

Closed Caption Log, Council Meeting, 10/27/05

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Mayor Wynn: GOOD MORNING, IT OWES MY PRIVILEGE TO WELCOME DEACON RALPH AREVELO FROM THE SAINT JULIUS CATHOLIC CHURCH WHO WILL LEAD US IN AN INVOCATION. PLEASE RISE.

MEMBER OF THE FATHER, THE SON, AND THE HOLY SPIRIT. AMEN. LORD, YOUR WISDOM, YOUR KNOWLEDGE, THERE ARE DECISIONS THAT WE MAKE TODAY SIT NOT ONLY FOR US, FOR THE COMMUNITY, AND FOR THE CITY, AND FOR THE COUNCIL AND PERSONS INVOLVED, THAT THEY BRING US THE WISDOM AND THE KNOWLEDGE THAT WE SHARE FOR EACH OTHER AND THE DECISIONS THAT WE GIVE TODAY, OR FOR THE BENEFIT OF ALL OF US. WE ASK THIS IN OUR LORD, JESUS CHRIST, AMEN.

Mayor Wynn: AMEN. THANK YOU, DEACON. THERE BEING A QUORUM PRESENT, AT THIS TIME I'LL CALL TO ORDER THIS MEETING OF THE AUSTIN CITY COUNCIL, IT IS THURSDAY OCTOBER 27th, 2005, IN THE CITY COUNCIL CHAMBERS OF CITY HALL, 301 WEST 2ND STREET, APPROXIMATELY 18 MINUTES AFTER 10 O'CLOCK IN THE MORNING. WE HAVE A HANDFUL OF CHANGES AND CORRECTIONS TO THIS WEEK'S POSTED AGENDA. THEY ARE ON ITEM NUMBER 4, WE SHOULD INSERT THE PHRASE AN ORDINANCE APPROVING, SO THE FIRST PART OF THIS SUMMARY WOULD READ APPROVE -- AN ORDINANCE APPROVING AN AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING. ITEM NUMBER 18 WE SHOULD NOTE THAT ACTUALLY THE MAYOR PRO TEM,

COUNCILMEMBERS DUNKERLY AND ALVAREZ ARE THE SPONSORS OF THIS ITEM. ITEM NUMBER 22 HAS BEEN WITHDRAWN OFF THE AGENDA, AND ITEM NUMBER 30 HAS BEEN POSTPONED INDEFINITELY. OUR TIME CERTAINS TODAY AT 12 NONWE BREAK FOR OUR GENERAL CITIZEN COMMUNICATIONS, AT 2 O'CLOCK, WE WILL HAVE TWO BRIEFING, THE FIRST IS AN UPDATE, A REPORT ON THE RENAISSANCE MARKET FROM THEIR COMMISSION, AND THEN ITEM 27, THE SECOND BRIEFING S. THE IS THE LONG RANGE TASK FORCE REPORT FROM OUR SOLID WASTE ADD ADVISORY COMMISSION. YOU REMEMBER LAST WEEK WE HAD SEVERAL CONTENTIOUS SOLID WASTE ITEMS AND WE ANTICIPATE HAVING MORE, SO THIS LONG RANGE PLAN IS GOING TO BE AN IMPORTANT PART OF OUR GOVERNANCE GOING FORWARD. WE HAVE OUR ZONING HEARINGS AND APPROVAL OF ORDINANCES AND RESTRICTIVE COVENANT, WE HAVE FIVE ZONING CASES, Z 1 THROUGH Z 5 PUBLIC HEARINGS AND CASES. 5:30 WE BREAK FOR LIVE MUSIC AND PROCLAMATIONS, AT 6 O'CLOCK WE WILL HAVE OUR SPECIAL BRIEFING ON THE AFRICAN AMERICAN QUALITY OF LIFE IMPLEMENTATION TEAM REPORT. AND THEN AT 6 P.M. WE HAVE A HANDFUL OF PUBLIC HEARING AND POSSIBLE ACTION. WE HAVE ONE PUBLIC HEARING REGARDING THE PROPOSED AMENDMENTS OR OUTLINED AMENDMENTS TO WHAT WE COLLECTIVELY CALL OUR PUBLIC ORDER ORDINANCES, WE'RE NOT POSTED FOR ACTION, WE'RE SIMPLY GOING TO TAKE PUBLIC INPUT ON THAT ITEM, AND THEN WE HAVE A HANDFUL OF ANNEXATIONS THAT SHOW AS ITEMS 30 THROUGH 38. COUNCIL, CURRENTLY WE HAVE SIX ITEMS PULLED OFF THE CONSENT AGENDA. ITEM NUMBER 3, WHICH IS AN AUSTIN ENERGY RISK MANAGEMENT PROGRAM HAS BEEN PULLED. ITEM NUMBER 7 RELATES TO CORRECTIONS ON TO OUR WATER QUALITY IMPERVIOUS COVER REGULATIONS IN OUR CITY CODE. I HAVE PULLED THAT ITEM AUSTIN THE CONSENT AGENDA. ITEM NUMBER 10 REGARDING FRONT YARD PARKING AND RESIDENTIAL PROPERTIES BEEN PULLED BY COUNCILMEMBER DUNKERLY. ITEM NUMBER 11 REGARDING FUEL SURCHARGES FOR TAXI CABS, BEEN PULLED BY COUNCILMEMBER KEN WHO WILL BE JOINING US IN A FEW MINUTES. ITEM NUMBER 18, REGARDING THE CARVER THEATRE NAMING HAS BEEN PULLED BY THE MAYOR PRO TEM WHO ALSO WILL BE

JOINING US IN THE NEXT FEW MINUTES. ITEM NUMBER 20 REGARDING THE MAVERICK MILLER HOUSE, ITEM FROM MYSELF AND COUNCILMEMBER LEFFINGWELL I HAVE PULLED SO WE CAN HAVE A BRIEF PRESENTATION IN A FEW MINUTES. SO COUNCIL, OTHER ITEMS TO BE PULLED OFF THE CONSENT AGENDA?

Alvarez: ON ITEM 19, THAT IS THE SEAHOLM ITEM, IS THERE A FISCAL NOTE OR A PRESENTATION OR -- ON THIS PARTICULAR ITEM? BECAUSE IT IT DIRECTS -- IT STARTS SAYING LET'S DIRECT AND LET'S COMPLETE THE GRID, YOU KNOW, SOME STREET IMPROVEMENTS, AND LET'S RELOCATE THE SUB STATION, SO IT'S VERY SPECIFIC DIRECTION WHICH, YOU KNOW, FROM MY STANDPOINT HAS A MONETARY -- YOU KNOW, A MONETARY REPERCUSSION, SO TO SPEAK, BUT IS THERE A -- I GUESS MAYBE CITY STAFF CAN CLARIFY WHAT THIS RESOLUTION WOULD AUTHORIZE SO IT'S CLEAR BECAUSE THE RESOLUTION ITSELF IS VERY SPECIFIC ABOUT, YOU KNOW, SPECIFIC ACTIONS TO BE UNDERTAKEN.

ACTUALLY, COUNCILMEMBER, I AGREE, SO WITH THAT OBJECTION, WHY DON'T WE SHOW ITEM NUMBER 19 AS BEING PULLED OFF THE CONSENT AGENDA AND WE WILL HAVE A BRIEF PRESENTATION ITEMIZING THE POINTS OF THAT ITEM FOR COUNCIL.

THANKS, MAYOR.

THANK YOU. SO MS. SMITH, ITEM 19 WILL ALSO BE PULLED. FURTHER COMMENTS OR ITEMS TO BE PULL OFFEND THE CONSENT AGENDA, COUNCIL? IF NOT, THEN I'LL READ NUMERICALLY OUR CONSENT AGENDA THIS MORNING. IT WILL BE ITEM 1, 2, 4 FOR CHANGES AND CORRECTION, 5, 6, NOTING THAT WE WILL STILL TALK ABOUT ITEM NUMBER 23 IN CLOSED SESSION, ALTHOUGH WE'RE APPROVING ITEM 6 ON THE CONSENT AGENDA, ITEM 8, 9, 12, 13, 14, 15, 16, 17 ARE BOARD AND COMMISSION APPOINTMENTS, WE HAVE ONE THIS MORNING, AND THAT IS TO THE TRAVIS COUNTY HOSPITAL DISTRICT BOARD OF DIRECTORS, BOBBY BARKER IS A CONSENSUS APPOINTMENT. ITEM 21 AND ITEM 22 NOTING THAT TECHNICALLY WE'RE APPROVING ITS WITHDRAWAL FROM THE AGENDA COMPLETELY FOR

CHANGES AND CORRECTIONS. SO THAT'S OUR PROPOSED
CONSENT AGENDA THIS MORNING. I WILL ENTERTAIN A
MOTION.

MOVE APPROVAL, MAYOR.

MOTION MADE BY COUNCILMEMBER ALVAREZ, SECONDED
BY COUNCILMEMBER DUNKERLY TO APPROVE THE CONSENT
AGENDA AS READ. FURTHER COMMENTS? HEARING NONE,
ALL THOSE IN FAVOR PLEASE SAY AYE. AYE. OPPOSED?
MOTION PASSES ON A VOTE OF 6-0 WITH THE MAYOR PRO
TEM TEMPORARILY OFF THE DAIS. THANK YOU ALL VERY
MUCH.

COUNCIL, WITHOUT OBJECTION, WE HAVE A FEW FOLKS
THAT ARE HERE THAT ARE GOING TO HELP US UNDERSTAND
AN ITEM FROM COUNCIL, ITEM NUMBER 20 THAT IS
SPONSORED BID COUNCILMEMBER LEFFINGWELL AND
MYSELF IN ORDER TO GET ON THE AGENDA. THIS IS
DIRECTING THE CITY MANAGER TO INITIATE A PROCESS
REGARDING THE PRESERVATION OF THE MAVERICK MILLER
HOUSE, A HOUSE THAT WE HAD A LENGTHY DEBATE ON A
FEW MONTHS AGO REGARDING ITS HISTORIC NATURE AND
STATUS. I WOULD LIKE, IF I COULD, I HOPE THEY'RE
PRESENT, I HAVEN'T SEEN THEM YET, MIKE McCONE AND
LYNN TEAM HAVE BEEN HELPING US UNDERSTAND THESE
ISSUES. I WOULD LIKE TO CALL ON MR. MCCONE

Mayor Wynn: MR. McCONE, JUST SORT OF BRIEFLY REMIND
US THE STATUS OF THE HOUSE AND THEN OUTLINE THE
AGREEMENTS AS WE UNDERSTAND IT. THANK YOU.

THANK YOU. THANK YOU, MAYOR. IT'S A PLEASURE TO BE
HERE. I WANT TO THANK THE MAYOR'S OFFICE AND
COUNCILMEMBER LEFFINGWELL FOR SUPPORTING THIS
ITEM. THE CAN PACK COMMITTEE AND THE OWNERS HAVE
BEEN NEGOTIATED FOR SEVERAL MONTHS NOW ON THIS
PROJECT AND THE BASIC AGREEMENT THAT THEY'VE
TALKED -- WE'VE TALKED ABOUT IS AS FOLLOWS: THAT THE --
AND IT INVOLVE AS COUPLE OF TRACTS THAT ARE ACROSS
THE STREET FROM EACH OTHER. FIRST THAT THE MAVERICK
MILLER HOUSE WOULD -- WE WOULD MODIFY THE HEIGHT
DISTRICT OF THE UNO WHICH IS A -- UNO IS AN OVERLAY

DISTRICT, SO IT'S AN AMENDMENT TO AN OVERLAY DISTRICT, AND WE WOULD AMEND THE OVERLAY DISTRICT HEIGHT FOR A PROPERTY AT 900 THROUGH 908 WEST 26th STREET FROM 90 FEET TO 114 FEET. WE WOULD REDUCE THAT UNO HEIGHT MAX ON THE MILLER HOUSE FROM 50 FEET TO 30 FEET. WE WOULD PROPOSE CHANGING THE CURRENT LAND USE AND FUTURE LAND USE MAP OF THE MAVERICK MILLER HOUSE TO CHANGE ITS BASE DISTRICT FROM MF 4 TO LOMU. AND THAT THOSE USES WOULD BE RESTRICTED TO ADMINISTRATIVE AND BUSINESS OFFICES, ARTS AND CRAFTS STUDIO, ART GALLERY, ART WORKSHOP, COUNSELING SERVICES, AND PROFESSIONAL OFFICES, THAT NO ADDITIONAL LOCAL USES WOULD BE ALLOWED OR NO ADDITIONAL LO USES WOULD BE ALLOWED. NO LOCAL USES WOULD BE ALLOWED AT 900 THROUGH 908 WEST 26th WHICH IS A PORTION OF THE UNO ORDINANCE, AND OVERLAY, IF THEY CHOOSE TO OPT IN, AND THE VEHICULAR ACCESS FROM -- TO THAT SITE, 900 AND 908 WEST 26th WOULD LIMITED TO INGRESS ONLY FROM SAN PEDRO STREET WHICH IS A SMALL ONE WAY STREET TO THE NORTH, ONLY. SO THERE WOULD BE NO EXITING THAT WOULD THEN TURN NORTH ON SAN PEDRO STREET AND GO INTO THE SHOLL CREST NEIGHBORHOOD TO THE NORTH AND THAT THE VEHICULAR ACCESS WOULD BE PROHIBITED FROM POPLAR STREET TO THE UNDERGROUND GARAGE THAT WOULD BE BUILT AND WE WOULD HAVE INGRESS AND EGREG SIMMONS ON 26th STREET. THOSE ARE THE PRIMARY ISSUES SNROFD THE AGREEMENT. ONE OF THE OTHER THINGS THAT IS IMPORTANT IS THAT WE'RE TRYING TO CREATE A SITUATION WHERE WE HAVE AN OPPORTUNITY TO CREATE INCENTIVES FOR PRESERVATION AND RESTORATION OF HISTORIC BUILDINGS, AND JUST AS THE UNO OVERLAY AS SERVED AS AN OPPORTUNITY FOR AN INCENTIVE BASED DEVELOPMENT IN THE WEST CAMPUS, PERHAPS THIS PROCEDURE THAT WE'VE GONE THROUGH THAT HAS BEEN QUITE LENGTHY FOR THE MAVERICK MILLER HOUSE COULD SERVE AS A LINK TO HOW WE MIGHT LOOK AT HISTORIC BUILDINGS IN THE OTHER PARTS OF THE CITY. WE DON'T THINK THAT EVERYTHING CAN BE TRANSFERRED EQUALLY FROM POINT TO POINT, BUT WE DO THINK THAT THIS GIVES US A MODEL PERHAPS TO EXPAND THAT CONVERSATION, IF YOU WILL, AND BROADEN THE SCOPE OF HOW WE CONSIDER HISTORIC

BUILDINGS ON A BROADER FRONT, AND I WANT TO THANK THE MAYOR'S OFFICE ESPECIALLY FOR THEIR HARD WORK AND (N) KEEPING US ALL WORKING TOGETHER, AND OF COURSE TO ALL THE PEOPLE WHO WORKED ON THE CAN PACK COMMITTEE. WE WERE FINISHING UP OUR LAST MEETING AT 5:30 LAST NIGHT AND I MET AT 8:30 THIS MORNING WITH THE OWNERS. THIS IS THE AGREEMENT WE'VE COME TO, I BELIEVE YOU ALL HAVE AN E-MAIL OF THIS AGREEMENT IN OUTLINE FORM. MR. MAYOR, I WOULD BE HAPPY TO ANSWER ANY QUESTIONS ANY OTHER COUNCILMEMBERS MIGHT HAVE.

THANK YOU. IS MS. TEAM HERE? I THINK LYNN TEAM SERVED AS ONE OF THE POINT OF CONTACTS FOR THE CAN PACK COMMITTEE.

NO, BUT WE DO HAVE MARY --

Mayor Wynn: WE'VE GOT A NOTE FROM LYNN ALSO LAST NIGHT THAT FROM HER PERSPECTIVE, THE CAN PACK GROUP IS VERY MUCH SUPPORTIVE OF THIS AGREEMENT.

WE HAVE ANOTHER MEMBER OF CAN PACK HERE, MARY ENGLE, DO YOU WANT TO SPEAK, MARY?

Mayor Wynn: YOU'RE WELCOME TO ADDRESS US.

I'M MARY ENGLE, COPRESIDENT OF NORTH UNIVERSITY NEIGHBORHOOD AND A MEMBER OF CAN PACK AND I WAS AT THE LAST MEETING ON SUNDAY WITH THE NEGOTIATIONS AND EVERYTHING THAT MIKE McCONE HAS SAID HERE AS FAR AS MY UNDERSTANDING IS WHAT WE AGREED TO. IT'S BEEN A LONG PROCESS AND WE'RE HAPPY WITH THE COMPROMISE. MARY, THANK YOU FOR YOUR WORK.

ACTUALLY F. I COULD, COUNCIL, AND AUDIENCE, YOU KNOW TECHNICALLY WHAT WE ARE DOING WITH THIS ITEM FROM COUNCIL IS WE'RE SIMPLY DIRECTING THE CITY MANAGER TO INITIATE THE PROCESS THAT WOULD THEN CODIFY WHAT WAS OUTLINED HERE. SO WE ARE NOT VOTING THIS MORNING, YOU KNOW, ON AN ORDINANCE AMENDMENT, WE'RE STRICTLY INSTRUCTING THE CITY MANAGER TO TAKE THIS AGREEMENT AS OUTLINED BY MR. McCONE, THAT

WE'VE SEEN EVIDENCE OF, AND INITIATE THAT PROCESS AS I PRESUME TERRY WOULD INCLUDE COMING BACK TO COUNCIL WITH WHATEVER APPROPRIATE ORDINANCE OR OVERLAY AMENDMENT OR WHATEVER THE PRODUCT MIGHT BE. SO THIS IS SIMPLY THE VOTE TO DIRECT THE CITY MANAGER TO START THAT PROCESS TO MAKE THIS AGREEMENT COME TO FRUITION. MS. TEAM, WELCOME.

I ASSUME SINCE I DIDN'T HEAR THE QUESTION, I JUST WALKED IN THE DOOR, THAT YOU WANT ME TO COMMENT ON THIS -- THE PROGRESS ON OUR NEGOTIATIONS.

Mayor Wynn: EXACTLY, YES, MA'AM.

VERY TDHCA TEDIOUS AND DIFFICULT BUT WE'RE EXHIBITED ABOUT IT ANYWAY, WE THINK WE'VE COME TO A PLAN THAT WILL DO SEVERAL DIFFERENT THINGS, WE'LL PRESERVE THE MAVERICK MILLER HISTORIC PROPERTY. WE WILL INCREASE THE NUMBER OF HOUSING UNITS AVAILABLE FOR STUDENTS IN THE UNO AREA, WHICH HAS BEEN ONE OF THE MAIN GOALS OF THE CENTRAL AUSTIN COMBINED NEIGHBORHOOD PLAN. WE WILL ENHANCE THE STREETScape AROUND THE AREA AND CLEANUP SOME OF THE BLIGHT IN THE AREA THAT HAS BEEN ONE OF THE OBSTACLES TO DECENT USE OF THE MAVERICK MILLER PROPERTY AND MAKE THE PROPERTY ATTRACTIVE BY ZONING -- BY ALLOWING OTHER USES TO MAKE IT ECONOMICALLY VIABLE, BUT LIMITING IT VIA RESTRICTIVE COVENANTS IN SUCH A WAY THAT WILL PROTECT IT AND PRESERVE IT IN ITS HISTORIC CONTEXT. WE'RE VERY PLEASED AND WE THINK WE'RE ON THE WAY TO A FINAL AGREEMENT. WE HAVE MET AND MET AND MET AND TALKED AND TALKED AND WORKED AND I THINK WE'RE THERE. WE JUST HAVE TO WORK OUT THE LEGAL DOCUMENTS.

THANK YOU. THOSE LEGAL DOCUMENTS WILL COME BACK TO US AT SOME POINT IN THE FUTURE AS EITHER ORDINANCE OR AMENDMENT TO THE OVERLAY OR WHAT DO YOU PERCEIVE THE PRODUCT WOULD ACTUALLY BE, MASTERY. >>.

YOU'RE RIGHT. THIS JUST STARTS THE PROCESS. IT'S NOW TIME FOR THE STAFF TO TAKE OVER AND WORK THE

AGREEMENT THROUGH THE PROCESS, MAKE SURE THAT WHICH DOT ALL THE. s AND CROSS THE Ts AND IF REQUIRED GET APPROPRIATE PERMISSION FROM THE LAND USE COMMISSION AN AND BRING IT BACK TO YOU ALL FOR FINAL APPROVAL IN WHATEVER FORM IT TAKES TO GET THE OBJECTIVE ACCOMPLISHED.

I REALLY APPRECIATE THE HELP OF THE MAYOR'S OFFICE IN BRINGING US TO THE TABLE THAT LEADERSHIP HAS BEEN I THINK A KEY COMPONENT TO THE SUCCESS OF THIS CONVERSATION.

THANK YOU, MS. TEAM, AND TO MY STAFF. COUNCIL, ALSO, I TOOK THE LIBERTY FRANKLY ALONG WITH COUNCILMEMBER LEFFINGWELL WITH ASKING STEVE SDOWSKI, OUR PRESERVATION OFFICER TO, IN A COUPLE OF MINUTES HERE, HELP US UNDERSTAND PERHAPS EVEN A LARGER CONTEXT HERE, YOU KNOW MANY OF US OF COURSE DESPERATELY WANTED TO PRESERVE AND SAVE THE MAVERICK MILLER HOUSE, BUT ALSO -- AND WE THINK WE CAN ACCOMPLISH THAT WITH THIS SORT OF COMBINED ACTION, WHAT LOOKS LIKE MORE OF A TRADITIONAL TRANSFER OF DEVELOPMENT RIGHTS ACROSS THE STREET TO ENABLE, YOU KNOW, SORT OF THE VALUE TO COMPENSATE, SO IN A COUPLE OF MINUTES, WE'LL HAVE STEVE SDOWSKI TALK TO US ABOUT OTHER HISTORIC PROPERTIES IN THE UNO AREA AND PERHAPS WITH THIS FUTURE ACTION, YOU KNOW, WE CAN SORT OF SET A MODEL FOR HOW WE CAN PRESERVE MORE HISTORIC STRUCTURES WHILE ALSO ACCOMPLISHING THE ULTIMATE GOALS OF UNO WHICH IS DELIVERING MORE RESIDENTIAL UNITS BUT ALSO DRAMATICALLY IMPROVING THE STREETScape AND THE VIBRANCY OF THAT AREA. COUNCILMEMBER LEFFINGWELL?

Leffingwell: YES, I WOULD LIKE TO MAKE A MOTION TO DIRECT STAFF TO TAKE THE NECESSARY ACTIONS TO BRING FORWARD THE ZONING CHANGE AND APPROPRIATE AMENDMENTS TO UPDATE THIS PARTICULAR ITEM.

Mayor Wynn: MOTION BY COUNCILMEMBER LEFFINGWELL TO APPROVE ITEM NUMBER 20, THAT IS DIRECTING THE CITY MANAGER TO INITIATE THIS PROCESS. I WILL SECOND THAT. COUNCIL, NOW WITHOUT OBJECTION, WHILE WE HAVE THE

MOTION AND AND SECOND ON THE TABLE, I WOULD LIKE TO CALL ON MR. SDOWSKI TO COME FORWARD AND SHOW US SOME OF HIS WORK.

GOOD MORNING, MR. MAYOR AND COUNCIL. I'VE DONE SOME RESEARCH ON TRANSFER OF DEVELOPMENT RIGHTS AND HOW IT APPLIES TO PROVIDE INCENTIVES FOR THE PRESERVATION OF HISTORIC PROPERTIES. MANY CITIES THROUGHOUT THE COUNTRY HAVE USED TRANSFER OF DEVELOPMENT RIGHTS PROGRAMS AND SEVERAL HAVE REALLY GROUNDBREAKING PROGRAMS TO PROVIDE THESE INCENTIVES. THE BASIC TENETS OF A TRANSFER OF DEVELOPMENT RIGHTS PROGRAM IS THAT YOU HAVE A PROPERTY THAT YOU WANT PROTECTED. HERE IT WOULD BE A HISTORIC PROPERTY, AND THAT PROPERTY OWNER SENDS RESTRICTED DEVELOPMENT RIGHT, WHICH WOULD BE THOSE THAT WOULD BE RESTRICTED BY THE ZONING OR THE NATURE OF THE PROPERTY, TO A RECEIVING AREA, AND THAT IS WHERE THE CITY OR THE COUNCIL IS LOOKING AT ADVISING GREATER DEVELOPMENT TO GAIN SOME KIND OF DEVELOPMENT BONUS, THESE ARE GENERALLY DONE BY DEVELOPMENT CREDITS. THEY'RE SOLD ON THE OPEN MARKET BETWEEN A WILLING BUYER AND A WILLING SELLER. AN EXAMPLE, IF WE IGNORE THE CBD ZONING THAT EXISTS ON THIS SLIDE WOULD BE A HISTORIC BUILDING ON 6th STREET WITH A HIGHRISE BEHIND IT. 6th STREET WOULD BE AN AREA THAT WE WOULD WANT TO PROTECT BECAUSE OF ITS HISTORIC CHARACTER AND SIGNIFICANCE TO THE CITY. PROPERTY OWNER ON 6th STREET COULD PERHAPS TAKE THE DEVELOPMENT RIGHTS THAT HE WOULD AUTHORIZE HAVE AND SEND THEM, SELL THEM TO A DEVELOPER WHO COULD DEVELOP A PROPERTY IN ANOTHER AREA OF THE CITY. AS I SAID MANY CITIES THROUGHOUT THE COUNTRY HAVE USED TRANSFER OF DEVELOPMENT RIGHTS. NEW YORK'S PROGRAM IS THE OLDEST IN THE COUNTRY, AND IN NEW YORK THEY HAVE REQUIREMENT THAT THE SENDING PROPERTY BE AN INDIVIDUALLY LANDMARKED BUILDING AND THE PROPERTY OWNER CAN TRANSFER THOSE DEVELOPMENT RIGHTS TO AN ADJACENT SITE OR SOMEWHERE WITHIN A DEFINED DISTRICT IN SAN FRANCISCO THEY CREATED A GREATER PRESERVATION INCENTIVE IN SAYING THAT NEW

DOWNTOWN SKY SCRAPERS CAN EXCEED THE MAXIMUM ALLOWABLE FAR ONLY BY PURCHASING DEVELOPMENT RIGHTS FROM HISTORIC BUILDING. SO THIS INVOLVES AN INCENTIVE TO PRESERVING BUILDINGS AND INCENTIVIZING THE PROGRAM AS WELL. PROBABLY THE GREATEST INCENTIVE IN THE PROGRAM RIGHT NOW IS THE ONE IN FILL DEFENSIVE LINE I CAN'T WHERE THE PROCEEDS OF TDR SALES GO INTO AN ESCROW ACCOUNT THAT IS THAT IS DESIGNED TO ENSURE THE PROGRAM. HERE WE HAVE A PROGRAM THAT IS ONE I HOPE THE COUNCIL WILL LOOK AT FOR PRESERVING HISTORIC BUILDINGS, FOR THE PAST COUPLE OF WEEKS I HAVE BEEN LOOKING AT HISTORIC BUILDINGS IN WEST CAMPUS IN THE UNO AREA, AND PROVIDED A MAP FOR YOU HERE THAT SHOWS WE HAVE 20 LANDMARKS IN THE UNO AREA, AND THREE ARE ACTUALLY ON THE -- ON THE BORDER, SO THERE'S 17 ACTUALLY WITHIN THE UNO AREA, I'VE MARKED THEM WITH LITTLE BLACK ASTERISK HERE. WE'VE GOT A FAIRLY HIGH CONCENTRATION OF LANDMARKS IN A SMALL AREA, AND THIS AREA IS OF COURSE RIPE FOR DEVELOPMENT. THERE ARE GOING TO BE I'M SURE SEVERAL OF THESE PROPERTIES THAT ARE GOING TO BE LOOKED AT FOR DEVELOPMENT PROJECTS AND A TRANSFER OF DEVELOPMENT RIGHTS PROGRAM WOULD HELP PRESERVE THESE PROPERTIES, PRESERVE THEM INDIVIDUALLY, AS WELL AS THE CHARACTER OF THE UNO AREA. STATUS OF OUR SURVEY RIGHT NOW IS THAT WE'VE GOT MOST OF THE SURVEY DONE, AND THAT IS JUST GOING UP AND DOWN EVERY STREET, LOOKING FOR THE HISTORIC BUILDING, IDENTIFYING THEM, HOW WE'RE GOING TO BE PLOTTING THEM ON THE MAP. THE NEXT STEP IS GOING TO BE LOOKING AT RESEARCHING THESE PROPERTIES AND SEEING WHICH ONE OF THESE REALLY HAVE POTENTIAL FOR LANDMARK DESIGNATION, AND THEN WORKING WITH PROPERTY OWNERS TO SEE IF THEY'RE INTERESTED IN PURSUING A LANDMARK DESIGNATION FOR THEIR PROPERTY. SO THIS IS A WAY OF PROVIDING THE INFORMATION TO PROPERTY OWNERS AND DEVELOPERS OUT FRONT AS MUCH AS WE CAN IN THIS AREA SO THAT WE CAN FACILITATE DEVELOPMENT IN THE UNO AREA WITHOUT LAST MINUTE PROBLEMS OF OH, MY GOODNESS, YOU'VE GOT A HISTORIC PROPERTY HERE. THIS IS A WAY

HOPEFULLY OF GETTING THIS INFORMATION OUT AS SOON AS POSSIBLE. AND WE EXPECT TO HAVE IT DONE IN THE NEXT COUPLE OF WEEKS.

THANK YOU, MR. SDOWSKI, AGAIN, COUNCIL, TECHNICALLY TRANSFER DEVELOPMENT RIGHTS IS A PART OF THIS ITEM, THIS ITEM SIMPLY DIRECTING THE CITY MANAGER TO HAVE HER STAFF BEGIN THE PROCESS TO CODIFY THE OUTLINED AGREEMENT THAT WE HEARD EARLIER REGARDING THE MAVERICK MILLER HOUSE miller house BUT MY HOPE WOULD BE THIS AS STAFF DOES THAT, THEY CAN SORT OF KEEP -- BE COGNIZANT OF THIS POTENTIAL PRODUCT BECAUSE I WILL AT SOME POINT RELATIVELY SOON BE BRINGING ITEM BACK TO COUNCIL REGARDING TRANSFER DEVELOPMENT RIGHTS, PARTICULARLY FOR HISTORIC PROPERTIES, AND HOPEFULLY BY THE TIME, YOU KNOW, THAT CURSE, THEN WE CAN HAVE A MUCH BETTER DEBATE ABOUT IT BECAUSE STAFF WILL HAVE LEARNED MORE ABOUT THE TECHNICALITIES BOTH OF THIS POTENTIAL TRANSFER WITH THE MAVERICK MILLER HOUSE BUT ALSO DO IT A LITTLE MORE RESEARCH, OTHER PROGRAMS ACROSS THE COUNTRY, AND WE COULD OBVIOUSLY SET UP A STAKE HOLDER PROCESS TO ALLOW MORE COMMUNITY INPUT TO THE CONCEPT, WHICH I THINK IS A SOUND CONCEPT, IN THIS CASE, I'M CLEARLY GOING TO PRESERVE PERPETUALLY THE MAVERICK MILLER HOUSE, BUT AS MR. SDOWSKI POINTS OUT, THERE'S A NUMBER OF LANDMARK OR POTENTIAL LANDMARK BUILDINGS IN THE UNO AREA IN A RELATIVELY CLUSTERED AREA THAT WE COULD ALSO PRESERVE WHILE NOT AT THE EXPENSE OF THE OVERALL GOALS OF THE UNO OVERLAY WHICH IS TO DENSIFY WITH MORE APPROPRIATE STUDENT HOUSING AND STREETScape IMPROVEMENTS THAT PART OF WEST CAMPUS. SO WE HAVE A MOTION AND A SECOND ON THE TABLE REGARDING ITEM NUMBER 20. ANY COMMENTS, QUESTIONS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE. AYE. OPPOSED? MOTION PASSES ON A VOTE OF 6-0 WITH MAYOR PRO TEM TEMPORARILY OFF THE DAIS. THANK YOU ALL VERY MUCH. COUNCIL, WE HAVE A HANDFUL OF ITEMS PULLED OFF THE CONSENT AGENDA WE CAN TAKE UP FOR DISCUSSION. COUNCILMEMBER KIM REQUESTED WE PULL ITEM NUMBER 11 REGARDING THE FUEL SURCHARGE FOR TAXI CABS. COUNCILMEMBER KIM,

I'LL RECOGNIZE YOU AT THIS POINT.

Kim: HI, I WAS WONDERING IF YOU COULD GIVE US A LITTLE BIT OF BACKGROUND ABOUT THIS REQUEST FIRST.

CERTAINLY, THE ITEM BEFORE YOU TODAY, ITEM 11, IS TO APPROVE AN ORDINANCE AMENDING THE CODE TO CREATE A TAXI CAB FUEL SURCHARGE AND TO PROVIDE FOR REIMBURSEMENT OF TOLL ROAD FEES. THE PURPOSE OF THIS IS TO ALLOW THE TAXI CAB DRIVERS TO RECOVER THEIR COSTS THEY'VE BEEN EXPERIENCING DURING THE ESCALATION OF THE FUEL COSTS THROUGHOUT THE COUNTRY.

Kim: OKAY, HOW DOES IT WORK EXACTLY IN TERMS OF THE INCREASE BASED ON THE FUEL PRICES AS THEY INCREASE?

THE-- WHEN THE PRICE REACHES \$2.45 A GALLON FOR HIGHER, THEN THERE WILL BE A TEN CENT SURCHARGE ADDED PER MILE, AND A LOT OF OTHER CITIES, I GUESS, ARE LOOKING AT THIS TOO, SOME HAVE IMPLEMENTED A FLAT RATE AND WE FEEL THAT IS NOT REALLY EQUITABLE ESPECIALLY FOR THOSE WHO ARE TAKING SMALL TRIPS, SO WE PREFER THE COST PER MILE APPROACH.

Kim: OKAY. WHAT PROVISION IS THERE FOR ROLLING BACK THE RATES AND WHEN WOULD THAT HAPPEN?

THE RATES WOULD BE ROLLED BACK WHEN THE COST DROPS DOWN TO \$2.10 A GALLON.

HOW IS THAT FIGURE CHOSEN OR WHAT WAS THE JUSTIFICATION?

THE JUSTIFICATION IS FROM A PRACTICAL NATURE AS THE PRICE IS RISING, THE DRIVERS ARE NOT REALLY CAPTURING THAT COST OF THE RISING FUEL COSTS, SO THIS KIND OF ALLOWS THEM TO CAPTURE A LITTLE BIT OF THE RECOVERY AS IT GOES BACK DOWN, THAT THEY DIDN'T GETS A THE COST OF RISING, AND ALSO BECAUSE OF THE FUEL FLUCTUATION, YOU KNOW, IT'S JUST NOT PRACTICAL TO ESTABLISH SOMETHING THAT, YOU KNOW, JUST EVERY TIME

THERE'S A CHANGE IN THE COST OF FUEL.

Kim: SO HOW LONG WOULD IT TAKE BETWEEN -- IS -- WHEN THE RATE IS INCREASED AND LET'S SAY THE GAS PRICES GO DOWN, IS THERE A LAG THEN IN WHAT -- CAN YOU BE MORE SPECIFIC AS TO WHEN THAT RATE WILL BE ROLLED BACK?

IF THE PRICE HAS GONE UP TO SAY \$2.45 AND THAT TEN CENT SURCHARGE IS IN PLACE, THEN THAT WOULD REMAIN IN PLACE UNTIL IT ACTUALLY ROLLS BACK DOWN TO 2.10 A GALLON, AND THERE'S ACTUALLY A CHART THAT SHOWS HOW THOSE FLUCTUATIONS OCCUR IN THE BACKUP MATERIAL.

Kim: OKAY.

IF YOU LIKE, WE CAN WALK YOU THROUGH THAT IN BUILT MORE DETAIL.

Kim: NO. I TOOK A LOOK AT IT, I SAW IT WAS REALLY PRICE SENSITIVE IN INCREASING, BUT IT SEEMED THAT THERE WAS A LAG IN TERMS OF IT COMING BACK DOWN, I WANTED TO KNOW WHY THAT WAS, AND SO THE I GUESS THE CAB COMPANIES ARE ASKING FOR A LITTLE BIT OF TIME TO RECOVER THE COSTS THAT THEY BORE IN THE PAST FOR NOT HAVING BE ABLE TO RECOVER THOSE COSTS?

THAT IS EXACTLY RIGHT. WELL, AS THE PRICE IS INCREASING TO GET TO THE \$2.45 LEVEL, THEY'RE NOT ABLE TO CAPTURE THAT INCREASE IN THE COST, SO AS IT GOES BACK DOWN, THIS JUST ALLOWS THEM TO KIND OF BALANCE THAT INCREASE AND AT THE CREASE OUT A LITTLE BIT BETTER.

Kim: OKAY. DO WE HAVE A REPRESENTATIVE FROM THE CAB COMPANY?

YES, MA'AM, I THINK THERE IS ONE HERE FROM TEX CAB.

YES, A COUPLE OF FOLKS HAVE SIGNED UP TO SPEAK IF WE HAVE QUESTIONS BUT...

Kim: OKAY.

WELCOME.

Kim: DO YOU WANT TO SPEAK, SIR? ARE YOU SIGNED UP?

I'M JIM CONNELLY WITH YELLOW CAB COMPANY. IN ANSWER TO YOUR QUESTION, THE FUEL INCREASE HAS TO CLIMB 75-CENTS ABOVE EACH REESTABLISHED BASE PRICE. THE BASE PRICE WHEN WE HAD THE LAST FARE INCREASE WAS 1.8 1.80 A GALLON, FOR THE FIRST ONE IT HAD TO CLAIM 65-CENTS, THAT'S WHY WE TOOK BASICALLY HALF OF IT BEFORE WE ROLLED IT BACK TO TRY TO ALLOW THE DRIVERS TO RECOVER SOME OF THE MONEY THEY'VE BEEN BEHIND THE OCCUR FRF THE 1.80 TO THE 2.45. THE NEXT INCREASE OCCURS AT 3.20 OR ANOTHER 75-CENTS A GALLON FOR THAT TO BE THE PRICE OF GAS WHEN WE TAKE A MEASUREMENT. THE SECOND THING IS IT'S MEASURED AND CALCULATED EVERY QUARTER. SO WHENEVER A TIME GOES ON TO THE METER RATE PER MILE, IT STAYS THERE FOR AT LEAST ONE QUARTER AND THEN IT CAN BE PULLED OFF AND CAN GO BACK ON IN ANOTHER QUARTER. THE CITY WILL CHECK THE AVERAGE PRICE OF UNLEADED FUEL AS PUBLISHED BY TRIPLE A FOR THE AUSTIN AREA ON THE FIRST DAY OF EACH NEW QUARTER.

Kim: OKAY. WELL, HIGH FUEL PRICES ARE SOMETHING WE'RE ALL DEALING WITH AND I UNDERSTAND THAT YOU HAVE TO BE ABLE TO RECOVER THOSE COSTS AS YOU HAVE A BUSINESS TO TAKE CARE OF AND TO MAKE SURE YOU'RE PROVIDING ENOUGH SERVICE FOR THE PEOPLE WHO NEED AND RELY UPON TAXIS TO GET AROUND, SO I DO UNDERSTAND THAT. CAN YOU TELL ME WHO PAYS THE FUEL CHARGE? I UNDERSTAND THAT SOME ARE INDEPENDENT CONTRACTORS THAT DRIVE THEIR TAXI CABS, ARE THEY THE ONES PAYING THE GAS OR IS IT THE COMPANY THAT PAYS THE GAS? AND HOW DOES THAT WORK IN TERMS OF -- I WANT TO MAKE SURE IF WE'RE GOING TO ADD THIS FUEL CHARGE IT'S GOING TO GO TOWARD THE PEOPLE WHO ARE GOING TO BE PAYING FOR THAT GAS.

ALL CAB DRIVERS IN THE CITY OF AUSTIN ARE INDEPENDENT CONTRACTORS AND THEY PURCHASE ALL THE FUEL THEY

CONSUME EACH DAY, AND THE TEN CENTS PER MILE IS ADDED ON TO OUR METER RATE, AND AT LEAST I CAN SPEAK FOR MY COMPANY THAT WE'RE NOT GOING TO PARTICIPATE IN ANY OF THAT EXTRA DIME A MILE COST RECOVERY THAT THE CAB DRIVERS WILL GET IF YOU VOTE THIS CHANGE TO THE ORDINANCE.

Kim: OKAY, BASICALLY A PASS THROUGH USED SOLELY FOR PURCHASING THE FUEL?

YES, MA'AM.

Kim: OKAY, THANK YOU VERY MUCH.

Mayor Wynn: MR. VASQUEZ, SOME COMMENTS.

WELL, I'M HOPING THAT THE CITY COUNCIL APPROVES THIS ORDINANCE BECAUSE PRIOR TO US TRYING TO GET SOMETHING GOING, THERE'S NEVER BEEN ANYTHING IN THE ORDINANCE TO GIVE US A FUEL COST CHARGE, AND THE WAY GAS IS GOING UP AND DOWN IS PRETTY HARD, AND AGAIN THE DRIVERS DO KEEP THE MONEY, WE'VE HAD SEVERAL MEETINGS ON THIS ISSUE, WE'VE TALKED AS A GROUP AND WE DECIDED WE DIDN'T WANT TO HAVE A FLAT RATE BECAUSE IT'S UNFAIR TO THE PEOPLE THAT TAKE THE SHORT TRIP LIKE MS. CRAYTON SAID, AND WE'RE HOPING THAT THE CITY COUNCIL UNDERSTANDS WHAT THE SITUATION IS. THE DRIVERS PROVIDE THE SERVICE. THE DRIVERS PAY FOR THE GAS, AND THEY'RE INDEPENDENT, THEY DO WHAT THEY WANT TO, IF THEY WANT TO GO AHEAD ON AND CONTINUE TO OPERATE A TAXI CAB, THEY JUST HAVE TO TRY TO PLAY SURVIVAL WITH THIS DIME ON THE GAS WHILE THE GAS IS BEING FLUCTUATING. RIGHT NOW IT'S LIKE AT 2.49, 2.79 IN SOME PLACES. EVERYBODY HAS GOT A DIFFERENT PRICE, IT'S NOT A REGULATORY PRICE SO TO SPEAK. WE HAVE TO HAVE A SET PRICE ON THE METER TO GET THE PASSENGERS AND THEN THE GAS GOES UP AND IT DOESN'T GIVE THEM ANY WAY TO RECOUP IT AND THIS WILL HELP THEM SOMEHOW.

Kim: THANK YOU.

THANK YOU.

Mayor Wynn: THANK YOU MR. VASQUEZ. WE HAVE ONE ADDITIONAL PERSON SIGNED UP.

GOOD MORNING, COUNCILMEMBERS, MY NAME IS HANNA RITTERING, AND I AM AN INDEPENDENT OWNER OPERATOR, AND WE NEED THIS DESPERATELY. JUST IN CASE -- I WANT TO MAKE SURE, MISS KIM, THAT YOU'RE VERY CLEAR ON THE WAY IT IS. IT'S NOT THAT I GO UP TO THE CAB COMPANY EVERY DAY AND THEY FILL MY TANK AND I PAY THEM FOR IT. I'M OUT THERE AT 7-11, EXXON, BP, WHATEVER IT IS, IN LINE WITH YOU PAYING FOR IT STRAIGHT OUT OF MY POCKET, SO IT'S NOT REALLY A PASS THROUGH. WE HAD A RATE INCREASE AND WE HAVE A FIVE YEAR PLAN IN PLACE FOR RATE INCREASES WHICH COVER KIND OF ORDINARY EXPECTED INFLATION FOR THE NEXT FIVE YEARS, AND AS YOU KNOW, BECAUSE YOU ARE, AS YOU SAID, ALSO BUYING GAS, WHAT HAPPENED WITH THE COST OF GAS IS WAY OVER AND ABOVE THAT. AND IT'S KILLING US. IT IS ABSOLUTELY KILLING US. NOW, YOU HAVE HEARD MR. CONNELLY PLEDGE FROM YELLOW CAB'S STANDPOINT THEY ARE NOT INCREASING THEIR FEES TO US AS A REACTION -- AS A RESPONSE TO THIS BECAUSE THEY KNOW IT'S A FUEL SURCHARGE. IT'S FOR THE PEOPLE WHO ARE BUYING THE GAS T OTHER TWO COMPANIES, SAD TO SAY, HAVE NOT MADE THAT SAME PLEDGE AND THAT IS UNFORTUNATE. MR. CONNELLY'S PERSPECTIVE IS THAT POSSIBLY IN THE SPRING WE MIGHT END UP WITH A FEE INCREASE, BUT THAT -- HE SAID THAT THAT WOULD BE AS A RESULT OF WHETHER OR NOT OUR ACCIDENT RATE CAN INCREASE, AND I CAN TELL YOU IF THE DRIVERS ARE NOT UNDER AS MUCH STRESS BECAUSE OF THE COST OF GAS, THAT MAYBE OUR ACCIDENT RATE WILL GO DOWN, BECAUSE WE ARE STRESSED BIG TIME. THIS IS CRITICAL. WE ARE ON THE VERGE -- WE ARE ON THE VERGE OF NOT BEING ABLE TO PAY YOUR UTILITY BILLS, OF NOT BEING ABLE TO MAKE OUR MORTGAGES. WE ARE GOING BANKRUPT. THIS NEEDED TO HAPPEN MONTHS AGO, AND WE NEED IT TODAY. THANK YOU. WIN THANK YOU, MISS RITTERING. COUNCIL, THAT'S ALL THE FOLKS THAT SIGNED UP ON ITEM NUMBER 11. FURTHER COMMENT, QUESTIONS.

Kim: I MOVE APPROVAL.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER KIM TO APPROVE ITEM NUMBER 11. SECONDED BY COUNCILMEMBER DUNKERLY. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE. AYE. OPPOSED? MOTION PASSES ON A VOTE OF 6-0 WITH MAYOR PRO TEM TEMPORARILY OFF THE DAIS. THANK YOU ALL VERY MUCH. COUNCIL, WE HAVE A HANDFUL OF FOLKS WHO WOULD LIKE TO SPEAK TO US REGARDING ITEM NUMBER 10 WHICH IS OUR PARKING ORDINANCE PULLED BY COUNCILMEMBER DUNKERLY. COUNCILMEMBER DUNKERLY, WOULD YOU PREFER TO OPEN UP FOR DISCUSSIONS OR JUST GO STRAIGHT TO SEP COMMUNICATION OR...

IF WE GO COULD GO TO STAFF RECOMMENDATION AS TO WHERE WE ARE NOW, AND I HAVE A SUBSTITUTE AMENDMENT I WOULD LIKE TO OFFER.

Mayor Wynn: OKAY. SO WELCOME MR. RUDY GARZA.

GOOD MORNING, MAYOR AND COUNCIL, RUDY GARZA, ASSISTANT CITY MANAGER, THE AMENDMENT BEFORE YOU ON PARKING IN THE FRONT YARD ORDINANCE DOES TWO THINGS, IT CLARIFIES WHERE IN FACT SOMEONE CAN PARK IN THEIR LOT, THE CURRENT LANGUAGE MAKES IT DIFFICULT TO ENFORCE AND THEN I'LL VERY QUICKLY READ IT. THE CURRENT LANGUAGE READS THAT IT IS NOT WIDER THAN 50% OF THE MINIMUM LOT WIDTH ESTABLISHED BY THE ZONING DISTRICT. THAT LANGUAGE MAKES IT VERY DIFFICULT FOR OUR OFFICERS TO ENFORCE. THE AMENDMENT BEFORE YOU CHANGES THAT AND CLARIFIES IT SIMPLY BY SAYING IN A LOCATION IMMEDIATELY ADJACENT TO ONE SIDE OF THE DRIVEWAY AT A WIDTH OF 8 FEET. THE OTHER COMPONENT TO THE PROPOSED AMENDMENT IS TO HAVE ESCALATING FINES FOR REPEAT CITATIONS, AND THOSE FINES -- THE CURRENT FINE IS \$40 FOR THE FIRST FINE AND IT REMAINS AT \$40 T AMENDMENT INCREASES THAT TO \$50 FOR THE SECOND FINE AND \$60 FOR THE THIRD FINE AND FINES AFTER THAT.

Dunkerly: THANK YOU VERY MUCH, MR. GARZA. THE ONE CHANGE I WOULD SUGGEST THAT WE MAKE TO THIS

ORDINANCE IS THAT FOR THOSE NEIGHBORS THAT HAVE OPTED IN TO NO PARKS ON THE FRONT YARD, THAT'S WHO THIS APPLIES TO, THAT WE REALLY HAVE AN ORDINANCE THAT MEANS NO PARKING ON THE LAWNS, SO THE LANGUAGE I WOULD ADD WOULD BE IN THAT SECTION C, YOU MAY HAVE IT BEFORE YOU, IT'S ON DELETING ALL OF THE THINGS WITH THE BLACK LINES THROUGH IT, BUT ACTUALLY GETTING IT DOWN TO THIS SIMPLE LANGUAGE, A PERSON MAY NOT PARK A MOTOR VEHICLE IN THE FRONT YARD OR SIDE YARD OF A RESIDENTIAL PROPERTY EXCEPT IN A DRIVEWAY OR A PAVED PARKING SPACE DEPICTED ON AN APPROVED SITE PLAN, I THINK THAT IS REALLY PRETTY SIMPLE AND IT SHOULD MAKE ENFORCEMENT A LOT EASIER AND THAT WOULD BE A MOTION THAT I WOULD MAKE TO MAKE THAT CHANGE IN THE ORDINANCE.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER DUNKERLY TO APPROVE AN AMENDED -- AMENDMENT TO THE ORDINANCE, ITEM NUMBER 10. SECONDED BY COUNCILMEMBER MCCracken.

IF I MIGHT, MAYOR? AND I'M ASSUMING THAT THE AMENDMENT THAT YOU'RE OFFERING THE SUBSTITUTE LANGUAGE UP IS WHAT HAS BEEN HANDED OUT ON THE DAIS NUMBER TEN IS TO INCLUDE THE DELETIONS.

Dunkerly: TO INCLUDE RELATING TO THE FINES, BUT TO CHANGE THE LANGUAGE IN THE AMENDMENT AS IT REFERS TO THE PARKING ON THE LAWNS, IS THAT CLEAR?

WE WILL PUT IN IT THE ORDINANCE.

Mayor Wynn: THANK YOU, MISS TERRY.

I UNDERSTAND YOUR AMENDMENT SAYS NO PARKING UNLESS IT'S A DRIVEWAY, PLATTED, PAVED OR OTHERWISE DESIGNATED AS A DRIVEWAY.

Dunkerly: OR A PAVED PARKING SPACE DEPICTED ON AN APPROVED SITE PLAN.

THAT'S GOOD BECAUSE I WAS GOING TO BRING UP THE QUESTION, I DON'T KNOW IF THERE'S APPROPRIATE STAFF

HERE TO ANSWER IT, BUT IF YOU DO PARK ON YOUR YARD ON A REGULAR BASIS, IT'S MY UNDERSTANDING THAT UNDER OUR CODE AND ALSO IN ACTUALITY, THAT BECOMES IMPERVIOUS COVER IN WHICH CASE IT WOULD BE UNPLATED IMPERVIOUS COVER AND APPARENTLY YOUR AMENDMENT REMOVES THIS ANOMALY, AND SO I THANK YOU FOR DOING THAT.

Mayor Wynn: COUNCILMEMBER ALVAREZ?

Alvarez: I REMEMBER THE DEBATE WELL WHEN THIS WAS FIRST PUT INTO PLACE AND SO, YOU KNOW, CAN SOMEONE FROM STAFF THAT WAS MAYBE INVOLVED IN THIS SPEAK TO THE ISSUE OF WHY THE 50% STANDARD, YOU KNOW, WAS INCLUDED IN THE ORDINANCE ORIGINALLY? CAN WE HAVE SOME HISTORY BEHIND THAT PARTICULAR PROVISION THAT SAYS, WHAT WAS IT, 50% OF THE LOT WIDTH WOULD NOT BE...

WELL, I'M GOING TO ASK OUR CITY ATTORNEY TO RESPOND TO THAT, BUT YOU'RE CORRECT, COUNCILMEMBER, THERE IS SOME HISTORY, THE ORDINANCE BASICALLY THE ORIGINAL ORDINANCE WAS A RESULT OF A COMPROMISE AFTER, YOU KNOW, MUCH DISCUSSION AND RESEARCH AND REVIEW THROUGHOUT THE ENTIRE CITY, AND IT HAS GONE THROUGH A SERIES OF CHANGES IN THE RULES -- ENFORCEMENT RULES AND WE'VE HAD AN AMENDMENT BASICALLY AN ORIGINAL AMENDMENT ON JULY OF 2003, BUT THAT SPECIFIC LANGUAGE I WILL ASK OUR CITY ATTORNEY TO SPEAK TO THAT.

DEBRA THOMAS WITH THE CITY OF AUSTIN LAW DEPARTMENT. COUNCILMEMBER, I ACTUALLY DON'T KNOW WHY THE LANGUAGE WAS WRITTEN THAT WAY. I JUST CAN'T REMEMBER, THERE WAS A LOT OF COMPROMISES, NEGOTIATIONS GOING ON AT THAT TIME, AND I JUST CAN'T -- I'M NOT EXACTLY SURE WHY WE WROTE IT THAT WAY, AS 50% OF THE LOT WIDTH AUTHORIZED BY THE ZONING DISTRICT.

I MEAN I BELIEVE IT'S BECAUSE THERE WAS A LOT OF PUBLIC DEBATE, YOU KNOW, BETWEEN THOSE FOLKS WHO THOUGHT THIS WAS AN IMPOSING ON THEIR RIGHT TO

DETERMINE WHAT THEY COULD DO ON THEIR PROPERTY AND FOLKS WHO, YOU KNOW, VIEW THIS AS SOMETHING THAT'S UNAPPEALING OR DETRIMENTAL TO THE NEIGHBORHOOD, AND SO STAFF RECOMMENDATION WAS TO DO WHAT WITH THAT PARTICULAR PART OF THE CODE IS TO, YOU KNOW, I KNOW THERE WAS A STAFF AMENDMENT, COUNCILMEMBER DUNKERLY HAS PUT FORWARD AN ALTERNATIVE TO THAT, BUT WHAT WAS A STAFF'S SOLUTION TO THE -- I GUESS THE AMBIGUITY THAT THE 50% PROVISION PROVIDED.

OUR INTEREST, COUNCILMEMBER, IS AGAIN TO CLARIFY THE LANGUAGE TO ALLOW US TO BE ABLE TO ENFORCE THE ORDINANCE WITH ACKNOWLEDGING THAT THERE ARE SOME CITY STREETS THAT ARE VERY NARROW THAT DO NOT ALLOW OFF-SITE OR OFF STREET PARKING, THERE'S VARYING LOT SIZES AND THERE'S JUST DIFFERENCES THROUGHOUT THE CITY THAT IN SOME CASES MAKE IT DIFFICULT FOR SOME RESIDENTS TO REMAIN IN COMPLIANCE. OUR PROPOSED LANGUAGE WAS JUST TO ALLOW FOR SOME OF THAT, YOU KNOW, WITHIN, AGAIN AN AREA THAT IS IMMEDIATELY ADJACENT TO THE DRIVEWAY. THAT WAS OUR INTEREST BEHIND OUR AMENDMENT, BUT WE CAN --

ANYTHING SPECIFIC TO AN AREA ADJACENT TO A DRIVEWAY AND THEN JUST A CERTAIN WIDTH AS SEEN AS WHAT WAS RECOMMENDED.

YES, SIR.

AND THEN FINALLY ON THE ENFORCEMENT PART, YOU KNOW, I THINK THAT IS ONE OF THE MOST -- BECAUSE OF THE WAY THIS PROGRAM IS STRUCTURED, THEN YOU HAVE, YOU KNOW CERTAIN NEIGHBORHOODS IN TOWN WHERE THIS ORDINANCE IS IN EFFECT AND CERTAIN NEIGHBORHOODS WHERE IT'S NOT EFFECT, AND I THOUGHT THAT WAS ONE -- ONE OF THE REASONS I DIDN'T SUPPORT THIS ORIGINALLY, BUT WE -- BUT SOMEONE TALK ABOUT THE ENFORCEMENT OF THE ORDINANCE. I KNOW THERE WAS A WARNING SYSTEM AND THAT WAS PREVIOUSLY IN PLACE THAT -- THAT MAY NOT -- MAY HAVE CHANGED, YOU KNOW, THE WAY THAT WE GO ABOUT ISSUING CITATIONS, SO

COULD SOMEONE ADDRESS THAT IN TERMS OF THE ENFORCEMENT SIDE?

CERTAINLY. THE WARNING SYSTEM HAS GONE THROUGH THREE SESSIONS. THE ORIGINAL ENFORCEMENT POLICY REQUIRED FIRST OF ALL, THAT THE WARNING OR CITATION COULD ONLY BE ISSUED BY THE DISTRICT REPRESENTATIVE, NOT THE PATROL OFFICER. IT DID REQUIRE TWO WARNINGS TO A RESIDENCE ON THE SAME VEHICLE. AT THE TIME THAT A THIRD WARNING WAS ISSUED, IF IT WAS A DIFFERENT VEHICLE PARKED THERE, THE PROCESS WOULD START ALL OVER, SO YOU GO BACK TO ZERO AND THEN ISSUE TWO MORE, IN ORDER TO ISSUE A CITATION THE THIRD TIME WOULD ACTUALLY HAVE TO BE THE SAME VEHICLE IN THE SAME LOCATION, WE CHANGED THAT TO REQUIRE JUST ONE VEHICLE -- ONE WARNING AND ANY VEHICLE IN THAT RESIDENCE. MOST RECENTLY, RECENTLY AS OF AUGUST OF THIS YEAR, WE CHANGED THE SYSTEM TO REQUIRE NO WARNINGS AND A CITATION TO BE ISSUED IMMEDIATELY FOR ANY NEIGHBORHOOD THAT HAS OPTED INTO THIS PROGRAM THAT HAS HAD IN EXCESS OF TEN OR MORE CITATIONS -- I'M SORRY, YES, WARNINGS ISSUED WITHIN THE LAST YEAR, SO THERE'S AN AREA OF TOWN THAT HAS THIS AS AN ON GOING ISSUE, AND HAS HAD WARNING, AT LEAST TEN WARNINGS IN THE LAST 12 MONTHS 12 months AN OFFICER WOULD NOT BE REQUIRED TO ISSUE ANOTHER WARNING BUT COULD IMMEDIATELY ISSUE A CITATION.

OKAY. BUT FOR THE MOST PART, I MEAN THE BROADER -- THERE'S STILL A WARNING SYSTEM IN PLACE. THERE WOULD BE A -- THERE CONTINUES TO BE A WARNING SYSTEM IN PLACE EXCEPT FOR THOSE AREAS THAT HAVE HAD HIGH EXPERIENCE WITH CONSTANT WARNINGS.

SO BASICALLY WHAT WE'VE DONE JUST TO RECAP ON THAT, IS ONCE AN AREA HAS HAD TEN WARNINGS, THEN AT THE FIRST VIOLATION, YOU'LL GET A CITATION, SO WE'VE MADE A FLOOR IN AN AREA, AND THAT ALLOWS AN AREA THAT'S HAVING AND ON GOING PROBLEM NOT HAVE THE LOOPHOLE THAT THE WARNINGS HAD BECOME IN THOSE HIGH VIOLATION AREAS.

Alvarez: I DIDN'T KNOW IF THAT WAS DONE ON A CITYWIDE

BASIS OR JUST, YOU KNOW, AREAS OF THE SPECIFIC CONCERN AND THEN -- AND THEN FINALLY GOING BACK TO THE I GUESS THE AMENDMENT THAT LIMITS THE -- THAT LIMITS PARKING I GUESS JUST IN THE DRIVEWAY, THEN CAN YOU REFRESH MY MEMORY WHAT -- HOW WE'RE DEFINING DRIVEWAY, BECAUSE I REMEMBER THAT WAS AN ISSUE IN TERMS OF IF IT HAD TO BE PAVED OR NOT BECAUSE THERE'S SOME -- SOME FOLKS WHO DON'T HAVE PAVED DRIVEWAYS IN CERTAIN PARTS OF TOWN AND HOW THEY -- HOW WOULD THEY BE AFFECTED BY THIS.

I'M DAVID DOUGLAS WITH THE LAW DEPARTMENT, THE CURRENT ORDINANCE DEFINES A DRIVEWAY AS AN AREA ADJACENT TO A CURB CUT PROVIDING VEHICULAR ACCESS BETWEEN A STREET AND AN OFF STREET PARKING AREA AND IT WOULD INCLUDE A CIRCULAR DRIVEWAY. IT DOES NOT HAVE TO BE PAVED BUT IF IT'S A TRADITIONAL LOOKING DRIVEWAY ADD YEA SENT TO A CURB CUT, PEOPLE CAN PARK IN THAT, BECAUSE IN THE SURVEYS WE DID WHEN THIS CAME UP ORIGINALLY, A LOT OF FOLKS SHOWED US THAT IN SOME OF THE OLDER NEIGHBORHOODS THERE JUST WEREN'T PAVED DRIVEWAYS, THE DEFINITION IS BROAD ENOUGH TO ALLOW PARKING IN ONE OF THOSE THAT'S JUST TWO TIRE TRACKS NEXT TO A CURB CUT THAT IS TRADITIONALLY USED AS A DRIVEWAY, SO THAT IS DEFINED SAFL SAFL RIGHT,

Alvarez: RIGHT, AND SO I'M TRYING TO FIGURE OUT HOW THIS AMENDMENT WOULD AFFECT SOME FOLKS THAT MAYBE HAVE A VERY NARROW DRIVEWAY, LIKE ENOUGH FOR ONE VEHICLE, BUT MAYBE, YOU KNOW, IN THE PROPERTY ITSELF, YOU KNOW, THERE'S PAVEMENT OR SOME OTHER DELINEATION THAT ALLOWS FOR, YOU KNOW, MORE THAN ONE CAR TO PARK EVEN THOUGH THAT ADDITIONAL PARKING MAY NOT BE, YOU KNOW, ADJACENT TO THE CURB CUT ITSELF, AND SO I THINK THOSE KINDS OF VERY UNIQUE CIRCUMSTANCES THAT CAME UP THAT KIND OF LED TO THIS FLEXIBILITY AND SO I'M JUST TRYING TO FIGURE OUT HOW THIS MIGHT AFFECT CERTAIN FOLKS WHO HAVING HAD HAVEN'T HAD A PROBLEM UP UNTIL NOW BUT NOW ALL OF A SUDDEN BE OUT OF COMPLIANCE SO...

THE DEFINITION OF DRIVEWAY IS NOT LIMITED TO PAVED

DRIVEWAYS, AND IF SOMEONES A GRAVEL DRIVEWAY OR JUST A PATH WAY NEXT TO THAT CURB CUT THAT IS USED AS A DRIVEWAY, THAT WOULD...

Alvarez: BUT IT SOUNDS LIKE, I MEAN, THE PLACE WHERE YOU COULD PARK IS LIMITED TO THE LENGTH OF YOUR CURB CUT AND THAT IF YOU DEVIATE FROM THAT CURB CUT IN ANYWAY, UNDER THIS AMENDMENT, WE WOULD BE OUT OF COMPLIANCE OR IN VIOLATION.

Mayor Wynn: OR THE AMENDMENT -- DUNKERLY'S AMENDMENT WOULD AUTHORIZE -- CONTINUE TO AUTHORIZE PARKING IN A PAVED PARKING AREA THAT IS DEPICTED ON AN APPROVED SO IT PLAN, SO THAT WOULD ALSO BE ALLOWED. OF COURSE, IF THERE'S EVER ANY DISPUTE F. THAT AMENDMENT WERE ADOPTED, AND THE PERSON WOULD ISSUE THE CITATION AND THEY SAID, NO, THAT IS MY DRIVEWAY, THEY CAN CERTAINLY -- IF THERE'S A DISPUTE ABOUT THAT, THEY CAN TAKE THAT UP WITH THE ADMINISTRATIVE HEARING PROCESS THAT IS AUTHORIZED FOR RESOLVING THIS.

Alvarez: THERE'S AN EXEMPTION SORT OF PROCESS, YOU KNOW WHAT I MEAN, IF MAYBE SOMEBODY CAN'T MEET THE LETTER OF THE LAW, YOU KNOW, THERE ISN'T -- THERE ISN'T NECESSARILY A PROBLEM WITH WHAT'S GOING ON, OR --

Mayor Wynn: JUST COMES BACK TO THE DEFINITION OF IS IT A DRIVEWAY OR NOT.

I DON'T WANT TO LEAVE A MISIMPRESSION, THERE'S NOT AN EXEMPTION PROCESS.

A PERSON CAN ASK FOR A HEARING AND CAN GO TAKE WHATEVER EVIDENCE THEY HAVE TO AN ADMINISTRATIVE HEARING OFFICER OVER AT MUNICIPAL COURT AND SAY I DON'T THINK I VIOLATED THIS ORDINANCE.

BUT THAT I DIDN'T VIOLATE THE ORDINANCE.

CORRECT.

OKAY. I JUST WANT TO BE CLEAR THAT THE REASON -- THE

AMENDMENT THAT WE BROUGHT FORWARD WAS TO CLARIFY LANGUAGE. IT WASN'T TO MAKE A SUBSTANTIVE CHANGE IN THE ORDINANCE THAT YOU HAD PASSED. IT WAS BECAUSE THE WAY WE HAD WORDED THE ORDINANCE WAS DIFFICULT FOR THE OFFICERS TO ENFORCE IN THE FIELD. SO ALL WE WERE TRYING TO DO WAS MAKE IT SIMPLE FOR THEM SO THAT IN THE FIELD THEY DIDN'T HAVE TO KNOW THE ZONING CATEGORY OF THE HOUSE THEY WERE LOOKING AT TO MAKE IT SIMPLE FOR THEM TO ENFORCE IN THE FIELD. WHAT YOU ARE DOING WITH THE AMENDMENT IS MAKE -- YOU ARE MAKING IT CLEANER, THE ORDINANCE CLEANER, BUT YOU ARE MAKING IT TIGHTER. MORE TIGHTER ENFORCEMENT OF THE ORDINANCE. IT WILL NOT ALLOW THEM PARKING ON THE GRASS AREA NEXT TO THE DRIVEWAY, CORRECT?

CORRECT.

RIGHT.

Alvarez: I GUESS UNDER THE AMENDMENT IT WOULD NOT ALLOW IT.

THAT'S RIGHT. UNDER THE AMENDMENT IT WOULD NOT ALLOW...

AND AGAIN, I WOULD LIKE TO REMIND EVERYBODY THIS APPLIES ONLY TO THOSE NEIGHBORHOODS THAT OPTED INTO THE NO PARKING ON THE LAWN ORDINANCE SO...

Alvarez: REALLY, I THINK, THE POINT I WAS TRYING TO MAKE, AND I'VE SEEN THIS IN SOME OF WHERE I'M LIVING NOW SOUTH AUSTIN, WHERE THERE'S SOME LOTS THAT ARE EITHER CORNER LOTS OR THERE ARE BIGGER LOTS SO YOU HAVE YOUR DRIVEWAY THAT IS, YOU KNOW, BIG ENOUGH FOR ONE CAR, AND THEN IT KIND OF EXPANDS IN AND THE GARAGE IS KIND OF SITUATES NOT NECESSARILY PARALLEL TO THE STREET, YOU KNOW, BUT SO THEN YOU HAVE A SITUATION WHERE THE -- THEY'RE IN THE DRIVEWAY BUT IT'S NOT AN AREA, YOU KNOW, THAT IS ADJACENT TO THE CURB CUT, AND I THINK I HEARD THE GENTLEMAN SAY AS LONG AS IT WAS A PAVED SURFACE THAT THAT WOULD BE FINE, BUT I'M JUST TRYING TO FIGURE OUT, YOU KNOW, HOW -- YOU

KNOW, WHEN THESE KIND OF ISSUES COME UP, THEN HOW ARE THEY GOING TO BE -- HOW ARE THEY GOING TO BE DEALT WITH?

Mayor Wynn: WELL, I THINK THE POLICE DEPARTMENTS, IF THE AMENDMENT THAT IS BEFORE YOU IS ADOPTED, THE POLICE DEPARTMENT'S APPROACH WOULD BE TO JUST LOOK AND SEE IF THAT CAR IS PARKED IN AN AREA THAT DOES NOT APPEAR TO BE A DRIVEWAY, AND IF IT DOES NOT APPEAR TO BE A DRIVEWAY UNDER THIS DEFINITION, A CITATION COULD BE ISSUED, I WOULD ASSUME FIRST GIVEN THE ENFORCEMENT POLICY, A WARNING WOULD BE ISSUED, IN MOST AREAS OF TOWN, AND A CITATION COULD BE ISSUED AND THAT PERSON COULD THEN GO DISPUTE THAT THROUGH THE ADMINISTRATIVE HEARING PROCESS. I THINK AS A PRACTICAL MATTER, THE POLICE ARE LOOKING FOR COMPLIANCE RATHER THAN ISSUING CITATIONS.

Alvarez: OKAY, THAT'S ALL, THANK YOU, MAYOR.

Mayor Wynn: THANK YOU, COUNCILMEMBER. FURTHER COMMENTS? WE HAVE A MOTION AND A SECOND ON THE TABLE. WITHOUT OBJECTION WE WILL GO TO THE CITIZEN SPEAKERS, OUR FIRST CITIZEN WHO SIGNED UP IS JOHN REMINGTON. WELCOME, JOHN, YOU WILL HAVE THREE MINUTES AND BE FOLLOWED BY ROBERT BAKER. (ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS...) WHETHER THE CARS WITH PARKED PERPENDICULAR TO THE DRIVEWAY. THE ONLY OBVIOUS CITATION THE OFFICERS CAN SEE AND ISSUE CITATIONS FOR IS WHEN THERE IS A LARGE AMOUNT OF SPACE BETWEEN THE EDGE OF THE DRIVEWAY AND WHERE THE VEHICLES PARK.

Alvarez: BUT OTHERWISE IT'S KIND OF A --

OTHERWISE IT'S ALMOST IMPOSSIBLE FOR THE OFFICER --

Alvarez: YOU NEED TO KNOW THE ZONING CATEGORY AND THE WIDTH OF THE LOT IN ORDER TO MAKE THE DETERMINATION.

RIGHT.

Alvarez: AND I ASSUME THAT'S NOT IN THE LITTLE COMPUTER THAT OUR OFFICERS USE.

Mayor Wynn: THANK YOU, HR-PBT. UR NEXT SPEAKER IS ROBERT BAKER FOLLOWED BY ANGELA BAKER.

THANK YOU, MAYOR.

Goodman:, COUNCIL, MAYOR, MAYOR PRO TEM. I GUESS THE CITY MANAGER IS GONE, AND ALL THE COUNCILMEMBERS I'D LIKE TO SAY HELLO AND THANKS FOR THE OPPORTUNITY TO SPEAK. WE'VE BEEN WORKING ON THIS PROBLEM FOR ALMOST FOUR YEARS NOW. WE HAVE DOCUMENTS GOING BACK TO DECEMBER '01. THE ORDINANCE HAS BEEN PASSED FOR THREE YEARS AND IT'S BEEN ESSENTIALLY INEFFECTIVE AND INEFFICIENT. IT JUST DOES NOT WORK, AS SHOWN BY THE PHOTOS THAT JOHN WAS SHOWING US. IN THE BEGINNING WHEN WE WORKED ON THIS, WE ACCEPTED SOME CAVEATS UNDER THE PROPOSAL -- IN THE PROPOSED ORDINANCE THAT WOULD, FOR EXAMPLE, ALLOW PARKING ON THE -- OR ADJACENT OF THE DRIVEWAY AND STREETS THAT WERE LESS THAN 22 FEET WIDE, AND NO CURB -- IF THERE'S NO CURB, YOU CAN PARK THERE ON THE TKPWRS. OF THOSE WE HELP TO GET RID OF BY TWEAKING, THOSE LAST TWO OR THREE THAT I MENTIONED ARE GOOD CAVEAT, THEY ARE FITTING. BUT THE -- SEVERAL OF THEM LIKE THE ADJACENT TO THE DRIVEWAY IS REALLY HAS CAUSED A PROBLEM, AND THE PROBLEM OF GIVING WARNINGS HAS BEEN A PROBLEM. SO, FOR EXAMPLE, LIEUTENANT PAISLEY ALLOWED TO AND THE ARTICLE IN THE AMERICAN-STATESMAN, I BELIEVE IT WAS YESTERDAY, WHICH I HOPE ALL OF YOU HAVE READ, THE -- IN AUSTIN IN THREE YEARS THAT THIS HAS BEEN IN EFFECT, WE'VE HAD 39 CASES AND \$1,300, ROUGHLY, IN FINES. IN ONE YEAR IN SAN ANTONIO, THE REVENUE HAS BEEN \$340,000. AND I THINK THAT WOULD GO A LONG WAY TO HELPING OUR FINANCIAL PROBLEMS IN THIS CITY. ALTHOUGH THAT ISN'T THE REASON WE SHOULD PUT IT IN, BUT IT WOULD CERTAINLY BE A BENEFIT RESULTING FROM ENFORCING THE ORDINANCE PROPERLY. SO WHAT WE'RE SAYING IS THAT -- AND I HAVE TO ASK THE QUESTION IS YOUR AMENDMENT, HAS THAT BEEN APPROVED?

Mayor Wynn: IT'S THE MOTION THAT'S ON THE TABLE RIGHT NOW, MR. BAKER.

IT'S ON THE TABLE. OKAY. WELL, I WOULD HAVE TO SPEAK IN FAVOR OF THE AMENDMENT ON THE AREA ADJACENT TO THE DRIVEWAY TO ELIMINATE THAT AND HAVE ONLY PARKING IN THE DRIVEWAY OR A PAVED PARKING SPACE DEPICTED ON AN APPROVED SITE PLAN. I'M VERY MUCH IN FAVOR OF THAT. THE OTHER THING THAT IS VERY BADLY NEEDED IS THE ELIMINATION OF THE WARNINGS. I'LL BE DONE IN 10 SECONDS. TO ELIMINATE ALL THE WARNINGS. THERE'S NO NEED FOR IT. IF YOU ARE OVERSTAYING AT A PARKING METER, YOU GET A TICKET. THERE'S NO WARNING. YOU GET THE TICKET OR YOU DON'T GET ANYTHING, ONE WAY OR THE OTHER. SO WE'RE ASKING FOR THAT, TO PROHIBIT THE PARKING ADJACENT TO THE DRIVEWAY, ALL OF IT, AND TO ELIMINATE ALL THE WARNINGS. THAT WOULD MAKE THE ORDINANCE MORE EFFICIENT AND MORE EFFECTIVE AND THESE CHANGES ARE TRULY NEEDED. THANK YOU.

Mayor Wynn: THANK YOU, MR. BAKER. WELCOME, ANGELA BAKER, YOU WILL HAVE THREE MINUTES AND YOU WILL BE FOLLOWED BY JIM DAMRON.

MAYOR, COUNCILMEMBERS, I AM ANGELA BAKER, A MECHANIC OF THE NORTH AUSTIN CIVIC ASSOCIATION AND I HAVE LIVED IN AUSTIN EIGHT YEARS AND HALF OF THOSE AEURGT YEARS I HAVE WORKED ON THE PARKING ORDINANCE AND I CAN ONLY SAY YES TO MS. DUNKERLEY'S AMENDMENT N THE NACA AREA, THE QUALITY OF LIFE IS NOT AN ABSTRACT IDEA. WE HAVE WORKED VERY, VERY HARD IN OUR AREA TO BEAUTIFY THE AREA. WE HAVE TRASH PICKUPS WEEKLY, MONTHLY. WE HAVE DEVELOPED A PARK, WHICH WE CAN'T CALL A PARK BECAUSE WE TAKE CARE OF IT. THE CITY HAS NO FINANCIAL INVESTMENT IN THAT PARK. WE HAVE AN AGREEMENT WITH B.I.F. TO HAVE BULKY TRASH PICKUPS AND LAST YEAR THEY PICKED UP 137 TONS OF TRASH FROM OUR AREA. SO WE'VE HAD AN ONGOING PROCESS. WE WON BEAUTIFICATION AWARDS. BUT WITH THE PARKING ORDINANCE AS IT STANDS NOW, WE'RE THWARTED AT EVERY TURN BECAUSE IT SEEMS LIKE WITH THE PARKING -- THE CARS PARKING ON THE GROUND,

GRASS, IT -- I HAVEN'T CALLED ANY IN LATELY BECAUSE IT DOESN'T SEEM TO WORK. BUT THEY ARE MULTIPLYING EVERY TIME I TURN AROUND AND THEY HAVE AN EMPTY DRIVEWAY. AND WE HAVE STREETS THAT ARE WIDE ENOUGH THAT ALLOW CARS TO PARK ON THE STREET. THERE'S A NEIGHBOR AROUND THE CORNER. I COUNTED THE NUMBER OF CARS. HE HAD FOUR CARS IN THE DRIVEWAY AND FOUR ON THE STREET. AND THERE WAS PLENTY OF ROOM FOR HIM TO PARK. WE -- WE'RE NOT EVEN IN MY AREA, MY ASSESSMENT ON MY HOUSE WENT DOWN \$18,000 LAST YEAR. I DON'T THINK THAT IT'S IN THE SELF-INTEREST OF THE CITY TO ALLOW AN AREA TO DETERIORATE. I THINK FOR THE TAX BASE IT WOULD NOT BE A GOOD IDEA. I THINK EVEN FOR THE POLICING WE'VE HAD AN INCREASE IN CRIME, PROSTITUTION AND DRUGS BECAUSE THEY SAY WOW, THAT LOOKS LIKE A GOOD AREA TO GO TO. NO ONE SEEMS TO CARE. AND I THINK GETTING RID OF THE CARS OFF THE LAWN WOULD REALLY HELP. WE'RE NOT ASKING FOR SOMETHING UNUSUAL. CITIES ACROSS THE UNITED STATES HAVE A NO PARKING ON THE LAWN ORDINANCE BECAUSE PEOPLE HAVE -- YOU KNOW, NOT WITH JUST ONE CAR, BUT TWO AND THREE CARS. AND WE -- THE NEIGHBOR THAT LIVES ACROSS THE STREET FROM ME TOLD ME THE STORY ABOUT HIS SISTER MOVING TO ENGLEWOOD, CALIFORNIA, AND SHE PARKED THE CAR ON THE LAWN. THEY DIDN'T ASK HER, THEY DIDN'T WARN HER, THEY GAVE HER A TICKET. SHE WAS UPSET, BUT I DON'T THINK SHE PARKS ON THE LAWN AGAIN. WE WOULD REALLY APPRECIATE THE CLEARING UP OF THIS ORDINANCE AND CLEANING IT UP AND THE LANGUAGE. AND I THINK IT CONTRIBUTES TO A LIVABLE CITY WHICH I HEAR SO MUCH FROM YOU. THANK YOU.

Mayor Wynn: THANK YOU, MS. BAKER. WELCOME, MR. DAMRON. LET'S SEE, IS TRESSIE DAMRON HERE? MARY ENGEL. JIM, YOU HAVE UP TO NINE MINUTES.

I DON'T THINK I'LL NEED NINE MINUTES, MAYOR. I'M JIM DAMRON, WITH THE WEST UNIVERSITY NEIGHBORHOOD AND I'MS A MEMBER OF CAMPAK AND PARTICIPATED IN THE NEIGHBORHOOD PLANNING PROCESS THAT WAS COMPLETED I GUESS ABOUT A YEAR AGO. I THINK COUNCILMEMBER DUNKERLEY'S AMENDMENT ADDRESSES

THE MAIN CONCERN THAT I WOULD HAVE ABOUT THE MOTION THAT'S ON THE TABLE. IT DOESN'T SOUND TOO BAD TO HAVE ONE CAR PARKING ON THE GRASS OR THE YARD WHEN YOU JUST THINK ABOUT IT THAT WAY. BUT IF YOU DRIVE DOWN A STREET FULL OF 50-FOOT LOTS, WHICH IS A LOT OF WHAT'S IN THE INNERCITY, ONE CAR PARKED ON THE GRASS ELIMINATES THAT WHOLE HE-DOMINATES THAT WHOLE LOT. IF YOU HAVE SEVERAL OF THOSE, BEFORE YOU KNOW IT IT LOOKS LIKE YOU'VE GOT JUST ALL CARS PARKED ON ALL YARDS. AND SO I THINK THE AMENDMENT THAT HAS BEEN OFFERED ADDRESSES THAT ISSUE FAIRLY AND COMPREHENSIVELY, AND BEYOND THAT, I THINK THE ISSUES THAT HAD BEEN RAISED, OTHER ISSUES THAT HAVE BEEN RAISED ON THE AMENDMENT HAVE TO DO WITH THE AMOUNT OF FINES AND THE NUMBER OF WARNINGS. IT SOUNDS TO ME LIKE FROM WHAT I'VE HEARD FROM PREVIOUS SPEAKERS THAT THE WARNINGS HAVE BEEN LIMITED TO A REASONABLE AMOUNT AND THAT THE ADMINISTRATIVE DIFFICULTY OF ENFORCING THE ORDINANCE IS BEING TAKEN CARE OF BY WHAT THE COUNCIL IS PROPOSING TO DO TODAY. OBVIOUSLY ANYTHING THAT REQUIRES A CITIZEN INPUT, REQUIRES CITIZENS TO HELP WITH ENFORCEMENT, REQUIRES CITIZENS TO MAKE TELEPHONE CALLS TO THE POLICE. THE HARDER IT IS, THE MORE TIMES YOU HAVE TO DO THAT, THE MORE TIMES YOU HAVE TO GET OUT AND MAKE SURE THAT SOMEBODY COMES AND TAKES CARE OF THE PROBLEM, THE HARDER IT IS TO GET ENFORCEMENT IN YOUR NEIGHBORHOOD. AND SO I THINK THE AMENDMENTS THAT ARE DESIGNED TO CUT OUT SOME OF THAT ARE CERTAINLY WITH GOING TO BENEFIT EVERYBODY CONCERNED. IN TERMS OF THE FINE, AGAIN, I WOULD SUGGEST JUST FROM THE STANDPOINT OF SIMPLICITY THAT YOU JUST SET A FINE AT \$60 OR \$50 OR \$70 OR WHATEVER IT IS, YOU CAN ELIMINATE A LOT OF TIME WITH PEOPLE TRYING TO FIGURE OUT HOW MANY TIMES SOMEBODY HAS BEEN CITED BEFORE, KEEPING RECORDS ON THAT SORT OF THING. AND MOST PEOPLE WHO ARE NOT IMPRESSED WITH THE FIRST FINE ARE NOT GOING TO BE MUCH IMPRESSED BY THE SECOND ONE IF IT'S \$10 MORE AND PROBABLY NOT GOING TO BE IMPRESSED BY THE THIRD ONE IF IT'S \$10 MORE. JUST AS A POSSIBLE SUGGESTION HERE, I'D SUGGEST THAT THE

FINE BE JUST A FIXED AMOUNT, AND I THINK THAT WILL GO, ALONG WITH THE OTHER SIMPLIFICATION MEASURES YOU ARE UNDERTAKING TO IMPROVE THE ORDINANCE. THAT'S REALLY ALL I HAVE. I THINK OUR MAJOR CONCERN FROM MY NEIGHBORHOOD AND FROM THE CENTRAL CITY NEIGHBORHOODS IS BEING ADDRESSED BY COUNCILMEMBER DUNKERLEY'S PROPOSED AMENDMENT.

Mayor Wynn: THANK YOU, MR. DAMRON. THANK YOU. LAST SPEAKER IS LINDA MOORE.

DID YOU HAVE A QUESTION, MAYOR?

Mayor Wynn: NO, SIR. JUST APPRECIATE YOUR TESTIMONY. WELCOME, LINDA. YOU WILL HAVE THREE MINUTES.

THANK YOU. I'M LINDA MOORE FROM NORTH AUSTIN CIVIC ASSOCIATION. AND THIS HAS BEEN A VITAL INTEREST TO US EVER SINCE WE STARTED THE PROCESS ABOUT FOUR YEARS AGO. AND YOU CAN SEE FROM THE PHOTOS THAT WE STILL HAVE A LARGE PROBLEM BECAUSE THE ORDINANCE IS DIFFICULT TO ENFORCE AND AMBIGUOUS IN SOME INSTANCES. WE FULLY SUPPORT COUNCILMEMBER DUNKERLEY'S PROPOSED AMENDMENT. I THINK THAT WILL GO A GREAT WAY IN HELPING OUR NEIGHBORHOOD LOOK BETTER AND GET THESE CARS OFF THE GRASS. WE WOULD ALSO SUPPORT GETTING RID OF WARNINGS BECAUSE I THINK THOSE WARNINGS TAKE UP AN OFFICER'S TIME REQUIRING TWO TRIPS IN EVERY CASE BEFORE HE CAN GIVE A CITATION. THOSE OFFICERS HAVE BETTER THINGS TO DO THAN HAVE TO DOUBLE UP EVERY TIME THERE'S SOMEBODY IN VIOLATION. SO I WOULD SUPPORT WHAT YOU'RE ABOUT TO DO TODAY WITH THIS AMENDMENT, WITH THE -- WITH THE PROPOSED AMENDMENT FROM COUNCILMEMBER DUNKERLEY. THANK YOU.

Mayor Wynn: THANK YOU, MS. MOORE. COUNCIL, THAT'S ALL THE FOLKS SIGNED UP WISHING TO ADDRESS US, BUT IN ADDITION TO THE FOLKS WHO HAVE SPOKEN, OSMOND PWRAOE LAND AND TERRY TUCKER AND MARY MILAN SIGNED UP WISHING NOT TO SPEAK BUT IN FAVOR OF THE ORDINANCE. AGAIN, WE HAVE A MOTION AND SECOND ON THE TABLE BY COUNCILMEMBER DUNKERLEY, SECONDED BY

COUNCILMEMBER McCRACKEN THAT INCLUDED COUNCILMEMBER DUNKERLEY'S LANGUAGE THAT SHE PASSED OUT. COUNCILMEMBER ALVAREZ.

Alvarez: I HAVE A COUPLE MORE QUESTIONS IN READING THE AMENDMENT BECAUSE THE TWO ISSUES HIGHLIGHTED IN OUR BACKUP WERE THE -- THE ADJACENT -- THE ISSUE ABOUT PARKING ADJACENT TO A DRIVEWAY AND WHAT WIDTH WOULD BE ACCEPTABLE. TAKEN OTHER ONE HAD TO DO WITH VIOLATIONS AND STEPPING UP THE FINES FOR EACH ADDITIONAL VIOLATION. BUT IN THE AMENDMENT THAT COUNCILMEMBER DUNKERLEY PASSED OUT, THEY WERE ALSO DELETING A PART OF THE ORDINANCE THAT ELIMINATES CERTAIN EXCEPTIONS. AND SO -- AND AGAIN, I THINK A LOT OF THESE WERE PLACED IN THERE BECAUSE WHEN WE WENT THROUGH THIS EXTENSIVE PUBLIC INPUT PROCESS, THERE WERE CERTAIN UNIQUE SITUATIONS THAT WERE IDENTIFIED AND THAT THE COUNCIL THEN MADE SPECIFIC EXCEPTIONS FOR. AND SO THEN IF WE DO WHAT'S RECOMMENDED UNDER PART 1-B UNDER THE PROPOSED AMENDMENT, NOW COULD -- AGAIN, THIS QUESTION FOR STAFF, WHOEVER IS THE MOST APPROPRIATE, BUT IF WE DEFINE DRIVEWAY AS AN AREA THAT'S AWAY SENT ADJACENT TO A CURB CUT, BUT THEN A PROPERTY DOESN'T HAVE A CURB CUT, WHICH IS UNDER B, NUMBER 1, WE ELIMINATE THE EXCEPTION FOR LOTS THAT DO NOT HAVE A CURB CUT. THEN DOES THIS MEAN THAT THOSE PROPERTY OWNERS WILL NOT BE ABLE TO PARK ANYWHERE ON THEIR PROPERTY BECAUSE THERE IS NO CURB CUT?

YES, COUNCILMEMBER, THAT'S EXACTLY WHAT IT WOULD MEAN. ALBEIT THE EXCEPTIONS IN B, AS YOU STATED, WERE THERE BECAUSE OF THE VARIOUS SITUATIONS THAT EXISTED AROUND THE CITY, SMALL, NARROW STREETS, NO CURBS, ET CETERA. THE COUNCIL DID DECIDE TO MAKE EXCEPTIONS FOR THOSE, AND AS PROPOSED, THOSE WOULD NOT EXIST.

Alvarez: AND THEN -- OKAY, WELL, I THINK THAT, YOU KNOW, I MEAN I WAS LEANING TOWARDS SUPPORTING YOU ALL OF THIS GIVEN THE FACT WE WERE TALKING ABOUT TWO SPECIFIC ISSUES, BUT I THINK THIS PARTICULAR ITEM WAS INCLUDED FOR VERY SPECIFIC REASONS THAT DEVELOPED

AS A RESULT OF A VERY EXTENSIVE PUBLIC PROCESS. YOU KNOW, MY SENSE IS THERE REALLY HASN'T BEEN A VERY EXTENSIVE PUBLIC PROCESS, SO I THINK THAT ELIMINATING THESE EXCEPTIONS, I THINK, WOULD BE PROPOSE MATIC FROM MY POINT OF VIEW UNLESS WE DO GO THROUGH A SIMILAR SORT OF PROCESS. THE OTHER TWO ARE, YOU KNOW, I JUST SEE AS WAYS TO IMPROVE THE ENFORCEMENT OF THE ORDINANCE AND SO I PROBABLY COULD LIVE WITH THOSE, ALTHOUGH I DIDN'T -- I DIDN'T SUPPORT THE ESTABLISHMENT OF THIS PROGRAM FROM, YOU KNOW, INITIALLY, BUT I COULD SEE HOW THOSE TWO CHANGES COULD HELP OUR POLICE DEPARTMENT WITH THE ENFORCEMENT PROCESS. BUT I THINK THAT THESE ELEMENTS THAT WE'RE ELIMINATING UNDER PART 1-B THEN COULD CREATE SOME REAL PROBLEMS FOR SOME OF OUR CONSTITUENTS THAT HAVE VERY UNIQUE SITUATIONS WHETHER THEY HAVE A SMALL LOT OR DON'T HAVE A CURB CUT OR HAVE ONE CONTINUOUS CURB CUT. OR A CORNER LOT OR SOME OF THESE VERY SPECIFIC EXCEPTIONS THAT WERE INCLUDED I THINK FOR VERY IMPORTANT REASONS. AND SO I DON'T KNOW, I MEAN I GUESS I'LL OFFER THE FRIENDLY AMENDMENT THAT WE ELIMINATE THAT LANGUAGE IN B AND THAT -- AND SEE HOW THAT'S RECEIVED BY THE MAKERS OF THE MOTION.

Mayor Wynn: I'M SORRY, COUNCILMEMBER ALVAREZ.

Alvarez: BASICALLY A FRIENDLY AMENDMENT THAT WOULD ELIMINATE THE LANGUAGE THAT'S INCLUDED IN PART 1-B THAT -- OF THE AMENDMENT OFFERED BY COUNCILMEMBER DUNKERLEY.

Mayor Wynn: SO THE MAKER AND THE SECOND DOES NOT CONSIDER THAT A FRIENDLY.

Alvarez: OKAY. SO CAN YOU EXPLAIN THEN IF YOU HAVE A SITUATION WITH A LOT THAT HAS NO CURB, AND WE JUST HEARD OUR STAFF SAY THAT THAT MEANS THAT THOSE PROPERTY OWNERS WILL NOT BE ABLE TO PARK IN THEIR YARD BECAUSE THEY DON'T HAVE A CURB AND WE'RE USING -- I MOON A CURB CUT AND WE'RE USING THE CURB CUT AS A BASIS FOR DEFINING THE DRIVEWAY. AND SO BY ELIMINATING B-1, YOU'RE BASICALLY SAYING A HOUSE THAT

DOESN'T HAVE A CURB CUT, YOU DO NOT HAVE THE RIGHT TO PARK ANYWHERE IN YOUR YARD. AND I THINK THAT EACH ONE OF YOU HAS A VERY SPECIFIC SITUATION THAT IF YOU KIND OF MAPPED IT OUT WOULD BECOME EVIDENT WHY DOES IT MAKE SENSE THAT THESE ARE IN THE ORDINANCE. AND SO -- SO THAT'S WHY I FEEL UNCOMFORTABLE, YOU KNOW, WITH THIS PARTICULAR LANGUAGE, AND THERE MAY BE A WAY OF SIMPLIFYING SOME OF THESE SITUATIONS OR HOW WE ADDRESS SOME OF THESE SITUATIONS, BUT JUST STRIKING THIS ENTIRE SECTION I THINK IS -- I DON'T THINK IS APPROPRIATE AT THIS POINT.

Mayor Wynn: COUNCILMEMBER DUNKERLEY.

Dunkerley: IF THERE ARE A LARGE NUMBER OF SITUATIONS RELATING TO LOTS WITH NO CURB CUTS, I WOULD EXPECT THE STAFF TO BRING THAT TO OUR ATTENTION LATER, BUT I THINK AT THIS TIME I'D LIKE TO LEAVE IT JUST A CLEAN DELINEATION OF THE ORDINANCE, AND THEN THOSE LOTS THAT MAY HAVE NO CURB CUTS, THEY CAN CERTAINLY PARK IN FRONT IN THE STREETS. AND I'M NOT SURE WHY WE WOULD HAVE LOTS WITH NO CURB CUTS, BUT, YOU KNOW, LEGALLY CONFORMING LOTS, BUT IF THERE ARE THOSE SITUATIONS AND THERE ARE A LARGE NUMBER OF, DIRECT THE STAFF TO BRING THAT TO MY ATTENTION LATER.

Mayor Wynn: COUNCILMEMBER McCracken.

McCracken: YEAH, THE OLD -- THE CURRENT LANGUAGE THAT WE'RE TRYING TO GET RID OF REMINDS ME OF THE CURB SITUATION IN SHOAL CREEK WHERE THE WELL INTENTIONED EFFORT LED TO KIND OF A -- YOU KNOW, THE CLASSIC SITUATION THAT THE CAMEL IS THE ANIMAL CREATED BY A COMMITTEE. THIS THING IS TOELTLY IMPOSSIBLE TO ENFORCE. YOU KNOW, IT'S LIKE, OKAY, POLICE OFFICER GOES IS THIS LOT MORE THAN 25 FEET WIDE? LET ME GET OUT MY TAPE MEASURE. THIS IS ACTUALLY A STREET THAT DOES NOT HAVE A CURB CUT LESS THAN 30 FEET WIDE. I DON'T KNOW. IS IT A CORNER LOT BUT A PRINCIPAL RESIDENCE. LESS THAN 20 20 FEET FROM THE STREET SIDE PROPERTY LINE. I GIVE UP, I'M GOING HOME. THAT'S THE SITUATION WE'RE IN. IT'S WELL INTENTIONED, BUT THIS IS AN OPTIONAL ORDINANCE. IF NEIGHBORHOODS DON'T WANT TO

BE IN IT, THEY DON'T HAVE TO. BUT WE'VE GOT A REAL PROBLEM HERE. I'M -- YOU KNOW -- [APPLAUSE]

McCracken: LATER THIS EVENING WE'RE GOING TO TAKE UP ANOTHER ISSUE WHICH IS THE QUALITY OF LIFE ORDINANCE AND THOSE BOTH SPEAK TO A VERY REAL PROBLEM GOVERNMENTS MUST ADDRESS. IT'S SPOKEN TO BROKEN WINDOWS THEORY OF CRIMINOLOGY WHICH SAYS IF YOU ALLOW AN ATMOSPHERE OF DISORDER TO FESTER AND GROW, IT CAUSES SOCIAL BREAKDOWN, IT CAUSES INCREASED CRIMINALITY. THAT'S WHY YOU LOOK AFTER THE LITTLE THINGS LIKE -- THEY ARE REALLY WORKING HARD TO PROTECT THEIR NEIGHBORHOOD, AND THE COUNCIL NEEDS TO GET ON THE SIDE OF THE NEIGHBORHOOD ON THIS ONE. THIS IS A PRO-NEIGHBORHOOD VOTE TO SIMPLIFY THIS ORDINANCE. [APPLAUSE]

Alvarez: MAYOR, AGAIN, THAT THE -- EXCLUDING THIS DOES NOT IN AND OF ITSELF WEAKEN THE ORDINANCE. I MEAN I THINK THE TWO ISSUES THAT WE WOULD BE AMENDING WITHOUT THIS WOULD -- WOULD STRENGTHEN THE ORDINANCE IN SUCH A WAY I THINK THAT EVERYBODY WOULD BE HAPPY. YOU KNOW, AGAIN, IF THERE'S OTHER THINGS LATER ON DOWN THE ROAD THAT WE IDENTIFY THAT ARE ISSUES, THEN I THINK THAT IS SOMETHING WE COULD COME BACK AND REVISIT. BUT THESE ARE NOT EVEN RECOMMENDATIONS THAT OUR STAFF IS MAKING. THESE ARE JUST LAST-MINUTE ADDITION, YOU KNOW, TO WHAT WAS IN THE BACKUP AND TO WHAT, YOU KNOW, WE POSSIBLY HAVE BEEN RECEIVING PICKUP INPUT ON. AND I PERSONALLY HAVE A PROBLEM WITH TELLING SOMEBODY WHO OWNS A LEGAL PIECE OF PROPERTY THAT BECAUSE -- IT -- BECAUSE IF THEY DON'T HAVE A CURB CUT, WE'RE BASICALLY TELLING THEM YOU CANNOT PARK ANYWHERE IN YOUR YARD, AND THAT IS A PRETTY SIGNIFICANT RESTRICTION, YOU KNOW, FOR --, YOU KNOW, FOR US TO BE MAKING ON ANY PROPERTY OWNER. AND I DON'T KNOW THAT THAT SITUATION EXISTS IN A LOT OF INSTANCES AROUND TOWN, BUT I THINK THAT THERE ARE A LOT OF POTENTIAL UNINTENDED CONSEQUENCES LIKE THIS THAT COULD ARISE BY JUST MAKING A LAST-MINUTE CHANGE WITHOUT REALLY ANALYZING ALL OF THE POTENTIAL REPERCUSSIONS. AND SO -- SO AGAIN, EVEN THOUGH I MAY

HAVE CAST MY FIRST VOTE IN FAVOR OF SOMETHING RELATED TO PARKING IN YARDS, I MEAN WITH THIS PARTICULAR PART IN THERE, I REALLY THINK THAT THIS IS NOT SOMETHING I CAN SUPPORT BECAUSE I JUST THINK THAT -- THAT WE WERE TRYING TO BE CONSCIENTIOUS AND SENSITIVE TO THE SITUATION OF CERTAIN PROPERTY OWNERS THAT -- THAT REALLY WOULD BE FACED WITH A SITUATION WHERE THEY CAN'T EVER BE IN COMPLIANCE AND WOULD HAVE TO ALWAYS PARK ON THE STREET, AND THAT OF COURSE IS ANOTHER ISSUE THAT WE CONSTANTLY HEAR FROM NEIGHBORS IS WE CAN'T PARK -- OUR VISITORS CAN'T PARK ANYWHERE NEAR OUR HOME BECAUSE THERE'S SO MUCH PARKING ON THE STREET. AND SO I THINK SOME OF THESE WILL NECESSITY CERTAIN PROPERTY OWNERS TO HAVE TO PARK ON THE STREET AND THUS CREATING A WHOLE OTHER SITUATION. BUT -- BUT I CAN'T SUPPORT THE MOTION IN ITS CURRENT FORM, MAYOR, AND JUST KIND OF WANTED TO EXPAND A LITTLE BIT ABOUT WHY THAT IS. THANKS.

Mayor Wynn: THANK YOU, COUNCILMEMBER.
COUNCILMEMBER KIM.

Kim: I WANTED TO ASK THE CITY MANAGER IF SHE COULD JUST KEEP US INFORMED IF THERE ARE PROPERTIES THAT ARE CONFORMING LOTS WITHOUT CURB CUTS AND THIS DOES HAPPEN THAT SOMEONE PARKS ON THERE BECAUSE THEY DON'T HAVE ANY OTHER PLACE, CAN WE BE INFORMED OF THAT? BECAUSE I'M NOT CLEAR AS TO WHETHER OR NOT THOSE TYPES OF □□ PROPERTIES EXIST. I'M JUST NOT SURE. BECAUSE I AGREE WITH THE COUNCILMEMBER ALVAREZ THAT WE DON'T WANT TO BAN -- IF SOMEONE HAD NO OTHER CHOICE TO PARK ONE CAR, MAYBE SET A LIMIT ON HOW MANY CARS, MAYBE JUST LIMIT TO ONE CAR IN A SITUATION WHERE WE DON'T HAVE A CURB CUT. CAN WE GET MORE INFORMATION FROM STAFF LATER IF WE ARE SEEING THAT THIS IS OCCURRING, THAT'S BROUGHT TO OUR ATTENTION SO WE CAN ADDRESS IT SHOULD WE PASS THIS ORDINANCE?

HERE'S HOW I THINK I CAN ACCOMPLISH THAT FOR YOU, COUNCILMEMBER. IN THE NEIGHBORHOODS THAT HAVE THIS -- THAT HAVE ENACTED THIS, WE CAN GIVE YOU UPDATES

ON A REGULAR BASIS HOWEVER YOU WOULD LIKE IT, QUARTERLY, TWICE A YEAR, THAT SHOW YOU THE CITATIONS AND THE WARNINGS WARNINGS, AND I CAN THEN TRY TO CULL FROM THAT THAT SCENARIO, HOW MANY OF THOSE MIGHT BE IN THAT SCENARIO. SO WE'LL TRY TO DO SOME WORK IN REPORTING ON CITATION AND WARNINGS AND SEE IF WE CAN GET TO THAT FOR YOU.

Kim: SURE, MAYBE LIKE IN THE FIRST TWO MONTHS OF IT BEING ENACTED, LET'S GET A REPORT BACK AND SEE HOW IT'S WORKING.

SURE.

Kim: OKAY. THANK YOU.

Mayor Wynn: THANK YOU, COUNCILMEMBER. FURTHER COMMENTS? WE HAVE A MOTION AND SECOND ON THE TABLE. MAYOR PRO TEM.

Thomas: THANK YOU VERY MUCH, MAYOR. I APPRECIATE STAFF AND I APPRECIATE THE NEIGHBORS THAT HAVE REALLY WORKED HARD. I THINK I BROUGHT THIS IN 2000 OR 2001. AND THE THING IS THAT WE HAD COMPROMISED DOWN TO A LOT. I THINK THE NEIGHBORS HAVE CONTINUED TO COMPROMISE. BUT I THINK WITH THE CLARITY OF THE WORDING OF HOW WE CAN ENFORCE IT AND THAT OUR A.P.D. CAN ENFORCE IT, AND PLUS CODE ENFORCEMENT. AND I DO RESPECT WHAT COUNCILMEMBER ALVAREZ IS SAYING. BUT I THINK IT'S A BROAD THING THAT WE KNOW THAT SOME CAN OPT IN OR OPT OUT. MAYBE THE ONES THAT ARE HAVING THE CURB PROBLEMS, DOESN'T HAVE A CURB CUT, MAYBE THEY ARE PART OF THE GROUP THAT'S NOT OPTING IN. I THINK IF YOU KEEP US UPDATED, CITY MANAGER, THAT WOULD BE SOMETHING THAT WE CAN LOOK AT IN THE NEAR FUTURE. BUT I REALLY APPRECIATE STAFF AND I APPRECIATE THE HARD WORK OF THE NEIGHBORHOOD BECAUSE THEY HAVE BEEN ADAMANT BIT. AS YOU SEE IN THE PICTURES, IT DOES AFFECT THE QUALITY OF LIFE AND IT DOES AFFECT THE NEIGHBORHOOD. THANK YOU ALL VERY MUCH.

Mayor Wynn: THANK YOU, MAYOR PRO TEM. AGAIN, FURTHER

COMMENTS? WE HAVE A MOTION AND SECOND ON THE TABLE. COUNCILMEMBER DUNKERLEY, SECONDED BY COUNCILMEMBER McCRACKEN, INCLUDING THE PROPOSED NEW LANGUAGE BY COUNCILMEMBER DUNKERLEY. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE. OPPOSED?

NO.

Mayor Wynn: MOTION PASSES ON A VOTE OF 6-1 WITH COUNCILMEMBER ALVAREZ VOTING NO. THANK YOU ALL VERY MUCH. COUNCIL, EARLIER WE HAD TAKEN ITEM 18 OFF THE AGENDA AND I'LL RECOGNIZE COUNCILMEMBER THOMAS.

Thomas: THANK YOU FOR DELAYING UNTIL I GOT BACK. THIS TRULY IS A BLESSED DAY IN AUSTIN, TEXAS. IT'S SOMETHING WE CAN DO TO MEMORIALIZE SOMEONE THAT HAS REALLY CONTRIBUTED TO THE ART IN THIS GREAT CITY. IF YOU ALLOW ME JUST FOR A LITTLE WHILE, SHOW THE TAPE, AND THEN I WANT TO READ A LITTLE ABOUT MR. BOYD VANCE. IS YOU REALLY HAD TO KNOW MR. BOYD VANCE.

WE'RE TRYING TO CREATE RITUALS IN OUR COMMUNITY. BECAUSE THE KIDS HAVE A SENSE OF WHAT HE WAS ABOUT. REENACTING WHAT DR. MARTIN LUTHER KING DID.

HOW ARE YOU? [INDISCERNIBLE].

B-O-Y-D. DON'T FORGET THE D. WE'VE BEEN TOGETHER A LONG TIME. WE'VE GOT A SPECIAL SONG. [INDISCERNIBLE] THAT MEANS THE LAST SONG. WELL ANYWAY, IT'S TIME FOR -- [INAUDIBLE].

SO HERE'S THE SONG AND I'M GOING TO TRY TO SING IT LIKE HE DOES. BUT I CAN'T GIVE YOU THE GOO-GOO EYES LIKE HE DOES. IT GOES SOMETHING LIKE THIS. (music) NO ONE TO TALK WITH, I'M ALL BY MYSELF (music)(music) (music) NO ONE TO WALK WITH BUT I CAN'T BE ON THE SHELF (music)(music) AIN'T MISBEHAVING, I'M SAVING MY LOVE FOR YOU (music)(music) [CHEERS AND APPLAUSE] (music) I KNOW FOR CERTAIN THE ONE I LOVE, I'M [INAUDIBLE] (music)(music) (music) I'M SAVING MY LOVE FOR YOU (music)(music) [CHEERS

AND APPLAUSE] [SINGING] [APPLAUSE]

Thomas: THANK YOU FOR ALLOWING ME TO READ A COUPLE THINGS ABOUT BOYD VANCE. BOYD VANCE CAME TO AUSTIN AS A YOUNGSTER IN 1973. TO ATTEND THE ST. STEPHEN'S EPISCOPAL SCHOOL. 10 YEARS LATER HE RECEIVED HIS BACHELOR'S DEGREE IN ENGLISH FROM THE UNIVERSITY OF TEXAS. HE WAS AN ACTOR WHOSE CAREER HAS INCLUDED PERFORMANCES IN SHOWS RANGING FROM CABARET AND AIN'T MISBEHAVING. AND NEARLY 500 PERFORMANCES IN SHEER MADNESS. HIS DIRECTING CAREER BEGAN IN 1984 WITH TO BE GIFTED AND BLACK AT HUSTON-TILLOTSON UNIVERSITY. AND SINCE THEN HE WENT ON TO DIRECT MORE THAN 50 PRODUCTIONS. IN 1993, HE HELPED FORM PRO ARTS COLLECTIVE, AN ORGANIZATION FROM WHICH HE SOUGHT TO FULFILL HIS COMPREHENSIVE ART PLAN FOR AFRICAN-AMERICANS IN CENTRAL TEXAS. IN PURSUING OF THAT PLAN, PRO ARTS HAS PRODUCED PLAYS, ART EXHIBITS, DANCE, FESTIVALS BY AFRICAN-AMERICAN ARTISTS. IN 2000, VANCE HELPED SET UP THE AFRICAN-AMERICAN TECHNICAL RESOURCE CENTER TO PROVIDE ASSISTANCE BOTH TO INDIVIDUAL ARTISTS AND ORGANIZATIONS INVOLVING COLOR. I HAD AN OPPORTUNITY TO MEET BOYD VANCE MANY YEARS PRIOR TO EVEN COMING ON CITY COUNCIL WHEN I WAS A POLICE OFFICER HERE. HELP A HEART FOR EVERYBODY IN THE COMMUNITY. BUT HE WAS REALLY CONCERNED ABOUT THE YOUNG ARTISTS THAT WERE COMING UP IN THE CITY, THE KIDS, AND THE LAST TIME I HAD AN OPPORTUNITY TO SPEAK TO HIM, IT WAS JUST BEFORE I TRAVELED TO WASHINGTON, D.C. FOR CAPITAL METRO, WHEN HE HAD THE BLACK HISTORY ARTS, WHEN WE HAD PICTURES OF ALL THE AFRICAN-AMERICAN ELECTED OFFICIALS. IN JANUARY OF THIS YEAR, WE TALKED A LONG TIME ABOUT PERFORMING ARTS THAT WOULD PERFORM IN CARVER THEATER. HE WAS VERY INTERESTED IN MAKING SURE THAT THE ART WAS PRESENTED TO EVERYONE. I JUST WANT TO SAY TO MY SPONSORS, COUNCILMEMBER BETTY DUNKERLEY AND COUNCILMEMBER RAUL ALVAREZ AND THE REST OF THE COUNCIL, AND MAYOR, I REALLY APPRECIATE YOUR SUPPORT TODAY BECAUSE THIS IS TRULY TO MEMORIALIZE SOMEONE WHO HAS REALLY CONTRIBUTED TO THE CITY OF AUSTIN. AND WE

JUST WANT TO THANK YOU FOR YOUR SUPPORT. MAYOR, I THINK YOU DO HAVE SOME PEOPLE WHO WANT TO SPEAK AND I THINK THAT'S THE END OF MY SPEECH.

Mayor Wynn: WE DO. THANK YOU, MILE AN HOUR. WE HAVE A HANDFUL OF FOLKS WHO WOULD LIKE TO ADDRESSOUS THIS ITEM. THE FIRST IS LISA BYRD. WELCOME, LISA. LET'S SEE, IS PATRICIA OLDWELL STILL HERE? HOW ABOUT MICHAEL GARCIA? OR SEQUOIA CUNNINGHAM?

I THINK IF I MAY SPEAK, WE LOST A LOT OF FOLKS THIS MORNING. EVERYONE HAD TO GO BACK TO WORK. SO FOR THE REMAINING FOLKS THAT ARE HERE, IF EVERYONE WANTS TO COME UP AND -- IN SUPPORT OF THIS, THAT WOULD BE GREAT. I JUST WANTED TO THANK THE COUNCIL AND THANK MAYOR PRO TEM -- SORRY. OKAY. -- FOR YOUR LEADERSHIP. YOU KNOW, IT'S FUNNY WITH THE MICROPHONE, BUT I STARTED IN THIS BUSINESS AS A SOUND PERSON. AND THE FIRST TIME I MET BOYD WAS MAYBE 1984, AND I DESIGNED SOUND FOR THE FIRST MUSICAL HE DIRECTED, WHICH WAS THE WIZ, AND WE DID THAT AT ZACK SCOTT THEATER. BUT THANK YOU, THANK YOU SO MUCH FOR YOUR LEADERSHIP IN THIS MATTER. HUSTON-TILLOTSON SENDS THEIR REGARDS, DR. IRVING. A LOT OF ARTS INSTITUTIONS, THE ARTS COMMISSION SENDS THEIR SUPPORT. PRO ARTS COLLECTIVE, OF COURSE, SENDS THEIR SUPPORT. I THINK EVERYONE HERE KNOWS BOYD AND WHAT HE HAS CONTRIBUTED TO THE QUALITY OF LIFE AND NOT ONLY FOR AFRICAN-AMERICANS BUT FOR ALL OF AUSTIN. NOT JUST IN THEATER BUT BOYD WAS ACTUALLY A COMMUNITY ACTIVIST. HE WORKED A LOT IN AIDS AND H.I.V. HE WORKED FOR A WHILE AT CENTRAL EAST AUSTIN COMMUNITY ORGANIZATION. HE CONTRIBUTED A LOT TO THIS COMMUNITY. AND IT'S GREAT THAT WE HAVE THIS OPPORTUNITY TO HONOR HIS HERITAGE. I JUST WANT TO TAKE THE MOMENT -- I JUST WANT TO TAKE A MOMENT TO TELL YOU A STORY, MY STORY ABOUT BOYD. EVERYONE HAS A BOYD STORY, BUT MY STORY, I'M EXECUTIVE DIRECTOR OF PRO ARTS COLLECTIVE, AND I'VE COME INTO THIS POSITION BECAUSE BOYS BOYD HAS PASSED. I HAD WORKED WITH BOYD PRIOR TO THIS HELPING HIM AS I COULD. AND I FIRST BEGAN -- MY CAREER HAS BEEN WITH PRETTY MAINSTREAM, MAINSTAY ARTS ORGANIZATIONS.

AND I SAW BOYD WORK WITH THE VICTORY GRILL. HE STARTED A SATURDAY MORNING PROGRAM FOR YOUNG FOLKS IN THE PROJECTS IN AUSTIN. AND WHAT HE WOULD DO IS HE WOULD GET A GROUP OF ACTORS, HE WOULD CHOOSE THE SHOW, A LOT OF TIMES WRITING THE SHOW HIMSELF. HE WOULD THEN REHEARSE THE ACTORS. HE WOULD GO GET THE MUSICIANS. HE WOULD BRING EVERYONE TO THE VICTORY GRILL, WHICH, YOU KNOW, IS A NIGHTCLUB KIND OF ATMOSPHERE. HE WOULD SHOW UP THERE ABOUT 6:00 ON SATURDAY MORNING, CLEAN THE PLACE, GO TO ROCK AND ROLL RENTALS, GET THE INSTRUMENTS, BRING THEM THERE. BRING THE ARTISTS THERE. HE WOULD REHEARSE THEM. HE WOULD THEN GO OUT AND BUY BREAKFAST SNACKS FOR THE KIDS. HE WOULD THEN DRIVE TO THE PROJECTS AND KNOCK ON EACH AND EVERY DOOR ASKING THE MOTHERS TO LET HIM TAKE THE KIDS DOWN THE STREET TO THE VICTORY GRILL FOR A SHOW. HE WOULD THEN PILE THE KIDS INTO HIS LITTLE TOYOTA COROLLA, KIDS HANGING ALL OUT THE WINDOWS AND, YOU KNOW, THANK GOD THERE WERE NO POLICE WHO SAW HIM. AND HE WOULD DRIVE THEM TO THE THEATER, PUT ON THE SHOW, FEED THEM AND DRIVE THEM BACK HOME. THAT'S WHEN I BEGAN TO BELIEVE IN BOYD AND HISTORY. SO I THINK THAT THIS -- HIS DREAM. SO I THIS THIS HONOR IS WELL PLACED. THANK YOU.

Mayor Wynn: THANK YOU, MS. BYRD. MAURICE MOORE HAS SIGNED UP WISHING TO SPEAK. AS DID PAMELA CUNNINGHAM. OKAY. EUGENE SAPOVA SIGNED UP TO LEAVE. I THINK HE HAD TO LEAVE. JONI JONES. RUDOLPH GREEN. JEAN INGINA HOUSTON. ALL SIGNED UP WISH TO GO SPEAK IN FAVOR. A NUMBER OF FOLKS SIGNED UP NOT WISH TO GO SPEAK IN FAVOR, MARY MILAM, AARON CLAY AND MARCOS ORDAZ. ANYBODY?

GOOD AFTERNOON. MY -- I'M THE CO-FOUNDER FOR THE SPONSOR PROJECT OF PRO ARTS COLLECTIVE. I THINK BOYD WAS A VERY LITTLE MAN WITH A HUGE, HUGE HEART AND GREAT VISION. AND TO RENAME THE CARVER MUSEUM AFTER BOYD, IT'S BEYOND, BEYOND BOYD -- BEYOND PRO ARTS, BEYOND THE ARTISTIC COMMUNITY OF AUSTIN. THAT WOULD BE TO ACKNOWLEDGE THE GENERAL WORK OF THE ARTS, AND EVEN THOUGH I APPRECIATE THE [INAUDIBLE]

AND EVERYBODY THAT WORKS IN THE ARTS IN THE PAST, I HAVE NEVER SEEN SOMEBODY I KNOW AND RECOGNIZE SOMEBODY WHO JUST PASSED AWAY A FEW MONTHS AGO. I WAS AT BOYD'S FUNERAL. AND IT WAS PACKED COMPLETELY WITH THE PRESENTATION OF ALL GENDERS, ALL AGES, ALL COLORS, ALL FAITHS. I COMPARE THIS HONOR TO WHAT THE CATHOLIC FAITH DID IN TRYING TO NAME JOHN PAUL A SAINT. SO I APPRECIATE THOSE WHO ARE IN FAVOR OF IT. AND THIS WILL JUST LET FUTURE GENERATIONS KNOW ABOUT BOYD. AND PERHAPS 50 YEARS FROM NOW I WOULD LOVE TO SEE THOSE PEOPLE WHO HAVE BEEN TOUCHED BY BOYD BE RECOGNIZED WITH SUCH DISTINCTIONS. AND THIS WOULD GO A LONG WAYS TO PEOPLE IN THE ARTS DO. THANK YOU.

Mayor Wynn: THANK YOU. BEAUTIFULLY PUT. THAT'S ALL THE FOLKS WHO SIGNED UP WISHING TO ADDRESS US. WE'RE VERY HONORED TO HAVE SUCH A GREAT COLLECTION OF BOYD'S FRIENDS AND FANS HERE WITH US. I'LL RECOGNIZE THE MAYOR PRO TEM THOMAS FOR A MOTION.

EXCUSE ME, MAYOR. I THOUGHT I SIGNED UP, BUT I DO NEED TO JUST VERY QUICKLY SAY THAT DONNA CARTER, WHO IS THE ARCHITECT FOR THE CARVER THEATER, COULDN'T BE HERE TODAY, AND I WAS HONORED TO BE THE THEATER DESIGNER OF THIS FACILITY, AND THE ARCHITECTS ARE EXTREMELY PROUD, EXTREMELY PROUD TO HAVE OUR FACILITY THAT WE DESIGNED NAMED FOR THIS WONDERFUL MAN. THANK YOU.

Mayor Wynn: THANK YOU, MR. KINNEY. YES, MA'AM.

I'M DR. KATHERINE FROM HUSTON-TILLOTSON. THIS IS MS. KRUEGER, ONE OF OUR TOP STUDENTS AT HUSTON-TILLOTSON WHO HAD AN OPPORTUNITY TO WORK WITH DR. VANCE. WE BRING GREETINGS FROM HUSTON-TILLOTSON. WE WOULD LIKE THE COUNCIL TO KNOW THAT THE UNIVERSITY SUPPORTS THIS INITIATIVE TO NAME THE THEATER IN CARVER AFTER MR. BOYD VANCE.

I WOULD JUST ALSO LIKE TO ADD THAT HUSTON-TILLOTSON UNIVERSITY DOESN'T HAVE A DRAMA CLUB OR AN ART DEPARTMENT OR ANYTHING, AND MR. BOYD VANCE, HE

REALLY PUT IN HIS TIME AND EFFORT TO MAKE SURE THAT ART IS PRESERVED IN OUR COMMUNITY, OUR SCHOOL AND IN AUSTIN AS A WHOLE. SO WE DEFINITELY SUPPORT THIS.

Mayor Wynn: THANK YOU. MAYOR PRO TEM.

Thomas: NO ONE ELSE WANTS TO SPEAK, I'LL MAKE A MOTION FOR ITEM NUMBER 18 TO ADOPT A RESOLUTION TO RENAME THE THEATER INSIDE THE CARVER MUSEUM THE BOYD VANCE THEATER. THAT'S MY MOTION.

Alvarez: I'LL SECOND, MAYOR.

Mayor Wynn: MOTION BY MAYOR PRO TEM, SECONDED BY COUNCILMEMBER ALVAREZ TO ADOPT ITEM NUMBER 18, AGAIN, THE NAMING OF THE THEATER INSIDE THE CARVER MUSEUM THE BOYD VANCE THEATER. FURTHER COMMENTS? COUNCILMEMBER ALVAREZ.

Alvarez: THANK YOU, MAYOR. IT REALLY IS AN HONOR TO BE ABLE TO BE ON THE COUNCIL WHEN WE TAKE THIS ACTION. YOU KNOW, BOYD WAS A VERY SPECIAL PERSON, AND, YOU KNOW, ANY TIME I THINK OF BOYD KIND OF A SMILE COMES TO MY FACE. I MEAN THAT'S JUST KAO UPB KIND OF A -- BECAUSE OF HIS PERSONALITY AND THE ENERGY AND THE LIFE THAT HE HAD IN HIM AND THAT HE SHARED WITH ALL OF US. I MEAN I THINK THAT'S WHAT MADE HIM SUCH A SPECIAL PERSON. AGAIN, NOT JUST AS AN ARTIST BECAUSE I THINK THAT IS JUST ONE ASPECT OF WHO BOYD WAS AS A PERSON, AND OFTENTIMES WE LIGHT ARTISTS BECAUSE OF THEIR ACCOMPLISHMENTS AND THEY ARE VERY FOCUSED ON THEIR ART AND THAT'S ALL THEY DO AND THEY ARE ABLE TO ACCOMPLISH A GREAT DEAL. AND BOYD HIMSELF WAS ABLE TO ACCOMPLISH A GREAT DEAL EVEN THOUGH, AGAIN, HE WAS ONLY ABLE TO DEDICATE, YOU KNOW, A SMALL PORTION OF HIS TIME TO HIS OWN ARTISTIC OUTLET AND DEVELOPMENT, BUT WAS ABLE TO ACCOMPLISH SO MUCH NOTWITHSTANDING. BUT I SAW HIM IN THE WORK IN THE COMMUNITIES ON MANY ISSUES, NOT JUST ARTS RELATED, BUT MANY ISSUES OF IMPORTANCE TO THE AFRICAN-AMERICAN COMMUNITY AND ALL PEOPLE OF COLOR. AND JUST AS MUCH AS HE WOULD MAKE YOU LAUGH, YOU KNOW, HE COULD GET DOWN TO BUSINESS JUST AS WELL. YOU

KNOW, I WAS IN SOME MEETINGS WHERE WE WERE TALKING ABOUT SOME VERY DIFFICULT ISSUES AND HE WAS KAUG US TO TASK BECAUSE HE KNEW, YOU KNOW, THAT WITH SOME OF THESE ISSUES IT'S IMPORTANT FOR THEIR TO BE A VOICE FOR THE COMMUNITY AND THAT MANY TIMES HE MAY BE THE ONLY PERSON IN THE ROOM RAISING A PARTICULAR POINT OR RAISING PARTICULAR CONCERN. SO THAT'S -- IT'S KIND OF A DIFFICULT COMBINATION OF THINGS TO BE COMFORTABLE DOING BECAUSE IT'S VERY DIFFERENT FROM PRESENTING YOUR ART OR PRODUCING ART, BUT IT'S NO LESS IMPORTANT. AND THEN THE OTHER THING I REALLY ADMIRERD ABOUT BOYD WAS JUST HIS ABILITY TO REACH OUT AND TO WORK WITH OTHER COMMUNITIES, YOU KNOW, OTHER MEMBERS OF THE ARTS COMMUNITY AND IN PARTICULAR HELP A VERY CLOSE RELATIONSHIP WITH THE DANCE COMPANY. THEY DID, YOU KNOW, MANY PRODUCTIONS, JOINT PRODUCTIONS, PRO ARTS AND SALON. AND THE MENTORING THAT PRO ARTS PROVIDED TO GROUPS AND ALSO VERY IMPORTANT. AND ALSO BOYD WAS VERY INVOLVED IN THE PRODUCTION OF THE MEXICAN-AMERICAN CULTURAL CENTER BOARD FOR MANY YEARS, AND THAT PRODUCTION CONTINUES, BUT SEVERAL YEARS THERE WAS A CROSS-CULTURAL PRESENTATION OF THAT PREDOMINANTLY SORT OF A LATINO BASED PRODUCTION, YOU KNOW, OF THE CHRISTMAS STORY OF MARY AND JOSEPH. BUT WE HAD -- YOU KNOW, WE HAD IT PRESENTED IN A WAY WHERE YOU HAD THE AFRICAN-AMERICAN CULTURE AND THE MEXICAN CULTURE KIND OF MESHED TOGETHER INTO THE STORY, WHICH WAS I THINK VERY CREATIVE AND VERY WELL RECEIVED FROM FOLKS WHO PARTICIPATED IN THAT. AND SO -- AND SO I THINK,, YOU KNOW, THERE'S FOR FOLKS LIKE BOYD, WE HOPE WE CAN DO OUR SHARE TO KEEP THEIR VISION ALIVE AND TO CONTINUE THE WORK THAT THEY'VE DONE AND HOPEFULLY WITH THIS RECOGNITION WE'RE ABLE TO CONVEY TO THE COMMUNITY HOW IMPORTANT OF A MEMBER THE COMMUNITY HE WAS. AND THAT WE NEED TO STEP UP NOW AND WE NEED TO -- TO CONTINUE THE WORK THAT BOYD HAD UNDERTAKEN, AND IT'S GOING TO TAKE A LOT OF PEOPLE, IT'S NOT GOING TO TAKE JUST ONE PERSON TO CARRY THAT TORCH. JUST WANTED TO SHARE A FEW THOUGHTS ABOUT BOYD AND WANTED TO THANK

EVERYONE WHO IS HERE SUPPORTING AND ALSO MAYOR PRO TEM THOMAS FOR BRINGING THIS FORWARD.

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

Dunkerley: I TOO AM SO HAPPY TO SUPPORT THIS RESOLUTION. EVERY TIME I THINK OF VANCE, I TOO SMILE. HE HAD THAT PASSION AND THAT LOVE AND THAT JOY JUST IN LIVING THAT MADE ALL OF OUR LIVES BETTER AND HAPPIER EVERY TIME WE CAME IN CONTACT WITH HIM. HE WAS A FOUNTAIN OF CREATIVITY ON HIS OWN AS AN ARTIST, AS A PRODUCER, EVERYWHERE, I DON'T KNOW WHERE ALL THAT ENERGY FLOWED. BUT I THINK IF I COULD PICK OUT ONE THING THAT HE REALLY EPITOMIZED TO ME WAS HIS LOVE AND SUPPORT FOR THE RISING ARTISTS IN THIS COMMUNITY. AND FOR THE EDUCATIONAL EFFORTS THAT GO ON IN MANY PLACES BECAUSE OF HIM. SO I'M VERY, VERY HAPPY TO SUPPORT THIS RESOLUTION.

Mayor Wynn: OKAY, COUNCILMEMBER. A MOTION AND SECOND ON THE TABLE TO APPROVE ITEM 18. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7 TO ZERO. THANK YOU ALL VERY MUCH. [APPLAUSE] SO COUNCIL, THAT TAKES US A LITTLE BEYOND OUR NOONTIME CERTAIN FOR OUR GENERAL CITIZEN COMMUNICATION. APPRECIATE THE PATIENCE EVERYBODY IS SHOWING. OUR FIRST SPEAKER IS SUZANNA ALMANZA, FOLLOWED BY JENNIFER GALE, FOLLOWED BY PAT JOHNSON.

GOOD AFTERNOON, MAYOR AND CITY COUNCILMEMBERS. I'M SUE SAPBS IN A ALMANZA WITH PODER, PEOPLE ORGANIZED IN DEFENSE OF EARTH AND HER RESOURCES. I ORIGINALLY SIGNED UP TO TALK ABOUT THE CRITICAL HOUSING CRISIS IN EAST AUSTIN AND I'M GOING TO PASS YOU THE RESOLUTION THAT THE HUMAN RIGHTS COMMISSION PASSED ON SEPTEMBER 26 ASKING FOR A MORATORIUM ON CONDOS AND LAWS AND WOULD ASK THAT YOU

IMMEDIATELY PUT THIS ON THE AGENDA IN NOVEMBER SINCE THERE'S NOT TOO MANY MEETINGS LEFT TO DO A DISCUSSION. AND THEN I WANT TO CHANGE TO THE SITUATION THAT HAS JUST COME UP RECENTLY IN TRYING TO HOLD THE CITIZENS REVIEW PANEL HEARING ON HALLOWEEN NIGHT, OCTOBER THE 31st. WE'RE VERY, VERY UPSET AND MAD ABOUT HAVING THE DANIEL ROCHA CITIZENS REVIEW PANEL HEARING ON HALLOWEEN NIGHT WHEN MOST COMMUNITIES ARE OUT WITH THEIR CHILDREN AND DIFFERENT ACTIVITIES. AND NUMBER 2 IS THAT THE PUBLIC HEARING WILL BE HELD HERE AT CITY HALL ON HALLOWEEN NIGHT WHEN THERE IS SO MUCH TRAFFIC, AND AGAIN, THE HALLOWEEN CELEBRATION THAT GOES DOWN IN THIS CITY ON HALLOWEEN NIGHT, EVERYONE KNOWS THAT. WE KNOW THAT THERE IS A SMALL WINDOW OF OPPORTUNITY THAT WE'RE ABOUT TO REACH THE 180 DAYS LIMITATION, BUT WE ALSO KNOW THE REVIEW PANEL WAS SCHEDULED TO MEET ON OCTOBER THE 17th AND DIDN'T. AND ALSO, WE WERE GOING -- THE TEXAS COALITION ADVOCATING FOR JUVENILE JUSTICE WAS PLAN TO GO HOLD A ROUND TABLE MEETING AT A.C.C. WEBBERVILLE CAMPUS ON THE 26th AND WE WERE TOLD TO CHANGE THAT BECAUSE THIS PUBLIC HEARING WAS GOING TO TAKE PLACE ON THAT DAY, WHICH WE THEN CHANGED IT TO TODAY AT A.C.C. AND YET, WHEN WE GET THE NOTICE FROM THE PRESS RELEASE THAT IT'S BEEN CHANGED TO HALLOWEEN NIGHT, WE THINK THAT'S A BIG INSULT TO THE COMMUNITY. HAVING IT ON A DAY LIKE THAT AND EXPECTING US TO COME ACROSS TOWN WHEN THIS PUBLIC HEARING COULD HAVE BEEN HELD IN EAST AUSTIN SOMEWHERE, THERE'S NUMEROUS TERRIFIC PLACES THAT THE PUBLIC HEARING COULD BE HELD, AND NOW NOT ONLY THAT THAT THEY WAITED SO LONG TO HAVE THIS AND NOW THEY ARE GOING TO HAVE LESS THAN A MONTH TO LOOK AT THEIR PARTICULAR RECOMMENDATIONS, WHATEVER COMES OUT FROM THIS REVIEW PANEL. BECAUSE WE ARE APPROACHING THE DECEMBER 6 DEADLINE. SO WE'RE VERY UPSET ABOUT THIS. WE'VE ASKED THAT THE MEETING BE RESCHEDULED. WE KNOW THAT THAT'S VERY HARD BECAUSE YOU WAITED SO LONG -- YOU KNOW, ASHTON CUMBERLAND AND THE CITIZENS REVIEW PANEL WAITED SO LONG TO HAVE THIS HEARING THAT NOW WE'RE CAUGHT UP IN THIS WHOLE 30

DAYS BEFORE THE DECEMBER 6 TIME RUNS OUT. AND SO WE WANT TO BRING THIS TO THE FOREFRONT THAT WE FEEL LIKE HERE AGAIN IS ANOTHER ACTION TO SHOW THE DISREGARD OR INJUSTICE OF WHAT HAPPENED TO DANIEL ROCHA ON HAVING THIS PUBLIC HEARING ON HALLOWEEN NIGHT WHEN EVERYONE -- AND A LOT OF PEOPLE WHO HAVE ALREADY CALLED OUR OFFICE AND E-MAILED OUR OFFICE SAYING THEY WON'T BE ABLE TO ATTEND THIS PARTICULAR PUBLIC HEARING. [BUZZER SOUNDING]

SO WE SENT THE MOBILE MEMO AND I'M ALSO GOING TO PASS OUT THE RESOLUTION FROM THE HUMAN RIGHTS COMMISSION.

Mayor Wynn: PLEASE DO. CITY MANAGER, QUICK RESPONSE.

LET ME ADD JUST A COUPLE THINGS. MUCH OF WHAT SUZANNA TALKED ABOUT IN THAT THE DATES HAVE MOVED AROUND THE VERY CORRECT. I WANT TO CLARIFY A FEW THINGS HOWEVER. THE CITIZEN REVIEW PANEL HAS NOT BEEN WAITING. THEY HAVE ALREADY HELD ONE VERY, VERY EXTENSIVE EXECUTIVE SESSION. IT LASTED UP TO FIVE HOURS. IN ADDITION TO THAT, DURING A PERIOD OF TIME PRIOR TO THAT EXECUTIVE SESSION THEY HAD THE ABILITY TO GO IN AND ON AN INDIVIDUAL BASIS REVIEW IN DETAIL INTERNAL AFFAIRS RECORDS ON A ONE-ON-ONE BASIS WHICH THEY DID PRIOR TO THEIR FIRST EXECUTIVE SESSION. SO I BELIEVE IT WAS IN SEPTEMBER THAT THEY HELD THEIR FIRST EXECUTIVE SESSION. THIS WILL BE THEIR SECOND. THE REASON IT WAS HELD HERE AT CITY HALL IS BECAUSE THIS IS NOT ONLY A PUBLIC HEARING, IT WILL ALSO BE THEIR SECOND EXECUTIVE SESSION, WHERE THEY HAVE TO BE -- THEY HAVE TO BE ABLE TO GO BACK INTO A ROOM WHERE EACH OF THEM HAS A WIRELESS ACCESS BECAUSE THE FILES ARE GIVEN TO THEM IN THEY ARE A READ ONLY FILE ON A LAPTOP AND WIRELESS ENVIRONMENT. SO THEY JUST THE EXECUTIVE SESSION ROOM HERE BECAUSE IT'S SET UP FOR THE ENTIRE PANEL TO HAVE ACCESS TO ALL THE FILES. IT WAS ORIGINALLY SCHEDULED AT A DATE SEVERAL WEEKS AGO. THERE WAS A MAJOR EVENT WITH LULAC THAT EVENING. WE WERE UNAWARE OF AND WE WERE ASKED TO MOVE IT. AS A COURTESY, TO NOT HAVE IT ON A NIGHT THAT LULAC WAS

HAVING A MAJOR EVENT. IN RETROSPECT, WE PROBABLY SHOULD NOT HAVE DONE THAT. BECAUSE NOW IN HAVING TRIED TO MOVE IT, WE TRIED TO MOVE IT TO THE 26th. THAT THEN CREATED A CONFLICT FOR SOME OF OUR CITIZEN REVIEW PANEL MEMBERS WHO COULD NOT ATTEND. RATHER THAN MEET WITHOUT A FULL PANEL, IT IS SUCH A CRITICAL ISSUE AND WE WANTED A FULL PANEL, IT DID END UP HAVING TO GET SCHEDULED TO THE 31st. IF WE MOVE IT AGAIN, WE ARE PUFRLPLING UP AGAINST THE -- PUNCHING UP AGAINST THE 180 DEADLINE AND THE 810 DAYS FOR THOSE OF O. 180 degrees IS A STATE CIVIL SERVICE GUIDELINE THAT AFTER 180 DAYS, THERE IS NO ABILITY TO DISCIPLINE AN OFFICER. THAT WOULD MAKE MOOT A DECISION THAT COULD COME OUT OF THE CITIZEN REVIEW PANEL. SO I DON'T BELIEVE WE ARE GOING TO BE ABLE TO CONTINUE TO KEEP TRYING TO MOVE THE DATE. WE'RE LOOKING TO SEE WHAT ELSE WE CAN DO. I KNOW IT'S AN ISSUE AND A PROBLEM. WE'RE GOING TO SEE WHAT WE CAN TRY TO DO. BUT THE MOST IMPORTANT THING FOR US IS TO NOT PASS THAT DATE. SO WE'RE SEEING WHAT WE CAN DO. WE ARE GOING TO MAKE SURE THAT THERE IS -- THE TRAFFIC THAT SUZANNA ALLUDED TO IS A TRAFFIC THAT WILL BE ON THE WAREHOUSE AND SIXTH STREET AREA. IT'S NOT GOING TO AFFECT ENTRY AND EXIT INTO THE CITY HALL. THERE'S A LOT OF PARKING. IT'S ALL BLOCKED OFF HERE. THERE'S -- SO IT WILL BE EASY ACCESS TO THE CITY HALL, ENORMOUS AMOUNT OF PARKING. BUT WE ARE GOING TO SEE WHAT WE CAN DO ABOUT THE DATE. AND I UNDERSTAND IT'S A PROBLEM AND I AGREE.

Mayor Wynn: THANK YOU, CITY MANAGER. WELCOME JENNIFER GALE, YOU HAVE THREE MINUTES.

HI, AUSTIN. THE HOUSTON ASTROS NEARLY WON THE WORLD SERIES OVER THE WORD CHAMPIONS CHICAGO WHITE SOX. THE TEXAS LONGHORNS ARE NUMBER ONE IN THE BCS BOWL, CITY MANAGER AND COUNCILMEMBERS AND HARD WORKING CITY STAFF AND EMPLOYEES, THIS SATURDAY WE'RE GOING TO HAVE A WALK FROM CITY HALL AT 3:00 IN THE AFTERNOON TO THE GOVERNOR'S MANSION TO SUPPORT AGAINST TEXAS EXCUSE ONS. NEXT SATURDAY AND SUNDAY THE HOMELESS WOULD LIKE YOU TO KNOW THERE WILL BE THE 13th 13th ANNUAL ART SHOW SATURDAY

AND SUNDAY FROM 12:00 THROUGH 5:00 P.M. AT ARCH. 12:00 TO 5:00 THERE WILL BE A \$3 COVER CHARGE AT THE DOOR. I'M JENNIFER GALE. THE BIBLE TEACHES LOVE. IF YOU TAKE THE SCRIPTURES LITERALLY, THEN YOU HAVE TO APPROVE OF THE LOVE AND MARRIAGE BETWEEN A -- BETWEEN TWO MEN AND OR WOMEN OR YOU HAVE SEPARATE BUT EQUAL. DO YOU REMEMBER SEPARATE BUT EQUAL? HOW CAN THE LOVE BETWEEN TWO MEN OR WOMEN BE ANY DIFFERENT BETWEEN A WOMAN AND HERMAN. WHEN A WIFE LOOKS INTO HER HUSBAND'S EYES, ISN'T SHE SHARING ALL THE LOVE AND CARE THAT A MAN HAS FOR ANOTHER MAN? IF WE DEVALUE THIS LOVE, WE DEVALUE NO. WE MUST VOTE KNOW ON PROPOSITION 2 BECAUSE IT IS A MATTER OF LIFE AND DEATH. IF A MAN AND A MAN APPROACHES YOU IN A LOVING WAY YOU CAN BE SECURE IF ANOTHER MAN CAN SEE ALL THESE WONDERFUL THINGS IN YOU, THEN A WOMAN WILL SURELY FALL IN LOVE WITH THOSE VERY SAME THINGS. LADIES, WHEN A GIRL LETS YOU KNOW HER DESIRES FOR YOU A MAN WILL SURELY SEE THOSE SAME QUALITIES AS WELL. LOOK HOW WE DESTROYED THE LIVES OF THE AMERICANS OF AFRICAN HERITAGE TREATING THEM LIKE PROPERTY FORCING THEM TO WORK AGAINST THEIR WILL. HETEROSEXUALS CREATE GAYS AND LESBIANS. OUR PRECIOUS BOYS AND GIRLS WERE BORN OF HETEROSEXUAL LOVE. I'M ASKING OUR CITY COUNCIL TO WRITE A RESOLUTION SPONSORED BY MINISTER AND MAYOR PRO TEM DANNY THOMAS IN OPPOSITION OF PROPOSITION 2 SO A WOMAN'S LIFE MAY VISIT HER IN THE HOSPITAL WHEN SHE BECOMES ILL, SO THEY MAY ENJOY ALL THE BENEFITS OF MARRIED LIFE. MANY MOMS AND DADS HAVE NO IDEA THEIR SONS OR DAUGHTER IS ATTRACTED TO SHARE SEX BECAUSE OF THE INTENSE AND OVERWHELMING FEAR THEY WILL LOSE THEM FOREVER. OR COMMIT SUICIDE. VOTE NO AGAINST PROPOSITION 2. THIS WILL BE THE CEMENT THAT KEEPS OUR FAMILIES TOGETHER. JUST AS THE 19th AMENDMENT OF THE CONSTITUTION GAVE THE RIGHT TO VOTE TO MEN AND WOMEN, LET'S GIVE THE RIGHT HERE IN TEXAS -- TO TEXANS TO ENJOY THE INNATE LOVE BETWEEN A MAN A AND A WOMAN OF THEIR DREAMS. THE HATE GROUP COMING TO AUSTIN IS EVIDENCE IN THIS. GOD NEVER USES EVIL TO ACCOMPLISH GOOD THINGS. WHEN DRIVING, WE LOVE OUR CHILDREN ENOUGH TO LOOK

AROUND AND UNDERNEATH OUR CARS SHOULD OUR NEIGHBORS OR A CHILD BE HIDING THERE. AND I ALWAYS PREPARE TO BRAKE SHOULD THEY DART OUT FROM SOMEONE'S CAR ON THE STREET. THIS HALLOWEEN AS WE SEND OUR LITTLE GOBLINS AND WITCHES OUT TO GO TRICK-OR-TREAT, LET THEM KNOW YOU VOTED TO SECURE THEIR RIGHT TO LOVE EITHER A BOY OR A GIRL, THAT THEIR LOVE IS AS NATURAL AND BEAUTIFUL AND INNOCENT AS ANY LOVE COULD POSSIBLY BE.

Mayor Wynn: PLEASE CONCLUDE, JENNIFER.

THANK YOU, MAYOR, CITY COUNCIL.

Mayor Wynn: THANK YOU.

Thomas: CITY MANAGER, COULD YOU -- COULD YOU THINK OF WHAT OTHER DATES, IF POSSIBLE, BESIDES THE 31st, WHAT WOULD BE THE NEXT DATE YOU THINK?

THEY'VE BEEN TRYING TO DO THAT, COUNCILMEMBER. AND I WILL TELL YOU WE HAVE BEEN HAVING TROUBLE GETTING THE FULL PANEL TO BE ABLE TO RECONVENE. WE ARE TRYING TO DO THAT RIGHT NOW. IF WE CAN DO IT IN A COUPLE OF DAYS WITHIN OCTOBER 31st, WE'RE GOING TO TRY TO DO THAT. THAT'S WHAT THEY ARE EVALUATING TODAY. BUT IT HAS -- IN HAVING RESCHEDULED THAT FIRST MEETING BASED ON THE FIRST REQUEST BECAUSE OF THE LULAC EVENT, WE ARE NOW ALMOST TWO WEEKS LATER. AND STILL DON'T HAVE A MEETING. AND I'M CONCERNED WE'RE GOING TO ROLL INTO THREE AND FOUR WEEKS LATER WITHOUT THE MEETING. BUT THAT'S EXACTLY WHAT WE'RE TRYING TO DO, AS WE SPEAK.

Thomas: I JUST THOUGHT YOU HAD FIGURED OUT A DATE. THANK YOU.

Mayor Wynn: THANK YOU. MR. PAT JOHNSON. WELCOME, PAT. YOU WILL HAVE THREE MINUTES, FOLLOWED BY VICKY KARP. >>

Goodman:, COUNCIL, STAFF, CITY EMPLOYEES. CITIZENS OF AUSTIN. THIS COUNCIL, THIS ISSUE HERE IS A MATTER OF

PUBLIC SAFETY. WE DON'T NEED CITIZENS RAN OVER. WE DON'T NEED PEOPLE DOWN THERE ABUSING PARKING PRIVILEGES IN THE DOWNTOWN AREA. I FOUND IT VERY DISTURBING WHEN I WAS TOLD BY JASON REDFERN WE HAVEN'T SEEN ENFORCEMENT IN VALET PARKING IS BECAUSE WHEN GARY HAD THE JOB THAT MR. REDFERN HAS, ONE OF OUR CITY EMPLOYEES WAS ASSAULTED WHILE TRYING TO PERFORM THEIR DUTIES OF ENFORCING THE VALET PARKING ORDINANCE. THAT THIS COUNCIL PASSED. I CANNOT STAND TO SEE ANYONE, MUCH LESS A CITY EMPLOYEE, ASSAULTED WHILE DOING THEIR JOBS. I THINK IT'S AN INSULT TO THE CITIZENS AND THIS COUNCIL. AS YOU CAN SEE HERE, THIS IS ROY'S OVER HERE THEY ARE UNLOADING CARS IN THE ROADWAY BECAUSE THEIR VALET PARKING SPACES ARE FULL. I DON'T CARE IF SOME WAY THESE BUSINESS OWNERS REGARDLESS OF WHO THEY KNOW HAVE TO BE MADE TO COMPLY WITH THE ORDINANCE. THERE'S NO REASON TO PASS AN ORDINANCE UNLESS WE'RE GOING TO ENFORCE IT. WE HAVE THIS ONE VALET COMPANY IN THE DOWNTOWN AREA THAT IS MONDAY TPHOP LIESING ALL THE VALET PARKING SPACES. THE SPACES IN FRONT OF SPAGHETTI WAREHOUSE, THERE'S NOT EVEN VALET EMPLOYEES WORKING THOSE AREAS. THEY TAKE THE CARS AND PARK IN THE SPAGHETTI WAREHOUSE VALET PARKING SPACES. I THINK THIS IS JUST A REALLY, REALLY, REALLY BAD SITUATION. YOU KNOW, WHAT'S GOING TO HAPPEN IS THEY LEAVE A CAR OUT THERE IN A MOVING LANE OF TRAFFIC WITH THE EMERGENCY FLASHERS ON, THE CAR RUNNING, AND THE DOORS UNLOCKED, WHEN SOME INDIVIDUAL SEES AN OPPORTUNITY TO STEAL A VEHICLE, THEY RUN OVER AND JUMP IN THE CAR, THIS IS HYPOTHETICAL, BUT IT COULD HAPPEN BECAUSE THE OPPORTUNITY IS THERE FOR ONE TO JUMP IN THE CAR, IN THE PROCESS OF STEALING THE CAR, THE VALET, HEY, THAT'S OUR CAR, HOLLERS AND THEY PANIC AND RUN OVER THE PEDESTRIANS IN THE INTERSECTION AT 4th AND COLORADO. THIS WHOLE ISSUE IS PUBLIC SAFETY, COUNCIL. BOTTOM LINE. AND IF THEY ARE NOT GOING TO COMPLY, WE HAVE GOT TO BE STIFF. WE'RE GOING TO HAVE STIFFER PENALTIES, THE ONLY PENALTIES THAT THEY NEED TO SEE IS A TOW TRUCK FROM SOUTH SIDE TAKING THOSE CARS TO THE POUND. IT JUST IS NOT RIGHT. THEY ARE

MAKING -- THE VALET SERVICES ARE REQUIRED, ACCORDING TO ADMINISTRATIVE CODE, TO HAVE LIABILITY INSURANCE. ALL THOSE VALET EMPLOYEES THAT DRIVE OUR CITIZENS' CARS ARE REQUIRED TO HAVE THEIR NAME LIST ODD THAT CERTIFICATE, WHICH SHOULD BE AVAILABLE FOR PUBLIC INSPECTION AT THE LOCATION THEY ARE OPERATING FROM. AND I'M SURE THAT'S NOT THE CASE BECAUSE JUST THE OTHER NIGHT, SUNDAY NIGHT WHEN I WAS DOWN THERE VIDEOTAPING, I HAD A GENTLEMAN RUN UP FROM THE VALET AND SAY WHO DO YOU WORK FOR. I SAID I WORK FOR CITIZENS. I'M CONCERNED ABOUT WHAT YOUR ACTIVITIES ARE. HE SAID WE NEED TO TALK ABOUT IT. SO I'M NOT GOING TO TALK TO YOU ABOUT IT I'M GOING TO TALK TO COUNCIL. THEN HE WANTS TO GET HUFFY AND PUFFY I HAD TO DRIVE AWAY. I HAD INSTANCES WHERE THE VALETS HAVE GOTTEN SO HOSTILE WITH ME IN THE PARKING LOT OR STREET, IT'S RIDICULOUS. WHY SHOULD I HAVE TO BE HARASSED AS A CITIZEN AND OUR CITY EMPLOYEES HAVE TO BE ASSAULTED FOR TRYING TO ENFORCE THEIR JOBS. SO MAYOR, IT'S VERY IMPORTANT. I KNOW WE'RE TRYING TO DEVELOP THE DOWNTOWN AREA, BUT WE NEED TO HAVE ADEQUATE TRAFFIC FLOW ON THESE STREETS. AND THESE VALETS TAKING UP ONE MOVING HRAEPB OF TRAFFIC AND UNLOADING A CITIZEN IN A A MOVING LANE OF TRAFFIC AS YOU JUST SAW ON THAT VIDEO IS TOTALLY IRRESPONSIBLE AND WE NEED TO HAVE SOMETHING DONE. AND I WOULD LIKE TO HEAR, MAYOR, WOULD YOU ASK THE CITY MANAGER AND STAFF THAT'S HERE TO TALK ABOUT THIS ISSUE ABOUT WHAT WE'RE GOING TO DO TO STOP THIS CHRONIC BEHAVIOR BY THE VALETS. THANK YOU.

Mayor Wynn: THANK YOU, MR. JOHNSON. OUR NEXT SPEAKER IS VICKY. WELCOME. YOU'LL HAVE THREE MINUTES.

THANK YOU, MR. MAYOR, CITY COUNCIL MEMBERS, I'M VICKY KARP OF VOTE RESCUE AND MY TOPIC IS ELECTRONIC VOTING. THOUGH I UNDERSTAND THAT THE CITY COUNCIL DOES NOT CONTROL OUR VOTING SYSTEMS, I'M HERE TO GO TO GO ON RECORD ABOUT AN EVENT THAT WILL BE HAPPENING ON TRAVIS COUNTY ON ELECTION DAY NOVEMBER 8th. BLACK BOX VOTING, A CONSUMER PROTECTION ORGANIZATION FOR ELECTIONS AND VOTE RESCUE, WHICH IS AN AUSTIN AREA LOCAL ELECTION

ACTIVIST GROUP, WILL BE CONDUCTING A PARALLEL ELECTION WITH PAPER BALLOTS, HAND COUNTED, AT SELECT PRECINCTS ON ELECTION DAY. THE REASON WE ARE DOING THIS IS BECAUSE WE HAVE NO CONFIDENCE IN ELECTRONIC VOTING MACHINES, INCLUDING THE MACHINES THAT ARE USED IN TRAVIS COUNTY. IN RECENT YEARS, A STAGGERING AMOUNT OF EVIDENCE HAS EMERGED THAT ELECTRONIC VOTING SYSTEMS WERE EITHER DESIGNED FOR HACKING OR ARE HIGHLY SUSCEPTIBLE TO IT. THOUGH LITTLE OF THIS IS REPORTED IN MAINSTREAM MEDIA AND MOST PEOPLE ARE STILL MOSTLY UNAWARE OF THE SERIOUS THREAT TO OUR DEMOCRACY THAT EXISTS WITH THESE TYPES OF VOTING SYSTEMS. RECENT INVESTIGATIONS BY BEV HARRIS OF BLOCK BOX VOTING AND A TEAM OF WORLD CLASS COMPUTER EXPERTS SHOW THAT THE DIEBOLD ELECTION SOFTWARE, WHICH IS THE SECOND LARGEST ELECTRONIC VOTING MACHINE VENDOR IN OUR COUNTRY CAN BE HACKED A VARIETY OF WAYS TO FLIP ELECTION RESULTS IN LESS THAN 60 SECONDS. HACKS HAVE BEEN EXECUTED IN THE ELECTION SOFTWARE ITSELF, IN OPTICAL SCAN COUNTERS MANUFACTURED BY SEVERAL OF THE MANUFACTURERS, WHICH ARE COUNTING PAPER BALLOTS IN OTHER VOTING SYSTEMS, SO THE OPTICAL SCAN COUNTERS HAVE PROVEN TO BE HIGHLY HACKABLE WITH THE DIEBOLD SYSTEMS. THESE EXPERTS HAVE ALSO LEARNED EVEN WHEN PRINTERS ARE ADDED TO ELECTRONIC VOTING MACHINES, THE PRINTED PAPER RECEIVED CAN RECORD THE WAY THE VOTER CASTS THEIR VOTE WHILE THE MACHINE'S SOFTWARE IS ACTUALLY RECORDING SOMETHING ELSE. BECAUSE THE HEART EUPBLTER CIVIC SOFTWARE IS SECRET AND PROPRIETARY NO ONE CAN PROVE TO US SIMILAR FEATURES ARE ABSENT FROM THESE SYSTEMS. SO ON NOVEMBER 8th, WE WILL BE REINTRODUCING THE PUBLIC TO WHAT IRONICALLY TURNS OUT TO BE THE ELECTION METHOD LEAST VULNERABLE TO FRAUD EVEN THOUGH IT'S NOT PERFECT. PAPER BATTLE HAND COUNTED IN PUBLIC VIEW. WE INVITE THE PUBLIC TO LOOK FOR OUR ORANGE TABLES AND HELIUM BALLOONS AT SELECT POLLING PLACES ON NOVEMBER 8th AND CAST THEIR VOTE A SECOND TIME ON A PAPER BALLOT, AND THEN WE INVITE THEM TO COME BACK AND WATCH THEIR VOTES BE HAND COUNTED IN PUBLIC VIEW AFTER 7:00 P.M. THIS IS

WHAT TRULY TRANSPARENT HE LICKS ARE ALL ABOUT. WE INVITE ANYONE INTERESTED IN MORE DETAILS TO VISIT OUR WEBSITE, VOTERESCUE.ORG, AND MORE FOR INFORMATION ABOUT THE SERIOUS PROBLEM OUR COUNTRY IS FACING ON ELECTRONIC VOTING, BLACKBOXVOTING.ORG. THANK YOU.

Mayor Wynn: THANK YOU, MS. KARP. COUNCIL, THAT'S ALL OF OUR CITIZENS WHO SIGNED UP FOR GENERAL CITIZENS COMMUNICATION. AT THIS TIME WITHOUT OBJECTION WE'LL GO INTO CLOSED SESSION PURSUANT TO SECTION 551.071 OF THE OPEN MEETINGS ACT TO DISCUSS POTENTIALLY AGENDA ITEMS 23 RELATED TO OUR NORTH AUSTIN SERVICE CENTER, AND ITEM NUMBER 24, RELATED TO PROJECT COMMONLY KNOWN AS LAND TAKEN IN. WE MAY ALSO DISCUSS THE REAL ESTATE MATTERS -- I'M SORRY, THE -- ITEM 25, WHICH IS AUSTIN ENERGY'S ENERGY RISK MANAGEMENT PROGRAM WHICH RELATES TO ITEM 3 ON OUR AGENDA. WE'RE NOW IN CLOSED SESSION AND I ANTICIPATE THE COUNCIL COMING BACK OUT IN OPEN SESSION SHORTLY AFTER 2:00 P.M. THANK YOU.

MAYOR WYNN: WE ARE OUT OF CLOSED SESSION. WE TOOK UP ITEM 25 REGARDING INCREASE IN SPENDING AUTHORITY FOR AUSTIN ENERGY'S RISK MANAGEMENT PROGRAM THAT RELATES TO ITEM 3. WE ALSO TOOK UP ITEM 24 RELATED TO A PROJECT COMMONLY KNOWN AS LANTANA. WE DID NOT AND WILL NOT TAKE UP ITEM 23 REGARDING THE NORTH AUSTIN SERVICE CENTER. WE'LL NOW GO TO OUR 2:00 BRIEFINGS. WE HAVE TWO OF. THE FIRST IS A REPORT FROM THE REPB SHAUPBS MARKET COMMISSION AND -- RENAISSANCE MARKET COMMISSION AND WE'LL ENTERTAIN THAT REPORT. WELCOME MR. ALAN POGUE.

MY NAME IS LAURIE WISDOM. THANK YOU, COUNCILMEMBERS, FOR TAKING TIME TO HEAR A LITTLE ABOUT THE MARKET TODAY. THIS IS THE MARKET ON 23rd STREET. I'M GOING TO GIVE A LITTLE HISTORY IN CASE YOU ALL DON'T KNOW. ALAN IS GOING TO DO A SLIDE PRESENTATION FOR YOU. AND THEN THE OTHER FELLOW COMMISSIONERS WILL MAKE REMARKS AFTERWARDS. I ALSO WANT TO THANK JEANNIE HENRY WHO OFFERS US A LOT OF SUPPORT AND RAUL WHOSE LAST NAME I'M NOT GOING TO ATTEMPT TO PRONOUNCE WHO HAS PROVIDED

US LEGAL ADVICE ON MANY INDICATIONS. WHO ALSO CAME TO SUPPORT US AND IS THE NEW DIRECTOR, RIGHT? SO DEPENDING ON HOW LONG YOU'VE BEEN IN AUSTIN, YOU MAY KNOW THE MARKET BY ANY OF THE FOLLOWING NAMES, THE PEOPLE'S RENAISSANCE MARKET, RENAISSANCE MARKET ON 23rd STREET,. BETWEEN 1970 AND 1972, MANY PEOPLE SOLD HAND CRAFTED WARES AND OTHER ITEMS ON THE DRAG. INTENSE PUBLIC CONTROVERSY AROWS OVER THE FACT HUNDREDS OF PEOPLE WERE SELLING ON THE DRAG IN A SPONTANEOUS, FREE-FORM WAY. IN 1972, AFTER A CITY-WIDE PETITION DRIVEN THE MARKET COMMISSION WERE CREATED. THE ARTISTS WERE RELOCATED TO 23rd STREET AT THIS TIME. THE MARKET AND COMMISSION ARE OVERSEEN BY THE CITY OF AUSTIN PARKS AND RECREATION DEPARTMENT. AS A MEANS TO ENSURING PEDESTRIAN SAFETY, IN 1985, THE CITY COUNCIL VOTED TO CLOSE THE STREET TO FREE TRAFFIC EXCEPT EMERGENCY VEHICLES. THE STREET CLOSURE FURTHER ESTABLISHED THE MARKET AS A UNIQUE ONE OF A KIND SHOPPING EXPERIENCE EMBRACING THE ARTS THAT AUSTIN IS KNOWN FOR. WITH THE HUMBLE BEGINNINGS AS A FREE-FORM MARKET ON THE SIDEWALKS OF GUADALUPE, THE 23rd STREET ART ST-GS MARKET HAS BEEN TRANSFORMED INTO THE ONLY OPEN AIR TPHARBGT IN THE UNITED STATES. ARTISANS CHOOSE THEIR SCHEDULES AND SET UP AS MANY OR FEW DAYS AS THEY WISH. THURSDAY AND SUNDAY ARE THE BUSIEST DAYS. THE HOURS OF THE MARKET ARE FROM 8:00 A.M. TO 10:00 P.M. SEVEN DAYS A WEEK. AFTER IT WAS DECIDED THAT IMPORTERS HAD AN UNFAIR ADVANTAGE OVER ARTISTS WHO MAKE THEIR OWN WORK, ONLY HANDCRAFTED ITEMS WERE ALLOWED TO BE SOLD IN THE MARKET. THE RENAISSANCE MARKET COMMISSION EPBT VIEWS EACH ARTISTS AND INSPECTS AND REVIEWS THEIR WORK TO VERIFY THEIR ITEMS ARE HANDCRAFTED. ARTISTS RENEW LICENSES FOR \$200 A YEAR. ABOUT 100 LICENSES ARE ISSUED EACH YEAR. THE MARKET IS A SELF-SUSTAINING ARTS INSTITUTION THAT MAKES MONEY FOR THE CITY AND ALSO ACTS AS A JOB TRAINING CENTER. CLEANING AND IMPROVEMENTS COME OUT OF THE MONEY COLLECTED FROM LICENSE FEES. THE FEES ALSO PAY FOR ADVERTISING, BROCHURES AND BAGS FOR THE ARTISTS.

IMPROVEMENTS TO THE MARKET HAVE ALSO BEEN ACCOMPLISHED BY PRIVATE DONATIONS FROM THE FORD FOUNDATION, INDIVIDUAL ARTISTS AND THE UNIVERSITY CO-OP. A RECENT IMPROVEMENT WAS RENOVATION OF THE YOU A STEP BY TAEU SHUS MURAL. A NEW MURAL WAS POINTED ON 2004 MARKING THE 30th ANNIVERSARY OF THE FAMOUS AUSTENTACIOUS MURAL. IT HAS ALSO ATTRACTED A DIVERSE GROUP OF PEOPLE. IN RECENT YEARS THE MARKET HAS ATTRACTED YOUNGER HOMELESS. APD AND THE TRAVIS COUNTY ATTORNEY'S OFFICE HAS CREATED A TASK FORCE TO HELP ADDRESS CRIME IN THE DOWNTOWN AREA INCLUDING THE MARKET. AS THE DOWN AREA HAS GROWN, RESOURCES ARE STRETCHED THIN AND PROBLEMS IN THE MARKET ARE BECOMING MORE DIFFICULT TO ADDRESS. THEY HAVE SHOWN TREMENDOUS EFFORTS IN ADDRESSING THE PROBLEMS. RECENTLY MEMBERS OF THE COMMISSION MET WITH REPRESENTATIVES OF THE A.P.D. ABOUT HOW TO ADDRESS ONGOING PROBLEMS. WE WILL CONTINUE WORKING ON THESE PROBLEMS AND BRING OUR SOLUTIONS TO YOU. IN THE FUTURE, WE HAVE TO ASK CITY COUNCIL ALSO FOR SUPPORT IN CREATING A MORE ENHANCED SETTING FOR THE MARKET. BY FINALLY ESTABLISHING THE MARKET AS A PLACE OF BUSINESS AUSTIN CAN CONTINUE TO SUPPORT A ONE OF A KIND PLACE FOR ARTISTS AND SUPPORT AUSTIN AS A ONE OF A KIND PLACE TO LIVE. EXAMPLES WOULD BE BETTER LIGHTING, REPLACING DYING TREES AND KEY CREATING A SAFE, FRIENDLY ENVIRONMENT FOR THE ARTISTS AND CITIZENS OF AUSTIN AND THE TOURIST THAT COME VISIT. THANK YOU GIVING US THE TIME TO TELL YOU ABOUT THE 23rd STREET ARTISTS MARKET. THE MARKET OFFERS A PLEASANT SHOPPING ALTERNATIVE WHERE VISITORS CAN STROLL AND ENJOY A WIDE RANGE OF UNIQUE ART. THE MARKET IS AN OASIS IN THE WEST UNIVERSITY NEIGHBORHOOD AND REPRESENTS THE UNIQUE LIFESTYLE THAT CONTINUES TO BRING PEOPLE TO AUSTIN. ALAN POGUE WILL DO A SLIDE PRESENTATION.

Mayor Wynn: THANK YOU, WELCOME.

I'M ALAN POGUE AND I USED TO LIVE AT THE UNIVERSITY Y ON THE 2200 STKPWHRAOP. SO I WAS PHOTOGRAPHING ON THE DRAG ALL OF THE TIME ANYWAY SO I PAID ATTENTION

TO THE EVOLUTION OF THE MARKET AS I SAW IT HAPPEN. SO THE FIRST SLIDE IS MARTIN MAYFIELD, WHO SOLD OUT ON THE DRAG AND THE UNIVERSITY Y BRICKED OVER PART OF THE STREET, CURB, GRASS PART SO HE COULD PARK HIS TRUCK UP THERE AND HE IS SELLING WOODEN BUTTONS AT THE MOMENT, BUT HE ALSO SOLD COFFINS. BUT I'M SORRY I DON'T HAVE A PICTURE OF IT. BUT OTHER PEOPLE WOULD HAVE THEIR OWN MOBILE MARKETS ON THEIR BODIES, BUT AFTER A WHILE PEOPLE WERE SELLING IN FRONT OF THE UNIVERSITY CO-OP ON A SUNDAY AFTERNOON, BUT MORE PEOPLE CAME ALONG AND AS YOU SEE I'M LOOKING SOUTH LEANING OUT THE WINDOW UPSTAIRS SAT 2330 GUADALUPE. IN THE VERY UPPER RIGHT-HAND CORNER, YOU CAN SEE THE TEXAS THEATER. SO THE WHOLE EXPANSE OF THE DRAG WAS TAKEN UP WITH PEOPLE SELLING CANDLES, JEWELRY, CLOTHES. IN CLOSER VIEW. AND THEN ROLAND, ON THE LEFT, WHO HAD GRADUATED FROM THE LAW SCHOOL, WAS THE SPOKESPERSON FOR THOSE PEOPLE WHO WANTED TO CONTINUE SELLING ON THE DRAG. AND HE'S MEETING WITH ROYER TLER AND DICK NICHOLS WITH THE TIE AND TWO PEOPLE WORKING WITH THE CITY, I DON'T KNOW THEIR NAMES, ACROSS FROM THE CAS TEUFPLT LLON, AND HERE ARE MANY OF THE PEOPLE WHO HAD ARTS AND CRAFTS TO SELL MEETING WITH ROY BUTLER. THE PERSON WITH THE BEARD IS BOB, WHO IS ONE OF THE PEOPLE WHO ALSO HELPED THE ARCHITECT OF WHAT WOULD BECOME THE RENAISSANCE MARKET. SO SINCE SOME PEOPLE, SOME BUSINESS OWNERS THOUGHT THAT THE RENAISSANCE, THE DRAG VENDORS COMPETED WITH THEM; WHEREAS OTHER BUSINESS OWNERS DID NOT. AND SO IT CAME TO THE POINT WHERE THE VENDORS WANTED TO HAVE AN ORDINANCE TO MAKE IT THE LAW THAT THEY COULD KEEP SELLING ON THE DRAG. AND THAT WAS ORDINANCE NUMBER 1. THEY ARE HAVING A PRESS CONFERENCE. YOU'LL NOTICE THERE'S NO MURAL ON THE 23rd STREET WALL. THIS IS WHO WAS THE PAST PRESIDENT OF THE STUDENT BODY, NOT ACTUALLY ROY BUTLER. NO, THIS IS JEFF JONES, WHO IS PRESIDENT OF THE U.T. STUDENT BODY SPEAKING IN FAVOR OF DRAG VENDING. AND THEN WE HAVE -- THIS IS THE OLD CITY COUNCIL CHAMBERS I THINK AT 8th AND COLORADO. THESE ARE SOLID CITIZENS FOR THE DRAG VENDORS HAVING ANOTHER

PRESS CONFERENCE IN SUPPORT OF PROPOSITION 1. THE UNIVERSITY CO-OP IS ALWAYS A SUPPORTER OF DRAG VENDING AND THIS IS THE FRONT DOOR TO THE UNIVERSITY CO-OP. SO THEY EVENTUALLY DID HAVE THEIR PROPOSITION PASSED, AND IT WAS A COMPROMISE, BUT 23rd STREET MARKET WAS SET UP. AND SO THIS IS THE BEGINNING OF THE MURAL ON THE 23rd STREET WALL. NOW, ONE CONTROVERSY AS WAS MENTIONED WAS SELLING IMPORTS. HERE'S SOME IMPORTS FROM CENTRAL AMERICA. SOME PEOPLE MODELING DRESSES. BUT OTHER PEOPLE THOUGHT THAT THIS WAS UNFAIR COMPETITION, AND ACTUALLY IT WOULD BE BETTER IF ONLY THINGS MADE IN AUSTIN BY AUSTIN ARTISANS WERE SOLD ON THE DRAG, AND THAT BECAME THE RULE. AND THIS IS JUST A PROGRESSION OF THE DRAG VENDORS. THERE'S LITTLE TOMMY WITH HIS TRIPOD. HE'S THE ONLY PERSON I KNOW WHO HAS TAKEN MORE PICTURES OF THE DRAG VENDORS THAN I HAVE. NOW, IT USED TO BE THE DRAG VENDORS HAD TO SPEND THE NIGHT SLEEPING ON THE SPACE THEY WOULD BE TAKING UP THE NEXT DAY, PARTICULARLY DURING CHRISTMAS HOLIDAYS. BUT THE STREET WAS DIVIDED UP AND PEOPLE WERE ABLE TO HAVE A LOTTERY OR WHATEVER TO HAVE A SPACE AND THEY WOULDN'T HAVE TO SPEND THE NIGHT THERE. AND THERE'S MICHAEL KLEINMAN HOSTING. ANOTHER PROBLEM WAS BEFORE THE STREET WAS ACTUALLY CLOSED OFF, PEOPLE WOULD BE DRIVING RIGHT DOWN THE STREET SO IT COULDN'T BE USED FOR DRAG VENDING. THERE WAS A BIT OF CONTROVERSY, BUT THEY MADE IT SO THAT IF YOU CLOSE OFF THE STREET, BUT IT WOULD BE READILY ACCESSIBLE TO EMERGENCY VEHICLES, THE POLICE OR WHOMEVER. SO THEN THE STREET CAN BE CLOSED OFF, AS YOU CAN SEE FROM ABOVE, THE WHOLE STREET COULD BE USED AND BOTH SIDES OF THE STREET. SO PEOPLE COULD WANDER AROUND AND SHOP AND NOT HAVE TO WORRY ABOUT GETTING RUN OVER. AND MANY PEOPLE LIKE THIS MAN, I DON'T KNOW HIS NAME, BUT HE'S BEEN MAKING THINGS AND SELLING THEM ON THE DRAG FOR 25 YEARS. AND FAULK, WHO SOLD SO MANY WATER COLOR PAINTINGS HE USED TO TAKE OFF AND GO TO EUROPE IN THE SUMMERS. GONZALO BARRIENTOS BARRIENTOS, TAKING THE CORK OFF THE CHAMPAGNE, BUT IT CAME DOWN AND EVERYONE HAD A SHOT OF CHAMPAGNE

THERE. THESE ARE PICTURES I TOOK JUST TWO WEEKS AGO. YOU CAN SEE THE MOVABLE BARRIER OF FELLOW PLAYING THE GUITAR. THE STREET IS FULL. SOME PEOPLE FROM OUT OF TOWN COMING BY LISTENING TO THE MUSIC. THEY REALLY LIKED IT A LOT. PEOPLE DANCE TO GO THE MUSIC ON THE STREET. AND PEOPLE FROM ALL OVER THE WORLD WHO LIVE IN AUSTIN NOW SELLING, SELLING ON THE DRAG IN THE MIDDLE OF THE STREET THERE. PEOPLE COME WITH THEIR DOGS. THEIR DOGS GET TO MEET ALSO. THIS IS A CLOSE-UP OF ONE OF THE GLASS HANGING ITEMS. SELLING ESSENCES, PERFUMES. AND THERE'S A NEW MURAL ON THE NORTH SIDE, AND I LIKE IDENTIFY BECAUSE YOU CAN SEE THE PEOPLE JUST BLEND RIGHT INTO IT. A LOT OF PEOPLE, A LOT OF TOURISTS COME BY AND I SEE THEM UP AGAINST THE MURAL BEING PHOTOGRAPHED BY THEIR FRIENDS. JUST A LOT OF PEOPLE, THAT'S SOME MORE OF THE MURAL ON THE NORTH SIDE. SO MANY DIFFERENT ITEMS. THIS PERSON DOES A LOT OF METAL WORK. NOW, THIS IS AN HISTORICAL -- THIS IS CECIL IS STREET CREATURE. HE IS ON THE WALL. HE DIED A FEW YEARS AGO. BACK IN THE EARLY '70 #Z70s THE THAT'S WHAT HE LOOKED LIKE. HE WAS ONE OF THE MANY, MANY PEOPLE THAT BECAME SORT OF FIXTURES. THERE'S ROLAND DENOY, AGAIN, HE WAS ONE OF THE LEADERS OF KEEPING THE DRAG VENDORS ON THE DRAG, AND HE DIED A FEW YEARS AGO ALSO. AND THIS IS ROLAND AND FAULK AND ANOTHER JEWELLER WHO HAS BEEN THERE SINCE THE VERY BEGINNING. AND AGAIN, THIS IS JUST THIS PART ON THE MURAL WHERE THE ARTISTS ARE LISTED, ALTHOUGH THESE ARE THE MAIN ARTISTS, ALTHOUGH THERE ARE MANIER PEOPLE WHO HELPED PAINT THE MURAL AND IT IS CONSTANTLY MAINTAINED AND ADDED TO. SO THAT'S THE END OF MY PRESENTATION.

Mayor Wynn: THANK YOU, MR. POGUE. ANY CHANCE YOU COULD CONSIDER PUBLISHING THIS IN ANY FORM OR FASHION?

OH, CERTAINLY, IF YOU WANT TO PUT IT ON THE WEB OR ON PART OF THE CITY OF AUSTIN, THAT WOULD BE FINE.

Mayor Wynn: GREAT COLLECTION OF PHOTOS.

YOU'RE WELCOME. AND I HAVE MANY MORE.

THERE'S A COUPLE OF OTHER OF THE COMMISSIONERS
HERE THAT WOULD LIKE TO SAY A FEW WORDS. MIKE SIMON
AND BOB EDGECOMB. RANDY HE CAN HE CAN ECHOLS.

IT'S A PLEASURE TO BE HERE WITH YOU, THIS IS MY THIRD
CITY COUNCIL HALL I'VE BEEN IN OVER THE YEARS. I'VE
BEEN A COMMISSION MEMBER NOW FOR OVER 15 YEARS.
AND I'M ALSO PRESIDENT OF THE FOUNDATION FOR THE
PURSUIT OF HAPPINESS. WHILE WE'VE EXPANDED OUR
MISSION SOME, WE'VE BEEN DEDICATED FROM THE
BEGINNING IN CREATING THE MARKET AND ENHANCING THE
MARKET. WE WANT TO THANK YOU FOR YOUR SUPPORT
OVER THE YEARS, NOT JUST THIS COUNCIL BUT OBVIOUSLY
PREVIOUSLY COUNCILS. WE'VE HAD UNANIMITY ONCE WE
GOT PAST THAT COUNCIL WHICH WAS SIR SUM SUSPECT
ABOUT HOW THE VENDORS AND MARKETING WAS GOING TO
WORK OUT. I WANT TO POINT OUT THAT THE MARKET IS
BOTH JOB TRAINING, I MEAN IT'S AN INCUBATOR, AN
ORGANIC INCUBATE THEIR CREATES JOBS, THAT CREATES
BUSINESSES. HUNDREDS IF NOT THOUSANDS OF
BUSINESSES HAVE GROWN FROM STARTING OUT ON THE
STREET, WHICH HAS BEEN VERY IMPORTANT. WE ARE ALSO
THE ONLY ARTS INSTITUTION IN THE CITY OF AUSTIN THAT I
KNOW OF THAT MAKES MONEY FOR THE CITY. WE
CONTRIBUTE YEARLY MONEY TO THE CITY THROUGH SALES
TAX, ET CETERA, ET CETERA. AND IF YOU A LOOK AT THE
MANY CITY PROJECTS OVER THE YEARS THAT HAVE -- FROM
THE DEWITT CENTER TO THE WALNUT CREEK PROJECT TO
MILLIONS, HUNDREDS OF THOUSANDS OF DOLLARS SPENT
DOING WHAT WE DO WITHOUT COSTING THE CITY A DIME.
ONE OF THE THINGS I WOULD LIKE TO PRESENT TO YOU OR
SUGGEST TO YOU THAT WE'VE MISSED MANY
OPPORTUNITIES TO TAKE THE EXPERIMENT THAT 23rd
STREET HAS BEEN, THE SUCCESSFUL EXPERIMENT THAT
23rd STREET HAS BEEN AND TRANSLATE THAT AND
REPLICATE THAT IN OTHER VENUES, CITY CHAMBERS, CITY
HALL, WE COULD HAVE A NEW SPACE THERE. THE NEW
AIRPORT. THERE COULD BE A SPACE THERE FOR ARTS AND
CRAFTSPEOPLE TO SELL THEIR WARES. I THINK WE HAVE A
SUCCESSFUL MODEL PROVEN OVER 30 YEARS NOW THAT
WORKS. THAT WE WOULD LIKE YOU ALL TO LOOK AT IN

TERMS OF HOW CAN THIS BE REPLICATED, HOW CAN WE HAVE ANOTHER SUCCESSFUL EXPERIMENT IN BUILDING JOBS, IN BUILDING COMMUNITY. YOU KNOW, THE MARKET ACTS AS REALLY A GREETER FOR THE HUNDREDS OF THOUSANDS OF U.T. PEOPLE WHO COME AND GO EVERY DAY, TO THEIR PARENTS WHO COME AND GO FOR THE GAMES, ET CETERA. THE MARKET IS ONE OF THEIR FIRST OR ONE OF THEIR REALLY VIABLE WAYS THAT THEY FIND OUT ABOUT THE CITY. MANY PEOPLE, ALUMNI FROM U.T. COME BACK AND COME BACK TO THE MARKET. THAT'S WHAT THEY REMEMBER. SO WE'RE NOT HERE REALLY ASKING FOR ANYTHING, WE'RE JUST HERE TRYING TO ACQUAINT AND CERTAINLY REACQUAINT Y'ALL WITH THE MARKET AND THE FACT THAT IT IS A SUCCESSFUL PART OF THE CITY OF AUSTIN. ONE OTHER LITTLE THING I WOULD LIKE TO POINT OUT BECAUSE I KNOW AT SOME OPPONENT YOU ALL ARE GOING TO BE DOING BOND ELECTIONS, THE TREES AND THE WATER FOUNTAIN, WE HAVE THE ONLY PUBLIC DRINKING FOUNTAIN IN THE WHOLE WEST CAMPUS AREAMENT AND THE TREES AND THE PUBLIC DRINKING FOUNTAIN STILL ARE THE CHEAPEST C.I.P. THE CITY HAS EVER DONE. \$20,000. WE DIDN'T ASK FOR HUNDREDS OF THOUSANDS OF DOLLARS. I MEAN YOU ALL CAN GO BACK AND LOOK AT WALLER CREEK AND SEE HOW MUCH MONEY YOU SPENT DOWN THERE. THEN LOOK AT 23rd STREET AND SEE HOW MUCH MONEY YOU'VE SPENT THERE. AND I JUST URGE YOU TO LOOK AT -- THIS IS A SUCCESSFUL PROGRAM THAT WORKS. THAT BUILDS SELF-SUFFICIENCY FOR PEOPLE. NO WELFARE, NO HANDOUTS. YOU CREATE YOUR OWN JOB, YOUR OWN LIVING. I'M ALSO A SMALL BUSINESS PERSON AND HAVE BEEN HERE OVER 20 YEARS IN BUSINESS. MY FIRST STORE WAS ON 23rd STREET. SO I WOULD JUST SAY WE HAVE A SUCCESSFUL PROGRAM. WE APPRECIATE YOUR SUPPORT. WE WOULD SUGGEST OR I WOULD SUGGEST THAT YOU LOOK AT THIS AS A MODEL IN WAYS IN WHICH INDIGENOUS ECONOMIC DEVELOPMENT CAN HAPPEN. I WOULD THANK YOU AGAIN FOR YOUR TIME AND LISTENING. I APPRECIATE IT. I GUESS BOB IS GOING TO COME UP. BOB USED TO BE AN ARTS AND CRAFTS VENDOR AND HE'S BEEN ON THE COMMISSION FOR 15 YEARS.

YOU AND I HAVE BOTH BEEN ON THE COMMISSION 20 YEARS

NOW. SIX YEARS AS A -- AS A WOOD CRAFTER FORMERLY KNOWN AS SUNSHINE THE TOY MAKER. I'M REALLY DELIGHTED TO BE HERE ON THE COMMISSION. I'M THE TOKEN AGGIE ON THE COMMISSION AND I KNOW WE HAVE TWO AGGIES ON THE CITY COUNCIL, AND OUR PARKS DIRECTOR IS -- WARREN IS A FELLOW TEXAS AGGIE. WE TRY TO MAKE OUR INPUT AS WELL AS WE CAN, MAYOR. WE'RE DELIGHTED FOR YOUR CONTINUED SUPPORT AND I WON'T TAKE UP ANY MORE TIME. CLYMAN AS DONE A GOOD JOB WOULING WHERE WE HAVE. I HAVE A NEW BROCHURE AND I'LL BE BRINGING IT TO YOU MAYOR. I MET AN EMPLOYEE OUT SIZE, AN EIGHT-YEAR EMPLOYEE WHO DOESN'T KNOW ABOUT THE RENAISSANCE MARKET. I'M SURE OUT OF 6,000 EMPLOYEES, THERE'S A HIGH PERCENTAGE OF OUR OWN LOCAL PEOPLE THAT DON'T KNOW ABOUT THE RENAISSANCE MARKET. SO WE'RE GOING TO BE BRINGING SOME OF THOSE MARKETING IDEAS TO YOU. THEY DON'T COST ANY MONEY. WE'VE ALREADY PAID FOR THESE BROCHURES. WE BOUGHT 147,000 OF THEM, GOING TO TRY TO PUT THEM IN THE TXDOT SPREU LOCATIONS COME STPWAOG THE STATE AND THE BULLOCK CENTER AND THE CAPITOL. THOSE ARE TO GO IN A RACK. AND WE THINK THEY ARE A GOOD MARKETING TOOL FOR THE MARKET. WE'RE ALSO SPENDING SOME BIG ADVERTISING BUCKS THAT YOU'LL SEE SOME IMPACT ON ON THINGS FOR SOUTH BY SOUTHWEST AND SOME OTHER MARKETING TOOLS WE'RE GOING TO BE USING THIS NEXT YEAR. I DON'T WANT TO OVERSTEP OUR TIME. THANK YOU FOR YOUR TIME. THANK YOU FOR YOUR ATTENTION.

Mayor Wynn: THANK YOU ALL VERY MUCH. QUESTIONS, COMMENTS, COUNCIL? OBVIOUSLY A GREAT SUCCESS STORY, GREAT HISTORY. APPRECIATE THE PHOTOS, ALAN. AND YOU ALL KEEP UP THE GREAT WORK. THANK YOU ALL. COUNCILMEMBERS, BEFORE WE GO TO OUR NEXT BRIEFING WHICH IS FROM THE SOLID WASTE ADVISORY COMMISSION LONG-RANGE TASK FORCE, IN CLOSED SESSION WE TOOK UP ITEM 25 REGARDING AUSTIN ENERGY'S ENERGY RISK MANAGEMENT PROGRAM. THERE'S A RELATED ACTION ITEM, ITEM NUMBER 3. AND WOULD WELCOME A BRIEF STAFF PRESENTATION FROM AUSTIN ENERGY AND WE'LL TAKE UP ITEM NUMBER 3.

THANK YOU, MAYOR. I AM JUAN GARZA, GENERAL MANAGER OF AUSTIN ENERGY. I AM HERE TO RECOMMEND TO YOU ITEM NUMBER 3. I THINK IF I COULD SUM IT UP INTO MAYBE ONE SENTENCE, IT'S AN ATTEMPT TO SMOOTH OUT THE UNCERTAINTIES OF THE ENERGY MARKET AND THE WAY IT AFFECTS OUR CUSTOMERS. THE -- BY VIRTUE OF INCREASING THIS AUTHORIZATION THAT WE HAVE IN OUR PROGRAM, WE CAN EXTEND THE BENEFITS OF THE EDGING PROGRAM MORE FULLY AND IN COMPLIANCE WITH ACCEPTED PRACTICES AMONG OTHER MUNICIPALITIES IN THE COUNTRY AND AMONG THE BEST IN THE COUNTRY AND WE RECOMMEND ITS APPROVAL.

Mayor Wynn: THANK YOU. CAN YOU BRIEFLY DESCRIBE -- THE CONSULTING SENIOR ADVISES YOU HAVE UTILIZED TAKEN THIRD-PARTY ADDITIONAL HELP WE'VE HAD WITH THIS PROGRAM?

YES, SIR. AT THE SUGGESTION ACTUALLY OF THE CITY COUNCIL, WE BROUGHT IN OUTSIDE CONSULTANTS FROM THE START WITH THIS PROGRAM. BOTH IN ITS INCEPTION AND NOW IN AN ONGOING BASIS THAT ONCE A YEAR WE HAVE AN INDEPENDENT CONSULTANT COME IN AND EVALUATE WHAT WE HAVE DONE TO MAKE SURE THAT WE ARE CONTINUING TO USE THE BEST PRACTICES AND THAT WE KEEP UP WITH THE CHANGING ASPECTS OF THE MARKET. THE CURRENT CONSULTANT IS R.M.I.

Mayor Wynn: ALL RIGHT. THANK YOU. AND THEN AS -- I THINK THE COUNCIL SHARES THIS HOPE THAT AS WE, KWROE, BE SUCCESSFUL WITH THIS PROGRAM, FUNDAMENTALLY HOWEVER COST OF FUEL, ENERGY COSTS HAVE GONE YOU MEAN DRAMATICALLY IN THE LAST YEAR AND THERE'S NOT A -- AND THERE'S NOT MUCH SPECULATION IT'S GOING TO DECREASE ANY TIME SOON. SO BECAUSE OF THAT THE COST OF FUEL TO AUSTIN ENERGY AND THEREFORE THE PASS-THROUGH TO US AS AUSTIN ENERGY CUSTOMERS AT SOME POINT IS GOING TO HAVE TO BE ADDRESSED. MY HOPE IS AND I THINK THE COUNCIL SHARES THIS HOPE IS WHEN WE HAVE TO TAKE THAT ACTION, THEN WE CAN ALSO DESCRIBE TO OUR CUSTOMERS, TO THE AUSTIN ENERGY CONSUMERS HERE IN TOWN THE NET FINANCIAL BENEFIT OF WHAT HAS BEEN THE CURRENT HEDGING PROGRAM. IF WE

CAN EXTRAPOLATE AND GROW IT TO THIS \$800 MILLION AMOUNT, THEN FOLKS CAN SEE THE LONG-TERM BENEFIT TO THEIR INDIVIDUAL BILL AT THEIR HOME OR BUSINESS. SO I HOPE THAT WE CAN -- WE'LL BE ABLE TO SHARE REAL SPECIFIC SUCCESS STORIES AND ACTUALLY DEMONSTRATE THE VALUE IN A HEDGING PROGRAM AND KEEPING FUEL INCREASES FROM BEING AS HIGH AS THEY WOULD OTHERWISE.

MAYOR, WE CERTAINLY WILL. AND JUST TO INFORM THE PUBLIC RIGHT NOW, I AM NOT AWARE OF ANY OTHER PROGRAM THAT HAS MAINTAINED ITS FUEL FACTOR FOR AS LONG AS WE HAVE. IT'S NOW LONGER THAN 24 24 MONTHS, WITHOUT INCREASING THE COST OF FUEL TO OUR CUSTOMERS. WE EXPECT AN ANNOUNCEMENT SHORTLY FOR JANUARY, BUT WE BELIEVE THAT THE IMPACT OF THE HEDGING PROGRAM IS SOMEWHERE AROUND 10%. IN OTHER WORDS, THE COST OF FUEL IS SOMEWHERE AROUND 10% LOWER THAN WHAT IT WOULD HAVE BEEN HAD WE NOT HAD THIS HEDGING PROGRAM. AND WE SIMPLY WILL ANNOUNCE THAT TO OUR CUSTOMERS.

Mayor Wynn: THANK YOU, MR. GARZA. QUESTIONS, COUNCIL, COMMENTS? COUNCILMEMBER McCRACKEN.

McCracken: YES, FOR FOLKS HERE, THIS SIMILAR CONCEPT WITH SOUTHWEST AIRLINES HAS DONE WHERE THEY -- THEY ARE BEING HELD AS GENIUSS, THEY ARE THE ONLY AIRLINES OF THE BIG ONES NOT IN FINANCIAL TROUBLE BECAUSE THEY LOOKED OUT FOR THEIR FUTURE FUEL NEEDS AND THAT'S WHAT WE ARE DOING AT AUSTIN ENERGY. THERE REMAINS AN EVEN BETTER WAY AS JUAN GARZA CAN TELL YOU, AN EVEN BETTER WAY, THAT'S BECOME A GREEN CHOICE CUSTOMER LIKE MANY LARGE EMPLOYERS AND THE MCCRACKEN HOUSEHOLD IS. GREEN CHOICE WILL ONCE AGAIN BE THE CHEAPEST WAY YOU CAN GET ELECTRICITY AND I KNOW WE'RE ALL WORKING HARD TO EXPAND GREEN CHOICE BECAUSE IT IS ONCE AGAIN BECOMING NOT JUST A WAY TO HAVE A BETTER ENVIRONMENT AND MORE SUSTAINABLE POWER SOURCE, BUT A CHEAPER SOURCE OF ELECTRICITY AND ANOTHER GOOD REASON FOR IT. IT'S A GREAT JOB ALL THE WAY AROUND.

THANK YOU. IF I COULD, THE REALLY GREAT INNOVATION OF THE AUSTIN ENERGY STAFF MANY YEARS AGO BEFORE I EVEN GOT THERE WAS TO HIT UPON THIS IDEA OF USING OUR WIND ENERGY AS A HEDGE. AND IT'S SOMETHING THAT HAS PROVEN SUCCESSFUL AND IT IS THE MOST SUCCESSFUL GREEN POWER PROGRAM IN THE COUNTRY. STKPWHR-PL COUNCILMEMBER KIM.

Kim: I WANTED TO ASK YOU ABOUT THIS HEDGING PROGRAM AND AS WE GO FORWARD IN THE FUTURE, IF AUSTIN IS SUCCESSFUL IN CONSERVING ENERGY CONSUMPTION AND THE SUBSCRIPTION RATES OF GREEN CHOICE AND FINDING CLEANER ALTERNATIVE ENERGY SOURCES, WHAT CAN THE CITY DO, HOW WILL THIS AFFECT I GUESS OUR -- THE CONTRACTS THAT WE WOULD BE PURCHASING HERE? WHAT WOULD WE DO WITH THEM.

WE WOULD JUST ACCORD -- ADJUST ACCORDINGLY. THE IDEA IS NEVER TO OVERHEDGE. IN THE EVENT SOMETHING LIKE THAT EVER HAPPENED, WE WOULD ALWAYS ADJUST ACCORDINGLY. AND ACTUALLY START OUT ESTABLISHED POLICIES AND PROCEDURES TO BRING THE CITY CORRECT LEVELS TO THE BENEFIT OF OUR CUSTOMERS ALWAYS.

Kim: HOW WOULD OUR CUSTOMERS BENEFIT FROM THAT?

LOWER OVERALL BILLS, UTILITY BILLS FOR THEIR HOUSEHOLDS AND BUSINESSES.

Kim: SO THEY WOULD HAVE LOWER BILLS THEN BY CONSERVING.

THAT'S CORRECT.

Kim:.. GREAT. THANK YOU.

Mayor Wynn: FURTHER QUESTIONS, COMMENTS? I'LL ENTERTAIN A MOTION ON ITEM NUMBER 3. MOTION MADE BY COUNCILMEMBER DUNKERLEY. SECONDED BY COUNCILMEMBER McCRACKEN TO APPROVE ITEM NUMBER 3, THIS INCREASE IN SPENDING AUTHORITY FOR AUSTIN ENERGY'S ENERGY RISK MANAGEMENT PROGRAM. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE

SAY AYE. AYE. OPPOSED? MOTION PASSES ON A VOTE OF 7 TO ZERO. THANK YOU ALL VERY MUCH. [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS] WE WOULD COME BACK TO THE COUNCIL, AT THAT TIME LAY OUT THE ALTERNATIVES FOR YOU SO THAT YOU COULD DECIDE.

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

McCracken: I WANTED TO SAY THIS IS SOMETHING THAT THE LAND USE TRANSPORTATION COMMITTEE HEARD A BRIEFING ON AT OUR LAST MEETING AS WELL. AND THE WAY THIS WORKS IS THE SUBSTATION IF IT WERE TO BE REMOVED IT WOULD BE A VERY EXPENSIVE UNDERTAKING. BUT THE SUBSTATION WILL NOT BE MOVED. IT WILL SIMPLY BE SHRUNK BY USING BETTER TECHNOLOGY AND ALSO THIS WILL HAVE AN OFFSET BY SELLING WHAT AMOUNTS TO TWO DOWNTOWN BLOCKS WORTH OF LAND, VERY VALUABLE AND VERY KEY TO THE DEVELOPABILITY OF THE ENTIRE SEAHOLM DISTRICT AREA. IT WILL BRUCE A PRODUCE A LOT OF REVENUE THAT WILL OFFSET IT. SEAHOLM DISTRICT, THE NEW HOME OF AUSTIN CITY LIMITS, THE CORE OF OUR NEW URBAN RAIL ESSENTIALLY. JUAN, THANKS FOR WORKING ON THIS, THIS IS A GREAT EXAMPLE ONCE AGAIN OF HOW AUSTIN ENERGY IS A GREAT PROMOTER OF GOOD URBAN PLANNING CITY.

Mayor Wynn: COUNCILMEMBER DUNKERLY?

Dunkerly: -- THE TWO BLOCKS THAT WE ARE TALKING ABOUT, REMEMBER THAT EVENTUALLY GOES BACK ON THE TAX ROLL. WHEN IT GOES TO THE TAX ROLL THAT IS ONGOING REVENUE FOR THE CITY. WITH A GROWING CITY LIKE WE HAVE, IT'S IMPORTANT THAT WE HAVE GROWING REVENUES AND WE GET THERE BY EITHER RAISING PROPERTY TAX OR GROWING OUR TAX BASE AND THIS IS A GOOD EXAMPLE OF GROWING THE TAX BASE. SO THANK YOU VERY MUCH.

THE POINT THAT I'M ASKING ABOUT THE FISCAL NOTE IS SIMILAR TO THE ISSUES THAT I RAISED WITH THE GREEN WATER TREATMENT PLANT IS THAT WE ARE NOT SAYING INVESTIGATE THE FREEZE YILT, TELL US WHAT IT'S GOING TO COST AND THEN -- FEASIBILITY AND WE WILL COME BACK

WITH A COUNCIL AND TELL YOU TO MOVE FORWARD. WE ARE SAYING THE CITY MANAGER IS DIRECTED TO INCREASE THE AMOUNT OF LAND AVAILABLE FOR TAXABLE DEVELOPMENT WITHIN THE CBD BY DOING THE FOLLOWING, IT'S TELLING THE CITY MANAGER TO DO THESE THINGS, THEN FURTHER SAYS THAT THE CITY MANAGER IS DIRECTED TO DO THE FOLLOWING, EXTEND WEST AVENUE, EXTEND SECOND STREET, ET CETERA, ET CETERA. LET'S COME BACK WITH OUR OPTIONS, COME BACK AS A COUNCIL TO ADOPT THOSE -- THE ONE THAT -- WHEN WE ARE MORE COMFORTABLE WITH IT, SPECIFICALLY GIVING DIRECTION. FOR ME YOU KNOW EVEN THOUGH THE FISCAL NOTE SAYS THERE IS NO FISCAL IMPACT, IT SAYS IF WE ARE EXTENDING WEST AVENUE AND WE ARE EXTENDING SECOND STREET AND WE ARE REARRANGING THE SUBSTATION, THEN THERE IS A FISCAL IMPACT OF THIS PARTICULAR ACTION AND SO I THINK IN THE -- IN THE GREEN WATER TREATMENT PLANT CASE, THE CITY MANAGER DID AGREE TO COME BACK WITH SOME COST ESTIMATES BEFORE MOVING FORWARD, SO YOU KNOW THAT, YOU KNOW, FOR ME IT SEEMS LIKE JUST A RESOLUTION COULD BE WORDED SLIGHTLY DIFFERENT SO THAT IT -- SO THAT IT DOESN'T -- FOR ME, YOU KNOW, COMMIT THE COUNCIL TO SAY WELL, WE ARE GOING TO DO THIS REGARDLESS OF THE COST BECAUSE WE DON'T EVEN KNOW WHAT THE COSTS ARE FOR DOING THESE THINGS, I AGREE THIS IS A VERY EXCITING OPPORTUNITY, YOU KNOW, JUST LIKE REDEVELOPING SEAHOLM IS EXCITING AND REDEVELOPING GREEN IS EXCITING. THIS -- AGAIN CAN JUST ADD TO ALL OF THAT. BUT IT SEEMS TO ME LIKE WE ARE ALREADY DECIDING TO DO THESE THINGS WITHOUT EVEN EVALUATING THE COSTS. I WOULD LIKE TO SEE THE -- BEFORE WE START SPENDING MILLIONS AND MILLIONS OF DOLLARS THAT WE ARE GOING TO DO THE ACTIVITIES THAT WE SAY WE SUPPORT IN THIS RESOLUTION.

Mayor Wynn: COUNCILMEMBER MCCRACKEN?

McCracken: COUNCILMEMBER, ONE THING AS YOU LOOK AT THE LANGUAGE OF THE RESOLUTION, IT DOES CALL FOR THE CITY MANAGER TO COME BACK IN 120 DAYS WITH A RECOMMENDATION ON THE AMP EMENTATION PLAN WHICH OBVIOUSLY HAS HARDER NUMBERS AT THIS POINT. THE BRIEFING WE RECEIVED FROM AUSTIN ENERGY AT THE LAND

USE TRANSPORTATION COMMITTEE WAS \$17 MILLION. AND THEN I THINK \$17 MILLION PROJECTED REVENUES OF -- IF THEY ARE IN THE RANGE OF WHAT THE SALES PRICE WAS FOR BLOCK 21, WE PUT THOSE REFUSES SOMEWHERE IN THE \$30 MILLION RANGE. REVENUES. SO RIGHT NOW WE CANNOT KNOW FOR CERTAIN WHAT THE FISCAL IMPACT WILL BE. BUT AS COUNCILMEMBER DUNKERLY POINTED OUT, NOT ONLY WILL WE HAVE THE SALES PRICE FROM WHAT IS THE EQUIVALENT OF TWO DOWNTOWN BLOCKS, WHICH WOULD BE -- IF WE WERE TO TAKE THE BLOCK 21 EXAMPLE, \$30 MILLION OF REVENUE, EVEN IF IT'S LESS, IT APPEARS TO NET OUT AND THEN SOME. BUT WE ALSO HAVE A PRESENT VALUE OF YOU KNOW 30 YEARS OF PROPERTY TAXES THAT - - THAT WE ARE CURRENTLY GETTING ZERO DOLLARS IN PROPERTY TAX ON RIGHT NOW BECAUSE IT'S GOVERNMENT OWNED LAND. SO THE INFORMATION THAT WE HAVE RIGHT NOW SUGGESTS THAT WE WILL HAVE A NET POSITIVE REVENUE FROM THE SHRINKING AND THE SALE OF THE BLOCKS. WE WILL HAVE THE RESOLUTION CALLS FOR THIS ITEM TO RETURN IN 120 DAYS FOR A MORE DETAILED PRESENTATION.

THANK YOU, COUNCILMEMBER. FURTHER COMMENTS, QUESTIONS? MAYOR PRO TEM?

Mayor Wynn: YES. 7 MOVING THE SUBSTATION THERE, WHAT WOULD -- HOW WOULD THAT AFFECT THE USE OF POWER DOWNTOWN? I DIDN'T HEAR THAT --

IT -- WE WOULD FIRST OF ALL THAT'S A VERY IMPORTANT SUBSTATION TO OUR DOWNTOWN. SO WHATEVER WE DID, WE WOULD DO IT VERY CAREFULLY AND WE WOULD DO IT IN A WAY THAT IT WOULD NOT DISRUPT SERVICE TO DOWNTOWN. NOW, WE ARE NOT PROPOSING MOVING THE SUBSTATION, WE ARE PROPOSING SHRINKING IT, SHRINKING THE FOOTPRINT. ESSENTIALLY THE SOUTHERN PORTION OF THE SUBSTATION WOULD BE -- WOULD BE REDESIGNED AND RECONSTRUCTED, SOME OF THOSE COMPONENTS MOVED ELSEWHERE, BUT THE -- BUT THE MAJOR CHUNK OF THE SUBSTATION TO THE NORTH THERE ON THE NORTH SIDE WOULD REMAIN. IN ADDITION WE PROPOSE RELOCATING THE -- THE CONTROL ROOM TO ANOTHER PART OF TOWN. THAT'S SOMETHING THAT HAS TO BE SELECTED VERY

CAREFULLY BUT THEN CONSOLIDATING ALL OF THAT LAND AND HOPEFULLY MAKING IT AVAILABLE FOR INVESTMENT AND PUTTING IT BACK INTO THE -- INTO THE TAX ROLLS. SO THAT'S -- WE ARE NOT EXACTLY TALKING ABOUT MOVING EVERYTHING, WE ARE MOVING A PORTION OF THE SUBSTATION AND THE CONTROL ROOM. AND THE -- THEN CONSOLIDATING THE VALUE, HOPEFULLY OFFSET SOME OF THE COSTS OF -- OF THE CONSTRUCTION.

JUST AS A POINT. THERE ARE SOME THINGS, FOR EXAMPLE, LIKES MOVING OF A CONTROL ROOM WHICH WE HAVE BEEN EXPLORING THE NEED TO DO THAT FOR SOME TIME. SO THAT'S SOMETHING THAT WE KNEW THAT WE WERE GOING TO HAVE TO DO. IT'S PROBABLY OUTGROWN -- ONE, IT'S AN OLD BUILDING, IT'S OUTGROWN ITS PLACE IN THE MIDDLE OF THE DOWNTOWN.

DIFFICULT FOR OUR HEAVY EQUIPMENT TO GET INTO THAT AREA ANYMORE. IT'S NOT COMPATIBLE WITH THE DOWNTOWN ANYMORE.

Futrell: ON THE OTHER HAND THE BLOCK REDEVELOPED WOULD BE AN EXTRAORDINARY BLOCK FOR REDEVELOPMENT IN THE DOWNTOWN PLAN. THE SUBSTATION IS A LITTLE MORE DIFFICULT BUT WE UNDERSTAND THE NEED FOR IT. THE IDEA THERE IS TO CONDENSE IT, MAKE IT INTO A SMALLER SUBSTATION SITE. THAT'S WHERE WE ARE GOING TO HAVE TO DO A LITTLE WORK TO SEE HOW MUCH WE CAN FREE UP.

Thomas: I'M CONCERNED THAT CONDENSING IT, MAKING SURE IT DIDN'T AFFECT -- -- [SPEAKER INTERRUPTED -- MULTIPLE VOICES]

THAT'S PARAMOUNT -- [SPEAKER INTERRUPTED -- MULTIPLE VOICES]

YOU SAID SOMETHING. WHILE I HAVE IT ON MY HEAD, YOU SAID THAT THE CONTROL CENTER IS NOT COMPATIBLE. EXPLAIN THAT TO ME.

THE -- OUR EQUIPMENT, WE HAVE CREWS THAT OPERATE FROM THAT CENTER, THEY ARE HEAVY TRUCKS. BASICALLY

THE AREAS DEVELOPING NOW RESIDENTIALLY REALLY AND THE -- JUST A HEAVY TRAFFIC FROM OUR HEAVY TRUCKS IS BECOMING A LITTLE BIT OF A PROBLEM. AND WE'VE KNOWN FOR SOME TIME THAT AT SOME POINT WE WOULD HAVE TO -- TO RELOCATE OUR FACILITY AND WE HAVE BEEN INVESTIGATING IT NOW FOR SOME TIME.

IT'S ALSO AN AGED FACILITY.

YES.

Futrell: AN OLD BUILDING, IT HAS A LOT OF HIGH TECH EQUIPMENT IN IT. WE HAVE KNOWN THAT WASN'T MESHING FOR SOME TIME.

VERY HIGH TECH. WE ARE LOOKING AT EITHER SOME MAJOR REINVESTMENT TO KEEP IT FOR EXAMPLE WATERTIGHT OR TO BEGIN LOOKING AT SOME DIFFERENT ALTERNATIVES.

Thomas: HAVE YOU LOOKED AT WHERE YOU MIGHT RELOCATE IT?

YES, SIR. WE HAVE AT LEAST A COUPLE OF LOCATIONS. AS YOU KNOW, THE CONTROL ROOM IS THE NERVE CENTER OF OUR TRANSMISSION DISTRIBUTION SYSTEM. SO IT NEEDS TO HAVE AT LEAST A COUPLE OF SOURCES OF POWER COMING IN. SO IT WOULD HAVE TO SATISFY THOSE CONDITIONS. WE WOULD -- WHAT WE WOULD DO IS WE WOULD IDENTIFY AT LEAST A COUPLE OF LOCATIONS, THAT WE WOULD WANT TO RELEASE AN R.F.P. TO SEE IF WE COULD HAVE SOMEONE BRING US A PROPOSAL THAT -- THAT MIGHT ACCOMMODATE US IN THE PLACE AND PERHAPS EVEN BUILD THE FACILITY FOR US. IN EXCHANGE.

Thomas: YOU KNOW WHAT THE NEXT QUESTION IS, WHAT LOCATION? DO YOU KNOW WHAT?

WELL, WE WERE LOOKING AT -- ONE OF THE LOCATION THAT'S WE ARE LOOKING AT IS IN THE COLORADO CROSSING AREA. I DON'T REMEMBER OFFHAND THE OTHER -- THE OTHER LOCATION. SO -- SO WE -- THE KEY IS THAT IT HAS TO HAVE AT LEAST TWO FEEDS GOING INTO IT AND ESSENTIALLY FROM OUR TRANSMISSION FACILITIES. WE

HAVE TO COME FROM A SUBSTATION DIRECTLY INTO THE -- INTO THE FACILITY. AND IT'S GOING TO BE LIMITED. WE KNOW THAT ALREADY.

Thomas: OKAY, THANK YOU, MR. GARZA. I HAVE ONE MORE CAUTION WITH RESPECT TO THE EXTENSION OF WEST AVENUE, WE DO HAVE APPEAR LOT OF DUCT WORK UNDER THAT LAND, EXCAVATING DOWN TO THE LEVEL OF CESAR CHAVEZ MAY INVOLVE RELOCATING THOSE FACILITIES, SO THE -- SO THAT PORTION OF THE COST IS PROBLEMATIC FOR US. WE HAVEN'T REALLY LOOKED AT IT. IT'S SOMETHING THAT WE WILL HAVE TO LOOK AT VERY CAREFULLY IN THE FUTURE. AGREED, FURTHER QUESTIONS, COMMENTS ON ITEM NO. 19? COUNCILMEMBER ALVAREZ?

Alvarez: SO ANYWAY SO WHEN THE 120 DAYS ARE UP AND WE ARE GETTING A RECOMMENDATION FROM STAFF AND WE ARE GOING TO SEE -- I GUESS IN A FISCAL NOTE ASSOCIATED WITH -- WITH EITHER RECONFIGURING THE SUBSTATION AND RELOCATING THE CONTROL CENTER AND EXTENDING THE STREETS?

WE WILL ATTEMPT TO BE AS COMPREHENSIVE AS NECESSARY, YES.

Futrell: OUR GOAL WAS TO COME BACK, THAT'S WHY I WAS COMFORTABLE WITH THE ITEM WAS BECAUSE THAT PORTION OF THE RESOLUTION BASICALLY SAYS TO COME BACK TO YOU IN 120 DAYS AND TELL YOU HOW WE WOULD DO IT. AND SO IF WE RUN INTO A PROBLEM IN COSTS OR LOGISTICS THAT'S WHERE WE ARE GOING TO BE FLAGGING IT FOR YOU, WE HAVE TAKEN A PRELIMINARY LOOK AT IT, WE THINK THESE THINGS ARE POSSIBLE.

THE 17 MILLION FIGURE WAS FOR JUST THE SEAHOLM SUBSTATION? RETROFIT OR --

THE 17 MILLION REFERS TO THE SEAHOLM, THE SHRINKING OF THE FOOTPRINT THERE, RELOCATING OF SOME OF THOSE PIECES OF EQUIPMENT, YES.

THE CONTROL CENTER, WE DON'T HAVE AN ESTIMATE FOR

THAT YET.

YES, THE ROUGH ESTIMATE NET, WE ARE TALKING A NET FIGURE OF ABOUT NINE OR \$10 MILLION. ASSUMING THAT WE HAVE AN EXCHANGE FOR THE VALUE OF THE LAND. AND OBVIOUSLY IF WE ARE CORRECT IN THAT ESTIMATE.

Alvarez: THAT WOULD BE IN TERMS OF FINDING A NEW SITE, BUILDING A NEW CONTROL CENTER, THEN REROUTING ALL OF THE -- THE PROPER LINES AND -- AND THEN IN TERMS OF THE -- OF THE -- OF THE TRANSPORTATION OR THE STREET EXTENSIONS AND DO WE HAVE AN ESTIMATE FOR THAT ALREADY OR IS THAT SOMETHING THAT -- THAT WE WILL SEE IN 120 DAYS?

AT THIS TIME WE DO NOT. IT'S SOMETHING THAT WE OBVIOUSLY WOULD LOOK AT OUR OWN AUSTIN ENERGY REQUIREMENTS, WE WOULD WORK WITH PUBLIC WORKS TO LOOK AT THE ACTUAL STREET DESIGN AND CONSTRUCTION ITSELF AND PUT TOGETHER AS COMPLETE AN ESTIMATE AS WE COULD FOR YOU.

SO IF -- BECAUSE IT SAYS EXTEND SECOND STREET WEST TO SEAHOLM, WHICH MEANS GO OVER THE CREEK. I ASSUME THAT'S WHAT THAT MEANS. SO -- SO I COULD HAVE A COST ESTIMATE FOR DOING THAT.

IN ORDER TO GET US OVER THE CREEK. IT DEAD ENDS AT THE GATES THEATSEAHOLM. GOES OVER THE CREEK, WEST DOES. WEST GOES OVER PAST THE POST LOSS AND DEAD ENDS AT THE GATE BUT IT ALREADY CROSSES THE CREEK AS WEST AVENUE.

Alvarez: SECOND STREET.

McCracken: OH, SECOND IS RELYING ON THE FINAL DISPOSITION OF GREEN.

Alvarez: RIGHT.

McCracken: BUT -- [MULTIPLE VOICES]

Alvarez: COST ESTIMATE FOR DOING THAT PARTICULAR

DIRECTIVE IN THIS RESOLUTION, YOU WOULD HAVE TO BUILD A BRIDGE OVER THE CREEK, BASICALLY.

Futrell: YOU ARE GOING TO HAVE TO FIND A WAY TO GET OVER TO SEAHOLM. WE ARE IN THE PROCESS OF TAKING A LOOK AT THOSE COSTS, YEAH. THAT'S PART OF WHAT WE WOULD COME BACK --

120 DAYS IS ENOUGH TIME.

Futrell: I THINK WE'LL HAVE A SENSE, PRELIMINARIES.

YOU ARE NOT TALKING DETAILED.

Futrell: YEAH PRELIMINARY.

ABSOLUTELY.

McCracken: COUNCILMEMBER THE SECOND STREET PORTION IS THAT THERE'S BEEN DISCUSSION FOR GREEN THAT SECOND STREET WOULD CUT ACROSS AND SO THE -- SO THE VISION HAS EMERGED FOR THE REDEVELOPMENT OF THIS DISTRICT IS THAT YOU WOULD WANT SECOND STREET TO CONNECT UP TO WEST AVENUE. SHOULD IT IN FACT CUT ACROSS GREEN. OBVIOUSLY IF IT DOESN'T CUT ACROSS GREEN THERE'S NO POINT IN HAVING IT JUST -- JUST HAVING A LITTLE STUB OUT THERE.

YEAH, I THINK IT'S AN EXPENSIVE PROPOSITION. AND -- AND THAT WE ARE OBVIOUSLY WORKING ON THE -- ON THE DEVELOPING OF THE -- OF THE FINANCIAL INFORMATION THAT -- THAT WILL INFORM, YOU KNOW, THE DECISION MOVING FORWARD AND HOW MUCH WE NEED TO IDENTIFY, FROM WHAT SOURCES BECAUSE I ASSUMED THIS WOULDN'T ALL COME FROM AUSTIN ENERGY OR IT WOULD ALL.

Futrell: NO. THE ROADS ARE NOT PLANNED TO COME FROM AUSTIN ENERGY. THAT IS A FACT. AND THE SECOND STREET COST IT REALLY IS TIED A GREAT DEAL TO HOW WE CONSIDER THE REDEVELOPMENT OF GREEN. BECAUSE A LARGE PORTION OF THAT MAY HAPPEN AS -- AS OUR PRIVATE PUBLIC PARTNERSHIP COST.

IN FACT THE WEST AVENUE BY STEPS IS ALREADY FUNDED. THAT MONEY IS JUST SITTING IN THE ACCOUNT READY TO GO. SO THAT -- THAT PORTION IS READY TO GO AND ANY FISCAL NOTES ATTACHED TO THAT WERE DONE LONG AGO. SEVERAL YEARS AGO.

Alvarez: WHEN DO WE -- I KNOW THE GREEN ITEM WAS SEVERAL MONTHS BACK. SO -- BUT THERE WAS SUPPOSED TO BE KIND OF A REPORT ON THOSE ACTIVITIES AND COSTS AS WELL.

JOE, REMIND ME, WHERE ARE WE ON THE --

[INDISCERNIBLE]

Futrell: YOU ARE RIGHT ON IT. WE SENT THEM UP.

McCracken: THANK YOU.

Alvarez: THANK YOU.

Mayor Wynn: FURTHER COMMENTS ON ITEM 19. I DON'T THINK WE HAVE A MOTION YET. MOTION MADE BY COUNCILMEMBER MCCRACKEN, SECONDED BY COUNCILMEMBER DUNKERLY TO APPROVE ITEM NO. 19 AS POSTED AND DISCUSSED. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 6-0 WITH THE MAYOR PRO TEM -- 7-0. THANK YOU MAYOR PRO TEM. THANK YOU, COUNCIL. WE CAN SEND AUSTIN ENERGY HOME NOW. COUNCIL, THAT TAKES US TO ITEM NO. 27, WHICH IS ANOTHER SCHEDULED BRIEFING A REPORT FROM THE SOLID WASTE ADVISORY COMMISSION LONG RANGE TASK FORCE. COUNCILMEMBER DUNKERLY?

Dunkerly: OVER A YEAR AGO, I EXPRESSED A LOT OF FRUSTRATION ON THE DAIS BECAUSE WE WERE DEALING WITH SOME VERY COMPLICATED ISSUES. AND I JUST KEPT REALIZING THAT WE DIDN'T HAVE A ROAD MAP, WE DIDN'T HAVE A LONG-RANGE PLAN. AT LEAST TO MY KNOWLEDGE

AS A GUIDE TO BE MAKING A LOT OF THESE DECISIONS. SO I IN FRUSTRATION CALLED OUT TO OUR TASK FORCE, SAID HEY GUYS CAN YOU GET TOGETHER AND START WORKING TOWARD A LONG-RANGE PLAN FOR SOLID WASTE SERVICES. OF COURSE THEY JUMPED RIGHT ON IT. SO THIS AD HOC COMMITTEE OR TASK FORCE AS WE'VE CALLED IT HAS BEEN WORKING FOR WELL OVER A YEAR LOOKING AT SOME OF THE KEY ISSUES IN OUR SOLID WASTE MANAGEMENT PROGRAM. THEY ARE HERE TODAY TO PRESENT SOME OF THE GOALS AND SOME OF THE OBJECTIVES AND SOME OF THE THINGS THAT THEY HAVE LEARNED. AND I'VE LEARNED A LOT OF THINGS FROM THEM. AND ONE OF THE THINGS THAT WE WILL TRY TO DO IN THE NEXT COUPLE OF WEEKS IS PUT THE HORSEBACK IN FRONT OF THE CART. THAT IS TO TRY TO GET THE COUNCIL TO LOOK AT SOME GUIDELINES FROM WHICH WE APPROACH A SOLID WASTE LONG-TERM PLAN, BOTH FOR THE -- FOR THE SOLID WASTE ADVISORY COMMITTEE, FOR THE STAFF, FOR WHATEVER CONSULTANT WE HAVE TO DRAFT SUCH A PLAN. AND THESE ARE IDEAS CERTAINLY THAT AREN'T NEW TO ME. I PASSED SOME THINGS OUT ON THE COUNCIL A FEW MOMENTS AGO EARLIER TODAY AND THEY ARE THINGS THAT I HAVE LEARNED FROM OUR TASKS FORCE. SO I WANT IN A COUPLE OF WEEKS FOR THE COUNCIL TO TAKE A LOOK AT THESE AND ADD TO THEM, EDIT THEM, CHANGE THEM, HOWEVER YOU WANT TO DO THE -- WE CAN COME BACK AT THAT TIME AND ACTUALLY APPROVE A RESOLUTION, SOME OF THE GUIDELINES THAT WE WOULD LIKE TO SEE AS OUR STAFF AND OUR TASK FORCE AND ALL OF THE COUNCIL WORK TOGETHER ON VERY SIGNIFICANT PLAN FOR THE CITY. AND TO IDENTIFY JUST VERY BRIEFLY WHAT THESE COULD BE, WITH WHATEVER ADDITIONS YOU MIGHT HAVE, WOULD BE TO PROVIDE AN INFRASTRUCTURE FOR THE DISPOSAL OF THE CITY'S SOLID WASTE OVER THE LONG TERM. MAKE SURE THAT WE HAVE A GOOD, STRONG SYSTEM. TWO, TO ENSURE THAT THERE'S COMPETITION IN THE DELIVERY OF SOLID WASTE SERVICES. THREE, THAT WE USE ENVIRONMENTALLY FRIENDLY BETH PRACTICES THROUGHOUT OUR SYSTEM. LANDFILLS, COLLECTIONS, WHATEVER. TO REDUCE THE WASTE STREAM. AND FINALLY TO MAXIMIZE THE ECONOMIC DEVELOPMENT POTENTIAL ASSOCIATED WITH THE RECYCLING, REUSE AND OTHER

ACTIVITIES FROM THAT REDUCTION. THESE ARE SORT OF JUST BROAD GUIDELINES. I REALLY WOULD LIKE TO ENCOURAGE THE COUNCIL AS THIS TASK FORCE IS PRESENTING THEIR PRELIMINARY LOOK AT WHAT OUR GOALS AND OBJECTIVES OUGHT TO BE IN THIS STUDY, TO CONSIDER THIS AS -- WHEN WE BRING THE ITEM BACK IN A COUPLE OF WEEKS TO FOLLOW UP ON THEIR RECOMMENDATIONS THAT THEY ARE MAKING TODAY. SO -- SO I WOULD APPRECIATE THAT AND AT THIS TIME I WOULD LIKE TO INTRODUCE THE CHAIR OF THE SOLID WASTE OR THIS TASK FORCE, JERRY ACUNA, FOR HIM TO MAKE THIS -- THIS PRESENTATION AND ALSO TO JUST GIVE MY BIG HEARTFELT THANKS TO ALL OF THE GROUPS AND ALL OF THE PEOPLE THAT WORKED ON THIS.

MAYOR, COUNCILMEMBERS, THANK YOU VERY MUCH FOR YOUR TIME. ALSO I WANT TO THANK YOU FIRST OFF FOR CONVENING THE CITY OF AUSTIN'S LONG-RANGE SOLID WASTE PLANNING TASK FORCE. AND FOR WORKING WITH THE SOLID WASTE ADVISORY COMMITTEE. I APPRECIATE THAT, THANK YOU. ADVISORY COMMISSION. THE TASK FORCE, THE FOCUS OF THIS TASK FORCE IS TO PUT TOGETHER A LONG-RANGE PLAN AS COUNCILMEMBER DUNKERLY ALLUDED TO. AND THIS PLAN IS GOING TO TAKE A LOOK AT THE CITY'S CURRENT BASELINE AND HOW WE CAN TAKE THIS BASELINE AND EXPAND ON THAT. AND WHILE EXPANDING ON THIS BASELINE, WHAT CHANGES CAN BE MADE, WHAT CHANGES WOULD WE SUGGEST, ARE THERE ANY CHANGES THAT NEED TO BE MADE, PERIOD. THIS PLAN WILL COVER ALL OF THAT, WE ARE HOPING TO HAVE SOMETHING READY FOR YOU WITHIN THE NEXT FEW WEEKS. NOW THE TASK FORCE MEMBERS, PEOPLE WHO COMPRISE THIS TASK FORCE, ARE BASICALLY MEMBERS AND ARE STAKEHOLDERS IN ONE FORM OR FASHION. WE HAVE REPRESENTATIVES FROM THE CITY OF AUSTIN SOLID WASTE SERVICES DEPARTMENT, WE HAVE REPRESENTATIVES FROM TRAVIS COUNTY, WE HAVE REPRESENTATIVES FROM CAPCOG FROM THE NEIGHBORHOOD ASSOCIATION. NON-PROFIT GROUPS. THE APARTMENT ASSOCIATION, BOMA, PRIVATE CITIZENS. ONE THING ALL OF US HAVE IN COMMON IS THE FACT THAT WE ALL LIVE IN THIS WONDERFUL CITY CALLED AUSTIN. WE WANT TO MAKE SURE WHATEVER

HAPPENS IN THE FUTURE, WHEN IT COMES TO SOLID WASTE ISSUES, WE ARE AS -- AS COUNCILMEMBER DUNKERLY STATED THE HORSE IS IN FRONT OF THE CART, WE ARE LEADING AND NOT FOLLOWING AND TRYING TO BE REACTIVE INSTEAD OF PROACTIVE. NOW, HAVING SAID THAT I WOULD LIKE TO INTRODUCE J.D. PORTER. J.D. PORTER IS CO-CHAIRING THE TASK FORCE AND I THINK J.D. HAS SOME GREAT IDEAS THAT WE WOULD LIKE TO SHARE WITH YOU. INVITE HIM UP HERE.

GRAD TO BE HERE.

MAYOR, COUNCILMEMBERS, STAFF. IT'S VERY REFRESHING TO SEE COUNCIL TAKING AN INTEREST IN THIS TOPIC, I THINK IT'S VERY TIMELY THAT WE ARE DOING AT THIS TIME. WE ARE EXPERIENCING A LOT OF GROWTH IN THIS AREA. WE ARE GOING TO CONTINUE TO EXPERIENCE IT. AND WITH GROWTH COMES INCREASED SOLID WASTE. SOME OF YOU MAY HAVE EXPERIENCED SOME OF THE CONFLICTS THAT CAN ARISE OUT OF THIS SITUATION RECENTLY WITH SOME EXAMPLES OF -- OF RESIDENTIAL AREAS COMING INTO CONFLICT WITH HAVING SOLID WASTE HANDLING FACILITIES. NOW THIS IS AN ISSUE THAT IS NOT GOING TO GO AWAY, HAS BEEN AROUND FOR A WHILE. IS ONE THAT CAN BE DEALT WITH EFFECTIVELY WITH LONG-RANGE PLANNING. BOTH IN REDUCING THE WASTE STREAM, HELPING WITH SITING ISSUES, LOOKING AT OPTIONS. THESE ARE THINGS THAT NEEDED TO BE DONE, SO THIS IS VERY TIMELY. THANKS TO COUNCILMEMBER DUNKERLY FOR LEADERSHIP IN THIS AREA. I HAVE PASSED OUT A VERY BRIEF SUMMARY, THIS IS A SYNOPSIS OF OUR INTERIM REPORT TO DATE. WHAT IS INCLUDED IN HERE ARE A LIST OF FINDINGS THAT WE HAVE COME UP WITH, OUR GOAL AND MISSION STATEMENT, WHAT THE TASK FORCE IS REALLY TRYING TO DO AND THE SCOPE OF WORK. I HAVE ALSO INCLUDED A LIST OF MEMBERS THAT JERRY ACUNA JUST MENTIONED TO GIVE YOU AN IDEA OF THE BREADTH OF EXPERIENCE AND INPUT THAT THIS TASK FORCE REPRESENTS. IT'S ONE OF THE BEST GROUPS THAT I HAVE WORKED WITH IN THIS PARTICULAR FIELD, A VERY BROAD BASE OF KNOWLEDGE. I ALSO HAVE INCLUDED A -- A STATEMENT OF SUPPORT FROM CAPCOG WHICH WAS UNSOLICITED BY APPRECIATED. RECOGNIZING THAT THIS IS A REGIONAL PROBLEM. THE SOLID WASTE

DOESN'T RECOGNIZE BOUNDARIES OR CITY BORDERS. ON THE GOAL AND [INDISCERNIBLE] SECTION, WHAT WE ARE TRYING TO DO HERE IS INDEED LONG RANGE. WE ARE LOOKING AT A 50 YEAR PICTURE. WE ARE GOING TO INCLUDE RECOMMENDATIONS ON A SHORT-TERM AND MEDIUM TERM, BUT ALSO VERY LONG TERM. THIS INVOLVES CREATING AN INFRASTRUCTURE THAT IS GOING TO BE EXISTENT AND ACTIVE DURING THAT TIME FRAME. THIS IS NOT JUST A PARTICULAR TECHNOLOGY FIX. WE ARE ALSO LOOKING AT POLICY ISSUES AND INFRASTRUCTURE DEVELOPMENT. THIS IS WHERE WE WILL VERY MUCH APPRECIATE YOUR INPUT. WE ARE WORKING WITH -- WITH CAPCOG IN TRAVIS COUNTY. WE ARE ALSO TALKING WITH HAYS AND WILLIAMSON COUNTY. TRYING TO GET THEIR INPUT BECAUSE THEIR WASTE IS COMING INTO OUR COUNTY. THIS IS VERY INTERACTIVE PROCESS. SO OUR GOAL WAS TO TRY TO COME UP WITH A LONG-RANGE PLAN THAT WE CAN PRESENT TO THE KEY SIGNIFICANT PLAYERS OVER THE LONG TERM. AND ASK THEM TO BE PARTICIPATORY IN THE IMPLEMENTATION OF THAT PLAN. GENESIS IS HERE WITH THE CITY OF AUSTIN. BUT THIS IS CERTAINLY GOING TO IMPACT THE SURROUNDING REGION. THIS IS SOMETHING THAT HAS TO BE TAKEN INTO ACCOUNT. AS PART OF OUR GOAL, WE ALSO INCLUDED -- THREE OF THE -- OF THE WASTE REDUCTION ITEMS THAT -- THAT WERE IN THE WORLD ENVIRONMENTAL DAY URBAN ENVIRONMENT ACT CORDS RECENTLY SIGNED BY OUR MAYOR. WE FELT THAT THIS FIT WELL WITHIN OUR TIME FRAME AND IT WAS SOMETHING THAT -- THAT WOULD GIVE THIS A -- A MUCH BROADER CONNECTION TO WHAT'S GOING ON NATIONALLY AND INTERNATIONALLY. MUCH OF WHAT WE HAVE FOUND OUT INDEED DOES HAVE A GOOD BASIS NATIONALLY. THERE ARE PROGRAMS OUT THERE THAT ARE CURRENTLY BEING DEVELOPED, SUCH AS ZERO WASTE, SOME OF YOU MAY HAVE HEARD OF. IT'S NOT A -- IT'S NOT AN ASSUMPTION THAT WE ARE NEVER GOING TO HAVE WASTE, BUT IT'S A PROGRAM THAT HAS BEEN DEVELOPED IN NEW YORK CITY, EXTENSIVELY OVER THE LAST COUPLE OF YEARS, IN CALIFORNIA, IN OTHER STATES. TO COME UP WITH METHODOLOGIES FOR REDUCING SIGNIFICANTLY THE VOLUME OF WASTE AS MUCH AS 75%. HUGE POSITIVE ECONOMIC IMPACT IN THE AREAS THAT CAN DO THAT. IF

YOU HAVE ANY FURTHER QUESTIONS, I WILL BE GLAD TO ANSWER THEM. WE WOULD LIKE TO -- WE WOULD LIKE TO COME BACK WITH -- WITH RECOMMENDATIONS MORE SPECIFICALLY IN A COUPLE OF WEEKS AND WE WOULD LIKE TO -- TO SOLICIT SUPPORT FROM THE COUNCIL FOR THE WORK THAT WE ARE DOING AND SUPPORT FOR -- FOR OUR NEXT STEPS, WHICH ARE GOING TO INVOLVE THE PROFESSIONAL ASSISTANCE TO ACTUALLY DRAFT A PLAN THAT HAS GREAT POTENTIAL FOR IMPLEMENTATION.

ALL RIGHT.

THANK YOU, MR. PORTER. QUESTIONS, COMMENTS, COUNCILMEMBER DUNKERLY?

Dunkerly: I WOULD LIKE TO FOLLOW UP AGAIN AND SAY THANK YOU FOR ALL OF THE WORK THAT YOU HAVE DONE AND AT LEAST AT THIS TIME IF WE COULD -- IF WE COULD TENTATIVELY SAY WE WOULD LIKE TO BRING BACK TO COUNCIL AND -- AND I DON'T KNOW -- ARE WE NOT MEETING NEXT WEEK?

TWO WEEKS OUT.

OKAY, SAY TWO WEEKS OUT WE WILL BRING BACK AN ITEM TO COUNCIL, A RESOLUTION ASKING THE CITY MANAGER TO -- TO SECURE A CONSULTANT TO HELP US COMPLETE THE PLAN AND FOR THE COUNCIL TO -- TO HAVING REVIVED HOPEFULLY AND HAD THEIR INPUT ON SOME BROAD OVERREACHING GOALS THAT WE ARE GOING TO SET, WE WILL HOPEFULLY DO THAT AT THIS TIME. I WOULD ALSO -- I HAVE LOOKED AT THE SCOPE OF WORK, I THINK PROBABLY AS I VISITED WITH SOME OF YOU, PROBABLY NEED TO GET WITH SOME OF YOU AND SCALE IT DOWN A LITTLE BIT SO THAT WE FIT WITHIN THE MONEY THAT WE HAVE SECURED BUT WE CAN -- WE CAN DO THAT OVER THOSE NEXT FEW WEEKS. NOW, I WOULD LIKE TO ASK THE CITY MANAGER AS WE MOVE FORWARD IF WE CAN'T HAVE -- HAVE A SMALL LITTLE WORKING GROUP OF A COUPLE OF THE MEMBERS FROM THE TASK FORCE AS WELL AS THE STAFF TO WORK WITH THE CONSULTANT AS WE GO FORWARD WITH OUR DRAFT PLAN FOR THE CITY COUNCIL. OKAY? THANK YOU.

THANKS VERY MUCH.

Mayor Wynn: TECHNICALLY, COUNCILMEMBER, WE MEET NEXT WEEK, NOVEMBER 3rd. WE DON'T MEET IN TWO WEEKS THE 10th, WE MEET AGAIN NOVEMBER 17th.

WE WILL BRING IT BACK THE THIRD WEEK.

17th?

Dunkerly: THE 17th.

Mayor Wynn: THANK YOU. FURTHER COMMENTS, QUESTIONS? COUNCILMEMBER LEFFINGWELL? LEFFINGWELL I'M LOOKING AT YOUR PROPOSED GUIDING PRINCIPLES, WHICH LOOKS VERY GOOD. I WONDER IF WE NEED TO -- YOU DO HAVE ON ITEM NO. 3 USE ENVIRONMENTALLY FRIENDLY BEST MANAGEMENT PRACTICES IN THE SYSTEM. BUT -- BUT I COULD EITHER SUGGEST IT OR WE COULD INCLUDE IN THE WRITING I THINK THOSE DEFINITELY -- THOSE ENVIRONMENTALLY BEST PRACTICES SHOULD SPECIFICALLY INCLUDE LANDFILL LOCATION, DESIGN AND MAINTENANCE.

Dunkerly: OH, I THINK SO, TOO.

I THINK YOU PROBABLY MEANT THAT.

BEST PRACTICES IN ALL PHASES, NOT JUST LANDFILL, SITING, LANDFILL OPERATIONS, BUT ACTUALLY THE PICKUP AND DELIVERY AND RECYCLING AND EVERYTHING. SO YOU -- I WOULD LEAVE THAT UP TO YOU TO WORD THAT.

Leffingwell: THAT WILL INCLUDE BOTH ENDS OF THE PROCESS. NUMBER 4 REDUCING THE WASTE STREAM, I ASSUME THAT YOU ARE JUST GIVING COMPLETE LATITUDE TO THE TASK FORCE TO -- TO DECIDE HOW BEST TO PURSUE THAT GOAL, INCREASED USE OF RECYCLING COMPOSTING, DISCOURAGING MANUFACTURERS FROM EXCESSIVE PACKAGING, ET CETERA.

Dunkerly: THAT'S ALL INCLUDE UNDERSTAND THAT BIG NUMBER 4.

Leffingwell: I'M HAPPY WITH THAT.

Dunkerly: IF YOU WANT TO FLESH THAT OUT A LITTLE BIT. THAT WILL BE GREAT. BECAUSE THESE ARE JUST DISCUSSION POINTS.

Leffingwell: ACTUALLY I'M REAL HAPPY WITH THE BROAD MANDATE RATHER THAN GETTING TOO SPECIFIC, BUT I DID JUST WANT TO INCLUDE THE SPECIFIC REFERENCE TO LANDFILL BECAUSE I THINK THAT'S -- THAT'S OFTEN FORGOTTEN BOTH IN -- WHEN YOU CONSIDER ENVIRONMENTAL PRACTICES AND ALSO WHEN YOU ARE TALKING ABOUT COMPETITION AND DELIVERY OF SERVICES, WHICH AGAIN INCLUDES BOTH ENDS OF THE PROCESS. SO I'LL JUST OFFER THAT INFORMALLY AS A SUGGESTION FOR THE TASK FORCE.

ALL RIGHT.

Mayor Wynn: THANK YOU, COUNCILMEMBER. FURTHER COMMENTS, QUESTIONS? AGAIN, THANK YOU ALL VERY MUCH FOR REPORT AND THE WORK AS WE -- WE PUT OUR ARMS AROUND A VERY IMPORTANT LONG-TERM ISSUE FOR US. SO -- COUNCIL THAT LEAVES US WITH ONE DISCUSSION ITEM PRIOR TO -- PRIOR TO OUR IV ZONING CASES -- TO OUR 4:00 ZONING CASES, ITEM NO. 7 WHICH ACTUALLY I HAD PULLED OFF THE CONSENT AGENDA AND WOULD LIKE A BRIEF PRESENTATION FROM ASSISTANT CITY MANAGER LAURA HUFFMAN.

THANK YOU, MAYOR AND COUNCILMEMBERS. I THOUGHT WHAT I WOULD DO IS JUST CLARIFY WHAT IS HAPPENING IN AGENDA ITEM NO. 7. THAT ITEM IS DIRECTING THE CITY COUNCIL, DIRECTING THE CITY MANAGER TO INITIATE A CODE CHANGE TO CORRECT AND CLARIFY HOW WE IMPROVE WATERSHED IMPERVIOUS COVER LIMITS IN THE DEVELOPMENT PROCESS. THE BACKGROUND FOR THAT ISSUE IS THIS, SINCE THE INCEPTION OF WATER QUALITY ORDINANCES, THE CITY HAS NOT APPLIED WATERSHED IMPERVIOUS COVER LIMITS TO BUILDING PERMITS WHICH INCLUDES SINGLE FAMILY AND DUPLEX LOTS. WE APPLY THOSE LIMITS AT THE SUBDIVISION POINT IN THE PROCESS OF DEVELOPMENT. SOMETIME IN THE '80S, DURING A

CODIFICATION, WE REMOVED THE LANGUAGE THAT SPECIFICALLY EXEMPTED BUILDING PERMITS FROM THOSE APPLICATIONS. SO THE ITEM BEFORE YOU TODAY IS ASKING US TO GO BACK, DO A CODE AMENDMENT THAT CLARIFIES THAT AS PART OF THE DEVELOPMENT PROCESS, WATER QUALITY IMPERVIOUS COVER LIMITS WILL NOT APPLY TO BUILDING PERMITS, THAT WOULD THEN SYNC UP WITH OUR LONG STANDING PRACTICE OF NOT APPLYING IMPERVIOUS COVER LIMITS AT THE BUILDING PERMIT LEVEL IN THE DEVELOPMENT PROCESS.

THANK YOU, MS. HUFFMAN, QUESTIONS, COMMENTS COUNCIL? THEN AGAIN SO -- SO THE NET OF THIS IS THERE'S NO CHANGE OF PRACTICE.

THAT'S CORRECT, MAYOR.

IN THE DEPARTMENT.

PROCEDURALLY, WE WILL NOT CHANGE ANYTHING. WHAT THIS IS GOING TO DO IS TO SYNC UP THE CITY CODE WITH THE PROCEDURES THAT HAVE BEEN IN PLACE SINCE THE '80S. WHAT THIS WILL NOT CHANGE IS THE FACT THAT WATERSHED IMPERVIOUS COVER LIMITS DO APPLY TO SUBDIVISIONS AND ZONING IMPERVIOUS COVER LIMITS DO APPLY AT THE BUILDING PERMIT STAGE OF DEVELOPMENT. SO THOSE THINGS WILL NOT CHANGE AND PROCEDURALLY NOTHING WILL CHANGE, THIS SIMPLY SYNC'S UP THE CODE TO THE PRACTICE.

I WILL SAY JUST AS AN ASIDE, WE RECOGNIZE PART OF WHAT SURROUNDS THIS ISSUE IS A PROBLEM THAT'S HAPPENING NOW IN THE URBAN CORE WITH SOME RECENT REDEVELOPMENT AND COMPATIBILITY ISSUES. AND WE ARE EXPLORING PARALLEL WITH THIS DIRECTION FROM YOU OTHER WAYS TO TRY TO RESOLVE THOSE ISSUES. AND ARE LOOKING FOR TOOLS WHERE WE CAN DO THAT.

Mayor Wynn: AGREED, THANK YOU. QUESTIONS, COMMENTS?

Thomas: JUST ONE COMMENT. I'M SURE CITY MANAGER THAT YOU HAVE RECEIVED A LETTER FROM THE BUILDERS, SO HAVE YOU ADDRESSED THE CONCERNS THAT THEY HAVE?

BECAUSE I THINK EVERYBODY ON THE COUNCIL RECEIVED THEM.

Futrell: WE ARE DOING THAT NOW. IT'S JUST THEY MISUNDERSTAND THE ITEM ACTUALLY. BUT THERE ARE PEOPLE WHO ARE GOING TO BE ON BOTH SIDES OF THIS ISSUE AND WE ARE GOING TO SPEND TIME DURING THIS PROCESS EXPLAINING THAT ACTUALLY THE PROCESS IS NOT CHANGING. THIS IS GOING TO CLARIFY AN ISSUE IN THE CODE, FOLKS ON THE OTHER SIDE OF THE ISSUE WE THINK WE HAVE A HANDLE ON THE UNDERLYING CONCERN ISSUE AND THERE MAY BE OTHER WAYS TO TRY TO ADDRESS THAT. WE ARE GOING TO TRY TO WORK THROUGH THAT ISSUE THAT WAY.

MAYOR PRO TEM, WE DID SEND BACK AN E-MAIL TO THE HOME BUILDERS ASSOCIATION CLARIFYING THE INTENT OF THIS AGENDA ITEM.

Thomas: THANK YOU.

Mayor Wynn: THANK YOU, MS. HUFFMAN, QUESTIONS, COMMENTS? IF NOT, I'LL ENTERTAIN A MOTION ON ITEM NO. 7. MOTION MADE BY COUNCILMEMBER ALVAREZ THAT I'LL SECOND. TO -- TO APPROVE RESOLUTION ITEM NO. 7. 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. SO, COUNCIL, I BELIEVE THAT'S ALL OF OUR DISCUSSION ITEMS PRIOR TO OUR 4:00 TIME CERTAIN ZONING HEARINGS AND APPROVAL OF ORDINANCES AND RESTRICTIVE COVENANTS. SO WITHOUT -- WE HAVE FINISHED WITH OUR CLOSED SESSION DISCUSSIONS FOR THE DAY. SO WITHOUT OBJECTION, WE WILL NOW RECESS THIS MEETING OF THE AUSTIN CITY COUNCIL AND LIKELY RECONVENE RIGHT AT 4:00 P.M. THANK YOU.

Mayor Wynn: THERE BEING A QUORUM PRESENT, THIS TIME I'LL CALL BACK TO ORDER THIS MEETING OF THE AUSTIN

CITY COUNCIL. WE'LL NOW GO TO OUR 4 O'CLOCK ZONING HEARINGS AND APPROVAL OF ORDINANCES AND RESTRICTIVE COVENANTS AND WELL COME ALICE GLASGO.

I'M ALICE GLASGO, DIRECTOR OF NEIGHBORHOOD PLANNING AND ZONING DEPARTMENT AND OUR ZONING CASES FOR TODAY ARE AS FOLLOWS, THESE ARE ITEMS THAT ARE HERE BEFORE YOU FOR THE FIRST TIME SO THEY'RE ALL PUBLIC HEARING ITEMS TODAY, WE DO NOT HAVE SECOND AND THIRD READINGS ITEMS TODAY. Z 1 C14-05- 0143, KOWALICK COR, THIS CASE IS LOCATED AT 13,290 A POND SPRINGS ROAD, THE EXISTING ZONING IS INTERIM RURAL RESIDENCE AND THE APPLICANT IS SEEKING GR FOR TRACT 1 WHICH STANDS FOR COMMUNITY COMMERCIAL AND CSS 1 WHICH STANDS FOR COMMERCIAL LIQUOR SALES. THE CASE IS READY FOR ALL THREE READINGS. ITEM NUMBER Z 2, C14-05- , 0144. LONGHORN INTERNATIONAL, LOCATED AT 16,235, 16 THROWKS 301, 163 # 1, AND 16,330 NORTH INTERSTATE HIGHWAY 35 SERVICE ROAD, NORTHBOUND, AND THE REQUEST IS FROM GR WHICH STANDS FOR COMMUNITY COMMERCIAL CITIZENING TO CS, WE SENT FOR GENERAL COMMERCIAL SERVICES. THE APPLICATION RECOMMENDS THE APPLICANT'S REQUEST WITH ADDITIONAL EVERLAY N. THIS CASE IS READY FOR FIRST READING ONLY. ITEM NUMBER Z 3, C-14-0003.13, THIS PROPERTY IS LOCATED AT 1375 U.S. HIGHWAY 290 EAST WHICH INTERSECTS WITH A PROPOSED STATE HIGHWAY 130. THE APPLICANT IS SEEKING TO AMEND THE PLANNED UNIT DEVELOPMENT TO ADJUST SOME LAND USES AND ZONING AND THE ZONING AND PLATTING COMMISSION RECOMMENDS THIS REQUEST TO YOU AND THIS CASE IS READY FOR FIRST READING AS RECOMMENDED BY THE ZONING AND PLATTING COMMISSION. MAYOR, THAT CONCLUDES THE CONSENT ITEMS, ITEMS NUMBER Z 4 AND 5A (R) DISCUSSION ITEMS, CITIZENS ARE HERE SIGNED UP TO SPEAK AGAINST THEM.

Mayor Wynn: COUNCIL, THE PROAMD CONSENT AGENDA FOR THESE PUBLIC HEARING ZONING CASES WILL BE TO CLOSE THE PUBLIC HEARING AND APPROVE ON ALL THREE READINGS CASE Z 1, AND TO APPROVE ON FIRST READING ONLY CASES Z 2 AND Z 3. I'LL ENTERTAIN A MOTION. COUNCILMEMBER LEFFINGWELL?

Leffingwell: ON CZ 3, READING THE BACKUP INFORMATION, IF ENVIRONMENTAL BOARD REQUESTED TWO CONDITIONS, I WOULD I WOULD LIKE TO NOTE IF THOSE ARE INCLUDED.

THE APPLICANT AGREES WITH THOSE CONDITIONS, THIS IS FIRST READING AND WILL COME BACK WITH AN ORDINANCE AND INCLUDE THOSE -- THE RECOMMENDATIONS OF THE ENVIRONMENTAL BOARD AND ZONING AND PLATTING COMMISSION, COME BACK WITH AN ORDINANCE. FIRST READING TODAY.

Leffingwell: OKAY.

GIVEN APPROVAL WE WILL COME BACK FROM THE APPROPRIATE INSTRUMENTS THAT REFLECT ALL OF THESE CONDITIONS.

Leffingwell: THANK YOU.

THANK YOU.

Mayor Wynn: COUNCILMEMBER KIM?

Kim: MS. GLASGO, I HAVE A QUESTION ABOUT Z 2, LONGHORN INTERNATIONAL, ABOUT THE CONDITIONAL OVERLAY ABOUT USAGE, AND THE APPLICANT, THEY -- WHAT DID THEY AGREE TO PROHIBIT AS FAR AS USES.

GIVE ME A MINUTE AND I WILL LET YOU KNOW -- >>

Kim: MY UNDERSTANDING IS THEY AGREED TO A BAN ON PAWN SHOPINGS AND ADULT-ORIENTED BUSINESSES BUT NOT ON AUTOMOTIVE USES, IS THAT CORRECT?

CORRECT. I HAVE HERE WHAT THE ZONING AND PLATTING COMMISSION PROHIBIT ADULT-ORIENTED BUSINESSES AN PAWN SHOP SERVICES USES. THOSE ARE THE USES THAT ARE PROHIBITED. DID YOU HAVE AN INTEREST IN PROHIBITING OTHER USES? >>> Kim: I'M INTERESTED IN BANNING AUTOMOTIVE USES BECAUSE IT'S ON IH-35 AND I THINK THERE'S BETTER USES THAN OPENING UP TO CAR LOTS AND GARAGES AND MAYBE THE APPLICANT CAN TALK

ABOUT THAT.

OKAY, DID YOU WANT TO PROHIBIT, WE HAVE AUTOMOTIVE SALE, AUTOMOTIVE WASHERS, DO YOU JUST WANT AUTOMOTIVE SALES, AUTOMOTIVE RENTAL, AUTOMOTIVE WASHING OR JUST THE SALES.

Kim: CAR LOTS, BASICALLY, AUTOMOTIVE SALES.

THE AGENCY IS HERE, SHE'S NODDING, SHE CAN PROBABLY BRIEFLY SPEAK TO THAT.

Kim: OKAY.

MAYOR AND COUNCIL AMELIA LOPEZ-PHELPS, AGENTS FOR THE LONGHORN. WOULD YOU LIKE ME TO GIVE YOU A QUICK RESPONSE ON THE AUTOMOTIVE USES?

Kim: YES.

QUICK RESPONSE IS THAT THIS FAMILY HAS BEEN IN BUSINESS SINCE THE '70s IN EAST AUSTIN, THIS IS A SECONDARY LOCATION BECAUSE THEY'VE OUTGROWN THE OTHER SITE, THEY PRIMARILY FOCUS THE HEAVY EQUIPMENT SALES THE PRE-MAYOR REASON WE'RE TRIGGERING THE GR TO CS, THE GR ALLOWS AUTOMOTIVE RELATED BUSINESSES. THE AUTOMOTIVE RELATED BUSINESSES WOULD EVENTUALLY OR COULD EVENTUALLY BE RELATED TO THE PRIMARY USE BUT NOT ACCESSORY USE WHICH IS WHY WE CAN'T AGREE TO PROHIBITING IT OTHERWISE OUR JOANING IS JUST BASICALLY USELESS AND THE EQUIPMENT THEY'RE SELLING ARE THE LARGER TRUCKS AND THE CABS LIKE THE 18-WHEELERS, OR THE TRUCKS LIKE THE ONE TON TRUCKS AND ABOVE LIKE FOR THE ICE CREAM TRUCKS AND THINGS LIKE THAT FOR DELIVERY, NOT TO TRAILERS BUT TO TRUCKS, AND THIS FAMILY HAS BEEN IN BUSINESS FOR CLOSE TO 30 YEARS AND THEY'VE BEEN A VERY GOOD SUPPORTER OF THE COMMUNITY AND PARTICIPANT IN EAST AUSTIN, SO FAMILY RUN BUSINESS THEY TAKE A LOT OF PRIDE IN THEIR BUSINESS, SECOND GENERATION, THEY'RE ABOUT TO HAVE A THIRD GENERATION GET INTO BUSINESS, SO PROHIBIT THE AUTOMOTIVE RELATED USES JUST PRETTY MUCH TIES OUR

HANDS AND WOULD PRETTY MUCH KILL THE DEAL.

Kim: TELL ME AGAIN WHAT THEY'RE USING IT FOR RIGHT NOW, THE LAND.

THE LAND IS VACANT.

Kim: EXCUSE ME.

THE LAND IS VACANT.

WHAT IS THEIR BUSINESS, AN EXIFERTING BUSINESS THEY HAVE WHERE THEY ARE SELLING HEAVY EQUIPMENT.

THEY HAVE AN EXISTING BUSINESS IN EAST 7th STREET AND IT'S INTERNATIONAL -- LONGHORNS INTERNATIONAL, AND THEY SELL LARGER TRUCKS, THE CABS, AND THE LARGER TRUCKS THAT CARRY, MAKE DELIVERIES, EXAMPLE BEING ICE CREAM TRUCKS, BEER TRUCKS, FURNITURE TRUCK, LEWIS SHANKS BEING ONE TO HAVE THEIR BIG CLIENTS AND THE LARGE CABS USED BY THE 18-WHEELER, SO THAT IS THE TYPE OF EQUIPMENT THEY SELL RIGHT NOW. IF YOU CONSIDER COMPANIES LIKE LOUIS SHANKS, THEY HAVE A VARIETY OF DIFFERENT VEHICLES THEY USE FOR THEIR VEHICLES INCLUDING PICKUPS OR OTHER VEHICLES, SO EVENTUALLY THE CLIENT MAY NEED TO ADD A SECONDARY BUSINESS TO CONTINUE SERVICING THEIR CLIENTS, WHICH WOULD FALL UNDER THE GR THAT WE HAVE RIGHT NOW, AND SO THAT WAS -- THAT'S ONE OF THE CONDITIONS THAT WE HAVE TO INCLUDE IN THE USE OF THE LAND IS THE CS FOR THE LARGER EQUIPMENT TRUCKS, THE GR USES THEY'RE ALLOWED RIGHT NOW, WHICH IS AUTOMOTIVE RELATED. UNFORTUNATELY THE CODE THAT DOES NOT DISTINGUISH WHETHER IT'S CARS OR PICKUPS OR SERVICE OR WHATEVER. WE DID OFFER THE PLANNING COMMISSION TO PROHIBIT SALVAGE YARDS BECAUSE I KNOW THAT'S BEEN A REAL BIG CONCERN LIKE ALONG IH-35 AND MOPAC, AND IT WAS NO ONE ACCEPTED THAT, BUT WE'LL BE HAPPY TO PUT THAT IN AN ADDITIONAL CONDITION. THAT WAY YOU WON'T HAVE LIKE A WRECKING YARD THERE FOR INSTANCE.

Kim: WHERE ARE THEY GOING TO LOCATE, ARE THEY GOING TO PUT IN IT THE THE FRONT OF IH-35 OR PUT IT IN THE

REAR OF THE TRACT, HAVE THEY SAID?

WELL, WHEN THEY'RE SELLING THEIR EQUIPMENT, IT'S JUST LIKE ANY OTHER VEHICLE SALE, YOU WANT TO BE ABLE TO SHOW THE PRODUCT TO YOUR CLIENT, WHICH IS WHY THE PRICING OF THAT PROPERTY IS SO PREMIUM, ALONG IH-35, IT'S A LONG -- IT'S A WIDE LOT, NOT A VERY DEEP LOT, BUT IT'S VERY WIDE, THE FRONTAGE IS WHAT THE PRICE IS BASED ON, THEY WOULD USE THAT TO DISPLAY THE NEW VEHICLES BUT THEY WOULD BE CONFINED WITH THE LANDSCAPE ORDINANCE AND WOULD BE SITTING THEIR VEHICLES BACK FROM THE PROPERTY LINE ALONG WITH LANDSCAPING.

Kim: OKAY.

BUT IF YOU'RE CONCERNED ABOUT SERVICE OR OLD TRUCKS OR, YOU KNOW, ABANDONED VEHICLES BEING PARKED IN THE FRONT, I CAN TELL YOU RIGHT NOW, AS MUCH AS THAT PROPERTY COST, THERE'S NO WAY THEY'RE GOING TO USE IT FOR SOMETHING LIKE THAT, IF YOU WANT TO PUT SOME KIND OF QUALIFIER BUT NOT STORING ABANDONED VEHICLES IN THE FRONT OR SOMETHING TO THAT EFFECT, BUT IF YOU PROHIBIT AUTOMOTIVE RELATED USES THEN THE PROPERTY IS JUST NOT GOOD TO OUR CLIENT.

Kim: OKAY.

IT'S NOT A CLIENT COMING IN OUT FR OUT OF TOWN. THIS COMPANY HAS BEEN HERE FOR 30 YEARS. THEY MADE A REALLY LARGE CONTRIBUTION TO AUSTIN.

Kim: OKAY. I WOULD LIKE A LITTLE BIT OF TIME TO MAYBE LEARN MORE AND WORK SOMETHING OUT SO THAT WE AREN'T HAVING THE VEHICLE STORAGE AND YOU'RE TALKING ABOUT LIKE ANY KIND OF -- AND WE ADDRESS THINGS LIKE THE SIGNS AND WHERE WE'RE GOING TO, YOU KNOW, PUT THAT ON -- RIGHT ON IH-35, AND SO I WOULD LIKE TO ASK FOR A POSTPONEMENT SO I CAN WORK WITH THE AGENT AND WITH MY STAFF SO THAT MAYBE WE'LL BRING IT UP AT THE NEXT COUNCIL MEETING, IF THAT IS

OKAY.

WILL Y'ALL BE VOTING ON FIRST READING TODAY AT LEAST?

Kim: I'M OKAY WITH FIRST READING THEN WE CAN WORK THINGS OUT AND TALK. THANK YOU.

SO COUNCILMEMBER, I'LL CONSIDER THAT A MOTION, THEN, TO APPROVE THE CONSENT AGENDA AS OUTLINED WHICH IS TO CLOSE THE PUBLIC HEARING ON ALL THREE OF THESE CASE, TO APPROVE ON THREE READINGS CASE Z 1, TO APPROVE ON FIRST READING ONLY CASES Z 2 AND Z 3. SECOND MY COUNCILMEMBER LEFFINGWELL. FURTHER COMMENTS? HEARING NONE, ALL OF THOSE IN FAVOR PLEASE SAY AYE. AYE. OPPOSED? MOTION PASSES ON A VOTE OF 7-0 -- I'M SORRY, 6-0, COUNCILMEMBER ALVAREZ TEMPORARILY OFF THE DAIS.

MAYOR, THAT TAKES US TO ITEM NUMBER Z 4, THIS IS CASE NUMBER C14-05- 0074 H 20 QUAR WASH, THE PROPERTY IS LOCATED AT 1327 WEST SLAUGHTER LANE, THE APPLICANT IS REQUESTING A POSTPONEMENT TO DECEMBER 15th. THIS IS THE APPLICANT'S THIRD REQUEST. HOWEVER, THE NEIGHBORHOOD IS OPPOSED TO THE REQUEST. THEY WOULD LIKE TO BE HEARD TONIGHT BECAUSE OF THEY FEEL THE NUMBER OF POSTPONEMENTS HAVE KEPT THEM FROM PURSUING OTHER MATTERS AND THEREFORE THEY WOULD PREFER TO BE HEARD TO WANT, MAYOR.

OKAY. SO COUNCIL? COUNCILMEMBER LEFFINGWELL.

Leffingwell: YOU HAVE IN FRONT OF YOU THERE, MS. GLASGO, HOW MANY POSTPONEMENTS THERE HAVE BEEN AND HOW LONG IT HAS BEEN SINCE THIS ITEM FIRST CAME BEFORE COUNCIL?

THE POSTPONEMENT -- THIS IS THE APPLICANT'S THIRD REQUEST, AND THE REQUEST CAME ON July 28th, THE APPLICANT REQUESTED POSTPONEMENT TO AUGUST 25th, AND THEN August 25th ANOTHER POSTPONEMENT WAS REQUESTED TO TODAY, I MEAN TO OCTOBER THE 27th, WHICH IS TODAY, SO THOSE ARE THE TWO POSTPONEMENTS AND THIS WOULD MAKE A THIRD ONE IF

YOU GRANT IT.

Leffingwell: MAYOR, I MOVE TO DENY THE REQUEST FOR POSTPONEMENT.

Mayor Wynn: I DON'T KNOW THAT IT REQUIRE AS MOTION, BUT I THINK JUST BY HAVING ONE OF US STATE THAT OPINION, I'M COMFORTABLE MOVING FORWARD WITH THE CASE, WITHOUT OBJECTION. THANK YOU.

I'LL PROCEED WITH THE PRESENTATION ON THIS ITEM. THIS CASE HAS BEEN BEFORE THE ZONING AND PLATTING COMMISSION, THIS PARTICULAR PROPERTY WAS ONE OF EIGHT PROPERTIES THAT WERE CONSIDERED FOR REZONING IN -- I BELIEVE IN 19 -- IN 2003, AND THE STAFF RECOMMENDATION AT THE TIME WAS TO -- TO KEEP OFF THE ZONING. COUNCIL CONSIDERED THE REQUEST AND RECOMMENDED AND APPROVED LO ZONING WITH A CONDITION OF OVERLAY. THE NEIGHBORHOOD AND STAFF FEEL THAT OFFICE ZONING IS APPROPRIATE. THE PROPERTY IS LOCATED ON WEST SLAUGHTER LANE. THERE'S A SHOPPING CENTER TO THE NORTH AND TO THE WEST OF THE SUBJECT TRACT THERE ARE A VARIETY OF BUSINESS, THERE'S A BEAUTY SHOP, THERE'S SOME OFFICES AND THEN THE MAJOR STREET THAT INTERSECTS WITH SLAUGHTER LANE TO THE WEST IS BRODY LANE. AS YOU CAN TELL, THIS USED TO BE A SINGLE FAMILY SUB DIVISION, BUT OVER TIME IT HAS EVOLVED TO OTHER COMMERCIAL OFFICE USE, BUT STAFF RECOMMENDATION HERE IS TO DENY THE REQUEST AND KEEP IT AS IT IS. THE OWNER IS PROPOSING TO HAVE A CAR WASH HERE UNDER THIS PROPOSED ZONING, AND WHILE STAFF IS NOT RECOMMENDING THE ZONING CHANGE, THE ZONING AND PLATTING COMMISSION IS RECOMMENDING THE APPLICANT'S REQUEST WITH A FEW CONDITIONS AND THOSE CONDITIONS THAT THE COMMISSION HAS OUTLINED ARE THAT THEY BE A RESTRICTIVE COVENANT THAT WAS OFFERED BY THE APPLICANT AND AN ADDITIONAL RESTRICTIVE COVENANT ITEM THAT INCLUDE A ROLL BACK TO THE EXISTING ZONING SHOULD THE USE BE AND ALSO REQUIRING THAT THE HOURS OF OPERATION BE BETWEEN 8 A.M. AND 6 P.M. THOSE WERE THE DNS COMMISSION ADDED TO THIS CASE. I WILL PAUSE HERE AND LET YOU HEAR FROM

THE APPLICANT, FROM THE NEIGHBORHOOD, THEN I CAN RESPOND TO QUESTIONS AFTER THEY HAVE SPOKEN. THANK YOU. AND THERE IS ALSO A VALID PETITION AT 25% WHICH REQUIRE 6 VOTES OF COUNCIL TO APPROVE IT OVER THE OBJECTION OF THE PETITIONERS.

Mayor Wynn: THANK YOU, MS. GLASGO. SO AT THIS TIME WE HEAR FROM THE APPLICANT OR OWNER OR AGENT AND WE HAVE A 5-MINUTE TIME ALLOCATION FOR THE PRESENTATION AND THEN WE HEAR FROM FOLKS SUPPORTING THE CASE, HEAR FROM FOLKS IN OPPOSITION TO THE CASE, AND THEN THE APPLICANT HAS A ONE TIME THREE-MINUTE REBUTTAL, WELCOME, SIR.

MAYOR, COUNCILMEMBERS, THANK YOU. JUST TO CLARIFY THE POSTPONEMENT, THAT IS DENIED, CORRECT? ON THE POSTPONEMENT, THAT'S DENIED, YOU SAID.

Mayor Wynn: THE POSTPONEMENT HAS BEEN DENIED.

OKAY. WELL, I'M NOT EXACTLY SURE WHERE TO START ON THIS. THE REASON I ASKED FOR THE POSTPONEMENT, SARAH CROCKER WAS MY REPRESENTATION ON THIS CASE AND DUE TO PERSONAL REASONS, WHATNOT, SHE HAD TO WITHDRAWAL, SO I DON'T HAVE COUNCIL HERE TO REPRESENT MYSELF. I GUESS TO START WAS ASKING FOR THE ZONING CHANGE OF GR, THAT'S THE ONLY USE THAT PERMITS AUTOMOTIVE WASHING. I'VE BEEN IN BUSINESS ON SOUTH LAMAR AND BARTON SPRINGS FOR ABOUT 27 MONTHS NOW. I'VE ASKED TO DISREGARD ALL THE OTHER GR USES EXCEPT FOR AUTOMOTIVE WASHING ON THE PROPERTY. I'VE AGREED TO THAT. I'VE DONE EVERYTHING AND ANYTHING I CAN TO WORK WITH THE NEIGHBORS AND ALSO MY CIVIL ENGINEER AND LAND PLANNER, MY CAR WASH IS A 100% HAND CAR WASH. I HAVE NO MACHINERY ON THE PROPERTY WHATSOEVER. EXCEPT FOR VACUUMS. IT WAS A CONCERN OF THE NEIGHBORS FOR NOISE. THE ONLY NOISE WOULD BE THE VACUUMS, SO I REPOSITIONED THOSE IN THE FRONT OF THE PROPERTY BY SLAUGHTER SO THAT IT WOULDN'T BOTHER THE NEIGHBORS. I'VE AGREED TO PUT A RETAINING WALL IN THE BACK AND/OR WHATEVER LANDSCAPING WOULD BE NECESSARY ON MY SIDE AND AS WELL AS THE NEIGHBOR'S SIDE OF THE FENCE, IF IT WOULD

MAKE THEM HAPPY. I'VE AGREED TO HAVE NO POLE LIGHTING ON THE PROPERTY. I HAVE AGREED TO NO DUMPSTERS, SO THERE'S NO LATE NIGHT PICKUP, I'LL USE THE SAME TRASH CONTAINERS THEY USE IN THE NEIGHBORHOOD THAT ARE PICKED UP DURING NORMAL BUSINESS HOURS. NO AMPLIFIED MUSIC. ANYTHING I CAN TO TRY TO MAKE THIS, YOU KNOW, PRESENTABLE TO THE NEIGHBORHOOD. I WISH I WAS MORE PREPARED FOR THIS BUT I WAS -- MY COUNSEL RESIGNED SO I'M HERE MYSELF AND I GUESS THAT'S REALLY ALL I HAVE TO SAY. THANK YOU.

Mayor Wynn: THANK YOU. AND DO, YOU KNOW, HANG AROUND, YOU MIGHT ALSO -- YOU MIGHT RECEIVE SOME QUESTIONS FROM COUNCIL, BUT YOU MIGHT HAVE A CHANCE TO REBUT ANYTHING YOU MIGHT HEAR. I'M SORRY, YOU'RE MR. ...

FLORENCE.

Mayor Wynn: OKAY, THANK YOU. THANK YOU, SIR. QUESTIONS FOR MR. FLORENCE, COUNCIL?

ONE QUESTION.

Mayor Wynn: MAYOR PRO TEM.

I'LL TELL YOU WHAT, I'LL LET THE NEIGHBORS SPEAK AND THEN ASK YOU QUESTIONS.

Mayor Wynn: THANK YOU, SIR. NOW, WE HEAR FROM FOLKS, THAT WAS HOWARD FLORENCE IN FAVOR, NOW HEAR FROM FOLKS IN OPPOSITION. OUR FIRST SPEAKER IS SUZANNE VALETTI, SORRY FOR MISPRONOUNCING THAT, SUZANNE. YOU'LL BE FOLLOWED BY JOHN REAM. WELCOME, YOU WILL HAVE THREE MINUTES.

MAYOR WYNNER, COUNCILMEMBERS, MY NAME IS SUZANNE VALETTI AND I LIVE IN THE HOUSE DIRECTLY BEHIND THE PROPERTY THAT IS BEING PROPOSED FOR REZONING. WHAT I'M HANDING OUT FOR YOU TO LOOK AT RIGHT NOW IS PICTURES OF OUR PROPERTY, AS WELL AS PICTURES OF OUR HOME AND OUR BACK YARD, I WOULD LIKE FOR YOU TO HAVE AN IDEA OF HOW CLOSE OUR PROPERTIES ARE. EVEN

WITH THE APPLICANT'S INTENT TO SETBACK HIS BUSINESS AN ADDITIONAL 60 FEET, THAT IS STILL JUST 85 FEET OFF OF THE BACK OF MY BACK DOOR. THE FIRST PROPERTY THAT YOU LOOK -- THAT YOU'RE LOOKING AT IS SHADED IN GREEN, AND THAT'S MY PROPERTY. THE PINK IS THE INTENDED CAR WASH PROPERTY. I WANT YOU JUST TO LOOK AT THAT JUST SO YOU COULD SEE THE CLOSE PROXIMITY. THE FIRST PICTURE TAKEN WAS TAKEN FROM THE STREET IN FRONT OF OUR HOME AND IT GIVES YOU AN INDICATION HOW FAR THE FENCE LINE AT THE BACK OF OUR PROPERTY IS FROM THE STREET. THE WHOLE PROPERTY SITS ABOUT 350 FEET T REASON OUR HOME WAS SITUATED SO FAR BACK WAS TO TAKE ADVANTAGE OF THE SHADE FROM THE OAK TREES THUS LOWERING OUR UTILITY BILLS. THE SECOND PICTURE IS OF OUR HOME, AND THAT PICTURE WAS TAKENEN AT THE SIDEWALK FROM OUR CIRCULAR DRIVEWAY, THE THIRD PICTURE WAS TAKEN FROM THE EDGE OF THE PATIO TO THE BACK FENCE LINE AND THE THIRD PICTURE WAS TAKEN FROM THE FENCE LINE LOOKING BACK TOWARD THE HOUSE, THIS SHOWIOUS THAT THE DISTANCE BETWEEN THE HOUSE AND THE FENCE IS JUST 25 FEET. IN 1976 MY HUSBAND AND I PURCHASED THE LOT AT 3400 GRAY BUCK ROAD AND WE BUILT OUR FAMILY HOME W THE HELP OF OUR TWO CHILDREN, WE CLEARED THE PROPERTY OURSELF, LAID THE FOUNDATION FOR THE SLAB, CONSTRUCTED THE WALLS, SHINGLED THE ROOF, PAINTED THE HOUSE, IN FACT WE DID EVERYTHING EXCEPT THE PLUMBING AND THE ELECTRICAL. OBVIOUSLY, BECAUSE IT WAS BUILT BY OUR OWN HANDS, WE HAVE A STRONG EMOTIONAL CONNECTION TO OUR HOME, AND WE DO NOT WISH TO MOVE. FOR 20 OF THE 29 YEARS WE'VE LIVED IN OUR HOME, WE'VE HAD TO CONTENTEND WITH DEVELOPERS WISHING TO TURN THE PROPERTIES ALONG THE 3300 BLOCK OF SLAUGHTER LANE INTO SOMETHING OTHER THAN WHAT IS APPROPRIATE FOR ZONING NEXT TO A NEIGHBORHOOD. SINCE 1985, WE'VE OPPOSED DEVELOPERS WANTING TO REZONE THIS AREA FOR A NIGHT CLUB, A RESTAURANT, STORAGE UNITS, AMONG OTHER INAPPROPRIATE USES OF THESE PROPERTIES, AS REKRE LENT -- RECENTLY AS TWO YEARS AGO OUR NEIGHBORS FOUGHT HARD TO HAVE ALL 8 LOTS ON SLAUGHTER LANE ZONED LO. AS HOMEOWNERS WE BELIEVE THEN AS WE DO NOW, THAT THE LO ZONING IS THE

MOST INTENSIVE ZONING ANY OF THESE PROPERTIES SHOULD BE ALLOWED SINCE THEY ALL SHARE PROPERTY BOUNDARIES WITH THOSE RESIDING ALONG GRAY BUCK ROAD, ZONING MORE INTENSIVE WOULD DEFINITELY HAVE A NEGATIVE IMPACT ON OUR PROPERTY VALUES AS WELL AS THE QUALITY OF OUR EVERYDAY LIFE. HOME IS WHERE YOU GO TO RELAX AND UNWIND, NOT TO LISTEN TO THE DAILY GRIND OF SOMEONE CONDUCTING BUSINESS. THE CURRENT BUSINESSES ALONG SLAUGHTER LANE HAVE BEEN GOOD NEIGHBOR, THEY'RE LO BUSINESSES AND ALL OF THEM ARE CONDUCTED INDOORS. UNLIKE THE CAR WASH WHERE #100% OF ITS BUSINESS WILL BE CONDUCTED OUTDOORS. I CAN ONLY IMAGINE HOW HORRIBLE IT'S GOING TO HEAR LISTENING TO VACUUMS ALL DAY LONG, OF DAYS A WEEK, 8 HOURS A DAY.

Mayor Wynn: PLEASE CONCLUDE, YOUR TIME IS UP.

OKAY. THANK YOU WIN ONE THANK YOU, JOHN REAM, SORRY FOR MISPRONOUNCING THAT, JOHN. WELCOME, YOU TOO WILL HAVE THREE MINUTES.

MAYOR WYNN, MEMBERS OF THE CITY COUNCIL, THANK YOU VERY MUCH FOR HEARING ME, I AM A NEIGHBOR OF SUZANNE VALETTI AND I HAVE BEEN THEIR NEIGHBOR FOR AS LONG AS SHE'S LIVED THERE. I SAW HER HUSBAND OUT IN THE RAIN MAKING -- BUILDING HIS OWN HOUSE AND WE'VE ALL BEEN IN THE NEIGHBORHOOD A LONG TIME. WE VALUE OUR NEIGHBORHOOD, AND I VALUE MS. VALETT. IT'S PRESENCE AS PRESENCE AS A NEIGHBOR. NOT ONLY WILL THIS PROAMD PROPOSED USAGE DAMAGE HER ABILITY TO ENJOY THE LOT, BUT I ALSO BELIEVE IT WILL HAVE A DETRIMENTAL EFFECT ON THE PROPERTY VALUE, AND IT WILL AFFECT THE PROPERTY VALUES OF ALL OF US. I APPRECIATE THE APPLICANT, HE CAME AND SPOKE TO MS. VALETTI AND I OUTSIDE FOR FIVE MINUTES, FOR ME THAT WAS THE EXTENT OF HIS CONTACT WITH US. THE PLANNING STAFF HAS RECOMMENDED THAT THIS BE DENIED. I BELIEVE THAT LIMITED OFFICE, THERE ARE OPPORTUNITIES FOR PEOPLE TO USE THIS PROPERTY IN OTHER WAYS OTHER THAN SOMETHING AS INTENSIVE AS THIS, THERE ARE A COUPLE OF CAR WASHES UP THE ROAD FROM THIS, THERE'S ONE WITHIN PROBABLY ABOUT A QUARTER MILE, SO

APPRECIATE THE TIME AND THAT'S ALL I HAVE, THANK YOU.

Mayor Wynn: THANK YOU, MR. REAM. COUNCIL, THAT'S ALL THE FOLKS WHO SIGNED UP IN OPPOSITION TO THE CASE, SO NOW MR. FLORENCE HAS A 3-MINUTE REBUTTAL.

I WANTED TO START OUT BY SAYING THAT THIS LOT UNDER THE CURRENT ZONING LOCO HAS 20% IMPERVIOUS COVERAGE ON THE PROPERTY. IT IS ONLY .65, I BELIEVE, OF AN ACRE, AND IT ESSENTIALLY MAKES THE LOT ALMOST UNUSABLE. I, UNDER MY PLAN, I PLAN ON PUTTING IN RETENTION POND ON THE FRONT OF THE PROPERTY AND GRADING OBVIOUSLY THE PROPERTY WHICH NOW DRAINS TO THE BACK ALL ALONG THEIR FENCE LINE TOWARD THE FRONT OF THE PROPERTY WHICH WOULD BE AWAY FROM THEM. THE NEIGHBOR THAT LIVES ON THE OTHER SIDE OF MISS VSM ALETTI HAS EXPRESSED TO ME THAT HE WOULD LIKE THE WATER TO QUIT DRAINING ON HIS LOT. THERE'S A BARN OF SOMEWHAT ON THE BACK OF THE PROPERTY THAT HAS BEEN THERE FOR NUMEROUS, NUMEROUS YEARS, IT'S MY UNDERSTANDING THAT THE NEIGHBOR TOLD ME THERE WAS AN AUTO MECHANIC SHOP IN THIS MAKE-SHIFT BARN, AND THE -- SOME OF THE CHEMICALS FROM THAT HAVE DRAINED ON TO HIS PROPERTY, KILLED TREES, SHRUBS, WHATNOT, BUT JUST WANTED TO ADD THAT I'M AGAIN WILLING TO ALLEVIATE THAT PROBLEM. I WOULD BE THE ONLY PROPERTY IN THAT ENTIRE AREA THAT IS GOING TO PUT IN A RETENTION POND, SO THAT'S IT. OPEN FOR QUESTIONS IF ANYONE HAS ANY.

Mayor Wynn: THANK YOU, MR. FLORENCE. QUESTIONS FOR MR. FLORENCE, COUNCIL?

HE ANSWERED MY QUESTION ABOUT THE RETENTION POND.

Mayor Wynn: THANK YOU, SIR. COUNCILMEMBER McCRACKEN?

McCracken: MS. GLASGO, YOU MAY HAVE ALREADY SAID THIS. I JUST SEE ON THE AGENDA IT SAYS THE PETITION HAS BEEN FILED. IS THERE A VALID PETITION IN THIS CASE?

YES, THERE IS.

McCracken: OKAY. THANKS.

Mayor Wynn: MS. GLASGO, CAN YOU SPEAK BRIEFLY TO STAFF'S ANALYSIS AND STAFF RECOMMENDATION TO DENY THIS ZONING REQUEST?

THE STAFF POSITION IS THAT GIVEN THE SIZE OF THE LOT AND THE LOCATION, THE PROXIMITY OF SINGLE FAMILY HOMES TO THE SOUTH, THAT OFFICE ZONING IS APPROPRIATE. IT'S NOT AS INTENSE, IT'S NOT A COMMERCIAL USE OR RETAIL USE, AND FOR THAT REASON WE FEEL THAT THE EXISTING -- THAT ZONING IS APPROPRIATE AS COUNCIL APPROVED IT IN 2003, AND I BELIEVE OUR RECOMMENDATION WAS FOR OFFICE AND NOT FOR COMMERCIAL ZONING THEN.

Mayor Wynn: THANK YOU. COUNCILMEMBER ALVAREZ?

Alvarez: WHAT IS ON THE SITE CURRENTLY?

CURRENTLY THE SITE HAS A SINGLE-FAMILY STRUCTURE ON IT AND IT'S ZONED LO. IT HAS LO ZONING.

Alvarez: THE PROPOSAL IS TO MOVE THAT.

TO CHANGE THE ZONING TO GR, TO HAVE AUTOMOTIVE WASHING.

Alvarez: RIGHT. OBVIOUSLY THERE'S PROBABLY NOT ENOUGH ROOM TO HAVE THE CAR WASH IF THE STRUCTURE HAS -- IF THE STRUCTURE REMAINS ON THE SITE, I GUESS.

CORRECT. I THINK WE'VE SEEN PICTURES THAT THE APPLICANT HAS. THE BUILDING WOULD LOOK DIFFERENT FROM WHAT IT IS NOW. BUT HE CAN SPEAK TO IT. A STRUCTURE THAT IS CURRENTLY USED AS A STORAGE FACILITY, A BARN.

Mayor Wynn: OKAY. THANK YOU, MS. GLASGO.

THAT'S ALL, MAYOR, THANKS.

Mayor Wynn: COUNCILMEMBER LEFFINGWELL?

Leffingwell: IS THIS IN THE RECHARGE OR CONTRIBUTING ZONE?

EDWARDS AQUIFER RECHARGE ZONE.

Leffingwell: RECHARGE ZONE?

YES, SIR.

Leffingwell: THE IMPERVIOUS COVER LIMIT WOULD BE 15%?

YES, SIR.

Leffingwell: WHAT IS THE APPLICANT PROPOSING.

WE DON'T HAVE A SITE PLAN AT THIS TIME, JUST SEEK AGO ZONING CHANGE.

Leffingwell: HE'S NOT SAYING HE WILL COMPLY WITH SOS.

HE WILL HAVE TO COMPLY WITH THE REGULATIONS UNLESS HE'S EXEMPT AND WE DON'T KNOW THAT UNTIL HE GOES THROUGH THE REVIEW PROCESS, BUT BASED ON WHAT WE KNOW TODAY, NOT KNOWING ANY PRIOR ENTITLEMENTS THAT HE MAY SEEK THAT THE SOS ORDINANCE WOULD REQUIRE 15% IMPERVIOUS COVER FOR A NEW PROJECT BECAUSE IF YOU HAD THE PREVIOUS RESIDENCE, I BELIEVE ANY PROJECT WHICH WOULD REQUIRE 15% IMPERVIOUS COVER, UNLESS HE HAS OTHER CLAIMS THAT WE'RE NOT AWARE OF.

YOU MEAN HE MIGHT BE EXEMPT BY VIRTUE OF GRANDFATHERING EXEMPTION.

THE PROPERTY WAS PLOTTED PRE-1965 AND QUALIFIED FOR A 1704, SIR, IF THAT'S WHAT YOU'RE ASKING.

Leffingwell: THAT'S WHAT I'M ASKING.

YES, SIR, IT IS QUALIFIED FOR A 1704.

Leffingwell: THAT'S ALL.

OKAY.

Leffingwell: THAT'S ALL I HAVE.

Mayor Wynn: MS. GLASGO, WOULD YOU BRIEFLY REMIND US THE PROCESS THAT STAFF GOES THROUGH TO DETERMINE 1704 CLAIMS?

MAYBE THE LAWYERS CAN -- MARTY TERRY IS RIGHT HERE TO JUMP IN.

MARTHA TERRY, ASSISTANT CITY ATTORNEY. TO MY KNOWLEDGE WE HAVE NOT HAD A 1704 DETERMINATION ON THIS PROJECT, AND SO I CANNOT SAY AT THIS POINT IN TIME THAT IT WOULD QUALIFY FOR 1704 GRANDFATHERING.

CORRECT, THAT WOULD BE MY SUSPICION AS WELL. FURTHER COMMENTS, QUESTIONS? COUNCILMEMBER LEFFINGWELL?

Leffingwell: MAYOR, THERE -- OBVIOUSLY IT'S BEEN STATED THERE'S A VALID PETITION AGAINST THIS AND I AGREE WITH THE STAFF POSITION THAT CAR WASH ADJACENT TO -- IMMEDIATELY ADJACENT TO A RESIDENTIAL NEIGHBORHOOD IS INAPPROPRIATE, AND ADDING TO THAT, GRANTING A ZONING CHANGE TO FACILITATE A BUSINESS WHICH MORE THAN LIKELY WOULD NOT COMPLY WHETHER VOLUNTARILY OR NOT WITH THE SOS ORDINANCE, I CAN'T SUPPORT THAT, SO I MOVE TO DENY.

I'LL SECOND MAYOR WYNN WIN MOTION MADE BY COUNCILMEMBER LEFFINGWELL TO CLOSE THE PUBLIC HEARING AND DENY CASE Z 4, SECONDED BY COUNCILMEMBER ALVAREZ.

Alvarez: MAYOR, A COUPLE OF COMMENTS. I'M VERY FAMILIAR WITH THIS PORTION OF SLAUGHTER NEAR BRODY, AND REALLY ACTUALLY HAS A -- STILL HAS SOMEWHAT OF A RESIDENTIAL FEEL TO IT BECAUSE THERE'S STILL A LOT OF

THE ORIGINAL STRUCTURES THERE, EVEN THOUGH SOME HAVE BEEN CONVERTED TO OFFICES AND TO RETAIL, THEN THOSE ORIGINAL STRUCTURES HAVE BEEN MAINTAINED AND SO THAT WAS ACTUALLY WHY THE COUNCIL I THINK APPROVED THE ZONING CHANGE A COUPLE OF YEARS BACK, TO LO, AND THEN I THINK TWO LIMITED INSTANCES THERE WAS LR FOR I THINK A REALTOR AND A HAIR SALON I BELIEVE IS WHERE THE TWO -- THEY WERE MAKING USE OF - - MAKING USE OF EXISTING STRUCTURES AND SO -- AND AS YOU CAN TELL FROM THE MAP THAT THE LR WAS LIMITED TO THE PORTION, YOU KNOW, ALONG SLAUGHTER LANE, AND SO FOR THAT REASON, YOU KNOW, I THINK THAT -- I MEAN I PERSONALLY THINK THAT OFFICE IS PROBABLY THE PREFERRED USE BECAUSE OF THE PROXIMITY OF THE SINGLE FAMILY HOMES AND THIS PARTICULAR TYPE OF USE WOULD HAVE AN ADVERSE IMPACT ON THE NEIGHBORING HOMES, TO THE SOUTH, AND SO THAT'S WHY I'M NOT ABLE TO SUPPORT THE REQUEST. THANK YOU, MAYOR.

Mayor Wynn: THANK YOU, COUNCILMEMBER. FURTHER COMMENTS? WE HAVE A MOTION AND A SECOND ON THE TABLE TO DENY CASE Z 4. NOTING THAT THERE'S VALID PETITION AND OPPOSITION TO REQUIRE 6 AFFIRMATIVE VOTES TO APPROVE THE ZONING. HEARING NO FURTHER COMMENT, ALL THOSE IN FAVOR OF THE MOTION PLEASE SAY AYE.

AYE.

OPPOSED? MOTION IS DENIED, PASSES ON A VOTE OF 7-0. THANK YOU ALL VERY MUCH.

ITEM NUMBER Z 5 IS OUR NEXT CASE, THIS PROPERTY IS FILED UNDER CASE NUMBER C14-05- 0121. THE ADDRESS IS 5505 MONTVIEW STREET. THE EXISTING ZONING IS SFC 30. THE OVERLAY LIMITS THE NUMBER OF UNITS TO THIS SITE. YOU CAN SEE THAT THIS LOT EXTENDS QUITE DEEP, IT'S A LARGE LOT, AND WHAT THE APPLICANT WOULD LIKE TO DO HERE IS TO DUB SWIED THE PROPERTY INTO TWO LOTS AND I WILL SHOW YOU BRIEFLY HOW THAT SUB DIVISION WILL OCCUR. THE EXISTING CONDITIONS ON THIS PROPERTY WERE TO LIMIT THE NUMBER OF DWELLING UNITS TO FOUR

WITH ONE STRUCTURE -- TO TWO WITH ONE STRUCTURE.
THE CHANGE NOW IS TO CREATE TWO STRUCTURES WHICH
WOULD EQUATE TO FOUR UNITS, AND I WILL SHOW YOU A
SUB DIVISION THAT IS PROPOSED. WHILE I'M DOING THAT, I
WANT TO LET YOU KNOW THERE IS A VALID PETITION HERE
TOO THAT IS AT 51% AGAINST THE CHANGE IN CONDITIONS.
S

THE EXHIBIT YOU SEE IN FRONT OF YOU IS SUB DIVISION
PLAT AND THIS PLAT SHOWS TWO LOTS, LOT 18 (A)
COMPRISES 12,480 SQUARE FEET. THIS IS WHERE THE
APPLICANT IS PROPOSING TO LOCATE ONE BUILDING WHICH
IS CURRENTLY CONSTRUCTED WHICH HAS TWO UNITS. IT'S A
DUPLEX WITH TWO UNITS AND THE CURRENT ZONING AND
CONDITIONAL OVERLAY LIMITS THIS ENTIRE SITE WHICH
COMPRISES -- WELL, THE PROPOSALS FOR TWO LOTS, THE
CONDITION IS TO HAVE JUST TWO UNIT, ONE DUPLEX FOR
THIS 27,000 SQUARE FOOT LOT. THE APPLICANT IS
PROPOSING TO SPLIT THE LOT INTO TWO, RESPECTIVELY
LOT 1-18 (A) WHICH WOULD HAVE ONE DUPLEX UNIT WITH
TWO UNITS, AND THAT SITE COMPRISES LIKE I INDICATED
EARLIER 12,000 SQUARE FEET. LOT AL (B) IS 18 (B) IS TO THE
REAR ON MONTVIEW, AND THAT WOULD ALLOW ANOTHER
STRUCTURE, ANOTHER DUPLEX UNIT WITH TWO BUILDINGS.
HE WANTS TO SPLIT THE LOT INTO TWO, HENCE TWO
BUILDINGS AND FOUR UNIT, SO THAT WILL BE THE CHANGE
IN THE CONDITION OVERLAY FROM SF 3 CO WITH THE NEW
CO REFLECTING THE INCREASE IN THE NUMBER OF UNITS BY
2. THAT'S THE COMPLETION OF MY PRESENTATION. I'LL BE
GLAD TO ANSWER QUESTIONS AFTER YOU HEAR FROM THE
APPLICANT AND CITIZENS. WIN WIN THANK YOU, MS.
GLASGO. WELCOME, MR. McCONE, YOU WILL HAVE A FIVE
MINUTE PRESENTATION THEN HEAR FROM FOLKS IN
SUPPORT OF THOSE IN OPPOSITION.

OKAY. THANK YOU. THANK YOU, MAYOR, MY NAME IS MIKE
McHONE, I'M GOING HIDE BACK OVER HERE BECAUSE I'VE
DISCOVERED THIS OVERHEAD PROJECTOR DOES A GREAT
JOB OF GIVING YOU A PRESENTATION THAT IS COHERENT
AND GETS TO THE POINTS VERY QUICKLY. AS MS. GLASGO
HAS INDICATED, WHAT WE PLAN TO DO IS AMEND THE
CONDITIONAL OVERLAY AND I BELIEVE THAT WHEN THAT
CONDITIONAL OVERLAY WAS PASSED, THE FULL

IMPLICATIONS OF IT WERE NOT CLEARLY UNDERSTOOD. THIS IS A 28,000 SQUARE FOOT LOT, ROUGHLY, AND IT BACKS UP TO ALL OF THE CS ZONING ALONG BURNETT ROAD, AND IN FACT IT HAS CS USE ADJACENT TO IT ON THE EAST AND TO THE NORTH AND SO YOU HAVE A VERY CAPTURED PIECE OF PROPERTY. THE PROPOSED SUB DIVISION WOULD LOCATE UPON EACH LOT, AND I HAVE MARKED THESE SMALL HOUSES, AND THIS REQUEST IS NOT TO -- THERE IS ONE OTHER CONDITION, AND THAT IS TO LIMIT THE AMOUNT OF IT TO THE SAME SIZE AS THE EXISTING CONSTRUCTED DUPLEXES THAT ONE IS, AND IT WOULD BE 1200 SQUARE FEET PER UNIT, A TOTAL OF 2500 SQUARE FEET. THE PETITION -- THE ZONING -- LET ME GET TO THIS NEXT ONE. I WANT TO SHOW SOME PICTURES NOW TO SHOW YOU THE EXISTING SITUATION. WE'LL GO THROUGH THESE RATHER QUICKLY. THIS IS A PICTURE OF THE EXISTING DUPLEXES ACROSS THE STREET AS A VERY MIXED USE AREA, ANOTHER PICTURE OF THE DUPLEX IS THEY HAVE A COMMON DRIVEWAY BETWEEN THEM AND IT'S ON LESS PROPERTY AS YOU CAN SEE. THE NEIGHBORS -- THESE ARE SMALL MODEST HOUSES RANGING IN SIZE FROM 750 TO 1300 SQUARE FEET BUILT IN THE 40s TO THE 70s TO THE 80s AND THIS IS THE BACK OF THE LOT, AS YOU LOOK AT THE BACK OF THE LOT, THERE'S A TEXAS GLASS COMPANY ACROSS THE STREET FROM -- TO HELP ORIENT IS CAR VEL SHOE STORE ACROSS BURNETT ROAD. ALSO HERE WE HAVE THE ADJACENT PROPERTY WHICH IS USED AS A STORAGE YARD. THERE'S BEEN SOME DISCUSSION THAT THE HOUSES OR THE STRUCTURES THAT HAVE BEEN BUILT ARE TWO STORY. THERE ARE EXISTING TWO STORY BUILDINGS IN THE NEIGHBORHOOD. FINALLY I WOULD LIKE TO END UP WITH WHAT IS PROPOSED TO BE BUILT. THIS IS PROPOSED TO BE BUILT ON THE BACK. THIS EXISTS ON THE FRONT. AS YOU CAN SEE IT'S A TWO UNIT DEVELOPMENT. THEY ARE CONNECTED IN THE MIDDLE. THEY'RE ACTUALLY SINGLE FAMILY HOMES FOR ALL PRACTICAL PURPOSES. WHAT THIS WILL DO FOR THE CITY OF AUSTIN IS PROVIDE HOUSING AND IT'S RENTED AT A RATE SUCH THAT PEOPLE MAKING \$57,000 A YEAR CAN AFFORD TO LIVE HERE. IT IS AFFORDABLE HOUSING BUILT BY PRIVATE ENTERPRISE ASKING FOR NO SUBSIDIES FROM THE CITY. IT GETS A BETTER UTILIZATION OF LAND. WE DON'T HAVE A SITUATION WHERE WE HAVE A

28,000 SQUARE FOOT DUPLEX LOT, WHICH NORMALLY WOULD ONLY HAVE A 7,000 SQUARE FOOT DUPLEX LOT, AND IT -- HOW I GOT INVOLVED WITH THIS WAS THROUGH THE SUB DIVISION PROCESS WHEN WE TRIED TO SUB DIVIDE AND THE CITY STAFF SAID, NO YOU CAN'T SUB DIVIDE THIS PROPERTY BECAUSE IF YOU DO SO YOU'LL END UP WITH A ZONING WITH A LOT THAT YOU COULDN'T BUILD ON, AND THAT IS KIND OF A CONTRIBUTION TO THE SUB DIVISION ACT WHICH SAYS IF YOU HAD 28,000 SQUARE FEET, YOU SHOULD BE ABLE TO SUB DIVIDE IT. IN FACT IF THIS PROPERTY HAD NOT BEEN ZONED SF 3 CO AND REMAINED SF 2, IT COULD BE DIVIDED INTO FOUR SINGLE FAMILY LOTS BECAUSE IT'S THAT LARGE AND I HAD A PLAN TO DO THAT EXCEPT IT WAS ALREADY ZONED -- ALREADY BEING BUILT UPON, SOY THINK THAT IT'S A GOOD SITUATION. IT'S NOT A PERSON COMING AND SAYING, HEY, I WANT TO BUILD A MEGA SUE PLEX OR A SUPER DUPLEX THAT SAYS THAT, IT'S NOT SOMEONE SAYING I WANT TO BUILD A MANSLAUGHTER, SOMEONE SAYING I WANT TO BUILD THE SAME KIND OF HOUSE THAT MY NEIGHBORS HAVE AS FAR AS SIZE AND IT WILL WORK TO PROVIDE AFFORDABLE HOUSING IN THE CITY OF AUSTIN. SO I WOULD URGE THE COUNCIL TO LOOK AT THIS CLOSELY. I KNOW IT IS A VERY CONTESTED CASE AND HAS A LOT OF OPPOSITION, BUT THE OPPOSITION IS BASED IN MY OPINION ON A LITTLE FALSE UNDERSTANDING OF WHAT THE APPLICANT'S INTENT IS. THE APPLICANT ACTUALLY LIVES IN ONE OF THE UNITS AND WILL BE SPEAKING TO YOU TODAY, AND IF YOU HAVE ANY QUESTIONS, I'LL BE HAPPY TO ANSWER THEM AND LOOK FORWARD TO THE REBUTTAL.

Mayor Wynn: THANK YOU, MR. MCHONE. NOW HEAR FROM FOLKS WHO SIGNED UP WISHING TO SPEAK IN FAVOR OF THE CASE. AND ANTHONY DELL MONICO SIGNED UP WISHING TO SPEAK, YOU HAVE THREE MINUTES AND THEN YOU WILL BE FOLLOWED LOOKS LIKE ANN YOUNG.

MY NAME IS ANTHONY DELMONICO. I APPRECIATE THE TIME TO COME BEFORE YOU TO TALK ABOUT THIS. BASICALLY WHEN I ORIGINALLY DID THE ZONING CHANGE ON IT, I WAS LIVING OUT OF TOWN, KANSAS CITY. I'M ORIGINALLY FROM AUSTIN, I'M A FOURTH GENERATION AUSTINITE, MY GREAT GRAND GRANDFATHER HAD A FISHING MARKET IN THE LATE 1900S. I WANTED TO TALK ABOUT THIS PIECE OF PROPERTY.

WHEN I ORIGINALLY DID THE CHANGE I DIDN'T HAVE THE FULLNESS -- FULL UNDERSTANDING OF WHAT I WAS DOING, THE CONSULTATION THROUGH THE ATTORNEY WASN'T GOOD IN MY OPINION. BUT REALITY, I WANTED TO DO SOMETHING MORE WITH THAT PROPERTY AS MUCH AS POSSIBLE TO GIVE IT SOME GOOD USE. I MEAN I'M NOT TRYING TO PUT SOMETHING THAT'S HUGE ON THIS PIECE OF PROPERTY AND OVERUSE IT, I'M TRYING TO USE IT WHERE IT'S WELL LANDSCAPED, IT HAS A NICE APPEARANCE FROM THE ROAD. THE TENANTS IN THERE ARE RESPECTFUL TO THE NEIGHBORS, SO FORTH. I MEAN WELL MAINTAINED UNITS. I'VE ALWAYS LIVED IN AUSTIN, I GREW UP IN HYDE PARK. I WENT TO SCHOOL IN AUSTIN. I UNDERSTAND THE FEELINGS FROM WHERE THE NEIGHBORS ARE COMING FROM, AT THE SAME TIME IF YOU LOOK AT THIS LOT N. REALITY IF YOU WENT OUT TO PLACES FURTHER OUT IN SUB DIVISIONS IN AUSTIN, YOU WOULDN'T EVEN FIND -- YOU WOULD FIND MORE THAN FOUR HOUSES ON A LOT THIS SIZE, AND WHAT I'VE BUILT FOR THE NEIGHBOR THAT MOVED IN, ALLOWED THEM TO MOVE IN FROM OUTSIDE OF AUSTIN, MOVE IN CLOSELY SO THEY CAN ACTUALLY PHYSICALLY WALK TO WORK ON BURNETT ROAD, AND THEY HAVE TWO CHILDREN THEMSELVES, IT'S AFFORDABLE, AND I THINK IT ACTUALLY ADDS CHARACTER AND APPEAL TO THE NEIGHBORHOOD MYSELF. SO ANYWAY... AND THAT IS BASICALLY ALL I'M ASKING FOR IS TO ALLOW ME TO DO BASICALLY THE SAME SITUATION IN THE BACK. THE ONLY OTHER OPTION WOULD BE -- WELL, IN MY OPINION WOULD BE WOULDN'T EVEN HAVE TO DIVIDE THE LOT IF THAT'S, YOU KNOW, A CONDITION AND YOU SAY ALLOW ANOTHER UNIT TO BE BUILT BACK THERE OR DUPLEX LIKE THAT, THAT'S FINE TOO. I MEAN I DON'T HAVE ANY INTENTION OF SELLING THE PROPERTY. I HAVE THE INTENTION OF MAINTAINING IT, KEEPING IT CLEAN, AND KEEPING THE APPEARANCE UP, AND I THINK THAT WOULD BE BENEFICIAL TO THE ENTIRE CITY IN MY OPINION. THANK YOU.

Mayor Wynn: THANK YOU, MR. DELMONICO. QUESTIONS OF MR. DELMONICO, COUNCIL? IF TO THE, WE'LL GO TO THE FOLKS WHO SIGNED UP IN OPPOSITION. ONCE WE ADDRESS THIS, OUR FIRST SPEAKER WILL BE ANN YOUNG. WELCOME, ANN. WHILE SHE APPROACHES THE PODIUM, LOOKS LIKE

NANCY NURATT SIGNED UP NOT WISHING TO SPEAK.
WELCOME, ANN, YOU'LL HAVE THREE MINUTES.

MAYOR, MAYOR PRO TEM, COUNCILMEMBERS, IF IT IS ALL
RIGHT WITH YOU, I BELIEVE WE HAVE ONE OTHER SPEAKER
THAT WOULD LIKE TO SPEAK TONIGHT, HER NAME IS
ANDREA, SHE'S ONE OF MY ADJACENT NEIGHBORS.

SHE'S SIGNED UP TO SPEAK, YES, MA'AM.

AND I WOULD PREFER, IF YOU DON'T MIND, IF SHE WENT
FIRST.

Mayor Wynn: FAIR ENOUGH.

THANK YOU.

Mayor Wynn: AN DID HE I CAN'T PULLEY, IT IS? CLEAR

I WANT TO THANK THIS CITY COUNCIL FOR THE TIME AND
ENERGY TODAY, MY NAME IS ANDREA PULLEY, I'M THE
ADJACENT PROPERTY OWNER TO THE NORTH OF 5505
MONTVIEW. I BOUGHT MY HOUSE OVER FIVE YEARS AGO.
IT'S MY FIRST HOUSE. WHEN I BOUGHT MYSELF THERE WAS
A SINGLE FAMILY RESIDENT AT 5505 MONTVIEW AND I
EXPECTED IT WOULD STAY THAT WAY. THEN THE APPLICANT
PURCHASED 5505 MONTVIEW AND FILED FOR REZONING IN
LATE 2002. WHEN I RECEIVED NOTIFICATION OF HIS 2002
ZONING REQUEST I WAS OPPOSED TO IT. KEEPING IN MIND
THAT WE'RE A GROWING CITY, I NEGOTIATED WITH HIM AND
IN GOOD FAITH AN AGREEMENT WAS REACHED. THE
AGREEMENT REACHED WAS THAT MR. DELMONICO WOULD
LIMIT DENSITY ON HIS PROPERTY TO ONE DUPLEX.
FOLLOWING MR. DELMONICO'S STATED INTENTION TO LIMIT
TO ONE DUPLEX, HE BEGAN CONSTRUCTION ON HIS
PROPERTY. IMAGINE MY SURPRISE WHEN AS BIG AS HIS
PROPERTY IS HE CHOSE TO SQUEEZE THE DUPLEX AS
CLOSE TO MY HOME AS POSSIBLE AND CLOSER TO THE
STREET THAN MY HOUSE. MR. DELMONICO'S PLACEMENT OF
THE DUPLEX ON THE PROPERTY DEMONSTRATES ALL
ALONG HIS INTENTION WAS TO DEVELOP MORE OF THE LOT.
THE ORIGINAL GOOD FAITH AGREEMENT IN WHICH HE
STATED AN INTENTION TO LIMIT DENSITY NO LONGER HAS

THAT GOOD FAITH FEEL TO IT. WHAT MEANING DOES ZONING HAVE? WHAT RESPECT OF ZONING IS DEMONSTRATED IF YOU BUILD WITH THE ASSUMPTION YOU CAN GET THE ZONING CHANGED? DID BRING TO THE POINT WHEN THE COUNCIL CAN SEE WHERE MR. DELMONICO CHOSE TO BUILD HIS DUPLEX RELATIVE TO MY HOUSE.

Mayor Wynn: ANDREA, WHY DON'T YOU HAND THEM BACK HERE?

AND ALSO TO CONVEY THE DUPLEXES IN THE WAY THEY LOOK, ALTHOUGH THEY QUALIFY AS A DUPLEX, IT'S UNLIKE ANY DUPLEX ON MY STREET. I CARE A LOT ABOUT THIS ISSUE. MY NEIGHBORS CARE A LOT ABOUT THIS ISSUE. WE'RE ASKING YOU TO PROTECT OUR PROPERTY AND THE CHARACTER OF OUR NEIGHBORHOOD. ASKING YOU TO VOTE NO ON THIS REQUEST. THANK YOU.

Mayor Wynn: THANK YOU, MS. PULLEY. SO, ANN, WELCOME BACK. YOU WILL HAVE THREE MINUTES AND YOU WILL BE FOLLOWED BY BRADLEY BROWN.

MY HOUSE HAPPENS TO FACE OUT ON TO SHOAL MONTE DRIVE, I GUESS THE MAIN THING I WOULD LIKE TO TELL YOU TONIGHT IS WE'RE GOING TO KEEP OUR PORTION OF THE PRESENTATION SHORT. MY OTHER ADJACENT NEIGHBORS ARE HERE. WE ARE TOTALLY IN UNANIMOUS SUPPORT OF DENYING THIS REQUEST. WE WOULD LIKE YOUR SUPPORT. WE WOULD LIKE YOU TO VOTE AGAINST THIS PROPOSED REQUEST. MY MAIN PURPOSE TONIGHT IS TO WALK YOU THROUGH VERY BRIEFLY THE THREE BASIS POINTS THAT ARE USED IN THIS STAFF REPORT THAT IS INCLUDED IN YOUR PACKET. CH (ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS...)

THEY ALL HAVE STREET ACCESS AND STREET FRONTAGE, I HAPPEN TO LIVE IN ONE OF THEM, I CAN VOUCH FOR THAT. THE SECOND BASIS POINT REFERS TO CONSISTENT ORDERLY PLANNING. MR. MCHONE CONFERENCED THE FACT -- REFERENCED THE FACT THAT OUR NEIGHBORHOOD IS ALREADY MIXED USE, PARTICULARLY THIS PORTION. WE ARE ASKING YOU FOR YOUR SUPPORT TO KEEP IT AT ITS CURRENT LEVEL. DO NOT ALLOW ADDITIONAL

ENCROACHMENTS AND ALLOW OUR QUALITY OF LIFE TO BE DECREASED. WE HAVE NOT UNDERGONE OUR NEIGHBORHOOD PLANNING PROCESS YET. WE NEED YOUR SUPPORT NOW. THE THIRD BASIS POINT, I WILL MAKE THIS QUICK, REFERENCES REASONABLE USE OF THE PROPERTY. THE APPLICANT AGREED TO THIS CONDITIONAL USE, TO THIS CONDITIONAL OVERLAY. TWO AND A HALF, THREE YEARS AGO. IT WAS FINALLY APPROVED IN JANUARY OF '03, HE WAITED TWO YEARS TO CONSTRUCT THE UNITS [BUZZER SOUNDING] THAT YOU SEE. HE HAD TWO YEARS TO COME UP WITH A GOOD SITE PLAN AND A GOOD DESIGN. INSTEAD HE BUILT WHAT YOU'VE -- WHAT YOU'VE SEEN TONIGHT. WE HAVE TO LIVE WITH THAT EVERY DAY. HE MUST HAVE AGREED IT WAS REASONABLE USE OF THE PROPERTY OR HE SHOULDN'T HAVE AGREED TO IT IN THE FIRST PLACE. WE ARE ASKING YOU TO SUPPORT US, TO VOTE AGAINST THIS PROPOSAL.

Mayor Wynn: THANK YOU, MS. YOUNG. BRADLEY BROWN? WELCOME, SIR, YOU'LL HAVE THREE MINUTES.

MR. MAYOR, MEMBER OF THE COUNCIL. THE APPLICANT OF COURSE BOUGHT THE HOUSE IN 2002 AND THEN IMMEDIATELY APPLIED FOR REZONING FOR SF 3. AT THAT TIME THE CITY WISELY LIMITED TO THE CONDITIONAL OVERLAY, SINGLE DUPLEX, TWO DWELLING UNITS. AS YOU CAN SEE FROM THE APPLICANT'S OWN PHOTO, WHAT HE REALLY BUILT WAS TWO, TWO STORY HOUSES THAT ARE ATTACHED BY A BREEZEWAY. THERE BE MINIMALLY -- THEREBY MINIMALLY CONFORMING WITH THE DUPLEX. HIS APPLICATION IS TO BUILD TWO MORE TWO STORY HOUSES IN THE BACK. HE'S DOING ALL OF THAT WITH THE BENEFIT OF HIS LAND CONSULTANTS, WHICH HE'S HAD, MR. BENNETT, I BELIEVE NOW MR. MCHONE WORKING FOR HIM AT THIS TIME. I ASK THAT THE CITY MAINTAIN THE CONDITIONAL OVERLAY, LIMITING THE SQUARE FOOTAGE AND THE NUMBER OF PERSONS LIVING IN THE LOT ADJACENT TO MY HOUSE ON THE FOLLOWING GROUNDS: TO ALLOW AN APPLICANT TO BUILD THE ADDITIONAL UNITS WITH -- WOULD PUT ROUGHLY FOUR HOUSES OF -- APPROACHING 1500 SQUARE FEET EACH, NEXT TO MY HOUSE. THAT WOULD BE A TOTAL OF 6,000 SQUARE FEET. I KNOW HE'S A LITTLE UNDER THAT, NOBODY IS PUSHING 6,000 SQUARE FEET. THE NUMBER OF

PERSONS DWELLING IN THOSE HOMES, THOSE ARE THREE BEDROOM HOMES EACH, OBVIOUSLY THEY SUPPORT UP TO FOUR PERSONS OR MORE, SO POSSIBLY 16 PERSONS LIVING ON THE LOT NEXT TO MY HOME. IN ADDITION THE CITY REQUIRES FOR THREE BEDROOM HOMES TWO AND A HALF CARS WORTH OF PARKING FOR EACH DWELLING. SO FOUR UNITS OF THREE BEDROOMS EACH, BY MY CALCULATIONS, THAT'S 10 CARS, WITH THE PARKING. AS YOU CAN SEE FROM THE APPLICANT'S PHOTOS, HE HAS A SINGLE CAR ACCESS FOR ALL OF THIS -- ALL OF THIS PARKING AND ALL OF THESE PERSONS LIVING NEXT TO MY LOT. SO ON THESE GROUNDS I ASK THAT THE CITY MAINTAIN THE CLAY, WHICH THEY -- THE CONDITIONAL OVERLAY WHICH THEY WISELY IMPOSED A LITTLE OVER TWO YEARS AGO IN KEEPING WITH THE SINGLE FAMILY NATURE OF THE NEIGHBORHOOD. THANK YOU VERY MUCH, I'M AVAILABLE FOR QUESTIONS.

Mayor Wynn: THANK YOU, MR. BROWN. COUNCIL, THAT'S ALL OF THE FOLKS WHO SIGNED UP IN OPPOSITION TO THE CASE. WE NOW HAVE A THREE MINUTE REBUTTAL BY MR. MCHONE.

THANK YOU, MAYOR. THE -- THE ISSUE HERE IS WHAT IS EQUITABLE, WHAT IS FAIR. AND I PUT THE PLAT BACK UP ON THE OVERHEAD HERE, IF WE CAN GET IT ON. SO YOU CAN SEE IT. IF YOU TAKE THE NEIGHBOR'S LOTS, MR. BROWN, MS. TREVINO, AND YOUNGS AND FLOP THEM, THEY WILL FIT DIRECTLY OVER THE SUBJECT TRACT. ALL WE'RE ASKING FOR IS TO HAVE EQUAL TREATMENT. LET US BUILD THE SAME DENSITY, THE FAR OF THE PROPOSED PROPERTY AT 5,000 SQUARE FEET, 1500 SQUARE FEET FOR EACH LOT, FOR EACH BUILDING. THAT'S THE GROSS SQUARE FOOTAGE. GIVE YOU A BUILDING COVERAGE OF 11.5 PERCENT SF 3 ALLOWS 40%. SF 2 ALLOWS 40%. SO IT'S NOT A TREMENDOUS INCREASE IN THE DENSITY. IT IS JUST EQUITABLE TREATMENT. THE NEIGHBORS SAY THAT THIS IS BECAUSE OF THE IMPERVIOUS COVER CALCULATIONS, THAT YOU HAVE TO DO, THE HOUSES ARE BUILT, THEY HAVE A 700 -- 783 SQUARE FOOT FOOTPRINT. AND IN THE NEIGHBORHOOD, THAT IS THE SIZE OF THE SMALLEST HOUSE, THEIR TOTAL SQUARE FOOTAGE IS A THOUSAND -- 1,068 INTERNALLY, THAT IS IN KEEPING WITH THE AVERAGE OF THE HOUSES IN THE AREA. IF THE COUNCIL FINDS THAT

IT CANNOT SUPPORT THE SF 3 CO REQUEST, WOULD THE COUNCIL CONSIDER ON LOT 13 B, PROPOSED SUBDIVISION, TO ROLL THE ZONING BACK TO MF 2 ON THAT -- THAT WOULD BE A ROLLBACK TO MF 2, WOULD ALLOW FOR ONE ADDITIONAL STRUCTURE. AND I WOULD SEE THAT AS A COMPROMISE THAT PERHAPS WOULD SATISFY NO ONE BUT WOULD HELP THE CITY, BUT WOULD HELP THE SITUATION AND ALLOWS SOME ECONOMIC USE OF THAT BACK PROPERTY AND ALLOW US TO MOVE FORWARD WITH PUTTING A LITTLE MORE DENSITY IN THE INNER CITY IN A MANNER THAT IS APPROPRIATE BY NOT BUILDING STRUCTURES THAT ARE GREATLY LARGER THAN THE ADJACENT ONES. IF YOU HAVE ANY QUESTIONS I WOULD BE HAPPY TO ANSWER THEM, THANK YOU.

Mayor Wynn: THANK YOU, MR. MCHONE. LET ME ASK YOU A COUPLE OF QUESTIONS. SO THE ZONING CASE THAT WAS REFERENCED A COUPLE OF YEARS AGO, '02 OR '03.

JANUARY OF '03 FROM MY RESEARCH, YES, SIR.

Mayor Wynn: SO THE ZONING THEN WAS CHANGED FROM WHAT TO WHAT?

IT WAS CHANGED FROM SF 2 TO SF 3 CO. WITH THIS CO LIMITING THE DENSITY TO ONE DUPLEX OR TWO SINGLE FAMILY HOUSES. THAT IS A -- YOU KNOW, THAT IS A DENSITY THAT WOULD HAVE, YOU KNOW, EVEN SF 1 IS A 10,000 SQUARE FOOT LOT. SO WE HAVE A 12,000 AND A 15,000 SQUARE FOOT LOT FOR A SINGLE FAMILY HOUSE OR A 12 000 FOR A DUPLEX, THAT'S ALLOWED ON A 7,000 SQUARE FOOT LOT ON SF 3. THAT ZONING WAS LIMITED TO TWO DWELLING UNITS ON THE PROPERTY. ON THE 28,000 SQUARE FEET.

Mayor Wynn: AND I GUESS PERHAPS THIS WAS THE QUESTION FOR MR. MONOCO, BUT WITH THAT LARGE OF A LOT, I DON'T UNDERSTAND THE -- THE RATIONALE FOR AGREEING TO THAT ONLY TWO YEARS AGO IN TIME TO THEN -- TO UTILIZE WHAT OBVIOUSLY IS A VERY LARGE LOT.

YES. I ASKED THAT QUESTION TO MR. DELMONICO. MAYBE HE WOULD LIKE TO SPEAK TO IT. MY UNDERSTANDING IS

THAT HE DIDN'T UNDERSTAND THE IMPLICATIONS AND HE WAS OUT OF TOWN AT THE TIME AND BEING REPRESENTED BY OTHER PARTIES. I WILL LET HIM SPEAK TO THAT.

YES, I MEAN ON THAT CONDITION I WAS OUT OF TOWN. LITERALLY GOING BACK AND FORTH I DID NOT MEET WITH THE NEIGHBORS PERSONALLY, I DID NOT ACTUALLY MEET WITH THEM TO GO OVER THIS. AND AT THAT TIME THE EXISTING STRUCTURE ON THE PROPERTY, I DID NOT REALLY HAVE A -- REALLY JUST BOUGHT THE PROPERTY FOR INVESTMENT PURPOSES, I THOUGHT I COULD DO SOMETHING WITH THE PROPERTY. BUT BASED ON ONCE WE HAD A STRUCTURAL ENGINEER GO IN THERE AND LOOK AT THE PROPERTY AND EVALUATE IT, THE COST AMOUNT ASSOCIATED WITH REVITALIZING WHAT WAS THERE WAS PROHIBITIVELY EXPENSIVE, SO I WENT TO THE CONCLUSION WE ARE GOING TO HAVE TO DO SOMETHING ELSE. WHEN WE DID THAT, THE LOT SIZE IS HUMONGOUS. I JUST DIDN'T REALIZE, YOU KNOW, WHAT ACTUALLY I PURCHASED. I MEAN IN ALL HONESTY. AND THEN THAT'S WHAT -- WHAT TRANSPIRED. I WAS TOLD OKAY IF WE CAN GO TO SF 3, PUT A CONDITIONAL OVERLAY, WITH -- I REALLY DIDN'T UNDERSTAND WHAT CONDITIONAL OVERLAY MEANT AT THE TIME. [MULTIPLE VOICES]

Mayor Wynn: LOOKING AT WHAT WAS BUILT, MR. DELMONICO, THE SORT OF -- AN OBVIOUS CONCLUSION IS BASED ON THE SITING OF THE DUPLEX THAT WAS CONSTRUCTED, THAT YOU HAD THE INTENTION TO TRY TO UTILIZE THE REAR PORTION OF THE PROPERTY OR THE EXCESS PROPERTY.

WELL, ACTUALLY, AFTER I REALIZED THE SIZE OF THE LOT WHEN WE REMOVED THE OTHER BUILDING, I SAID WELL I STILL WANT TO LEAVE ROOM, LAY OUT FOR PARKING OR POSSIBLY A GARAGE OR SOMETHING ELSE. AND THAT WAS MY DEVELOPER MY BUILDER SAID WELL IF WE PUT SINCE THE LOT IS TO BIG, PUT THE BUILDINGS FURTHER BACK, THE AMOUNT OF COST ASSOCIATED WITH THE CONCRETE, PLUMBING, ALL OF THE OTHER THINGS HE SAID WE WILL DO THAT AND WE CAN WORK ON THE GARAGE LATER ON, WHICH THAT WOULD STILL ALLOW. AND SO I SAID THAT'S FINE. ONCE AGAIN, THAT WAS DONE WHILE I WAS OUT OF TOWN. I LITERALLY MOVED BACK TO AUSTIN THE LAST DAY OF

AUGUST OR SEPTEMBER THE 1st. AND IN THAT PROCESS, YOU KNOW, PHYSICALLY NOT BEING HERE TO OVERSEE SOMETHING, IF I WAS HERE FROM THE BEGINNING, EVEN AT THE FIRST ZONING CHANGE, I WOULD HAVE REPRESENTED MYSELF. IN THIS CASE I PROBABLY WOULD HAVE REPRESENTED MYSELF AS WELL IF I WAS HERE. SINCE I'M LIVING HERE NOW, FROM NOW ON, I PROBABLY WILL REPRESENT MYSELF. SO -- THAT'S -- AND ANYWAY. I DON'T KNOW WHAT ELSE TO TELL YA.

Mayor Wynn: THANK YOU, MR. DELMONICO.

I WOULD LIKE TO POINT OUT FOR THE RECORD THAT HE DOES LIVE AT 5505 MONTVIEW NOW.

THESE ARE MY NEIGHBORS. [INDISCERNIBLE] REALLY NICE I THINK.

THANK YOU, SIR.

Mayor Wynn: MS. GLASGO, JUST FROM MY BENEFIT, ZONING AND PLATTING COMMISSION RECOMMENDED DENIAL.

YES, MAYOR.

WHAT IS STAFF MEDICAL RECOMMENDATION?

Glasgo: WE ARE RECOMMENDING THE CHANGE TO ALLOW THE ADDITIONAL UNIT IN THIS LOT.

THANK YOU, FURTHER QUESTIONS, COMMENTS?
COUNCILMEMBER DUNKERLY?

THE RECOMMENDATION IS DENIAL.

YES.

OKAY.

Dunkerly: I DO REMEMBER THIS CASE. I REMEMBER THAT THERE WAS A COMPROMISE BETWEEN THE NEIGHBORS AND THE OWNER OR HIS REPRESENTATIVES, IT WAS QUITE A CLEAR COMPROMISE AT THE TIME AND THAT WAS THAT

THERE WOULD BE EITHER TWO SINGLE FAMILY UNITS BUILT ON THAT OR A SINGLE DUPLEX. I UNDERSTAND PERHAPS THAT THE OWNER WAS OUT OF TOWN, I DON'T UNDERSTAND THAT THERE SHOULD HAVE BEEN ANY MISUNDERSTANDING ABOUT THE AGREEMENT AND THE COMPROMISE. AND SOMEBODY CAN COMMENT ON THAT HOW -- I FELT LIKE IT WAS VERY CLEAR. SO ... THOSE ARE MY COMMENTS.

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

Leffingwell: I'M PROBABLY GOING TO EMBARRASS MYSELF HERE, WHY NOT SIMPLY SUBDIVIDE THE LOT? IT'S LARGE ENOUGH TO BE TWO LOTS. AND LEAVE THE ZONING AS IS. WHAT PROHIBITS THAT?

THE CONDITIONAL OVERLAY LIMITS THEM TO ONE BUILDING, TWO UNITS. SO A DUPLEX, IT LIMITS THEM TO WHAT IS THERE TODAY WHICH MEANS THE REAR OF THE LOT AS SHOWN WILL JUST REMAIN A BIG BACK YARD.

Leffingwell: IF THEY APPLIED TO SUBDIVIDE THE EXISTING LOT, AND KEEP THE ZONING AS SF 3, THAT WOULDN'T --

THE CONDITIONAL OVERLAY APPLIES TO THE ENTIRE SITE. THE LIMITATION. LIMITING TO THE EXISTING BUILDING AND HAVING 15,000 SQUARE FEET OF A BACK YARD WITH NOTHING ON IT. THAT'S WHAT THE AGREEMENT THAT THEY AGREED TO DOES TO THE PROPERTY TODAY.

Leffingwell: OKAY. THANK YOU.

Mayor Wynn: FURTHER COMMENTS, QUESTIONS?

Glasgo: COUNCIL, WHILE YOU ARE PONDERING ALL OF THAT. I WANTED TO GIVE YOU SOME NUMBERS. GIVEN THE SIZE OF THE LOT WHEN YOU RUN THE MATH, UNDER THE PREVIOUS ZONING, WHICH THEY HAD SF 2, COULD HAVE ALLOWED FOUR LOTS. UNDER THE SF 3 ZONING THEY HAVE TODAY, IF YOU DID NOT HAVE THE CONDITIONAL OVERLAY, THEY WOULD HAVE THREE LOTS WITH SIX UNITS DUPLEX. THREE LOTS WITH THREE BUILDINGS, WHICH WOULD EQUATE TO SIX UNITS. SO JUST GIVING YOU SOME -- SOME IDEAS OF

WHAT YOU CAN DO WITH THE PROPERTY THIS SIZE, 28,000 SQUARE FEET, IF YOU WERE TO -- IF YOU DID NOT HAVE ANY RESTRICTIONS ON IT AND YOU WERE PLATTING IT AS COUNCILMEMBER LEFFINGWELL ASKED, ABSENT THE RESTRICTIONS, YOU COULD -- YOU COULD SUBDIVIDE IT INTO -- INTO FOUR SINGLE FAMILY LOTS, FOUR SINGLE FAMILY DETACHED HOUSING OR THREE DUPLEX LOTS.

I'M TRYING TO REMEMBER THE DYNAMIC. WHAT WAS THE RATIONALE FOR -- FOR ZONING, CHANGING THE ZONING FROM SF 2 TO SF 3 AND THEN HAVING THE CONDITIONAL OVERLAY? I JUST HEARD YOU CORRECTLY, WITH SF 2 THE PROPERTY WOULD BE SUBDIVIDED INTO -- INTO I HEARD YOU SAY FOUR --

YES, YOU COULD. THERE WAS A -- THE APPLICANT WANTED TO HAVE TWO UNITS, A DUPLEX, YOU COULDN'T DO THAT WITH SF 2, YOU KNOW, ONE BUILDING UNLESS YOU HAVE -- EVEN WITH A TWO FAMILY RESIDENTIAL WHERE YOU HAVE -- WHERE YOU HAVE THE MAIN BUILDING AND THEN A SECOND UNIT TO THE SIDE, BUT IT'S LIMITED TO I THINK 800 SQUARE FEET. THAT REQUIRES SF 3 ZONING, TOO. SO IT'S THE IDEA OF HAVING TWO UNITS ON THE SITE AS OPPOSED TO ONE THAT DRAWS THE DISTINCTION BETWEEN THE SF 2 AND SF 3. AND THAT ON TOP OF THAT HE AGREED TO THE LIMITATION OF ONE BUILDING AND TWO UNITS.

THANK YOU. FURTHER QUESTIONS, COMMENTS? IF NOT I'LL ENTERTAIN A MOTION ON Z-5.

Dunkerly: I WOULD MOVE TO DENY THE REQUEST.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER DUNKERLY TO CLOSE THE PUBLIC HEARING AND DENY CASE Z-5.

SECOND.

Mayor Wynn: SECONDED BY COUNCILMEMBER KIM. FURTHER COMMENTS? WITH THE VALID PETITION IT WOULD TAKE AN AFFIRMATIVE VOTE OF 6 MEMBERS UP HERE TO APPROVE THE CHANGE. FURTHER COMMENTS?

Thomas: JUST ONE. IN DENYING HIM, I KNOW THAT HE WOULD

HAVE TO WAIT 18 MONTHS. BUT LET ME ASK THE OWNER, LOOKS LIKE -- HAD YOU TALKED TO THE NEIGHBORS? HAD YOU ALL TRIED TO COMPROMISE ON ANYTHING?

AT THIS TIME, I HAVE TALKED TO -- TO TWO OF THE NEIGHBORS, AT THIS TIME. BASICALLY TO DISCUSS IT. HASN'T GONE ANY FURTHER?

Thomas: HAD YOU TRIED.

TRIED WITH TWO NEIGHBORS. ONE NEIGHBOR IN PARTICULAR WASN'T HOME A COUPLE OF TIMES. THE NEIGHBOR DIRECTLY TO THE SOUTH OF MINE HAS BEEN REMODELING HIS HOUSE FOR AT LEAST A YEAR AT THIS TIME. SO HE'S NOT THERE ON A REGULAR BASIS.

OKAY.

I TALKED TO OTHER NEIGHBORS, OTHER NEIGHBORS THAT ARE OUTSIDE OF THE PARTICULAR CERTIFIED PETITION-WISE, HAVE A TENDENCY TO BE IN FAVOR OF IT. BUT THE ONES WITHIN THE 200-FOOT FOR -- FOR THE PETITION BASICALLY HAVE BEEN AS IS. AND THE MAIN CONCERN WAS IT JUST CHANGED THE CHARACTER OF THE NEIGHBORHOOD. FOR WHAT'S THERE. FROM WHAT'S THERE. THAT'S BEEN THE MAIN THING. INITIALLY I HAD -- TO BE HONEST WITH YOU, THE FIRST TIME WHEN I WENT FOR ZONING IT WAS BAD ADVICE, I SHOULDN'T HAVE GONE FOR ZONING IN THE BEGINNING. I SHOULD HAVE JUST WORKED WITH THE NEIGHBORS AND DONE SOMETHING MORE ACCEPTABLE. THE -- WHAT I'M ASKING FOR NOW WOULD ACTUALLY BE BACKING UP TO COMMERCIAL PROPERTY. WOULD BE PLACEMENT AGAINST THE COMMERCIAL SIDE. IT WOULD BE PLACED AGAINST THE FENCE LINE OF THE RESIDENTIAL SIDE.

FURTHER COMMENTS? WE HAVE A MOTION AND A SECOND ON THE TABLE TO DENY Z-5. HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION TO DENY PASSES ON A VOTE OF 6-

0 WITH COUNCILMEMBER MCCRACKEN TEMPORARILY OFF THE DAIS.

Glasgo: THANK YOU, MAYOR AND COUNCILMEMBERS, THAT CONCLUDES THE ZONING CASES FOR TODAY.

Mayor Wynn: COUNCIL, THAT -- BEING THAT WE HAVE NO MORE DISCUSSION ITEMS PRIOR TO 6:00 BRIEFINGS AND PUBLIC HEARINGS, AND POSSIBLE ACTIONS, WE WILL NOW RECESS THE MEETING OF THE AUSTIN CITY COUNCIL, BUT AT 5:30 WE WILL HAVE LIVE MUSIC AND PROCLAMATIONS. WE ARE NOW IN RECESS.

GOOD AFTERNOON, WELCOME BACK TO OUR WEEKLY 5:30 LIVE MUSIC GIG AT THE AUSTIN CITY COUNCIL. THIS WEEK WE HAVE A GREAT PERFORMANCE, A TASTE OF OUR NATIVE AMERICAN MUSIC, FEATURED ALL DAY NOVEMBER 5th, 2005, DURING THE 14th ANNUAL AISD POW-WOW AND AMERICAN INDIAN HERITAGE FESTIVAL AT BURGER CENTER, THE NATION'S LARGE SCHOOL EVENT FROM 10:00 A.M. TO 10:00 P.M. NATIVE AMERICAN DANCERS PERFORMING ALONG WITH TRADITIONAL AND CONTEMPORARY NATIVE AMERICAN FOOD AND MUSIC. ALSO ARTS AND CRAFTS DINNERS FOR EVERYONE TO SEE AND ENJOY. BUT JOINING US TODAY FOR THE MUSIC IS DOCTOR MARIO GARZA PLAYING THE NIGHT TROUGH THE NATIVE AMERICAN FLUTE. PLEASE JOIN ME IN WELCOMING DR. GARZA. [(music) MUSIC PLAYING (music)(music)] [(music) MUSIC PLAYING (music)(music)] (music)(music) (music)(music) [APPLAUSE]

THANK YOU.

[INDISCERNIBLE] [INAUDIBLE - NO MIC]

HELLO, EVERYONE, THANK YOU MAYOR, THANKS TO THE CITY COUNCIL AND THE CITY OF AUSTIN FOR THEIR SUPPORT. YOU KNOW WITHOUT THIS SUPPORT WE COULDN'T PUT THIS FREE EVENT TO THE COMMUNITY ON EVERY YEAR. THIS IS OUR 14th AND WE ARE VERY PROUD TO ANNOUNCE THE AUSTIN POW-WOW AND AMERICAN INDIAN HERITAGE FESTIVAL. WE WILL HAVE THREE TIMES TO REMEMBER. WE HAVE GRAND ENTRIES, THE FIRST ONE AT 10:00 A.M., AND FOR TWO HOURS AFTER THIS ONE, WE WILL

HAVE AN EDUCATIONAL PROGRAM WHERE A COUPLE OF PRESENTERS WILL -- WILL EXPLAIN THE DANCES, THE OUTFITS AND ALL OF THE TRADITIONS BEHIND THOSE DANCES. SO WE -- WE STRONGLY RECOMMEND PEOPLE WITH CHILDREN OR COMMUNITIES AND SCHOOLS TO COME OUT DURING THAT TIME. THEN AGAIN A GRAND ENTRY AT 1:00, ANOTHER ONE AT 6:30. OUR EVENT GOES ON FROM 10:00 A.M. TO 10:00 P.M., WE HAVE A BEAUTIFUL ARTS AND CRAFTS MARKET OUTSIDE, WE HAVE SOME NATIVE FOODS ALSO IN THE FOOD COURT AND SO I INVITE ALL OF THE COMMUNITY TO COME OUT ON SATURDAY, NOVEMBER THE 5th TO THE TONY BURGER CENTER AND ENJOY THE POW-WOW.

Mayor Wynn: THANK YOU, BEFORE YOU GET AWAY WE HAVE A SPECIAL PROCLAMATION THAT READS BE IT KNOWN WHEREAS THE LOCAL MUSIC COMMUNITY MAKES MANY CONTRIBUTIONS TOWARDS THE DEVELOPMENT OF AUSTIN'S SOCIAL, ECONOMIC AND CULTURAL DIVERSITY, WHEREAS THE DEDICATED EFFORTS OF ARTISTS FURTHER AUSTIN'S STATUS AS THE LIVE MUSIC CAPITAL OF THE WORLD, THEREFORE I WILL WYNN, MAYOR OF THE CITY OF AUSTIN, TEXAS DO HEREBY PROCLAIM TODAY OCTOBER 17th, 2005 -- OCTOBER 20th, NO CARRIERRINGCONNECT 57600 SO -- SO OUR WHOLE GOAL IS TO RAISE AWARENESS OF THE SYMPTOMS OF THIS ILLNESS BECAUSE EARLY DIAGNOSIS WILL SAVE LIVES. SO IF YOU -- IF YOU HAVE SOME PERSISTENT SHORTNESS OF BREATH, THAT DOESN'T SEEM TO HAVE ANOTHER CAUSE, IF YOU FEEL ABNORMALLY FATIGUED OR YOU ARE FAINTING QUITE A BIT UPON EXERTION, PLEASE, PLEASE, PLEASE GO SEE YOUR DOCTOR.

Mayor Wynn: FOLKS, PLEASE JOIN ME IN THANKING LISA FOR RAISING THE AWARENESS OF PULMONARY HYPERTENSION. THANK YOU.

Mayor Wynn: THE NEXT PROCLAMATION I'M JOINED BY JUDGE EVELYN MCKEE THE PRESIDING JUDGE OF THE MUNICIPAL COURT SYSTEM, REBECCA STARK THE MUNICIPAL COURT CLERK, WE ARE DECLARING NEXT WEEK MUNICIPAL COURT WEEK. BEFORE I READ THE PROCLAMATION, I'LL JUST POINT OUT TO PEOPLE THAT THE VAST MAJORITY OF FOLKS WHO

ACTUALLY INTERFACE WITH OUR CITY GOVERNMENT, ACTUALLY DO SO WITH OUR MUNICIPAL COURT LEVEL LIKE IT OR NOT. THERE'S AS MANY AS -- AS MUCH AS WE SORT OF CELEBRATE THE -- THE INTERACTION THAT OCCURS IN THIS VENUE, MOST THURSDAYS, THERE ARE AS MANY AS PROBABLY 400,000 CASES OR SOMETHING LIKE THAT FILED EACH YEAR, YOU KNOW, MANY TRAFFIC CASES AND OTHERS IN THE MUNICIPAL COURT SYSTEM. SO REALLY THE VAST MAJORITY OF CITIZEN INTERACTION WITH CITY GOVERNMENT IS -- IN OUR MUNICIPAL COURT SYSTEM. IT CAN BE A DIFFICULT PLACE TO WORK FOR OUR EMPLOYEES. IT'S A LOT -- YOU KNOW, A BIG CASELOAD, A LOT OF WORK. SEEMINGLY A FEW RESOURCES AND SO WE ARE PROUD TO OCCASIONALLY REMIND BOTH OUR EMPLOYEES, OUR JUDGES, HOW PROUD WE ARE OF THEM FOR THE HARD WORK, BUT THEN ALSO REMIND PEOPLE THAT THERE'S A REASON WHY WE HAVE THE COURT SYSTEM, IT'S AN IMPORTANT PART OF THE LOCAL GOVERNANCE. SO OUR PROCLAMATION READS: BE IT KNOWN WHEREAS SINCE MUNICIPAL COURTS ARE THOSE WITH WHICH MOST PEOPLE COME INTO CONTACT, THE PUBLIC'S IMPRESSION OF THE ENTIRE JUDICIAL SYSTEM IS LARGELY DEPENDENT UPON THEIR EXPERTISE, EXPERIENCE IN MUNICIPAL COURTS. WHEREAS AUSTIN MUNICIPAL COURT PERSONNEL UPHOLD RIGOROUS STANDARDS OF PROFESSIONALISM, WHILE WORKING TO ENSURE THE FAIR ADMINISTRATION OF JUSTICE, AS THEY ADD JUDY INDICATE, SORRY, ADJUDICATE, WHEREAS WE RECOGNIZE OUR 8 JUDGES, 12 SUBSTITUTE JUDGES AND 132 COURT SUPPORT STAFF, AND SALUTE THEIR CRITICAL ROLE IN PRESERVING PUBLIC SAFETY, PROTECTING OUR QUALITY OF LIFE AND DETERRING FUTURE CRIMINAL ACTIVITIES. NOW THEREFORE I WILL WYNN, MAYOR OF AUSTIN, DO HEREBY PROCLAIM NEXT WEEK AS MUNICIPAL COURTS WEEK IN AUSTIN, CALL ON OUR PRESIDING JUDGE, JUDGE EVELYN MCKEE TO SAY A FEW WORDS ABOUT THE COURTS AND OUR EMPLOYEES. JUDGE?

THANK YOU, MAYOR. I'M ACCEPTING THIS ON BEHALF OF THE EMPLOYEES IN OUR COURT AND THE CITY CLERK, THE CITY COURT CLERK WHO IS HERE WITH ME TODAY. WE APPRECIATE THE SUPPORT THAT YOU AND THE COUNCIL

HAVE GIVEN THE COURT OVER ALL OF THE YEARS THAT I HAVE BEEN THERE. OUR MISSION STATEMENT AT MUNICIPAL COURT IS TO BE THE MOST EFFICIENT, EFFECTIVE AND I AM IMPARTIAL MUNICIPAL COURT IN THE STATE OF TEXAS. WE STRIVE TO DO THAT EVERY SINGLE DAY. ONE OF THE THINGS THAT MAKES OUR FORM OF GOVERNMENT GREAT IS THAT WE DO HAVE OPEN COURT. ANY CITIZEN CAN WALK INTO OUR COURTS AT ANY TIME AND OBSERVE THE GOES ON THERE. AND I WOULD LIKE TO INVITE THE CITIZENS OF AUSTIN TO COME DURING THE NEXT WEEK THAT HAS BEEN DENOMINATED AS MUNICIPAL COURTS WEEK TO OBSERVE THE COURT IN ACTION. YOU ARE WELCOME TO COME ANY DAY, YOU DON'T EVEN HAVE TO HAVE A TICKET TO GET THERE [LAUGHTER] THANK YOU SO MUCH.

Mayor Wynn: THANK YOU, JUDGE. [APPLAUSE]

Mayor Wynn: WE HAVE A COUPLE OF PIECES OF RECOGNITION HERE FOR BROWN DISTRIBUTING COMPANY. I'M JOINED BY LORI WATSON. I WILL READ THE OFFICIAL CERTIFICATE OF APPRECIATION FROM THE CITY, THEN AUSTIN ENERGY WHO PARTNERS FREQUENTLY WITH BROWN DISTRIBUTING WILL ALSO PRESENT A PLAQUE TO LORI. A CERTIFICATE OF APPRECIATION READS: FOR THEIR CONTRIBUTIONS TO OUR COMMUNITY, THROUGH THEIR SUPPORT OF ELECTRICAL PEAK LOAD MANAGEMENT, BROWN DISTRIBUTING COMPANY, INCORPORATED, IS DESERVING OF PUBLIC ACCLAIM AND RECOGNITION. BROWN DISTRIBUTING VOLUNTARILY PARTICIPATES IN THE AUSTIN ENERGY LOAD CO-OP PROGRAM THROUGH WHICH THEY REDUCE THEIR ELECTRICAL USAGE AT TIMES OF HIGH SYSTEM DEMAND IN ORDER TO INCREASE SYSTEM RELIABILITY. THE CERTIFICATE IS PRESENTED WITH OUR APPRECIATION ON THEIR EFFORTS ON BEHALF OF THE COMMUNITY, BEST WISHES FOR CONTINUED COLLABORATION IN BENEFITING OUR CITIZENS, THIS 27th DAY OF OCTOBER, 2005, SIGNED BY ME, MAYOR WILL WYNN, ACKNOWLEDGED BY THE ENTIRE AUSTIN CITY COUNCIL, CERTIFICATE OF APPRECIATION TO BROWN DISTRIBUTING, INCORPORATED, FROM THE GREAT CITIZENRY THAT THEY HAVE SHOWN FOR SO MANY YEARS, BUT IN THIS CASE THROUGH OUR AUSTIN ENERGY LOAD MANAGEMENT PROGRAM. PLEASE JOIN ME IN CONGRATULATING BROWN

DISTRIBUTING.

THANK YOU. [APPLAUSE]

YOU CAN SEE A FEW WORDS. SAY A FEW WORDS.

AUSTIN ENERGY WOULD ALSO LIKE TO RECOGNIZE BROWN DISTRIBUTING FOR THEIR PARTICIPATION IN THIS PROGRAM. THEY SHED UPWARDS OF 700 KILOWATTS ON DEMAND WHICH WAS THE EQUIVALENT OF SEVERAL HUNDRED HOMES OF ELECTRICAL DEMAND WHICH HELPS US MAINTAIN OUR ELECTRIC RELIABILITY. WITH THAT SAID AUSTIN ENERGY WITH DEEP APPRECIATION TO BROWN DISTRIBUTING ... THIS DAY, OCTOBER 27th, OF 2005. [APPLAUSE]

I JUST WANT TO SAY THIS WAS A NEAT PROGRAM FOR US TO BE INVOLVED IN. WE GOT ALL OF OUR EMPLOYEES REALLY INVOLVED AND EXPLAINED TO THEM WHAT WE WERE DOING AND THEY REALLY GOT INTO IT AND BECAME MORE AWARE OF WAYS THAT WE COULD SAVE ENERGY AND MONEY AND SO IT WAS REALLY FUN. WE HAD A LOT OF FUN WORKING IN THE DARK SOME OF THOSE DAYS. BUT IT TURNED OUT GOOD. AND I JUST -- THE BEER DEFINITELY STAYED COLD. SO ANYWAY THANK YOU ALL VERY MUCH, WE WERE GLAD TO PARTICIPATE. [APPLAUSE]

Mayor Wynn: I'M JOINED BY SEVERAL ARCHIVISTS, BECAUSE THIS NEXT PROCLAMATION IS FOR ARCHIVES WEEK, I CAN'T RESIST POINTING OUT ONE OF OUR FUN AUSTIN STORIES OF COURSE IS THE NEW RELATIVELY NEW STATUTE THAT WE UNVEILED LAST YEAR OF ANGELINA EBBERLY ON CONGRESS AVENUE, THERE ON THE WEST SIDE OF THE SIDEWALK, A GREAT STORY OF AUSTIN HISTORY, TEXAS HISTORY, CALLED THE ARCHIVES AWARD WHEN THEN PRESIDENT SAM HOUSTON OF THE REPUBLIC OF TEXAS WANTED TO MOVE THE CAPITOL FROM AUSTIN BACK TO HIS NAMESAKE CITY HOUSTON, REALLY THE ONLY EVIDENCE THAT AUSTIN WAS IN FACT THE NATIONAL CAPITAL AT THE TIME WAS THAT WE HELD THE ARCHIVES, HE SENT SOME TEXAS RANGENERS THE MIDDLE OF THE NIGHT TO STEAL OUR ARCHIVES, TAKE THEM BACK TO HOUSTON. THERE BE HOUSTON COULD MAKE THE CLAIM THAT THEY WERE IN FACT THE LEGITIMATE

CAPITAL OF TEXAS. ANGELINA EBBERLY FIRED THE CANNON IN THEORY AT THE RANGERS, BUT WHAT IT DID WAS SIGNALLED THE TOWN THAT THERE WAS AN ATTACK GOING ON. THE TOWN FOLKS CAME OUT OF THE WOODWORK AND CHASED DOWN THE RANGERS, GOT THE ARCHIVE BACK. TOOK THREE OR FOUR DAYS, THEY GOT THEM BACK BEFORE THEY GOT TO HOUSTON. THE REST IS AUSTIN, AUSTIN REMAINS THE CAPITAL OF TEXAS BECAUSE OUR CLEVER LITTLE ARCHIVES WAR. INDEPENDENT OF THAT, WE STILL CELEBRATE THE VALUE OF ARCHIVES AND WE HAVE THE ANNUAL ARCHIVE WEEK, WHICH ALSO IS NEXT WEEK. AFTER WE READ THE PROCLAMATION, APRIL NORRIS WILL SAY A FEW WORDS ABOUT IT. PROCLAMATION READS: BE IT KNOWN WHEREAS THE SOCIETY OF AMERICAN ARCHIVISTS, IS THAT RIGHT? ARCHIVISTS, U.T. STUDENT CHAPTER HOST ARCHIVES WEEK EACH YEAR TO PROMOTE AWARENESS EVER THE IMPORTANCE OF ARCHIVES AND THEIR FUNCTION IN SOCIETY AND TO HIGHLIGHT CURRENT PRESERVATION EFFORTS, WHEREAS THIS YEAR'S THEME FOCUSES ON THE PRESERVATION OF MOVING IMAGES AND ACTIVITIES INCLUDE A LECTURE SERIES, AND THE ANNUAL ARCHIVE CLINIC WORKSHOP CO-HOSTED BY THE AUSTIN HISTORY CENTER. AND WHEREAS THE CLINIC OFFERS AUSTINITES, THE ORGANIZATION, STORAGE AND PRESERVATION OF THEIR OWN PHOTOS, SLIDES, SCRAP BOOKS, HOME VIDEOS, AUDIO RECORDINGS, ET CETERA, THEREFORE I WILL WYNN, MAYOR OF AUSTIN, DO HEREBY PROCLAIM NEXT WEEK, OCTOBER 31st THROUGH NOVEMBER 5th OF 2005 AS ARCHIVES WEEK, CALL ON APRIL NORRIS TO SAY A FEW WORDS ABOUT THE CLINIC, ARCHIVES IN GENERAL, WHAT WE CAN ALL DO TO HELP. APRIL?

THANK YOU, MAYOR. ON BEHALF OF THE SOCIETY OF AMERICAN ARCHIVISTS, UNIVERSITY OF TEXAS STUDENT CHAPTER, THE ARCHIVES AND PRESERVATION FACULTY OF THE SCHOOL OF INFORMATION, AND THE AUSTIN HISTORY CENTER, WE ARE HAPPY TO RECEIVE THIS PROCLAMATION TODAY. ARCHIVES WEEK IS A NATIONALLY ORGANIZED BUT LOCALLY -- BUT LOCALLY SPONSORED CELEBRATION THAT DOES RAISE AWARENESS OF ARCHIVES AND THEIR SOCIAL ROLE IN OUR SOCIETY. THE WEEKS EVENTS HIGHLIGHT CURRENT PRESERVATION EFFORTS AND RESEARCH AND

PROVIDE A FREE CIVIC FORUM TO DISCUSS ARCHIVAL ISSUES THAT IMPACT OUR DAILY LIVES. THIS IS THE 7th ANNUAL ARCHIVES WEEK CELEBRATION IN AUSTIN. THIS YEAR'S THEME AS THE PROCLAMATION SAID IS REAL PRESERVATION, THE PRESERVATION OF THE MOVING IMAGE, THE ROLE ARCHIVES HAVE IN PRESERVATION OF THOSE FILMS. WE ARE HOSTING NUMEROUS FREE EVENTS DURING THE WEEK, WHICH INCLUDE THE LECTURE SERIES, A FILM VIEWING AND AT THE END OF THE WEEK WE WILL CONCLUDE THE CELEBRATION WITH THE ARCHIVES CLINIC. THE LAST EVENT GIVES US THE ARCHIVAL STUDENTS AND PROFESSIONAL ARCHIVISTS IN THE COMMUNITY A CHANCE TO OFFER OUR ASSISTANCE TO CITIZENS OF AUSTIN TO LEARN HOW TO PROVIDE, CARE FOR AND PROTECT THEIR SPECIAL DOCUMENTS, THEIR FAMILY HERITAGE AND THEIR IMPORTANT RECORDS THAT THEY NEED TO HAVE IN ORDER TO DO DAILY BUSINESS. THIS ISSUE KIND OF HAS BECOME HIGHLIGHTED WITH THE KATRINA HURRICANE THAT HAS HAPPENED. NOTABLY THE LAND RECORDS THAT -- THAT WERE THOUGHT OF TO BE DAMAGED. HAS EVERYONE WHO HAS WORKED WITH LAND RECORDS KNOWS, YOU CAN'T DO ANYTHING IN THE CITY IF YOU DON'T HAVE LAND RECORDS. SO IF YOU ARE INTERESTED IN LEARNING MORE ABOUT ARCHIVES WEEK, YOU CAN LOOK FOR SAAUT ON THE INTERNET OR CONTACT THE AUSTIN HISTORY CENTER FOR MORE INFORMATION. WE DO LOOK FORWARD TO SEEING YOU ALL NEXT WEEK. WE HOPE THAT YOU WILL JOIN US IN THE CELEBRATION. THANK YOU.

THANK YOU. [APPLAUSE] [ONE MOMENT PLEASE FOR CHANGE IN CAPTIONERS]

... FOR HAVING BEEN SELECTED BY THE UNITED WAY CAPITAL AREA AS THE SEPTEMBER 2005 VOLUNTEER OF THE MONTH, HARRY JORDAN IS DESERVING OF PUBLIC ACCLAIM AND RECOGNITION. HARRY HAS BEEN A VOLUNTEER AT BIB BROTHERS AN BIG SISTERS AND MENTOR TO JOSH SINCE NOVEMBER OF 2000. HARRY HAS GONE FAR BEYOND THE EXPECTATIONS BOTH TIMEWISE AND HAS MADE A SIGNIFICANT IMPACT ON HIS CONFIDENT -- AS A CONFIDANTE, ADVISOR AND MENTOR. WE ARE PLEASED TO HONOR HARRY FOR THE IMPACT HE HAS MADE ON ONE YOUNG MAN'S LIFE AND FOR THE SELFLESS EXAMPLE HE

PROVIDES FOR OTHERS INVOLVED IN BIG BROTHERS, BIG SISTERS. THIS CERTIFICATE IS PRESENTED IN RECOGNITION OF THIS GREAT ACCOMPLISHMENT, OCTOBER 27th, 2005, ASSIGNED BY ME, ACKNOWLEDGED BY THE AUSTIN CITY COUNCIL, PLEASE JOIN ME IN CONGRATULATING HARRY JORDAN AS VOLUNTEER OF THE MONTH. [APPLAUSE]

THANK YOU, MAYOR. I'M ANN STAFFORD, CHAIR OF THE VOLUNTEER CENTER ADVISORY BOARD, AND HARRY JORDAN IS ONE OF THOSE EXEMPLARY VOLUNTEERS WHO HAS MADE A PERSONAL COMMITMENT TO MAKE A REAL DIFFERENCE IN A CHILD'S LIFE. HE HAS BEEN BIG BROTHER TO THIS LITTLE BOY FOR FIVE YEARS NEXT MONTH. FIVE YEARS. THAT IS QUITE A COMMITMENT, AND HE HAS COMMITTED TO STAY IN THIS ROLE UNTIL HIS LITTLE BROTHER, HIS LITTLE, AS THEY SAY, GRADUATES FROM HIGH SCHOOL, AND I SUSPECT THEY WILL GO ON A LITTLE LONGER THAN THAT. HE'S JOINED TODAY BY MEMBERS OF BIG BROTHERS, BIG SISTERS, AND WE'RE HAPPY TO INFORM YOU THAT BIG BROTHERS, BIG SISTERS, WILL RECEIVE A SMALL CHECK IN HONOR OF HARRY AND WE HOPE YOU'LL USE THAT FOR VOLUNTEER RECOGNITION, BECAUSE WE KNOW THAT VOLUNTEERS ARE PRICELESS, AND YOUR OPERATION COULDN'T RUN WITHOUT 'EM. SO THANK YOU, HE'S ALSO JOINED BY HIS FIANCE, RAQUEL THORNTON, AND A JUNE WEDDING IS PLANNED AND I THINK HE'S PROBABLY -- PROBABLY READY FOR THAT WEDDING. I THINK THE -- ONE OF THE THINGS THAT HE'S LEARNED IN HIS TIME AS A BIG BROTHER IS PATIENCE LEADS TO OPENNESS AND UNDERSTANDING, AND WE HOPE THAT THAT LESSON SERVES YOU ALL WELL IN YOUR MARRIAGE. THANKS SO MUCH. [APPLAUSE]

I DIDN'T HAVE ANY PREPARED REMARKS BUT I WOULD LIKE TO THANK THE MAYOR AND THE CITY OF AUSTIN FOR THIS PROCLAMATION, AND BIG A BIG BROTHER HAS TRULY IMPACTED MY LIFE, STARTED OUT AS A YOUNG MAN WANTED SOMETHING TO DO AND LEARNED SO MUCH MORE IN THE PROCESS. SEEING A YOUNG CHILD DEVELOP INTO A TEEN-AGER AND ALL THE THINGS THAT ARE ASSOCIATED WITH DEALING WITH A TEEN-AGER. BUT IT'S BEEN A WONDERFUL EXPERIENCE AND THANK YOU AGAIN FOR THIS

AWARD. [APPLAUSE]

Mayor Wynn: SO OUR OCTOBER VOLUNTEER OF THE MONTH IS ACTUALLY THE HEARTS OF CENTRAL TEXAS AND WE'LL HEAR MORE ABOUT THE PROGRAM, JOINED BY A NUMBER OF FOLKS FROM OUR HEALTH DEPARTMENT, FROM OEM, AND FROM THE COMMUNITY, CERTIFICATE OF CONGRATULATION READS FOR HAVING BEEN SELECTED BY THE UNITED WAY CAPITAL AREA AS THE OCTOBER 2005 VOLUNTEER OF THE MONTH, THE HEARTS OF CENTRAL TEXAS ARE DESERVING OF PUBLIC ACCLAIM AND RECOGNITION. AN ESTIMATED 22,000 VOLUNTEERS IN THE AUSTIN AREA RALLIED TO ASSIST EVACUEES FROM HURRICANES KATRINA AND RITA. THEIR ASSISTANCE RAN THE GAMUT FROM DATA ENTRY TO MEDICAL CARE TO CHILD CARE TO ORGANIZING SHELTERS AND PROVIDING FOOD AND CLOTHING. THEY EVEN PROVIDED AN ASSISTED WITH TECHNOLOGY SO PEOPLE COULD LOCATE FAMILY MEMBERS AND BEGIN THE PROCESS OF PUTTING THEIR LIVES BACK TOGETHER. WE JOIN THE UNITED WAY CAPITAL AREA IN PAYING TRIBUTE TO OUR CITIZEN'S GENEROSITY AND OPEN HEARTEDNESS IN CARRYING FOR SO MANY PEOPLE IN NEED. THIS CERTIFICATE IS PRESENTED IN RECOGNITION THIS 27th DAY OF OCTOBER 2005 SIGNED BY ME, MAYOR WILL WYNN, ACKNOWLEDGED BY THE ENTIRE AUSTIN CITY COUNCIL REALLY FOR THE ENTIRE GOOD WILL AND THE OPEN HEARTEDNESS OF THIS LARGER COMMUNITY. PLEASE JOIN ME IN ACKNOWLEDGEMENT OF A GREAT VOLUNTEER EFFORT WHEN IT COMES TO HELPING SO MANY PEOPLE IN NEED. [APPLAUSE]

I THINK NO ONE WOULD ARGUE WITH THE FACT THAT TWO STORMS BROUGHT OUT THE VERY BEST IN AUSTIN. BROUGHT OUT OVER 22,000 PEOPLE. I MEAN THINK ABOUT THAT, 22,000 PEOPLE SHOWED UP TO PROVIDE HEALTH CARE, TO SORT FOOD, TO SORT CLOTHES, TO HOOK UP INTERNET COMPUTERS, TO ENTERTAIN CHILDREN, TO GIVE AID AND COMFORT, TO DO WHAT NEEDED TO BE DONE, AND THERE ARE FEW PEOPLE WHO NEED TO BE RECOGNIZED. SOME OF WHOM ARE WITH US, SOME OF WHOM COULDN'T MAKE IT TODAY. DEAN NECESSARY BLOCK FROM THE AMERICAN RED CROSS OF CENTRAL TEXAS. DALE THOMPSON FROM AUSTIN FREE NET, LINDSEY MCGINNIS

AND VALLEY WASS FROM THE OEM VOLUNTEER CENTER.
BELINDA FROM THE TRAVIS COUNTY MEDICAL SOCIETY.
PALLY LUIS FROM MEDICAL ALLIANCE. MARY ROSEMAN, AND
TERRY SPARKS FROM THE COMMUNITY CARE SERVICES
DEPARTMENT. I MEAN, WITHOUT THEIR EXPERTISE, WITHOUT
THEIR CREATIVITY, THOSE 22,000 PEOPLE WHO SHOWED UP
TO HELP WOULDN'T HAVE WILL ANYTHING TO DO, AND I CAN
TELL YOU HAVE BEEN BEEN ONE OF THOSE 22,000 PEOPLE IT
WAS A LITTLE LIKE HERDING CATS, BUT WE HAVE ANOTHER
LITTLE SURPRISE THAT WE WANT TO ADD TO THIS TODAY,
AND THAT IS THAT THROUGHOUT THE WEEKS FOLLOWING
HURRICANE KATRINA, THERE WERE LOTS OF STORIES THAT
CAME OUT ABOUT HEROIC DEEDS. BUT ONE OF MY
FAVORITE HAS TO DO WITH TOWELS. FOR THOSE OF YOU
WHO WENT TO THE SHELTER TO VOLUNTEER THAT WEEK,
YOU'LL KNOW THAT THERE WERE BATH HOUSES,
TEMPORARY BATH HOUSES CONSTRUCTED OUT FROM THE
LOADING DOCK SO THAT EVACUEES FROM NEW ORLEANS,
SOME OF WHOM HAD -- STILL HAD THE RESIDUE OF FLOOD
WATERS ON THEM COULD TAKE A SHOWER, COULD WASH
THEIR HAIR, COULD START TO FEEL HUMAN AGAIN, AND
THERE WERE LOTS OF TOWELS, THERE WAS SHAMPOO,
THERE WAS SOAP, EVERYTHING WAS TAKEN CARE OF, BUT
ONE OF THE DETAILS THAT SORT OF GOT MISSED WAS
LAUNDRY SERVICES. WELL, WE HAPPENED TO HAVE A
LEADER IN THIS COMMUNITY WHO SAID, I'LL TAKE CARE OF
THAT, AND OUR OWN MAYOR PUSHED A GONDOLA OF ABOUT
A THOUSAND POUNDS OF TO TOWELS TO A NEARBY HOTEL
AND NEGOTIATED WITH THEM TO WILLINGLY DO THE
LAUNDRY. SO... [LAUGHTER]... BECAUSE WE HAVE A MAYOR
WHO DOESN'T THROW IN THE TOWEL BUT INSTEAD SEES TO
IT IT GETS WASHED, WE HAVE A COMMEMORATIVE TOWEL
SO... [APPLAUSE]

ON BEHALF OF ALL OF US WHO APPRECIATE YOUR
LEADERSHIP AND ALL THOSE CATS WHO GOT HERDED BY
YOUR CREATIVITY AND YOUR LEADERSHIP, THANK YOU. WE
HONOR YOU AND WE ARE VERY PROUD TO BE PART OF THIS
CITY BECAUSE OF YOUR PARTICIPATION AND YOUR
LEADERSHIP. [APPLAUSE]

THE COUNCIL MEETING WILL RESUME AFTER ONE SHORT

BREAK. THANK YOU.

Mayor Wynn: AT THIS TIME I'LL CALL BACK TO ORDER THE MEETING OF THE AUTOMOBILES COUNCIL, I EXPECT THE REST OF THE COUNCIL WILL BE HERE IN A MINUTE OR TWO. OUR FIRST SCHEDULED EVENT AFTER 6 P.M. IS ITEM NUMBER 28 WHICH IS THE STAFF PRESENTATION OF THE AFRICAN-AMERICAN QUALITY OF LIFE PROJECT IMPLEMENTATION TEAM AND I'LL WELCOME CHIEF MIKE MCDONNELL.

THANK YOU, MAYOR, MAYOR PRO TEM, AND COUNCIL, WE'RE ME PLEASED TO PRESENT TO YOU TODAY THE AFRICAN-AMERICAN QUALITY OF LIFE INITIATIVE STAFF REPORT. BEFORE I BEGIN, I WOULD LIKE TO THANK EVERYONE THAT PARTICIPATED IN THIS EFFORT, IT'S BEEN A TREMENDOUS EFFORT, AS EACH OF YOU KNOW, THESE HAVE BEEN CHALLENGING TIMES FOR OUR COMMUNITY WITH THE EFFORTS THAT WE HAD TO ENDURE WITH KATRINA AND RITA, AND THROUGH ALL OF THAT THE COMMUNITY ALONG WITH STAFF CONTINUED TO MEET RECOGNIZING HOW IMPORTANT THIS INITIATIVE WAS, AND ALTHOUGH WE HAD TO REQUEST A SLIGHT DELAY, NEVERTHELESS THE WORK CONTINUED AND WE'RE PLEASED TO PRESENT TO YOU THE REPORT TODAY. MAYOR AND COUNCIL, FOR MANY YEARS AFRICAN-AMERICANS HAVE EXPRESSED A CONCERN OF A DECLINING QUALITY OF LIFE HERE IN AUSTIN, MANY AFRICAN AMERICANS WHO HAVE RESIDED HERE IN AUSTIN ALL OF THEIR LIVES AND THOSE WHO HAVE RELOCATED FROM OTHER CITIES COMPLAIN ABOUT A LACK OF AFRICAN-AMERICAN CULTURE AND ACTIVITIES IN OUR COMMUNITY. IN FACT EVEN CORPORATIONS HAVE EXPRESSED DIFFICULTY LURING YOUNG AFRICAN-AMERICAN PROFESSIONALS TO AUSTIN. THIS IS TROUBLING BECAUSE AUSTIN PRIDES ITSELF ON BEING A PLACE THAT EVERYONE WOULD WANT TO LIVE. THESE CONCERNS FROM THE AFRICAN-AMERICAN COMMUNITY PROMPTED THE CITY MANAGER TO EXAMINE THIS ISSUE. IN SEPTEMBER OF 2004, THE CITY MANAGER DIRECTED OUR DEMOGRAPHER RYAN ROBINSON TO CONDUCT A STUDY OF AFRICAN-AMERICAN QUALITY OF LIFE IN AUSTIN. SOME OF THE AREAS THAT WERE EXAMINED WERE FAMILY INCOME, HOME OWNER SHIP, UNEMPLOYMENT, BUSINESS OWNERSHIP, AND EDUCATION

ATTAINMENT. THE STUDY, THE AFRICAN-AMERICAN SCORE CARD WAS PRESENTED TO COUNCIL IN MARCH OF THIS YEAR. THE FINDINGS INDICATED THAT AFRICAN-AMERICANS IN AUSTIN FARED WELL WHEN COMPARED TO OTHER AFRICAN-AMERICANS NATIONWIDE, HOWEVER, WHEN COMPARED TO THE GENERAL POPULATION HERE IN AUSTIN, AFRICAN-AMERICANS LAG BEHIND IN AREAS SUCH AS INCOME, HOMEOWNER SHIP, EDUCATION AND BUSINESS OWNERSHIP. THE CITY HIRED REGINA JACKSON TO CONDUCT A SERIES OF FORUMS TO ASSESS AFRICAN-AMERICANS EXPERIENCES HERE IN AWRNGS SOLICIT FEEDBACK FROM THE SCORE CARD AND MAKE RECOMMENDATIONS TO THE CITY TO IMPROVE THE QUALITY OF LIFE OF AFRICAN-AMERICANS. THESE FORMS ALLOWED US TO COLLECT QUALITATIVE DATA TO BE ANALYZED ALONG WITH THE EXISTING QUANTITATIVE DATA WE HAD RECEIVED FROM THE SCORE CARD. TWO QUESTIONS WERE POSED TO PANEL MEMBERS AND CITIZENS THAT ATTENDED THE FORUMS. DO AFRICAN-AMERICANS EXPERIENCE CHALLENGES DIFFERENT FROM OTHERS IN AUSTIN? THE RESPONSE WAS AN OVERWHELMING YES. THE SECOND QUESTION WAS WHAT LOCAL -- WHAT COULD LOCAL GOVERNMENT DO TO RETAIN AND ATTRACT AFRICAN-AMERICANS SO THAT AUSTIN MAINTAINS A DIVERSE ECONOMY AND CULTURE? ON MAY 26th GROUP SOLUTIONS PRESENTED THEIR FINDINGS TO COUNCIL. THE COMMUNITY MADE RECOMMENDATIONS ON HOW THE CITY COULD IMPROVE THE QUALITY OF LIFE OF AFRICAN-AMERICANS IN SEVERAL AREAS SUCH AS ARTS AND ENTERTAINMENT, BUSINESS, EDUCATION EMPLOYMENT, POLICING AND HOUSING. MEMBERS OF THE COMMUNITY STEPPED FORWARD AND REQUESTED A MONTH TO REVIEW THE RECOMMENDATIONS THAT HAVE BEEN PRESENTED TO YOU BY GROUP SOLUTIONS. ON JUNE 23RD THE COMMUNITY PRESENTED ITS POSITION PAPER TO COUNCIL. ALL THE RECOMMENDATIONS FROM THE GROUP SOLUTIONS EFFORT WERE SUPPORTED BY THE COMMUNITY. THE COMMUNITY ADDED AN ADDITIONAL 32 RECOMMENDATIONS TO THEIR DOCUMENT, BRINGING THE TOTAL TO ABOUT 55 RECOMMENDATIONS. HELP WAS ADDED AS AN ADDITIONAL CATEGORY THAT NEEDED ATTENTION. CITY STAFF WAS DIRECTED TO REVIEW RECOMMENDATIONS AND REPORT BACK TO COUNCIL WHAT RECOMMENDATIONS COULD BE

IMPLEMENTED. 6 SUB COMMITTEES WERE FORMED TO REFINER THE RECOMMENDATIONS, DEVELOP PERFORMANCE MEASURES AND ESTABLISH PROJECT TIME LINES. THE SUBCOMMITTEES CONSISTED OF CITY STAFF AND CITIZENS SELECTED BY THE COMMUNITY. CITY CO-CHAIRS, CITY CO-CHAIRS WERE AT LEAST A DIRECTOR, ASSISTANT DIRECTOR LEVEL, AND CITIZEN CO-CHAIRS THAT WERE ALSO SELECTED BY THE COMMUNITY. THE TEAMS FOCUSED ON TRYING TO REACH CONSENSUS ON THESE RECOMMENDATIONS, IMPLEMENTING SHORT-TERM SOLUTIONS AND PRODUCING A FINAL IMPLEMENTATION PLAN. THE FINAL PRODUCT, THE AFRICAN-AMERICAN QUALITY OF LIFE BLUEPRINT FOR SUCCESS IS A BLUEPRINT FOR A TWO YEAR PLAN ON HOW WE WILL MOVE FORWARD TO TRY TO IMPLEMENT THE RECOMMENDATIONS. COUNCIL, I WOULD LIKE -- I WOULD NEXT LIKE TO GIVE YOU AN OVERVIEW OF HOW WE WILL BE PRESENTING TO YOU TONIGHT. TONIGHT'S PRESENTATION WILL BE DIVIDED INTO SIX SECTIONS. HEALTH, POLICE AND SAFETY, ARTS, CULTURE AND ENTERTAINMENT; BUSINESS AND ECONOMIC DEVELOPMENT; NEIGHBORHOOD SUSTAINABILITY AND EMPLOYMENT EDUCATION. EACH CITY STAFF SUB COMMITTEE CO-CHAIR WILL PRESENT THE FOLLOWING TO YOU. A LIST OF COMMITTEE'S PARTICIPANTS, COMMUNITY RECOMMENDATIONS THAT STAFF SUPPORTS AT THIS POINT, RECOMMENDATIONS THAT STAFF FELT NEEDED TO BE MODIFIED, I WOULD LIKE TO MENTION THERE ARE ONLY 14 OF THE 55 RECOMMENDATIONS THAT STAFF RECOMMENDED SOME MODIFICATION TO. THE INVESTMENT YOU'VE ALREADY MADE IN THIS INITIATIVE THROUGH THE '05-'06 BUDGET AND CURRENT INITIATIVES THAT ARE ALREADY UNDERWAY AS WE MOVE THROUGH THIS PROCESS. AFTER THE STAFF CO-CHAIR PRESENTS, THE COMMUNITY CO-CHAIR WILL PRESENT -- WILL MAKE COMMENTS FOR THEIR TOPIC AREA AS WELL. A COUPLE OF SPECIAL NOTES. WHETHER THE RECOMMENDATIONS APPEAR ON A LIST TO BE ACCEPTED OR MODIFIED BY STAFF, THE RECOMMENDATION MAINTAINED ITS ORIGINAL NUMBERS AND ORDER FROM THE COMMUNITY POSITION PAPER FOR TRACKING PURPOSES. NEXT WEEK WE WILL BE PROVIDING COUNCIL WITH A MORE DETAILED SUMMARY OF HOW EACH RECOMMENDATION WILL BE ADDRESSED. BEFORE STAFF BEGINS THIS PRESENTATION, MR. BYRON MARSHALL WILL BE

MAKING COMMENTS ON BEHALF OF THE COMMUNITY AND THEN AFTER THE STAFF PRESENTATION, MR. NELSON LINDHER WILL BE MAKING CLOSING COMMENTS ON BEHALF OF THE COMMUNITY. I WOULD NOW LIKE TO TURN THE PRESENTATION OVER TO MR. MARSHALL FOR COMMENTS FOR THE COMMUNITY.

GOOD EVENING, MAYOR, MAYOR PRO TEM, COUNCILMEMBERS, MADAM CITY MANAGER, CHIEF, I WAS SELECTED BY OUR GROUP JUST TO TRY TO PUT IN CONTEXT WHAT WE THINK YOU'RE ABOUT TO HEAR THIS EVENING AND TO SAY FIRST OFF THAT THIS WAS A COLLABORATION THROUGHOUT THIS ENTIRE PROCESS. THE LAST FOUR MONTHS HAVING GRUELING, BUT THEY HAVE BEEN FOR THE MOST PART PRODUCTIVE. LARGELY BECAUSE OF THE LEADERSHIP THAT WAS SHOWN BY THE CITY MANAGER AND CHIEF MCDONALD AND THE ASSISTANT DIRECTORS AND DIRECTOR LEVEL FOLKS WHO WORKED WITH US. STAFF WAS VERY PROFESSIONAL THROUGHOUT THE ENTIRE PROCESS AND SOMETIMES WE JUST HAVE TO AGREE TO DISAGREE. BUT WE HAVE AGREED TO CONTINUE MOVING FORWARD TO TRY TO REACH RESOLUTION ON MOST ISSUES. THERE'S A QUOTE THAT I WANTED TO GIVE YOU THAT KIND OF PUTS TONIGHT'S CHALLENGE IN A NUTSHELL AND THIS QUOTE COMES FROM A WISE AND RESPECTED WOMAN THAT I'M JUST GOING TO READ. IT GOES WHATEVER WE DO HERE TODAY WE NEED TO MAKE SURE WE'RE NOT BACK HERE IN FIVE YEARS WITH THE SAME FINDINGS AND NO PROGRESS. WE NEED TO RESOLVE THE CONTRADICTIONS BETWEEN WHAT WE SAY WE BELIEVE AND WHAT WE ACTUALLY DO. WE NEED TO GET AT THE HEART OF THE RACE ISSUE THAT CONFRONTS US IN AUSTIN TODAY. AND THAT QUOTE IS FROM YOUR CITY MANAGER ON MAY 26th, 2005. AND THAT PRETTY MUCH KICKED OFF THIS EVENT, KICKED OFF THIS PROCESS. AND I GUESS WE WANT TO THANK YOU AS A BODY FOR THE LEADERSHIP YOU DISPLAYED BACK IN JUNE TO BEGIN IMPROVEMENT OF QUALITY OF LIFE FOR AFRICAN-AMERICANS HERE IN TOWN. IT WAS A BOLD STEP, AND IT'S ONE THAT IS NOT ALWAYS -- MAY NOT ALWAYS BE POPULAR, BUT YOU DEMONSTRATE A FORESIGHT AND YOU REALIZE THAT UNLESS AFRICAN-AMERICANS CAN ENJOY THE SAME QUALITY OF LIFE AS OTHERS IN AUSTIN, THIS CITY CAN'T

REACH ITS FULL POTENTIAL. THE COMMUNITY HAS DEMONSTRATED FAITH, TRUST, AND A WILLINGNESS TO WORK LONG AND HARD BECAUSE THIS IS AN UNPRECEDENTED OPPORTUNITY, AT LEAST IN OUR LIFE TIME, TO WORK WITH CITY'S LEADERSHIP AND PARTNERSHIP TO CHANGE THE COURSE OF HISTORY IN AUSTIN. OUR CITY MANAGER BOLDLY EXPOSED HER HEART WHEN SHE ASSERTED, AUSTIN HAS A HEART IN ITS SOUL, BECAUSE OF THE LONG HISTORY OF CONTINUED PRACTICE OF UNEQUAL TREATMENT OF AFRICAN-AMERICANS HERE AROUND THE COUNTRY, THIS SET IN MOTION PROCESS TO TRY TO EQUALIZE THINGS. IT'S IMPORTANT FOR ALL OF US TO REMEMBER THAT THIS HOLE WASN'T CREATED IN THE SHORT TIME AND IT WON'T BE HEALED IN A SHORT TIME, AND WE APPRECIATE THE FACT THAT THE CITY IS TAKING A LONG-TERM VIEW TO TRY AND TO FIX THIS. WE JUST ASK THAT WE ALL STAY COMMITTED, STAY ON A COURSE OF TREATMENT THAT IS JUST AND RIGHT. LAST SUMMER WAS MADE CLEAR TO THE ENTIRE AUSTIN COMMUNITY THAT PREVIOUS REPORT, SCORE CARDS, COMPARATIVE STUDIES AND THE MARKETS FOR REPORTS MORE THAN DEMONSTRATED THE NEED FOR BOLD AND EFFECTIVE ACTION, TO BEGIN THE REVERSE THE ILLNESSES OF TIME AND THINGS HAVE DIMINISHED THE ENTIRE CITY, FOR THIS PROCESS WE ARE ENGAGED IN TO ACHIEVE MAXIMUM RESULTS, THE COMMUNITY, LEADERSHIP AND STAFF MUST DEMONSTRATE THE ABILITY TO EXPLORE CREATIVE SOLUTIONS AND NOT DEFEND INEFFECTIVE OR EXISTING PROGRAMS, OR FROM OUR SIDE TO HOLD ON TO THINGS THAT ARE FOR PERSONAL GAIN AND NOT FOR THE OVERALL GAIN OF THE COMMUNITY. THE WORLD TO IDENTIFY ADEQUATE SHORT AND LONG-TERM RESOURCES THAT WOULD SUPPORT AND SUSTAIN THE HEALING CHANGES ARTICULATED IN THE COMMUNITY'S POSITION PAPER THAT WAS APPROVED BY THE COUNCIL, AND THE DETERMINATION TO RESOLVE THE REMAINING CRITICAL ISSUES. WELL, AND THERE'S ONE LAST THING. THE HEART TO UNDERSTAND THAT THIS ISSUE TOUCHES THE HEART OF TRUE GOVERNANCE. WE HAVE TO SOLVE THE PROBLEM AND TO SOLVE THAT PROBLEM IT MEANS THAT WE HAVE TO MOBILIZE INDIVIDUALS, PUBLIC SERVANTS, AND CORPORATE CITIZENS. IT ALL CAN'T BE DONE BY THE CITY. EVERYBODY

HAS A ROLE IN THIS BECAUSE THIS IS THE -- THIS IS A NATIONAL ISSUE, BUT YOU'RE LOOKING AT A MICRO COSM OF IT HERE IN AUSTIN, TEXAS. IT'S MORE PREVALENT IN THIS CITY THAN IN OTHER CITIES IN TEXAS RIGHT NOW. BUT IT DOESN'T HAVE TO BE. THIS IS A GREAT CITY. THERE'S A LOT OF THINGS THAT CAN BE DONE TO MAKE IT EFFECTIVE, TO MAKE IT FRIENDLY TO AFRICAN-AMERICANS AND TO BUILD THAT SUPPORT THAT IS NECESSARY. WE ASK AND THE CHALLENGE FOR US ALL IS TO CONTINUE PUSHING FORWARD, TO MAKE SURE THAT WE HAVE ACCOUNTABILITY FOR THE MEASURES THAT ARE SET FORTH TONIGHT AND THAT WE WORK TOWARD THEM EFFECTIVELY. AND WE THANK YOU FOR GIVING US THE OPPORTUNITY.

Mayor Wynn: THANK YOU, MR. MARSHALL. OKAY.

THANK YOU, MAYOR. MAYOR, PRESENTING FIRST WILL BE SHANNON JONES, OUR ASSISTANT DIRECTOR OF HEALTH AND HUMAN SERVICES PRESENTED FOR THE HEALTH AREA, AND COMMUNITY COMMENTS WILL BE MADE BY MR. JOE BONDS.

MAYOR AND COUNCIL, CITY MANAGER, MAYOR PRO TEM, LIKE TO FIRST START OFF BY INTRODUCING THE MEMBERS OF OUR IMPLEMENTATION TEAM. MY CO-CHAIR, MR. JOE BARNES, OTHER COMMUNITY MEMBERS ARE DR. CHIQUITA COLIN, THE UNIVERSITY OF TEXAS. MS. SHIRLEY BROWN FROM TRAVIS COUNTY JUVENILE PROBATION. WHITNEY HOUSTON, A GRANTS COORDINATED WITH HOUSTON TILLOTSON UNIVERSITY. EDGAR WHITFIELD, PRESIDENT OF NORTHEAST COMMUNITY COUNCIL OF AUSTIN. DR. MARGARITA DELSOLIO, AND DR. MONICA BEDFORD. THE STAFF WAS COMPOSED OF MR. MARTIN HARRIS, MR. BOYD DUNCAN, MR. SAM PRICE, MR. WILLIE HARRIS, AND MISS SHERRILL DECAMPO. MAYOR WYNN, MAYOR PRO TEM THOMAS, COUNCILMEMBERS, CITY MANAGER, I WISH TO THANK YOU FOR THE OPPORTUNITY TO PRESENT THE REPORT ON THE AFRICAN-AMERICAN QUALITY OF LIFE AND THE CATEGORY OF HEALTH. OUR GOAL IN WORKING WITH THE COMMUNITY WAS TO INCREASE ACCESS AND AVAILABILITY OF SERVICES FOR AFRICAN-AMERICANS IN THE CITY OF AUSTIN RELATED TO HEALTH. THERE WERE NINE RECOMMENDATIONS PUT FORTH BY THE COMMUNITY. I AM

HAPPY TO ANNOUNCE THAT WE ARE SUPPORTIVE OF ALL NINE RECOMMENDATIONS. THE FIRST FIVE RECOMMENDATIONS ARE LISTED HERE BEFORE YOU. THE REMAINING FOUR ON THE NEXT SLIDE. THIS SUPPORT COMES AS A RESULT OF WORKING WITH THE COMMUNITY FOR THE PAST SEVERAL YEARS TO IDENTIFY AREAS OF COLLABORATION BETWEEN THE DEPARTMENT AND THE COMMUNITY. SUZE ORMAN SEVERAL CONFERENCES, WORKSHOPS AND FOCUS GROUPS HAVE BEEN HELD TO GARNER THIS INPUT, AND THESE RECOMMENDATIONS ARE A DIRECT OUTGROWTH OF THIS COLLABORATION. SOME OF THE HIGHLIGHTINGS OF THE 2005 AND '06 BUDGET RELATED TO THESE RECOMMENDATIONS ARE AS FOLLOWS: YOU HAVE APPROVED \$49,000 FOR THE HIRING OF A PREVENTION STAFF PERSON TO BEGIN THE OUTREACH EFFORTS IN THE AFRICAN-AMERICAN COMMUNITY. WE WILL BE ABLE TO USE \$150,000 IN CSBG FUNDING TO SUPPORT THE EFFORT OF THE PREVENTION TEAM AND NEIGHBORHOOD MODEL INITIATIVE. AND WE'RE VERY EXCITED ABOUT A PROPOSED \$250,000 GRANT FROM THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES AWARDED TO THE COMMUNITY SERVICES DEPARTMENT TO SET UP A INCUBATOR CLINIC IN NORTH AUSTIN. WE HAVE COLLABORATED WITH THE COMMUNITY SERVICES DEPARTMENT TO IDENTIFY OUTREACH EFFORTS FOR THAT CLINIC WHICH WILL TARGET THE AFRICAN-AMERICAN COMMUNITY. THIS CLINIC IS SCHEDULED TO OPEN DECEMBER 1, 2005. I WOULD LIKE TO BRIEFLY SHARE WITH YOU SOME OF THE CURRENT INITIATIVE AND SHORT-TERM IMPLEMENTATION IMPLEMENTATION PLANS FOR THESE RECOMMENDATIONS. RECOMMENDATION NUMBER ONE, ENCOURAGE THAT TRAVIS COUNTY HOSPITAL DISTRICT TO ESTABLISH A CLINIC IN FAR NORTHEAST AUSTIN. WE HAVE WORKED WITH THE COMMUNITY CARE SERVICES DEPARTMENT AND THE TRAVIS COUNTY HOSPITAL DISTRICT TO ESTABLISH A CLINIC IN NORTH AUSTIN TO OPEN DECEMBER 1, 2005. THIS CLINIC IS TEMPORARILY TO BE HOUSED AT THE OLD ST. JOHN'S LOCATION AT 928 BLACKSON. WE WOULD LIKE TO THANK MR. DAVID MILLE, C.E.O. OF THE COMMUNITY CARE DEPARTMENT AND HIS STAFF AND ACKNOWLEDGE SUPPORT THEY HAVE PROVIDED IN THIS ENDEAVOR. WE HAVE MET WITH AND ARE WORKING WITH THE COMMUNITY TO SEE IF THIS IS THE BEST

LOCATION OR IF THE LOCATION FURTHER NORTH NEAR THE IH-35 AND BREAKER AREA IS A BETTER LOCATION, CLOSER TO WHERE 40% OF THE AFRICAN-AMERICAN POPULATION IN AUSTIN RESIDE. WOMEN ACCOMMODATION NUMBER TWO, CREATE A PREVENTION TEAM TO PROVIDE FOCAL SERVICES IN AFRICAN-AMERICAN COMMUNITIES. I'M HAPPY TO ANNOUNCE WE HAVE FORMED A FIVE MEMBER PREVENTION TEAM TO PROVIDE CURRENT HEALTH AND HUMAN SERVICES DEPARTMENT SERVICES BY WAY OF OUR MOBILE OUTREACH VAN TO THE COMMUNITY. THESE SERVICES WILL INCLUDE HEALTH SCREENINGS, HEALTH EDUCATION CLASSES, MEDICAL REFERRALS AND OTHER HEALTH SERVICES FOR THE AFRICAN-AMERICAN COMMUNITY. WE HAVE IDENTIFIED AND MET WITH COMMUNITY PARTNERS TO CREATE A LIST OF LOCATIONS WHERE SERVICES CAN BE PROVIDED WHERE THE MAJORITY OF AFRICAN-AMERICANS LIVE IN THE AUSTIN AREA. THIS INITIATIVE IS SCHEDULED TO START DURING NOVEMBER OF 2005. RECOMMENDATION NUMBER 3, CREATE A PANEL TO REVIEW AND MAKE RECOMMENDATIONS TO SIMPLIFY THE ELIGIBILITY SERVICES PROCESS OF THE MAP OR MEDICAL ASSISTANCE PROGRAM. WE'RE WORKING WITH THE COMMUNITY CARE SERVICES DEPARTMENT AND THE TRAVIS COUNTY HOSPITAL DISTRICT AND CONCERNED CITIZENS TO COMMUNICATE CHANGES, SIMPLIFICATION AND A BETTER UNDERSTANDING OF THE MAP PROGRAM. THIS HAS BEEN A REAL IMPEDIMENT FOR AFRICAN-AMERICANS ACCESS TO HEALTH CARE IN THE COMMUNITY. RECOMMENDATION NUMBER 4, DEVELOP A PROGRAM TO RECRUIT MORE AFRICAN-AMERICAN HEALTH CARE PROFESSIONALS INCLUDING PHYSICIANS, PHYSICIAN'S ASSISTANTS, NURSES PRACTITIONERS, NURSES AND OTHER HEALTH PROFESSIONALS WHO WILL INCREASE UTILIZATION AND FACE-TO-FACE PATIENT CONSULTATION AND EDUCATION. WE HAVE BEEN IN CONTACT AND ARE WORKING WITH THE NATIONAL MEDICAL ASSOCIATION, THE BLACK HEALTH CARE PROFESSIONALS PHYSICIAN GROUP, THE NATIONAL BLACK NURSES ASSOCIATION, THE NATIONAL ASSOCIATION OF HEALTH SERVICES AND OTHER AFRICAN-AMERICAN ORGANIZATIONS TO IDENTIFY AND TO RECRUIT AFRICAN-AMERICANS WHO ARE INTERESTED IN RELOCATING TO THE AUSTIN AREA. RECOMMENDATION NUMBER 5, DEVELOP A MEDIA CAMPAIGN TO EDUCATE COMMUNITIES

ABOUT MAJOR DISEASES THAT PREVENT THEIR PREVENTION AND CARE. AFRICAN-AMERICANS LEAD IN THIS COMMUNITY AND THE RATES OF DISEASE IN TEN OF THE FIFTEEN LEADING CAUSES OF DEATH AND EDUCATION IS CRITICAL IN ADDRESSING THAT. WE HAVE IDENTIFIED RADIO STATION, TELEVISION STATIONS AND BILLBOARD SERVICES THAT PROVIDE ACCESS TO TARGETED POPULATIONS. ATTAIN ESTIMATES OF SPECIFIC SERVICES TO PROVIDE THESE TO THE COMMUNITY. WE HAVE DEVELOPED A THEME AND SUPPORTED SPOTS FOR EACH MEDIUM THAT WE WILL USE. WE HOPE THAT THIS MEDIA AND LITERATURE CAMPAIGN TO GET STARTED SOME TIME DURING DECEMBER OF 2005.

RECOMMENDATION NUMBER 6, ESTABLISH A PANEL OF REPRESENTATIVES FROM OTHER HEALTH CARE ORGANIZATIONS AND SERVICES TO DEVELOP A STRATEGY TO WORK WITH THEM TO INCREASE AVAILABILITY FOR AFRICAN-AMERICANS. THIS INCLUDES SETON AND ST. DAVID'S, WE'RE WORKING WITH REPRESENTATIVES FROM ICC, SETON AND ST. DAVID'S TO SEEK WAYS TO INCREASE AVAILABILITY OF SERVICES FOR AFRICAN-AMERICANS IN THESE INSTITUTIONS.

RECOMMENDATION NUMBER 7, DEVELOP A MENTAL HEALTH STRATEGY THAT WORKS TO IMPROVE ACCESS TO SERVICES IN AND PHYSICIAN LEVEL TREATMENT, PROVIDE SUPPORT TO FAMILY, MINIMIZE ABUSE AND EXPLOITATION OF THE MENTALLY ILL AN ADDRESS THE DISPARAGES OF CARE FOR ARNOLD SCHWARZENEGGERS IN THIS POPULATION. WE'RE WORKING WITH THE AUSTIN TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION AUTHORITY TO IMPLEMENT THIS RECOMMENDATION WITHIN THE AFRICAN-AMERICAN COMMUNITY. THERE ARE SEVERAL PROGRAMS UNDERWAY AND WE WANT TO MAKE SURE THEY ARE ACTUALLY MAXIMIZED BY OUR COMMUNITY.

RECOMMENDATION NUMBER 8, COLLABORATE WITH ESTABLISHED STEPS TO A HEALTHIER COMMUNITY WELLNESS PREVENTION CONSORTIUM, WE HAVE FORMED A PARTNERSHIP WITH OTHER MEMBERS OF THE STEPS TO A HEALTHIER AUSTIN CONSORTIUM, AS YOU ARE AWARE, THIS IS A CENTER FOR DISEASE CONTROL FUNDED GRANT AWARDED TO THE CITY OF AUSTIN HEALTH AND HUMAN SERVICES DEPARTMENT FOR CHRONIC DISEASE PREVENTION AND WELLNESS INITIATIVES IN THE EASTERN PART OF THE CITY OF AUSTIN

AND TRAVIS COUNTY, WHERE DEVELOPING PROPOSALS TO SUBMIT TO THE STEPS TO A HEALTHIER AUSTIN REGARDING CRIME DISEASE, PREVENTION, EDUCATION THAT TARGETS THE AFRICAN-AMERICAN COMMUNITY. AND FINALLY RECOMMENDATION NUMBER 9 BEGINNING NOVEMBER 1, 2005, DEVELOP A NEIGHBORHOOD-BASED EDUCATION SCREENING MODEL. WORKING THROUGH OUR BLACK CHURCH OUTREACH PROGRAM, WE HAVE PROMOTED THE FORMATION OF A PREVENTION COALITION GROUPS OF CHURCHES, NEIGHBORHOOD ASSOCIATIONS, CIVIC ASSOCIATIONS, PUBLIC HOUSING LOCATIONS IN THE ARNOLD SCHWARZENEGGER COMMUNITY TO CARRY OUT THESE PREVENTION PROGRAMS AND TO ENSURE SUSTAINABILITY. OUR FIRST PROJECT IS SCHEDULED TO BEGIN NOVEMBER 1 OF THIS YEAR. IN CLOSING, WE BELIEVE THIS EFFORT WILL RESULT IN INCREASED ACCESS AND AVAILABILITY FOR THE AFRICAN-AMERICAN COMMUNITY AND THE CITY OF AUSTIN, WE WOULD LIKE TO THANK YOU FOR THIS OPPORTUNITY. I WOULD NOW LIKE TO TURN OVER TO MY CO-CHAIR, MR. JOE BARNES, FOR HIS COMMENTS.

THANK YOU VERY MUCH.

MAYOR WYNN, MAYOR PRO TEM, COUNCILMEMBERS, CITY MANAGER, CHIEF MCDONNELL, THE PRIKS OF QUALITY OF LIFE FOR AFRICAN-AMERICANS IS A REMNANT OF THE PAST, BUT IT EXISTS IN MANY, MANY CITIES ACROSS OUR COUNTRY. VERY FEW HAVE HAD THE COURAGE TO ASK THAT QUESTION THAT OUR CITY MANAGER ASKED, WHAT CAN WE DO TO IMPROVE THE QUALITY OF LIFE OF AFRICAN-AMERICANS IN THE CITY OF AUSTIN? MANY PEOPLE HAVE CALLED ME SINCE THEN AND SAID HOW DID YOU GUYS GET CITY COUNCIL'S ATTENTION LIKE THAT? I WON'T TELL THEM, BECAUSE WE'RE GOING KEEP OUR CITY MANAGER HERE. SO IF THAT'S IT, I WANT TO GET RIGHT INTO OUR COMMENTS FROM THE COMMUNITY ABOUT OUR HEALTH RECOMMENDATIONS, I'M WITH THE ORGANIZATION CALLED THE ALLIANCE FOR AFRICAN-AMERICAN HEALTH IN CENTRAL TEXAS, AND IT IS KIND OF A BY PRODUCT OF EFFORTS OF THE CITY WITH MR. SHANNON JONES HAS BEEN WORKING ON FOR ABOUT FOUR YEAR, FIRST START WITH H.I.V., THEN WE START LOOKING AT THE RELATIONSHIP WITH ILLNESSES AND THE LEADING ETHNIC GROUP IN THESE ILLNESSES,

WHO IS THE LEADING ETHNIC GROUP THAT PASSES FROM THESE ILLNESSES, WE FOUND OUT IT WAS MINORITIES OR EVEN THE POOR, AND YESTERDAY I THINK I SENT A LOT OF YOU AN ARTICLE, 2005, U.S.A. TODAY SAID THERE ARE TWO HEALTH CARE SYSTEMS IN THE UNITED STATES. ONE FOR WHITES, THE OTHER FOR MINORITIES AND POOR PEOPLE. AND OF COURSE THE ONES FOR THE MINORITIES, PEOPLE DIE, PEOPLE DIE VERY FAST, PEOPLE DIE AT A HIGH RATE. SOME AFRICAN-AMERICANS SAY I LIVE ON WEST LAKE. DOESN'T MATTER. SOME OF THEM SAY, WELL, I'M A PROFESSIONAL. IT DOESN'T MATTER. IT'S ETHNIC BASED. IT'S ECONOMIC POVERTY BASED. YOU ARE IDENTIFIED BY THESE THINGS IN THE SYSTEM HAS BEEN SET UP WHERE WE CONTRACT THESE ILLNESSES EARLIER, WE CONTRACT THEM MORE FREQUENTLY AND WE DIE MORE FREQUENTLY. THAT'S THE SYSTEM OF THE PAST. I'M GLAD TO BE HERE AS WE GUYS LOOK AT WHAT WE CAN DO TO MAKE OUR HEALTH CARE SYSTEM IN AUSTIN REPRESENT THAT PANEL AND THAT AUDIENCE TO PEOPLE OF TODAY, SO LET ME GET STARTED BY SAYING THAT I HAVE KNOWN AND WORKED WITH SHINER FOR FIVE YEARS, SO IT BECAUSE PLEASURE FOR ME TO WORK WITH HIM ON THIS COMMITTEE. HE HAD ALWAYS TRIED TO GET ME TO LOOK AT THE BIG PICTURE. DON'T LOOK AT ONE ILLNESS, AFRICAN-AMERICAN SUBSTANCE ABUSE, OR H.I.V. WHICH HAS BEEN MY PREVIOUS FIELDS OF WORK, HE SAID LOOK AT US IN HEART, CANCER, DIABETES, AFRICAN-AMERICANS ARE DYING AT A DISPROPORTIONATE RATE. I DIDN'T GET IT. SEE, IT ALSO HAS BEEN A PRODUCTIVE COLLABORATION BECAUSE SOME OF THE THINGS THAT MR. JONES HAVE ARTICULATED CAME ABOUT AS A RESULT OF THE MANY PEOPLE THAT WE HAVE ATTRACTED TO THIS CAUSE OVER THE LAST FOUR YEARS. WHEN YOU LOOK AT THE PEOPLE WHO WERE IN AND OUT OF OUR COMMITTEES, FAR BEYOND THOSE THAT WAS LISTED BY SHANNON JONES, WE TRULY HAD A RAINBOW COALITION, SO WE HAVE THE PEOPLE TODAY TO CREATE PROGRAMS, IMPLEMENT THESE RECOMMENDATIONS THAT WILL REALLY REFLECT US TODAY AND NOT THE PAST, WE ARE DYING. AFRICAN-AMERICAN MEN, WOMEN AND CHILDREN ARE DYING AT A DISPROPORTIONATELY HIGH RATE FROM TEN OF THE FIFTEEN LEADING CAUSES OF DEATH IN TRAVIS COUNTY. THIS MEAN, MR. MAYOR, IF YOU HAVE PROSTATE

CANCER AND I HAVE PROSTATE CANCER, I AM MORE TIMES
LIKELY TO DIE THAN YOU. I KNOW A LOT OF FOLKS SAY,
WELL, THAT'S ALL RIGHT, BUT THAT'S JUST THE FACT OF
OUR HEALTH CARE SYSTEM. IT MEANS FOR EVERY ANGLO
OR ASIAN WOMAN, COUNCILMEMBERS DUNKERLY AND KIM,
WHO ARE DIAGNOSED WITH BREAST CANCER, DOZENS OF
AFRICAN-AMERICAN WOMEN WILL DIE. THOSE STATISTICS
DOWN THE LINE, YOU CAN CHECK WITH YOUR TRAVIS
COUNTY DEPARTMENT OF HEALTH AND THEY WILL PROVIDE
YOU WITH THESE SAME DATA THAT I'VE BEEN LOOKING AT
FOR THE LAST THREE YEARS. THE HEALTH CARE SYSTEM IS
STRUCTURED IN SUCH A WAY THAT IT PRESENTS
OBSTACLES FOR PEOPLE OF COLOR TO ACCESS QUALITY OF
CARE SO WE'RE DYING AT A HIGH RATE. THAT DOES NOT
HAVE TO BE THE CASE. THE LACK OF GOOD HEALTH,
QUALITY HEALTH CARE TO A MAJOR GROUP, WHETHER
BASED ON ETHNIC OR ECONOMIC IDENTIFIERS MEAN OUR
ENTIRE AUSTIN COMMUNITY IS ILL. THIS SHOULD BE
UNACCEPTABLE TO EVERYONE WITH GOOD
CONSCIOUSNESS. IMPLEMENTING THESE
RECOMMENDATIONS IS A RESPECTABLE START. IT IS A VERY
HONORABLE START. AS MR. JONES SAID, WE HAVE HAD A
GREAT DEAL OF SUCCESS IN THIS AREA. FUNDING HAS BEEN
IDENTIFIED. AND WE HAVE SOME IMPRESSIVE RESULTS. MY
CONCERN IS THAT WE SUSTAIN FOR LONG ENOUGH TO
MAKE A DIFFERENCE IN HEALTH STATUS OF AFRICAN-
AMERICANS. THIS WAS NOT CREATED OVERNIGHT. THIS WAS
NOT CREATED BY WHAT THEY CALL NATURAL DISTRIBUTION.
THIS IS A LONG, LONG TIME IN THE MAKING. BUT THIS IS A
GOOD START. ALTHOUGH THESE RECOMMENDATIONS ARE
SPECIFICALLY DIRECTED TO AFRICAN-AMERICAN
COMMUNITIES, ALWAYS THE CASE WHEN THINGS GET
BETTER FOR US, OTHER GROUPS BENEFIT AND WE CAN CITE
HOUSING, VOTING RIGHTS, ADMISSION TO SCHOOL,
ADMISSION TO COLLEGES, ALL OF THESE THINGS WHEN WE
PURSUED IT AND PAID THE PRICE FOR TAKING THESE
THINGS TO COURT OR CHALLENGING GOVERNMENTS,
EVERYBODY BENEFITTED. IT WILL BE THE SAME IN THIS
AREA. THE CULTURALLY SPECIFIC REMEDIES TO THE ISSUES
ARE APPROPRIATE. GIVEN HUGE DISPARITIES AS THE
MONTHS AND YEARS GO BY, THE ENTIRE COMMUNITY
BENEFITS BECAUSE THE PREVENTION OF TREATMENT IN

THE EARLY STAGES OF ILLNESS VERSUS THE LATTER STAGES RUBS IN SIGNIFICANT SAVINGS. I WANT TO ADD A QUICK FOOTNOTE, TALKING TO A LADY FROM THE ICC WHO SETS UP OUR SAFETY NET, I WAS POINTING OUT TO HER THE TARGET AREAS THAT WE HAD FOCUSED ON FOR OUR SERVICES AND SHE SAID, OH, THAT 58, THAT'S 53, THAT'S WHERE MOST OF THE PEOPLE WHO USE OUR EMERGENCY SERVICE GOSS, THAT'S WHERE THEY COME FROM. I SAID WHERE DO THEY GO. SHE SAID ALL OVER, WHEREVER THEY CAN GO, BECAUSE THEY ONLY GO WHEN THAT GET THAT ILL, WHICH MEANS THAT WE HAVE TO SPEND THREE OR FOUR TIMES AS MUCH MONEY TO ADDRESS THEIR EMERGENCY ILLNESS, OKAY, NOT EVEN THEIR PRESENTING ILLNESS, NOT IS THE ILLNESS THAT IS REALLY AT THE HEART OF WHAT WE SEE AS SYMPTOM, AND THAT COSTS US A LOT MORE MONEY AND THEN OVER AND OVER AGAIN BECAUSE OUR HEALTH CARE SYSTEM IS NOT SET UP TO SERVE THEM UNLESS THEY HAVE INSURANCE OR UNLESS THEY CAN PAY AND OF COURSE THEY CAN'T. THE RECOMMENDATIONS DON'T MEAN THAT HOSPITAL DISTRICT AND HEALTH CARE PROVIDERS SO WE CAN'T PURSUE THOSE AT THIS TIME, BUT WE WANT TO CONTINUE WORKING WITH THESE TEN AT TEN TITIS TO SEE WHAT WE CAN DO TO CHANGE THE PRACTICES THAT ARE PART OF THE HISTORY. MAINTAINING THESE INNOVATIONS FOR AS LONG AS IT TAKES TO ASSURE THAT NO ONE IS LEFT BEHIND IN TERMS OF QUALITY, EFFECTIVE HEALTH CARE. QUALITY HEALTH CARE IS NOT ONLY RIGHT, IT'S A NECESSITY FOR HEALTHY SOCIETY. NOT ONE OF US WOULD HESITATE TO GET THE BEST POSSIBLE CARE FOR OUR CHILD IF HE OR SHE WAS SICK. NONE OF US SHOULD BE WILLING FOR SOMEONE ELSE'S CHILD THAT SAME QUALITY OF CARE. THIS I WANT TO -- I WANT TO KIND OF PARAFIEZ OUR PRESIDENT IN TALKING ABOUT EDUCATION THAT NO CHILD SHOULD LEFT BEHIND. NOT ONE OF US SHOULD BE LEFT BEHIND IN TERMS OF HEALTH CARE WHEN WE HAVE THE RESOURCES AND WE HAVE THE FACILITIES AND WE HAVE THE FACILITIES TO MAKE QUALITY HEALTH CARE AVAILABLE TO ALL OF US. THANK YOU VERY MUCH.

THANK YOU, MR. BARNES. [APPLAUSE]

MAYOR AND COUNCIL, PRESENTING NEXT WILL BE ASSISTANT POLICE CHIEF KATHY ELLISON, PRESENTING

UNDER THE POLICE AND SAFETY CATEGORY, AND
COMMUNITY COMMENTS WILL BE MADE BY MR. NELSON
LINDHER. >>

Mayor Wynn: WELCOME, CHIEF. MR. LINDHER?

THANK YOU. GOOD EVENING TO MAYOR WYNN, TO MAYOR
PRO TEM THOMAS, TO OTHER CITY COUNCIL MEMBERS, CITY
MANAGER. AGAIN MY NAME IS KATHY ELLISON AND I THANK
YOU FOR THE OPPORTUNITY TO MAKE THIS PRESENTATION.
FIRST OF ALL, I'M GOING TO INTRODUCE BOTH TEAMS, AS
YOU CAN SEE THE COMMUNITY CHAIR WAS NELSON
LINDHER, CAPTAIN WHITE, RETIRED APD (ONE MOMENT,
PLEASE, FOR CHANGE IN CAPTIONERS...) HOWEVER, THE
CURRENT EARLY WARNING SYSTEM, THE OFFICERS'
PATTERN OF BEHAVIOR MAY NOT BE RECOGNIZED FOR A
YEAR OR THREE YEARS. NUMBER FOUR WE ALSO AGREE
WITH TO EVALUATE THE EFFECTIVENESS OF OUR CURRENT
SENSITIVITY TRAINING. NUMBER FIVE, WE AGREE TO
DEVELOP A POSITIVE INTERACTION PROGRAM TO ALLOW
POLICE AND COMMUNITY INTERACTION TO FACILITATE
BETTER UNDERSTANDING OF THE AFRICAN-AMERICAN
CULTURE. THE AUSTIN POLICE DEPARTMENT DOES HAVE
PROGRAMS THAT PROMOTE POSITIVE INTERACTION
BETWEEN THE POLICE AND THE COMMUNITY, AND THOSE
PROGRAMS HELP FACILITATE A BETTER UNDERSTANDING OF
THE AFRICAN-AMERICAN COMMUNITY, AND SOME OF THOSE
PROGRAMS ARE THE BOY SCOUT TROOP THAT'S IN THE
BOOKER T. WASHINGTON HOMES, OUR CSI PROGRAM IN
GARZA SCHOOL, EAST SIDE STORY PROGRAM IS CURRENTLY
UNDER THE AUSTIN POLICE DEPARTMENT. WE HAVE AN
ANNUAL COMMUNITY NETWORK CONFERENCE EACH YEAR.
NUMBER SIX, IMMEDIATE REVIEW OF THE EARLY WARNING
SYSTEM. WE AGREED WITH THAT. THAT PROCESS BEGAN IN
THE SUMMER OF 2003. BRING AN OUTSIDE RESOURCE TO
TEACH, FOR EXAMPLE, THE NAACP, TO TEACH THE CITY OF
AUSTIN POLICE DEPARTMENT LIFE SKILLS IN ORDER TO
FACILITATE POLICE OFFICERS THAT COMMUNITY SUPPORTS.
NUMBER 8, TO EVALUATE THE EFFECTIVENESS AND
PUBLICIZE THE RESULTS OF THE EXISTING COMMUNITY
POLICING AND SUBSTATIONS, ESTABLISH PROGRAMS WITHIN
THE COMMUNITY THAT ALLOW OFFICERS TO INTERACT WITH
THE COMMUNITY AND UNDERSTAND THE AFRICAN-

AMERICAN CULTURE. THAT SECOND SENTENCE IS REAL SIMILAR TO RECOMMENDATION NUMBER FIVE; HOWEVER, THE FIRST PART OF THAT THERE IS A CLEAR DISTINCTION THAT WE NEED TO MAKE MORE KNOWN WHAT THE DIFFERENCE IS BETWEEN A COMMUNITY NEIGHBORHOOD CENTER AND A POLICE SUBSTATION. THE COMMUNITY NEIGHBORHOOD CENTERS ARE USED INTERMITTENTLY BY OFFICERS TO WRITE REPORTS, TAKE A BREAK, WHERE MOST PEOPLE UNDERSTAND WHAT A SUBSTATION IS. NUMBER NINE, EXAMINE A PSYCHOLOGICAL SCREENING TO ENSURE THAT THE CITY OF AUSTIN POLICE DEPARTMENT IS NOT HIRING INDIVIDUALS WITH THE PATTERN OF RACIST TENDENCIES. WE TOO WANT TO ENSURE THAT WE'RE NOT HIRING ANYONE WITH RACIST TENDENCIES AND THAT'S WHY THE AUSTIN POLICE DEPARTMENT IS ONE OF THE FEW POLICE DEPARTMENTS THAT HAVE A FULL-TIME STAFF PSYCHOLOGIST. DR. LOGAN MADE A PRESENTATION TO BOTH COMMITTEES TO EXPLAIN THAT SOMETIMES IT'S DIFFICULT TO PINPOINT THE PATTERN OF A PERSON WHO HAS RACIST TENDENCIES, BUT SHE DID EXPLAIN TO THE GROUP HOW SHE IDENTIFIED OTHER PATTERNS OF OFFICERS WHO WOULD NOT BE -- OF APPLICANTS WHO WOULD NOT MAKE GOOD OFFICERS. AND THOSE PATTERNS WERE SOMEONE WHO WERE THRILLSEEKERS OR SOMEONE WHO HAD A PATTERN OF BEING IMPULSIVE, SOMEONE WHO WAS RIGID OR AUTHORITARIAN OR SOMEONE WHO LACKED EMPATHY FOR THEIR COMMUNITY. BUT ONE OF THE THINGS THAT DOES OCCUR IS DURING OUR BACKGROUND PHASE, DURING THE ORAL INTERVIEW PHASE, APPLICANTS, THEIR REFERENCES AND THE -- AND THEIR PAST EMPLOYERS ARE ALL ASKED ABOUT RACIAL ISSUES WHEN IT COMES TO THIS PARTICULAR APPLICANT. THATION THE FIRST OF THE TWO RECOMMENDATIONS THAT WERE MODIFIED. AS YOU SEE THE ORIGINAL RECOMMENDATION WAS TO DEVELOP AND IMPLEMENT AN OFFICIAL CITY OF AUSTIN POLICE POLICY OF DISABLEMENT AND NOT DEADLY FORCE. THE COMMUNITY COMMITTEE WILL EXPLAIN TO US THAT THEIR INTENT WAS NOT SHOOT TO WOUND, SHOOT THE KNIFE OUT OF A HAND OR WEAPON OUT OF A HAND, BUT THAT WE AS POLICE OFFICERS WOULD PUT AN ESPECIALLY EMPHASIS ON THE USE OF LESS LETHAL FORCE VERSUS DEADLY FORCE. WE ASKED THAT THE STAFF ASK THAT THIS RECOMMENDATION

BE REWORDED TO SAY DEVELOP AND IMPLEMENT AN OFFICIAL CITY OF AUSTIN POLICY OF DISABLEMENT. AND ONE OF THE THINGS I WANT TO EMPHASIZE IS THAT THE AUSTIN POLICE DEPARTMENT DOES TEACH DISABLEMENT THROUGH THE USE OF LESS LETHAL FORCE. THE SECOND RECOMMENDATION THAT HAD SOME MODIFICATIONS BOTH FROM STAFF AND FROM THE COMMUNITY WAS THIS RECOMMENDATION HERE, ENHANCED POLICE TRAINING AND PROVIDE CLEAR DIRECTIONS BY POLICY. A WAS DEVELOP CLEAR POLICIES AND TRAINING ON THE ESCALATION -- DEESCALATION TECHNIQUES AND THE CONTINUUM OF THE USE OF FORCE. 2-A IS PARTLY UNDER RECOMMENDATION NUMBER 1, TRAINING ON DEESCALATION TECHNIQUES AND COMMUNICATION SKILLS HAVE ALREADY BEEN TAUGHT FOR THE LAST TWO CLASSES, BEGINNING IN JANUARY OF '06. ALL OFFICERS WILL BE TAUGHT DEHEESCALATION TECHNIQUES AND CLASSES IN COMMUNICATION SKILLS. ONE OF THE THINGS THAT THERE WAS A SLIGHT DISAGREEMENT ON WAS THE USE OF STEPS IN THE CONTINUUM OF FORCE. THE AUSTIN POLICE DEPARTMENT DOES NOT TEACH A CLEARLY DEFINED CONTINUUM OF FORCE, BUT WE DO TEACH OFFICERS TO ONLY USE THE FORCE NECESSARY TO BRING THE SITUATION UNDER CONTROL OR MAKE AN ARREST. AND 12-B, -- 2-B, OFFER CULTURAL SENSITIVITY AND PARTNER WITH AN ORGANIZATION TO IDENTIFY COMMUNITY MEMBERS WILLING TO PARTICIPATE IN TRAINING SCENARIOS, WE AGREED WITH THE RECOMMENDATION. WE DISAGREED ON THE PROCESS. THE COMMUNITY FELT THAT THE TRAINING PROVIDER SHOULD BE SELECTED BY THE COMMUNITY. WE RECOMMEND THAT AN ISSUE FOR A REQUEST FOR PROPOSAL TO SELECT THE TRAINING PROVIDER. AND THEN C, THE SAME TYPE OF TRAINING SHOULD BE PROVIDED TO CITY EMPLOYEES INVOLVED IN PROVIDING CONTRACTING OPPORTUNITIES TO AFRICAN-AMERICAN BUSINESSES. THE COMMUNITY REWORDED THAT TO SAY THAT THE SAME TYPE OF TRAINING SHOULD BE PROVIDED TO POLICE COMMUNICATIONS EMPLOYEES BECAUSE THEY HAVE A LOT OF CONTACT WITH THE PUBLIC. AS YOU CAN SEE THE AUSTIN POLICE DEPARTMENT HAS DEDICATED \$50,000 TO CULTURAL SENSITIVITY TRAINING FOR POLICE AND COMMUNITY MEMBERS. WE AGREE ON A JOINT TRAINING. WE REQUEST FOR A PROPOSAL. AND THEN THE PROVIDER

WILL BE SELECTED WITH INPUT FROM THE COMMUNITY MEMBERS. THIS IS THE CURRENT INITIATIVE FOR THE SHORT-TERM IMPLEMENTATIONS. NUMBER 3, WHICH IS ONE THAT WE AGREED ON, IS TO IDENTIFY PROBLEM OFFICERS, DOCUMENT IN THEIR FILES PATTERNS OF BEHAVIOR AND DISCIPLINE APPROPRIATELY. OUR NEW EARLY WARNING SYSTEM, WHICH IS CALLED GAP, THE GUIDANCE ADVISORY PROGRAM, WILL BE FULLY IMPLEMENTED IN THE FALL OF THIS YEAR. THE DIFFERENCE BETWEEN OUR CURRENT SYSTEM AS I SAID, THE OFFICER WILL ONLY ACTIVATE IN A YEAR OR THREE YEARS, AND THEN THE OFFICER WILL ONLY ACTIVATE THE SYSTEM IF THEY HAVE THREE OR MORE COMPLAINTS IN ONE YEAR, ANY KIND OF COMPLAINT. TWO OR MORE SUSTAINED COMPLAINTS IN A YEAR OR THREE OR MORE OF THE SAME TYPE OF COMPLAINTS IN A THREE-YEAR PERIOD. THE NEW SYSTEM WILL MONITOR THE OFFICER ON A 90-DAY CYCLE. AND THEN THE PERFORMANCE INDICATORS ARE MUCH MORE THAN JUST COMPLAINTS. IN ADDITION TO INTERNAL AFFAIRS COMPLAINTS, THERE WILL BE A MONITORING OF A RATIO OF USE OF FORCE REPORTS VERSUS THE NUMBER OF ARRESTS, AN OFFICER AS A VICTIM REPORT, SUCH AS AN ASSAULT ON A POLICE OFFICER, SICK LEAVE, COLLISIONS AND PURSUITS. ALSO UNDERWAY IS THE EVALUATION AND THE EFFECTIVENESS OF OUR CURRENT SENSITIVITY TRAINING. DR. RENELLE KOFFMAN IS EVALUATING THAT CURRENT SENSITIVITY TRAINING. TOOLS FOR TOLERANCE IS ALSO KNOWN. THAT TRAINING BEGAN IN APRIL OF THIS YEAR. WE'VE TRAINED OVER 650 OFFICERS, IN ADDITION TO COMMUNITY MEMBERS. SO WE STILL HAVE ABOUT 700 OFFICERS THAT NEED TO BE TRAINED. AND AFTER THAT WE'RE GOING TO START TRAINING OUR CIVILIAN EMPLOYEES. I DO WANT TO MENTION THAT SONNY LEE, WHO IS THE DIRECTOR FOR TOOLS FOR TOLERANCE EVALUATED OUR PROGRAM FOR A WEEK IN LATE AUGUST, EARLY SEPTEMBER, AND PROVIDED FEEDBACK TO SIT IN THE CLASSROOM AND PROVIDED FEEDBACK TO THE TRAINERS AND MADE RECOMMENDATIONS. AND UPON THOSE RECOMMENDATIONS THE TRAINING WAS CHANGED, SOME OF THE TRAINING WAS CHANGED. AND SHE'S GOING TO BE SENDING US A WRITTEN RECOMMENDATION. NUMBER SIX IS ALREADY UNDERWAY. NUMBER EIGHT, EVALUATE THE EFFECTIVENESS AND PUBLICIZE THE RESULTS OF THE

EXISTING COMMUNITY POLICE SUBSTATIONS. WHAT WE AGREED TO DO IS TO PUT SIGNAGE IN THE NEIGHBORHOOD CENTERS TO SHOW THE FUNCTION OF THOSE CENTERS, TO LET PEOPLE KNOW THAT AN OFFICER WILL NOT BE THERE AT ALL TIMES, THAT THEY TAKE THEIR BREAKS THERE. SOME OF THE CENTERS, FOR EXAMPLE, ARE AT BOOKER T. -- NOT THERE, BUT ROSEWOOD PUBLIC HOUSING AND BERMAN HOUSING AND THEY ALLOWED US TO HAVE THOSE PLACES TO HAVE THE PRESENCE OF THE OFFICERS. AND FINALLY TO EXAMINE OUR PSYCHOLOGICAL SCREENING TO ENSURE THAT THE CITY OF AUSTIN POLICE DEPARTMENTS ARE NOT HIRING INDIVIDUALS WITH PATTERNS OF RACIST TENDENCIES. DR. LOGAN WAS MADE AWARE OF THE CONCERNS THE COMMUNITY MEMBERS HAD. SHE WILL CONTINUE TO USE TWO OF THE BEST WRITTEN EXAMS THAT ARE AVAILABLE IN THIS COUNTRY AND DO ONE ON ONE INTERVIEWS AND PROVIDE THAT FEEDBACK TO THE ORAL BOARD SO THAT THEY KNOW WHAT TO ASK THE APPLICANT IF THEY COME INTO THE ORAL BOARD INTERVIEW PROCESS. THIS CONCLUDES MY PORTION OF THE PRESENTATION. I THANK YOU FOR LISTENING AND I'LL TURN IT OVER TO MR. NELSON LINDER.

THANK YOU, CHIEF ANDERSON. LET ME SAY GOOD EVENING MAYOR, MAYOR PRO TEM, CITY COUNCIL AND CITY MANAGERS ON THIS IMPORTANT HISTORICAL OCCASION THIS EVENING. I WOULD ALSO THANK MY COLLEAGUES FOR HAVING THE OPPORTUNITY AND THE PLEASURE TO WORK THE PAST FEW MONTHS AND SHARE SO MUCH INTELLIGENT AND COMMITTED PEOPLE. THAT PROCESS IN ITSELF INCREASED MY UNDERSTANDING AND ALSO MY HORIZONS. LET ME START WITH A BASIC CONCEPT REGARDING ALL POLICE OFFICERS. THE BASIC RESPONSIBILITY OF ALL POLICE OFFICERS TO PROTECT LIFE ALSO REQUIRES THAT THEY EXHAUST ALL OTHER MEANS THROUGH PRESENTATION AND CONTROL. EVEN THOUGH ALL OFFICERS MUST BE PREPARED TO USE VIOLENCE IF NECESSARY. THE UTMOST RESTRAINT MUST BE EXERCISED IN THEIR USE. POLICE OFFICERS ARE EQUIPPED WITH FIREARMS AS A MEANS OF LAST RESORT, TO PROTECT THEMSELVES AND OTHERS FROM IMMEDIATE THREAT OF DEATH OR SERIOUS BODILY INJURY. I WILL GO THROUGH

THIS -- OUR GOAL FOR THIS PROCESS WAS TO CREATE A POLICY OF DISABLEMENT, NOT DEADLY FORCE FOR AFRICAN-AMERICANS. NOW, IT'S NOT REALLY A NEW POLICY BECAUSE IN REALITY, WHITE FOLKS ALREADY HAVE IT. SO WE'RE SAYING AS A COURTESY, TREAT AFRICAN-AMERICANS AND HISPANICS WITH THE SAME RESPECT FOR LIFE THAT YOU TREAT EVERYBODY ELSE BECAUSE THE NUMBERS SHOW THAT IS NOT CURRENTLY THE CASE. AND DESPITE WHAT YOU TEACH, THE NUMBERS SHOW A VERY DIFFERENT STORY. WHEN IT COMES TO BLACK FOLKS IN THIS CITY AND HISPANICS, THE FORCE RATIO IS MUCH HIGHER AND THEREFORE TOTALLY UNACCEPTABLE. SO BY HAVING A GOAL OF DISABLEMENT, WE'RE TRYING TO LET FOLKS KNOW THAT IN THIS CITY THE PAST BEHAVIORS OF HAVING PEOPLE DIE IN THE CUSTODY WHO ARE BLACK AND BROWN IS ABSOLUTELY UNACCEPTABLE. SO IF YOU THINK DISABLEMENT, WE BELIEVE WILL REVENUS ACTUALLY PRACTICE DISABLEMENT AND NOT DEADLY FORCE TO BLACK AND BROWN CITIZENS. LET ME ADD THIS AS WELL, DESPITE THE OVERALL PROGRESS WE'VE HAD IN THIS PROGRESS THE PAST FEW MONTHS, WE ARE VERY MINDFUL THAT TO THE WHOLE CRIMINAL JUSTICE SYSTEM, BEGINNING WITH OUR POLICE CHIEF, THE DA'S OFFICE, CITY COUNCIL, CITY MANAGER, UNTIL OUR ENTIRE SYSTEM BEGINS TO ADDRESS THESE ISSUES WE WON'T REALLY SOLVE THIS PROBLEM. AND UNFORTUNATELY IN THE PAST FEW MONTHS, THEY'VE BEEN TOO QUIET ON KEY ISSUES REGARDING THE DEATH OF BLACK AND BROWNISH AND IN ORDER TO ENSURE SUCCESS, THAT PROCESS MUST CHANGE. DESPITE HAVING TEAMS BASED ON EACH FOCUS OF COMMITTEES, IN REALITY WHEN WE START THIS PROCESS IT WAS A GENERAL ISSUE. AND TO CAPTURE THE ESSENCE I'M GOING TO GO BACK AND SET THE STAGE BECAUSE I THINK IT'S CRITICAL THAT WE NOT ONLY CHANGE THE PROCESS, BUT ALSO THE ATMOSPHERE AT THE TIME THAT REALLY EMBARKED US ON THIS INJURY ANY. IN WASHINGTON THIS -- IN MARCH OF THIS YEAR OUR CITY MANAGER RELEASED A SCORECARD THAT COMPARED THE CITY OF AUSTIN TO OTHER CITIES AROUND THE COUNTRY TO ASSESS AND EVALUATE AFRICAN-AMERICANS IN AUSTIN WERE DOING IN COMPARABLE TERMS. THE STUDY COMPARED INCOME, EDUCATION, ENTERTAINMENT, BUSINESS OWNERSHIP, EMPLOYMENT OPPORTUNITIES,

HOUSING, SOCIAL INFRASTRUCTURE TO PROVIDE INSIGHT INTO WHAT THE CITY COULD DO TO IMPROVE THE SITUATION. AS I RECALL THE ATMOSPHERE WAS VERY UNPLEASANT BECAUSE WE HAD JUST EXPERIENCED A TRAGEDY OF MIDTOWN LIVE. AND THAT INCIDENT WAS GIVEN NATIONAL EXPOSURE AND IN MANY WAYS COMPELLED THIS ENTIRE PROCESS AND IT'S IMPORTANT THAT WE ACKNOWLEDGE THAT BASED ON THIS IMPORTANT EVENING. THE SCORECARD WE VEELD THAT 65% OF AFRICAN-AMERICANS FEEL THAT THE SOCIAL SCENE IN THIS CITY WAS A SOURCE OF MAJOR DISAPPOINTMENT, MAJOR FRUSTRATION, AS A RESULT THEY WERE LEAVING AND NOT COMING TO AUSTIN, TEXAS. THAT'S IMPORTANT. THE FACT THAT WE LACKED SOCIAL INFRASTRUCTURE ALSO HAD A NEGATIVE IMPACT ON OUR BUSINESS DEVELOPMENT AND CRITICAL MASS. THOSE FACTORS WORK TOGETHER ACCORDING TO YOUR OWN DEMOGRAPHER. THIS CITY IN THE PAST FOUR MONTHS HAS EXPERIENCED THE DEATH OF DANIEL ROCHA, A CRITICAL INCIDENT, THE DEATH OF (INDISCERNIBLE), A CRITICAL INCIDENT. AND MIDTOWN HAS COMPLETELY DISAPPEARED FROM THE RADAR. THAT ISSUE MUST BE ADDRESSED IN ORDER TO ENSURE INTEGRITY AND TO ENSURE HONESTY. IT'S ALSO IMPORTANT TO UNDERSTAND AS AFRICAN-AMERICANS, WE DIDN'T COME TO THIS COUNTRY AS IMMIGRANTS. WE'VE BEEN HERE SINCE DAY ONE. SO IF YOU'RE GOING TO ADDRESS THE (INDISCERNIBLE), PERHAPS YOU SHOULD READ THE 13TH AMENDMENT, BECAUSE IN REALITY, AND I'M SURE MR. MCCracken CAN RELATE TO THIS, IF YOU HAVE A POPULATION THAT HAS BEEN AFFECTED BY THE CUMULATIVE NEGATIVE IMPACT OF RACISM IN WHITE SUPREMACY YOU MUST HAVE RACE SPECIFIC (INDISCERNIBLE) TO ADDRESS THOSE COUPLE ACTIVE EFFECTS. SO WHEN WE ARE THE TOPIC OF DISCUSSION, WE SHOULDN'T BE COMPETING WITH ANYBODY ELSE. WE WANT TO HAVE OUR CASES EXAMINED REGARDLESS OF INTERFERENCE AND COMPETITION FROM OTHER GROUPS. IT'S VERY IMPORTANT THAT YOU UNDERSTAND THAT PROCESS AS WELL. ALSO GIVEN THE ADDITIONAL IMPACT OF RACISM AND IN 1928, DESPITE WHAT WE'VE SEEN TONIGHT, IT'S IMPORTANT THAT YOU UNDERSTAND THIS PROCESS IS GOING TO REQUIRE AN EXTENSIVE FINANCIAL INVESTMENT. I

MUST BE HONEST. I'M NOT ENCOURAGED BY WHAT I'VE HEARD THUS FAR WHEN IT COMES TO DOLLARS. WE CAN TALK ABOUT PROCESSES, BUT WHEN IT COMES TO MONEY THERE'S TOO MANY HESITATIONS. AND I'M GOING TO TELL YOU TONIGHT AGAIN IT'S VERY, VERY IMPORTANT TO ADDRESS RACE SPECIFIC REMEDIES WITH DOLLARS AND RESOURCES THAT WILL ONCE AND FOR ALL SHOW A REAL COMMITMENT TO ADDRESSING INEQUITY. I'M GOING TO CLOSE BY USING A LITTLE BLUNT LANGUAGE AS WELL. AND THIS IS VERY IMPORTANT. WHAT WE'RE ADDRESSING TONIGHT WE CAN CALL IT QUALITY OF LIFE, IS THE END RESULT OF CITY SANCTIONED AND CITY SPONSORED RACISM. WHAT WE'RE TALKING ABOUT DIDN'T COME FROM MARS, THEY WERE BASED ON PRACTICES BY PUBLIC OFFICIALS RIGHT HERE IN THE CITY OF AUSTIN FOR YEARS AND YEARS AND YEARS THAT WEREN'T FULLY ADDRESSED. SO ONCE AGAIN COLLEAGUES, COUNCILMEMBERS, BROTHERS AND SISTERS, WE'RE AT A CROSS ROADS. UNLIKE THE REPORTS, YOU HAVE AN OPPORTUNITY TO PRODUCE A MILESTONE DOCUMENT AND NOT JUST THE WORDS TO DELIVER, BUT ALSO OF DOLLARS AND COMMITMENTS TO SHOW BLACK FOLKS IN THIS CITY AND COUNTRY THAT WHEN IT COMES TO AFRICAN-AMERICANS, WE DESERVE THE SAME TREATMENT, THE SAME INVESTMENTS THAT IS GIVEN TO YOUR BROTHERS AND SISTERS. AND LET ME ASSURE YOU NO MATTER HOW IMPORTANT THIS PROCESS IS, WE WILL NOT ACCEPT ANYTHING THAT'S LESS THAN WHAT OUR PEOPLE HAVE EARNED THE RIGHT TO HAVE. IT'S IMPORTANT THAT YOU UNDERSTAND NOBODY IS GIVING US ANYTHING. YOU'RE DOING WHAT YOU SHOULD HAVE BEEN DOING 80 YEARS AGO. SOCIAL EQUITY, ECONOMIC EQUITY, NO MORE RACISM, NO MORE DENIAL, NOW IT'S TIME TO SHOW FOLKS WHAT YOU BELIEVE BY PRACTICING IT ACROSS THE BOARD. ON THAT NOTE I WANT TO THANK ALL MY COLLEAGUES AGAIN. IT'S BEEN A WONDERFUL OPPORTUNITY. IT'S BEEN A GREAT JOURNEY, BUT WE ARE COMMITTED TO SEEING RESULTS. AND WHEN I SEE THE RESULTS I WILL HAVE A BIG SMILE ON MY FACE THAT YOU ALL CAN APPRECIATE. THANK YOU VERY MUCH FOR YOUR TIME. [APPLAUSE] >>

MAYOR, MAYOR PRO TEM AND COUNCIL, THE NEXT AREA WE

WILL BE PRESENTING IS ARTS, CULTURE AND ENTERTAINMENT, WHICH WILL BE PRESENTED BY CORA WRIGHT, OUR ASSISTANT DR. DIRECTOR OF PARKS AND RECREATION AND COMMUNITY COMMUNITIES WILL BE MADE BY MS. LISA BYRD.

Mayor Wynn: WELCOME, MS. WROOIT, WRIGHT, MS. BYRD.

CORA WRIGHT, ASSISTANT DIRECTOR FOR PARKS AND RECREATION DEPARTMENT AND I'M ALSO SERVING AS THE CO-CHAIR OF THE ARTS AND CULTURAL ENTERTAINMENT COMMITTEE. BEFORE I BEGIN MY PRESENTATION THIS EVENING, I WOULD LIKE TO RECOGNIZE THE ARTS CULTURAL AND ENTERTAINMENT IMPLEMENTATION TEAM BEGINNING WITH OUR COMMITTEE CO-CHAIR, MS. LISA BYRD, DONNELL CREECH WITH (INDISCERNIBLE), HAROLD MCMILLAN WITH DIVERSE ARTS. OUR CITY OF AUSTIN IMPLEMENTATION TEAM, JIM BUTLER, ECONOMIC GROWTH AND REDEVELOPMENT SERVICES OFFICE. (INDISCERNIBLE) WITH AUSTIN HISTORY CENTER. ROBERT LANDER, AUSTIN CONVENTION AND VISITORS BUREAU, AND JAY STONE WITH PARKS AND RECREATION. THERE WERE 10 RECOMMENDATIONS CONCERNING ARTS, CULTURE AND ENTERTAINMENT THAT EMERGED THROUGH THE AFRICAN-AMERICAN COMMUNITY DIALOGUES. THE CENTRAL THEME OF THESE RECOMMENDATIONS IS ABOUT PROMOTING AND INCLUDING AFRICAN-AMERICANS AS WELL AS AFRICAN-AMERICAN HISTORY, CULTURE, ENTERTAINMENT AND BUSINESS OPPORTUNITIES IN EVERYTHING THAT WE DEFINE AS AUSTIN. THE INTENDED IMPACT OF THESE RECOMMENDATIONS, ALONG WITH THOSE DISCUSSED WITH MY COLLEAGUES, IS EXPECTED TO ACCOMPLISH TWO MAIN THINGS. ONE, TO IMPROVE THE SENSE OF BELONGING FOR AFRICAN-AMERICANS WHO LIVE WITHIN OUR CITY. TWO, TO BRAND AUSTIN AS A CITY THAT IS INVITING TO AFRICAN-AMERICANS WHO LIVE OUTSIDE OF OUR COMMUNITY. OVER THE LAST THREE AND A HALF MONTHS, MEMBERS OF THE COMMUNITY IMPLEMENTATION TEAM, CITY STAFF AND EXECUTIVE AND MANAGEMENT LEVEL MEMBERS OF AUSTIN CONVENTION AND VISITORS BUREAU SPENT A CONSIDERABLE AMOUNT OF TIME REVIEWING AND DISCUSSING EACH OF THE RECOMMENDATIONS. AND FURTHER CLARIFYING VERY SPECIFIC OBJECTIVES AND

ACTIONS TO BE TAKEN WHICH TAKES US WHERE WE ARE TODAY. STAFF CONCURS WITH SEVEN OF 10 OF THE ORIGINAL RECOMMENDATIONS WITHOUT MODIFICATIONS. BEGINNING WITH THE FIRST THREE RECOMMENDATIONS THAT RELATE TO SUPPORT FROM THE AUSTIN CONVENTION AND VISITORS BUREAU, STAFF RECOMMENDS THE FOLLOWING. NUMBER ONE, PROMOTE AUSTIN'S AFRICAN-AMERICAN CULTURE, HISTORY, RESTAURANTS AND EVENTS ON AUSTIN CONVENTION AND VISITORS BUREAU WEBSITE AND PUBLICATIONS. NUMBER TWO, ESTABLISH A POSITION AT ACVB THAT WILL LIAISON WITH LOCAL AFRICAN-AMERICAN PRODUCERS AND PROMOTERS OF SIGNATURE EVENTS IN THE AUSTIN COMMUNITY. NUMBER THREE, INCLUDE AFRICAN-AMERICAN SIGNATURE EVENTS IN ACV PROMOTIONAL MATERIALS AND ON THE ACV WEBSITE. IN RESPONSE TO THESE RECOMMENDATIONS, ACVB HAS COME TO THE TABLE. THEY HAVE CREATED AND LAUNCHED A MULTICULTURAL WEB PAGE THAT IS ENTITLED DIVERSE AUSTIN THAT INCLUDES AN AFRICAN-AMERICAN SUBSECTION. THEY'VE INCORPORATED THE HISTORY OF AFRICAN-AMERICANS IN AUSTIN INTO THE HISTORY AND HERITAGE SECTION OF THE WEBSITE AND THEY'VE ADDED EDITORIAL RELATING TO AFRICAN-AMERICAN HERITAGE TO THE AUSTIN OFFICIAL VISITORS GUIDE AND AUSTIN'S MEETING PLANNERS AND DESTINATION GUIDES. THEY'VE PURCHASED ADDITIONAL PHOTOGRAPHY FOR THE AFRICAN-AMERICAN SUBJECTS TO USE IN PUBLICATIONS ON THE WEBSITE. NOW, WITH RESPECT TO THE ACVB LIAISON POSITION, ACVB HIRED A SALES AND COMMUNITY RELATIONS MANAGER WHOSE RESPONSIBILITIES WILL ALSO INCLUDE SERVING AS THE AGENCY'S LIAISON WITH THE AFRICAN-AMERICAN COMMUNITY. THE FOCUS OF THIS POSITION WILL BE TO WORK WITH THE AFRICAN-AMERICAN COMMUNITY, AND THE CAPITOL CITY AFRICAN-AMERICAN CHAMBER OF COMMERCE IN MARKETING AND PROMOTING EVENTS AND ATTRACTIONS OF PARTICULAR SIGNIFICANCE TO AFRICAN-AMERICAN VISITORS OUTSIDE OF OUR COMMUNITY. THE POSITION WILL ALSO FOCUS ON ENSURING THAT AFRICAN-AMERICAN SIGNATURE EVENTS ARE PROMOTED ON THE WEBSITE AND ANY OTHER METHOD OF PROMOTING AUSTIN AS A TOURIST DESTINATION. WITH REGARD TO RELIGIOUS NUMBER SIX, MAYOR AND CITY

COUNCIL YOU HAVE ALREADY ADDRESSED THIS RECOMMENDATION. COUNCIL VOTED EARLIER TODAY UNANIMOUSLY TO NAME THE THEATER AT THE CARVER MUSEUM AFTER THE LATE AND BELOVED BOYD VANCE. [APPLAUSE] STAFF WILL MOVE FORWARD WITH DESIGNING A PLAQUE IN HIS HONOR AND PLAN A CEREMONY TO CELEBRATE THIS NAMING. RECOMMENDATION NUMBER 7, CONTRACT WITH A MARKETING FIRM TO ASSIST ACVB AND THE CITY OF AUSTIN WITH DEVELOPING A CAMPAIGN TO EFFECTIVELY MARKET AUSTIN'S AFRICAN-AMERICAN CULTURE, HISTORY, LANDMARKS AND OTHER RESOURCES INSIDE AND OUTSIDE OF AUSTIN. TO THIS END, ACVB WILL CONTRACT WITH THAT MARKETING FIRM AND DEVELOP AN EFFECTIVE MARKETING PLAN AND CAMPAIGN, AND THE FOCUS OF THIS WILL BE TO ATTRACT ADVERTISING AND DIVERSE MARKETS, INCLUDING AFRICAN-AMERICAN, HISPANIC AND ASIAN MARKETS. ACVB HAS COMMITTED TO SHARING THIS MARKETING PLAN WITH THE BLACK ARTS CULTURAL AND ENTERTAINMENT COMMITTEE. THIS IS A COMMITTEE THAT WAS FORMED DURING OUR IMPLEMENTATION MEETING PROCESS. THEY WILL SEEK THEIR REVIEW AND FEEDBACK AND THEY, AS I'VE MENTIONED BEFORE, AND I BELIEVE MS. LISA BYRD IS A PART OF THAT COMMITTEE, WILL ASSIST IN GIVING FEEDBACK TO THE AUSTIN CONVENTION AND VISITORS BUREAU. AS FAR AS THE CITY OF AUSTIN IS CONCERNED, WE'RE GOING TO IMPLEMENT A FOCUSED AND ORGANIZED MARKETING STRATEGY FOR AUSTIN'S AFRICAN-AMERICAN SIGNATURE EVENTS AS WELL. WE'RE GOING TO ASSIST IN THE PROMOTION OF CITY SPONSORED CULTURAL EVENTS AND COMMUNITY CALENDARS IN LOCAL AND REGIONAL MAGAZINES. WE'LL REVIEW AND UPDATE THE CITY'S WEBSITE TO INCLUDE RELEVANT INFORMATION ON VARIOUS SITES WITH AN AUSTIN CITY CONNECTION. WE'LL ALSO ESTABLISH A PORTAL CULTURAL PAGE ON AUSTIN CITY CONNECTION THAT WILL INCLUDE LINKS TO CITY SPONSORED EVENTS AND RESOURCES THAT ARE GEARED TO THE AFRICAN-AMERICAN COMMUNITY AS WELL AS LINKS TO SIMILAR INFORMATION FOR OTHER ETHNIC GROUPS. RECOMMENDATION NUMBER EIGHT, ENSURE THAT AFRICAN-AMERICAN ARTISTS, MUSICIANS, FILM MAKERS AND OTHERS ARE INCLUDED IN CITY CO-SPONSORED AND SUPPORTED

EVENT. PREVIOUS AND THAT THESE EVENTS ARE PUBLICIZED IN AFRICAN-AMERICAN PRESS AND ON COMMUNITY WEBSITE. AUSTIN IS FORTUNATE TO BE THE HOME OF THE NATIONALLY ACCLAIMED AUSTIN CITY LIMITS AND SOUTH BY SOUTHWEST FILM FESTIVAL. THESE PRIVATE RUN VENTURES ARE HALLMARKS OF AUSTIN'S MUSIC AND FILM SCENE. EQUALLY IMPRESSIVE IS THE COMMITMENT OF THESE TWO VENUES TOWARDS PROMOTING AND PROTECTING THE OVERALL QUALITY OF LIFE IN AUSTIN. BOTH PROMOTERS OF THESE EVENTS HAVE AGREED TO INCREASE MARKETING AND PROMOTIONAL EFFORTS THROUGH THE MINORITY PRESS. STAFF MET WITH THESE PRODUCERS TO DISCUSS OTHER POTENTIAL OPPORTUNITIES FOR AFRICAN-AMERICAN ARTIST'S PARTICIPATION. THE OUTCOME OF THESE MEETINGS RESULTED IN THE FOLLOWING. SOUTH BY SOUTHWEST WILL ADVERTISE IN AFRICAN-AMERICAN MEDIA. SOUTH BY SOUTHWEST WILL ALSO CONSIDER PRODUCING OUTDOOR SCREENINGS THAT WILL BE FREE TO THE PUBLIC. THEY WILL ALSO SPONSOR FILMS IN THE PARK AND PROVIDE SCHOLARSHIPS FOR YOUNG EMERGING FILM MAKERS. THEY ARE CONSIDERING PROMOTING AFRICAN-AMERICAN VENUES AND THE CHRONICLES AND WILL RECRUIT TALENTED BLACK WRITERS TO WORK FOR THE CHRONICLE. THEY'LL ALSO WORK TO RECRUIT HIGH SCHOOL STUDENTS TO COME AND WORK THE SOUTH BY SOUTHWEST EVENT. THE COMMUNITY IS ALSO INTERESTED IN CREATING EASY TO ACCESS ONLINE INFORMATION THAT DESCRIBES THE CITY'S PROCEDURES FOR REQUESTING CO-SPONSORED EVENTS AND CITY COUNCIL FEE WAIVERS. STAFF WILL CREATE A WEBSITE THAT WILL BE DESIGNED TO PROVIDE INFORMATION TO THE INTERESTED PUBLIC ON THE BASICS OF PLANNING AND PRODUCING CULTURAL EVENTS THAT INVOLVE THE USE OF CITY OF AUSTIN FACILITIES. WE'LL ALSO PROVIDE INFORMATION ON HOW TO PREPARE A REQUEST FOR CITY CO-SPONSORED EVENTS AND BASIC INFORMATION ON THE RELEVANT CITY ORDINANCES AND PROCEDURES FOR REQUESTING CITY COUNCIL APPROVED FEE WAIVERS. RECOMMENDATION NUMBER 10, ESTABLISH A GOAL TO RETAIN AFRICAN-AMERICAN ARTISTS TO CREATE ART AND ART IN PUBLIC PLACES PROGRAMS. STAFF PROPOSED SEVERAL STRATEGIES THAT WILL GET US THERE, INCLUDING

CONDUCTING THREE HANDS ON WORKSHOPS TO ASSIST WITH THE EDUCATION ON THE PUBLIC ART PROCESS. ALSO, WE'LL INCREASE OUTREACH AND PROJECT RECRUITMENT EFFORTS, ESTABLISHING A PARTICIPATION GOAL FOR PROGRESSIVELY INCREASING THE LEVEL OF AFRICAN-AMERICAN PARTICIPATION IN THE ARTS IN PUBLIC PLACES PROGRAM. SUPPORTING ORGANIZATIONS THAT PRODUCE AFRICAN-AMERICAN SIGNATURE EVENTS AND ART AND CULTURAL ACTIVITIES HAS BEEN AND CONTINUES TO BE IMPORTANT TO THE CITY OF AUSTIN. THE CITY AS A MATTER OF POLICY IS COMMITTED TO PROVIDING DIRECT FINANCIAL SUPPORT TO ORGANIZATIONS AND INDIVIDUALS WHO REPRESENT, STRENGTHEN AND CONTRIBUTE TO THE ARTS. THE CITY CONTINUES TO DEMONSTRATE THE SUPPORT THROUGH ITS CULTURAL ARTS FUNDING PROGRAM. STAFF RECENTLY REVIEWED THE LEVEL OF PERFORMANCE AND SUCCESS OF THE CULTURAL ARTS FUNDING PROGRAMS IN RESPONSE TO THE CONCERNS THAT WERE RAISED BY THE AFRICAN-AMERICAN COMMUNITY WITH REGARD TO THE SUPPORT TO THE AFRICAN-AMERICAN ARTS AND CULTURAL PROJECTS. WE CONFIRMED THROUGH DISCUSSIONS WITH THE COMMUNITY AND WE REVIEWED THE PROGRAM DATA AND THAT THE LEVEL OF PARTICIPATION FOR AFRICAN-AMERICAN ORGANIZATIONS IS LOWER THAN FOR OTHER GROUPS. A FUND IS CHARGED WITH PROVIDING MARKETING AND PRODUCTION SUPPORT TO ORGANIZATIONS THAT IS FOR PROFIT AND NONPROFIT, THAT PRODUCE SIGNATURE EVENTS AND ARTS AND CULTURAL ACTIVITIES TARGETING THE AFRICAN-AMERICAN COMMUNITY. THROUGH OUR IMPLEMENTATION DISCUSSION MEETINGS, THE COMMUNITY IMPLEMENTATION TEAM RECOMMENDED THAT THIS FUND BE PROVIDED BY THE CITY, BUT HOUSED AND MANAGED OUTSIDE -- BY AN OUTSIDE ENTITY. WE ARE COMMITTED TO THE FOLLOWING STRATEGIES. COUNCIL RECENTLY INCREASED THE CAPACITY BUILDING PROGRAM FUNDING BY \$140,000. AS THE GOAL, WE ARE COMMITTED TO WORK TO INCREASE THE NUMBER OF AFRICAN-AMERICAN APPLICANTS AND AWARDS THROUGH OUTREACH AND TECHNICAL ASSISTANCE TO THE CULTURAL ARTS FUNDING PROGRAMS TO REFLECT 10% OF THE OVERALL APPLICANT AND AWARD POOL BY SEPTEMBER '07. WE'LL CONDUCT THESE WORKSHOPS AND PROVIDE TECHNICAL ASSISTANCE WHILE

WORKING WITH COMMUNITY ORGANIZATIONS WHO ARE ALREADY PROVIDING TECHNICAL ASSISTANCE AND SUPPORT SERVICES TO AFRICAN-AMERICAN ARTISTS. IN ADDITION WE'LL CREATE A WEBSITE THAT WILL PROVIDE INFORMATION ON HOW TO PROPOSE CITY CO-SPONSORED EVENTS AND TO REQUEST CITY COUNCIL APPROVED FEE WAIVERS. THE COMMUNITY REPRESENTS THAT WE HAVE A STAFF POSITION ON CITY GOVERNMENT THAT IS TASKED WITH IDENTIFYING RESOURCES THAT IS FUNDING FOR CULTURAL EVENTS AND PROGRAMS. THIS TYPE OF SUPPORT WOULD BE IN ADDITION TO CITY SPONSORSHIPS FOR FEE WAIVERS, PERMITS AND SO ON. STAFF AGREES WITH THIS RECOMMENDATION WITH THE FOLLOWING RECOMMENDATIONS. STAFF WILL IDENTIFY A POSITION FOR MINORITY OUTREACH AND IMPROVE MINORITY INFORMATION IN THE CULTURAL ARTS FUNDING PROGRAM. STAFF WILL ALSO PROVIDE TECHNICAL ASSISTANCE TO THE BLACK ARTS AND ENTERTAINMENT COMMITTEE TO CREATE A FOUNDATION THAT WOULD FOCUS ON ECONOMIC DEVELOPMENT, MARKETING AND PROMOTING AFRICAN-AMERICAN EVENTS IN OUR COMMUNITY. LANDMARKS INCLUDE BUSINESSES, CHURCHES, THE CARVER MUSEUM BY EXAMPLE AND LIBRARY, HUSTON-TILLOTSON AND SO ON. STAFF ALSO AGREES WITH THIS RECOMMENDATION WITH THE FOLLOWING MODIFICATIONS. THIS COMING JUNE THE CITY WILL INITIATE A COMPREHENSIVE COMMUNITY CULTURAL ARTS MASTER PLAN AS WAS APPROVED BY CITY COUNCIL. STAFF RECOMMENDS THE CREATION OF THE PROPOSED AFRICAN-AMERICAN CULTURAL ARTS DISTRICT BE ACHIEVED AS A COMPONENT OF THE CITYWIDE PLAN. THE FOLLOWING RECOMMENDATION WILL BE INCLUDED IN THE OVERALL PLAN. WE WILL CONDUCT COMMUNITY STAKEHOLDER MEETINGS BY FEBRUARY '06 TO DISCUSS BOUNDARIES, TO SOLICIT INPUT AND IDENTIFY HISTORICAL MARKERS. WE'LL ENSURE THAT THE PROJECT CONSULTANT OR SUBCONSULTANT HAD FAMILIARITY WITH HISTORIC AFRICAN-AMERICAN DISTRICTS. WILL MOVE TO ADOPT THE BOUNDARIES FOR THE AFRICAN-AMERICAN CULTURAL DISTRICT, AND THE CITY WILL HOLD TWO TO THREE VISITS TO OTHER SUCCESSFUL CULTURAL DISTRICTS SUCH AS ATLANTIS (INDISCERNIBLE). WE'LL ALSO WORK WITH THE BLACK ARTS AND CULTURE AND ENTERTAINMENT

COMMITTEE TO ACCOMPLISH SPECIFIC RECOMMENDATIONS THAT IS PROBABLY INCLUDED IN YOUR BACKUP BY THE COMMITTEE TO ACCOMPLISH THOSE SPECIFIC RECOMMENDATIONS THROUGH THIS IMPLEMENTATION TEAM. RECOMMENDATION NUMBER 9, THE STAFF AGREE WITH THIS RECOMMENDATION WITH THE FOLLOWING MODIFICATIONS. THE COMMUNITY WOULD LIKE TO SEE THAT WE CREATE AND IMPLEMENT PROGRAMS WITH AREA MUSEUMS THAT HIGHLIGHT AFRICAN-AMERICAN HISTORY IN AUSTIN -- HISTORY IN AUSTIN BY DOCUMENTING HISTORICAL SITES AND FUN PROGRAMS DEVELOPED BY AFRICAN-AMERICAN ORGANIZATIONS AND/OR MUSEUMS THAT PUBLICLY CELEBRATE RELEVANT HISTORICAL MOMENTS. OVER THE NEXT SIX TO 12 MONTHS, STAFF WOULD LIKE THE OPPORTUNITY TO EXPLORE WITH AREA MUSEUM STAFF THE OPPORTUNITY TO CREATE AND IMPLEMENT PROGRAMS THAT SHOWCASE AFRICAN-AMERICAN HISTORY. WE'LL DO THIS BY HOSTING A FORUM WITH AREA MUSEUM STAFF TO DISCUSS AND PROMOTE THE IMPORTANCE AND THE BENEFIT OF HIGHLIGHTING AFRICAN-AMERICAN HISTORY. WE'LL ALSO IDENTIFY AND LEVERAGE AREA MUSEUMS TO PARTICIPATE WITH US. WE'LL EXPLORE OPPORTUNITIES FOR LOCAL AND EMERGING AFRICAN-AMERICAN ARTISTS TO ACCESS MEETING SPACE FOR SMALL EVENTS OR TO SHOWCASE THEIR WORK. AND THEN COME BACK WITH FINDINGS AND RECOMMENDATIONS FOR '06-'07. CITY COUNCIL APPROVED THE FY '05-'06 BUDGET AND IT INCLUDED 251,000 AND A LITTLE MORE FOR ARTS, CULTURE AND ENTERTAINMENT. \$140,000 OF THESE R. THIS BUDGET IS FOR CULTURAL ARTS FUNDING FOR CAPACITY BUILDING TO SUPPORT ORGANIZATIONAL DEVELOPMENT. 41,555 WILL SUPPORT THE HIRING OF A GEORGE WASHINGTON CARVER MUSEUM AND CULTURAL ARTS EDUCATION POSITION. 65,000 OF IT IS DEDICATED FOR AUSTIN CONVENTION AND VISITORS BUREAU LIAISON POSITION WHICH I SPOKE OF EARLIER IN THE PRESENTATION. AND 5300 OF IT IS DEDICATED TO SUPPORT MOVIES AND MUSIC AT THE CARVER. THE FINAL SLIDE HIGHLIGHTS A FEW OF THE CURRENT INITIATIVES ALREADY UNDERWAY. THE CITY WILL CO-SPONSOR NEW AFRICAN-AMERICAN CULTURAL EVENTS BEGINNING FY '05-'06. TO HIGHLIGHT A FEW OF THEM, ONE, THE AFRICAN-AMERICAN FILM FESTIVAL WHICH IS SCHEDULED IN

FEBRUARY OF '06. THIS IS A PARTNERSHIP WITH THE UNIVERSITY OF TEXAS WHERE WE'LL SHOWCASE FILMS THAT ARE WRITTEN, PRODUCED AND FEATURE AFRICAN-AMERICANS. THIS EVENT WILL BE FREE TO THE PUBLIC AND IT WILL BE HELD DURING THE BLACK HISTORY MONTH AT SEVERAL VENUES WITHIN OUR CITY, INCLUDING THE CARVER MUSEUM. SECONDLY, WE'RE EXCITED ABOUT A NEW PARTNERSHIP FOR THE URBAN MUSIC FESTIVAL WHICH IS SCHEDULED FOR APRIL 2006. THIS IS A PARTNERSHIP WITH THE URBAN LIFE GROUP, AND WE CAN ANTICIPATE A THREE STAGE CONCERT FOLLOWING THE TEXAS RELAYS ON AUDITORIUM SHORES. THIS CONCERT WILL SHOWCASE LOCAL, STATE AND NATIONALLY KNOWN AFRICAN-AMERICAN MUSIC ARTISTS. MUSIC AND MOVIES IN THE BACKYARDS OF CARVER IN JULY OF 2006. THIS IS A FOLLOW-UP AND A SPINOFF TO A PILOT THAT WE STARTED THIS YEAR IN JUNE AND WILL EXTEND NEXT YEAR. IT'S A PARTNERSHIP WITH LEE WILSON AND THE AUSTIN FILM SOCIETY WHERE WE'LL FEATURE MUSIC AND MOVIES BEHIND THE CARVER THAT WILL BE FREE TO THE PUBLIC AND ATTENDED BY NEIGHBORHOOD RESIDENTS AND THE INTERESTED PUBLIC THROUGHOUT THE COMMUNITY. WE'RE ALSO GOING TO EXPAND NEXT YEAR'S CATFISH AND TUNES LIVE MUSIC SERIES ON THE PLAZA AND FEATURE AFRICAN-AMERICAN BANDS AT THE AIRPORT AND CITY HALL. I BELIEVE I'VE HIGHLIGHTED THE OTHER POINTS ON THIS SLIDE. AT THIS POINT I WOULD LIKE TO INTRODUCE MY CO-CHAIR, MS. LISA BYRD.

THANK YOU, CORA. GOOD EVENING, MAYOR, MAYOR PRO TEM, CITY COUNCILMEMBERS. GOOD TO SEE YOU AGAIN. WHAT A PROJECT I STEPPED INTO. WE HAVE ALL TAKEN EXTREME CHANCES HERE FOR AN OPPORTUNITY TO CHANGE THE COURSE OF HISTORY IN AUSTIN. THE CITY MANAGER JUMPED OUT ON A LIMB WHEN SHE DECLARED AUSTIN HAS A HOLE IN ITS SOUL. THE AFRICAN-AMERICAN COMMUNITY JUMPED OUT ON THAT LIMB WITH HER, PARTICIPATING IN FOCUS GROUPS AND FORUMS, DEVELOPING WAYS IN WHICH THE CITY CAN HEAL A LONG-STANDING INJURY. AND I THANK ALL OF YOU FOR ALL THAT YOU'VE DONE. IT HAS BEEN AN INTENSE FOUR MONTHS AND I HAVE TO SAY THAT I'VE LEARNED SO MUCH FROM

WORKING WITH THIS TEAM. CORA, THANK YOU. YOU'VE WORKED SO HARD TO GET IT RIGHT, AND I APPRECIATE -- I APPRECIATE MORE THAN I CAN SAY, AND I LOOK FORWARD TO WORKING WITH YOU AS WE CONTINUE THIS PROCESS. OF COURSE, WE DIDN'T HAVE TO WAIT FOR THE CITY MANAGER TO TELL US THAT AUSTIN HAS A HOLE IN ITS SOUL. WE KNOW IT. BLACK FOLKS FROM ACROSS THE COUNTRY KNOW IT AND SHY AWAY FROM COMING AS TOURISTS, CONVENTIONS, BUSINESS OWNERS AND STUDENTS. NOWHERE MORE THAN IN THE ARTS, ENTERTAINMENT AND CULTURE IS THE HOLE IN AUSTIN'S SOUL MOST APPARENT. THERE ARE NO INDEPENDENT ARTS CULTURAL INSTITUTIONS. THERE ARE NO CITYWIDE CELEBRATIONS OF AFRICAN-AMERICAN HERITAGE. FEW SIGNATURE EVENTS THAT CAN STAND ON THEIR OWN AND COMPETE WITH THE MAJORITY CULTURE. IT IS IMPORTANT TO NOTE THAT THIS CONDITION COMES FROM A HISTORY OF UNDERFUNDING AND NEGLECT. WE COMMEND THE CITY MANAGER FOR RECOGNIZING THE CONDITION AND SAYING THE CITY CAN AT LEAST ATTEMPT TO ADDRESS SOME OF THESE ISSUES. IF THE CITY GOVERNMENT LEADS THE WAY, WE BELIEVE, THE PRIVATE COMMUNITY BECOMES COMPELLED TO FOLLOW. THE COMMUNITY APPROACHED THESE 10 RECOMMENDATIONS WITH AN EYE TO BUILDING INSTITUTIONS. OUR INTENT WAS TO LEVERAGE CITY ASSISTANCE TO PROVIDE COMMUNITY OWNERSHIP AND DEVELOPING TOOLS FOR THE COMMUNITY TO SUSTAIN ANY ENTERPRISE THAT WAS BEGUN UNDER THIS INITIATIVE. WE ARE LOOKING FOR LONG-TERM SOLUTIONS THAT DON'T INCLUDE DEPENDING ON PARTICULAR POLITICAL WHIMS OF CITY GOVERNMENT. REMEMBERING THE MAJOR IMPEDIMENT TO CONSISTENT CULTURAL PRODUCTION IS THE LACK OF COMMUNITY OWNERSHIP OF ITS CULTURAL INSTITUTIONS. I JUST WANT TO SAY -- I JUST WANT TO SAY THAT WE COMMEND THE CITY FOR THE FILM FESTIVAL, FOR THE URBAN MUSIC FESTIVAL AND FOR ALL IT DOES, FOR THE \$140,000 FOR CAPACITY BUILDING. THESE THINGS DO NOT REACH THE GOAL OF THE COMMUNITY WHICH WAS FOR CITY -- FOR THE COMMUNITY TO HAVE OWNERSHIP OF ITS CULTURAL INSTITUTIONS, OF ITS CULTURAL PRODUCTION. THAT SPECIFICALLY \$140,000 TOWARDS ORGANIZATIONAL CAPACITY, IT'S A FINE START. I ALSO WANT TO THANK THE COUNCIL FOR YOUR LEADERSHIP

THIS MORNING IN VOTING TO NAME THE THEATER AT THE CARVER MUSEUM AFTER MR. BOYD VANCE. THE COMMUNITY IS DETERMINED TO CELEBRATE OUR HEROES. INSTITUTION BUILDING IS THE WORK OF GENERATIONS, BUT WE HAVE TO START WHERE WE ARE RIGHT NOW. AND THIS IS NOT A BAD PLACE TO BE. WE ARE STANDING ON THE SHOULDERS OF SO MANY THAT HAVE GONE BEFORE US. HERE IN AUSTIN WE STAND ON THE WORK OF BOYD VANCE, MARTIN BANKS, THE GRAY GHOST AND OTHERS. IF IT WEREN'T FOR LANGUAGESTON HUGHES AND (INDISCERNIBLE), AUGUST WILSON WHO JUST PASSED, MARION ANDERSON, NINA SIMON, ALVIN ALLEY, ROSA WHO JUST PASSED AND SO MANY, MANY OTHERS, WHERE WOULD THIS NATION BE CULTURALLY? OUR CONCERN IS THAT WE NEED TO CONDITION IN THE TRADITION OF EXCELLENCE, TO MONITOR OUTCOMES AND COMMIT TO THE FLEXIBILITY THAT WILL BE NEEDED TO MAKE MID COURSE CORRECTIONS AS THEY ARE NEEDED. THE CHALLENGE IS TO LOOK AT THIS AS THE BEGINNING. A GOOD BEGINNING, BUT JUST AS A BEGINNING. OUR TASK WAS TO DEVELOPMENT AN IMPLEMENTATION PLAN FOR ALL THE RECOMMENDATIONS. THAT PLAN WOULD IDENTIFY ACTIONS AGREED UPON BY THE CITY AND COMMUNITY, WAYS TO MONITOR AND MEASURE THE AGREED UPON ACTIONS AND BUDGET IMPACT FOR THIS YEAR AND BEYOND. THEREFORE WE ASK THAT THE PROCESS NOT END HERE. WE'RE ASKING COUNCIL TO CONTINUE THIS WORK WITH THE COMMUNITY IN ORDER TO EXTEND THE PROCESS OVER AN IDENTIFIED PERIOD OF TIME, TO KIN WRK ON THE -- CONTINUE WORK ON THE RECOMMENDATIONS THAT ARE NOT EASILY ACCOMPLISHED BY COUNCIL, BY THE CITY, AND TO CONTINUE TO IDENTIFY THE RECOMMENDATIONS REAL IMPACT ON THE BUDGET FOR THIS FISCAL YEAR AND THE FUTURE. ALSO TO WORK WITH ACVB AND OTHER NON-CITY ENTITIES TO CONSTRUCT MEASURABLE OUTCOMES IN A MONITORING PROCESS. AND MOST IMPORTANT TO WIDEN THE CIRCLE OF CITIZEN PARTICIPATION. IT'S A GOOD THING WHENEVER RESOURCES ARE ALLOCATED TO THE ARTS. THE TRUTH IS, MORE MONEY SHOULD BE ALLOCATED TO FUND ARTS ACROSS THE BOARD, BUT TOO OFTEN THAT HAS COME AT THE EXPENSE OF AFRICAN-AMERICAN ARTISTS. AS FAR AS THE COMMUNITY IS CONCERNED, THE BUDGET IS STILL UNDER

DISCUSSION, AND I WOULD BE IN REMISS IN MY DUTIES TO THE COMMUNITY IF I DIDN'T SAY THAT THERE ARE POLITICAL PRESSURES THAT HAVE TO BE FACTORED IN. AT THE SAME TIME, AS WE WISH TO CONTINUE TO REFINE THE NUMBERS AND THEIR IMPACT, I ASK COUNCIL TO DIRECT STAFF TO WORK TO SOLVE ANY OF THOSE DISCONNECTS. ARTS CULTURE AND ENTERTAINMENT, ACE, AS WE CALL IT, HAS A VISIBLE AND VISCERAL IMPACT ON OUR QUALITY OF LIFE BECAUSE CULTURAL IDENTITY REPRESENTS WHO WE ARE AS A COMMUNITY, AS A PEOPLE. IT CUTS TO THE ESSENCE OF WHO WE ARE. IT IS THE BASKET OF HOW WE HOLD THE DIFFERENT ASPECTS OF OUR LIVES. IT IS OUR LANGUAGE, OUR RELIGION, OUR HERITAGE, HISTORY, OUR DREAMS AND OUR DEFEATS AS A GROUP. THANK YOU AGAIN. [APPLAUSE]

MAYOR, MAYOR PRO TEM AND COUNCIL, THE NEXT CATEGORY WILL BE BUSINESS AND ECONOMIC DEVELOPMENT PRESENTED BY SUE EDWARDS, OUR DIRECTOR OF ECONOMIC GROWTH AND REDEVELOPMENT AND COMMUNITY COMMENTS BY MR. GREG MARSHAL.

Mayor Wynn: WELCOME.

MAYOR, MAYOR PRO TEM, COUNCILMEMBERS, I'M SUE EDWARDS, DIRECTOR OF ECONOMIC GROWTH AND REDEVELOPMENT SERVICES OFFICE. I WOULD LIKE TO INTRODUCE AT THE OTHER PODIUM FORMALLY GREG MARSHAL, PRESIDENT AND CEO OF THE CAPITOL CITY AFRICAN-AMERICAN CHAMBER OF COMMERCE. TOGETHER WE CHAIRED THE BUSINESS AND ECONOMIC DEVELOPMENT IMPLEMENTATION TEAM. TEAM MEMBERS INCLUDE CARL HAD NOT, AUSTIN BLACK CONTRACTOR ASSOCIATIONS, JOSEPH HAWKINS, HOPETON HEY WITH THE U.T. SYSTEMS BONDING AND TECHNICAL ASSISTANCE PROGRAM. JANETTE PETETON, BIG AUSTIN. DOR REEN VALENTINE, DOR REEN VALENTINE AND ASSOCIATES. MELODY HAWS, AUSTAN LIBRACH AND (INDISCERNIBLE) WITH EGRSO. DAVID LLOYD AND SANDY ZIMMERMAN, THE LAW DEPARTMENT. AND CAREY OVERTON, AUSTIN ENERGY. THE THEME THAT RUNS THROUGH THIS PRESENTATION IS ONE OF PARTNERSHIP AND PARTICIPATION. AND THE MESSAGE THAT WE WANT TO CONVEY THROUGHOUT THIS PRESENTATION IS THAT TOGETHER WE WILL PARTICIPATE EQUALLY IN A STRONG

ECONOMY. THE COMMUNITY POSITION PAPER INCLUDED NINE RECOMMENDATIONS THAT WERE ADDRESSED BY THE BUSINESS AND ECONOMIC DEVELOPMENT TEAM. OF THOSE NINE, THREE HAVE BEEN MODIFIED. YOU WILL SEE THAT SEVERAL OF THESE RECOMMENDATIONS ARE COMPRISED OF MULTIPLE PARTS. AND WHEN THAT OCCURS, WE HAVE SEPARATED THE ISSUES FOR CLARITY. NUMBER ONE IS A RECOMMENDATION THAT THE CITY AND THE AFRICAN-AMERICAN CHAMBER OF COMMERCE WORK TOGETHER TO ASSIST AFRICAN-AMERICAN BUSINESSES TO LOCATE OR EXPAND IN AUSTIN. TO FORMALIZE THIS PARTNERSHIP, THE CITY WILL DEVELOP A MEMORANDUM OF UNDERSTANDING THAT SETS OUT AN ONGOING COLLABORATIVE RELATIONSHIP. THE SECOND PART OF THIS RECOMMENDATION IS A REQUEST TO FACILITATE A PARTNERSHIP BETWEEN THE AFRICAN-AMERICAN CHAMBER AND THE GREAT AUSTIN CHAMBER. THE CITY, MEMBERS OF THE GREATER AUSTIN CHAMBER AND THE AFRICAN-AMERICAN CHAMBER MET EARLIER THIS SUMMER TO BEGIN DISCUSSIONS ON HOW TO ASSURE ONGOING COMMUNICATIONS WITH AND INCLUSION OF THE AFRICAN-AMERICAN CHAMBER IN THE GREATER AUSTIN CHAMBER'S ACTIVITIES. ONE OF THE TOPICS THAT WAS RAISED DURING THIS MEETING WAS PARTICIPATION BY THE AFRICAN-AMERICAN CHAMBER IN RECRUITING TRIPS. THE CITY RECOMMENDED THAT THROUGH THE AUSTIN CHAMBER'S OPPORTUNITY AUSTIN PROGRAM, THE CITY WILL CONTRIBUTE A TOTAL OF \$15,000, FIVE THOUSAND DOLLARS FOR EACH OF THE THREE MINORITY CHAMBERS, TO BE USED AS A TWO-THIRDS MATCH FOR THE COST OF TRAVEL WHEN PARTICIPATING IN RECRUITMENT TRIPS FOR THE GREATER AUSTIN CHAMBER. ANOTHER RESULT OF THIS MEETING WAS THAT GREG MARSHAL HAD THE OPPORTUNITY TO PARTICIPATE IN THE MOST RECENT GREATER AUSTIN CHAMBER TRIP TO DENVER. THE THIRD PART OF THIS RECOMMENDATION IS TO RECOGNIZE THAT NOT EVERYONE QUALIFIES FOR THE HIGH PAYING, HIGH-TECH JOB, AND THAT RECRUITMENT EFFORTS SHOULD ALSO INCLUDE BUSINESSES THAT OFFER ADVANCEMENT FOR THE LOW TECH, SEMI SCALES AND THE NONTECHNICAL WORKER. THIS REQUEST ENUMERATED SEVERAL TYPES OF INCENTIVES THAT COULD BE USED TO ENCOURAGE RECRUITING

COMPANIES OF THIS NATURE. THE CITY REAFFIRMS ITS COMMITMENT TO ASSURE THAT DIVERSITY IN THE WORKFORCE, JOB TYPES AND SALARIES ARE A PRIMARY CONSIDERATION WHEN RECRUITING COMPANIES TO AUSTIN. WE WILL WORK WITH THE AUSTIN BLACK CONTRACTOR'S ASSOCIATION AND OTHER AFRICAN-AMERICAN TRADE ASSOCIATIONS TO FACILITATE THE UTILIZATION OF MWBE'S ON THE CONSTRUCTION OR RENOVATION OF FACILITIES FOR COMPANIES LOCATING OR EXPANDING IN AUSTIN. WE WILL WORK WITH COMPANIES TO TRY AND ACHIEVE LOCATIONS NEAR OR WITH ACCESS TO MASS TRANSIT. AND FINALLY WE WILL EVALUATE ALL COMPANIES CONSISTENTLY WHEN CONSIDERING THE TYPES OF INCENTIVES THAT CAN BE PROVIDED UNDER THE CITY'S CURRENT ECONOMIC DEVELOPMENT POLICY AND MA TRIS. THE SECOND RECOMMENDATION WAS TO ESTABLISH A PROGRAM THAT ALLOWS MWBE'S TO EXECUTE CONTRACTS WITH THE CITY TO OBTAIN A LOAN. AS YOU ARE AWARE, FOR CONSTRUCTION CONTRACTS, THE CITY HAS DEVELOPED AND USES THE PROMPT PAY PROGRAM AND THE CASH FLOW ENHANCEMENT PROGRAM TO ASSIST SUBCONTRACTORS DOING BUSINESS WITH THE CITY. THESE PROGRAMS HELP CONTRACTORS WHO MAY NOT HAVE THE CAPITAL NEEDED TO INITIATE A CONTRACT. THERE IS NOT AN EQUIVALENT PROGRAM FOR NON-CONSTRUCTION CONTRACTORS OR CONSULTANTS. IN RESPONSE THE CITY RECOMMENDS ESTABLISHING A LOAN PROGRAM WITH A FINANCIAL INSTITUTION SIMILAR TO THE CREATIVE INJURIES LOAN PROGRAM THE CITY OF AUSTIN CURRENTLY HAS FOR MUSICIANS AND ARTISTS WHEREBY THE CITY ENTERS INTO THE AGREEMENT WITH A FINANCIAL INSTITUTION TO COLLATERALIZE THE LOANS FOR A QUALIFIED BORROWER. IF A BORROWER DEFAULTS ON THE LOAN, THE CITY WILL CONTRIBUTE UP TO 50% OF THE DEFAULTED AMOUNT. THE THIRD RECOMMENDATION DEALS WITH THE MWBE ORDINANCE. THE TEAM THOUGHT THAT THE ORDINANCE WAS STRONG, BUT WOULD LIKE TO SEE SOME PROGRAM CHANGES TO STRENGTHEN MONITORING AND COMPLIANCE. THE CITY MANAGER RECOMMENDED AND YOU THE CITY COUNCIL APPROVED IN THE '05, '06 BUDGET A NEW POSITION IN THE DEPARTMENT OF SMALL AND MINORITY BUSINESS RESOURCES TO ASSIST IN ACCOMPLISHING THIS TASK. ON

THE SAME TOPIC, THE TEAM ALSO DISCUSSED ISSUES IMPACTING SUBCONTRACTORS AND SUGGESTED RECOMMENDATIONS THAT COULD BE IMPLEMENTED TO IMPROVE THE PROCESS. AS AN EXAMPLE, ONE OF THE ITEMS DISCUSSED WAS THE CONCERN THAT MINORITY SUBCONTRACTORS ARE NOT ALWAYS AWARE OF THE FACT THAT A CONTRACT HAS BEEN AWARDED BY THE COUNCIL, THEREFORE IF THE CONTRACTOR CHOOSES NOT TO USE THE SUB, THE SUBMAY NOT KNOW THAT THIS SITUATION HAS OCCURRED. SO IMPROVE THIS MOTION, DSMVR WILL IMPLEMENT PROCEDURES FOR MAILING NOTICE OF CONTRACT AWARDS TO MWBE FIRMS LIST ODD SUCCESSFUL COMPLIANCE PLANS. THEY WILL ALSO DETERMINE THE FEASIBILITY OF NOTIFYING SUBCONTRACTORS ON CONTRACT AWARDS VIA THE WEBSITE IN ADDITION TO THE WRITTEN NOTICE. THE SECOND PART OF THIS RECOMMENDATION IS TO REWARD BUSINESSES THAT PROMOTE DIVERSITY BY INCLUDING MWBE SUBCONTRACTORS IN THEIR PROPOSAL. THE TEAM DISCUSSED SEVERAL WAYS THIS COULD BE ACCOMPLISHED AND WE LOOKED AT MODELS USED BY OTHER ENTITIES. FROM THIS CAME A COMMITMENT BY DSMBR THAT WITH THE ASSISTANCE OF PUBLIC WORKS THEY WILL FORMALLY RECOGNIZE GENERAL CONTRACTORS AND CONSULTANTS WHO MEET OR EXCEED THE MWBE GOALS ON CITY CONTRACTS BY HOSTING AN ANNUAL RECOGNITION EVENT TO PUBLICLY ACKNOWLEDGE THE EFFORTS OF THE CONTRACTORS. DSMVR HAS IMPLEMENTED FOR THEIR STAFF A NEW FACILITATED TRAINING INITIATIVE ON THE MWBE ORDINANCE AND WILL FOLLOW UP WITH AN EVALUATION TO DETERMINE THE EFFECTIVENESS OF THAT STAFF TRAINING. DSMVR WILL ALSO PUBLISH AND DISTRIBUTE THE MWBE AWARDS AND EXPENDITURES REPORT ON THE CITY'S WEBSITE. THE SIXTH RECOMMENDATION IS TO ENSURE THAT INPUT IS SOLICITED FROM THE AFRICAN-AMERICAN BUSINESSES AND ORGANIZATIONS REGARDING THE USE OF CDBG FUNDS. THE TEAM IS AWARE THAT THE PUBLIC PROCESS FOR INPUT INTO THE USE OF CDBG FUNDS IS FEDERALLY PRESCRIBED; HOWEVER, THEY WOULD LIKE TO ASSURE THAT THERE IS ADEQUATE AND TIMELY INPUT INTO THE USE OF THESE FUNDS AND THAT THE NOTIFICATION PROCESS IS WIDELY

PUBLISHED. THEY WOULD LIKE TO HAVE A SEPARATE HEARING FOR FUNDS DEVOTED TO ECONOMIC DEVELOPMENT. THE NEIGHBORHOOD HOUSING AND COMMUNITY DEVELOPMENT DEPARTMENT WILL PREPARE AND DISTRIBUTE A COMMUNICATION PLAN FOR THE UPCOMING REVIEW OF THE ANNUAL ACTION PLAN. THEY WILL PREPARE AND DISTRIBUTE A LIST IDENTIFYING THE VARIOUS LOCATIONS THAT WILL HOST THE PUBLIC HEARINGS REQUESTING INPUT AS TO THE APPROPRIATE LOCATIONS. AND THEY WILL HOLD A SEPARATE HEARING FOR FUNDS APPROPRIATED TO SMALL BUSINESSES AND ECONOMIC DEVELOPMENT. THE SEVENTH RECOMMENDATION IS TO INCREASE ACCESS TO BUSINESS AND ECONOMIC DEVELOPMENT INFORMATION THROUGH THE CITY'S WEBSITE. THIS SEEMS TO BE A GENERAL THEME THROUGHOUT ALMOST ALL OF THE TEAM'S RECOMMENDATIONS. IN RESPONSE THE CITY DURING THIS FISCAL YEAR WILL BEGIN REVIEWING ITS WEBSITE DESIGN AND DEVELOP AN IMPLEMENTATION PLAN. THE ECONOMIC GROWTH AND REDEVELOPMENT SERVICES OFFICE HAS INCLUDED \$100,000 IN THE CURRENT YEAR BUDGET TO REVISE ITS WEBSITE WITH AN EMPHASIS ON ECONOMIC DEVELOPMENT, SMALL BUSINESS AND CULTURAL ARTS. AND WE WILL WORK WITH THE CITY PUBLIC INFORMATION OFFICE TO PLACE THE SMALL BUSINESS AND ECONOMIC DEVELOPMENT PROGRAM ON CONSTITUENT'S HOMEPAGE FOR EASIER ACCESS. NINE IS A RECOMMENDATION TO ESTABLISH A CAPITAL INVESTMENT FUND PROGRAM THAT PROVIDES ZERO TO FIVE PERCENT LOANS FOR MWBE'S. THE TEAM UNANIMOUSLY RECOGNIZED THAT THERE ARE FEW ZERO PERCENT LOANS AVAILABLE. THE TEAM FOCUSED ON IDENTIFYING EXISTING CITY FUNDS THAT COULD BE USED TO LEVERAGE PRIVATE DOLLARS AND SBA LOANS WITH THE LOCAL LENDERS. AS YOU ARE AWARE THE NEIGHBORHOOD HOUSING AND COMMUNITY DEVELOPMENT DEPARTMENT HAS AVAILABLE FUNDS LEFT IN THE CURRENT NEIGHBORHOOD COMMERCIAL MANAGEMENT PROGRAM FOR SMALL BUSINESS LOANS AND WE'LL BE ASKING FUND H.U.D. FOR ADDITIONAL FUNDING THROUGH THE SECTION 108 LOAN PROGRAM. IN ADDITION, THE CITY MANAGER INCLUDED IN THIS YEAR'S BUDGET \$150,000 FOR A SMALL BUSINESS LOAN PROGRAM TO BE USED IN THE COMMUNITY

PRESERVATION AND REVITALIZATION ZONE. THE SECOND PART OF NINE RECOMMENDS THE CITY EVALUATE VENTURE CAPITAL OPPORTUNITIES TO RELAX SOME OF THE UNDERWRITING STANDARDS. THE COMMUNITY TEAM DISCUSSED THIS ISSUE AT LENGTH AND DETERMINED THAT THEY WOULD NOT RECOMMEND RELAXING UNDERWRITING STANDARDS. THEY FELT THAT HOW TO ACCESS CAPITAL WAS THE SIGNIFICANT FACTOR, THAT INDIVIDUALS NEEDED MORE AND SPECIFIC ASSISTANCE AND TRAINING IN DEVELOPING BUSINESS PLANS, PRO FORMAS, LOAN APPLICATIONS AND OTHER RELATED TOPICS AS WELL AS COUNSELING IN HOW TO APPROACH FINANCIAL INSTITUTIONS. THE CITY AGREES WITH THIS RECOMMENDATION AND WILL PURSUE FUNDING FOR THIS TYPE OF TRAINING PROGRAM IN THE UPCOMING BUDGET. THE FOLLOWING RECOMMENDATIONS, NUMBERS FOUR, FIVE AND EIGHT, ARE MADE WITH MODIFICATIONS. BEGINNING WITH FOUR, THE RECOMMENDATION WAS TO REESTABLISH THE OMBUDSMAN ROLE IN THE CITY TO HEAR ISSUES OR COMPLAINTS AND TO ACT AS AN INFORMATION SOURCE FOR INFORMING MWBE'S ABOUT RESOURCES AVAILABLE TO THEM IN THE CITY. EXAMPLES BEING THE PROMPT PAY PROGRAM, THE AVAILABILITY OF SMALL BUSINESS LOANS OR REFERRALS TO TRAINING AND TECHNICAL ASSISTANCE. AS A POINTED OF CLARIFICATION, THE OMBUDSMAN POSITION MENTIONED IN THE RECOMMENDATION IS A REFERENCE TO THE MEDIATION SERVICES THAT THE CITY ONCE PROVIDED, PRIMARILY TO HELP RESOLVE ZONING CASES BETWEEN INTERESTED PARTIES. THE CITY OFFERS A REPRESENTATION THAT WE BELIEVE WILL FILL THE INTENT OF THIS REQUEST. WE RECOMMEND USING THE SMALL BUSINESS DEVELOPMENT PROGRAMS, BUSINESS SOLUTION CENTER AS A CENTRAL POINT OF CONTACT FOR ACCESSING INFORMATION ABOUT RESOURCES IN THE CITY THAT ARE AVAILABLE TO SMALL BUSINESS OWNERS AND TO SUBCONTRACTORS. SECONDLY WE RECOMMEND THAT AN ASSISTANT CITY MANAGER BE ASSIGNED TO RECEIVE INFORMATION ON UNRESOLVED ISSUES AND COMPLAINTS, AND THIRDLY, THE CITY WILL CONTRACT WITH AN OUTSIDE, KNOWLEDGEABLE THIRD PARTY TO HEAR UNRESOLVED ISSUES. ISSUE NUMBER FIVE IS A RECOMMENDATION TO ADJUST INSURANCE AND BONDING REQUIREMENTS FOR

INDIVIDUALS WHO DO who do BUSINESS WITH THE CITY. THE TEAM RECOGNIZED THAT BONDING REQUIREMENTS FOR GOVERNMENT CONTRACTING IS A LEGISLATIVE ISSUE AND CHOSE NOT TO ADDRESS IT AT THIS TIME. THE CITY UNDERSTANDS THAT INSURANCE REQUIREMENTS ARE OFTEN EXPENSIVE AND A BURDEN ON SMALL BUSINESS CONTRACTORS AND OWNERS. THE CITY WILL OVER THE NEXT FEW MONTHS EXPLORE THE FEASIBILITY OF REDUCING INSURANCE REQUIREMENTS TO FACILITATE SMALL BUSINESS CONTRACTING WITH THE CITY. THE CITY IS CURRENTLY WORKING WITH A LOCAL BROKER TO DEVELOP A PROGRAM WHEREBY CONTRACTORS ENTERING INTO CERTAIN TYPES OF CONTRACTS WILL HAVE ACCESS TO CERTAIN FEDERAL LIABILITY AND NON-HIRED AUTO COVERAGE ON A SHORT-TERM BASIS. THE CITY WILL ALSO CONTINUE TO REVIEW CONTRACTS FOR UNNECESSARY INSURANCE REQUIREMENTS. AS A RESULT OF THIS REVIEW, THE INSURANCE REQUIREMENTS MAY BE REVISED TO REFLECT THE EXPOSURE, AND IT COULD RESULT IN SOME CASES IN THE ELIMINATION OF SPECIFIC LINES OF INSURANCE. THE LAST RECOMMENDATION TO BE CONSIDERED WOULD REQUIRE CORPORATIONS WHO RECEIVE INCENTIVES FROM THE CITY TO DO BUSINESS WITH MWBE'S WITH A FOCUS ON AFRICAN-AMERICAN BUSINESSES. AND TO ENSURE THAT CORPORATIONS FORMALLY AGREE TO DEVELOP AND IMPLEMENT PROGRAMS TO ASSURE THAT CONTRACTORS AND PRO -- CONTRACTS AND PROCUREMENT OPPORTUNITIES ARE AWARDED TO MWBE'S. I WANT TO PREFACE THE FOLLOWING WITH A STATEMENT THAT THE CITY WILL NOT IT HAS BEEN RECOGNIZED THAT EACH COMPANY THAT THE CITY CONSIDERS CONTRACTING WITH IS UNIQUE AND THEY VARY. THE INCENTIVES ARE ON INVESTMENTS THE COMPANY MAKES, INCENTIVES ARE PERFORMANCE BASED AND ONLY GIVEN AFTER AN EVALUATION OF SUCCESSFUL PERFORMANCE. WE HAVE FOUND THAT THERE ARE TIMES WHEN COMPANIES HAVE EXCELLENT DIVERSE HIRING AND CONTRACTING PRACTICES, BUT THEY DO NOT WANT TO BE REQUIRED TO COMMIT TO THAT PRACTICE IN AN AGREEMENT AS IT MAY BE LOOKED UPON AS BEING REQUIRED TO DO SOMETHING THAT THE COMPANY ALREADY DOES WILLINGLY. TO ACCOMPLISH THE INTENT OF THIS REQUEST, THE

COMMUNITY TEAM RECOMMENDS A THREE STEP APPROACH THAT ALLOWS FLEXIBILITY AND AT THE SAME TIME ACCOMPLISHES THE GOAL. THE CITY WILL ASK COMPANIES TO INCORPORATE THE CITY'S MWBE GOALS BASED ON THE CITY OF CITY OF AUSTIN ORDINANCE OR ASK COMPANIES TO PROVIDE HISTORICAL DATA THAT DOES DEMONSTRATE THAT THE COMPANY HAS BEEN SUCCESSFUL IN ACHIEVING DIVERSITY IN CONTRACTING AND HIRING THROUGH ITS EXISTING PROGRAMS OR POLICIES OR ASK THE COMPANY TO PROVIDE A PLAN FOR ESTABLISHING GOALS FOR DIVERSITY IN HIRING AND VENDOR CONTRACTING. THE CITY MAY REQUIRE COMPANIES TO WORK WITH DSMVR TO ASSIST IN ACHIEVING THESE GOALS. THE CITY WILL ALSO INCORPORATE INTO THE EVALUATION MATRIX A QUESTION REGARDING HIRING AND VENDOR CONTRACTING PRACTICES THAT WILL BE TRANSLATED INTO PERFORMANCE CRITERIA. THE SECOND PART OF NUMBER 8 IS A RECOMMENDATION THAT AFRICAN-AMERICAN BUSINESS ORGANIZATIONS SUCH AS THE AFRICAN-AMERICAN CHAMBER AND THE BLACK CONTRACTOR'S ASSOCIATION SHOULD HAVE AN OPPORTUNITY TO PARTICIPATE IN THE NEGOTIATION PROCESS BETWEEN THE CITY OF AUSTIN, THE GREATER AUSTIN CHAMBER OF COMMERCE AND THE TARGETED CORPORATION. THE COMMUNITY TEAM UNDERSTANDS THE SENSITIVITY AND THE CONFIDENTIALITY THAT IS ASSOCIATED WITH NEGOTIATING WITH PRIVATE COMPANIES AND UNDERSTANDS THAT THE CITY CANNOT HAVE EVERYONE SITTING AT THE NEGOTIATING TABLE. THE TEAM WOULD HOWEVER LIKE THE ABILITY FOR CERTAIN AFRICAN-AMERICAN ORGANIZATIONS TO COMMUNICATE TO THE COMPANY THEIR INTEREST IN DIVERSE HIRING PRACTICES AND CONTRACTING. THE CITY COMMITS TO PROVIDING THE AFRICAN-AMERICAN BUSINESS ORGANIZATIONS AN OPPORTUNITY TO COMMUNICATE THEIR INTERESTS TO COMPANIES THAT ARE SEEKING INCENTIVES FROM THE CITY. WITH RESPECT TO THE BUSINESS AND ECONOMIC DEVELOPMENT ISSUES, THE FY '05-'06 BUDGET INCLUDED \$58,000 FOR ONE F.T.E. AND DSMVR FOR ORDINANCE MONITORING AND COMPLIANCE, \$100,000 FOR EGRSO WEBSITE IMPROVEMENTS AND \$150,000 FOR SMALL BUSINESS LOANS IN THE CPNR ZONE, A TOTAL OF \$308,000. IN SUMMARY, SOME OF THE SHORT-TERM ISSUES THAT ARE

CURRENTLY BEING ADDRESSED AND WILL BE COMPLETED BY THE YEAR -- THE END OF THIS YEAR ARE THE PARTNERSHIP WITH THE CITY, THE AFRICAN-AMERICAN CHAMBER AND THE GREATER AUSTIN CHAMBER, IMPROVEMENTS TO THE MWBE ORDINANCE MONITORING PROCESS, RECOGNITION OF CONTRACTORS WHO MEET OR EXCEED THEIR MWBE GOALS, THE PROVISION OF AN INDEPENDENT THIRD PARTY FOR HEARING UNRESOLVED COMPLAINTS, A STUDY OF THE CURRENT INSURANCE REQUIREMENTS FOR CONTRACTORS AND CONSULTANTS, AND IMPROVEMENTS TO THE CITY WEBSITE. THE BUSINESS AND ECONOMIC DEVELOPMENT TEAM INTENDS TO CONTINUE TO MEET TO ADDRESS THE LONG-TERM ISSUES OVER THIS NEXT YEAR AND WITH THAT THIS CONCLUDES MY PART OF THE PRESENTATION AND I WOULD LIKE TO TURN IT OVER TO MY CO-CHAIR, GREG MARSHAL.

THANKS, SUE. GOOD EVENING, MAYOR, MAYOR PRO TEM, COUNCILMEMBERS AND CITY MANAGER FUTRELL. IT'S A PLEASURE TO HAVE THE OPPORTUNITY TO SHARE OUR PROGRESS WITH YOU THIS EVENING. MUCH HAS BEEN ACCOMPLISHED, BUT MUCH REMAINS TO BE ACCOMPLISHED. FIRST OF ALL, LET ME TAKE A MOMENT TO THANK ALL OF THE COMMUNITY IMPLEMENTATION TEAM MEMBERS. THEY ACCORDING TO RUMOR HAVE JOBS AND TAKE THEIR TIME AND ENERGY AND THEIR EFFORT TO INVEST IN THIS PROCESS BECAUSE THEY CARE ABOUT THEIR COMMUNITY AND KNOW THAT THIS IS AN OPPORTUNITY TO MAKE A TRUE DIFFERENCE. AND ALSO ESPECIALLY THE MEMBERS OF THE BUSINESS AND ECONOMIC DEVELOPMENT TEAM THAT I HAD A CHANCE TO WORK SO CLOSELY WITH OVER THE PAST FOUR MONTHS. THEY'RE GIVING OF THEIR TEAM AND THEIR ENERGY AND THEIR EXPERTISE WAS CRITICAL TO WORKING THROUGH THE NINE RECOMMENDATIONS. AND THANKS TO THE CITY STAFF AND ESPECIALLY MY CITY CO-CHAIR, SUE EDWARDS. SHE WAS ABSOLUTELY INSTRUMENTAL IN HELPING TO CREATE AN ATMOSPHERE WHERE A CONSTRUCTIVE, CAN-DO ATTITUDE WAS THE RULE RATHER THAN THE EXCEPTION. IT'S BEEN A PLEASURE WORKING WITH HER AND THE TEAM AND I SUSPECT IT WILL CONTINUE AS WE CONTINUE TO WORK ON COMPLETING THE DEVELOPMENT AND IMPLEMENTATION OF THE NINE

RECOMMENDATIONS UNDER THE BUSINESS AND ECONOMIC DEVELOPMENT TEAM. THE QUALITY OF LIFE INITIATIVE AT ITS CORE IS ABOUT ACCESS, ACCESS TO HEALTH CARE, ACCESS TO A FEELING OF SECURITY IN OUR DAILY LIVES, ACCESS TO AFFORDABLE AND WELCOMING NEIGHBORHOODS, ACCESS TO OPPORTUNITIES TO AFFIRM AND SHARE OUR CULTURE. IT'S ABOUT ACCESS TO ECONOMIC OPPORTUNITY AND THE FREEDOM THAT COMES WITH THAT. THE FINANCIAL FREEDOM THAT ALLOWS AFRICAN-AMERICAN CITIZENS TO FULLY PARTICIPATE IN THE ECONOMIC LIFE OF OUR GREAT CITY. AND ABOUT REMOVING ANY ARTICLES -- ANY OBSTACLES THAT MIGHT PREVENT ANY CITIZEN, AND PARTICULARLY AFRICAN-AMERICAN CITIZENS FROM REACHING THEIR HIGHEST ASPIRATIONS. WE'RE NOT TALKING ABOUT BUSINESSES, JUST BUSINESSES, WE'RE NOT TALKING ABOUT JUST JOBS, NOT TALKING ABOUT JUST STATISTICS. WE'RE TALKING ABOUT THE DREAMS AND PASSIONS OF A PEOPLE, THE DREAMS AND PASSIONS OF THE PEOPLE THAT OWN THOSE BUSINESSES AND THE DREAMS AND PASSION THEY HAVE TO HAVE A BETTER LIFE. AND AUSTIN UNDERSTANDS THAT DREAM. THE ENTREPRENEURIAL DREAM MAYBE BETTER THAN ANY CITY IN THE COUNTRY. I HEAR THAT EVERYWHERE I GO AND WE READ THAT IN POLLS ALL ACROSS THE COUNTRY. IF WE DO THE WORK TO ATTRACT AFRICAN-AMERICANS TO AUSTIN, WILL WE RETAIN THEM IF WE ARE NOT SUFFICIENT ECONOMIC OPPORTUNITIES? OPPORTUNITIES FOR THEIR DREAMS TO BECOME REALITIES? I DOUBT IT. AND SO WE WORK ON THESE ISSUES. THESE ISSUES ARE PART OF THE DILEMMA THAT WILL BIND AFRICAN-AMERICANS TO THIS COMMUNITY RATHER THAN THE DALLAS AND THE HOUSTONS AND THE ATLANTAS. THE KEY CONCERNS FROM THE -- FROM THIS COMMUNITY IMPLEMENTATION COMMITTEE ARE THESE: WE'VE DONE A TON OF GREAT WORK -- WHILE WE'VE DONE A TON OF GREAT WORK, MUCH REMAINS TO BE DONE. AND STILL THERE WILL BE THE DOTTING OF I'S AND CROSSING OF T'S AND BY THAT I MEAN CREATING COMPLETING THE ESTABLISHMENT OF PERFORMANCE MEASURES AGAINST THE INITIATIVES, PERFORMANCE MEASURES THAT ARE IMMUNE FROM POLITICS. CREATING AN EFFECTIVE REPORT CARD PROCESS THAT KEEPS THE COMMUNITY INFORMED AND THE CITY ON

TASK. CREATING AN ENVIRONMENT WHERE ACCOUNTABILITY FOR RESULTS IS THE RULE. AND ENSURING THAT THESE ITEMS ARE FUNDED NOT JUST IN THE '05 BUDGET, BUT FUNDED IN THE '06 BUDGET AND BEYOND. ASSURING THAT THESE RECOMMENDATIONS, NOT JUST IN THIS COMMITTEE, BUT ALL SIX, AND THE RESULT BE ACTION PLANS ARE INCORPORATED AS PART OF THE CITY'S ONGOING STRATEGY AND STRATEGIC PLANS TO MAXIMIZE ITSELF AS A GLOBAL COMPETITOR. THESE DISCUSSIONS WILL CONTINUE. IT'S IMPORTANT THAT WE FINISH THE WORK ON THESE NINE RECOMMENDATIONS. THIS REPORT TODAY SHOULD REALLY BE CONSIDERED A TOUCH STONE, A REPORT ON A WORK IN PROGRESS. THIS COMMUNITY TEAM AND THE COMMUNITY AS A WHOLE STANDS READY TO CONTINUE THIS DIALOGUE AND COMPLETE OUR WORK ON THESE RECOMMENDATIONS. AND FRANKLY DO WHATEVER IT TAKES TO ENSURE THAT THIS WORK LIVES AND BREATHES AND IMPROVES ALL OF AUSTIN FOR GENERATIONS TO COME. THE BUDGET IMPACT TO ACCOMPLISH THE FY '05 TASK IS ABOUT \$158,000 AS SUE MENTIONED PREVIOUSLY. I KNOW THAT THERE HAS BEEN AN ADDITIONAL \$150,000 PUT INTO THE COMMUNITY PRESERVATION AND REVITALIZATION ZONE. I WASN'T AWARE THAT ALL OF THAT HAD BEEN DESIGNATED FOR AFRICAN-AMERICAN BUSINESSES. I'M HAPPY TO ACCEPT THAT IF THAT'S THE CASE, BUT AS I UNDERSTAND IT, IT'S JUST FOR ALL CITIZENS THAT EXIST IN THAT -- IN THOSE ZONES. BUT THE ONGOING COSTS WILL BE GREATER. THE FUNDING OF BUSINESS RECRUITMENT EFFORTS, PROVIDING WORKING CAPITAL LOANS AGAINST EXECUTED CITY CONTRACTS. TAX ABATEMENT INCENTIVES FOR MWBE COMPLAINTS, WHICH FOR THE FIRST TIME LOOKS LIKE THEY'RE GOING TO BE CONSIDERED AS A MATTER OF GOOD -- ADOPTED AS A MATTER OF GOOD CITY ECONOMIC POLICY. AND LOAN GUARANTEES FOR BUSINESS EXPANSIONS. WHILE WE DON'T YET KNOW THE BUDGETARY IMPACT OF THESE ITEMS, WE WILL CONTINUE TO WORK WITH CITY STAFF TO GAUGE THESE IMPACTS AND MORE IMPORTANTLY TO ENSURE THEIR FUNDING. SO IN CLOSING, WE WANT TO THANK YOU AGAIN FOR YOUR TIME AND YOUR COMMITMENT TO THIS PROCESS. THE COMMUNITY STANDARDS READY TO CONTINUE TO WORK ON THESE ISSUES BECAUSE WE BELIEVE THAT TOGETHER WE CAN

MAKE AUSTIN A PLACE THAT ALL CAN BE PROUD OF. THANK YOU. [APPLAUSE]

Mayor Wynn: THANK YOU, MR. MARSHAL.

THANK YOU. MAYOR, MAYOR PRO TEM AND COUNCIL, THE NEXT CATEGORY WILL BE NEIGHBORHOOD SUSTAINABILITY. PRESENTING WILL BE PAUL HILGERS, YOUR DIRECTOR OF NEIGHBORHOOD HOUSING COMMUNITY DEVELOPMENT AND COMMUNITY COMMENTS WILL BE MADE BY MR. BYRON MARSHAL.

Mayor Wynn: WELCOME.

THANK YOU, MAYOR. IN PAUL HILGERS AND IN PROUD TO BE HERE TODAY. I'M PROUD TO WORK FOR THIS CITY AND TO WORK ON THIS ISSUE. FIRST I'D LIKE TO ADDRESS AND IDENTIFY OUR IMPLEMENTATION TEAM. MY CO-CHAIR, BYRON MARSHAL, THE MEMBERS OF THE COMMUNITY TEAM WERE JOE PARKER, DEBRA JONES FROM WELLS FARGO BANK, (INDISCERNIBLE) FROM HAYNES, ENGLAND AND WATERS. TOMMY WOOIT FROM THE VILLAGER NEWSPAPER. MELVIN WREN AND GREG SMITH REPRESENTING THE COMMUNITY AT LARGE. GREG SMITH NOW WITH GMS DEVELOPMENT, I BELIEVE. WE HAD A GREAT TIME IN THIS EFFORT BECAUSE WE DIDN'T START WITHOUT KNOWING EACH OTHER. WE KNEW EACH OTHER WELL, WE'VE WORKED TOGETHER FOR A LONG TIME AND WE ARE LOOKING FORWARD AS STAFF TO CONTINUE TO WORK WITH THIS COMMITTEE TO ADDRESS THESE ISSUES. WE WOULD BE MYSELF, PEOPLE ON MY STAFF, MY DEPUTY DIRECTOR LUBE BY MORE REEN, VAN JOE FROM THE COMMUNITY DEVELOPMENT SHOP, KIM FREEMAN FROM OUR PLANNING SHOP. AND FROM THE HOUSTON HOUSING FINANCE CORPORATION STAFF, KELLY CITY OF AUSTINSON AND KELLY WHITE. WE HAD A CHALLENGING BY CONTINUALLY REWARDING TIME IN TRYING TO ADDRESS WHAT OUR EXTREMELY LONG-TERM ISSUES IN THE TIME FRAME OF THIS PROCESS. THESE ARE ISSUES THAT ARE NOT NEW TO MY DEPARTMENT AND NOT NEW TO THIS CITY. HOPEFULLY THE OVERRIDING THEMES YOU SHOULD HEAR IN THIS PRESENTATION IS THE NEED FOR CONTINUED AND IMPROVED DIALOGUE BETWEEN THIS TEAM, CITY OF AUSTIN

AND OTHERS IN THIS COMMUNITY. DIALOGUE IS NEEDED TO ADDRESS THE LONG-TERM NEGATIVE EFFECTS OF GENTRIFICATION AND TO CONTINUE TO WORK TO IMPROVE ALL OF OUR CAPACITIES TO INCREASE AFFORDABLE HOUSING, PROVIDE MEASURABLE OUTCOMES AND SHOW THAT WE ARE INDEED IMPROVING THE QUALITY OF LIFE FOR AFRICAN-AMERICANS IN THIS CITY. SECONDLY THERE ARE A VARIETY OF SPECIFIC INITIATIVES THAT WILL BE MENTIONED THAT WE'RE IN THE PROCESS OF DEVELOPING AND THAT WILL REQUIRE PARTICIPATION AND INPUT FROM THE AFRICAN-AMERICAN QUALITY OF LIFE COMMITTEE. THESE INCLUDE THE ESTABLISHMENT OF A COMMUNITY LAND TRUST, THE FURTHER IMPLEMENTATION OF THE COMMUNITY PRESERVATION AND REVITALIZATION ZONE, AND HOW THE CITY CHOOSES TO IMPLEMENT THE PROVISIONS OF HOUSE BILL 525 ALONG WITH SOME OTHER INITIATIVES. WE HAVE AGREED WITH THE COMMUNITY REPRESENTATIVES THAT WE MUST CONTINUE TO INCLUDE THE AFRICAN-AMERICAN QUALITY OF LIFE COMMITTEE IN THESE DECISIONS AND IN THESE STRATEGIES. NOW, TO THE SPECIFIC RECOMMENDATIONS. THE NEIGHBORHOOD SUSTAINABILITY COMMITTEE CAME UP WITH 10 RECOMMENDATIONS, AND FROM STAFF'S PERSPECTIVE WE WANT TO BE CLEAR THAT WE REALLY AGREE WITH ALL 10 OF THE RECOMMENDATIONS. FOUR OF THEM WE AGREE WITH COMPLETELY AND SIX OF THEM WE AGREE WITH WITH SOME MINOR WE THINK MODIFICATIONS. THESE MODIFICATIONS ARE BASED UPON BASICALLY SOME DIFFERENCES ABOUT THE SPECIFIC STRATEGIES THAT SHOULD BE EMPLOYED TO ACHIEVE THE DESIRED RESULT, BUT THERE IS NO DISAGREEMENT ON WHAT THE DESIRED RESULTS ARE AND THAT WE ARE COMMITTED TO CONTINUE TO WORK TO ACHIEVE SOME OF THOSE -- ALL OF THOSE CHANGES. THE RECOMMENDATIONS IN WHICH THERE IS AGREEMENT: RECOMMENDATION NUMBER ONE, TO PROVIDE RESOURCES TO DEVELOP THE CAPACITY OF NEIGHBORHOOD ORGANIZATIONS AND OTHER NONPROFITS TO CONDUCT CULTURALLY APPROPRIATE SEMINARS ON HOW TO BUY HOMES, HOW TO FILE TAX PROTESTS AND HOW TO PROTECT THEIR PROPERTIES FROM TAX OR BANK FORECLOSURES. WE HAVE SEVERAL ACTIVITIES UNDERWAY, BUT WE ARE ALSO EXCITED ABOUT THE FACT THAT THE COUNCIL HAS

AUTHORIZED \$100,000 IN THIS CURRENT BUDGET TO ENHANCE THESE ACTIVITIES, THAT WE WILL BE ABLE TO CREATE -- WE IDENTIFIED AS A COMMITTEE AT LEAST SIX TRAINING OPPORTUNITIES TO BE ABLE TO INCREASE INFORMATION SHARING AND IMPORTANT TRAIN THE TRAINER ACTIVITIES TO SPREAD INFORMATION ABOUT HOW TO DEAL WITH THESE ISSUES. AND THIS ALSO OVERLAPS WITH RECOMMENDATION NUMBER TWO, WHICH YOU WILL HEAR ABOUT IN JUST A SECOND. SECOND RECOMMENDATION THAT WE AGREED COMPLETELY WITH IS NUMBER 4, DEVELOPING A COMPREHENSIVE APPROACH TO MITIGATING THE NEGATIVE EFFECTS OF GENTRIFICATION. THE STAFF HAS COMPLETED SEVERAL STUDIES REGARDING GENTRIFICATION OVER THE PAST SEVERAL YEARS. IT'S A COMPLEX, DIFFICULT ISSUE, AND ONE THAT THE CITY HAS CHOSEN TO PLAY A KEY ROLE IN TRYING TO MITIGATE. AGAIN, AT THE HEART OF THE INITIATIVES I MENTIONED, THE COMMUNITY LAND TRUST, HOUSE BILL 525, THE CPNR ZONE, IS OUR EFFORTS TO TRY TO PROVIDE SOME OPPORTUNITIES TO MITIGATE THESE NEGATIVE IMPACTS. AND WE ARE PROPOSING TO COME BACK TO YOU VERY SHORTLY WITH SOME MORE DEFINITIVE RECOMMENDATIONS ON THOSE INITIATIVES. WE'RE RECOMMENDING THAT THE COMMITTEE BE INVITED TO PARTICIPATE IN ANY STAKEHOLDER PROCESS RELATED TO THESE INITIATIVES. WE PLEDGE TO CONTINUE TO WORK TO IDENTIFY NEW AND CREATIVE METHODS OF DEALING WITH THE -- WITH THE ISSUE OF GENTRIFICATION. RECOMMENDATION NUMBER 5 IS TO DEVELOP A LAND BANK AND DEPOSIT CITY OWNED LAND TO BE USED FOR AFFORDABLE SINGLE-FAMILY OR LOW COST LONG-TERM LEASES TO COMMUNITY BASED NONPROFIT COMMUNITY HOUSING DEVELOPMENT ORGANIZATIONS. WE AGAIN CONCUR WITH THE IDEA OF LAND BANKING. IN SOME WAYS WE HAVE DONE THIS FOR SOME TIME. WE HAVE A PROVISION IN THE SMART HOUSING ORDINANCE THAT ALLOWS US TO IDENTIFY SURPLUS PROPERTY AND TAKE A LOOK AT THAT AND THEN MAKE THAT AVAILABLE FOR THE DEVELOPMENT OF AFFORDABLE HOUSING. AND WE WANT TO CONTINUE TO USE THAT. WE HAVE EXAMPLES OF THAT, THE OAK SPRINGS VILLAS ELDERLY HOUSING DEVELOPMENT AND THEN THE 19-ACRE TRACT IN MONTOPOLIS WAS DECLARED SURPLUS BY AUSTIN ENERGY AND THAT'S AN

EXAMPLE OF HOW WE CAN CONTINUE TO EXPLOIT THAT OPPORTUNITY IN DEVELOPING LAND BANKS.

RECOMMENDATION NUMBER 6, TO BRING THE PHYSICAL ENVIRONMENT OF EAST AUSTIN UP TO THE LEVEL OF THE PHYSICAL ENVIRONMENT IN OTHER AREAS USING THE ARSENAL OF TOOLS AVAILABLE TO THE CITY. ENCOURAGE MIXED USE DEVELOPMENT IN EAST AUSTIN BY IMPROVING STREET SCAPES LONG COMMERCIAL CORRIDORS, DEVELOPING CITY OR PUBLICLY FINANCED PARKING, IMPROVING NECESSARY INFRASTRUCTURE AND ENHANCING AND EXPANDING THE EXISTING FACADE IMPROVEMENT PROGRAM. THAT'S A LOT. BOTH THE STAFF AND COMMITTEE RECOGNIZE THAT THIS IS A PROBLEM THAT EXTENDS TO THE ENTIRE URBAN CORE, BUT IN OUR DISCUSSIONS WE BELIEVE THAT EAST AUSTIN IS PARTICULARLY IMPACTED, AGAIN, BECAUSE OF THE PRESSURE OF GENTRIFICATION ON EXISTING RESIDENTS AND THE COST OF DOING THE DEVELOPMENTS. WE SEEK TO CONTINUE TO FIND CREATIVE SOLUTIONS TO THE PROBLEMS IN THE LACK OF PARKING, IMPROVING THE STREET SCAPES AND ALL THE WAY TO INCLUDING CODE ENFORCEMENT ISSUES. WE BELIEVE THAT THIS IS GOING TO REQUIRE SOME NEW CREATIVE R. ACTIVITY THROUGH THE OPPORTUNITIES WITH THE TRANSIT ORIENTED DEVELOPMENTS, THE OPPORTUNITIES AGAIN WITH CPNR ZONE, HP 525, COMMUNITY LAND TRUST, BUT WE ALSO WANT TO LOOK AT THE OPPORTUNITIES FOR PARKING AUTHORITY, THE CREATION OF THINGS LIKE A PARKING AUTHORITY, PUBLICLY FINANCED PARKING, METHODS OF COST SHARING ON INFRASTRUCTURE IMPROVEMENTS, BUT I DO WANT TO POINT OUT A COUPLE OF THINGS THAT HAVE HAPPENED THAT WE ARE DOING AND WANT TO CONTINUE TO DO, WHICH ARE PRIMARILY FOCUSED IN THE 11th AND 12TH STREET AREA. WE DO HAVE A FACADE IMPROVEMENT PROGRAM, \$274,000 HAS BEEN ALLOCATED FOR EAST 11th AND 12TH STREET, COMMITTED TO PROVIDE ASSISTANCE FOR THREE COMMUNITY PARKING LOTS ON 11th AND 12TH STREET, AND DISCUSSIONS WITH ARA ON SEVERAL OTHER COMMUNITY PARKING LOT LOCATIONS, DEVELOPING STRATEGIES TO PARTNER WITH OTHER GOVERNMENTAL AGENCIES AND BUSINESSES TO CONDUCT NEEDS ASSESSMENT STUDY FOR COMMUNITY PARKING IN COMMERCIAL CORRIDORS IN EAST AUSTIN. WE HAVE THE

OPPORTUNITIES OF THE CITY OF AUSTIN 2006 BOND COMMITTEE, BOND PROPOSITION, REVIEWING CITYWIDE INFRASTRUCTURE NEEDS. WE CAN PRESENT RECOMMENDATIONS TO THE INFRASTRUCTURE NEEDS OF THAT BOND COMMITTEE. IN PARTNERSHIP WITH ARA AND THE 12TH STREET PROPERTY AND BUSINESS OWNERS AND DISCUSSIONS ON HOW TO APPLY FOR FUNDS FOR FUTURE INFRASTRUCTURE IMPROVEMENTS ON EAST 12TH STREET. ALL OF THOSE ARE RECOMMENDATIONS THAT WE AGREE WITH WITH THE COMMUNITY. ON THE OTHER ISSUES, THE REMAINING SIX ISSUES, WE WORKED ON THESE ISSUES TOGETHER AND THERE'S SOME SLIGHT -- IN MY JUDGMENT SOME OF THESE ARE LEGAL IN NATURE AND THE COMMITTEE ACTUALLY -- ACTUALLY, THE COMMITTEE AGREES WITH MANY OF THESE MODIFICATIONS AFTER WE HAD SOME LEGAL REVIEW. RECOMMENDATION NUMBER TWO, FOR EXAMPLE, IS IDENTIFY THOSE LOW AND MODERATE INCOME -- THOSE OF LOW AND MODERATE INCOME WHO ARE FALLING IN ARREARS WITH TAXES AND HELP THOSE PARTICULARLY OWNING HISTORIC PROPERTIES REPAIR STRUCTURES AND CATCH UP ON TAXES AND WHERE TAX FORECLOSURE IS INEVITABLE, PURCHASE BEFORE SALE. THE ONLY PROBLEM HERE IS YOU USE PUBLIC FUNDS TO HELP PEOPLE GET OUT OF TAXES. BUT WE WANT TO CONTINUE TO HAVE PEOPLE USE OUR EXISTING PROGRAMS THAT WE HAVE EXPANDING THOSE PROGRAMS TO TRY TO ADDRESS THIS ISSUE. THE IDENTIFICATION OF PEOPLE WHO HAVE THIS PROBLEM, AGAIN, FOCUSES ON CPNR, HB 525, THE POTENTIAL USE OF COMMUNITY LAND TRUST TO DO THAT. SO WE'VE LOOKED AT THAT AND IN TRYING TO FIGURE OUT WHAT OTHER MECHANISMS OR OTHER ENTITIES MIGHT BE ABLE TO PURCHASE PROPERTIES IN THESE SITUATIONS IS SOMETHING WE WANT TO CONTINUE TO WORK WITH THE COMMITTEE ON. RECOMMENDATION NUMBER 3 WAS TO ADOPT THE AUSTIN EQUITY REPORT AS A CITY POLICY. THE AUSTIN EQUITY REPORT WAS DEVELOPED DURING 2001-2002 AND THEREFORE SOME OF THE RECOMMENDATIONS IN THE REPORT ARE NO LONGER RELEVANT AND WE WANT TO -- AGAIN, WORKING WITH THE COMMITTEE -- REVIEW THE DOCUMENT AND PROVIDE A REPORT IN 90 DAYS ABOUT THE RECOMMENDATIONS THAT SHOULD BE CONSIDERED TODAY AND FIGURE OUT WHAT ACTION STEPS SHOULD BE TAKEN

TO ADDRESS THESE ISSUES THAT ARE CONTINUING TO BE RELEVANT. FURTHER ON THE ISSUE OF ECONOMIC IMPACT, WITH THE COUNCIL POLICY NOW IS THAT WITH THE PASSAGE OF THE SMART HOUSING RESOLUTION, AFFORDABILITY IMPACT STATEMENTS ARE REQUIRED BEFORE RULES AND REGULATIONS ARE PASSED BY THE COUNCIL, SO REVIEW OF WHAT THE IMPACT IS OF THOSE RULES AND REGULATIONS IS NOW PART OF YOUR NORMAL PROCESS THROUGH THE PLANNING COMMISSION PROCESS. WE THINK THAT'S ONE OF THE AREAS THAT WE HAVE ADDRESSED THE ISSUE. SECONDLY, WE THINK THAT THE NEIGHBORHOOD PLANNING AND ZONING DEPARTMENT AND THE EIGHT NEIGHBORHOOD PLANNING EFFORTS ARE ALSO OPPORTUNITIES FOR US TO DO SOME ECONOMIC ANALYSIS PRIOR TO ANY DESIGNATION OF ANY OVERLAY. RECOMMENDATION NUMBER 7 IS TO ASSIST THE NEIGHBORHOOD ORGANIZATIONS IN BUILDING THEIR CAPACITY BY HAVING THE PRIMARY FOCUS OF THE AUSTIN HOUSING FINANCE CORPORATION AND STAFF TO BE THAT OF COLLABORATION WITH VERSUS COMPETITION WITH THOSE ORGANIZATIONS. WE HAD A LOT OF DISCUSSION ABOUT THIS, BUT IT'S IMPORTANT TO NOTE THAT STAFF SUPPORTS CONTINUING OUR STRATEGY THAT PROMOTES THE USE OF NONPROFIT HOUSING DEVELOPERS IN SOME CASES AND PRIVATE SECTOR DEVELOPERS IN OTHER CASES. THE STRATEGY HAS PROVEN VERY SUCCESSFUL. BUT WE DO AGREE THAT WE NEED TO CONTINUE TO PROVIDE INCREASED FOCUS ON INCREASING THE CAPACITY OF NONPROFIT HOUSING DEVELOPERS. IT IS A -- IT IS A KEY ELEMENT OF OUR BUSINESS STRATEGY AND WE NEED TO CONTINUE TO PROVIDE AND ENHANCE THE TRAINING AND TECHNICAL ASSISTANCE OPPORTUNITIES TO NON-
NONPROFITS WHICH WE REALLY BEGAN IN EARNEST THIS LAST YEAR WITH OUR CAPACITY DEVELOPMENT PROGRAM. WE PRIDE OURSELVES IN THE VARIOUS COLLABORATIONS AND PARTNERSHIPS WE HAVE WITH NONPROFITS IN THIS COMMUNITY. AND WE HAVE A LOT OF THEM. MOST OF THE FUNDS THAT WE PROVIDE -- THAT YOU PROVIDE AND AUTHORIZE FOR US ARE USED WITH THE PARTNERSHIP OF NONPROFITS. HISTORICALLY WE'VE TRANSFERRED OWNERSHIP OF PROPERTIES IN THE LAST FIVE YEARS -- IN THE LAST FIVE YEARS WE'VE TRANSFERRED ABOUT \$17

MILLION OF PROPERTIES TO NONPROFIT HOUSING PROVIDERS AND CHOATE TOWNS. WE NEED TO WORK WITH THE COMMUNITY AND FIND OPPORTUNITIES TO CREATE MORE OPPORTUNITIES FOR AFRICAN-AMERICAN BASED NONPROFITS TO TAKE ADVANTAGE OF THESE OPPORTUNITIES AS WELL, AND WE'RE WORKING TO DO THAT. RECOMMENDATION NUMBER 8, IDENTIFY AND DESIGNATE AREAS THAT CAN SERVE AS ECONOMIC EMPOWERMENT ZONES THAT BENEFIT AFRICAN-AMERICANS AND REDISTRIBUTE FUNDS BACK INTO THE COMMUNITY. A TAX INCENTIVE FINANCING, SENIORS AND OTHERS WOULD BECOME TAX EXEMPT WITHIN THIS AREA. THE ONLY POINT HERE IS THAT EMPOWERMENT ZONES AS WE USED TO HAVE THEM ARE NOT REALLY BEING UTILIZED TO THE EXTENT THEY USED TO BE, BUT WE DO RECOMMEND THAT WE CONTINUE TO IDENTIFY ANY NEW STRATEGIES WE'RE WORKING ON NEW MARKET INITIATIVES, NEW MARKET TAX CREDITS AND OTHER OPPORTUNITIES TO DEFINE AND GET TO THE HEART OF WHAT IS AT THIS RECOMMENDATION. ... RETAINING THEM IN DEVELOPING AFFORDABLE AND MIDDLE AND UPPER INCOME HOUSING IN HISTORIC BLACK COMMUNITIES. THE GROUP WOULD ALSO REVIEW HOUSING PATTERNS IN THE HISTORY OF SECTION 8 PLACEMENT PROCESS IN AUSTIN, TO IMPROVE THE VOUCHER ALLOCATION PROCESS AND USE THE VOUCHERS AS A TOOL FOR DECENTRALIZING PROPERTY AND CREATING TRUE MIXED INCOME NEIGHBORHOODS. IN REVIEWING THIS STAFF REALLY BELIEVED THAT THE JOINT CITY-COUNTY TASKFORCE, WHILE WE HAVE NO PROBLEM WITH THE CREATION OF SUCH AS AN ENTITY, REALLY COVERED THE ENTIRE PURPOSE AND SCOPE AS ITS LISTED IN THIS RECOMMENDATION AND WE WANT TO FOCUS ON THE HOUSING INITIATIVES AND WE WANT TO WORK WITH THE COMMITTEE TO INCORPORATE AND INVITE TO THE TABLE THE CITY AND THE COUNTY HOUSING AUTHORITIES WHO ADMINISTER THE SECTION 8 VOUCHER PROGRAMS AND TO INCORPORATE THAT STUDY INTO OUR PLANNING PROCESSES FOR OUR NEXT FISCAL YEAR OF -- WHICH IS REQUIRED THROUGH THE FEDERAL FUNDING FOR BOTH THE HOUSING AUTHORITY AND THE CITY OF AUSTIN AND HAVE THE AAQL COMMITTEE SERVE AS THE OVERSIGHT COMMITTEE FOR THAT STUDY AND HELP US MAKE RECOMMENDATIONS BASED ON WHAT WE LEARN IN

THAT STUDY. AND FINALLY RECOMMENDATION NUMBER 10, TO CREATE THE INCENTIVES FOR PRIVATE DEVELOPERS TO BUILD OR FINANCE THE CONSTRUCTION OF AFFORDABLE HOUSING BY DEVELOPING AT THE TIME OF THE STUDY IT WAS INCLUSIONARY ZONING POLICIES OFFERING DENSITY BONUSES, WORK WITH LENDERS SO THAT THE FEES FROM A PRO-FIT DEVELOPER TO SECURE MORE HOUSING BEFORE LAND PRICES INCREASE BEYOND THE LEVEL WHERE AFFORDABLE HOUSING CAN BE BUILT AND STRENGTHEN THE CAPACITY OF CHARTERS -- CHARTERS AND OTHER CHARTERS. THE ONLY SFWREMENT HERE, AND THE COMMITTEE RECOGNIZED THIS IMMEDIATELY WHEN THIS RECOMMENDATION CAME FORWARD, WAS THE LEGISLATURE OUTLAWED INCLUSIONARY ZONING. I WANT TO MAKE SURE NOBODY THINKS WE'RE TRYING TO DO INCLUSIONARY ZONING. BUT WE ARE VERY MUCH IN FAVOR OF FINDING AN ADDITIONAL PRIVATE SECTOR INCENTIVES TO CREATE AFFORDABILITY. YOU'VE DONE SUCH IN DENSITY BENEFITS IN WEST CAMPUS AND UNIVERSITY OVERLAY. WE'RE GOING TO CONTINUE TO NEED TO DO THAT IN THE TRANSIT ORIENTED DEVELOPMENTS AS WELL. SO WITH THAT I WOULD LIKE TO TURN IT OVER TO MY PARTNER, THE CO-CHAIR -- NO, I'VE GOT TO GO THROUGH THIS. I NEED TO TELL YOU THE BUDGET HIGHLIGHTS FOR 2005-2006. AS I SAID BEFORE, WE ALLOCATED \$100,000 FOR THE TAX FORECLOSURE PREVENTION COUNSELING PROGRAM. COUNCIL AUTHORIZED US ANOTHER \$125,000, WHICH IS A PART OF A PARTNERSHIP THAT WE HAVE WITH WASHINGTON MUTUAL AND NOW WHAT'S CALLED THE PEOPLE FUND TO DEVELOP A CHARTER DOUGH CAPACITY DEVELOPMENT PROGRAM THAT WAS DESIGNED IN COOPERATION WITH THE CHARTER DOCUMENT ROUND TABLE. REALLY OUR ENTIRE BUDGET OF \$7.2 MILLION IN THE '05-'06 ACTION PLAN WAS FOR THE EFFORTS OF NEIGHBORHOOD SUSTAINABILITY TO CONTINUE TO PRESERVE LOW AND MODERATE INCOME HOUSING THROUGH NONPROFITS. AND FINALLY THE CURRENT INITIATIVES THAT ARE ONGOING. AND AGAIN, THESE ARE INITIATIVES, COMMUNITY PRESERVATION, REVITALIZATION ZONE, THE COMMUNITY LAND TRUST, HOUSE BILL 525 AND HOW WE IMPLEMENT THAT. THE GENERAL OBLIGATION BOND RECOMMENDATIONS OF \$25 MILLION FOR HOUSING. THE CREATION OF THIS

FORECLOSURE PROCEED VENG'S COUNSELING PROGRAM. A CAPACITY DEVELOPMENT PROGRAM WHICH I MENTIONED BEFORE. AND THEN THE HISTORIC PRESERVATION AND NEW CONSTRUCTION OF 17 AFFORDABLE HOMES IN THE 11th AND 12TH STREET AREA THROUGH OUR ARA PARTNERSHIP. NOW WITH THAT I'LL BE GLAD TO TURN IT OVER TO MY CO-CHAIR, BYRON MARSHAL.

HELLO AGAIN. AND I'M NOT GOING TO GO THROUGH THE LONG INTRODUCTION THAT I DID LAST TIME. I'M JUST GOING TO TRY TO GET RIGHT TO RESPONDING TO HOW THINGS HAVE WORKED WITH THIS GROUP. I THINK ON BEHALF OF MY TEAM I WANT TO EXPRESS A CAUTIOUS OPTIMISM REGARDING OUR PROGRESS TO DATE. I THINK THAT AS I SAID EARLIER, THE TEAM WE WORKED WITH IS VERY PROFESSIONAL. THEY WERE IN A PROBLEM SOLVING MODE AND I THINK WE RECOGNIZE THAT WE STILL HAVE SOME PROBLEMS; HOWEVER I WOULDN'T CALL THEM PROBLEMS, THEY'RE STILL CHALLENGES. WE'VE AGREED TO DISAGREE ON HOW TO DO SOME THINGS, BUT NOT WHAT NEEDS TO BE DONE. AND THERE'S BEEN A COMMITMENT THAT WE'LL CONTINUE WORKING REGULARLY OVER THE NEXT 90 DAYS OR SO TO TRY TO COME TO SOME CONCLUSIONS. I THINK THAT'S WHAT THIS WHOLE PROCESS IS REALLY ABOUT, THAT IS, US ALL KIND OF PUTTING OUR SHOULDER TO THE PLOW HERE AND TRYING TO SOLVE THE PROBLEMS. THE STAFF HAS HELPED EDUCATE SOME OF THESE ISSUES, SOME OF THESE CURRENT INITIATIVES THAT ARE COMING BEFORE THE COUNCIL, AND I THINK WE'VE BEEN ABLE TO GET SOME IDEAS ABOUT HOW SOME OF THESE CAN BE TWEAKED. AND WHAT WE'D LIKE TO DO IS BE INVOLVED IN THE DELIBERATIONS ON HOW THESE POLICIES ARE SHAPED. I THINK IF WE CAN DO THAT AND WE CAN BE HEARD ON A REGULAR BASIS THAT WE'LL GET THE OUTCOME THAT EVERYBODY IS LOOKING FOR. I'M SUPPOSED TO BE FOLLOWING A SCRIPT, SO I'M GOING TO TRY TO GET BACK TO IT SO I CAN GET FINISHED QUICKLY AND I WON'T BE CHASTISED LIKE PAUL SKIPPING AROUND. ONE THING I REALLY WOULD LIKE TO DO IS TO THANK THE COMMUNITY MEMBERS OF OUR TEAM AS WELL AS THE CITY MEMBERS OF THE TEAM, BUT ESPECIALLY THE COMMUNITY MEMBERS. WE HAVE SEVERAL PEOPLE WHO ARE RETIRED,

ONE OF WHOM I WON'T MENTION WHO RECENTLY RETIRED AND HE'S SO HAPPY HE CAN'T STAND IT. THAT WOULD BE MR. GREG SMITH. IT WAS INVALUABLE TO OUR TEAM. ALSO --

BE CAREFUL, BYRON. [LAUGHTER]

I WILL. BUT PEOPLE LIKE MELVIN WREN AND TOMMY WYATT AND (INDISCERNIBLE) WHO TOOK OFF FROM THEIR JOBS TO COME AND SPEND SOMETIMES 15 OR 20 HOURS A WEEK OVER THE LAST FOUR MOONTS. THAT'S A LOT OF TIME AWAY FROM YOUR FAMILY AND AWAY FROM YOUR JOB. AND I KNOW IT WAS JUST AS HARD FOR THE CITY STAFF, BUT THEY'RE ON THE CLOCK, SO IT MAKES A SLIGHT DIFFERENCE. SO THE OTHER THING I'D LIKE TO DO IS TO KIND OF REMIND US AGAIN OF HOW WE GOT TO THIS POINT. AND FOR US WE KEPT IN FRONT OF US WHAT WE WERE SUPPOSED TO BE TRYING TO DO WAS ATTRACT AND RETAIN AFRICAN-AMERICANS TO AUSTIN, IN AUSTIN, TEXAS, AND TRY TO FIGURE OUT WHY WE WERE MOVING TO ROUND ROCK OR CEDAR POINT OR PFLUGERVILLE OR DALLAS OR HOUSTON AND WHAT KINDS OF THINGS WE COULD DO TO REVERSE THAT. I THINK IF YOU LOOKED AT SOME OF THE INITIATIVES THAT ARE BEING PROPOSED, THEY WOULD HELP TO START SOME OF THAT. THESE ARE SHORT-TERM FIXES FOR THE MOST PART. THEY'RE ONE YEAR -- ONE YEAR'S WORTH OF FUNDING THERE, BUT THERE ARE OPPORTUNITIES WITH THINGS LIKE THE ZERO BOND AND THE COMMUNITY LAND TRUST AND THE LAND BANK AS WELL AS ON DEPENDING ON HOUSE BILL 555 IS IMPLEMENTED THEY COULD HAVE LONG-TERM POSITIVE IMPACT ON WHAT WE'RE TRYING TO ACHIEVE. WE THINK THIS IS A WONDERFUL CITY, WHICH IS WHY SO MANY PEOPLE MOVED HERE. AND EVEN THOUGH SOME OF US HAVE LEFT, WE TEND TO CONTINUE COMING BACK BECAUSE IT HAS A CHARM. WHAT WE'D LIKE TO DO IS CREATE A FOUNDATION THAT WOULD MAKE MORE PEOPLE WANT TO STAY AND RAISE THEIR FAMILIES HERE AND BRING BUSINESSES HERE. MORE AFRICAN-AMERICAN PEOPLE. THIS IS A MECCA FOR NEW BUSINESSES. IT'S A MECCA FOR SOME ETHNIC GROUPS AND THAT'S GREAT. WE JUST THINK IT OUGHT TO BE A MECCA FOR AFRICAN-AMERICANS TOO AND WE NEED TO DO THE THINGS NECESSARY TO MAKE THAT HAPPEN. AND WE BELIEVE THAT CAN BE DONE. AS PAUL POINTED OUT, MOST

OF THE THINGS THAT WE RECOMMENDED AS A COMMUNITY HAVE BEEN EMBRACED BY THE CITY STAFF. AND THE REAL DEAL IS -- THE REAL ISSUE IS WHAT THE DETAILS WILL BE. AND WE JUST WANT TO MAKE SURE THAT WE STAY VIGILANT, MAKE SURE THAT THEIR ACCOUNTABILITY MEASURES, THEIR PROGRAM MEASURES AND OUTCOME MEASURES IN WHATEVER WE COME FORWARD WITH AND THAT THEY ATTRACT. I THINK WITH THAT WE HAVE A GREAT CHANCE OF SUCCESS. AND AGAIN WE'D LIKE TO COMMEND YOU FOR THE WORK THAT YOU'RE DOING AND FOR THE COURAGE YOU'VE SHOWN, AND ASK THAT YOU MAKE SURE THAT WE STAY INVOLVED. THANKS VERY MUCH. [APPLAUSE]

MAYOR, MAYOR PRO TEM, COUNCIL, OUR FINAL CATEGORY IS EMPLOYMENT AND EDUCATION. THIS WILL BE CONDUCTED BY JEFF TRAVILLON AND THE COMMUNITY COMMENTS WILL BE MADE BY MR. JEFFREY RICHARDS. [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS]

AS WAS ELAINE CARTER, WHO IS AN ASSISTANT DIRECTOR AT DSMVR AND IS OUR OPERATIONAL RIGHT HAND AS WELL AS INDISPENSABLE TO THIS PROCESS. WE ALSO HAD FROM H.R.D. VALORIE FREEZING RAINCOIS AND OTHERS. NOW, WE STARTED OFF WITH NINE RECOMMENDATIONS, AND THOSE WERE WHITTLE DOWN TO ACTUALLY SEVEN. WE HAD ONE THAT WAS ULTIMATELY MERGED, 3 AND 4 WILL BE MERGED ATTORNEY GENERAL AND AND I WILL GO THROUGH THOSE. WE MERGED 3 AND 4, AND ONE OF OUR ITEMS WHICH STARTED OUT AS NUMBER 8 WHICH WAS LINKING CORPORATE RECRUITMENT INCENTIVES TO COMPLIANCE PRACTICES WAS ACTUALLY SHIFTED OVER TO THE BUSINESS AND ECONOMIC DEVELOPMENT AREA. SO WE ACTUALLY ENDED UP WITH SEVEN RECOMMENDATIONS. AND ON THOSE SEVEN RECOMMENDATIONS, WE WERE VERY PLEASED THAT THE STAFF COMMITTEE AS WELL AS THE COMMUNITY COMMITTEE CAME OUT WITH AGREEMENT ON THOSE. AND ONCE AGAIN, I WILL TALK MORE DIRECTLY ABOUT THOSE SPECIFICALLY, BUT THERE WAS A WIDE RANGE. AS YOU SEE IN FRONT OF YOU, THE FIRST WAS REVIEWING OUR OWN HIRING AND COMPENSATION PRACTICES TO ENSURE THAT AFRICAN-AMERICANS ARE HIRED IN APPROPRIATE INSUPPOSEN APPROPRIATE

POSITIONS. NUMBER 2 WAS USING EXISTING FUNDS TO IDENTIFY -- AND IDENTIFYING ADDITIONAL FUNDS TO HELP STUDENTS ATTEND LOCAL COLLEGES, HUSTON-TILLOTSON BEING ONE OF THOSE, AND TO PROVIDE EMPLOYMENT OPPORTUNITIES FOR THOSE STUDENTS WHILE THEY ARE STILL IN SCHOOL. NUMBER 3 WAS CREATING AN EDUCATIONAL ADVISORY COMMITTEE THAT WOULD BE MADE UP OF EXPERIENCED EDUCATORS AND COMMUNITY EDUCATIONAL ADVOCATES FOR THE PURPOSE OF EXPLORING HOW THE AUSTIN INDEPENDENT SCHOOL DISTRICT SUPPORTS THE CHALLENGES OF AFRICAN-AMERICAN STUDENTS, AND HOW THIS COMMITTEE WOULD PROVIDE RECOMMENDATIONS TO ADDRESS THOSE IDENTIFIED INEFFICIENCIES. NUMBER 4 WAS DEALING WITH FOSTERING AN EDUCATIONAL ATTAINMENT GOAL COMMITTEE THAT'S DEALING WITH EDUCATIONAL ATTAINMENT FOR THE YEAR 2015. IN OUR NEXT SLIDE WE'RE DEALING WITH ENCOURAGING AND PROVIDING INCENTIVES TO BUSINESSES AND OTHER ORGANIZATIONS AS LEVERAGE SO THAT THEY WOULD PROVIDE OPPORTUNITIES FOR EX-OFFENDERS IN LIFE SKILLS AND JOB SKILLS TRAINING, ET CETERA. WELL, LET ME GO FROM THE SCREEN. ALSO WE WANTED TO ON NUMBER 6 INCREASE COLLABORATIONS BETWEEN AISD INCLUDING JOINT USE FACILITIES, AFTER-SCHOOL PROGRAMS, MEANT TURING PROGRAMS AND -- MENTORING PROGRAMS AND LOW PERFORMING AND OTHER EFFORTS THAT HELP IMPROVE THE CURRICULUM AT AISD. AND AS NUMBER 7, WE WANTED TO LOOK INTO PARTNERING WITH COMMUNITY ORGANIZATIONS SUCH AS THE AUSTIN AREA URBAN LEAGUE AND SKILL POPBT ALLIANCE TO CREATE TRADE TRAINING FOR AFRICAN-AMERICANS AND OTHER MINORITIES INTERESTED IN PLUMBING, ELECTRICAL WIRING, MASONRY AND OTHER TRADES. LET'S SEE. AS WE GO INTO OUR BUDGET HIGHLIGHTS, THERE WERE SEVERAL AREAS THAT THIS 2005-2006 BUDGET ADDRESSED. ONE OF THOSE WAS DEALING WITH EMPLOYMENT OPPORTUNITIES AND MAKING SURE THAT THOSE EMPLOYMENT OPPORTUNITIES WERE GOING TO BE ADVERTISED IN THE MINORITY PRESS. \$10,100 WAS INCLUDED IN THIS PROJECT TO ADVERTISE EMPLOYMENT OPPORTUNITIES IN THE VILLAGER AND THE COLA. ALSO \$15,700 WAS PROVIDED BY A.P.D. TO FUND A G.E.D. PREPARATION PROGRAM FOR EX-

OFFENDERS WITHIN THIS COMMUNITY. ALSO \$50,000 WAS INCLUDED IN THIS YEAR'S BUDGET TO FUND PROGRAMS IN AUSTIN ENERGY AND AT THE WATER UTILITY TO SPONSOR VOCATIONAL TRADE TRAINING. AND FINALLY, \$175,000 WAS IDENTIFIED TO PROVIDE 10 PAID INTERNSHIPS FOR STUDENTS FROM HUSTON-TILLOTSON AND OTHER AREA COLLEGES AS WELL. OKAY. THE FOCUS OF OUR PROJECT AND THE FOCUS OF OUR COMMITTEE WAS TO MAKE SURE THAT WE MADE THE POINT AND CREATED THE MESSAGE THAT EMPLOYMENT AND EDUCATION STILL PROVIDE SIGNIFICANT OPPORTUNITIES TO BRIDGE THE GAPS THAT ARE EXPERIENCED WITHIN THIS COMMUNITY. AND AS WE TRY TO ADDRESS THE DEEPEST DISPARITIES THAT WERE IDENTIFIED IN THE SCORE CARD, EDUCATION AND EMPLOYMENT ARE STILL THE KEYS TO COMMUNITY GROWTH AND DEVELOPMENT. AS A GENERAL RULE, WE SUBMIT THAT THE GREATER THE EDUCATIONAL ATTAINMENT OF COMMUNITY MEMBERS, THE SMALLER THE DISPARITY OF INCOME FOR MEMBERS OF THIS COMMUNITY. AND THE GREATER THE EMPLOYMENT EXPERIENCE OF PEOPLE WITHIN THIS COMMUNITY, THE BETTER OPPORTUNITY THAT THOSE PEOPLE THEN HAVE FOR SUCCESS IN BUSINESS. SO THE EVENTS THAT WE ARE FOCUSING ON FOCUS DIRECTLY ON THOSE PARTICULAR ITEMS. AS WE LOOK AT THE CURRENT INITIATIVES IN PLACE, WE WANTED TO POINT OUT SEVERAL THINGS. AS WE LOOKED AT NUMBER 1, WHEN WE LOOKED AT THE CITY'S OWN HIRING PRACTICES, WHAT WE FOCUSED ON OR WHAT WE CHOSE TO DO WAS TO SEGMENT THE CITY'S OWN WORKFORCE BY E.O. CATEGORY. AND THE DATA SUGGESTS THAT THE AFRICAN-AMERICAN COMMUNITY IS REPRESENTED AT ALL LEVELS OF GOVERNMENT. AT THE EXECUTIVE LEVEL, THE AFRICAN-AMERICAN COMMUNITY IS REPRESENTED BY 18% OF THE EXECUTIVE LEVEL. 11% OF THE PROFESSIONAL CATEGORY. 14% OF THE TECHNICIANS CATEGORY. 9% OF THE PROTECTION AND SERVICE CATEGORY. 13% OF THE PARAPROFESSIONAL CATEGORY. 15% OF THE ADMINISTRATIVE/SUPPORT AREA. 17% OF THE SKILL CRAFT. 28% OF THE SERVICE AND MAINTENANCE. FOR A TOTAL OF 14% OF THE ENTIRE WORKFORCE AND 15% OF THE NON-CIVIL SERVICE WORKFORCE. NOW, THIS DOES NOT MEAN THAT EVERY DEPARTMENT IS EQUALLY REPRESENTED. IN THOSE AREAS WE WILL BE LOOKING AT

INDIVIDUAL DEPARTMENTS AND ASSESSING THEM. AND WHEN WE FIND WEAKNESSES IN TERMS OF MANAGEMENT OPPORTUNITIES AND WHATNOT, THOSE AREAS WILL BE SPECIFICALLY MONITORED BY THE DIRECTOR OF THAT DEPARTMENT WORKING IN CONCERT WITH THE HUMAN RESOURCES DEPARTMENT TO ENHANCE DIVERSITY. ALSO AS IT RELATES TO ITEM NUMBER 2, USING EXISTING FUNDS AND IDENTIFYING ADDITIONAL FUNDS TO HELP STUDENTS THAT ARE LOWER INCOME STUDENTS. OUR ACTION ITEM AND OUR FOCUS WAS TO DESIGN AN INTERNSHIP PROGRAM FOR LOCAL STUDENTS. COUNCIL APPROVED IN THE 2006 BUDGET 10 PAID INTERNSHIPS, AND WHAT WE'LL DO WITH THOSE INTERNSHIPS IS TRY TO FOCUS ON RETAINING LOCAL STUDENTS AND THEN ENCOURAGING AUSTINITES THAT ARE STUDENTS EVEN IN OTHER PLACES AROUND THE COUNTRY IF THEY ARE AT MOORE HOUSE SPELLMAN OR JACKSON STATE, WHICH IS A FAVORITE OF MINE, AND LIKE TO COME BACK TO AUSTIN AND WORK, HOPEFULLY INTERNINTERNSHIPS WOULD PROVIDE AN OPPORTUNITY TO WORK IN THIS COMMUNITY AND ENCOURAGE THEM NOT ONLY TO RETURN AND WORK BUT ALSO TO LIVE HERE. AND AS A CURRENT INITIATIVE, WE'RE TRYING TO DEVELOP A CRITERIA FOR AN INTERNSHIP PROGRAM BY REVIEWING BEST PRACTICES IN PROGRAMS SUCH AS IN ROADS, THE SLOAN FOUNDATION FELLOWSHIP PROGRAM, THE FORD FOUNDATION FELLOWSHIP PROGRAM. ONCE AGAIN TURNING BACK TO OUR BUDGET HIGHLIGHTS, \$175,000 WILL BE ASSOCIATED WITH THE INTERNSHIP PROGRAM AND AN ADDITIONAL \$50,000 FOR TRADE AND TRAINING. AND THOSE EMPLOYMENT OPPORTUNITIES WILL BE PUBLISHED IN -- ON A WEEKLY AND MONTHLY BASIS IN PUBLICATIONS LIKE THE VILLAGER AND THE CO-OP. ALL RIGHT. NUMBER 3 IS WE TRY TO CREATE AN EDUCATIONAL ADVISORY COUNCIL. THE ACTION ITEM THAT WE WORKED ON WAS CREATING A TASK FORCE WITH THE AUSTIN INDEPENDENT SCHOOL DISTRICT AND THE CITY OF AUSTIN'S JOINTED SUBCOMMITTEE. AND AISD HAS AGREED WITH THE CITY OF AUSTIN TO ESTABLISH A TASK FORCE THAT WILL BE APPOINTED BY REPRESENTATIVES FROM AISD'S BOARD AND THE CITY COUNCIL AS WELL, AND THAT PARTICULAR TASK FORCE WILL WORK ON IDENTIFYING CURRENT INITIATIVES BEING USED BY AISD AND OTHER APPROACHES AND BEST

PRACTICES TO SUPPORT AN ENHANCED EDUCATIONAL ATTAINMENT OF STUDENTS IN AISD. THAT TASK FORCE WILL PRESENT THE FINAL REPORT TO THE FIRST AISD/CITY OF AUSTIN SUBCOMMITTEE MEETING IN 2006 SO WE WILL BE WORKING TOGETHER CONTINUOUSLY ON THAT ITEM THROUGH FEBRUARY. WE ROLLED UP NUMBER 4 INTO NUMBER 3, AND THE RECOMMENDATIONS THAT WE MAKE WILL ADDRESS EDUCATIONAL ATTAINMENT LOOKING TOWARDS 2015. ALSO, ON NUMBER 5 AS WE WORK TO ENCOURAGE AND PROVIDE INCENTIVES FOR EX OFFENDERS THE ACTION ITEM THAT WE UNDERTOOK WAS DEVELOPING A G.E.D. TRAINING PROGRAM FOR EX-OFFENDERS. THE CITY OF AUSTIN WILL FUND A PROJECT THAT WILL PROVIDE \$15,700 TO PROVIDE G.E.D. PREPARATION SERVICES FOR EX-OFFENDERS AND WE WILL BE ADDRESSING SUCCESS AND SUSTAINABILITY SKILLS DURING THE PROCESS OF THAT PROJECT. ON ITEM NUMBER 6, IT'S BEEN MENTIONED EARLIER THAT THE CITY IS WORKING TO DESIGN A WEBSITE THAT'S DEDICATED TO AFRICAN-AMERICAN EDUCATIONAL ISSUES. WE'VE BEEN WORKING WITH THE PUBLIC INFORMATION DEPARTMENT TO DETERMINE THE FEASIBILITY OF ADDING A CULTURAL LINK TO THE CITY OF AUSTIN'S WEBSITE. THE COMMITTEE FELT THAT IT WAS VERY IMPORTANT TO LINK AUSTIN AREA STUDENTS INTO SCHOLARSHIPS AND CULTURALLY RELEVANT EVENTS AND TO PROVIDE RESEARCH OPPORTUNITIES AS WELL. BUT IT ALSO WANTED TO FOCUS ON LOCAL INFORMATION AND RESOURCES THAT CAN BE FOUND ABOUT THE LOCAL AFRICAN-AMERICAN COMMUNITY THROUGH THE AUSTIN HISTORY CENTER AND THROUGH CARVER LIBRARY SO THAT STUDENTS THAT ARE WORKING IN THIS COMMUNITY OR LIVING IN THIS COMMUNITY GET TO KNOW WHO L.L. CAMPBELL WAS OR GET TO KNOW WHO SOME OF THE PEOPLE LIKE ARTHUR DEWITTY WHO WERE CONTRIBUTORS IN THIS COMMUNITY FOR A LONG PERIOD OF TIME, THEY WILL KNOW AND HAVE SOME CONTEXT ABOUT THEIR CONTRIBUTIONS TO THIS COMMUNITY. AS IT RELATES TO NUMBER 7, CREATING COLLABORATIONS WITH THE AUSTIN INDEPENDENT SCHOOL DISTRICT, OUR ACTION ITEM WAS TO DOCUMENT THE JOINT USE INFORMATION BETWEEN AISD AND THE CITY OF AUSTIN. AND THE CITY OF AUSTIN HAS A STRONG HISTORY OF COLLABORATIONS WITH AISD. AND

THEY VARY FROM PROGRAMS SUCH AS COMMUNITY EDUCATION, THE VICTORY TUTORIAL PROGRAM, VARIOUS ADULT BASIC EDUCATION PROGRAMS, STEPS FOR A HEALTHIER AUSTIN. WHEN WE LOOK AT THE CITY'S INVESTMENT OVER A NUMBER OF YEARS, THOSE INVESTMENTS HAVE GONE -- WELL, THE INVESTMENT FOR THIS LAST YEAR, 2005 THROUGH 2006, WAS IN EXCESS OF \$1.5 MILLION. SO -- NUMBER 9 IS THE LAST ITEM THAT WE WORKED ON. WE IDENTIFIED OR WE WANTED TO IDENTIFY PARTNERS WITH COMMUNITY ORGANIZATIONS TO CREATE TRADE AND TRAINING OPPORTUNITIES FOR AFRICAN-AMERICAN STUDENTS. AND WHAT COUNCIL HAS DONE THIS YEAR IS TO APPROVE FUNDING FOR PROGRAMS SPONSORING VOCATIONAL TRADE TRAINING BY ADDING \$50,000. SO THOSE PROGRAMS WILL BE USED TO BUILD APPRENTICESHIP PROGRAMS AT AUSTIN ENERGY AND THE AUSTIN WATER UTILITY. SO AS YOU CAN SEE, THIS COMMITTEE HAS WORKED ON A BROAD BREADTH OF PROJECTS AND INFORMATION AND IT HAS BEEN AN HONOR TO WORK WITH THIS GROUP. I THINK IT HAS BEEN QUITE PRODUCTIVE AND I WILL NOW TURN IT OVER TO JEFFREY RICHARD.

THANK YOU, JEFF. MR. MAYOR, MR. MAYOR PRO TEM, MEMBERS OF THE CITY COUNCIL, CITY MANAGER TOBY FUTRELL, CHIEF MCDONALD, THANK YOU FOR THE OPPORTUNITY REALLY TO HAVE A MEANINGFUL DIALOGUE WITH THE CITY OF AUSTIN AND THE STAFF TO DEVELOP THESE KINDS OF SOLUTIONS AND RESOURCES BASED UPON OUR COMMUNITY'S RECOMMENDATIONS. I WANT TO SAY THAT I'VE SEEN WORK EFFECTIVELY, I DON'T REMEMBER THE NUMBER OF HOURS, BUT I DO REMEMBER EVERY OTHER WEEK ON FRIDAY MORNING AT 10:00 WE WERE MEETING, AND THEN WE HAD MEETINGS BETWEEN THE MEETINGS SO THAT WE COULD BE PREPARED FOR THOSE MEETINGS. I WOULD SAY THAT WE WORKED EFFECTIVELY TO ADDRESS THOSE ISSUES AND YET WE UNDERSTAND THAT SOLUTIONS TO THOSE ISSUES THAT ARE BEING PRESENTED TODAY ARE REALLY THE BEGINNING OR THE NEXT STEP IN AN ONGOING PROCESS TO AFFECT THE QUALITY OF LIFE FOR AFRICAN-AMERICANS IN AUSTIN SUCCESSFULLY. IT'S IMPORTANT TERM, SUCCESSFULLY. I

THINK THAT OUR COMMITTEE SAID THAT WE PASSIONATELY BELIEVE THAT THE DIFFERENCE BETWEEN POVERTY AND WEALTH IN THIS SOCIETY AND INDEED MAYBE IN THIS CIVILIZATION HAS A GREAT DEAL TO DO WITH EMPLOYMENT OPPORTUNITIES AND MORE FUNDAMENTALLY WITH EDUCATION PREPARATION FOR THOSE EMPLOYMENT OPPORTUNITIES. SO WE BELIEVE THAT WE ARE AT THE CRUX OF CREATING SOMETHING FOR OUR FUTURE AND FOR OUR PRODIGY THAT WILL HAVE LASTING EFFECTS. IF EDUCATION AND EMPLOYMENT ARE NOT SUCCESSFULLY ADDRESSED, THEN WE DON'T HAVE VERY MUCH SUSTAINABLE -- SUSTAINABILITY FOR OUR PROGRAMS AND FOR OUR HOPES, IN FACT. SO I THINK THAT THE CHALLENGE TO THE CITY'S LEADERS AND LEADERS BEYOND THE CITY IS TO GET IT ALL RIGHT AND NOT JUST A PART OF IT. THIS IS NOT A MULTIPLE CHOICE KIND OF QUESTION. WE HAVE TO DO ALL SIX OF THESE THINGS AND IN PRETTY GOOD SUCCESSION BECAUSE TO NOT SUCCEED ON ANY ONE JEOPARDIZES THE WHOLE. SO I BELIEVE THEN THAT WE MUST CONTINUE THE DIALOGUE OF WHAT WE'VE BEGUN HERE, AND WE DO PLAN TO FORM KOE COALITIONS ACROSS COLOR AND CREED AND CULTURE AND BELIEF AND POLITICS BECAUSE REALLY AT THE HEART OF THIS, AS I SAID BEFORE, ARE THE PEOPLE WHO ARE NOT HERE, OUR PRODIGY, POSTERITY, OUR FUTURE. THE BUDGET IMPACT, WE HAD A LOT OF NUMBERS HERE, BUT I'LL SAY ABOUT A QUARTER OF A MILLION DOLLARS. \$250,000. BUT I WOULD SAY THAT, FOR EXAMPLE, THAT IS NOT ALL OF WHAT IS NEEDED. IF YOU TAKE THE EX-OFFENDER INITIATIVE THAT WE MENTIONED EARLIER, FOR INSTANCE, TO ASSIST EVEN 100 OR SO FORMERLY INCARCERATED PERSONS THAT IS CORRECT PROGRAM ALONE WOULD COST UPWARDS OF \$600,000 IN SERVICES, TIME, MATERIALS, CURRICULUM AND TRAINING, AND WE KNOW THIS BECAUSE, FOR EXAMPLE, THE URBAN LEAGUE RECENTLY HAS SUBMITTED A \$600,000 GRANT TO WASHINGTON, D.C. FOR WHICH BOTH MAYOR AND THE CITY MANAGER SEPARATELY WROTE POSITIVE LETTERS OF SUPPORT. SO WE KNOW WHAT IT TAKES TO DO A DOWNPAYMENT ON SOMETHING LIKE THIS. BUT WE ALSO KNOW THAT THERE ARE FAR MORE THAN 100 EX-OFFENDERS IN THIS AREA. IN THIS REGION. SO WE THINK THAT THE CITY'S EFFORT HERE SERVES SIMPLY TO

LEVERAGE EXISTING PROGRAMS AND TO PROVIDE ENCOURAGEMENT TO OTHER GOVERNMENTAL AND EVEN PRIVATE SECTOR STAKEHOLDERS ARE NOT EXPLICITLY PART OF THE DISCUSSION TONIGHT. SO TO MOVE FORWARD, WE DO BELIEVE IN THE ONE TEAM, ONE DREAM CONCEPT. WHICH IS TO SAY, QUITE SIMPLY, THAT ALL OF THESE ISSUES ARE INTEGRATED AND THEY ARE INTEGRAL TO THE QUALITY OF LIFE JUST AS ALL OF LIFE IS INTEGRATED. AND I'LL STOP THERE. THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU. [APPLAUSE]

Mayor Wynn: SO CHIEF, HOW DO WE --

OKAY. MAYOR, MAYOR PRO TEM AND COUNCIL, BEFORE I GO INTO THE NEXT STEPS, I WOULD -- A COUPLE OF HOUSEKEEPING ITEMS HERE. UNDER ARTS, CULTURE AND ENTERTAINMENT WHEN WE LISTED THE PARTICIPANTS, MR. ALBERT BLACK WAS NOT INCLUDED ON THE LIST AND HE HAS BEEN VERY ACTIVE WITH THAT COMMUNITY. HE'S ONE OF THE -- I MEAN COMMITTEES, AND HE'S ONE OF THE PARTICIPANTS SO THAT WAS AN OVERSIGHT ON OUR PART. ALSO ON THE LIST THERE WERE THREE KEY STAFF MEMBERS THAT WERE NOT INCLUDED THAT HAVE BEEN VERY INSTRUMENTAL IN THIS PROCESS. ONE HAS BEEN MY EXECUTIVE ASSISTANT TERRY HASBRO. THANK YOU, TERRY. [APPLAUSE]

Reporter: MR. CLARENCE BIBBEY WHO WAS BEHIND THE SCENES HELPING US TO WORK ON THIS PROJECT. DR. BIBBEY DESIGNED THE TEMPLATES THAT WE'RE USING TO TRACK THE PROGRESS OF EACH ONE OF THE RECOMMENDATIONS. SO HE WAS ALSO INSTRUMENTAL. AND MS. ANOA MARSHALL WHO WORKS WITH OUR HISTORY CENTER. SHE WORE TWO HATS. SHE PARTICIPATED ON THE ARTS, CULTURE AND ENTERTAINMENT, BUT SHE ALSO PLAYED A CRITICAL STAFF ROLE IN HELPING TO KEEP THE COMMUNITY INFORMED. SO I'D LIKE TO THANK THEM AS WELL. [APPLAUSE] NEXT STEPS. STAFF RECOMMENDATIONS ARE BEING IMPLEMENTED, THE PARTNERSHIP WILL CONTINUE. THE COMMITTEES WILL CONTINUE TO WORK AS NEEDED. UP TO THIS POINT I THINK INITIALLY MANY THOUGHT THAT WE WOULD BE MEETING, THE COMMITTEES

WOULD BE MEETING, THE COMMUNITY PORTIONS OF THE COMMITTEE WOULD BE MEETING MAYBE ON A MONTHLY BASIS AS WE MOVED THROUGH THESE LAST 90 DAYS, AND SOME OF THESE COMMITTEES MET EVERY WEEK FOR NUMEROUS HOURS AND HAD THEIR OWN COMMUNITY MEETING. SO THAT EFFORT WILL STILL CONTINUE. THERE WILL BE MONTHLY PROGRESS REPORTS FROM EACH OF THE CO-CHAIRS AND THEIR COMMITTEES TO ME THAT I WILL DELIVER TO THE CITY MANAGER. THERE WILL ALSO BE QUARTERLY MEETINGS WITH THE COMMUNITY AND STAFF CO-CHAIRS ALONG WITH ME TO MONITOR THE PROGRESS REPORTS AND ENSURE THAT THE RECOMMENDATIONS ARE BEING IMPLEMENTED. AND THEN EVERY SIX MONTHS WE'LL BE PROVIDING COUNCIL WITH AN UPDATE ON HOW WE'RE PROGRESSING IN THIS INITIATIVE. COUNCIL, MY CLOSING COMMENTS BEFORE I TURN THE PRESENTATION OVER TO MR. NELSON LENDER FOR THE COMMUNITY'S FINAL COMMENTS, AS I STATED BEFORE, I REALLY APPRECIATE THIS OPPORTUNITY BOTH PROFESSIONALLY AND PERSONALLY. PROFESSIONALLY BECAUSE I KNOW WHAT I'M DEALING WITH AND WORKING WITH. CO-CHAIRS, STAFF MEMBERS, AND THIS ENTIRE CITY STRUCTURE THAT I KNOW THAT WE CAN BE SUCCESSFUL WITH IMPLEMENTING THESE RECOMMENDATIONS THAT HAVE BEEN MADE. PERSONALLY BECAUSE I AM VERY PROUD TO BE AFRICAN-AMERICAN. AND I KNOW PERSONALLY HOW IMPORTANT THESE RECOMMENDATIONS ARE TO THIS COMMUNITY AND WE'RE COMMITTED TO SEEING THAT THESE RECOMMENDATIONS ARE ACCOMPLISHED. YOU KNOW, COUNCIL, I'VE BEEN ASKED WHAT'S DIFFERENT IN THIS INITIATIVE. YOU KNOW, MANY HAVE ASKED WHAT THE DIFFERENT. HOW DO WE KNOW THE CITY IS GOING TO FOLLOW THROUGH. AND TWO WORDS COME TO MIND, COMMITMENT AND ACCOUNTABILITY. COUNCIL HAS ALREADY SHOWN THAT COMMITMENT. I THINK WHAT'S BEEN OVERLOOKED IN PART OF THIS PROCESS IS THAT THE GROUP SOLUTIONS PROCESS WAS VERY THOROUGH, PRODUCED SOME OUTSTANDING RECOMMENDATIONS. BUT WHEN THE COMMUNITY STEPPED FORWARD AND ASKED TO REVIEW THESE RECOMMENDATIONS AND MAKE ADDITIONAL RECOMMENDATIONS, THIS COUNCIL HONORED THAT REQUEST, IN FACT, EMBRACED THE REQUEST. I

PERSONALLY HAD CONVERSATION WITH EACH OF YOU AND YOU'VE EXPRESSED THE IMPORTANCE OF THIS INITIATIVE TO ME. SO FROM THE COMMITMENT POINT OF VIEW FROM COUNCIL I KNOW THAT IT'S THERE. AND IT'S BEEN STATED EARLIER, OUR CITY MANAGER STEPPED UP TO THE PLATE WHEN THINGS WERE REALLY HOT. AND I DON'T THINK THERE IS ANYONE WHO CAN DOUBT HER COMMITMENT TO THIS PROCESS. AND FROM ACCOUNTABILITY, I REQUESTED TO KEEP THIS PROCESS -- KEEP THIS PROJECT REGARDLESS OF WHAT ASSIGNMENT I HAD WITHIN THE CITY AND THE CITY MANAGER AGREES WITH THAT AND HAS HONORED THAT REQUEST. AND THEN WITH REGARDS TO OUR CO-CHAIRS AND ACCOUNTABILITY, REGARDLESS OF WHERE THEY ARE LOCATED WITHIN THE CITY, EACH OF THE CITY STAFF CO-CHAIRS ARE HEADED UP THESE COMMITTEES WILL KEEP THIS AS THEIR PROJECT AS WE WORK THROUGH THE NEXT COUPLE OF YEARS. AND THEN FINALLY FROM THE COMMUNITY, AS I STATED EARLIER, THE COMMUNITY INVOLVEMENT HAS JUST BEEN TREMENDOUS. I THINK IT WAS MR. MARSHALL THAT MADE THE COMMENT ABOUT SOME COMMUNITY MEMBERS PUTTING INASMUCH AS 15 TO 20 HOURS A WEEK. AND I PERSONALLY KNOW THAT TO BE A FACT. FROM THE COMMUNITY'S STANDPOINT, THERE MAY BE OTHERS IN THE COMMUNITY THAT MAY NOT AGREE WITH ALL THE STAFF RECOMMENDATIONS, MAY NOT AGREE WITH EVERYTHING THAT THE COMMUNITY LEADERS OR COMMUNITY PARTICIPANTS AGREE TO. AND I GUESS MY MESSAGE TO THEM IS THAT THERE'S ENOUGH WORKING TO AROUND OVER THE NEXT TWO YEARS TO WHERE IF THERE IS SOME ISSUE WITH THAT FROM THE COMMUNITY STANDPOINT, THERE'S PLENTY OF ROOM TO GET INVOLVED OVER THE NEXT COUPLE OF YEARS. [APPLAUSE]

I'D LIKE TO CLOSE BY AGAIN THANKING MY STAFF AND THE COMMUNITY. IT'S BEEN GREAT. WE LOOK FORWARD TO WORKING WITH YOU THE NEXT COUPLE OF YEARS TO IMPLEMENT THIS INITIATIVE. I WOULD LIKE TO TURN IT OVER TO MR. NELSON LENDER FOR FINAL COMMENTS FROM THE COMMUNITY.

NELSON, IF I COULD, I REALLY THINK IN ADDITION TO THANKING -- MIKE THANKING HIS STAFF, I KNOW NOT ONLY AS YOU WORKED WITH US ALL THROUGH THE HURRICANE

EVENT, YOU WERE ALSO WORKING THROUGH THIS SO WE
OWE YOU AN EXTRAORDINARY ROUND OF APPLAUSE.
[APPLAUSE]

THANK YOU, CHIEF. I'M GOING TO FOLLOW MY COLLEAGUE
MR. MARSHALL BY AN EXAMPLE TO MOVE FORWARD WITH
DELIBERATE SPEED. WE HAVE WITH US THIS EVENING FROM
THE CITY THE COMMUNITY CO-CHAIRS WHO SPENT A LOT OF
TIME, ENERGY AND EFFORT HAS BEEN INVESTED IN
ENSURING THAT -- [INAUDIBLE] 2005, QUOTE, WHATEVER WE
DO TODAY, WE NEED TO MAKE SURE THAT WE'RE NOT BACK
HERE IN FIVE YEARS WITH THE SAME FINDINGS AND
PROGRESS. WE NEED TO RESOLVE THE CONTRADICTIONS
BETWEEN WHAT WE SAY WE BELIEVE AND WHAT WE
ACTUALLY DO. IT'S A SENSE OF EACH RECOMMENDATION
WILL BEGIN TO HEAL THE SICKNESS IN AUSTIN. TO ASSIST
WITH SUCCESS, EACH ACTION MUST BE SUPPORTED BY AN
EFFECTIVE RECOMMENDATION AND ACCOUNTABILITY. HAS
TO BE ATTACHED TO EACH RECOMMENDATION. TO ENSURE
ACCOUNTABILITY, IT IS BETTER FOR EACH
RECOMMENDATION TO HAVE TIME LINE, TARGET OUTCOMES,
PERFORMANCE INDICATORS THAT MEASURE SUCCESS OF
IMPLEMENTED POLICIES AND PROGRAMS. THE FOLLOWING
ACTIONS ARE DESIGNED TO ENSURE EACH
RECOMMENDATION SUSTAINS CHANGE TOWARDS
IMPROVING QUALITY OF LIFE OF AFRICAN-AMERICANS. THE
[INAUDIBLE] AND PERFORMANCE INDICATORS SHOULD BE
STABBED TO SUPPORT THE APPROVED RECOMMENDATIONS
INCORPORATED INTO THE CITY OF AUSTIN'S ACTION PLAN
TO ENSURE MAXIMUM RESULTS TOWARD IMPROVING OUR
COLLECTIVE QUALITY OF LIFE. WE MUST CONDUCT AN
ANNUAL PUBLIC REVIEW MEETING WITH REPORT TO THE
COUNCIL FOR AT LEAST THE NEXT FIVE YEARS TO EVALUATE
THE CITY'S PROGRESS AND IMPACT ON IMPROVING THE
QUALITY OF LIFE FOR AFRICAN-AMERICANS. THIS REVIEW
PROCESS SHOULD BE USED AS AN OPPORTUNITY TO
ENSURE ACCOUNTABILITY AND A JUST OR COMPLETELY
MODIFIED PROGRAMS THAT ARE NOT ACHIEVING THE
DESIRED OUTCOMES. WE LOOK FORWARD TO CONTINUING
WORKING WITH THE CITY ACTION TEAMS. ON ACTIONS THAT
DO NOT HAVE MAJOR SUPPORT ON THE RECOMMENDATIONS
BETWEEN THE CITY AND THE COMMUNITY. OR REQUIRE

ADDITIONAL PLANNING FOR RECOMMENDATION COULD BE FRAMED. AN ACTION TEAM MEETING BEFORE CITY COUNCIL SHOULD BE SCHEDULED DURING THE MONTH OF FEBRUARY 2006. TO PROVIDE AN UPDATE ON PROGRESS. FOR ACTIONS AND RECOMMENDATION WE LOOK FORWARD TO MEETING WITH CITY ACTION TEAMS REGULARLY TO MAINTAIN MOMENTUM. WE THANK THE COMMUNITY FOR THE OPPORTUNITY TO SERVE IN THE FERVENT HOPE THAT TOMORROW WILL BE MEASURABLY BETTER THAN TODAY. HURRICANE KATRINA AND THE AFTERMATH OF SUFFERING, COMPASSION [INAUDIBLE] PROVE WE CAN WORK TOGETHER TO ADDRESS THESE URGENT ISSUES. WE WELCOME OUR BROTHERS AND SISTERS FROM LOUISIANA AND INVITE THEM TO JOIN US AS WE CHALLENGE THE CITY TO RESPOND TO THESE ISSUES AS EFFICIENTLY, EFFECTIVELY AND WITH AS MUCH HEART AS DID WHEN DISASTER STRUCK. WE ARE ONE AND AS WE HAVE EMPHASIZED ALL ALONG, UNLESS WE WORK FOR A SENSE OF URGENCY TO CHANGE WHAT WE CAN NOW, I COMMIT TO THE ENDURANCE IT WILL TAKE TO A SUSTAINED LONG-TERM CHANGE, AUSTIN THERE NEVER EACH ITS POTENTIAL. THANK YOU AGAIN FOR YOUR LEADERSHIP AND BELIEF, AND AS COUNCILMEMBER DUNKERLEY SAID IT, QUOTE, THIS IS TOO IMPORTANT AN ISSUE NOT TO TAKE VERY, VERY SERIOUSLY. AND TO WORK VERY HARD ON MAKING SOME POSITIVE STRIDES. THANK YOU VERY MUCH AND MAY GOD BLESS YOU. [APPLAUSE]

Mayor Wynn: THANK YOU ALL VERY MUCH. THAT WAS VERY IMPRESSIVE IN THE LEVEL OF DETAIL AND LEVEL OF ANALYSIS I THINK WILL ALLOW US NOT TO DROP THE BALL AND NOT TO LOSE MOMENTUM AS WE MOVE ON TOWARD THE NEXT STEP. CITY MANAGER, DO YOU WANT TO TALK BRIEFLY ABOUT WHAT YOU FORESEE AS INDIVIDUAL CHALLENGES AND HOW WE TAKE ADVANTAGE OF THIS REPORT NOW?

I THINK CHALLENGE IS ALWAYS ABOUT NOT LOSING MOMENTUM. NOW THAT WE'RE AT THIS POINT. AND I THINK THAT'S PART OF WHAT YOU HEARD MIKE TALK ABOUT IS MAKING SURE WE KEEP THE SAME PEOPLE IN PLACE SO WE HAVE CONTINUITY AND SOME OF THE PASSION STAYS THERE SO THE CONTINUITY STAYS IN PLACE. I ALSO THINK OBVIOUSLY A LOT OF TIMES IT BOILS DOWN TO RESOURCES.

AND WE LOST A LITTLE BIT OF MOMENTUM IN THAT THE TIMING DIDN'T SQUARE UP WITH THE BUDGET. SO AS WE'RE MOVING THROUGH THE REST OF THIS YEAR AND WE'RE LOOKING AT THESE ISSUES ACROSS THE BOARD FOR THE CITY, WE NEED TO BE PLANNING AND THINKING ABOUT HOW THAT LINKS UP WITH OUR BUDGET BECAUSE THIS IS A MULTI-YEAR ISSUE. WE DIDN'T GET HERE IN A YEAR, WE'RE NOT GOING TO GET OUT OF IT IN A YEAR. SO CONTINUITY AND THINKING ABOUT HOW WE MOVE FORWARD. WE'RE GOING TO BE GIVING YOU REGULAR BRIEFINGS. I'M GOING TO BE GETTING REGULAR BRIEFINGS. YOU'VE SEEN THE WORK PLAN. I GUESS THAT'S PRETTY MUCH, MIKE, WHERE WE ARE AT THIS POINT.

Mayor Wynn: GREAT. THANK YOU. COMMENTS, QUESTIONS, COUNCIL? MAYOR PRO TEM.

Thomas: I GUESS I NEED TO SAY SOMETHING. I REALLY -- [LAUGHTER] I REALLY APPRECIATE CHIEF MCDONALD, THE CO-CHAIRS IN THE COMMUNITY AND STAFF, CITY MANAGER AND THE MAYOR AND THE COUNCIL. I HOPE AND PRAY THAT WE WON'T HAVE TO LOOK BACK FIVE YEARS AND SAY WE HAVEN'T ACCOMPLISHED ANYTHING. FOR THE REASON TO STAY IN SHAPE PHYSICALLY IT MEANS HAVE YOU TO CONTINUE TO WORK OUT. THAT MEANS THAT ALL OUR OBLIGATIONS AND ALL THE THINGS THAT WE PUT ON THIS PAPER TONIGHT AND THAT SHOWS THERE WAS A LOT OF WORK DONE, A LOT OF TIME FROM FAMILIES, A LOT OF TIME FROM WORK, A LOT OF PERSONAL TIME. BUT I SAY TO US AS AFRICAN-AMERICANS, BECAUSE I'M LIKE CHIEF MCDONALD, I'M VERY PROUD TO BE AN AFRICAN-AMERICAN. WE AS AFRICAN-AMERICANS HAVE TO COME TOGETHER. STAY TOGETHER. AND WE ARE BLESSED ON JOBS LIKE IN THE POSITION LIKE CHIEF MCDONALD, MR. TRAVI HREUFPLT ON, WRIGHT AND MR. SHANNON JONES, IN POSITIONS THAT THE CITY MANAGER HAS PLACED US IN, KERRY OVERTON, WE HAVE TO REALIZE AND REMEMBER WHO WE ARE AND WHOSE WE ARE. MEANING THAT WHEN WE'RE IN THOSE POSITIONS, WE HAVE TO HOLD OURSELF ACCOUNTABLE, BE PROUD OF WHO WE ARE AND MAKE SURE THAT WE DO THE JOB WE'RE SUPPOSED TO DO. MAKE SURE THAT WE TAKE CARE WHAT WE'RE SUPPOSED TO TAKE CARE OF. MAKE SURE WE ARE PROUD OF BEING AN AFRICAN-AMERICAN.

BECAUSE IT'S NOT EASY TO BE IN A JOB. IT'S NOT EVEN EASY TO SIT UP HERE. BUT THE THING IS THAT WE STAY TOGETHER AND KEEP GOD IN THE MIDST OF ANYTHING WE DO, WE'LL COME TOGETHER. I SAY THAT TO THE AFRICAN-AMERICAN LEADERS THAT ARE WORKING FOR THE CITY AND EVEN THE CITY EMPLOYEES. KEEP YOUR HEAD UP. SURE, THERE'S A LOT MORE ISSUES THAT WE'VE GOT TO DEAL WITH. RESOURCES. BUT I THINK THE MESSAGE THAT CAME OUT FOR THE LAST 90 DAYS, THAT THERE IS A CRY FOR OTHER RESOURCES. THERE'S ANOTHER PART TO THIS TOO. THERE'S PRIVATE MONEY AND THERE'S PUBLIC MONEY. SO I THINK AUSTIN IS ONE OF THE GREATEST CITIES IN THE STATE OF TEXAS, IN THE WORLD, BUT WE'VE GOT TO ALL COME TOGETHER TO MEET THE NEEDS. DEVELOPMENT DOWNTOWN IS GOOD. BUT LET'S PARTNER WITH THE DEVELOPMENT ALL OVER THE CITY OF AUSTIN. DEVELOPMENT IS GOOD IN EAST AUSTIN. DEVELOPMENT IS GOOD IN NORTHEAST. DEVELOPMENT IS GOOD IN SOUTHEAST. DEVELOPMENT IS GOOD IN SOUTHWEST, CENTRAL WEST, NORTHWEST. BUT IF WE POOL ALL OUR RESOURCES AND ALL OUR INFORMATION AND ALL OUR LOVE TOGETHER, I GUARANTEE THE CITY WOULD MOVE. WE WON'T HAVE TO LOOK AT A REPORT LIKE THIS ANYMORE. I SAY TO THE CITY STAFF THAT HAVE COMMITTED, WE HAVE TO OWN UP TO THE COMMITMENT, BUT LET US ALL COME TOGETHER AS A COMMUNITY. MAY GOD KEEP YOU AND MAY ORDERED GOD BLESS YOU. THANK YOU. [APPLAUSE]

Thomas: AND YOU CAN HOLD ME ACCOUNTABLE TOO BECAUSE I'M AN ELECTED OFFICIAL.

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

Kim: I WANT TO SAY THANK YOU TO EVERYONE FOR YOUR WORK. IT IS SO IMPRESSIVE. I THOUGHT THE HOURS YOU PUT IN AND IT REALLY SHOWS. THE DETAIL OF RECOMMENDATIONS SHOWS THAT YOU REALLY PUT IN A LOT OF TIME AND THOUGHT BEHIND IT AND PUT IN YOUR HEARTS AS WELL, AND I REALLY WANT TO THANK YOU FOR THAT. I ALSO WANT TO LET YOU KNOW THAT AS A MEMBER OF THE ASIAN-AMERICAN COMMUNITY I'M IMPRESSED AND THANKFUL FOR YOUR WORK NOT ONLY BECAUSE IT

BENEFITS THE AFRICAN-AMERICAN COMMUNITY, BUT IT BENEFITS ALL PEOPLE OF COLOR. WHEN I SPEAK TO ASIAN-AMERICAN GROUPS, I TALK ABOUT THE STRIDES AND THE ACHIEVEMENTS IN THE CIVIL RIGHTS MOVEMENT A LOT OF IT HAS TO DO, OF COURSE, WITH THE AFRICAN-AMERICAN COMMUNITY, AND WE AS A COMMUNITY BENEFIT FROM YOUR ACCOMPLISHMENTS. AND SO GOING FORWARD I JUST WANT TO MAKE IT CLEAR THAT, YOU KNOW, WHEN WE PUT THE INVESTMENT THERE, WE PUT IN THE RESOURCES, WE ALL BENEFIT AS A COMMUNITY. ALSO, WE TALKED ABOUT -- SOMEONE TALKED ABOUT BRANDING AUSTIN AS A PLACE THAT HAS A HIGH QUALITY OF LIFE FOR AFRICAN-AMERICANS. AND I JUST WANT TO MAKE SURE THAT WE REMAIN TRUE TO THAT AS WE GO FORWARD, AND I HOPE THAT WE CAN DO THAT SURVEY AGAIN. THE INITIAL SURVEY THAT PROMPTED ALL THIS ABOUT HOW PEOPLE FEEL, PEOPLE OF COLOR IN AUSTIN, DO THEY FEEL SAFE, DO THEY FEEL THAT THEY HAVE OPPORTUNITIES, DO THEY FEEL THEY ARE BEING TREATED FAIRLY. AND SO I HOPE THAT WE WILL CONTINUE TO USE THAT TOOL SO WE CAN MONITOR IS THE QUALITY OF LIFE FOR AFRICAN-AMERICANS IMPROVING IN THIS COMMUNITY BECAUSE THAT IS WHAT IT'S REALLY ABOUT, GOOD RESULTS FOR EVERYONE TO FEEL THAT THEY ARE WELCOME HERE AND THEY ARE AN EQUAL AND IMPORTANT PART OF OUR COMMUNITY. THANK YOU.
[APPLAUSE]

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

McCracken: I'M SORRY, I DON'T HAVE A VERY GOOD VOICE. ONE OF THE THINGS THAT YOU LEARN IN YOUR OWN FAMILY LIFE IS MARRIAGE REQUIRES CONSTANT WORK, FAMILY REQUIRES CONSTANT WORK, AND IT IS NO DIFFERENT IN THE COMMUNITY BECAUSE WE ARE ALL FAMILY IN THE COMMUNITY. AND THAT'S AN IMPORTANT THING TO REMEMBER WHATEVER OUR SKIN COLOR, WHATEVER OUR BACKGROUND, WHETHER WE'RE RICH, POOR, WE'RE ALL A FAMILY TOGETHER. AND THAT MEANS WE ALWAYS NEED TO INCLUDE EACH OTHER AND WE ALWAYS NEED TO CHEER EACH OTHER'S TRIUMPHS AND WE ALL NEED TO PULL EACH OTHER WHEN WE HAVE SETBACKS IN LIFE. WE ALL NEED TO REMEMBER WE HAVE THE SAME ASPIRATIONS, WE ARE

FAMILY AND ONCE AGAIN TO QUOTE JEFFREY RICHARD, I
THOUGHT YOU SAID IT WELL IF WE ARE ONE TEAM, WE HAVE
ONE DREAM, IT'S THE SAME. AND THANKS FOR MAKING SURE
THAT THE FAMILY OF AUSTIN KEEPS WORKING TO MAKE US
LIVE UP TO OUR ASPIRATIONS. APPLAUSE FLAWS
[APPLAUSE]

Mayor Wynn: COUNCILMEMBER ALVAREZ.

Alvarez: THANKS, MAYOR. I REALLY DO JUST WANT TO
COMMEND EVERYONE FOR THEIR HARD WORK AND
PERSERVERANCE THROUGH THIS PROCESS. I THINK
SOMEONE SAID IT WAS FOUR MONTHS, BUT IT SEEMS LIKE A
LOT MORE TIME THAN THAT HAS PASSED. BUT I MEAN THE
END RESULT IS INCREDIBLY IMPRESSIVE AND THEN, YOU
KNOW, SOME OF THE ARENAS WE'VE WORKED ON AND AS
COUNCILMEMBERS OVER THE LAST SEVERAL YEARS, WE'VE
TALKED ABOUT SOME OF THESE IDEAS AND IT'S GOOD TO
SEE THAT THOSE ARE INCLUDED IN HERE AND THEY ARE
MOVING FORWARD. ALSO BECAUSE OF THE SUPPORT OF
THE COMMUNITY AND BY TKEPL TRATING THAT AGAIN,
THERE REALLY IS COMMUNITY SUPPORT FOR WHAT'S IN
THIS REPORT AND SOME OF THE SUGGESTIONS AND SOME
OF THE STRATEGIES THAT HAVE BEEN MAYBE TALKED
ABOUT BUT NOT PURSUED. AND SO I DO WANT TO COMMEND
EVERYONE FOR THEIR HARD WORK. IT'S NOT EASY TO SILT
THROUGH THESE MEETINGS AND TO HASH OUT ALL THESE
IDEAS AND DEVELOP CONSENSUS, YOU KNOW,, BUT IN THE
END THERE'S A LOT IN THIS REPORT, AGAIN THAT IS
CORRECT WILL NOT ONLY STRENGTHEN THE AFRICAN-
AMERICAN COMMUNITY BUT OUR ENTIRE COMMUNITY, AND I
DO WANT TO THANK YOU FOR TAKING TIME AWAY FROM
YOUR PERSONAL LIVES TO MAKE A DIFFERENCE FOR OUR
WHOLE COMMUNITY. THANK YOU. [APPLAUSE]

Mayor Wynn: COUNCILMEMBER DUNKERLEY.

Dunkerley: I WANT TO THANK THE ENTIRE GROUP, THE
COMMUNITY, THE STAFF, ALL OF THE LEADERS OF THE
DIFFERENT SUBGROUPS, SUBCOMMITTEES THAT WE HAD
FOR DOING NOT ONLY AN OUTSTANDING JOB, BUT THE BEST
JOB I'VE EVER SEEN IN MY VERY LONG CAREER. AND I CAN
SAY THAT BECAUSE I'M VERY OLD. [LAUGHTER] SO YOU'VE

JUST DONE AN OUTSTANDING JOB. AND I CAN SEE THE HANDS OF DR. BIBBEY BEHIND THE SCENES AND UNDER THIS DOCUMENT BECAUSE HE'S LAID THIS OUT IN SUCH A WAY THAT IT'S GOING TO BE VERY EASY TO KEEP OUR FEET TO THE FIRE. BECAUSE THE PROOF OF THIS PUDDING IS GOING TO BE IN THE DOING. AND THIS IS SO WELL DESIGNED THAT WHEN WE GET OUR MONTHLY UPDATES AND OUR QUARTERLY UPDATES AND OUR BY AND YELL UPDATES WE WILL KNOW EXACTLY WHERE WE ARE AND I THINK THAT'S THE BEAUTY -- PART OF THE BEAUTY OF THIS PROCESS. SO I REALLY COMMEND YOU. I'M VERY PROUD OF THE WORK YOU'VE DONE AND I'M, AS THE REST OF THE COUNCIL WILL ALSO WORK VERY HARD TO DO OUR SHARE IN MAKING SURE THIS IS IMPLEMENTED.

Mayor Wynn: THANK YOU, COUNCILMEMBER. [APPLAUSE]

Mayor Wynn: SO WE LOOK FORWARD TO PROGRESS. AGAIN, THANK YOU ALL VERY, VERY MUCH. COUNCIL, WE HAVE ANOTHER SERIES OF PUBLIC HEARINGS TO CONDUCT. WE'LL LET THE -- SOME OF THE CROWD LEAVE. IF THERE'S A NUMBER OF FOLKS TO ADDRESS US ON ITEM 29. ITEM 29 IS CONDUCT A PUBLIC HEARING, THERE'S NO POSTED ACTION ITEM, BUT TO CONDUCT A PUBLIC HEARING REGARDING THE ADOPTION OF POTENTIAL AMENDMENTS TO A SERIES OF ORDINANCES THAT WE GENERALLY REFER TO AS OUR PUBLIC CORRIDOR ORDINANCES. AND WE HAVE A LOT OF PEOPLE WHO SIGNED UP. MOST OF THEM LUCKILY HAVE JUST GIVEN US THEIR COMMENTS, DON'T WANT TO SPEAK. THEY ARE EITHER IN FAVOR OR IN OPPOSITION TO THE PROPOSED AMENDMENTS. BUT WITHOUT OBJECTION, I THINK WE'LL GO -- ACTUALLY I SEE ASSISTANT CITY MANAGER RUDY TKPWARZ SAFPLT SET THE STAGE FOR US TO REMIND US ABOUT THE CONCEPT OF THE AMENDMENTS, THE GENESIS OF THEM, AND THEN WE'LL GET SOME PUBLIC INPUT.

GOOD EVENING, MAYOR AND COUNCIL, RUDY GARZA, ASSISTANT CITY MANAGER. TODAY IS THE FIRST OF TWO PUBLIC HEARINGS ON THE RECOMMENDED CHANGES TO FOUR OF THE PUBLIC CORRIDOR ORDINANCES T FOUR ORDINANCES THAT WE RECOMMEND THE CHANGES LAST WEEK ARE THE AGGRESSIVE SOLICITATION ORDINANCE, THE

SITTING OR LYING DOWN ON THE SIDEWALK AND ROADSIDE AND DOOR TO DOOR SOLICITATION. THE SCHEDULE THAT WE LAID OUT LAST WEEK, AGAIN TODAY IS THE FIRST OF TWO PUBLIC HEARINGS. THE SECOND ONE IS SCHEDULED FOR NOVEMBER 17 WITH A POTENTIAL COUNCIL ACTION ON DECEMBER 15th.

Mayor Wynn: THANK YOU, MR. GARZA. COUNCIL, WITHOUT OBJECTION, WE'LL GO TO THE FOLKS WHO WOULD LIKE TO ADDRESS THIS. AND I APPRECIATE THE PATIENCE A LOT OF FOLKS HAVE SHOWN US. WE'VE LOST SOME OF THE PEOPLE BECAUSE OF THE LATE HOUR, BUT WE'LL GO THROUGH THEM AND PERHAPS WE'LL GET GOOD FEEDBACK. OUR FIRST SPEAKER, MR. JOHN NEIFLER. WELCOME. YOU HAD A NUMBER OF FOLKS WHO WANTED TO DONATE TIME FOR YOU. NANCY BURNS WITH US? HOW ABOUT GABRIELLE BRYCE. PAULA SALINAS. OR ROBIN LETOURNEAU. IS ROBIN HERE? WELL, JOHN, I'M SORRY, BUT YOU WILL HAVE THREE MINUTES. WELCOME.

THANK YOU, MR. MAYOR AND MAYOR PRO TEM. MY NAME IS JOHN NEIFLER, I'M AN ARK TERBGT IN DOWNTOWN AUSTIN. I SPEAK FOR MYSELF AND THE DOWNTOWN AUSTIN ALLIANCE WHERE I SERVE ON ITS BOARD OF DIRECTOR. I ASK YOU TO ADOPT THE CHANGES IN THE PUBLIC ORDER ORDINANCES. THE QUESTION THAT YOU WILL FACE TONIGHT IS WHAT IS THE PURPOSE OF THOSE ORDINANCES. COUNCIL'S ORPBL INTENT WAS TO ESTABLISH A PUBLIC BEHAVIOR WHICH WOULD ALLOW EVERYONE, THAT IS, EVERYONE TO TO ENJOY THEIR LIFE IN AUSTIN. REGRETTABLY WITH THE CURRENT ORDINANCE LANGUAGE, WHAT AUSTIN IS EXPERIENCING IS NOT WHAT THE ORIGINAL COUNCIL INTENDED AND IT IS NOT WHAT YOU INTEND. IT'S NOT YOUR INTENT THAT RESIDENTS, VISITORS AND PROPERTY AND BUSINESS OWNERS WOULD FIND PEOPLE LYING OUT ON SIDEWALKS BLOCKING THEIR WAY AND BUSINESS OWNERS FINDING PEOPLE ASLEEP IN DOORWAYS OF SHOPS AND OFFICES. THAT VISITORS ARE EVEN TIM DATED BY AGGRESSIVE PAN PANHANDLING OR PUBLIC INTOXICATION IS ALLOWED. THAT IS NOT WHAT YOU INTEND FOR AUSTIN. THIS NEW ORDINANCE LANGUAGE IS DRAFTED TO ACCOMPLISH WHAT YOU DO INTEND, PUBLIC ORDER FOR EVERYONE IN AUSTIN. YOU MAY HEAR SOME SAY THAT THIS

IS INTENDED SOMEHOW TO INFLICT DAMAGE ON THE HOMELESS PEOPLE AMONG US. THIS IS SIMPLY NOT THE CASE. THIS PROPOSED LANGUAGE IS DIRECTED AT ANYONE, ANYONE NO MATTER THEIR STATION, WHOSE PUBLIC CONDUCT PREVENTS OTHER PEOPLE FROM THEIR QUIET ENJOYMENT OF ORDINARY LIFE IN THE CITY. WHERE DID THIS REVISED LANGUAGE COME FROM? CERTAINLY NOT FROM ME AND NOT FROM THE D.A.A. NOR THE SOCIAL SERVICE PROVIDERS NOR THE CHAMBER OR A.P.D. WHO THEN? WELL, YOUR LEGAL STAFF WAS ASKED WHAT ORDINANCE LANGUAGE CHANGES COULD BE MADE TO ACCOMPLISH COUNCIL'S INTENT. IN A VERY RESPONSIBLE APPROACH YOUR LEGAL DEPARTMENT INVESTIGATED 38 DIFFERENT CITIES ACROSS THE UNITED STATES AND RETURNED TO YOU WITH THIS PROPOSED LANGUAGE. THEY SAY IF YOU WANT TO MAKE AUSTIN'S PUBLIC ORDINANCES EFFECTIVE, THEN HERE IS LANGUAGE THAT YOU CAN ADOPT. THIS HAS WORKED AND STOOD THE TEST OF LEGAL CHALLENGES ELSEWHERE. THIS LANGUAGE DENIES NO ONE THEIR RIGHTS BUT EXPECTS EVERYONE TO CONDUCT THEMSELVES IN A WAY THAT DOES NOT INFRINGE UPON THE RIGHTS OF OTHERS. I SIMPLY URGE YOU TO ENDORSE THE LANGUAGE YOUR LEGAL DEPARTMENT SAYS WILL WORK. WHY WOULD YOU NOT? THANK YOU.

Mayor Wynn: THANK YOU, MR. NEIFLER. NEXT SPEAKER IS PERRY LORENZ. SEVERAL FOLKS WANTED TO DONATE TIME TO YOU. IS TRACY ATKINS HERE? HOW ABOUT MARIA AGUILAR OR MOLLY ALEXANDER. I ASKED THAT BECAUSE THE RULES ARE FOLKS NEED TO BE PRESENT TO DONATE TIME.

THIS WILL TAKE VERY LITTLE TIME. MAYOR, THANK YOU. MAYOR PRO TEM, COUNCILMEMBERS. I'M HERE IN MY CAPACITY AS CHAIRMAN OF THE DOWNTOWN COMMISSION TO LET YOU KNOW THAT WE SUPPORT THE AMENDMENTS TO THE QUALITY OF LIFE ORDINANCE. WE FEEL LIKE IT TREATS EVERYBODY FAIRLY. WE THINK IT'S A GOOD IDEA. I WANT TO READ FROM WHAT WE PASSED, THE DOWN COMMISSION SUPPORTS THE QUALITY OF LIFE ORDINANCES AND IN PROMOTING AND -- SO LONG AS THE LANGUAGE IS NOT RESTRICTIVE TO PROMOTING OR PARTICIPATING IN OUR ARTS AND ENTERTAINMENT DISTRICT. SO WE

ENCOURAGE YOU TO GO WITH THE LANGUAGE. WE THINK IT'S A VERY GOOD IDEA. AND THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU. AND FOR YOUR SERVICE ON THE COMMISSION. DAN NEU. FOLLOWED BY ANDREW CLEMENT.

THANK YOU, MR. MAYOR. MAYOR PRO TEM AND COUNCILMEMBERS. I'M REPRESENTING THE SALVATION ARMY IN AUSTIN. WE ARE THE LARGEST PROVIDER OF HOMELESS. OVER 500 PEOPLE EACH NIGHT SPEND THE TONIGHT THE SALVATION ARMY FACILITY. THE THREE BASIC ISSUES, ONE IS SAFETY. WHEN YOU HAVE PEOPLE ON THE STREETS BASICALLY IN OUR ALLEY WAY AND DOWNTOWN THERE IS A PREDATOR CLASS THAT HAS DEVELOPED THAT PASS AWAY FREE DRUGS, ROLL PEOPLE FOR THEIR MONEY, PEOPLE ARE GETTING KICKED IN THE HEAD. WE'VE EVEN HAD RAPE IN THE ALLEY. THERE'S A REAL PROBLEM WITH PEOPLE LAYING ON THE STREETS IN THE DOWNTOWN AREA. THE OTHER AREA IS HEALTH ISSUE. THERE ARE ISSUES IN OUR SHELTER THAT WE'VE HAD TO BRING PEOPLE IN WITH WHOOPING COUGHCOUGH WHICH THE HELATH DEPARTMENT HAD TO SHUT US DOWN. TUBERCULOSIS IS ON THE RISE. THE PROBLEM WITH THE ISSUES MUCH HEALTH WITH OUR FOLKS IS THEY DON'T KNOW THEY HAVE THE PROBLEM UNTIL IT'S TOO LATE. THEN THE OTHER ISSUE IS UNTIL PEOPLE ARE TAKEN OFF THE STREETS, THEY CANNOT ACCESS ALL THE PROGRAMS THAT ARE AVAILABLE IN THE CITY OF AUSTIN. CITY OF AUSTIN, IT WOULD BE VERY HARD TO GO HUNGRY. MOST PLACES YOU CAN GET FOUR MEALS A DAY IF YOU WOULD LIKE TO. THERE'S THAT MUCH SERVICES PROVIDED FOR THE FOLKS IN AUSTIN. SO I THINK THE PROGRAM REALLY, AS FAR AS WE'RE CONCERNED, NEEDS MORE TEETH INTO IT. WE NEED TO GET PEOPLE UP ON THEIR FEET, NOT JUST KEEP GIVING HANDOUTS, BUT GIVE THEM A HAND-UP. UNTIL WE CAN GET PEOPLE TO THAT LEVEL TO WHERE THEY CAN IDENTIFY THEIR PROBLEMS, THEN YOU CAN HOOK THEM UP WITH A SOLUTION AND A PROGRAM THAT CAN HELP SOLVE THOERS THOSE PROBLEMS. YOU HAVE A TREMENDOUS FORCE, A LOT OF FOLKS WILLING TO WORK FOR THESE FOLKS, BUT WE BELIEVE ON THE SIDEWALK AND PANHANDING THE THINGS THAT IS NOT PRODUCTIVE TO OUR COMMUNITY, WE WOULD LIKE TO HELP FOLKS, BUT UNTIL YOU GET THEM INTO A

PROGRAM, YOU REALLY CAN'T DO ANYTHING. SO WE STRONGLY SUPPORT THE PROGRAM AND THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU. ANDREW CLEMENTS. WELCOME. [APPLAUSE] YOU WILL BE FOLLOWED BY JEFFREY TRIGGER. ANDREW, SOME FOLKS WANTED TO TOE NATURE TIME TO YOU. IS PETER HOFFMAN HERE? HOW ABOUT WILLIAM BRENNAN? ELIZABETH JOPLIN. DREW JOHNSON? AS I'M READING THESE NAMES, WE ARE ALSO NOTING THESE FOLKS ARE FROM SUPPORT OF THE AMENDMENTS. WELCOME. YOU WILL HAVE THREE MINUTES.

MAYOR, COUNCILMEMBERS, I'M ANDREW CLEMENTS, PRESIDENT OF THE DOWNTOWN AUSTIN NEIGHBORHOOD ASSOCIATION. AND I'M HERE IN THAT CAPACITY TONIGHT. DANA, WHICH IS THE ACRONYM FOR THE DOWNTOWN AUSTIN NEIGHBORHOOD ASSOCIATION, IS THE ASSOCIATION FOR THE PEOPLE THAT LIVE IN DOWNTOWN WHERE THE -- PROBABLY THESE ORDINANCES HAVE THE GREATEST IMPACT. AND WE SPEND A LOT OF OUR TIME ON THE STREETS AND ON THE SIDEWALKS SINCE WE LIVE DOWNTOWN AND A GREAT MAJORITY OF US WORK DOWNTOWN SO WE SPEND EVEN MORE OF OUR DAY DOWN. DANA ARE STRONG SUPPORTERS OF THE QUALITY OF LIFE ORDINANCES AS THEY EXIST ON THE BOOKS NOW AND WE SUPPORT THE POTENTIAL AMENDMENTS THAT ARE BEING CONSIDERED WITH A CAVEAT. WE SUPPORT THE AMENDMENT THAT'S PROHIBITING SLEEPING OUTDOORS IN THE DOWNTOWN BUSINESS AREA. WE STRONGLY SUPPORT THE AMENDMENT THAT'S BEING CONSIDERED FOR PROHIBITING SOLICITATION BETWEEN 7:00 P.M. AND 7:00 A.M. ANYWHERE IN THE CITY. AND NEAR SCHOOL OR DAY CARE FACILITIES EXCEPT FOR DOOR TO DOOR SOLICITATIONS. AND WE STRONGLY SUPPORT THE AMENDMENT PROHIBITING SITTING OR LYING DOWN IN THE DOWNTOWN BUSINESS AREA REGARDLESS IS WHETHER ONE IS CREATING AN OBSTRUCTION. AND WE STRONGLY SUPPORT THE LAST AMENDMENT BEING CONSIDERED, PROHIBITING ROADSIDE SOLICITATION CITY-WIDE FROM CURB TO CURB WITHIN ONE FOOT OF A CURB OR ROADWAY ON A MEDIAN STRIP AND IN PRIVATE PARKING AREAS WHERE THE OWNER HAS NO POSTED -- HAS POSTED NO SOLICITATION SIGNS.

YOU'LL NOTICE THAT I DROPPED OUT PROHIBITING SITTING OR LYING DOWN ON ARCHITECTURAL FEATURES OF BUILDINGS DOWNTOWN REGARDLESS OF WHETHER ONE IS CREATING AN OBSTRUCTION. I THINK WE NEED TO BE CAREFUL WITH THAT LANGUAGE IN THAT I THINK THE DOWNTOWN RESIDENTS WOULD HATE TO PRECLUDE THE CHANCE ENCOUNTERS THAT OCCUR THAT HELP MAKE COMMUNITY DOWNTOWN. I WOULDN'T WANT TO PRECLUDE PEOPLE MEETING ON THE STEPS OF SOME DOWNTOWN BUILDING AND THE BEST EXAMPLE I CAN THINK OF ARE SOME OF THE ARCHITECTURAL FEATURES HERE AT CITY HALL THAT ARE ENCOURAGING PEOPLE TO SIT AND TALK OR SOMEBODY THAT LIVES DOWNTOWN OR WORKS DOWNTOWN ENJOYING A PRETTY DAY. SO I THINK THAT LANGUAGE NEEDS TO BE CLOSELY LOOKED AT. AND EITHER STRUCK OR STUDIED A LITTLE BIT MORE. I WOULD HATE TO PRECLUDE SOMEBODY FROM SITTING ON AN ARCHITECTURAL FEATURE IF THEY ARE NOT CREATING AN OBSTRUCTION. BUT OTHERWISE DANA OR DOWNTOWN AUSTIN NEIGHBORHOOD ASSOCIATION STRONGLY SUPPORTS THE AMENDMENT. THANK YOU.

Mayor Wynn: THANK YOU, MR. CLEMENTS. APPLAUSE FLAWS [APPLAUSE]

Mayor Wynn: JEFF TRIGGER SIGNED UP WISH TO GO SPEAK IN SUPPORT. A NUMBER OF FOLKS SIGNED UP SUPPORTING JEFFREY. NEXT SPEAKER IS TOM SEGESTA. WELCOME, TOM. YOU WILL HAVE -- WE'LL SEE HOW MUCH TIME YOU WILL HAVE. A NUMBER OF FOLKS WANTED TO DONATE TIME TO YOU AS WELL. ARTHUR CUELLAR. ANTHONY SEUNE. AND ANDREW SALTON. ANY OF THOSE FOLKS HERE? IF NOT, YOU WILL HAVE THREE MINUTES.

GOOD EVENING, MAYOR, MAYOR PRO TEM, MEMBERS OF THE COUNCIL. I'M TOM SEGESTA, THE GENERAL MANAGER OF THE FOUR SEASONS HOTEL. THANK YOU VERY MUCH FOR ALLOWING ME TO SHOW MY SUPPORT FOR THE PUBLIC ORDER ORDINANCE BEHALF OF THE AUSTIN HOTEL AND LODGING ASSOCIATION. OUR HOMES, WHERE WE SHOP, WHERE OUR CHILDREN GO TO SCHOOL, WHERE WE GO FOR ENTERTAINMENT, RECREATION AND EVEN BUSINESS AND LEISURE TRAVEL IS BASED ON DECISIONS OF SECURITY AND

SAFETY FIRST IN THESE TIMES. THAT IS EMOTIONAL SECURITY AND SAFETY. IF WE HAVE IT, THE DECISION IS EASY. IF THE EMOTION HAS BEEN VIOLATED, DISRUPTED OR BEEN BROKEN, WE WILL NOT BUY HOMES, SEND OUR CHILDREN TO SCHOOL OR GO FOR ENTERTAINMENT, RECREATION OR EVEN TRAVEL TO THESE DESTINATIONS. THIS IS WHY THE HOTEL -- AUSTIN HOTEL AND LODGING ASSOCIATION AND YOU SHOULD SUPPORT THE PROPOSED PUBLIC ORDINANCES. BY SUPPORTING THESE ORDINANCES, YOU ARE STANDING BY YOUR COMMITMENT TO TRY AND INCREASE DOWNTOWN RESIDENTS KRAOE IT AGO VIBRANT DOWNTOWN, ONE WHICH AUSTINITES LIVE, SHOP, GO TO SCHOOL, USE IT FOR ENTERTAINMENT, CREATING A DESIRABLE DESTINATION FOR BUSINESS AND LEISURE TRAVEL. MOST IMPORTANTLY CREATING A POSITIVE WORK VERN FOR THOUSANDS OF EMPLOYEES THAT WORK HARD EACH DAY TO MAKE AUSTIN WHAT IT IS AND WHAT IT WILL BE TOMORROW. WITH THESE ORDINANCES, AUSTIN WILL BE A CITY WHERE WE WILL ALWAYS FEEL THAT EMOTIONAL SENSE OF SECURITY AND SAFETY. AND VISITORS WILL FEEL THE SAME WAY EVEN IN THE UNFAMILIAR SURROUNDINGS. I KNOW FIRST HAPBTD OF TWO VISITORS THAT WILL NOT BE BACK TO OUR GREAT CITY BECAUSE THEIR EMOTIONAL SENSE OF SECURITY AND SAFETY HAVE BEEN VIOLATED. THIS DOES NOT INCLUDE A GUEST WHO WAS RECENTLY MUGGED. OUR CITY IS NOT SO GREAT IN THEIR EYES. WE ALL KNOW FIRSHAND OF THE RECENT TRAGEDIES INCLUDING HURRICANE KATRINA THAT ONCE THE SENSE OF SECURITY AND SAFETY IS GONE IT WILL TAKE YEARS TO TO BUILD BACK THAT TRUST, IF IT CAN BE BUILT BACK AT ALL. AND IT WILL HAVE MUCH GREATER EFFECT ON MANY MORE PEOPLE THAN WE COULD EVER IMAGINE. MAYOR, CITY MANAGER AND COUNCILMEMBERS, THANK YOU FOR YOUR SUPPORT OF THESE ORDINANCES AND THANK YOU FOR MAKING AUSTIN WHAT IT WILL BE TOMORROW. THANK YOU.

Mayor Wynn: THANK YOU. [APPLAUSE]

Mayor Wynn: NEXT SPEAKER IS DOUGLAS GARRETT. TO BE FOLLOWED BY RICHARD TROXELL. DOUGLAS, A COUPLE OF FOLKS WANTED TO DONATE TIME. IS KEVIN WALKER OR LAUREN PORE IN? THE ROOM? YOU WILL HAVE UP THE SIX

PHEPBTSZ.

GOOD EVENING, MAYOR, MAYOR PRO TEM, CITY COUNCIL MY NAME IS DOUG GARRETT, GENERAL MANAGER OF THE HILTON AUSTIN. I JUST RECENTLY ASSUMED THE ROLE BUT EVEN THOUGH I HAVE BEEN IN AUSTIN WORKING AT THE HOTEL AND HAVE THE OPPORTUNITY TO HAVE LIVED IN AUSTIN THE LAST TWO YEARS. PART OF THAT SOME OF YOU I BELIEVE KNOW THAT I HAD THE OPPORTUNITY TO SPEND NINE YEARS IN NEW YORK CITY BEFORE COMING TO AUSTIN. AND I JUST WANT TO SHARE THE AMAZING IMPACT THAT THAT CITY EXPERIENCED FROM SOME OF THE PUBLIC ORDINANCE -- ORDER ORDINANCES THAT WERE PUT IN PLACE BACK IN THE EARLY TO MID 90s. TODAY NEW YORK IS RECOGNIZED AS ONE OF THE SAFEST, MOST ROBUST CITIES IN THE UNITED STATES. A LOT OF THAT IS BECAUSE OF SOME OF THAT FORESIGHT. AS FOR AUSTIN, I WOULD LIKE TO CONGRATULATE THE CITY ON THE OUTSTANDING EFFORTS MADE TO DEVELOP THE CONVENTION AND TOURISM MARKET LOCALLY. THE SUCCESS OF OUR -- THAT OUR HOTEL IS EXPERIENCING IS A TRIBUTE TO THE VISION AND HARD WORK OF MANY WHO SUPPORTED THE DEVELOPMENT. MANY OF YOU FROM THE COUNCIL ARE PART OF THAT. I'M GLAD TO REPORT THAT THE RESPONSE FROM CUSTOMERS TO DATE ON AUSTIN OVERALL HAS BEEN VERY, VERY POSITIVE. WITH ALL THE ENERGY AND MONEY SPENT, WE MUST APPROVE THE PUBLIC ORDINANCES IN ORDER TO ENSURE OUR VISITORS SEE THE BEST AND RECEIVE THE BEST AUSTIN HAS TO OFFER. THIS IS NOT ONLY MY OPINION BUT ALSO THAT OF MANY OF OUR CUSTOMERS. TOM TALKED ABOUT A COUPLE THAT HE HAD. I WANT TO READ AN EXCERPT OF A LETTER WE RECEIVED FROM A MEETING PLANNER WHO WAS HERE THIS PAST FEBRUARY. AND THIS IS PRIOR TO THEIR ARRIVAL. AND IT GOES, QUOTE, I'M A MEETING AND EVENT MANAGER AND WORK WITH COMMODITY CLASSIC TO HELP PLAN AND EXECUTE THEIR ANNUAL CONVENTION. THIS PAST WEEK WE VISITED STEPB FOR PRE-PLANNING OF OUR MEETING SCHEDULED FOR FEBRUARY 2005. AS PART OF THE PLANNING PROCESS, HI THE OPPORTUNITY TO VISIT OPPORTUNITY ON SEVERAL OCCASIONS AND UNFORTUNATELY NOT BEEN ABLE TO STAY IN HILTON DUE

TO SOLD OUT SITUATIONS. ALTHOUGH THAT SOUNDS
SADDAM HUSSEIN, ITSAD, IT HAS GIVEN ME A CHANCE TO
STAY IN OTHER PLACES. I WANT TO HIGHLIGHT A SENTENCE.
THIS IS MY THIRD VISIT TO AUSTIN. I HAVE SEEN THE
DIFFERENCE IN THE DOWNTOWN AREA AND HAVE
CONCERNS. I AM NOT SURE IF IT IS A CHANGE IN SEASONS
OR THE CITY, BUT IT APPEARS THE CITY IS NOT AS CLEAN.
THE LAST VISIT I WAS APPROACHED SEVERAL TIMES WHILE
ON SIXTH STREET AND -- BY HOMELESS REQUESTING
POCKET CHANGE AND ONCE IN THE WAREHOUSE DISTRICT
BY A TEENAGER. NOT WHAT I WOULD EXPECT IN THE CITY
THAT I'M COMING TO. ANOTHER POST-CONVENTION SURVEY
SAID, QUOTE, UNQUOTE, WE WERE TOLD THE CITY OF
AUSTIN IS ONE OF THE SAFEST CITIES, HOWEVER THE AREA
AROUND AUSTIN DIDN'T SEEM SAFE. [INAUDIBLE] HARD
HREUFPLT OUR SECURITY TEAM SINCE WE'VE BEEN OPEN
DEALS ON AN AVERAGE OF THREE INCIDENTS OF
PANHANDLING DAILY. OVER 1100 A YEAR. JUST ON OUR
PROPERTY. AS I PREVIOUSLY MENTIONED, AUSTIN HAS
DONE SO MUCH TO DEVELOP THIS MARKET. WE ARE POISED
TO CONTINUE TO GROW. HOWEVER, IT TAKES THIS STEP
AND I ASK ON BEHALF OF THE HILTON, I ASK FOR YOUR
SUPPORT IN ITEM 29. AND I OFFER MY SUPPORT TO YOU.
THANK YOU. [ONE MOMENT, PLEASE, FOR CHANGE IN
CAPTIONERS]

SO SET THE TIME. SET THE CLOCK FOR 18 MINUTES.

THANK YOU, SIR.

Mayor Wynn: YOU'RE WELCOME.

AND BY THE POWER VESTED IN ME AS MAYOR OF
AUSTINVILLE, TO THE LIONS WE HAVE GIVEN COURAGE,
HAVE COURAGE TO DO THE RIGHT THING. AND TO THE TIN
MAN WE HAVE GIVEN A HEART. A HEART TO DO UNTO
OTHERS AS YOU WOULD HAVE THEM DO UNTO YOU. AND TO
THE SCARE CROW WE HAVE GIVEN A BRAIN.

I'M NOT SMART ENOUGH -- AND I'M SMART ENOUGH TO KNOW
IF YOU PAY PEOPLE A LIVING WAGE THEY CAN WORK
THEMSELVES OFF THE STREETS.

EXCELLENT, EXCELLENT. WHAT ABOUT THE BUSINESSMAN?
WHAT SHALL WE GIVE THE BUSINESSMAN? HOW WILL THE
BUSINESSMAN EVER FIND HIS WAY?

MY COMPASS.

A TOTO, HOW WILL THE BUSINESSMAN EVER FIND HIS WAY, A
TOT ORKS HOW WILL THE BUSINESSMAN EVER FIND HIS
WAY?

WHAT, WHAT DID YOU SAY?

A COMPASS? AFEIN LADD, A SMART LADD.

A COMPASS, A GRID.

WHY, WE'LL GIVE HIM A MORAL COMPASS TO HELP HIM FIND
HIS WAY! AND IN THIS WAY EVEN IF A FEDERAL
GOVERNMENT HELD THE BUSINESSMAN -- TELLS THE
BUSINESSMAN THAT IT'S OKAY TO PAY PEOPLE \$5.15 AN
HOUR, HE'LL KNOW THAT THAT'S NOT ENOUGH FOR THEM TO
AFFORD BASIC FOOD, CLOTHING AND SHELTER IN THIS CITY.
AND IT'S REPREHENSIBLE AND IMMORAL THAT YOU SHOULD
INVOLVE THE GOOD CITIZENS OF AUSTINVILLE AND THE
GOOD CITY COUNCIL OF AUSTINVILLE IN CRIMINAL LIESING
THE CONDITION OF PEOPLE WHO FOUND THEMSELVES
HOMELESS.

DO THE RIGHT THING, DO THE RIGHT THING!

YOU'RE RIGHT. YOU'RE RIGHT. I'LL DID GOOD AND I'LL NEVER
-- I'LL DO GOOD AND I'LL NEVER BE LOST IN DARGNESS --
DARKNESS OF GREED AGAIN.

YEA!

OH, AND WE UNDERSTAND THAT THIS CITY COUNCIL HAS
DONE THE RIGHT THING, THAT THIS CITY COUNCIL HAS DONE
THE RIGHT THING ALONG WITH THE TRAVIS COUNTY
COMMISSIONERS COURT AND THEY'VE ENDORSED THE
UNIVERSAL LIVING WAGE. WE WANT TO PRESENT THEM
EACH WITH A MINIATURE MORAL COMPASS.

THANK YOU, SIR.

SO YOU DON'T FORGET. I'VE KEPT ONE, I'VE KEPT ONE OF THE MORAL COMPASSES BECAUSE IT'S ENCUMBENT UPON ALL OF US TO DO THE MORAL RIGHT THING. TO DO THE RIGHT THING. ALL RIGHT. BOYS AND GIRZ, IT'S TIME FOR US TO SADDLE UP AND HEAD DOWN THE YELLOW BRICK ROAD.

FOLLOW THE YELLOW BRICK ROAD?

YES, FOLLOW THE YELLOW BRICK ROAD!

FOLLOW THE YELLOW BRICK ROAD.

YES! NO, ON SECOND THOUGHT, LET'S GO A DIFFERENT WAY THIS TIME. LET'S TAKE THE MORAL HIGH ROAD. UNIVERSAL LIVING WAGE! UNIVERSAL LIVING WAGE! [APPLAUSE] UNIVERSAL LIVING WAGE! UNIVERSAL LIVING WAGE!

UNIVERSAL LIVING WAGE! UNIVERSAL LIVING WAGE!
UNIVERSAL LIVING WAGE. UNIVERSAL LIVING WAGE! [APPLAUSE]

Mayor Wynn: LET'S SEE WHO GETS TO TALK. -- WHO GETS TO FOLLOW THAT UP. OKAY. SO COOKIE RUIZ YOU GET TO FOLLOW THAT UP. WELCOME. AND FOLKS ALSO WANT TO DONATE TIME FOR YOU TONIGHT. CARLIN WIT, WILLIAM SHEFFIELD OR MARK BEST. ARE ANY OF THOSE GUYS HERE. YOU WILL HAVE THREE MINUTES. WELCOME.

I FEEL A LITTLE LIKE THE WICKED WITCH OF THE WEST, PERHAPS. AT ANY RATE, MY NAME IS COOKIE RUIZ AND --

Mayor Wynn: YOU'RE GLENDA THE GOOD WITCH, RIGHT?

I'M EXECUTIVE DIRECTOR OF BALLET AUSTIN. BALLET AUSTIN HAS BEEN A VIABLE BUSINESS IN OUR COMMUNITY FOR ABOUT 49 YEARS. AND IN OCTOBER OF 2002 IT WAS VERY IMPORTANT TO US TO MOVE INTO OUR CENTRAL BUSINESS DISTRICT AND SO IN ORDER TO DO THAT WE PURCHASED A BUILDING THAT'S EXACTLY FOUR MINUTES WALKING FROM THIS SITE, EXACTLY TWO BLOCKS WEST OF BLOCK 21. WE'RE REALLY PROUD TO BE A PART OF THE

CENTRAL BUSINESS DISTRICT, THE KEY MEMBERS OF THE DOWNTOWN AUSTIN ALLIANCE AND REALLY, REALLY ENJOY AND FEEL IT'S SUCH AN IMPORTANT PART ABOUT BECOMING AN ACCEPTABLE PART OF OUR COMMUNITY. IN JUNE WE MOVED OUR ADMINISTRATIVE SECTION OF OUR BUSINESS INTO THIS BUILDING HERE AND THE REST OF OUR BUSINESS IS AWAITING OUR FUND-RAISING AND RENOVATION. SINCE JUNE OF 2004 WE HAVE HAD VISITORS TO OUR BUILDING AND MEMBERS OF MY STAFF HAVE HAD THEIR CARS BROKEN INTO 11 TIMES. AND THAT'S IN 16 MONTHS. WHEN CALLS ARE MADE, BECAUSE THE ORDINANCES ARE CURRENTLY NOT ENFORCEABLE, THERE REALLY IS NO HELP. AND SO IN -- AS AN EMPLOYER AND AS A BUSINESS PERSON IT'S VERY DIFFICULT TO BE IN THAT SITUATION TO KNOW IF THE CURRENT ORDINANCES ARE NOT ENFORCEABLE IN THAT REGARD TO TRY AND GIVE US ANY ASSISTANCE. WE ARE IN THE PROCESS OF BRINGING THE FOURTH LARGEST CLASSICAL WILL BALLET SCHOOL IN THE COUNTRY INTO OUR SPRAL BUSINESS DISTRICT AND THAT'S THE POINT OF OUR RENOVATION. WE WILL BE BRINGING MANY CHILDREN INTO THE CENTRAL BUSINESS DISTRICT ALONG WITH THE CHILDREN'S MUSEUM WHICH WILL BE IN BLOCK 21 AND THERE WILL BE A HIGH DENSITY OF CHILDREN IN THIS AREA, AND WE REALLY WANT TO BE ABLE TO DO THAT AND KNOW THAT THEY WILL BE SAFE. SO WE ARE VERY MUCH IN FAVOR OF SUPPORT OF THESE ORDINANCES. WE DO AGREE THAT THIS IS A FAMILY, BUT SOME MEMBERS OF OUR FAMILY ARE OUT OF CONTROL. SO WE SEEK YOUR SUPPORT AND WE ASK THAT YOU SUPPORT THE ORDINANCE. THANK YOU.

Mayor Wynn: THANK YOU. THE NEXT SPEAKER IS DAN GARNER. QUK, SIR. YOU WILL -- WELCOME, SIR. YOU WILL BE FOLLOWED BY GLEN WEST. IS LISA VARGAS OR GARY MANLY HERE? OKAY. SO DON, YOU WILL HAVE UP TO THREE MINUTES, THANK YOU.

MAYOR, MAYOR PRO TEM, COUNCIL AND CITY MANAGER, IN DON GARNER AND HERE REPRESENTING THE PECAN STREET OWNERS' ASSOCIATION. WE REPRESENT OVER 100 PROPERTY OWNERS IN THE NATIONAL REGISTER DISTRICT CREATED IN THE HISTORIC EAST SIXTH STREET -- ON HISTORIC EAST SIXTH STREET. OUR NEWLY CREATED GROUP IS WORKING TO IMPROVE THE EAST SIXTH STREET

ENTERTAINMENT DISTRICT. OUR VISION IS TO CREATE A VIBRANT STREET WITH A THRIVING NIGHT LIFE AND AN ACTIVE DAYTIME. OUR VISION OF LIVE MUSIC, RESTAURANTS, SHOPS AND GALLERIES. OUR VISION WHERE THE PEOPLE IN THIS TOWN RECOGNIZE THERE'S SOMETHING FOR THEM TO EAST SIXTH STREET. PUBLIC ORDER AND PUBLIC SECURITY ARE VITAL IN ACHIEVING OUR VISION. WE NEED TO IMPROVE PUBLIC ORDER FROM WHERE WE ARE NOW. THE BOARD OF THE RECAN STREET OWNER'S ASSOCIATION MET AND VOTED UNANIMOUSLY TO SUPPORT THESE MODIFICATIONS OF THE PUBLIC ORDER ORDINANCES. WE ASK YOU TO DO THE SAME AND APPROVE THE PROPOSED MODIFICATIONS AS ONE NECESSARY STREET IN MAKING SIXTH STREET AND DOWNTOWN AN AREA ALL AUSTINITES CAN BE PROUD OF.

Mayor Wynn: THANK YOU. WELCOME MR. WEST. AGAIN SOME FOLKS HAVE OFFERED TO GIVE YOU TIME, GLEN. IS FEDERER, CINDY NAIL, ROMAN TREJO OR PAT FAIR HERE? IF NOT, THEY WILL ALL BE SHOWN IN SUPPORT OF THE ORDINANCE. YOU HAVE THREE MINUTES AND WILL BE FOLLOWED BY WILLIAM FIELDING.

THANK YOU, MR. MAYOR AND MEMBERS OF THE CITY COUNCIL, MADAM CITY MANAGER. MY NAME IS GLEN WEST AND I'M HERE IN MY CAPACITY AS THE CHAIRMAN ELECT OF THE AUSTIN CONVENTION AND VISITORS BUREAU BOARD OF DIRECTORS. ON BAFT OF THE BOARD I HOPE YOU WILL HELP IMPROVE PUBLIC ORDER IN OUR CENTRAL BUSINESS DISTRICT. ALL OF US KNOW HOW IMPORTANT REPUTATIONS ARE. CERTAINLY THOSE OF YOU IN THE PUBLIC EYE AND PUBLIC OFFICE KNOW THE IMPORTANCE OF A GOOD REPUTATION. AUSTIN HAS A GOOD REPUTATION TODAY. WE CAN BE PROUD OF THAT. PEOPLE WANT TO COME TO OUR CITY. FROM ALL ACROSS THE COUNTRY PEOPLE WANT TO VISIT AUSTIN, WANT TO BRING THEIR CONVENTIONS HERE, WANT TO SPEND THEIR VACATION TIME HERE. AND YET WE ALSO KNOW THAT ONE OR TWO UNFORTUNATE INCIDENTS COULD HAVE ENORMOUS IMPACT ON THAT REPUTATION AS EVIDENCED A FEW YEARS AGO BY THE CITY OF MIAMI AND THE THINGS THAT WERE HAPPENING THERE WITH VISITORS AND CONVENTIONS COMING TO THEIR COMMUNITY. AND SO WE BELIEVE THESE ORDINANCES HELP US TO MAINTAIN AND

ENSURE THAT AUSTIN WILL HAVE A POSITIVE REPUTATION IN THE FUTURE. ALL OF US ARE IN THE CONVENTION AND VISITOR BUSINESS. INDEED, THE CITY OF AUSTIN PLAYS A SUBSTANTIAL ROLE IN SUPPORTING THAT INDUSTRY WITH MANY FACILITIES THAT ARE IMPORTANT TO OUR VISITORS, NOT THE LEAST OF WHICH IS A MAGNIFICENT NEW CONVENTION CENTER. YOU'VE HEARD SEVERAL STORIES OF DIFFICULTIES AND PROBLEMS THAT PEOPLE HAVE HAD. WE'VE HAD THAT AT THE BUREAU TOO AT OUR VISITOR CENTER ON EAST SIXTH STREET, A CENTER THAT ATTRACTS OVER 125,000 PEOPLE A YEAR. SOME OF THE MORE AGGRESSIVE PANHANDLERS HAVE IDENTIFIED THAT AS A PLACE PEOPLE COME, SO NOW THEY PARK OUTSIDE THE BUILDING AND ARE ABLE TO PREY UPON THE VISITORS TO THE CENTER. RECENTLY ONE OF THOSE PANHANDLERS ELECTED TO COME INTO THE CONVENTION CENTER, SAT DOWN AND BEGAN TO REMOVE HER CLOTHING, WHICH CREATED A PROBLEM FOR US OBVIOUSLY. WE THINK THIS IS IMPORTANT LEGISLATION AS WE CONTINUE TO BUILD AND PROSPER IN OUR CENTRAL BUSINESS DISTRICT AND WE ASK FOR YOUR SUPPORT OF MOVING AHEAD AND ENSURING THAT WE DO ALL THAT WE CAN TO SEE THAT WE HAVE THE PROPER PUBLIC SAFETY IN OUR DOWNTOWN. THANK YOU. [APPLAUSE]

Mayor Wynn: THANK YOU, MR. WEST. WILLIAM FIELDING. □□ WELCOME. IS PAM THERE WITH YOU? SO WILLIAM, YOU HAVE UP TO SIX MINUTES IF YOU NEED IT AND YOU WILL BE FOLLOWED BY -- HANG ON A SECOND -- JENNIFER GALE. WELCOME.

THANK YOU VERY MUCH. MY NAME IS BILL FIELDING. I LIVE AND WORK DOWNTOWN AT 706 AND 708 CONGRESS. WE PUT OUR LIFE SAVINGS INTO TWO BUILDINGS THERE, MORE THAN OUR LIFE SAVINGS BECAUSE WE BORROWED A LITTLE MONEY AS WELL. WE REVITALIZED ONE OF THE BUILDINGS THAT WAS LITERALLY A DEATH TRAP. AND WE HAD TO COMPLY WITH MANY CITY CODES, WHICH IT REALLY MADE, AND ONE POINT THAT HASN'T BEEN MADE YET, IS HOW DIFFICULT IT IS WHEN YOU ARE A BUSINESS OWNER DOWNTOWN AND ALL THE REGULATIONS THAT YOU HAVE TO GO THROUGH. AND YET WHEN WE'RE FACED WITH A PROBLEM LIKE WE'RE TALKING ABOUT TONIGHT, IT SEEMS

LIKE NO ONE WILL ENFORCE WHAT JUST SHOULD BE COMMON SENSE. THE THINGS THAT ARE HAPPENING I'VE BEEN THREATENED. I ASKED SOMEONE TO PLEASE MOVE NOT VERY LONG AGO THAT WERE RIGHT UNDER THE NO TRESPASSING SIGN. HE TOLD ME HE WOULD KILL ME. CAME RIGHT UP TO MY FACE, SAID I KILL PEOPLE, REPEATED THAT THREE OR FOUR TIMES. LAST WEEK WE HAD BOTH OUR CARS BROKEN IN, THE WINDOWS SMASHED, EVERYTHING TAKEN OUT OF THE CARS. OUR DAUGHTER HAS BEEN SPIT ON, HAS BEEN SWORN AT. HER BUSINESS, CALLED PAPER AND INK, IT'S AT 706 CONGRESS. I WOULD ENCOURAGE ANY OF YOU AS COUNCILMEMBERS TO MAYBE TRY TO TALK TO HER. TOMORROW WOULD BE A GOOD DAY. THAT'S HER LAST DAY OF BUSINESS. SHE'S CLOSING HER BUSINESS. IT'S NOT JUST BECAUSE OF THE HOMELESS PROBLEM, BUT THAT CERTAINLY CONTRIBUTED TO IT. THERE'S VERY LITTLE STREET TRAFFIC IN TERMS OF WALKING INTO STORES. SHE'S HAD CLIENTS TELL HER THAT SHE WON'T COME BACK. CLIENTS TELL HER THEY WON'T COME DOWNTOWN THAT SHE DOES SPECIAL ORDERS FOR BECAUSE THEY DON'T WANT TO HAVE TO WALK OVER THE HOMELESS PEOPLE THAT WILL SIT IN THE DOORS, THAT WILL ASK FOR MONEY. TODAY ALONE WALKING DOWN CONGRESS I WAS ASKED FOUR TIMES FOR MONEY FOR WHETHER THE STANDARD DEAL IS I NEED MONEY FOR A BUS TICKET. OBVIOUSLY IT'S PROBABLY FOR DRUGS OR ALCOHOL. MOST OF THE TIMES WE ENCOUNTER PEOPLE THAT ARE SLEEPING IN OUR BACK ALLEY OR BEHIND OUR BUILDING, THEY'RE INTOXICATED AND THEY ARE -- AND WE TRY TO BE VERY NICE. IT'S A LITTLE HARD TO BE NICE TO THE OTHER -- THE OTHER WEEK THERE WAS A PERSON WHO WAS -- A GUY THAT WAS DRESSED AS A WOMAN SHAVING HIS LEGS AGAIN RIGHT UNDER THE NO TRESPASSING SIGN. I THINK THE LANGUAGE THAT WE'RE TALKING ABOUT IS GREAT TO GET A CHANGE, IF THAT'S WHAT'S NEEDED. I THINK IT WILL DO VERY LITTLE GOOD. WHAT'S -- WHAT HAS TO HAPPEN, PEOPLE HAVE TO USE COMMON SENSE. THEY HAVE TO ENFORCE THE LAW. I HAVE ASKED POLICE, PEOPLE THAT I WILL FILE CHARGES, I'D LIKE TO FILE CHARGES WHEN THE GUY SAID HE WOULD KILL ME. I THINK THAT WAS REASON ENOUGH TO SAY I WOULD LIKE TO FILE CHARGES. NOTHING HAPPENED. THE ALLEYS STING. EVERY TIME I WALK IN OUR BACK DOOR I SMELL THE

URINE. THE CITY DOES NOT FOLLOW THROUGH ON CLEANING THE ALLEYS. WE'VE WRITTEN THREE LETTERS. WE HAD ONE LETTER IN 2003 SIGNED BY 25 BUSINESS PEOPLE. I'M VERY DISAPPOINTED TONIGHT THERE AREN'T MORE PRIVATE BUSINESS PEOPLE HERE, BUT SAYING ALL THIS, I WOULD ALSO SAY WE'RE NOT GOING TO GIVE UP ON DOWNTOWN. WE THINK IT GREAT THAT THERE'S MORE RESIDENTIAL COMING. WE'RE COMMITTED TO IT. WE BOUGHT THE BUILDINGS FIVE YEARS AGO. WE'RE GOING TO LIVE DOWNTOWN. WE'D LIKE TO BE PROACTIVE. I USED TO BE WHEN I LIVED IN KANSAS ON THE BOARD OF THE SALVATION ARMY. I UNDERSTAND SOME OF THE PROBLEM, VERY SYMPATHETIC TO IT. I THINK THERE ARE SOLUTIONS. I THINK YOU ALL HAVE TO WORK ON THOSE SOLUTIONS AND BE PROACTIVE. THERE WERE A LOT OF COMPLIMENTS TONIGHT. I THINK FRANKLY IN THIS RESPECT AND THE SUBJECT WE'RE TALKING ABOUT NOW, I THINK YOU ALL HAVE DONE A TERRIBLE JOB. I THINK IT'S GOTTEN WORSE. IT'S NOT GETTING BETTER. AND YOU JUST HAVE TO HAVE PEOPLE GIVE THEM THE SUPPORT TO ENFORCE THE LAWS. THE OTHER POINT, YOU CAN'T BE AS EASY ON THE PROBLEM AS WHAT YOU'RE BEING. YOU LOOK THE OTHER WAY. YOU AVOID THE CONFRONTATION. YOU BLAME IT ON EITHER BUDGET RESTRAINT OR NOT ENOUGH JAIL SPACE OR WHATEVER IT MAY BE, BUT THE PEOPLE WHEN THEY'RE HOMELESS IT IS A PROBLEM. BUT I DON'T KNOW WHAT THE STATISTICS ARE. I SAW SOME OF THEM. AND A BIG PERCENTAGE CAN WORK, AND THIS WHOLE RIDICULOUS THING ON LIVING WAGE, I CAME FROM A BUSINESS THAT'S EIGHT HOURS NORTH OF HERE, IF ANYONE WANTS TO GO, THEY'RE PLEADING FOR PEOPLE AT NINE DOLLARS AN HOUR, AND ALL YOU HAVE TO DO IS HAVE THE SKILLS TO SWEEP THE FLOOR. THERE ARE MANY BUSINESSES IN THE UNITED STATES THAT ARE VERY CLOSE TO AUSTIN THAT YOU CAN EARN NINE TO \$10 AN HOUR. SO YOU CAN EARN A LIVING WAGE. AND MAYBE YOU HAVE TO GO SOMEWHERE. I MOVED 12 TIMES IN MY CAREER BECAUSE I WENT WHERE I HAD TO TO EARN THE MONEY THAT I WANTED TO EARN. SO YOU CAN'T LOOK THE OTHER WAY, YOU HAVE TO HOLD PEOPLE ACCOUNTABLE. IT'S NOT OKAY THAT THEY DESTROY THE PROPERTY VALUE. IT'S NOT OKAY THAT THEY DAMAGE YOUR CARS OR YOUR APARTMENTS. WE HAD AN

APARTMENT WHERE THEY TORE THE SIDING OFF OF IT IN ORDER TO SELL THE SIDING. AND JUST -- IT COULD GO ON AND ON AND ON AND YOU'VE ALREADY HEARD THE PROBLEMS. BUT AS AN INDIVIDUAL, NOT AS A COMPANY, NOT AS -- JUST SOMEONE WHO LOVES AUSTIN, IS GOING TO RETIRE HERE, WILL PUT OUR HEARTS AND SOULS INTO HELPING THE SITUATION. AND IN TERMS OF A SOLUTION, I'D ADD ONE RIGHT AWAY BECAUSE THIS WOULD MAYBE OFFSET BUDGET PROBLEMS. I THINK WHEN WE PAY TAXES, IF WE'RE VANDALIZED, IF WE'RE LOSING BUSINESS, IF WE HAVE TO CLEAN UP THE SIDEWALK BECAUSE THE CITY WON'T CLEAN THE SIDEWALK, JUST LET US REDUCE OUR TAXES AND THEN HAVE A BILL OR KNOW WHAT THAT NUMBER IS AT THE END OF THE YEAR THAT THESE BUSINESSES DEDUCT IT -- [BUZZER SOUNDS] I'LL GIVE YOU AN ITEMIZED STATEMENT. I'LL GIVE YOU THE BILL TO REPAIR OUR WINDOWS, TO CLEAN UP THE SIDEWALKS, WILL ALLEY FROM THE YOU URINE THAT'S THERE WHEN WE SEE PEOPLE THAT ARE URINATING OR MASS STUR BAITING OR EXPOSING THEMSELVES OR DOING THE THINGS RIGHT IN THE BACK OF OUR STORE, AND WE'RE ON CONGRESS. AND IT'S NOT ONLY THAT I SEE IT AND MY FAMILY SEES IT AND IT'S IMPACTED MY DAUGHTER AND HER BUSINESS, IT'S THAT TOURISTS SEE IT AND OTHER PEOPLE IN THE WORLD SEE IT. AND AUSTIN IS DOING A LOUSY JOB ADDRESSING IT. SO PEOPLE WILL HELP. PEOPLE WILL DO THINGS, BUT FIRST YOU HAVE TO JUST ENFORCE WHAT SHOULD BE HAPPENING. AND I WOULD JUST PLEAD WITH YOU TO PLEASE DO THAT SO WE CAN IN FACT STAY IN AUSTIN. THANK YOU. [APPLAUSE]

Mayor Wynn: JENNIFER GALE? SHE SIGNED UP WISHING TO SPEAK IN OPPOSITION. OUR NEXT SPEAKER IS ELLEN PARK. WELCOME. YOU WILL HAVE THREE MINUTES. YOU WILL BE FOLLOWED BY CELESTE MOYERS.

MR. MAYOR, MAYOR PRO TEM, COUNCILMEMBERS AND CITY MANAGER. MY NAME IS ELLEN PARK. I'M HERE TO SUPPORT THE PASSAGE OF THE ORDINANCES BEFORE THE COUNCIL REGARDING PUBLIC SOLICITATION. I'VE BEEN A SOUTH AUSTIN RESIDENT AND HOMEOWNER FOR 20 YEARS. MORE IMPORTANTLY, I'M THE MOTHER OF TWO CROCKETT HIGH SCHOOL STUDENTS. MY HUSBAND AND I ARE ACTIVE PARENT VOLUNTEERS AT CROCKETT AND WE'RE

CONCERNED FOR THE SAFETY OF THE CROCKETT STUDENTS AND THE RESIDENTS OF SOUTH AUSTIN. AN OVERVIEW, CROCKETT HIGH SCHOOL IS LOCATED AT THE INTERSECTION OF MANCHACA ROAD AND STASSNEY. MANY STUDENTS RELY ON CAPITAL METRO FOR TRANSPORTATION TO AND FROM SCHOOL. DEPENDING ON WHAT EXTRACURRICULAR SCHOOL ACTIVITIES THE STUDENT IS INVOLVED IN AT CROCKETT THE ARRIVAL AND DEPARTURE TIME VARIES BY SEVERAL HOURS, FOR EXAMPLE, ARRIVAL TIME CAN RANGE FROM 7:00 TO 9:00 A.M. AND DEPARTURE TIME CAN RANGE FROM 4:30 TO 8:00 P.M. OUR PROBLEM IS THERE IS A GROUP OF HOMELESS MEN THAT ARE LIVING AT THE INTERSECTION OF MANCHACA ROAD AND STASSNEY. THEY HAVE BEEN THERE FOR OVER TWO YEARS. THESE ARE NOT HURRICANE KATRINA VICTIMS. THESE HOMELESS MEN HAVE DECIDED THAT THEY OWN THE BUS STOPS, SIDEWALKS, CENTER MEDIANS AND ALL OTHER PROPERTY LOCATED AT THIS INTERSECTION. THE BUS STOPS ARE LOCATED BY THE PUBLIC LIBRARY ON MANCHACA ROAD. ALL OF THIS AREA IS WITHIN A DESIGNATED SCHOOL ZONE FOR TRAFFIC PURPOSES. BECAUSE THE HOMELESS MEN HAVE BEEN THERE FOR SO LONG, I BELIEVE IT IS SAFE TO MAKE THE ASSUMPTION THAT THEY MAY HAVE CRIMINAL BACKGROUNDS AND/OR MENTAL PROBLEMS PREVENTING THEM FROM GETTING A HOME OR WORK. IT IS ALSO POSSIBLE THAT THEY ARE SEX OFFENDERS AND ARE NOT REGISTERED. THE TRUTH IS WE DON'T KNOW. HOWEVER, I BELIEVE WE ARE RISKING THE SAFETY OF CHILDREN AND THAT MAKES THE STAKES WAY TOO HIGH TO BE LEFT TO GUESSWORK. STUDENTS ARE HARASSED FOR THEIR LUNCH MONEY BY DRUNKEN AND BELLIGERENT MEN AT THE BUS STOP DURING THEIR MORNING ARRIVAL TO SCHOOL. SOME OF THE STUDENTS ARE NO MORE THAN 14 YEARS OLD. ADDITIONALLY, STUDENTS ARE UNABLE TO WAIT AT A SAFE ZONE IN THE BUS STOP FOR THE EVENING RIDE HOME BECAUSE THE HOMELESS MEN HAVE SET UP CAMP AT THE BUS STOP. ADDITIONALLY, OTHER CAPITAL METRO RIDERS ARE UNABLE TO UTILIZE THE BUS STOPS AS WELL BECAUSE ONCE AGAIN THEY HAVE SET UP A CAMP. THEY LEAVE BAGS AND CAMP EQUIPMENT AT THE BUS STOPS WHEN THEY GO TO THE STREET CORNERS TO BEG FOR MONEY. WE ASSUME IT IS THEIR POSSESSIONS THAT ARE LEFT AT THIS BUS

STOP, BUT WE REALLY DON'T KNOW, AND IN THIS DAY AND AGE OF HOMELAND SECURITY, IS IT REALLY GOOD TO ASSUME AN UNATTENDED BAG IS SOMEONE'S POSSESSION? THE NEW YORK SUBWAY SYSTEM IS SHUT DOWN FOR HOURS FOR THE VERY SAME THING, AN UNATTENDED BAG. THESE HOMELESS MEN ARE WALKING UP TO CARS, EITHER VERBALLY BEGGING OR SHOVING SIGNS CLOSE TO THE WINDOWS. AT TIMES THEY WILL BEGIN TO HARASS AND CUSS IF NO MONEY IS GIVEN. THIS IS A VERY AGGRESSIVE GROUP OF HOMELESS MEN AND THEY ARE GETTING MORE AND MORE AGGRESSIVE EVERYDAY. I'VE SEEN THE HOMELESS MEN DISPLAY PUBLIC DRUNKENESS, DRUG USE, URINATING IN PUBLIC AND CAMPING ON PUBLIC AND PRIVATE PROPERTY. ALL OF THIS ACROSS THE STREET FROM A HIGH SCHOOL. THE NEW SOUTH AUSTIN A.C.C. CAMPUS IS LOCATED AT THIS INTERSECTION ACROSS THE STREET FROM CROCKETT. A.C.C. SECURITY HAS HAD TO ISSUE WARNINGS AND ULTIMATELY ARREST THE MEN FROM TRESPASSING AND CAMPING ON THE PROPERTY. THIS IS A SITUATION THAT WE DEAL WITH DAILY, SEVEN DAYS A WEEK, BEGINS AROUND 7:00 A.M. AND IT CONTINUES TO AT LEAST NINE OR 10:00 A.M. EVERYDAY. THE AUSTIN POLICE DEPARTMENT, AISD POLICE, A.C.C. SECURITY AND CAPITAL METRO SECURITY HAVE BEEN NOTIFIED MULTIPLE TIMES FOR OVER A YEAR, AND ALL OF THE ENTITIES HAVE TAKEN WHATEVER MEASURES THAT THEY CAN UNDER THE, TO THEIR CREDIT.

Mayor Wynn: PLEASE CONCLUDE, YOUR TIME IS UP.

I DO NOT BELIEVE THAT A GROUP OF HOMELESS MEN HAVE MORE RIGHTS THAN THE TAX PAYING CITIZENS OF SOUTH AUSTIN AND MOST IMPORTANTLY THEIR CHILDREN. I DON'T WANT TO SEE A STUDENT GET HURT OR INJURED OR SEXUALLY ASSAULTED. PLEASE GIVE THE AUSTIN POLICE DEPARTMENT THE AUTHORITY TO KEEP ALL STUDENTS OF AUSTIN INDEPENDENT SCHOOL DISTRICT SAFE BYPASSING THESE ORDINANCES. LADIES AND GENTLEMEN, IT'S ALL ABOUT THE KIDS. THANK YOU FOR THE TIME.

Mayor Wynn: THANK YOU, MS. PARK. CELESTE MOYERS WILL BE FOLLOWED BY JEFF TRIGGER.

AS A CITIZEN OF AUSTIN I WANT PANHANDLERS REMOVED FROM THE STREETS. WHEN I'M WALKING HANDL PANHANDLERS FOLLOW ME ALL THE WAY DOWN THE STREET EVEN WHEN I TELL THEM TO LEAVE ME ALONE AND IT MAKES ME FEEL UNSAFE. THEY SHOVE THINGS IN MY FACE FOR SALE REPEATEDLY, AND THIS IS THE ONLY TIME IT HAPPENS I'VE BEEN CUSSSED OUT WHEN I REFUSE TO BUY ANYTHING OR TRY TO WALK AROUND THEM. WHILE IN MY CAR AT A STOPLIGHT THEY KNOCK ON MY WINDOW OR BEAT ON MY CAR. AGAIN, THIS MAKES ME FEEL UNSAFE. THEY ARE AN UNWELCOME DISTRACTION AND THEIR PRESENCE CONTRIBUTES TO DANGEROUS DRIVING CONDITIONS AS THEY CREATE A DISTRACTION FOR PEOPLE DRIVING BY. PANHANDLERS HANG OUT IN THE ALLEYWAY NEXT TO WHERE I WORK DOWNTOWN. THEY SLEEP BEHIND THE DUMPSTER AND SEVERAL OF THEM ALSO DIG THROUGH THE DUMPSTER. THEY SIT IN THE WALLY AAND CALL OUT TO ME AND SOMETIMES FOLLOW ME TO THE PARKING GARAGE. I FEEL UNSAFE ENTERING AND EXITING MY WORKPLACE. YESTERDAY THERE WERE HUMAN FEE CEASE IN THE RALLY - - FEE SEIZE IN THE -- FEE SEES IN THE ALLEYWAY AND THAT'S UNACCEPTABLE. I ASK YOU TO DO SOMETHING ABOUT IT. [APPLAUSE]

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

I THINK I HAVE MR. BRYCE'S TIME TOO, MAYOR.

Mayor Wynn: LET'S SEE. IS BILL HERE? HOW ABOUT KENT COLLINS, JILL SURE OR ROBERT MITCHELL?

THEY GAVE UP. I'LL GET SIX MINUTES. THANK YOU, SIR. THANK YOU, COUNCIL. I'M GOING TO THANK YOU AND CHALLENGE YOU FOR SIX MINUTES. FIRST I'D LIKE TO THANK YOU FOR ADDRESSING THE ISSUE OF WHAT IS THE APPROPRIATE BEHAVIOR IN OUR SHARED PUBLIC RIGHT-OF-WAY. THEN I'D LIKE TO CHALLENGE YOU TO ADDRESS THE PROBLEM OF CHRONIC HOMELESSNESS IN AUSTIN BECAUSE THERE'S NO ONE HERE IN THIS CHAMBER THAT BELIEVES THAT THESE ORDINANCES ARE GOING TO BE THE SOLUTION TO ENDING CHRONIC HOMELESSNESS. AND EVERYONE WISHES THAT WE WOULD. I'D LIKE TO THANK YOU FOR THE

MANNER IN WHICH YOU AND YOUR STAFF IN PARTICULAR ADDRESSED THE ISSUE OF WHAT IS APPROPRIATE AND FAIR BEHAVIOR IN OUR PUBLIC RIGHT-OF-WAY. A FAIR AND EFFECTIVE WAY OF APPROACHING THIS ISSUE. THE 38 CITY STUDY THAT YOU -- THAT I ASSUME MR. NEFFLER ADDRESSED EARLIER THIS EVENING. AND WHAT IT TOLD YOU IS THAT PEOPLE AROUND THE COUNTRY BELIEVE THAT IT'S INAPPROPRIATE TO APPROACH SOMEONE IN THE DARKNESS OF NIGHT AND ASK THEM FOR MONEY. IT'S SCARY, IT'S ALARMING TO THE PERSON BEING ASKED. PEOPLE AROUND THE COUNTRY FEEL THAT TO IMPEDE SOMEONE ELSE'S USE OF A SIDEWALK BECAUSE YOU DECIDE THAT YOU WANT TO SIT DOWN, LIE DOWN OR SLEEP WHEREVER AND WHENEVER YOU WANT IS NOT APPROPRIATE UNLESS OF COURSE YOU'RE QUEUEING IN LINE FOR AN EVENT OR SO ON. I WANT TO THANK YOU FOR BEING CAREFUL ABOUT THE UNINTENDED CONSEQUENCES OF ADDRESSING THE SENSITIVE ISSUE. YOU DID A LOT OF RESEARCH AND I'M PROUD OF THAT. YOU LEARNED ABOUT THE FACT THAT THERE'S FOOD IN MANY SOURCES ALL AROUND THIS COMMUNITY, FROM THE SALVATION ARMY TO CARITAS TO THE GENEROUS CHURCHES, MOBILE LOAFZ AND FISHES TO WHERE PEOPLE DON'T GO HUNGRY IN AUSTIN THAT WAY. YOU'VE LEARNED ABOUT THE EMERGENCY SHELTERS. ON FREEZE NIGHTS IN AUSTIN THERE'S NO ONE THAT NEEDS TO BE OUT IN THE COLD. THERE'S PLENTY OF ROOM, GENEROUS CHURCHES AND FACILITIES WE HAVE. AND WHEN YOU LEARN THAT THE ARTS WHICH YOU APPROPRIATED A GREAT DEAL OF FUNDS FOR, WAS IN FACT FILLED TO CAPACITY AT NIGHTTIME AND WHEN IT WAS CLOSED ON THE WEEKENDS AND WASN'T ALLOWED FOLKS IN THAT WANTED TO BE SERVED, R. YOU DUG DEEP IN THE POCKETS OF OUR FUNDS OF THE CITY AND MADE IT A TOP PRIORITY SO THAT THESE THINGS WOULD BE ADDRESSED, AND I'M PROUD OF THAT. AND I THANK YOU. BUT I WANT TO CHALLENGE YOU BECAUSE YOU ALL KNOW THAT IT'S NOT ENOUGH. WE AS A CITY AND OUR BELIEF SYSTEM SAYS THAT EVERYONE DESERVES A SAFE PLACE TO CALL HOME. AND THERE ARE MANY ORGANIZATIONS HERE WORKING VERY HARD ON THIS ISSUE. AND ALL OF THEM AND I SUPPORT A GENEROUS AFFORDABLE HOUSING ALLOCATION THAT'S UPCOMING IN THIS NEXT BOND ELECTION. I WANT TO

CHALLENGE YOU TO CONTINUE YOUR GOOD WORK ON ECONOMIC DEVELOPMENT ISSUES IN OUR CITY WHICH WILL LEAD TO VIABLE LIVING WAGE OPPORTUNITIES FOR ALL OF OUR WORKFORCE. AGAIN, I WANT TO THANK YOU FOR PROPERLY AND HUMANELY ADDRESSING THE ISSUE OF WHAT IS APPROPRIATE BEHAVIOR IN OUR SHARED PUBLIC RIGHT-OF-WAY. AND I SUPPORT THE ORDINANCE AS STAFF HAS WRITTEN IT. THANK YOU VERY MUCH. [APPLAUSE]

Mayor Wynn: THANK YOU, MR. TRIGGER. OUR NEXT SPEAKER WILL BE STACY YEATS, TO BE FOLLOWED BY ALLISON SMITH, TO BE FOLLOWED BY STACY GOMEZ. YOU WILL HAVE THREE MINUTES.

AS A MEMBER OF THE HOMELESS TASKFORCE I'M HERE AGAINST THE PROPOSED AMENDMENTS TO THE QUALITY OF LIFE ORDINANCES. I WASN'T AWARE OF THE SIGN-UP PROCESS, SO I THOUGHT SOMEONE ELSE WOULD COME BEFORE ME. THEY WILL EXPLAIN THE HOMELESS TASKFORCE RESOLUTION AND WHAT SAID. BUT I COME AS A CITIZEN TO SAY THAT I UNDERSTAND THE INTENT OF THE PROPOSED AMENDMENTS. I LIVED AND WORKED IN DOWNTOWN SAN FRANCISCO, A CITY THAT HAS LONG STRUGGLED WITH HOMELESS POPULATION AND OTHER POPULATIONS ON THE STREETS. I UNDERSTAND THE SAFETY ISSUES THAT PEOPLE HAVE EXPRESSED AND THEIR CONCERNS ABOUT THAT. AS WE VIEW THE CITY CODE, AND I'VE SEEN THAT A LOT OF THE BEHAVIORS THAT HAVE BEEN MENTIONED AND USED AS EXAMPLES ARE ALREADY A LOT OF THOSE BEHAVIORS ARE ALREADY ADDRESSED BY EXISTING CITY CODES AND LAWS. IF THOSE LAWS WERE PROPERLY ENFORCED, THEN I BELIEVE THAT A LOT OF THE BEHAVIORS THAT ARE PRESENTING CONCERNS WOULDN'T BE AS MUCH OF AN ISSUE. I ALSO -- I'M CONCERNED THAT THE CITY COULD CONSIDER ADDING THESE AMENDMENTS WHICH WILL BE SELECTIVELY ENFORCED, AND THAT WILL BE ENFORCED BASED ON PROFILING AND DISCRIMINATION BASED ON SOCIOECONOMIC INDICATORS SUCH AS THE WAY A PERSON IS DRESSED ON OR WHAT THEY'RE CARRYING. I DON'T BELIEVE THAT A POLICEMAN WILL COME AND TICKET MYSELF SITTING ON THE SIDEWALK. I BELIEVE THAT THEY WILL TICKET A PERSON THAT'S OBVIOUSLY HOMELESS SITTING ON THE SIDEWALK. THAT'S DISCRIMINATION. I'M

ALSO CONCERNED THAT THE CITY WOULD PASS THESE AMENDMENTS WITHOUT A FINANCIAL ANALYSIS, THAT THE IMPACT OF OUR LOCAL COURT AND JAIL SYSTEM. I HOPE THE CITY WOULD DO THIS FINANCIAL ANALYSIS AND UNDERSTAND THE INCREASED COST OF ENFORCING AMENDMENTS SUCH AS MAKING IT ILLEGAL FOR PEOPLE TO SIT DOWN ON THE SIDEWALK. AND I HOPE THAT THE CITY WOULD CHOOSE TO INSTEAD ALLOCATE THOSE RESOURCES TOWARDS ENFORCING CURRENT CODES AND TOWARDS ADDRESSING THE GAPS IN SERVICES IN MENTAL HEALTH, SUBSTANCE ABUSE AND HOUSING SERVICES. IF THE ORDINANCES ARE PASSED AND PEOPLE LIVING ON THE STREET ARE GIVEN TICKETS, THIS WILL IMPACT THAT PERSON'S ABILITY TO WORK THEMSELVES OUT OF HOMELESSNESS. IF A PERSON IS GIVEN A TICKET AND THEY CAN'T PAY THAT, THEN THAT TICKET TURNS INTO A WARRANT. IF A PERSON IS SERVED WITH A WARRANT AND THEN UP IN JAIL, THAT ENDS UP ON THEIR CRIMINAL HISTORY. I'VE WORKED WITH SINGLE AND FAMILY HOMELESS -- I'VE WORKED WITH INDIVIDUAL HOMELESS PEOPLE AND FAMILIES, AND I KNOW THAT ANY MARK ON A PERSON'S CRIMINAL BACKGROUND MAKES IT THAT MUCH HARDER FOR THEM TO GET EMPLOYED AND MAKES IT THAT MUCH HARDER FOR THEM TO GET INTO HOUSING. THESE AMENDMENTS WOULD MAKE IT MUCH, MUCH HARDER -- WOULD POSE MORE OBSTACLES TO PEOPLE WORKING THEMSELVES OUT OF HOMELESSNESS. THANKS FOR YOUR TIME.

Mayor Wynn: THANK YOU. ALLISON SMITH? WELCOME, ALLISON. YOU WILL HAVE THREE MINUTES AND BE FOLLOWED BY DAVID GOMEZ.

MY COMMENTS ARE GOING TO BE SLIGHTLY OUT OF ORDER BECAUSE DAVID WAS GOING TO READ THE HOMELESS TASKFORCE RESOLUTION PRIOR TO ME.

Mayor Wynn: DAVID IS WELCOME TO GO RIGHT NOW IF YOU'D LIKE. YOU CAN CALL DAVID.

MY NAME IS DAVID GOMEZ. THANKS FOR LISTENING TO WHAT I HAVE TO SAY TONIGHT. I BELIEVE IN CERTIFY RENTING AND THERE ARE NO COINCIDENCES AND IT'S NICE TO

FOLLOW THE PRESENTATION THAT YOU ALL HEARD EARLIER TODAY. BECAUSE BACK IN THE MID '90'S WE SET UP -- WHEN YOU FIRST ADDRESSED THESE ORDINANCES IN THE MID '90'S, YOU ALL ALSO RECOMMENDED OR THE CITY COUNCIL DID THAT THERE WOULD BE SOMETHING ESTABLISHED CALLED THE HOMELESS TASKFORCE AND IT WAS SUPPOSED TO BE MADE UP OF PEOPLE DOWNTOWN. AND WE'RE STILL MEETING EVERY MONTH AND WE WOULD HOPE THAT THE SAME COMMITMENT THAT YOU GUYS SET TOWARDS THE PRESENTATION THAT YOU HEARD EARLIER CAN BE SHIFTED BACK 10 YEARS AGO TO WHEN YOU HAD A SIMILAR COMMITMENT OR AT LEAST THE COUNCIL THEN HAD A SIMILAR COMMITMENT FOR US TO DO SOMETHING ABOUT HOMELESSNESS BECAUSE EARLIER TODAY IT WAS SAID THAT THESE HAD NOTHING TO DO WITH HOMELESSNESS AND YET EVERYTHING WE'RE HEARING IS THAT IT DID. AND BACK IN THE MID '90'S THE COUNCIL THEN SAID, YES, THIS IS ABOUT HOMELESSNESS SO LET'S CREATE A HOMELESS TASKFORCE AND, GUYS, TELL US WHAT WE NEED TO DO ABOUT THIS TO MAKE THIS PROBLEM GO AWAY. THE CITY MANAGER WAS QUOTED AS SAYING ON EARLIER PRESENTATION THAT LET'S NOT COME BACK IN FIVE YEARS AND DO THIS AGAIN. WE'RE COMING BACK 10 YEARS LATER AND WE'RE TRYING TO DO IT AGAIN. THE HOMELESS TASKFORCE IS MADE UP OF PROVIDERS AND NO MORE THAN 40% CAN BE HOMELESS PROVIDERS. THE DOWNTOWN AUSTIN ALLIANCE IS A MEMBER. SALVATION ARMY IS A MEMBER. CARITAS IS A MEMBER, PLUS WE HAVE A WHOLE BUNCH OF OTHER BUSINESSES AND HOMELESS INDIVIDUALS THAT ARE MEMBERS OF THAT TASKFORCE. I THINK AGAIN IT'S IMPORTANT TO REMEMBER THE COMMITMENT THAT WAS MADE BY THE CITY COUNCIL BACK THEN THAT WE NEED TO ADDRESS THIS BY USING THE HOMELESS TASKFORCE TO PROVIDE YOU GUYS DATA AND SUGGESTIONS ABOUT HOW TO DO -- HOW TO DEAL WITH HOMELESSNESS, INCLUDING LIKE THESE ORDINANCES. AND EVERY YEAR THE HOMELESS TASKFORCE PUTS TOGETHER THE EXHIBIT ONE FOR THE CONTINUUM OF CARE TO BRING IN DOLLARS, TO PROVIDE SERVICES TO THE HOMELESS PEOPLE IN OUR COMMUNITY THROUGH HUD, AND THAT'S ABOUT \$2.4 MILLION YEARLY. AND WE'RE TRYING REALLY HARD TO CONTINUE TO INCREASE THAT AMOUNT. ANYWAY, SO WE STILL MEET

MONTHLY. I WOULD LIKE TO CONTINUE TO PROVIDE INFORMATION FOR YOU ABOUT HOW WE CAN RESOLVE ISSUES OF HOMELESSNESS. AND MR. TRIGGER ALLUDED TO THE 10-YEAR PLAN TO END CHRONIC HOMELESSNESS THAT Y'ALL EMBRACED. WE NEED TO CONCENTRATE ON THAT. SO LET ME READ THE RESOLUTION THAT WAS WRITTEN BY THE HOMELESS TASKFORCE ON 11-21-04 WHEN THIS FIRST CAME UP ALMOST A YEAR AGO. SO THE RESOLUTION READS AS FOLLOWS: WHEREAS THE HOMELESS TASKFORCE BELIEVES THAT THE PROPOSED CHANGES OF THE CITY OF AUSTIN QUALITY OF LIFE ORDINANCES ARE NOT AN APPROPRIATE RESPONSE TO THE PROBLEMS THEY ARE INTENDED TO ADDRESS. FURTHER, THE HOMELESS TASKFORCE BELIEVES THAT THE PROPOSED CHANGES TO THE ORDINANCES CANNOT BE ENFORCED WITHOUT DISCRIMINATION AGAINST HOMELESS AND POOR PEOPLE. THE STRATEGIES TO SOLVE THE PROBLEMS LIE -- [BUZZER SOUNDS] -- IN AFFORDABLE HOUSING, ACCURACY TO HEALTH CARE, INCLUDING MENTAL HEALTH AND SUBSTANCE ABUSE TREATMENT AND LIVEABLE WAGES. THEREFORE BE IT RESOLVED THAT THE HOMELESS TASKFORCE SUPPORTS THE COMMUNITY'S 10 YEAR PLAN TO END CHRONIC HOMELESSNESS RECENTLY ADOPTED BY THE CITY COUNCIL AND THE SYSTEMATIC PATHWAYS TO SOLUTIONS THAT IT OFFERS AND AN ALTERNATIVE TO THE AMENDMENTS OF THE QUALITY OF LIFE ORDINANCES. IT WILL NEED THE SUPPORT OF THE BROAD COMMUNITY TO FULFILL ITS AMBITIOUS GOALS. THIS IS A 10-YEAR PLAN. THANK YOU FOR YOUR TIME.

Mayor Wynn: THANK YOU. [APPLAUSE] >

MY NAME IS ALLISON SUBMIT, EXECUTIVE DIRECTOR AT COMMUNITY PARTNERSHIP FOR THE HOMELESS. I'M ALSO A MEMBER OF THE HOMELESS TASKFORCE AND I'M SPEAKING BEFORE YOU TODAY AS A CONCERNED CITIZEN. I STAND IN SUPPORT OF THE HOMELESS TASKFORCE RESOLUTION. AS STATED IN THE RESOLUTION, I FEAR THE REALITY OF THE ORDINANCES WOULD BE THE DISCRIMINATION AGAINST THE HOMELESS, POOR AND PROBABLY THOSE INDIVIDUALS WITH A LOWER CLASS AESTHETIC. ADDITIONALLY, I'M CONCERNED THAT THE ORDINANCES WOULD NOT BE ENFORCED EQUALLY. I FIND IT HIGHLY IMPROBABLE THAT HIGHLY AFLUENT CITIZENS WOULD BE TICKETED FOR SITTING DOWN

ON THE SIDEWALK, A DOWNTOWN SIDEWALK. WHAT THE DOWNTOWN BUSINESSES SEEM TO BE CONCERNED WITH ARE BEHAVIORS IN AN AESTHETIC NOT APPEALING TO THEIR KLEIN CLIENTELE. BECAUSE OF ALL OF THESE BEHAVIORS ARE ADDRESSED BY THIS CURRENT CITY CODE. THE HOMELESS TASKFORCE RESOLUTION SPEAKS TO THREE STRATEGIES TO HELP ALLEVIATE THE PROBLEMS THE NEWLY PROPOSED ORDINANCES ATTEMPT TO ADDRESS. THESE STRATEGIES INCLUDE PROVIDING OPPORTUNITIES FOR AFFORDABLE HOUSING, ACCESS TO HEALTH CARE, INCLUDING MENTAL HEALTH AND SUBSTANCE ABUSE TREATMENT AND THE NECESSITY FOR A LIVEABLE WAGE. WITH REGARD TO THE OPPORTUNITY OF AFFORDABLE HOUSING OR RATHER THE LACK THEREOF, THE CITY OF AUSTIN AND TRAVIS COUNTY HEALTH DEPARTMENT ESTIMATES THAT THERE ARE 4,000 EXPERIENCING HOMELESSNESS. AT THE SAME TIME THERE ARE LESS THAN 600 EMERGENCY BEDS. IT BEGS THE QUESTION WHERE ARE THESE PEOPLE TO GO? SECONDLY, THE HOMELESS TASKFORCE RESOLUTION SPEAKS TO THE ACCESS TO HEALTH CARE, MENTAL HEALTH, SUBSTANCE ABUSE TREATMENT AS PART OF THE SOLUTION. ONE OF THE FEW WAYS TO ACCESS THESE SERVICES CURRENTLY IS THROUGH THE CRIMINAL JUSTICE SYSTEM, AND THAT'S A PROBLEM BECAUSE IT'S AN EXPENSIVE AND INADEQUATE WAY TO HANDLE THE SOLUTION -- TO HANDLE THE SITUATION. A STUDY DONE AT THE REQUEST OF THE DOWNTOWN AUSTIN ALLIANCE, SOME THREE-QUARTERS OF A MILLION DOLLARS ARE SPENT ON ENFORCING THE CURRENT ORDINANCES ON THE BOOKS WITH SOME 600 OFFENSES AND OVER 220 PEOPLE, OFFENDING INDIVIDUALS ARE NOT GETTING MORE THAN 10 DAYS IN JAIL PER OFFENSE. CLEARLY THIS IS NOT A LONG-TERM SOLUTION FOR A CHRONIC PROBLEM. THE HOMELESS TASKFORCE RESOLUTION ALSO SPEAKS TO LIVE ANNUAL WAGES. ACCORDING TO THE LAST SEVERAL U.S. CONFERENCE OF MAYORS REPORTS, THE FEDERAL MINIMUM WAGE OF 5.15 PER HOUR IS INSUFFICIENT FOR A PERSON TO KEEP AND TO GET -- TO GET AND KEEP BASIC RENT AT HOUSING THROUGHOUT OUR COUNTRY, EVEN MORE SO IN AUSTIN. HOW CAN WE EXPECT PEOPLE TO GET OFF THE STREETS WHEN MINIMUM WAGE WORKERS CAN'T AFFORD HOUSING?

AND I MIGHT ALSO ADD THAT THAT'S ONE REASON PEOPLE MIGHT BE SOLICITING MONEY IS THAT THEY CAN'T EARN ENOUGH FOR MOST OF THE JOBS FOR WHICH THEY QUALIFY. AND FINALLY LET ME DIRECT YOU TO THE HOMELESS TASKFORCE RESOLUTION -- AS THE HOMELESS TASKFORCE RESOLUTION DOES TO THE CITY OF AUSTIN'S 10 YEAR PLAN. THE PLAN SPEAKS TO CHANGES IN CORE CONDITIONS SUCH AS ACCESS TO AFFORDABLE HOUSING, ACCESS TO HEALTH CARE AND LIVEABLE WAGES. [BUZZER SOUNDS] THESE ARE WHERE THE ANSWERS LIE, NOT IN CRIMINAL LIESING THE POOR AND HOMELESS. 10 MORE SECONDS. PLEASE UNDERSTAND IN A NEITHER I NOR MY COLLEAGUES ACCEPT INAPPROPRIATE SOCIAL BEHAVIOR OR WANT THESE BEHAVIORS IN OUR CITY, BUT I ALSO UNDERSTAND THAT THESE WORRY SOME BEHAVIORS ALREADY ADDRESSED IN THE CURRENT CODE, SO WHAT THE NEWLY PROPOSED ORDINANCES DO IS IN ESSENCE TRY AND RID THE CITY OF A CERTAIN LOWER CLASS AESTHETIC. LET ME PROPOSE A BETTER WAY TO DEAL WITH THE ISSUE IS TO TACKLE THE ROOT CAUSES OF POVERTY, MENTAL HEALTH PROBLEMS, SUBSTANCE ABUSE AND OFFER TREATMENT. TO DO SO WILL EFFECT THE SAME AESTHETIC AND RESULT IN AN ETHICALLY OWE AND BE ETHICALLY SOUND IN ADDITION. I ASK YOU TO REJECT THESE ORDINANCES. WE ARE MORE THAN A MARKET HERE IN AUSTIN, WE'RE A COMMUNITY. AND NO DOUBT THE QUALITY OF LIFE ORDINANCES WILL AFFECT QUALITY OF LIFE, BUT WE HAVE TO ASK OURSELVES IS IT THE ENTIRE COMMUNITY'S QUALITY OF LIFE. THANK YOU. I APPRECIATE YOUR TIME. [APPLAUSE]

Mayor Wynn: THANK YOU. MS. GALE, YOU WILL HAVE THREE MINUTES AND BE FOLLOWED BY CARL TEMPLATE WHO WILL BE FOLLOWED BY CARL CALLAHAN. THANK YOU, CITY COUNCILMEMBERS, I'M JENNIFER GALE. I'VE HEARD NOTHING BUT PROBLEMS WITH THESE ORDINANCES THAT YOU'RE CONSIDERING TONIGHT. WE CAN STILL COME BACK ON THE 17TH OF NOVEMBER. WE ARE THE MENTALLY ILL SUPPOSED TO SLEEP? THE STATE OF TEXAS DOESN'T TAKE CARE OF THE MENTALLY ILL ANY MORE, SO WHERE ARE THEY SUPPOSED TO GO? IN OUR JAILS? ARE YOU GOING TO CHARGE THE \$238 TO SLEEP IN THOSE JAILS? WHERE ARE

THE PEOPLE THAT NEED THEIR MEDICATIONS GOING TO SLEEP? WE LEAVE THE STATE OF TEXAS IN SUE -- WE LEAD THE STATE OF TEXAS IN SUICIDES, LIKE 140 OVER THE LAST YEAR. ARE WE GOING FOR SOME SORT OF RECORD? WHERE ARE THE BEDS FOR OUR ALCOHOLICS? WE'RE NOT PUTTING THE MONEY TOWARDS THAT SO WHY DO WE EXPECT THEM TO LEAD. WE'RE CREATING THE PROBLEMS HERE. YOU'RE A CHAMBER OF COMMERCE COUNCIL. EVERY SINGLE ONE OF YOU HAVE GOTTEN ON THIS COUNCIL BY THE HELP OF THE CHAMBER OF COMMERCE. THE CHAMBER OF COMMERCE HAS BUILT UP THE DOWNTOWN AREA, SO WHERE DO YOU WANT THE HOMELESS TO GO? LET'S AGREE NOT TO DISAGREE. TRAVIS COUNTY MAGISTRATE JIM CORONADO TOLD THIS AUSTIN CITY COUNCIL THAT YOU ARE VIOLATING THE RIGHTS OF AMERICANS. IT IS UNCONSTITUTIONAL TO DO -- TO PROHIBIT PEOPLE FROM SLEEPING OR FROM ASKING FOR MONEY. A SIMPLE INJUNCTION WOULD END THE LAW THAT YOU INTENT TO CREATE. THE CHAMBER OF COMMERCE HAS CREATED PROBLEMS OF PARKING AND BUILDING UP HOMES. YOU WANT US TO COME UP WITH THE ANSWERS TO THAT. WHERE ARE THE BATHROOMS? WHERE CAN A HOMELESS PERSON GET CLEANED UP IF YOU DON'T WANT THEM TO SMELL? IN SAN FRANCISCO THEY'VE GOT THESE GREAT PLACES THAT ARE THREE TIMES THE SIZE OF THIS BOOTH IN DIAMETER. WHY DON'T WE BUILD THOSE AND WHY HAVEN'T WE BUILT THOSE 10 YEARS AGO WHEN I FIRST STARTED TALKING ABOUT IT? WE HAVE GATED COMMUNITIES, WE'RE LIVING IN JAILS. PEOPLE ARE GOING HOME TO GATED COMMUNITIES WHERE THERE ARE GUARDS, WHERE THEY HAVE TO USE KEYS. HOW ARE THE PLACES, THE PEOPLE LIVING DOWNTOWN, GOING TO ANY TO ANY DIFFERENT THAN GOING TO JAIL? I CAN UNDERSTAND WHY THEY WOULD HAVE NO TROUBLE SENDING THE HOMELESS TO JAIL, BUT THE JAIL YOU EXPERIENCE IN TRAVIS COUNTY IS NOT LIKE THE JAIL THAT EACH PERSON PUTS THEMSELVES INTO HERE DOWNTOWN. THANK YOU VERY MUCH MAYOR AND COUNCIL. [APPLAUSE]

Mayor Wynn: CARL, WELCOME, YOU WILL HAVE THREE MINUTES. YOU WILL BE FOLLOWED BY KEVIN CALLAHAN.

GOOD EVENING, COUNCIL, I'M WITH THE BUILDING MANAGERS ASSOCIATION OF AUSTIN. THE MEMBERS OF MY

ASSOCIATION MANAGE LARGE AND SMALL OFFICE BUILDINGS, RETAIL CENTERS, OFFICE BUILDINGS AND MANUFACTURING FACILITIES THROUGHOUT CENTRAL TEXAS. FIRST WE THANK YOU FOR INITIATING DISCUSSIONS ON THIS VERY TOUGH ISSUE. SECONDLY WE URGE ACTION FOR THIS VERY TOUGH ISSUE. OUR BUILDINGS HAVE BEEN RAVAGED BY THIS PROBLEM. MY OWN BUILDINGS ARE DEALING WITH CRIME WAVES AND THEFTS FROM OFFICES. THIS HOMELESS PANHANDLING SITUATION HAS BEEN A LOSE, LOSE FOR THE CITY OF AUSTIN. IT'S A LOSS FOR OUR NEIGHBORHOODS, DOWNTOWN AND THE SUBURBS. IT'S A LOSS FOR OUR BUSINESSES, PROPERTY, SECURITY, LANDSCAPE AND PUBLIC AREAS. IT'S MORE IMPORTANTLY A LOSS FOR THOSE WHO ARE HOMELESS AND WHO ARE PANHANDLING. THE EXPERTS TELL US THAT IT IS A TERRIBLE LIFE OF DRUG ADDICTION, ALCOHOLISM, MENTAL ILLNESS, DESPAIR AND AUSTIN VIOLENCE. HOW DO WE TURN HOMELESSNESS INTO A WIN-WIN? WE KNOW HOW ENDING THE PANHANDLING AND HOMELESSNESS WILL HELP OUR BUSINESSES AND NEIGHBORHOODS AND ECONOMY. THIS IS OBVIOUS. BUT IF WE ALSO PAY ATTENTION TO THE CARE OF THESE HOMELESS AND INITIATE COMPASSIONATE AND REALISTIC PROGRAMS TO END THE CYCLE OF SELF DESTRUCTION THAT WE WILL TRULY FIND A WIN-WIN FOR OUR COMMUNITY. WE HOPE THAT THESE ORDINANCE CHANGES ARE THE BEGINNING OF A COMPREHENSIVE PLAN TO EXTEND THIS POLITE, THEREFORE WE WOULD LIKE TO REQUEST THAT WE TACKLE NOT ONLY THE LAWLESSNESS AND THE HOMELESSNESS THAT IS THE CAUSE. BUSINESS LEADERS AND OTHERS HAVE ALREADY INITIATED PROGRAMS TO TACKLE THESE ISSUES. I HOPE AND PRAY THAT WHILE WE UNDERTAKE THIS LANDMARK INITIATIVE TO SAVE OUR STREETS THAT THE CITY WILL FIND THE WILL TO INITIATE FORCEFULLY AND REALISTIC LAWS AND PROGRAMS TO PROTECT OUR COMMUNITY. THANK YOU FOR YOUR CONSIDERATION TO THIS OF THESE AMENDMENTS. THANK YOU.

Mayor Wynn: BEFORE WE HEAR FROM MR. CALLAHAN, COUNCIL, I WOULD ENTERTAIN A MOTION TO WAIVE COUNCIL RULES AND GO PAST 10:00 P.M. MOTION BY THE MAYOR PRO TEM THAT I'LL SECOND TO GO PAST 10:00 P.M. ALL THOSE IN

FAVOR, PLEASE SAY '88. OPPOSED? MOTION PASS OZ A VOTE OF SIX TO ZERO WITH COUNCILMEMBER LEFFINGWELL OFF THE DAIS. WELCOME. YOU WILL BE FOLLOWED BY -- I JUST LOST IT. YOU WILL BE FOLLOWED BY CURT BECKER.

GOOD EVENING, MR. MAYOR.

[INAUDIBLE - NO MIC].

Mayor Wynn: YES. SEE YOU, CLIFF.

GOOD EVENING, MR. MAYOR, MR. MAYOR PRO TEM, COUNCILMEMBERS, MADAM CITY MANAGER. I COME TO YOU WEARING MANY HATS. IN A STUDENT ENROLLED AT THE UNIVERSITY OF TEXAS, ALSO HUSTON-TILLOTSON UNIVERSITY. IN ADDITION TO IN A, I'M A SMALL BUSINESS OWNER, I'M A PARTNER IN AN AD DESIGN FIRM WITH A COUPLE OF OTHER STUDENTS AND I COME IN SUPPORT OF CHANGING THE AMENDMENTS. I BELIEVE IN CHARITY. I'M A THIRD DEGREE KNIGHT OF COLUMBUS, WHICH IS A INTERNATIONAL FRATERNITY FOR THE ROMAN CATHOLICS. IT'S ONE OF OUR MAJOR TENETS. BUT AFTER MOVING TO THIS I SAW THIS PROBLEM OF HOMELESSNESS, BUT NOT JUST HOMELESSNESS. OBVIOUSLY HOMELESSNESS IS NOT A CRIME. WE SHOULDN'T PERCENT CUTE THOSE WHO ARE HOMELESS. BUT I REMEMBER WHEN I FIRST MOVED TO AUSTIN AND SLOWLY BUT SURELY AUSTIN WENT FROM BEING A HOME AWAY FROM HOME TO SIMPLY MY HOME. I HAVE CHANGED MY DRIVER'S LICENSE, MY VOTER REGISTRATION AND ACTUALLY VOTED EARLY VOTING FOR THE FIRST TIME AS A RESIDENT OF TRAVIS COUNTY AND A RESIDENT OF AUSTIN. THREE YEARS AGO I DIDN'T MIND GOING THROUGH DOWNTOWN. I'M A MEMBER OF THE UNIVERSITY OF TEXAS ROTC. WE LIKE PHYSICALNESS. I DIDN'T HAVE A PROBLEM RUNNING DOWNTOWN OR PAST GUADALUPE. BUT NOW I'M ACCOSTED OFTEN. PEOPLE ASKING FOR MONEY, PEOPLE ASKING FOR OTHER THINGS, PEOPLE TALKING TO ME WHO DON'T EVEN MAKE LOGICAL SENSE. BUT IT'S NOT THAT THAT BOTHERS ME. IT'S THE FACT THAT THEY WON'T GET OUT OF MY WAY. THAT'S WHY I USE THE WORD ACCOSTED. SO I WANT TO GO THROUGH THE RECOMMENDATIONS AND GO THROUGH EACH ONE OF THEM, IF I COULD, ASSUMING I HAVE TIME, AND TELL YOU WHY I

AGREE WITH THEM. THE RECOMMENDATION TO EXPAND THE AREA REGULATION TO PROHIBIT SOLICITATION NEAR A SCHOOL, CHILD CARE FACILITY AND OUTDOOR CAFES, RESTAURANT PATIOS AT ALL TIMES AND DOWNTOWN BETWEEN 7:00 P.M. AND 7:00 A.M. I'M A STUDENT. I LIKE TO STUDY. A GOOD EXAMPLE IS THE METRO ON GUADALUPE. SOMETIMES I LIKE TO SIT OUTSIDE, AND WHILE I'M ATTEMPTING TO STUDY AND DO MY HOMEWORK I'M ACCOSTED. WHEN I'M TRYING TO WALK TO THESE PLACES IN ACCOSTED. DOWNTOWN ONLY, EXPAND AND PROHIBIT SLEEPING AND LYING DOWN. ONCE AGAIN, GUADALUPE IS A GREAT EXAMPLE, THE DRAG AS WE CALL IT. NOW, WHILE IT'S A DEROGATORY TERM, THESE PEOPLE WERE LOCALLY KNOWN AS DRAG RATS. I DON'T APPROVE OF THIS TERM, I THINK IT'S VERY PREJUDICIAL, BUT I CAN'T WALK TO THESE BUSINESSES UP AND DOWN -- AS A CUSTOMER AND AS A BUSINESSMAN, WASHINGTON MUTUAL ON GUADALUPE IS A GREAT EXAMP, THEY'RE MY BANK. I CAN'T GET THERE BECAUSE I HAVE TO STEP OVER THESE DRAG RATS, THESE PEOPLE WHO CLAIM TO BE HOMELESS AND ACCOST ME WHILE I'M WALKING BY. SO OBVIOUSLY I DON'T WANT THEM SLEEPING OR SITTING IN THE MIDDLE OF A PUBLIC WALKWAY WHEN I WAS TRYING TO GO ABOUT MY BUSINESS. SO I SUPPORT THAT. ROADSIDE SOLICITATION. WHAT SCARES ME THE MOST ABOUT THIS IS I'VE ALMOST HIT SOME OF THESE INDIVIDUALS IN MY CAR BECAUSE THEY WILL RUN OUT. [BUZZER SOUNDS]

Mayor Wynn: PLEASE CONCLUDE, SIR.

THANK YOU VERY MUCH, COUNCIL, MAYOR, MAYOR PRO TEM, MADAM CITY MANAGER.

Mayor Wynn: THANK YOU, SIR. CURT BECKER. WELCOME, YOU WILL HAVE SIX MINUTES. AND YOU WILL BE FOLLOWED BY MARVIN WEST. WHO WILL BE FOLLOWED BY DAVE DAVIS.

MY NAME IS CURT BECKER. THERE WAS AN EDITORIAL IN THE STATESMAN ABOUT A MONTH OR SO AGO ABOUT A TRIP HE TOOK TO CANADA WITH ROBERT BARN STONE, DOWNTOWN DEVELOPER AND FORMER COUNCILMEMBER. IN THE EDITORIAL HE WROTE ABOUT HI-RISE APARTMENT BUILDINGS THROUGHOUT DOWNTOWN VANCOUVER AND

HOW GREAT IT WOULD BE FOR AUSTIN TO HAVE SIMILAR STRUCTURES. SHORTLY THEREAFTER THERE WAS A ZONING APPLICATION FOR A HI-RISE APARTMENT BUILDING DOWNTOWN ON THE COUNCIL'S AGENDA. FUNNY HOW THAT WORKS. COINCIDENTALLY I WAS IN VANCOUVER ABOUT THE SAME TIME, A FRIEND OF MINE AND HIS KID DROVE OUT TO CHECK OUT THE UNIVERSITY AND HE TOOK ME ALONG TO HELP DRIVE. WE VISITED FRIENDS AND FAMILY ALONG THE WAY, STOPPED IN PORTLAND WHERE PEOPLE ARE BUILDING THEIR OWN HOMES ON CITY LAND. WE GOT THROUGH CUSTOMS, TOLD CUSTOMS WE PLANNED FOR STAY FOR TWO DAYS AND ENDED UP STAYING FOR FOUR DAYS. THE WHOLE VACATION WAS LIKE THAT. WE PLANNED ON THREE WEEKS AND TOOK FIVE. WE STAYED AT A MOTEL AND I MADE THE MISTAKE OF CALLING IT A MONORAIL. ONE OF THE LOCALS CORRECTED ME. SEE, IT'S GOT TWO TRACKS. IT WASN'T A MONORAIL. IT TOOK ABOUT 20 MINUTES TO GET DOWNTOWN. WE ALSO RODE THE ELECTRIC BUSES THAT RUN OFF WIRES THAT CLUTTER THE CLUE ABOVE THE STREET, BUT AT LEAST THEY DON'T HAVE RAILS IN THE STREETS TO TIP THE BICYCLES. WHILE RIDING THE RAILS, I DID NOTICE TALL SKINNY APARTMENT BUILDINGS, THERE'S A LOT OF THEM THROUGHOUT THE BUSINESS DISTRICT IN VANCOUVER AND A WHOLE BUNCH OF THEM ALONG THE OCEAN FRONT IN PLACES. SOMETHING ELSE IN VANCOUVER IS THAT THERE WERE AN AWFUL LOT OF HOMELESS PEOPLE. THEY'RE ALL OVER THE DISTRICT, ALL OVER CHINA TOWN AND CAMPING IN THE PARKS. THERE ARE SIGNS IN THE TRAIN STATION TO DISPOSE OF YOUR TICKET IN THE TRASH CAN BECAUSE IT'S ILLEGAL TO GIVE THEM AWAY OR SELL THEM. IT WAS EXPENSIVE IN CANADA BECAUSE IT'S HIGHLY TAXED, BUT THEY HAVE DEPOSITS ON METAL AND PLASTIC CONTAINERS AND WE WALKED PARALLEL TO ONE GUY IN GAS TOWN WHO WAS FISHING THEM OUT OF THE TRASH AND THROWING THEM INTO HIS SHOPPING CART. FOR THE MORSE PART THE HOMELESS THERE SEEMED TO GET BY AS WELL AS THEY DO IN AUSTIN EXCEPT THEY NEED SLEEPING BAGS IN AUGUST AND THEY DON'T HAVE TO WORRY ABOUT FIRE ANTS. IT'S ONE OF THE PREMIER CITIES IN THE WORLD. IT'S HELD UP AS A MODEL FOR MANY CITIES IN NORTH AMERICA. YOU READ ABOUT VANCOUVER'S DOWNTOWN HI-RISE APARTMENTS IN A FAIR AND BALANCED NEWSPAPER

THAT DOESN'T MENTION ALL THE HOMELESS PEOPLE IN DOWNTOWN VANCOUVER, BUT THEY'RE THERE TOO. I DON'T KNOW IF THEY HAVE ANY OF THESE TYPES OF ORDINANCE. IF THEY DO, THEY DON'T HAVE MUCH EFFECT. IF IT DOESN'T, THE CITY SEEMS TO PROSPER PRETTY WELL ANYWAYS. THE FUPIEST SIGN I SAW WAS OUTSIDE ONE OF THE DOWNTOWN HOTELS IN VANCOUVER RIGHT NEXT TO THE VALET PARKING SIGN. THE SIGN SAID, PLEASE LEAVE QUIETLY. THE HOMELESS HAVE A CONSTITUTIONAL RIGHT TO TRAVEL IN THIS COUNTRY AND PART OF THEIR RIGHT TO TRAVEL INCLUDES THE RIGHT TO STOP. THE HOMELESS AREN'T GOING TO LEAVE QUIETLY, THEY'RE NOT GOING TO LEAVE, PERIOD, AND YOU DON'T DO ANYBODY OR ANYTHING ANY GOOD-BYE TRYING TO MAKE THEIR LIVES AS MISERABLE AS POSSIBLE, WHICH IS A NECESSARY GOAL OF THESE PROPOSED ORDINANCES. I WALK THROUGH DOWNTOWN AT NIGHT AND I SEE HOMELESS PEOPLE SLEEPING IN DOORWAYS ON WELL LIT STREETS WITH LOTS OF PEOPLE AROUND WHERE THEY FEEL AS SAFE AS POSSIBLE. THEY'RE DOING WHAT THE CITY SAYS THEY'RE SUPPOSED TO BE DOING AND THE ONLY PEOPLE THAT ARE REALLY BOTHERED ARE THE HOTEL EXECUTIVES AND PROPERTY MANAGERS THAT HAVE JOBS TRYING TO CONVINCE Y'ALL TO GET RID OF THE HOMELESS. YES, THE HOMELESS SHOULD GET JOBS. EVEN MOST OF THE HOMELESS AGREE WITH THAT. BUT IT'S TOUGH WHEN EVEN THE N.B.A. HAS A DRESS CODE. BUT SOME OF THESE DOWNTOWN PEOPLE WITH JOBS NEED TO GET LIVES AND COME UP WITH BETTER HOBBIES THAN HARASSING THE HOMELESS. THANK YOU.

Mayor Wynn: THANK YOU, MR. BECKER. MARVIN WEST? HE SIGNED UP WISHING TO SPEAK IN OPPOSITION, AND DAVE DAVIS. DAVE DAVIS...

[INAUDIBLE - NO MIC].

Mayor Wynn: I'M HOPPING AROUND. IS DAVE DAVIS HERE? WELCOME, SIR. WHY DON'T YOU COME ADDRESS US? YOU WILL HAVE THREE MINUTES. OUR WHOLE SYSTEM HERE IS CONFUSING AT 10:30 AT NIGHT. YOU WILL BE FOLLOWED BY JAMES MORTARS.

GOOD EVENING, MAYOR, MAYOR PRO TEM,

COUNCILMEMBERS AND CITY MANAGER. I'M A 35-YEAR RESIDENT OF AUSTIN, A HOMEOWNER, A TAXPAYER. I'VE BEEN INVOLVED IN WORKING WITH PEOPLE WHO ARE HOMELESS FOR ABOUT THE LAST 15 YEARS, I GUESS. I DON'T KNOW, MAYBE IT'S ME, BUT I THINK I CAN COUNT ON ONE TIME THE NUMBER OF TIMES THAT ANYONE HAS APPROACHED ME OR HARASSED ME FOR MONEY IN THE 35 YEARS THAT I'VE LIVED HERE IN AUSTIN WITH THE EXCEPTION OF THE HARE KRISHNAS BACK IN THE '70'S. ONE THING I WANT TO DO IS I WANT TO THANK THE CITY COUNCIL FOR YOUR SUPPORT, FOR HOMELESS SERVICES IN AUSTIN, AND FOR PAYING CITY EMPLOYEES A LIVING WAGE. I'M AGAINST THIS ORDINANCE. THE REASON I'M AGAINST IT IS BECAUSE I THINK, YOU KNOW, THE BOTTOM LINE IS IT'S GOING TO COST A LOT OF MONEY IF YOU REALLY INTEND TO ENFORCE IT. AND I THINK WHAT I WOULD LIKE TO ASK YOU TO DO IS TO HAVE STAFF PREPARE A FINANCIAL IMPACT STATEMENT ON EXACTLY WHAT IT'S GOING TO COST TO ENFORCE THIS ORDINANCE. ALL OOF YOU'VE GOT TO DO IS LOOK BACK TO SAN FRANCISCO AROUND 1993 WHEN THEY IMPLEMENTED THE MATRIX INITIATIVE IN SAN FRANCISCO. GET SOME FIGURES ON HOW MUCH IT COST THEM TO ENFORCE THAT-- ENFORCE THOSE ORDINANCES. IT'S A LOT OF MONEY. I THINK ONE OF THE THINGS THAT WE NEED TO ASK OURSELVES IS WHAT ARE WE GOING TO DO TO ADEQUATELY FUND THE PROGRAMS AND SERVICES THAT WE NEED TO GET PEOPLE OFF THE STREET. GETTING PEOPLE INTO MENTAL HEALTH SERVICES, GETTING PEOPLE DETOX AND TREATMENT SERVICES ON DEMAND IS ALMOST IMPOSSIBLE. MAYBE WE NEED TO LOOK AT THE HOTEL-MOTEL BED TAX AS A POTENTIAL SOURCE OF INCOME FOR FUNDING SOME OF THESE SERVICES. THE BOTTOM LINE IS IF YOU DON'T HAVE THE SHELTER SPACE TO PUT THESE PEOPLE IN, IF YOU DON'T HAVE AFFORDABLE HOUSING, IF WE DON'T HAVE WAGES THAT ARE ENOUGH THAT PEOPLE CAN AFFORD TO GET INTO HOUSING -- AND I'LL GUARANTEE YOU, IF YOU HAVE EVER HAD TO WORK WITH ANYBODY WHO HAS ANYTHING ON THEIR CRIMINAL RECORD, ANYTHING RELATED TO AN EVICTION OR A CREDIT PROBLEM, GETTING THEM INTO HOUSING IS GOING -- IF YOU CAN DO IT IS GOING TO COST YOU TWICE WHAT IT'S GOING TO COST ANYBODY WHO HAS A GOOD CREDIT RECORD AND WHO PRESENTS

WELL. I REALLY DISCOURAGE YOU FROM PASSING THIS ORDINANCE BECAUSE I REALLY THINK IT'S GOING TO COST A LOT OF MONEY IF YOU'RE GOING TO ENFORCE IT. THANK YOU.

Mayor Wynn: THANK YOU, SIR. [APPLAUSE] JAMES BORDERS. WELCOME, JAMES. I APPRECIATE YOUR PATIENCE. I I CAME HERE TONIGHT BECAUSE TWO MONTHS AGO I WAS WORKING OUT ON THE HIKE AND BIKE TRAIL AND I SOON A MAN STANDING THERE IN HIS UNDERWEAR BRUSHING HIS TEETH AT A DRINKING FOUNTAIN AND HE HAD A PICKUP LOAD OF HIS BELONGINGS THERE AND A CHAIR SITTING THERE AS IF HE OWNED THE PLACE. I CALLED THE PARKS POLICE AND REPORTED THE INCIDENT. THERE WAS LITTLE KIDS COMING BY AND PEOPLE GOING BY AND HERE'S A MAN IN HIS UNDERWEAR BRUSHING HIS TEETH WITH ALL OF HIS BLOIPGINGS THERE -- BELONGINGS THERE LIKE HE OWNED THE PLACE AND HE HAD SORES ALL OVER HIS FACE AND ARMS. IT LOOK THE PARK POLICE TWO DAYS TO LOCATE THIS PLACE AND IF THEY COULDN'T LOCATE THIS MAN'S CAMPING GROUND, THEY SHOULD FIND ANOTHER JOB IN MY OPINION. TWO DAYS AGO ALL OF THE PARKS POLICE FINALLY DID ATTEND AND FIND OUT THIS GENTLEMAN WAS MENTALLY ILL AND HIS MEDICATION WASN'T WORKING, AND HE COULDN'T GET ANY HELP FOR HIMSELF. I'M NOT HER HERE TO BASH THE POOR OR ANYTHING, I'M HERE TO SPEAK MY MIND. I FEEL SORRY FOR THAT INDIVIDUAL, THAT IS, SOMEBODY SHOULD HAVE FOLLOWED UP AND GOTTEN HIM SOME HELP AND ADJUSTED HIS MEDICATION OR WHAT, BUT TO BE IN THE PARK BRUSHING YOUR TEETH IN BROAD TAILT IN YOUR UNDERWEAR ON A HIKE AND BIKE TRAIL WITH ALL OF YOUR BELONGINGS THERE AND IT TAKES THE POLICE TWO DAYS TO ATTEND, YOU'RE NOT DOING YOUR JOB. BUT WHAT IS WORSE AND WHAT HAS AGGRAVATED ME TO WHERE I'M GOING TO GET INVOLVED IS I WAS TOLD MORE OR LESS TO RUN ALONG AND I DON'T LIKE BEING TOLD TO RUN ALONG. I'M A VETERAN AND I'VE DONE A LOT OF RUNNING FROM A LOT OF THINGS, BUT I'M NOT GOING TO RUN ALONG BECAUSE THIS IS MY CITY, I WAS RAISED HERE AND BORN HERE, AND ON A FARM IN PFLUGERVILLE, TEXAS, AND SO IS ALL OF MY KINFOLKS. BUT TO BE IGNORED REALLY MAKES YOU MAD. THIS IS TWO MONTHS AND HIS

BELONGINGS ARE STILL IN THE PARK ON THE HIKE AND BIKE TRAIL AT LOU NEFF POINT. YESTERDAY THERE WAS FIVE BAGS THERE AND THEY WERE FINALLY REMOVED. TODAY THERE'S MORE STUFF THERE. SO I CAN UNDERSTAND THESE BUSINESSES -- BUSINESS PEOPLE'S CONCERN BECAUSE MY MOTHER WON'T EVEN GO OUT OF HER HOUSE BECAUSE OF BUMS. I DON'T CALL THEM HOMELESS. I FEEL SORRY FOR HOMELESS PEOPLE, BUT THERE'S A DIFFERENCE BETWEEN A BUM AND A HOMELESS PERSON. IF I WAS A BUM, I WOULD BE GOING TO LOUISIANA OR TO THE COAST TO CONTRIBUTE TO MY COUNTRY SOMEHOW OR ANOTHER BY GETTING A JOB AND HELPING MYSELF. I'M NOT A MENTAL HEALTH, MENTAL RETARDATION PERSON, I HAVE WORKED AT THE STATE HOSPITAL AND PUT MYSELF THROUGH COLLEGE. I KNOW THE DIFFERENCE BETWEEN A MENTALLY ILL PERSON AND A PERSON WHO IS NOT MENTALLY ILL. BUT I'M BEING HELD RANSOM BY THESE PEOPLE AND I'M GETTING NEGATIVE FEEDBACK FROM THE CITY AND THE PARKS DEPARTMENT BECAUSE I'M BECOMING A TROUBLEMAKER. AND FROM THE POLICE, THE PARKS POLICE I WAS TOLD BY SERGEANT ROBINSON THAT I DON'T WANT TO SEE YOU IN THAT PARK, YOU BETTER NOT LET ME CATCH YOU IN THAT PARK AFTER CLOSING TIME. I'M 59-YEAR-OLD KUNG FU PRACTITIONER AND THAT SERGEANT BETTER NOT CATCH ME IN THERE AFTER CLOSING TIME BY HIMSELF. I'M OUTRAGED BY IT AND MAD ABOUT IT, I DON'T WANT TO GET ARRESTED. BUT I THINK IT'S REALLY SORRY THAT THE CITY -- I'VE COME OVER HERE TO THIS BUILDING RIGHT HERE, I'VE GONE TO EVERY PERSON WITHIN THE PARKS DEPARTMENT TO GET THAT TRASH OUT OF THERE, AND THIS PERSON HAD THIS STAPH DISEASE, IT COULD BE INFECTED WHERE HE WAS SITTING AND ON THE BELONGINGS THAT HE HAD THERE, BUT FOR ME TO COMPLAIN TO THE PARKS POLICE AND HAVE THEM TURN AROUND AND SAY WE DON'T WANT TO CATCH YOU IN HERE AFTER DARK, IT MAKES ME MAD. THANK YOU. [APPLAUSE]

AND WE ACTUALLY HAVE THE HEAD OF OUR PARKS POLICE, I BELIEVE, RIGHT IN THE BACK OF THE ROOM, AND SO I WILL ASK OUR ASSISTANT CITY MANAGER AND BRUCE MILLS TO TOUCH BASE WITH YOU BEFORE YOU LEAVE AND SEE WHAT WE CAN DO TO HELP WITH YOUR COMPLAINT.

Mayor Wynn: COUNCIL, THAT'S ALL THE FOLKS WHO SIGNED

UP WISHING TO SPEAK EITHER IN FAVOR OR AGAINST THE ORDINANCE. WE HAVE 125 ADDITIONAL FOLKS WHO SIGNED UP NOT WISHING TO SPEAK IN FAVOR OF THE ORDINANCE. I'M NOT GOING TO READ THEIR NAMES INTO THE RECORD TONIGHT. MS. SPENCE WILL ACCOMPLISH THAT ELECTRONICALLY FOR US OVER THE NEXT FEW DAYS. WE'RE NOT POSTED FOR ACTION, THIS WAS SIMPLY A PUBLIC HEARING TO RECEIVE PUBLIC INPUT REGARDING THESE PROPOSED AMENDMENTS AND STAFF WILL BE BRINGING THEM BACK AT A FUTURE COUNCIL MEETING SHORTLY IN ORDER FOR US TO CONSIDER ACTION ON THE ITEMS. SO WITH THAT I'LL ENTERTAIN A MOTION TO CLOSE THIS PUBLIC HEARING.

SO MOVE.

Mayor Wynn: MOTION BY COUNCILMEMBER LEFFINGWELL, SECONDED BY COUNCILMEMBER MCCracken TO CLOSE THIS PUBLIC HEARING. ALL IN FAVOR? OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO. COUNCIL, WE HAVE A HANDFUL OF ANNEXATION PUBLIC HEARINGS TO BLAST THROUGH. NO CITIZENS HAVE SIGNED UP FOR ANY OF THEM. WELCOME A BRIEF STAFF PRESENTATION.

GOOD EVENING. ITEM NUMBER 31 ON THIS EVENING'S AGENDA IS THE SECOND OF TWO PUBLIC HEARINGS FOR THE PROPOSED MAY NARD TRACT ANNEXATION AREA. THE ORDINANCE READINGS ARE TENTATIVELY SCHEDULED FOR NOVEMBER 17TH. I'VE BROUGHT COPIES OF THE SERVICE PLAN FOR THIS AREA AND THOSE ARE AVAILABLE HERE THIS EVENING. THAT CONCLUDES MY PRESENTATION.

Mayor Wynn: THANK YOU, MS. COLLIER. FOLKS, IF YOU COULD TAKE YOUR CONVERSATIONS OUT INTO THE FISCAL FOYER, WE HAVE A NUMBER OF PUBLIC HEARINGS TO GET TO. ARE THERE ANY CITIZENS THAT WOULD LIKE TO ADDRESS THIS ON NUMBER 30. HEARING NONE, --

I DO WANT TO ACKNOWLEDGE THIS IS THE QUICKEST PUBLIC HEARING. I THINK THIS BEAT OUR PRIOR ANNEXATION OFFICER'S RECORD.

Mayor Wynn: WELL DONE MS. COLLIER. MOTION MADE BY

COUNCILMEMBER MCCRACKEN THAT I'LL SECOND TO CLOSE THIS PUBLIC HEARING. ALL THOSE IN FAVOR, PLEASE SAY AYE.

AYE.

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

ITEM NUMBER 32, THIS IS THE SECOND OF TWO PUBLIC HEARINGS FOR THE CITY OF AUSTIN PARKLAND ANNEXATION AREAS. ORDINANCE READINGS ARE TENTATIVELY SCHEDULED FOR NOVEMBER 17TH, 2005. THESE AREAS CONTAIN LARGE TRACTS OF CITY PARKLAND AND THEY ARE AVAILABLE THIS EVENING. THIS CONCLUDES MY PRESENTATION.

Mayor Wynn: THANK YOU. QUESTIONS OF STAFF, COUNCIL? ARE THERE ANY SIT CITIZENS THAT WOULD LIKE TO ADDRESS THIS REGARDING THE PUBLIC HEARING, THE FULL PURPOSE ANNEXATION OF THE MAYNARD TRACT? HEARING NONE, I'LL ENTERTAIN A MOTION TO CLOSE THE PUBLIC HEARING. ALL IN FAVOR? OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO.

ITEM NUMBER 33, THIS IS THE SECOND OF TWO PUBLIC HEARINGS FOR THE PROPOSED RANCH CHAO AL TOW ANNEXATION AREA, ORDINANCE READINGS ARE TENTATIVELY SCHEDULED FOR NOVEMBER 17TH. COPIES OF THE SERVICE PLAN ARE AVAILABLE THIS EVENING AND I WOULD BE HAPPY TO ANSWER ANY QUESTIONS THAT YOU WOULD HAVE.

Mayor Wynn: QUESTIONS OF STAFF, COUNCIL? ARE THERE ANY CITIZENS THAT WOULD LIKE TO ADDRESS US ON THIS FULL PURPOSE ANNEXATION AREA? HEARING NONE, I'LL ENTERTAIN A MOTION. MOTION MADE BY COUNCILMEMBER MCCRACKEN THAT I'LL SECOND TO CLOSE THIS PUBLIC HEARING. I'LL THOSE IN FAVOR, PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF

SEVEN TO ZERO.

ITEM NUMBER 34, THIS IS THE SECOND OF TWO PUBLIC HEARINGS FOR THE PROPOSED LOWE'S AT BRODIE ANNEXATION AREA. LEAD REEDINGS ARE SCHEDULED FOR NOVEMBER 17TH. COPIES OF THE SERVICE PLAN ARE AVAILABLE FOR THIS EVENING AND I CAN ANSWER ANY QUESTIONS YOU MAY HAVE AT THIS TIME.

Mayor Wynn: QUESTIONS FOR MS. COLLIER? ANY CITIZENS WHO WOULD LIKE TO DEAS US REGARDING THE FULL PURPOSE NEATION IS OF THE LOWE'S AT BRODIE AREA? HEARING NONE, I'LL ENTERTAIN A MOTION TO CLOSE THE PUBLIC HEARING. MOTION MADE BY COUNCILMEMBER ALVAREZ, SECONDED BY COUNCILMEMBER LEFFINGWELL. ALL IN FAVOR?

AYE.

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

ITEM NUMBER 35, THIS IS THE SECOND OF TWO PUBLIC HEARINGS FOR THE PROPOSED SCARBOROUGH SUBDIVISION LIMITED PURPOSE ANNEXATION AREA. ORDINANCE READINGS ARE TENTATIVELY SCHEDULED FOR NOVEMBER 17TH, 2005. THIS AREA IS BEING PROPOSED FOR A LIMITED PURPOSE ANNEXATION WITH FUTURE CONVERSION TO FULL PURPOSE ANNEXATION IN ACCORDANCE WITH THE DEVELOPER'S REQUEST. COPIES OF THE REGULATORY PLAN ARE AVAILABLE THIS EVENING AND THIS CONCLUDES MY PRESENTATION.

Mayor Wynn: WE LIKE DEVELOPER REQUEST ANNEXATIONS. QUESTIONS OF MS. COLLIER? ARE THERE ANY CITIZENS THAT WOULD LIKE TO ADDRESS THIS REGARDING THE FULL PURPOSE ANNEXATION OF THE SCARBOROUGH SUBDIVISION AREA? HEARING NONE, COUNCILMEMBER MCCracken MOVES TO CLOSE THE PUBLIC HEARING THAT I'LL SECOND. ALL IN FAVOR?

AYE.

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

McCracken: [INAUDIBLE - NO MIC].

ITEM NUMBER 36 IS THE FIRST OF TWO PUBLIC HEARINGS FOR THE PROPOSED AVERY RANCH ANNEXATION AREA. THE SECOND HEARING WILL BE NEXT THURSDAY, NOVEMBER THIRD, AND ORDINANCE READINGS ARE TENTATIVELY SCHEDULED FOR DECEMBER FIRST. COPIES OF THE SERVICE PLAN ARE AVAILABLE THIS EVENING AND I WOULD BE HAPPY TO ANSWER ANY QUESTIONS YOU MIGHT HAVE.

Mayor Wynn: QUESTIONS OF STAFF, COUNCIL? ARE THERE ANY CITIZENS THAT WOULD LIKE TO ADDRESS US REGARDING THESE FULL PURPOSE ANNEXATIONS OF THE AREAS SHOWN ON ITEM NUMBER 36? HEARING NONE, COUNCILMEMBER MCCRACKEN MOVES TO CLOSE THE PUBLIC HEARING. SECONDED BY THE MAYOR PRO TEM. [LAUGHTER] ALL IN FAVOR? OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO.

ITEM NUMBER 37, THIS IS THE FIRST OF TWO PUBLIC HEARINGS FOR THE PROPOSED POND SPRONGZ ROAD ANNEXATION AREA. THE SECOND HEARING IS SCHEDULED FOR NEXT THURSDAY, NOVEMBER THIRD, WITH ORDINANCE READINGS TENTATIVELY SCHEDULED FOR DECEMBER FIRST. COPIES OF THE SERVICE PLAN FOR THIS AREA ARE AVAILABLE THIS EVENING AND I'D BE HAPPY TO ANSWER ANY QUESTIONS YOU MIGHT HAVE.

Mayor Wynn: QUESTIONS OF STAFF? ARE THERE ANY CITIZENS WHO WOULD LIKE TO ADDRESS US REGARDING THE POND SPRINGS ROAD ANNEXATION AREA? THE PUBLIC HEARING. HEARING NONE, COUNCILMEMBER ALVAREZ MOVES TO CLOSE THE PUBLIC HEARING, SECONDED BY COUNCILMEMBER KIM, ALL IN FAVOR PLEASE SAY AYE. OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO.

ITEM NUMBER 38, THIS IS THE FIRST OF TWO PUBLIC HEARINGS FOR THE PROPOSED INTERPORT ANNEXATION AREA. THE SECOND HEARING WILL BE NEXT THURSDAY, NOVEMBER THIRD, AN ORDINANCE READINGS ARE

TENTATIVELY SCHEDULED FOR DECEMBER FIRST. THIS AREA IS BEING ANNEXED FOR FULL PURPOSES IN ACCORDANCE WITH THE DEVELOPER'S REQUEST FOR ANNEXATION AND THE ANNEXATION REGULATORY PLAN. COPIES OF THE SERVICE PLAN ARE AVAILABLE THIS EVENING AND THIS CONCLUDES OUR ANNEXATION PRESENTATION.

Mayor Wynn: THANK YOU, MS. COLLIER. ARE THERE ANY FOANGZ WHO WOULD LIKE TO ADDRESS US REGARDING ITEM NUMBER 38, THE INTERPORT AREA FULL PURPOSE ANNEXATION PUBLIC HEARING? HEARING NONE, COUNCILMEMBER DUNKERLEY MOVES TO CLOSE THE PUBLIC HEARING THAT I'LL SECOND. ALL THOSE IN FAVOR, PLEASE SAY AYE.

AYE.

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

THANK YOU.

Mayor Wynn: THANK YOU, MS. COLLIER. AND FOR YOUR PATIENCE TONIGHT. MS. SPENCE, IS THAT ALL OF OUR BUSINESS? COUNCIL, WITH NO MORE BUSINESS BEFORE US ON OUR AGENDA, WE STAND ADJOURNED. IT IS 10:42 P.M.

End of Council Session Closed Caption Log