUICKLY, I THINK, I CERTAINLY
WOULDN'T OBJECT TO THAT IF THAT'S THE SPIRIT OF THE
COUNCIL.

Goodman: MAYOR, I'LL WITHDRAW MY SUGGESTION THAT WE
TRY TO MOVE ON WITH THE NO BRAINERS, OBVIOUSLY THIS
IS GOING TO TAKE US A LOT OF TIME. THERE -- THERE'S
EITHER A COMMITMENT TO TAKE THAT TIME OR TO
CONTINUE TO MOVE IT OFF SOMEWHERE IN THE FUTURE. IF
WE HAVE FOLKS HERE AT -- AT 2:00 FOR TODAY, PERHAPS
IT'S THE BETTER MOVE IS TO PLACE IT ON AN AGENDA
WHERE THE COMMITMENT AND THE TIME IS SCHEDULED TO
TALK ABOUT IT.

Mayor Wynn: IF I CAN MAKE A SUGGESTION COUNCIL,

WITHOUT OBJECTION, I SUGGEST WE TABLE THIS FOR THE TIME BEING. IT'S POSSIBLE THAT LATER, MUCH LATER IN THE EVENING THERE MIGHT BE TIME TO TAKE UP THIS IN -- IN A MORE CONCISE WAY. WE COULD ALSO, OF COURSE, ALWAYS POSTPONE IT LATER THIS AFTERNOON. OR EVENING.

Slusher: IN THAT DAYS WOULD WE KEEP MY MOTION ON THE TABLE, BRING IT BACK UP LATER.

MOTION AND SECOND ON THE TABLE, BUT NOW TABLE THIS DISCUSSION PERHAPS UNTIL LATER.

Thomas: AGREE WITH THAT.

Mayor Wynn: PROBABLY MORE LIKELY WE WILL POSTPONE IT, BUT WE WILL HAVE THE ABILITY TO TAKE IT UP LATER TONIGHT IF WE ARE ALL OF SOUND MIND AND BODY. WITHOUT OBJECTION, ITEMS 11 -- I'M SORRY, ITEMS 12 AND 13 ARE TABLED. UNTIL LATER. COUNCIL, I NEED TO REMIND US THAT WE NOW EARLIER TODAY WE TOOK UP ITEM 11 RELATED TO THE SPEED LIMIT CHANGE ON RIVERSIDE DRIVE. I BELIEVE PERHAPS THERE IS A MOTION TO RECONSIDER. MOTION MADE BY COUNCILMEMBER MCCracken, SECONDED BY COUNCILMEMBER THOMAS TO RECONSIDER OUR EARLIER ACTION ON ITEM NO. 11 RELATED TO SPEED LIMIT ON RIVERSIDE DRIVE. FURTHER COMMENTS ON THE MOTION TO RECONSIDER? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7-0. I WILL NOW ENTERTAIN A MOTION ON ITEM NO. 11.

Goodman: MAKE THE MOTION THAT WE TAKE ACTION AS EARLIER INTENDED WITH THE MAXIMUM SPEED LIMIT OF 40 MILES PER HOUR POSTED FROM PARKER LANE TO MONTOPOLIS DRIVE ON RIVERSIDE.

Mayor Wynn: MOTION MADE BY THE MAYOR PRO TEM. I WILL SECOND, ALSO AS THE ORDINANCE WAS PASSED OUT, MAYOR PRO TEM, IT DOES MENTION THAT THIS, BECAUSE OF THIS EMERGENCY THE ORDINANCE WILL TAKE EFFECT

IMMEDIATELY.

Goodman: AND WAS THAT SECONDED?

Mayor Wynn: I SECONDED THAT.

Goodman: OH, OKAY. IF I CAN -- SAY SOMETHING.

Mayor Wynn: YES, MAYOR PRO TEM.

Goodman: WE ARE DOING THIS BECAUSE -- THE SPEED LIMIT HAS TO BE -- OFFICIAL BY ACTION. IF WE WAITED FOR THE INFORMATION TO COME BACK THAT WE ASKED FOR EARLIER IN THE DAY, DURING THAT TWO TO FOUR WEEKS NOBODY COULD GET A SPEEDING TICKET ON THIS STRETCH OF THE ROAD. IT WOULD OFFICIALLY BE UNREGULATED. IN ORDER TO GIVE POLICE OFFICERS THE ABILITY TO ENFORCE THE TOOLS THAT THEY HAVE, EVEN IF THIS IS A TEMPORARY ORDINANCE, IT'S NOW OFFICIALLY SETTING A SPEED LIMIT. AND THAT'S WHAT IT'S POSTED FOR.

Mayor Wynn: AGREED. MOTION AND SECOND ON THE TABLE TO PASS WITH EMERGENCY PASSAGE ITEM NO. 11 AS POSTED EARLIER. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7-0, THANK YOU ALL VERY MUCH. COUNCIL, THAT TAKES US TO OUR 2:00 BRIEFINGS. WE HAVE 3. OUR FIRST POSTED BRIEFING, I THINK WE WILL TAKE THESE SEQUENTIALLY, TO UPDATE COUNCIL ON THE POLICE DEPARTMENT'S PLAN OF ACTION, RESPONSE TO THE 2004 RECOMMENDATIONS ON TRAINING FROM THE POLICE EXECUTIVE RESEARCH FORUM OR PERF. WE WILL RECOGNIZE ASSISTANT CITY MANAGER, RUDY GARZA, FOLLOWED UP BY OUR COMMUNITY REPORT CARD POSTED AS ADDENDUM NUMBER 57.

AGAIN. RUDY GARZA, TODAY WE BRING TO YOU AN UPDATE ON THE PERF REPORT. WE FIRST PRESENTED TO YOU THE REPORT ON OCTOBER 28th 28th. AS YOU KNOW THERE WAS A SERIES OF RECOMMENDATIONS BY THE RESEARCH FORUM.

THE COMMITMENT WE MADE TO YOU BACK IN OCTOBER WE WOULD COME TO YOU WITH REGULAR UPDATES, TODAY IS APPROXIMATELY A SIX-MONTH UPDATE. I THINK YOU'LL BE PLEASED WITH THE CONTINUED PROGRESS IN OUR POLICE DEPARTMENT. I'M GOING TO INTRODUCE CHIEF KATHY ELLISON WHO WILL BE DOING THE UPDATE FOR YOU.

I WOULD LIKE TO SAY GOOD AFTERNOON TO THE MAYOR PRO TEM GOODMAN, TO THE COUNCIL, CITY MANAGER, I WANT TO FIRST OF ALL THANK YOU ALL FOR THE OPPORTUNITY FOR ALLOWING US TO PRESENT TO YOU THE STATUS OF THE PERF REPORT. WE KNOW THAT TRAINING IS VERY, VERY IMPORTANT. THE POLICE DEPARTMENT OR POLICE DEPARTMENTS ARE IN THE EYE MORE THAN EVER BEFORE WITH VARIOUS SHOWS FROM CSI TO -- TO THE SHIELD OR MAYBE NOT SO MUCH THE SHIELD, BUT CSI, THOSE KINDS OF THINGS, PEOPLE ARE LOOKING AT OUR TRAINING, OUR TECHNIQUES. SO LAST YEAR WHEN WE ASKED PERF TO COME IN TO -- TO LOOK AT THE AUSTIN POLICE DEPARTMENT TRAINING AND RECRUITING FACILITIES AND OUR INSTRUCTIONS, THEY CAME DOWN ON THREE DIFFERENT OCCASIONS. THEY CAME DOWN IN MARCH, MAY AND OCTOBER, AND THEY ACTUALLY GAVE YOU A PRESENTATION IN OCTOBER. WHILE THEY WERE HERE, THEY TALKED TO SEVERAL PEOPLE, THEY TALKED TO OUR POLICE COMMAND STAFF, OUR LINE PERSONNEL, THEY TALKED TO THE ACADEMY STAFF, OUR CADETS. THEY -- THEY HAD INTERVIEWS WITH OUR TCLEOSE ADVISORY BOARD, THEY TALKED TO THE POLICE MONITOR AND HIS STAFF AND THEY ALSO TALKED TO COMMUNITY LEADERS. PERF ADDRESSED SEVERAL MAJOR CONCERNS AND -- THEY CONCENTRATED ON SEVERAL AREAS. THEY CONCENTRATED ON OUR RECRUITING EFFORTS AND OUR RECRUITING DIVISION ALONG WITH ACADEMY TRAINING, WHICH INCLUDES A RECRUIT TRAINING AND OUR IN-SERVICE TRAINING WHICH ENCOMPASSES OUR ADVANCED OFFICER TRAINING AND OUR LEARNED SKILLS TRAINING, THEY LOOKED AT OUR ACADEMY STAFFING, WORKLOAD, THEY LOOKED AT OUR FIELD TRAINING PROGRAM AND THEY LOOKED AT THE CONCERNS THAT THE COMMUNITY MIGHT HAVE HAD REGARDING OUR TRAINING. PERF MADE 59 OVERALL RECOMMENDATIONS. OF THOSE 59, PERF IDENTIFIED 18 KEY

RECOMMENDATIONS. AND THOSE THAT ARE RECOMMENDATIONS THAT I'M GOING TO TALK TO YOU ABOUT TODAY OR AT LEAST OUR RESPONSE TO THOSE RECOMMENDATIONS. OF THE 59, 24 OF THOSE RECOMMENDATIONS HAVE BEEN COMPLETED OR IMPLEMENTED. 28 ARE IN PROGRESS. AND 7 WE NEED ADDITIONAL RESOURCES. OF THE 18 KEY RECOMMENDATIONS I'M GOING TO TALK TO YOU ABOUT TODAY, 12 ARE COMPLETED, FOUR IN -- FOUR WERE COMPLETED 12 IN PROGRESS AND [INDISCERNIBLE] I'M GOING TO TALK TO YOU ABOUT THE COMPLETED RECOMMENDATIONS BEFORE, THEN ONES IN PROGRESS, THE ONES THAT NEED RESOURCES. THE FIRST ONE PERF IDENTIFIED THAT WE NEEDED ADDITIONAL ADMINISTRATIVE AND CLERICAL ASSISTANCE AT THE ACADEMY STAFF. WHEN THEY VISITED THE LAST COUPLE OF TIMES, WE ONLY HAD ONE OF OUR THREE POSITIONS FILLED. THOSE THREE POSITIONS ARE NOW FILLED. ANOTHER RECOMMENDATION IS THAT PERF WANTED US TO TAKE TRAINING TO REINFORCE VERBAL AND DEESCALATION SKILLS. WE DID THAT THE LAST ACADEMY CLASS. EACH CADET HAD THE OPPORTUNITY TO PARTICIPATE IN 40 ROLE PLAY EXERCISES AND WE INCORPORATED ROLE PLAY EXERCISES IN OUR NEW CORPORAL AND SERGEANT TRAINING, ALSO. OTHER ASPECT THAT'S BEEN COMPLETED IS OUR FIELD TRAINING PROGRAM. SEVERAL REVISIONS HAVE BEEN MADE. PERF HAD SUGGESTED THAT WE TAKE A LOOK AT WHAT THEY CALLED THE RENO MODEL AND RENO, NEVADA, THEY HAVE A PROGRAM CALLED THE POLICE TRAINING OFFICER PROGRAM. AND IN THAT PROGRAM THEY INCORPORATE COMMUNITY ORIENTED POLICING PROJECTS. SO WE DECIDED TO TAKE ONE OF THOSE ELEMENTS FROM RENO, INCORPORATE THAT INTO OUR FIELD TRAINING PROGRAM. WHAT THAT MEANS IS THAT THE POLICE CADETS START A PROJECT, A COMMUNITY SERVICES PROJECT WHILE IN CADET CLASS. AND THEN THEY FINISH THAT WITH THEIR FIELD TRAINING OFFICER DURING THE TIME THEY ARE IN THE FIELD TRAINING PROGRAM. AND, ALSO, ONE OF THEIR RECOMMENDATIONS WAS TO HAVE OUR DR'S PARTICIPATE MORE IN THE FIELD TRAINING PROGRAM AND THE DR'S WILL ACTUALLY BE HELPING OUR CADETS WITH THEIR COMMUNITY ORIENTED PROJECT AND THEY WILL BE

FOLLOWING THROUGH WITH THEM THE ENTIRE TIME THEY'RE IN THE FIELD TRAINING PROGRAM. THE DR'S WILL ALSO PARS IN EVALUATING THE PROBATIONERS AFTER THEY FINISH THEIR PROJECT AND ON THEIR PROBATIONARY REVIEW BOARD. ONE OF THE OTHER THINGS THAT -- THAT PERF RECOMMENDED IS A PART OF OUR TCLEOSE ADVISORY BOARD, WE MET WITH THEM ON A REGULAR BASIS AND THEY ASK THAT. WE GIVE THEM NOTES WHEN THE MEETINGS START ABOUT THE PREVIOUS MEETING. THEY ASKED THAT THEY WOULD BE PROVIDED THOSE NOTES BEFOREHAND AND THAT HAS BEEN DONE. AND IN LOOKING AT OUR RECRUITING, ONE OF THE THINGS THAT -- THAT PERF SUGGESTED THAT WE DO IS JUST TAKE ADVANTAGES OF THE RESOURCES THAT WE CURRENTLY HAVE. WHICH WAS OUR CADET CLASS AND THEY ASKED US TO GO BACK AND INTERVIEW 20% OF THE CLASS THAT JUST TALKED TO THEM ABOUT WHAT ATTRACTED THEM TO THE AUSTIN POLICE DEPARTMENT, WHAT THE ATTRIBUTES WERE THAT MADE THEM SUCCESSFUL IN THE CADET CLASS AND THEN THEY SUGGESTED THAT AFTER WE FINISH OUR RECRUITING PERIOD TO GO BACK AND REVIEW THE NEXT -- THE PREVIOUS SIX MONTHS TO SEE WHAT WE CAN DO BETTER OR IF WE WANT TO CHANGE ANY ASPECT OF OUR RECRUITING. WHAT WE DID IN JANUARY OF THIS YEAR IS WE INTERVIEWED THE 109th CLASS CURRENTLY ON PROBATION TO GIVE US IDEA ABOUT RECRUITING AND TRAINING. AND SO WHAT WE DID IS WE BROUGHT A FEW IN AND WE TALKED TO THEM AND SOME OF THE THINGS THEY TOLD US REGARDING RECRUITING WAS THAT OUR PROCESS WAS A LITTLE LONG AND IT REALLY IS. WE HAD PLANNED ON STARTING THAT CLASS IN OCTOBER. WE POSTPONED IT TO NOVEMBER SO THEY HAD A LITTLE EXTRA WEIGHT. THEY ALSO ACKNOWLEDGED THAT THEY DID NOT GET UPDATE ODD A REGULAR BASIS. WHERE THEY WERE IN THE PROCESS AND THEY ALSO SAID OUR WEBSITE NEEDING UPDATING. THEY NOT ONLY TOLD US WHAT THEY THOUGHT WERE SOME OF THE NEEDS, THEY ALSO MADE RECOMMENDATIONS, OF COURSE THAT WE UPDATE OUR WEBSITE AND THEN WHAT WHEN WE ARE FILLING OUT, WHEN THEY FILL OUT THEIR APPLICATION THAT'S THEY PROVIDE US WITH THEIR E-MAIL ADDRESSES SO THAT WE COULD E-MAIL THEM TO WHERE THEY ARE IN THE PROCESS AND THEN TALK TO THEIR

RECRUITER DIRECTLY BECAUSE OUR PROCESS IS SO LONG, THEY DIDN'T KNOW IF IT WAS TESTING TIME, PHYSICAL AGILITY TIME SO THEY ASKED THAT THOSE THINGS BE DONE. ONE OF THE THINGS THAT PERF RECOMMENDED WAS THAT WE VALUE OR WE SHOW OUR TRAINING STAFF THAT WE VALUE THEM. WE DO VALUE THEM. WE RECOGNIZE THAT IT WAS A VERY, VERY HARD JOB. ONE OF THE THINGS THAT PERF RECOMMENDED IS THAT THEY BE COMPENSATE UNDERSTAND SOME SORT OF WAY. THE WAY OUR MEET AND CONFER IS SET UP IS THAT THAT IS A CONTRACTUAL ISSUE AND SO THAT MAYBE SOMETHING THAT WILL BE LOOK ADD IN THE NEXT MEET AND CONFER. IN THE MEANTIME OTHER THINGS THAT WE ARE LOOKING AT IS MAYBE GIVING THE -- THE INSTRUCTORS A RIBBON SORT OF LIKE WHAT THE -- WHAT THE SRT TEAM HAS OR SOMETHING THAT IDENTIFIES THEM AS A CADET INSTRUCTOR. PERF ALSO RECOMMENDED THAT MAYBE WE SHOULD RECONSIDER THE MANDATE FOR ONE CLASS A YEAR. WE FOUND THAT OUR CURRENT PRACTICE OF ONE CLASS A YEAR IS -- IS EFFECTIVE. WE DECIDED TO LEAVE IT THE SAME WAY IN YEAR 2006. PERF ALSO RECOMMENDED THAT OUR CURRICULUM DEVELOPMENT BE A PART OF A BROADER, MORE STRATEGIC PROCESS. THEY FELT THAT OUR TRAINING SHOULD BE A UNIFIED CURRICULUM THAT WHAT WE TEACH IN OUR TRAINING ACADEMY SHOULD BE TAUGHT IN OUR IN-SERVICE TRAINING AND ALL THROUGH WHATEVER CLASSES WE OFFER. AND THEY WANTED US TO MAKE SURE THAT WHEN WE TAUGHT THE ACADEMIES OR THE CADETS AND OUR OTHER OFFICERS THAT WE ADDRESSED ALL OF THE CORE COMPETENCIES, SOME OF THOSE WERE LEADERSHIP. IF WE ARE TEACHING LEADERSHIP IN THE ACADEMY, WHATEVER WE TEACH IN THE ACADEMY WE MAKE SURE THAT WE TEACH AN IN SERVICE AND THEN IN OUR PROMOTIONAL SCHOOLS AND SO ON. PROBLEM SOLVING, IF WE TEACH IT IN CADETS, MAKE SURE THAT IT'S THE SAME IN ALL OF THE OTHER CLASSES AS WELL AS ETHICS. I TALKED A LITTLE BIT EARLIER ABOUT THE FIELD TRAINING PROGRAM, PERF RECOMMENDED THAT OUR FIELD TRAINING OFFICERS SHOULD RECEIVE AN 8 HOUR ANNUAL FOLLOW-UP TRAINING. WE THOUGHT THAT WAS A GREAT IDEA. BUT WHAT WE DID IS WE WENT -- WE WENT A STEP FURTHER. SERGEANT HERNANDEZ WORKED VERY, VERY HARD ON -- ON

REVAMPING OUR FIELD TRAINING PROGRAM AND ONE OF THE THINGS THAT WE DID IS WE IMPLEMENTED A NEW 40 HOUR RECERTIFICATION FOR ALL FTO'S. SO WHAT HUH TO DO WAS REAPPLY. ONCE YOU REAPPLIED AND TOOK A WRITTEN EXAM YOU HAVE TO GO TO A 40 HOUR RECERTIFICATION COURSE. WE HAVE ALREADY COMPLETED ONE OF THOSE 40 HOURS CLASSES. WE ARE STARTING ONE NEXT WEEK. WE HAVE TWO MORE. AFTER THE RECERTIFICATION COURSE, THEN EVERY YEAR BEGINNING IN 2006 THEY WILL GET AN EIGHT-HOUR ANNUAL FOLLOW-UP. AS YOU CAN SEE, SOME OF THE OTHER CHANGES, THERE'S A NEW PROCESS FOR REMOVAL OF FTO'S, THAT -- THAT THEY HAVE TO BE APPROVED BY THEIR COMMANDER AND THE COMMANDER OF TRAINING BEFORE THEIR SELECTED AS FTO'S, THEY ALSO HAVE TO RETURN PEER EVALUATIONS. THE OFFICERS ON THEIR SHIFT WILL ACTUALLY RECOMMEND WHETHER THEY SHOULD BE FIELD TRAINING OFFICERS OR NOT. THOSE APPLYING TO BE NEW FTO'S WILL BE THE BASIC 80 HOUR TRAINING CLASS, NOT JUST THE 40. ONE OF THE NEW THINGS WE IMPLEMENTED IS THAT THE SUPERVISORS WILL GO THROUGH A FOUR-HOUR ORIENTATION ABOUT THE FTO PROGRAM. WE WANTED TO MAKE SURE THAT THEY KNEW WHAT THEIR FTO'S WERE REQUIRED TO DO AND THE IMPORTANCE OF THE FTO PROGRAM. SO WE CONDENSED THE VERSION FOR THEM SO THAT THEY WILL BE ABLE TO FOLLOW ALONG ON THEIR FTO'S OR TRAINING. ANOTHER RECOMMENDATION WAS, OF COURSE, TO -- TO TAKE ADVANTAGE OF OUR DR'S AND USE THEM IN HELPING TO -- TO ASSESS OUR ACADEMY EFFECTIVENESS AND OUR RECRUITS. I TALKED ABOUT THAT A LITTLE EARLIER. THEY ARE HELPING IN THAT ASPECT. THEY WILL BE A PART OF THE TRAINING, THEY ARE TEACHING A WEEK AND THE TRAINING ACADEMY. THEY WILL BE A PART OF THE PROBATIONARY REVIEW BOARD FOR NEW OFFICERS, THEY WILL BE ASSISTING THEM AND THEIR COMMUNITY SERVICES PROJECT. ONE THINGS THAT'S ANOTHER THING THAT PERF RECOMMENDED IS THE DEPARTMENT SHOULD TRY TO INTEGRATE USE OF FORCE, COMMUNICATION SKILLS AND VALUING DIVERSITY IN ALL OF OUR TRAINING COURSES. WE ARE CURRENT LIE DOING THAT WITH USE OF FORCE AND COMMUNICATION AND DIVERSITY. AS YOU CAN SEE OUR USE OF FORCE TRAINING IS TAUGHT

IN THE NEW FTO REFRESHER COURSE, ALSO IN THE CORPORALS TRAINING, THEY WILL BE TAUGHT THAT, TOO. AS FAR AS COMMUNICATION, OUR CAT DEBTS RECEIVE 8 HOURS OF VERBAL JUDO, 8 HOURS OF COMMUNICATION EXCELLENCE AND 16 ADDITIONAL HOURS TAUGHT BY OUR TRAINING INSTRUCTORS. CURRENTLY, OUR CADETS WILL RECEIVE THE TOOLS OF TOLERANCE PROGRAM THAT SERGEANT FLETCHER IS WORKING VERY HARD ON. PERSPECTIVES IN PROFILING. ALL OFFICERS WILL BE REQUIRED TO ATTEND THAT TRAINING. AS A MATTER OF FACT THAT STARTS NEXT WEEK. THERE'S GOING TO BE TWO DAYS NEXT WEEK, THEN SEVERAL WEEKS TO FOLLOW. SOME OTHER THINGS THAT THE POLICE DEPARTMENT DOES FOR DIVERSITY, IT -- JUST NOT TOOLS FOR TOLERANCE, BUT THE -- BUT THE BROWN BAG LUNCHEES I THINK THAT ARE VERY IMPORTANT PART OF CADET TRAINING, THIS PAST WEEK, WE HAD A SPEAKER, MR. WEAR, WHO IS AN AFRICAN-AMERICAN GENERAL WHO RETIRED RECENTLY AND CAME TO AUSTIN, NEW TO AUSTIN, TALKED TO THE CADETS ABOUT WHAT HE THOUGHT ABOUT AUSTIN AND WHAT IT WAS LIKE FOR HIM TO BE A VIETNAM VETERAN. SOME OTHER THINGS THAT WE ARE DOING AND IN THE AREA OF DIVERSITY IS THAT WE HAVE REACHED OUT TO A HARVARD UNIVERSITY PROFESSOR WHO WE HAVE BEEN TOLD IS -- HAS A -- HAS RESEARCHED AND HAS A TRAINING PROGRAM REGARDING DIVERSITY. WE HAVE SPENT HER -- ASKING HER FOR CORRESPONDENCE TO SEND TO US AND MAYBE WE CAN GET HER TO COME TO AUSTIN TO HELP US OUT. THE OTHER DEM RECOMMENDATION WAS THAT WE WOULD UTILIZE THE CORPORAL RANK TO HELP WITH OUR TRAINING, WE WERE DOING THAT. WE WILL MAKE IT MORE FORMAL IN THEIR JOB DESCRIPTION THAT THEY WILL BE A PART OF THE TRAINING FOR ROLL CALL. ANOTHER ONE OF THEIR 18 OVERALL KEY RECOMMENDATIONS WAS THAT WE TAKE ADVANTAGE OF OUR COMMANDER FORUMS. WE HAVE DONE THAT. WE HAVE POSTED IT ON THE WEBSITE, THE NEWSPAPER AND COMMUNITY NEWSLETTERS WHEN THE COMMANDER FORUMS WERE GOING TO BE. WE HAVE SUGGESTED VARIOUS TOPICS FOR THEM TO TALK ON. THE COMMUNITY HAS DONE THAT, ALSO. THEY RECOMMENDED THAT THE TRAINING ADVISORY BOARD TAKE A MORE ACTIVE ROLE IN EVALUATING OUR CURRICULUM. SO ONE OF THE THINGS

THAT WE STARTED DOING WAS PRESENTING DIFFERENT ASPECTS OF THE TRAINING TO THE ADVISORY BOARD. A COUPLE OF MONTHS AGO WE PRESENTED OUR NEW DWI TRAINING AND FTO PROGRAM TRAINING AND AT THAT TIME THEY ARE ALLOWED TO MAKE ANY INPUT THAT THEY WANT TO DURING THAT PROCESS. THEY ASKED THAT WE STRENGTHEN OUR RELATIONSHIP WITH THE POLICE MONITOR, HE WANT TO DO THAT, ARE DOING -- WE WANT TO DO THAT, ARE DOING THAT. THE MOP TORE HAS HAD SEVERAL BRIEFINGS TO TALK TO OFFICERS ABOUT HIS AND HIS STAFF'S ROLE. HE'S ALSO ATTENDED OUR COMMANDERS' RETREAT. TALKED TO US ABOUT SOME OF THE MOST TALKED ABOUT COMPLAINTS THAT HE GETS MOST MUCH ALL IN HIS OFFICE FROM OFFICERS AND SO HE'S BEEN REALLY HELPFUL IN BRIDGING THAT RELATIONSHIP. OF COURSE, THEY TALKED ABOUT THE TRAINING FACILITY AND A.P.D. OF COURSE RECOGNIZE THAT'S WE NEED A NEW TRAINING FACILITY AND WE ARE PLANNING ON REQUESTING FUNDS IN THE NEXT BOND ELECTION. AND A FINAL -- ONE OF THE FINAL KEY RECOMMENDATIONS WAS THAT WE WOULD APPOINT A CIVILIAN POSITION OUT AT THE TRAINING ACADEMY TO SORT OF EVALUATE OUR ENTIRE TRAINING CURRICULUM AND DEVELOP NEW COURSES. WE HAVE DONE THAT, DR. PAULSSON IS ASSIGNED THERE, CHER HELPING TO EVALUATE THE CURRICULUM AT THE POLICE DEPARTMENT AND THE TRAINING AT THE POLICE DEPARTMENT. I'M OPEN FOR QUESTIONS.

THANK YOU, CHIEF. QUESTIONS? QUESTIONS FOR THE CHIEF? COUNCILMEMBER THOMAS?

Thomas: THANK YOU, THANK YOU VERY MUCH, CHIEF HE WILL SON FOR THAT INFORMATION. ELLIS SON. WILL YOU GO BACK TO YOUR PRESENTATION ON DIVERSITY, I NEED TO ASK YOU A COUPLE OF QUESTIONS. YOU SAID MR. WEAR WAS A RETIRED WHO?

A RETIRED BRIGADIER GENERAL SERVED IN THE VIETNAM WAR, AN AFRICAN-AMERICAN MALE.

WHAT CLASSES DID HE PRESENT HIS PRESENTATION ON?

IT WAS A PART OF THE CADET CLASS. THEY HAVE WHAT WE CALL BROWN BAG LUNCHES SO DURING THE LUNCH HOUR ON TUESDAY HE WAS THERE TO TALK TO THE CADET CLASS.

ANY REASON THAT YOU ARE GOING TO HARVARD UNIVERSITY FOR SOMEONE TO HELP YOU ON YOUR DIVERSITY TRAINING?

WELL, NO. WE TALKED TO A PROFESSOR AT THE UNIVERSITY OF TEXAS. WHO RECOMMENDED THIS PERSON FROM HARVARD. WE ARE ASKING FOR THEIR RESEARCH, GOING TO TAKE A LOOK AT IT, SEE IF IT'S GOING TO HELP OUT OUR DEPARTMENT AT ALL.

ANYBODY ELSE, HAVE YOU ALL ACQUIRED ABOUT AS FAR AS YOUR DIVERSITY TRAINING. BESIDES THE PERSON AT HARVARD?

DR. POLANSKY, GOING TO COME IN AND TALK TO US ABOUT COMMUNICATIONS, I THINK YOU MIGHT KNOW HIM. NOT SO MUCH DIVERSITY BUT IN HOW TO TALK TO PEOPLE AND NOT JUST ALL KINDS OF PEOPLE, YOU KNOW,, SEGMENTS, ETHNICITIES, THINGS LIKE THAT. WE'VE HAD A CONVERSATION WITH DR. POLANSYY, THE DIRECTOR [INDISCERNIBLE] ARKANSAS, LITTLE ROCK, I THINK.

ONE THICK I THINK WE TALKED ABOUT, I DON'T KNOW ABOUT THE LAST TIME YOU MADE A PRESENTATION, IT WAS ABOUT THE DIVERSITY, BUT CULTURAL WELLNESS. WHERE ARE WE WITH THAT TRAINING AS FAR AS HOW MANY HOURS? I KNOW TCLEOSE RECOMMENDS CERTAIN HOURS. BUT HOW MANY HOURS?

YOU ARE CORRECT. I SHOULD HAVE MENTIONED THAT. ONE OF THE THINGS THAT'S IN THE ACADEMY IS WHAT WE CALL THE COMMUNITY IMMERSION PROGRAM. 40 HOURS. AND A PART OF THAT 40 HOURS FOR THE CADETS IS THE MANDATED CULTURAL DIVERSITY TRAINING. WHAT HAPPENS WITH THAT IS THAT'S THE CLASSROOM PART. THEN THE CADETS ACTUALLY CHOOSE A SEGMENT OF THE COMMUNITY TO GO OUT, VISIT THAT COMMUNITY, LEARN ABOUT THAT CULTURE AND COME BACK AND THEY HAVE TO MAKE A PRESENTATION, YOU HAVE TO WRITE A COLLEGE

LEVEL PAPER AND MAKE A PRESENTATION TO THE CADET CLASS ABOUT THAT SEGMENT OF THE COMMUNITY THAT THEY VISIT IT. TCLEOSE STILL MANDATES THAT FOR ALL OFFICERS AND THAT DID HAPPEN IN OUR LAST CYCLE OF TRAINING. FOR ALL OF THE OTHER OFFICERS, YOU'RE RIGHT.

AS FAR AS THE -- I THINK ONE OF THE [INDISCERNIBLE] IN THE COMMUNITY WAS AS FAR AS CULTURAL DIVERSITY TRAINING, HAVE WE REACHED FROM -- FROM RANK ALL THE WAY DOWN TO PATROL?

YOU MEAN AS FAR AS ATTENDING THE TRAINING?

RIGHT.

YES. TCLEOSE OF COURSE MANDATES IT AND THOSE KINDS OF THINGS. I HAVE NOT HAD AN OPPORTUNITY TO -- TO VIEW OR GO INTO THE COMMUNITY IMMERSION PROGRAM. LIEUTENANT ADDICK STARTED THAT LAST YEAR. THE TOOLS FOR TOLERANCE, PERSPECTIVES ON PROFILE WILL START WITH -- GOING TO GO FROM CHIEF KNEE ALL THE WAY DOWN, YES, WE WILL ALL BE A PART OF THAT.

Thomas: THANK YOU.

Mayor Wynn: THANK YOU, COUNCILMEMBER, FURTHER COMMENT, QUESTIONS? THANK YOU VERY MUCH, CHIEF. CITY MANAGER, ARE WE PREPARED TO ROLL INTO THE [INDISCERNIBLE] NOW.

Futrell: WE ARE. LET ME TAKE JUST A MINUTE TO -- TO BASICALLY TO INTRODUCE WHILE RYAN GETS SET UP. YOU KNOW OVER THE PAST TWO YEARS, AUSTIN HAS BEGUN A STRONG RECOVERY FROM A TOUGH ECONOMIC DOWNTURN. THAT RECOVERY EXTENDED BEYOND A FINANCIAL RECOVERY. WE ONCE AGAIN BEGAN TO RECEIVE NATIONAL ACCOLADES AS ONE OF THE BEST PLACES IN THE COUNTRY TO LIVE, TO WORK, TO PLAY, TO START A BUSINESS, TO RETIRE. OUR PARKS SYSTEM WAS RECOGNIZED AS THE BEST IN THE CUP THIS LAST YEAR. WE WERE RECOGNIZED AS ONE OF THE TOP PLACES, IN FACT AGAIN THE NUMBER ONE PLACE IN THE COUNTRY FOR HISPANICS TO LIVE. IN FACT OUR HISPANIC POPULATION GREW FROM ABOUT 23%

TO ABOUT 35% TODAY SINCE ABOUT THE 1990S. OUR ASIAN POPULATION HAS DOUBLED SINCE 1990 AND ALSO THRIVING. IT SEEMED CLEAR THAT OUR RECOVERY INCLUDED A RENEWED RECOGNITION OF THE QUALITY OF LIFE IN AUSTIN THAT ATTRACTS AND RETAINS PEOPLE IN AUSTIN. BUT AT THE SAME TIME, A DIFFERENT SENTIMENT WAS GROWING IN OUR AFRICAN-AMERICAN COMMUNITY. WE EXPERIENCED A SERIES OF SERIOUS INCIDENTS THAT RAISED COMMUNITY CONCERNS ABOUT RACE RELATIONS AND ERODED TRUST WITH OUR AFRICAN-AMERICAN COMMUNITY. IN THE ENSUING COMMUNITY DISCUSSION, A CONTRADICTORY PICTURE OF AUSTIN BEGAN TO EMERGE. IT WAS CLEAR THAT AFRICAN-AMERICANS WERE DESCRIBING A DIFFERENT QUALITY OF LIFE EXPERIENCE IN OUR CITY. AND I WAS AND AM TROUBLED BY THIS MARKED CONTRAST AND HOW OUR COMMUNITY IS BEING VIEWED. AND IN RESPONSE TO THAT, TO GET A BETTER HANDLE ON THIS SITUATION, WHAT WE DID IS WE INITIATED A STUDY TO TRY TO ANSWER TWO VERY BASIC QUESTIONS: THE FIRST QUESTION WAS IS THE QUALITY OF LIFE FOR AFRICAN-AMERICANS IN AUSTIN DIFFERENT THAN THAT OF OTHER AUSTINITES? AND THE SECOND QUESTION, IS THE QUALITY OF LIFE FOR AFRICAN-AMERICANS IN AUSTIN MARKEDLY DIFFERENT THAN THE QUALITY OF LIFE AFRICAN-AMERICANS EXPERIENCE IN OTHER CITIES? TO ANSWER THESE QUESTIONS WE CREATED A SCORE CARD AND LOOKED AT 10 DIFFERENT INDICATORS, BOTH DIRECT AND INDIRECT INDICATORS OF QUALITY OF LIFE. THESE ARE MEASURES COMMONLY USED TO MEASURE QUALITY OF LIFE THEY INCLUDE THINGS LIKE FAMILY INCOME, EDUCATIONAL ATTAINMENT, POVERTY RATES, HOME OWNERSHIP, BUSINESS OWNERSHIP, A WIDE RANGE OF INDICATORS THAT YOU ARE GOING TO HEAR ABOUT IN JUST A FEW MINUTES. AS WE BEGAN REVIEWING THE DATA FOR THIS SCORE CARD, SEVERAL IMPORTANT FINDINGS BEGAN TO EMERGE, BUT ONE IN PARTICULAR STOOD OUT. IT WAS THAT AUSTIN LACKED THE KIND OF SOCIAL AND CULTURAL INFRASTRUCTURE FOR FRIENDS THAT CREATE A SENSE OF BELONGINGS. IN OTHER WORDS THERE'S NO CRITICAL MASS OF AFRICAN-AMERICAN BUSINESS OWNERSHIP. AS WELL AS ANY VITAL ART OR ENTERTAINMENT VENUES IN AUSTIN. THIS WAS VERY HARD TO TRY TO FIND SOLID INDICATORS ON. IT'S MORE

ANECDOTAL, SOFTER, BUT IT WAS PREVALENT IN EVERYTHING THAT WE LOOKED AT. AS WE WERE PULLING TOGETHER THE FINAL REPORT, THE FINAL SCORE CARD, A KEY AFRICAN-AMERICAN NIGHTCLUB, MID TOWN LIVE BURNED TO THE GROUND. THIS NIGHTCLUB, LOCATED IN THE HEART OF NORTHEAST AUSTIN, REPRESENTED ONE OF THE VERY FEW AFRICAN-AMERICAN VENUES, MUSIC VENUES IN OUR COMMUNITY. IN THE CONTEXT OF THE SCORE CARD INFORMATION, THE DATA THAT WE HAVE BEEN COLLECTING, THE MID TOWN LOSS WAS CAUSE FOR SIGNIFICANT CONCERN. IT WAS THIS BACK DROP THAT CAUSED US TO RECOMMEND A LOAN PROGRAM, BASICALLY A PERFORMANCE BASED ECONOMIC DEVELOPMENT GRANT FOR THE ENHANCED RESTORATION OF MID TOWN AND THE NEIGHBORHOOD JOBS IT CREATED. UNFORTUNATELY, THE MID TOWN FIRE WAS ALSO THE VERY PUBLIC TARGET OF SOME INAPPROPRIATE COMMENTS MADE BY A FEW OFFICERS WHO WERE PERFORMING TRAFFIC CONTROL AT THE SCENE AND SOME COMMUNICATIONS STAFF, CIVILIAN COMMUNICATIONS STAFF. THAT INCIDENT POLARIZED AND CHANGED THE DISCUSSION. THE PUBLIC DISCUSSION BEGAN TO CENTER AROUND TWO PRIMARY ISSUES. THE ONGOING DEBATE ABOUT RACE RELATIONS IN THE POLICE DEPARTMENT. AND ULTIMATELY ECONOMIC INCENTIVES IN GENERAL. SHOULD THE CITY INVEST TAXPAYER MONEY AND PRIVATE BUSINESS -- IN PRIVATE BUSINESSES AT ALL? THE LEVEL OF PUBLIC OPPOSITION IN THE PAST TWO WEEKS HAS MADE IT CLEAR THAT THE ORIGINAL CONTEXT FOR THE PROPOSED LOAN TO MID TOWN TO HELP PRESERVE ONE OF THE FEW REMAINING AFRICAN-AMERICAN ENTERTAINMENT CONVENIENT YEWES IN AUSTIN WAS -- ENTERTAINMENT VENUES IN AUSTIN WAS OVERSHADOWED BY THE EVENTS. I BELIEVE WE NEED TO STEP BACK NOW AND TRY TO REFRAME THE DISCUSSION TO TRY TO GET BACK TO WHAT THE CORE ISSUE WAS. THE FACTS REMAIN THE SAME. WE HAVE SOME WORK TO DO IN AUSTIN TO ENSURE THAT THE QUALITY OF LIFE IS ENJOYED BY ALL IN AUSTIN. I BELIEVE THAT THE PRESENTATION OF THE SCORE CARD TODAY WILL HELP ADVANCE THIS DISCUSSION SO THAT WE CAN COME BACK TO COUNCIL IN 60 DAYS WITH SOME COMMUNITY FEEDBACK AND A RECOMMENDATION FOR HOW WE INCORPORATE IN A MORE GLOBAL STRATEGY IN OUR

OVERALL ECONOMIC DEVELOPMENT PLAN A WAY TO ADDRESS THIS. SO LET ME INTRODUCE TO YOU RYAN ROBINSON, THE RENOWN CITY DEMOGRAPHER FOR THE CITY OF AUSTIN. RYAN?

THANK YOU VERY MUCH, MANAGER, COUNCIL, MAYOR, MAYOR PRO TEM. I'M RYAN ROBINSON, NEIGHBORHOOD PLANNING AND ZONING AND I HAVE THE GREAT THRILL AND CHALLENGE OF CURRENTLY SERVING AS THE CITY'S DEMOGRAPHER. I'M HERE TODAY TO PRESENT THE AFRICAN-AMERICAN QUALITY OF LIFE SCORE CARD. SOMETHING THAT I HAVE WORKED BLOOD -- POURED BLOOD, SWEAT AND TEARS INTO. AS A PROFESSIONAL DEMOGRAPHERS I AM FASCINATED WITH THESE ISSUES, THEY ARE COMPLEX AND DIFFICULT ISSUES SO SORT OF GET ONE'S ARMS AROUND. I THINK THIS IS A GOOD START AT THAT. AS SORT OF AN OVERALL BACKGROUND STATEMENT, I WOULD LIKE TO SAY THAT THE CITY OF AUSTIN IS EXPERIENCING PROFOUND DEMOGRAPHIC CHANGE. AND THE CITIES AFRICAN-AMERICAN COMMUNITY, NOT JUST THE CITY'S, BUT THE REGION'S AFRICAN-AMERICAN COMMUNITY IS AT THE NEXUS OF THAT CHANGE. UNDERGOING A LONG-TERM TRANSITION THAT HAS BEEN DECADES IN THE MAKING AND SHOULD CONTINUE INTO THE FORESEEABLE FUTURE. I'M GOING TO BREAK THE MANAGER'S TWO OBJECTIVES INTO FOUR, THEY ARE REALLY JUST SORT OF SPLITTING THE TWO. MEASURE THE QUALITY OF LIFE OF THE AFRICAN-AMERICAN COMMUNITY USING STANDARD DEMOGRAPHIC AND SOCIO-ECONOMIC INDICATORS, COMPARE THE QUALITY OF LIFE OF AFRICAN-AMERICANS IN AUSTIN TO THE QUALITY OF LIFE FOR RESIDENTS OF THE CITY AS A WHOLE. COMPARE THE QUALITY OF LIFE OF AUSTIN'S AFRICAN-AMERICAN COMMUNITY TO THE QUALITY OF LIFE FOR AFRICAN-AMERICAN COMMUNITIES IN OTHER PEER CITIES, THE THE STATE OF TEXAS AND THE NATION. WE WILL TALK IN MORE DETAIL ABOUT WHAT THAT SET OF COMPARABLE OBSERVATIONS IS. FINALLY, IN IS -- THIS IS IMPORTANT, COMPARE THE LEGAL OF LOCAL DISPARITIES TO DISPARITIES IN OTHER PEER CITIES THE STATE AND THE NATION, WHAT IS THE LOCAL GAP BETWEEN AFRICAN-AMERICANS AND THE CITY AS A WHOLE AND HOW DOES THAT GAP COMPARE TO GAPS IN OTHER LARGE CITIES IN

THE PEER CITIES. THE DATA THEMES THE MANAGER TALKED ABOUT A FEW OF THEM, FAMILY INCOME, EDUCATIONAL ATTAINMENT, HOME OWNERSHIP, POVERTY RATES, UNEMPLOYMENT RATES, BUSINESS OWNERSHIP, ETHNICITY SHARES, HOUSING PATTERNS, INCARCERATION RATES, AND SOCIAL AND CULTURAL INFRASTRUCTURE. THAT IS THE SLIDE OF THE SCORE CARD AND I WANT TO SPEND A LITTLE BIT OF TIME, NOT SO MUCH TALKING ABOUT -- ABOUT THAT BECAUSE WE ARE GOING TO BREAK IT DOWN INTO DATA THEMES, BUT HOW TO READ THE SCORE CARD AND PAY ATTENTION REALLY TO -- IF YOU WILL -- OF COURSE THE DATA THEME IS MENTIONED INDICATED IN THE LEFT-MOST COLUMN, FAMILY INCOME, THAT FIRST BIG, THINKING COLUMN OF NARRATIVE SPEAKS TO THE CURRENT SITUATION. WHAT'S HAPPENING NOW IN TERMS OF FAMILY INCOME, FOR EXAMPLE, AFRICAN-AMERICAN FAMILIES IN AUSTIN HAVE ONE OF THE HIGHER MEDIAN FAMILY INCOMES IN THE NATION WHEN COMPARED TO OTHER AFRICAN-AMERICAN FAMILIES IN OTHER PLACES. THE NEXT COLUMN IS THE PEER RANKING. THAT'S THE RANKING OUT OF THE SET OF 31 OBSERVATIONS. AGAIN WE CHOSE ALL CITIES IN THE UNITED STATES THAT ARE WITHIN 250,000 POPULATION, EITHER LESS THAN THE CITY OF AUSTIN OR GREATER. PLUS EVERY LARGE CITY, EVERY MAJOR CITY IN TEXAS. THE STATE OF TEXAS AS A WHOLE AND THE NATION, SO THOSE ENTITIES ARE OUR PEER CITIES. OF COURSE PEER CITIES, DEPENDING ON YOUR DEFINITION, THAT CAN CHANGE, BUT WE WANTED TO HAVE A -- A SET THAT WAS LARGER THAN TOO SMALL. THE NEXT COLUMN IS NARRATIVE THAT FOCUSES ON THE DISPARITY WHICH IS -- WHICH IS RANKED IN THE FOLLOWING COLUMN. SO BACK TO FAMILY INCOME, AFRICAN-AMERICAN MEDIAN FAMILY INCOME IS 9th HIGHEST OUT OF THAT SET OF 31. SO THAT'S A POSITIVE. HOWEVER, THE DISPARITY BETWEEN AFRICAN-AMERICAN FAMILY INCOME AND FAMILY INCOME AS A WHOLE IS DEEP. THE GAP IS BIG, IN FACT IT'S THE 7th DEEPEST GAP, THE 7th DEEPEST DISPARITY OUT OF THAT SELECTIVE SET. THAT'S WHERE YOU SEE THAT 7th OUT OF THE RANKING. WE HAVE COLORED THAT SORT OF AN ORANGE. THAT INDICATES NEGATIVE. SO IF YOU WERE TO HAVE A LOW NUMBER IN THE DISPARITY RANKING, THAT'S BAD. IF YOU WERE TO RANK NUMBER 1, THAT MEANS THAT YOU WOULD HAVE THE

LARGEST GAP IN THE COUNTRY. THE LARGEST DISPARITY. IF YOU WERE TO SEE A 31 IN THAT COLUMN, THERE WOULD BE -- THERE WOULD BE THE SMALLEST GAP. I THINK IT WILL BECOME, AS YOU WORK WITH THE DATA AND I DO ENCOURAGE YOU TO READ THIS CLOSELY, REGARDLESS OF HOW I -- HOW I PRESENT IT, I REALLY DO FEEL THAT THE SCORE CARD CAN STAND ON ITS OWN. NOW LET'S GET INTO THAT DATA THEMES, THAT'S PAGE 2. HERE THE SET OF COMPARE ACTIVES, I CHOSE ETHNICITY SHARES TO USE ALL OF THE CITIES LISTED ON THE LEFT, DETROIT, BALTIMORE, MEMPHIS, ATLANTA, USING CITIES HERE, NOT MSA'S, IN ONE SLIDE WE ARE GOING TO COMPARE OURSELVES WITH MSA'S BECAUSE IT'S TOM GEOGRAPHIC DATA FOR WHICH THAT IS AVAILABLE. YOU CAN SEE HOW DIFFERENT THE ETHNICITY THE AFRICAN-AMERICAN SHARE OF TOTAL POPULATION WITH DETROIT HAVING OVER 80% OF ITS POPULATION IS OVER AFRICAN-AMERICAN, THIS IS FROM CENSUS 2000 BY THE WAY. ALL THE WAY DOWN TO EL PASO, WHERE ONLY JUST OVER 2% OF EL PASO'S POPULATION IS AFRICAN-AMERICAN. AND AUSTIN RANKS TOWARD THE BOTTOM THIRD OF THAT GROUPINGS. 9.8% FROM CENSUS 2000, WE FEEL THAT THAT FIGURE TODAY HAS FALLEN, CONTINUED TO FALL DOWN TO ABOUT 9%. THAT'S THE SELECTED SET. FAMILY INCOME. OVERALL MEDIAN FAMILY INCOME FOR THE CITY OF AUSTIN FROM SENDS WAS JUST OVER 54,000 -- FROM CENSUS 2,000 WAS WAS JUST OVER 54,000. THE CITY OF AUSTIN RANKS SIXTH AS A CITY OUT OF THAT SELECTED SET. SAN JOSE YOU CAN SEE HAS A SIGNIFICANTLY HIGHER MEDIAN FAMILY INCOME THAN MOST. AT THE VERY END OF THAT LIST IS DETROIT. YOU CAN SEE THAT DESTROY HAS A HIGHER MFI THAN ANY OTHER CITY IN TEXAS, THE STATE AS A WHOLE AND THE NATION. THIS IS A RANK OF AFRICAN-AMERICAN MEDIAN FAMILY INCOME. AUSTIN'S LEVEL IS 35,000. AGAIN IT'S NOT AT THE VERY TIP TOP, BUT IT'S WITH THE TOP THIRD. AGAIN WHAT WE ARE COMPARING IS OUR AFRICAN-AMERICAN M I TO OTHER COMMUNICATIONS. SAN JOSE ALSO RANKED NUMBER ONE ON THAT LIST, ATLANTA, CORPUS AND MILWAUKEE AT THE BOTTOM. I MUST ADMIT WHEN I MADE THIS GRAPHIC, I CHECKED, DOUBLE CHECKED AND TRIPLE CHECKED THE DATA. BECAUSE THE DISPARITY IS VERY STRIKING. LET ME POINT OUT THAT THE FIRST BAR IS THE CITY'S MEDIAN FAMILY INCOME OF 54,000, THE

SECOND BAR IS MIF FOR APPEARING BLOW FAMILIES, ALMOST 70,000. TWICE THAT OF AFRICAN-AMERICAN FAMILY INCOME, WHICH SITS AT 35,000. HISPANIC FAMILY INCOME AND ASIAN FAMILY INCOME. INTERESTINGLY ENOUGH IF WE WERE TO BE GRAPHING GENERAL HOUSEHOLD INCOME, THOSE WOULD BE MUCH LOWER PULLED DOWN BY OUR LARGE COLLEGE POPULATION. WE FOCUS ON, THE INDUSTRIAL STANDARD IS TO FOCUS ON MEDIAN FAMILY INCOME TO CONTROL FOR STUDENTS IN THAT TYPE OF HOUSEHOLD. HOUSEHOLD INCOME LOOKS AT ALL HOUSEHOLD, THIS IS THE SUBSET OF HOUSEHOLDS THAT ARE FAMILY. THAT GAP IS WHAT WE ARE TALKING ABOUT IN THE RANKING TO WHERE THE DIFFERENCE BETWEEN THE AFRICAN-AMERICAN FAMILY INCOME AND THE TOTAL THAT'S THE 7th LARGEST GAP OF INCOME IN THE COUNTRY. THIS IS HOW WE MEASURE THE GAP. WHAT PERCENTAGE IS AFRICAN-AMERICAN MEDIAN FAMILY INCOME OF TOTAL FAMILY INCOME. IN AUSTIN'S CASE IT'S 66%. SO SAN FRANCISCO, THAT IS EVEN A LOWER PERCENTAGE, THEREFORE THE GAP IS GREATER. IN EL PASO, INTERESTINGLY ENOUGH, AFRICAN-AMERICAN INCOME IS GREATER THAN THAT OF THE CITY AS A WHOLE. THERE'S ALSO A VERY, VERY SMALL AFRICAN-AMERICAN POPULATION THERE. WE LOOKED AT EDUCATIONAL ATTAINMENT. SHARE OF AFRICAN-AMERICAN ADULTS, 25 AND OLDER WITH AT LEAST A BACHELOR'S DEGREE OR MORE. 19% OF THOSE ADULTS HAVE -- HAVE A BACHELOR'S DEGREE OR GREATER. AGAIN, WE RANK WITHIN THE TOP 25% OF THIS -- OF THE SELECTED SET. HOWEVER WHEN YOU LOOK AT THE DIFFERENCE BETWEEN -- WHEN YOU LOOK AT EDUCATIONAL OBTAINMENT BASED ON THE DIFFERENCE BETWEEN ETHNIC AND RACIAL GROUPS, AGAIN WE SEE THE DISPARITY. ANGLOS RANK AT 52%, 19, 15 AND THAT ASIAN FIGURE OF 67% BY THE WAY IS THE HIGHEST FIGURE IN -- IN THE NATION. HOME OWNERSHIP IS A SOMEWHAT INTERESTING ANIMAL BECAUSE IN AUSTIN WE HAVE LOW HOME OWNERSHIP. THAT REFLECTS THE PRESENCE OF -- REFLECTS THE PRESENCE OF OUR LARGE COLLEGE AGE POPULATION. WE AS A CITY INCREASED IN 1990 FROM HAVING 40% OF OUR OCCUPIED UNITS BEING OWNER OCCUPIED UP TO ALMOST 46%. AND SO -- SO THERE WAS -- THERE WERE BIG GAINS THAT OCCURRED IN THE 90s AS YOU

MIGHT EXPECT. THERE WAS ALSO A GAIN IN THE AFRICAN-AMERICAN HOME OWNERSHIP RATE, WHICH JUMPED FROM JUST AT 30% UP TO 37%, SO AN EVEN LARGER INCREASE IN AFRICAN-AMERICAN HOME OWNERSHIP THAN THE CITY AS A WHOLE. YET AUSTIN IS RANKING WITHIN THE LOWER THIRD OF THE SELECTED SET IN TERMS OF AFRICAN-AMERICAN HOME OWNERSHIP BUT IN MY MIND THAT'S NOT A SURPRISE. BECAUSE OVERALL WE HAVE A RELATIVELY LOW HOME OWNERSHIP RATE. THIS IS HOW IT BREAKS OUT BY ETHNICITY AND RACE. HOME OWNERSHIP AGAIN LIKE ALMOST EVERY ITEM THAT WE LOOK AT, THERE'S VARIANCE AS YOU MOVE ACROSS AND LOOK AT THE ETHNIC GROUPS. HOUSING PATTERNS. THIS IS SOMETHING THAT I THINK IS CENTRAL TO THIS DISCUSSION. AND IT'S A DIFFICULT THING TO MEASURE. RESIDENTIAL SEGREGATION. HOUSING CONCENTRATION. THIS IS JUST ONE OF MANY WAYS TO MEASURE IT. I THINK IT'S TELLING. IN 1970, 8 OUT OF 10 AFRICAN-AMERICANS IN TRAVIS COUNTY LIVED IN EAST AUSTIN. WHEN I SAY EAST AUSTIN. I MEAN SORTS OF THE TRADITIONAL DEFINITION OF THAT, TOWN LAKE ON THE SOUTH, I-35 ON THE EAST, 183 SWEEPING AROUND I-35 ON THE WEST, 183 SWEEPING AROUND TO THE EAST. THAT CORE PART OF AUSTIN, EIGHT OUT OF 10 10 AFRICAN-AMERICAN IN 1980, THAT HAS DROPPED TO 30%, SO THREE OUT OF 10. WE ESTIMATE BY 2010 IT WILL CONTINUE TO DROP. SIMPLY PUT AFRICAN-AMERICAN FAMILIES LEFT EAST AUSTIN DURING THE 90s, DURING THE FIRST HALF OF THIS DECADE FOR THE SUBURBS. PLACES LIKE PFLUGERVILLE, ROUND ROCK, NOW CEDAR PARK IS JOINING IN THAT. IF I CAN DO KIND OF A MULTI-MEDIA MODE SPLIT, WE ARE PROBABLY GOING TO HEAR ABOUT MODE SPLITS HERE IN A HE COULDS. BUT I'M GOING TO SHOW SOME HARD COPY MAPS QUICKLY. THE LEFT PANEL SHOWS CENSUS 1990 CENSUS DATA. ZOOMED INTO EAST AUSTIN. HERE'S I-35. HERE'S 290. HERE'S 183. THIS IS THE SAINT JOHN'S COMMUNITY CORE, EAST AUSTIN, TOWN LAKE, THIS IS CENSUS 2,000 INFORMATION. SO WE ARE LOOKING AT 1990 THE CENSUS TO 2000. LOOK AT HOW LESS DENSE THAT AFRICAN-AMERICAN PRESENCE IS. WHAT WE ARE MEASURING HERE IS THE PERCENTAGE OF A CENSUS BLOCK THAT IS -- THAT IS OF THE TOTAL POPULATION WITHIN THE CENSUS BLOCK THAT IS AFRICAN-AMERICAN. YOU CAN SEE

HOW THAT CORE AFRICAN-AMERICAN EAST AUSTIN REALLY BEGAN TO BREAK UP AND I FEEL IT'S -- AND I DON'T HAVE HARD DATA FOR IT, BUT IT'S BASED ON TALKING TO COMMUNITY LEADERS, IN THE AREA, THAT THAT TREND HAS CONTINUED. LET'S LOOK AT THIS REGIONALLY. NOW WE ARE ZOOMED WAY OUT. YOU CAN SEE THE RIVER, I-35. HERE IS THE EAST AUSTIN, YOU CAN SEE THESE BLOCKS. AGAIN WE ARE MEASURING CONCENTRATION, LOCATION, BY VIRTUE OF HOW MANY FOLKS WITHIN A CENSUS BLOCK ARE AFRICAN-AMERICAN. IF YOU WERE TO LOOK AT THIS MAP, YOU WOULD THINK THAT EAST AUSTIN IS THE ONLY PART OF THE REGION WHERE AFRICAN-AMERICANS LIVE. THAT'S NOT TRUE. SO LET'S SHOW THE ABSOLUTE DISTRIBUTION. IN OTHER WORDS TOTAL NUMBERS. LOOK HOW VASTLY DIFFERENT THIS MAP IS. THIS MAP REVEALS THE SUBURBANIZING NATURE OF AUSTIN'S AFRICAN-AMERICAN COMMUNITY. YES, THIS IS HAPPENING AROUND THE COUNTRY. AFRICAN-AMERICAN HOUSEHOLDS ARE MOVING OUT OF THE URBAN CORE INTO THE SUBURBS FOR A VARIETY OF REASONS. I CONDUCTED AN INFORMAL SURVEY. I WANT TO SAY RIGHT UP FRONT IT'S NOT SCIENTIFIC. IT SUFFERS FROM WHAT'S KNOWN IN THE BUSINESS AS SELECTION BIAS. BY GOING OUT, I USED MY NETWORK AND TALKED TO PEOPLE I KNOW. THEY WERE ALL AFRICAN-AMERICAN INDIVIDUALS, THEY WERE PEOPLE LIKE STERLING LANDS, PEOPLE WHO I HAVE WORKED WITH OVER THE YEARS. THEM LIKE CHARLES NICHOLS, A COLLEAGUE OF MINE AT THE CITY. BASED ON THAT INFORMAL SURVEY, WHEN ASK WHY HAVE AFRICAN-AMERICAN FAMILIES BEEN LEAVING EAST AUSTIN, HERE'S WHAT I GOT FOR ANSWERS. 65% SAID HOUSING CHOICES. SIMPLY PUT HOUSING CHOICES PROVIDED IN THE SUBURB, THAT WAS A GREAT ENOUGH PULL, THANK YOU TO MAKE THAT MOVE, 27% SAID SCHOOLS WERE AN ISSUE. THIS BECOMES A MORE DIFFICULT THING TO TALK ABOUT, BUT REAL OR PERCEIVED, EAST AUSTIN HAS LONG STANDING ISSUES WITH EDUCATIONAL PARITY, IF YOU WILL. DIFFERENCES ACROSS THE DISTRICT, IN THE QUALITY OF THAT EDUCATIONAL DELIVERY. 8% SAID OTHER. LET'S LOOK AT POVERTY RATES. AFRICAN-AMERICAN POVERTY RATES, ALTHOUGH IT'S AT 19.5%, IT'S ONE OF THE LOWER IN THE SELECTED SETS, SAN JOSE BEGIN BACK AT THE TOP WITH THE LOWEST POVERTY

RATE, THE LOWEST AFRICAN-AMERICAN POVERTY RATE OF THE SELECTED SET. MILWAUKEE DOWN AT THE VERY BOTTOM. POVERTY RATES BY ETHNICITY, AGAIN THERE'S THAT VARIANCE BASED ON ETHNICITY AND RACIAL MEMBERSHIP. THE CITY AS A WHOLE WAS 14.4 IN 2000. THAT FIGURE UNDOUBTEDLY INCREASED OVER THE LAST FIVE YEARS. I'VE SEEN ESTIMATES THAT TAKE THAT UP AS HIGH AS 17%. HERE'S SOMETHING CRITICAL THAT I THINK WE NEED TO BE HONEST AND TALK ABOUT. IN ECONOMIC RECESSIONS, DISPARITIES USUALLY GET DEEPER. SO THAT POVERTY RATE FOR AFRICAN-AMERICANS ALSO PROBABLY WENT ABOVE 20%. HOWEVER, THANK GOODNESS WE ARE IN ECONOMIC RECOVERY AND I THINK OUR POVERTY RATE, BECAUSE POVERTY THE WAY THE CENSUS BUREAU DEFINES IT, IT BASED ON HOUSEHOLD INCOME AND HOUSEHOLD SIZE. IT'S UNDOUBTEDLY I THINK CHANGED DIRECTION AND IS HEADED BACK DOWN AGAIN. UNEMPLOYMENT RATES. 7.9% AFRICAN-AMERICAN UNEMPLOYMENT RATE, THAT'S HIGHER THAN THE CITY'S AS A WHOLE. BUT IT'S NUMBER TWO WHEN YOU COMPARE THAT TO UNEMPLOYMENT RATES FOR AFRICAN COMMUNITIES IN THE SELECTION SET ACROSS THE COUNTRY. THERE'S THAT VARIANCE AGAIN, 3.2% FOR ANGLOS, 7.9, 5.8 AND 4. BUSINESS OWNERSHIP. THIS TO ME WAS FASCINATING TO LOOK AT. I DON'T GET TO LOOK AT THIS KIND OF DATA AS OFTEN. NOW WE WILL JUMP TO THE MSA. THE CENSUS BUREAU CONDUCTS AN ECONOMIC CENSUS AND PROVIDES THIS INFORMATION. WHAT THAT 2.5 NEXT TO AUSTIN MEANS, AGAIN THAT'S THE MSA, THE FIVE COUNTY COLLECTION, WILLIAMSON, TRAVIS, HAYS, BASTROP, CALDWELL, 2.5% OF ALL BUSINESSES THAT EXIST WITHIN THE MSA OR OWNED BY AFRICAN-AMERICANS. AT THE VERY TOP IS MEMPHIS. ALMOST 16% OF BUSINESSES IN MEMPHIS ARE OWNED BY AFRICAN-AMERICANS, WASHINGTON, RICHMOND, THOSE PLACES RANK HIGH. LOOK WHERE HOUSTON IS. THOSE ARE THE CITIES THAT ARE CURRENTLY ATTRACTING BLACK PROFESSIONALS. THEY HAVE A CRITICAL MASS OF -- OF -- OF AFRICAN-AMERICAN OWNERSHIP AND I FEEL THAT THAT -- THAT SHARE IS INCREASING. THIS NEXT GRAPH IS CRITICAL TO ME, BUT WHEN OUR FINANCE FOLKS TOLD ME THAT THEY DIDN'T UNDERSTAND IT, THAT MADE ME NERVOUS. BUT THIS IS THE DISCREPANCY BETWEEN AFRICAN-AMERICAN BUSINESS

OWNERSHIP AND AFRICAN-AMERICAN SHARE OF TOTAL POPULATION. SO THERE'S AUSTIN. AT 5.2. HOW DO I ARRIVE AT THAT? I TAKE THE MSA, AFRICAN-AMERICAN SHARE, WHICH IS 7.7, AND SUBTRACT THE 2.5%, AGAIN, NOT A PERCENT BUT THE POINT, 2.5. SO 5.2. SO LET ME JUST PUT IT IN VERY SIMPLE TERMS. I'M JUST COMPARING THE SHARE OF OWNERSHIP TO THE SHARE IN THE TOTAL POPULATION. AND WHERE YOU SEE A BIG GAP THAT'S A DISCREPANCY, INTERESTINGLY ENOUGH, THE CITY, THE AREA, THE URBAN AREA THAT HAS THE HIGHEST AFRICAN OWNERSHIP IN THE COUNTRY ALSO HAS THE GAP AND THAT'S MEMPHIS. [ONE MOMENT PLEASE FOR CHANGE IN CAPTIONERS]

I DON'T HAVE THESE FIGURES FOR OUR SELECTED SET. I WOULD IMAGINE THAT WE WOULD SEE THIS PATTERN OVER AND OVER AGAIN. I THINK THIS IS A WAY OF TALKING ABOUT A MORE SOCIAL SCENE, ENTERTAINMENT VENUES. HERE'S WHAT I MEAN PROSECUTE FROM THE SURVEY -- FROM THE SURVEY, WHY AREN'T -- HERE'S THE CONNECTION HERE AND I BELIEVE IT'S AN IMPORTANT ONE TO MAKE, THAT THERE IS ONE BETWEEN OUR INABILITY TO ATTRACT BLACK PROFESSIONALS AND THIS CULTURE MILIEU THAT IS PART OF CREATING A SENSE OF BELONGING, FOR ATTRACTIVENESS FOR AFRICAN-AMERICANS. 65% SAID NO SOCIAL SCENE. 27% NO CRITICAL MASS. AGAIN, THAT CAN BE BUSINESS CRITICAL MASS, ENTERTAINMENT CRITICAL MASS, AND EIGHT PERCENT SET REPUTATION. OVER AND OVER WE HEARD THAT THREAD OF CONSISTENCY, THAT THERE'S JUST NOT A VIBRANT SORT OF HAPPENING SCENE. I GUESS IT'S THE ONLY WAY TO SAY THAT. THIS IS A MAP THAT I PUT TOGETHER. I CAN'T VERIFY THAT IT'S 100% CORRECT, BUT THIS IS A MAP OF AFRICAN-AMERICAN CLUBS AND VENUES, CIRCA 1975. AND SORT OF ORIENT YOU WITH THAT. YOU SEE I-35 DOWN HERE. THAT KNOT, THAT CLUSTER OF VENUES IS EAST 11th STREET. BACK TO MY COLLEAGUE, CHARLES NICHOLS. HE SAID, AND I THINK HE'S SO RIGHT, BEFORE THERE WAS AN EAST SIXTH STREET, THERE WAS AN EAST 11th STREET, A VIBRANT ENTERTAINMENT COMMUNITY, WHERE HE SAID AFRICAN-AMERICAN AUSTIN AND WHITE AUSTIN CAME TOGETHER. IKE AND TINA TURNER PLAYED IN A PLACE CALLED ROOSEVELT AUDITORIUM. THEY PLAYED AT CHARLIE'S PLAYHOUSE. THEY WOULD HAVE BEEN EXCITING

TO GO SEE TINA TURNER IN THAT KIND OF VENUE. ACROSS THE STREET WAS A PLACE CALLED RAMBO'S HOTEL WHERE THE ENTERTAINERS STAYED OVERNIGHT. EARN ANY'S CHICKEN SHACK, THE PALLIDIUM, THE HIDEAWAY CLUB AT M.L.K. AND 183. AND I DON'T HAVE THE MAP CIRCA 2005. I DON'T THINK WE REALLY HAVE TO MAKE IT. SUFFICE IT TO SAY THAT THERE ARE VASTLY FEWER VENUES AND CLUBS TO MAP. REALLY THERE WERE THREE, THE VICTORY GRILL, MIDTOWN AND A PLACE CALLED SAHARA, AND I GUESS WE'RE DOWN TO TWO. I'M OPEN FOR QUESTIONS. I KNOW THAT'S A LOT OF MATERIAL TO GO THROUGH. I'D BE MORE THAN HAPPY TO TALK ABOUT ANY AND ALL OF IT.

Mayor Wynn: THANK YOU, MR. RYAN. QUESTIONS? COMMENTS? CITY MANAGER, CAN WE TALK ABOUT THE DISCUSSION OR RECOMMENDATION AS TO WHAT WE DO NOW WITH THIS INFORMATION?

HERE'S WHAT I'D LIKE TO SUGGEST AND YOU HAVE AN ACTION ITEM POSTED IN FRONT OF YOU. WHAT I'D LIKE TO BE ABLE TO DO IS TO TAKE THIS INFORMATION, THIS DATA, AND MOVE OUT INTO THE COMMUNITY FOR THE NEXT 60 DAYS IN A FACILITATED COMMUNITY DISCUSSION, AND LET'S TRY TO PULL TOGETHER MORE THAN JUST THE DATA BECAUSE IT'S BEEN VERY CLEAR OVER THE LAST TWO YEARS THAT THIS ISSUE, THIS DIFFERENCE EXPERIENCE IN AUSTIN IS MORE THAN JUST THE DATA. IT'S ABOUT LIFE EXPERIENCES, IT'S THE ACTUAL EXPERIENCE ON THE GROUND. AND WHAT I WOULD LIKE TO DO IS TRY TO GO OUT AND CAPTURE THAT IN A COMMUNITY DISCUSSION BLENDED WITH THE DATA AND COME BACK TO YOU WITH A MORE COMPREHENSIVE SET OF RECOMMENDATIONS ON WHAT WE COULD POSSIBLY DO IN OUR OVERALL ECONOMIC DEVELOPMENT PLAN TO MAKE A DIFFERENCE. WE HAVE GROUP SOLUTIONS. A WOMAN IN TOWN, REVINA JACKSON, WHO HAS AGREED TO HELP IN TRYING TO TAKE A LEAD IN THAT FACILITATED DISCUSSION, AND A NUMBER OF PEOPLE IN THE COMMUNITY WHO HAVE VOLUNTEERED TO HELP AS PART OF THIS. AND THAT'S THE ACTION ITEM YOU HAVE IN FRONT OF YOU.

Mayor Wynn: IT YOU. COMMENTS, COUNCIL?

COUNCILMEMBER MCCRACKEN.

McCracken: I HAVE SOME QUESTIONS. BRYAN, WHAT ARE THE -- DO YOU HAVE THE METRO AREA STATISTICS ALSO? BECAUSE I THINK IT WOULD BE IMPORTANT TO KNOW WHETHER WE HAVE A SITUATION IN AUSTIN THAT IS DIFFERENT THAN WHAT IS HAPPENING IN ROUND ROCK, PFLUGERVILLE, CEDAR PARK.

WE DO. AND IF I CAN JUMP IN AND MAKE A COMMENT IS THAT THIS IS NOT JUST A CITY OF AUSTIN ISSUE, IT'S AN URBAN AREA ISSUE, IT'S AUSTIN, A METROPOLITAN AUSTIN ISSUE. WHEN I SAY THAT BLACK PROFESSIONALS AREN'T MOVING TO AUSTIN, I DON'T JUST MEAN THE CITY OF AUSTIN, I MEAN THE URBAN AREA OF WHAT WE KNOW AS AUSTIN. AND WE CAN PROVIDE THE SAME TYPE OF DATA CUT FOR MSA'S ACROSS THE BOARD AS WE HAVE FOR THIS CITY. WE STRUGGLED WITH HOW TO LOOK AT IT, JUST FOR CITY'S OR JUST FOR MSA'S AND YES, SIR, WE CAN PROVIDE THAT FOR YOU.

McCracken: YEAH, I THINK THAT'S PRETTY IMPORTANT BECAUSE I HAVE A COUPLE OTHER QUESTIONS ALONG THESE LINES. IT'S CLEAR THAT THERE IS A DIFFERENT EXPERIENCE THAT WE KNOW FROM TALKING TO FOLKS IN THE COMMUNITY, BUT WE OOMS KNOW FROM YOUR -- ALSO KNOW FROM YOUR GREAT WORK ON THIS DATA, THE CHALLENGE WE HAVE IS FIGURING OUT WHAT WE AS A GOVERNING BODY DO ABOUT IT, IF WE CAN DO ANYTHING. AND IF SO, WHAT IS IT WE DO? AND THAT IS -- ANOTHER QUESTION I HAVE ALONG THOSE LINES IS WHEN YOU'VE MADE YOUR COMPARISONS ON INCOME LEVEL, FOR INSTANCE, HAVE YOU CONTROLLED THAT FOR EDUCATIONAL LEVEL?

NO, SIR, BUT THAT WOULD BE ANOTHER CROSS TAB THAT WE COULD DO.

McCracken: BECAUSE I THINK THAT WOULD BE IMPORTANT TO KNOW, FOR INSTANCE, DO WE FIND THAT FOLKS WITH A COLLEGE DEGREE HAVE VIRTUALLY THE SAME INCOME REGARDLESS OF RACE? THAT WOULD BE GOOD TO KNOW BECAUSE THEN WE CAN SAY WE NEED TO TARGET

EDUCATION. OR DO WE FIND THAT THERE IS SOME OTHER STATISTICAL LINK THAT EXPLAINS OR CORRELATES WITH AN INCOME GAP. I THINK IT WOULD BE VERY IMPORTANT TO KNOW WHAT CHALLENGES THAT WE WOULD NEED TO TACKLE, WHAT EXPLAINS THE INCOME GAP. I DON'T KNOW THE ANSWER. ON THE PERCENTAGES OF BUSINESSES THAT ARE OWNED BY BROKEN DOWN -- YOU GAVE US PERCENTAGES OF WHAT ARE OWNED BY AFRICAN-AMERICAN AUSTINITES. DO YOU HAVE A PERCENTAGE OF BUSINESSES THAT ARE OWNED BY FOLKS OF OTHER RACES?

THAT'S IN THE DATA TABLE THAT'S WITHIN THE SCORECARD. I HAVE LATINOS BROKEN OUT. IT'S ALSO AVAILABLE I BELIEVE FOR ASIANS. SO THAT'S -- BUT IN YOUR MATERIAL IS THE BREAKOUT FOR HISPANICS.

McCracken: DO YOU HAVE A COMPARISON OF HOW THE POPULATION LEVELS HAS CHANGE IN OTHER RACES AND AMONG THE AUSTIN METRO AREA TOO BECAUSE IT SEEMS LIKE JUST FROM LOOKING AT THE DATA THAT YOU WOULD PROBABLY SEE THAT AFRICAN-AMERICAN AND WIDE PERCENTAGES OF BOTH, THE HISPANIC PERCENTAGE HAS INCREASED QUITE A BIT AND THE ASIAN. SO I THINK IT'S IMPORTANT NOT TO -- SOMETIMES DATA CAN GIVE YOU MISLEADING INDICATORS BECAUSE IT MAY REFLECT, FOR INSTANCE, THAT YOU CAN SAY, WELL, THE WHITE PERCENTAGE HAS DROPPED ALSO. WELL, THAT MAY NOT -- THAT MAY INDICATE SOMETHING DIFFERENT. SO I THINK THAT WOULD BE HELPFUL TO KNOW -- IN GENERAL ALSO THERE ARE OTHER COMMUNITIES IN OUR METRO AREA THAT HAVE SIGNIFICANTLY DIFFERENT PERCENTAGES OF THEIR POPULATIONS THAT ARE AFRICAN-AMERICAN NOW THAN THEY DID, SAY, 20 OR 30 YEARS AGO. CAN YOU TELL US WHAT THEY ARE RIGHT NOW?

CERTAINLY THE SHARE IN PFLUGERVILLE AND ROUND ROCK IS INCREASING RAPIDLY BECAUSE OF THIS MIGRATION TO THOSE AREAS.

McCracken: DO YOU KNOW WHAT THE PERCENTAGES ARE?

NO, SIR, I DON'T, BUT THAT'S EASY TO GET.

McCracken: YEAH. I THINK THAT THAT MIGHT BE IMPORTANT BECAUSE FOR INSTANCE, IF PFLUGERVILLE IS BECOMING THE -- A PLACE WHERE A LOT OF -- OR ROUND ROCK OR CEDAR PARK WHERE A LOT OF THE FOLKS WHO ARE AFRICAN-AMERICAN ARE CHOOSING TO MOVE, THAT WOULD BE HELPFUL TO KNOW IN TERMS OF WORKING WITH OUR NEIGHBORING COMMUNITIES TO FIGURE OUT HOW WE ALL WORK TOGETHER TO BUILD A BETTER COMMUNITY FOR EVERYBODY.

ONE POINT I THINK ABOUT THAT, AND I DON'T THINK I MADE THAT, AND I WANTED TO SAY IT, IS THAT AFRICAN-AMERICANS DIDN'T MOVE FROM BEING CONCENTRATED IN AN URBAN ENCLAVE OUT TO A SUBURBAN ENCLAVE. WHILE THE SHARES HAVE INCREASED IN THOSE COMMUNITIES, THEY'RE NOT GOING TO BE BIG, SIGNIFICANT CHUNKS SIMPLY BECAUSE OF THE SPATIAL PATTERN AND THE DISTRIBUTION OF THE HOUSING. AND I THINK THE ABSOLUTE SHARES SHOWS THAT, BUT WE CAN FIND THOSE SHARES, BUT I APPRECIATE THAT BECAUSE I WANTED TO SAY THAT. IT WASN'T FROM CONCENTRATION URBAN TO CONCENTRATION SUBURBAN VERY MUCH INTO A DISPERSED PATTERN.

McCracken: WELL, SURE, BUT ALSO I THINK IT WOULD BE HELPFUL TO KNOW IF THERE ARE NEW LOCATIONS WHERE THERE ARE CONCENTRATIONS OF FOLKS. THAT MIGHT GIVE US SOME INDICATION -- FOR INSTANCE, IF YOU'RE TRYING TO PROMOTE SMALL BUSINESSES OR SOMETHING LIKE THAT, YOU WOULD WANT TO LOOK AT WHERE THE POPULATION IS IN THE METRO AREA. DOES YOUR RESEARCH INDICATE WHETHER AFRICAN-AMERICAN -- WHETHER AFRICAN-AMERICANS HAVE DIFFERENT LEVELS OF SUBURBANIZATION THAN WHITES OR HISPANICS OR ASIANS?

I DOESN'T LOOK AT -- I DIDN'T LOOK AT THAT WITH THIS, BUT THAT'S ALSO SOMETHING THAT WE CAN GET. AND IT'S SOMETHING THAT A GOOD FRIEND OF MINE AT THE STATESMAN WROTE ABOUT IN '01. SHE PULLED INTO THAT DATA. AND WE CAN ROUND THAT UP. AND WE CAN GET THAT

FOR YOU.

McCracken: YEAH. I THINK THAT WE MAY NOT HAVE REALLY ENOUGH SLICES OF THE DATA RIGHT NOW BECAUSE I WANT TO MAKE SURE THAT IT'S ONE OF THOSE THINGS WHERE YOU -- THE DATA CLEARLY SHOWS IMPORTANT ISSUES HERE IN OUR COMMUNITY, BUT AS WE WORK AS A COMMUNITY AND TRY TO MAKE SURE THAT EVERYBODY HAS AN EQUAL SHOT IN LIFE AND HAS THE SAME OPPORTUNITY, WE WANT TO MAKE SURE AND IDENTIFY WHAT THE CAUSES ARE AND INEQUALITIES ARE SO WE CAN TACKLE THEM. AND IT MAY BE LACK OF SOCIAL OPPORTUNITIES AND IT MAY BE THAT THE SCHOOLS AREN'T AS GOOD IN SOME PLACES OR IT MAY BE SOMETHING ELSE. SO I THINK IT'S GOING TO BE VERY IMPORTANT TO KNOW WHAT THE CAUSE IS LEADING TO THE EFFECT. AND ONE OF THE CONCERNS I'VE HAD IS THAT IT WASN'T EXACTLY CLEAR FROM THE LAST FEW WEEKS WHAT -- LIKE A NIGHTCLUB, A CAUSE OR EFFECT OR NOT AT ALL RELATED. SO I THINK THAT WOULD BE HELPFUL. BUT YOU'VE DONE GREAT WORK AND I APPRECIATE IT.

Mayor Wynn: COUNCILMEMBER THOMAS.

Thomas: THANK YOU, MAYOR. I -- IT'S BEEN REALLY A TROUBLED TWO WEEKS, BUT I SAID THAT I WAS GOING TO REALLY -- I DID SOME STRONG PRAYING BECAUSE I DID NOT WANT TO GO, AS THEY SAY, INTO THE FLESH. COLLECTIVELY WE, THE MAYOR, THE COUNCIL AND THE CITY MANAGER HAVE RECEIVED RACIALLY MOTIVATED AND BIGOTRY E-MAILS ON THE SUBJECT OF MIDTOWN. AND THE CONTENTS OF -- IN THE CONTENTS OF THOSE E-MAILS WE HAVE BEEN ACCUSED OF GIVING AWAY MONEY. WE ARE NOT GIVING AWAY ANYTHING. AS WE KNOW, IT'S A FORGIVABLE LOAN. IT IS A LOAN THAT WE ALL HAVE BEEN GIVING AWAY IN THIS PARTICULAR CITY FOR MANY YEARS. WE ALSO ARE NOT GIVING AWAY ANYTHING THAT IS NOT DUE TO A CERTAIN PARTICULAR BUSINESS THAT COMES AND REQUESTS FOR A FORGIVABLE LOAN. IF ANY BUSINESS IS NOT ABLE TO PAY THAT LOAN OR DO NOT PRODUCE THE THINGS THAT WE REQUIRED, THEY DO HAVE TO PAY THAT LOAN BACK. WHAT REALLY TROUBLES ME IN 2005 TO BE ABLE TO RECEIVE -- AND THIS INFORMATION I RECEIVED TODAY IS NO SECRET TO ANY COUNCILMEMBER OR MAYOR ON THIS COUNCIL

BECAUSE IT'S ALMOST ASSUMING THE INFORMATION WILL BE -- IT ALMOST THE SAME INFORMATION THAT WE DEALT WITH WHEN WE WERE DEALING WITH SINGLE MEMBER DISTRICTS. BUT THE THING THAT TROUBLES ME TODAY ARE THE E-MAILS THAT CAME FORWARD. AND I'M SURE THAT -- THANK GOD IT NOT THE WHOLE CITY, JUST A COLLECTIVE FEW OF E-MAILS FROM CERTAIN PEOPLE. BUT IT'S NOT FOR COUNCILMEMBER DANNY THOMAS TO STAND. IT'S FOR THE MAYOR, THE CITIZENS AND THE REST OF THIS COUNCIL THAT STAND FOR SOME OF THE THINGS THAT WE RECEIVED IN THESE E-MAILS, ESPECIALLY WHEN YOU ARE USING THE N WORD. THE THING THAT REALLY TROUBLES ME ALSO IS THAT THE INCENTIVES -- WE HAVE GAVE MANY INCENTIVES IN THIS CITY AND ON THAT DAIS FOR THE LAST FIVE YEARS AND I NEVER RECEIVED ANY E-MAIL BEFORE WE CAME TO THE COUNCIL ABOUT HOW IT WAS DISTRIBUTED, WHY IT WAS DISTRIBUTED, BUT THIS PARTICULAR TIME FOR WHAT THE CITY MANAGER, AND I COMMEND HER FOR TRYING TO BRIDGE THAT GAP AND THE DISPARITY THAT WE HAVE HERE DEALING WITH THE AFRICAN-AMERICANS. IT'S NOT ABOUT THE OUTSIDE OF THE CITY OF AUSTIN. WE'RE TALKING ABOUT HERE IN AUSTIN, TEXAS WHERE THERE'S 600 PLUS SOMETHING THOUSAND CITIZENS. IT'S NOT THAT WE'RE TURNING OUR BACK ON THE OUTSIDE OF THE CITY, BUT WE'RE TALKING ABOUT SOMETHING THAT THIS CITY OF AUSTIN COUNCIL DEALS WITH, AND THAT'S DEALING WITH AFFORDABLE -- I MEAN, FORGIVABLE LOAN. FIRST OF ALL, WE'VE BEEN CRITICIZED, MIDTOWN HAS BEEN CRITICIZED, AND IF ANYBODY WOULD JUST TAKE THE TIME, MIDTOWN IS NO DIFFERENT THAN ANY CLUB IN THIS GREAT CITY OF AUSTIN. WE HAVE OUR PROBLEMS WITH EVERY CLUB. WE HAVE OUR CALLS WITH OTHER CLUBS AND MIDTOWN HAS BEEN GAVE THE WRONG INFORMATION OUT ABOUT THAT MIDTOWN WAS THE NUMBER ONE CLUB THAT RECEIVED AS MANY CALLS. IF THE CORRECT NUMBERS COME FORWARD, I THINK IT'S THE SEVENTH CLUB. BUT LET'S NOT TALK ABOUT MIDTOWN, LET'S TALK ABOUT WHAT WE NEED TO THINK ABOUT IN BRIDGING THE GAP AND THE DISPARITIES ABOUT AFRICAN-AMERICANS. I EVEN ASKED THE CITY MANAGER ALMOST A YEAR AND A HALF AGO FOR A REPORT SIMILAR TO WHAT SHE HAS BROUGHT FORWARD TODAY. THE REASON WHY I'VE BEEN HERE FIVE YEARS, BUT NOT JUST FIVE YEARS

ON THIS COUNCIL, I'VE BEEN IN AUSTIN SINCE I WAS TWO YEARS OLD, AND THAT WAS IN THE 50'S. I'VE SEEN AUSTIN BEING PRODUCTIVE IN CERTAIN AREAS, I SEE AUSTIN WHERE THERE ARE CERTAIN AREAS THAT A RACE OF PEOPLE HAVE NOT BEEN PRODUCTIVE. WHAT DO WE DO AS A COUNCIL, THE MAYOR AND THE COUNCIL? WE MAKE SURE THAT EVERYBODY -- I DON'T JUST SERVE AFRICAN-AMERICANS IN THIS CITY. MY FIVE YEARS ON THIS COUNCIL HAS SHOWN I HAVE SERVED EVERYBODY IN THIS COMMUNITY. MY PLATFORM WAS TO ANSWER TO THE PEOPLE THAT SAID THAT THEIR VOICE HAD BEEN NEGLECTED, NOT JUST IN EAST AUSTIN, BUT ALL OVER THIS CITY. AND I CAN SAY THAT FOR THE FIVE YEARS I HAVE SERVED EVERYBODY, AFRICAN-AMERICANS, HISPANICS, ASIANS, WHITES, YOU NAME IT. BECAUSE I BELIEVE IN AUSTIN, TEXAS AS A CITY THAT IS THE CAPITOL CITY OF TEXAS, AND WE OUGHT TO BE ABLE TO SERVE EVERYBODY. THE THING THAT REALLY TROUBLES ME IS THAT OUR AFRICAN-AMERICANS HAVE EVEN CAME TO ME IN MY FIVE YEARS AND WANT TO KNOW WHEN ARE WE GOING TO GET SOMETHING BESIDES ONE OR TWO CLUBS? WHEN WILL WE HAVE ARTS AND DIFFERENT VENUES IN THE ART AND THE SOCIAL AREAS? WHY DO WE HAVE TO GO TO KILLEEN FOR ENTERTAINMENT? WHY DO WE HAVE TO GO TO DALLAS? WHY DO WE HAVE TO GO TO HOUSTON? EVEN ATLANTA ON A LONG VACATION TRIP. DO WE REALLY CARE ABOUT AFRICAN-AMERICANS TODAY? AUSTIN HAS SHOWN THAT THEY DO CARE. BUT I'M SAYING THIS MESSAGE TO THE ONES THAT SEND THE DEROGATORY E-MAILS, SEARCH YOUR HEARTS AND REALIZE THIS IS 2005 AND AUSTIN, TEXAS BELIEVES IN REACHING FOR EVERYBODY. AND I DO MAKE A MOTION THAT WE DO THE STUDY, BUT IF WE CAN ASK THE CITY MANAGER FOR MAYBE 45 DAYS, WOULD YOU BE ABLE TO DO IT IN 45 DAYS THAN THE 60 DAYS? BECAUSE I THINK IT'S VERY IMPORTANT TO SEND A MESSAGE. I BELIEVE IN COMMUNICATING AND REACHING OUT AND ASKING PEOPLE OUT THEY FEEL, BUT WITH THIS PARTICULAR NUMBERS THAT WE HAVE SEEN TODAY, IT IS OBVIOUS WE HAVE A DISPARITY HERE. AND I THINK -- IF YOU CAN. I DON'T KNOW. I MIGHT BE ASKING A LITTLE TOUGH FOR 45 DAYS, BUT IF YOU CAN EXPLAIN WHY YOU THINK YOU NEED THE 60 DAYS.

Futrell: THE ORIGINAL ACTION PLAN THAT WE WORKED WITH WITH REVINA, SHE ASKED FOR BETWEEN 60 AND 90 AND I PUSHED IT BACK TO 60. I WILL DO WHATEVER THE COUNCIL ASKS ME TO DO. I WILL PUT THE RESOURCES ON IT. WE ACTUALLY HAVE ANOTHER GOOD RESOURCE WHO I THINK IS HERE IN THE AUDIENCE WITH US. WE HAVE AN INTERNAL RESOURCE, CLARENCE BIBBY, WHO IS GOING TO TRY TO WORK WITH US ON THIS ALSO. I THINK HER HOPE WAS TO REACH OUT TO AS MANY SEGMENTS OF THE COMMUNITY AS POSSIBLE TO BE SURE THAT WE'RE GETTING A BROAD AND SOLID SEGMENT AND WE ARE GOING TO ALSO HAVE RYAN CONTINUE WITH US TO WORK THE DATA AS WE MOVE THROUGH THIS, BUT I -- I'LL DO AS YOU ALL ASK ME TO DO TO BRING IT BACK.

Thomas: CAN I JUST READ ONE OR TWO LINES THAT YOU RESPOND TO HONORABLE TERRY TERRY KEEL WHEN HE WAS ASKING YOU ABOUT HOW WE DO THE FORGIVABLE LOANS. IN THE LETTER YOU SAID THE CITY BELIEVES IN THE PUBLIC PURPOSE OF MAINTAINING THE IMAGE AND THE PROMOTING MUSIC TOURISM. IN 1989 THE CITY ESTABLISHED A LOAN GUARANTEE PROGRAM AS A PART OF THIS ECONOMIC DEVELOPMENT EFFORTS. UNDER THE PROGRAM THE CITY HAS GUARANTEED LOANS OVER 700,000 TO 12 -- 12 MUSICAL PROJECTS. IN 1999 THE CITY DIRECTED - - DIRECTLY LOANED FUNDS TO LIBERTY LUNCH UNDER A MUSIC VENUE RELOCATION PROGRAM FOR DOWNTOWN DEVELOPMENT UNDER THE AUTHORITY OF THE TEXAS LOCAL GOVERNMENT CODE CHAPTER 380. THAT IS A MESSAGE TO SEND TO PEOPLE THAT WE'VE BEEN DOING THIS FOR YEARS. IT'S NOT THE FIRST TIME, I DON'T THINK IT WILL BE THE LAST TIME, BUT ALSO IT LETS US KNOW THAT WE DO NEED TO ENHANCE, NOT JUST DOWNTOWN MUSIC VENUES, BUT WE NEED TO ENHANCE IT ALL OVER THE CITY. THAT'S ALL THAT I HAVE TO SAY. AND I DO SAY THIS -- I'LL SAY AFTER THIS. THAT WE BELIEVE -- AND I KNOW THAT THE FIVE YEARS I'VE SERVED ON THIS COUNCIL AND WITH THIS PARTICULAR MAYOR THAT WE WANT THE QUALITY OF LIFE FOR EVERYBODY, NOT JUST CERTAIN POCKETS OF PEOPLE, BUT EVERYBODY WHO LIVES IN THIS GREAT CITY OF AUSTIN. THANK YOU.

Mayor Wynn: THANK YOU, COUNCILMEMBER. MOTION BY

COUNCILMEMBER THOMAS THAT I'LL SECOND, WHICH IS TO APPROVE ITEM 57, THE ACTION PART OF THIS ADDENDA ITEM, WHICH OF COURSE IS DIRECTING THE CITY MANAGER TO CONDUCT THESE FA SILLTATIVE COMMUNITY DISCUSSIONS AND BRING BACK STRATEGIES AS QUICKLY AS POSSIBLE. IT WAS POSTED FOR 60 DAYS, BUT I THINK SHE UNDERSTANDS THAT WE WOULD LIKE THIS AS SOON AS POSSIBLE. AT THE SAME TIME WE'D LIKE THE PRODUCT TO BE SOUND AND WELL DELIBERATED AND BROUGHT FORWARD. AS PART OF MY SECOND I WOULD JUST LIKE TO SAY THAT ALMOST TWO YEARS AGO AS I BECAME MAYOR, IN PART BECAUSE OF OUR POINT IN THE ECONOMIC CYCLE, MY TASK AT HAND, AS I CAN CAMPAIGNED AND STARTED TO ACT, WAS JOBS AND TRAFFIC. AND NOW ALMOST TWO YEARS INTO THIS TERM, I PROMISE YOU I HAVE SPENT MORE TIME TALKING ABOUT RACE THAN I HAVE TALKING ABOUT TRAFFIC OR JOBS. I DID THAT BECAUSE I NEEDED TO DO THAT. NOT PERSONALLY BECAUSE IT DID NOT HELP ME PERSONALLY, BUT BECAUSE THE CITY NEEDED THE DISCUSSIONS. I HAVE MET WITH AFRICAN-AMERICAN MINISTERS, STUDENTS AT UNIVERSITIES, YOUNG PROFESSIONALS WHO HAPPEN TO BE AFRICAN-AMERICANS. WE NEED TO HAVE THESE DISCUSSIONS. AND AS WE VOTE TO SEE WITH SOME DEMOCRATIC WORK BY MR. ROBINSON, BUT ALSO INTUITIVELY SOME OF THE EVIDENCE THAT WE'VE ALL SEEN THAT AUSTIN IS A REMARKABLE TOWN 'AND THE FUNDAMENTALS IN THIS TOWN ARE VERY, VERY SOUND FOR THE VAST MAJORITY OF OUR CITIZENS. AND WHEN HISPANIC MAGAZINE CAN NAME AUSTIN AS THE NUMBER ONE CITY IN THE COUNTRY FOR HISPANICS, THAT'S REMARKABLE AND WE SHOULD BE PROUD OF THAT. AND WHEN WE SEE MANY IN OUR ASIAN COMMUNITY THRIVING IN THIS TOWN BOTH IN JUST THEIR GROWTH AND THEIR POPULATION, BUT ALSO THE REMARKABLE NUMBER OF SMALL BUSINESS MEN AND WOMEN IN THIS TOWN OF ASIAN HERITAGE, WE SHOULD BE PROUD OF, AND WE DEAL WITH THEM ON A DAILY BASIS AND THEY'RE A VALID PART OF OUR CIVIC FABRIC. BUT AS WE HAVE SEEN WITH THESE STATS, BUT AS WE'VE JUST KNOWN LOOKING AROUND THIS COMMUNITY, THAT HASN'T BEEN THE CASE FOR THE VAST MAJORITY OF OUR AFRICAN-AMERICAN COMMUNITY, AND WE HAVE TO TAKE ACTION TO SEE THAT THAT'S NO LONGER CONTINUES TO BE THE CASE. SO I

APPLAUD THE CITY MANAGER FOR BRINGING FORWARD THE ITEM. IT'S SUCH A REMARKABLE LUXURY, FRANKLY, TO HAVE A DEMOGRAPHER LIKE RYAN ROBINSON AT OUR BECK AND CALL TO COME FORWARD WITH STATS LIKE THIS THAT ALLOW US TO PUT ISSUES INTO CONTEXT AND INTO STRUCTURAL CONTEXT SO WE CAN MAKE POSITIVE DECISIONS AS A COMMUNITY AS WE TRY TO MOVE THIS ENTIRE COMMUNITY FORWARD. SO I APPRECIATE THE GREAT WORK. FURTHER COMMENTS? COUNCILMEMBER SLUSHER.

Slusher: THANK YOU, MAYOR. I WANTED TO FOLLOW ALSO ON WHAT COUNCILMEMBER THOMAS SAID. I DON'T KNOW IF I CAN SAY IT AS WELL. BUT I SAW SOME OF THE E-MAILS HE WAS TALKING ABOUT AND I HEARD ABOUT SOME OF THE CALLS TO HIS OFFICE. AND OBVIOUSLY THAT'S A VERY OFFENSIVE AND UNACCEPTABLE IN ANY DAY AND TIME, IN PARTICULAR IN 2005 IN AUSTIN, TEXAS. SO I WOULD JUST SAY TO ANYONE WHO WAS MAKING THOSE COMMENTS, ANY OF MY WHITE BROTHERS AND SISTERS THAT MIGHT HAVE BEEN MAKING THOSE COMMENTS, THAT YOU REALLY, REALLY OUGHT TO THINK ABOUT IT YOURSELF BECAUSE IT'S NO WAY TO CONDUCT BUSINESS IN THIS COUNTRY OR IN THIS WORLD AT THIS DAY IN TIME. SO I WOULD REALLY HOPE THAT PEOPLE WOULD REFLECT ON THAT. SOMEONE THAT WOULD TAKE THAT KIND OF STEP IN THIS DAY AND TIME. ALSO ON THE -- AS FAR AS THE MIDTOWN LIVE SITUATION AND THE PROPOSAL, I THINK THAT WAS A SINCERE EFFORT TO TRY TO DEAL WITH THE PROBLEM THAT WE KNOW EXISTS, THE LACK OF THE AFRICAN-AMERICAN ENTERTAINMENT SCENE IN THE CITY OR THE -- AT LEAST THE DIRT I GUESS YOU COULD SAY. AS THE CITY MANAGER SAID, IT DIVERTED THE DISCUSSION THAT WE NEEDED TO HAVE. AND I KNOW THAT THERE ARE A LOT OF LEGITIMATE REASONS THAT PEOPLE CALLED IN ABOUT THAT, CALLED IN AGAINST IT, AND I ALSO KNOW FROM MY DISCUSSIONS THAT THE AFRICAN-AMERICAN COMMUNITY WAS DIVIDED ON THAT ISSUE. AND I THINK THAT'S ANOTHER REASON WHY -- MAYBE THE MOST IMPORTANT REASON TO DISCUSS THAT AS PART OF AN OVERALL POLICY IS TO LET THE AFRICAN-AMERICAN COMMUNITY WEIGH IN ON HOW THEY WOULD LIKE THAT AMOUNT OF MONEY TO BE SPENT. AND OF COURSE, THIS IS

WHAT WE'RE DOING HERE THAT GOES BEYOND JUST THAT AMOUNT OF FUNDS, BUT I THINK IT'S APPROPRIATE IN THAT WAY. BUT I DID HAVE TO NOTE -- THIS MAYBE A LITTLE CONTROVERSIAL TO SAY, BUT WITH ALL THAT SAID, I HAD SOME SERIOUS QUESTIONS ABOUT THE PROPOSAL MYSELF AND THAT THERE ARE VERY LEGITIMATE REASONS TO OPPOSE IT, BUT WHEN I REFLECTED ON IT, IT DID BOTHER ME THAT THE REACTION TO THE LOAN PROPOSAL, THE FORGIVABLE LOAN PROPOSAL, IT TROUBLED ME THAT THE REACTION TO THAT WAS IN SUCH -- SO MUCH HIGHER VOLUME AND SO MUCH HIGHER INTENSITY THAN THE REACTION THAT WE GOT TO THE COMMENTS, THE E-MAILS THAT THE POLICE OFFICERS, THE TWO POLICE OFFICERS MADE DURING THE FIRE. BECAUSE I THINK EVEN THOUGH THAT WAS ONLY A FEW, BUT IT CERTAINLY DID SEEM TO REFLECT AN ATTITUDE, AN UNACCEPTABLE ATTITUDE, OF AT LEAST SOME MEMBERS OF THE DEPARTMENT BECAUSE IT WASN'T JUST ONE E-MAIL, IT WAS AN E-MAIL THAT WAS INAPPROPRIATE AND EXTREMELY IN POOR TASTE AT BEST, BUT THEN OTHER FOLKS JUMPED ON IT AND IT REALLY DID SEEM TO REFLECT AN ATTITUDE THAT IS UNACCEPTABLE AND NEEDS TO BE CORRECTED. SO I WOULD ASK ALL MY FELLOW CITIZENS TO REFLECT ON THE FACT THAT THE INTENSITY OF THESE TWO REACTIONS, EVEN THOUGH I WILL SAY THAT I HEARD FROM PEOPLE OF ALL RACES THAT WERE DISGUSTED WITH THE ATTITUDE REFLECTED IN THOSE E-MAILS, JUST NOT IN THE NUMBERS THAT WE HEARD ABOUT THE MIDTOWN LIVE. SO I THINK IT'S VERY APPROPRIATE THAT WE GO FORWARD WITH THIS STUDY OR THIS -- TO LOOK AT HOW WE MIGHT HEAL SOME OF THIS AND HOW WE MIGHT DEAL WITH SOME OF THE DISPARITY. THERE ARE SOME NUMBERS IN THERE THAT ARE GOOD AS FAR AS COMPARED TO THE REST OF THE COUNTRY AND AUSTIN'S STANDING IN THE REST OF THE COUNTRY, BUT I THINK WE OUGHT TO TRY TO GO EVEN BEYOND THAT. AND SOME OF THEM WE'RE NOT SO GOOD IN COMPARISON WITH THE REST OF THE COUNTRY, BUT I DON'T EVEN THINK WE SHOULD USE THE REST OF THE COUNTRY AS OUR GOAL. I THINK IT'S GOOD TO SEE WHERE WE RANK, BUT WHAT WE OUGHT TO DO IS TRY TO CREATE A CITY WHERE WE HAVE AS ABSOLUTE LITTLE DISPARITY AS POSSIBLE REGARDLESS OF WHAT'S GOING ON OTHER PLACES. AND JUST TO MAKE A

COUPLE OF SPECIFIC COMMENTS ABOUT WHAT I'D LIKE TO SEE AS PART OF THAT, I THINK ONE THING THE CITY HAS -- A LOT OF US HAVE TALKED ABOUT THE AFRICAN-AMERICAN MIDDLE CLASS, HOW TO RETAIN AND ATTRACT THE AFRICAN-AMERICAN MIDDLE CLASS. AND I THINK THAT'S APPROPRIATE. BUT A LOT OF THE FUNDS THAT THE CITY -- FUNDS AND ATTENTION THE CITY HAS PUT INTO THE AFRICAN-AMERICAN COMMUNITY HAVE APPROPRIATELY, I THINK, FOCUSED ON LOW INCOME FOLKS AND TRYING TO PROVIDE JOB TRAINING, JOB OPPORTUNITIES, SOCIAL PROGRAMS FOR LOW INCOME FOLKS. AND I THINK THAT IS APPROPRIATE, BUT THAT CONTINUES. WE DO HAVE OF COURSE THE CDBG PROGRAM THAT THE PRESIDENT'S ADMINISTRATION IS TRYING TO TUCK OUT ENTIRELY, AND I GUESS IT'S RELATED, BUT I DON'T WANT TO GO OFF IN THAT TANGENT RIGHT NOW. WE HAVE TO GO ON WITH THINGS LIKE THAT. BUT WE SHOULD KEEP IN MIND THE CITY IS ALSO FOCUSED ON KEL CHURL FACILITIES, THE CARVER THAT JUST OPENED, A WONDERFUL MUSEUM, WONDERFUL CEREMONY. THE ST. JOHN'S, NOW CALLED THE VIRGINIA BROWN COMMUNITY CENTER IN THE ST. JOHN'S NEIGHBORHOOD, A LONG NEGLECTED NEIGHBORHOOD. THE MILLENNIUM PROJECT. AND THEN THE EAST 11th, WHICH IS WHERE I WANT TO GET INTO A SPECIFIC THING. I THINK WE NEED TO THINK ABOUT EAST 11th AFTER 40 YEARS OF TRYING TO REVITALIZE THAT AREA AND THAT STREET IN PARTICULAR IS FINALLY STARTING TO HAPPEN. BUT ONE THING HAS OCCURRED AS PART OF THAT, AND A LOT OF US TALKED ABOUT THAT AS WE WENT INTO THAT, IS THAT THE -- BECAUSE MAINLY BECAUSE OF ECONOMICS AND COST OF BUILDING THOSE BUILDINGS, EVEN WITH THE LEVEL OF SUBSTANCE THAT THE CITY PUT INTO IT, BUT THAT HAS -- A LOT OF THE REAL SMALL AFRICAN-AMERICAN BUSINESSES CAN'T AFFORD TO MOVE INTO THERE. NOW, IT HAS HELPED, FOR INSTANCE, BEN'S BARBECUE DOWN THE STREET WE'RE WORKING TO TRY TO WHERE IT HELPS THE VICTORY GRILL, BUT BOTH OF THEM REALLY IN THE SHADOW OF THOSE BUILDINGS. BUT I WOULD LIKE TO SEE AND I TALKED TO SOME OF THE NEIGHBORS ALONG 12TH STREET AND I WOULD THINK THAT THE ARA AND THE CITY SHOULD CONCENTRATE THERE VERY STRONGLY AND TRY TO PUT SOME FUNDS INTO THE SMALLER BUSINESSES THERE

RATHER THAN LOOK AT LARGE CONSTRUCTION PROJECTS THAT WILL DRIVE UP THE COST OF WHAT IT TAKES TO GET IN THERE AFTER YOU -- AFTER WE GET THOSE BUILT. SO THAT'S JUST ONE SPECIFIC I WOULD HAVE, AND I HOPE WE CAN ALL GO INTO THIS AND HOPEFULLY WE CAN SCRATCH BEYOND THE SURFACE LEVEL OF DISCUSSION AND REALLY COME TO A BETTER POINT IN THIS COMMUNITY AS A RESULT OF ALL THESE THINGS. THANK YOU.

Mayor Wynn: THANK YOU, COUNCILMEMBER.
COUNCILMEMBER ALVAREZ.

Alvarez: THANK YOU, MAYOR. I THINK IT'S A GOOD REPORT IN TERMS WHAT HAVE IT REVEALS, THE CHALLENGES THAT ARE OUT THERE CONFRONTING THE AFRICAN-AMERICAN COMMUNITY. AND THAT THEY CAN SORT OF LEAD TO HOPEFULLY THROUGH THIS PROCESS SOME VERY CREATIVE OR PROACTIVE STEPS THAT WE CAN MAKE TO ADDRESS SOME OF THOSE ISSUES. AND THERE'S OBVIOUSLY A LOT OF PARALLELS BETWEEN THE AFRICAN-AMERICAN COMMUNITY AND THE HISPANIC COMMUNITY, WITH THE EXCEPTION OF THE POPULATION IN TERMS OF HOW MANY -- HOW MUCH GREATER NUMBERS THERE ARE OF HISPANICS IN THE COMMUNITY AND CERTAINLY THE SOCIAL AND CULTURAL INFRASTRUCTURE TYPE ISSUES. BUT IF YOU LOOK AT LEVEL OF INCOME, EDUCATION ATTAINMENT, HOME OWNERSHIP, POVERTY, EMPLOYMENT, INCARCERATION, YOU WILL SEE THAT HISPANICS ARE AT THE SAME LEVEL AND IN SOME CASES EVEN WORSE. AND SO -- AND I REALIZE THAT THIS PARTICULAR ISSUE KIND OF FOCUSES ON AGAIN VERY SOCIALLY AND CULTURALLY SPECIFIC ISSUES. AS WE LOOK TOWARD THE ECONOMIC ISSUES THAT WE LOOK AT OBVIOUSLY HOW WE CAN IMPROVE SITUATIONS FOR ANYONE WHO HAS DIFFICULTIES ECONOMICALLY, BUT THAT WILL MAYBE EXTEND THE ANALYSIS A LITTLE BIT, MAYBE NOT SO MUCH -- WE ASKED RYAN TO DO MAYBE SOMETHING THAT DOESN'T HAVE TO BE DONE IN 60 DAYS, BUT LOOK AT THE PROGRAMS THAT WE CURRENTLY HAVE IN PLACE OR WORKFORCE DEVELOPMENT AND FOR HOME OWNERSHIP DEVELOPMENT, ETCETERA, SO ADDRESS SOME OF THE ECONOMIC ISSUES AND SEE OUR AFRICAN-AMERICANS AND HISPANICS HAVE TAKEN ADVANTAGE OF THOSE PROGRAMS. SO THAT MIGHT IDENTIFY AS SOME OTHER WAYS THAT WE

ALSO MIGHT KIND OF MODIFY THOSE PROGRAMS AND TARGET THOSE PROGRAMS TO MAKE SURE THAT THE RESOURCES ARE SPREAD OUT EQUITABLY, BUT THAT'S JUST SOMETHING WE MIGHT LOOK AT IN TERMS OF ESPECIALLY GOING INTO THE BUDGET TO LOOK AT HOW MUCH IN THE WAY OF RESOURCES ARE GROWING INTO THESE KIND OF ECONOMIC ISSUES AND TO SEE IF SOME OF THE FOLKS MAYBE WHO MOST NEED THE HELP ARE ACTUALLY PARTICIPATING. AND IF NOT, THEN THAT LEADS US TO THE NEXT QUESTION OF WHY NOT AND WHAT CAN WE DO ABOUT IT? AND SO I THINK THIS IS A PROCESS HOPEFULLY THAT WILL HELP US ALL THE WAY AROUND IN TERMS OF HOW WE'RE MEETING THE NEEDS OF OUR COMMUNITY. BUT I THINK IT'S A VERY, VERY IMPORTANT ISSUE AND IT HAS BEEN SOMEWHAT TROUBLING THE REACTION THAT WE'VE SEEN. IT'S A VERY TROUBLING SITUATION, BUT JUST THE TONE WAS VERY -- WAS VERY TROUBLING. AND I HOPE THAT AGAIN, WE CAN USE THIS NEXT FEW MONTHS TO REFLECT AND TO FIGURE OUT WHAT CAN MOVE US FORWARD AS A COMMUNITY IN A MUCH DEEPER WAY THAN JUST HOW WE HELP THIS ONE VENUE. BUT THAT'S WHY I THINK THAT THIS COULD BE A VERY GOOD THING FOR US AS A COMMUNITY, SO I WANT TO CERTAINLY COMMEND OUR STAFF FOR PULLING THAT TOGETHER IN A SHORT AMOUNT OF TIME AND HELP GIVING US A TOOL HOPEFULLY TO FIGURE OUT HOW WE MIGHT IMPROVE THE SITUATION FOR ALL OF OUR CITIZENS.

Mayor Wynn: THANK YOU, COUNCILMEMBER. MAYOR PRO TEM.

Goodman: I THINK THIS MAY BE A GOOD THING IN THAT WE'VE BEEN RESPONDING REACTIVELY FOR A LONG TIME BECAUSE EACH PERCEIVED EVENT HAS CAUGHT US UP SHORT. IT'S A VERY SURPRISE, DRAMATIC, DEFENSIVE KIND OF SITUATION. SO WE NEED TO GET A HANDLE ON THAT. AND IN THIS CASE ON THE LANDMARK MUSIC VENUE, THE PEOPLE WHO WROTE THE REASONABLE AND -- THE REASONABLE AND SYMPATHETIC PEOPLE WHO WROTE WHO DIDN'T AGREE WERE TOO CLOSE TO WHAT THEY PERCEIVED AS CAUSE AND EFFECT. ALL OF THE, IN ESSENCE, THREE ISSUES GOT ROLLED UP INTO ONE BALL AND IT WAS IMPOSSIBLE TO SEPARATE THEM OUT. FOLKS WROTE ABOUT INVESTING IN

SMALL BUSINESS. AND FOR A LONG TIME WE'VE BEEN HEARING WE GIVE TOO MUCH TO THE BIG CORPORATE GUYS AND IT'S TIME TO INVEST IN THE COMMUNITY. SO WE DEFINITELY HAVE HAD A PROGRAM FOR A LONG TIME THAT DOES THAT AND THEN WE EXPAND IT INTO CREATIVE INDUSTRY AND ENTERTAINMENT BECAUSE THAT'S WHAT BRINGS AUSTIN MONEY. IT'S A BIG PART OF OUR ECONOMIC BASE, AND WE NEED TO HELP OUR OWN LOCAL BUSINESSES. SO IN THAT SENSE THE MANY INSTANCES WHERE WE'VE USED THAT LOAN BEFORE WERE UNDER THE RADAR FOR THE FOLKS WHO WROTE THIS TIME. AND THEY I THINK HAVE RECEIVED WORD FROM LIZ, WHO THEN SENT OUT THE LIST, WHO THEN SENT OUT OTHER LISTS, BECAUSE IT WAS JUST A LITTLE BIT DIFFERENT EVERY NEW WAVE WHERE THEY ASSUMED THERE WAS NO INSURANCE OR ASSUMED THAT THERE WAS GOING TO BE A REBUILDING OF THE EXACT SAME ESTABLISHMENT THAT HAD BEEN BEFORE INSTEAD OF A NEW MUSIC VENUE. LANDMARK MUSIC WAS THE THING. SOME OF THEM DIDN'T KNOW THAT WE INVESTED ANYTHING EVER IN PRIVATE BUSINESS, SO OBVIOUSLY WE NEED TO DO SOME EDUCATING. AND TO SEPARATE OUT THE ISSUE THAT THIS MAY BE JUST THE OPPORTUNITY TO ADDRESS IT COMPREHENSIVELY AND THE MECHANISMS THAT WE HAVE IN PLACE AND THE MECHANISMS THAT WE NEED TO PUT IN PLACE SO THAT WE DON'T HAVE SOMETHING LIKE AN ONGOING DIALOGUE THAT I'VE HEARD MANY TIMES WE HAVE AN ONGOING COMMUNITY AND THE ABILITY TO DO SOMETHING TOGETHER.

Mayor Wynn: THANK YOU, MAYOR PRO TEM. COUNCILMEMBER DUNKERLEY.

Dunkerley: I TOO THINK THIS IS AN OPPORTUNITY FOR US TO TAKE A LOOK AT ALL OF OUR COMMUNITY AND TRY TO FOCUS ON THOSE THINGS THAT WILL HELP BRING US TOGETHER. LIKE COUNCILMEMBER THOMAS, I WAS PERSONALLY VERY DISTURBED BY THE TONE OF MANY OF THE E-MAILS, AND SOME OF THEM, AS I -- SOME OF THEM I DIDN'T RETURN, BUT SOME I DID RETURN. AND AS WE TALKED THROUGH, I GOT ANOTHER LINE OF THOUGHT THAT RAN THROUGH SOME OF THEM. WE ARE COMING OUT OF A RECESSION IN THIS COMMUNITY, AND MANY, MANY PEOPLE HAVE BEEN HURTING PERSONALLY AND IN THEIR

BUSINESSES. AND TO SOME EXTENT I THINK THERE WAS A REACTION TO THAT. OTHERS THERE WERE MORE DEFINITELY OVERTONES OF IT WAS OKAY FOR LIBERTY LUNCH BECAUSE THAT WAS WEST OF I-35 AND IT'S NOT OKAY HERE BECAUSE IT WAS EAST OF I-35. THERE WAS DEFINITELY SOME OF THAT TONE. BUT I THINK AS WE LOOK AT THIS, WE REALLY NEED TO LOOK AT IT IN A COMPREHENSIVE WAY. CERTAINLY IF YOU LOOK AT THE CHART, THERE'S SOME REAL STRUGGLES THERE TO GET THE EDUCATIONAL COMPONENTS BACK UP TO SPEED. BUT THIS CITY DROATS A LOT OF ENERGY AND A LOT OF RESOURCES TO TRYING TO HELP SMALL BUSINESS, SMALL BUSINESS OF EVERY KIND. I THINK IF YOU WILL LOOK AT IT, THIS LAST YEAR WE SET UP A DIVISION OF THE SMALL BUSINESS IN OUR ECONOMIC DEVELOPMENT CENTER THAT PROVIDES TRAINING, IT PROVIDES ACCESS TO RESOURCES AFTER HOURS, MANY, MANY WAYS TO TRY TO HELP ALL BUSINESSES BE SUCCESSFUL. IN ADDITION TO THAT, WE HAVE VARIOUS LOAN PROGRAMS IN PLACE RIGHT NOW. WE HAVE LOAN PROGRAMS THAT HAVE LOW INTEREST LOANS, NO INTEREST LOANS, FORGIVABLE LOANS. WE HAVE -- WE SUPPORT NONPROFITS WHO PROVIDE ACCESS TO CAPITAL TO VERY, VERY SMALL BUSINESSES AND MEDIUM SIZE BUSINESSES AS THEY TRY TO GROW AND ACCESS BANK CAPITAL. WE HAVE A HUGE MINORITY AND WOMEN PROGRAM IN THIS CITY THAT TRIES TO SUPPORT THE MINORITY WOMEN BUSINESSES TO DO BUSINESS WITH US. AND THEN WE EVEN HAVE A REVOLVING MUSICIANS LOAN FUND. SO WE HAVE A LOT OF RESOURCES THAT WE'RE CURRENTLY SPENDING A LOT OF DOLLARS ON. AND SO AS WE EVALUATE THESE PROGRAMS, THE NEEDS IN GENERAL, AS COUNCILMEMBER ALVAREZ POINTED OUT, WE MAY WANT TO TAKE A LOOK AT THESE AND SEE HOW THESE CAN BE BETTER DIRECTED TO ACHIEVE SOME OF THE GOALS THAT I HOPE WILL COME OUT OF THIS STUDY THAT WE'RE DOING. THERE'S SOMETHING WRONG, AND I HOPE WE CAN DO A LITTLE BIT BETTER JOB OF FERRETING OUT EXACTLY HOW WE CAN HELP FIX IT.

Mayor Wynn: COUNCILMEMBER MCCRACKEN.

McCracken: THE AGENDA ITEM SAYS THAT THERE WOULD BE A REPORT BACK WITH A RECOMMENDATION

INCORPORATING KEY STRATEGIES IN THE CITY'S OVERALL ECONOMIC DEVELOPMENT PROGRAM. I'VE GOT TO SAY THAT OFF THE BAT I AM -- I AM CONCERNED ABOUT THE IDEA ABOUT GIVING A FORGIVABLE LOAN TO A BUSINESS -- A BAR THAT HAS INSURANCE. AND I VIEW THAT AS A MATTER OF PRINCIPAL PREL AND -- PRINCIPLE AND I HOPE THAT THE POLICY THAT WE COME BACK WITH IN 60 DAYS DOES NOT INCLUDE SOMETHING LIKE THAT. I'M VERY UNCOMFORTABLE WITH THE IDEA THAT THE GOVERNMENT WOULD GET IN THE BUSINESS OF PICKING WINNERS AND LOSERS, PARTICULARLY WHEN WE HAVE -- WE DO HAVE SOME VERY WORTHY PROGRAMS AND THEY HAVE STRICT STANDARDS, AND THESE STANDARDS ARE NORMALLY TARGETED TO BUSINESSES FOR PEOPLE JUST STARTING OUT, PEOPLE WHO DEFINITELY NEED ASSISTANCE TO START A FIRST-TIME BUSINESS. NONE OF THOSE STANDARDS APPEAR TO APPLY TO MIDTOWN LIVE, WHICH WAS IN A DIFFERENT CATEGORY. IT WAS A BAR WITH INSURANCE OWNED BY SOME FOLKS WHO HAVE THE FINANCIAL MEANS TO REBUILD IT WITHOUT GOVERNMENT ASSISTANCE. I DEFINITELY THINK WE NEED SOME MORE INFORMATION ABOUT HOW THIS DATA WORKS FROM THE CITY'S DEMOGRAFFY, RYAN ROBINSON, TO KNOW WHAT THE BEST USE AND VALUABLE TAX DOLLARS IS. BUT I DO THINK THAT WE ALREADY SEE SOME FRIEND IN THERE BECAUSE WHEN WE HAVE A SET AMOUNT OF MONEY THAT TAXPAYERS PAY, AND THAT AMOUNT OF MONEY IS SUBJECT TO PRIORITIZATION, LAST YEAR WE HAD A 500,000-DOLLAR CUT IN SOCIAL SERVICES AS REPEATED FROM THE YEAR BEFORE. THAT I BELIEVE IS A HIGHER PRIORITY FOR SCARCE TAXPAYER FUNDS FOR THINGS LIKE JOB TRAINING AND FOR AFTER COOL PROGRAMS, FOR MEALS FOR LOW INCOME KIDS, FOR HELPING OUT THE LEAST FORTUNATE IN OUR COMMUNITY. I THINK THOSE ARE BETTER USES OF VALUABLE TAXPAYER DOLLARS THAN USING THE VALUABLE TAXPAYER DOLLARS FOR A BAR WITH INSURANCE. AND SO I TRULY HOPE THAT WHEN WE COME BACK WITH A PROGRAM IT IS TARGETED IN A WAY THAT IS -- THAT THE PUBLIC PERCEIVES AS FAIR AND IS AIMED MORE AT TRAINING AND OPPORTUNITY. AND IF WE DO THAT I THINK WE WE HAVE HAVE A PROGRAM THE COMMUNITY GETS BEHIND AND MAKES A REAL DIFFERENCE TOAFERB. TO EVERYBODY.

Mayor Wynn: THANK YOU. COUNCIL, WE ACTUALLY -- TECHNICALLY WE HAVE AN ACTION ITEM, SO WE DID ALLOW FOR SOME CITIZEN SPEAKERS TO SIGN UP. WE HAD ONE PERSON SIGN UP. THERE'S SOMEBODY I WOULD LIKE TO CALL ON IN ADDITION. BUT ANDY CYPHER SIGNED UP WISHING TO SPEAK. AND I HOPE I'M PRONOUNCING THAT CORRECTLY. IF HE'S STILL WITH US. YOU WILL HAVE THREE MINUTES.

THANK YOU, COUNCIL. THANK YOU FOR LETTING US BE HERE TODAY. TWO AND A HALF YEARS AGO I'M ONE OF THOSE YOUNG PROFESSIONALS THAT WENT OUT STARTED OUR OWN BUSINESS. WE WENT FROM ONE EMPLOYEE TO FIVE. WE THINK AUSTIN IS A GREAT PLACE, AN EXCELLENT PLACE TO GROW A BUSINESS. ONE OF THE CLIENTS THAT WE'RE TALKING ABOUT TODAY THAT YOU'RE TALKING ABOUT MIDTOWN, PROMISED ME A LONG TIME AGO, WHEN YOU START YOUR OWN BUSINESS, I'LL BE SURE TO HIRE YOU. SO THAT IS ONE THING ON HOW I STRUCTURE MY WORK. SO WE HAVE TO LOOK AT VERY CAREFULLY HOW WE INVEST IN COMMUNITY. WE HAVE TO LOOK AT AS A BUSINESS THAT'S BEEN HERE TWO AND A HALF YEARS, WE'VE GROWN IN AUSTIN, BUT OUTSIDE THE CITY OF AUSTIN THE OPPORTUNITIES LOOK A LITTLE MORE BENEFICIAL I GUESS IS A NICE WAY TO SAY IT. OR CITIES LIKE IN DALLAS OR HOUSTON OR EVEN TYLER, TEXAS SORT OF REACH OUT A A LITTLE BIT AND SAYS WHAT DOES YOUR BUSINESS DO? SO THE ONE THING WE WANT TO STRESS IS WHEN YOU GO OUT THERE, NOT NECESSARILY LOOKING AT THE NUMBERS, BECAUSE THE NUMBERS MIGHT NOT ALL ADD UP, DO A JOB OF LOOKING AT WHAT'S GOING ON IN THE COMMUNITY AND GET WITH THE BUSINESS OWNERS BECAUSE IN OUR COMPANY WE HAVE CLIENTS -- 26 CLIENTS IN THE AUSTIN MARKET, AND I DON'T KNOW IF ANY OF THOSE HAVE BEEN CONTACTED BECAUSE THEY TALK TO ME BEFORE THEY CAME HERE TODAY. AND THESE INDIVIDUALS ARE BUSINESS OWNERS. AND THAT'S THE ONLY THING THAT I HAVE TO SAY.

Mayor Wynn: THANK YOU. EARLIER WE HAD AUSTIN LINDER, THE EXECUTIVE PRESIDENT OF NAACP WAS HERE, MR. HALL IS VICE-PRESIDENT. HE IS HERE. SO PERHAPS IF YOU WOULD LIKE TO SAY A FEW WORDS, MR. HALL OR PERHAPS JUST TALK ABOUT HOW THE NAACP MIGHT HELP THE CITY

MANAGER AND OUR CONSULTANT AS WE BEGIN THIS 45 TO 60-DAY PROCESS TO COME UP WITH SOME STRATEGIES.

THANK YOU, MAYOR WILL WYNN AND THANK YOU CITY COUNCILMEMBER. WHAT I CAN SAY FROM THE AUSTIN NAACP'S POINT OF VIEW IS THAT WE DID A REPORT CARD IN AUGUST OF 2004 AND WE TITLED THAT REPORT CARD AN ASSESSMENT OF BLACK BES IN AUSTIN. WE LOOKED AT THE AREAS OF EDUCATION, ECONOMICS, SOCIAL ENVIRONMENT AND LABOR AND EMPLOYMENT. AND I THOUGHT IT WAS INTERESTING WHEN I WATCHED THE REPORT EARLIER AND IT WAS INTERESTING THAT THEY LOOKED AT UNEMPLOYMENT, BUT THEY DIDN'T LOOK AT UNDEREMPLOYMENT, WHICH IS A REAL PROBLEM WITH AFRICAN-AMERICANS HERE IN AUSTIN, TEXAS. WHAT YOU HAVE IS A SITUATION WITH PEOPLE WHO ARE OVERQUALIFIED FOR MANY OF THE POSITIONS THAT THEY HAVE, BUT WE BEGIN TO TALK ABOUT ATTRACTING PROFESSIONAL, YOUNG PROFESSIONAL AFRICAN-AMERICANS TO AUSD AND YOU LOOK AT THE NUMBERS, THERE'S A DIRT OF SOCIAL ACTIVITY. AND WHEN YOU TALK ABOUT A CITY, WHAT PEOPLE DO AFTER WORK IS JUST AS IMPORTANT AS THE WORK THEY DO. AND THERE'S MORE THAN ENOUGH OPPORTUNITY FOR PEOPLE CLASSIFIED AS WHITE IN THIS CITY TO BE ABLE TO FIND ENTERTAINMENT AND SOCIAL ACTIVITY. AFRICAN-AMERICANS WANT THE SAME, BUT WE DON'T FIND IT HERE. NOW, WE'RE LOOKING AT THIS REPORT, WE'RE LOOKING AT TAKING ANOTHER 60 DAYS TO LOOK AT STUDYING THIS REPORT. MR. MCCRACKEN, WHO CAME TO THE AFRICAN-AMERICAN COMMUNITY IN HIS RUNOFF, AND MANY AFRICAN-AMERICANS, I THINK LIKE 40%, CAME OUT AND VOTED FOR HIM, HE DOESN'T SUPPORT THE REPORTING TO US. AND I ALWAYS THOUGHT WHEN YOU SEE A SNAKE YOU CRUSH HIS HEAD AND THAT'S THE WAY I SEE MR. MCCRACKEN AT THIS TIME. THIS CITY HAS LOOKED AT REPORTS THAT SAID THAT THERE IS A PROBLEM WITH RACE IN AUSTIN, TEXAS. THEY HAD THE AUSTIN EQUITY COMMISSION REPORT THAT LOOKED AT SENIORS IN EQUITY AND THEY SAID YOU HAVE A COMMUNITY WITH AN EQUITY, YOU CANNOT MOVE FORWARD AS A CITY OR AS A COMMUNITY. I DON'T THINK WE NEED TO STUDY ANY MORE THE ISSUE. I THINK WE NEED TO DO AS WALT ROSSMAN

SAID, AN OLD TIME LINE OF AUSTIN POLITICS, WE NEED TO GET TO THE POINT TO WHERE SOMETIMES YOU JUST GO FOR BROKE. IT'S GOTTEN TO POINT TO WHERE WE NEED TO ADDRESS RACE RELATIONS IN AUSTIN, TEXAS. AND JUST A SMALL CONVERSATION THAT WE'VE SEEN THIS WEEK WE'VE SEEN WHAT TYPE OF ANIMOSITY HAS GROWN OUT OF THIS. AUSTIN IS IN DENIAL. WE HAVE A RACE PROBLEM. WE'RE BEHIND CITIES THAT HAVE WORSE REPUTATIONS THAN AUSTIN IN THE 1960'S, BIRMINGHAM, MONTGOMERY, MANY OTHER CITIES, MEMPHIS, TENNESSEE HAS MOVED FORWARD AND DEALT WITH THEIR PROBLEMS AND UNDERSTAND THAT AFRICAN-AMERICANS ARE A VITAL PART OF THE CITY. WE'RE ASKING -- WHAT WE'RE ASKING AUSTIN TO DO IS TO MAKE THE SAME DETERMINATION, THAT WE'RE A VITAL PART OF THIS CITY, AND LET US CONTRIBUTE AND NOT BE A DRAIN ON THE CITY. SO WE'RE ASKING AT THE NAACP, WE LOOKED AT THIS ISSUE, WE LOOK AT IT ALL THE TIME. WHAT WE'RE ASKING IS FOR THE CITY TO HAVE THE INTESTINAL FORTITUDE, CITY MANAGER, CITY COUNCIL, TO DO WHAT IS RIGHT IN THIS SITUATION, WHAT IS RIGHT IS TO CREATE A CITY THAT IS AMENABLE ALL OF ITS CITIZENS. THANK YOU.

Mayor Wynn: THANK YOU, SIR. WE DO LOOK FORWARD TO THE NAACP HELPING AS WE MOVE FORWARD. COUNCIL, WE HAVE A MOTION AND A SECOND ON THE TABLE TO APPROVE ITEM NUMBER 57 AS POSTED. ACTION ITEM REGARDING THE DEVELOPMENT OF THE PLAN. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

MAYOR.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO. THANK YOU ALL VERY MUCH. OKAY, COUNCIL, ONE MORE OF OUR 2:00 O'CLOCK BRIEFINGS STILL NEEDS TO BE HELD. ITEM NUMBER 50 IS A PRESENTATION OF CAMPO'S 2030 PLAN. THERE'S ALSO A RESOLUTION ATTACHED TO THIS BRIEFING. AGAIN, THIS 2030 PLAN IS IN THIS PROCESS OF GOING THROUGH A VERY BROAD, REGIONAL PROCESS, INCLUDING A NUMBER OF PRESENTATIONS TO A NUMBER OF DIFFERENT COUNCILS AND GOVERNMENTS AROUND THE REGION, AND TODAY IT'S

OUR TURN. SO WELCOME MR. MICHAEL ALECK.

THANK YOU, MAYOR AND COUNCIL, I'M THE EXECUTIVE DIRECTOR OF THE CAPITAL AREA METRO PLANNING ORGANIZATION. I HAVE A PRESENTATION TO MAKE, BUT SINCE MANY OF YOU HAVE SEEN IT BEFORE I WANT TO GO THROUGH IT PRETTY RAPIDLY IN TERMS OF SAVING YOU TIME. AND ALSO HERE IS AL LET'S GLASGO -- ALICE GLASGO. AND ALICE IS MY LANDLORD. I WANT TO THANK HER FOR BEING A NICE LANDLADY. LET ME JUST RUN THROUGH THIS QUICKLY, JUST TO GIVE YOU THE INFORMATION YOU NEED. THIS IS CAMPO'S TRANSPORTATION PLAN FOR THE YEAR 2030, THE DOCUMENT LOOKS LIKE THIS. WE'RE ON A SCHEDULE NOW, THE FINAL PROCESS TO HAVE A PUBLIC HEARING, ADOPT THE PLAN. WE HELD THE PUBLIC HEARING MARCH THE 14TH. ADOPTION CONSIDERATION COULD HAPPEN AT THE CAMPO BOARD AT THE NEXT MEETING, APRIL THE 11th, OR COULD TAKE PLACE AT THE MAY 9TH MEETING. EVERY FIVE YEARS CAMPO HAS TO DO A NEW PLAN. THE LAST ONE WAS ADOPTED FIVE YEARS AGO, GOES THROUGH THE YEAR 2025. FEDERAL REGULATIONS SPECIFY THAT EVERY METROPOLITAN PLANNING ORGANIZATION HAS TO UPDATE THE PLAN, AND SO WE'RE DOING THAT NOW. WE HAD A DRAFT OF THIS PLAN OUT IN MAY OF LAST YEAR. THIS IS A SECOND DRAFT IN FEBRUARY. BASICALLY THE PLAN ON THE LEFT IS THE FIRST STEP FOR A PROJECT TO GET FEDERAL FUNDING. AFTER IT GETS IN THE PLAN, THEN THE AGENCIES AND THE CENTER WHO BUILD TRANSPORTATION FACILITIES DEVELOP THE PROJECT, AND IF THEY FINISH WITH THAT AND THEY HAVE FUNDING, THEN CAMPO VOTES TO PUT IT IN THE TRANSPORTATION IMPROVEMENT PROGRAM, WHICH THIS IS THE OTHER MAJOR DOCUMENT THAT CAMPO DOES. THERE ARE NOT A LOT OF DIFFERENCES BETWEEN THE OLD PLAN AS AMENDED AND THIS NEW PLAN. AND BASICALLY WHAT THEY ARE IS THAT HOV LANES ARE CHANGED TO MANAGED LANES. WE HAD FREEWAYS IN THE OLD PLAN THAT WE ARE ROLLING BACK AND SAYING DO CORRIDOR STUDIES TO THOSE NOW INSTEAD OF FREEWAYS. THE CURRENT PLAN HAS CAPITAL METRO'S COMMUTER RAIL LANE IN IT, BUT WE NEED TO HAVE IN THERE ALL OF THEIR SYSTEMS GO. WE'RE NOW DOING A THREE COUNTY PLAN TO COVER THE ENTIRE CAMPO AREA.

THE COST OF ALL THIS IS HIGHER IN THE CURRENT PLAN THAN THE OLD PLAN. WE'VE CUT OUT SOME POLICIES. THE MAIN ONE AT THE BOTTOM IS THAT THIS PLAN IS FOR 500,000-DOLLAR PEOPLE THAN THE OLD PLAN. THE OLD PLAN WAS FOR 2.25 MILLION IN THE YEAR 2025. THIS IS FOR 2.75 MILLION. THAT'S A FACTOR OF FIVE MORE YEARS AND ALSO A HIGHER POPULATION FORECAST. POPULATION GROWTH, I'LL RUN THROUGH THESE. EACH DOCUMENT REPRESENTS 500 RESIDENTS. 1990, THREE-QUARTERS OF A MILLION PEOPLE. 2000, 1.16 MILLION PEOPLE. 2007 IS OUR FIRST FORECAST YEAR, 1.4, ALMOST 1.4 MILLION PEOPLE. 2017, 2 MILLION PEOPLE IN THE AREA. AND IN THE YEAR 2030, TWO AND THREE-QUARTER MILLION PEOPLE. THIS IS THE FORECAST ON WHICH THE PLAN IS BASED. TALK ABOUT TOLL ROADS. THERE ARE NO NEW TOLL ROADS PROPOSED IN THIS DOCUMENT. TOLL ROADS FOLLOW THE TWO PHASES. PHASE ONE ADOPTED FIVE YEARS AGO THAT'S SHOWN IN BLUE. MOST OF THOSE ARE UNDER CONSTRUCTION. IT WILL BE COMPLETEDLY 2007. THE SECOND PHASE LAST YEAR SHOWN IN GREEN AMENDED INTO THE CAMPO PLAN LAST YEAR AND IN JANUARY. WE'VE TALKED A LOT ABOUT FREEWAY LANE MILES. THERE ARE A LOT OF TOLL LANE MILES. AS A MATTER OF FACT, 50%. I JUST WANT TO POINT OUT THAT 23% OF THE LANE MILES ARE ON STATE HIGHWAY 130. 130 IS A VERY BIG PROJECT. I-35 ACCOUNTS FOR FULLY A THIRD OF ALL THE FREEWAY LANE MILES. AND I'VE SHOWN THIS PICTURE BEFORE, THE LAST BATCH OF TOLL ROADS WOULD TAKE A HIGHWAY LIKE THIS AND PUT LANES IN THE CENTER, TOLL THE LANES IN THE CENTER, THE FRONTAGE ROADS WOULD BE FREE. THERE ARE THREE FUTURE FREEWAY PROJECTS IN THIS PLAN, LOOP 1 FROM WILLIAM CANNON SOUTH TO STATE HIGHWAY 45. 290 EAST OUT TO THE BASTROP COUNTY LINE, AND 71 EAST FROM BERGSTROM-I-35. THAT'S THE ONLY NEW FREEWAY IMPROVEMENTS IN THE PLAN -- IN THIS DRAFT BEYOND WHAT WAS ADOPTED. ONE OF THE THINGS I HANDED OUT WAS AN AQUIFER MAP. I HANDED OUT A SMALL PAGE COPY OF THAT AND I HAVE A BIGGER ONE HERE. COUNCILMEMBER SLUSHERCOUNCILMEMBER SLUSHERD FOR FOR THAT. MANAGED LANES, THESE ARE THE HOV LANES WE'RE CHANGED TO MANAGING LANES. THAT MEANS THAT HOV'S ARE FOR BUSES AND CAR POOLS. MANAGED LANES ARE FOR

BUSES, CAR POOLS AND TOLL LANES. IN A LOT OF CASES WHERE WE HAVE ROLLED BACK FREEWAY ADOPTIONS, WE ARE RECOMMENDING CORRIDOR STUDIES IN THE NEXT FIVE YEARS TO SEE WHAT IS APPROPRIATE ON THESE ROADWAYS. A LOT OF THESE ARE IN THE WESTERN PART OF TRAVIS AND HAYS COUNTY IN THE RECHARGE ZONE. THERE WOULD BE NO FREEWAY CONSTRUCTION THERE WITHIN THE NEXT FIVE YEARS, I EXPECT. WE HAVE TIME TO STUDY THAT, SEE THE ROLE OF TRANSIT, SEE WHAT HAPPENS IN LAND USE, SEE HOW WE'RE GOING TO BE ABLE TO PAY FOR THOSE. AND ONE STUDY BESIDE THE ROAD IS THE MOKAN RIGHT-OF-WAY, THE ABANDONED RAIL LINE EAST OF 35 THAT WE WANT TO STUDY FOR FUTURE USE. STUDIES LOOK AT ALL THESE THINGS, FREEWAY, BUS, AS I'VE SAID, TRANSIT, CAPITAL METRO SERVICE AREA IS SHOWN IN PURPLE. THE REST IS YELLOW CAPITAL AREA RURAL TRANSPORTATION SERVICE. WE HAVE ALL THE TRANSIT FACILITIES FROM CAPITAL METRO AS WELL AS FROM THE CAPITAL AREA RURAL TRANSIT AREA. MANY BIKE-PED, BICYCLE-PEDESTRIAN IMPROVEMENTS. WE'RE LOOKING AT FREIGHT ISSUES. SYSTEM PERFORMANCE. CONGESTION TODAY, WE'RE AT 22% OVER CAPACITY BASICALLY ON AVERAGE IT TAKES 22% LONGER TO TRAVEL A SPECIFIC ROUTE AT PEAK HOUR AN OFF PEAK. IF WE ADD -- IF WE GO TO TWO AND THREE-QUARTER MILLION PEOPLE, OUR CONGESTION INDEX WOULD GET VERY BAD IF WE DON'T BUILD ANYTHING BEYOND WHAT'S ALREADY CONSTRUCTION. IF WE BUILD IT, IT'S STILL WORSE THAN TODAY. RED IS VERY BAD. PURPLE IS BAD. THIS CHART SHOWS THAT THE 2030 PLAN DOWN THERE FOR CONSTRUCTION COSTS OF 13 WILL GET US TO 1.61. A PROJECT THAT WE DID LAST YEAR, TEXAS METROPOLITAN MOBILITY PLAN FOR SIX BILLION DOLLARS MORE, WE CAN GET THE CONGESTION LEVEL DOWN TO 1.131. THESE CONGESTION LEVEL INCREASES ARE DRIVEN BY THE POPULATION GROWTH THAT WE'RE ASSUMING IN THE PLAN, WHICH IS ADMITTEDLY HIGH. ONE THING I WANT TO POINT OUT ABOUT THAT IS THAT ASSUMES A GROWTH RAIL FROM 1990 TO 2000 WILL CONTINUE. IF ONLY HALF OF THAT GROWTH RATE OCCURS, OUR POPULATION WOULD BE 2.1 MILLION PEOPLE IN THE YEAR 2030 AS OPPOSED TO 2.75. CAPCO, THE COUNCIL OF GOVERNMENTS, HAS A FORECAST OF 2.55 MILLION, 200,000 LESS THAN OURS. AND I MIGHT

POINT OUT THAT WE LOOKED AT CITY POPULATION, AND WITHIN THE EXISTING CITY LIMITS OF AUSTIN IN 2030, ACCORDING TO OUR FORECAST, THERE WOULD BE ALMOST A MILLION PEOPLE WITHIN THE EXISTING CITY LIMITS OF AUSTIN. AND TODAY THERE'S 650, 700,000. LAND USE IS ONE THING THAT WE ARE TRYING TO STRETCH THE ENVELOPE ON. WE'RE NOT A LAND USE AGENCY, BUT LAND USE HAS A BIG IMPACT ON TRANSPORTATION. THIS HAS BEEN SHOWN AT ENVISION CENTRAL TEXAS. WE WANT TO ENGAGE LAND USE ISSUES IN THE PLAN BECAUSE OF ANALYSIS BY ENVISION CENTRAL TEXAS HAS SHOWN THAT A DIFFERENT LAND USE PATTERN CAN HAVE A REMARKABLE IMPACT ON REDUCING VEHICLE MILES TRAVELED PER CAPITA. FOR EXAMPLE, THIS CHART SHOWS THE TOP LINE OF CAMPO'S 2030, WHICH IS BASICALLY A TRENDS FORECAST AS PODFIDE BY CITY POLICY, THAT'S THE HOURS OF DELAY, TOTAL POPULATION, AVERAGE SPEED AND VEHICLE MILES TRAVELED PER CAPITA. SCENARIO D, WHICH IS THE FOCUS SCENARIO OF ENVISION CENTRAL TEXAS, WOULD CUT VEHICLE DELAY ABOUT IN HALF. IT WOULD ADD FIVE MILES AN HOUR AVERAGE SPEED AND WOULD REDUCE VEHICLE MILES TRAVELED BY ABOUT FOUR. THOSE ARE TREMENDOUS CHANGES, FIVE HOURS, FIVE MILES AN HOUR MORE ON AVERAGE IS A TREMENDOUS CHANGE. THAT'S KIND OF LIKE THE UPPER LIMIT OF WHAT COULD BE ACHIEVED, BUT WE'D LIKE TO MOVE TWARDZ THAT BECAUSE IF YOU HAVE THAT KIND OF LAND USE YOU REALLY REDUCE YOUR NEED TO BUILD NEW ROADWAYS. WE LOOK AT INTRIERMENT AL JUSTICE, AIR QUALITY, ENVIRONMENTAL JUSTICE, AREAS OF 50% MINORITY, LOW INCOME WITH VARIOUS DEFINITIONS. FEDERAL LAW SAYS THAT TRANSPORTATION BENEFITS HAVE TROB DISTRIBUTED EQUALLY, THAT TRANSPORTATION COSTS, THESE BENEFITS CANNOT FALL UNEQUALLY IN MINORITY OR LOW INCOME AREAS. ENVIRONMENTAL RESOURCES, AQUIFER -- THE MAPS I'VE HANDED OUT, WE CAN TALK ABOUT THAT. PROP 2 LAND, CONSERVATION LANDS. WE TAKE THOSE OUT OF THE EQUATION. FLOODPLAINS. SOME POLICIES. WE HAVE A STRONGER BIKE PED POLICY. WE ARE IDENTIFYING NEW FUNDING SOURCES. FUNDING THE PLAN -- THE PLAN HAS TO BE FISCALLY CONSTRAINED. THAT IS WE PROJECT REVENUE FOR 25 YEARS FROM ALL SOURCES OF TRANSPORTATION

FUNDING AND WE CAN'T PUT ANY MORE PROJECTS IN THE PLAN THAN THAT TOTAL. AND WHAT WE PROJECTED IS \$22 BILLION OVER THE NEXT 25 YEARS, FEDERAL, STATE, CITY, COUNTY, CAPITAL METRO. AND THE -- SO THE ROADWAY COSTS AND THE TRANSIT COSTS ARE BALANCED BY THE EXPECTED REVENUE. THERE'S A PIE CHART THAT JUST EXPLAINS THAT. WE DO ASSUME A GAS TAX INCREASE OF TWO AND A HALF CENTS A GALLON STARTING IN 2010 THAT REVENUE WOULD BE 1.1 BILLION. THIS COULD HAPPEN SEVERAL WAYS, LOCAL OPTION GAS TAX, INCREASE IN THE STATE GAS TAX, INCREASE IN THE FEDERAL GAS TAX. WE DO THINK IT'S REASONABLE TO ASSUME SOME KIND OF GAS TAX INCREASE. APRIL 11th IS THE FIRST ADOPTION CONSIDERATION, AND THAT'S THE END OF MY PRESENTATION. I'D BE GLAD TO ANSWER ANY QUESTIONS. I APOLOGIZE FOR TALKING SO FAST, BUT I DON'T WANT TO TAKE UP MORE TIME THAN Y'ALL NEED.

Mayor Wynn: THANK YOU. I APPRECIATE THE PRESENTATION. QUESTIONS? COUNCILMEMBER SLUSHER.

Slusher: THANK YOU, MAYOR. MR. ALLICK, THANK YOU FOR COMING OVER AND GIVING US THE PRESENTATION. I APPRECIATE YOU GETTING BACK TO ME SO QUICK ON THE MAP OF THE ROADS OVER THE BARTON SPRINGS ZONE. I THINK THAT'S SOME MYTH HERE, AND I JUST WANTED TO CALL IT TO YOUR ATTENTION SO THAT YOU COULD SAY IF THEY'RE NOT. AND WE CAN DISCUSS THEM HERE AND AT CAMPO. I WAS READING IN THE PLAN AND I THINK IT'S CALLED ARTERIAL 6 THAT GOES -- LET ME TURN TO THAT PAGE. IT GOES FROM STATE HIGHWAY 45 DOWN TO 967, I THINK. WHAT I'M WARNED WONDERING IS THAT AN EXTENSION OF HE IS ESCARPMENT. BECAUSE ESCARPMENT, IF YOU TURN TO ESCARPMENT IN THE BACKUP, IT SAYS SOMETHING ABOUT -- THAT THERE'S A NEED FOR ADDITIONAL CONNECTIVITY AT THIS LOCATION; HOWEVER, EXISTING DEVELOPMENT AND NATURAL AREAS PREVENT EXTENSION OF ESCARPMENT BOULEVARD INTO TRAVIS COUNTY. CAMPO WILL EXPLORE PROVISION OF ADDITIONAL CONDUCTIVITY -- CONNECTIVITY THROUGH REGIONAL ARTERIAL STUDY. AND THAT'S LISTED AS STATE HIGHWAY 45 SOUTH. OF COURSE, THAT'S WELL INTO HAYS COUNTY, NOT JUST TRAVIS COUNTY. IF YOU TURN TO -- TO 144 IN THE

CAMPO PLAN, ARTERIAL 6, HAYS COUNTY, STATE HIGHWAY 45 TO FM 967, DIVIDED FOUR-LANE HIGHWAY. AND I DON'T SEE THAT. AND IF IT IS ON HERE, POINT IT OUT TO ME.

COUNCILMEMBER SLUSHER, I THINK YOU'VE FOUND A TYPO IN OUR PLAN. THERE IS NO ARTERIAL OF. I THINK THAT'S SOMETHING OLD LEFTOVER. ESCARPMENT IS THE ONLY THING THAT IS IN THAT VICINITY. LET ME TALK FROM THIS MAP.

Slusher: OKAY. ON THIS MAP THIS IS THE Y AT OAK HILL. THE BLUE SHADING IS CONTRIBUTING ZONE. THE GREEN IS RECHARGE ZONE. ESCARPMENT COMES FROM -- OFF OF SLAUGHTER LANE DOWN TO STATE HIGHWAY 45. AND THE ISSUE ABOUT ESCARPMENT IS WHETHER IT SHOULD GO DOWN TO 967. THE HAYS-TRAVIS COUNTY LINE IS HERE. AND THAT'S WHAT WE'RE STILL DEBATING. ESCARPMENT IS IN THE HAYS COUNTY PLAN, IT IS IN THE CITY OF AUSTIN'S PLAN I UNDERSTAND AT SOME LEVEL, BUT IT'S A ROADWAY THAT NEEDS MORE DISCUSSION. ARTERIAL 6, I'M SORRY, I THINK THAT'S A TYPO. WE JUST NEED TO TAKE THAT OUT. BECAUSE THERE'S NOTHING ELSE --

Slusher: WHERE THERE'S A LINE INCLUDED THAT SHOULDN'T BE THERE?

I APOLOGIZE.

Slusher: IT SAYS 4.9 MILLION.

YEP. [LAUGHTER] THERE'S NOTHING ELSE IN THE PLAN BETWEEN 1626 NEAR MAR BRIDGE OVER TO NEAR CAMP BEN MCCULLOUGH. I THINK THAT'S A COMPUTER ERROR. I APOLOGIZE FOR THAT. WE'LL CHECK THAT.

Slusher: ALL RIGHT I'LL KEEP READING THROUGH HERE. ALSO ANOTHER ONE I WAS CONCERNED ABOUT THAT I DIDN'T SEE ON HERE, I DON'T THINK, IS FITS FITZHUGH ROAD. I KNOW WHAT THE ROAD IS LIKE, BUT I FORGET THAT DESIGNATION, NNR?

YES, SIR. FITZHUH ROAD IS HERE. IT COMES OFF OF 290 INTO

TRAVIS COUNTY.

SLUSHER: THAT'S A SMALL TWO-LANE RIGHT NOW AND HAS A LOW WATER CROSSING OVER BARTON CREEK PRETTY FAR OUT IN THE WATERSHED. AND UNDER THIS PLAN THAT BECOMES A FOUR-LANE DIVIDED HIGHWAY AT A COST OF A LITTLE OVER 70 MILLION.

YES, SIR. THAT'S NOT A TYPO. THAT IS RECOMMENDED IN THE PLAN.

Slusher: WHERE IS THAT ON HERE?

THIS RUNS RIGHT WHERE THE 290 CHEVRON IS ON 290. IT HEADS OFF WEST OF 290.

Slusher: SO IT IS OFF THIS MAP THEN?

IT'S NOT LABELED AS FITZHUGH, BUT IT IS A ROAD THAT STARTS OFF OF 290 IN TRAVIS COUNTY AND CROSSES THE HAYS COUNTY LINE. ESSENTIALLY RUNS ALL THE WAY TO THE STATE PARK. WE ARE PREPARED TO DISCUSS THE ROADWAYS IN THIS PLAN AND THE CONTRIBUTING RECHARGE ZONE THAT ARE PROPOSED IN THE PLAN FOR EXPANSION.

Slusher: OKAY. BECAUSE I DO THINK -- IT'S OUR CALL ON HOW WE DO THAT, THE MAJORITY WILL RULE. BUT MY VIEW ON THAT IS THAT SOME OF THESE ROADS OVER THE EDWARD'S AQUIFER, SOME OF THE EXPANSIONS ARE NEEDED FOR PUBLIC SAFETY AND FOR MOBILITY TO SERVE SUBDIVISIONS AND BUSINESSES THAT ARE ALREADY THERE, BUT I THINK SOME OF THEM ARE MORE TO SPUR NEW GROWTH, WHICH IS CONTRARY TO LONG-TERM PLAN FOR THE CITY. SO WE'LL HAVE TO HAVE SOME DISCUSSION ON THAT AT THE CAMPO BOARD. SO BACK TO THAT OTHER ONE. I WAS CONCERNED THAT THERE WAS -- BACK ON THE ARTERIAL 6, SINCE THAT'S NOT IN THERE, I GUESS I DON'T NEED TO BE CONCERNED ABOUT THAT, BUT THERE WAS ONE THING I WAS GOING TO BRING UP IS THAT I WANTED TO MAKE SURE THAT THERE ARE NO ROADS PROPOSED TO GO THROUGH THE CITY'S ENVIRONMENTAL PRESERVES. IS THAT AN ACCURATE

STATEMENT THAT THERE ARE NOT?

I THINK THAT'S THE CASE. WE DID OUR FORECAST POPULATION TWO YEARS AGO, AND I KNOW THE CITY HAS ACQUIRED SOME PRESERVES SINCE THEN, SO I NEED TO DOUBLE-CHECK THAT BEFORE I SAY ABSOLUTELY NOT. BECAUSE THERE WERE PRESERVES THAT HAVE BEEN ACQUIRED IN THE LAST COUPLE OF YEARS AND WE HAD SET OUR POPULATION EARLIER. BUT I'LL CHECK ON THAT AND GET BACK TO YOU.

Slusher: OKAY. AND I JUST WANTED TO LET THE COUNCIL KNOW, I THINK YOU'VE GOTTEN THE E-MAIL THAT I SENT OUT TO THE OTHER MEMBERS OF THE CAMPO BOARD, BUT THAT I WOULD REALLY LIKE FOR CAMPO TO LOOK AT CUTTING BACK ON SOME OF THESE ROADS OVER THE BARTON SPRINGS ZONE. LIKE I SAID, I THINK SOME ARE NEEDED FOR PUBLIC SAFETY PURPOSES, BUT SOME OF THEM MORE SPUR GROWTH IN AN AREA WHERE CITIZENS SAID 30, MAYBE 40 YEARS THAT WE DON'T WANT INTENSIVE GROWTH AND THAT EVEN THAT SOME OF THOSE -- THAT MONEY SAVED FROM THAT COULD GO INTO BUYING MORE PRESERVE LAND IN THAT AREA. AND THAT SAVES MONEY IN THE LONG-TERM NOT JUST THAT YOU DON'T BUILD OR EXPAND ROADS JUST IN HERE, BUT YOU CUT DOWN TO THE DEMAND FOR RODS BY PURCHASING LAND OUT -- ROADS BY PURCHASING LAND OUT THERE. YOU PRESERVE PART OF THE HILL COUNTRY THAT WE'VE BEEN TRYING TO PRESERVE, AND FRANKLY, THE CITY OF AUSTIN HAS PUT ALMOST ALL THE FUNDS THAT HAVE GONE INTO THAT INTO IT, SO I THINK IT WOULD BE A GOOD USE OF FEDERAL HIGHWAY FUNDS BECAUSE IT WOULD SAVE MONEY IN THE LONG RUN, IT WOULD CUT DOWN ON SOME OF THE -- ON CREATING NEW TRAFFIC PROBLEMS, BE CONSISTENT WITH OUR LONG-TERM PLANS. AND I'VE ALREADY SENT IT OUT TO CAMPO BOARD MEMBERS TRYING TO GET THE VOTES OUT, BUT I THINK IT'S AN UPHILL BATTLE. I THINK ON THE CONSTRUCTION OF ROADS IN THIS AIR, IT'S WAY PAST TIME THAT TXDOT AND ALL THE JURISDICTIONS PUT STRONGER WATER QUALITY CONTROLS DURING THEIR CONSTRUCTION, DURING THE CONSTRUCTION OF THESE ROADS AND AFTERWARDS, BECAUSE ONCE AGAIN THAT'S CONSISTENT WITH THE PURELY EXPRESSED WILL OF THE CITIZENS OF THIS REGION

OVER AND OVER AGAIN IN. AND MANY PLANS, MANY ELECTIONS, REALLY EVERY TIME THEY'VE HAD THE CHANCE. THAT WILL BE ONE OF MY FOCUSES ON THE BOARD.

MAYOR WYNN, COULD I POINT SOMETHING OUT? IT IS TRUE THAT THE PLAN IS BASED ON FUTURE GROWTH. THE WHOLE PLAN IS. AND THERE IS FUTURE GROWTH ASSUMED IN THIS AREA WHETHER IT HAPPENS OR NOT. ONE THING I WANT TO POINT OUT IS THE FREEWAY ON 290 THAT'S ADOPTED FROM 1826 OUT TO DRIPPING SPRINGS AND ON 71 WEST FROM JUST WEST OF THE LIGHT TO BEE CAVE HAS BEEN ROLLED BACK, HAS BEEN STRIPPED OUT OF THIS PLAN. THE ONLY THING THAT WILL HAPPEN ON THOSE ROADS IS A CENTER LEFT TURN LANE. AND THERE WILL BE CORRIDOR STUDIES OVER THE NEXT SEVERAL YEARS TO DECIDE WHAT SHOULD HAPPEN THERE LONG-TERM AS I MENTIONED. SO WE HAVE ROLLED BACK SOME ADOPTED FREEWAYS IN THIS DRAFT.

SLUSHER: AND THAT'S FROM WHERE TO WHERE ON 290?

TWO 290 FROM CAMP BEN MCCULLOUGH ROAD ALL THE WAY TO DRIPPING SPRINGS AND 71 FROM JUST PAST THE Y ALL THE WAY TO BEE CAVE. THOSE ARE CURRENTLY ADOPTED IN THE CAMPO PLAN AS FREEWAYS.

SLUSHER: BUT WE'RE STILL TRYING TO FINISH THE PARTS OF 290 BETWEEN DOWNTOWN AND OAK HILL THAT AREN'T DONE YET.

THAT'S CORRECT. AND OF COURSE THAT WAS PART OF THE TOLL DECISION HERE AT THE Y AT OAK HILL FROM ROUGHLY WILLIAM CANNON OUT TO 1826 AND A ONE MILE STRETCH ON 71 FROM THE Y.

Slusher: OKAY. BECAUSE EVEN THOI I'VE ALWAYS SAID THAT I THOUGHT TXDOT REALLY MADE A BIG MISTAKE IN BUILDING THE PARTS OF THE HIGHWAY 290 OVER THE AQUIFER BEFORE THEY IMPROVED THE INTERSECTION WITH THE FEDERAL INTERSTATE, WHICH BY THE WAY IS IN THE HEART OF OUR DESIRED DEVELOPMENT ZONE, I THOUGHT THAT WAS REALLY A MISTAKE AND A LOT OF PEOPLE HAVE SAT IN LINE AND ARE SITTING IN THEIR CARS FOR MANY, MANY HOURS BECAUSE OF THAT, BUT NONETHELESS, I THINK AT

THIS POINT YOU DO NEED TO COMPLETE THAT 290 -- THE SECTIONS THAT AREN'T COMPLETED, THE BIG GAPS IN IT. THAT'S THE ONES THAT I'M TALKING ABOUT THAT ARE PUBLIC SAFETY AND MOBILITY NEEDS EXISTING. I THINK SOME OF THE COUNCILMEMBERS WANT TO TALK, BUT THE CITY IS ALREADY ON RECORD ABOUT SOME CENTRAL CITY STREETS WHERE WE'RE DIFFERENT THAN CAMPO AND I THINK SOME OF THE COUNCILMEMBERS MIGHT WANT TO DISCUSS THOSE AS WELL. [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS] OLLICK,.

I HAVEN'T SEEN THAT YET. I THINK THAT'S BEEN EARMARKED FOR SOME OF THE PROJECTS, I HAVEN'T BEEN ABLE TO CLARIFY WHAT THAT IS. THANK YOU. COUNCILMEMBER MCCRACKEN.

McCracken: MR. OLLICK, I WANTED TO CLARIFY 1826 OUT BY WHERE A LOT OF US KNOW WHERE THE SALT LAKE IS, CAMP BEN McCOLORADO ALTHOUGH, WHAT IS PROPOSED IN THE 2030 PLAN NOW?

IT'S PROPOSED AS FOUR-LANE DIVIDED, TWO LANE UNDIVIDED. IF I COULD, I COULD POINT THESE OUT. ON LOOP 1 FROM -- FROM WILLIAM CANNON SOUTH IS [INDISCERNIBLE] PROPOSED TO BE SIX LANES. RIGHT NOW THERE ARE FOUR. THEY SAY 71 WEST. JUST FOUR LANES UNDIVIDED, BE FOUR LANES DIVIDED. CAMP BENEFIT MCCULLOUGH ROAD FROM -- CAMP BEN MCCULLOUGH ROAD FROM 290 TO 967 IS -- IS -- PROPOSES A FOUR-LANE DIVIDED MUCH LIKE THE [INDISCERNIBLE] [INAUDIBLE - NO MIC] 45 SOUTH IS -- IS NOW ADOPTED IN THE -- IN THE OLD PLAN [INAUDIBLE - NO MIC] ALL THE WAY FROM I-35 TO LOOP 1. 967 FROM 1826 OVER INTO BUDA IS ADOPTED AS A FOUR-LANE DIVIDED, IT IS NOW A TWO-LANE DIVIDED HIGHWAY. BEE CAVES ROAD, WHICH IS ON THE RIDGE, BETWEEN BARTON CREEK AND LAKE AUSTIN IS -- IS NOW A FOUR LANE DIVIDED, IT'S PROPOSED TO BE A SIX-LANE DIVIDED. FARM MARKET 150 WHICH IS SOUTH ON THIS MAP [INAUDIBLE - NO MIC] IF I COULD CORRECT ARTERIAL 6 I WAS WRONG. ARTERIAL 6 IS A ROAD THAT'S NOT IN THE RECHARGE ZONE. IT'S A SHORT SECTION GOING FROM 45 DOWN TO 967, JUST WEST OF BUDA. I HAD A BRAIN GLITCH, I FORGOT WHERE IT IS. IT'S A SHORT PIECE THAT WILL CONNECT LOOP 967 WEST OF BUDA UP TO THE NEW

STATE HIGHWAY 45. AND THAT -- I WANT TO CORRECT WHAT I SAID PREVIOUSLY, BUT IT'S DOWNSTREAM OF THE RECHARGE ZONE THERE NORTH OF BUDA. SHORT SECTION.

CONTRIBUTING OR -- IN THE -- NOT IN THE BARTON SPRINGS ZONE AT ALL.

NOT IN THE RECHARGE. EAST OF THE RECHARGE ZONE HERE. THE RECHARGE ZONE IS GREEN. IT'S HERE.

I HAVE TO LOOK -- I WILL HAVE TO LOOK CLOSER TO SEE. THAT MIGHT BE ONE THAT MAKES SENSE BECAUSE YOU ARE PROVIDING MOBILITY TO PEOPLE IN HAYS COUNTY, BUT IT'S NOT GOING OVER THE -- OVER THE BARTON SPRINGS ZONE. SO I'LL TAKE A CLOSER LOOK AT THAT NOW THAT I SEE IT ON THE MAP. THAT MIGHT MAKE SENSE.

I APOLOGIZE, THAT'S NOT A TYPO. I FORGOT WHERE IT WAS.

CAN'T SPEND THAT \$5 MILLION.

McCracken: MR. OLLICK, THE 1826 OUT BY BARSANA DAM CAN BE TURNED INTO A FOUR LANE DIVIDED HIGHWAY FROM A TWO-LANE COUNTRY ROAD. IT APPEARS FROM YOUR EXPLANATION NOW THAT WE ARE TURNING A LOT OF OUR TWO-LANE COUNTRY ROADS INTO MAJOR HIGHWAYS. I WANT -- ONE OF THE QUESTIONS THAT IMMEDIATELY POPS TO MIND IS HOW ARE WE PAYING FOR THIS?

WELL, IN THE -- IN THIS DOCUMENT, WHICH HAS FISCAL CONSTRAINTS, AS I SAY WE PROJECT REVENUE, VERY GENERAL PROJECTION OF REVENUE, IT'S VERY GENERAL COST. IT'S -- IT'S GENERIC COSTS SO MUCH PER MILE FOR [INDISCERNIBLE] WHAT HAVE YOU, SO THERE'S REALLY A FIREWALL BETWEEN THE FINANCIAL ANALYSIS AND THIS PLAN AND THE FINANCING THAT WHEN YOU GO TO CONSTRUCTION, THE PURPOSE OF THIS FINANCIAL ANALYSIS IS ONLY TO DO A BALLPARK ESTIMATE, IF YOU DON'T PUT MORE PROJECTS IN THE PLAN THAN YOU HAVE ANY REASONABLE HOPE OF PAYING FOR THEM, THAT'S WHY IT'S A VERY GENERAL 25-YEAR REVENUE FORECAST AS WELL AS GENERIC, YOU KNOW, COST FOR THE PROJECTS. THIS REQUIREMENT CAME FROM CONGRESS IN 1991. PRIOR

TO THAT, ANYTHING COULD BE PUT IN THE PLAN. AS A MATTER OF FACT IN THE 1986 PLAN WE HAD AN ENTIRE LOOP, 45 ALL AROUND THE AREA. THE FIRST [INDISCERNIBLE] BY 1994 WE TOOK OUT THE OUTER LOOP ON THE WEST SIDE BECAUSE TWO THINGS, ONE, IT WASN'T NEEDED, TWO, WE COULDN'T PAY FOR IT. IT WASN'T A PRIORITY, SO IT DIDN'T MEET THE CUTOFF FOR OUR REVENUE. BUT -- BUT SO I JUST WANT TO POINT OUT THAT -- THAT THE FINANCIAL ANALYSIS DONE FOR THIS PLAN DOESN'T REALLY CONNECT INTO THE FINANCIAL ANALYSIS FOR CONSTRUCTION OF A PROJECT, BECAUSE THIS IS DONE ON A 25-YEAR TIME PERIOD, THE FINANCIAL PROJECT CONSTRUCTION IS DONE ON A 10-YEAR. YOU SEE WHAT I'M SAYING?

ACTUALLY, I THINK I DO SEE WHAT YOU ARE SAYING. WHICH IS A PROBLEM. BUT ONE OF THE THINGS THAT WE LEARNED IS THAT THE PEER STUDY, DONE A FEW YEARS AGO, SAID THAT WE SHOULD BE LINKING OUR -- OUR ROAD DEVELOPMENT WITH OUR LAND USE PLANNING. AND -- AND ONE OF THE THINGS THAT I -- RIGHT OFF THE BAT THAT JUMPS OUT AT ME IS THAT THIS PLAN SEEMS TO HAVE A VERY DIFFERENT -- BUILDS CAPACITY IN AREAS THAT SEEM WILDLY AT ODDS WITH ALL OF THESE COMMUNITIES, LAND USE PLANNING, WHICH LAND USE PLAN IS THIS -- IS THIS ROAD PLAN BASED? ACT LIKE A ROCK STAR.

SORRY. THE DOT DENSITY MAPS THAT I SHOWED YOU WERE -- THOSE ARE BASED ON -- ON SMALL AERIAL UNITS CALLED [INDISCERNIBLE] THERE'S OVER A THOUSAND OF THEM IN THE THREE COUNTIES. WE TAKE THE COUNTY TOTAL POPULATION, WE MEET WITH ALL OF THE CITY AND COUNTY STAFF AND SAY TRAVIS COUNTY IS GOING TO GROW THIS BIG, WHERE DO YOU THINK THAT GROWTH WOULD OCCUR? AND SO WE WORKED WITH THE CITY AND COUNTY STAFFS WITH THEIR PLANS AND BASED ON THEIR ANALYSIS OF WHERE WATER WILL BE AVAILABLE, WHERE THERE'S NO CONSTRAINTS LIKE STEEP SLOPES OR FLOODPLAINS, WE WORK WITH THEM BECAUSE I AGREE, LAND USE SHOULD COME FIRST. AND LAY THAT OUT. SO WE HAVE WORKED WITH THE CITY STAFF AND COUNTY STAFF TO COME UP WITH -- WITH THE PROJECTION OF RESIDENTIAL AND EMPLOYMENT DEVELOPMENT WITHIN THE RECHARGE ZONE

AS WELL AS ALL OVER. AND SO THAT'S WHY I SAY OUR FORECAST IS REALLY TRENDS AS MODIFIED BY CITY POLICY. WHATEVER THAT CITY POLICY WAS, CITY AND COUNTY POLICY WAS, AS OF TWO YEARS AGO WHEN WE HAVE TO DO THAT FORECAST, BECAUSE IT TAKES TWO TO THREE YEARS TO DO THIS WHOLE PROCESS WITH ALL OF THE COMPUTER MODELING THAT'S NECESSARY. BUT I MEAN IT'S OUR UNDERSTANDING THAT THIS COMPLIES WITH -- WITH CITY AND COUNTY PLANS. AS OF TWO YEARS AGO.

WE -- THIS REGION WENT THROUGH, AS YOU KNOW, I -- WENT THROUGH AN EXTENSIVE LAND USE PLANNING, IN GROWTH PLANNING EXERCISE, ENVISION CENTRAL TEXAS. IT APPEARS THAT THIS PLAN IS NOT -- DOES NOT SEEK TO INCORPORATE THE -- THE WILL OF THE FIVE-COUNTY REGIONS AS EXPRESSED THROUGH ENVISION CENTRAL TEXAS. IS THAT ACCURATE?

I DON'T THINK SO. I PARTICIPATE IN ENVISION CENTRAL TEXAS. CAMPO FUNDED \$400,000 TO IT. THEY HAD FOUR SCENARIOS, THEY NEVER PICKED ONE OF THOSE SCENARIOS AS THE ADOPTED SCENARIO GROWTH PATTERN. THEY ADOPTED SEVERAL POLICIES. WE HAVE INCORPORATED SOME OF THEIR POLICIES HERE. BUT OUR -- OUR TREND, I MEAN OUR -- OUR FORECAST IS PROBABLY CLOSER TO THEIR SCENARIO A. I MEAN THAT IS TRUE. IT'S -- IT'S MODIFIED BY -- BY WHAT THE LAND USE PLANS WERE TWO YEARS AGO. AND THAT'S WHY, YOU KNOW, WE ARE -- WE WANT TO ENCOURAGE LAND USE PATTERNS, RECOMMENDED BY ACT, IF FOR IN OTHER REASON THAT IT REDUCES THE AMOUNT OF ROADWAY CONSTRUCTION THAT YOU HAVE, IT WILL REDUCE THE AMOUNT OF ROADWAY CONGESTION. BUT OUR FORECAST IS PROBABLY CLOSER TO THE A SCENARIO, WHICH IS THE [INDISCERNIBLE]

YOU KNOW, I REALLY DO APPRECIATE THE HELPFUL INFORMATION THAT YOU PROVIDED. FOR INSTANCE THAT WE COULD CUT THE VEHICLE DELAY IN CENTRAL TEXAS ALMOST IN HALF IF WE WOULD -- IF WE WOULD GO WITH SCENARIO D OF ENVISION CENTRAL TEXAS, WHICH OVER 50% OF THE RESPONDENTS VOTED FOR AS OPPOSED TO THE SCENARIO A WHICH RESULTS -- SCENARIO A, ACCORDING TO CAMPO'S INFORMATION, RESULTS IN MORE

TRAFFIC DELAYS AND -- AND IS COSTLIER, IT APPEARS AS WELL. SO I THINK THAT -- THAT IS VERY HELPFUL TO KNOW, MICHAEL, I APPRECIATE THE INFORMATION THAT YOU PROVIDED US.

IF I COULD ONE THING, TAKE FITZHUGH ROAD FOR EXAMPLE. WE HAVE TO PREDICT THINGS 25 YEARS IN ADVANCE. WE DON'T KNOW IF THAT'S GOING TO HAPPEN. ONE THING TO FITZHUGH ROAD IS TO RESERVE THE RIGHT-OF-WAY, MAKE THE DECISION SOMETIME IN THE FUTURE TO DECIDE WHETHER TO WIDEN THAT OR NOT. IN THE PLAN IS NOT REALLY TO WIDEN THE ROAD, IT'S REALLY A DECISION TO START OBTAINING RIGHT-OF-WAY IF SUBDIVISIONS OCCUR ALONG THAT ROAD. IT'S REALLY A FAIL-SAFE KIND OF THING IF YOU SEE WHAT I'M ZIG. IF THE DEVELOPMENT DOESN'T OCCUR HERE, WE DON'T NEED THESE ROADS. IF IT DOES OCCUR, THE SUBDIVISION PROCESS, WE OUGHT TO GET THE RIGHT-OF-WAY PIECE BY PIECE. SOMETIME IN THE FUTURE YOU MAY CONSIDER, THIS PLAN IS NOT A DECISION TO BUILD. IT'S REALLY A DECISION IN MOST CASES TO OBTAIN RIGHT-OF-WAY IF THE SUBDIVISION IS APPROVED.

THANK YOU, MR. OLLICK, FURTHER QUESTIONS? WE DO HAVE A COUPLE OF FOLKS SIGNED UP WISHING TO SPEAK, COUNCIL, IF YOU CAN. OUR FIRST SPEAKER IS MR. BILL BUNCH.

WELCOME, BILL, YOU WILL HAVE THREE MINUTES, FOLLOWED BY DAVID HARKMAN. THANK YOU MAYOR, MEMBERS OF THE COUNCIL, I'M PASSING OUT A LATER THAT WE GAVE TO CAMPO. I APPRECIATE THIS, COUNCILMEMBER SLUSHER, FOR BRINGING THIS TO THE FULL COUNCIL. THIS STUFF IS WAY TOO IMPORTANT FOR THE CITY TO LEAVE JUST TO THE CAMPO REPRESENTATIVES. I DO HOPE THE WHOLE COUNCIL WILL ENGAGE IN THIS. OUR FIRST REQUEST WOULD BE THAT YOU ASK CAMPO TO -- TO POSTPONE THE VOTE TO THE BACK UPDATE THAT MR. OLLICK SHOWED IN MAY SO THAT THERE COULD BE SOME FURTHER ATTENTION FROM THE COMMUNITY TO THIS. THERE'S NO NEED TO RUSH THIS 25 YEAR, 22 BILLION DOLLAR PLAN. THERE HAVE BEEN SUBSTANTIAL CHANGES AND SUBSTANTIAL QUESTIONS. MR. SLUSHER QUITE PROPERLY POINTED OUT THAT ARTERIAL 6 WAS IDENTIFIED AS AT ESCARPMENT, WHICH IS ON THE

RECHARGE ZONE IS VERY DIFFERENT FROM WHAT MR. OLLICK SAID IT WAS. THE PRICE FROM THE EARLIER DRAFT INCREASED FROM 18 BILLION TO 22 BILLION, SO I WOULD THINK, YOU KNOW, \$4 BILLION CHANGE IS WORTH A LITTLE COMMUNITY TIME AND ATTENTION. WE HAVE JOINED WITH THE COALITION OF ORGANIZATIONS CALLED THE GREATER EDWARD'S AQUIFER ALLIANCE. WE HAVE ENDORSED A CONSENSUS PLAN FOR PROTECTING THE HILL COUNTRY CALLED THE EDWARD'S AQUIFER PROTECTION PLAN. IN THAT PLAN WE CALL FOR MANAGING OUR HILL COUNTRY, EDWARD'S AQUIFER ROADWAYS FOR SAFETY AND SCENIC BEAUTY. SAFETY AND SCENIC BEAUTY, NOT FOR EXPANSION OF DEVELOPMENT. THIS IS ENTIRELY CONSISTENT WITH ENVISION CENTRAL TEXAS. AND I THINK MR. OLLICK WAS VERY MISLEADING IN ANSWERING THE QUESTIONS. THIS PLAN DOES NOT REFLECT ENVISION CENTRAL TEXAS WHATSOEVER. OVER 80 PARTICIPANT, 80% OF THE SURVEY RESPONDENTS IN ENVISION CENTRAL TEXAS CHOSE SCENARIOS COD SPECIFICALLY AS IT RELATES -- C OR D SPECIFICALLY AS IT RELATES TO EDWARD'S AQUIFER, THAT CALLED FOR LESS THAN ONE SQUARE MILE OF DEVELOPMENT IN THE BARTON SPRINGS WATERSHED. AND, YET, THIS DRAFT PLAN CALLS FOR ONE AND A HALF BILLION DOLLARS OF ROADWAY EXPANSIONS. IN THE EDWARD'S AQUIFER. ONE AND A HALF BILLION. WE COULD MAKE ESSENTIALLY ALL OF THAT TRAFFIC GO AWAY, FOR A TINY FRACTION OF THAT COST. CRITICAL OMISSION ON FUNDING IN THE -- IN THE APPENDIX TO THIS PLAN, IT -- IT CALLS FOR THE CITY OF AUSTIN TO PUT UP \$400 MILLION OF BOND FUNDS EVER SIX YEARS FOR A TOTAL OF -- OF 16 -- 1.6 BILLION OVER THE PERIOD. STARTING IN 2006, IF YOU SUPPORT THIS PLAN, YOU ARE GOING TO BE CALLED ON THE HOOK TO PUT IN \$400 MILLION ON YOUR BOND PACKAGE FOR HIGHWAYS. THAT'S OBSCENE. FITZHUGH ROAD IS A PERFECT EXAMPLE. 1826 IS ANOTHER PERFECT EXAMPLE. THOSE SHOULD BE KEPT ESSENTIALLY AS THEY ARE WITH SOME SAFETY IMPROVEMENTS THAT WOULD COST A LITTLE BIT OF MONEY. BUT WE COULD ERASE THAT MONEY AND INSTEAD INVEST IN WATERSHED PRESERVES CONSISTENT WITH ENVISION CENTRAL TEXAS, SAVE BARTON SPRINGS, SAVE MONEY AND SAVE THE COMMUNITY THAT WE WANT. THIS REALLY NEEDS TO GO BACK AND INCORPORATE

ENVISION CENTRAL TEXAS, WHICH WAS DONE AFTER THE POPULATION NUMBERS, THAT WAS HIS VERY FIRST SLIDE OR SECOND SLIDE THAT THOSE THAT ALL OF THE POPULATION NUMBERS THAT DROVE THIS PLAN WERE FROM 2002. WHICH IS BEFORE ENVISION CENTRAL TEXAS.

DAVID?

GOOD AFTERNOON, MAYOR, CITY COUNCIL MEMBERS. MY NAME IS DAVID HARTMAN, I'M AN ATTORNEY AT SMITH ROBERTSON LAW FIRM. HERE ON BEHALF OF THE REAL ESTATE COUNCIL OF AUSTIN AS CHAIR OF THE TRANSPORTATION COMMITTEE AND MEMBER OF THE BOARD OF DIRECTORS OUR PRESIDENT JIM KNIGHT WILL NOT BE ABLE TO MAKE IT HERE TODAY. THE REAL ESTATE COUNCIL OF AUSTIN SUPPORTS THE CAMPO 2030 PLAN. IT'S ABOUT LIVABILITY FOR RESIDENTS OF TRAVIS COUNTY, HAYS AND WILLIAMSON COUNTY. WHILE THERE'S ROOM FOR IMPROVEMENT, THE REAL ESTATE COUNCIL OF AUSTIN SUPPORTS THE PLAN AS RESPONSIBLE REASONABLE PLANNING.

MANY INITIATIVES, IMPORTANT WITH THE CITIZENS OF AUSTIN, INCLUDING MOVING THE UP RAIL LINE, INCORPORATING CAPITAL METRO TWO A'S SUL SYSTEMS GO PLAN, FOR BICYCLE PEAD STRENGTH FRIENDLY IMPROVEMENTS. IT PROVIDES PASSENGER RANGE SERVICE FROM GEORGETOWN TO SAN ANTONIO, COMMUTER RAIL FROM DOWNTOWN AUSTIN TO LEANDER. THE PLAN WILL ALLOW A THOUSAND ADDITIONAL MILES OF FREEWAY, 3,900 ADDITIONAL LANE MILES OF ARTERIAL CAPACITY BUILT OVER THE NEXT 25 YEARS. EACH OF THESE MILES IS GOING TO BE CRITICAL AND NECESSARY AS MR. OLLICK INDICATED BY 2030 WE ARE PROJECTED TO HAVE AN AREA POPULATION OF MORE THAN 2.3 QUARTER MILLION RESIDENTS. CAMPO FIRST PRESENTED THE 2030 PLAN TO THE TRANSPORTATION POLICY BOARD IN MAY 2004 AND OFFERED SEVERAL OPPORTUNITIES FOR PUBLIC COMMENT AND FEEDBACK. IF WE DON'T APPROVE THE PLAN BY JUNE 12th, 2005, NO PROJECTS THAT REQUIRE FEDERAL ACTION TO RECEIVE FUNDING UNTIL THE PLAN IS APPROVED SO THE REAL ESTATE COUNCIL SUPPORTS TIMELY APPROVAL OF THE 2030

PLAN. THANK YOU.

THANK YOU.

JIM KNIGHT. WHO IS BYRON?

GOOD AFTERNOON, COUNCILMEMBERS, MANAGER. BRUCE BYRON WITH THE CAPITAL AREA TRANSPORTATION COALITION, AS YOU ARE AWARE SOME MAJOR EMPLOYERS AND BUSINESSES INVOLVED IN TRANSPORTATION AND WOULD LIKE TO URGE YOU TO -- TO PROMPTLY SUPPORT THE -- THE APPROVAL OF THE CAMPO 2030 PLAN. I'M NOT SURE THIS -- THIS AFTERNOON WHETHER I'M HERE, ACTUALLY MY INITIAL MOTIVATION WAS I HEARD A RUMOR THAT -- THAT COUNCILMEMBER SLUSHER AND GOODMAN MAY NOT BE RUNNING FOR REELECTION, MAY NOT BE HERE FOR ME TO SPEAK. SO TO GET ONE LAST SHOT IN BEFORE THEY LEFT, I FELT COMPELLED TO COME DOWN AND AT LEAST SAY SOMETHING. BUT SERIOUSLY, IT'S -- WE FIND OURSELVES WHERE WE WERE 20, 30 YEARS AGO. TRYING TO GET ROADS BUILT AND TRANSPORTATION SYSTEM COMPLETED, THE CRITICAL ELEMENT OF THAT IS TO HAVE AN IMPROVED PLAN. WE WILL CONTINUE, I'M SURE TO DEBATE THE ONUS OF THAT PLAN IN YEARS TO COME. IT REQUIRES REFINEMENT. THAT'S WHY WE REVIEW AND CHANGE IT EVERY FIVE YEARS. I THINK A LOT OF THE CONTROVERSIAL CORRIDORS, BOTH IN THE FUNDING OF THOSE CORRIDORS AND THE LOCATION OF THOSE DO REQUIRE WHAT MR. OLLICK IS SUGGESTED HAD DETAILED CORRIDOR STUDIES. THE LAST MAYOR, I THINK ANNOUNCED THAT THE ERA OF DON'T BUILD IT AND THEY WON'T COME HAVE DIED. I'M NOT SO SURE THAT'S TRUE. BUT WE CAN NO LONGER AFFORD TO IGNORE TRANSPORTATION PROBLEMS AND ALLOW THEM TO BECOME SAFETY PROBLEMS BEFORE WE DO ANYTHING ABOUT THEM. DESPITE WHATEVER THE CITY OF AUSTIN MAY DO, THERE WILL BE GROWTH IN THE HILL COUNTRY AND ONE OF THE UNIQUE CHARACTERISTICS OF THE HILL COUNTRY THAT THERE ARE VERY FEW PLACES TO PUT TRANSPORTATION CORRIDORS. THOSE THAT WE HAVE WE NEED TO IMPROVE PROMPTLY. THE CAPITAL AREA TRANSPORTATION COMMITTEE HAS ENDORSED THE RAPID APPROVAL OF THE PLAN AND KNOWING THAT WE WILL CONTINUE TO EVOLVE THAT PLAN. YESTERDAY, THE

TRANSPORTATION COMMITTEE OF THE GREATER AUSTIN CHAMBER UNANIMOUSLY ENDORSED TWO OF THE EXECUTIVE BOARD OF THE CHAMBER, WHICH IS I THINK MEETING AS WE SPEAK TO APPROVE ENDORSE AND APPROVING THE PLAN. SO I THINK THAT -- THAT AGAIN THE IMPORTANCE OF HAVING A PLAN IS LIKE THE 2030 VISION. IT'S A -- IT'S A LARGE VIEW OF WHAT'S HAPPENING. THE SPECIFICS OBVIOUSLY WE WORK OUT ON A DETAILED BASIS. BUT I THINK THAT IT'S CRITICAL THAT WE NOT GET BOGGED DOWN IN DETAILED ARGUMENTS OVER WHAT IS A BIG PICTURE VIEW. AND THE 2030 PLAN AND THE ECT VISION ARE HUGE LOOKS FROM A 30,000-FOOT ALTITUDE AT WHAT UNITED STATES TO HAPPEN. I THINK THERE ARE GOOD CROSS-SECTIONS THAT DO HIGHLIGHT [BUZZER SOUNDING] WHAT NEEDS TO BE ADDRESSED IN MORE SPECIFIC STUDIES LATER ON. THANK YOU.

Slusher: MAYOR?

Mayor Wynn: COUNCILMEMBER SLUSHER?

Slusher: MR. BYRON, I APPRECIATE YOU COMING DOWN BECAUSE IT MIGHT BE YOUR LAST CHANCE TO SPEAK IN FRONT OF THE MAYOR PRO TEM AND I. SO I WANT -- IT MIGHT BE MY LAST CHANCE TO ASK YOU A QUESTION.

YES, SIR.

Slusher: I DID -- I WANTED TO NOTE THAT MR. BYRON AND I WERE TOGETHER ON A TRIP TO WASHINGTON D.C. RECENTLY IN WHICH THE TOP TWO PRIORITIES WERE TO GET FUNDING TO GET THE UP TRACK IN THE PUBLIC HANDS SO THAT WE COULD RUN PASSENGER RAIL ON THERE AND THE SECOND ONE BEING THE CAPITAL METRO COMMUTER RAIL LINE AND THIRD ONE BEING FUNDS FOR 130 TO COMPLETE IT DOWN TO SEGUIN. SO WE WERE -- WE HAD MAYORS AND OFFICIALS FROM ALL OVER THE REGION AND BUSINESS LEADER. I THOUGHT THAT SHOWED SOME OF THE PROGRESS THAT WE HAVE MADE IN THE COMMUNITY. I WAS WONDERING, THOUGH, WHY THE PUSH TO HAVE THE PLAN APPROVED PROMPTLY AS YOU SAY OR QUICKLY? I'M THINKING THAT IT'S A -- IT'S A 25 YEAR PLAN THAT -- THAT ADMITTEDLY, BY EVERYONE INVOLVED, THE CONGESTION IS

WORSE AFTER EVERYTHING IN THE PLAN IS BUILT. THAN IT IS BEFORE. DUE LARGELY TO POPULATION GROWTH. AND ALSO THE -- THE LAST TIME CAMPO RUSHED INTO SOMETHING IT WAS THE TOLL ROAD PLAN AND THEN THEY STARTED TAKING IT APART. SINCE THEN, OR AT LEAST TAKING A FEW PIECES OUT OF IT WHEN WE WERE TOLD EVERY PIECE HAD TO BE IN THERE. SO -- OR THE WHOLE THING WOULD FALL APART. I'M WONDERING WHY THE PUSH TO GET IT DONE SO QUICKLY. WHY NOT WAIT ANOTHER MAKE AND WE MIGHT FIGURE OUT A WAY TO MAKE IT BETTER.

WELL, MY BOARD RAISED THAT SAME QUESTION AS TO WHY SHOULD WE RUSH INTO THIS. CERTAINLY WHEN WE LOOKED AT THE PLAN, YOU CAN SPEND YEARS CRITIQUING SOME OF THE DETAILS OF THIS PLAN. I HAVE A COMMITTEE THAT DOES THAT AND WORKS WITH CAMPO. AND CERTAINLY 30 DAYS ISN'T GOING TO MAKE MUCH DIFFERENCE. I THINK THE CRITICAL THING IS THAT THE THINGS THAT NEED TO BE REFINED IN THIS PLAN ARE GOING TO REQUIRE AN EXTENSIVE AMOUNT OF TIME TO REFINE AND ARE SORT BEYOND THE SCOTT OF THE PLAN, THE OVERALL PLAN. AND THE OVERALL PLAN STATUTORILY NEEDS TO BE APPROVED BY JUNE 12th. SO WHETHER YOU APPROVE IT -- IN APRIL OR MAY, IS SOMEWHAT ACADEMIC. BUT THE IMPORTANT THING IS THAT WE CAN HAVE AN APPROVED PLAN ON FILE. AND I THINK THAT THERE'S PLENTY THAT WE CAN DISCUSS BOTH IN THOSE TWO MONTHS OR IN THE NEXT FIVE YEARS. I'M SURE WE WILL.

I'M SURE WHEN YOU SAY 30 DAYS IT DOESN'T MAKE THAT MUCH OF A DIFFERENCE. DOESN'T MAKE THAT MUCH OF A DIFFERENCE EITHER WAY. YOU COULD DO IT IN APRIL OR YOU COULD DO IT IN MAY, IT WOULDN'T MAKE MUCH DIFFERENCE. ARE YOU JUST SAYING IT WON'T MAKE MUCH DIFFERENCE SO THAT YOU COULD SAY IT IN APRIL.

I DON'T SEE WHAT THE DIFFERENCE BETWEEN TWO IS, BUT I GUESS WE CAN'T AGREE ON EVERYTHING.

AT LEAST WE AGREED ON SOMETHING.

Slusher: WE DID. THANK YOU.

THANK YOU.

Mayor Wynn: FOR THE RECORD DAVID HARTMAN SIGNED UP NOT WISHING TO SPEAK, NEUTRAL. COUNCIL, THAT'S ALL OF THE FOLKS SIGNED UP ON ITEM NO. 50. QUESTION OF -- OF MR. OLLICK OR PERHAPS OUR STAFF, IT WOULD BE -- I WOULD LIKE TO SEE IF WE COULD HAVE THIS PRESENTATION AVAILABLE ON THE CITY'S WEB CITED. MR. OLLICK, CAN YOU -- CAN YOU E-MAIL THAT TO US.

YES, SIR, IT'S BEING PUT ON THE CAMPO WEBSITE TODAY, BUT WE'LL E-MAIL IT TO THE CITY AS WELL.

THANK YOU.

Mayor Wynn: COMMENTS, COUNCIL, QUESTIONS?

ACTUALLY, I WAS GOING TO SEE IF MAYBE BEFORE CAMPO GOES WE CAN HAVE A BRIEFING FROM OUR STAFF ABOUT HOW OUR ADOPTED PLAN DIFFERS FROM CAMPO'S PLAN AND I THINK THERE MAY BE A TABLE THAT'S BEEN CIRCULATED [INDISCERNIBLE] BUT MAYBE JUST WHAT THE DIFFERENCES ARE AND WHETHER THE 2030 PLAN, I GUESS THE DIFFERENCES BETWEEN THE 2025 AND OUR ADOPTED TRANSPORTATION PLAN ARE AND WHETHER THOSE WILL CONTINUE TO CONFLICT, YOU KNOW, AS -- IN TERMS OF THE PROPOSED 2030 PLAN. MIGHT BE A SEPARATE BRIEFING. I DON'T KNOW IF YOU HAVE TIME. ESSENTIAL I WOULD LIKE TO SEE THAT -- CERTAINLY I WOULD LIKE TO SEE THAT.

Futrell: I THINK WE HAVE SOMEONE HERE THAT CAN RESPOND TO THAT.

THANK YOU, I'M TERRI MCMANUS WITH THE NEIGHBORHOOD PLANNING AND ZONING. WE WOULD BE HAPPY TO DO A BRIEFING THAT DISCUSSIONS THE DIFFERENCES BETWEEN CURRENTLY ADOPTED PLAN AND THEN ALSO THOSE THAT YOU SEE BEFORE YOU IN THE CAMPO MOBILITY 2030 PLAN.

Alvarez: OKAY. BECAUSE I KNOW THERE'S CERTAINLY ROADS THAT CLASSIFY OUR PLAN AND ANOTHER ON THE 2030. IS

THAT TRUE ALSO WITH THE TOLL ROADS. WE MIGHT HAVE -- DO WE HAVE ANY TOLL ROADS IN OUR PLAN? IF YOU COULD DO THAT UNLESS AS WELL, TOO, BECAUSE I DON'T KNOW -- AT LEAST I DON'T RECALL IF WE INCORPORATED S.H. 130 AND THE T, ET CETERA, INTO THE PLAN. THERE'S OBVIOUSLY THE -- THE OTHER TOLL ROADS THAT ARE IN THE 2030 PLAN AND OPPOSED TO THE 2030 PLAN. IF YOU CAN INCLUDE THAT, TOO.

YES, WE CAN DO THAT. THE CURRENT PLAN INCLUDES S.H. 130 AS A TOLL ROAD, S.H. 45 NORTH, LOOP ONE NORTH FROM PARMER TO S.H. 45 NORTH AND ALSO 183 A, WILLIAMSON COUNTY, TO 620.

Alvarez: ALL OF THOSE ARE -- QUOTE UNQUOTE NEW ROADS OR NEW CONSTRUCTION?

THOSE WOULD NOT --

Alvarez: THAT WILL BE TOLLED.

RIGHT.

Alvarez: OKAY. IF YOU COULD JUST, YOU KNOW, THEN JUST TELL US WHAT -- WHAT'S IN ALSO THE 2030 PLAN THAT WOULD CONFLICT IN TERMS OF TOLL ROAD DESIGNATION AS WELL.

YES. WE CAN INCLUDE THAT, TOO.

OKAY, THANK YOU.

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

Goodman: JUST ONE MORE. I HAVE NEVER HEARD TERRY SAID NO. SAY NO.

Mayor Wynn: YOU HAVE BEEN ASKING HER THE WRONG QUESTIONS, I GUESS.

Goodman: BEFORE I LEAVE, I WANTED TO ACKNOWLEDGE THAT WHEN TERRI IS ASKED TO DO ANYTHING, SHE ALWAYS

SAID YES, WE CAN DO THAT. JUST REAL SIMPLE AND SWEET.
SO -- SO I WANTED TO ACKNOWLEDGE ONE OF THE GOOD
GUYS.

THANK YOU.

Mayor Wynn: YOU'RE WELCOME, THANK YOU. COUPLE, THAT
CONCLUDES THE BRIEFING OF ITEM NO. 50. AS ONE OF THE
SPONSORS, MYSELF, COUNCILMEMBER THOMAS AND
SLUSHER, WE POSTED A POTENTIAL ACTION ITEM. I BELIEVE
THERE'S -- THERE'S TALK, CONSENSUS, THAT UNTIL SUCH
TIME AS WE GET MORE FEEDBACK THROUGH THE REST OF
THE CAMPO PROCESS AND THEN THROUGH OUR ABILITY TO
HAVE OUR CITIZENS HAVE THIS AVAILABLE ON OUR
WEBSITE, THERE'S GOING TO BE NO ACTION TAKEN TODAY.
THANK YOU ALL VERY MUCH, MR. OLICK, ESPECIALLY.
COUNCIL, I GUESS THIS GETS US TO OUR 4:00 ZONING
HEARINGS AND APPROVAL OF ORDERS AND RESTRICTIVE
COVENANTS. BEFORE WE GET TO THAT, EARLIER IN THE
MORNING WE HAD TABLED ITEMS 12 AND 13, THE T.O.D.
ORDINANCE, OUR POTENTIAL SECOND READING OF THAT
ORDINANCE, ALSO, ALSO SORT OF THE ACCOMPANYING
RESOLUTION ITEM 13 REGARDING AFFORDABLE HOUSING
GOALS. I WOULD LIKE TO ANNOUNCE WITHOUT OBJECTION
NOW, COUNCIL, THAT EVEN IF WE TAKE UP THE SECOND
READING ONLY OF THE ORDINANCE, ITEM NO. 12, WE WON'T
BE TAKING UP THE RESOLUTION ITEM NO. 13. IT JUST
SEEMED LOGICAL THAT WE WERE GOING TO WAIT UNTIL THE
THIRD READING TO TIE THAT RESOLUTION, AFFORDABLE
HOUSING RESOLUTION TO THE ORDINANCE BY SAYING THAT
NOW WE CAN SEND HOME A NUMBER OF PAUL HILGERS
STAFF BY ANNOUNCING THAT WE WILL NOT TAKE UP ITEM
NO. 13, THE RESOLUTION RELATED TO AFFORDABLE
HOUSING GOALS, WE MAY STILL TAKE UP POTENTIALLY THE
SECOND READING OF ITEM 12, THE T.O.D. ORDINANCE.
WITHOUT OBJECTION. THANK YOU, COUNCIL, WELCOME, MS.
GLASGO.

GOOD AFTERNOON, MAYOR, COUNCILMEMBERS, I'M ALICE
GLASGO, THE DIRECTOR OF THE NEIGHBORHOOD ZONING
AND PLANNING DEPARTMENT. OUR ZONING CASES ARE AS
FOLLOWS. I'M GOING TO START OFF WITH THOSE CASES
WHERE YOU HAVE HEARD THE CASES AND CLOSED THE

PUBLIC HEARING. STARTING OFF WITH ITEM NO. 15, C14-03-125 NAMELY THE WAGNER TRACT LOCATED AT 13801 THROUGH 14409 NORTH I-35 SERVICE ROAD NORTHBOUND THE REQUEST IS ZONING IS TO APPROVE SECOND AND THIRD READINGS FOR ZONING AT THAT ADDRESS AND THE CHANGE IN ZONING IS FROM SINGLE FAMILY 2 TO C.S., WHICH STANDS FOR GENERAL COMMERCIAL SERVICES. THIS IS READY FOR YOUR APPROVAL. 52 AND 53 ARE REPRESENTED AND PERTAIN TO THE CENTRAL AUSTIN COMBINED NEIGHBORHOOD PLAN, PERTAINING TO 2309 RIO GRANDE, TRACT, ITEM NO. 53 IS THE REZONING, 52 IS THE NEIGHBORHOOD PLAN AMENDMENT AND 53 IS THE REZONING. STAFF IS REQUESTING A POSTPONEMENT FOR BOTH ITEMS TO MAY THE 19th. IN ORDER TO ALLOW FOR THE PLANNING COMMISSION TO CONCLUDE ITS RECOMMENDATIONS ON THE UNIVERSITY NEIGHBORHOOD OVERLAY, WHICH WE REFER TO AS THE UNO ORDINANCE. YOU ASKED US TO LOOK AT SOME AMENDMENTS AND WE WOULD LIKE TO BRING THEM TO YOU AT THE SAME TIME.

ITEM NO. 54, C 14 H 0427 THE BROWN-LEDEL-SILVERMAN HOUSE. READY ON SECOND AND THIRD READINGS, LOCATED AT 609 WEST 9th STREET, CURRENT ZONING IS SINGLE FAMILY 4 WITH THE NEIGHBORHOOD OVERLAY. 60 THE WEST LYNN STREET. HISTORIC OVERLAY AND NP. READY FOR YOUR APPROVAL ON SECOND AND THIRD READINGS. I WANT TO NOTE THEY STILL HAVE A VALID PETITION WHICH REQUIRES SIX VOTES SHOULD YOU ZONE THE PROPERTY HISTORIC AGAINST THE OPENERS OBJECTION. HOWEVER IF YOU OBJECT ARE APPROVE IT FOR SECOND READING ONLY IT JUST NEEDS FOUR VOTES. MAYOR, THAT CONCLUDES THOSE CASES UNDER THIS SEGMENT OF THE AGENDA ON ZONING.

THANK YOU, MS. GLASGO. SO COUNCIL, ITEM -- SEEMS TO ME THE CONSENT AGENDA THEN FOR THESE CASES WHERE WE HAVE ALREADY HAD AND CLOSED THE PUBLIC HEARING WOULD BE ITEM NO. 51 TO APPROVE ON SECOND AND THIRD READING, ITEMS 52 AND 53 WHICH RELATE TO 2309 RIO GRANDE TO POSTPONE TO MAY 19th, 2005; AND ON ITEM NO. 54, KNOWING THAT THERE'S A VALID PETITION, I SUGGEST THAT WE LIKELY NOT HAVE THAT ON THE CONSENT AGENDA. DO YOU REMEMBER WE PASSED THE HISTORIC ZONING

PASSED ON A 4-3 VOTE ON FIRST READING ONLY. THE VALID PETITION -- WELL I GUESS, NOW THAT I THINK ABOUT IT -- WE WOULD KEEP -- WELL, THERE'S GOING TO BE SOME NO VOTES ON THAT, I SUGGEST ITEM NO. 54 NOT BE INCLUDED ON THE CONSENT AGENDA. THE CONSENT AGENDA WILL BE ITEM 51 APPROVED ON SECOND AND THIRD READING, 52, 53 POSTPONED TO MAY 19th 2005.

MOVE APPROVAL.

MOTION MADE BY COUNCILMEMBER THOMAS. SECONDED BY COUNCILMEMBER ALVAREZ TO APPROVE THE CONSENT AGENDA AS READ. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

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

WELL, MAYOR THAT TAKES US TO OUR 4:00 PUBLIC HEARING ITEMS. THESE ARE THOSE NUMBERED Z. I WILL LET YOU KNOW RIGHT NOW THAT ITEMS Z-1 THROUGH Z-15 RELATE TO THE OLD WEST AUSTIN NEIGHBORHOOD PLAN, OWNER INITIATED DOWN ZONINGS. I WILL READ EACH CASE FOR THE RECORD. HOWEVER JUST WANTED TO LET YOU KNOW THAT THE NEIGHBORHOOD PLAN THAT WAS APPROVED IN 2000 HAS A GOAL THAT STATES THAT THE NEIGHBORHOOD IS ALLOWED TO PROTECT THE CHARACTER OF THE NEIGHBORHOOD AND THEY HAVE AN OBJECTIVE THAT READS: TO PROTECT CURRENT PATTERNS OF SINGLE FAMILY USES IN THE NEIGHBORHOOD. WITH THAT, THERE WAS AN ACTION PLAN WITHIN THE ORDINANCE -- WITHIN THE PLAN THAT READS: THAT IF REQUESTED BY INDIVIDUAL PROPERTY OWNERS, THERE WOULD BE AN ALLOWANCE FOR VOLUNTARY DOWN ZONINGS FOR THOSE PROPERTIES THAT HAVE MULTI-FAMILY ZONING AND ARE USED AS SINGLE FAMILY USES. THE 15 CASES THAT ARE ON THE AGENDA TODAY INDEED OWNER INITIATED TO ROLL BACK AS STATED IN THE PLAN AND THE OWNERS HAVE SOUGHT THE ROLLBACK AND THEY ARE AS FOLLOWS: ITEM NO. Z-1, C14-04-149.18, THIS IS FOR PROPERTY LOCATED AT 910 BLANCO STREET. THE CHANGE IN ZONING IS FROM MULTI-FAMILY 4

WITH AN NP OVERLAY TO SINGLE FAMILY 3 NP. THIS CASE IS RECOMMENDED THE CHANGE IS RECOMMENDED BY THE PLANNING COMMISSION AND THE CASE IS READY FOR ALL THIRD READINGS. Z-2, C14-04-149.19, PROPERTY LOCATED AT 810 BLANCO STREET, THE EXISTING ZONING IS MULTI-FAMILY 4 NEIGHBORHOOD PLAN, THE ROLL BACK IS TO SINGLE FAMILY 3 NP. THE CASE IS READY FOR ALL THREE READINGS. Z-3 C14-04-149.21 LOCATED AT 802 OAKLAND AVENUE. THE EXISTING ZONING IS MULTI-FAMILY 4, NEIGHBORHOOD PLAN. DOWN ZONING TO SINGLE FAMILY 3 NEIGHBORHOOD PLAN. THE COMMISSION RECOMMENDING THE ZONING AND THE CASE IS READY FOR ALL THREE READINGS. ITEM NO. Z-4, C14-04-149.22, THE PROPERTY IS AT 613, 615 AND 617 OAK LAPPED AVENUE. THE EXISTING ZONING IS MULTI-FAMILY 4, NEIGHBORHOOD PLAN. THE ROLL BACK IS TO SINGLE FAMILY 3 NP. THE COMMISSION RECOMMENDS THE ROLL BACK, THE CASE IS READY FOR ALL THREE READINGS. C14-98-5, C14-04-149.23, PROPERTY LOCATED AT 704 OAKLAND AVENUE, EXISTING ZONING MULTI-FAMILY 4 NP. THE ROLLBACK IS TO SINGLE FAMILY 3 NP, THE COMMISSION RECOMMENDS THE CASE AND IT'S READY FOR ALL THREE READINGS. ITEM NO. Z-6, C14-04-149.24, FOR PROPERTY LOCATED AT 707 OAKLAND AVENUE, THE EXISTING ZONING IS MULTI-FAMILY 4 NP, THE ROLLBACK IS TO SINGLE FAMILY 3 NP. THE COMMISSION RECOMMENDS THE ROLLBACK AND THE CASE IS READY FOR ALL THREE READINGS. ITEM NO. Z-7 C14-04-149.27 FOR PROPERTY LOCATED AT 1210 BARELY STREET WITH EXISTING MULTI-FAMILY 4 NP WITH A CHANGE OF SINGLE FAMILY 3 NP. THE COMMISSION RECOMMENDS THE CHANGE AND THE CASE IS READY FOR ALL THREE READINGS. ITEM NO. Z-8, C14-04-149.29, FOR PROPERTY LOCATED AT 1206 MARSHAL LANE. THE EXISTING ZONING IS MULTI-FAMILY 3 NEIGHBORHOOD PLAN AND THE CHANGE IS TO SINGLE FAMILY 3 NEIGHBORHOOD PLAN. THIS CASE IS READY FOR ALL THREE READINGS AS RECOMMENDED BY THE PLANNING COMMISSION. Z-9 C14-04-149.30, LOCATED AT 1405 AND 1407 WOODLAND BOULEVARD. THE CHANGE IN ZONING FROM MULTI-FAMILY 3 NP TO SINGLE FAMILY 3:00 NP. THE COMMISSION RECOMMENDS THE CHANGE, THE CASE IS READY FOR ALL THREE READINGS. ITEM NO. Z-10, C14-04-149.31 FOR PROPERTY LOCATED AT 1110 WEST SEVEN STREET, EXISTING ZONING MULTI-FAMILY 4 NP, CHANGE TO

SINGLE FAMILY 3 NP, READY FOR ALL THREE READINGS AS RECOMMENDED BY THE COMMISSION. ITEM NO. Z-11, C14-04-149.32, PROPERTY AT -- PROPERTY LOCATED AT 701 WINFLO DRIVE WITH AN EXISTING ZONING OF MULTI-FAMILY 4 NP, AND THE REQUEST IS TO CHANGE THAT TO SINGLE FAMILY 3 NP. THIS CASE IS READY FOR ALL THREE READINGS AS RECOMMENDED BY THE PLANNING COMMISSION. ITEM NO. Z-12 C14-04-149.33, LOCATED AT 805 WINFLO DRIVE, MULTI-FAMILY 4 NP, CHANGE TO SINGLE FAMILY 3 NP AND THE CASE IS READY FOR ALL THREE READINGS AS RECOMMENDED BY THE PLANNING COMMISSION. Z-13 C14-04-149.34 FOR 902 BLANCO STREET FROM MF 3 NP TO SF 3 NP, THE COMMISSION RECOMMENDS THE CHANGE, READY FOR ALL THREE READINGS. Z-14 C14-04-149.35 PROPERTY LOCATED AT 1800 WATERSON AVENUE CHANGE IN ZONING FROM MULTI-FAMILY 3 NP TO SINGLE FAMILY 3 NP, THE CASE IS READY FOR ALL THREE READINGS AS RECOMMENDED BY THE COMMISSION. ITEM NO. Z-15 C14-04-149.36, FOR PROPERTY LOCATED AT 1309 WEST 9 AND A HALF STREET. THE CHANGE FROM MULTI-FAMILY 4 NP TO SF 3 NP. THE COMMISSION RECOMMENDS THOSE CHANGES READY FOR ALL THREE READINGS. ITEM NO. Z-16 IS NOT PART OF THE OLD WEST AUSTIN NEIGHBORHOOD PLAN, IT'S A SEPARATE CASE, THIS PROPERTY -- CASE IS C14-04-209, KAWOOD WHOLESALE LIQUOR AT 307 THROUGH 503 FERGUSON DRIVE. EXISTING ZONING IS C.S.-CO, WHICH STANDS FOR GENERAL COMMERCIAL SERVICE WAS A CONDITIONAL OVERLAY. THE APPLICANT IS SEEKING A CHANGE TO C.S.-1 CO, WHICH STAND FOR COMMERCIAL LIQUOR SALES WITH A CONDITIONAL OVERLAY. THE REQUEST HAS BEEN RECOMMENDED BY THE ZONING AND PLATTING COMMISSION, THE CASE IS READY FOR ALL THREE READINGS. ITEM NO. 17 AND 18 RELATE TO THE GABLES AT WESTLAKE, WE HAVE A REQUEST FROM THE NEW AGENT REPRESENTING THE NEIGHBORHOOD ASSOCIATION TO POSTPONE THIS CASE TO APRIL THE 28th. ALL PARTIES AGREE TO THE POSTPONEMENT. THIS IS THE NEW AGENT'S REQUEST FOR POSTPONEMENT. ITEM NO. Z-19, AND Z-20 ARE RELATED. THEY ARE FOR PROPERTY LOCATED AT 901 EAST 15th STREET. Z-19 IS AN AMENDMENT TO THE CENTRAL EAST AUSTIN NEIGHBORHOOD PLAN WHEREAS ITEM NO. Z-20 IS THE REZONING OF THAT PROPERTY. WE RECEIVED A

REQUEST FROM ISN'T IT TRUE BARRIENTOS TO POSTPONE THIS CASE TO APRIL THE 7th SO HE CAN VISIT WITH THE CONSTITUENTS IN THE AREA TO GET A BETTER UNDERSTANDING OF THE CASE ITSELF. MAYOR, THAT CONCLUDES THE ITEMS UNDER PUBLIC HEARING.

THANK YOU, MS. GLASGO, SO THE CONSENT AGENDA WILL BE -- TO CLOSE ALL OF THESE PUBLIC HEARINGS AND APPROVE ON ALL THREE READINGS CASES Z-1, ALL THE WAY THROUGH Z-16, AND POSTPONE CASES Z-17 AND Z-18 TO APRIL 28th, 2005. AND THE -- TO POSTPONE CASES Z-19 AND Z-20 TO APRIL 7th 2005.

Glasgo: MAYOR, I WOULD LIKE TO LET YOU KNOW THAT THERE ARE SEVERAL CITIZENS SIGNED UP TO SPEAK ON Z-1 THROUGH 15. I BELIEVE THEY ARE ALL FOR THE CASE. JUST WANTED TO MAKE SURE THAT WE ANNOUNCE THAT THERE ARE SPEAKERS JUST TO MAKE SURE THAT NO ONE IS SIGNED UP AGAINST BEFORE YOU VOTE.

Mayor Wynn: ALSO THREE CITIZENS SIGNED UP WISHING TO SPEAK ON ALL FIVE OF THESE CASES. I TRUST THEY RECOGNIZE THAT WOULD SEND US LATE INTO THE NIGHT. THESE DOWN ZONINGINGS ARE ALL ABOUT TO OCCUR.

Goodman: MY NOTE HERE INDICATES THAT THEY ARE ALL FOR.

Mayor Wynn: YES, ALL SIGNED UP IN FAVOR. LET ME JUST BEFORE I ENTERTAIN A MOTION ON THE CONSENT AGENDA, THEN WE WILL CALL UP THESE CITIZENS AND SEE IF THEY WANT TO LOSE A LOT OF FAVOR WITH COUNCIL BY DRAGGING THIS OUT. FIRST SIGNED UP SPEAKER IS LINDA MCNEILAGE. I SAW HER EARLIER. LINDA, STEVE COALBURN AND LAURA MOOREHOUSE.

I SEE THEM MAKING THEIR WAY IN.

SIGNED UP WISHING TO SPEAK ON ALL 15 CASES. IN FAVOR.

WELCOME, WE NORMALLY HAVE A-- YOU KNOW, WE'VE HAD A BRIEF STAFF PRESENTATION, WE NORMALLY HAVE AN APPLICANT PRESENTATION PER CASE, ALL CITIZENS IN

FAVOR OF THE ZONING CASE, ALL OF THOSE OPPOSED AND THEN A REBUTTAL FROM THE OWNER APPLICANT. IN THIS CASE OF COURSE WE ARE TOLD THAT ALL 15 OF THESE CASES ARE OWNER INITIATED AGREED TO DOWN ZONINGS. WE ARE ABOUT TO -- TO PASS THEM ALL ON THE CONSENT AGENDA. HOWEVER, WE REALIZE THAT YOU ALL HAVE SIGNED UP TO SPEAK ON ALL 15 CASES.

WELL, ACTUALLY I WILL RESTRICT IT TO JUST SPEAKING ONCE RATHER THAN COMING UP AND SPEAKING 15 TIMES.

Mayor Wynn: THANK YOU.

BUT WHAT I WANTED TO DO WAS SIMPLY TALK TO YOU ABOUT THE FACT THAT THIS IS A NEIGHBORHOOD PLAN WITH ZONING ROLLBACK THAT IS THE SECOND ONE INITIATED IN OUR NEIGHBORHOOD. THE FIRST ONE WAS ACTUALLY INITIATED IN RESPONSE TO A RECOMMENDATION BY THEN MAYOR WILL -- MAYOR ROY BUTLER IN 1972. AND HE SAID WHAT YOU REALLY NEED TO DO IS CHECKER BOARD YOUR NEIGHBORHOOD WITH SF PROPERTY BECAUSE THERE WAS AN OVERLAY OF MF ZONING. SO WE SAID THANK YOU VERY MUCH, WE WENT AHEAD AND DID THAT. IN 1974, RONNIE EARLE WROTE TO THE PLANNING COMMISSIONER OF THE CITY AT THE TIME WHO WAS MR. MILLSTEAD AND HE SAID, I'M GRATEFUL TO THE RESIDENTS OF OLD WEST AUSTIN FOR THEIR DILIGENT EFFORTS TO MAINTAIN THEIR UNIQUE AND BEAUTIFUL NEIGHBORHOOD AND I URGE THAT YOU CAREFULLY CONSIDER THAT THE CONTINUED PROSPERITY OF OUR COMMUNITY DEPENDS ON THE UNIQUENESS AND RESULTANT ATTRACTIVENESS OF OUR CITY TO OUR PEOPLE. I HOPE THAT YOU WILL DO ALL IN YOUR POWER TO SEE THAT OLD WEST AUSTIN IS MAINTAINED IN SUCH A WAY THAT OUR CHILDREN MAY REALIZE A LITTLE BIT OF THE HISTORY AND BEAUTY THAT IS AUSTIN. THAT WAS IN 1974, NOW WE HAVE ANOTHER ZONING ROLLBACK AS WELL. WE ARE VERY PLEASED TO HAVE THE ZONING REFLECT THE USE IN OUR NEIGHBORHOOD. THANK YOU.

THANK YOU, MS. MCNEILAGE. STEVE COLE BURN. WELCOME, SIR. YOU WILL HAVE UP TO THREE MINUTES. TO BE

FOLLOWED BY LAURA MOOREHOUSE.

I ONLY SIGNED IN CASE THERE WAS A NEED, NO NEED,
THANK YOU.

THANK YOU, STEVE. GREAT.

SAME FOR ME.

Mayor Wynn: OKAY. THANK YOU ALL VERY MUCH. I WILL SAY
ON ITEM Z-16 WHICH WE ARE ALSO PREPARED TO APPROVE
ON ALL THREE READINGS ON THE CONSENT AGENDA. JIM
WITLIFF SIGNED UP WISHING TO SPEAK IN FAVOR BUT HE
WAIVES OFF THAT NEED AS WELL. THE CONSENT AGENDA
ON THESE CASES WILL BE TO CLOSE THE PUBLIC HEARING
AND APPROVE ON ALL THREE READINGS, ITEMS Z-1
THROUGH Z-16, THEN TO POSTPONE CASE Z-17 AND Z-18 TO
APRIL 28th AND THE -- TO POSTPONE CASE Z-19 AND ZE 20
TO APRIL 7th. I'LL ENTERTAIN A MOTION. MOTION MADE BY
THE MAYOR PRO TEM, SECONDED BY COUNCILMEMBER
DUNKERLY TO APPROVE THE CONSENT AGENDA AS READ.

Slusher: MAYOR? DID I HEAR THE -- THAT WE HAVE ONE CASE,
THE -- THE CASE OF THE DENTIST SWEET HILL
NEIGHBORHOOD THAT SENATOR BARRIENTOS IS
REQUESTED A POSTPONEMENT?

YES.

Slusher: IS THAT ON BEHALF OF THE APPLICANT OR -- THE
NEIGHBORHOOD?

Glasgo: I BELIEVE IT'S ON BEHALF OF THE APPLICANT. MY
UNDERSTANDING THAT HE NEEDS TO UNDERSTAND THE
ISSUES RAISED BY BOTH -- YOU KNOW, OBVIOUSLY THE
CASE THAT IS BEFORE YOU TO UNDERSTAND THE
CONCERNS AND/OR THE NEED FOR THE ZONING CHANGE BY
-- BY BOTH PARTIES. THE NEIGHBORHOOD RESIDENTS AND
THE OWNER OF THE PROPERTY.

Slusher: SO I GUESS HE'S REAL BUSY WITH THE ISSUES IN
THE SESSION AND NEEDS A LITTLE BIT MORE TIME TO LOOK

THAT OVER.

Glasgo: ADDITIONAL TIME TO UNDERSTAND THE CASE AND --
THE CONCERNS RAISED BY ALL PARTIES.

Slusher: OKAY. THANK YOU.

Mayor Wynn: WELL, THAT'S A GOOD POINT, COUNCILMEMBER
SLUSHER. PERHAPS THIS IS, YOU KNOW, SOMEWHAT
ATYPICAL. WE DO HAVE A NUMBER OF FOLKS WHO SIGNED
UP BOTH IN FAVOR AND AGAINST. IS THE APPLICANT IN THE
ROOM BY CHANCE?

[INDISCERNIBLE] AND/OR THE AGENT. MR. GUERNSEY?

Guernsey: GREG GUERNSEY, NEIGHBORHOOD PLANNING AND
ZONING. THERE ARE SOME RESIDENTS THAT HAVE SIGNED
UP AND BOTH SIDES I THINK ARE EAGER TO KNOW WHY THE
SENATOR HAS MADE THE REQUEST FOR THE
POSTPONEMENT. I SPOKE WITH JOHN THIS AFTERNOON
AFTER THE INQUIRY WAS MADE ABOUT POSTPONING THIS
AND FRANKLY WE DON'T KNOW WHO -- WHETHER IT WAS
THE NEIGHBORHOOD OR THE APPLICANT OR SOMEBODY
ELSE THAT MADE THE REQUEST OF THE SENATOR'S OFFICE.
ALL'S WE KNOW IS THAT THE SENATOR'S OFFICE MADE THE
REQUEST OF THE CITY TO POSTPONE IT TO REVIEW THE
CASE FURTHER. FRANKLY THAT'S OUR UNDERSTANDING OF
WHERE IT IS AT THIS MOMENT. BUT THERE ARE PEOPLE
HERE THAT HAVE SIGNED IN TO SPEAK TO THE CASE. SO I
JUST WANTED TO MAKE SURE COUNCIL WAS AWARE OF
THAT. ACTUALLY, BASED ON THAT, MAYOR PRO TEM YOU
MADE THE MOTION TO APPROVE THE CONSENT AGENDA.
COUNCILMEMBER DUNKERLY SECONDED IT. WOULD YOU ALL
MIND THEN IF WE SIMPLY REMOVE Z-19 AND Z-20. BECAUSE
WE MIGHT HAVE A LITTLE DISCUSSION AT LEAST ABOUT THE
NATURE OF THIS POSTPONEMENT REQUEST. THEREFORE
WE CAN APPROVE THE REST OF THE AGENDA AS READ AND
THEN TAKE UP THIS POTENTIAL DISCUSSION OF A
POTENTIAL POSTPONEMENT. SO THEN COUNCIL A MOTION
AND A SECOND TO APPROVE THE CONSENT AGENDA
INCLUDES ALL OF THOSE CASES THROUGH THE APPROVAL
ON ALL THREE READINGS THROUGH Z-16, Z-17, Z-18 TO BE
POSTPONED TO APRIL 28th. FURTHER COMMENT? ALL IN

FAVOR.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7-0 FOR THE CONSENT AGENDA. WE WILL ANALYZE THE -- THE POSTPONEMENT REQUEST.

Glasgo: 19 AND 20?

MAYOR AND COUNCIL, WE DON'T HAVE ANY MORE INFORMATION OTHER THAN A REQUEST FROM SENATOR BARRIENTOS TO POSTPONE THE A, ON THE CASE. WE ARE NOT SURE OF THE NATURE OF THE POSTPONEMENT, IF IT WAS ASKED FOR BY EITHER THE APPLICANT'S SIDE OR THE NEIGHBORHOOD'S SIDE. NEITHER SIDE IS INDICATING THAT THEY HAVE ASKED FOR THE POSTPONEMENT. WE JUST UNDERSTAND THAT THE SENATOR HAD A CONSTITUENT THAT HAD A CONCERN THAT HE WANTED TO REVIEW THE CASE FURTHER. THAT'S ALL THAT WE KNOW AT THIS POINT.

Mayor Wynn: IS THE APPLICANT AND/OR THE AGENT AVAILABLE JUST FOR A FEW QUESTIONS.

HELLO, MAYOR, COUNCILMEMBERS, I'M AMELIA LOPEZ PHELPS, WE JUST FOUND OUT AT THE SAME TIME THAT THE NEIGHBORHOOD DID THAT SENATOR BARRIENTOS ASKED FOR A POSTPONEMENT. WE DIDN'T CALL AND ASK FOR IT. BUT WE DEFINITELY WANT TO HONOR IT AND CALL HIM TO FIND OUT WHAT HIS QUESTIONS OR CONCERNS MIGHT BE. AND PRETTY MUCH THAT'S WHERE WE ARE.

Mayor Wynn: THANK YOU. QUESTIONS? OF THE AGENT? COUNCIL? PERHAPS IF THERE'S A -- A NEIGHBOR REPRESENTATIVE FOR LACK OF A BETTER TERM DO YOU WANT TO ADDRESS US, SIR? PLEASE INTRODUCE YOURSELF.

MY NAME IS JAMES MEDINA, THE REPRESENTATIVE FOR SWEET HILL NEIGHBORHOOD ASSOCIATION. IN SPEAKING WITH MY NEIGHBORS HERE, NOBODY HERE AND NOBODY I KNOW OF HAS A REQUEST -- HAS REQUESTED THIS POSTPONEMENT. IN FACT A NEIGHBOR MADE A CALL TO MR. BARRIENTOS'S OFFICE AND THE SECRETARY DIDN'T KNOW

ABOUT IT EITHER. WE WERE TRYING TO FIGURE OUT WHAT'S GOING ON. ALSO.

Mayor Wynn: THANK YOU, JAMES. AND SO MS. GLASGO, AGAIN, DO WE GET A -- JUST A PHONE CALL FROM THE SENATOR'S OFFICE OR --

Glasgo: THE REQUEST WAS -- WAS RECEIVED THROUGH JOHN [INDISCERNIBLE]'S OFFICE, THE GOVERNMENT RELATIONS OFFICER.

Mayor Wynn: IS HE AVAILABLE BY CHANCE?

Glasgo: HE'S NOT HERE RIGHT NOW. HE WAS HERE EARLIER, BUT HE WAS IN COMMUNICATION WITH OUR OFFICE. TO LET US KNOW ABOUT THE REQUEST THAT WAS RECEIVED THROUGH HIS OFFICE.

Mayor Wynn: I THINK WE ARE GOING TO NEED TO TALK TO MR. HERNSEY, SOMEBODY WANT TO SEND HIM A QUICK E-MAIL IF HE'S UPSTAIRS. COUNCIL WE HAVE, 237 FOLKS HERE, MOST - - 27 FOLKS HERE, MOST OF WHOM WOULD LIKE TO SPEAK. SO OBVIOUSLY A LOT OF INTEREST. WE WOULD SURE LIKE ON HONOR'S -- WE WOULD SURE LIKE TO HONOR EVERYBODY'S EFFORT TO COME DOWN HERE. WELCOME.

Glasgo: LET'S PUT HIM ON THE SPOT.

I'M JOHN HERNSEY GOVERNMENT RELATIONS OFFICER FOR THE CITY OF AUSTIN. SENATOR BARRIENTOS CALLED ME TODAY ASKING ABOUT THIS CASE AND IF IT WERE GOING TO BE HEARD. AND REQUESTED THAT IT BE POSTPONED SO THAT HE WOULD HAVE TIME TO GATHER SOME INFORMATION AND LOOK AT THE CASE. THAT'S ALL THAT I KNOW. I DON'T HAVE ANY FURTHER DETAILS.

Mayor Wynn: THANK YOU, MR. HERNSEY.

Mayor Wynn: OUR PROBLEM HERE IS OBVIOUSLY WE HAVE A NUMBER OF FOLKS INTERESTED ON BOTH SIDES OF THIS ISSUE, THEY HAVE BOTHERED TO COME DOWN HERE, WITH OR WITHOUT THEIR FAMILIES. COUNCILMEMBER DUNKERLY?

Dunkerly: [INDISCERNIBLE]

Mayor Wynn: I WASN'T PREPARED TO CHARGE IT TO EITHER SIDE. OBVIOUSLY WOULD LIKE TO TRY TO HONOR THE SENATOR'S REQUEST, OF COURSE, BUT SEEMS TO BE VERY INCONVENIENT FOR A LOT OF FOLKS. I'LL ENTERTAIN A MOTION.

I MOVE THAT WE POSTPONE THIS ONE WEEK. AS A COURTESY.

THAT WOULD BE TWO WEEKS.

Mayor Wynn: TWO WEEKS.

Glasgo: THERE'S NO MEETING NEXT WEEK. TAKE IT TO APRIL THE 7th.

Mayor Wynn: MOTION BY COUNCILMEMBER DUNKERLY TO POSTPONE, SECONDED BY COUNCILMEMBER MCCracken TO POSTPONE CASE Z-19 AND Z-20 TO APRIL 7th, 2005. AGAIN WE HAVE A -- WE HAVE A POLICY, ESPECIALLY, OF HONORING -- POLICY ESSENTIALLY OF HONORING ON FIRST REQUEST A POSTPONEMENT FROM EITHER SIDE. TYPICALLY THE OWNER APPLICANT, AGENT AND/OR OFTENTIMES NEIGHBORS OR NEIGHBORHOOD ASSOCIATION. JUST TO THE RECORD WE WON'T CHARGE THIS POSTPONEMENT TO EITHER SIDE. THERE WILL STILL BE THAT ABILITY FOR EITHER SIDE TO REQUEST A POSTPONEMENT FURTHER. I APOLOGIZE FOR THE INCONVENIENCE FOR FOLKS WHO HAVE COME DOWN BUT AS YOU HEARD THIS WAS NEWS TO US AS WELL. WE WOULD LIKE TO HONOR THE SENATOR'S REQUEST. MOTION AND SECOND ON THE TABLE TO POSTPONE Z-19 AND 20 TO APRIL 7th, 2005. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7-0. THANK YOU ALL VERY MUCH. COUNCIL, THAT THEN TAKES US BACK TO ITEM -- 54, ONE OF THE CASES WHERE WE HAVE ALREADY HAD THE PUBLIC HEARING, CLOSED IT, PASSED ON

FIRST READING. THE MF 4 HNP ZONING. I WILL LET THE ROOM CLEAR SLIGHTLY. PERHAPS A BRIEF SUMMARY, REMINDER OF THE CASE.

Glasgo: MAYOR, WHEN YOU HEARD THIS CASE SEVERAL WEEKS AGO, THE -- THERE WAS AN INTEREST TO PURCHASE THE PROPERTY BY TWO -- TWO CITIZENS, THE OFFER WAS UNACCEPTED. WE ON ADOPT DON'T HAVE ANY NEW INFORMATION SINCE THEN REGARDING THE OFFER TO BUY THE PROPERTY FROM THE CURRENT OWNER. SO THE REQUEST BEFORE YOU STILL IS TO CONSIDER ZONING THE PROPERTY MULTI-FAMILY 4, HISTORIC, NP.

Mayor Wynn: THANK YOU YOU, MS. GLASGO. IS THE OPENER OR THE AGENT AVAILABLE FOR QUESTIONS? I THINK THERE MAY BE A FEW, MS. CROCKER, WELCOME. COUNCIL, THE APPLICANT AND/OR AGENT IS HERE. AVAILABLE TO ANSWER QUESTIONS IF YOU HAVE ANY. MS. CROCKER, ONE OBVIOUS ONE FOR ME IS THAT WE HEARD AT THE LAST HEARING, YOU KNOW, A VERBAL OFFER TO A -- TO CONTRACT TO PURCHASE THE PROPERTY. THE QUESTION IS HAS THERE BEEN ANY FOLLOW-UP ON THAT, HAS THERE BEEN A PROPERTY TOUR, THE CONTRACT BEEN ANALYZED AT ALL?

SARAH CROCKER ON BEHALF OF HUNTER GOODWIN, THERE WAS A CONTRACT TENDERED WHICH MY CLIENT LOOKED AT. WE HAVE NOT HAD ANY FOLLOW-UP FROM THE GENTLEMAN WHO SUBMITTED THE CONTRACT THAT I'M AWARE OF. THERE HAVEN'T BEEN ANY TOURS OF THE PROPERTY. I KNOW THAT MY CLIENT AFTER REVIEWING THAT DOCUMENT MADE THE DECISION THAT HE BASICALLY WAS GOING TO WAIT UNTIL AFTER THE DISPOSITION OF THE CASE. HE WASN'T -- I THINK ONE OTHER PERSON HAD CALLED, LYNN TEAM HAD CALLED HIM ABOUT THIS PARTICULAR PROPERTY AND HE BASICALLY HAD TOLD HER THAT THE PROPERTY WAS NOT FOR SALE, BUT IF SHE WANTED TO TENDER ANY OFFER HE WOULD TAKE A LOOK AT IT. WE DID NOT RECEIVE -
- I HAVE NOT RECEIVED ANY REQUESTS FOR ANY FURTHER TOURS OF THE PROPERTY AND OTHER THAN MS. TEAM I DON'T BELIEVE MR. GOODWIN HAS, EITHER.

Mayor Wynn: THANK YOU, MS. CROCKER. FURTHER QUESTIONS, COMMENTS, COUNCIL? IF NOT, I'LL ENTERTAIN A

MOTION ON ITEM NO. 54. AND -- 2nd AND/OR SECOND AND THIRD READING READING.

Dunkerly: I WOULD MAKE A MOTION ON SECOND AND THIRD READING TO DENY HISTORIC ZONING ON THIS PROPERTY.

Mayor Wynn: MOTION BY COUNCILMEMBER DUNKERLY TO DENY THE MF 4 H NP ZONING. I'LL SECOND THAT MOTION. I THINK THAT I MIGHT HAVE TO GO THROUGH THIS A COUPLE OF TIMES.

Dunkerly: COULD I MAKE A COMMENT? I REALLY THINK THAT IT'S A SHAME THAT THIS PROPERTY HAS GOTTEN TO THIS POINT. AND HAS GOTTEN IN THIS CONDITION. I HAVE GONE OUT AND LOOKED AT THE PROPERTY. I HAVE TALKED TO AT LEAST THREE DIFFERENT EXPERTS. I HAVE LOOKED AT THE ENGINEERING REPORTS FROM TWO DIFFERENT PEOPLE PRESENTED HERE, I REALLY DON'T THINK THAT IT'S FEASIBLE TO RESTORE THIS IN A WAY THAT IS -- THAT IS -- SUFFICIENT TO GET THE SAME VALUE OUT OF THIS. THE WAY THE HOUSE IS SITUATED ON THE LOTS, THE -- THE APARTMENTS ACROSS THE STREET AND BESIDE IT, THOSE ARE REALLY THE BASES FOR MY RECOMMENDATION. WHAT I'M ADAMANT ABOUT I REALLY DON'T WANT TO HAVE THIS KIND OF THING HAPPEN AGAIN. I'M GOING TO RECOMMEND TO THE CITY MANAGER IN THE BUDGET PROCESS THAT WE ADD AT LEAST ONE STAFF PERSON THAT CAN WORK WITH NEIGHBORHOODS THAT HAVE POTENTIALLY HISTORIC PROPERTIES IN DISREPAIR TO TRY TO MARKET THE -- THE HISTORIC REBATE PROGRAM, TO -- TO WORK TO GET HISTORIC DISTRICTS AND MARKET THAT RECONSTRUCTION PROGRAM THAT'S WITHIN THAT PARTICULAR DISTRICT THAT FREEZES THE PROPERTY TAXES FOR A NUMBER OF YEARS, SO THAT WE CAN KEEP PROPERTIES THAT ARE HISTORIC LIVABLE, SO THAT THEY CAN STAY HERE LONGER AND SO THAT WOULD BE CERTAINLY MY RECOMMENDATION FOR THIS ONE, WHICH I -- WHICH I REALLY FEEL VERY TERRIBLE ABOUT. BUT I WANT TO DO SOMETHING POSITIVE TO PREVENT THIS FROM HAPPENING AGAIN. THOSE ARE MY RECOMMENDATIONS.

Mayor Wynn: THANK YOU, MOTION AND SECOND ON THE TABLE TO DENY THE HISTORIC ZONING. I WILL ECHO

COUNCILMEMBER DUNKERLY'S COMMENTS THAT IT'S VERY REGRETTABLE THAT THE HOUSE IS IN SUCH DETERIORATED STATE. AS -- YOU KNOW TO FORCE THIS ACTION. BUT THE FOLKS WHO HAVE SEEN THE TRUE NATURE OF THE STRUCTURE AND JERRY GARCIA ON DOWN, IT'S -- YOU KNOW, IT'S VERY UNFORTUNATE THAT THE HOUSE HAS GOTTEN TO THIS CONDITION. COUNCILMEMBER MCCRACKEN?

McCracken: YEAH. I WAS ONE OF THE FOUR THAT VOTED FOR HISTORIC ZONING AT THE LAST MEETING THE SINCE THEN I'VE GONE OUT TO SEE THE HOUSE AND I'VE GOT TO SAY IT'S -- IT IS DISGUSTING. PEOPLE ARE -- I MEAN WE HAVE TO BE HONEST ABOUT THIS, THE PEOPLE ARE GOING TO THE BATHROOM ON THE GROUND THROUGH HOLES IN THE FLOOR AND THEY ARE SHOWERING IN THE BACK YARD. IF THIS WERE NOT A -- DID NOT HAVE SOME HISTORIC COMPONENT TO IT, IT WOULD HAVE BEEN BULLDOZED AS A PUBLIC HEALTH HAZARD. IT'S TRULY UNFORTUNATE IT HAS BECOME A PUBLIC HEALTH HAZARD. PEOPLE GOING TO THE BATHROOM ON THE GROUND THROUGH HOLES IN THE FLOOR, IT'S SOMETHING THAT YOU JUST FROM A PUBLIC HEALTH PERSPECTIVE CANNOT TOLERATE. SO I THINK THAT ALL OF US HERE ON THE COUNCIL SHARE THE CONCERN OF A LOT OF FOLKS IN THE NEIGHBORHOOD ABOUT THE LOSS OF ANOTHER HISTORIC STRUCTURE. BUT THAT LONG PREDATED THIS APPLICATION AND HAVING SEEP THE HOUSE AND THE DREADFUL CONDITION THAT IT'S IN AND THE PUBLIC HEALTH HAZARDS THAT IT'S CREATING, I JUST CANNOT VOTE FOR HISTORIC ZONING REGRETTABLY.

Slusher: MAYOR, I WOULD LIKE TO ASK MR. GOODWIN A QUESTION, IF HE WOULD BE WILLING TO COME UP. I KNOW THIS CASE HAS BEEN FRUSTRATING FOR YOU, LOOKS LIKE IT'S ABOUT TO END. IN YOUR FAVOR. AND I JUST WANTED TO ASK YOU IF YOU DO WIN THE VOTE AND YOU ARE ABLE TO DEMOLISH THIS STRUCTURE, I WOULD HOPE THAT YOU WOULDN'T, YOU KNOW, HOLD THE EXPERIENCE THAT YOU'VE HAD WITH A FEW FOLKS WHERE I KNOW THAT YOU THINK THAT YOU HAVE BEEN WRONGED, BUT I HOPE THAT YOU WOULD NOT LOOK AT IT AS THAT'S THE WHOLE NEIGHBORHOOD OR ALL OF THE PEOPLE THAT LIVE AND WALK AND DRIVING BY THERE IN THE FUTURE. I WOULD

HOPE THAT YOU COULD BUILD SOMETHING THAT IS COMPATIBLE WITH THE NEIGHBORHOOD AND BLEND IN WELL WITH THE NEIGHBORHOOD AND THAT YOU WOULD BE PROUD OF, THE NEIGHBORS WOULD BE PROUD OF.

I'LL COMMENT ON THAT, COUNCILMEMBER SLUSHER. THREE WEEKS AGO, THE OLD WEST AUSTIN NEIGHBORHOOD ASSOCIATION HAD A MEETING THERE I GUESS THEIR MONTHLY MEETING. MY SISTER ATTENDED BECAUSE SHE ACTUALLY LIVES ON THE FRINGE OF THE NEIGHBORHOOD. AND WAS PROBABLY THE BEST THING TO EDUCATE ME. BECAUSE I'LL BE HONEST, I'VE GOT TO GIVE A LOT OF RESPECT TO STEVE COALBURN BECAUSE STEVE WAS VERY CLASSY IN HOW HE HANDLED ME, PARTICULARLY, AND I THINK THAT I WAS UNJUSTLY HOLDING HIM ACCOUNTABLE FOR THE WAY SOME OF THE OTHER MEMBERS HAVE TREATED ME. NOW A LOT OF LIGHT HAS BEEN SHED ON THE SITUATION THAT THERE IS A LOT OF PEOPLE INDEED THAT ARE EMBRACING, WILLING TO -- TO TAKE, YOU KNOW, TO OPEN THEIR ARMS AND WELCOME ME AND IT WAS UNFAIR AND UNJUST OF ME TO -- TO GROUP ALL OF THEM INTO ONE GROUP. THAT WAS VERY SMALL-MINDED ON MY PART AND I APOLOGIZE FOR THAT. I WILL -- I DO WANT TO DO SOMETHING THAT IS -- FITS IN WITH THE NEIGHBORHOOD. THAT IS -- WOULD MAKE THEM PLEASED. THAT IS MY GOAL. AND I THINK THREE WEEKS AGO, I GOT A LITTLE EMOTIONAL AND I APOLOGIZE FOR THAT. BUT IT'S -- IT'S HARD FOR ME NOT TO. THAT'S JUST MY PERSONALITY.

Slusher: MR. GOODWIN, I REALLY APPRECIATE WHAT YOU JUST SAID. AND THIS -- THIS KIND OF PROCESS CAN BE A LITTLE FRUSTRATING. EVEN WHEN YOU HAVE BEEN IN IT A WHILE. SOMEONE NEW. I APPRECIATE THAT. I HOPE THAT IT WILL PROCEED IN THAT NEIGHBORHOODLY MANNER. THANK YOU VERY MUCH.

YOU'RE WELCOME.

FURTHER COMMENTS? A MOTION AND A SECOND ON THE TABLE TO DENY THE HISTORIC ZONING, CASE 54. ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

OPPOSED?

NO.

MOTION TO DENY PASSES ON A VOTE OF 5-2 WITH THE MAYOR PRO TEM AND COUNCILMEMBER ALVAREZ VOTING NO. THANK YOU ALL VERY MUCH. SO, COUNCIL, THAT WILL ACTUALLY TAKE US TO OUR 5:30 LIVE MUSIC AND PROCLAMATIONS. I'LL ANNOUNCE THAT IT'S -- APPEAR OPPOSED TO -- AS OPPOSED TO RECESSING THE MEETING JUST IN CASE WE ARE GOING TO SAY THAT WE ARE NOW IN CLOSED SESSION PURSUANT TO SECTION 551.071 OF THE OPEN MEETINGS ACT TO POTENTIALLY DISCUSS AGENDA ITEM 45 RELATED TO THE PROPOSED LEGISLATION IN THE 79th TEXAS LEGISLATIVE SESSION. WHILE COUNCILMEMBERS ARE BACK STAGE DURING THE LIVE MUSIC PROCLAMATIONS. OTHERWISE WE WILL THEN CONDUCT THE PUBLIC HEARINGS AND POSSIBLE ACTIONS BEGINNING AT APPROXIMATELY 6:00 P.M. THANK YOU VERY MUCH. [(music) SINGING (music)(music)] [(music) SINGING (music)(music)] [(music) MUSIC PLAYING (music)(music)] FFT

Mayor Wynn: OKAY. FOLKS, IT'S TIME FOR OUR LIVE MUSIC GIG AT AUSTIN CITY COUNCIL, 5:30. JOINING US TODAY IS ABI TAPIA. SHE IS FROM MOBILE, ALABAMA, BAN IN AUSTIN FOR OVER TWO YEARS. SHE'S A SINGER/SONG WRITER WHO WANTED TO TO RECONNECT BACK TO HER SOUTHERN ROOTS, FINDING COUNTRY MUSIC AND A NEW INSPIRATION AT HER NEW HOME HERE IN AUSTIN. PLEASE HELP ME IN WELCOMING ABI TAPIA. (music) WELL, I THINK LOVE IS LIKE A SMALL THING AT WILL. ANYONE CAN LEAVE AT ANY TIME FOR ANY REASON. (music) AND WHEN I SAID I QUIT, WELL, I GUESS WHAT I MEANT WAS I WANT TO RAISE AND ANOTHER WEEK'S PAID VACATION. (music) OH, I COULD WORK IN RUNNING A NEW CAREFREE LIFE. (music) I COULD BE RUNNING BACK IF YOU WANTED WANT ME TO LEAVE. (music) I'M GLAD YOU CAME RUNNING. I KNEW I SHOULDN'T HAVE SCARED YOU. YOU LOOKED SO SCARED. WHY DIDN'T I JUST ASK YOU? HOLD ME. (music) OH, I'VE BEEN FAR, BUT I WASN'T FAR. THE ONLY WAY TO MAKE A CHANGE, WHAT I MEAN IS THAT IT WAS ACCIDENTAL FLAW, DIDN'T I KNOW I HAD IT IN ME TO

STAY. (music) I COULD KEEP RUNNING IF I KNEW YOU CARED
FOR ME. (music) I KNEW YOU DIDN'T WANT ME TO LEAVE.
(music) OH, I COULD HOPE YOU COME RUNNING, I KNEW I
SHOULDN'T HAVE SCARED YOU. SO SCARED. WHY DIDN'T I
JUST ASK YOU TO HOLD ME? (music)(music) \$ (music) (music) I
GOT MY BENEFIT PACKAGE, AND I'M BACK HERE ON THE
LINE. (music) IF YOU WANT ME TO STAY, YOU BETTER MAKE
ME FEEL LIKE EVERYTHING IS GOING TO STAY THE SAME.
(music) I COULDN'T WAIT TO KEEP RUNNING AND I KNEW YOU
CARED FOR ME. (music) I KNEW YOU DIDN'T WANT ME TO
LEAVE. (music) OH, I COULDN'T WAIT TO STOP RUNNING, BUT I
KNEW I HAD TO. (music) WAIT FOR YOU TO COME RUNNING.
(music) FOR YOU TO COME RUNNING, COME RUNNING TO ME.
(music) YEAH, COME RUNNING TO ME. KEEP ON RUNNING TO
ME. (music) KEEP ON RUNNING TO ME. [APPLAUSE]

THANK YOU.

Mayor Wynn: SO WHERE CAN WE HEAR YOU NEXT, DO YOU
HAVE A CD, WEBSITE? WHAT'S THE DEAL?

I DO HAVE A NEW CD THAT'S GOING TO BE RELEASED ON
MAY 17TH AND THERE WILL BE A BIG PARTY FOR THAT AT
THE CACTUS CAFE. AND ONE OF MY NEXT SHOWS IS AT
THREADGILL'S UP ON NORTH LAMAR NEXT WEDNESDAY, THE
30TH.

SOUNDS GREAT. BEFORE YOU GET AWAY, WE HAVE AN
OFFICIAL PROCLAMATION THAT READS, BE IT KNOWN THAT
WHEREAS THAT LOCAL MUSIC COMMUNITY MAKES MANY
CONTRIBUTIONS TOWARDS THE DEVELOPMENT OF AUSTIN'S
SOCIAL, ECONOMIC AND CULTURAL DIVERSITY AND
WHEREAS DEDICATED EFFORTS OF ARTISTS FURTHER
AUSTIN'S STATUS AS THE LIVE MUSIC CAPITOL OF THE
WORLD, THAT INCLUDES KOBLENZ, GERMANY, THERE BY I,
WILL WYNN, DECLARE TODAY AS ABI TAPIA DAY IN AUSTIN
AND CALL ON ALL CITIZENS IN RECOGNIZING THIS GREAT
TALENT. [APPLAUSE]

THANKS A LOT.

Mayor Wynn: THANK YOU.

> I'M GOING TO ASK MARGIE KEITH TO COME UP HERE AND HELP ME WITH THESE. MARGIE, THANK YOU. WHAT WE HAVE HERE, FOLKS, IS WE'RE GIVING HONORARY CITIZENSHIP CERTIFICATES TO HIGH SCHOOL VISITORS FROM OUR SISTER CITY IN GERMANY, KOBLENZ. AND WE'RE ALSO I THINK JOINED BY MANY OF THE AUSTIN HOST FAMILIES, SO WE HAVE CERTIFICATES OF APPRECIATION FOR THE FAMILIES HERE IN AUSTIN WHO HAVE HELPED HOST THESE HIGH SCHOOL GERMAN STUDENTS. I'LL SAY THAT I WAS ABLE TO ADVISE SIT KOBLENZ LAST MAY AND HAD A GREAT VISIT IN OUR SISTER CITY. IT'S A REMARKABLE TOWN. WHILE I WAS THERE THERE WAS A DELEGATION OF BOTH ELEMENTARY SCHOOL KIDS AS WELL AS A NUMBER OF THE KIDS FROM THE GERMAN CLASS AT ANDERSON HIGH SCHOOL, SO IT WAS REMARKABLE TO BE IN KOBLENZ GERMANY WITH 100 SOME-ODD AUSTIN AUSTINITES AND NOW IT'S VERY FUN FOR US TO HAVE BEEN PLAYING HOST TO THESE HIGH SCHOOL STUDENTS TO RECOGNIZE THEM, TO THANK THEM AND GIVE THEM THEIR CITIZENSHIP TO THE CITY OF AUSTIN, AND ALSO TO THANK THE MANY HOSTS HERE IN AUSTIN WHO HAVE DONE THAT. I'M NOT GOING TO EVEN TRY MY GERMAN, SO MARGIE IS GOING TO PERHAPS READ OFF THE NAMES OF THE STUDENTS, THEN I'LL PRESENT THEM WITH CERTIFICATES AS THEY COME FORWARD. SO MARGIE?

(READING OFF STUDENTS NAMES) (PRESENTING CITIZENSHIP CERTIFICATES) (PRESENTING CITIZENSHIP CERTIFICATES) [APPLAUSE]

Mayor Wynn: SO THESE ARE ALL OF THE NEW STUDENTS. WE HAD ONE STUDENT WHO IS BACK FOR AT LEAST A SECOND TRIP, SO SHE ALREADY HAS AN HONORARY AUSTIN CITIZENSHIP, SO BIANCA IS ACTUALLY GOING TO GET A CERTIFICATE OF APPRECIATION JUST FOR MAKING A SECOND TRIP. IT'S BIANCA VERMAN?

YES, THAT'S ME.

BIANCA HAD ALREADY RECEIVED LISA HANS' BECAUSE SHE'S ILL TODAY. SHE'S NOT GETTING TWO, JUST RECEIVED IT FOR LISA.

Mayor Wynn: FOLKS, IF YOU WOULD PLEASE HELP ME IN WELCOMING AND CONGRATULATING OUR NEWEST CITIZENS FROM KOBLENZ, GERMANY. [APPLAUSE]

WE HAVE THREE TEACHERS WHO HAVE ALL BEEN TO AUSTIN BEFORE FROM KOBLENZ, WHO ARE GOOD ENOUGH TO GIVE THEIR TIME BRINGING THE STUDENTS OVER, SO I'D LIKE THEM TO COME FORWARD. CHRIS? SANDRA? AND HANNAH, WHO IS HERE FOR I BELIEVE THE EIGHTH TIME. SINCE 1993. [APPLAUSE]

Mayor Wynn: I GUESS WHAT WE NEED TO DO, WE'RE NOW GOING TO HAVE THE AUSTIN HOST FAMILIES COME UP AND GET THEIR CERTIFICATES OF APPRECIATION. I GUESS WE SHOULD LET THE STUDENTS GO SIT DOWN. AGAIN, JOIN ME IN CONGRATULATING AND THANKING OUR TEACHERS AND THESE GREAT NEW AUSTINITES. [APPLAUSE]

MAYOR WYNN, LADIES AND GENTLEMEN, THANK YOU FOR BEING SO FRIENDLY. WE ARE PROUD OF BECOMING HONORED CITIZENS OF AUSTIN.

WHEN WE GOT ON OUR PLANE IN GERMANY, WE DIDN'T KNOW WHAT WAS AWAITING US. NOW WE KNOW. A LOT OF NEW FRIENDS AND A NICE PIECE OF OUR PLANET WE HAVEN'T SEEN BEFORE.

IT'S GREAT PLEASURE FOR US TO BE HERE SO WE COULD HAVE NEW EXPERIENCES AND LIVE A NEW WAY OF LIFE, AN AMERICAN WAY OF LIFE. HOPEFULLY NOT ONLY FOR THE NEXT THREE WEEKS OF OUR LIFE. THANK YOU. [APPLAUSE]

Mayor Wynn: WELL SAID. [APPLAUSE]

Mayor Wynn: SO NOW WHAT HE'D LIKE TO DO, THESE TRIPS ARE NOT POSSIBLE WITHOUT SOME SIGNIFICANT HOST FAMILIES, AND I SAW THEM FIRSTHAND, SOME GERMAN HOST FAMILIES IN KOBLENZ AND NOW WE GET TO THANK SOME AUSTIN HOST FAMILIES WHO HAVE MADE THIS POSSIBLE FOR THESE YOUNG PEOPLE TO TRAVEL AND STAY SO LONG WITH US HERE IN AUSTIN. SO WE HAVE CERTIFICATES OF APPRECIATION. ACTUALLY, I'LL JUST READ BRIEFLY -- THEY'RE ALL THE SAME. CITY OF AUSTIN

CERTIFICATE OF APPRECIATION THROUGH THE GENEROSITY AND HOSPITALITY GIVEN TO OUR VISITORS FROM KOBLENZ, GERMANY DURING THE THREE WEEKS STAY, AND I'LL READ THE NAMES OF THE FAMILIES, HAVE RENDERED VALUABLE AND DISTINGUISHED SERVICE TO THE CITY OF AUSTIN, TEXAS. THIS CERTIFICATE IS ISSUED IN APPRECIATION OF THE RESISTANCE AND STRENGTHENING THE TIES BETWEEN AUSTIN AND OUR SISTER CITY OF KOBLENZ. PRESENTED THIS 24TH DAY OF MARCH, SIGNED BY ME, BUT ACKNOWLEDGED BY THE ENTIRE AUSTIN CITY COUNCIL. AT THIS TIME I'D LIKE TO CALL THE FAMILIES TO COME UP AND RECEIVE THEIR CERTIFICATE OF APPRECIATIONS WITH GREAT GRATITUDE FROM THE CITY OF AUSTIN. THE FIRST IS TRAVIS CORONA AND FAMILY. ARE THEY HERE OR REPRESENTED? IF THEY'RE NOT HERE, YOU'RE SURE WELCOME TO. [APPLAUSE] AL GONZALES AND FAMILY, ARE THEY HERE? [APPLAUSE] CATHERINE WILHELM AND FAMILY. [APPLAUSE] LEEANN RICE AND FAMILY. [APPLAUSE] MONTY, IT LOOKS LIKE GOULLET AND FAMILY? THANK YOU TO THEM. WHEREVER THEY MAY BE. WESLEY YOUNG AND FAMILY. [APPLAUSE] EMMA KRUEGER AND FAMILY. [APPLAUSE] CHRISTINE BALL AND FAMILY. IS THE BALL FAMILY HERE?

[INAUDIBLE - NO MIC].

Mayor Wynn: OKAY. WE WILL. WE THANK THEM VERY MUCH. MALLORY WENDELL AND FAMILY? [APPLAUSE] HEAL LEVIN AND FAMILY. HALEY. [APPLAUSE] SO HALEY'S GOING TO MAKE THE TRIP NEXT YEAR. SARAH ROLL AND FAMILY. [APPLAUSE] ERIKA TOWER AND FAMILY, IS ERIKA HERE OR FAMILY MEMBERS? OKAY. SO GOOD. [APPLAUSE] JOHNNIE WANG AND FAMILY. IS JOHNNIE HERE? [APPLAUSE] A LEASH SHA -- ALICIA COACH AND FAMILY. [APPLAUSE] AMY HAZEM AND FAMILY. [APPLAUSE] ANDREW GARROWAY AND FAMILY. ANDREW? [APPLAUSE] KENNETH LYON AND FAMILY. [APPLAUSE]

> AND DARREN (INDISCERNIBLE) AND FAMILY. I'M SURE I'M MISPRONOUNCING THAT. [APPLAUSE] LISA MOORE AND FAMILY. [APPLAUSE] SHARON MOORE AND FAMILY. [APPLAUSE] SAME? OKAY. THANK YOU. THE LAST ONE PROBABLY FOR THE MOORES. OH, SHE'S RIGHT. THANK YOU.

[APPLAUSE] NICOLE BAZING AND FAMILY? [APPLAUSE] AND BARBARA EK ECKERT AND FAMILY. [APPLAUSE] OKAY. AND LAST BUT NOT LEAST CERTAINLY, WE HAVE THE FOUR TEACHERS HERE IN AUSTIN WHO HELP SO MUCH, AND THESE ARE ALSO CERTIFICATES OF APPRECIATION, AND THEY GO TO ANITA DILLING. IS ANITA HERE? OKAY. [APPLAUSE] AND MARGIE TIGHE. [APPLAUSE] THIS IS TOUGH ON AN AGGIE. KAY BUSKA [APPLAUSE] AND LOOKS LIKE THE LAST ONE ACTUALLY GOES TO OUR AUSTIN KOBLENZ SISTER CITY COMMITTEE WHICH HAS RENDERED VALUABLE SERVICE TO THE CITY OF AUSTIN, IS ISSUED IN APPRECIATION FOR THEIR ASSISTANCE AND STRENGTHENING THESE TIES OVER THESE YEARS NOW BETWEEN AUSTIN AND KOBLENZ. PLEASE JOIN ME IN THANKING BOTH OUR HOST FAMILIES, OUR TEACHERS, THE AUSTIN KOBLENZ SISTER CITIES AND, OF COURSE, WELCOMING OUR GUEST GERMAN STUDENTS TO AUSTIN, TEXAS. [APPLAUSE]

WE REALLY WANT TO THANK MAYOR WYNN FOR SUPPORTING US SO THOROUGHLY. HE CAME TO SEE US WHEN HE WAS IN KOBLENZ AT A GATHERING THAT WE HAD, AND WE'RE JUST REALLY APPRECIATIVE OF THAT KIND OF SUPPORT. AND I'LL GIVE THIS TO RENATA. THANK YOU. [APPLAUSE]

Mayor Wynn: THANK YOU AGAIN.

Mayor Wynn: OKAY. OUR FIRST SORT OF OFFICIAL PROCLAMATION, NOW THAT WE'VE HAD THE FUN WITH OUR GERMAN FRIENDS AND HOSTS, THIS PROCLAMATION IS REGARDING THE 10th ANNIVERSARY OF AUSTIN FREE NET, AND WE'RE JOINED HERE BY FOUNDER AND LONG TIME ADVOCATE, ANNA SISNETT. THE PROCLAMATION READS: BE IT KNOWN WHEREAS AUSTIN FREE NET, A NONPROFIT ORGANIZATION FOUNDED IN 1995, WORKS TO ENSURE THAT AUSTIN'S UNDERSERVED COMMUNITIES CAN ACCESS AND EFFECTIVELY USE THE INTERNET AND COMPUTER TECHNOLOGIES IN PUBLIC SPACE. AND WHEREAS IN KEEPING WITH THE VISIONARY LEADERSHIP OF ITS FOUNDERS IN THE CITY OF AUSTIN AND A DECADE OF COMMUNITY PARTNERSHIPS, AUSTIN FREE NET REMAINS COMMITTED TO COST EFFECTIVE PROGRAMS AND

SERVICES. AND WHEREAS WE'RE PLEASED TO RECOGNIZE AUSTIN FREE NET'S EFFORTS TO PROVIDE EQUAL ACCESS TO INFORMATION AND ITS ENABLING TECHNOLOGIES THAT ARE MODELED TO THE FUNCTIONING -- THAT ARE VITAL TO THE FUNCTIONING OF A DEMOCRATIC SOCIETY. THEREFORE I, WILL WYNN, MAYOR OF THE CITY OF AUSTIN, TEXAS, HERE BY PROCLAIM THIS AUSTIN FREE NET'S 10 ANNIVERSARY AND JOIN ALL CITIZENS IN CONGRATULATING ANNA SISNETT. [APPLAUSE]

THANK YOU SO MUCH. I MUST SAY THAT I'M ACTUALLY THE -- I'M NOT ACTUALLY THE FOUNDER OF AUSTIN FREE NET. SHE'S LISTENING ONLINE RIGHT NOW, SO I HAVE TO CORRECT THAT. SO THANK YOU, MAYOR WYNN, AND AUSTIN MAYORS AND COUNCILMEMBERS, AND TO YOUR RESPECTIVE STAFF SINCE 1995 TO THE PRESENT. NEXT TO ME ARE JOHN NEAL, AUSTIN FREE NET'S TECHNICAL MANAGER WITH AUSTIN FREE NET SINCE 1995. AND DALE THOMPSON, FINANCIAL MANAGER WITH AUSTIN FREE NET SINCE 1998. AND THERE ARE SEVERAL BOARD MEMBERS WHO WILL BE ACTING AS PHOTOGRAPHERS IN THE AUDIENCE. AND INCLUDING ONE OF OUR FOUNDING MEMBERS WHO IS HERE ALSO. 10 YEARS IN COMMUNITY TECHNOLOGY IS LIKE DOG YEARS TO YOU AND ME. I THINK WE'RE ABOUT 100 AND COUNTING AMONG OUR COLLEAGUES, AND WE'RE PARTICULARLY HUMBLLED AS WE'VE WITNESSED MANY NONPROFITS CLOSE THEIR DOORS WELL BEFORE THEIR 10th YEAR DESPITE BRAVE EFFORTS AND CRITICAL MISSIONS AND MUCH WORK TO BE DONE. AUSTIN FREE NET IS HERE TODAY THANKS TO FORWARD THINKING LEADERSHIP AND CREATIVITY SHARED OVER THE YEARS BY COUNTLESS HARD WORKING INDIVIDUALS, GROUPS AND INSTITUTIONS, BUSINESSES OF ALL KIND AND SIZES AS WELL AS COUNTLESS CITY OF AUSTIN PUBLIC SERVANTS AND OTHERS, INCLUDING MANY OF YOU CELEBRATING HERE FOR US TODAY. WE ARE HEART ENED THAT SO MANY IN AUSTIN, LIKE MANY OTHER TEXAS CITIES AND TOWNS, IS WORKING AGAINST ALL ODDS TO SUPPORT COMMUNITY TECHNOLOGY INITIATIVES DESIGNED TO MEET THE NEEDS, THE GROWING DEMAND FOR FREE AND AFFORDABLE ACCESS TO EXISTING AND EMERGING TECH TECHNOLOGIES. TO THE INTERNET AND E-GOVERNMENT

SERVICES IN ACCESSIBLE COMMUNITY SPACES. ON BEHALF OF EVERYONE AT AUSTIN FREE NET, WHILE WE COULDN'T POSSIBLY THANK EVERYONE BY NAME TODAY OR WE'D BE HERE PAST NEXT WEEK, WHETHER YOU ARE HERE IN PERSON FOLLOWING US KEY VA MUNICIPAL AND COMMUNITY SUPPORTING MEDIA AND THE INTERNET, PLEASE ACCEPT AN ENORMOUS AND HEART FELT THANK YOU FOR BEING CUSTOMERS AND PARTNERS, STAFF AND SUPPORTERS FOR YOUR WILLINGNESS TO VOLUNTEER, TO MAKE FINANCIAL AND IN KIND CONTRIBUTIONS, AND TO SPREAD THE WORD ABOUT THE IMPORTANCE OF COMMUNITY TECHNOLOGY PROGRAMS EVERYWHERE THEY ARE NEEDED. KNOW AND BELIEVE THAT YOU ARE AN IMPORTANT PART OF THESE FIRST 10 YEARS, AND OF EVERY YEAR TO COME. THANK YOU VERY MUCH. [APPLAUSE]

Mayor Wynn: WE'RE VERY PROUD OF YOU.

Mayor Wynn: I'M JOINED BY THE LEGENDARY PAUL HILGERS FOR OUR NEXT PROCLAMATION FOR COMMUNITY BLOCK GRANT DEVELOPMENT WEEK. JENNIFER, WELCOME. THIS IS AN IMPORTANT PROCLAMATION FOR US, AN IMPORTANT WEEK, BECAUSE AS WE ALL KNOW, THE CDBG FUNDS ARE VERY MUCH IN PLAY ON A FEDERAL BASIS, AND WE HAVE BEEN UTILIZING THESE FUNDS LOCALLY FOR MANY, MANY IMPORTANT PROJECTS AND WE ARE DESPERATELY TRYING TO DEFEND THEM ON THE FEDERAL LEVEL. THE PROCLAMATION REGARDING THE COMMUNITY BLOCK GRANT TWOAMMENT WEEK OR CDBG WEEK READS: BE IT KNOWN THAT WHEREAS DURING THE PAST 30 YEARS, THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM HAS PROVIDED THE CITY OF AUSTIN WITH MORE THAN \$175 MILLION FOR IMPROVE OUR COMMUNITY. AND WHEREAS THE CITY HAS USED CDBG FUNDS TO CREATE NEIGHBORHOOD CENTERS, TO INCREASE AFFORDABLE HOUSING, CREATE JOB OPPORTUNITIES, INCREASE PUBLIC SERVICES TO LOW INCOME HOUSEHOLDS AND TO ASSIST PEOPLE SUFFERING FROM ABUSE OR SEVERE FINANCIAL CHALLENGES. AND WHEREAS CDBG FUNDS HAVE ASSISTED IN THE REDEVELOPMENT AND REVITALIZATION OF CENTRAL CORE EAST AUSTIN NEIGHBORHOODS AS EVIDENCED BY THE EAST 11th AND 12TH STREET CORRIDORS. NOW THEREFORE I, WILL WYNN, MAYOR OF THE CITY OF AUSTIN, TEXAS, DO

HERE BY PROCLAIM MARCH 28TH THROUGH APRIL 3RD 2005
AS COMMUNITY DEVELOPMENT BLOCK GRANT WEEK IN
AUSTIN, AND I'D LIKE TO ASK MR. PAUL HILL HILGERS, WHO IS
YOUR DEPARTMENT DIRECTOR, TO SAY A FEW WORDS
ABOUT THESE VERY IMPORTANT, VERY BROAD PROGRAMS
THAT WE USE THESE DOLLARS FOR. MR. HILGERS?

THANK YOU VERY MUCH, MAYOR. I WANT TO THANK THE
MAYOR FOR GIVING US THE OPPORTUNITY TO
COMMEMORATE CDBG WEEK. I WANT TO LET YOU SEE A
REFLECTION OF SOME OF THE FOLKS HERE WHO HAVE --
ARE REPRESENTING ORGANIZATIONS OR BUSINESSES WHO
HAVE BENEFITTED FROM THE COMMUNITY DEVELOPMENT
BLOCK GRANT PROGRAM. THE COMMUNITY DEVELOPMENT
BLOCK GRANT PROGRAM HAS BEEN THE CENTRAL
STRATEGY, THE CENTRAL FUNDING INSTRUMENT FOR
URBAN REVITALIZATION AND URBAN DEVELOPMENT FROM
THE FEDERAL GOVERNMENT FOR THE PAST 30 YEARS. AND
THIS WEEK IS A WEEK THAT NATIONALLY WE SET ASIDE TO
TRY TO HONOR THIS PROGRAM AND WHAT IT MEANS TO THIS
COMMUNITY. WE ARE VERY FORTUNATE TO LIVE IN A CITY
THAT FOCUSES SO MUCH ATTENTION ON THESE ISSUES AND
HAS USED ITS COMMUNITY DEVELOPMENT BLOCK GRANT
PROGRAMS IN SUCH A DIVERSE WAY. ESSENTIALLY THE WAY
THIS PROGRAM WORKS IS THE FEDERAL GOVERNMENT
GIVES THE MONEY TO THE CITIES, THE CITIES DECIDE WHAT
THEY WANT TO SPEND THE MONEY ON, AND THEN THEY
TALK ABOUT THOSE NEEDS AND LEARN ABOUT THOSE
NEEDS BY SHARING THAT INFORMATION WITH THE
COMMUNITY. WE HAVE REPRESENTED BEHIND ME
REPRESENTATIVES FROM A VARIETY OF DIFFERENT
ORGANIZATIONS THAT EACH ONE HAVE A SPECIAL STORY
ABOUT SPECIAL PEOPLE WHO HAVE BEEN SERVED BY THIS
PROGRAM, PROGRAMS OF SERVING YOUTH, THROUGH
GREEN BUILDING PROGRAMS WITH AMERICAN YOUTH
WORKS, THROUGH LIFE WORKS WHERE THEY PROVIDE
EMERGENCY SHELTERS AND OTHER SUPPORT SERVICES
FOR YOUTH, FOUNDATIONS COMMUNITIES THAT DEVELOPS
SOME OF OUR BEST QUALITY AFFORDABLE HOUSING,
HILLTOP CHATEAU IS A DEVELOPMENT THAT'S A PRIVATE
SECTOR DEVELOPMENT THAT ACTUALLY IS PROVIDING
HOUSING FOR LOW INCOME FAMILIES. AUSTIN TENANTS'

COUNCIL THAT PROVIDES FAIR HOUSING AND TENANT COUNSELING. THE MARY LEE FOUNDATION, WHICH HAS USED THESE FUNDS FOR SPECIAL NEEDS HOUSING. OUR PARTNERSHIP WITH ADAPT TO TRY TO CONTINUE TO PROMOTE THE CONCEPT OF VISITABILITY, OF ACCESSIBILITY IN AN INTEGRATED FASHION IN ALL OF OUR HOUSING PROGRAMS WHICH ARE WE ARE SO PROUD OF. FAMILY ELDER CARE WHICH HAS A NATIONALLY AWARD WINNING PROGRAM TO SERVE SENIOR HOUSING DEVELOPMENT CALLED LIONS GARDENS, WHICH IS PHENOMENAL. THE PASTOR IS HERE FROM NEW HOPE CHURCH AND IT TOOK A SMALL AMOUNT OF DOLLARS AND IS PAYING INCREDIBLE DIVIDENDS IN THIS COMMUNITY. SO MANY THINGS THAT WE DECIDED WHAT WE SHOULD DO IS PUT TOGETHER A BRIEF CD, VIDEO PRESENTATION IS WHAT IT IS, NOT A CD, IT'S A DVD, ISN'T IT? WHAT I'D LIKE TO DO IS ASK YOU TO CUE THAT UP AND PLAY THE CD. GIVE YOU A SENSE OF SOME OF THE THINGS THAT THIS PROGRAM HAS DONE IN AUSTIN. [(music) MUSIC PLAYING (music)(music)] [APPLAUSE]

JUST REAL QUICKLY, FROM HOME OWNERSHIP TO TRANSITIONAL HOUSING TO THE HOMELESS SHELTER, WE ARE ORGANIZATIONS LIKE THE ARCH, PUSHUP, THE PUSHUP FOUNDATION, THE AUSTIN AREA URBAN LEAGUE, SO MANY PEOPLE WHO HAVE WORKED HARD TO MAKE THIS PROGRAM WORK IN AUSTIN. I WANT TO INVITE FOLKS AFTER THIS TO BEN AND JERRY'S, ACTUALLY LIFE WORKS HAS PROVIDED FOR US SOME BEN AND JERRY'S ICE CREAM. THEY HAVE JUST OPENED UP A BEN AND JERRY'S ICE CREAM STORE AND ARE TRAINING YOUTH TO SERVE THAT ICE CREAM AND THEY'RE USING US AS GUIENNEA PIGS. SO THEY HAVE SOME PIES AND CAKES OUT THERE FOR US. THANK YOU, MAYOR. WE'RE GOING TO CONTINUE TO TRY TO JUSTIFY THE DOLLARS WE GET FROM THE FEDERAL GOVERNMENT AND WE APPRECIATE THE OPPORTUNITY TO BE HERE TODAY. THANKS SO MUCH.

Dunkerley: THIS REALLY IS YOUTH DAY WHETHER YOU'RE OLD OR YOUNG. ICE CREAM, CAKE AND FUN. WE HAVE ONE LAST PROCLAMATION TODAY IF WE CAN HAVE SOMEBODY FROM THE Y STEP FORWARD. OKAY. GREAT. LIKE I SAID, THIS IS CAKE AND ICE CREAM DAY FOR ALL KIDS. THIS PROCLAMATION READS AS FOLLOWS: BE IT KNOWN THAT

WHEREAS HEALTHY KIDS DAY IS A FREE, ACTIVITY FILLED FESTIVAL DESIGNED TO CELEBRATE HEALTHY LIVING AND ENCOURAGE KIDS AND FAMILY TO PUT PLAY IN YOUR DAY AND GET EXCITED ABOUT PHYSICAL FUN AND ACTIVITY. AND WHEREAS WITH NINE MILLION U.S. CHILDREN OVERWEIGHT, INCREASING THE LEVELS OF PHYSICAL ACTIVITY AND THE LIVES OF OUR CHILDREN IS CRITICAL TO FIGHTING CHILDHOOD OBESITY AND IN HELPING YOUNG PEOPLE GET HEALTHIER. AND WHEREAS THE YMCA IS IDEALLY SUITED TO ENGAGE KIDS AND FAMILIES IN HEALTHY PHYSICAL ACTIVITIES SINCE THEY OFFER YEAR-ROUND SWIM LESSONS AND SPORTS LEAGUE, AFTER SCHOOL CARE AND HOLIDAY AND SUMMER DAY CAMPS. NOW THEREFORE I, WILL WYNN, MAYOR OF THE CITY OF AUSTIN, TEXAS, DO HERE BY PROCLAIM APRIL 2nd, 2005 AS THE YMCA HEALTHY KIDS DAY HERE IN AUSTIN, AND IT'S SIGNED BY MAYOR WILL WYNN. [APPLAUSE]

THANK YOU, COUNCILMEMBER DUNKERLEY AND THANK YOU MAYOR WYNN. HEALTHY KIDS DAY IS A NATIONAL EVENT CELEBRATED BY YMCA'S ACROSS THE COUNTRY ON APRIL THE 2nd. HERE IN AUSTIN WE'LL CELEBRATE IT AT FOUR OF OUR BRANCHES, OUR TOWN LAKE BRANCH, OUR EAST COMMUNITIES BRANCH, OUR NORTH PARK BRANCH AND OUR NEWEST BRANCH, OUR NORTHWEST BRANCH. IT IS OPEN TO THE PUBLIC. IT WILL INCLUDE GAMES, HEALTHY SNACKS, PHYSICAL ASSESSMENTS AND LOTS OF OTHER HEALTHY ACTIVITIES FOR CHILDREN. HEALTHY KIDS DAY IS DESIGNED IN A WAY THAT THE YMCA OF AMERICA CELEBRATES CHILDREN BECAUSE FOR WELL OVER 100 YEARS WE'VE BEEN ONE OF THE LEADING ADVOCATE OF CHILDREN, ESPECIALLY OF THEIR HEALTH, WE'RE THE LEADING PROVIDER OF CHILD CARE IN AMERICA, WE ARE AMERICA'S SWIM TEACHER, THE LEADING PROVIDER OF SWIMMING IN AMERICA. HERE IN AUSTIN, TEXAS ALONE LAST YEAR WE TAUGHT 12,000 CHILDREN HOW TO SWIM. HEALTHY KIDS DAY IS FORTUNATE TO BE SPONSORED BY TWO FINE CITIZENS OF OUR COMMUNITY, SUBWAY SUBS AND TEXAS GAS SERVICE. AND ADDITIONALLY CONTRIBUTING FUNDS FROM THE YMCA PARTNER YOUTH FUND, WHICH IS AN ANNUAL FUND-RAISING DRIVE WE CONDUCT TO PROVIDE FINANCIAL ASSISTANCE AND PROGRAM UNDERWRITING

ALSO FUNDS THIS EVENT. WE INVITE THE PUBLIC TO ATTEND. IT'S FREE. IT'S A LOT OF FUN. IT GOES ON RAIN OR SHINE. AND WE APPRECIATE THE CITY HELPING US CELEBRATE HEALTHY KIDS DAY WITH THIS PROCLAMATION. [APPLAUSE] WE ARE OUT OF CLOSED SESSION, IN EXECUTIVE SESSION WE TOOK UP ITEM NO. 45 RELATED TO THE POTENTIAL LEGISLATION IN THE 9th TEXAS LEGISLATURE, ON DECISIONS WERE MADE. NOW BACK TO OPEN SESSION, WE APOLOGIZE, WE ARE TAKING UP OUR 6:00 PUBLIC HEARINGS AND POSSIBLE ACTIONS. FIRST I BELIEVE COUNCILMEMBER MCCRACKEN WAS THERE A MOVEMENT EARLIER TO POSTPONE ITEM NO. 55 RELATED TO THE DESIGN STANDARDS? CRACK YES, MAYOR. THAT -- POSTPONE TO APRIL 14th.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER MCCRACKEN, I WILL SECOND TO POSTPONE ITEM NO. 55, THE PUBLIC HEARING IS ON THE DESIGN STANDARDS TO APRIL 14th, 2005. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 6-0 TO PONY WITH TEMPORARILY OFF THE DAIS -- TO POSTPONE WITH COUNCILMEMBER SLUSHER TEMPORARILY OFF THE DAIS. THAT TAKES US TO ITEM NO. 56. A PUBLIC HEARING TO CONSIDER A FLOODPLAIN VARIANCE OF SHOAL CREEK, 7303 GREENHAVEN DRIVE. APPRECIATE A BRIEF STAFF PRESENTATION.

REQUESTED BY JILL ROSSI AND KERRY KIMBROUGH TO ALLOW CONSTRUCTION OF AN ADDITION, A HOUSE EXTENSION TO AN EXISTING SINGLE FAMILY RESIDENCE IN THE 100 YEAR FLOODPLAIN OF SHOAL CREEK AT 7303 GREEN DALLAS HAVEN DRIVE. GREENH.I.V. DREN DRIVE. I'M GARY [INDISCERNIBLE], AN ENGINEER IN THE FLOODPLAIN OFFICE OF THE WATERSHED PROTECTION DEVELOPMENT REVIEW DEPARTMENT. LOCATED BETWEEN NORTHCROSS MALL AND NORTHWEST DISTRICT PARK IN THE ALLENDALE AREA IN THE SHOAL CREEK FLOODPLAIN. THE APPLICANTS HAVE SUBMITTED A BUILDING PERMIT PLANNING COMMISSION FOR REMODELING AND CONSTRUCTION FOR AN ADDITION TO THE

REAR OF THE EXISTING HOUSE AT 7303 GREENHAVEN DRIVE. THE ADDITION WOULD CONSIST, WOULD BE ACROSS THE BACK OF THE EXISTING HOUSE AND IT WOULD ADD AN OFFICE, SITTING AREA, EXERCISE ROOM, BEDROOM. AND A SCREENED PORCH. THE SITE PLAN PROPOSES ITS CONSTRUCTION IN THE ONE YEAR FLOODPLAIN. THE FLOOR ELEVATION OF THE -- IN THE 100 YEAR FLOODPLAIN. THE EXISTING STRUCTURE IS .48 BELOW WHAT IS REQUIRED BY THE CITY CODE FOR SUBSTANTIAL IMPROVEMENT OF ANY RESIDENTIAL STRUCTURE IN THE FLOODPLAIN AND THE APPLICANT DOES NOT WISH TO RAISE THE ELEVATION OF THE EXISTING HOME AND THE ADDITION TO THE REQUIRED LEVEL. IN ADDITION, THE APPLICANT SEEKS THE VARIANCE FROM THE RICIALTREQUIREMENT TO DEDICATE A DRAINAGE EASEMENT TO THE LIMITS OF THE 100 YEAR FLOODPLAIN TO ALLOW THE NEW CONSTRUCTION TO HAVE A FLOOR PLANE ELEVATION BELOW THAT REQUIRED BY THE CITY REGULATIONS REQUIRES A VARIANCE. WE HAVE GOT -- THIS THE BACKUP. THE IMPROVEMENTS ARE APPARENTLY UNDER CONSTRUCTION, ALTHOUGH THEY STARTED, ALTHOUGH THEY DON'T HAVE A BUILDING PERMIT. HERE'S ANOTHER VIEW OF THE HOUSE. AND THE FLOODPLAIN IS RIGHT HERE. SO OUR DEPARTMENT WATERSHED PROTECTION AND DEVELOPMENT REVIEW DEPARTMENT RECOMMENDS DENIAL OF THIS VARIANCE REQUEST. IN GENERAL, THE APPLICANT REQUESTS VARIANCES TO THE CITY'S FLOODPLAIN MANAGEMENT REGULATIONS, WHICH WERE ESTABLISHED TO AFFORD PROTECTION TO THE LIVES AND PROPERTY OF THE CITIZENS. OUR CITY REGULATIONS WERE ESTABLISHED IN RESPONSE TO THE LIVES LOST IN THE 1981 MEMORIAL DAY FLOOD AND A COME INCIDENT NATIONAL -- COME COINCIDENT NATIONAL EFFORT TO REDUCE THE NUMBER OF LIVES LOST AND PROPERTY DAMAGE IN FLOOD EVENTS. IN ADDITION THE RESIDENTS OF THE CITY OF AUSTIN ENJOY A 10% DISCOUNT ON FLOOD INSURANCE BECAUSE OF THE CITY'S PARTICIPATION IN THE NATIONAL FLOOD INSURANCE PROGRAM. AND BECAUSE OF THE CITY'S ADOPTION AND ENFORCEMENT OF ITS FLOODPLAIN REGULATIONS. LAST YEAR, THE CITIZENS OF AUSTIN SAVED ABOUT A QUARTER OF A MILLION DOLLARS IN FLOODPLAIN INSURANCE PREMIUMS. IN THIS CASE, THE APPLICANT PROPOSES SUBSTANTIAL IMPROVEMENTS TO AN EXISTING STRUCTURE

THAT DOES NOT CONFORM TO THE FLOODPLAIN REGULATIONS. THE INSTRUCTURE IS NON-CON -- THE STRUCTURE'S NON-CONFORMANCE IS WORSENER BY THE PROPOSED ADDITION. ACCESS TO THE RESIDENTS BY EMERGENCY VEHICLES IS RESTRICTED BY FLOODPLAIN WATERS ON GREENHAVEN DRIVE. THE PROPERTY OWNERS CURRENTLY HAVE USE OF THEIR RESIDENCE FOR ITS INTENDED PURPOSE. THE PROPERTY OWNERS MAY, WITHOUT NECESSITY OF A VARIANCE REQUEST, MAKE INTERIOR AND EXTERIOR IMPROVEMENTS TO THEIR RESIDENCE, EXCLUSIVE OF EXPANDING IT OR REPLACING IT, WHICH IN TOTAL ARE VALUED AT LESS THAN 50% OF THE CURRENT MARKET VALUE OF THE STRUCTURE. PROPERTY OWNERS, THE APPLICANTS, HAVE NOT PROVIDED GOOD AND SUFFICIENT CAUSE TO GRANT A VARIANCE AND EXCEPTIONAL HARDSHIP, HARDSHIP IS IN THIS CASE IS DEFINED AS BEING SOMETHING THAT PASSES WITH THE PROPERTY, HAS NOT BEEN DEMONSTRATED. WE THEREFORE RECOMMEND YOUR DENIAL OF THIS VARIANCE REQUEST.

Mayor Wynn: THANK YOU, COUNCIL? QUESTIONS OF STAFF? I JUST HAVE ONE. ON THIS -- ON THIS VISUAL THAT WE SEE, SO IF -- IF I'M LOOKING AT THIS CORRECTLY, THE -- THE ADDITION THAT WE SAW THE PHOTO OF EARLIER IS ON THE REAR OF THE HOUSE?

YES, SIR, THAT'S CORRECT.

Mayor Wynn: SO THIS -- THIS WOULD SCPA IMPLY SOMEWHAT IMPLY THAT THE REAR OF THE HOUSE IS NOT IN THE FLOODPLAIN.

THAT'S CORRECT. UNDER THE REGULATIONS AN ADDITION TO A HOUSE IN THE FLOODPLAIN IT'S ALL CONSIDERED IN THE FLOODPLAIN.

Mayor Wynn: THEN OBVIOUSLY LOOKING ACROSS THE STREET, THERE ARE MANY, MANY HOMES IN THIS FLOODPLAIN THAT I PRESUME FURTHER INTO THIS FLOODPLAIN.

YEAH.

Mayor Wynn: DO WE HAVE A HISTORY OF -- OF GRANTING VARIANCES OR WERE THESE HOMES SOMEHOW ALREADY BUILT AND AS WE REDID FLOODPLAINS AND STARTED HAVING THIS PROCESS THESE WERE ALL GRANDFATHERED?

THAT'S CORRECT. UNDER THE REGULATIONS, THERE ARE GRANDFATHER PROVISIONS. HOWEVER, THE -- THE REQUIREMENTS ARE THAT -- THAT YOU CAN'T EXPAND ONE OF THESE HOUSES WITHOUT A VARIANCE OR YOU CAN'T REMODEL THESE HOUSES TO A DEGREE THAT THEIR VALUE INCREASES BY OVER 50% OF THE EXISTING VALUE OF THE STRUCTURE WITHOUT A VARIANCE. SO THAT BRINGS US HERE. I'M AWARE OF TWO OTHER VARIANCES THAT YOUR WATERSHED PROTECTION DEPARTMENT RECOMMENDED DENIAL. THEY WERE EVENTUALLY GRANTED. AT 7300 GREENHAVEN, A SOMEWHAT SIMILAR SITUATION, IT WAS GRANTED IN JUNE OF 2003. LAST SUMMER WE HAD A -- A VARIANCE FOR A SOMEWHAT SIMILAR SITUATION GRANTED ON -- ON I BELIEVE IT'S THAT HOUSE AT THE CORNER OF GREENHAVEN AND CASCADE. IT WAS ON CASCADE, THAT WAS LAST SUMMER.

Mayor Wynn: OKAY, THANK YOU. COUNCIL, WE HAVE A HANDFUL, A FEW CITIZENS SIGNED UP TO SPEAK ON THIS PUBLIC HEARING. SO WITHOUT OBJECTION, WE WILL GO TO THE SPEAKERS AND THEN LIKELY HAVE MORE QUESTIONS. OUR FIRST SPEAKER, IF I TAKE THESE IN ORDER, WOULD BE JILL ROSSI.

[INDISCERNIBLE]

Mayor Wynn: WELL, YOU COME UP IN ANY ORDER. APPARENTLY THREE OF YOU ALL WHO WISH TO SPEAK AND A FOURTH WHO DOESN'T WISH TO SPEAK. ALL FOUR SIGNED UP IN FAVOR OF THE VARIANCE.

[INDISCERNIBLE]

Mayor Wynn: FAIR ENOUGH.

I'M AN ARCHITECT WITH CGZ DESIGN, A DESIGNER FOR THE

PROJECT. THIS HOUSE WAS BUILT IN '87, WHEN IT WAS BUILT IT WAS WITHIN -- THE FINISHED FLOOR ELEVATION WAS ACCEPTABLE WITH THE CURRENT FLOODPLAIN. IN THE PAST 18 YEARS THE FLOODPLAIN HAS RISEN SOMEWHAT. THIS IS A -- A THREE BEDROOM, TWO BATH HOUSE, 22,000 SQUARE FEET. THE CLIENT, JILL ROSSI AND KERRY KIMBROUGH APPROACHED US LAST YEAR TO DESIGN AND BUILD AN ADDITION. IT'S ACTUALLY MORE OF AN EXPANSION AS WAS MENTIONED EARLIER WE ARE GOING TO SEE -- PLANNING ON ADDING TO THE REAR TO EXPAND THE EXISTING LIVING AREA, EXERCISE ROOM AND ALSO HOME OFFICE OFF THE MASTER BEDROOM. WE ARE ALSO GOING TO DO A 150 SQUARE FOOT COVERED PATIO. WE ARE ALSO DOING INTERIOR RENOVATIONS TO MAKE THINGS MORE ACCESSIBLE. JILL AND KERRY ARE PLANNING ON STAYING HERE FOR THEIR RETIREMENT YEARS AND PART OF THE PROCESS HERE IS TO MAKE THE BUILDING COMFORTABLE WHEN THEY GET OLDER. SO WE ARE PUTTING IN A TUB, SHOWER, WIDENING DOORWAYS, THINGS LIKE THAT. SO THEY -- THEY LOOKED AT MOVING OUTSIDE OF THE CENTRAL AUSTIN TO SURROUNDING NEIGHBORHOODS, THEY REALLY FEEL STRONGLY THAT THEY WANT TO STAY IN AN OLDER AUSTIN NEIGHBORHOOD. THEY VALUE THE NEIGHBORHOOD. AND SO THEY DECIDED TO REMODEL. THE IMPERVIOUS COVER IS FINE. ALL OF THE OTHER ISSUES CONCERNING PERMITTING ARE FINE. AT THE VERY END WE GOT TO THE FLOODPLAIN AND UNFORTUNATELY THAT -- THAT GOT HUNG UP. THE EXISTING FINISHED FLOOR IS SIX INCHES ABOVE THE 100 YEAR FLOODPLAIN. IT IS NOT 12 INCHES AS WAS MENTIONED EARLIER. AND SO WE ARE ASKING FOR A LITTLE RELIEF ON THAT. WE ARE CLOSE, IF -- IF WE HAD A 100 YEAR FLOOD TODAY, THE HOUSE WOULD NOT FLOOD. OUR ADDITION WOULD NOT FLOOD. FOR VARIOUS REASONS, MAINLY CONCERNING ACCESSIBILITY, WE WANTED TO ADD ON FLUSH WITH THE FINISHED FLOOR SO THERE WASN'T A SINGLE STEP THAT WOULD CAUSE A TRIPPING OR FALLING HAZARD, ESPECIALLY WHEN PEOPLE GET OLDER, THAT'S A VALID CONCERN. SO THE ADDITION IS PLACED AT THE HIGH SIDE OF THE LOT. AT THE MOST ADVANTAGEOUS PLACE POSSIBLE.

[INAUDIBLE - NO MIC] INDICATES THE SAME GRAPHIC THAT

YOU SAW EARLIER. THE FLOODPLAIN SORT OF CIRCLES AROUND AND DOES NOT TOUCH OUR ADDITION, SO ALL OF OUR CONSTRUCTION WOULD BE OUT OF THE FLOODPLAIN. SO IT'S THE VERY EDGE OF THIS -- OF THIS AREA. ACCESSIBILITY REQUIREMENTS ARE KEY HERE. BY DEED RESTRICTION THEY CANNOT BUILD A SECOND FLOOR. IF THEY WANT TO EXPAND A LITTLE BIT, THEY HAVE TO GO OUT, THAT'S WHAT WE WANT TO DO ANYWAY. STAIRS ARE A PROBLEM. IN TERMS OF ECONOMICS, THE STRUCTURE WILL BE IMPROVED ABOUT 45% OF THE EXISTING VALUATION AND SO THERE'S A CUT OFF OF 50% THAT IS MANDATED I THINK BY FEMA THAT SAYS YOU CAN'T GO ABOVE THAT. WE ARE NOT GOING ABOVE THAT WITH OUR CONSTRUCTION. SO IT -- BY LETTER OF THE LAW IT'S NOT A SUBSTANTIAL IMPROVEMENT. WE HAD AN APPRAISER DO A BEFORE AND AFTER APPRAISAL TO SET THAT VALUE. SO -- [INDISCERNIBLE] THERE HAVE BEEN OTHER PROJECTS IN THAT NEIGHBORHOOD. [BUZZER SOUNDING] THAT HAVE BEEN APPROVED.

Mayor Wynn: ACTUALLY, MR. WORDNER, LET'S SEE, IT WOULD -- JERRY KIMBRO OR STEWART DAVIS, WISH TO DONATE EITHER OF THEIR THREE MINUTES TO MR. WORDNER OR DO YOU ALL -- DEFINITELY WANT TO SPEAK?

Mayor Wynn: THEN PLEASE CONCLUDE, YOUR TIME IS UP.

YES, SIR. NEIGHBORHOOD TRENDS INDICATE THERE HAVE BEEN IMPROVEMENTS IN THIS AREA, PEOPLE LOVE THIS NEIGHBORHOOD AND THEY WANT TO STAY THIS SO THEY VE THEIR HOMES TO DO THAT.

Mayor Wynn: BEFORE YOU LEAVE, ONE QUESTION. THE IMPLICATION WAS OAKLEY SOME CONSTRUCTION HAS GUN THE IMPLICATION WAS WITHOUT A PERMIT. THIS HAS NOW TRIGGERED THAT.

THAT'S CORRECT.

Mayor Wynn: CAN YOU BRIEFLY EXPLAIN THE CONSTRUCTION WITHOUT A BUILDING PERMIT?

WELL, AS HAPPENS SOMETIMES, WHEN WE LAY THINGS OUT

TO VERIFY YOU KNOW WE ARE RIGHT ON THE SETBACK LINE, WE WANTED TO SET OUR FOUNDATION LINES TO MAKE SURE THAT WE ARE COMPLYING WITH THE SETBACK AND UNFORTUNATELY WHAT HAPPENED WAS THAT OUR FOUNDATION CONTRACTOR WENT A LITTLE BIT TOO FAR AND STARTED DOING THE FORM WORK AND SOME OF THE REINFORCING STEEL. SO WITHOUT A PERMIT THAT WAS STOPPED AND SO WE WERE ABLE TO RESOLVE THIS ISSUE. SO KIND OF MISCOMMUNICATION.

Mayor Wynn: YOU ALL NEVER INTENDED TO ACTUALLY CONSTRUCT THIS ADDITION WITHOUT A BUILDING PERMIT?

NO. OUR POLICY IS TO ALWAYS GET PERMITS.

THANK YOU.

Mayor Wynn: THANK YOU. STEWART DAVIS.

[INAUDIBLE - NO MIC]

Mayor Wynn: OKAY, WELL, I'M SORRY, I'M ALL CONFUSED THEN. SIR, YOU'LL HAVE THREE MINUTES.

LADIES AND GENTLEMEN OF THE COUNCIL, GOOD EVENING. MY NAME IS CUSTOMER KERRY KIMBROUGH, HERE TO ASK YOU FOR AN APPROVAL OF OUR VARIANCE REQUEST. I GUESS WE ARE JUST A LITTLE STUNNED TO FIND OURSELVES IN THIS SITUATION. AFTER ALL OF THE THINGS THAT WE HAVE BEEN THROUGH. WE MOVED INTO OUR HOUSE IN 1987, JUST AFTER IT WAS BUILT. AND AT THAT TIME IT WAS BUILT IN COMPLIANCE WITH THE 1983 ORDINANCES THAT ARE BEING APPLIED TODAY. AND NO PART OF OUR PROPERTY WAS WITHIN THE 100 YEAR FLOODPLAIN. WHICH MEANT THAT THE FLOODPLAIN AT THAT TIME MUST HAVE BEEN SOMETHING LESS THAN 682.8 FEET. SO SEVERAL YEARS LATER IN 1995, WE REFINANCED OUR MORTGAGE AND AT THE LENDER'S REQUEST WENT TO THE CITY FOR A FLOOD INFORMATION REQUEST FORM. WHICH THEY DID THAT, BASE FLOOD ELEVATION WAS 683.9. THEN MUCH MORE RECENTLY, IN 2003, WE AGAIN REFINANCED AND THIS TIME THE LENDER ASKED FOR A DETERMINATION FROM FEMA, SO WE WENT TO FEMA, REQUESTED AND

RECEIVED A DOCUMENT CALLED A LETTER OF MAP AMENDMENT THAT CERTIFIED THAT THE BASE FLOOD ELEVATION ON OUR PROPERTY WAS 683.6. SOMEWHAT LOWER THAN IT HAD BEEN YEARS BEFORE. BUT NOW, WHEN WE BEGAN OUR REMODELING PROJECT AND APPLIED FOR THE BUILDING PERMIT, THAT'S WHEN WE LEARNED FROM CITY STAFF THAT THE BASE FLOOD ELEVATION CHANGED AND IT'S NOW 684.3. BUT DESPITE ALL OF THE CHANGES THAT HAVE HAPPENED IN THE WATERSHED DURING THESE YEARS, I STILL FEEL FOR OUR PROJECT THE RISK IS VERY LOW. NUMBER ONE, AS STEWART HAS SAID, OUR EXISTING FLOOR ELEVATION STILL REMAINS SIX INCHES ABOVE THE BASE FLOOD ELEVATION. AND I ALSO WOULD ASK YOU TO CONSIDER THE SIZE AND THE LOCATION OF THE EXPLANATION. IT'S MODEST IN SIZE. SOMEWHAT LESS THAN 500 SQUARE FEET. IT'S LOCATED AT THE HIGH SIDE OF OUR PROPERTY, ENTIRELY OUTSIDE OF THE 100 YEAR FLOODPLAIN. SO THIS PROJECT WILL NOT IMPEDE THE FLOW OF FLOOD WATERS. AND I WILL NOT INCREASE THE RISK OF FLOODING FOR ANYONE ELSE AROUND US IN OUR NEIGHBORHOOD. FINALLY, THERE'S THE MATTER OF EMERGENCY SERVICES ACCESS. IN OUR CASE, EMERGENCY SERVICE PERSONNEL CAN STILL REACH US, SAFELY. FROM ABOVE THE BASE FLOOD ELEVATION BY COMING IN THROUGH THE REAR SIDE OF THE PROPERTY. SO THOSE ARE SOME OF THE IMPORTANT ASPECTS OF OUR PROJECT HAS I HOPE YOU'LL CONSIDER AND I HOPE THAT YOU'LL VOTE TO GRANT OUR VARIANCE, THANKS.

THANK YOU, MR. KIMBROUGH, GOOD TIMING. SO STEWART DID NOT WISH TO SPEAK, IN FAVOR. JILL ROSSI. WELCOME, MA'AM, YOU'LL HAVE THREE MINUTES.

COUNCILMEMBERS, I'M JILL ROSSI, THAT WAS MY HUSBAND KERRY KIMBROUGH WHO JUST SPOKE WITH YOU. I WOULD LIKE TO TALK A LITTLE BIT ABOUT WHY I WOULD LIKE FOR YOU TO GRANT THE VARIANCE. MY HUSBAND AND I HAVE LIVED IN THE AUSTIN SINCE THE MID '70S. WE MET AND GOT MARRIED IN 1986. KERRY OWNED HIS HOUSE IN TRAVIS HEIGHTS, I OWNED MY HOUSE IN CRESTVIEW. ONCE WE WERE MARRIED WE STARTED TO LOOK FOR OUR HOUSE. IN JULY OF '86 WE WERE RIDING OUR BICYCLES AROUND THE ALLENDALE NEIGHBORHOOD AND THERE WAS A HOUSE,

BRAND NEW HOUSE BEING BUILT ON GREENHAVEN, WE WENT IN, TALKED TO THE BILLER, PUT IN A BID ON THE HOUSE, WHEN IT WAS FINISHED IN THE FALL OF 1987 WE MOVED IN. WE HAVE LIVED THERE EVER SINCE. LAST SUMMER, KERRY AND I DECIDED THAT WE NEEDED TO THINK ABOUT WHERE WE WANTED TO RETIRE. WE LOOKED ALL OVER AUSTIN. WE TALKED TO OUR BANKER, LOOKED AT LOTS, TALKED ABOUT BUILDING A NEW HOUSE AND AFTER WE SORT OF THREW ALL OF THOSE -- SORTED THROUGH ALL OF THOSE OPTIONS WE DECIDED WE WANTED TO STAY WHERE WE WERE. WE LOVE OUR NEIGHBORHOOD, OUR NEIGHBORS, WE JUST CAN'T IMAGINE LIVING ANYPLACE ELSE. WE DECIDED TO GO WITH THE REMODELING PLANS. THEY ARE KIND OF DIVIDED INTO TWO SETS. ONE IS THE ACTUAL EXPANSION, WE ARE PUSHING THE BACK WE WILL OF THE HOUSE OUT 8 FEET. WHICH THAT JUST MEANS THAT THREE ROOMS IN OUR HOUSE ARE GETTING BIGGER. IT MAKES OUR GUEST BEDROOM MULTI-PURPOSE. WE CAN HAVE A GUEST BEDROOM AND WE CAN HAVE AN EXERCISE ROOM. WE CAN EXERCISE AT NIGHT WHEN IT'S 112, YOU KNOW, ANY TIME WE DON'T HAVE TO GO TO THE GYM. AND IN OUR MASTER BEDROOM, THE EXTRA ROOM IS GOING TO BE A HOME OFFICE. SO THAT WE CAN KEEP ALL OF OUR PERSONAL PAPERS IN A MORE PRIVATE PLACE IN OUR HOME, IT WILL JUST BE OUR PRIVATE OFFICE. THEN THE OTHER EXPANSION IS IN OUR DINING ROOM. WE WANT TO HAVE A DINING ROOM TABLE BIG ENOUGH SO THAT WE CAN HOST FAMILY GATHERINGS IN OUR DINING ROOM. OKAY. THE OTHER PART OF THE REMODELING PLAN IS FIXING THINGS IN OUR HOUSE THAT WE NEED TO CHANGE SO IT CAN BE OUR RETIREMENT HOME. WE ARE TAKING ABOUT MAKING THE DOOR BETWEEN THE MASTER BEDROOM AND BATHROOM BIG ENOUGH TO GET A WHEELCHAIR THROUGH. WE ARE TALKING ABOUT MAKING A WALK-IN SHOWER WITH A BENCH SO WE CAN SIT DOWN AND TAKE A SHOWER IF WE NEED TO. I KNOW THESE AREN'T REALLY BIG THINGS, BUT I KNOW FROM MY OWN PERSONAL EXPERIENCE WITH MY FAMILY, MY FATHER WAS DIAGNOSED WITH PARKINSON'S DISEASE SEVERAL YEARS AGO, AND THEY HAVE ONE STEP IN THEIR HOUSE TO GO FROM THEIR FAMILY LEVEL TO THEIR REMAINDER LEVEL OF THEIR HOUSE, HE HAS FALLEN ON THAT STEP FOUR TIMES IN THE LAST YEAR AND A HALF. ALL

OF THOSE RESULTED IN INJURIES THAT REQUIRED MEDICAL ATTENTION. SO I DON'T WANT A STEP IN THE MIDDLE OF MY HOUSE. NOBODY KNOWS WHAT'S GOING TO HAPPEN TO THEM IN THE FUTURE. I DON'T. BUT I WANT KERRY AND I TO BE PROACTIVE NOW TO CREATE A HOUSE THAT WE THINK WILL SATISFY OUR NEEDS WHEN WE DO RETIRE [BUZZER SOUNDING] SO I THANK YOU FOR LISTENING TO OUR REQUESTS AND I HOPE THAT YOU CAN GRANT US A VARIANCE SO THAT WE CAN STAY IN THE HOUSE AND NEIGHBORHOOD WE LOVE SO MUCH. THANK YOU.

Mayor Wynn: THANK YOU, MS. ROSSI. COUNCIL, THAT'S ALL OF THE CITIZENS WHO HAVE SIGNED UP TO SPEAK ON THIS PUBLIC HEARING. I WILL ENTERTAIN A MOTION TO CLOSE IT. MOTION MADE BY COUNCILMEMBER THOMAS, SECONDED BY COUNCILMEMBER DUNKERLY TO CLOSE THIS PUBLIC HEARING. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7-0. [ONE MOMENT PLEASE FOR CHANGE IN CAPTIONERS]

WE'VE DONE QUITE A BIT ON THE LOWER PART OF SHOAL CREEK ON CONVEYANCE AND STABILITY OF THE BANK. THERE'S WORK IN THE LOWER PART. IN THE UPPER PART THERE'S A NUMBER OF DETENTION PONDS THAT WERE CONSTRUCTED. THE LAST ONE WAS FINISHED IN THE YEAR 2000 AND IT'S AT THE INTERSECTION OF 183 AND MOPAC. SO THERE'S BEEN QUITE A BIT OF WORK. MR. KIMBROUGH REFERENCED THE CHANGES IN THE FLOODPLAIN ELEVATION. AT ONE TIME HE WAS NOTIFIED THAT IT WENT DOWN. THAT WAS AS A RESULT OF THE INVESTMENT THE CITY MADE IN THE WATERSHED.

Thomas: FROM THE HIGH RAINS WE'VE HAD RECENTLY, HAS IT AFFECTED ANYBODY IN THAT PARTICULAR AREA THAT WE'RE TALKING ABOUT?

IN THE LAST TWO YEARS WE HAVEN'T HAD A MAJOR EVENT IN SHOAL CREEK THAT I RECALL. WE'VE HAD JUST -- LAST NOVEMBER WE HAD A PRETTY BIG EVENT IN WALLER CREEK,

BUT IT DIDN'T EXTEND RIGHT OVER TO SHOAL.

Thomas: ALL RIGHT. THAT'S IT. THANK YOU.

Mayor Wynn: FURTHER COMMENTS, QUESTIONS?
COUNCILMEMBER MCCRACKEN.

McCracken: I'LL JUST MOVE FOR APPROVAL OF THE
VARIANCE.

Thomas: SECOND.

Mayor Wynn: MOTION BY COUNCILMEMBER MCCRACKEN TO
APPROVE THE VARIANCE, SECONDED BY COUNCILMEMBER
THOMAS. FURTHER COMMENTS? I'LL JUST SAY THAT WE
RESPECT AND TAKE OUR STAFF'S RECOMMENDATIONS VERY
SERIOUSLY ON THESE. THIS CASE.

FIRST AND FOREMOST, ITS LITERAL PERIPHERAL EDGE OF
THIS FLOODPLAIN ISSUE GIVES US SOME COMFORT AS WELL
AS THE FACT THAT WE HAVE A PRECEDENT FOR A FEW
OTHER VARIANCES AT THAT IMMEDIATE LOCATION. AND
ALTHOUGH WE TRY NOT TO GIVE AS MANY VARIANCES AS
POSSIBLE, THIS ONE SEEMS WORTHY, SO I'LL BE
SUPPORTIVE AS WELL. FURTHER COMMENTS? HEARING
NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF
SEVEN TO ZERO. THANK YOU ALL VERY MUCH. SO COUNCIL,
LET'S SEE. WE STILL HAVE OUR TABLED TOD ORDINANCE
DISCUSSION THAT WE HAD EARLIER. WE STILL HAVE THE
POSTED ITEM NUMBER 37, WHICH WAS REGARDING OUR
BOND COMMITTEE. I BELIEVE THERE'S STILL A COUPLE OF
THINGS THAT ARE STILL IN PLAY. AND THE FACT THAT WE
DON'T HAVE OUR DEPARTMENTAL NEEDS ANALYSIS
BRIEFING FOR TWO MORE WEEKS, I BELIEVE, UNTIL APRIL
7TH, I SEE NOT MUCH HARM IN APPOINTING THIS BOARD
THIS EVENING. I'D ENTERTAIN A MOTION TO POSTPONE IF
THAT'S THE WILL OF THE COUNCIL. MOTION MADE BY
COUNCILMEMBER MCCRACKEN, SECONDED BY
COUNCILMEMBER THOMAS TO POSTPONE ITEM NUMBER 37

FOR TWO WEEKS TO APRIL 7TH, 2005. FURTHER COMMENTS? AND I WILL SAY THAT WE HAVE SENT LETTERS OVER TO THE OTHER FIVE COUNTY COMMISSIONERS COURTS WHO WILL BE APPOINTING A NON-VOTING MEMBER, AND FRANKLY, WE HAVEN'T HEARD BACK FROM THEM AS TO WHO WOULD BE THEIR APPOINTEE, SO MAYBE IT MAKES SENSE THAT WE DO ALL OF THESE AT THE SAME TIME. SO I'LL BE SUPPORTIVE OF THE POSTPONEMENT. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION TO POSTPONE ITEM NUMBER 37 PASSES ON A VOTE OF SEVEN TO ZERO. SO COUNCIL, WHAT'S YOUR WILL ON ITEM NUMBER 12, WHICH IS THE TOD ORDINANCE THAT WE TABLED EARLIER? WE HAD TECHNICALLY A MOTION AND A SECOND ON THE TABLE AND HAD BEGUN TO TALK ABOUT POTENTIAL AMENDMENTS, REALIZING THAT THE AMENDMENT DISCUSSION WOULD TAKE SOME TIME, SO WE TABLED THAT DISCUSSION. COMMENTS? COUNCILMEMBER SLUSHER, TECHNICALLY IT'S YOUR MOTION ON THE TABLE. YOU'RE WELCOME TO --

Slusher: MAYOR, WE CAN PICK UP WHERE WE LEFT OFF, IT'S FINE WITH ME. I HAD THE MOTION AND I THINK COUNCILMEMBER ALVAREZ HAD SOME PROPOSED AMENDMENTS. NO, ACTUALLY, IT WAS THE MAYOR PRO TEM THAT WAS MAKING THE AMENDMENT I THINK WHEN WE TABLED IT. I HAD ACCEPTED ONE OF HERS. I HAD ACCEPTED TO PUT ON NUMBER 2 ON THIS LIST AND ADDED A COUPLE OF WORDS TO THAT, AND I BELIEVE THAT WAS THE LAST THING WE DID. SO I'M FINE WITH IT AS IT IS. IF OTHER PEOPLE WANT TO OFFER AMENDMENTS, THEN I THINK THAT'S WHAT WE OUGHT TO DO AT THIS POINT.

Alvarez: IF WE HAD AN AMENDMENT ON THE TABLE THAT THE MAYOR PRO TEM SECONDED.

Slusher: WHICH ONE WAS THAT?

Mayor Wynn: THAT WAS THE FIVE AND SIX. WHAT IT WAS, WE HAD A MOTION ON THE TABLE BY COUNCILMEMBER SLUSHER, A SECOND BY COUNCILMEMBER THOMAS TO

APPROVE ITEM NUMBER 12 ON SECOND READING ONLY, OUR TOD ORDINANCE. WE THEN HAD A PROPOSED AMENDMENT BY COUNCILMEMBER ALVAREZ THAT WAS CONSIDERED NOT FRIENDLY AND SO WE HAD A MOTION TO AMEND BY COUNCILMEMBER ALVAREZ, SECONDED BY THE MAYOR PRO TEM, AND I DON'T HAVE IT IN FRONT OF ME, BUT I BELIEVE THAT WAS FOR THE LINE ITEMS FIVE AND SIX. THAT WAS SPECIFIC TO THE SALTILLO DISTRICT.

Slusher: AND WHAT THAT DOES -- LET ME REFRESH MY UNDERSTANDING AND ANYBODY ELSE'S THAT MIGHT NEED IT, THAT SAYS THAT THE STATION AREA PLANNING FOR THAT AREA IS ONLY THE CAP METRO 11 ACRES. IS THAT WHAT THAT AMENDMENT SAYS? AND THAT'S TOO SMALL AN AREA IN PARTICULAR BECAUSE THE BUSINESSES ALONG SIXTH STREET, SOME OF THEM THAT FRONT SIXTH STREET AND BACK UP TO THE TRACK WILL BE AFFECTED BY THAT. SOME OF THEM MIGHT WANT TO ADD BALCONIES, ADD DIFFERENT TYPES OF TRANSIT ORIENTED DEVELOPMENT. I THOUGHT THAT SHOULD BE PART OF THE PLANNING.

Mayor Wynn: UNDERSTOOD. AGAIN, WE HAVE A MOTION TO AMEND, SECONDED BY THE MAYOR PRO TEM. COMMENTS ON THE MOTION TO AMEND, AND WE JUST HEARD COUNCILMEMBER SLUSHER'S COMMENTS. COUNCILMEMBER MCCRACKEN.

McCracken: YEAH. I JUST WANTED TO CLARIFY BECAUSE I'M LOOKING AT AMENDMENTS FIVE AND SIX, AND NEITHER OF THOSE SEEM TO LIMIT THE SIZE OF THE SALTILLO TOD. SO I DIDN'T KNOW IF THAT HAD BE ADDED ON VERBALLY BECAUSE I RECALL HEARING COUNCILMEMBER ALVAREZ SPEAK TO THAT, BUT I DON'T SEE IT IN WRITING, SO I WANT TO MAKE SURE WHAT'S UP FOR US.

Alvarez: MAYOR? IT WAS SORT OF TIED TO MOTION 3 IN THE SENSE THAT THE ORIGINAL PROPOSAL WAS TO JUST HAVE THE STATION AREA PLANS FOR THE MIDWAY AND GATEWAY ZONES, AND NOT THE TRANSITION ZONES, SO THAT PRETTY MUCH DEFAC TOW MEANS SINCE THE BULK OF THE SALTILLO DISTRICT IS A TRANSITION ZONE, THEN THAT MEANS THAT PARTICULAR PART OF IT WOULDN'T BE PLANNED. BUT YOU'RE RIGHT, THAT ISN'T PART OF THIS

PARTICULAR MOTION, BUT I WAS TRYING TO INTRODUCE OTHER ALTERNATIVES THAT WOULD ACCOMPLISH THE SAME THING. NOT JUST THE DISCUSSION ON THESE TWO, BUT THESE TWO DON'T JUST LIMIT THE STATION AREA PLAN TO THAT -- TO THOSE 11 ACRES. AND WHAT I WAS -- THAT'S REALLY KIND OF THE INTENT REALLY BECAUSE I REALLY DON'T LIKE SORT OF THE WAY THAT THE TOD DISTRICT LINES HAVE BEEN DRAWN, AND SO I WOULD RATHER FOCUS ON THE 11 ACRES. WE'VE CREATED THIS WHOLE PROCESS WITH THE CITIZENS ADVISORY COMMITTEE TO FOCUS ON THOSE 11 ACRES, AND THEN ALL OF A SUDDEN NOW WHEN COMMUTER RAIL PASSES, WE COME BACK AND SAY, DO YOU KNOW WHAT, WE HAVE TO PLAN A MUCH BIGGER AREA, WHICH IN THIS CASE IS ABOUT A THIRD OF THE WHOLE NEIGHBORHOOD AREA, THE EAST CESAR CHAVEZ NEIGHBORHOOD AREA, WHICH OBVIOUSLY COULD HAVE VERY SIGNIFICANT IMPLICATIONS FOR THE PLAN IF WHATEVER THAT STATION AREA PLAN SAYS IS CONTRADICTORY TO WHAT THE NEIGHBORHOOD ADVOCATE WHEN HAD IT CREATED THE PLAN AND WHEN IT CAME BEFORE COUNCIL TO APPROVE THAT. SO WHAT I HAD DISCUSSED WAS MAYBE THERE IS A NEED TO REDRAW THE VARIOUS ZONES ASSOCIATED WITH THE TOD, GATEWAY, MIDWAY, TRANSITION, BUT I DON'T FEEL THAT WE SHOULD BE DOING THAT JUST BY TRADING HERE ON THE DAIS AS THAT THERE SHOULD BE AN INCLUSIVE PROCESS WHERE WE INVOLVE THE NEIGHBORHOODS. AND SO FAR WE'VE ONLY INVOLVED THE NEIGHBORHOODS ON THOSE 11 ACRES, AND NOW WHAT WE'RE SAYING IS THIS MUCH BROADER AREA ALSO GOES TO THAT GROUP THAT IS ALSO REALLY LOOKED AT THOSE 11 ACRES, BUT NOW ALL WILL OF A SUDDEN HAS THE AUTHORITY REALLY TO TRUMP TO A CERTAIN DEGREE ABOUT A THIRD OF THE GEOGRAPHIC AREA OF THIS NEIGHBORHOOD. SO THAT'S WHY I WOULD RATHER US GO THROUGH A PROCESS OF SAYING, OKAY, WELL, MAYBE IF THE COUNCIL'S WISH IS LET'S LEAVE LAMAR TOD THE WAY IT IS, LET'S LEAVE M.L.K. TOD THE WAY IT IS. OKAY. WE ALL AGREE THAT THIS IS A DIFFERENT KIND OF DISTRICT BECAUSE WE HAVE THIS CAG ALREADY IN PLACE OR THE SALTILLO DISTRICT FOR THE PROPERTY AND WE COULD TREAT IT DIFFERENTLY. SO WHAT I'M SUGGESTING IS THEN LET'S GO AHEAD AND TREAT IT DIFFERENTLY. SO

MAYBE IF FOLKS WANT TO GO THROUGH A PROCESS OF FIGURING OUT WHAT THE ZONES SHOULD BE, THEN LET'S HAVE THAT BE A PUBLIC PROCESS AND NOT JUST SAY, OKAY, WELL, I THINK FIFTH STREET AND SIXTH STREET AND SEVENTH STREET SHOULD BE IN THERE, BUT NOT FOURTH STREET. IT JUST SEEMS KIND OF AN ARBITRARY SORT OF WAY OF GOING ABOUT IT IN THAT IF WE REALLY WANT THESE PROCESSES TO BE OPEN, THEN LET'S GET THE NEIGHBORHOODS INVOLVED IN DECIDING THAT VERY BASIC PART OF THIS WHOLE DEBATE. AND THERE WAS A MEETING IN THAT NEIGHBORHOOD WHERE THEY HAD OVER 50 PROPERTY OWNERS AND THEY'RE ALL VERY CONCERNED ABOUT GENTRIFICATION, VERY CONCERNED ABOUT WHAT'S GOING TO HAPPEN NOT JUST IN THE CAPITAL METRO'S 11 ACRES, BUT NOW IN THIS WHOLE TOD BECAUSE YOU'RE TRYING TO EXPAND THE AREA ABOUT FIVE TIMES, THAT YOU'RE LOOKING TO PLAN ALL OVER AGAIN. AND SO I THINK THAT'S SOMETHING THAT WE SHOULD BE COGNIZANT OF AND THAT WE SHOULD BE SENSITIVE TO IN TERMS OF THIS PARTICULAR ORDINANCE. AND IF WE NEED TO TAKE 30 DAYS OR 60 DAYS ON THIS PARTICULAR ONE, BECAUSE IT SEEMS LIKE FOLKS ARE OKAY WITH WHATEVER WE MIGHT HAVE COME UP WITH FOR M.L.K. AND LAMAR, WELL, THEN LET'S TAKE THE TIME WE NEED TO MAKE SURE THAT THE NEIGHBORHOOD IS ENGAGED IN THIS PROCESS.

McCracken: TO MAKE SURE I UNDERSTAND. WE ARE CONSIDERING ITEMS FIVE AND SIX RIGHT NOW, AND NOT A CHANGE OF THE BOUNDARIES FOR SALTILLO. IS THAT THE AMENDMENT BEFORE US?

Alvarez: THE TWO AMENDMENTS BEFORE US -- AND I'M OFFERING THESE AS PEACE OFFERINGS THAT APPARENTLY NO ONE HAS TAKEN, SO NUMBER FIVE, WHAT IT WOULD DO -- SO THERE WOULD HAVE TO BE A FOLLOW-UP MOTION IF THESE WERE TO PASS, BUT THIS WOULD DESIGNATE THE CAPITAL METRO PROPERTY AS THE GATEWAY ZONE, JUST SO WE DON'T LEAVE IT AS A DONUT -- THE HOLE IN A DONUT AND TRY TO DEFINE AT LEAST SOMETHING ABOUT WHAT'S GOING ON IN THIS PARTICULAR AREA. AND THEN NUMBER 6 JUST SAYS THE CAG THAT WE'VE CREATED JUST LOOKS AT THE CAPITAL METRO 11 ACRES BECAUSE THAT'S WHY WE CREATED THE CAG FOR THAT SPECIFIC PURPOSE, AND ALL

WE'RE SAYING, OKAY, CARRY OUT YOUR MISSION. AND IF THERE'S ANY CHANGES TO ANY OTHER PART OF THE PLAN AS A RESULT OF ANY OF THE STATION AREA PLANNING, THEN THAT WORKS ITS WAY THROUGH THE PROCESS, THROUGH THE EAST CESAR CHAVEZ NEIGHBORHOOD PLANNING TEAM. AND THAT'S WHAT THESE TWO AMENDMENTS SAY. BUT I WOULD COME BACK AND SAY JUST LIMIT -- THE FOLLOW-UP AMENDMENT WOULD BE LIMIT THE STATION AREA PLAN TO THE GATEWAY ZONE, WHICH IN THIS CASE IS THOSE 11 ACRES FROM CAPITAL METRO.

McCracken: COUNCILMEMBER, I HEARD YOU SUGGEST SOMETHING A MOMENT AGO THAT SOUNDS LIKE A GOOD APPROACH AS WELL, WHICH IS TO BE FOR AL SEEIO -- SALTILLO, SINCE THERE IS SOME LACK OF CONSENSUS IN THE NEIGHBORHOOD THAT MAYBE WE COULD DEFER PLAZA SALTILLO FOR WHATEVER TIME YOU BELIEVE IS APPROPRIATE TO DEVELOP CONSENSUS IN THE APPROPRIATE BORDERS AND APPROPRIATE PROCEDURES, MOVE FORWARD WITH THE REST OF THEM, RECOGNIZE THAT THIS IS ONE THAT -- THE ONE THAT THERE'S NOT CONSENSUS. DOES THAT SOUND LIKE A POSSIBLE APPROACH AS WELL?

ALVAREZ: YEAH, THAT'S WHAT I WAS EXPLAINING IT WOULD BE ONE WAY THAT WE WOULD MOVE FORWARD. AND MAYBE EVEN BEFORE THIS COMES BACK FOR FINAL READING, MAYBE HAVE THE ABILITY TO -- TO BE A LITTLE MORE SPECIFIC ABOUT WHAT WE WANTED TO HAPPEN HERE AND NOT LEAVE IT SO OPEN-ENDED.

McCracken: I WOULD PREFER TO HANDLE IT THAT WAY RATHER THAN TRY TO LIMIT THE -- THE PROCESS IS IN FIVE AND SIX THAT MAY BE WHAT WE END UP WANTING TO DO, I HAVE SOME CONCERNS ABOUT THEM AS THEY ARE NOW, BUT I THINK THAT PERHAPS THAT COULD BE ADJUSTED OR GET CONSENSUS IF WE SPEND MORE TIME ON PLAZA SALTILLO THROUGH MAYBE DEFERRING A DECISION ON PLAZA SALTILLO FOR THE PERIOD OF TIME YOU BELIEVE IS APPROPRIATE.

Mayor Wynn: COUNCILMEMBER DUNKERLEY.

Dunkerley: I THINK THERE HAS BEEN -- I THINK THERE HAS BEEN A LOT OF PLANNING EVEN WITH TRANSPORTATION IN MIND IN THE SALTILLO TOD. SO I THINK THAT THAT WOULD BE A GOOD IDEA. I'LL PULL IT OUT, TREAT IT SEPARATELY, AND THEN LET'S DO ALL OF THE OTHERS IN CONFORMANCE WITH THE STAFF RECOMMENDATION. THAT WOULD BE MY SUGGESTION.

Mayor Wynn: I'M SORRY. SO COUNCILMEMBER, IS THAT -- IS THAT SUPPORTIVE OR NOT SUPPORTIVE OF THE MOTION TO AMEND.

Dunkerley: I DON'T KNOW WHAT THE RECOMMENDATION IS. THAT'S WHY I HAD TO STATE WHAT I WANTED.

Slusher: I THINK WHAT THEY'RE DOING IS --

Dunkerley: CAN SOMEBODY TELL ME WHETHER I'M IN SUPPORT OR NOT?

Slusher: I THINK, COUNCILMEMBER, YOU'RE NOT IN SUPPORT OF THE AMENDMENT IS THE WAY I UNDERSTAND IT.

Dunkerley: OKAY.

Slusher: BUT THAT YOU'RE OFFERING AN ALTERNATIVE OR YOU'RE BACKING THE ALTERNATIVE THAT COUNCILMEMBER MCCracken SUGGESTED, WHICH IS TO PULL SALTILLO OUT OF HERE ENTIRELY. AND THEN COUNCILMEMBER ALVAREZ HAS SUGGESTED THAT THERE BE A PROCESS TO DETERMINE THE BOUNDARIES OF THAT AREA. AND I THINK FOR MY PART I COULD -- I THINK I COULD GET TO AGREEING TO PULL IT OUT, BUT I'M NOT SURE WHAT THAT PROCESS IS GOING TO BE OR HAVE ANY IDEA AT THIS POINT WHAT THAT'S GOING TO BE. SO I PERSONALLY WOULD LIKE TO HEAR MORE ABOUT THAT BECAUSE I MIGHT ACCEPT THAT AS A FRIENDLY AMENDMENT ONCE I KNEW MORE ABOUT WHAT THAT PROCESS WOULD BE.

Dunkerley: GREAT.

Goodman: NOW, REMEMBER WHAT HAPPENED LAST TIME

YOU LISTENED TO DARRYL.

Slusher: SORRY, I DIDN'T HEAR YOU, MAYOR PRO TEM.

Goodman: I TOLD BETTY TO REMEMBER THE LAST TIME SHE LISTENED TO YOU. [LAUGHTER]

Slusher: THAT WAS WHEN SHE LISTENED TO YOU AND SHE STRAIGHTENED IT OUT LATER WITH ME. [LAUGHTER]

Thomas: MAYOR?

Mayor Wynn: COUNCILMEMBER THOMAS. TOM IF WE'RE GOING --

Thomas: IF WE'RE GOING TO PULL IT OUT, I WOULD LIKE TO KNOW MORE DETAIL ON WHAT WE'RE PULLING OUT AND THE PROCESS AND WHAT'S ON THE TABLE. BECAUSE I THINK EARLIER COUNCILMEMBER SLUSHER WAS AGREEING TO MAYBE IN THAT AREA SOMETHING A LITTLE BIT SMALLER, BUT NOT TO COMPLETELY, SO THAT'S WHAT I WOULD LIKE TO KNOW BEFORE I AGREE ON PULLING IT COMPLETELY OUT. DOES THAT MAKE SENSE? THAT WE NEED MORE DETAIL?

Slusher: I WAS SAYING THAT PERHAPS THAT COULD EVEN ARE R. BE WORKED OUT, THOSE BOUNDARIES, BEFORE THE NEXT READING. THAT SEEMS TO MAKE MORE SENSE TO ME. AND IF THAT PROCESS DOESN'T -- ISN'T LONG ENOUGH, THEN I'D BE OPEN TO PULLING IT OUT AS LONG AS THERE WAS SOME SORT OF PROCESS DEFINED. BUT I JUST THINK THAT MAKES MORE SENSE THAN JUST PUTTING THIS 11 ACRES. AND TO ME IT'S NOT A CHOICE BETWEEN THOSE 11 ACRES AND THE WHOLE AREA RECOMMENDED BY THE STAFF, IT'S SOMETHING SMALLER THAN THAT.

McCracken: I'LL OFFER A FRIENDLY AMENDMENT IN THE LINES THAT WE'VE ALREADY BEEN DISCUSSING THEN TO COUNCILMEMBER ALVAREZ AND MAYOR PRO TEM GOODMAN'S AMENDMENT.

Mayor Wynn: MOTION TO AMEND?

McCracken: YES, MOTION TO AMEND THE AMENDMENT. OR ACTUALLY FOR A SUBSTITUTE. AND IT WOULD BE TO DIRECT STAFF TO WORK WITH STAKEHOLDERS ON REVISIONS AND CHANGES TO THE BOUNDARIES OF THE SALTILLO -- PLAZA SALTILLO TOD AS WELL AS POSSIBLE AMENDMENTS TO THE PROCESS FOR DETERMINING THE FINAL STATION AREA PLAN. AND COME BACK WITH THOSE RECOMMENDATIONS BEFORE THIRD READING. KNOWING THAT THOSE REVISIONS COULD INCLUDE ALL OF THE SUGGESTIONS IN ITEMS FIVE AND SIX AS WELL AS IT COULD END UP BEING THAT THE BOUNDARY IS EITHER JUST THE 11 ACRES OR SOMETHING LARGER. I'LL OFFER THAT AS A FRIENDLY AMENDMENT OR A SUBSTITUTE AMENDMENT.

Slusher: IS THAT TO ME OR TO THEM?

McCracken: TO THEM.

Mayor Wynn: TECHNICALLY WE HAVE A MOTION TO AMEND BY COUNCILMEMBER ALVAREZ. I GUESS IF HE WOULD CONSIDER THAT FRIENDLY, HE COULD AMEND HIS AMENDMENT -- AMEND HIS MOTION ACCORDINGLY. OR WE COULD TAKE IT AS A SUBSTITUTE MOTION.

Alvarez: I WOULD SUBSTITUTE MY AMENDMENT WITH THAT AMENDMENT, BUT BASICALLY THAT'S WHAT WE'RE DOING, I GUESS.

Slusher: I DIDN'T UNDERSTAND THAT.

Mayor Wynn: SO ARE YOU COMFORTABLE WITH THAT, COUNCILMEMBER ALVAREZ, SUBSTITUTING THE --

Alvarez: BASICALLY, YEAH. MY AMENDMENT WOULDN'T HAVE THE EFFECT OF WHAT HE JUST DESCRIBED.

Slusher: COUNCILMEMBER MCCRACKEN, COULD YOU SUMMARIZE IT FOR ME AGAIN?

McCracken: YES. THE SUBSTITUTE WOULD BE TO DIRECT STAFF TO WORK WITH ALL THE STAKEHOLDERS IN THE NEIGHBORHOOD ON -- BEFORE THIRD READING ON POSSIBLE REVISIONS TO THE BOUNDARIES OF THE PLAZA

SALTILLO TOD AS WELL AS POSSIBLE REVISIONS TO THE PROCESSES FOR DETERMINING THE FINAL STATION AREA PLAN. AND TO COME BACK WITH THESE RECOMMENDATIONS BEFORE THIRD READING. ON THE POSSIBLE REVISIONS BOTH TO THE BOUNDARY FOR THE TOD AS WELL AS FOR THE REVISIONS IN THE PROCESS FOR DEVELOPING THE STATION AREA PLAN. COUNCILMEMBER ALVAREZ HAS SET OUT SOME IDEAS FOR CHANGES IN THE PROCESS WHICH MAY BE WHAT STAFF COMES BACK TO US. HE'S ALSO SET FORTH SOME SUGGESTIONS FOR CHANGING THE BOUNDARY. WE'LL ESTABLISH A PROCESS BEFORE THIRD READING TO DEVELOP CONSENSUS IN THE NEIGHBORHOOD AND WORK WITH STAKEHOLDERS TO SEE WHAT EVERYBODY ELSE WANTS TO HAVE IN TERMS OF A PROCESS AND BOUNDARIES FOR PLAZA SALTILLO.

Slusher: I THINK THAT MAKES SENSE. DO WE HAVE ANY PRINCIPAL PRINCIPLES OR PARAMETERS WE'RE GOING INTO THAT WITH? I THINK FROM THE DISCUSSION HERE TODAY THAT WE DON'T WANT IT GOING OVER INTO THE SINGLE-FAMILY NEIGHBORHOODS. LET ME TICK THAT OFF AS ONE AND THEN ASK THE OTHERS TO CONFIRM IF THAT'S ACCURATE. BUT WE DON'T WANT IT SPILLING OVER INTO THE SINGLE-FAMILY NEIGHBORHOOD AREAS OF THE NEIGHBORHOOD, BUT WE'VE -- WE ALSO WANT TO HAVE A PROCESS WHERE EVERYONE IN THE AREA COULD PARTICIPATE IN THAT -- I'M TALKING ABOUT THE BROADER STATION AREA PLANNING PROCESS. AND THAT WE WOULD WANT THE BUSINESS OWNERS TO ALSO BE INVOLVED IN THIS. I WOULD THINK IT'S ALONG THE LINES OF THE AMENDMENT THAT I ACCEPTED EARLIER ABOUT EVERYONE THAT MAY PARTICIPATE, WE WOULD WANT TO HAVE THEM ALL AT THE TABLE, BUT WE ARE BASICALLY TALKING ABOUT WHAT ARE THE BOUNDARIES OF THE STUDY AREA AND THE TOD AREA AT THE PLAZA SALTILLO STOP. DID I SUMMARIZE THAT FOR ALL THREE OF YOU, FOUR, SIX? [LAUGHTER]

Mayor Wynn: COMMENTS?

Slusher: I WOULD ACCEPT IT THEN LIKE I EXPLAINED IT.

Mayor Wynn: SO WE NOW HAVE --

Alvarez: I ACCEPT HIS ACCEPTANCE.

Mayor Wynn: WE NOW HAVE AN AMENDED MAIN MOTION AND A SECOND TO APPROVE ITEM NUMBER 12, THE TOD ORDINANCE, ON SECOND READING ONLY. ANY FURTHER COMMENTS, AMENDMENTS? COUNCILMEMBER ALVAREZ.

Alvarez: YEAH. I THINK THE -- SINCE WE WERE TALKING ABOUT PROCESS, THAT ONE THING I WOULD LIKE TO SEE, BECAUSE EVERYONE IS SO CONCERNED ABOUT BEING INCLUSIVE IN TERMS OF HOW WE DRAW THE SALTILLO DISTRICT, IS THAT WE HAVE A PROCESS, WE MAP OUT ABOUT HOW THE STATION AREA PLAN IS GOING TO BE DEVELOPED BEFORE WE DO FINAL APPROVAL ON THIS ORDINANCE, SO THAT WE KNOW KIND OF WHAT JUST WAS DISCUSSED HERE, WHAT'S THE STRUCTURE OF THE STAKEHOLDER GROUP AND WHAT'S THE PROCESS WE'RE GOING TO GO THROUGH TO DEVELOP THE PLAN, MAKE SURE THERE'S NEIGHBORHOOD INPUT, MAKE SURE THAT, AGAIN, AT VARIOUS POINTS THERE'S NEIGHBORHOOD PARTICIPATION MUCH LIKE WE DID THE NEIGHBORHOOD PLANS BECAUSE AGAIN THIS COULD HAVE A VERY SIGNIFICANT EFFECT ON THE FINAL IMPACT, THE FINAL RESULT OF THOSE NEIGHBORHOOD PLANS, AND SO MAKE SURE THAT THAT SOMEHOW -- THIS PROCESS MIRRORS THAT PROCESS. BUT I WOULD LIKE TO KNOW WHAT -- YOU KNOW, HOW ARE WE GOING TO DEFINE THE STAKEHOLDER GROUP AND THEN WHAT ARE THE STEPS FOR DEVELOPING THE STATION AREA PLAN, WHICH I THINK ARE IN LINE WITH WHAT WE'VE JUST SPOKEN, WE JUST DECIDED HERE FOR SALTILLO, BUT HAVE IT MAPPED OUT NOT JUST FOR THE BOUNDARIES, BUT JUST THE PROCESS IN AND OF ITSELF OF ACTUALLY DEVELOPING THE PLAN. AND I'M NOT SURE IF WE HAVE SOMETHING FOR -- THAT WE ADOPTED WHEN WE APPROVED THE SALTILLO DISTRICT, THE CREATION OF THE CAG FOR THE CAPITAL METRO PROPERTY, BUT WE'LL TRY TO FIND A MODEL THAT OUTLINES WHAT THE PROCESS WILL LOOK LIKE SO THAT INTERESTED PARTIES WILL KNOW THAT THEY WILL BE ABLE TO PLUG IN AT VARIOUS POINTS. AND SO I DON'T HAVE A SPECIFIC PROPOSAL, BUT IF -- I THINK THAT THAT'S AN IMPORTANT THING FOR US TO FIGURE OUT BEFORE WE HAVE FINAL APPROVAL OF THIS. THANK YOU,

MAYOR.

Mayor Wynn: MAYOR PRO TEM.

Goodman: WE KEEP INVENTING THE WHEEL WHEN WE'VE ALREADY GOT THE WHEEL LAID OUT IN SEVERAL PLACES. WE HAVE ALMOST WORD FOR WORD THE LANGUAGE THAT GEORGE SUPPLIED US TODAY AND THAT WE'RE TRYING TO REINVENT IN THESE OTHER AMENDMENTS. THAT IS ACTUALLY THE AMENDMENT PROCESS FOR NEIGHBORHOOD PLANS. SO SINCE THIS IS AN OBVIOUS AMENDMENT TO A NEIGHBORHOOD PLAN, WHETHER CHANGES ARE TO BE MADE, WHY DO WE HAVE SUCH DIFFICULTY IN JUST GOING AHEAD WITH COMPLYING WITH THE NEIGHBORHOOD PLAN AND LETTING IT GO THROUGH AS AN AMENDMENT TO THE PLAN IN THE PROCESS THAT WE ALREADY INVENTED BEFORE? AND THAT WE SEEM TO BE MIRRORING, ONLY WE'RE TRYING TO INVENT IT TODAY FOR A DIFFERENT PIECE OF PAPER WHEN IT ALREADY EXISTS.

Mayor Wynn: COMMENTS? MISS GLASGO?

MAYOR AND COUNCILMEMBERS, I'D LIKE TO JUST MAKE A COMMENT OR RATHER JUST AGREE WITH WHAT MAYOR PRO TEM HAS STATED. WE WERE PLANNING ON COMING TO YOU IN APRIL TO LAY OUT THE PROCESS BY WHICH WE WOULD FOLLOW IN WORKING WITH CONSULTANTS TO DO THE PROCESS. AND WE WHAT WE DID A FEW WEEKS AGO, WE ABOUT BASICALLY WHAT THE MAYOR PRO TEM INDICATED, WE BASICALLY PULLED OUT OUR PROCESS, THE NEIGHBORHOOD PLANNING PROCESS TO GO OUT AND DO EXACTLY WHAT THE MAYOR PRO TEM AND COUNCILMEMBER ALVAREZ ARE STATING. THE PROCESS WILL BE THE SAME. WHEN YOU CREATE A TIME LINE FROM WHICH YOU CREATE A SCOPE OF WORK SO THAT YOU KNOW WHEN YOU NEED TO PLAN AHEAD, YOU CREATE A TIME LINE WHEN YOU DO YOUR INTERNAL RESEARCH AND ANALYSIS AND THEN WHEN YOU BEGIN ENGAGING THE STAKEHOLDERS. SO WE'VE ALREADY DONE THAT. WE CREATED A DRAFT FOR STAFF TO GIVE US AN IDEA OF HOW LONG IT'S GOING TO TAKE US TO DO THE STATION AREA PLANS. AND WHEN WE BRING IN THE CONSULTANTS, WHAT THEY'RE ROLLS ROLES ARE, WHAT THE STAKEHOLDER ROLES ARE, AND IT'S PRETTY MUCH THE

SAME. WE COLLECT THE DATA, HAVE THE INFORMATION, HAVE THE WORKSHOP, WE ENGAGE THE STAKEHOLDERS, GIVE THEM THE DATA, THE ANALYSIS OF THE INFRASTRUCTURE ASSESSMENT, HOUSING, AND THEY GIVE US A FEEDBACK OF WHAT THEY WOULD LIKE TO SEE. BUT THAT WOULD BE THE PROCESS, AND WE CAN CERTAINLY SHARE THAT INFORMATION WITH YOU. THE PLANNING COMMISSION ADOPTED THE PROCESS THAT WE FOLLOW RIGHT NOW THAT CAPTURES ALL THOSE ELEMENTS AND WOULD BE EXACTLY THE SAME.

ALICE, DOESN'T THE ORDINANCE ALSO EXPLICITLY SAY THAT THE STARE AREA PLAN WILL GO THROUGH THE NEIGHBORHOOD PLAN AMENDMENT PROCESS? ORIGINALLY IT SAID IF IT REPRESENTED SIGNIFICANT CHANGES AND REALTERED THAT SO THAT IT GOES THROUGH WHETHER IT MAKES SIGNIFICANT CHANGES TO THE NEIGHBORHOOD PLAN.

CORRECT. THE WAY THE ORDINANCE READS NOW IS WE ARE GOING TO CHANGE THE NEIGHBORHOOD PLAN AUTOMATICALLY AS A MATTER OF COURSE BECAUSE WHAT IS ENVISIONED WITH THE TOD THAT ONCE YOU ADOPT THE ORDINANCE, THE STEP TWO, THE STATION AREA PLAN, WHAT THEY WILL DO IS THAT WILL ERASE THE EXISTING ZONING AND YOU WILL HAVE A NEW ZONING DISTRICT CALLED TOD. SO THAT'S AUTOMATICALLY GOING TO REQUIRE AN AMENDMENT TO THE NEIGHBORHOOD PLAN. SO WE'RE GOING TO FOLLOW THAT PROCESS, SO YOU ARE CORRECT, MAYOR PRO TEM, AND ALSO COUNCILMEMBER ALVAREZ, THAT THE PROCESSES WILL MIRROR EACH OTHER SO THAT WE DON'T NEED TO RECREATE ANOTHER PROCESS.

Goodman: WELL, WITH ONE SMALL NUANCE, AMENDMENT NUMBER 11. BECAUSE IF YOU'RE ACKNOWLEDGING THAT THE NEIGHBORHOOD PLAN AMENDMENTS MUST BE REVIEWED IN CONJUNCTION WITH PUTTING THE TOD ON TOP OF IT, THAT DOES GIVE THEM THE ABILITY TO TAILER IT, AS OPPOSED TO WHAT WE'RE DOING, WHICH IS A COOKIE CUTTER APPROACH EXCEPT FOR SALTILLO.

CORRECT. AND EVEN FOR SALTILLO, THE VISION WAS THAT

THE STAKEHOLDERS WOULD HELP -- ONE OF THE FIRST STOPS FOR SALTILLO, WHAT THEY WOULD DO, UNLIKE ANYBODY ELSE WITH THE OTHER TOD'S, THEY WOULD HAVE TO WORK ON THE BOUNDARIES OF THEIR TOD. THEY WOULD HAVE TO DECIDE HOW SMALL THEY WANTED, HOW BIG, BUT THE INTENT WAS TO WAIT UNTIL THE STATION AREA PLAN WAS THERE AND WOULD TOTALLY DEFINE THEIR BOUNDARIES. ONE OF THE ITEMS LISTED IN THE TOD ORDINANCE IS AT THE TIME OF STATION AREA PLANINGS, THE STAKEHOLDERS WILL HAVE THE ABILITY TO DEFINE THE LOCATION, THE SIZE OF THE GATEWAY, THE SIZE OF MIDWAY AND TRANSITION, IF ANY. SO ALL THOSE BOUNDARIES COULD ALL SHRINK OR INCREASE DEPENDING ON WHAT THE STAKEHOLDERS WANT. SO THAT WAS REALLY THE PLAN OR THE VISION FOR DEFERRING TO STEP 2 SO THAT STEP 2 WOULD BRING YOU A DOCUMENT THAT REFLECTS THE COMMUNITY'S DESIRE AS TO WHAT IT IS THAT THEY WANT. AND THE BEAUTY OF THIS PROCESS IS THAT WHAT WE WANT TO DO IS GO OUT TO THE STAKEHOLDERS AND LET THEM NOT THINK ABOUT ZONING OR -- JUST TELL US WHAT IT IS THEY WOULD LIKE TO SEE, HAVE THE CONSULTANTS FROM A DESIGN STANDPOINT DRAW WHAT IT IS THAT THEY WOULD LIKE TO SEE, AT LEAST FROM A STREET SCAPE AND DESIGN ELEMENT, AND THEN THAT WILL BE THEN CRAFTED INTO THE ORDINANCE FOR THE CITY COUNCIL TO ULTIMATELY APPROVE. SO THAT'S THE VISION, AND HOPEFULLY THAT GIVES YOU SOME ASSURANCE THAT ALL OF YOUR CONCERNS AS YOU'VE ADDRESSED THEM TODAY AND AS WE'VE LISTENED TO THEM, THAT OUR INTENT WAS TO REALLY HAVE ALL THOSE ELEMENTS CAP OCCURRED AND -- CAP CAN CHURRED AND REFINED BY ALL THE STAKEHOLDERS AS THEY WOULD LIKE TO SEE THEIR STATION AREAS EVOLVE OVER TIME.

Goodman: I THINK YOUR INTENT IS NOT QUITE THE INTENT OF COUNCILMEMBER SLUSHER, WHO WANTED TO HAVE SOME OF THOSE THINGS AUTOMATIC AND NOT DISCUSS, AND RECOMMENDED FROM THE DIFFERENT NEIGHBORHOOD PLANNING EFFORTS FOR THEIR TOD, RIGHT? WE WANTED TO GIVE SALTILLO A LITTLE LEEWAY, BUT YOU WANTED SOME ABSOLUTES ON ALL THE OTHERS.

Slusher: ABSOLUTE? NO, I THINK IT WAS I DIDN'T WANT TO

HAVE THE ABSOLUTES GOING IN, BUT MAYBE I'M NOT FOLLOWING WHAT YOU'RE SAYING.

Goodman: WELL, YOU DIDN'T -- YOU DIDN'T LIKE THE NEIGHBORHOOD PLAN --

Slusher: I WANTED ANY CHANGE TO THE NEIGHBORHOOD PLAN TO HAVE TO GO THROUGH THE NEIGHBORHOOD PLANNING PROCESS. EARLIER TODAY THERE WAS DISCUSSION WHERE I SAID I DIDN'T WANT TO -- ON THE FRONT END OF THIS PROCESS SAY THAT THERE WON'T BE ANY RECOMMENDATION -- THAT WE SHOULDN'T SAY WE WON'T ACCEPT ANY CHANGES TO THE NEIGHBORHOOD PLAN, WE WON'T ENTERTAIN ANY, BUT I DIDN'T WANT TO CLOSE THAT DOOR, BUT I DID NOT WANT THIS PROCESS TO TRUMP THE NEIGHBORHOOD PLANS AUTOMATICALLY, EXCEPT WHERE MR. ADAMS POINTED OUT THAT ARE ALREADY IN HERE. BUT IF THERE'S LAND USE CHANGE THAT'S RECOMMENDED IN THIS PROCESS, IT WOULD JUST BE THAT, A RECOMMENDATION. IT WOULD THEN GO THROUGH THE NEIGHBORHOOD PLANNING PROCESS AND THE COUNCIL WOULD ULTIMATELY DECIDE WHETHER TO APPROVE THAT RECOMMENDATION OR TO REJECT IT. -- REJECT IT.

Goodman: OKAY. THEN I'M NOT FOLLOWING WHY YOU DIDN'T WANT AMENDMENT NUMBER 11. WERE YOU NOT IN FAVOR OF 11?

Slusher: 11? I DIDN'T KNOW WE HAD EVER PROPOSED --

Goodman: THAT'S WHAT I STARTED OUT WITH FOR ME WAS 2 AND 11.

Slusher: I REMEMBER BEING ON -- LET ME GO BACK THERE. THE ONE I REJECTED WAS, I THINK, -- I THINK IT WAS THREE. SOMETHING COUNCILMEMBER ALVAREZ WAS TALKING ABOUT ORALLY WHEN WE WERE DISCUSSING I THINK AMENDMENT NUMBER 3. I DON'T RECALL THAT WE EVER GOT TO 11.

Goodman: WELL, I MENTIONED 11 WHEN I MENTIONED 2, BECAUSE IT WAS A NEIGHBORHOOD PLAN THAT I WANTED --

ASKED TO BE RECOGNIZED AS THE MASTER PLAN.
REMEMBER I TALKED ABOUT --

Slusher: THEN IT WAS BECAUSE IT WAS LUMPED IN WITH THE ONE THAT WAS SOMETHING I DIDN'T SUPPORT, BUT ALL THIS SAYS IS THAT ANY CHANGE WOULD HAVE TO GO THROUGH -- ANY CHANGE TO THE NEIGHBORHOOD PLAN WOULD HAVE TO GO THROUGH THE NEIGHBORHOOD PLAN AMENDMENT PROCESS. AND I AGREE WITH THAT. AND I HAD EVEN ASKED MR. ADD DAMDZ MYSELF THAT -- ADAMS MYSELF THAT EARLIER TODAY.

Goodman: OKAY.

Slusher: BUT THE THING IS, IS THIS REALLY AN AMENDMENT, A NEEDED AMENDMENT, OR IS -- I THOUGHT ALREADY THAT ANY CHANGE TO A NEIGHBORHOOD PLAN WOULD HAVE TO GO THROUGH THE NEIGHBORHOOD PLAN. I DIDN'T -- I GUESS HE LISTED OFF THREE OR FOUR THINGS THAT DON'T. IS THAT THE DIFFERENCE IN WHAT WE'RE TALKING ABOUT HERE?

Goodman: WELL, I THINK SO.

Slusher: OKAY.

Goodman: AT THIS POINT I CAN'T TELL YOU FOR SURE.

Slusher: WELL, I GUESS HE NEEDS TO COME BACK UP AND SAY WHAT THOSE THINGS ARE. I THINK THAT'S WHERE WE ARE HERE. YOU'RE SAYING THAT ANY CHANGE, INCLUDING THE ONES THAT HE LISTED OFF THAT ARE ALREADY CONTAINED IN THIS ORDINANCE, SHOULD GO THROUGH THE NEIGHBORHOOD PLANNING PROCESS.

Goodman: YEAH.

Slusher: YEAH. SO LIST OFF TO US WHAT THOSE ARE.

I'M SORRY, COUNCILMEMBER, COULD YOU REPEAT THE QUESTION?

Slusher: OKAY. I THINK HERE'S WHAT -- I THINK HERE'S WHAT

THE MAYOR PRO TEM AND I ARE DIFFERING OR AT LEAST MISUNDERSTANDING WHAT WE MEAN ANYWAY. IS THAT EARLIER IN THE DAY, MUCH EARLIER, I ASKED YOU DID THIS PROCESS -- DID THIS ORDINANCE AS CURRENTLY CONSTITUTED TRUMP THE NEIGHBORHOOD PLANS IN ANY AREAS. AND YOU LISTED OFF THREE, MAYBE FOUR AREAS WHERE IT DOES. AND THAT EVERYTHING ELSE, LIKE LAND USE, WOULD HAVE TO COME OR ZONING WOULD HAVE TO COME THROUGH THE NEIGHBORHOOD PLANNING PROCESS. SO I THINK WHAT'S HAPPENING WITH THE MAYOR PRO TEM IS OFFERING AN AMENDMENT THAT WOULD SAY ANY CHANGE IN THE NEIGHBORHOOD PLANNING -- ANY CHANGE IN THE NEIGHBORHOOD PLAN WOULD HAVE TO GO THROUGH THE NEIGHBORHOOD PLANNING PROCESS AND NOT BE TRUMPED BY THIS ORDINANCE. SO THEN WHAT WE NEED TO DETERMINE IS WHAT ARE THOSE AREAS WHERE THIS ORDINANCE TRUMPS THE NEIGHBORHOOD PLANS.

IF I CAN TRY TO CLARIFY SEVERAL THINGS. THERE ARE SEVERAL CHANGES IN -- IF YOU -- WHEN YOU ADOPT THE ORDINANCE, THERE ARE SEVERAL CHANGES THAT WOULD OVERRIDE POTENTIALLY SOME OF THE USES IN THE NEIGHBORHOOD PLANS AND THE SITE DEVELOPMENT STANDARDS, A FEW OF THE SITE DEVELOPMENT STANDARDS. THOSE WERE THE THREE OR FOUR THINGS YOU REFERENCED JUST A MOMENT AGO. IN ADDITION, THE ORDINANCE INDICATES AND OUR INTENT IS ALL OF THE STATION AREA PLANS WOULD -- IN THE AREAS WHERE THERE ARE ADOPTED NEIGHBORHOOD PLANS, WOULD BE PROCESSED AS THE NEIGHBORHOOD PLAN AMENDMENT, EVEN IF THE ZONING -- EVEN IF THE PRACTICAL EFFECT IS NO CHANGE IN THE ZONING STANDARDS. WE'RE SAYING THAT WE WOULD TAKE THOSE THROUGH THE PLAN AMENDMENT PROCESS FOR THE REASON THAT MS. GLASGO MENTIONED, THAT TECHNICALLY WE ARE CHANGING IT FROM THE TWISTING ZONING TO TOD. AND WE WOULD DO THAT EVEN IF THERE WERE NO SUBSTANTIVE CHANGE IN THE STANDARDS.

Slusher: OKAY. I TELL YOU WHAT, TO ME NEIGHBORHOOD PLANNING IS VERY DRY SUBJECT TO BEGIN WITH, AND I'M GOING TO NEED TO SEE THESE BROKEN OUT IN WRITING AS TO WHAT -- EXACTLY WHAT THESE AREAS ARE BEFORE I

COULD DECIDE WHETHER TO SUPPORT THIS AMENDMENT OR NOT. AND I DON'T KNOW IF WE CAN DO THAT TONIGHT. I DON'T KNOW IF WE WANT TO DO THAT TONIGHT, BUT WE CERTAINLY SHOULD DO IT BEFORE WE APPROVE IT ON THIRD READING.

AND YOU'RE REFERENCING THE CHANGES THAT --

Slusher: ANYWHERE THIS ORDINANCE, AS CURRENTLY CONSTITUTED, TRUMPS THE NEIGHBORHOOD PLAN.

I CAN RUN THROUGH THOSE VERY QUICKLY IF YOU WOULD LIKE OR WOULD BE GLAD TO BRING THE INFORMATION BACK TO YOU, WHATEVER YOUR PREFERENCE.

Slusher: DO YOU WANT TO DO IT NOW, MAYOR PRO TEM? ALL RIGHT. WE'VE REACHED AGREEMENT. [LAUGHTER] SOCO WE -- COULD YOU BREAK THAT OUT IN WRITING FOR US BEFORE THE THIRD READING? SO THEN WE WOULD TABLE AMENDMENT NUMBER 11 FOR RIGHT NOW.

Goodman: RIGHT.

Alvarez: MAYOR?

Goodman: COUNCILMEMBER ALVAREZ.

Alvarez: SO LET ME SEE IF I UNDERSTOOD MR. ADAMS CORRECTLY. ARE YOU SUGGESTING THAT WHAT YOU DESCRIBED RIGHT NOW IN TERMS OF HOW THE STATION AREA PLAN WOULD BE HANDLED IS WHAT THE LANGUAGE ADOPTED ON FIRST READING WOULD DO?

THAT'S CORRECT.

Alvarez: THE STATION AREA PLAN WOULD GO THROUGH THE NEIGHBORHOOD PLAN PROCESS REGARDLESS OF IF THERE WERE ANY CHANGES TO THE LAND USE MAP OR THE ZONING RESTRICTIONS AND THE SITE DEVELOPMENT STANDARDS, IT WOULD GO THROUGH THAT PROCESS.

THAT'S CORRECT.

Alvarez: I THINK WE JUST CLARIFY THAT LANGUAGE A LITTLE BIT. IF THAT WAS THE INTENT, I THINK THAT'S WHAT MAYOR PRO TEM AND I -- MAYOR PRO TEM WAS TRYING TO EXPLAIN, AND I SUPPORT THAT CONCEPT. I JUST WANTED TO MAKE SURE THAT I UNDERSTOOD YOUR EXPLANATION.

Mayor Wynn: FURTHER COMMENTS? AGAIN, WE HAVE A MAIN -
- A FRIENDLY AMENDED MAIN MOTION ON THE TABLE, SECONDED BY COUNCILMEMBER THOMAS, TO PASS THIS ORDINANCE ON SECOND READING ONLY, WITH THE SPECIFIC DIRECTION REGARDING THE PLAZA SALTILLO DISTRICT. AM I MISSING ANYTHING ELSE?

Slusher: I'VE GOT ONE. I DON'T KNOW IF ANYBODY IS GOING TO BE IN THE MOOD TO ACCEPT ANY AMENDMENTS FROM ME, BUT MR. PONTENE, WHO IS A PROPERTY OWNER IN THE AREA, HE POINTED OUT ONE THING THAT I THOUGHT MADE SENSE. THEY ALL MADE SENSE, BUT I MEAN IN PARTICULAR. THE FIRST ONE IS THAT UNDER 25-2-786, THE AMENDMENT STATION AREA PLAN B, IT SAYS AMENDMENTS TO A STATION AREA PLAN MAY BE PROPOSED BY LANDOWNERS NOT MORE THAN ONCE EACH CALENDAR YEAR. AND HE JUST WANTED TO CLARIFY THAT THAT MEANS PER PROPERTY OWNED. BECAUSE SOMEBODY WOULD OWN MORE THAN ONE PROPERTY AND IT COULD BE INTERPRETED THAT THEY COULD ONLY COME FORWARD WITH ONE OF THOSE PROPERTIES PER YEAR. SO IF ANYBODY WANTED TO ADD THAT -- OFFER THAT LANGUAGE AS A FRIENDLY AMENDMENT, I WOULD ACCEPT IT.

Mayor Wynn: I WOULD CERTAINLY AGREE WITH THAT. I DON'T KNOW IF THE CHAIR CAN MAKE AN AMENDMENT OR NOT.

I'LL OFFER IT.

Slusher: YOU WOULD ADD THE WORDS PER PROPERTY. CONSIDERED FRIENDLY. COUNCILMEMBER THOMAS, IS THAT A FRIENDLY AMENDMENT? THANK YOU.

Slusher: AND THEN RATHER THAN GET INTO THIS ONE TONIGHT, ANOTHER QUESTION HE HAD OR SUGGESTION WAS UNDER 25-2-754-A THAT SAYS REVISE ORDINANCE CLARIFIES THAT THE MINIMUM HEIGHT APPLIES ONLY

DURING STEP 2 WITH AN ADOPTED STATION AREA PLAN AND DOES NOT APPLY THE SITES OF LESS THAN # THOUSAND SQUARE FEET. HE FELT THAT SHOULD SAY 9,000. IF WE COULD HAVE THE STAFF GET WITH HIM AND JUST DISCUSS THAT IN THE -- BETWEEN THE SECOND AND THIRD AND COME UP WITH THE RECOMMENDATION ON THAT. IT WOULD BE OPEN TO ANY EXPLANATION YOU HAVE TO ME AND THE OTHER COUNCILMEMBERS AS WELL.

Mayor Wynn: COMMENTS?

Slusher: THERE'S THE ONE THAT -- THE AFFORDABLE HOUSING GROUP PUT FORWARD, I WOULD LIKE SOME STAFF INPUT ON THESE BEFORE THIRD READING. THERE'S A TWO-PAGER THAT THEY PUT OUT, SO I WOULD JUST PUT THEM ON NOTICE THAT WE'LL DISCUSS THESE POSSIBLY ADD SOME OF THESE ON AT THE THIRD READING.

Alvarez: MAYOR?

Mayor Wynn: COUNCILMEMBER ALVAREZ.

Alvarez: I DID WANT TO HAVE A BIT OF A DISCUSSION ON AFFORDABLE HOUSING. I THINK THAT MY SUGGESTIONS WERE NOT TO HAVE THE AMENDMENTS OR -- MY PROPOSAL TO AMEND THE RESOLUTION ON HOUSING, IT WOULD BE TO INCLUDE THE AFFORDABILITY REQUIREMENTS IN THE ORDINANCE ITSELF. I THINK THAT'S WHAT THE TRANSIT COMMUNITIES GROUP ALSO WAS REQUIRING OR SUGGESTING, THAT THE AFFORDABILITY REQUIREMENTS BE PART OF THE ORDINANCE. AND SO WHAT I WOULD LIKE TO DO IS JUST, AS I HAD EXPLAINED BEFORE, IS TO HAVE THE AFFORDABILITY TARGETS -- THE AFFORDABILITY REQUIREMENT BE MANDATORY IN STATION AREA PLANS OR TOD DISTRICTS WHERE WE'RE PROVIDING A DENSITY BONUS BECAUSE THAT'S HOW WE'VE APPROACHED THESE SORTS OF THINGS IN THE PAST, AND WE HAVEN'T NECESSARILY ATTACHED AFFORDABILITY REQUIREMENTS WITHOUT PROVIDING THAT DENSITY BONUS IN THE PAST, SO I WOULD LIKE TO SEE IF THAT CAN BE INCORPORATED INTO THE ACTUAL ORDINANCE, AND NOT JUST -- AND NOT JUST BE PART OF THE RESOLUTION. I DON'T THINK THAT THE WAY MY AMENDMENTS WERE DRAFTED, THEY WERE DRAFTED IN A

WAY THAT WOULD AMEND THE RESOLUTION AND NOT THE ORDINANCE. SO I THINK I NEED A LITTLE MORE WORK ON THOSE AMENDMENTS, BUT I DON'T KNOW IF ANYBODY WANTS TO SPEAK TO THE AFFORDABILITY ISSUES. I THINK THAT I PERSONALLY WOULD LIKE TO SEE IT IN THE ORDINANCE AND NOT JUST OWE IN THE ACCOMPANYING RESOLUTION.

COUNCILMEMBER, CAN I CLARIFY THE REQUEST? I THINK RIGHT NOW IN THE ORDINANCE, THERE'S A GOAL THAT IS STATED IN THERE. ARE YOU ASKING US TO LOAD THE DETAIL OF THAT GOAL FROM THE RESOLUTION INTO THE ORDINANCE OR TO CHANGE IT TO SOMETHING DIFFERENT? FROM A GOAL TO SOMETHING DIFFERENT.

Alvarez: TO MAKE IT A REQUIREMENT. WHEN THE STATION AREA PLANS COME BACK, IF THEY'RE RECOMMENDING ANY KIND OF DENSITY BEYOND WHAT'S CURRENTLY PERMITTED, THAT'S WHEN YOU WOULD REQUIRE THAT THE AFFORDABILITY PIECE BE MET AS WELL. AND SO -- BUT I DON'T KNOW -- AT THIS POINT I DON'T KNOW THAT ANYTHING THAT WE'RE DOING IS INCREASING DENSITY IN -- IN AND OF ITSELF IS INCREASING IN DENSITY. MAYBE IF MS. GLASGO COULD SPEAK TO THAT. ONCE WE APPROVE THE TOD ORDINANCE, BY VIRTUE OF APPROVING THE TOD ORDINANCE, ARE WE ACTUALLY INCREASING DENSITY FOR ANY PROPERTIES THAT ARE WITHIN THE PROPOSED TOD DISTRICTS OR IS THAT -- ALL THAT HAPPENS AT THE STATION AREA PLANNING?

IT WILL HAPPEN IN STEP 2, DOING THE STATION AREA PLANNING. THAT'S WHEN THE ANALYSIS WILL OCCUR. RIGHT NOW YOU'RE CORRECT, YOU'RE NOT CHANGING THE STATUS QUO AS IT EXISTS TODAY FROM A ZONING STANDPOINT FOR DENSITY.

Alvarez: OKAY. SO WHAT I WAS SAYING IS WHEN THOSE ARE APPROVED, WE FIND THAT DENSITY IS BEING ADDED TO CERTAIN PROPERTIES THAT IF WE ADD THE REQUIREMENTS FOR AFFORDABILITY TO THOSE TOD DISTRICTS.

CORRECT. OUR HOPE WAS THAT WE WOULD DO THAT DURING STEP 2 BECAUSE WE WOULD HAVE ENOUGH

INFORMATION AT THAT TIME AFTER WE -- THE HOUSING CONSULTANT IF YOU WILL GIVES US THE ANALYS TO SHOW WHERE THE HOUSING AFFORDABILITY GAPS ARE, HOW MUCH THE GAPS ARE AND WHAT HOUSING TYPES NEED TO BE ACCOMMODATED IN EACH OF THOSE TOD'S. THEN WE WOULD OBVIOUSLY USE THE GUIDELINES THAT YOU'VE ESTABLISHED TO THE RESOLUTION TO ACHIEVE THOSE GOALS, DEPENDING ON THE NEEDS FOR EACH OF THOSE AREAS. BUT THE ORDINANCE AS IT READS RIGHT NOW DOES NOT HAVE ANY -- AS IN WHEN YOU HAD UNO, IF YOU WANT ADDITIONAL HEIGHT WE ASKED THAT YOU COULD PROVIDE CERTAIN AFFORDABILITY LEVELS. WE'RE NOT DOING THAT NOW WITH THE TOD.

Alvarez: BUT IS THAT SOMETHING WE COULD DO IN TERMS OF PUTTING IN THE ORDINANCE?

SO YOU WANT US TO EXPLORE WHETHER WE CAN INCLUDE THE INCREASED DENSITIES NOW OR LATER IN STEP 2?

ALVAREZ: WE INCLUDE A REGULATION THAT SAYS THROUGH THE TOD DISTRICT YOU RECEIVE ANY KIND OF INCREASED DENSITY, THEN THIS AFFORDABILITY REQUIREMENT APPLIES.

WE STRUCK THAT EARLY ON IN THE PROCESS SIMPLY BECAUSE WE WANTED TO BE ABLE TO BE A LITTLE BIT MORE AGGRESSIVE IN CERTAIN AREAS ONCE WE HAD SOME INFORMATION. WE TOOK OFF THE MAXIMUM HEIGHT, THE MINIMUM HEIGHT FOR THAT REASON, SO WE WOULD HAVE THAT ABILITY LATER ON. WE WOULD HAVE TO THINK ABOUT HOW WE WOULD HAVE TO INSERT THAT AS A MINIMUM REQUIREMENT NOW IN THE ORDINANCE AS OPPOSED TO LATER ON BECAUSE YOU DON'T HAVE ANY INCENTIVES IN THE ORDINANCE NOW TO SAY THAT IF YOU ACHIEVE OR EXCEED YOUR ZONING DENSITIES TODAY UNDER YOUR EXISTING ZONING, TO GO HIGHER THAN THAT YOU NEED TO PROVIDE ADDITIONAL HOUSING AFFORDABILITY. WE DON'T HAVE THAT NOW AND WE WANTED TO DEFER THAT TO A LATER STEP 2 WHERE WE'LL HAVE MORE INFORMATION TO GET US THERE AND WE WILL ALSO HAVE ENOUGH INFORMATION AS RELATES TO THE GAP, WE AS A CITY -- ALL CAPITAL METRO WILL PROVIDE TO HELP INCREASE THE

HOUSING AFFORDABILITY. DOES THAT MAKE SENSE? AM I MAKING SENSE? [LAUGHTER]

Alvarez: I UNDERSTOOD YOUR EXPLANATION, I JUST -- I THINK THERE SHOULD BE A WAY THAT WE COULD WRITE A REGULATION IN THERE THAT ADDRESSES THAT ISSUE, BUT, AGAIN, OBVIOUSLY WE DON'T HAVE THAT LANGUAGE NOW FOR AN AMENDMENT, BUT MAYBE WE CAN FINE TUNE ON THAT PARTICULAR ISSUE, THE AFFORDABLE HOUSING ISSUE BETWEEN NOW AND NEXT WEEK.

WE CAN DO THAT. WE CAN EXPLORE WAYS TO ACCOMPLISH THAT AND LET YOU KNOW. THANK YOU.

Alvarez: JUST ONE FINAL QUESTION, MAYOR.

Mayor Wynn: SURE.

Alvarez: SO IF WE APPROVE THIS ORDINANCE, HOW DOES THAT CHANGE ZONING OTHER THAN MAYBE PLACING CONDITIONS ON CERTAIN PROPERTIES THAT MAYBE WEREN'T ON THERE BEFORE, BUT IT DOESN'T ADD LIKE CS, CO, MU, NP. ARE WE ADDING A DASH THAT SAYS TOD OR IS THAT WHAT HAPPENS LATER?

NO. THAT -- ONCE YOU ADOPT THE ORDINANCE TODAY, ALL IT'S GOING TO DO IS REALLY AN OVERLAY, SORT OF A BLANKET OVER WHAT'S THERE WITHIN THE BOUNDARIES. IT SIMPLY STATES THAT THE AREA HAS THE TOD OVERLAY. BASICALLY THIS ORDINANCE WILL BE THE OVERLAY THAT GOVERNS THE REGULATIONS THAT ALREADY ARE THERE IN ADDITION TO WHAT'S THERE. STEP 2 WHAT WOULD HAPPEN THERE IS THAT WE WILL ARREST THE EXISTING ZONING, THE CS-LO, THE GO, THE MF, -- NO SINGLE-FAMILY BECAUSE WE DON'T HAVE A LOT OF THAT OR ANY IN SOME PLACES. THOSE ZONING DISTRICTS WILL BE ERASED AND BE REPLACED WITH TOD AND THE TOD WILL THEN SAY, YOU KNOW, WHERE YOU HAD CS YOU WOULD HAVE TOD AND THE APPROPRIATE HEIGHTS OR WHATEVER THE STAKEHOLDERS DEFINE AS THE DESIRED USES. SO IT WILL BE CLEANER IN THE END.

Alvarez: SO LIKE YOU WERE SAYING EARLIER, YOU WOULD BE

CHANGING THE ZONING FROM WHATEVER IT IS NOW TO TOD BECAUSE IF YOU HAVE CS ZONING, WHICH THE HIGHEST INTENSITY BEFORE DMU AND CBD, THEN YOU REALLY CAN'T GO BEYOND 60 FEET. SO YOU WOULD HAVE TO CREATE A TOD DISTRICT IN OUR ZONING CLASSIFICATION SYSTEM?

CORRECT. THAT'S WHAT YOU'RE DOING WITH THIS ORDINANCE. YOU'RE INTRODUCING TOD ZONING. YOU'RE DOING THE OVERLAY AND ALSO INTRODUCING THAT INTO A HIGHER OCCUPANCY ZONING DISTRICTS, WHICH CAN THEN APPLY IN THE STEP 2 STATION AREA PLANS WHERE ONCE WE DEFINE WITHIN THE GATEWAY ZONED, THE MIDWAY AND THE TRANSITION, THE PERMITTED USES AND YOUR HEIGHTS, YOUR SETBACKS. ALL YOUR SITE DEVELOPMENT REGULATIONS WILL BE THEN GOVERNED BASED ON THE ZONES AND THEY'LL BE WRITTEN INTO THE TOD SO THEY'LL KNOW YOU'RE HERE WITH THE GATEWAY, MIDWAY AND TRANSITION ZONES AND THE TOD. THAT TOD WILL DESCRIBE HA YOUR HEIGHT DEVELOPMENT REGULATIONS ARE.

Alvarez: WHEN WE HAVE THE FINAL READING APPROVING THE SITE DEVELOPMENT RESTRICTIONS FOR GATEWAY, MIDWAY AND TRANSITION ZONES -- AS PART OF THIS IS THERE AN ATTACHMENT THAT SAYS GATEWAY, MIDWAY, TRANSITION ZONE IN A NEIGHBORHOOD TOD ARE X? AND GATEWAY, MIDWAY, TRANSITION, NA, I DON'T KNOW WHAT THE OTHER KINDS OF TOD'S -- THERE WERE LIKE TWO OR THREE DIFFERENT KINDS OF TOD'S.

CORRECT. THIS ORDINANCE RIGHT NOW, ALL IT DOES, IT DOES NOT HAVE -- OTHER THAN THE SITE DEVELOPMENT REGULATIONS THAT ARE HERE --

Alvarez: THE INTERIM SORT OF.

CORRECT. THEY WILL BE ROLLED BACK LATER ON. BUT WHEN WE COME BACK WITH THE STATION AREA PLAN, ALL SEVEN OF THEM WILL LOOK DIFFERENT. THEY WILL ALL HAVE DIFFERENT REQUIREMENTS. HOPEFULLY. THAT'S THE INTENT IS FOR THEM TO BE DIFFERENT. WHAT YOU -- YOU USUALLY SEE A FUTURE LAND USE MAP WITH YOUR NEIGHBORHOOD PLANS. WHAT WE'LL DO IS WE'LL AMEND THE FUTURE LAND USE MAP, THAT WILL BE AMENDED.

THERE WILL BE A PLAN THAT IS CALLED A STATION AREA PLAN THAT IS GOING TO BE A LITTLE BIT MORE DETAILED. MORE LIKE A PUD CONCEPT PLAN THAT HAS YOUR STREET SCAPE, LANDSCAPING, WHAT HAVE YOU, WILL BE SHOWN ON THAT PLAN. SO YOU HAVE MORE OF A DETAILED DOCUMENT, MORE OF A COMPREHENSIVE ASSESSMENT IF YOU WILL COMPRISED IN A PLAN. SO THAT'S WHAT YOU WILL SEE IN THE END WHEN YOU COME BACK. YOU WILL BE REALLY APPROVING TRUE ZONING. THAT'S WHY YOU HAVE TO AMEND THE ADOPTED NEIGHBORHOOD PLANS SO THEN REFLECT WHAT IS GOING TO BE ZONE SHOWN ON TH STATION AREA PLANS BECAUSE THAT WILL HAVE THE TOD ZONING AS A DISTRICT FOR EACH OF THOSE STATIONS.

Alvarez: BUT IT WON'T BE LIKE CS OR GR OR CO WHERE YOU HAVE YOUR ZONING CATEGORY. IN THIS CASE IT WOULD BE TOD AND THEN YOU WOULD KNOW IMPERVIOUS COVER X, HEIGHT X.

CORRECT. IN THAT CASE THAT WILL BE COMPARABLE TO WHAT THE ZONING IS NOW. THE CS NOW TELLS YOU WHAT YOUR FAR IS, WHAT YOUR DENSITIES ARE. ALL THAT WILL BE JUST UNDER THE TOD ZONING DISTRICT, IT WILL THEN ENUMERATE WHAT THOSE ARE.

ALVAREZ: BUT WE WON'T HAVE ONE SET OF REGULATIONS FOR A TOD DISTRICT GENERALLY OR WILL WE?

GENERALLY, WHAT YOU'RE -- THE ORDINANCE IN FRONT OF YOU TODAY HAS SOME OF THOSE REGULATIONS GENERALLY. THE PROHIBITED USES. FOR NOW, WHICH COULD BE MODIFIED LATER ON ALSO.

Alvarez: RIGHT, BUT IT DOESN'T ADDRESS HEIGHT.

THERE ARE SOME -- IN THE DEFINITION WE ARE RECOMMENDING SUGGESTED HEIGHTS, WHICH COULD BE USING THE PREFERRED DENSITIES AND PREFERRED HEIGHTS SHOULD BE THIS. THAT'S ALREADY IN THIS ORDINANCE. AND IT'S IN THE DEFINITION OF LIKE A NEIGHBORHOOD TOD, REGIONAL TOD. THAT'S SPECIFIED OR RATHER INDICATED AS A GENERAL DESIRE, BUT NOT A MANDATE. SO THAT IS ALREADY IN THIS ORDINANCE THAT

YOU HAVE TODAY.

Alvarez: THAT IS SOMETHING WE'RE GOING TO APPROVE.

CORRECT. AND IT WILL SERVE AS A GUIDE AND A TOOL TO USE AS WE GO OUT THERE TO BEGIN THE DIALOGUE.

Alvarez: GREAT. THANK YOU.

YOU'RE WELCOME.

Mayor Wynn: THANK YOU, COUNCILMEMBER. FURTHER COMMENTS? SO WE HAVE -- COUNCILMEMBER THOMAS.

Thomas: I HATE FOR MS. GLASGO TO WALK AWAY, BUT ON THE PLANNING, DID THEY APPROVE IN THAT SECTION 25-2754-A WHERE IT TALKS ABOUT THE STATION AREA PLAN AND DOES NOT APPLY TO THE SITE OF LESS THAN 8,000 SQUARE FOOT. DID THEY MOVE IT TO NINE, LESS THAN NINE?

ACTUALLY, YOU HAVE NOT CONSIDERED THE PLANNING COMMISSION'S RECOMMENDATIONS YET. THEY'RE LISTED IN HERE AND YOU CAN ENTERTAIN THEM AT ANY TIME, EITHER WHICH WE COME BACK FOR THIRD READING. CORRECT. YOU HAVE NOT EMBARKED UPON THOSE YET. SO WHENEVER YOU'RE READY -- THAT'S WHEN THE TEAM RECOMMENDATION COMES IN, THAT'S WHEN THE COMMISSION ADDRESSES HIS CONCERN.

Thomas: DID THEY AGREE ABOUT NINE?

NINE THOUSAND IS WHAT WE ALL AGREED TO. IF YOU'RE GOING TO INCREASE THAT, WE AGREE THAT IT YOU RAN IS UP TO NINE THOUSAND SQUARE FEET.

COUNCILMEMBER, IF I MAY. THE -- THAT SPECIFIC PROVISION IN THE ORDINANCE WAS RELATED TO -- IN AN EARLIER VERSION OF THE ORDINANCE -- VERSION OF THE ORDINANCE WE SPECIFIED THE MINIMUM HEIGHTS FOR BUILDINGS IN CERTAIN AREAS. AND THERE WAS A LOT OF CONCERN OVER THAT. SO INITIALLY WE PUT THAT INTO THE ORDINANCE TO GIVE AN EXEMPTION TO THE SMALLER SITES.

WHEN WE TOOK OUT THE MINIMUM HEIGHT REQUIREMENT, IT MADE SENSE TO ALSO PULL THAT 8,000 SQUARE FOOT EXEMPTION OUT. SO CURRENTLY IN THE ORDINANCE THAT'S BEFORE YOU THERE IS NO DISCUSSION OF 8,000 SQUARE FEET SITE BEING EXEMPT OR NINE THOUSAND SQUARE FEET SITES BEING EXEMPT. THE IDEA BEING THAT IT'S ANOTHER THING THAT WE WOULD WORK OUT AS FAR AS A STATION AREA PLAN. IF WE DID REQUIRE MINIMUM HEIGHTS, THEN WE WOULD BUILD IN THE SAFEGUARDS AT THAT TIME TO ADDRESS THOSE KINDS OF ISSUES.

Thomas: OKAY.

Mayor Wynn: THANK YOU, MR. ADAMS. FURTHER COMMENTS? QUESTIONS? AGAIN, WE HAVE A MOTION AND A SECOND ON THE TABLE SLIGHTLY AMENDED, MAIN MOTION TO APPROVE ON SECOND READING ONLY THE TOD ORDINANCE, ITEM 12. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO. AGAIN, WE'LL TAKE UP THE ACCOMPANYING RESOLUTION, ITEM NUMBER 13, WHEN WE TAKE THIS UP ON THIRD READING. THANK YOU VERY MUCH AND I APPRECIATE THE STAFF'S TIME THAT'S GOING TO BE INVOLVED BETWEEN SECOND AND THIRD READING. MS. BROWN, THERE BEING NO ITEMS BEFORE THE COUNCIL, WITHOUT OBJECTION, WE STAND ADJOURNED. IT IS 9:00 O'CLOCK.

End of Council Session Closed Caption Log